COUNCIL MEETING

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

CITY OF ST. PETERSBURG

March 3, 2016
8:30 AM

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

1. If you are speaking under the Public Hearings, Appeals or Open Forum sections of the agenda, please observe the time limits indicated on the agenda.

2. Placards and posters are not permitted in the Chamber. Applause is not permitted except in connection with Awards and Presentations.

3. Please do not address Council from your seat. If asked by Council to speak to an issue, please do so from the podium.

4. Please do not pass notes to Council during the meeting.

5. Please be courteous to other members of the audience by keeping side conversations to a minimum.

6. The Fire Code prohibits anyone from standing in the aisles or in the back of the room.

7. If other seating is available, please do not occupy the seats reserved for individuals who are deaf/hard of hearing.

GENERAL AGENDA INFORMATION

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

If you are deaf/hard of hearing and require the services of an interpreter, please 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.

March 3, 2016
8:30 AM

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. Awards and Presentations

1. 2015 Annual Awards for Elected Official Champion and 2015 Bicycle Professional of the Year.

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

Public Hearings

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

1. Ordinance 214-H 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; and providing for severability.

2. Ordinance 216-H amending the St. Petersburg City Code; prohibiting outdoor speakers in the right of way at buildings without a sidewalk cafe permit; requiring outdoor speakers to be permanently mounted; generally requiring speakers to be oriented away

from doorways, residences and rights of way; correcting numbering inconsistencies; adding requirements for sidewalk cafe permits to show speakers on plans.

3. Ordinance 217-H amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the 1984 Supplemental Police Officers Retirement System (Plan) by establishing a defined contribution plan in accordance with FS 185.35.

4. Ordinance 218-H amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System ('Plan') establishing a defined contribution plan in accordance with FS 175.351.

5. Ordinance 219-H amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Employees Retirement System (Plan) to add lump sum wage or salary payments to the definition of base pay, adding the exclusion of Fire Cadets employed on or after December 28, 2015 to the definition of employee, adding a provision for membership service in certain circumstances for Fire Cadets and amending the definition of creditable service to allow for creditable service as a Fire Cadet on or after December 28, 2015 in certain circumstances.

6. Ordinance 220-H amending Article 3, Chapter 22 of the St. Petersburg City Code relating to the Defined Contribution Plan (401a Plan) to exclude Police and Fire Cadets from the definition of eligible employees.

First Reading and First Public Hearings

Setting March 17, 2016 as the public hearing date for the following proposed Ordinance(s):

7. Ordinance amending the St. Petersburg City Code, Chapter 16, Land Development Regulations (LDRs) creating NPUD-3 (Neighborhood Planned Unit Development-3) zoning district to allow multifamily structures as a residential housing type at a density not to exceed 5.0 units per acre. (City File LDR-2016-01)

Second Reading and Second Public Hearings

8. Ordinance 211-H approving City-initiated amendments to the Comprehensive Plan pertaining to Chapter 1, General Introduction, Chapter 2, Vision Element, Chapter 3, Future Land Use Element, Chapter 4, Conservation Element, Chapter 5, Coastal Management Element, Chapter 6, Transportation Element, Chapter 7, Housing Element, Chapter 8, Recreation and Open Space Element, Chapter 9, Potable Water Subelement, Sanitary Sewer Subelement and Drainage Subelement, Chapter 10, Capital Improvements Element, Chapter 11, Intergovernmental Coordination Element, Chapter 12, Historic Preservation Element and Chapter 14, Plan Monitoring and Evaluation Element. (City File LGCP-2016-01)

F. Reports

1. Land Use & Transportation: (Councilmember Kennedy) (Oral)

   (a) Pinellas Planning Council (PPC).

   (b) Metropolitan Planning Organization (MPO).

(c) Tampa Bay Transportation Management Area (TBTMA).

(d) MPO Action Committee.

(e) PSTA - (Vice-Chair Rice)

2. Public Art Commission - (Oral) (Councilmember Kornell)

3. A resolution recommending that Project B6010841048 ("Project"), a confidential project, pursuant to 288.075 F.S, be approved as a Qualified Target Industry ("QTI") Business, committing $42,000 as the City's share of the local financial support for the Project.

4. Grand Prix Update (Oral)

(a) Resolution pursuant to Section Three of Ordinance No. 702-G, as amended, establishing Race Days for the 2016 Firestone Grand Prix of St. Petersburg during which Race Zone and Clean Zone regulations are in effect.

5. City of Opportunity Progress Report – (Oral)

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

Setting March 17, 2016 as the public hearing date for the following proposed Ordinance(s):

1. Amending the Future Land Use and Zoning Map designation of an estimated 1.3 acre subject property, located approximately 460-feet west of 34th Street North, at 2500 – 34th Street North. (City File FLUM-33)

(a) Ordinance amending the Future Land Use Map designation from Residential Medium to Planned Redevelopment Mixed-Use.

(b) Ordinance amending the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily-1) to CCS-1 (Corridor Commercial Suburban-1), or other less intensive use.

2. Ordinance amending the Future Land Use Map designation of two parcels of land, an estimated 3.13 acres in size located on the northeast corner of 9th Avenue North and 24th Street North, at 2331 – 9th Avenue North, from Institutional to Planned Redevelopment Mixed-Use. (City File FLUM-34)

3. Amending the Future Land Use and Zoning Map designation of a 0.29 acre subject property comprised on two lots, located approximately 140-feet east of Dr. Martin Luther King Jr. Street North on the south side of 77th Avenue North. (City File FLUM-35)

(a) Ordinance amending the Future Land Use Map designation from Planned Redevelopment-Residential to Residential/Office General.

(b) Ordinance amending the Official Zoning Map designation from NT-1 (Neighborhood Traditional-1) to CRS-1 (Corridor Residential Suburban-1), or other less intensive use.

4. Ordinance amending the Future Land Use Map designation of an estimated 1.38 acre subject property located on the east side of 71st Street North, approximately 365-feet south of 38th Avenue North, immediately south of the First Church of Brethren property, located at 3651 – 71st Street North, from Institutional to Residential Urban. (City File FLUM-37)

5. An Ordinance creating a new Section 27-146 of the St. Petersburg City Code related to Commercial Water Only Accounts; providing procedures to establish a Commercial Water Only Account; providing application criteria; providing for deposits, fees and charges; and providing for the revocation of Commercial Water Only Accounts.

H. New Business

1. Referring to the Public Services and Infrastructure (PS&I) Committee a discussion regarding increasing minority and female membership on city appointed volunteer boards and committees. (Councilmember Kornell)

2. Referring to the Budget, Finance and Taxation Committee recommending approval of allocation of BP Funds to develop and establish a Climate Action Plan for the City of St. Petersburg. (Councilmember Gerdes)

3. Referring to the Public Services & Infrastructure Committee a request that the City Council allocate $5,000 to hire a consultant to help put together design guidelines for the Skyway Marina District. (Councilmember Kornell)

4. Requesting a Resolution of Support seeking to host the Twenty-Third Annual Conference of the National Association of Civilian Oversight of Law Enforcement - Fall 2017. (Councilmember Kornell)

   (a) Supporting the proposal to host the twenty-third annual conference of the National Association for Civilian Oversight of Law Enforcement.

5. Referring to a Committee of the Whole a discussion on the funding of the installation of 3-5 Exercise Zones and Shade Shelters per zone at various parks from the Weeki Wachee Fund. (Councilmember Kennedy)

6. Referring to the Public Services and Infrastructure (PS&I) Committee a discussion and possible implementation of an education campaign regarding potential sources of lead contamination in houses. (Councilmember Kornell)

7. Requesting the Youth Services Committee schedule a session with the Juvenile Welfare Board (JWB) and Early Learning Coalition representatives as quickly as practical to see where targeted investments can impact the number of children who are behind when entering kindergarten. (Councilmember Nurse)

8. Requesting staff to make a presentation to City Council within 60 days outlining additional projects that could be funded with the additional TIF projections. (Councilmember Nurse)

I. Council Committee Reports

1. Energy, Natural Resources & Sustainability Committee (2/18/16)

(a) Approving a supplemental appropriation in the amount of $500,000 from the unappropriated balance of the General Fund (0001), derived of settlement funds from the 2010 Deepwater Horizon Oil Spill (BP Settlement), to the Mayor's Office (0001-020) for the establishment and implementation of a City-wide Tree Planting Program.

2. Budget, Finance & Taxation Committee (2/25/16)

3. Housing Services Committee (2/25/16)

J. Legal

1. Authorizing the City Attorney's Office to file a lawsuit against appropriate parties with respect to rights and permitting issues related to the annual Martin Luther King Jr. parade.

K. Open Forum

L. Adjournment

CONSENT AGENDA

COUNCIL MEETING CITY OF ST. PETERSBURG

Consent Agenda A
March 3, 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
March 3, 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 annual cooperative purchase agreements to Wesco Turf, Inc., Ruckus Investments LC d/b/a Quality Mowers, and Choo Choo Lawn Equipment Inc. for lawn and turf equipment, parts and service at a combined estimated annual cost of $163,000.

2. Renewing a blanket purchase agreement with Thompson Consulting Services, LLC for disaster related reimbursement assistance consulting services; and authorizing the Mayor or Mayor's Designee to execute all documents necessary to effectuate the transaction.

(City Development)

3. Authorizing the Mayor, or his Designee, to execute a License Agreement with the St. Petersburg Shuffleboard Club, a Florida not-for-profit corporation, for the use of the shuffleboard facilities within the City-owned historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg, for a period of thirty-six (36) months for an aggregate fee of $36.00 for the entire term, plus an additional fee of $700.00 per month for water and electrical usage; and waiving the reserve for replacement requirement of City Council Resolution No. 79-740A. (Requires affirmative vote of at least six (6) members of City Council.) [DELETED]

4. Authorizing the Mayor, or his Designee, to execute a thirty-six (36) month Parking Space Use Agreement with the Fish and Wildlife Research Institute, an agency of the State of Florida, for the use of thirty (30) parking spaces at the Port of St. Petersburg. (Requires affirmative vote of at least six (6) members of City Council.)

5. Authorizing the Mayor, or his Designee, to execute a First Amendment to License Agreement with Main Street Wheel Works, LLC, d/b/a Wheel Fun Rentals, a Florida limited liability company, to extend its use of parking spaces within the Beach Drive Parking Lot ("Premises") for conducting a wheel rental business to provide recreational activity to the general public for a period of one (1) year for a monthly base rent of $240.00, with the right to request use of the Premises for an additional term of (1) year. (Requires affirmative vote of at least six (6) members of City Council.)

(Miscellaneous)

6. Approving the City Council minutes of the December 3, December 10, and December 17, 2015 City Council meetings.

7. Confirming the appointment of regular members to the Commission on Aging.

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Budget, Finance & Taxation Committee
Thursday, February 25, 2016, 8:00 a.m., Room 100

Public Services & Infrastructure Committee [CANCELED]
Thursday, February 25, 2016, 9:15 a.m., Room 100

Council Workshop: Bike Share Program Update
Thursday, February 25, 2016, 9:15 a.m., Room 100

Housing Services Committee
Thursday, February 25, 2016, 10:30 a.m., Room 100

CRA/Agenda Review
Thursday, February 25, 2016, 1:30 p.m., Room 100

Council Workshop: Council Policy & Procedures
Thursday, February 25, 2016, 2:30 p.m., Room 100

CITY OF ST. PETERSBURG
Board and Commission Vacancies

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
3 Regular Members
(Terms expire 12/31/16, 12/31/17 and 12/31/18)

Commission on Aging
1 Regular Member
(Term expires 12/31/17)

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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: **The public hearing for this item was opened on February 4, 2016; however, since the companion application LGCP 2016-01 was rescheduled for March 3, 2016, the City Council moved and unanimously determined to defer the final vote to March 3, 2016.**

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. CONTINUE the second reading and final public hearing of the proposed ordinance; and
2. ADOPT the Ordinance.

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.~~

~~4. 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~~

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

~~Where:~~

~~Development Trips$_i$ =~~	~~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$_i$ =~~	~~Service volume increase provided by the eligible improvement to roadway segment "I";~~

~~$Cost_i$ =~~	~~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:~~

~~LOS =~~	~~[Student Enrollment + Vested Students]~~
	~~[FISH School Capacity + Additional Capacity]~~

~~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 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.~~

~~c. 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 <u>and impact on LOS standards for traffic and mass transit</u>. 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 arc 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 <u>underlined</u> 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)

PUBLIC HEARING

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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 5th 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~~ ~~C~~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.

