

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

November 24, 2014
3:00 PM

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 call our TDD number, 892-5259, or the Florida Relay Service at 711 as soon as possible. The City requests at least 72 hours advance notice, prior to the scheduled meeting, and every effort will be made to provide that service for you. If you are a person with a disability who needs an accommodation in order to participate in this/these proceedings or have any questions, please contact the City Clerk's Office at 893-7448.

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

Setting December 4, 2014 as the public hearing date for the following proposed Ordinance(s):

1. [Approving a vacation of a 10-foot wide alley abutting Lot 1, Lot 3 and Lot 4 of the Welsh and Bennets Subdivision in the block bound by 11th Avenue Northeast, Beach Drive Northeast, 12th Avenue Northeast and North Shore Drive Northeast. \(City File 14-3300008\)](#)
2. [Ordinance amending Article 6, Section 22 of the St. Petersburg City Code relating to the 1984 Supplemental Police Officer's Retirement System \('Plan'\) to provide a definition of the terms 'designated beneficiary' and 'survivor annuitant'; to provide that the Police Chief may choose to participate in the City's Defined Contribution Plan; to provide that retirees may change their beneficiary, if a beneficiary was designated at the time of retirement, up to two times after their retirement date and to increase the number of overtime hours included for pension purposes to 120 hours per fiscal year.](#)
3. [Setting December 18, 2014 as the public hearing date for the following proposed Ordinance: Ordinance providing for the amendment of Section 27-332; Subsection 27-335\(a\)\(5\); Sections 27-334 and 27-335; Subsections 27-336\(h\) and Section 27-337 of Chapter 27 Article III Division 4 of the St. Petersburg City Code relating to grease management; adding a definition of building official and amending definition of grease discharge permit; amending provisions related to grease discharge permits; amending requirements for grease traps and grease interceptors; deleting requirement for grease haulers to attend workshop; amending provisions related to permitting; amending](#)

provisions related to Administrative orders; explaining the meaning of words struck through or underlined; and providing for severability.

4. An Ordinance of the City of St. Petersburg, Florida amending Chapter 16 of the City Code of Ordinances; clarifying the types of parking garages that are regulated; creating stacking standards for emerging and existing parking garage technologies; and providing for additional definitions.

E. Reports

1. Wrap Around Services Pilot. (Councilmember Foster)
2. Resolution approving the indigent status of the National Christian League of Councils, St. Pete-Pinellas Council and authorizing the waiver of City fees and costs for the 30th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade.
3. Land Use & Transportation: (Councilmember Kennedy) (Oral)
 - (a) Pinellas Planning Council (PPC)
 - (b) Metropolitan Planning Organization (MPO) & Advisory Committee for Pinellas Transportation (ACPT)
 - (c) Tampa Bay Transportation Management Area (TBTMA)
 - (d) MPO Action Committee
 - (e) Greenlight Update
 - (f) PSTA - (Councilmember Rice)

F. New Business

1. Requesting City Council to approve renaming of Gizella Kopsick Palm Arboretum to Gizella Kopsick Arboretum - Palms and Cycads. (Chair Dudley)
2. Referring to the Budget, Finance & Taxation Committee to consider adding to the Weeki Wachee project list for approval, a playground and fitness zone at Sunset Park located on the northwest side of Park Street and Central Avenue immediately north of the Pasadena Card Club. (Councilmember Gerdes)
3. Referring to the Budget, Finance & Taxation Committee a proposal to create a Public Art Ordinance that would require developers of private construction projects to include a public art component with a value equal to 2% of the total project cost. (Councilmember Rice)

G. Council Committee Reports

1. Budget, Finance & Taxation Committee. (11/17/2014)
2. Youth Services Committee. (11/17/2014)

H. Legal

I. Public Hearings and Quasi-Judicial Proceedings - 6:00 P.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. [Confirming the preliminary assessment for Lot Clearing Number 1542.](#)
2. [Confirming the preliminary assessment for Building Securing Number 1194.](#)
3. [Confirming the preliminary assessment for Building Demolition Number 421.](#)
4. [Ordinance 1061-V approving the vacation of a 5-foot wide street radius easement lying at the southwest corner of 37th Street South and 34th Avenue South. \(City File 14-33000007\)](#)
5. [Ordinance 1062-V approving the vacation of a 10-foot wide street radius easement lying at the northwest corner of 37th Street South and 38th Avenue South. \(City File 14-33000006\)](#)
6. [Ordinances amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Employees Retirement System Plan:](#)
 - (a) Ordinance 138-H amending Chapter 22 of the St. Petersburg City Code relating to Retirement Systems by (1) amending Section 22-126 to define the terms designated beneficiary and survivor annuitant, and (2) amending Section 22-132 to provide the method and timing for the return of contributions, clarify how benefits are paid upon the death of a member, clarify the process for reexamination of members retired on account of disability and restoration of members to service, clarify the forms of retirement payment, provide for changes to survivor annuitants and designated beneficiaries and provide that the sum of accumulated contributions will be refunded.
 - (b) Ordinance 139-H amending Chapter 22 of the St. Petersburg City Code relating to Retirement Systems by (1) amending Section 22-162 to define the terms accrued pension benefit and designated beneficiary, and (2) amending section 22-165 to clarify the benefits payable upon retirement for ordinary disability or accidental disability and in the event of death of a member receiving service retirement income or disability retirement income for ordinary disability or accidental disability.
7. [Ordinance 140-H amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System \('Plan'\) to provide a definition of the terms 'spouse', as such term pertains to the Normal Form of the benefit payment, and 'survivor annuitant'; to provide that the Fire Chief may choose to participate in the City's Defined Contribution Plan and to provide that retirees may change their beneficiary, if a beneficiary was designated at the time of retirement, up to two times after their retirement date.](#)
8. [Ordinance 141-H amending St. Petersburg City Code, Section 1-2, Section 8-5 and Chapter 16, Land Development Regulations \("LDRs"\) pertaining to community gardens and fertilizer regulations. \(City File LDR 2014-01\)](#)

9. [Ordinance 142-H amending Chapter 27 of the St. Petersburg City Code; creating definitions for single-family residence and terms related to recycling; adding references to curbside recycling and recyclable materials; establishing regulations for the use of City-issued bulk recycling containers and frequency of collection by City; providing rates for universal curbside recycling for single-family residences and providing for clarifying language.](#)
 - (a) Authorizing the Mayor or his designee to begin preparation for the implementation of the recycling program delineated in Ordinance 142-H; and to execute all documents necessary to effectuate same.
 - (b) Approving the purchase of additional refuse trucks from Rush Truck Centers of Florida, Inc. D/B/A Rush Truck Center, Tampa for the Sanitation Department at a total cost of \$2,049,275.40.
 - (c) Approving the purchase of recycling roll carts from Schaefer Systems International, Inc. for the Sanitation Department at a total cost of \$4,100,800.
10. [Ordinance 143-H providing for the sale and consumption of alcoholic beverages in Elva Rouse Park on March 7, 2015, and Seminole Park on April 18, 2015.](#)
11. [Ordinance 144-H Enacting Year-End Appropriation Adjustments for Fiscal Year 2014 Operating Budget & Capital Improvement Program Budget & Adjustments to the Fiscal Year 2015 Budget.](#)

Quasi-Judicial Proceedings

Swearing in of witnesses. Representatives of City Administration, the applicant/appellant, opponents, and members of the public who wish to speak at the public hearing must declare that he or she will testify truthfully by taking an oath or affirmation in the following form:

"Do you swear or affirm that the evidence you are about to give will be the truth, the whole truth, and nothing but the truth?"

The oath or affirmation will be administered prior to the presentation of testimony and will be administered in mass to those who wish to speak. Persons who submit cards to speak after the administration of the oath, who have not been previously sworn, will be sworn prior to speaking. For detailed procedures to be followed for Quasi-Judicial Proceedings, please see yellow sheet attached to this agenda.

12. [Amending the land use and zoning of an estimated 2.1 acre subject property, the Harris School site, generally located at 4600 Haines Road. \(City File FLUM-21-A\)](#)
 - (a) Ordinance 706-L amending the Future Land Use Map designation from Institutional to Residential Medium.
 - (b) Ordinance 738-Z amending the Official Zoning Map designation of the above described property from NT-1 (Neighborhood Traditional) to NSM-1 (Neighborhood Suburban Multifamily), or other less intensive use.
 - (c) Resolution requesting an amendment to the Countywide Future Land Use Plan Map, as described above, to comply with the requirements of the Pinellas Planning Council and Pinellas County Board of County Commissioners.
 - (d) Requesting City Council to consider initiating a local landmark designation application for the Harris School, 4600 Haines Road North.

13. [Amending the land use and zoning of an estimated 0.80 acre or 35,000 sq. ft. subject property, generally located on the southwest corner of 11th Avenue South and 4th Street South. \(City File FLUM-22-A\)](#)
- (a) Ordinance 707-L amending the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use.
 - (b) Ordinance 739-Z amending the Official Zoning Map designation of the above described property from NSM (Neighborhood Suburban Multifamily) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.
 - (c) Resolution requesting an amendment to the Countywide Future Land Use Plan Map, as described above, to comply with the requirements of the Pinellas Planning Council and Pinellas County Board of County Commissioners.

J. Open Forum

K. Adjournment

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A
November 24, 2014

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

(Purchasing)

1. [Approving the purchase of sodium hypochlorite from Odyssey Manufacturing Co. for the Water Resources Department at an estimated annual cost of \\$1,012,200.](#)
2. [Renewing an agreement with Humana Medical Plan, Inc. for the Medicare + Choice Health Management Organization \(HMO\) plan; and with Humana Insurance Company for the Preferred Provider Organization \(PPO\) plan at an estimated total annual premium of \\$683,676. Both companies are wholly owned subsidiaries of Humana, Inc.](#)
3. [Approving the purchase of a replacement fire apparatus for the Fire Department from The Sutphen Corporation at a total cost of \\$532,559.78.](#)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda B
November 24, 2014**

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. [Approving the purchase of two replacement fire rescue vehicles from Wheeled Coach Industries, Inc. for the Fire Department at a total cost of \\$345,623.](#)
2. [Approving the purchase of quicklime from Carmeuse Lime & Stone, Inc. for the Water Resources Department at an estimated annual cost of \\$345,000.](#)
3. [Renewing blanket purchase agreements with Southeastern Paper Group Inc., Sani-Chem Janitorial Supplies, Inc. and American Chemical & Building Maintenance Supply, Inc. for janitorial supplies at an estimated annual cost of \\$330,000.](#)
4. [Approving a Construction Manager at Risk \(CMAR\) Agreement between the City of St. Petersburg, Florida, and The Haskell Company \(“Haskell”\) for preconstruction and utility location services for the new Biosolids and Waste to Energy Project; authorizing the City Attorney to make non-substantive changes to the CMAR Agreement; authorizing the Mayor or his designee to execute the CMAR Agreement; authorizing payment to Haskell in an amount not to exceed \\$227,438 for the Preconstruction Phase and Utility Location Services; and approving a supplemental appropriation in the amount of \\$256,000 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the WRF SW Biosolids CMAR FY15 Project \(14855\).](#)
5. [Renewing an annual software maintenance agreement with Sungard Public Sector \(SunGardPS\), Inc. a sole source supplier, for the ICS Department at an estimated annual amount of \\$200,992.47.](#)
6. [Awarding three year blanket purchase agreements to J.J. Taylor Distributing Florida, Inc., Great Bay Distributors, Inc., Van Snax Distributors, Inc. and two other suppliers for food and beverages for resale at an estimated annual amount not to exceed \\$200,000.](#)

(City Development)

7. [Authorizing the Mayor or his designee to accept a Deed in Lieu of Paying Special Assessments on an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg, from Darenflorida I.V. Land Trust No. 1 UTD 3-10-14.](#)
8. [Authorizing the Mayor or his designee to execute a First Amendment to Lease Agreement with Aristiz, Inc. to reduce the premises within the aeronautical hangar for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth](#)

Avenue S.E., St. Petersburg; and to execute all documents necessary to effectuate same. (Requires affirmative vote of at least six (6) members of City Council.)

(

(Appointments)

9. Confirming the reappointment of Natalie Oliver as a regular member to the City Beautiful Commission to serve a three-year term ending December 31, 2017.
10. Confirming the appointment of Martin Rainey as a regular member to the Commission on Aging to fill an unexpired three-year term ending December 31, 2014.

(Miscellaneous)

11. Authorizing the Mayor or his designee to: 1) consent to the modification of the Florida Housing Finance Corporation's ("FHFC") State Apartment Incentive Loan Program ("SAIL") mortgage and loan documents ("SAIL Mortgage") to Salt Creek Apartments, Ltd. for Salt Creek Apartments ("Development"), 2) acknowledge the subordinate status of the existing City Home Investment Partnership Act ("HOME") Loan ("City HOME Loan") and Community Development Block Grant ("CDBG") Loan ("City CDBG Loan") for the Development (collectively, "City Loans") to the SAIL Mortgage, 3) reduce the interest rate of the City HOME Loan to zero percent, 4) forgive the City HOME Loan at the end of the City HOME Loan deferral period in 2024; and 5) forgive the City CDBG Loan at the end of the CDBG Loan deferral period in 2019; and authorize the Mayor or his designee to execute all documents necessary to effectuate this resolution.

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Budget, Finance & Taxation Committee (FY14 Budget Cleanup Ordinance)

Monday, November 17, 2014, 8:00 a.m., Room 100

CRA/ Agenda Review & Administrative Updates

Monday, November 17, 2014, 11:00 a.m., Room 100

Youth Services Committee

Monday, November 17, 2014, 9:30 a.m., Room 100

Budget, Finance & Taxation Committee

Monday, November 24, 2014, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Monday, November 24, 2014, 9:15 a.m., Room 100

City Council Meeting (1st Reading of FY14 Budget Cleanup Ordinance)

Monday, November 17, 2014, 1:30 p.m., Council Chamber

Housing Services Committee

Monday, November 24, 2014, 10:30 a.m., Room 100

CRA/ Agenda Review & Administrative Updates

Monday, November 24, 2014, 2:00 p.m., Room 100

CITY OF ST. PETERSBURG

Board and Commission Vacancies



Arts Advisory Committee

1 Regular Member
(Terms expire 9/30/15)

Civil Service Board

3 Alternate Members
(Terms expire 6/30/16 & 6/30/17)

City Beautiful Commission

2 Regular Members
(Terms expire 12/31/14 & 12/31/16)

Code Enforcement Board

2 Alternate Members
(Terms expire 12/31/16)

Commission on Aging

4 Regular Members
(Terms expire 12/31/14 & 12/31/16)

Public Arts Commission

1 Regular Member
(Term expires 4/30/18)

Nuisance Abatement Board

1 Alternate Member
(Term expires 11/30/14)

Affordable Housing Advisory Committee

6 Regular Members
(One Term)

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.



SAINT PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable Bill Dudley, Chair, and Members of City Council

SUBJECT: Ordinance approving a vacation of a 10-foot wide alley abutting Lot 1, Lot 3 and Lot 4 of the Welsh and Bennets Subdivision in the block bound by 11th Avenue Northeast, Beach Drive Northeast, 12th Avenue Northeast and North Shore Drive Northeast (City File No.: 14-33000008).

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

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for December 4, 2014.

The Request:

The request is to vacate a 10-foot wide alley that runs through the parking lot of an existing apartment complex within the block northeast of Beach Drive Northeast and 11th Avenue Northeast. The applicant intends to consolidate the property along with the alley to be vacated to construct a new 7-unit multi-family development.

Discussion:

The alley is not needed for public use or travel. It dead-ends into a private parking lot. At 10-feet wide, the alley is barely wide enough to accommodate one-way traffic. The minimum required alley width within the City is presently 20 feet. The subject vacation will allow the applicant to redevelop the existing property.

As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-ways would be consistent with the criteria in the City Code and the Comprehensive Plan. Staff is recommending approval of the proposed vacations to City Council, subject to the special conditions in the proposed ordinance.

Agency Review:

The request has been reviewed by appropriate City departments and public utility agencies. There are no objections or concerns to the requested vacation.

DRC Action/Public Comments:

On October 1, 2014, 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 recommend approval of the proposed vacation.

RECOMMENDATION:

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

1. Lots 1 through 4, Welsh & Bennets Subdivision, as recorded in Plat Book 1, Page 2 of the Official Records of Pinellas County shall be replatted as one lot or as multiple lots consistent with an approved multifamily development plan.

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF A 10-FOOT WIDE ALLEY ABUTTING LOT 1, LOT3 AND LOT 4 OF WELSH AND BENNETS SUBDIVISION IN THE BLOCK BOUND BY 11TH AVENUE NORTHEAST, BEACH DRIVE NORTHEAST, 12TH AVENUE NORTHEAST AND NORTH SHORE DRIVE NORTHEAST; 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:

A 10-foot wide alley abutting Lot 1, Lot 3 and Lot 4 of the Welsh and Bennets Subdivision, as recorded in Plat Book 1, Page 2 of the Official Records of Pinellas County.

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:

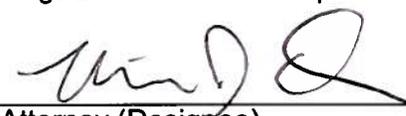
1. Lots 1 through 4, Welsh & Bennets Subdivision, as recorded in Plat Book 1, Page 2 of the Official Records of Pinellas County shall be replatted as one lot or as multiple lots consistent with an approved multifamily development plan.

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

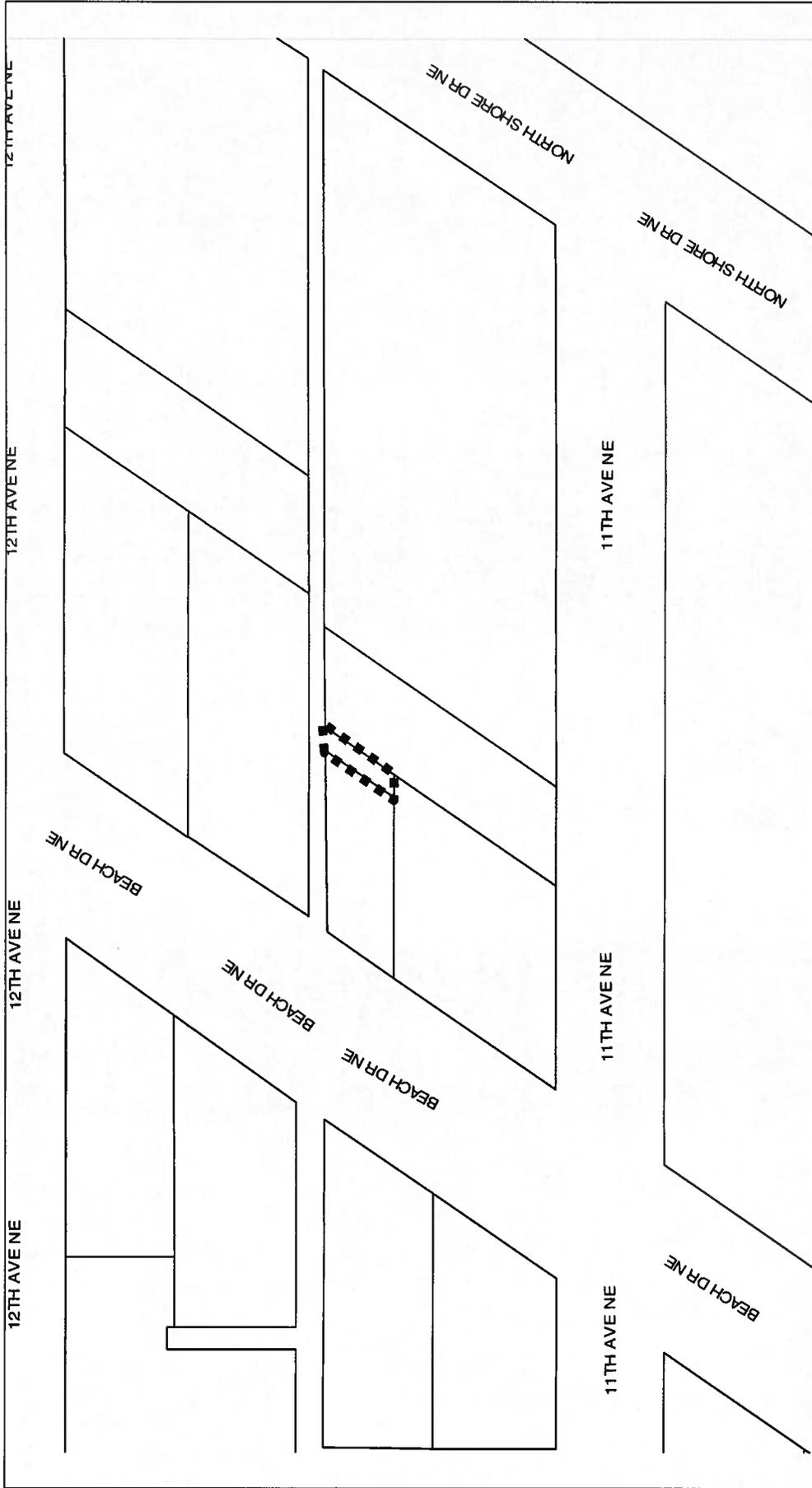
APPROVED AS TO FORM AND SUBSTANCE:



Planning & Economic Development Dept. 11-3-14
Date



City Attorney (Designee) 11/3/14
Date



Planning & Economic Development Department
 Case No.: 14-33000008
 Address: 1101 Beach Drive Northeast





Planning & Economic Development Department
Case No.: 14-3300008
Address: 1101 Beach Drive Northeast



LINE DISTANCE BEARING

L1 10.92'(D) S 89°59'56"E(D)
L2 10.00'(D) N 89°47'38"W(D)

S 89°59'56"E 150.08'(M)
150.00'(C) O/A

OPEN ALLEY(P)

FOUND 1" I.P.
W/NO I.D.NO.

P.O.B.
THE NORTHEAST
CORNER OF LOT 1

FOUND NAIL/DISC LB#839
THE NORTHWEST CORNER OF LOT 4

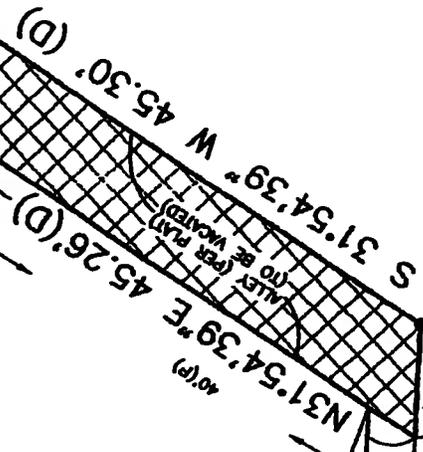
BEACH DR NE
NO CORNER
FOUND OR SET

LOT 1

LOT 2

LOT 3

LOT 4



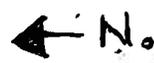
FOUND SCRIBE
W/NO I.D. NO.
AT THE NORTHEAST
CORNER OF LOT 3

90'(P)
ALLEY (PER PLAT)
(NOT INCLUDED)

100'(C) O/A
99.76'(M)

FOUND NAIL
W/NO I.D.NO.

31°55'02"W 148.67'(M)
148.56'(P)



**St. Petersburg City Council Agenda Item
Meeting of November 24, 2014**

To: The Honorable Bill Dudley, Chair and Members of City Council

Subject: An ordinance amending Article 6, Section 22 of the St. Petersburg City Code relating to the 1984 Supplemental Police Officer's Retirement System ('Plan') to provide a definition of the terms 'designated beneficiary' and 'survivor annuitant'; to provide that the Police Chief may choose to participate in the City's Defined Contribution Plan; to provide that retirees may change their beneficiary, if a beneficiary was designated at the time of retirement, up to two times after their retirement date and to increase the number of overtime hours included for pension purposes to 120 hours per fiscal year.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes to the pension plan are implemented. The modifications for which approval is being sought at this time require changes to Division Six, the 1984 Supplemental Police Officer's Retirement System.

Summary: A change to the Police Pension Plan was negotiated between City administration and the Police Benevolent Association (PBA). This change was ratified by the union membership and approved by City Council on October 2, 2014 and will be incorporated into the PBA labor agreement. The change to Section 22-275, effective September 29, 2014, increases the number of hours of overtime considered in the calculation of pension benefits from 100 to 120 hours per fiscal year and is in compliance with the minimum benefit provisions of Chapter 185, Florida Statutes.

F.S.185.02(11) provides that all certified police officers will participate in a plan qualifying under F.S. 185, however, the statute also permits the Police Chief to choose not to participate in the plan. Section 22-277 is amended in accordance with the statute.

F.S. 185.161(1)(c) and F.S. 185.341(2) provide that a retired police officer may change his or her beneficiary up to two times after retirement. The Plan has been operating with in accordance with the statute. Section 22-280 is amended to include this language and to clarify that accumulated contributions will be refunded.

Cost: The actuary has estimated the annual City cost as \$123,304. The cost increase will be part of the FY16 pension funding. Funding for compliance with Chapter 185, Florida Statutes minimum benefit provisions is provided through premium tax rebates. The estimated increase to the Unfunded Accrued Liability for this change is \$1,293,953.

Recommendations:

Recommended City Council Action:

Conduct second reading and Public Hearing on December 4, 2014

- Attachments: (1) Proposed Ordinance
(2) Actuarial Impact Statement

Approvals:


Administration

Date 11/7/14


Budget

Date _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO THE 1984 SUPPLEMENTAL POLICE OFFICER'S RETIREMENT SYSTEM BY (1) AMENDING SECTION 22-275 TO DEFINE THE TERM SURVIVOR ANNUITANT, CLARIFY OTHER DEFINITIONS AND INCLUDE CERTAIN OVERTIME HOURS IN THE DEFINITION OF EARNABLE COMPENSATION, AND (2) AMENDING SECTION 22-277 TO PROVIDE THE POLICE CHIEF THE OPTION TO PARTICIPATE IN THE CITY'S DEFINED CONTRIBUTION PLAN, AND (3) AMENDING SECTION 22-280 TO CLARIFY THE FORMS OF RETIREMENT PAYMENT, PROVIDE FOR CHANGES TO SURVIVOR ANNUITANTS AND DESIGNATED BENEFICIARIES AND PROVIDE THAT THE SUM OF ACCUMULATED CONTRIBUTIONS WILL BE REFUNDED, AND (4) AMENDING SECTION 22-281 TO INCLUDE CERTAIN OVERTIME HOURS IN THE DETERMINATION OF MEMBER DEDUCTIONS; CORRECTING TYPOGRAPHICAL AND SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-275 of the St. Petersburg City Code is amended to read as follows

Sec. 22-275. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Accrued pension benefit means the pension earned from entry as a member in the retirement system to the date of termination as an active member.

Annual benefit means annual benefit as defined in code section 415(b).

Annuity starting date means the annuity starting date as defined in Section 417 of the Internal Revenue Code.

Board or Pension Board means the Pension Board responsible for administering the retirement system, as provided in this division.

Code means the Internal Revenue Code of 1986, as amended.

Compensation means compensation as defined in Treasury Regulation 1.415-2(d), including all items specified in subsection (2) of that regulation, and excluding all items not required under Treasury Regulation 1.415-2(d) and all items specifically excluded under subsection (3) of that regulation.

Contributions means the sum deducted from the compensation of a member or paid by a member and credited to the retirement fund.

Creditable service means prior service, plus membership service for which credit is allowable under the provisions of this division.

Deferred retirement option plan or DROP means a retirement option in which a member may elect to participate and is not a contract for or a guarantee of employment. A member may retire for all purposes of the retirement system and defer receipt of retirement benefits into a DROP account while continuing employment with the City. Nothing within the DROP should be construed to alter an employee's classification status.

Designated beneficiary (beneficiaries) means the person (or persons) designated by the member as his or her beneficiary (or beneficiaries) to receive benefits payable upon the death of the member (other than a survivor annuitant) on the form provided by the bBoard for such purpose, signed by the member and filed with the bBoard.

Division A members means members of the 1970 supplemental retirement system who were members prior to January 1, 1984, and who become members of the 1984 supplemental retirement system. All benefits of division A members shall be computed on the basis of the 1970 supplemental retirement system with respect to all years of creditable service rendered prior to January 1, 1984, including proration for any part of a year of creditable service, and on the basis of the 1984 supplemental retirement system with respect to all years of creditable service rendered subsequent to January 1, 1984.

Division B members means members of the 1984 supplemental retirement system who first become members on or after January 1, 1984. All benefits of division B members shall be computed solely on the basis of the 1984 supplemental retirement system.

Earnable compensation means the employee's base pay plus any additional pays listed in the table below:

Earnable compensation includes:
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Prior to July 1, 1999	Base pay exclusive of any additional pay (e.g., overtime, shift differential)
On or after July 1, 1999	Base pay plus educational incentive pay, if any
On or after October 1, 2000	Base pay plus educational incentive, shift differential, and acting supervisor pay, if any
On or after September 27, 2004	Base pay plus educational incentive pay, shift differential pay, acting supervisor pay, and up to 59 overtime hours per fiscal year, but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any
On or after September 24, 2007	Base pay plus educational incentive pay, shift differential pay, acting supervisor pay, and up to 100 overtime hours per fiscal year, but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any
On or after <u>September 29, 2014</u>	<u>Base pay plus educational incentive pay, shift differential pay, acting supervisor pay, and up to 120 overtime hours per fiscal year, but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any</u>

Earnings base means for retirement income with an initial effective date prior to June 1, 1999, the average monthly earnable compensation of a member during such person's last five years of creditable service, or, if the member has less than five years of creditable service, then such person's average monthly earnable compensation during the total years of service. For retirement income with an initial effective date of June 1, 1999, and thereafter, earnings base means the average monthly earnable compensation of a member during such person's last three years of creditable service, or, if the member has less than three years of creditable service, then such person's average monthly earnable compensation during the total years of service.

Effective date means October 1, 1997, except as otherwise provided.

Employee means all officers and police officers regularly employed in the police department of the City whose employment shall be continuous and not of a temporary nature; however, civilian employees of the police department shall not be covered by the provisions of this division. In all cases of doubt, the ~~Pension Board~~ Board shall decide who is an employee within the meaning of this definition.

Member means any person included in the membership of the retirement system, as provided in this division.

Membership service means service rendered since last becoming a member and on account of which contributions have been made as provided in this division, including credit for leaves of absence granted by the bBoard pursuant to this division and rules and regulations adopted by the bBoard and subject to provisions in this division regarding the reinstatement of service.

Plan year means the consecutive 12-month period ending on September 30.

Prior service means service rendered prior to January 1, 1984, for which credit is allowable under the provisions of this division, or shall mean service rendered as a member of the employees' retirement system as provided by division 2 of this article of this chapter, provided such membership was in lieu of membership in the 1984 Supplemental Police Officer's Retirement System due to the employees' age exceeding enrollment criteria existing at time of the employees' appointment as a police officer.

Retirement means withdrawal from the active service with a retirement allowance granted under the provisions of the retirement system.

Retirement income means monthly payments for the life of the retired member and such survivors' annuities~~benefits~~ as are provided for in this division.

Retirement income percent means the percentage of earnings base which shall be payable to a retired member as a retirement income as listed in the table below:

For retirement income with an initial effective date for division A and B members):	Retirement income percent:
Prior to June 1, 1999	2.5 percent for each year of creditable service rendered subsequent to October 1, 1970, and prior to January 1, 1984, and 2 percent for each year of creditable service rendered subsequent to January 1, 1984.
On or after June 1, 1999 and prior to January 1, 2004	2.5 percent for each year of creditable service rendered subsequent to October 1, 1970, and prior to January 1, 1984, and 2 percent for each year of creditable service rendered subsequent to January 1, 1984. For creditable service earned on or after June 1, 1999, 2.5 percent for the first 20 years of creditable service and 3 percent for any years of creditable service thereafter.
On or after January 1, 2004	3 percent for each year of creditable service.

Retirement system means the 1984 Supplemental Police Officer's Retirement System of the City as established in this division.

Service means service as an employee and paid for by the City.

Survivor Annuitant means the person designated by the member to receive an optional monthly retirement income upon the member's death payable in accordance with option 2, option 3 or option 4 as described in this division.

Section 2. That Section 22-277 of the St. Petersburg City Code is amended to read as follows

Sec. 22-277. Membership.

The membership of the retirement system shall consist of the following:

- (1) Any person who is appointed as an employee on or after January 1, 1984, shall become a member of the retirement system as a condition of his employment. No person shall be allowed to be a member or make contributions to this pension system if the member is receiving benefit payments from any other retirement system sponsored wholly or in part by the City.
- (2) Any employee in the service of the Police Department as of January 1, 1984, may become a member of the retirement system, if such person shall file with the bBoard a notice of the election to be covered in the membership of the retirement system. The election shall be filed on or before a date to be established by the bBoard.
- (3) Any employee in the service of the Police Department as of January 1, 1984, who as of December 31, 1983, was a member of the 1970 supplemental retirement system and was a bargaining unit member covered by the then current collective bargaining agreement between the City and Pinellas County Police Benevolent Association, Inc.
- (4) Any employee in the service of the City as of October 1, 1986, who, as of September 30, 1986, was a member of the Employees' Retirement System due to ineligibility for membership in the police officer's pension fund due to age at time of appointment as a police officer, may become a member of the retirement system, if such person shall file with the bBoard a notice of election to be covered in the membership of the retirement system. The election shall be filed on or before a date to be established by the bBoard.
- (5) Any employee enrolled as a member of the retirement system who shall be granted credit for leaves of absence granted by the bBoard pursuant to this division and regulations adopted by the bBoard.
- (6) Any employee reemployed subsequent to qualified military service, notwithstanding any provision of this plan to the contrary, contributions, benefits and service credit with respect to qualified military service will be provided in accordance with code section 414(u) and applicable State statutes.

- (7) The Police Chief has the option to participate in the retirement system or in the City's defined contribution plan. Such decision by the Police Chief must be made within 60 days of the initial date of employment as Police Chief.

Section 3. That Section 22-280 of the St. Petersburg City Code is amended to read as follows

Sec. 22-280. Benefits.

(a) Eligibility for retirement:

- (1) *Service retirement eligibility.* Any member in service may retire upon written application to the bBoard setting forth at what time, not less than 30 days nor more than 90 days subsequent to the execution and filing thereof, such person desires to be retired; provided that at the time so specified for retirement such person shall have attained his or her normal retirement age, which is hereby defined as 25 years of creditable service or age 55. Upon retirement, such person shall be entitled to receive a benefit pursuant to subsection (b)(1) of this section. Any member separating from the active service after completing 20 years creditable service but prior to the attainment of age 55 shall be entitled to receive a benefit computed pursuant to subsection (b)(1) of this section upon attainment of age 55. Any other provision of the retirement system notwithstanding, a member's benefit shall become fully vested (100 percent non-forfeitable) upon the attainment of his or her normal retirement age.
- (2) *Early retirement eligibility.* Effective September 27, 2004, any member in service who does not meet the criteria established for service retirement eligibility pursuant to subsection (a)(1) of this section may retire upon written application to the bBoard setting forth at what time, not less than 30 days nor more than 90 days subsequent to the execution and filing thereof, such person desires to be retired; provided that at the time so specified for retirement such person shall have completed ten years of creditable service and shall have attained age 50. A member who meets the early retirement eligibility of this subsection shall be entitled to receive a reduced benefit computed pursuant to subsection (b)(2) of this section.

(b) Computation of retirement benefits.

- (1) *Service retirement benefit.* Upon retirement from service, pursuant to subsection (a)(1) of this section, a member shall receive a service retirement income which shall consist of a monthly income for life equal to such member's retirement income percent times such member's earnings base. Except as otherwise provided in this division, this shall be the normal form of retirement benefit as provided in subsection (b)(3)a. of this section. A member may elect the normal form or an optional form of retirement benefit as provided in subsection (b)(3) of this section.
- (2) *Early retirement benefit.* Upon retirement from service, pursuant to subsection (a)(2) of this section, a member shall receive an retirement income which shall consist of a monthly income for life equal to such member's retirement income percent times such member's earnings base, provided that the retirement income percent shall be reduced

by three percent for each year the member had not attained age 55. Such reduction shall be prorated monthly for any portion of a year the member had not attained age 55. For purposes of early retirement, this shall be the normal form of retirement benefit as provided in subsection (b)(3)a. of this section. A member may elect the normal form or an optional form of retirement benefit as provided in subsection (b)(3) of this section.

(3) *Normal and optional forms of retirement benefits.* Upon retirement, a member shall receive a retirement income based on the normal form of retirement benefit or one of the following actuarially equivalent options elected in lieu of the normal form. ~~If the member's designated beneficiary survives the member, such designated beneficiary is eligible for an actuarially equivalent optional form of retirement benefit, as elected by the member at the time of his or her retirement.~~ Option 1, subsection (b)(3)b.1 of this section, provides for single or multiple designated beneficiaries. Only one designated survivor annuitant beneficiary can be named for Options 2 through 54.

a. *Normal form of retirement benefit.* Benefits are payable for the life of the member only (life annuity). Upon death, no further benefits are payable to any designated beneficiary except as provided in subsection (d) of this section.

b. *Optional forms of retirement benefit.* For purposes of calculating the optional forms of retirement benefit, the normal form of retirement benefit is a life annuity. In lieu of the normal form of retirement benefit, a member (or designated beneficiary, upon the member's death, as provided in this division) may elect one of the options listed in subsections (b)(3)ba.1 through 4 of this section. The following options are computed according to actuarial tables recommended by the actuary and adopted by the bBoard:

1. *Option 1.* If such member dies before such member has received optional monthly retirement income payments for 120 months, the optional monthly payments shall be continued for the balance of the 120 months to such member's designated beneficiary, if such designated beneficiary survives the member. If a member has multiple surviving designated beneficiaries, the optional monthly payments shall be divided equally among the designated beneficiaries that survive such member. If no designated beneficiary survives the member, the optional monthly payment shall be made to the legal representative of such member or to the member's estate.

2. *Option 2.* Upon death, 100 percent of such member's optional retirement income shall be continued throughout the life of and paid to such member's ~~designated beneficiary, if such designated beneficiary survives the member~~ survivor annuitant. If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death.

3. *Option 3.* Upon death, two-thirds of such member's optional retirement income shall be continued throughout the life of and paid to such member's ~~designated beneficiary, if such designated beneficiary survives the member.~~ survivor annuitant. If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death.

4. Option 4. Upon death, one-half of such member's optional retirement income shall be continued throughout the life of and paid to such member's ~~designated beneficiary, if such designated beneficiary survives the member~~ survivor annuitant. If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death.
5. Any member who is receiving a retirement income payment under option 2, option 3, or option 4 may change his or her survivor annuitant a maximum of two times after the commencement of payments without the approval of the board or any survivor annuitant and with no requirement to provide information regarding the health status of the survivor annuitant being replaced. A member may not change his or her form of retirement benefit after the commencement of payments. Upon completion and receipt of all required forms and the submission of all fees as prescribed by the board, the actuary retained by the board will determine the actuarially equivalent new benefit amount with the change in survivor annuitant taking into account the ages of the former survivor annuitant, the new survivor annuitant, and the member. Such change in survivor annuitant and in the member's benefit amount will be effective upon the receipt by the board of the final consent of the member and will be implemented as soon as administratively practical.

Any member who is receiving a retirement income payment under option 1 may change his or her designated beneficiary at any time without the approval of the board or any designated beneficiary and with no requirement to provide information regarding the health status of the designated beneficiary being replaced.

- (c) *Designated beneficiary election of option.* When a member who is currently eligible to receive immediate retirement benefits retires and elects to receive one of the options available under subsection (b)(3)~~B~~b of this section but dies prior to the first payment becoming normally due, the designated beneficiary or survivor annuitant may, with the approval of the ~~b~~Board, elect to receive any of the options provided for in subsection (b)(3)~~b~~b of this section.
- (d) *Sum equal to accumulated contributions to be paid.* ~~In the event of the death of a member or the designated beneficiary before the payment from the retirement system of an amount equal to such deceased member's contributions, there shall be paid to such member's designated beneficiary (or if there is no surviving designated beneficiary, to the legal representative of such member) the difference between such contributions and the amount~~

~~previously disbursed or paid pursuant to subsection (b) of this section. This subsection shall only apply when benefits are paid pursuant to subsection (b) of this section.~~

In the event of the death of a member or death of the member's survivor annuitant or designated beneficiary before the payment from the retirement system of an amount equal to such deceased member's accumulated contributions, the difference between such accumulated contributions and all amounts previously paid shall be paid to the member's designated beneficiary, or if none, to the legal representative of such member or to the member's estate.

- (e) *Eligibility for nonservice-connected disability benefits.* Upon the written application of a member in service, a member's legal guardian or of the head of the member's department, any member who shall have become permanently disabled when the disability was unconnected with the performance of such member's duty as a police officer and not caused by the member's own willful intent, may be retired by the hBoard on a nonservice-connected disability retirement income. The board-appointed physician or other physicians designated by the hBoard shall certify to the hBoard that the member is mentally or physically totally incapacitated from rendering useful and efficient service as a police officer, that such incapacity is likely to be permanent and that the member should be retired.
- (1) A police officer will not be entitled to receive any disability retirement income if the disability is a result of:
- a. Excessive and habitual use by the police officer of drugs, intoxicants or narcotics;
 - b. Injury or disease sustained by the police officer while willfully and illegally participating in fights, riots, civil insurrections or while committing a crime;
 - c. Injury or disease sustained by the police officer while serving in any armed forces;
 - d. Injury or disease sustained by the police officer after employment has terminated;
 - e. Injury or disease sustained by the police officer while working for anyone other than the City and arising out of such employment.
- (f) *Computation of nonservice-connected disability benefits.* Effective September 27, 2004, upon retirement for a nonservice-connected disability, a member shall receive a disability retirement income which shall consist of a monthly income during the continuance of the disability which shall be equal to 25 percent of the member's earnings base or the sum of the member's accrued pension benefit, whichever is greater, as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by the member at the time of his or her retirement, plus 7½ percent of the earnings base for each unmarried child under the age of 18.
- (g) *Eligibility for service-connected disability benefits.* Upon the written application of a member in service, a member's legal guardian or of the head of such member's department, any member who has been totally and permanently incapacitated for duty as a natural and proximate result of an accident sustained in service as a member and occurring while in the

actual performance of duty at some definite time and place to be stated in the application, without willful negligence on such member's part, may be retired by the bBoard on a service-connected disability retirement income, if the bBoard-appointed physician or other physicians designated by the bBoard shall certify to the bBoard that the member is mentally or physically totally incapacitated from rendering useful and efficient service as a police officer, that the incapacity is likely to be total and permanent and that the member should be retired.

- (1) A police officer will not be entitled to receive any disability retirement income if the disability is a result of:
 - a. Excessive and habitual use by the police officer of drugs, intoxicants or narcotics;
 - b. Injury or disease sustained by the police officer while willfully and illegally participating in fights, riots, civil insurrections or while committing a crime;
 - c. Injury or disease sustained by the police officer while serving in any armed forces;
 - d. Injury or disease sustained by the police officer after employment has terminated;
 - e. Injury or disease sustained by the police officer while working for anyone other than the City and arising out of such employment.
- (h) *Computation of service-connected disability benefits.* Effective September 27, 2004, upon retirement for service-connected disability, a member shall receive a disability retirement income which shall be equal to 60 percent of the member's earnings base or the sum of the member's accrued pension benefit, whichever is greater, as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by the member at the time of his or her retirement.
- (i) *Time of taking effect of other benefits.* Any retirement or other benefits provided for under this division, when approved by the ~~Pension~~Bboard, shall be effective on the first day immediately following the final termination of the member's employment and the first payment shall be prorated for the portion of the month remaining.
- (j) *Death benefits when death of member occurs after separation but prior to normal retirement age.* Effective September 27, 2004, should a member who has attained 20 years of creditable service and who has separated from the active service die prior to the attainment of age 55, such member's designated beneficiary, provided such designated beneficiary survives the member, shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such designated beneficiary at the time of the member's death. Surviving child benefits are payable as provided for by subsection (o) of this section. The payment of benefits provided for in this subsection shall commence immediately upon the death of the member.

Death while performing USERRA-qualified active military service. In the case of a member who dies on or after January 1, 2007 while performing "qualified military service" under Title 38, United States Code, Chapter 43, Uniformed Services Employment and Reemployment Rights Act ("USERRA") within the meaning of Section 414(u) of the Internal Revenue Code, any "additional benefits" (as defined by Section 401(a)(37) of the Internal Revenue Code) provided under the retirement system that are contingent upon a member's termination of employment due

to death shall be determined as though the member had resumed employment immediately prior to his death. With respect to any such "additional benefits," for vesting purposes only, credit shall be given for the period of the member's absence from covered employment during "qualified military service."

(k) *Nonservice-connected death benefits.* Effective September 27, 2004, should an active member cease to be an employee by death from causes unconnected with the performance of duties, the designated beneficiary, provided such designated beneficiary survives the member, shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b. of this section, as elected by such designated beneficiary at the time of the member's death. For purposes of non-service connected death benefits, the normal form of retirement benefit shall be equal to 25 percent of the member's earnings base or the sum of the member's accrued pension benefit at the time of death, whichever is greater. Surviving child benefits are payable as provided for by subsection (o) of this section.

Death while performing USERRA-qualified active military service. In the case of a member who dies on or after January 1, 2007 while performing "qualified military service" under Title 38, United States Code, Chapter 43, Uniformed Services Employment and Reemployment Rights Act ("USERRA") within the meaning of Section 414(u) of the Internal Revenue Code, any "additional benefits" (as defined by Section 401(a)(37) of the Internal Revenue Code) provided under the retirement system that are contingent upon a member's termination of employment due to death shall be determined as though the member had resumed employment immediately prior to his death. With respect to any such "additional benefits," for vesting purposes only, credit shall be given for the period of the member's absence from covered employment during "qualified military service."

(l) *Service-connected death benefits.* Effective September 27, 2004, should an active member cease to be an employee by death in the performance of duties, or as a direct result thereof, the designated beneficiary, provided such designated beneficiary survives the member, shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such designated beneficiary at the time of the member's death. For purposes of service-connected death benefits, the normal form of retirement benefit shall be equal to 60 percent of the earnings base or the sum of the member's accrued pension benefit at the time of death, whichever is greater. Surviving child benefits are payable as provided for by subsection (o) of this section.

(m) *Death of member receiving disability retirement benefits.* Should a member receiving disability retirement income die, benefits, if any, will be payable in accordance with the normal form of retirement or the actuarially equivalent optional form of retirement benefit elected by the member at time of retirement. Surviving child benefits are payable as provided for by subsection (o) of this section.

(n) *Death of member receiving service retirement benefits or early retirement benefits.* Should a member receiving a service retirement or early retirement income die, benefits, if any, will be payable in accordance with the normal form of retirement or the actuarially equivalent optional form of retirement benefit elected by the member at the time of retirement.

- (o) *Surviving child benefits.* Upon the death of a member, 7½ percent of the member's earnings base for each surviving unmarried child under the age of 18 who was the child of the member at the time of the member's retirement from active service will be payable to the legal guardian of such child. The total of all benefits payable under this subsection and subsection (b)(3) of this section shall not exceed the retirement income the member would have been entitled to receive as of the date of death. Should the total of all benefits payable to all designated beneficiaries and the surviving child exceed the retirement income the member would have been entitled to receive as of the date of death, in no case shall the surviving child benefit be reduced. In the event that all children are not in the custody of the same person, each child's benefit shall be paid to his or her legal guardian.
- (p) *Termination of child benefits.* Any benefits being paid to a child pursuant to subsections (f), (j), (k), (l), (m) and (n) of this section shall cease upon the child's marriage or attainment of age 18.
- (q) *Adjustments.* On October 1 of each year, a cost-of-living increase shall be added to monthly pension payments for each pension account receiving benefits; provided the pension member in whose name the pension account was originally established has or would have attained age 60 prior to October 1 of that year. The cost-of-living increase shall equal the annual percentage increase in the Consumer Price Index (CPI) for the preceding fiscal year (October 1 to September 30), or two percent, whichever is less.
- (r) *Vested benefits.* Should a member cease to be an employee for reasons other than death or retirement, on or after October 1, 2000, and after completing seven or more years of creditable service, such member shall acquire, pursuant to the following vesting schedule, benefits payable on a monthly life annuity basis commencing at age 55, provided such member has a vested interest at time of separation from employment.

Completed Years of Creditable Service	Annual Vested Increment in Accrued Benefit (%)	Cumulative Vested Interest in Accrued Benefit (%)
Less than 7	0	0
7	20	20
8	8	28
9	8	36
10	64	100

A member may elect in lieu of the life annuity (the normal form of retirement benefit), an actuarially equivalent optional form of retirement benefit as provided under subsection (b)(3) of this section.

Vesting shall pertain only to future retirement benefits payable as provided under this section and do not relate to employee contributions and other allowances.

As of the first day of the 2000 plan year, a member whose vested benefit has a present value, as determined in accordance with code section 417(e), not exceeding \$5,000.00, and who has made an application for benefits, shall have that benefit distributed in a lump sum as soon as practicable for the retirement system. For members who cease to be an employee between the effective date of ordinance from which this provision is derived and the date of its adoption, the present value of that member's benefit shall be the greater of:

- (1) The present value as calculated under this amendment; or
- (2) The present value as calculated without this amendment.
 - a. *Death of vested member prior to receiving vested benefits.* Should a vested member die prior to the commencement of vested benefits, the designated beneficiary, provided such designated beneficiary survives the member, shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b. of this section, as elected by such designated beneficiary at the time the member would have attained age 55.
- (s) *Termination of employment.* If any member who was actively employed on March 12, 1999 or who was hired after March 12, 1999 ceases to be an employee, except for death, disability or retirement, before accumulating aggregate time of ten years toward retirement and before being eligible to retire under the provisions of this division, such member shall be entitled to a refund of all of his or her contributions made to the retirement fund without interest less any benefits paid to him or her.
- (t) *Reexamination of recipients of disability benefits.* Once each year during the first five years following the retirement of a member on a disability retirement income and once in every three-year period thereafter, the bBoard may, and upon the disability recipient's application, shall require any disability recipient to undergo a medical examination; however, this requirement shall terminate when the combined total of creditable service and years of disability retirement shall equal 25 years.

The examination shall be conducted by the physicians designated by the bBoard, who shall submit a written report of their findings to the bBoard. The disability recipient shall be advised of the examination upon 30 days' written notice, and should the disability recipient fail to submit to the examination within the indicated period, such person's retirement income shall be suspended until such time as the pensioner shall establish to the bBoard eligibility to receive disability retirement income. Should the disability recipient fail within one year to respond to the notice for examination, it shall be conclusively deemed that the disability recipient is not entitled to disability retirement income and it shall be revoked and set aside.

- (u) *Return of disability benefits recipient to active duty.* Should it appear from a medical examination that a disability recipient is capable of returning to duty in the department in a

limited duty or full duty capacity, the disability recipient shall be ordered to return to active duty in the department with the consent of the police chief and the Mayor and shall be restored to the active membership. Any member so returning to service from retirement due to a nonservice-connected disability shall receive credit only for such member's service actually rendered in the department in computing creditable service. Any member so returning to service from a retirement due to a service-connected disability shall receive credit for the time spent on pension in addition to service actually rendered in the department in computing creditable service. Any disability recipient so restored to the active membership shall return to the classification, title or rank held at the time of retirement and to the pay grade held at the time of retirement regardless of the capacity to which the member is restored and shall be eligible for all benefits provided by this division. The retirement income of any such disability recipient shall cease upon restoration to the active membership and such person shall contribute at the current contribution rate for active members.

- (v) *Workers' compensation.* Any amounts which may be paid or payable under the provisions of any workers' compensation or similar law to a member or to the dependents of a member on account of any service-connected disability shall, in such a manner as the hBoard shall approve, be offset and payable in lieu of any benefits payable under the provisions of the retirement system on account of the same service-connected disability.
- (w) *Limitations.* Benefits payable pursuant to this division shall be limited as specified by F.S. § 112.65.

Section 4. That Section 22-281 of the St. Petersburg City Code is amended to read as follows

Sec. 22-281. Method of financing.

- (a) There shall be deducted from the base salary of each member a sum in accordance with the following schedule, plus the prevailing rate of deduction for old age and survivors' insurance. Effective October 1, 2000, there shall be deducted from the base salary and educational incentive pay, if any, a sum in accordance with the following schedule.

Effective Date For Contribution	Rate of Employee Contribution (%)	Contribution Based on

All payroll periods ending on or after October 6, 1985.	7	Base pay
All payroll periods ending on or after October 1, 2000	7	Base pay plus educational incentive pay
All payroll periods ending on or after October 1, 2001	7	Base pay plus educational incentive, shift differential and acting supervisor pay
All payroll periods ending on or after September 27, 2004	7	Base pay plus educational incentive, shift differential, acting supervisor pay and up to 59 hours overtime per fiscal year (but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any)
All payroll periods ending on or after September 24, 2007	7	Base pay plus educational incentive, shift differential, acting supervisor pay and up to 100 hours overtime per fiscal year (but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any)
<u>All payroll periods ending on or after September 29, 2014</u>	<u>7</u>	<u>Base pay plus educational incentive, shift differential, acting supervisor pay and up to 120 hours overtime per fiscal year (but not including payments for extra duty or a special detail for work performed on behalf of a second party employer during off duty hours, if any)</u>

- (b) Each of the amounts shall be deducted and, when deducted, shall be credited to the appropriate fund. In addition to the contributions deducted from compensation as hereinbefore provided, any member who elects coverage in the retirement system in lieu of membership in the employees' retirement system, as provided in this division, may deposit in the retirement fund an amount equal to the total amount which would have been deducted from the base salary had the member been a member of the retirement system, and that, upon the deposit of such sum, creditable service for the specified period of membership shall be granted.

- (c) Any member may waive further contributions to the retirement system, if, at such time such member shall make the written request to the Board, such member shall have attained a total retirement percentum equal to 60 percent of such member's earnings base, which earnings base shall be established as of the date of this waiver.
- (d) The City shall annually contribute to the retirement system an amount which, together with the contributions from active members and from such other income sources, will be sufficient to meet the normal cost of the system and to fund the actuarial deficiency, if any, in accordance with statutory laws. Except as permitted under the Code, no amounts may revert back the City.
- (e) All administrative expenses of the retirement system shall be paid directly from appropriations made by the City for that purpose.
- (f)
 - (1) The board shall be the trustee of the retirement fund created by this division and shall have full power to invest and reinvest such funds, subject to all terms, conditions, limitations and restrictions imposed by the laws of the State for the investment of trust funds; and, subject to like terms, conditions, limitations and restrictions, the Board shall have full power to hold, purchase, sell, assign, transfer and dispose of any of the securities and investments to which any of the funds created in this division shall have been invested, as well as the proceeds of such investments and any moneys belonging to such funds.
 - (2) The POD shall be the custodian of the retirement fund. All payments from such funds shall be made only upon regular City vouchers signed by two persons designated by the Board. A duly attested copy of the resolution of the Board designating such persons and bearing upon its face specimen signatures of such persons shall be filed with the POD as the authority for making payments upon the vouchers. No voucher shall be drawn unless it shall have been previously authorized by resolution of the Board.
 - (3) For the purpose of meeting disbursements for retirement incomes, retirement allowances and other payments, there may be kept on deposit available cash, not exceeding ten percent of the total amount in the retirement fund.

Section 5. Language which is ~~struck through~~ indicates deletions, and language which is underlined indicates additions.

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

Approved as to form and content:



Assistant City Attorney

Jacqueline Kovilaritch



Date



Administration



Date



Joseph L. Griffin
Principal, Atlanta Retirement
Practice Leader

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October 30, 2014

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

RE: Actuarial Impact Statement for the 1984 Supplemental Police Officers' Retirement System

Dear Vicki:

This letter provides the actuarial impact of the proposed ordinance amending Chapter 22 of the St. Petersburg City Code on the City of St. Petersburg Police 1984 Supplemental Police Officers' Retirement System (the "Retirement System"). The proposed ordinance would amend sections 22-275, 22-277, 22-280 and Section 22-281 of the Code. More specifically, the following sections have been amended:

- Section 22-275 is amended to define the term "survivor annuitant."
- Section 22-277 is amended to provide the Police Chief the option to either participate in the Retirement System or the City's Defined Contribution Plan. The Police Chief must make an election within 60 days of the initial date of employment as the Police Chief.
- Section 22-280(b) is amended to clarify the forms of retirement payment and allow a member to change their survivor annuitant under options 2, 3, and 4 up to two times once their retirement income commences.
- Section 22-280(d) is amended to clarify that, in the event of the death of a member, a member's survivor annuitant, or designated beneficiary, payment will be made to a member's designated beneficiary (or legal representative or estate) equal to the accumulated member contributions in excess of annuity payments already paid.
- Section 22-281 is amended to include up to 120 hours of overtime in pensionable earnings.

Actuarial Impact

The changes summarized in the first 4 bullets above will not have an impact on the recommended contributions to the System. However, there is an actuarial impact for the change to include additional hours of overtime in pensionable earnings.

Proposed changes are expected to be enacted during the 2015 fiscal year. We have estimated the actuarial impact of the plan changes based on the October 1, 2013 actuarial valuation and corresponding impact on funding in fiscal 2015. The actual impact will be based on the October 1, 2014 valuation and funding in fiscal 2016.

Following is the estimated actuarial impact to include up to 120 hours of overtime in pensionable earnings:

	<u>Current Plan</u>	<u>Plan Change</u>	<u>Change</u>
Valuation Payroll			
Covered Payroll Under Assumed Ret Age	\$31,187,328	\$31,383,808	\$196,480
Valuation Payroll	31,889,043	32,089,944	200,901
Annual Cost			
Entry Age Accrued Liability	\$376,368,004	\$378,222,328	\$1,854,324
Actuarial Value of Assets	<u>330,167,583</u>	<u>330,727,954</u>	<u>560,371</u>
Unfunded Accrued Liability	46,200,421	47,494,374	1,293,953
Normal Cost	\$5,813,389	\$5,842,626	\$29,237
Amortization	7,099,145	7,184,589	85,444
Administrative Expense	111,506	111,506	0
Interest Adjustment	357,452	366,075	8,623
Total Annual Cost as of Valuation Date	\$13,381,492	\$13,504,796	\$123,304

Minimum Required Contribution as of Valuation Date

Total Required Contribution	\$13,381,492	\$13,512,126	\$123,3044
Expected Member Contributions	2,232,233	2,246,296	14,063
Expected State Contributions	1,650,834	1,760,075	109,241
Expected City Contributions	9,498,425	9,498,425	0

Minimum Required Contribution (as a % of Valuation Payroll)

Total Required Contribution	42.0%	42.1%	0.1%
Expected Member Contributions	7.0%	7.0%	0.0%
Expected State Contributions	5.2%	5.5%	0.3%
Expected City Contributions	29.8%	29.6%	(0.2)%

State Premium Tax

Since the proposed change to overtime hours satisfies additional minimum benefits under Chapter 185, the accumulated balance of State premium tax revenue as of October 1, 2014 of \$560,371 can be included in the actuarial value of assets. This amount will be reported as a "one-time use" on the Actuarial Confirmation of the Use of State Moneys attachment to the annual report. In addition, the annual amount of State Premium Tax Revenue (APTR) available to offset the City's contribution is estimated to increase from \$1,650,834 to \$1,760,075. We anticipate that the increase in the required contributions will be fully covered by the APTR. We will discuss this with you further in conjunction with the October 1, 2014 actuarial valuation.

Data, Assumptions, Methods, and Plan Provisions

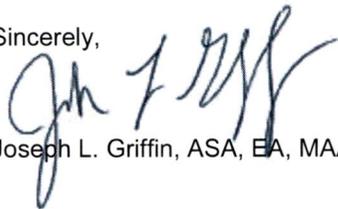
The City provided additional compensation information for fiscal 2013, which included up to 120 hours of overtime for each active member. The compensation for each active member with overtime in excess of 100 hours for fiscal 2013 was increased to account for up to an additional 20 hours of overtime for projecting compensation in future years. It is our understanding that overtime paid in fiscal 2013 is representative of a typical fiscal year and appropriate for projecting to future years. Actual overtime included in compensation for members upon retirement may vary and provide a higher or lower cost to the Retirement System. With the exception of the proposed plan changes and additional overtime data provided, all other data, assumptions, methods, and plan provisions are consistent with the October 1, 2013 actuarial valuation.

Future Actuarial Measurements

Future actuarial measurements may differ significantly from current measurements due to plan experience differing from that anticipated by the economic and demographic assumptions, increases or decreases expected as part of the natural operation of the methodology used for these measurements, and changes in plan provisions or applicable law. Because of limited scope, Buck performed no analysis of the potential range of such future differences.

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

Sincerely,



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



ST. PETERSBURG CITY COUNCIL
Meeting of November 24, 2014

To: Honorable William Dudley, Chair and City Council Members

Subject: Approval of an Ordinance Amending Chapter 27, Division 4 of Article III of the St. Petersburg City Code relating to the Grease Management Program

Recommendation: The Administration recommends conducting first reading of the attached Ordinance and setting second reading and public hearing for December 18, 2014. The Administration recommends APPROVAL of the Ordinance.

REQUEST: Requesting approval of an Ordinance Amending Chapter 27, Division 4 of Article III of the St. Petersburg City Code relating to the Grease Management Program.

EXPLANATION: Attached for your consideration are proposed revisions to the above referenced division of the City Code. These proposed revisions have been cooperatively developed with a City staff team consisting of the Small Business Liaison, the City Attorney's office, the Construction Services and Permitting Division, and the Water Resources Department. The revisions were developed in response to concerns that the existing grease management program required all food service facilities to operate and maintain grease traps or interceptors even though certain food service facilities may not require such equipment under the Florida Building Code. The proposed revisions would remove those requirements for those food service facilities without any significant negative impact on the City's wastewater collection system.

CURRENT GREASE MANAGEMENT PROGRAM

In response to concerns with a number of sanitary sewer overflows occurring in the mid 1990's, the United States Environmental Protection Agency, ("EPA") requested the City participate in a self auditing, construction, maintenance, operation and management program designed to ensure EPA that the City was properly operating and maintaining its sewage system and no further enforcement action was necessary. On June 20, 2002, as part of the City's participation in that program, City Council adopted an ordinance creating a Grease Management Program designed specifically to reduce the discharge of grease into the sanitary sewer. The overall purpose of the program is to prevent the introduction of large quantities of fats, oils and grease ("FOG") into the City's wastewater collection system that contributed to sanitary sewer overflows. Once introduced into the collection system, FOG collects and hardens along the sewer pipe wall. If left unchecked, it will eventually clog the pipe and cause wastewater to back up into nearby residences and businesses, and/or onto the street. If it reaches the water reclamation facilities in large quantities, it can clog or damage pipes and equipment.

The City's Grease Management Program currently includes 737 food service facilities, i.e. restaurants, cafeterias, grocery stores, bakeries, churches, hospitals, nursing homes, schools, etc. While we discourage citizens from disposing of FOG into the sanitary sewer, private homes are not regulated by our Grease Management Program. The Program requires that each food service facility have a grease trap in order to capture the FOG that is generated by their facility. The grease trap must also be properly maintained and periodically emptied.

In the current City Code, any business that is defined as a food service facility is required to participate in the Grease Management Program, without exceptions. This has generated concern from staff with respect to those food service facilities which may not require a grease trap or interceptor under the Florida Building Code. Applications for City Building Permits are reviewed based on the Florida Building Code. The City's Building Official is required to ensure that the project is designed in accordance with all of the applicable building code requirements. The Florida Building Code is specific about the design requirements for grease traps, but gives discretion to the City's Building Official to determine when a grease trap is required. Thus, there is a conflict between the discretion in the Florida Building Code and the requirement in the City Code over when a grease trap is required.

PROPOSED REVISIONS

The proposed language revisions, ties the requirement for providing grease traps to the Florida Building Code (see Subsection 27-333(a) (5) and Subsection 27-334). This allows the City's Building Official to determine when a grease trap is required for a food service facility under the Florida Building Code. If the food service facility subsequently changes its operations it may be required to add a grease trap and to become part of the Grease Management Program. This situation is covered in the existing and revised language in Subsection 27-334(a) (2). This language protects the City, for example, in the event that a coffee shop generating no grease that was not required to install a grease trap evolves into a restaurant and begins preparing food, triggering the need for a grease trap under the Florida Building Code.

In addition to the above, we have deleted a section related to requiring training for facility staff in the event of a violation of the Program (Subsection 27-335 (h) (1)). This was included when the Program was initiated as a means to provide training on grease management. Since then the industry has matured and provides frequent training, seminars and other educational opportunities. Thus, this provision is no longer used nor needed.

RECOMMENDATION: Administration requests that City Council approve the adoption of the attached Ordinance to the St. Petersburg City Code relating to the Grease Management Program.

Attachments: Ordinance Amending Chapter 27 Article III Division 4 of the City Code

ADMINISTRATION: *Michael J. ...*

LEGAL: *Tom Streeter, Assistant City Attorney*

ORDINANCE NO. ____

AN ORDINANCE PROVIDING FOR THE AMENDMENT OF SECTION 27-332; SUBSECTION 27-335(a)(5); SECTIONS 27-334 and 27-335; SUBSECTIONS 27-336(h) AND SECTION 27-337 OF CHAPTER 27 ARTICLE III DIVISION 4 OF THE ST. PETERSBURG CITY CODE RELATING TO GREASE MANAGEMENT; ADDING A DEFINITION OF BUILDING OFFICIAL AND AMENDING DEFINITION OF GREASE DISCHARGE PERMIT; AMENDING PROVISIONS RELATED TO GREASE DISCHARGE PERMITS; AMENDING REQUIREMENTS FOR GREASE TRAPS AND GREASE INTERCEPTORS; DELETING REQUIREMENT FOR GREASE HAULERS TO ATTEND WORKSHOP; AMENDING PROVISIONS RELATED TO PERMITTING; AMENDING PROVISIONS RELATED TO ADMINISTRATIVE ORDERS; EXPLAINING THE MEANING OF WORDS STRUCK THROUGH OR UNDERLINED; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Section 27-332 of the St. Petersburg City Code is hereby amended to read as follows:

(a) *Definitions.* The definitions included here are specific to this division. Definitions of other terms used in this division are the same as those contained in section 27-302.

