

# COUNCIL MEETING

Municipal Building  
175-5<sup>th</sup> Street North  
Second Floor Council Chamber

CITY OF ST. PETERSBURG

**January 21, 2016  
3:00 PM**

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

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

## **GENERAL AGENDA INFORMATION**

For your convenience, a copy of the agenda material is available for your review at the Main Library, 3745 Ninth Avenue North, and at the City Clerk's Office, 1<sup>st</sup> 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](http://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 February 4, 2016 as the public hearing date for the following proposed Ordinance(s):

1. [City-initiated application amending St. Petersburg City Code, Chapter 16, Land Development Regulations \(LDRs\), Section 16.03 "Concurrency Management" and related language in Section 16.70 "Applications and Procedures" and Section 16.90.020 "Rules of Interpretation and Definitions." \(City File LDR-2015-08\)](#)

**E. Reports**

1. Homeless Leadership Board - (Oral) (Chair Foster)
2. [Approving an Architect/Engineering Agreement between the City of St. Petersburg, Florida \(City\) and W - Architecture and Landscape Architecture, LLC \(A/E\) for concept design services for the Pier Approach in an amount not to exceed \\$318,030 \(A/E Agreement\); authorizing the City Attorney to make non-substantive changes to the A/E Agreement; Authorizing the Mayor or his designee to execute the A/E Agreement; approving a transfer in the amount of \\$500,000 from the Downtown Redevelopment District Fund \(1105\) to the General Capital Improvement Fund \(3001\) to provide the necessary funding for the Concept Design Phase.](#)
3. [Downtown Transportation - \(Oral\) \(Councilmember Kennedy\)](#)

4. [Awarding a three-year blanket purchase agreement to Consolidated Resource Recovery, Inc. for yard waste grinding services with operator for the Sanitation Department at an estimated annual cost of \\$427,700.](#)

## **F. New Business**

1. [Referral to the Budget, Finance and Taxation Committee for consideration of changes to our purchasing regulations. \(Councilmember Nurse\)](#)
2. [Requesting City Council to consider adopting an Appearance of Conflict Policy for City Advisory Committees. \(Chair Foster\)](#)
3. [Requesting City Council to refer a discussion on revisions to the City Council Policy and Procedures be added to the January 28, 2016 Workshop. \(Chair Foster\)](#)
4. [Requesting to refer to the Public Services & Infrastructure Committee a discussion relating to the Codes Compliance Department purchasing moisture detectors to help pin point mold issues in homes and apartments. \(Councilmember Kornell\)](#)

## **G. Council Committee Reports**

1. [Budget, Finance & Taxation Committee \(1/14/15\)](#)
  - (a) Approving the recommendation of the Budget, Finance and Taxation Committee to refer a policy discussion regarding regulation of vacation rentals to the Public Services and Infrastructure Committee.
  - (b) Accepting the proposal and approving the award of a three-year agreement (Blanket Agreement) with one two-year renewal option to JPMorgan Chase Bank, N.A., for banking services at an estimated annual cost not to exceed \$150,000; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
2. [Public Services & Infrastructure \(1/14/15\)](#)

## **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 1560.](#)
2. [Confirming the preliminary assessment for Building Securing Number\(s\) SEC 1207.](#)
3. [Confirming the preliminary assessment for Building Demolition Number\(s\) DMO 433.](#)

4. Ordinance 212-H adopted as required by section 1.02(c)(5)a., St. Petersburg City Charter, authorizing the Mayor, or his Designee, to accept a Florida Department of State, Division of Cultural Affairs Grant in the amount of \$1,000,000 for the acoustic renovations for the Mahaffey Theater; authorizing the restrictions contained in the grant documents which require that the City will execute and record a restrictive covenant, or such other appropriate document, that dedicates the land and building developed with grant assistance for ten years as a cultural facility for the use and benefit of the general public subject to rules for conversion of the property; authorizing the Mayor, or his Designee, to execute and record in the public record the covenant and all other documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$1,000,000 from the unappropriated balance of the General Capital Improvement Fund (3001).
5. Ordinance 213-H of the City of St. Petersburg, revising Chapter 28, Vehicles for Hire; adding, deleting, and revising definitions; revising article and section titles; clarifying language related to low speed vehicles to conform with changes in State law; adding requirements for vessels; amending the subsection relating to pedal buses; reorganization of subsections to enhance readability; and revising the application requirements for a public vehicle drivers permit.

**J. Open Forum**

**K. Adjournment**

# CONSENT AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A**  
**January 21, 2016**

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.

# CONSENT



# AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

## Consent Agenda B January 21, 2016

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. Awarding a three-year blanket purchase agreement to Consolidated Resource Recovery, Inc. for yard waste grinding services with operator for the Sanitation Department at an estimated annual cost of \$427,700. [MOVED TO REPORTS AS E-4]
2. Awarding a three-year blanket purchase agreement to S and C Janitorial, Inc. for custodial services at an estimated annual cost of \$42,600. [DELETED]
3. [Approving the donation of firefighter helmets valued at approximately \\$2,400 to the City of Antelope Fire Department in Oregon.](#)

### (City Development)

4. [Authorizing the Mayor, or his Designee, to execute a twenty \(20\) year License Agreement with the State of Florida Department of Transportation, an agency of the State of Florida, for the use of the Airfield Vault Building within Albert Whitted Airport to locate a Global Positioning System Reference Station. Requires affirmative vote of at least six \(6\) members of City Council.](#)

### (Public Works)

5. [Authorizing the Mayor or his designee to execute Amendment No. 1 to Task Order No. 12-06-AID/AWA to the architect/engineering agreement between the City of St. Petersburg, Florida and American Infrastructure Development, Inc., in the lump sum amount of \\$450,545 for design and bidding phase services related to the redevelopment of the Southwest Hanger area at the Albert Whitted Airport \(SPG\); and providing an effective date \(Engineering Project No. 15052-113; Oracle Project No. 14168\)](#)

### (Miscellaneous)

6. [Approving the minutes of the City Council meetings held on October 1, October 8, October, 15, and October 22, 2015.](#)
7. [Confirming the reappointment and appointment of regular and alternate members to the Community Planning and Preservation Commission.](#)

8. Providing for the abolishment of the EMS Ad Hoc Committee; providing that items previously referred to the EMS Ad Hoc Committee shall henceforth be referred to the Council sitting as a Committee of the Whole; and providing for the repeal of all provisions of all previous resolutions which are in conflict with this resolution.

# MEETING AGENDA

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CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

**Budget, Finance & Taxation Committee**

*Thursday, January 14, 2016, 8:00 a.m., Room 100*

**Public Services & Infrastructure Committee**

*Thursday, January 14, 2016, 9:15 a.m., Room 100*

**Youth Services Committee**

*Thursday, January 14, 2016, 10:30 a.m., Room 100 [CANCELED]*

**CRA/Agenda Review and Administrative Update**

*Thursday, January 14, 2016, 1:30 p.m., Room 100*

**City Council Meeting**

*Thursday, January 14, 2016, 3:00 p.m., Council Chamber*

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# CITY OF ST. PETERSBURG

## Board and Commission Vacancies

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**Civil Service Board**

1 Alternate Member  
(Term expires 6/30/17)

**Nuisance Abatement Board**

2 Alternate Members  
(Terms expire 8/31/16 and 11/30/16)

**City Beautiful Commission**

2 Regular Members  
(Terms expire 12/31/17 and 12/31/18)

# ST. PETERSBURG CITY COUNCIL

Meeting of January 21, 2016

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- TO:** The Honorable Amy Foster, Chair, and Members of City Council
- SUBJECT:** **City File LDR-2015-08:** City-initiated application amending the St. Petersburg City Code, Chapter 16, Land Development Regulations (“LDRs”) pertaining to Concurrency Management.
- REQUEST:** Amend the St. Petersburg City Code, Chapter 16, Land Development Regulations (“LDRs”), Section 16.03 “Concurrency Management” and related language in Section 16.70 “Applications and Procedures” and Section 16.90.020 “Rules of Interpretation and Definitions.”
- ANALYSIS:** Since 1985 concurrency has been required by Florida Statutes. Concurrency means that the public facilities and services necessary to maintain the adopted level of service standards are available when the impacts of development occur. The City has adopted LOS standards for public facilities and services including: potable water, sanitary sewer, solid waste, drainage, *roadways*, *mass transit*, and recreation and open space.
- On December 17, 2015, the City Council considered City File LGCP 2016-01 amending various elements of the City’s Comprehensive Plan, including transportation concurrency. This companion application proposes related text amendments to the City’s LDRs regarding transportation concurrency, and deletes outdated regulatory language regarding school concurrency. A complete description is included in the attached DRC Staff Report and Ordinance.
- NOTE:** Final consideration of this application is tentatively scheduled for February 4, 2016, the same date as final consideration of the companion application City File LGCP 2016-01.

## RECOMMENDATION:

### Administration:

The Administration recommends APPROVAL.

### Development Review Commission:

On December 2, 2015, the DRC reviewed the proposed amendments and voted unanimously to make a finding of consistency with the City’s Comprehensive Plan.

Citizen Input:

As of this writing, no comments have been received.

Recommended City Council Action:

1. CONDUCT the first reading; and
2. SET the second reading and adoption public hearing for February 4, 2016.

Attachments: Ordinance  
DRC Staff Report

ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY OF ST. PETERSBURG PROVIDING FOR THE AMENDMENT OF THE CITY CODE LAND DEVELOPMENT REGULATIONS; AMENDING CONCURRENCY MANAGEMENT FOR TRANSPORTATION AND SCHOOLS; AMENDING STANDARDS FOR REVIEW OF AMENDMENTS TO COMPREHENSIVE PLAN AND LAND DEVELOPMENT REGULATIONS, SITE PLAN REVIEW, AND SPECIAL EXCEPTIONS; AMENDING DEFINITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

**Section 1.** Section 16.03 of the St. Petersburg City Code is hereby amended to read as follows:

SECTION 16.03. - CONCURRENCY MANAGEMENT

16.03.010. - Purpose and declaration of public policy.

- A. The City Council declares as a matter of public policy that the concurrency requirements of the Local Government Comprehensive Planning and Land Development Regulation Act (F.S. § 163.3161 et seq.) are a public necessity, and are important in the protection and enhancement of the quality of life in the City as well as the county and the state.
- B. The purpose of this section is to ensure the availability of public facilities and the adequacy of those facilities at adopted levels of service concurrent with the impacts of development. This intent is implemented by means of a concurrency management system which shall measure the potential impact of a development permit application upon the adopted minimum acceptable level of services, as provided in the capital improvements element of the plan.
- ~~C. In compliance with the requirements of F.S. § 163.3180, the City Council has adopted a proportionate fair-share program. The purpose of the proportionate fair-share program is to establish a method whereby the impacts of development on transportation facilities can be mitigated by the cooperative efforts of the public and private sectors.~~
- ~~D. The City Council has provided for a transportation concurrency exception area (TCEA) which is exempt from transportation concurrency requirements, as authorized by F.S. § 163.3180, in order to reduce the adverse impact that transportation concurrency may have on urban infill development and redevelopment and to promote the achievement of other goals and policies of the state Comprehensive Plan, such as promoting the development of public transportation.~~

16.03.020. - Definitions.

Shall be as set forth in the definitions section.

16.03.030. - Levels of service adopted by reference.

The adopted levels of service standards, as stated in the plan, for public facilities and services are hereby adopted by reference.

16.03.040. - General requirements.

A certificate of concurrency is required prior to the issuance of any development permit. If a development will require more than one development permit, the issuance of a certificate of concurrency shall occur prior to the issuance of the initial permit. Upon request by applicants, a preliminary concurrency review shall be performed and a conditional certificate of concurrency may be issued. This conditional certificate shall not be binding upon the City and shall only be effective for the year in which the annual concurrency monitoring report was issued. Only those certificates of concurrency issued for development permits shall be binding. Applicants will be charged a fee for certificates of concurrency.

1. Application for development. The property owner, or authorized representative, shall provide a complete application for development containing the required documentation for the specific development order or permit. The POD shall review the application for completeness in a timely manner to ensure that the required information is sufficient to accept the application and continue its review.
2. Development review. When the application for development has been accepted, it shall be processed and reviewed for impacts of the development on the public facilities and services identified in this article.
3. Concurrency review. The concurrency review shall compare the available and reserved capacity of the facility or service to the demand projected for the proposed development. The available capacity shall be determined by adding the total of the existing excess capacity and the total future capacity of any proposed construction or expansion that meets the requirements of this section. The levels of service of all facilities and services must be sufficient before a development permit can be issued.

~~a. Traffic restriction and traffic concern areas. Traffic restriction and concern areas shall be designated on an annual basis at the time the annual concurrency monitoring report is issued. These areas will be designated based on the criteria defined in this section. Applications for development permits within these areas may require detailed traffic studies.~~

~~(1) If the development is found to be in a traffic restriction area, a traffic study shall be required. If the traffic study indicates that the affected roadway is not significantly degraded, the project will be found concurrent for traffic.~~

~~(2) If the development is found to be in a traffic concern area, a traffic study may be required. If the traffic study indicates that the affected roadway LOS may be lowered below the adopted LOS, the project will be found concurrent for traffic only if provisions and measures are attached as conditions to prevent the reduction of the LOS.~~

~~(3) If the development is found to be in a traffic restriction or traffic concern area and the traffic study indicates that the affected roadway is significantly degraded, the project will be found concurrent for traffic only if provisions and measures are attached as conditions to prevent the significant degradation of the affected roadway.~~

~~(4) If the development is not found to be in a traffic restriction or traffic concern area but the estimated traffic volumes resulting from the development degrade the peak hour LOS below the adopted LOS standard, the project will be found concurrent for traffic only if mitigation provisions are attached as conditions to prevent the degradation of the affected roadway below the adopted LOS standard.~~

4. Certificate of concurrency.
  - a. The certificate of concurrency shall indicate the date of issuance and shall automatically expire simultaneously with the expiration of the development permit to which it applies. In the event the development permit does not have an expiration date, the certificate of concurrency shall expire one year from the date of the issuance of the development permit. In the event that a time extension is requested prior to the expiration of the development permit, then the accompanying certificate of concurrency may be renewed upon determination by the POD that the conditions of concurrency will still be met.

- b. Any development order or permit that is issued within the effective period of a validly issued certificate of concurrency shall be vested for the purposes of concurrency until the expiration of that development order or permit, provided that development commences within the validity period of the development order or permit and continues in good faith.

~~c. School concurrency certificates may be subject to other expiration time periods as set forth in the public school facilities element or Land Development Regulations.~~

5. Development order or development permit compliance.

- a. Any development orders and development permits approved and issued shall be based upon and in compliance with the certificate of concurrency issued for that application.
- b. The burden of showing compliance with the adopted levels of service and meeting the concurrency evaluation shall be upon the applicant. The POD may require whatever documentation is necessary to make a determination.

16.03.050. - Minimum requirements for concurrency.

An application for a development order shall comply with the following minimum concurrency requirements for each of the following public facilities and services:

- 1. For potable water, sanitary sewer, solid waste, and drainage (stormwater) one of the following is the minimum standard that must be met to satisfy the concurrency requirement:
  - a. The necessary facilities, including distribution and collection mains and pipes, and services are in place at the time a development permit or order is issued;
  - b. A development permit or order is issued subject to the condition that the necessary facilities, including distribution and collection mains and pipes, and services will be in place when the impacts of the development occur;
  - c. The necessary facilities, including distribution and collection mains and pipes and related appurtenances are under construction at the time a permit or order is issued;
  - d. The necessary facilities, including distribution and collection mains and pipes and related appurtenances, and services are guaranteed in an enforceable development agreement. An enforceable development agreement may include, but is not limited to, development agreements pursuant to the Florida Local Government Development Agreement Act (F.S. § 163.3220 et seq.), or an agreement or development order issued pursuant to F.S. ch. 380.
- 2. For recreation and open space, one of the following is the minimum standard that must be met to satisfy the concurrency requirement:
  - a. Compliance with the standards in subsection 1 of this section;
  - b. At the time the development permit or order 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 order;
  - c. 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 permit or order. An enforceable development agreement may include, but is not limited to, development agreements pursuant to F.S. § 163.3220 et seq. or an agreement or development order issued pursuant to F.S. ch. 380.

~~3. For roads and mass transit, where the City has committed to provide the necessary public facilities and services in accordance with the six-year schedule of capital improvements, the City will satisfy the concurrency requirement by complying with the standards in subsections 1 and 2b of this section and by ensuring that the following provisions are met:~~

- ~~a. The capital improvements element and schedule of capital improvements, in addition to meeting all of the other statutory and rule requirements, is financially feasible. The schedule of capital improvements may include those projects included in the county capital improvement element or in the first three years of the adopted state department of transportation five-year work program.~~
  - ~~b. The six-year schedule of capital improvements which includes both necessary facilities to maintain the adopted level of service standards to serve the new development proposed to be permitted and the necessary facilities and services required to eliminate that portion of existing deficiencies which are a priority to be eliminated during the six-year period.~~
  - ~~c. A financially feasible funding system based on currently available revenue sources which is adequate to fund the public facilities and services required to serve the development authorized by the development order and development permit and which are included in the six-year schedule of capital improvements.~~
  - ~~d. The six-year schedule of capital improvements includes the estimated date of commencement of actual construction and the estimated date of completion of the public facility or services.~~
  - ~~e. Actual construction of the road or mass transit facilities and the provision of services must be scheduled to commence in or before the third year of the six-year schedule of capital improvements.~~
- ~~43. For schools, the requirements in the public schools facilities element of the plan shall be met to satisfy the requirements for concurrency.~~

16.03.060. - Action upon failure to show available capacity.

Where available capacity cannot be shown, the following methods may be used to maintain the adopted level of service:

- 1. A plan amendment which limits the adopted level of service standard for the affected facilities and/or services.
- 2. A binding executed contract between the City and the applicant to provide the necessary improvements.
- 3. An enforceable development agreement, which may include, but is not limited to, development agreements pursuant to F.S. § 163.3220 et seq.
- 4. A change in the funding source.
- 5. A reduction in the scale or impact of the proposed development.
- 6. Phasing of the proposed project.
- ~~7. Transportation management or restriction programs that reduce the traffic impact of the development by mandating the use of mass transit, increasing effective roadway capacity, shifting the effects on peak hour, etc.~~

16.03.070. - Concurrency annual monitoring report.

- A. By February 1 of each year, the POD shall prepare a concurrency annual monitoring report. The POD shall convey such annual report to the City Council.
- B. The POD shall establish and maintain a concurrency monitoring system for the purpose of monitoring the status of public facilities and services, to be used in establishing the concurrency annual monitoring report.
- C. The concurrency annual report shall be issued every year and will be effective for one year. Nothing herein precludes the issuance and effectiveness of more frequent concurrency reports, if updating or correction is deemed necessary, including but not limited to circumstances where: errors are noted;

the impact of issued development orders, as monitored by the POD, indicates a degradation to the adopted level of service; or where changes in the status of capital improvement projects changes the underlying assumptions of the concurrency annual report.

- D. A concurrency report shall not divest those rights acquired by a preceding concurrency annual report, except where a known danger exists to the health, safety or welfare of the general public.
- E. The concurrency annual report shall include, at a minimum, a review of the levels of service and capacity for all the adopted levels of service standards included in the plan.

16.03.080. - Providing for intergovernmental coordination.

- A. The City as the provider of public facilities or services to other government entities.
  - 1. The City shall provide services to other local government entities within the county in accordance with the policies included in the plan. The City shall administer this section such that the development in those areas shall be consistent with the plan.
  - 2. All proposed development within these other local government entities which requires City services shall be submitted to the POD to disseminate to the appropriate review personnel. A certificate of concurrency from the City shall be required for any public facility or services provided by the City to any local government in which a permit or order is proposed to be issued.
- B. The City as the recipient of public facilities or services from other government entities.
  - 1. The City shall recognize the level of service provided by other governmental entities that provide services or facilities to the City in accordance with the policies of the plan. The City shall ensure that all development within its area shall be in accordance with such policies as identified in the plan.
  - 2. The City shall coordinate with other governmental entities to ensure appropriate intergovernmental coordination. Appropriate methodology for tracking concurrency will be coordinated with these other governmental entities.

16.03.090. - Providing for adequate funding.

The capital improvement element of the plan was designed to meet requirements of the State law mandating that local governments provide sufficient capacity of public facilities concurrent with development. The capital improvement element contains all capital improvement needs identified in the individual elements of the plan, and demonstrates the fiscal feasibility of the plan. Through annual monitoring, the capital improvement element is corrected, updated, and modified to ensure adequate sources of funding. If it is determined that a level of service standard is reduced because a project is not completed, or if projects not previously identified are added, then an amendment to the plan will be required.

~~16.03.100.— Proportionate fair-share program.~~

~~A.— General requirements.~~

- ~~1.— An applicant may satisfy the transportation concurrency requirements by making a proportionate fair-share contribution if:
  - ~~a.— The proposed development is consistent with the Comprehensive Plan and applicable Land Development Regulations; and~~
  - ~~b.— The five-year schedule of capital improvements in the City capital improvement element includes transportation improvements that, upon completion, will mitigate the transportation impacts of the proposed development in accordance with the requirements of this subsection.~~~~

~~2. The applicant may satisfy transportation concurrency requirements by contributing to an improvement that, upon completion, will satisfy the requirements of this subsection, but that is not contained in the capital improvement element if the following apply:~~

~~a. The City Council adopts, by resolution or ordinance, a commitment to add the improvement to the capital improvement element no later than the next regularly scheduled update. To qualify for consideration under this subsection, the proposed improvement must be determined to be financially feasible, consistent with the Comprehensive Plan, and in compliance with the provisions of this subsection.~~

~~b. If the funds allocated for the capital improvement element are insufficient to fully fund construction of a transportation improvement required for the applicant to comply with the terms of this subsection, the City and the applicant may enter into a proportionate fair share agreement authorizing the applicant to construct that amount of development on which the proportionate fair share is calculated if the proportionate fair share amount in such agreement is sufficient to pay for one or more improvements which will significantly benefit the impacted transportation system.~~

~~c. The improvement or improvements funded by the proportionate fair share component must be adopted into the CIE.~~

~~d. Any improvement proposed to meet the applicant's fair share obligation shall meet the design standards of the City and FDOT as applicable.~~

~~B. Proportionate fair share mitigation agreement.~~

~~1. Upon notification that a proposed development is subject to transportation concurrency requirements and is eligible to participate in the proportionate fair share program, the POD shall notify the applicant in writing during the site plan review process.~~

~~2. If the applicant chooses to enter into an agreement, a meeting shall be held to discuss eligibility, application submittal requirements, potential mitigation options, and related issues. If the impacted facility is on the SIS, then the FDOT will be notified and invited to participate in the meeting.~~

~~3. Proposed proportionate fair share mitigation for development impacts to facilities on the SIS requires the concurrence of the FDOT. Therefore, agreements involving improvements to SIS facilities will require approval by FDOT.~~

~~4. After a mitigation project is identified and agreed upon by the City, the applicant and FDOT (if the project affects an SIS facility), a proposed proportionate fair share mitigation agreement will be prepared. The final agreement will become a part of the site plan submittal for review. The Mayor may approve such agreements. The site plan shall be subject to review and approval in accordance with the provisions of the Land Development Regulations which apply to the project.~~

~~C. Determining proportionate fair share obligation.~~

~~1. The proportionate fair share obligation shall be based on the impact a development has on a transportation facility as determined by a traffic impact analysis that assesses the distribution and volume of traffic generated by the proposed development.~~

~~2. A facility shall be considered impacted when the net trips generated by the proposed development meets or exceeds five percent of the facility's peak hour capacity.~~

~~3. Should the impacted facility be operating at a LOS that meets the adopted LOS standard, the development will not be subject to the proportionate fair share provisions.~~

~~4. Should the impacted facility be operating at a LOS that is below the adopted LOS standard based on existing conditions or as a result of the impacts of a proposed development, the facility would be subject to the proportionate fair share provisions and the applicant would be notified.~~

5. ~~Proportionate fair-share mitigation for concurrency impacts may include, without limitation, separately or collectively, private funds, contributions of land, and construction and contribution of facilities.~~
6. ~~A development shall not be required to pay more than its proportionate fair-share. The fair market value of the proportionate fair-share mitigation for the impacted facilities shall not differ regardless of the method of mitigation.~~
7. ~~The methodology used to calculate an applicant's proportionate fair-share obligation shall be as provided for in F.S. § 163.3180, as follows:~~

~~The cumulative number of trips from the proposed development expected to reach roadways during peak hours from the completed build-out of a stage or phase being approved, divided by the change in the peak hour maximum service volume (MSV) of roadways resulting from construction of an improvement necessary to maintain the adopted LOS, multiplied by the construction cost, at the time of developer payment, of the improvement necessary to maintain the adopted LOS; or~~

$$\text{Proportionate Fair Share} = \Sigma\{[(\text{Development Trips}_i) / (\text{SV Increase}_i)] \times \text{Cost}_i\}$$

Where:

Development Trips, — =	Those trips from the stage or phase of development under review that are assigned to roadway segment "i" and have triggered a deficiency per the concurrency management system (the "CMS");
SV Increase, — =	Service volume increase provided by the eligible improvement to roadway segment "i";
Cost, — =	Adjusted cost of the improvement to segment "i". Cost shall include the cost of all project phases (preliminary engineering or alignment study, design, rights-of-way acquisition and construction) in the years said phases will occur with all associated costs.

8. ~~For the purposes of determining proportionate fair-share obligations, the City shall determine improvement costs based upon the actual cost of the improvement as obtained from the capital improvement element of the MPO transportation improvement program. Where such information is not available, improvement cost shall be determined using one of the methods described below.~~
  - a. ~~An analysis by the City of construction costs that incorporates data from recent projects and is updated annually; or~~
  - b. ~~The most recent issue of FDOT transportation costs, as adjusted based upon the type of cross-section (urban or rural); locally available data from recent projects on acquisition, drainage and utility costs, and significant changes in the cost of materials due to unforeseeable events. Cost estimates for state road improvements not included in the adopted FDOT work program shall be determined using this method in coordination with the FDOT district.~~

~~9. The value of a proportionate fair-share mitigation project proposed shall be determined using one of the methods provided in this subsection.~~

~~10. The City may accept right-of-way dedication for the proportionate fair-share payment. Credit for the dedication shall be based on fair market value established by an independent appraisal approved by the City and at no expense to the City. The applicant shall supply, at no expense to the City, a survey and legal description of the land and evidence of marketable title subject only to such encumbrances as the City may find acceptable. If the estimated value of the right-of-way dedication proposed by the applicant is less than the estimated total proportionate fair-share obligation for that development, then the applicant must also pay the difference.~~

~~D. Impact fee credit for proportionate fair-share mitigation.~~

~~1. Proportionate fair-share contributions shall be applied as a credit against impact fees consistent with the terms of the impact fee section of the Pinellas County Land Development Code.~~

~~2. Impact fee credits for the proportionate fair-share contribution will be determined when the transportation impact fee obligation is calculated for the proposed development. Impact fees owed by the applicant will be reduced in accordance with the proportionate fair-share mitigation agreement as they become due in accordance with the impact fee section of the county land development code. If the applicant's proportionate fair-share obligation is less than the development's anticipated road impact fee for the specific stage or phase of development under review, then the applicant or its successor shall pay the remaining impact fee amount to the City.~~

~~E. Effect of proportionate fair-share mitigation agreements.~~

~~1. Upon execution of a proportionate fair-share mitigation agreement, the applicant shall receive transportation concurrency approval or functional equivalent. Should the applicant fail to obtain a development order, then the agreement shall be deemed null and void.~~

~~2. Payment of the proportionate fair-share contribution is due in full prior to issuance of the final development order or recording of the final plat and shall be non-refundable. If the payment is submitted more than 12 months from the date of execution of the agreement, then the proportionate fair-share cost shall be recalculated at the time of payment based on the best estimate of the construction cost of the required improvement at the time of payment, and adjusted accordingly.~~

~~3. All proportionate fair-share mitigation improvements shall be completed prior to issuance of a certificate of occupancy, or as otherwise established in an agreement providing for the completion of such improvements that is accompanied by a security instrument sufficient to ensure the completion of all required improvements.~~

~~4. Dedication of necessary rights-of-way for facility improvements shall be completed prior to issuance of the development order or recording of the final plat.~~

~~5. Any requested change to a development subsequent to the issuance of a development order may be subject to additional proportionate fair-share contributions to the extent that the change will generate additional traffic that would require mitigation.~~

~~6. An applicant may submit a letter declining to enter into a proportionate fair-share mitigation agreement at any time prior to the execution of the agreement by the applicant.~~

~~7. The City may enter into proportionate fair-share mitigation agreements for selected corridor improvements to facilitate collaboration among multiple applicants on improvements to a shared transportation facility.~~

~~F. Appropriation of fair-share revenues.~~

~~1. Proportionate fair-share revenues shall be placed in the appropriate project account for funding of scheduled improvements in the capital improvements element, or as otherwise established in the terms of the proportionate fair-share mitigation agreement. Proportionate fair-share revenues may be used for improvements prior to construction of the project from which such revenues were~~

~~derived. Proportionate fair-share revenues may also be used as the 50 percent local match for funding under the FDOT transportation regional incentive program (TRIP).~~

- ~~2. If a scheduled proportionate fair-share improvement is removed from the capital improvement element, then the revenues collected for its construction may be applied toward the construction of another improvement within the same corridor or planning sector that would mitigate the impacts of development.~~
- ~~3. If an impacted facility has been designated as a regionally significant transportation facility in an adopted regional transportation plan as provided in F.S. § 339.155, the City may coordinate with other impacted jurisdictions and agencies to apply proportionate fair-share contributions and public contributions to seek funding for improving the impacted regional facility under the FDOT TRIP. Such coordination shall be through an interlocal agreement that establishes a procedure for earmarking the developer contributions for this process.~~
- ~~4. If an applicant constructs a transportation facility, the cost of which exceeds the proportionate fair-share obligation and the cost was borne by the applicant, the City may consider reimbursing the applicant for the excess contribution using one or more of the following methods:
  - ~~a. An impact fee credit account may be established for the applicant in the amount of the excess contribution.~~
  - ~~b. An account may be established for the applicant for the purpose of reimbursing the applicant for the excess contribution with proportionate fair-share payments from future applicants on the facility.~~
  - ~~c. The City may compensate the applicant for the excess contribution through payment or some combination of means acceptable to the City and the applicant.~~
  - ~~d. A right to reimbursement may be assigned and reassigned, in whole or in part, under terms and conditions acceptable to and approved by the City, provided that a payment by the City to an assignee shall relieve the City of any obligation to reimburse the applicant or any assignor to the extent of such payment.~~~~

~~G. Cross-jurisdictional impacts.~~

- ~~1. In the interest of intergovernmental coordination and to reflect the shared responsibilities for managing development and concurrency, the City may enter into an agreement with one or more adjacent local governments to address cross-jurisdictional impacts of development on multi-jurisdictional transportation facilities. The agreement shall provide for application of the methodology in this subsection to address the cross-jurisdictional transportation impacts of such development.~~
- ~~2. An application for a development that is subject to transportation concurrency requirements and that meets all of the criteria listed below shall be subject to this subsection.
  - ~~a. All or part of the proposed development is located within an area or corridor designated by an adjacent local government where development projects are subject to transportation concurrency requirements in accordance with their respective Land Development Regulations.~~
  - ~~b. The additional traffic from the proposed development would use five percent or more of the adopted peak hour LOS maximum service volume of a multi-jurisdictional transportation facility within the concurrency jurisdiction of the adjacent local government.~~
  - ~~c. The impacted multi-jurisdictional transportation facility is projected to be operating below the level of service standard, adopted by the adjacent local government, when the traffic from the proposed development is included.~~~~
- ~~3. Upon identification of an impacted multi-jurisdictional transportation facility, the City shall notify the applicant and the affected adjacent local government in writing of the opportunity to derive an~~

~~additional proportionate fair-share contribution, based on the projected impacts of the proposed development on the impacted facility.~~