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE; PROHIBITING OUTDOOR SPEAKERS IN THE RIGHT OF WAY AT BUILDINGS WITHOUT A SIDEWALK CAFÉ PERMIT; REQUIRING OUTDOOR SPEAKERS TO BE PERMANENTLY MOUNTED; GENERALLY REQUIRING SPEAKERS TO BE ORIENTED AWAY FROM DOORWAYS, RESIDENCES AND RIGHTS OF WAY; CORRECTING NUMBERING INCONSISTENCIES; ADDING REQUIREMENTS FOR SIDEWALK CAFÉ PERMITS TO SHOW SPEAKERS ON PLANS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has a compelling interest in protecting the public from excessively loud noise, as recognized by the Florida Supreme Court in *State v. Catalano*, 104 So.3d 1069 (Fla. 2013); and,

WHEREAS, the Florida Supreme Court has held that the "plainly audible" standard is not an unconstitutionally vague standard; and,

WHEREAS, excessive noise can be detrimental to the public health, welfare, safety, and tranquility; and,

WHEREAS, the City may regulate excessive noise, even in a public forum, to protect its significant and compelling interest in prohibiting excessive noise; and,

WHEREAS, this issue is more acute in the downtown area where there has been an increase in the number of bars, nightclubs, restaurants and other establishments with outdoor use areas and an increase in the number and concentration of residential units in condominium and apartment complexes; and

WHEREAS, this issue is also more acute in the later night and early morning hours because there are lower levels of ambient noise; and

WHEREAS, the City has received numerous noise complaints in the late night and early morning hours in the downtown core area where a greater density of late night businesses and residential uses exist; and

WHEREAS, for many years the City has worked to find a balance between these two competing interests; and

WHEREAS, due to the greater amount of pedestrian activity, some businesses use outdoor music to help attract patrons to the business by raising the volume of the outdoor music; and

E-2

WHEREAS, most businesses have conducted their operations in a reasonable manner and have taken into consideration the concerns of their residential neighbors in the late night hours; and

WHEREAS, the City finds that these regulations serve a substantial government interest and are the least restrictive means to address this problem.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. Section 11-53(2) of the St. Petersburg City Code is hereby amended to read as follows:

(2) Publicly-owned outdoor places including right-of-way.

a. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any parks, playgrounds, beaches, recreation areas or any other outdoor publicly owned outdoor place or right-of-way so that the sound is plainly audible to any person at a distance of 50 feet or more from the source of the sound between 11:00 p.m. and 8:00 a.m. the following morning.

b. For activities which have not received a park or street closure permit from the City, playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any parks, playgrounds, beaches, recreation areas or any other outdoor publicly owned outdoor place or right-of-way so that the sound is plainly audible to any person at a distance of 200 feet or more from the source of the sound between 8:00 a.m. and 11:00 p.m.

c. For activities which have received a park or street closure permit from the City, playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any parks, playgrounds, beaches, recreation areas or any other outdoor publicly owned outdoor place or right-of-way so that the sound is plainly audible to any person at a distance of 5,000 feet or more from the source of the sound between the hours of 8:00 a.m. and 11:00 p.m. This distance is primarily intended to be utilized for permitted outdoor concerts and other large gatherings, it being understood that because of the unique location of the parks along the waterfront that sound may travel greater distances over the water so that at times some of the sound may be briefly audible at a distance greater than those set forth herein.
In any park or street closure permit, the POD may reduce the maximum distance from the distance set forth herein, based on the number of the expected participants of the permitted event and the area reserved for the event. The reduced distance shall be specifically identified in the permit.

d. For activities which are sponsored or cosponsored by the City, playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any park or right-of-way shall comply with any conditions of the sponsorship or cosponsorship which place a specific, lesser distance limitation on any amplified sound than is otherwise set forth in subsection c.

e. Sidewalk cafes. Any speakers placed outside a building in or over the right of way in a sidewalk cafe, shall be permanently mounted overhead and shall be oriented downward toward the sidewalk café. No speaker is allowed in a sidewalk café unless such speaker is specifically identified on the approved plan for the sidewalk café permit. No sound shall be audible from the speakers when the sidewalk café is not open and operating.

Section 2. Section 11-53(3) of the St. Petersburg City Code is hereby amended to read as follows:

(3) Buildings.

a. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any building in a nonresidential zoning district so that the sound is plainly audible to any person at a distance of 100 feet or more from the building between 11:00 p.m. and 8:00 a.m. the following morning.

b. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any building in a residential zoning district so that the sound is plainly audible to any person at a distance of 25 feet or more from the building between 11:00 p.m. and 8:00 a.m. the following morning.

c. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any building in a residential zoning district so that the sound is plainly audible to any person at a distance of 500 feet or more from the building between 8:00 a.m. and 11:00 p.m.

d. Sound which may escape a building during the normal use of doors for ingress and egress shall not be a violation of this section.

e. All indoor speakers located within twenty feet of a doorway which opens onto a right of way shall be oriented away from the doorway. Such distance shall be measured from the closest part of the door to the closest part of the speaker.

f. No speakers may be placed in or over the right of way unless the abutting business has an approved plan in a sidewalk café permit which identifies the speaker locations.

Section 3. Section 11-53(4) of the St. Petersburg City Code is hereby amended to read as follows:

(4) Privately-owned outdoor places.

a. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier, or other machine or device that produces, reproduces or amplifies sound in any privately-owned outdoor place in a nonresidential zoning district so that the sound is plainly audible to any person at a distance of 100 feet or more from the source of the sound between the hours of 11:00 p.m. and 8:00 a.m. the following morning.

b. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier, or other machine or device that produces, reproduces or amplifies sound in any privately-owned outdoor place at a nonresidential use, when making sound is not the principal use of the property (e.g., the outdoor deck of a restaurant), so that the sound is plainly audible to any person at a distance of 1,000 feet or more from the source of the sound between the hours of 8:00 a.m. and 11:00 p.m. (12:00 midnight on Fridays, Saturdays and the days before a national holiday, this is an exception to subsection (4)a of this section). Wherever possible, outdoor speakers shall be oriented away from residential properties or in the direction that reduces the amount of sound directed at the closest residential properties.

c. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier, or other machine or device that produces, reproduces or amplifies sound in any privately-owned outdoor place, when making sound is the primary, lawful permitted use of that portion of the property (e.g., a performance venue), so that the sound is plainly audible to any person at a distance of 3,000 feet or more from the source of the sound between the hours of 8:00 a.m. and 11:00 p.m. (12:00 midnight on Fridays, Saturdays and the days before a national holiday, this is an exception to subsection (4)a of this section).

d. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier, or other machine or device that produces, reproduces or amplifies sound in any privately-owned outdoor place at a residential use, so that the sound is plainly audible to any person at a distance of 500 feet or more from the source of the sound between the hours of 8:00 a.m. and 11:00 p.m.

e. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in

any privately owned outdoor place in a residential zoning district so that the sound is plainly audible to any person at a distance of 25 feet or more from the source of the sound between 11:00 p.m. and 8:00 a.m. the following morning.

f. For the purposes of this section, the operation or playing of the above enumerated machines or devices shall be deemed to be outdoors if the musical instrument or speakers are not located within a building or other structure which is fully enclosed by walls and a roof and all doors and windows are closed.

Section 4. Section 11-50 and Section 11-56 of the St. Petersburg City Code are hereby merged into Section 11-50 and amended to read as follows:

Sec. 11-50. - Penalty.

a. Any person violating any of the provisions of this article, or any person at a business allowing a violation of this article shall be prosecuted and upon conviction thereof be punished as provided in section 1-7. Fines shall be as provided in subsection b hereof.

~~Sec. 11-53~~ b. The first violation of any provision of this division is punishable by a Class I fine as established by Administrative Order of the Court. Any violation of this division which is issued within a year of another violation, which has been disposed of in any way other than a dismissal or finding of not guilty by a court, shall be punishable by a fine of $350. Any third violation of this division, and any additional violations, issued within a calendar year of two previous violations, which have been disposed of in any way other than a dismissal or finding of not guilty by a court, shall be punishable by a fine of $500.

Section 5. The St. Petersburg City Code is hereby amended by adding a new Section 16.50.370.8.19 to read as follows:

Section 16.50.370.8.19. All outdoor speakers shall be shown on the plan or permit. All speakers shall be permanently mounted overhead (preferably under an awning or other overhang feature) and oriented downward toward the sidewalk café. Speakers shall meet all requirements of the Noise Ordinance (Ch. 11).

Section 6. The St. Petersburg City Code is hereby amended by adding a new Section 16.70.030.1.7.B.1.h to read as follows:

Section 16.70.030.1.7.B.1.h. The location of all speakers and their orientation.

Section 7. Sidewalk cafes with a current valid sidewalk café permit on the date this ordinance is approved which have speakers, shall have sixty calendar days to comply with location, orientation and mounting requirements of this ordinance amendment and shall, at their next sidewalk café permit renewal, add the speaker locations to their permit.

Section 8. Coding: As used in this ordinance, language appearing in ~~struck-through~~ type is language to be deleted from the City Code, and <u>underlined</u> 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 9. 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 10. In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

_____

City Attorney (designee)

St. Petersburg City Council Agenda Item
Meeting of March 3, 2016

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

Subject: An ordinance amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the 1984 Supplemental Police Officer's Retirement System ('Plan') by establishing a defined contribution plan in accordance with FS 185.35.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes are implemented. The modifications for which approval is being sought at this time require changes to Division 6; the 1984 Supplemental Police Officer's Retirement System ('Plan').

Summary: Florida Senate bill 172 and Florida House Bill 1309 were signed into law May 21, 2015 and June 11, 2015, respectively. These bills amended Florida Statute 185 relating to Municipal Police Pensions. FS 185.35 requires that if a plan receives premium tax funds in excess of the amount needed to fund minimum benefits (as defined by FS 185) and other retirement benefits in excess of the minimum benefits, fifty percent of such excess premium tax funds must be placed in a defined contribution plan. FS 185.35 requires that a Police Pension Plan must include a defined contribution component regardless of whether or not such component receives any funding.

The statute also provides that collectively bargained plans may deviate from this requirement by mutual consent of the union and the plan sponsor. The PBA and the City agreed in 2007 that any excess premium tax funds received by the Plan would be used to fund the inclusion of up to 300 hours of overtime per year in the pension calculation formula. To date, accumulated excess premium tax funds have been used to fund the inclusion of 120 hours of overtime per year.

The Ordinance adds a defined contribution component to the Plan by adding section 22-288. Funding is not anticipated in the next collective bargaining cycle.

Cost: The most recent actuarial study approved by the Police Pension Board was conducted as of October 1, 2014. The actuary has provided an impact statement indicating there is no expected financial impact on the contributions to the Plan.

Recommendations:

Recommended City Council Action:
Approve Ordinance at Public Hearing on March 3, 2016

Attachments:

(1) Proposed Ordinance
(2) Actuarial Impact Statement

Approvals:

_____	_____
Administration	Date
_____	_____
Budget	Date

Joseph L. Griffin
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fax 770.933.8336

January 14, 2016

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

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

Dear Vicki:

This letter provides the actuarial impact of the proposed ordinance amending Chapter 22 of the St. Petersburg City Code on the City of St. Petersburg Police 1984 Supplemental Police Officers' Retirement System (the "Retirement System"). The proposed ordinance would add Section 22-288 to the Code establishing a defined contribution plan in accordance with F.S. 185.35.

This change will not have an impact on the recommended contributions to the Retirement System.

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

Sincerely,

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

REVISED
FEB 26 2016

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO THE 1984 SUPPLEMENTAL POLICE OFFICER'S RETIREMENT SYSTEM BY (1) ADDING SECTION 22-288 ESTABLISHING A DEFINED CONTRIBUTION PLAN IN ACCORDANCE WITH FLORIDA STATUTES SECTION 185.35; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-288 of the St. Petersburg City Code is added to read as follows:

Sec. 22-288. Special Benefits

Establishment of Defined Contribution Plan – Pursuant to Florida Statutes Section 185.35 a Defined Contribution component shall be established as an element of the retirement system and shall exist in conjunction with the defined benefit component that meets minimum benefits and minimum standards. It shall be established consisting of individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member's account and the actual accumulated earnings, net of expenses, earned on the member's account.

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

Section3. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

Jane Wallace

Assistant City Attorney

2/25/16

Date

Administration

2/25/16

Date

St. Petersburg City Council Agenda Item
Meeting of March 3, 2016

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

Subject: An ordinance amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Supplemental Firefighter's Retirement System ('Plan') establishing a defined contribution plan in accordance with FS 175.351.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes to the pension plan are implemented. The modifications for which approval is being sought at this time require changes to Division 4; the Supplemental Firefighter's Retirement Plan.

Summary: Florida Senate bill 172 and Florida House Bill 1309 were signed into law May 21, 2015 and June 11, 2015, respectively. These bills amended Florida Statute 175 relating to Firefighter Pensions. FS 175.351 requires that if a plan receives premium tax funds in excess of the amount needed to fund minimum benefits (as defined by FS 175) and other retirement benefits in excess of the minimum benefits, fifty percent of such excess premium tax funds must be placed in a defined contribution plan. FS 175.351 requires that a Firefighter Pension Plan include a defined contribution component regardless of whether or not such component receives any funding.

The statute also provides that collectively bargained plans may deviate from this requirement by mutual consent of the union and the plan sponsor. SPAFF and the City agreed in 2008 that any excess premium tax funds received by the Plan would be used to fund a permanent cost of living increase ('COLA') for members retiring on or after October 1, 2008. To date, the accumulated excess premium tax funds have not been sufficient to fully fund this COLA.

The Ordinance adds a defined contribution component to the Plan by adding section 22-209. Funding is not anticipated in the next collective bargaining cycle.

Cost: The most recent actuarial study approved by the Fire Pension Board was conducted as of October 1, 2014. The actuary has provided an impact statement indicating there is no expected financial impact on the contributions to the Plan.

Recommendations:

Recommended City Council Action:
Approve Ordinance at Public Hearing on March 3, 2016

Attachments:

(1) Proposed Ordinance
(2) Actuarial Impact Statement

Approvals:

Administration	Date 1/27/16
Budget	Date 1.27.16

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO THE SUPPLEMENTAL FIREFIGHTER'S RETIREMENT SYSTEM BY (1) ADDING SECTION 22-209 ESTABLISHING A DEFINED CONTRIBUTION PLAN IN ACCORDANCE WITH F.S 175.351; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-209 of the St. Petersburg City Code is added to read as follows:

Sec. 22-209. Special Benefits

Establishment of Defined Contribution Plan – Pursuant to Section 175.351 a Defined Contribution component shall be established as an element of the retirement system and shall exist in conjunction with the defined benefit component that meets minimum benefits and minimum standards. It shall be established consisting of individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member's account and the actual accumulated earnings, net of expenses, earned on the member's account.