Building Official means the POD authorized by Chapter 8 of the City Code to enforce the Florida Building Code and City Code related to buildings and building regulations.

Food service facility or *facility* means any business or food service facility which prepares, processes, and/or packages food or beverages for sale or consumption, on- or off-site, with the exception of private residences. Food service facilities shall include, but are not limited to, food courts, food manufacturers, food packagers, restaurants, grocery stores, bakeries, lounges, hospitals, hotels, nursing homes, churches, schools, and all other food service facilities not specifically listed in this definition.

Food service facility owner or *owner* means, in the case of individual food service facilities, the owner or proprietor of the food service operation. Where the food service facility is a franchise operation, the owner of the franchise is the responsible person or entity. Where the food service facility operation is owned by a corporation, the corporate representative is the responsible entity. Where two or more food service facilities share a common grease interceptor, the owner shall be the individual who owns or assumes control of the grease interceptor or the property on which the grease interceptor is located.

GMP Official means the POD to implement a grease management program.

Gray water means all of the liquid contained in a grease interceptor that lies below the floating grease layer and above the food solids layer.

Grease means, a material either liquid or solid, composed primarily of fat, oil and grease from animal or vegetable sources. The term "fats, oils and grease (FOG)," "oil and grease" or "oil and grease substances" shall be included within this definition.

Grease discharge permit (GDP) means a permit issued by the City authorizing the discharge of wastewater to the wastewater collection system from a food service facility required to install a grease trap or grease interceptor pursuant to the Florida Building Code.

Grease hauler means a person who collects the contents of a grease interceptor or trap and transports it to an approved recycling or disposal facility. A grease hauler may also provide other services to a food service facility related to grease interceptor maintenance.

Grease hauler permit (GHP) means a permit issued by the City authorizing a grease hauler to collect grease and to operate a grease hauling business in the City.

Grease interceptor means a device located underground and outside of a food service facility designed to collect, contain or remove food wastes and grease from the wastestream while allowing the balance of the liquid waste to discharge to the wastewater collection system by gravity. Interceptors shall comply with the Florida Building Code.

Grease trap means a device located in a food service facility or under a sink designed to collect, contain or remove food wastes and grease from the wastestream while allowing the balance of the liquid waste to discharge to the wastewater collection system by gravity. Traps shall comply with the Florida Building Code.

Registered hauler means a grease hauler registered with the GMP Official in accordance with this chapter who is authorized to act on behalf of a food service facility regarding inspection, disposal, records maintenance, and reporting requirements.

SECTION 2. Subsection 27-333 (a)(5) of the St. Petersburg City Code is hereby amended to read as follows:

- (5) To issue grease discharge permits (GDPs) to food service facilities required to install a grease trap or interceptor pursuant to the Florida Building Code, requiring maintenance, monitoring, compliance, and enforcement activities.

SECTION 3. Section 27-334 of the St. Petersburg City Code is hereby amended to read as follows:

(a) *Requirements.* All food service facilities are required to install have a grease trap or grease interceptor pursuant to the Florida Building Code shall properly installed such equipment in accordance with any and all applicable requirements of the Florida Building Code.

- (1) *New facilities.* Food service facilities which are newly proposed or constructed, or existing facilities which will be expanded or renovated to include a food service facility, where such facility did not previously exist, ~~shall be required to install a grease interceptor or grease traps pursuant to according to the requirements of the Florida Building Code and to~~ shall operate and maintain the its grease traps or interceptor according to the requirements contained in this division.
- (2) *Existing facilities.* Food service facilities shall be permitted to operate and maintain existing grease interceptors or grease traps, provided their grease interceptors or grease traps are in efficient operating condition.

The City may require an existing food service facility to install a new grease interceptor or trap that complies with the requirements of the Florida Building Code or to modify or repair any noncompliant plumbing or existing interceptor or trap within 30 days of written notification by the City when any one or more of the following conditions exist:

- a. The facility is found to be contributing oils and grease in quantities sufficient to cause line stoppages or necessitate increased maintenance on the wastewater collection system.
- b. The facility does not have a required grease interceptor or trap.
- c. The facility has an irreparable or defective grease interceptor or trap.
- d. Remodeling of the food preparation or kitchen waste plumbing system is performed which requires a permit to be issued by the City.
- e. The facility is sold or undergoes a change of ownership.
- f. The facility does not have required plumbing connections to a grease interceptor or trap.
- g. The facility fails to submit a completed application form for a GDP within 30 days after the date of the receipt of an application form by the City.
- h. The facility has not operated as a food service facility for 12 consecutive months prior to receiving the GDP application form.
- i. The facility misrepresented information on its application for building permits regarding the use of the facility as a food service facility.

(b) *Plumbing connections.* Grease interceptors or traps shall be installed in accordance with the Florida Building Code which requires that such interceptor or trap be located in the food service facility's lateral sewer line between all fixtures which may introduce grease into the sewer system and the connection to the City's wastewater collection system. Wastewater from sanitary facilities and other similar fixtures shall not be introduced into the grease interceptor or trap under any circumstances.

(c) *Grease traps.* Grease traps required to be installed pursuant to the Florida Building Code shall be installed in accordance with the Florida Building Code and shall meet the following criteria:

- (1) *Flow control device.* Grease traps shall be equipped with a device to control the rate of flow through the unit. The rate of flow shall not exceed the manufacturer's rated capacity recommended in gallons per minute for the unit. Each food service facility is responsible for maintaining appropriate flow control devices.
- (2) *Venting.* The flow control device and the grease trap shall be vented in accordance with the Florida Building Code. The vent shall terminate not less than six inches above the flood-rim level or in accordance with the manufacturer's instructions. Each food service facility is responsible for maintaining appropriate venting of the grease trap.
- (3) *Inspection, cleaning and maintenance.* Each permitted food service facility shall be solely responsible for the cost of trap installation, inspection, cleaning, and maintenance. Each permitted food service facility may contract with a grease hauler who has been permitted by the City for cleaning services or it may develop a written protocol and perform its own grease trap cleaning and maintenance procedures. Cleaning and maintenance must be performed when the total volume of captured grease and solid material displaces more than 25 percent of the total volume of the trap. Each permitted food service facility shall determine the frequency at which their grease trap shall be cleaned, but all grease traps shall be opened, inspected, cleaned, and maintained at a minimum of once per week.
- (4) *Inspection.* Grease traps shall be inspected by a GMP Official as necessary to ensure compliance with the GMP and to ensure proper cleaning and maintenance schedules are being adhered to.
- (5) *Repairs and replacement.* The permitted food service facility shall be responsible for the cost and scheduling of all repairs or replacement to its grease trap. Repairs or replacement required by a GMP Official shall be completed within 30 calendar days after the date of written notice of required repairs or replacement is received by the facility. The POD may authorize an extension of time to achieve compliance for an additional 60 days. If additional time is necessary to come into compliance, the food service facility may enter into an administrative order establishing a schedule for bringing the food service facility into compliance within 24 months from the date of the original notice.
- (6) *Disposal.* Grease and solid materials removed from a grease trap shall be disposed of in the solid waste disposal system.
- (7) *Record keeping.* The permitted food service facility shall maintain records of the date and time of all cleaning and maintenance of each grease trap in a bound logbook and shall make this book available for inspection by the GMP Official on demand. The

permitted food service facility shall also maintain the written protocol concerning grease trap cleaning and maintenance procedures and shall make this available to the GMP Official on demand.

(d) *Grease interceptors.* Grease interceptors required to be installed pursuant to the Florida Building Code shall be designed and installed in accordance with the Florida Building Code. ~~Each food service facility and shall be operated and maintained its grease intercepter in~~ accordance with the following criteria:

- (1) *Inspection, pumping and maintenance.* Each permitted food service facility shall be responsible for the costs of installing, inspecting, pumping, cleaning, and maintaining its grease interceptor. All permitted food service facilities that have grease interceptors shall utilize a grease hauler who has been permitted by the City for pumping services. Pumping services shall include the initial complete removal of all contents, including floating materials, wastewater, and bottom sludges and solids from the interceptor.

The return of gray water back into the grease interceptor from which the wastes were removed is allowable only for food service facilities which have not obtained a variance from the monthly pumping requirement, provided that grease and solids are not returned to the interceptor and further provided that the grease hauler has written authorization from the food service facility to return the gray water. Grease interceptor cleaning shall include scraping excessive solids from the walls, floors, baffles and all pipework. The grease hauler shall wait at least 20 minutes to allow the interceptor waste to separate in the truck tank before attempting to re-introduce the gray water to the interceptor. The volume of gray water returned to the interceptor shall not exceed 75 percent of the volume of the interceptor. It shall be the responsibility of each food service facility to inspect its grease interceptor during the pumping procedure to ensure that the interceptor is properly cleaned out and that all fittings and fixtures inside the interceptor are in working condition and functioning properly.

- (2) *Interceptor pumping frequency.* Each permitted food service facility shall have its grease interceptors pumped at a minimum frequency of once every calendar month. There shall be a minimum period of three weeks between each required pumping. In addition to required monthly pumping, each permitted food service facility shall determine an additional frequency at which its grease interceptors shall be pumped according to the following criteria:

- a. When the floatable grease layer exceeds six inches in depth as measured by an approved dipping method;
- b. When the settleable solids layer exceeds eight inches in depth as measured by an approved dipping method;
- c. When the total volume of captured grease and solid material displaces more than 25 percent of the capacity of the interceptor as calculated using an approved dipping method; or

d. When the interceptor is not retaining/capturing oils and greases.

(3) *Variance procedure.* If a permitted food service facility determines that monthly pumping of ~~its~~ ~~their~~ grease interceptor is unnecessary in order to remain in compliance with the criteria of subsection (d)(2) of this section, the facility may make written application for a variance from the monthly pumping requirements to the City. The variance procedure shall be as follows:

- a. The food service facility shall submit an application for a variance on a form provided by the City along with the required fee. The application shall include the next date and time the facility intends to have its interceptor pumped and cleaned and an affidavit from the applicant stating that it shall permit no further pumping or cleaning of the interceptor until the City has completed its evaluation and notified the applicant of the appropriate pumping frequency.
- b. A GMP Official shall inspect the interceptor on the specified date and time during or after the pump-out procedure.
- c. If the interceptor is in good working condition during the initial inspection, the GMP Official shall re-inspect the interceptor approximately 30 days after the initial inspection.
- d. After the initial re-inspection, the GMP Official shall inspect the interceptor at intervals of approximately every 14 working days to determine the grease and solids level using a dipping method approved by the City.
- e. If during re-inspection the level of grease reaches six inches or the level of solids reaches eight inches, the GMP Official shall use the number of days from the initial pumping date to the final re-inspection date as the new pumping frequency requirement to be included in the variance granted.
- f. If, at a re-inspection, the level of grease exceeds six inches or the level of solids exceeds eight inches, the GMP Official shall use the number of days from the initial pumping date to the previous re-inspection date as the new pumping frequency requirement to be included in the variance granted.
- g. Where two or more interceptors are located at the same facility on different laterals, one variance application process shall apply to both interceptors and different variances may be determined for each interceptor.
- h. Where two or more interceptors are connected in series on the same lateral, one variance application process shall apply to both interceptors. The two or more interceptors shall all be initially pumped on the same day and the variance for the first interceptor shall be determined when the grease or solids criteria are reached. The first interceptor shall not be pumped at this time and the variance procedure shall continue to monitor the second interceptor until either the grease or solids criteria are reached. At this time both interceptors must be pumped and the new variances for the first and second interceptors will be issued.
- i. If there is any evidence that the interceptor has been tampered with or pumped out during the variance procedure, the procedure will be declared null and void and a new application and fee will be required from the food service facility to re-start the procedure.

- j. The approved variance shall be in force until there is either a change in ownership of the food service facility or extensive remodeling of the kitchen occurs which requires a plumbing permit to be issued.
 - k. In any event, pump-out and cleaning of an interceptor shall be required at least once every 180 days with no return of gray water to the interceptor.
 - l. Failure to provide complete pump-out of interceptor at the required intervals may result in a revocation of the approved variance.
- (4) *Inspection.* Grease interceptors shall be inspected by a GMP Official as necessary to ensure compliance with the GMP and to determine if proper cleaning and maintenance schedules are being adhered to. If, upon inspection, an interceptor is found to have six inches or more of grease or eight inches or more of solids, the food service facility shall be required to have the interceptor pumped out within 72 hours of the inspection date. Failure to pump-out the interceptor shall constitute a violation of this division.
- (5) *Repairs and replacement.* Each permitted food service facility shall be responsible for the cost and scheduling of all repairs to or replacement of its grease interceptors. Repairs or replacement required by a GMP Official shall be corrected within 30 calendar days after the date of written notice of requiring the repairs or replacement is received by the facility. The POD may authorize an extension of time to achieve compliance for an additional 60 days. If additional time is necessary to come into compliance, the food service facility may enter into an administrative order establishing a schedule for bringing the food service facility into compliance within 24 months from the date of the original notice.
- (6) *Disposal.* Wastes removed from each grease interceptor shall be disposed of at a facility permitted to receive such wastes or at a location designated by the City for such purposes. Neither grease nor solid materials removed from interceptors shall be returned to any grease interceptor, private sewer line or to any portion of the sewer system or water reclamation facilities without prior written permission from the POD.
- (7) *Record keeping.* Each permitted food service facility shall maintain a logbook in which a record of all interceptor maintenance is entered, including the date and time of the maintenance, details of any repairs required and dates of repair completion and any other records pertaining to the interceptor. This logbook shall be made available for review upon request by the GMP Official. Each food service facility shall also maintain a file on site which contains the following information:
- a. The as-built drawings of the plumbing system, if available. If as-built drawings are not available, other drawings of sufficient detail to depict the plumbing layout of the food service facility.
 - b. A copy of the current grease disposal permit.
 - c. Copies of quarterly reports.
 - d. Receipts from grease pumpers, plumbers, parts suppliers, etc.
 - e. Log of pumping or cleaning activities.

- f. Log of maintenance activities.
- g. Hauler information.

The file shall be available at all times for inspection and review by the GMP Official. The failure to maintain complete records or to provide such records to the GMP Official upon request constitutes a violation of this division.

- (8) *Quarterly reporting.* Each permitted food service facility shall submit a quarterly report to the City on a form provided by the City. Reports shall be submitted on or before March 31, June 30, September 30 and December 31 in each year. Each report shall record the number of times the interceptor has been cleaned since the last report and shall indicate the depth, in inches, and the volume of liquids and solids removed on each occasion and the name and address of the grease hauler. Each report shall include copies of either the grease hauler's receipt or manifest. If a variance has been granted, the alternate cleaning frequency shall also be reported. Each report shall also note any repairs that have been made to the interceptor or trap including the dates that these repairs were affected. Reports shall be submitted to the address provided in the permit and shall be deemed to be late and subject to a late fee if they are received by the City more than 30 days after the end of each month specified above.

(e) *Additives.* Any chemicals, enzymes, emulsifiers, live bacteria or other grease cutters or additives used for purposes of grease reduction shall be approved by the GMP Official prior to their addition to grease traps or grease interceptors by the food service facility or the grease hauler. MSDS sheets and any other applicable information concerning the composition, frequency of use and mode of action of the proposed additive shall be sent to the City together with a written statement outlining the proposed use of the additives. Based upon the information received and any other information solicited from the potential user or supplier, the City shall permit or deny the use of the additive in writing. Permission to use any specific additive may be withdrawn by the City at any time.

(f) *Alternative grease removal devices or technologies.* Alternative devices and technologies such as automatic grease removal systems shall be subject to written approval by the POD prior to installation. Approval of the device shall be based on demonstrated (proven) removal efficiencies and reliability of operation. The POD may approve these types of devices depending on manufacturer's specifications on a case-by-case basis. The food service facility may be required to furnish analytical data demonstrating that grease discharge concentrations to the sewer system will not exceed the limitation established in section 27-307(a)(7).

(g) *Registered grease haulers.* A food service facility may authorize a grease hauler to act on its behalf regarding inspection, disposal, records maintenance, and reporting pursuant to subsections (g)(1), (4), (6), (7), and (8) of this section, provided the grease hauler has registered with the City and meets the following conditions:

- (1) Grease hauler has completed and submitted a grease program registration form to the department containing the following information:

- a. List of every food service facility authorizing grease hauler to perform the inspection, disposal, record keeping, and reporting requirements.
 - b. List of all trucks or vehicles used to clean interceptors.
 - c. List of all drivers or personnel used to clean interceptors.
 - d. List of all disposal sites.
- (2) Grease hauler agrees to maintain all records regarding all maintenance activities for a period of three years and to make such records available for review by the GMP Official.
- (3) Grease hauler submits quarterly reports detailing interceptor cleaning for each food service facility along with a statement attesting to the accuracy of the information contained in the reports. The report shall include the following information:
- a. Estimated depth of grease and solids removed from interceptor.
 - b. Any defects in the grease interceptor.
 - c. Date of pump-out and notation of whether or not gray water was returned to the interceptor.
 - d. Capacity of interceptor tank.
- (4) Grease hauler certifies that grease was disposed of in accordance with the provisions of this division.
- ~~(5) Grease hauler attends a compliance review workshop provided by the City. Grease hauler shall also agree to attend subsequent workshops regarding the requirements of this division on an annual basis and certifies that it has instructed all drivers and other appropriate personnel responsible for cleaning interceptors or submitting reports.~~

(h) *Use of registered hauler.* A food service facility who has authorized a registered grease hauler to act on its behalf is not relieved of its responsibilities pursuant to this division. However, in the event reports are not timely submitted or are incomplete, the GMP Official will attempt to first contact the registered hauler and request that the deficiencies be corrected.

SECTION 4. Section 27-335 of the St. Petersburg City Code is hereby amended to read as follows:

(a) *Permitting requirements for food service facilities.* Each food service facility shall be evaluated to determine whether it falls within the definition of a significant industrial user (SIU). Facilities classified as SIUs shall be subject to permitting as provided in section 27-309. All other food service facilities required to install a grease trap or grease interceptor pursuant to the Florida Building Code shall be required to apply for and obtain a grease discharge permit (GDP), from the City. The POD shall approve, deny, or approve with special conditions all applications for GDPs in accordance with the policies and regulations established in this division. The GDP shall be in addition to any other permits, registrations, or business licenses which may be required by federal, State, or local law. It shall be a violation for any food service facility

identified by the City to discharge wastewater containing fats, oils, and grease to the sewer system without a current GDP.

(b) *Application form.* The City shall provide an application form for a GDP. The appropriate form shall be sent to all food service facility owners required to install a grease trap or grease interceptor pursuant to the Florida Building Code as identified by the Building Official City. All food service facilities required under the terms of this program to obtain a GDP shall submit a completed application form for a GDP to the City at the address shown on the form within 30 calendar days of receipt of the form. Each application form submitted shall include the following information:

- (1) Name, address, telephone number and location, if different from the mailing address of applicant, owner of the premises if different from the tenant when property is leased from which fats, oils and grease are discharged, and the name of a representative duly authorized to act on behalf of the food service facility.
- (2) A description of the activities, facilities, and plant processes on the premises, including a list of all equipment, raw materials and chemicals used or stored at the facility. Material safety data sheets (MSDSs) of all such chemicals shall be included.
- (3) A drawing in sufficient detail to show the location of all kitchen equipment that produces wastewater, and all sewers, floor drains, sewer connections, grease interceptors and appurtenances in the user's premises if known or it may be readily ascertained.
- (4) Number of employees, number and times of shifts, and hours and days of facility operation.
- (5) Copies of recent water bills.
- (6) Details of all grease interceptor or grease trap maintenance within the past year.
- (7) A signed statement from the food service facility owner that the information provided is accurate, and that the applicant agrees to abide by the regulations contained in this division, as well as any other applicable federal, State or local regulations governing the food service facility.
- (8) Any other information determined by the POD to be necessary in order to evaluate the GDP application.

(c) *Facilities with shared interceptor.* In addition to each food service facility whose facility is plumbed to a shared interceptor, the owner of an interceptor used by multiple food service facilities shall be issued a separate permit requiring compliance with this division. All food service facilities connected to the shared interceptor shall be named in the permit and shall be supplied a copy of the City's Fats, Oil, and Grease Best Management Practices Manual and shall be subject to inspections by GMP Officials.

(d) *Pre-permit inspection procedure.*

- (1) *Individual food service facility.* Once a completed application form has been received, the food service facility will be inspected prior to the issuance of the GDP. During the pre-permit inspection, the information contained in the application form will be verified, the average daily potable water use will be calculated and the permit fee determined, and the grease interceptor or trap will be inspected. If all information is verified and the grease interceptor or trap is in proper working condition, a GDP will be issued together with a copy of the City's information document entitled Fats, Oil, and Grease Best Management Practices Manual. If the grease interceptor or trap requires any maintenance or repairs, or incorrect information has been given, the GMP Official shall provide a written notice to correct any deficiencies, including a required time schedule for repairs to be effected prior to a second pre-permit inspection. Second pre-permit inspections shall be performed after a minimum of 30 calendar days have elapsed to allow for corrective action by the food service facility to occur. If the facility is not in compliance at the second pre-permit inspection, charges and fees will be levied for future inspections.

An application for a permit shall be granted with conditions or denied within 60 days after the date of the last pre-permit inspection in which the applicant's facility is in compliance.

(e) *Grease discharge permit.* The following criteria apply to all GDPs:

- (1) Each GDP shall be effective for a three-year period and shall have an effective and an expiration date.
- (2) ~~The GDP must be displayed in a conspicuous place where it can be seen by the staff of the food service facility and~~ or a copy of the GDP must be kept in the records file.
- (3) The GDP shall be issued to a specific user for a specific operation. GDP's will vary in content and requirements depending on the class of the food service facility and the type of grease removal devices installed. A GDP shall not be transferred or sold to a new owner under any circumstances. A new owner is required to apply for a new GDP.
- (4) An application for renewal of the GDP shall be submitted at least 60 days prior to the expiration date of the existing GDP by each applicant wishing to continue to discharge into the sewer system. Failure to submit applications in a timely manner shall constitute a violation of this division.
- (5) The terms and conditions of the GDP are subject to modification by the City during the term of the permit, if limitations or requirements in this program are modified. The user shall be informed of any proposed changes in the issued permit at least 60 days prior to the effective date of the changes. Any changes or new conditions in the GDP shall include a reasonable schedule for achieving compliance.

(f) *Entry.* Each food service facility shall allow the GMP Official and other POD access at all reasonable times to all parts of the premises for the purpose of inspection, observation, records examination, measurement, sampling and testing in accordance with the provisions of this division. The refusal of any food service facility to allow the GMP Official entry to or upon the facility's premises for purposes of inspection, sampling effluents or inspecting and copying records or performing such other duties as shall be required by this division shall constitute a violation of this section. The POD may seek a warrant or use such other legal procedures as may be advisable and reasonably necessary to discharge his duties pursuant to this division.

(g) *Inspection.* All permitted food service facilities shall be inspected as follows:

(1) *Pre-permit inspections.* Pre-permit inspections shall be conducted by GMP Officials as outlined in section 27-335(c).

(2) *Inspections.* The GMP Official shall inspect food service facilities on both an unscheduled and unannounced basis or on a scheduled basis after a GDP has been issued to verify continued compliance with the requirements of this division. The GMP Official shall also determine if the practices contained in the Fats, Oil and Grease Best Management Practices Manual issued to the facility have been implemented. All food service facilities with current GDPs shall be inspected. Inspections shall include all, equipment, food processing and storage areas and shall include a review of the processes that produce wastewater discharged from the facility through the grease interceptor/trap. The GMP Official shall also inspect the interceptor/trap maintenance logbook and file, other pertinent data, the grease interceptor/trap and may check the level of the interceptor/trap contents and/or take samples as necessary. The GMP Official shall record all observations in a written report. Any deficiencies shall be noted, including but not be limited to:

- a. Failure to properly maintain the grease interceptor or trap in accordance with the provisions of the grease discharge permit and this division.
- b. Failure to report changes in operations, or wastewater constituents and characteristics.
- c. Failure to report pumping activities or keep copies of manifest forms or receipts.
- d. Failure to maintain logs, files, records or access for inspection or monitoring activities.
- e. Failure to obtain or renew the oil and grease discharge permit in a timely manner.
- f. Any other inconsistency with the program that requires correction by the food service facility concerned.
- g. Inability of existing grease interceptor or grease trap to prevent discharge of grease into sewer system as evidence by build-up of grease downstream of the grease interceptor or trap.

If any deficiencies are recorded by the GMP during an inspection, the GMP Official shall provide the food service facility a written notice to correct the deficiency within 30 calendar days, and a tentative date for a first re-inspection.

- (3) *Re-inspections.* The GMP Official shall re-inspect food service facilities which received deficiency notices after the original inspection. The GMP Official shall inspect any repairs or other deficiencies and shall provide written notice of compliance or noncompliance as the case may be. In the event that the food service facility has returned to compliance with all of the deficiencies, there shall be no charge for the re-inspection.

In the event of continuing noncompliance, successive re-inspections will be scheduled and appropriate fees shall be charged to the food service facility concerned for the first and all successive re-inspections. A first re-inspection shall be performed after a minimum of 30 calendar days have elapsed to allow for corrective action by the food service facility to be completed.

(h) *Administrative order.* Upon written request of a food service facility and the payment of the administrative order fee, the City may enter into consent agreements, compliance agreements, assurances of voluntary compliance, or other similar document (administrative order) establishing an agreement with any person responsible for noncompliance. Administrative orders will include specific actions to be taken by the person to correct the noncompliance within a time period not to exceed 24 months as specified by the administrative orders. Such administrative order shall be judicially enforceable. Failure to comply with the provisions of an administrative order shall constitute a violation of the City Code. An administrative order may include, but shall not be limited to, the following items:

- (1) Required corrective actions, including, but not limited to, submittal of records for interceptor maintenance, immediate pump-out of the grease interceptor, or establishment of an ongoing contract with a permitted grease hauler. ~~When required by the City, the facility manager and/or other designated employee shall attend an educational program approved by the City. This program will cover kitchen practices, food handling and waste disposal procedures to minimize loading on the grease interceptor, as well as explaining grease interceptor design, operation and maintenance.~~
- (2) Requirements for submittal of plans for installation or upgrade of grease interceptors, including time frames for preparation of plans, acquisition of necessary equipment, initiation of construction including time for permit approval, where required, completion of construction, and a date for achievement of final compliance with the provisions of the administrative order and of this chapter.

SECTION 5. Subsection 27-336(h) of the St. Petersburg City Code is hereby amended to read as follows:

(h) *Disposal.* Waste removed from each grease interceptor shall be disposed of at a facility permitted to receive such waste or at a location designated by the City for such purposes. Neither grease nor solid materials removed from interceptors shall be returned to any grease interceptor, private sewer line, or to any portion of the sewer system or water reclamation facilities without

prior written permission from the POD. A violation of this section shall result in an immediate revocation of the GHP in addition to any other enforcement action taken.

SECTION 6. The first paragraph of Section 27-337 of the St. Petersburg City Code is hereby amended to read as follows:

These fees are separate and distinct from all other fees chargeable by the City. All fees shall become immediately due and owing to the City upon receipt of invoices for rendition of services or expenditure by the City and shall become delinquent if not fully paid within 3045 days after receipt. Any delinquent amount shall be subject to a late charge of 15 percent. Fees are as follows:

SECTION 7. Words in underlined type are additions and struck-through language is deleted from the existing St. Petersburg City Code.

SECTION 8: 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 9. 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 or as otherwise provided.

Approved as to form and content:



City Attorney (designee)

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING CHAPTER 16 OF THE CITY CODE OF ORDINANCES; CLARIFYING THE TYPES OF PARKING GARAGES THAT ARE REGULATED; CREATING STACKING STANDARDS FOR EMERGING AND EXISTING PARKING GARAGE TECHNOLOGIES; PROVIDING FOR ADDITIONAL DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. Section 16.40.090.3.5. of the St. Petersburg City Code is hereby amended to read as follows:

Parking structures garages can be either generally include such structures as single-level garages with ground-level parking beneath the upper levels containing habitable floor area, or multi-level garages with ramps leading to at least one elevated parking deck, and other structures whose purpose in whole or in part is to accommodate parked motor vehicles. Although significantly more expensive than surface parking lots, structured parking facilities garages are already common throughout the downtown and are expected to spread to corridors and centers as development rights and the price of land increase.

With regard to maximum development potential and urban design, structured parking garages are is more efficient than surface parking and facilitates a compact urban form that is common in the City. Parking structures garages screen the view of parking areas and, when designed properly, can be more attractive than a surface parking lot.

1. *Design standards.* The following requirements shall apply to parking garages:
 - a. Minimum setbacks: Parking garages shall comply with the minimum setbacks for principle structures in the zoning district in which they are located.
 - b. Maximum height: Parking garages shall comply with the maximum height for structures in the zoning district in which they are located.
 - c. Minimum parking stall dimensions: Shall comply with this section.
 - d. Minimum drive aisle widths: Shall comply with this section.
 - e. Floor area ratio: Parking garages shall not be counted toward the allowable floor area ratio for a site unless specifically required by the zoning district.
 - f. Vehicular accessibility: Vehicular access shall be designed in a manner that minimizes disruption to pedestrian corridors and the streetscape.

- (1) When providing parking for less than 25 motor vehicles, vehicular ingress and egress shall be provided from the alley if there is an alley.
 - (2) When providing parking for 25 or more motor vehicles, vehicular ingress and egress shall be provided from the alley or secondary street.
 - (3) When alley access or secondary street access is not possible, then vehicular ingress and egress shall be permitted from the primary street.
 - (4) The width of a driveway intersecting a public sidewalk shall not exceed 24 feet.
- g. Minimum vehicle stacking requirements ~~at entry points~~ for parking garages:
- (1) Free flow entries means an entry into a parking garage without controls, such as attendants or automatic ticket dispensing controls: one vehicle space per entry ~~lane~~ point.
 - (2) Automatic ticket dispensing entries means an entry into a parking garage controlled by a machine dispensing tickets for garage use: two vehicle spaces per entry ~~lane~~ point.
 - (3) Manual ticket dispensing entries means an entry into a parking garage controlled by a person manually dispensing tickets for garage use: four vehicle spaces per entry ~~lane~~ point.
 - (4) Manual key card entries means an entry into a parking garage controlled by a key card for garage use: two vehicle spaces per entry ~~lane~~ point.
 - (5) Other parking garage entry technology means any other method of entry into a parking garage that requires the use of a mechanical or electronic device: two vehicle spaces per entry point. Examples of such technology include, but are not limited to, remote driver-controlled devices such as key fobs and garage door openers, bar code reader and scanning access, telephone entry systems, and car elevators.
 - (6) Stacking shall not be required for parking spaces in parking garages for which there is only one parking space beyond an entry point.
- h. Orientation: In order to orient parking structures to the interior of development sites, parking garages shall:
- (1) Include residential dwelling units, retail storefronts or office facades along all first floor facades adjacent to a street (excluding alleys) except where driveways exist; or
 - (2) Shall be screened with ornamental grillwork, artwork or similar architectural features.
- i. Architectural design: Parking structures shall be compatible with abutting structures.
- j. Lighting: Light poles on top of parking garages shall be limited to a maximum height of 20 feet. Lighting on top of parking garages is prohibited between the hours of 11:00 p.m. and sunrise, except that lighting is allowed while the parking facility is open to the public. Security lighting is excluded from this prohibition.

Section 2. The St. Petersburg City Code is hereby amended by adding the following definitions in Section 16.90.020.3, Definitions, in the appropriate alphabetical order, to read as follows:

Parking garage means any structure used for parking or storing motor vehicles. A parking garage may be single or multi-story, and may be open, partially enclosed, or enclosed.

Stacking means any method by which stationary motor vehicles may queue or wait in a designated area to enter a parking garage such that disruption to pedestrian and vehicular traffic is minimized.

Section 3. Coding: As used in this ordinance, language appearing in ~~struck-through~~ type is language to be deleted from the City Code, and underlined language is language to be added to the City Code, in the section, subsection, or other location where indicated. Language in the City Code not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise. Sections of this ordinance that amend the City Code to add new sections or subsections are generally not underlined.

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

Section 5. This Ordinance shall become effective immediately.

Approved as to form and content:

City Attorney (Designee)

CITY COUNCIL AGENDA

Report Item

TO: Mayor and Members of City Council

DATE: October 21, 2014

**COUNCIL
DATE:** November 24, 2014

RE: Wrap Around Services Pilot Report

ACTION DESIRED:

A report will be given by the Pinellas County Urban League and Agenda 2020 on the Wrap Around Services Pilot Program.

Amy Foster
Council member District 8



MEMORANDUM

TO: Honorable Chair and Members of City Council

FROM: Public Issue Speech Staff Committee

DATE: November 3, 2014

SUBJECT: Report of Public Issue Speech Meeting

The Public Issue Speech Committee, appointed to review the Application for and Affidavit of Indigency submitted by the sponsors of public issue speech events, met in City Hall on Tuesday, October 28, 2014 at 11:00 a.m. The meeting was noticed to the public.

Roll call was taken and those present were: Gary Cornwell, City Administrator, Jeannine S. Williams, Legal, and Thomas J. Jackson, Parks and Recreation Manager. Also present were Dwight Wilson, Water Resources Assistant Director, Sevell Brown III of NCLC (National Christian League of Councils), and Kameel Stanley, Staff Writer for the Tampa Bay Times.

The Committee reviewed the document (Application for and Affidavit of Indigency) submitted by Sevell Brown III on behalf of the Local Chapter of the NCLC. The purpose of the request is to stage the traditional parade in honor of Dr. Martin Luther King, Jr. in downtown St. Petersburg on Monday, January 19, 2015.

The Committee concluded that the Application for and Affidavit of Indigency submitted by Sevell Brown III supported the claim that the organization is financially unable to purchase liability insurance or pay for City services associated with staging the parade.

Jeannine S. Williams moved that the Committee find the event deemed to constitute speech and public issue and the request for waiver of liability insurance and fees for the City services be granted on the basis of indigency. The motion was seconded by Thomas J. Jackson and passed unanimously.

The meeting was adjourned at 11:23 a.m.

cc: Gary Cornwell, City Administrator
John Wolfe, City Attorney
Sherry McBee, Leisure Services Administrator
Mike Jefferis, Parks and Recreation Director
Jeannine S. Williams, Legal Staff
Dwight Wilson, Water Resources Assistant Director
Chan Srinivasa, City Clerk
Cathy Davis, City Clerk Staff
Lynn Gordon, Parks and Recreation Manger

RESOLUTION NO. _____

A RESOLUTION APPROVING THE INDIGENT STATUS OF THE NATIONAL CHRISTIAN LEAGUE OF COUNCILS, ST. PETE-PINELLAS COUNCIL, AND AUTHORIZING THE WAIVER OF CITY FEES AND COSTS FOR THE 30TH ANNUAL NATIONAL DR. MARTIN LUTHER KING, JR. DRUM MAJOR FOR JUSTICE PARADE AND PROVIDING AN EFFECTIVE DATE.

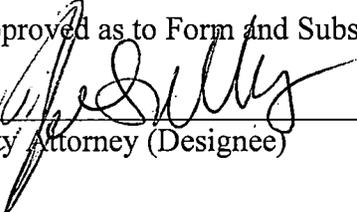
WHEREAS, the National Christian League of Councils, St. Pete-Pinellas Council, submitted an application for and affidavit of indigency requesting the waiver of City fees and costs regarding the 30th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade to be held on January 19, 2015; and

WHEREAS, the Public Issue Speech Committee met on October 28, 2014, and determined that the National Christian League of Councils, St. Pete-Pinellas Council, fulfilled the public issue speech and indigent status requirements in its application for and affidavit of indigency for the waiver of City fees and costs.

NOW, THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the indigent status of the National Christian League of Councils, St. Pete-Pinellas Council, is approved and that City fees and costs for the 30th Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade are waived.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: Members of City Council

DATE: November 4, 2014

COUNCIL DATE: November 24, 2014

RE: Renaming of Gizella Kopsick Palm Arboretum

ACTION DESIRED:

Respectfully requesting City Council to approve renaming of Gizella Kopsick Palm Arboretum to Gizella Kopsick Arboretum – Palms and Cycads.

Bill Dudley, Chair
St. Petersburg City Council

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: Members of City Council

DATE: November 13, 2014

COUNCIL DATE: November 24, 2014

RE: *Referral to the Budget, Finance and Taxation Committee*

ACTION DESIRED:

Respectfully request a referral to the BF&T Committee to consider adding a playground and fitness zone at Sunset Park located on the northwest side of Park Street and Central Avenue immediately north of Pasadena Card Club to the Weeki Wachee project list for approval.

Charlie Gerdes
Council Member

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: **The Honorable Members of City Council**

DATE: **November 17, 2014**

COUNCIL DATE: **November 24, 2014**

RE: ***Referral to the Budget, Finance & Taxation (BF&T) Committee-
2% Private Development Set Aside for Public Art***

ACTION DESIRED:

Respectfully request to the refer to BF&T Committee a proposal to create a Public Art Ordinance that would require developers of private construction projects to include a public art component with a value equal to 2% of the total project cost. The 2% value may be met by providing public art on or off the development site, contributing to the City administered public art fund, or a combination of those options.

Darden Rice, Council Member
District 4

**ST. PETERSBURG CITY COUNCIL
BUDGET, FINANCE & TAXATION COMMITTEE**

Committee Report for November 17, 2014

Members & Alternate: **Budget, Finance & Taxation Committee: Chair James R. "Jim" Kennedy, Jr.; Vice-Chair Charles Gerdes; Karl Nurse; Amy Foster and William Dudley (alternate).**

Support Staff **John Armbruster, Personnel Analyst III, Human Resources
Meghan Wimberly, Collections Assistant, Billing & Collections**

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

1. New / Deferred Business

a. Subordination Requested by Menorah Center, Inc.: To allow an increase in their bank loan of \$200,000 in order for renovations to take place to the facility to continue serving low and moderate income persons. (Johnson)

Joshua Johnson, Director, Housing and Community Development presented background information and a draft of a proposed resolution which would allow for an increase in the amount of Menorah's existing subordination agreement from \$2,100,000 to \$2,300,000, or an increase in \$200,000 from Cornerstone Bank. He also mentioned the value placed on the Philip Benjamin Tower currently stood at about \$8,000,000 which indicates there is enough equity in the property to accommodate an increase of \$200,000 in the City's subordination.

Mr. Johnson introduced Mr. Morris LeCompte, Treasurer for the Board of Menorah who stated in February 2013, Phillip Benjamin Tower Board decided to undergo a renovation project to upgrade some of the facilities and received Council approval for a subordination agreement of the existing mortgage of \$600,000 to \$2,100,000 with Cornerstone Bank to pay off some HUD loans. He also mentioned after the payment of the HUD loans, there was about \$1,500,000 left for the improvements and it was determined about \$2,100,000 was needed for the renovations. However, upon review of the renovations needed to be done, it was decided that the cost of the project needed to be increased to \$2,300,000. He noted approximately \$600,000 was being spent on architect fees through reserve accounts built up over the years and an increase in their reserves is needed in the event unexpected items should arise. Increasing the Cornerstone Bank loan from \$2,100,000 to \$2,300,000, would thereby give the Board of Menorah, \$1,700,000 of the \$2,300,000 to spend on renovation costs.

Councilmember Kennedy made a motion to forward to Council for approval. Approved.

b. 4th Quarter Financial & Budget/Year End Clean-up (Fritz/Greene)

Anne Fritz, Finance Director appeared before the BF&T Committee to discuss the Quarterly Financial Statements for the period ending September 30, 2014. She stated that the Financial Statements were preliminary as of October 28, 2014 and that the final summary would be issued on February 28, 2015.

- The City maintains five Investment portfolios: Short-Term, Core, Debt Service, Bond Proceeds, Water Cost Stabilization, and Parks Preservation. The Investment Report shows the City's Holdings and quarterly results as of September 30, 2014. As of September 30, 2014, the total investments were \$422 million, market value of \$424 million and a market gain of \$2.3 million. The City's investment earnings for the twelve months were \$5.2 million or an average return of \$1.20%. The City's largest investment returns are in Corporate Bonds and U.S. Instrumentalities.
- The Debt Report summarizes information regarding significant General Governmental Debt and Enterprise Debt outstanding as of September 30, 2014 and future funding

sources of debt beginning October 1, 2014. Ms. Fritz also mentioned there is still outstanding Tropicana Field Debt through 2025, which will be paid through State Funding after 2016. The Enterprise Debt Service Report shows future debt funding requirements through 2043.

- The Pension Funds Report reflects the activity in the City's Employees Retirement Fund, Fire Pension Fund and Police Fund for the twelve months ended September 30, 2014. She also noted there was a new State requirement to report the DROP Assets and DROP Liabilities on the Financial Statement for the Pension Report.
- The Weeki Wachee Fund Report provides the detail to show revenue, expenditures, and transfers through September 30, 2014. There was approximately \$2.2 million in revenue and \$1.9 million in expenditures, \$300,000 was added to the fund with an ending balance of approximately \$18.8 million.
- The Budget vs. Actual Report summarizes schedules of revenues, expenditures, and changes in Fund Balance before Budget Clean-up. Ms. Fritz noted that the pending amounts relating to grant compliance requirements including the liability booked for the potential repayment of federal funds relating to the Dome Industrial Park as well as the potential reclassification of certain outstanding advances as fund transfers (primarily relating to the Airport) could change before the financial statements are presented for the external auditors.

Tom Greene, Budget and Management Director appeared before the BF&T Committee to discuss the preliminary FY 2014 year-end Appropriation Adjustments for both the Operating and Capital Improvement Budgets and the adjustments to the FY 2015 Operating and Capital Improvement Budgets. The Budget and Management departments included a draft of the proposed Ordinance enacting Year-End Appropriation Adjustments. Mr. Greene noted that based on the actual revenues of \$213.880 million and expenditure of \$212.087 million as of 10/28/14 the General Fund projects to have an operation surplus of \$1.7 million. Upon the adoption of the FY14 clean-up appropriations the projected operation surplus will be reduced to \$1.3 million. Additionally, Mr. Greene reported that the core General Fund and the General Fund Group of Fund would meet the 5% and 20% fund balance targets based on the actual revenues and expenses as of 10/28/14 and assuming the adoption of the FY14 clean-up appropriations.

2. Continued Business / Deferred Business - None

3. Upcoming Meetings Agenda Tentative Issues

a. November 24, 2014

1. False Alarm Ordinance Review (Jerome)

b. December 11, 2014

1. Health Insurance Renewals (Guella)

4. New Business Item Referrals - None

5. Adjournment – Meeting adjourned at 9:57 a.m.

City of St. Petersburg
Youth Services Committee Report
Monday, November 17, 2014
9:30 a.m.

Room 100

Members and Alternates: Councilmembers Amy Foster (Chair), Charlie Gerdes (Vice-Chair), Bill Dudley, and Karl Nurse; Alternate - Steve Kornell

Support Staff: Mike Jefferis, Parks and Recreation Director

- A. Call to Order and Roll Call – Councilmember Amy Foster, Committee Chair
The meeting was called to order by Chair Foster. Councilmembers in attendance were Bill Dudley, Charlie Gerdes, Jim Kennedy, Steve Kornell, Wengay Newton, and Darden Rice
- B. Approval of minutes for Youth Services Committee – September 18, 2014
The minutes for the meeting of September 18, 2014 were approved as submitted.
- C. Agenda Items

At the invitation of the Youth Services Committee, Juvenile Welfare Board (JWB) Executive Director Marcie Biddleman, along with colleagues Judith Warren and Brian Jaruszewski, were today's guests. Dr. Biddleman began her remarks by stating that the JWB spent the past year modifying some programs and exercising portfolio reviews on others. The agency plans to continue their efforts in three core areas: school readiness, school success, and prevention of abuse and neglect. Dr. Biddleman expounded on each initiative stating that school readiness would result from quality early learning, school success would involve greater community involvement, and prevention of abuse and neglect would focus on preventable juvenile deaths and parental education.

Additional JWB initiatives discussed by Dr. Biddleman were partnering with St. Petersburg College to provide scholarships for certification programs that teach and train qualified child care workers, Family Service Initiative facilitated through 211, and the successful children's initiative in Fairmont Park where attention was directed to reading, math, and behavior. The success achieved there is to be used as a model for assisting failing schools in Pinellas County.

- D. Next Meeting Date – Thursday, December 18, 2014
- E. Adjournment – Meeting was adjourned at 11:25 a.m.

ST. PETERSBURG CITY COUNCIL

MEETING OF: November 24, 2014

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for
Lot Clearing Number(s) LCA 1542

EXPLANATION: The Sanitation Department has cleared the following number of properties under Chapter 16 of the St. Petersburg City Code. The interest rate is 12% per annum on the unpaid balance.

LCA:	<u>1542</u>
NUMBER OF STRUCTURES:	<u>152</u>
ASSESSABLE AMOUNT:	<u>\$29,469.03</u>

According to the City Code, these assessments constitute a lien on each property. It is recommended that the assessments be confirmed.

COST/FUNDING/ASSESSMENT INFORMATION:

The total assessable amount of \$29,469.03 will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

FOLLOW-UP: _____

AGENDA NO. _____

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 11-24-2014

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68129	SMITH, JODIE B 3316 YALE ST N SAINT PETERSBURG FL 337132738	11 31 16 00234 000 0030 ALAMO SUB NO. 1 LOT 3	3316 YALE ST N	184.38
LCA 1542 68130	MARION, CARL 4977 LAKE SPARLING RD ORLANDO FL 328103928	26 31 16 00432 003 0020 ALLEN-GAY SUB BLK C, LOT 2	3010 20TH AVE S	184.38
LCA 1542 68131	ROBERSON, CARRIE L 3068 20TH AVE S SAINT PETERSBURG FL 337122921	26 31 16 00432 003 0090 ALLEN-GAY SUB BLK C, LOT 9	3068 20TH AVE S	184.38
LCA 1542 68132	JOHNSON, JESSIE 1355 62ND TER S SAINT PETERSBURG FL 337055634	26 31 16 00432 003 0120 ALLEN-GAY SUB BLK C, LOT 12	3094 20TH AVE S	224.47
LCA 1542 68133	BUEHLER, BRADLEY ALLEN 1020 38TH AVE N SAINT PETERSBURG FL 337041145	07 31 17 00522 007 0200 ALLENDALE TERRACE BLK A, LOTS 20 AND 21 LESS RD, SEE N 12-31-16	1020 38TH AVE N	224.47
LCA 1542 68134	U S BANK NATL ASSN TRE 3476 STATEVIEW BLVD FORT MILL SC 297157203	01 31 16 00576 004 0130 ALLENDALE TERRACE BLK D, LOTS 12 THRU 15, 16A & 11B	3900 DR. ML KING JR ST N	424.92
LCA 1542 68135	ROENBECK, SUELLEN 826 63RD AVE S SAINT PETERSBURG FL 337055732	07 32 17 05598 008 0080 BAY VISTA PARK REPLAT 1ST ADD BLK 8, LOT 8	826 63RD AVE S	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68136	EVERBANK 345 ST PETER ST ST PAUL MN 551021211	21 31 16 07182 008 0010 BELLECREST HEIGHTS BLK 8, LOTS 1 AND 2	5000 3RD AVE S	184.38
LCA 1542 68137	WELLS FARGO BANK N A TRE 7105 CORPORATE DR PLANO TX 750244100	21 31 16 07182 011 0030 BELLECREST HEIGHTS BLK 11, LOT 3	5016 4TH AVE S	204.43
LCA 1542 68138	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	21 31 16 07191 007 0100 BELLECREST HEIGHTS REV PLAT OF BLKS 1, 6 & 7 BLK 7, LOT 10	4917 4TH AVE S	184.38
LCA 1542 68139	S & S INVESTMENT CORP OF ST PE 8424 4TH ST N STE Q SAINT PETERSBURG FL 337023614	13 31 16 10062 000 0480 BON AIR LOT 48	1312 9TH AVE N	184.38
LCA 1542 68140	KNOWLES, HOWARD 1633 SERPENTINE DR S SAINT PETERSBURG FL 337126054	13 31 16 10062 000 0500 BON AIR LOT 50	1302 9TH AVE N	184.38
LCA 1542 68141	PERRIN, WARD E EST 5202 S KIMBARK AVE CHICAGO IL 606154010	09 31 16 10998 001 0030 BRENTWOOD HEIGHTS 2ND ADD BLK 1, LOT 3	3325 55TH ST N	184.38
LCA 1542 68142	LOREVIL LAND TRUST AGM NO 14 PO BOX 16766 SAINT PETERSBURG FL 337336766	25 31 16 11502 000 0010 BRIGHTWOOD LOT 1	2062 15TH AVE S	224.47

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68143	SANDERSON, DAVID 3738 1ST AVE N SAINT PETERSBURG FL 337138313	22 31 16 14418 007 0060 CENTRAL AVENUE HEIGHTS BLK 7, LOT 6	3738 1ST AVE N	194.40
LCA 1542 68144	RAFFO, JAMES LEWIS PO BOX 902 SARASOTA FL 342300902	22 31 16 14418 010 0091 CENTRAL AVENUE HEIGHTS BLK 10, S 50FT OF LOTS 9 AND 10	3963 1ST AVE S	184.38
LCA 1542 68145	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	22 31 16 14418 011 0100 CENTRAL AVENUE HEIGHTS BLK 11, LOT 10	3855 1ST AVE S	184.38
LCA 1542 68146	FLINCHBAUGH, DAWSON E 3845 1ST AVE S SAINT PETERSBURG FL 337111203	22 31 16 14418 011 0110 CENTRAL AVENUE HEIGHTS BLK 11, LOT 11	3845 1ST AVE S	184.38
LCA 1542 68147	SIMMONS, FREDERICK N 4220 DR MARTIN LUTHER KING JR SAINT PETERSBURG FL 337054423	22 31 16 14418 012 0070 CENTRAL AVENUE HEIGHTS BLK 12, LOT 7	3754 CENTRAL AVE	184.38
LCA 1542 68148	FLORIDA LAND TRUST NO 1 5729 SWEET CHERRY LN LAND O LAKES FL 346393447	22 31 16 14418 012 0080 CENTRAL AVENUE HEIGHTS BLK 12, LOT 8	3762 CENTRAL AVE	184.38
LCA 1542 68149	KNOWLES, WILLIAM A 4638 2ND AVE N SAINT PETERSBURG FL 337138112	21 31 16 14562 006 0060 CENTRAL PARK REV BLK 6, LOT 6	4646 2ND AVE N	184.38

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LCA 1542 68150	MERCURY 1 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 14742 000 0080 CHAMBER'S 1ST ADD TO HOLLYWOOD LOT 8	1460 13TH ST S	184.38
LCA 1542 68151	GARCIA, MANUAL 8715 SW 109TH ST MIAMI FL 33176	25 31 16 14742 000 0091 CHAMBER'S 1ST ADD TO HOLLYWOOD W 1/2 OF LOTS 9 AND 10	1231 15TH AVE S	184.38
LCA 1542 68152	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 14742-000 0111 CHAMBER'S 1ST ADD TO HOLLYWOOD W 79FT OF LOT 11	1500 13TH ST S	184.38
LCA 1542 68153	COHEN, VANESSA 631 FLAMINGO AVE DAYTONA BEACH FL 321173329	25 31 16 15012 000 0340 CHEROKEE SUB N 59FT OF LOT 34	1034 12TH AVE S	184.38
LCA 1542 68154	TRAVERTINE GROUP IMPORTS INC 5113 W KNOX ST TAMPA FL 336348029	27 31 16 15408 002 0010 CHILDS PARK BLK 2, N 141.8FT OF LOT 1 LESS E 25FT THEREOF FOR RD R/W	1905 34TH ST S	224.47
LCA 1542 68155	HIROCK, SHARI 2840 S CIRCLE DR COLORADO SPRINGS CO 809062066	27 31 16 15732 000 0420 CLARK & BUTLER'S SUB NO. 2 LOT 42	3835 10TH AVE S	214.45
LCA 1542 68156	WHITFIELD, JAMES 12004 SEDATE ST BROOKSVILLE FL 346143410	02 31 16 16344 008 0140 CLEAR VISTA BLK 8, LOT 14 LESS S 7 1/2 FT FOR RD R/W	2619 38TH AVE N	184.38

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LCA 1542 68157	BYNUM, CORNELL JR 502 28TH ST S SAINT PETERSBURG FL 337121527	23 31 16 17298 001 0120 COLONIAL ANNEX BLK A, LOTS 12 & 13 LESS THAT PT OF LOT 13 FOR RD R/W DESC BEG NW COR OF LOT	502 28TH ST S	204.43
LCA 1542 68158	FLOWERS, MORRIS JR 6010 DICK POND RD UNIT 315 MYRTLE BEACH SC 295884644	23 31 16 17442 003 0020 COLONIAL PLACE REV BLK 3, LOT 2	2710 1ST AVE S	184.38
LCA 1542 68159	SECOND BERT BIEGEL TRUST IRR T 4830 WEST KENNEDY BLVD STE 300 TAMPA FL 336092521	23 31 16 17442 003 0100 COLONIAL PLACE REV BLK 3, LOT 10	2751 2ND AVE S	184.38
LCA 1542 68160	CASON, HATTIE M EST 2742 2ND AVE S SAINT PETERSBURG FL 337121120	23 31 16 17442 004 0060 COLONIAL PLACE REV BLK 4, LOT 6	2742 2ND AVE S	224.47
LCA 1542 68161	BRADFORD, CRYSTAL 216 LANGSTON DR BUENA VISTA GA 31803	23 31 16 17442 006 0040 COLONIAL PLACE REV BLK 6, LOT 4	2530 2ND AVE S	184.38
LCA 1542 68162	LARKHILL R E LLC 2961 1ST AVE N SUITE F SAINT PETERSBURG FL 337138605	23 31 16 17442 010 0030 COLONIAL PLACE REV BLK 10, LOT 3	2718 4TH AVE S	184.38
LCA 1542 68163	TAX CERTIFICATE REDEMPTIONS IN 925 ARTHUR GODFREY RD STE 102 MIAMI BCH FL 331403337	23 31 16 17442 011 0070 COLONIAL PLACE REV BLK 11, LOT 7	2650 4TH AVE S	184.38

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LCA 1542 68164	DICKEY, ARTHUR JR EST 1501 11TH AVE S SAINT PETERSBURG FL 337052218	25 31 16 17694 000 0190 COLUMBIA HEIGHTS NO. 3 LOT 19 & E 1/2 OF LOT 18	1501 11TH AVE S	234.49
LCA 1542 68165	BELCHER, BRYAN A 125 52ND AVE N SAINT PETERSBURG FL 337032321	32 31 17 18036 039 0380 COQUINA KEY SEC 1 BLK 39, LOT 38	3555 COQUINA KEY DR SE	184.38
LCA 1542 68166	ROGERS, LISA J 3935 10TH AVE N SAINT PETERSBURG FL 337136006	15 31 16 18288 020 0120 CORSON'S SUB BLK 20, LOT 12	3935 10TH AVE N	184.38
LCA 1542 68167	DOWNING, LACEY LEA 1892 WACASSASSA ST TARPON SPRINGS FL 346896630	16 31 16 18990 007 0170 CRESTMONT BLK 7, LOTS 17 & 18	5210 8TH AVE N	184.38
LCA 1542 68168	6763 16TH AVE PROPERTY TRUST 14955 GULF BLVD STE 1 MADEIRA BEACH FL 337082013	18 31 16 19710 004 0070 CROSSROADS ESTATES 1ST ADD BLK 4, LOT 7	6763 16TH AVE N	184.38
LCA 1542 68169	WAINWRIGHT, TIMOTHY SCOTT 6070 GULFPORT BLVD S SAINT PETERSBURG FL 337073200	25 31 16 20232 002 0210 DALY'S SUB REVISED BLK 2, LOT 21	1100 19TH ST S	184.38
LCA 1542 68170	PARISH, LLOYD 28035 NUMBER SIX RD REDWOOD NY 13679 /	30 31 17 21564 000 0170 DISTRICT FLA CORP SUB NO 1 LOT 17	805 PARIS AVE S	184.38

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LCA 1542 68171	EMES, BRETT L IRA 9913 ALVAISTA DR GIBSONTON FL 335344401	30 31 17 21564 000 0430 DISTRICT FLA CORP SUB NO 1 LOT 43	810 PARIS AVE S	184.38
LCA 1542 68172	JOHNSEN, LEONARD W PO BOX 76158 SAINT PETERSBURG FL 337346158	30 31 17 23958 000 0230 EASTERBROOK LOT 23	655 12TH AVE S	184.38
LCA 1542 68173	G G H 47 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	23 31 16 24138 002 0040 EAST ROSELAWN BLK 2, LOTS 4 AND 5	2926 5TH AVE S	184.38
LCA 1542 68174	ZYANYA INVEST INC 9251 98TH AVE SEMINOLE FL 337771725	23 31 16 24138 006 0180 EAST ROSELAWN BLK 6, LOT 18--E 1/2 OF LOT 17	549 28TH ST S	224.47
LCA 1542 68175	TRUST NO 256133712 PO BOX 531 ONECO FL 342640531	26 31 16 25452 000 0160 ELDER SUB LOT 16 LESS ST	2561 18TH AVE S	184.38
LCA 1542 68176	PARKER, GARY 1320 45TH ST N SAINT PETERSBURG FL 337135240	15 31 16 25506 005 0130 EL DORADO HILLS ANNEX BLK E, LOT 13	1320 45TH ST N	184.38
LCA 1542 68177	SKELTON, ELLA PO BOX 531653 SAINT PETERSBURG FL 337471653	34 31 16 26154 002 0130 ESTELLE MANOR BLK B, LOTS 13 AND 14	2325 KINGSTON ST S	204.43

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LCA 1542 68178	COX, ROBERT 15412 HEATHRIDGE DR TAMPA FL 336251638	25 31 16 27162 000 0210 FAIR VIEW HEIGHTS E SOFT OF LOT 21	944 NEWTON AVE S	224.47
LCA 1542 68179	HAMILTON, LELIA F EST 1300 35TH ST N SAINT PETERSBURG FL 337135447	15 31 16 28224 016 0140 FLORAL VILLA PARK 2ND SEC BLK 16, LOT 14 & VAC RD R/W ON SE	1300 35TH ST N	184.38
LCA 1542 68180	B A C HOME LOANS SERVICING LP 225 E ROBINSON ST STE 660 ORLANDO FL 328014321	25 31 16 28944 000 0160 FORREST HILL NELLIE M DAVIS LOT 16	1761 13TH AVE S	184.38
LCA 1542 68181	J P MORGAN CHASE BANK 270 PARK AVE NEW YORK NY 100172014	25 31 16 28944 000 0200 FORREST HILL NELLIE M DAVIS LDT 20	1745 13TH AVE S	204.43
LCA 1542 68182	R S INVESTMENT PROPERTIES LLC PO BOX 35182 SAINT PETERSBURG FL 337050504	25 31 16 29664 007 0210 FRUITLAND HEIGHTS BLK G, LOT 21	1644 20TH AVE S	184.38
LCA 1542 68183	MARSHALL, ROSA 1760 QUEEN ST S SAINT PETERSBURG FL 337122862	25 31 16 29682 009 0190 FRUITLAND HEIGHTS PLAT B BLK I, LOT 19	1743 19TH AVE S	184.38
LCA 1542 68184	FIRST FIDELITY HOLDINGS LLC PO BOX 810154 BOCA RATON FL 334810154	25 31 16 29682 009 0200 FRUITLAND HEIGHTS PLAT B BLK I, LOT 20	1739 19TH AVE S	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68185	CHRIST GOSPEL CH SP 2512 22ND AVE S SAINT PETERSBURG FL 337123024	25 31 16 29682 010 0010 FRUITLAND HEIGHTS PLAT B BLK J, LOT 1	1700 19TH AVE S	184.38
LCA 1542 68186	WISSOTA INVESTMENTS LLC 7715 189TH ST CHIPPLE FALLS WI 547296456	25 31 16 29682-010 0060 FRUITLAND HEIGHTS PLAT B BLK J, LOT 6	1717 20TH AVE S	184.38
LCA 1542 68187	WS ST PETE REALTY LLC 145 HUGUENOT ST STE 300A NEW ROCHELLE NY 108015241	24 31 16 29718 017 0130 FULLER'S SUB BLK 17, LOTS 13 & 14	1725 1ST AVE S	184.38
LCA 1542 68188	J P MORGAN CHASE BANK 10790 RANCHO BERNARDO RD SAN DIEGO CA 921275705	25 31 16 33804 000 0220 GROVE HEIGHTS REV LOT 22	1127 9TH AVE S	184.38
LCA 1542 68189	FITZGERALD, CHRISTOPHER J 4050 2ND AVE S SAINT PETERSBURG FL 337111211	21 31 16 35244 003 0070 HALL'S CENTRAL AVE NO. 3 BLK 3, LOT 7 (SEE S 1/2 22-31-16)	4050 2ND AVE S	184.38
LCA 1542 68190	LUCIO, ANGEL 1759 TEMPLE TER S SAINT PETERSBURG FL 337112615	21 31 16 35244 005 0090 HALL'S CENTRAL AVE NO. 3 BLK 5, LOT 9 SEE S 1/2 22-31-16	4063 5TH AVE S	184.38
LCA 1542 68191	HEYWOOD, CODY STAR 3765 41ST ST S APT 74H SAINT PETERSBURG FL 337114038	31 31 17 36684 000 0670 HARBORDALE SUB LOT 67	527 25TH AVE S	184.38

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LCA 1542 68192	HART, MARCUS 1175 PINELLAS POINT DR S APT 3 SAINT PETERSBURG FL 337053104	31 31 17 36684 000 0770 HARBORDALE SUB LOT 77	2550 6TH ST S	184.38
LCA 1542 68193	NEW MILLENNIAL LC PO BOX 7956 TAMPA FL 336737956	31 31 17 36684 000 0820 HARBORDALE SUB LOT 82	2517 5TH ST S	184.38
LCA 1542 68194	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	31 31 17 36684 000 0920 HARBORDALE SUB LOT 92	675 26TH AVE S	184.38
LCA 1542 68195	TITAN DEVELOPMENT GROUP LLC 4118 CAUSEWAY VISTA DR TAMPA FL 336155416	25 31 16 37152 000 0100 HARRIS', T.C. & A.H. SUB LOT 10	1428 PRESTON ST S	184.38
LCA 1542 68196	EVERBANK 800 NATIONS WAY JACKSONVILLE FL 32256	10 31 16 37242 003 0110 HARSHAW SUB BLK 3, LOT 11	4043 BENSON AVE N	184.38
LCA 1542 68197	DEUTSCHE BANK NATL TRUST CO 12650 INGENUITY DR ORLANDO FL 328262703	35 31 16 37836 000 0110 HAVEN PARK ADD LOT 11	2535 28TH ST S	184.38
LCA 1542 68198	FAULKNER, BRENDA S 4803 32ND AVE N SAINT PETERSBURG FL 337132022	09 31 16 38520 000 0520 HIALEA LOT 52 & E 1/2 OF LOT 51 & W 14FT OF LOT 53	4803 32ND AVE N	184.38

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LCA 1542 68199	BENCH, PAUL R EST 3235 21ST ST N SAINT PETERSBURG FL 337133054	12 31 16 39726 001 0050 HILL, ROSCOE SUB BLK A, LOT 5	3235 21ST ST N	184.38
LCA 1542 68200	BOYAR, ROBERT M 5771 PARKVIEW POINT DR ORLANDO FL 328217963	30 31 17 43038 000 0190 INGRAM PLACE LOT 19 LESS W 10FT	851 17TH AVE S	184.38
LCA 1542 68201	VERNAK, VIRGINIA M 330 44TH ST N SAINT PETERSBURG FL 337137322	22 31 16 43108 021 0090 INTER BAY BLK 21, LOT 9	330 44TH ST N	244.52
LCA 1542 68202	LITTRELL, BETTY S 601 LAKE MAGGIORE BLVD S SAINT PETERSBURG FL 337054752	24 31 16 44190 005 0070 JOHNS PASS REALTY CO'S SUB BLK 5, LOT 7	2054 CENTRAL AVE	184.38
LCA 1542 68203	CRUMLEY, BERT III 3924 19TH ST N SAINT PETERSBURG FL 337144617	01 31 16 45054 002 0120 K & H CLEARVIEW 1ST ADD BLK 2, LOT 12	3924 19TH ST N	184.38
LCA 1542 68204	PERRY, MICHAEL T 7500 BISHOP RD APT 1407 PLANO TX 750245626	18 31 17 46836 002 0111 KINYON & WOODS ADD BLK B, W 68FT OF LOT 11 & W 68FT OF S 15.6FT OF LOT 12	731 7TH AVE N	184.38
LCA 1542 68205	FREESUN LLC PO BOX 152774 TAMPA FL 33684	06 32 17 48096 001 0050 LAKE MAGGIORE TERRACE BLK A, LOT 5	3834 DR. ML KING JR ST S	184.38

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LCA 1542 68206	ROJAS, GERALDO III 3925 8TH ST ST SAINT PETERSBURG FL 33705	06 32 17 48096 002 0120 LAKE MAGGIORE TERRACE BLK B, LOT 12 & S 1/2 OF LOT 11	3925 8TH ST S	224.47
LCA 1542 68207	7TH CAVALRY CORP & COCONUT GRO 2701 S BAYSHORE DR COCONUT GROVE FL 331335309	25 31 16 48960 000 1010 LAKEVIEW HEIGHTS LOT 101	2010 SEMINOLE BLVD S	184.38
LCA 1542 68208	ROSE HALL INVESTMENT GROUP LP 4830 W KENNEDY BLVD STE 300 TAMPA FL 336092521	36 31 16 49176 000 0850 LAKE VISTA LOT 85	1313 26TH AVE S	184.38
LCA 1542 68209	MERRITT, TRACY T 1851 SULLIVAN SCHOOL RD CAMPBELLSVILLE KY 427187168	02 32 16 49482 099 0020 LAKEWOOD ESTATES SEC D BLK 99, LOT 2 (MAP S-35-31-16)	2690 FAIRWAY AVE S	184.38
LCA 1542 68210	WALKER, LOUELLA 545 77TH AVE N APT 105 SAINT PETERSBURG FL 337024352	25 31 16 50976 001 0070 LELAND PARK BLK 1, LOT 7 & N 1/2 OF LOT 8	953 QUEEN ST S	184.38
LCA 1542 68211	HORNE, NANCY A 8916 TENNIS CT NEW PORT RICHEY FL 346551206	27 31 16 51264 000 0020 LEVERICH'S REPLAT LOT B	1843 38TH ST S	184.38
LCA 1542 68212	LOVETT, JOSEPH 1740 15TH AVE S SAINT PETERSBURG FL 337122434	25 31 16 52002 001 0010 LINDENWOOD REPLAT BLK A, LOT 1	1740 15TH AVE S	184.38

