

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

December 17, 2015
3:00 P.M.

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.

C. Consent Agenda (see attached)

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.

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

Setting January 7, 2016 as the public hearing date for the following proposed Ordinance(s):

1. [Authorizing the restrictions contained in the Joint Participation Agreement \(JPA\) for the Southwest Hangar Redevelopment Project \(Project #14168\), to be executed by the City, as a requirement for receipt of Florida Department of Transportation \(FDOT\) funds \(Grant\) including but not limited to the Aviation Program Assurances \(Grant Assurances\), which, inter alia, require that the City make Albert Whitted Airport available as an airport for public use on fair and reasonable terms, and maintain the project facilities and equipment in good working order for the useful life of said facilities or equipment, not to exceed 20 years from the effective date of the JPA; authorizing the Mayor or his designee to accept the Grant in an amount not to exceed \\$600,000; authorizing the Mayor or his designee to execute all documents necessary to effectuate this Ordinance; providing an effective date; and providing for expiration.](#)

E. Reports

1. [I-275 Project Development and Environment Study - Oral \(FDOT\)](#)
2. [Resolution approving the indigent status of the National Christian League of Councils.](#)
 - (a) Resolution approving the indigent status of the National Christian League of Councils, St. Pete-Pinellas Council; authorizing the waiver of City fees, costs and

insurance requirements for the 31st Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade.

3. [Resolution to Approve Re-Appointment of Aaron Sharpe to the Code Enforcement Board.](#)
 - (a) Resolution providing for the waiver, on a one-time basis, from City Code Section 2-337 which limits appointees to City boards, committees, and commissions from serving more than two consecutive full terms on the same board, committee, or commission; providing for the appointment of Aaron Sharpe to the Code Enforcement Board for a third consecutive term
4. Homeless Leadership Board – (Oral) (Councilmember Foster)
5. [Approving an agreement between the City and Advantage Village Academy, Inc. \(in conjunction with SCLC of Pinellas County\) that provides up to \\$35,000 of City support for a MLK Day Family Festival to be held in the parking lots of Tropicana Field.](#)
6. [Approving a request from St. Petersburg Baseball Commission, Inc. to extend the Walter Fuller Term to September 30, 2018 and remove the surety requirement contained in Section 44 of the current management agreement.](#)
7. [Authorizing the Mayor or his designee to enter into a Cooperative Funding Agreement with the Southwest Florida Water Management District for the City of St. Petersburg Toilet Replacement Program Phase 15 in the amount of \\$100,000.](#)
8. [Authorizing the Mayor or his designee to execute Task Order No. 12-08-CH2/W, to the agreement between the City of St. Petersburg and CH2M Hill Engineers, Inc. in the amount of \\$191,046, for engineering services pertaining to the development of the Wet Weather Overflow Mitigation Program, Phase I. \(Engineering Project No. 16045-111; Oracle No. 15336 and approving a supplemental appropriation in the amount of \\$231,000 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the SAN Wet Weather Mitig FY16 Project \(15336\).](#)
9. [Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the White Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017.](#)
10. [Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the Blue Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017.](#)
11. Tampa Bay Water - (Oral) (Councilmember Nurse)

F. New Business

G. Council Committee Reports

1. [Budget, Finance & Taxation Committee. \(12/10/15\)](#)
2. [Budget, Finance & Taxation Committee.](#)

- (a) Approval of the release of a Request for Proposal (RFP) for External Audit & Assurance Services for fiscal years ending September 30, 2016, September 30, 2017 & September 30, 2018.

3. [Co-Sponsored Events Committee. \(12/3/15\)](#)

- (a) Approving events for Co-Sponsorship in name only by the City for Fiscal Year 2016; waiving the six month requirement of section “d” of Resolution No. 2000-562, and payment of the waiver fee required by City Council Resolution No. 2009-353 as to Community Action Stops Abuse, Inc.; waiving the non-profit requirement of Resolution No. 2000-562(a)8 for the co-sponsored events to be presented by We Are Concerts, LLC and Live Nation Worldwide, Inc.; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution.

4. [Public Services & Infrastructure Committee. \(11/19/15 & 12/10/15\)](#)

5. [Youth Services Committee. \(12/10/15\)](#)

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\(s\) LCA 1559 and 1559.](#)
2. [Confirming the preliminary assessment for Building Securing Number 1206.](#)
3. [Ordinance 1074-V approving the vacation of the south seven and one-half \(7 \) feet of Lot 47 of Jackson Park Subdivision, generally located north of Arlington Avenue North at the intersection of 14th Street North. \(City File 13-33000006-B\)](#)
4. [Ordinance 1075-V approving the vacation of all rights-of-way and easements as dedicated on Section D Florida Riviera Plat No. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3, located at 1085, 1091 and 1095 Plaza Comercio Drive Northeast. \(City File 15-33000020\)](#)
5. [Ordinance 206-H modifying the Comprehensive Plan to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element. \(City File LGCP-CIE-2015\)](#)
6. [Ordinance 207-H amending St. Petersburg City Code Chapter 27; providing for alley and backyard residential recycling services.](#)

7. [Ordinance 208-H of the St. Petersburg City Code amending Ordinance 164-H regarding major construction project requirements for disadvantaged workers to renumber section 2-299 to section 2-298.5.](#)
8. [Ordinance 209-H amending the St. Petersburg City Code; revising the definition of false security alarm; revising section headings; revising the duration of Security Alarm Permits and creating a new renewal period; creating criteria and conditions for administrative review of false alarm occurrences; deleting corrective action incident fine schedule; revising the fine schedule for permitted versus non-permitted occurrences; revising procedure for appeal of decisions to the City Administrator or his designee; expanding the grace period for newly installed alarms or change in occupancy](#)

First Reading and First Public Hearings

Setting February 4, 2016 as the public hearing date for the following proposed Ordinance(s):

9. [City-initiated Comprehensive Plan text amendments. \(City File LGCP-2016-01\)](#)
 - (a) Ordinance amending Chapter 1, General Introduction, Chapter 2, Vision Element, Chapter 3, Future Land Use Element, Chapter 4, Conservation Element, Chapter 5, Coastal Management Element, Chapter 6, Transportation Element, Chapter 7, Housing Element, Chapter 8, Recreation and Open Space Element, Chapter 9, Potable Water Subelement, Sanitary Sewer Subelement and Drainage Subelement, Chapter 10, Capital Improvements Element, Chapter 11, Intergovernmental Coordination Element, Chapter 12, Historic Preservation Element and Chapter 14, Plan Monitoring and Evaluation Element.
 - (b) Resolution transmitting the proposed Comprehensive Plan text amendments for expedited state, regional and county review, in accordance with Chapter 163, Florida Statutes.

Second Reading and Second Public Hearings

10. [Ordinance 201-H amending Comprehensive Plan text in Chapter 1, General Introduction, Chapter 4, Conservation Element and Chapter 5, Coastal Management Element, pertaining to reducing flood risks and losses; and in Chapter 3, Future Land Use Element, pertaining to the recently adopted South St. Petersburg Redevelopment Plan and the new Countywide Plan and Rules. \(City File LGCP-2015-03\)](#)

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.

11. [City-initiated amendments to the Future Land Use Map and the Official Zoning Map for property commonly known as a portion of the Allendale neighborhood and described more specifically as Subject Areas A, B, and C. \(City File FLUM-30-A\)](#)
 - (a) Ordinance 747-Z amending the Official Zoning Map designation of properties located in Subject Area A from NT-3 (Neighborhood Traditional-3) to NS-1 (Neighborhood Suburban-1).
 - (b) Ordinance 715-L amending the Future Land Use Map designation of properties located in Subject Area C from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential).
 - (c) Ordinance 748-Z amending the Official Zoning Map designation of properties located in Subject Area C from NT-3 (Neighborhood Traditional-3) to NT-2 (Neighborhood Traditional-2).

J. Open Forum

K. Adjournment

**St. Petersburg
Community Redevelopment Agency (CRA)
December 17, 2015**

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A December 17, 2015

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.

(Procurement)

1. [Awarding a contract to T B Landmark Construction, Inc. in the amount of \\$1,085,375.00 for the Long Bayou Water Main Replacement Project. \(Engineering Project No. 14090-111; Oracle No. 15335\); and approving a supplemental appropriation in the amount of \\$23,000 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the DIS Long Bayou Main Repl FY16 Project \(15335\), and providing an effective date.](#)
2. [Approving the purchase of replacement non-lethal weapons \(Tasers\), accessories, and hardware from Taser International, Inc., a sole source supplier, for the Police Department at a total cost of \\$795,449.43.](#)
3. [Renewing the purchase of annual service agreements from Oracle America, Inc. a sole source supplier, for the Oracle eBusiness Suite, Oracle Work and Asset Management \(WAM\) applications, Oracle Spatial, Oracle WebCenter, and other Oracle and Solaris technology products at a cost not to exceed \\$638,514.14.](#)

(City Development)

4. [Approving disbursement of up to \\$525,000 from the Capital Repair, Renewal and Replacement Sinking Fund for Tropicana Field Capital Projects, and approving a supplemental appropriation in the amount of \\$525,000 from the unappropriated balance of the Tropicana Field Capital Projects Fund.](#)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B December 17, 2015

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.

(Procurement)

1. [Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc.; Rexel Inc. formerly known as Southern Electric Supply Company, Inc. dba Rexel; and Electric Supply of Tampa, Inc. in the combined amount of \\$115,000 which increases the total contract amount to \\$385,000.](#)
2. [Awarding three-year blanket purchase agreements to American Chemical & Building Maintenance Supply, Inc., Interline Brands, Inc. dba Supplyworks, Sani-Chem Janitorial Supplies Inc. dba Sani-Chem, and Southeastern Paper Group of Florida, Inc. for janitorial supplies at an estimated annual cost of \\$375,000.](#)
3. [Approving an annual maintenance agreement for dispatch and records management software applications for the Police Department with Intergraph Corporation, a sole source supplier, at a cost of \\$286,938.68.](#)
4. [Approving the purchase of a replacement directional boring machine and vacuum excavation system from Vermeer Southeast Sales & Service Inc., for the Water Resources Department at a total cost of \\$282,569.36.](#)
5. [Approving an annual software maintenance agreement with Sungard Public Sector, Inc., a sole source supplier for the Department of Technology Services at a total amount of \\$211,244.81.](#)
6. [Approving an increase to the allocation for traffic signs to McCain Sales of Florida, Inc. dba Universal Signs and Accessories, a Division of McCain Sales of Florida, Inc. for the Stormwater, Pavement and Traffic Operations Department in the amount of \\$51,000 which increases the total contract amount to \\$146,000.](#)
7. [Approving the purchase of security guard services from Dynamic Security, Inc. for the Sanitation, Fleet Management departments, and the Libraries at an estimated annual cost of \\$128,570.](#)

(City Development)

8. [Authorizing the Mayor, or his Designee, to execute a Fourth Amendment to Lease Agreement with Albert Whitted Airport Preservation Society, Inc., a Florida non-profit organization, for the use of facilities located at 451 Eighth Avenue S.E., St. Petersburg,](#)

within Albert Whitted Airport for a fourth extension of the term of the Lease Agreement for a period of one (1) year at a rental rate of \$946.22 per month, subject to approval by City Council. Requires affirmative vote of at least six (6) members of City Council.

9. Authorizing the Mayor, or his Designee, to execute an Agreement To Terminate Lease for the existing Lease Agreement dated June 19, 2014, as amended, between the City of St. Petersburg ("City") and Aristiz, Inc., a Florida profit corporation, for the use of ±2,880 sq. ft. of space within the aeronautical hangar located at 421 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises"); and to execute a five (5) year Lease Agreement between the City and Sky Addict Aviation, LLC, a Florida limited liability company, for the use of the Premises plus an additional ±200 sq. ft. of office space, to operate an aircraft upholstery fabrication and repair service. Requires affirmative vote of at least six (6) members of City Council.
10. Authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement between the City of St. Petersburg and St. Pete Aviation Services, LLC d/b/a St. Pete Air, a Florida limited liability company, for the use of 3,064 square feet of space in Maintenance Hangar 3-C located at 341 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport. Requires affirmative vote of at least six (6) members of City Council.
11. Authorizing the Mayor, or his Designee, to execute a three (3) year License Agreement between the City of St. Petersburg and the Salvador Dali Museum, Inc. for use of fifty (50) non-exclusive vehicular parking spaces to accommodate employee parking within the Albert Whitted Airport overflow parking area for a use fee of \$1,287.50 per month. Requires affirmative vote of at least six (6) members of City Council.
12. Approving an agreement between the City and Advantage Village Academy, Inc. (in conjunction with SCLC of Pinellas County) that provides up to \$35,000 of City support for a MLK Day Family Festival to be held in the parking lots of Tropicana Field.
13. Approving a request from St. Petersburg Baseball Commission, Inc. to extend the Walter Fuller Term to September 30, 2018 and remove the surety requirement contained in Section 44 of the current management agreement. [MOVED TO REPORTS AS E-6]

(Public Works)

14. Authorizing the Mayor or his designee to enter into a Cooperative Funding Agreement with the Southwest Florida Water Management District for the City of St. Petersburg Toilet Replacement Program Phase 15 in the amount of \$100,000. [MOVED TO REPORTS AS E-7]
15. Authorizing the Mayor or his designee to execute Task Order No. 12-08-CH2/W, to the agreement between the City of St. Petersburg and CH2M Hill Engineers, Inc. in the amount of \$191,046, for engineering services pertaining to the development of the Wet Weather Overflow Mitigation Program, Phase I. (Engineering Project No. 16045-111; Oracle No. 15336 and approving a supplemental appropriation in the amount of \$231,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN Wet Weather Mitig FY16 Project (15336). [MOVED TO REPORTSD AS E-8]

(Appointments)

16. Confirming the reappointment of Deborah Close as a regular member to the Commission on Aging to fill three-year term ending December 31, 2018.

(Miscellaneous)

17. Amending City Council Resolution No. 2015-33 to extend the original closing date from September 30, 2015 to March 31, 2016 for 31 Burlington Ltd, for the Burlington Place Apartments; providing that all other provisions of Resolution No. 2015-33 not amended herein shall remain in full force and effect; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
18. Ratifying and approving Revision No. 1 to Task Order No. 15-01-KH/PDS (“Task Order”) to the consulting agreement between the City of St. Petersburg and Kimley-Horn & Associates, Inc. dated June 3, 2015 (“Agreement”), in the amount of \$83,125 for additional work related to the Parking Demand and Adequacy Study (“Study”); approving Amendment No. 1 to the Task Order as revised to the Agreement in the amount of \$46,804 for the final work to complete the Study for a total Task Order (as revised and amended) amount not to exceed \$179,900; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
19. Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the White Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017. [MOVED TO REPORTS AS E-9]
20. Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the Blue Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017. [MOVED TO REPORTS AS E-10]
21. Authorizing the waiver of public construction bonds for American Housing Builders, Inc. for the construction of two single-family homes under the Neighborhood Stabilization Program on City-owned property located at 807 14th Avenue South and 4119 13th Avenue South.
22. Confirming the re-appointment of Clifton W. Michaelsen as a regular member to the Committee to Advocate for Persons with Impairments to serve a three-year term ending December 31, 2018.
23. Approving the purchase of permit applications software from OpenCounter Enterprises, Inc., a sole source provider, for the Planning & Economic Development Department in an amount not to exceed \$201,350.
24. Confirming the appointment of Mark Foster and Peter Ford as regular members to the Nuisance Abatement Board to serve a three-year term ending December 31, 2018.
25. Approval of Extension to the Franchise Agreement between TECO/Peoples Gas and the City of St. Petersburg.
26. Supporting the elimination of all forms of discrimination and violence against women and girls, promoting the health and safety of women and girls, and supporting their being afforded equal academic, economic, social, cultural and business opportunities in the city of St. Petersburg; and expressing support for the Cities for CEDAW initiative.

27. Encouraging the Board of County Commissioners of Pinellas County, Florida to adopt a marijuana civil citation ordinance; requesting a response from the Board of County Commissioners within sixty (60) days of the date of this resolution advising City Council whether the Board intends to adopt a marijuana civil citation ordinance and the anticipated date of such ordinance.

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Budget, Finance & Taxation Committee

Thursday, December 10, 2015, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, December 10, 2015, 9:15 a.m., Room 100

Youth Services Committee

Thursday, December 10, 2015, 10:30 a.m., Room 100

CRA/Agenda Review and Administrative Update

Thursday, December 10, 2015, 1:30 p.m., Room 100

City Council Meeting

Thursday, December 10, 2015, 3:00 p.m., Council Chamber

Budget, Finance & Taxation Committee

Thursday, December 17, 2015, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, December 17, 2015, 9:15 a.m., Room 100

City Council Workshop - Election of Chair & Vice Chair / 2016 Calendar

Thursday, December 17, 2015, 10:30 a.m., Room 100

Energy, Natural Resources & Sustainability

Thursday, December 17, 2015, 1:00 p.m., Room 100

CITY OF ST. PETERSBURG
Board and Commission Vacancies



Civil Service Board
1 Alternate Member
(Term expires 6/30/17)

MEMORANDUM
CITY OF ST. PETERSBURG

City Council Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

FROM: Clay Smith, Director, Downtown Enterprise Facilities Department

SUBJECT: An Ordinance in accordance with Section 1.02(c)(5)B., St. Petersburg City Charter, authorizing the restrictions contained in the Joint Participation Agreement ("JPA") for the Southwest Hangar Redevelopment Project (Project #14168), to be executed by the City, as a requirement for receipt of Florida Department of Transportation ("FDOT") funds ("Grant") including but not limited to the Aviation Program Assurances ("Grant Assurances"), which, *inter alia*, require that the City make Albert Whitted Airport available as an airport for public use on fair and reasonable terms, and maintain the project facilities and equipment in good working order for the useful life of said facilities or equipment, not to exceed 20 years from the effective date of the JPA; authorizing the Mayor or his designee to accept the Grant in an amount not to exceed \$600,000; authorizing the Mayor or his designee to execute all documents necessary to effectuate this Ordinance; providing an effective date; and providing for expiration.

EXPLANATION: Section 1.02 (c) (5) B of the St. Petersburg City Code authorizes City Council, by a single ordinance dealing with only a single encumbrance, receiving a public hearing and receiving an affirmative vote for at least six (6) members of City Council, to permit the recording of encumbrances on Albert Whitted Airport as follows:

Encumbrances or restrictions of up to twenty years for that property or portions of that property generally known as Albert Whitted Airport which would restrict the use of that property, or portions of that property, to airport uses each time such a restriction is executed. The Albert Whitted property is generally described as:

All of Block 1, Albert Whitted Airport Second Replat and Additions as recorded in Plat Book 112 Pages 23 and 24, Public Records of Pinellas County, Florida

The Airport has multiple grant funding opportunities through the Florida Department of Transportation ("FDOT") that will be available within the next few years to complete major improvements to the airport including bulk hangars (e.g. Hangar # 2), t-hangars and aircraft ramp improvements. The majority of the improvements will include the

replacement of existing, older facilities, such as Hangar #2 and T-Hangars #5, 6, 7, & 8, which have well outlived their life-cycles. However, when all phases are completed, there should be a net increase of bulk hangar storage capacity on the airport by $\pm 25,000$ sq/ft. Some of the existing aircraft ramp areas will also be improved as part of this project to correct design deficiencies, handle aircraft displacement and increase overall surface parking capacity.

Originally, the grants planned for this project were set-up as individual projects. When the first grant for this project was received, it was determined it would be more efficient to complete the design for all phases on the front end, and because multiple phases will be bid out together, it was recommended that the individual grants be merged under the single, Southwest Hangar Redevelopment Project (#14168).

The specific grant that is the subject of this Council request is the fourth (4th) grant for these improvements in the amount of \$600,000 which will fund up to eighty percent (80%) for both design and construction costs. The Grant funding and the City's twenty percent (20%) match of \$150,000 was approved as part of the FY16 CIP budget and provides a total of \$750,000 in additional funds for this project.

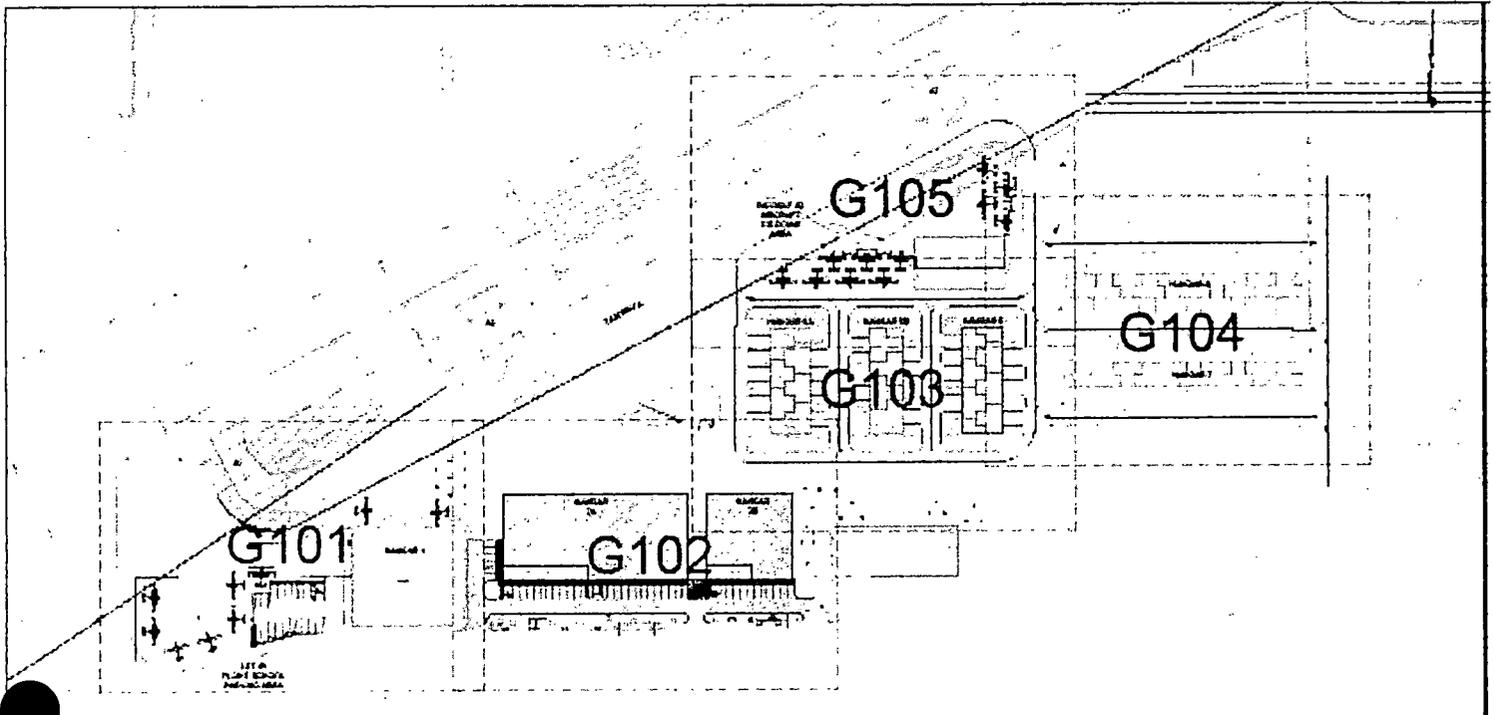
The site layout, phasing plan and design for all of the facilities within the Southwest Hangar Redevelopment Project is currently underway. It is expected that the first phasing of construction will be put out in bid in late FY16/early FY17 with construction starting shortly thereafter. Exhibit "A", which is attached to this memorandum, provides a conceptual depiction of the primary project area and the various phases.

Additional grant opportunities will become available within FY17 - FY18 to provide the final funding to complete all the construction phases. Separate ordinances for these grants will be brought for Council approval when awarded by FDOT. Administration continues to explore opportunities to identify match funding for the final, future grants to complete all phases of this project.

This is a first reading of the ordinance.

RECOMMENDATION: The Administration recommends that City Council adopt the attached An Ordinance in accordance with Section 1.02(c)(5)B., St. Petersburg City Charter, authorizing the restrictions contained in the Joint Participation Agreement ("JPA") for the Southwest Hangar Redevelopment Project (Project #14168), to be executed by the City, as a requirement for receipt of Florida Department of Transportation ("FDOT") funds ("Grant") including but not limited to the Aviation Program Assurances ("Grant Assurances"), which, *inter alia*, require that the City make Albert Whitted Airport available as an airport for public use on fair and reasonable terms, and maintain the project facilities and equipment in good working order for the useful life of said facilities or equipment, not to exceed 20 years from the effective date of the JPA; authorizing the Mayor or his designee to accept the Grant in

EXHIBIT "A": SOUTHWEST HANGAR REDEVELOPMENT PROJECT AREA



Ordinance No. _____

An Ordinance in accordance with Section 1.02(c)(5)B., St. Petersburg City Charter, authorizing the restrictions contained in the Joint Participation Agreement ("JPA") for the Southwest Hangar Redevelopment Project (Project #14168), to be executed by the City, as a requirement for receipt of Florida Department of Transportation ("FDOT") funds ("Grant") including but not limited to the Aviation Program Assurances ("Grant Assurances"), which, *inter alia*, require that the City make Albert Whitted Airport available as an airport for public use on fair and reasonable terms, and maintain the project facilities and equipment in good working order for the useful life of said facilities or equipment, not to exceed 20 years from the effective date of the JPA; authorizing the Mayor or his designee to accept the Grant in an amount not to exceed \$600,000; authorizing the Mayor or his designee to execute all documents necessary to effectuate this Ordinance; providing an effective date; and providing for expiration.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section One. Albert Whitted Municipal Airport ("Airport") is defined by the City of St. Petersburg, Florida, City Charter Section 1.02(c)(5) B. as: All of Block 1, Albert Whitted Airport Second Replat and Additions as recorded in Plat Book 112 Pages 23 and 24, Public Records of Pinellas County, Florida.

Section Two. The Florida Department of Transportation ("FDOT") has offered the City a grant in the amount of \$600,000 ("Grant") which will be available for the following project on the Airport: Southwest Hangar Redevelopment Project (Project #14168). The Grant provides an eighty percent (80%) match toward the total cost of the project.

Section Three. The restrictions which are set forth in the Joint Participation Agreement ("JPA"), including but not limited to the Aviation Program Assurances ("Grant Assurances") and any additional Supplemental Joint Participation Agreements ("JPAs") to be executed by the City, as a requirement for receipt of the Grants in an amount not to exceed \$600,000 for the project described in Section Two of this ordinance, which *inter alia* require, that the City make Albert Whitted Airport available as an airport for public use on fair and reasonable terms, and maintain the project facilities and equipment in good working order for the useful life of said facilities or equipment not to exceed 20 years from the effective date of the JPA are authorized.

Section Four. The Mayor or his designee is authorized to accept the Grant from the FDOT in the amount of \$600,000.

Section Five. The Mayor or his designee is authorized to execute all documents necessary to effectuate this ordinance.

Section Six. Severability. The provisions of this ordinance shall be deemed to be severable. If any portion of this ordinance is deemed unconstitutional, it shall not affect the constitutionality of any other portion of this ordinance.

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

Section Eight. Expiration. In the event the FDOT fails to award the grant set forth in Section Two, above, within one year of the effective date of this ordinance, this ordinance shall expire.

Approvals:

Legal:  Administration: 
Budget:   

Legal: 00252440.doc V. 1

CITY COUNCIL AGENDA

Report Item

TO: Mayor and Members of City Council

DATE: November 24, 2015

COUNCIL

DATE: December 17, 2015

RE: I-275 Project Development and Environment Study

ACTION DESIRED:

FDOT will present their current study underway for operational and safety improvements on I-275 in Pinellas County from south of 54th Avenue South to north of 4th Street North.

Jim Kennedy
City Council

DST_4722973



MEMORANDUM

TO: Honorable Chair and Members of City Council

FROM: Public Issue Speech Staff Committee

DATE: November 30, 2015

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, November 24, 2015 at 1:00 p.m. The meeting was noticed to the public.

Roll call was taken, and those present were Gary G. Cornwell, City Administrator; Joseph P. Patner, Assistant City Attorney; and Thomas J. Jackson, Parks and Recreation Manager. Also present were Sevell Brown, III and Rev. Alvin Miller, both from the National Christian League Council (NCLC).

The Committee reviewed the document (Application for and Affidavit of Indigency) submitted by Mr. Brown 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 18, 2016. The Committee asked Mr. Brown if he had any other assets or property, and Mr. Brown replied in the negative. Therefore, the Committee concluded that the Application for and Affidavit of Indigency submitted by Mr. Brown supported the claim that the organization is financially unable to purchase liability insurance or pay for City services associated with staging the parade.

Mr. Jackson 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 Mr. Patner and passed unanimously.

The meeting was adjourned at 1:26 p.m.

cc: Gary Cornwell, City Administrator
Cathy Davis, Deputy City Clerk
Mike Jefferis, Parks and Recreation Director
Jacqueline Kovilaritch, City Attorney
Sherry McBee, Leisure Services Administrator
Joseph P. Patner, Assistant City Attorney
Chan Srinivasa, City Clerk
Phil Whitehouse, Parks and Recreation Superintendent

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 31ST 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 31st Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade to be held on _____, 2016; and

WHEREAS, the Public Issue Speech Committee met on November, 24, 2015, 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 31st 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)

APPLICATION FOR AND AFFIDAVIT OF INDIGENCY

(Note: pursuant to City Code § 25-54(e), the City reserves the right to request any information or documentation reasonably required to support the information supplied in this Application/Affidavit. Each space in this Application/Affidavit must be completed for the Application/Affidavit to be considered complete. Incomplete submissions will not be considered.

I, Sevel Brown III, a United States citizen, being first duly sworn, do depose and make under oath the following application and affidavit, pursuant to the

Outdoor Public Assembly Ordinance, City Code § 25-54, for a waiver of City costs and fees for Gulf of St. Pete (B.L.A.C.K.) Arts, Bandfest & Drum Line Mult. Cultural 31st Annual Edition of America's MLK National Parade (EVENT).

I am either an individual applicant not representing any organization, or am the Director (OFFICER/POSITION) of the following:

NCC National Christian League of Councils/St. Pete-Pinellas Council (ORGANIZATION) and am in

a position to know of my own financial condition or the financial condition of said organization, and that either I (if an application on behalf of an individual) or the NCC/st. Pete-Pinellas (ORGANIZATION), after the

payment of basic expenses necessary for the continued operation and existence of the individual or organization (whichever is applicable), am/is unable to make payment of costs and fees which would be charged by the City for this public assembly, by divesting myself/itself of any property, monies, or any items of value.

I. BRIEF STATEMENT OF THE NATURE OF THE EVENT.

Dedicated nationally in conjunction with the King Federal Holiday to commemorate & celebrate the non-violence legacy of Dr. Martin Luther King, Jr.'s work which was originally & first instigated by Sevel Brown III on Jan. 20, 1986 in St. Petersburg, 30 years ago. A tradition passed with bands, floats & organizations & business marching in honor of Dr. King. The original, first, oldest & largest & only national MLK Parade in America for youth & adults.

II. ORGANIZATION'S ADDRESS:

(Note: if organization occupies or is located in or at any street address, such address must be provided. Post Office Box addresses will not be sufficient)

III. FINANCIAL STATUS OF ORGANIZATION:

1. Does the Organization own any real property? N (Y/N) If Yes:

a. Description: _____

b. Full Address: _____

c. In Whose Name?: _____

d. Tax Assessor Value: \$ _____

e. Mortgage Owed: \$ _____

Owed to: _____

f. Amount Income from Property: \$ _____

2. OTHER ASSETS/PROPERTY:

a. Automobile (s): Make: _____ Model: _____

In whose name registered?: _____

Present value of car: \$ _____

Amount owed: \$ _____

Owed to: _____

b. Total cash in banks, savings and loan associations, financial institutions, other repositories, or anywhere else: \$ 1,398.02

c. List monies received by the organization during the last twelve (12) months deposited into banks, savings and loan associations, other financial institutions, or other sources as indicated below:

Donations, gifts, or inheritance: \$ 1,398.02

Rent payments, interest or dividends: \$ _____

Fundraisers: \$ _____

Other sources (specify source): \$ _____

3. OBLIGATIONS:

a. Monthly rentals: \$ X

b. Monthly mortgage payment: \$ X

c. Monthly utilities payments: \$ X

4. Other information pertinent to organization's financial debts and obligations:

(CREDITOR)	(TOTAL DEBT)	(MONTHLY PAYMENT)
<u>NA</u>	_____	_____
<u>NA</u>	_____	_____
_____	_____	_____
_____	_____	_____

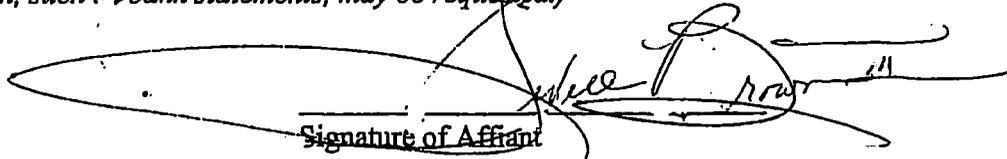
Other: (explain): _____

If application is for an organization, is the organization incorporated in any form under the laws of any state? Yes No. State: _____

Copies of the Organization's most recent balance sheet and income statement are attached and made a part of this application.

This Organization does not create balance sheets or income statements.

(Note: Please check one of the two choices. If the Organization does not submit corporate records, other documentation, such as bank statements, may be requested.)

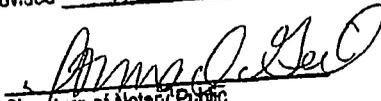

Signature of Affiant

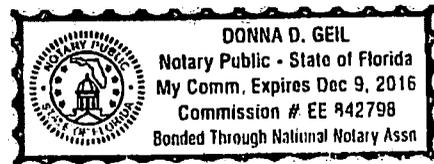
STATE OF FLORIDA

COUNTY OF Pinellas

The foregoing instrument was acknowledged before me this 20 day of October, 2015, by Sevell Brown III as owner who is personally known to me or who provided identification.

Official Seal


Signature of Notary Public
Donna D. Geil
Print or Type Name of Notary Public





User Desktop > Session Management > Product Search > Client Search > NATIONAL CHRISTIAN LEAGUE... > 10001

Print (P) | Help | Sign Off

- Transaction History
- Pending Summary
- Service and Maintenance <<
- Utilities <<
- Client Search
- Product Search
- Offers <<
- End Session

Account Information | Accounts | Items in Process | Sales Opportunities | History | Notes

Primary Business Checking - 1000

Title NATIONAL CHRISTIAN LEAGUE OF COUNCIL Address 3235 16TH AVE S SAINT PETERSBURG, FL 33712-1831
Status New Account
Resp. Center 6566530-DOWNTOWN...
Primary Officer 020141-DOWNTOWN...

Current Balance	\$110.92 As Of	10/20/2015	Confidential Status	No
Pending	\$0.00 NSF	No	Stops/Cautions	No
Total Holds	\$0.00 Ext OD Fee Dep Date		Alerts	No
Available Balance	\$110.92		Fee Waiver	No

Transactions | Detail | NSF History | Non Post | ODP | Balances | Interest | Pricing | Statement | Related Clients

Trans Date	Posted	Type	Serial Number	Description	Amount	Run
10/19/2015	10/19/2015	Credit		DEPOSIT	5110.92	

MEMORANDUM

Council Meeting of December 17, 2015

TO: City Council Chair and Members of City Council

FROM: Robert Gerdes, Director, Codes Compliance Assistance Department

RE: Resolution to Approve Re-Appointment of Aaron Sharpe to the Code Enforcement Board

Pursuant to St. Petersburg City Code Section 2-337, appointees to City boards, including the Code Enforcement Board (“Board”), may serve no more than two consecutive full terms on the same board. City Council may waive this section for an appointee by resolution. Such resolution must pass with six (6) affirmative votes and is required to be presented as a report item on the agenda. A demonstrated benefit to the City must also be shown in the resolution.

Mr. Sharpe has served on the Board for two consecutive terms of three years each and his current term will expire on December 31, 2015. Mr. Sharpe has also served as the Chair of the Board for the past two years. The Department believes that Mr. Sharpe’s leadership on the Board has been invaluable both to the Department and the citizen participants appearing before the Board. Mr. Sharpe’s private sector experience in the banking industry has assisted the Board on numerous occasions with understanding and explanations relating to real estate finance and foreclosures. Additionally, his leadership as Chair has helped the Board as it transitions back to a single day format of dual hearings for violations and lien certifications. Therefore, the Codes Compliance Assistance Department recommends the re-appointment of Aaron Sharpe to the Code Enforcement Board, and believes that his reappointment will provide a benefit to the Department, the Board and the City.

A resolution waiving the term limit prohibition contained in Section 2-337 for the reappointment of Aaron Sharpe to the Board is attached for your consideration.

Attachments:
Resolution

RESOLUTION NO. _____

A RESOLUTION PROVIDING FOR THE WAIVER, ON A ONE-TIME BASIS, FROM CITY CODE SECTION 2-337 WHICH LIMITS APPOINTEES TO CITY BOARDS, COMMITTEES, AND COMMISSIONS FROM SERVING MORE THAN TWO CONSECUTIVE FULL TERMS ON THE SAME BOARD, COMMITTEE, OR COMMISSION; PROVIDING FOR THE APPOINTMENT OF AARON SHARPE TO THE CODE ENFORCEMENT BOARD FOR A THIRD CONSECUTIVE TERM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, St. Petersburg City Code Section 2-337 currently limits appointees to City boards, committees, and commissions from serving more than two consecutive full terms on the same board, committee, or commission; and

WHEREAS, a vacancy will occur on the Code Enforcement Board, starting on January 1, 2016; and

WHEREAS, a current member, Aaron Sharpe, who has served two consecutive full terms ending December 31, 2015 on the Code Enforcement Board, seeks appointment to the Code Enforcement Board for a third consecutive term, in excess of the term limits provided by Section 2-337; and

WHEREAS, Aaron Sharpe's experience in the banking industry has been a benefit to the Board, the City, and the public because of his ability to assist the Board in understanding the foreclosure process and the impact it has on cases before the Board; and

WHEREAS, the Codes Compliance Assistance Department supports the reappointment of the proposed appointee, Aaron Sharpe, to the Code Enforcement Board; and

WHEREAS, Section 2-337 allows for a waiver of the two term limit by resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St Petersburg, Florida, that the term limits in Section 2-337 are hereby waived on a one-time basis to permit the appointment of Aaron Sharpe to the Code Enforcement Board for a third consecutive term.

BE IT FURTHER RESOLVED that this waiver will provide a benefit to the City and its citizens.

BE IT FURTHER RESOLVED that Aaron Sharpe is hereby appointed to a third term on the Code Enforcement Board to begin January 1, 2016.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:

City Legal

Administration



CITY OF ST. PETERSBURG

ST. PETERSBURG CITY COUNCIL
Meeting of December 17, 2015
Consent Agenda B-

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: Approval of an Agreement between the City and Advantage Village Academy, Inc. that provides for up to \$35,000 of City support of the MLK Family Festival to be held on January 18, 2016

EXPLANATION: Advantage Village Academy, Inc., a local non-profit organization, has partnered with SCLC of Pinellas County to host a MLK Family Festival at the Tropicana Field parking lots on January 18, 2016 immediately after the MLK Day Parade.

The MLK Family Festival is planned to include a car show, children's activities, festival style attractions, and various food and merchandise vendors. The event is designed to provide a family friendly activity to enhance the existing Dr. Martin Luther King Jr. Day celebrations occurring throughout the City. The MLK Family Festival also supports one of the City's core values of celebrating diversity and respect for the value that it brings.

In order to assist Advantage Village Academy in presenting the event, City Administration has prepared an agreement to provide up to \$35,000 of funding to offset event costs.

RECOMMENDATION: City Administration recommends approval of the Agreement to support the MLK Family Festival.

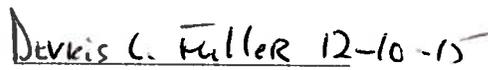
COST/FUNDING/ASSESSMENT INFORMATION: Funding of up to \$35,000 is already appropriated in the FY16 Mkt Non-Departmental Project (15318).

ATTACHMENTS: Resolution

APPROVALS:



City Development Administration



Budget & Management

RESOLUTION NO. 2015-_____

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA, AND ADVANTAGE VILLAGE ACADEMY, INC., FOR CITY FUNDING IN AN AMOUNT NOT TO EXCEED \$35,000 FOR THE MLK FAMILY FESTIVAL TO BE HELD ON JANUARY 18, 2016; AUTHORIZING THE CITY ATTORNEY'S OFFICE TO MAKE NON-SUBSTANTIVE CHANGES TO THE AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg, Florida ("City") desires to provide events that are of interest to our residents and visitors and promote economic activity within the community; and

WHEREAS, Advantage Village Academy, Inc. ("AVA"), in conjunction with SCLC of Pinellas County, desires to hold a MLK Family Festival on January 18, 2016 in the Tropicana Field Parking Lots; and

WHEREAS, the City has agreed to provide AVA funding of up to \$35,000 that will be used to offset event expenses of the MLK Family Festival.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an agreement between the City of St. Petersburg, Florida, and Advantage Village Academy, Inc. for City funding in an amount not to exceed \$35,000 for the MLK Family Festival to be held on January 18, 2016 is hereby approved.

BE IT FURTHER RESOLVED that the City Attorney's Office is authorized to make non-substantive changes to the agreement to correct typographical errors and clarify provisions of the agreement to conform to City Council's direction.

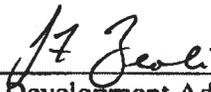
BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the agreement and all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon adoption.

Approved as to Form and Content:



City Attorney (designee)
Final 12-17-15 City Council Meeting



City Development Administration

AGREEMENT

THIS AGREEMENT, (“**Agreement**”) is made and entered into on the ___ day of December, 2015 (“**Execution Date**”), by and between Advantage Village Academy, Inc. (“**AVA**”), and the City of St. Petersburg, Florida, (“**City**”) (collectively, “**Parties**”).

RECITALS:

WHEREAS, the City desires to have events that are of interest to our residents and visitors and contribute to the economic development of the community and the enjoyment of St. Petersburg citizens; and

WHEREAS, AVA, in conjunction with SCLC of Pinellas County, desires to organize, promote and market a MLK Family Festival (as defined herein) honoring the legacy of Dr. Martin Luther King, Jr., which festival shall promote St. Petersburg as a city of opportunity that celebrates its cultural diversity and unity; and

WHEREAS, the City and AVA have agreed that AVA will organize, promote and market the MLK Family Festival pursuant to the terms and conditions set forth in this Agreement.

NOW THEREFORE in consideration of the foregoing recitals (all of which are adopted as an integral part of this Agreement), the promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. **AVA’s Duties.** AVA shall organize, promote and market the MLK Family Festival to occur on January 18, 2016. The MLK Family Festival shall be a festival consisting of family friendly activities, music events and other activities produced by entities or persons (other than AVA), which events and activities shall be organized, promoted and marketed by AVA under an umbrella known as the MLK Family Festival. AVA also agrees to perform the services and provide the deliverables set forth in Appendix A, which services and deliverables relate to organizing, promoting and marketing the MLK Family Festival. Appendix A is attached hereto and made apart hereof.
2. **Term.** This Agreement shall commence on the Execution Date and expire at midnight on March 31, 2016, unless earlier terminated as provided for herein.
3. **Funding by the City.**
 - A. In consideration for AVA organizing, promoting and marketing the MLK Family Festival, the City agrees to provide AVA funding in an amount not to exceed thirty-five thousand dollars (\$35,000) for expenses set forth in the MLK Family Festival Pro Forma, which is attached hereto and made a part hereof as Appendix B. The City shall pay AVA as follows: (i) seventeen thousand five hundred dollars (\$17,500) within ten (10) days after execution of this Agreement and (ii) subject to

AVA providing the City receipts and appropriate supporting documentation of actual costs incurred, seventeen thousand five hundred dollars (\$17,500) within thirty (30) days after the MLK Family Festival.

- B. Under no circumstances shall the City be liable for any costs or expenses incurred by AVA in any way related to or connected with the MLK Family Festival unless specifically provided for in this Agreement. Without limiting the generality of the foregoing, all obligations of AVA pursuant to this Agreement shall be performed by AVA at its sole cost and expense unless this Agreement specifically provides otherwise.
4. **Repayment of City Funds.** If AVA does not organize, promote and market the MLK Family Festival in 2016, or if AVA fails to perform the services and provide the deliverables set forth in Appendix A, the City will require AVA to repay the City funds within thirty (30) days after notice to repay the City funds from the City.
5. **Ownership of Trademarks.** The City shall retain ownership in and to its trademarks, copyrights, trade names, logos and other intellectual property (“Trademarks”) and AVA shall retain ownership in and to its Trademarks. Except as provided in this Agreement, neither party shall use or modify the other party’s Trademarks without the prior written approval of the other party.
6. **Marketing and Promotion.**
- A. The City will use its normal marketing efforts to promote the MLK Family Festival. These efforts may include (among others) electronic media alerts, e-mail distributions and City on-line web content. In addition to the services and deliverables set forth in Appendix A, AVA shall produce and execute a plan to maximize the MLK Family Festival’s promotional potential to media, including bloggers and non-traditional media, both domestic and international, with a concerted effort to reach travel media.
 - B. AVA shall incorporate the name “St. Pete” into the name of the event (i.e. St. Pete MLK Family Festival) and shall identify the City in all promotional advertising of the MLK Family Festival, including but not limited to all event program pages/ads, event signage, TV and radio public service announcements and available promotional spots.
7. **Indemnification.**
- A. AVA shall defend at its expense, pay on behalf of, hold harmless and indemnify the City, its officers, employees, agents, elected and appointed officials and volunteers (collectively, “Indemnified Parties”) from and against any and all claims, demands, liens, liabilities, penalties, fines, fees, judgments, losses and damages (collectively, “Claims”), whether or not a lawsuit is filed, including but not limited to Claims for damage to property or bodily or personal injuries,

including death at any time resulting therefrom, sustained by any persons or entities; and costs, expenses and attorney's and experts' fees at trial and on appeal, which Claims are alleged or claimed to have arisen out of or in connection with, in whole or in part, directly or indirectly:

- 1) The performance of this Agreement (including any amendments thereto) by AVA, its employees, agents, representatives or subcontractors; or
 - 2) The failure of AVA, its employees, agents, representatives or subcontractors to comply and conform with applicable Laws, as hereinafter defined; or
 - 3) Any negligent act or omission of AVA, its employees, agents, representatives, or subcontractors, whether or not such negligence is claimed to be either solely that of AVA, its employees, agents, representatives or subcontractors, or to be in conjunction with the claimed negligence of others, including that of any of the Indemnified Parties; or
 - 4) Any reckless or intentional wrongful act or omission of AVA, its employees, agents, representatives, or subcontractors.
- B. The provisions of this paragraph are independent of, and will not be limited by, any insurance required to be obtained by AVA pursuant to this Agreement or otherwise obtained by AVA, and shall survive the expiration or earlier termination of this Agreement with respect to any claims or liability arising in connection with any event occurring prior to such expiration or termination.

8. Insurance.

- A. AVA shall carry the following minimum types and amounts of insurance at its own expense:
- 1) Commercial general liability insurance in an amount of at least One Million Dollars (\$1,000,000) per occurrence, Two Million Dollars (\$2,000,000) aggregate in occurrences form. This policy shall include coverage for (i) personal injury or death or property damage or destruction; (ii) fire legal liability in the minimum amount of One Hundred Thousand Dollars (\$100,000); and (iii) contractual liability under this Agreement.
 - 2) Automobile liability insurance of \$1,000,000 combined single limit covering all owned, hired and non-owned vehicles.
 - 3) Workers' Compensation insurance as required by Florida law and Employers' Liability insurance in an amount of at least \$100,000 each accident, \$100,000 per employee, and \$500,000 for all diseases.

- B. All of AVA' insurance policies, except Workers' Compensation, shall name the Indemnified Parties as additional insureds.
 - C. All policies shall provide that the City will be provided notice at least thirty (30) days prior to any cancellation, reduction or material change in coverage.
 - D. AVA shall provide the City with Certificates of Insurance on a standard ACORD form reflecting all required coverage. At the City's request, AVA shall provide copies of current policies with all applicable endorsements.
 - E. All insurance required shall be provided by responsible insurers licensed in the State of Florida and rated at least A- in the then current edition of Best's Insurance Guide or similar rating service approved by the City.
 - F. AVA will obtain insurance policies that waive all subrogation rights of its insurance carriers in favor of the Indemnified Parties. This provision is intended to waive fully, and for the benefit of the Indemnified Parties, any rights or claims which might give rise to a right of subrogation in favor of any insurance carrier or AVA.
9. **Notices.** Unless and to the extent otherwise provided in this Agreement, all notices, demands, requests for approvals and other communications which are required to be given by either party to the other shall be in writing and shall be deemed given and delivered on the date delivered in person, upon the expiration of five (5) days following the date mailed by registered or certified mail, postage prepaid, return receipt requested to the address provided below, or upon the date delivered by overnight courier (signature required) to the address provided below.

CITY:

City of St. Petersburg, Florida
P. O. Box 2842
St. Petersburg, FL 33731
Attn: City Development Administration
Phone: 727-892-5065

AVA:

Advantage Village Academy, Inc.
833 22nd Street S.
St. Petersburg, FL 33712
Attn: Toriano Parker
Phone: 727-235-4340

10. **Severability.** Should any paragraph or portion of any paragraph of this Agreement be rendered void, invalid or unenforceable by any court of law for any reason, such determination shall not render void, invalid or unenforceable any other paragraph or portion of this Agreement.
11. **Due Authority.** Each party to this Agreement that is not an individual represents and warrants to the other party that (i) it is a duly organized, qualified and existing entity authorized to do business under the laws of the State of Florida, and (ii) all appropriate authority exists so as to duly authorize the person executing this Agreement to so execute the same and fully bind the party on whose behalf he or she is executing.
12. **Assignment.** AVA shall make no assignment of any of its rights, duties, or obligations under this Agreement without the City's prior written consent, which consent may be withheld by the City in its sole and absolute discretion.
13. **Termination.**
 - A. This Agreement may be terminated at any time by the City for convenience upon thirty (30) days written notice to AVA.
 - B. Either party may terminate this Agreement upon written notice to the defaulting party in the event either party defaults on any of the terms or conditions of this Agreement and such failure continues for a period of thirty (30) days following notice from the notifying party specifying the default.
14. **Governing Law and Venue.** This Agreement shall be interpreted and construed in accordance with the laws of the State of Florida and shall inure to and be binding upon the Parties, their successors and assigns. Venue for any action brought in state court shall be in Pinellas County, St. Petersburg Division. Venue for any action brought in federal court shall be in the Middle District of Florida, Tampa Division, unless a division shall be created in St. Petersburg or Pinellas County, in which case the action shall be brought in that division. The Parties consent to the personal jurisdiction of the aforementioned courts and irrevocably waive any objections to said jurisdiction.
15. **Contract Adjustments.**
 - A. Either party may propose additions, deletions or modifications to Appendix A or Appendix B ("Contract Adjustments") in whatever manner such party determines to be reasonably necessary for the proper completion of the services and deliverables required pursuant to this Agreement. Proposals for Contract Adjustments shall be submitted to the non-requesting party on a form provided by the City. Contract Adjustments shall be effected through written amendments to this Agreement, signed by authorized representatives of the Parties ("Change Orders").
 - B. Notwithstanding anything to the contrary contained in this Agreement, there shall be

no change in the amount of City funding except pursuant to a Change Order duly executed by both Parties.

16. **Amendment.** This Agreement may be amended only in writing executed by the Parties.
17. **Entire Agreement.** This Agreement constitutes the entire agreement between the Parties and supersedes all prior and contemporaneous agreements, whether oral or written, between them.
18. **Compliance with Laws.** AVA shall comply with all applicable federal, state, and local laws, ordinances, rules and regulations, the federal and state constitutions, and orders and decrees of any lawful authorities having jurisdiction over the matter at issue (collectively, "Laws"), including but not limited to Florida Public Records Laws (e.g. Chapter 119, Florida Statute).
19. **Third Party Beneficiary.** No persons other than AVA and City and their successors and assigns shall have any rights whatsoever under this Agreement.
20. **No Liens.** AVA shall not suffer any liens to be filed against any City property by reason of any work, labor, services or materials performed at or furnished to City property, to AVA, or to anyone using City property through or under AVA. Nothing contained in this Agreement shall be construed as a consent on the part of the City to subject City property or any part thereof to any lien or liability under any Laws.
21. **No Construction Against Preparer of Agreement.** This Agreement has been prepared by the City and reviewed by AVA and its professional advisors. The City AVA and AVA' professional advisors believe that this Agreement expresses their agreement and that it should not be interpreted in favor of either the City or AVA or against the City or AVA merely because of their efforts in preparing it.
22. **Non-appropriation.** The obligations of the City as to any funding required pursuant to this Agreement shall be limited to an obligation in any given year to budget, appropriate and pay from legally available funds, after monies for essential City services have been budgeted and appropriated, sufficient monies for the funding that is required during that year. Notwithstanding the foregoing, the City shall not be prohibited from pledging any legally available non-ad valorem revenues for any obligations heretofore or hereafter incurred, which pledge shall be prior and superior to any obligation of the City pursuant to this Agreement.
23. **City Consent and Action.**
 - A. For purposes of this Agreement, any required written permission, consent, acceptance, approval, or agreement ("Approval") by the City means the Approval of the Mayor or his authorized designee, unless otherwise set forth in this Agreement or unless otherwise required to be exercised by City Council pursuant to the City Charter

or applicable Laws.

- B. For purposes of this Agreement, any right of the City to take any action permitted, allowed, or required by this Agreement may be exercised by the Mayor or his authorized designee, unless otherwise set forth in this Agreement or unless otherwise required to be exercised by City Council pursuant to the City Charter or applicable Laws.
24. **Captions.** Captions are for convenience only and shall not control or affect the meaning or construction of any of the provisions of this Agreement.
25. **Books and Records.**
- A. AVA shall maintain financial books, records, and accounting information related to this Agreement. These books, records, and information shall comply with generally accepted accounting principles. AVA shall provide an independent audit of such books, records and information by a Certified Public Accountant upon request by the City, at no cost to the City, within ninety (90) days of such request. Except as otherwise authorized by the City, AVA shall retain all such books, records and information for a minimum of five (5) years after the end of the Term. Nothing herein shall be construed to allow destruction of records that may be required to be retained longer by the statutes of the State of Florida.
 - B. AVA shall, at any reasonable time requested by the City and as often as the City may deem necessary, make available to the City for examination all of its books, records and information with respect to all matters covered by this Agreement and shall permit the City or its designated authorized representatives to audit and inspect all such books, records and information relating to all matters covered by this Agreement.
26. **Survival.** All obligations and rights of any party arising during or attributable to the period prior to expiration or earlier termination of this Agreement, including but not limited to those obligations and rights related to indemnification, shall survive such expiration or earlier termination.
27. **No Waiver.** No provision of this Agreement will be deemed waived by either party unless expressly waived in writing signed by the waiving party. No waiver shall be implied by delay or any other act or omission of either party. No waiver by either party of any provision of this Agreement shall be deemed a waiver of such provision with respect to any subsequent matter relating to such provision, and the City's consent respecting any action by AVA shall not constitute a waiver of the requirement for obtaining the City's consent respecting any subsequent action.
28. **Permits and Licenses.** AVA shall be responsible for obtaining any and all necessary permits, licenses, certifications and approvals which may be required by any government agency in connection with AVA's performance of this Agreement. Upon request of the

- City, AVA shall provide the City with written evidence of such permits, licenses, certifications and approvals.
29. **Successors and Assigns.** This Agreement shall inure to the benefit of and be enforceable by and against the Parties, their heirs, personal representatives, successors, and assigns, including successors by way of reorganization.
 30. **Subcontract.** AVA shall promptly pay all subcontractors and suppliers. Any subcontracting shall be subject to all the terms and conditions and other provisions of this Agreement. Notwithstanding any such subcontracting, AVA shall remain obligated and responsible to the City for the performance of and compliance with all terms and conditions and other provisions of this Agreement.
 31. **Relationship of Parties.** Nothing contained herein shall be deemed or construed by the Parties, or by any third party, as creating the relationship of principal and agent or of partnership or of joint venture between the Parties, it being understood and agreed that nothing contained herein, nor any acts of the Parties, shall be deemed to create any relationship between the Parties other than the relationship of independent contractors and principals of their own accounts.
 32. **Nondiscrimination.** AVA, its employees, agents, representatives, contractors, subcontractors and volunteers shall not discriminate because of race, color, religion, gender, national origin, marital status, age, disability, sexual orientation, genetic information or other protected category.
 33. **No Responsibility or Liability.** The City shall not be responsible for or incur any liability for any claims or demands arising out of or in connection with this Agreement or the MLK Family Festival.
 34. **Use of Tropicana Field Parking Areas.** AVA acknowledges that the Tampa Bay Rays Baseball, Ltd. ("Tampa Bay Rays") manages, operates and maintains Tropicana Field and the Tropicana Field parking areas, including Lots 6 and 7 pursuant to the Agreement for the Use, Management and Operation of the Domed Stadium in St. Petersburg Including the Provision of Major League Baseball, as amended, between Tampa Bay Rays and the City. AVA further acknowledges that a separate agreement for the utilization of the Tropicana Field Parking Areas including Lots 6 and 7 for the MLK Family Festival must be executed between AVA and the Tampa Bay Rays.
 35. **Public Records.**
 - A. AVA shall (i) keep and maintain public records (as defined in Florida's Public Records law) that ordinarily and necessarily would be required by the City in order to perform the services pursuant to this Agreement; (ii) subject to subsection B. below, provide the public with access to public records on the same terms and conditions that the City would provide the records and at a cost that does not exceed

the cost provided under Florida's Public Records law; (iii) ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by applicable Laws; and (iv) meet all requirements for retaining public records and transfer, at no cost, to the City all public records in possession of AVA within ten (10) days following the expiration or earlier termination of this Agreement and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All public records stored electronically by AVA shall be provided to the City in a format approved by the City.

- B. AVA shall immediately notify the City Clerk in writing after receiving a public records request. AVA shall obtain written approval from the City Clerk prior to releasing or disclosing public records and shall comply with instructions of the City Clerk and all City policies and procedures regarding public records.
- C. Nothing herein shall be construed to affect or limit AVA's obligations including but not limited to AVA's obligations to comply with all other applicable Laws and to maintain books and records pursuant to this Agreement.

IN WITNESS WHEREOF the Parties have caused this Agreement to be executed by their duly authorized representatives on the day and date first above written.

**ADVANTAGE VILLAGE ACADEMY,
INC.**

WITNESSES

By: _____

By: _____

Print: _____

Print: _____

Title: _____

By: _____

Print: _____

CITY OF ST. PETERSBURG, FLORIDA

By: _____

Print: _____

Title: _____

Attest:

City Clerk

(SEAL)

Approved as to Content and Form:

City Attorney (Designee)
Document No. 253389

DRAFT

Appendix A

MLK Family Festival Services to be Performed & Deliverables

Advantage Village Academy will:

Organize in its entirety the MLK Family Festival to occur on January 18, 2016

Obtain permission from the Tampa Bay Rays for use of the East parking areas (Lots 6 & 7) as the MLK Family Festival event area

Create a layout of the event area identifying all the activities and vendor locations

Obtain and control all vendors, talent, and activities that are part of the event

Coordinate with City departments including, but not limited to: Police, Fire, Parks & Rec, Sanitation, Community Development, Transportation & Parking, and Marketing in the development and implementation of the event

Promote & Market the event using local media, neighborhood associations, and civic groups to ensure awareness of the event

Provide the City an event settlement report including applicable supporting documentation within 10 days of the event detailing all of the Revenues and Expenses of the event.

Appendix B

MLK Family Festival Financial Pro-Forma

Entertainment & Talent Fees:	\$ 5,000
Event Equipment: (A/V, Sound, Lighting, Staging, Generators, Tables & Chairs, Tents, etc.)	\$ 7,500
Event Area Set-Up: (Portable Restrooms, Trash Receptacles, Barricades & Fencing, etc.)	\$ 5,000
Marketing & Promotion: (Radio/TV Ads, Banners, Promotional Items)	\$10,000
Event Services: (Police, private security, event staff, Traffic & Parking Control, etc.)	\$10,000
Post-Event Cleanup: (Lot Clearing, Sweeping, etc.)	\$2,000
Administrative Costs: (Event Insurance, Permits, etc.)	\$2,500
 Total Anticipated Event Expenses:	 \$42,000

St. Petersburg City Council
Meeting of December 17, 2015

Consent Agenda B

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving a request from St. Petersburg Baseball Commission, Inc. to extend the term for the management and operation of the Walter Fuller Baseball Complex through September 30, 2018 and to remove the surety requirements contained in section 44 of the Amended and Restated Agreement dated October 2, 2014.

BACKGROUND: On February 12, 2009, the City issued a Request for Proposals (RFP) for the management and operation of Al Lang Stadium and the Walter Fuller Baseball Complex (formerly known as the Raymond A. Naimoli Complex). St. Petersburg Baseball Commission, Inc. ("SPBC"), a non-profit entity, was selected as the best Offeror, and the City and SPBC entered into an agreement on January 26, 2010 for the management and operation of Al Lang and the Walter Fuller Complex ("Agreement"). A First Amendment to the Agreement was executed on November 21, 2011 extending the Al Lang Term to September 30, 2016 and the Walter Fuller Term to September 30, 2014. A Second Amendment to the Agreement was executed on June 5, 2014 which addressed funding for additional capital repair items and added new public records language.

On October 2, 2014, the City and SPBC entered into an Amended and Restated Agreement ("Restated Agreement") which removed the terms and conditions related to the management and operation of Al Lang Stadium; retained management and operation of the Walter Fuller Baseball Complex; and extended the active management term of the Agreement through September 30, 2017 (per City Charter restrictions on Park properties, Walter Fuller Complex has a term limit of 3 years).

Section 2.B.(1) of the Restated Agreement provides an opportunity for SPBC to request an extension of the current term within 30 days after October 1st of each year during the active management term. On October 16, 2015, SPBC formally requested an extension of the current agreement through September 30, 2018. SPBC also is requesting that the requirement in Section 44 of the Restated Agreement to maintain a \$25,000 Performance and Payment Bond or Letter of Credit or Deposit in a Qualified Public Depository be removed.

Per Section 2.B.(2) of the Restated Agreement, the City has the responsibility to bring an extension request forward to City Council, whom shall consider the request and either reject or approve the request or an amended version of the request.

RECOMMENDATION: City Administration recommends that City Council approve SPBC's request for extension of the term through September 30, 2018.

City Administration also supports SPBC's request for removal of the \$25,000 surety requirement contained in Section 44 of the Restated Agreement. SPBC has faithfully performed its obligations for management and operation of Walter Fuller since 2010. The City has not received any complaints regarding prompt payments by SPBC from any persons performing labor or furnishing materials in connection with this Agreement.

COST/FUNDING/ASSESSMENT INFORMATION: Funds to support the City's current commitments under the Agreement are budgeted annually in the City's General Fund (0001). No change to these financial commitments (\$100,000 of operating support and \$100,000 of capital repair support) is being requested by SPBC.

Approvals:

Joseph Zeoli
City Development Administration

DEVIN C. Fuller 12-3-15
Budget

RESOLUTION NO. 2015-_____

A RESOLUTION APPROVING A REQUEST FROM ST. PETERSBURG BASEBALL COMMISSION, INC. ("SPBC") TO EXTEND THE TERM FOR THE MANAGEMENT AND OPERATION OF THE WALTER FULLER BASEBALL COMPLEX THROUGH SEPTEMBER 30, 2018 AND TO REMOVE THE SURETY REQUIREMENTS CONTAINED IN SECTION 44 OF THE AMENDED AND RESTATED AGREEMENT DATED OCTOBER 2, 2014 ("RESTATED AGREEMENT"); AUTHORIZING THE CITY ATTORNEY'S OFFICE TO PREPARE AN AMENDMENT TO THE RESTATED AGREEMENT TO INCORPORATE SPBC'S ABOVE REQUEST; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AMENDMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg, Florida ("City") entered into an Amended and Restated Agreement ("Restated Agreement") dated October 2, 2014 with St. Petersburg Baseball Commission, Inc. ("SPBC") for the management and operation of the Walter Fuller Baseball Complex ("Walter Fuller"); and

WHEREAS, the City received a formal request from SPBC to extend the term for the management and operations at the Walter Fuller through September 30, 2018, and to remove the surety provision contained in Section 44 of the Restated Agreement; and

WHEREAS, per Section 2.B.(2) of the Restated Agreement, City Administration has the responsibility to bring an extension request forward to City Council whom shall consider the request and either reject or approve the request or an amended version of the request; and

WHEREAS, City Administration has reviewed SPBC's requests and supports the proposed changes.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the request from St. Petersburg Baseball Commission, Inc. ("SPBC") to extend the term for the management and operation of the Walter Fuller Baseball Complex through September 30, 2018 and to remove the surety requirements contained in section 44 of the Amended and Restated Agreement dated October 2, 2014 ("Restated Agreement") is hereby approved.

BE IT FURTHER RESOLVED that the City Attorney's Office is authorized to prepare an amendment to the Restated Agreement to incorporate SPBC's above request, which request was approved by this Council.

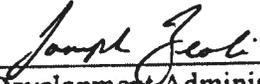
BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the amendment and all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon adoption.

Approved as to Form and Content:



City Attorney (designee)



City Development Administration

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: Honorable Charlie Gerdes, Chair of Council, and Members of City Council

SUBJECT: Authorizing the Mayor or his designee to enter into a Cooperative Funding Agreement with the Southwest Florida Water Management District for the City of St. Petersburg Toilet Replacement Program Phase 15 in the amount of \$100,000.

EXPLANATION: The Water Resources Department and the Southwest Florida Water Management District (SWFWMD) are proposing to enter into a FY2016 Cooperative Funding Agreement for Phase 15 of a Toilet Replacement Program ("Program"). The first fourteen phases of the Program were highly successful with over 33,000 toilets replaced at almost 27,500 locations. During Phase 15, the City and SWFWMD anticipate providing rebates to single family, multi-family, and non-residential water customers to replace 600 high flush toilets with high efficiency (HET) fixtures that have earned certification by the EPA's WaterSense Program. WaterSense labeled high efficiency toilets (HETs) use twenty percent (20%) less water than the current federal standard of 1.6 gallons per flush and are available in a wide range of prices and styles. In 2014, the City's water conservation office updated applicable information to convey this Program requirement. Efforts will be made to target customers who have not previously participated in this Program, including low-income residential households. To ensure that monies spent on this long-term conservation program meet the intended goal, the City will include educational materials on leak detection and proper replacement flapper selection and installation to program participants.

The Agreement with the SWFWMD has a total project cost of \$100,000. The City of St Petersburg agrees to fund 50% of the total cost or \$50,000 and the SWFWMD agrees to fund 50% of the total cost or \$50,000. The District's Agreement includes a provision for attorney's fees and costs incurred by the District if the City fails to complete the Project in accordance with the Agreement, or to appropriate sufficient funds to complete the Project and the City fails to repay those funds. Generally, the City will not enter into a contract including attorney fees provisions and the decision to accept District funding should be made taking the potential risk of having to pay such fees and costs into account. There have been no contract claims on the previous co-funding agreements. The non-appropriation clause does not specifically limit funding by the City to an annual appropriation; however, since the City's funding is appropriated in advance of the Project, the legal risk that the Agreement would be found void appears small.

Administration recommends that the Mayor or his designee be authorized to execute the FY2016 Cooperative Funding Agreement with the Southwest Florida Water Management District for funding the City of St. Petersburg Toilet Replacement Program Phase 15.

COST/FUNDING/ASSESSMENT INFORMATION: Funds are available in the Water Resources Operating Fund (4001), Water Conservation Administration (4202133), Toilet Replacement Program (Project #TBD).

ATTACHMENTS: SWFWMD Agreement, Resolution.

APPROVALS:



Administration

SKL



Budget

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A FIFTEENTH PHASE COOPERATIVE FUNDING AGREEMENT WITH THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR A TOILET REPLACEMENT AND EDUCATION PROJECT AT A TOTAL COST OF \$100,000.00; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Southwest Florida Water Management District ("District") and the City of St. Petersburg, Florida ("City") wish to implement the fourteenth phase of a residential and commercial toilet replacement and education project; and

WHEREAS, the District and the City have agreed upon the type and extent of the program to be completed and the amount and method of compensation to be paid by the District to the City for materials, development and distribution.

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 enter into a cooperative funding agreement with the District for the fifteenth phase of a toilet replacement and education project at a total project cost of \$100,000.00 with the District's share not to exceed \$50,000.00.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:



City Attorney (Designee)

COOPERATIVE FUNDING AGREEMENT (1)
BETWEEN THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AND
CITY OF ST. PETERSBURG
FOR
ST. PETERSBURG TOILET REPLACEMENT PROGRAM (N655)

THIS COOPERATIVE FUNDING AGREEMENT (Agreement) is made and entered into by and between the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT, a public corporation of the State of Florida, whose address is 2379 Broad Street, Brooksville, Florida 34604-6899, hereinafter referred to as the "DISTRICT," and the CITY OF ST. PETERSBURG, a municipal corporation of the State of Florida, whose address is 175 Fifth Street North, St. Petersburg, Florida 33701, hereinafter referred to as the "CITY."

WITNESSETH:

WHEREAS, the CITY proposed a project to the DISTRICT for funding consideration under the DISTRICT'S cooperative funding program; and

WHEREAS, the project consists of a water conservation incentive program that will provide CITY retail water customers with a toilet rebate, hereinafter referred to as the "PROJECT"; and

WHEREAS, the DISTRICT considers the resource benefits to be achieved by the PROJECT worthwhile and desires to assist the CITY in funding the PROJECT.

NOW THEREFORE, the DISTRICT and the CITY, in consideration of the mutual terms, covenants and conditions set forth herein, agree as follows:

1. PROJECT CONTACTS AND NOTICES. Each party hereby designates the individual set forth below as its prime contact for matters relating to this Agreement. Notices and reports shall be sent to the attention of each party's prime contact as set forth herein by U.S. mail, postage paid, by nationally recognized overnight courier, or personally to the parties' addresses as set forth below. Notice is effective upon receipt.

Contract Manager for the DISTRICT: Josh Madden
Southwest Florida Water Management District
2379 Broad Street
Brooksville, Florida 34604-6899

Project Manager for the CITY: Christine Claus
City of St. Petersburg
1650 Third Avenue North
St. Petersburg, Florida 33713

Any changes to the above representatives or addresses must be provided to the other party in writing.

- 1.1 The DISTRICT'S Contract Manager is authorized to approve requests to extend a PROJECT task deadline set forth in this Agreement. Such approval must be in writing, explain the reason for the extension and be signed by the Contract Manager and his or her Bureau Chief, or Director if the Bureau Chief is the Contract Manager, unless the DISTRICT'S Signature Authority provides otherwise. The DISTRICT'S Signature Authority supersedes the approval requirements provided in this provision. The DISTRICT'S Contract Manager is not authorized to approve any time extension which will result in an increased cost to the DISTRICT or which will exceed the expiration date set forth in this Agreement.
 - 1.2 The DISTRICT'S Contract Manager is authorized to adjust a line item amount of the PROJECT budget contained in the Project Plan set forth in Exhibit "A" or, if applicable, the refined budget as set forth in Subparagraph 3.4 below. The authorization must be in writing, explain the reason for the adjustment, and be signed by all appropriate DISTRICT staff in accordance with the DISTRICT'S Signature Authority. The DISTRICT'S Contract Manager is not authorized to make changes to the Scope of Work and is not authorized to approve any increase in the amounts set forth in the funding section of this Agreement.
2. SCOPE OF WORK. Upon receipt of written notice to proceed from the DISTRICT, the CITY shall perform the services necessary to complete the PROJECT in accordance with the CITY'S Project Plan set forth in Exhibit "A." Any changes to this Agreement, except as provided herein, must be mutually agreed to in a formal written amendment approved by the DISTRICT and the CITY prior to being performed by the CITY. The CITY shall be solely responsible for managing and controlling the PROJECT, including the hiring and supervising of any consultants or contractors it engages.

The parties agree that time is of the essence in the performance of each obligation under this Agreement.

3. FUNDING. The parties anticipate that the total cost of the PROJECT will be One Hundred Thousand Dollars (\$100,000). The DISTRICT agrees to fund PROJECT costs up to Fifty Thousand Dollars (\$50,000) and shall have no obligation to pay any costs beyond this maximum amount. The CITY agrees to provide all remaining funds necessary for the satisfactory completion of the PROJECT.
- 3.1 The DISTRICT'S performance and payment pursuant to this Agreement are contingent upon the DISTRICT'S Governing Board appropriating funds in its approved budget for the PROJECT in each fiscal year of this Agreement. The CITY'S payment of any financial obligation under this Agreement is subject to appropriation by the CITY'S Council of legally available funds.
 - 3.2 The CITY shall pay PROJECT costs prior to requesting reimbursement from the DISTRICT. The DISTRICT shall reimburse the CITY for the DISTRICT'S share of allowable PROJECT costs in accordance with the PROJECT budget contained in the Project Plan set forth in Exhibit "A." Reimbursement for expenditures of

contingency funds is contingent upon approval by the DISTRICT. If a reimbursement request includes the expenditure of contingency funds, the CITY shall provide sufficient documentation to the DISTRICT to explain the basis of the expense. The DISTRICT shall not reimburse the CITY for any contingency funds that the DISTRICT determines, in its sole discretion, to be in excess of what was reasonably necessary to complete the PROJECT. The DISTRICT shall reimburse the CITY for fifty percent (50%) of all allowable costs in each DISTRICT approved invoice received from the CITY, but at no point in time will the DISTRICT'S expenditure amounts under this Agreement exceed expenditures made by the CITY.

- 3.3 Unless otherwise stated in this Agreement, any federal, state, local or grant monies received by the CITY for this PROJECT shall be applied to equally reduce each party's share of PROJECT costs. The CITY shall provide the DISTRICT with written documentation detailing its allocation of any such funds appropriated for this PROJECT.
- 3.4 The CITY may contract with consultant(s), contractor(s) or both to accomplish the PROJECT. The CITY must obtain the DISTRICT'S written approval prior to posting solicitations for consultants or contractors and prior to entering into agreements with consultants or contractors to ensure that costs to be reimbursed by the DISTRICT under those agreements are reasonable and allowable under this Agreement. The DISTRICT shall provide a written response to the CITY within fifteen (15) business days of receipt of the solicitation or agreement. Upon written DISTRICT approval, the budget amounts for the work set forth in such contract(s) shall refine the amounts set forth in the PROJECT budget and be incorporated herein by reference. The DISTRICT shall not reimburse the CITY for costs incurred under consultant and contractor agreements until the DISTRICT approvals required under this provision have been obtained.
- 3.5 Payment shall be made to the CITY within forty-five (45) days of receipt of an invoice with adequate supporting documentation to satisfy auditing purposes. Invoices shall be submitted to the DISTRICT every two (2) months electronically at invoices@WaterMatters.org, or at the following address:

Accounts Payable Section
Southwest Florida Water Management District
Post Office Box 15436
Brooksville, Florida 34604-5436

The above-referenced payment due date shall not apply to that portion of an invoice that includes contingency expenses. The DISTRICT agrees to reimburse the CITY for contingency expenses within a reasonable time to accommodate the process provided for in Subparagraph 3.2 of this Agreement.

In addition to sending an original invoice to the DISTRICT'S Accounts Payable Section as required above, copies of invoices may also be submitted to the DISTRICT'S Contract Manager in order to expedite the review process. Failure of

the CITY to submit invoices to the DISTRICT in the manner provided herein shall relieve the DISTRICT of its obligation to pay within the aforementioned timeframe.

- 3.6 The parties acknowledge that the PROJECT was approved for funding by the DISTRICT based upon the resource benefits expected to be achieved by the PROJECT (the "Measurable Benefit"). The parties also acknowledge that the CITY is solely responsible for implementing the PROJECT in such a manner that the expected resource benefits are achieved. If at any point during the progression of the PROJECT, the DISTRICT determines that it is likely that the Measurable Benefit as set forth in the Project Plan will not be achieved, the DISTRICT shall provide the CITY with fifteen (15) days advance written notice that the DISTRICT shall withhold payments to the CITY until such time as the CITY demonstrates that the PROJECT shall achieve the required resource benefits, to provide the CITY with an opportunity to cure the deficiencies.
- 3.7 Any travel expenses which may be authorized under this Agreement shall be paid in accordance with Section 112.061, Florida Statutes (F.S.), as may be amended from time to time. The DISTRICT shall not reimburse the CITY for any purpose not specifically identified in Paragraph 2, Scope of Work. Surcharges added to third party invoices are not considered an allowable cost under this Agreement. Costs associated with in-kind services provided by the CITY are not reimbursable by the DISTRICT and may not be included in the CITY'S share of funding contributions under this Agreement.
- 3.8 Each CITY invoice must include the following certification, and the CITY hereby delegates authority by virtue of this Agreement to its Project Manager to affirm said certification:
- "I hereby certify that the costs requested for reimbursement and the CITY'S matching funds, as represented in this invoice, are directly related to the performance under the (Insert Project Title and Unit Code) agreement between the Southwest Florida Water Management District and City of St. Petersburg (Agreement No. 15C00000050), are allowable, allocable, properly documented, and are in accordance with the approved project budget. This invoice includes \$__ of contingency expenses. The CITY has been allocated a total of \$__ in federal, state, local or grant monies for this PROJECT (not including DISTRICT funds) and \$__ has been allocated to this invoice, reducing the DISTRICT'S and CITY'S share to \$__."
- 3.9 In the event any dispute or disagreement arises during the course of the PROJECT, including whether expenses are reimbursable under this Agreement, the CITY will continue to perform the PROJECT work in accordance with the Project Plan. The CITY is under a duty to seek clarification and resolution of any issue, discrepancy, or dispute by providing the details and basis of the dispute to the DISTRICT'S Contract Manager no later than ten (10) days after the precipitating event. If not resolved by the Contract Manager, in consultation with his or her Bureau Chief, within ten (10) days of receipt of notice, the dispute will be forwarded to the DISTRICT'S Assistant Executive Director. The DISTRICT'S Assistant Executive Director in consultation with the DISTRICT'S Office of General Counsel will issue

the DISTRICT'S final determination. The CITY'S continuation of the PROJECT work as required under this provision shall not constitute a waiver of any legal remedy available to the CITY concerning the dispute.

4. COMPLETION DATES. The CITY shall commence and complete the PROJECT and meet the task deadlines in accordance with the project schedule set forth in Exhibit "A," including any extensions of time provided by the DISTRICT in accordance with Subparagraph 1.1 of this Agreement. In the event of hurricanes, tornados, floods, acts of God, acts of war, or other such catastrophes, or other man-made emergencies such as labor strikes or riots, which are beyond the control of the CITY, the CITY'S obligations to meet the time frames provided in this Agreement shall be suspended for the period of time the condition continues to exist. During such suspension, this Agreement shall remain in effect. When the CITY is able to resume performance of its obligations under this Agreement, in whole or in part, it shall immediately give the DISTRICT written notice to that effect and shall resume performance no later than two (2) working days after the notice is delivered. The suspension of the CITY'S obligations provided for in this provision shall be the CITY'S sole remedy for the delays set forth herein.
5. REPAYMENT.
 - 5.1 The CITY shall repay the DISTRICT all funds the DISTRICT paid to the CITY under this Agreement, if: a) the CITY fails to complete the PROJECT in accordance with the terms and conditions of this Agreement, including failing to meet the Measurable Benefit; b) the DISTRICT determines, in its sole discretion and judgment, that the CITY has failed to maintain scheduled progress of the PROJECT thereby endangering the timely performance of this Agreement; c) the CITY fails to appropriate sufficient funds to meet the task deadlines, unless extended in accordance with Subparagraph 1.1; or d) a provision or provisions of this Agreement setting forth the requirements or expectations of a Measurable Benefit resulting from the PROJECT is held to be invalid, illegal or unenforceable during the term of this Agreement. Should any of the above conditions exist that require the CITY to repay the DISTRICT, this Agreement shall terminate in accordance with the procedure set forth in Paragraph 10, Default.
 - 5.2 Notwithstanding the above, the parties acknowledge that if the PROJECT fails to meet the Measurable Benefit specified in this Agreement, the CITY may request the DISTRICT Governing Board to waive the repayment obligation, in whole or in part.
 - 5.3 In the event the CITY is obligated to repay the DISTRICT under any provision of this Agreement, the CITY shall repay the DISTRICT within a reasonable time, as determined by the DISTRICT in its sole discretion.
 - 5.4 The CITY shall pay attorneys' fees and costs incurred by the DISTRICT, including appeals, as a result of CITY'S failure to repay the DISTRICT as required by this Agreement.
6. CONTRACT PERIOD. This Agreement shall be effective March 1, 2016 and shall remain in effect through December 31, 2017, or upon satisfactory completion of the PROJECT

and subsequent reimbursement to the CITY, whichever occurs first, unless amended in writing by the parties. The CITY shall not be eligible for reimbursement for any work that is commenced, or costs that are incurred, prior to the effective date of this Agreement.

7. PROJECT RECORDS AND DOCUMENTS. Upon request by the DISTRICT, the CITY shall permit the DISTRICT to examine or audit all PROJECT related records and documents during or following completion of the PROJECT at no cost to the DISTRICT. Payments made to the CITY under this Agreement shall be reduced for amounts found to be not allowable under this Agreement by an audit. If an audit is undertaken by either party, all required records shall be maintained until the audit has been completed and all questions arising from it are resolved. Each party shall maintain all such records and documents for at least three (3) years following completion of the PROJECT. Each party shall allow public access to PROJECT documents and materials made or received by either party in accordance with the Public Records Act, Chapter 119, F.S. Should either party assert any exemption to the requirements of Chapter 119, F.S., the burden of establishing such exemption, by way of injunctive or other relief as provided by law, shall be upon the asserting party.

8. REPORTS.

8.1 The CITY shall provide the DISTRICT with a quarterly report describing the progress of the PROJECT tasks, adherence to the performance schedule and any developments affecting the PROJECT. The CITY shall promptly advise the DISTRICT of issues that arise that may impact the successful and timely completion of the PROJECT. Quarterly reports shall be submitted to the DISTRICT'S Contract Manager no later than forty-five (45) days following the completion of the quarterly reporting period. It is hereby understood and agreed by the parties that the term "quarterly" shall reflect the calendar quarters ending March 31, June 30, September 30 and December 31.

8.2 Upon request by the DISTRICT, the CITY shall provide the DISTRICT with copies of all data, reports, models, studies, maps or other documents resulting from the PROJECT. Additionally, one (1) set, electronic and hardcopy, of any final reports must be submitted to the DISTRICT as Record and Library copies.

8.3 The CITY shall provide the data, reports and documents referenced in this provision at no cost to the DISTRICT.

9. RISK, LIABILITY, AND INDEMNITY.

9.1 To the extent permitted by Florida law, the CITY assumes all risks relating to the PROJECT and agrees to be solely liable for, and to indemnify and hold the DISTRICT harmless from all claims, loss, damage and other expenses, including attorneys' fees and costs and attorneys' fees and costs on appeal, arising from the implementation of the PROJECT; provided, however, that the CITY shall not indemnify for that portion of any loss or damages proximately caused by the negligent act or omission of the DISTRICT'S officers, employees, contractors and agents. The acceptance of the DISTRICT'S funding by the CITY does not in any way constitute an agency relationship between the DISTRICT and the CITY.

- 9.2 The CITY agrees to indemnify and hold the DISTRICT harmless, to the extent allowed under Section 768.28, F.S., from all claims, loss, damage and other expenses, including attorneys' fees and costs and attorneys' fees and costs on appeal, arising from the negligent acts or omissions of the CITY'S officers, employees, contractors and agents related to its performance under this Agreement.
- 9.3 This Paragraph 9 shall not be construed as a waiver of the CITY'S sovereign immunity or an extension of CITY'S liability beyond the limits established in Section 768.28, F.S. Additionally, this Paragraph 9 will not be construed to impose contractual liability on the CITY for underlying tort claims as described above beyond the limits specified in Section 768.28, F.S., nor be construed as consent by the CITY to be sued by third parties in any manner arising out of this Agreement.
- 9.4 Nothing in this Agreement shall be interpreted as a waiver of the DISTRICT'S sovereign immunity or an extension of its liability beyond the limits established in Section 768.28, F.S., nor be construed as consent by the DISTRICT to be sued by third parties in any manner arising out of this Agreement.
10. DEFAULT. Either party may terminate this Agreement upon the other party's failure to comply with any term or condition of this Agreement, including the failure to meet task deadlines established in this Agreement, as long as the terminating party is not in default of any term or condition of this Agreement at the time of termination. To effect termination, the terminating party shall provide the defaulting party with a written "Notice of Termination" stating its intent to terminate and describing all terms and conditions with which the defaulting party has failed to comply. If the defaulting party has not remedied its default within thirty (30) days after receiving the Notice of Termination, this Agreement shall automatically terminate. If a default cannot reasonably be cured in thirty (30) days, then the thirty (30) days may be extended at the non-defaulting party's discretion, if the defaulting party is pursuing a cure of the default with reasonable diligence. The rights and remedies in this provision are in addition to any other rights and remedies provided by law or this Agreement.
11. RELEASE OF INFORMATION. The parties agree not to initiate any oral or written media interviews or issue press releases on or about the PROJECT without providing notices or copies to the other party no later than three (3) business days prior to the interview or press release. This provision shall not be construed as preventing the parties from complying with the public records disclosure laws set forth in Chapter 119, F.S.
12. DISTRICT RECOGNITION. The CITY shall recognize DISTRICT funding in any reports, models, studies, maps or other documents resulting from this Agreement, and the form of said recognition shall be subject to DISTRICT approval.
13. LAW COMPLIANCE. The CITY shall comply with all applicable federal, state and local laws, rules, regulations and guidelines, including those of the DISTRICT, related to performance under this Agreement.

14. ASSIGNMENT. Except as otherwise provided in this Agreement, no party may assign any of its rights or delegate any of its obligations under this Agreement, including any operation or maintenance duties related to the PROJECT, without the prior written consent of the other party. Any attempted assignment in violation of this provision is void.
15. CONTRACTORS. Nothing in this Agreement shall be construed to create, or be implied to create, any relationship between the DISTRICT and any consultant or contractor of the CITY.
16. THIRD PARTY BENEFICIARIES. Nothing in this Agreement shall be construed to benefit any person or entity not a party to this Agreement.
17. LOBBYING PROHIBITION. Pursuant to Section 216.347, F.S., the CITY is prohibited from using funds provided by this Agreement for the purpose of lobbying the Legislature, the judicial branch or a state agency.
18. PUBLIC ENTITY CRIMES. Pursuant to Subsections 287.133(2) and (3), F.S., a person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid, proposal, or reply on a contract to provide any goods or services to a public entity; may not submit a bid, proposal, or reply on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids, proposals, or replies on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity; and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two, for a period of 36 months following the date of being placed on the convicted vendor list. The CITY agrees to include this provision in all contracts issued as a result of this Agreement.
19. GOVERNING LAW. This Agreement is governed by Florida law and venue for resolving disputes under this Agreement shall be exclusively in Hernando County, Florida.
20. SEVERABILITY. If any provision or provisions of this Agreement shall be held to be invalid, illegal, or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby. Notwithstanding the above, if a provision or provisions of this Agreement setting forth the requirements or expectations of a Measurable Benefit resulting from the PROJECT is held to be invalid, illegal or unenforceable during the term of this Agreement, this Agreement shall terminate in accordance with Subparagraph 5.1.
21. SURVIVAL. The provisions of this Agreement that require performance after the expiration or termination of this Agreement shall remain in force notwithstanding the expiration or termination of this Agreement including Subparagraphs 3.3 and 8.2, and Paragraphs 5, 7, 9, 19 and 20 and any provisions requiring an offset or other continuing resource benefit.
22. ENTIRE AGREEMENT. This Agreement and the attached exhibit listed below constitute the entire agreement between the parties and, unless otherwise provided herein, may be amended only in writing, signed by all parties to this Agreement.

23. DOCUMENTS. The following document is attached and made a part of this Agreement. In the event of a conflict of contract terminology, priority shall first be given to the language in the body of this Agreement, and then to Exhibit "A."

Exhibit "A" CITY'S Project Plan

The remainder of this page intentionally left blank.

EXHIBIT "A"
CITY'S PROJECT PLAN

PROJECT DESCRIPTION:

The PROJECT is a water conservation incentive program that will provide CITY retail water customers with up to a \$100 rebate per toilet for the purchase and installation of a high efficiency toilet (HET) (1.28 gallons per flush) that replaces a high-volume toilet installed prior to 1995.

MEASURABLE BENEFITS:

The PROJECT will replace approximately 600 high-volume toilets, producing a water savings of approximately 14,256 gallons per day. The PROJECT'S estimated cost/benefit ratio is \$1.93 per thousand gallons (20 years at 8% interest).

DELIVERABLES:

The CITY shall provide quarterly status reports and a final report. The final report shall be submitted with the final invoice and shall contain the following information: Number of toilets installed and rebates issued, reported by rebate type; full accounting of all funds expended during and in relation to the PROJECT; description of all public awareness efforts; customer surveys to determine the satisfaction with the toilets and the PROJECT; description of old toilet removal and disposal methods; calculation of water savings.

PROJECT BUDGET:

ITEM	CITY	DISTRICT	TOTAL
600 Toilet Rebates, to include: Single, Multi-family, and Commercial toilets @ \$100.00 each	\$30,000	\$30,000	\$60,000
Program Administration: 600 @ \$50.00 each	\$15,000	\$15,000	\$30,000
Program promotion	\$5,000	\$5,000	\$10,000
TOTAL PROJECT COSTS	\$50,000	\$50,000	\$100,000

*NOTE: In no instance will the rebate exceed the actual cost of the rebated toilet(s) and installation(s).

COMPLETION SCHEDULE:

TASK	START DATE	END DATE
Toilet Rebate	March 1, 2016	March 1, 2017
Final Report	March 2, 2017	June 1, 2017

IMPLEMENTATION:

The CITY is responsible for, but not limited to:

- Working with customers to guide them through the program.
- Tracking all program activity.
- Procuring and collecting customer survey data and performing subsequent data analysis.

- Promotion of the PROJECT through interaction with the plumbing industry.
- Establishing PROJECT policy.
- Providing program marketing.
- Overseeing program operations.
- Providing for collection and disposal of replaced toilets.

INSPECTIONS:

The CITY shall be responsible for ensuring that all installed toilets are inspected prior to issuance of rebates. All inspections shall include the following, at a minimum:

- Toilet(s) is secured and properly installed.
- Insure that the toilet(s) being replaced was installed prior to 1995.
- Installed HET(s) must be certified to meet WaterSense criteria through the Environmental Protection Agency's (EPA's) WaterSense labeling program. To be eligible for a rebate, the CITY shall verify that each HET installed is on the EPA's approved list.
- HET(s) flushes with no more than 1.28 gallons.
- Toilet(s) does not exhibit any evidence of leakage.
- Observation of the flush out and refill of the toilet(s) to ensure proper operation and to confirm the water level in the tank and bowl is consistent with the manufacturing standards.
- Mark the toilet(s) with the application number using permanent ink.

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles Gerdes, Chair and Members of City Council

SUBJECT: Authorizing the Mayor or his designee to execute Task Order No. 12-08-CH2/W, to the ~~Architect/Engineer~~ agreement between the City of St. Petersburg and CH2M Hill Engineers, Inc. in the amount of \$191,046, for ~~architectural and~~ engineering ~~design~~ services pertaining to the development of the Wet Weather Overflow Mitigation Program, Phase I. (Engineering Project No. 16045-111; Oracle No. 15336 and approving a supplemental appropriation in the amount of \$231,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN Wet Weather Mitig FY16 Project (15336) and providing an effective date.

EXPLANATION: On July 18, 2014 City Council approved an Architect/Engineering Master Agreement with the professional consulting engineering firm of CH2M Hill Engineers, Inc. ("Engineer"), for architectural services related to Miscellaneous Potable Water, Wastewater and Reclaimed Water Projects.

On October 22, 2015, the City Council's joint Budget, Finance and Taxation (BFT) and Public Services and Infrastructure (PSI) Committees requested that the budgetary costs required to eliminate wet weather overflows from the City's wastewater collection system and water reclamation facilities (WRF) for a range of wet weather events be evaluated.

The goal of this effort is to evaluate a range of budgetary cost estimates for improvements to the City's collection system, Water Reclamation Facilities (WRFs), and reclaimed water disposal facilities to determine budgetary cost allocations for improvements to collection, treatment, and disposal so as to have no wet weather overflows within a determined Level of Service and within the WRF's flow projections through year 2035. Engineer will conduct an inflow/ Infiltration (I/I) assessment for the City of St. Petersburg's sanitary sewer system and ultimately develop an I/I Abatement Program, including associated budgetary cost for implementation. Engineer will take a phased approach, initially making best use of available data to provide the City with a preliminary recommendations and budgetary costs to mitigate I/I such that peak flows to the SWWRF do not exceed 40 MGD for rainfall conditions to be determined. Under this initial assessment, Phase I, the Engineer will collect and analyze available data, estimate the quantity and sources of I/I entering St. Petersburg's sewer system, and develop and evaluate alternative scenarios to mitigate I/I and reduce peak flow to the SWWRF. Reiss Engineering, Inc. (REI) will subcontract with Engineer to validate the CITY's current wastewater collection system model. Engineer will estimate costs for each scenario and provide the CITY with preliminary budgetary costs for the achievement of I/I abatement and peak flow reduction.

The findings of this evaluation will support the development of a pilot study to further characterize I/I sources and the efficacy of available mitigation technologies. In an effort to find the optimal cost of wet weather overflows mitigation at the City's WRFs, the cost of treatment facility and disposal upgrades will also be developed. Flow projections for the NEWRF, NWWRF, and SWWRF are currently being reviewed and updated under a separate Task Order 12-06-CH2/W by Engineer. A review of hydraulic restrictions at the SWWRF and identification of potential concepts for expanding the SWWRF treatment facility if needed per the updated flow projections are also being conducted under Task Order 12-06-CH2/W. Project cost estimates for identified expansion concepts will be developed under this scope of work. As a future flow diversion of influent flow from the SWWRF to the NWWRF is planned to occur, hydraulic restrictions and subsequent potential expansion projects will be estimated for NWWRF. Potential expansion projects will also be identified and estimated for NEWRF as necessary to mitigate theoretical wet weather overflows per the updated flow projections.

This program will be completed in two subsequent phases described under separate Task Orders: Phase II – A pilot study will be conducted for I/I abatement; Phase III – Based on the pilot study, a comprehensive wet weather overflows mitigation plan will be developed to describe long term I/I abatement projects, and preliminary Engineering for Water Reclamation Facility treatment and disposal upgrades will be performed.

Task Order No. 12-08-CH2/W, cost is \$191,046. The expected completion of Phase I is March 2016. The scopes, associated fees and schedules of Phase II and Phase III will be developed further after the completion of Phase I. The additional funding being appropriated will cover Engineering Design costs to manage the project and a contingency.

RECOMMENDATION: Administration recommends authorizing the Mayor or his designee to execute Task Order No. 12-08-CH2/W, to the Architect/Engineering agreement between the City of St. Petersburg and CH2M Hill Engineers, Inc. in the amount of \$191,046, for architectural and engineering design services pertaining to the development of the Wet Weather Overflow Mitigation Program, Phase I. (Engineering Project No. 16045-111; Oracle No. 15336) and approving a supplemental appropriation in the amount of \$231,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the SAN Wet Weather Mitig FY16 Project (15336) and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funds will be available in the Water Resources Capital Project Fund (4003) following a supplemental appropriation in the amount of \$231,000 from the unappropriated balance of the Water Resources Capital Project Fund to the SAN Wet Weather Mitig FY16 Project, 15336.