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

Section3. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

Jane Wallace

Assistant City Attorney

Jane Wallace

1-25-16

Date

Administration

1/27/16

Date

Joseph L. Griffin
Principal, Atlanta Retirement Practice Leader

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January 14, 2016

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

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

Dear Vicki:

This letter provides the actuarial impact of the proposed ordinance amending Chapter 22 of the St. Petersburg City Code on the City of St. Petersburg Supplemental Firefighters' Retirement System (the "Retirement System"). The proposed ordinance would add Section 22-209 establishing a defined contribution plan in accordance with F.S. 175.351.

This change will not have an impact on the recommended contributions to the Retirement System.

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

Sincerely,

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

St. Petersburg City Council Agenda Item
Meeting of March 3, 2016

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

Subject: An Ordinance amending Article 4, Chapter 22 of the St. Petersburg City Code relating to the Employees Retirement System ('Plan') to add lump sum wage or salary payments to the definition of base pay, adding the exclusion of Fire Cadets employed on or after December 28, 2015 to the definition of employee, adding a provision for membership service in certain circumstances for Fire Cadets and amending the definition of creditable service to allow for creditable service as a Fire Cadet on or after December 28, 2015 in certain circumstances.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes are implemented. The modifications for which approval is being sought at this time require changes to Chapter 22, Article 4, Division 3; the Employees' Retirement System.

Summary: A collective bargaining agreement between the City and the Florida Public Services Union (FPSU) and the Service Employees International Union (SEIU) was approved by City Council on December 17, 2015. A provision of the agreement provides for lump sum payments to certain employees in lieu of an increase in their rate of base pay. The collective bargaining agreement provides that these lump sum payments will be considered pensionable under the terms of the Plan. Section 22-162 is amended to include lump sum payments in the definition of Base pay.

Effective December 28, 2015, the City added a new job classification titled Fire Cadet. Fire Cadets are hired as City employees while attending the Fire Academy; Fire Cadets receive pay and are eligible for some group benefits. Upon successful completion of the Fire Academy, a Fire Cadet will become a sworn firefighter and commence membership in the Fire Pension Plan. Since 2003, Police Cadets have been excluded from participation in the Employees Retirement System. Section 22-162 has been amended to exclude Fire Cadets from participation in the Plan.

Cost: The most recent actuarial study approved by the Employees Retirement System Board of Trustees was conducted as of October 1, 2014. The actuary has provided an impact statement indicating there is no expected financial impact on the contributions to the Plan.

Recommendations:

Recommended City Council Action:
Approve Ordinance at Public Hearing on March 3, 2016

Attachments:

(1) Proposed Ordinances
(2) Actuarial Impact Statement

Approvals:

Administration	Date 1/27/16
Budget	Date 1.27.16

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 OF THE ST. PETERSBURG CITY CODE RELATING TO RETIREMENT SYSTEMS BY (1) AMENDING SECTION 22-162 BY ADDING A PROVISION FOR LUMP SUM WAGE OR SALARY PAYMENTS TO THE DEFINITION OF BASE PAY, CLARIFYING AND CHANGING THE DEFINITION OF EARNINGS BASE, ADDING THE EXCLUSION OF FIRE CADETS EMPLOYED ON OR AFTER DECEMBER 28, 2015 TO THE DEFINITION OF EMPLOYEE, ADDING A PROVISION PROVIDING FOR SERVICE IN CERTAIN CIRCUMSTANCES FOR FIRE CADETS TO THE DEFINITION OF MEMBERSHIP SERVICE, AND (2) AMENDING SECTION 22-170 BY ADDING A PROVISION FOR ALLOWING CREDITABLE SERVICE ON OR AFTER DECEMBER 28, 2015 AS A FIRE CADET IN CERTAIN CIRCUMSTANCES; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

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

Sec. 22-162. - Definitions.

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

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

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

Base pay means the employee's base hourly rate times his normal basic work schedule plus lump sum wage or salary payments paid to the employee in lieu of pay rate increases. Base pay shall exclude all other pay differentials, bonuses, incentive pay, etc., including overtime.

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

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

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

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

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

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

Employee means any paid official or employee of the City in the classified or unclassified service of the City, except employees of the police or fire departments who are eligible to participate in the pension system covering those departments, and except all employees hereafter employed by the City on or after October 1, 2003, in the classification of police cadet, or on or after December 28, 2015, in the classification of fire cadet. In all cases of doubt, the board shall decide who is an employee within the meaning of this division.

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

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

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

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

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

Section 2. That Section 22-170 is amended to read as follows:

Sec. 22-170. - Creditable service.

(a) A member who worked as a police cadet <u>or fire cadet</u> prior to becoming a member, which time served in the classification of police cadet was on or after October 1, 2003, <u>or which time served in the classification of a fire cadet was on or after December 28, 2015,</u> and was during continuous City employment, may request to the Board and be granted upon the payment of the appropriate employee contributions plus interest as determined by the Board, creditable service for time spent as a police cadet <u>or fire cadet.</u> In cases where the police cadet service which occurred on or after October 1, 2003, <u>or the fire cadet service which occurred on or after December 28, 2015,</u> was not continuous City employment, no creditable service can be purchased for time served in the police cadet or <u>fire cadet</u> classification.

(b) Effective March 1, 2000, should a member cease to be an employee by death without having completed 20 years of creditable service, but has completed more than 19 years and 274 days of creditable service, the Board may credit up to 90 days of the employee's City service time during which the member was a full time employee and was not a member of any City retirement system, to the member's creditable service for the purpose of determining beneficiary benefits as provided in section 22-165(d).

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

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

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

Approved as to form and content:

Jane Wallace

Assistant City Attorney

Jane Wallace

1-25-16

Date

Administration

1/27/16

Date

Joseph L. Griffin
Principal, Atlanta Retirement Practice Leader

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January 14, 2016

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

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

Dear Vicki:

This letter provides the actuarial impact of the proposed ordinance amending Chapter 22 of the St. Petersburg City Code on the City of St. Petersburg Employees' Retirement System (the "Retirement System"). The proposed ordinance would amend sections 22-162 and 22-170 of the Code. More specifically, the following sections have been amended:

- Section 22-162 is amended to:
  - Change the definition of "base pay" to include lump sum wage or salary payments paid to an employee in lieu of pay rate increase
  - Clarify and change the definition of "earnings base" to "average final compensation"
  - Exclude fire cadets employed on or after January 4, 2016 from the definition of "employee"
  - Change the definition of "membership service" to include certain time spent as a fire cadet
- Section 22-170 is amended to add a provision for allowing "creditable service" on or after January 4, 2016 as a fire cadet in certain circumstances.

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

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

Sincerely,

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

St. Petersburg City Council Agenda Item
Meeting of March 3, 2016

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

Subject: An Ordinance amending Article 3, Chapter 22 of the St. Petersburg City Code relating to the Defined Contribution Plan ('401a Plan') to exclude Police and Fire Cadets from the definition of eligible employees.

Action Being Requested: The Plan was created by Ordinance and it is necessary to modify the City Code when changes to the plan are implemented. The modifications for which approval is being sought at this time require changes to Chapter 22, Article 3, Section 22-281; the 401a Plan.

Summary: The Plan provides that elected legislated officials, eligible administrative management employees, former eligible administrative management employees and all other eligible employees in the classified or unclassified service of the City may participate in the Plan unless such participation is contrary to any collective bargaining agreement.

The City employs Police Cadets and Fire Cadets. Employees in these classifications receive pay while attending the Police or Fire Academy and are eligible for some group benefits. Upon successful completion of the Academy the Cadet will become a sworn Police Officer or Firefighter and commence membership in the Police or Fire Pension Plan.

The proposed ordinance clarifies that employees classified as Police or Fire Cadet are not eligible to participate in the 401a Plan.

Cost: There is no expected financial impact on the contributions to the 401a Plan.

Recommendations:

Recommended City Council Action:
Approve Ordinance at Public Hearing on March 3, 2016

Attachments:
(1) Proposed Ordinance

Approvals:

Administration — Date 1/27/16

Budget — Date 1.27.16

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE 3, ST. PETERSBURG CITY CODE, RELATING TO THE DEFINED CONTRIBUTION PLAN ("401(a) PLAN"); AMENDING SAID PLAN TO EXCLUDE POLICE AND FIRE CADETS FROM COVERAGE UNDER THE DEFINED CONTRIBUTION PLAN; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. That Section 22-81(a) of the St. Petersburg City Code relating to the Defined Contribution Plan is hereby amended as follows:

Section 22-81. – Defined contribution plan.

(a) The City does determine to provide a defined contribution plan for eligible elected legislative officials, except as otherwise provided in the plan document, eligible administrative management employees, former eligible administrative management employees and all other eligible employees of the City in the classified or unclassified service of the City, <u>excluding police cadets effective October 22, 2009, and fire cadets effective December 28, 2015,</u> unless such participation is contrary to any collective bargaining agreement. This plan shall be called the City of St. Petersburg 401(a) plan (401(a) plan).

Section 2. Language which is ~~stricken~~ indicates deletions, and language which is <u>underlined</u> indicates additions.

Section 3. If any section, subsection, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

Section 4. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective 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 content by:
Sugarman and Susskind, P.A. (outside counsel)
Approved as to form by:

Jane Wallace

Assistant City Attorney
Jane Wallace

Administration

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File LDR-2016-01:** Private-initiated application amending the St. Petersburg City Code, Chapter 16, Land Development Regulations ("LDRs") pertaining to NPUD (Neighborhood Planned Unit Development).

REQUEST: *First reading* and *first public hearing* of the attached ordinance amending the St. Petersburg City Code, Chapter 16, LDRs, to create a new zoning category – NPUD-3 (Neighborhood Planned Unit Development).

RECOMMENDATION:

Administration:

The Administration recommends APPROVAL.

Development Review Commission:

On February 3, 2016, 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 first public hearing of the proposed ordinance; and
2. SET the second reading and adoption public hearing for March 17, 2016.

Attachments: Ordinance
DRC Staff Report

ORDINANCE _____-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING CHAPTER 16 OF THE CITY CODE OF ORDINANCES; CREATING THE NEIGHBORHOOD PLANNED UNIT DEVELOPMENT-3 (NPUD-3), ZONING DISTRICT; PROVIDING FOR MINIMUM LOT SIZE, MAXIMUM INTENSITY, AND BUILDING SETBACKS; PROVIDING FOR INCLUSION OF THE NPUD-3 DESIGNATION IN THE ZONING DISTRICTS AND COMPATIBLE FUTURE LAND USE CATEGORIES MATRIX AND THE USE PERMISSIONS, PARKING REQUIREMENTS AND ZONING MATRIX; AND PROVIDING AN EFFECTIVE DATE.

Section 1. Section 16.10.010.1.B of the St. Petersburg City Code pertaining to the establishment of zoning districts is hereby amended to read as follows:

B. Neighborhood suburban districts.

1. NS-1: Neighborhood Suburban Single-Family.
2. NS-2: Neighborhood Suburban Single-Family.
3. NSM-1: Neighborhood Suburban Multifamily.
4. NSM-2: Neighborhood Suburban Multifamily
5. NSE: Neighborhood Suburban Estate.
6. NMH: Neighborhood Suburban Mobile Home.
7. NPUD-1: Neighborhood Planned Unit Development.
8. NPUD-2: Neighborhood Planned Unit Development.
9. NPUD-3: Neighborhood Planned Unit Development

Section 2. The column headings titled, "NPUD-1: Neighborhood Planned Unit Development" within the *Use Permissions and Parking Requirements Matrix and Zoning Matrix* in Section 16.10.020.1 of the St. Petersburg City Code, is hereby amended to read as follows:

NPUD-1 + NPUD-3: Neighborhood Planned Unit Development

Section 3. Section 16.10.020.2 of the St. Petersburg City Code pertaining to zoning districts and compatible future land use categories, is hereby amended to add the following:

NPUD-3	5 / 0.30 FAR	Residential Low (RL)	5/0.40 FAR

Section 4. Section 16.10.050 of the St. Petersburg City Code pertaining to Neighborhood Planned Unit Development (NPUD) is hereby amended to read as follows:

SECTION 16.20.050. - NEIGHBORHOOD PLANNED UNIT DEVELOPMENT DISTRICTS (NPUD)

16.20.050.1. - Composition of neighborhood planned unit developments.

The NPUD district allows a variety of residential housing types, within a relatively small area, using imaginative design and avoiding monotonous repetition of pattern. Development within this district is often concentrated, preserving as much of the natural open space as possible.

(Code 1992, § 16.20.050.1)

16.20.050.2. - Purpose and intent.

The purpose of the NPUD district regulations is to allow for a variety of housing types, while preserving as much of the open space as possible through imaginative design.

(Code 1992, § 16.20.050.2)

16.20.050.3. - Permitted uses.

Uses in these districts shall be allowed as provided in the Matrix: Use Permissions and Parking Requirements.

(Code 1992, § 16.20.050.3)

16.20.050.4. - Introduction to NPUD districts.

The NPUD districts are the NPUD-1, ~~and the~~ NPUD-2 and NPUD-3 districts.