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LCA 1542 68213	FAHARI, KERAMAT 3701 SHORE BLVD OLDSMAR FL 346775613	25 31 16 52002 001 0060 LINDENWOOD REPLAT BLK A, LOT 6	1700 15TH AVE S	184.38
LCA 1542 68214	ANDERSON, DONNA M 476 45TH AVE N SAINT PETERSBURG FL 337034732	06 31 17 54540 004 0240 MAINE SUB BLK D, LOT 24	476 45TH AVE N	184.38
LCA 1542 68215	G G H 47 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 54954 004 0070 MANSFIELD HEIGHTS BLK 4, LOT 7 & 15FT STRIP ON N	1349 PRESTON ST S	184.38
LCA 1542 68216	SMITH, BETTY L EST 7122 MEADOWLAWN DR N SAINT PETERSBURG FL 337025020	25 30 16 56646 020 0130 MEADOW LAWN 2ND ADD BLK 20, LOT 13	7122 MEADOWLAWN DR N	184.38
LCA 1542 68217	TRAN, ROBERT HIEN TRUNG 6709 ORCHARD DR N SAINT PETERSBURG FL 337026559	25 30 16 56646 030 0180 MEADOW LAWN 2ND ADD BLK 30, LOT 18	6709 ORCHARD DR N	184.38
LCA 1542 68218	LONTOC, DOMINIC 40004 EAST RED BRIDGE RD KANSAS CITY MO 64137	27 31 16 56970 000 0080 MEAN'S SUB LOT 8 LESS ST	4043 15TH AVE S	184.38
LCA 1542 68219	TRAN, THERESA THI ANH 12760 CUESTA ST CERRITOS CA 907031149	24 31 16 59454 001 0090 MURPHY'S, H.A. BLK A, LOT 9 LESS RD R/W	2027 7TH AVE S	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68220	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	25 31 16 59670-002 0030 NEBRASKA PLACE SUB BLK B, LOT 3	1314 12TH AVE S	194.40
LCA 1542 68221	ASPEN INVESTORS # 2 LLC 735 ARLINGTON AVE N SAINT PETERSBURG FL 337013652	36 30 16 60696 001 0070 NORTH EUCLID EXTENSION NO. 1 BLK 1, LOT 7 & E 13FT OF LOT 8	920 58TH AVE N	100.00
LCA 1542 68222	MADSEN, WILLIAM 1201 SEMINOLE BLVD APT 126 LARGO FL 337708101	36 30 16 60696 006 0010 NORTH EUCLID EXTENSION NO. 1 BLK 6, LOTS 1 AND 2 & N 7.5FT OF LOT 3	5622 DR. ML KING JR ST N	184.38
LCA 1542 68223	TRAPP, JAMES PO BOX 441 CLEMSON SC 296330441	31 31 17 62460 000 0380 OAK HARBOR LOT 38	649 28TH AVE S	184.38
LCA 1542 68224	CORBIN, LENA 2227 HIGHLAND ST S APT 8 SAINT PETERSBURG FL 337053057	36 31 16 63792 005 0070 OHIO PARK BLK 5, LOT 7	2244 21ST ST S	184.38
LCA 1542 68225	CITIGROUP 399 PARK AVE NEW YORK NY 100224614	36 31 16 63792 008 0020 OHIO PARK BLK 8, LOT 2	2315 21ST ST S	214.45
LCA 1542 68226	TESANOVIC, NENAD 453 LANCERS DR WINTER SPRINGS FL 327083314	13 31 16 63810 000 0891 OLD KENTUCKY N 46FT OF LOTS 89 AND 90	1818 11TH ST N	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68227	BRANT ORGANIZATION INC 20863 WYLE CREEK DR RR#2 THORNDALE CN NOM2PO	31 31 17 65430 000 0060 PALLANZA PARK REPLAT LOT 6	720 EAST HARBOR DR S	184.38
LCA 1542 68228	BAY AREA HOUSING DEV CORP PO BOX 6533 CLEARWATER FL 337586533	26 31 16 66456 000 0190 PARK'S SUB, JOHN M. LOT 19	1730 30TH ST S	224.47
LCA 1542 68229	USA FED NATL MTG ASSN 950 E PACES FERRY RD STE 1900 ATLANTA GA 303261384	20 31 16 66978 003 0220 PASADENA ESTATES BLK 3, LOT 22	6485 2ND AVE S	184.38
LCA 1542 68230	BELLE, VALERIE T 624 OLEANDER WAY S SAINT PETERSBURG FL 337072116	19 31 16 67500 101 0030 PASADENA ON THE GULF SEC B BLK 101, S 55FT OF LOT 3 & N 20FT OF LOT 4 & 1/2 OF VAC ALLEY ON E	624 OLEANDER WAY S	184.38
LCA 1542 68231	WHITE, MELODY L 4026 34TH AVE S SAINT PETERSBURG FL 337113905	20 31 16 67626 002 0080 PASADENA PARK BLK 2, LOT 8	672 GRAY ST S	184.38
LCA 1542 68232	2003-CB3 TRUST 1661 WORTHINGTON RD STE 100 WEST PALM BEACH FL 334096493	14 31 16 68184 002 0190 PELHAM MANOR NO. 1 BLK 2, LOT 19	2866 15TH AVE N	234.49
LCA 1542 68233	WALKER, TIA 2501 AUBURN ST S SAINT PETERSBURG FL 337123419	35 31 16 68922 005 0070 PILLSBURY PARK BLK E, LOT 7	2501 AUBURN ST S	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1542 68234	V C REAL ESTATE HOLDINGS LLC 4602 W SAN MIGUEL ST TAMPA FL 336295548	12 31 16 69102 007 0100 PINE CITY SUB REPLAT BLK 7, LOT 10	2819 18TH ST N	184.38
LCA 1542 68235	KUC, ALIJA 3011 62ND AVE N SAINT PETERSBURG FL 337026256	12 31 16 69102 011 0030 PINE CITY SUB REPLAT BLK 11, LOT 3	1616 28TH AVE N	184.38
LCA 1542 68236	MAIN, DAVID G 407 W LEE ST ENTERPRISE AL 363302428	12 31 16 69102 014 0050 PINE CITY SUB REPLAT BLK 14, LOT 5	2034 28TH AVE N	184.38
LCA 1542 68237	MULVANEY, JOHN M PO BOX 4504 ARCATA CA 955184504	06 31 16 70092 000 0010 PINELLAS FARMS PLEMMONS REPLAT LOT 1	6777 38TH AVE N	184.38
LCA 1542 68238	INTERNATIONAL URBAN DEVELOPERS PO BOX 130756 TAMPA FL 336810756	25 31 16 71766 000 0030 PINEVILLE SUB LOT 3 & E 44FT 3IN OF S 50FT OF LOT 5, LESS S 25FT FOR RD R/W	1647 18TH AVE S	184.38
LCA 1542 68239	RHODES, TERESA 1337 4TH AVE LOS ANGELES CA 900193402	25 31 16 71766 000 0130 PINEVILLE SUB LOT 13	1701 PRESTON ST S	184.38
LCA 1542 68240	SMITH, JOSEPH 4601 N 37TH ST TAMPA FL 336107050	26 31 16 72846 000 0460 PRATHER'S HIGHLAND HOMES LOT 46	1348 30TH ST S	194.40

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LCA 1542 68241	STALLION HOMES LLC 3303 N LAKEVIEW DR APT 2915 TAMPA FL 336181336	26 31 16 72918 000 0320 PRATHER'S FOURTH ROYAL LOT 32	2530 IRVING AVE S	184.38
LCA 1542 68242	PAPADOGEORGIS, PANAGIOTIS T 2500 11TH AVE S SAINT PETERSBURG FL 337122026	26 31 16 72936 000 0010 PRATHER'S FIFTH ROYAL LOT 1	2500 11TH AVE S	224.47
LCA 1542 68243	HARRICHARAN, SHERRY 1101 12TH ST S SAINT PETERSBURG FL 337052221	26 31 16 72936 000 0070 PRATHER'S FIFTH ROYAL LOT 7	2548 11TH AVE S	184.38
LCA 1542 68244	M N L PROPERTIES LLC 7937 9TH AVE S SAINT PETERSBURG FL 337072732	26 31 16 73026 000 0141 PRATHER'S REVISED W 150FT OF LOT 14 LESS RD	1770 31ST ST S	184.38
LCA 1542 68245	P N C BANK NATL ASSN 3232 NEWMARK DR MIAMISBURG OH 453425421	02 31 16 74268 001 0150 REMSEN HEIGHTS BLK 1, LOT 15	3908 29TH ST N	184.38
LCA 1542 68246	CHAMPLAIN, LISA R TRUST 1011 83RD ST NW BRADENTON FL 342099585	31 31 17 74304 000 0760 RENWICK, ERLE SUB NO. 2 LOT 76	2234 GROVE ST S	204.43
LCA 1542 68247	CELTIC ASSOCIATES INC 206 E TENNESSEE AVE SEFFNER FL 335845157	27 31 16 74646 000 0530 RICHARDSON'S, W. E. LOT 53	1537 42ND ST S	184.38

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LCA 1542 68248	BURROW, MARCUS 1632 BAKER RD LUTZ FL 335593329	34 31 16 76248 000 0030 RODES', G. C., SUB LOT 3	2222 37TH ST S	184.38
LCA 1542 68249	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	23 31 16 76590 008 0040 ROOSEVELT PARK ADD BLK 8, LOT 4	3230 4TH AVE S	184.38
LCA 1542 68250	GOFF, JACQUELINE D 3327 6TH AVE S SAINT PETERSBURG FL 337121417	23 31 16 76590 015 0150 ROOSEVELT PARK ADD BLK 15, LOT 15	3327 6TH AVE S	244.52
LCA 1542 68251	BRIDEGO INVEST CORP 1201 N ORANGE ST SUITE 7190 WILMINGTON DE 198011155	23 31 16 76613 001 0011 ROOSEVELT PARK BEAUPRE REP BLK 1, E 45FT OF LOT 1	3321 5TH AVE S	234.49
LCA 1542 68252	DES PROPERTIES LLC 8614 WESTWOOD CENTER DR # 650 VIENNA VA 221822257	26 31 16 76842 000 0240 ROSE MOUND GROVES SUB NO 2 LOT 24	2010 30TH ST S	184.38
LCA 1542 68253	LUKIANZUK, THERESA 620 37TH AVE N SAINT PETERSBURG FL 337041250	01 31 16 77166 001 0130 ROUSE MANOR BLK A, LOT 13	3944 HAINES RD N	184.38
LCA 1542 68254	SPILLANE, LINDA K 4042 DARTMOUTH AVE N SAINT PETERSBURG FL 337137426	22 31 16 77562 006 0060 RUSSELL PARK BLK 6, LOT 6	4042 DARTMOUTH AVE N	184.38

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LCA 1542 68255	ONLINE TECHNOLOGY EXCHANGE INC 955 CENTRAL AVE SAINT PETERSBURG FL 337051646	22 31 16 77562 006 0120 RUSSELL PARK BLK 6, LOT 12	4035 4TH AVE N	234.49
LCA 1542 68256	STOKES, JOHNNY 4310 NABAL DR LA MESA CA 919417152	23 31 16 78390 033 0130 ST PETERSBURG INVESTMENT CO SUB BLK 33, LOT 13	2425 4TH AVE S	184.38
LCA 1542 68257	FISERV ISS & CO 4780 DAVIE RD STE 101 FORT LAUDERDALE FL 333144400	23 31 16 78390 035 0070 ST PETERSBURG INVESTMENT CO SUB BLK 35, LOTS 7 AND 8	400 24TH ST S	204.43
LCA 1542 68258	BOLING, TERRY 10704 DRUMMOND RD TAMPA FL 336153505	23 31 16 78390 035 0090 ST PETERSBURG INVESTMENT CO SUB BLK 35, LOT 9	2363 5TH AVE S	184.38
LCA 1542 68259	ROSE, WILLIAM G PO BOX 681 OSPREY FL 342290681	14 31 16 79002 001 0040 SCHOOL PARK ADD BLK A, LOT 4	2724 9TH AVE N	184.38
LCA 1542 68260	1820 7TH AVE S LAND TRUST 13799 PARK BLVD # 232 SEMINOLE FL 337763402	25 31 16 81126 000 0030 SHEWMAN, JOHN LOT 3	1820 7TH AVE S	184.38
LCA 1542 68261	ROSE HALL INVESTMENT GROUP LP 4830 WEST KENNEDY BLVD STE 300 TAMPA FL 336092521	25 31 16 81126 000 0040 SHEWMAN, JOHN LOT 4	1810 7TH AVE S	184.38

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LCA 1542 68262	HUYNH, LINDA 6511 12TH ST N SAINT PETERSBURG FL 337027307	25 31 16 82008 000 0120 SILVER LAKE SUB LOT 12	1221 12TH AVE S	184.38
LCA 1542 68263	FAGAN, JONATHAN F 3301 43RD ST. N SAINT PETERSBURG FL 337131152	10 31 16 82134 004 0030 SIRMONS ACRES BLK 4, LOT 3	3301 43RD ST N	184.38
LCA 1542 68264	ESCAPE VELOCITY ENTERPRISES IN 4221 15TH AVE S SAINT PETERSBURG FL 337112418	27 31 16 84366 000 0200 SOUTH PORTLAND HEIGHTS REPLAT LOT 20	4221 15TH AVE S	304.65
LCA 1542 68265	TRUST 959 PO BOX 6176 CLEARWATER FL 337586176	25 31 16 85140 000 0100 STANLEY HEIGHTS LOT 10	959 MELROSE AVE S	224.47
LCA 1542 68266	LOTT, LAWRENCE M 950 MELROSE AVE S SAINT PETERSBURG FL 337052341	25 31 16 85140 000 0110 STANLEY HEIGHTS LOT 11	950 MELROSE AVE S	184.38
LCA 1542 68267	WEENA BUCAY-COUTA 46 PEACH ORCHARD RD BURLINGTON MA 018033237	25 31 16 85140 000 0330 STANLEY HEIGHTS LOT 33	1050 MELROSE AVE S	184.38
LCA 1542 68268	BAYSIDE CAPITAL INVESTMENT GRD 2 SNOWMOUND CT ROCKVILLE MD 208502850	25 31 16 85140 000 0400 STANLEY HEIGHTS LOT 40	1125 MELROSE AVE S	184.38

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LCA 1542 68269	CLARK, WANDA Y 1941 MELROSE AVE S SAINT PETERSBURG FL 33712	25 31 16 85392 000 0060 STEVEN'S SUB LOT 6	1941 MELROSE AVE S	184.38
LCA 1542 68270	THOMPSON, JOHN E 49 MAIN ST APT 1 IRVINGTON NY 105331537	21 31 16 85518 006 0110 STONEMONT SUB REV BLK F, LOT 11	5745 2ND AVE N	184.38
LCA 1542 68271	HIRCOCK, JAMES 4735 ROWAN RD # 205 NEW PRT RCHY FL 346535650	26 31 16 89676 006 0220 TANGERINE TERRACE BLK 6, LOT 22	3136 17TH AVE S	184.38
LCA 1542 68272	BRANCH BANKING & TRUST CO PO BOX 167 WINSTON SALEM NC 271020167	33 30 17 89757 004 0180 TANGLEWOOD ISLE SUB BLK 4, LOT 18	1711 TANGLEWOOD DR NE	184.38
LCA 1542 68273	ACKAWAY, ROBERTA A 113 IMPERATO CT TOMS RIVER NJ 087535304	02 31 16 90324 004 0140 TETREAUULT SUB BLK D, LOT 14	4650 22ND ST N	184.38
LCA 1542 68274	HALLIGAN, SCOTT PO BOX 83 ASHFIELD MA 013300083	17 31 16 92916 005 0360 TYRONE GARDENS SEC NO. 1 BLK 5, LOT 36	5924 16TH AVE N	184.38
LCA 1542 68275	HARRIS, JOHN III 830 43RD ST S SAINT PETERSBURG FL 337111923	21 31 16 94032 010 0150 VICTORY HEIGHTS BLK J, E 36.34FT OF LOT 15	4609 FAIRFIELD AVE S	184.38

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LCA 1542 68276	MILEY, PRIME JR ESTATE 3642 EMERSON AVE S SAINT PETERSBURG FL 33711	22 31 16 96174 016 0070 WEST CENTRAL AVENUE BLK 16, E 32FT OF LOT 7 & W 28FT OF LOT 6	3642 EMERSON AVE S	194.40
LCA 1542 68277	HRISTOPOULOS, ANDREAS 48 W PARK ST TARPON SPRINGS FL 346893232	22 31 16 96228 001 0070 WEST CENTRAL AVE RESUB BLK 1, LOTS 7, 8 AND W 14 FT OF LOT 6	3450 1ST AVE S	224.47
LCA 1542 68278	DREWS, LAURENCE A 3600 17TH AVE N SAINT PETERSBURG FL 337134804	22 31 16 96228 006 0060 WEST CENTRAL AVE RESUB BLK 6, LOT 6	3442 2ND AVE S	244.52
LCA 1542 68279	NAGATANI, SAMUEL S 4637 YARMOUTH AVE S SAINT PETERSBURG FL 337113346	33 31 16 96714 003 0200 WEST SHADOW LAWN BLK C, LOT 20	4637 YARMOUTH AVE S	184.38
LCA 1542 68280	BOWMAN, CHAMERA D 1390 62ND AVE S SAINT PETERSBURG FL 337055622	26 31 16 97560 000 0590 WILDWOOD SUB LOT 59	2580 13TH AVE S	184.38
LCA 1542 68281	TAX CERTIFICATE REDEMPTIONS IN 925 ARTHUR GODFREY RD STE 102 MIAMI BCH FL 331403337	26 31 16 97560 000 0690 WILDWOOD SUB LOT 69	2720 13TH AVE S	184.38

TOTAL NUMBER OF ASSESSMENTS: 153

TOTAL ASSESSMENT AMOUNT: 29,569.03

LOT CLEARING NUMBER 1542
COST / FUNDING / ASSESSMENT INFORMATION

CATEGORY ASSESSED

AMOUNT TO BE ASSESSED

LOT CLEARING COST

\$ 19,589.03

ADMINISTRATIVE FEE

\$ 9,880.00

TOTAL:

\$ 29,469.03

A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO. 1542; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, preliminary assessment rolls for Lot Clearing No. 1542 have been submitted by the Mayor to the City Council pursuant to St. Petersburg Code Section 16.40.060.4.4; and

WHEREAS, notice of the public hearing was duly published in accordance with St. Petersburg City Code Section 16.40.060.4.4; and

WHEREAS, City Council did meet at the time and place specified in the notice and heard any and all complaints that any person affected by said proposed assessments wished to offer; and

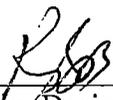
WHEREAS, City Council has corrected any and all mistakes or errors appearing on said preliminary assessment rolls.

NOW, THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the preliminary assessment rolls for Lot Clearing No. 1542 are approved; and

BE IT FURTHER RESOLVED that the principal amount of all assessment liens levied and assessed herein shall bear interest at the rate of 12% per annum from the date this resolution.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

MEETING OF: November 24, 2014

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for Building Securing Number SEC 1194

EXPLANATION: Codes Compliance Assistance has secured the attached structures which were found to be unfit or unsafe under Chapter 8 of the St. Petersburg City Code. The interest rate is 12% per annum on the unpaid balance.

SEC:	<u>1194</u>
NUMBER OF STRUCTURES	<u>33</u>
ASSESSABLE AMOUNT:	<u>\$4,494.53</u>

According to the City Code, these assessments constitute a lien on each property. It is recommended that the assessments be confirmed.

COST/FUNDING/ASSESSMENT INFORMATION:

The total assessable amount of \$4,494.53 will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

FOLLOW-UP: _____

AGENDA NO. _____

11/03/14 13:00:14:

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SEC 1194 07148	TRICOLOR ASSETS INC 5725 S NORMANDIE AVE LOS ANGELES CA 90037	11 32 16 11106 002 0040 BREVARD PLACE REPLAT BLK 2, LOT 4	6900 22ND WAY S	117.24
SEC 1194 07149	WELLS FARGO BANK 3476 STATEVIEW BLVD FORT MILL SC 297157203	24 31 16 11808 003 0050 BRONX BLK 3, LOT 5 LESS ST	2128 5TH AVE N	155.22
SEC 1194 07150	JERNIGAN, JESSE 2120 46TH ST S SAINT PETERSBURG FL 337112933	27 31 16 12474 000 0060 BRUNSON-DOWELL SUB NO. 1 LOT 6	1842 QUINCY ST S	124.09
SEC 1194 07151	NGUYEN, DAVE 3499 15TH AVE S SAINT PETERSBURG FL 337112845	27 31 16 13860 000 0010 CARTER & FOLEY'S SUB LOT 1	3499 15TH AVE S	153.45
SEC 1194 07152	CLAUSEN, KATHERINE J EST 23 ANONDALE DR HUNTINGTON NY 117435001	27 31 16 13860 000 0050 CARTER & FOLEY'S SUB LOT 5	3465 15TH AVE S	107.77
SEC 1194 07153	GROSSMAN, DAVID 3797 136TH AVE LARGO FL 337714024	25 31 16 14220 000 0050 CASLER HEIGHTS LOT 5	2129 UNION ST S	76.84
SEC 1194 07154	DE BOSE, KERRY L 2668 GRANADA CIR E SAINT PETERSBURG FL 337123922	23 31 16 14778 041 0020 CHANDLER'S REPLAT BLK 4A, LOT 2	3042 EMERSON AVE S	107.74

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SEC 1194 07155	JOHN, CAROL G 3529 21ST AVE S SAINT PETERSBURG FL 337113214	27 31 16 15408 005 0130 CHILDS PARK BLK 5, LOT 13	3529 21ST AVE S	194.45
SEC 1194 07156	B A C HOME LOANS SERVICING LP 225 E ROBINSON ST STE 660 ORLANDO FL 328014321	25 31 16 28944 000 0160 FORREST HILL NELLIE M DAVIS LOT 16	1761 13TH AVE S	97.24
SEC 1194 07157	ANDERSON, JONATHAN 1053 SERPENTINE DR S SAINT PETERSBURG FL 337056139	25 31 16 29664 006 0040 FRUITLAND HEIGHTS BLK F, LOT 4	1929 16TH ST S	137.74
SEC 1194 07158	MORETTI, MARK L 2404 LIGHTHOUSE DR PALM HARBOR FL 346851629	28 31 16 31536 004 0090 GOLDEN GLOW GROVE ESTATES 1ST ADD BLK D, LOTS 9 THRU 12 INCL	4689 22ND AVE S	133.34
SEC 1194 07159	MIAMI TYCOON INC 2021 1ST AVE N SAINT PETERSBURG FL 337138801	25 31 16 33786 000 0060 GROVE HEIGHTS ANNEX LOT 6 & E 15FT OF LOT 5	1236 7TH AVE S	132.24
SEC 1194 07160	EVERBANK 800 NATIONS WAY JACKSONVILLE FL 32256	10 31 16 37242 003 0110 HARSHAW SUB BLK 3, LOT 11	4043 BENSON AVE N	204.59
SEC 1194 07161	WELLS FARGO BANK ONE HOME CAMPUS DES MOINES IA 503280001	26 31 16 41868 000 0070 IDLEWILD LOT 7	1901 WALTON ST S	97.95

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SEC 1194 07162	TRUST NO 2304 HIGHLAND ST S 2304 HIGHLAND ST S SAINT PETERSBURG FL 337053043	31 31 17 43830 001 0220 JAMIN & JERKINS' LAKEVIEW SUB BLK A, LOT 22	2304 HIGHLAND ST S	87.95
SEC 1194 07163	NATIONSTAR MTG LLC 350 HIGHLAND DR LEWISVILLE TX 750674177	36 31 16 48942 000 0230 LAKEVIEW GROVE LOTS 23 & 24	1901 26TH AVE S	122.12
SEC 1194 07164	NEELEY, DOROTHY A PO BOX 531403 SAINT PETERSBURG FL 337471403	27 31 16 49878 006 0090 LANE'S, PAT RESUB BLK 6, LOT 9	3811 14TH AVE S	105.32
SEC 1194 07165	TRUST NO 1547-14 PO BOX 186 LAKE WALES FL 338590186	25 31 16 51138 000 0140 LENEVES SUB LOT 14 & S 10 FT OF LOT 13	1547 14TH ST S	392.45
SEC 1194 07166	JEFFERSON, VIVIA 1710 39TH ST S SAINT PETERSBURG FL 337112514	27 31 16 52164 000 0440 LINWOOD PARK LOT 44	1710 39TH ST S	134.27
SEC 1194 07167	P N C MTG 3232 NEWMARK DR MIAMISBURG OH 453425421	27 31 16 59634 000 0070 NEAL-CLAYTON-FISHER HOMES LOT 7	4040 13TH AVE S	72.24
SEC 1194 07168	CALLE, FERNANDO 446 STONR BRIAR DR RUSKIN FL 33570	30 31 17 62244 000 0110 OAKDALE SUB LOT 11	776 16TH AVE S	97.25 ⁴

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1194 07169	LEE, STEVEN F 4835 NEW HAMPSHIRE AVE NW APT WASHINGTON DC 200114139	31 31 17 62460 000 0290 OAK HARBOR LOT 29 AND 30	2711 6TH ST S	153.74
SEC 1194 07170	DIAZ, FERNANDO PO BOX 21387 TAMPA FL 336221387	16 31 16 63522 005 0220 OAK RIDGE NO. 3 BLK E, W 42FT OF LOT 22 & E 34FT OF LOT 21 & 20FT OF PART'LY VAC ST ON S	5643 8TH AVE N	72.56
SEC 1194 07171	MIZAR, MARTHA YANET GARZON VIL 16352 SW 103RD TER MIAMI FL 331964905	23 31 16 65862 005 0060 PALMETTO PARK BLK 5, LOT 6	2842 3RD AVE S	95.22
SEC 1194 07172	SALTER-WILLIAMS, MAXINE E 546 50TH AVE S SAINT PETERSBURG FL 337054934	25 31 16 68778 000 0150 PHOENIX PARK REPLAT LOT 15	1720 QUEEN ST S	190.25
SEC 1194 07173	MULVANEY, JOHN M PO BOX 4504 ARCATA CA 955184504	06 31 16 70092 000 0010 PINELLAS FARMS PLEMMONS REPLAT LOT 1	6777 38TH AVE N	132.24
SEC 1194 07174	THOMPSON, GRACE EST 2563 12TH AVE S SAINT PETERSBURG FL 337122008	26 31 16 72936 000 0180 PRATHER'S FIFTH ROYAL LOTS 18 AND 19	2563 12TH AVE S	149.75
SEC 1194 07175	FLORIDA SUPERIOR PROP ECONOMIC 604 E 7TH ST SANFORD FL 327712014	27 31 16 75402 000 1590 RIDGWOOD TERRACE LOT 159	3419 16TH AVE S	72.24

SAS805R

11/03/14 13:00:14:

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
11-24-2014

Page 5

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1194 07176	TAVARES, JILLIAN L 1160 POINTCLEAR PL APT 1627 HUNTSVILLE AL 358241490	25 31 16 79704 000 0140 SEMINOLE HEIGHTS ADD LOT 14	2141 22ND AVE S	149.59
SEC 1194 07177	SMITH, LUCY M PO BOX 771 WOODVILLE FL 323620771	04 31 17 81558 026 0070 SHORE ACRES OVERLOOK SEC BLK 26, PARTIAL REPLAT BLK 26, LOT 7	4427 HELENA ST NE	86.62
SEC 1194 07178	KITCHENER, CHARLES E EST 5164 VENETIAN BLVD NE SAINT PETERSBURG FL 337034132	04 31 17 81702 008 0040 SHORE ACRES VENICE SEC 2ND REPLAT BLK 8, SE 21.50FT MOL OF LOT 3 & NW 59.41FT MOL OF	5164 VENETIAN BLVD NE	99.25
SEC 1194 07179	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	26 31 16 89640 005 0100 TANGERINE HIGHLANDS BLK E, LOT 10 & S 14FT OF LOT 9	1845 29TH ST S	268.62
SEC 1194 07180	BUILDERS OF HOPE INC 310 N HARRINGTON ST RALEIGH NC 276031322	28 31 16 95904 000 0040 WELL'S, C.M. LOT 4	1751 46TH ST S	172.95

TOTAL NUMBER OF ASSESSMENTS: 33

TOTAL ASSESSMENT AMOUNT: 4,494.53

BUILDING SECURING NUMBER SEC 1194

COST/FUNDING/ASSESSMENT INFORMATION

<u>CATEGORY</u>	<u>AMOUNT TO BE ASSESSED</u>
SECURING COST	\$ 1,911.00
MATERIAL COST	\$ 613.50
LEGAL AD	\$ 485.02
ADMIN. FEE	\$ <u>1,485.00</u>
TOTAL:	\$ 4,494.53

A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1194 ("SEC 1194") 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 ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg has proceeded under the provision of Chapter 8, of the St. Petersburg City Code to secure certain properties; and

WHEREAS, the structures so secured are listed on Securing Building No. 1194 ("SEC 1194"); and

WHEREAS, Section 8-270 of the St. Petersburg City Code provides that the City Council shall assess the entire cost of such securing against the property on which the costs were incurred and that assessments shall become a lien upon the property superior to all others, except taxes; and

WHEREAS, the City Council has held a public hearing on November 24, 2014, to hear all persons who wished to be heard concerning this matter.

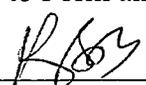
NOW THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of securing listed on Securing Building No. 1194 ("SEC 1194") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute and record notice(s) of the lien(s) provided for herein in the public records of the County.

BE IT FURTHER RESOLVED that the Special Assessment Certificates to be issued hereunder shall bear interest at the rate of 12% per annum on the unpaid balance from the date of the adoption of this resolution.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

MEETING OF: November 24, 2014

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for Building Demolition Number **DMO 421**

EXPLANATION: The privately owned structures on the attached list were condemned by the City in response to unfit or unsafe conditions as authorized under Chapter 8 of the St. Petersburg City Code. The City's Codes Compliance Assistance Department incurred costs of condemnation/securing/appeal/abatement/demolition and under the provisions of City Code Section 8-270, these costs are to be assessed to the property. The interest rate is 12% per annum on the unpaid balance.

DMO:	<u>421</u>
NUMBER OF STRUCTURES:	<u>10</u>
ASSESSABLE AMOUNT:	<u>\$125,651.28</u>

According to the City Code, these assessments constitute a lien on each property. It is recommended that the assessments be confirmed.

COST/FUNDING/ASSESSMENT INFORMATION:

The total assessable amount of **\$125,651.28** will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

FOLLOW-UP: _____ **AGENDA NO.** _____

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 11-24-2014

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
DMD 0421 03073	KNIGHT, WILLIE M EST PO BOX 530403 SAINT PETERSBURG FL 337470403	27 31 16 09576 006 0040 BOCA CEIGA HEIGHTS BLK F, LOT 4	2026 42ND ST S	19,289.45
DMD 0421 03074	BOLDEN, ALICE M 4102 12TH AVE S SAINT PETERSBURG FL 337112443	23 31 16 17442 007 0130 COLONIAL PLACE REV BLK 7, LOT 13	2527 4TH AVE S	8,231.45
DMD 0421 03075	19TH AVE S LAND TRUST 13799 PARK BLVD # 232 SEMINOLE FL 337763402	25 31 16 19350 004 0040 CROMWELL HEIGHTS BLK D, LOT 4	924 19TH AVE S	10,547.87
DMD 0421 03076	STELLA GRACE INC 4940 93RD AVE N PINELLAS PARK FL 337825204	34 31 16 26154 002 0600 ESTELLE MANOR BLK B, LOT 60	2538 38TH ST S	11,550.83
DMD 0421 03077	WALKER, PATRICIA 5201 CASILLA WAY S SAINT PETERSBURG FL 337124262	25 31 16 33804 000 0030 GROVE HEIGHTS REV LOT 3	911 9TH AVE S	8,932.86
DMD 0421 03078	850 17TH AVENUE S TRUST 292 TERRACE RD TARPON SPRINGS FL 346891906	30 31 17 43038 000 0270 INGRAM PLACE LOT 27	850 17TH AVE S	16,557.96
DMD 0421 03079	BRANDT, FLORENCIA D 1322 ROBIN RD SAINT PETERSBURG FL 337073829	12 31 15 44964 002 0070 JUNGLE TERRACE SEC 5 BLK 2, LOT 7	7950 25TH AVE N	962.96

11/06/14 9:38:29:

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
11-24-2014

Page 2

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
DMO 0421 03080	MOONSTONE LIEN INVESTMENTS LLC PO BOX 645191 CINCINNATI OH 45264	25 31 16 48960 000 0820 LAKEVIEW HEIGHTS LOTS 80 THRU 83	967 22ND AVE S	18,431.80
DMO 0421 03081	PERRAULT, LEO J 190 SE 510 ST OLD TOWN FL 326804725	11 31 16 93924 003 0150 VERONA SUB BLK C, LOTS 15 AND 16	2438 28TH ST N	17,513.25
DMO 0421 03082	VAZQUEZ, HEATHER GUILD 1639 EAGLE CREEK CIR ORLANDO FL 328074206	27 31 16 95382 000 0630 WEBB'S SUB REPLAT, T.E. LOT 63	918 43RD ST S	13,632.85

TOTAL NUMBER OF ASSESSMENTS: 10

TOTAL ASSESSMENT AMOUNT: 125,651.28

BUILDING DEMOLITION NUMBER DMO 421
COST/FUNDING/ASSESSMENT INFORMATION

<u>CATEGORY</u>	<u>AMOUNT TO BE ASSESSED</u>
Demolition Cost	\$ 68,566.00
Asbestos Cost	\$ 49,395.89
Legal Ad	\$ 2,619.37
Engineer's Chg	\$ 1,225.00
Administrative Fee	\$ <u>3,845.02</u>
TOTAL:	\$ 125,651.28

A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 421 ("DMO NO. 421") 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 ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg has proceeded under the provision of Chapter 8, of the St. Petersburg City Code to demolish certain properties; and

WHEREAS, the structures so demolished are listed on Building Demolition No. 421 ("DMO No. 421 "); and

WHEREAS, Section 8-270 of the St. Petersburg City Code provides that the City Council shall assess the entire cost of such demolition against the property on which the costs were incurred and that assessments shall become a lien upon the property superior to all others, except taxes; and

WHEREAS, the City Council has held a public hearing on November 24, 2014, to hear all persons who wished to be heard concerning this matter.

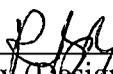
NOW, THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of the demolition listed on Building Demolition No. 421 ("DMO No. 421") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

BE IT FURTHER RESOLVED that the Special Assessment Certificates to be issued hereunder shall bear interest at the rate of 12% per annum on the unpaid balance from the date of the adoption of this resolution.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute and record notice(s) of the lien(s) provided for herein in the public records of the County.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



SAINT PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable Bill Dudley, Chair, and Members of City Council

SUBJECT: Ordinance approving a vacation of a 5 foot wide street radius easement lying at the corner of 37th Street South and 34th Avenue South (City File No.: 14-33000007)

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

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the second reading and public hearing; and
- 2) Approve the proposed ordinance.

The Request: The applicant is Boca Ciega Apartments, LLC. The request is to vacate a 5 foot wide street corner radius easement lying at the southwest corner of 37th Street South and 34th Avenue South. The area proposed for vacation is depicted on the attached maps (Attachment "A", "B" and "C") and survey sketch (Exhibit "A" and "B"). The applicant's goal is to eliminate the easement in order to clear the title and have continued use of the existing parking area and dumpster location which is located partially within the easement.

Discussion: As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-ways would be consistent with the criteria in the City Code and the Comprehensive Plan. If approved, the vacation will not have a substantial detrimental impact upon access to another lot of record or to the existing network. The subject corner radius easement was presumably dedicated to accommodate the possibility of a future intersection widening project, which has been determined to be unnecessary. The subject easement is no longer necessary for the purpose that it was originally dedicated and there is no apparent need to retain it for present or future use. Allowing this unnecessary easement to be vacated will facilitate the continuing use of the property.

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

Public Comments: Public notices were sent out prior to the DRC hearing September 3, 2014. Staff received six calls regarding the proposed vacation, five had no objection and one had an objection. The objection was due to a concern that vacating the street easement on the south side of 34th Avenue South would allow additional temporary parking on the north side in the right-of-way of 38th Avenue South. Based on staff observation this vacation would have no effect on the ability to park on the north side of 34th Avenue South.

DRC Action/Public Comments:

On September 3, 2014, 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 7 - 0 to 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 street radius easement vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall provide written confirmation from Verizon Florida LLC that an acceptable easement has been granted of that the utilities have been relocated at the owner's expense.

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE VACATION OF A 5 FOOT WIDE STREET RADIUS EASEMENT LYING AT THE SOUTHWEST CORNER OF THE 37TH STREET SOUTH AND 34TH AVENUE SOUTH INTERSECTION; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

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

The street easement PLATTED WITHIN Dean Mohr Broadwater Plaza Subdivision, Block 2 Lot 1, according to the map or plat thereof recorded in Plat Book 70, Page 19, of the public records of Pinellas County Florida.

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

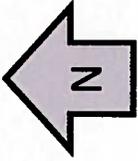
SECTION 3. The vacation is subject to and conditional upon the following:

1. Prior to recording the vacation ordinance, the applicant shall provide written confirmation from Verizon Florida LLC that an acceptable easement has been granted or that the utilities have been relocated at the owner's expense.

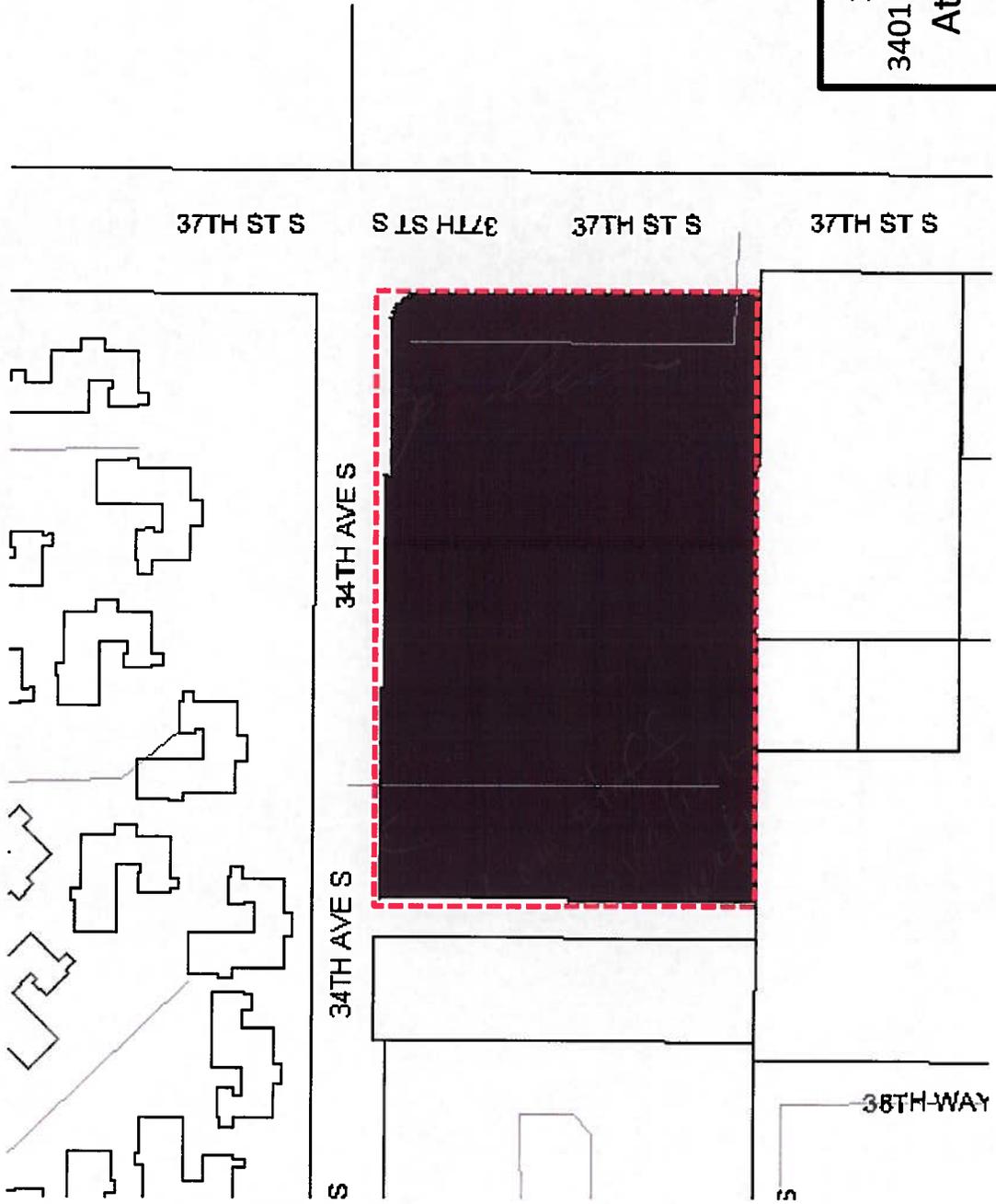
SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will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

	10-15-14
Planning & Economic Development Dept.	Date
	10/15/14
City Attorney (Designee)	Date



14-33000007
3401 37th Street South
Attachment A
Parcel Map



37TH ST S

37TH ST S

37TH ST S

37TH ST S

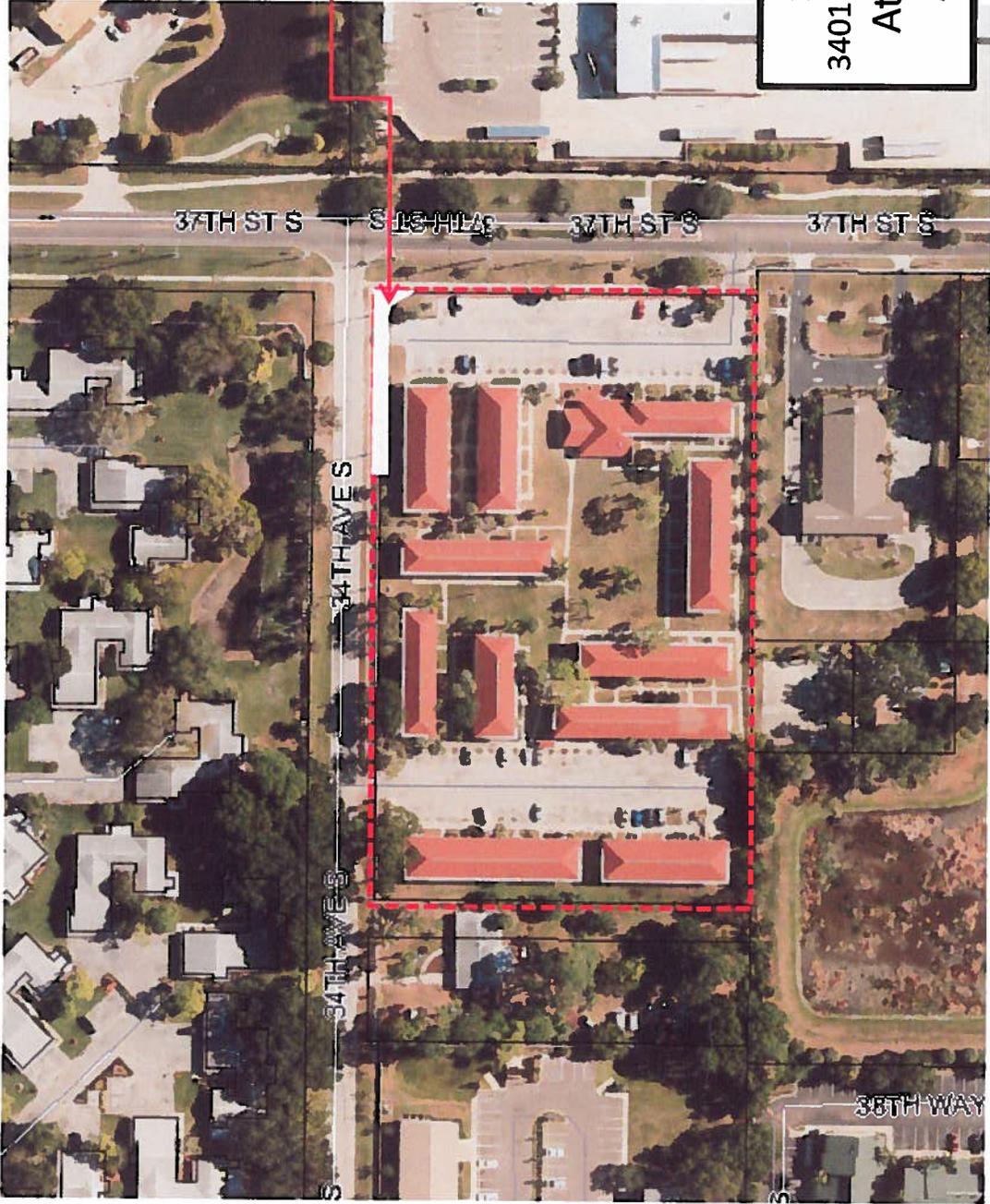
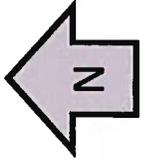
34TH AVE S

34TH AVE S

38TH WAY

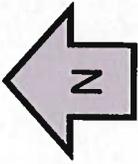
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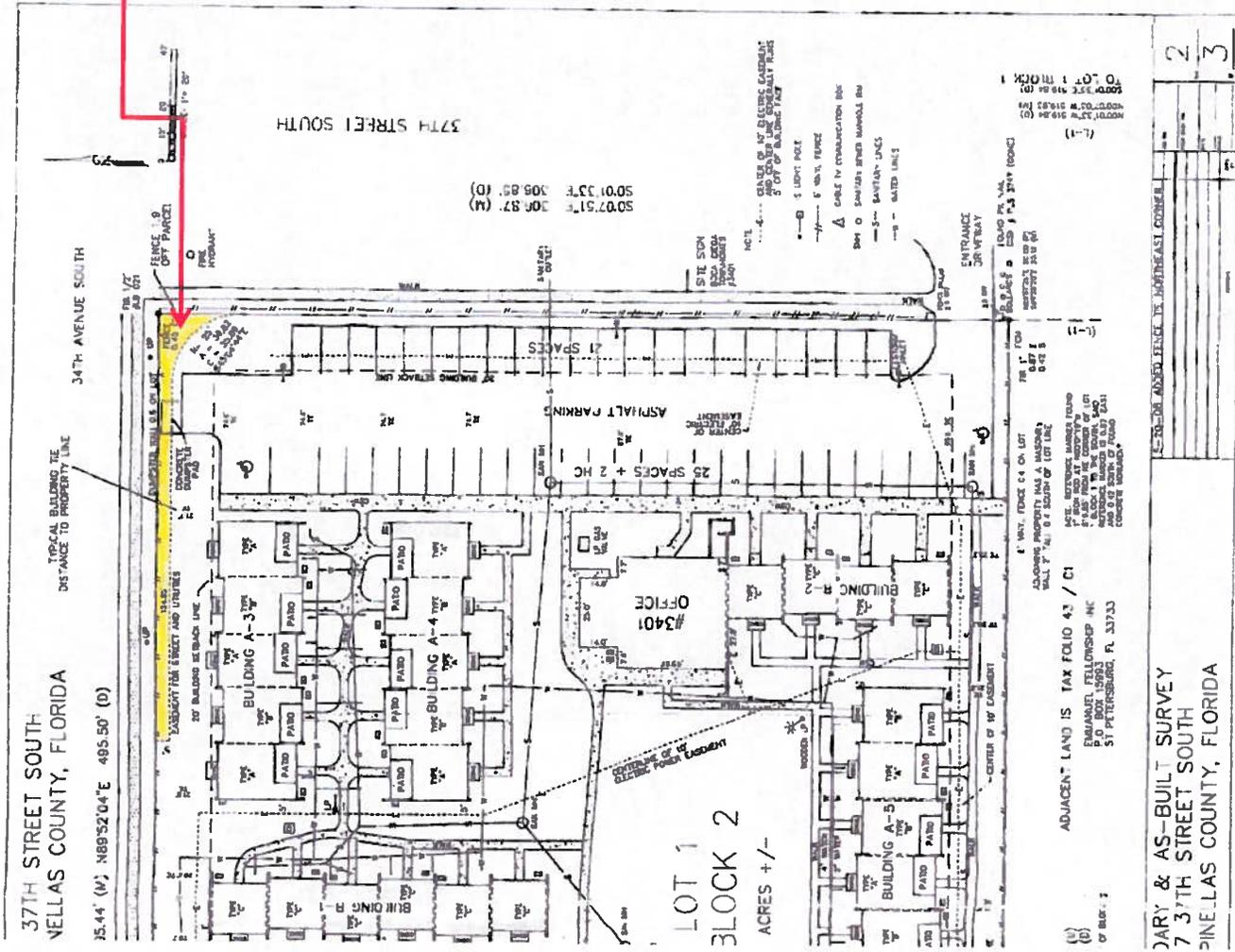
Area of
Vacation

14-33000007
3401 37th Street South
Attachment B
Aerial Photo



Area of
Vacation

14-33000007
3401 37th Street South
Attachment C
Excerpt from
As Built Survey



SECTION 34, TOWNSHIP 31 SOUTH, RANGE 16 EAST
 CITY OF ST. PETERSBURG
 PINELLAS COUNTY, FLORIDA

LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- (D) DEED MEASUREMENT
- (F) FIELD MEASUREMENT
- P.B. PLAT BOOK
- PG. PAGE
- L.B. LICENSED BUSINESS
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER

Scale 1" = 30'

EXHIBIT "A"

34TH AVENUE SOUTH
 55' RIGHT OF WAY

NORTH BOUNDARY OF BLOCK 2 L6
 EASEMENT PARCEL #2 884.71 SQUARE FEET, +/-

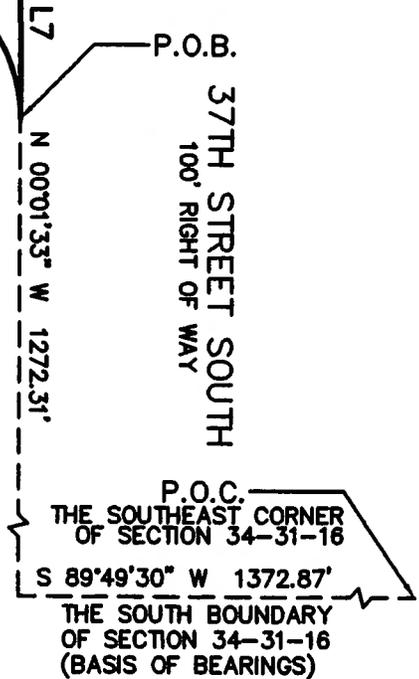
EAST BOUNDARY OF BLOCK 2

LOT 1, BLOCK 2
 DEAN MOHR BROADWATER PLAZA
 P.B. 70, PG. 19
 PARCEL I.D. #34/31/16/20547/001/0010

37TH STREET SOUTH
 100' RIGHT OF WAY

CURVE TABLE					
CURVE	RADIUS	LENGTH	DELTA	CHORD	CHORD BEARING
C2	25.00'	39.32'	90°06'23"	35.39'	N 45°04'45" W

LINE TABLE		
LINE	BEARING	LENGTH
L4	S 89°52'04" W	124.95'
L5	N 00°07'56" W	5.00'
L6	N 89°52'04" E	150.01'
L7	S 00°01'33" E	30.05'



SURVEYOR'S NOTES:

- 1.) This is not a Boundary Survey.
- 2.) Bearings are based on the South Boundary of Section 34, Township 31 South, Range 16 East, Pinellas County, Florida, as being South 89°49'30" West. (Deed Bearing)
- 3.) This sketch not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

David F. Peach

Date Signed: 7/15/14

David F. Peach, P.S.M.
 Registered Surveyor and Mapper
 State of Florida No. 5931

Last Date of Field Survey: N/A

SKETCH ONLY—NOT A SURVEY

SHEET 3 OF 4

SCALE: 1" = 30'
 DRAWN BY: DFP
 DWG. No. 2014-22ESMT2
 PROJ. No. 2014-22

EASEMENT #2
 VACATION

IMPACT SURVEYING AND MAPPING, INC.
 7408 AVONWOOD STREET, TAMPA, FLORIDA 33625
 PHONE: (727) 433-0987 E-MAIL: psm5931@msn.com
 L.B.# 7934 www.impactsurveyingandmapping.com

EXHIBIT "B"

LEGAL DESCRIPTION: EASEMENT PARCEL #2

AN EASEMENT PARCEL OF LAND LYING IN SECTION 34, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA. SAID EASEMENT PARCEL BEING A PORTION OF LOT 1, BLOCK 2, DEAN MOHR BROADWATER PLAZA SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 70, PAGE 19, OF THE PUBLIC RECORDS OF PINELLAS COUNTY FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 34; THENCE ALONG THE SOUTH BOUNDARY OF SAID SECTION 34, SOUTH 89°49'30" WEST, 1372.87 FEET TO A POINT; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTH 00°01'33" WEST, 1272.31 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL, SAID POINT LYING ON THE EAST BOUNDARY OF SAID BLOCK 2, AND LYING ON A TANGENT CIRCULAR CURVE, CONCAVE SOUTHWESTERLY; THENCE DEPARTING SAID EAST BOUNDARY, AND 39.32 ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 90°06'23", A CHORD WHICH BEARS NORTH 45°04'45" WEST, A CHORD DISTANCE OF 35.39 FEET; THENCE SOUTH 89°52'04" WEST, 124.95 FEET; THENCE NORTH 00°07'56" WEST, 5.00 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID BLOCK 2; THENCE ALONG SAID NORTH BOUNDARY, NORTH 89°52'04" EAST, 150.01 FEET TO THE NORTHEAST CORNER OF SAID BLOCK 2; THENCE DEPARTING SAID NORTH BOUNDARY, AND ALONG THE AFORESAID EAST BOUNDARY, SOUTH 00°01'33" EAST, 30.05 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT PARCEL CONTAINS 884.71 SQUARE FEET, MORE OR LESS.

PREPARED BY:
DAVID F. PEACH, P.S.M.
IMPACT SURVEYING AND MAPPING, INC.
7408 AVONWOOD STREET
TAMPA, FLORIDA 33625

SHEET 4 OF 4



SAINT PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable Bill Dudley, Chair, and Members of City Council

SUBJECT: Ordinance approving the vacation of a 10-foot wide street radius easement lying at the corner of 37th Street South and 38th Avenue South (City File No.: 14-33000006)

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

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the second reading and public hearing; and
- 2) Approve the proposed ordinance.

The Request: The applicant is Boca Ciega Apartments, LLC. The request is to vacate a 10 foot wide street corner radius easement lying at the northwest corner of 37th Street South and 38th Avenue South. The area proposed for vacation is depicted on the attached maps (Attachment "A", "B" and "C") and survey sketch (Exhibit "A" and "B"). The applicant's goal is to eliminate the easement in order to clear the title and have continued use of the existing parking area and dumpster location which is located partially within the easement.

Discussion: As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-ways would be consistent with the criteria in the City Code and the Comprehensive Plan. If approved, the vacation will not have a substantial detrimental impact upon access to another lot of record or to the existing network. The subject corner radius easement was presumably dedicated to accommodate the possibility of a future intersection widening project, which has been determined to be unnecessary. The subject easement is no longer necessary for the purpose that it was originally dedicated and there is no apparent need to retain it for present or future use. Allowing this unnecessary easement to be vacated will facilitate the continuing use of the property.

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

Public Comments: Public notices were sent out prior to the DRC hearing September 3, 2014. Staff received seven calls regarding the proposed vacation, four had no objection and three had no comment on the proposed vacation.

DRC Action/Public Comments: On September 3, 2014, 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 7 – 0 to 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 street easement vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall provide written confirmation from Verizon Florida LLC that an acceptable easement has been granted or that the utilities have been relocated at the owner's expense.

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE VACATION OF A 10 FOOT WIDE STREET RADIUS EASEMENT LYING AT THE NORTHWEST CORNER OF THE 37TH STREET SOUTH AND 38TH AVENUE SOUTH INTERSECTION; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

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

The street radius easement PLATTED WITHIN Dean Mohr Broadwater Plaza Subdivision Block 1 Lot 1, according to the map or plat thereof recorded in Plat Book 70, Page 19, of the public records of Pinellas County Florida.

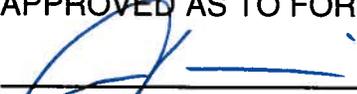
SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

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

1. Prior to recording the vacation ordinance, the applicant shall provide written confirmation from Verizon Florida LLC that an acceptable easement has been granted or that the utilities have been relocated at the owner's expense.

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

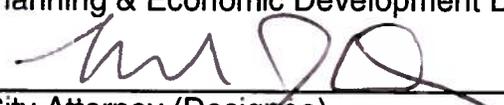
APPROVED AS TO FORM AND SUBSTANCE:



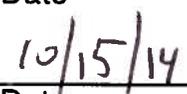
Planning & Economic Development Dept.



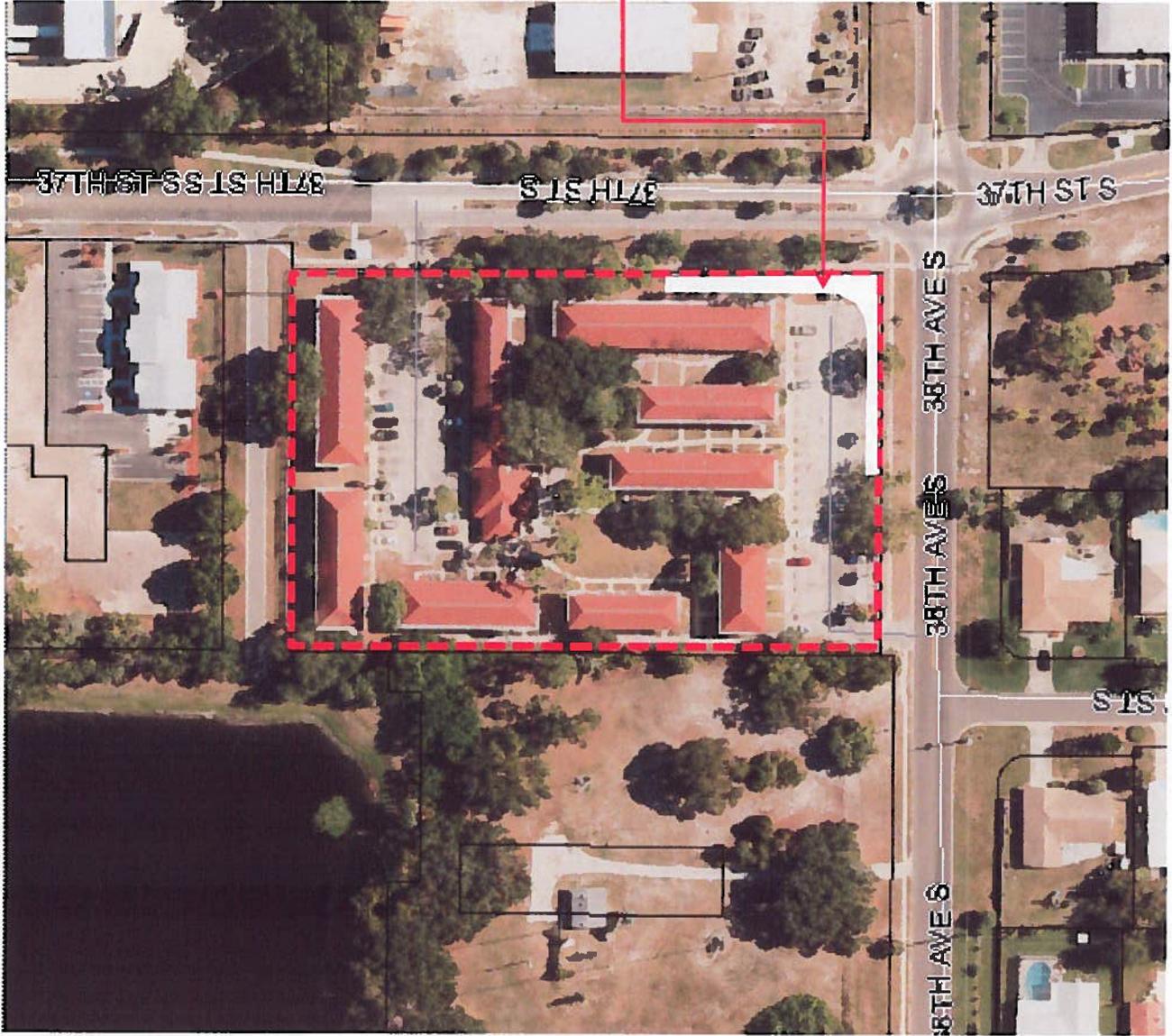
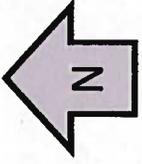
Date



City Attorney (Designee)

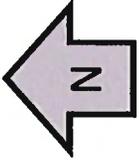


Date



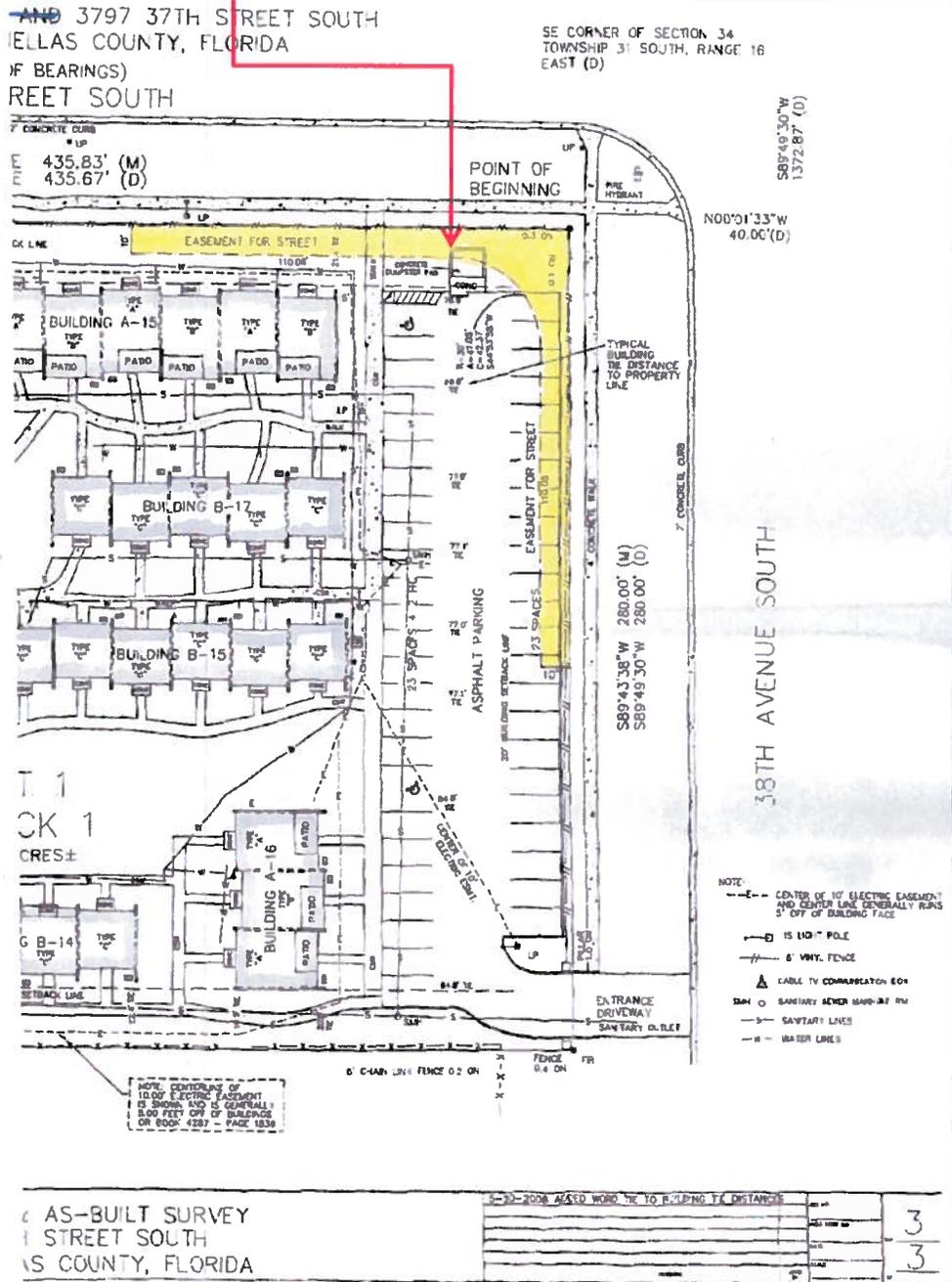
Area of
Vacation

14-3300006
3797 37th Street South
Attachment B
Aerial Photo



Area of
Vacation

14-33000006
3797 37th Street South
Attachment C
Excerpt from
As Built Survey



SECTION 34, TOWNSHIP 31 SOUTH, RANGE 16 EAST
 CITY OF ST. PETERSBURG
 PINELLAS COUNTY, FLORIDA

LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- (D) DEED MEASUREMENT
- (F) FIELD MEASUREMENT
- P.B. PLAT BOOK
- PG. PAGE
- LB. LICENSED BUSINESS
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER

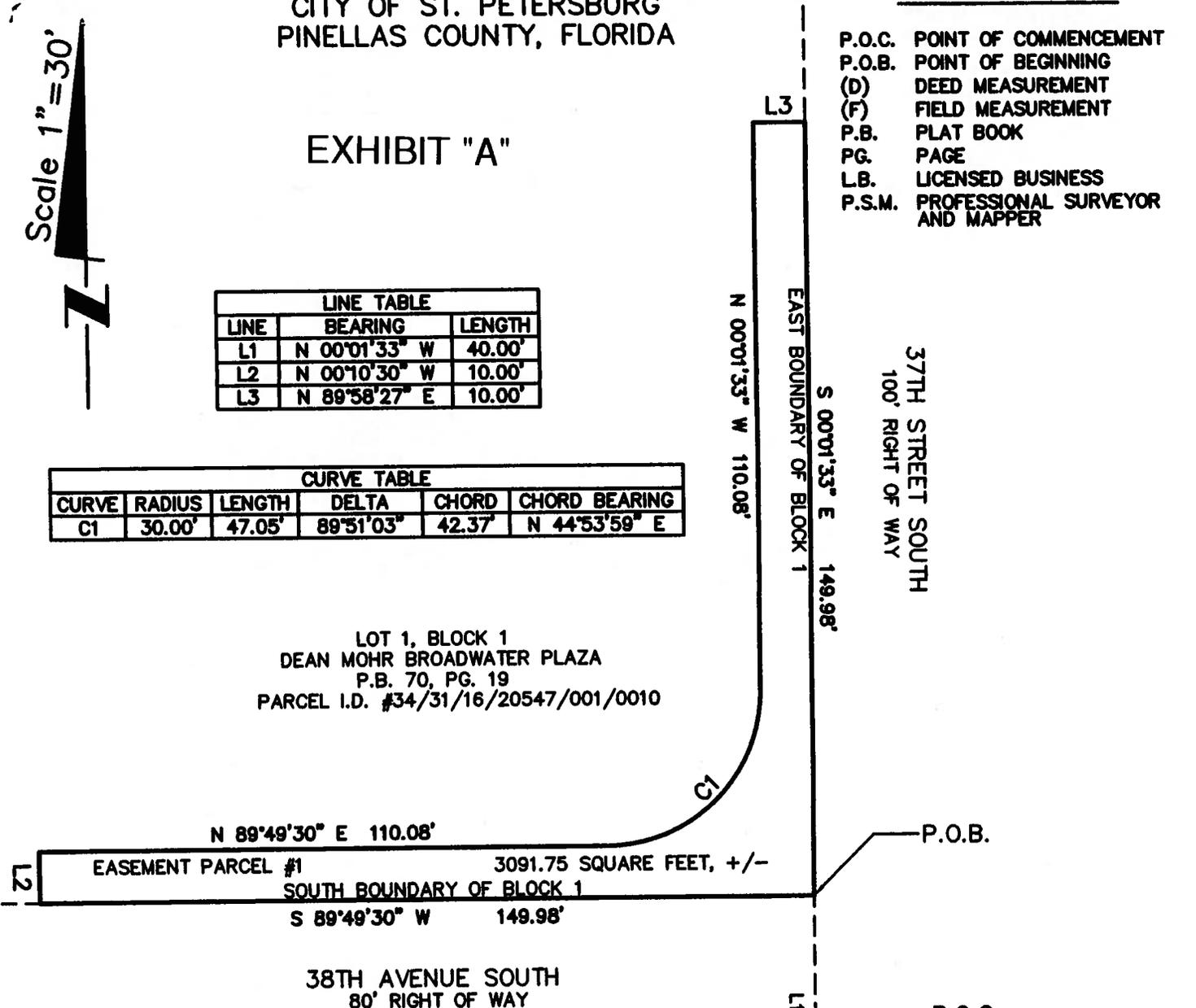


EXHIBIT "A"

LINE TABLE		
LINE	BEARING	LENGTH
L1	N 00°01'33" W	40.00'
L2	N 00°10'30" W	10.00'
L3	N 89°58'27" E	10.00'

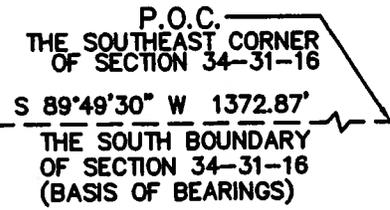
CURVE TABLE					
CURVE	RADIUS	LENGTH	DELTA	CHORD	CHORD BEARING
C1	30.00'	47.05'	89°51'03"	42.37'	N 44°53'59" E

LOT 1, BLOCK 1
 DEAN MOHR BROADWATER PLAZA
 P.B. 70, PG. 19
 PARCEL I.D. #34/31/16/20547/001/0010



SURVEYOR'S NOTES:

- 1.) This is not a Boundary Survey.
- 2.) Bearings are based on the South Boundary of Section 34, Township 31 South, Range 16 East, Pinellas County, Florida, as being South 89°49'30" West. (Deed Bearing)
- 3.) This sketch not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.