- ~~4. The adjacent local government shall have up to 90 days in which to notify the City of a proposed specific proportionate fair-share obligation, and the intended use of the funds when received. The adjacent local government shall provide reasonable justification that both the amount of the payment and its intended use comply with the requirements of F.S. § 163.3180. Should the adjacent local government decline proportionate fair-share mitigation, then the provisions of this subsection shall not apply and the applicant shall be subject only to the proportionate fair-share requirements of the City.~~
- ~~5. If the development is approved by the City, the approval shall include a condition that the applicant shall provide, prior to the issuance of any development order covered by that application, evidence that the proportionate fair-share obligation to the adjacent local government has been satisfied.~~

~~16.03.110. Transportation concurrency exception area.~~

- ~~A. The area shown in map 30 of the Comprehensive Plan is exempt 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).~~
- ~~B. 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 an LOS that is lower than the City's peak hour standard of LOS "D," as determined by the most recent concurrency annual monitoring report, must be reviewed as a special exception. Review of such developments shall include consideration of compliance with the following criteria:~~
  - ~~1. On-site or off-site road capacity enhancements shall be incorporated into the proposed development, such as, but 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, such as, but not limited to:
    - ~~a. New or enhanced transit stops or shelters;~~
    - ~~b. Walkways connecting transit stops to the principle buildings;~~
    - ~~c. Bus pull-off areas; and~~
    - ~~d. Dedication of park and ride parking spaces.~~~~
  - ~~3. Provision of pedestrian accommodations, such as, but not limited to:
    - ~~a. Sidewalks along all street frontages; and~~
    - ~~b. Other sidewalks connecting to adjacent neighborhoods.~~~~
  - ~~4. Provision of bicycle accommodations, such as, but not limited to:
    - ~~a. Bicycle racks; and~~
    - ~~b. Bicycle lanes.~~~~
  - ~~5. Implementation of transportation demand management strategies, such as, but not limited to:~~

- a. ~~Ridesharing programs;~~
- b. ~~Flexible work hours; and~~
- c. ~~Telecommuting.~~
- 6. ~~Provision of traditional design features, such as, but not limited to:~~
  - a. ~~Locate building adjacently 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 minimizes 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.~~

~~16.03.120. Public school facilities concurrency.~~

~~A. Purpose and intent.~~

- 1. ~~The purpose of school concurrency is to ensure that there is available capacity for the anticipated students in each concurrency service area where residential units are created at the time those students need to go to school.~~
- 2. ~~F.S. § 163.3177(12) requires all nonexempt counties and each non-exempt municipality within those counties to adopt and implement a public school facilities element and a school concurrency program. The county and all other non-exempt municipalities within the county and the school board have entered into a public schools interlocal agreement which sets forth matters required by F.S. ch. 163, related to school concurrency, and which is intended to achieve a uniform, countywide, public school concurrency system. The City adopted amendments to the Comprehensive Plan on February 21, 2008, to establish concurrency for public school facilities.~~

~~B. Definitions. For the purposes of public school facilities concurrency, the following words shall have the following definitions:~~

~~Available Capacity means school facilities that will be in place or under actual construction within three years based on the Five-Year Work Program, and which shall be calculated based on the following formula:~~

~~Available Capacity = [FISH School Capacity + Additional Capacity] - [Enrollment + Vested Students]~~

~~Concurrency service area means the areas of the county, established by the school board, within which the level of service will be measured for school concurrency purposes.~~

~~Educational plant survey or the five-year plant survey means the systematic study of educational and ancillary plants of the school board conducted at least every five years to evaluate existing facilities and plan for future facilities to meet proposed program needs.~~

~~Effective date means the date as of which school concurrency will be applied to residential site plans or final residential subdivision approvals, and shall be the first day after the public school facility element (PSFE) and Land Development Regulations implementing the PSFE are in effect for the county and all nonexempt municipalities.~~

~~Enrollment means the official student enrollment count of the fall semester.~~

~~Existing level of service is calculated based on the following formula:~~

<del>LOS =</del>	<del>[Student Enrollment + Vested Students]</del>
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~~Five-year facilities work program or five-year work program means the document created by the school district to assist it as it plans, proposes, and prioritizes its current and five-year capital outlay needs.~~

~~FISH (Florida inventory of school houses) means the inventory numbering system used by the state department of education for parcels, buildings, and rooms in public educational facilities.~~

~~Level-of-service standard or LOS means the minimum service level that will be provided by public school facilities in the county.~~

~~District-wide level-of-service standard means that the existing LOS shall not exceed 100 percent. This level-of-service standard shall apply to each type of public school facility.~~

~~Local government means the county and each of the municipalities required to implement school concurrency.~~

~~Public school facilities element (PSFE) means the public school facilities element of the Comprehensive Plan.~~

~~Public schools interlocal agreement means the interlocal agreement filed with the Pinellas County Board Clerk on April 24, 2007, between the Pinellas County School Board, the County, and the 12 municipalities within the County that are required to implement school concurrency per F.S. § 163.3177.~~

~~Remodeling means, as defined in the Florida Building Code (currently chapter 4, section 423.5.), the changing of existing facilities by rearrangement of space and/or change of use.~~

~~Renovations means, as defined in the Florida Building Code (currently chapter 4, section 423.5.), the rejuvenating or upgrading of existing facilities by installation or replacement of materials and equipment without changing the use or occupancy of the spaces remaining.~~

~~Residential approval means a residential site plan or a final residential subdivision approval.~~

~~School capacity and level of service report means the report prepared annually by the school district to calculate the existing level of service and the available capacity within each concurrency service area.~~

~~School concurrency approval means the approval issued by the POD finding that there is available capacity for all types of schools required to serve new proposed residential units in a residential approval.~~

~~Vested students means the estimated number of students that would be generated from residential approvals which are approved after the effective date less the number of vested students represented by the dwelling units of the residential approvals that:~~

~~(1) Received certificates of occupancy since the effective date when preparing the first school capacity and level of service report or since the preparation date of the previous report when preparing the second and subsequent reports and are located in a residential development that received school concurrency approval; or~~

~~(2) Had their school concurrency approval expire.~~

~~C. Public school facilities concurrency procedures:~~

~~1. Application for school concurrency review. The POD shall access the development tracking system when a completed application for school concurrency review (application) is received. The POD shall review the application to determine whether the application is complete for school concurrency review. If the application is not complete, the POD shall notify the applicant of the additional information required to complete the application.~~

2. ~~Review of application. When the application has been accepted as complete, it shall be reviewed in accordance with procedures for that application as provided by this section. These procedures include a review of the application for concurrency with the LOS for public school facilities.~~
3. ~~School concurrency applied.~~
  - a. ~~During the review of the application, the POD shall consider the most current adjusted information on available capacity provided by the county. If this information shows that there is available capacity within each of the concurrency service areas where the proposed residential approval would be located, then the POD shall proceed under the following subsection. If the information reveals that there is not available capacity within a concurrency service area where the proposed residential approval would be located, then the POD shall proceed under subsection c of this section.~~
  - b. ~~Development review process when there is available capacity:~~
    - (1) ~~The POD may issue a school concurrency approval for a residential approval of less than 25 dwelling units without submitting the school concurrency application to the school district or county.~~
    - (2) ~~A school concurrency application for residential approval of 25 dwelling units or greater shall be submitted to the school district and the county on the form provided by the school district.~~
    - (3) ~~Within 25 days of receipt of the form and a completed school concurrency application, the school district will review the application and shall render a school concurrency determination stating whether there is available capacity for all types of schools to accommodate the estimated number of students that would be generated by the proposed residential approval and maintain the adopted level of service standard. The school district may request assistance from the county in reviewing applications.~~
    - (4) ~~If the school district determines that there is available capacity within all affected concurrency service areas where the proposed residential approval would be located, then the school district shall immediately notify the City, in writing, which may then issue the school concurrency approval.~~
    - (5) ~~If the school district determines that there is not available capacity within an affected concurrency service area and the adopted level of service standard would be exceeded, then the school district shall consider whether there is available capacity in the contiguous concurrency service area.~~
      - (a) ~~If the school district determines that, in the aggregate, there is available capacity in the concurrency service area and in the contiguous concurrency service area to accommodate the estimated number of students from the proposed residential approval, then an adequate level of service would be provided and the school district shall immediately notify the City, in writing, which may then issue the school concurrency approval.~~
      - (b) ~~If the school district determines that, in the aggregate, there is not available capacity in the concurrency service area and in the contiguous concurrency service area to accommodate the estimated number of students from the proposed residential approval, then an adequate level of service would not be provided for that type of school and the residential approval shall not be issued a school concurrency approval.~~
      - (c) ~~If the school district determines that, in the aggregate there is not available capacity, then, within 25 days after receiving the completed school concurrency application from the City, the school district shall identify the required proportionate share mitigation and recommend an acceptable form of mitigation in writing to the City and the applicant.~~

- ~~(d) When the school district determines that there is not adequate capacity for residential approval, then the City may only issue a school concurrency approval after the execution of a legally binding development mitigation agreement between the applicant, the City, and the school board.~~
- ~~c. Development review process when at least one concurrency service area has no available capacity:~~
- ~~(1) The school concurrency application shall be submitted to the school district and the county for all residential approvals, regardless of size, that are located within a concurrency service area that has no available capacity. The school concurrency application shall be submitted on a form provided by the school district.~~
- ~~(2) The development review process shall then follow the procedures in subsection C3b(5) of this section.~~
- ~~d. The POD shall provide written documentation of all school concurrency approvals to the county within 30 days of issuance.~~
- ~~e. Continued validity of a school concurrency approval. A school concurrency approval shall be valid for purposes of the issuance of development orders or permits for 24 months from the date of issuance by the POD. Once a development order or permit has been issued, the school concurrency approval shall be valid until a final certificate of occupancy is issued or the development order or permit is no longer in effect.~~
- ~~4. School capacity and level of service report.~~
- ~~a. Each year, the school district shall prepare a school capacity and level of service report to calculate the existing level of service and the available capacity within each concurrency service area.~~
- ~~b. The county shall be notified by the POD when new dwelling units have received certificates of occupancy and when the school concurrency approval for a residential approval has expired. The county shall provide this information to the school district for inclusion in the annual report.~~
- ~~5. Mitigation.~~
- ~~a. If capacity is not available, the applicant may choose to satisfy the public school facilities' concurrency requirements by making a proportionate fair share contribution, pursuant to the following requirements:~~
- ~~(1) Acceptable forms of mitigation may include, without limitation, the following:~~
- ~~(a) Contribution of land;~~
- ~~(b) Construction of a public school facility;~~
- ~~(c) Expansion of an existing public school facility;~~
- ~~(d) Payment for land acquisition or the expansion or construction of a public school facility;~~
- ~~(e) The creation of mitigation banking based on the construction of a public school facility in exchange for the right to sell capacity credits;~~
- ~~(f) Charter schools are recognized as public school facilities.~~
- ~~(2) The following standards shall apply to any mitigation required by the school district:~~
- ~~(a) Proposed mitigation must be directed toward a permanent school capacity improvement identified in the five-year work program, with the exception of charter schools, that satisfies the estimated demands created by the proposed residential approval;~~

~~(b) Relocatable classrooms will not be accepted as mitigation;~~

~~(c) Mitigation shall be proportionate to the demand for public school facilities estimated to be created by the proposed residential approval.~~

~~(3) The proportionate share mitigation amount shall be calculated using the following formula for each school level:~~

~~Multiply the number of additional new student stations required for mitigation of the estimated demand for public school facilities created by the proposed residential approval by the average cost per student station using the actual construction cost being experienced by the school district for student stations at the time when proportionate share mitigation is accepted, plus the inclusion of land costs, if any.~~

~~b. Development mitigation agreement.~~

~~(1) A development mitigation agreement shall provide for the required mitigation of the impacts of the proposed residential approval on public school facilities.~~

~~(2) Upon notification by the school district that there is no available capacity for a proposed residential approval, then the applicant is eligible to participate in the proportionate share program.~~

~~(3) In order to move forward in the development process, if the applicant chooses to exercise the mitigation option, a meeting shall be held to discuss eligibility, application submittal requirements, potential mitigation options, and related issues. The applicant and the school board shall attempt to negotiate a development mitigation agreement which shall provide for the required mitigation of the impacts of the proposed development on public school facilities. The City shall be a party to this agreement. If the applicant and the school board are unable to agree on an acceptable form of mitigation, the conflict resolution provision of the public schools interlocal agreement may be utilized (section 16.60.050).~~

~~(4) After a mitigation project is identified and agreed upon by the applicant and the school district, a development mitigation agreement will be prepared by the applicant with direction from the school district and the City. The final agreement will become a part of the final residential approval submittal. Final approval of the site plan and agreement rests with the POD.~~

~~(5) The development mitigation agreement shall include the applicant's commitment to extend the development mitigation agreement until the mitigation is completed as determined by the school board or as determined through the conflict resolution procedures of the public schools interlocal agreement (section 16.60.050), if applicable.~~

~~(6) Upon execution of a development mitigation agreement, the applicant shall receive school concurrency approval or functional equivalent.~~

~~(7) If the applicant chooses to not continue with residential approval, the applicant may submit a letter to the school district to withdraw from the development mitigation agreement at any time prior to the execution of the agreement.~~

~~(8) A development mitigation agreement can be amended or cancelled by mutual consent of the parties to the agreement or by their successors in interest.~~

~~e. Cross jurisdictional impacts. In the interest of intergovernmental coordination and to reflect the shared responsibilities for managing development and concurrency, if the proposed mitigation is located in a different jurisdiction, the POD will notify the other local government in writing as soon as the POD is notified of the proposed mitigation and allow the opportunity for the other local government to comment on mitigation proposals.~~

~~6. Vesting.~~

~~a. For the purposes of meeting the level-of-service standard, residential approvals, development orders, and permits approved for any property prior to the effective date of the ordinance from which this section is derived shall be vested and shall not require a school concurrency approval.~~

~~7. Credits.~~

~~a. After the effective date, any property with existing dwelling units that are demolished or destroyed shall receive a credit for the estimated number of students generated from existing dwelling units. Credits may not be transferred to another property but may be used on abutting property if part of the same residential approval. The applicant will be required to provide proof of such existing uses in a form acceptable to the POD.~~

~~b. The application of credits for public school capacity attributable to the number of student seats generated by a previous and existing on-site residential use may be used for a new residential approval, in the place of the capacity which would be generated by the new residential approval, in perpetuity from the effective date of the ordinance from which this section is derived.~~

~~8. Submittal of a new site plan.~~

~~As allowed by the Land Development Regulations, modifications may be made to an approved residential approval. A modification will not result in any extension to the length of time a school concurrency approval is valid, and will not justify the issuance of a new school concurrency approval.~~

~~The county will be notified of any modifications. Modifications which change the demand for available capacity will be reflected in the development tracking system. If the modifications require submittal of a new residential approval, the new residential approval will be subject to the school concurrency review. If a new residential approval receives a new school concurrency approval, then the school concurrency approval issued for the original residential approval will no longer be valid.~~

~~9. Review and appeals. Decisions of the POD to grant or deny a school concurrency approval may be appealed to the Development Review Commission whose decision shall be the final decision of the City.~~

**Section 2.** Section 16.70.040.1.1 of the St. Petersburg City Code is hereby amended to read as follows:

Section 16.70.040.1.1. – Amendments to the Comprehensive Plan and Land Development Regulations.

E. Standards for review. In addition to the standards of review for a zoning and planning decision generally, a decision shall be guided by the following factors:

1. Compliance of the proposed use with the goals, objectives, polices and guidelines of the Comprehensive Plan;
2. Whether the proposed amendment would adversely affect environmentally sensitive lands or properties which are documented as habitat for the listed species as defined by the conservation element of the Comprehensive Plan;
3. Whether the proposed changes would alter the population density pattern and thereby adversely affect residential dwelling units or public schools;
4. Impact of the proposed amendment upon the adopted level of service (LOS) for public services and facilities including, but not limited to: water, sewer, sanitation, ~~traffic, mass transit~~, recreation and stormwater management and impact on LOS standards for traffic and mass transit. The POD

may require the applicant to prepare and present with the application whatever studies are necessary to determine what effects the amendment will have on the LOS;

5. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansions;
6. The amount and availability of vacant land or land suitable for redevelopment for similar uses in the City or on contiguous properties;
7. Whether the proposed change is consistent with the established land use pattern of the areas in reasonable proximity;
8. Whether the exiting district boundaries are logically drawn in relation to existing conditions on the property proposed for change;
9. If the proposed amendment involves a change from residential to a nonresidential use or a mixed use, whether more nonresidential land is needed in the proposed location to provide services or employment to residents of the City;
10. Whether the subject property is within the 100-year floodplain, hurricane evacuation level zone A or coastal high hazard areas as identified in the coastal management element of the Comprehensive Plan;
11. Other pertinent facts.

**Section 3.** Section 16.70.040.1.4 of the St. Petersburg City Code is hereby amended to read as follows:

Section 16.70.040.1.4. – Site plan review.

- D. Standards for review. In addition to the standards of review for a zoning and planning decision generally, a decision shall be guided by the following factors:
  1. The use is consistent with the Comprehensive Plan;
  2. The property for which a site plan review is requested shall have valid land use and zoning for the proposed use prior to site plan approval;
  3. Ingress and egress to the property and proposed structures with particular emphasis on automotive and pedestrian safety, separation of automotive and bicycle traffic and control, provision of services and servicing of utilities and refuse collection, and access in case of fire, catastrophe and emergency. Access management standards on state and county roads shall be based on the latest access management standards of FDOT or the county, respectively;
  4. Location and relationship of off-street parking, bicycle parking, and off-street loading facilities to driveways and internal traffic patterns within the proposed development with particular reference to automotive, bicycle, and pedestrian safety, traffic flow and control, access in case of fire or catastrophe, and screening and landscaping;
  5. Traffic impact report describing how this project will impact the adjacent streets and intersections. A detailed traffic report may be required to determine the project impact on the level of service of adjacent streets and intersections. Transportation system management techniques may be required where necessary to offset the traffic impacts;
  6. Drainage of the property with particular reference to the effect of provisions for drainage on adjacent and nearby properties and the use of on-site retention systems. The Commission may grant approval of a drainage plan as required by City ordinance, county ordinance, or SWFWMD;
  7. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety and compatibility and harmony with adjacent properties;

8. Orientation and location of buildings, recreational facilities and open space in relation to the physical characteristics of the site, the character of the neighborhood and the appearance and harmony of the building with adjacent development and surrounding landscape;
9. Compatibility of the use with the existing natural environment of the site, historic and archaeological sites, and with properties in the neighborhood as outlined in the City's Comprehensive Plan;
10. Substantial detrimental effects of the use, including evaluating the impacts of a concentration of similar or the same uses and structures, on property values in the neighborhood;
11. Sufficiency of setbacks, screens, buffers and general amenities to preserve internal and external harmony and compatibility with uses inside and outside the proposed development and to control adverse effects of noise, lights, dust, fumes and other nuisances;
12. Land area is sufficient, appropriate and adequate for the use and reasonably anticipated operations and expansion thereof;
13. Landscaping and preservation of natural manmade features of the site including trees, wetlands, and other vegetation;
14. Sensitivity of the development to on-site and adjacent (within 200 feet) historic or archaeological resources related to scale, mass, building materials, and other impacts;
15. Availability of hurricane evacuation facilities for developments located in the hurricane vulnerability zones;
16. Meets adopted levels of service and the requirements for a certificate of concurrency by complying with the adopted levels of service for:
  - a. Water.
  - b. Sewer.
  - c. Sanitation.
  - d. Parks and recreation.
  - e. Drainage.
  - ~~f. Mass transit.~~
  - ~~g. Traffic.~~
  - ~~h. School concurrency.~~

**Section 4.** Section 16.70.040.1.5 of the St. Petersburg City Code is hereby amended to read as follows:

Section 16.70.040.1.5. – Special exceptions.

- D. Standards for review. In addition to the standards of review for a zoning and planning decision generally, a decision rendered under this section shall be guided by the following factors:
1. The use is consistent with the Comprehensive Plan;
  2. The property for which a special exception is requested shall have valid land use and zoning for the proposed use prior to the public hearing;
  3. Ingress and egress to the property and proposed structures with particular emphasis on automotive and pedestrian safety, separation of automotive and bicycle traffic and control, provision of services and servicing of utilities and refuse collection, and access in case of fire,

catastrophe and emergency. Access management standards on State and county roads shall be based on the latest access management standards of FDOT or the county, respectively;

4. Location and relationship of off-street parking, bicycle parking, and off-street loading facilities to driveways and internal traffic patterns within the proposed development with particular reference to automotive, bicycle, and pedestrian safety, traffic flow and control, access in case of fire or catastrophe, and screening and landscaping;
5. Traffic impact report describing how this project will impact the adjacent streets and intersections. A detailed traffic report may be required to determine the project impact on the level of service of adjacent streets and intersections. Transportation system management techniques may be required where necessary to offset the traffic impacts;
6. Drainage of the property with particular reference to the effect of provisions for drainage on adjacent and nearby properties and the use of on-site retention systems. The Commission may grant approval of a drainage plan as required City ordinance, county ordinance, or SWFWMD;
7. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety and compatibility and harmony with adjacent properties;
8. Orientation and location of buildings, recreational facilities and open space in relation to the physical characteristics of the site, the character of the neighborhood and the appearance and harmony of the building with adjacent development and surrounding landscape;
9. Compatibility of the use with the existing natural environment of the site, historic and archaeological sites, and with properties in the neighborhood as outlined in the City's Comprehensive Plan;
10. Substantial detrimental effects of the use, including evaluating the impacts of a concentration of similar or the same uses and structures, on property values in the neighborhood;
11. Substantial detrimental effects of the use, including evaluating the impacts of a concentration of similar or the same uses and structures, on living or working conditions in the neighborhood;
12. Sufficiency of setbacks, screens, buffers and general amenities to preserve internal and external harmony and compatibility with uses inside and outside the proposed development and to control adverse effects of noise, lights, dust, fumes and other nuisances;
13. Land area is sufficient, appropriate and adequate for the use and reasonably anticipated operations and expansion thereof;
14. Landscaping and preservation of natural manmade features of the site including trees, wetlands, and other vegetation;
15. Sensitivity of the development to on-site and or adjacent (within 200 feet) historic or archaeological resources related to scale, mass, building materials, and other impacts;
16. Availability of hurricane evacuation facilities for developments located in the hurricane vulnerability zones;
17. Meets adopted levels of service and the requirements for a certificate of concurrency by complying with the adopted levels of service for:
  - a. Water.
  - b. Sewer.
  - c. Sanitation.
  - d. Parks and recreation.
  - e. Drainage.
  - f. ~~Mass transit.~~

g.—Traffic.

h.—School concurrency.

**Section 5.** Select definitions within Section 16.90.020.3 of the St. Petersburg City Code are hereby amended to read as follows:

16.90.020.3. Definitions

*Concurrency monitoring system* means the data collection, processing, and analysis performed by the City to determine impacts on the established levels of service for potable water, sanitary sewer, drainage, solid waste, and recreation and open space, ~~roads, and mass transit. For traffic circulation: data collection, processing and analysis will be utilized to determine traffic concern areas and traffic restriction areas in addition to impacts on the established levels of service. The traffic circulation data maintained by the concurrency management monitoring system shall be the most current information available to the City.~~

\*\*

*Proportionate fair-share* is a provision that allows for development projects to mitigate their impacts through "fair-share" contributions to facilities identified for capacity improvements in the capital improvement element of the Comprehensive Plan.

\*\*

*Significantly degrade* means a peak hour increase in traffic volume of five percent or a decrease in average travel speed of ten percent. This criteria shall be the means of evaluating the transportation impacts in traffic restriction areas upon roadway levels of service. (Source: concurrency management)

\*\*

*Traffic concern area* means an area within which the level of service for a given road facility has been determined by data from the concurrency management monitoring system to have reached a level of service D during the peak hour or is expected to reach a level of service E or worse during the peak hour in the next five years and no construction improvements are planned in the next five years. This area includes the area within one-quarter mile of the centerline and within a one-quarter mile are radius beyond the terminus of any designated road segment's centerline. (Source: concurrency management)

\*\*

*Traffic restriction area* means an area in which the level of service for a given road facility has been determined by data from the concurrency management monitoring system to be below the acceptable level of service adopted in this article. This area includes the area within one-half

~~mile of the centerline and within a one-half mile arc radius beyond the terminus of any designated road segment's centerline.~~

\*\*

~~Transportation concurrency means that transportation facilities needed to serve new development that results in traffic generation shall be placed or under actual construction within three years after approval of a development order.~~

\*\*

~~Transportation concurrency exception area (TCEA) means that area of the City described in the concurrency management section.~~

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

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

**Section 8.** Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth 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)



# DEVELOPMENT REVIEW COMMISSION

Prepared by the Planning & Economic Development Department

For Public Hearing on December 2, 2015  
at 2:00 p.m. in the City Council Chambers, City Hall,  
175 Fifth Street North, St. Petersburg, Florida.

---

**APPLICATION:** LDR 2015-08

**APPLICANT:** City of St. Petersburg  
175 5<sup>th</sup> Street North  
St. Petersburg, FL 33701

**REQUEST:** Amend the City of St. Petersburg's Code of Ordinances, Chapter 16, Land Development Regulations ("LDRs"), Section 16.03 "Concurrency Management"

**AUTHORITY:** Pursuant to Section 16.80.020.1 of the City Code of Ordinances, the DRC, acting as the Land Development Regulation Commission ("LDRC"), is responsible for reviewing proposed amendments to the LDRs, confirming consistency with the City of St. Petersburg's Comprehensive Plan ("Comprehensive Plan"), and making a recommendation to the City Council.

**EVALUATION:**

## **Recommendation**

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

## **Background and Analysis**

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 public facilities and services including: potable water, sanitary sewer, solid waste, drainage, *roadways*, *mass transit*, and recreation and open space.

## Transportation Concurrency

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 Comprehensive Plan and *Land Development Regulations* 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 in order to achieve countywide consistency.

Amendments to the City's Future Land Use, Transportation, Capital Improvements and Intergovernmental Coordination Elements of the Comprehensive Plan are currently being processed as City Application No. LGCP-2016-01. On November 10, 2015, the City's Community Planning and Preservation Commission conducted a public hearing regarding these amendments to the Comprehensive Plan and recommended approval by a unanimous vote of 5-to-0. The second reading and adoption public hearing to be conducted by City Council is scheduled for February 4, 2016.

This is a companion application making related amendments within the City's Land Development Regulations pertaining to transportation concurrency.

*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.*

### School Concurrency

House Bill 7207 also deleted the requirement for a public school facilities element and made school concurrency optional. While local governments could retain the option to keep concurrency for school facilities, here in Pinellas County other events directed local governments to delete this requirement from their respective Comprehensive Plans.

St. Petersburg staff participated with other Pinellas local governments and the school board in developing the new Public Schools Interlocal Agreement which meets the requirements of the 2011 legislation and is agreeable to all parties. This new interlocal agreement was approved by City Council on July 26, 2012 (Resolution 2012-328). The new interlocal agreement eliminates school concurrency requirements while retaining the existing reporting and coordinated school planning responsibilities. On February 21, 2013, City Council adopted Ordinance 59-H, which eliminated the applicable goals, objectives and policies in the Comprehensive Plan relating to school concurrency in order to be consistent with the new Public Schools Interlocal Agreement as well as statutory provisions.

The proposed changes included with this LDR package ensure consistency with state statutes, the Public Schools Interlocal Agreement and the Comprehensive Plan.

### Compliance with the Comprehensive Plan

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

**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. *(Strike-through underline of proposed amendments in City Application No. LGCP-2016-01)*

**Policy LU8.1:** Pursuant to the requirements of Section 163.3202 F.S. and Chapter 9J-5 F.A.C. the land development regulations 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.

**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.

**Policy LU23.4:** The City's LDRs shall continue to support land development patterns that make possible a mixture of land use types resulting in employment, schools, services, shopping and other amenities located near residential development and neighborhoods.

**Policy 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).

**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. *(Strike-through underline of proposed amendments in City Application No. LGCP-2016-01)*

**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. *(Strike-through underline of proposed amendments in City Application No. LGCP-2016-01)*

~~**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. *(Strike-through underline of proposed amendments in City Application No. LGCP-2016-01)*~~

**Objective PS1:** The City, its partner local governments, and the School District agree to coordinate and base their plans upon consistent projections of population growth and student enrollment, and will coordinate in sharing of information on proposed school facility changes, certain planned infrastructure improvements, and proposed land use plan amendments and rezonings that increase or decrease residential densities.

**Objective PS4:** The City shall practice effective intergovernmental coordination with its partner local governments and the School District to ensure that land use plans, development approvals, and capital facilities planning are coordinated with the availability of public school facilities.

### **Adoption Schedule**

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

- January 7, 2016: First Reading
- February 4, 2016: Second Reading and Adoption Public Hearing
  - *Coordinated with second reading and adoption public hearing of companion City Application No. LGCP 2016-01*

### **Exhibits and Attachments**

Proposed Amendments

**DRC STAFF REPORT ATTACHMENT:**

**PROPOSED AMENDMENTS REMAIN UNCHANGED  
AND ARE NOW EMBEDDED  
WITHIN THE PROPOSED ORDINANCE.**

ST. PETERSBURG CITY COUNCIL

**REVISED**  
**JAN 07 2016**

Meeting of January 21, 2016

**TO:** The Honorable Amy Foster, Chair, and Members of City Council

**SUBJECT:** Approving an Architect/Engineering Agreement between the City of St. Petersburg, Florida ("City") and W Architecture and Landscape Architecture, Inc. ("A/E") for concept design services for the Pier Approach Project in an amount not to exceed \$318,030 ("A/E Agreement"); authorizing the City Attorney to make non-substantive changes to the A/E Agreement; authorizing the Mayor or his designee to execute the A/E Agreement; approving a transfer in the amount of \$500,000 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001) to provide the necessary funding for the concept design services and other project related costs; and providing an effective date.

**EXPLANATION:** On July 27, 2015, the City issued a Request for Proposals (RFP) requesting qualifications from interested multi-disciplinary design teams for design and construction administration services for the Pier Approach. Six (6) statements of qualifications were received in response to the RFP. On October 6, 2015, the selection committee shortlisted to five (5) design teams and on October 16, 2015 the selection committee ranked W Architecture and Landscape Architecture as the top ranked firm.

On November 12, 2015 City Council approved Resolution No. 2015-544 acknowledging the selection committee's final ranking of the design teams for the Pier Approach and authorizing the Mayor or his designee to negotiate an A/E Agreement with W Architecture and Landscape Architecture ("A/E") for design and construction administration services for the Pier Approach.

The A/E Agreement includes the following initial phase and associated lump sum fees and costs:

Concept Design	\$ 298,030
Reimbursable Cost & Contingency	<u>\$ 20,000</u>
Total Not to Exceed Fee	\$ 318,030

The Concept Design is intended to develop a concept that confirms and incorporates the programmatic requirements of the St. Petersburg Downtown Waterfront Master Plan (DWMP) for the Pier District, obtain public input and consensus, and compliment the thematic features of the new St. Petersburg Pier, resulting in a seamless Pier District. Concept Design will provide for public involvement to include workshops, stakeholder meetings, public input and informational exchanges. Collaboration and coordination with the ASD/Rogers Partners team designing the New St. Petersburg Pier is a critical element of this scope. The A/E will coordinate the civil infrastructure design approach to identify critical services needed for the development of the entire Pier District.

Upon gathering stakeholder and public input, and verifying the program identified in the DWMP, the second part of the Concept Design will include development of a preliminary concept design including conceptual site plans, a program narrative, opportunities for sustainable design, permitting considerations, and identification of services and utilities needed to serve the entire Pier District. The final concept design will include any concept refinements and development of a cost plan reflective of the input received and ensuring that the refined concept can be constructed within the final construction cost budget.

The Concept Phase is anticipated to take up to four months to complete. Prior to the conclusion of the Concept Design, the A/E will present a report depicting the results, establishing the cost plan for the concept as it moves into the subsequent design phases, and providing a program narrative of the intended uses.