ATTACHMENTS: Resolution

APPROVALS: _____
Administrative

Budget

Resolution No. ____

A RESOLUTION APPROVING AMENDMENTS TO THE NEGOTIATED AGREEMENT WITH THE SEIU FLORIDA PUBLIC SERVICES UNION REPRESENTING THE WHITE COLLAR BARGAINING UNIT, FOR THE PERIOD OF DECEMBER 28, 2015 THROUGH SEPTEMBER 30, 2017; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg and the SEIU Florida Public Services Union, have reached agreement to amend the current negotiated multi-year agreement; and

WHEREAS, for fiscal year 2016, the agreement provided a two percent (2%) general wage increase effective the first pay period of 2016 for all unit members; and

WHEREAS, for fiscal year 2016, all unit members will receive a two percent (2%) anniversary increase, either in the form of a pay rate increase or lump sum payment for those at the maximum pay rate on December 28, 2015, or on each employee's respective classification date, whichever is later; and

WHEREAS, the agreement provides a new minimum starting wage of twelve dollars and seventy-five cents (\$12.75) for all full-time employees and regular part-time employees with at least five (5) years of City service; and

WHEREAS, the parties will reopen the Pay article to negotiate pay increases, if any, effective for fiscal year 2017; and

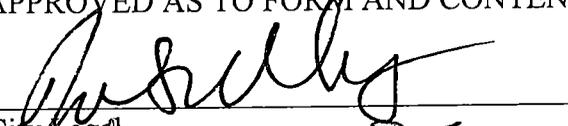
WHEREAS, the parties agree that the City's Health and Wellness clinic will be made available to classified, regular part-time employees under the same guidelines as are currently provided to full-time employees covered under the City's health insurance; and

WHEREAS, the agreement also includes provisions for other terms and conditions of employment.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the amendments to the Agreement with the Florida Public Services Union representing the White Collar Bargaining Unit, for the period of December 28, 2015, through September 30, 2017, are hereby approved.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:



City Legal



Budget



Administration

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: Ratifying the proposed amendments to the labor agreement between the City of St. Petersburg and the SEIU Florida Public Services Union (FPSU) for the White Collar collective bargaining unit covering the job classifications within this bargaining unit effective December 28, 2015 through September 30, 2017.

The City and FPSU have reached tentative agreement on amendments to the collective bargaining agreement for the White Collar bargaining unit. The employees in this unit have ratified the agreement. If approved and ratified by Council, the proposed agreement will take effect December 28, 2015, the first payroll period start date following ratification.

In fiscal year 2016, the agreement provides a two percent (2%) general wage increase which went into effect the first pay period of fiscal year 2016 and a two percent (2%) anniversary increase, either in the form of a pay rate increase or lump sum payment for those at the maximum pay rate, on December 28, 2015, or on each employee's respective classification date, whichever is later. The agreement provides that the parties will reopen negotiations to bargain pay increases for fiscal year 2017.

The agreement also provides a new minimum starting wage of twelve dollars and seventy-five cents (\$12.75) for all full-time employees and for regular part-time employees who have worked for the City a minimum of five (5) years. The minimum starting wage will take effect December 28, 2015, at which time any employees who are being paid less than twelve dollars and seventy-five cents (\$12.75) per hour will be paid at the new minimum rate.

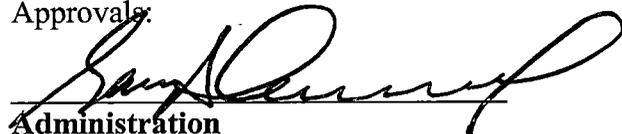
The City has also tentatively agreed to modify its benefit policies to allow for regular, classified part-time employees to access the City's Health and Wellness Center under the same guidelines as those given to full-time employees with City health insurance.

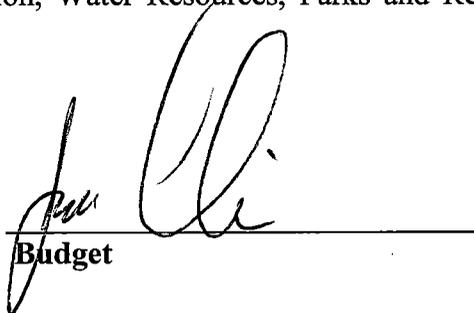
Cost/Funding Information:

Specific costs for the pay increases are within the budget provisions for fiscal year 2016 and will come from funds within the operating budget for both the General Fund agencies and Enterprise/Internal fund agencies (such as Sanitation, Water Resources, Parks and Recreation and Fleet Maintenance).

Attachment - Resolution

Approvals:


Administration


Budget

Resolution No. ____

A RESOLUTION APPROVING AMENDMENTS TO THE NEGOTIATED AGREEMENT WITH THE SEIU FLORIDA PUBLIC SERVICES UNION REPRESENTING THE BLUE COLLAR BARGAINING UNIT, FOR THE PERIOD OF DECEMBER 28, 2015 THROUGH SEPTEMBER 30, 2017; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg and the SEIU Florida Public Services Union, have reached tentative agreement on amendments to the current negotiated multi-year labor agreement; and

WHEREAS, for fiscal year 2016, the agreement provided a two percent (2%) general wage increase effective the first pay period of 2016 for all unit members; and

WHEREAS, for fiscal year 2016, all unit members will receive a two percent (2%) anniversary increase, either in the form of a pay rate increase or lump sum payment for those at the maximum pay rate on December 28, 2015, or on each employee's respective classification date, whichever is later; and

WHEREAS, for fiscal year 2016, unit members who progressed to Step 7 in fiscal year 2015 will receive a lump-sum payment equivalent to the difference in annual salary they would have received had they proceeded to Step 8 in fiscal year 2016. This lump sum will be paid on each eligible employee's respective classification date in fiscal year 2016 or on December 28, 2015, whichever is later; and

WHEREAS, the agreement provides a new minimum starting wage of twelve dollars and seventy-five cents (\$12.75) for all full-time employees; and

WHEREAS, the parties will reopen the Pay article to negotiate pay increases, if any, effective for fiscal year 2017; and

WHEREAS, the agreement also includes provisions for other terms and conditions of employment.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the amendments to the Agreement with the Florida Public Services Union representing the Blue Collar Bargaining Unit, for the period of December 28, 2015, through September 30, 2017, are hereby approved.

This resolution shall become effective immediately upon its adoption.

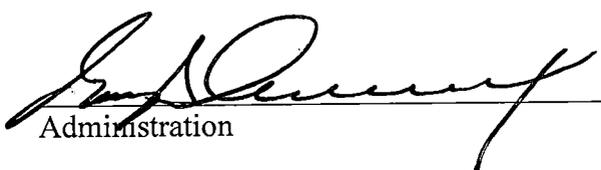
APPROVED AS TO FORM AND CONTENT:



City Legal



Budget



Administration

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: Ratifying the proposed amendments to the labor agreement between the City of St. Petersburg and the SEIU Florida Public Services Union (FPSU) for the Blue Collar collective bargaining unit covering the job classifications within this bargaining unit effective December 28, 2015 through September 30, 2017.

The City and FPSU have reached tentative agreement on amendments to the collective bargaining agreement for the Blue Collar bargaining unit. The employees in this unit have ratified the agreement. If approved and ratified by Council, the proposed agreement will take effect December 28, 2015, the first payroll period start date following ratification.

In fiscal year 2016, the agreement provides a two percent (2%) general wage increase which went into effect the first pay period of fiscal year 2016 and a two percent (2%) anniversary increase, either in the form of a pay rate increase or lump sum payment for those at the maximum pay rate, on December 28, 2015, or on each employee's respective classification date, whichever is later. The agreement also provides a lump sum payment equivalent to the difference in pay between Steps 7 and 8 to Blue Collar employees who progressed to Step 7 in fiscal year 2015. That lump sum will be paid on each employee's respective classification date in fiscal year 2016 or on December 28, 2015, whichever is later. The agreement provides that the parties will reopen negotiations to bargain pay increases for fiscal year 2017.

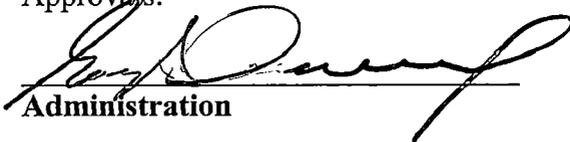
The agreement also provides a new minimum starting wage of twelve dollars and seventy-five cents (\$12.75) for all full-time employees. The minimum starting wage will take effect December 28, 2015, at which time any employees who are being paid less than twelve dollars and seventy-five cents (\$12.75) per hour will be paid at the new minimum rate.

Cost/Funding Information:

Specific costs for the pay increases are within the budget provisions for fiscal year 2016 and will come from funds within the operating budget for both the General Fund agencies and Enterprise/Internal fund agencies (such as Sanitation, Water Resources, Parks and Recreation and Fleet Maintenance).

Attachment - Resolution

Approvals:


Administration


Budget

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

Committee Report

**December 10, 2015
8:00 a.m. - City Hall Room 100**

Present: Chair James R. "Jim" Kennedy, Jr., Vice-Chair Karl Nurse, Councilmembers Charles Gerdes and William Dudley.

Also: Councilmembers Steve Kornell and Amy Foster, City Attorney, Jacqueline Kovilaritch; Chief Assistant City Attorney, Jeannine Williams; City Administrator, Gary Cornwell; City Auditor, Bradley Scott; Human Resources Director, Chris Guella; Benefits Manager, Vicki Grant; Arthur J. Gallagher & Company Representative, Chuck Tobin; Risk Management Analyst, Robert Coats, Human Resources; Manager Parks and Recreation, Linda Seufert and Senior Deputy City Clerk, Cathy E. Davis.

Councilmember Rice (Alternate). Councilmember Rice was reported present at 9:00 a.m.

A. Call to Order

Chair Kennedy called the meeting to order with the above persons present.

B. Approval of Agenda

In connection with the approval of the meeting agenda Councilmember Gerdes motioned that the agenda be approved as written. All were in favor of the motion. Ayes: Kennedy, Nurse, Dudley, Gerdes. Nays. None. Absent: Rice (Alternate).

C. Approval of Minutes

In connection with the approval of meeting minutes Councilmember Gerdes requested that the minutes be revised to reflect those in attendance and those absent during the committee meeting. Councilmember Gerdes also asked that the meeting minutes of October 22nd be revised to reflect a Joint Meeting of the Budget Finance & Taxation and Public Safety & Infrastructure Committee and that the November 16th meeting minutes be revised to reflect a meeting of the BF&T Committee. Councilmember Gerdes then motioned that the following meeting minutes be approved by the committee as amended:

August 20, 2015

August 27, 2015

September 10, 2015

September 24, 2015

October 8, 2015

October 22, 2015 (Joint Meeting of BF&T and PS&I Committees)

November 16, 2015

November 23, 2015

All were in favor of the motion. Ayes: Kennedy, Nurse, Dudley, Gerdes. Nays. None. Absent. Rice (Alternate).

D. New/Deferred Business

1. December 10, 2015

a. Employee Health Insurance Renewal

Chris Guella, Human Resource Director, along with Vicki Grant, Benefits Manager, and Chuck Tobin with Gallagher and Company presented the 2016/2017 Health Plan Review. The presentation included a review of medical and prescription drug claims experience, health plan cost projections PYE2016, and proposed health plan benefit changes.

The claims history presented showed that the PEPM's (claims cost per employee per month) for PYE 2015, FYE 2015, and PYE 2016 to date totaled \$989.26 and \$954.52 respectively. Large claims from April 2015 to October 2015 total \$256,960 for spouses of male employees, \$218,934 for spouses of female employees, \$207,711 for all retirees, and \$206,876 for all employees.

Health plan cost projections with no plan changes for plan year April 2016 through March 2017 will increase total expenses from \$41,276,479 for the current plan to \$44,443,294 for the proposed plan. This represents an increase of 5.7%.

Proposed changes to each of the available health plan options would include the following:

Choice Plan

- Increase the deductible from \$500/\$1000 to \$750/\$1500
- Increase the primary care copay from \$20 to \$30
- Increase the specialist copay from \$30/\$40 to \$35/\$50
- Estimated plan savings total \$900,000

Choice Plan Plus

- Increase the deductible from \$500/\$1,000 to \$750/\$1500
- Increase the primary care copay from \$25 to \$30
- Increase the non-tier1 specialist copay from \$45 to \$50
- Estimated plan savings total \$90,000

Base Plan

- Increase the deductible from \$500/\$1000 to \$750/\$1500
- Increase the primary care copay from \$25 to \$30
- Increase the non-tier 1 specialist copay from \$45 to \$50
- Estimated plan savings total \$70,000

All plans

- Have all out-of-network claims reimbursed on schedule based Medicare allowable charges, patients would be balanced billed. This will not apply to emergency services.

Health plan cost projections with the proposed changes for plan year April 2016 through March 2017 will increase total expenses from \$41,276,479 for the current plan to \$43,380,793 for the proposed plan with changes. This represents an increase of 3.1%. Mr. Tobin discussed increasing revenues an additional 5% in order to add the health insurance fund reserves.

An aggregating specific stop loss option was presented. This option would provide reimbursement for all individual claims that meet the stop loss criteria. The option would add a middle tier deductible which will result in total premium savings.

Action: Councilmember Nurse motioned that the committee approve the proposed health plan and forward to City Council for consideration and approval. Motion approved unanimously. Ayes: Kennedy, Nurse, Gerdes, Dudley. Nays. None. Absent. None.

b. Discussion for Use of Tourist Development Tax

Joe Zeoli, Managing Director, CDA provided an update on the Tourist Development Tax. It was reported that FY 2015 the net proceeds of the tax totaled \$38.8 million, which is a 12% increase from 2014. Each 1% of the 5% tax nets 7.7 million. In October 2015 the proceeds from the tax were up 15% from October 2014. In January of 2016 the tax will be increased to 6%. This increase should net an additional \$6 million in fiscal year 2016.

An update on the Tourism Development Committee's Tourist Development Plan provided that that a minimum of 60% of the tax revenues must be spent on marketing and advertising, and that a maximum of 40% can be used for facilities and capital improvements. This plan was moved forward to the BOCC who modified the TDC's version. The words maximum and minimum were struck from the plan providing flexibility in allocation of the Tourist Development Tax revenues. The BOCC further amended the plan to allow any unused capital funds to be saved as reserve for future projects.

Lastly, it was reported that Mr. Zeoli met with David Downing the Executive Director of the CVB regarding how the Tourist Development Tax funds are allocated to arts and other allocation concerns of the BF&T Committee. Dr. Mr. Downing is willing to make himself

City of St. Petersburg
Budget Finance & Taxation Committee Report
December 10, 2015

available to come and speak with the Budget, Finance, and Taxation Committee. Members of the Committee agreed that a meeting would be beneficial, and urged staff to work on scheduling same

E. Continued Business

F. Upcoming Meetings Agenda Tentative Issues

1. December 17, 2015

- a. RFP Approval for External Audit and Assurance Services (Scott)
- b. Banking RFP recommendation-JP Morgan Chase (Fritz)
- c. Quarterly Grant Reports (Ojah-Maharaj)

H. New Business Item Referrals

There being no further business, the meeting was adjournment at 9:18 a.m.

A RESOLUTION PROVIDING FOR THE APPROVAL OF THE RELEASE OF A REQUEST FOR PROPOSALS FOR FINANCIAL; EXTERNAL AUDIT & ASSURANCE SERVICES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 17, 2015 the Budget, Finance & Taxation Committee approved a Request for Proposals ("RFP") for financial; external audit & assurance services and is recommending its approval to City Council; and

WHEREAS, this Council agrees with the recommendation of the Budget, Finance & Taxation Committee.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the RFP recommended to Council by the Budget, Finance & Taxation Committee for financial; external audit & assurance services is hereby approved.

BE IT FURTHER RESOLVED that the approved RFP shall be released as soon as possible and the release shall be in the usual manner of distribution by the Procurement and Supply Management Department.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

Approved as to form and content:



City Attorney (designee)
Document # 131978

Resolution No. 2015-_____

A RESOLUTION APPROVING EVENTS FOR CO-SPONSORSHIP IN NAME ONLY BY THE CITY FOR FISCAL YEAR 2016; WAIVING THE SIX MONTH REQUIREMENT OF SECTION "D" OF RESOLUTION NO. 2000-562, AND PAYMENT OF THE WAIVER FEE REQUIRED BY CITY COUNCIL RESOLUTION NO. 2009-353 AS TO COMMUNITY ACTION STOPS ABUSE, INC.; WAIVING THE NON-PROFIT REQUIREMENT OF RESOLUTION NO. 2000-562(a)8 FOR THE CO-SPONSORED EVENTS TO BE PRESENTED BY WE ARE CONCERTS, LLC AND LIVE NATION WORLDWIDE, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, various entities have requested that the City co-sponsor their public events in name only for Fiscal Year 2016; and

WHEREAS, the City Council Co-Sponsored Events Committee has reviewed these requests in accordance with City Council Resolution No. 2000-562, as amended, and has made recommendations to City Council as to which requests to approve in name only; and

WHEREAS, City Council has reviewed the recommendations and has determined which of these requests to approve in name only; and

WHEREAS, City Council Resolution No. 2000-562(a) 8. requires:

The applicant agency [requesting co-sponsorship] must have been a non-profit or not for profit corporation, exempt from federal income tax (26 U.S.C. Sec. 501(c)(3) or similar federal tax provision) for a period of 1 year prior to the date of application and must provide a letter of endorsement for the event from the corporation's board of directors. Proof of corporate existence and tax status are required at the time of making application.

;and

WHEREAS, City Council Resolution No. 2006-119 exempts governmental entities from the non-profit requirements of Resolution No. 2000-562(a) 8; and

WHEREAS, We Are Concerts, LLC and Live Nation Worldwide, Inc. (collectively, "For Profit Entities"), do not meet the non-profit requirement of Resolution No. 2000-562(a) 8; and

WHEREAS, in order for the City to enter into co-sponsorship agreements with the For Profit Entities, the non-profit requirements of Resolution No. 2000-562 (a) 8. must be waived by City Council; and

WHEREAS, the Administration and the City Council Co-sponsored Events Committee have reviewed the events set forth below that have been proposed by the various entities and recognize them as events that will benefit the community and recommend approval of the events for co-sponsorship and that a waiver be granted to the For Profit Entities.

WHEREAS, Section "D" of City Council Resolution No. 2000-562, as amended, ("Section D") requires that all requests for co-sponsorship must be made no fewer than six (6) months prior to the first date of the event; and

WHEREAS, City Council Resolution No. 2009-353 amended Section D to establish a \$1,200 waiver fee for applicants seeking a waiver of the six (6) month requirement of Section D; and

WHEREAS, the application of Community Action Stops Abuse, Inc. ("CASA") did not meet the six (6) month requirement of Section D; and

WHEREAS, in order for City to enter into a contract with CASA, the six (6) month requirement of Section D must be waived by the City Council; and

WHEREAS, CASA has requested that City Council waive the payment of the \$1,200 waiver fee for the following reasons:

1. Recent changes in the CASA board have resulted in a change in the type of event that the group would like to promote and stage for the benefit of CASA.
2. The waiver fee would be a financial burden for CASA, and a waiver of the fee will permit CASA to utilize those funds for other programs and projects in the community; and

WHEREAS, the Co-Sponsored Events Committee has reviewed CASA's application and recommends that the six (6) months requirement of Section D, and the payment of the waiver fee be waived.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the following events for co-sponsorship by the City in name only are approved for Fiscal Year 2016, provided that the For Profit Entities shall provide evidence to the City of partnering with a non-profit organization 45 days prior to the first day of the event:

Group B & C Events

Event Name	Non Profit	Profit Organization	Event Dates
Mainsail Arts Festival	MAINSAIL ART FESTIVAL, INCORPORATED		04/16/16 04/17/16
Rebolution Fest	TBD	WE ARE CONCERTS, LLC	06/24/16 06/25/16 06/26/16
Slightly Stupid 2015	TBD	WE ARE CONCERTS, LLC	08/12/16 - 08/14/16
Take Back the Night	THE CRISIS CENTER OF TAMPA BAY, INC.		04/30/16
Dragon Boat Racing	LAO ARTS AND CULTURAL FOUNDATION, INC.		09/24/16
Movies in the Park (May)	SAINT PETERSBURG PRESERVATION, INC.		4/28/16-5/26/16
CASA Jazz Soiree	COMMUNITY ACTION STOPS ABUSE, INC.		04/02/16
Warped Tour	MY HOPE CHEST CORPORATION	LIVE NATION WORLDWIDE, INC.	07/01/06
Annual Breast Cancer Run/Walk	THE 2ND BASEMEN, INC.		05/01/16
St Pete Wine and Food	ST. PETERSBURG ARTS ALLIANCE, INC.		TBA
Tampa Bay CureSearch Walk	NATIONAL CHILDHOOD CANCER FOUNDATION DBA CANCER RESEARCH FOR CHILDREN		09/17/16
Sunrise Run-First to the Cross	FIRST TO THE CROSS MINISTRIES, INC.		09/24/16
St. Petersburg Jazz Explosion	ST PETERSBURG JAZZ EXPLOSION, INC.		05/14/16
Out of the Darkness Community Walk	AMERICAN FOUNDATION FOR SUICIDE PREVENTION		10/22/16

; and

BE IT FURTHER RESOLVED that the non-profit requirement of Resolution No. 2000-562(a) 8. is waived for the Co-sponsored Events to be presented in FY 2016 by We Are Concerts, LLC, and Live Nation Worldwide, Inc.; and

BE IT FURTHER RESOLVED that Section “D” of City Council Resolution No. 2000-562, as amended, (“Section D”) that requires that all requests for co-sponsorship must be made no fewer than six (6) months prior to the first date of the event, and the \$1,200 waiver fee established by City Council Resolution No. 2009-353 for applicants seeking a waiver of the six (6) month requirement of Section D, are waived as to the application of Community Action Stops Abuse, Inc. (“CASA”); 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: _____

CITY OF ST. PETERSBURG
Public Services and Infrastructure Committee Meeting
November 19, 2015 @ 9:15 a.m.

PRESENT: Committee Chair Bill Dudley; Vice-Chair Steve Kornell, Councilmembers James R. Kennedy, Jr., Darden Rice and Amy Foster (alternate)

ALSO PRESENT: Councilmembers Charlie Gerdes and Karl Nurse; Jackie Kovilaritch, City Attorney; Rick Dunn, Manager – Building Official, Construction Services & Permitting; Tami Simms, The Simms Team, Urban Construction Task Force Co-Chair (Coastal Properties Group); Michael Van Butsel, Urban Construction Task Force Co-Chair (DPR Construction); Support Staff: Mika Nelson, Library Director and primary support staff; Michael Vineyard, Park Operations Manager and backup support staff; Chan Srinivasa, City Clerk.

Committee Chair Dudley opened the meeting with roll call. Councilmember Kennedy moved with the second of Councilmember Rice for approval of the Agenda. All were in favor of the motion. Councilmember Kennedy moved with the second of Councilmember Rice for approval of the September 24, 2015 PSI minutes. All were in favor of the motion.

In connection with new business, Urban Construction Task Force, Rick Dunn of the City's Construction Services & Permitting department provided information on the formation of the Urban Construction Task Force, co-chaired by Tami Simms of The Simms Team, Coastal Properties Group International, LLC and Michael Van Butsel of DPR Construction. Mr. Dunn summarized the task force's charge of reviewing and making recommendations for best practices in urban construction to improve construction site plans and procedures affecting neighboring residents and businesses in the City of St. Petersburg's downtown area.

Tami Simms, along with Michael Van Butsel, reported the task force's findings, including detailed information on their review of the industry's best practices and the group's resulting recommendations regarding construction hours, noise and traffic; location of deliveries and equipment; contractor parking; training opportunities; and communication between contractors, developers, the City, and neighboring residents.

Mr. Dunn and the co-chairs addressed the Council committee's questions and provided additional details on action items, including the implementation of a construction action plan worksheet, which consolidates information for a variety of City departments into a single document for contractors and developers. The success of the task force resulted in strengthened communication and collaboration, as the group will continue to meet quarterly to monitor the implementation of action items and to review and recommend best practices for future urban construction plans in St. Petersburg.

The next meeting is scheduled for December 10, 2015.

There being no further business, the meeting was adjourned at 10:30 a.m.

City of St. Petersburg
Youth Services Committee Report
Thursday, December 10, 2015
10:30 a.m.

Room 100

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

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, Steve Kornell, Karl Nurse, and Wengay Newton
- B. Approval of minutes for Youth Services Committee – October 8, 2015
The minutes for the meeting of October 8, 2015 were approved as submitted.
- C. Agenda Items

Director Leah McRae, St. Petersburg Department of Education and Community Engagement, and Assistant Superintendent Lori Matway, Pinellas County Schools (PCS), discussed the individual and collaborative efforts of their respective agencies before the Youth Services Committee today.

Ms. McRae identified five proactive action steps she will take to assist PCS efforts:

1. Enhance antibullying efforts – a long-term campaign to end bullying, create awareness among students, and work with community partners to stage antibullying rallies.
2. Streamline available resources to support public schools – resources that exist include mentoring, tutoring, services to families, etc.; provide more accessibility to parents and the community.
3. Increase educational opportunities for St. Petersburg students – cooperative efforts to include partnership with Eckerd College, service learning program with St. Petersburg H.S., St. Pete’s Promise, and the creation of a sustainable citywide internship program.
4. Build stronger community partnerships – establish a community PTA to build stronger community bonds.
5. Create safer environments surrounding the schools – improve external environments and establish a safe route to school.

Ms. Matway presented data pertaining to students, the school district, graduation rates, demographic statistics, dual enrollment, Advanced Placement courses, etc. She also discussed continual challenges—tardiness and absenteeism. PCS continues to provide

staff, social workers, School Resource Officers, volunteers, training, tutoring, mentoring to assist both parents and students achieve academic success.

D. Next Meeting Date – Thursday, January 14, 2016

E. Adjournment – Meeting was adjourned at 12:06 p.m.

CITY OF ST PETERSBURG

MEMORANDUM

TO: Chan Srinivasa-City Clerk-City Clerk's Office
FROM: Jennifer Millet-Collection Officer-Billing & Collections 
DATE: November 25, 2015
SUBJECT: Council Meeting – December 17, 2015

Public Hearing for the following Special Assessments:

LOT CLEARING NUMBER(S)	<u>LCA 1558</u> <u>LCA 1559</u>
SECURING NUMBER(S)	<u>SEC 1206</u>

Attached is backup information for the above referenced Special Assessments scheduled for confirmation at the council meeting.

JM: att

ST. PETERSBURG CITY COUNCIL

MEETING OF: December 17, 2015

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for
Lot Clearing Number(s) LCA 1558

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>1558</u>
NUMBER OF STRUCTURES:	<u>159</u>
ASSESSABLE AMOUNT:	<u>\$29,607.29</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 \$29,607.29 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
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1558 69961	BANK OF AMERICA N A 313 AGOURA RD WESTLAKE VILLAGE CA 31361	01 32 16 00000 440 0900 PART OF SE 1/4 OF SEC 1-32-16 DESC FROM SE COR OF LOT 20, BLK 60 OF LAKEWOOD EST SEC A TH	5131 DR. ML KING JR ST S	184.38
LCA 1558 69962	LIMPF, DARRYL J SR 3000 19TH AVE S SAINT PETERSBURG FL 337122919	26 31 16 00432 002 0010 ALLEN-GAY SUB BLK B, LOT 1	3000 19TH AVE S	184.38
LCA 1558 69963	WIESELBERG, RONALD 12000 N BAYSHORE DR APT 412 MIAMI FL 331812950	26 31 16 00432 002 0160 ALLEN-GAY SUB BLK B, LOT 16	3065 20TH AVE S	184.38
LCA 1558 69964	SCOTT, LEROY E 430 W 32ND ST RIVIERA BEACH FL 334043722	36 31 16 01152 000 0130 ANNHURST LOT 13	2703 18TH ST S	184.38
LCA 1558 69965	SCHEMEL, DANIELEE 2560 14TH AVE N SAINT PETERSBURG FL 337135811	14 31 16 01818 000 0430 AVALON SUB NO. 3 LOT 43	2560 14TH AVE N	184.38
LCA 1558 69966	WATTERSON, TIMOTHY F 844 75TH AVE N SAINT PETERSBURG FL 337025228	30 30 17 02628 000 0060 BARCLEY SUB LOT 6	844 75TH AVE N	184.38
LCA 1558 69967	HARBORVIEW MTG LOAN TRUST 2006 8950 CYPRESS WATERS BLVD COPPELL TX 75019	07 31 17 02754 015 0150 BARNARD, ERASTUS A.'S REV SUB BLK 15, LOT 15	175 22ND AVE N	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1558 69968	GIERKE, MARILYN 474 92ND AVE N SAINT PETERSBURG FL 337023146	19 30 17 03348 003 0110 BAYBRIDGE HEIGHTS BLK 3, LOT 11	474 92ND AVE N	184.38
LCA 1558 69969	DANA, RUDDOLPH 8513 PARROTS LANDING DR TAMPA FL 336473413	06 32 17 03798 016 0171 BAYOU BONITA PARK BLK 16, W 1/2 OF LOT 17 & W 1/2 OF LOT 18	356 46TH AVE S	184.38
LCA 1558 69970	HOPSON, SAMUEL N 731 E GUM ST EVANSVILLE IN 477132346	21 31 16 07182 002 0080 BELLECREST HEIGHTS BLK 2, LOT 8	5055 2ND AVE S	184.38
LCA 1558 69971	SUKHASAM, MANIT 6398 17TH AVE N SAINT PETERSBURG FL 337105514	21 31 16 07182 008 0110 BELLECREST HEIGHTS BLK 8, LOT 11	5027 4TH AVE S	184.38
LCA 1558 69972	***** 5019 4TH AVE S SAINT PETERSBURG FL 337071919	21 31 16 07182 008 0120 BELLECREST HEIGHTS BLK 8, LOT 12	5019 4TH AVE S	184.38
LCA 1558 69973	LOVETT, ADRIAN M 5110 3RD AVE S SAINT PETERSBURG FL 337071916	21 31 16 07182 009 0020 BELLECREST HEIGHTS BLK 9, LOT 2	5110 3RD AVE S	184.38
LCA 1558 69974	PRIMESTAR-H FUND I TRUST 14010 ROOSEVELT BLVD STE 701 CLEARWATER FL 337623820	09 31 16 10962 000 0950 BRENTWOOD HEIGHTS LOT 95	5175 34TH AVE N	394.85

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LCA 1558 69975	MC DONALD, MARVETTA EST 4530 23RD AVE S SAINT PETERSBURG FL 337113302	33 31 16 11394 013 0080 BRIDWELL'S SHADOW LAWN PARK BLK M, LOT 8	4815 YARMOUTH AVE S	184.38
LCA 1558 69976	GILYARD, BEN EST PO BOX 75127 TAMPA FL 336750127	26 31 16 12618 000 0290 BRYN MAWR NO. 1 LOT 29	*NONE	184.38
LCA 1558 69977	LAUS HOMES LLC 111 2ND AVE NE STE 346 SAINT PETERSBURG FL 337013464	26 31 16 12636 000 0100 BRYN MAWR NO. 2 E 39FT OF LOT 9 & W 30 FT OF LOT 10	2432 13TH AVE S	184.38
LCA 1558 69978	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	30 31 17 12708 000 0400 BUENA VISTA S 1/2 OF LOT 40	1413 7TH ST S	184.38
LCA 1558 69979	ROJAS, JOSE M JR 13908 HAYWARD PL TAMPA FL 336188413	30 31 17 12708 000 0410 BUENA VISTA LOT 41	712 14TH AVE S	184.38
LCA 1558 69980	TOPOLANCIK, GEORGE A PO BOX 192 PINELLAS PARK FL 337800192	22 31 16 14418 003 0110 CENTRAL AVENUE HEIGHTS BLK 3, LOT 11	3945 2ND AVE N	184.38
LCA 1558 69981	5257 TRUST PO BOX 1206 PINELLAS PARK FL 337801206	21 31 16 14454 004 0100 CENTRAL AVENUE HOMES BLK 4, LOT 10	5253 1ST AVE S	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1558 69982	LOT 31 LAND TRUST PO BOX 1248 PINELLAS PARK FL 337801248	25 31 16 15012 000 0310 CHEROKEE SUB LOT 31	1101 13TH AVE S	184.38
LCA 1558 69983	G G H 47 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 15012 000 0321 CHEROKEE SUB S 60FT OF LOT 32	1049 13TH AVE S	184.38
LCA 1558 69984	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 1558 69985	TAX CERTIFICATE REDEMPTIONS IN 925 ARTHUR GODFREY RD STE 102 MIAMI BCH FL 331403337	27 31 16 15408 005 0030 CHILDS PARK BLK 5, S 1/2 OF LOT 3	3519 20TH AVE S	184.38
LCA 1558 69986	BYRD, MATTHIAS 3528 19TH AVE S SAINT PETERSBURG FL 337113209	27 31 16 15408 005 0041 CHILDS PARK BLK 5, S 80FT OF LOT 4	3527 20TH AVE S	184.38
LCA 1558 69987	HIROCK, SHARI 2840 S CIRCLE DR COLORADO SPRINGS CO 809062066	27 31 16 15732 000 0420 CLARK & BUTLER'S SUB NO. LOT 42	3835 10TH AVE S	184.38
LCA 1558 69988	WARFIELD, DIANE 3829 18TH ST N SAINT PETERSBURG FL 337144609	01 31 16 16002 001 0220 CLEARVIEW HIGHLANDS REPLA BLK A, LOT 22	3829 18TH ST N	184.38

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1558 69989	CAVACAR INVESTMENTS LLC 5325 18TH ST N SAINT PETERSBURG FL 337142715	11 31 16 17190 008 0250 COLFAX CITY BLK 8, LOT 25	2621 25TH AVE N	184.38
LCA 1558 69990	T.C 12 LLC PO BOX 3385 TAMPA FL 336013385	23 31 16 17298 002 0070 COLONIAL ANNEX BLK B, LOT 7	2627 EMERSON AVE S	184.38
LCA 1558 69991	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 1558 69992	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
LCA 1558 69993	ALVING, RALPH E 3130 COQUINA KEY DR SE SAINT PETERSBURG FL 337054151	32 31 17 18054 039 0680 COQUINA KEY SEC 1 ADD BLK 39, LOT 68	3130 COQUINA KEY DR SE	204.43
LCA 1558 69994	KILPATRICK, HAROLD CLAYTON III 3997 BEACH DR SE SAINT PETERSBURG FL 337054109	05 32 17 18072 040 0160 COQUINA KEY SEC 2 BLK 40, LOT 16	3997 BEACH DR SE	244.52
LCA 1558 69995	LANE, RICHARD 3901 13TH AVE N SAINT PETERSBURG FL 337135309	15 31 16 18288 010 0160 CORSON'S SUB BLK 10, LOT 16 & E 5FT OF LOT 15	3901 13TH AVE N	304.65

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LCA 1558 69996	SUNCOAST PROPERTY PARTNERS LLC 1075 59TH AVE S SAINT PETERSBURG FL 337055051	30 31 17 19782 001 0120 CROXTON SUB BLK 1, LOT 12	1449 5TH ST S	184.38
LCA 1558 69997	VERONA V LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 20232 003 0060 DALY'S SUB REVISED BLK 3, LOT 6	1812 12TH AVE S	184.38
LCA 1558 69998	R M T VENTURES INC 4651 12TH AVE S SAINT PETERSBURG FL 337112307	28 31 16 21420 000 0200 DISSTON PARK LOT 20	4651 12TH AVE S	184.38
LCA 1558 69999	GYDEN, HENRY G 3410 E 25TH AVE TAMPA FL 336052218	28 31 16 21420 000 0220 DISSTON PARK LOTS 22 & 23	4635 12TH AVE S	184.38
LCA 1558 70000	JOHNSON, KATHLEEN M PO BOX 66394 ST PETE BEACH FL 337366394	17 31 16 23634 007 0170 EAGLE CREST BLK 7, LOT 17	6111 7TH AVE N	184.38
LCA 1558 70001	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 1558 70002	DAVIDSON, KAREN 13319 S EGYPT SHORES DR CREAL SPRINGS IL 629223841	12 31 16 27972 000 0070 FLAGG & MORRIS SUB LOT 7	1927 30TH AVE N	264.56

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LCA 1558 70003	AMES, MARGARET 9313 LONG STONE CT TAMPA FL 336151669	12 31 16 27972 000 0080 FLAGG & MORRIS SUB LOT 8	1919 30TH AVE N	184.38
LCA 1558 70004	SHAFFER, KELLY F 1131 31ST ST SAINT PETERSBURG FL 337135409	14 31 16 28152 010 0010 FLORAL VILLA ESTATES BLK 10, LOT 1	1131 31ST ST N	244.52
LCA 1558 70005	NOBIS SUBSIDIO 12 LLC PO BOX 483 PALM CITY FL 349910483	25 31 16 28908 000 0270 FOREST HILL LOT 27	2010 13TH AVE S	184.38
LCA 1558 70006	M A C W C P II LLC PO BOX 403357 TUCKER GA 303843357	25 31 16 28908 000 0290 FOREST HILL LOT 29	2030 13TH AVE S	184.38
LCA 1558 70007	SEGARS, RONALD 5000 EMERSON AVE S SAINT PETERSBURG FL 337072649	21 31 16 28926 005 0010 FOREST HILLS SUB BLK 5, LOTS 1 AND 2	5000 EMERSON AVE S	184.38
LCA 1558 70008	MERCURY 1 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 28944 000 0020 FORREST HILL NELLIE M DAVIS N 1/2 OF LOT 2	1216 19TH ST S	184.38
LCA 1558 70009	DELGADO, MIGUEL 1401 53RD AVE N SAINT PETERSBURG FL 337032635	01 31 16 29376 000 0120 FRANKLIN HEIGHTS REPLAT LOT 12	1401 53RD AVE N	204.43

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LCA 1558 70010	TRUST ID 25 31 16 29664 005 02 PO BOX 580 ENNIS MT 597290580	25 31 16 29664 005 0220 FRUITLAND HEIGHTS BLK E, LOT 22	1621 19TH AVE S	184.38
LCA 1558 70011	HARRELL, DOZIER III PO BOX 14174 SAINT PETERSBURG FL 337334174	25 31 16 29664 006 0110 FRUITLAND HEIGHTS BLK F, LOT 11	1663 20TH AVE S	184.38
LCA 1558 70012	NICHOLSON, DAHLIA I 4885 49TH AVE W APT 1110 BRADENTON FL 342102871	25 31 16 29664 008 0240 FRUITLAND HEIGHTS BLK H, LOT 24	1626 21ST AVE S	184.38
LCA 1558 70013	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 1558 70014	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 1558 70015	1901 19TH ST S FL LAND TRUST # 600 GARDENIA ST BELLEAIR FL 337561049	25 31 16 29682 013 0080 FRUITLAND HEIGHTS PLAT B BLK M, LOT 8	1901 19TH ST S	184.38
LCA 1558 70016	CASTLEFRANK FLORIDA HOLDINGS L 2511 SEVEN SPRINGS BLVD TRINITY FL 346553628	24 31 16 29720 001 0010 FULLER SUB G.T.E. REP BLK 1, LOT 1	1701 CENTRAL AVE	304.65

**** City of St. Petersburg ****
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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1558 70017	LIND, JOSE 4104 W CREST AVE TAMPA FL 336146542	27 31 16 29754 001 0153 FULLER'S GARDEN HOMES BLK A, E SOFT OF W 170FT OF LOT 15 LESS ST	3941 8TH AVE S	184.38
LCA 1558 70018	MC CORMACK, KEVIN 15351 ROOSEVELT BLVD CLEARWATER FL 337603534	30 31 17 30744 005 0110 GIBB'S ADD TO ENGLSIDE BLK 5, LOTS 11 AND 12	601 12TH AVE S	184.38
LCA 1558 70019	BARRETT, THOMAS 625 11TH AVE S SAINT PETERSBURG FL 337015106	30 31 17 32490 000 0100 GRAHAM'S, T. W. SUB LOT 10	1119 HIGHLAND ST S	184.38
LCA 1558 70020	K & K ENTERPRISES OF ST PETERS PO BOX 66219 ST PETE BEACH FL 337366219	25 31 16 33786 000 0470 GROVE HEIGHTS ANNEX LOT 47	1327 9TH AVE S	184.38
LCA 1558 70021	PEAR LAKE VENTURES LLC 700 BEACH DR STE 302 SAINT PETERSBURG FL 33701	25 31 16 33804 000 0170 GROVE HEIGHTS REV LOT 17	1037 9TH AVE S	184.38
LCA 1558 70022	KELLEY, FRANCIS 1721 WARMINSTER DR MIDLOTHIAN VA 231132462	25 31 16 33804 000 0290 GROVE HEIGHTS REV LOT 29	920 9TH AVE S	184.38
LCA 1558 70023	SPANOS, LYN EST 1444 1ST ST SUITE B SARASOTA FL 342365734	23 31 16 35082 012 0120 HALL'S CENTRAL AVE NO. 1 BLK 12, LOT 12	2535 BURLINGTON AVE N	184.38

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LCA 1558 70024	HART, PAULA 16545 NE 141ST TER FORT MC COY FL 321347423	17 31 16 35424 002 0120 HAMPTON DEVELOPMENT BLK 2, LOT 12 LESS ST	1717 TYRONE BLVD N	184.38
LCA 1558 70025	CANNED REAL ESTATE INC 2868 39TH AVE N SAINT PETERSBURG FL 337144524	25 31 16 35442 002 0010 HANCOCK'S SUB BLK 2, LOT 1	1501 15TH ST S	184.38
LCA 1558 70026	HONESTRUSTILY LLC 945 17TH ST S SAINT PETERSBURG FL 337122415	31 31 17 36684 000 1510 HARBORDALE SUB N 60FT OF LOTS 151 AND 152	2220 7TH ST S	184.38
LCA 1558 70027	O'DONNELL, PATRICIA K 7100 2ND AVE S SAINT PETERSBURG FL 337071226	01 31 16 37080 002 0171 HARRIS SCHOOL ADD BLK B, N'LY 58FT OF LOTS 17 & 18	4710 21ST ST N	184.38
LCA 1558 70028	BOLDEN, JULIOUS LEE EST 719 19TH ST S SAINT PETERSBURG FL 337122334	25 31 16 37170 000 0030 HARRIS', W.D. SUB REV LOT 3	719 19TH ST S	184.38
LCA 1558 70029	JOHNSON, RON 9412 LAUREL LEDGE DR RIVERVIEW FL 335695581	25 31 16 37170 000 0040 HARRIS', W.D. SUB REV LOT 4	727 19TH ST S	184.38
LCA 1558 70030	PARISI, MARY 54 PECAN PASS OCALA FL 344729563	11 31 16 37746 001 0270 HAVANA PARK BLK 1, LOTS 27 & 28 & 1/2 OF VAC ALLEYS ON N & W	3031 25TH AVE N	184.38

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LCA 1558 70031	SORETH, PAUL D 3616 17TH ST N SAINT PETERSBURG FL 337131902	12 31 16 41616 003 0130 HUDSON HEIGHTS BLK C, LOT 13	3616 17TH ST N	184.38
LCA 1558 70032	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 1558 70033	LAND TRUST 859 2018 E 7TH AVE TAMPA FL 336053902	30 31 17 43038 000 0200 INGRAM PLACE LOT 20 & W 10FT OF LOT 19	859 17TH AVE S	184.38
LCA 1558 70034	HIGHSMITH, TWANTA 4055 1ST AVE N SAINT PETERSBURG FL 337138301	22 31 16 43108 002 0020 INTER BAY BLK 2, LOT 2	4055 1ST AVE N	204.43
LCA 1558 70035	TRISH JOY COLLECTION LLC 1901 CENTRAL AVE N SAINT PETERSBURG FL 337138937	24 31 16 44190 001 0130 JOHNS PASS REALTY CO'S SU BLK 1, LOTS 13,14,15 AND 16 AND S 20.2FT OF UNNUM LOT TO N	1901 CENTRAL AVE	184.38
LCA 1558 70036	ISRA HOMES INC PO BOX 8809 SEMINDLE FL 337758809	06 32 17 45018 002 0030 JURGEN'S, JOHN BIG BAYOU SUB BLK 2, LOT 3	646 HICKMAN CT S	184.38
LCA 1558 70037	TAMPA VALUE PROPERTIES INC 4376 LAIRD CIR SANTA CLARA CA 950544198	14 31 16 46350 013 0150 KENWOOD SUB ADD BLK 13, LOT 15	3135 8TH AVE N	184.38

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LCA 1558 70038	USA FED NATL MTG ASSN 950 E PACES FERRY RD STE 1900 ATLANTA GA 303261384	14 31 16 46350 019 0060 KENWOOD SUB ADD BLK 19, LOT 6 & E 1/2 OF LOT 7	3130 7TH AVE N	184.38
LCA 1558 70039	STALLION HOMES LLC PO BOX 151528 TAMPA FL 336841528	30 31 17 46404 003 0090 KERR ADD BLK 3, LOT 9	666 15TH AVE S	184.38
LCA 1558 70040	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	30 31 17 46404 004 0220 KERR ADD BLK 4, LOT 22	635 PARIS AVE S	184.38
LCA 1558 70041	642 PRESTON AVE S LAND TRUST PO BOX 3323 JAMESTOWN NY 14702	30 31 17 46404 008 0060 KERR ADD BLK 8, LOT 6	642 PARIS AVE S	184.38
LCA 1558 70042	RANNEY, MARIE S EST 501 79TH ST S SAINT PETERSBURG FL 337071041	25 31 16 48960 000 0480 LAKEVIEW HEIGHTS LOT 48	1819 11TH ST S	184.38
LCA 1558 70043	CURRY, ABRAHAM SR PO BOX 15124 SAINT PETERSBURG FL 337335124	02 32 16 49482 102 0140 LAKEWOOD ESTATES SEC D BLK 102, LOT 14	2426 MADRID WAY S	184.38
LCA 1558 70044	WALKER, MARJORIE EST 2442 MADRID WAY S SAINT PETERSBURG FL 337123932	02 32 16 49482 102 0160 LAKEWOOD ESTATES SEC D BLK 102, LOT 16	2442 MADRID WAY S	184.38

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LCA 1558 70045	POORAN, DILWATTIE 246 62ND ST BROOKLYN NY 112204410	30 31 17 50400 010 0130 LAUGHNER'S EXTENSION OF KERR ADD BLK 10, LOT 13	675 18TH AVE S	184.38
LCA 1558 70046	LANGFORD, GERALDA J EST 4417 21ST ST N SAINT PETERSBURG FL 337144111	01 31 16 50544 000 0200 LAWRENCE PLACE LOT 20	4417 21ST ST N	184.38
LCA 1558 70047	WEAVER, CARRIE 1714 OAKCREST DR SOUTHPORT FL 324093574	06 32 17 51444 002 0040 LEWIS ISLAND SEC 1 BLK 2, LOT 4	4359 NEPTUNE DR SE	204.43
LCA 1558 70048	CROWE, MARY J 4302 COBIA DR SE SAINT PETERSBURG FL 337054307	06 32 17 51444 008 0070 LEWIS ISLAND SEC 1 BLK 8, LOT 7	4302 COBIA DR SE	184.38
LCA 1558 70049	JORGE, EUGENIO PO BOX 10091 SAINT PETERSBURG FL 337330091	06 32 17 51516 056 0080 LEWIS ISLAND SEC 4 BLK 56, LOT 8	149 DOLPHIN AVE SE	184.38
LCA 1558 70050	MOLITOR, JOHN R 3933 18TH AVE S SAINT PETERSBURG FL 337112509	27 31 16 52164 000 0060 LINWOOD PARK LOT 6	3933 18TH AVE S	184.38
LCA 1558 70051	EVANS, TOMMY 952 7TH AVE S SAINT PETERSBURG FL 337051902	25 31 16 53334 000 0031 LUPTON'S COURT S 58FT OF LOT 3	1746 PRESCOTT ST S	184.38

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LCA 1558 70052	SJR HOLDINGS LLC 1450 BRICKELL AVE MIAMI FL 331313444	19 31 17 53622 000 0060 MCDANIEL & SMALLWOOD'S SU S 80FT OF LOT 6	779 4TH AVE N	184.38
LCA 1558 70053	MULLERSMAN, ANTHONY 226 21ST AVE SE SAINT PETERSBURG FL 337052829	30 31 17 55134 001 0010 MARE VISTA BLK A, LOT 1	819 11TH AVE S	184.38
LCA 1558 70054	PERLMAN, ARTHUR 6171 BATHURST ST 1007 NORTH YORK ON M2R 1Z CN @@@000061	02 31 16 55404 001 0130 MAR-MIC SUB BLK 1, LOT 13	2340 43RD AVE N	224.47
LCA 1558 70055	S L P FLORIDA LLC 700 BEACH DR UNIT 302 SAINT PETERSBURG FL 33701	27 31 16 55962 000 0050 MATTHEWS AND YATES REPLAT LOT 5	3730 12TH AVE S	184.38
LCA 1558 70056	T A H 2015-1 BORROWER LLC PO BOX 6660 EL DORADO CA 957636660	07 31 16 56430 003 0030 MAYFAIR MANOR BLK 3, LOT 3	6900 33RD AVE N	184.38
LCA 1558 70057	GARZA, JEREMIAH E 343 48TH AVE N SAINT PETERSBURG FL 337033921	36 30 16 56610 008 0370 MEADOW LAWN BLK 8, LOT 37	6734 KINGSWOOD DR N	204.43
LCA 1558 70058	MAESE, TINUVIEL 6848 12TH ST N SAINT PETERSBURG FL 337025712	36 30 16 56610 010 0130 MEADOW LAWN BLK 10, LOT 13	6848 12TH ST N	184.38

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LCA 1558 70059	GLADSTONE, LAWRENCE 6285 15TH ST S SAINT PETERSBURG FL 337055637	25 30 16 56754 000 0040 MEADOW LAWN 8TH ADD LOT 4	7338 DR. ML KING JR ST N	184.38
LCA 1558 70060	STORMY ENTERPRISES LLC 4219 LAKE AVE PALM HARBOR FL 346841005	27 31 16 56970 000 0080 MEAN'S SUB LOT 8 LESS ST	4043 15TH AVE S	184.38
LCA 1558 70061	DESGRAVES, EDDY 5922 SKIMMER POINT BLVD SAINT PETERSBURG FL 337073938	27 31 16 57762 000 0030 MIDWAY-HOMESITE LOT 3	1118 43RD ST S	184.38
LCA 1558 70062	REM PROPERTIES LLC 307 62ND AVE N SAINT PETERSBURG FL 337027537	08 31 16 57861 000 0010 MILES PINES 2ND ADD LOT 1 (LESS F.M.S. MGM'T SYSTEMS INC LEASE)	3601 66TH ST N	204.43
LCA 1558 70063	PONTEVOLPE, STEVEN M 4026 7TH AVE N SAINT PETERSBURG FL 337136308	15 31 16 58518 007 0040 MONTEREY SUB BLK G, LOT 4	4026 7TH AVE N	184.38
LCA 1558 70064	HUDSON, JEANNETTA 1035 ARLINGTON AVE N APT 618 SAINT PETERSBURG FL 337051551	24 31 16 59454 001 0010 MURPHY'S, H.A. BLK A, E 60FT OF S 1/2 OF LOT 1	1901 7TH AVE S	184.38
LCA 1558 70065	NOBLE, ADAM M PO BOX 76166 SAINT PETERSBURG FL 337346166	08 31 17 60498 002 0200 NORTH EAST PARK PLACIDO SHORES UNIT 1 BLK 2, LOT 20	801 PLACIDO WAY NE	184.38

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LCA 1558 70066	EVERY, PATRICIA A EST 5918 4TH AVE N SAINT PETERSBURG FL 337107805	21 31 16 63504 008 0100 OAK RIDGE NO. 2 BLK 8, LOT 10	5013 DARTMOUTH AVE N	184.38
LCA 1558 70067	DANIELS, LEE 1002 7TH AVE S SAINT PETERSBURG FL 337051904	25 31 16 63612 000 0010 OAK VILLA SUB LOTS 1 & 2 & N 8.25FT OF LOTS 17 & 18	1002 7TH AVE S	264.56
LCA 1558 70068	P D G C HOLDING GROUP LLC 14533 90TH AVE SEMINOLE FL 337761956	36 31 16 65358 004 0050 PALLANZA PARK REV MAP BLK 4, LOT 5	821 WEST HARBOR DR S	184.38
LCA 1558 70069	O'DELL, JEROME J 1271 W SKYVIEW CROSSING DR HERNANDO FL 344426195	04 31 17 67860 001 0010 PATRICIAN POINT UNIT 2 TRACT B REPLAT BLK A, LOT 1 AND S 28FT OF LOT 2	1457 40TH AVE NE	184.38
LCA 1558 70070	ZINCK, RONALD L TRE 120 HOLLY DR WOODBURY NJ 080963324	26 31 16 68004 002 0080 PAUL SUB REVISED MAP BLK 2, W 50FT OF LOT 8	2917 16TH AVE S	184.38
LCA 1558 70071	MILLER, SANDRA L 2045 27TH AVE N SAINT PETERSBURG FL 337134134	12 31 16 69102 014 0160 PINE CITY SUB REPLAT BLK 14, LOT 16	2045 27TH AVE N	184.38
LCA 1558 70072	PHYALL, BERNICE 1709 37TH ST S SAINT PETERSBURG FL 337112801	27 31 16 69552 000 0341 PINE LAWN S 40FT OF LOTS 34 AND 35	1709 37TH ST S	184.38

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LCA 1558 70073	EUROPA-TRANS LLC 141 FERNERY RD UNIT D5 LAKELAND FL 338093518	27 31 16 69552 000 0660 PINE LAWN LOT 66 LESS N 10FT FOR RD R/W & PT OF LOTS 63, 64 & 65 DESC BEG SW COR OF LOT	3830 16TH AVE S	224.47
LCA 1558 70074	MILLER, CHARLES L JR 14275 HIGHWAY 7 # 123 SAN ROBERT MO 65584	12 32 16 72450 003 0070 POINT TERRACE SUB BLK 3, LOT 7	2137 67TH AVE S	184.38
LCA 1558 70075	WILLIAMS, GERALDINE EST 3475 QUEENSBORO AVE S SAINT PETERSBURG FL 337112848	27 31 16 75402 000 0600 RIDGWOOD TERRACE LOT 60	3475 QUEENSBORO AVE S	184.38
LCA 1558 70076	COSTON, ALBERTA 2422 25TH AVE S SAINT PETERSBURG FL 337123530	27 31 16 75402 000 0630 RIDGWOOD TERRACE LOT 63	3451 QUEENSBORO AVE S	184.38
LCA 1558 70077	VERONA V LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	27 31 16 75402 000 0790 RIDGWOOD TERRACE LOT 79	3474 17TH AVE S	184.38
LCA 1558 70078	KREMINA, JAROSLAV 11601 4TH ST N APT 2715 SAINT PETERSBURG FL 337162746	30 30 17 75636 012 0090 RIO VISTA BLK 12, LOT 9	311 80TH AVE NE	184.38
LCA 1558 70079	MERCADO, JOSE W 4918 19TH ST N SAINT PETERSBURG FL 337143308	01 31 16 76716 004 0270 ROSEDALE SUB REPLAT BLK D, LOT 27	4918 19TH ST N	184.38

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LCA 1558 70080	ATLANTIC CAPITAL/MARCO BANK 1770 SAN MARCO RD MARCO ISLAND FL 341455138	27 31 16 76806 000 0400 ROSEMONT LOT 40	3811 10TH AVE S	184.38
LCA 1558 70081	CITIGROUP 399 PARK AVE NEW YORK NY 100224614	23 31 16 78390 028 0040 ST PETERSBURG INVESTMENT CO SUB BLK 28, LOT 4	2424 2ND AVE S	184.38
LCA 1558 70082	ST PETERSBURG PROPERTIES INC 300 31ST ST N STE 101 SAINT PETERSBURG FL 337137650	23 31 16 78390 033 0070 ST PETERSBURG INVESTMENT CO SUB BLK 33, LOT 7	2448 3RD AVE S	184.38
LCA 1558 70083	30 DAYS REAL ESTATE CORP TRE 15 S NEPTUNE AVE CLEARWATER FL 337653622	25 31 16 79722 000 0440 SEMINOLE HEIGHTS REV SUB S 32.5FT OF LOT 44 & VAC 10FT ALLEY ADJ ON S	1926 21ST ST S	184.38
LCA 1558 70084	SMILEMOON LLC 2021 1ST AVE N SAINT PETERSBURG FL 337138801	25 31 16 80226 000 0050 SERVISS REPLAT LOT E	922 11TH ST S	184.38
LCA 1558 70085	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 1558 70086	LOREVIL LAND TRUST AGM NO 1 1237 12TH AVE S SAINT PETERSBURG FL 337052305	25 31 16 82008 000 0090 SILVER LAKE SUB LOT 9	1237 12TH AVE S	184.38

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LCA 1558 70087	THOMPSON ENTERPRISES INC 8624 RIDGE RD SEMINOLE FL 337723527	25 31 16 83142 000 0060 SMITH'S, S.V. REVISED LOTS 6 & 7	740 21ST ST S	184.38
LCA 1558 70088	ADAMS, ENERST W 2601 MEMORIAL AVE LYNCHBURG VA 245012623	06 31 17 83250 006 0190 SNELL GARDENS SUB BLK F, LOT 19	115 42ND AVE NE	184.38
LCA 1558 70089	ANDERSON, JOHN L 3530 22ND AVE S SAINT PETERSBURG FL 337113219	34 31 16 83826 001 0010 SNYDER'S, W.J. LAKEVIEW BLK A, LOT 1	3530 22ND AVE S	304.65
LCA 1558 70090	DAVIS, LEWIS 28525 WOODVIEW DR DAMASCUS MD 208721360	25 31 16 85140 000 0100 STANLEY HEIGHTS LOT 10	959 MELROSE AVE S	184.38
LCA 1558 70091	GULLEY, TAMMY MIRA 7523 BAY PINES DR WESLEY CHAPEL FL 335442810	25 31 16 85140 000 0300 STANLEY HEIGHTS LOT 30	1045 MELROSE AVE S	184.38
LCA 1558 70092	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 1558 70093	TC DEVELOPING COMMUNITIES INC 4905 34TH ST S STE 195 SAINT PETERSBURG FL 337114511	25 31 16 85140 000 0360 STANLEY HEIGHTS LOT 36 LESS N 36FT	1111 MELROSE AVE S	184.38

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LCA 1558 70094	BAYSIDE CAPITAL INVESTMENT GRO 2 SNOWMOUND CT ROCKVILLE MD 208502850	25 31 16 85140 000 0400 STANLEY HEIGHTS LOT 40	1125 MELROSE AVE S	184.38
LCA 1558 70095	MANUEL, LILI L 2510 PINELLAS POINT DR SAINT PETERSBURG FL 337125645	11 32 16 85230 001 0020 STEPHENSON'S SUB NO. 1 BLK A, LOT 2	2510 PINELLAS POINT DR S	184.38
LCA 1558 70096	MARTINO, THOMAS TRE 2018 E 7TH AVE TAMPA FL 336053902	11 32 16 85230 005 0020 STEPHENSON'S SUB NO. 1 BLK E, LOT 2	2510 69TH AVE S	184.38
LCA 1558 70097	BAYFORCE ENTERPRISES INC 5227 5TH ST S SAINT PETERSBURG FL 337054908	25 31 16 85392 000 0160 STEVEN'S SUB LOT 16	2000 MELROSE AVE S	184.38
LCA 1558 70098	WELLS, FRANK 1830 20TH ST SAINT PETERSBURG FL 337123148	25 31 16 89658 000 0060 TANGERINE PARK REPLAT LOTS 6 AND 7	1830 20TH ST S	184.38
LCA 1558 70099	LAND TRUST NO 3136 17 PO BOX 277 SAFETY HARBOR FL 346950277	26 31 16 89676 006 0220 TANGERINE TERRACE BLK 6, LOT 22	3136 17TH AVE S	184.38
LCA 1558 70100	GLOVER, RICHARD T 6711 30TH AVE N SAINT PETERSBURG FL 337103103	07 31 16 90162 000 1500 TERESA GARDENS LOT 150	6711 30TH AVE N	184.38

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LCA 1558 70101	ACKAWAY, ROBERTA A 113 IMPERATO CT TOMS RIVER NJ 087535304	02 31 16 90324 004 0140 TETREAULT SUB BLK D, LOT 14	4650 22ND ST N	184.38
LCA 1558 70102	SAXON ASSET SECURITES TRUST 20 1661 WORTHINGTON RD STE 100 WEST PALM BEACH FL 334096493	36 31 16 91989 000 0060 TRELAIN ADD LOT 6 & S 1/2 OF LOT 5	2230 TRELAIN DR S	184.38
LCA 1558 70103	WOODS, JACQUELINE D 6000 TOPKE PL NE APT 104 ALBUQUERQUE NM 871092675	25 31 16 92682 000 0040 TUSCAWILLA HEIGHTS LOT 4	2024 21ST ST S	184.38
LCA 1558 70104	PURCELL, STACY PO BOX 76344 SAINT PETERSBURG FL 337346344	07 31 17 92736 002 0100 TWENTY-SIXTH AVE HEIGHTS BLK 2, LOT 10	485 26TH AVE N	184.38
LCA 1558 70105	PERRAULT, PATRICIA A 190 SE 510TH ST OLD TOWN FL 326804725	11 31 16 93924 003 0150 VERONA SUB BLK C, LOTS 15 AND 16	2438 28TH ST N	204.43
LCA 1558 70106	CAHALL, CHARLES V JR 6520 126TH AVE LARGO FL 337731834	28 31 16 94248 009 0060 VINSETTA PARK ADD REV BLK 9, LOT 6	4616 9TH AVE S	184.38
LCA 1558 70107	PITTMAN, JAMES W JR 6745 17TH ST S SAINT PETERSBURG FL 337125905	12 32 16 95580 003 0060 WEDGEWOOD FORREST BLK 3, LOT 6	6745 17TH ST S	244.52

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LCA 1558 70108	3516 3RD AVE S TRUST 3460 COUNTRYSIDE BLVD APT 24 CLEARWATER FL 337611338	22 31 16 96174 008 0030 WEST CENTRAL AVENUE BLK 8, LOT 3 & E 1/2 OF LOT 4	3516 3RD AVE S	184.38
LCA 1558 70109	ATHENS LAB LLC 4001 BENEVA RD APT 123 SARASOTA FL 342331039	22 31 16 96174 012 0080 WEST CENTRAL AVENUE BLK 12, LOT 8	3460 4TH AVE S	184.38
LCA 1558 70110	FERNANDEZ, ANTONIO A 3184 64TH WAY N SAINT PETERSBURG FL 337102457	09 31 16 96390 003 0060 WESTGATE MANOR 1ST ADD BLK 3, LOT 6	3198 56TH ST N	184.38
LCA 1558 70111	COMMUNITY PARTNERS IN REVITALI 5680 W CYPRESS STE A TAMPA FL 336071775	26 31 16 97560 000 0630 WILDWOOD SUB LOT 63	2620 13TH AVE S	184.38
LCA 1558 70112	BROWN, CODY R 8499 14TH ST N SAINT PETERSBURG FL 337027956	25 30 16 98460 016 0020 WINSTON PARK UNIT 4 BLK 16, LOT 2	8499 14TH ST N	184.38
LCA 1558 70113	BANK OF AMERICA N A 9000 SOUTHSIDE BLVD BLDG 400 JACKSONVILLE FL 322560787	12 31 16 98874 000 0102 WOODLAWN ESTATES E 60FT OF S 1/2 OF LOT 10	2500 19TH ST N	264.56
LCA 1558 70114	ATSI, LUCA ANGELUCCI 5073 CENTRAL AVE UNIT 907 BONITA CA 919083036	27 31 16 99072 000 0050 WOODRIDGE TERRACE LOT 5	4243 12TH AVE S	184.38

11/19/15 12:48:55:

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TOTAL NUMBER OF ASSESSMENTS: 154

TOTAL ASSESSMENT AMOUNT: 29,607.29

SAS805R

LOT CLEARING NUMBER 1558
COST / FUNDING / ASSESSMENT INFORMATION

CATEGORY ASSESSED

AMOUNT TO BE ASSESSED

LOT CLEARING COST

\$ 19,597.29

ADMINISTRATIVE FEE

\$ 10,010.00

TOTAL:

\$ 29,607.29

ST. PETERSBURG CITY COUNCIL

MEETING OF: December 17, 2015

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for
Lot Clearing Number(s) LCA 1559

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>1559</u>
NUMBER OF STRUCTURES:	<u>142</u>
ASSESSABLE AMOUNT:	<u>\$26,693.13</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 \$26,693.13 will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

FOLLOW-UP: _____

AGENDA NO. _____

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LCA 1559 70115	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 1559 70116	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 1559 70117	EVANS, DORIS PO BOX 21291 SAINT PETERSBURG FL 337421291	26 31 16 00432 003 0060 ALLEN-GAY SUB BLK C, LOT 6	3042 20TH AVE S	184.38
LCA 1559 70118	HOUSEMART HOLDINGS LLC 10006 WILLIAMS RD THONOTOSASSA FL 335923527	26 31 16 00432 003 0150 ALLEN-GAY SUB BLK C, LOT 15	3077 21ST AVE S	184.38
LCA 1559 70119	THARP, JAMES R 871 40TH AVE N SAINT PETERSBURG FL 337034630	06 31 17 00540 011 0260 ALLENDALE TERRACE BLK 11, LOT 26	871 40TH AVE N	184.38
LCA 1559 70120	HEATON, PATRICIA M EST 303 15TH AVE N SAINT PETERSBURG FL 337044415	06 31 17 01368 005 0020 ARCADIA SUB BLK E, LOT 2	4735 DR. ML KING JR ST N	184.38
LCA 1559 70121	BAILEY, ANGELA EST 2459 17TH AVE N SAINT PETERSBURG FL 337134903	14 31 16 01782 004 0200 AVALON BLK 4, LOT 20	2459 17TH AVE N	184.38

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LCA 1559 70122	WINKLE, PRATT A 2601 13TH AVE N SAINT PETERSBURG FL 337135806	14 31 16 01800 000 0120 AVALON SUB NO. 2 LOT 12	2601 13TH AVE N	184.38
LCA 1559 70123	TITAN DEVELOPMENT GROUP LLC 4118 CAUSEWAY VISTA DR TAMPA FL 336155416	28 31 16 02034 000 0230 BACK BAY HOMES LOT 23	4659 QUEENSBORO AVE S	224.47
LCA 1559 70124	FAMILY FIRST HOMES FLORIDA LLC 325 27TH ST S SAINT PETERSBURG FL 337121628	28 31 16 02106 002 0190 BACK BAY MANOR NO. 3 BLK 2, LOT 19	4735 17TH AVE S	184.38
LCA 1559 70125	GOLDRING, ERIK SEBASTIAN 703 PATTERSON ST APT 1 CLEARWATER FL 33756	17 31 17 03435 005 0090 BAY FRONT SUB BLK E, LOT 9	525 11TH AVE NE	184.38
LCA 1559 70126	CHANEY, MELONY M 794 53RD AVE S SAINT PETERSBURG FL 337055116	06 32 17 03852 014 0120 BAYOU HEIGHTS, HANLON'S BLK 14, LOT 12 & W 10FT OF LOT 11	794 53RD AVE S	184.38
LCA 1559 70127	INTERNATIONAL COAST GROUP LLC 20 TORTUGA CAY ALISO VIEJO CA 926562317	06 32 17 03924 000 0390 BAYOU VIEW LOT 39 AND W 1/2 VAC ALLEY ADJ ON E (PER D.R. 16744/ 810)	4010 6TH ST S	184.38
LCA 1559 70128	TILLMAN, NIDRIKO 510 41ST AVE S SAINT PETERSBURG FL 337053923	06 32 17 03924 000 0820 BAYOU VIEW LOT 82	510 41ST AVE S	184.38

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LCA 1559 70129	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	31 31 17 03960 002 0280 BAYOU VISTA REV MAP BLK B, LOT 28 AND S 3/4 OF LOT 26	731 36TH AVE S	184.38
LCA 1559 70130	ISRA DEVELOPMENT LLC 3501 1ST AVE S SAINT PETERSBURG FL 337111303	17 31 17 04842 003 0011 BAY SHORE REV BLK 3, N 67FT OF LOT 1 & E 15FT OF N 67FT OF LOT 2	840 BAY ST NE	184.38
LCA 1559 70131	W T H OAKMONT MTG POOL 285 LP PO BOX 703395 DALLAS TX 753703395	21 31 16 07182 012 0090 BELLECREST HEIGHTS BLK 12, LOT 9	4927 5TH AVE S	184.38
LCA 1559 70132	RIGO, FRANK H 631 74TH ST N SAINT PETERSBURG FL 337106745	18 31 16 09468 009 0050 BOARDMAN & GOETZ OF DAVISTA BLK 9, LOT 5	631 74TH ST N	184.38
LCA 1559 70133	LEWIS, PATRICIA 4132 PARK LN WEST PALM BEACH FL 334068538	27 31 16 09576 001 0090 BOCA CEIGA HEIGHTS BLK A, LOT 9 & S 1/2 OF LOT 8	1931 43RD ST S	184.38
LCA 1559 70134	SEECHARRAN, SHAKUNTALA 2030 43RD ST S SAINT PETERSBURG FL 337113024	27 31 16 09576 005 0050 BOCA CEIGA HEIGHTS BLK E, LOTS 5, 6 & 7	2030 43RD ST S	184.38
LCA 1559 70135	MARTI, LUIS 311 72ND ST NORTH BERGEN NJ 070475619	13 31 16 10062 000 1010 BON AIR E 40FT OF LOTS 101 AND 102	1407 7TH AVE N	184.38

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LCA 1559 70136	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 1559 70137	USA FED NATL MTG ASSN 950 E PACES FERRY RD STE 1900 ATLANTA GA 303261384	07 31 17 11376 001 0240 BRIDGEWAY ADD BLK A, LOT 24	439 34TH AVE N	184.38
LCA 1559 70138	MASTR ASSET BACKED SEC TRUST 2 1661 WORTHINGTON RD STE 100 WEST PALM BEACH FL 334096493	03 32 16 11682 001 0090 BROADWATER UNIT 1 BLK A, LOT 9 & N 33FT OF LOT 10 & S 12FT OF LOT 8	4000 38TH ST S	244.52
LCA 1559 70139	ACADIAN PROPERTIES TRUST CHAMBERLIN, NORMAN TRE 33043 4TH AVE MISSION BC CN V2V 156	26 31 16 12618 000 0360 BRYN MAWR NO. 1 LOT 36	2430 16TH AVE S	184.38
LCA 1559 70140	LATTIMORE, ESSIE M 7290 HUNTERS RIDGE DR DOUGLASVILLE GA 301344000	26 31 16 12636 000 0520 BRYN MAWR NO. 2 LOT 52 & W 8FT OF LOT 51	2498 14TH AVE S	264.56
LCA 1559 70141	NORTHROP, JOANN S 4075 38TH AVE N SAINT PETERSBURG FL 337131232	03 31 16 12654 002 0210 BUCKEYE SUB BLK B, W 30 FT OF LOT 21 & E 30 FT OF LOT 22	4075 38TH AVE N	184.38
LCA 1559 70142	TAYLOR, QUINTIN 813 14TH AVE S SAINT PETERSBURG FL 337015315	30 31 17 12708 000 0300 BUENA VISTA LOT 30	813 14TH AVE S	184.38

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LCA 1559 70143	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	184.38
LCA 1559 70144	GROSSMAN, DAVID 3797 136TH AVE LARGO FL 337714024	25 31 16 14220 000 0050 CASLER HEIGHTS LOT 5	2129 UNION ST S	184.38
LCA 1559 70145	LUNDGREN, RUSSELL H 3920 2ND AVE N SAINT PETERSBURG FL 337138323	22 31 16 14418 004 0030 CENTRAL AVENUE HEIGHTS BLK 4, LOT 3	3920 2ND AVE N	184.38
LCA 1559 70146	ALFORD, SUSAN S 16 55TH ST S SAINT PETERSBURG FL 337076121	21 31 16 14454 006 0090 CENTRAL AVENUE HOMES BLK 6, LOTS 9,10 & 11 AND THAT PART OF VAC 55TH ST S BEING THE E 5 FT W OF LOT	5481 1ST AVE S	184.38
LCA 1559 70147	WILLIAMS, MICHAEL E 6822 22ND AVE N # 120 SAINT PETERSBURG FL 337103918	20 31 16 14670 004 0150 CENTRAL PASADENA BLK D, LOT 15 & W 36.81FT OF LOT 14	6323 1ST AVE N	184.38
LCA 1559 70148	NEW LIFE MISSIONARY BAPTIST CH PO BOX 35012 SAINT PETERSBURG FL 337050501	23 31 16 17442 006 0010 COLONIAL PLACE REV BLK 6, LOT 1	2500 2ND AVE S	214.45
LCA 1559 70149	LOTHIAN, HITTE M 2507 3RD AVE S SAINT PETERSBURG FL 337121604	23 31 16 17442 006 0150 COLONIAL PLACE REV BLK 6, LOTS 15 & 16	2507 3RD AVE S	224.47

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LCA 1559 70150	WARREN, JULIE T 4556 36TH AVE N SAINT PETERSBURG FL 337131154	23 31 16 17442 012 0010 COLONIAL PLACE REV BLK 12, LOT 1	415 25TH ST S	264.56
LCA 1559 70151	SCHLESS, MARTIN H 1967 CORMORANT CT UNIT 526 CLEARWATER FL 337625566	15 31 16 18288 016 0030 CORSON'S SUB BLK 16, LOT 3	3918 12TH AVE N	184.38
LCA 1559 70152	RUSSO, PHILIP J 4401 1ST WAY NE SAINT PETERSBURG FL 337034921	05 31 17 19260 001 0140 CRISP MANOR BLK 1, LOT 14(SEE SO6 MAP)	4401 1ST WAY NE	184.38
LCA 1559 70153	7TH CAVALRY CORP 2501 ANTIGUA TER APT E-2 COCONUT CREEK FL 330661017	25 31 16 19350 003 0010 CROMWELL HEIGHTS BLK C, S 1/2 OF LOTS 1 AND 2	1915 10TH ST S	184.38
LCA 1559 70154	FRACZEK, GEORG 900 40TH ST S SAINT PETERSBURG FL 337112020	27 31 16 20610 002 0010 DEARMINS SUB NO. 4 BLK 2, LOTS 1 AND 2	900 40TH ST S	184.38
LCA 1559 70155	MIZELL, BERNARD 3636 10TH AVE N SAINT PETERSBURG FL 337136528	27 31 16 20610 002 0040 DEARMINS SUB NO. 4 BLK 2, LOT 4	3946 9TH AVE S	184.38
LCA 1559 70156	JORDAN, ALICE M 1951 24TH ST S SAINT PETERSBURG FL 337123027	26 31 16 20772 000 0500 DELMONTE SUB LOT 50 & E 10FT OF LOT 49	2220 14TH AVE S	184.38

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LCA 1559 70157	FOX & MYSIN INVESTMENTS LLC 187 ROBERSON MILL RD STE 101 MILLEDGEVILLE GA 310614925	28 31 16 21420 000 0250 DISSTON PARK LOT 25 & W 10FT OF LOT 26	4621 12TH AVE S	184.38
LCA 1559 70158	PARISH, LLOYD 28035 NUMBER SIX RD REDWOOD NY 13679	30 31 17 21564 000 0170 DISTRICT FLA CORP SUB NO LOT 17	805 PARIS AVE S	184.38
LCA 1559 70159	NUNNALLY, JACKIE 5202 9TH AVE S SAINT PETERSBURG FL 337072516	30 31 17 21564 000 0480 DISTRICT FLA CORP SUB NO LOT 48	856 PARIS AVE S	184.38
LCA 1559 70160	STEELE, ALAN E 1000 BEACH DR NE SAINT PETERSBURG FL 337011404	23 31 16 24138 001 0070 EAST ROSELAWN BLK 1, LOTS 5 THRU 8	2850 5TH AVE S	184.38
LCA 1559 70161	WILSON, ERMA 4436 EMERSON AVE S SAINT PETERSBURG FL 337111547	23 31 16 24138 012 0140 EAST ROSELAWN BLK 12, LOT 14	2835 FAIRFIELD AVE S	184.38
LCA 1559 70162	HARRICHARIN, RAVINDRA S 1625 MASSACHUSETTS AVE NE SAINT PETERSBURG FL 337034213	25 31 16 26028 000 0021 ERWIN'S SUB E 76FT OF N 100FT OF E 131 FT OF LOT 2 LESS ST	1101 12TH ST S	184.38
LCA 1559 70163	WARD CONSTRUCTION & REMODELING 12110 HAZEN AVE THONOTOSASSA FL 335922823	26 31 16 27918 000 0060 FISHER'S, E. C. SUB NO. 1 LOT 6	2828 11TH AVE S	184.38

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LCA 1559 70164	PALM FROND PROPERTIES LLC & EX PO BOX 19 TELLURIDE CO 814350019	26 31 16 27918 000 0070 FISHER'S, E. C. SUB NO. 1 LOT 7	2838 11TH AVE S	184.38
LCA 1559 70165	LARRY, DAVID L 146 2ND ST N STE 310 SAINT PETERSBURG FL 337013361	27 31 16 28890 000 0660 FOREST HEIGHTS REV PLAT LOT 66	4436 16TH AVE S	184.38
LCA 1559 70166	LONGANECKER, JULIE J EST 6091 102ND AVE N PINELLAS PARK FL 337823104	27 31 16 28890 000 0860 FOREST HEIGHTS REV PLAT LOT 86	1530 44TH ST S	184.38
LCA 1559 70167	J P MORGAN CHASE BANK 101 ARCH ST FL 9 BOSTON MA 021101131	25 31 16 28908 000 0170 FOREST HILL LOT 17	1913 13TH AVE S	184.38
LCA 1559 70168	ROBEY, DARRYL B 1934 NORFOLK ST N SAINT PETERSBURG FL 337104929	17 31 16 30204 006 0050 GARDEN MANOR SEC 1 REPLAT BLK 6, LOT 5	1934 NORFOLK ST N	184.38
LCA 1559 70169	MC CORMACK, MAIRE B 1505 BEACH DR NE SAINT PETERSBURG FL 337044815	30 31 17 30744 005 0090 GIBB'S ADD TO ENGLSIDE BLK 5, LOTS 9 AND 10	611 12TH AVE S	184.38
LCA 1559 70170	DUVAL, JESSICA 1026 JAMES AVE S SAINT PETERSBURG FL 337052237	25 31 16 31248 000 0210 GLENWOOD HEIGHTS LOT 21	1026 JAMES AVE S	224.47

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LCA 1559 70171	GIPSON, CHARLES E 2111 QUINCY ST S SAINT PETERSBURG FL 337113053	28 31 16 31536 003 0220 GOLDEN GLOW GROVE ESTATES 1ST ADD BLK C, LOT 22 & E 15FT OF LOT 21	2101 47TH ST S	184.38
LCA 1559 70172	RENT TO OWN LAND TRUST 1112 WESTON RD # 221 FORT LAUDERDALE FL 333261915	28 31 16 31536 004 0040 GOLDEN GLOW GROVE ESTATES 1ST ADD BLK D, E 29FT OF LOT 4 & W 32FT OF LOT 5	4670 21ST AVE S	184.38
LCA 1559 70173	TITAN DEVELOPMENT GROUP LLC 8313 SOLANO BAY LOOP STE 1511 TAMPA FL 336359596	27 31 16 33426 002 0080 GREENWICH VILLAGE BLK B, LOT 8	3443 14TH AVE S	184.38
LCA 1559 70174	8TH AVENUE RESIDENTIAL LAND TR 1314 8TH AVE S SAINT PETERSBURG FL 337051921	25 31 16 33786 000 0280 GROVE HEIGHTS ANNEX LOT 28	1314 8TH AVE S	184.38
LCA 1559 70175	BALABANOVIC, MILIJA 4351 TAHITIAN GARDENS CIR APT HOLIDAY FL 346913735	21 31 16 35244 010 0110 HALL'S CENTRAL AVE NO. 3 BLK 10, LOT 11 SEE S 1/2 22-31-16	4141 5TH AVE S	184.38
LCA 1559 70176	WARD, SCOTT M 5695 KIWANIS PL NE SAINT PETERSBURG FL 337032525	31 31 17 36684 000 0950 HARBORDALE SUB E 40FT OF LOT 95	676 25TH AVE S	204.43
LCA 1559 70177	SMITH, MARTIN PO BOX 390633 DELTONA FL 327390633	01 31 16 37044 002 0020 HARRIS SCHOOL SUB NO. 2 BLK 2, LOT 2	4313 22ND ST N	184.38

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LCA 1559 70178	BOLDEN, BERNICE 1158 15TH AVE S SAINT PETERSBURG FL 337052420	25 31 16 37152 000 0010 HARRIS', T.C. & A.H. SUB LOT 1	1445 PRESTON ST S	184.38
LCA 1559 70179	SIEGERT, ELEANOR M 710 WILLOW TREE DR GLEN BURNIE MD 210607608	21 31 16 37566 006 0040 HARVEY'S ADD TO OAK RIDGE BLK F, LOT 4	5230 DARTMOUTH AVE N	184.38
LCA 1559 70180	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 1559 70181	MIZELLE, JULYE B 5525 SIMMONS DR GARNER NC 275297463	26 31 16 37872 000 0020 HAWK AND HILEY SUB LOT 2	2715 18TH AVE S	184.38
LCA 1559 70182	MALONEY, MARY T EST 2835 24TH ST N SAINT PETERSBURG FL 337134056	11 31 16 38268 000 0410 HERKIMER HEIGHTS LOT 41	2835 24TH ST N	184.38
LCA 1559 70183	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	184.38
LCA 1559 70184	HONESTRUSTILY LLC 945 17TH ST S SAINT PETERSBURG FL 337122415	06 32 17 45018 002 0020 JURGEN'S, JOHN BIG BAYOU SUB BLK 2, LOT 2	644 HICKMAN CT S	184.38

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LCA 1559 70185	LUKE, JAMES M 21 ANNAS HOPE CHRISTIANSTED VI 00821	36 31 16 48618 000 0190 LAKESIDE SUB LOT 19	1509 28TH AVE S	184.38
LCA 1559 70186	TRUST NO 24151 1420 CELEBRATION BLVD STE 200 CELEBRATION FL 34747	36 31 16 48942 000 0140 LAKEVIEW GROVE LOT 14	2415 19TH ST S	184.38
LCA 1559 70187	HIRVELA, PAUL J 1490 77TH ST N SAINT PETERSBURG FL 337104417	36 31 16 49068 000 0310 LAKEVIEW TERRACE LOT 31	2330 QUEEN ST S	184.38
LCA 1559 70188	PEOPLES, MILDRED F EST 317 W GRIFFITH ST WOODRUFF SC 293881821	02 32 16 49608 000 0080 LAKEWOOD ESTATES SEC F PARTIAL REPLAT LOT 8	2921 46TH AVE S	184.38
LCA 1559 70189	BARTON, KELLY 3530 1ST AVE N # 108 SAINT PETERSBURG FL 337138422	25 31 16 50022 000 0080 LA PLAZA LOT 8	1740 19TH ST S	184.38
LCA 1559 70190	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	36 31 16 50418 000 0180 LAUGHNER'S LAKEVIEW ADD LOT 18	2501 11TH ST S	184.38
LCA 1559 70191	BORDONES, ORLANDO PO BOX 611856 MIAMI FL 332611856	25 31 16 51138 000 0100 LENEVES SUB LOT 10	1515 14TH ST S	184.38

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LCA 1559 70192	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	184.38
LCA 1559 70193	JEFFERSON, VIVIA 1710 39TH ST S SAINT PETERSBURG FL 337112514	27 31 16 52164 000 0440 LINNWOOD PARK LOT 44	1710 39TH ST S	184.38
LCA 1559 70194	ELLINWOOD, HELEN B EST 4109 17TH ST N SAINT PETERSBURG FL 337144607	01 31 16 53424 002 0150 LYNNMOOR BLK B, LOT 15	4109 17TH ST N	184.38
LCA 1559 70195	BARRY, ELIZABETH A 10406 EDGEFIELD PL TAMPA FL 336265319	25 31 16 54954 002 0060 MANSFIELD HEIGHTS BLK 2, LOT 6 & S 49 FT OF LOT 5	1335 16TH ST S	184.38
LCA 1559 70196	WINKLE, RHONDA F 7515 17TH LN N SAINT PETERSBURG FL 337024911	25 30 16 56808 057 0150 MEADOW LAWN 11TH ADD BLK 57, LOT 15	7515 17TH LN N	184.38
LCA 1559 70197	FORD, MICHAEL M 4128 9TH AVE S SAINT PETERSBURG FL 33711	27 31 16 56952 004 0040 MEADOWVILLE BLK 4, LOT 4	4128 9TH AVE S	184.38
LCA 1559 70198	JONES, LANETTE R 118611 NW 8TH CT MIAMI FL 33169	25 31 16 57114 000 0060 MELLOR'S RESUB LOT 6	1340 MELROSE AVE S	184.38

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LCA 1559 70199	TRUST NO 1008 2764 SUNSET POINT RD STE 200 CLEARWATER FL 337591590	14 31 16 57258 002 0130 MELROSE SUB 1ST ADD BLK 2, LOT 13	1008 25TH ST N	184.38
LCA 1559 70200	HANKINS, WILLIE EARL JR 6539 MERITMOOR CIR ORLANDO FL 328182290	26 31 16 58140 000 0290 MINNESOTA COURT REV LOT 29	1942 24TH ST S	184.38
LCA 1559 70201	OGURA, YASUSHI 1812 RALSTON AVE RICHMOND CA 948052015	15 31 16 58518 005 0120 MONTEREY SUB BLK E, LOT 12	4135 7TH AVE N	204.43
LCA 1559 70202	FLEMING, DENNIS 14 VALLEY VIEW RD CHALFONT PA 189142711	01 31 16 58968 000 0080 MORNING SIDE SUB LOT 8	4236 17TH ST N	184.38
LCA 1559 70203	VERA, FERNANDO J 8207 SPLIT RAIL LN HUDSON FL 346672608	24 31 16 59454 001 0180 MURPHY'S, H.A. BLK A, S 1/2 OF LOT 18 LESS PT FOR I-275	1921 FAIRFIELD AVE S	184.38
LCA 1559 70204	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 59670 006 0020 NEBRASKA PLACE SUB BLK F, LOT 2	1315 12TH ST S	224.47
LCA 1559 70205	CARR, RANDALL B 7153 58TH ST N PINELLAS PARK FL 337814204	10 31 16 61686 000 0110 NORTON SUB LOT 11	3543 40TH ST N	184.38

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LCA 1559 70206	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 1559 70207	STALLION HOMES LLC 3303 N LAKEVIEW DR APT 2915 TAMPA FL 336181336	25 31 16 63612 000 0100 OAK VILLA SUB LOT 10	1067 8TH AVE S	184.38
LCA 1559 70208	LERET, HERBERT 52 NW 99TH ST MIAMI FL 331501741	25 31 16 64728 000 0130 ORANGEWOOD E 48FT OF LOT 13	1002 15TH AVE S	184.38
LCA 1559 70209	ATSI, LUCA ANGELUCCI 5073 CENTRAL AVE UNIT 907 BONITA CA 919083036	36 31 16 65358 012 0040 PALLANZA PARK REV MAP BLK 12, LOT 4 & 15FT X 110 FT TRIANGLE OF LOT 5 ON NE SIDE	923 IVANHOE WAY S	184.38
LCA 1559 70210	BOHMS, ALAN 1695 WESTWOOD RD MOHAWK TN 378103755	23 31 16 65862 004 0010 PALMETTO PARK BLK 4, LOT 1 LESS THAT PART DESC AS BEG NE LOT COR TH S 10FT TH NW'LY	201 28TH ST S	204.43
LCA 1559 70211	SMITH, AVORA EST 2410 12TH ST S SAINT PETERSBURG FL 337053511	25 31 16 66564 001 0080 PARKE SUB BLK A, LOT 8	2150 17TH AVE S	184.38
LCA 1559 70212	BINGHAM, JAMES M III 201 64TH ST S SAINT PETERSBURG FL 337071433	20 31 16 66978 006 0120 PASADENA ESTATES BLK 6, LOT 12	201 64TH ST S	184.38

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LCA 1559 70213	HILBURN, NAOMIA 357 COOPER LN BEAVER DAM KY 423209643	20 31 16 66978 008 0130 PASADENA ESTATES BLK 8, LOT 13	245 62ND ST S	184.38
LCA 1559 70214	ALVAREZ, JORGE L 430 70TH ST N SAINT PETERSBURG FL 337107644	19 31 16 67734 002 0060 PASADENA TERRACE BLK 2, LOTS 6 AND 7	430 70TH ST N	224.47
LCA 1559 70215	LOREVIL LAND TRUST AGM NO 19 2321 25TH AVE S SAINT PETERSBURG FL 337123527	35 31 16 68130 001 0030 PECAN HIGHLANDS BLK 1, LOT 3	2321 25TH AVE S	184.38
LCA 1559 70216	MUSTO, CHRISTOPHER 1275 66TH ST N # 8191 ST PETERSBURG FL 337439676	14 31 16 68184 004 0050 PELHAM MANOR NO. 1 BLK 4, LOT 5	1600 28TH ST N	184.38
LCA 1559 70217	WRIGHT, TWAYA A 3598 ABINGTON AVE S SAINT PETERSBURG FL 337113547	34 31 16 68490 005 0150 PERRY'S SKYVIEW SUB BLK E, LOT 15	3598 ABINGTON AVE S	184.38
LCA 1559 70218	432 38TH ST N LAND TRUST 9550 S EASTERN AVE STE 253 LAS VEGAS NV 891238042	22 31 16 69174 002 0151 PINE CREST PARK BLK 2, S 1/2 OF LOTS 15 AND 16	432 38TH ST N	184.38
LCA 1559 70219	BELLIS, JOHN F 5250 DENVER ST NE SAINT PETERSBURG FL 337033229	04 31 17 72576 001 0010 PONDEROSA OF SHORE ACRES BLK 1, LOT 1	5250 DENVER ST NE	184.38

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70220	NANO AG LLC 1265 WOODVIEW TER LOS ALTOS CA 94024	26 31 16 72846 000 0120 PRATHER'S HIGHLAND HOMES LOTS 12 AND 13	1439 28TH ST S	184.38
LCA 1559 70221	FAMILY FIRST HOMES FLORIDA LLC 3018 MONA LISA BLVD NAPLES FL 341197735	26 31 16 72846 000 0340 PRATHER'S HIGHLAND HOMES LOT 34	1361 29TH ST S	184.38
LCA 1559 70222	CAPO, CARLOS 11210 SIGMOND CIR FISHERS IN 460384640	26 31 16 72954 000 0470 PRATHER'S SIXTH ROYAL LOT 47	2417 10TH AVE S	184.38
LCA 1559 70223	C M O N LLC 4747 EXECUTIVE DR STE 510 SAN DIEGO CA 921213100	27 31 16 75402 000 1070 RIDGWOOD TERRACE LOTS 107 & 108	3459 17TH AVE S	184.38
LCA 1559 70224	PASCAZI, RONALD A SR 220 83RD AVE NE SAINT PETERSBURG FL 337023830	30 30 17 75636 008 0020 RIO VISTA BLK 8, LOT 2	220 83RD AVE NE	184.38
LCA 1559 70225	WALTERS, MARY A 208 7TH ST E SAINT PETERSBURG FL 337152244	23 31 16 76590 010 0140 ROOSEVELT PARK ADD BLK 10, LOT 14	3327 EMERSON AVE S	184.38
LCA 1559 70226	BRIDEGO INVEST CORP 1201 N ORANGE ST SUITE 7190 WILMINGTON DE 198011155	23 31 16 76613 001 0011 ROOSEVELT PARK BEAUPRE RE BLK 1, E 45FT OF LOT 1	3321 5TH AVE S	184.38

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**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70227	WEST COAST TECH II LLC 1724 NE BROADWAY ST STE 1721 PORTLAND OR 972321428	27 31 16 76806 000 0110 ROSEMONT LOT 11	827 37TH ST S	184.38
LCA 1559 70228	PEAR LAKE VENTURE LLC 700 BEACH DR STE 302 SAINT PETERSBURG FL 33701	30 31 17 77400 000 1360 ROYAL POINCIANA LOT 136	667 14TH AVE S	184.38
LCA 1559 70229	TRUST NO 2301 11125 PARK BLVD STE 104-157 SEMINOLE FL 337724700	23 31 16 78390 002 0150 ST PETERSBURG INVESTMENT CO SUB BLK 2, LOTS 15 AND 16	2301 DARTMOUTH AVE N	184.38
LCA 1559 70230	NORMAN, CLAIRE E 2409 DARTMOUTH AVE N SAINT PETERSBURG FL 337137929	23 31 16 78390 003 0150 ST PETERSBURG INVESTMENT CO SUB BLK 3, LOT 15	2409 DARTMOUTH AVE N	184.38
LCA 1559 70231	WARNER, JEFFREY W EST 415 24TH ST SAINT PETERSBURG FL 337042815	23 31 16 78390 034 0011 ST PETERSBURG INVESTMENT CO SUB BLK 34, S 42FT OF LOT 1	415 24TH ST S	184.38
LCA 1559 70232	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 1559 70233	SMITH, RAYMA L 5835 10TH ST N SAINT PETERSBURG FL 337031103	36 30 16 78588 001 0160 SALINAS EUCLID PARK SUB BLK A, LOT 16	5835 10TH ST N	184.38

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70234	G M A C-R F C MASTER 2901 STIRLING RD STE 300 FORT LAUDERDALE FL 333126529	27 31 16 80385 001 0110 SHADOW LAWN BLK 1, LOT 11	1934 45TH ST S	184.38
LCA 1559 70235	BURROW, MARCUS 1632 BAKER RD LUTZ FL 335593329	27 31 16 80385 001 0120 SHADOW LAWN BLK 1, LOT 12	1940 45TH ST S	184.38
LCA 1559 70236	U S HOME OWNERSHIP LLC 1000 LEGION PL STE 1200 ORLANDO FL 328011005	27 31 16 80385 004 0010 SHADOW LAWN BLK 4, LOT 1	2001 45TH ST S	184.38
LCA 1559 70237	TRUST NUMBER 4007 2764 SUNSET POINT RD STE 200 CLEARWATER FL 337591590	04 31 17 81468 030 0070 SHORE ACRES CONNECTICUT AVE REPLAT BLK 30, LOT 7	4007 OVERLOOK DR NE	184.38
LCA 1559 70238	WURTZ, THOMAS 1021 MONTEREY BLVD N E SAINT PETERSBURG FL 337042309	08 31 17 83664 004 0040 SNELL ISLE SHORES BLK 4, LOT 4	1021 MONTEREY BLVD NE	184.38
LCA 1559 70239	CHRISTOPOULOS, GEORGIA 1906 DOLPHIN BLVD S SAINT PETERSBURG FL 337073810	24 31 15 84042 010 0060 SOUTH CAUSEWAY ISLE 3RD ADD BLK 10, LOT 6	7925 3RD AVE S	184.38
LCA 1559 70240	ARMA, WILLIAM 252 KEEN RD GRANTS PASS OR 975279520	25 31 16 85392 000 0120 STEVEN'S SUB LOT 12	1332 21ST ST S	184.38

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**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70241	DOMAIN HOMES INC 5701 S MACDILL AVE TAMPA FL 336114448	12 31 16 86166 004 0010 SUMMIT PARK BLK D, S 1/2 OF LOTS 1 AND 2	3133 MELTON ST N	184.38
LCA 1559 70242	NOORANI, AKBAR 160 STATON CIR OLDSMAR FL 34677	25 31 16 89604 000 0090 TANGERINE CENTRAL LOT 9	2155 17TH AVE S	184.38
LCA 1559 70243	LOCKETT, ANDREW 4150 VETERANS MEMORIAL DR TALLAHASSEE FL 323098620	26 31 16 89676 001 0030 TANGERINE TERRACE BLK 1, LOT 3	3119 OAKLEY AVE S	184.38
LCA 1559 70244	FARRELL, LUXLEY F 694 17TH AVE S SAINT PETERSBURG FL 337015820	26 31 16 89676 005 0230 TANGERINE TERRACE BLK 5, LOT 23	3126 16TH AVE S	184.38
LCA 1559 70245	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	26 31 16 89712 003 0120 TANGERINE TERRACE NO. 2 BLK C, S SOFT OF LOT 12	1911 31ST ST S	184.38
LCA 1559 70246	BROWN, DOZIE 1146 JAMES AVE S SAINT PETERSBURG FL 337052239	25 31 16 90936 000 0061 TIFFANY'S ADD N 1/2 OF LOT 6	1146 JAMES AVE S	184.38
LCA 1559 70247	YOUNG, ERNEST M 2324 SUNRISE DR SE SAINT PETERSBURG FL 337053337	32 31 17 92232 003 0060 TROPICAL SHORES BLK C, LOT 6	2324 SUNRISE DR SE	184.38

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70248	G T E MOBILENET OF TAMPA INC PO BOX 260888 PLANO TX 750260888	21 31 16 94032 007 0080 VICTORY HEIGHTS BLK G, LOTS 8 & 9	620 49TH ST S	184.38
LCA 1559 70249	HART, LEROY EST 4529 11TH AVE S SAINT PETERSBURG FL 337111937	27 31 16 94266 000 0760 VINSETTA PARK ANNEX LOT 76	4529 11TH AVE S	184.38
LCA 1559 70250	ROBINSON, FLOSSIE EST 1836 KINGS ROW CONYERS GA 300127025	25 31 16 94968 000 0220 WASHINGTON'S SUB, J.G. LOTS 22 AND 23	1000 UNION ST S	184.38
LCA 1559 70251	HENRY, JENNIFER T 23385 HEMMENWAY AVE PUNTA GORDA FL 339805891	22 31 16 96174 021 0160 WEST CENTRAL AVENUE BLK 21, LOT 16 & E 5.6FT OF LOT 15	631 36TH ST S	184.38
LCA 1559 70252	GREEN, EDDIE 501 SW SELDMEN AVE PT ST LUCIE FL 34953	22 31 16 96228 005 0140 WEST CENTRAL AVE RESUB BLK 5, LOT 14	3519 3RD AVE S	184.38
LCA 1559 70253	HOOTMAN, CHARLES C 1249 72ND ST N SAINT PETERSBURG FL 337104623	18 31 16 96930 000 0040 WESTWOOD SUB LOT 4	1249 72ND ST N	184.38
LCA 1559 70254	IGBAL, SAJIDA 6A 170 THE DONWAY WEST STE 140 TORONTO ON CN M3C2E8	16 31 16 97290 000 0080 WHITE'S LAKE 4TH ADD LOT 8	5649 13TH AVE N	184.38

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1559 70255	KRAMPITZ, SONIA 1200 ENCLAVE PKWY HOUSTON TX 770771764	26 31 16 97560 000 0910 WILDWOOD SUB LOTS 91 & 92	2706 12TH AVE S	184.38
LCA 1559 70256	KRAMPITZ, SONIA SHIRLEY 2706 12TH AVE S SAINT PETERSBURG FL 337122032	26 31 16 97560 000 0920 WILDWOOD SUB LOT 92	2708 12TH AVE S	184.38

TOTAL NUMBER OF ASSESSMENTS: 142

TOTAL ASSESSMENT AMOUNT: 26,693.13

LOT CLEARING NUMBER 1559
COST / FUNDING / ASSESSMENT INFORMATION

<u>CATEGORY ASSESSED</u>	<u>AMOUNT TO BE ASSESSED</u>
LOT CLEARING COST	\$ 17,463.13
ADMINISTRATIVE FEE	\$ <u>9,230.00</u>
TOTAL:	\$ 26,693.13

A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NOS. 1558 AND 1559; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, preliminary assessment rolls for Lot Clearing Nos. 1558 and 1559 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 Nos. 1558 and 1559 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: December 17, 2015

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for
Building Securing Number SEC 1206

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>1206</u>
NUMBER OF STRUCTURES	<u>11</u>
ASSESSABLE AMOUNT:	<u>\$1,563.54</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 \$1,563.54 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
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1206 07484	LIMPF, DARRYL J SR 3000 19TH AVE S SAINT PETERSBURG FL 337122919	26 31 16 00432 002 0010 ALLEN-GAY SUB BLK B, LOT 1	3000 19TH AVE S	112.46
SEC 1206 07485	PRIMESTAR-H FUND I TRUST 14010 ROOSEVELT BLVD STE 701 CLEARWATER FL 337623820	09 31 16 10962 000 0950 BRENTWOOD HEIGHTS LOT 95	5175 34TH AVE N	121.96
SEC 1206 07486	ZAROSA, ROMAN EST 2628 2ND AVE S SAINT PETERSBURG FL 337121118	23 31 16 17442 005 0050 COLONIAL PLACE REV BLK 5, LOT 5	2628 2ND AVE S	78.50
SEC 1206 07487	DEUTSCHE BANK NATL TRUST CO 5720 PREMIER PARK DR WEST PALM BEACH FL 334071610	23 31 16 17442 009 0140 COLONIAL PLACE REV BLK 9, LOT 14 LESS E 5FT	2721 4TH AVE S	224.96
SEC 1206 07488	HILL, JOSEPH C EST 560 41ST ST S SAINT PETERSBURG FL 337111519	22 31 16 26910 012 0080 FAIRMOUNT PARK BLK L, LOT 8	560 41ST ST S	78.50
SEC 1206 07489	GIPSON, CHARLES E 2111 QUINCY ST S SAINT PETERSBURG FL 337113053	28 31 16 31536 003 0220 GOLDEN GLOW GROVE ESTATES 1ST ADD BLK C, LOT 22 & E 15FT OF LOT 21	2101 47TH ST S	196.96
SEC 1206 07490	WATKINS, MARTHA J 3321 KEOTA DR ORLANDO FL 328398719	08 31 16 40518 003 0190 HOLIDAY PARK BLK 3, LOT 19	2201 64TH ST N	150.24

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 12-17-2015

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1206 07491	AL-DILEAMY, FOUZIAH H 122 17TH AVE SE SAINT PETERSBURG FL 337015908	31 31 17 62460 000 0290 OAK HARBOR LOT 29 AND 30	2711 6TH ST S	103.48
SEC 1206 07492	ELLIOTT, BRIAN 460 1/2 24TH ST N SAINT PETERSBURG FL 337137932	23 31 16 78390 003 0011 ST PETERSBURG INVESTMENT CO SUB BLK 3, N 1/2 OF LOTS 1 AND 2	460 24TH ST N	104.74
SEC 1206 07493	HICKS, MARVIN G 4698 22ND AVE S SAINT PETERSBURG FL 337112924	33 31 16 96714 001 0190 WEST SHADOW LAWN BLK A, LOTS 19 & 20	4698 22ND AVE S	246.50
SEC 1206 07494	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	145.24

TOTAL NUMBER OF ASSESSMENTS: 11

TOTAL ASSESSMENT AMOUNT: 1,563.54

BUILDING SECURING NUMBER SEC 1206

COST/FUNDING/ASSESSMENT INFORMATION

<u>CATEGORY</u>	<u>AMOUNT TO BE ASSESSED</u>
SECURING COST	\$ 680.00
MATERIAL COST	\$ 192.50
LEGAL AD	\$ 196.04
ADMIN. FEE	\$ <u>495.00</u>
TOTAL:	\$ 1,563.54

A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1206 ("SEC 1206") 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. 1206 ("SEC 1206"); 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 December 17, 2015, to hear all persons who wished to be heard concerning this matter.