David F. Peach
 Date Signed: 7/15/14
 David F. Peach, P.S.M.
 Registered Surveyor and Mapper
 State of Florida No. 5931
 Last Date of Field Survey: N/A

SKETCH ONLY—NOT A SURVEY

SHEET 1 OF 4

SCALE: 1"= 30'
 DRAWN BY: DFP
 DWG. No. 2014-22ESMT1
 PROJ. No. 2014-22

EASEMENT #1
 VACATION

JMPACT SURVEYING AND MAPPING, INC.
 7408 AVONWOOD STREET, TAMPA, FLORIDA 33625
 PHONE: (727) 433-0987 E-MAIL: psm5931@msn.com
 LB.# 7934 www.impactsurveyingandmapping.com

EXHIBIT "B"

LEGAL DESCRIPTION: EASEMENT PARCEL #1

AN EASEMENT PARCEL OF LAND LYING IN SECTION 34, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA. SAID EASEMENT PARCEL BEING A PORTION OF LOT 1, BLOCK 1, DEAN MOHR BROADWATER PLAZA SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 70, PAGE 19, OF THE PUBLIC RECORDS OF PINELLAS COUNTY FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 34; THENCE ALONG THE SOUTH BOUNDARY OF SAID SECTION 34, SOUTH $89^{\circ}49'30''$ WEST, 1372.87 FEET TO A POINT; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTH $00^{\circ}01'33''$ WEST, 40.00 FEET TO THE SOUTHEAST CORNER OF LOT 1, BLOCK 1 OF SAID DEAN MOHR BROADWATER PLAZA SUBDIVISION, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE ALONG THE SOUTH BOUNDARY OF SAID BLOCK 1, SOUTH $89^{\circ}49'30''$ WEST, 149.98 FEET; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTH $00^{\circ}10'30''$ WEST, 10.00 FEET; THENCE NORTH $89^{\circ}49'30''$ EAST, 110.08 FEET TO A POINT ON A TANGENT CIRCULAR CURVE, CONCAVE NORTHWESTERLY; THENCE 47.05 FEET ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 30.00 FEET, A CENTRAL ANGLE OF $89^{\circ}51'03''$, A CHORD WHICH BEARS NORTH $44^{\circ}53'59''$ EAST, A CHORD DISTANCE OF 42.37 FEET TO A POINT OF TANGENCY; THENCE NORTH $00^{\circ}01'33''$ WEST, 110.08 FEET; THENCE NORTH $89^{\circ}58'27''$ EAST, 10.00 FEET TO A POINT ON THE EAST BOUNDARY OF SAID BLOCK 1; THENCE ALONG SAID EAST BOUNDARY, SOUTH $00^{\circ}01'33''$ EAST, 149.98 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT PARCEL CONTAINS 3,091.75 SQUARE FEET, MORE OR LESS.

PREPARED BY:
DAVID F. PEACH, P.S.M.
IMPACT SURVEYING AND MAPPING, INC.
7408 AVONWOOD STREET
TAMPA, FLORIDA 33625

SHEET 2 OF 4

**St. Petersburg City Council Agenda Item
Meeting of November 24, 2014**

To: The Honorable Bill Dudley, Chair and Members of City Council

Subject: Ordinances amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Employees Retirement System ('Plan') to add definitions of 'accrued benefit', designated beneficiary' and 'survivor annuitant' to the Plan; to provide a minimum ordinary and accidental disability benefit amount regardless of eligibility for retirement and to provide that retirees may change their beneficiary up to two times after their retirement date.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes are implemented. The modifications for which approval is being sought at this time require changes to Divisions Two and Three, the Employees' Retirement System.

Summary: The proposed Ordinances adds definitions to Sections 22-126 and 22-162 of the Plan and amends Section 22-132 to clarify when a refund of contributions will be paid to a terminated member, clarify how benefits are paid upon the death of a member, clarify the process for the reexamination of disability retirees, clarify the forms of payment, provide for changes to survivor annuitants and provide that accumulated contributions will be refunded. The proposed Ordinance also amends Section 22-165 to provide a minimum benefit amount to all members eligible for ordinary and accidental disability benefits, regardless of the member's eligibility for retirement and clarifies the benefits payable in the event of death of member receiving service or disability benefits.

The Florida Statutes governing the City's Police and Fire Retirement Systems provide that retirees in those plans may change their beneficiary up to two times after retirement. The City and The Florida Public Services Union (FPSU) signed a Memorandum of Understanding on August 22, 2014 agreeing to extend this provision to members of the Employee's Retirement System.

Cost: The most recent actuarial study approved by the Employees Retirement System Board of Trustees was conducted as of October 1, 2013. The actuary has provided an impact statement indicating there is no expected financial impact on the contributions to make this change.

Recommendations:

Recommended City Council Action:

Approve Ordinance at Public Hearing on November 24, 2014

Attachments:

- (1) Proposed Ordinances
- (2) Actuarial Impact Statement
- (3) Memorandum of Understanding

Approvals:

Sheryl Mober (for Gay Conwell)

Administration

10/10/14
Date

Jim Glavin

Budget

Date

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO RETIREMENT SYSTEMS BY (1) AMENDING SECTION 22-126 TO DEFINE THE TERMS DESIGNATED BENEFICIARY AND SURVIVOR ANNUITANT, AND (2) AMENDING SECTION 22-132 TO PROVIDE THE METHOD AND TIMING FOR THE RETURN OF CONTRIBUTIONS, CLARIFY HOW BENEFITS ARE PAID UPON THE DEATH OF A MEMBER, CLARIFY THE PROCESS FOR REEXAMINATION OF MEMBERS RETIRED ON ACCOUNT OF DISABILITY AND RESTORATION OF MEMBERS TO SERVICE, CLARIFY THE FORMS OF RETIREMENT PAYMENT, PROVIDE FOR CHANGES TO SURVIVOR ANNUITANTS AND DESIGNATED BENEFICIARIES AND PROVIDE THAT THE SUM OF ACCUMULATED CONTRIBUTIONS WILL BE REFUNDED; CORRECTING TYPOGRAPHICAL AND SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-126 of the St. Petersburg City Code is amended to read as follows:

Sec. 22-126. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Accumulated contributions means the sum of all the amounts deducted from the compensation of a member or paid by a member and credited to the retirement fund together with regular interest thereon.

Actuarial equivalent means a benefit of equal value when computed at regular interest on the basis of such mortality tables as shall be adopted by the bBoard.

Annuity starting date means the annuity starting date as defined in Section 417 of the Internal Revenue Code.

Average final compensation means the average monthly earnable compensation of a member during the highest five years of total creditable service, or, if such member has less than five years of creditable service, then the average monthly earnable compensation during such member's total years of service.

Beneficiary means any person in receipt of a pension, an annuity, a retirement allowance or other benefit as provided by the retirement system.

Board or Pension Board means the Pension Board of the retirement system provided in this division to administer the retirement system.

Creditable service means prior service plus past service, plus membership service. Such credit is allowable under the provisions of this division.

Death benefit percentum means one percent for each year of creditable service prior to the date of death.

Deferred retirement option plan or *DROP* means a retirement option in which a member may elect to participate and is not a contract for employment. A member may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with the City. Nothing within the DROP should be construed to alter an employee's classification status.

Designated Beneficiary means the person (or persons) designated by the member as his or her beneficiary (or beneficiaries) to receive benefits payable upon the death of the member (other than a survivor annuitant) in the manner prescribed by the board for such purposes.

Earnable compensation means the full rate of compensation, exclusive of bonuses, that would be payable to a member if such member worked the full normal working time for the position. In cases where compensation is not all paid in money, the bBoard shall fix the value of that part of the compensation not paid in money.

Employee means any paid official or employee of the City in the classified or unclassified service of the City, except employees of the police or fire departments who are eligible to participate in the pension system covering those departments, and except all employees hereafter employed by the City to operate the Edgewater Motel and Apartment Complex. In all cases of doubt, the ~~Pension B~~board shall decide who is an employee within the meaning of this division.

Members means any person included in the membership of the retirement system as provided in this division. For the purposes of the deferred retirement option plan (DROP), a member who enters the DROP shall be considered a member receiving a service retirement income for all purposes of the plan.

Membership service means service rendered since last becoming a member and on account of which contributions have been made as provided in this division.

Past service means service rendered as a member by an employee which membership was concluded by separation from the active service and the withdrawal of accumulated contributions, providing such separation of employment and withdrawal of accumulated contributions occurred prior to July 20, 1972, and provided further that the employee subsequently returned to active service of the employer and was eligible for membership in the system upon reemployment and was enrolled as a member of the system and is an employee/member of the system.

Prior service means service rendered prior to November 1, 1944, for which credit is allowable under the provisions of this division.

Regular interest means interest at the rate of three percent per annum compounded annually.

Retirement means withdrawal from active service with a retirement allowance granted under the provisions of the retirement system.

Retirement income means monthly payments for life or fixed periods and life thereafter or actuarial equivalent paid in lieu thereof.

Retirement income percentum means the percentage of average earned compensation which shall be payable to a retired member as retirement income. Retirement income percent shall be computed to allow two percent of each year of creditable service rendered prior to October 1, 1972, and 2½ percent subsequent to October 1, 1972.

Retirement system means the employees' retirement system of the City, as established in this division.

Service means service as an employee and paid for by the City.

Specified employer contributions means contributions made by the City in lieu of that portion of member contributions which, prior to payroll periods ending on or after October 9, 1983, would have been made by the member by means of a deduction from the earnable compensation of the member. Specified employer contributions shall be calculated as follows:

Specified Employer Contribution (expressed as percent of earnable compensation)		Effective Date For Contribution
<i>Division 2*</i> <i>members</i>	<i>Division 3*</i> <i>members</i>	
1	1	All payroll periods ending on or after October 9, 1983, but prior to October 7, 1984

2	2	All payroll periods ending on or after October 7, 1984, but prior to October 6, 1985
5.84	3.5	All payroll periods ending on or after October 6, 1985

Division 2 and division 3 refer to divisions of article IV of this chapter.

Survivor Annuitant means the person designated by the member to receive an optional monthly retirement income upon the member's death payable in accordance with option 2, option 3 or option 5 as described in this division.

Section 2. That Section 22-132 is amended to read as follows:

Sec. 22-132. Benefits.

(d) Return of contributions:

- (1) a. Should a member who was enrolled in the retirement system on or before September 30, 1989, cease to be an employee except for death or retirement, such person, upon completion of the documentation prescribed by the board, ~~shall be paid on demand as soon as administratively practical,~~ the amount of such ~~person's~~ member's accumulated contributions, if any, plus, provided such ~~person~~ member has completed five years or more of continuous creditable service, the amount of specified employer contributions attributable to the member.
- b. A member who was enrolled in the retirement system on or after October 1, 1989, who ceases to be an employee except for death or retirement, such person, upon completion of the documentation prescribed by the board, ~~shall be paid on demand as soon as administratively practical,~~ the amount of such ~~person's~~ member's accumulated contributions, if any.
- (2) a. Should a member who was enrolled in the retirement system on or before September 30, 1989, die after ceasing employment but prior to the date such member would have become eligible for service retirement, there shall be paid the amount of such member's accumulated contributions, if any, plus, provided such member has completed five or more years of continuous creditable service prior to the date of separation, the amount of specified employer contributions attributable to such member. Should a member who was enrolled in the retirement system on or before September 30, 1989, cease to be an employee by death, prior to the date such member would have become eligible for service retirement, such member's death benefit percentum times such member's accumulated contributions, if any, plus such member's accumulated contribution, shall be paid, to which sum shall be added the amount of specified employer contributions attributable to such member. Such payments shall be paid to the designated beneficiary, ~~such person or persons,~~

~~which may include secondary or contingent beneficiaries, as the member shall have nominated by written designation duly executed and filed with the board if such person or persons survive the member, otherwise to the legal representative of the deceased member or to the member's estate.~~

- b. Should a member who was enrolled in the retirement system on or after October 1, 1989, die after ceasing employment but prior to the date such member would have become eligible for service retirement, there shall be paid the amount of such member's accumulated contributions, if any. Should a member who was enrolled in the retirement system on or after October 1, 1989, cease to be an employee by death, prior to the date such person would have become eligible for service retirement, such person's death benefit percentum times such person's accumulated contributions, if any, plus such member's accumulated contributions, if any, shall be paid. Payments under this subsection shall be paid to the designated beneficiary ~~such person or persons, which may include secondary or contingent beneficiaries, as the member shall have nominated by written designation duly executed and filed with the board,~~ if such person or persons survive the member, otherwise, to the legal representative of the deceased member or to the member's estate.
- (3) Should a member cease to be an employee by death after such date as the member becomes eligible for service retirement and prior to the member's retirement, the date of death shall be considered such person's retirement date and the retirement income payments shall be made in accordance with subsection (a)(2) of this section; provided, however, the designated beneficiary ~~beneficiary~~ shall be entitled to elect such optional retirement income as the member would have been entitled to have selected had such person retired on the date of the death.
- (4) Should a member cease to be an employee by death after having completed 20 years of creditable service but before becoming eligible for service retirement, ~~the member's beneficiary~~ the designated beneficiary shall be allowed to leave the member's accumulated contributions, if any, in the retirement fund and receive, at what would have been the member's retirement age, a retirement income as provided for by subsection (a)(2) of this section; provided, however, the designated beneficiary may elect such optional retirement income as the member ~~should~~ would have been entitled to have selected had such ~~person~~ member lived to his retirement age and had retired on such date.
- (5) a. Should a member cease to be an employee except for death or retirement, and after completing five or more years of creditable service, such member shall acquire a vested interest in retirement benefits pursuant to the following vesting schedule:

VESTING SCHEDULE

Completed Years of Creditable Service	Annual Vested Increment in Accrued Benefit	Cumulative Vested Interest in Accrued Benefit (%)
--	---	--

Less than 5	0	0
5	4	4
6	8	12
7	8	20
8	8	28
9	8	36
10	8	44
11	8	52
12	8	60
13	8	68
14	8	76
15	8	84
16	8	92
17	8	100

- b. Provided further, any member who has a vested interest at time of termination shall receive such benefit on a monthly, life annuity basis commencing at age 60.
- c. A member must live to age 60 in order to receive this vested benefit and no benefit shall be payable to ~~a member's beneficiaries~~ following such ~~person's~~ ~~member's~~ death; however, in the event of the death of a member with a vested interest, and without there having been received by the member an amount equal to such person's accumulated contributions, if any, such member's designated beneficiary or the member's legal representative or the member's estate ~~estate~~ shall be entitled to receive the balance due with respect to the accumulated contributions, if any, of the deceased member.

- d. Provided further, a member may elect, in lieu of the life annuity the actuarial equivalent in the other optional allowances under subsection (g) of this section.
- e. Provided further, a member who has a vested interest in retirement benefits shall retain the rights outlined in subsection (d)(1) of this section but shall forfeit all vested rights upon withdrawing such contributions.
- f. A member who has separated employment and acquired a vested benefit who has not begun receiving benefits and returns to work, may be reinstated in the retirement system and accrue additional membership service, if no withdrawal was made from the pension fund. No creditable service is allowable for the period between separation and return to employment.

(e) *Reexamination of ~~members~~beneficiaries retired on account of disability:*

- (1) Once each year during the first five years following retirement of a member on a disability retirement income and once in every three-year period thereafter, the board may, and upon such person's application shall, require any ~~disability beneficiary member receiving a disability retirement income~~ to undergo a medical examination, the examination to be made ~~at the place of residence of such beneficiary or other at such place~~ mutually agreed upon by the board and the ~~beneficiary member~~. Should any ~~disability beneficiary member~~ refuse to submit to such medical examination, such ~~person's member's~~ disability retirement income may be discontinued until such ~~person's member's~~ withdrawal of the refusal, and should such ~~person's member's~~ refusal continue for one year, all such ~~person's member's~~ rights in and to retirement income may be revoked by the board.
- (2) Should it appear from a medical examination that a ~~disability beneficiary member receiving a disability retirement income~~ is engaged in or is able to engage in a gainful occupation paying more than the difference between such ~~beneficiary's member's~~ disability retirement income and such ~~beneficiary's member's~~ average final compensation, the amount of the disability retirement income shall be reduced to an amount which, together with the amount earnable by such ~~person~~member, shall equal the amount of such ~~person's member's~~ average final compensation. Should his or her earning capacity be later changed, the amount of the ~~disability~~ retirement income may be further increased or decreased in like manner.

(f) *Restoration of ~~members~~beneficiaries to ~~service~~membership:* Should a ~~disability beneficiary member receiving a disability retirement income~~ be restored to or be in active service at a compensation equal to or greater than the average final compensation at retirement, or should any other ~~beneficiary member~~ be restored to service, except as provided in subsection (a)(3) of this section, such ~~person's member's~~ disability retirement income shall cease, such ~~person~~ member shall again become a member of the retirement system, and shall contribute thereafter at the same rate such ~~person~~ member paid prior to retirement. Anything in this division to the contrary notwithstanding, such ~~person's member's~~ creditable service at the time of restoration to service as a member shall be the same as at the time of the previous ~~disability~~ retirement. If any ~~member receiving a disability retirement income~~ ~~disability beneficiary~~ should be restored to membership, such member shall receive credit only for membership service in computing retirement income.

(g) *Optional allowances:*

- (1) Provided that no election of an optional retirement income shall be effective in case a member beneficiary dies within 30 days after retirement and that such a beneficiary member shall be considered as an active member at the time of death, until the first payment on account of a service retirement income becomes normally due, any member may, with the approval of the board, elect to receive in lieu of the retirement income otherwise payable, the actuarial equivalent at that time of retirement income in an optional retirement income payable throughout life with the provision that:
 - a. *Option 1.* If such person member dies before receiving optional monthly retirement income payments for 240 months, the optional monthly payments shall be continued for the balance of the 240 months to such member's designated beneficiary, if any, such person, if any, as the member shall have nominated by written designation duly executed and filed with the board, if such person survives the member; otherwise, to the legal representative of such retired member or to the member's estate; or
 - b. *Option 2.* Upon death, such member's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant, such person as such person shall have nominated by written designation duly executed and filed with the board at the time of retirement; If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or
 - c. *Option 3.* Upon death, one-half of such person's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant, person as such member shall have nominated by written designation duly executed with the board at the time of retirement If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or
 - d. *Option 4.* Benefits are payable for the life of the member only (life annuity). Upon the member's death, no further benefits are payable to any designated beneficiary except as provided in subsection (2) of this section; or
 - e. *Option 5.* Upon death, 75 percent of such person's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant, person as such member shall have nominated by written designation duly executed with the board at the time of retirement. If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death.
- (2) ~~Provided that in any event and regardless of the settlement option or basis used in behalf of a member, including Option 4, in the event of the death of a member or such member's beneficiary before the payment from the system of an amount equal to such deceased member's accumulated contributions, there shall be paid to such member's beneficiary or estate the difference between such accumulated contributions and the amounts previously disbursed or paid.~~
- (2) Regardless of the form of payment, in the event of the death of a member or death of the member's survivor annuitant or designated beneficiary before the payment from the

retirement system of an amount equal to such member's accumulated contributions, the difference between such accumulated contributions and all amounts previously paid shall be paid to the member's designated beneficiary, or if none, to the legal representative of such member or to the member's estate.

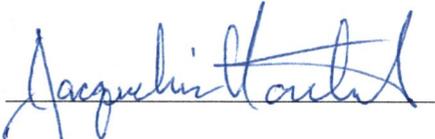
- (3) Any member who is receiving a retirement income payment under option 2, option 3 or option 5 may change his or her survivor annuitant a maximum of two times after the commencement of payments without the approval of the board or any survivor annuitant and with no requirement to provide information regarding the health status of the survivor annuitant being replaced. A member may not change his or her form of retirement benefit after the commencement of payments. Upon completion and receipt of all required forms and the submission of all fees as prescribed by the board, the actuary retained by the board will determine the actuarially equivalent new benefit amount with the change in survivor annuitant taking into account the ages of the former survivor annuitant, the new survivor annuitant, and the member. Such change in survivor annuitant and in the member's benefit amount will be effective upon the receipt by the board of the final consent of the member and will be implemented as soon as administratively practical.

Any member who is receiving a retirement income payment under option 1 or under Section 22-165(a)(2) may change his or her designated beneficiary at any time without the approval of the board or any designated beneficiary and with no requirement to provide information regarding the health status of the designated beneficiary being replaced.

Section 3. Language which is ~~struck through~~ indicates deletions, and language which is underlined indicates additions.

Section 4. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth 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

Jacqueline Kovilaritch

Date



Administration

10/10/14

Date

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO RETIREMENT SYSTEMS BY (1) AMENDING SECTION 22-162 TO DEFINE THE TERMS ACCRUED PENSION BENEFIT AND DESIGNATED BENEFICIARY, AND (2) AMENDING SECTION 22-165 TO CLARIFY THE BENEFITS PAYABLE UPON RETIREMENT FOR ORDINARY DISABILITY OR ACCIDENTAL DISABILITY AND IN THE EVENT OF DEATH OF A MEMBER RECEIVING SERVICE RETIREMENT INCOME OR DISABILITY RETIREMENT INCOME FOR ORDINARY DISABILITY OR ACCIDENTAL DISABILITY, AND CORRECTING TYPOGRAPHICAL AND SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-162 of the St. Petersburg City Code is amended to read as follows:

Sec. 22-162. Definitions.

The definitions set out in section 22-126 and in acts of the legislature of the State which have the effect of modifying the employees' retirement system established in section 22-127 shall be applicable to the supplemental retirement system, except as amended in this division. In addition, the following terms shall have the meanings ascribed to them:

Accrued pension benefit means the pension earned from entry as a member in the retirement system to the date of termination as an active member.

Annuity starting date means the annuity starting date as defined in Section 417 of the Internal Revenue Code.

Base pay means the employee's base hourly rate times his normal basic work schedule. Base pay shall exclude all other pay differentials, bonuses, incentive pay, etc., including overtime.

Death benefit percent for division A and division B members means one percent for each year of creditable service prior to the date of death.

Designated beneficiary means the person (or persons) designated by the member as his or her beneficiary (or beneficiaries) to receive benefits payable upon the death of the member in the manner prescribed by the board for such purposes.

Division A members means members of the retirement system who were members prior to January 1, 1964, and who elected to be covered by social security. All benefits of division A members shall be computed on the basis of the prior retirement system with respect to all years of credited service rendered prior to January 1, 1964, and on the basis of the supplemental retirement system with respect to all years of credited service rendered subsequent to January 1, 1964.

Division B members means members who first became members on or after January 1, 1964, unless prior to that date such members expressed their desire in writing to the board to be members of division C. After the execution date of the contract extending social security coverage, division B members shall be ineligible for division C. All benefits of division B members shall be computed solely on the basis of the supplemental retirement system.

Division C members means members of the retirement system who were members any time prior to January 1, 1964, and who elect not to be covered by social security. The term "division C member" shall also mean any new member after January 1, 1964, who rendered membership service prior to that date unless the member expresses in writing to the board his desire to be a division A member. However, any member of division C shall, upon written request, be transferred from division C to division A under conditions comparable to the applicable dates and procedures whereby other individuals transferred their membership to division A. All benefits of division C members shall be computed solely on the basis of the prior retirement system.

Earnings base means the monthly earnable compensation used for the computation of pension benefits shall be the average monthly base pay for the highest five years of membership.

Employee means any paid official or employee of the City in the classified or unclassified service of the City, except employees of the police or fire departments who are eligible to participate in the pension system covering those departments, and except all employees hereafter employed by the City on or after October 1, 2003, in the classification of police cadet. In all cases of doubt, the board shall decide who is an employee within the meaning of this division.

Membership service means service rendered since last becoming a member and on account of which contributions have been made as provided in this division, including credit for time spent as a police cadet as permitted under section 22-170(a).

Prior retirement system means sections 22-126 through 22-136, inclusive, and certain acts of the legislature of the State which have had the effect of modifying certain provisions of those sections.

Retirement income percent means the percentage of average final compensation which shall be payable to a retired member as retirement income. Retirement income percent shall be

computed for division A and division B members to allow one percent for each year of creditable service subsequent to January 1, 1964, and prior to October 1, 1972, 1½ percent subsequent to October 1, 1972, and prior to March 1, 2000, and two percent subsequent to March 1, 2000. For division A and division B members who retire or vest on or after March 1, 2000, the retirement income percent shall be computed at two percent for service from March 1, 1980 to March 1, 1990. The benefit percentum for division A members with respect to each year of creditable service rendered prior to January 1, 1964, shall mean two percent for each year of creditable service.

Retirement system means the prior retirement system and the supplemental retirement system of the City.

Supplemental retirement system means the employees' retirement system of the City as provided for in this division, as from time to time amended. The supplemental retirement system provides certain rights and benefits for the employees who are members of division A and division B.

Section 2. That Section 22-165 is amended to read as follows:

Sec. 22-165. Benefits.

- (a) Upon retirement from service, a member of the supplemental retirement system shall receive a service retirement income which as follows:
 - (1) Provided the member has attained eligibility for service retirement income as set forth in section 22-132, a monthly income for life equal to such member's retirement income percentum times such member's average final compensation.
 - (2) Should a ~~beneficiary member~~ receiving service retirement income die prior to receiving 120 service retirement income payments, such payments shall be continued to ~~such person as the member shall have nominated by written designation duly executed and filed with the board, if the person survives such member; otherwise, to the legal representative of the deceased member, the designated beneficiary if such person or persons survive the member, otherwise to the legal representative of the deceased member or to the member's estate,~~ until 120 monthly retirement income payments have been made. Any designated beneficiary who is receiving benefits after the death of the member may designate a secondary beneficiary to receive any payments remaining upon the designated beneficiary's death. ~~of the payments remaining at the death of the principal beneficiary.~~
- b) Upon retirement for ordinary disability, a ~~member shall receive a service retirement income, if eligible therefor; otherwise, a disability retirement income shall consist of a monthly income during the continuance of such disability which shall be equal to the retirement income percentum at date of disability retirement times the member's average final compensation, or 30 percent of the member's average final compensation, whichever is the greater~~ a member of the supplemental retirement system shall receive a disability retirement income equal to 30 percent of the member's average final compensation or the member's accrued pension benefit, whichever is greater. ~~-In the event of the death of a member before the payment from the system of an amount equal to such deceased member's~~

accumulated contributions, there shall be paid ~~to such member's beneficiary or estate~~ to the designated beneficiary, if any, otherwise to the legal representative of such member or to the member's estate, the difference between such accumulated contributions and the amount previously ~~disbursed or paid.~~

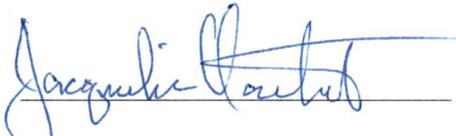
(c) Upon retirement for accidental disability, a member of the supplemental retirement system shall receive ~~a service retirement income if such person is eligible therefor; otherwise such person shall receive an~~ accidental disability income which shall consist of a monthly income during the continuance of the disability equal to the retirement income percent such ~~person~~ member would have attained had such ~~person~~ member remained in service to age 65 ~~times multiplied by~~ the member's average final compensation. However, the accidental disability income shall not exceed such an amount that, together with the amount such member is then entitled to receive as a disability benefit under the social security law, equals such member's salary as of the date of the disability, but such person shall be entitled to any subsequent increases in social security benefits without affecting the accidental disability income. The accidental disability income shall be not less than 65 percent of such person's average final compensation reduced by such amount as shall be received as a disability benefit under the social security law. In the event of the death of a member before the payment from the supplemental retirement system of an amount equal to the deceased member's accumulated contributions, there shall be paid ~~to the member's beneficiary or estate, the difference between such accumulated contributions and the amount previously disbursed or paid.~~ to the designated beneficiary, if any, otherwise to the legal representative of such member or to the member's estate, the difference between such accumulated contributions and the amount previously paid.

(d) Should a member cease to be an employee by death after having completed 20 years of creditable service but before becoming eligible for service retirement, the member's beneficiary shall be allowed to leave the member's accumulated contributions, if any, in the retirement fund and receive, at what would have been the member's retirement age, a retirement income as provided for by subsection (a)(2) of this section; provided, however, the beneficiary may elect such optional retirement income as the member should have been entitled to have selected had such person lived to his retirement age and had retired on such date. Additional creditable service of up to 90 days may be allowed as provided in section 22-170(b). In the case of a member who dies on or after January 1, 2007 while performing "qualified military service" under Title 38, United States Code, Chapter 43, Uniformed Services Employment and Reemployment Rights Act ("USERRA") within the meaning of Section 414(u) of the Internal Revenue Code, any "additional benefits" (as defined by Section 401(a)(37) of the Internal Revenue Code) provided under the retirement system that are contingent upon a member's termination of employment due to death shall be determined as though the member had resumed employment immediately prior to his death. With respect to any such "additional benefits," for vesting purposes only, credit shall be given for the period of the member's absence from covered employment during "qualified military service."

Section 3. Language which is ~~struck through~~ indicates deletions, and language which is underlined indicates additions.

Section 4. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth 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

Jacqueline Kovilaritch


Administration

Date

10/10/14
Date



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Practice Leader

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August 22, 2014

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

RE: Actuarial Impact Statement for the City of St. Petersburg Employees' Retirement System

Dear Vicki:

This letter provides the actuarial impact of 2 proposed ordinances amending Chapter 22 of the St. Petersburg City Code on The City of St. Petersburg Employees' Retirement System (the "System"). The proposed ordinances would amend sections 22-126 and 22-132, 22-162 and 22-165 of the Code. More specifically, the following sections have been amended:

- Section 22-126 is amended to define the terms "designated beneficiary" and "survivor annuitant."
- Section 22-132 is amended to:
 - allow a member to change their survivor annuitant under options 2, 3, and 5 up to two times once their retirement income commences
 - clarify the timing and requirements for a refund of member contributions
 - clarify how the benefits are paid upon the death of a member
- Section 22-162 is amended to define the terms "accrued benefit" and "designated beneficiary."
- Section 22-165 is amended to clarify the amount of benefits that are payable upon ordinary and accidental disability.

These changes will not have an impact on the recommended contributions to the System.

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

Sincerely,

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

MEMORANDUM OF UNDERSTANDING

BETWEEN THE

CITY OF ST. PETERSBURG

AND

THE FLORIDA PUBLIC SERVICES UNION (FPSU) SEIU, CtW, CLC

SUBJECT: Reopener of Article 25 Employees' Retirement System

Both parties to this Memorandum of Understanding agree to the following changes that will affect the Employees' Retirement System and will become effective upon ratification by the St. Petersburg City Council:

Adding definitions to Sections 22-126 and 22-162 of the Plan, amending Section 22-132 to clarify when a refund of contributions will be paid to a terminated member, and adding that retirees in those plans may change their beneficiary up to two times after retirement. The proposed Ordinance also amends Section 22-165 to provide a minimum benefit amount to all members eligible for ordinary and accidental disability benefits, regardless of the member's eligibility for retirement. (See Attached)

Signed by the duly authorized representatives of the above referenced parties this 22 day of August 2014.

FOR THE CITY


Kristen Mory
Labor Relations and Training Manager

FOR THE FPSU/SEIU


Rick Smith
Chief of Staff, FPSU/SEIU

**St. Petersburg City Council Agenda Item
Meeting of November 24, 2014**

To: The Honorable Bill Dudley, Chair and Members of City Council

Subject: An ordinance amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System ('Plan') to provide a definition of the terms 'spouse', as such term pertains to the Normal Form of benefit payment, and 'survivor annuitant'; to provide that the Fire Chief may choose to participate in the City's Defined Contribution Plan and to provide that retirees may change their beneficiary, if a beneficiary was designated at the time of retirement, up to two times after their retirement date.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes to the pension plan are implemented. The modifications for which approval is being sought at this time require changes to Division Four, the Supplemental Firefighter's Retirement System.

Summary: The Plan provides that the Normal Form of payment to a married retiree is an unreduced 50% joint & survivor annuity. In their administrative capacity, the Board of Trustees of the Plan recently clarified that a spouse for purposes of the Normal Form of payment is a person who was married to the member at the time of retirement, regardless of whether such person is married to the member at the time of the member's death.

The City and the St. Petersburg Association of Firefighters, Local 747, signed a Memorandum of Understanding on September 9, 2014 extending the Normal Form of payment to legally married same sex couples and to define the term 'survivor annuitant'. Section 22-196 is amended to reflect these changes.

F.S.175.032(8) provides that all certified firefighters will participate in a plan qualifying under F.S. 175, however, the statute also permits the Fire Chief to choose not to participate in the plan. Section 22-198 is amended in accordance with the statute.

F.S. 175.171(1)(c) and F.S. 175.333(2) provide that a retired firefighter may change his or her beneficiary up to two times after retirement. The Plan has been operating in accordance with the statute. Section 22-201 is amended to include this language and to clarify that accumulated contributions will be refunded.

Cost: The most recent actuarial study approved by the Fire Pension Board was conducted as of October 1, 2013. The actuary has provided an impact statement indicating there is no expected financial impact on the contributions to make this change.

Recommendations:

Recommended City Council Action:

Approve Ordinance at Public Hearing on November 24, 2014

Attachments:

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

Approvals:

Shirley McBeir (for Gary Cornwell)

Administration

Jim Quinn

Budget

10/10/14

Date

Date

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO THE SUPPLEMENTAL FIREFIGHTER'S RETIREMENT SYSTEM BY (1) AMENDING SECTION 22-196 TO DEFINE THE TERMS SPOUSE AND SURVIVOR ANNUITANT AND CLARIFY OTHER DEFINITIONS, (2) AMENDING SECTION 22-198 TO PROVIDE THE FIRE CHIEF THE OPTION TO PARTICIPATE IN THE CITY'S DEFINED CONTRIBUTION PLAN, (3) AMENDING SECTION 22-201 TO CLARIFY THE FORMS OF RETIREMENT PAYMENT, PROVIDE FOR CHANGES TO SURVIVOR ANNUITANTS AND DESIGNATED BENEFICIARIES AND PROVIDE THAT THE SUM OF ACCUMULATED CONTRIBUTIONS WILL BE REFUNDED; CORRECTING TYPOGRAPHICAL AND SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-196 of the St. Petersburg City Code is amended to read as follows

Sec. 22-196. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Accrued pension benefit means the pension earned from entry as a member in the retirement system to the date of termination as an active member.

Annuity starting date means the annuity starting date as defined in Section 417 of the Internal Revenue Code.

Board or Pension Board means the Pension Board provided for in this division to administer the retirement system.

Contributions means the sum deducted from the compensation of a member or paid by a member and credited to the retirement fund.

Creditable service means prior service, plus past service, plus membership service for which credit is allowable under the provisions of this division.

Deferred retirement option plan or DROP means a retirement option in which a member may elect to participate and is not a contract for employment. A member may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with the City. Nothing within the DROP should be construed to alter an employee's classification status.

Designated beneficiary (beneficiaries) means the person (or persons) designated by the member as his or her beneficiary (or beneficiaries) to receive benefits payable upon the death of the member (other than a survivor annuitant) on the form provided by the Board for such purpose, signed by the member and filed with the Board.

Earnings base means for retirement income with an initial effective date prior to October 1, 1998, the average monthly earnable compensation of a member during such member's last five years of creditable service, or, if the member has less than five years of creditable service, then such member's average monthly earnable compensation during such member's total years of service. For retirement income with an initial effective date on or after October 1, 1998, the earnings base is the average monthly earnable compensation of a member during such member's highest three years of creditable service, or, if the member has less than three years of creditable service, then such member's average monthly earnable compensation during such member's total years of service.

Employee means all officers and firefighters regularly employed in the fire department of the City whose employment shall be continuous and not of a temporary nature; however, civilian employees of the fire department shall not be covered by the provisions of this division. In all cases of doubt, the Board shall decide who is an employee within the meaning of this definition.

Member means any person included in the membership of the retirement system as provided in this division. For the purposes of the DROP, a member who enters the DROP shall be considered a member receiving a service retirement income for all purposes of the plan.

Membership service means service rendered since last becoming a member and on account of which contributions have been made as provided in this division.

Past service means service rendered by a member who was actively employed on March 12, 1999 or who was initially hired after this date prior to the member's separation from active service in the Fire Department of the City and for which credit is allowed under the provisions of this division.

Prior service means service rendered prior to October 1, 1970, for which credit is allowed under the provisions of this division, or service rendered as a member of the firemen's pension fund (prior retirement plan) for which the employee has not and will not receive any financial

benefit from said prior retirement plan, or may mean service rendered as a member of the employee's retirement system as provided by division 2 of this article, provided such membership was in lieu of membership in the supplemental firefighter's retirement system (supplemental plan) due to the employee's age exceeding enrollment criteria existing at the time of the employee's appointment as a firefighter.

Retirement means withdrawal from the active service with a retirement allowance granted under the provisions of the retirement system. For purposes of the DROP, retirement means the date the member enters the DROP.

Retirement income means monthly payments for the life of the retired member and such survivors' ~~benefits~~annuities as are provided for in this division.

Retirement income percent means the percentage of earnings base which shall be payable to a retired member as retirement income as listed in the table below:

For retirement income with an initial effective date:	Retirement income percent:
Prior to October 1, 1998	2.5 percent for each year of creditable service rendered up to 20 years; and 2.0 percent for each additional year, up to a maximum of 60 percent
On or after October 1, 1998 and prior to January 1, 2004	2.5 percent for each year of creditable service rendered up to 20 years; and 3.0 percent for each additional year
On or after January 1, 2004	3.0 percent for each year of creditable service

Retirement system means the supplemental firefighter's retirement system of the City as established in this division.

Service means service as an employee and paid for by the City.

Spouse means the person who was married to the member on the date of retirement, regardless of whether such person is married to the member at the time of the member's death. "Married" means a marriage that was validly entered into in a state, the District of Columbia, a United States territory, or foreign country whose laws authorized the marriage of the member and his or her spouse, regardless of the domicile of the member.

Survivor Annuitant means the person designated by the member to receive a monthly retirement income upon the member's death payable in accordance with a) the normal form of retirement benefit for a member with a spouse on the date of retirement, or b) option 2, option 3, option 4 or option 5 as described in this division.

Section 2. That Section 22-198 of the St. Petersburg City Code is amended to read as follows

Sec. 22-198. Membership.

The membership of the retirement system shall consist of the following:

- (1) Any person who is appointed as an employee on or after October 1, 1970, shall become a member of the retirement system as a condition of his employment. Such members shall be identified as division A members of the retirement system. No person shall be allowed to be a member or make contributions to this pension system if the member is receiving benefit payments from any other retirement system sponsored wholly or in part by the City.
- (2) Any employee in the service of the fire department as of October 1, 1970, may become a member of the retirement system, if such person shall file with the bBoard a notice of such person's election to be covered in the membership of the retirement system and if such person shall elect to be covered by federal social security. The election shall be filed on or before a date to be established by the bBoard, which date shall be established to conform to the requirements of securing social security coverage. Such members shall be identified as division B members of the retirement system.
- (3) All members of the supplemental retirement system shall also be covered by federal old-age and survivors' insurance.
- (4) Any employee in the service of the City as of the effective date of the ordinance from which this section is derived who was a member of the employees' retirement system due to ineligibility for membership in the Firefighter's Pension Fund based upon attained age at time of appointment as a firefighter may become a member of the supplemental firefighter's retirement system, if such person shall file with the bBoard a notice of such person's election to be covered in the membership of the retirement system. The election shall be filed on or before a date to be established by the bBoard.
- (5) The Fire Chief has the option to participate in the retirement system or in the City's defined contribution plan. Such decision by the Fire Chief must be made within 60 days of the initial date of employment as Fire Chief.

Section 3. That Section 22-201 of the St. Petersburg City Code is amended to read as follows

Sec. 22-201. Benefits.

(a) *Eligibility for retirement.*

- (1) *Normal retirement eligibility.* Effective September 20, 2004, any member in service may retire upon written application to the bBoard setting forth at which time, not less than 30 days nor more than 90 days subsequent to the execution and filing thereof, that such person desires to be retired, if at the time so specified for retirement from active service such person shall have attained his or her normal retirement age, which is

hereby defined as age 50 with ten years of creditable service. Any other provision of the retirement system notwithstanding, a member's benefit shall become fully vested (100 percent non-forfeitable) upon the attainment of his or her normal retirement age.

Any member separating from the active service after completing 20 years creditable service but prior to the attainment of age 50, shall be entitled to receive a benefit computed pursuant to subsection (b) of this section upon attainment of age 50. Any member attaining age 53 shall be entitled to a benefit computed pursuant to subsection (b) of this section. Any member with 30 years of creditable service shall be entitled to a benefit computed pursuant to subsection (b) of this section.

(2) *Early retirement eligibility.*

- a. Any member in service may retire upon written application to the bBoard setting forth at which time, not less than 30 days nor more than 90 days subsequent to the execution and filing thereof, that such person desires to be retired, if at the time so specified for retirement from active service such person shall have completed 25 years creditable service and does not meet the criteria established for normal retirement eligibility pursuant to subsection (a) of this section.
- b. A member who meets the early retirement eligibility of this subsection shall be entitled to receive a reduced benefit computed pursuant to subsection (b)(2) of this section.

(b) *Computation of retirement benefits.*

(1) *Normal retirement benefits.*

- a. Effective September 20, 2004, upon attaining age 50 with ten years of creditable service or retirement from active service if later, the member shall receive a service retirement income which shall consist of the retirement income percent times such person's earnings base;
- b. Effective September 20, 2004, upon attainment of age 50 of a member who separated from active service after completing 20 years creditable service but prior to the attainment of age 50, the member shall receive a service retirement income which shall consist of the retirement income percent times such person's earnings base;
- c. Upon attaining age 53 or retirement from active service if later, the member may elect to receive a service retirement income which shall consist of the retirement income percent times such person's earnings base; or
- d. Upon attaining 30 years of creditable service or retirement from active service if later, the member may elect to receive a service retirement income which shall consist of the retirement income percent times such person's earnings base.

- (2) *Early retirement benefits.* Upon attaining 25 years of creditable service or retirement from active service if later, and provided the member is not eligible for normal retirement eligibility as provided in subsection (a) of this section, the member may elect to receive a service retirement income which shall consist of the retirement income percent times such person's earnings base. The retirement income percentage shall be

reduced by two percent for each year or portion of a year the member had not attained 30 years of service or age 50, whichever is earlier.

- (3) *Normal and optional forms of retirement benefits.* Upon retirement, a member shall receive a retirement income based on the normal form of retirement benefit or one of the actuarially equivalent options elected in lieu of the normal form. If the member's designated beneficiary is his or her spouse at the time of the member's retirement and such spouse survives the member, such spouse is eligible for the normal form of retirement benefit or an actuarially equivalent optional form of retirement benefit, as elected by the member at time of his or her retirement. If the member's designated beneficiary is other than his or her spouse, and such designated beneficiary survives the member, such designated beneficiary is eligible for an actuarially equivalent optional form of retirement benefit, as elected by the member at time of his or her retirement. Option 1, subsection (b)(3)b.1 of this section, allows for single or multiple designated beneficiaries. Only one designated beneficiary can be named for options 2 through 5.

a. *Normal form of retirement benefit.*

1. Upon death, the member's spouse, if such person survives the member and was the member's spouse at the time of the member's retirement, shall receive 50 percent of the member's retirement income, which benefit shall be continued throughout the life of and be paid to such spouse. If the spouse predeceases the member, the retirement income payment shall cease upon the member's death unless the member had designated a new survivor annuitant under option 5 in this section; or

2. If the member had no spouse at the time of retirement and did not elect an optional form of retirement benefit in accordance with this section, retirement income payments shall cease upon the death of the member.

- b. *Optional forms of retirement benefit.* For purposes of calculating the optional forms of retirement benefit, the normal form of retirement benefit will be treated as a life annuity. In lieu of the normal form of retirement benefit, a member (or designated beneficiary of a deceased member as provided in this division) may elect one of the following options:

1. *Option 1.* If such member dies before such member has received optional monthly retirement income payments for 120 months, the optional monthly payments shall be continued for the balance of the 120 months to such member's designated beneficiary, if such designated beneficiary survives the member. If a member has multiple surviving designated beneficiaries, the optional monthly payments shall be divided equally among the designated beneficiaries that survive such member. If no designated beneficiary survives the member, the optional monthly payment shall be made to the legal representative of such retired member or the member's estate.

2. *Option 2.* Upon death, 100 percent of such member's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant designated beneficiary, if such designated beneficiary survives the

~~member. If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or~~

3. *Option 3.* Upon death, 75 percent of such member's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant~~designated beneficiary, if such designated beneficiary survives the member.~~ If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or

4. *Option 4.* Upon death, 66.7 percent of such member's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant ~~designated beneficiary, if such designated beneficiary survives the member.~~ If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or

5. *Option 5.* Upon death, 50 percent of such member's optional retirement income shall be continued throughout the life of and paid to such member's survivor annuitant. ~~designated beneficiary, if such designated beneficiary survives the member.~~ If the survivor annuitant predeceases the member, the retirement income payment shall cease upon the member's death; or

c. *Surviving child benefit.* Upon the death of a member who retired under normal or early retirement eligibility, 7.5 percent of the earnings base for each surviving unmarried child under the age of 18 who was the child of the member at the time of the member's retirement from active service will be payable to the legal guardian. The total of all benefits payable under this subsection and under the normal form or optional form of retirement benefits shall not exceed the pension the member would have been entitled to receive on the date of death. Should the total of all benefits payable to a designated beneficiary (or designated beneficiaries) and the surviving child exceed the pension the member would have been entitled to receive as of the date of death, in no case shall the surviving child benefit be reduced.

d. Any member who is receiving a retirement income payment under option 2, option 3, option 4 or option 5 may change his or her survivor annuitant a maximum of two times after the commencement of payments without the approval of the board or any survivor annuitant and with no requirement to provide information

regarding the health status of the survivor annuitant being replaced. A member may not change his or her form of retirement benefit after the commencement of payments. Upon completion and receipt of all required forms and the submission of all fees as prescribed by the board, the actuary retained by the board will determine the actuarially equivalent new benefit amount with the change in survivor annuitant. Such change in survivor annuitant and in the member's benefit amount will be effective upon the receipt by the board of the final consent of the member and will be implemented as soon as administratively practical.

Any member who is receiving a retirement income payment under the normal form of retirement and who had a spouse on his or her date of retirement may also change his or her survivor annuitant a maximum of two times after the commencement of payments without the approval of the board or any survivor annuitant and with no requirement to provide information regarding the health status of the survivor annuitant being replaced. A member may not change his or her form of retirement benefit after the commencement of payments. Upon completion and receipt of all required forms and the submission of all fees as prescribed by the board, the actuary retained by the board will determine the actuarially equivalent new benefit amount in accordance with option 5 due to the change in survivor annuitant taking into account the ages of the former survivor annuitant, the new survivor annuitant, and the member. Such change in survivor annuitant and in the member's benefit amount will be effective upon the receipt by the board of the final consent of the member and will be implemented as soon as administratively practical.

Any member who is receiving a retirement income payment under option 1 may change his or her designated beneficiary at any time without the approval of the board or any designated beneficiary and with no requirement to provide information regarding the health status of the designated beneficiary being replaced.

e. ———Regardless of the form of payment, in the event of the death of a member or death of the member's survivor annuitant or designated beneficiary before the payment from the retirement system of an amount equal to such deceased member's accumulated contributions, the difference between such accumulated contributions and all amounts previously paid shall be paid to the member's designated beneficiary, or if none, to the legal representative of such member or the member's estate.

- (4) *Death benefits when death of member occurs after separation but prior to normal retirement age.*
- a. Should a member who has attained 20 years of creditable service and who has separated from active service pursuant to subsection (a)(1)a of this section die prior

to attaining age 50, the following applies: If the member's designated beneficiary is his or her spouse, such spouse, provided such person survives the member and was the member's spouse at the time of the member's death, shall be eligible to receive 50 percent of the member's accrued pension benefit as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such spouse at the time of the member's death. If the member's designated beneficiary is other than his or her spouse, and such designated beneficiary survives the member, such designated beneficiary shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such designated beneficiary at the time of the member's death. The surviving child benefit is payable as provided for by subsection (b)(3)c of this section. The total of all benefits payable shall not exceed the pension the member would have been entitled to receive, and such payment shall begin as of the date of the death of the member. Such benefits shall be reduced by 50 percent of any family social security benefits, but such reduction shall not reduce the benefits to less than 25 percent of what they would have been without the reduction.

- b. Should a member who has attained 20 years of creditable service and who has separated from the active service pursuant to subsection (a)(1)a of this section die after attaining age 50, the following applies: If the member's designated beneficiary is his or her spouse, such spouse, provided such person survives the member and was the member's spouse at the time of the member's death, shall be eligible to receive 50 percent of the member's accrued pension benefit as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such spouse at the time of the member's death. If the member's designated beneficiary is other than his or her spouse, and such designated beneficiary survives the member, such designated beneficiary shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such designated beneficiary at the time of the member's death. The surviving child benefit is payable as provided for by subsection (b)(3)c of this section. The total of all benefits payable shall not exceed the pension the member would have been entitled to receive, and such payment shall begin as of the date of the death of the member.
- (c) *Eligibility for nonservice-connected disability benefits.* Effective September 20, 2004, upon the written application of a member in service, a member's legal guardian or of the head of the member's department, any member who shall have become permanently disabled when the disability was unconnected with the performance of such member's duty as a firefighter and not caused by the member's own willful intent, may be retired by the bBoard on a nonservice-connected disability retirement income. The board-appointed physician or other physicians designated by the bBoard shall certify to the bBoard that the member is mentally or physically totally incapacitated from rendering useful and efficient service as a firefighter, that such incapacity is likely to be permanent and that the member should be retired. A firefighter will not be entitled to receive any disability retirement income if the disability is a result of:

- (1) Excessive and habitual use by the firefighter of drugs, intoxicants or narcotics;
 - (2) Injury or disease sustained by the firefighter while willfully and illegally participating in fights, riots, or civil insurrections or while committing a crime;
 - (3) Injury or disease sustained by the firefighter while serving in any armed forces;
 - (4) Injury or disease sustained by the firefighter after employment has terminated.
- (d) *Computation of nonservice-connected disability benefits.* Effective September 20, 2004, upon retirement for a nonservice-connected disability, a member shall receive a disability retirement income which shall consist of a monthly income during the continuance of the disability which shall be equal to 25 percent of the member's earnings base or the member's accrued pension benefit, whichever is greater, as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by the member at the time of his or her retirement, plus 7.5 percent of the earnings base for each unmarried child under the age of 18.
- (e) *Eligibility for service-connected benefits.* Effective September 20, 2004, upon the written application of a member in service, a member's legal guardian or of the head of such member's department, any member who has been totally and permanently incapacitated for duty as a natural and proximate result of an accident sustained in service as a member and occurring while in the actual performance of duty at some definite time and place, without willful negligence on such member's part, may be retired by the bBoard on a service-connected disability retirement income, if the bBoard-appointed physician or other physicians designated by the bBoard shall certify to the bBoard that the member is mentally or physically totally incapacitated from rendering useful and efficient service as a firefighter, that the incapacity is likely to be permanent and that the member should be retired. A firefighter will not be entitled to receive any disability retirement income if the disability is a result of:
- (1) Excessive and habitual use by the firefighter of drugs, intoxicants or narcotics;
 - (2) Injury or disease sustained by the firefighter while willfully and illegally participating in fights, riots, or civil insurrections or while committing a crime;
 - (3) Injury or disease sustained by the firefighter while serving in any armed forces;
 - (4) Injury or disease sustained by the firefighter after employment has terminated.
- (f) *Computation of service-connected disability benefits.* Upon retirement for service-connected disability, a member shall receive a disability retirement income which shall consist of: A monthly income during the continuance of such disability of 60 percent of the earnings base or the accrued pension benefit, whichever is greater, as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by the member at the time of his or her retirement.
- (g) *Time of taking effect of other benefits.* Any retirement or other benefits provided for under this division, when approved by the ~~Pension~~ Bboard, shall be effective on the first day immediately following the final termination of the member's employment and the first payment shall be prorated for the portion of the month remaining.

- (h) *Nonservice-connected death benefits.* Should a member cease to be an employee by death from causes unconnected with the performance of such person's duties, the following applies: If the member's designated beneficiary is his or her spouse, such spouse, provided such person survives the member and was the member's spouse at the time of the member's death, shall be eligible to receive 50 percent of the member's accrued pension benefit as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b. of this section, as elected by such spouse at the time of the member's death. If the member's designated beneficiary is other than his or her spouse, and such designated beneficiary survives the member, such designated beneficiary shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b. of this section, as elected by such designated beneficiary at the time of the member's death. Surviving child benefit is payable as provided for by subsection (b)(3)c. of this section.

Death while performing USERRA-qualified active military service. In the case of a member who dies on or after January 1, 2007 while performing "qualified military service" under Title 38, United States Code, Chapter 43, Uniformed Services Employment and Reemployment Rights Act ("USERRA") within the meaning of Section 414(u) of the Internal Revenue Code, any "additional benefits" (as defined by Section 401(a)(37) of the Internal Revenue Code) provided under the retirement system that are contingent upon a member's termination of employment due to death shall be determined as though the member had resumed employment immediately prior to his death. With respect to any such "additional benefits," for vesting purposes only, credit shall be given for the period of the member's absence from covered employment during "qualified military service."

- (i) *Service-connected death benefits.* Should a member cease to be an employee by death in the performance of such person's duties, or as a direct result thereof, the following applies: If the member's designated beneficiary is his or her spouse, such spouse, provided such person survives the member and was the member's spouse at the time of the member's death, shall be eligible to receive 30 percent of the earnings base or 50 percent of the accrued pension benefit, whichever is greater, as the normal form of retirement benefit, or an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such spouse at the time of the member's death. If the member's designated beneficiary is other than his or her spouse, and such designated beneficiary survives the member, such designated beneficiary shall be eligible for an actuarially equivalent optional form of retirement benefit as set forth in subsection (b)(3)b of this section, as elected by such designated beneficiary at the time of the member's death. Surviving child benefit is payable as provided for by subsection (b)(3)c of this section.
- (j) *Death of member receiving disability benefits.* Should a member receiving a disability retirement income die, benefits will be payable in accordance with subsection (b)(3) of this section under the normal form of retirement or an actuarially equivalent optional form of retirement benefits, as elected by the member at the time of his or her retirement.
- (k) *Death of member receiving retirement benefits.* Effective September 20, 2004, should a member receiving a retirement income die, benefits will be payable in accordance with subsection (b)(3) of this section under the normal form of retirement or an actuarially

equivalent optional form of retirement benefits, as elected by the member at the time of his or her retirement.

- (l) *Designated beneficiary election of option.* When a member who is currently eligible to receive immediate retirement benefits retires and elects a retirement benefit available under subsection (b)(3) of this section but dies prior to the first payment becoming normally due, the designated beneficiary may, with the approval of the bBoard, elect to receive a different retirement benefit available to such designated beneficiary under subsection (b)(3) of this section, to the extent provided in this division.
- (m) *Termination of surviving child benefits.* Any pension being paid to a surviving child under this division shall cease upon such person's death, marriage or attainment of age 18. In the event that all children are not in the custody of the same person, the children's benefits shall be prorated.
- (n) *Adjustments.*
 - (1) Any pension being paid under this division may be adjusted upon the recommendation of the Mayor and approval of the City Council by adopted index tables.
 - (2) Any pension paid under this division for benefits payable on account of normal retirement, early retirement, service-connected disability or death, nonservice-connected disability or death or termination of employment on or after October 1, 2008 will be eligible for a Cost of Living Adjustment (COLA) as described in subsection (n)(2)a through e of this section, payable annually effective October 1.
 - a. The COLA will be solely funded with available State premium tax funding pursuant to chapter 175, State statutes (F.S. ch. 175). Available funds shall be those premium tax funds received in excess of the 1998 base or "frozen" amount and those funds previously committed to incrementally fund existing benefits to meet minimum benefits and extra benefits as defined under chapter 175, State statutes (F.S. ch. 175).

As of September 30, 2007, the total of the 1998 base amount and the amount previously committed to incrementally fund existing benefits to meet minimum benefits and extra benefits as defined under chapter 175, State statutes (F.S. ch. 175) was \$1,210,916.00 and the accumulated balance (i.e., available funds to fund the COLA as provided herein) was \$1,422,103.00.
 - b. The COLA will be established at a maximum level of two percent annually provided sufficient State premium tax funding is available pursuant to chapter 175, State statutes (F.S. ch. 175), as determined by an actuarial valuation performed by the Pension Board's actuaries.
 - c. If in any year the State premium tax funding available pursuant to Chapter chapter 175, State statutes (F.S. ch. 175), is not sufficient, based on an actuarial valuation performed by the Pension Board's actuaries, to fund a two percent COLA, the COLA for that year will be adjusted to a percentage that can be fully funded with the available State premium tax funding, as determined by an actuarial valuation performed by the Pension Board's actuaries.

- d. As of October 1 of each year, the COLA, if any, shall be added to the monthly pension amount provided the member in whose name the benefit was originally payable has or would have attained age 60 prior to October 1 of that year.
- e. The accumulated available chapter 175 (F.S. ch. 175) premium tax revenue will be held in a separate account of the firefighter's pension trust fund until the funds are paid out to cover the annual cost of the COLA. The investment of the separate account will be directed by the ~~Pension Board~~. Any investment earnings of the separate account will be used solely to fund the annual cost of the COLA.

(o) *Vested benefits.* Effective September 20, 2004, should a member cease to be an employee, except for death or retirement and after completing seven or more years of creditable service, such member shall acquire, pursuant to the following vesting schedule, benefits payable on a monthly life annuity basis, provided such member has a vested interest at time of separation from employment. Upon attaining age 50, the member may elect to receive the vested benefit accrued as calculated in subsection (b)(1) of this section, using the following vesting schedule in the benefit computation.

Completed Years of Creditable Service	Annual Vested Increment in Accrued Benefit	Cumulative Vested Interest in Accrued Benefit (%)
Less than 7	0	0
7	20	20
8	8	28
9	8	36
10	64	100

A member may elect in lieu of the life annuity, the normal form of retirement benefit or an actuarially equivalent optional form of retirement benefit as provided under subsection (b)(3) of this section. Vesting shall pertain only to future retirement benefits payable as provided under this section and do not relate to employee contributions and other allowances.

(p) *Termination of employment.* If any member who was actively employed on March 12, 1999 or who was hired after March 12, 1999 ceases to be an employee, except for death, disability or retirement, before accumulating aggregate time of ten years toward retirement and before being eligible to retire under the provisions of this division, such member shall be entitled to

a refund of all of his or her contributions made to the retirement fund without interest less any benefits paid to him or her.

- (q) *Reexamination of recipients of disability benefits.* Once each year during the first five years following the retirement of a member on a disability retirement income and once in every three-year period thereafter, the bBoard may, and upon such person's application shall, require any disability beneficiary to undergo a medical examination; however, this requirement shall terminate when the combined total of creditable service and years on disability retirement shall equal 25 years. The examination shall be conducted by the bBoard-appointed physician or designated physicians, who shall submit a written report of their findings to the bBoard. The disability beneficiary shall be advised of the examination upon 30 days' written notice, and should the beneficiary fail to submit to the examination within the indicated period, such person's retirement income shall be suspended until such time as the pensioner shall establish to the bBoard eligibility to receive disability retirement income. Should the disability beneficiary fail within one year to respond to the notice for examination, it shall be conclusively deemed that the beneficiary is not entitled to disability retirement income and it shall be revoked and set aside.
- (r) *Return of disability benefits recipient to active duty.* Should it appear from a medical examination that a disability beneficiary is capable of returning to duty in the fire department in a limited duty or full duty capacity, the beneficiary shall be ordered to return to active duty in the fire department with the consent of the Fire Chief and the Mayor and shall be restored to the active membership. Any member so returning to service from retirement due to a nonservice-connected disability shall receive credit only for service actually rendered in the fire department in computing such person's creditable service. Any member so returning to service from a retirement due to a service-connected disability shall receive credit for the time spent on pension in addition to service actually rendered in the fire department in computing creditable service. Any beneficiary so restored to the active membership shall return to the classification, title or rank held at the time of retirement and to the pay grade held at the time of retirement regardless of the capacity to which the member is restored and shall be eligible for all benefits provided by this division. The retirement income of any such beneficiary shall cease upon restoration to the active membership and such person shall contribute at the current contribution rate for active members.
- (s) *Calculation of service-connected disability retirement benefit.* Should a member who has applied for service-connected disability retirement as provided in subsection (e) of this section be certified by the board-appointed physician or other physicians designated by the bBoard as not mentally or physically totally incapacitated from rendering useful and efficient service as a firefighter, and, provided other employment is not available in the fire department at the discretion of the department head, and provided further that the member is transferred to other employment within the City, such member's retirement income percentum then accrued under this division shall be retained in the retirement system and the member shall receive a benefit pursuant to subsection (b) of this section.

Such benefit shall be computed irrespective of the vesting schedule set forth in subsection (o) of this section, and shall be payable upon the date retirement benefits may commence as provided by such other City retirement system as may be applicable, or upon the member's separation from City employment, whichever occurs earliest, but in no event shall the benefit be paid prior

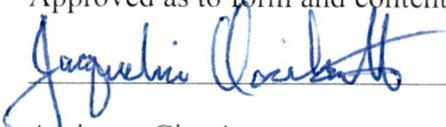
to the member's attainment of age 50. The benefit shall be calculated on the number of years that the person was a contributing member.