Upon approval of the Concept Design, administration will negotiate the balance of design services with the A/E. An amended and restated A/E Agreement will be presented to City Council for Council's approval to include the remaining phases of detailed design and preparation of construction documents. It is anticipated that the design and construction document preparation along with all the regulatory permitting could be completed by early 2017 with construction commencing thereafter.

**RECOMMENDATION:** Administration recommends City Council approve an Architect/Engineering Agreement between the City of St. Petersburg, Florida ("City") and W Architecture and Landscape Architecture, Inc. ("A/E") for concept design services for the Pier Approach in an amount not to exceed \$318,030 ("A/E Agreement"); authorizing the City Attorney to make non-substantive changes to the A/E Agreement; authorizing the Mayor or his designee to execute the A/E Agreement; approving a transfer in the amount of \$500,000 from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001) to provide the necessary funding for the concept design services ; and providing an effective date

**COST/FUNDING INFORMATION:** Funds for the concept design has already been appropriated as part of the existing \$50,000,000 budget in the Pier Visioning Project (11988). However, a transfer in the amount of \$500,000 for the above work and other project related costs, from the Downtown Redevelopment District Fund (1105), the fund used to account for the Tax Increment revenues received by the City, to the General Capital Improvement Fund (3001), is required.

Future phases of the A/E Agreement will require the City to obtain debt proceeds, supported by TIF revenues, in compliance with the existing Interlocal Agreement between the City and Pinellas County. This future funding will be brought forward to City Council for approval at the conclusion of the Concept Design services and prior to the approval of an amended and restated A/E Agreement.

**ATTACHMENTS:** Resolution

**APPROVALS:**

rq

Thomas B. Gibson

Administrative

DEVIN L. Fuller 1-7

Budget

RESOLUTION NO. 2016-\_\_

**A RESOLUTION APPROVING AN ARCHITECT/ENGINEERING AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") AND W ARCHITECTURE AND LANDSCAPE ARCHITECTURE, INC. ("A/E") FOR CONCEPT DESIGN SERVICES FOR THE PIER APPROACH PROJECT IN AN AMOUNT NOT TO EXCEED \$318,030 ("A/E AGREEMENT"); AUTHORIZING THE CITY ATTORNEY TO MAKE NON-SUBSTANTIVE CHANGES TO THE A/E AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE A/E AGREEMENT; APPROVING A TRANSFER IN THE AMOUNT OF \$500,000 FROM THE DOWNTOWN REDEVELOPMENT DISTRICT FUND (1105) TO THE GENERAL CAPITAL IMPROVEMENT FUND (3001) TO PROVIDE THE NECESSARY FUNDING FOR THE CONCEPT DESIGN SERVICES AND OTHER PROJECT RELATED COSTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of St. Petersburg, Florida ("City") through its Engineering & Capital Improvements Department issued a Request for Proposals ("RFP") for the Pier Approach Design and Construction Administration Services on July 27, 2015; and

**WHEREAS**, the selection committee for the RFP process ranked the W Architecture and Landscape Architecture, Inc. ("A/E"), as the most qualified firm to provide Pier Approach Design and Construction Administration Services; and

**WHEREAS**, City Council acknowledged the selection committee's ranking on November 12, 2015 and authorized negotiations with A/E; and

**WHEREAS**, the City wishes to contract with A/E for concept design services for the Pier Approach Project, and the A/E wishes to accept such duties and responsibilities on all the terms and conditions set forth in the A/E Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of St. Petersburg, Florida that the architect/engineering agreement between the City of St. Petersburg, Florida ("City") and W Architecture and Landscape Architecture, Inc. ("A/E") for concept design services for the Pier Approach Project in the amount not to exceed \$318,030 ("A/E Agreement") is hereby approved.

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

**BE IT FURTHER RESOLVED** that the Mayor or his designee is authorized to execute the A/E Agreement.

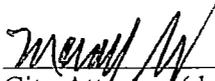
**BE IT FURTHER RESOLVED** that the following transfer from the Downtown Redevelopment District Fund (1105) to the General Capital Improvement Fund (3001) for concept design services and other project related costs is hereby approved:

Downtown Redevelopment District Fund (1105)

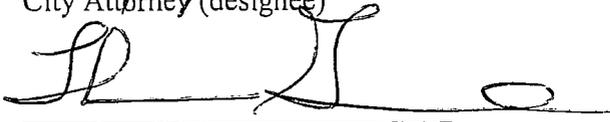
Transfer To: General Capital Improvement Fund (3001) \$500,000  
to Project 11988

This resolution shall become effective immediately upon its adoption.

**APPROVALS:**

  
\_\_\_\_\_  
City Attorney (designee)

  
\_\_\_\_\_  
Administration

  
\_\_\_\_\_

Budget

# **CITY COUNCIL AGENDA**

## **Report Item**

**TO:** Mayor and Members of City Council

**DATE:** January 13, 2016

**COUNCIL**

**DATE:** **January 21, 2016**

**RE:** Downtown Transportation

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**ACTION DESIRED:**

Report from Staff regarding Downtown transportation.

Jim Kennedy  
Council Member, District 2

DST\_4797782

**ST. PETERSBURG CITY COUNCIL**

**Consent Agenda**

**Meeting of January 21, 2016**

**To: The Honorable Amy Foster, Chair, and Members of City Council**

**Subject:** Awarding a three-year blanket purchase agreement to Consolidated Resource Recovery, Inc. for yard waste grinding services with operator for the Sanitation Department at an estimated annual cost of \$427,700.

**Explanation:** The Purchasing Department received one bid for yard waste grinding services with operator. The vendor will provide all labor, equipment and material necessary for grinding yard waste and logs into mulch. The contract allows for a quarterly fuel cost adjustment to 30 percent of total cost per hour, based on the U.S. Energy Administration East Coast (lower Atlantic) Diesel Fuel Index.

Citizens take approximately 40,000 tons of yard waste and logs to the City's brush sites each year. The City collects the material from the brush sites and delivers it to the single waste grinder site at Lake Maggiore for processing. The mulch that is produced is available free of charge for pick up by citizens. The city also provides the mulch for other uses including bio mass fuel, sod production, compost production and storm water reclamation projects.

The Procurement Department, in cooperation with the Sanitation Department, recommends for award:

Consolidated Resource Recovery, Inc.....\$427,700  
Grinding Service 1,300 HRS @ \$329.00 per Hour

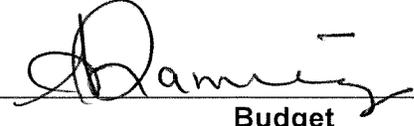
Consolidated Resource Recovery, Inc. has met the requirements of IFB No. 5936 dated December 3, 2015. A blanket purchase agreement will be issued to the contractor and will be binding only for the actual services rendered. The agreement will be effective from February 1, 2015 through January 31, 2019 with one two-year renewal option.

**Cost/Funding/Assessment Information:** Funds are available in the Sanitation Operating Fund (4021), Sanitation Department, Recycling (4502297).

**Attachments:** Bid Tabulation  
Price History  
Resolution

**Approvals:**

  
Administrative

  
Budget

Don Enge, Procurement Analyst

Item No.	Description	EAU	UOM	Unit Price	Extended Price
1	Grinding Services: Equipment and Operator per Scope of Services herein.	1,300	HR	\$329.00	\$427,700.00
<b>Subtotal:</b>					<b>\$427,700.00</b>
<b>Payment Discount:</b>					<b>\$0.00</b>
<b>SBE Discount:</b>					<b>\$0.00</b>
<b>Total:</b>					<b>\$427,700.00</b>
a.	Percent and amount of hourly rate for diesel costs:			30%	\$98.70
b.	Percent and amount of hourly rate for labor costs:			70%	\$230.30
(Both added together shall equal 100%)					

**Price History**  
**975-45 Yard Waste Grinding with Operator**

<b>Description</b>	<b>1-Year Ago</b>	<b>6-Months Ago</b>	<b>3-Months Ago</b>	<b>Current (new)</b>	<b>% Change</b>
Grinding, yard waste with operator, per hour.	\$321.88	\$323.41	\$314.96	\$329.00	4%

A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF A THREE-YEAR AGREEMENT (BLANKET AGREEMENT) TO CONSOLIDATED RESOURCE RECOVERY, INC. AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$427,700 FOR YARD WASTE GRINDING SERVICES FOR THE SANITATION DEPARTMENT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Purchasing Department received one bid for yard waste grinding services for the Sanitation Department on December 3, 2015; and

WHEREAS, Consolidated Resource Recovery, Inc. has met the requirements for IFB No. 5936; and

WHEREAS, the Purchasing Department, in cooperation with the Sanitation Department, recommends approval of this renewal.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the proposal and award of a three-year agreement (Blanket Agreement) to Consolidated Resource Recovery, Inc. at an estimated annual cost not to exceed \$427,700 for yard waste grinding services for the Sanitation Department is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that this renewal will be effective from February 1, 2016 through January 31, 2019.

This Resolution shall become effective immediately upon its adoption.

Approved as to form and content:

  
\_\_\_\_\_  
City Attorney (designee)

**COUNCIL AGENDA  
NEW BUSINESS ITEM**

**TO: Members of City Council**

**DATE: January 4, 2016**

**COUNCIL DATE: January 21, 2016**

**RE: Purchasing Policy to Use Life Cycle Costs**

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**ACTION DESIRED:**

Respectfully requesting a referral to the Budget, Finance and Taxation Committee for consideration of changes to our purchasing regulations.

**RATIONALE:**

The City uses a competitive bidding system with specifications and low bid wins. This works well if the City specifications reflect the latest best value costs. However, an alternative method would be to change our bidding system for those items that have ongoing costs beyond the initial price to break out maintenance, operating and energy and/or supply costs. The net effect would be to allow the bidders and purchasers to measure the life cycle rather than simply the initial costs. This can save considerable money for the City over the life of the product. (Cheap junk is not cheap.)

Karl Nurse  
Council Member

**COUNCIL AGENDA  
NEW BUSINESS ITEM**

TO: **Members of City Council**

DATE: **January 7, 2016**

COUNCIL DATE: **January 21, 2016**

RE: ***Appearance of Conflict Policy***

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**ACTION DESIRED:**

Respectfully requesting City Council to consider adopting an Appearance of Conflict Policy for City Advisory Committees. A draft policy from the Legal Department is attached for your review.

Amy Foster, Council Chair  
District 8

## **ADVISORY COMMITTEE POLICY – APPEARANCE OF CONFLICT**

This policy (“Policy”) applies to members of committees (“Members”) that provide advisory opinions to the City concerning certain financial matters, and at this time, is specifically limited to Members of the Community Development Block Grant Funding Committee, Social Action Funding Committee, the Arts Advisory Committee, and any successor committees (collectively, “Committees”).

Florida Statute Chapter 112, as interpreted by case law, Attorney General Opinions and Commission on Ethics Opinions, provides standards of conduct for public officers, including members of advisory committees. The statute identifies prohibited conflicts of interest for public officers, including prohibited employment and contractual relationships. It also sets forth the standard for voting conflicts, i.e., public officers are prohibited from voting in an official capacity on any measure which they know would inure to their own special private gain or loss. These laws are intended, among other things, to prevent conflicts between a public officer’s private interests and public duties.

This Policy addresses situations in which the appearance of a conflict of interest may exist, even though a Member does not have a voting conflict or a conflict of interest prohibited under Florida law (e.g., when a Member is a volunteer for an organization seeking funding but will not receive a pecuniary benefit if such funding is awarded). It is further intended to increase transparency in Committee discussions.

### **The following policy is hereby established for the Committees:**

For each Committee meeting at which proposed grants or requests for assistance from organizations are reviewed, discussed, voted upon, or in which any action relating to a specific organization is taken, any Member who has any type of employment or volunteer relationship with that organization (paid or unpaid), shall disclose that relationship at the beginning of the meeting or, at the latest, prior to the discussion on the matter before the Committee.

Such disclosure shall be in writing and shall be provided to the staff support person who shall ensure that all Members of the Committee are provided with a copy of the disclosure or otherwise notified of the written disclosure.

Members who have an employment relationship, contractual relationship, management relationship (e.g. director), whether paid or unpaid, or a substantial volunteer relationship (an average of 10 hrs. or more a month) with an organization shall recuse themselves from all participation and voting on any matter relating to the organization. At the time the matter is taken up by the Committee, the Member shall orally notify the Committee of their recusal and shall leave the room during the time the matter is addressed.

A Member may be removed from the Committee by City Council for failing to comply with this Policy. If at any time any Member, or any City staff member, believes that a Member has not complied with this Policy, the violation shall be reported to the City Council Chair in writing, with a copy to the Mayor, as soon as possible. The Chair or the Mayor shall initiate any necessary action.

**COUNCIL AGENDA  
NEW BUSINESS ITEM**

**TO: Members of City Council**

**DATE: January 12, 2016**

**COUNCIL DATE: January 21, 2016**

**RE: *City Council Policy and Procedures***

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**ACTION DESIRED:**

Respectfully requesting City Council to refer a discussion on revisions to the City Council Policy and Procedures be added to the January 28, 2016 Workshop.

Amy Foster, Council Chair  
District 8

**COUNCIL AGENDA  
NEW BUSINESS ITEM**

TO: **Members of City Council**

DATE: **January 14, 2016**

COUNCIL DATE: **January 21, 2016**

RE: ***Referral to the Public Services & Infrastructure Committee***

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**ACTION DESIRED:**

Respectfully request to refer to the Public Services & Infrastructure Committee a discussion relating to the Codes Compliance Department purchasing moisture detectors to help pin point mold issues in homes and apartments.

Steve Kornell, Council Member  
District 5

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

**Committee Report**

**January 14, 2016  
8:00 a.m. - City Hall Room 100**

Present: Chair James R. "Jim" Kennedy, Jr.; Vice Chair Karl Nurse; Councilmembers Charles Gerdes; Darden Rice; and Ed Montanari (alternate).

Also: Councilmember Lisa Wheeler-Brown; Chief Assistant City Attorney, Jeannine Williams; City Administrator, Assistant City Attorney, Macall Dyer; City Administrator, Gary Cornwell; City Auditor, Bradley Scott; Finance Director, Anne Fritz; Treasurer, Thomas Hoffman and Senior Deputy Clerk, Cathy E. Davis.

Absent: None.

Support Staff: Robert Coats, Risk Management Analyst, Human Resources  
Linda Seufert, Manager Parks and Recreation

**A. Call to Order**

Chair Kennedy called the meeting to order at 8:01 a.m. 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, Gerdes, Montanari (Alternate). Nays. None. Absent: Rice.

Councilmember Rice was reported present at 8:03 a.m.

**C. Approval of Minutes**

In connection with the approval of the December 17<sup>th</sup> meeting minutes Councilmember Gerdes motioned that the minutes be approved as written. All were in favor of the motion. Ayes. Kennedy. Gerdes. Nurse. Rice. Nays. None. Absent. None.

**D. New/Deferred Business**

1. January 14, 2016

**a. The selection of Chair and Vice Chair**

**In connection with selection of the 2016 Committee Chair of the Budget Finance and Taxation Committee Councilmember Gerdes nominated Councilmember Kennedy. All were in favor of the motion. The motion passed unanimously. Ayes. Kennedy. Gerdes. Nurse. Rice Nays. None. Absent. None.**

**In connection with selection of the 2016 Committee Vice Chair for the 2016 Budget Finance and Taxation Committee Councilmember Gerdes nominated Councilmember Nurse. The motion passed unanimously. Ayes. Kennedy. Gerdes. Nurse. Rice. Nays. None. Absent. None.**

**b. Banking RFP recommendation-JP Morgan Chase (Fritz)**

Anne Fritz, Finance Director, presented the award recommendation of the Banking RFP, JP Morgan Chase at an estimated annual cost of \$150,000. Ms. Fritz advised the committee that the proposals that were received for the RFP were evaluated on qualifications of assigned staff, experience of firm and capacity to provide services, past performance of similar services, community involvement, reasonableness of cost, and financial stability. Ms. Fritz further advised that of all the received proposals, JP Morgan Chase offered the lowest monthly transaction fees, offered a \$27,500 transition credit, and demonstrated the ability to transition efficiently from Bank of America. The recommended award to JP Morgan Chase is a 3 year blanket purchase agreement at a cost of \$450,000 with 2 one year extension options.

Representatives of JP Morgan Chase were present to answer questions of the BF&T committee. In connection with discussion concerning the community involvement of the bank Councilmember Nurse commented that the Southside was greatly underserved with only one financial institution covering such a large area within the city. Councilmember Gerdes asked if there were plans to establish a bank in Central South St. Petersburg particularly the midtown area and asked that the JP Morgan Chase put the matter on their radar. In conclusion Councilmembers Nurse, Gerdes, Rice and Montanari each stressed the importance of the committee's criteria of community involvement, and invited the representatives of JP Morgan Chase to meet individually with each councilmember to discuss local community initiatives. Chair Kennedy asked that JP Morgan Chase provide its own expectations in terms of community involvement with which to measure against throughout the term of the awarded contract.

A motion was made to move the agenda item forward to City Council for approval. The motion passed unanimously.

**E. Continued Business**

In connection with discussion regarding the continued business/referral list regarding the agenda item "Airbnb to collect sales tax and tourist taxes from guests" Councilmember Gerdes commented city legal currently has five (5) cases and suggested that the BF&T Committee may want to first get an update concerning the status of those cases and suggested that the matter be referred to the Public Services and Infrastructure Committee to hold policy discussion. Councilmember Gerdes further commented and suggested to the City Attorney that letters be sent to all involved concerning the law as it relates to short term rentals. Following discussion the committee agreed that the agenda item be referred to the Public Services and Infrastructure Committee for a review of the ordinance, and then be addressed by the Budget Finance and Taxation committee once the ordinance issue is resolved. The resolution regarding the referral is attached.

**F. Upcoming Meetings Agenda Tentative Issues**

**1. January 28, 2016**

- a. Neighborhood Commercial Corridor Public Private Partnership Fund (Sorolis)**

**G. New Business Item Referrals**

**H. Adjournment:** There being no other business the meeting was adjourned at 8:48 am.



Resolution No. \_\_\_\_

A RESOLUTION APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE AND TAXATION COMMITTEE TO REFER A POLICY DISCUSSION REGARDING REGULATION OF VACATION RENTALS TO THE PUBLIC SERVICES AND INFRASTRUCTURE COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Budget, Finance and Taxation Committee has recommended that City Council refer a policy discussion regarding regulation of vacation rentals to the Public Services and Infrastructure Committee; and

WHEREAS, the City Council of the City of St. Petersburg hereby approves the recommendation of the Budget, Finance and Taxation Committee.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the recommendation of the Budget, Finance and Taxation Committee to refer a policy discussion regarding regulation of vacation rentals to the Public Services and Infrastructure Committee is hereby approved.

This resolution shall become effective immediately upon its adoption.

LEGAL:

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00256385

A RESOLUTION ACCEPTING THE PROPOSAL AND APPROVING THE AWARD OF A THREE-YEAR AGREEMENT (BLANKET AGREEMENT) WITH ONE TWO-YEAR RENEWAL OPTION TO JPMORGAN CHASE BANK, N.A., FOR BANKING SERVICES AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$150,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement & Supply Management Department received five proposals for banking services pursuant to Request for Proposals No. 7846 ("RFP") dated July 31, 2015; and

WHEREAS, JPMorgan Chase Bank, N.A., ("JPMorgan") has met the requirements of RFP No. 7846; and

WHEREAS, on January 14, 2016, the Budget, Finance & Taxation ("BF&T") Council Committee recommended approval of the agreement between the City of St. Petersburg, Florida ("City") and JPMorgan for JPMorgan to provide banking services for the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the proposal is hereby accepted and award of a three-year agreement (Blanket Agreement) with one two-year renewal option to JPMorgan Chase Bank, N.A., for banking services at an estimated annual cost not to exceed \$150,000 is hereby approved.

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.

Approved:



Legal Department  
00256824

City of St. Petersburg  
**Public Services & Infrastructure Committee**  
Meeting of January 14, 2016 - 9:15 a.m.  
City Hall, Room 100

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Members and Alternates: Vice-Chair Steve Kornell, Councilmembers Charlie Gerdes, Jim Kennedy and Ed Montanari

Others present: Councilmembers Karl Nurse, Lisa Wheeler-Brown; Support Staff: Mike Vineyard, Park Operations Manager and primary; John Norris, Stormwater & Traffic Operations Director and backup; Jacqueline Kovilaritch, City Attorney.

- 1) Call to Order 9:15 A.M.
- 2) Approval of Agenda
  - a) Motion for approval by CM Gerdes. Unanimously Passed: 4-0.
- 3) Approval of Minutes:
  - a) December 10, 2015 – Motion for approval by CM Gerdes, second by CM Nurse. Unanimously Passed: 4-0.
  - b) December 17, 2015 – Motion for approval by CM Gerdes, second by CM Nurse. Unanimously Passed: 4-0.
- 4) New Business
  - a) Selection of Chair and Vice Chair:
    - i. Vice-Chair Kornell opened the floor to nominations for Committee Chair. CM Gerdes nominated CM Steve Kornell. There were no other nominations and approval passed unanimously.
    - ii. Chair Kornell opened the floor to nominations for Committee Vice-Chair. CM Gerdes nominated CM Montanari. There were no other nominations and approval passed unanimously.
    - iii. Chair Kornell briefly discussed scheduling of specific items for future meetings.
    - iv. ***No Action Items.***
- 5) Upcoming Meetings
  - a) January 28, 2016 – Noise Ordinance Changes and update on Marijuana Civil Citation Ordinance – Mark Winn, Legal
  - b) February 11, 2016 - TBD
- 6) Adjournment 9:19 A.M.

**ST. PETERSBURG CITY COUNCIL**

**MEETING OF: January 21, 2016**

**TO:** COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

**SUBJECT:** Confirming Preliminary Assessment for  
Lot Clearing Number(s) LCA 1560

**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.

<b>LCA:</b>	<u>1560</u>
<b>NUMBER OF STRUCTURES:</b>	<u>93</u>
<b>ASSESSABLE AMOUNT:</b>	<u>\$17,729.43</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 \$17,729.43 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  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1560 70257	HAAKSMA, ELAINE KAY 1501 14TH ST N SAINT PETERSBURG FL 337044005	13 31 16 00000 130 0300 BEG NW COR OF LOT 120 OF EDINA GARDEN OF EDEN TH N 74.25FT TH E 132.67FT TH S 74.25FT TH W 132.67FT TO	1501 14TH ST N	244.52
LCA 1560 70258	BANK OF AMERICA 4500 AMON CARTER BLVD STOP TX FORT WORTH TX 761552202	06 31 17 00540 009 0130 ALLENDALE TERRACE BLK 9, LOT 13	810 40TH AVE N	184.38
LCA 1560 70259	EDMOND, JABBAR 1501 38TH ST S SAINT PETERSBURG FL 337112544	28 31 16 02052 000 0040 BACK BAY MANOR LOT 4	4816 18TH AVE S	184.38
LCA 1560 70260	HACKMANN, PAUL E 934 BEACH DR NE SAINT PETERSBURG FL 337012014	17 31 17 03435 010 0020 BAY FRONT SUB BLK J, S 42.3 FT OF LOT 2	934 BEACH DR NE	204.43
LCA 1560 70261	REGIONS BANK 7130 GOODLETT FARMS PKWY A4W CORDOVA TN 380164991	10 31 16 11574 001 0010 BROAD ACRES BLK 1, LOT 1	4246 38TH AVE N	204.43
LCA 1560 70262	NATIONSTAR MTG LLC 4600 S SYRACUSE ST STE 700 DENVER CO 802372769	03 32 16 11682 003 0270 BROADWATER UNIT 1 BLK C, LOT 27 & S 20FT OF LOT 26	4101 38TH WAY S	224.47
LCA 1560 70263	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

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LCA 1560 70264	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	22 31 16 14418 011 0100 CENTRAL AVENUE HEIGHTS BLK 11, LOT 10	3855 1ST AVE S	184.38
LCA 1560 70265	SUKHASAM, MANIT 6398 17TH AVE N SAINT PETERSBURG FL 337105514	25 31 16 14742 000 0020 CHAMBER'S 1ST ADD TO HOLLYWOOD LOT 2	1410 13TH ST S	184.38
LCA 1560 70266	HUYNH, TOMMY 476-B 54TH ST STE 16 BROOKLYN NY 112203105	27 31 16 15408 001 0171 CHILDS PARK BLK 1, N 62FT OF LOTS 17 & 18	1832 35TH ST S	184.38
LCA 1560 70267	M TAMPA CORP 14824 N FLORIDA AVE TAMPA FL 336131844	27 31 16 15408 008 0011 CHILDS PARK BLK 8, S 90FT OF LOT 1 LESS S 6.67FT	1925 37TH ST S	184.38
LCA 1560 70268	T C 12 LLC PO BOX 3385 TAMPA FL 336013385	23 31 16 17298 003 0020 COLONIAL ANNEX BLK C, S 87FT OF LOT 2	2511 EMERSON AVE S	184.38
LCA 1560 70269	TARPON IV LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	23 31 16 17298 006 0120 COLONIAL ANNEX BLK F, LOT 12	2542 EMERSON AVE S	184.38
LCA 1560 70270	BARBERY, OSCAR H JR 3602 S HESPERIDES ST TAMPA FL 336298338	32 31 17 18036 039 0310 COQUINA KEY SEC 1 BLK 39, LOT 31	3437 COQUINA KEY DR SE	184.38

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LCA 1560 70271	TRUST NO 5243 11125 PARK BLVD STE 104-157 SEMINOLE FL 337724757	16 31 16 18990 007 0060 CRESTMONT BLK 7, LOT 6	5243 7TH AVE N	184.38
LCA 1560 70272	T C 12 LLC PO BOX 3385 TAMPA FL 336013385	25 31 16 19350 002 0151 CROMWELL HEIGHTS BLK B, S 67FT OF LOTS 15 AND 16	1831 10TH ST S	244.52
LCA 1560 70273	U S BANK CDN 50 S 16TH ST STE 1950 PHILADELPHIA PA 19102	25 31 16 20232 002 0210 DALY'S SUB REVISED BLK 2, LOT 21	1100 19TH ST S	184.38
LCA 1560 70274	DWYER, THOMAS L PO BOX 6532 CLEARWATER FL 337586532	28 31 16 21420 000 0270 DISSTON PARK LOT 27	4600 12TH AVE S	184.38
LCA 1560 70275	SURPRENANT, HELEN 83 VERMONT AVE DRACUT MA 01826	16 31 16 21456 000 0160 DISSTON RIDGE ESTATES LOT 16	5169 10TH AVE N	184.38
LCA 1560 70276	S L P FLORIDA LLC 700 BEACH DR STE 302 SAINT PETERSBURG FL 33701	27 31 16 21546 002 0040 DISSTONIA BLK 2, LOT 4	4544 12TH AVE S	184.38
LCA 1560 70277	BARNCORD, NANCY H EST 827 12TH AVE S SAINT PETERSBURG FL 337015132	30 31 17 23958 000 0350 EASTERBROOK LOT 35	827 12TH AVE S	254.54

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LCA 1560 70278	EDNIE, ALBERT R II 1400 62ND AVE N SAINT PETERSBURG FL 337027336	36 30 16 26190 001 0080 EUCLID ESTATES BLK 1, LOT 8	1400 62ND AVE N	184.38
LCA 1560 70279	VERONA V.LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 26298 000 0420 EUCLID HEIGHTS E 55FT OF LOT 42	1314 20TH AVE S	184.38
LCA 1560 70280	ADMIRE, HAZEL EST 850 44TH AVE N SAINT PETERSBURG FL 337034647	06 31 17 26316 004 0070 EUCLID MANOR BLK 4, LOT 7	850 44TH AVE N	184.38
LCA 1560 70281	CITIGROUP 399 PARK AVE NEW YORK NY 100224614	26 31 16 27918 000 0120 FISHER'S, E. C. SUB NO. 1 LOT 12	2819 12TH AVE S	184.38
LCA 1560 70282	GENERAL HOME DEV CORP OF PINEL 215 49TH ST S SAINT PETERSBURG FL 337071925	07 31 17 28332 000 0290 FLORIDA HEIGHTS LOT 29	718 30TH AVE N	184.38
LCA 1560 70283	M2 INTERNATIONAL INC PO BOX 694 NIAGARA FALLS NY 143020694	27 31 16 28890 000 0920 FOREST HEIGHTS REV PLAT LOT 92	4443 16TH AVE S	184.38
LCA 1560 70284	M S I CONSULTING INC 1464 S 50 W PAYSON UT 846513044	25 31 16 28908 000 0100 FOREST HILL LOT 10	2027 13TH AVE S	184.38

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LCA 1560 70285	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	224.47
LCA 1560 70286	TRUST 1735 700 BEACH DR UNIT 302 SAINT PETERSBURG FL 33701	25 31 16 28944 000 0220 FORREST HILL NELLIE M DAVIS LOT 22	1735 13TH AVE S	184.38
LCA 1560 70287	ATLANTIC CAPITAL/MARCO BANK 1770 SAN MARCO RD MARCO ISLAND FL 341455138	26 31 16 32724 004 0210 GRAND CENTRAL SUB NO 1 BLK 4, LOT 21	1200 33RD ST S	184.38
LCA 1560 70288	HOLISTIC ASSETS LLC KORIANDELAAN 62 AMSTELVEEN NH 1187EE NL @@@000048	31 31 17 32796 000 0260 GRAND VIEW PARK LOT 26	3625 6TH ST S	184.38
LCA 1560 70289	KANDUKURU, SRINIVASULU 16310 MUIRFIELD DR ODESSA FL 335565423	31 31 17 32796 000 0790 GRAND VIEW PARK LOTS 79 & 81 LESS 6FT X 10 FT T/A OF SE COR OF LOT 81 FOR RD R/W	625 38TH AVE S	264.56
LCA 1560 70290	STARCHILD, I'BRENDE EST 4026 2ND AVE S SAINT PETERSBURG FL 337111211	21 31 16 35244 003 0040 HALL'S CENTRAL AVE NO. 3 BLK 3, LOT 4 (SEE S 1/2 22-31-16)	4026 2ND AVE S	184.38
LCA 1560 70291	CLANDENINE LLC 13014 N DALE HWY STE 222 TAMPA FL 33618	21 31 16 35244 008 0110 HALL'S CENTRAL AVE NO. 3 BLK 8, LOT 12 & E 22.5FT OF LOT 11 (SEE S 1/2 22- 31-16)	4135 3RD AVE S	184.38

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LCA 1560 70292	MARI, WAIL PO BOX 16916 ST PETERSBURG FL 337336916	30 31 17 35460 000 0020 HANKIN SUB LOT 2 & E 10FT OF LOT "A" TOGETHER WITH 10 X 110FT UNPLATTED TRACT W OF LOT 2	631 12TH AVE S	184.38
LCA 1560 70293	T C 12 LLC PO BOX 3385 TAMPA FL 336013385	31 31 17 36684 000 0820 HARBORDALE SUB LOT 82	2517 5TH ST S	184.38
LCA 1560 70294	BRIDEGO INVEST CORP 1201 N ORANGE ST STE 7190 WILMINGTON DE 198011155	24 31 16 37530 007 0080 HARVEY'S ADD BLK G, LOT 8 AND S 20FT OF LOT 9	349 14TH ST N	184.38
LCA 1560 70295	THORNTON, RAYMOND C TRE 5047 COUNTY ROAD 575 BUSHNELL FL 335132813	24 31 16 37530 007 0090 HARVEY'S ADD BLK G, N 20FT OF LOT 9 & ALL LOT 10	365 14TH ST N	184.38
LCA 1560 70296	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	204.43
LCA 1560 70297	G G H 47 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 40734 005 0170 HOLLYWOOD ADD. REV MAP OF BLK 5, LOT 17	1111 16TH AVE S	184.38
LCA 1560 70298	GORE, LISA L 7525 13TH AVE N SAINT PETERSBURG FL 337104509	18 31 16 44622 011 0060 JUNGLE COUNTRY CLUB 3RD ADD BLK 11, LOT 6 LESS E 10FT	7525 13TH AVE N	184.38