16.20.050.4.1. NPUD-1 Neighborhood Planned Unit Development-1.

This district allows multifamily structures.

16.20.050.4.2. NPUD-2 Neighborhood Planned Unit Development-2.

This district allows multifamily structures.

(Code 1992, § 16.20.050.4.2)

16.20.050.4.3. NPUD-3 Neighborhood Planned Unit Development-3.

This district allows multifamily structures.

16.20.050.5. - Requirements for neighborhood planned unit developments.

A. A neighborhood planned unit development shall require approval of a master development plan. The master development plan shall meet the substantive requirements and conditions of, and shall be approved, as provided in the use specific standards.

B. The majority of land in the City consists of smaller lots which are already developed. Large parcels of land available for redevelopment are uncommon and land assembly can be difficult. The development standards of this chapter have been designed to address the predominant lot pattern of the City. However, in an instance where a larger tract of land is available, deviation from certain development standards, such as individual lot areas and internal building setbacks, may be appropriate.

C. The criteria set forth in the use specific standards are intended to allow for consideration of alternative plans that comply with the development standards set forth in the respective district.

(Code 1992, § 16.20.050.5)

16.20.050.6. - Development potential.

Development potential is slightly different within the districts to respect the character of the neighborhoods. Achieving maximum development potential will depend upon market forces, such as minimum desirable unit size, and development standards, such as minimum lot size, parking requirements, height restrictions, and building setbacks.

Minimum Lot Area, Maximum Density And Maximum Intensity

		NPUD-1	NPUD-2	NPUD-3
Minimum lot area (acres)		1	1	1
Maximum residential density (units per acre)	Residential density	7.5	10	5.0
	Workforce housing density bonus	6	6	6
Maximum nonresidential intensity (floor area ratio)	Nonresidential intensity	0.30	0.30	0.30
	Workforce housing intensity bonus	0.2	0.2	0.2
Maximum impervious surface (site area ratio)		0.60	0.60	0.6
Minimum common open space (percent)		5.0	5.0	5.0

Workforce housing density and intensity bonus: All units associated with this bonus shall be utilized in the creation of workforce housing units as prescribed in the City's workforce housing program and shall meet all requirements of the program. Refer to technical standards regarding measurement of lot dimensions, calculation of maximum residential density, nonresidential floor area and impervious surface. For mixed use developments, refer to additional regulations within the use specific development standards section for mixed uses (currently section 16.50.200).

(Code 1992, § 16.20.050.6; Ord. No. 166-H, § 3, 5-21-2015)

16.20.050.7. - Building envelope: Maximum height and minimum setbacks.

Maximum Building Height (All districts)

Building Height	Beginning of Roofline	Top of Roof Peak
All buildings	36 ft.	48 ft.
Refer to technical standards regarding measurement of building height.		

Minimum Building Setbacks (All Districts)

~~Building Setbacks~~		~~NPUD-1~~	
Building Setbacks		If building height is up to 36 ft.	If building height is over 48 ft.
Standards for the exterior perimeter buildings of a planned unit development	Yards adjacent to streets	Perimeter buildings shall meet the predominant front building setback of the abutting properties (not in the development).	
	Interior yards	7.5 ft.	15 ft.
	Waterfront yards	20 ft.	20 ft.

(Code 1992, § 16.20.050.7; Ord. No. 893-G, § 18, 9-4-2008)

16.20.050.8. - Building design.

The following design criteria allow the property owner and design professional to choose their preferred architectural style, building form, scale and massing, while creating a framework for good urban design practices which create a positive experience for the pedestrian. For a more complete introduction, see section 16.10.010.

Site layout and orientation. The City is committed to creating and preserving a network of linkages for pedestrians. Consequently, pedestrian and vehicle connections between public rights-of-way and private property are subject to a hierarchy of transportation, which begins with the pedestrian.

Building and parking layout and orientation.

1. Planned unit developments shall relate to the development of the surrounding properties. This means that for the perimeter of the development there shall be no internally oriented buildings where rear yards, and rear facades face toward a street or the front façade of a building not in the development.
2. All mechanical equipment and utility functions (e.g. electrical conduits, meters, HVAC equipment) shall be located behind the front façade line of the principal structure. Mechanical equipment that is visible from the primary street shall be screened with a material that is compatible with the architecture of the principal structure.
3. Parking, detention and retention ponds, drainage ditches and accessory structures shall be located behind the principal building to the rear of the property. Detention and retention ponds and drainage ditches shall comply with the design standards set forth in the drainage and surface water management section.

Building and architectural design standards. All buildings should present an inviting, human scale facade to the streets, internal drives, parking areas and surrounding neighborhoods. The architectural elements of a building should give it character, richness and visual interest.

Building style.

1. New construction shall utilize an identifiable architectural style which is recognized by design professionals as having a basis in academic architectural design philosophies.
2. Renovations, additions and accessory structures shall utilize the architectural style of the existing structure, or the entire existing structure shall be modified to utilize an identifiable architectural style which is recognized by design professionals as having a basis in academic architectural design philosophies.

(Code 1992, § 16.20.050.8; Ord. No. 1029-G, § 18, 9-8-2011)

Section 5. Coding: As used in this ordinance, language appearing in struck-through type is language to be deleted from the City Code, and <u>underlined</u> 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 6. 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 7. 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)

PUBLIC HEARING

st.petersburg
www.stpete.org

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

For Public Hearing and Executive Action on Wednesday February 3, 2016
at 2:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LDR 2016-01

APPLICANT:

Real Estate Investment & Asset Services Inc.
375 East Central Avenue
Winter Haven, Florida 33880

AGENT:

Craig A. Taraszki, Esq.
Johnson Pope Bokor Ruppel & Burns, LLP
333 Third Avenue North, Suite 200
St. Petersburg, Florida 33701

AUTHORITY:

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

RECOMMENDATION:

Staff recommends that the DRC, in its capacity as the LDRC, make a finding of consistency with the Comprehensive Plan and recommend to City Council **APPROVAL** of the City Code, Chapter 16 LDR text amendments described herein.

REQUEST:

The applicant is requesting amendment to the City's LDRs to create a new zoning category – NPUD-3 (Neighborhood Planned Unit Development). Generally, the term "planned unit development" is used to describe a type of development and regulatory process that allows a developer to meet overall community density and land use goals without the constraints of other multi-family or mixed-use zoning regulations. Specifically, Section 16.20.050.1 of the City's LDRs describes the existing NPUD-1 and NPUD-2 categories as allowing, "...a variety of residential housing types, within a relatively small area, using imaginative design and avoiding monotonous repetition of pattern. Development within this district is often concentrated, preserving as much of the natural open space as possible."

Under the current regulations, NPUD-1 allows up to 7.5 units per acre and NPUD-2 allows up to 10 units per acre. Regarding development standards, a variation in allowable density is the only distinguishing factor between these two (2) categories, which are otherwise identical. Similarly, this application proposes to create a third category known as NPUD-3 that would allow up to 5.0 units per acre but remain otherwise identical to the existing NPUD-1 and NPUD-2 categories.

The purpose of this application is to rectify a discrepancy between permitted development rights on property along Gandy Boulevard that are now expired, current zoning regulations that no longer allow multi-family development, and development restrictions within the Coastal High Hazard Area ("CHHA"). Prior to 2004, a number of properties located along the east end of Gandy Boulevard were located within unincorporated Pinellas County. The Pinellas County zoning for these properties was RPD-5 (Residential Planned Development), which allowed up to five (5) units per acre. Following annexation in 2004, the City of St. Petersburg assigned its own RPD-5 zoning designation, retaining the existing RL (Residential Low) Future Land Use map category and the right to develop property at a maximum density of five (5) units per acre.

Several years following this annexation and assignment of the City's RPD-5 zoning designation, the current NS-2 (Neighborhood Suburban) single-family zoning was assigned in September 2007, following implementation of the City's Vision 2020 Plan, the citywide rezoning and update of the LDRs. Since earlier expectations to develop at a maximum of five (5) units per acre were memorialized through a development agreement or were being realized through active or completed construction, several of these annexed properties were downzoned to single-family residential with little consequence on their overall development plans for multi-family construction. This understanding however was compromised by the financial crisis of 2008 and subsequent recession. In at least one (1) example, a phased construction project was suspended and never completed. Eventually, the authorizing development agreement expired and the development rights on the property were significantly reduced.

In an attempt to find relief for this unique circumstance, City staff first looked at utilization of the existing NPUD-1 and NPUD-2 zoning categories. NPUD-1 allows up to 7.5 units per acre; NPUD-2 allows up to 10 units per acre. Unfortunately, these zoning categories are not compatible with the existing Residential Low Future Land Use map category, which limits development to no more than five (5) units per acre. Since the subject property is located within the CHHA, City staff cannot support a change that results in an increase in density. (*Section 16.10.020.2*) The solution

must come from an alternative proposal that is both compatible with the Residential Low category and does not exceed five (5) units per acre. The proposal to create a new zoning category NPUD-3 that is compatible with the Residential Low plan category is a practical solution and has City staff's preliminary support.

A summary of the applicant's request is as follows:

Section	Description
16.10.010.1	**Establishment of Zoning Districts, Matrices, and Map: Zones** Amend list of zoning categories by adding a reference to NPUD-3.
16.10.020.1	**Matrix: Use Permissions and Parking Requirements Matrix and Zoning Matrix** Amend column heading by adding a reference to NPUD-3. The list of allowable land use types will be identical to the existing list.
16.10.020.2	**Matrix: Zoning Districts and Compatible Future Land Use Categories** Amend table by adding a row for NPUD-3: • Maximum density shall be five (5) units per acre; • Maximum intensity shall be 0.30 FAR (floor area ratio); • Compatible land use category shall be Residential Low (RL); • Maximum FLUP density, per acre shall be represented as five (5) units per acre and 0.40 FAR.
16.20.050.4	**Introduction to NPUD Districts** Amend the section by adding a descriptive reference for NPUD-3.
16.20.050.6	**Development Potential** Amend the development potential table by adding a column for NPUD-3. Whereas the maximum density shall be set at five (5) units per acre, the minimum lot area, maximum non-residential intensity, maximum impervious surface ratio, and minimum common open space requirements shall remain the same as the existing NPUD-1 and NPUD-2 categories.
16.20.050.7	**Building Envelope: Maximum Height and Minimum Setbacks** Amend the minimum building setbacks table to generically reference NPUD, thereby accommodating the addition of NPUD-3. The minimum building setback requirements shall remain the same as the existing NPUD-1 and NPUD-2 categories.

CONSISTENCY WITH THE COMPREHENSIVE PLAN:

The applicant's request to amend the LDRs by creating a new NPUD-3 zoning category is consistent with the following Comprehensive Plan objectives and policies:

LU3: The Future Land Use Map (Map 2) shall specify the desired development pattern for St. Petersburg through a land use category system that provides for the location, type, density, and intensity of development and redevelopment. All development will be subject to any other requirements, regulations, and procedures outlined in the land development regulations including, but not limited to: minimum lot size, setback requirements, density, floor area ratio, and impervious surface ratio.

LU3.1: Residential Low (RL) – Allowing low density residential uses not to exceed 5.0 dwelling units per net acre; Residential equivalent uses not to exceed 3 beds per dwelling unit; non-residential uses allowed by the land development regulations up to floor area ratio of 0.40…[end]

LU3.2 Development shall not exceed the densities and intensities established within this Future Land Use Element except where allowed by the land development regulations.

LU3.3 Each land use plan category shall have a set of different zoning districts that may be permitted within that land use category, and zoning that is not consistent with the plan category shall not be approved. The Land Development Regulations establish the Zoning districts which are permitted within each land use plan category, and designations which are not consistent with the table shall not be approved.

LU3.12 Less intensive residential uses (less than 7.5 units per acre) shall continue as the predominant density in St. Petersburg

LU4: [begin] … Residential – the City shall provide opportunities for additional residential development where appropriate … [end]

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

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

SPECIAL NOTE:

This application requests creation of a new zoning category titled "NPUD-5" to represent the maximum development potential of five (5) units per acre. However, in order to synchronize this request with the current numbering system in the LDRs, City staff has amended the applicant's request to "NPUD-3." Typically, the LDR numbering system for zoning categories represents an increase in development potential, meaning "___-1" has the lowest development potential and "___-3" has the highest development potential. Please note that in this example however, the inverse is true, meaning that "___-3" will have the lowest potential.

City staff has evaluated whether to recalibrate the numbers of existing NPUD categories but concluded that such a change at this time would require more significant amendments than is necessary. The consequence of making such a change would require adjustments to the Future Land Use Map and Comprehensive Plan to maintain internal consistency and compatibility between the zoning categories and the future land use categories. These changes would be more efficiently bundled and then processed as part of a future, city-initiated update.

PUBLIC HEARING PROCESS:

The tentative schedule for processing this application is as follows:

- Development Review Commission – Public hearing on Wednesday, February 3, 2016.
- City Council – First Public Hearing on Thursday, March 3, 2016
- City Council – Second Public Hearing on Thursday, March 17, 2016

Attachment

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File LGCP-2016-01:** City-initiated Comprehensive Plan text amendments generally addressing the new Pinellas County Mobility Plan and Multimodal Impact Fee Ordinance, the recently adopted Downtown Waterfront Master Plan, the recently updated Historic Preservation section of the land development regulations, in addition to updating and deleting various outdated references.