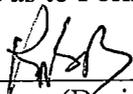
NOW THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of securing listed on Securing Building No. 1206 ("SEC 1206") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 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)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charles Gerdes, Chair, and Members of City Council

SUBJECT: Ordinance approving a vacation of the south seven and one-half (7 ½) feet of Lot 47 of Jackson Park Subdivision of the City of St. Petersburg, Florida. Generally located north of Arlington Avenue North at the intersection of 14th Street North. (City File No.: 13-3300006 B)

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 request is to vacate the south seven and one-half (7 ½) feet of Lot 47 of Jackson Park Subdivision. (City File No.: 13-3300006 B)

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, the Comprehensive Plan, and the applicable special area plan.

This vacation was intended for approval with the other three portions of right-of-way vacated for the construction of a new police headquarters, but was inadvertently left out of the description provided to the DRC and to the City Council, even though the Legal Descriptions attached as an exhibit to the Ordinance included the above described seven and one half (7 ½) feet of Lot 47. Previous Ordinance 1050-V was approved by City Council on October 17, 2013 and extended for one year by the DRC on October 7, 2015.

Agency Review: The application was originally routed to the standard list of City departments and outside utility providers. The requested vacation can be supported, subject to compliance with the applicable requirements for protecting, rerouting and/or abandoning existing utilities within the areas proposed for vacation. The suggested special conditions of approval in this report have been designed to address the requirements.

Public Comments: As of the date of this report, no questions or comments from the public have been received.

DRC Action/Public Comments:

On November 4, 2015, 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 right-of-way vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated right-of-way, together with the abutting private property.
 - b. Through the replatting process, any necessary modifications to existing public infrastructure or non-City utilities shall be coordinated, including, but not limited to, dedication of any necessary easements, abandonment or relocation.

Attachments: Attachment "A" – Parcel Map, Attachment "B" - Aerial

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF THE SOUTH SEVEN AND ONE-HALF (7 1/2) FEET OF LOT 47 OF JACKSON PARK SUBDIVISION OF THE CITY OF ST. PETERSBURG, FLORIDA, GENERALLY LOCATED NORTH OF ARLINGTON AVENUE NORTH AT THE INTERSECTION OF 14TH STREET NORTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission on November 4, 2015 (City File No. 13-33000006 B):

The South seven and one-half (7-1/2) feet of Lot forty-seven (47) of Jackson Park Subdivision of the City of St. Petersburg, Florida, according to the map or plat thereof on file and of record in the office of the Clerk of the Circuit Court in the County of Pinellas, Florida, Plat Book 1, Page 25.

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

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

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated right-of-way, together with the abutting private property.
 - b. Through the replatting process, any necessary modifications to existing public infrastructure or non-City utilities shall be coordinated, including, but not limited to, dedication of any necessary easements, abandonment or relocation.
2. As required by City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

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

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

LEGAL:



PLANNING & ECONOMIC DEVELOPMENT
DEPARTMENT:





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

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

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

According to Planning & Economic Development Department records, **Commissioner Griner** resides or has a place of business within 2,000 feet of the subject property. All other possible conflicts should be declared upon the announcement of the item.

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on November 4, 2015, at 2:00 P.M. in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 13-33000006 B **PLAT SHEET:** G-2

REQUEST: Approval of a vacation of the south seven and one-half (7 ½) feet of Lot 47 of Jackson Park Subdivision.

APPLICANT: City of St. Petersburg
One 4th Street North
Saint Petersburg, Florida 33701

AGENT: George F. Young, Inc.
Catherine Bosco
299 Dr. Martin Luther King Jr. Street North
Saint Petersburg, Florida 33701

ADDRESS: 1301 1st Avenue North

PARCEL ID NO.: 24/31/16/43668/000/0470

LEGAL DESCRIPTION: The South seven and one-half (7-1/2) feet of Lot forty-seven (47) of Jackson Park Subdivision of the City of St. Petersburg, Florida, according to the map or plat thereof on file and of record in the office of the Clerk of the Circuit Court in the County of Pinellas, Florida, Plat Book 1, Page 25

ZONING: DC-2

DISCUSSION AND RECOMMENDATION:

Request The request is to vacate the south seven and one half (7 ½) feet of Lot 47 of Jackson Park Subdivision. While this is part of a lot, the original plat also called this out as right-of-way. This vacation was intended for approval with the other three portions of right-of-way vacated for the construction of a new police headquarters, but was inadvertently left out of the description provided to the DRC and to the City Council, even though the Legal Descriptions attached to the Ordinance included this area. If approved by the Development Review Commission this will become a clarifying Ordinance when approved by City Council. Previous Ordinance 1050-V was approved by City Council on October 17, 2013 and extended for one year by the DRC on October 7, 2015.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B"). The applicant's goal is to eliminate this right-of-way and assemble it together with the adjacent lots and vacated rights-of-way for redevelopment as a new headquarters for the Police Department, which is currently located on the site to the south across 1st Avenue North.

Analysis Staff's review of a vacation application is guided by the City's Land Development Regulations (LDR's), the City's Comprehensive Plan and any adopted neighborhood or special area plans. In this case, Staff finds that vacating the subject right-of-way would be consistent with the criteria in the City Code and the Intown West Redevelopment Plan (IWRP).

A. Land Development Regulations

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

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

Existing infrastructure and utilities will require protection by appropriate easements, abandonment or relocation. The final plan for these issues cannot be confirmed until the final site plan is designed. A related condition of approval has been added at the end of this report.

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

The requested vacation, if approved, is not anticipated to substantially impair or deny access to any other lot of record outside of the boundaries of the redevelopment site that is owned by the applicant.

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

The requested vacation applies to a short segment of the street grid which is not currently used by the general public. If approved, the proposed vacation is not anticipated to adversely impact

the existing roadway network, substantially alter utilized public travel patterns or undermine the integrity of the surrounding street grid.

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

The right-of-way proposed for vacation was originally dedicated to provide additional right-of-way width to Arlington Avenue North. The assembly of the abutting lots for a single redevelopment project eliminates the need for which the right-of-way was originally dedicated. The Engineering and Transportation Planning Departments have reviewed the proposed plan and agree that there is no present or future need for this area to remain as public rights-of-way.

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

As noted below, the proposed vacations would be consistent with the direction provided by the Intown West Redevelopment Plan (IWRP).

B. Special Area Plan – Intown West Redevelopment Plan (IWRP)

The subject right-of-way and the abutting private properties are within the boundaries of the IWRP. The IWRP specifically identifies rights-of-way in this area as appropriate for vacation to facilitate land assembly.

Comments from Agencies and the Public – The application was originally routed to the standard list of City departments and outside utility providers. The requested vacation can be supported, subject to compliance with the applicable requirements for protecting, rerouting and/or abandoning existing utilities within the areas proposed for vacation. The suggested special conditions of approval in this report have been designed to address the requirements. As of the date of this report, no questions or comments from the public have been received.

RECOMMENDATION: Staff recommends **APPROVAL** of the proposed vacation, subject to the following special conditions:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the vacated right-of-way, together with the abutting private property.
 - b. Through the replatting process, any necessary modifications to existing public infrastructure or non-City utilities shall be coordinated, including, but not limited to, dedication of any necessary easements, abandonment or relocation.

REPORT PREPARED BY:


 KATHRYN YOUNKIN, AICP, LEED, AP BD+C
 Development Review Services Division
 Planning & Economic Development Department

10/27/15
 DATE

REPORT APPROVED BY:

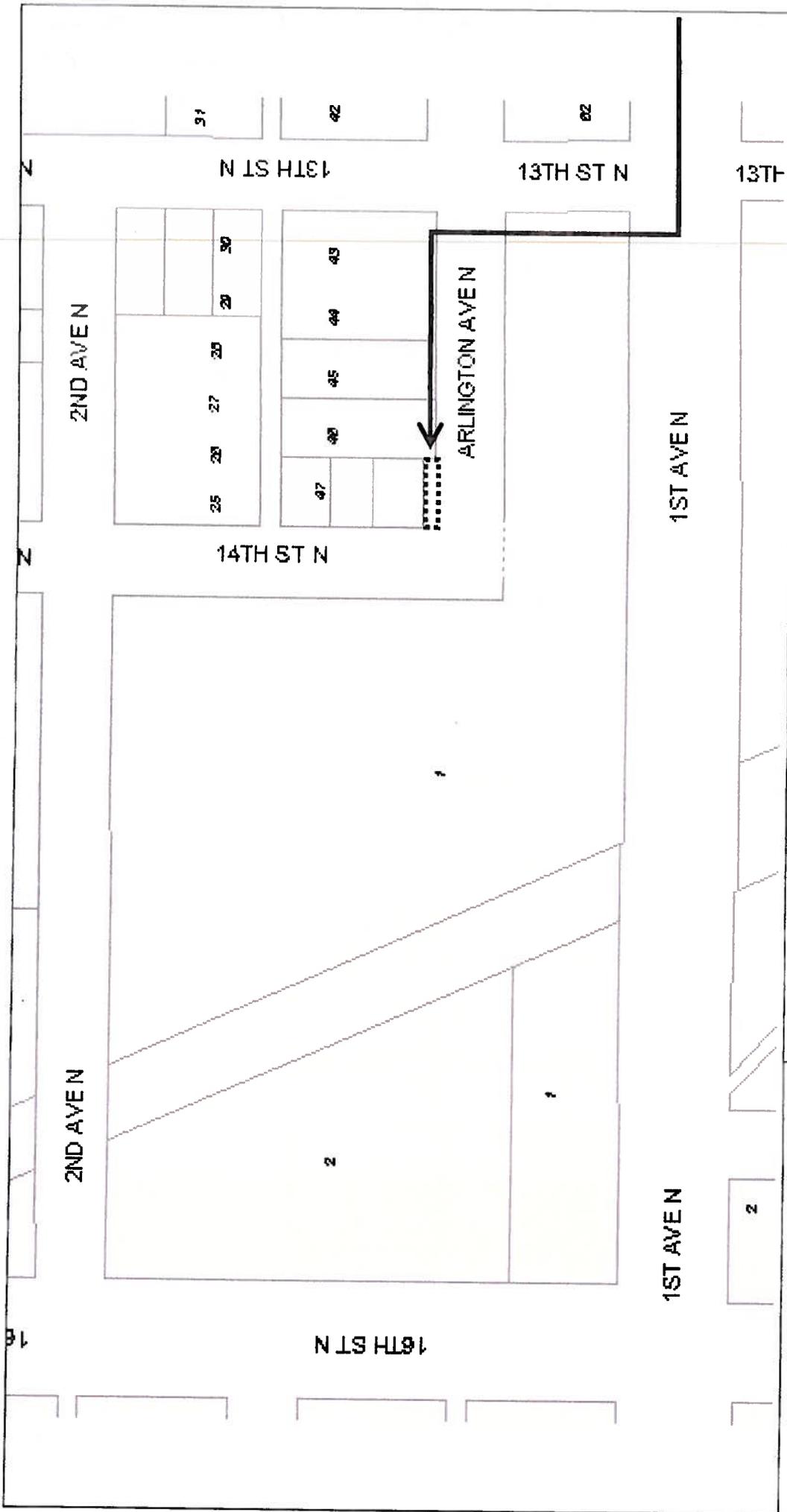


ELIZABETH ABERNETHY, AICP, Zoning Official (POD)
Planning and Economic Development
Development Review Services Division

10-27-15

DATE

Attachments: A – Parcel Map, B – Aerial Map



Attachment "B"
 City of St. Petersburg, Florida
 Planning and Economic Development Department
 Development Review Commission (DRC)
 Case No.: 13-33000006 B

Address: Vacation of a the south seven and one
 half (7 1/2) feet of Lot 47 of Jackson Park
 Subdivision, dedicated as Right-of-Way

st.petersburg
 www.stpete.org





Attachment "A"

City of St. Petersburg, Florida
 Planning and Economic Development Department
 Development Review Commission (DRC)

Case No.: 13-3300006 B

Address: Vacation of a the south seven and one
 half (7 ½) feet of Lot 47 of Jackson Park
 Subdivision, dedicated as Right-of-Way



st.petersburg
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(nts)



SAINT PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charles Gerdes, Chair, and Members of City Council

SUBJECT: Ordinance approving a vacation of all rights-of-way and easements as dedicated on Section "D" Florida Riviera Plat No. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3, of said Section "D" Florida Riviera Plat No. 5. (City File No.: 15-33000020)

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 request is to vacate all rights-of-way and easements as dedicated on Section "D" Florida Riviera Plat No. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3, of said Section "D" Florida Riviera Plat No. 5. The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B") and Sketch and Legal Description (Exhibit "A"). The applicant's goal is to consolidate the properties for redevelopment.

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, the Comprehensive Plan, and the applicable special area plan.

Agency Review: The application was routed to the standard list of City departments and outside utility providers. No objections were noted, provided that the applicant be required to dedicate any necessary easements through the platting process. The special conditions of approval in this report have been designed to address all of these requirements.

Public Comments: No comments were received from the public on this application.

DRC Action/Public Comments: On November 4, 2015, 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 right-of-way and easement vacations, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the previously approved and currently proposed vacations, together with the rest of the land within the block.
 - b. Through the replatting process, the applicant shall coordinate any necessary arrangements for existing public infrastructure or non-City utilities, including, but not limited to, dedication of any necessary easements, abandonment or relocation.
 - c. The applicant shall be responsible for all required work and costs.
2. As required City Code Section 16.70.050.1.1 F, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

Attachments: Attachment "A" – Parcel Map, Attachment "B" – Aerial

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF ALL RIGHTS-OF-WAY AND EASEMENTS AS DEDICATED ON SECTION "D" FLORIDA RIVIERA PLAT NO. 5, AS RECORDED IN PLAT BOOK 17, PAGE 37, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING WITHIN LOTS 28 THROUGH 32 INCLUSIVE, BLOCK 3, OF SAID SECTION "D" FLORIDA RIVIERA PLAT NO. 5; 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 on November 4, 2015 (City File No. 15-33000020):

See Exhibit "A" – Legal Description and Sketch

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. a. Replat the previously approved and currently proposed vacations, together with the rest of the land within the block.

b. Through the replatting process, the applicant shall coordinate any necessary arrangements for existing public infrastructure or non-City utilities, including, but not limited to, dedication of any necessary easements, abandonment or relocation.

c. The applicant shall be responsible for all required work and costs.

2. As required City Code Section 16.70.050.1.1 F, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

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

LEGAL:

PLANNING & ECONOMIC DEVELOPMENT
DEPARTMENT:



Exhibit "A-1"
LEGAL DESCRIPTION

All those rights-of-way and easements as dedicated on SECTION "D" FLORIDA RIVIERA PLAT NO. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3, of said SECTION "D" FLORIDA RIVIERA PLAT NO. 5.

Containing 4,790 square feet, or 0.110 acres, more or less.

St. Petersburg, Florida

NOTES

1. George F. Young, Inc. and the undersigned make no representations or guarantees pertaining to easements, rights-of-way, setback lines, reservations, agreements and/or other matters pertaining to survey.
2. NOT A BOUNDARY SURVEY.
3. Basis of Bearings: S.72°44'00"W. along the North right-of-way line of Plaza Comercio, per plat of SECTION "D" FLORIDA RIVIERA PLAT NO. 3.
4. As per the City of St. Petersburg Zoning Department, the fronts of Lots 31 and 32 abut San Merino Boulevard, and the fronts of Lots 28, 29 and 30 abut Plaza Comercio.
5. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
6. This sketch is made without the benefit of a title report or commitment for title insurance.
7. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
8. Certification is understood to be an expression of professional opinion by the surveyor and mapper based on the surveyor and mapper's knowledge and information, and it is not a guarantee or warranty, expressed or implied.
9. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

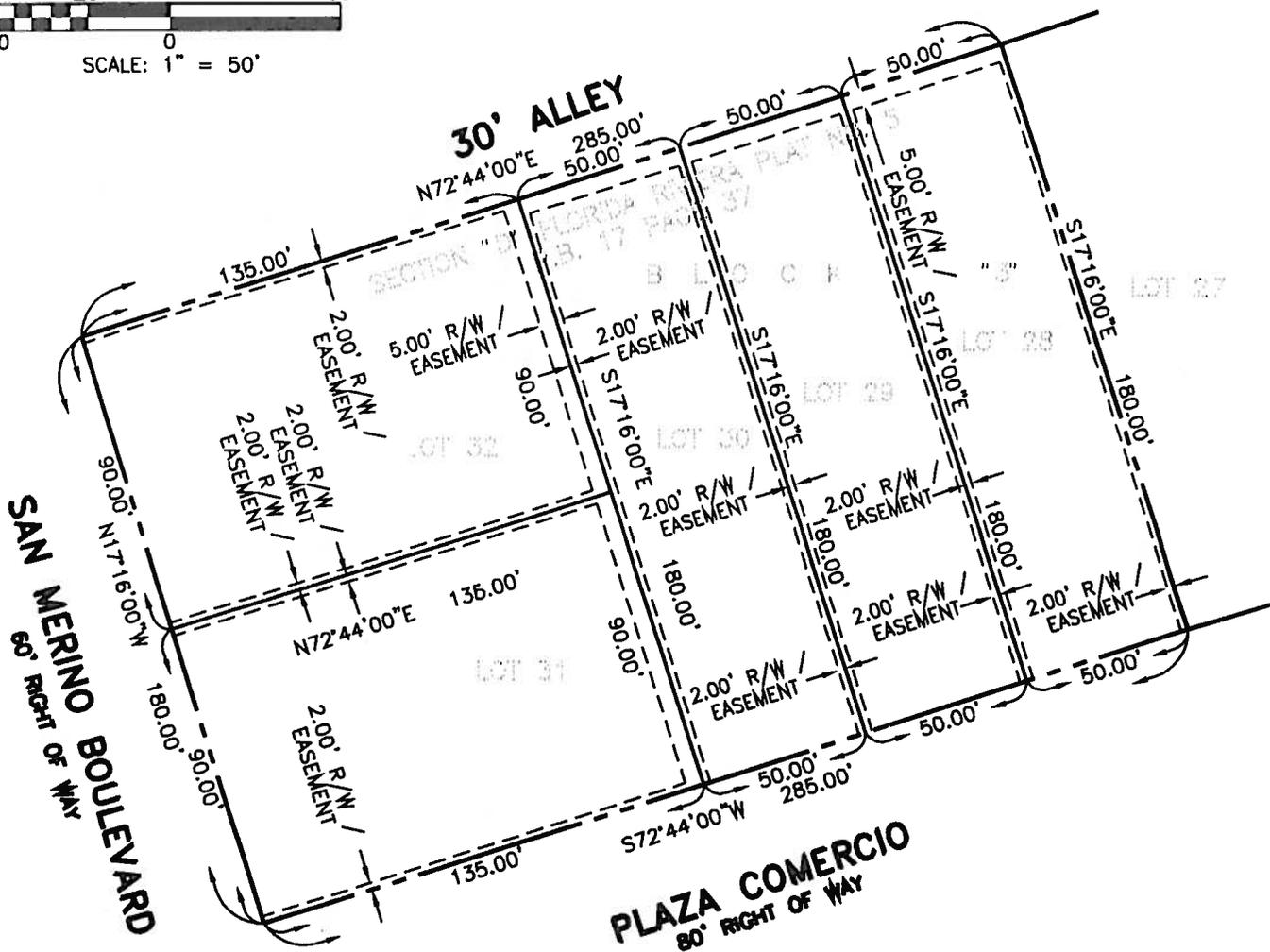
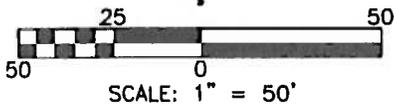
LEGEND

LB	Licensed Business	PSM	Professional Surveyor and Mapper
LS	Licensed Surveyor	R/W	Right-of-way
P.B.	Plat Book		

PREPARED FOR: Quynh Tran QT Construction, Inc.		LEGAL DESCRIPTION			REVISED	BY	DATE	DESCRIPTION
		SECTION 17	TOWNSHIP 30 S.	RANGE 17 E.				
CREW CHIEF	INITIALS	DATE				George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA		
DRAWN	WDK	09/03/16						
CHECKED	CAB	09/03/15						
FIELD BOOK								
SCALE	1" = 60'	DATE	September 3, 2015			JOB NO. 15016100SS		
						SHEET NO. 1 OF 2		

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Exhibit "A-2"



PREPARED FOR:
 Quynh Tran
 QT Construction, Inc.

LEGAL DESCRIPTION
 SECTION 17 TOWNSHIP 30 S. RANGE 17 E.

REVISED	BY	DATE	DESCRIPTION

	INITIALS	DATE
CREW CHIEF		
DRAWN	WDK	09/03/16
CHECKED	CAB	09/03/15
FIELD BOOK		
SCALE		1" = 50'

SEE SHEET ONE OF TWO FOR SIGNATURE, SEAL, DESCRIPTION, LEGEND AND NOTES



George F. Young, Inc.
 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126
 PHONE (727) 822-4317 FAX (727) 822-2919
 LICENSED BUSINESS 18021
 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES
 GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA

JOB NO.
15016100SS
 SHEET NO.
2 OF 2



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

st.petersburg
www.stpete.org

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

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

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

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on **November 4, 2015, at 2:00 P.M.** in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 15-33000020 PLAT SHEET: C-54

REQUEST: Approval of a vacation of all rights-of-way and easements as dedicated on Section "D" Florida Riviera Plat No. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3.

OWNER: Q S Investment, Inc.
3112 44th Avenue North
Saint Petersburg, Florida 33714-3808

AGENT: Catherine Bosco, PSM
George F. Young, Inc.
299 Dr. Martin Luther King Jr. Street North
Saint Petersburg, Florida 33701

ADDRESS: 1085 Plaza Comercio Drive Northeast
1091 Plaza Comercio Drive Northeast
1095 Plaza Comercio Drive Northeast

PARCEL ID NOs: 17-30-17-28566-003-0280
17-30-17-28566-003-0300
17-30-17-28566-003-0310

LEGAL DESCRIPTION: On File

ZONING: Neighborhood Suburban Multi-Family (NSM-1)

DISCUSSION AND RECOMMENDATION:

Request The request is to vacate all rights-of-way and easements as described in the above request and shown on Exhibit "A". These easements and rights-of-way are within five originally platted lots and dedicated by plat language as both easement and rights-of-way.

The area of the rights-of-way proposed for vacation are depicted on the attached maps (Attachments "A" and "B") and Sketch and Legal Description (Exhibit "A"). The applicant's goal is to eliminate the rights-of-way in order to assemble the land for a replat into five north/south oriented single family lots. This replat is in process.

Analysis Staff's review of a vacation application is guided by:

- A. The City's Land Development Regulations (LDR's);
- B. The City's Comprehensive Plan; and
- C. Any adopted neighborhood or special area plans.

Applicants bear the burden of demonstrating compliance with the applicable criteria for vacation of public right-of-way. In this case, the material submitted by the applicant **does** provide background or analysis supporting a conclusion that vacating the subject rights-of-way would be consistent with the criteria in the City Code, the Comprehensive Plan, or any applicable special area plan.

A. Land Development Regulations

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

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

Staff is suggesting a special condition at the end of this report requiring the applicant to replat the vacated areas together with the rest of the land under his ownership. Through that replat, already in process, the applicant can make the necessary arrangements for dedication of easements for future stormwater drainage and utilities.

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

The requested vacation, if approved, is not anticipated to substantially impair or deny access to any other lot of record beyond the boundaries of the redevelopment site that has been assembled by the applicant.

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

The requested vacation, if approved, is not anticipated to adversely impact the existing roadway network. Given that the land is being assembled for division into single family lots, the easements proposed for vacation are no longer necessary.

The alley to the north will remain intact and serve the proposed residential lots, as well as an ingress egress easement shown through the lots on the pending plat. The vacation is not anticipated to substantially alter utilized public travel patterns or undermine the integrity of the surrounding street grid.

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

The easements proposed for vacation were presumably dedicated to provide access between the individual lots within the block. The assembly of the individual lots for redevelopment as five north/south residential lots eliminates the need for which the rights-of-way and easements were originally dedicated. The Engineering and Transportation Planning Departments have reviewed the proposed plan and agree that there is no present or future need for the easements to remain. If needed, new easements to better serve the redeveloped lots will be dedicated on the plat.

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

As noted below, there are portions of the Comprehensive Plan which apply to this application. These issues are discussed in detail below.

B. Comprehensive Plan

Transportation Element Policies T 2.3 and 2.4 support the elimination of unnecessary right-of-way to promote efficient use of land where right-of-way is not necessary for present or future public use. Through the assembly of the lots within the block this redevelopment will function differently than how these lots were originally platted and makes the originally dedicated easements unnecessary. Vacation of these unnecessary encumbrances will facilitate land assembly and redevelopment of the site in a manner consistent with the zoning regulations. The circumstances in this case support the determination that approval of the requested vacation would be consistent with the Comprehensive Plan.

C. Adopted Neighborhood or Special Area Plans

There are no neighborhood or special area plans which affect vacation of right-of-way in this area of the City.

Comments from Agencies and the Public

The application was routed to the standard list of City departments and outside utility providers. No objections were noted, provided that the applicant be required to dedicate any necessary easements through the platting process. The special conditions of approval in this report have been designed to address all of these requirements.

RECOMMENDATION:

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

1. Prior to recording the vacation ordinance, the applicant shall:
 - a. Replat the previously approved and currently proposed vacations, together with the rest of the land within the block.
 - b. Through the replatting process, the applicant shall coordinate any necessary arrangements for existing public infrastructure or non-City utilities, including, but not limited to, dedication of any necessary easements, abandonment or relocation.
 - c. The applicant shall be responsible for all required work and costs.
2. As required City Code Section 16.70.050.1.1 F, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

REPORT PREPARED BY:



KATHRYN A. YOUNKIN, AICP, LEED, AP BD+C
Development Review Services Division
Planning & Economic Development Department

10/27/15

DATE

REPORT APPROVED BY:

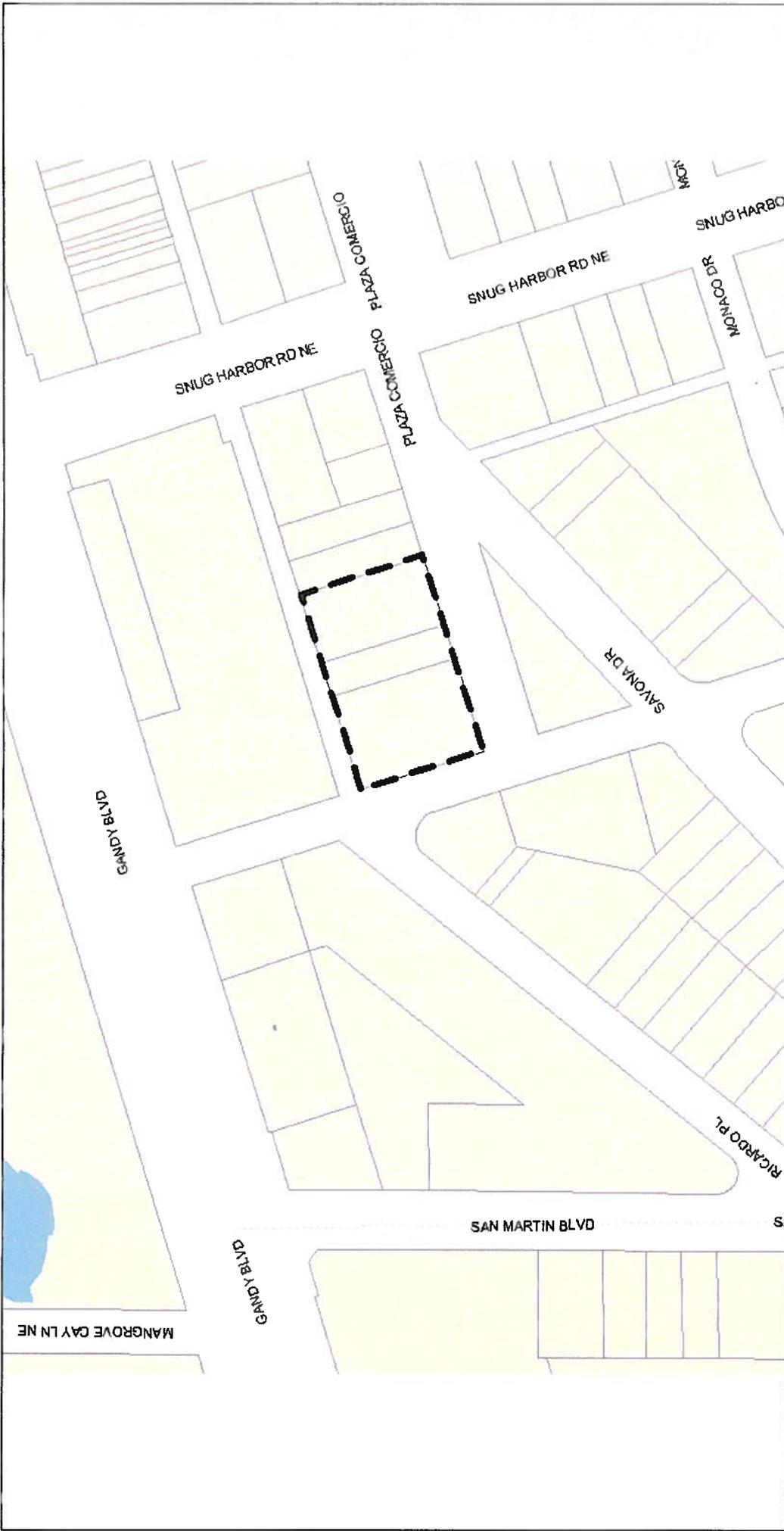


ELIZABETH ABERNETHY, AICP, Zoning Official (POD)
Planning and Economic Development
Development Review Services Division

10-27-15

DATE

Attachments: A – Parcel Map, B – Aerial Map, Exhibit “A” Sketch and Legal Description



Attachment "A"
City of St. Petersburg, Florida
Planning and Economic Development
Department
Case No.: 15-33000020
Address: 1085, 1091 and 1095
Plaza Comercio Drive NE





Attachment "B"
City of St. Petersburg, Florida
Planning and Economic Development
Department
Case No.: 15-3300020
Address: 1085, 1091 and 1095
Plaza Comercio Drive NE

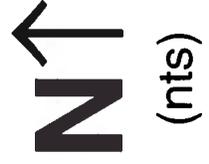


Exhibit "A-1" LEGAL DESCRIPTION

All those rights-of-way and easements as dedicated on SECTION "D" FLORIDA RIVIERA PLAT NO. 5, as recorded in Plat Book 17, Page 37, Public Records of Pinellas County, Florida, lying within Lots 28 through 32 inclusive, Block 3, of said SECTION "D" FLORIDA RIVIERA PLAT NO. 5.

Containing 4,790 square feet, or 0.110 acres, more or less.

St. Petersburg, Florida

NOTES

1. George F. Young, Inc. and the undersigned make no representations or guarantees pertaining to easements, rights-of-way, setback lines, reservations, agreements and/or other matters pertaining to survey.
2. NOT A BOUNDARY SURVEY.
3. Basis of Bearings: S.72°44'00"W. along the North right-of-way line of Plaza Comercio, per plat of SECTION "D" FLORIDA RIVIERA PLAT NO. 3.
4. As per the City of St. Petersburg Zoning Department, the fronts of Lots 31 and 32 abut San Merino Boulevard, and the fronts of Lots 28, 29 and 30 abut Plaza Comercio.
5. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
6. This sketch is made without the benefit of a title report or commitment for title insurance.
7. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
8. Certification is understood to be an expression of professional opinion by the surveyor and mapper based on the surveyor and mapper's knowledge and information, and it is not a guarantee or warranty, expressed or implied.
9. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

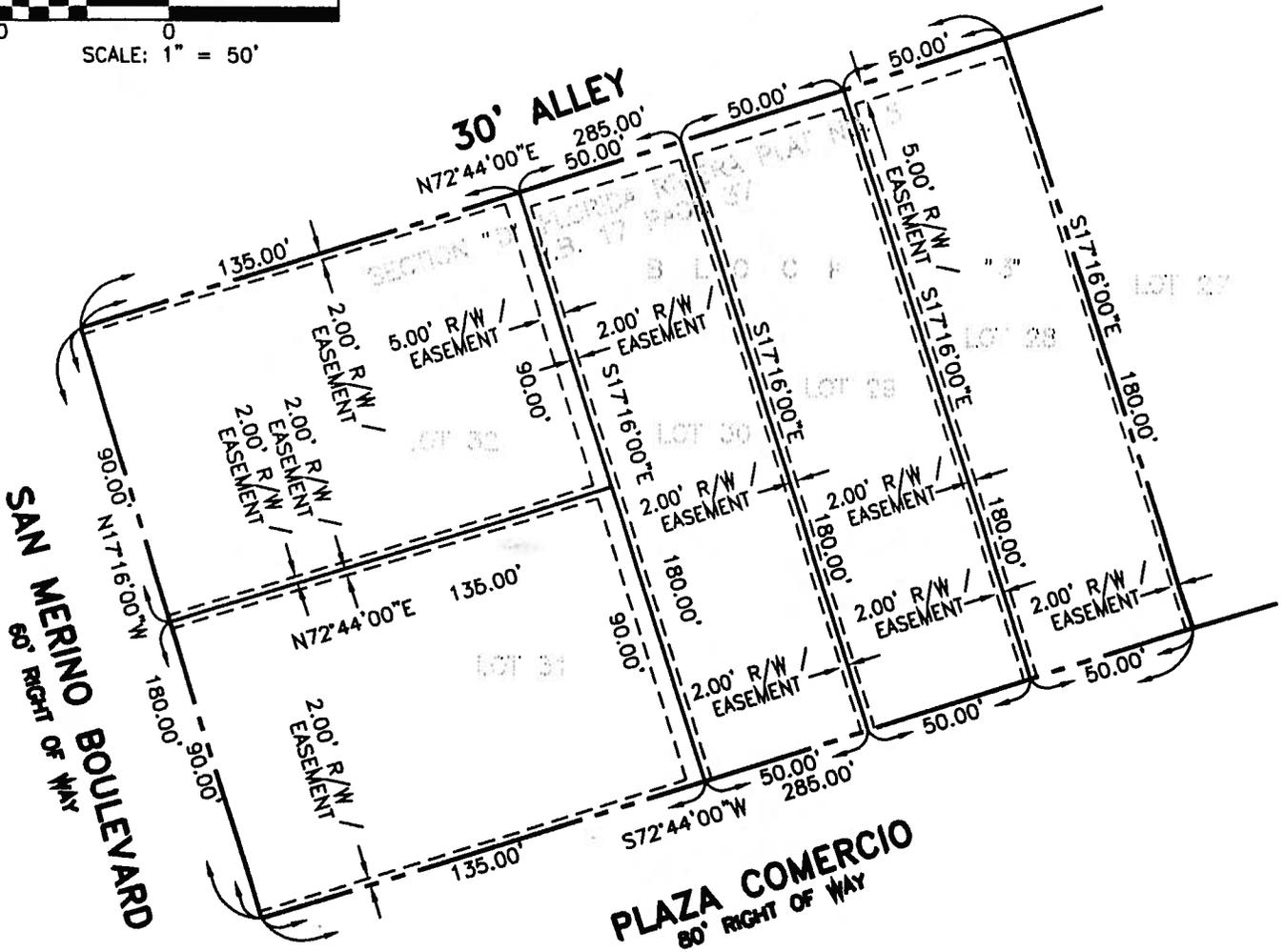
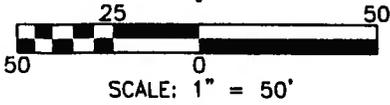
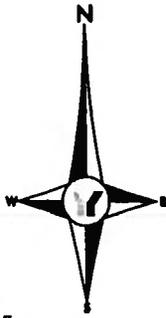
LEGEND

LB	Licensed Business	PSM	Professional Surveyor and Mapper
LS	Licensed Surveyor	R/W	Right-of-way
P.B.	Plat Book		

PREPARED FOR: Quynh Tran QT Construction, Inc.		LEGAL DESCRIPTION SECTION 17 TOWNSHIP 30 S. RANGE 17 E.			REVISIONS BY DATE	DESCRIPTION
CREW CHIEF	INITIALS	DATE	 <div style="text-align: center;"> George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-5126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA </div>			JOB NO. 15016100SS
DRAWN	WDK	09/03/15				SHEET NO. 1 OF 2
CHECKED	CAB	09/03/15				
FIELD BOOK						
SCALE	1" = 60'	DATE	September 3, 2015 Catherine A. Bosco PSM LS 6267			

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Exhibit "A-2"



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PLOTTED:

PREPARED FOR:
Quynh Tran
QT Construction, Inc.

LEGAL DESCRIPTION

REVISED	BY	DATE	DESCRIPTION

CREW CHIEF	INITIALS	DATE
DRAWN	WDK	09/03/15
CHECKED	CAB	09/03/15
FIELD BOOK		
SCALE		1" = 50'

SEE SHEET ONE OF TWO FOR SIGNATURE, SEAL, DESCRIPTION, LEGEND AND NOTES



George F. Young, Inc.

299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126
 PHONE (727) 822-4317 FAX (727) 822-2918
 LICENSED BUSINESS LB021
 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES
 GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA

JOB NO.
15016100SS

SHEET NO.
2 OF 2

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

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

Detailed analysis of the proposed modification is provided in the attached Staff Report to the Community Planning & Preservation Commission (City File LGCP-CIE-2015).

RECOMMENDATION:

Administration: The Administration recommends APPROVAL of the proposed ordinance.

Community Planning & Preservation Commission: The Community Planning & Preservation Commission held a public hearing on this issue on November 10, 2015 and recommended approval by a vote of 5 to 0.

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

City Council Action: On December 3, 2015 the City Council conducted the first reading of the proposed ordinance and set the second reading and adoption public hearing for December 17, 2015.

Recommended City Council Action: 1) CONDUCT the second reading of the proposed ordinance and public hearing; AND 2) ADOPT the ordinance.

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

ORDINANCE NO. _____-H

AN ORDINANCE MODIFYING THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA BY UPDATING THE FIVE-YEAR CAPITAL IMPROVEMENT SCHEDULE AND REPLACING ALL PREVIOUSLY ADOPTED CAPITAL IMPROVEMENT SCHEDULES; ADOPTING FUND SUMMARIES FOR THE GENERAL CAPITAL IMPROVEMENT FUND (3001), BICYCLE/PEDESTRIAN SAFETY GRANTS CAPITAL PROJECTS FUND (3004), NEIGHBORHOOD AND CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENTS FUND (3027), TRANSPORTATION IMPACT FEES CAPITAL PROJECTS FUND (3071), WATER RESOURCES CAPITAL PROJECTS FUND (4003), STORMWATER DRAINAGE CAPITAL PROJECTS FUND (4013), AIRPORT CAPITAL PROJECTS FUND (4033), MARINA CAPITAL PROJECTS FUND (4043), AND PORT CAPITAL PROJECTS FUND (4093) FOR THE FISCAL YEARS 2016 THROUGH 2020; ADOPTING THE FDOT DISTRICT 7 ROAD CAPACITY PROJECTS REPORT FOR THE FISCAL YEARS 2016 THROUGH 2020; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

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

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

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

WHEREAS, the City has reviewed the Capital Improvements Element for Fiscal Year 2015-2016 and has revised the five-year capital improvement schedules of costs and revenue sources for Fiscal Years 2016 through 2020, as set forth in Exhibits A through I attached to this ordinance; and

WHEREAS, the five-year capital improvement schedules of costs and revenue sources for the Florida Department of Transportation (FDOT) District 7 Road Capacity Projects have been reviewed and revised for Fiscal Years 2016 through 2020, as set forth in Exhibit J attached to this ordinance; and

WHEREAS, the City desires to modify its Capital Improvements Element to update the five-year capital improvement schedules of costs and revenue sources for Fiscal Years 2016 through 2020; and

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

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

WHEREAS, the Community Planning and Preservation Commission has reviewed the proposed updated five-year capital improvements schedules of costs and revenue sources at a public hearing on November 10, 2015, and has recommended approval; and

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

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

Section 1. Chapter 10, the Capital Improvements Element of the Comprehensive Plan, is hereby modified and updated by deleting pages CI15-CI25 containing the existing fund summaries for Fiscal Years 2015 through 2019, and by replacing such deleted pages with the attached Exhibits A through J containing the fund summaries for Fiscal Years 2016 through 2020:

<u>Exhibit</u>	<u>Fund Summary</u>
A	General Capital Improvement Fund (3001)
B	Bicycle/Pedestrian Safety Grants Capital Projects Fund (3004)
C	Neighborhood & Citywide Infrastructure Capital Improvement Fund (3027)

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

Section 2. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

Section 3. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth (5th) business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall become effective immediately upon filing of such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

REVIEWED AND APPROVED AS TO
FORM AND CORRECTNESS:

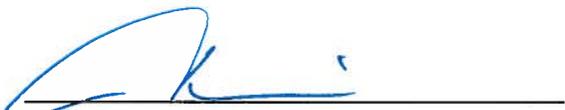
City File: LGCP-CIE-2015



City Attorney/Designee

11/10/15

Date



Planning & Economic Development Dept.

11-4-15

Date

**GENERAL CAPITAL IMPROVEMENT FUND (FUND 3001)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year	Budget	Change	BUDGET		Estimate			Total
	Carryforward			16	17	18	19	20	
	Actual	15	15	16	17	18	19	20	14-20
(000s omitted)									
RESOURCES									
Beginning Balance	4,872								4,872
Earnings on Investments	38	35	0	30	30	30	30	30	223
Transfers From:									
General Fund	270	1,000	0	0	0	0	0	0	1,270
Intown West Tax Increment District	0	0	150	0	0	0	0	0	150
Downtown Redevelopment District Fund	450	200	11	200	200	200	200	200	1,661
Fleet Operating Fund	0	800	0	0	0	0	0	0	800
Municipal Office Buildings Fund	300	400	0	740	1,800	1,250	350	1,000	5,840
Grants/External Funding									
Central Ave Bus Rapid Transit (BRT) Corridor	15	0	918	0	0	0	0	0	933
City Trails Bicycle Trails USF St Pete	0	0	336	0	0	0	0	0	336
City of Gulfport Contribution to 49th St Imp	191	0	66	0	0	0	0	0	257
Coquina Key Dog Improvements	2	0	0	0	0	0	0	0	2
FBIP - Bay Vista Boat Ramp	0	0	140	0	0	0	0	0	140
FDEP/LWCF - Grandview Park	78	0	44	0	0	0	0	0	122
FDEP- Tax Credit Program	0	0	167	0	0	0	0	0	167
FDOS- Indian Mounds Master Plan	48	0	0	0	0	0	0	0	48
FDOS- Cultural Facilities Grant	0	0	500	0	0	0	0	0	500
FDOT - Intermodal Facility Study	0	0	206	0	0	0	0	0	206
FDOT - District 7 ROW Landscape Improvements	951	0	2,886	0	0	0	0	0	3,837
FDOT LAP - 11th A/S Booker Creek Bridge	0	0	0	0	572	930	0	0	1,502
FDOT LAP - 9th S/S 7th A/S Bridge Replacement	0	0	0	0	818	0	3,352	0	4,170
FEMA- USDHS AFG Grant FY14	0	0	479	0	0	0	0	0	479
USDOI - Crisp Park Boat Ramp Improvements	55	0	0	0	0	0	0	0	55
USDOI - Coffee Pot Park Boat Ramp Improvements	39	0	0	0	0	0	0	0	39
USDOI - Demens Landing Park Boat Ramp	0	0	187	0	0	0	0	0	187
USDOI - Grandview Park Boat Ramp Construction	119	0	38	0	0	0	0	0	157
HUD/EDI Grants(1) - Jordan School	98	0	58	0	0	0	0	0	156
LWCF Lake Maggiore Park Improvements	6	0	176	0	0	0	0	0	182
USDOE Solar Parks Pilot Grant	195	0	19	0	0	0	0	0	214
Bond Proceeds/TIF	0	0	45,522	0	0	0	0	0	45,522
Other	5	0	0	0	0	0	0	0	5
TOTAL RESOURCES	7,732	2,435	51,904	970	3,420	2,410	3,932	1,230	74,033
REQUIREMENTS									
		Appropriation as of 9/30/14							
Transportation System Management									
Intown Streetscape Imps	0	200	0	200	200	200	200	200	1,200
11th A/S Booker Creek Bridge (also in 3027)	0	0	0	0	572	930	0	0	1,502
9th S/S 7th A/S Bridge Replacement	0	0	0	0	818	0	3,352	0	4,170
Public Buildings and Grounds									
MOB Repairs and Improvements	0	400	0	740	1,800	1,250	350	1,000	5,540
Pier Visioning	4,527	0	45,473	0	0	0	0	0	50,000
Projects not in the CIP Element	6,744	1,056	3,493	0	50	10	41	120	11,514
TOTAL REQUIREMENTS	11,272	1,656	48,966	940	3,440	2,390	3,943	1,320	73,926
Increase/(Decrease) in Fund Balance		779	2,938	30	(20)	20	(11)	(90)	
Beginning Balance		(3,539)	(2,760)	178	208	188	208	197	
UNAPPROPRIATED BALANCE 9/30	(3,539)	(2,760)	178	208	188	208	197	107	

**BICYCLE/PEDESTRIAN SAFETY CAPITAL IMPROVEMENT FUND (Fund 3004)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year		Change 15	BUDGET		Estimate			Total 14-20
	Carryforward Actual	Budget 15		16	17	18	19	20	

(000s omitted)

RESOURCES

Beginning Balance	288								288
Earnings on Investments	5	0	0	0	0	0	0	0	5
Grants:									
Bayway Trail North - Phase II	119	0	1,929	0	0	0	0	0	2,049
Bicycle Facility - 30th Ave N. MLK to 58th St	71	0	95	2,734	0	0	0	0	2,901
Bicycle Lanes - Priority Projects Phase II	14	674	220	0	0	0	0	0	908
FDOT - 38th/40th Ave Median Project	5	0	615	0	0	0	0	0	620
FDOT - 54th Ave South Right Turn Lane	6	0	264	0	0	0	0	0	270
FDOT LAP - Ped Crosswalk Enhancements	14	36	866	0	0	0	0	0	916
FDOT LAP- 112th Avenue N/4th Street	3	0	126	0	0	0	0	0	129
FDOT LAP - Walter Fuller Park Trail	69	0	420	0	0	0	0	0	489
FDOT LAP - Treasure Island Trail	3	643	(493)	0	0	1,133	0	0	1,286
FDOT LAP - Downtown Bulbouts	0	0	0	0	600	0	0	0	600
FDOT LAP - Sexton Elementary	0	0	0	48	0	0	222	0	270
Pinellas Trail Extension Landscaping	19	0	351	0	0	0	0	0	370
TOTAL RESOURCES	617	1,353	4,394	2,782	600	1,133	222	0	11,101

Appropriation as
of 9/30/14

REQUIREMENTS

Bicycle/Pedestrian Improvements:									
Bicycle Facility - 30th Ave N. MLK to 58th St	290	0	0	2,734	0	0	0	0	3,024
HSIP- Downtown Bulbouts	0	0	0	0	600	0	0	0	600
Sexton Elementary Sidewalk	0	0	0	48	0	0	222	0	270
Treasure Island Trail	153	643	(643)	0	0	1,133	0	0	1,286
Project not in the CIP Element	3,940	710	1,012	0	0	0	0	0	5,661
TOTAL REQUIREMENTS	4,383	1,353	369	2,782	600	1,133	222	0	10,841
Increase (Decrease) in Fund Balance		0	4,025	0	0	0	0	0	
Beginning Balance		(3,765)	(3,765)	259	259	259	259	259	
UNAPPROPRIATED BALANCE 9/30	(3,765)	(3,765)	259	259	259	259	259	259	

**NEIGHBORHOOD AND CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENT FUND (FUND 3027)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year	Budget	Change	BUDGET		Estimate		Total
	Carryforward			16	17	18	19	
	Actual	15	15	16	17	18	19	20
(000s omitted)								
RESOURCES								
Beginning Balance	23,528							23,528
Local Option Sales Surtax	10,044	9,958	392	9,044	11,071	11,866	12,070	2,010
Earnings on Investments	308	310	0	290	290	290	290	290
Settlement	14	0	0	0	0	0	0	0
Pinellas County Interlocal - Sidewalks	0	0	0	1,700	0	0	0	0
Pinellas County Interlocal - West Central Avenue	0	0	0	0	4,300	0	0	0
TOTAL RESOURCES	33,894	10,268	392	11,034	15,661	12,156	12,360	2,300
	Appropriation as							
	of 9/30/14							
REQUIREMENTS								
Street & Road Improvements:								
Street and Road Improvements	8,500	4,500	(4)	4,500	4,500	4,500	4,500	1,485
Curb Replacement/Ramps	500	500	(2)	500	500	500	500	165
Sidewalk Reconstruction	600	600	(5)	600	600	600	600	198
Roser Park Street Improvements	5,450	500	0	450	0	0	0	0
Alley Reconstruction - Unpaved	600	300	0	300	300	300	300	99
Roadway Ride-ability improvements	0	0	0	247	0	0	0	0
Railway Crossing Improvements:								
9th A/N at 19th Street	0	0	0	0	0	50	255	0
Transportation & Parking Management:								
Bicycle Pedestrian Facilities	950	50	(6)	100	100	100	100	33
Comp Streetscaping/Greenseaping	1,000	0	0	250	250	250	250	83
Skyway Marina Pedestrian Lighting	0	0	0	600	0	0	0	0
Intersection Modification	559	50	(8)	50	50	50	50	17
Neighborhood Trans Mgmt Program	347	50	0	100	100	100	100	33
Sidewalks- Neighborhood & ADA Ramps	0	0	0	70	70	70	70	23
Sidewalks- Pinellas County Interlocal	0	0	0	1,700	0	0	0	0
Wayfaring Signage and Sign Replacement	25	400	0	150	150	150	150	50
Bridge Reconstruction/Replacement:								
Bridge Reconstruction/Load Testing	500	250	(24)	250	250	250	250	83
11th A/S over Booker Creek (also in 3001)	100	0	0	0	0	1,720	0	0
157179 2nd S/N over Tinney Creek	0	0	0	0	0	0	1,100	396
Channel Dredging:								
Dredging Arterial Channels FY17	0	0	0	0	400	0	0	0
Stormwater Management Projects:								
4th St & 14th A/N to Crescent Lake SDI (also in 4013)	0	400	0	700	0	0	0	0
8th A/S at 44th S/S (also in 4013)	0	0	0	750	980	0	0	0
Drainage Line Rehab/Replacement (also in 4013)	0	0	0	700	700	700	700	231
Jungle Lake North Basin (also in 4013)	0	0	0	0	0	2,300	0	0
Stormwater Vaults (also in 4013)	0	0	0	300	0	300	0	99
Economic Development Infrastructure:								
West Central Avenue Streetscape	0	0	0	0	4,300	0	0	0
Seawall Renovation & Replacement	1,200	400	0	400	400	400	400	132
Projects not in the CIP Element	9,452	4,409	(747)	615	972	1,263	1,414	748
TOTAL REQUIREMENTS	29,783	12,409	(796)	13,332	14,622	13,603	10,739	3,873
Increase/(Decrease) in Fund Balance		(2,141)	1,188	(2,298)	1,039	(1,447)	1,621	(1,573)
Beginning Balance		4,111	1,970	3,158	860	1,899	453	2,073
UNAPPROPRIATED BALANCE 9/30	4,111	1,970	3,158	860	1,899	453	2,073	500

Notes:

- Projects shown in the plan for years 2016-2020 may be moved on a year-to-year basis to balance this fund. Decisions to move projects will be based on the status of previously scheduled projects and project priorities.
- In FY16, as provided for in an interlocal agreement with Pinellas County, \$1.7 million is programmed as a resource from Pinellas County and will be used to fund the installation of missing sidewalk segments along county roads within the city.
- In FY17, as provided for in an interlocal agreement with Pinellas County, \$4.3 million is programmed as a resource and will be used to provide for Central Avenue improvements between Park Street and 58th Street.

**TRANSPORTATION IMPACT FEES CAPITAL IMPROVEMENT FUND (FUND 3071)
2015-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year		Change	BUDGET		Estimate			Total 14-20
	Carry forward Actual	Budget 15		16	17	18	19	20	

(000s omitted)

RESOURCES

Beginning Balance	16,449								16,449
Earnings on Investments	203	223	0	213	213	213	213	213	1,491
Transportation Impact Fee:									
GATISAF	12	100	0	100	100	100	100	100	612
Transfer:									
District 8 (Not within Subdistrict)	77	0	1	0	0	0	0	0	78
District 11 (Not within Subdistrict)	325	532	133	350	350	350	350	350	2,740
Intown (District 11)	274	346	918	300	350	300	525	300	3,313
Carillon (District 8)	58	0	0	0	594	0	0	0	652
Disposition of Fixed Assets	10	0	0	0	0	0	0	0	10
TOTAL RESOURCES	17,407	1,201	1,052	963	1,607	963	1,188	963	25,344

REQUIREMENTS

Appropriation as of
9/30/14

GATISAF Projects:									
28th Street Trail- GATISAF	0	0	0	500	2,500	0	0	0	3,000
City Trails - Bicycle Trails	2,570	950	0	500	500	500	0	0	5,020
Complete Streets	0	0	0	450	450	450	200	100	1,650
Dwtwn Inter. & Pedestrian Facilities	481	125	0	250	250	250	250	250	1,856
Traffic Signal Mast Arm Program	4,800	0	0	300	0	0	0	0	5,100
Sidewalks	800	200	(26)	200	200	200	200	200	1,974
Traffic Safety Program	880	250	0	250	250	250	250	250	2,380
Projects not in the CIP Element	620	600	(1,960)	0	104	83	68	80	(406)
TOTAL REQUIREMENTS	10,151	2,125	(1,986)	2,450	4,254	1,733	968	880	20,574
Increase (Decrease) in Fund Balance		(924)	3,038	(1,487)	(2,647)	(770)	221	83	
Beginning Balance		7,257	6,333	9,370	7,883	5,237	4,467	4,688	
UNAPPROPRIATED BALANCE 9/30	7,257	6,333	9,370	7,883	5,237	4,467	4,688	4,771	

**WATER RESOURCES CAPITAL PROJECTS FUND (FUND 4003)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year	Budget	Change	BUDGET		Estimate			Total
	Carryforward			16	17	18	19	20	
	Actual	15	15	(000s omitted)					
RESOURCES									
Beginning Balance	57,247			0	0	0	0	0	57,247
Bond Proceeds	22,927	0	0	0	0	0	0	0	22,927
Future Borrowings	0	29,128	3,264	28,243	25,444	17,570	17,306	18,770	139,725
Earnings on Investments	180	210	0	187	200	200	200	200	1,377
Transfers From:									
Water Resources Operating Fund	3,000	4,000	0	5,000	6,000	7,000	8,000	9,000	42,000
Connection Fees/Meter Sales:									
Water	522	680	0	707	735	765	796	827	5,032
Sewer	1,112	250	0	250	250	250	250	250	2,612
Reclaimed Water	45	50	0	50	50	50	50	50	345
Reclaimed Water Assessments	14	15	0	15	15	15	15	15	104
SRF Funding	0	0	0	50,000	0	0	0	0	50,000
DOE-Department of Energy Biosolids	949	0	1,212	0	0	0	0	0	2,161
Tampa Bay Estuary Program-RESTORE Grant	0	0	0	271	0	0	0	0	271
Settlement	30	0	0	0	0	0	0	0	30
TOTAL RESOURCES	86,027	34,333	4,476	84,724	32,694	25,850	26,617	29,112	323,833
REQUIREMENTS									
				Appropriation as of 9/30/14					
WATER TREATMENT/SUPPLY									
Cosme WTP Improvements									
Enhanced Water Treatment - Phase 2	155	0	0	0	6,000	0	0	0	6,155
Filter Media Evaluation	0	0	0	0	0	0	21	525	546
Gulf-to-Bay PS Elec MCC/Switchgear Rehab	0	0	0	63	389	0	0	0	452
Roof Evaluation/Rehab	0	0	0	0	0	53	840	0	893
Vulnerability Assess: Basin Security Covers	0	0	0	0	300	770	0	0	1,070
Washington Terrace PS									
Valve Replacement	0	0	0	0	250	0	0	0	250
WATER DISTRIBUTION SYSTEM IMP.									
FDOT Gandy Blvd O Pass 16th St to 4th St	1,378	337	1,170	614	0	0	0	0	3,499
P.C. Belcher Road (38th St. to 54th St.)	0	700	(700)	0	0	700	0	0	700
P.C. Haines Road 54th Ave. to 28th St.	0	350	(350)	350	0	0	0	0	350
P.C. Park/Starkey Road	0	20	0	1,400	0	0	0	0	1,420
Potable Water Main Relocation	150	150	(125)	0	150	150	150	100	725
Potable Main/Valve Repl/Aqueous Cross	3,050	3,050	0	3,000	3,000	3,000	3,000	3,000	21,100
Potable Water Serv. Taps, Meters/Backflows	400	625	93	625	650	650	700	700	4,443
Potable Water Backflow Prev/Meter Repl	1,145	1,190	(13)	1,235	1,280	1,325	1,370	1,370	8,902
48" WTM at Lake Tarpon Outfall Canal	0	0	0	0	0	0	100	1,000	1,100
WASTEWATER COLLECTION									
Sanitary Sewer Collection Sys.									
Annual Manhole Rehabilitation Contract	1,000	500	(16)	500	500	500	500	500	3,984
Annual Pipe Repair Lining Contract	2,944	2,000	(26)	1,500	2,000	2,000	2,000	1,000	13,418
Annual Pipe Rehab & Replacement Contract	6,300	2,900	0	1,950	2,450	2,450	2,450	1,950	20,450
FDOT Gandy Blvd Overpass (16th to 4th St)	985	0	0	361	0	0	0	0	1,346
LS #87 Childs Park Force Main	0	300	190	3,500	0	0	0	0	3,990
Inflow and Infiltration Removal	0	50	0	500	500	500	500	500	2,550
Pasadena Forcemain Phase III	0	0	0	0	0	0	500	3,500	4,000
Lift Station Improvements									
LST Landscape & Fence Repl-20 Stations	0	0	0	0	0	0	0	250	250
Lift St. # 2, 12, 29, 55 Rehabilitation Plan	0	0	0	0	0	225	1,500	0	1,725
Lift St. # 3, 9, 57, 60 Rehabilitation Plan	0	0	0	0	100	1,200	0	0	1,300
Lift St. # 10,14,37,38 Rehab/Replace	0	0	0	0	0	0	0	300	300
Lift St. # 21, 34, 40, 41 Rehabilitation Plan	0	0	0	0	0	0	300	1,600	1,900
Lift St. # 23,24,79,80 Rehab Replac	0	0	0	0	0	0	0	300	300
Lift St. # 42 Jim Walter Rehab	0	0	70	100	1,000	0	0	0	1,170
Lift St. # 63 NE Master Improvements	0	0	0	0	150	1,500	0	0	1,650
Lift St. # 87 Childs Park Master	0	450	(190)	3,500	0	0	0	0	3,760
Lift St. SCADA System Replacement	0	0	0	150	1,200	0	0	0	1,350
Lift St. Portable Emergency Generator	0	0	0	500	0	0	0	0	500
WASTEWATER TREATMENT	140	0	(78)	0	0	0	0	0	62
Albert Whitted WRF-Improvements									
AW Demolition	0	0	0	3,304	0	0	0	0	3,304
Northeast WRF-Improvements									

**WATER RESOURCES CAPITAL PROJECTS FUND (FUND 4003)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year	Budget	Change	BUDGET		Estimate			Total	
	Carryforward			16	17	18	19	20		14-20
	Actual	15	15	16	17	18	19	20	14-20	
				(000s omitted)						
Actuator and Valve Replacement	0	0	0	200	200	200	200	200	1,000	
Aeration Basin Diffused Air Rehab	0	0	0	0	0	250	800	0	1,050	
Backwash Upgrade	0	0	0	0	500	0	0	0	500	
Clarifier 3, 4, 5 Weir	75	0	(75)	0	0	250	750	0	1,000	
Clarifier #4 Rehab & Clean	0	0	0	500	0	0	0	0	500	
Electrical Distribution Improvements	0	0	0	0	0	0	500	4,000	4,500	
Headworks Rehab	1,600	0	0	0	850	0	0	0	2,450	
NE & NW Sludge X Pump Stations FY 13	531	0	0	0	0	0	0	0	531	
NE & NW Sludge X Force Mains FY 13	653	0	0	0	0	0	0	0	653	
NE Sludge PS & FM Imp FY 15/16	0	2,083	1,178	730	0	0	0	0	3,991	
NE Process Control Instruments	0	0	0	0	0	300	0	0	300	
NE Secondary Grit Removal System	0	0	0	0	0	400	0	0	400	
NE Filter Piping Upgrade	0	0	0	0	0	500	0	0	500	
NE Curbing & Paving	0	0	0	0	0	250	0	0	250	
NE Filter Pump Station	0	0	0	0	0	0	500	0	500	
NE Filter Piping/Valve/Actuators Repl	0	0	0	0	0	0	750	750	1,500	
NE Filter Valve & Piping Replacement	0	0	0	0	0	0	500	0	500	
NE Clarifier #5 Clean & Rehab	0	0	0	0	0	0	500	0	500	
SCADA Phase II	0	0	0	0	0	500	0	0	500	
Northwest WRF-Improvements										
Clarifier #2 Rehab	0	0	0	700	0	0	0	0	700	
Distribution Pumps	0	0	0	0	400	400	200	0	1,000	
Influent Course Screen/Odor Control	0	0	0	0	6,820	0	0	0	6,820	
Intermediate Motors/Pumps	280	0	0	0	400	400	200	0	1,280	
New Headworks Screening/Odor Control	600	0	0	0	0	0	0	250	850	
NW Generator Radiator Replacement	0	0	0	50	50	0	0	0	100	
NW Old Influent Pump Station Replacement	0	0	0	0	500	4,000	0	0	4,500	
NW New ABW Filters	0	0	0	0	0	100	4,000	0	4,100	
NW Injection Well Acidizations	0	0	0	0	0	0	0	400	400	
Southwest WRF-Improvements										
Biosolids Dewatering	571	0	0	10,650	0	0	0	0	11,221	
Clarifier Rehab	0	500	0	0	0	0	500	0	1,000	
CNG Fueling Station	0	0	1,493	6,480	0	0	0	0	7,973	
CNG Generator Evaluation	4,899	5,400	0	2,950	0	0	0	0	13,249	
Digesters Construction (DOF: Partially)	3,638	0	454	39,300	0	0	0	0	43,392	
Effluent Filter Addition	0	0	0	0	0	0	300	3,000	3,300	
GBT Rehabilitation	0	0	0	2,240	0	0	0	0	2,240	
Paving and Curb Replacements	0	0	0	0	0	200	200	0	400	
Replace Return Pumps and Equipment	0	0	0	0	150	150	150	0	450	
SW 4 New Return Pumps	0	0	0	0	250	0	0	0	250	
SW Replace / Rebuild Distribution Pumps	0	0	0	0	150	150	0	0	300	
SW Administration Building	0	0	0	0	0	0	0	300	300	
WATER RESOURCES BUILDING IMP.										
FAC Emergency Generator Improvements	0	0	0	85	200	0	0	0	285	
Projects not in the CIP Element	50,751	16,539	(2,354)	2,469	2,305	2,777	2,636	3,617	78,740	
TOTAL REQUIREMENTS	81,245	37,144	722	89,506	32,694	25,850	26,617	29,112	322,889	
Increase/(Decrease) in Fund Balance		(2,811)	3,754	(4,782)	0	0	0	0		
Beginning Balance		4,782	1,971	5,726	943	943	943	943		
UNAPPROPRIATED BALANCE	4,782	1,971	5,726	943	943	943	943	943		

Notes:

- 1) This five-year plan includes approximately \$112M in future borrowings necessary to fund the CIP program.
- 2) Florida Department of Transportation (FDOT) projects shown are based on the FDOT project plan. However, FDOT projects schedules are very uncertain. FDOT projects have historically impacted the water transmission mains.
- 3) Arts in Public Places funding is triggered by the following Biosolids to Energy projects: SW Digester, SW Primary Clarifier, and SW Biosolids Dewatering. Because these projects will be funded with State Revolving Fund (SRF) loan proceeds, the arts funding must be budgeted separately because it will not be eligible under SRF rules. Pay-as-You-Go funding will be used for this component.

AIRPORT CAPITAL PROJECTS FUND (FUND 4033)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN

	Prior Year	Budget	Change	BUDGET			Estimate		Total
	Carryforward			16	17	18	19	20	
	Actual	15	15	16	17	18	19	20	14-20
(000s omitted)									
RESOURCES									
Beginning Balance	129								129
Earnings on Investments	5	0	0	0	0	0	0	0	5
Transfer from Airport Operating Fund	44	0	0	103	0	10	29	33	219
Grants:									
Federal (FAA) Discretionary Funds									
FAA/Airport Airfield Improvements	0	0	0	0	0	0	150	0	150
FAA/Construct Apron	32	0	0	0	0	0	0	0	32
FAA/Master Plan Update	0	0	0	0	0	135	0	0	135
FAA/Airport PAPIs/RELS	0	0	0	0	0	0	0	18	18
FAA/Runway 7/25 & TW 1 Stub Connectors	3	1,006	1,511	0	0	0	0	0	2,520
FAA/Airport Runway 18/36 Rehabilitation	0	0	0	0	0	0	0	225	225
FAA/Taxiway C Rehab	0	0	0	108	0	0	0	0	108
FAA/Wildlife Assessment/Mgmt Plan	49	0	58	0	0	0	0	0	107
FDOT/State Funds									
Airport Hangar #1 Rehab	70	0	329	0	0	0	0	0	399
Airport Hangar #1 FY14 (SW Hangar Redev Phase 1)	0	0	1,200	0	0	0	0	0	1,200
Airport Hangar #2 FY15 (SW Hangar Redev Phase 2)	0	1,600	800	0	0	0	0	0	2,400
Airport PAPIs/RELS	0	0	0	0	0	0	0	2	2
Airport Southwest Hangar Redevelopment (Phase 3)	0	0	0	600	0	0	0	0	600
Airport Runway 7/25 & TW 1 Stub Connectors	0	89	136	0	0	0	0	0	225
Airport Runway 18/36 Rehabilitation	0	0	0	0	0	0	0	20	20
Airport Terminal Hangar	56	0	560	0	0	0	0	0	616
FDOT/Construct Apron	(5)	0	0	0	0	0	0	0	(5)
Master Plan Update	0	0	0	0	0	12	0	0	12
Taxiway C Rehab	0	0	0	10	0	0	0	0	10
TOTAL RESOURCES	383	2,695	4,594	821	0	157	179	298	9,127
REQUIREMENTS									
				Appropriation as of 9/30/14					
Airport Southwest Hangar Redevelopment (also in 3001/3031)	0	0	0	700	0	0	0	0	700
Airport Runway 18/36 Rehabilitation	0	0	0	0	0	0	0	250	250
Projects not in the CIP Element	1,722	2,718	3,194	121	0	158	178	48	8,141
TOTAL REQUIREMENTS	1,722	2,718	3,194	821	0	158	178	298	9,091
Increase/(Decrease) in Fund Balance		(23)	1,400	0	0	(1)	1	(0)	
Beginning Balance		(1,339)	(1,362)	38	38	38	38	38	
UNAPPROPRIATED BALANCE	(1,339)	(1,362)	38	38	38	38	38	38	

Notes:

\$110,000 was included in the Neighborhood and Citywide Infrastructure CIP Fund (3027) as a loan for the Airport Intermodal General Aviation Center FY05 (10550) Project. This project is now closed and no longer shows on the fund summaries, but repayment of the loan has not yet begun.

**MARINA CAPITAL IMPROVEMENT FUND (FUND 4043)
2016-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year		BUDGET			Estimate			Total 14-20
	Carryforward Actual	Budget 15	Change 15	16	17	18	19	20	

(000s omitted)

RESOURCES

Beginning Balance	2,340								2,340
Earnings on Investments	29	33	0	29	29	29	29	29	207
FFWC Grant	0	0	632	0	0	0	0	0	632
Marina Operating Fund Transfer	75	80	0	440	150	150	200	200	1,295
TOTAL RESOURCES	2,445	113	632	469	179	179	229	229	4,475

REQUIREMENTS

	Appropriation as of 9/30/14								
Marina Piling Replacements	330	0	(150)	0	0	165	0	165	510
Marina Facility Improvements	1,405	500	0	165	500	0	500	0	3,070
Projects not in the CIP Element	(371)	0	989	0	13	8	38	17	692
TOTAL REQUIREMENTS	1,364	500	839	165	513	173	538	182	4,272
Increase/(Decrease) in Fund Balance		(387)	(207)	304	(334)	6	(309)	48	
Beginning Balance		1,081	694	487	791	457	463	155	
UNAPPROPRIATED BALANCE	1,081	694	487	791	457	463	155	202	

**PORT CAPITAL IMPROVEMENT FUND (FUND 4093)
2015-2020 CAPITAL IMPROVEMENT PROGRAM PLAN**

	Prior Year	Budget	Change	BUDGET			Estimate		Total
	Carryforward			16	17	18	19	20	
	Actual	15	15	16	17	18	19	20	14-20

(000s Omitted)

RESOURCES

Beginning Balance	204								204
Earnings on Investments	9	9	0	9	9	9	9	9	63
FSTED Grants:									
Port Wharf Renovations	1,119	0	839	0	0	0	0	0	1,958
Port Repair & Renovation	8	0	93	0	50	50	50	50	301
TOTAL RESOURCES	1,340	9	931	9	59	59	59	59	2,525

REQUIREMENTS

	Appropriation as of 9/30/14								
Port Wharf Renovs (also in 3027/3001)	2,391	0	0	0	101	101	101	101	2,795
Projects not in the CIP Element	(328)	0	0	0	0	0	0	0	(328)
TOTAL REQUIREMENTS	2,062	0	0	0	101	101	101	101	2,466
Increase/(Decrease) in Fund Balance		9	931	9	(42)	(42)	(42)	(42)	
Beginning Balance		(722)	(713)	218	227	185	143	101	
UNAPPROPRIATED BALANCE	(722)	(713)	218	227	185	143	101	59	

**FDOT District Seven's Adopted Five-Year Work Program
Road Capacity Projects in the City of St. Petersburg**

Project No.	Roadway	From	To	Project Description	Project Phase(s)	2015 LOS
1	Gateway Express	US 19 (SR 55)	E. of 28 th St.	New Road Construction	See Note 1	Note 3

Project No.	2016	2017	2018	2019	2020	Total 2016-2020	Revenue Source(s)	Construction Letting Date	2020 LOS
1	\$54,832,586	\$337,560,615				\$392,393,201	See Note 4	6/30/2016	Note 3

Notes:

1. Project phases include preliminary engineering, railroad & utilities, environmental and design build.
2. "LOS" = Level of Service
3. LOS data is not available for Project No. 1 because the Gateway Express will be a new road.
4. Federal, state and local funding will be used to construct the Gateway Express.



CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
November 10, 2015

PUBLIC HEARING

A. City File LGCP-CIE-2015

Contact Person: Cate Lee, 892-5255

Request: City Administration requests that the Comprehensive Plan be modified to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element (CIE).

Staff Presentation

Cate Lee gave a presentation based on the staff report.

Public Hearing

No speakers present.

Executive Session

MOTION: *Commissioner Smith moved and Commissioner Reese seconded a motion approving the request in accordance with the staff report.*

VOTE: *YES – Reese, Wan remacher, Rogo, Smith, Whiteman
NO – None*

Motion passed by a vote of 5 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 November 10, 2015
at **3:00 p.m.**, in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-CIE-2015

Request

City Administration requests that the Comprehensive Plan be modified to implement legislative requirements of Chapter 163, Part II, Florida Statutes, related to the annual update of the Capital Improvements Element (CIE). Florida law continues to require that the CIE and the schedule of capital improvements, also referred to as the Capital Improvement Program (CIP), be reviewed on an annual basis and modified as necessary.

Changes to the growth management laws in 2011 resulted in the following changes to the CIE modification process from prior years:

1. The CIP is no longer required to be financially feasible. (Regardless of this change, the City's budget remains in balance and the CIP continues to be financially feasible as explained further in this report and as reflected in the CIP schedules.)
2. The annual CIE update is now considered a modification to the Comprehensive Plan and not an amendment, therefore can now be adopted by ordinance. (Pursuant to the 2011 Community Planning Act, the City can modify its CIE faster as there is no longer state and regional agency review. The ordinance will continue to require public hearings by the Community Planning & Preservation Commission and City Council.)
3. Capital projects must be identified as either funded or unfunded and given a level of priority for funding. (All projects listed in the City's CIP are considered priority and are fully funded. There are no unfunded or partially funded projects in the City's budget.)

4. The statutory provisions for school concurrency were rescinded. At its September 7, 2011 meeting the Pinellas Schools Collaborative recommended that the County and municipalities work toward an updated Public Schools Interlocal Agreement to reflect the change. On July 26, 2012 the St. Petersburg City Council approved a new Public Schools Interlocal Agreement which rescinded school concurrency requirements while continuing the City's residential development reporting and school planning coordination responsibilities. On February 21, 2013 the St. Petersburg City Council approved modifications to the Comprehensive Plan which deleted provisions related to the implementation of school concurrency, including the requirement to adopt the Pinellas County School Board's Five Year Work Program by reference in the CIE Annual Update.

The attached proposed ordinance modifies the CIE and replaces the existing schedules with new five-year capital improvement schedules (Exhibits A through J) for FY 2016 through FY 2020. These ten schedules itemize projects over \$250,000 which maintain or improve the City's adopted LOS (level of service) standards for the following public facilities: potable water, sanitary sewer, solid waste, drainage, roadways/mass transit, and recreation and open space. It should be noted that several projects which fall below the \$250,000 threshold have also been included because they either support mobility or fund mobility within the City. Additional public facility capital projects related to the City's municipal airport, port and marina have also been included.

Concurrency

Concurrency means that the necessary public facilities and services to maintain the adopted LOS standards are available when the impacts of development occur. The schedules of capital improvements that are part of the CIE contain prioritized projects meant to ensure that adequate levels of service are maintained.

The City has adopted LOS standards for the following public facilities and services: potable water, sanitary sewer, solid waste, drainage, recreation and open space, and roadways/mass transit. The City is in the unique position of having excess public facility capacity, with the exception of portions of the drainage system and approximately two percent of the major street segments. The City's CIP projects generally fall under the category of "replacement" and "maintenance" rather than "new" facilities or even "expansion" of existing facilities, largely due to the built-out nature of St. Petersburg. The adopted LOS standards for all of the City's public facilities and services are being maintained.

Potable Water

Under the existing interlocal agreement with Tampa Bay Water (TBW), the City's 2014 potable water demand is approximately 27.7 million gallons per day (mgd). While the City's adopted LOS standard for potable water use is 125 gallons per capita per day, it is estimated that the actual per capita demand is 78 gallons per capita per day. With an overall potable water system capacity of 68 million gallons per day, there is more than adequate capacity to meet demand. Due to the excess capacity in the water system, no additional capital expenditures are anticipated beyond those concerning replacement and maintenance (see Exhibit E, Fund 4003).

Sanitary Sewer

In 2014, the City's aggregated sanitary sewer system capacity for its four wastewater treatment facilities was 68.4 mgd, while the average flow rate was 33.63 mgd, resulting in an estimated excess capacity of 34.77 mgd. In April of this year, the Albert Whitted Water Reclamation Facility was closed and the wastewater flow was transferred to the Southwest WRF, reducing the overall sanitary sewer system capacity to 56 mgd. Due to the excess capacity at the remaining three facilities, no additional capital expenditures are anticipated beyond those concerning replacement and maintenance (see Exhibit E, Fund 4003).

Sanitation/Solid Waste

Solid waste *collection* is the responsibility of the City, while all solid waste *disposal* is the responsibility of Pinellas County. The City and the County have the same designated level of service (LOS) of 1.3 tons per year per person, while there is no generation rate for nonresidential uses. The City's actual demand for solid waste service is approximately 1.0 tons per person per year, less than the adopted LOS standard. For 2014, the overall county demand for solid waste service was approximately 0.83 tons per person per year. The County currently receives and disposes of municipal solid waste, and construction and demolition debris generated throughout Pinellas County. The Pinellas County Waste-to-Energy (WTE) facility and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations. While the WTE facility incinerated 805,252 tons of garbage in 2014, it has the capacity to burn 985,500 tons per year. The Bridgeway Acres landfill has approximately 30 years remaining, based on current grading and disposal plans. There are no solid waste related projects listed in the capital improvement schedules.

Drainage/Stormwater

Prior to the development or redevelopment of any property in the City, site plan approval is required. At that time, the stormwater management system for the site will be required to meet all City and SWFWMD (Southwest Florida Water Management District) stormwater management criteria. The City's Stormwater Management Master Plan (SMMP) contains detailed information on the 26 basins that comprise the stormwater management area. The SMMP includes 85 projects. It is estimated that the City will spend an average of \$6 million per year over a 20 year horizon to complete the projects. SWFWMD grants are listed under funding resources in Exhibit F, Fund 4013, with the City match coming from "Penny for Pinellas" funds which are listed in Exhibit C, Fund 3027.

Roadways

Data and analysis related to roadway levels of service is attached to this staff report. Since the 2014 update to the CIP schedule, the City has not issued a development order or permit for a proposed development deemed to have a de minimis impact. Consequently, a summary of de minimis records is not applicable to this year's annual update. A de minimis impact is one which will generate less than 1% of the maximum average daily volume of traffic that a particular roadway can carry without decreasing the level of service below the City's adopted standard of "D." In addition, it should be noted that pursuant to 2009-96 Laws of Florida (Senate Bill 360) the City is a Transportation Concurrency Exception Area (TCEA) in its entirety and thus is

exempt from transportation concurrency requirements as well as de minimis recordkeeping requirements.

Recreation & Open Space

While the City has adopted a LOS standard of nine (9) acres of recreation and open space per 1,000 resident population, it enjoys an estimated 27.8 acres per 1,000. There are no recreation or cultural projects listed in the capital improvement schedules to address LOS deficiencies.

Financial Feasibility

While 2011 legislative changes no longer require the CIP to be financially feasible, the City continues to demonstrate a balanced program. Financial feasibility means that sufficient funding sources (revenues) are available for financing capital improvement projects (expenses) intended to achieve and maintain the adopted LOS standards. St. Petersburg accomplishes this by following fiscal policies that are codified in the City's Administrative Policies and Procedures:

1. General Fiscal Policy I.A.4. – “The city shall prepare and implement a Capital Improvement Program (CIP) consistent with State requirements, which shall schedule the funding and construction of projects for a five-year period, including a one-year CIP Budget. The CIP shall balance the needs for improved public facilities and infrastructure, consistent with the city's Comprehensive Plan, within the fiscal capabilities and limitations of the city.”
2. General Fiscal Policy I.A.5. – “The city shall maintain its accounting records in accordance with Generally Accepted Accounting Principles (GAAP), applied to governmental units as promulgated by the Governmental Accounting Standards Board (GASB) and the Financial Accounting Standards Board (FASB). In addition, federal and state grant accounting standards will be met.”
3. Fiscal Policy for Capital Expenditures and Debt Financing, Policy IV.A.1.a. – “Revenue projections for the one-year Capital Improvement Program Budget and five-year Capital Improvement Program Plan shall be based on conservative assumptions of dedicated fees and taxes, future earnings and bond market conditions.”
4. Fiscal Policy for Capital Expenditures and Debt Financing, Policy IV.A.2.a. – “Capital projects shall be justified in relation to the applicable elements of the City's Comprehensive Plan.”

Capital Improvement Budget

Each year the City Council approves an operating budget and a capital improvement budget. The capital improvement budget is the first year of the five-year Capital Improvement Program (CIP). The Capital Improvements Element of the Comprehensive Plan includes the five-year CIP along with ten exhibits which are fund summaries for the various capital improvement funds. The fund summaries provide detailed revenue sources and project expenditure amounts, by fund, for FY16 through FY20. All funds are balanced in all years.

Compliance with the Comprehensive Plan

Early in each calendar year, the Planning & Economic Development Department reviews the proposed capital improvement projects for the next fiscal year's budget to make sure the projects comply with the requirements of the Comprehensive Plan objective and policies identified below.

The attached proposed ordinance and CIP schedules have been prepared to update the Capital Improvements Element of the Comprehensive Plan. The proposed CIP schedules do not commit the City to any financial expenditure beyond those itemized in the annual Capital Improvement Program (CIP) Budget. The following objective and policies from the Capital Improvements Element of the Comprehensive Plan are applicable to this annual update.

Policy C11.1:

Those projects exceeding \$250,000, identified in the other elements of the Comprehensive Plan as necessary to maintain or improve the adopted level of service standards and which are of relatively large scale and high costs, shall be included in the Capital Improvement Element.

Objective CI5:

To demonstrate the City's ability to provide for needed improvements identified in the other elements of the Comprehensive Plan, the City shall develop and adopt the capital improvement schedule, as part of the Comprehensive Plan. The Capital Improvement Schedule shall include: a schedule of projects; funding dates; all costs reasonably associated with the completion of the project; and demonstrate that the City has the necessary funding to provide public facility needs concurrent with or prior to previously issued Development Orders or future development.

Policy CI5.1:

Proposed capital improvement projects must be reviewed by the Development Services Department [*now known as the Planning & Economic Development Department*] based on the following:

- A. General consistency with the Comprehensive Plan - projects found inconsistent with the Comprehensive Plan shall not be approved until appropriate revisions are made to the project and/or the Comprehensive Plan to achieve consistency.
- B. Evaluation of projects regarding the following eight areas of consideration from the State Comprehensive Planning Regulations:
 1. Elimination of Public Hazards;
 2. Elimination of Existing Capacity Deficits;
 3. Local Budget Impact;
 4. Locational Needs Based on Projected Growth Patterns (Activity Centers);

5. Accommodation of New Development and Redevelopment Service Demands;
6. Correction or replacement of obsolete or worn-out facilities;
7. Financial Feasibility; and
8. Plans of State Agencies and Water Management Districts that provide public facilities within the Local Government's jurisdiction.

The Development Services Department [*now known as the Planning & Economic Development Department*] shall advise the Department of Budget and Management of its findings regarding these eight areas of consideration to assist said Department with the ranking and prioritization of capital improvement projects.

Recommended Action

Staff recommends that the Community Planning & Preservation Commission, in its capacity as the City's Local Planning Agency, recommend to City Council **APPROVAL** of the attached ordinance modifying the Capital Improvements Element based on consistency with the Comprehensive Plan and compliance with statutory requirements.

Attachments: Roadway Data and Analysis
Proposed Ordinance and Exhibits A through J (CIP Schedules)

Roadway Data & Analysis

The following discussion relates to Fund 3027 (Exhibit C), Fund 3071 (Exhibit D), and the FDOT District 7 Road Capacity Projects spreadsheet (Exhibit J). These exhibits are attached to the proposed ordinance. In previous annual updates to the Capital Improvements Element, City staff listed Pinellas County road capacity projects in St. Petersburg. There are no Pinellas County road capacity projects planned for the next five years in St. Petersburg.

Comprehensive Plan Policy T3.1 states that all major city, county and state roads shall operate at a level of service (LOS) D or better in the peak hour of vehicular traffic. The City's major roadways not on the Interstate system that currently do not meet the City's adopted LOS standard of "D" are listed in Table 1, below. Two road segments in the City are deficient (LOS "E" or "F"). The total length of these two segments is 1.91 miles. The total distance of the City's major roadways not including the Interstate system is 207.54 miles, as shown in Table 2. Consequently, only 0.9% of the major roads not on the Interstate system are deficient. The vast majority of the major streets in the City (99.1%) function at the adopted level of service (LOS) standard of "D." This is undoubtedly due to the street network's efficient grid pattern and history of providing extensive road capacity improvements citywide.

Table 1
2014 Deficient Road Segments in St. Petersburg

Roadway Section	From	To	Juris- diction	LOS	Distance (Miles)
22 nd Ave. N	I-275	34 th St. N	City	E	1.16
Gandy Blvd.	Brighton Bay Blvd.	4 th St.	State	F	0.75
Total					1.91

Sources: Pinellas County MPO's "2015 Level of Service Report," September 2015

Notes:

1. The Pinellas County MPO completed a corridor study for 22nd Avenue North in November 2003. FDOT has programmed funding through their Highway Safety Program to construct an additional eastbound left-turn lane on 22nd Avenue North to northbound I-275. The project is scheduled to be let for construction in June of 2015.
2. The FDOT advanced \$83 million in funding for the Gandy Boulevard (SR 694) improvement project from west of Dr. ML King Jr. Street to east of 4th Street. Overpasses will be constructed at 94th Avenue North, Dr. ML King Jr. Street and Roosevelt Boulevard/4th Street. The proposed roadway will be an elevated, controlled access facility and will be reconstructed to six lanes from west of Dr. ML King Jr. Street up to the Dr. ML King Jr. Street bridge and four lanes from the Dr. ML King Jr. Street bridge to east of 4th Street. This project will improve traffic flow on Gandy Boulevard between Brighton Bay Boulevard and 4th Street. The project is anticipated to be completed by the spring of 2017.

Table 2
Miles of Major Roadway in St. Petersburg

Classification	Distance (Miles)
Principal Arterial	18.61
Minor Arterial	90.82
Collector	77.67
Neighbor Collector	20.44
Total	207.54

Source: Planning and Economic Development Department, July 2013

In 2008, Florida Department of Community Affairs (DCA) officials asked City staff to project levels of service on major roadways for the current year and five years out. Due to slow growth and the built out nature of St. Petersburg, it is unlikely that traffic conditions will change significantly over the next five years. However, in an effort to anticipate possible deficiencies that may occur in the next five years, City staff has reviewed the MPO's 2015 Level of Service Report to determine if there are any major road segments in the MPO's report that are currently operating at LOS "D" or better and have a volume-to-capacity ratio of 0.90 or higher. There are no road segments that operate at LOS "D" or better and have a volume-to-capacity ratio that is greater than 0.90.

Roadway and traffic improvements are primarily located in Funds 3027 (Exhibit C) and 3071 (Exhibit D). Road capacity projects listed in FDOT's work program are shown in Exhibit J.

ST. PETERSBURG CITY COUNCIL
MEETING OF DECEMBER 17, 2015

TO: The Honorable Charles Gerdes, Chair, and Members of City Council

FROM: Mike Dove, Neighborhood Affairs Administrator

SUBJECT : Amending St. Petersburg City Code, Chapter 27 relating to Single-Family Single Stream Recycling Service pick-up locations

The attached ordinance amends St Petersburg City Code, Chapter 27 Article V to include alley and backyard service for Single-Family Single Stream Recycling Services.

The Sanitation Department, working with the City Attorney's office, has prepared the attached proposal to amend the St. Petersburg City Code Article V. It includes amendments to two (2) sections of Chapter 27 generally providing for alley or backyard collection of recyclables from those residences that have alley or backyard solid waste collection.

The Sanitation Department plans to implement this change in January of 2016.

The monthly fee for Single-Family Single Stream Recycling Services will remain at \$2.95.

AN ORDINANCE AMENDING ST. PETERSBURG CITY CODE
CHAPTER 27; PROVIDING FOR ALLEY AND BACKYARD
RESIDENTIAL RECYCLING SERVICES; AND PROVIDING AN
EFFECTIVE DATE.

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

Section One. Section 27-539 subsection (b) of the St. Petersburg City Code is hereby amended to read as follows:

Section 27-539

- (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 for curbside or alley residential service, whichever is designated by the POD,~~ or backyard residential service. Single-family residences shall place recyclable materials in a bulk recycling container for curbside or alley residential service, which is designated by the POD, or backyard residential service.
- (1) Curbside/alley residential service. Bulk garbage containers shall be placed at the 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 service in an alley is available provided,~~ 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 at the 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 service in an alley is provided, not more than three feet from the alley right-of-way.

Section Two. 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 Three. 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 Four. 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 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)

Ordinance No. ____

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING ORDINANCE 164-H REGARDING MAJOR CONSTRUCTION PROJECT REQUIREMENTS FOR DISADVANTAGED WORKERS TO RENUMBER SECTION 2-299 TO SECTION 2-298.5; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. Ordinance 164-H is hereby amended to read as follows:

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE BY ADDING SECTION ~~2-299~~ 2-298.5 TO DIVISION 7, CHAPTER 2, ARTICLE V, REQUIRING CONTRACTORS TO EMPLOY DISADVANTAGED WORKERS ON MAJOR CONSTRUCTION PROJECTS; PROVIDING THE AUTHORITY FOR THE POD TO PROMULGATE POLICIES AND PROCEDURES TO IMPLELENT, MONITOR AND ENFORCE THIS REQUIREMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the St. Petersburg City Council hereby makes the findings set forth in the City Code sections adopted by this ordinance regarding the importance of requiring contractors to employ disadvantaged workers to work on major construction projects.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. The St. Petersburg City Code is hereby amended by adding a new section ~~2-299~~ 2-298.5 to Division 7, Chapter 2, Article V to read as follows:

Section ~~2-299~~ 2-298.5. – Major Construction Project Requirements for Disadvantaged Workers

(a) Findings.