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LCA 1560 70299	NOVASTAR MTG FUNDING TRUST SER 1675 PALM BEACH LAKES BLVD STE WEST PALM BEACH FL 334012122	12 31 15 44910 012 0190 JUNGLE TERRACE SEC B BLK 12, LOT 19	8143 26TH AVE N	184.38
LCA 1560 70300	SKEELS, CATHY L 8063 27TH AVE N SAINT PETERSBURG FL 337102866	12 31 15 44910 015 0150 JUNGLE TERRACE SEC B BLK 15, LOT 15	8063 27TH AVE N	184.38
LCA 1560 70301	MOONSTONE LIEN INVESTMENTS LLC PO BOX 645191 CINCINNATI OH 452642312	25 31 16 48960 000 0820 LAKEVIEW HEIGHTS LOTS 80 THRU 83	967 22ND AVE S	184.38
LCA 1560 70302	ADKINS, DANIEL 4104 ROCKY FORK TER INVALID ZIP CODE	36 31 16 49176 000 0150 LAKE VISTA LOT 15	2325 13TH ST S	184.38
LCA 1560 70303	MYERS, DORIS I 1323 ASTURIA WAY S SAINT PETERSBURG FL 337054639	01 32 16 49392 063 0420 LAKEWOOD ESTATES SEC A BLK 63, LOT 42	1323 ASTURIA WAY S	184.38
LCA 1560 70304	D W HOMES INC 8550 W GULF BLVD STE 302 ST PETE BEACH FL 337063486	01 32 16 49428 069 0110 LAKEWOOD ESTATES SEC B BLK 69, LOT 11	1817 ALMERIA WAY S	184.38
LCA 1560 70305	MORTGAGE EQUITY CONVERSION ASS P O BOX 619080 DALLAS TX 752619080	02 32 16 49482 106 0050 LAKEWOOD ESTATES SEC D BLK 106, LOT 5 & NE 1/4 OF LOT 4 & ALL OF LOT 6 (SEE S35 MAP)	2633 COLUMBUS WAY S	184.38

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LCA 1560 70306	***** 4133 NARVAREZ WAY S SAINT PETERSBURG FL 337124036	02 32 16 49662 002 0050 LAKEWOOD ESTATES TRACTS 10-11 BLK 2, S 65FT OF LOT 5 & N'LY 20FT OF LOT 6	4164 NARVAREZ WAY S	184.38
LCA 1560 70307	NAAR, ANSELMO 500 56TH AVE S SAINT PETERSBURG FL 337055146	02 32 16 49740 000 0140 LAKEWOOD RANCH ESTATES SU LOT 14	2636 BETHEL CT S	184.38
LCA 1560 70308	HALL, EMILY FAY 4101 NEPTUNE DR SE SAINT PETERSBURG FL 337054318	06 32 17 51444 012 0160 LEWIS ISLAND SEC 1 BLK 12, LOT 16	4101 NEPTUNE DR SE	184.38
LCA 1560 70309	LOVETT, JOSEPH 1740 15TH AVE S SAINT PETERSBURG FL 337122434	25 31 16 52002 001 0010 LINDENWOOD REPLAT BLK A, LOT 1	1740 15TH AVE S	184.38
LCA 1560 70310	WILLIAMS, LUCY 1342 PRESCOTT ST S SAINT PETERSBURG FL 337122441	25 31 16 54954 002 0140 MANSFIELD HEIGHTS BLK 2, S 18.7FT OF LOT 15 & N 36FT OF LOT 14	1342 PRESCOTT ST S	184.38
LCA 1560 70311	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 1560 70312	WEST, GEORGE H 6595 17TH ST N SAINT PETERSBURG FL 337027215	25 30 16 56772 044 0190 MEADOW LAWN 9TH ADD BLK 44, LOT 19	6595 17TH ST N	184.38

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LCA 1560 70313	MC CONNELL, DIANA M PO BOX 11753 SAINT PETERSBURG FL 337331753	25 30 16 56772 056 0020 MEADOW LAWN 9TH ADD BLK 56, LOT 2	7330 17TH WAY N	184.38
LCA 1560 70314	HEIDEL, CAROLYN J 9393 PARK BLVD SEMINOLE FL 337774140	01 31 16 58662 000 0090 MONTICELLO HEIGHTS LOT 9	1211 46TH AVE N	184.38
LCA 1560 70315	MEYER, ANGELIKA 4638 4TH AVE N SAINT PETERSBURG FL 337137208	21 31 16 63090 006 0070 OAK RIDGE BLK F, LOT 7	4638 4TH AVE N	184.38
LCA 1560 70316	KASSIS, JOHN 270 83RD AVE N SAINT PETERSBURG FL 337023736	25 31 16 64854 000 0240 OSBORNE PLACE LOT 24	1054 16TH AVE S	184.38
LCA 1560 70317	MORAL, JACOB 7400 62ND TER PINELLAS PARK FL 33781	36 31 16 65358 004 0050 PALLANZA PARK REV MAP BLK 4, LOT 5	821 WEST HARBOR DR S	184.38
LCA 1560 70318	BROWN, ALPHONSO 2825 8TH ST S SAINT PETERSBURG FL 337053616	36 31 16 65358 009 0280 PALLANZA PARK REV MAP BLK 9, LOTS 28 & 29 & N 38 FT OF LOT 27	2825 8TH ST S	184.38
LCA 1560 70319	BROWN, CAROL G EST 2812 PALLANZA DR S SAINT PETERSBURG FL 337053607	36 31 16 65358 012 0270 PALLANZA PARK REV MAP BLK 12, LOT 27 LESS 3FT X 28.05FT T/A FROM NE'LY COR TOGETHER WITH 11FT X	2812 PALLANZA DR S	184.38

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\*\*\*\* City of St. Petersburg \*\*\*\*  
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LCA 1560 70320	ATWATER, MICHAEL A 2401 DR MARTIN LUTHER KING JR SAINT PETERSBURG FL 337053542	36 31 16 65376 000 0010 PALLANZA PARK ADD LOTS 1 & 2	2401 DR. ML KING JR ST S	204.43
LCA 1560 70321	BAY AREA HOUSING DEV CORP PO BOX 6533 CLEARWATER FL 337586533	26 31 16 66456.000 0190 PARK'S SUB, JOHN M. LOT 19	1730 30TH ST S	194.40
LCA 1560 70322	ST PETERSBURG PROPERTIES INC 300 31ST ST N # 120 SAINT PETERSBURG FL 337137622	25 31 16 68040 003 0030 PAYNE-HANSEN SUB BLK C, LOT 3	1521 PRESTON ST S	184.38
LCA 1560 70323	CRISWELL, MARGARET 2020 OAK ST NE SAINT PETERSBURG FL 337043552	25 31 16 69264 000 0090 PINE GROVE SUB LOT 9	2167 14TH AVE S	184.38
LCA 1560 70324	WILLIAMS, J EARLINE 2924 51ST AVE S SAINT PETERSBURG FL 337124313	02 32 16 71640 001 0030 PINE PARK BLK A, LOT 3 & W 5FT OF LOT 2 & E 30FT OF LOT 4 & 1/2 VAC ALLEY ADJ ON S	2924 51ST AVE S	184.38
LCA 1560 70325	MC KINNEY, ISAAC III 145 22ND AVE SE SAINT PETERSBURG FL 337053207	25 31 16 71766 000 0210 PINEVILLE SUB LOT 21	1760 PRESTON ST S	184.38
LCA 1560 70326	MC KINNEY, ISAAC III 145 22ND AVE SE SAINT PETERSBURG FL 337053207	25 31 16 71766 000 0220 PINEVILLE SUB LOT 22	1768 PRESTON ST S	184.38

\*\*\*\* City of St. Petersburg \*\*\*\*  
 Special Assessments Division  
 FINAL ASSESSMENT ROLL  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1560 70327	SMITH, JOYCE C EST 1546 66TH AVE S SAINT PETERSBURG FL 337055852	12 32 16 72432 002 0260 POINT PINELLAS HEIGHTS BLK 2, LOT 26	1546 66TH AVE S	184.38
LCA 1560 70328	SMILEY, EUGENE 3387 CRESCENT OAKS BLVD TARPON SPRINGS FL 346887637	26 31 16 72900 000 0160 PRATHER'S THIRD ROYAL LOT 16	2586 8TH AVE S	184.38
LCA 1560 70329	SIMS, LEE E 2570 11TH AVE S SAINT PETERSBURG FL 337122023	26 31 16 72936 000 0110 PRATHER'S FIFTH ROYAL LOTS 11 AND 12	2570 11TH AVE S	224.47
LCA 1560 70330	WEST COAST INVESTMENT INC PO BOX 4488 DEERFIELD FL 33442	27 31 16 75402 000 1640 RIDGWOOD TERRACE LOT 164	3420 15TH AVE S	184.38
LCA 1560 70331	QUALITY 1ST ENTERPRISES LLC PO BOX 13201 SAINT PETERSBURG FL 337333201	27 31 16 75402 000 1650 RIDGWOOD TERRACE LOT 165	3426 15TH AVE S	184.38
LCA 1560 70332	COLE, NEIL 3255 4TH AVE S SAINT PETERSBURG FL 337121403	23 31 16 76590 005 0100 DR-452 ADV POSS 05-27-200 ROOSEVELT PARK ADD BLK 5, LOT 10	3269 4TH AVE S	184.38
LCA 1560 70333	PAREDES, ORESTES JULIO 1555 W 44TH PL APT 261 HIALEAH FL 330127123	30 31 17 77400 000 1220 ROYAL POINCIANA LOT 122	511 14TH AVE S	184.38

\*\*\*\* City of St. Petersburg \*\*\*\*  
 Special Assessments Division  
 FINAL ASSESSMENT ROLL  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1560 70334	FLIPPER HOMES LLC PO BOX 2126 PALMETTO FL 342202126	30 31 17 77400 000 1270 ROYAL POINCIANA LOT 127	559 14TH AVE S	184.38
LCA 1560 70335	KENT, ALICE L 7329 7TH AVE N SAINT PETERSBURG FL 337104646	22 31 16 77562 010 0090 RUSSELL PARK BLK 10, LOT 9	4263 BURLINGTON AVE N	224.47
LCA 1560 70336	FISERV ISS & CO 4780 DAVIE RD STE 101 FORT LAUDERDALE FL 333144400	23 31 16 78390 035 0070 ST PETERSBURG INVESTMENT CO SUB BLK 35, LOTS 7 AND 8	400 24TH ST S	125.00
LCA 1560 70337	BROCK, KATHLEEN M 900 MANDARIN DR CLEARWATER FL 337644934	14 31 16 79002 001 0150 SCHOOL PARK ADD BLK A, LOT 15	2619 8TH AVE N	184.38
LCA 1560 70338	G G H 47 LLC 18305 BISCAYNE BLVD STE 400 NORTH MIAMI BEACH FL 331602172	25 31 16 79722 000 0410 SEMINOLE HEIGHTS REV SUB LOT 41	1900 21ST ST S	184.38
LCA 1560 70339	JAMIESON, DAVID 203 SHERATON CT OAKVILLE ON CN L7L5N3	04 31 17 81432 003 0030 SHORE ACRES BUTTERFLY LAK REPLAT UNIT 7 BLK 3, N'LY 51.24FT OF LOT 3 & SW'LY 25.52FT OF LOT 4	4891 SHORE ACRES BLVD NE	184.38
LCA 1560 70340	LONGBOAT-JOHNSON DEVELOPMENT L 680 SUNSET DR S SAINT PETERSBURG FL 337071137	25 31 16 83142 000 0450 SMITH'S, S.V. REVISED LOT 45 LESS RD	751 UNION ST S	184.38

\*\*\*\* City of St. Petersburg \*\*\*\*  
 Special Assessments Division  
 FINAL ASSESSMENT ROLL  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1560 70341	LUCK, JAMES R TRUST 914 S OURAY ST AURORA CO 800173153	26 31 16 89640 003 0030 TANGERINE HIGHLANDS BLK C, LOTS 3 & 4	2700 18TH AVE S	264.56
LCA 1560 70342	LUCK, JAMES R TRUST 914 S OURAY ST AURORA CO 800173153	26 31 16 89640 003 0050 TANGERINE HIGHLANDS BLK C, LOT 5	1821 27TH ST S	224.47
LCA 1560 70343	JITTERBUG INVESTMENTS LLC 4711 CARSON ST DENVER CO 802394976	31 31 17 90072 000 0700 TAYLOR'S SUB S 40FT OF LOT 70	2814 6TH ST S	184.38
LCA 1560 70344	DAWSON, EMORY 1428 14TH ST S SAINT PETERSBURG FL 337052412	27 31 16 90540 000 0250 THOMPSON HEIGHTS SUB NO. LOTS 25 AND 26	3725 21ST AVE S	184.38
LCA 1560 70345	ANTINORE, RICHARD F 2047 2ND AVE N SAINT PETERSBURG FL 337138805	28 31 16 94248 007 0160 VINSETTA PARK ADD REV BLK 7, LOT 16	4835 10TH AVE S	184.38
LCA 1560 70346	ALESSANDRINI, BERNARD 910 43RD ST S SAINT PETERSBURG FL 337111925	27 31 16 95382 000 0620 WEBB'S SUB REPLAT, T.E. LOT 62	910 43RD ST S	184.38
LCA 1560 70347	HRISTOPOULOS, ANDREAS 48 W PARK ST TARPON SPRINGS FL 346893232	22 31 16 96228 001 0070 WEST CENTRAL AVE RESUB BLK 1, LOTS 7, 8 AND W 14 FT OF LOT 6	3450 1ST AVE S	184.38

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\*\*\*\* City of St. Petersburg \*\*\*\*  
Special Assessments Division  
FINAL ASSESSMENT ROLL  
1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
LCA 1560 70348	PAPADOGEORGIS, IRENE 3442 2ND AVE S SAINT PETERSBURG FL 337111308	22 31 16 96228 006 0060 WEST CENTRAL AVE RESUB BLK 6, LOT 6	3442 2ND AVE S	184.38
LCA 1560 70349	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

TOTAL NUMBER OF ASSESSMENTS: 93

TOTAL ASSESSMENT AMOUNT: 17,729.43

**LOT CLEARING NUMBER 1560**  
**COST / FUNDING / ASSESSMENT INFORMATION**

**CATEGORY ASSESSED**

**AMOUNT TO BE ASSESSED**

LOT CLEARING COST

**\$ 11,749.43**

ADMINISTRATIVE FEE

**\$ 5,980.00**

TOTAL:

**\$ 17,729.43**

A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO. 1560; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, preliminary assessment rolls for Lot Clearing No. 1560 have been submitted by the Mayor to the City Council pursuant to St. Petersburg Code Section 16.40.060.4.4; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the preliminary assessment rolls for Lot Clearing No. 1560 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: January 21, 2016**

**TO:** COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

**SUBJECT:** Confirming Preliminary Assessment for Building Securing Number SEC 1207

**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.

<b>SEC:</b>	<u>1207</u>
<b>NUMBER OF STRUCTURES</b>	<u>15</u>
<b>ASSESSABLE AMOUNT:</b>	<u>\$2,212.92</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 \$2,212.92 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  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1207 07495	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	352.82
SEC 1207 07496	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	177.43
SEC 1207 07497	L J I PROPERTIES LLC 10396 YOSEMITE LN INDIANAPOLIS IN 46234	25 31 16 11502 000 0010 BRIGHTWOOD LOT 1	2062 15TH AVE S	81.93
SEC 1207 07498	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	94.74
SEC 1207 07499	GROSSMAN, DAVID 3797 136TH AVE LARGO FL 337714024	25 31 16 14220 000 0050 CASLER HEIGHTS LOT 5	2129 UNION ST S	137.43
SEC 1207 07500	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	144.00
SEC 1207 07501	FAMILY FIRST HOMES FLORIDA LLC 3018 MONA LISA BLVD NAPLES FL 341197735	25 31 16 29682 010 0200 FRUITLAND HEIGHTS PLAT B BLK J, LOTS 20 & 21	1740 19TH AVE S	112.24

\*\*\*\* City of St. Petersburg \*\*\*\*  
 Special Assessments Division  
 FINAL ASSESSMENT ROLL  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1207 07502	DELLO, MICHAEL 3722 16TH ST N SAINT PETERSBURG FL 337041020	12 31 16 41616 001 0060 HUDSON HEIGHTS BLK A, LOT 6 LESS ST	3722 16TH ST N	173.32
SEC 1207 07503	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	117.43
SEC 1207 07504	USA FED NATL MTG ASSN 950 E PACES FERRY RD STE 1900 ATLANTA GA 303261384	21 31 16 63504 002 0150 OAK RIDGE NO. 2 BLK 2, LOT 15	4945 3RD AVE N	136.24
SEC 1207 07505	NATIONAL HOME INVESTORS LLC 707 ALDRIDGE RD STE B VACAVILLE CA 956889561	12 32 16 72450 001 0150 POINT TERRACE SUB BLK 1, LOT 15	2137 69TH AVE S	111.93
SEC 1207 07506	FUEL INVESTMENT & DEVELOPMENT 201 N FRANKLIN ST STE 2505 TAMPA FL 336025800	19 31 17 74466 003 0030 REV MAP OF ST PETERSBURG BLK 3, LOT 3	118 5TH AVE N	225.00
SEC 1207 07507	MARTIND, 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	132.43
SEC 1207 07508	GREGORY, ADAM M L 3119 QUEENSBORO AVE S SAINT PETERSBURG FL 337122546	26 31 16 89676 006 0060 TANGERINE TERRACE BLK 6, LOT 6	3119 QUEENSBORO AVE S	79.74

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\*\*\*\* City of St. Petersburg \*\*\*\*  
Special Assessments Division  
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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1207 07509	LE PRETRE, JEAN-CLAUDE R 4366 RIDGEMOOR DR PALM HARBOR FL 346851165	27 31 16 96966.000 0090 WEYLMAN SUB F.W. LOT 9	3717 11TH AVE S	136.24

TOTAL NUMBER OF ASSESSMENTS: 15

TOTAL ASSESSMENT AMOUNT: 2,212.92

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**BUILDING SECURING NUMBER SEC 1207**

**COST/FUNDING/ASSESSMENT INFORMATION**

**CATEGORY**

**AMOUNT TO BE ASSESSED**

SECURING COST	\$ 850.00
MATERIAL COST	\$ 285.00
LEGAL AD	\$ 402.92
ADMIN. FEE	\$ <u>675.00</u>
<b>TOTAL:</b>	<b>\$ 2,212.92</b>

A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1207 ("SEC 1207") 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. 1207 ("SEC 1207"); 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 January 21, 2016, 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. 1207 ("SEC 1207") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

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

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

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

  
\_\_\_\_\_  
City Attorney (Designee)

**ST. PETERSBURG CITY COUNCIL**

**MEETING OF: January 21, 2016**

**TO:** COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

**SUBJECT:** Confirming Preliminary Assessment for  
Building Demolition Number **DMO 433**

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

<b>DMO:</b>	<b><u>433</u></b>
<b>NUMBER OF STRUCTURES:</b>	<b><u>7</u></b>
<b>ASSESSABLE AMOUNT:</b>	<b><u>\$86,580.41</u></b>

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 **\$86,580.41** 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  
 1-21-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
DMO 0433 03150	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 O.R. 16744/ 810)	4010 6TH ST S	18,554.11
DMO 0433 03151	WHITE, PEARLY M EST 2863 1ST AVE S SAINT PETERSBURG FL 337121001	23 31 16 35118 024 0090 HALL'S CENTRAL AVE NO. 2 BLK 24, LOT 9 & W 5FT OF LOT 10	2863 1ST AVE S	13,730.72
DMO 0433 03152	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	7,077.52
DMO 0433 03153	HAMILTON, KEM M 1657 12TH ST S SAINT PETERSBURG FL 337052554	25 31 16 40734 010 0040 HOLLYWOOD ADD. REV MAP OF BLK 10, LOT 4	1657 12TH ST S	11,899.33
DMO 0433 03154	FLORIDA ASSETS & CO LLC. PO BOX 340485 TAMPA FL 336940485	15 31 16 53820 004 0110 MCLEOD'S ADD BLK D, LOT 11	3826 6TH AVE N	15,615.88
DMO 0433 03155	SWANGO, JOHN E 5949 30TH AVE N SAINT PETERSBURG FL 337103331	10 31 16 61686 000 0240 NORTON SUB LOT 24	3704 39TH ST N	8,341.26
DMO 0433 03156	HESTAD, JOSHUA 1666 PINE PL CLEARWATER FL 337551352	25 31 16 81126 000 0020 SHEWMAN, JOHN LOT 2	1826 7TH AVE S	11,361.59

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\*\*\*\* City of St. Petersburg \*\*\*\*  
Special Assessments Division  
FINAL ASSESSMENT ROLL  
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ASSESSMENT  
NUMBER

OWNER NAME  
/MAILING ADDRESS

PARCEL ID  
/LEGAL DESCRIPTION

PROPERTY ADDRESS

ORIGINAL  
ASSESSMENT

TOTAL NUMBER OF ASSESSMENTS: 7

TOTAL ASSESSMENT AMOUNT: 86,580.41

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**BUILDING DEMOLITION NUMBER DMO 433**  
**COST/FUNDING/ASSESSMENT INFORMATION**

<b><u>CATEGORY</u></b>	<b><u>AMOUNT TO BE ASSESSED</u></b>
Demolition Cost	\$ 40,474.00
Asbestos Cost	\$ 41,866.44
Legal Ad	\$ 1,640.63
Engineer's Chg	\$ 350.00
Administrative Fee	\$ <u>2,249.34</u>
<b>TOTAL:</b>	<b>\$ 86,580.41</b>

A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 433 ("DMO NO. 433") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8-270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the structures so demolished are listed on Building Demolition No. 433 ("DMO No. 433"); and

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

WHEREAS, the City Council has held a public hearing on January 21, 2016, to hear all persons who wished to be heard concerning this matter.

NOW THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of the demolition listed on Building Demolition No. 433 ("DMO No. 433") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

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

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

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

  
\_\_\_\_\_  
City Attorney (Designee)

**MEMORANDUM  
ST. PETERSBURG CITY COUNCIL**

City Council Meeting of January 21, 2016

**TO:** The Honorable Amy Foster, Chair, and Members of City Council

**FROM:** Clay Smith, Director, Downtown Enterprise Facilities Department 

**SUBJECT:** An ordinance authorizing the Mayor, or his designee, to accept a Cultural Facilities Grant from the State of Florida in the amount of \$1,000,000 for Acoustic Renovations for the Mahaffey Theater; record a restrictive covenant; and to execute all documents necessary to effectuate this grant; and approving a supplemental appropriation in the amount of \$1,000,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001) resulting from these additional revenues to the Mahaffey Theater Acoustic Renovations FY16 project (14661); and providing an effective date.

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**EXPLANATION:** The State of Florida, Division of Cultural Affairs, has awarded a Cultural Facilities Grant in the amount of \$1,000,000 to the City of St. Petersburg ("City") to assist in the funding of acoustic renovations for the Mahaffey Theater. No City match is required for this grant. Funds from this grant will support the design of acoustic renovations and improvements for the Mahaffey Theater as well as fund the purchase of a new orchestra shell and related equipment. The cost of this phase is estimated to be \$1,000,000.

The cost of installing the orchestra shell and the construction cost of related acoustic and performance improvements is currently estimated to be \$850,000 and will be funded by the City from planned FY17 capital funds.

In order to receive these grant funds for the Mahaffey Theater Acoustic Renovations project the City must execute the State of Florida, Department of State, Division of Cultural Affairs' standard form grant agreement ("Grant Agreement"). The State of Florida, Department of State, Division of Cultural Affairs will not permit any changes to the Grant Agreement, therefore the City is unable to change provisions in the Grant Agreement that are contrary to the City's standard terms and conditions. Most notably, the City rarely agrees to indemnify and hold harmless any party from any claims arising out of an agreement, however in order to receive this grant the City must agree to the following broad indemnification language "The Grantee shall indemnify and hold the Division harmless from any and all claims of any nature and shall investigate all such claims at its own expense." The Grant Agreement does include language that "If the Grantee is governed by Section 768.28, Florida Statutes, it shall only be obligated in

accordance with this Section." The Grant Agreement also provides that venue for any legal action arising under this agreement will be in Leon County, Florida.

The Grant Agreement also requires the City to use the Mahaffey Theater as a cultural facility for ten years. If it is not used as a cultural facility for this time period, the grant funds (or a portion thereof) must be returned.

A First Reading of this Ordinance was held on January 7, 2016

**RECOMMENDATION:** Administration recommends approval of the attached ordinance. On January 7, 2016, City Council held a First Reading of this ordinance and scheduled public hearing for January 21, 2016.

**COST/FUNDING/ASSESSMENT INFORMATION:**

Revenues of \$1,000,000 will be received from this grant to provide funding for the design of acoustic renovations and improvements for the Mahaffey Theater as well as fund the purchase of a new orchestra shell and related equipment. A supplemental appropriation will be required from the unappropriated balance of the General Capital Improvements Fund (3001) resulting from these revenues to the FY16 Mahaffey Theater Acoustic Renovations Project (14661).

**ATTACHMENTS:** Ordinance

**APPROVALS:** Administration:



Budget:

Devis L Fuller 12-21-15

Legal:

NO

(As to consistency with attached Legal documents)

Ordinance No. 212-H

An ordinance adopted as required by section 1.02(c)(5)a., St. Petersburg city charter, authorizing the mayor to accept a state of Florida, department of state, division of cultural affairs grant in the amount of \$1,000,000 for the acoustic renovations project at the Mahaffey Theater; authorizing the restrictions contained in the grant documents which require that the city will execute and record a restrictive covenant, or such other appropriate document, that dedicates the land and building developed with grant assistance for ten years as a cultural facility for the use and benefit of the general public subject to rules for conversion of the property; authorizing the mayor to execute and record in the public record the restrictive covenant and all other documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$1,000,000 from the unappropriated balance of the general capital improvement fund (3001); and providing an effective date.

**THE CITY OF ST. PETERSBURG DOES ORDAIN:**

**Section One.** The Mahaffey Theater is located on a portion of the land identified as the Bayfront Center on the City's Park and Waterfront Property Map and which is generally located between Bay Shore Dr. and 1<sup>st</sup> Street South, and Al Lang Stadium and 5<sup>th</sup> Avenue South.

**Section Two.** The State of Florida, Department of State, Division of Cultural Affairs has offered the City a grant in the amount of \$1,000,000 ("Grant") for the Acoustic Renovations project at the Mahaffey Theater.

**Section Three.** The grant documents contain a requirement that the City will dedicate the Mahaffey Theater for ten years as a cultural facility for the use and benefit of the general public and that such dedication shall be recorded in the public records.

**Section Four.** The current state law governing this grant provides that if the City should convert any part of the Mahaffey Theater to something other than an approved cultural facility, the City shall return, pro rata, the grant funds disbursed to the City.

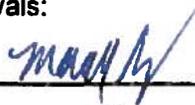
**Section Five.** City Charter Section 1.02(c)(5)A. permits such restrictions for Park or Waterfront Property subject to the stated terms of conversion.

**Section Six.** The Mayor or his designee is authorized to (i) accept the grant; (ii) execute a restrictive covenant (or such other appropriate document) that dedicates the land and building developed with grant assistance for ten years as a cultural facility and all other documents necessary to effectuate this transaction; and (iii) record such restrictive covenant along with the grant agreement and Mahaffey Theater boundary map in the public records of the county.

Section Seven. Funding. A supplemental appropriation in the amount of \$1,000,000 is approved from the unappropriated balance of the General Capital Improvement Fund (3001).

Section Eight. 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.

Approvals:

Legal:  Administration: 

Budget: 

## MEMORANDUM

Council Meeting of January 21, 2016

TO: Honorable Amy Foster and Members of City Council  
FROM: Evan Mory, Transportation & Parking Management Director  
RE: Second Reading and Public Hearing, Vehicles for Hire Ordinance

On July 16, 2015 the City Council PS&I Subcommittee considered several potential changes to Chapter 28 of the St. Petersburg City Code pertaining to Vehicles for Hire. The primary discussion points related to regulation of Pedal Buses. At the meeting the committee voted in favor of changes to the code which would allow for less stringent regulation than what had been promulgated in the past. It had been contemplated to bring all Vehicle for Hire Ordinance amendments, including Transportation Network Companies (TNC's) to Council together. However, due to timing and uncertainty related to TNC regulation, Administration desires that Council consider Ordinance revisions that do not affect TNC's but allow other changes to move forward at this time. Attached is a draft Ordinance that would effectuate the changes desired by the Committee.

There were several policy issues considered by the committee, some which pertain to City Code and others that affect the License Agreement between the operators and the City. The following matters were discussed and unanimously favored by the Committee: changes to the rear vehicle lighting requirements that would allow for easier compliance, reduction of the exclusion zone to allow operation on 1<sup>st</sup> Avenue North west of MLK street in addition to East, elimination of prohibition within proximity to Co-sponsored events, reduction of prohibited operation hours on July 4<sup>th</sup> and New Year's Eve to only one hour after fireworks, reduce Tropicana Field restriction to one hour before and one hour after events and geographic restriction to only south of 1<sup>st</sup> Avenue North, and glassware prohibition to not include wrapped merchandise. Insurance limits were discussed but the committee decided to not support making any changes to insurance requirements. The committee discussed loading zones and angled parking for pedal bus parking which also did not result in any proposed changes.

The attached Ordinance, along with modifications to the License Agreements, would allow implementation of the committee's motions. The Ordinance also addresses revised definitions, clarifying language related to low speed vehicles to conform to changes in state law, adding requirements for vessels, and revising the application requirements for a public vehicle driver's permit. Administration requests that Council conduct a first reading of the attached Ordinance and schedule a second reading and public hearing.

Since the first reading a change has been made to page 14 subsection (f) to reflect the City's standard anti-discrimination language.

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, REVISING CHAPTER 28, VEHICLES FOR HIRE; ADDING, DELETING, AND REVISING DEFINITIONS; REVISING ARTICLE AND SECTION TITLES; CLARIFYING LANGUAGE RELATED TO LOW SPEED VEHICLES TO CONFORM WITH CHANGES IN STATE LAW; ADDING REQUIREMENTS FOR VESSELS; AMENDING THE SUBSECTION RELATING TO PEDAL BUSES; REORGANIZATION OF SUBSECTIONS TO ENHANCE READABILITY; REVISING THE APPLICATION REQUIREMENTS FOR A PUBLIC VEHICLE DRIVERS PERMIT; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG, FLORIDA DOES ORDAIN:

Section 1. Chapter 28 of the St. Petersburg City Code is hereby amended to read as follows:

Chapter 28 - VEHICLES FOR HIRE

ARTICLE I. - IN GENERAL

Sec. 28-1. - Definitions.

As used in this article the following terms shall have the meanings ascribed to them:

*Driver* means an individual who operates or is in actual physical control of a public vehicle.

*Exempt vehicles* means one of the following:

- (1) Motor vehicles used exclusively in transporting children to and from schools under contract with school officials.
- (2) Hearses and ambulances when operated by licensed embalmers, morticians, or ambulance service companies or their agents or employees in this State.
- (3) Handicab means a vehicle designed, constructed, reconstructed or operated for the transportation of persons with nonemergency conditions where no medical assistance is needed or anticipated en route; or for persons who are unable to comfortably use a standard means of conveyance; or for persons who cannot enter, occupy or exit a vehicle without extensive assistance; or where specialized equipment is used for wheelchair or stretcher service; and where the driver serves as both a driver and attendant to assist in door-to-door or bed-to-bed service. No emergency equipment other than a fire

extinguisher may be carried. The use of the term "ambulance" or "ambulatory service" may not be used and no representations may be made that any medical service is available.

- (4) Motor vehicles operated by a governmental agency.
- (5) Public sector buses which are used for the transportation of persons for compensation and which are owned, leased, operated or controlled by a municipal, county or state government, school board or a governmentally owned or managed nonprofit corporation.
- (6) Exclusive ride-sharing vehicles as defined in F.S. § 341.031.
- (7) Shuttle services owned and operated directly by a hotel or motel for transportation limited to registered guests thereof.
- (8) Vehicles used exclusively in transporting persons in a sight-seeing capacity with its primary purpose for tours of landmarks.