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

REQUEST: ORDINANCE 211-H amending Chapter 1, General Introduction, Chapter 2, Vision Element, Chapter 3, Future Land Use Element, Chapter 4, Conservation Element, Chapter 5, Coastal Management Element, Chapter 6, Transportation Element, Chapter 7, Housing Element, Chapter 8, Recreation and Open Space Element, Chapter 9, Potable Water Subelement, Sanitary Sewer Subelement and Drainage Subelement, Chapter 10, Capital Improvements Element, Chapter 11, Intergovernmental Coordination Element, Chapter 12, Historic Preservation Element and Chapter 14, Plan Monitoring and Evaluation Element.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

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

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

City Council Action: On December 17, 2015 the City Council conducted the first reading and public hearing for the proposed ordinance, approved the transmittal for state, regional and county review, and set the second reading and adoption public hearing for February 4, 2016.

Prior to transmittal, the ordinance was amended to reflect the following changes discussed by City Council:

- ✓ Policy LU17B.2 in Section 15 of the ordinance was amended to reference the Five Dimensions of the Downtown Waterfront Master Plan.
- ✓ Section 68 and Section 69 of the ordinance were amended to address Policy CI2.1.2 and Policy SS41., respectively, to indicate that the Albert Whitted WRF was closed in April 2015 and that the average daily demand for sanitary sewer service will be recalculated for the three remaining facilities and updated in 2016.
- ✓ Section 70 of the ordinance was amended to add a new Policy SS1.6, which addresses the first phase of the Wet Weather Overflow Mitigation Study and the subsequent development of conceptual CIP projects and budgets to mitigate wet weather infiltration and inflows.

City Council Action: On February 4, 2016 the City Council adopted Resolution 2016-44, rescheduling the second reading and public hearing for Ordinance 211-H to March 3, 2016 to allow additional time for state, regional and county review.

External Agency Review: As with all Comprehensive Plan text amendments, the proposed ordinance and staff report were transmitted to the following entities for review (referred to as "external agencies"): Florida Department of Economic Opportunity (DEO), Florida Department of Transportation (FDOT, District 7), Florida Department of State, Florida Department of Education, Florida Department of Environmental Protection (FDEP), Southwest Florida Water Management District (SWFWMD), Tampa Bay Regional Planning Council (TBRPC) and the Pinellas County Planning Department.

- January 25, 2016 correspondence from the TBRPC identified no adverse effects on regional resources or facilities, and no extra-jurisdictional impacts.
- January 26, 2016 correspondence from the Pinellas County Planning Department indicated that the City's proposed amendments are compatible with, and further, the provisions of the Pinellas County Comprehensive Plan.
- January 28, 2016 correspondence from the Florida DEP identified no adverse impacts to important state resources and facilities.
- January 29, 2016 correspondence from the Florida DEO contained no comments.
- February 1, 2016 correspondence from SWFWMD indicated that no comments were necessary.
- February 8, 2016 correspondence received from the Pinellas Planning Council (PPC) staff indicated that the proposed text amendments are consistent with the provisions of the Countywide Rules.
- January 28, 2016 correspondence from FDOT, District 7, contained comments, most of which recommended minor edits and one which

recommended a constructive edit, the latter which resulted in the following proposed change to the ordinance:

- ✓ Policy T4.10 in Section 30 of the ordinance was amended to correctly reference FDOT's SIS (Strategic Intermodal System) facilities within the City.

Recommended City Council Action: 1) CONDUCT the second reading and adoption public hearing for the attached ordinance, as amended; and 2) ADOPT the ordinance.

Attachments: Ordinance, CPPC Minutes, Staff Report

ORDINANCE NO. 211-H

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

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

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

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

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

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

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

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

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

Section 1.4 Historical Planning Efforts

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1996 Evaluation and Appraisal Report (EAR)

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

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2007 Evaluation and Appraisal Report (EAR)

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

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1.8 POPULATION FORECASTS

Population and Land Area changes since the last EAR:

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

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

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

1.3.1.3.F. Board; Commission; Officials

The terms Community Planning & ~~Visioning~~ Preservation Commission ("~~PVC~~CPPC"~~), Community Preservation Commission ("CPC"),~~ and Development Review Commission ("DRC"), shall mean the respective commissions of the City of St. Petersburg, and their authorized agents.

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Section 1.4 Historical Planning Efforts

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1970's Citizens Goal Committee

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

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1.5.2 Public Participation Plan

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Notification Mailing List

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

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

CPPC Community Planning and Preservation Commission

~~CPC Community Preservation Commission~~

~~PVC Planning and Visioning Commission~~

TMP Transportation Management Plan

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

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

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

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

2.1 Introduction

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A Vision for St. Petersburg in 2020

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

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

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

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

All retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets ~~or lowering the LOS below adopted standards~~, and with proper facilities for pedestrian convenience and safety.

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

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

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

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

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

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

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

ISSUE: The Downtown Waterfront

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

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

vision for the 21st Century.

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

The community's DWMP Vision:

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

Stewardship of the Waterfront Environment
Developing a sustainable relationship between the natural and built environments

Enhancing the Experience of the Water
Expanding St. Petersburg as a waterfront destination for boaters and non-boaters

An Active Waterfront Parks System
Diversifying the activities of the waterfront to meet a growing community's needs

Economically Vibrant Downtown Places
Leveraging the economic potential of in-water and upland areas along the water's edge

A Connected, Accessible Downtown and Waterfront
Creating continuous linkages, service oriented parking and transit, and increased public access to the waterfront

Section 14. Policy LU17A.2 in Chapter 3, Future Land Use Element, is hereby amended to read as follows:

The waterfront park system should provide a variety of passive and active recreational and cultural uses as identified in the Downtown Waterfront Master Plan.

Section 15. Objective LU17B and associated policies are hereby renumbered LU17C and LU17C.1 through LU17C.5, and a new Objective LU17B and associated policies in Chapter 3, Future Land Use Element, are hereby added to read as follows:

OBJECTIVE LU17B:

The City shall take into account the five themes, the six character districts, and the comprehensive needs outlined in the DWMP developed from extensive community outreach and input when considering development, protection, and enhancement decisions.

Policies:

LU17B.1 When preparing and implementing the Capital Improvement Program, the City shall consider applicable projects outlined in the DWMP.

LU17B.2 Projects, improvements and programs proposed for the downtown waterfront shall be consistent with the Five Dimensions of the DWMP.

Section 16. Section 5.1 Introduction in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

*****

The purpose of this document~~, as outlined in Section 9J-5 is, ... "to plan for and where appropriate restrict development activities where such activities would damage or destroy coastal resources, and protect human life and limit public expenditures in areas that are subject to destruction by natural disaster."~~ is to protect and prevent loss of human life, public infrastructure and private property from coastal hazards.

Section 17. Policy CM11.8 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

Areas within the coastal area of St. Petersburg in need of redevelopment are identified in the Future Land Use Element ~~pursuant to 9J-5.012(2)(a)~~ by the City of St. Petersburg pursuant to Chapter 163, Florida Statutes, the Community Redevelopment Act of 1969.

Section 18. Policy CM12.7 in Chapter 5, Coastal Management Element, is hereby amended to read as follows:

The City shall evaluate Pinellas County and other local government post disaster guidelines and propose appropriate guidelines for post-disaster redevelopment in St. Petersburg. The proposed guidelines will also address the relocation, mitigation or replacement of CHHA infrastructure and will implement ~~the minimum requirements of Chapter 9J-5.012(3)c.5 F.A.C. and~~ the City's Coastal Management Element. The post disaster guidelines shall distinguish between the recovery

phase and long-term redevelopment including the removal, relocation or structural modification of damaged and unsafe structures and infrastructure.

Section 19. Section 6.1 Introduction in Chapter 6, Transportation Element, is hereby amended to read as follows:

6.1 INTRODUCTION

*****

The City of St. Petersburg is required under Chapter 163, Part II, Florida Statutes (FS), the "~~Local Government Comprehensive~~ Community Planning ~~and Land Development~~ Act," ~~and the Florida Department of Community Affairs Rule 9J-5.019, Florida Administrative Code (FAC),~~ to produce a Transportation Element because it is located within the urbanized area of the Pinellas County Metropolitan Planning Organization. The City is encouraged to coordinate the Transportation Element of its Comprehensive Plan with the Long Range Transportation Plan of the Pinellas County Metropolitan Planning Organization (MPO).

Section 20. Issue: Levels of Service, Concurrency Management and Urban Infill in Chapter 6, Transportation Element, is hereby amended to read as follows:

~~Levels of Service, Concurrency Management and Urban Infill~~ Traffic Circulation and Mobility

Growth management law established the concurrency principle as a basic ~~tenant~~ tenet of Florida planning practice in 1985. Concurrency requires that facilities such as roads needed to serve a given development, at a minimum level of service (LOS) or better, be in place at the time impacts occur. Since ~~the~~ 1985 the issue of transportation concurrency has received a great deal of attention and been the subject of several amendments to Chapter 163 FS and 9J-5 FAC. The purpose of the revisions has been to mitigate the unintended negative effects of transportation concurrency, primarily encouraging urban sprawl and discouraging urban infill development. ~~The City of St. Petersburg, with less than 4 percent of the land supply vacant and available for development and few roadway expansion opportunities due to its built-out status, is an urban infill community. Maintaining a minimum level of service standard for roadways remains a City objective. However, the City also strives to provide opportunity for infill development and redevelopment, encourage the development of a multimodal transportation system and maximize the use of existing infrastructure. The objectives and associated policies set forth below provide the framework for balancing the need to maintain a minimum roadway level of service while allowing flexibility to promote urban infill and multimodal transportation system development through the transportation concurrency exception mechanism.~~

The City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North in 2000. The City's TCEA met the State's Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. ~~During the 2008 update to the Transportation Element, the City reassessed its TCEA to ensure that it still met the 9J-5 criteria for an urban infill area. The City's TCEA still meets the criteria because only~~

~~3.3% of the land area is developable vacant land (less than the State maximum standard of 10.0%), 72.9% of the developed land is residential (greater than the State's minimum standard of 60%) and the residential density for the residentially developed land is 7.7 dwelling units per acre (greater than the State's minimum standard of 5.0).~~

~~The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long-term strategies to support and fund mobility and assess the impact of the TCEA on the adopted level of service standards for the Strategic Intermodal System (SIS) and roadway facilities funded by the State's Transportation Regional Incentive Program. The City is fortunate to have an efficient grid network and an abundance of road capacity in the TCEA to support urban infill and redevelopment. Consequently, the City has been able to focus on the implementation of its Bicycle and Pedestrian Master Plan, funded largely through federal grants, property taxes, transportation impact fees and the Penny for Pinellas, and its plans for premium transit services such as the Central Avenue Bus Rapid Transit project. The City's recently updated Land Development Regulations have established new design guidelines to promote walking, bicycling and transit through the encouragement of mixed-use developments, buildings designed at a human scale, and higher densities and intensities in appropriate locations. I-275 and its feeders, I-175 and I-375, are currently the only SIS facilities in the TCEA. Several sections of I-275 do not meet the State's and City's level of service standard of D. As a carrier of regional traffic, the Interstate system is largely impacted by the rapid growth of the Tampa Bay area and areas outside Tampa Bay. The 2005 legislation (SB 360) placed an emphasis on the funding of the State's SIS facilities such as the Interstate system. Until improvements are funded, the City will continue to monitor the impact of the TCEA on the SIS and work with FDOT on possible solutions, as described in Policy T4.9.~~

In response to the 2011 Community Planning Act, which removed State mandated transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) endorsed the Pinellas County Mobility Plan on September 11, 2013. The Mobility Plan provides a framework for a coordinated multimodal approach to managing the traffic impacts of development projects as a replacement for local transportation concurrency systems. City staff participated in the process that led to the development of the Mobility Plan, which is also intended to ensure consistency between County and municipal site plan review processes as they pertain to reviewing and managing the traffic impacts of development projects while increasing mobility for all users of the transportation system. Because of the Community Planning Act and the Pinellas County Mobility Plan, the City has eliminated adopted level of service standards for roads and mass transit, which are no longer required by the State of Florida. The City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists. The City will place a high priority on transportation projects that will help reduce traffic congestion on the State's Strategic Intermodal System (SIS) facilities in St. Petersburg, which include the Interstate system and Gandy Boulevard, or provide alternatives to driving a personal vehicle on these facilities.

Section 21. Objective T3 in Chapter 6, Transportation Element, is hereby amended to read as follows:

~~Roadway level of service standards, as defined in Policies T3.1, and transit level of service standards, as defined in T3.8, shall be maintained to promote safe and efficient traffic flow and convenient transit service and ensure that roadway capacity is sufficient to support existing and future land developments.~~ The City shall develop and maintain a multi-modal transportation system that increases mobility for bicyclists, pedestrians and transit users as well as motorists and users of aviation and rail facilities, and that promotes development patterns that reduce vehicle miles traveled and greenhouse gas emissions.