(1) The 2015 St. Petersburg unemployment rate is 5.7%. Requiring contractors to

employ disadvantaged workers to perform work on construction projects of \$2,000,000 or more is necessary to increase employment of disadvantaged workers and decrease the overall level of unemployment.

(2) According to the 2020 Plan Taskforce, in St. Petersburg, ex-offender men who are looking for work, but cannot secure a job, account for at least 20% of all male unemployment citywide.

(3) As reported by the PEW Charitable Trust Foundation, being incarcerated reduces hourly wages for men by approximately 11 percent, annual employment by 9 weeks and annual earnings by 40%.

(4) In November 2010, the Center for Economic and Policy Research released a study titled, "Ex-offenders and the Labor Market," which found that a felony conviction or imprisonment significantly reduces the ability of ex-offenders to find jobs, costing the U.S. economy an estimated \$57 to \$65 billion annually in lost economic output. Research conducted to isolate the effect of a felony conviction on employers' willingness to hire found that 80 to 90% of employers said they would hire "former welfare recipients, workers with little recent work experience or lengthy unemployment, and other stigmatizing characteristics," but only 40% said they would consider hiring job applicants with criminal histories.

(5) As reported by the American Bar Association Journal, a 2009 study sent job applicants who were evenly matched, except that one of the two had a criminal record, on job interviews. The criminal record reduced the chances of a callback by 50%.

(6) Unemployment is linked to increased crime and lowering the unemployment rate will be a benefit to the safety of St. Petersburg residents. According to the Urban Institute, employment is a top factor identified by incarcerated individuals as being critical to their ability to successfully reintegrate into the community and stay crime free.

(7) The City of St. Petersburg awards millions of dollars in contracts for construction projects each year which results in the creation of a wide variety of employment opportunities. The contracts are paid for by taxpayer dollars which should be used to increase employment opportunities, increase consumer income, decrease levels of poverty and reduce the need for taxpayer funded programs in other areas.

(8) The percentage of persons receiving public assistance benefits in Florida has increased by more than 50% since 2000. Requiring the employment of unemployed disadvantaged workers on major construction projects will promote economic security for persons working in the City and their families, decreasing the number of citizens in St. Petersburg who rely on public assistance.

(b) Intent.

It is the intent and policy of the City to increase the number of employed disadvantaged workers to attempt to counteract the economic and social ills associated with the unemployment levels that exist within the City. In furtherance of this policy, the City is requiring contractors to employ disadvantaged workers to work on City construction projects of \$2,000,000 or more.

(c) Definitions.

(1) The definitions set forth in the procurement code, currently section 2-240, shall apply to this division with the exception of the definition of "construction" which is defined in subsection (2) of this section.

(2) The following definitions shall apply only to this division:

- a. *Construction or major construction project* means a City project with a contract amount of \$2,000,000 or more, as approved by City Council, which involves building, altering, repairing, improving, demolishing or replacing any public structure, building, or roadway, or other public improvement.
- b. *Disadvantaged worker* means either a person who has a criminal record or a person who has received public assistance benefits within the 12 months preceding employment by the prime contractor or subcontractor.
- c. *Employ* shall mean to permit a person to work for wages.
- d. *Hours of Work Performed* means actual hours worked on a major construction project.
- e. *Prime contractor or contractor* means the person or entity which serves as the party of the first part to a contract, acting directly or through agents or employees, to perform a major construction project.
- f. *Public assistance benefits* means unemployment benefits, Medicare or Medicaid benefits, or food assistance benefits as administered by the Federal Government or State of Florida.
- g. *Subcontractor* means a person or entity that has a direct contract with the prime contractor to perform a portion of a major construction project.

(d) Major Construction Project Bidding and Contract Requirements for Disadvantaged Workers.

(1) *Disadvantaged worker required participation percentage.* At least ten percent (10%) of all hours of work performed on a major construction project shall be performed by disadvantaged workers employed by prime contractors or subcontractors.

(2) *Bidding.* Prime contractors bidding on major construction contracts must submit the following with their bid: a list of the resources which will be used to identify disadvantaged workers, a list of subcontractors proposed to be used for the project, total work hours estimated for the major construction project, a demonstration of 10% of the total work hours proposed to be performed by disadvantaged workers, and a description of the work to be performed by the disadvantaged workers. The POD may waive the requirements for disadvantaged workers in bid documents if the POD determines that the project involves a high proportion of equipment and materials costs compared to the anticipated labor hours or that there is an insufficient number of disadvantaged workers available to meet the contract requirements. The POD shall put the reasoning for the waiver in writing and submit such reasoning to City Council upon presenting the major construction project to City Council for contract approval.

(3) *Award of contracts.* All major construction contracts shall be awarded to the lowest responsive and responsible bidder. In awarding any major construction project contract, pursuant to this division, the POD may reject any bid determined not to be the lowest responsive and responsible bid.

(4) *Changes after work begins.* The prime contractor and subcontractors must make good faith efforts to replace any disadvantaged worker who can no longer work on a major construction project with another disadvantaged worker in order to achieve the participation percentage.

(5) *Documentation of good faith efforts.* A prime contractor shall be responsible for achieving and maintaining the required participation percentage for the duration of an awarded contract. If the prime contractor is not able to achieve or maintain the required percentage, the contractor must demonstrate and document that good faith efforts were made to achieve or maintain the required percentage. Documentation that the contractor made good faith efforts shall be submitted on forms provided by the POD. The POD shall review the documentation and determine whether good faith efforts were made to achieve or maintain the required percentage of disadvantaged workers.

(6) *Required documentation.* The prime contractor and subcontractors shall keep an accurate record showing the total hours of work performed on a major construction project and the name, address, trade classification, hours worked, evidence of disadvantaged worker status, and employment status of all disadvantaged workers asserted to meet the percentage required in this division. The prime contractor shall submit the records to the POD at the 25% point of completion, the 50% point of completion and the point of substantial completion (99% completion). The prime contractor is responsible for assuring that all compliance documentation is submitted to the City on forms provided by the POD.

(7) *Compliance; Penalties.* Contracts and bid documents shall provide that the failure of any prime contractor to comply with any of the requirements of this division may result in the imposition of one or more penalties described in the procurement code, respective contract documents or any other available remedies.

(8) *Authority of the POD.* The POD is authorized to monitor major construction project contracts and prime contractors for compliance with the requirements of this division throughout the duration of an awarded contract. The POD is authorized to prepare administrative policies and procedures to implement, monitor and enforce the requirements of this division.

(9) *Compliance with federal and state regulations.* The provisions of this division shall be construed according to and in conformity with State, federal and county laws concerning the bidding and awarding of contracts. Where a major construction project involves the expenditure of State or federal assistance or contract funds, the POD shall comply with such State or federal law and authorized regulations which are mandatorily applicable, including those which dictate that the provisions of this division may not be required on a particular project.

(e) Major Construction Project Incentive Program for Disadvantaged Workers.

(1) *Retainage Incentive Authority.* – The POD has the authority to approve reduction of the retainage held on portions of progress payments at each of the following levels of completion of a major construction project: the 25% point of completion, the 50% point of completion and the point of substantial completion (99% completion rate). The maximum retainage reduction may result in a reduction from 10% to 7.5% at the 25% point of completion; a reduction from 10% to 5% retainage at the 50% point of completion; and a reduction from 5% to 2.5% retainage at the 99% point of substantial completion.

(2) *Retainage reduction.* If the contractor demonstrates that 20% of all hours of work are performed by disadvantaged workers, the contractor will be eligible for a reduction of the retainage held on portions of progress payments at each level of completion of the major construction project.

(3) *Affidavit of Compliance.* The contractor must submit an affidavit of compliance which includes a list of the names and phone numbers of the disadvantaged workers, total work hours for the major construction project and a demonstration of 20% of the total work hours performed by disadvantaged workers. The POD will review this affidavit to verify eligibility for a reduction of retainage on progress payments. To qualify for a retainage reduction, the contractor must submit an affidavit of compliance at the 25%, 50% and substantial completion (99% completion rate) levels of project completion as measured by contract payments made by the City.

Section 2. The POD shall prepare an annual report for City Council which should include the dollar amount of each major construction project, the total work hours for each major construction project, the hours of work performed by disadvantaged workers on each project, and

to the extent reliable, any adverse effects regarding the number and price of bids on each major construction project.

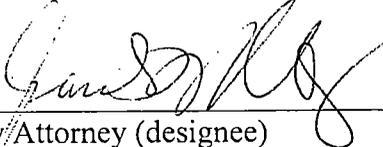
Section 3. The unconstitutionality or invalidity of any word, sentence, or portion of this ordinance shall not affect the validity of the remaining portions.

Section 4. The administration is authorized to commence all actions necessary to implement the provisions of this ordinance within 90 days after this ordinance is enacted.

Section 5. 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 the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Section 2. 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 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)



MEMORANDUM

To: The Honorable Charlie Gerdes, Chair and Members of City Council

From: Tammy D. Jerome, Director, Billing & Collections Department *T. Jerome*

Date: Meeting of December 17, 2015

Subject: **False Security Alarm Program**

Background

The City implemented the False Security Alarm Program in 1995 as a result of the increasing number of security alarm installations occurring at commercial and residential properties, as well as the subsequent increasing number of false security alarm activations. From inception, the goal of the program was to encourage individuals utilizing security alarm systems to properly maintain the operational effectiveness of those systems in order to minimize the occurrences of false security alarms, and provide pertinent contact information to the Police Department when responding to the calls. The program began in the Police Department with the permit registrations and accounting responsibilities transferred to the Billing & Collections Department as of October, 1999.

City Code, Chapter 20, provides for the regulation of security alarm permits and associated violations. In 1994, prior to City Council approval of this chapter, the Police Department recorded 18,231 responses to false security alarms. With the City's current enforcement effort, the number of false alarm calls totaled 10,023 in 2014, representing a 45% decrease over that time period. There are approximately 14,000 permitted security alarm systems registered in our Crywolf software database. Renewal letters are currently sent thirty days in advance of the expiration date to allow the permit holder to verify and make changes to their contact and security alarm company information. As of 2010, the initial permit application and annual renewals can be completed online as well as by mail. The up-to-date information provided allows the Police Officers responding to the scene to reach out to the emergency contact immediately upon arrival thereby saving valuable time.

The Billing & Collections Department recently completed a follow up to the review performed in November 2014, of the fees and fines related to the False Security Alarm Program to ensure the revenue generated is appropriate and covers the actual expenses incurred for performing the functions and responsibilities related to same. As you may recall, last year's analysis recommended discontinuing the permit and renewal fees which were \$25 and \$20 respectively and slightly increasing the permitted alarm fines in excessive of four per year. Those recommendations were subsequently passed by City Council on December 18th, 2014.

Recommendation

In keeping up with our goals for the False Security Alarm Program which are to minimize the number of false security alarms requiring a response by the Police Department, and to provide cost efficient operations related to the registration and accounting responsibilities, staff recommends: (1) modifying our current structure to eliminate the first non-permitted false alarm fine which will allow us the opportunity to provide our citizens with a written warning prior to the issuance of the first fine, and (2) decreasing the cost of our second and third non-permitted fines to provide consistency within the fine schedule as shown in the following table. With these modifications, the City is still in line with the fee and fine structures charged by neighboring jurisdictions.

No. of False Alarms	<u>Current</u> Fine With Permit	<u>Current</u> Fine Without Permit	<u>Proposed</u> Fine Without Permit
1	\$0	\$100	\$0
2	\$0	\$250	\$200
3	\$50	\$500	\$400
4	\$100	\$500	No Change
5	\$200	\$500	No Change
6	\$300	\$500	No Change
7	\$300	\$500	No Change
8	\$400	\$500	No Change
9	\$400	\$500	No Change
10	\$500	\$500	No Change
11	\$500	\$500	No Change
12	\$500	\$500	No Change
13	\$500	\$500	No Change
14+	\$500	\$500	No Change

Our analysis revealed future revenue generated from the proposed fine structure above would be sufficient to cover the projected expenses. With the proposed changes to the non-permitted fine schedule, the City's revenue and expenses related to the registration and enforcement of the False Security Alarm Program are estimated for fiscal year 2016 as follows: revenues totaling \$325,000 for false alarm fines and late fees, and expenses totaling \$324,000 for the Police Department's projected calls and the False Alarm Collections Division budget.

In addition to the changes in the fine schedule, we also recommend realigning the expiration date of each security alarm permit to allow for all permits to expire annually on December 31st. Currently, each permit expires twelve months after the customer's initial application date. This change will also allow the permits to be in sync with the fine schedule which resets for everyone each January 1st. The proposed ordinance also provides for cancelling of fines due to alarm malfunctions that have been corrected or repaired by the alarm company in a timely fashion, allowing for false alarms occurring within 48 hours of each other to be counted as a single false alarm for the purpose of assessing these fines and allowing for the appeal process to begin with an Administrative Review by the Enforcement Official prior to an appeal through the City

Clerk's office for a hearing by the City Administrator.

The City's False Security Alarm Program has been in place for twenty years and during that time, it has been effective in lowering the false alarm rate although the number of security alarm systems throughout the City continues to grow. The proposed amendments to Chapter 20 are recommended based on the experience gained through enforcement, other governmental comparisons and our analysis of fees, fines, and expenses.

This report was presented at the Budget, Finance and Taxation meeting on November 23, 2015 and the first reading was held on December 3, 2015. Today's public hearing is being held to proceed with final adoption of the proposed changes. This will allow the new fine structure to be effective as of January 1, 2016.

Should you have any questions, please feel free to contact me at 893-7977.

Attachment: Ordinance

cc: Gary Cornwell, City Administrator

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

To: The Honorable Charlie Gerdes, Chair and Members of City Council

Subject: An Ordinance amending the St. Petersburg City Code; revising the definition of false security alarm; revising section headings; revising the duration of Security Alarm Permits and creating a new renewal period; creating criteria and conditions for administrative review of false alarm occurrences, deleting corrective action incident fine schedule; revising the fine schedule for permitted versus non-permitted occurrences; revising procedure for appeal of decisions to the City Administrator or his designee; expanding the grace period for newly installed alarms or change in occupancy; and providing and effective date.

Explanation: The City's goals for the False Security Alarm Program are to minimize the number of false security alarms requiring a response by the Police Department and to provide cost efficient operations related to the registration and accounting responsibilities. As such, staff proposes (1) modifying our current structure to eliminate the first non-permitted false alarm fine which will allow us the opportunity to provide our citizens with a written warning prior to the issuance of the first fine, and (2) decreasing the cost of our second and third non-permitted fines to provide consistency within the fine schedule as shown in the following table.

In addition to the changes in the fine schedule, we also recommend realigning the expiration date of each security alarm permit to allow for all permits to expire annually on December 31st. Currently, each permit expires twelve months after the customer's initial application date. This change will also allow the permits to be in sync with the fine schedule which resets for everyone each January 1st. The proposed ordinance also provides for cancelling of fines due to alarm malfunctions that have been corrected or repaired by the alarm company in a timely fashion, and allowing for false alarms occurring within 48 hours of each other to be counted as a single false alarm for the purpose of assessing these fines, and lastly, allowing for the appeal process to begin with an Administrative Review by the Enforcement Official prior to an appeal through the City Clerk's office for a hearing by the City Administrator.

Recommendation: Administration recommends City Council schedule a first reading on December 3, 2015 followed by a public hearing on December 17, 2015 for the attached Ordinance.

Cost/Funding/Assessment Information: Although the False Alarm revenue is projected to decrease with the approval of the Ordinance, it will continue to be within the Fiscal year 2016 budget amounts.

Approvals:

Legal:

Budget:

Administration:

The image shows three handwritten signatures in black ink. The first signature is for the Legal department, the second is for the Administration department, and the third is for the Budget department. Each signature is written over a horizontal line.

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE; REVISING THE DEFINITION OF FALSE SECURITY ALARM; REVISING SECTION HEADINGS; REVISING THE DURATION OF SECURITY ALARM PERMITS AND CREATING A NEW RENEWAL PERIOD; CREATING CRITERIA AND CONDITIONS FOR ADMINISTRATIVE REVIEW OF FALSE ALARM OCCURANCES; DELETING CORRECTIVE ACTION INCIDENT FINE SCHEDULE; REVISING THE FINE SCHEDULE FOR PERMITTED VERSUS NON-PERMITTED OCCURANCES; REVISING PROCEDURE FOR APPEAL OF DECISIONS TO THE CITY ADMINISTRATOR OR HIS DESIGNEE; EXPANDING THE GRACE PERIOD FOR NEWLY INSTALLED ALARMS OR CHANGE IN OCCUPANCY; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. Chapter 20, Article VI, Division 2 of the St. Petersburg City Code is hereby amended to read as follows:

Sec. 20-226. - Definitions.

When used in this section, the following terms shall have meanings ascribed to them below unless another meaning is clearly evident from the context in which they are used:

Activation means when the security alarm alerts the fire or police department that a response is required.

Alarm initiating device means a device that is designed to respond either manually or automatically to smoke, fire or activation of a fire suppression system.

Arming station means a device that allows control of a security alarm system.

Automatic telephone dialing device or digital alarm communicator system means an alarm system which automatically sends a pre-recorded voice message or coded signal over regular telephone lines, by direct connection or otherwise, indicating the existence of the emergency situation that the alarm system is designed to detect.

Cancellation means the process whereby an official response is terminated, when a security or fire alarm monitoring company (designated by the responsible party) for the premises, notifies the responding Police or Fire Department that there is not an existing situation at the premises requiring an official response to the alarm. This notification must be received in the Police or Fire Communications Center prior to Police or Fire Officers' arrivals in order for the alarm call to be cancelled.

Duress alarm means a silent security alarm system signal generated by the entry of a designated code into an arming station in order to signal that the responsible party is being forced to turn off the system and requires an official response to the alarm.

Enforcement Official means the POD (currently, the False Alarms Division), Fire or Police Chief or his designated representative.

False fire alarm means the activation of any fire alarm system which results in a response by the Fire Department and which is caused by mechanical failure, malfunction, improper installation, lack of proper maintenance, negligence or intentional misuse of the fire alarm system by the responsible party or any other activation of a fire alarm system not caused by heat, smoke or fire.

False security alarm means a security alarm malfunction or the activation of any alarm, not caused by forced entry, attempted forced entry, or robbery which results in an official response of the Police Department ~~and which is caused by the negligent or intentional misuse of the system by the responsible party.~~ A presumption exists that the alarm was false if the Police Officer responding to the alarm finds no evidence of criminal activity, attempted criminal activity or an emergency at the premises.

Fine means a monetary assessment for a false fire or false security alarm that is punitive in nature.

Fire alarm activation report means a document issued by the Enforcement Official indicating that the activation was deemed to be the result of a fire alarm activation due to a false fire alarm.

Fire alarm system means a system or portion of a combination system consisting of components and circuits arranged to monitor the status of a fire alarm and to initiate the appropriate response to the alarm.

Holdup alarm means a silent security alarm signal generated by the manual activation of a device intended to signal a robbery in progress.

Monitoring means the process by which a fire and/or security alarm monitoring company receives signals from a fire and/or security alarm system and relays an alarm activation for the purpose of summoning the Fire or Police Department to the alarm site.

Official response to alarm means a response to an alarm activation where any member of the Fire or Police Department is dispatched to the premises where the alarm has been activated or where any member of the Fire or Police Department learns of the activation of the alarm system, by any means whatsoever, and responds thereto by traveling to that premise. The response ends when the Officer or member has completed his investigation of the incident.

Panic alarm means a security alarm system signal generated by the manual activation of a device intended to signal a life threatening or emergency situation requiring a response from the Police Department.

Premises means any building, structure or combination of buildings and structures including the curtilage thereof, which is used for residential, commercial or any other purpose. At the option of the responsible party, outbuildings, or separate or detached buildings may be deemed separate premises' for the purpose of fire or security alarm permits.

Responsible party means any person, his employees, agents or servants who owns or controls the premises in which an alarm system is installed. By way of example and not limitation, the person who controls is a person who leases, operates, occupies or manages the premises.

Security or fire alarm malfunction means the activation of any alarm which results in an official response of the Police or Fire Department caused by mechanical failure, malfunction, improper installation or lack of proper maintenance; or any other response for which the Police or Fire Department personnel are unable to gain access to the premises for any reason or are unable to determine the apparent cause of the activation.

Security alarm permit means a permit issued by the City upon receipt of an applicant's registration information and/or other required forms by the POD prior to issuance.

Security alarm system means any mechanical, electrical or radio controlled device which is designed to be used for the detection of any unauthorized entry into a building, structure or facility, or for alerting others of the commission of an unlawful act at or within a building, structure or facility, or both, which emits a sound or transmits a signal or message when activated. Without limiting the generality of the foregoing, alarm systems shall be deemed to include audible alarms at the site of the installation of the detection device, proprietor alarms, and automatic telephone direct dial devices or digital communicator systems.

Excluded from the definition of security alarm systems are devices which are designed or used to register alarms that are audible, visible or perceptible, in or attached to any motor vehicle, or auxiliary devices installed by telephone companies to protect telephone systems from damage or disruption of service.

Takeover means the transaction or process by which a new party takes over control of a premises where there is an existing security or fire alarm system previously controlled by the prior responsible party.

Verify means an attempt by the security or fire alarm monitoring company to contact the responsible party by telephone and/or other electronic means unless otherwise exempted by State statutes, whether or not actual contact with the responsible party is made, to determine whether an alarm signal is valid before requesting an official response to the alarm, in an attempt to avoid an unnecessary official response. Telephone verification shall require that a second call be made to a different number if the first attempt fails to reach the responsible party who can properly identify themselves to determine whether an alarm signal is valid before requiring an official response to the alarm.

Sec. 20-227. - Alarm system operations.

- (a) The City, its officers, employees and agents, shall not assume any duty or responsibility for the installation, maintenance, operation, repair or effectiveness of any privately owned security or fire alarm system, those duties or responsibilities being solely those of the responsible party as defined in this division.
- (b) The responsible party shall be required to silence and reset an activated security alarm. All security alarm systems shall automatically reset/silence the audible alarm within 15 minutes of activation.
- (c) All security alarm systems shall have a backup power supply that will automatically become available for a minimum of four hours in the event of a power failure or outage, without activation of the security alarm system.

Sec. 20-228. - Alarm permits.

- (a) Every person who installs, owns, leases, possesses or operates any security alarm system within the City may obtain a security alarm permit prior to activation of the security alarm system. ~~The information provided to the City for a permit is very helpful; therefore, false security alarm responses will be treated differently with respect to fines.~~
- (b) Applications for a security alarm permit are available from, and may be filed with, the POD (currently, the False Alarms Division) and shall be on forms provided by the POD. Upon approval of the application, the POD Enforcement Official shall issue a security alarm permit which shall be valid for the calendar one permit year in which the application is submitted.
- (c) All permits issued by the POD expire annually on December 31st at 11:59 p.m. Annual renewal applications must be submitted to the POD prior to December 1st to obtain an alarm permit for the following calendar year.

Sec. 20-229. - Responsibility for alarm activation, responsible party response, alarm malfunction, corrective action, and fines.

- (a) The responsibility for false alarms shall be borne by the responsible party for the premises at the time of the false alarm. ~~In the absence of the specific assignment of responsibility for the alarm, the person or persons occupying and/or controlling the premises on which the alarm is located are liable.~~
- (b) When responding to an alarm at which there are no individuals present on the premises, and there is evidence of a break in, attempted break in, tampering with the security alarm system, or circumstances which the Officer reasonably believes requires the presence of the responsible party, the responsible party or authorized representative will be contacted and required to respond to the premises within 45 minutes, for the purposes of conducting a security check of the premises and resetting the alarm system. If the responsible party or authorized representative is not available after notification is attempted, or fails or refuses to respond to the premises as required herein, the responsible party shall be assessed a fine of

\$40.00, notwithstanding that it is later determined that the alarm activation was not a false alarm or alarm malfunction.

- (c) If the POD determines that the alarm was activated by severe weather conditions which includes but is not limited to hurricanes, tornadoes, or a direct lightning strike to the premises and the alarm system had a back-up power source as required by this chapter, the fine may be cancelled by the POD upon presentation by the responsible party of evidence of the same. If the alarm was activated as a result of an alarm malfunction that was not the result of human error, including but not limited to mechanical defects in sensors or other detection equipment, the fine may be cancelled by the POD upon showing that the reason for the alarm malfunction has been corrected or repaired by the alarm company or is scheduled to be so repaired within 10 days of the date of the notice of false alarm. Such proof may include, but is not limited to, work orders showing the system has been repaired or scheduled to be repaired. If the alarm is scheduled to be repaired the fine will not be cancelled until proof of repair is provided to the POD.
- ~~(e) In the event of a security or fire alarm activation deemed to be the result of an alarm malfunction, the responsible party will be served with an "alarm cause and corrective action" form by an officer or member of the Police or Fire Department. This form will indicate the activation was deemed to be the result of a security or fire alarm malfunction, and will require the responsible party to return within 15 days of receipt, a completed "affidavit of service and repair." This affidavit, shall verify that the security or fire alarm system in question has actually been examined by the responsible party or a security or fire alarm technician and that a bona fide attempt has been made to identify and correct the cause or suspected cause of the security or fire alarm malfunction.~~
- ~~(1) Failure to return an affidavit of service and repair within said 15 days of service, will result in an assessment against the responsible party of a fee as set forth in the following schedule:~~
- ~~Fine schedule: Failure to return affidavit.~~
- ~~First incident\$30.00~~
- ~~Second incident40.00~~
- ~~Third incident50.00~~
- ~~Fourth incident or more50.00~~
- ~~For fire alarms the fine shall increase to \$500.00.~~
- ~~(2) The timely return of an affidavit of service and repair to the Enforcement Official, shall exempt the responsible party from any fines in subsection (e)(1) of this section but not from any applicable fine in section 20-230(a).~~
- ~~(d) Each false alarm for which the Police or Fire Department makes a separate response is subject to a separate fine.~~

Sec. 20-230. - Fines for ~~multiple~~ alarm malfunctions or for false alarms.

(a) ~~False security alarm or alarm malfunction fine schedules.~~ A fine shall be assessed under this section for each ~~false security alarm or fire alarm~~ occurrence at the same premises responded to by the ~~Police or Fire Department~~ during each calendar year. ~~False alarms or alarm malfunctions occurring within 48 hours will be counted as a single false alarm or alarm malfunction for the purpose of assessing fines under this chapter.~~ The following fines shall be paid by the responsible party for each ~~false alarm or alarm malfunction~~ as follows:

(1)

False Security Alarm or Alarm Malfunction Fine Schedule		
Number of False Alarm Occurrences	Fine per Occurrence with Security Alarm Permit	Fine per Occurrence without Security Alarm Permit
First occurrence	\$0.00	\$100.00 <u>0.00</u>
Second occurrence	\$0.00	\$250.00 <u>200.00</u>
Third occurrence	\$50.00	\$500.00 <u>400.00</u>
Fourth occurrence	\$100.00	\$500.00
Fifth occurrence	\$200.00	\$500.00
Sixth and seventh occurrence	\$300.00	\$500.00
Eight and ninth occurrence	\$400.00	\$500.00
Tenth and above occurrence	\$500.00	\$500.00

~~(b2) False fire alarm or alarm malfunction fine schedule. A fine shall be assessed under this section for each false fire alarm occurrence at the same premises responded to by the Fire Department during each calendar year. The following fine shall be paid by the responsible party for each false fire alarm as follows:~~

False Fire Alarm or Alarm Malfunction Fine Schedule
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Number of Alarms	Fine per Occurrence
First occurrence	\$0.00
Second through fifth occurrence	\$130.00
Sixth through ninth occurrence	\$400.00
Tenth and above occurrence	\$500.00

(be) Each fine shall be paid to the City within 30 calendar days from the date of the written notification of the fine. These fines are separate and apart from any fines that may be assessed for a violation of this division, either through a municipal ordinance violation or other code enforcement process.

(cd) Payments not made within 30 calendar days from the date of the written notification of the fine shall be charged a late fee of \$15.00.

Sec. 20-231. – Administrative Review and Appeals.

(a) Administrative Review. The responsible party may request an administrative review by the Enforcement Official within 15 calendar days of the date of the notice of false alarm or fine to determine the responsible party's eligibility for cancellation of the fine pursuant to any of the criteria provided in this division. Such request shall be in writing and filed with the Enforcement Official. It is the responsibility of the responsible party to provide any and all paperwork or evidence required by this division in order to prove the responsible party qualifies for any of the fine cancellation criteria. The Enforcement Official shall provide a written decision upholding or cancelling the fine to the responsible party within 10 calendar days of the request for administrative review. The responsible party may not file an appeal unless they have timely obtained an administrative review.

(ba) Appeals. The responsible party may appeal within 150 calendar days of the date of a written determination of the Enforcement Official to uphold any false alarm fine ~~receipt by the responsible party of any notice of false alarm or fine~~, to contest the ~~determination of the Enforcement Official.~~ validity of any notice of false alarm or fine. The appeal shall be in writing on such forms provided by the POD and accompanied by a copy of the determination of the Enforcement Official and an appeal fee of \$235.00, which shall be refunded if the responsible party prevails. Said request related to a false security alarm or false fire alarm shall be directed to the City Clerk. ~~The City Administrator or designee shall hold a hearing within 20 calendar days from the date the responsible party files the request for a hearing with the City Clerk.~~ The responsible party shall be given notice of the hearing and shall have the opportunity to present evidence on their behalf, to cross-examine any witnesses, and to be represented by counsel. Within ten calendar days of the hearing, the City Administrator or designee shall issue a written determination affirming or denying the

action taken by the Enforcement Official and advising the responsible party of the action needed. The written determination shall be final and conclusive.

- ~~(b) The City Administrator or designee shall hold a hearing within 20 calendar days from the date the responsible party files the request for a hearing with the City Clerk. The responsible party shall be given notice of the hearing and shall have the opportunity to present evidence on their behalf, to cross-examine any witnesses, and to be represented by counsel. Within ten calendar days of the hearing, the City Administrator or designee shall issue a written determination affirming or denying the action taken by the Enforcement Official and advising the responsible party of the action needed. The written determination shall be final and conclusive.~~
- (c) If the responsible party is unsuccessful in their administrative review or appeal, the responsible party shall have 30 calendar days from the date the Enforcement Official or the City Administrator or designee issued the written determination, whichever is later, to satisfy the requirements set forth in the written determination.
- ~~(d) If the City Administrator or designee determines that the alarm was activated by severe weather conditions which includes but is not limited to hurricanes, tornadoes, or a direct lightning strike to the premises, the fine shall be canceled. However, within 15 calendar days from the date the City Administrator or designee issues the written determination, the responsible party must present the Enforcement Official written evidence from a licensed alarm technician certifying the alarm system is operating properly.~~

Sec. 20-232. - Automatic telephone dialing alarm device.

It shall be unlawful for any person to possess, operate or maintain an alarm system that includes an automatic dialing system that automatically dials the statewide emergency telephone number (911), or any other telephone number assigned to the Police or Fire Department, except when required by federal or State law or local ordinance.

Sec. 20-233. - Newly installed alarm systems.

The provisions of this section shall not apply to any a single false alarm generated by a newly installed alarm system for a period of 30 days from the date of the installation. The 30 day grace period may also be applied to new owners or lessees of a property with a previously installed alarm system for a single false alarm malfunction. Proof of date of installation or commencement of occupancy must be provided to the POD.

Sec. 20-234. - Testing alarm systems.

Notwithstanding any other provision of this chapter, it shall not be a violation of this section to test an alarm system under the following conditions:

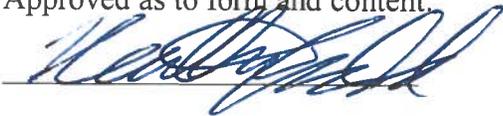
- (1) Where there is no visual, audio, electronic or other indication of the alarm which can be seen, heard or received beyond the boundaries of the property upon which the test is occurring; or
- (2) Where there is a visual, audio, electronic or other indication of the alarm which can be seen, heard or received beyond the boundaries of the property upon which the test is occurring, and one of the following two precautions are observed:
 - a. Adequate measures are taken to ensure that anyone seeing, hearing or receiving the indication of an alarm will not report it either directly or indirectly to the City as an alarm requiring assistance of the Police or Fire Department of the City; or
 - b. The Police or Fire Department of the City is notified, in writing ~~to the Enforcement Official~~, in advance of the test and is instructed not to respond by the responsible party for the property upon which the test is to occur.

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

Section 3. The provisions of this Ordinance shall be deemed severable. The unconstitutionality or invalidity of any word, sentence or portion of this ordinance shall not affect the validity of the remaining portions.

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

Approved as to form and content:



City Attorney (designee)

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: City File LGCP-2016-01: City-initiated Comprehensive Plan text amendments.

A detailed analysis of the request is provided in Staff Report LGCP-2016-01, attached.

REQUEST:

- (A) ORDINANCE____-H amending Chapter 1, General Introduction, Chapter 2, Vision Element, Chapter 3, Future Land Use Element, Chapter 4, Conservation Element, Chapter 5, Coastal Management Element, Chapter 6, Transportation Element, Chapter 7, Housing Element, Chapter 8, Recreation and Open Space Element, Chapter 9, Potable Water Subelement, Sanitary Sewer Subelement and Drainage Subelement, Chapter 10, Capital Improvements Element, Chapter 11, Intergovernmental Coordination Element, Chapter 12, Historic Preservation Element and Chapter 14, Plan Monitoring and Evaluation Element.
- (B) RESOLUTION _____ transmitting the proposed Comprehensive Plan text amendments for expedited state, regional and county review, in accordance with Chapter 163, Florida Statutes.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: No visitors, phone calls or correspondence have been received, to date.

Community Planning & Preservation Commission (CPPC): On November 10, 2015 the CPPC held a public hearing regarding these proposed text amendments to the Comprehensive Plan, and recommended APPROVAL by a unanimous vote of 5 to 0.

Recommended City Council Action: 1) CONDUCT the first reading and public hearing for the attached proposed ordinance; 2) APPROVE the attached transmittal resolution; AND 3) SET the second reading and adoption public hearing for February 4, 2016.

Attachments: Ordinance, Resolution, Draft CPPC Minutes, Staff Report

ORDINANCE NO. ____-H

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA; AMENDING CHAPTER 1, GENERAL INTRODUCTION; AMENDING CHAPTER 2, VISION ELEMENT; AMENDING CHAPTER 3, FUTURE LAND USE ELEMENT; AMENDING CHAPTER 4, CONSERVATION ELEMENT; AMENDING CHAPTER 5, COASTAL MANAGEMENT ELEMENT; AMENDING CHAPTER 6, TRANSPORTATION ELEMENT; AMENDING CHAPTER 7, HOUSING ELEMENT; AMENDING CHAPTER 8, RECREATION AND OPEN SPACE ELEMENT; AMENDING CHAPTER 9, POTABLE WATER SUBELEMENT, SANITARY SEWER SUBELEMENT AND DRAINAGE SUBELEMENT; AMENDING CHAPTER 10, CAPITAL IMPROVEMENTS ELEMENT; AMENDING CHAPTER 11, INTERGOVERNMENTAL COORDINATION ELEMENT; AMENDING CHAPTER 12, HISTORIC PRESERVATION ELEMENT; AMENDING CHAPTER 14, PLAN MONITORING AND EVALUATION ELEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the City Administration has initiated amendments to several Comprehensive Plan elements, including issue areas, objectives and policies; and

WHEREAS, the Community Planning & Preservation Commission of the City has reviewed the proposed amendments to the Comprehensive Plan at a public hearing on November 10, 2015 and has recommended approval; and

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

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

Section 1. That all references to the “Local Government Comprehensive Planning and Land Development Regulation Act” be replaced with “Community Planning Act” throughout the Comprehensive Plan.

Section 2. That all references to the “Department of Community Affairs,” “DCA” or “Department of Economic Opportunity” be replaced with the “state land planning agency” throughout the Comprehensive Plan.

Section 3. That all references to Rule 9J-5, Florida Administrative Code (F.A.C.) be deleted throughout the Comprehensive Plan, except where indicated in this section:

Section 1.4 Historical Planning Efforts

1996 Evaluation and Appraisal Report (EAR)

As per Chapter 163 F.S and 9J-5 F.A.C. (repealed in 2011), the Evaluation and Appraisal Report (EAR) of the 1989 Comprehensive Plan was adopted by City Council in December 1996.

2007 Evaluation and Appraisal Report (EAR)

As required by Chapter 163, F.S., and Chapter 9J-5, F.A.C. (repealed in 2011), the Evaluation and Appraisal Report (EAR) of the Comprehensive Plan was approved by the City Council in May of 2007.

1.8 POPULATION FORECASTS

Population and Land Area changes since the last EAR:

As detailed in the City’s 2007 Evaluation and Appraisal Report (EAR), and pursuant to 163.3177 F.S. and 9J-5.005 F.A.C. (repealed in 2011), the following tables assess the changes in population since the last EAR based amendments adopted in June of 1998.

Section 4. That all references to the “Development Services Department,” the “Urban Planning, Design and Historic Preservation Division” and “the Division” be replaced with the “planning department” or “the department” throughout the Comprehensive Plan.

Section 5. That all references to the “Community Preservation Commission (“CPC”)” and the “Planning & Visioning Commission (“PVC”)” be replaced with “the commission(s) designated in the LDRs” throughout the Comprehensive Plan, except where indicated in this section:

1.3.1.3.F. Board; Commission; Officials

The terms Community Planning & Visioning Preservation Commission (“PVCPPC”); ~~Community Preservation Commission (“CPC”)~~, and Development Review Commission

("DRC"), shall mean the respective commissions of the City of St. Petersburg, and their authorized agents.

Section 1.4 Historical Planning Efforts

1970's Citizens Goal Committee

Also in 1973, the St. Petersburg City Council created two new advisory commissions, the Planning Commission and Environmental Development Commission (or EDC). Both commissions were renamed in 2007 to the Planning & Visioning Commission (PVC) and the Development Review Commission (DRC). In 2013 the PVC was consolidated with the Community Preservation Commission (CPC) to create the Community Planning & Preservation Commission (CPPC). The DRC reviews development proposals dealing with requirements of the Land Development Regulations, such as site plans, special exceptions, and subdivisions. The ~~PVC~~ CPPC is charged with preparing the long-range plan for the City. Council mandated that a new plan be developed dealing with land use, open space and recreation, transportation, public facilities and drainage, conservation and community facilities.

1.5.2 Public Participation Plan

Notification Mailing List

The Planning & Visioning Commission (currently the Community Planning & Preservation Commission) and City staff initiated a notification mailing list that provides groups and individuals with advance notification of Community Planning & Visioning Preservation Commission meetings and workshops that have Comprehensive Plan items on the agenda.

Section 6. Section 1.6 List of Abbreviations in Chapter 1, General Introduction, is hereby amended to read as follows:

CPPC Community Planning and Preservation Commission

~~CPC~~ ~~Community Preservation Commission~~

~~PVC~~ ~~Planning and Visioning Commission~~

TMP Transportation Management Plan

Section 7. Section 1.7 Definitions in Chapter 1, General Introduction, is hereby amended to read as follows:

State land planning agency - Means the Department of Economic Opportunity. (163.3164, F.S.)

Transportation Management Plan - A transportation management plan (TMP) is required for development projects that add a significant number of new vehicular trips to roads with high levels of traffic congestion. A TMP can include strategies such as trail, sidewalk, bus stop and intersection improvements, trip reduction programs such as vanpooling or telecommuting, and provision of traditional design features.

Section 8. Section 2.1 Introduction in Chapter 2, Vision Element, is hereby amended to read as follows:

2.1 Introduction

A Vision for St. Petersburg in 2020

This summary is intended to provide the citizens of St. Petersburg an overview of Vision 2020, and an invitation to be involved in this ongoing process. For more information, visit the City's website at <http://www.stpete.org> or contact the ~~Development Services~~ planning dDepartment, One 4th Street North, St. Petersburg, Florida ~~(727) 893-7153~~.

Section 9. Policy LU3.1.B.3 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

Central Business District (CBD) - Allowing a mixture of higher intensity retail, office, industrial, service, public school and residential uses up to a floor area ratio of 4.0 and a net residential density not to exceed the maximum allowable in the land development regulations. Public educational facilities are also allowed in accordance with the land development regulations. Increased floor area ratios may be permitted as a bonus for developments that provide additional amenities or other improvements that achieve CBD design and development objectives. Application of this category is limited to the Intown Sector. This category shall not be applied without development of, and CPA approval of, a special area plan.

Section 10. Policy LU3.18 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

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.

Section 11. Objective LU5 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

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

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

Section 12. Policy LU14.2 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

Public schools are an allowable use within the following Future Land Use Plan categories:

Residential Low
Residential Urban
Residential Low Medium
Residential Medium
Residential/Office General
Institutional
Planned Redevelopment – Residential
Planned Redevelopment – Mixed Use
Central Business District

Section 13. The following issue in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

ISSUE: The Downtown Waterfront

The St. Petersburg downtown waterfront is a unique amenity and recreational asset of the City. Major cultural and recreational events are frequently held on the waterfront, making it a focal point of the community. Preserving and enhancing the integrity of the waterfront, integrating downtown development at a scale compatible with the waterfront park system, preserving view corridors and ensuring that development around the waterfront encourages street level pedestrian activity for the citizens of St. Petersburg are ongoing priorities.

The Downtown Waterfront Master Plan (DWMP) is the community’s vision for the future of the City’s Downtown Waterfront. The DWMP was adopted to protect, enhance, and redevelop one of the City’s greatest assets in line with community desires to create a downtown waterfront that is socially, economically, and environmentally sustainable for generations to come. The purpose

of the DWMP is to provide planning recommendations based on strong community input to create a vision for the 21st Century.

The DWMP is a set of guiding principles that provide a framework for conceptually designed projects to be implemented over time. This framework is made up of overarching themes called the Five Dimensions of the Waterfront which characterize and provide a home for all the various input received from the community. The waterfront is divided into six distinct Character Districts that subdivide the project area into zones of specific use and focus along with a set of Comprehensive Waterfront Needs that apply to the entire downtown waterfront study area.

The community's DWMP Vision:

The City of St. Petersburg, through the Downtown Waterfront Master Plan, envisions a continued legacy of preserved and enhanced open space that is inclusive and offers opportunities for all. It is our understanding and belief that the unrivaled, vibrant and diverse array of community assets stretching from the Coffee Pot to the Pier, and the Pier to Lassing Park working together, will afford greater economic and ecological resiliency for future generations. As a community we seek to be a national model for waterfront stewardship, acknowledging that "we are all connected by water" and that solutions to social, environmental and physical places are best solved by a common understanding that "your issue is my issue." As such our master plan is guided by the following overarching community themes, the five dimensions of the waterfront:

Stewardship of the Waterfront Environment

Developing a sustainable relationship between the natural and built environments

Enhancing the Experience of the Water

Expanding St. Petersburg as a waterfront destination for boaters and non-boaters

An Active Waterfront Parks System

Diversifying the activities of the waterfront to meet a growing community's needs

Economically Vibrant Downtown Places

Leveraging the economic potential of in-water and upland areas along the water's edge

A Connected, Accessible Downtown and Waterfront

Creating continuous linkages, service oriented parking and transit, and increased public access to the waterfront

Section 14. Policy LU17A.2 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

The waterfront park system should provide a variety of passive and active recreational and cultural uses as identified in the Downtown Waterfront Master Plan.

Section 15. Objective LU17B and associated policies are hereby renumbered LU17C and LU17C.1 through LU17C.5, and a new Objective LU17B and associated policies in Chapter 3, Future Land Use Element, are hereby added to read as follows:

OBJECTIVE LU17B:

The City shall take into account the five themes, the six character districts, and the comprehensive needs outlined in the DWMP developed from extensive community outreach and input when considering development, protection, and enhancement decisions.

Policies:

LU17B.1 When preparing and implementing the Capital Improvement Program, the City shall consider applicable projects outlined in the DWMP.

LU17B.2 Projects, improvements and programs proposed for the downtown waterfront shall be consistent with the DWMP.

Section 16. Section 5.1 Introduction in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The purpose of this document, as outlined in Section 9J-5 is, ... "to plan for and where appropriate restrict development activities where such activities would damage or destroy coastal resources, and protect human life and limit public expenditures in areas that are subject to destruction by natural disaster." is to protect and prevent loss of human life, public infrastructure and private property from coastal hazards.

Section 17. Policy CM11.8 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

Areas within the coastal area of St. Petersburg in need of redevelopment are identified in the Future Land Use Element pursuant to 9J-5.012(2)(a) by the City of St. Petersburg pursuant to Chapter 163, Florida Statutes, the Community Redevelopment Act of 1969.

Section 18. Policy CM12.7 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The City shall evaluate Pinellas County and other local government post disaster guidelines and propose appropriate guidelines for post-disaster redevelopment in St. Petersburg. The proposed guidelines will also address the relocation, mitigation or replacement of CHHA infrastructure and will implement the minimum requirements of Chapter 9J-5.012(3)c.5 F.A.C. and the City's Coastal Management Element. The post disaster guidelines shall distinguish between the

recovery phase and long-term redevelopment including the removal, relocation or structural modification of damaged and unsafe structures and infrastructure.

Section 19. Section 6.1 Introduction in Chapter 6, Transportation Element, is hereby amended to read as follows:

6.1 INTRODUCTION

The City of St. Petersburg is required under Chapter 163, Part II, Florida Statutes (FS), the ~~“Local Government Comprehensive Community Planning and Land Development Act,”~~ and the ~~Florida Department of Community Affairs Rule 9J-5.019, Florida Administrative Code (FAC),~~ to produce a Transportation Element because it is located within the urbanized area of the Pinellas County Metropolitan Planning Organization. The City is encouraged to coordinate the Transportation Element of its Comprehensive Plan with the Long Range Transportation Plan of the Pinellas County Metropolitan Planning Organization (MPO).

Section 20. Issue: Levels of Service, Concurrency Management and Urban Infill in Chapter 6, Transportation Element, is hereby amended to read as follows:

~~Levels of Service, Concurrency Management and Urban Infill~~ Traffic Circulation and Mobility

Growth management law established the concurrency principle as a basic tenant of Florida planning practice in 1985. Concurrency requires that facilities such as roads needed to serve a given development, at a minimum level of service (LOS) or better, be in place at the time impacts occur. Since the 1985 the issue of transportation concurrency has received a great deal of attention and been the subject of several amendments to Chapter 163 FS and 9J-5 FAC. The purpose of the revisions has been to mitigate the unintended negative effects of transportation concurrency, primarily encouraging urban sprawl and discouraging urban infill development. ~~The City of St. Petersburg, with less than 4 percent of the land supply vacant and available for development and few roadway expansion opportunities due to its built-out status, is an urban infill community. Maintaining a minimum level of service standard for roadways remains a City objective. However, the City also strives to provide opportunity for infill development and redevelopment, encourage the development of a multimodal transportation system and maximize the use of existing infrastructure. The objectives and associated policies set forth below provide the framework for balancing the need to maintain a minimum roadway level of service while allowing flexibility to promote urban infill and multimodal transportation system development through the transportation concurrency exception mechanism.~~

The City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North in 2000. The City’s TCEA met the State’s Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. ~~During the 2008 update to the Transportation Element, the City reassessed its TCEA to ensure that it still met the 9J-5 criteria for an urban infill area. The City’s TCEA still meets the criteria~~

~~because only 3.3% of the land area is developable vacant land (less than the State maximum standard of 10.0%), 72.9% of the developed land is residential (greater than the State's minimum standard of 60%) and the residential density for the residentially developed land is 7.7 dwelling units per acre (greater than the State's minimum standard of 5.0).~~

~~The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long-term strategies to support and fund mobility and assess the impact of the TCEA on the adopted level of service standards for the Strategic Intermodal System (SIS) and roadway facilities funded by the State's Transportation Regional Incentive Program. The City is fortunate to have an efficient grid network and an abundance of road capacity in the TCEA to support urban infill and redevelopment. Consequently, the City has been able to focus on the implementation of its Bicycle and Pedestrian Master Plan, funded largely through federal grants, property taxes, transportation impact fees and the Penny for Pinellas, and its plans for premium transit services such as the Central Avenue Bus Rapid Transit project. The City's recently updated Land Development Regulations have established new design guidelines to promote walking, bicycling and transit through the encouragement of mixed-use developments, buildings designed at a human scale, and higher densities and intensities in appropriate locations. I 275 and its feeders, I 175 and I 375, are currently the only SIS facilities in the TCEA. Several sections of I 275 do not meet the State's and City's level of service standard of D. As a carrier of regional traffic, the Interstate system is largely impacted by the rapid growth of the Tampa Bay area and areas outside Tampa Bay. The 2005 legislation (SB 360) placed an emphasis on the funding of the State's SIS facilities such as the Interstate system. Until improvements are funded, the City will continue to monitor the impact of the TCEA on the SIS and work with FDOT on possible solutions, as described in Policy T4.9.~~

In response to the 2011 Community Planning Act, which removed State mandated transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) endorsed the Pinellas County Mobility Plan on September 11, 2013. The Mobility Plan provides a framework for a coordinated multimodal approach to managing the traffic impacts of development projects as a replacement for local transportation concurrency systems. City staff participated in the process that led to the development of the Mobility Plan, which is also intended to ensure consistency between County and municipal site plan review processes as they pertain to reviewing and managing the traffic impacts of development projects while increasing mobility for all users of the transportation system. Because of the Community Planning Act and the Pinellas County Mobility Plan, the City has eliminated adopted level of service standards for roads and mass transit, which are no longer required by the State of Florida. The City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists. The City will place a high priority on transportation projects that will help reduce traffic congestion on the State's Strategic Intermodal System (SIS) facilities in St. Petersburg, which include the Interstate system and Gandy Boulevard, or provide alternatives to driving a personal vehicle on these facilities.

Section 21. Objective T3 in Chapter 6, Transportation Element, is hereby amended to read as follows:

Roadway level of service standards, as defined in Policies T3.1, and transit level of service standards, as defined in T3.8, shall be maintained to promote safe and efficient traffic flow and convenient transit service and ensure that roadway capacity is sufficient to support existing and future land developments. The City shall develop and maintain a multi-modal transportation system that increases mobility for bicyclists, pedestrians and transit users as well as motorists and users of aviation and rail facilities, and that promotes development patterns that reduce vehicle miles traveled and greenhouse gas emissions.

Section 22. Policy T3.1 in Chapter 6, Transportation Element, is hereby amended to read as follows:

All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC. The City shall implement the Pinellas County Mobility Management System through the application of Transportation Element policies and site plan and right-of-way utilization review processes. Policies pertaining to the application of the Mobility Management System are listed below.

- a. All development projects generating new trips shall be subject to payment of a multi-modal impact fee.
- b. Development projects that generate between 51 and 300 new peak hour trips on deficient roads shall be classified as tier 1 and required to submit a transportation management plan (TMP) designed to address their impacts while increasing mobility and reducing the demand for single occupant vehicle travel.
- c. Development projects that generate more than 300 new peak hour trips on deficient roads shall be classified as tier 2, required to conduct a traffic study, and submit an accompanying report and TMP based on the report findings.
- d. Multi-modal impact fee assessments may be applied as credit toward the cost of a TMP.
- e. A traffic study and/or TMP for a development project not impacting a deficient road corridor shall be required if necessary to address the impact of additional trips generated by the project on the surrounding traffic circulation system.
- f. Deficient roads shall include those operating at peak hour level of service (LOS) E and F and/or volume-to-capacity (v/c) ratio 0.9 or greater without a mitigating improvement scheduled for construction within three years.
- g. Multi-modal impact fee revenue shall be utilized to fund multi-modal improvements to local, county or state facilities that are consistent with the comprehensive plan as well as the Metropolitan Planning Organization (MPO) Long Range Transportation Plan.
- h. The City shall work cooperatively with the MPO and other local governments to complete the biennial update of the Multi-modal Impact Fee Ordinance through the MPO planning process, which includes review by the MPO Technical Coordinating Committee and MPO Policy Board.

Section 23. Policy T3.3 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall review all proposed developments and redevelopments for consistency with this Element and impacts upon the adopted LOS standards. All development orders and permits shall be issued only when it is documented that such development is consistent with the LOS standards for affected public facilities adopted by this Comprehensive Plan and meets the requirements of the City's Concurrency Management Ordinance.~~

Section 24. Policy T3.4 in Chapter 6, Transportation Element, is hereby renumbered T3.3 and amended to read as follows:

The City shall identify ~~feasible~~ capacity improvements on city roads necessary to alleviate existing ~~and projected~~ LOS deficiencies and incorporate such improvements into the City's Capital Improvement Element and Capital Improvement Program. Road capacity projects that are not cost feasible from a construction and right-of-way acquisition perspective or have a significantly negative impact on established residential and commercial developments will not be programmed.

Section 25. Policy T3.5 in Chapter 6, Transportation Element, is hereby renumbered T3.4 and amended to read as follows:

The City shall actively participate in the MPO process to assist in the identification and prioritization of cost feasible capacity improvements on local, county and state roads located in St. Petersburg that are necessary to alleviate existing and projected LOS deficiencies and do not have a significantly negative impact on established residential and commercial developments.

Section 26. Policy T3.6 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall minimize the impacts of development on roads that operate at a LOS that is below the City's minimum acceptable standard or are nearing capacity through the implementation of the Land Development Regulations and transportation management strategies that are described in the Concurrency Management Ordinance.~~

Section 27. Policy T3.7 in Chapter 6, Transportation Element, is hereby renumbered T3.5.

Section 28. Policies T3.8, T3.9 and T3.10 in Chapter 6, Transportation Element, are hereby deleted as follows:

~~T3.8—In cooperation with the PSTA, the City shall strive to provide transit access for all major trip generators and attractors with headways less than or equal to 30 minutes in the peak hour and no greater than 60 minutes in the off-peak period.~~

~~T3.9—In establishing adequate level of service standards for any arterial road or collector road in the City which traverses an adjacent jurisdiction, the City shall consider compatibility with the roadway facility's adopted level of service standard in the adjacent jurisdiction.~~

~~T3.10—The City shall continue to participate in the Pinellas County MPO's ongoing effort to develop a common methodology within Pinellas County for measuring impacts on transportation facilities for the purpose of implementing their concurrency management systems.~~

Section 29. Objective T4 and Policies T4.1 through T4.9 in Chapter 6, Transportation Element, are hereby deleted as follows:

OBJECTIVE T4:

~~The City shall exempt the area shown in Map 30 from transportation concurrency requirements to promote urban infill development and urban redevelopment, the preservation of historic resources and the restoration of existing buildings, and encourage the use of public transportation. This area shall be referred to as the Transportation Concurrency Exception Area (TCEA).~~

Policies:

~~T4.1—In cooperation with the PSTA, the City shall strive to increase the frequency of transit service and hours of service and provide additional facilities for transit within the TCEA.~~

~~T4.2—The City shall continue to promote transportation demand management strategies such as carpooling, vanpooling, flexible work hours and telecommuting in the TCEA.~~

~~T4.3—Bicycle and pedestrian facilities such as bike lanes, bike paths, bike racks, bike lockers, sidewalks and pedestrian pathways, shall be given a higher priority for implementation in the City's Capital Improvement Program if located in the TCEA. Bicycle and pedestrian facilities that improve access to transit routes shall be given the highest priority.~~

~~T4.4—The City shall encourage high density, mixed use developments at appropriate locations within the TCEA to encourage alternative modes of transportation.~~

~~T4.5—The City shall mitigate the impact of the TCEA on the Strategic Intermodal System and roadway facilities funded by the Transportation Regional Incentive Program by providing~~

~~funding for improvements on parallel roadways and investing in the infrastructure for transit, bicyclists and pedestrians.~~

~~T4.6—The City shall evaluate the effectiveness of the TCEA annually by monitoring the level of development and redevelopment activity, the amount of transportation funds set aside for transit or parallel roadway capacity, improvements to transit facilities and service, transit ridership, bicycle and pedestrian improvements and the success of transportation demand management programs.~~

~~T4.7—A proposed development that is projected to generate more than 50 new p.m. peak hour trips, and is located in the TCEA on a major street that is operating at a LOS that is lower than the City's peak hour standard of LOS D, as determined in the most recent Concurrency Annual Monitoring Report, shall require special exception approval. Review of such developments shall be based on compliance with the following criteria:~~

- ~~1. On site or off-site road capacity enhancements shall be incorporated into the proposed development, which may include, but are not limited to:
 - ~~a. acceleration/deceleration lanes,~~
 - ~~b. reduction of curb cuts,~~
 - ~~c. shared curb cuts/cross access easements, and~~
 - ~~d. intersection capacity improvements, such as, but not limited to, signal timing and turn lane storage capacity.~~~~
- ~~2. Provision of transit accommodations developed in coordination with the PSTA, which may include, but are not limited to:
 - ~~a. new or enhanced transit stop(s) or shelter(s),~~
 - ~~b. walkways connecting transit stops to the principle building(s),~~
 - ~~c. bus pull-off area(s), and~~
 - ~~d. dedication of park and ride parking spaces.~~~~
- ~~3. Provision of pedestrian accommodations, which may include, but are not limited to:
 - ~~a. sidewalks along all street frontages, and~~
 - ~~b. other sidewalks connecting to adjacent neighborhoods.~~~~
- ~~4. Provision of bicycle accommodations, which may include, but are not limited to:
 - ~~a. bicycle rack(s), and~~
 - ~~b. bicycle lanes.~~~~
- ~~5. Implementation of transportation demand management strategies, which may include, but are not limited to:
 - ~~a. ridesharing programs,~~
 - ~~b. flexible work hours, and~~
 - ~~c. telecommuting.~~~~
- ~~6. Provision of traditional design features, which may include, but are not limited to:
 - ~~a. locate building adjacent to street sidewalk,~~
 - ~~b. building entry on street, and~~~~

~~e. pedestrian protection devices such as, but not limited to, awnings over sidewalks and other outdoor walkways.~~

~~7. Site design should minimize cut through traffic on neighborhood streets by encouraging vehicular traffic to utilize the major road network to travel to or from the site, utilizing local roads only for immediate site access.~~

~~T4.8 The Intown Areawide Development of Regional Impact, located inside the TCEA boundaries, shall continue to be required to mitigate any adverse and significant transportation impacts pursuant to Chapter 380.06, Florida Statutes.~~

~~T4.9 The City shall continue to implement, in coordination with the FDOT, an annual monitoring program for the Strategic Intermodal System (SIS) within the TCEA. The 1998 LOS for segments of the SIS shall be the benchmark for comparison with future LOS. After improvements to the SIS, the adopted LOS standard on the improved roadway segment shall be the new benchmark. The FDOT reserves the right to implement measures to improve traffic flow on SIS facilities not meeting the FDOT level of service standard. These measures may include ramp metering, or other actions as appropriate.~~

Section 30. Policy T4.10 in Chapter 6, Transportation Element, is hereby renumbered T3.6 and amended to read as follows:

Through the preservation of a grid street network and linking of local streets ~~within the TCEA~~, local traffic will be encouraged to use alternative routes that protect the interregional travel functions of the City's SIS facilities, particularly the located within the TCEA (Interstate system). The preservation of the grid system and the linking of streets located within one mile of the Interstate system shall be given the highest priority, followed by streets located within two miles of the Interstate system.

Section 31. Policy T4.11 in Chapter 6, Transportation Element, is hereby renumbered T3.7 and amended to read as follows:

The City shall actively support PSTA in efforts to seek federal, state and local funding and private contributions toward the development of the Central Avenue Bus Rapid Transit (BRT) project that will connect downtown St. Petersburg to St. Pete Beach and provide enhanced east-west mobility ~~in the TCEA~~. The City will also work with PSTA, property owners and developers in the development of stations along the BRT route and will encourage development projects along the route that adhere to the principles of transit oriented development.

Section 32. Policy T4.12 in Chapter 6, Transportation Element, is hereby renumbered T3.8 and amended to read as follows:

The City shall support the development of corridors ~~within the TCEA~~ in addition to Central Avenue that are identified in the ~~Countywide Bus Rapid~~ Pinellas County Transit Vision Plan for

enhanced bus service and future premium transit service, with a particular emphasis on the north-south routes such as the 4th Street/Roosevelt Boulevard and US 19 corridors that are parallel to the Interstate system to provide the public with a viable alternative to driving in personal vehicles along these corridors and the Interstate system.

Section 33. Policy T4.13 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall support the Pinellas County MPOs long range plan to develop rail transit service along the 4th Street/Roosevelt Boulevard corridor and other corridors that will help improve personal mobility in the TCEA and reduce vehicular trips on the Interstate system.~~

Section 34. Policy T4.14 in Chapter 6, Transportation Element, is hereby renumbered T3.9 and amended to read as follows:

The City shall support the Tampa Bay Area Regional Transit Authority (TBARTAs) vision of providing ~~frequent, short distance rail~~ regional premium transit service from downtown St. Petersburg to Tampa and ~~express bus~~ regional commuter transit service from downtown St. Petersburg to Manatee County along the Interstate system to help alleviate traffic congestion on the Interstate system.

Section 35. Policy T4.15 in Chapter 6, Transportation Element, is hereby renumbered T3.10.

Section 36. Objectives T5 through T24, and their associated policies, in Chapter 6, Transportation Element, are hereby renumbered Objectives T4 through T23.

Section 37. Policy T20.10 and T20.11 in Chapter 6, Transportation Element, are hereby deleted as follows:

~~T20.10 The City shall coordinate its levels of service, concurrency management methodologies, and Land Development Regulations with the FDOT and Pinellas County, respectively, to encourage compatibility with the appropriate jurisdictions' level of service and access management standards for county and state maintained roadways.~~

~~T20.11 The City shall coordinate with service providers that have no regulatory authority over the use of land in the city to develop recommendations that address ways to improve coordination of the City's concurrency management methodologies and systems, and levels of service.~~

Section 38. Section 9.2.1 Introduction in Chapter 9.2, Sanitary Sewer Subelement, is hereby amended to read as follows:

9.2.1 INTRODUCTION

The Sanitary Sewer Subelement of the Comprehensive Plan has been written to meet the requirements of the ~~Local Government Comprehensive~~ Community Planning and Land Development Regulation Act, Chapter 163, Florida Statutes (F.S.). ~~In addition, it was prepared in accordance with Chapter 9J-5, Florida Administrative Code (F.A.C.), "Minimum Criteria for Review of Local Government Comprehensive Plans and Determination of Compliance."~~ The subelement updates earlier master plans, along with the 1989 Comprehensive Plan element, and covers a twenty-year planning period.

Section 39. Section 10.2 Goals, Objectives and Policies in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

GOAL-CAPITAL IMPROVEMENTS (CI):

The goal of providing public facilities (public utilities, ~~transportation~~, and recreation) which meet or exceed adopted level of service standards will be met through sound fiscal policies and shall be provided concurrently with, or prior to, development.

Section 40. Issue: Construction of Needed Improvements in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 41. Issue: Adequate Provision of Public Facilities in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 42. Policies CI2.1.6 and CI2.1.7 in Chapter 10, Capital Improvements Element, are hereby deleted as follows:

~~CI2.1.6—Transportation: The operational Level of Service (LOS) D peak hour shall be the standard for all roads within the City.~~

~~CI2.1.7—Mass Transit:~~

~~The following level of service standard is based on the contractual agreement made at the time of the merging of the City and County bus systems:~~

- ~~1. approximately 2.5 million miles of fixed route service;~~
- ~~2. approximately 217,000 miles of DART service;~~
- ~~3. fixed route service within 1/4 mile of approximately 90 percent of the service area;~~
- ~~4. headways less than 1 hour;~~
- ~~5. The City of St. Petersburg will continue to require at least the same level of service currently provided by PSTA in fixed route, demand response and para-transit service.~~

Section 43. Policy CI2.3 in Chapter 10, Capital Improvements Element is hereby amended to read as follows:

The City shall assess new development costs to provide public facility improvements based on a proportion of the benefits accrued to the development, state government, local government, and residents. The City will accomplish this task through:

1. ~~Continued~~ Collection of the Pinellas County ~~Transportation~~ Multi-modal Impact Fee or other such appropriate measures;

Section 44. Issue: Coordination of Land Development and Capital Improvements in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

A major concern of the City is to provide sufficient capacity of public facilities and services concurrent with or prior to development. This concern can be met by controlling the location and timing of land development within City boundaries. The City plans to adopt or already has in place the following standards, policies, and ordinances: LOS standards, Capital Improvements Program, ~~Transportation~~ Multi-Modal-Impact Fees, Urban Service Areas, and Dedications.

Section 45. Policy CI5.7 in Chapter 10, Capital Improvements Element is hereby amended to read as follows:

The City shall include capital improvement projects for the renewal and replacement of public facilities to maintain adopted level of service standards in the Five-Year Schedule of Improvements. ~~The CIP schedules shall include any of the MPO transportation projects that are relied upon to ensure concurrency and financial feasibility. See Section 163.3177 (3)(a)6, F.S.~~

Section 46. Issue: Promotion of Mobility in Transportation Concurrency Exception Area, Objective CI6 and Policies CI6.1 and CI6.2 in Chapter 10, Capital Improvements Element, are hereby deleted as follows:

~~ISSUE: Promotion of Mobility in Transportation Concurrency Exception Area~~

~~A Transportation Concurrency Exception Area (TCEA) was established in 2000 for that portion of the City depicted on Map 30. The purpose of the TCEA is to promote urban infill development and redevelopment in this older, more established area of the City that has excellent levels of service on the vast majority of its major roadways. The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long term strategies to support and fund mobility. Local governments that have a TCEA now need to produce a schedule of mobility improvements, as well as transportation projects, needed to maintain or achieve level of service standards.~~

~~OBJECTIVE CI6:~~

~~The City shall improve mobility in the TCEA by funding and seeking funding from other government agencies for transportation projects that promote the safe and efficient movement of people and goods within the TCEA.~~

~~Policies:~~

~~CI6.1 — On an annual basis, the City shall fund transportation projects that enhance mobility in the TCEA, such as roadway capacity improvements, trails, bike lanes, sidewalks and Transportation System Management projects, and include these projects in the annual update to the 5 Year Schedule of Capital Improvements.~~

~~CI6.2 — The City shall work cooperatively with other government agencies that are involved in planning, funding and the implementation of capital projects that promote mobility in the TCEA, including the Pinellas County Metropolitan Planning Organization, Pinellas County, Florida Department of Transportation, Pinellas Suncoast Transit Authority and the Tampa Bay Area Regional Transportation Authority, and include these capital projects in the annual update to the 5 Year Schedule of Capital Improvements.~~

Section 47. Section 10.3.2.1 Introduction in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

Concurrency is intended to ensure that local governments provide adequate infrastructure to put its plans into place, and that these facilities and services will be available within a reasonable period of time to support development. ~~Section 163.3177(10)(h), F.S., states:~~

~~"It is the intent of the Legislature that public facilities and services needed to support development shall be available concurrent with the impacts of such development."~~

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

Section 48. Section 10.3.2.3 Concurrency Management System in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 49. Section 10.3.2.4 Level of Service Standards in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

- ~~4. For facilities on the Florida Intrastate Highway System as defined in Section 338.001, F.S., the City of St. Petersburg shall adopt the level of service standards established by the Department of Transportation by rule. For other roads, local governments shall adopt adequate level of service standards. These level of service standards shall be adopted to ensure that adequate facility capacity will be provided to service the existing and future land uses as demonstrated by the supporting data and analysis in the comprehensive plan. (Section 163.3180(10), F.S.)~~

Section 50. Section 10.3.2.5(3) in Chapter 10, Capital Improvements Element, is hereby deleted as follows:

~~For transportation facilities (roads and mass transit designated in this Comprehensive Plan), at a minimum, the City of St. Petersburg shall meet the following standards to satisfy the concurrency requirement:~~

- ~~a. At the time a development order or permit is issued, the necessary facilities and services are in place or under construction; or~~
- ~~b. A development order or permit is issued subject to the conditions that the necessary facilities and services needed to serve the new development are scheduled to be in place or under actual construction within three years after approval of a building permit or its functional equivalent as provided in the adopted City of St. Petersburg's five-year schedule of capital improvements. The schedule of capital improvements may recognize and include transportation projects included in the first three years of the applicable, adopted Florida Department of Transportation five-year work program.~~

~~The five-year schedule of capital improvements must include the estimated date of commencement of actual construction and the estimated date of project completion. A plan amendment is required to eliminate, defer, or delay construction of any mass transit facility or service which is needed to maintain the adopted level of service standard and which is listed in the five-year schedule of capital improvements; or~~

- ~~e. At the time a development order or permit is issued, the necessary facilities and services are the subject of a binding executed agreement which requires the necessary facilities and services to serve the new development to be in place or under actual construction within three years after the approval of a building permit or its functional equivalent; or~~
- ~~d. At the time a development order or permit is issued, the necessary facilities and services are guaranteed in an enforceable development agreement, pursuant to Section 163.3220, F.S., or an agreement or development order issued pursuant to Chapter 380, F.S., to be in place or under actual construction within three years after approval of a building permit or its functional equivalent. (Section 163.3180 (2)(c), F.S.)~~

- e. ~~For the purpose of issuing a development order or permit, a proposed urban redevelopment project located within a defined and mapped Existing Urban Service Area as established in the City of St. Petersburg's Comprehensive Plan pursuant to Section 163.3164(29), F.S., shall not be subject to the concurrency requirements of Rule 9J-5.0055(3)(e)1-4, Florida Administrative Code, for up to 110 percent of the transportation impact generated by the previously existing development. For the purpose of this provision, a previously existing development is the actual previous-built use which was occupied and active within 10 years.~~
- f. ~~For the purpose of issuing a development order or permit, a proposed development may be deemed to have a de minimis impact (an impact that would not affect more than 1 percent of the maximum volume at the adopted level of service of the affected transportation facility as determined by the City of St. Petersburg), and may not be subject to the concurrency requirements of Rule 9J-5.0055(3)(e)1-4. No impact will be de minimis if it would exceed 110 percent of the sum of existing volumes and the projected volumes from approved projects on a transportation facility; provided, however, that an impact of a single family home on an existing lot will constitute a de minimis impact on all roadways regardless of the level of the deficiency of the roadway. Further, no impact will be de minimis if it would exceed the adopted level of service standard of any affected designated hurricane evacuation routes.~~

~~The City shall maintain sufficient records to ensure that the 110 percent criterion is not exceeded. The City shall annually submit a summary of de minimis records with its updated Capital Improvements Element.~~

Section 51. Section 10.3.2.5(4) and 10.3.2.5(5) are hereby renumbered Section 10.3.2.5(3) and 10.3.2.5(4).

Section 52. Objective IC4 in Chapter 11, Intergovernmental Coordination Element, is hereby amended to read as follows:

The City shall review and coordinate the level of service standards and plans with TBRPC, MPO, PPC, DCA the state land planning agency, FDEP, and independent special districts such as SWFWMD, TBW, ~~PSTA~~, and all other appropriate state, regional and local agencies to address conflicts in the development of each element of the Comprehensive Plan.

Section 53. Policy IC4.2 in Chapter 11, Intergovernmental Coordination Element, is hereby amended to read as follows:

St. Petersburg will initiate workshops, as necessary, between the City ~~Planning & Visioning Commissions~~, and TBRPC, ~~FDOT~~, DCA the state land planning agency and other agencies to address LOS conflicts.

Section 54. Policy IC4.3 in Chapter 11, Intergovernmental Coordination Element, is hereby deleted as follows:

~~The City shall address level of service standards on state roadways, including instituting a process that requires that no development orders or permits that affect access to state roads be issued until FDOT completes a review of the development site access plan.~~

Section 55. Policy HP1.3 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

St. Petersburg's Design Guidelines for Historic Properties will be used in the City's Certificate of Appropriateness (COA) process for individual landmarks and to provide information to property owners, architects and contractors. The City will ~~create new district specific~~ update the design guidelines as needed. ~~for local historic districts, by December of 2010.~~

Section 56. Policy HP1.4 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

~~By December of 2008,~~ The City will identify and recommend to the Community Preservation Commission designated in the LDRs a list of properties eligible for inclusion in the St. Petersburg Register of Historic Places and shall provide information to the owners regarding the benefits of designation. This list shall be updated annually.

Section 57. Policy HP1.7 and HP1.8 in Chapter 12, Historic Preservation Element, are hereby deleted as follows:

~~HP1.7 The City shall update the Ad Valorem Tax Exemption section of the Historic Preservation Ordinance by December of 2009 to comply with processing requirements established by the Pinellas County Planning Department and Property Appraiser's Office.~~

~~HP1.8 The City shall update the Historic Preservation Ordinance by December of 2009 to incorporate the Markers and Monuments program.~~

Section 58. Objective HP2 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

To continue to develop programs and policies to protect and preserve the City's historic resources.

Policies:

~~*Note: As indicated by the numbering, the sequence of these policies has been reordered, and two have been combined as one policy.*~~

Section 59. Policy HP2.2 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

~~The Development Services Department~~ City shall provide technical assistance and a staff liaison to the ~~Community Preservation Commission~~ designated in the LDRs and City Council regarding efforts to provide public information, education and technical assistance relating to historic preservation programs.

Section 60. Policy HP2.5 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City ~~shall~~ will endeavor to initiate and process a minimum of three (3) applications each year for properties identified on the historic and archaeological resource inventories to determine their eligibility for designation as a local landmark, historic district or National Register landmark. The City will use the following selection criteria to determine which properties should be subject to City-initiated landmark designation applications:

- National Register or Determination of Eligibility (DOE) status
- Prominence/importance related to the City
- Prominence/importance related to the neighborhood
- Degree of threat to the landmark
- Condition of the landmark
- Degree of owner support
- City-owned property

Section 61. Policy HP2.6 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

Decisions regarding the designation of historic resources shall be based on National Register eligibility criteria, the ~~Historic Preservation Ordinance criteria~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations and Comprehensive Plan policies. ~~The City will use the following selection criteria for City initiated landmark designations as a guideline for staff recommendations to the Community Preservation Commission and City Council:~~

- ~~National Register or DOE status~~
- ~~Prominence/importance related to the City~~
- ~~Prominence/importance related to the neighborhood~~
- ~~Degree of threat to the landmark~~
- ~~Condition of the landmark~~
- ~~Degree of owner Supports~~

Section 62. Policy HP2.7 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

An applicant may bring before the ~~Community Preservation~~ Commission designated in the Land Development Regulations and City Council for nomination as a City-initiated landmark district an area designated as a National Register of Historic Places district and not designated as a local landmark district, provided that the applicant secures approval from the owners of ~~two-thirds of~~ the properties in the proposed district as required by the ~~Historic Preservation Ordinance~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations.

Section 63. Policy HP2.13 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City shall create a Historic Property Disaster Preparedness Plan for historic and archaeological resources ~~by December of 2010~~, pursuant to federal and state guidelines.

Section 64. Policy HP3.1 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City will continue to implement the ad valorem tax exemption for historic properties, ~~and will evaluate raising the exemption limits on residential and commercial properties.~~

Section 65. Policy HP4.9 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

City staff will continue to promote local and statewide preservation workshops and encourage participation by members of the ~~Development Services Department, other appropriate City Departments, the Community Preservation Commission~~ designated in the LDRs, local preservation interest groups, and the citizens of the City of St. Petersburg.

Section 66. Policy HP5.3 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The archaeological sites located on City owned land are monitored and maintained by the City's Parks & Recreation Department.

- a. The Parks & Recreation Department shall be responsible for insuring that any proposed parkland development will not adversely impact a significant archaeological site.
- b. The Archaeological Resources Management Plan will guide the ~~Parks Department and the Development Services Department~~, City in determining which City

parkland sites are significant and will be protected from encroachment, development, and theft.

- c. The Parks & Recreation Department will be responsible for insuring that individuals and groups do nothing that might damage the integrity of significant archaeological sites located on City parkland and for monitoring their condition on a regular basis.

Section 67. Policy HP5.7 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

In an effort to increase awareness of St. Petersburg's archaeological resources, the City and the ~~Community Preservation Commission~~ Commission designated in the LDRs will conduct an archaeology workshop ~~by December of 2008 and annually thereafter.~~ This workshop will focus on the City's archaeological resources as well as other archaeological issues. City staff involved with managing and maintaining the archaeological sites from various City departments as well as utility and cable companies shall be invited to attend.

Section 68. Map 30, TRANSPORTATION CONCURRENCY EXCEPTION AREA, is hereby deleted and Maps 31, 32, 33, 34 and 35 are hereby renumbered Maps 30, 31, 32, 33 and 34.

Section 69. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

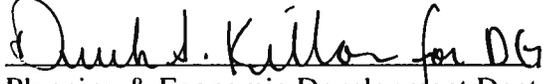
Section 70. Coding. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

Section 71. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective 31 days after the state land planning agency notifies the City that the plan amendment package is complete, unless there is a timely administrative challenge in accordance with Section 163.3184(5), F.S., in which case the ordinance shall not become effective unless and until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment(s) to be in compliance. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as described above.

REVIEWED AND APPROVED AT TO
FORM AND CONTENT:



City Attorney (or Designee)



Planning & Economic Development Dept.

12/2/15

Date

11.18.15

Date

RESOLUTION NO. 2015-__

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

WHEREAS, the Community Planning Act requires that all text amendments to the Comprehensive Plan be forwarded for state, regional and county review and comment in compliance with statutory requirements; and

WHEREAS, the St. Petersburg Community Planning & Preservation Commission, acting as the Local Planning Agency, has reviewed and acted on a series of Comprehensive Plan text amendments as required by Section 163.3174, F.S.

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

That the Comprehensive Plan text amendments acted on by the City of St. Petersburg Community Planning & Preservation Commission on November 10, 2015 attached to this resolution, be transmitted for state, regional and county review pursuant to Section 163.3184(3), Florida Statutes (Expedited State Review Process).

This Resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:

City File LGCP-2016-01

	11.18.15
PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT	DATE
	12/2/15
CITY ATTORNEY (designee)	DATE



CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
November 10, 2015

PUBLIC HEARING

B. City File LGCP-2016-01

Contact Person: Derek Kilborn, 893-7872

Request: City-initiated amendments to the Comprehensive Plan pertaining to (1) the General Introduction Element, the Future Land Use Element, Transportation Element, Capital Improvements Element, and Intergovernmental Coordination Element to address the new Pinellas County Mobility Plan and Multimodal Impact Fee Ordinance; (2) the Future Land Use Element by adding public schools as a permitted use in the Central Business District (CBD) future land use category; (3) the Future Land Use Element to address the recently adopted Downtown Waterfront Master Plan; (4) the Historic Preservation Element to coincide with the recently updated Historic Preservation section of the Land Development Regulations (LDRs); and (5) the Comprehensive Plan to update or delete various outdated references.

Staff Presentation

Derek Kilborn introduced Tom Whalen who then gave a PowerPoint presentation based on the staff report.

Commissioner Rogo asked about the Transportation Management Plans. Mr. Whalen stated that the Transportation Management Plans would be required for a developer if the project reaches a certain size and located on a deficient roadway, which the City does not currently have. Mr. Whalen went on to say that the Transportation Management Plans are for large developments and are a little more proactive, identifying some strategies up front to enable focusing on implementing to improve mobility for all users.

Commissioner Rogo asked if the difference of an impact fee which goes for some type of road improvement versus a multimodal mobility fee which can be used for transit and pedestrian improvements impacting the property is correct. Mr. Whalen stated that the current transportation impact fee ordinance allows the City to use impact fees to pay for transit shelters, build sidewalks or improve intersections, and the multimodal mobility fee ordinance is a name change to the ordinance allowing to continue those things with further emphasis on the concept of multimodal transportation.

Derek Kilborn acknowledged the staff who provided assistance with today's report and then briefly reviewed the additional report elements.

Public Hearing

No speakers present.

Executive Session

MOTION: *Commissioner Smith moved and Commissioner Reese seconded a motion approving the request in accordance with the staff report.*

VOTE: *YES – Reese, Wannamacher, Rogo, Smith, Whiteman
NO – None*

Motion passed by a vote of 5 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 November 10, 2015
at 3:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-2016-01

Request: City Administration requests that the Comprehensive Plan be amended as follows:

1. The General Introduction Chapter and the Future Land Use, Transportation, Capital Improvements and Intergovernmental Coordination elements be amended to address the new Pinellas County Mobility Plan and Multimodal Impact Fee Ordinance.
2. The Future Land Use Element be amended to add public schools as a permitted use in the Central Business District (CBD) future land use category.
3. The Future Land Use Element be amended to address the recently adopted Downtown Waterfront Master Plan.
4. The Historic Preservation Element be amended to coincide with the recently updated Historic Preservation section of the land development regulations.
5. The Comprehensive Plan be amended to update or delete various outdated references.

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

1. Comprehensive Plan Text Amendments Related to Transportation Concurrency.

Since 1985 concurrency has been required by Florida Statutes. Concurrency means that the necessary public facilities and services to maintain the adopted level of service standards are available when the impacts of development occur. The City has adopted LOS standards for the following public facilities and services: potable water, sanitary sewer, solid waste, drainage, roadways, mass transit, and recreation and open space.

In 2000, the City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North. The City's TCEA met the State's Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. Senate Bill 360 (2009-96 Laws of Florida), adopted in the 2009 legislative session, added a definition in Section 163.3164 F.S. for a Dense Urban Land Area (DULA). The City met the definition of a DULA. Pursuant to Senate Bill 360, each city defined as a DULA was also considered a Transportation Concurrency Exception Area (TCEA). Therefore, *the entire City* qualified as a Transportation Concurrency Exception Area (TCEA), as shown on Map 30 of the Comprehensive Plan.

House Bill 7207, known as the Community Planning Act (Chapter 2011-139, Laws of Florida) was signed into law on June 2, 2011. This new law made sweeping changes to Florida's growth management policies, including the elimination of state-level review of transportation concurrency; however it was made optional for local governments. In the absence of state imposed transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) authorized a multi-jurisdictional task force to develop a countywide approach to manage the transportation impacts associated with development or redevelopment projects through local site plan review processes. The task force created the Pinellas County Mobility Plan, which provides a more flexible and efficient alternative to the traditional form of transportation concurrency and ties development approvals to maintaining adopted roadway level of service standards, while facilitating multimodal transportation solutions. The Mobility Plan was adopted by the MPO in September 2013, and called for the renaming the Transportation Impact Fee Ordinance the Multimodal Impact Fee Ordinance.

Amendments are needed to the City's Comprehensive Plan in order to ensure consistency with the countywide approach to managing transportation impacts associated with development or redevelopment projects. Pinellas County took the lead in amending its Comprehensive Plan, and now is the time for Pinellas' cities to follow suit in order to achieve countywide consistency. The amendments to the City's Future Land Use, Transportation, Capital Improvements and Intergovernmental Coordination elements proposed here are largely based on the amendments recently adopted by Pinellas County.

It should be noted that the City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists.

It is proposed that the General Introduction Chapter, the Future Land Use Element, and the Intergovernmental Coordination Element be amended as outlined below. There are also substantive amendments proposed to the Transportation and Capital Improvement elements, including the deletion of Map 30, Transportation Concurrency Exception Area (attached).

- a) Section 1.6 List of Abbreviations amended as follows:

TMP Transportation Management Plan

- b) Section 1.7 Definitions amended as follows:

Transportation Management Plan - A transportation management plan (TMP) is required for development projects that add a significant number of new vehicular trips to roads with high levels of traffic congestion. A TMP can include strategies such as trail, sidewalk, bus stop and intersection improvements, trip reduction programs such as vanpooling or telecommuting, and provision of traditional design features.

- c) Policy 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.
- d) Objective LU5: The City shall coordinate the provision of the following facilities and services concurrent with the needs of the existing and future land uses consistent with the adopted minimum level of service standards contained in this Comprehensive Plan:

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

- e) Objective IC4: The City shall review and coordinate the level of service standards and plans with TBRPC, MPO, PPC, ~~DCA~~ the state land planning agency, FDEP, and independent special districts such as SWFWMD, TBW, ~~PSTA~~, and all other appropriate state, regional and local agencies to address conflicts in the development of each element of the Comprehensive Plan.
- f) Policy IC4.2 St. Petersburg will initiate workshops, as necessary, between the City ~~Planning & Visioning Commissions~~, and TBRPC, ~~FDOT, DCA~~ the state land planning agency and other agencies to address LOS conflicts.
- g) ~~Policy IC4.3 The City shall address level of service standards on state roadways, including instituting a process that requires that no development orders or permits that affect access to state roads be issued until FDOT completes a review of the development site access plan.~~

2. Comprehensive Plan Text Amendment Related to Public Schools.

Section 163.3177(6)(a)7, F.S., states that the future land use element of a local government's comprehensive plan must clearly identify the land use categories in which public schools are an allowable use. Land Development Regulation (LDR) Section 16.10.020.1 lists public schools as an allowable use in four (4) of the five (5) downtown zoning districts (DC-C, DC-1, DC-2 and

DC-3). Central Business District (CBD) is the future land use category that is consistent with the downtown zoning districts and therefore needs to be amended for consistency with Florida Statutes and the LDRs. It is proposed that the Future Land Use Element be amended as follows:

- a) Policy LU3.1(B)(3) Central Business District (CBD) - Allowing a mixture of higher intensity retail, office, industrial, service, public school and residential uses up to a floor area ratio of 4.0 and a net residential density not to exceed the maximum allowable in the land development regulations. *The balance of the policy remains unchanged.*
- b) LU14.2 Public schools are an allowable use within the following Future Land Use Plan categories:

- Residential Low
- Residential Urban
- Residential Low Medium
- Residential Medium
- Residential/Office General
- Institutional
- Planned Redevelopment – Residential
- Planned Redevelopment – Mixed Use
- Central Business District

3. Comprehensive Plan Text Amendments Related to the Downtown Waterfront Master Plan

On June 4, 2015 the City Council adopted Ordinance 167-H, adopting the Downtown Waterfront Master Plan. It is proposed that the Future Land Use Element be amended as follows:

ISSUE: The Downtown Waterfront

The St. Petersburg downtown waterfront is a unique amenity and recreational asset of the City. Major cultural and recreational events are frequently held on the waterfront, making it a focal point of the community. Preserving and enhancing the integrity of the waterfront, integrating downtown development at a scale compatible with the waterfront park system, preserving view corridors and ensuring that development around the waterfront encourages street level pedestrian activity for the citizens of St. Petersburg are ongoing priorities.

The Downtown Waterfront Master Plan (DWMP) is the community's vision for the future of the City's Downtown Waterfront. The DWMP was adopted to protect, enhance, and redevelop one of the City's greatest assets in line with community desires to create a downtown waterfront that is socially, economically, and environmentally sustainable for generations to come. The purpose of the DWMP is to provide planning recommendations based on strong community input to create a vision for the 21st Century.

The DWMP is a set of guiding principles that provide a framework for conceptually designed projects to be implemented over time. This framework is made up of overarching themes called the Five Dimensions of the Waterfront which characterize and provide a home for all the various

input received from the community. The waterfront is divided into six distinct Character Districts that subdivide the project area into zones of specific use and focus along with a set of Comprehensive Waterfront Needs that apply to the entire downtown waterfront study area.

The community's DWMP Vision:

The City of St. Petersburg, through the Downtown Waterfront Master Plan, envisions a continued legacy of preserved and enhanced open space that is inclusive and offers opportunities for all. It is our understanding and belief that the unrivaled, vibrant and diverse array of community assets stretching from the Coffee Pot to the Pier, and the Pier to Lassing Park working together, will afford greater economic and ecological resiliency for future generations. As a community we seek to be a national model for waterfront stewardship, acknowledging that "we are all connected by water" and that solutions to social, environmental and physical places are best solved by a common understanding that "your issue is my issue." As such our master plan is guided by the following overarching community themes, the five dimensions of the waterfront:

Stewardship of the Waterfront Environment

Developing a sustainable relationship between the natural and built environments

Enhancing the Experience of the Water

Expanding St. Petersburg as a waterfront destination for boaters and non-boaters

An Active Waterfront Parks System

Diversifying the activities of the waterfront to meet a growing community's needs

Economically Vibrant Downtown Places

Leveraging the economic potential of in-water and upland areas along the water's edge

A Connected, Accessible Downtown and Waterfront

Creating continuous linkages, service oriented parking and transit, and increased public access to the waterfront

Policy LU17A.2 The waterfront park system should provide a variety of passive and active recreational and cultural uses as identified in the Downtown Waterfront Master Plan.

Objective LU17B:

The City shall take into account the five themes, the six character districts, and the comprehensive needs outlined in the DWMP developed from extensive community outreach and input when considering development, protection, and enhancement decisions.

Policy LU17B.1 When preparing and implementing the Capital Improvement Program, the City shall consider applicable projects outlined in the DWMP.

Policy LU17B.2 Projects, improvements and programs proposed for the downtown waterfront shall be consistent with the DWMP.

The current Objective LU17B will be renumbered LU17C, as will the associated policies; *no changes are proposed, other than the renumbering.*

4. Comprehensive Plan Text Amendments Related to Historic Preservation.

On August 20, 2015 the City Council adopted Ordinance 157-H, amending the Historic Preservation section of the land development regulations. It is proposed that the Historic Preservation Element be amended as follows:

- a) Policy HP1.3 *St. Petersburg's Design Guidelines for Historic Properties* will be used in the City's Certificate of Appropriateness (COA) process for individual landmarks and to provide information to property owners, architects and contractors. The City will ~~create new district specific~~ update the design guidelines, as needed, for local historic districts, ~~by December of 2010.~~

Explanation: In August 2015, the City Council conditionally approved updates to the Historic and Archaeological Preservation Overlay section of the Land Development Regulations. The conditional approval was limited to the procedures for initiating a Local Historic District and requires completion of an update to *St. Petersburg's Design Guidelines for Historic Properties* ("Guidelines"). This update is tentatively scheduled for completion in March 2016.

- b) Policy HP1.4 ~~By December of 2008,~~ The City will identify and recommend to the Community Preservation Commission designated in the LDRs a list of properties eligible for inclusion in the St. Petersburg Register of Historic Places and shall provide information to the owners regarding the benefits of designation. This list shall be updated annually.

Explanation: The task was accomplished, and also the City's LDRs will identify the specific commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a commission name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

- c) ~~Policy HP1.7 The City shall update the Ad Valorem Tax Exemption section of the Historic Preservation Ordinance by December of 2009 to comply with processing requirements established by the Pinellas County Planning Department and Property Appraiser's Office.~~

Explanation: The task was accomplished, thus the policy can be deleted.

- d) ~~Policy HP1.8 The City shall update the Historic Preservation Ordinance by December of 2009 to incorporate the Markers and Monuments program.~~

Explanation: Markers and Monuments are coordinated through the Community Affairs Director in accordance with Chapter 5, St. Petersburg City Code.

- e) Objective HP2:

To continue to develop programs and policies to protect and preserve the City's historic resources.

Policies:

Note: As indicated by the numbering, the sequence of these policies has been reordered, and two have been combined as one policy.

Explanation: The “note” is no longer needed.

- f) Policy HP2.2 The ~~Development Services Department~~ City shall provide technical assistance and a staff liaison to the ~~Community Preservation Commission~~ designated in the LDRs and City Council regarding efforts to provide public information, education and technical assistance relating to historic preservation programs.

Explanation: The City’s LDRs will identify the specific department as well as commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department’s or commission’s name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

- g) Policy HP2.5 The City ~~shall~~ will endeavor to initiate and process a minimum of three (3) applications each year for properties identified on the historic and archaeological resource inventories to determine their eligibility for designation as a local landmark, historic district or National Register landmark. The City will use the following selection criteria to determine which properties should be subject to City-initiated landmark designation applications:

- National Register or Determination of Eligibility (DOE) status
- Prominence/importance related to the City
- Prominence/importance related to the neighborhood
- Degree of threat to the landmark
- Condition of the landmark
- Degree of owner support
- City-owned property

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the land development regulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties*. This update is tentatively scheduled for completion in March 2016.

- h) Policy HP2.6 Decisions regarding the designation of historic resources shall be based on National Register eligibility criteria, the ~~Historic Preservation Ordinance~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations and Comprehensive Plan policies. ~~The City will use the following selection criteria for City-initiated landmark designations as a guideline for staff recommendations to the Community Preservation Commission and City Council:~~

- ~~National Register or DOE status~~
- ~~Prominence/importance related to the City~~
- ~~Prominence/importance related to the neighborhood~~
- ~~Degree of threat to the landmark~~
- ~~Condition of the landmark~~
- ~~Degree of owner Supports~~

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the Land Development Rregulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties*. This update is tentatively scheduled for completion in March 2016.

- i) Policy HP2.7 An applicant may bring before the ~~Community Preservation Commission~~ designated in the Land Development Regulations and City Council for nomination as a City-initiated landmark district an area designated as a National Register of Historic Places district and not designated as a local landmark district, provided that the applicant secures approval from the owners of ~~two-thirds of~~ the properties in the proposed district as required by the ~~Historic Preservation Ordinance~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations.

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the Land Development Regulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties* ("*Guidelines*"). This update is tentatively scheduled for completion in March 2016. Following completion and adoption by City Council of the updated *Guidelines*, the demonstration of support from affected property owners will be reduced from two-thirds (66.7%) to a simple majority (50% plus 1).

- j.) Policy HP2.13 The City shall create a Historic Property Disaster Preparedness Plan for historic and archaeological resources ~~by December of 2010~~, pursuant to federal and state guidelines.

Explanation: The date has passed, and a Historic Property Disaster Preparedness Plan (“Plan”) was not created, as required. Creation of a Plan is an important policy that shall be retained. City Staff is in early discussions about what the Plan shall include, how it should be organized, and how it should be coordinated with a separate and current project to update *St. Petersburg’s Design Guidelines for Historic Properties*.

- k.) Policy HP3.1 The City will continue to implement the ad valorem tax exemption for historic properties, ~~and will evaluate raising the exemption limits on residential and commercial properties.~~

Explanation: This proposed amendment is consistent with the existing Historic and Archaeological Preservation Overlay section of the Land Development Regulations, which was recently amended to eliminate the exemption limit altogether.

- l.) Policy HP4.9 City staff will continue to promote local and statewide preservation workshops and encourage participation by members of the ~~Development Services Department~~, other appropriate City ~~Departments~~, the ~~Community Preservation Commission~~ designated in the LDRs, local preservation interest groups, and the citizens of the City of St. Petersburg.

Explanation: The City’s LDRs will identify the specific department as well as commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department’s or commission’s name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

- m.) Policy HP5.3 The archaeological sites located on City owned land are monitored and maintained by the City’s Parks & Recreation Department.

- a. The Parks & Recreation Department shall be responsible for insuring that any proposed parkland development will not adversely impact a significant archaeological site.
- b. The Archaeological Resources Management Plan will guide the ~~Parks Department~~ ~~and the Development Services Department~~, City in determining which City parkland sites are significant and will be protected from encroachment, development, and theft.

- c. The Parks & Recreation Department will be responsible for insuring that individuals and groups do nothing that might damage the integrity of significant archaeological sites located on City parkland and for monitoring their condition on a regular basis.

Explanation: The Parks & Recreation Department is the correct name of the department. The City's LDRs will identify the specific department responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department's name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

- n.) Policy HP5.7 In an effort to increase awareness of St. Petersburg's archaeological resources, the City and the ~~Community Preservation Commission~~ commission designated in the LDRs will conduct an archaeology workshop ~~by December of 2008 and annually thereafter.~~ This workshop will focus on the City's archaeological resources as well as other archaeological issues. City staff involved with managing and maintaining the archaeological sites from various City departments as well as utility and cable companies shall be invited to attend.