- (t) *Reduction in benefits due to amounts payable under other laws.* Any amounts which may be paid or payable under the provisions of any workers' compensation or similar law to a member or to the dependents of a member on account of any service-connected disability shall, in such manner as the bBoard shall approve, be offset and payable in lieu of any benefits payable under the provisions of the retirement system on account of the same service-connected disability. Any reduction of benefits pursuant to this subsection shall not reduce the payment of benefits, including the offset of any other payments as provided by this section, to less than 25 percent of what they would have been without the reduction.
- (u) *Limitations.* Benefits payable pursuant to this division shall be limited as specified by F.S. 112.65.

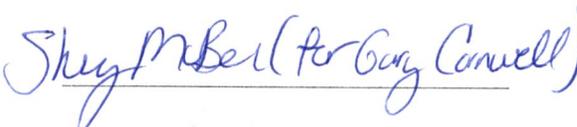
Section 4. Language which is ~~struck through~~ indicates deletions, and language which is underlined indicates additions.

Section 5. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth 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

Jacqueline Kovilaritch


Administration

Date

10/10/14

Date



Joseph L. Griffin
*Principal, Atlanta Retirement
Practice Leader*

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Suite 1900
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fax 770 933 8336

August 22, 2014

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

RE: Actuarial Impact Statement for the City of St. Petersburg Supplemental Firefighters' Retirement System

Dear Vicki:

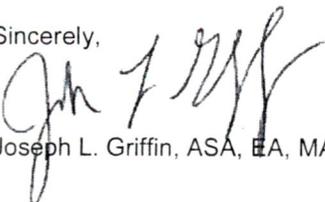
This letter provides the actuarial impact of the proposed ordinance amending Chapter 22 of the St. Petersburg City Code on the City of St. Petersburg Supplemental Firefighters' Retirement System (the "Retirement System"). The proposed ordinance would amend sections 22-196, 22-198 and Section 22-201 of the Code. More specifically, the following sections have been amended:

- Section 22-196 is amended to formally define the terms "spouse" and "survivor annuitant" and clarify that a marriage includes all that were legally entered into in a state, the District of Columbia, US territory or foreign country.
- Section 22-198 is amended to provide the Fire Chief the option to either participate in the Retirement System or the City's Defined Contribution Plan. The Fire Chief must make an election within 60 days of the initial date of employment as the Fire Chief.
- Section 22-201 is amended to clarify the forms of retirement payment and allow a member to change their survivor annuitant under options 2, 3, 4, and 5 up to two times once their retirement income commences. In addition, it is amended to provide for a refund of accumulated contributions in the event of the death of a member or member's beneficiary before payments in excess of the accumulated contributions have been received.

These changes will not have an impact on the recommended contributions to the System.

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

Sincerely,


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

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
CITY OF ST. PETERSBURG
AND
THE ST. PETERSBURG ASSOCIATION OF FIREFIGHTERS
CAPTAINS AND DISTRICT CHIEFS UNIT**

SUBJECT: Enhanced Benefits under Article 27, Supplemental Firefighter's Retirement System

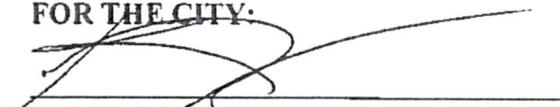
Both parties to this Memorandum of Understanding agree to the attached amendments to Chapter 22 of the St. Petersburg City Code Section 22-196 that will affect the Supplemental Firefighter's Retirement System and will become effective upon ratification by the St. Petersburg City Council, including but not limited to defining the terms "Spouse" and "Survivor Annuitant" as follows:

"Spouse means the person who was married to the member at the time of retirement, regardless of whether such person is married to the member at the time of the member's death. "Married" means a marriage that was validly entered into in a state, the District of Columbia, a United States territory, or foreign country whose laws authorized the marriage of the member and his or her spouse, regardless of the domicile of the member or the spouse.

Survivor Annuitant means the person designated by the member to receive a monthly retirement income upon the member's death payable in accordance with a) the normal form of retirement benefit for a member with a spouse on the date of retirement, or b) options 2, 3, 4 or 5."

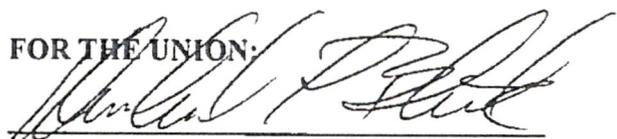
Signed by the duly authorized representatives of the above referenced parties this 9th day of September 2014.

FOR THE CITY:



Kristen Mory
Labor Relations & Training Manager

FOR THE UNION:



Michael Blank
President - SPAFF

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
CITY OF ST. PETERSBURG
AND
THE ST. PETERSBURG ASSOCIATION OF FIREFIGHTERS
FIREFIGHTERS, PARAMEDICS AND LIEUTENANTS
RANK AND FILE UNIT**

SUBJECT: Enhanced Benefits under Article 27. Supplemental Firefighter's Retirement System

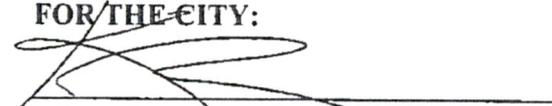
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"Spouse means the person who was married to the member at the time of retirement, regardless of whether such person is married to the member at the time of the member's death. "Married" means a marriage that was validly entered into in a state, the District of Columbia, a United States territory, or foreign country whose laws authorized the marriage of the member and his or her spouse, regardless of the domicile of the member of the spouse.

Survivor Annuitant means the person designated by the member to receive a monthly retirement income upon the member's death payable in accordance with a) the normal form of retirement benefit for a member with a spouse on the date of retirement, or b) options 2, 3, 4 or 5."

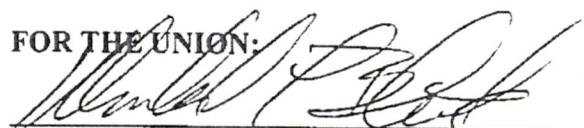
Signed by the duly authorized representatives of the above referenced parties this 9th day of September 2014.

FOR THE CITY:



Kristen Mory
Labor Relations & Training Manager

FOR THE UNION:



Michael Blank
President - SPAFF

ST. PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable William H. Dudley, Chair, and Members of City Council

SUBJECT: **City File LDR-2014-01:** Amendment to St. Petersburg City Code, Section 1-2, Section 8-5 and Chapter 16, Land Development Regulations (“LDRs”).

REQUEST: Second reading and (adoption) public hearing of the attached ordinance to amend the text of the City Code of Ordinances, Section 1-2 titled “Definitions and Rules of Construction,” Section 8-5 titled “Recommended Fertilizer Regulations,” Chapter 16, Land Development Regulations (“LDRs”), Section 16.50.085 titled “Community Gardens” and Section 16.90.020.3 titled “Definitions.”

ANALYSIS: An introduction and detailed analysis is provided in the attached staff report prepared for the Development Review Commission (DRC).

UPDATE: Since the DRC staff report was distributed with a draft ordinance attached, five minor edits were made, as described below.

1. Addition of more specific language relating to the proposed fertilizer regulation changes (Ordinance Title).
2. The word “principle” corrected to “principal” (Section 16.50.085.2).
3. Removal of the Downtown Center Park (DC-P) zoning district from the list of zoning districts where limited on-site retail sales of products grown on-site are permitted (Section 16.50.085.4.3.B).
4. The words “South West” corrected to “Southwest” (Section 16.50.085.4.8.B).
5. Edit of the language related to compliance with fertilizer regulations from specifically naming the Pinellas County ordinance to more generic language, similar to the other items included in the Environmental Compliance subsection (Section 16.50.085.4.8.D).

SUMMARY: Administration: The Administration recommends APPROVAL.

Development Review Commission (DRC): The Commission conducted a public hearing on October 1, 2014 to consider the applicant’s request. The Commission voted 6-0 finding that the request is consistent with the City’s Comprehensive Plan.

Recommended City Council Action:

1. CONDUCT the second reading and (adoption) public hearing;
2. APPROVE the ordinances.

Public Comments:

On September 30, 2014 the President and Director of the Sustainable Urban Agriculture Coalition (SUAC) submitted a letter regarding fertilizers and urban agriculture which expressed support for the proposed ordinance.

ATTACHMENTS: Ordinance
DRC Staff Report
SUAC Letter (September 30, 2014)

ORDINANCE NO. ____-G

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE; AMENDING SECTION 16.50.085 COMMUNITY GARDENS TO ALLOW RETAIL SALES; PROVIDING FOR ADDITIONAL FINDINGS; CREATING ADDITIONAL RESTRICTIONS AND PERMITS; AMENDING SECTION 16.90.020.3 BY CREATING A DEFINITION FOR VALUE-ADDED PRODUCTS; PROVIDING THAT ANY REFERENCE TO A CODE OR SECTION OF ANY GOVERNMENT REGULATION SHALL MEAN THAT CODE OR SECTION AS AMENDED AFTER ADOPTION OF THE REFERENCE; ADOPTING THE COUNTY ORDINANCE REGULATING FERTILIZER AS EFFECTIVE IN THE CITY AND REPEALING SECTION 8-5 RELATED TO FERTILIZER REGULATIONS; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 16.50.085 of the St. Petersburg City Code is hereby amended to read as follows:

16.50.085.1. Applicability.

- A. This section shall apply to community garden uses as a principal use.
- B. This section shall not apply to a ~~residential~~ garden which is accessory to a principal ~~residential~~ use. Garden uses are often accessory uses to many principal uses, including residential uses, educational uses, restaurant uses, café uses, and house of worship uses.
- C. It shall be unlawful for any person to operate a community garden without a permit as required by this Chapter.

16.50.085.2. Purpose and intent.

Community gardens may create impacts which can be detrimental to the quality of life on adjacent properties. The purpose and intent of this section is to establish appropriate standards ~~that which~~ allow for a community garden use, while mitigating any associated undesirable impacts. A community garden is a principal use that which allows the growing, harvesting and incidental retail sale of edible fruits or vegetables or other plant products intended for ingestion by neighboring residents, friends, owners, and the permittees of the owner to grow produce and horticultural plants for their consumption and enjoyment and for the consumption and enjoyment of ~~friends and relatives~~ others on a not-for-profit basis, except as expressly allowed herein.

~~Community gardens may create impacts which can be detrimental to the quality of life of adjacent property owners.~~

16.50.085.3. Establishment.

~~Community garden is a use of property where more than one person grows produce and/or horticultural plants for their personal consumption and enjoyment and/or for the consumption and enjoyment of friends and relatives, generally on a not for profit basis. Community garden uses are shall be allowed in any zoning district and shall comply with the development standards of the zoning district, the general development standards, and this section.~~

16.50.085.4. Use specific development standards.

16.50.085.4.1. Property maintenance.

- A. The property shall be maintained in an orderly and neat condition consistent with the City property maintenance standards.
- B. No trash or debris shall be stored or allowed to remain on the property outside of approved garbage containers.
- C. Tools and supplies shall be stored indoors or removed from the property daily.
- D. Vegetative material (e.g., compost), additional dirt for distribution and other bulk supplies shall be stored to the rear or center of the property, shall be kept in a neat and orderly fashion and shall not create a visual blight or offensive odors.
- E. Large power tools (e.g., mowers, tillers) shall be stored at the rear of the property.
- F. The community garden shall be designed and maintained to prevent any chemical pesticide, fertilizer or other garden waste from draining off of the property. Pesticides and fertilizers may only be stored on the property in a locked building or shed and must comply with any other applicable requirements for hazardous materials.

16.50.085.4.2. Hours of operation and noise limitations.

~~No retail sale gardening activities shall take place before 7:00 a.m. or after 9:00 p.m. ~~sunrise or after sunset.~~ All activities shall comply with the Noise Ordinances (currently Sec. 11-47, et. seq.) ~~The use of hand tools and domestic gardening tools and equipment is encouraged; the use of small power equipment, such as gas powered tillers and edgers is allowed. Gas powered equipment which is greater than ten horsepower is prohibited.~~~~

16.50.085.4.3. Sale of produce and horticultural plants.

- A. A community garden is not allowed ~~intended~~ to be a commercial enterprise; however, there may be occasions when surplus is available. On-site retail sales of products grown on-site, including value added-products such as pickles and jams, are permitted only in the Corridor Commercial Traditional (CCT), Corridor Commercial Suburban (CCS), Downtown Center Core and 1, 2, and 3 (DC Core, 1, 2, 3), Retail Center (RC), Employment Center (EC), Institutional Center (IC), and Industrial (IT, IS) zoning districts and shall comply with all the requirements of this Section. The produce and horticultural plants grown in a community garden are not intended to be sold wholesale nor offered for sale on the premises.
- B. On-site retail sales of products grown on-site are permitted in the Neighborhood Traditional (NT), Neighborhood Suburban (NS, NSM, NMH and NPUD), Corridor Residential Traditional (CRT), and Corridor Residential Suburban (CRS) zoning districts and shall

comply with all the requirements of this Section including the following additional conditions applicable only to these zoning districts:

1. Sales are limited to a maximum of one (1) special sales event per calendar month;
2. Sales are prohibited Monday through Thursday, except for national holidays;
3. Each sales event shall not exceed a total of three (3) consecutive days or, when a national holiday falls on a Thursday or Monday, four (4) consecutive days.
4. No retail sales activities shall encroach into the right of way.
5. Only one temporary sign is allowed, which shall be attached to the table, structure or furniture from which the produce is sold and only on days when retail sales are allowed.

C. Surplus produce and plants may be sold off the premises to assist in defraying the costs of the community garden.

16.50.085.4.4. Accessory structures.

Structures, including sheds, buildings or signs, shall comply with the requirements of the zoning district.

16.50.085.4.5. Garbage Containers. Trash storage.

Garbage container types, use and maintenance shall comply with the Solid Waste Collection, Disposal Section of the Code (currently Ch. 27, Art. V). The property owner shall coordinate the location and type of the trash container used on the site with the POD. Trash containers shall be located abutting the alley. If there is no alley, then they shall be located to the rear of the property unless the POD determines that another location creates less impact on the adjacent properties and is accessible by the City's Solid Waste Collection vehicles.

16.50.085.4.6. Fencing.

All fencing shall comply with the requirements ~~for residential uses~~ in the fence, wall and hedge regulations section (currently section 16.40.040).

16.50.085.4.7. Required yards.

Plantings shall not be planted closer than five feet to the side or rear property line and not closer than ten feet to the front or street side property line. Climbing plants, such as beans and snow peas, may encroach out of these boundaries when grown on structures allowed by this Chapter. All plantings shall comply with the visibility at intersections requirements.

16.50.085.4.8. Environmental Compliance.

A. Soil. The community garden shall comply with all federal, state and local regulations pertaining to agricultural production and soil suitability.

B. Water. Water conservation and stormwater runoff prevention practices shall be employed in accordance with applicable regulations adopted by the Southwest Florida Water Management District (SWFWMD) and the City. In addition, it is recommended that community gardens use water conservation techniques, including sheet mulching, basins and swales, and drip irrigation systems.

C. Pesticides and Herbicides. Community gardens shall comply with all federal, state and local regulations pertaining to pesticides and herbicides.

D. Fertilizer. Community gardens shall comply with all federal, state and local regulations pertaining to fertilizer.

Section 2. The St. Petersburg City Code is hereby amended by creating a definition for 'Value-added product' in Subsection 16.90.020.3, to be listed alphabetically, which shall read as follows:

Value-added product means a crop that is altered from the harvesting stage of production to the retail sale stage with the addition of ingredients that preserve or enhance the flavor of the crop. The primary ingredients of a value-added product are crops grown and harvested on-site, and the secondary ingredients are often not grown on-site. Secondary ingredients include, but are not limited to, brine, vinegar, oil, pectin, sugar, honey, salt, spices, herbs and garlic. For example, pickles are a value-added product wherein the primary ingredient (cucumbers) are grown and harvested on-site and secondary ingredients (vinegar, salt and dill) may or may not be produced on-site.

Section 3. The following sentence in Section 16.90.020.3 of the St. Petersburg City Code (but only this sentence) is hereby amended to read as follows:

Any reference to a specific code, section, subsection, article, chapter, etc. of the City, County, or State, United States, or any other governmental entity, or to an official publication which establishes standards to be followed or best practices, shall mean and include, "as amended."

Section 4. Section 8-5 of the St. Petersburg City Code is hereby deleted in its entirety and replaced and amended to read as follows:

8-5. Fertilizer Regulations. Chapter 58, Article XIII, Sections 58-471 through 58-485 of the Pinellas County Code regulating the sale, application or other use of fertilizer shall be in full force and effect within the city limits of St. Petersburg.

Section 5. Section 1-2(a) of the St. Petersburg City Code is hereby amended by adding the following sentence at the end of the section to read as follows:

Any reference to a specific code, section, subsection, article, chapter, etc. of the City, County, State, United States, or any other governmental entity, or to an official publication which establishes standards to be followed or best practices, shall mean and include, "as amended."

Section 6. Coding: As used in this ordinance, language appearing in struck-through type is language to be deleted from the City Code, and underlined language is language to be added to the City Code, in the section, subsection, or other location where indicated. Language in the City Code not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise. Sections of this ordinance that amend the City Code to add new sections or subsections are generally not underlined.

Section 7. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is determined unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provisions of this ordinance.

Section 8. 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 this Ordinance, in which case this 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



DEVELOPMENT REVIEW COMMISSION

Prepared by the Planning & Economic Development Department,
Urban Planning and Historic Preservation Division

For Public Hearing on July 2, 2014
at 2:00 p.m. in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

APPLICATION: LDR 2014-01

APPLICANT: The City of St. Petersburg
275 5th Street North
St. Petersburg, FL 33701

REQUEST: Text amendment related to Community Gardens and fertilizer application within the city. (*City Code of Ordinances, Chapter 16, Land Development Regulations ("LDRs"), Section 16.50.085 titled "Community Gardens" and Section 16.90.020.3 titled "Definitions." City Code of Ordinances, Chapter 1, General Provisions, Section 1-2 titled "Definitions and Rules of Construction" and Chapter 8, Buildings and Building Regulations, Section 8-5 titled "Recommended Fertilizer Regulations."*) The applicant is requesting that provisions related to community gardens be changed to allow farmers within the city more flexibility and that the current section on fertilizer application, which functions as a recommendation, be replaced with a provision which requires compliance with Pinellas County's Fertilizer Ordinance.

The applicant requests that the Development Review Commission ("DRC") review and recommend approval, confirming consistency with the City of St. Petersburg's Comprehensive Plan ("Comprehensive Plan").

AUTHORITY: Pursuant to Section 16.80.020.1 of the City Code of Ordinances, the DRC, acting as the Land Development Regulation Commission ("LDRC"), is responsible for reviewing and making a recommendation to the City Council on all proposed amendments to the LDRs.

EVALUATION:

Recommendation

The Planning & Economic Development Department finds that the proposed request is consistent with the Comprehensive Plan and recommends **APPROVAL**.

Background and Analysis

Community Gardens

In 2009 the City Council approved amendments to the LDRs creating two new sections, one which provided for community gardens as an allowable use through a special permit and the other which provided procedures for review and approval of an annual community garden permit (City File LDR2009-05, Ordinance 933-G, LDR Section 16.50.085 titled "Community Gardens" and Section 16.70.030.1.13 titled "Community Garden Permit.") Since that time the demand for urban agriculture within the City has grown, prompting inquiry into allowing urban agriculture beyond the scope of what is currently set forth in LDR Section 16.50.085.

Planning and Economic Development Department staff began researching urban agriculture, beyond the scope of community gardens, in 2013 and presented findings to the Public Service and Infrastructure Committee two times in the calendar year, on June 13 and December 12. During this time staff also received two memorandums on the topic—the first from the Sustainable Urban Agriculture Coalition (SUAC) and Bon Secures St. Petersburg Health System (dated June 10, 2013) and the second from The Edible Peace Patch Project (dated July 10, 2013). In 2013 staff also met with representatives from SUAC and the Edible Peace Patch Project on multiple occasions. During 2013 staff conducted extensive research based on input from both the Public Service and Infrastructure Committee Members and the community organizations.

By early spring 2014 staff had two urban agriculture working drafts; one was referred to as the "short-term" ordinance and the other as the "long-term" ordinance. The reason for the two draft ordinances relates to the structure of land use planning in Pinellas County. The Pinellas Planning Council (PPC) is responsible for the Countywide Future Land Use Map and the accompanying *Countywide Plan Rules*, which sets maximum densities, intensities and uses by Future Land Use Map categories. Each City zoning district must be compatible with a Future Land Use Map category; each zoning district can be more prohibitive than the maximum densities, intensities and uses set forth in the *Rules*, but cannot be more permissive unless the City undergoes what is called the "Special Area Plan" process (e.g., our Vision 2020 Special Area Plan). Due to this framework, "Agricultural" uses are only currently allowed in four (4) of the 17 Future Land Use Map categories designated within the city, Residential Low (RL), Residential Urban (RU), Industrial Limited (IL), and Industrial General (IG). The current Community Gardens use in the LDRs is structured as a special permit that has to be obtained, so is not a by-right use listed in LDR Section 16.10.020.1 titled "Matrix: Use Permissions, Parking Requirements Matrix and Zoning Matrix."

The purpose of the draft short-term ordinance was to fine-tune the current Community Gardens permitting system to allow flexibility for farmers within the framework of the current *Rules*. The purpose of the draft long-term ordinance was to delete the current Community

Gardens permitting system and add "Urban Agriculture" as a by-right permitted use in several zoning districts, when allowed by the updated *Rules*.

On March 20, 2014, staff met with the SUAC Board and a representative from the Edible Peace Patch Project to present these two (2) draft ordinances for comment and discussion. Concerns were raised regarding the time-frame for the long-term ordinance; other discussion centered on operational characteristics of urban farming generally and was not specific to the ordinances presented. Following the meeting several SUAC Board Members provided comments on the ordinances which were addressed and incorporated into the draft ordinances.

The draft ordinances were presented to the Sustainability Council at its March 26, 2014 meeting. In June 2013, the City Council passed a resolution establishing a Sustainability Council to address the four E's: economy, environment, (social) equity and efficiency. Since that time, the Council organized into four (4) groups: Built Environment, Mobility, Community and Health. Comments received from the Sustainability Council's Health Group have also been addressed and incorporated into the ordinances.

The draft ordinances were presented to the All Children's Hospital Community Health Coalition at its May 30, 2014 meeting.

On July 17, 2014 the draft ordinances were presented to the Public Service and Infrastructure Committee. Committee Member comments included a request that staff add a provision requiring garbage containers be animal-proof and a provision which explicitly requires community gardens to follow the City's ordinance relating to fertilizer application. As a follow-up to the container request, Planning and Economic Development staff consulted with the Sanitation Department. Sanitation Department staff referred to the Code of Ordinances, Part II, Chapter 27, Article V, Division 2 titled "Containers." These provisions require property owners to keep containers tightly covered at all times and also dictate the type, specification and location on the property of garbage containers. Since other uses (e.g., restaurants, grocery stores) exist within the City that regularly deposit food scraps and waste, staff recommends continued enforcement of the existing provisions rather than creation of new regulations specifically for community gardens.

Fertilizer Regulations

Following-up on the fertilizer request, the City Attorney's Office staff noticed that the City ordinance pertaining to fertilizer application (Ordinance No. 920-G) only contains a *recommendation* that citizens refrain from using fertilizers containing nitrogen and phosphorous during the restricted season, but it is not *required*. Pinellas County's Fertilizer Ordinance, which does contain such a fertilizer application requirement, exempts community vegetable gardens and bona fide agricultural operations from compliance. However, the ordinance does require community vegetable gardens to comply with fertilizer application rates in the UF/IFAS Florida Vegetable Gardening Guide. To obtain a better understanding on this item, City staff met with SUAC Board Members on September 22, 2014. The SUAC Board meeting was attended by those with extensive experience in urban gardening. Key points on fertilizer shared by those in attendance included:

- Most edible plants are not grown during the restricted season, although some are (e.g., watermelon);

- The amount of acreage used for community gardens is very small, therefore run-off impacts are de minimus when compared to the impacts of using fertilizer on residential lawns;
- The current Community Gardens section already requires that the garden be designed to prevent any fertilizer waste from draining off of the property; and
- The fertilizer run-off from an eight (8) acre farm is equivalent to that of a one (1) acre single family home property.

According to UF/IFAS literature, unless very large quantities of organic fertilizer materials are used, commercial synthetic fertilizer is usually needed for Florida gardens. Based on the input of SUAC Board Members and UF/IFAS literature, staff does not recommend any additional fertilizer regulations for community gardens, beyond what is required by the Pinellas County ordinance.

Future Considerations

Review of the draft ordinances by the City Attorney's Office in late July and August 2014 raised implications related to the Florida Right to Farm Act (FRTFA). The FRTFA restricts nuisance suits against farm operations and does not allow local governments to adopt any rules or ordinances which restrict or limit land used for bona fide agricultural purposes. Bona fide agricultural purposes means good faith commercial agricultural use of the land. Based on this information, it was determined that the draft long-term ordinance, which describes urban agriculture as a commercial use, needs further research and vetting before consideration for adoption. However, similar concerns with the draft short-term ordinance were resolved through relatively minor edits to the language.

Proposed Ordinance Summary

The draft ordinance is based on memorandums received from community groups, staff research and feedback on the draft ordinance. The draft ordinance proposes amendments to three (3) sections of the LDRs and will accomplish the following:

- Allow flexibility for community gardens considered accessory to an allowable principal use—the provisions of LDR Section 16.50.085 titled *Community Gardens* will not apply;
- Clarify that community gardens must operate in accordance with the Noise Ordinance in Chapter 11, removing references to a specific horsepower threshold for gas powered equipment;
- Allow on-site retail sales of products grown on-site in the Corridor Commercial Traditional (CCT), Corridor Commercial Suburban (CCS), Downtown Center Core and 1, 2, and 3 (DC Core, 1, 2, 3), Retail Center (RC), Employment Center (EC), Institutional Center (IC), and Industrial (IT, IS) zoning districts;
- Allow on-site retail sales of products grown on-site in the Neighborhood Traditional (NT), Neighborhood Suburban (NS, NSM, NMH and NPUD), Corridor Residential Traditional (CRT), Corridor Residential Suburban (CRS), and Downtown Center Park (DC-P) zoning districts subject to certain conditions and on a limited basis;
- Clarify that garbage containers must comply with the Solid Waste Collection, Disposal Section of the Code, removing references to specific provisions for community gardens;

- Establish an Environmental Compliance subsection, aimed at educating and raising awareness among community garden operators of applicable federal, state, regional and county soil, water, fertilizer and pesticide and herbicide regulations;
- Establish a definition for *Value-added product*; and
- Add the County, United States and other governmental entities to the list of cited governments in the Definitions section of the LDRs which sets forth that referenced regulations shall mean and include “as amended.”

The draft ordinance also proposes amendments to two (2) sections of the Code of Ordinances and will accomplish the following:

- Delete section making recommendations on fertilizer application in its entirety and replace with language specifying that the Fertilizer Regulations in the Pinellas County Code shall be in full force within city limits.
- Establish in the Definitions section of the Code of Ordinances that references to government regulations shall mean and include “as amended” to avoid confusion since regulations are frequently amended.

The proposed ordinance revises the current Community Garden section, clarifying certain provisions and expanding opportunities where appropriate. It also requires compliance with fertilizer application regulations which limit the use of fertilizers containing nitrogen and phosphorous from June 1st to September 30th. Based on the extensive public input provided, City Staff believes these proposed amendments balance the general interests of community garden operators and the potential concerns of neighboring property owners.

Compliance with the Comprehensive Plan

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

Objective LU21: The City shall, on an ongoing basis, review and consider for adoption, amendments to existing and/or new innovative land development regulations that can provide additional incentives for the achievement of Comprehensive Plan Objectives.

Policy LU21.1: The City shall continue to utilize its innovative development regulations and staff shall continue to examine new innovative techniques by working with the private sector, neighborhood groups, special interest groups and by monitoring regulatory innovations to identify potential solutions to development issues that provide incentives for the achievement of the goals, objectives and policies of the Comprehensive Plan.

Objective LU25: The City shall support site planning and building design techniques that minimize heat island effects, which can warm surface temperatures and increase the use of air conditioning, resulting in greater energy use and GHG emissions.

Objective C2: The City of St. Petersburg shall work toward reducing the existing quantity and improving the quality of Stormwater runoff to surface water bodies, and improving water quality in Tampa Bay through implementation of the SWIM Tampa Bay Management Plan.

Policy C4.1: The City shall preserve and increase vegetation (trees, shrubs, herbaceous plants) through enforcement of the existing Land Development Regulations and promote further restoration of native vegetation to produce oxygen and filter air pollutants.

Objective CM6: The City shall work toward reducing the existing quantity and improving the quality of stormwater runoff to surface water bodies, and improving water quality in Tampa Bay through implementation of the SWIM Tampa Bay Management Plan.

Policy CM6.13: The City shall maintain 50% green permeable open space citywide.

Objective R4: The City shall coordinate public, semi-public and private resources to provide adequate, appropriate open space requirements in the Land Development Regulations to maintain a Citywide total of 50 percent green, permeable open space within the City.

Housing Affordability Impact Statement

The proposed amendments will have no impact on housing affordability, availability or accessibility. A Housing Affordability Impact Statement is attached.

Adoption Schedule

The proposed amendment requires one (1) public hearing, conducted by the City of St. Petersburg City Council. The City Council shall consider the recommendation of the DRC and vote to approve, approve with modification or deny the proposed amendment:

- 11-06-2014: First Reading
- 11-24-2014: Second Reading and Public Hearing

Exhibits and Attachments

1. Proposed Ordinance
2. SUAC Letter of Support
3. Housing Affordability Impact Statement

September 24th, 2014

St. Petersburg Development Review Commission
Municipal Services Center – 1st Floor
One 4th Street N
St. Petersburg, FL 33731

Dear Members of the Development Review Commission,

The Sustainable Urban Agriculture Coalition (SUAC) wholeheartedly supports and asks you to support, the two upcoming Urban Agriculture City Ordinances: Section 16.50.085 the “short term” ordinance and Section 16.50.415 the “long term” sections as amended. SUAC worked initially and consistently with the City Planning Department, who welcomed our support, to help formulate these profound, community enriching, urban agriculture ordinances. Their outcomes allow not only a broader brushstroke to stimulate gardening and its positive accoutrements, but also small commercial agriculture enterprises.

We feel other, local entities and individuals, engaged in urban agriculture practices or wishing to do so, will also support these two ordinances.

As a non-profit entity, it is the mission of SUAC to facilitate the creation of gardens to increase accessibility to locally grown, healthy and organically grown produce and educate the populace concerning the benefits of growing your own food.

SUAC greatly appreciates, respects, and thanks The City Planning Departments’ Derek Kilborn and Catherine Lee, for their research, effort, and patience from stakeholders involved in the local urban agriculture movement. The economic, social and health benefits of urban agriculture, and the proposed, progressive Urban Agriculture Ordinances will allow St. Petersburg citizens to pursue a more comprehensive, healthy, using sustainable living elements.

Thank you for your consideration,

Ray Wunderlich III SUAC President, SUAC Board of Directors

**City of St. Petersburg
Housing Affordability Impact Statement**

Each year, the City of St. Petersburg receives approximately \$2 million in State Housing Initiative Partnership (SHIP) funds for its affordable housing programs. To receive these funds, the City is required to maintain an ongoing process for review of local policies, ordinances, resolutions, and plan provisions that *increase the cost of housing construction, or of housing redevelopment*, and to establish a tracking system to estimate the cumulative cost per housing unit from these actions for the period July 1– June 30 annually. This form should be attached to all policies, ordinances, resolutions, and plan provisions which increase housing costs, and a copy of the completed form should be provided to the City's Housing and Community Development Department.

I. **Initiating Department:** Planning & Economic Development

II. **Policy, Procedure, Regulation, or Comprehensive Plan Amendment Under Consideration for adoption by Ordinance or Resolution:**

See attached proposed amendments to Chapter 16, City Code of Ordinances (City File LDR 2014-01).

III. **Impact Analysis:**

A. Will the proposed policy, procedure, regulation, or plan amendment, (being adopted by ordinance or resolution) increase the cost of housing development? (i.e. more landscaping, larger lot sizes, increase fees, require more infrastructure costs up front, etc.)

No (No further explanation required.)

Yes Explanation:

If Yes, the **per unit cost increase** associated with this proposed policy change is estimated to be: \$_____.

B. Will the proposed policy, procedure, regulation, plan amendment, etc. increase the time needed for housing development approvals?

No (No further explanation required)

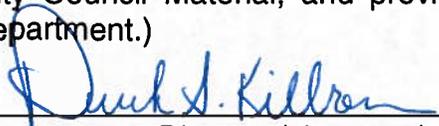
Yes Explanation:

IV: Certification

It is important that new local laws which could counteract or negate local, state and federal reforms and incentives created for the housing construction industry receive due consideration. If the adoption of the proposed regulation is imperative to protect the public health, safety and welfare, and therefore its public purpose outweighs the need to continue the community's ability to provide affordable housing, please explain below:

CHECK ONE:

- The proposed regulation, policy, procedure, or comprehensive plan amendment will **not** result in an increase to the cost of housing development or redevelopment in the City of St. Petersburg and no further action is required. (Please attach this Impact Statement to City Council Material, and provide a copy to Housing and Community Development department.)



Department Director (signature)

10.13.2014

Date

OR

- The proposed regulation, policy, procedure, or comprehensive plan amendment being proposed by resolution or ordinance *will increase housing costs* in the City of St. Petersburg. (Please attach this Impact Statement to City Council Material, and provide a copy to Housing and Community Development department.)

Department Director (signature)

Date

Copies to: City Clerk
Joshua A. Johnson, Director, Housing and Community Development

SUSTAINABLE URBAN AGRICULTURE COALITION

Re: St. Petersburg Urban Agriculture Ordinances

September 30, 2014

We, the Sustainable Urban Agriculture Coalition or SUAC, acknowledge the foresight of Pinellas County and the City of St. Petersburg in having legislated our current laws restricting the application of nitrogen and phosphorous fertilizers during the Florida rainy season. It is well known that in the past there have been serious environmental impacts from widespread chemical fertilizer and pesticide applications to maintain turf grass as a part of landscape settings. However, to project these same concerns and considerations on to small-scale local food growing as manifested in community gardens and other local urban food production spaces we contend is misleading and not appropriate. Here's why.

First: The degree of scale is far from equivalent. Food growing in our city is on a miniscule scale compared to the management of turf grass lawns in our residential, institutional, and public spaces. The degree of impact could not be comparable. Also because we are a city that is heavily built out there is very little opportunity for much large-scale commercial growing to expand and create negative environmental impacts. Land prices in the city are also prohibitive to commercial agriculture of any extensive size.

Second: Much of the small-scale food growing is done organically with slow release nutrients of low N-P-K analysis unlike turf grass management. These organic fertilizers generally are mostly composed of slow release natural ingredients which degrade over a much longer period of time compared to chemically formulated products and thus are not a potential environmental threat.

The chemical runoff from the average residential turf landscape produces more chemical runoff than an eight acre organic urban farm. (Paraphrase of a statement by Rick Martinez, founder and director of Sweetwater Farm, Tampa)

Third: An on-line search of urban agriculture environmental impacts generally shows an unbounded enthusiasm for the positive environmental benefits of growing food in urban areas particularly with regard to soil, water, and air pollution. It is universally acknowledged that when urban lawn areas are converted to local urban food growing there is a conversion to far fewer and less harmful fertilizer applications resulting in positive environmental improvements.

According to Mary Campbell, University of Florida/IFAS Extension Director in Pinellas County, "many progressive communities are working together to support the urban agriculture initiatives. Urban agriculture plays an important role to connect citizens to local food systems and maintain green space in urban communities. As with any new initiative, best management practices are important and can reduce concerns about

fertilizers, water use, pesticides and composting. The University of Florida/IFAS Extension supports the education to create sustainable communities and food systems. The Florida Friendly Landscape Program has a long history of educating residents on reducing the use of chemicals in our urban communities.”

Because of the above listed factors the Board of Directors of SUAC unanimously feels strongly that urban agriculture in our city should be fully supported by codes and regulations that help increase the conversion of urban land usage to local food production for the enhancement of local self-reliance, environmental quality, and sustainability here in St. Petersburg.



Ray Wunderlich
SUAC President



Bill Bilodeau
SUAC Director

ST PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable William H. Dudley, Chair, and Members of City Council

SUBJECT: Amending St. Petersburg City Code, Chapter 27 (Utilities)

REQUEST: Second reading of the attached ordinance amending St. Petersburg City Code, Chapter 27 Article V adding definitions, making clarifications, adding a new section with conditions and an associated monthly fee and improving consistency with state and local law

The Sanitation Department, working with the City Attorney's office, has prepared the attached proposal to amend the St. Petersburg City Code, Chapter 27. This proposal includes amendments to nineteen (19) sections of Chapter 27 generally providing for the creation, administration and management of a universal residential curbside recycling service.

The Sanitation Department plans to implement a universal residential curbside recycling program to collect single stream (no sort) recyclable material from single family residences. The service will be provided by the Sanitation Department with recyclables' sorting and resale services to be provided by a vendor. The proposed fee of \$2.95 per month will be separate and in addition to the fee currently charged to residents for garbage service.

Presently the City does not currently offer curbside recycling service to its residents. Residents can take their recyclables to centrally located drop off sites or subscribe to a privately operated curbside program that provides them with 2 18 gallon containers that are emptied once a week. The monthly fee for this subscription service is \$3.75 and residents must separate their recyclable material between the two containers with glass, plastics and metals going into one container and paper and cardboard into the second container. The city's proposed rate of \$2.95 is comparable to that paid by residents of other cities.

The Sanitation Department proposes to operate this program to be made available to all single family residences. Each single family residence will receive a 95 gallon container into which they can place their mingled recyclables. The container will be emptied once every 2 weeks by automated collection vehicles. The material will be taken to a sorting facility operated by the private sector. The proposed monthly fee for each residence of \$2.95 will cover the costs of the program net of any revenues received from the processor for the sale of the recyclables. The equipment to operate the program has a six month lead time so it is expected that the service will begin in the late spring/summer of 2015. The City will embark on an extensive outreach and education program to let residents know when and how the program will work. Incentives will be offered to encourage participation in the form of coupons and or rewards.

This method of collecting single stream recyclables at the curb in 95 gallon containers is both cost effective for the City and convenient for residents. The convenience aspect will result in more recyclable material being diverted from the waste stream.

All residents will pay the monthly fee whether they choose to participate in the program or not.

Once the new service with respective rate is approved, trucks and containers will be procured and readied for service, staff will be hired/assigned to provide the service, the sorting service vendor contract will be approved, and a public outreach and education service will be approved. The trucks take at least 6 months to manufacture. The containers also must be manufactured, assembled and delivered. Service should commence in the spring/summer of 2015.

Recommendation:

Administration:

The Administration recommends APPROVAL.

Recommended City Council Action:

1. CONDUCT the second reading and adoption public hearing

AN ORDINANCE AMENDING CHAPTER 27 OF THE ST. PETERSBURG CITY CODE; CREATING DEFINITIONS FOR SINGLE-FAMILY RESIDENCE AND TERMS RELATED TO RECYCLING; ADDING REFERENCES TO CURBSIDE RECYCLING AND RECYCLABLE MATERIALS; ESTABLISHING REGULATIONS FOR THE USE OF CITY-ISSUED BULK RECYCLING CONTAINERS AND FREQUENCY OF COLLECTION BY CITY; PROVIDING RATES FOR UNIVERSAL CURBSIDE RECYCLING FOR SINGLE-FAMILY RESIDENCES; PROVIDING ADDITIONAL CLARIFYING LANGUAGE; AND PROVIDING AN EFFECTIVE DATE.

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

Section One. Section 27-464 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-464. – Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bulk garbage container means metallic and nonmetallic containers provided by the City including but not limited to the 90 and 300 gallon containers, and the one yard, two yard, three yard, four yard, five yard, six yard, eight yard, and ten yard containers for the collection of garbage.

Bulk recycling container means metallic and nonmetallic containers provided by the City for the collection of recyclable materials.

Business and institutional means any commercial, industrial and institutional enterprise. Included in this category are domiciliary homes, resident schools, hotels, motels and all other like uses.

Certified recovered materials dealer means a dealer certified under this article.

Commercial establishment means any public or private place, building or enterprise zoned or used for commercial industrial uses, or used by an entity exempt from taxation under section 501(c)(3) of the Internal Revenue Code, whether non-profit-making in nature, except where the place, building, or enterprise constitutes a single-family residence or a multifamily residential dwelling.

Commercial rubbish means every waste accumulation of dust, paper, paper cartons, cardboard, cardboard cartons, excelsior, rags or other accumulations other than garbage or household rubbish, which are usually attendant to the operation of stores, offices and similar businesses.

Construction and demolition debris means nonhazardous and noninfectious material generally considered not to be water soluble, including but not limited to steel, concrete, glass, brick, asphalt, roofing material, or lumber from a construction or demolition project. Contamination of construction and demolition debris with any amount of other types of solid wastes will cause it to be classified as other than construction and demolition debris.

Garbage means every waste accumulation and animal and vegetable matter which attends the preparation, use, cooking, processing, handling or storage of meats, fish, fowl, fruits, vegetables or other matter which is subject to decomposition, decay, putrefaction and the generation of offensive and noxious gases or odors, or which during or after decay may serve as breeding or feeding material for flies, insects or animals.

Garden trash means every waste accumulation of lawn, grass, shrubbery or dry leaf rakings, free of dirt, rocks, large branches and bulky, noncombustible material.

Hazardous wastes means materials or combinations of materials which require special management techniques because of their acute or chronic effects on air and water quality, on fish, wildlife, or other biota, and on the health and welfare of the public. These materials may include, but are not limited to, volatile, chemical, biological, explosive, flammable, radioactive, mercury containing materials, and toxic materials.

Industrial waste means every waste accumulation of metal, metal products, minerals, chemicals, rocks, cement, asphalt, tar, oil, grease, glass, crockery, rubber, tires, bottles, cans, lumber, ashes, sawdust, wastes from animal packing or slaughterhouses, or other materials usually created by commercial enterprise, but not garbage, household rubbish or commercial rubbish.

Infectious wastes means those wastes which may cause disease or reasonably be suspected of harboring pathogenic organisms; included are wastes resulting from the operation of medical clinics, hospitals, and other facilities producing wastes which may consist of, but are not limited to, diseased human and animal parts, contaminated bandages, pathological specimens, hypodermic needles, contaminated clothing and surgical gloves.

Living unit means a room or a suite of rooms occupied, or which is intended or designed to be occupied, as the home or residence of one individual, family or household for housekeeping purposes.

Multiple-family residence means all places of abode other than single-family residences. Any building or portion thereof which is designed, built, rented, leased, let or hired out to be occupied, or which is occupied as the home or residence of two or more families living independently of each other and not having common housekeeping units. This includes guesthouses, garage apartments, duplexes, apartment houses and all other similar or like places.

Noncombustibles means any refuse materials that are unburnable at ordinary incinerator temperatures (i.e., 800 degrees to 1,800 degrees Fahrenheit), and certain other refuse which for reasons of engineering or health considerations are not acceptable for incineration. Examples are tires, rocks, sand, bricks, roofing or other building materials, metals, minerals, large quantities of

glass, crockery or metal, furniture, auto bodies or parts, household appliances and other similar materials not usual to housekeeping or to the operation of stores and offices.

Recovered materials means mixed metal, which includes copper, iron, aluminum, metal alloys, or any other metallic material of value, paper, glass, plastic, textile or rubber materials that have ~~known-recycling potential~~, can be feasibly reeyeled reused or repurposed, and have been diverted and source separated or have been removed from the solid wastestream for sale, use or reuse as raw material, whether or not the materials requires subsequent processing and separation from each other; but does not include material destined for any other use that constitutes disposal. Recovered materials as described in this definition are not solid waste.

Recyclable materials means those materials which are capable of being recycled and which would otherwise be processed or disposed of as solid waste.

Recycled means any process by which solid waste, or materials which would otherwise become solid waste, are collected, separated, or processed or reused or returned to use in the form of raw materials or products.

Roll-off container means a metallic container used for the storage, collection, and transport of commercial, institutional, or industrial solid waste. The container is pulled onto the tilt-frame of the collection vehicle with a cable by winch, reeving cylinders, or by hooks and taken to the solid waste management facility for emptying.

Rubbish means every waste accumulation of paper scraps, dust, rags, bottles, cans or other matter, other than garbage, which is usually associated with housekeeping.

Single-family residence means all places of abode other than multiple-family residences. Any building which is designed, built, rented, leased, let or hired out to be occupied, or which is occupied as the home or residence of one family.

Single stream recycling means all recyclable materials may be placed in one bulk recycling container.

Solid waste means sludge unregulated under the Federal Clean Water Act or Clean Air Act, sludge from a waste treatment works, water supply treatment plant, or air pollution control facility, or rubbish, refuse, special waste or other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from domestic, industrial, commercial, mining, agricultural, or governmental operations. Recovered materials are not solid waste.

Solid waste management means the process by which solid waste is collected, transported, stored, separated, processed, or disposed of in any other way according to an orderly, purposeful, and planned program which includes closure and long-term maintenance.

Source separated means the recovered materials are separated from solid waste where the recovered materials and solid waste are generated. The term "source separated" does not require that various types of recovered material be separated from each other and recognizes de minimis solid waste, in accordance with industry standard and practices, may be included in the recovered materials.

Temporary bulk container means a bulk garbage or bulk recycling container that is placed for a specific event and not emptied on a regular basis.

Tree trimmings means every waste accumulation of palm fronds, tree branches, parts of trees, bushes or shrubs, green leaf cuttings, coconuts, fruits or other matter usually created as refuse in the care of trees and large bushes.

Section Two. Section 27-465 subsection (a) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-465. – Unlawful disposal of refuse garbage, recyclable materials, or rubbish.

- a) It is unlawful to deposit garbage, recyclable materials, industrial waste, garden trash, tree trimmings, noncombustibles or rubbish upon the premises of another or upon any street, alley, park or other public property, or in any canal, water, waterway, rock pit, pool or lake within the City, or in any garbage or rubbish container upon which any other person shall have paid the collection fee as provided by this article; however, tenants of multiple-dwellings, commercial businesses or institutional establishments may deposit garbage or rubbish in containers upon which the owner or manager of the multiple-dwellings, commercial businesses or institutional establishments shall have paid the collection fee provided in this article and authorized the tenants to use such garbage or rubbish containers.

Section Three. Section 27-466 subsection (b) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-466. – Unlawful accumulations of refuse garbage, recyclable materials, or rubbish.

- b) Any single-family residence, multiple-family residence, commercial establishment or any business or institutional enterprise occupied or in operation shall be prima facie evidence that garbage, recyclable materials or rubbish is being produced and accumulated on the premises.

Section Four. Section 27-467 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-467. Burial of garbage, recyclable materials, or rubbish.

No garbage, recyclable materials or rubbish shall be buried within the City.

Section Five. Section 27-469 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-469. - Burning of garbage, recyclable materials or rubbish; incinerators.

- (a) No garbage, recyclable materials or rubbish shall be burned on any premises within the City unless a written permit therefor is first secured from the POD. Such a permit will be issued upon a showing that the proposed activity will not violate any law, ordinance, rule or regulation.
- (b) Incinerators to be installed or operated for the purpose of burning garbage, recyclable materials or rubbish shall comply with all City Codes.

Section Six. Section 27-471 subsection (a) and (b) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-471. – Time of container placement.

- (a) *Prohibited hours.* Approved bulk garbage or bulk recycling containers placed near the curb or alley shall be placed there no earlier than 7:00 p.m. of the evening preceding the collection day and must be removed to a point at the side or rear of the structure not later than the later of 7:00 p.m. of the day of collection or when the container has been emptied.
- (b) *Collection time.* All approved bulk garbage or bulk recycling containers that must be placed near the curb or alley for collection must be so placed prior to 7:00 a.m. on the day of collection. If the container is not so placed by 7:00 a.m., it will not be collected once the truck has completed that area.

Section Seven. Section 27-499 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-499. – Prerequisites to removal by the City.

No removal of garbage, recyclable materials or rubbish shall be made by the City from any premises unless the garbage, recyclable materials or rubbish is deposited in the bulk garbage or bulk recycling containers as provided in this division and the fee has been paid. There shall be no removal of any recovered materials by the City from any premises unless the recovered material is deposited in the bulk recycling container as provided in this article and all fees have been paid.

Section Eight. Section 27-501 subsection (a) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-501. – Preparation of materials for collection.

- (a) All garbage and recyclable materials, tin cans, and bottles shall first be drained of all liquids and shall be deposited in the bulk containers. Wet garbage matter shall be drained and wrapped in paper before being placed in the bulk containers. Any hazardous or infectious material of any kind shall not be deposited in or near bulk garbage or recycling refuse containers. Such items shall not be collected by the City.

Section Nine. Section 27-502 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-502. – Frequency of disposal.

All bulk garbage containers must be emptied at least twice each week in residential areas, except in times of emergency as designated by the Mayor, or where once-per-week collection for minimum users has been authorized; bulk garbage containers of commercial producers of waste shall be emptied at least twice each week, except where, due to the nature of the material, the POD may designate exemptions. The POD may require more frequent collections where necessary to keep any premises free of excess accumulation and thereby avoid the creation of a nuisance. Bulk recycling containers located at single-family residences shall generally be emptied once every two weeks.

Section Ten. Section 27-503 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-503. – Termination of service for violation of article; appeal.

The POD may deny all garbage and recyclable material collection services to persons or places in violation of this article. Any person aggrieved by any decision of the POD shall have the right to appeal the decision to the Mayor.

Section Eleven. Section 27-504 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-504. – Operation of sanitation trucks against traffic on one-way streets.

Sanitation trucks owned and operated by the City for the purpose of collecting rubbish refuse, recyclable materials or garbage may be lawfully operated against traffic on all one-way streets within the City except State highways while in the process of collecting garbage, recyclable materials or refuse rubbish provided the following conditions are met:

- (1) Each such truck shall be designed for garbage, recyclable materials or refuse-rubbish collection from the right side of the truck so that operation in derogation of one-way restriction is necessitated by the design of the truck.
- (2) While operating his truck in derogation of one-way restrictions each such truck operator shall not exceed a speed of five miles per hour and shall continuously display on the front of the truck a flashing yellow light.

Section Twelve. Section 27-534 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-534. - Bulk garbage and bulk recycling containers furnished by City.

All residents or occupants of any single-family residence, and the owner, manager or occupant of any multiple-family residence or of any business, institutional or commercial establishment within the City are hereby required to use those bulk garbage containers provided by the City for their use in which authorized garbage, recyclable material, and rubbish shall be deposited for collection by the City. All residents or occupants of a single-family residence are required to use those bulk recycling containers provided by the City for their use if they are participating in the single stream curbside recycling program. Nothing in this section of the Code shall be construed to exempt residents or occupants of single-family homes from the City's right to collect fees as provided for in the City's sanitation fee schedule.

Section Thirteen. Section 27-535 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-535. - Specifications.

- (a) Use of a container of the type commonly sold as a garbage can must be authorized by the POD. If a container of the type commonly sold as a garbage can is used, it shall be made of metal or other suitable material, shall have two lifting handles upon the sides of the can, shall have a tight-fitting cover, shall be watertight and of a capacity of not less than ten gallons and not exceeding 30 gallons.
- (b) If a bulk garbage container is used, it shall be suitable for handling by City front-end loading units or automated side loading units.
- (c) If a plastic bag is used for garbage or rubbish, it shall be a polyethylene or heavy duty bag with a securing twist tie and placed in the bulk garbage container. Recyclable materials placed in the bulk recycling container shall not be placed in plastic bags.

Section Fourteen. Section 27-536 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-536. - Maintenance and cleanliness; inspection; condemnation.

- a) All bulk garbage and bulk recycling containers provided by the City shall be subject to inspection and approval by the POD. All bulk garbage and bulk recycling containers shall be kept clean by the user thereof. No writings or other markings shall be painted or otherwise placed on bulk garbage or bulk recycling containers unless approved in writing in advance by the POD.
- b) Repair and/or replacement required because of the abuse or misuse by the users shall be chargeable to the user by the City. Abuse and misuse by the user shall include but not be

limited to placing hot or burning ashes, cinders and coals and chlorine containers or other combustible materials into the bulk garbage or bulk recycling container.

Section Fifteen. Section 27-537 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-537. – Containers to be free of excess liquids.

The users or owners of all containers in which garbage, recyclable materials, rubbish or garden trash is placed for collection shall keep the containers free of water or other excess liquids.

Section Sixteen. Section 27-538 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-538. – To be kept tightly covered.

Bulk garbage and bulk recycling and rubbish containers shall be kept tightly covered at all times except when it is necessary to lift the cover to deposit or remove garbage, recyclable materials or rubbish. It shall be unlawful for any person to deposit in any bulk garbage or bulk recycling container any garbage, recyclable material, rubbish or other matter in such amounts as will not permit the lid of the bulk garbage or bulk recycling container to fit tightly in place.

Section Seventeen. Section 27-539 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-539. – Location of containers.

(a) Commercial bulk garbage containers shall be kept in a place easily accessible to collection vehicles at all times and no service shall be given to those places permitting objects, obstructions or vehicles to hinder in any way whatsoever the servicing of the commercial bulk garbage containers. A bulk metal commercial bulk garbage container may be located more than 50 feet from the street only if the ingress and egress is by the same driveway and an area not less than 50 feet square is provided the collection vehicles to turn around. All wires over the ingress and egress shall be more than 20 feet above ground at the lowest point. The wire height over the dumping area shall be more than 25 feet. The commercial bulk container shall be placed so that the collection vehicle can drive up, dump the containers and back out without the driver leaving the cab. Commercial bulk garbage containers placed within fences, walled areas or enclosures prior to a scheduled collection shall be placed in position for direct pickup as provided in this subsection. Such fences, walled areas and enclosures should be designed for that container only and should be a minimum of ten feet deep and ten feet wide (inside dimensions).

(b) Single-family residences, multiple-family residences and commercial establishments not using commercial bulk garbage or bulk recycling containers shall place all garbage that is to be

removed in bulk garbage containers and have a choice of curb/alley residential service or backyard residential service. Single family residences shall place recyclable materials in a bulk recycling container for curbside residential service.

(1) *Curb/alley residential service.* Bulk garbage containers shall be placed at curbside in front of property in such manner as not to obstruct pedestrian passage and no further away from the curb than two feet with the container handle away from the street, or if a serviceable alley is available, not more than three feet from the alley right-of-way. A bulk container placed in an alley will be located by the POD and not relocated without POD's permission.

(2) *Backyard residential service.* Approved waste containers shall be placed not more than 80 feet from street right-of-way and shall not be placed within any completely fenced or walled area or enclosure of any kind. This prohibition shall include sunken cans, unless such sunken cans are approved by the POD.

(3) Single-family single stream recycling service. Bulk recycling containers shall be placed curbside in front of property in such manner as not to obstruct pedestrian passage and no further away from the curb than two feet with the container handle away from the street.

(c) Containers used for the storage and collection of garbage, recyclable materials or rubbish shall not be kept upon property not owned or occupied by the person who accumulates the garbage or rubbish.

Section Eighteen. Section 27-557 subsection (a) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-557. – Sanitation Charges.

(a) *Generally.* All occupants or owners of premises in the City that are subject to having accumulations of garbage, recyclable materials, rubbish and garden trash removed and disposed of by the City shall be required to pay charges for garbage, recyclable materials and rubbish removal, and these charges shall be paid to the City and will be billed with water and sewer service billings. When a water service is active and unless specifically included in other sections of this article, all occupants or owners of premises in the City shall pay a removal charge as follows:

(1) 90 gallon or 300 gallon bulk garbage container Can service (twice-per-week).

a. *Curbside/alley monthly charge.*

1. Single-family residence*\$22.33

Each additional automated 90-gallon bulk garbage container can (six-month minimum)12.31

2. Multiple-family residence, per unit22.33

3. Business or institution:

One automated 90-gallon can22.33

Each additional automated 90-gallon can (six-month minimum)12.31

b. *Backyard monthly charge.*

1. Single-family residence*:

One automated 90-gallon bulk garbage container ~~can~~ or two cans, manual system53.27

Each additional automated 90-gallon bulk garbage container ~~can~~ or two bulk garbage containers ~~cans~~, manual system26.10

2. Multifamily residence, per unit53.27

3. Business or institution:

One automated 90-gallon can or two cans, manual system53.27

Each additional automated 90-gallon can or two cans, manual system26.10

~~Note—Each mobile home space constitutes a single-family residential unit.~~

c. Mobile home space. Each mobile home space constitutes a single family residential unit.

(2) 90 gallon bulk garbage container ~~Can~~ service (once-per-week).

a. Once-per-week collection status will be made available. To qualify, the customer must make application to the POD, and meet all of the following criteria:

1. Have a single-family residence;

2. Have a household consisting of only one person ~~(with or without permitted curbside recycling)~~ or two persons ~~with permitted curbside recycling~~;

3. Have a lot size of 8,500 square feet or less; and

4. In the billing month, have water consumption of 5,000 gallons or less. If water consumption exceeds 5,000 in a given month, then the twice-per-week rate shall apply.

The once-per-week status will be granted to customers who share a large automated ~~can~~ bulk garbage container if they meet the criteria of this subsection (a)(2)a.

b. Single-family residence, once-per-week, monthly charge17.69

c. Once a week garbage collection service will be withdrawn and twice a week garbage service instituted at the prescribed charge therefor upon 15 days' written notice to the

customer (occupant or owner) with the notice provided by regular United States mail or by delivery to the premises served. Notice shall be complete upon mailing or delivery. Such notice shall be given if the POD determines that one of the following has occurred in connection with the once a week service:

1. A potential or actual health hazard or odor problem has occurred or is occurring due to the once a week garbage service; or
2. Sufficient material is being placed in the container that once a week service is not adequate for removal.

d. The owner or occupant given such notice may appeal the decision to withdraw once a week service by giving written notice thereof in the manner and to the person prescribed in the notice of withdrawal of once a week service along with payment of the prescribed fee therefor. The notice of appeal must be actually delivered to and stamped received by the POD within ten days of the date of mailing of the notice of withdrawal of once a week service.

The Mayor shall by administrative regulation provide for the processing of appeals including the amount of the fee therefor and who shall determine appeals. All appeals shall be determined according to the evidence presented. The appellant and the POD shall have a right to be present and present evidence and be heard. The strict rules of evidence shall not apply.

e. If once a week garbage service has been withdrawn as provided herein it shall not be reinstated until one year has elapsed and then only upon proper application.

(3) Other bulk container can service fees.

a. Standby fees and criteria for charging such fees are discussed in section 27-132(3)b. The monthly standby fee shall be\$11.48

b. Other fees. A one-time placement fee for an additional 90-gallon can will be10.63

c. Single stream recycling fee. A monthly fee for single family residence bulk recycling container service shall be....\$2.95

(4) Roll off container service. Where a roll off container is used the charge is per pull. It is \$1.62 per cubic yard capacity times the compaction ratio of one for regular containers and four for compacting containers plus the cost of disposal plus \$144.37. There is a one time placement fee of \$10.00. \$50.00 will be charged for overloaded or blocked containers; \$35.00 will be charged for cleaning.

(5) Bulk container service; commercial bulk can rate. Where a commercial or multi-family residential bulk container is used, the charge per cubic yard shall be based on size of container and frequency of collection as shown on Tables A—E. The monthly charge will be calculated by multiplying the charge per cubic yard from the applicable table times the size

of the bulk commercial or multi-family residential container times the number of pickups per week times 52 weeks divided by 12 months. In addition, the following charges will apply:

a. Special rollout charge, per occurrence\$3.18

b. Special pickups13.15

Plus the established per cubic yard cost from Tables A—E for that customer.

c. Special service charge for multifamily units serviced by bulk commercial or multi-family residential containers, per unit, per month5.04

Plus the appropriate bulk container rate (condominium, apartment, mobile home park, etc.)

CITY OF ST. PETERSBURG, FLORIDA

EFFECTIVE RATE COMPARISON

RATE PER CUBIC YARD

TABLE A. COMMERCIAL - UNCOMPACTED

Times/week collected	1	2	3	4	5	6	7
1 cubic yard	\$15.64	\$13.76	\$13.12	\$12.81	\$12.63	\$12.50	\$12.41
2 cubic yards	10.31	9.36	9.04	8.87	8.77	8.71	8.65
3 cubic yards	8.64	7.94	7.70	7.59	7.51	7.45	7.43
4 cubic yards	7.75	7.20	<u>7.02</u>	6.92	6.87	6.83	6.80
5 cubic yards	7.23	6.78	6.63	6.55	6.50	6.48	6.46
6 cubic yards	6.88	6.48	6.34	6.28	6.24	6.20	6.19
8 cubic yards	6.44	6.10	5.99	5.94	5.92	5.89	5.88
10 cubic yards	6.20	5.89	5.78	5.74	5.68	5.67	5.66

TABLE B. COMMERCIAL - COMPACTED

Times/week collected	1	2	3	4	5	6	7
2 cubic yards	\$21.26	\$20.96	\$20.86	\$20.81	\$20.77	\$20.75	\$20.73
3 cubic yards	19.91	19.71	19.63	19.60	19.58	19.57	19.56
4 cubic yards	19.22	19.06	19.01	18.99	18.98	18.97	18.95
5 cubic yards	18.83	18.69	18.66	18.63	18.62	18.62	18.61
6 cubic yards	18.53	18.45	18.41	18.40	18.38	18.38	18.36
8 cubic yards	18.20	18.13	18.10	18.09	18.08	18.08	18.07

TABLE C. MULTI-FAMILY - UNCOMPACTED

Times/week collected	1	2	3	4	5	6	7
1 cubic yard	\$14.00	\$12.13	\$11.51	\$11.19	\$11.00	\$10.88	\$10.79
2 cubic yards	8.70	7.73	7.42	7.25	7.15	<u>7.08</u>	<u>7.04</u>
3 cubic yards	<u>7.02</u>	6.31	6.08	5.96	5.89	5.83	5.81
4 cubic yards	6.13	5.57	5.40	5.29	5.24	5.20	5.18
5 cubic yards	5.60	5.16	<u>5.01</u>	4.92	4.87	4.84	4.83

6 cubic yards	5.25	4.85	4.72	4.66	4.63	4.59	4.57
8 cubic yards	4.81	4.47	4.37	4.32	4.30	4.27	4.26
10 cubic yards	4.59	4.27	4.15	4.10	4.06	<u>4.05</u>	<u>4.04</u>

TABLE D. MULTI-FAMILY - COMPACTED

Times/week collected	1	2	3	4	5	6	7
2 cubic yards	\$14.77	\$14.48	\$14.36	\$14.31	\$14.28	\$14.25	\$14.23
3 cubic yards	13.42	13.21	13.13	13.10	13.08	13.07	13.06
4 cubic yards	12.72	12.58	12.52	12.50	12.49	12.48	12.46
5 cubic yards	12.33	12.21	12.17	12.14	12.13	12.13	12.12
6 cubic yards	12.05	11.95	11.91	11.90	11.89	11.89	11.88
8 cubic yards	11.71	11.63	11.60	11.59	11.58	11.58	11.57

TABLE E. CARDBOARD

Times/week collected	1	2	3	4	5	6	7
2 cubic yards	\$3.88	\$3.88	\$3.88	\$3.88	\$3.88	\$3.88	\$3.88
3 cubic yards	3.44	3.44	3.44	3.44	3.44	3.44	3.44

4 cubic yards	3.22	3.22	3.22	3.22	3.22	3.22	3.22
6 cubic yards	2.15	2.15	2.15	2.15	2.15	2.15	2.15
8 cubic yards	1.61	1.61	1.61	1.61	1.61	1.61	1.61

d. There is a one time placement fee of \$10.00 for each temporary bulk container.

(6) *Special service charges for private collection.* For nonresidential collection, the special service charge for a privately collected roll off container is \$1.62 per cubic yard capacity times the compaction ratio.

For existing nonautomated multifamily back door, door to door apartment private collection, the monthly special service charge for private collections is \$1.62 per cubic yard capacity times the compaction ratio times the frequency of pickup per month, plus an annual monitoring fee of \$5.04 per unit. The monitoring fee is to be paid annually in advance.

a. The special service charge for all other multifamily units privately collected will be \$5.04 per unit per month (condominium, apartment, mobile home park, etc.).

b. All existing nonautomated multifamily apartment back door collection, door to door by the owner, shall be allowed to continue for so long as it remains impractical for the City to provide such service.

Section Nineteen. Section 27-558 subsection (a) of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 27-558. – Tagging containers or premises when chargers are not paid.

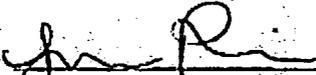
The POD may cause tags to be placed on bulk garbage or bulk recycling containers or premises to indicate that the collection charges provided for in this article have not been paid. It shall be unlawful for any person, except the POD, to remove any tag placed pursuant to this section.

Section Twenty. Coding: As used in this ordinance, language appearing in ~~struck-through~~ type is language to be deleted from the City Code, and underlined language is language to be added to the City Code, in the section, subsection, or other location where indicated. Language in the City Code not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise.

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

Section Twenty-two. If this ordinance is not vetoed by the mayor, and, that, if vetoed, the veto is overridden by the City Council all as provided in the City Charter; then the effective date, shall be a date specified in a published public notice placed in a newspaper, by the administration, at least ten days prior to the specified effective date. The notice shall, also be placed, at least ten days prior to the specified effective date, on the City's internet webpage or a site linked to the City's webpage. The notice shall provide a brief explanation of the program and publish the amount of the fee. The effective date shall coincide with the date by which the City has acquired the workers and equipment necessary to begin the recycling program.

Approved as to form and content:



City Attorney (designee)
Jordan Rivers
Legal: 00205379.doc

Resolution No. 2014 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO BEGIN PREPARATION FOR THE IMPLEMENTATION OF THE RECYCLING PROGRAM DELINEATED IN ORDINANCE 142-H; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of St. Petersburg has approved Ordinance 142-H, implementing a curbside recycling program.