Section 22. Policy T3.1 in Chapter 6, Transportation Element, is hereby amended to read as follows:

~~All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC.~~ The City shall implement the Pinellas County Mobility Management System through the application of Transportation Element policies and site plan and right-of-way utilization review processes. Policies pertaining to the application of the Mobility Management System are listed below.

a. All development projects generating new trips shall be subject to payment of a multi-modal impact fee.
b. Development projects that generate between 51 and 300 new peak hour trips on deficient roads shall be classified as tier 1 and required to submit a transportation management plan (TMP) designed to address their impacts while increasing mobility and reducing the demand for single occupant vehicle travel.
c. Development projects that generate more than 300 new peak hour trips on deficient roads shall be classified as tier 2, required to conduct a traffic study, and submit an accompanying report and TMP based on the report findings.
d. Multi-modal impact fee assessments may be applied as credit toward the cost of a TMP.
e. A traffic study and/or TMP for a development project not impacting a deficient road corridor shall be required if necessary to address the impact of additional trips generated by the project on the surrounding traffic circulation system.
f. Deficient roads shall include those operating at peak hour level of service (LOS) E and F and/or volume-to-capacity (v/c) ratio 0.9 or greater without a mitigating improvement scheduled for construction within three years.
g. Multi-modal impact fee revenue shall be utilized to fund multi-modal improvements to local, county or state facilities that are consistent with the comprehensive plan as well as the Metropolitan Planning Organization (MPO) Long Range Transportation Plan.
h. The City shall work cooperatively with the MPO and other local governments to complete the biennial update of the Multi-modal Impact Fee Ordinance through the MPO planning process, which includes review by the MPO Technical Coordinating Committee and MPO Policy Board.

Section 23. Policy T3.3 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall review all proposed developments and redevelopments for consistency with this Element and impacts upon the adopted LOS standards. All development orders and permits shall be issued only when it is documented that such development is consistent with the LOS standards for affected public facilities adopted by this Comprehensive Plan and meets the requirements of the City's Concurrency Management Ordinance.~~

Section 24. Policy T3.4 in Chapter 6, Transportation Element, is hereby renumbered T3.3 and amended to read as follows:

The City shall identify ~~feasible~~ capacity improvements on city roads necessary to alleviate existing ~~and projected~~ LOS deficiencies and incorporate such improvements into the City's Capital Improvement Element and Capital Improvement Program. Road capacity projects that are not cost feasible from a construction and right-of-way acquisition perspective or have a significantly negative impact on established residential and commercial developments will not be programmed.

Section 25. Policy T3.5 in Chapter 6, Transportation Element, is hereby renumbered T3.4 and amended to read as follows:

The City shall actively participate in the MPO process to assist in the identification and prioritization of cost feasible capacity improvements on local, county and state roads located in St. Petersburg that are necessary to alleviate existing and projected LOS deficiencies and do not have a significantly negative impact on established residential and commercial developments.

Section 26. Policy T3.6 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall minimize the impacts of development on roads that operate at a LOS that is below the City's minimum acceptable standard or are nearing capacity through the implementation of the Land Development Regulations and transportation management strategies that are described in the Concurrency Management Ordinance.~~

Section 27. Policy T3.7 in Chapter 6, Transportation Element, is hereby renumbered T3.5.

Section 28. Policies T3.8, T3.9 and T3.10 in Chapter 6, Transportation Element, are hereby deleted as follows:

~~T3.8 In cooperation with the PSTA, the City shall strive to provide transit access for all major trip generators and attractors with headways less than or equal to 30 minutes in the peak hour and no greater than 60 minutes in the off-peak period.~~

~~T3.9 In establishing adequate level of service standards for any arterial road or collector road in the City which traverses an adjacent jurisdiction, the City shall consider compatibility with the roadway facility's adopted level of service standard in the adjacent jurisdiction.~~

~~T3.10 The City shall continue to participate in the Pinellas County MPO's ongoing effort to develop a common methodology within Pinellas County for measuring impacts on transportation facilities for the purpose of implementing their concurrency management systems.~~

Section 29. Objective T4 and Policies T4.1 through T4.9 in Chapter 6, Transportation Element, are hereby deleted as follows:

~~**OBJECTIVE T4:**~~

~~The City shall exempt the area shown in Map 30 from transportation concurrency requirements to promote urban infill development and urban redevelopment, the preservation of historic resources and the restoration of existing buildings, and encourage the use of public transportation. This area shall be referred to as the Transportation Concurrency Exception Area (TCEA).~~

~~**Policies:**~~

~~T4.1 In cooperation with the PSTA, the City shall strive to increase the frequency of transit service and hours of service and provide additional facilities for transit within the TCEA.~~

~~T4.2 The City shall continue to promote transportation demand management strategies such as carpooling, vanpooling, flexible work hours and telecommuting in the TCEA.~~

~~T4.3 Bicycle and pedestrian facilities such as bike lanes, bike paths, bike racks, bike lockers, sidewalks and pedestrian pathways, shall be given a higher priority for implementation in the City's Capital Improvement Program if located in the TCEA. Bicycle and pedestrian facilities that improve access to transit routes shall be given the highest priority.~~

~~T4.4 The City shall encourage high density, mixed-use developments at appropriate locations within the TCEA to encourage alternative modes of transportation.~~

~~T4.5 The City shall mitigate the impact of the TCEA on the Strategic Intermodal System and roadway facilities funded by the Transportation Regional Incentive Program by providing funding for improvements on parallel roadways and investing in the infrastructure for transit, bicyclists and pedestrians.~~

~~T4.6 The City shall evaluate the effectiveness of the TCEA annually by monitoring the level of development and redevelopment activity, the amount of transportation funds set aside for transit or parallel roadway capacity, improvements to transit facilities and service, transit ridership, bicycle and pedestrian improvements and the success of transportation demand management programs.~~

~~T4.7 A proposed development that is projected to generate more than 50 new p.m. peak hour trips, and is located in the TCEA on a major street that is operating at a LOS that is lower than the City's peak hour standard of LOS D, as determined in the most recent Concurrency Annual Monitoring Report, shall require special exception approval. Review of such developments shall be based on compliance with the following criteria:~~

~~1. On-site or off-site road capacity enhancements shall be incorporated into the proposed development, which may include, but are not limited to:~~
~~a. acceleration/deceleration lanes,~~
~~b. reduction of curb cuts,~~
~~c. shared curb cuts/cross access easements, and~~
~~d. intersection capacity improvements, such as, but not limited to, signal timing and turn lane storage capacity.~~

~~2. Provision of transit accommodations developed in coordination with the PSTA, which may include, but are not limited to:~~
~~a. new or enhanced transit stop(s) or shelter(s),~~
~~b. walkways connecting transit stops to the principle building(s),~~
~~c. bus pull-off area(s), and~~
~~d. dedication of park-and-ride parking spaces.~~

~~3. Provision of pedestrian accommodations, which may include, but are not limited to:~~
~~a. sidewalks along all street frontages, and~~
~~b. other sidewalks connecting to adjacent neighborhoods.~~

~~4. Provision of bicycle accommodations, which may include, but are not limited to:~~
~~a. bicycle rack(s), and~~
~~b. bicycle lanes.~~

~~5. Implementation of transportation demand management strategies, which may include, but are not limited to:~~
~~a. ridesharing programs,~~
~~b. flexible work hours, and~~
~~c. telecommuting.~~

~~6. Provision of traditional design features, which may include, but are not limited to:~~
~~a. locate building adjacent to street sidewalk,~~
~~b. building entry on street, and~~
~~c. pedestrian protection devices such as, but not limited to, awnings over sidewalks and other outdoor walkways.~~

~~7. Site design should minimize cut-through traffic on neighborhood streets by encouraging vehicular traffic to utilize the major road network to travel to or from the site, utilizing local roads only for immediate site access.~~

~~T4.8 The Intown Areawide Development of Regional Impact, located inside the TCEA boundaries, shall continue to be required to mitigate any adverse and significant transportation impacts pursuant to Chapter 380.06, Florida Statutes.~~

~~T4.9 The City shall continue to implement, in coordination with the FDOT, an annual monitoring program for the Strategic Intermodal System (SIS) within the TCEA. The 1998 LOS for segments of the SIS shall be the benchmark for comparison with future LOS. After improvements to the SIS, the adopted LOS standard on the improved roadway segment shall be the new benchmark. The FDOT reserves the right to implement measures to improve traffic flow on SIS facilities not meeting the FDOT level of service standard. These measures may include ramp metering, or other actions as appropriate.~~

Section 30. Policy T4.10 in Chapter 6, Transportation Element, is hereby renumbered T3.6 and amended to read as follows:

Through the preservation of a grid street network and linking of local streets ~~within the TCEA~~, local traffic will be encouraged to use alternative routes that protect the interregional travel functions of ~~the~~ FDOT's Strategic Intermodal System (SIS) facilities located within the City~~'s SIS facilities~~, particularly the ~~located within the TCEA (~~Interstate system~~)~~. The preservation of the grid system and the linking of streets located within one mile of the Interstate system shall be given the highest priority, followed by streets located within two miles of the Interstate system.

Section 31. Policy T4.11 in Chapter 6, Transportation Element, is hereby renumbered T3.7 and amended to read as follows:

The City shall actively support PSTA in efforts to seek federal, state and local funding and private contributions toward the development of the Central Avenue Bus Rapid Transit (BRT) project that will connect downtown St. Petersburg to St. Pete Beach and provide enhanced east-west mobility ~~in the TCEA~~. The City will also work with PSTA, property owners and developers in the development of stations along the BRT route and will encourage development projects along the route that adhere to the principles of transit oriented development.

Section 32. Policy T4.12 in Chapter 6, Transportation Element, is hereby renumbered T3.8 and amended to read as follows:

The City shall support the development of corridors ~~within the TCEA~~ in addition to Central Avenue that are identified in the ~~Countywide Bus Rapid~~ Pinellas County Transit Vision Plan for enhanced bus service and future premium transit service, with a particular emphasis on the north-south routes such as the 4th Street/Roosevelt Boulevard and US 19 corridors that are parallel to the

Interstate system to provide the public with a viable alternative to driving in personal vehicles along these corridors and the Interstate system.

Section 33. Policy T4.13 in Chapter 6, Transportation Element, is hereby deleted as follows:

~~The City shall support the Pinellas County MPOs long range plan to develop rail transit service along the 4th Street/Roosevelt Boulevard corridor and other corridors that will help improve personal mobility in the TCEA and reduce vehicular trips on the Interstate system.~~

Section 34. Policy T4.14 in Chapter 6, Transportation Element, is hereby renumbered T3.9 and amended to read as follows:

The City shall support the Tampa Bay Area Regional ~~Transit~~ Transportation Authority (TBARTA) vision of providing ~~frequent, short-distance rail~~ regional premium transit service from downtown St. Petersburg to Tampa and ~~express bus~~ regional commuter transit service from downtown St. Petersburg to Manatee County along the Interstate system to help alleviate traffic congestion on the Interstate system.

Section 35. Policy T4.15 in Chapter 6, Transportation Element, is hereby renumbered T3.10.

Section 36. Objectives T5 through T24, and their associated policies, in Chapter 6, Transportation Element, are hereby renumbered Objectives T4 through T23.

Section 37. Policy T20.10 and T20.11 in Chapter 6, Transportation Element, are hereby deleted as follows:

~~T20.10 The City shall coordinate its levels of service, concurrency management methodologies, and Land Development Regulations with the FDOT and Pinellas County, respectively, to encourage compatibility with the appropriate jurisdictions' level of service and access management standards for county and state maintained roadways.~~

~~T20.11 The City shall coordinate with service providers that have no regulatory authority over the use of land in the city to develop recommendations that address ways to improve coordination of the City's concurrency management methodologies and systems, and levels of service.~~

Section 38. Section 9.2.1 Introduction in Chapter 9.2, Sanitary Sewer Subelement, is hereby amended to read as follows:

9.2.1 INTRODUCTION

The Sanitary Sewer Subelement of the Comprehensive Plan has been written to meet the requirements of the ~~Local Government Comprehensive~~ Community Planning ~~and Land Development Regulation~~ Act, Chapter 163, Florida Statutes (F.S.). ~~In addition, it was prepared in accordance with Chapter 9J-5, Florida Administrative Code (F.A.C.), "Minimum Criteria for Review of Local Government Comprehensive Plans and Determination of Compliance."~~ The subelement updates earlier master plans, along with the 1989 Comprehensive Plan element, and covers a twenty-year planning period.

Section 39. Section 10.2 Goals, Objectives and Policies in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

GOAL-CAPITAL IMPROVEMENTS (CI):
The goal of providing public facilities (public utilities, ~~transportation,~~ and recreation) which meet or exceed adopted level of service standards will be met through sound fiscal policies and shall be provided concurrently with, or prior to, development.

Section 40. Issue: Construction of Needed Improvements in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 41. Issue: Adequate Provision of Public Facilities in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 42. Policies CI2.1.6 and CI2.1.7 in Chapter 10, Capital Improvements Element, are hereby deleted as follows:

~~CI2.1.6 Transportation: The operational Level of Service (LOS) D peak hour shall be the standard for all roads within the City.~~

~~CI2.1.7 Mass Transit:~~

~~The following level of service standard is based on the contractual agreement made at the time of the merging of the City and County bus systems:~~

~~1. approximately 2.5 million miles of fixed route service;~~

~~2. approximately 217,000 miles of DART service;~~

~~3. fixed route service within 1/4 mile of approximately 90 percent of the service area;~~

~~4. headways less than 1 hour;~~

~~5. The City of St. Petersburg will continue to require at least the same level of service currently provided by PSTA in fixed route, demand response and para transit service.~~

Section 43. Policy CI2.3 in Chapter 10, Capital Improvements Element is hereby amended to read as follows:

The City shall assess new development costs to provide public facility improvements based on a proportion of the benefits accrued to the development, state government, local government, and residents. The City will accomplish this task through:

1. ~~Continued c~~Collection of the Pinellas County ~~Transportation~~ Multi-modal Impact Fee or other such appropriate measures;

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Section 44. Issue: Coordination of Land Development and Capital Improvements in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

A major concern of the City is to provide sufficient capacity of public facilities and services concurrent with or prior to development. This concern can be met by controlling the location and timing of land development within City boundaries. The City plans to adopt or already has in place the following standards, policies, and ordinances: LOS standards, Capital Improvements Program, ~~Transportation~~ Multi-Modal-Impact Fees, Urban Service Areas, and Dedications.