Explanation: The date has passed, also, the City's LDRs will identify the specific commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a commission name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

5. Comprehensive Plan Text Amendments Related to Updating or Deleting Various Outdated References.

As previously stated, House Bill 7207, known as the Community Planning Act, was signed into law on June 2, 2011. The bill repealed Rule Chapter 9J-5, Florida Administrative Code, in its entirety, while also incorporating portions of that rule into Chapter 163, F.S. The Comprehensive Plan still has many references to Rule 9J-5, most of which can be deleted, but some of which need to be retained for historic narrative purposes. House Bill 7207 also changed the name from the Local Government Comprehensive Planning Act to the **Community Planning Act**. This update needs to be made in the Comprehensive Plan.

Shortly after Governor Rick Scott took office in 2011, the Department of Community Affairs (DCA) was reorganized into the current Department of Economic Opportunity (DEO), which is referred to in state statutes as "the state land planning agency." This is the state agency responsible for reviewing local government comprehensive plan amendments for impacts on important state resources and facilities. It is proposed that the term "Department of Community Affairs" or "DCA" be updated to "the state land planning agency" in order to be consistent with state statutes.

In 2013, two of the City’s commissions (the Community Preservation Commission and the Planning & Visioning Commission) were consolidated into one new commission called the Community Planning & Preservation Commission (CPPC). It is proposed that the old names be retained where needed for historic narrative purposes, be updated to the new nomenclature or to the term “the commission(s) designated in the LDRs.”

Over the years the City department that is responsible for performing land use planning functions has had various names. Presently, the Comprehensive Plan refers to the “Development Services Department” although the name was changed several years ago to the “Planning & Economic Development Department.” In order to reduce the need for potential future comprehensive plan text amendments, it is proposed that this term be replaced with the generic reference of “the planning department.”

Finally, Chapter Two, Vision Element, contains an outdated telephone number. It is proposed that the telephone number be deleted, since there are two other methods listed for obtaining more information (physical street address and the City’s website).

Consistency with the Comprehensive Plan

The proposed Comprehensive Plan text changes presented in this staff report are consistent with the following objectives and policies:

- LU10 The historic resources locally designated by the St. Petersburg City Council and Community Preservation Commission shall be incorporated onto the Land Use Map or map series at the time of original adoption or through the amendment process and protected from development and redevelopment activities consistent with the provisions of the Historic Preservation Element and the Historic Preservation Ordinance.

- LU10.1 Decisions regarding the designation of historic resources shall be based on the criteria and policies outlined in the Historic Preservation Ordinance and the Historic Preservation Element of the Comprehensive Plan.

- LU11 The City of St. Petersburg shall identify and address the needs of specific areas of the City that are deteriorated, blighted, underutilized, threatened or generally inconsistent with the community's character including but not limited to:
 - 1. Neighborhoods
 - 2. Redevelopment Areas
 - 3. Potential Redevelopment Areas
 - 4. Annexation Areas
 - 5. The Gateway
 - 6. The Waterfront
 - 7. Corridors
 - 8. Brownfields
 - 9. Urban Infill and Redevelopment Areas

- LU19 To provide a transportation system that is integrated with the Future Land Use Plan, the City shall implement the goals, objectives and policies of the Transportation Element.
- CM1 The City shall require new development and redevelopment along the coastal shoreline to be located and designed to protect or enhance beach shoreline and native vegetation historically represented in St. Petersburg including, mangroves, salt marsh and seagrasses, so that there are no further losses of coastal wetlands related to development, as documented by the Florida Department of Environmental Protection.
- CM7 For development and redevelopment on the coastal shoreline, the City will give higher priority to siting water-dependent uses over other uses. The order of priority is listed below.
1. water-dependent uses;
 2. water-related uses;
 3. water-enhanced uses;
 4. non-water dependent uses.
- CM9.1 The approximately 9 linear miles and approximately 1471 acres of publicly accessible waterfront sites, as inventoried in the coastal element, shall be maintained or improved.
- CM15 The City shall protect, preserve or provide sensitive reuse of historic resources consistent with the goals, objectives and policies of the Historic Preservation Element.
- CM16 The City shall encourage and support development and redevelopment opportunities at the Port of St. Petersburg, including the provision of public facilities, in accordance with the Port Master Plan and all other federal, state and local laws and regulations.
- H7 Properties listed in the National Register of Historic Places or in the St. Petersburg Register of Historic Places shall be preserved and protected under the guidelines provided in the City's Historic and Archaeological Preservation Overlay. The City shall undertake efforts to identify and preserve historically significant buildings.
- R2 The City shall, as improvements are made to individual parks, develop a plan for the park system to provide public access to all existing and planned recreational areas, especially waterfront areas, through vehicle, bicycle and pedestrian access facilities.
- IC3.1 The City will continue to coordinate through the Metropolitan Planning Organization (MPO) the transportation needs of the City in conjunction with Pinellas County and the Florida Department of Transportation (FDOT).

Recommended Action:

City Administration respectfully requests that the Community Planning & Preservation Commission APPROVE the Comprehensive Plan amendments addressed in this staff report, and recommend that the City Council approve and adopt the amendments.

Attachments:

- Comprehensive Plan Chapter Six, Transportation Element (Objective T5 to T19 and T21 to T24 excluded since these Objectives and associated Policies remain unchanged)
- Map 30: Transportation Concurrency Exception Area
- Comprehensive Plan Chapter Ten, Capital Improvements Element

TRANSPORTATION ELEMENT

Sections:

- 6.1 INTRODUCTION
- 6.2 GOAL, OBJECTIVES AND POLICIES
 - ISSUE: Transportation/Land Use Coordination
 - ISSUE: ~~Levels of Service, Concurrency Management and Urban Infill~~ Traffic Circulation and Mobility
 - ISSUE: Transportation System Safety and Efficiency
 - ISSUE: Neighborhood Preservation
 - ISSUE: Promotion of Public Transit and Transportation Demand Management Programs
 - ISSUE: Promotion of Bicycle and Pedestrian Facilities
 - ISSUE: Intermodal Facilities, Economic Development and Goods Movement
 - ISSUE: Environmental Protection
 - ISSUE: Intergovernmental Coordination
 - ISSUE: Public Involvement
 - ISSUE: Greenhouse Gas Emissions

6.1 INTRODUCTION

The purpose of the Transportation Element of the City of St. Petersburg Comprehensive Plan is to plan for a multimodal transportation system in St. Petersburg that supports alternative modes of travel such as public transit, bicycling and walking and contains intermodal facilities that promote the efficient transfer of people and goods between different modes of transportation. The City seeks to provide a multimodal transportation system that is safe, easily accessible to all residents and visitors, energy-efficient, cost-effective to provide and maintain, and capable of serving existing and projected travel demand. It is imperative that this transportation system is compatible with and supportive of the goals, objectives and policies of the Future Land Use Element and other Elements of the City's Comprehensive Plan.

The City of St. Petersburg is required under Chapter 163, Part II, Florida Statutes (FS), the "Local Government Comprehensive Planning and Land Development Act," and the Florida Department of Community Affairs Rule 9J-5.019, Florida Administrative Code (FAC), to produce a Transportation Element because it is located within the urbanized area of the Pinellas County Metropolitan Planning Organization. The City is encouraged to coordinate the Transportation Element of its Comprehensive Plan with the Long Range Transportation Plan of the Pinellas County Metropolitan Planning Organization (MPO).

When it was adopted in 2000, the Transportation Element replaced the previously required Comprehensive Plan Elements of: Traffic Circulation; Mass Transit; and Port and Aviation. These elements were adopted in 1989 and updated in 1996 as part of the Evaluation and Appraisal Report, which assessed the successes and failures of the 1989 Comprehensive Plan. The 2008 update to the Transportation Element addresses the findings of the 2007 Evaluation and Appraisal Report.

6.2 GOAL, OBJECTIVES AND POLICIES

GOAL - TRANSPORTATION (T):

The City of St. Petersburg shall provide a safe, efficient and cost-effective multimodal transportation system that is accessible to all residents and visitors, preserves neighborhoods, protects natural resources, promotes economic development and is compatible with and supportive of the City's future land use plan.

ISSUE: Transportation/Land Use Coordination

The coordination of transportation systems with land use development ensures that transportation-related improvements such as road widenings, new transit services, bikeways, sidewalks and the expansion of port and airport facilities, serve rather than disrupt existing and planned land use patterns. Proper coordination also ensures that the trips generated by existing and new developments are adequately accommodated by the transportation network. The City seeks to protect transportation rights-of-way from encroachment to ensure that adequate capacity exists to support expected growth. The City also seeks to promote land use development that encourages alternative modes of transportation such as transit, bicycling and walking.

OBJECTIVE T1:

The transportation system shall be coordinated with the map series and the goals, objectives and policies of the Future Land Use Element to ensure that transportation facilities and services are available to adequately serve existing and proposed population densities, land uses, and housing and employment patterns.

Policies:

- T1.1 The adopted Future Land Use Map (FLUM) shall guide the planning of future transportation corridors, facilities and services.
- T1.2 The goals, objectives and policies of the Transportation Element shall be consistent with the goals, objectives and policies of the Future Land Use Element and all other Elements in the City's Comprehensive Plan.
- 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 transportation capacity is available to accommodate the additional demand.
- T1.4 The City shall review the Master Plans for the Port of St. Petersburg and Albert Whitted Airport and subsequent amendments, and other intermodal facilities, to determine the impact on the City's surface transportation system, surrounding land uses and natural resources.

- T1.5 The City shall work with Pinellas County, neighboring jurisdictions, the Florida Department of Transportation (FDOT), the Pinellas Suncoast Transit Authority (PSTA) and other transportation agencies that recommend transportation improvements in the City of St. Petersburg to ensure that the improvements further the City's Comprehensive Plan.
- T1.6 The City shall support high-density mixed-use developments and redevelopments in and adjacent to Activity Centers, redevelopment areas and locations that are supported by mass transit to reduce the number and length of automobile trips and encourage transit usage, bicycling and walking.
- T1.7 The City shall work with the Pinellas County MPO to prioritize roadway and transit projects that serve Activity Centers as identified in the City's Future Land Use Element.
- T1.8 The City shall work with the Pinellas County MPO and PSTA to provide enhanced transit service to Activity Centers through a reduction in transit headways, implementation of passenger amenities and expansion of existing service.

OBJECTIVE T2:

The City shall protect existing and future transportation corridors from encroachment.

Policies:

- T2.1 The City shall protect existing and future transportation corridors identified in this Element by implementing the requirements of the Land Development Regulations. This includes mandatory dedication of rights-of-way, where required, as a condition of plat approval.
- T2.2 The City shall evaluate the need for developer reservation or dedication of rights-of-way for all new development or redevelopment projects in the City to ensure adequate roadway capacity and connectivity.
- T2.3 To promote efficient use of land resources and minimize adverse impacts on the City's urban fabric, right-of-way widths for new roadways shall be the minimum needed to accommodate the proposed roadway and sidewalks, bicycle lanes, trails or utilities.
- T2.4 The City should preserve the historical grid street pattern, including alleys, and shall not vacate public right-of-way until it is determined that the right-of-way is not required for present or future public use.

ISSUE: ~~Levels of Service, Concurrency Management and Urban Infill~~ Traffic Circulation and Mobility

Growth management law established the concurrency principle as a basic tenant of Florida planning practice in 1985. Concurrency requires that facilities such as roads needed to serve a given development, at a minimum level of service (LOS) or better, be in place at the time impacts occur. Since the 1985 the issue of transportation concurrency has received a great deal of attention and been the subject of several amendments to Chapter 163 FS and 9J-5 FAC. The purpose of the revisions has been to mitigate the unintended negative effects of transportation concurrency, primarily encouraging urban sprawl and discouraging urban infill development. ~~The City of St. Petersburg, with less than 4 percent of the land supply vacant and available for development and few roadway expansion opportunities due to its built out status, is an urban infill community. Maintaining a minimum level of service standard for roadways remains a City objective. However, the City also strives to provide opportunity for infill development and redevelopment, encourage the development of a multimodal transportation system and maximize the use of existing infrastructure. The objectives and associated policies set forth below provide the framework for balancing the need to maintain a minimum roadway level of service while allowing flexibility to promote urban infill and multimodal transportation system development through the transportation concurrency exception mechanism.~~

The City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North in 2000. The City's TCEA met the State's Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. ~~During the 2008 update to the Transportation Element, the City reassessed its TCEA to ensure that it still met the 9J-5 criteria for an urban infill area. The City's TCEA still meets the criteria because only 3.3% of the land area is developable vacant land (less than the State maximum standard of 10.0%), 72.9% of the developed land is residential (greater than the State's minimum standard of 60%) and the residential density for the residentially developed land is 7.7 dwelling units per acre (greater than the State's minimum standard of 5.0).~~

~~The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long term strategies to support and fund mobility and assess the impact of the TCEA on the adopted level of service standards for the Strategic Intermodal System (SIS) and roadway facilities funded by the State's Transportation Regional Incentive Program. The City is fortunate to have an efficient grid network and an abundance of road capacity in the TCEA to support urban infill and redevelopment. Consequently, the City has been able to focus on the implementation of its Bicycle and Pedestrian Master Plan, funded largely through federal grants, property taxes, transportation impact fees and the Penny for Pinellas, and its plans for premium transit services such as the Central Avenue Bus Rapid Transit project. The City's recently updated Land Development Regulations have established new design guidelines to promote walking, bicycling and transit through the encouragement of mixed-use developments, buildings designed at a human scale, and higher densities and intensities in appropriate locations. I-275 and its feeders, I-175 and I-375, are currently the only SIS facilities in the TCEA. Several sections of I-275 do not meet the State's and City's level of service standard of D. As a carrier of regional traffic, the Interstate system is largely impacted by the rapid growth of the Tampa Bay area and areas outside Tampa Bay. The 2005 legislation (SB 360) placed an emphasis on the funding of the State's SIS facilities such as the Interstate system. Until improvements are funded, the City will continue to monitor the impact of the TCEA on the SIS and work with FDOT on possible solutions, as described in Policy T4.9.~~

In response to the 2011 Community Planning Act, which removed State mandated transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) endorsed the Pinellas County Mobility Plan on September 11, 2013. The Mobility Plan provides a framework for a coordinated multimodal approach to managing the traffic impacts of development projects as a replacement for local transportation concurrency systems. City staff participated in the process that led to the development of the Mobility Plan, which is also intended to ensure consistency between County and municipal site plan review processes as they pertain to reviewing and managing the traffic impacts of development projects while increasing mobility for all users of the transportation system. Because of the Community Planning Act and the Pinellas County Mobility Plan, the City has eliminated adopted level of service standards for roads and mass transit, which are no longer required by the State of Florida. The City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists. The City will place a high priority on transportation projects that will help reduce traffic congestion on the State's Strategic Intermodal System (SIS) facilities in St. Petersburg, which include the Interstate system and Gandy Boulevard, or provide alternatives to driving a personal vehicle on these facilities.

OBJECTIVE T3:

Roadway level of service standards, as defined in Policies T3.1, and transit level of service standards, as defined in T3.8, shall be maintained to promote safe and efficient traffic flow and convenient transit service and ensure that roadway capacity is sufficient to support existing and future land developments. The City shall develop and maintain a multi-modal transportation system that increases mobility for bicyclists, pedestrians and transit users as well as motorists and users of aviation and rail facilities, and that promotes development patterns that reduce vehicle miles traveled and greenhouse gas emissions.

Policies:

T3.1 All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC. The City shall implement the Pinellas County Mobility Management System through the application of Transportation Element policies and site plan and right-of-way utilization review processes. Policies pertaining to the application of the Mobility Management System are listed below.

- a. All development projects generating new trips shall be subject to payment of a multi-modal impact fee.

- b. Development projects that generate between 51 and 300 new peak hour trips on deficient roads shall be classified as tier 1 and required to submit a transportation management plan (TMP) designed to address their impacts while increasing mobility and reducing the demand for single occupant vehicle travel.
- c. Development projects that generate more than 300 new peak hour trips on deficient roads shall be classified as tier 2, required to conduct a traffic study, and submit an accompanying report and TMP based on the report findings.
- d. Multi-modal impact fee assessments may be applied as credit toward the cost of a TMP.
- e. A traffic study and/or TMP for a development project not impacting a deficient road corridor shall be required if necessary to address the impact of additional trips generated by the project on the surrounding traffic circulation system.
- f. Deficient roads shall include those operating at peak hour level of service (LOS) E and F and/or volume-to-capacity (v/c) ratio 0.9 or greater without a mitigating improvement scheduled for construction within three years.
- g. Multi-modal impact fee revenue shall be utilized to fund multi-modal improvements to local, county or state facilities that are consistent with the comprehensive plan as well as the Metropolitan Planning Organization (MPO) Long Range Transportation Plan.
- h. The City shall work cooperatively with the MPO and other local governments to complete the biennial update of the Multi-modal Impact Fee Ordinance through the MPO planning process, which includes review by the MPO Technical Coordinating Committee and MPO Policy Board.

T3.2 The Pinellas County MPO's annual report on transportation LOS shall be the source of existing LOS data for major streets in the City of St. Petersburg. The City shall provide the Pinellas County MPO with current data on vehicular traffic, roadway design and intersection signalization for city roads if available. City staff shall periodically conduct a LOS analysis for major streets in St. Petersburg that are not analyzed by the Pinellas County MPO by collecting data on vehicular traffic, roadway design and intersection signalization, and by utilizing FDOT's LOS tables and LOS software.

~~T3.3 The City shall review all proposed developments and redevelopments for consistency with this Element and impacts upon the adopted LOS standards. All development orders and permits shall be issued only when it is documented that such development is consistent with the LOS standards for affected public facilities adopted by this Comprehensive Plan and meets the requirements of the City's Concurrence Management Ordinance.~~

T3.4~~3~~ The City shall identify ~~feasible~~ capacity improvements on city roads necessary to alleviate existing ~~and projected~~ LOS deficiencies and incorporate such improvements into the City's Capital Improvement Element and Capital Improvement Program. Road capacity projects that are not cost feasible from a construction and right-of-way acquisition perspective or have a significantly negative impact on established residential and commercial developments will not be programmed.

T3.54 The City shall actively participate in the MPO process to assist in the identification and prioritization of cost feasible capacity improvements on local, county and state roads located in St. Petersburg that are necessary to alleviate existing and projected LOS deficiencies and do not have a significantly negative impact on established residential and commercial developments.

~~T3.6 The City shall minimize the impacts of development on roads that operate at a LOS that is below the City's minimum acceptable standard or are nearing capacity through the implementation of the Land Development Regulations and transportation management strategies that are described in the Concurrency Management Ordinance.~~

T3.75 The City shall coordinate with local governments in Pinellas County, the Pinellas County MPO and the FDOT to update and refine LOS standards and methodology for measurement as more information becomes available and improvements are made to the road system.

~~T3.8 In cooperation with the PSTA, the City shall strive to provide transit access for all major trip generators and attractors with headways less than or equal to 30 minutes in the peak hour and no greater than 60 minutes in the off peak period.~~

~~T3.9 In establishing adequate level of service standards for any arterial road or collector road in the City which traverses an adjacent jurisdiction, the City shall consider compatibility with the roadway facility's adopted level of service standard in the adjacent jurisdiction.~~

~~T3.10 The City shall continue to participate in the Pinellas County MPO's ongoing effort to develop a common methodology within Pinellas County for measuring impacts on transportation facilities for the purpose of implementing their concurrency management systems.~~

OBJECTIVE T4:

~~The City shall exempt the area shown in Map 30 from transportation concurrency requirements to promote urban infill development and urban redevelopment, the preservation of historic resources and the restoration of existing buildings, and encourage the use of public transportation. This area shall be referred to as the Transportation Concurrency Exception Area (TCEA).~~

Policies:

~~T4.1 In cooperation with the PSTA, the City shall strive to increase the frequency of transit service and hours of service and provide additional facilities for transit within the TCEA.~~

~~T4.2 The City shall continue to promote transportation demand management strategies such as carpooling, vanpooling, flexible work hours and telecommuting in the TCEA.~~

- ~~T4.3~~ Bicycle and pedestrian facilities such as bike lanes, bike paths, bike racks, bike lockers, sidewalks and pedestrian pathways, shall be given a higher priority for implementation in the City's Capital Improvement Program if located in the TCEA. Bicycle and pedestrian facilities that improve access to transit routes shall be given the highest priority.
- ~~T4.4~~ The City shall encourage high density, mixed use developments at appropriate locations within the TCEA to encourage alternative modes of transportation.
- ~~T4.5~~ The City shall mitigate the impact of the TCEA on the Strategic Intermodal System and roadway facilities funded by the Transportation Regional Incentive Program by providing funding for improvements on parallel roadways and investing in the infrastructure for transit, bicyelists and pedestrians.
- ~~T4.6~~ The City shall evaluate the effectiveness of the TCEA annually by monitoring the level of development and redevelopment activity, the amount of transportation funds set aside for transit or parallel roadway capacity, improvements to transit facilities and service, transit ridership, bicycle and pedestrian improvements and the success of transportation demand management programs.
- ~~T4.7~~ A proposed development that is projected to generate more than 50 new p.m. peak hour trips, and is located in the TCEA on a major street that is operating at a LOS that is lower than the City's peak hour standard of LOS D, as determined in the most recent Concurreney Annual Monitoring Report, shall require special exception approval. Review of such developments shall be based on compliance with the following criteria:
- ~~1.~~ On site or off site road capacity enhancements shall be incorporated into the proposed development, which may include, but are not limited to:
 - ~~a.~~ acceleration/deceleration lanes;
 - ~~b.~~ reduction of curb cuts;
 - ~~c.~~ shared curb cuts/cross access easements, and
 - ~~d.~~ intersection capacity improvements, such as, but not limited to, signal timing and turn lane storage capacity.
 - ~~2.~~ Provision of transit accommodations developed in coordination with the PSTA, which may include, but are not limited to:
 - ~~a.~~ new or enhanced transit stop(s) or shelter(s);
 - ~~b.~~ walkways connecting transit stops to the principle building(s);
 - ~~c.~~ bus pull-off area(s), and
 - ~~d.~~ dedication of park and ride parking spaces.
 - ~~3.~~ Provision of pedestrian accommodations, which may include, but are not limited to:
 - ~~a.~~ sidewalks along all street frontages, and
 - ~~b.~~ other sidewalks connecting to adjacent neighborhoods.
 - ~~4.~~ Provision of bicycle accommodations, which may include, but are not limited to:
 - ~~a.~~ bicycle rack(s), and
 - ~~b.~~ bicycle lanes.
-

- ~~5. Implementation of transportation demand management strategies, which may include, but are not limited to:
 - ~~a. ridesharing programs,~~
 - ~~b. flexible work hours, and~~
 - ~~c. telecommuting.~~~~

- ~~6. Provision of traditional design features, which may include, but are not limited to:
 - ~~a. locate building adjacent to street sidewalk,~~
 - ~~b. building entry on street, and~~
 - ~~c. pedestrian protection devices such as, but not limited to, awnings over sidewalks and other outdoor walkways.~~~~

- ~~7. Site design should minimize cut through traffic on neighborhood streets by encouraging vehicular traffic to utilize the major road network to travel to or from the site, utilizing local roads only for immediate site access.~~

~~T4.8 The Intown Areawide Development of Regional Impact, located inside the TCEA boundaries, shall continue to be required to mitigate any adverse and significant transportation impacts pursuant to Chapter 380.06, Florida Statutes.~~

~~T4.9 The City shall continue to implement, in coordination with the FDOT, an annual monitoring program for the Strategic Intermodal System (SIS) within the TCEA. The 1998 LOS for segments of the SIS shall be the benchmark for comparison with future LOS. After improvements to the SIS, the adopted LOS standard on the improved roadway segment shall be the new benchmark. The FDOT reserves the right to implement measures to improve traffic flow on SIS facilities not meeting the FDOT level of service standard. These measures may include ramp metering, or other actions as appropriate.~~

~~T4.103.6 Through the preservation of a grid street network and linking of local streets within the TCEA, local traffic will be encouraged to use alternative routes that protect the interregional travel functions of the City's SIS facilities, particularly the located within the TCEA (Interstate system). The preservation of the grid system and the linking of streets located within one mile of the Interstate system shall be given the highest priority, followed by streets located within two miles of the Interstate system.~~

~~T4.113.7 The City shall actively support PSTA in efforts to seek federal, state and local funding and private contributions toward the development of the Central Avenue Bus Rapid Transit (BRT) project that will connect downtown St. Petersburg to St. Pete Beach and provide enhanced east-west mobility in the TCEA. The City will also work with PSTA, property owners and developers in the development of stations along the BRT route and will encourage development projects along the route that adhere to the principles of transit oriented development.~~

~~T4.123.8 The City shall support the development of corridors within the TCEA in addition to Central Avenue that are identified in the Countywide Bus Rapid Pinellas County~~

Transit Vision Plan for enhanced bus service and future premium transit service, with a particular emphasis on the north-south routes such as the 4th Street/Roosevelt Boulevard and US 19 corridors that are parallel to the Interstate system to provide the public with a viable alternative to driving in personal vehicles along these corridors and the Interstate system.

~~T4.13 The City shall support the Pinellas County MPOs long range plan to develop rail transit service along the 4th Street/Roosevelt Boulevard corridor and other corridors that will help improve personal mobility in the TCEA and reduce vehicular trips on the Interstate system.~~

T4.143.9 The City shall support the Tampa Bay Area Regional Transit Authority (TBARTAs) vision of providing frequent, short distance rail regional premium transit service from downtown St. Petersburg to Tampa and express bus regional commuter transit service from downtown St. Petersburg to Manatee County along the Interstate system to help alleviate traffic congestion on the Interstate system.

T4.153.10 The City shall continue to seek funding for construction of the remaining gaps in the major north-south trail facility that will parallel the Interstate system from downtown St. Petersburg to the Gandy Bridge in northern St. Petersburg.

ISSUE: Transportation System Safety and Efficiency

The provision of a safe and efficient transportation system is the goal of many federal, state and local transportation programs. Through roadway design improvements, enforcement of traffic laws, and education of transportation system users, safer operating conditions can be provided for motorists, bicyclists and pedestrians. Transportation system efficiency can often be enhanced through transportation system management (TSM) strategies, which are typically small-scale, relatively inexpensive operational improvements that can significantly improve the traffic flow on congested streets where reconstruction is not an option because of cost or disruption to the natural or built environment.

TSM activities include monitoring and adjusting traffic signal timing to improve traffic flow, adding or lengthening turn lanes at intersections, Intelligent Transportation System projects, and access management. Proper maintenance of road pavement and traffic control devices are needed to optimize transportation system performance and provide benefits such as decreased fuel consumption, delay, emissions, noise and safety risks.

OBJECTIVE T54:

The City shall ensure the safe accommodation of motorized and non-motorized traffic while reducing the incidence of vehicular conflicts within the City's major transportation corridors.

Policies:

ship-pleasure boat conflicts and promote safe air and sea operations in St. Petersburg Harbor.

- T19.7 The Port and Airport shall provide additional opportunities for on-site filtration of stormwater by increasing the amount of pervious surfaces through cost-effective landscaping and paving techniques.
- T19.8 The Port and Airport shall coordinate and be consistent with the Future Land Use Element thereby precluding any encroachment of incompatible land uses.

ISSUE: Intergovernmental Coordination

The City of St. Petersburg's transportation system is part of a much larger regional transportation network. The provision of adequate transportation facilities and services in corridors that extend beyond the City's boundaries is largely dependent upon the City's ability to work with other municipalities and government agencies at the local, county, regional, state and federal levels. Much of this coordination occurs through the transportation planning process established by the Pinellas County MPO. The City of St. Petersburg, other Pinellas County municipalities and Pinellas County participate in the MPO process, along with government agencies such as the PSTA and FDOT.

OBJECTIVE T20:

The City shall promote a comprehensive transportation planning process by coordinating its transportation system with the plans and programs of Pinellas County, neighboring municipalities and counties, Pinellas County MPO, PSTA, FDOT, BACS, TBRPC, Pinellas County School Board and other appropriate agencies and transportation providers.

Policies:

- T20.1 The City shall serve on all of the Pinellas County MPO's policy, technical and advisory committees to coordinate the transportation plans and programs for the City, Pinellas County, neighboring municipalities and counties, PSTA, FDOT, BACS, TBRPC, Pinellas County School Board and other appropriate agencies and transportation providers.
- T20.2 The City shall actively participate in the development and review of the MPO's Long Range Transportation Plan and Transportation Improvement Program and the FDOT's Strategic Transportation Plan and District VII Work Program.
- T20.3 The City shall promote coordination between the Pinellas County MPO and other MPO's in the Tampa Bay region by participating as needed in the Joint MPO Chairmen Coordination and Joint Citizens Advisory Committee processes.

- T20.4 The City shall review comprehensive plans and plan amendments from Pinellas County, neighboring municipalities and counties, and the TBRPC to ensure consistency with the Transportation Element.
- T20.5 The City shall examine the functional classification system illustrated in the Pinellas County Transportation Element for the St. Petersburg area and seek to functionally classify roads in the same manner where possible.
- T20.6 The City shall work with its adjacent jurisdictions to identify the need for and establish appropriate policies for the inter-jurisdictional coordination of transportation improvements and mitigation of transportation impacts.
- T20.7 The City shall provide land use and socioeconomic data to the Pinellas County MPO to support the development and enhancement of travel demand forecasting models used to forecast and simulate transportation conditions under alternative land use scenarios.
- T20.8 The City shall participate in the planning efforts of the St. Petersburg-Clearwater International Airport, Tampa International Airport and other regional intermodal facilities that directly impact the City of St. Petersburg.
- T20.9 The City shall continue to have representation on the PSTA Board to ensure that the City's transit needs are addressed.
- ~~T20.10 The City shall coordinate its levels of service, concurrency management methodologies, and Land Development Regulations with the FDOT and Pinellas County, respectively, to encourage compatibility with the appropriate jurisdictions' level of service and access management standards for county and state maintained roadways.~~
- ~~T20.11 The City shall coordinate with service providers that have no regulatory authority over the use of land in the city to develop recommendations that address ways to improve coordination of the City's concurrency management methodologies and systems, and levels of service.~~

OBJECTIVE T21:

The Port of St. Petersburg and the Albert Whitted Municipal Airport shall continue to coordinate operational and expansion activities with all appropriate federal, state, regional, and local agencies.

Policies:

- T21.1 The Port and Airport shall obtain all required permits and leases needed to implement the projects described in their adopted master plans and shall construct and operate Port and Airport facilities in cooperation with the appropriate federal, state, regional and local

CAPITAL IMPROVEMENTS ELEMENT

Sections:

- 10.1 INTRODUCTION
- 10.2 GOALS, OBJECTIVES AND POLICIES
 - ISSUE: Construction of needed improvements
 - ISSUE: Adequate provision of public facilities
 - ISSUE: Public expenditure in high hazard zones
 - ISSUE: Coordination of land development and capital improvements
 - ISSUE: ~~Promotion of Mobility in Transportation Concurrency Exception Areas~~
- 10.3 CONSISTENCY REQUIREMENTS AND CONCURRENCY MANAGEMENT
 - 10.3.1 Consistency
 - 10.3.2 Concurrency Management
 - 10.3.2.1 Introduction
 - 10.3.2.2 Definitions
 - 10.3.2.3 Concurrency Management System
 - 10.3.2.4 Level of Service Standards
 - 10.3.2.5 Minimum Requirements for Concurrency

10.1 INTRODUCTION

The purpose of the Capital Improvements Element is to demonstrate the fiscal feasibility of the City's Comprehensive Plan. This objective is accomplished by estimating costs of improvements, analysis of the City's fiscal capability to finance and construct improvements, and adoption of financial policies to guide funding.

The CIE must include:

- five-year schedule of capital improvements
- concurrency management program
- Goals, Objectives, and Policies

Further, the CIE must be reviewed annually and modified if necessary.

10.2 GOALS, OBJECTIVES AND POLICIES

GOAL-CAPITAL IMPROVEMENTS (CI):

The goal of providing public facilities (public utilities, ~~transportation~~, and recreation) which meet or exceed adopted level of service standards will be met through sound fiscal policies and shall be provided concurrently with, or prior to, development.

Issue: Construction of needed improvements

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

OBJECTIVE CI1:

The City shall provide capital improvements, as identified in the five-year schedule of improvements in this element, which are necessary for replacement of obsolete or worn-out facilities, correction of existing deficiencies, and to meet demand of planned future growth.

Policies:

- CI1.1 Those projects exceeding \$250,000, identified in the other elements of the Comprehensive Plan as necessary to maintain or improve the adopted level of service standards and which are of relatively large scale and high costs, shall be included in the Capital Improvement Element.
- CI1.2 Projects of lower costs may be included in the Capital Improvement program and annual capital budget.
- CI1.3 The City shall prepare and implement a Capital Improvement Program based on the elements of the comprehensive plan which shall schedule the funding and construction of projects for a five-year time period, including a one year Capital Improvement Program budget. Estimated requirements for capital projects shall include all costs reasonably associated with the completion of the project and the impact of each project on the operating revenues and requirements of the City.
- CI1.4 The following modifications may be made to the Capital Improvements Schedule of this element:
 - a. The Schedule shall be updated annually.
 - b. Amendments to the schedule caused by emergencies, developments of regional impact and certain small scale development activities are not limited to two times per calendar year. (Section 163.3187, Florida Statutes.)
 - c. Modifications to the Schedule relating to costs (corrections, updates, and modifications), revenue sources, or acceptance of facilities according to dedications consistent with the plan identified in the capital improvements

element may be accomplished by ordinance and do not require a plan amendment.
(Section 163.3177, Florida Statutes.)

ISSUE: Adequate provision of public facilities

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

OBJECTIVE CI2:

The City will continue to implement existing procedures that require new development to bear a proportionate cost of facility improvement, necessitated by the development, to adequately maintain adopted LOS standards.

Policies:

CI2.1 The following level of service standards shall be adopted for public facilities:

CI2.1.1 Potable Water:

1. The average day demand is 125 gallons per capita per day (gpcd).
2. The maximum day to average day ratio will be 1.25.
3. The level of service for peak hour rates is 210 percent of total annual average day rates.
4. The level of service standard for minimum pressure is 20 psig at curbside.
5. The level of service standard for storage capacities shall equal at least 50 percent of average day demand at a minimum.
6. All improvements, expansions, or increases in capacity to the facilities shall be compatible with the adopted level of service standards.

CI2.1.2 Sanitary Sewer - Average Day Demand:

<u>Facility</u>	<u>gpcd</u>
Northeast WRF	173
Albert Whitted WRF	166
Southwest WRF	161
Northwest WRF	170

CI2.1.3 Drainage

1. Due to the backlog of stormwater improvement needs and the time needed to implement improvements to the municipal system, existing conditions shall be adopted as the level of service.
2. Construction of new and improvements to existing surface water management systems require permits from SWFWMD, except for projects specifically exempt. As a condition of municipal development approval, new development and redevelopment within the City which requires a SWFWMD permit according to Rules 40D-4 and 40D-40, Florida Administrative Code, shall be required to obtain a SWFWMD permit and meet SWFWMD water quantity and quality design standards. Development which is exempt from SWFWMD permitting requirements shall be required to obtain a letter of exemption.
3. Construction of new and improvements to existing surface water management systems will be required to meet design standards outlined in the Drainage ordinance, Section 16.40.030 of the Land Development Regulations, using a minimum design storm of 10 year return frequency, 1 hour duration, rainfall intensity curve Zone VI, Florida Department of Transportation. Improvements to the Municipal Drainage System will be designed to convey the runoff from a 10-year 1 hour storm event.

CI2.1.4 Solid Waste: 1.3 tons/year/person

CI2.1.5 Recreation and Open Space: The recommended level of service standard is 9 land acres of usable recreation and open space acreage per 1,000 persons population in St. Petersburg.

~~CI2.1.6 Transportation: The operational Level of Service (LOS) D peak hour shall be the standard for all roads within the City.~~

~~CI2.1.7 Mass Transit:~~

~~The following level of service standard is based on the contractual agreement made at the time of the merging of the City and County bus systems:~~

- ~~1. approximately 2.5 million miles of fixed route service;~~

- ~~2. approximately 217,000 miles of DART service;~~
- ~~3. fixed route service within 1/4 mile of approximately 90 percent of the service area;~~
- ~~4. headways less than 1 hour;~~
- ~~5. The City of St. Petersburg will continue to require at least the same level of service currently provided by PSTA in fixed route, demand response and para-transit service.~~

CI2.2 The City shall pursue new revenue sources and methods to fund local roadway construction.

CI2.3 The City shall assess new development costs to provide public facility improvements based on a proportion of the benefits accrued to the development, state government, local government, and residents. The City will accomplish this task through:

1. ~~Continued~~ Collection of the Pinellas County ~~Transportation~~ Multi-modal Impact Fee or other such appropriate measures;
2. Continued collection of potable water and sewer impact fees, also known as potable water and sewer connector fees; and
3. Continued collection of stormwater utility fees.

ISSUE: Public expenditure in high hazard zones

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

OBJECTIVE CI3:

The City shall protect vulnerable coastline and shall avoid property destruction and personal injury by limiting expenditures on public facilities in the designated coastal high hazard area except for purposes of conservation, stormwater management, natural resource protection and

preservation, recreation, and improvement of hurricane evacuation system, and providing facilities necessary for the adopted land use.

Policies:

- CI3.1 Expanded infrastructure in the coastal high hazard area shall only be permitted as necessary to protect the public health, welfare and safety, including stormwater and sewer improvements and to service the demand generated by the planned for development identified in the Future Land Use Plan (Coastal Management Element, Policy CM 10.4)
- CI3.2 The City shall not locate potable water line extensions in the coastal high hazard area beyond what is necessary to service planned zoning densities (Coastal Management Element, Policy CM 10.6).

ISSUE: Coordination of land development and capital improvements

A major concern of the City is to provide sufficient capacity of public facilities and services concurrent with or prior to development. This concern can be met by controlling the location and timing of land development within City boundaries. The City plans to adopt or already has in place the following standards, policies, and ordinances: LOS standards, Capital Improvements Program, ~~Transportation~~-Multi-Modal-Impact Fees,-Urban Service Areas, and Dedications.

OBJECTIVE CI4:

Manage the land development process so that all development orders and permits for future development and redevelopment activities shall be issued only if public facilities' level of service standards are equal to or greater than those adopted in Policies CI2.1.1 through CI2.1.7.

Policies:

- CI4.1 Development Orders may be granted by the City that allows the project to be timed and staged so that the public facilities necessary to maintain LOS standards are in place when the impacts of the development occur.
- CI4.2 Development orders shall not be issued unless public facilities that meet adopted LOS standards are available or meet the requirements of the adopted concurrency management system as identified in Section 10.3.2.5, Minimum Requirements for Concurrency of this element.
- CI4.3 Notification of capital projects that are substantial in nature (such as bridge replacement, drainage improvements, road widening, recreation, fire and rescue facilities) identified in the City's schedule of capital improvements proposed for any property located within approximately ¼ mile of the City limits will be forwarded to the neighboring government and, for any property located within approximately ¼ mile of a governmental educational facility, notification will be forwarded to the

School Board for comments pertaining to the proposed action in relation to their respective plans.

OBJECTIVE CI5:

To demonstrate the City's ability to provide for needed improvements identified in the other elements of the Comprehensive Plan, the City shall develop and adopt the capital improvement schedule, as part of the Comprehensive Plan. The Capital Improvement Schedule shall include a schedule of projects, funding dates, all costs reasonably associated with the completion of the project, and a demonstration that the City has the necessary funding to provide public facility needs concurrent with or prior to previously issued Development Orders or future development.

Policies:

CI5.1 Proposed capital improvement projects must be reviewed by the planning ~~Development Services Department~~ based on the following:

- A. General consistency with the Comprehensive Plan. Projects found inconsistent with the Comprehensive Plan shall not be approved until appropriate revisions are made to the project or the Comprehensive Plan to achieve consistency.
- B. Evaluation of projects regarding the following eight areas of consideration from the State Comprehensive Planning Regulations:
 - 1. Elimination of Public Hazards;
 - 2. Elimination of Existing Capacity Deficits;
 - 3. Local Budget Impact;
 - 4. Locational Needs Based on Projected Growth Patterns (Activity Centers);
 - 5. Accommodation of New Development and Redevelopment Service Demands;
 - 6. Correction or replacement of obsolete or worn-out facilities;
 - 7. Financial Feasibility; and
 - 8. Plans of State Agencies and Water Management Districts that provide public facilities within the Local Government's jurisdiction.

The planning ~~Development Services Department~~ shall advise the Department of Budget and Management of its findings regarding these eight areas of consideration to assist said Department with the ranking and prioritization of capital improvement projects.

CI5.2 Long-term borrowing will not be used to finance current operations or normal maintenance. Every effort will be made to schedule the amortization of long-term debt so that fifty percent of the issue will be retired in the first half of the total term of the debt. A policy of full disclosure will be followed in all financial reports and official statements for debt.

Chapter Ten, Capital Improvements Element

City of St. Petersburg Comprehensive Plan

- CI5.3 General capital improvements or those improvements not related to municipally owned enterprises shall be funded from General Operating Fund revenues, fund balances, the sale of revenue bonds or general obligation bonds, special assessments, or grants.
- CI5.4 Sale of revenue bonds shall be limited to that amount which can be supported from utility tax, franchise fee, or other non-ad valorem tax revenues not required to support General Fund operations. Revenue bond coverage shall not be less than parity required coverage.
- CI5.5 The City shall strive to limit the total net annual general revenue bond debt service to 25% of the total net general purpose revenue and other funds available for such debt service.
- CI5.6 Debt pledged as a general obligation of the City shall not exceed six percent of the non-exempt property valuation within the corporate boundaries, or one-half of that allowed by state law.
- CI5.7 The City shall include capital improvement projects for the renewal and replacement of public facilities to maintain adopted level of service standards in the Five-Year Schedule of Improvements. ~~The CIP schedules shall include any of the MPO transportation projects that are relied upon to ensure concurrency and financial feasibility. See Section 163.3177 (3)(a)6, F.S.~~
- CI5.8 All development authorized by Development of Regional Impact development orders that are adopted pursuant to Section 380.06, F.S., prior to the adoption of the Local Government Comprehensive Plan pursuant to Section 163.3161, F.S., shall be exempt from the concurrency provisions of Chapter 163, F.S.
- CI5.9 Changes which result in an amendment to the development order must meet the requirements of the revised Comprehensive Plan.
- CI5.10 The City shall ensure that development orders issued prior to the adoption of St. Petersburg Comprehensive Plan shall be provided with necessary facilities and public services.
- CI5.11 The City will identify and pursue joint funding opportunities with the SWFWMD, Pinellas County, or other public and private agencies and jurisdictions.
- CI5.12 The City will pursue the equitable sharing of costs of implementing projects and programs in the capital improvements element where appropriate and agreed upon through an interlocal agreement or otherwise with other directly benefiting local and regional governments and agencies.

~~ISSUE: Promotion of Mobility in Transportation Concurrency Exception Area~~

~~A Transportation Concurrency Exception Area (TCEA) was established in 2000 for that portion of the City depicted on Map 30. The purpose of the TCEA is to promote urban infill development and redevelopment in this older, more established area of the City that has excellent levels of service on the vast majority of its major roadways. The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long term strategies to support and fund mobility. Local governments that have a TCEA now need to produce a schedule of mobility improvements, as well as transportation projects, needed to maintain or achieve level of service standards.~~

~~OBJECTIVE CI6:~~

~~The City shall improve mobility in the TCEA by funding and seeking funding from other government agencies for transportation projects that promote the safe and efficient movement of people and goods within the TCEA.~~

~~Policies:~~

- ~~CI6.1 — On an annual basis, the City shall fund transportation projects that enhance mobility in the TCEA, such as roadway capacity improvements, trails, bike lanes, sidewalks and Transportation System Management projects, and include these projects in the annual update to the 5-Year Schedule of Capital Improvements.~~
- ~~CI6.2 — The City shall work cooperatively with other government agencies that are involved in planning, funding and the implementation of capital projects that promote mobility in the TCEA, including the Pinellas County Metropolitan Planning Organization, Pinellas County, Florida Department of Transportation, Pinellas Suncoast Transit Authority and the Tampa Bay Area Regional Transportation Authority, and include these capital projects in the annual update to the 5-Year Schedule of Capital Improvements.~~

10.3 CONSISTENCY REQUIREMENTS AND CONCURRENCY MANAGEMENT

As a requirement of Florida's Growth Management Legislation of 1985/86, two important issues must be addressed in the Comprehensive Plan -- consistency and concurrency. The Comprehensive Plan must be consistent with both the Regional Policy Plan and the State Comprehensive Plan. In addition, the legislation also includes a concurrency requirement. Funding to meet the concurrency requirements of this legislation is the responsibility of the City. Consistency and the development of a concurrency management system are more adequately explained in the following sections.

10.3.1 Consistency

The purpose of consistency is to provide a comprehensive and legislative/statutory scheme for the overall planning efforts being undertaken statewide. To achieve consistency, five tests must be met which briefly are as follows:

1. The Comprehensive Plan must be consistent with the provisions of Chapter 163, F.S.
2. The elements of the Comprehensive Plan must be internally consistent and the plan must be economically feasible.
3. The Comprehensive Plan must also be "compatible with" and "further" the State and regional policy plans.
4. Land use regulations must be consistent with the Comprehensive Plan.
5. Development Orders must be consistent with the Comprehensive Plan.

10.3.2 Concurrency Management

10.3.2.1 Introduction

As a requirement of the Local Government Comprehensive Planning and Land Development Regulation Act, Chapter 163, F.S., it is necessary to address the issue of concurrency. In addition, a concurrency management system is required as an adopted portion of a community's Comprehensive Plan, as well as being a required section of its Capital Improvement Element. These statutory provisions for concurrency require that local governments establish acceptable LOS standards for public facilities, and adopt standards to ensure the availability for these facilities, within their comprehensive plans.

Concurrency is intended to ensure that local governments provide adequate infrastructure to put its plans into place, and that these facilities and services will be available within a reasonable period of time to support development. ~~Section 163.3177(10)(h), F.S., states:~~

~~"It is the intent of the Legislature that public facilities and services needed to support development shall be available concurrent with the impacts of such development."~~

Concurrency is the key to maintaining adopted LOS standards. Therefore, before a building permit or development order is issued, the City will require assurances that the necessary public facilities and services to support this development will be available by the project completion date (see section on the Minimum Requirements for Concurrency in this Element).

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

10.3.2.2 Definitions

1. Concurrency means that the necessary public facilities and services to maintain the adopted level of service standards are available when the impacts of development occur.
2. Concurrency Management System means the procedures and process that the local government will utilize to assure that the development orders and permits are not issued unless the necessary facilities are available concurrent with the impacts of development.

10.3.2.3 Concurrency Management System

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

10.3.2.4 Level of Service Standards

1. For the purpose of issuance of development orders and permits, St. Petersburg shall adopt LOS standards for public facilities and services within St. Petersburg for which St. Petersburg has authority to issue such development orders and permits. For the purpose of concurrency, these public facilities and services include potable water, sanitary sewer, solid waste, drainage, ~~traffic circulation,~~ and recreation and open space ~~and mass transit~~. If St. Petersburg desires to include in the Comprehensive Plan other public facilities and services for which LOS standards are adopted, the Comprehensive Plan shall state whether or not the LOS standard must be met prior to the issuance of a development order or permit. If the LOS standard must be met, the facility or service must be subject to the concurrency management system.
2. The CIE shall set forth a financially feasible plan which demonstrates that St. Petersburg can achieve and maintain the adopted LOS standards.
3. St. Petersburg may desire to have a tiered, two-level approach for the LOS standard. To utilize a tiered approach, St. Petersburg must adopt an initial LOS standard as a policy to be utilized for the purpose of the issuance of development orders and development permits. A second policy may be included which adopts a higher LOS standard by a date certain to be utilized for the purpose of the issuance of development orders and permits. The specific date for this second policy to become effective must be included in the plan. The plan must set forth the specific actions and programs for attaining the higher LOS by the specified date. If the identified actions and programs are not attained by the specified date, the St. Petersburg Comprehensive Plan must be amended to specify the LOS standard that will be utilized and be binding for the purpose of the issuance of development orders and permits.

4. ~~For facilities on the Florida Intrastate Highway System as defined in Section 338.001, F.S., the City of St. Petersburg shall adopt the level of service standards established by the Department of Transportation by rule. For other roads, local governments shall adopt adequate level of service standards. These level of service standards shall be adopted to ensure that adequate facility capacity will be provided to service the existing and future land uses as demonstrated by the supporting data and analysis in the comprehensive plan. (Section 163.3180(10), F.S.)~~

10.3.2.5 Minimum Requirements for Concurrency

A concurrency management system shall be developed and adopted to ensure that public facilities and services needed to support development are available concurrent with the impacts of such developments.

1. For potable water, sanitary sewer, solid waste, and drainage the following standards shall be met to satisfy the concurrency requirement:
 - a. The necessary facilities and services are in place at the time a development permit is issued; or,
 - b. A development permit is issued subject to the condition that the necessary facilities and services will be in place when the impacts of the development occur; or,
 - c. The necessary facilities are under construction at the time a permit is issued; or,
 - d. The necessary facilities and services are guaranteed in an enforceable development agreement that includes the provisions of 1.a, 1.b or 1.c of this section. An enforceable development agreement may include, but is not limited to, terms required for development agreements pursuant to Section 163.3220, Florida Statutes, or terms required for an agreement or development order issued pursuant to Chapter 380, Florida Statutes. The agreement must guarantee that the necessary facilities and services will be in place when the impacts of the development occur.
2. For recreation and open space, St. Petersburg shall satisfy the concurrency requirement by complying with the standards in 1.a, 1.b, 1.c, and 1.d of this section, or by ensuring that the following standards will be met:
 - a. At the time the development permit is issued, the necessary facilities and services are the subject of a binding executed contract which provides for the commencement of the actual construction of the required facilities or the provision of services within one year of the issuance of the development permit; or,
 - b. The necessary facilities and services are guaranteed in an enforceable development agreement which requires the commencement of the actual construction of facilities or the provision of services within one year of the issuance of the applicable development order. An enforceable development agreement may include, but is not

limited to, terms required for development agreements pursuant to Section 163.3220, Florida Statutes, or terms required for an agreement or development order issued pursuant to Chapter 380, Florida Statutes.

~~3. For transportation facilities (roads and mass transit designated in this Comprehensive Plan), at a minimum, the City of St. Petersburg shall meet the following standards to satisfy the concurrency requirement:~~

~~a. At the time a development order or permit is issued, the necessary facilities and services are in place or under construction; or~~

~~b. A development order or permit is issued subject to the conditions that the necessary facilities and services needed to serve the new development are scheduled to be in place or under actual construction within three years after approval of a building permit or its functional equivalent as provided in the adopted City of St. Petersburg's five year schedule of capital improvements. The schedule of capital improvements may recognize and include transportation projects included in the first three years of the applicable, adopted Florida Department of Transportation five year work program.~~

~~The five year schedule of capital improvements must include the estimated date of commencement of actual construction and the estimated date of project completion. A plan amendment is required to eliminate, defer, or delay construction of any mass transit facility or service which is needed to maintain the adopted level of service standard and which is listed in the five year schedule of capital improvements; or~~

~~c. At the time a development order or permit is issued, the necessary facilities and services are the subject of a binding executed agreement which requires the necessary facilities and services to serve the new development to be in place or under actual construction within three years after the approval of a building permit or its functional equivalent; or~~

~~d. At the time a development order or permit is issued, the necessary facilities and services are guaranteed in an enforceable development agreement, pursuant to Section 163.3220, F.S., or an agreement or development order issued pursuant to Chapter 380, F.S., to be in place or under actual construction within three years after approval of a building permit or its functional equivalent. (Section 163.3180 (2)(c), F.S.)~~

~~e. For the purpose of issuing a development order or permit, a proposed urban redevelopment project located within a defined and mapped Existing Urban Service Area as established in the City of St. Petersburg's Comprehensive Plan pursuant to Section 163.3164(29), F.S., shall not be subject to the concurrency requirements of Rule 9J 5.(3)(c)1-4, Florida Administrative Code, for up to 110 percent of the transportation impact generated by the previously existing development. For the~~

~~purpose of this provision, a previously existing development is the actual previous-built use which was occupied and active within 10 years.~~

- ~~f. For the purpose of issuing a development order or permit, a proposed development may be deemed to have a de minimis impact (an impact that would not affect more than 1 percent of the maximum volume at the adopted level of service of the affected transportation facility as determined by the City of St. Petersburg), and may not be subject to the concurrency requirements of Rule 9J-5.0055(3)(e) 1-4. No impact will be de minimis if it would exceed 110 percent of the sum of existing volumes and the projected volumes from approved projects on a transportation facility; provided, however, that an impact of a single family home on an existing lot will constitute a de minimis impact on all roadways regardless of the level of the deficiency of the roadway. Further, no impact will be de minimis if it would exceed the adopted level of service standard of any affected designated hurricane evacuation routes.~~

~~The City shall maintain sufficient records to ensure that the 110 percent criterion is not exceeded. The City shall annually submit a summary of de minimis records with its updated Capital Improvements Element.~~

43. In determining the availability of services or facilities, a developer may propose, and St. Petersburg may approve, developments in stages or phases so that facilities and services needed for each phase will be available in accordance with the standards required by subsections 1, 2, and 3 of this section.
54. For the requirements of subsections 1, 2, and 3 of this section, St. Petersburg must develop guidelines for interpreting and applying level of service standards to applications for development orders and permits and determining when the test for concurrency must be met. The latest point in the application process for the determination of concurrency is prior to the approval of an application for a development order or permit which contains a specific plan for development, including the densities and intensities of development.

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: City File LGCP-2015-03: City-initiated Comprehensive Plan text amendments.

A detailed analysis of the request is provided in Staff Report LGCP-2015-03, attached.

REQUEST: ORDINANCE 201-H amending Comprehensive Plan text in Chapter 1, General Introduction, Chapter 4, Conservation Element and Chapter 5, Coastal Management Element, pertaining to reducing flood risks and losses; and in Chapter 3, Future Land Use Element, pertaining to the recently adopted South St. Petersburg Redevelopment Plan and the new Countywide Plan and Rules.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: No visitors, phone calls or correspondence have been received, to date.

Community Planning & Preservation Commission (CPPC): On September 8, 2015 the CPPC held a public hearing regarding these proposed text amendments to the Comprehensive Plan, and recommended APPROVAL by a unanimous vote of 5 to 0.

City Council Action: On October 15, 2015 the City Council conducted the first reading and first public hearing for the attached ordinance, approved Resolution 2015-509 transmitting the amendment for expedited state, regional and county review, and set the second reading and adoption public hearing for December 17, 2015.

External Agency Review: As with all Comprehensive Plan text amendments, the proposed ordinance and staff report were transmitted to the following entities (referred to as "external agencies") for review: Florida Department of Economic Opportunity (DEO), Florida Department of Transportation (FDOT, District 7), Florida Department of State, Florida Department of Education, Florida Department of Environmental Protection (FDEP), Southwest Florida Water Management District (SWFWMD), Tampa Bay Regional Planning Council (TBRPC) and the Pinellas County Planning Department.

- November 4, 2015 correspondence from the Florida Department of Education contained no comments.

- November 18, 2015 correspondence from the Florida Department of Environmental Protection identified no adverse impacts to important state resources and facilities.
- November 20, 2015 correspondence from the Southwest Florida Water Management District indicated that no comments were necessary.
- November 24, 2015 correspondence from the Tampa Bay Regional Planning Council identified no adverse effects on regional resources or facilities, and no extra-jurisdictional impacts.
- November 25, 2015 correspondence from the Florida Department of Transportation, District Seven, contained no objections but did contain several constructive comments encouraging the City to utilize cross access within any Target Employment Center designated areas, as well as implement transit and other transportation demand management techniques.
- November 25, 2015 correspondence from the Florida Department of Economic Opportunity contained no objections, but did contain two technical assistance comments pertaining to the issues of sea level rise and construction activities seaward of the coastal construction control lines (CCCL). Regarding the latter, the City's jurisdictional boundaries do not touch the Gulf of Mexico, thus, the Comprehensive Plan does not need to address construction activities seaward of the CCCL. With regard to the issue of sea level rise, as detailed in the attached staff report and proposed amendments to the Comprehensive Plan, the City participates with the County in the Local Mitigation Strategy (LMS) Plan, and also participates in the National Flood Insurance Program (NFIP) Community Rating System (CRS) program, which encourages flood redevelopment principles, strategies, and engineering solutions that reduce flood risk related to high-tide events, storm surge, flash floods, stormwater runoff and the impacts of sea level rise.

City Administration recommends that new Policy CM11.14 (Section 19 in the attached proposed ordinance) be modified to add the following (underlined) language:

In order to reduce flood risk resulting from or associated with high-tide events, storm surge, flash floods, stormwater runoff and the impacts related to sea-level rise, the City shall continue to promote the use of the development and redevelopment principles, strategies and engineering solutions contained in the Florida Building Code and the Land Development Regulations.

The ordinance and staff report were also transmitted to the Pinellas Planning Council (PPC) several weeks prior to the City Council's October 15th meeting, to be reviewed for consistency with the Countywide Plan Rules. On October 5, 2015 correspondence from the PPC staff indicated that the proposed text amendments are consistent with the provisions of the Countywide Rules,

specifically new Future Land Use Element Policy LU3.1(E)(8), pertaining to the Target Employment Center (TEC) Overlay and Policy LU3.1(G), pertaining to the table showing the new Countywide Plan categories and the City's corresponding categories.

Recommended City Council Action: 1) CONDUCT the second reading and adoption public hearing for the attached ordinance, as amended; and 2) ADOPT the ordinance.

Attachments: Ordinance, CPPC Minutes, Staff Report

ORDINANCE NO. ___-H

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA; AMENDING CHAPTER 1, GENERAL INTRODUCTION, CHAPTER 3, FUTURE LAND USE ELEMENT, CHAPTER 4, CONSERVATION ELEMENT AND CHAPTER 5, COASTAL MANAGEMENT ELEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the City Administration has initiated amendments to several Comprehensive Plan objectives and policies; and

WHEREAS, the Community Planning & Preservation Commission of the City has reviewed these proposed amendments to the Comprehensive Plan at a public hearing held on September 8, 2015 and has recommended approval; and

WHEREAS, the City Council, after taking into consideration the recommendations of the Community Planning & Preservation Commission and the City Administration, as well as the comments received during the public hearing conducted on this matter, finds that the proposed amendments to the City of St. Petersburg Comprehensive Plan are appropriate;

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

Section 1. Section 1.6 in Chapter 1, General Introduction, is hereby amended by adding the following acronyms:

<u>CRS</u>	<u>Community Rating System</u>
<u>LMS</u>	<u>Pinellas County Local Mitigation Strategy</u>
<u>NFIP</u>	<u>National Flood Insurance Program</u>

Section 2. Section 1.7 in Chapter 1, General Introduction, is hereby amended by adding the following terms and definitions:

Community Rating System (CRS) – The National Flood Insurance Program's (NFIP) Community Rating System is a voluntary incentive program that recognizes and encourages community floodplain management activities that exceed the minimum NFIP requirements. Property owners within a community that participates in CRS receive discounted flood insurance premium rates that reflect the reduced flood risk resulting from program participation.

National Flood Insurance Program (NFIP) – A Federal program aimed at reducing the impact of flooding on private and public structures. The program provides insurance for property owners and encourages communities to adopt and enforce floodplain management regulations. Overall, the program reduces the socio-economic impact of disasters by promoting the purchase and retention of Risk Insurance in general, and National Flood Insurance in particular.

Pinellas County Local Mitigation Strategy (LMS) – The Pinellas County Local Mitigation Strategy, originally adopted in 1998 and subsequently updated in 2004, 2009 and 2014, is a plan that serves as a bridge between local governments’ comprehensive growth management plans, the county comprehensive emergency management plan, land development regulations, and relevant ordinances and codes such as those for floodplain management. This strategy integrates mitigation initiatives established through various policies, programs, and regulations into a single stand-alone working document.

Section 3. New Policy LU3.1(E)(8) in Chapter 3, the Future Land Use Element, is hereby added to read as follows:

Target Employment Center (TEC) Overlay – Overlaying the future land use designations of those areas, not less than 100 acres in size, that are now developed or appropriate to be developed in a concentrated and cohesive pattern to facilitate employment uses of countywide significance. Permitted uses and density/intensity standards shall be as per the underlying future land use categories, with a 100 percent intensity bonus for manufacturing, office and research/development uses.

[INTENTIONALLY LEFT BLANK]

Section 4. New Policy LU3.1(G) in Chapter 3, the Future Land Use Element, is hereby added to read as follows:

Table Showing Countywide Plan Map Categories and Corresponding Future Land Use Map Categories

<u>Countywide Plan Map Categories</u>	<u>Corresponding Future Land Use Map Categories</u>
<u>Residential Very Low</u>	<u>None.</u>
<u>Residential Low Medium</u>	<u>Residential Low, Residential Urban, Residential Low Medium</u>
<u>Residential Medium</u>	<u>Residential Medium, Planned Redevelopment-Residential</u>
<u>Residential High</u>	<u>Residential High</u>
<u>Office</u>	<u>Residential/Office General</u>
<u>Resort</u>	<u>Resort Facilities Overlay</u>
<u>Retail & Services</u>	<u>Commercial General</u>
<u>Employment</u>	<u>Industrial Limited</u>
<u>Industrial</u>	<u>Industrial General</u>
<u>Activity Center</u>	<u>Activity Center Overlay (includes the underlying categories of Central Business District, Community Redevelopment District, Planned Redevelopment-Commercial, Planned Redevelopment-Mixed Use, Planned Redevelopment-Residential, Residential High, Residential Medium, Residential/ Office General, Recreation/Open Space, Transportation/Utility, Institutional, Industrial Limited and Industrial General)</u>
<u>Multimodal Corridor</u>	<u>Planned Redevelopment-Mixed Use</u>
<u>Public/Semi-Public</u>	<u>Institutional, Transportation/Utility</u>
<u>Recreation/Open Space</u>	<u>Recreation/Open Space</u>
<u>Preservation</u>	<u>Preservation</u>
<u>Target Employment Center</u>	<u>Target Employment Center Overlay (includes the underlying categories of Planned Redevelopment-Commercial, Planned Redevelopment-Mixed Use, Residential/Office General, Transportation/Utility, Institutional, Industrial Limited and Industrial General)</u>
<u>Scenic/Non-Commercial Corridor Overlay</u>	<u>Scenic/Non-Commercial Corridor Overlay</u>

Section 5. Objective LU7 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

Development activities of all kinds within the coastal hazard areas shall be consistent with the goals, objectives and policies of the Coastal Management Element of the Comprehensive Plan ~~and any interagency hazard mitigation report recommendations deemed appropriate by the City.~~

Section 6. Policy LU7.7 in Chapter 3, Future Land Use Element, is hereby deleted as follows:

~~The City will encourage the mitigation, reduction or elimination of uses that are inconsistent with any interagency hazard mitigation report recommendations that the City determines appropriate.~~

Section 7. Policy LU8.1 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

Pursuant to the requirements of Section 163.3202, F.S. ~~and Chapter 9J-5 F.A.C.~~ the land development regulations (Chapter 16, City Code of Ordinances) will be amended, as necessary, to ensure consistency with the goals, objectives and policies of the Comprehensive Plan. ~~The development regulations include:~~

- ~~1. Sign Ordinance;~~
- ~~2. Subdivision Ordinance;~~
- ~~3. Zoning Ordinance;~~
- ~~4. Historic Preservation Ordinance;~~
- ~~5. Drainage and Surface Water Management Ordinance;~~
- ~~6. Landscaping for Vehicular Use Areas Ordinance;~~
- ~~7. Flood Damage Prevention Ordinance;~~
- ~~8. Vegetation Ordinances;~~
- ~~9. Concurrence Ordinance;~~

Section 8. Objective LU9 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

The City shall continue to define and regulate nonconforming and grandfathered uses consistent with the requirements of Chapter 163, F.S. for the purpose of reducing or eliminating land uses that are inconsistent with the character of the community including repetitive loss and other properties that do not comply with minimum FEMA flood elevation standards as targeted in Policies CM11.11 and CM11.12. ~~The regulations may include provisions for eliminating or reducing uses that are inconsistent with interagency hazard mitigation reports.~~

Section 9. Policy LU9.3 in Chapter 3, Future Land Use Element, is hereby deleted as follows:

~~The City will continue to monitor the Nonconforming and Grandfathered Situations section of the Land Development Regulations to implement provisions that encourage the elimination or reduction of uses inconsistent with interagency hazard mitigation report recommendations that the City deems appropriate.~~

Section 10. The following issue in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

ISSUE: Existing Community Redevelopment Areas

The City has ~~seven~~ four existing community redevelopment areas that were adopted under the provisions of Florida's Community Redevelopment Act (Section 163.330 *et seq.*, F.S.): Intown, Intown West, Bayboro Harbor, ~~Dome Industrial Park Pilot Project, Tangerine Avenue, Dome Industrial Park and 16th Street South~~ and South St. Petersburg. Each area has an adopted redevelopment plan that specifies long range redevelopment objectives. Each redevelopment plan addresses the unique needs and potentials of the areas. Implementation of the redevelopment plans has in every case stimulated positive actions toward reaching the redevelopment goals objectives and policies. Continued implementation of these plans is essential to revitalization of blighted and underutilized areas of the City.

Section 11. Policy LU13.1 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

Development proposals in community redevelopment areas shall be reviewed for compliance with the goals, objectives and policies of the Comprehensive Plan and the goals, objectives and policies of the applicable adopted redevelopment plan including:

1. Intown Redevelopment Plan;
2. Bayboro Harbor Redevelopment Plan;
3. ~~16th Street South Revitalization Plan;~~
4. ~~Tangerine Avenue Redevelopment Plan;~~
3. Intown West Redevelopment Plan; and
6. ~~Dome Industrial Park Pilot Project Redevelopment Plan; and~~
7. ~~Dome Industrial Park Redevelopment Plan.~~
4. South St. Petersburg Redevelopment Plan

Section 12. Policy C1.1 in Chapter 4, Conservation Element, is hereby amended to read as follows:

The City will actively enforce minimum building standards identified in the ~~adopted Flood Damage Prevention Ordinance~~ Florida Building Code and Land Development Regulations for construction within the 100-year flood plain.

Section 13. The following issue in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

ISSUE: Hazard Mitigation

In St. Petersburg's development process, natural hazard mitigation focuses on construction that is built to survive the effects of a 100-year storm. ~~Present ordinances do not adequately address natural hazard mitigation or land use in flood prone areas.~~ With the adoption of the two feet of freeboard requirement (Florida Building Code, Chapter 8 of the City Code), and focus on Community Rating System (CRS) activities, the City now more fully addresses mitigation in flood prone areas. According to ~~1996~~ 2015 data provided by FEMA, St. Petersburg is ~~ranked the #16~~ ranked #16 in Florida with regard to repetitive losses ~~community in Florida, which is a significant an~~ community in Florida, which is a significant an improvement from being ranked #1 in 1996.

Section 14. Objective CM11 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The City will reduce natural hazard impacts through compliance with FEMA regulations, participation in NFIP's Community Rating System (CRS) and by targeting repetitive flood loss and vulnerable properties for mitigation.

Section 15. Policy CM11.9 in Chapter 5, Coastal Management Element, is hereby deleted as follows:

~~The City will encourage mitigation, reduction or elimination of uses that are inconsistent with any interagency hazard mitigation report recommendations that the City deems appropriate.~~

Section 16. Renumbered Policy CM11.9 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The City shall continue to participate in the Federal Emergency Management Agency's National Flood Insurance Program and Community Rating System in order to achieve higher flood insurance premium discounts.

Section 17. Renumbered Policy CM11.12 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

~~After adoption of the Pinellas County Local Hazard Mitigation Strategies by Pinellas County, ¶~~ The City will consider amendments to its comprehensive plan and land development regulations based upon any new or revised ~~the recommendations therein. of in the Pinellas County Local Mitigation Strategy.~~

Section 18. Renumbered Policy CM11.13 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The City will continue to attend ~~the continuing~~ meetings of the Pinellas County Local Hazard Mitigation Strategy Work Group Committee to ensure that the strategies are implemented and updated as necessary.

Section 19. New Policy CM11.14 in Chapter 5, Coastal Management Element, is hereby added to to read as follows:

In order to reduce flood risk resulting from or associated with high-tide events, storm surge, flash floods, stormwater runoff and the impacts related to sea-level rise, the City shall continue to promote the use of the development and redevelopment principles, strategies and engineering solutions contained in the Florida Building Code and the Land Development Regulations.

Section 20. New Policy CM11.15 in Chapter 5, Coastal Management Element, is hereby added to read as follows:

Through implementation of the Land Development Regulations, the City will continue to be consistent with, and in some instances more stringent than, the flood-resistant construction requirements in the Florida Building Code and federal flood plain management regulations.

Section 21. Policy CM12.4 in Chapter 5, Coastal Management Element, is hereby deleted as follows:

~~The City shall maintain records consistent with the Federal Insurance Administration's listing of community selection factors for assistance in purchasing properties under Section 1362 of the National Flood Insurance Act.~~

Section 22. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

Section 23. Coding. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

Section 24. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, the effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued

by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

REVIEWED AND APPROVED AS TO
FORM AND CONTENT:



Asst. City Attorney (or Designee)

12/2/15

Date



Planning & Economic Development Dept.

12-2-15

Date



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CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
September 8, 2015

Approved as written 10/13/15

PUBLIC HEARING

City File LGCP-2015-03

Contact Person: Rick MacAulay, 551-3386

Request: City-initiated amendments to the Comprehensive Plan pertaining to (1) the General Introduction, the Future Land Use Element, Conservation Element, and Coastal Management Element to address Senate Bill 1094 (“Peril of Flood”) which became law on July 1, 2015; and (2) the Future Land Use Element to address the new Countywide Plan, administered by the Pinellas Planning Council (PPC), and the recently adopted South St. Petersburg Redevelopment Plan.

Staff Presentation

Cate Lee began a PowerPoint presentation based on the staff report with Rick MacAulay concluding.

Commissioner Whiteman asked what “freeboard” is on a building. Scott Crawford explained that freeboard is the extra height that is required to build a building that would be over and above the base flood elevation. FEMA had developed flood maps for the City with established elevations for building floor heights.

Commission Vice-Chair Wolf asked if the City’s recently adopted two feet (2’) of freeboard is applied to all areas within the City or for specific areas. Mr. Crawford stated that the now required two feet (2’) of freeboard will be applied to special flood hazard and velocity areas (basically A Zones, AE Zones, V Zones or VE Zones).

Commissioner Michaels stated that he is glad to see that the City had gone from #1 with the largest number of repeat flood losses to #6 as well as getting the 20% discount for homeowners participating in the National Flood Insurance Program (NFIP). He then asked about the Target Employment Center overlay. Mr. MacAulay stated this is brand new to the Countywide Plan Rules, and was deemed an important tool in identifying industrially-zoned areas within the county and allowing for an incentive to get more office, manufacturing, and research and development jobs to relocate to those areas.

Public Hearing

No speakers present.

Executive Session

MOTION:

Commissioner Whiteman moved and Commissioner Michaels seconded approving the approval of the Comprehensive Plan amendments addressed in the staff report including the updated table in LU3.1 (G).



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 September 8, 2015
at 3:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-2015-03
Agenda Item V.

Request: City Administration requests that the Comprehensive Plan be amended as follows:

1. Proposed text amendments to Chapter 1, General Introduction, Chapter 3, Future Land Use Element, Chapter 4, Conservation Element and Chapter 5, Coastal Management Element to address Senate Bill 1094 (“Peril of Flood”) which became law on July 1, 2015.
2. Proposed text amendments to Chapter 3, Future Land Use Element, to address the new Countywide Plan, administered by the Pinellas Planning Council (PPC), and the recently adopted South St. Petersburg Redevelopment Plan.

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

1. Comprehensive Plan Text Amendments Related to Senate Bill 1094: Peril of Flood.

Senate Bill 1094, known as Peril of Flood, became effective on July 1, 2015. The bill requires the coastal management element in a local government’s comprehensive plan to include the reduction of flood risks and losses, creates new requirements related to flood elevation certificates, and revises requirements related to flood insurance. In regards to the City’s Comprehensive Plan specifically, the bill requires local governments to include development and redevelopment principles, strategies, and engineering solutions that reduce flood risks and losses within coastal areas to be included in the coastal management element.

The City currently makes use of a suite of solutions in response to the issue of flood risk. These include regulatory tools such as the Florida Building Code and the City’s Land Development Regulations, as well as participation in the National Flood Insurance Program’s (NFIP) voluntary program called the Community Rating System (CRS). The City is currently a CRS Class 6 community, which means that property owners within City boundaries receive a 20 percent discount on flood insurance. The proposed text amendments reinforce and highlight the proactive approach the City has taken to reduce flood risk and increase affordability of flood insurance to residents.

- a. It is proposed that Chapter 1, General Introduction, Section 1.6 List of Abbreviations be amended by adding the following terms:

<u>CRS</u>	<u>Community Rating System</u>
<u>LMS</u>	<u>Pinellas County Local Mitigation Strategy</u>
<u>NFIP</u>	<u>National Flood Insurance Program</u>

- b. It is proposed that Chapter 1, General Introduction, Section 1.7 Definitions be amended by adding definitions for the following terms:

Community Rating System (CRS) – The National Flood Insurance Program's (NFIP) Community Rating System is a voluntary incentive program that recognizes and encourages community floodplain management activities that exceed the minimum NFIP requirements. Property owners within a community that participates in CRS receive discounted flood insurance premium rates that reflect the reduced flood risk resulting from program participation.

National Flood Insurance Program (NFIP) – A Federal program aimed at reducing the impact of flooding on private and public structures. The program provides insurance for property owners and encourages communities to adopt and enforce floodplain management regulations. Overall, the program reduces the socio-economic impact of disasters by promoting the purchase and retention of Risk Insurance in general, and National Flood Insurance in particular.

Pinellas County Local Mitigation Strategy (LMS) – The Pinellas County Local Mitigation Strategy, originally adopted in 1998 and subsequently updated in 2004, 2009 and 2014, is a plan that serves as a bridge between local governments’ comprehensive growth management plans, the county comprehensive emergency management plan, land development regulations, and relevant ordinances and codes such as those for floodplain management. This strategy integrates mitigation initiatives established through various policies, programs, and regulations into a single stand-alone working document.

Explanation for a and b: These terms and definitions are being added since they are already used in the Comprehensive Plan (NFIP) or will be used if the other text amendments related to Senate Bill 1094 are adopted (CRS and LMS).

- c. It is proposed that Objectives 7 and 9 and Policies 7.7 and 9.3 in Chapter 3, Future Land Use Element be amended as follows:

OBJECTIVE LU7:

Development activities of all kinds within the coastal hazard areas shall be consistent with the goals, objectives and policies of the Coastal Management Element of the Comprehensive Plan ~~and any interagency hazard mitigation report recommendations deemed appropriate by the City.~~

~~LU7.7 — The City will encourage the mitigation, reduction or elimination of uses that are inconsistent with any interagency hazard mitigation report recommendations that the City determines appropriate.~~

OBJECTIVE LU9:

The City shall continue to define and regulate nonconforming and grandfathered uses consistent with the requirements of Chapter 163, F.S. for the purpose of reducing or eliminating land uses that are inconsistent with the character of the community including repetitive loss and other properties that do not comply with minimum FEMA flood elevation standards as targeted in Policies CM11.11 and CM11.12. ~~The regulations may include provisions for eliminating or reducing uses that are inconsistent with interagency hazard mitigation reports.~~

~~LU9.3 — The City will continue to monitor the Nonconforming and Grandfathered Situations section of the Land Development Regulations to implement provisions that encourage the elimination or reduction of uses inconsistent with interagency hazard mitigation report recommendations that the City deems appropriate.~~

Explanation: The term “interagency hazard mitigation report(s)” is an obsolete reference related to a former FEMA requirement related to hazard mitigation funding, therefore it should be removed from the Comprehensive Plan in light of the Senate Bill 1094 updates being proposed within this text amendment package.

- d. It is proposed that Policy 8.1 in Chapter 3, Future Land Use element be amended as follows:

LU8.1 Pursuant to the requirements of Section 163.3202 F.S. ~~and Chapter 9J-5 F.A.C.~~ the land development regulations (Chapter 16 of the City’s Code of Ordinances) will be amended, as necessary, to ensure consistency with the goals, objectives and policies of the Comprehensive Plan. ~~The development regulations include:~~

- ~~1. Sign Ordinance;~~
- ~~2. Subdivision Ordinance;~~
- ~~3. Zoning Ordinance;~~
- ~~4. Historic Preservation Ordinance;~~

- ~~5. Drainage and Surface Water Management Ordinance;~~
- ~~6. Landscaping for Vehicular Use Areas Ordinance;~~
- ~~7. Flood Damage Prevention Ordinance;~~
- ~~8. Vegetation Ordinances;~~
- ~~9. Concurrency Ordinance;~~

Explanation: Chapter 9J-5, F.A.C. was repealed in 2011 so the reference should be deleted, and it is not necessary to list the various sections of the land development regulations.

- e. It is proposed that Policy 1.1 in Chapter 4, Conservation Element be amended as follows:

CI.1 The City will actively enforce minimum building standards identified in the ~~adopted Flood Damage Prevention Ordinance~~ Florida Building Code and Land Development Regulations for construction within the 100-year flood plain.

Explanation: Instead of keeping outdated verbiage (“Flood Damage Prevention Ordinance”), the policy is being updated to refer to the Florida Building Code (Chapter 8 of the City Code) and the Land Development Regulations (Chapter 16 of the City Code), which regulate building in the flood plain.

- f. It is proposed that Chapter 5, Coastal Management Element be amended as follows:

ISSUE: Hazard Mitigation

In St. Petersburg's development process, natural hazard mitigation focuses on construction that is built to survive the effects of a 100-year storm. ~~Present ordinances do not adequately address natural hazard mitigation or land use in flood prone areas. With the adoption of the two feet of freeboard requirement (Florida Building Code, Chapter 8 of the City Code), and focus on Community Rating System (CRS) activities, the City now more fully addresses mitigation in flood prone areas.~~ According to ~~1996~~ 2015 data provided by FEMA, St. Petersburg is ranked the #16 in Florida with regard to repetitive losses community in Florida, which is a significant an improvement from being ranked #1 in 1996.

OBJECTIVE CM11:

The City will reduce natural hazard impacts through compliance with FEMA regulations, participation in NFIP's Community Rating System (CRS) and by targeting repetitive flood loss and vulnerable properties for mitigation.

Policies:

~~CM11.9 The City will encourage mitigation, reduction or elimination of uses that are inconsistent with any interagency hazard mitigation report recommendations that the City deems appropriate.~~

- CM11.409 The City shall continue to participate in the Federal Emergency Management Agency's National Flood Insurance Program and Community Rating System in order to achieve higher flood insurance premium discounts.
- CM11.4312 ~~After adoption of the Pinellas County Local Hazard Mitigation Strategies by Pinellas County,~~ The City will consider amendments to its comprehensive plan and land development regulations based upon any new or revised the recommendations ~~therein.~~ of in the Pinellas County Local Mitigation Strategy.
- CM11.4413 The City will continue to attend ~~the continuing~~ meetings of the Pinellas County Local Hazard Mitigation Strategy Work Group Committee to ensure that the strategies are implemented and updated as necessary.
- CM11.14 In order to reduce flood risk, the City shall continue to promote the use of the development and redevelopment principles, strategies and engineering solutions contained in the Florida Building Code and the Land Development Regulations.
- CM11.15 Through implementation of the Land Development Regulations, the City will continue to be consistent with, and in some instances more stringent than, the flood-resistant construction requirements in the Florida Building Code and federal flood plain management regulations.
- CM12.4 ~~The City shall maintain records consistent with the Federal Insurance Administration's listing of community selection factors for assistance in purchasing properties under Section 1362 of the National Flood Insurance Act.~~

Explanation: In August 2015 the City adopted the standard that two feet of freeboard be required for new construction in Special Flood Hazard Areas (Ordinance 191-H). This is *more stringent* than the Florida Building Code requirement of one foot of freeboard. In December 2013 the City repealed and replaced the Floodplain Management section of the LDRs with new building and engineering requirements that reduce flood risk. In 2008 the City achieved a CRS Class of "6" for the first time, earning City residents a 20 percent discount on flood insurance. The City maintained the Class 6 ranking during its 2013 audit process. In June 2014 the City hired a full-time staff person focused on flood plain mitigation, specifically coordinating CRS activities that should result in a Class 5 ranking during the next audit cycle. Based on these efforts, the City is ahead of most communities in Florida in terms of adopting more stringent regulations and increasing participation in the CRS program, which are all aimed at reducing flood risk. These efforts by the City are congruent with the new requirements of Senate Bill 1094.

2. Comprehensive Plan Text Amendments Related to the New Countywide Plan and the Recently Adopted South St. Petersburg Redevelopment Plan.

On August 4, 2015 the Pinellas County Board of County Commissioners, acting in their capacity as the Countywide Planning Authority (CPA), adopted the new Countywide Plan, in accordance with the Special Act (Chapter 2012-245, Laws of Florida). The Countywide Plan, which is administered by the Pinellas Planning Council (PPC), is comprised of the Countywide Plan Map, Countywide Plan Rules and Countywide Plan Strategies. All 25 Pinellas County local government comprehensive plans must be consistent with the new Countywide Plan, although a local government may choose to be more restrictive. Specifically, pursuant to Division 4.1 of the Rules, all local government future land use plans and land development regulations must be consistent with the criteria and standards set forth in the Rules, including nomenclature, Plan categories, density/intensity standards, uses and locational characteristics, map delineation, acreage thresholds and other standards.

The first two amendments to Chapter 3, Future Land Use Element presented below have been prepared to take advantage of new Countywide Plan rules that will benefit St. Petersburg, as well as address consistency requirements.

- a) It is proposed that Policy LU3.1(E)(8) be added, as follows:

Target Employment Center (TEC) Overlay – Overlaying the future land use designations of those areas, not less than 100 acres in size, that are now developed or appropriate to be developed in a concentrated and cohesive pattern to facilitate employment uses of countywide significance. Permitted uses and density/intensity standards shall be as per the underlying future land use categories, with a 100 percent intensity bonus for manufacturing, office and research/development uses.

Explanation: Section 2.3.3.13 of the Countywide Plan Rules addresses the Target Employment Center (TEC) category, and the updated Countywide Plan Map designates four industrially-zoned areas in the City with TEC:

- Tyrone Industrial Park area, generally located along the west side of 71st Street North (Pinellas Trail), between 13th Avenue North and Tyrone Blvd.
- CSX rail line, generally between 5th Avenue North and 40th Avenue North
- Dome Industrial Park area and along the Pinellas Trail (former CSX rail line), generally between I-275 and 40th Street South
- Gateway Activity Center area, generally located north of 94th Avenue North and Gandy Blvd. and south of Ulmerton Road, between Dr. ML King Jr. Street and 28th Street North.

It is to the City's benefit to adopt this overlay category in order to take advantage of the 100% intensity bonus that will likely attract more manufacturing, office and research & development employers who tend to create higher skill/higher wage jobs. The City's land development regulations will also be amended to make use of this opportunity.

- b) It is proposed that Policy LU3.1(G) be added, titled Table Showing Countywide Plan Map Categories and Corresponding Future Land Use Map Categories:

<u>Countywide Plan Map Categories</u>	<u>Corresponding Future Land Use Map Categories</u>
<u>Residential Very Low</u>	<u>None.</u>
<u>Residential Low Medium</u>	<u>Residential Low, Residential Urban, Residential Low Medium</u>
<u>Residential Medium</u>	<u>Residential Medium, Planned Redevelopment-Residential</u>
<u>Residential High</u>	<u>Residential High</u>
<u>Office</u>	<u>Residential/Office General</u>
<u>Resort</u>	<u>Resort Facilities Overlay</u>
<u>Retail & Services</u>	<u>Commercial General</u>
<u>Employment</u>	<u>Industrial Limited</u>
<u>Industrial</u>	<u>Industrial General</u>
<u>Activity Center</u>	<u>Activity Center Overlay (includes the underlying categories of Central Business District, Community Redevelopment District, Planned Redevelopment-Commercial, Planned Redevelopment-Mixed Use, Planned Redevelopment-Residential, Residential High, Residential Medium, Residential/ Office General, Recreation/Open Space, Transportation/Utility, Institutional, Industrial Limited and Industrial General)</u>
<u>Multimodal Corridor</u>	<u>Planned Redevelopment-Mixed Use</u>
<u>Public/Semi-Public</u>	<u>Institutional, Transportation/Utility</u>
<u>Recreation/Open Space</u>	<u>Recreation/Open Space</u>
<u>Preservation</u>	<u>Preservation</u>
<u>Target Employment Center</u>	<u>Target Employment Center Overlay (includes the underlying categories of Planned Redevelopment-Commercial, Planned Redevelopment-Mixed Use, Residential/Office General, Transportation/Utility, Institutional, Industrial Limited and Industrial General)</u>
<u>Scenic/Non-Commercial Corridor Overlay</u>	<u>Scenic/Non-Commercial Corridor Overlay</u>

Explanation: Section 4.2.2.1 of the Countywide Plan Rules states that each jurisdiction within Pinellas County must include a table (or matrix) in the Future Land Use Element of its Comprehensive Plan that shows each local future land use category corresponding to one of the new Countywide Plan Map categories.

- c. It is proposed that the following Issue Area and Policy LU13.1 be amended pertaining to the recently adopted South St. Petersburg Redevelopment Plan:

ISSUE: Existing Community Redevelopment Areas

The City has ~~seven~~ four existing community redevelopment areas that were adopted under the provisions of Florida's Community Redevelopment Act (Section 163.330 *et seq.*, F.S.): Intown, Intown West, Bayboro Harbor, ~~Dome Industrial Park Pilot Project, Tangerine Avenue, Dome Industrial Park and 16th Street South~~ and South St. Petersburg. Each area has an adopted redevelopment plan that specifies long range redevelopment objectives. Each redevelopment plan addresses the unique needs and potentials of the areas. Implementation of the redevelopment plans has in every case stimulated positive actions toward reaching the redevelopment goals objectives and policies. Continued implementation of these plans is essential to revitalization of blighted and underutilized areas of the City.

LU13.1 Development proposals in community redevelopment areas shall be reviewed for compliance with the goals, objectives and policies of the Comprehensive Plan and the goals, objectives and policies of the applicable adopted redevelopment plan including:

1. Intown Redevelopment Plan;
2. Bayboro Harbor Redevelopment Plan;
- ~~3. 16th Street South Revitalization Plan;~~
- ~~4. Tangerine Avenue Redevelopment Plan;~~
3. Intown West Redevelopment Plan; and
- ~~6. Dome Industrial Park Pilot Project Redevelopment Plan; and~~
- ~~7. Dome Industrial Park Redevelopment Plan.~~
4. South St. Petersburg Redevelopment Plan

Explanation: On May 21, 2015 the City Council adopted the South St. Petersburg Community Redevelopment Plan (Ordinance 169-H). This action simultaneously sunsetted and superseded the four community redevelopment areas and redevelopment plans within the boundaries of the South St. Petersburg redevelopment area.

Consistency with the Comprehensive Plan

The proposed Comprehensive Plan text changes presented in this staff report are consistent with the following objectives and policies:

- LU2.2 The City shall concentrate growth in the designated Activity Centers and prioritize infrastructure improvements to service demand in those areas.
- LU2.3 To attract large scale quality development and assure the proper coordination, programming and timing of City services in the activity centers the City shall continue to develop, evaluate and implement appropriate activity center development incentives.

- LU3.24 The City shall encourage non-polluting industrial and research facility uses, through the use of incentives that may include land assembly assistance, areawide DRI approval and provision of infrastructure and amenities.
- LU4 The following future land use needs are identified by this Future Land Use Element:
3. Industrial - the City shall provide opportunities for additional industrial and employment related development where appropriate.
- LU13 All development proposals in community redevelopment areas shall be consistent with the Comprehensive Plan's adopted goals, objectives, and policies and the goals, objectives and policies of the adopted redevelopment plan.
- LU20 Coordinate growth and development with the Pinellas Planning Council, Pinellas County School Board and neighboring governments in order to promote and to protect inter-jurisdictional interests consistent with the goals, objectives and policies of the Intergovernmental Coordination Element of the St. Petersburg Comprehensive Plan and by complying with Chapter 2012-245, Laws of Florida, the special legislative act that led to the 2015 update to the Countywide Map, Rules and Strategies.
- 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.
- C1 The City of St. Petersburg shall attempt to reduce the potential for property damage and safety hazards caused by storm flooding through complying with or exceeding of minimum FEMA regulations.

Recommended Action:

City Administration requests that the Community Planning & Preservation Commission (CPPC) APPROVE the Comprehensive Plan amendments addressed in this staff report, and recommend that the City Council approve and adopt the amendments.

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: **City File: FLUM-30:** A city-initiated application requesting amendments to the Future Land Use Map and Official Zoning Map for property commonly known as a portion of the Allendale neighborhood and generally bounded by 42nd Avenue North, Dr. Martin Luther King Jr. Street North, Foster Hills Drive North and Haines Road North. The total subject area is estimated to be 45.0 acres in total size.

REQUEST:

- (A) ORDINANCE ____-Z: *Subject Area A* amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban)
- (B) ORDINANCE ____-L: *Subject Area C* amending the Future Land Use Map designation from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential).
- (C) ORDINANCE ____-Z: *Subject Area C* amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional).

RECOMMENDATION:

Administration: The Administration recommends:

- **APPROVE** - *Subject Area A* amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- **APPROVE** - *Subject Area C* amending the Future Land Use Map designation from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential) and Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional).

Public Input:

- General meetings with various affected property owners included a combination of in-office and on-site visits;
- *Public Information Meeting* conducted at the Roberts Recreation Center on Aug. 26, 2015 included more than 40 attendees;
- Miscellaneous telephone calls, e-mails and office visits predominantly weighted toward support for the request but also including objections.

Neighborhood Input: The subject property is not located within the boundaries of an official neighborhood association; however, it is located within the jurisdiction of the Allendale Neighborhood Crime Watch Association.

Community Planning & Preservation Commission (CPPC): On September 8, 2015 the CPPC conducted a public hearing regarding these amendments, and voted as follows:

- *Subject Area A* - **Motion PASSED 5-0** to approve amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- *Subject Area B* - **Motion DENIED 5-0** to approve amending the Future Land Use Map designation from PR-R (Planned Redevelopment-Residential) to RU (Residential Urban) and Official Zoning Map designation from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- *Subject Area C* - **Motion PASSED 5-0** to approve amending the Future Land Use Map designation from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential) and Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional).

City Council: On October 15, 2015 the City Council conducted a public hearing regarding these amendments, and voted as follows:

- *Subject Area A* – **Motion APPROVED Setting the Second Reading and Final Public Hearing** to approve amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- *Subject Area B* - **Motion DENIED** meaning Subject Area B is no longer under consideration;
- *Subject Area C* - **Motion APPROVED Setting the Second Reading and Final Public Hearing** to approve amending the Future Land Use Map designation from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential) and Official Zoning Map designation from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional).

Pinellas Planning Council and Countywide Planning Authority: The Pinellas Planning Council is scheduled to hear the required application for *Subject Area C* (PPC/CPA No. CW 15-21) on December 9, 2015 and the Countywide Planning Authority on January 12, 2016. The PPC and CPA are not required to conduct a public hearing for *Subject Area A*.

Recommended City Council Action:

- 1) CONDUCT the second reading and second public hearing for Subject Areas A and C; and
- 2) APPROVE the attached ordinances for Subject Areas A and C.

Attachments: Ordinances (3), CPPC Minutes, and Staff Report.

ORDINANCES
SUBJECT AREA - A

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTIES IN THE ATTACHED "EXHIBIT A," GENERALLY BOUNDED BY DR. MARTIN LUTHER KING JR. STREET NORTH AND 38TH AVENUE NORTH AND HAINES ROAD NORTH AND 42ND AVENUE NORTH, FROM NT-3 (NEIGHBORHOOD TRADITIONAL-3) TO NS-1 (NEIGHBORHOOD SUBURBAN-1); 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 properties in a Zoning District as follows:

Property

The properties described in "Exhibit A," generally bounded from a point of beginning at Dr. Martin Luther King Jr. Street North, thence west along 38th Avenue North, thence north along 12th Street North, thence northwest along the service alley parallel to Haines Road North, thence along 42nd Avenue North, thence south along Dr. Martin Luther King Jr. Street North to the point of beginning.

District

From: NT-3 (Neighborhood Traditional-3)

To: NS-1 (Neighborhood Suburban-1)

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 adoption.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM-30A
(Zoning)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

9-29-15

DATE


ASSISTANT CITY ATTORNEY

9/30/15

DATE

EXHIBIT A | FLUM 30-A: SUBJECT AREA A

PARCELID	AREA	ZONING	TOZONING	ACRES
013116004860000150	A	NT-3	NS-1	0.19
013116005760040130	A	NT-3	NS-1	1.04
013116005580070320	A	NT-3	NS-1	0.74
013116004860000060	A	NT-3	NS-1	0.25
013116005580030020	A	NT-3	NS-1	0.28
013116005760040280	A	NT-3	NS-1	0.40
013116004860000090	A	NT-3	NS-1	0.30
013116006120000010	A	NT-3	NS-1	0.28
013116005580050050	A	NT-3	NS-1	0.29
013116005580070220	A	NT-3	NS-1	0.28
013116005580050100	A	NT-3	NS-1	1.17
013116005760040180	A	NT-3	NS-1	0.24
013116004860000140	A	NT-3	NS-1	0.20
013116004860000190	A	NT-3	NS-1	0.20
013116005760040030	A	NT-3	NS-1	0.25
013116005760040200	A	NT-3	NS-1	0.25
013116005580050300	A	NT-3	NS-1	0.29
013116005580030110	A	NT-3	NS-1	0.25
013116005580060220	A	NT-3	NS-1	0.46
013116005580060100	A	NT-3	NS-1	0.30
013116005760040060	A	NT-3	NS-1	0.39
013116005760040100	A	NT-3	NS-1	0.27
013116004860000210	A	NT-3	NS-1	0.24
013116005580050090	A	NT-3	NS-1	0.28
013116005760040050	A	NT-3	NS-1	0.24
013116004860000030	A	NT-3	NS-1	0.25
013116005580030160	A	NT-3	NS-1	0.35
013116005580060120	A	NT-3	NS-1	0.52
013116005580070140	A	NT-3	NS-1	0.59
013116005580030040	A	NT-3	NS-1	0.15
013116005580050030	A	NT-3	NS-1	0.32
013116005580070110	A	NT-3	NS-1	0.58
013116005580030140	A	NT-3	NS-1	0.67
013116004860000200	A	NT-3	NS-1	0.20
013116005580060270	A	NT-3	NS-1	1.01
013116005580070190	A	NT-3	NS-1	0.51
013116005580050010	A	NT-3	NS-1	0.35
013116004860000160	A	NT-3	NS-1	0.20
013116005580070300	A	NT-3	NS-1	0.68
013116004860000070	A	NT-3	NS-1	0.38
013116005580060010	A	NT-3	NS-1	0.46
013116004860000100	A	NT-3	NS-1	0.27
013116005580050200	A	NT-3	NS-1	0.39
013116021600000080	A	NT-3	NS-1	0.16

EXHIBIT A | FLUM 30-A: SUBJECT AREA A

PARCELID	AREA	ZONING	TOZONING	ACRES
013116005580030180	A	NT-3	NS-1	0.32
013116005580030240	A	NT-3	NS-1	0.25
013116005580050320	A	NT-3	NS-1	0.39
013116005580050240	A	NT-3	NS-1	0.32
013116005580030010	A	NT-3	NS-1	0.20
013116005580030260	A	NT-3	NS-1	0.23
013116004860000020	A	NT-3	NS-1	0.26
013116004860000010	A	NT-3	NS-1	0.27
013116005760040210	A	NT-3	NS-1	0.26
013116005760040170	A	NT-3	NS-1	0.19
013116005580030080	A	NT-3	NS-1	0.38
013116005580050070	A	NT-3	NS-1	0.31
013116005760040080	A	NT-3	NS-1	0.21
013116005760040190	A	NT-3	NS-1	0.18
013116004860000040	A	NT-3	NS-1	0.25
013116004860000110	A	NT-3	NS-1	0.29
013116005580060180	A	NT-3	NS-1	0.92
013116005580060030	A	NT-3	NS-1	0.30
013116005760040230	A	NT-3	NS-1	0.27
013116005580060320	A	NT-3	NS-1	0.32
013116005580070160	A	NT-3	NS-1	0.59
013116004860000170	A	NT-3	NS-1	0.19
013116005580060250	A	NT-3	NS-1	0.50
013116005580050180	A	NT-3	NS-1	0.29
013116004860000120	A	NT-3	NS-1	0.51
013116005580030050	A	NT-3	NS-1	0.38
013116005580070180	A	NT-3	NS-1	0.16
013116005580060230	A	NT-3	NS-1	0.42
013116006120000020	A	NT-3	NS-1	0.36
013116005580050220	A	NT-3	NS-1	0.40
013116005580060080	A	NT-3	NS-1	0.25
013116005580050270	A	NT-3	NS-1	0.61
013116005580050120	A	NT-3	NS-1	0.45
013116005580050250	A	NT-3	NS-1	0.48
013116005580030210	A	NT-3	NS-1	0.45
013116005580030230	A	NT-3	NS-1	0.25
013116005580070010	A	NT-3	NS-1	2.22
013116005580060300	A	NT-3	NS-1	0.42
013116005580030100	A	NT-3	NS-1	0.27
013116005760040010	A	NT-3	NS-1	0.35
013116004860000180	A	NT-3	NS-1	0.19
TOTAL				33

ORDINANCES
SUBJECT AREA - C

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 PROPERTIES IN THE ATTACHED "EXHIBIT A," GENERALLY BOUNDED BY HAINES ROAD NORTH AND THE ASSOCIATED SERVICE ALLEY AND 12TH STREET NORTH AND 42ND AVENUE NORTH, FROM RESIDENTIAL URBAN TO PLANNED REDEVELOPMENT-RESIDENTIAL; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Community Planning 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 Community Planning 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 properties described in "Exhibit A," generally bounded from a point of beginning at the intersection of Haines Road and 12th Street North, thence north along 12th Street North, thence northwest along the service alley parallel to Haines Road North, thence south along 42nd Avenue North, thence southwest along Haines Road North, to the point of beginning.