WHEREAS, in preparation for the implementation of the curbside recycling program, administration requests authorization to begin purchasing the required vehicles, containers, and other equipment necessary for the curbside recycling program.

NOW THEREFORE, BE IT RESOLVED by the City of St. Petersburg, Florida the administration is hereby authorized to begin preparation for the implementation of the recycling program delineated in Ordinance 142-H, prior to the effective date of the ordinance, by purchasing vehicles, containers and other equipment necessary to prepare for the implementation of the program provided that each such purchase must be approved by City Council, if required by the City's Procurement Code.

This Resolution shall become effective immediately upon its adoption.

Legal:



City Attorney (designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of additional refuse trucks from Rush Truck Centers of Florida, Inc. D/B/A Rush Truck Center, Tampa for the Sanitation Department at a total cost of \$2,049,275.40.

Explanation: This purchase is being made from Florida Sheriffs Association Bid 14-12-0904. The vendor will furnish and deliver seven refuse trucks that will include one rear and six side loaders. These loaders will be mounted on 66,000 lbs GVWR, 4x6 tandem axle cab and chassis and double frame rails; powered by Cummins ISLG 320 HP compressed natural gas (CNG) engines and 4500 RDS automatic transmissions.

The vehicles are being purchased for the city's universal residential curbside recycling program. The six side loaders will be equipped with lifting arms and the rear loader will have two rear mounted tippers. They will be used to pick-up approximately 80,000 95-gallon containers that will be issued to residents for depositing recyclable material. The new trucks will have life expectancies of eight years. The addition of the seven vehicles from Rush will increase the city's current fleet of CNG powered refuse vehicles to a total of twenty four.

The Procurement Department, in cooperation with the Sanitation Department recommends for award utilizing Florida Sheriffs Association Bid No. 14-12-0904.

Rush Truck Centers of Florida, Inc.
 dba Rush Truck Center, Tampa.....\$2,049,275.40

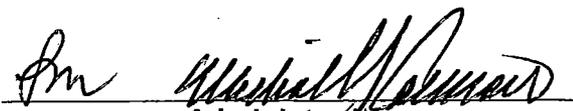
Cab and Chassis, 2015 Peterbilt 320 (Base)	6 Each	@	\$135,449.00	\$812,694.00
Body, Automated Side Loader, Heil DuraPack Model 7000, 28yd Eject	6 Each	@	114,395.00	686,370.00
CNG Package	6 Each	@	40,077.00	240,462.00
Options	6 Each	@	15,612.80	93,676.80
Discount	6 Each		<u>(6,429.60)</u>	<u>(38,577.60)</u>
			\$ 299,104.20	\$1,794,625.20
Cab and Chassis, 2015 Peterbilt 320 (Base)	1 Each	@	135,449.00	135,449.00
Body, Rear Loader, McNeilus Model 2516, 25yd	1 Each	@	62,756.00	62,756.00
CNG Package	1 Each	@	15,612.80	15,612.80
Options	1 Each	@	47,262.00	47,262.00
Discount	1 Each	@	<u>(6,429.60)</u>	<u>(6,429.60)</u>
			\$ 254,650.20	\$254,650.20

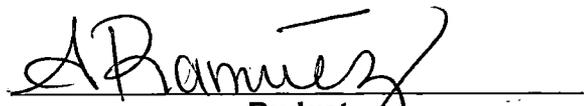
The vendor has met the specifications, terms and conditions of the Florida Sheriffs Association Bid No. 14-12-0904 effective through September 30, 2015. This purchase is made in accordance with Section 2-256 (3) of the City Code which authorizes the Mayor or his designee to purchase automotive equipment from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles.

Cost/Funding/Assessment Information: Funds will be available in the Sanitation Recycling Equipment Fund (4023) after a transfer from the Sanitation Debt Service Fund (4022) in the amount of \$2,049,275.40 to the Sanitation recycling Equipment Fund (4023), Sanitation Department (4502297), contingent upon City Council Approval of the rate to be charged for residential curbside recycling.

Attachments: Price History
Resolution

Approvals:


Administrative


Budget

Price History
065-75 Refuse Trucks, Side and Rear Loaders

Item No.	Description	2010	2011	2012	2013	2014	% Change
1.	Cab and Chassis for Side Loader 66,000 GVWR with Body	\$242,472		\$270,884	\$282,616	\$299,104	6%
2.	Cab and Chassis for Rear Loader, 66,000 GVWR with Body					\$254,650	-

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT FOR THE PURCHASE OF SEVEN ADDITIONAL REFUSE TRUCKS FROM RUSH TRUCK CENTERS OF FLORIDA, INC., D/B/A RUSH TRUCK CENTER, TAMPA FOR THE SANITATION DEPARTMENT OF A TOTAL COST NOT TO EXCEED \$2,049,275.40 UTILIZING FLORIDA SHERIFFS ASSOCIATION BID 14-12-0904; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase seven additional refuse trucks for the Sanitation Department; and

WHEREAS, pursuant to Section 2-256(3) of the City Code the City is permitted to purchase automotive equipment from the Sheriffs Association and Florida Association of Counties negotiated purchase program for vehicles; and

WHEREAS, Rush Truck Centers of Florida, Inc. D/B/A Rush Truck Center, Tampa has met the specifications, terms and conditions of Florida Sheriffs Association Bid 14-12-0904; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Sanitation Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement for the purchase of seven additional refuse trucks from Rush Truck Centers of Florida, Inc. d/b/a Rush Truck Center, Tampa for the Sanitation Department at a total cost of \$2,049,275.40 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of recycling roll carts from Schaefer Systems International, Inc. for the Sanitation Department at a total cost of \$4,100,800.

Explanation: This purchase is being made from the Hillsborough County Bid No. ITB-P-0101-0-2013/JLH.

The vendor will furnish, assemble and distribute, 80,000, 95-gallon recycling roll carts. The vendor will also provide asset management data. The carts will include white sequential serial numbers; the City's logo on two sides; instructions on how to position the cart for sidewalk collection and a list of items to recycle. Each cart will be assigned an RFID (radio frequency identification) tag. Additionally, the vendor will train city staff on assembling and repairing the carts. The carts have a 10 year warranty against defects and workmanship. The recycling roll carts will be distributed to single family home residents.

The Procurement Department in cooperation with the Sanitation Department, recommends for award utilizing Hillsborough County Bid No. ITB-P-0101-0-2013/JLH:

Schaefer Systems International, Inc..... \$4,100,800

95 Gallon Roll Cart w/Freight	80,000 Each	@	\$47.60	\$3,808,000
Assembly & Distribution per Cart	80,000 Each	@	3.66	292,800
			<u>\$51.26</u>	<u>\$4,100,800</u>

Schaefer Systems International, Inc., has met the specifications, terms and conditions of Hillsborough County Bid No. ITB-P-0101-0-2013/JLH dated May 24, 2013. This purchase is made in accordance with Section 2-256(2) of the Procurement Code which authorizes the Mayor or his designee to utilize competitively bid contracts of other governmental entities.

Cost/Funding/Assessment Information: Funds will be available in the Sanitation Recycling Equipment Fund (4023) after a transfer from the Sanitation Debt Service Fund (4022) in the amount of \$4,100,800 to the Sanitation recycling Equipment Fund (4023), Sanitation Department (4502297), contingent upon City Council Approval of the rate to be charged for residential curbside recycling.

Attachments: Sample Material
Resolution

Approvals:



 Administrative



 Budget

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT FOR THE PURCHASE OF 80,000 RECYCLING ROLL CARTS FROM SCHAEFER SYSTEMS INTERNATIONAL, INC. FOR THE SANITATION DEPARTMENT AT A TOTAL COST NOT TO EXCEED \$4,100,800 UTILIZING HILLSBOROUGH COUNTY BID NO. ITB-P-0101-0-2013/JLH; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase 80,000 recycling roll carts for the Sanitation Department; and

WHEREAS, pursuant to Section 2-256(2) of the City Code, the City is permitted to utilize competitively bid proposals or contracts secured by State, County or municipal government when it is in the best interest of the City; and

WHEREAS, Schaefer Systems International, Inc. has met the specifications, terms and conditions of Hillsborough County Bid No. ITB-P-0101-02013/JLH; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Sanitation Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement for the purchase of 80,000 recycling roll carts from Schaefer Systems International, Inc. for the Sanitation Department at a total cost not to exceed \$4,100,800, utilizing Hillsborough County Bid No. ITB-P-0101-02013/JLH, is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



CENTRAL DECAL

Date: 03/24/10
Customer: SCHAEFER SYSTEMS INC.
Attn: MARY FRANKS
Customer PO#: _____
Central Decal Job#: 101192

PROOF APPROVAL

Please mark up any changes below. Your approval indicates your complete acceptance of the decal produced. PLEASE sign and e-mail or fax to 630-325-9660
NOTE: YOUR DELIVERY DATE IS CONTINGENT UPON OUR RECEIPT.

Proof approved
Proof approved with changes/corrections
Resubmit proof

Signature / Date _____

NOTE: THIS IS NOT A COLOR PROOF - ACTUAL COLORS MAY VARY BASED ON MATERIAL SPECIFIED
COLOR IS FOR SEPARATIONS ONLY - PLEASE SEE YOUR COLOR SWATCH FOR EXACT COLORS.

RECYCLABLES ONLY

YES!

Please Recycle these items in this cart:

- Newspapers, Inserts, & Junk Mail
- Magazines, Catalogs & Envelopes
- Paper Back Books & Phone Books
- Cardboard & Clean Pizza Boxes
- Office & School Papers (colored paper too)
- Boxboard (cereal, cake & cracker boxes)
- Paper Egg Cartons
- Paper Bags (grocery type)
- Aluminum Cans & Clean Foil
- Tin & Steel Aerosol Cans (empty)
- Empty Glass Jars & Bottles
- All Plastic Containers Labeled



**BE GREEN - PLEASE REMEMBER
ALL CONTAINERS SHOULD BE
EMPTY AND CLEAN.**

All of the items that
are **Recyclable**

(listed here in
GREEN)

can be mixed
together and placed
in this cart-
NO sorting needed!



SSI SCHAEFER

704-944-4500

Please **DO NOT** place yard waste
or trash in this container.

NO!

Do **NOT** put these items in this cart

- No Garbage
- No Plastic Bags
- No Food Waste
- No Food Tainted Items (used paper plates, paper towels or paper napkins)
- No Polystyrene Cups or Plates
- No Motor Oil Bottles
- No Hazardous Chemical Containers
- No Plastic Toys or Sporting Goods
- No Electronics or Batteries
- No Compact Discs or DVD's
- No Foam Egg Cartons
- No Ice Cream Cartons
- No Light Bulbs
- No Hangers
- No Yard Waste or Garden Tools

8.50"

006

11.00"

Colors	<table border="1"> <tr><td>White</td><td>Blue</td></tr> <tr><td>Black</td><td>Yellow</td></tr> <tr><td>Red</td><td>Green</td></tr> <tr><td>Magenta</td><td>Cyan</td></tr> <tr><td>Grey</td><td>Dark Blue</td></tr> <tr><td>Light Blue</td><td>Dark Green</td></tr> <tr><td>Light Green</td><td>Dark Red</td></tr> <tr><td>Light Red</td><td>Dark Magenta</td></tr> <tr><td>Light Magenta</td><td>Dark Cyan</td></tr> </table>	White	Blue	Black	Yellow	Red	Green	Magenta	Cyan	Grey	Dark Blue	Light Blue	Dark Green	Light Green	Dark Red	Light Red	Dark Magenta	Light Magenta	Dark Cyan	SCHAEFER SYSTEMS INC. P.O. Box 006 11.00" x 8.50" 10 mil White Polyolefin SS1106-proof.cdrX3 JGL	00/00/10 SS1 RECYCLABLES © No SS1106 Printed By RC
White	Blue																				
Black	Yellow																				
Red	Green																				
Magenta	Cyan																				
Grey	Dark Blue																				
Light Blue	Dark Green																				
Light Green	Dark Red																				
Light Red	Dark Magenta																				
Light Magenta	Dark Cyan																				

Ordinance No. _____

AN ORDINANCE PROVIDING FOR THE SALE
AND CONSUMPTION OF ALCOHOLIC
BEVERAGES IN ELVA ROUSE PARK ON
MARCH 7, 2015, AND SEMINOLE PARK ON
APRIL 18, 2015; AND PROVIDING AN
EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Notwithstanding any other Ordinance of the City of St. Petersburg, the sale and consumption of alcoholic beverages shall be permissible on March 7, 2015, in Elva Rouse Park and on April 18, 2015, in Seminole Park.

SECTION 2. The sale and consumption of alcoholic beverages pursuant to Section 1 hereof shall only be allowed in conjunction with those events for which a permit has been issued pursuant to Section 21-31 of the St. Petersburg City Code.

SECTION 3. As part of the permit issued pursuant to Section 21-31 of the St. Petersburg City Code, the Mayor may impose reasonable conditions and restrictions concerning the event, including but not limited to conditions and restrictions concerning the sale and consumption of alcoholic beverages.

SECTION 4. Section 21-31(e)(11) of the St. Petersburg City Code shall not apply to permits issued pursuant to Section 21-31 of the St. Petersburg City Code for the event entitled 1st Annual Bocce Tournament to be held on March 7, 2015, in Elva Rouse Park and for the event entitled Historic Kenwood Pinot in the Park to be held on April 18, 2015, in Seminole Park; and

SECTION 5. A condition of any permit issued pursuant to this Ordinance shall be that the permittee comply with all applicable State Laws.

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

Approved as to form and content:

City Attorney (designee)

ST. PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: City Council Chair and City Council Members

SUBJECT: An Ordinance Enacting Year-End Appropriation Adjustments – FY14 Operating Budget & Capital Improvement Program Budget & Adjustments to the FY15 Budget

EXPLANATION / COST FUNDING ASSESSMENT INFORMATION:

This agenda item transitions budgets from the year just closed to the new budget year. For FY14, it adjusts budgets that exceeded annual appropriations and commits and assigns funds in the General Operating Fund for specific purposes. It also provides adjustments (supplemental appropriations) to the FY15 budget. Council is asked to approve an ordinance to enact these changes, as required by the Charter.

The agenda item is divided into three major parts. Each part may involve several types of transactions including appropriation transfers which generally have no affect on fund balance or supplemental appropriations, *which reduce the fund balance of the specified fund unless there are unanticipated revenues to support the expense overage.* This item is subdivided into the sections of the Ordinance giving a detailed description of the provisions within the Ordinance and reasons for each budget modification.

Back-up for the Ordinance is covered in Parts I, II, and III

Part I describes transactions which will clean up and finalize the **FY14 budget** (Ordinance Sections 1-5). The final accounting transactions for FY14 are being posted, requiring some adjustments to the **FY14** appropriations for both operations and capital projects. Additional appropriations are necessary to authorize expenditures in excess of budgeted amounts, even if related revenues are available to cover these expenses. State law requires that any budgetary adjustments to the prior year budget be made within 60 days of the close of the fiscal year.

Part II recommends commitments and assignments of funds remaining in the General Operating Fund at the close of **FY14** for a variety of purposes in **FY15** and the future. Commitments and assignments are not legal obligations to expend funds set-aside in the various categories and require appropriation by City Council in order to do so. These appear in Section 6 of the Ordinance.

Part III provides for supplemental appropriations, *which reduce the fund balance of the specified fund unless there are unanticipated revenues to support the expense overage,* to the **FY15** Budget, including re-appropriation of unexpended **FY14** monies and transfers, Ordinance Sections 7-9.

ATTACHMENTS: Ordinance for Council Action

APPROVALS:

Administrative:

Budget:

The image shows two handwritten signatures in black ink. The first signature is larger and more stylized, written over a horizontal line. The second signature is smaller and also written over a horizontal line. Both signatures appear to be in cursive or a similar fluid script.

**PRELIMINARY YEAR-END APPROPRIATION ADJUSTMENTS
FY14 OPERATING BUDGET &
CAPITAL IMPROVEMENT PROGRAM BUDGET**

This report presents recommendations for budget adjustments in various funds. Expenditure and revenue estimates are based on financial data through November 19, 2014. Budget adjustments are only required for entities that exceed previous appropriations for the entity as a whole. While some appropriations are made at the departmental level, such as the Fire Department, others are made at the administration level. For example, an appropriation would be required for the Leisure & Community Services Administration only if the expenditures exceeded the total appropriation for all departments within the administration. The Budget Ordinance is the guiding document for these requirements.

Supplemental appropriations are supported either by unanticipated revenue or by resources of the fund balance of the fund specified. Supplemental appropriations increase the total amount authorized in the fund.

PART I: FY14 APPROPRIATION ADJUSTMENTS

Ordinance Section 1

GENERAL FUND PRELIMINARY RESULTS

The total impact to the General Fund by the adjustments in Section 1 is an increase in expense of \$1,059,598. The increased subsidies were identified earlier as part of the year end estimates presented to the Budget, Finance and Taxation committee. After these budget adjustments are made, the General Fund fund balance will be increased by \$1,208,016. Expenditure and revenue estimates are based on financial data through November 19, 2014 and may require further adjustment when the final year end transactions are posted.

GENERAL OPERATING FUND – Appropriation Transfers

These appropriations cover expenditures which exceeded budget in FY14. *Appropriation transfers in the previous year have an impact on the fund balance as the funds had not been expended by year end.*

From: Budget Department- Contingency	(\$698,070)	Appropriation transfers are needed to move the funds budgeted in the General Fund contingency in order to increase the subsidy for Tropicana Field, Jamestown, the Golf Course, Pier, and the Port. An increase in the subsidy is needed due to higher event costs, repairs and maintenance, and decreased revenue. Transfers are also needed to move funds from contingency into the new Neighborhood Affairs Administration.
To:		
Tropicana Field	300,000	
Jamestown	99,400	
Golf Course	166,000	
Neighborhood Affairs	116,000	
Pier	10,000	
Port	6,670	

GENERAL OPERATING FUND – Supplemental Appropriations

These appropriations cover expenditures which exceeded budget in FY14. In some cases, revenue also exceeded the budget. *The net impact of these revenue and expenditure variances will be covered from the fund balance.*

Planning & Economic Development	992,000	A supplemental appropriation is needed because of grant reimbursements (\$2,240,615) to HUD for prior year activities.
Transfer to Sanitation	194,000	A transfer is needed to move the revenue received from the sale of property into the Sanitation Fund. The revenue was used for demolition expenses and these expenses occurred in the Codes division of the Sanitation Fund.
Police Grant Fund	27,528	A supplemental appropriation is needed for reimbursements for grant expenditures in prior years.
Transfer to Downtown Redevelopment	(3,740)	Transfers are needed to move the budget because the final transfers into the Tax Increment Funds were different after the final valuations were received.
Transfer to Bayboro Redevelopment	3,740	
Police	256,000	A supplemental appropriation is needed to move the FDOT grant award for the purchase of equipment for the Police eTicketing and eCrash system. This grant funding had been accepted on August 28, 2014 into the Operating Grant Fund. Subsequently, it was determined that the funds needed to be appropriated in the General Fund. The grant will provide the funds for this purchase.

ENTERPRISE & SPECIAL REVENUE OPERATING FUNDS – Supplemental Appropriations

These appropriations cover expenditures which exceeded budget. In some cases, revenue also exceeded the budget. The net impact of these revenue and expenditure variances will be covered from the fund balance in each individual fund.

School Crossing Guard Trust	50,000	This fund records the revenue collected from the parking ticket surcharge. A supplemental appropriation is needed to transfer the additional revenue to the General Operating Fund to reimburse the cost of the crossing guard program.
Pier	17,000	A supplemental appropriation is needed for security and maintenance of the Pier facility.
Sunken Gardens	111,200	A supplemental appropriation is needed because of higher costs for events. The event costs were offset by increased revenue.
Tropicana Field	32,000	A supplemental appropriation is needed because of higher costs for offsite traffic control.
Excise Tax Debt	85,000	Interest earnings in this fund are transferred to the Water Cost Stabilization Fund. A supplemental appropriation is needed because of higher interest earnings in the fund.
Sanitation	383,000	A supplemental appropriation is needed because of increased costs by the Codes Department in the Sanitation fund for increased demolition and securing of structures.

Airport	64,000	A supplemental appropriation is needed to cover the cost of kiosk furniture and associated equipment for the Airport Terminal. The cost of these enhancements will be returned from future revenue received from terminal lease tenants.
Golf Course	9,600	A supplemental appropriation is needed because of higher cost of commodities for resale. The increased sales were offset by increased revenue.
Jamestown	25,000	A supplemental appropriation is needed for pre-construction engineering costs for the Jamestown Phase 3 renovations that are not eligible for grant funding.
Operating Grant	(256,000)	A recission is needed to move the FDOT grant award for the purchase of equipment for the Police eTicketing and eCrash system. This grant funding had been accepted on August 28, 2014 into the Operating Grant Fund. Subsequently, it was determined that the funds needed to be appropriated in the General Fund. The grant will provide the funds for this purchase.

Ordinance Section 2

CAPITAL IMPROVEMENT FUNDS – Supplemental Appropriations

These appropriations cover CIP project expenditures which exceeded budget. In some cases, revenue also exceeded the budget. *The net impact of these revenue and expenditure variances will be covered from the fund balance of each individual fund.*

General Capital Improvement	449,896	Transfer to General Fund	The Future Annexation Project (\$250,000) and the Jordan School Project (\$199,896) were closed during the year. This transfer moves the funds back to the General Fund.
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Ordinance Section 3

INTERNAL SERVICE FUNDS – Increased Authorizations

These additional allocations cover expenditures which exceeded budget. In some cases, revenue also exceeded the budget. *The net impact of these revenue and expenditure variances will be covered from the fund balance of each individual fund.*

Life Insurance	1,850	A supplemental appropriation is needed because of higher costs for employee benefits. Funds are available in the Life Insurance fund balance.
Workers Compensation	1,007,000	A supplemental appropriation is needed because of large payouts for claims during the year. Funds are available in the Workers Compensation fund balance.

Ordinance Section 4

Ordinance 87-H is hereby amended by incorporating into said Ordinance all appropriations and adjustments to the operating and capital improvement budgets pertaining to the fiscal year ending September 30, 2014 made by previous resolution, and all supplemental appropriations and adjustments contained in this Ordinance, which pertain to the Fiscal Year ending September 30,

2014. Ordinance Number 87-H as amended as provided herein shall constitute the final budget for the Fiscal Year ending September 30, 2014.

**PART II: COMMITMENTS AND ASSIGNMENTS OF FUND BALANCES FOR
FY14 YEAR END**

Ordinance Section 5

Each year City Council has committed a portion of the General Operating Fund balance for specific purposes. Administration recommends the commitment and assignments of the following amounts totaling \$2.302 million within the General Operating Fund balance as of September 30, 2014. These commitments include amounts requested for re-appropriation during FY14.

OPERATING RE-APPROPRIATIONS \$2,015,421
This commitment provides for funds to be rolled over for contracts, grants, or purchase orders issued in 2014 under which purchases could not be completed due to timing or other issues.

LAND SALE PROCEEDS \$13,500
This commitment was created to provide a funding source for acquiring property. Proceeds from the sale of city properties valued at less than \$20,000 are deposited in the General Operating Fund and are to be used for acquiring property according to Resolution 2002-126 adopted by City Council on February 21, 2002.

QUALIFIED TARGET INDUSTRY (QTI) TAX REFUND PROGRAM \$15,000
This commitment was established to provide the city's share over the next five years for the QTI program, which provides funds to local businesses for the purpose of stimulating economic growth and employment. The amount of this commitment does not include 2015 because the FY15 payment for QTI (\$7,950) has already been appropriated in the FY15 budget.

LOCAL AGENCY PROGRAM (LAP) \$257,950
This commitment is established to provide the city's share over the next 15 years for maintenance of city roads and trails as a result of grant agreements with the Florida Department of Transportation (FDOT).

**PART III: FY14 CHANGES TO GENERAL OPERATING FUND, ENTERPRISE FUNDS,
SPECIAL REVENUE FUNDS, INTERNAL SERVICE FUNDS, CIP FUND BUDGETS &
TRANSFERS FOR ART IN PUBLIC PLACES**

Ordinance Section 6

RE-APPROPRIATION OF FY14 ENCUMBRANCES

Encumbrances are funded with fund balance from each respective fund. All of these amounts were previously appropriated in FY14 and have legal commitments for expenditure that will occur in FY15. These include the unspent portion of existing contracts. Actual encumbrances may be more or less after all financial transactions are posted.

General Operating Fund

Police	837,323
Fire	22,930
City Development Administration	49,508

Neighborhood Affairs Administration	3,000
Leisure Services Administration	888,019
General Government Administration	163,299
Public Works Administration	<u>51,342</u>
Total General Fund	2,015,421

All Other Funds

Emergency Medical Services	6,035
Local Housing Assistance	73,256
Parking	9,390
Law Enforcement	5,731
CDBG	79,079
Emergency Shelter Grant	7,423
HOME Program	296,529
Neighborhood Stabilization Program	40,824
Building Permit	6,328
Mahaffey Theater	98
Pier	5,242
Coliseum	281
Sunken Gardens	17,353
Tropicana Field	120
Police Grant	1,384
Operating Grant	20,416
Water Resources	816,213
Stormwater	36,469
Sanitation	173,793
Sanitation Equipment Replacement	721,700
Airport	16,016
Marina	192,085
Golf Course	2,725
Jamestown	6,033
Port	16,628
Fleet	40,395
Equipment Replacement	3,793,264
Municipal Office Buildings	45,229
ICS	240,830
Technology & Infrastructure	471,779
Supply Management	13,699
Health Insurance	983,101
Life Insurance	207,816
Billing & Collections	<u>20,998</u>
Total Other Funds	8,368,262

Ordinance Section 7

GENERAL FUND IMPACT

The total impact to the General Fund by the adjustments in Section 7 is an increase in expense of \$3,595,602. The transfers from contingency of \$2,272,358 were planned changes and budgeted as part of the FY 2015 budget planning process and will have no effect on fund balance. Of the \$1,521,010 in other General Fund supplemental appropriations, there are three items that have a revenue source totaling \$46,253. The net impact to the fund balance is \$1,474,757.

FY15 APPROPRIATION ADJUSTMENTS

GENERAL OPERATING FUND – Appropriation Transfers

Appropriation transfers from the FY15 contingency have no affect on fund balance.

From: Budget Department-Contingency	(2,272,358)	Appropriation transfers are needed to move the funds budgeted in the General Fund contingency for the salary increases. Funding for the salary increases was budgeted in the FY15 contingency and needs to be moved. An additional reduction to contingency of \$197,766 is being made to reflect the final taxable value amount received from the Property Appraiser on October 8, 2014. After these appropriation transfers are made, the balance in contingency will be \$1,058,258.
To:		
Police Department	990,867	
Fire Department	284,569	
City Development Administration	88,492	
General Government Administration	202,008	
Leisure Services Administration	323,699	
Neighborhood Affairs Administration	78,473	
Public Works Administration	106,484	

SUPPLEMENTAL APPROPRIATIONS

All supplemental appropriations are funded with fund balance from each respective fund or from unanticipated revenues. Some of these amounts (grants) were previously appropriated in FY14 and have legal commitments for expenditures that will occur in FY15.

GENERAL OPERATING FUND – FY15 Supplemental Appropriation

Community Services	149,769	A supplemental appropriation is needed to roll over the remaining funds for the completion of the Neighborhood Mini-Grant Program (\$27,500), the donations for the Family Fun Day (\$1,450), and roll over the remaining funds for the After School and Summer Youth Employment Programs (\$120,819).
Police	164,200	A supplemental appropriation is to provide funds for an Executive Secretary position needed (\$86,425) and funds to continue having 25 reserve officers perform work to in order to maintain their certification (\$77,775).
Fire	21,496	A supplemental appropriation is needed in order to repair two generators, one at station six and the other at station thirteen.
City Clerk	20,500	A supplemental appropriation is needed for expenses for the November 4, 2014 election in accordance with an agreement with the Pinellas County Supervisor of Elections.
Planning & Economic Development	800,242	A supplemental appropriation is needed to roll over the remaining funds for the downtown waterfront master plan (\$530,600), the Rebates for Rehabs program (\$234,961), the Economic Development Strategy (\$10,000), and the West Central Avenue Improvements (\$24,681).
Downtown Enterprise Facilities	17,303	A supplemental appropriation is needed for the city portion of ad valorem taxes at Al Lang. The new operating company of Al Lang, Big 3 Entertainment, will be invoiced for their portion but the city will be absorbing the amount of tax that will ultimately be flowing back to the city from the county.

Transfer to Technology Fund	347,500	A supplemental appropriation is needed to transfer to the Technology & Infrastructure Fund so that the city can upgrade the existing email system, GroupWise, to Microsoft Exchange and upgrade its Microsoft Office Plus environment to the Microsoft Office 365 platform. In addition to the Microsoft Email system this change will also provide all email users access to additional tools such as Microsoft Lync which provides audio and video conferencing facilities, Instant Messaging, Sharepoint for collaboration, online archiving and retrieval of email, spam filtering and virus and malware scanning (\$325,000). A transfer will also be needed for the city to purchase a transparency portal to provide citizens access to city budget and financial information (\$22,500).
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Other Funds FY15 Supplemental Appropriations

Local Housing Assistance	792,368	A supplemental appropriation is needed to roll over unspent grant funds.
Law Enforcement Trust	149,497	A supplemental appropriation is needed to roll over unspent forfeiture funds for various police programs.
Redevelopment Revenue	10,500	A supplemental appropriation is needed to transfer funds for the Al Lang Turf Project in the General Capital Improvement Fund.
Community Development Block Grant	642,643	A supplemental appropriation is needed to roll over unspent grant funds.
Emergency Shelter Grant	45,676	A supplemental appropriation is needed to roll over unspent grant funds.
HOME Program	1,707,038	A supplemental appropriation is needed to roll over unspent grant funds.
Neighborhood Stabilization Program	1,334,574	A supplemental appropriation is needed to roll over unspent grant funds.
Community Housing Donation	911	A supplemental appropriation is needed to roll over unspent grant funds.
Police Grant Trust	375,615	A supplemental appropriation is needed to roll over unspent grant funds for the JAG 2012 (\$106,690), JAG 2013 (\$135,896) and JAG 2014 (\$134,029) grants.
Water Resources	176,473	A supplemental appropriation is needed to roll over unspent grant funds for the Sensible Sprinkling Phase 6 and Toilet Rebate programs.
Stormwater	47,513	A supplemental appropriation is needed to roll over funds for the Gandy Blvd Tree Removal Project.
Sanitation	1,281,024	A supplemental appropriation is needed for debt service on the Sanitation bonds approved October 2 for the recycling program.
Municipal Office Buildings	83,500	A supplemental appropriation is needed for repairs at the Municipal Services Center. Funds are available in the Municipal Office Buildings fund balance.
Information & Communication Services	388,565	An increase in the authorization level of this internal service fund is needed to roll over funds budgeted, but not expended, in FY14 for the AP Automation project (\$203,780), training and implementation for new technologies (\$47,896), and software maintenance (\$136,889).
Technology & Infrastructure	1,373,523	An increase in the authorization level of this internal service fund is needed to update and redesign the city website (\$100,000), purchase Microsoft Exchange (\$325,000), a transparency portal (\$22,500), completion of the conversion of the city television station to high definition (\$52,100), and roll over unspent FY14 funds for software, equipment, and training (\$873,923).

CAPITAL IMPROVEMENT FUNDS – FY15 Supplemental Appropriations

General Capital Improvement	10,500	Al Lang Turf Replacement	A supplemental appropriation is needed for additional expenses.
Water Resources Capital Projects	6,425	Bond interest earnings adjustment- FY 09 Bond	A supplemental appropriation is needed to spend the interest earned on the bond proceeds.
Water Resources Capital Projects	20,345	Bond interest earnings – BAB’s Bond 80766	A supplemental appropriation is needed to spend the interest earned on the bond proceeds.
Water Resources Capital Projects	17,690	Bond interest earnings – Super BAB’s Bond 80767	A supplemental appropriation is needed to spend the interest earned on the bond proceeds.
Water Resources Capital Projects	54,255	Bond interest earnings adjustment Bond 80921	A supplemental appropriation is needed to spend the interest earned on the bond proceeds.
Water Resources Capital Projects	51,809	Bond interest earnings adjustment Bond 80985	A supplemental appropriation is needed to spend the interest earned on the bond proceeds.
Water Resources Capital Projects	60,000	FY13 Pay Go	A supplemental appropriation is needed to fully allocate the bond proceeds.
Water Resources Capital Projects	(93,000)	Taps, Meters, and Backflows	A rescission is needed to cover additional expenses due to unanticipated demand in other water system maintenance projects.
Water Resources Capital Projects	93,000	Reclaimed Main Extensions	A supplemental appropriation is needed because the work exceeded the budget due to customer driven requests.

Ordinance Section 8

TRANSFERS TO THE ART IN PUBLIC PLACES FUND

For public works projects with construction costs between \$100,000 and \$2,500,000, two percent (2%) is set aside for the acquisition of works of art. For public works with construction costs between \$2,500,001 and \$10,000,000, one percent (1%) is set aside for the acquisition of works of art. For public works projects with construction costs exceeding \$10,000,001, three-quarters of one percent (0.75%) is set aside for the acquisition of works of art. It is capped at \$500,000 for any single project. The following transfer, totaling \$44,500 to the Art in Public Places Fund, is based on FY14 transactions:

Recreation & Culture Capital Improvement Fund	\$44,500
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Approval of the attached ordinance is requested.

ORDINANCE NO. 144-H

AN ORDINANCE ENACTING YEAR-END APPROPRIATION ADJUSTMENTS FOR FISCAL YEAR 2014 FOR THE OPERATING BUDGET AND CAPITAL IMPROVEMENT PROGRAM BUDGET AND ADJUSTMENTS TO THE FISCAL YEAR 2015 BUDGET; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1: The following appropriation transfers and supplemental appropriations (numbers in parentheses denote reduced appropriations) to the City of St. Petersburg operating budget for the Fiscal Year ending September 30, 2014 are approved from the fund balance of each respective operating fund listed below:

General Operating Fund Appropriation Transfers:

From: Budget Department-Contingency	(698,070)
To: Tropicana Field Subsidy	300,000
Jamestown Advance	99,400
Golf Course Advance	166,000
Neighborhood Affairs	116,000
Pier Subsidy	10,000
Port Subsidy	6,670

Supplemental Appropriations:

General Operating Fund

General Government Administration	221,528
City Development Administration	992,000
Police	256,000
School Crossing Guard	50,000
Pier	17,000
Sunken Gardens	111,200
Tropicana Field	32,000
Excise Tax Debt	85,000
Jamestown	25,000
Operating Grant	(256,000)
Sanitation	383,000
Airport	64,000
Golf Course	9,600

Section 2: The following appropriation adjustments (numbers in parentheses denote reduced appropriations) to the City of St. Petersburg capital improvement program (CIP) budget for the Fiscal Year ending September 30, 2014 are approved from the fund balance of each respective CIP fund listed below:

General Capital Improvement Fund	
Transfer to General Fund	449,896

Section 3: The following increases to the Internal Service Fund authorizations are approved for the Fiscal Year ending September 30, 2014:

Life Insurance	1,850
Workers Compensation	1,007,000

Section 4: Ordinance No. 87-H is hereby amended by incorporating into said Ordinance all appropriations and adjustments to the operating and capital improvement budgets pertaining to the Fiscal Year ending September 30, 2014 made by previous resolution, and all supplemental appropriations and adjustments contained in this Ordinance which pertain to the Fiscal Year ending September 30, 2014. Ordinance No. 87-H, as amended as provided herein, shall constitute the final budget for the Fiscal Year ending September 30, 2014.

Section 5: The following amounts are established as Commitments and Assignments for future appropriation in the General Operating Fund Balance which commitments can be changed by a resolution of City Council:

Operating Re-appropriations	\$2,015,421
Land Sale Proceeds	13,500
Qualified Target Industry (QTI) Tax Refund Program	15,000
Local Agency Program (LAP)	257,950

Section 6: The following amounts encumbered during FY 2014 are re-appropriated for the Fiscal Year ending September 30, 2015 from the fund balance of the respective funds:

General Operating Fund:	
Police	\$837,323
Fire	22,930
City Development Administration	49,508
Neighborhood Affairs Administration	3,000
Leisure Services Administration	888,019
General Government Administration	163,299
Public Works Administration	51,342
Emergency Medical Services	6,035
Local Housing Assistance	73,256
Parking	9,390
Law Enforcement	5,731
Community Development Block Grant	79,079
Emergency Shelter Grant	7,423
HOME Program	296,529
Neighborhood Stabilization Program	40,824
Building Permit Special Revenue	6,328
Mahaffey Theater	98
Pier Operating	5,242
Coliseum Operating	281
Sunken Gardens	17,353
Tropicana Field	120
Police Grant	1,384
Operating Grant	20,416
Water Resources	816,213

Stormwater	36,469
Sanitation	173,793
Sanitation Equipment Replacement	721,700
Airport Operating	16,016
Marina Operating	192,085
Golf Course Operating	2,725
Jamestown	6,033
Port Operating	16,628
Fleet Management	40,395
Equipment Replacement	3,793,264
Municipal Office Buildings	45,229
Information & Communication Services	240,830
Technology & Infrastructure	471,779
Supply Management	13,699
Health Insurance	983,101
Life Insurance	207,816
Billing & Collections	20,998

Section 7: The following appropriation transfers and supplemental appropriations (numbers in parentheses denote reduced appropriations) to the City of St. Petersburg operating budget for the Fiscal Year ending September 30, 2015 are approved from the fund balance of each respective operating fund listed below:

General Operating Fund Appropriation Transfers:

From: Budget Department-Contingency	(2,272,358)
To: Police	990,867
Fire	284,569
City Development Administration	88,492
General Government Administration	202,008
Leisure Services Administration	323,699
Neighborhood Affairs Administration	78,473
Public Works Administration	106,484

Supplemental Appropriations:

General Government Administration	368,000
Neighborhood Affairs Administration	149,769
Police	164,200
Fire	21,496
City Development Administration	817,545
Local Housing Assistance	792,368
Law Enforcement Trust	149,497
Redevelopment Revenue	10,500
Community Development Block Grant	642,643
Emergency Shelter Grant	45,676
HOME Program	1,707,038
Neighborhood Stabilization Program	1,334,574
Community Housing Donation	911
Police Grant Trust	375,615
Water Resources	176,473
Stormwater	47,513
Sanitation	1,281,024

Municipal Office Buildings	83,500
Information & Communication Services	388,565
Technology & Infrastructure	1,373,523

General Capital Improvement:	
Al Lang Turf Replacement	10,500
Water Resources Capital Projects:	
FY09 Bond TBD	6,425
BABs TBD Project	20,345
Super BABs TBD Project	17,690
Bond Interest Earnings Adjustments	106,064
FY13 Pay Go Project	60,000
Taps, Meters, & Backflows	(93,000)
Reclaimed Main Extensions	93,000

Section 8: The transfer from the following fund to the Art in Public Places Fund is approved based on projects meeting the City Code Percent for the Arts criteria:

Recreation & Culture Capital Improvement Fund	\$44,500
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Section 9: All appropriations contained in this Ordinance regarding the budget for Fiscal Year ending September 30, 2015 may be amended in accordance with the City Code or as provided for in Ordinance No. 133-H.

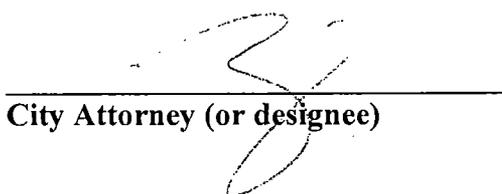
Section 10: In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

APPROVED BY DEPARTMENT:



Budget Department

APPROVED AS TO FORM AND SUBSTANCE:



City Attorney (or designee)

ST. PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable Bill Dudley, Chair, and Members of City Council

SUBJECT: **City File: FLUM 21-A:** City-initiated application proposing amendments to the Future Land Use Map and Official Zoning Map designations for the Harris School property, located at 4600 Haines Road, between 19th Street North and 21st Street North.

A detailed analysis of the request is provided in Staff Report FLUM 21-A, attached.

- REQUEST:** (A) ORDINANCE ____-L amending the Future Land Use Map designation from Institutional to Residential Medium.
- (B) ORDINANCE ____-Z amending the Official Zoning Map designation from NT-1 (Neighborhood Traditional) to NSM-1 (Neighborhood Suburban Multifamily), or other less intensive use.
- (C) RESOLUTION _____ requesting an amendment to the Countywide Future Land Use Plan Map, as described above, to comply with the requirements of the Pinellas Planning Council and Pinellas County Board of County Commissioners.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: Six (6) phone calls have been received: two (2) supporting the application, one (1) opposed, and three (3) requesting additional information.

Community Planning & Preservation Commission (CPPC): On October 14, 2014 the CPPC held a public hearing regarding these amendments, and voted unanimously (7 to 0) to recommend APPROVAL. In a separate vote, the Commission also voted unanimously to recommend to City Council that they evaluate the property for a potential landmark designation during their review and approval process of the land use and zoning amendments.

City Council Action: On November 6, 2014 the City Council conducted the first reading of the proposed ordinances and set the second reading and adoption public hearing for November 24, 2014.

Potential Landmark Designation: A summary of the evaluation conducted by City staff pertaining to the subject property's potential for local historic landmark designation will be provided to the City Council members.

Recommended City Council Action: 1) CONDUCT the second reading of the proposed ordinances; 2) CONDUCT the public hearing; AND 3) ADOPT the ordinances and associated resolution.

Attachments: Ordinances (2), Resolution, CPPC Minutes, Staff Report

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY GENERALLY LOCATED AT 4600 HAINES ROAD, BETWEEN 19TH STREET NORTH AND 21ST STREET NORTH, FROM INSTITUTIONAL TO RESIDENTIAL MEDIUM; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Local Government Comprehensive Planning and Land Development Regulation Act; and

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Comprehensive Plan and Future Land Use Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Future Land Use Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Future Land Use Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Local Government Comprehensive Planning and Land Development Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

Property

HARRIS SCHOOL ADDITION BLOCK A, LOTS 1 TO 9 & VACANT 16-FOOT ALLEY & UNPLATTED TRACT ADJACENT ON EAST, DESCRIBED BEGINNING SOUTHEAST CORNER OF SAID LOT 1 BLOCK A, THENCE NORTH 185.4 FEET, THENCE SOUTHEASTERLY 322 FEET SCALED ALONG SOUTHERNLY RIGHT OF WAY OF HAINES ROAD, THENCE 6 FEET SCALED, THENCE WEST 272 FEET SCALED TO POINT OF BEGINNING.

Land Use Category

From: Institutional

To: Residential Medium

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM 21-A
(Land Use)

 = 10-13-14
PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT DATE


ASSISTANT CITY ATTORNEY 10/15/14 DATE

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTY GENERALLY LOCATED AT 4600 HAINES ROAD, BETWEEN 19TH STREET NORTH AND 21ST STREET NORTH, FROM NT-1 (NEIGHBORHOOD TRADITIONAL) TO NSM-1 (NEIGHBORHOOD SUBURBAN MULTIFAMILY); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The Official Zoning Map of the City of St. Petersburg is amended by placing the hereinafter described property in a Zoning District as follows:

Property

HARRIS SCHOOL ADDITION BLOCK A, LOTS 1 TO 9 & VACANT 16-FOOT ALLEY & UNPLATTED TRACT ADJACENT ON EAST, DESCRIBED BEGINNING SOUTHEAST CORNER OF SAID LOT 1 BLOCK A, THENCE NORTH 185.4 FEET, THENCE SOUTHEASTERLY 322 FEET SCALED ALONG SOUTHERNLY RIGHT OF WAY OF HAINES ROAD, THENCE 6 FEET SCALED, THENCE WEST 272 FEET SCALED TO POINT OF BEGINNING.

District

From: NT-1 (Neighborhood Traditional)

To: NSM-1 (Neighborhood Suburban Multifamily)

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. This ordinance shall become effective upon the date the ordinance adopting the required amendment to the City of St. Petersburg Comprehensive Plan's Future Land Use Map becomes effective (Ordinance ___-L).

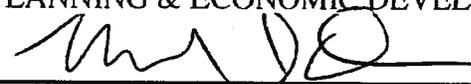
APPROVED AS TO FORM AND SUBSTANCE:

FLUM 21-A
(Zoning)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

10-13-14

DATE


ASSISTANT CITY ATTORNEY

10 | 15 | 14
DATE

RESOLUTION NO. 2014-____

A RESOLUTION TRANSMITTING A PROPOSED AMENDMENT TO THE CITY OF ST. PETERSBURG LOCAL GOVERNMENT COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the St. Petersburg City Council has held the requisite public hearing in consideration of a request to amend the Local Government Comprehensive Plan; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg Comprehensive Plan amendment, and determined it to be consistent with the Countywide Future Land Use Plan and Rules.

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

That the City Council of St. Petersburg does hereby transmit the proposed amendment to the Local Government Comprehensive Plan to the Pinellas Planning Council (PPC) for a consistency review with the Countywide Future Land Use Plan and Rules.

This Resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE:

City File FLUM 21-A



PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT 10-23-14
DATE



ASSISTANT CITY ATTORNEY 10/27/14
DATE



CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
October 14, 2014

IV. QUASI-JUDICIAL PUBLIC HEARING

A. FLUM-21-A

Contact Person: Rick MacAulay, 551-3386

Location: The subject property is the Pinellas County School District, Harris School site, estimated to be 2.1 acres in size and generally located at 4600 Haines Road, between 19th Street North and 21st Street North.

Request: This is a City-initiated application requesting that the Future Land Use Map designation be amended from Institutional to Residential Medium and that the Official Zoning Map designation be amended from NT-1 (Neighborhood Traditional) to NSM-1 (Neighborhood Suburban Multifamily), or other less intensive use.

Staff Presentation

Rick MacAulay gave a presentation based on the staff report.

Commissioner Michaels asked if the proposed use is for educational purposes as stipulated by Mr. Harris, the original property owner. Mr. MacAulay stated that he will defer to the Pinellas County School District staff members to answer. However, a portion of the "Starting Right, Now" program is educational for the teens that will be residing there.

Commissioner Michaels asked if the proposed use can be accommodated under the current land use and zoning designation. Mr. MacAulay stated that the current Institutional Land Use Designation reflects ownership and use of the property by the School Board; Institutional would not be an appropriate plan designation for the new user, Residential Medium is the more appropriate designation and the current NT-1 (Neighborhood Traditional zoning) would not accommodate their desired use. A zoning district which allows multifamily uses would allow the proposed use.

Commissioner Michaels asked if the proposed land use and zoning, if approved, would remain in place if development permits are denied. Mr. MacAulay replied, yes, until the City or Pinellas County Schools decides to change it back again. However, the proposed land use and zoning designations would allow a school facility (public or private), a church or other institutional-type uses to continue to operate eliminating the need to automatically change the land use and zoning designations back.

Commission Chair Carter asked when the last land use and zoning change had taken place. Mr. MacAulay stated that the City-wide rezoning took place in 2007 when the new Land Development Regulations took effect.

The land use of the subject property did not change from Institutional reflecting the School Board use and ownership; however, the zoning changed to NT-1 for uniformity with the zoning of the surrounding property.

Public Hearing

Lori Matway, Associate Superintendent with the Pinellas County Schools and representing the School Board and Superintendent, spoke in support of the request. Ms. Matway stated that the Pinellas County School District has approximately 3,000 homeless students and the program "Starting Right, Now" that began in Hillsborough County will be replicated in Pinellas County. Ms. Matway stressed, in response to Commissioner Michaels' question that the use is educational, ensuring that a mentor will be assigned to each student to work on educational as well as social behavioral issues on campus.

Peter Belmont representing St. Petersburg Preservation cited Comprehensive Plan Policy HP2.8; "The City will request the Pinellas County School Board designate eligible school buildings to the St. Petersburg Register of Historic Places under the local ordinance and the National Register of Historic Places. The City shall assist the School Board in identifying the buildings appearing to qualify as historic landmarks." Mr. Belmont then asked that that the Commission consider making a recommendation to City Council that Council initiate the land marking of this school building.

Vicki Sokolik, Founder and Executive Director of Starting Right, Now, spoke in support of the request. Ms. Sokolik gave an overview of the program; when, where and how the program began as well as the goals of the program.

Teresa Livingston, 710 – 115th Ave, Treasure Island and rental property owner near the Harris School, spoke against the request; concerned about falling property values and safety issues for both the students and her renters.

Susan Guttentag, Vice President of Starting Right, Now, spoke in support of the request. Ms. Guttentag explained that several interviews are conducted with the students to determine which ones will be accepted into the program. Ms. Guttentag also stated that the property values around their building in Tampa on Bayshore Blvd. have not decreased.

Commissioner Michaels asked about any safety concerns where the public may have been affected by the program's operations. Ms. Guttentag stated that the Police Commissioner praised their program stating it is one of the best programs he has been involved with in Hillsborough County with no safety or security issues whatsoever.

Robin Reed, 705 – 16th Ave NE, stated her appreciation of the program and the re-use of this building, and her agreement with Mr. Belmont in recommending that this building be recognized as a possible historic landmark.

Executive Session

Commissioner Wannemacher voiced her support of the request; creating an opportunity for adaptive reuse.

Commissioner Michaels voiced his concern about the possible historic importance of the property and then asked staff if the subject property had been evaluated for possible landmarking. Mr. MacAulay stated that he is

unaware of any type of research that had been done by the historic preservation staff for the potential landmarking of this site.

Commissioner Michaels asked about the scope of renovations stated in the staff report. Mr. MacAulay deferred to Ms. Sokolik to answer. Ms. Sokolik stated that they are fully committed to restoring the property, both inside and outside, with the intent to make it look and feel like home.

Commission Chair Carter asked what was done to study the structure of the property. Ms. Sokolik stated that they had two architects and the builder review the site with them and they are aware of the problems needing to be resolved (e.g.: asbestos, termite infestation, roof collapsing in one area). The site has been studied several times and a plan is actually in place

Commissioner Smith asked about the number of homeless teens in St. Petersburg. Ms. Matway stated that she does not have the exact number for St. Petersburg.

Commissioner Reese asked that if the request is approved, would it impact an historic designation of this property in the future. Mr. MacAulay replied that it would not negate the ability to file an application pursuing landmark status in the future.

Commissioner Michaels asked if restoring means back to its original state or something else. Ms. Sokolik stated that the building's exterior will be painted but will remain the same with no changed or added structures. The interior of the school will need to be gutted to accommodate residential areas, meeting rooms and offices.

Commissioner Michaels stated that he is in favor the program but would also like the Commission to consider beginning the process of considering the property for possible landmarking and make an amendment asking staff to evaluate the subject property for potential landmarking in the future.

Commissioner Wolf stated his agreement with Commissioner Michaels and suggested moving this forward with a recommendation that it be considered during the process.

Michael Dema stated that a separate motion is suggested recommending City Council initiate an inquiry into the possible historic designation apart of the application before them today. Commissioners Michaels and Wolf voiced their agreement with Mr. Dema's suggestion.

Commissioner Wolf stated his belief that the land use and zoning amendments are consistent with the Comprehensive Plan and he will vote to support the request.

1st MOTION: ***Commissioner Wolf moved and Commissioner Smith seconded a motion approving the Future Land Use Map designation and Official Zoning Map designation amendments in accordance with the staff report.***

VOTE: ***YES – Michaels, Reese, Wannemacher, Wolf, Carter, Smith, Whiteman***
NO - None

Motion was approved by a vote of 7 to 0.

2nd MOTION: *Commissioner Wolf moved and Commissioner Michaels seconded a motion to recommend to City Council that they evaluate the property for a potential landmark designation during their review and approval process of the land use and zoning amendments.*

VOTE: *YES – Michaels, Reese, Wannemacher, Wolf, Carter, Smith, Whiteman
NO - None*

Motion was approved by a vote of 7 to 0.

DRAFT



Staff Report to the St. Petersburg Community Planning & Preservation Commission

Prepared by the Planning & Economic Development Department,
Urban Planning and Historic Preservation Division

For Public Hearing and Executive Action on October 14, 2014
at 3:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-21-A
Agenda Item #1

According to Planning and Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT: City of St. Petersburg
City Hall - 175 5th Street North
St. Petersburg, FL 33701

PROPERTY OWNER: The School Board of Pinellas County, Florida
301 4th Street SW
Largo, FL 33770

SUBJECT PROPERTY:

The triangular-shaped subject property, estimated to be 2.1 acres in size, is generally located at 4600 Haines Road, between 19th Street North and 21st Street North.

PIN/LEGAL:

The parcel identification number is 01/31/16/37080/001/0010 and the legal description is attached.

REQUEST:

The request is to amend the Future Land Use Map designation from Institutional to Residential Medium and the Official Zoning Map designation from NT-1 (Neighborhood Traditional) to NSM-1 (Neighborhood Suburban Multifamily), or other less intensive use.

PURPOSE:

The requested Residential Medium and NSM-1 designations will permit the adaptive reuse of the Harris School as a residential facility for high school students who have become homeless. The facility will be operated by Starting Right, Now (SRN), a non-profit organization whose mission is to provide programs to meet the needs of the growing population of homeless families and children. (Additional information pertaining to SRN and a brief history of the Harris School property are provided in the Staff Analysis section of this report.)

EXISTING USES:

The existing school buildings have been vacant since September 2011.

SURROUNDING USES:

The surrounding uses are as follows:

- North: commercial businesses, but primarily single family residences
- South: single and multifamily residences
- East: commercial businesses, but primarily single family residences
- West: two legal, nonconforming businesses, but primarily single family residences

NEIGHBORHOOD ASSOCIATION:

The subject property is located within the Harris Park Neighborhood Assoc., and immediately south and west of the Greater Grovemont Neighborhood Assoc. Both associations, plus all owners of property located within 200-feet of the subject area, received a 30-day notice in advance of this CPPC meeting.

ZONING HISTORY:

From 1977 to 2007, the subject property was designated with RM-12/15 (Residential Multifamily) zoning. The current NT-1 (Neighborhood Traditional) single family zoning has been in place only since September 2007, following implementation of the City's Vision 2020 Plan, the city-wide rezoning and update of the City Code, Chapter 16, Land Development Regulations (LDRs).

APPLICABLE REGULATIONS:

The triangular-shaped subject property is estimated to be 2.1 acres, or 91,475 square feet (mol), in size.

The minimum lot size for a single family home in the NT-1 zoning district is 5,800 sq. ft., thus, based solely on the size of the property, development potential under the present zoning designation is 16 single family homes. The NT-1 district also permits accessory dwelling units, thus, while unlikely, a total of 32 residential units could be developed. It should be noted that the shape of the property would likely limit the total number of single family homes constructed, unless significant variances were to be approved for lot width and building setbacks, etc.

Development potential under the requested NSM-1 zoning designation is 32 multifamily units, calculated at a density of 15 units per acre. A workforce housing density bonus of six (6) units per acre could increase the total to 45 units.

STAFF ANALYSIS:

As has been described, the triangular-shaped subject property, estimated to be 2.1 acres in size, is generally located at 4600 Haines Road, between 19th Street North and 21st Street North. The property is owned by Pinellas County Schools, and has historically been used as the Harris Public School. There has been no activity on the site for the past three years.

Representatives from the non-profit organization Starting Right, Now (SRN) approached both Pinellas County Schools and the City within the past year, expressing interest in using the existing buildings and property. SRN is described as a program meeting the needs of the growing population of homeless families and children in Hillsborough (and now Pinellas) County. Specifically, it is SRN's desire to renovate and adaptively reuse the Harris School buildings and property for the purpose of establishing a residential-type facility for high school students who have become homeless. On August 21, 2014 the St. Petersburg City Council voted unanimously to initiate the Future Land Use Map and Official Zoning Map amendments needed to accommodate the anticipated adaptive reuse of the existing buildings (Resolution 2014-357).

An SRN representative has indicated that the existing buildings will be renovated to serve approximately 40 program "participants." While there is no binding commitment or obligation on the part of SRN to use the property if the land use and zoning changes are ultimately approved, it has been stated that an initial eight (8) year land lease is being negotiated with Pinellas County Schools, with options to extend the lease.

It is important to note that the City staff analysis and recommendation provided here are based on a review of the consistency of the proposed land use and zoning changes with the Comprehensive Plan, *and not a special exception use or site plan*. If the land use and zoning changes are ultimately approved, an application for a special exception use, including a site plan, will be submitted to the City for review and action by the Development Review Commission (DRC).

Harris School Property – Brief History

The site was willed to the newly created Pinellas School Board in 1912, by Mr. A. Harris to be used for educational purposes only. The property was originally called The Harris School or Harris Elementary, and it started as a one-room weather-boarded house with volunteer labor and donations from the community. The Pinellas School Board provided seats and desks, and the first teacher had 15 pupils. In 1924, the current building was constructed replacing the 1912 Harris School. During the 1924-1925 academic year, enrollment in the “new” Harris School rose to over 100 students.

In the late 1970’s the school was closed for students, and re-opened to serve as administrative offices for curriculum and instruction supervisors. However, the offices were moved and the school was once again closed.

The Harris School went on to serve the community by opening its doors once again in the early 2000’s. The school became Harris/TIPS (Teenage Information for Pregnant and Parenting Students), essentially a drop-out prevention school, providing educational opportunities and services for students by creating a safe, positive and goal-oriented learning environment. The new program was designed as a center to serve 75 teen parents, Grades 6 through 9, while students in Grades 10 through 12 could be enrolled with the approval of dropout prevention services staff. Childcare was provided on-site for the children of 38 teen parents. Harris/TIPS served as both a drop-out prevention school as well as a teaching school, providing much needed parenting and life skills. The program ended in September 2011 and the school was closed, and has remained closed, for the past three years.

Consistency and Compatibility

The primary issues associated with this City-initiated application are consistency and compatibility; specifically, the consistency of the proposed land use and zoning designations with the surrounding land use and zoning pattern, and the compatibility of uses permitted under the new designations with surrounding uses.

To begin with, the triangular-shaped subject property can be seen as an “island” of land separated from the predominantly single family residential surrounding area by Haines Road, 19th and 21st Streets, and 46th Avenue. While predominantly single family, the surrounding area does include a mix of multifamily properties as well as commercial and industrial businesses. While not identical, the proposed Residential Medium and NSM-1 designations are not inconsistent with the surrounding Planned-Redevelopment Residential and NT-1 designations with regard to density (15 units/acre). The proposed designations are also less intensive than the mixed-use commercial designations (Planned Redevelopment – Mixed Use and CCT-1) found on the north side of Haines Road, across from the subject property. It should also be noted that prior to 2007, the zoning designation for the subject property was RM-12/15 (Residential Multifamily), nearly identical to the proposed NSM-1 zoning.

The uses permitted under the proposed designations, e.g., single family homes, apartments, townhomes or condominiums, are also compatible with the uses permitted under the surrounding land use and zoning designations, e.g., single family homes with accessory dwelling units. The existing and proposed designations all permit single family and "multifamily-type" development as well as institutional uses, including public and private schools, and churches. City staff firmly believes that with the roadway network acting as a physical separator, the proposed designations provide for a compatible land use transition consistent with Policy 3.4 which states that *the Land Use Plan shall provide for a compatible land use transition through an orderly land use arrangement, proper buffering and the use of physical and natural separators.*

As has been stated, the established character of the general area is single family residential and will remain so. However, in the immediate area there are existing commercial properties (located north, northwest and east of the subject site) including at least two businesses that are closed, and several legal nonconforming uses. Given the history of uses on the subject property, the anticipated use should not negatively impact the surrounding residential area. Thus, the proposed designations are deemed to be consistent with Policy LU3.6 which states that *land planning shall weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated.*

Policy LU3.8 of the City's Comprehensive Plan *seeks to protect existing residential uses from incompatible uses and other intrusions that may detract from an area's long-term desirability.* Given the history of institutional-type uses operating on the subject property, if approved, the requested designations will arguably not result in a more intrusive or intensive use on the site. As previously noted, the property has been utilized as a 100-student public school, administrative offices for Pinellas School curriculum and instruction supervisors, and most recently as a drop-out prevention school designed for 75 teen parents. The proposed Residential Medium and NSM-1 designations will accommodate the anticipated use - that being a residential facility for as many as 40 homeless teenagers. City staff believes that these proposed land use and zoning designations, and the anticipated use, will not detract from the area's long-term desirability, consistent with Policy LU3.8.

The overall proposal presented here is also consistent with Objective LU26 of the Comprehensive Plan which states *that the City's LDRs shall continue to support the adaptive reuse of existing and historic buildings.*

St. Petersburg Vision 2020 Plan

The St. Petersburg Vision 2020 Plan, adopted by the City Council in October 2002, included 15 citizen-based themes with mission statements voted on by the participants. The approved mission statements for the Appearance and Neighborhoods themes both included *adaptive re-use of quality old buildings* (emphasis added) as something the participants "liked." Thus, in addition to Objective LU26, City staff deems this

application to be consistent with Objective VI of the Comprehensive Plan, which states that *when considering the probable use of land in a development application, the principles and recommendations noted in the Vision Element should be considered, where applicable.*

Level of Service (LOS) Impact

The Level of Service (LOS) impact section of this report concludes that the proposed Plan change and rezoning will not alter the City's population or the population density pattern or have a negative effect upon the adopted LOS standards for public services and facilities including schools, potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

Final Comment

It bears repeating that the City staff analysis and recommendation provided here are based on a review of the consistency of the proposed land use and zoning changes with the Comprehensive Plan, *and not a special exception use or site plan.* If the land use and zoning changes are ultimately approved, an application for a special exception use, including a site plan, will be submitted to the City for review and action by the Development Review Commission.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that the subject property will meet the requirements of Concurrency at the time development permits are requested. **Completion of this land use plan change and rezoning does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner will have to comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the proposal to amend the Future Land Use Map designation from Institutional to Residential Medium, and Official Zoning Map designation from NT-1 (Neighborhood Traditional) to NSM-1 (Neighborhood Suburban Multifamily), or less intensive use, on the basis that the proposal is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

**RESPONSES TO RELEVANT
CONSIDERATIONS ON AMENDMENTS
TO THE LAND USE PLAN:**

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

- VI When considering the probable use of land in a development application, the principles and recommendations noted in the Vision Element should be considered where applicable.

- VI.1 Development decisions and strategies shall integrate the guiding principles found in the Vision Element with sound planning principles followed in the formal planning process.

- LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.

- LU3.6 Land planning should weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated.

- LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.

- LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.

- LU26 The City's LDRs shall continue to support the adaptive reuse of existing and historic buildings in order to maximize the use of existing infrastructure, preserve natural areas from being harvested for the production of construction materials, minimize the vehicle miles traveled for transporting new construction materials over long distances, preserve existing natural carbon sinks within the City, and encourage the use of alternative transportation options.

- b. Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.**

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

- c. Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.**

The proposed change will not alter population or the population density pattern and thereby impact residential dwelling units and or public schools.

- d. Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.**

The following analysis indicates that the proposed change *will not* have a significant impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. Should the proposed land use change and rezoning for the subject property be approved, the City has sufficient capacity to meet all demands.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 28.3 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 79 gallons per capita per day. The demand for potable water may increase slightly under the proposed NSM-1 zoning however, there will be no impact on the City's adopted LOS standard.

WASTEWATER

The subject property is served by the Northeast Water Reclamation Facility, which presently has excess capacity estimated to be 7.71 million gallons per day. There is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste *disposal* is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

Existing Conditions

The subject property has been vacant for approximately three (3) years. Haines Road is classified as a “collector” roadway, and is presently operating at a level of service (LOS) “C” between Dr. Martin Luther King Jr. St. N. and 54th Avenue N.

Trip Generation Under the Existing Institutional and Proposed Residential Medium Future Land Use Map Designations

The vehicle trip generation rate under the existing Institutional land use is approximately 38 p.m. peak hour trips, calculated as follows:

Step a. 192 avg. daily trips per acre of INST land x 2.1 acres =
 approximately 403 avg. daily trips

Step b. 403 avg. daily trips x .095 percent = approximately 38 p.m. peak
 hour trips

The vehicle trip generation rate under the requested Residential Medium land use is approximately 20 p.m. peak hour trips, calculated as follows:

Step a. 102 avg. daily trips per acre of RM land x 2.1 acres =
 approximately 214 avg. daily trips

Step b. 214 avg. daily trips x .095 percent = approximately 20 p.m. peak
 hour trips

Thus, an amendment from Institutional to Residential Medium will likely result in a net decrease of 18 p.m. peak hour trips.

MASS TRANSIT

PSTA does not provide local transit service along Haines Road. The closest bus route is located on 16th Street, approximately three blocks east of the subject property.

RECREATION

The City's adopted LOS for recreational acreage, which is 9 acres per 1,000 population, will not be impacted by this proposed rezoning. Under both the existing and proposed zoning, the LOS citywide will generally remain at 21.9 acres per 1,000 population.

STORMWATER MANAGEMENT

Prior to development of the subject property, site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all city and SWFWMD stormwater management criteria. Also, there is an existing stormwater pond on the subject property that will be relocated and reconfigured to accommodate the proposed use.

- e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.**

The land area is both appropriate and adequate for the anticipated use of the subject property.

- f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.**

There are approximately 100 acres of vacant land in the City designated with NSM-1 zoning.

- g. Whether the proposed change is consistent with the established land use pattern.**

While predominantly single family, the surrounding area does include a mix of multifamily properties as well as commercial and industrial businesses. While not identical, the proposed Residential Medium and NSM-1 designations are not inconsistent with the surrounding Planned-Redevelopment Residential and NT-1 designations with regard to density (15 units/acre). The proposed designations are also less intensive than the mixed-use commercial designations (Planned Redevelopment – Mixed Use and CCT-1) found on the north side of Haines Road, across from the subject property.

- h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.**

The existing NT-1 zoning district boundaries are logically drawn in relation to existing conditions.

- i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.**

Not applicable, as both the present Institutional and proposed Residential Medium designations permit residential uses.