*Limousine/Car Service* means any motor vehicle not equipped with a taximeter, which provides seating accommodations for not more than 29 passengers, including the driver, not including exempt vehicles.

Low speed vehicle means a low speed vehicle as defined under Florida Statutes, as amended, governing motor vehicle licenses.

*Manifest* means a daily trip sheet completed by each driver listing the information required by the POD.

*Motor vehicle* means a vehicle that is motorized or self-propelled by power other than muscular power or by animals. The term "motor vehicle" does not include traction engines, road rollers, bicycles, mopeds, or motorcycles.

~~Motorized non-gasoline powered vehicles means vehicles which have an engine or motor which is directly powered by a source other than gasoline, such as a battery, often similar in appearance to a golf cart, which does not have a taximeter, and only have the capability to travel on streets designated with a 40 miles per hour or less traffic speed limit zone.~~

*New fares* means picking up any passenger from a location within the City.

*Non-motorized vehicle* means vehicles for hire designed to be propelled by humans or animals and which ~~do not~~ may or may not also have helper engines or motors installed so long as the helper engines or motors do not exceed the non-motorized vehicle speed of over 20 miles per hour on level ground.

*Non-public sector bus* means any motor vehicle with a capacity for no more than 29 passengers, including the driver but does not include public sector buses, school buses, and buses that transport passengers between a common carrier terminal station, or other exempt vehicles.

*Operator* means any person owning, leasing or controlling a taxicab, van, or limousine/car service. An operator may or may not be a driver.

*Pedal bus* means a non-motorized vehicle for hire with a seating configuration similar to that of a dinner table, seating on each side, and solely powered by humans using pedals.

*Public street* means any of the public streets, boulevards, avenues, drives, or alleys within the City.

*Public vehicle* means non-public sector buses, taxicabs, vans, limousines/car services and any other motorized and non-motorized vehicles, including vessels, for the transportation for hire of passengers where new fares begin within the City and includes ~~motorized non-gasoline powered~~ low speed vehicles which operate in the same manner as transportation for hire-a taxicab but may or may not charge a fee to new fares.

*Public vehicle certificate* means the written authority issued pursuant to this article which grants the privilege to operate one public vehicle within the City.

*Public vehicle driver's permit* means a permit issued pursuant to this article which entitles a person to drive or operate a public vehicle within the City.

*Taxicab* means any motor-driven vehicle, regardless of its power source, with a capacity for no more than nine passengers, including the driver, which is operated for compensation based upon rates reflected on a taximeter, not including exempt vehicles.

*Taxicab meter* means any mechanical, digital or electronic device which serves to monitor the distance, time, or mileage to determine the fare to be charged a passenger of a taxicab.

*Van* means any motor-driven vehicle with a capacity of not more than 29 passengers including the driver, not including exempt vehicles.

Vessel means any boat or watercraft designed for water travel, including, but not limited to, any kayak, canoe, boat, motorboat, air boat, or watercraft being propelled or powered by machinery, air or human power and designed for water travel and includes personal watercraft such as, but not limited to, jet skis, waverunners, wavejammers, and other similar vessels being propelled or powered by machinery, air or human power which transports passengers for compensation similar to a taxicab or other public vehicles. This definition does not include seaplanes or vessels rented for recreational purposes.

#### Sec. 28-2. - Penalty for violation.

Every officer, agent, or employee of any corporation, and every other person who violates or fails to comply with or who procures, aids, or abets in the violation of any provision of this article shall be guilty of a municipal ordinance violation and may have a penalty enforced upon said person.

## ARTICLE II. - REGULATIONS AND REQUIREMENTS FOR ~~OBTAINING~~ PUBLIC VEHICLES CERTIFICATE

#### Sec. 28-14. - Regulations and standards for public vehicles.

- (a) All public vehicles which are regulated by this chapter except nonmotorized vehicles and ~~motorized non-gasoline powered~~ low speed vehicles shall be equipped with the following:
  - (1) A rear view mirror and a side view mirror on the driver's side;

- (2) A speedometer properly installed, in good working order;
  - (3) Clean, sanitary interior, free from torn upholstery or floor covering and from damaged or broken seats;
  - (4) Door hinges and latches in good mechanical working order and doors which operate easily and close securely;
  - (5) Body, fenders, doors, trim and grill reasonably free from cracks, breaks, and dents that would impair the safety or appearance of the public vehicle;
  - (6) Glass in the windshield and windows that shall be approved safety non-shatterable glass;
  - (7) Tires of the size appropriate for the public vehicle and with no mismatched "sized" tires. There shall be no cuts into the tire cord or sidewall area or localized worn spots that expose the ply;
  - (8) An operational horn with the activating button mounted in the location designated by the vehicle designed and assembled by the vehicle manufacturer;
  - (9) Seat belts that are available for passengers in all seats except jump seats, spaces designed to accommodate wheelchairs or where the seat belts are not required by law. Seat belts in operating condition and easily accessible by all passengers. For the purpose of this section, seat belts which are placed under the seat or between the lower and upper portions of the seat are deemed not easily accessible;
  - (10) Standard, operational windshield wipers for the entire front windshield which shall be controlled electronically or by vacuum and operated from the interior of the public vehicle. The wiper blades shall be in such a condition as to make firm contact with the windshield when operational, and shall not be torn or badly worn;
  - (11) An operational parking brake and an operational primary brake system which acts on all of the vehicle's axles; and
  - (12) An adequately operating air conditioning/heating system and windshield defrost or defogging system, which controls the temperature of the interior of the vehicle between 68 degrees Fahrenheit to 78 degrees Fahrenheit.
- (b) The public vehicle shall be structurally sound and operate with a minimum of noise and vibration, and the driver's vision shall be unobstructed on all four sides of the public vehicle.
  - (c) There shall be a place provided for the driver's permit and the driver's appropriate valid State driver's license to be prominently displayed.
  - (d) Additionally, for taxicabs, the items listed below shall be required:
    - (1) The operator's trade name, monogram or insignia, taxicab number and telephone number shall be permanently affixed upon the metal portion of the outside of each side of the taxicab in letters at least three inches high, painted in a color contrasting to that of the taxicab. The color scheme and insignia shall be provided to the City and must be uniform through each fleet of vehicles. If there are any changes in color scheme, insignia, or cruise light design the City shall be notified within 10 days of the change.
    - (2) A two-way radio or its equivalent shall be installed and operating properly with access to or affiliated with a central dispatch facility.

- (3) A taximeter shall be installed and illuminated so as to be easily seen by a passenger sitting in any part of the taxicab.
  - a. The taximeter will be of such a type and design as will properly and accurately compute and display on its face the charge for distance traveled or the charge for waiting time.
  - b. The operation of any taxicab with a taximeter which is defective or which does not properly and accurately compute and display on its face the charge for distance traveled or the charge for waiting time shall constitute a violation of this article.
  - c. The taximeter shall be inspected each time a periodic inspection is made. The taximeter shall be inspected annually by the department of agriculture bureau of weights and measures and their seal affixed to the meter.
  - d. No taximeter shall be used between sunset and sunrise unless the face thereof shall be illuminated by a light so arranged as to give continuous light upon the taximeter.
  - e. The taximeter shall be one approved by the State department of agriculture bureau of weights and measures or such other enforcing department of the State.
  - f. There shall be a signal or other device affixed to the taximeter which indicates whether the taxicab is in use.
- ~~(4) The color scheme, insignia, and cruising light design shall be unique and readily distinguishable from other taxicab companies' color schemes and insignia. If there are any changes in color scheme, insignia, or cruise light design the City shall be notified.~~
- ~~(45)~~ Each operator shall have posted inside of each taxicab, in a conspicuous place, the detailed tariff charged or to be charged for transportation. This tariff shall be printed in such a size as to allow it to be easily readable by persons sitting in the rear seat of the taxicab. This tariff shall conform to and be an exact duplicate of the tariff filed with the POD as required by this article.
- ~~(56)~~ The name of the driver shall be plainly posted on the inside of the taxicab and it shall also state whether the driver is the owner or lessee of the taxicab.
- ~~(67)~~ The taxicab may have a roof identification device or a dashboard mounted identification device visible from the exterior indicating that the vehicle is a taxicab which may include a device to indicate whether the taxicab is available for hire or is vacant.
- (7) In addition to any vehicle signs allowed by the sign section of the land development regulations, taxicabs shall be allowed one triangular or one two-sided sign on the roof of the taxicab which shall not exceed two feet in height (as measured from the roof) or one one-sided sign which shall be attached to the trunk or bumper and directed toward vehicles following the taxicab. No sign face shall extend beyond any side of the vehicle and no sign face shall exceed five feet in length. If vehicle or window wraps are used, the trade dress insignia must still be readily visible to the public.
- (e) Exempt vehicles are not required to comply with this section.
- (f) Non-motorized vehicles are required to comply with the following:
  - (1) Non-motorized vehicles shall be equipped with:

- a. All safety equipment required for vehicles including horn, lights, reflectors and seatbelts, where applicable;
  - b. A signaling device, which may be human powered such as a whistle;
  - c. A clean, sanitary interior, free from torn upholstery or floor covering and from damaged or broken seats;
  - d. Doors which operate easily and close securely and door hinges and latches in good mechanical working order, if the vehicle is designed to have doors; and
  - e. Tires of the size appropriate for the vehicle, with no mismatched "sized" tires.
- (2) Non-motorized vehicles may not be operated on any City sidewalk;
- (3) Non-motorized vehicles shall comply with posted regulations for stopping and standing. Non-motorized vehicles may not stop or stand in on-street spaces reserved for bus stops and trolley stops;
- (4) Non-motorized vehicles may use available public parking spaces for stopping or standing but shall comply with posted time requirements and are subject to ticketing for failure to comply with such requirement;
- (5) There shall be a place provided in the vehicle for the public vehicle driver's permit to be displayed;
- (6) Non-motorized vehicles with passengers, except for pedal buses and horse carriages, may only operate between 9th Avenue South and 9th Avenue North and between 32nd Street and Tampa Bay;
- (7) Non-motorized vehicles shall enter into a license agreement with the City prior to transporting passengers;
- (8) A non-motorized vehicle shall have no more than one sign on each side of the vehicle, each not more than two square feet and one sign on the rear of the vehicle not more than four square feet.
- (98) For pedal buses, the following additional requirements shall be met:
- a. A public vehicle certificate shall be issued provided the applicant meets all the requirements set forth in this chapter and provides a copy of a current, valid license agreement with the City. The public vehicle certificate shall be visible from the exterior of the pedal bus on the rear of the vehicle. Failure to have a current, valid license agreement shall result in immediate revocation of the public vehicle certificate.
  - b. A public vehicle certificate holder shall operate the pedal bus within 30 days of obtaining a public vehicle certificate.
  - c. No alcoholic beverages other than beer, wine, hard cider or malt based beverages below 19 percent alcohol may be consumed by passengers on the pedal bus. No persons under the age of 21 are allowed on the pedal bus during a ride where alcohol is or is planned on being consumed.

- d. All ~~public vehicle certificate holders~~ pedal buses shall require passengers to execute a waiver, approved by the City, prior to boarding the pedal bus. Licensee shall make available for inspection such executed waivers upon the City's request.
- e. A ~~public vehicle certificate holder~~ pedal bus shall require all passengers under age 16 to wear helmets and offer helmets for all other passengers, regardless of age, at no cost.
- f. All pedal buses may only be used on public streets designated with a speed limit of 30~~5~~ miles per hour or less subject to the following exceptions:
  - 1. *Special events.* Pedal buses shall not operate within half a mile of any boundary of any event declared to be a special event by a resolution adopted by the City Council during the event and for two hours prior to and two hours after the event. The resolution shall delineate the boundaries within which the special event declaration is to be effective.
  - 2. ~~Co-sponsored and City-sponsored events. The pedal bus shall not operate within half a mile of any boundary of an outdoor event co-sponsored by the City under its co-sponsorship procedures or any boundary of a City-sponsored event that is specifically listed in the license agreement and shall not operate two hours prior to and two hours after the event. The POD may increase or decrease the distance and time limitations as determined necessary based upon the size of the event and may add outdoor events to this list if such event is anticipated to generate more than 10,000 attendees. In such a case the POD shall notify the public vehicle certificate holder in writing, at least ten days in advance of such restriction. Notwithstanding the foregoing,~~ The pedal bus shall not operate on December 31 and July 4 between and including 5th Avenue North to 5th Avenue South from Tampa Bay to Interstate I-275 after 5:00 p.m. The POD may increase or decrease the distance and time limitations as determined necessary to have unobstructed pedestrian and vehicular access.
  - 3. *Tropicana Field Events.* Pedal buses shall not operate between and including 6th Street and 20th Street and 5th Central Avenue North to 5th Avenue South ~~during an event held at Tropicana Field and for 1.05 hours prior to and 1.05 hours after an event held at Tropicana Field.~~
  - 4. *Crossing streets.* Pedal buses are allowed on streets designated with a speed limit of over 35~~0~~ miles per hour for the sole purpose of crossing such portion where a 35~~0~~ miles per hour or less speed zone is designated on both sides of the street. The pedal bus shall obey all State laws with regards to road crossings and travelling upon State and county roads.
  - 5. *Street closures.* Pedal buses are not allowed on streets which have been closed except that if such closure is in association with a parade permit and the pedal bus is an authorized participant in such parade.
- g. A pedal bus~~Public vehicle certificate holders~~ shall carry the following insurance at its own expense:

1. Commercial general liability insurance in an amount of at least \$5,000,000.00 per occurrence, with \$5,000,000.00 aggregate, and \$5,000.00 medical payments coverage. This policy shall include coverage for (i) personal injury or death or property damage or destruction; (ii) participant and passenger liability; (iii) contractual liability under this agreement, and (iv) customers who bring alcohol on the pedal bus.
  2. Automobile liability insurance of \$1,000,000.00 combined single limit.
  3. Workers' compensation insurance as required by Florida law and employers' liability insurance in an amount of at least \$100,000.00 each accident, \$100,000.00 per employee, and \$500,000.00 for all diseases.
- h. Pedal buses shall obey all traffic laws and shall not obstruct pedestrian traffic.
  - i. No glassware of any kind shall be allowed on the serving area of a pedal bus including but not limited to bottles, receptacles or drinking glasses. Glassware may be allowed to be stored on a pedal bus as long as the glassware is empty, securely stored so as to be inaccessible while the vehicle is in motion, and wrapped in paper, padding, or some other covering to prevent breakage.
  - j. A violation of the requirements in this section shall constitute a violation of this Code pursuant to Section 1-7 and may be grounds to revoke a public vehicle certificate.
- (g) ~~Motorized non gasoline powered~~ Low speed vehicles are required to comply with the following:
- (1) ~~Motorized non gasoline powered~~ Low speed vehicles shall conform to all Federal and State regulations (currently Title CFR Part 571.500 and Chapter 316, Florida Statutes).~~be equipped with:~~
    - a. ~~Mirrors, horn, headlights, taillights, turn signal lights, windshield wipers, hand brake and primary brake system which acts on all axles, all of which shall be in good working condition;~~
    - b. ~~Seatbelts for all occupants;~~
  - (2) ~~e.~~ Low speed vehicles shall have a clean, sanitary interior, free from torn upholstery or floor covering and from damaged or broken seats;
  - (3) ~~d.~~ All Low speed vehicles shall have the exterior parts of the vehicle shall be free from cracks, breaks and dents; ~~and~~
    - e. ~~Tires of the size appropriate for the vehicle, with no mismatched "sized" tires. There shall be no cuts into the tire cord or sidewall area or localized worn spots that expose the ply.~~
  - (4) ~~Motorized non gasoline powered~~ Low speed vehicles shall be structurally sound and operate with a minimum of noise and vibration;
  - (5) ~~Motorized non gasoline powered~~ Low speed vehicles shall comply with posted regulations for stopping and standing and shall not stop or stand in on-street spaces reserved for, or marked as, bus stops and trolley stops, but may use on-street spaces reserved for taxicabs;

- (64) ~~Motorized non-gasoline powered~~ Low speed vehicles may use available public parking spaces for stopping or standing but shall comply with posted time requirements and meter charges and are subject to ticketing for failure to comply with such requirements;
- (75) There shall be a place provided in the vehicle for the public vehicle driver's permit to be displayed which shall be readily visible to occupants;
- (86) ~~Examples of t~~The color scheme and insignia shall be ~~unique and readily distinguishable from all motorized non-gasoline powered vehicles and taxicab color schemes and insignias approved for operation in~~ provided to the City and must be uniform through each fleet of vehicles. In addition to any vehicle signs allowed by the sign section of the land development regulations, low speed vehicles are allowed to have both of the signs allowed for taxicabs and any sign on the roof of the vehicle may have sign faces up to five feet in length. If vehicle or window wraps are used, the trade dress insignia must still be readily visible to the public.
- (97) ~~Motorized non-gasoline powered~~ Low speed vehicles shall comply with all traffic regulations and shall not be allowed on any sidewalk;
- (108) ~~Motorized non-gasoline powered~~ Low speed vehicles which may charge a fee shall be regulated as a taxicab but shall not be required to have 24 hour dispatch service, or a minimum number of public vehicle certificates, or a taxicab meter.
- (11) Notwithstanding the foregoing, City employees shall be allowed to operate low speed vehicles on any sidewalk or in any park provided such operation is necessary in carrying out their official duties.
- (h) ~~In addition to any vehicle signs allowed by the sign section of the land development regulations, taxicabs shall be allowed one triangular or one two-sided sign on the roof of the taxicab which shall not exceed two feet in height (as measured from the roof) or one one-sided sign which shall be attached to the trunk or bumper and directed toward vehicles following the taxicab. No sign face shall extend beyond any side of the vehicle and no sign face shall exceed four feet in length. In addition to any vehicle signs allowed by the sign section of the land development regulations, motorized non-gasoline powered vehicles are allowed to have both of the signs allowed for taxicabs and any sign on the roof of the vehicle may have sign faces up to five feet in length. A non-motorized vehicle shall have not more than one sign on each side of the vehicle, each not more than two square feet and one sign on the rear of the vehicle not more than four square feet.~~
- (h) Additionally for vessels the following shall be required:
- (1) Each vessel must display a registration number, and be registered as a commercial vessel if required to be so registered by the Florida Department of Highway Safety and Motor Vehicles.
- (2) All operators must be at least 18 years old.
- (3) All vessels shall carry and maintain all safety equipment required by the United States Coast Guard safety requirements.
- (4) All vessels under 26 feet in length shall require all passengers under the age of 6 to wear a Coast Guard approved personal floatation device.

(5)All vessels over 14 feet in length must carry a life ring or other equivalent floatation device.

(6)All vessels are required to have working navigation lighting.

- (i) Non-public sector buses, limousines, and vans shall operate as a pre-arranged service and shall not solicit "walk up" passengers unless operating pursuant to a written agreement with the ownership or management of the location of the solicitation.
- (j) Only a vehicle marked in compliance with this chapter as a taxicab may use the taxi stands.

Sec. 28-15. - Public vehicle certificate requirement.

- (a) It shall be unlawful to operate any public vehicle which picks up a new fare within the City limits without a valid certificate affixed to the public vehicle.
- (b) There shall be a rebuttable presumption that a public vehicle which does not have a valid certificate affixed to the vehicle is violating this provision.
- (c) Each public vehicle shall have permanently affixed to the public vehicle a valid public vehicle certificate prior to each public vehicle beginning a new fare within the City limits. The public vehicle certificate shall be located on the driver's side of the vehicle on the lateral face of the bumper, trunk lid, or rear window and shall be visible from the exterior of the vehicle.
- (d) Each certificate shall expire on September 30 and may be renewed upon payment of the prescribed fee prior to expiration.
- (e) All public vehicle certificates fees for renewals shall be paid on or before September 30 of each fiscal year. If September 30 falls on a weekend or holiday, the renewal fee is due and payable on or before the first business day following September 30.
- (f) For each new public vehicle certificate issued between October 1 and March 31, the full amount of the certificate shall be paid. For each new public vehicle certificate issued on or after April 1, one-half of the total amount of the public vehicle certificate shall be paid. This section does not apply to temporary 14-day certificates as set forth in this chapter.
- (g) Upon the cancellation or lapse of any policy of insurance as required by this article, the certificate issued pursuant to this article shall be immediately revoked unless, before the expiration date of the policy of insurance, another policy of insurance containing all the requirements of the original policy of insurance is obtained. However, any holder of a certificate may make application to the POD for a voluntary suspension of the certificate for a term not to exceed six months and not to extend beyond the certificate term. The POD, in granting a voluntary suspension of a certificate, shall require the holder of the certificate to surrender possession of the certificate to the POD, but the surrender of possession of the certificate shall not be construed to be a cancellation thereof unless the holder of the certificate shall fail to file with the POD a policy of insurance before the expiration date of the suspension period. During the time of the voluntary suspension of the certificate, the operator shall not be required to maintain the policy of insurance as required by this article. A public vehicle certificate may be transferred during the voluntary suspension period.
- (h) The holder of any public vehicle certificate may assign the certificate to any person or any vehicle otherwise qualified under this article, however, a transfer fee of \$25.00 must be paid

to the City and the appropriate transfer application must be filed with the City before each certificate may be transferred. The person or vehicle that the certificate is to be transferred to must meet all the requirements for the issuance of a public vehicle certificate. The holder shall not transfer the certificate to any other vehicle without filing a transfer application and making payment of the transfer fee of \$25.00 per certificate transferred. Each vehicle receiving a transferred certificate must meet all the requirements for the issuance of public vehicle certification.

- (i) The applicant for a certificate required by this section shall make a notarized application therefor to the POD upon application blanks to be furnished by the POD, which application shall contain, but not be limited to, the following information:
  - (1) The owner of the vehicle and, if not owned by the applicant, from whom the vehicle is leased or rented;
  - (2) The make and model of the vehicle and the year of its manufacture, together with the serial number of the vehicle and the seating capacity thereof;
  - (3) The State license plate number of the motor vehicle;
  - (4) If the owner of the vehicle is a corporation, the officers thereof;
  - (5) If the owner of the vehicle is a partnership, the name and residence of each partner;
  - (6) The principal business location of the owner of the vehicle;
  - (7) A detailed rate and fare schedule to be charged for the vehicle, if applicable;
  - (8) Whether the vehicle is to be operated as a taxicab, van, limousine/car service, ~~non-gasoline powered~~ low speed vehicle, vessel or non-motorized vehicle; and
  - (9) If the vehicle is a taxicab, taxicab parent company information:
    - a. Name, address, and phone number;
    - b. Color scheme;
    - c. Insignia design; and
    - d. Cruising light design.
- (j) In addition to the above required application information, the applicant shall:
  - (1) State, declare and agree that the applicant will comply with all of the ~~laws of the City~~ requirements of this chapter and that for a violation of any of the provisions of this chapter, the POD shall be at liberty to cancel and withdraw the certificate and terminate the right of the person to use the streets of the City to operate a public vehicle, upon notice and a reasonable opportunity to be heard regarding such proposed action;
  - (2) Agree to maintain and keep in workable condition one vehicle for each certificate;
  - (3) Include an attached notarized statement from the applicant's mechanic or from a licensed automotive garage or a mechanic accepted by the City, certifying that the vehicle meets the minimum standards contained within this chapter and applicable State law. Low speed vehicles shall provide to the POD a copy of the certificate of title and registration from the State and any other document deemed necessary by the POD to show that the

vehicle is a low speed vehicle including, but not limited to, a State approved inspection sheet;

- (4) State, declare and agree that the applicant and all employees will service all areas of the City. Non-motorized vehicles, ~~vessels~~, and ~~motorized non-gasoline powered~~ low speed vehicles are not required to comply with this provision; and
  - (5) ~~If a taxicab, include an attached notarized statement from the owner of the taxicab that the owner will provide 24-hour radio dispatch service~~ or an equivalent of radio dispatch.
- (k) Before a certificate required by this article shall be issued by the POD, the applicant for a certificate of the public vehicle shall conform to the following requirements:
- (1) Pay to the City the administrative certificate fee for each public vehicle certificate as set forth in Chapter 12.
  - (2) File with the POD satisfactory evidence of holding a motor vehicle liability insurance policy insuring against loss from liability for bodily injury, death, and property damage, with coverage limits not less than the minimum amounts specified by F.S. § 324.032 or such greater minimum amounts as may be required by other provisions of F.S. ch. 324, applicable to the applicant. Notwithstanding the foregoing, non-motorized vehicles, except for pedal buses, shall be required to obtain general liability insurance in the amount of \$300,000.00 per occurrence, pedal buses shall provide the insurance limits as set forth in this chapter (currently 28-14(f)), and the City shall be named as an additional insured on the insurance certificate. The policy of insurance shall provide that notice for the cancellation thereof shall be given not less than ten days in advance of the effective date of such cancellation to the POD. The insurance policy shall provide that the City shall receive all notices of any kind (termination, cancellation, renewal, nonrenewal, rate increase, etc.) which shall be sent to the POD.
    - a. If the holder of public vehicle certificates has more than one insurance policy for the holder's public vehicles, the policies shall have the same expiration date. Any exceptions must be approved in writing by the POD.
    - b. The holder of a public vehicle certificate shall provide a schedule issued by the insurance carrier of all vehicles covered by the certificate of insurance. A change of the certificate of insurance shall be provided to the POD from the authorized insurance representative when public vehicles are added or deleted from the policy. The City shall be named as a certificate holder on the insurance certificate of all insurance policies maintained to satisfy the requirements of this section.
  - (3) Provide evidence that the operator shall have at least three public vehicle certificates to operate three taxicabs for public transportation in the City as part of his taxicab business. This provision shall only apply to taxicabs.
- (l) Non-motorized vehicles and ~~motorized non-gasoline powered~~ low speed vehicles are required to comply with this section unless otherwise specifically exempted from a particular provision. All exempt vehicles are not required to comply with this section.
- (m) A person who makes application for a public vehicle certificate shall be issued such a certificate upon a showing to the City, in the manner prescribed in this chapter of the Code that the person has met all the requirements for issuance of such a certificate.

- (n) The public vehicle certificate is delinquent if not renewed by September 30 of each year. Any public vehicle certificate not renewed is deemed ~~revoked~~expired. Delinquent fees are subject to a delinquency penalty of ten percent for the month of October plus an additional five percent penalty for each month or portion thereof of delinquency thereafter until paid. The total delinquency penalty shall not exceed 25 percent of the fee due. The payment of this delinquency penalty is not in lieu of other penalties provided by this article. It is no defense of nonpayment of any public vehicle certificate that the business or person was not notified that payment was due to the City. Any holder of a public vehicle certificate for a previous year who does not renew by September 30 of the current year is subject to the delinquency penalty as set forth in this paragraph regardless of the subtraction or addition of new vehicles to their fleet. If a delinquent certificate holder adds or subtracts new vehicles to their fleet, a delinquency penalty shall be assessed on the total vehicles within their fleet at the time of reinstatement.
- (o) The holder of any public vehicle certificate may purchase a temporary 14-day certificate for a replacement vehicle should an event occur rendering a vehicle assigned a public vehicle certificate to be disabled. A temporary 14-day certificate fee of \$15.00 shall be paid to the POD. The temporary public vehicle certificate application must be filed with the City before a certificate may be issued. The person and/or vehicle that the certificate is to be issued to must meet all the requirements for the issuance of a public vehicle certificate. Proof of the disabled vehicle is required to be provided to the POD. Failure to obtain a public vehicle certificate for the replacement vehicle after the expiration of the 14 days, or failure to obtain an additional temporary certificate, or failure to reinstate the original vehicle assigned a public vehicle certificate shall be a violation of this article. No more than two consecutive, temporary 14-day certificates may be issued for any single public vehicle.
- (p) Any holder of a revoked public vehicle certificate must file a new application and pay all applicable fees for reinstatement of the public vehicle certificate.

### ARTICLE III. - PUBLIC VEHICLE DRIVER REQUIREMENTS

#### Sec. 28-27. - Prohibited conduct of public vehicle drivers.

- (a) It shall be unlawful for any driver of a public vehicle to:
  - (1) Violate any of the terms, provisions or directions of this article;
  - (2) Fail to keep a written or digital manifest of all trips, which documents information as to the time of each trip, the starting and ending point of each trip, together with the number of persons carried. Every driver shall maintain a daily manifest upon which they shall promptly and legibly record the following information: name of driver, vehicle number, year, month, date, and the starting time, place of origin and destination of each trip during a driver's operating period. All manifests shall be subject to inspection by the POD and law enforcement officials. The manifest shall be available for inspection at all times and shall be kept available for a period of not less than six months.

- (3) Fail to report promptly all accidents to the Police Department;
- ~~(4) Fail to report to the Mayor or his designee any change of residence within five working days;~~
- ~~(45) Operate any public vehicle when the individual's driver's permit required by this article or State driver's license required by State law has been revoked or during the time when the individual's driver's permit or State driver's license is suspended;~~
- ~~(56) Fail to give a written or digital receipt for fares when requested by passengers. Such digital receipts must be provided within 24 hours of the end of the fare; or~~
- ~~(67) Operate a vehicle for more than 12 hours of any continuous 24-hour period.~~
- ~~(78) It shall be unlawful for a driver of a public vehicle as defined herein to have located within the interior of that public vehicle any:
 
  - a. Two-way or similar scanners;
  - b. Two-way radio frequency monitors; or
  - c. A radar detector.~~
  - (b) It shall be unlawful for any person to drive or operate a public vehicle for hire within the City unless that person has a valid, current public vehicle driver's permit. It shall be unlawful for any ~~taxicab~~ vehicle for hire parent company to allow a person to drive or operate a public vehicle for hire within the City, which is owned, ~~or leased, or contracted~~ by the ~~taxicab~~ parent company, ~~within the City~~ unless that person has a valid, current public vehicle driver's permit.
  - (c) It shall be unlawful for any person to drive a handicap, a ~~motorized non-gasoline powered~~ low speed vehicle or non-motorized vehicle for hire within the City unless that individual has obtained from the City a public vehicle driver's permit.
  - (d) If ~~the~~ a taxicab parent company fails to provide 24-hour ~~radio~~ dispatch service, or the equivalent thereof, or to keep a minimum of three certificates to operate three taxicabs for public transportation in the City, then all certificates issued under that parent company will be revoked.
  - (e) All public vehicle trips dispatched by the public vehicle dispatch service holder shall be immediately recorded on a dispatch ticket indicating the time, date and origin of each trip dispatched. All dispatch tickets shall be maintained by the public vehicle certificate holder for at least 30 days from the date of the dispatch ticket and shall be available for inspection at all times within that period. All dispatch tickets shall be subject to inspection by the POD and law enforcement officials. Such dispatch tickets may be kept and provided as digital records.
  - (f) All public vehicle drivers shall comply with all applicable laws regarding non-discrimination against passengers or potential passengers on the basis of destination, race, color, national origin, religion, gender, marital status, age, disability, sexual orientation, genetic information or other protected category.
  - (g) All public vehicle drivers shall comply with all applicable laws relating to accommodation of service animals.
  - (h) There shall be no additional charges for providing services to persons with disabilities because of those disabilities.

- (i) Public vehicle drivers shall provide passengers an opportunity to indicate whether they require a wheelchair-accessible vehicle. If a driver cannot arrange a wheelchair-accessible service, it shall direct the passenger to an alternate provider of wheelchair-accessible public vehicle services.

Sec. 28-28. - Public vehicle driver's permit.