Land Use Category

From: Residential Urban

To: Planned Redevelopment-Residential

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-30A
(Land Use)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

9-29-15

DATE


ASSISTANT CITY ATTORNEY

9/30/15

DATE

EXHIBIT A | FLUM 30-A: SUBJECT AREA C

PARCELID	AREA	ZONING	TOZONING	FLU	TOFLU	ACRES
013116021420030110	C	NT-3	NT-2	RU	PR-R	0.16
013116021420020150	C	NT-3	NT-2	RU	PR-R	0.32
013116021420020170	C	NT-3	NT-2	RU	PR-R	0.16
013116021420030080	C	NT-3	NT-2	RU	PR-R	0.16
013116021420030070	C	NT-3	NT-2	RU	PR-R	0.16
013116021420020140	C	NT-3	NT-2	RU	PR-R	0.16
013116021600000020	C	NT-3	NT-2	RU	PR-R	0.12
013116021420020180	C	NT-3	NT-2	RU	PR-R	0.15
013116021420020130	C	NT-3	NT-2	RU	PR-R	0.17
013116021420030090	C	NT-3	NT-2	RU	PR-R	0.16
013116021600000010	C	NT-3	NT-2	RU	PR-R	0.12
013116021600000040	C	NT-3	NT-2	RU	PR-R	0.39
013116021420020190	C	NT-3	NT-2	RU	PR-R	0.15
013116021420020110	C	NT-3	NT-2	RU	PR-R	0.31
013116021420030100	C	NT-3	NT-2	RU	PR-R	0.15
013116021600000030	C	NT-3	NT-2	RU	PR-R	0.11
					TOTAL	2.95

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTIES IN THE ATTACHED "EXHIBIT A," GENERALLY BOUNDED BY HAINES ROAD NORTH AND THE ASSOCIATED SERVICE ALLEY AND 12TH STREET NORTH AND 42ND AVENUE NORTH, FROM NT-3 (NEIGHBORHOOD TRADITIONAL-3) TO NT-2 (NEIGHBORHOOD TRADITIONAL-2); 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 properties described in "Exhibit A," generally bounded from a point of beginning at the intersection of Haines Road and 12th Street North, thence north along 12th Street North, thence northwest along the service alley parallel to Haines Road North, thence south along 42nd Avenue North, thence southwest along Haines Road North, to the point of beginning.

District

From: NT-3 (Neighborhood Traditional-2)

To: NT-2 (Neighborhood Traditional-2)

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-30A
(Zoning)

	9-29-15
PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT	DATE
	9/30/15
ASSISTANT CITY ATTORNEY	DATE

EXHIBIT A | FLUM 30-A: SUBJECT AREA C

PARCELID	AREA	ZONING	TOZONING	FLU	TOFLU	ACRES
013116021420030110	C	NT-3	NT-2	RU	PR-R	0.16
013116021420020150	C	NT-3	NT-2	RU	PR-R	0.32
013116021420020170	C	NT-3	NT-2	RU	PR-R	0.16
013116021420030080	C	NT-3	NT-2	RU	PR-R	0.16
013116021420030070	C	NT-3	NT-2	RU	PR-R	0.16
013116021420020140	C	NT-3	NT-2	RU	PR-R	0.16
013116021600000020	C	NT-3	NT-2	RU	PR-R	0.12
013116021420020180	C	NT-3	NT-2	RU	PR-R	0.15
013116021420020130	C	NT-3	NT-2	RU	PR-R	0.17
013116021420030090	C	NT-3	NT-2	RU	PR-R	0.16
013116021600000010	C	NT-3	NT-2	RU	PR-R	0.12
013116021600000040	C	NT-3	NT-2	RU	PR-R	0.39
013116021420020190	C	NT-3	NT-2	RU	PR-R	0.15
013116021420020110	C	NT-3	NT-2	RU	PR-R	0.31
013116021420030100	C	NT-3	NT-2	RU	PR-R	0.15
013116021600000030	C	NT-3	NT-2	RU	PR-R	0.11
TOTAL						2.95



CITY OF ST. PETERSBURG
COMMUNITY PLANNING & PRESERVATION COMMISSION
PUBLIC HEARING
September 8, 2015

Approved as written 10/13/15

QUASI-JUDICIAL PUBLIC HEARING

C. City File FLUM-30-A

Contact Person: Derek Kilborn, 893-7872

Location: The estimated 45 acre subject property is comprised of three separate areas located within the Allendale neighborhood, generally bounded by 42nd Avenue North, Dr. Martin Luther King Jr. Street North, Foster Hills Drive North, and Haines Road North.

Request: Subject Area A: For this estimated 33.8 acre area, amend the Official Zoning Map designation from NT-3 (Neighborhood Traditional-3) to NS-1 (Neighborhood Suburban-1), or other less intensive use.

Subject Area B: For this estimated 8.3 acre area, amend the Future Land Use Map designation from Planned Redevelopment-Residential to Residential Urban and amend the Official Zoning Map designation from NT-2 (Neighborhood Traditional-2) to NS-1 (Neighborhood Suburban-1), or other less intensive use.

Subject Area C: For this estimated 2.9 acre area, amend the Future Land Use Map designation from Residential Urban to Planned Redevelopment-Residential and amend the Official Zoning Map designation from NT-3 (Neighborhood Traditional-3) to NT-2 (Neighborhood Traditional-2), or other less intensive use.

Staff Presentation

Derek Kilborn gave a PowerPoint presentation based on the staff report.

Commissioner Michaels asked if other factors should be considered for the proposed zoning changes other than the nonconforming properties and the ancillary dwelling units. Mr. Kilborn stated that those are two critical factors; the creation of nonconforming lots and also the compatibility of the physical development in the field with the zoning requirement in the code. The 2020 Plan describes a traditional neighborhood and how it is different from a suburban neighborhood, and this has been one of the challenges with this application in determining which zoning designation is more compatible for this neighborhood because Allendale has a great demonstration of both descriptions. At the time of the 2020 Plan process, the existing Future Land Use Map category for Subject Areas A and C was Residential Urban and when applying new zoning of a particular area, they try to maintain consistency with the Future Land Use Map category. Subject Area A would have no change to the Future Land Use Map category with the proposed NS-1 zoning designation. Overall, they are looking at what zoning category is most consistent with the physical development pattern in the area being considered.

Commissioner Michaels asked if the 1951 covenant was created with the intent of building larger homes in this neighborhood. Mr. Kilborn stated for clarification that the City cannot enforce the language in the covenant even though it has very specific language pertaining to setbacks, type of construction, and the required 2-story element.

Commission Vice-Chair Wolf asked that if the proposed zoning is approved, would those houses built on more than one 60-foot lot be re-platted as one parcel. Mr. Kilborn stated that this is a discussion about non-conforming lots and whether or not those can be individually developed. In the code today there is a separate section that allows for the individual development of platted lots even though they are substandard in width required by the zoning category. Rezoning this neighborhood today does not do anything to that other section of the code and technically those individual substandard lots could still be developed. There is a separate conversation that is taking place about that section of the code and there is a separate text amendment application that is moving through the process. Where someone has developed over multiple platted lots and with the proposed zoning of a minimum lot width of 75-feet (under NS-1), and assuming this other section of the code gets amended, they would still be able to divide their parcel but not in a way that would create parcels less than 75-feet in width. If the other section of the code is not amended, they could still subdivide their parcel provided it is in accordance with the original subdivision plat which is in most cases is 60-feet.

Registered Opponent Presentation

A Brief in Opposition was submitted David McKalip, M.D., 1078 – 42nd Avenue North and copies were distributed to the Commission Members at the beginning of the meeting.

Prior to beginning his presentation, Dr. McKalip, asked Legal the following procedural questions:

- (1) Does the current procedure allows the same amount of time given to the applicant be given to the opponent under the quasi-judicial procedure? Mr. Dema concurred. Dr. McKalip pointed out that staff took an additional 5 ½ minutes with their presentation.
- (2) Is the 5-minute cross examination time per witness or 5 minutes total? Mr. Dema replied total.
- (3) Can members of the Commission be cross-examined? Mr. Dema replied no.
- (4) Is this meeting being recorded? Mr. Dema replied yes.
- (5) Will the recording be publically available? Mr. Dema replied yes.

The time was set at 15:35, at Dr. McKalip's request, in accordance with the regulation time used.

Dr. McKalip then gave a presentation in opposition of the request. Highlights are as follows:

Burden of proof was not met (City's claim that rezoning from NT-3 to NS-1 will improve compatibility with existing development.); the City had not submitted competent, substantial evidence supporting their claim.

The responsibility of the Commission is to look only at the evidence provided by the City for their determination and not at the number of people attending the meeting and how passionate their testimonies are.

The law currently in place has ample regulations to ensure that the Allendale development is compatible with existing development. He wants to keep the option available to be able to divide his multi-lot parcel in the future, if he so chooses, and with the creation of 75-foot lots would limit his option for buyers. The property value of the neighborhood would have the potential to greatly increase if the zoning remains the same.

The City has asserted incorrectly that the Allendale Crime Watch (who initiated concerns resulting in this proposal) acts in a similar capacity as a neighborhood association; they have not acted that way. They made sure that people who are opposed to this were not invited to a large neighborhood meeting at the end of June. They have a secret committee called their Action Committee that would not allow him to sit with them in person to discuss things and they said they scheduled a conference call telling me what they thought should happen. Any input the Allendale Crime Watch had should be taken in that light.

In regards to a statement on page 7 of the staff report (*When zoning was later established (referring to 1977 creating the 80-foot lots) and subsequently modified, minimum lot width and area requirements were based on the physical development pattern rather than the underlying subdivision plat.*) he asked Mr. Kilborn to provide documents or similar evidence to show that was how the process was carried out in 1977 and stated that Mr. Kilborn admitted that that was a presumption on his part; not based on competent, substantial evidence.

Does not agree that the proposed rezoning would make things more consistent with the Comprehensive Plan: (1) VI.1 – Ways to integrate with the Vision Element (diversity, neighborhood identity, historic preservation, and celebration of community). How can they have diversity if somewhat smaller homes are not allowed to be interspersed with homes somewhat bigger in Allendale? How can they expect for people to be upwardly mobile if they are excluded from a neighborhood because of large lot sizes? How can historic preservation be respected if homes that are of a lower standard based on the NS-1 building standards be allowed? (2) LU3.5 – Tax base will be maintained. In fact the tax base is currently being improved with smaller lot sizes. Changing back to larger lot sizes would slow down development, slow down redevelopment and make less tax dollars flow into the City as older homes continue to stagnate are hard to sell and harder to divide. (3) LU3.6 – Character of predominately developed areas; the character will change. (4) LU3.7 – Planning decisions shall determine whether existing Land Use Plan boundaries are logically drawn. Logic would dictate that the lots should be 100-feet or greater requiring a zoning designation of NS-2 which would make 45% of the lots nonconforming and the City could not support. Logic would dictate that they stay at the 60-foot platted lots developed by Mr. Allendale where natural development has occurred across those lots with very little to no intervention by any authority. The NS-1 zoning designation is incompatible with existing development (flat windows; not recessed, no window sills or trim requirement; no walkways to the road, garages that encroach pass the setback) and is not supported by the majority of the neighborhood.

Public Hearing

The following people spoke in **opposition** of the request:

Dr. Pamela Settlegoode, 3741 Foster Hill Dr N
Thomas Burgess, 960 – 40th Ave N
Alan McKeithen, 3712 Foster Hill Dr N
Greg Tappon, 3650 Foster Hill Dr N

The following people spoke in **support** of the request:

James M. King, 1401 – 42nd Ave N
Ed Wilson, 955 – 40th Ave N
Bill Foster, 515 – 1st Ave N
Nina Light, 940 – 42nd Ave N and representing Allendale Crime Watch Association
Gary Weaver, 956 – 42nd Ave N

Ken Leynse, 950 – 41st Ave N
Pam Smith, 941 Montrose Blvd N
Brian Smith, 935 – 41st Ave N (PowerPoint presentation)
Adam Erickson, 945 – 40th Ave N
Lindsey Porter, 716 – 14th Ave NE and representing her mother, Eleanor Porter, a resident of Allendale
Martin Banspach, 4140 – 14th St N
Kenton D. Wilson, 1045 – 39th Ave N (submitted photos)
Kent Malone, 915 – 41st Ave N (PowerPoint presentation)
Sue Fishalow, 4041 – 11th St N
Tom Nelson, 1015 – 41st Ave N
Jim Stitt, 1000 – 40th Ave N (PowerPoint presentation)
Mark Foster, 1045 – 43rd Ave N (declined to speak, wanted his support placed into the record)

Cross Examination

By Registered Opponent

To Derek Kilborn:

Question: Was City Council considering rezoning Allendale before the neighbors came to you?

Response: Not that I'm aware of.

Question: How many other large neighborhoods since 2007 have been rezoned in this fashion?

Response: Large neighborhoods on this scale, the answer is none.

Question: Will you be willing to identify in your rebuttal what evidence you may have to support the proposed rezoning?

Response: In rebuttal, yes.

Bill Foster was called but was not present.

To: Nina Light:

Question: Is the Allendale Crime Watch Association registered officially with the City as a neighborhood association?

Response: We are registered as a neighborhood crime watch.

Question: Are you registered as a neighborhood association? Yes or No.

Response: No.

Question: Did you hire Mr. Foster to obtain his services as an attorney to represent the Crime Watch in the matter at any time?

Response: The neighborhood Action Committee hired Mr. Foster as their attorney.

Question: Was money exchanged?

Response: We have a legal fund established from the neighbors who pay no dues to the Crime Watch.

Question: Did you pay Mr. Foster for his services?

Response: Yes we have. We have only donations.

Question: How many trees were torn down on the 40th Avenue North lot? How many trees were torn down?

Response: Nine.

Question: Nine trees on that half of that lot?

Response: Half of that lot.

Question: Now you said that there was a mistake made in creating 60-foot plats. Can you provide what evidence you have that there was a mistake made in developing 60-foot lots? What evidence do you have?

Response: The mistake was done by the Council that looked over the parceling of the lots on the aerial parcel.

Question: Do you have any evidence to support that?

Response: Yes Sir. Mr. Foster was on that group that did it.

Question: Can you tell me why you did not invite me to the neighborhood meeting at the end of June where this matter was discussed.

Response: I called your home and left a message, and you called me back and I started to explain. We were going to ask you to be on the committee but you told me that they had the right to build whatever they wanted, however big they wanted, that you were not interested in this, do not bother you or not contact you anymore, so you were not invited.

Asked if Mr. Foster was back; he was not.

To Tom Nelson:

Question: Have you engaged in a real estate development outside of your property in the past?

Response: I'm sorry, you said in the past week?

Question: In your life?

Response: No.

Question: You never done real estate work?

Response: I never done real estate development and that was your question.

Question: Bought and sold real estate though, right?

Response: No. Actually I just bought and sold homes. I leased offices and warehouses; that is my primary business.

Question: Are you willing to enter into a contract with the Neighborhood Crime Watch stating that you will never subdivide your lots to allow more homes to be built there?

Response: Nope but I'll tell you what I will do McKalip; is I'll deed it. I'll deed all my lots so when I sell them that they cannot be divided, and I'll do that next week. Why don't you do it too?

To Mr. James King:

Question: You live outside of the area under consideration. Is that correct?

Response: That is correct.

Question: The lots where you live can be 50-foot lots to have homes built on them?

Response: They are platted 50-foot; however, lots, I can give you the dimensions starting at 12th Street, are 100-foot, 100-feet, 100-feet, 85-feet, 75-feet, 75-feet and 75-feet.

By City Administration

Waived.

Rebuttal

Registered Opponent

Dr. McKalip believes competent, substantial evidence has not been heard to demonstrate that the rezoning is necessary to allow compatibility of the area with existing neighborhood. A lot of testimony was heard which was highly subjective complaining that houses do not fit in. He noted that the Hess house on 12th Street between 40th and 41st Avenues was torn down and is not being subdivided into three lots, so naturally, with no intervention of any rezoning process, people have bought those lots, kept them together to build homes in a neighborhood that have like homes. The comment made earlier that these are corporations who are asserting their will on to our neighborhood is not true. Any trees that have been torn down will be subject to the tree code, to be replaced in a timely fashion. He bought his home as a chief investment strategy for himself as a physician subject to liability and lawsuits as a neurosurgeon; prime measure of protecting his estate and his value. He would like to have the option, if needed to, to divide it and sell it off if he should get into financial trouble. Removing that would harm him and it is a taking of his property that violates the constitution, he suggests. The majority of the neighborhood is not represented by the Crime Watch Association in this matter.

City Administration

Mr. Kilborn explained the competent and substantial evidence that went into their analysis. When processing one of these applications, what staff looks at and what the Commission needs to consider is the City's Comprehensive Plan; specifically the goals, objectives, policies and guidelines. These have been cited in the City's staff report beginning on page 13. Two critical items to this application are the Vision Element reference 1.1 and the Land Use Element reference 3.6. The Vision Element describes the very specific and deliberate process that went into the Vision 2020 Plan starting in 2001; identifies the citizens' goals and objectives, describing and distinguishing the different character of defining features of the traditional zoning categories from the suburban zoning categories. The Allendale neighborhood demonstrates and exhibits a number of characteristics from both traditional and suburban. The other factor looked at in making a determination is the Land Use Element 3.6 which states that the City should weigh heavily the established character of predominately developed areas where changes of use or intensity of development are contemplated. Staff has walked the Commission through (by the staff report and from today's presentation) the comparative analysis of the Neighborhood Traditional with the Neighborhood Suburban zoning showing the variation of lot widths, lot areas, setbacks and design standards. Based on staff's evaluation against that Land Use Element and then considering the number of non-conformities that a change would create, a split recommendation is being given (approval for subject Areas A and C and not recommending approval for subject Area B). A final thing that it looked at when doing an analysis is Level of Service impacts which have been detailed in the staff report. Testimony and conversation on a number of subjects have been heard today that staff does not consider in their evaluation including the legal status of the Allendale Crime Watch Association, the impact of trees in the neighborhood and the written material provided earlier to the Commission regarding resale property values. Between those Comprehensive Plan elements and the Level of Service impacts, City staff believes they have provided competent and substantial evidence to make a complete and comprehensive evaluation of the application before the Commission.

Executive Session

Commissioner Michaels stated his support of the staff's recommendations. He recognizes that good, quality housing can be built on small lots but to him the major question in this case is what is the appropriate zoning

and was the current zoning a mistake. On the basis of the information and testimony presented, he thinks that is the case. In particular, he noted Mr. King's testimony regarding his engineering experience related to the Allendale community along with his comment that Cade Allen's intent was to build large residences in that particular neighborhood as well as Mr. Foster's testimony that the current zoning was an error on the part of the City Council when the rezoning of the City occurred. It has been established that (1) many of the original homes were built on two or more of the small parcels; (2) the previous zoning called for larger lots on at least part of the site; and (3) the average lot width in Area A, which is one of the largest part of the site, are 111-feet. He also suggested that the community may want to consider the possibility of designating the neighborhood as a local historic district to help increase protection with preserving the character and quality of the neighborhood.

Commission Vice-Chair Wolf stated his belief that the City's zoning ordinances are designed to protect the neighborhoods and to promote the general welfare in the City; not necessarily to maximize the land value in every single neighborhood in the City. He feels that the City has established that the current zoning does not protect the neighborhood to the degree that it could. He participated in the Vision 2020 creation of the new zoning ordinances (Land Development Regulations); it was a massive undertaking and not surprising that some of the neighborhoods were mismatched. He stated his support of the staff's recommendations.

MOTION: *Commissioner Whiteman moved and Commissioner Michaels seconded a motion approving the request for Subject Area A, amending the Official Zoning Map designation from NT-3 (Neighborhood Traditional-3) to NS-1 (Neighborhood Suburban-1).*

VOTE: *YES – Wolf, Burke, Michaels, Reese, Whiteman
NO - None*

Motion passed by a vote of 5 to 0.

MOTION: *Commissioner Whiteman moved and Commissioner Michaels seconded a motion approving the request for Subject Area B, amending the Future Land Use Map designation from Planned Redevelopment-Residential to Residential Urban and the Official Zoning Map designation from NT-2 (Neighborhood Traditional-2) to NS-1 (Neighborhood Suburban-1).*

VOTE: *YES – None
NO - Wolf, Burke, Michaels, Reese, Whiteman*

Motion was denied by a vote of 5 to 0.

MOTION: *Commissioner Whiteman moved and Commissioner Michaels seconded a motion approving the request for Subject Area C, amending the Future Land Use Map designation from Residential Urban to Planned Redevelopment-Residential and the Official Zoning Map designation from NT-3 (Neighborhood Traditional-3) to NT-2 (Neighborhood Traditional-2).*

VOTE: *YES – Wolf, Burke, Michaels, Reese, Whiteman*
 NO - None

Motion passed by a vote of 5 to 0.

STAFF REPORT



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

For Public Hearing and Executive Action on September 8, 2015
3:00 p.m., City Council Chambers, City Hall
175 Fifth Street North, St. Petersburg, Florida

City File: FLUM-30A

According to Planning and Economic Development Department records, no member of the Community Planning and Preservation Commission owns property within 2,000 feet of the subject area. All other possible conflicts should be declared upon announcement of the item.

APPLICANT: City of St. Petersburg
175 – 5th Street North
St. Petersburg, Florida 33701

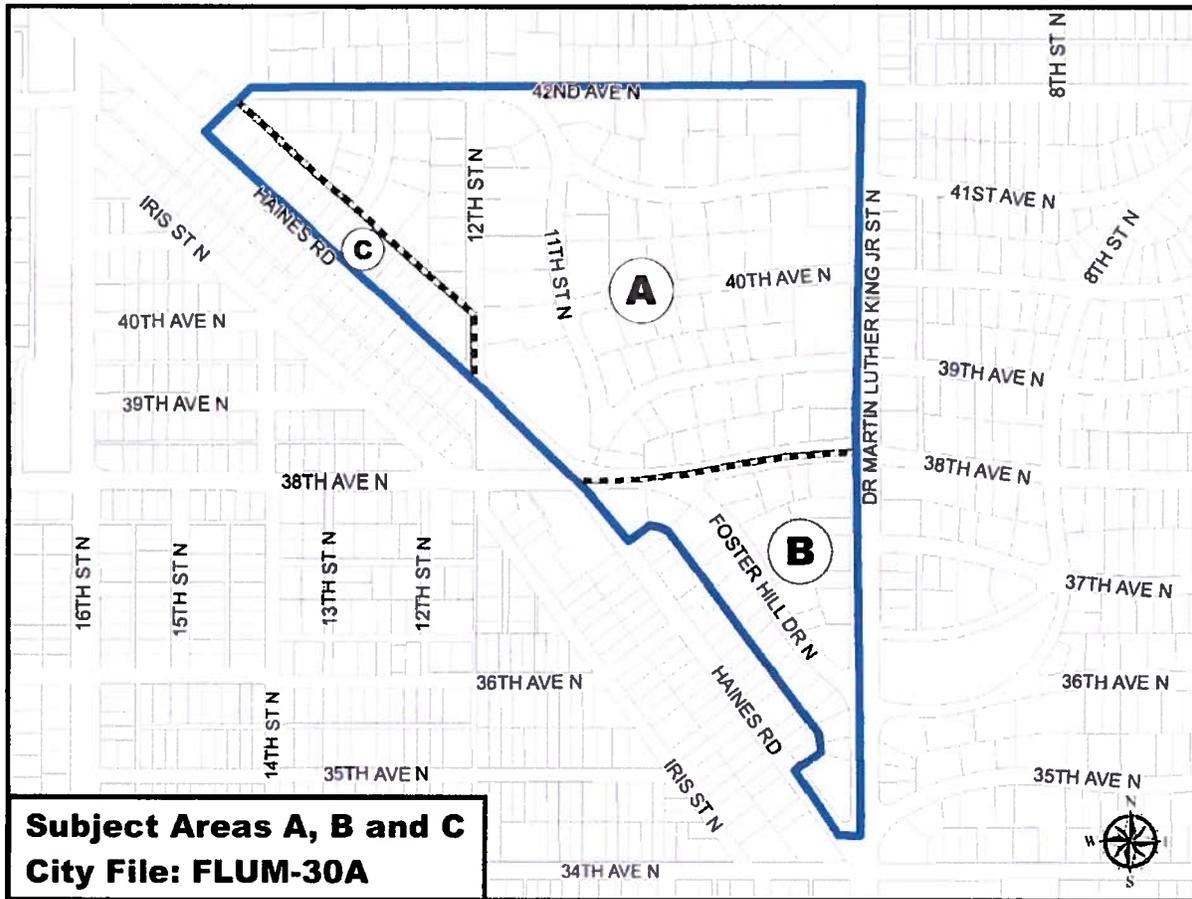
SUBJECT AREA: The subject area is commonly known as a portion of the Allendale neighborhood and generally bounded by 42nd Avenue North, Dr. Martin Luther King Jr. Street North, Foster Hills Drive North and Haines Road North. The total subject area is estimated to be 45.0 acres in total size.

PARCEL IDENTIFICATION NUMBERS:

The parcel identification numbers (“PIN”) are attached. The PINs are distributed among three (3) distinct requests that are generally bounded by 42nd Avenue North, Dr. Martin Luther King Jr. Street North, Foster Hills Drive North, and Haines Road North.

REQUEST:

This is a City-initiated application including three (3) distinct requests illustrated on the following map and described more specifically as subject areas A, B, and C:



- **Subject Area A:** Rezone from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban) – 33.8 Acres;
- **Subject Area B:** Amend Future Land Use Map category from PR-R (Planned Redevelopment-Residential) to RU (Residential Urban) and rezone from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban) – 8.3 Acres;
- **Subject Area C:** Amend the Future Land Use Map category from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential) and rezone from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional) – 2.9 Acres.

PURPOSE:

The purpose of this application is to improve compatibility between the zoning regulations and existing development in the subject area, which generally features wide parcels, residential buildings with large setbacks, parking and garages that are accessed from the street over driveways in the front yard, and the lack of pedestrian sidewalks.

EXISTING USES:

The subject area was originally developed for residential purposes only and memorialized in a neighborhood covenant that was later recorded in 1951. The existing zoning, and proposed request, preserves the original intent for single-family residential development.

ZONING HISTORY:

The existing zoning has been in place since September 2007, following implementation of the City’s Vision 2020 Plan, the citywide rezoning, and update of the land development regulations (LDRs), Chapter 16, City Code. From 1977 to 2007, the subject area largely located east of 12th Street North was designated RS-100 (Residential Single Family); the subject area located west of 12th Street North was designated RS-75. Distinctions among these zoning categories and their relevance to the current proposal are outlined in the following sections.

NEIGHBORHOOD ASSOCIATIONS:

The subject area is not located within the boundary of an official neighborhood association; however, the *Allendale Terrace Neighborhood Association Crime Watch* has been acting in a similar capacity. There is no neighborhood plan for the subject area.

STAFF RECOMMENDATION: After detailed consideration of the request, City staff recommends the following:

- **APPROVE** - *Subject Area A:* Rezone from NT-3 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- **DENY** - *Subject Area B:* Amend Future Land Use Map category from PR-R (Planned Redevelopment-Residential) to RU (Residential Urban) and rezone from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban);
- **APPROVE** - *Subject Area C:* Amend the Future Land Use Map category from RU (Residential Urban) to PR-R (Planned Redevelopment-Residential) and rezone from NT-3 (Neighborhood Traditional) to NT-2 (Neighborhood Traditional).

STAFF ANALYSIS:

The primary issue associated with this city-initiated application is consistency and compatibility of the requested designations with the established development pattern and the existing land use and zoning designations.

Background

Original Development

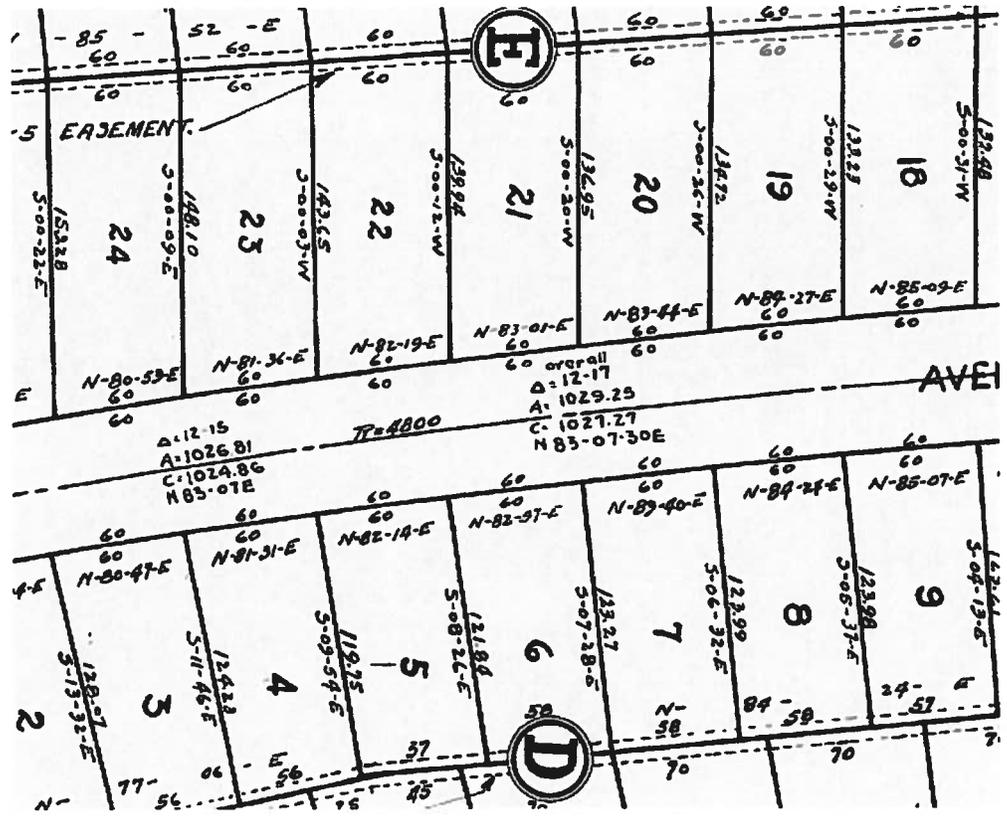
Portions of the Allendale neighborhood that are the subject of this application, were first surveyed and platted in 1923 at the direction of pioneer developer Cade Allen. The original plat extended from present-day 34th Avenue North to 38th Avenue North and 7th Street North to Haines Road and soon featured brick streets, granite curbs, and hexagon block sidewalks. The

following year, a new Allendale Terrace plat was filed for the area north of the original plat extending from 7th Street North to Euclid Boulevard and from 38th Avenue North to 42nd Avenue North. Two years later, in 1926, the final plat, designated as the Northwest Quarter of Allendale Terrace, was filed covering the area from Dr. Martin Luther King Jr. Street North (then identified as Euclid Boulevard) to Haines Road North and from 38th Avenue North (then identified as Clearview Avenue North) to 42nd Avenue North.

A neighborhood covenant recorded in March 1951, limited development to one (1) residence that shall face in conformity with the plot and survey, and be constructed in the "Spanish, Grecian, Moorish, Mission, Italian, Colonial or English types of architecture." Houses had to be built of masonry materials with at least one (1) room on the second floor or a high ceiling to give the appearance of a second story. While the legal applicability of the neighborhood covenant is currently in question, it was an important pretext for the zoning classifications that would follow.

Platted Lots vs Developed Parcels

The original plat and two (2) subsequent expansions for the subject area established a predominance of platted lots measuring 60 feet in width. Development of much of the Subject Area traditionally occurred over two (2) or more platted lots. Today, the average lot width for parcels in *Subject Area A* measures 111 feet, and the average lot width for parcels in *Subject Area B* measures 88 feet. Recent proposals for development within the subject area have highlighted this discrepancy and represent the challenges in assigning an appropriate zoning category that honors both the traditional characteristics of the neighborhood and its suburban lot dimensions and orientation.



History of Zoning Categories

Starting in 1977 and continuing through 2007, a small portion of the subject area located west of 12th Street North was zoned RS-75 (Residential, Single-Family), and the remaining balance of the subject area located east of 12th Street North was zoned RS-100 (Residential, Single-Family). Both zoning categories were intended for single-family residential uses and the RS-100 zoning district was intended for larger parcels with lower population densities. The current zoning designations have been in place since September 2007, following implementation of the City's Vision 2020 Plan, the citywide rezoning, and update of the land development regulations ("LDRs").

Public Request for Review and Consideration

Responding to recent land acquisitions, development proposals, and the compatibility of new construction within the subject area, a number of residents from within *Subject Area A* contacted the City's Urban Planning and Historic Preservation Division in June 2015, to discuss available tools for ensuring compatibility with existing development. Residents inquired about the designation of a Local Historic District ("LHD"), modification of City Code requirements regulating conforming and non-conforming platted lots and parcels, and rezoning the subject area from NT to NS. This application is limited in its scope to only rezoning the subject area.

City Council Review and Request for Application

Following a preliminary review, the residents' request merited further study and deliberation. On July 9, 2015, the St. Petersburg City Council considered a Resolution initiating an amendment to the Official Zoning Map designation for property located within *Subject Area A*. Specifically, the Resolution proposed to initiate an application amending the Official Zoning Map from NT-3 to NS-1. The proposal did not require an amendment to the Future Land Use Map as the designation would remain RU (Residential Urban).

Prior to voting on the Resolution, City Council amended the study area to include *Subject Area B*, which is bounded by 38th Avenue North, Foster Hills Drive North, and Dr. Martin Luther King Jr. Street North. City Council further requested City staff to carefully consider whether *Subject Area C* should be rezoned to NS-1, as presented at the time, or NT-2 based on its physical characteristics. The Resolution was unanimously approved, as amended. In accordance with the adopted Resolution, City staff prepared this City-initiated application by dividing the subject area into three (3) distinct requests.

Public Information Meeting

On August 26, 2015, a public information meeting was hosted by City staff at the Roberts Recreation Center, 1246 50th Avenue North, St. Petersburg, Florida, 33703. The meeting was attended by approximately 40 residents of the subject area and lasted for nearly 2.5 hours. City staff began with a presentation, including a background, comparative analysis, and next steps, described hereafter. The comparative analysis included a detailed evaluation contrasting the existing NT-3 with the proposed NS-1. Discussion also included consideration of rezoning from NT-3 to NS-2.

Consistency/Compatibility of the Proposed Land Use and Zoning Designations.

St. Petersburg features two (2) distinct types of residential neighborhoods – *traditional* and *suburban*. Each type offers unique features and amenities that make them highly desirable. The Allendale neighborhood, and especially properties located within the subject area, features a unique combination of character-defining elements from both the traditional and suburban descriptions. According to the City of St. Petersburg's Comprehensive Plan:

Traditional Neighborhoods: Traditional neighborhoods were typically developed prior to World War II. Platted lots and required yards were narrow and sidewalks and front porches were pre-eminent features to the homes. Several modes of transportation, including pedestrian travel and trolley, supplemented the newly developed personal automobile. The street was the focus of the home, which provided a communal setting in where neighbors spent time socializing and communicating. Single-family homes make up most traditional neighborhoods. However, the house size and type were more varied allowing diverse housing opportunities for persons in different stages of life and at different levels of income to enjoy the same neighborhood. Single-family homes with garage apartments and small apartment buildings, in keeping with the scale of the neighborhood, were common. The alley system provided limited access for parking and utility functions to the rear of the site. Schools, corner stores serving the daily needs of the neighborhoods, parks and other amenities were located within the neighborhoods.

Suburban Neighborhoods: Suburban neighborhoods were typically developed after World War II. At that time, neighborhoods were adjusting to a great shift in technological advances that occurred at the turn of the century and placed into mass production by the 1950s. Between 1946 and 1973, the American economy was growing at levels unseen in the twentieth century, creating a nation of prosperous consumers who could afford both the automobile and the American dream of home ownership. These changes gave rise to a new kind of neighborhood. No longer constrained by pedestrian or trolley travel, the automobile allowed neighborhoods to expand outward creating more spacious yards. Alleyways were replaced with wider streets and garages became a prominent feature of the front facade. Houses were pushed further back on the lot and porches and sidewalks were no longer incorporated. Neighborhoods became more homogeneous relative to income levels, age groups and family types. The focus of neighborhood life was less on the public realm and more on family life within the home and rear yard. Neighborhoods became strictly residential. Stores, schools and other daily needs were pushed outward to major roadways which connected suburban neighborhoods with other neighborhoods and the downtown.

The challenge in this instance is assigning an appropriate zoning category that acknowledges both the complimentary and conflicting features of this unique neighborhood, protects and reinforces the neighborhood's established character, and is sensitive to the legal rights and expectations that come with property ownership. For this analysis, City staff thoughtfully considered these challenges and carefully evaluated the various consequences associated with the proposed amendments to the Official Zoning Map and Future Land Use Map.

The Allendale neighborhood was platted prior to adoption of the City's first zoning ordinance in 1933. As noted earlier in this report, the original plat and two (2) subsequent expansions for the subject area established a predominance of platted lots measuring 60 feet in width. Development of Allendale's single-family residences however, traditionally occurred over two (2) or more platted lots. When zoning was later established and subsequently modified, minimum lot width and area requirements were based on the physical development pattern, rather than the underlying subdivision plat. Consequently, many platted lots of record did not conform to the minimum zoning requirements for lot width and area and were thenceforth considered to be substandard lots.

From 1977 to 2007, most of *Subject Area A* and *Subject Area B* was zoned RS-100 and required a minimum lot width of 80 feet. This regulation pertaining to lot width properly acknowledged the existing development pattern in the neighborhood, despite the fact that many platted lots were only 60 feet in width making them substandard. Starting in September 2007, following implementation of the City's Vision 2020 Plan, many of these same properties were rezoned to NT-3, thereby reducing the minimum lot width requirement from 80 feet to 60 feet.

Today, the average lot width for parcels in *Subject Area A* is 111 feet, and the average lot width for parcels in *Subject Area B* is 88 feet. The physical characteristics historically demonstrated throughout the subject area, and exhibited partially through these average lot widths, are being stressed by new development proposals, and the compatibility of recent construction within the established development pattern.

While this request is focused on preserving a more compatible minimum lot width requirement, it should be understood that any rezoning will also include changes to building setbacks and other building design and site orientation considerations. These must be carefully considered and are highlighted in the following table series:

Table: Subject Area A

	RS-100 (1977 to 2007)	NT-3 Existing	NS-1 Proposed	Existing Averages
Lot Width	80'	60'	75'	111'
Lot Area	10,000 SF	7,640 SF	5,800 SF	15,961 SF
Front (Building)	25'	30'	25'	
Front (Porch)	25'	23'	20'	
Side (Interior)	10'	7.5'	7.5'	
Side (Street)	15'	15'	12'	
Rear	20'	10'	20'	

Table: Subject Area B

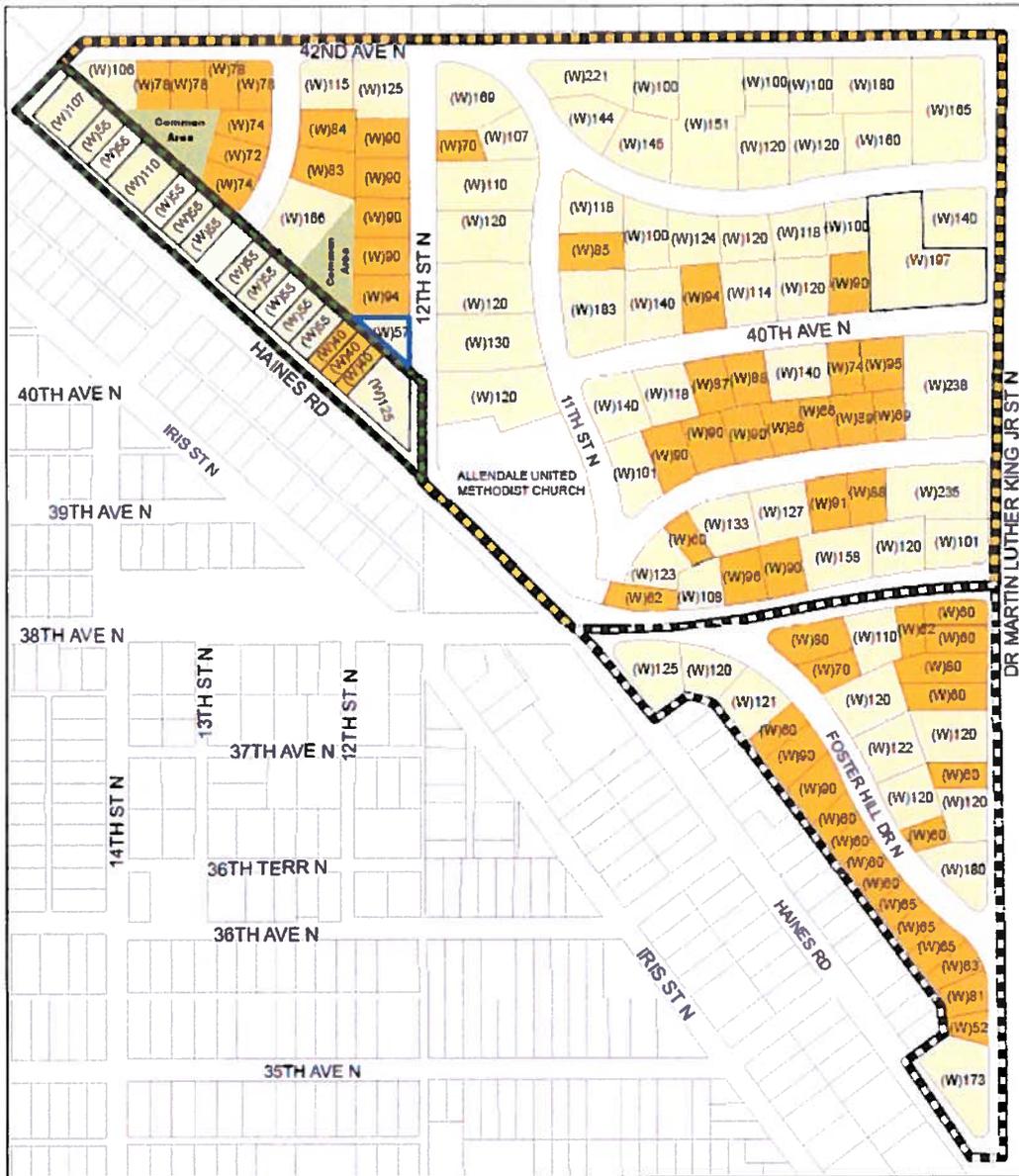
	RS-100 (1977 to 2007)	NT-2 Existing	NS-1 Proposed	Existing Averages
Lot Width	80'	50'	75'	88'
Lot Area	10,000 SF	5,800 SF	5,800 SF	10,900 SF
Front (Building)	25'	23'	25'	
Front (Porch)	25'	18'	20'	
Side (Interior)	10'	6'	7.5'	
Side (Street)	15'	12'	12'	
Rear	20'	10'	20'	

Table: Subject Areas A and B

	NT-2 and NT-3	NS-1
Building Form	Elevated base floor 16"	Not required
	Front porch / stoop required	Not required
Wall Composition	No blank facades allowed	No blank facades allowed
	No blank wall greater than 16'	No blank wall greater than 16'
	30% fenestration street	Not required
	20% fenestration interior/ rear	Not required
	2/3 fenestration shall be glass	Not required glass
	Corner lot treatment all sides	Corner lot treatment all sides
Windows	Recessed with sill and trim	Not required
Curb Cut	One curb cut per property	More than one allowed
Driveways	Single lane width (10-ft)	Double lane width (20-ft)
	Located on rear or side of structure	Circular driveways allowed
Garage Doors	10-ft behind front façade	May project forward of front façade
	Max 40% of linear frontage	Max 60% of linear frontage
	Decorative doors	Decorative doors only if projecting
Garage Setbacks	No encroachment allowed	Front s/b 20-ft (front-loaded)
		Front s/b 17-ft (side-loaded)
		Interior s/b 5.5-ft
		Street-side s/b 9-ft (front-loaded)
		Street-side s/b 7-ft (side-loaded)
Carpports	No encroachment allowed	Front s/b 20-ft, Rear and side 3-ft
Walkway	Required to curb	Not required

The preceding map represents the creation of nonconforming lots (orange shading) that would result from the proposed rezoning to NS-1 in *Subject Areas A and B*. Since the number of non-conforming lots created in *Subject Area B* constitutes more than 50% of the total number of lots, City staff is recommending against amending the Future Land Use Map category from PR-R (Planned Redevelopment-Residential) to RU (Residential Urban) and rezoning from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban).

Rezoning to NS-2 for Subject Areas A and B and NT-2 for Subject Area C



The preceding map represents the creation of nonconforming lots (orange shading) that would result from a conceptual rezoning to NS-2. Since the number of non-conforming lots constitutes nearly 45% of the total number of lots in *Subject Areas A and B*, City staff is recommending against rezoning to NS-2.

Accessory Dwelling Units

Subject Area A

Accessory dwelling units are prohibited within the existing NT-3 zoning category, except where they may be allowed as a grandfathered use. Accessory dwelling units will continue to be prohibited within the proposed NS-1.

Subject Area B

Accessory dwelling units are currently allowed as an accessory use within the existing NT-2 zoning category. Accessory dwelling units are required to comply with the use-specific development standards outlined in Section 16.50.010 of the City's LDRs. Rezoning this subject area from NT-2 to NS-1 would reclassify existing, accessory dwellings units as grandfathered uses. Further, the rezoning would prohibit installation of any new accessory dwelling units by right. For this reason, combined with other non-conformities to the required minimum lot width outlined in the preceding section, City staff is recommending denial of the proposed request for *Subject Area B*.

Subject Area C

Accessory dwelling units are currently prohibited within the existing NT-3 zoning category. The proposed rezoning to NT-2 would allow accessory dwelling units as an accessory use. Accessory dwelling units are required to comply with the use-specific development standards outlined in Section 16.50.010 of the City's LDRs, including the pre-requisite that any subject property measure a minimum 5,800 square feet in lot area. The properties located within this subject area are accessed by a rear, service alley, which is consistent with accessory dwelling units elsewhere in the City's traditional zoning categories. Further, it is consistent with the City of St. Petersburg's Comprehensive Plan Policy LU 3.1, which states that dense, residential uses totaling more than 7.5 units per acre should be located along Future Major Streets. Haines Road is a classified *Collector, City Road* on Map 20, Future Major Streets Map.

Level of Service (LOS) Impact

The Level of Service ("LOS") impact section of this report concludes that the requested Plan change and rezoning will not significantly impact the City's adopted LOS standards for public services and facilities including potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

SPECIAL NOTE ON CONCURRENCY:

Level of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that individual re/developments within the subject area 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 property within the subject area. 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.

PUBLIC COMMENTS:

Public engagement and input regarding this application includes the following:

- General meetings with various affected property owners included a combination of in-office and on-site visits
- *Public Information Meeting* conducted on Aug. 26, 2015 – More than 40 attendees
- 17 contacts through the notification letter: 14 for, one (1) against, and one (1) supporting the proposal in *Subject Area A*, but opposed to the proposal in *Subject Area C*
- 34 submissions by email: 32 for, 2 against (See attached)
- One (1) petition opposing the proposal (See attached)

**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.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.
- LU3.1 (A)(2) Residential Urban (RU) - ...allowing low density residential uses not to exceed 7.5 dwelling units per net acre.
- LU3.1 (F)(1) Planned Redevelopment-Residential (PR-R) - ...allowing low to medium density residential uses where either single-family residential or single-family with accessory residential development may co-exist not to exceed 15 dwelling units per net acre.
- LU3.5 The tax base will be maintained and improved by encouraging the appropriate use of properties based on their locational characteristics and the goals, objectives and policies within this Comprehensive Plan.
- 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.
- LU 3.11 More dense residential uses (more than 7.5 units per acre) may be located along: 1) passenger rail lines and designated major streets; or 2) in close proximity to activity centers where compatible.
- 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

transportation capacity is available to accommodate the additional demand.

T3.1 All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC.

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. Two (2) parcels located within *Subject Area A* and west of 12th Street North are currently zoned NSE (Neighborhood Suburban Estate) with a R/OS (Recreation/Open Space) Future Land Use Map designation. According to the public records, these parcels are controlled by the Allen's Badger Park Replat Homeowners Association.

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 changes will have no negligible impact on the population or the population density pattern. Moreover, approved site plans involving a residential component are transmitted to the Pinellas County School Board, and their designee.

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, mass transit, stormwater management and recreation. Should the requested land use and zoning change be approved, the City has sufficient capacity to serve the subject property.

WATER

Under the existing inter-local 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 (mgd).

The City's adopted 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. Should the proposed amendments be approved, there will be no impact on the adopted LOS standard for water.

WASTEWATER

The subject area is currently served by the Northeast Water Reclamation Facility (WRF). The average day demand is approximately 7.86 million gallons at the Northeast WRF. The facility has a capacity of 16.0 million gallons per day, leaving an average day surplus of approximately 8.14 million gallons per day. If approved, there will be no impact on the adopted LOS standard for wastewater.

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. If approved, there will be no impact on the adopted LOS standard for wastewater.

TRAFFIC

The proposed rezoning is bordered by Dr. Martin Luther King Jr. Street North to the east and Haines Road to the west; the subject area is also bifurcated by 38th Avenue North.

- Dr. Martin Luther King Jr. Street North is classified as a signalized (minor) arterial. The portion of roadway extending from 22nd Avenue North to 38th Avenue North, operates at a LOS "C" and has a volume-to-capacity ratio of 0.412. The portion of roadway extending from 38th Avenue North to 62nd Avenue North, operates at a LOS "B" and has a volume-to-capacity ratio of 0.443.
- Haines Road North is classified as a signalized (major) collector. The roadway operates at a LOS "C" and has a volume-to-capacity ratio of 0.760.
- 38th Avenue North is classified as a signalized (minor) arterial. The roadway operates at a LOS "D" and has a volume-to-capacity ratio of 0.746.

MASS TRANSIT

The Citywide LOS for mass transit will not be affected. PSTA provides local transit service along Dr. Martin Luther King Jr. Street North (Route 59) and 38th Avenue North (Route 38). Route 59 has a service frequency of approximately 20-30 minutes depending on the time of day. Route 38 has a service frequency of approximately 60 minutes. If approved, there will be no impact on the adopted LOS standard for mass transit.

RECREATION

The City's adopted LOS for recreation and open space is 9 acres per 1,000 population, the actual LOS City-wide is estimated to be 21.9 acres per 1,000 population. If approved, there will be no impact on the adopted LOS standard for recreation and open space.

STORMWATER MANAGEMENT

Prior to any re/development within the subject area, site plan approval shall 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.**

Not applicable.

- f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.**

Not applicable.

- g. Whether the proposed change is consistent with the established land use pattern.**

The proposed rezoning is consistent with the established land use pattern.

- h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.**

The proposed 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.

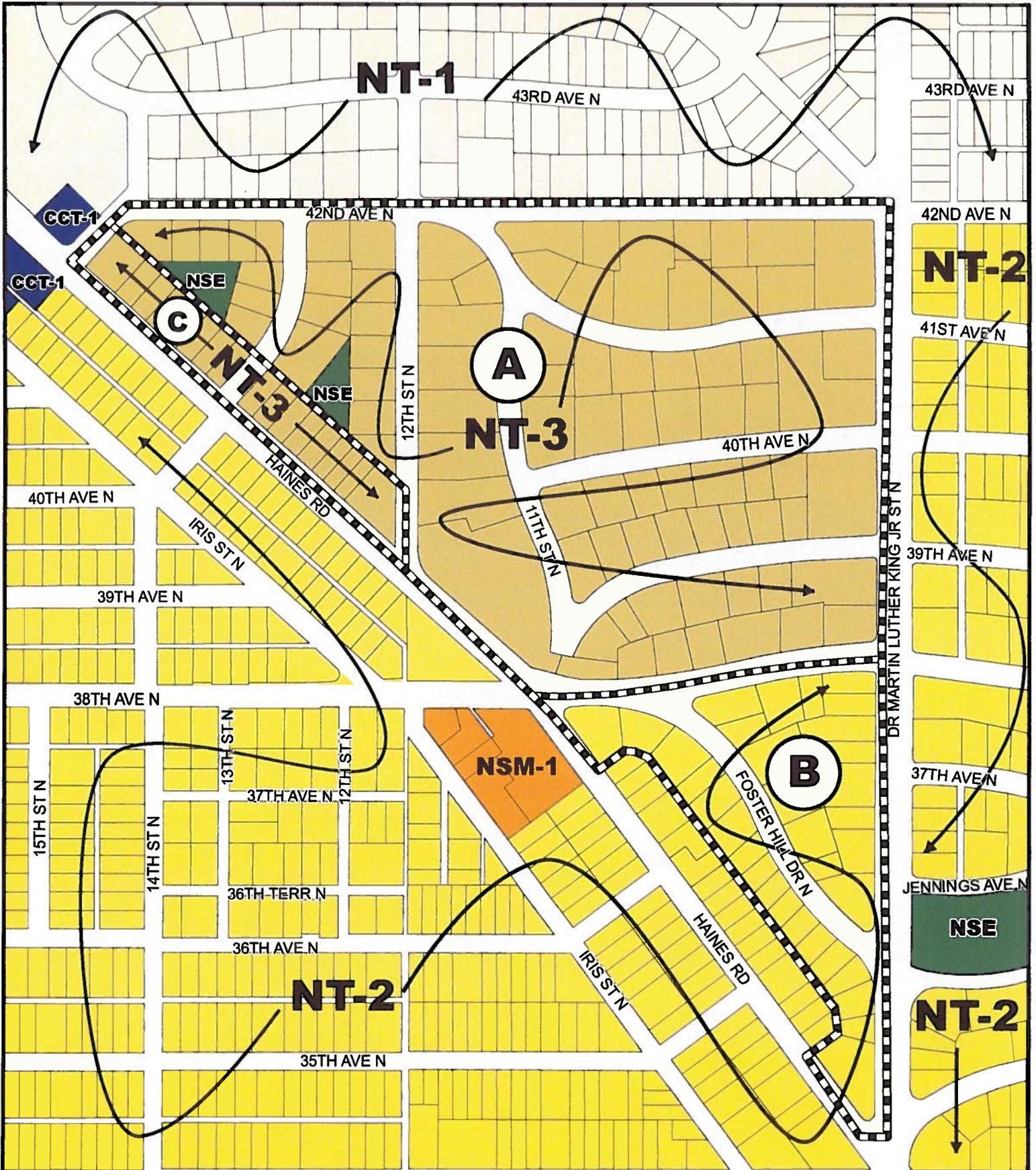
- j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.**

According to the FEMA Flood Insurance Rate Map (“FIRM”), the subject property is not located within a designated flood zone, Coastal High Hazard Area (“CHHA”), or hurricane evacuation zone.

- k. Other pertinent information.**

None.

MAPS



EXISTING ZONING

 **SUBJECT AREA**

(A) From: NT-3
(Neighborhood Traditional Single-Family-3)

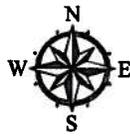
To: NS-1
(Neighborhood Suburban Single-Family-1)

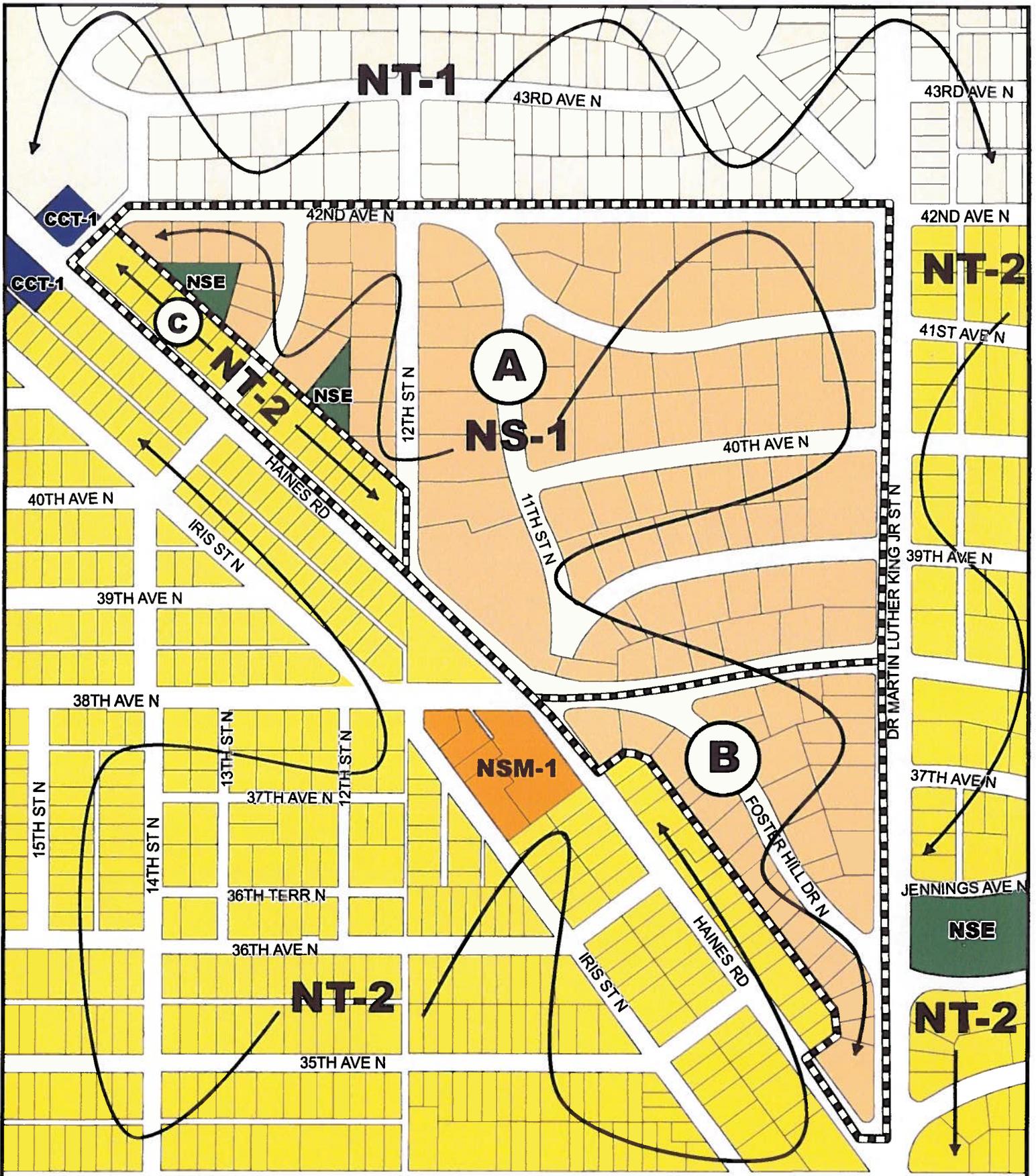
(B) From: NT-2
(Neighborhood Traditional Single-Family-2)

To: NS-1
(Neighborhood Suburban Single-Family-1)

(C) From: NT-3
(Neighborhood Traditional Single-Family-3)

From: NT-2
(Neighborhood Traditional Single-Family-2)





PROPOSED ZONING



SUBJECT AREA



From: NT-3
(Neighborhood Traditional
Single-Family-3)

To: NS-1
(Neighborhood Suburban
Single-Family-1)



From: NT-2
(Neighborhood Traditional
Single-Family-2)

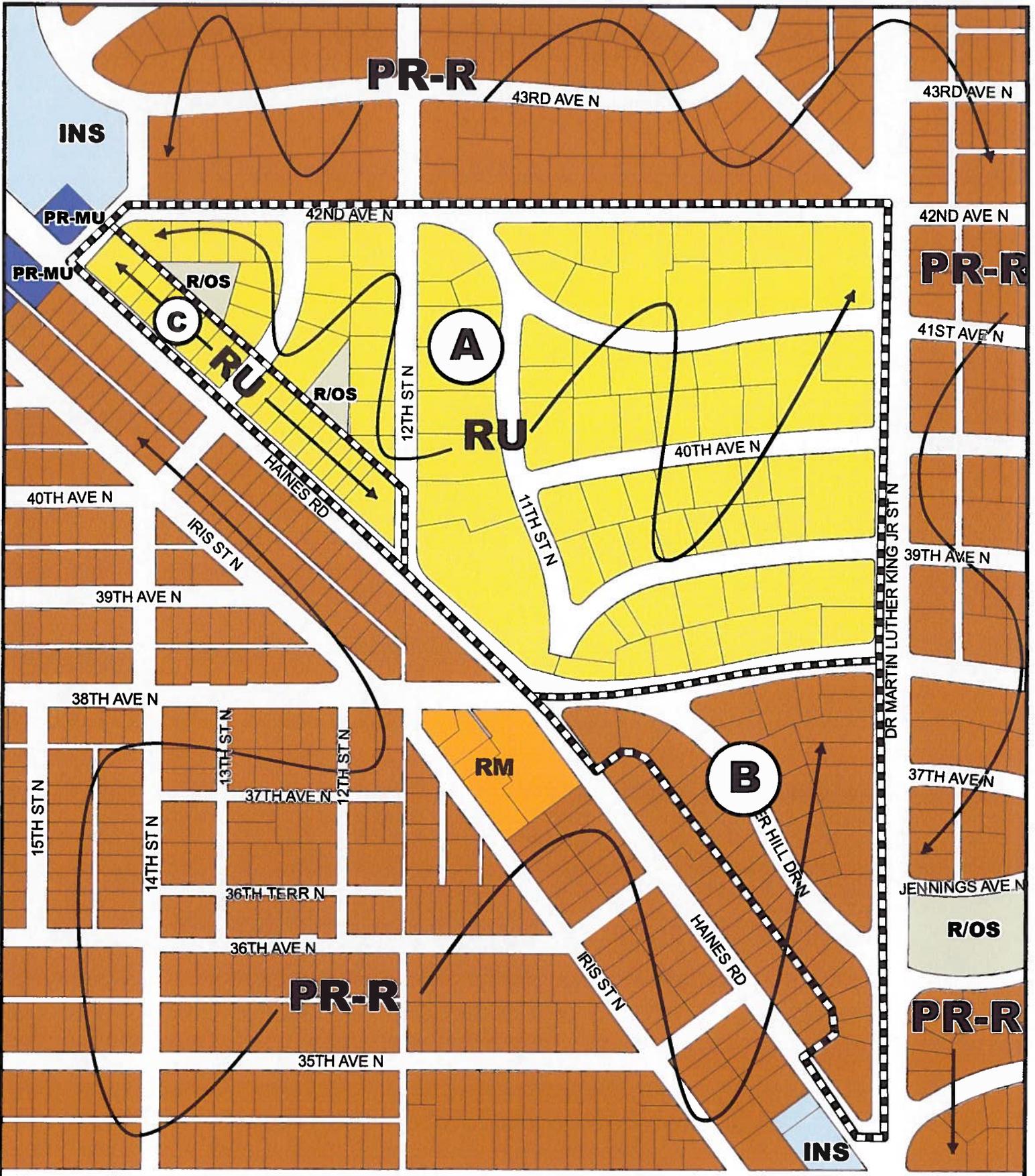
To: NS-1
(Neighborhood Suburban
Single-Family-1)



From: NT-3
(Neighborhood Traditional
Single-Family-3)

From: NT-2
(Neighborhood Traditional
Single-Family-2)





EXISTING FLU



SUBJECT AREA

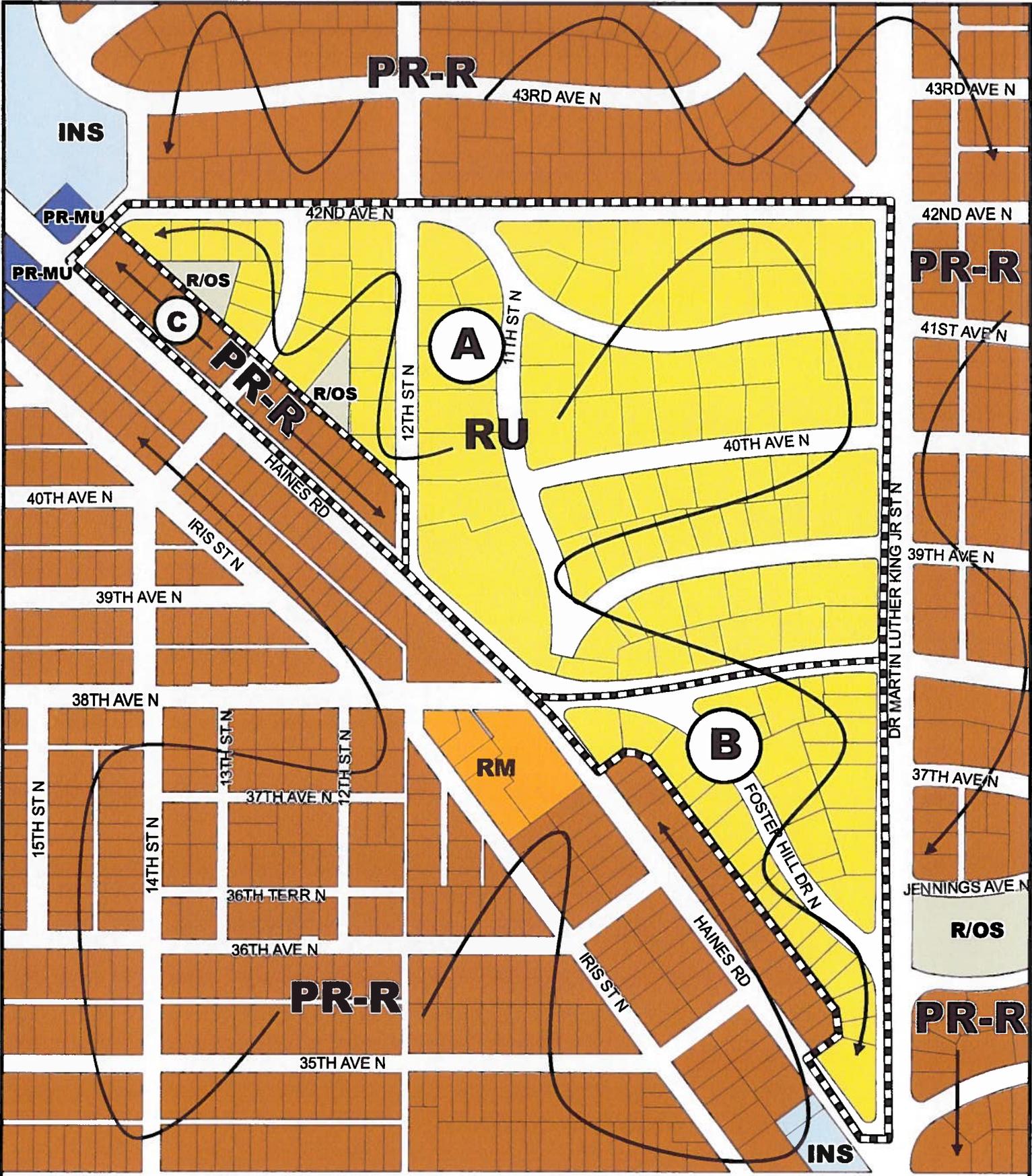
(B) From: PR-R
(Planned Redevelopment
-Residential)

From: RU
(Residential Urban)

(C) From: RU
(Residential Urban)

From: PR-R
(Planned Redevelopment
-Residential)





PROPOSED FLU



SUBJECT AREA



From: PR-R
(Planned Redevelopment
-Residential)

From: RU
(Residential Urban)



From: RU
(Residential Urban)

From: PR-R
(Planned Redevelopment
-Residential)



LETTERS OF SUPPORT

Derek Kilborn

From: lporter@verizon.net
Sent: Wednesday, September 02, 2015 5:06 PM
To: Derek Kilborn
Cc: lporter@verizon.net
Subject: Allendale rezoning; City File FLUM-30-A
Attachments: 2015_09_02_16_58_11.pdf

Mr. Kilborn,

Please see my attached letter in support of the Allendale rezoning.

Sincerely,

Lindsey Porter

September 2, 2015

Re: Allendale Land Use Map Change and Related Rezonings;
City File FLUM-30-A

To whom it may concern:

My name is Lindsey Porter. I am a life-long St. Petersburg resident. Born in 1959, I grew up in Allendale in my family's home at 4000 11th Street North. My mother, Eleanor Porter, still owns and resides in that home.

I have attended a city-sponsored meeting on the proposed rezoning of Allendale. Additionally I have studied the proposed changes and discussed them with a number of my mother's Allendale neighbors. With the overarching goals of protecting the character of Allendale and of helping prevent haphazard, short-sighted redevelopment, I **support** the proposed rezoning changes.

With regard to Subject Area A, none of the various zoning options, NT-3, NS-1 and NS-2, is, in my opinion, an ideal fit for Allendale. I believe the ideal zoning would include the traditional design elements of NT-3, with the larger frontage requirement of NS-2. Because we do not have the option of an ideal fit, for Subject Area A I support the change to NS-1 as a temporary bridge to NS-2.

I understand that the Allendale neighborhood association intends to promptly pursue redesignation of Subject Area A to NS-2 and I support that as well.

I have discussed this issue with my mother, age 90. She agrees my opinion in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lindsey M. Porter', with a stylized flourish at the end.

Lindsey M. Porter
716 14th Ave NE

Derek Kilborn

From: Hilary Watson <HilaryTW@aol.com>
Sent: Wednesday, September 02, 2015 11:56 AM
To: Derek Kilborn
Subject: Allendale Terrace Rezoning

Importance: High

Dear Mr. Kilborn,

I joined the Allendale Neighborhood Crime Watch program several months ago as a way of becoming more involved in my immediate community. The Allendale Terrace Rezoning issue quickly rose to a highlight of my awareness. Thank you for the recent presentation at the Roberts Recreation Center that helped to clarify the issues and identify individual concerns.

The St. Petersburg Police Department representatives begin each meeting of an Allendale Crime Watch group by congratulating the Neighborhood Crime Watch Leadership and resident participants for their history of efficacy. This neighborhood's Crime Watch Leadership and participants understand the importance of crime reduction elements. Those concerns deserve serious consideration in this decision.

I am in support of rezoning Allendale Terrace and the adjoining areas, with estate lots and homes and encourage the decision makers to choose in favor of rezoning those lots from NT-3 (60 feet) to NS-1 (75 feet).

Although my designated neighborhood is 1 block north of Allendale Terrace, I believe from my experience in the Crime Watch program that surrounding neighborhood residents will be affected by the Allendale Terrace decision.

Thank you for taking our comments. Please continue your neighborhood level education efforts regardless of the outcome of this process. I believe either outcome will necessitate follow-up with affected residents.

Sincerely,

Hilary T. Watson

Mrs. Hilary T. Watson
1066 43rd Avenue North

St. Petersburg, FL 33703
Cell Phone: (727) 641-5140

Derek Kilborn

From: Kent Malone <drkentmalone@gmail.com>
Sent: Wednesday, September 02, 2015 11:36 AM
To: Derek Kilborn
Subject: Rezoning of Allendale Terrace from NT-3 (60 feet) to NS-1 (75 feet)

Mr. Kilborn, et al.:

I am writing this letter as a long-term resident and current owner in Allendale Terrace (915 41st Avenue North). A number of years ago a rezoning effort was initiated and passed that blanketed St. Petersburg. This zoning initiative permitted singular development of small platted lots, but in some areas, neglected to account for the fact that the current "as-built" parcels actually traversed multiple lots. Allendale Terrace is one of those areas. Due to this inadvertent oversight, a technicality has been created in favor of demolishing current homes on "estate-sized" parcels and building multiple homes on the actual 60 foot (mol) platted lots that lie beneath. From the inception of Allendale, the developer Cade Allen, as evidenced by deed restrictions imposed when the home sites and homes were originally parceled and built, wanted to create a neighborhood of houses of a certain size, architectural style, minimum number of floors, home site, etc. While the plat map clearly shows lots of 60 foot-frontage, on average, Mr. Allen parceled home sites to be comprised of multiple lots, such that the average frontage of a home site is approximately 130 feet. The blanket zoning change that occurred allowing for development of small lots overlooked the "character and nature" of the home sites originally assembled in Allendale Terrace (and a few other areas of St. Petersburg.)

It is from this perspective that I join my Allendale Terrace neighbors and other interested residents in St. Petersburg respectfully request correction in this oversight in the blanket zoning change made some years ago, in favor of changing the zoning to a more restrictive zoning, requiring a larger frontage for future homes being built in Allendale Terrace. This "correction" from NT-3 to NS-1 (or even more restrictive) will help ensure that the original developer's vision, and the current and future residents of Allendale Terrace that larger, "estate-sized" parcels will be maintained and preserved, versus being carved up into small home sites, and summarily and irreparably changing the context and character of this historic neighborhood.

Regards,

Kent Malone

Derek Kilborn

From: Gloria McEwen <gmmcewen@gmail.com>
Sent: Wednesday, September 02, 2015 10:49 AM
To: Derek Kilborn
Subject: Allendale rezoning

I am in favor of rezoning from NT-3 to NS-1, and hopefully to NS-2 in the future. I know some folks are in favor of change in a neighborhood, but I believe they miss an important point. When there is an established neighborhood of many decades in a city that also bears some of the city's history, that uniqueness is what draws most people to want to live there and be a part of it. That neighborhood says, "This is St. Petersburg! You don't find this neighborhood in Tampa or Clearwater or Orlando or anywhere else. We are distinctly different." When new styles of architecture come in and lot size is reduced, when developers from outside our city see a way to build multiple homes where once there was only one, the character and uniqueness is lost. And then these developers make their money and leave us with the damage wrought by their own self-interest.

Please consider what makes St. Petersburg unique when you look at all the neighborhoods in the city. The irony is not lost on me that I live in a relatively new house on 40th Avenue, built in 1979. I have been told neighbors were upset when this house was built. But I will say that the builder of my house was very conscious of the trees, and situated the home a little further back from the street and turned slightly, because he protected the trees. My husband and I and our children moved here in 1995 because of the many trees, and now the home next to us has been torn down, the property split into two lots, and practically all the trees cut down. Why would someone want to move here and take down all the trees? Allendale is known for its trees. But when they are squeezing a large home on a 60-foot lot, I guess there's no longer any room for trees, is there.

Please change the zoning to NS-1, and let's continue to get it to NS-2. We cannot allow developers, who care not for the City and its neighborhoods, to use us to make a buck and then move on to the next vulnerable area.

--
Gloria

Derek Kilborn

From: Lion67 <lion67@aol.com>
Sent: Tuesday, September 01, 2015 8:53 PM
To: Derek Kilborn; Elizabeth Abernethy
Subject: Allendale rezoning

Dear Mr. Kilborn:

I was one of the concerned neighbors who attended the meeting at Roberts Youth Center last week. I heartily support the efforts to correct the inadvertent downzoning of our historic neighborhood. Unfortunately the meeting was dominated by a few individuals whose agenda is clearly at odds with the vast majority, who only wish to preserve the integrity of our area. One of those speaking, Mr Gilbert, referred to the expensive house he is building on one of the newly created undersized lots. The next evening, I happened to walk by his property and had the opportunity to speak with his neighbors. I was horrified to find that Mr Gilbert's first act was to raze all the beautiful old trees on his lot in order to build his house. As our newest neighbor stated, it is the classic appearance of Allendale, with its comfortably sized lots and stately old trees which has endeared us to the neighborhood. And for those of us who have lived and plan to live here for many years, it is this elegance which gives Allendale homes their real value. My wife and I have enjoyed living here for almost 35 years and are dismayed at the prospect of houses crowded together at the cost of the natural beauty which defines our neighborhood. We are not outside developers or house flippers trying to make a quick buck. We are the long-time homeowners who see the value of our homes, not just in dollar values, but in the elegance and natural beauty which defines Allendale. We urge you to support the reclassification of our neighborhood to NS-1 now, with the the goal of moving to NS-2 as soon as possible.

Bernard D. Fishalow, MD
4041 11th Street North

Derek Kilborn

From: Ryan, Pat J <pat.j.ryan@baml.com>
Sent: Tuesday, September 01, 2015 4:07 PM
To: Derek Kilborn
Cc: allendalealrt100@yahoo.com
Subject: lot rezoning within Allendale

Dear Derek, This letter is to advise I am NOT in FAVOR of changing our historic Allendale area and estate lots. I am in agreement of rezoning back to NS-1 status and then soon or eventually to NS-2. My wife and I are NOT in Favor of splitting up the large Estate lots within our historic Allendale area.

*Patrick and Amy Ryan
1015 Montrose Blvd., N.*

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Derek Kilborn

From: Carl <spcentsp@knology.net>
Sent: Tuesday, September 01, 2015 3:46 PM
To: Derek Kilborn
Subject: Allendale Terrace rezoning

To whom it may concern:

Having been alerted to the apparent attempt to rezone (or whatever you might call "downsizing" the deed restricted lot size for Allendale Terrace, we are deeply troubled as 30+ year homeowners in this neighborhood (and personally, a lifelong 3rd generation resident of St. Petersburg), who bought here specifically in early 1985 because I was moving from another home in the Pasadena Estates area of St. Pete, where we lived for over 16 years on a large, heavily wooded lot (170' frontage x over 300' deep) and I liked all of the Allendale Terrace deed restrictions (except those which were obviously discriminatory and totally objectionable to me). The deed restrictions in Allendale Terrace at that time, specified a *minimum street frontage of 100 feet, and that at least the first floor of any residence must be of masonry construction*, which we felt would protect our investment and provide somewhat of a "buffer" from neighbors being in close proximity to our home, so we bought, closed, and completely remodeled our then 33 year old new home and moved in the night of hurricane Elena's arrival in the Gulf. We have now been residents for 30 years this week and would hate to see this neighborhood become just another "cookie cutter" neighborhood of homes crowded onto undersized lots.

How the City of St. Petersburg came to change the zoning in Allendale Terrace to allow home sites to have as little as 60 feet of frontage without any notice to then current residents is beyond my comprehension, but the lame excuses for doing so do not make it right. Until we might get the deed restrictions returned to what they were in 1985, I wholeheartedly support the application to rezone our lots from NT-3 (60 feet frontage) to **NS-1 (75 feet frontage) as a minimum requirement.**

Sincerely,

G. Carl and Barbara H. Plaskett



This email has been checked for viruses by Avast antivirus software.
www.avast.com

Derek Kilborn

From: Dave Markwood <substance1@tampabay.rr.com>
Sent: Tuesday, September 01, 2015 3:44 PM
To: Derek Kilborn
Subject: Rezoning in the Allendale Terrace and adjoining areas

Mr. Kilborn:

I won't be leaguer my point of this email. We have lived in this area for 15 years and it has been a wonderful area in which to raise a family and keep a nice home. This entire neighborhood is composed of larger homes and substantial investments of time and effort to maintain a solid safe environment for children and adults. It took all the resources we had to move here from a smaller home. All of my working life I have had two to three jobs to afford our home. It has been our major investment in our future as we move into the future. Rezoning/downsizing and the situations these moves always bring are not something I can agree with. It would give the area a mixed-use look and lower our property values.

Allendale and the surrounding areas were designed and built with a specific goal in mind and it has up to now reflected better standards. The resetting of the zoning years back without really taking into account of these standards needs to be rectified in a positive manner and the properties should be left as they were intended to be – larger and more estate-like. That was the vision of the original developers. Please honor those standards with an appropriate restating of original land use – from the current NT-3 to NS-1.

Thank you.

David Markwood
1435 42nd Ave. N
St. Petersburg, FL

Derek Kilborn

From: Gregory Matthews <ge.montana@me.com>
Sent: Tuesday, September 01, 2015 3:28 PM
To: Derek Kilborn
Cc: Nina Light; Holidays in United States
Subject: Rezoning of Allendale Terrace (1020 41 Avenue North) - change from NT-3 (60 feet) to NS-1 (75 feet)

I am writing this email in support of a zoning change to Allendale Terrace, where i live with my family.

It is my understanding that an unintended consequence of the city's rezoning several years ago, permits individuals to replace Allendale Terrace's current large lot format with smaller lots. That change in zoning apparently allows for the building of multiple homes where a single current home exists. One neighborhood home could be replaced with up to 8 individual homes on 60 foot lot lines (each with a private driveway). That has the potential for changing the character of our entire neighborhood. It also impacts our usage of the home and our safety. It will result in increased density and traffic flow. And, finally the current value of our home will be impacted in a negative way if the type of homes shown below are built, next to my home.

Changes in density and traffic flow are an important issue in Allendale Terrace and the surrounding area. Unlike adjoining neighborhoods, there is only one through east west street, and it is on the subdivision's border. That, and the closure of one north south access street greatly restricts access and exit from the area. The line of sight limitations arising from our curved and hilly roadway way work now without impact because of the limited on-street parking (all homes have driveway access). This roadway may not be suitable to an increased density or on-street parking.

Had we been given the right to review the rezoning change allowing for the smaller lots, before it occurred i can assure you that we would not have supported it. I see the change from the current zoning NT-3 (60 feet) to NS-1 (75 feet) as a key step in protecting the unique nature of our neighborhood.

I am writing this while reading a 1970s story in the St Petersburg Times about this neighbor hood. The article starts, "As He stood in a citrus grove in 1922. Cade Allen envisioned a community of majestic masonry homes." He built and now we need this zoning change to maintain that vision.

PS: I enclose a photo of nearby development that represents the type of development that could sit square in the middle of the Allendale neighborhood is the zoning is changed.

Greg Matthews



Derek Kilborn

From: Andrew Lee <andrew@roundhousecreative.com>
Sent: Tuesday, September 01, 2015 3:11 PM
To: Derek Kilborn
Subject: I support Allendale NS-1

To whom it may concern,

Please accept this email of my support for the proposed rezoning of the Allendale neighborhood to NS-1.

Andrew Lee
4700 10th Ave N
St. Petersburg, FL 33713

September 1, 2015

City of St. Petersburg
Elizabeth Abernethy
175 Fifth Street North
St. Petersburg, FL 33701

Re: Allendale Terrace Rezoning

Dear Ms. Abernethy,

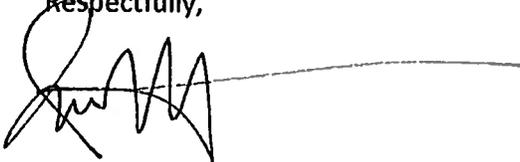
I am writing to you to voice my support in the re-zoning effort of Allendale Terrace and adjoining areas from NT-3 to NS-1; because of my concern to the potential redevelopment and the property re-parceling of existing parcels. The current city platting of homes on 60 foot parcels challenges the history of restrictions and building set-backs, the natural beauty, privacy and the single family character that is unique to the historic Allendale area. Any development that imposes a higher housing density will impact our area, and areas close by, in a negative manner.

My main concern is the potential for overbuilding similar to what has recently been permitted and completed at the south-west corner of 34th Avenue North and 6th Street North. The development and its density is clearly out of scale with its surrounding neighbors.

I moved to the Allendale area in 2007, the area is comforting with its majestic Oaks, brick paved streets, walkability and a great area to raise a family. The older homes and grand estates root the area to a sense of place within the history of Saint Petersburg, not unlike that of Snell Isle and the Coffee Pot Bayou area. In keeping with the density of the neighborhood, I would think that the city would be interested in keeping and protecting the character of the area and consider it a valuable asset.

Should you have any questions about my concerns, I may be reached at 727-421-3060.

Respectfully,

A handwritten signature in black ink, appearing to read 'Paul G. Lauber', with a long horizontal line extending to the right.

Paul G. Lauber
Architect + LEED AP
4100 12th Street North
Saint Petersburg, FL 33703
plauber312@gmail.com

Derek Kilborn

From: Elizabeth Abernethy
Sent: Tuesday, September 01, 2015 1:12 PM
To: Derek Kilborn
Subject: FW: Rezoning

Thanks!
--Liz

From: John Weatherell [mailto:johnw.eod@gmail.com]
Sent: Tuesday, September 01, 2015 1:04 PM
To: Elizabeth Abernethy
Subject: Rezoning

Dear Ms Abernethy,

I understand the City is considering correcting the zoning of Allendale Terrace. I believe this needs to be done. Sixty foot fronts is not compatible with the design of the neighborhood. I think St. Petersburg needs to protect it's established neighborhoods. The City has a few enough of them. Since St Petersburg has gone thru a revival in downtown it is seeing a growth in building and development. Let's try to preserve a balance.

Regards,

John Weatherell

Derek Kilborn

From: Meredith Gaunce <meredithgaunce@gmail.com>
Sent: Tuesday, September 01, 2015 1:00 PM
To: Derek Kilborn
Subject: Proposed rezoning for Central Allendale

Good afternoon, Mr. Kilborn.

I am a St. Pete resident and wanted to take a moment to reach out regarding the proposed rezoning of the Allendale neighborhood from a 60 foot minimum parcel width to a 75 foot minimum parcel width (from NT-3 zoning to NS-1 zoning). While I do not live in Allendale, I have family and friends who do and truly believe that the integrity of the neighborhood will be compromised if this rezoning does not pass. The subdividing of areas like this by developers that is currently plaguing our historic neighborhoods is eroding what we love about St. Pete.

Please know that it is not just the neighborhood residents who feel passionate about this issue, and I would urge you to support this rezoning effort which is designed simply to preserve the beauty residents have worked so hard and long to create.

This petition is critical in preserving this neighborhood and our community.

Thank you in advance for your consideration and support.

Sincerely,

Meredith Gaunce

Derek Kilborn

From: anguilla8@aol.com
Sent: Tuesday, September 01, 2015 11:50 AM
To: Derek Kilborn
Subject: Rezoning of Allendale

Dear Derek,
My husband and I purchased our home at 930 40th Ave. N. a little over 3 years ago. We were attracted to the uniqueness of Allendale, with its stately trees, lush lawns and large lots. We hope to enjoy that character for years to come.
For this reason, we wholeheartedly, support the zoning change from 60 ft. lot lines to 75 ft. lot lines in hopes of preserving the integrity of our unique neighborhood.

Warm wishes,
Shelley Shultz

Derek Kilborn

From: Elizabeth Abernethy
Sent: Tuesday, September 01, 2015 11:47 AM
To: Derek Kilborn
Subject: FW: Allendale area rezoning

Thanks!
--Liz

From: Bob Horn [mailto:Bob@bobhornrealtor.com]
Sent: Tuesday, September 01, 2015 11:43 AM
To: Elizabeth Abernethy
Subject: Allendale area rezoning

Good Morning, Ms. Abernethy

Just a brief email to add my support to that of my neighbors in encouraging the rezoning of Allendale Terrace and the surrounding areas to NS-1 zoning instead of the current NT-3.

Although I was born in Ohio, my family moved here in 1954, when I was four years old. For my entire life, the Allendale and Monticello Park areas have been magical to me and to my sisters. As kids, we loved it when my parents would drive us through these neighborhoods, and we looked in loving awe at the huge lots and grand old homes. And, of course, during the holiday season, we loved driving through to see the Christmas lights!

There are only a few of these neighborhoods in our city. If the great old homes and big lots are split into small parcels and smaller houses are built, the very thing that makes our neighborhood attractive will vanish. No one gains if that happens.

If you (and anyone involved in the decision-making process) have not looked through the wonderful book that was put together by Burton Allen, the son of Cade Allen, who developed Allendale, I encourage you and the others to look through it. It will provide a wonderful sense of the history of this place to you. And I can only hope that it will impact the decision to change the zoning. It can be viewed at the link below.

http://www.stpete.org/stpete/Cade_B_Allen_A_Life_Remembered.pdf

Thank you (and the others in the zoning decision-making process) for your consideration, and if you have not driven through our neighborhood, in recent times, please do consider it.

I appreciate your efforts.

Bob

Bob Horn, Realtor

Charles Rutenberg Realty, Inc.

1004 Central Avenue

St. Petersburg, FL 33705

Cell (727) 480-2679

Fax (727) 498-5776

Derek Kilborn

From: Jill Smith <jamminbean@msn.com>
Sent: Tuesday, September 01, 2015 11:35 AM
To: Derek Kilborn
Subject: Rezoning of Allendale

Dear Mr. Kilborn:

"I support the proposed rezoning of the Allendale neighborhood to NS-1."

Kind regards,

Jill Smith

Century 21 Executive Team

Jill Smith, Realtor
727-455-5850

Chris Smith, Realtor
CDPE, CIAS, GREEN
727-656-4241

You and your referrals make our business sparkle

Derek Kilborn

From: Chavez, Jessica HHHH <Jessica.Chavez@Cigna.com>
Sent: Tuesday, September 01, 2015 11:09 AM
To: Derek Kilborn
Subject: Re-zoning Allendale Neighborhood

Mr. Kilborn,

I wanted to outreach to you to express my extreme disappointment in the current zoning of the Allendale neighborhood. It is one of the few remaining beautiful old neighborhoods that hasn't been overtaken by extreme crowding and over-developing and I would think this would be of value and importance to our lawmakers. Unfortunately, the latest rezoning a few years ago has resulted in many of these beautiful estates being chopped up into small lots with plans of cookie cutter homes that disrupt the current beauty of the neighborhood. Please take interest in this issue and help to ensure that it is rezoned properly so that we can retain what is left of its beauty. I only wish this had been done in my neighborhood before this very thing happened here.

Thank-you,

Jessica Chavez
1205 11th St N
St. Petersburg, FL 33705

Jessica Chavez
Federal Marketplace Lead
Individual and Family Plans
PH: 860.902.4418
FAX: 860.697.7859
Jessica.Chavez@cigna.com

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Derek Kilborn

From: Brooke | Roundhouse <brooke@roundhousecreative.com>
Sent: Tuesday, September 01, 2015 11:06 AM
To: Derek Kilborn
Subject: Proposed rezoning of the Allendale neighborhood

Hi Derek,

As a resident and business owner in St. Petersburg, I am writing to you in support of the proposed rezoning of the Allendale Neighborhood. It is my understanding that rezoning the Allendale neighborhood to NS-1 is urgently needed to preserve the unique character of this area, which is vital to the quality of our city.

Sincerely,
Brooke Webster Lee



Brooke Webster | Art Director
1980 Central Avenue, St. Petersburg FL 33712
727.954.8880 roundhousecreative.com



Derek Kilborn

From: Morgan Albaum <morgan@bigseadesign.com>
Sent: Tuesday, September 01, 2015 10:13 AM
To: Derek Kilborn
Subject: Rezoning of Allendale neighborhood

Hi Derek,

My name is Morgan Albaum and I support the proposed rezoning of the Allendale neighborhood to NS-1. I currently live at 300 34th AVE N in St. Petersburg.

Thank you for your consideration.

Morgan



MORGAN ALBAUM / Inbound Marketing Specialist
Big Sea Design + Development
1970 Central Avenue, St. Petersburg, FL 33712
727.386.8031 x7006

[Web](#) / [Facebook](#) / [Twitter](#)

Derek Kilborn

From: Maria M <maria.anne.m@gmail.com>
Sent: Tuesday, September 01, 2015 10:11 AM
To: Derek Kilborn
Subject: support for the proposed rezoning of Allendale

I've been a resident of St. Pete my entire life. My grandparents met here at St. Pete High. Allendale is a historic gem in our city.

I support the proposed rezoning of the Allendale neighborhood to NS-1.

It would be a catastrophe to break up the lots in that neighborhood.

Maria Mora
Wordsmith & Content Strategist
mariamora.info

Derek Kilborn

From: Peter Wells <wells@whspa.com>
Sent: Tuesday, September 01, 2015 9:48 AM
To: Elizabeth Abernethy; Derek Kilborn
Subject: Proposed Allendale Rezoning

Ms. Abernethy and Mr. Kilborn:

I am writing to you in connection with the rezoning of Allendale from NT-3 to NS-1. I strongly support the efforts for this rezoning.

I'm a 3rd generation St. Petersburg native and have a strong family connection to the Allendale neighborhood. My grandparents, Reuben and Bertie Wells bought in 1941 an original home built by the Allen family. It's the 2-story yellow brick home on the south side of 39th Avenue in the 1000-1100 block. They lived there 30 years until they downsized and built another home a few blocks away on 42nd Avenue around 14th Street. One of the great things about the house on 39th Avenue was the lot size. Just a year or so ago a house was built on one of the lots next door and it just doesn't look or feel the same on that street. My aunt, Cresel Zipse who lived in the 39th Avenue house for several years, built her home in 1955 on the corner of 12th Street and Monticello Boulevard and still lives there. She tells me it makes her sick to see the change to her childhood home on 39th Avenue. In 1956, her sister (and my other aunt Sylvia) who is now deceased built her home on 43rd Avenue in the 1300 block. Her daughter (my cousin) still owns the home. In 1958 when I was 4 years old, my parents Harold and Ann Wells, built their home at 1246 45th Avenue. So starting almost 75 years ago and lasting many years, my father's family lived together in Allendale--Reuben and Bertie Wells and their three children and their families. In 1993 I bought and remodeled our home at 1311 Monticello Boulevard—the home of one of my closest childhood friends.

As you know, the Allendale neighborhood and including Monticello Heights area where I live is known for its larger lots, trees and its unique character and beauty. This is why many people want to live in this neighborhood and what attracts others to move here. My wife Lisa is from Atlanta and her neighborhood where she grew up is known for its very large lot sizes and old historic homes. Over the past 20 years or so, that beautiful Atlanta neighborhood has changed for the worse--developers carving up the lots and squeezing homes next to each other. It is ruining the neighborhood. She has always said Allendale reminds her of her Atlanta neighborhood and her family says the same. We don't want to see Allendale ruined and we fear without this rezoning, a similar downgrade to our unique neighborhood will occur.

So again, my wife and I strongly support the rezoning of Allendale from NT-3 to NS-1 and your efforts are much appreciated.