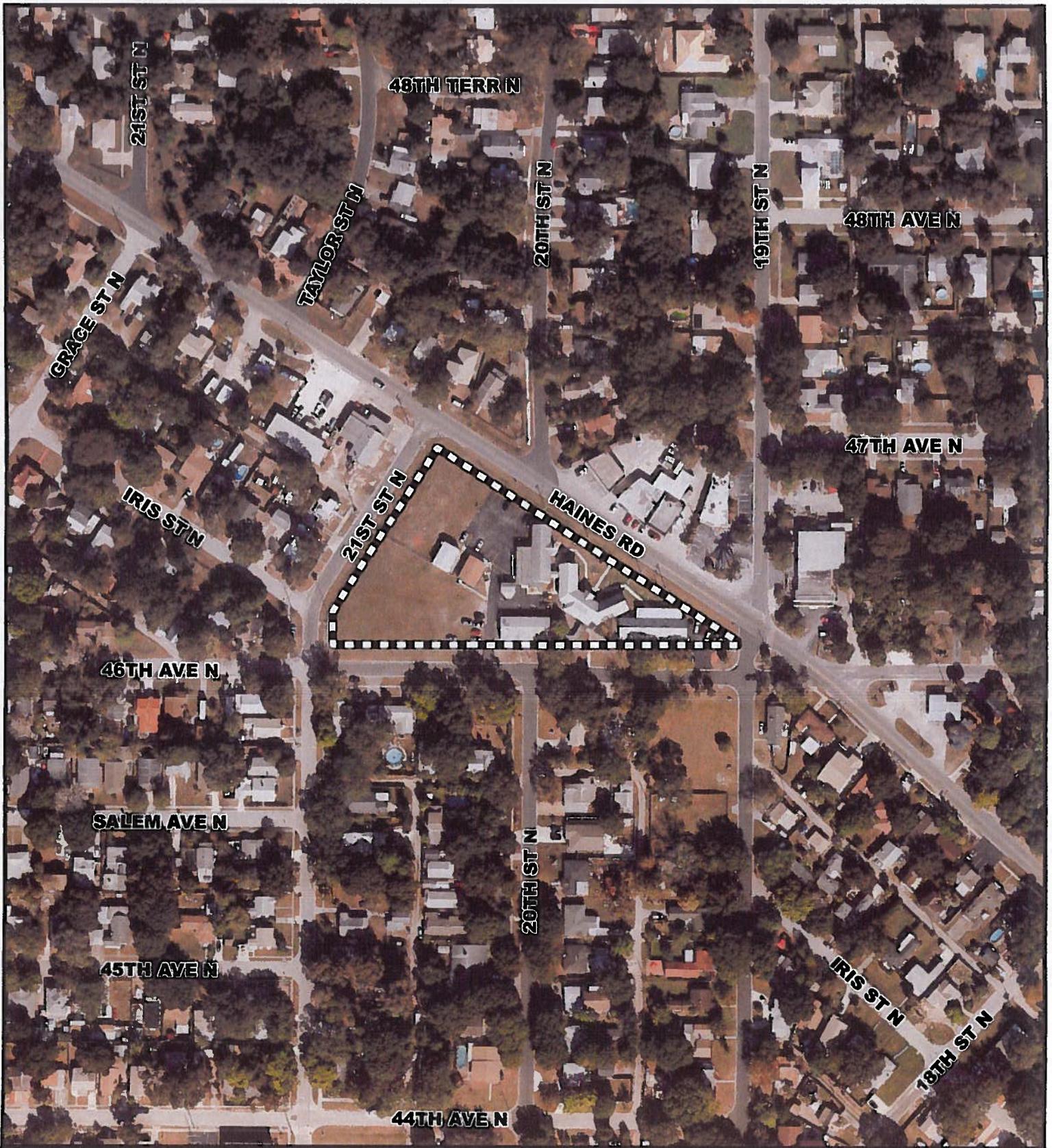
- j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.**

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is located in the "X-Zone," i.e., not in the flood zone, and the property is not located within the CHHA (Coastal High Hazard Area).

- k. Other pertinent information.** None

LEGAL DESCRIPTION

HARRIS SCHOOL ADD BLK A, LOTS 1 TO 9 & VAC 16FT ALLEY & UNPLATTED TRACT ADJ ON E DESC BEG SE COR OF SD LOT 1 BLK A TH N 185.4FT TH SE'LY 322FT(S) ALG S'LY R/W OF HAINES RD TH S 6FT(S) TH W 272FT(S) TO POB



AERIAL

CITY FILE

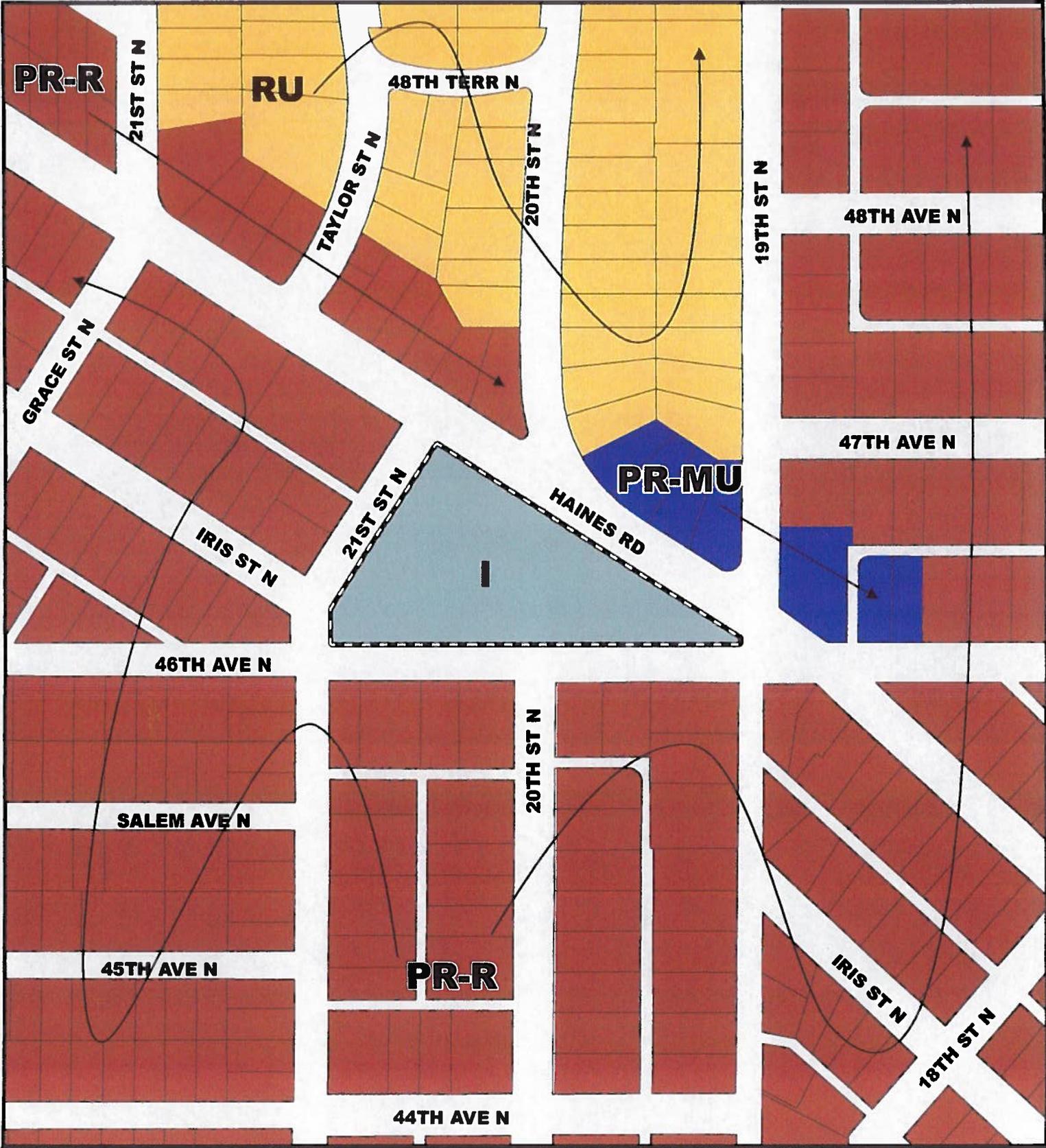
FLUM-21-A

SCALE: 1" = 185'



SUBJECT AREA





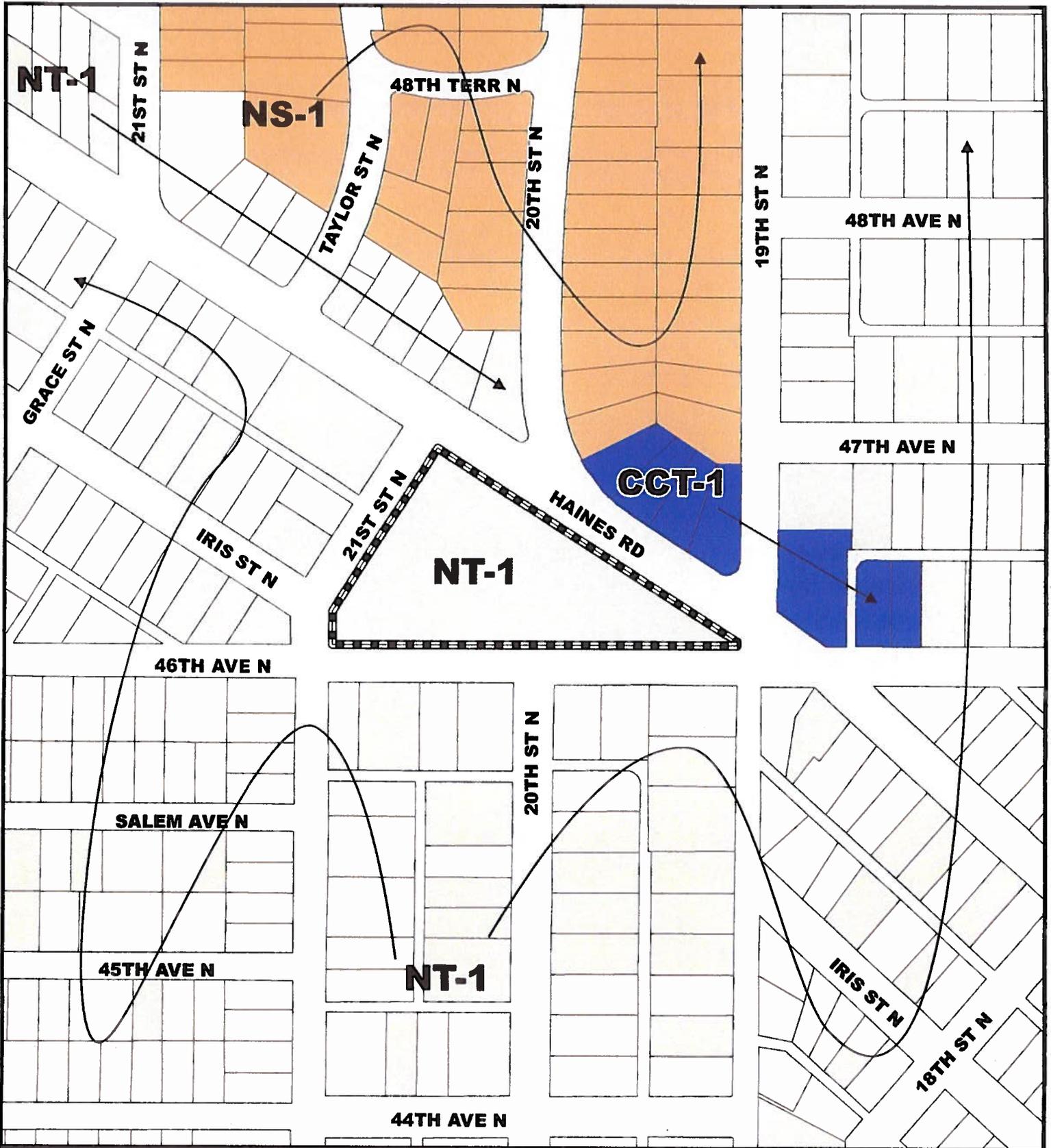
FUTURE LAND USE PLAN DESIGNATION

CITY FILE
FLUM-21-A
 SCALE: 1" = 185'

From: I (Institutional) To: RM (Residential Medium)

 SUBJECT AREA





EXISTING ZONING

CITY FILE

FLUM-21-A

SCALE: 1" = 185'

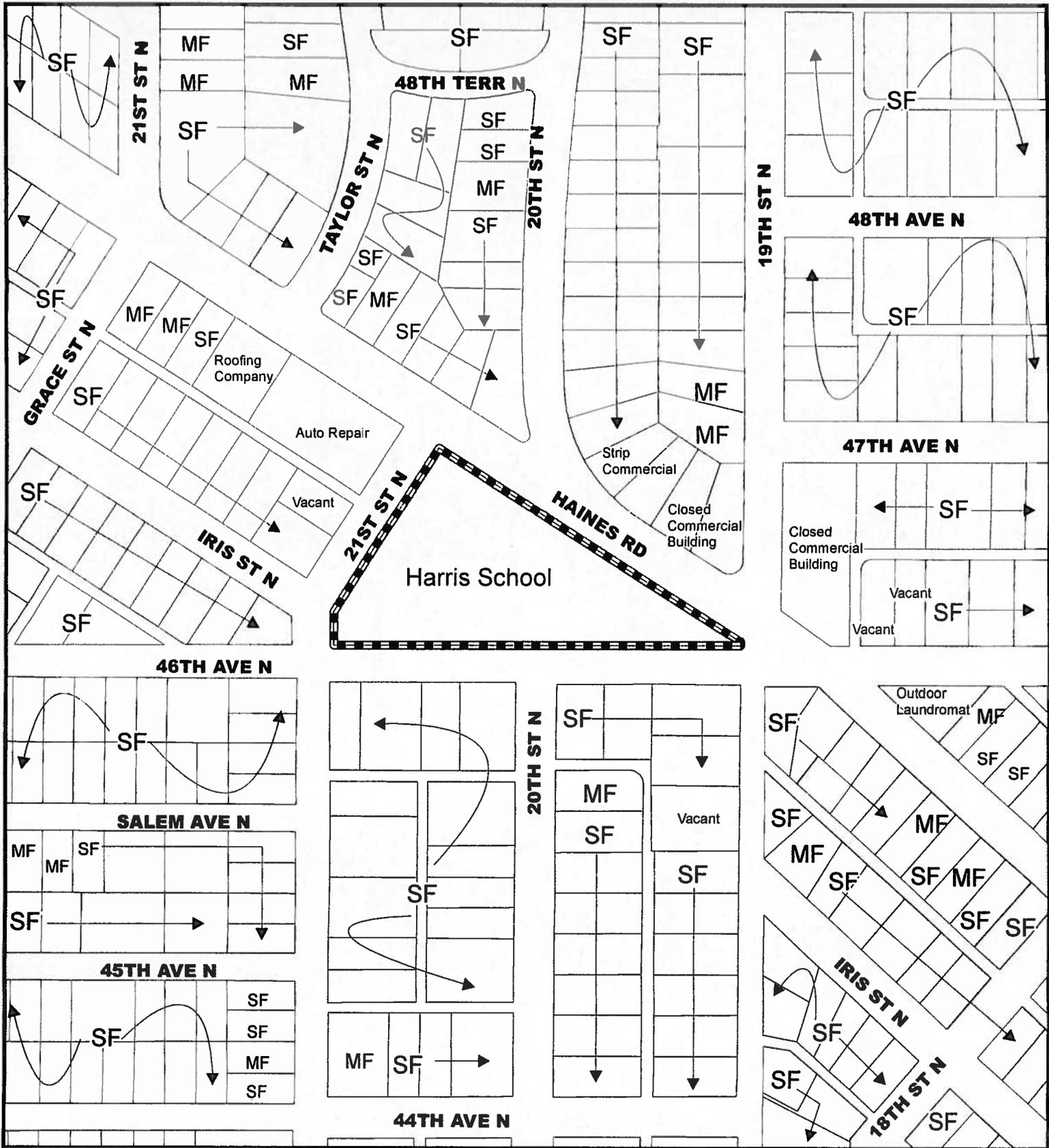
From: NT-1
(Neighborhood Traditional
Single-Family-1)

To: NSM-1
(Neighborhood Suburban
Multifamily-1)



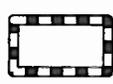
SUBJECT AREA





EXISTING SURROUNDING USES

CITY FILE
FLUM-21-A
 SCALE: 1" = 185'



SUBJECT AREA





TO: The Honorable Bill Dudley, Chair, and Members of City Council

THROUGH: Derek Kilborn, Manager of Urban Planning and Historic Preservation

FROM: Kimberly Hinder, Historic Preservation Planner

DATE: Meeting of November 24, 2014

SUBJECT: Referral from the Community Planning and Preservation Commission (CPPC) regarding an analysis of the eligibility of Harris Elementary School, located at 4600 Haines Road North, for local landmark designation.

Background:

At their October 14, 2014 Public Hearing, the Community Planning and Preservation Commission (CPPC) reviewed a case to amend the future Land Use Map designation and the Official Zoning Map designation for the former Harris Elementary School property located at 4600 Haines Road North. The property owner, the School Board of Pinellas County, plans to adaptively reuse the former school as a residential facility for high school students who have become homeless. The school buildings have been vacant since 2011. During the discussion, the CPPC voted to request that staff prepare an analysis for City Council of the former school in terms of eligibility for local landmark designation.

According to City Code, the property owner or any resident or organization in the City may submit an application for local landmark designation. The City, including City Council, may also initiate a designation. Alternatively, City Council may wish to add Harris Elementary School to the list of potentially eligible properties.

Staff has prepared the following information regarding the school as additional background information.

James W. Harris and his family established a dairy farm and homesteaded land in the Lealman area starting in 1878. One of his sons, William B. Harris, started a citrus grove and became a well-respected local businessman. He and his wife, Mamie, donated the land and money to build the original Harris School in 1912. The one-room, wood frame building was constructed with volunteer labor and donations from the community.¹ The School Board provided desks for the 15 students taught by Rosa Kilgore. Harris was appointed a school trustee in 1912, a position

¹ A reconstruction of the 1912 Harris School was built at Pinellas County's Heritage Village in 1987.

which he held for 14 years. Harris also served on the local good roads board insuring the construction and hard surfacing of new roads. He entered into real estate with the onset of the Florida land boom in the 1920s. In 1926, he was elected to serve as Pinellas County Commissioner, a seat which he held until his unexpected death in 1940.

With the Florida Land Boom of the 1920s, the original one-room school could not accommodate the number of new students. In 1925, a new three-room, one-story school was built, which soon became known as Harris Elementary. It remains unclear who designed and constructed the Colonial Revival style school, but, by 1926, 290 students attended the school. In 1928, the School Board closed the Harris School, and transferred the students to a new school on 54th Avenue North. However, nearby residents protested, forcing the reopening of the school when the second semester of the school year started in January 1929. By the end of the year, a new building was under construction on the campus. Featuring Mediterranean Revival style elements, the new building was situated immediately northwest of the 1925 structure and served as two classrooms which could be converted to a cafeteria or assembly hall. It was designed by architect Frank Jonsberg of Jonsberg and Wakeling and constructed by L.C. Parker.

Frank Jonsberg was a prolific architect who moved to St. Petersburg circa 1919 after a serious injury while supervising a construction job in Boston. Although "retired," Jonsberg went on to design the Pasadena Elementary School, Woodlawn Elementary, Jordan Elementary, and Euclid Elementary. He acted as supervising architect-engineer on the Hotel Mason, now known as the Princess Martha Hotel, and as on-site supervisor of the Dennis Hotel and the Junior High School, now Tomlinson Adult Education Center. He supervised an addition to the Belleview Biltmore Hotel, worked on the Jungle Country Club Hotel, and designed the Women's Club on Snell Isle. Contractor L.C. Parker moved to St. Petersburg ca. 1923, where he constructed the Coca-Cola Bottling Plant, the Patio Theater, the Capitol Theater, Euclid Presbyterian Church, the Lerner Shop, Miller's Ladies Apparel, and a residence for Dixie M. Hollins, among others.

Harris Elementary School closed as an elementary school in 1973, although it has periodically been used for offices and a drop-out prevention school.

Harris Elementary School appears significant at the local level in the areas of COMMUNITY PLANNING AND DEVELOPMENT, EDUCATION, and ARCHITECTURE under the local landmark designation criteria found in Section 16.30.070.2.5(D) of the City Code:

- (1) Its value is a significant reminder of the cultural or archaeological heritage of the City, state or nation.
- (4) It is identified as the work of a master builder, designer, or architect whose work has influenced the development of the City, state, or nation.
- (5) Its value as a building is recognized for the quality of its architecture, and it retains sufficient elements showing its architectural significance.

Only one criterion must be met in order for a property to be designated as a local landmark.

Built in 1925 and 1929, the Harris Elementary School complex appears significant as part of a comprehensive school building campaign during the 1920s Florida land boom. It also appears significant for its association with community leader William B. Harris. Architecturally, the two

buildings are well-preserved examples of Colonial Revival and Mediterranean Revival style rural schools with one of the buildings designed by architect Frank F. Jonsberg, and built by contractor L.C. Parker, masters in the design and construction field in St. Petersburg. It appears to retain sufficient historic integrity and significance to be eligible for local designation.



ST. PETERSBURG CITY COUNCIL

Meeting of November 24, 2014

TO: The Honorable Bill Dudley, Chair, and Members of City Council

SUBJECT: **City File: FLUM 22-A:** City-initiated application proposing amendments to the Future Land Use Map and Official Zoning Map designations for property generally located on the southwest corner of 11th Avenue South and 4th Street South, approximately 120-feet west of the intersection.

A detailed analysis of the request is provided in Staff Report FLUM 22-A, attached.

- REQUEST:**
- (A) ORDINANCE ____-L amending the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use.
 - (B) ORDINANCE ____-Z amending the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.
 - (C) RESOLUTION ____ requesting an amendment to the Countywide Future Land Use Plan Map, as described above, to comply with the requirements of the Pinellas Planning Council and Pinellas County Board of County Commissioners.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: Three phone calls have been received: the president of the Historic Roser Park Neighborhood (HRPN) and the president of the Old Southeast Neighborhood (both requesting additional information); and the third caller was opposed to the application. A City staff member and a representative from the Tampa Bay Innovation Center also attended a board meeting of the HRPN on October 10th, to discuss the application, which was also attended by a representative of Old Southeast.

Community Planning & Preservation Commission (CPPC): On October 14, 2014 the CPPC held a public hearing regarding these amendments, and voted unanimously 7 to 0 to recommend APPROVAL.

City Council Action: On November 6, 2014 the City Council conducted the first reading of the proposed ordinances and set the second reading and adoption public hearing for November 24, 2014.

Recommended City Council Action: 1) CONDUCT the second reading of the proposed ordinances; 2) CONDUCT the public hearing; AND 3) ADOPT the ordinances and the associated resolution.

Attachments: Ordinances (2), Resolution, CPPC Minutes, Staff Report

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY GENERALLY LOCATED ON THE SOUTHWEST CORNER OF 11TH AVENUE SOUTH AND 4TH STREET SOUTH, APPROXIMATELY 120-FEET WEST OF THE INTERSECTION FROM RESIDENTIAL MEDIUM TO PLANNED REDEVELOPMENT-MIXED USE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Local Government Comprehensive Planning and Land Development Regulation Act; and

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Comprehensive Plan and Future Land Use Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Future Land Use Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Future Land Use Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Local Government Comprehensive Planning and Land Development Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

Property

The eastern 110-feet of Lot 1, Royal Poinciana Subdivision – Kamman Partial Replat.

Land Use Category

From: Residential Medium

To: Planned Redevelopment-Mixed Use

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM 22-A
(Land Use)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT 10-13-14
DATE


ASSISTANT CITY ATTORNEY 10/15/14
DATE

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTY GENERALLY LOCATED ON THE SOUTHWEST CORNER OF 11TH AVENUE SOUTH AND 4TH STREET SOUTH, APPROXIMATELY 120- FEET WEST OF THE INTERSECTION, FROM NSM-1 (NEIGHBORHOOD SUBURBAN MULTIFAMILY) TO CCT-1 (CORRIDOR COMMERCIAL TRADITIONAL); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The Official Zoning Map of the City of St. Petersburg is amended by placing the hereinafter described property in a Zoning District as follows:

Property

The eastern 110-feet of Lot 1, Royal Poinciana Subdivision – Kamman Partial Replat.

District

From: NSM-1 (Neighborhood Suburban Multifamily)

To: CCT-1 (Corridor Commercial Traditional)

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. This ordinance shall become effective upon the date the ordinance adopting the required amendment to the City of St. Petersburg Comprehensive Plan's Future Land Use Map becomes effective (Ordinance ___-L).

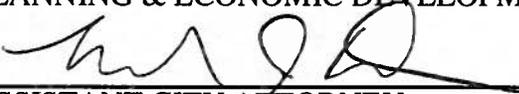
APPROVED AS TO FORM AND SUBSTANCE:

FLUM 22-A
(Zoning)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

10-10-14

DATE


ASSISTANT CITY ATTORNEY

10/15/14

DATE

RESOLUTION NO. 2014-____

A RESOLUTION TRANSMITTING A PROPOSED AMENDMENT TO THE CITY OF ST. PETERSBURG LOCAL GOVERNMENT COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the St. Petersburg City Council has held the requisite public hearing in consideration of a request to amend the Local Government Comprehensive Plan; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg Comprehensive Plan amendment, and determined it to be consistent with the Countywide Future Land Use Plan and Rules.

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

That the City Council of St. Petersburg does hereby transmit the proposed amendment to the Local Government Comprehensive Plan to the Pinellas Planning Council (PPC) for a consistency review with the Countywide Future Land Use Plan and Rules.

This Resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE:

City File FLUM 22-A



PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

10-23-14

DATE



ASSISTANT CITY ATTORNEY

10/27/14

DATE



CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
October 14, 2014

IV. QUASI-JUDICIAL PUBLIC HEARING

B. FLUM-22-A

Contact Person: Rick MacAulay, 551-3386

Location: The subject area, estimated to be 0.80 acres or 35,000 sq. ft. in size, is generally located on the southwest corner of 11th Avenue South and 4th Street South, approximately 120 feet west of the intersection. The amendment area is a portion of a larger 2.5 acre City-owned property.

Request: This is a City-initiated application requesting to amend the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use and the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.

Staff Presentation

Rick MacAulay gave a presentation based on the staff report.

Commissioner Wannemacher asked if the Tampa Bay Innovation Center is leasing the entire 2 ½ acre parcel or just the eastern two parcels. Mr. MacAulay stated that he understands the lease agreement is for the entire City-owned parcel.

Commissioner Wannemacher asked if the site plan will go through DRC. Mr. MacAulay replied that the site plan would not be subject to a DRC public hearing if variances are not needed.

As the project or the design is further developed Commissioner Wannemacher highly encouraged the City and Tampa Bay Innovation Center representatives to meet with each of the neighborhood associations to ensure their support; to keep them informed and to be good neighbors.

Commissioner Wolf asked for clarification of the area to be developed. Mr. MacAulay stated that the two eastern parcels will be developed and a proposed Booker Creek trailhead park will be located on the western parcel.

Commissioner Michaels stressed the importance of reaching out to the surrounding neighborhoods keeping the communication open and then asked if the City will retain ownership of the land, to which Mr. MacAulay replied, yes.

Commissioner Michaels asked if the City would own the building after the lease expires, to which Mr. MacAulay replied, yes. Mr. MacAulay went on to say that there is an initial 25-year lease with the ability to extend it in five-year increments.

Public Hearing

Don Mosley, 651 – 10th Ave S, spoke in opposition of the request; consideration was not given to use one of the vacant buildings located on the west side of 4th Street just north of the subject property; not sure what will be developed on the eastern parcel along 4th St and what will happen to the proposed trailhead park if the proposed trail project does not materialize; and the property contains old oak trees and mature growth lending to a park-like atmosphere.

Tonya Elmore, President and CEO of Tampa Bay Innovation Center, spoke in support of the request; she explained the mission/vision of the Center; and that a consultant hired by the Center recommended the subject site as the location for the proposed project.

Commission Chair Carter asked about the parking. Ms. Elmore explained that some parking will be located under the building with surface parking and green space extending to the back.

Commission Chair Carter asked if the subject property is located within a flood zone, to which Ms. Elmore replied, yes.

Executive Session

MOTION: *Commissioner Wolf moved and Commissioner Smith seconded a motion approving the Future Land Use Map designation and Official Zoning Map designation amendments in accordance with the staff report.*

VOTE: *YES – Michaels, Reese, Wannemacher, Wolf, Carter, Smith, Whiteman
NO - None*

Motion was approved by a vote of 7 to 0.



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

For Public Hearing and Executive Action on October 14, 2014
at 3:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-22-A
Agenda Item #2

According to Planning and Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT: City of St. Petersburg
City Hall - 175 5th Street North
St. Petersburg, FL 33701

PROPERTY OWNER: City of St. Petersburg
Attention: Real Estate & Property Management
P.O. Box 2842
St. Petersburg, FL 33731

SUBJECT PROPERTY:

The subject property, estimated to be 0.80 acres or 35,000 sq. ft. in size, is generally located on the southwest corner of 11th Avenue South and 4th Street South, approximately 120-feet west of the intersection. The subject property is a portion of a larger 2.5 (more or less) acre City-owned property.

PIN/LEGAL:

The subject property is a portion of parcel number 30/31/17/77418/000/0010. The subject area is legally described as the eastern 110-feet of Lot 1, Royal Poinciana Subdivision – Kamman Partial Replat.

REQUEST:

The request is to amend the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use (PR-MU) and the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.

PURPOSE:

When combined with similarly designated property immediately abutting to the east, the requested PR-MU and CCT-1 designations will permit the Tampa Bay Innovation Center (TBIC) to construct a not-less-than 40,000 sq. ft. office building that will provide jobs and help support the City and County by providing space for research, innovation and entrepreneurs including but not limited to technology, health sciences and marine research uses. (Additional background information is provided in the Staff Analysis section of this report.)

EXISTING USES:

The subject 0.80 acre or 35,000 sq. ft. area is a portion of a larger 2.5 (more or less) acre City-owned property, and all of it is vacant.

SURROUNDING USES:

The surrounding uses are as follows:

- North: Single family homes, and a closed commercial business
- South: Booker Creek, and a mix of single and multifamily residences and vacant residential lots
- East: Vacant land on the east side of 4th Street South
- Southeast: Strip commercial
- West: Booker Creek, and a mix of single and multifamily residences and vacant residential lots

NEIGHBORHOOD ASSOCIATION:

The subject property is located within the Bartlett Park Neigh. Assoc., and is immediately south of the Historic Roser Park Neigh. Assoc., as 11th Avenue South serves as Bartlett Park's northern boundary and Historic Roser Park's southern boundary. Both neighborhoods have approved *neighborhood plans*, which are discussed briefly in the Staff Analysis section of this report. The subject property is also located northwest of the Old Southeast Neigh. Assoc. Finally, the property is located within the boundaries of the Downtown Business Association and the 4th Street Business Association. All of these associations, as well as property owners located within 200-feet of the subject area, received a 30-day notice in advance of this CPPC meeting.

ZONING HISTORY:

From 1977 to 2007, the subject property was designated with RM-12/15 (Residential Multifamily) zoning. The current NSM-1 (Neighborhood Suburban Multifamily) zoning has been in place since September 2007, following implementation of the City's Vision 2020 Plan, the City-wide rezoning and update of the City Code, Chapter 16, Land Development Regulations (LDRs).

APPLICABLE REGULATIONS:

It should be noted that the subject area will not be redeveloped separate from the (estimated) 0.80 acre parcel immediately abutting to the east.

The subject property is estimated to be 0.80 acres, or 35,000 sq. ft., in size. Development potential under the present NSM-1 zoning designation is 12 multifamily residential units, based on a density of 15 units/acre. A workforce housing density bonus of six units/acre could increase the development potential an additional five units if all of the requirements of the Workforce Housing Ordinance are met.

Development potential under the proposed CCT-1 zoning designation is as follows:

1. *Single-use residential* up to 19 multifamily units, calculated at a density of 24 units per acre. A workforce housing density bonus of six (6) units per acre could result in an additional five units for a maximum total of 24 units; and
2. *Single-use non-residential* up to 35,000 square feet of office or retail space, by right, calculated at a maximum floor-area-ratio (FAR) of 1.0.
3. *Mixed-use residential and non-residential* up to 35,000 square feet and not to exceed 24 multifamily units, calculated at a maximum floor-area-ratio (FAR) of 1.0.

STAFF ANALYSIS:

As previously stated, when combined with similarly designated property immediately abutting to the east, if approved, the requested PR-MU and CCT-1 designations for the subject property will permit the Tampa Bay Innovation Center (TBIC) to construct a not-less-than 40,000 sq. ft. office building that will provide jobs and help support the City and County by providing space for research, innovation and entrepreneurs including but not limited to technology, health sciences and marine research uses.

Background

In April 2014, the City received a proposal from the Tampa Bay Innovation Center (TBIC) to lease and develop approximately 2.5 acres of City-owned property generally located on the southwest corner of 11th Avenue South and 4th Street South. Because the eastern portion of the property is located within the Bayboro Harbor Community

Redevelopment Area (CRA) the City published a public notice (pursuant to Florida Statutes) seeking alternative proposals from the private sector or any persons/entities interested in undertaking the lease and development of the property consistent with the Bayboro Harbor Community Redevelopment Plan. No alternative proposals were received, and on June 19, 2014 the City Council approved a lease and development agreement with the TBIC. As part of the agreement, TBIC is to construct an office building at least 40,000 sq. ft. in size and endeavor to create 100 or more new jobs through the growth and development of client start-ups, an anchor tenant, and TBIC staffing needs following completion of the building.

Tampa Bay Innovation Center (TBIC)

Currently housed at the Young-Rainey Science, Technology and Research Center in Largo, the Tampa Bay Innovation Center (TBIC) is a 501(c)3 not-for-profit organization that assists emerging and entrepreneurial companies in the technology and manufacturing sectors in accelerating their success. Serving the role often played by a business incubator or business accelerator, TBIC offers a unique “mind to market” model for working with entrepreneurs from concept through exit strategy, providing mentoring, coaching, shared equipment, conference and office space, educational workshops and access to financial markets. TBIC has been in operation for more than 11 years.

In accordance with the lease and development agreement executed with the City in June 2014, TBIC will pay a nominal rent to the City for an initial term of 25 years, and will design and construct an office building not-less-than 40,000 sq. ft. in size to house entrepreneurs, scientists, researchers and innovators. Since its inception, TBIC has a proven track record in creating jobs and providing economic benefits through its incubator program where it excels in assisting emerging companies with promising technologies to become sustainable reality as it works with entrepreneurs. TBIC’s mentoring services, market research, shared equipment and shared office space help provide economic opportunity and impact for its clients.

TBIC and the City’s Greenhouse work collaboratively on programming and services, relative to the Greenhouse mission to assist entrepreneurs in the area of innovation and small business. The Greenhouse has hosted TBIC educational and outreach programs that expand the scope of resources available to the start-up community and this relationship is providing a pathway for the City’s and County’s entrepreneurial development.

Proposed Bicycle “Trailhead Park”

The western-most portion of the overall 2.5 acre City-owned property has been identified as the location of a “trailhead” park for the proposed Historic Booker Creek Trail. It is the intention of the City and the TBIC to include parking spaces for a trailhead in anticipation of the Historic Booker Creek Trail’s construction. It will include associated signage indicating that parking for trail users is permitted. The number and location of parking spaces, including the location of bicycle racks, will be determined in cooperation with the TBIC and the Transportation and Parking Management Department.

Land Use and Zoning Consistency and Compatibility

The overall character of the area immediately surrounding the subject property is (arguably) dominated by Booker Creek and the nonresidential uses along both sides of 4th Street South. The proposed PR-MU Future Land Use Map designation and CCT-1 Official Zoning Map designation are consistent with existing designations immediately to the east, along the west side of 4th Street South. Specifically, the west side of 4th Street South between the northwest corner of 11th Avenue South and 18th Avenue South is designated with PR-MU future land use and CCT-1 zoning, and it should be noted that the proposed depth of the PR-MU and CCT-1 designations is consistent with the existing depth between Paris Avenue and 18th Avenue South. However, if approved, the requested designations will encroach deeper into a residentially-designated area of the Historic Roser Park and Bartlett Park neighborhoods, potentially affecting the single family homes on the north side of 11th Avenue South. While the avenue separates the existing homes on the north side from the subject property, the residences to the west and south will continue to be buffered by Booker Creek. Additional buffering measures can be implemented during the site plan approval process as may be appropriate and necessary to ensure the proper transition. Thus, City staff believes that on balance, the request is still generally consistent with Policy LU3.4 of the Comprehensive Plan, which states that *the Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators*, and with Policy LU3.6 which states that *land planning should weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated*.

Additionally, the proposed PR-MU and CCT-1 designations are consistent with Objective LU4(2), which states *that the City shall provide opportunities for additional commercial development where appropriate*.

Bayboro Harbor Redevelopment Plan and Community Redevelopment Area

The Bayboro Harbor Redevelopment Plan was adopted by the City in 1982. The amendment area is not located within the boundaries of the Bayboro Harbor Community Redevelopment Area (CRA), however, the parcel immediately abutting to the east (fronting on the west side of 4th Street) is located within the CRA. The proposed 40,000 sq. ft. office building is consistent with the Redevelopment Plan's objective to encourage expansion and support for job creating and employment oriented uses within the CRA.

Neighborhood Plans

As previously noted, the subject property is located within the Bartlett Park neighborhood (in the far northeast corner) and is immediately south of the Historic Roser Park neighborhood, as 11th Avenue South serves as Bartlett Park's northern boundary and Historic Roser Park's southern boundary. Both neighborhoods have approved neighborhood plans.

The Bartlett Park Neighborhood Plan was approved in 1992, approximately 22 years ago. The neighborhood is divided into three zones and the subject property is located within Zone 1. There are no specific references to the subject area, and the intersection of 11th Ave. and 4th Street South is not particularly highlighted within the plan. It can be concluded however, that the Tampa Bay Innovation Center's construction of a 40,000 sq. ft. office building is supported by the neighborhood plan, because the plan strongly encourages new construction, redevelopment and rehabilitation within the overall neighborhood.

The Historic Roser Park Neighborhood Plan was originally approved in 1993, approximately 21 years ago, however, an update to the plan, entitled (RE)IMAGINE HISTORIC ROSER PARK, has been submitted to the City for review and approval (including a public hearing to be conducted by the Community Planning & Preservation Commission on October 14, 2014). The plan update identifies the intersection of 4th Street and 11th Avenue South as an important "secondary gateway" into the neighborhood, while one of the identified issues/opportunities is expanding commercial development along 4th Street. Construction of a 40,000 sq. ft. office building at the intersection of 4th Street and 11th Avenue South is a significant commercial development investment along the corridor, and will reinforce the "gateway" aspect of this intersection.

In addition, the (RE)IMAGINE Plan advocates Green Complete Streets, with bicycle and pedestrian emphasis along Roser Park Drive, 10th Avenue South and 11th Avenue South. Such emphasis will facilitate 'neighborhood' street enhancements providing connectivity intended to accommodate predominantly pedestrian and bicycle traffic.

Traffic Impact

Roadway level of service (LOS) and traffic impacts are addressed in the Impact Section of this report. To summarize, an amendment from Residential Medium to Planned Redevelopment-Mixed Use for the 0.80 acre subject area will likely result in a net increase of 112 p.m. peak hour trips, however, such an increase would not have an impact on the roadway level of service, consistent with Policy LU3.18, which states that *all retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets or lowering the LOS below adopted standards, and with proper facilities for pedestrian convenience and safety*, as well as Policy T1.3, which states that *the City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that roadway and/or mass transit capacity are available to accommodate the additional demand.*

Other Public Facility Level of Service (LOS) Considerations

The Level of Service (LOS) impact section of this report concludes that the proposed Plan change and rezoning will not impact the City's adopted LOS standards for public

services and facilities including schools, potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management. The City has more than sufficient capacity to serve the amendment area.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that the subject property will meet the requirements of Concurrency at the time development permits are requested. **Completion of this land use plan change and rezoning does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner will have to comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the proposal to amend the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use, and Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily) to CCT-1 (Corridor Commercial Traditional), or less intensive use, on the basis that the proposal is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

**RESPONSES TO RELEVANT
CONSIDERATIONS ON AMENDMENTS
TO THE LAND USE PLAN:**

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

- LU3.1.(F)(2) Planned Redevelopment – Mixed Use (MU) - allowing mixed use retail, office, service and medium density residential uses not to exceed a floor area ratio of 1.25 and a net residential density of 24 dwelling units per acre.
- LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.
- LU3.6 Land planning should weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated.
- LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.
- LU3.18 All retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets or lowering the LOS below adopted standards, and with proper facilities for pedestrian convenience and safety.
- LU4(2) Commercial – the City shall provide opportunities for additional commercial development where appropriate.
- T1.3 The City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that roadway and/or mass transit capacity are available to accommodate the additional demand.

- b. **Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.**

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

- c. **Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.**

The proposed change will not alter population or the population density pattern, and will not increase the number of residential dwelling units nor impact public schools. In June 2014, the City Council approved a lease and development agreement with the Tampa Bay Innovation Center (TBIC) to lease and develop approximately 2.5 acres of City-owned property. The 0.80 acre area that is the subject of the land use amendment and rezoning is a portion of the overall 2.5 acre area. As part of the agreement, TBIC is to construct an office building at least 40,000 sq. ft. in size and endeavor to create 100 or more new jobs through the growth and development of client start-ups, an anchor tenant, and TBIC staffing needs following completion of the building.

- d. **Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.**

The proposed change *will not* have an impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. The City has sufficient capacity to serve the subject 0.80 acre area should the proposed land use change and rezoning be approved.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 28.3 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 79 gallons per capita per day. The demand for potable water may increase slightly under the proposed CCT-1 zoning however, there will be no impact on the City's adopted LOS standard.

WASTEWATER

The subject property is served by the Albert Whitted Water Reclamation Facility, which presently has excess capacity estimated to be 5.98 million gallons per day. Thus, there is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste *disposal* is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

As previously stated, the subject property, estimated to be 0.80 acres in size, is generally located on the southwest corner of 11th Avenue South and 4th Street South, approximately 120-feet west of the intersection.

Based on the Pinellas County MPO's 2014 Level of Service Report, the level of service for 4th Street South, between 9th Avenue South and 18th Avenue South is "B." Fourth Street South is a collector road and is maintained by the City.

The 0.80 acre subject area's vehicle trip generation rate under the existing Residential Medium designation is approximately 8 p.m. peak hour trips, and 25 p.m. peak hour trips under the proposed Planned Redevelopment-Mixed. Thus, an amendment from Residential Medium to Planned Redevelopment-Mixed Use will likely result in a net increase of only 17 p.m. peak hour trips. Such an increase would not have an impact on the roadway level of service.

MASS TRANSIT

The Citywide LOS standard for mass transit is headways less than one hour. PSTA provides local transit service along 4th Street South (Route 4) with a 15-minute headway.

RECREATION

The City's adopted LOS standard for recreation and open space (R/OS) is nine (9) acres per 1,000 population. However, for many years the City has enjoyed an actual R/OS level of service that is estimated to be 21.9 acres per 1,000 population. The proposed amendment will not affect the City's adopted LOS standard for recreation and open space.

STORMWATER MANAGEMENT

Prior to development of the subject property, site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all city and SWFWMD stormwater management criteria.

- e. **Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.**

The land area is both appropriate and adequate for the anticipated use of the subject property. As has been described, when combined with similarly designated property immediately abutting to the east, the requested PR-MU and CCT-1 designations on the 0.80 acre subject area will permit the Tampa Bay Innovation Center (TBIC) to construct a not-less-than 40,000 sq. ft. office building (in accordance with a long-term land lease and development agreement with the City).

- f. **The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.**

There are approximately 36 acres of vacant land in the City designated with CCT-1 zoning.

- g. **Whether the proposed change is consistent with the established land use pattern.**

The proposed Planned Redevelopment Mixed-Use land use designation is consistent with the established land use pattern to the northeast, east and southeast.

- h. **Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.**

The existing NSM-1 zoning district boundaries are not illogically drawn in relation to existing conditions.

- i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.**

The proposed CCT-1 will still allow for a mix of uses, including multifamily residential. The purpose of the amendment is to allow the construction of an office building that is at least 40,000 sq. ft. in size and create 100 or more new jobs through the growth and development of client start-ups, an anchor tenant, and TBIC staffing needs following completion of the building.

- j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.**

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is located in Flood Zone "AE" with a base flood elevation of eight (8) feet. The property is not located within the CHHA (Coastal High Hazard Area).

- k. Other pertinent information.** None.



AERIAL

CITY FILE

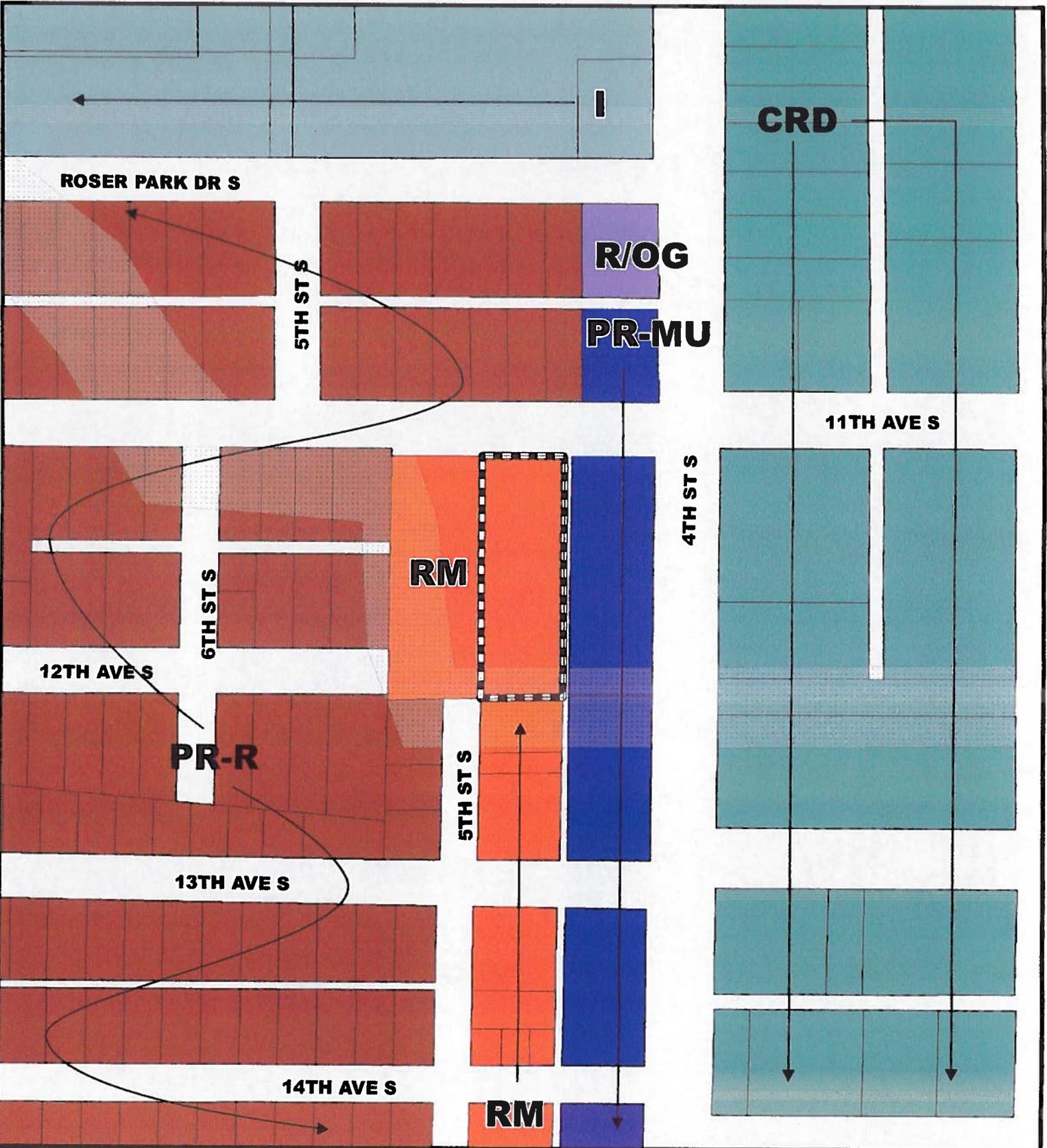
FLUM-22-A

SCALE: 1" = 167'



SUBJECT AREA





FUTURE LAND USE PLAN DESIGNATION

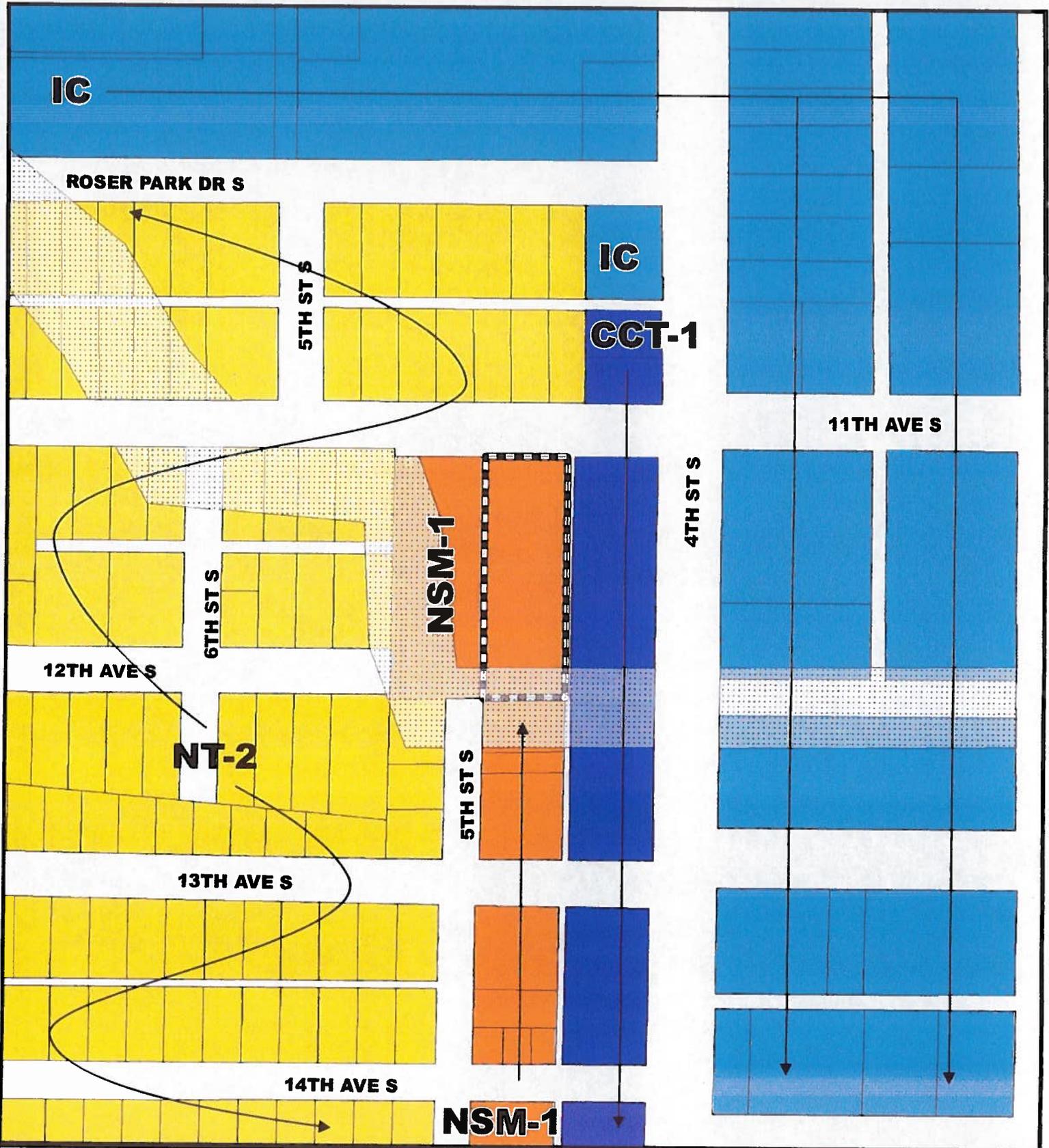
CITY FILE
FLUM-22-A

From: RM (Residential Medium) **To: PR-MU**
 (to Planned Redevelopment
 -Mixed Use)

SCALE: 1" = 167'

 SUBJECT AREA





EXISTING ZONING

CITY FILE

FLUM-22-A

SCALE: 1" = 167'

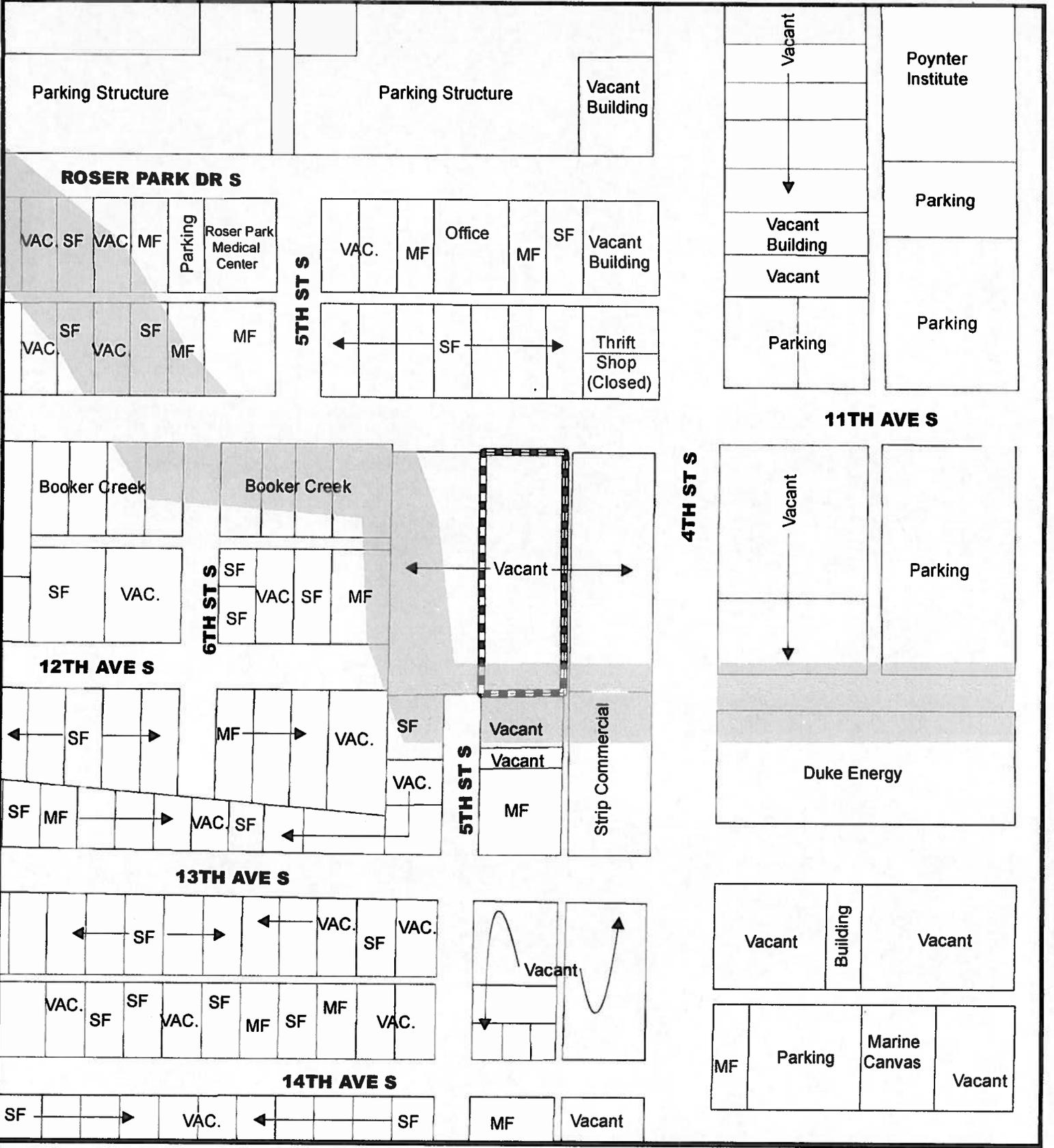
From: NSM-1
(Neighborhood Suburban
Multifamily-1)



SUBJECT AREA

To: CCT-1
(Corridor Commercial
Traditional-1)





EXISTING SURROUNDING USES

CITY FILE
FLUM-22-A
 SCALE: 1" = 167'



SUBJECT AREA



SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of sodium hypochlorite from Odyssey Manufacturing Co. for the Water Resources Department at an estimated annual cost of \$1,012,200.

Explanation: This purchase is being made from a joint bid with Tampa Bay Water under Contract No. 2015-042. The vendor will furnish and deliver liquid sodium hypochlorite which is used to disinfect wastewater at the city's four water reclamation facilities.

The Procurement Department, in cooperation with the Water Resources Department, recommends for award utilizing Tampa Bay Water Contract No. 2015-042:

Odyssey Manufacturing Co.....\$1,012,200
2,100,000 gals. @ \$0.482/gal.

Odyssey Manufacturing Co. currently provides this product and has met the specifications, terms and conditions of Tampa Bay Water Contract No. 2015-042 dated October 7, 2014. This purchase is made in accordance with Section 2-256 (1) of the City Code which authorizes the Mayor or his designee to participate in a joint bid process with other governmental entities. A blanket purchase agreement will be issued to the vendor and will be binding only for actual quantities purchased. This agreement will be effective through December 31, 2015. Due to the reduction in the unit price of this product, the city will save approximately \$60,000 annually.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001) Water Resources Department Albert Whitted Water Reclamation Facility (WRF) (4202169), Northeast WRF (4202173), Northwest WRF (4202177), and Southwest WRF (4202181).

Attachments: Bid Tabulation
Price History
Resolution

Approvals:




Administrative


Budget

IFB No. 2019-042 Annual Contract for
Chemical, Sodium Hypochlorite
Cindy Brickey, Procurement Analyst

City of St. Petersburg
Bid Tabulation
Procurement and Supply Management

Item No.	Description	EAU	UOM	Odyssey Manufacturing Co. Tampa, FL		Allied Universal Corporation Miami, FL	
				Unit Price	Extended Price	Unit Price	Extended Price
1	Chemical, Sodium Hypochlorite	1,600,000	GAL	\$0.482	\$771,200.00	\$0.538	\$860,800.00

Price History
885-40 Chemical, Sodium Hypochlorite

Description	2011	2012	2013	2014	2015	% Change
Sodium Hypochlorite	\$.564	\$.564	\$.564	\$.510	\$.482	(5.5%)

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT (BLANKET AGREEMENT) FOR THE PURCHASE OF SODIUM HYPOCHLORITE FROM ODYSSEY MANUFACTURING CO., FOR THE WATER RESOURCES DEPARTMENT AT AN ESTIMATED ANNUAL COST OF \$1,012,200 UTILIZING A JOINT BID WITH TAMPA BAY WATER UNDER CONTRACT NO. 2015-042; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase sodium hypochlorite from Odyssey Manufacturing Co. for the Water Resources Department; and

WHEREAS, pursuant to Section 2-256(1) of the City Code the Mayor or his designee is authorized to participate in joint bid processes with other governmental entities; and

WHEREAS, Odyssey Manufacturing Co. has met the specifications, terms and conditions of Tampa Bay Water Contract No. 2015-042; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Water Resources Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement (Blanket Agreement) for the purchase of sodium hypochlorite from Odyssey Manufacturing Co. for the Water Resources Department at an estimated annual cost of \$1,012,000 utilizing Tampa Bay Water Contract No. 2015-042 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that the agreement will be effective through December 31, 2015..

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

Humana Medicare Advantage - Benefits Comparison – HMO

BENEFITS	2014 - Plan Pays:	2015 – Plan Pays:
Hospital Care	100% after \$250/day copay (1-5 days)	100% after \$250/day copay (1-5 days)
Skilled Care Facility	100% (days 1-20), 100% after \$75/day copay (days 21-100) Limit 100 days per benefit period	100% (days 1-20), 100% after \$75/day copay (days 21-100) Limit 100 days per benefit period
Outpatient Surgery Outpatient Services	100% after \$200 copay outpatient hospital 100% after \$0 - \$100 copay	100% after \$200 copay outpatient hospital 100% after \$0 - \$100 copay
Therapies*	100% after \$100 copay	100% after \$40 copay
Prescriptions*	Retail (30 day supply): 100% after: Level 1 -\$4 copay, Level 2 - \$25 copay, Level 3 - \$40 copay, and Level 4 - 33% coinsurance. After true out-of-pocket cost reaches \$4,550, the member pays the greater of \$2.55 for generic and \$6.35 for all other drugs, or 5% coinsurance. Rx coverage is unlimited. Mail order: 100% after: Level 1 - \$0 copay for 90 day supply, Level 2 - \$50 copay, for 90 day supply, Level 3 - \$80 copay for 90 day supply, Level 4 – 33% coinsurance (30 day supply)	Retail (30 day supply): 100% after: Level 1 -\$4 copay, Level 2 - \$25 copay, Level 3 - \$40 copay, and Level 4 - 33% coinsurance. After true out-of-pocket cost reaches \$4,700, the member pays the greater of \$2.65 for generic and \$6.60 for all other drugs, or 5% coinsurance. Rx coverage is unlimited. Mail order: 100% after: Level 1 - \$0 copay for 90 day supply, Level 2 - \$50 copay, for 90 day supply, Level 3 - \$80 copay for 90 day supply, Level 4 – 33% coinsurance (30 day supply)
Primary Care Physician	100% after \$10 copay per visit	100% after \$10 copay per visit
Specialists	100% after \$25 copay per visit	100% after \$25 copay per visit
Emergency Services Network hospital	100% after \$65 copay (Waived if admitted within 24 hours)	100% after \$65 copay (Waived if admitted within 24 hours)

*Benefit changed from 2014

Note: Humana primary service area - Pinellas, Hillsborough, Pasco, Manatee and Hernando counties
Humana secondary service area – Jacksonville, Daytona, Orlando and South Florida.

Humana Medicare Advantage - Benefits Comparison - PPO

Benefits	2014 - Plan Pays:		2015 - Plan Pays:	
	Network	Non-Network	Network	Non-Network
Hospital Care	100% after \$150/day copay (days 1-5)	70%	100% after \$150/day copay (days 1-5)	70%
Skilled Care Facility	100% (days 1 -20); 100% after \$75/day copay (days 21-100) Limit 100 days per benefit period	70% Days 1 - 100 Limit 100 days per benefit period	100% (days 1 -20); 100% after \$75/day copay (days 21-100) Limit 100 days per benefit period	70% Days 1 - 100 Limit 100 days per benefit period
Outpatient Surgery	100% after \$50 copay per visit	70%	100% after \$50 copay per visit	70%
Outpatient Services	\$20 - \$50 copay	70%	\$20 - \$50 copay	70%
Therapies	100% after \$20 copay	70%	100% after \$20 copay	70%
Prescriptions*	Retail 30 day supply: 100% after: Level 1 - \$4 copay, Level 2 - \$25 copay, Level 3 - \$40 copay, and Level 4 - 33% coinsurance. After member's true out-of-pocket cost reaches \$4,550 the member pays the greater of \$2.55 for generic and \$6.35 for all other drugs, or 5% coinsurance. Mail order: 100% after: Level 1 - \$0 copay for 90 day supply, Level 2 - \$50 for 90 day supply, Level 3 - \$80 for 90 day supply Level 4 - 33% coinsurance (30 day supply)	In network copay plus the difference in cost between network and non-network pharmacy cost	Retail 30 day supply: 100% after: Level 1 - \$4 copay, Level 2 - \$25 copay, Level 3 - \$40 copay, and Level 4 - 33% coinsurance. After member's true out-of-pocket cost reaches \$4,700 the member pays the greater of \$2.65 for generic and \$6.60 for all other drugs, or 5% coinsurance. Mail order: 100% after: Level 1 - \$0 copay for 90 day supply, Level 2 - \$50 for 90 day supply, Level 3 - \$80 for 90 day supply Level 4 - 33% coinsurance (30 day supply)	In network copay plus the difference in cost between network and non-network pharmacy cost
Primary Care Physician	100% after \$10 copay per visit	70%	100% after \$10 copay per visit	70%
Specialist	100% after \$20 copay per visit	70%	100% after \$20 copay per visit	70%
Emergency Services	100% after \$65 copay Waived if admitted within 24 hours	100% after \$65 copay (Waived if admitted within 24 hours)	100% after \$65 copay Waived if admitted within 24 hours	100% after \$65 copay Waived if admitted within 24 hours

Note: Humana PPO service area: All counties in the state of Florida. *Benefit changed from 2013

City of St. Petersburg

Medicare Advantage Rate History

	2011	2012	2013	2014	2015
Humana HMO					
Single	49.00	49.00	38.00	38.78	38.78
Two Person	98.00	98.00	76.00	77.56	77.56
Humana PPO					
Single	153.00	149.00	131.00	178.85	231.87
Two Person	306.00	298.00	262.00	357.70	463.74

A RESOLUTION APPROVING THE FOURTH AND FINAL ONE-YEAR RENEWAL OPTIONS OF AGREEMENTS WITH HUMANA MEDICAL PLAN, INC. FOR THE MEDICARE + CHOICE HEALTH MANAGEMENT ORGANIZATION (HMO) PLAN AT AN ESTIMATED COST NOT TO EXCEED \$35,367 AND HUMANA INSURANCE COMPANY FOR THE PREFERRED PROVIDER ORGANIZATION (PPO) PLAN AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$648,309 FOR RETIREES FOR A TOTAL ESTIMATED ANNUAL COST NOT TO EXCEED \$683,676; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, On November 22, 2010 City Council approved the award of one-year agreements with four one-year renewal options to Humana Medical Plan, Inc. and Humana Insurance Company for group health insurance for retirees pursuant to Bid No. 7044 dated August 24, 2010; and

WHEREAS, On November 3, 2011 City Council approved the first one-year renewal options of the Agreements; and

WHEREAS, On October 4, 2012 City Council approved the second one-year renewal options of the Agreements; and

WHEREAS, On October 17, 2013 City Council approved the third one-year renewal options of the Agreements; and

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

WHEREAS, there is no increase in the monthly premium rate for the HMO and the PPO rate is 29.6% more than the 2014 rate; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Human Resources Department, recommends approval of the fourth and final one-year renewal options of these Agreements.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the fourth and final one-year renewal options of Agreements with Humana Medical Plan, Inc. for the Medicare + Choice Health Management Organization (HMO) Plan at an estimated cost not to exceed \$35,367 and Humana Insurance Company for the Preferred Provider Organization (PPO) Plan at an estimated annual cost not to exceed \$648,309 for retirees for a total estimated annual cost not to exceed \$683,676 are hereby approved and the

Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that these renewals will be effective through December 31, 2015.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of a replacement fire apparatus for the Fire Department from The Sutphen Corporation at a total cost of \$532,559.78.