- (a) Application for the public vehicle driver's permit shall be made in person to the Police Department.
- (1) Required information under oath. Applications shall provide the required information under oath, on forms supplied by the Police Department and shall include the following:
- a. Copies of drivers licenses. A copy of a valid State driver's license, and a list of every state where the applicant held a driver's license during the preceding three years and including, if available, the driver's license number;
  - b. Addresses of residence. The addresses of each and every place of residence or domicile of the applicant during the preceding three years, including the current residence address;
  - c. Traffic record for three years previous to the application. Only pleas of nolo contendere, convictions and forfeitures of collateral need be reported. Parking citations need not be reported;
  - d. Criminal record. Only pleas of nolo contendere, convictions, or forfeitures of collateral need be reported.
- (2) Fingerprinting. The Police Department shall make a record of the applicant's fingerprints.
- (3) Permit fee. Each applicant shall submit the public vehicle driver's permit fee as set forth in Chapter 12 along with the application.
- (4) Release and consent form. A completed release and consent form in which the applicant designates and allows the Chief of Police to contact and obtain from the FBI, FDLE and/or department of motor vehicles, for every state in which the applicant has lived for the past three years, all records regarding the applicant.
- (5) Required to furnish all information. Each applicant shall furnish all the information required by the application. However, if evidence of a background check having been performed in the prior six weeks to the date of application is provided to the Police Department and such background check covered Florida Department of Law Enforcement, department of motor vehicle records and a sex offender registry search, the prior background check may substitute for a check provided through the Police Department and such costs shall be deducted from the cost of the permit.
- (b) The City Police Department shall conduct an investigation made of the facts stated in the application for a public vehicle driver's permit and other relevant data. The file shall be available to the applicant or his agent upon request.
- ~~(c) The Police Department shall conduct an investigation made of the facts stated in the application for the permit and other relevant data. The file shall be available to the applicant or his agent upon request.~~

- (~~cd~~) If the Police Department finds that the applicant meets the requirements of this chapter, it shall issue a permit to the applicant. The Police Department shall refuse to issue or may revoke a permit to an applicant or permittee for any of the following reasons:
- (1) The applicant or permittee has ~~repeated and persistent violations of the motor vehicle laws~~ more than three moving violations in the prior three-year period.
  - (2) The applicant or permittee has been convicted of any offense involving commission of a felony within the past five years or a misdemeanor within the last three years. Date of conviction means the date of adjudication and imposition of sentence.
  - (3) The applicant's or permittee is on parole or probation for a felony or misdemeanor, is covered by diplomatic immunity, has less than six months driving experience, does not have a valid ~~S~~state driver's license or is less than 18 years of age.
  - (4) The applicant or permittee has been designated as a sexual predator.
  - (5) The applicant or permittee has submitted false or materially misleading statements in the application.
  - (6) If an applicant or permittee has been arrested prior to or subsequent to the submission of his initial application or application for renewal, said application or permit shall be held in abeyance until a prosecutorial decision or a judicial determination has been rendered.
  - ~~(7) For the purpose of the investigation of the applicant for a public vehicle driver's permit, the Police Department may require the applicant to submit to an examination as to the applicant's knowledge of the traffic regulations, the geography of the City and the applicant's skill and ability to drive a public vehicle. If the results of this stated examination are unsatisfactory, the application may be denied.~~
- (~~de~~) The permit shall be valid until the end of the fiscal year of the City and shall expire on September 30 following the issuance; however, permits issued or renewed during the months of August and September shall expire on the last day of September of the year next following their issuance or renewal. The permit must be renewed each year.
- (~~ef~~) A public vehicle driver's employer or the public vehicle driver or owner of the public vehicle shall obtain and file a surety bond or evidence of insurance as required by this chapter.
- (~~fg~~) Upon the issuance of the permit, the public vehicle driver shall obtain a photo identification permit card from the Police Department. It shall be unlawful for a driver of a public vehicle who begins a new fare in the City limits to operate any public vehicle unless that driver has at all times, in full and plain view of the fare, the photo identification permit card.
- (~~gh~~) Permits may be renewed for a one-year period, provided that the Police Department's authorized investigation of the driver's traffic and criminal record reveals no criminal or traffic violations during the period of his expiring permit. If the investigation reveals such violations, the permit shall not be valid.
- (~~hi~~) The permit is the property of the City and is not transferable to any other driver. It shall be surrendered to the Police Department by the driver upon such driver's ceasing to drive a public vehicle.

- (ij) A license holder shall make application for a renewal of the permit at least 30 days but not more than 60 days prior to the expiration of the permit.
- (jk) The applicant or the permittee shall have a right to appeal a decision to deny or revoke a permit. The appeal shall be on a form provided by the City Clerk and must be filed with the City Clerk within ten days of the decision. The appeal shall be heard by the City Administrator or by a Department Director or other Senior Management Official who has been designated by the City Administrator for the purpose of conducting the hearing. The hearing shall be conducted at a reasonable time and place, following notice of the hearing to the appellant. The hearing shall be informal and the strict rules of evidence shall not be applicable, but the minimal requirements of due process shall be observed. The objective of the hearing shall be to determine whether the denial or revocation complies with the requirements of the Code. At the hearing, the POD and the applicant may introduce such evidence as is deemed necessary. The decision of the City Administrator or the City Administrator's designee shall be final and the applicant shall be deemed to have exhausted all administrative remedies.

Section 2. 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 3. 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 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 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:

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City Attorney or Designee

**ST. PETERSBURG CITY COUNCIL**

**Consent Agenda**

**Meeting of January 21, 2016**

**To: The Honorable Amy Foster, Chair, and Members of City Council**

**Subject:** Approving the donation of firefighter helmets valued at approximately \$2,400 to the City of Antelope Fire Department in Oregon.

**Explanation:** It is recommended that 12 firefighter helmets be donated the City of Antelope Fire Department in Oregon. This fire department serves a small historic frontier city and is an all-volunteer fire department in need of modern equipment. The department's annual budget is \$2,400.

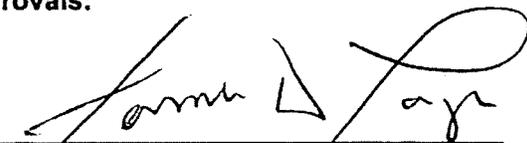
The Cairns firefighter helmets were purchased at a cost of \$198.34 each and are being replaced with Honeywell EV1 helmets at a cost of \$204 each. The new helmets will provide a more ergonomic and comfortable fit for the firefighters. The balance of approximately 300 retired helmets will be sold at public auction.

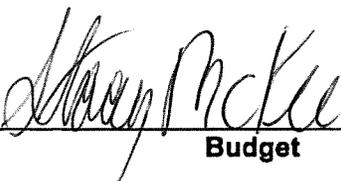
The Fire Department will transfer title, liability and risk of loss to the City of Antelope Fire Department in Oregon.

**Cost/Funding/Assessment Information:** The firefighter helmets have an approximate value of \$2,400.

**Attachments:** Donation Letter (5 pages)  
Resolution

**Approvals:**

  
\_\_\_\_\_  
**Administrative**

  
\_\_\_\_\_  
**Budget**

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**From:** Michael <mrc64@msn.com>  
**Sent:** Wednesday, June 17, 2015 9:26 PM  
**To:** SPFR  
**Subject:** For Fire Chief James Large

**Importance:** High

Dear Chief Large,

I recently read a story in the Rescue 1 newsletter about some consideration being made by your department's (and City's) senior staff to replace all of the structure fire helmets partly as a result of recent legal matters surrounding their design vs. compatibility with your firefighters.

If this occurs, I would like to know if you folks would consider donating some of those helmets to our tiny fire department and perhaps some for a couple of other very small rural volunteer fire departments we work with, all of whom are in need of reasonably recent and functional PPE. I ask you specifically because I haven't had any luck with the bigger fire districts and departments in our region because most, if not all, have directives to sell their surplus gear to the public, etc. and we cannot afford any of it. The largest fire district in Oregon recently got a grant to replace all of their helmets but not one of the old helmets could be put up for donation because of their new procedures for getting rid of old gear.

Please allow me to tell you a little bit about us and offer a disclaimer afterward.

My department serves a historic frontier city of 50 full time residents plus we provide aid to a large unprotected area consisting of ranches and other tiny communities in a 120 square mile area in rural north-central Oregon. The nearest mutual aid fire/rescue unit or ambulance is at least 45-70 minutes away, sometimes more, depending on direction and weather. We are an all-volunteer fire department. We have no dedicated tax base. We have very little money to work with right now. I have no experience with fire grants though and we cannot afford nor do we have at our disposal a grants writer. So, I did the best I could to write a SAFER grant earlier this year (includes our nearest neighbor department an hour away and a provision for some new PPE) but I don't have a lot of hope that we'll be awarded. I at least got us a \$2500 grant for EMS training. We receive meager transfers from our tiny City's General Fund for a total annual budget of \$2400, enough to maintain/operate on (mostly fuel, insurance and modest repairs). Thus, we depend nearly 100% upon donations of equipment and training for improvements. People out here are VERY leery about signing on for any taxation, even if it would benefit them, because of trust issues that began when the Rajneesh invaded the area and took over things in the 1980s. They promised the Sun, Moon and stars. Sadly, they delivered nothing but political unrest and historical infamy. Since then, there have been several people who have attempted to take up the mantle and develop some kind of fire service, dropping the ball every time. As a result, cash donations by any means possible are quite difficult to come by.

When I moved here in late 2011, this department was nothing more than a garage filled with antiquated junk from the 70s and 80s, trash, dead birds, dead mice and beer cans scattered on the floor, broken equipment, vehicles that didn't start and hadn't been started in years (indeed, a 1948 Chevy engine that was used up until 1998), no records, etc. Because the fire department was defunct for many years, the building had been left unlocked for a long time. As a result a lot of useable equipment been stolen. What was left of the hose had rotted and split open when pressurized. There wasn't a single axe, ladder, pike pole, pair of gloves, flashlights, radio, fire extinguishers, etc. The structural PPE dated back to the 70s was mostly ripped and molded while helmets and boots were cracked, everything filled with dirt, cobwebs and spiders. It was very sad and it looked much like you would see in a Third World outfit. As a consequence of these conditions, the community suffered tragically in the loss of property and life over the years. I took

it upon myself to correct the situation and work on developing public safety here. Essentially, I have been building this fire department and Emergency Medical Services unit up from scratch since assuming responsibility.

I'm a career Mobile Intensive Care Unit Paramedic with a background in volunteer firefighting and ambulance company management (currently operations manager of a private EMS company based in Los Angeles). I became a firefighter/EMT in 1979 and a professional ambulanceman in 1983. I devote a lot of time and energy toward getting things up and running, public safety-wise, here. As a volunteer, I put in about twenty hours or more a week in my efforts to provide administration, training, maintenance and other assorted functions for our fire department. It's a lot of work that has resulted in putting up with a lot of adversity and personal sacrifice. However, someone has to do it. I couldn't stand by and not do anything with the skills, training and experience I have. I made it my mission to keep the failed promises others have made to these people in and around my community, help train and equip them so they can help themselves whole slowly but surely gaining their trust. It's a labor of love because it's my passion and my mission.

Today, we have reasonably working apparatus (two engines, a medic unit, a brush rig and a command/utility vehicle) and 12 volunteers, plus some others who provide support services. Our volunteers are receiving basic, entry-level training in fire-rescue skills from me every month. We're in the middle of our first –ever Firefighter 1 certification academy. Along with that, our responders are moving forward with First Responder and EMT training toward our goal of developing a basic ambulance service for our area. I have managed to get some good used firefighting equipment like hose, tools, emergency medical items, turnouts, radios, rescue gear, even some surplus firefighting and rescue vehicles handed down to us from other departments. Every little bit helps. Most of the equipment I've been able to secure this way is generally older and some of it doesn't meet current NFPA specs but it's a vast improvement over what we started out with – literally nothing of use.

However, while we're still in need of some gear, there is one area of equipment that I am most focused upon: personal safety. It's of extreme importance to me and my team, as we're the ONLY fire-rescue personnel out here and we don't really have any real mutual aid. I managed to get some "new" PPE from other departments dated late 80s to the late 90s and some Draeger SCBAs that are from 1992/1994 (bottles have 2-3 years left on them-so yes replacing our SCBAs is equally important), etc. The helmets are amongst the oldest gear we have: all from the late 80s and mid- 90s (for example, mine is a Bullard XT from 1996). Like our turnouts, the helmets are all heavy and of varying makes, models and styles. We're happy to have them and we're quite used to them but they're falling apart and there is little in the way of uniformity other than color. Our department is unique in the area that everyone wears red helmets all throughout except for me and my Assistant Chief (white) and explorers (yellow). On a nostalgic note, in my old department-which no longer exists- we wore all-red turnouts along with red helmets, but nobody seems to have that anymore. That's a bit of tradition, visibility and identification that I've been sad to see fall by the wayside but perhaps understandably so.

If and when your department decides to release your current batch of structural fire helmets, we would be happy to have as many as you would be willing to send us (which we would share with other tiny departments in our area in need of PPE). This would be in exchange for a fully signed waiver and whatever else it takes to get them, releasing the City of St. Petersburg from any and all considerations, liabilities and responsibilities pertaining to the equipment donated. These volunteers here, having to make do with what is available, understand there is some risk wearing PPE in and of itself but they would MUCH rather have better functioning PPE than face the consequences of staying with what we have now. I can't blame them.

I would like to share a few photos of my fire department with you.

Below is an early photo taken shortly after I got the department up and running. The first batch of firefighters. I'm second from the left, standing. The apparatus you see behind us is our 1975 Ford F800 Pirsch & Sons Class A structure fire engine. It's old, rusty, beat up, leaks, has a finicky pump plus some electrical and mechanical needs but it's reasonably reliable. Last year we put into service a 1993 HME/Western States intracab to replace it (keeping the old engine as a back-up and second out/mutual aid response unit). Next to the station is the old 1979 Chevy C65 1,000 gallon water tender that is no longer here. In front of the station is our 1985 GMC Sierra 4x4 Type 6 quick fire

attack/wildland/brush truck. Not shown is our 1996 Chevy Tahoe Chief's command/utility/backup rescue vehicle. What you see below are all of the firefighting vehicles in our area.



This is our EMS/rescue vehicle, a 1993 Ford F-350 4x4 Type 1 Road Rescue ambulance. It's old, but it works nicely for us. It carries all of our rescue equipment including our cutting gear ("Jaws of Life") and medical stuff. We don't transport for lack of EMTs. I'm hoping that'll change soon as well.



This is the 1993 HME/Western States intracab engine we put into service last June to replace the old 1975 engine as the primary unit. Several of us volunteers and a couple of supporters on the end plus my AC's dog. The engine was given to us by Depoe Bay Fire District in Oregon.



Thank you for taking the time to read this. Anything you can offer would be gratefully appreciated.

Sincerely,

***Michael Carter***

**Fire Chief**

**CA MICU Paramedic #P15712**

**City of Antelope Fire Department**

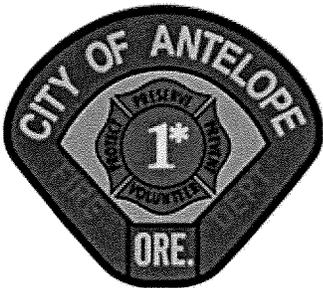
**P.O. Box 111**

**Antelope, OR 97001**

**Cell: 541-279-4282**

**City Hall: 541-489-3201**

**<http://www.cityofantelope.us/fire-department>**



***"Neighbors volunteering to help neighbors"***

A RESOLUTION APPROVING THE DONATION OF TWELVE FIREFIGHTER HELMETS VALUED AT APPROXIMATELY \$2,400.00 TO THE CITY OF ANTELOPE, OREGON FOR THE SMALL HISTORIC FRONTIER CITY'S ALL-VOLUNTEER FIRE 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 donate twelve firefighter helmets to the City of Antelope, Oregon's Fire Department for the small historic frontier city's all-volunteer fire department in need of modern equipment; and

WHEREAS, the helmets to be donated are being replaced with new helmets; and

WHEREAS, the City's Fire Department will transfer title, liability and risk of loss to the City of Antelope, Oregon's Fire Department.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the donation of twelve firefighter helmets to the City of Antelope, Oregon for the small historic frontier city's all-volunteer fire department is hereby approved; and the Mayor or Mayor's designee is authorized to execute all documents necessary to effectuate this transaction.

This resolution shall take effect immediately upon its adoption.

Approved as to form and content:

  
\_\_\_\_\_  
City Attorney (designee)

**ST. PETERSBURG CITY COUNCIL**

**Consent Agenda**

**Meeting of January 21, 2016**

**TO:** The Honorable Amy Foster, Chair and Members of City Council

**SUBJECT:** A resolution authorizing the Mayor, or his Designee, to execute a twenty (20) year License Agreement with the State of Florida Department of Transportation, an agency of the State of Florida, for the use of the Airfield Vault Building within Albert Whitted Airport to locate a Global Positioning System Reference Station; 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.)*

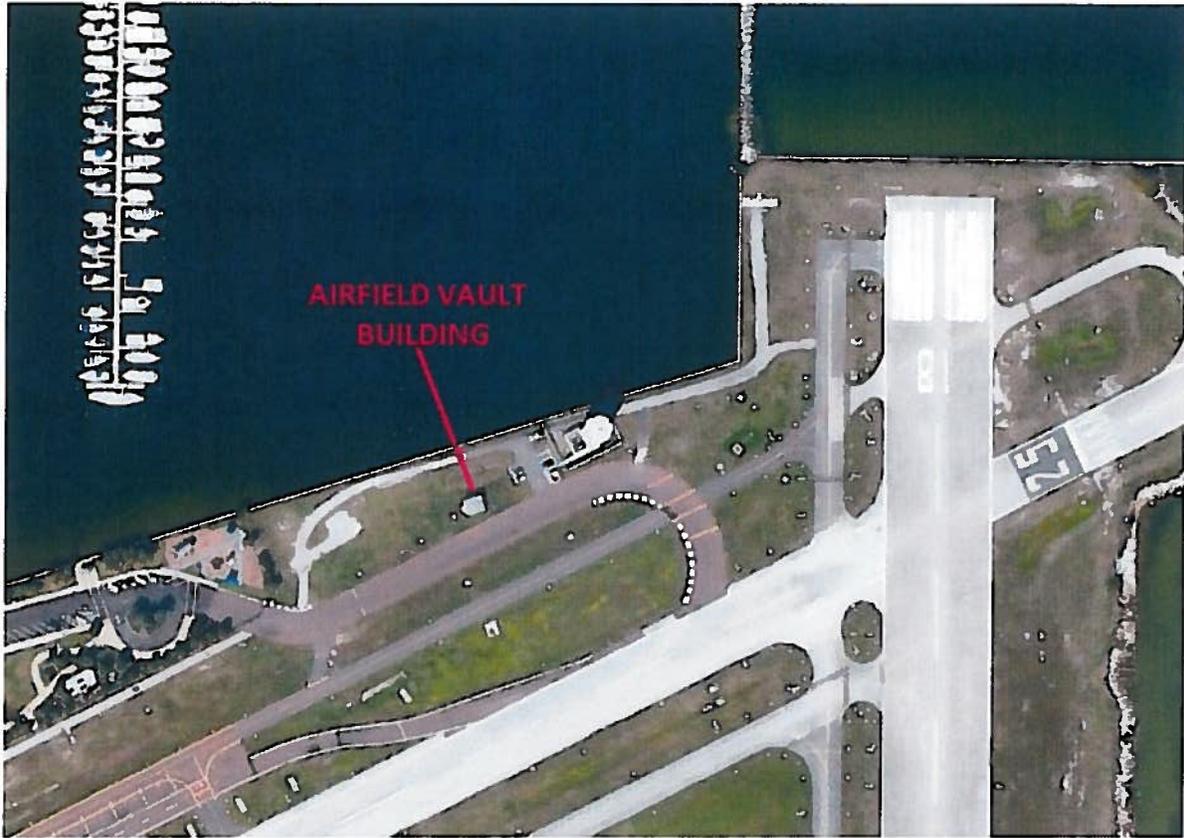
**EXPLANATION:** The Real Estate & Property Management Department, through Albert Whitted Airport ("Airport") Management, received a request from the State of Florida Department of Transportation ("FDOT"), an agency of the State of Florida, requesting to enter into an agreement with the City of St. Petersburg ("City") for FDOT's utilization of the Airfield Vault Building within the Airport ("Premises") to locate a Global Positioning System ("GPS") Reference Station (collectively, "Reference Station"), as part of establishing a statewide GPS Reference Station Network for the purpose of collecting geodetic GPS data.

FDOT has executed a License Agreement ("Agreement") to construct, install, maintain, and operate a Reference Station within the Premises for a term of twenty (20) years, subject to City Council approval. The Agreement requires FDOT, at its sole cost and expense, to be responsible for any and all construction and maintenance related to the installation and use of its equipment. The City will provide electrical service for the Reference Station at no cost to FDOT, with minimal impact to the Airport's operating budget. FDOT will pay for all costs of any other utilities/services associated with FDOT's use of the Premises. In addition, FDOT will maintain comprehensive general liability insurance pursuant to the terms and limits of Florida Statutes, Section 768.28 and Chapter 284, Part II. Either party may terminate the Agreement without cause by delivering a written notice of termination at least thirty (30) days in advance. The City is under no obligation to provide a replacement facility under any circumstances.

This License 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.



**ILLUSTRATION**  
*(Premises)*



Resolution No. 2016-\_\_\_\_\_

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A TWENTY (20) YEAR LICENSE AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, AN AGENCY OF THE STATE OF FLORIDA, FOR THE USE OF THE AIRFIELD VAULT BUILDING WITHIN ALBERT WHITTED AIRPORT TO LOCATE A GLOBAL POSITIONING SYSTEM REFERENCE STATION; 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, The State of Florida, Department of Transportation ("FDOT"), an agency of The State of Florida, desires to utilize the Airfield Vault Building at the Albert Whitted Airport ("Premises") to locate a Global Positioning System ("GPS") Reference Station (collectively, "Reference Station"), as part of establishing a statewide GPS Reference Station Network for the purpose of collecting geodetic GPS data; and

WHEREAS, FDOT has executed a License Agreement ("Agreement") to construct, install, maintain, and operate a Reference Station within the Premises for a term of twenty (20) years, subject to City Council approval; and

WHEREAS, the Agreement provides and requires FDOT, at its sole cost and expense, to be responsible for any and all construction and maintenance related to the installation and use of its equipment; and

WHEREAS, the City will provide electrical service to the Reference Station, at no cost to FDOT with minimal impact to the Airport's operating budget; and

WHEREAS, FDOT will pay for all costs of any other utilities/services associated with FDOT's use of the Premises; and

WHEREAS, FDOT will maintain comprehensive general liability insurance pursuant to the terms and limits of Florida Statutes, Section 768.28 and Chapter 284, Part II; and

WHEREAS, either party may terminate the Agreement without cause by delivering a written notice of termination at least thirty (30) days in advance; and

WHEREAS, the City is under no obligation to provide a replacement facility under any circumstances; and

WHEREAS, the 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 twenty (20) year License Agreement with the State of Florida, Department of Transportation, an agency of the State of Florida, for the use of the Airfield Vault Building within Albert Whitted Airport to locate a Global Positioning System Reference Station and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

\_\_\_\_\_  
City Attorney (Designee)

Legal: 00254803.doc V. 1

APPROVED BY:

\_\_\_\_\_  
Clay D. Smith, Director

Downtown Enterprise Facilities

APPROVED BY:

\_\_\_\_\_  
Bruce E. Grimes, Director

Real Estate & Property Management

**REVISED**  
**JAN 07 2016**

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of January 21, 2016

**TO:** The Honorable Amy Foster, Chair and Members of City Council

**SUBJECT:** Authorizing a resolution authorizing the Mayor or his designee to execute Amendment NO. 1 to Task Order NO. 12-06-AID/AWA to the architect/engineering agreement between the City of St. Petersburg, Florida and American Infrastructure Development, Inc., in the lump sum amount of \$450,545 for design and bidding phase services related to the redevelopment of the Southwest Hangar area at the Albert Whitted Airport (SPG); and providing an effective date (Engineering Project NO. 15052-113; Oracle Project NO. 14168)

**EXPLANATION:** On January 12, 2012, City Council approved a Master Agreement with the professional consulting engineering firm of American Infrastructure Development, Inc. (AID) for engineering services related to Miscellaneous Professional Services for Albert Whitted Airport Projects.

On March 30, 2015, the City administratively authorized Task Order 12-06-AID/AWA in the amount of \$64,375.00 for professional engineering, architecture, geotechnical and surveying services for the preparation of a Concept Site Plan and Pre-Design Report representing preliminary design efforts for the replacement of several antiquated hangars in conformance with the 2006 Airport Master Plan. These aforementioned services have been successfully completed.

This Amendment Number 1 to Task Order Number 12-06-AID/AWA includes Stormwater Master Plan design development and permitting; architectural and site engineering design; permitting; development of construction documents and bidding phase services for the project. Detailed plans and specifications will be developed to replace the five (5) existing deteriorated and outdated maintenance and storage hangars with seven (7) new hangars. Aesthetic features for two of the proposed hangars, within the area of St. Petersburg Downtown Waterfront Master Plan (DWMP), will be provided.

The scope of the work includes development a Stormwater Master Plan (SWMP) for the Albert Whitted Airport. The SWMP will provide for future projects at the Airport over the next 20 years. Tasks associated with developing the SWMP include data collection and data verification, development of a design methodology report that depict existing treatment areas, untreated areas, and treatment facilities required for the 20 year planning period, schematic design which includes the development of a hydrologic and hydraulic computer model, preparation/submittal of the SWMP and environmental resource permit (ERP) application to modify the original drainage master plan, and assist the City in obtaining the ERP.

CB-5

The proposed project's purpose is to increase and improve the airport's marketable space by reconstructing several of its hangars primarily located in its southwest area. The work includes the staged replacement of Maintenance Hangar No. 2 with two new Maintenance Hangars (2A and 2B) in its place. The two new Maintenance hangars will consist of aviation hangar space, as well as office and restrooms. In addition to the Maintenance Hangars, four (4) existing T-Hangars will be replaced with five (5) new T-Hangars with larger and more desirable interior units. The four (4) existing T-Hangars identified for replacement are T-Hangars 5, 6, 7 and 8. Hangars 5 and 6 will be demolished and the site will be re-configured to accommodate three (3) new T-Hangars with larger units (Hangars 5A, 5B and 6). Hangars 7 and 8 will be reconstructed within their same foot print, but will provide units with larger (42 foot wide) doors. All of the seven proposed hangars will be designed concurrently. Figures 1 and 2 presents hangars existing conditions and proposed hangar development. Additional tie-down areas, to be reflected on the plans, will be on available apron areas to accommodate displaced aircraft during construction and serve as transient parking when the project is completed.

**RECOMMENDATION:** Administration recommends authorizing the Mayor or his designee to execute Amendment No. 1 to Task Order Number 12-06-AID/AWA with AID in the lump sum amount of \$450,545.00, bringing the lump sum total amount to \$514,920.00.

**COST/FUNDING/ASSESSMENT INFORMATION:** Under a grant with the City, Florida Department of Transportation (FDOT) will provide 80% of designated funds and the City the remaining 20% for the proposed Hangar Redevelopment Design as follows:

Hangar Redevelopment (FY 2014 thru 2016): Hangar Redevelopment (FY 2017-2018):

FDOT (80%) - \$4,200,000	FDOT (80%) - \$2,200,000
City (20%) - \$1,050,000	City (20%) - \$550,000
Totals: \$5,250,000	\$2,750,000

Funds are available in the Neighborhood and Citywide Infrastructure CIP Fund (3027) and the Airport Capital Projects Fund (4033), Southwest Hangar Redevelopment Project (14168) (Engineering Project 15052-113).

**ATTACHMENTS:** Resolution

**APPROVALS:**  
/rh

Thomas B. Adams  
Administrative

Deveis C. Fuller 1-7-16  
Budget

RESOLUTION NO. 2016-

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AMENDMENT NO. 1 TO TASK ORDER NO. 12-06-AID/AWA TO THE ARCHITECT/ENGINEERING AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND AMERICAN INFRASTRUCTURE DEVELOPMENT, INC., IN THE LUMP SUM AMOUNT OF \$450,545 FOR DESIGN AND BIDDING PHASE SERVICES RELATED TO THE REDEVELOPMENT OF THE SOUTHWEST HANGER AREA AT THE ALBERT WHITTED AIRPORT (SPG); AND PROVIDING AN EFFECTIVE DATE. (ENGINEERING PROJECT NO. 15052-113; ORACLE PROJECT NO. 14168)

WHEREAS, the City of St. Petersburg, Florida ("City") and American Infrastructure Development, Inc. ("AID") entered into an architect/engineering agreement for AID to provide miscellaneous professional services for Albert Whitted Airport Projects; and

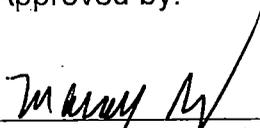
WHEREAS, on March 30, 2015, the City administratively authorized Task Order No. 12-06-AID/AWA in the amount of \$64,375 for professional engineering, architecture, geotechnical and surveying services for the replacement of several antiquated hangars in conformance with the 2006 Airport Master Plan; and

WHEREAS, the City and AID desire to amend Task Order No. 12-06-AID/AWA for AID to provide design and bidding phase services related to the redevelopment of the southwest hanger area at the Albert Whitted Airport for a lump sum amount of \$450,545.

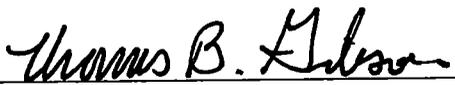
NOW THEREFORE, BE IT RESOLVED by the City of St. Petersburg, Florida, that the Mayor or his designee is hereby authorized to execute Amendment No. 1 to Task Order No. 12-06-AID/AWA to the architect/engineering agreement between the City of St. Petersburg, Florida and American Infrastructure Development, Inc., in the lump sum amount of \$450,545 for design and bidding phase services related to the redevelopment of the southwest hanger area at the Albert Whitted Airport (SPG). (Engineering Project No. 15052-113; Oracle Project No. 14168)

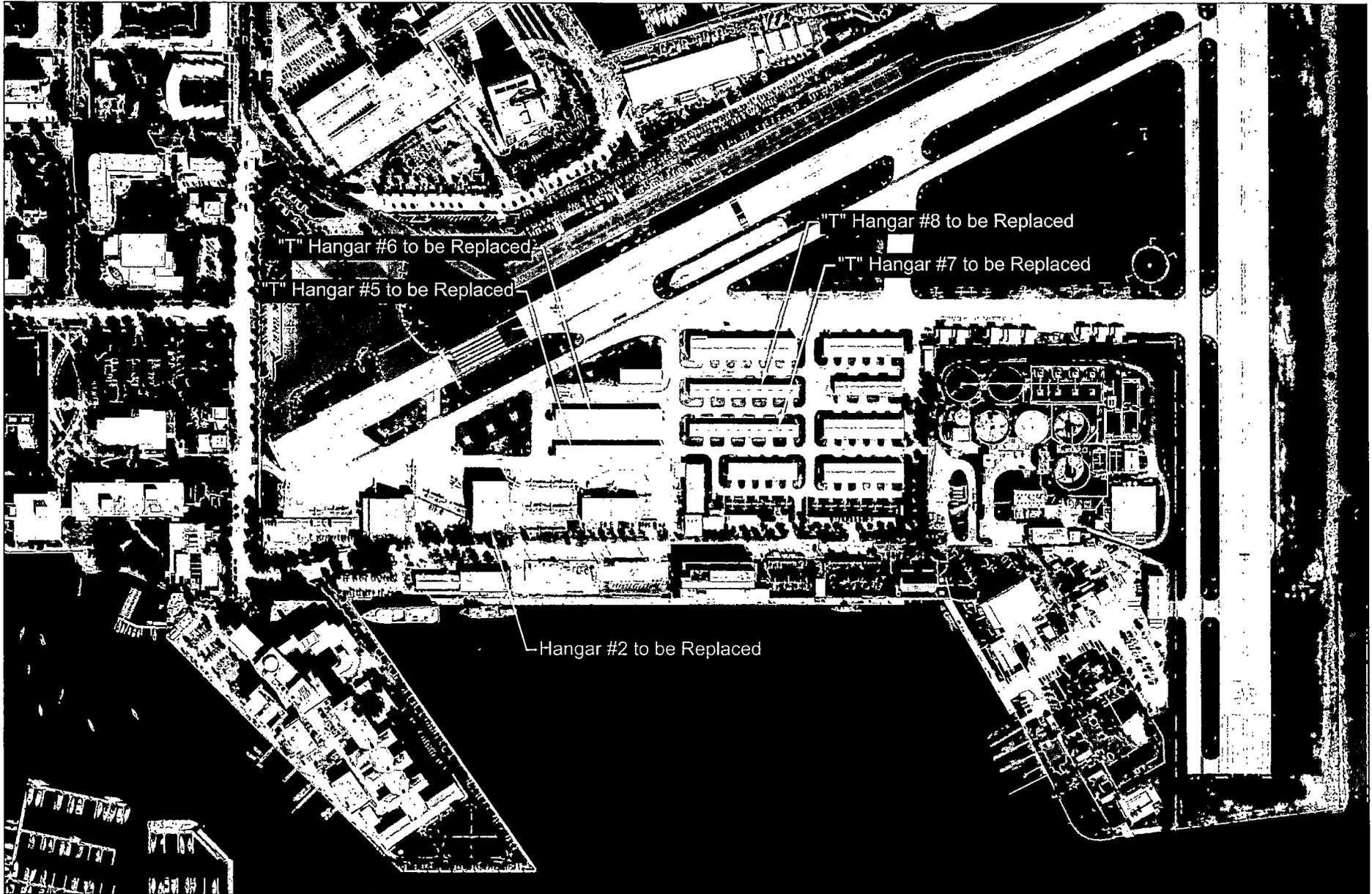
This resolution shall become effective immediately upon its adoption.