Peter and Lisa Wells
1311 Monticello Boulevard North
St. Petersburg, Florida

Peter B. Wells

Certified Public Accountant
Wells, Houser & Schatzel, P.A.
500 94th Avenue North
St. Petersburg, FL 33702

Phone: (727)578-1040 ext. 118
Fax: (727)578-1041

wells@whspa.com

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Derek Kilborn

From: Sue Fishalow <sfishalow@gmail.com>
Sent: Monday, August 31, 2015 9:26 PM
To: Derek Kilborn
Subject: Allaendale Terrace Rezoning

Dear Mr. Kilborn and Ms. Abernethy,

Thank you both for your attendance at our neighborhood meeting to explain and illustrate the proposed zoning change for parts of the Allendale Terrace area. Your well-prepared presentation was of great help for those of us in the affected homes. I have lived in Allendale for thirty-five years in one of the original Cade Allen houses. My husband and I moved here with our children in great part because of the large lot size, the beautiful trees, and the stately homes. The lots on which the David Weekley homes are being built have been stripped of trees, have very little green space, and are totally out of character with the homes already established. Moreover, the rezoning in 2007 was in error — there was no overlay of the types of homes already in place or how many lots each occupied. While we appreciate greatly the efforts of the city to correct the error, it would be egregious to leave the lots at sixty feet. A minimum of 75 feet is essential to preserve the current and future development of a gracious and lovely neighborhood.

Within the area in question there are 32 of Cade Allen's original 33 homes. As one woman so eloquently stated toward the end of the meeting, she moved here precisely **because** of the character of the neighborhood. That unique character was not evident in any of the pictures shown. In order to make a fair decision, I feel that the city needs to take a very close look at the homes already here. We have made available photographs of several of these, yet none were used at the presentation. By your own statistics it is obvious that the average lot width here is more than 100 feet. My own lot is 118 feet and is not even the largest.

David Mckalip has long tried to take over the neighborhood association for his own purposes — namely to propound his deeply felt personal belief that all government is bad, and that **no one** has the right to tell him what he can and cannot do on his own property. However, he and Mr. Ekonomou seem to have developed a self-serving alliance and to have attempted not only to take over the meeting, but to have made slanderous comments to more than one of those who have opposing viewpoints. Nevertheless, they were being called upon by their first names, while the rest of us were identified by our clothing or seating positions. This cannot help but raise doubts as to the fairness of the proceedings and to give the impression that Mckalip and Ekonomou have an “in” with the city.

Mckalip is circulating his misinformation about property values far and wide in an attempt to sabotage an honest effort by concerned citizens to retain the beauty and serenity of a long-established neighborhood. Moreover, as I mentioned at the meeting, many sales prices were artificially low because of the amount of work that needed to be done on properties that hadn't been updated in more than half a century. The results are lovely, modern, and totally in keeping with the character of Allendale Terrace — and are worth far more now than those changes have been made. David Mckalip's projections are not only erroneous; they are intended as a scare tactic to win support for his libertarian and financial aspirations.

I urge that the city council agree to a compromise by adopting the NS-2 zoning, irregardless of the necessity to involve Pinellas County. If only NS-1 can be considered at this juncture, I respectfully ask that a formal promise be made to leave the issue open to reexamining a move to NS-2 in the foreseeable future. Please do not allow the selfish efforts of one or two individuals who hope only for financial gain derail your obvious dedication and commitment to serving your constituencies.

Again, thank you for your time, effort, and presence at our meeting.

Sincerely,

Sue Ellen Fishalow

4041 11th Street North

St. Petersburg 33703

Derek Kilborn

From: Adam C. Erickson <adame@tampabay.rr.com >
Sent: Monday, August 31, 2015 8:29 PM
To: Derek Kilborn
Cc: Elizabeth Abernethy
Subject: Allendale Rezoning support

This letter is to formally voice our support for the proposed rezoning to the Allendale neighborhood to NS-1. We believe the NS zoning will encourage responsible redevelopment within the neighborhood. It will help maintain the predominant character of the neighborhood which is it's large lots, horizontal orientation of the homes and large spaces between the homes.

Regards,

Adam and Erin Erickson
945 40th Ave N

Derek Kilborn

From: Karen Simpson <terka83@aol.com>
Sent: Monday, August 31, 2015 7:47 PM
To: Derek Kilborn
Subject: Allendale terrace

Dear Mr. Kilborn,

This letter is to make known my position on the rezoning of our lovely neighborhood.. I am very much in favor of this action. I bought my home after the death of Mr. Simpson. I wanted to return to Pinellas county. I have been happy in this wonderful atmosphere, however I have been very distraught with the recent developments ie. out-of-town developers coming in and attempting to make a quick buck at the expense of an old established neighborhood.

Please seriously consider my feelings on this important issue.

Very sincerely,

Karen Simpson

terka83@aol.com

945 40th Avenue, North
St. Petersburg, FL 33703

Derek Kilborn

From: ToniTrimbl@aol.com
Sent: Monday, August 31, 2015 1:04 PM
To: Derek Kilborn
Subject: Re: Allendale Terrace Rezoning

Mr. Kilborn; It is heartening to both my husband and myself to see a possible rezoning of our classic neighborhood of Allendale Terrace from 60' frontage NS-2 zoning to 75' NS-1. It does sadden me to realize that success in a city's real estate progress is defined by pillaging existing structures and cramming as much re-development into a single spot as is technically legal with the ultimate purpose of "making a profit". Architectural uniqueness and style of a neighborhood plays no part in this decision to pillage. As "gatekeepers" and conservators of our beautiful city, the city leaders should understand the qualities and cultures of each and every neighborhood. Once these historical structures are torn down they can never be replaced. As evidenced by the homeowners' responses in the meeting last week, people buy into Allendale for the unique quality of the architecture, the established landscape, the larger lots and the quiet family home atmosphere. Unfortunately, developers/builders/speculators et al only look at the bottom dollar and the zoning loopholes. We as residents of this city must remain vigilant as to possible exploitation of the character of our much loved neighborhoods. It is imperative that Allendale remains the "go to" neighborhood for like-minded people who want what we all here have and so desperately want to hang on to.

I thank you for your time.

Regards,

Toni C. Trimble /Arnold M. Lawner
1038 41st Avenue North
St. Petersburg, Florida 33703

Derek Kilborn

From: Jim Grobmyer <jgrobmyer@jackriceinsurance.com>
Sent: Monday, August 31, 2015 11:18 AM
To: Elizabeth Abernethy; Derek Kilborn; Bill Dudley; Mayor
Subject: Proposed Allendale Rezoning

Good morning, this email is to register my support for rezoning of Allendale from NT3 to NS1.

To give you a brief history of myself, I have been a lifelong resident of St Petersburg. My first residence was in Allendale Terrace where I resided for eight years. It was here that I truly fell in love with the Allendale experience. As my family grew I purchased two contiguous lots once owned by the Greene family off of Monticello Boulevard. Six years ago, I was able to build the home my family and I would enjoy for many years to come.

During the planning stages of designing our home, it became very apparent the home I would build, needed to fit in. By this I mean, it needed to look like an older home that was of similar architecture to those in and around our home. After some time and effort we were able to accomplish this.

To have the entrance of this historic neighborhood developed with homes built on sixty foot wide lots that do not look like they fit in, makes absolutely no sense. I urge you to strongly consider the position of me, as well as the numerous other residents of Allendale that oppose the development of such a historic neighborhood.

I trust you will make the right decision.

Best regards,

Jimmy Grobmyer
1240 Monticello Blvd North

Executive Vice President
jgrobmyer@jackriceinsurance.com
727-530-0684 Extension 129
Cell 727-687-6585

VISIT WWW.JACKRICEINSURANCE.COM FOR ALL YOUR COMMERCIAL, EMPLOYEE BENEFIT AND PERSONAL INSURANCE NEEDS OR CONTACT ME DIRECTLY



Jack Rice Insurance

"THE INSURANCE PROFESSIONALS"

Jack Rice Insurance
13080 S Belcher Rd
Largo, FL 33773



Independent Insurance Agent

P: 727-530-0684
P: 877-469-4942
F: 727-532-9602

Derek Kilborn

From: Joseph Lettelleir <jjtll@aol.com>
Sent: Sunday, August 30, 2015 2:44 PM
To: Derek Kilborn
Subject: Allendale rezoning

Thank you for the opportunity to express my opinion on the proposed Allendale rezoning. Having been a resident of Allendale for 37 years, I totally support the action!

Joe Lettelleir

Derek Kilborn

From: Brian Smith <briansmith935@gmail.com>
Sent: Saturday, August 29, 2015 4:23 PM
To: Elizabeth Abernethy; Derek Kilborn
Subject: Proposed Allendale Rezoning

Ms. Abernethy and Mr. Kilborn:

Thank you for your efforts to rezone Allendale from NT3 to NS1. This action is desperately needed in order to protect the character of our beautiful neighborhood. Without approval of this zoning change, the future of our neighborhood will be the development of inferior homes on small lots. This will be benefit out of town developers at the expense of those of us who have invested in Allendale for the long run. The inevitable result of development on sixty foot lots will be the degradation of our property values. The character of our neighborhood which attracted us to Allendale will be lost forever. We are counting on the elected officials and committee members of the City of St. Petersburg to protect our interests.

I have resided at 935 41st Avenue North for over 35 years. The thought of as many as eight homes on sixty foot lots being built directly to the South of my property sickens me.

I attended the informational meeting the other night at the Roberts Community Center. Thank you for taking the time to answer our questions and to explain the pros and cons of the proposed change. My only disappointment, however, was the selection of pictures which were displayed in order to show potential development in the NS1 zoning classification. I would suggest either replacement of those photos with more appropriate examples or using the sketches found in the zoning ordinance.

Thank you for your efforts in this matter.

Sincerely,

Brian and Connie Smith
935 41st Avenue North

Derek Kilborn

From: Howard Finberg <howard@finberg.com>
Sent: Saturday, August 29, 2015 3:12 PM
To: Derek Kilborn; Elizabeth Abernethy
Cc: Bill Dudley; Darden Rice; Kate Finberg
Subject: Allendale Rezoning Information Meeting: Support for Zoning Change

Dear Mr. Kilborn and Ms. Abernethy,

I'm writing you in support of the efforts to rezone parts of the Allendale Terrace neighborhood from NT-3 to NS-2 [with NS-1, perhaps, as an interim step in the process]. I want to make sure you receive this letter of support from a resident who has lived in the neighborhood for 10 years. We appreciate the efforts of the city to correct an unintentional error in the 2007 rezoning process. I know this is hard work.

I've increasingly become concerned about the 'random' re-building of homes in the neighborhood by developers. We first noticed the efforts of the David Weekley Homes, which is based in Houston, TX. As noted in earlier letters, Weekley Homes routinely builds smaller, tightly clustered, nearly identical houses. In fact, they were allowed to tear down one home on two plats and put up for sale two building sites. This is out of character with the other homes on that block [40th Avenue N] and the neighborhood in general.

I echo the thoughts of others at the recent information meeting held at the Roberts Center: The opposition voices were allowed to run over the 'information/question' process and make general speeches and spread misinformation and personal slander. I was disappointed that there seems to be a "first name" basis between your department and the developer, Mr. Ekonomou. Even if there isn't a personal relationship, calling on him as "Nick" while the rest of us where relegated to "clothing colors" seems to put the department's impartiality at risk.

We also were concerned that the sign-in sheet was being co-mingled with the "opposition" petition at the front table. Why wasn't that being manned by a city employee to insure that the attendees signed the proper sheet.

I was also dismayed that photos of NS-1 houses shown that DID NOT reflect our neighborhood. On a walk this morning, we found several NS-1 style suburban homes on Monticello that could have been used as appropriate examples. I urge that staff members use photos that reflect the homes with a neighborhood.

In summary:

This rezoning is VITAL to the future of the neighborhood.

We urge that the city council support efforts to have zoning reflective of the neighborhood. As your own data shows, the average lot width more than 100 feet. That calls for the adoption of NS-2 zoning, regardless of the difficulties of having to work with the county. However, if you decide the NS-1 is the first step, then we would like a commitment that NS-2 would be explored.

Thank you for your efforts so far. I hope my neighbors will add their voices and support.

Sincerely,
Howard Finberg
4114 11th Street North
St. Petersburg, FL 33703

Derek Kilborn

From: Kate Finberg <kate.finberg@gmail.com>
Sent: Thursday, August 27, 2015 12:40 PM
To: Derek Kilborn; Elizabeth Abernethy
Cc: howard@finberg.com; Adam Erickson; Brain Smith; Kate Finberg; Ken Lynse; Kent Wilson; Martin Banspach; Nina Light
Subject: Allendale Rezoning Information meeting

Dear Mr. Kilborn and Ms. Abernethy,

Thank you for coming to our neighborhood to explain the pending rezoning proposal for parts of Allendale Terrace. You gave us a lot of comparable information about the specifics of NT-3 and NS-1 zoning.

After listening to you I am still in support of the rezoning, in large part because the affected area contains 32 of Allendale Terrace's 33 Cade Allen homes. I hope that the change to NS-1 can be followed up to a change to the NS-2 zoning, which would be more in keeping with the historic development of the residential parcels up here. As you know, Allendale Terrace neighbors are concerned about developers changing the character of the neighborhood by buying the homes on large parcels, dozing our old but sturdy and possibly historic houses, dividing the land into smaller parcels, and in-filling with smaller, tightly clustered, nearly identical houses. Such redevelopment would be out of character with our 90-year-old neighborhood.

If Allendale Terrace's NS-1 change is approved by the City Council, I hope you will consider similar changes for 2 other north side areas. These contain houses that also were developed on multiple-plotted lots between the 1950s to the 1980s. They have a character similar to Allendale Terrace, and one contains at least 1 Cade Allen house.

- o One is the Allen's Badgers Park, bounded by 12th Street North on the east, an alleyway parallel to Haines Road on the south, 15th Street North on the west, and the south side of 42nd Avenue North. It has about 16 houses and 3 vacant lots, plus 2 large non-street-abutting areas of open space. The average frontage of the residential parcels here is roughly 85.6 feet and the average lot area is 11,896 square feet.

- o The second is the part of Monticello Park bounded by 12 Street North on the east, 15th Street North on the west, both sides of 45 Avenue North on the north, and 42nd Avenue North on the south. There are some 60 houses in this area with an average parcel frontage of slightly more than 86 linear feet and an average lot size of 11,050 Square feet. This area has the Cade Allen house.

My one disappointment for the meeting is I thought the question-and-answer session went off topic too soon and too much. It is unfortunate that the first neighbor to speak was David McKalip. McKalip is well known in the neighborhood, not for his alleged community leadership, but for his long, unbroken history of attending our annual Crime Watch meetings to give voice to his Libertarian-leaning displeasure of all levels of government. To him our award-winning Allendale Crime Watch Association, which also functions as our neighborhood association, is just another government unit to oppose. That is why some of the neighbors were opposed to him continuing to talk when he went off topic. This was the point at which I wish either of you had told him to focus on the purpose of the meeting. I don't know how you avoid this at your meetings and what city policy is, but the meeting really went off topic, possibly because of this. Things hit a real low when Mr. Ekonomou called Mr. Erickson "a liar" and referred to our award-winning neighborhood crime watch association as a "criminal association." This is a neighborhood that needs healing and the Q and A session just fed the fires of division.

Incidentally, you might remember me from the meeting. I was the woman who asked you to explain how the smaller lot area size for NS-1 came about and how the timing of an NS-2 change would go. I also admit to shaming Mr. Ekonomou for calling Mr. Erikson a liar and correcting Mr. McKalip on his unfounded claim of starting the crime watch association. In the past I have accompanied members of the Allendale Action Committee to your office to learn about historic districts. And I have constructed a database for the committee on properties within the crime watch area and the rezoning area south of 38 Avenue North. My database is why I can quote stats about frontages and parcel areas. Because of my database work I get invited to the action committee's meetings and I sometimes attend. However, I don't consider myself a member of it; I just help out occasionally.

I wish you good progress in rezoning Allendale Terrace. And I hope the effort can be expanded to our neighbors in Allen's Badgers Park and part of Monticello Park. I also hope that rezoning can eventually make it to the NS-2 category. But I don't know if this would raise too many non-compliance issues for the city. By my calculations, if Allendale Terrace were to advance to RS-2, north of 38th Avenue north, 63 of the homes would be in compliance while 21 would be not. South of 38th Avenue, some 20 homes would be non-compliant and 11 would be complaint. I don't know if NS-2 would work well south of 38th but it might in my area of the Terrace.

Again, thank you for your informative session, your rezoning research, and your historic district efforts.

Sincerely,

Kate Finberg

4114 11th Street North

St. Petersburg, FL 33703

Derek Kilborn

From: markf@tampabay.rr.com
Sent: Wednesday, September 02, 2015 7:31 PM
To: Derek Kilborn
Subject: Allendale Rezoning

Dear Mr. Kilborn,
I wanted to write to you regarding the new zoning being considered for the Allendale area here in St Petersburg. I am very much in favor of this change to increase the minimum lot size for houses to be built to at least 75 foot frontage if not more! This would allow any new home to better blend in with existing properties. Over the past year builders have jammed a few homes onto small property spaces just to turn a quick profit and they just look out of character and out of place. I don't want this desirable neighborhood to be degraded any further!
Thanks for your consideration,
Mark Foster
1045-43rd Ave N.

Derek Kilborn

From: Wilson, Edmund <edmund.wilson@lpl.com>
Sent: Wednesday, September 02, 2015 5:37 PM
To: Derek Kilborn
Subject: rezoning of part of Allen Dale

Edmund and Louise Wilson at 955 40th Avenue North are in favor of the proposed new zoning for our neighborhood. We think that going from 60 ft. to a 75 ft. minimum lot will go a long way in preserving the character of the Allen Dale area. Actually the minimum lot size should be 100 ft. minimum to truly keep our beautiful neighborhood as it was originally designed by Cade Allen.

Thank you,

Edmund D. Wilson
Registered Principal, Financial Advisor
LPL Financial, LLC
Wilson, Wilson & Company Retirement and Estate Planning
112 44th Avenue North | Saint Petersburg, FL 33703
O: (727) 550.9589
F: (727) 827.0955
C: (727) 424.8582
E: Edmund.wilson@lpl.com



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LETTERS OF OPPOSITION

Derek Kilborn

From: David Mckalip, M.D. <dmckalip@neuro3.net>
Sent: Monday, August 17, 2015 5:43 PM
To: Catherine Lee
Cc: Derek Kilborn
Subject: RE: Opposed to FLUM-30-A rezoning

Thank you.

Sent with AquaMail for Android
<http://www.aqua-mail.com>

On August 17, 2015 4:31:21 PM Catherine Lee <Catherine.Lee@stpete.org> wrote:

Receipt of your official notice of opposition is confirmed. I've forwarded your email to the Clerk of the CPPC meeting that you would like register as an opponent.

Catherine "Cate" Lee, AICP
Planner II, Planning & Economic Development Department
City of St. Petersburg
727.892.5255
catherine.lee@stpete.org

Please note all emails are subject to public records law.

From: David Mckalip, M.D. [mailto:dmckalip@neuro3.net]
Sent: Monday, August 17, 2015 4:15 PM
To: Catherine Lee
Subject: Opposed to FLUM-30-A rezoning

Please register me as opposed to re-zoning of Allendale and associated neighborhoods referred to in city file FLUM-30-A
Please confirm receipt of this official notice of my opposition.

REGISTER AS OPPOSED to Rezoning to Larger Lots by 9/1/15.

Email Catherine.Lee@stpete.org and refer to FLUM-30-A

OR SIGN IN OPPOSITION (see sheet)

PRORERTY VALUES GO UP with 60 foot lots! (44-350% gain, annual gain 4-350%)

Recent examples include : (HIGHER GAINS WHEN MORE OPTIONS for SALE/<75ft lots)

- **70 foot lot - 350% GAIN IN VALUE (350%/Yr)-** 1033 40TH AVE N Two 70 foot lots were sold for \$400,000 (\$200,000 a piece) (10/21/14)
 - One lot has already sold with a new home for \$900,000
 - The other lot is for sale and will now have a similar re-sale value
- **211% Gain 65 foot lot (211%/yr) -** 1034 39TH AVE N sold \$206,000 (11/6/13) rebuilt, resold at \$640,000 2014
- **84% gain (minimum) (42%/yr)- 50 foot lot across street from Allendale -** 1121 42ND AVE N \$176,000 for empty lot – new two story home \$324,500 2015 sales estimate 2015 (PCPAO)
- **44% gain (4%gain/yr) (yr built 1965)- (eight, 60 foot lots)** 901 40th Ave. N. \$990,000 (6/21/2004) – Under contract for \$1.425 million

Old Homes and Allendale Homes don't sell Quickly or Well (9-47% gain, annual gain 0.7-3.36%) Recent examples include :

- **2012 - 9% gain (0.69%/yr) (yr built 1953)** 4046 11TH ST N \$575,000 5/3/1999 sold for \$625,000 in 2012
- **2012 -9% gain (0.9%/yr) (yr built 1936)** 930 40TH AVE N \$389,000 (3/14/02), sold for \$425,500 6/5/12
- **2014 – 21% gain (2.1%/yr) (yr built 1929)** 1016 39TH AVE N \$495,000 (9/8/04), sold for \$600,000 (4/25/14)
- **2014 – 47% (3.36%/yr)** (yr built 1949) 955 38TH AVE N 9/4/02 \$202,000, sold for \$297,500 11/24/14

Prior homes have been built on divided lot's -the the neighborhoods benefited and none of the horror stories of a "degraded" neighborhood, ugly homes or declining property values came true.

1. Nina and Jim Light - **early to mid 70's** 940 42nd Ave N
2. Benjamin and Csilla Gilbert – **2015** 1033 40th Ave N
3. CCP REI LLC – **2014** 0 39th Ave N (previously part of Gross property 933 39th Ave N)
4. David and Ann McKalip – **1993** 1078 42nd Ave N
5. David and Gloria McEwen - **1979** 1019 40th Ave N
6. Maggie McQueen - **1981** 950 39th Ave N
7. James and Tammy Meyer – **2014** 1034 39th Ave N
8. Bob and Pat Miller – **1979** 4031 11th St N
9. Richard Winning – **1983** 935 42nd Ave N
10. Barry Flaherty and Elizabeth Allen – **1987** 4111 12th St N
11. Lynn and Caroline Feaster - **1997** 1225 42nd Ave N
12. Joseph and Ginger Reichl - **1981** 945 42nd Ave N

REGISTER AS OPPOSED to Rezoning to Larger Lots by 9/1/15.

Email Catherine.Lee@stpete.org and refer to FLUM-30-A

OR SIGN IN OPPOSITION (see sheet)

Why keep 60 foot lots?

Current Lot sizes (60 foot) increases the number of potential buyers for your home – improves resale value and property value.

- **Home Values Appreciate FASTER/HIGHER on newer homes and with 60 foot lots** (see data other side)
 - PROPERTY VALUES GO UP with 60 foot lots and with new construction.
 - (44-350% gain, **annual gain 4-350%**)
 - Old Allendale Homes generally don't sell quickly or well.
 - (9-47% gain, **annual gain 0.7-3.36%**)
- **Prior homes have been built on divided lots - the neighborhood benefited** (see data other side)
 - There were some complaints in past about "dividing lots" and "Rutenburg" and "new homes" causing damage to home values.
 - The prior concerns of de-valuation and out of character homes were also proven false.
- **Crime will not go up**
 - People that buy homes ranging from \$324,500 to \$9000 are not likely to be "transients" with crime motivation.
- **Misinformation abounds – here are facts.**
 - Nick Economou, owner of the old home at 3900 Dr. MLK st. **is REFURBISHING the Old home, not demolishing.**
 - Rezoning the lots Mr. Economou will purchase in January 2015 to 75 feet, **will still allow 7 houses to be built there.** However, there driveways will empty onto 9th ST, **creating traffic hazards.**
 - Leaving the lots at 60 feet and re-orienting to the side-streets is safer and will increase values overall in the neighborhood.
 - Mr. Economou does not plan to build condos, apartments or townhomes. He plans to sell to buyers that will develop in ways consistent with our current neighborhood.
- **A small group of neighbors are using the neighborhood crime watch to push their personal agenda. They are intentionally hiding both sides of the story.**
 - The crime watch is trying to declare someone else's house a historic landmark – over the objection of homeowner Nick Economou- on his home at 3900 MLK. This will increase his cost of ownership and decrease his resale value (per the Pinellas Realtors Organization and 20 property appraisers in Pinellas County). **Would you want people to declare your home "historic" over your objections?**
 - On 6/28 the neighbors intentionally did not invite opponents to lot re-facing/rezoning neighborhood meeting (Nina Light confirmed this to Dr. McKalip personally).
 - A handpicked "Action committee" has been secretly meeting in private sessions to map out political strategies to rezone the neighborhood.
 - The "Action Committee" states there is no relevant different alternative viewpoint to theirs!
 - The committee and our Crime watch President refused to allow the neighborhood email list to be used to announce 1) a neighborhood meet-and-greet with Nick Economou for fact finding, 2) a "pro-con" essay on both sides of the issues of re-zoning.
 - The action committee refused to allow a dues-paying member of the crimewatch to make a 5 minute personal presentation – insisting a conference call only (to which they also objected).
 - Our Crime watch team has morphed from patrolling the streets to controlling other people's property in our neighborhood.

Derek Kilborn

From: Nick Schriver <nick@decoratingelves.com>
Sent: Tuesday, September 01, 2015 3:12 PM
To: Derek Kilborn
Subject: I do not support the Allendale rezoning

I Do Not Support the Allendale rezoning

Nick Schriver

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Awarding a contract to T B Landmark Construction, Inc. in the amount of \$1,085,375.00 for the Long Bayou Water Main Replacement Project. (Engineering Project No. 14090-111; Oracle No. 15335); and approving a supplemental appropriation in the amount of \$23,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the DIS Long Bayou Main Repl FY16 Project (15335), and providing an effective date.

Explanation: The Long Bayou Water Main Replacement Project consists of furnishing all labor, services, materials, and equipment necessary for construction of a new potable water main on Bay Pines Boulevard North (US Alternate 19) at the crossing of Long Bayou. The essential portions of work include 65 LF 8" ductile iron potable water main (open cut), 105 LF 8" ductile iron potable water main (jack & bore), 510 LF 12" ductile iron potable water main (open cut), 1,850 LF of 14" HDPE potable water main (directional drill), one 8" gate valve & valve box, one 8" valve box (adjust), two 12" gate valves and valve box, two 12" x 12" tapping valve & sleeves, 10 thrust blocks, 105 18" casing (jack & bore), 2,700 pounds of fittings, removal of below-grade and aerial potable water mains, placement of 100 LF of existing 8" potable water main out of service, placement of 1,075 LF of existing 12" potable water main out of service (fill with flowable fill) five sample taps, 1,850 LF post-installation pipeline mapping, two underground utility markers, clearing & grubbing, tree removal and tree protection, 520 SY of asphalt roadway restoration, 300 LF of FDOT type "F" curb & gutter, 3,215 SF of concrete sidewalk, 14,000 SF of sod, roadway striping & signage restoration, maintenance of traffic and any additional incidentals.

The contractor will begin work approximately ten (10) days from Notice to Proceed and is scheduled to complete the work within two hundred and ten (210) consecutive calendar days thereafter. The Procurement Department received three bids for the Long Bayou Water Main Replacement Project. Bids were opened on October 29, 2015 and are tabulated as follows:

<u>Bidder</u>	<u>Total</u>
T B Landmark Construction, Inc. (Jacksonville, FL)	\$1,085,375.00
Westra Construction Corp. (Palmetto, FL)	\$1,320,230.75
Gator Boring & Trenching, Inc. (Pensacola, FL)	\$1,643,576.55

The lowest responsive responsible bidder, T B Landmark Construction, Inc. has met the specifications, terms and conditions of IFB 5887 dated September 29, 2015 and has satisfactorily performed similar work for Tampa Port Authority, Pasco County, City of Venice, City of Sanford, Seminole County, Florida Public Utilities (FPU) and SCANA (Charleston, SC). The Principals of the firm are Robin Thigpen, President/Secretary and Timothy C. Beasley, Vice President/Treasurer.

Administration recommends awarding this contract to T B Landmark Construction, Inc. in the amount of \$1,085,375.00.

Recommendation: Administration recommends awarding this contract to T B Landmark Construction, Inc. in the amount of \$1,085,375.00 for Long Bayou Water Main Replacement Project and providing an effective date (Engineering Project No. 14090-111; Oracle No. 15335).

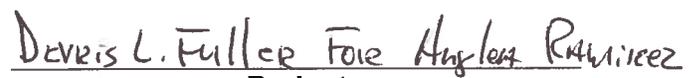
Cost/Funding/Assessment information: Funds will be available in the Water Resources Capital Projects Fund (4003) DIS Long Bayou Main Repl FY16 Project (15335) following a supplemental appropriation in the amount of \$23,000 from the unappropriated balance of the Water Resources Capital Project Fund (4003) to the DIS Long Bayou Main Repl FY16 Project (15335).

Attachments: Resolution

Approvals:



Administrative



Budget IR-1-15

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT TO T B LANDMARK CONSTRUCTION, INC. FOR THE LONG BAYOU WATER MAIN REPLACEMENT PROJECT (ORACLE NO. 15335) AT A TOTAL COST NOT TO EXCEED \$1,085,375; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$23,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE DIS LONG BAYOU MAIN REPL FY16 PROJECT (15335); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement & Supply Management Department received three bids for the Long Bayou Water Main Replacement Project pursuant to IFB 5887 dated September 29, 2015; and

WHEREAS, T B Landmark Construction, Inc. has met the terms and conditions of IFB 5887; and

WHEREAS, the Administration recommends approval of this award.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the award of an agreement to T B Landmark Construction, Inc. for the Long Bayou Water Main Replacement Project (Oracle No. 15335) at a total cost not to exceed \$1,085,375 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 following supplemental appropriation in the amount of \$23,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the DIS Long Bayou Main Repl FY16 Project (15334) is hereby approved for FY 2016:

<u>Water Resources Capital Projects Fund (4003)</u>	
DIS Long Bayou Main Repl FY Project (15334)	\$23,000

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



Budget Department

**ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of December 17, 2015**

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving the purchase of replacement non-lethal weapons (Tasers), accessories, and hardware from Taser International, Inc., a sole source supplier, for the Police Department at a total cost of \$795,449.43.

Explanation: The vendor will furnish and deliver 502 Tasers and related accessories. The nonlethal Taser weapons are used by the Police to incapacitate suspects by causing temporary muscular dysfunction and enable officers to safely incapacitate suspects regardless of size or mental state. The accessories include items such as holsters, back-up batteries, training cartridges, and field cartridges.

Due to the proprietary design and invention of this equipment, a sole source procurement is recommended. The existing Tasers are no longer warranted or certified by Taser and need to be replaced. The existing Tasers will be destroyed and a certificate of destruction will be issued for a credit of \$150,240.

The Purchasing Department, in cooperation with the Police Department recommends for award:

Taser International, Inc. \$795,449.43

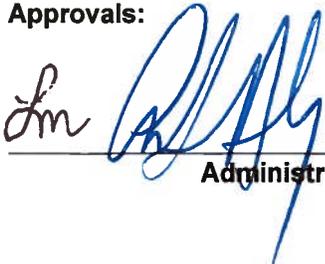
<u>DESCRIPTION</u>	<u>QTY</u>	<u>UNIT</u>
Handle, black, class III, X2	502	\$1,029.95
Warranty, 4 year, X2	502	318.25
Cartridge, performance, smart, training, 25'	3,500	30.60
Cartridge, performance, smart, 25'	1,254	31.50
Estimated Shipping & Handling	1	1,175.58
Kit, data port download, USB, X2/X26P	5	164.75
Holster, black hawk, right, X2, 44HT01BK-R-B	465	65.85
TPPM, battery pack, tactical, pinky extender, X2/X26P	502	54.50
Holster, black hawk, left, X2, 44HT01BK-L-B	37	65.85
Cartridge, performance, smart, 25'	500	31.50
Cartridge, performance, smart, inert sim, 25'	30	43.00
Cartridge, performance, smart, training, 25'	1,400	30.60

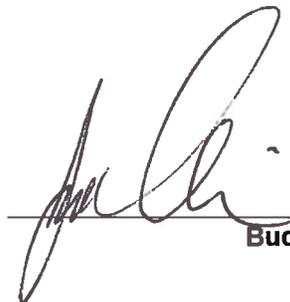
This Purchase is made in accordance with Section 2-249 of the Sole Source Procurement of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service over \$100,000 without competitive bidding if it has been determined that the supply or services is available from only one source.

Cost/Funding/Assessment Information: Funds for the purchase of the Tasers has been appropriated in the General Fund (0001) Police Department, Uniform Services Division (140-1461).

Attachments: Sole Source (3 pages)
Resolution

Approvals:


_____ **Administrative**


_____ **Budget**

City of St. Petersburg
Sole Source Request
Procurement & Supply Management

Department: Police Requisition No. TBD
Check One: Sole Source Proprietary Specifications
Proposed Vendor: TASER
Estimated Total Cost: \$795,449.43

Description of Items (or Services) to be purchased:

Tasers; Taser cartridges; batteries; holsters; additional 4 yr. warranty

Purpose of Function of items:

TASERS are used by each officer and are a necessary piece of equipment. TASERS are an intermediate weapon that is considered a less lethal form of self defense.

Justification for Sole Source of Proprietary specification:

TASER International invented this equipment and is the sole manufacturer and retailer.

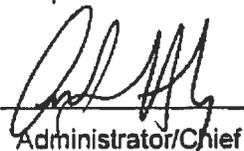
I hereby certify that in accordance with Section 2-232(d) of the City of St. Petersburg Procurement Code, I have conducted a good faith review of available sources and have determined that there is only one potential source for the required items per the above justification. I also understand that under Florida Statute 838.22(2) it is a second degree felony to circumvent a competitive bidding process by using a sole-source contract for commodities or services.



Department Director

11/18/15

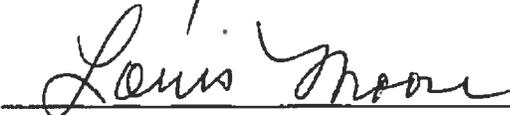
Date



Administrator/Chief

11/18/15

Date



Louis Moore, Director
Procurement & Supply Management

11/19/15

Date



17800 N. 85th St., Scottsdale, Arizona 85255 * 480-991-0797 * Fax 480-991-0791 * www.TASER.com

February 26, 2015

To: United States state, local and municipal law enforcement agencies

Re: Sole Source Letter for TASER International, Inc.'s Conducted Electrical Weapons

A sole source justification exists because the following goods and services required to satisfy the agency's needs are only manufactured and available for purchase from TASER International. TASER is also the sole distributor of all TASER® brand products in the States of CT, DE, FL, GA, HI, IL, IN, MA, MD, ME, MN, MS, NH, NJ, NY, OK, OR, PA, RI, TX, VA, VT, WI, WV, and the District of Columbia.

TASER CEW Descriptions

X2™ CEW

- Multiple-shot CEW
- High efficiency flashlight
- Static dual LASERs (used for target acquisition)
- ARC switch enables drive-stun with or without a Smart cartridge installed
- Central Information Display (CID): Displays mission-critical data such as remaining battery energy, burst time, operating mode, and user menu to change settings and view data on a yellow-on-black display
- The Trilogy™ log system records information from a variety of sensors into three data logs: Event log, Pulse log, and Engineering log. Data can be downloaded using a universal serial bus (USB) data interface module connected to a personal computer (PC). Data may be transferred to EVIDENCE.com services.
- Real-time clock with back-up battery
- Onboard self-diagnostic and system status monitoring and reporting
- Ambidextrous safety switch
- Capable of audio/video recording with optional TASER CAM HD recorder
- The trigger activates a single cycle (approximately 5 seconds). Holding the trigger down will continue the discharge beyond the standard cycle (except when used with an APPM or TASER CAM™ HD AS). The CEW cycle can be stopped by placing the safety switch in the down (SAFE) position.
- Compatible with TASER Smart™ cartridges only

X26P™ CEW

- High efficiency flashlight
- Red LASER (used for target acquisition)
- Central Information Display (CID): Displays data such as calculated remaining energy, burst time, and notifications
- The Trilogy™ log system records information from a variety of sensors into three data logs: Event log, Pulse log, and Engineering log. Data can be downloaded using a universal serial bus (USB) data interface module connected to a personal computer (PC). Data may be transferred to EVIDENCE.com services.
- Real-time clock with back-up battery
- Onboard self-diagnostic and system status monitoring and reporting
- Ambidextrous safety switch
- Capable of audio/video recording with optional TASER CAM HD recorder
- The trigger activates a single cycle (approximately 5 seconds). Holding the trigger down will continue the discharge beyond the standard cycle (except when used with an APPM or TASER CAM™ HD AS). The CEW cycle can be stopped by placing the safety switch in the down (SAFE) position.
- Compatible with TASER standard series cartridges

TASER Brand CEW Model Numbers

TASER Product Packages

SOLE AUTHORIZED DISTRIBUTOR FOR TASER BRAND CEW PRODUCTS Choose an item.	SOLE AUTHORIZED REPAIR FACILITY FOR TASER BRAND CEW PRODUCTS
TASER International, Inc. 17800 N. 85 th Street, Scottsdale, AZ 85255 Phone: 800-978-2737 Fax: 480-991-0791	TASER International, Inc. 17800 N. 85 th Street, Scottsdale, AZ 85255 Phone: 800-978-2737 Fax: 480-991-0791

Please contact your local TASER sales representative or call us at 1-800-978-2737 with any questions.

Sincerely,



Josh Isner
Executive Vice President, North American Sales
TASER International, Inc.

BLACKHAWKI is a trademark of the Blackhawk Products Group.

Smart, TASER CAM, Trilogy, X2, and X26P are trademarks of TASER International, Inc., and TASER, Axon, and the 'Bolt within Circle' logo are trademarks of TASER International, Inc., registered in the USA. All rights reserved. © 2015 TASER International, Inc.

A RESOLUTION DECLARING TASER INTERNATIONAL, INC. TO BE A SOLE SOURCE SUPPLIER FOR NON-LETHAL REPLACEMENT WEAPONS (TASERS), ACCESSORIES AND HARDWARE; ACCEPTING THE PROPOSAL AND APPROVING THE AWARD OF AN AGREEMENT TO TASER INTERNATIONAL, INC. FOR THE PURCHASE OF 502 REPLACEMENT NON-LETHAL WEAPONS (TASERS) ACCESSORIES AND HARDWARE AT A TOTAL COST NOT TO EXCEED \$795,449.43 FOR THE POLICE DEPARTMENT; 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 502 existing Tasers that are no longer warranted or certified;

WHEREAS, the Tasers are proprietary inventions and designs; and

WHEREAS, Section 2-249 of the City Code provides requirements for sole source procurement; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Police Department, recommends approval of this purchase from Taser International, Inc. as a sole source supplier; and

WHEREAS, the Mayor or his designee has prepared a written statement to the City Council certifying the condition and circumstances for the sole source purchase.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that Taser International, Inc. is a sole source supplier for non-lethal weapons (Tasers, accessories, and hardware); and

BE IT FURTHER RESOLVED that the purchase of 502 non-lethal replacement weapons (Tasers) accessories and hardware at a total cost not to exceed \$795,449.43 for the Police Department is hereby approved and the Mayor or the Mayor's designee is authorized to execute all necessary documents to effectuate this transaction; and

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 December 17, 2015**

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Renewing the purchase of annual service agreements from Oracle America, Inc. a sole source supplier, for the Oracle eBusiness Suite, Oracle Work and Asset Management (WAM) applications, Oracle Spatial, Oracle WebCenter, and other Oracle and Solaris technology products at a cost not to exceed \$638,514.14.

Explanation: The city received a renewal of annual service agreements for Oracle and Solaris software providing 24/7 telephone support, access to its support database (My Oracle Support), application and technology upgrades, program fixes and issue escalation management for all Oracle and Solaris products. The service agreements will be effective from January 1, 2016 through December 31, 2016.

The city utilizes Oracle software to manage a number of processes including the Oracle eBusiness Suite used for human resources, finance, payroll, budget, projects, grants, property management, housing loans, billing and collections, purchasing, and inventory. The Water Resources Department uses the Work and Asset Management (WAM) application to manage operations; and the Engineering Department is the primary user of the Spatial/GIS applications. The Solaris products support the operating systems for the eBusiness and Spatial/GIS applications.

The Procurement Department, in cooperation with the Technology Services Department, recommends for renewal:

Oracle America, Inc.....\$638,514.14

This purchase is made in accordance with Section 2-249 of the Sole Source Procurement of the City Code which authorizes City Council to approve the purchase of a supply or service greater than \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source.

Cost/Funding/Assessment Information: Funds have been appropriated in the Technology Services Operating Fund (5011), and Oracle eBusiness Solutions Division (850-2559).

Attachments: Software Update License and Support Service (20 pages)
Sole Source
Resolution

Approvals:



Administrative



Budget



GENERAL INFORMATION

OFFER EXPIRATION	ORACLE: Oracle America, Inc.	
Support Service Number: 1727261	Oracle Support Sales Representative: Choua Vang	
Offer Expires: 31-Dec-15	Telephone: 3032727883	
	Fax: 7197571301	
	E-mail: choua.vang@oracle.com	
CUSTOMER: City of St. Petersburg		
CUSTOMER QUOTE TO	CUSTOMER BILL TO	
Account Contact: Christine West	Account Contact: Christine West	
Account Name: CITY OF SAINT PETERSBURG	Account Name: CITY OF SAINT PETERSBURG	
Address: 1 4th St. 2nd Fl SAINT PETERSBURG FL 33701 United States	Address: FINANCE DEPARTMENT ACCOUNTS PAYABLE PO BOX 1257 Saint Petersburg FL 33731 United States	
Telephone: 727 892-5186	Telephone: 581-688-3113	
Fax:	Fax:	
E-mail: christine.west@stpete.org	E-mail: Christine.West@stpete.org	

"You" and "Your" as referenced in this ordering document refers to the Customer identified in the table above.

Oracle may provide certain notices about technical support services via e-mail. Accordingly, please verify and update the Customer Quote To and Customer Bill To information in the above table to help ensure that You receive such communications from Oracle. If changes are required to the Customer Quote To and Customer Bill To information, please e-mail or fax the updated information, with Your support service number 1727261, to Your Oracle Support Sales Representative identified in the table above.

SERVICE DETAILS

Program Technical Support Services							
Service Level: Software Update License & Support							
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Change Management Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	125.77
Change Management Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	251.54
E-Business Suite Employee User - Employee User Perpetual	13489479	780		FULL USE	1-Jan-16	31-Dec-16	26,157.01
E-Business Suite Professional User - Professional User Perpetual	13489479	350		FULL USE	1-Jan-16	31-Dec-16	117,371.15
Learning Management - Trainee Perpetual	13489479	2315		FULL USE	1-Jan-16	31-Dec-16	2,811.72
Oracle BPEL Process Manager Option - Processor Perpetual	13489479	2		FULL USE	1-Jan-16	31-Dec-16	5,081.82
Oracle Database Enterprise Edition - Named User Plus Perpetual	13489479	411		FULL USE	1-Jan-16	31-Dec-16	16,050.54
Oracle Database Enterprise Edition - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	1,676.75
Oracle Database Enterprise Edition - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	1,619.44
Oracle Database Enterprise Edition - Processor Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	19,529.53
Oracle Database Enterprise Edition - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	3,353.48
Oracle Database Standard Edition - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	11,663.50
Oracle Diagnostics Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	125.77
Oracle Diagnostics Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	251.54
Oracle Discoverer Desktop Edition - Named User Plus Perpetual	13489479	100		FULL USE	1-Jan-16	31-Dec-16	8,383.66
Oracle E-Business Suite 2003 Professional User - Professional User 2003 Perpetual	13489479	150		FULL USE	1-Jan-16	31-Dec-16	1,282.55
Oracle Financials - Application Read-Only User Perpetual	13489479	300		FULL USE	1-Jan-16	31-Dec-16	9,218.91

Program Technical Support Services**Service Level: Software Update License & Support**

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Financials - Application Read-Only User Perpetual	13489479	85		FULL USE	1-Jan-16	31-Dec-16	10,653.49
Oracle Forms and Reports - Named User Plus Perpetual	13489479	20		FULL USE	1-Jan-16	31-Dec-16	1,555.17
Oracle Forms and Reports - Processor Perpetual	13489479	2		FULL USE	1-Jan-16	31-Dec-16	7,775.70
Oracle Grants - Application User Perpetual	13489479	155		FULL USE	1-Jan-16	31-Dec-16	12,729.55
Oracle Grants - Application User Perpetual	13489479	20		FULL USE	1-Jan-16	31-Dec-16	6,698.54
Oracle Internet Application Server Enterprise Edition - Named User Plus Perpetual	13489479	40		FULL USE	1-Jan-16	31-Dec-16	1,171.93
Oracle Internet Application Server Enterprise Edition - Processor Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	8,097.16
Oracle Internet Application Server Enterprise Edition - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	5,858.84
Oracle Internet Developer Suite - Named User Plus Perpetual	13489479	3		FULL USE	1-Jan-16	31-Dec-16	2,915.89
Oracle Internet Developer Suite - Named User Plus Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	2,024.28
Oracle iRecruitment - Employee Perpetual	13489479	1688		FULL USE	1-Jan-16	31-Dec-16	1,988.71
Oracle iRecruitment - Person Perpetual	13489479	3445		FULL USE	1-Jan-16	31-Dec-16	14,440.80
Oracle Loans - Application User Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	5,074.71
Oracle Mobile Supply Chain Applications for Oracle Inventory Management - Application User Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	1,816.55
Oracle Self-Service Human Resources - Employee Perpetual	13489479	2818		FULL USE	1-Jan-16	31-Dec-16	1,771.20
Oracle Self-Service Human Resources - Person Perpetual	13489479	2315		FULL USE	1-Jan-16	31-Dec-16	2,343.09
Oracle Sourcing - Application User Perpetual	13489479	5		FULL USE	1-Jan-16	31-Dec-16	8,383.66
Oracle Sourcing for Oracle Purchasing - Application User Perpetual	13489479	5		FULL USE	1-Jan-16	31-Dec-16	821.75
Oracle Spatial and Graph - Named User Plus Perpetual	13489479	50		FULL USE	1-Jan-16	31-Dec-16	488.19

Program Technical Support Services							
Service Level: Software Update License & Support							

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Spatial and Graph - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	1,952.94
Oracle Tuning Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	125.77
Oracle Tuning Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	251.54
Payroll - Person Perpetual	13489479	5204		FULL USE	1-Jan-16	31-Dec-16	26,177.08

Program Technical Support Fees: USD 350,071.22

Program Technical Support Services							
Service Level: Software Update License & Support							

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Procurement Contracts for Oracle Purchasing - Application User Perpetual	13489479	15		FULL USE	1-Jan-16	31-Dec-16	11,091.77

Program Technical Support Fees: USD 11,091.77

Program Technical Support Services							
Service Level: Software Update License & Support							

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Services Procurement for Oracle Purchasing - Application User Perpetual	13489479	15		FULL USE	1-Jan-16	31-Dec-16	9,751.19

Program Technical Support Fees: USD 9,751.19

Total Price: USD 370,914.18

Plus applicable tax

Please note the following:

- If You have questions regarding the Service Details section of this ordering document, or believe that corrections are required, please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- Please review Oracle's technical support policies, including the Lifetime Support Policy, before entering into this ordering document. Under Oracle's Lifetime Support Policy, the support level for an Oracle product, if applicable, may change during the term of the services purchased under this ordering document. If extended support is offered, an additional fee will be charged for such support if ordered. If You would like to purchase extended support please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.

- If Oracle accepts Your order, the start date set forth in the Service Details table above shall serve as the commencement date of the technical support services and the technical support services ordered under this ordering document will be provided through the end date specified in the table for the applicable programs and/ or hardware.
- If any of the fields listed in the Service Details table above are blank, then such fields do not apply for the applicable programs and/or hardware for which You are purchasing technical support services.



GENERAL INFORMATION

OFFER EXPIRATION		ORACLE: Oracle America, Inc.	
Support Service Number:	2405723	Oracle Support Sales Representative:	Choua Vang
Offer Expires:	31-Dec-15	Telephone:	3032727883
		Fax:	7197571301
		E-mail:	choua.vang@oracle.com
CUSTOMER: CITY OF SAINT PETERSBURG			
CUSTOMER QUOTE TO		CUSTOMER BILL TO	
Account Contact:	Christine West	Account Contact:	ACCOUNTS PAYABLE
Account Name:	CITY OF SAINT PETERSBURG	Account Name:	CITY OF SAINT PETERSBURG
Address:	1 FOURTH STREET SAINT PETERSBURG FL 33701 United States	Address:	FINANCE DEPARTMENT ACCOUNTS PAYABLE PO BOX 1257 Saint Petersburg FL 33731 United States
Telephone:	727 892-5186	Telephone:	
Fax:		Fax:	
E-mail:	christine.west@stpete.org	E-mail:	@

"You" and "Your" as referenced in this ordering document refers to the Customer identified in the table above.

Oracle may provide certain notices about technical support services via e-mail. Accordingly, please verify and update the Customer Quote To and Customer Bill To information in the above table to help ensure that You receive such communications from Oracle. If changes are required to the Customer Quote To and Customer Bill To information, please e-mail or fax the updated information, with Your support service number 2405723, to Your Oracle Support Sales Representative identified in the table above.

SERVICE DETAILS

Program Technical Support Services							
Service Level: Software Update License & Support							

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Utilities Accounts Payable Interface - Application User Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities CIS Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities EAM Base Software User - Application User Perpetual	13489479	500		FULL USE	1-Jan-16	31-Dec-16	117,084.01
Oracle Utilities Financial Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities GIS Integration - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	6,456.84
Oracle Utilities HR and Timekeeping Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities Inventory Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities Procurement Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	0.00
Oracle Utilities Work Management Interface - Application Module Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	2,152.31

Program Technical Support Fees: USD 125,693.16

Total Price: USD 125,693.16

Plus applicable tax

Please note the following:

- If You have questions regarding the Service Details section of this ordering document, or believe that corrections are required, please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- Please review Oracle's technical support policies, including the Lifetime Support Policy, before entering into this ordering document. Under Oracle's Lifetime Support Policy, the support level for an Oracle product, if applicable, may change during the term of the services purchased under this ordering document. If extended support is offered, an additional fee will be charged for such support if ordered. If You would like to purchase extended support please contact Your Oracle

Support Sales Representative identified on the first page of this ordering document.

- If Oracle accepts Your order, the start date set forth in the Service Details table above shall serve as the commencement date of the technical support services and the technical support services ordered under this ordering document will be provided through the end date specified in the table for the applicable programs and/ or hardware.
- If any of the fields listed in the Service Details table above are blank, then such fields do not apply for the applicable programs and/or hardware for which You are purchasing technical support services.



GENERAL INFORMATION

OFFER EXPIRATION	ORACLE: Oracle America, Inc.
Support Service Number: 2939011 Offer Expires: 31-Dec-15	Oracle Support Sales Representative: Sarah Vlach Telephone: Fax: E-mail: sarah.vlach@oracle.com
CUSTOMER: CITY OF SAINT PETERSBURG	
CUSTOMER QUOTE TO Account Contact: Christine West Account Name: CITY OF SAINT PETERSBURG Address: 2001 28TH STREET NORTH SAINT PETERSBURG BEACH FL 33715 United States Telephone: 727 892-5186 Fax: E-mail: christine.west@stpete.org	CUSTOMER BILL TO Account Contact: Christine West Account Name: CITY OF SAINT PETERSBURG Address: FINANCE DEPARTMENT ACCOUNTS PAYABLE PO BOX 1257 Saint Petersburg FL 33731 United States Telephone: 727-892-5186 Fax: E-mail: christine.west@stpete.org

"You" and "Your" as referenced in this ordering document refers to the Customer identified in the table above.

Oracle may provide certain notices about technical support services via e-mail. Accordingly, please verify and update the Customer Quote To and Customer Bill To information in the above table to help ensure that You receive such communications from Oracle. If changes are required to the Customer Quote To and Customer Bill To information, please e-mail or fax the updated information, with Your support service number 2939011, to Your Oracle Support Sales Representative identified in the table above.

SERVICE DETAILS

Program Technical Support Services							
Service Level: Oracle Priority Support							
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Change Management Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	24.42
Change Management Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	48.84
E-Business Suite Employee User - Employee User Perpetual	13489479	780		FULL USE	1-Jan-16	31-Dec-16	5,079.03
E-Business Suite Professional User - Professional User Perpetual	13489479	350		FULL USE	1-Jan-16	31-Dec-16	22,790.51
Learning Management - Trainee Perpetual	13489479	2315		FULL USE	1-Jan-16	31-Dec-16	545.97
Oracle BPEL Process Manager Option - Processor Perpetual	13489479	2		FULL USE	1-Jan-16	31-Dec-16	986.76
Oracle Database Enterprise Edition - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	325.58
Oracle Database Enterprise Edition - Named User Plus Perpetual	13489479	411		FULL USE	1-Jan-16	31-Dec-16	3,116.61
Oracle Database Enterprise Edition - Processor Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	3,792.14
Oracle Database Enterprise Edition - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	651.16
Oracle Database Enterprise Edition - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	314.45
Oracle Database Standard Edition - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	2,264.76
Oracle Diagnostics Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	24.42
Oracle Diagnostics Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	48.84
Oracle Discoverer Desktop Edition - Named User Plus Perpetual	13489479	100		FULL USE	1-Jan-16	31-Dec-16	1,627.90
Oracle E-Business Suite 2003 Professional User - Professional User 2003 Perpetual	13489479	150		FULL USE	1-Jan-16	31-Dec-16	249.04
Oracle Financials - Application Read-Only User Perpetual	13489479	85		FULL USE	1-Jan-16	31-Dec-16	2,068.64

Program Technical Support Services**Service Level: Oracle Priority Support**

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Financials - Application Read-Only User Perpetual	13489479	300		FULL USE	1-Jan-16	31-Dec-16	1,790.08
Oracle Forms and Reports - Named User Plus Perpetual	13489479	20		FULL USE	1-Jan-16	31-Dec-16	301.97
Oracle Forms and Reports - Processor Perpetual	13489479	2		FULL USE	1-Jan-16	31-Dec-16	1,509.84
Oracle Grants - Application User Perpetual	13489479	20		FULL USE	1-Jan-16	31-Dec-16	1,300.69
Oracle Grants - Application User Perpetual	13489479	155		FULL USE	1-Jan-16	31-Dec-16	2,471.76
Oracle Internet Application Server Enterprise Edition - Named User Plus Perpetual	13489479	40		FULL USE	1-Jan-16	31-Dec-16	227.56
Oracle Internet Application Server Enterprise Edition - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	1,137.64
Oracle Internet Application Server Enterprise Edition - Processor Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	1,572.26
Oracle Internet Developer Suite - Named User Plus Perpetual	13489479	3		FULL USE	1-Jan-16	31-Dec-16	566.19
Oracle Internet Developer Suite - Named User Plus Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	393.06
Oracle iRecruitment - Employee Perpetual	13489479	1688		FULL USE	1-Jan-16	31-Dec-16	386.16
Oracle iRecruitment - Person Perpetual	13489479	3445		FULL USE	1-Jan-16	31-Dec-16	2,804.04
Oracle Loans - Application User Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	985.38
Oracle Mobile Supply Chain Applications for Oracle Inventory Management - Application User Perpetual	13489479	10		FULL USE	1-Jan-16	31-Dec-16	352.73
Oracle Procurement Contracts for Oracle Purchasing - Application User Perpetual	13489479	15		FULL USE	1-Jan-16	31-Dec-16	2,153.74
Oracle Self-Service Human Resources - Employee Perpetual	13489479	2818		FULL USE	1-Jan-16	31-Dec-16	343.92
Oracle Self-Service Human Resources - Person Perpetual	13489479	2315		FULL USE	1-Jan-16	31-Dec-16	454.97
Oracle Services Procurement for Oracle Purchasing - Application User Perpetual	13489479	15		FULL USE	1-Jan-16	31-Dec-16	1,893.43
Oracle Sourcing - Application User Perpetual	13489479	5		FULL USE	1-Jan-16	31-Dec-16	1,627.90

Program Technical Support Services**Service Level: Oracle Priority Support**

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle Sourcing for Oracle Purchasing - Application User Perpetual	13489479	5		FULL USE	1-Jan-16	31-Dec-16	159.56
Oracle Spatial and Graph - Named User Plus Perpetual	13489479	50		FULL USE	1-Jan-16	31-Dec-16	94.79
Oracle Spatial and Graph - Processor Perpetual	13489479	4		FULL USE	1-Jan-16	31-Dec-16	379.21
Oracle Tuning Pack - Named User Plus Perpetual	13489479	25		FULL USE	1-Jan-16	31-Dec-16	24.42
Oracle Tuning Pack - Processor Perpetual	13489479	1		FULL USE	1-Jan-16	31-Dec-16	48.84
Oracle WebCenter Applications Adapter for Oracle E-Business Suite - Processor Perpetual	13489479	3		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	949.54
Oracle WebCenter Content - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	1,637.94
Oracle WebCenter Content - Processor Perpetual	13489479	2		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	5,459.82
Oracle WebCenter Enterprise Capture - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	569.73
Oracle WebCenter Enterprise Capture - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	949.54
Oracle WebCenter Forms Recognition - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	949.54
Oracle WebCenter Forms Recognition - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	1,582.55
Oracle WebLogic Server Standard Edition - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	94.95
Oracle WebLogic Server Standard Edition - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	1-Jan-16	31-Dec-16	158.26
Payroll - Person Perpetual	13489479	5204		FULL USE	1-Jan-16	31-Dec-16	5,082.93

Program Technical Support Fees: USD 84,374.01

Total Price: USD 84,374.01

Plus applicable tax

Please note the following:

- If You have questions regarding the Service Details section of this ordering document, or believe that corrections are required, please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- Please review Oracle's technical support policies, including the Lifetime Support Policy, before entering into this ordering document. Under Oracle's Lifetime Support Policy, the support level for an Oracle product, if applicable, may change during the term of the services purchased under this ordering document. If extended support is offered, an additional fee will be charged for such support if ordered. If You would like to purchase extended support please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- If Oracle accepts Your order, the start date set forth in the Service Details table above shall serve as the commencement date of the technical support services and the technical support services ordered under this ordering document will be provided through the end date specified in the table for the applicable programs and/ or hardware.
- If any of the fields listed in the Service Details table above are blank, then such fields do not apply for the applicable programs and/or hardware for which You are purchasing technical support services.



GENERAL INFORMATION

OFFER EXPIRATION	ORACLE: Oracle America, Inc.	
Support Service Number: 6686901	Oracle Support Sales Representative: Choua Vang	
Offer Expires: 17-May-16	Telephone: 3032727883	
	Fax: 7197571301	
	E-mail: choua.vang@oracle.com	
CUSTOMER: City of St. Petersburg		
CUSTOMER QUOTE TO	CUSTOMER BILL TO	
Account Contact: Christine West	Account Contact: Christine West	
Account Name: City of St. Petersburg	Account Name: City of St. Petersburg	
Address: 1 4th St N 2nd Fl 2nd Floor SAINT PETERSBURG FL 33701 United States	Address: FINANCE DEPARTMENT ACCOUNTS PAYABLE PO BOX 1257 Saint Petersburg FL 33731 United States	
Telephone: 727 892 5276	Telephone: 727-892 5276	
Fax:	Fax:	
E-mail: christine.west@stpete.org	E-mail: christine.west@stpete.org	

"You" and "Your" as referenced in this ordering document refers to the Customer identified in the table above.

Oracle may provide certain notices about technical support services via e-mail. Accordingly, please verify and update the Customer Quote To and Customer Bill To information in the above table to help ensure that You receive such communications from Oracle. If changes are required to the Customer Quote To and Customer Bill To information, please e-mail or fax the updated information, with Your support service number 6686901, to Your Oracle Support Sales Representative identified in the table above.

SERVICE DETAILS

Program Technical Support Services							
Service Level: Software Update License & Support							

Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	End Date	Price
Oracle WebCenter Applications Adapter for Oracle E-Business Suite - Processor Perpetual	13489479	3		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	3,410.51
Oracle WebCenter Content - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	5,883.14
Oracle WebCenter Content - Processor Perpetual	13489479	2		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	19,610.45
Oracle WebCenter Enterprise Capture - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	2,046.31
Oracle WebCenter Enterprise Capture - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	3,410.51
Oracle WebCenter Forms Recognition - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	3,410.51
Oracle WebCenter Forms Recognition - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	5,684.19
Oracle WebLogic Server Standard Edition - Named User Plus Perpetual	13489479	30		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	341.05
Oracle WebLogic Server Standard Edition - Processor Perpetual	13489479	1		LIMITED USE SPECIFIED APP	18-May-16	31-Dec-16	568.42

Program Technical Support Fees: USD 44,365.09

Total Price: USD 44,365.09

Plus applicable tax

Please note the following:

- If You have questions regarding the Service Details section of this ordering document, or believe

that corrections are required, please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.

- Please review Oracle's technical support policies, including the Lifetime Support Policy, before entering into this ordering document. Under Oracle's Lifetime Support Policy, the support level for an Oracle product, if applicable, may change during the term of the services purchased under this ordering document. If extended support is offered, an additional fee will be charged for such support if ordered. If You would like to purchase extended support please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- If Oracle accepts Your order, the start date set forth in the Service Details table above shall serve as the commencement date of the technical support services and the technical support services ordered under this ordering document will be provided through the end date specified in the table for the applicable programs and/ or hardware ("Support Period").
- If any of the fields listed in the Service Details table above are blank, then such fields do not apply for the applicable programs and/or hardware for which You are purchasing technical support services.



GENERAL INFORMATION

OFFER EXPIRATION		ORACLE: Oracle America, Inc.	
Support Service Number:	5707582	Oracle Support Sales Representative:	Choua Vang
Offer Expires:	31-Dec-15	Telephone:	3032727883
		Fax:	7197571301
		E-mail:	choua.vang@oracle.com
CUSTOMER: City of St. Petersburg			
CUSTOMER QUOTE TO		CUSTOMER BILL TO	
Account Contact:	Christine West	Account Contact:	Christine West
Account Name:	City of St. Petersburg	Account Name:	CITY OF SAINT PETERSBURG
Address:	ONE 4TH ST N - 2ND FLR SAINT PETERSBURG FL 33701-3804 United States	Address:	FINANCE DEPARTMENT ACCOUNTS PAYABLE PO BOX 1257 Saint Petersburg FL 33731 United States
Telephone:	727 892 5276	Telephone:	581-688-3113
Fax:		Fax:	
E-mail:	christine.west@stpete.org	E-mail:	Christine.West@stpete.org

"You" and "Your" as referenced in this ordering document refers to the Customer identified in the table above.

Oracle may provide certain notices about technical support services via e-mail. Accordingly, please verify and update the Customer Quote To and Customer Bill To information in the above table to help ensure that You receive such communications from Oracle. If changes are required to the Customer Quote To and Customer Bill To information, please e-mail or fax the updated information, with Your support service number 5707582, to Your Oracle Support Sales Representative identified in the table above.

SERVICE DETAILS

Hardware Technical Support Services
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Service Level: Oracle Premier Support for Systems
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Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Installed At: City of St. Petersburg - ONE 4TH ST N - 2ND FLR _ SAINT PETERSBURG PINELLAS FL 33701-3804 United States						
10GbE SR XFP Transceiver pluggable		18774283	2	1-Jan-16	31-Dec-16	106.14

Hardware Technical Support Fees: USD 106.14

Hardware Technical Support Services
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Service Level: Oracle Premier Support for Systems
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Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Installed At: City of St. Petersburg - ONE 4TH ST N - 2ND FLR _ SAINT PETERSBURG PINELLAS FL 33701-3804 United States						
SPARC Enterprise M4000 server	BDF1242456	18774283	1	1-Jan-16	31-Dec-16	0.00
10GbE SR XFP Transceiver pluggable		18774283	2	1-Jan-16	31-Dec-16	106.14
2 SPARC VII+ 4-core 2.66 GHz processors (for factory installation)		18774283	2	1-Jan-16	31-Dec-16	3,134.56
DAT option filler panel (for factory installation)		18774283	1	1-Jan-16	31-Dec-16	3.58
Four 2 GB DDR2-667 DIMMs for non-EU countries (for factory installation)		18774283	1	1-Jan-16	31-Dec-16	239.08
Memory option filler panel (for factory installation)		18774283	3	1-Jan-16	31-Dec-16	0.98
One 600 GB 10000 rpm 2.5-inch SAS-2 HDD with mounting bracket (for factory installation)		18774283	2	1-Jan-16	31-Dec-16	102.64
Power cord Global jumper, straight plug-connector, 1.5 meters, IEC60320-2-2 sheet I (C20) plug, IEC60320-C19 connector, 20 A (for factory installation)		18774283	2	1-Jan-16	31-Dec-16	3.33
SPARC Enterprise M4000 server base for non-EU countries (for factory installation)		18774283	1	1-Jan-16	31-Dec-16	2,689.44
StorageTek 8 Gb Fibre Channel PCIe HBA dual port QLogic (for factory installation)		18774283	2	1-Jan-16	31-Dec-16	400.39
Sun Dual 10 GbE XFP PCIe Low Profile Adapter		18774283	1	1-Jan-16	31-Dec-16	105.84

Hardware Technical Support Fees: USD 6,785.98

Hardware Technical Support Services**Service Level: Oracle Premier Support for Systems**

Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Installed At: City of St. Petersburg - ONE 4TH ST N - 2ND FLR_ SAINT PETERSBURG PINELLAS FL 33701-3804 United States						
Sun 10 GigE Fiber XFP Low Profile Adapter		18774283	1	1-Jan-16	31-Dec-16	105.82

Hardware Technical Support Fees: USD 105.82**Hardware Technical Support Services****Service Level: Oracle Premier Support for Operating Systems**

Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Installed At: CITY OF SAINT PETERSBURG - 1 4TH ST N SAINT PETERSBURG PINELLAS FL 33701 United States						
SE M4000 2.4GHz 4P32GB 2HDD		16917984	1	1-Jan-16	31-Dec-16	3,511.88
ASY,FF1,2X2CPUMJ,32G,2X8X2/1GB	BEF0937356	16917984	1	1-Jan-16	31-Dec-16	0.00

Hardware Technical Support Fees: USD 3,511.88**Hardware Technical Support Services****Service Level: Oracle Premier Support for Systems**

Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Installed At: City of St. Petersburg - ONE 4TH STREET N. 2ND FLOOR INFO & COMMUNICATIONS SERVICES SAINT PETERSBURG PINE						
Fujitsu M10-1 server: model family		19866547	1	3-Apr-16	31-Dec-16	0.00
Fujitsu M10-1 server model family	PZ31512047	19866547	1	3-Apr-16	31-Dec-16	0.00
2 Sun Storage 16 Gb FC short wave optics, Qlogic (for factory installation)		19866547	2	3-Apr-16	31-Dec-16	109.00
Four 16 GB DDR3-1600 registered DIMMs (for factory installation)		19866547	4	3-Apr-16	31-Dec-16	626.73
Fujitsu M10-1 server activation permit for 2 processor cores (for factory installation)		19866547	8	3-Apr-16	31-Dec-16	545.87
Fujitsu M10-1 server base with 1 deactivated SPARC64 X+ 16-core 3.2 GHz processor (for factory installation). Separately priced activation permit required		19866547	1	3-Apr-16	31-Dec-16	722.10
One 900 GB 10000 rpm 2.5-inch SAS-2 HDD with Fujitsu M10 Series bracket (for factory installation)		19866547	6	3-Apr-16	31-Dec-16	272.86
Oracle Solaris and Oracle VM Server for SPARC preinstall (for factory installation)		19866547	1	3-Apr-16	31-Dec-16	0.06
Power cord North America and Asia, 3 meters, NEMA 5-15P plug, C13 connector, 10 A (for factory installation)		19866547	2	3-Apr-16	31-Dec-16	3.64

Hardware Technical Support Services**Service Level: Oracle Premier Support for Systems**

Product Description	Serial Number	CSI #	Qty	Start Date	End Date	Price
Sun 10Gbps Dual Rate SFP+ SR		19866547	2	3-Apr-16	31-Dec-16	95.37
Sun Dual 10GbE SFP+ PCIe Low Profile Adaptor		19866547	1	3-Apr-16	31-Dec-16	89.69
Sun Storage Dual 16 Gb Fibre Channel PCIe Universal HBA, Qlogic (for factory installation)		19866547	2	3-Apr-16	31-Dec-16	192.57

Hardware Technical Support Fees: USD 2,657.88**Total Price: USD 13,167.70**

Plus applicable tax

Please note the following:

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- Please review Oracle's technical support policies, including the Lifetime Support Policy, before entering into this ordering document. Under Oracle's Lifetime Support Policy, the support level for an Oracle product, if applicable, may change during the term of the services purchased under this ordering document. If extended support is offered, an additional fee will be charged for such support if ordered. If You would like to purchase extended support please contact Your Oracle Support Sales Representative identified on the first page of this ordering document.
- If Oracle accepts Your order, the start date set forth in the Service Details table above shall serve as the commencement date of the technical support services and the technical support services ordered under this ordering document will be provided through the end date specified in the table for the applicable programs and/ or hardware.
- If any of the fields listed in the Service Details table above are blank, then such fields do not apply for the applicable programs and/or hardware for which You are purchasing technical support services.

City of St. Petersburg
Sole Source Request
Procurement & Supply Management

Department: ICS Requisition No. _____

Check One: Sole Source Proprietary Specifications

Proposed Vendor: Oracle American, Inc.

Estimated Total Cost: \$567,526.06

Description of Items (or Services) to be purchased:

Annual Maintenance and Support agreements for Oracle eBusiness Suite, Oracle Work and Asset Management (WAM), Oracle Spatial, and other Oracle and Solaris technology products

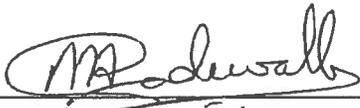
Purpose of Function of items:

Annual Maintenance and Support agreements

Justification for Sole Source of Proprietary specification:

Oracle is a sole source provider of maintenance and support of Oracle products.

I hereby certify that in accordance with Section 2-232(d) of the City of St. Petersburg Procurement 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. I also understand that under Florida Statute 838.22(2) it is a second degree felony to circumvent a competitive bidding process by using a sole-source contract for commodities or services.



Department Director

11/13/14

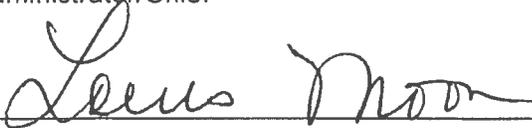
Date



Administrator/Chief

11/13/14

Date



Louis Moore, Director
Procurement & Supply Management

11/13/14

Date

APPROVING THE RENEWAL OF ONE-YEAR SERVICE AGREEMENTS TO ORACLE AMERICA INC., A SOLE SOURCE PROVIDER, FOR ORACLE EBUSINESS SUITE, ORACLE WORK AND ASSET MANAGEMENT APPLICATIONS, ORACLE SPATIAL, ORACLE WEBCENTER AND OTHER ORACLE AND SOLARIS TECHNOLOGY PRODUCTS AT A TOTAL COST NOT TO EXCEED \$638,514.14; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City utilizes Oracle eBusiness Suite, Oracle Work and Asset Management applications, Oracle Spatial, Oracle WebCenter and other Oracle and Solaris technology products; and

WHEREAS, these products are the proprietary technology of Oracle America Inc., thereby the only company who can service and maintain the technology; and

WHEREAS, Section 2-241(d) of the City Code authorizes City Council to approve the purchase of a supply or service over \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source; and

WHEREAS, the City wishes to renew one-year service agreements with Oracle America, Inc. for its Oracle eBusiness Suite, Oracle Work and Asset Management applications, Oracle Spatial, Oracle WebCenter and other Oracle and Solaris technology products; and

WHEREAS, the Mayor or his designee has previously submitted a written statement to the City Council certifying the condition and circumstances for the sole source award; and

WHEREAS, City Council has previously declared Oracle America Inc. to be a sole source supplier; and

WHEREAS, the Procurement Department, in cooperation with the Technology Services Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the renewal of one-year service agreements to Oracle America Inc., a sole source provider for the Oracle e-Business Suite, Oracle Work and Asset Management Applications, Oracle Spatial, Oracle WebCenter and other Oracle and Solaris technology products at an annual cost not to exceed \$638,514.14 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 agreements will be effective from January 1, 2016 through December 31, 2016.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (designee)

St. Petersburg City Council
Meeting of December 17, 2015
Consent Agenda A

To: The Honorable Charlie Gerdes and Members of City Council

Subject: Approving disbursement of up to \$525,000 from the Capital Repair, Renewal and Replacement Sinking Fund Account for Tropicana Field Capital Projects; approving a supplemental appropriation in the amount of \$525,000 from the unappropriated balance of the Tropicana Field Capital Projects Fund (3081) to the Tropicana Field FY16 Improvements Project (15337); and providing an effective date.

BACKGROUND: Section 5.01 of the Use Agreement with the Tampa Bay Rays (the "Team" or "Club") established an escrowed sinking fund called the Capital Repair, Renewal and Replacement Sinking Fund Account (the "Capital Account"). This Capital Account is funded by naming rights revenue and ticket fees. The Use Agreement specifies that this Capital Account is to be used by the Team in making capital repairs, renewals and replacements to Tropicana Field. This section further requires that the Team consult with and receive approval from the City regarding expenditures from the Capital Account.

The Club has developed a list of various repair, renewal and/or replacement projects for funding from the Tropicana Field Capital Account:

Flat Roof Replacements	\$350,000
A/C Package Unit Replacements (2 Units)	150,000
General contingency for projects (5%)	25,000

Total cost for the above items, including the Contingency, is \$525,000. City administration has reviewed these items and concurs with the Club that they meet the requirements established for use of the Capital Account.

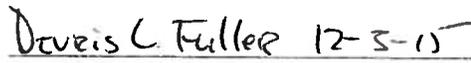
RECOMMENDATION: City Administration recommends approval of the attached Resolution.

COST/FUNDING/ASSESSMENT INFORMATION: Funds are available in the Capital Repair, Renewal & Replacement Sinking Fund Account. The Capital Account has a current balance of approximately \$945,000. A supplemental appropriation in the amount of \$525,000 from the Tropicana Field Capital Projects Fund (3081) to the Tropicana Field FY16 Improvements Project (15337) is required.

Approvals:



City Development Administration

 12-3-15

Budget

RESOLUTION NO. ____

A RESOLUTION APPROVING DISBURSEMENT OF UP TO \$525,000 FROM THE TROPICANA FIELD CAPITAL REPAIR, RENEWAL AND REPLACEMENT SINKING FUND ACCOUNT FOR QUALIFYING CAPITAL ITEMS TO TROPICANA FIELD; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$525,000 FROM THE UNAPPROPRIATED BALANCE OF THE TROPICANA FIELD CAPITAL PROJECTS FUND (3081) TO THE TROPICANA FIELD FY16 IMPROVEMENTS PROJECT (15337); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, section 5.01 of the Use Agreement with the Tampa Bay Rays (“Club”) established an escrowed sinking fund called the Capital Repair, Renewal and Replacement Sinking Fund Account (“Capital Account”) to be used by the Club in making capital repairs, renewals, and replacements to Tropicana Field; and

WHEREAS, the Club has brought forward for City approval a series of capital projects for Tropicana Field totaling approximately \$525,000; and

WHEREAS, City Administration has reviewed these items and finds them acceptable for reimbursement from the Capital Account per the established guidelines.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of St. Petersburg, Florida, that disbursement of up to \$525,000 for capital items from the Capital Repair, Renewal and Replacement Sinking Fund Account, subject to receipt by the City of appropriate supporting documentation, is hereby approved.

BE IT FURTHER RESOLVED, that there is hereby approved from the unappropriated fund balance of the Tropicana Field Capital Projects Fund (3081), the following supplemental appropriation for FY16:

<u>Tropicana Field Capital Projects Fund (3081)</u>	
Tropicana Field FY16 Improvements Project (15337)	\$525,000

This resolution shall become effective upon adoption.



City Attorney (Designee)



Budget & Management



City Development Administration

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc.; Rexel Inc. formerly known as Southern Electric Supply Company, Inc. dba Rexel; and Electric Supply of Tampa, Inc. in the combined amount of \$115,000 which increases the total contract amount to \$385,000.

Explanation: On May 16, 2013, City Council approved three agreements for electrical supplies through July 31, 2016, at a combined estimated amount of \$270,000. Due to an increased volume of infrastructure repairs, capital projects, and unforeseen storm repairs the forecasted amount is expected to exceed the original estimate prior to the end of contract term. Therefore an increase in allocation is requested.

The vendors furnish for delivery and pick-up, electrical supplies such as wire, conduit, switches, circuit breakers, transformers, enclosures, and cords. These supplies are used to repair equipment such as pumps, exhaust fan motors, ballasts, and traffic signals; and are also used in electrical system maintenance in city facilities.

The Procurement Department recommends approval:

Original Contract Sum	\$270,000
Allocation Increase	<u>115,000</u>
Revised Contract Sum	\$385,000

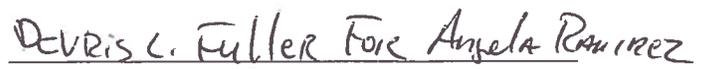
Amounts paid to awardees pursuant to these agreements shall not exceed a combined total of \$385,000 during the initial term of the agreement.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Fund (4001), Water Resources Department (420), and the General Fund (0001), Stormwater, Pavement and Traffic Operation Department (400), Parks and Recreation Department (190).

Attachment: Resolution

Approvals:


Administrative


Budget
12-1-15

A RESOLUTION APPROVING AN INCREASE TO THE ALLOCATION IN THE AGREEMENTS WITH MAYER ELECTRIC SUPPLY COMPANY, INC., REXEL INC. FORMERLY KNOWN AS SOUTHERN ELECTRIC SUPPLY COMPANY, INC. D/B/A REXEL, AND ELECTRIC SUPPLY OF TAMPA, INC. IN THE AMOUNT OF \$115,000 FOR A TOTAL AMOUNT NOT TO EXCEED \$385,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 16, 2013 City Council approved three-year agreements (Blanket Agreement) for electrical supplies effective through July 31, 2016; and

WHEREAS, due to increased volume of infrastructure repairs, capital projects and unforeseen storm repairs the cost will exceed the original estimate prior to the end of the term of the agreement; and

WHEREAS, the Procurement & Supply Management Department recommends approval of an increase to the allocation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that an increase to the allocation in the Agreements (Blanket Agreement) with Mayer Electric Supply Company, Inc., Rexel Inc. formerly known as Southern Electric Supply Company, Inc. d/b/a and Electric Supply of Tampa, Inc. in the amount of \$115,000 for a total amount not to exceed \$385,000 is hereby approved and the Mayor or the Mayor's designee is authorized to execute all necessary documents to effectuate this transaction.

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 December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Awarding three-year blanket purchase agreements to American Chemical & Building Maintenance Supply, Inc., Interline Brands, Inc. dba Supplyworks, Sani-Chem Janitorial Supplies Inc. dba Sani-Chem, and Southeastern Paper Group of Florida, Inc. for janitorial supplies at an estimated annual cost of \$375,000.

Explanation: The Procurement Department received 11 bids for janitorial supplies. These vendors provide items such as brooms, mops, brushes, cleaners, detergents, hand soaps, insect repellants, buckets, personal hygiene items and trash liners and containers. These items will be stocked at the Consolidated Warehouse (CW).

The Procurement Department recommends for award:

Janitorial Supplies.....\$375,000

American Chemical & Building Maintenance Supply, Inc.
Interline Brands, Inc. dba Supplyworks
Sani-Chem Janitorial Supplies Inc. dba Sani-Chem
Southeastern Paper Group of FL, Inc.

These vendors have met the terms and conditions of request for quotes No. 5908 dated November 12, 2015. Blanket purchase agreements will be issued and will be binding only for actual quantities ordered. Amounts paid to awardees pursuant to these agreements shall not exceed a combined total of \$375,000 annually during the term of the agreements. The contracts will be effective from date of award through November 30, 2018.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001) Fire Suppression Division (150-1497), Police Department, Building Maintenance Division (140-1393), various Parks and Recreation Divisions; Municipal Office Buildings Fund (5005), Real Estate & Property Management Department, Municipal Services Center Division (360-2617) and the Water Resources Operating Fund (4001) various Divisions.

Attachments: Bid Tabulation (3 pages)
Resolution

Approvals:



By: Administrative




Budget

City of St. Petersburg
Bid Tabulation - Top 20
Procurement and Supply Management

Line, Item, Description	EAU	American Chemical & Building Maintenance Supply, Inc.		Arrowhead Global, LLC		Arlene Portman dba Bay Industrial Supplies		Buckeye Cleaning Center of Tampa	
		Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
146. 59579 - Towels, 9 3/4IN x 9 3/4IN, multi-fold, paper, white, Scott Surpass 01804-50, 16/CS (no substitute)	1,863	28.10	52,350.30	85.09	158,522.67				
142. 59777 - Tissue, toilet, 2 ply, soft absorbent, safe for septic systems, 9IN diameter, 1,000 foot roll, green certified, 12 rolls/cs, Kimberly Clark 67805 (no substitutes)	1,384	33.54	46,419.36	48.55	67,193.20				
75. 59652 - Liner, trash can, 17 Mil, 38"W X 63"L, black, Big City LBR3858X48 (no substitutes)	807		NB	44.99	36,306.93				
78. 59631 - Liner, trash can, 16 Mic, 36"W X 60"L, 55 gal, natural, Tyco Rhino-X HR386016N (no substitutes)	899		NB	48.87	43,934.13				
145. 59682 - Towels, 800FT x 8IN, paper, roll, white, 12/CS, Scott Surpass 01040-10 (no substitute)	280	66.00	18,480.00	200.84	56,235.20				
149. 84764 - Towels, paper, reinforced wiper, Kimberly Clark 34790-50 (no substitutes)	3,539	7.34	25,976.26	11.48	40,627.72				
127. 59745 - Soap, 800ML, Hand, Antibacterial, Gojo Micrell 9757-12 (No Substitutes)	1,960	5.93	11,622.80	9.61	18,835.60	9.60	18,816.00		
141. 59776 - Tissue, toilet, 2 ply, soft absorbent, individually wrapped, safe for septic systems, 506 sheet/roll, green certified, 80/CS, Kimberly Clark 13217 (no substitutes)	309	39.40	12,174.60	263.50	81,421.50				
25. 59613 - Can, 55GA, trash, galvanized steel, vented, Wilt EXP52 (no substitutes)	73		NB	141.52	10,330.96				
134. 63032 - Soap, Foam, 2000 ML Refills, Greenseal Certified, Gojo 5265-02 (no substitutes)	270	37.95	10,246.50	52.32	14,126.40				
129. 63024 - Soap, 38OZ, Dishwashing Liquid, Dawn 45112 (no substitutes)	2,029	4.02	8,156.58	8.01	16,252.29	5.50	11,159.50		
42. 62991 - Cleaner, 24OZ, Disinfectant, Foam, Quaternary Formula, Aerosol, Lysol IC Foaming 95524 (no substitutes)	2,928	2.75	8,052.00	6.96	20,378.88	4.18	12,239.94		
135. 63022 - Soap, Laundry, HE, Powder, 95 OZ, Tide 84997 (no substitutes)	399	16.35	6,523.65	33.39	13,322.61				
76. 59634 - Liner, trash can, 16 Mic, 30"W X 37"L, 20-30 gal, natural, Tyco Rhino-X HR303716N (no substitutes)	146		NB	79.98	11,677.08				
66. 59515 - Wax, floor, "Green" finish and sealer, 5 Gal, Spanlan Green Solutions 3504 (no substitutes)	74	60.00	4,440.00	139.86	10,349.64				
40. 59418 - Cleaner, 20OZ, glass, aerosol, industrial strength, high foaming, non-ammoniated, no streaky residue, 12/CS, Windex 90129 (no substitutes)	1,322	3.25	4,296.50	5.27	6,966.94				
46. 59459 - Cleaner, Disinfectant, "Green", Concentrate, 1 GA, Envirox 118 (no substitutes)	197		NB						
150. 59684 - Towels, paper, roll, white, Enmotion 89460	97	39.50	3,831.50	69.00	6,693.00				
147. 59686 - Towels, 9IN x 11IN, paper, household, roll, white embossed, 2 ply, 30/CS, Baywest 41000	6,309	0.71	4,479.39	1.35	8,517.15				
126. 61251 - Litter Pick-Up, 36IN, Deluxe Can Catcher, O' Cedar 96580 Maxi Plus Nab N Grab	304	10.58	3,216.32	30.59	9,299.36				
			\$220,265.76		\$630,991.26		\$46,418.50		\$3,785.40
SubTotal:			\$220,265.76		\$630,991.26		\$46,418.50		\$3,785.40
2%/10, Net 30 Discount:			0		12,619.63		0		0
Total:			\$220,265.76		\$618,371.43		\$46,418.50		\$3,785.40
SBE		\$	6,607.97						
			\$213,657.79						

Line, Item, Description	EAU	Gem Supply Company		Interboro Packaging Corporation		Peninsular Paper Co., Inc	
		Tampa, FL Delivery: 7 Days Terms: Net 30	Unit Price	Extended Price	Montgomery, NY Delivery: 10 Days Terms: Net 30	Unit Price	Extended Price
146. 59679 - Towels, 9 4IN x 9.3IN, multi-fold, paper, white, Scott Surpass 01804-50, 16/CS (no substitute)	1,863			NB	NB	26.18	48,773.34
142. 59777 - Tissue, toilet, 2 ply, soft absorbent, safe for septic systems, 9IN diameter, 1,000 foot roll, green certified, 12 rolls/cs, Kimberly Clark 67805 (no substitutes)	1,384	89.00	123,176.00	NB	NB	28.11	38,904.24
75. 59652 - Liner, trash can, 17 MI, 38"W X 63"L, black, Big City LBR3658X4B (no substitutes)	807		NB	NB	NB		NB
78. 59631 - Liner, trash can, 16 Mic, 36"W X 60"L, 55 gal, natural, Tyco Rhino-X HR386016N (no substitutes)	899		NB	19.98	17,962.02		NB
145. 59682 - Towels, 800FT x 8IN, paper, roll, white, 12/CS, Scott Surpass 01040-10 (no substitute)	280		NB	NB	NB	58.27	16,315.60
149. 64764 - Towels, paper, reinforced wiper, Kimberly Clark 34790-50 (no substitutes)	3,539	9.87	34,929.93	NB	NB	5.35	18,933.65
127. 59745 - Soap, 800ML, Hand, Antibacterial, Gojo Micrell 9757-12 (No Substitutes)	1,960	8.25	16,170.00	NB	NB	7.03	13,778.80
141. 59776 - Tissue, toilet, 2 ply, soft absorbent, individually wrapped, safe for septic systems 506 sheet/roll, green certified, 80/CS, Kimberly Clark 13217 (no substitutes)	309		NB	NB	NB	40.42	12,489.78
25. 59613 - Can, 55GA, trash, galvanized steel, vented, Wifit EXP52 (no substitutes)	73		NB	NB	NB		NB
134. 63032 - Soap, Foam, 2000 ML Refills, Greenseal Certified, Gojo 5265-02 (no substitutes)	270	49.00	13,230.00	NB	NB	21.86	5,902.20
129. 63024 - Soap, 38OZ, Dishwashing Liquid, Dawn 45112 (no substitutes)	2,029	4.99	10,124.71	NB	NB	4.89	9,921.81
42. 62991 - Cleaner, 24OZ, Disinfectant, Foam, Quaternary Formula, Aerosol, Lysol IC Foaming 95524 (no substitutes)	2,928	4.08	11,946.24	NB	NB		NB
135. 63022 - Soap, Laundry, HE, Powder, 95 OZ, Tide 84997 (no substitutes)	399		NB	NB	NB		NB
76. 59634 - Liner, trash can, 16 Mic, 30"W X 37"L, 20-30 gal, natural, Tyco Rhino-X HR303716N (no substitutes)	146		NB	26.92	3,930.32		NB
86. 59515 - Wax, floor, "Green" finish and sealer, 5 Gal, Spartan Green Solutions 3504 (no substitutes)	74	84.26	6,235.24	NB	NB	82.88	6,133.12
40. 59418 - Cleaner, 20OZ, glass, aerosol, industrial strength, high foaming, non-ammoniated, no streaky residue, 12/CS, Windex 90129 (no substitutes)	1,322		NB	NB	NB		NB
46. 59459 - Cleaner, Disinfectant, "Green", Concentrate, 1 GA, Envirox 118 (no substitutes)	197		NB	NB	NB		NB
150. 59684 - Towels, paper, roll, white, Emotion 89460	97		NB	NB	NB		NB
147. 59686 - Towels, 9IN x 11IN, paper, household, roll, white embossed, 2 ply, 30/CS, Baywest 41000	6,309		NB	NB	NB	0.59	3,722.31
126. 61251 - Litter Pick-Up, 36IN, Deluxe Can Catcher, O'Cedar 96560 Maxi Plus Nab N Grab	304		NB	NB	NB		NB
SubTotal:			\$215,812.12		\$21,892.34		\$174,874.85
2% /10, Net 30 Discount:			0		0		0
Total:			\$215,812.12		\$21,892.34		\$174,874.85

City of St. Petersburg
Bid Tabulation - Top 20
Procurement and Supply Management

Line	Item, Description	EAU	Unit Price	Extended Price	Sanit-Chem Janitorial Supplies, Inc. dba Sanit-Chem Clearwater, FL Delivery 10 Days Terms: Net 30	Unit Price	Extended Price	Southeastern Paper Group of FL, Inc. Jacksonville, FL Delivery 2 Days Terms: Net 30	Unit Price	Extended Price	Staples Contract & Commercial, Inc. dba Staples Facility Solutions Tampa, FL Delivery 3 Days Terms: Net 30	Unit Price	Extended Price	Interline Brands, Inc. dba Supplyworks Ft. Myers, FL Delivery 5 Days Terms: 2%/10, Net 30
146	59579 - Towels 9 3/4IN x 9 3/4IN multi-fold, paper, white, Scott Surpass 01804-50, 16/CS (no substitute)	1,863	39.10	72,843.30		21.84	40,687.92		22.01	41,004.63		21.30	39,681.90	
142	59777 - Tissue, toilet, 2 ply, soft absorbent, safe for septic systems, 9IN diameter, 1,000 foot roll, green certified, 12 rolls/cs Kimberly Clark 67805 (no substitutes)	1,384	59.75	82,694.00		25.57	35,388.88		25.42	35,181.28		25.05	34,669.20	
807	59652 - Liner, trash can, 17 Mil, 36"W X 63"L, black, Big City LBR388X48 (no substitutes)	807	37.82	30,601.44		25.42	20,513.94			NB			NB	
899	59631 - Liner, trash can, 16 Mic, 36"W X 60"L, 55 gal, natural, Tyco Rhino-X HR386016N (no substitutes)	899	30.74	27,635.26		21.12	18,986.88			NB			NB	
280	59682 - Towels, 800FT x 8IN, paper, roll, white, 12/CS, Scott Surpass 01040-10 (no substitute)	280	73.95	20,706.00		61.16	17,124.80		57.17	16,007.60		59.11	16,550.80	
3,539	149. 84764 - Towels, paper, reinforced wiper, Kimberly Clark 34790-50 (no substitutes)	3,539	5.30	18,756.70		4.47	15,819.33		5.06	17,907.34		4.47	15,819.33	
1,960	127. 59745 - Soap, 800ML, Hand, Antibacterial, Gojo Micrell 9757-12 (No Substitutes)	1,960	5.93	11,622.80		5.63	11,034.80		4.38	8,584.80		5.97	11,701.20	
309	141. 59776 - Tissue, toilet, 2 ply, soft absorbent, individually wrapped, safe for septic systems, 506 sheet/roll, green certified, 80/CS, Kimberly Clark 13217 (no substitutes)	309	43.44	13,422.96		33.95	10,490.55		37.37	11,547.33		34.25	10,583.25	
73	25. 59613 - Can, 55GA, trash, galvanized steel, vented, Wilt EXP52 (no substitutes)	73	134.95	9,851.35		134.41	9,811.93			NB			NB	
270	134. 63032 - Soap, Foam, 2000 ML Refills, Greenseal Certified, Gojo 5265-02 (no substitutes)	270	36.40	9,828.00		35.10	9,477.00		32.00	8,640.00		37.55	10,138.50	
2,029	129. 63024 - Soap, 38OZ, Dishwashing Liquid, Dawn 45112 (no substitutes)	2,029	4.24	8,602.96		2.80	5,681.20		3.75	7,608.75		4.39	8,907.31	
2,928	42. 62991 - Cleaner, 24OZ, Disinfectant, Foam, Quaternary Formula, Aerosol, Lysol IC Foaming 95524 (no substitutes)	2,928	2.80	8,198.40		2.34	6,851.52		4.39	12,853.92		3.14	9,193.92	
399	135. 63022 - Soap, Laundry, HE, Powder, 95 OZ, Tide 84997 (no substitutes)	399	16.40	6,543.60		15.44	6,160.56		16.52	6,591.48		16.85	6,723.15	
146	76. 59634 - Liner, trash can, 16 Mic, 30"W X 37"L, 20-30 gal, natural, Tyco Rhino-X HR303716N (no substitutes)	146	37.47	5,470.62		26.86	3,921.56			NB			NB	
74	66. 59515 - Wax, floor, "Green" finish and sealer, 5 Gal, Spartan Green Solutions 3504 (no substitutes)	74	66.48	4,919.52		62.83	4,649.42			NB		68.50	5,069.00	
1,322	40. 59418 - Cleaner, 20OZ, glass, aerosol, industrial strength, high foaming, non-ammoniated, no streaky residue, 12/CS, Windex 90129 (no substitutes)	1,322	3.27	4,322.94		1.65	2,181.30		3.49	4,613.78		3.48	4,600.56	
197	46. 59459 - Cleaner, Disinfectant, "Green", Concentrate, 1 GA, Envirox 118 (no substitutes)	197	19.49	3,839.53		6.30	1,241.10		51.46	4,991.62		57.85	5,611.45	
97	150. 59684 - Towels, paper, roll, white, Enmotion 89460 147. 59686 - Towels, 9IN x 11IN, paper, household, roll, white embossed, 2 ply, 30/CS, Baywest 41000	97		NB		49.95	4,845.15		1.16	7,318.44		0.59	3,722.31	
6,309	126. 61251 - Litter Pick-Up, 36IN, Deluxe Can Catcher, O' Cedar 96560 Maxi Plus Nab N Grab	6,309	0.58	3,659.22		10.62	3,228.48		31.64	9,618.56			NB	
304		304		NB										
	SubTotal:			\$343,518.60			\$231,818.63			\$192,469.53			\$182,971.88	
	2%/10, Net 30 Discount:			0			0			0			3,659.44	
	Total:			\$343,518.60			\$231,818.63			\$192,469.53			\$179,312.44	
	\$BE		\$	10,305.56										
				\$333,213.04										

A RESOLUTION ACCEPTING THE BIDS AND APPROVING THE AWARD OF THREE-YEAR AGREEMENTS (BLANKET AGREEMENTS) TO AMERICAN CHEMICAL & BUILDING MAINTENANCE SUPPLY, INC., INTERLINE BRANDS, INC., SANI-CHEM JANITORIAL SUPPLIES INC., D/B/A SANI-CHEM CLEANING SUPPLIES, AND SOUTHEASTERN PAPER GROUP OF FLORIDA, INC. FOR JANITORIAL SUPPLIES AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$375,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement & Supply Management Department received 11 bids for janitorial supplies pursuant to RFQ No. 5908 dated November 12, 2015; and

WHEREAS, American Chemical & Building Maintenance Supply, Inc., Interline Brands, Inc. d/b/a /B/A Supplyworks, Sani-Chem Janitorial Supplies Inc., d/b/a /B/A Sani-Chem Cleaning Supplies, And Southeastern Paper Group Of Florida, Inc. have met the terms and conditions of RFQ No. 5908; and

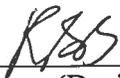
WHEREAS, the Procurement & Supply Management Department recommends approval of these awards.

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 American Chemical & Building Maintenance Supply, Inc., Interline Brands, Inc. d/b/a Supplyworks, Sani-Chem Janitorial Supplies Inc., d/b/a Sani-Chem Cleaning Supplies, and Southeastern Paper Group of Florida, Inc. for janitorial supplies at an estimated annual cost not to exceed \$375,000 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate these transactions; and

BE IT FURTHER RESOLVED that the agreements will be effective from the date of award through November 30, 2018.