Explanation: This purchase is being made from Florida Sheriffs Association (FSA) Bid No. 11-10-1202. The vendor will furnish and deliver one fire apparatus with a 24 foot two-section extension ladder, 14 foot aluminum roof and 10 foot folding ladders with rack. The unit will be powered by a 450hp Cummins engine, Allison EVS3000 automatic transmission, with a 65 gallon rear mounted fuel tank. It will be equipped with Hurst E-hydraulic tool package, thermal imaging camera, heavy-duty swing out brass body valves, air disc brakes, severe duty air conditioning, a nozzle package, forward EMS cabinet and intercom system.

The new fire apparatus has a life expectancy of ten years and will be stationed at Fire Station 11, located at 5150 31st Street South. This unit will replace a 12-year-old unit which will be put into reserve status.

The Procurement Department, in cooperation with the Fire Department, recommends for award utilizing Florida Sheriffs Association Bid 11-10-1202:

The Sutphen Corporation.....\$532,559.78

Fire Apparatus, 2015 Sutphen Shield S-1	1 EA @	\$327,508.20
Hurst E-hydraulics tool package	1 EA @	68,050.72
Smart Power Generator Package, 8KW	1 EA @	14,771.06
Hose Package	1 EA @	12,000.00
Thermal Imaging Camera	1 EA @	9,623.00
Mount Equipment and Mounts	1 EA @	8,218.52
David Clark Intercom System	1 EA @	5,781.65
Engine Upgrade from 370 Hp to 450 hp Cummins	1 EA @	5,190.00
Deck Gun Package	1 EA @	4,200.00
Electric Ladder Rack	1 EA @	3,916.23
Disc Brakes Front and Rear	1 EA @	3,788.10
Akron Black Max Intake Valves	1 EA @	3,650.00
Lettering Allowance	1 EA @	3,242.40
Akron Mercury Monitor	1 EA @	3,098.25
EMS Cabinet Back Wall	1 EA @	3,017.98
Nozzle Package	1 EA @	2,750.00
Upper Warning Light on Front of Cab	1 EA @	2,593.69
Upgrade to Whelen 12 LED Light Bar	1 EA @	2,411.34
PPV Fan	1 EA @	2,360.05
Upgrade to Severe Duty Air Conditioning	1 EA @	2,317.20
Siren, Q2B	1 EA @	2,121.55
Top Mount Pump Controls	1 EA @	2,100.00
Dunnage Mounted Cord Reel	1 EA @	1,964.73
Whelen PFP-2 LED Brow Light	1 EA @	1,938.00
Telescopic 750 watt lights on cab (2)	1 EA @	1,873.65
Quick Disconnect Foam System	1 EA @	1,809.00
Front Bumper Discharge	1 EA @	1,550.61
RH 2.5 Inlet	1 EA @	1,416.24
Add Left Rear 2.5 discharge	1 EA @	1,407.00

Additional Hose Bed Dividers (3)	1 EA	@	1,365.40
Foam Tank 30 gal	1 EA	@	1,337.96
Slide Out Pump Panels (2)	1 EA	@	1,336.30
250 lb Tool Boards (3)	1 EA	@	1,301.88
Slide out Tilt Down trays (2)	1 EA	@	1,291.30
Barrier Cab Doors	1 EA	@	1,242.18
Upgrade to 4" LDH discharge	1 EA	@	1,221.68
750 Gal Water Tank	1 EA	@	1,097.79
Little Giant Ladder and Mounting	1 EA	@	1,005.00
Backboard Storage	1 EA	@	1,000.00
LED Headlamps	1 EA	@	970.40
Special Backboard Mount	1 EA	@	904.50
Foam Eductor	1 EA	@	879.38
Adjustable Shelves (5)	1 EA	@	873.19
Add Rear LED Traffic advisor	1 EA	@	859.39
Electric Lock on R-3 Door	1 EA	@	829.13
Rear 110 V light	1 EA	@	810.53
Foam Tank Gauge	1 EA	@	804.00
Upgrade to Whelen LED Lower Warning	1 EA	@	780.92
Cab Door Warning Lights LED	1 EA	@	753.40
Receptacle in R-3 Compt	1 EA	@	678.38
Soft Suction, 15ft	1 EA	@	678.38
Outlet in EMS Cabinet, 120 V	1 EA	@	603.00
LED Tail Lamps	1 EA	@	585.45
Tray, 600 lb(1)	1 EA	@	582.15
Waterous Overheat Protection	1 EA	@	569.44
4-Way Light box on cord reel	1 EA	@	525.00
Computer Bracket Sliding	1 EA	@	525.00
Kussmaul Auto Eject	1 EA	@	444.54
Manual Pump Shift Override	1 EA	@	394.36
Storz Adapter	1 EA	@	326.63
Rear Rotabeam Upgrade	1 EA	@	275.00
Gooseneck Map Light	1 EA	@	246.23
Air Outlet on Pump Panel	1 EA	@	231.15
LED Turn Signals	1 EA	@	211.69
Power For Computer	1 EA	@	175.88
Daytime Running Lights	1 EA	@	174.00

The vendor has met the specifications, terms and conditions of the Florida Sheriffs Association Bid No. 11-10-1202 effective through December 31, 2014. This purchase is made in accordance with Section 2-256 (3) of the City Code which authorizes the Mayor or his designee to purchase from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles.

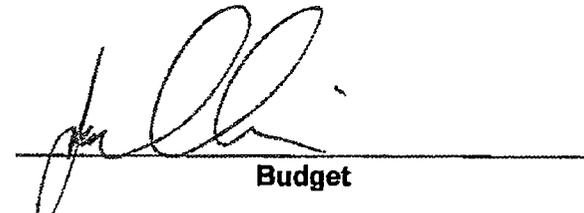
Cost/Funding/Assessment Information: Funds are available in the FY 2015 Operating & Capital Improvement Budgets in the Public Safety Capital Improvement Fund (3025), Fire Engine 11 Replacement (F431) Project (14624) [\$276,000] and the Fleet Replacement Fund (5002), Fleet Mechanical Costs (8002527) [\$327,508.20].

Attachments: Price History
 Resolution

Approvals:



 Administrative



 Budget

Price History

070-57 Fire and Rescue Vehicle, Pumper

<u>Item No.</u>	<u>Description</u>	<u>2010</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>	<u>% Change</u>
1	Fire Pumper, Shield S1	\$362,622.42	\$421,937.28	\$431,247.48	\$532,559.78	23%

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT FOR THE PURCHASE OF A REPLACEMENT FIRE APPARATUS FOR THE FIRE DEPARTMENT FROM THE SUTPHEN CORPORATION AT A TOTAL COST NOT TO EXCEED \$532,559.78 UTILIZING FLORIDA SHERIFFS ASSOCIATION BID NO. 11-10-1202; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to replace a 12-year old fire apparatus; and

WHEREAS, pursuant to Section 2-256(3) of the City Code the City is permitted to purchase vehicles from the Sheriffs Association and Florida Association of Counties negotiated purchase programs; and

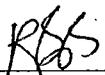
WHEREAS, Sutphen Corporation has met the specifications, terms and conditions of Florida Sheriffs Association Bid No. 11-10-1202; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fire Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement for the purchase of a replacement fire apparatus from Sutphen Corporation for the Fire Department at a total cost not to exceed \$532,559.78 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2012

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of two replacement fire rescue vehicles from Wheeled Coach Industries, Inc. for the Fire Department at a total cost of \$345,623.

Explanation: This purchase is being made from Florida Sheriffs Association Bid No. 11-10-1202. The vendor will furnish and deliver two Type I Ambulance "patient transport capable" medical modules mounted on 20,000 lbs. GVWR chassis, each with 6.7L 260hp Cummins engine, and Allison 2200 electronic transmission. The equipment includes reinforced cab console for mobile data terminals, custom interior cabinet layout and exterior compartments with additional shelving, additional LED lights and an external condenser and second compressor.

The ambulances will be stationed at the Master Fire Station and Station No. 9 (475 66th Street North) respectively and will be used to respond to emergency medical calls. The new vehicles have life expectancies of ten years and are replacing six-year-old vehicles. The old vehicles will be used as reserve vehicles.

The Procurement Department, in cooperation with the Fire Department, recommends for award utilizing Florida Sheriffs Association Bid 11-10-1202:

Wheeled Coach Industries, Inc.....\$345,623

Ambulance, 2013 Freightliner M2 "MAV" Chassis, with Wheeled Coach body (base)	2 EA	@	\$147,995	\$295,990
Options				
Custom Graphics including Chevron	2 EA	@	4,100	8,200
LED Lighting Package	2 EA	@	3,424	6,848
Additional Side Scene Lighting	2 EA	@	2,570	5,140
Paint Red	2 EA	@	2,300	4,600
Upgrade A/C external condenser and second compressor	2 EA	@	1,820	3,640
702" Headroom in Patient Area	2 EA	@	1,627	3,254
Inverter	2 EA	@	1,525	3,050
Aluminum Rims	2 EA	@	1,380	2,760
Howler Siren	2 EA	@	1,350	2,700
Front Facing LED scene lights	2 EA	@	1,306	2,612
Air Horn w/ switching	2 EA	@	1,150	2,300
Additional shelves & compartment upgrades	2 EA	@	1,053	2,106
LED Domes	2 EA	@	870	1,740
LED Load Lights	2 EA	@	780	1,560
Custom Width exterior compartments	2 EA	@	700	1,400
Attendant Seat with 3 point harness	2 EA	@	625	1,250
Custom interior cabinet layout	2 EA	@	605	1,210
Shelves	2 EA	@	600	1,200
Power Door locks/chrome handles	2 EA	@	600	1,200
Cylinder holds	2 EA	@	600	1,200
Dri-Dek in compartment Bottoms	2 EA	@	546	1,092
Squad Seat	2 EA	@	500	1,000
Street Side Compartment doors-offset	2 EA	@	475	950
Intercom	2 EA	@	450	900

Dividers	2 EA @	450	900
Auto Dump	2 EA @	425	850
Compartment Lighting	2 EA @	380	760
RF Cabinets EMS MAV Custom	2 EA @	341	682
Cast Speakers in Bumper ILOS	2 EA @	305	610
Double Step	2 EA @	300	600
Cigarette Lighters (3) IATS	2 EA @	267	534
Emergency Master Switch	2 EA @	250	500
Diamond Plate Def Tank	2 EA @	210	420
Two Antenna Bases	2 EA @	206	412
Grab Handle aluminum IATS	2 EA @	198	396
Lexan Sliders	2EA @	194	388
Headliner Recessed	2 EA @	186	372
Rear Scene light to activate w/reverse	2 EA @	185	370
Headliner Flasher Circuit	2 EA @	155	310
Relay Control Circuit	2 EA @	153	306
Discount, Multi-Vehicle	2 EA @	<u>(11,500)</u>	<u>(23,000)</u>
		\$171,656	\$343,312

Additional Option

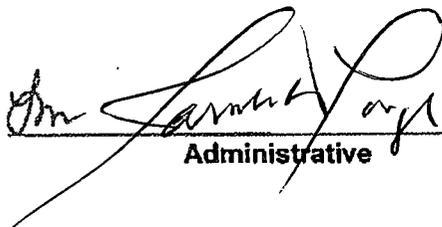
Additional paint/graphics -- Ray's Logo	1 EA @	2,311	2,311
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The vendor has met the specifications, terms and conditions of the Florida Sheriffs Association Bid No. 11-10-1202 effective through December 31, 2014. This purchase is made in accordance with Section 2-256 (3) of the City Code which authorizes the Mayor or his designee to purchase from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles.

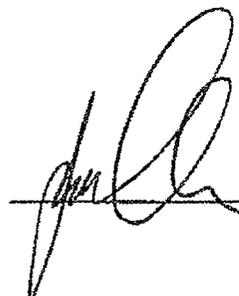
Cost/Funding/Assessment Information: Funds are available in the Emergency Medical Services Fund (1009), Fire Department (1501513).

Attachments: Price History
 Resolution

Approvals:



 Administrative



 Budget

Price History

070-03 Fire and Rescue Vehicles, Ambulance

<u>Item No.</u>	<u>Description</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2014</u>	<u>% Change</u>
1	Fire Rescue Vehicle, Ambulance, Type 1	\$139,104.00	\$149,982.00	\$159,980.00	\$166,539.00	\$171,656.00	3%

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT FOR THE PURCHASE OF TWO REPLACEMENT FIRE RESCUE VEHICLES FROM WHEELED COACH INDUSTRIES, INC. FOR THE FIRE DEPARTMENT AT A TOTAL COST NOT TO EXCEED \$345,623 UTILIZING FLORIDA SHERIFFS ASSOCIATION BID NO. 11-10-1202; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to replace two six-year old fire rescue vehicles; and

WHEREAS, pursuant to Section 2-256(3) of the City Code the City is permitted to make purchases from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles.

WHEREAS, Wheeled Coach Industries, Inc. has met the specifications, terms and conditions of Florida Sheriffs Association Bid No. 11-10-1202; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fire Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement for the purchase of two replacement fire rescue vehicles from Wheeled Coach Industries, Inc. for the Fire Department at a total cost not to exceed \$345,623 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving the purchase of quicklime from Carmeuse Lime & Stone, Inc. for the Water Resources Department at an estimated annual cost of \$345,000.

Explanation: This purchase is being made from a joint bid with Tampa Bay Water under Contract No. 2015-037. The vendor will furnish and deliver quicklime (calcium oxide) for the Cosme Water Treatment Plant to soften and adjust pH levels of potable water and reduce pipe corrosion within the potable water distribution system.

The Procurement Department, in cooperation with the Water Resources Department, recommends for award utilizing Tampa Bay Water Contract No. 2015-037:

Carmeuse Lime & Stone, Inc.....\$345,000
1,583 tons @ \$217.92/ton

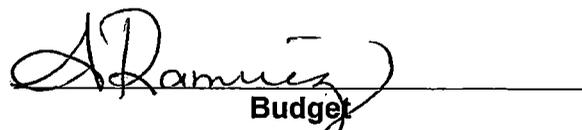
Carmeuse Lime & Stone, Inc. currently provides this product and has met the specifications, terms and conditions of Tampa Bay Water Contract No. 2015-037 dated September 9, 2014. This purchase is made in accordance with Section 2-256 (1) of the City Code which authorizes the Mayor or his designee to participate in a joint bid process with other governmental entities. A blanket purchase agreement will be issued to the vendor and will be binding only for actual quantities purchased. This agreement will be effective through December 31, 2015.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001), Cosme W.T.P. Operations (4202077).

Attachments: Bid Tabulation
Price History
Resolution

Approvals:


Administrative


Budget

City of St. Petersburg
Bid Tabulation
 Procurement and Supply Management

Item No.	Description	EAU	UOM	Carmeuse Lime & Stone, Inc. Shelby, AL		Chemrite, Inc. Buford, GA		Lhoist North America Ft. Worth, TX	
				Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
1	Chemical, Quicklime	1,200	TON	\$217.92	\$261,504.00	\$228.15	\$273,780.00	\$281.82	\$73,697,057.28

Price History
885-78 Chemical, Quicklime

Description	2011	2012	2013	2014	2015	% Change
Quicklime	\$209.64	\$209.64	\$209.64	\$209.64	\$217.92	3.9%

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT (BLANKET AGREEMENT) TO CARMEUSE LIME & STONE, INC. FOR THE PURCHASE OF QUICKLIME FOR THE WATER RESOURCES DEPARTMENT AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$345,000 UTILIZING A JOINT BID WITH TAMPA BAY WATER UNDER CONTRACT NO. 2015-042; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase quicklime from Carmeuse Lime & Stone, Inc. for the Water Resources Department; and

WHEREAS, pursuant to Section 2-256(1) of the City Code authorizes the Mayor or his designee to participate in joint bid processes with other governmental entities; and

WHEREAS, Carmeuse Lime & Stone, Inc. has met the specifications, terms and conditions of Tampa Bay Water Contract No. 2015-042; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Water Resources Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of an agreement (Blanket Agreement) to Carmeuse Lime & Stone, Inc. for the purchase of quicklime for the Water Resources Department at an estimated annual cost of \$345,000 utilizing Tampa Bay Water Contract No. 2015-042 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that the agreement will be effective from the date of approval through December 31, 2015.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Renewing blanket purchase agreements with Southeastern Paper Group Inc., Sani-Chem Janitorial Supplies, Inc. and American Chemical & Building Maintenance Supply, Inc. for janitorial supplies at an estimated annual cost of \$330,000.

Explanation: On December 1, 2011 City Council approved one-year agreements for janitorial supplies through November 30, 2012, with three one-year renewal options. On December 20, 2012 and November 25, 2013 respectively, City Council approved one-year renewal options. This is the final renewal option.

The vendors provide items such as brooms, mops, brushes, cleaners, detergents, hand soaps, insect repellants, buckets, personal hygiene items, trash liners and containers. These items are stocked at the Consolidated Warehouse.

The Procurement Department recommends for renewal:

Janitorial Supplies.....\$330,000

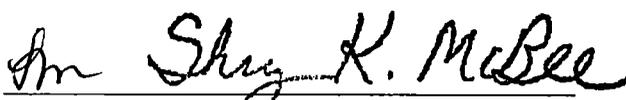
Southeastern Paper Group, Inc.
Sani-Chem Janitorial Supplies, Inc. (SBE)
American Chemical & Building
Maintenance Supply, Inc. (SBE)

The vendors have agreed to uphold the terms and conditions of IFB No. 7198 dated September 29, 2011. Amounts paid to vendors pursuant to this renewal shall not exceed a combined total of \$285,000 during the renewal term. The renewals will be effective from date of approval through November 30, 2015.

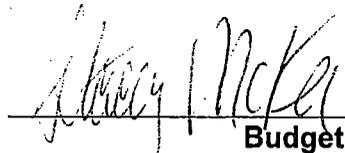
Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001) Fire Suppression Account (150-1497) [\$70,000], Police Department, Building Maintenance Account (140-1393) [\$40,000], various Parks and Recreation account numbers within the Parks and Recreation Department (190) [\$80,000]; Municipal Office Buildings Fund (5005), Real Estate & Property Management Department, Municipal Services Center Account (360-2617) [\$20,000] and the Water Resources Operating Fund (4001), Water Resources Department (420) various account numbers [\$40,000].

Attachments: Resolution

Approvals:



Administrative
By: 



Budget

A RESOLUTION APPROVING THE THIRD AND FINAL ONE-YEAR RENEWAL OPTIONS OF AGREEMENTS (BLANKET AGREEMENTS) WITH SOUTHEASTERN PAPER GROUP INC. SANI-CHEM JANITORIAL SUPPLIES, INC. AND AMERICAN CHEMICAL & BUILDING MAINTENANCE SUPPLY, INC. FOR JANITORIAL SUPPLIES AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$330,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 1, 2011 City Council approved the award of one-year agreements (Blanket Agreements) with three one-year renewal options to Southeastern Paper Group, Inc., Sani-Chem Janitorial Supplies, Inc., and American Chemical & Building Maintenance Supply, Inc. ("Vendors") for janitorial supplies pursuant to IFB No. 7198 dated September 29, 2011; and

WHEREAS, on December 20, 2012 City Council approved the first one-year renewal options of the Agreements; and

WHEREAS, on November 25, 2013 City Council approved the second one-year renewal options of the Agreements; and

WHEREAS, the City desires to exercise the third and final one-year renewal options to the Agreements; and

WHEREAS, the Vendors have agreed to uphold the terms and conditions of IFB No. 7198; and

WHEREAS, the Procurement & Supply Management Department recommends approval of these renewals.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the third and final one-year renewal options to the Agreements (Blanket Agreements) with Southeastern Paper Group, Inc., Sani-Chem Janitorial Supplies, Inc., and American Chemical & Building Maintenance Supply, Inc. for janitorial supplies at an estimated annual cost not to exceed \$330,000 are hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that these renewals will be effective from the date of approval through November 30, 2015.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Approving a Construction Manager at Risk (CMAR) Agreement between the City of St. Petersburg, Florida, and The Haskell Company ("Haskell") for preconstruction and utility location services for the new Biosolids and Waste to Energy Project; authorizing the City Attorney to make non-substantive changes to the CMAR Agreement; authorizing the Mayor or his designee to execute the CMAR Agreement; authorizing payment to Haskell in an amount not to exceed \$227,438 for the Preconstruction Phase and Utility Location Services; approving a supplemental appropriation in the amount of \$256,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the WRF SW Biosolids CMAR FY15 Project (14855); and providing an effective date.

Explanation: February 27, 2009, the City submitted an appropriation request for Federal funding for the St. Petersburg Sustainable Biosolids/Renewable Energy Project. The project is to investigate available technologies and processes to dispose of biosolids and yard wastes and produce renewable thermal, electrical, or combustible gas energy to be utilized to offset energy requirements used in the water reclamation operations, and significantly reduce biomass trucking and disposal costs. Additional objectives are to reduce the City's carbon footprint, develop renewable energy credits, and greenhouse gas emission reduction credits.

On May 10, 2010, the City received a letter from the Department of Energy (DOE) stating that Phase 1 Project Research and Development (R&D) tasks are eligible for an 80% cost grant, with a 20% minimum local cost share, and subsequent Phase 2 design and Phase 3 construction are eligible for a 50% grant with a 50% local cost share. Congressionally directed DOE funding for the project is \$2,500,000. The DOE approved the grant on August 11, 2011.

The City is working with the DOE's Office of Commercialization and Project Management Biomass Branch to evaluate various biomass, biogas, and waste-to-energy systems that might be applicable to produce useful energy from the City's biosolids and yard wastes. The City produces three waste streams of material which must be trucked to either a landfill or to a land application site for disposal. The City's four Water Reclamation Facilities (WRF's) produce approximately 36,000 tons per year of biosolids and 1,800 cubic yards of screenings material (which are mostly comprised of organic material). The City's Sanitation Department collects and disposes of approximately 35,000 tons per year of yard wastes. The disposal of these biomass materials is both very expensive and very energy intensive, primarily due to fuel used in trucking this material up to 80 miles. In addition, new State of Florida Department of Environmental Protection (FDEP) regulations will significantly increase the cost and the energy needed to process and dispose of biosolids in the future.

On May 13, 2010, pursuant to their relative experience, the consulting and engineering firm of Brown and Caldwell was utilized from the Potable Water, Wastewater and Reclaimed Water continuing engineering services contract to complete a Phase I Feasibility Study for the project. This study, as part of the DOE grant process, was to evaluate different

technologies such as thermal based processes, chemical processes, and mechanical/physical based processes for energy recovery, potential facility locations, with consideration to FDEP sludge disposal regulations, FDEP and United States Environmental Protection Agency (USEPA) air quality regulations, impact of capital and operating costs, and impact on energy consumption.

On July 22, 2010, City Council approved Task Order No. 08-2-BC/W, in the amount of \$258,217, to the firm of Brown and Caldwell for professional engineering services for the Phase 1 Feasibility Study.

The Phase 1 Feasibility Study recommends consolidation of wastewater solids handling and construction of energy production facilities at the Southwest Water Reclamation Facility. Work proposed includes expansion of biosolids dewatering, enhanced anaerobic digestion to provide renewable natural gas (methane) and Class A biosolids, and odor control for biosolids processing. Recommendations are to continue processing yard waste separately using current mulching technologies and re-evaluate thermal processing of yard waste in three to five years.

On December 14, 2012, in accordance with the Consultant Competitive Negotiation Act, the City's Consultant Selection Committee selected the firm of Brown and Caldwell to perform professional architectural/engineering services pertaining to design phase services for the City's proposed Biosolids and Waste to Energy Project (the "Project"). The selection took place in accordance with the Request for Proposal process. Seven consultants responded with proposals. The committee shortlisted three consultants for presentations and selected Brown & Caldwell based on the published criteria of experience, capability and project approach.

On April 18, 2013 City Council approved an architect/engineering agreement ("A/E Agreement") between the City of St. Petersburg and Brown and Caldwell for design and bidding services related to the new Biosolids and Waste to Energy Project. Brown and Caldwell has indicated that the new Biosolids and Waste to Energy Project will be best served with the use of a Construction Manager at Risk who will provide pre-construction cost estimating and constructability review services, construction manager services to construct the Biosolids and Waste to Energy Project within a guaranteed maximum price (GMP), and also provide meaningful value engineering recommendations to reduce the Project cost.

On June 11, 2014, the Procurement and Supply Management Department, in collaboration with the Water Resources Department and the Engineering and Capital Improvements Department, issued a Request for Proposals No. 7662 entitled "958-26 Construction Manager at Risk Biosolids Waste to Energy Project". The City received eight proposals from qualified construction managers. After review of proposals and qualifications by the evaluation committee, four firms were shortlisted for presentations as follows:

The Haskell Company	Tampa, Florida
Garney Companies	Winter Haven, Florida
MWH Constructors, Inc.	Tampa, Florida
PCL Construction, Inc.	Tampa, Florida

On September 23, 2014 the evaluation committee ranked The Haskell Company (Haskell) as the highest ranked firm.

The CMAR Agreement is a modified version of AIA document A133-2009, Standard Form of Agreement between Owner (City) and the Construction Manager (Haskell) where Haskell provides Preconstruction Services and Utility Location Services during final design work by Brown and Caldwell. Preconstruction services begin with Haskell working closely with Brown and Caldwell and City staff to complete value engineering and design constructability reviews to develop a Guaranteed Maximum Price (GMP). The utility location services will be performed to determine the precise location of subsurface utilities to provide complete and appropriate information to develop the final design and costs. At the conclusion of the Preconstruction Phase, Haskell shall provide a GMP proposal to the City. The Preconstruction Phase fees are as follows:

Preconstruction Services	\$ 219,438
Locate Utilities in Advance of Construction	<u>8,000</u>
Total Preconstruction Phase	\$ 227,438

The Construction Phase shall commence upon City Council's approval of a Guaranteed Maximum Price Amendment ("GMP Amendment") and the issuance of a Notice to Proceed. The GMP Amendment will include the cost of the work plus the construction manager's fee. During the Construction Phase, the Construction Manager will assume the responsibility as the Contractor and will proceed to construct the new Biosolids and Waste to Energy Project. All construction work will be competitively bid by Haskell in accordance with the terms and conditions set forth in the CMAR Agreement.

The appropriation of \$256,000 to this project funds Haskell's fees for the Preconstruction Phase as well as Engineering and Capital Improvement Department project management costs.

Haskell is a Florida based company that has more than 50 years of experience in constructing projects using the GMP project delivery method. Haskell has completed over 1,500 projects totaling \$13 billion dollars, and over \$3 billion dollars worth of wastewater utility projects.

Haskell's headquarters are located in Jacksonville, Florida, with local offices in Tampa. Haskell has demonstrated a thorough understanding of the local construction conditions, the subcontractors, suppliers and the "marketplace", which are all valuable in getting the best pricing and delivery conditions.

Recommendation: Administration recommends that City Council approve the attached resolution approving a Construction Manager at Risk Agreement between the City of St. Petersburg, Florida, and The Haskell Company ("Haskell") for preconstruction and utility location services for the new Biosolids and Waste to Energy Project ("CMAR Agreement"); authorizing the City Attorney to make non-substantive changes to the CMAR Agreement; authorizing the Mayor or his designee to execute the CMAR Agreement; authorizing payment to Haskell in an amount not to exceed \$227,438 for the Preconstruction Phase and Utility Location Services; approving a supplemental appropriation in the amount of \$256,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the WRF SW Biosolids CMAR FY15 Project (14855); and providing an effective date.

Cost/Funding/Assessment Information:

Funds will be available following a supplemental appropriation in the amount of \$256,000 from the unappropriated balance of the Water Resources Capital Project Fund (4003) to the WRF SW Biosolids CMAR FY15 Project (14855).

Attachments: Resolution

Approvals:



Administrative



Budget

A RESOLUTION ACCEPTING A PROPOSAL AND APPROVING THE AWARD OF AN AGREEMENT FOR A CONSTRUCTION MANAGER AT RISK ("CMAR") TO THE HASKELL COMPANY FOR PRECONSTRUCTION AND UTILITY LOCATION SERVICES FOR THE NEW BIOSOLIDS AND WASTE TO ENERGY PROJECT (14855) IN AN AMOUNT NOT TO EXCEED \$227,438 FOR THE PRECONSTRUCTION PHASE AND UTILITY LOCATION SERVICES; AUTHORIZING THE CITY ATTORNEY TO MAKE NON-SUBSTANTIVE CHANGES TO THE CMAR AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE CMAR AGREEMENT; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$256,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE WRF SW BIOSOLIDS CMAR FY15 PROJECT (14855); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement & Supply Management Department received eight proposals in response to Request for Proposal No. 7662 dated June 11, 2014 entitled "958-26 Construction Manager at Risk Biosolids Waste to Energy Project"; and

WHEREAS, on September 23, 2014 an evaluation committee ranked The Haskell Company as the highest ranked firm responding to Request for Proposal No. 7662; and

WHEREAS, the Administration recommends approval of the award of an agreement to The Haskell Company.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the proposal and award of an agreement for a Construction Manager At Risk ("CMAR") to The Haskell Company for preconstruction and utility location services for the new Biosolids and Waste to Energy Project in an amount not to exceed \$227,438 for the preconstruction phase and utility location services is hereby approved and the Mayor or his designee is authorized to execute the CMAR agreement; and

BE IT FURTHER RESOLVED that the City Attorney is hereby authorized to make non-substantive changes to the CMAR agreement; and

BE IT FURTHER RESOLVED that the following supplemental appropriation for FY2014 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) is hereby approved:

Water Resources Capital Projects Fund (4003)

WRF SW Biosolids CMAR FY15 Project (14855)

\$256,000

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Renewing an annual software maintenance agreement with Sungard Public Sector (SunGardPS), Inc. a sole source supplier, for the ICS Department at an estimated annual amount of \$200,992.47.

Explanation: On August 26, 2010 City Council approved an annual agreement for proprietary software maintenance effective through September 30, 2011 with four one-year renewal options. On August 18, 2011, September 20, 2012, and October 3, 2013 respectively, City Council approved one-year renewal options. This is the final one-year renewal option.

The vendor provides 24/7 telephone and dial-in support as well as periodic upgrades and program fixes for the SunGardPS software that is used to produce utility bills, construction and building permits, code enforcement letters, cash receipts, land management applications and management of work order and facilities maintenance projects. This software also integrates with the city's Imaging System, Interactive Voice Response System, Looking Glass web based business and GIS applications.

The Procurement and Supply Management Department in cooperation with the ICS Department recommends renewal:

Sungard Public Sector, Inc.\$200,992.47

The vendor has agreed to hold terms and conditions firm under the Software License and Service Agreement dated October 5, 2001. This renewal will be effective through November 30, 2015.

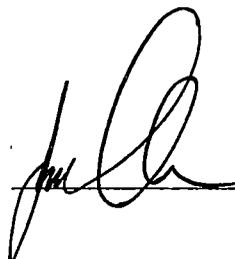
Cost/Funding/Assessment Information: Funds have been previously appropriated in the ICS Operating Fund (5011), ICS Department, Systems Development Number (8502557).

Attachments: Sole Source
Resolution

Approvals:



Administrative



Budget

CITY OF ST. PETERSBURG
REQUEST FOR SOLE SOURCE

Department: ICS Requisition No.

Check One: Sole Source Proprietary Specifications _____

Proposed Vendor: SunGard Public Sector, Inc

Estimated Total Cost 200,992.47

Description of Items (or Services) to be purchased: Annual Maintenance for the SunGard Suite of applications.

Purpose of function of items: To provide 24/7 telephone and dial-in support on the City's Land-based business applications. Including: Utility Accounts, Codes Enforcement, Billing and Collections, Work Orders, GTG Looking Glass, Occupational License, Parking Enforcement, Click2Gov (7 modules), DMS, QREP/WEB, QREP Analytics, Planning and Zoning, Building Permits, CRM/CZ, ePlan review.

Justification for Sole Source or Proprietary specification: The SunGard Public Sector Land-based suite of applications is proprietary software. Support/maintenance is only provided by SunGard Public Sector. It currently interfaces with key critical business applications including Oracle eBusiness, Questys Imaging, CryWolf False Alarms, Utility and Codes Liens

I hereby certify that in accordance with Section 2-232(d) of the City of St. Petersburg Purchasing Code, I have conducted a good faith review of available sources and have determined that there is only one potential source for the required items per the above justification.

MA Paduwall
Department Director

11/6/14
Date

MA Paduwall
Administrator/Chief

11/6/14
Date

A RESOLUTION APPROVING THE FOURTH AND FINAL ONE-YEAR RENEWAL OPTION OF AN AGREEMENT WITH SUNGARD PUBLIC SECTOR INC., A SOLE SOURCE SUPPLIER, AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$200,992.47 FOR PROPRIETARY SOFTWARE MAINTENANCE; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, On August 26, 2010 City Council approved the award of a one-year agreement with four one-year renewal options to Sungard Public Sector Inc., a sole source supplier, pursuant to Section 2-249 of the Procurement Code for proprietary software maintenance; and

WHEREAS, on August 26, 2011 City Council approved the first one-year renewal option of the Agreement; and

WHEREAS, on September 20, 2012 City Council approved the second one-year renewal option of the Agreement; and

WHEREAS, on October 3, 2013 City Council approved the third one-year renewal option of the Agreement; and

WHEREAS, the City desires to exercise the fourth and final one-year renewal option of the Agreement; and

WHEREAS, Sungard Public Sector Inc. has agreed to hold firm the terms and conditions of the Agreement; and

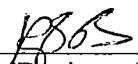
WHEREAS, the Procurement & Supply Management Department, in cooperation with the ICS Department, recommends approval of the renewal option of the Agreement.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the fourth and final one-year renewal option of the Agreement with Sungard Public Sector Inc. at an estimated annual cost not to exceed \$200,992.47 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that this Agreement will be effective through October 31, 2015.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of November 24, 2014

To: The Honorable William H. Dudley, Chair, and Members of City Council

Subject: Awarding three year blanket purchase agreements to J.J. Taylor Distributing Florida, Inc., Great Bay Distributors, Inc., Van Snax Distributors, Inc. and two other suppliers for food and beverages for resale at an estimated annual amount not to exceed \$200,000.

Explanation: The vendors provide alcoholic beverages and food such as candy, snacks, ice, hot dogs, deli meats and bread for resale at city concessions. The primary users are Golf Courses, Parks and Recreation and Downtown Enterprise Facilities departments.

The Procurement Department recommends award:

Food for Resale\$200,000

- Great Bay Distributors, Inc. Largo, Fl
- Van Snax Distributors, Inc. Pinellas Park, Fl (SBE)
- J.J. Taylor Distributing Florida, Inc. Jupiter, Fl
- Hamilton Distribution, Inc. St. Petersburg, Fl
- Freeman's Independent Ice Co, Inc. St. Petersburg, Fl

This purchase is made in accordance with Section 2-239 of the Procurement Code which exempts groceries, foodstuffs, alcoholic beverages, expendable items, merchandise or supplies for resale in city operated retail shops from the competitive bidding process. The agreements will be effective from date of award through November 30, 2017. Amounts paid to awardees pursuant to these awards shall not exceed a combined total of \$200K during the term of agreement.

Cost/Funding/Assessment Information: Funds have been appropriated in the Golf Courses Operating Fund (4061) [\$125,000] within various account numbers, General Fund (0001) [\$25,000] within various account numbers for Parks and Recreation Department, and Downtown Enterprise Facilities Department within various account numbers in Sunken Gardens Operating Fund (1207) [\$10,000], Coliseum Operating Fund (1205) [\$10,000], and the Marina Operating Fund (4041) [\$30,000].

Attachments: Resolution

Approvals:

Shay K. McBee

By Administrative

Shay McBee

Budget

A RESOLUTION APPROVING THE AWARD OF THREE-YEAR AGREEMENTS (BLANKET AGREEMENTS) TO J.J. TAYLOR DISTRIBUTING FLORIDA, INC., GREAT BAY DISTRIBUTORS, INC., VANSNAX DISTRIBUTORS, INC. HAMILTON DISTRIBUTION, INC. AND FREEMAN'S INDEPENDENT ICE CO., INC. FOR THE PURCHASE OF FOOD AND BEVERAGES FOR RESALE AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$200,000 PURSUANT TO SECTION 2-239 OF THE PROCUREMENT CODE; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has a need for food and beverages for resale at City concessions; and

WHEREAS, Section 2-239 of the Procurement Code provides that groceries, foodstuffs, alcoholic beverages, expendable items, merchandise or supplies for resale in City-operated retail shops are exempt from the competitive bidding process; and

WHEREAS, the City desires to enter into three-year agreements (Blanket Agreements) with J.J. Taylor Distributing Florida, Inc., Great Bay Distributors, Inc., VanSnax Distributors, Inc. Hamilton Distribution, Inc. and Freeman's Independent Ice Co., Inc. to provide food and beverages for resale; and

WHEREAS, the Procurement & Supply Management Department recommends approval of these awards.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of three-year agreements (Blanket Agreements) to J.J. Taylor Distributing Florida, Inc., Great Bay Distributors, Inc., VanSnax Distributors, Inc. Hamilton Distribution, Inc. and Freeman's Independent Ice Co., Inc at an estimated annual cost not to exceed \$200,000 pursuant to Section 2-239 of the Procurement Code are hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that the agreements will be effective from the date of approval through November 30, 2017.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of November 24, 2014

TO: The Honorable William H. Dudley, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to accept a Deed in Lieu of Paying Special Assessments on an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg, from Darenflorida I.V. Land Trust No. 1 UTD 3-10-14, and to execute all documents necessary to effectuate this transaction; and providing an effective date.

EXPLANATION: On November 1, 2012, City Council through the adoption of City Council Resolution No. 2012-51 established a Special Assessment Lien Modification Program ("Program") that authorized the Mayor or his designee to take actions on requests for relief of Special Assessment liens pursuant to the Policies and Procedures approved for the Program. Option B of the Program allows a property owner to offer to convey to the City a Deed in Lieu of Paying Special Assessment Liens provided that the property shall have *clear unencumbered title*.

Billing and Collections received a Special Assessment Lien Modification application from Darenflorida I.V. Land Trust No. 1 UTD 3-10-14 ("Seller") requesting to convey an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg ("Property") to the City via deed in lieu of paying the special assessments owed on the Property. The application was forwarded to Real Estate and Property Management for review in accordance with the City's Real Estate policy. The Seller acquired the Property at a tax deed sale, and as required by the Program, the title is presently uninsurable without completing a quiet title suit which is a situation not covered in the Program. While the circumstances do not fully comply with the requirements established in the Program due to the uninsurable title, in an effort to bring this Property into a position to be developed in the future it is desirable for the City to accept title to the Property.

The Seller purchased the tax deed on April 18, 2014 paying \$7,100 for the Property. There are ±\$10,580 in special assessment City liens (principal and interest) on the Property. Of these special assessment liens, three (3) are lot clearing liens that were on the Property at the time of the Seller's purchase of the tax deed. In addition, there is a demolition lien related to the demolition of a single-family dwelling unit that previously occupied the site that was in process prior to the Seller acquiring the property which was assessed after the acquisition by the Seller. There are no active codes cases against the Property, no other encumbrances of record, and no outstanding real estate taxes due. The Seller will be paying the current year's prorated real estate taxes through the date of closing. The Administration's recommendation is to accept the Property and have a suit to quiet title performed on the property, at which time title insurance will be obtainable, and then offer the Property for sale for the redevelopment of a new infill

single-family residence. The Property is zoned NT-1 (Neighborhood Traditional) and has lot dimensions of ±45 feet x 127 feet for a lot area of ±5,715 square feet.

The Property is legally described as follows:

Lot 21, Block 1, DOWLING-MCNAB'S REPLAT OF BLOCK "K" WEST OAKLAND
Pinellas County Property ID: 28/31/16/22338/001/0210
Approx. Street Address: 4643 – 19th Avenue South, St. Petersburg

The Seller will be paying for the state documentary stamps and recording fee on the deed.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to accept a Deed in Lieu of Paying Special Assessments on an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg, from Darenflorida I.V. Land Trust No. 1 UTD 3-10-14; and to execute all documents necessary to effectuate this transaction; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustration and Resolution

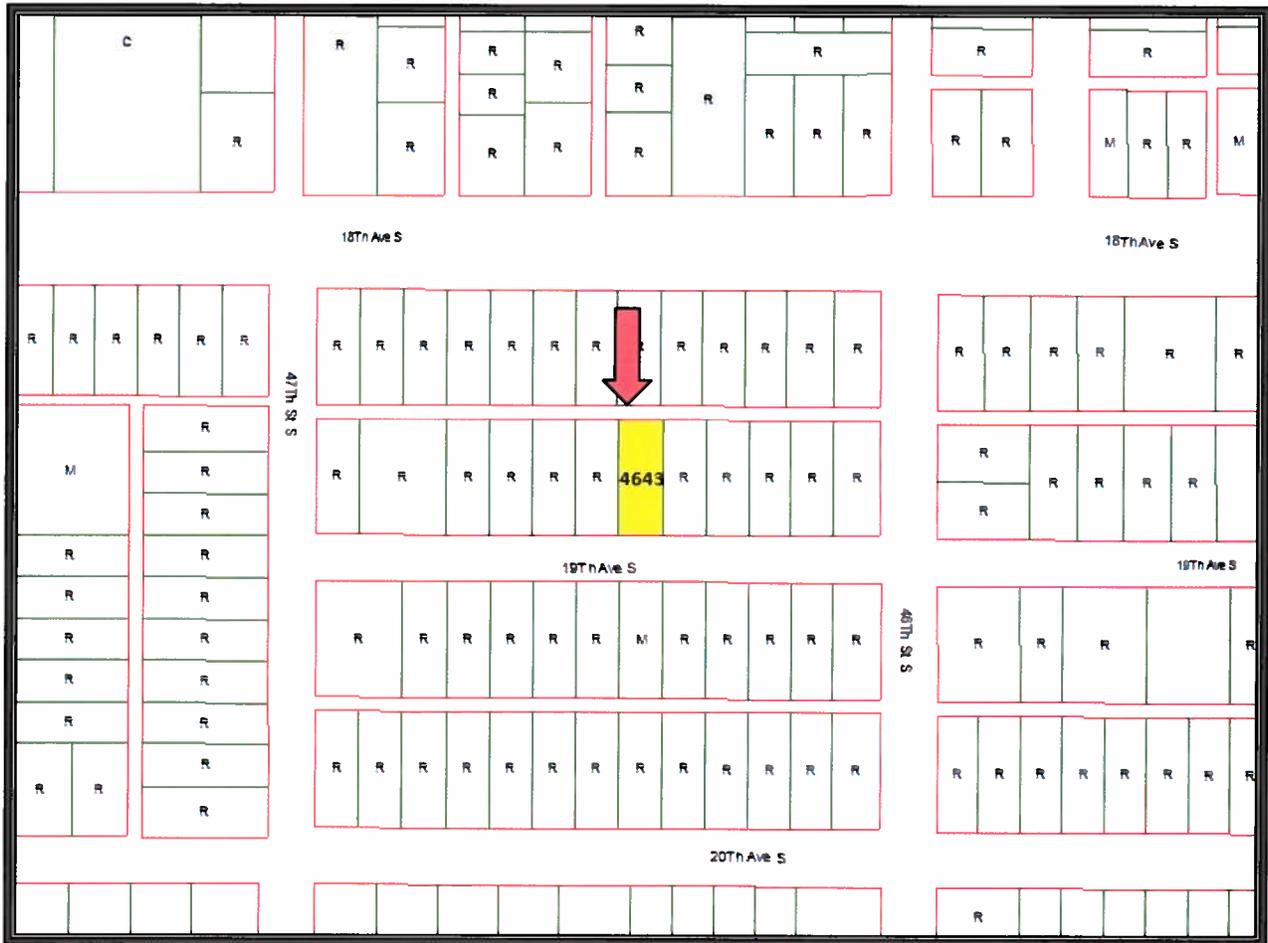
APPROVALS: Administration: _____ *[Signature]* *[Signature]*

Budget: _____ N/A _____

Legal: _____ *[Signature]* _____

(As to consistency w/attached legal documents)
Legal: 00206206.doc V. 1

ILLUSTRATION



Approximately 4643 – 19th Avenue South, St. Petersburg

Resolution No. 2014 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ACCEPT A DEED IN LIEU OF PAYING SPECIAL ASSESSMENTS ON AN UNIMPROVED PARCEL LOCATED AT APPROXIMATELY 4643 – 19TH AVENUE SOUTH, ST. PETERSBURG, FROM DARENFLORIDA I.V. LAND TRUST NO. 1 UTD 3-10-14; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on November 1, 2012, City Council through the adoption of City Council Resolution No. 2012-51 established the Special Assessment Lien Modification Program ("Program") that authorized the Mayor or his designee to take actions on requests for relief of Special Assessment liens pursuant to the Policies and Procedures approved for the Program; and

WHEREAS, Option B of the Program allows a property owner to offer to convey to the City a Deed in Lieu of Paying Special Assessment Liens provided that the property shall have *clear unencumbered title*; and

WHEREAS, Billing and Collections received a Special Assessment Lien Modification application from Darenflorida I.V. Land Trust No. 1 UTD 3-10-14 ("Seller") requesting to convey an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg ("Property") to the City via deed in lieu of paying the special assessments owed on the Property; and

WHEREAS, the application was forwarded to Real Estate and Property Management for review in accordance with the City's Real Estate policy; and

WHEREAS, the Seller acquired the Property at a tax deed sale, and, as required by the Program, the title is presently uninsurable without completing a quiet title suit, which is a situation not covered in the Program; and

WHEREAS, while the circumstances do not fully comply with the requirements established in the Program due to the uninsurable title, in an effort to bring this Property into a position to be developed in the future it is desirable for the City to accept title to the Property; and

WHEREAS, the Seller purchased the tax deed on April 18, 2014 paying \$7,100 for the Property; and

WHEREAS, there are ±\$10,580 in special assessment City liens (principal and interest) on the Property; and

WHEREAS, of these special assessment liens, there are three (3) lot clearing liens that were on the Property at the time of the Seller's purchase of the tax deed in addition to a demolition lien related to the demolition of a single-family dwelling unit that previously occupied the site that was in process prior to the Seller acquiring the property which was assessed after the acquisition by the Seller; and

WHEREAS, there are no active codes cases against the Property, no other encumbrances of record, no outstanding real estate taxes due, and the Seller will be paying the current year's prorated real estate taxes through the date of closing; and

WHEREAS, the Administration's recommendation is to accept the Property and have a suit to quiet title performed on the property, at which time title insurance will be obtainable, and then offer the Property for sale for the redevelopment of a new infill single-family residence; and

WHEREAS, the Property is zoned NT-1 (Neighborhood Traditional) and has lot dimensions of ±45 feet x 127 feet for a lot area of ±5,715 square feet and is legally described as follows:

Lot 21, Block 1, DOWLING-MCNAB'S REPLAT OF BLOCK "K" WEST OAKLAND; Pinellas County Property ID: 28/31/16/22338/001/0210
Approx. Street Address: 4643 – 19th Avenue South, St. Petersburg; and

WHEREAS, the Seller will be paying for the state documentary stamps and recording fee on the deed.

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 accept a Deed in Lieu of Paying Special Assessments on an unimproved parcel located at approximately 4643 – 19th Avenue South, St. Petersburg, as legally described above, from Darenflorida I.V. Land Trust No. 1 UTD 3-10 and to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)

Legal: 00206206.doc V. 1

APPROVED BY:



Bruce E. Grimes, Director

Real Estate and Property Management

APPROVED BY:



Tammy Jerome, Director

Billing and Collections

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of November 24, 2014

TO: The Honorable William H. Dudley, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a First Amendment to Lease Agreement with Aristiz, Inc. to reduce the premises within the aeronautical hangar for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth Avenue S.E., St. Petersburg; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: On June 19, 2014, City Council approved Resolution No. 2014-261 authorizing the execution of a five (5) year Lease Agreement ("Lease") with Aristiz, Inc. ("Aristiz") for use of an approximately 2,880 sq. ft. aeronautical hangar with office space consisting of 200 sq. ft. ("Building") for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth Avenue S.E., St. Petersburg within Albert Whitted Airport ("Premises").

John Aristizabal, owner/operator of Aristiz, Inc., notified the Airport Manager that due to his disability he has no need to utilize the office space consisting of 200 sq. ft. on the Second Level of the Building and has thereby requested to reduce the Premises to his use of the aeronautical hangar only, which is located on the First Level of the Building. The Airport Manager has agreed to reduce the Premises for Aristiz to the First Level of the Building as requested.

Aristiz has executed a First Amendment to Lease Agreement which amends the Premises from approximately 3,080 sq. ft. to 2,880 sq. ft., subject to City Council approval with all of the terms and conditions contained in the Lease remaining in full force and effect. Effective December 1, 2014, Aristiz will commence paying the City rent in the amount of \$11,635.00 annually (\$970.00 monthly), plus any applicable taxes, and in addition to paying the City a refuse fee at a rate of \$15.00 per month.

This Lease is in compliance with Section 1.02(c)(4)1., of the City Charter, which permits the leasing of property at Albert Whitted Airport for a term not to exceed twenty-five (25) years, with an affirmative vote of at least six (6) members of City Council.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a First Amendment to Lease Agreement with Aristiz, Inc. to reduce the premises within the aeronautical hangar for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth Avenue S.E., St. Petersburg; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustration and Resolution

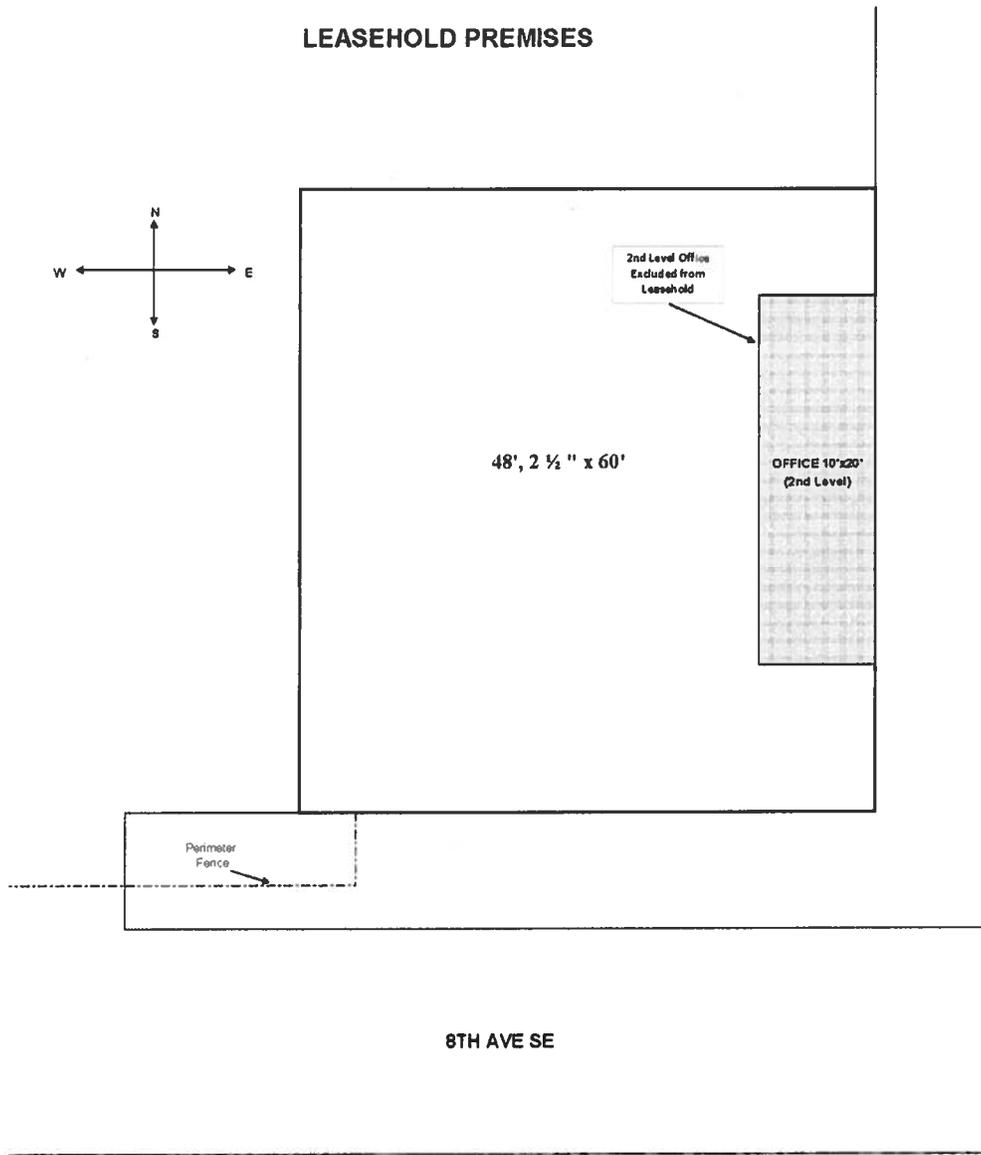
APPROVALS: Administration: _____ 

Budget: _____ N/A

Legal: _____ 

(As to consistency w/attached legal documents)
Legal: 00206371.doc **Jordan Rivers**

ILLUSTRATION



Resolution No. 2014 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FIRST AMENDMENT TO LEASE AGREEMENT WITH ARISTIZ, INC. TO REDUCE THE PREMISES WITHIN THE AERONAUTICAL HANGAR FOR THE OPERATION OF AN AIRCRAFT MAINTENANCE/REPAIR AND UPHOLSTERY SERVICE BUSINESS LOCATED AT 421 EIGHTH AVENUE S.E., ST. PETERSBURG; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on June 19, 2014, City Council approved Resolution No. 2014-261 authorizing the execution of a five (5) year Lease Agreement ("Lease") with Aristiz, Inc. ("Aristiz") for use of an approximately 2,880 sq. ft. aeronautical hangar with office space consisting of 200 sq. ft. ("Building") for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth Avenue S.E., St. Petersburg within Albert Whitted Airport ("Premises"); and

WHEREAS, John Aristizabal, owner/operator of Aristiz, Inc., notified the Airport Manager that due to his disability he has no need to utilize the office space consisting of 200 sq. ft. on the Second Level of the Building and has thereby requested to reduce the Premises to his use of the aeronautical hangar only, which is located on the First Level of the Building; and

WHEREAS, the Airport Manager has agreed to reduce the Premises for Aristiz to the First Level of the Building as requested; and

WHEREAS, Aristiz has executed a First Amendment to Lease Agreement which amends the Premises from approximately 3,080 sq. ft. to 2,880 sq. ft., subject to City Council approval with all of the terms and conditions contained in the Lease remaining in full force and effect; and

WHEREAS, effective December 1, 2014, Aristiz will commence paying the City rent in the amount of \$11,635.00 annually (\$970.00 monthly), plus any applicable taxes, and in addition to paying the City a refuse fee at a rate of \$15.00 per month; and

WHEREAS, this Lease is in compliance with Section 1.02(c)(4)1., of the City Charter, which permits the leasing of property at Albert Whitted Airport for a term not to exceed twenty-five (25) years, with an affirmative vote of at least six (6) members of City Council.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor, or his Designee, is hereby authorized to execute a First Amendment to Lease Agreement with Aristiz, Inc. to reduce the premises within the aeronautical hangar for the operation of an aircraft maintenance/repair and upholstery service business located at 421 Eighth Avenue S.E., St. Petersburg; and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:



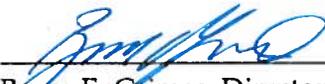
City Attorney (Designee)
Legal: 00206371.doc **Jordan Rivers**

APPROVED BY:

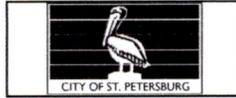


Joseph F. Zeoli, Interim Director
Downtown Enterprise Facilities

APPROVED BY:



Bruce E. Grimes, Director
Real Estate and Property Management



MEMORANDUM

Council Meeting of November 24, 2014

TO: Members of City Council

FROM: Mayor Rick Kriseman 

RE: Confirmation of Reappointment to the City Beautiful Commission

I respectfully request that Council confirm the reappointment of Natalie Oliver as a regular member to the City Beautiful Commission to serve a three-year term ending December 31, 2017.

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

RK/cs

Attachments

cc: M. Jefferies, Parks and Recreation Director
L. Seufert, Park Operations Manager

A RESOLUTION CONFIRMING THE
REAPPOINTMENT 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 reappointment of Natalie Oliver as a regular member to the City Beautiful Commission to serve a three-year term ending December 31, 2017.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney or (Designee)



MEMORANDUM

Council Meeting November 24, 2014

TO: Members of City Council
FROM: Mayor Rick Kriseman 
RE: Confirmation of Appointment to the Commission on Aging

I respectfully request that Council confirm the appointment of Martin Rainey as a regular member to the Commission on Aging to fill an unexpired three-year term ending December 31, 2014.

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

RK/cs

Attachments

cc: M. Jefferis, Parks & Recreation Director
C. Radin, Commission on Aging Liaison, 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 Martin Rainey as a regular member to the Commission on Aging to fill an unexpired three-year term ending December 31, 2014.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney or (Designee)

ST. PETERSBURG CITY COUNCIL

Consent Agenda Meeting of November 24, 2014

TO: The Honorable William ("Bill") Dudley, Chair, and Members of City Council

SUBJECT: Resolution authorizing the Mayor or his designee to: 1) consent to the modification of the Florida Housing Finance Corporation's ("FHFC") State Apartment Incentive Loan Program ("SAIL") mortgage and loan documents ("SAIL Mortgage") to Salt Creek Apartments, Ltd. for Salt Creek Apartments ("Development"), 2) acknowledge the subordinate status of the existing City Home Investment Partnership Act ("HOME") Loan ("City HOME Loan") and Community Development Block Grant ("CDBG") Loan ("City CDBG Loan") for the Development (collectively, "City Loans") to the SAIL Mortgage, 3) reduce the interest rate of the City HOME Loan to zero percent, 4) forgive the City HOME Loan at the end of the City HOME Loan deferral period in 2024; and 5) forgive the City CDBG Loan at the end of the CDBG Loan deferral period in 2019;; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date.

EXPLANATION: In 1997, Pinellas Affordable Living, Inc. ("PAL, Inc."), the housing subsidiary of Boley Centers, Inc. and the General Partner of Salt Creek Apartments, Ltd. ("Borrower"), requested and City Council approved funding for Salt Creek Apartments ("Development"). The City provided Borrower, with \$186,222.35 in HOME Investment Partnership Act ("HOME") funding ("City HOME Loan") and \$129,092.65 in Community Development Block Grant ("CDBG") funding ("City CDBG Loan"), secured by a mortgage (collectively, "City Loans"), to acquire the property, demolish the old bakery, and prepare the site for construction of the Development. The City Loans were made in order for Borrower to apply to the Florida Housing Finance Corporation ("FHFC") to receive a State Apartment Incentive Loan Program ("SAIL") Loan and an allocation of low-income housing tax credits to provide for the construction of the units.

The Borrower recently applied to FHFC and FHFC has agreed to modify the FHFC SAIL Loan to obtain forgiveness of all outstanding interest on the SAIL Loan and to then amortize said SAIL Loan over a term of twenty-five (25) years at zero percent (0%) interest. In return, Salt Creek Apartments, Ltd. agreed to set aside 80% of the units in the Development for households that have experienced homelessness and extend the affordability period to 50 years.

In order to finalize the modification of the FHFC Loan, FHFC has requested that the City execute a document which consents to the modification and acknowledges the subordinate nature of the City Loans. In addition, the Administration has reviewed the terms of the City Loans and determined that in order to ensure the stability of the Development, the City Loans should be consistent with the terms currently provided to developments that provide housing to households with Special Needs, including those that have experienced homelessness. The current policy is to provide a zero percent loan which forgives at the end of a twenty year period.

RECOMMENDATION: The Administration recommends approval of the attached Resolution authorizing the Mayor or his designee to: 1) consent to the modification of the Florida Housing Finance Corporation's ("FHFC") State Apartment Incentive Loan Program ("SAIL") mortgage and loan documents ("SAIL Mortgage") to Salt Creek Apartments, Ltd. for Salt Creek Apartments ("Development"), 2)

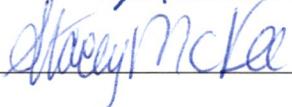
acknowledge the subordinate status of the existing City Home Investment Partnership Act (“HOME”) Loan (“City HOME Loan”) and Community Development Block Grant (“CDBG”) Loan (“City CDBG Loan”) for the Development (collectively, “City Loans”) to the SAIL Mortgage, 3) reduce the interest rate of the City HOME Loan to zero percent, 4) forgive the City HOME Loan at the end of the City HOME Loan deferral period in 2024; and 5) forgive the City CDBG Loan at the end of the CDBG Loan deferral period in 2019; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funds were previously provided from prior HOME Investment Partnership Fund allocations

ATTACHMENTS:

APPROVALS:

Administration: 

Budget: 

Legal: 00206544.doc v. 5

Resolution No. 2014 - _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO: 1) CONSENT TO THE MODIFICATION OF THE FLORIDA HOUSING FINANCE CORPORATION'S ("FHFC") STATE APARTMENT INCENTIVE LOAN PROGRAM ("SAIL") MORTGAGE AND LOAN DOCUMENTS ("SAIL MORTGAGE") TO SALT CREEK APARTMENTS, LTD. FOR THE SALT CREEK APARTMENTS ("DEVELOPMENT"), 2) ACKNOWLEDGE THE SUBORDINATE STATUS OF THE EXISTING CITY HOME INVESTMENT PARTNERSHIP ACT ("HOME") LOAN ("CITY HOME LOAN") AND COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") LOAN ("CITY CDBG LOAN") FOR THE DEVELOPMENT (COLLECTIVELY, "CITY LOANS") TO THE SAIL MORTGAGE, 3) REDUCE THE INTEREST RATE OF THE CITY HOME LOAN TO ZERO PERCENT, 4) FORGIVE THE CITY HOME LOAN AT THE END OF THE CITY HOME LOAN DEFERRAL PERIOD IN 2024; AND 5) FORGIVE THE CITY CDBG LOAN AT THE END OF THE CDBG LOAN DEFERRAL PERIOD IN 2019; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 1997, Pinellas Affordable Living Inc. ("PAL, Inc."), the housing subsidiary of Boley Centers, Inc. and the General Partner of Salt Creek Apartments, Ltd. ("Borrower"), requested and City Council approved, a loan for the acquisition and construction of an 18 unit affordable housing complex known as Salt Creek Apartments ("Development") to be located at 426 Preston Avenue South (originally known as 500 17th Avenue South); and

WHEREAS, the City provided Borrower, with \$186,222.35 in HOME Investment Partnership Act ("HOME") funding ("City HOME Loan") and \$129,092.65 in Community Development Block Grant ("CDBG") funding ("City CDBG Loan"), secured by a mortgage (collectively, "City Loans"), to acquire the property, demolish the old bakery, and prepare the site for construction of the Development; and

WHEREAS, the City Loans were made in order for Borrower to apply for the \$245,583 Florida Housing Finance Corporation ("FHFC") SAIL Loan provided in association with a \$125,221 allocation of low-income housing tax, which loan was closed on March 1, 1999, and

WHEREAS, Borrower recently applied to FHFC and FHFC has agreed to modify the FHFC SAIL Loan to obtain forgiveness of all outstanding interest on the SAIL Loan and to then amortize said SAIL Loan over a term of twenty-five (25) years at zero percent (0%) interest; and

WHEREAS, the Borrower has agreed to set aside 80% of the units in the Development for households that have experienced homelessness and extend the affordability period to 50 years from the date of closing of the SAIL Loan modification; and

WHEREAS, the Borrower and FHFC have requested that the City consent to the Modification of the SAIL Loan documents and confirm that the City Loan documents remain subordinate; and

WHEREAS, as a result of the analysis of the Borrower's request and recognizing the unique circumstances faced by developments serving households with Special Needs including those who have experienced homelessness, the City Administration is recommending that the terms of the City Loans reflect the City's current policy that governs loan terms for developments that house Special Needs individuals to provide a zero percent loan which forgives at the end of a twenty year period; and

WHEREAS, in order to conform the City Loans to the policy, the City CDBG Loan should be modified to forgive at the end of the City CDBG Loan deferral period in 2019 and the City HOME Loan should be modified to reduce the interest rate to zero percent and to be forgiven after the end of the City HOME Loan deferral period in 2024; and

WHEREAS, the Administration finds that the Borrower's request is reasonable, furthers the goals of the City's Consolidated Plan, and helps to ensure that the Development will remain a viable affordable housing option for the City's low-income residents, especially those that have experienced homelessness.

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: 1) consent to the modification of the Florida Housing Finance Corporation's ("FHFC") State Apartment Incentive Loan Program ("SAIL") mortgage and loan documents ("SAIL Mortgage") for the Salt Creek Apartments ("Development"), 2) acknowledge the subordinate status of the existing City Home Investment Partnership Act ("HOME") Loan ("City HOME Loan") and Community Development Block Grant ("CDBG") Loan ("City CDBG Loan") for the Development (collectively, "City Loans") to the SAIL Mortgage, 3) reduce the interest rate of the City HOME Loan to zero percent, 4) forgive the City HOME Loan at the end of the City HOME Loan deferral period in 2024; and 5) forgive the City CDBG Loan at the end of the CDBG Loan deferral period in 2019; and

BE IT FURTHER RESOLVED that 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:

Legal: 

Administration: 

Budget: 