Section 45. Policy CI5.7 in Chapter 10, Capital Improvements Element is hereby amended to read as follows:

The City shall include capital improvement projects for the renewal and replacement of public facilities to maintain adopted level of service standards in the Five-Year Schedule of Improvements. ~~The CIP schedules shall include any of the MPO transportation projects that are relied upon to ensure concurrency and financial feasibility. See Section 163.3177 (3)(a)6, F.S.~~

Section 46. Issue: Promotion of Mobility in Transportation Concurrency Exception Area, Objective CI6 and Policies CI6.1 and CI6.2 in Chapter 10, Capital Improvements Element, are hereby deleted as follows:

~~**ISSUE: Promotion of Mobility in Transportation Concurrency Exception Area**~~

~~A Transportation Concurrency Exception Area (TCEA) was established in 2000 for that portion of the City depicted on Map 30. The purpose of the TCEA is to promote urban infill development and redevelopment in this older, more established area of the City that has excellent levels of service on the vast majority of its major roadways. The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long-term strategies to support and fund mobility. Local governments that have a TCEA now need to produce a schedule of mobility improvements, as well as transportation projects, needed to maintain or achieve level of service standards.~~

~~**OBJECTIVE CI6:**~~

~~The City shall improve mobility in the TCEA by funding and seeking funding from other government agencies for transportation projects that promote the safe and efficient movement of people and goods within the TCEA.~~

~~**Policies:**~~

~~CI6.1 On an annual basis, the City shall fund transportation projects that enhance mobility in the TCEA, such as roadway capacity improvements, trails, bike lanes, sidewalks and Transportation System Management projects, and include these projects in the annual update to the 5-Year Schedule of Capital Improvements.~~

~~CI6.2 The City shall work cooperatively with other government agencies that are involved in planning, funding and the implementation of capital projects that promote mobility in the TCEA, including the Pinellas County Metropolitan Planning Organization, Pinellas County, Florida Department of Transportation, Pinellas Suncoast Transit Authority and the Tampa Bay Area Regional Transportation Authority, and include these capital projects in the annual update to the 5-Year Schedule of Capital Improvements.~~

Section 47. Section 10.3.2.1 Introduction in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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Concurrency is intended to ensure that local governments provide adequate infrastructure to put its plans into place, and that these facilities and services will be available within a reasonable period of time to support development. ~~Section 163.3177(10)(h), F.S., states:~~

> ~~"It is the intent of the Legislature that public facilities and services needed to support development shall be available concurrent with the impacts of such development."~~

*****

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

Section 48. Section 10.3.2.3 Concurrency Management System in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

Section 49. Section 10.3.2.4 Level of Service Standards in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

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

*****

~~4. For facilities on the Florida Intrastate Highway System as defined in Section 338.001, F.S., the City of St. Petersburg shall adopt the level of service standards established by the Department of Transportation by rule. For other roads, local governments shall adopt adequate level of service standards. These level of service standards shall be adopted to ensure that adequate facility capacity will be provided to service the existing and future land uses as demonstrated by the supporting data and analysis in the comprehensive plan. (Section 163.3180(10), F.S.)~~

Section 50. Section 10.3.2.5(3) in Chapter 10, Capital Improvements Element, is hereby deleted as follows:

~~For transportation facilities (roads and mass transit designated in this Comprehensive Plan), at a minimum, the City of St. Petersburg shall meet the following standards to satisfy the concurrency requirement:~~

~~a. At the time a development order or permit is issued, the necessary facilities and services are in place or under construction; or~~

~~b. A development order or permit is issued subject to the conditions that the necessary facilities and services needed to serve the new development are scheduled to be in place or under actual construction within three years after approval of a building permit or its functional equivalent as provided in the adopted City of St. Petersburg's five-year schedule of capital improvements. The schedule of capital improvements may recognize and include transportation projects included in the first three years of the applicable, adopted Florida Department of Transportation five-year work program.~~

~~The five-year schedule of capital improvements must include the estimated date of commencement of actual construction and the estimated date of project completion. A plan amendment is required to eliminate, defer, or delay construction of any mass transit facility or service which is needed to maintain the adopted level of service standard and which is listed in the five-year schedule of capital improvements; or~~

~~c. At the time a development order or permit is issued, the necessary facilities and services are the subject of a binding executed agreement which requires the necessary facilities and services to serve the new development to be in place or under actual construction within three years after the approval of a building permit or its functional equivalent; or~~

~~d. At the time a development order or permit is issued, the necessary facilities and services are guaranteed in an enforceable development agreement, pursuant to Section 163.3220, F.S., or an agreement or development order issued pursuant to Chapter 380, F.S., to be in place or under actual construction within three years after approval of a building permit or its functional equivalent. (Section 163.3180 (2)(c), F.S.)~~

~~e. For the purpose of issuing a development order or permit, a proposed urban redevelopment project located within a defined and mapped Existing Urban Service~~

~~Area as established in the City of St. Petersburg's Comprehensive Plan pursuant to Section 163.3164(29), F.S., shall not be subject to the concurrency requirements of Rule 9J-5.(3)(c)1-4, Florida Administrative Code, for up to 110 percent of the transportation impact generated by the previously existing development. For the purpose of this provision, a previously existing development is the actual previous built use which was occupied and active within 10 years.~~

~~f. For the purpose of issuing a development order or permit, a proposed development may be deemed to have a de minimis impact (an impact that would not affect more than 1 percent of the maximum volume at the adopted level of service of the affected transportation facility as determined by the City of St. Petersburg), and may not be subject to the concurrency requirements of Rule 9J-5.0055(3)(c) 1-4. No impact will be de minimis if it would exceed 110 percent of the sum of existing volumes and the projected volumes from approved projects on a transportation facility; provided, however, that an impact of a single family home on an existing lot will constitute a de minimis impact on all roadways regardless of the level of the deficiency of the roadway. Further, no impact will be de minimis if it would exceed the adopted level of service standard of any affected designated hurricane evacuation routes.~~

~~The City shall maintain sufficient records to ensure that the 110 percent criterion is not exceeded. The City shall annually submit a summary of de minimis records with its updated Capital Improvements Element.~~

Section 51. Section 10.3.2.5(4) and 10.3.2.5(5) are hereby renumbered Section 10.3.2.5(3) and 10.3.2.5(4).

Section 52. Objective IC4 in Chapter 11, Intergovernmental Coordination Element, is hereby amended to read as follows:

The City shall review and coordinate the level of service standards and plans with TBRPC, ~~MPO,~~ PPC, ~~DCA~~ the state land planning agency, FDEP, and independent special districts such as SWFWMD, TBW~~, PSTA,~~ and all other appropriate state, regional and local agencies to address conflicts in the development of each element of the Comprehensive Plan.

Section 53. Policy IC4.2 in Chapter 11, Intergovernmental Coordination Element, is hereby amended to read as follows:

St. Petersburg will initiate workshops, as necessary, between the City ~~Planning & Visioning C~~commissions, ~~and~~ TBRPC, ~~FDOT, DCA~~ the state land planning agency and other agencies to address LOS conflicts.

Section 54. Policy IC4.3 in Chapter 11, Intergovernmental Coordination Element, is hereby deleted as follows:

~~The City shall address level of service standards on state roadways, including instituting a process that requires that no development orders or permits that affect access to state roads be issued until FDOT completes a review of the development site access plan.~~

Section 55. Policy HP1.3 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

St. Petersburg's Design Guidelines for Historic Properties will be used in the City's Certificate of Appropriateness (COA) process for individual landmarks and to provide information to property owners, architects and contractors. The City will ~~create new district specific~~ update the design guidelines as needed. ~~for local historic districts. by December of 2010.~~

Section 56. Policy HP1.4 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

~~By December of 2008, t~~The City will identify and recommend to the ~~Community Preservation C~~commission designated in the LDRs a list of properties eligible for inclusion in the St. Petersburg Register of Historic Places and shall provide information to the owners regarding the benefits of designation. This list shall be updated annually.

Section 57. Policy HP1.7 and HP1.8 in Chapter 12, Historic Preservation Element, are hereby deleted as follows:

~~HP1.7 The City shall update the Ad Valorem Tax Exemption section of the Historic Preservation Ordinance by December of 2009 to comply with processing requirements established by the Pinellas County Planning Department and Property Appraiser's Office.~~

~~HP1.8 The City shall update the Historic Preservation Ordinance by December of 2009 to incorporate the Markers and Monuments program.~~

Section 58. Objective HP2 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

To continue to develop programs and policies to protect and preserve the City's historic resources.

Policies:

~~*Note: As indicated by the numbering, the sequence of these policies has been reordered, and two have been combined as one policy.*~~

Section 59. Policy HP2.2 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The ~~Development Services Department~~ City shall provide technical assistance and a staff liaison to the ~~Community Preservation~~ ~~C~~commission designated in the LDRs and City Council regarding efforts to provide public information, education and technical assistance relating to historic preservation programs.

Section 60. Policy HP2.5 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City ~~shall~~ will endeavor to initiate and process a minimum of three (3) applications each year for properties identified on the historic and archaeological resource inventories to determine their eligibility for designation as a local landmark, historic district or National Register landmark. The City will use the following selection criteria to determine which properties should be subject to City-initiated landmark designation applications:

- National Register or Determination of Eligibility (DOE) status
- Prominence/importance related to the City
- Prominence/importance related to the neighborhood
- Degree of threat to the landmark
- Condition of the landmark
- Degree of owner support
- City-owned property

Section 61. Policy HP2.6 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

Decisions regarding the designation of historic resources shall be based on National Register eligibility criteria, the ~~Historic Preservation Ordinance criteria~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations and Comprehensive Plan policies. ~~The City will use the following selection criteria for City initiated landmark designations as a guideline for staff recommendations to the Community Preservation Commission and City Council:~~

- ~~National Register or DOE status~~
- ~~Prominence/importance related to the City~~
- ~~Prominence/importance related to the neighborhood~~
- ~~Degree of threat to the landmark~~
- ~~Condition of the landmark~~
- ~~Degree of owner Supports~~

Section 62. Policy HP2.7 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

An applicant may bring before the ~~Community Preservation~~ Commission designated in the Land Development Regulations and City Council for nomination as a City-initiated landmark district an area designated as a National Register of Historic Places district and not designated as a local landmark district, provided that the applicant secures approval from the owners of ~~two thirds of~~ the properties in the proposed district as required by the ~~Historic Preservation Ordinance~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations.

Section 63. Policy HP2.13 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City shall create a Historic Property Disaster Preparedness Plan for historic and archaeological resources ~~by December of 2010~~, pursuant to federal and state guidelines.

Section 64. Policy HP3.1 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The City will continue to implement the ad valorem tax exemption for historic properties. ~~and will evaluate raising the exemption limits on residential and commercial properties.~~

Section 65. Policy HP4.9 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

City staff will continue to promote local and statewide preservation workshops and encourage participation by members of the ~~Development Services Department, other~~ appropriate City ~~D~~departments, the ~~Community Preservation~~ ~~C~~commission designated in the LDRs, local preservation interest groups, and the citizens of the City of St. Petersburg.

Section 66. Policy HP5.3 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

The archaeological sites located on City owned land are monitored and maintained by the City's Parks & Recreation Department.

a. The Parks & Recreation Department shall be responsible for insuring that any proposed parkland development will not adversely impact a significant archaeological site.

b. The Archaeological Resources Management Plan will guide the ~~Parks Department and the Development Services Department,~~ City in determining which City

parkland sites are significant and will be protected from encroachment, development, and theft.

c. The Parks & Recreation Department will be responsible for insuring that individuals and groups do nothing that might damage the integrity of significant archaeological sites located on City parkland and for monitoring their condition on a regular basis.

Section 67. Policy HP5.7 in Chapter 12, Historic Preservation Element, is hereby amended to read as follows:

In an effort to increase awareness of St. Petersburg's archaeological resources, the City and the ~~Community Preservation~~ ~~C~~commission designated in the LDRs will conduct an archaeology workshop ~~by December of 2008 and~~ annually. ~~thereafter~~. This workshop will focus on the City's archaeological resources as well as other archaeological issues. City staff involved with managing and maintaining the archaeological sites from various City departments as well as utility and cable companies shall be invited to attend.

Section 68. Policy CI-2.1.2 in Chapter 10, Capital Improvements Element, is hereby amended to read as follows:

CI2.1.2 Sanitary Sewer – Average Day Demand:

Facility	gpcd
Northeast WRF	173
Albert Whitted WRF	166 *
Southwest WRF	161
Northwest WRF	170

* Closed April 2015; *Average Daily Demand* will be recalculated for the remaining facilities and updated in 2016.

Section 69. Policy SS-4.1 in Chapter 9, Sanitary Sewer Sub-Element, is hereby amended to read as follows:

SS4.1 The following LOS standards based on an average per capita demand are hereby adopted to determine the availability of facility capacity prior to a Future Land Use Map designation change or annexation:

Facility	gpcd
Albert Whitted WRF	166 *
Northeast WRF	173
Northwest WRF	170
Southwest WRF	161

* Closed April 2015; *Average Daily Demand* will be recalculated for the remaining facilities and updated in 2016.