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 December 17, 2015

To: The Honorable Charles Gerdes, Chair, and Members of City Council

Subject: Approving an annual maintenance agreement for dispatch and records management software applications for the Police Department with Intergraph Corporation, a sole source supplier, at a cost of \$286,938.68.

Explanation: The city received a proposal for annual service for Police CAD/RMS Applications. Intergraph, Inc. will provide 24/7 telephone support, access to its support database (Siebel eService), application and technology upgrades, program fixes and issue escalation management for all Intergraph products. The agreement will be effective through December 31, 2016.

The city utilizes Intergraph software to provide services for police dispatch and records management systems. This maintenance agreement will provide services for the entire suite of Intergraph applications to include dispatch (I/CAD), mobile (I/Mobile), records management (I/Leads), tracker (I/Tracker), reports (I/Mars), mobile dispatch inquiry (I/Netviewer), and all interfaces currently being utilized. Because Intergraph, Inc. is the only provider of support for this proprietary software, a sole source procurement is recommended.

The Procurement Department, in cooperation with the Police Department, recommends:

Intergraph Corporation.....\$286,938.68

This purchase is made in accordance with Section 2-249 of the Sole Source of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service greater than \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source.

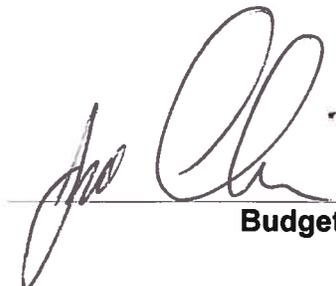
Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Police Department, Information & Technology Services (1401401).

Attachments: Intergraph Proposal (4 pages)
Sole Source
Resolution

Approvals:



Administrative



Budget

MAINTENANCE QUOTATION SUMMARY

Agreement: 1-DOF0BY

Performance Period: 01/01/2016 through 12/31/2016
 Payment Type: Prepaid Annually
 Currency: USD



Bill To:

St Petersburg FL City Of
 ATTN: Accounts Payable
 Finance Department
 PO BOX 1257
 Saint Petersburg, FL 33731
 USA

Ship To:

St Petersburg FL City Of
 ATTN: Mary A. Watkins
 Police, City of St. Petersburg
 1300 1st Avenue North
 Saint Petersburg, FL 33705
 USA

Quotation Summary:

SW Maint
 Services

\$286,438.68
 \$500.00

Total Services Cost*

\$286,938.68

*** Total is exclusive of applicable taxes. Applicable taxes will be added to the invoice.**

The maintenance services quoted herein are subject to the Maintenance Agreement dated August 26, 2005. This agreement shall only become binding and effective upon the written acceptance by Hexagon Safety and Infrastructure. This quotation expires ninety (90) days from the date of issue by Hexagon Safety and Infrastructure.

THIS IS NOT AN INVOICE

Offered by: Intergraph Corporation

Accepted by:

Signature: *Renecer J. Davis*

Signature:

Name: Renecer Davis

Name:

Title: Maintenance Contract Administrator

Title:

Date: 11/09/2015

Date:

Email: renecer.davis@hexagon.com

Email:

Telephone: 256-730-1321

Telephone:

Fax: 256-730-5641

Fax:

Please mark one of the following options when submitting your acceptance:

A Purchase Order will not be issued. Customer signature above constitutes notice to proceed with this agreement.

A Purchase Order will be issued and shall reference the terms and conditions of above referenced quote.



MAINTENANCE QUOTATION DETAIL

PO#: TBD
Performance Period: 01/01/2016 through 12/31/2016
Currency: USD

St Petersburg FL City Of
Account Nbr: MDC-2518
Quote: 1-DOF0BY St Petersburg FL City Of

Ship To:
 St Petersburg FL City Of
 ATTN: Mary A. Watkins
 Police, City of St. Petersburg
 1300 1st Avenue North
 Saint Petersburg, FL 33705
 USA

Bill To:
 St Petersburg FL City Of
 ATTN: Accounts Payable
 Finance Department
 PO BOX 1257
 Saint Petersburg, FL 33731
 USA

Ln	Base Part	Description	Serial	Begin	End	Service Level	Mths	Qty	Mth Cost	Total Cost
1	IPS0002	I/Dispatcher NL	1-216336719	01/01/2016	12/31/2016	Premium	12	7	\$263.68	\$22,149.12
2	IPS0002	I/Dispatcher NL	1-216336841	01/01/2016	12/31/2016	Premium	12	14	\$62.81	\$10,552.08
3	IPS002TST	I/Dispatcher NL - Test License	1-216364684	01/01/2016	12/31/2016	Premium	12	9	\$0.00	\$0.00
4	IPS0004	CJIS I/F Incl I/informer	1-216371976	01/01/2016	12/31/2016	Premium	12	1	\$335.03	\$4,020.36
5	IPS0004	FCIC/NCIC I/F Inc Informe	1-216371994	01/01/2016	12/31/2016	Premium	12	1	\$335.03	\$4,020.36
6	IPS0004	Mug-Shot System I/F	1-216372012	01/01/2016	12/31/2016	Premium	12	1	\$670.06	\$8,040.72
8	IPS0004A	I/Leads History Enabled F	1-216372030	01/01/2016	12/31/2016	Premium	12	1	\$251.28	\$3,015.36
9	IPS0004A	Pin Map I/Leads Customiza	1-216372051	01/01/2016	12/31/2016	Premium	12	1	\$83.77	\$1,005.24
10	IPS0008	I/Push To Talk NL	1-216372337	01/01/2016	12/31/2016	Premium	12	1	\$208.04	\$2,496.48
11	IPS0009	I/Mobile Data Terminal NL	1-216372308	01/01/2016	12/31/2016	Premium	12	1	\$867.88	\$10,414.56
12	IPS0015	I/Tracker NL	1-216372404	01/01/2016	12/31/2016	Premium	12	1	\$516.90	\$6,202.80
13	IPS0018	I/Telephone Device for Deaf - Zetron NL	1-216372396	01/01/2016	12/31/2016	Premium	12	1	\$198.14	\$2,377.68
14	IPS0019	I/LEADS-Server NL	1-216367391	01/01/2016	12/31/2016	Premium	12	1	\$433.93	\$5,207.16
15	IPS0020	I/LEADS-Records Management System CC - Desktop Client	1-220074077	01/01/2016	12/31/2016	Premium	12	250	\$25.13	\$75,390.00
16	IPS0020ASTE	I/LEADS-Records Management Sys CC - AFR Client - Site Lic	1-216364983	01/01/2016	12/31/2016	Premium	12	1	\$1,256.35	\$15,076.20
17	IPS0030	I/LEADS-CAD Link NL	1-216364965	01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
20	IPS0033	I/Question & Answer CC	1-216371871	01/01/2016	12/31/2016	Premium	12	1	\$481.95	\$5,783.40
21	IPS0035	I/Backup NL	1-216336657	01/01/2016	12/31/2016	Premium	12	1	\$516.90	\$6,202.80
22	IPS0035TST	I/Backup NL - Test License	1-216336673	01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
23	IPS0038STE	I/Mobile CC - Site License	1-216372290	01/01/2016	12/31/2016	Premium	12	1	\$837.56	\$10,050.72
24	IPS0042E	I/NetViewer - site license	1-216371930	01/01/2016	12/31/2016	Premium	12	1	\$2,512.69	\$30,152.28
25	IPS0045	I/NetDispatcher - 5 users	1-216371843	01/01/2016	12/31/2016	Premium	12	1	\$516.90	\$6,202.80
26	IPS1163C	I/Map Editor CC - Comp	16W0URZ00121018	01/01/2016	12/31/2016	Premium	12	1	\$92.15	\$1,105.80
28	IPSCUSTOM11	Mugshot System Interface	1-304648581	01/01/2016	12/31/2016	Premium	12	1	\$223.36	\$2,680.32
30	IPSCUSTOM12	I/LEADS History-Enabled Fields	1-304648587	01/01/2016	12/31/2016	Premium	12	1	\$223.36	\$2,680.32
32	IPSCUSTOM14	I/LEADS State Accident Report	1-290200191	01/01/2016	12/31/2016	Premium	12	1	\$405.18	\$4,862.16



MAINTENANCE QUOTATION DETAIL

St Petersburg FL City Of

Account Nbr: MDC-2518

Quote: 1-DOF0BY St Petersburg FL City Of

PO#: TBD

Performance Period: 01/01/2016 through 12/31/2016

Currency: USD

Ln	Base Part	Description	Serial	Begin	End	Service Level	Mths	Qty	Mth Cost	Total Cost
34	IPSCUSTOMSVC	/Leads Tow/Impound Rpt	1-263380862	01/01/2016	12/31/2016	Premium	12	1	\$125.10	\$1,501.20
36	IPSCUSTOMSVC	/Leads - UCR	1-263494687	01/01/2016	12/31/2016	Premium	12	1	\$167.48	\$2,009.76
37	IPS0001HAC	/Executive for High Availability NL - Component	MME-1-83HJZV	01/01/2016	12/31/2016	Premium	12	1	\$1,414.35	\$16,972.20
38	GSPX5007	GeoMedia Professional CC	18XAP2A00121018	01/01/2016	12/31/2016	Premium	12	1	\$218.40	\$2,620.80
40	IPS0001HATST	/Executive for High Availability NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
41	IPS00035TST	/Backup NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
42	IPS00045TST	/NetDispatcher - 5 users - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
43	IPS0001HABCK	/Executive for High Availability NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
44	IPS00035BCK	/Backup NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
45	IPS00045BCK	/NetDispatcher - 5 users - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
46	IPS00004TST	/Informor NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
47	IPS00004BCK	/Informor NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
48	IPS00008TST	/Push To Talk NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
49	IPS00009TST	/Mobile Data Terminal NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
50	IPS00015TST	/Tracker NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
51	IPS00018TST	/Telephone Device for Deaf - Zetron NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
52	IPS00033TST	/Question and Answer CC - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
53	IPS00030TST	/LEADS-CAD Link NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
54	IPS00008BCK	/Push To Talk NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
55	IPS00009BCK	/Mobile Data Terminal NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
56	IPS00015BCK	/Tracker NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
57	IPS00018BCK	/Telephone Device for Deaf - Zetron NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
58	IPS00033BCK	/Question and Answer CC - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
59	IPS00030BCK	/LEADS-CAD Link - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
60	IPS00019TST	/LEADS-Server NL - Test License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
61	IPS00019BCK	/LEADS-Server NL - Backup License		01/01/2016	12/31/2016	Premium	12	1	\$0.00	\$0.00
62	IPS00002TST	/Dispatcher NL - Test License		01/01/2016	12/31/2016	Premium	12	12	\$0.00	\$0.00
63	IPS00002BCK	/Dispatcher NL - Backup License		01/01/2016	12/31/2016	Premium	12	21	\$0.00	\$0.00
64	IPS00020BCK	/LEADS-Records Management Sys - Desktop Client - Backup Lic		01/01/2016	12/31/2016	Premium	12	250	\$0.00	\$0.00
65	IPS00020TST	/LEADS-Records Management Sys CC - Desktop Client - Test Li		01/01/2016	12/31/2016	Premium	12	10	\$0.00	\$0.00

MAINTENANCE QUOTATION DETAIL



St Petersburg FL City Of

Account Nbr: MDC-2518

Quote: 1-DOF0BY St Petersburg FL City Of

PO#: TBD

Performance Period: 01/01/2016 through 12/31/2016

Currency: USD

Ln	Base Part	Description	Serial	Begin	End	Service Level	Mths	Qty	Mth Cost	Total Cost
69	IPS3042	EdgeFrontier Runtime Engine		01/01/2016	12/31/2016	Premium	12	1	\$420.00	\$5,040.00
70	IPS3042DEV	EdgeFrontier Developer Engine		01/01/2016	12/31/2016	Premium	12	1	\$315.00	\$3,780.00
72	IPSCUSTOM03	I/PTT Interface to MCC 7500		01/01/2016	12/31/2016	Premium	12	1	\$250.25	\$3,003.00
Subtotal for Site Number 00121018										\$274,615.68

Site Number: Billing

Ln	Base Part	Description	Serial	Begin	End	Service Level	Mths	Qty	Mth Cost	Total Cost
68	ESCROW	Annual Software Escrow Fee		01/01/2016	01/31/2016	Premium	1	1	\$500.00	\$500.00
71	Adjustment29	BCK MNT for Edgefrontier		01/01/2016	01/31/2016	Premium	1	1	\$8,820.00	\$8,820.00
73	Adjustment49	BCK MNT for I/PTT Interface to MCC 7500		01/01/2016	01/30/2016	Premium	1	1	\$3,003.00	\$3,003.00
Subtotal for Site Number Billing										\$12,323.00

Grand Total Excluding Tax \$286,938.68

City of St. Petersburg
Sole Source Request

Department: Police - ITS Requisition No. 5271975
Check One: Sole Source Proprietary Specifications
Proposed Vendor: Intergraph, Inc
Estimated Total Cost: \$286,044.92

Description of Items (or Services) to be purchased:

Annual maintenance agreement for I/CAD and i/Leads suite of applications and interfaces.

Purpose of Function of items:

Yearly support and maintenance agreement with the current CAD/RMS vendor for the Police Department.

Justification for Sole Source of Proprietary specification:

Intergraph is the sole provider for support services for the suite of applications used at the Police Department. These applications include dispatch (I/CAD), mobile (I/Mobile), records management (I/Leads), tracker (I/Tracker), reports (I/Mars), mobile dispatch inquiry (I/Netviewer), and all interfaces currently being utilized.

I hereby certify that in accordance with Section 2-232(d) of the City of St. Petersburg Procurement 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. I also understand that under Florida Statute 838.22(2) it is a second degree felony to circumvent a competitive bidding process by using a sole-source contract for commodities or services.

MM
09/13

[Signature]
Department Director

1-9-2013
Date

[Signature]
Administrator/Chief

1/9/13
Date

Louis Moore, Director
Procurement & Supply Management

11/25/14
Date

A RESOLUTION DECLARING INTERGRAPH CORPORATION TO BE A SOLE SOURCE SUPPLIER FOR POLICE CAD/RMS APPLICATIONS; APPROVING THE AWARD OF A ONE-YEAR MAINTENANCE AGREEMENT TO INTERGRAPH CORPORATION, FOR POLICE CAD/RMS APPLICATIONS AT A TOTAL COST NOT TO EXCEED \$286,938.68; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Intergraph Inc. is the only provider of maintenance support for CAD/RMS applications utilized by the Police Department; and

WHEREAS, Section 2-249 of the City Code provides requirements for sole source procurement; and

WHEREAS, the Procurement Department, in cooperation with the Police Department, recommends approval of this award; and

WHEREAS, the Mayor or his designee has prepared a written statement to the City Council certifying the condition and circumstances for the sole source award.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that Intergraph Corporation is a sole source supplier for maintenance of Police CAD/RMS applications; and

BE IT RESOLVED that the award of a one-year maintenance agreement to Intergraph Corporation, for Police CAD/RMS applications at a total cost not to exceed \$286,938.68 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, 2016.

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 December 17, 2015**

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving the purchase of a replacement directional boring machine and vacuum excavation system from Vermeer Southeast Sales & Service Inc., for the Water Resources Department at a total cost of \$282,569.36.

Explanation: This purchase is being made from the National Joint Powers Alliance Contract No. 070313-VRM.

The vendor will furnish and deliver one D20x22 III Navigator directional boring machine weighing 10,850 lbs. with a 25 gpm water tank and pump, 2" water connection, work lights, drive chuck, remote lockout; standard stake-down; 40 drill rods; drill head with hex collar connection and a two year extended warranty.

The vendor will also furnish and deliver one VX50-800 McLaughlin vacuum excavation system with a 49 hp Perkins diesel engine, 1025 cfm vacuum, 800-gallon spoil tank, two 205 gallon water tanks, 5.6 gpm at 3000 psi pump, 50' water hose with reel, two 13' x 4' vacuum hoses, rotary digging lance, 5' vacuum tool and wash wand, hydraulic boom with two 5' extensions, wireless remote and an 18,000 gvw trailer with LED trailer lights.

The equipment will be assigned to the Water Resources Department to be used to install underground water lines without having to excavate. The new directional boring machine with a life expectancy of 12 years is replacing an 11 year-old unit, and the vacuum excavation system, with a life expectancy of five years, is replacing a 14 year old unit. The old units will be sold at public auction.

The Procurement Department, recommends for award utilizing National Joint Powers Alliance Contract No. 070313-VRM.

Vermeer Southeast Sales & Service Inc. (Orlando).....	\$282,569.36
Directional Boring Machine	\$192,072.36
McLaughlin Vacuum Excavation System, Trailer Mounted	89,497.00

The vendor has met the specifications, terms and conditions of the National Joint Powers Alliance Contract No. 070313-VRM effective through August 20, 2017. 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.

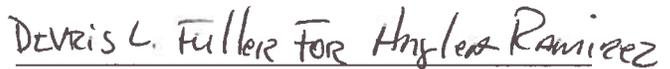
Cost/Funding/Assessment Information: Funds have been previously appropriated in the Equipment Replacement Fund (5002), Fleet Management Department, Fleet Mechanical Costs (8002527).

Attachments: Resolution

Approvals:



Administrative



12-1-15 Budget

A RESOLUTION APPROVING THE PURCHASE OF A DIRECTIONAL BORING MACHINE AND VACUUM EXCAVATION SYSTEM FROM VERMEER SOUTHEAST SALES & SERVICE INC. AT A TOTAL COST NOT TO EXCEED \$282,569.36 FOR THE WATER RESOURCES DEPARTMENT UTILIZING NATIONAL JOINT POWERS ALLIANCE CONTRACT NO. 070313-VRM; 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 an 11 year old directional boring machine that has reached the end of its economic useful life; and

WHEREAS, pursuant to Section 2-256(2) of the City Code the City is permitted to make purchases utilizing competitively bid contracts of other governmental entities; and

WHEREAS, Vermeer Southeast Sales & Service Inc. has met the specifications, terms and conditions of National Joint Powers Alliance Contract No. 070313-VRM; and

WHEREAS, the Procurement & Supply Management Department recommends approval of this purchase.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the purchase of a directional boring machine and vacuum excavation system from Vermeer Southeast Sales & Service Inc. at a total cost not to exceed \$282,569.36 for the Water Resources Department utilizing National Joint Powers Alliance Contract No. 070313-VRM 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)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving an annual software maintenance agreement with Sungard Public Sector, Inc., a sole source supplier for the Department of Technology Services at a total amount of \$211,244.81.

Explanation: The vendor provides 24/7 telephone and dial-in support as well as periodic upgrades and program fixes for the Sungard 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, and Looking Glass web-based business and GIS applications.

Due to the proprietary design of the Sungard land-based suite of applications, a sole source procurement is recommended.

The Procurement Department in cooperation with the Department of Technology Services recommends renewal:

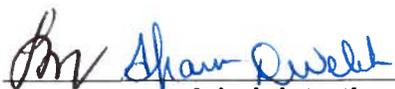
Sungard Public Sector, Inc.\$211,244.81

This purchase is made in accordance with Section 2-249 of the Sole Source Procurement of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service greater than \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Department of Technology Services Operating Fund (5011), Department of Technology Services, Systems Development Number (8502557).

Attachments: Sole Source
Resolution

Approvals:



Administrative



Budget

City of St. Petersburg
Sole Source Request
Procurement & Supply Management

Department: Department of Technology Services Requisition No. _____

Check One: Sole Source Proprietary Specifications

Proposed Vendor: FIS Sungard Public Sector

Estimated Total Cost: \$ 211,244.81

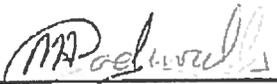
Description of Items (or Services) to be purchased:
Annual Maintenance for the SunGard Public Sector suite of applications

Purpose of Function of items:

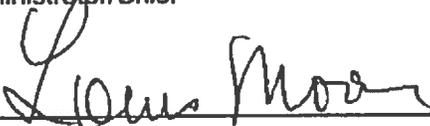
To provide 24/7 telephone and dial-in support on the City's land-based business applications including: Utility Accounts, Codes Enforcement, Billing and Collections, Work Orders, GTG Looking Glass, Occupational License, Parking Enforcement, Click2Gov, Cash Receipts, DMS, QREP/Web, Planning and Zoning, Building Permits, Learning P.A.S.S., ePlan Review, Parking Tickets, CRM, SunGard Public Sector Program Modifications and Application Program Interfaces: Selectron Interactive Voice Response System, Quesrys, WAM, Autovue, Autocite, Radix

Justification for Sole Source of Proprietary specification:

The SunGard Public Sector Land-based suite of applications is proprietary software. Support/maintenance is only provided by SunGard Public Sector.

 _____
Department Director Date 11/6/15

 _____
Administrator/Chief Date 11/6/15

 _____
Louis Moore, Director Date 11/12/15
Procurement & Supply Management

I hereby certify that in accordance with Section 2-249 of the City of St. Petersburg Procurement 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. I also understand that under Florida Statute 838.22(2) it is a second degree felony to circumvent a competitive bidding process by using a sole-source contract for commodities or services.

A RESOLUTION APPROVING THE RENEWAL OF AN AGREEMENT WITH SUNGARD PUBLIC SECTOR INC. A SOLE SOURCE SUPPLIER FOR SOFTWARE MAINTENANCE AT A TOTAL COST NOT TO EXCEED \$211,244.81 FOR DEPARTMENT OF TECHNOLOGY SERVICES; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City uses Sungard Public Sector Inc. land-based suite of applications; and

WHEREAS, Sungard Public Sector Inc. applications are proprietary designs; and

WHEREAS, Section 2-249 of the City Code provides requirements for sole source procurement; and

WHEREAS, the City wishes to renew the one-year service agreement with Sungard Public Sector Inc. for software maintenance;; and

WHEREAS, the Mayor or his designee has previously submitted a written statement to the City Council certifying the condition and circumstances for the sole source award; and

WHEREAS, City Council has previously declared Sungard Public Sector Inc. to be a sole source supplier; and

WHEREAS, the Procurement Department, in cooperation with the Technology Services Department, recommends approval of this award.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the renewal of an agreement with Sungard Public Sector Inc. a sole source supplier for software maintenance at a total cost not to exceed \$211,244.81 for Department Of Technology Services is hereby approved and the Mayor or the Mayor's designee is authorized to execute all necessary documents to effectuate this transaction; and

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 December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving an increase to the allocation for traffic signs to McCain Sales of Florida, Inc. dba Universal Signs and Accessories, a Division of McCain Sales of Florida, Inc. for the Stormwater, Pavement and Traffic Operations Department in the amount of \$51,000 which increases the total contract amount to \$146,000.

Explanation: On December 30, 2013, Administration approved a three-year agreement for traffic signs through December 18, 2016 in an estimated annual amount \$31,666. The agreement was not previously approved by Council as the estimated annual amount was below the required approval threshold. Due to replacements of regulatory signs and sign posts, the forecasted amount is expected to exceed the original estimate, as well as the Council approval threshold prior to end of contract term. Therefore an increase in the allocation is requested.

The vendors furnish and deliver sign blanks, posts, holders/brackets, and u-post inserts which conform to Florida Department of Transportation (FDOT) Standard Specifications.

The Procurement Department recommends approval:

Original 3 year Contract Sum	\$95,000
Allocation Increase	<u>51,000</u>
Revised Contract Sum	\$146,000

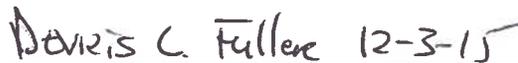
Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Stormwater, Pavement and Traffic Operation (400), and the Transportation & Parking Management Departments (281) and the Transportation Improvement (3071) and Neighborhood & Citywide Infrastructure (3027) Capital Improvement funds.

Attachments: Resolution

Approvals:



Administrative



Budget

A RESOLUTION APPROVING AN INCREASE TO THE ALLOCATION IN THE AGREEMENT WITH MCCAIN SALES OF FLORIDA, INC. D/B/A UNIVERSAL SIGNS AND ACCESSORIES, IN THE AMOUNT OF \$51,000 FOR A TOTAL AMOUNT NOT TO EXCEED \$146,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 30, 2013 the Administration approved a three-year agreement for traffic signs effective through December 18, 2016; and

WHEREAS, due to required upgrade of all school zone signs and sign posts, cost will exceed the original estimate prior to the end of the term of the agreement; and

WHEREAS, the amount approved by the Administration was below the threshold required for City Council approval; and

WHEREAS, an increase in the amount of the allocation requires City Council approval; and

WHEREAS, the Procurement & Supply Management Department recommends approval of an increase to the allocation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that an increase to the allocation in the Agreement with McCain Sales of Florida, Inc. d/b/a Universal Signs and Accessories in the amount of \$51,000 for a total contract amount not to exceed \$146,000 is hereby approved and the Mayor or the Mayor's designee is authorized to execute all necessary documents to effectuate this transaction.

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 December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving the purchase of security guard services from Dynamic Security, Inc. for the Sanitation, Fleet Management departments, and the Libraries at an estimated annual cost of \$128,570.

Explanation: This purchase is being made from Pinellas County Bid No. 145-0311-B. The vendor will provide un-armed uniformed security guard services at the Sanitation and Fleet complexes, and the South Community Library. Coverage for the Sanitation complex and Fleet complex will be during non-business hours and holidays. Coverage for the South Community Library will be from 12:45 p.m. to 6:15 p.m. Mondays and Wednesdays, and 2:45 p.m. to 8:15 p.m. Tuesdays and Thursdays. The guards will oversee buildings and vehicles parked at the facility. There will be one guard at each location.

The Procurement Department, recommends for award utilizing Pinellas County Bid No. 145-0311-B:

Dynamic Security, Inc.....\$128,570
11,960 hrs. @ \$10.75/hr

Dynamic Security, Inc., headquartered in Muscle Shoals, AL, has met the specifications, terms and conditions of Pinellas County Bid No. 145-0311-B dated August 27, 2015. This purchase is made in accordance with Section 2-256 (2) of the Procurement Code which authorizes the Mayor or his designee to purchase supplies from a competitively bid contract of other governmental entities. Dynamic Security, based in Alabama, has been in business since 1940, and has approximately 3,000 employees. They have satisfactorily performed similar services for Tennessee Air and Army National Guard, City of Atlanta, FL Department of Children and Families, and Georgia Air and Army National Guard.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Sanitation Operating Fund (4021) [\$71,552], Sanitation Division (4502237), Fleet Management Fund (5001), Fleet Services division (8002521) [\$41,646], and General Fund Library Department (0001020) [\$15,372]

Attachments: Bid Tabulation (3 pages)
Resolution

Approvals:


Administrative


Dennis C. Fuller For Angela Ramirez
12-1-15 Budget

PINELLAS COUNTY GOVERNMENT, FLORIDA																	
Tabulation																	
Bid No.: 145-0311-B (JJ)																	
Bid Title : Security Guard Services (CO-OP)																	
Project #																	
Date & Time Due: August 27, 2015 @ 3:00 p.m.																	
Description	UOM	Quantity	Blue Shield Security Protection			South Florida Elite Security Agency, Inc			Excelisior Defense, Inc			State Security and Investigation Services Inc			City Security, Inc		
			Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount	
Unnamed Security Guard	Hours	50,622	\$ 12.50	\$ 632,775.00													
Unnamed Security Guard - Airport	Hours	6,552	\$ 15.75	\$ 103,194.00	Non-Responsive												
Unnamed Security Guard, Airport Gate S	Hours	8,736	\$ 15.75	\$ 137,592.00													
Unnamed Security Guard, Roving Patrol	Hours	2,912	\$ 15.75	\$ 45,864.00													
Crew Supervisor	Hours	14,560	\$ 13.00	\$ 189,280.00													
				\$ -		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	
				\$ -		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	
			Annual Total	\$ 1,108,705.00	Annual Total	\$ -	Annual Total	\$ 1,175,098.60	Annual Total	\$ 1,364,226.50	Annual Total	\$ 1,097,534.36	Annual Total	\$ 1,097,534.36			
			5 YEAR Total Bid	\$ 5,543,525.00		\$ -	5 YEAR Total Bid	\$ 5,875,493.00	5 YEAR Total Bid	\$ 6,821,132.50	5 YEAR Total Bid	\$ 5,487,671.80	5 YEAR Total Bid	\$ 5,487,671.80			
				\$ 5,593,525.00			\$ 5,925,493.00		\$ 6,871,132.50		\$ 6,871,132.50		\$ 5,537,671.80				
Optional Services-Not to be used to determine award Armed Security Guard	Per Hour		\$15.00				\$13.71		\$24.25		\$13.98						
UNSPECIFIED AMOUNT: \$50,000.00 (\$25,000.00 Pinellas County/\$25,000.00 Co-op)																	

PINELLAS COUNTY GOVERNMENT, FLORIDA																	
Tabulation																	
Bid No.: 145-0311-B (JJ)																	
Bid Title: Security Guard Services (CO-OP)																	
Project #																	
Date & Time Due: August 27, 2015 @ 3:00 p.m.																	
Description	UOM	Quantity	Dynamic Security, Inc			Swift Security Inc			Mason Evans, Inc. DBA: Diamond Investigations & Security			US Security Associates, Inc			Redcon Solutions Group, LLC		
			Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount	
Unnamed Security Guard	Hours	50,622	\$ 10.75	\$ 544,186.50	\$ 11.49	\$ 581,646.78	\$ 12.91	\$ 653,530.02	\$ 12.79	\$ 647,455.38	\$ 12.89	\$ 652,517.58					
Unnamed Security Guard - Airport	Hours	6,552	\$ 10.75	\$ 70,434.00	\$ 16.50	\$ 108,108.00	\$ 15.95	\$ 104,504.40	\$ 12.79	\$ 83,800.08	\$ 12.89	\$ 84,455.28					
Unnamed Security Guard, Airport Gate S	Hours	8,736	\$ 18.60	\$ 162,489.60	\$ 16.50	\$ 144,144.00	\$ 14.95	\$ 130,603.20	\$ 14.56	\$ 127,196.16	\$ 13.80	\$ 120,566.80					
Unnamed Security Guard, Roving Patrol	Hours	2,912.00	\$ 18.60	\$ 54,163.20	\$ 16.50	\$ 48,048.00	\$ 14.95	\$ 43,534.40	\$ 14.56	\$ 42,398.72	\$ 13.80	\$ 40,185.60					
Crew Supervisor	Hours	14,560	\$ 11.39	\$ 165,838.40	\$ 16.50	\$ 240,240.00	\$ 16.65	\$ 242,424.00	\$ 15.06	\$ 219,273.60	\$ 14.50	\$ 211,120.00					
				\$ -		\$ -		\$ -		\$ -		\$ -					
				\$ -		\$ -		\$ -		\$ -		\$ -					
			Annual Total	\$ 997,111.70	Annual Total	\$ 1,122,186.78	Annual Total	\$ 1,174,596.02	Annual Total	\$ 1,120,123.94	Annual Total	\$ 1,108,835.26					
			5 YEAR Total Bid	\$ 4,985,558.50	5 YEAR Total Bid	\$ 5,610,933.90	5 YEAR Total Bid	\$ 5,872,980.10	5 YEAR Total Bid	\$ 5,600,619.70	5 YEAR Total Bid	\$ 5,544,176.30					
				\$ 5,035,558.50		\$ 5,660,933.90		\$ 5,922,980.10		\$ 5,650,619.70		\$ 5,594,176.30					
Optional Services-Not to be used to determine award	Per Hour		No Bid		\$22.00		\$22.50		\$19.88		\$18.37						
Armed Security Guard	Per Hour																
UNSPECIFIED AMOUNT \$50,000.00 (\$25,000.00 Pinellas County/\$25,000.00 Co-op)																	

PINELLAS COUNTY GOVERNMENT, FLORIDA																			
Tabulation																			
Bid No.: 145-0311-B (JJ)																			
Bid Title : Security Guard Services (CO-OP)																			
Project #																			
Date & Time Due: August 27, 2015 @ 3:00 p.m.																			
Description		UOM	Quantity	Command Security Corporation		Code 3 Security & Protection Services Inc		Universal Protection Service, LLC											
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
Unarmed Security Guard		Hours	50,622	\$ 13.52	\$ 684,409.44	\$ 12.25	\$ 620,119.50	\$ 13.17	\$ 666,691.74										
Unarmed Security Guard - Airport		Hours	6,552	\$ 14.84	\$ 97,231.68	\$ 13.36	\$ 87,534.72	\$ 19.53	\$ 127,960.56										
Unarmed Security Guard, Airport Gate S		Hours	8,736	\$ 14.84	\$ 129,642.24	\$ 13.36	\$ 116,712.96	\$ 19.53	\$ 170,614.08										
Unarmed Security Guard, Roving Patrol		Hours	2,912.00	\$ 14.84	\$ 43,214.08	\$ 13.36	\$ 38,904.32	\$ 19.53	\$ 56,871.36										
Crew Supervisor		Hours	14,560	\$ 16.82	\$ 244,899.20	\$ 12.25	\$ 178,360.00	\$ 14.17	\$ 206,315.20										
					\$ -		\$ -		\$ -										
					\$ -		\$ -		\$ -										
				Annual Total	\$ 1,199,396.64	Annual Total	\$ 1,041,631.50	Annual Total	\$ 1,228,452.94										
				5 YEAR Total Bid	\$ 5,996,983.20	5 YEAR Total Bid	\$ 5,208,157.50	5 YEAR Total Bid	\$ 6,142,264.70										
						total corrected		total corrected											
					\$ 6,046,983.20		\$ 5,258,157.50		\$ 6,192,264.70										
Optional Services-Not to be used to determine award Armed Security Guard		Per Hour		\$18.60		\$15.50		No Bid											
UNSPECIFIED AMOUNT: \$50,000.00 (\$25,000.00 Pinellas County/\$25,000.00 Co-op)																			

A RESOLUTION APPROVING THE PURCHASE OF SECURITY GUARD SERVICES FROM DYNAMIC SECURITY SERVICES INC. AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$128,570 FOR THE SANITATION, FLEET MANAGEMENT AND LIBRARY DEPARTMENTS UTILIZING PINELLAS COUNTY BID NO. 145-0311-B; 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 provide un-armed uniformed security services at the Sanitation and Fleet complexes and the South Community Library; and

WHEREAS, pursuant to Section 2-256(2) of the City Code the City is permitted to make purchases utilizing competitively bid contracts of other governmental entities; and

WHEREAS, Dynamic Security Services Inc. has met the specifications, terms and conditions of Pinellas County Bid No. 145-0311-B; and

WHEREAS, the Procurement & Supply Management Department recommends approval of this purchase.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the purchase of security guard services from Dynamic Security Services Inc. for the Sanitation, Fleet Management and Library Departments at an estimated annual cost not to exceed \$128,570 utilizing Pinellas County Bid No. 145-0311-B 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)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles W. Gerdes, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a Fourth Amendment to Lease Agreement with Albert Whitted Airport Preservation Society, Inc., a Florida non-profit corporation, for the use of facilities located at 451 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport for a fourth extension of the Term of the Lease Agreement for a period of one (1) year at a rental rate of \$946.22 per month, subject to approval by City Council; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: Real Estate & Property Management received a request from Ms. Terri Griner, President of Albert Whitted Airport Preservation Society, Inc. ("Lessee"), asking the City to extend its lease for an additional one (1) year term providing for use of the building and storage space ("Premises") within the Albert Whitted Airport ("Airport") located at 451 Eighth Avenue S.E., St. Petersburg. Through the adoption of Resolution No. 2012-47, on January 19, 2012 City Council approved a one-year Lease Agreement ("Lease"), with extensions for up to four (4) successive one (1) year terms, that provided the Lessee use of the Premises for the primary purpose of serving as the Lessee's business operations headquarters and an aviation museum. The Lessee extended its use of the Premises for three (3) consecutive terms, with the most recent one (1) year extension being approved by City Council through the adoption of Resolution No. 2014-570 on December 18, 2014 ("Third Amendment"). In addition, the Lessee will continue to facilitate Airport related activities, such as Airport tours, air-shows, aviation youth programs; and provide Airport community meeting space and a site for fundraising events, subject to approval by City Council. This will be the fourth and final extension under the Lease Term.

The current Lease provides for a \$400 monthly offset against rent over the initial term and any renewal terms until the approved costs of the leasehold improvements have been exhausted or there is an early termination of the Lease. The total approved costs allowed for the offset was originally \$24,000 with a balance of \$4,800 remaining at the commencement of the fourth extension of the Lease Term. If the Lease is not renewed, or is terminated for any reason, and a balance remains on the offset, Lessee would forfeit the balance. The Lessee has also agreed that the City will not consider or approve any additional leasehold improvements to be applied as rent credits for this Lease.

In accordance with the Third Amendment, the Lessee pays the City rent at a rate of \$944.33 per month offset by the above described rent credit of \$400 per month, plus applicable sales tax, and a refuse fee of \$15 per month. The Lessee has executed a Fourth Amendment to the Lease, subject to approval by City Council. Effective January 1, 2016, rent will be increased by 0.2% in
CM 151217 – 1 AWAPS Fourth Amendment to Lease (2016) L-6630 00252309

accordance with the increase in the Consumer Price Index, to \$946.22 per month offset by the rent credit of \$400 per month, plus applicable sales tax, and the Lessee will pay the City a refuse fee at a rate of \$15 per month. The Lessee has agreed to lease the Premises in "as is" condition and will be responsible for all interior repairs to the Premises. The City will be responsible for any exterior and/or structural repairs to the Premises. The Lessee may request to enter into a new lease at least ninety (90) days prior to the conclusion of the fourth extension to the Lease Term.

The Lessee will maintain a commercial general liability insurance policy in an amount of at least \$1,000,000 per occurrence and \$2,000,000 aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Lessee's use of the Premises.

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 Fourth Amendment to Lease Agreement with Albert Whitted Airport Preservation Society, Inc., a Florida non-profit corporation, for the use of facilities located at 451 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport for a third extension of the Term of the Lease Agreement for a period of one (1) year at a rental rate of \$946.22 per month, subject to approval by City Council; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustration & Resolution

APPROVALS:

Administration:

Jonel Jewel BB

Budget:

N/A

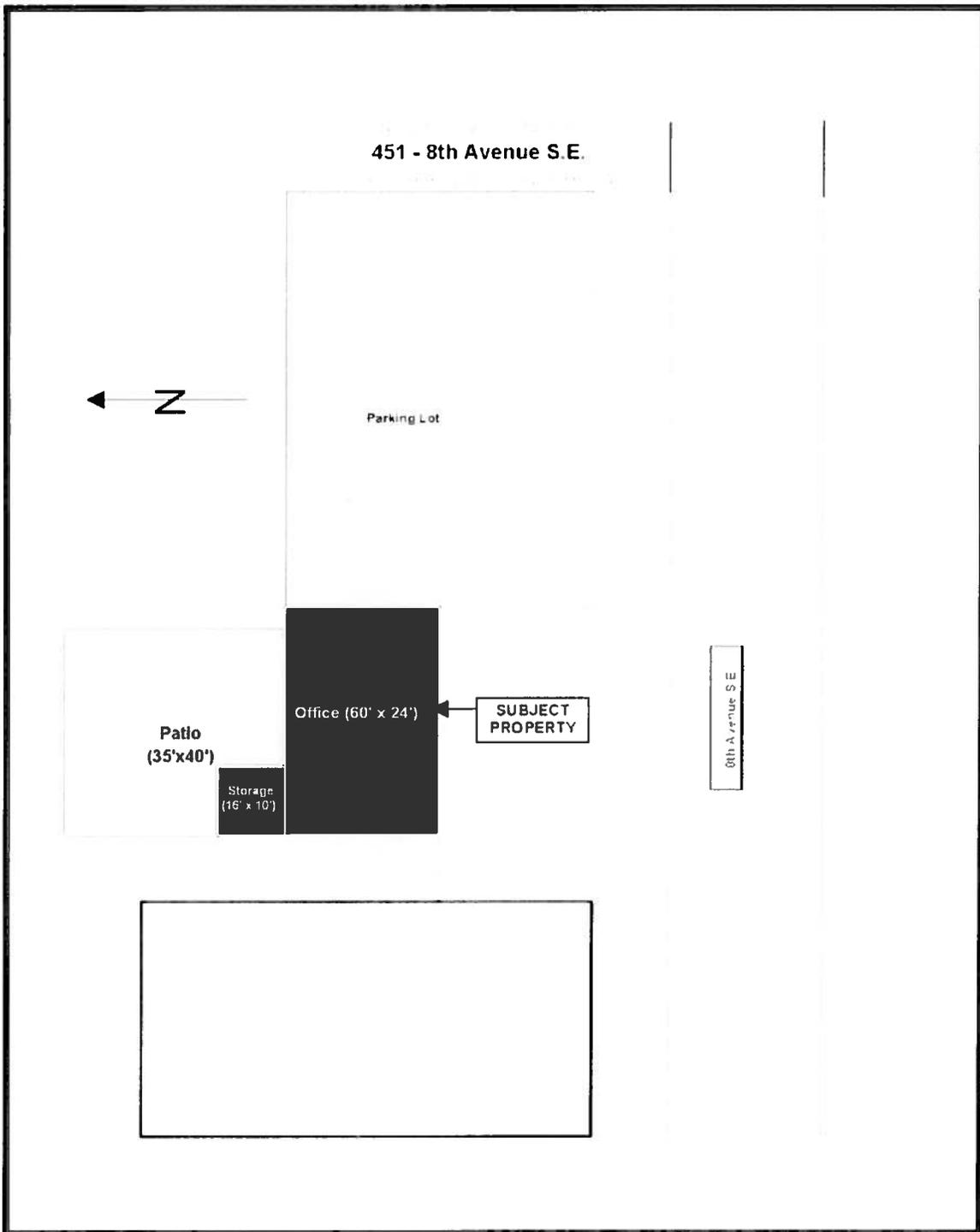
Legal:

HSSB

(As to consistency w/attached legal documents)

Legal: 00252309.doc V. 1

ILLUSTRATION



Resolution No. 2015 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FOURTH AMENDMENT TO LEASE AGREEMENT WITH ALBERT WHITTED AIRPORT PRESERVATION SOCIETY, INC., A FLORIDA NON-PROFIT CORPORATION, FOR THE USE OF FACILITIES LOCATED AT 451 EIGHTH AVENUE S.E., ST. PETERSBURG, WITHIN ALBERT WHITTED AIRPORT FOR A FOURTH EXTENSION OF THE TERM OF THE LEASE AGREEMENT FOR A PERIOD OF ONE (1) YEAR AT A RENTAL RATE OF \$946.22 PER MONTH, SUBJECT TO APPROVAL BY CITY COUNCIL; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Albert Whitted Airport Preservation Society, Inc. ("Lessee") desires to extend its lease for an additional one (1) year term for use of the building and storage space ("Premises") within the Albert Whitted Airport ("Airport") located at 451 Eighth Avenue S.E., St. Petersburg; and

WHEREAS, through the adoption of Resolution No. 2012-47, on January 19, 2012 City Council approved a one-year Lease Agreement with Lessee ("Lease"), with extensions for up to four (4) successive one (1) year terms, that provided the Lessee use of the building and storage space for the primary purpose of serving as the Lessee's business operations headquarters and an aviation museum; and

WHEREAS, the Lessee extended its use of the Premises for three (3) consecutive terms, with the most recent one (1) year extension being approved by City Council through the adoption of Resolution No. 2014-570 on December 18, 2014; and

WHEREAS, the Lessee will continue to facilitate Airport related activities, such as Airport tours, air-shows, aviation youth programs; and provide Airport community meeting space and a site for fundraising events, subject to approval by City Council; and

WHEREAS, the current Lease provides for a \$400 monthly offset against rent over the initial term and any renewal terms until the approved costs of the leasehold improvements have been exhausted or there is an early termination of the Lease; and

WHEREAS, the total approved costs allowed for the offset was originally \$24,000 with a balance of \$4,800 remaining at the commencement of the fourth extension of the Lease Term; and

WHEREAS, if the Lease is not renewed, or is terminated for any reason, and a balance remains on the offset, Lessee will forfeit the balance; and

WHEREAS, the Lessee has also agreed that the City will not consider or approve any additional leasehold improvements to be applied as rent credits for this Lease; and

WHEREAS, the Lessee has executed the Fourth Amendment to the Lease, subject to approval by City Council; and

WHEREAS, effective January 1, 2016, rent will be increased by 0.2% in accordance with the increase in the Consumer Price Index, to \$946.22 per month offset by the rent credit of \$400 per month, plus applicable sales tax, and the Lessee will pay the City a refuse fee at a rate of \$15 per month; and

WHEREAS, the Lessee has agreed to lease the Premises in "as is" condition and will be responsible for all interior repairs to the Premises; and

WHEREAS, the City will be responsible for any exterior and/or structural repairs to the Premises; and

WHEREAS, the Lessee will maintain a commercial general liability insurance policy in an amount of at least \$1,000,000 per occurrence and \$2,000,000 aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Lessee's use of the Premises; and

WHEREAS, the 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 Fourth Amendment to Lease Agreement with Albert Whitted Airport Preservation Society, Inc., a Florida non-profit corporation, for the use of facilities located at 451 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport for a fourth extension of the Term of the Lease Agreement for a period of one (1) year at a rental rate of \$946.22 per month, subject to approval by City Council; and to execute all documents necessary to effectuate same.

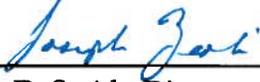
This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)
Legal: 00252309.doc V. 1

APPROVED BY:



for Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:



Bruce E. Grimes, Director
Real Estate & Property Management

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles W. Gerdes, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute an Agreement To Terminate Lease for the existing Lease Agreement dated June 19, 2014, as amended, between the City of St. Petersburg ("City") and Aristiz, Inc., a Florida profit corporation, for the use of ±2,880 sq. ft. of space within the aeronautical hangar located at 421 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises"); to execute a five (5) year Lease Agreement between the City and Sky Addict Aviation, LLC, a Florida limited liability company, for the use of the Premises plus an additional 200 sq. ft. of office space, to operate an aircraft upholstery fabrication and repair service; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: Real Estate & Property Management, through Airport Management, received a letter from John Aristizabal, owner/operator of Aristiz, Inc. ("Aristiz"), announcing his retirement, sale of company equipment, and requesting the City's approval to assign its lease agreement dated June 19, 2014 ("Aristiz Agreement") to Sky Addict Aviation, LLC ("SAA") for use of the aeronautical hangar space located at 421 Eighth Avenue S.E., St. Petersburg ("Premises"). Aristiz has negotiated the sale of its equipment to SAA, which is managed by its principal, Abraham Tray. Mr. Tray has worked jointly with Aristiz since 2012 and incorporated as SAA in May 2014. Airport Management has reviewed the background and experience of Mr. Tray and SAA, and is satisfied that SAA will continue the services previously provided by Aristiz to the Airport and its users. Mr. Tray has signed a personal guarantee for the financial components of the lease agreement in order to compensate for SAA's rather new corporate history. In order to have a smooth transition from Aristiz to SAA, the parties and City staff concluded it would be best to terminate the Aristiz Agreement effective midnight December 31, 2015 for the purpose of allowing the City to enter into a new five (5) year lease agreement with SAA for operation of an aircraft maintenance/repair and upholstery service business, which are the same services previously provided by Aristiz during its lease term.

SAA has executed a five (5) year lease agreement effective January 1, 2016 ("SAA Lease"), subject to approval by City Council, substantially under the same terms and conditions provided in the Aristiz Agreement, except that SAA has requested increasing the size of the Premises to include ±200 sq. feet of office space, which was previously excluded under the amended Aristiz Agreement. Effective January 1, 2016, SAA will commence paying the City rent in the initial amount of \$1,037.00 monthly, plus any applicable sales tax, and a refuse fee at a rate of \$15.00 per month. SAA will be billed separately by the City for water, sewer, and stormwater and will be responsible for payment of all other costs associated with utilities, applicable taxes, security and maintenance of the Premises. At the beginning of each 12-month period ("Lease Year") during

CM 151217 - 2 Aristiz to Sky Addict LLC-Blue Hanger (L-6540) 00252534

the term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for the Lease Year in effect.

The SAA Lease provides for a renewal of an additional five (5) year term, with written request of said renewal at least one hundred eighty (180) days prior to expiration and subject to City Council approval. SAA has agreed to lease the Premises in "as is" condition and will be responsible for making all repairs to the interior of the Premises.

Additionally, SAA will maintain a commercial general liability insurance policy in the amount of at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of SAA's use of the Premises. The City, in its sole and absolute discretion, may terminate the SAA Lease by providing SAA with one hundred eighty (180) day written notice. The City is under no obligation to provide a replacement facility under any circumstances.

The SAA Lease is in compliance with Section 1.02(c)(4)A.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 an Agreement To Terminate Lease for the Lease Agreement dated June 19, 2014, as amended, between the City of St. Petersburg ("City") and Aristiz, Inc., a Florida profit corporation, for the use of ±2,880 sq. ft. of space within the aeronautical hangar located at 421 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises"); to execute a five (5) year Lease Agreement between the City and Sky Addict Aviation, LLC, a Florida limited liability company, for use of the Premises, plus an additional 200 sq. ft. of office space, to operate an aircraft upholstery fabrication and repair service; 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: 00252534.doc V. 1

ILLUSTRATION
(Location of Hangar on Airport)



A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AN AGREEMENT TO TERMINATE LEASE FOR THE EXISTING LEASE AGREEMENT DATED JUNE 19, 2014, AS AMENDED, BETWEEN THE CITY OF ST. PETERSBURG ("CITY") AND ARISTIZ, INC., A FLORIDA PROFIT CORPORATION, FOR THE USE OF ±2,880 SQ. FT. OF SPACE WITHIN THE AERONAUTICAL HANGAR LOCATED AT 421 EIGHTH AVENUE S.E., ST. PETERSBURG, WITHIN ALBERT WHITTED AIRPORT ("PREMISES"); TO EXECUTE A FIVE (5) YEAR LEASE AGREEMENT BETWEEN THE CITY AND SKY ADDICT AVIATION, LLC, A FLORIDA LIMITED LIABILITY COMPANY, FOR THE USE OF THE PREMISES PLUS AN ADDITIONAL 200 SQ. FT. OF OFFICE SPACE, TO OPERATE AN AIRCRAFT UPHOLSTERY FABRICATION AND REPAIR SERVICE; 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.)***

WHEREAS, Real Estate & Property Management, through Airport Management, received a request from Aristiz, Inc. ("Aristiz") requesting the City's approval to assign its Lease Agreement dated June 19, 2014 ("Aristiz Agreement") to Sky Addict Aviation, LLC ("SAA") for use of the aeronautical hangar space located at 421 Eighth Avenue S.E., St. Petersburg ("Premises"); and

WHEREAS, Aristiz has negotiated the sale of its equipment to SAA; and

WHEREAS, in order to have a smooth transition from Aristiz to SAA, the parties and City staff concluded it would be best to terminate the Aristiz Agreement effective midnight December 31, 2015 for the purpose of allowing the City to enter into a new five (5) year lease agreement with SAA for operation of an aircraft maintenance/repair and upholstery service business, which are the same services previously provided by Aristiz during its lease term; and

WHEREAS, SAA has executed a five (5) year lease agreement effective January 1, 2016 ("SAA Lease"), subject to approval by City Council, substantially under the same terms and conditions provided in the Aristiz Agreement, except that SAA has requested increasing the size of the Premises to include ±200 sq. feet of office space, which was previously excluded under the amended Aristiz Agreement; and

WHEREAS, effective January 1, 2016, SAA will commence paying the City rent in the initial amount of \$1,037.00, monthly, plus any applicable sales tax, and a refuse fee at a rate of \$15.00 per month; and

WHEREAS, SAA will be billed separately by the City for water, sewer, and stormwater and will be responsible for payment of all other costs associated with utilities, applicable taxes, security and maintenance of the Premises; and

WHEREAS, at the beginning of each 12-month period ("Lease Year") during the term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for the Lease Year in effect; and

WHEREAS, the SAA Lease provides for a renewal of an additional five (5) year term, with written request of said renewal at least one hundred eighty (180) days prior to expiration and subject to City Council approval; and

WHEREAS, SAA has agreed to lease the Premises in "as is" condition and will be responsible for making all repairs to the interior of the Premises; and

WHEREAS, SAA will maintain a commercial general liability insurance policy in the amount of at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of SAA's use of the Premises; and

WHEREAS, the SAA Lease may be terminated without cause by the City with one hundred eighty (180) days written notice prior to the scheduled date of termination; and

WHEREAS, the City is under no obligation to provide a replacement facility under any circumstances; and

WHEREAS, the SAA Lease is in compliance with Section 1.02(c)(4)A.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 authorized to execute an Agreement To Terminate Lease for the existing Lease Agreement dated June 19, 2014, as amended, between the City of St. Petersburg ("City") and Aristiz, Inc., a Florida profit corporation, for the use of ±2,880 sq. ft. of space within the aeronautical hangar located at 421 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises"); to execute a five (5) year Lease Agreement between the City and Sky Addict Aviation, LLC, a Florida limited liability company, for the use of the Premises plus an additional 200 sq. ft. of office space, to operate an aircraft upholstery fabrication and repair service; and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)
Legal: 00252534.doc V. 1

APPROVED BY:



 Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:



Bruce E. Grimes, Director
Real Estate & Property Management

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles W. Gerdes, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement between the City of St. Petersburg and St. Pete Aviation Services, LLC d/b/a St. Pete Air, a Florida limited liability company, for the use of ±3,064 square feet of space in Maintenance Hangar 3-C located at 341 – 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport; 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 November 2, 2015, Real Estate & Property Management, through Airport Management, received a letter from Larry Peters, owner/operator of Sky Way Aircraft, Inc. ("Sky Way"), a Florida profit corporation, announcing his retirement and sale of company equipment to St. Pete Aviation, LLC d/b/a St. Pete Air ("SPA"), a Florida limited liability company, located within Maintenance Hangar 3-C at 341 – 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises") which Sky Way leased from the City. As part of the sale, Sky Way requested the City's approval of the assignment of its Lease Agreement ("Agreement") to SPA. However, given the term of the Agreement had expired and the tenancy continued, as provided for in the Agreement, as a month-to-month holdover only, the Agreement could not be assigned and a new five (5) year Lease Agreement with SPA ("Lease") was necessitated.

Sky Way has negotiated the sale of its equipment to SPA, conditioned on SPA receiving approval to occupy the Premises. SPA currently operates from Albert Whitted Airport as a business of aircraft rental, aircraft sales/marketing, avionics repairs/maintenance, and flight training under another lease agreement with the City for the adjacent Maintenance Hangar 3-B. SPA is in the process of expanding business operations by seeking air charter certification from the Federal Aviation Administration.

SPA has executed the proposed Lease effective January 1, 2016, subject to approval by City Council, and will pay the City an initial rental rate of \$1,568.00 per month, plus applicable sales tax. At the beginning of each 12-month period ("Lease Year") during the Term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for that Lease Year.

The Lease provides for one (1) renewal term of an additional five (5) years, with written request of said renewal at least one hundred eighty (180) days prior to expiration of the Lease and subject to City Council approval. SPA has agreed to lease the Premises in "as is" condition and will be responsible for making all repairs to the interior of the Premises. SPA is responsible for all interior

maintenance, as well as utilities including, but not limited to, electric and gas, plus any applicable taxes and insurance. In addition, SPA will be billed separately by the City for water, sewer, refuse collection, stormwater fees and the fire alarm system fee.

SPA will maintain an aviation general liability insurance policy in the amount of at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of SPA's use of the Premises. The City, in its sole and absolute discretion, may terminate the Lease by providing SPA with one hundred eighty (180) day written notice. The City is under no obligation to provide a replacement facility under any circumstances.

This Lease is in compliance with Section 1.02(c)(4)A.1 of the City Charter, which permits the leasing of property on Albert Whitted Airport not exceeding 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 five (5) year Lease Agreement between the City of St. Petersburg and St. Pete Aviation Services, LLC d/b/a St. Pete Air, a Florida limited liability company, for the use of ±3,064 square feet of space in Maintenance Hangar 3-C located at 341 – 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport; 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: Joseph Zandi *BK*

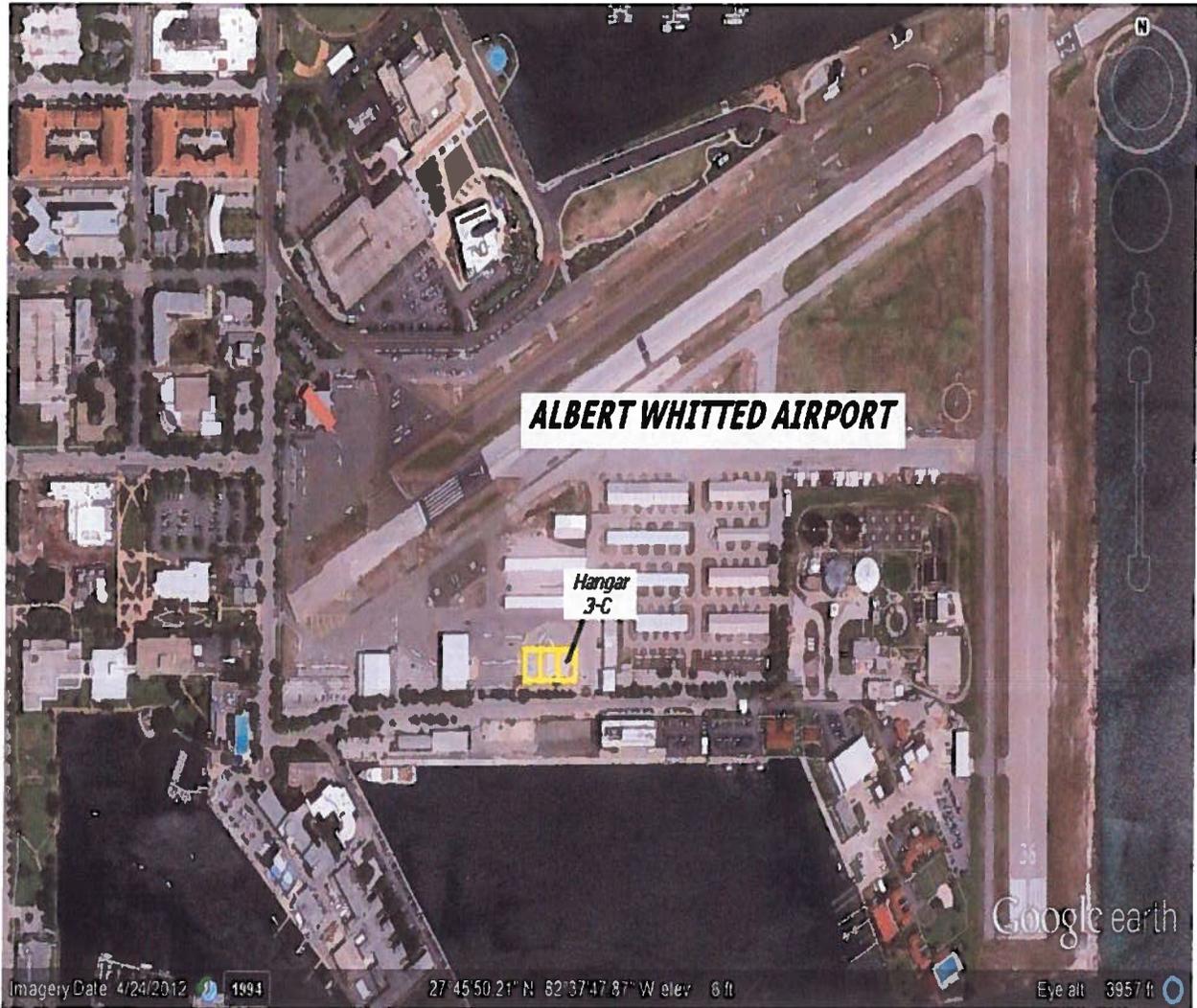
Budget: N/A

Legal: KBS

(As to consistency w/attached legal documents)

Legal: 00252546.doc V. 1

ILLUSTRATION
(LOCATION OF THE PREMISES)



A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FIVE (5) YEAR LEASE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND ST. PETE AVIATION SERVICES, LLC D/B/A ST. PETE AIR, A FLORIDA LIMITED LIABILITY COMPANY, FOR THE USE OF ±3,064 SQUARE FEET OF SPACE IN MAINTENANCE HANGAR 3-C LOCATED AT 341 – 8TH AVENUE S.E., ST. PETERSBURG, WITHIN ALBERT WHITTED AIRPORT; 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.)**

WHEREAS, on November 2, 2015, Real Estate & Property Management, through Airport Management, received a letter from Larry Peters, owner/operator of Sky Way Aircraft, Inc. ("Sky Way"), a Florida profit corporation, announcing his retirement and sale of company equipment to St. Pete Aviation, LLC d/b/a St. Pete Air ("SPA"), a Florida limited liability company, located within Maintenance Hangar 3-C at 341 – 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises") which Sky Way leased from the City; and

WHEREAS, Sky Way requested the City's approval of an assignment of its Lease Agreement ("Agreement") with the City for use of the Premises to SPA; and

WHEREAS, given that the term of the Agreement had expired and tenancy continued as a month-to-month holdover only, the Agreement could not be assigned and a new five (5) year Lease Agreement with SPA ("Lease") was necessitated; and

WHEREAS, Sky Way has negotiated the sale of its equipment to SPA, conditioned on SPA receiving approval to occupy the Premises; and

WHEREAS, SPA currently operates from Albert Whitted Airport as a business of aircraft rental, aircraft sales/marketing, avionics repairs/maintenance, and flight training, under another lease agreement with the City for the adjacent Maintenance Hangar 3-B and is in the process of expanding its business operations by seeking air charter certification from the Federal Aviation Administration; and

WHEREAS, under the terms of the proposed five (5) year lease agreement ("Lease"), SPA will pay an initial rental rate of \$1,568.00 per month, plus applicable sales tax; and

WHEREAS, at the beginning of each 12-month period ("Lease Year") during the Term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for that Lease Year; and

WHEREAS, the Lease provides for one (1) renewal term of an additional five (5) years, with written request of said renewal at least one hundred eighty (180) days prior to expiration of the Lease, subject to City Council approval; and

WHEREAS, SPA has agreed to lease the Premises in "as is" condition and will be responsible for the maintenance of the interior of the Premises; and

WHEREAS, SPA is responsible for utilities including, but not limited to, electric and gas, in addition to any applicable taxes and insurance; and

WHEREAS, SPA will be billed separately by the City for water, sewer, refuse collection, stormwater fees and the fire alarm system fee; and

WHEREAS, SPA will maintain an aviation general liability insurance policy in the amount of at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the SPA's use of the Premises; and

WHEREAS, the Lease may be terminated without cause by the City with one hundred eighty (180) days written notice prior to the scheduled date of termination; and

WHEREAS, the City is under no obligation to provide a replacement facility under any circumstances; and

WHEREAS, this Lease is in compliance with Section 1.02(c)(4)A.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 authorized to execute a five (5) year Lease Agreement between the City of St. Petersburg and St. Pete Aviation Services, LLC d/b/a St. Pete Air, a Florida limited liability company, for the use of ±3,064 square feet of space in Maintenance Hangar 3-C located at 341 – 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport; and to execute all documents necessary to effectuate same.

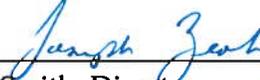
This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)
Legal: 00252546.doc V. 1

APPROVED BY:



for Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:



Bruce E. Grimes, Director
Real Estate & Property Management

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles W. Gerdes, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a three (3) year License Agreement between the City of St. Petersburg and the Salvador Dali Museum, Inc. for use of fifty (50) non-exclusive vehicular parking spaces to accommodate employee parking within the Albert Whitted Airport overflow parking area for a use fee of \$1,287.50 per month; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: Real Estate and Property Management ("REPM") received a request from the Salvador Dali Museum, Inc. ("Dali") to renew its license agreement for the use of up to fifty (50) non-exclusive parking spaces for employee parking located within the Albert Whitted Airport ("Airport") overflow parking area ("Premises") for a term of three (3) years.

The Dali has executed a new license agreement ("License") including the following provisions, subject to City Council approval:

- The License has a term of three (3) years effective January 1, 2016 ("Commencement Date").
- Effective January 1, 2016, the Dali will commence paying the City a fee in the amount of \$1,287.50 per month based on an initial rate of \$25.75 per parking space ("Fee").
- The Fee for each renewal term will be increased by three percent (3.0%) on the anniversary of the Commencement Date.
- The City is responsible for all maintenance of the Premises; however, the Dali will cooperate and ensure the Premises are kept in a safe and sanitary condition.
- The City will have the right to temporarily suspend the Dali's right of use and access to the Premises, with at least five (5) days advanced written notice, from time to time at the sole and absolute discretion of the City for City events including but not limited to: (i) any sponsored or co-sponsored City event, (ii) the Grand Prix, and/or (iii) boat and air shows, and City will credit the Dali an amount equal to the prorated daily rate of the Fee in effect.

This License 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 three (3) year License Agreement between the City of St. Petersburg and the Salvador Dali Museum, Inc. for use of fifty (50) non-exclusive vehicular parking spaces to accommodate employee parking within the Albert Whitted Airport overflow parking area for a use fee of \$1,287.50 per month; 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: _____ *Joseph Zwick* *36*

Budget: _____ N/A

Legal: _____ *RCS*

(As to consistency w/attached legal documents)
Legal: 00252552.doc V. 1

ILLUSTRATION



A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A THREE (3) YEAR LICENSE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND THE SALVADOR DALI MUSEUM, INC. FOR USE OF FIFTY (50) NON-EXCLUSIVE VEHICULAR PARKING SPACES TO ACCOMMODATE EMPLOYEE PARKING WITHIN THE ALBERT WHITTED AIRPORT OVERFLOW PARKING AREA FOR A USE FEE OF \$1,287.50 PER MONTH; 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.)**

WHEREAS, Real Estate and Property Management ("REPM") received a request from the Salvador Dalí Museum, Inc. ("Dalí") to renew its license agreement for the use of up to fifty (50) non-exclusive parking spaces for employee parking located within the Albert Whitted Airport ("Airport") overflow parking area ("Premises") for a term of three (3) years; and

WHEREAS, the Dalí has executed a new license agreement ("License") including the following provisions, subject to City Council approval:

- The License has a term of three (3) years effective January 1, 2016 ("Commencement Date").
- Effective January 1, 2016, the Dalí will commence paying the City a fee in the amount of \$1,287.50 per month at an initial rate of \$25.75 per parking space ("Fee").
- The Fee for each renewal term will be increased by three percent (3.0%) on the anniversary of the Commencement Date.
- The City is responsible for all maintenance of the Premises; however, the Dalí will cooperate and ensure the Premises are kept in a safe and sanitary condition.
- The City will have the right to temporarily suspend the Dalí's right of use and access to the Premises, with at least five (5) days advanced written notice, from time to time at the sole and absolute discretion of the City for City events including but not limited to: (i) any sponsored or co-sponsored City event, (ii) the Grand Prix, and/or (iii) boat and air shows; and the City will credit the Dalí an amount equal to the prorated daily rate of the Fee in effect; and

WHEREAS, this License 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 three (3) year License Agreement between the City of St. Petersburg and the Salvador Dali Museum, Inc. for use of fifty (50) non-exclusive vehicular parking spaces to accommodate employee parking within the Albert Whitted Airport overflow parking area for a use fee of \$1,287.50 per month; and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:



City Attorney (Designee)
Legal: 00252552.doc v. 1

APPROVED BY:


for _____
Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:



Bruce E. Grimes, Director
Real Estate and Property Management



MEMORANDUM

Council Meeting December 17, 2015

TO: Members of City Council

FROM: Mayor Rick Kriseman

RE: Confirmation of Reappointment to the Commission on Aging

I respectfully request that Council confirm the reappointment of Deborah Close as a regular member to the Commission on Aging to fill three-year term ending December 31, 2018.

A copy of her 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
REAPPOINTMENT 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 reappointment of Deborah Close as a regular member to the Commission on Aging to fill three-year term ending December 31, 2018.

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 December 17, 2015**

TO: The Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: A resolution amending City Council Resolution No. 2015-33 to extend the original closing date from September 30, 2015 to March 31, 2016 for 31 Burlington Ltd., for the Burlington Place Apartments; providing that all other provisions of Resolution No. 2015-33 not amended herein shall remain in full force and effect; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; and providing an effective date.

EXPLANATION: City Council has previously adopted Resolution No. 2015-33, authorizing the Mayor or his designee to sign the Local Government Verification of Contribution Loan Form for each of the seven developments requesting local contributions under the Florida Housing Finance Corporation (“FHFC”) Request for Applications number 2014-115. Resolution 2015-33 specified that a non-recourse 0% interest loan would be provided from either HOME or SHIP Program funds in an amount of \$90,000 to the developer that won approval of the FHFC 9% tax credit funding as a result of RFA 2014-115 and required that the loan be closed by September 30, 2015.

On May 8, 2015, the Board of Directors of FHFC approved their staff’s recommendation to select Application number 2015-134C, the Burlington Place Apartments, to be located on the northwest corner of Burlington Ave. N. and 31st Street N. (“Development”) for funding.

The Administration has now determined that the appropriate source for this loan is the SHIP fund and is also requesting that the closing date be extended six months from the September 30, 2015 date referenced in Resolution No.2015-33.

RECOMMENDATION:

The Administration recommends adoption of the attached resolution amending City Council Resolution No. 2015-33 to extend the original closing date from September 30, 2015 to March 31, 2016 for 31 Burlington Ltd, for the Burlington Place Apartments; providing that all other provisions of Resolution No. 2015-33 not amended herein shall remain in full force and effect; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funds to be provided from previously allocated State Housing Initiatives Partnership (SHIP) Funds (Fund 1019).

ATTACHMENTS: Resolution 2015-_____
Signed Resolution 2015-33

APPROVALS:

Administration: _____

Budget: _____

Legal: 00140791.doc V. 2

DRAFT

Resolution No. 2015: _____

A RESOLUTION AMENDING CITY COUNCIL RESOLUTION NO. 2015-33 TO EXTEND THE ORIGINAL CLOSING DATE FROM SEPTEMBER 30, 2015 TO MARCH 31, 2016 FOR 31 BURLINGTON LTD, FOR THE BURLINGTON PLACE APARTMENTS; PROVIDING THAT ALL OTHER PROVISIONS OF RESOLUTION NO. 2015-33 NOT AMENDED HEREIN SHALL REMAIN IN FULL FORCE AND EFFECT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has established the need for additional affordable housing units as a priority in its 2010 – 2015 Consolidated Plan; and

WHEREAS, on January 22, 2015, City Council previously adopted Resolution No. 2015-33, authorizing the Mayor or his designee to sign the Local Government Verification of Contribution Loan Form for each of the seven developments requesting local contributions under the Florida Housing Finance Corporation (“FHFC”) Request for Applications number 2014-115; and

WHEREAS, Resolution 2015-33 specified that a non-recourse 0% interest loan would be provided from either HOME or SHIP Program funds in an amount of \$90,000 to the developer that won approval of the FHFC 9% tax credit funding as a result of RFA 2014-115 and required that the loan be closed by September 30, 2015; and

WHEREAS, the Burlington Place Apartments was one of the seven developments.

WHEREAS, on May 8, 2015, the Board of Directors of FHFC approved their staff’s recommendation to select Application number 2015-134C, the Burlington Place Apartments, to be located on the northwest corner of Burlington Ave. N. and 31st Street N. (“Development”) for funding; and

WHEREAS, the developer anticipates a January or early February 2016 construction start date; and

WHEREAS, the Administration has now determined that previously appropriated SHIP funds (Fund 1019) will be the appropriate source to fund this loan; and

WHEREAS, the Administration has requested that City Council grant this extension to ensure that the applicant has sufficient time to finalize the documents required to close their equity and construction loans in addition to closing the City loan.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that Resolution No. 2015-33 is hereby amended to extend the original closing date from September 30, 2015 to March 31, 2016 for 31 Burlington Ltd., for the Burlington Place Apartments, and

BE IT FURTHER RESOLVED that all other provisions of Resolution No. 2015-33 not amended herein shall remain in full force and effect; and

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

This Resolution shall become effective immediately upon its adoption.

LEGAL:

HOUSING & COMMUNITY DEVELOPMENT:

City Attorney (Designee)

Legal: 00252454.doc V. 1

Joshua A. Johnson, Director

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

TO: The Honorable Charles Gerdes, Chair, and Members of City Council

SUBJECT: A resolution ratifying and approving Revision No. 1 to Task Order No. 15-01-KH/PDS ("Task Order") to the consulting agreement between the City of St. Petersburg and Kimley-Horn & Associates, Inc. dated June 3, 2015 ("Agreement"), in the amount of \$83,125 for additional work related to the Parking Demand and Adequacy Study ("Study"); approving Amendment No. 1 to the Task Order as revised to the Agreement in the amount of \$46,804 for the final work to complete the Study for a total Task Order (as revised and amended) amount not to exceed \$179,900; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction and providing an effective date.

EXPLANATION: On April 1, 2015, the Consultant Selection Committee, through the Competitive Consultants Negotiation Act (CCNA) process, selected the firm of Kimley-Horn & Associates, Inc. to provide professional engineering consulting services for the Parking Demand and Adequacy Study ("Study") and ongoing parking consulting services for a three year period. During the meeting of May 7, 2015, City Council approved a three year agreement. The consultants' services under this Agreement are to be described in Task Orders. The initial project was the Study which included documentation of all current public parking supply and occupancy levels; analysis of current parking adequacy and projected future adequacy; and preparation of a report that documents the Consultant's recommendation as to whether a new structured parking facility(ies) will be required to meet expected demand within the study area, and proposed location(s) for such structure(s).

The consultant's first assignment, the Study has been organized into three phases. Task Order No. 15-01-KH/PDS ("Task Order") in the amount of \$49,971 was executed on July 8, 2015 for the initial phase of the Study. In order to avoid delays, Administration issued Revision No. 1 in the amount of \$83,125 for additional work related to this Study. Finally, to complete the Study, Amendment No. 1 to the Task Order (as revised) in the amount of \$46,804 for a total Task Order (as revised and amended) amount not to exceed \$179,900, is necessary.

The consultant has gathered most of the data required for the Study and conducted two public input meetings. A final public input meeting is scheduled for early December. After the final public input meeting the Consultant will work to complete a Final Draft Report for City review and ultimately a Final Report. Before the Final Report is issued, City Staff and the Consultant will present the draft findings and recommendations to Council.

RECOMMENDATION: Administration recommends a resolution ratifying and approving Revision No. 1 to Task Order No. 15-01-KH/PDS ("Task Order") to the consulting agreement between the City of St. Petersburg and Kimley-Horn & Associates, Inc. dated June 3, 2015 ("Agreement"), in the amount of \$83,125 for additional work related to the Parking Demand and Adequacy Study ("Study"); approving Amendment No. 1 to the Task Order as revised to the Agreement in the amount of \$46,804 for the final work to complete the Study for a total Task Order (as revised and amended) amount not to exceed \$179,900; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: In Fiscal Year 2015, Council appropriated \$150,000 for parking consulting activities, of which \$133,096 was committed. In the FY 2016 budget, an additional \$150,000 for parking consulting activities is available. After the final Task Order is approved, the remaining \$103,196 will be available for other parking consulting activities during the year if needed. (Parking Revenue Fund {1021}; Parking Facilities Management {2811245})

ATTACHMENTS: Resolution

APPROVALS:

tbg/em


Administrative


Budget

RESOLUTION NO. 2015 _____

A RESOLUTION RATIFYING AND APPROVING REVISION NO. 1 TO TASK ORDER NO. 15-01-KH/PDS ("TASK ORDER") TO THE CONSULTING AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND KIMLEY-HORN & ASSOCIATES, INC. DATED JUNE 3, 2015 ("AGREEMENT"), IN THE AMOUNT OF \$83,125 FOR ADDITIONAL WORK RELATED TO THE PARKING DEMAND AND ADEQUACY STUDY ("STUDY"); APPROVING AMENDMENT NO. 1 TO THE TASK ORDER AS REVISED TO THE AGREEMENT IN THE AMOUNT OF \$46,804 FOR THE FINAL WORK TO COMPLETE THE STUDY FOR A TOTAL TASK ORDER (AS REVISED AND AMENDED) AMOUNT NOT TO EXCEED \$179,900; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg, Florida and Kimley-Horn & Associates, Inc. ("Kimley-Horn") entered into a three year consultant agreement for Kimley-Horn to provide professional consulting services for the Parking and Adequacy Study ("Study") and other as needed parking consulting services; and

WHEREAS, Task Order No. 15-01-KH/PDS ("Task Order") in the amount of \$49,971 was executed on July 8, 2015 for the initial phase of the Study to commence; and

WHEREAS, in order to avoid delays, Administration issued Revision No. 1 in the amount of \$83,125 for additional work related to this Study; and

WHEREAS, in order to complete this Study, Amendment No. 1 to the Task Order (as revised) in the amount of \$46,804 for a total Task Order (as revised and amended) amount not to exceed \$179,900, is necessary to complete the final remaining tasks; and

WHEREAS, Administration requests that Council (i) ratify and approve Revision No. 1 to the Task Order and (ii) approve Amendment No. 1 to the Task Order, as revised.

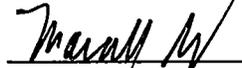
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that Revision No. 1 to Task Order No. 15-01-KH/PDS ("Task Order") to the consulting agreement between the City of St. Petersburg and Kimley-Horn & Associates, Inc. dated June 3, 2015 ("Agreement"), in the amount of \$83,125 for additional work related to the Parking Demand and Adequacy Study ("Study") is hereby ratified and approved.

BE IT FURTHER RESOLVED that Amendment No. 1 to the Task Order (as revised) to the Agreement in the amount of \$46,804 for the final work to complete the Study for a total Task Order (as revised and amended) amount not to exceed \$179,900 is hereby approved.

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

This resolution shall become effective immediately upon its adoption.

Approved by:



Legal Department

By: (City Attorney or Designee)



Administration

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: A resolution authorizing the waiver of public construction bonds for American Housing Builders, Inc. for the construction of two single-family homes under the Neighborhood Stabilization Program on City-owned property located at 807 14th Avenue South and 4119 13th Avenue South; and providing an effective date.

Explanation: On March 5, 2015, City Council approved American Housing Builders, Inc. and Griffin Contracting, Inc. as qualified developers to provide residential design/build development services to construct single family homes on City acquired parcels using current Neighborhood Stabilization Program ("NSP") program income supplemented by future program income earned pursuant to the sale of NSP properties.

Florida Statute 255.05 (d) allows City Council as the awarding body to waive at its discretion construction bonds for projects of less \$200,000. On June 11, 2015 by Resolution 2015-254, City Council waived the public construction bonds for 3 homes to be built by American Housing Builders, Inc. and two homes to be built by Griffin Contracting, Inc. American Housing Builders has completed two of the homes approved under the previous waiver and is at 80% completion on the third home. Griffin Contracting, Inc. has since withdrawn from the program. Therefore, American Housing Builders, Inc. is being requested to construct two additional homes to be located at 4119 13th Avenue South and 807 14th Avenue South.

In order to reduce the cost of construction and maximize available funding for future home construction, it is deemed to be in the best interest of the City to save the cost of public construction bonds. Waiving the public construction bonds for these two homes will save the City approximately \$8,000 in construction costs (See costs attached in pricing schedule).

Recommendation: The Administration recommends that City Council adopted the attached resolution authorizing the waiver of public construction bonds for American Housing Builders, Inc. for the construction of two single-family homes under the Neighborhood Stabilization Program on City-owned property located at 807 14th Avenue South and 4119 13th Avenue South; and providing an effective date.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Neighborhood Stabilization Program Fund (1114).

Attachments: Pricing Schedule
Resolution 2015-254
Resolution

Approvals:

Legal: _____ Administration: _____

A RESOLUTION AUTHORIZING THE WAIVER OF PUBLIC CONSTRUCTION BONDS FOR AMERICAN HOUSING BUILDERS, INC. FOR THE CONSTRUCTION OF TWO SINGLE-FAMILY HOMES UNDER THE NEIGHBORHOOD STABILIZATION PROGRAM ON CITY-OWNED PROPERTY LOCATED AT 807 14TH AVENUE SOUTH AND 4119 13TH AVENUE SOUTH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 5, 2015, City Council approved American Housing Builders Inc. and Griffin Contracting, Inc. as qualified developers to provide residential design/build development services to construct single family residential homes, using Neighborhood Stabilization Program (“NSP”) funding on City acquired parcels; and

WHEREAS, Florida Statute 255.05(d) allows City Council, as the awarding body, to waive construction bonds for projects whose value is less than \$200,000; and

WHEREAS, American Housing Builders, Inc. has successfully performed under a previous waiver provided in City Council Resolution 2015-254 on June 11, 2015; and

WHEREAS, when the firm has performed successfully on prior similar projects, it is in the City’s best interest to reduce the cost of construction by saving the cost of public construction bonds; and

WHEREAS, the City has requested that American Housing Builders, Inc. construct two additional homes on City-owned property located at 4119 13th Avenue South and 807 14th Avenue South.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the waiver of public construction bonds for American Housing Builders, Inc. for the construction of two single family homes under the Neighborhood Stabilization Program on City-owned property located at 807 14th Avenue South and 4119 13th Avenue South is authorized.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

HOUSING & COMMUNITY DEVELOPMENT:

City Attorney (Designee)
Legal: 00252804.doc V. 2

Joshua A. Johnson, Director



MEMORANDUM

Council Meeting of December 17, 2015

TO: Members of City Council

FROM: Mayor Rick Kriseman

RE: Confirmation of Reappointment to the Committee to Advocate for Persons with Impairments (CAPI)

I respectfully request that Council confirm the re-appointment of Clifton W. Michaelsen as a regular member to the Committee to Advocate for Persons with Impairments to serve a three-year term ending December 31, 2018.

A copy of Mr. Michaelsen's resume have been provided to the City Council office for your information.

RK/cs

Attachments

cc: L. Bright, Civilian Police & Community Relations/ADA Coordinator, Human Resources

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF A REGULAR TO THE COMMITTEE TO ADVOCATE FOR PERSONS WITH IMPAIRMENTS; 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 Clifton W. Michaelsen as a regular member to the Committee to Advocate for Persons with Impairments to serve three-year term ending December 31, 2018.

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 December 17, 2015

To: The Honorable Charlie Gerdes, Chair, and Members of City Council

Subject: Approving the purchase of permit applications software from OpenCounter Enterprises, Inc., a sole source provider, for the Planning & Economic Development Department in an amount not to exceed \$201,350.

Explanation: The vendor will create and configure an instance of the OpenCounter Economic Development Suite for the city of St. Petersburg that shall be cloud hosted for a term of 3 years. The OpenCounter instance will include information and interactive tools related to use regulations, economic development incentives and industry specific permits for small business owners looking to undertake renovation, relocation and expansion projects in the city.

This hosted service will enable entrepreneurs and small business owners to navigate the permitting process by helping them to understand the requirements, fees and timing of their projects. The hosted service will also provide a translation code to easily understand the requirements by assisting business owners with the planning, preparation of documents when beginning a new project, and to help improve communication.

Due to the proprietary design of the OpenCounter Enterprises, Inc., software system, a sole source procurement is recommended.

The Procurement Department in cooperation with the Planning & Economic Development Department recommends:

OpenCounter Enterprises, Inc.\$201,350

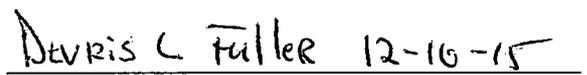
This purchase is made in accordance with Section 2-249 of the Sole Source Procurement of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service greater than \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Building Permit Special Revenue Fund (1151), Construction and Service Permitting (3701553).

Attachments: Sole Source Resolution

Approvals:


Administrative


Budget

City of St. Petersburg
Sole Source Request
Procurement & Supply Management

Department: Planning & Economic Development Requisition No. _____
Check One: Sole Source Proprietary Specifications
Proposed Vendor: Open Counter
Estimated Total Cost: \$96,350.00

Description of Items (or Services) to be purchased:

Online tool

Purpose of Function of items:

Help entrepreneurs and small business owners to navigate the process and have a better understanding of the requirements, fees and timing of their project. It also provides a translation of code to easily understand requirements. This is for end-user/citizen use that Construction Services, Planning & Economic Development, Zoning, Greenhouse, Urban Affairs, Mayor's Action Center and Mayor's Office staff may all use and/or refer use. The main targets and results of this tool's implementation is to assist business owners with the planning, preparation of documents when beginning a new project, and to help improve communication.

Justification for Sole Source of Proprietary specification:

After research, no like product was identified in the marketplace at this time.

I hereby certify that in accordance with Section 2-249 of the City of St. Petersburg Procurement



Department Director

10-19-15

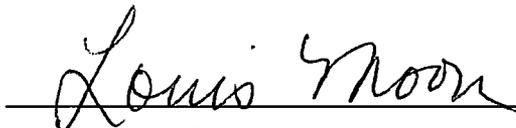
Date



Administrator/Chief

10-19-15

Date



Louis Moore, Director
Procurement & Supply Management

10/19/15

Date

A RESOLUTION DECLARING OPENCOUNTER ENTERPRISES, INC. ("OPENCOUNTER") TO BE A SOLE SOURCE SUPPLIER FOR THE OPENCOUNTER ECONOMIC DEVELOPMENT SUITE (PERMIT APPLICATIONS SOFTWARE); APPROVING A THREE-YEAR AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") AND OPENCOUNTER FOR THE OPENCOUNTER ECONOMIC DEVELOPMENT SUITE AND OTHER PROFESSIONAL SERVICES FOR A TOTAL COST NOT TO EXCEED \$201,350; PROVIDING FOR RENEWALS OF ONE-YEAR PERIODS BEYOND THE INITIAL THREE-YEAR TERM UPON MUTUAL WRITTEN AGREEMENT BETWEEN THE CITY AND OPENCOUNTER; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUAGE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, OpenCounter Enterprises, Inc. ("OpenCounter") will provide the OpenCounter Economic Development Suite (permit applications software) and other professional services in order to permit applicants to use such software for the purpose of applying for City permits; and

WHEREAS, the professional services will include configuration to include information and interactive tools related to use regulations, economic development incentives and industry specific local permits for small business owners; and

WHEREAS, OpenCounter is the sole source vendor for OpenCounter Economic Development Suite; and

WHEREAS, Administration recommends approval of the award of a three-year agreement to OpenCounter as a sole source supplier; and

WHEREAS, Section 2-249 of the City Code provides requirements for sole source procurement; and

WHEREAS, the Mayor or his designee has prepared a written statement to City Council certifying the condition and circumstances for this sole source purchase.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that OpenCounter Enterprises, Inc. ("OpenCounter") is a sole source supplier for the OpenCounter Economic Development Suite (permit applications software).

BE IT FURTHER RESOLVED that the award of a three-year agreement between the City of St. Petersburg, Florida ("City") and OpenCounter for the OpenCounter Economic Development Suite and other professional services for a total cost not to exceed \$201,350 is hereby approved.

BE IT FURTHER RESOLVED that this agreement shall renew for one-year periods beyond the initial three-year term upon mutual written agreement between the City and OpenCounter.

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

This resolution shall become effective immediately upon its adoption.

Approved as to form and content:

City Attorney (designee)

A15-00953 V2



MEMORANDUM

Council Meeting of December 17, 2015

TO: Members of City Council

FROM: Mayor Rick Kriseman

RE: Confirmation of Appointment to the Nuisance Abatement Board

I respectfully request that Council confirm the appointment of Mark Foster and Peter Ford as regular members to the Nuisance Abatement Board to serve a three-year term ending December 31, 2018.

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

RK/cs

Attachment

cc: A. Luce, Assistant Police Legal Advisor
E. Ledbetter, Nuisance Abatement Coordinator

A RESOLUTION CONFIRMING THE
APPOINTMENT OF REGULAR MEMBERS TO
THE NUISANCE ABATEMENT BOARD; 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 Mark Foster and Peter Ford as regular members to the Nuisance Abatement Board to serve a three-year term ending December 31, 2018.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content:

City Attorney or (Designee)

ST. PETERSBURG CITY COUNCIL

Meeting of December 17, 2015

TO: Honorable Charlie Gerdes, Chair, and Members of City Council

SUBJECT: Approval of Extension to the Franchise Agreement between
TECO/Peoples Gas and the City of St. Petersburg

EXPLANATION: The current franchise agreement between TECO/Peoples Gas will expire on December 31, 2015. City staff and TECO/Peoples Gas staff have been meeting to negotiate a new franchise agreement but have not completed work in all sections of the agreement. While negotiations are continuing, the term of the existing agreement will cease at the end of this month.

The requested extension will preserve all terms and conditions of the existing agreement through March 31, 2016, and will enable city staff to continue negotiations with TECO/Peoples Gas staff without any lapse in the franchise terms.

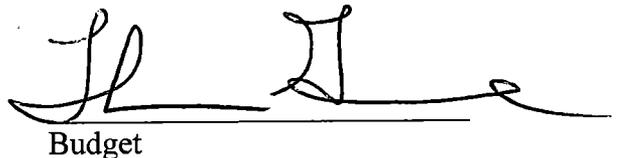
RECOMMENDATION: The Administration is recommending approval of the extension agreement.

COST/FUNDING ASSESSMENT INFORMATION: N/A

ATTACHEMENTS: Extension Agreement
Resolution – Approving the extension agreement

APPROVALS:


Administration


Budget

RESOLUTION NO. ____

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY, TO CONTINUE TO OPERATE UNDER THE EXISTING FRANCHISE FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF A NATURAL GAS SYSTEM DURING NEGOTIATIONS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Whereas, on November 1, 1995, the City of St. Petersburg ("City") granted Peoples Gas System, Inc., a Division of Tampa Electric Company ("PGS"), a non-exclusive franchise to use the public rights-of-way for the construction, maintenance, and operation of a natural gas distribution system ("Franchise"); and

Whereas, on December 12, 2007, the City and PGS amended and extended the Franchise; and

Whereas, the Franchise will expire on December 31, 2015; and

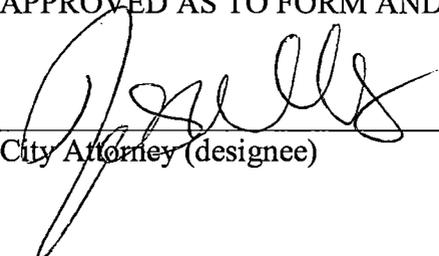
Whereas the City and PGS have participated in ongoing negotiations regarding the Franchise; and

Whereas, the City and PGS desire to continue to negotiate the Franchise while continuing to honor all rights, responsibilities, terms and conditions of the existing natural gas Franchise.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Agreement between the City of St. Petersburg and Peoples Gas System, a division of Tampa Electric Company, to continue to honor all rights, responsibilities, terms and conditions of the existing natural gas franchise during negotiations is hereby approved by this Council and that the Mayor or his designee is authorized to execute the Agreement.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE:



City Attorney (designee)

AGREEMENT

This Agreement ("Agreement") is made this ___ day of December, 2015, by and between the City of St. Petersburg, Florida ("City") and Peoples Gas System, Inc., a division of Tampa Electric Company ("PGS").

WHEREAS, on November 1, 1995, the City granted PGS (collectively "Parties"), a non-exclusive franchise to use the public rights-of-way for the construction, maintenance, and operation of a natural gas distribution system ("Franchise"); and

WHEREAS, on December 12, 2007, the Parties amended and extended the Franchise; and

WHEREAS, the Franchise will expire on December 31, 2015; and

WHEREAS, the Parties have participated in ongoing negotiations regarding the Franchise;

and

WHEREAS, the Parties desire to continue to negotiate the Franchise while continuing to honor all rights, responsibilities, terms and conditions of the Franchise.

NOW, THEREFORE, in consideration of the promises and covenants contained herein, and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the Parties agree as follows:

1. All rights, responsibilities, terms and conditions in Ordinance 209-G of the City, as amended by Ordinance 857-G of the City, will continue in full force and effect until March 31, 2016 or until a new franchise agreement becomes effective, whichever comes first.
2. The Parties will continue to operate as outlined in Ordinance 209-G of the City of St. Petersburg, as amended by Ordinance 857-G of the City of St. Petersburg, until March 31, 2016 or until a new franchise agreement becomes effective, whichever comes first.

3. This Agreement shall in no way be construed to alter the terms of the current Franchise and does not create any new rights or obligations for either party.

4. By the execution of this Agreement, the Parties agree to the terms contained herein and agree that this Agreement constitutes the entire agreement between the Parties and supersedes all prior and contemporaneous agreements, whether oral or written, between them.

IN WITNESS WHEREOF the Parties have caused this Agreement to be executed by their duly authorized representatives on the day and date written above.

**Peoples Gas System, Inc.,
A Division of Tampa Electric Company:**

By: _____
Print: _____
Title: _____

STATE OF FLORIDA
COUNTY OF

The foregoing instrument was acknowledged before me this ____ day of _____, 2015, by _____, who is personally known to me or who has produced _____ # _____ as identification and who did take an oath, and who appeared before me at the time of notarization.

NOTARY PUBLIC:
Sign : _____
Print: _____
My Commission Expires: _____

[Notary Seal]

CITY OF ST. PETERSBURG, FLORIDA

By: _____
Richard Kriseman, Mayor

ATTEST:

(SEAL)

City Clerk (Designee)

Approved as to City Form and Content:

City Attorney (Designee)

RESOLUTION NO. 2015- _____

A RESOLUTION SUPPORTING THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AND VIOLENCE AGAINST WOMEN AND GIRLS, PROMOTING THE HEALTH AND SAFETY OF WOMEN AND GIRLS, AND SUPPORTING THEIR BEING AFFORDED EQUAL ACADEMIC, ECONOMIC, SOCIAL, CULTURAL AND BUSINESS OPPORTUNITIES IN THE CITY OF ST. PETERSBURG; EXPRESSING SUPPORT FOR THE CITIES FOR CEDAW INITIATIVE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Convention on the Elimination of all Forms of Discrimination Against Women (CEDAW) was adopted by the United Nations General Assembly on December 18, 1979, became an international treaty on September 3, 1981, and 187 United Nations member nations have agreed to be bound by CEDAW's provisions; and

WHEREAS, the United States is one of only six countries that have not ratified CEDAW, never having been brought to the Senate floor for a vote; and

WHEREAS, CEDAW defines discrimination and provides a practical blueprint to promote human rights and open opportunities for women and girls in all areas of society; and

WHEREAS, the empowerment of women is central to building democratic, peaceful, and prosperous societies; and

WHEREAS, although women in this country have made gains in the struggle to eradicate discrimination, much more needs to be accomplished; and

WHEREAS, CEDAW provides an opportunity for dialogue on how to address persistent gaps in women's full equality, particularly regarding closing the pay gap, reducing domestic violence, and stopping trafficking; and

WHEREAS, Cities for CEDAW was launched at the United Nations Commission on the Status of Women in March 2014; and

WHEREAS, the Cities for CEDAW campaign is a grassroots effort that provides tools and leadership to empower local women's organizations and municipalities and effectively initiate CEDAW within their respective localities; and

WHEREAS, the St. Petersburg City Council desires that women and girls who live in the City of St. Petersburg enjoy all the rights, privileges and remedies that are bestowed on all people in the United States, no matter their race, national origin, gender or religious belief; and

WHEREAS, City government has an appropriate and legitimate role in affirming the importance of eliminating all forms of discrimination against women in communities as universal norms and to serve as a guide for public policy.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the City Council hereby supports the elimination of all forms of discrimination and violence against women and girls, promoting the health and safety of women and girls, and supporting their being afforded equal academic, economic, social, cultural and business opportunities in the City of St. Petersburg.

BE IT FURTHER RESOLVED that this Council hereby expresses support for the Cities for CEDAW initiative.

This resolution shall take effect immediately upon its adoption.

Approved as to form and substance:

City Attorney (designee)

Item CB-27 will be distributed on the dais.

Encouraging the Board of County Commissioners of Pinellas County, Florida to adopt a marijuana civil citation ordinance; requesting a response from the Board of County Commissioners within sixty (60) days of the date of this resolution advising City Council whether the Board intends to adopt a marijuana civil citation ordinance and the anticipated date of such ordinance. (draft title)