Approved by:

  
\_\_\_\_\_  
Legal Department  
By: (City Attorney or Designee)

Approved by:

  
\_\_\_\_\_  
Thomas B. Gibson, P.E.  
Engineering Director



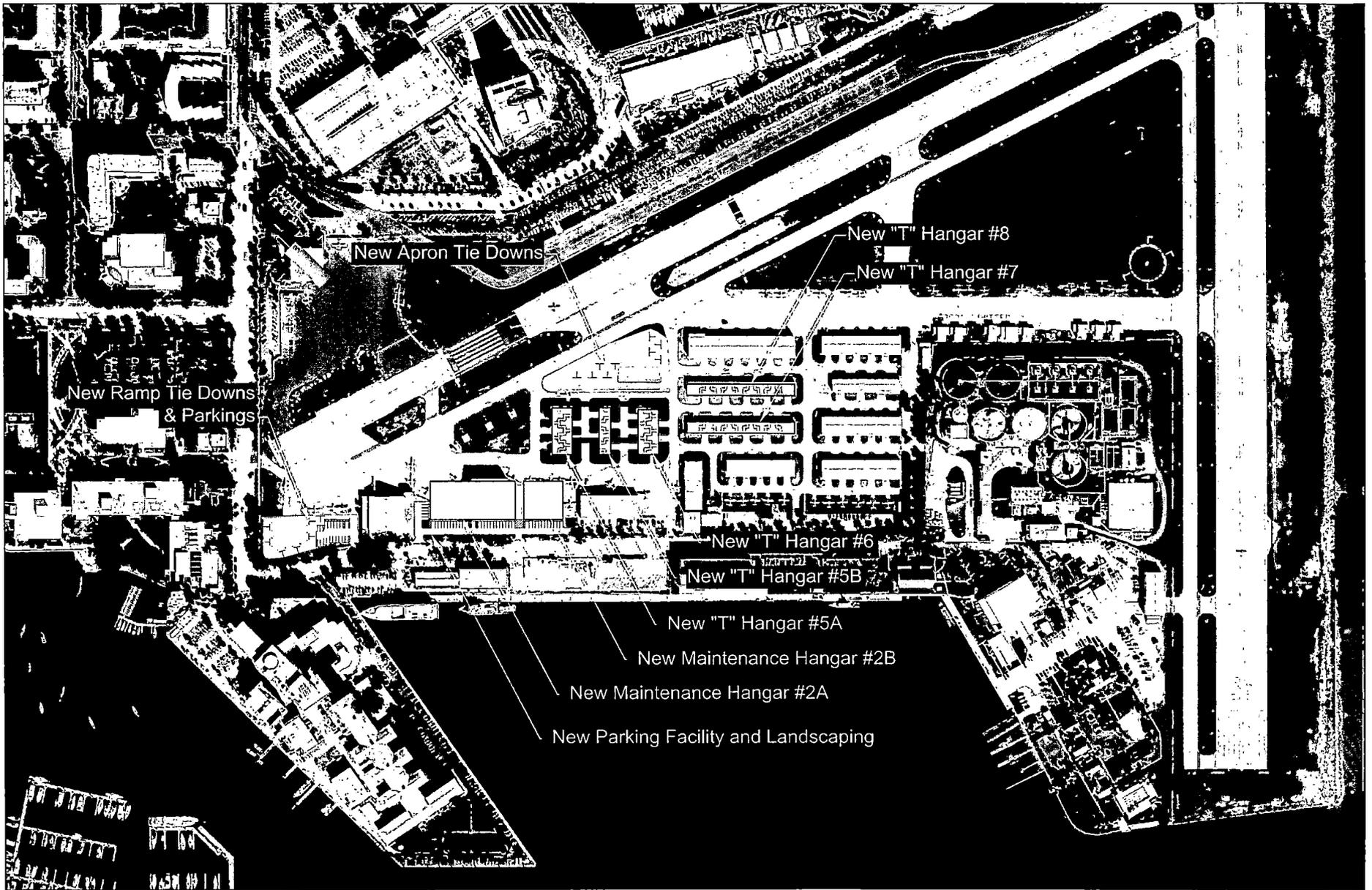
**ALBERT WHITTED AIRPORT**  
**HANGAR DEVELOPMENT**



3810 NORTHDAL BLVD.,  
SUITE 170,  
TAMPA, FL 33624  
OFFICE: 813-374-2200  
FAX: 813-374-7327

**EXISTING CONDITIONS**

**FIGURE 1 OF 2**



ALBERT WHITTED AIRPORT  
HANGAR DEVELOPMENT



3810 NORTHDAL BLVD.,  
SUITE 170,  
TAMPA, FL 33624  
OFFICE: 813-374-2200  
FAX: 813-374-7327

PROPOSED DEVELOPMENT

FIGURE 2 OF 2

ST. PETERSBURG CITY COUNCIL  
Consent Agenda  
Meeting of January 21, 2016

TO: City Council Chair & Members of City Council

SUBJECT: City Council Minutes

EXPLANATION: City Council minutes of October 1, October 8, 2015, October 15, 2015,  
and October 22, 2015 City Council meetings.

A RESOLUTION APPROVING THE MINUTES  
OF THE CITY COUNCIL MEETINGS HELD  
ON OCTOBER 1, OCTOBER 8, 2015, OCTOBER  
15, 2015, AND OCTOBER 22, 2015; AND  
PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that  
the minutes of the City Council meetings held on October 1, October 8, 2015, October 15, 2015,  
and October 22, 2015 are hereby approved.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM  
AND SUBSTANCE:

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City Attorney or Designee

# COUNCIL MEETING

Municipal Building  
175-5<sup>th</sup> Street North  
Second Floor Council Chamber

**CITY OF ST. PETERSBURG**

## REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

**THURSDAY, October 1, 2015, AT 3:00 P.M.**

\*\*\*\*\*

Chair Charles Gerdes called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, Jr., Bill Dudley, Darden Rice, Steven Kornell, Karl Nurse, Wengay M. Newton, Sr., and Amy Foster, City Administrator Gary Cornwell, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Office Systems Specialist Cortney Phillips were also in attendance. Absent: None

A moment of silence was observed to remember the following fallen officers of the St. Petersburg Police Department that were killed in the line of duty: Officer James W. Thornton – October 16, 2937, Officer William G. Newberry – October 17, 1937, and Officer Eugene W. Minor – October 25, 1929.

In connection with the approval if the meeting agenda, Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

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

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the approval of the Consent Agenda Councilmember Dudley moved with a second by Councilmember Kennedy that the following resolutions be adopted approving the attached Consent Agenda.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

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

1. Allen Conner, 300 Sunset Drive South, spoke regarding possible lead contamination near Skyway Trap and Skeet Club.
2. Theresa Lassiter spoke regarding the upcoming LawFest event in South St. Petersburg.

In connection with a consent agenda item, City Attorney Jacqueline Kovilaritch presented two newly appointed Assistant City Attorneys, Kyle Lindskog and Kenneth MacCollom.

In connection with the Land Use and Transportation report, the Chair asked if there were any person(s) present that wished to speak regarding the Countywide Plan Presentation, and the following person(s) came forward:

1. Theresa Lassiter spoke regarding the lack of backup materials for the Countywide Plan, and spoke in opposition to premium transportation services at a fee.
2. Michell Bryant spoke regarding selective law enforcement in the community.

In connection with the PSTA portion of the Land Use and Transportation report, the Chair asked if there were any person(s) present that wished to speak, and the following person(s) came forward:

1. Theresa Lassiter spoke regarding the lack of support and bus stations for the elderly in the community.
2. Michell Bryant gave an apology for his behavior regarding the Countywide Plan item.

Councilmember Rice moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-465      A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL REQUESTING THAT MPO/PPC EXECUTIVE DIRECTOR WHIT BLANTON PRESENT AN OVERVIEW OF FEDERAL, STATE AND LOCAL TRANSPORTATION FUNDING OPTIONS AND OUTLOOKS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None.  
Absent. None.

In connection with the Land Use and Transportation report, Councilmember Kennedy moved with the second by Councilmember Dudley that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the Land Use and Transportation report presented by Councilmember Kennedy.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None.  
Absent. None.

The Chair recessed the meeting at 10:30 a.m. for a short break.

The Chair reconvened the meeting at 10:41 a.m. and began the meeting with item D-2 regarding the Mahaffey Theater Update. Downtown Enterprise Facilities Department Director Clay Smith introduced the Mahaffey Theater General Manager Joe Santiago, who provided a PowerPoint presentation regarding updates at the Mahaffey Theater. The Chair asked if there were any person(s) present who wished to speak, and the following person(s) came forward:

1. Theresa Lassiter spoke regarding Bill Edwards' contributions to the community.

No action was taken on the item.

In connection with reports, Property Management and Realty Services Director Bruce Grimes gave a brief oral report regarding the second amendment and restated lease agreement with Great Explorations, Inc. The Chair asked if there were any person(s) present that wished to speak, and the following person(s) came forward:

1. Scott Wagman spoke in favor of the resolution, and to Great Explorations' contributions to the impoverished children of the community.
2. Robin Reed spoke in opposition to the resolution.

Councilmember Dudley moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-466      A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A SECOND AMENDMENT TO THE AMENDED AND RESTATED LEASE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND GREAT EXPLORATIONS, INC. TO REDUCE THE RENT, ELIMINATE THE COMMON AREA MAINTENANCE FEE, REDUCE THE COSTS OF PARKING, SECURITY AND MAINTENANCE FOR AFTER-HOURS EVENTS, AND MEMORIALIZE CERTAIN PERFORMANCE STANDARDS BASED UPON ITS COMMITMENT TO DELIVER DOCUMENTED SERVICES; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with reports, Social Services Planning Manager Cliff Smith gave a presentation regarding Social Services Allocation Committee funding recommendations. The Chair asked if there were any person(s) wishing to be heard, there was no response.

Councilmember Dudley moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-467      A RESOLUTION APPROVING FUNDING FOR VARIOUS SOCIAL SERVICE AGENCIES IN THE AMOUNT OF \$456,500 FOR THE PERIOD OF OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE CITY'S FORM GRANT AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THESE

TRANSACTIONS; AUTHORIZING THE CITY ATTORNEY OR HER DESIGNEE TO MAKE NON-SUBSTANTIVE CHANGES TO THE CITY'S FORM GRANT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

The Chair recessed the meeting at 12:29 p.m. for a lunch break.

The Chair reconvened the meeting at 1:03 p.m. and began the meeting with item D-11 regarding Arts Advisory Committee funding recommendations. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-468 A RESOLUTION APPROVING FUNDING FOR VARIOUS ARTS AND CULTURAL AGENCIES IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THE PERIOD OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECT THE INTENT OF THIS RESOLUTION WITH EACH AGENCY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with reports, Interim Public Works Administrator Tom Gibson gave a presentation regarding FDOT requirements for school crossings. The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward:

1. Matt Florell spoke regarding improper signage at school zones in St. Petersburg.

There was no action on this item.

In connection with reports, Interim Public Works Administrator Tom Gibson gave a presentation regarding Skyway Gun Range property. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kennedy moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-469 A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL REQUESTING THE LEGAL DEPARTMENT TO DRAFT A RESOLUTION TO BE BROUGHT TO COUNCIL WHICH REQUESTS THAT THE CONCERNS RELATED TO THE SKYWAY GUN RANGE BE ADDRESSED BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE ENVIRONMENTAL PROTECTION AGENCY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with reports, Mayor Kriseman gave a presentation regarding his recent diplomatic trip to Cuba. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Rice moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-470 A RESOLUTION SUPPORTING THE ESTABLISHMENT OF A CUBAN CONSULATE IN THE CITY OF ST. PETERSBURG, FLORIDA; ENCOURAGING AND REQUESTING THE MAYOR TO PURSUE THE ESTABLISHMENT OF A CUBAN CONSULATE IN THE CITY OF ST. PETERSBURG, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Nays. None. Absent. Kornell.

Councilmember Rice moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-471 A RESOLUTION SUPPORTING THE CUBA TRADE ACT OF 2015 WHICH WOULD LIFT THE TRADE EMBARGO ON CUBA, AND ENCOURAGING MEMBERS OF THE UNITED STATES CONGRESS TO PASS SUCH LEGISLATION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nays. None. Absent. None.

In connection with a legal item, Assistant City Attorney Joe Patner gave a brief oral presentation regarding the settlement of the Terri Hall v. City of St. Petersburg case. Councilmember Kennedy moved with the second by Councilmember Dudley that the following resolution be adopted:

2015-472 A RESOLUTION APPROVING SETTLEMENT OF THE LAWSUIT OF TERRI HALL V. CITY OF ST. PETERSBURG, FLORIDA, CIRCUIT CIVIL CASE NO. 14-009279-CI; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nays. None. Absent. None.

In connection with reports, Parks and Recreation Director Mike Jefferis gave a presentation regarding acquisition of waterfront property adjacent to Abercrombie Park. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Dudley moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-473 A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO PURCHASE AN IMPROVED PROPERTY LOCATED AT 8336 - 40TH AVENUE NORTH, ST. PETERSBURG, FROM EVELYN KUTTLER FOR THE SUM OF \$1,710,000; AND TO PAY FOR ENVIRONMENTAL AUDIT(S), ASBESTOS ABATEMENT, DEMOLITION COSTS AND OTHER ACQUISITION/CLOSING RELATED COSTS, ALL NOT TO EXCEED \$90,000; AND TO EXECUTE ALL

DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A TRANSFER IN THE AMOUNT OF \$1,800,000 FROM THE UNAPPROPRIATED BALANCE OF THE WEEKI WACHEE OPERATING FUND (1041) TO THE WEEKI WACHEE CAPITAL PROJECTS FUND (3041); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$1,800,000 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE WEEKI WACHEE CAPITAL PROJECTS FUND (3041) RESULTING FROM THIS TRANSFER IN THE AMOUNT OF \$1,800,000 TO THE KUTTLER ESTATE ACQUISITION PROJECT (TBD); AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

In connection with reports, Parks and Recreation Director Mike Jefferis gave a presentation regarding a Childcare Food Program grant. The Chair asked if there were any person(s) wishing to be heard, there was no response.

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

2015-474 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT A CHILDCARE FOOD PROGRAM GRANT IN THE AMOUNT OF \$178,227 FROM THE FLORIDA DEPARTMENT OF HEALTH, BUREAU OF CHILDCARE FOOD PROGRAMS FOR AFTER SCHOOL PROGRAMS AT CITY RECREATION CENTERS AND TO EXECUTE ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

In connection with reports, City Administrator Gary Cornwell gave a presentation regarding local option fuel tax. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Rice moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-475 A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA, PINELLAS COUNTY, AND OTHER MUNICIPALITIES WITHIN PINELLAS COUNTY DATED DECEMBER 21, 2008 (AS AMENDED) FOR THE CONTINUED ADMINISTRATION AND EXPENDITURE OF THE PROCEEDS OF THE LOCAL OPTION FUEL TAX AND TO ESTABLISH A NEW DISTRIBUTION FORMULA BY REDETERMINING THE DIVISION OF THE PROCEEDS BASED ON CURRENT POPULATION ESTIMATES; AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with new business, Chair Gerdes gave an oral presentation regarding preservation of a portion of the Bed Tax revenues to fund past borrowing for a Major League Stadium. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kennedy moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-476 A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL CONTINUING ITEM F-5 ON THE OCTOBER 1, 2015 AGENDA TO THE OCTOBER 8, 2015 AGENDA AS A LEGAL ITEM; REQUESTING THE LEGAL DEPARTMENT TO DRAFT A REVISED RESOLUTION PURSUANT TO THIS ITEM; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

The Chair recessed and exited the meeting at 4:05 p.m. for a short break.

Vice-Chair Foster reconvened the meeting at 4:16 p.m. and began the meeting with item F-3 regarding the status of engagement with the Tampa Bay Rays. Vice-Chair Foster asked if there were any person(s) present who wished to speak, and the following person(s) came forward:

1. Evan Jones spoke in opposition to the proposed MOU with the Tampa Bay Rays.

Councilmember Kennedy moved with the second by Councilmember Newton that the following resolution be adopted:

2015-477 A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL REQUESTING THE ADMINISTRATION TO RECONSIDER THE DENIAL OF THE JUNE 22, 2015 NEW BUSINESS ITEM REGARDING A ULI STUDY OF THE TROPICANA FIELD SITE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with new ordinances, the Clerk read the title of proposed Ordinances 714-Z and 746-Z, which were taken together. The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward.

1. Justine Knox spoke in favor of the proposed Ordinance and thanked City staff for assistance.

Councilmember Kornell moved with the second by Councilmember Rice that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting October 15, 2015 as the public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE NO. 714-L**

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY GENERALLY LOCATED 175-FEET WEST OF 4TH STREET NORTH, AT 424 AND 436 22ND AVENUE NORTH, FROM PLANNED REDEVELOPMENT-RESIDENTIAL TO PLANNED REDEVELOPMENT-MIXED USE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

**PROPOSED ORDINANCE NO. 746-Z**

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTY GENERALLY LOCATED 175-FEET WEST OF 4<sup>TH</sup> STREET NORTH, AT 424 AND 436 22<sup>ND</sup> AVENUE NORTH, FROM NT-2 (NEIGHBORHOOD TRADITIONAL-2) TO CRT-1 (CORRIDOR RESIDENTIAL TRADITIONAL-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. Gerdes.

In connection with new business, the Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-478      A RESOLUTION OF THE CITY OF ST. PETERSBURG CITY COUNCIL REQUESTING CERTAIN POLICY CHANGES BE BROUGHT FORWARD CONCERNING THE STARTING OF NEW AGENDA ITEMS AFTER 11:00 P.M.; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Foster. Dudley. Rice. Nayas. Kornell. Kennedy. Newton. Absent. Gerdes.

In connection with new business, the Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kornell moved with the second by Councilmember Rice that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Public Services and Infrastructure for consideration to create a Marijuana Civil Citation Program.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with new business, the Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kennedy moved with the second by Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Energy, Natural Resources and Sustainability Committee for consideration to create a Tree Canopy Road Program with the potential of funding the program by directing revenue from the Tree Ordinance to be used to cover the costs of planting, caring and inventory of the trees as well as tracking the program.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Energy, Natural Resources and Sustainability Committee report, Councilmember Kennedy moved with the second by Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the Energy, Natural Resources and Sustainability Committee report presented by Councilmember Rice.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Co-Sponsored Events Subcommittee report, Councilmember Kornell moved with the second by Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 198-H, entitled:

**PROPOSED ORDINANCE NO. 198-H**

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN SEMINOLE PARK ON APRIL 3, 2016 AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. Gerdes.

In connection with Council Committee Reports, Councilmember Kornell moved with the second by Councilmember Kennedy that the following resolution(s), which were taken together, be adopted:

2015-479 A RESOLUTION APPROVING EVENTS FOR CO-SPONSORSHIP IN NAME ONLY BY THE CITY FOR FISCAL YEAR 2016; WAIVING THE NON-PROFIT REQUIREMENT OF RESOLUTION NO. 2000-562(a)8 FOR THE CO-SPONSORED EVENTS TO BE PRESENTED BY CAVALLO EQUESTRIAN ARTS, LLC, NO CLUBS ENTERTAINMENT INC, BIG CITY EVENTS, LLC, ACTIVE ENDEAVORS, INC. LIVE NITE EVENTS, LLC; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

2015-480 A RESOLUTION IN ACCORDANCE WITH CITY CODE SECTION 21-38(d) EXEMPTING THE GREAT BRAINWASH (SOUTH STRAUB PARK) AND EXTREME MUDWARS (SPA BEACH PARK) FROM THE BEER AND WINE ONLY RESTRICTIONS IN CITY CODE SECTION 21-38 (d) UPON THE ISSUANCE OF A PERMIT FOR ALCOHOLIC BEVERAGES (FOR ON PREMISES CONSUMPTION ONLY) TO BE SOLD, SERVED, DISPENSED, POSSESSED, USED AND/OR CONSUMED AT THEIR RESPECTIVE VENUES, DURING THEIR EVENTS AS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. Gerdes.

In connection with the Co-Sponsored Events Subcommittee report, Councilmember Kornell moved with the second by Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the Co-Sponsored Events Subcommittee report presented by Councilmember Kornell.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. Gerdes.

In connection with the Budget, Finance and Taxation report, Councilmember Kennedy moved with the second by Councilmember Newton that the following resolution(s), which were taken together, be adopted:

2015-481 A RESOLUTION OF THE CITY COUNCIL APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE AND TAXATION COMMITTEE TO REMOVE THE RUBBER TRACK PROJECT FOR GIBBS HIGH SCHOOL FROM THE WEEKI WACHEE PROJECT LIST; AND PROVIDING AN EFFECTIVE DATE.

2015-482 A RESOLUTION OF THE CITY COUNCIL APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE AND TAXATION COMMITTEE TO REMOVE THE PARK FEATURES ON THE UPLANDS OF THE PIER PROJECT FROM THE WEEKI WACHEE PROJECT LIST; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Budget, Finance and Taxation report, Councilmember Kennedy moved with the second by Councilmember Kornell that the following resolution be adopted:

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

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Public Services and Infrastructure report, Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

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

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Housing Services Committee report, Councilmember Nurse moved with the second by Councilmember Kennedy that the following resolution be adopted:

2015-483 A RESOLUTION CONFIRMING THE MAYORAL APPOINTMENT OF MS. JO ANN S. NESBITT TO THE ST. PETERSBURG HOUSING AUTHORITY BOARD OF COMMISSIONERS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Gerdes.

In connection with the Housing Services Committee report, Councilmember Nurse moved with the second by Councilmember Newton that the following resolution be adopted:

10/1/15

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

Roll Call. Ayes. Nurse. Newton. Foster. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. Gerdes.

In connection with the open forum portion of the agenda, Vice-Chair Foster asked if there were any person(s) present who wished to be heard. There was no response.

# CONSENT



# AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A**  
**October 1, 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)**

- 2015-448 1. Accepting proposals from Humana Medical Plan, Inc., for group Medicare HMO insurance and Humana Insurance Company for group Medicare PPO insurance at an estimated total annual premium of \$813,490. Both companies are wholly owned subsidiaries of Humana, Inc.

**(Public Works)**

- 2015-449 2. Approving a transfer in the amount of \$1.6 million from the unappropriated balance of the Weeki Wachee Operating Fund (1041) to the Weeki Wachee Capital Projects Fund (3041). Approving a supplemental appropriation in the amount of \$1.6 million from the increase in the unappropriated balance of the Weeki Wachee Capital Projects Fund resulting from this transfer to the Regional Skateboard Park Project. (Engineering & CID Project No. 15230-017, Oracle No. 14893)
- 2015-450 3. Authorizing the Mayor or his designee to execute a Joint Project Agreement between the City of St. Petersburg and Pinellas County in the estimated sum of \$980,121.19 for relocation of the City's Water Mains on the County's Haines Road Roadway and Drainage Improvement Project from 51st Avenue North to 60th Avenue North, County PID 000147A. (Engineering Project No. 15069-111; Oracle No. 14988)

# CONSENT



# AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda B  
October 1, 2015**

**(Procurement)**

- 2015-451 1. Awarding three-year blanket purchase agreements to Cardinal Landscaping Services of Tampa, Inc., Lawn Pride and Philippians 4:13 Maintenance for grounds maintenance at an estimated annual cost of \$147,180.
- 2015-452 2. Awarding a three-year agreement to Tri-J Co Towing and Recovery, Inc. for vehicle towing and storage services for accident victims, confiscated vehicles and for City vehicles.

**(City Development)**

- 2015-453 3. Authorizing the Mayor or his designee to execute a Sovereignty Submerged Lands Easement from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida within its submerged lands between the Pinellas Bayway and Tierra Verde Island for the Tierra Verde Force Main Replacement Project No. 14048-111; and to pay closing related costs in an amount not to exceed \$800.
- 2015-454 4. Authorizing the Mayor or his designee to execute a License Agreement with Keep Saint Petersburg Local Corporation, a Florida non-profit corporation, for use of City-owned property located within the 22nd Street South Business District on the westerly side of 22nd Street South between 6th Avenue South and 7th Avenue South, St. Petersburg, Florida, to provide staging and parking for the public while hosting a community event for one (1) day at a nominal use fee of \$36.00.

**(Leisure & Community Services)**

Moved to  
reports  
D-10

5. ~~Authorizing the Mayor or his designee to accept a Childcare Food Program grant in the amount of \$178,227 from the Florida Department of Health, Bureau of Childcare Food Programs for after school programs at City recreation centers and to execute all other documents necessary to effectuate this transaction. [Moved to Reports as D-10]~~
- 2015-455 6. Authorizing the Mayor or his designee to accept the Partnerships to Improve Community Health ("PICH") grant in the amount of \$48,850 from the State of Florida Department of Health and to execute a grant agreement along with all other documents necessary to effectuate this transaction; and approving a supplemental appropriation in the amount of \$48,850 from the increase in the unappropriated balance of the general fund (0001), resulting from these additional revenues, to the Parks & Recreation Department.

**(Public Works)**

- 2015-456 7. Authorizing the Mayor or his designee to execute Task Order No. CID-14-02-WJA to the agreement between the City of St. Petersburg and Wannemacher Jensen Architects, Inc. in the amount of \$255,510 for architectural and engineering design services pertaining to the new Fossil Park Fire Station No.7. (Engineering Project No. 15227-018; Oracle No. 14625)

**(Miscellaneous)**

- 2015-457 8. Approving a supplemental appropriation from the unappropriated balance of the Law Enforcement Fund (1023) to the Local Law Enforcement State Trust (140-2857) in the amount of \$66,000 to fund costs necessary to implement Advanced Authentication (\$45,000) and Wireless Network Access Points (\$21,000) in police vehicles; and authorizing the Mayor or his designee to execute all documents necessary to effectuate these transactions.
- 2015-458 9. Authorizing the Mayor or his designee to execute a Federal Financial Assistance Subrecipient Agreement with the Florida Department of Agriculture and Consumer Services ("FDACS"), Office of Agricultural Law Enforcement ("OALE") for pass through of funds from the U.S. Department of Justice, Drug Enforcement Administration ("DEA") to defray the costs relating to the eradication and suppression of marijuana, and all other documents necessary to effectuate this transaction.
- Moved to reports D-11 10. ~~Approval of Arts Advisory Committee recommendations for FY2016 funding of \$250,000 for Arts and Cultural Grants for the period of October 1, 2015 through September 30, 2016. [Moved to Reports as D-11]~~
- 2015-459 11. Approving the appointment of poll workers for the November 3, 2015 Municipal General Election.
- 2015-460 12. Approving precinct polling locations for the November 3, 2015 Municipal General Election.
- 2015-461 13. Approving the minutes of the City Council meetings held on May 7, May 14 and May 21, 2015.
- 2015-462 14. Approving a transfer in the amount of \$130,000 within the City Facilities Capital Improvements Fund (3031) from the City Facility HVAC Replace/Upgrade Project # 15116 to the Police Department HVAC Project (TBD), to provide funding for the purchase of a new HVAC chiller for the St. Petersburg Police Headquarters Facility; and authorizing the Mayor or his designee to execute all documents necessary to purchase and install a new HVAC chiller at the St. Petersburg Police Headquarters Facility.
- 2015-463 15. Confirming the appointment of Kyle Lindskog and Kenneth MacCollom as Assistant City Attorneys.
- 2015-464 16. Appointment of Michael Arendall as special magistrate to hear civil citation appeals and as local hearing officer to hear appeals under Chapter 8 and Chapter 16 of the City Code.

10/1/15

There being no further business, the meeting was adjourned at 5:52 p.m.

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Charles Gerdes, Chair-Councilmember  
Presiding Officer of the City Council

ATTEST: \_\_\_\_\_  
Chan Srinivasa, City Clerk

# COUNCIL



# MEETING

Municipal Building  
175-5<sup>th</sup> Street North  
Second Floor Council Chamber

**CITY OF ST. PETERSBURG**

## **REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL**

**THURSDAY, October 8, 2015, AT 3:00 P.M.**

\*\*\*\*\*

Chair Charles Gerdes called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, Jr., Bill Dudley, Steven Kornell, Karl Nurse, Wengay M. Newton, Sr., and Amy Foster, City Administrator Gary Cornwell, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Senior Deputy Clerk Cathy Davis were also in attendance. Absent: Darden Rice

In connection with the approval of the meeting agenda, Councilmember Dudley moved with the second by Councilmember Kornell that the following resolution be adopted:

**BE IT RESOLVED** By the City council of the City of St. Petersburg, Florida, that Council approve the agenda with the following changes as amended:

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nays. None. Absent. None.

In connection with presentations, City Administrator Cornwell read a proclamation recognizing October 4<sup>th</sup> – 10<sup>th</sup> as Fire Prevention Week in St. Petersburg. Fire Marshall Chief Domante gave fire safety information and introduced the new Fire Department recruits. No action was taken.

In connection with presentations, St. Pete's Promise Director Richard Engwall introduced Erin Savage, Principal of Lakewood High School. Principal Savage gave a PowerPoint presentation regarding LHS accolades for the past year. No action was taken.

In connection with presentations, Cultural Affairs Director Wayne Atherholt read a proclamation recognizing Universal Music Day. Mr. Atherholt introduced Susan Golden, founder of Universal Music Day, who invited Council to participate in the activities being held around the City to celebrate music. No action was taken.

In connection with presentations, City Administrator Gary Cornwell read a proclamation recognizing October as Florida Native Plant Month. Florida Native Plant Society Director of

Development Andy Taylor spoke regarding the importance of native Floridian plants to the ecosystem, and thanked Council for the honor. No action was taken.

In connection with presentations, Event Recruitment and Management Coordinator Paul Stellrecht showed a video regarding local science activities within St. Petersburg. City Administrator Gary Cornwell read a proclamation recognizing October 17, 2015 as St. Petersburg Science Festival Day. No action was taken.

In connection with presentations, Councilmember Kornell read a proclamation recognizing Tampa Bay Seagrass Day. Councilmember Kornell introduced Tampa Bay Estuary Program Executive Director Holly Greening, who thanked Council and invited all Councilmembers to a Seagrass Celebration to plan new sprigs of seagrass. No action was taken.

In connection with reports, Councilmember Foster introduced Academy Prep Development Manager Jocelyn Lister, who gave a PowerPoint presentation regarding the history and current activities offered by the school. Ms. Lister reported that 100 % of Academy Prep alumni from the last 8 years have graduated High School, much higher than the neighborhood average. No action was taken.

In connection with a legal item, Councilmember Kennedy moved with the second by Councilmember Dudley that the following resolution be withdrawn:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA REQUESTING THAT THE TOURIST DEVELOPMENT COUNCIL AND THE PINELLAS - COUNTY BOARD OF COUNTY COMMISSIONERS NOT TAKE ANY ACTION WHICH WOULD ALLOCATE TOURIST DEVELOPMENT TAX REVENUES FORMERLY BUDGETED FOR TROPICANA FIELD DEBT SERVICE (APPROXIMATELY \$6.5 MILLION DOLLARS) UNLESS AND UNTIL IT IS CONCLUDED THAT THE TAMPA BAY RAYS WILL NOT BUILD A NEW STADIUM IN ST. PETERSBURG OR PINELLAS COUNTY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

There being no further business, the meeting was adjourned at 5:28 p.m.

\_\_\_\_\_  
Charles Gerdes, Chair-Councilmember  
Presiding Officer of the City Council

ATTEST: \_\_\_\_\_  
Chan Srinivasa, City Clerk

# COUNCIL MEETING

Municipal Building  
175-5<sup>th</sup> Street North  
Second Floor Council Chamber

**CITY OF ST. PETERSBURG**

## **REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL**

**THURSDAY, October 15, 2015, AT 3:00 P.M.**

\*\*\*\*\*

Chair Charles Gerdes called the meeting to order with the following members present: Charles Gerdes, Darden Rice, Steven Kornell, Karl Nurse, Wengay M. Newton, Sr., Bill Dudley and Amy Foster, City Administrator Gary Cornwell, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, Assistant City Attorney Kim Streeter, Senior Deputy City Clerk Cathy E. Davis and Deputy City Clerk Patricia Beneby were also in attendance. Absent: None.

In connection with the approval if the meeting agenda, Councilmember Rice moved with the second by Councilmember Nurse that the following resolution be adopted:

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

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the approval of the Consent Agenda Councilmember Rice moved with a second by Councilmember Nurse that the following resolutions be adopted approving the attached Consent Agenda.

In connection with reports regarding a resolution authorizing the Mayor or his designee to execute an Agreement for Sale and Purchase with Micheal T. Brawley for the purchase of the fee simple interest in an improved property located at 4001 – 14th Lane Northeast, St. Petersburg, for the sum of \$264,000, for the future expansion of the City-owned Shore Acres Park; and to pay closing related costs not to exceed \$2,500. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-502 A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AN AGREEMENT FOR SALE AND PURCHASE WITH MICHAEL T. BRAWLEY FOR THE PURCHASE OF THE FEE SIMPLE INTEREST IN AN IMPROVED PROPERTY LOCATED AT 4001 – 14<sup>TH</sup> LANE NORTHEAST, ST. PETERSBURG, FOR \$264,000, FOR THE FUTURE EXPANSION OF THE CITY-OWNED SHORE ACRES PARK; TO PAY CLOSING RELATED COSTS NOT TO EXCEED \$2,500; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; APPROVING A SUPPLEMENTAL APPROPRIATION FROM THE UNAPPROPRIATED BALANCE OF THE SHORE ACRES RECREATION CENTER ASSIGNMENT WITHIN THE RECREATION AND CULTURE CAPITAL IMPROVEMENT FUND (3029) TO ACQUISITION PROJECT (#TBD); PROVIDING FOR THE POSSIBILITY FOR REIMBURSEMENT OF THE SHORE ACRES RECREATION CENTER ASSIGNMENT WITHIN THE RECREATION AND CULTURE CAPITAL IMPROVEMENT FUND (3029) FOR THIS ACQUISITION FROM OTHER FUNDING SOURCES AT A LATER DATE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

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

1. Pat Forsell, 5620 17<sup>th</sup> Ave. N., spoke in connection with a complaint about a Codes Inspector.
2. Van Williams, 4707 Skimmer Way So., spoke as a representative of Dolphin Cay regarding sewage issues.
3. Claire Karas, 5001 42<sup>nd</sup> Street So., spoke regarding sewage issues.
4. Perry Huntington, 4301 52<sup>nd</sup> Ave. So., spoke regarding sewage issues.
5. Dan Harvey, spoke regarding the sewage issues and the Tampa Bay Rays.
6. Bill Mills, 4461 38<sup>th</sup> Way So., spoke as a Broadwater property owner that live adjacent to Clam Bayou and expresses concerns about the sewage issues.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 199-H. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kennedy moved with the second by Councilmember Rice that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting November 12, 2015 as the public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE NO. 199-H**

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 HANGAR #2 PROJECT (PROJECT #14679), 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 \$1,600,000; AUTHORIZING A PROJECT SCOPE AND NAME CHANGE BY THE MERGING OF THE AIRPORT HANGAR #2 PROJECT (PROJECT #14679) INTO THE SOUTHWEST HANGAR REDEVELOPMENT PROJECT (#14168); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR EXPIRATION.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 200-H. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting November 12, 2015 as the public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE NO. 200-H**

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 RUNWAY 7/25 EXTENSION FEASIBILITY STUDY (PROJECT #TBD, 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 \$40,000; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$40,000 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE AIRPORT CAPITAL PROJECTS FUND (4033) RESULTING FROM THE GRANT; APPROVING A SUPPLEMENTAL APPROPRIATION FOR THE 20% MATCH OF \$10,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE AIRPORT CAPITAL PROJECTS FUND (4033) TO THE RUNWAY 7/25 EXTENSION FEASIBILITY STUDY (PROJECT #TBD); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR EXPIRATION.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

In connection with reports and the Museum of Fine Arts update, Councilmember Rice introduced Dr. Kent Lydecker, Museum Director, who proceeded to give a PowerPoint Presentation on the current status of the Museum of Fine Arts. No action was taken.

In connection with reports, Sophia Wisniewska, Regional Chancellor, USFSP, gave a PowerPoint Presentation regarding the current status of USFSP. No action was taken.

In connection with reports, Councilmember Kornell introduced as Mr. Walter Donnelly as an engineer and as a representative of the Alliance for Bayway Communities. Mr. Donnelly gave a PowerPoint Presentation regarding the S.W. Treatment Plant and made reference from the Albert Whitted Treatment Plant Diversion Study. Mr. Donnelly recommended that the City conduct a systems engineer study. Councilmember Kennedy requested that administration comment on Mr. Donnelly's presentation and incorporate it in the joint Budget, Finance & Taxation and Public Service & Infrastructure Committee meeting. No action was taken.

In connection with reports, Councilmember Kennedy indicated that he pulled the approving the purchase of additional refuse trucks from McNeilus Financial, Inc. for the Sanitation Department at a total cost of \$1,104,760, for good news purposes. Mike Dove, Neighborhood Service Administrator, spoke briefly about the purchase of the vehicle in order to convert to alley pick-up beginning in January of 2016. Councilmember Dudley moved with the second by Councilmember Foster that the following resolution be adopted:

2015-503      A RESOLUTION WAIVING CITY ST. PETERSBURG CODE SECTION 2-244; APPROVING THE PURCHASE OF FOUR REFUSE TRUCKS FROM MCNEILUS FINANCIAL, INC. IN AN AMOUNT NOT TO EXCEED \$1,104,760; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with reports, Councilmember Newton indicated that he pulled the approval of a resolution requesting the Florida Department of Environmental Protection and the United States Environmental Protection Agency to review the information provided to the City Council by concerned members of the public and media regarding possible environmental contamination on and adjacent to the Skyway Skeet and Trap Club and the alleged failure of the Skyway Trap and Skeet Club, Inc. to install a shot barrier and further requesting that such agencies pursue appropriate action in accordance with their respective authority. Councilmember Newton as Assistant City Attorney Kim Streeter to speak on the resolution. Councilmember Nurse moved with the second by Councilmember Newton that the following resolution be adopted:

2015-505      A RESOLUTION REQUESTING THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO REVIEW INFORMATION PROVIDED TO CITY COUNCIL BY CONCERNED MEMBERS OF THE PUBLIC AND MEDIA REGARDING POSSIBLE ENVIRONMENTAL CONTAMINATION OF SOIL AND WATER ON AND ADJACENT TO THE SKYWAY TRAP AND SKEET CLUB, INC. IN PINELLAS COUNTY FLORIDA AND TO PURSUE SUCH ACTION AS DEEMED APPROPRIATE PURSUANT TO THEIR RESPECTIVE REGULATORY AUTHORITY; INSTRUCTING THE CITY CLERK TO TRANSMIT THIS RESOLUTION ALONG WITH CERTAIN INFORMATION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Naves. None. Absent. Kornell.

In connection with reports, Bruce Grimes, Real Estate and Property Management Director and gave a presentation regarding an agreement to Terminate Property Disposition Agreement dated December 8, 2004 related to the Progress Energy - Kessler/Grand Bohemian site. Councilmember Nurse moved with the second by Councilmember Newton that the following resolution be adopted:

2015-504 A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AN AGREEMENT TO TERMINATE PROPERTY DISPOSITION AGREEMENT DATED DECEMBER 8, 2004 BY AND AMONG THE CITY OF ST. PETERSBURG, THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF ST. PETERSBURG, PEF ST. PETERSBURG FL, LLC, AS ASSIGNEE OF FLORIDA POWER CORPORATION, D/B/A PROGRESS ENERGY FLORIDA, INC., AND GRAND BOHEMIAN SP, LLC, AS ASSIGNEE OF THE KESSLER ENTERPRISE, INC.; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

The Chair recessed the City of St. Petersburg City Council meeting at 5:33 p.m. and convened as the Community Redevelopment Agency.

The Chair reconvened the October 1, 2015 City Council meeting at 5:35 P.M., and immediately recessed the meeting for a dinner break and to reconvene at 6:05 P.M.

The Chair reconvened the October 1, 2015 City Council meeting at 5:35 P.M., and began the meeting with Public Hearing items I-1, 2, and 3. In connection with public hearings confirming preliminary assessments, the Chair asked if there were any persons present wishing to be heard and there was no response. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-506 A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO. 1555; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

2015-507 A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1204 ("SEC 1204") 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.

2015-508 A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 431 ("DMO NO. 431") 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.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with public hearings, the Clerk read the title of proposed Ordinance 198-H, entitled: The Chair asked if there were any persons present wishing to be heard and there was no response. Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 714-L and 746-Z, entitled:

**PROPOSED ORDINANCE NO. 198-H**

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN SEMINOLE PARK ON APRIL 3, 2016 AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the First Reading and First Public Hearings, the Clerk read the title of proposed Ordinance 201-H. The Chair asked if there were any person(s) wishing to be heard, there was no response. Councilmember Kennedy moved with the second by Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting December 17, 2015 as the second public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE NO. 201-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.

BE IT FURTHER RESOLVED By the City Council of the City of St. Petersburg, Florida, that the following resolution be adopted:

2015-509 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.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

Prior to the Clerk administering the oath for (City File FLUM-29) Ordinances 714-L and 746-Z, Councilmember Nurse recused himself from the vote and the Council Chamber due to a potential conflict of interest, as the applicant is Councilmember Nurse's accountant.

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

The Chair reviewed the Quasi-Judicial process to be followed. The Clerk read the title(s) of proposed Ordinance(s) 714-L and 746-Z. A 10 minute presentation was made by Catherine Lee, Development Review Services regarding (City File FLUM-29). The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Cathleen O'Dond 101 Kennedy Blvd. #2800, Tampa, FL, spoke as a representative of the applicant.
2. Monica Vernon, 146 17<sup>th</sup> Ave. NE, the applicant waived time to speak and waived rebuttal.
3. Garth Vernon, 146 17<sup>th</sup> Ave. NE, the applicant waived time to speak and waived rebuttal.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance(s) 714-L and 746-Z, entitled:

**PROPOSED ORDINANCE NO. 714-L**

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY GENERALLY LOCATED 175-FEET WEST OF 4<sup>TH</sup> STREET NORTH, AT 424 AND 436 22<sup>ND</sup> AVENUE NORTH, FROM PLANNED

REDEVELOPMENT-RESIDENTIAL TO PLANNED REDEVELOPMENT-MIXED USE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

**PROPOSED ORDINANCE NO. 746-Z**

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; BY CHANGING THE ZONING OF PROPERTY GENERALLY LOCATED 175-FEET WEST OF 4<sup>TH</sup> STREET NORTH, AT 424 AND 436 22<sup>ND</sup> AVENUE NORTH, FROM NT-2 (NEIGHBORHOOD TRADITIONAL-2) TO CRT-1 (CORRIDOR RESIDENTIAL TRADITIONAL-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

BE IT FURTHER RESOLVED By the City Council of the City of St. Petersburg, Florida, that the following resolution be adopted:

2015-510 A RESOLUTION TRANSMITTING A PROPOSED AMENDMENT TO THE CITY OF ST. PETERSBURG LOCAL GOVERNMENT COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Nurse.

In connection with the First Reading and First Quasi-Judicial Public Hearings, the Clerk administered the oath to those present wishing to present testimony in connection with the quasi-judicial proceedings.

The Chair reviewed the Quasi-Judicial process to be followed. The Clerk read the title(s) of the proposed Ordinance(s). A 10 minute presentation was made by Derek Kilborn, Historic Preservation Manager and registered opponent Dr. David McKalip made a 10 minute presentation regarding (City File FLUM-30A). The Chair recessed the meeting at 7:16 P.M. for a 5 minute break.

The Chair reconvened the meeting at 7:26 P.M. and asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. James King, 1401 42<sup>nd</sup> Ave. N., spoke in favor of item I-7a.
2. Ken Leynse, 950 41<sup>st</sup> Ave. N., spoke in favor of item I-7.
3. Lindsey Porter, 716 14<sup>th</sup> Ave. NE, spoke in favor of item I-7.
4. Thomas J. Nestor, 500 45<sup>th</sup> Ave. NE, did not wish to speak but is in favor of item I-7.
5. Brian Smith, 935 41<sup>st</sup> Ave. N., spoke in favor of item I-7.
6. Martin Banspach, 4140 14<sup>th</sup> St. N., spoke in favor of item I-7.
7. David B. McEwen, 1019 40<sup>th</sup> Ave. N., spoke in favor of item I-7.
8. Nina Light, 940 42<sup>nd</sup> Ave. N., spoke in favor of item I-7.
9. Arleen Sand, 1155 42<sup>nd</sup> Ave. N., spoke in favor of item I-7.
10. Kenton D. Wilson, 1045 39<sup>th</sup> Ave. N., spoke in favor of item I-7.
11. Brad Fishalow, 4041 11<sup>th</sup> St. N., spoke in favor of item I-7.
12. Sue Ellen Fishalow, 4041 11<sup>th</sup> St. N., spoke in favor of item I-7.
13. John Storms, 3801 11<sup>th</sup> St. N., spoke in favor of item I-7.
14. Dave Markwood, 1435 42<sup>nd</sup> Ave. N., spoke in favor of item I-7.
15. Adam Erickson, 945 40<sup>th</sup> Ave. N., spoke in favor of item I-7.
16. Bill Foster, 560 1<sup>st</sup> Ave. N., spoke in favor of item I-7.
17. Jim Stitt, 1000 40<sup>th</sup> Ave. N., spoke in favor of item I-7.
18. Gloria McEwen, 1019 40<sup>th</sup> Ave. N., did not wish to speak but in is favor of item I-7.
19. Carl Plaskett, 1000 42<sup>nd</sup> Ave. N., spoke in favor of item I-7.
20. Mary Snell Bryant, 1331 Monticello Blvd. N., spoke in favor of item I-7.

In connection with the Quasi-Judicial proceedings the City Administration waived its cross examinations. The registered opponent, Dr. David McKalip spoke for his allotted 5 minutes. Derek Kilborn, Historic Preservation Manager proceeded to offer a 5 minute rebuttal after which, Dr. David McKalip also presented a 5 minute rebuttal. Assistant City Attorney Michael Dema asked that the City Council take action on each item separately. Councilmember Nurse moved with the second by Councilmember Newton that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting December 17, 2015 as the second Quasi-Judicial public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE NO. 747-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 38<sup>TH</sup> AVENUE NORTH AND HAINES ROAD NORTH AND 42<sup>ND</sup> 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.

Roll Call. Ayes. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. Nurse. Motion passes

Councilmember Dudley moved with the second by Councilmember Nurse that the following proposed Ordinance(s) be denied:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting December 17, 2015 as the second Quasi-Judicial public hearing date for the following proposed Ordinance(s):

**PROPOSED 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 DR. MARTIN LUTHER KING JR. STREET NORTH AND FOSTER HILL DRIVE NORTH AND 38<sup>TH</sup> AVENUE NORTH, FROM PLANNED REDEVELOPMENT-RESIDENTIAL TO RESIDENTIAL URBAN; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

**PROPOSED 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 FOSTER HILL DRIVE NORTH AND 38<sup>TH</sup> AVENUE NORTH, FROM NT-2 (NEIGHBORHOOD TRADITIONAL-2) TO NS-1 (NEIGHBORHOOD SUBURBAN-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None. Motion passes to deny the proposed Ordinance.

Councilmember Newton moved with the second by Councilmember Rice that the following that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting December 17, 2015 as the second Quasi-Judicial public hearing date for the following proposed Ordinance(s):

**PROPOSED ORDINANCE 715-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 12<sup>TH</sup> STREET NORTH AND 42<sup>ND</sup> AVENUE NORTH, FROM RESIDENTIAL URBAN TO PLANNED REDEVELOPMENT-RESIDENTIAL; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

**PROPOSED ORDINANCE NO. 748-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 12<sup>TH</sup> STREET NORTH AND 42<sup>ND</sup> 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.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

Councilmember Nurse moved with the second by Councilmember Newton that the following that the following resolution be adopted:

2015-511 A RESOLUTION TRANSMITTING A PROPOSED AMENDMENT TO THE CITY OF ST. PETERSBURG LOCAL GOVERNMENT COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the Budget, Finance and Taxation report, Councilmember Nurse moved with the second by Councilmember Dudley, to hold a joint Budget, Finance and Taxation and Public Service and Infrastructure Committee meeting on October 22, 2015.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the Budget, Finance and Taxation report, Councilmember Kennedy moved with the second by Councilmember Newton that the following resolution be adopted:

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

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the Homeless Leadership report, Councilmember Foster moved with the second by Councilmember Kennedy, to schedule a Committee of the Whole to discuss Scosial Services Allocation- Community Development Block Grant (CDBG) funding in early December.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the Homeless Leadership Board report, Councilmember Newton moved with the second by Councilmember Nurse that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the Homeless Leadership Board report presented by Councilmember Foster.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the Youth Services Committee report, Councilmember Foster moved with the second by Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council receive and file the Youth Services Committee report presented by Councilmember Foster.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Dudley. Rice. Kornell. Nayas. None. Absent. Kennedy.

In connection with a Legal item, Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-512      A RESOLUTION APPROVING AN AMENDMENT TO THE CITY COUNCIL POLICY AND PROCEDURES MANUAL RELATED TO THE DEFERRAL OF AGENDA ITEMS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Dudley. Rice. Kornell. Nayas. Kennedy. Absent. None.

In connection with a new business item, Councilmember Kornell moved with the second by Councilmember Nurse the referring to the Public Service and Infrastructure Committee the discussion of ways to streamline the process for lot clearing for chronic offenders.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayas. None. Absent. None.

# CONSENT



# AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A  
October 15, 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. ~~Approving the purchase of additional refuse trucks from McNeilus Financial, Inc. for the Sanitation Department at a total cost of \$1,104,760. [Moved to Reports as E-5]~~

**(Public Works)**

2. Resolution ratifying and approving Change Order No. 2 in the amount of \$74,615.35 to the contract with LEMA Construction and Developers, Inc. for the construction of the North Shore Aquatic Pool Restroom Additions and Renovations Project for a total contract amount of \$1,284,650.35; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction. (Engineering Project No. 14221-117, Oracle No. 14145 and 15097)

2015-484

# CONSENT AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda B  
October 15, 2015**

**(Procurement)**

- 2015-485 1. Awarding a contract to Dell Marketing Limited Partnership for desktops, laptops, servers and computer peripherals in an amount not to exceed \$450,000 annually.
- 2015-486 2. Approving the purchase of an evidence collection vehicle from Sirchie Acquisition Company, LLC for the Police Department at a total cost of \$173,865.61; and approving a supplemental appropriation of \$173,865.61 from the unappropriated balance of the Law Enforcement Fund (1023) to the Police Department Local Law Enforcement State Trust (140-2857); and authorizing the Mayor or his designee to execute all documents necessary.
- 2015-487 3. Awarding a contract to L7 Construction, Inc. in the amount of \$168,497 for the Rehabilitation of Clarifier No. 3 at the SWWRF FY15 project (Oracle Project No. 14820).
- 2015-488 4. Renewing a blanket purchase agreement with Johnson Controls, Inc. for an HVAC service agreement for the Real Estate and Property Management Department at an estimated cost of \$135,440.
- 2015-489 5. Renewing a blanket purchase agreement with Ameron International Corporation for street lighting poles for the Public Works Administration at an estimated annual cost of \$125,000.
- 2015-490 6. Renewing an agreement with Community Champions Corporation, f/k/a Federal Property Registration Corp., to provide foreclosure registry services for the Codes Compliance Assistance Department.

**(City Development)**

- 2015-491 7. Authorizing the Mayor or his designee to execute a Parking License Agreement with Birchwood Inn Partners, LLLP, a Florida limited partnership, for valet parking within the City-owned parking lot commonly referred to as the Beach Drive Lot.
- 2015-492 8. Authorizing the Mayor or his designee to execute License Agreement with Carolyn M. Wilson, Trustee, to use and fence a portion of the City's Cosme Spur Line Property located at the northeast corner of Gunn Highway (S.R. 587) and Copeland Road in Hillsborough County for a period of five (5) years at an aggregate fee of \$250.00.

- 2015-493 9. Authorizing the Mayor or his designee to execute a License Agreement with TFTSP Youth Golf Council St. Petersburg, Inc., a Florida not-for-profit corporation, for use of unimproved land in a portion of City-owned Twin Brooks Golf Course located at 3800 – 22nd Avenue South, St. Petersburg, to construct and operate a mentoring center, for a period of three (3) years, at an aggregate rent of \$300.00; and waiving the reserve for replacement requirement. *(Requires an affirmative vote of at least six (6) members of City Council.)*
10. Authorizing the Mayor or his designee to execute an Agreement for Sale and Purchase with Micheal T. Brawley for the purchase of the fee simple interest in an improved property located at 4001 — 14th Lane Northeast, St. Petersburg, for the sum of \$264,000, for the future expansion of the City-owned Shore Acres Park; and to pay closing related costs not to exceed \$2,500. *[Moved to Reports as E-6]*

**(Leisure Services)**

- 2015-494 11. Approving the three year use agreement between the City of St. Petersburg, Florida and TFTSP Youth Golf Council St. Petersburg, Inc. to use portions of Mangrove Bay Golf Course, Cypress Links Golf Course and Twin Brooks Golf Course for the First Tee Program; and authorizing the Mayor or his designee to execute the Use Agreement and all other related documents.

**(Public Works)**

- 2015-495 12. Resolution acknowledging the selection of Bayside Engineering, Inc., Cumbey & Fair, Inc., Florida Design Consultants, Inc., George F. Young, Inc., and Southeastern Surveying to provide architect/engineering services for Surveying Service(s) Projects for the City of St. Petersburg (“City”); and authorizing the Mayor or his designee to execute the City’s form architect/engineering agreement.

**(Appointments)**

- 2015-496 13. Appointment of Daniel E. (Evan) Mory to the Board of Trustees of the Fire Pension Fund.
- 2015-497 14. Confirming the appointment of Lena Wilfalk as a regular member to the Commission on Aging to fill an unexpired three-year term ending December 31, 2017.

**(Miscellaneous)**

- 2015-498 15. Resolution recognizing a donation of \$5,500 from National Insurance Crime Bureau for the purchase of “The Club” automobile theft deterrent devices in support of the Police Department’s automobile theft public awareness program (“Program”); and approving a supplemental appropriation in the amount of \$5,500 from the increase in the unappropriated balance of the General Fund (0001) resulting from this donation to the Police Department, Community Awareness (140-1381), Project (TBD).

- 2015-499 16. Authorizing the Mayor or his designee to sign the Local Government Verification of Contribution loan form for the amount of \$90,000 from either HOME Investment Partnership (“HOME”) or State Housing Initiatives Partnership (“SHIP”) Program funding for each of the seven developments requesting local contributions as part of their application under the Florida Housing Finance Corporation (“FHFC”) Request For Application number 2015-107; providing that the loan closing will be subject to the developer(s) obtaining the recommendation for approval of FHFC administered 9% Low Income Housing Tax Credit funding and submitting a copy of the final credit underwriting report, receipt of final site plan approval, receipt of an approved HUD environmental review if applicable, and closing on the financing of the development by December 31, 2016; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.
- 2015-500 17. Approving the minutes of the City Council meetings held on June 4 and June 11, 2015.
- 2015-501 18. Approving minor revisions to the Fourth Amendment to the April 21, 2005, Intown Redevelopment Plan Interlocal Agreement, which was approved by City Council on September 3, 2015.
19. ~~Approval of a resolution requesting the Florida Department of Environmental Protection and the United States Environmental Protection Agency to review the information provided to the City Council by concerned members of the public and media regarding possible environmental contamination on and adjacent to the Skyway Skeet and Trap Club and the alleged failure of the Skyway Trap and Skeet Club, Inc. to install a shot barrier and further requesting that such agencies pursue appropriate action in accordance with their respective authority. [Moved reports as E-9]~~

There being no further business, the meeting was adjourned at 9:45 p.m.

\_\_\_\_\_  
Charles Gerdes, Chair-Councilmember  
Presiding Officer of the City Council

ATTEST: \_\_\_\_\_  
Chan Srinivasa, City Clerk

# COUNCIL MEETING

Municipal Building  
175-5<sup>th</sup> Street North  
Second Floor Council Chamber

CITY OF ST. PETERSBURG

## SPECIAL SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, OCTOBER 22, 2015, AT 2:00 P.M.

\*\*\*\*\*

Chair Charles Gerdes called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, Jr., Bill Dudley, Darden Rice, Steven Kornell, Karl Nurse, Bill Dudley and Amy Foster, Mayor Rick Kriseman, City Administrator Gary Cornwell, City Attorney John Wolfe, Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa were also in attendance. Absent: Wengay M. Newton, Sr.

Prior to the approval of the agenda Councilmember Newton entered the City Council Chamber at 2:04 p.m.

In connection with the approval of the meeting agenda, Councilmember Kennedy moved with the second by Councilmember Kornell that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council approve the agenda with the following changes as amended to include the Kennedy Proposal.

Roll Call. Ayes. Nurse. Newton. Foster. Gerdes. Kennedy. Dudley. Rice. Kornell. Naves. None. Absent. None.

In connection with the agenda item to discuss and consider the relationship between the City of St. Petersburg and the Tampa Rays; discuss and consider potential funding sources for a new stadium; and discuss, consider the potential effects of, and possibly approve, any offer of an agreement between the parties to be presented to the Tampa bay Rays; Councilmember Kennedy spoke regarding his key business points should the Tampa Bay Rays leave the City of St. Petersburg.

After Councilmember Kennedy finished discussing his key business points, Chair Gerdes spoke regarding his key business points in comparison to the proposed MOU as presented by Councilmember Kennedy. Chair Gerdes indicated that he is fine with the redevelopment fees as outlined in the Kennedy proposal. Chair Gerdes further indicated that he is fine with revising the MOU to give a 50% reduction if the Tampa Bay Rays stayed in the City of St. Petersburg and is willing to adopt an expiration date as noted by Councilmember Kennedy.

The Chair asked if there were any person(s) wishing to speak, the following person(s) came forward:

1. Dan Harvey, Jr., spoke regarding the Tampa Bay Rays proposals.
2. Mark Ferguson, 3937 9<sup>th</sup> Ave. So., spoke regarding the Tampa Bay rays proposals.

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

2015-513      A RESOLUTION APPROVING THE ATTACHED MEMORANDUM OF UNDERSTANDING; PROVIDING FOR EXPIRATION OF CITY COUNCIL'S APPROVAL; AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED MEMORANDUM OF UNDERSTANDING PRIOR TO THE EXPIRATION OF CITY COUNCIL'S APPROVAL; REQUESTING THE MAYOR TO PROVIDE THIS RESOLUTION AND ATTACHED MEMORANDUM OF UNDERSTANDING TO REPRESENTATIVES OF TAMPA BAY RAYS BASEBALL, LTD.; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Nurse. Newton. Kennedy. Dudley. Kornell. Naves. Rice. Foster. Gerdes. Absent. None.

There being no further business, the meeting was adjourned at 3:15 p.m.

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Charles Gerdes, Chair-Councilmember  
Presiding Officer of the City Council

ATTEST: \_\_\_\_\_  
Chan Srinivasa, City Clerk



## MEMORANDUM

Council Meeting of January 21, 2016

**To:** Members of City Council  
**From:** Mayor Rick Kriseman   
**Subject:** Confirmation of Appointment and Re-Appointments to the Community Planning & Preservation Commission

---

I respectfully request that Council confirm the following appointment and re-appointments as regular and alternate members to the Community Planning & Preservation Commission with term ending dates as shown:

<u>Regular Members</u>	<u>Term Ending</u>	<u>Explanation</u>
Keisha Bell	1/31/18	New member serving a partial term
Jeff Rogo	1/31/19	Alternate moving to regular member, full term
Jeff Wolf	1/31/19	Re-appointment of regular member, full term
 <u>Alternate Member</u>		
Lisa Wannemacher	1/31/17	Regular moving to alternate member, partial Term

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

RK/cs  
Attachment  
cc: Dave Goodwin, Planning & Economic Development Director

A RESOLUTION CONFIRMING THE REAPPOINTMENT AND APPOINTMENT OF REGULAR AND ALTERNATE MEMBERS TO THE COMMUNITY PLANNING AND PRESERVATION COMMISSION; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the reappointment of Jeff Rogo and Jeff Wolf as regular members to the Community Preservation Commission to serve three-year terms ending January 31, 2019, and the appointment Keisha Bell as a regular member to the Community Preservation Commission to serve an unexpired three-year term ending January 31, 2018.

BE IT FURTHER RESOLVED that Council confirms the reappointment of Lisa Wannemacher as an alternate member to the Community Preservation Commission to serve an unexpired three-year term ending January 31, 2017.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

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City Attorney or (Designee)

**ST. PETERSBURG CITY COUNCIL**

**CONSENT AGENDA**

**Meeting of January 21, 2016**

**To: The Honorable Amy Foster, Chair and Members of City Council**

**From: Jeannine Williams, Chief Assistant City Attorney**

**Subject: Resolution Abolishing the City Council EMS Ad Hoc Committee**

**The attached resolution is submitted for approval for abolishment of the City Council EMS Ad Hoc Committee.**

A RESOLUTION PROVIDING FOR THE ABOLISHMENT OF THE EMS AD HOC COMMITTEE; PROVIDING THAT ITEMS PREVIOUSLY REFERRED TO THE EMS AD HOC COMMITTEE SHALL HENCEFORTH BE REFERRED TO THE COUNCIL SITTING AS A COMMITTEE OF THE WHOLE; PROVIDING FOR THE REPEAL OF ALL PROVISIONS OF ALL PREVIOUS RESOLUTIONS WHICH ARE IN CONFLICT WITH THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, prior resolutions have established certain Committees of City Council; and

WHEREAS the EMS Ad Hoc Committee and the number of members, alternates and purpose have been established by such resolutions; and

WHEREAS, this Council wishes to abolish the EMS Ad Hoc Committee and refer all matters previously referred to that committee to a Committee of the Whole.

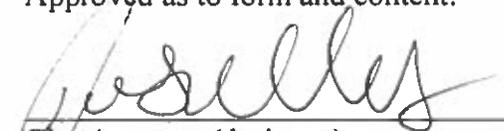
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the EMS Ad Hoc Committee is hereby abolished.

BE IT FURTHER RESOLVED that all matters previously referred to the EMS Ad Hoc Committee be referred to a Committee of the Whole.

BE IT FURTHER RESOLVED that all resolutions previously passed by this Council are repealed to the extent that the EMS Ad Hoc Committee provisions of those resolutions are in conflict with this resolution.

This resolution shall take effect immediately upon its adoption.

Approved as to form and content:

  
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City Attorney (designee)