Section 70. Policy SS1.6 in Chapter 9, Sanitary Sewer Sub-Element, is hereby added to read as follows:

<u>After the completion of the first phase of the Wet Weather Overflow Mitigation study in 2016, the City will develop conceptual improvement projects and budgets for the Capital Improvement Plan to mitigate wet weather infiltration and inflows.</u>

Section 71. Map 30, TRANSPORTATION CONCURRENCY EXCEPTION AREA, is hereby deleted and Maps 31, 32, 33, 34 and 35 are hereby renumbered Maps 30, 31, 32, 33 and 34.

Section 72. Severability. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is deemed unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provision of this ordinance.

Section 73. Coding. Words in struck-through type shall be deleted. Underlined words constitute new language that shall be added. Provisions not specifically amended shall continue in full force and effect.

Section 74. Effective date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective 31 days after the state land planning agency notifies the City that the plan amendment package is complete, unless there is a timely administrative challenge in accordance with Section 163.3184(5), F.S., in which case the ordinance shall not become effective unless and until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment(s) to be in compliance. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as described above.

REVIEWED AND APPROVED AT TO FORM AND CONTENT

City Attorney (or Designee)	2/11/16 Date
Planning & Economic Development Dept.	2-11-16 Date

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

Approved as written 12/8/15

PUBLIC HEARING

B. City File LGCP-2016-01 **Contact Person: Derek Kilborn, 893-7872**

Request: City-initiated amendments to the Comprehensive Plan pertaining to (1) the General Introduction Element, the Future Land Use Element, Transportation Element, Capital Improvements Element, and Intergovernmental Coordination Element to address the new Pinellas County Mobility Plan and Multimodal Impact Fee Ordinance; (2) the Future Land Use Element by adding public schools as a permitted use in the Central Business District (CBD) future land use category; (3) the Future Land Use Element to address the recently adopted Downtown Waterfront Master Plan; (4) the Historic Preservation Element to coincide with the recently updated Historic Preservation section of the Land Development Regulations (LDRs); and (5) the Comprehensive Plan to update or delete various outdated references.

Staff Presentation

Derek Kilborn introduced Tom Whalen who then gave a PowerPoint presentation based on the staff report.

Commissioner Rogo asked about the Transportation Management Plans. Mr. Whalen stated that the Transportation Management Plans would be required for a developer if the project reaches a certain size and located on a deficient roadway, which the City does not currently have. Mr. Whalen went on to say that the Transportation Management Plans are for large developments and are a little more proactive, identifying some strategies up front to enable focusing on implementing to improve mobility for all users.

Commissioner Rogo asked if the difference of an impact fee which goes for some type of road improvement versus a multimodal mobility fee which can be used for transit and pedestrian improvements impacting the property is correct. Mr. Whalen stated that the current transportation impact fee ordinance allows the City to use impact fees to pay for transit shelters, build sidewalks or improve intersections, and the multimodal mobility fee ordinance is a name change to the ordinance allowing to continue those things with further emphasis on the concept of multimodal transportation.

Derek Kilborn acknowledged the staff who provided assistance with today's report and then briefly reviewed the additional report elements.

Public Hearing

No speakers present.

Executive Session

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

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

Motion passed by a vote of 5 to 0.

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

For Public Hearing and Executive Action on November 10, 2015
at **3:00 p.m.,** in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File #LGCP-2016-01

Request: City Administration requests that the Comprehensive Plan be amended as follows:

1. The General Introduction Chapter and the Future Land Use, Transportation, Capital Improvements and Intergovernmental Coordination elements be amended to address the new Pinellas County Mobility Plan and Multimodal Impact Fee Ordinance.
2. The Future Land Use Element be amended to add public schools as a permitted use in the Central Business District (CBD) future land use category.
3. The Future Land Use Element be amended to address the recently adopted Downtown Waterfront Master Plan.
4. The Historic Preservation Element be amended to coincide with the recently updated Historic Preservation section of the land development regulations.
5. The Comprehensive Plan be amended to update or delete various outdated references.

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

1. Comprehensive Plan Text Amendments Related to Transportation Concurrency.

Since 1985 concurrency has been required by Florida Statutes. Concurrency means that the necessary public facilities and services to maintain the adopted level of service standards are available when the impacts of development occur. The City has adopted LOS standards for the following public facilities and services: potable water, sanitary sewer, solid waste, drainage, roadways, mass transit, and recreation and open space.

In 2000, the City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North. The City's TCEA met the State's Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. Senate Bill 360 (2009-96 Laws of Florida), adopted in the 2009 legislative session, added a definition in Section 163.3164 F.S. for a Dense Urban Land Area (DULA). The City met the definition of a DULA. Pursuant to Senate Bill 360, each city defined as a DULA was also considered a Transportation Concurrency Exception Area (TCEA). Therefore, *the entire City* qualified as a Transportation Concurrency Exception Area (TCEA), as shown on Map 30 of the Comprehensive Plan.

House Bill 7207, known as the Community Planning Act (Chapter 2011-139, Laws of Florida) was signed into law on June 2, 2011. This new law made sweeping changes to Florida's growth management policies, including the elimination of state-level review of transportation concurrency; however it was made optional for local governments. In the absence of state imposed transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) authorized a multi-jurisdictional task force to develop a countywide approach to manage the transportation impacts associated with development or redevelopment projects through local site plan review processes. The task force created the Pinellas County Mobility Plan, which provides a more flexible and efficient alternative to the traditional form of transportation concurrency and ties development approvals to maintaining adopted roadway level of service standards, while facilitating multimodal transportation solutions. The Mobility Plan was adopted by the MPO in September 2013, and called for the renaming the Transportation Impact Fee Ordinance the Multimodal Impact Fee Ordinance.

Amendments are needed to the City's Comprehensive Plan in order to ensure consistency with the countywide approach to managing transportation impacts associated with development or redevelopment projects. Pinellas County took the lead in amending its Comprehensive Plan, and now is the time for Pinellas' cities to follow suit in order to achieve countywide consistency. The amendments to the City's Future Land Use, Transportation, Capital Improvements and Intergovernmental Coordination elements proposed here are largely based on the amendments recently adopted by Pinellas County.

It should be noted that the City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists.

It is proposed that the General Introduction Chapter, the Future Land Use Element, and the Intergovernmental Coordination Element be amended as outlined below. There are also substantive amendments proposed to the Transportation and Capital Improvement elements, including the deletion of Map 30, Transportation Concurrency Exception Area (attached).

a) Section 1.6 List of Abbreviations amended as follows:

TMP Transportation Management Plan

b) Section 1.7 Definitions amended as follows:

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

c) Policy LU3.18 All retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets ~~or lowering the LOS below adopted standards~~, and with proper facilities for pedestrian convenience and safety.

d) Objective LU5: The City shall coordinate the provision of the following facilities and services concurrent with the needs of the existing and future land uses consistent with the adopted minimum level of service standards contained in this Comprehensive Plan:

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

e) Objective IC4: The City shall review and coordinate the level of service standards and plans with TBRPC, ~~MPO,~~ PPC, ~~DCA~~ the state land planning agency, FDEP, and independent special districts such as SWFWMD, TBW, ~~PSTA,~~ and all other appropriate state, regional and local agencies to address conflicts in the development of each element of the Comprehensive Plan.

f) Policy IC4.2 St. Petersburg will initiate workshops, as necessary, between the City ~~Planning & Visioning~~ ~~C~~commissions, ~~and~~ TBRPC, ~~FDOT, DCA~~ the state land planning agency and other agencies to address LOS conflicts.

g) ~~Policy IC4.3 The City shall address level of service standards on state roadways, including instituting a process that requires that no development orders or permits that affect access to state roads be issued until FDOT completes a review of the development site access plan.~~

2. Comprehensive Plan Text Amendment Related to Public Schools.

Section 163.3177(6)(a)7, F.S., states that the future land use element of a local government's comprehensive plan must clearly identify the land use categories in which public schools are an allowable use. Land Development Regulation (LDR) Section 16.10.020.1 lists public schools as an allowable use in four (4) of the five (5) downtown zoning districts (DC-C, DC-1, DC-2 and

DC-3). Central Business District (CBD) is the future land use category that is consistent with the downtown zoning districts and therefore needs to be amended for consistency with Florida Statutes and the LDRs. It is proposed that the Future Land Use Element be amended as follows:

a) Policy LU3.1(B)(3) Central Business District (CBD) - Allowing a mixture of higher intensity retail, office, industrial, service, public school and residential uses up to a floor area ratio of 4.0 and a net residential density not to exceed the maximum allowable in the land development regulations. *The balance of the policy remains unchanged.*

b) LU14.2 Public schools are an allowable use within the following Future Land Use Plan categories:

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

3. Comprehensive Plan Text Amendments Related to the Downtown Waterfront Master Plan

On June 4, 2015 the City Council adopted Ordinance 167-H, adopting the Downtown Waterfront Master Plan. It is proposed that the Future Land Use Element be amended as follows:

ISSUE: The Downtown Waterfront

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

The Downtown Waterfront Master Plan (DWMP) is the community's vision for the future of the City's Downtown Waterfront. The DWMP was adopted to protect, enhance, and redevelop one of the City's greatest assets in line with community desires to create a downtown waterfront that is socially, economically, and environmentally sustainable for generations to come. The purpose of the DWMP is to provide planning recommendations based on strong community input to create a vision for the 21st Century.

The DWMP is a set of guiding principles that provide a framework for conceptually designed projects to be implemented over time. This framework is made up of overarching themes called the Five Dimensions of the Waterfront which characterize and provide a home for all the various

input received from the community. The waterfront is divided into six distinct Character Districts that subdivide the project area into zones of specific use and focus along with a set of Comprehensive Waterfront Needs that apply to the entire downtown waterfront study area.

The community's DWMP Vision:

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

Stewardship of the Waterfront Environment
Developing a sustainable relationship between the natural and built environments

Enhancing the Experience of the Water
Expanding St. Petersburg as a waterfront destination for boaters and non-boaters

An Active Waterfront Parks System
Diversifying the activities of the waterfront to meet a growing community's needs

Economically Vibrant Downtown Places
Leveraging the economic potential of in-water and upland areas along the water's edge

A Connected, Accessible Downtown and Waterfront
Creating continuous linkages, service oriented parking and transit, and increased public access to the waterfront

***

Policy LU17A.2 The waterfront park system should provide a variety of passive and active recreational and cultural uses as identified in the Downtown Waterfront Master Plan.

***

Objective LU17B:

The City shall take into account the five themes, the six character districts, and the comprehensive needs outlined in the DWMP developed from extensive community outreach and input when considering development, protection, and enhancement decisions.

Policy LU17B.1 When preparing and implementing the Capital Improvement Program, the City shall consider applicable projects outlined in the DWMP.

Policy LU17B.2 Projects, improvements and programs proposed for the downtown waterfront shall be consistent with the DWMP.

The current Objective LU17B will be renumbered LU17C, as will the associated policies; *no changes are proposed, other than the renumbering.*

4. Comprehensive Plan Text Amendments Related to Historic Preservation.

On August 20, 2015 the City Council adopted Ordinance 157-H, amending the Historic Preservation section of the land development regulations. It is proposed that the Historic Preservation Element be amended as follows:

a) Policy HP1.3 *St. Petersburg's Design Guidelines for Historic Properties* will be used in the City's Certificate of Appropriateness (COA) process for individual landmarks and to provide information to property owners, architects and contractors. The City will ~~create new district specific~~ update the design guidelines, as needed. ~~for local historic districts, by December of 2010.~~

   Explanation: In August 2015, the City Council conditionally approved updates to the Historic and Archaeological Preservation Overlay section of the Land Development Regulations. The conditional approval was limited to the procedures for initiating a Local Historic District and requires completion of an update to *St. Petersburg's Design Guidelines for Historic Properties* ("*Guidelines*"). This update is tentatively scheduled for completion in March 2016.

b) Policy HP1.4 ~~By December of 2008, t~~The City will identify and recommend to the ~~Community Preservation C~~commission designated in the LDRs a list of properties eligible for inclusion in the St. Petersburg Register of Historic Places and shall provide information to the owners regarding the benefits of designation. This list shall be updated annually.

   Explanation: The task was accomplished, and also the City's LDRs will identify the specific commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a commission name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

c) ~~Policy HP1.7 The City shall update the Ad Valorem Tax Exemption section of the Historic Preservation Ordinance by December of 2009 to comply with processing requirements established by the Pinellas County Planning Department and Property Appraiser's Office.~~

   Explanation: The task was accomplished, thus the policy can be deleted.

d) ~~Policy HP1.8 The City shall update the Historic Preservation Ordinance by December of 2009 to incorporate the Markers and Monuments program.~~

Explanation: Markers and Monuments are coordinated through the Community Affairs Director in accordance with Chapter 5, St. Petersburg City Code.

e) Objective HP2:

To continue to develop programs and policies to protect and preserve the City's historic resources.

Policies:

~~*Note: As indicated by the numbering, the sequence of these policies has been reordered, and two have been combined as one policy.*~~

Explanation: The "note" is no longer needed.

f) Policy HP2.2 The ~~Development Services Department~~ City shall provide technical assistance and a staff liaison to the ~~Community Preservation~~ ~~C~~commission designated in the LDRs and City Council regarding efforts to provide public information, education and technical assistance relating to historic preservation programs.

Explanation: The City's LDRs will identify the specific department as well as commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department's or commission's name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

g) Policy HP2.5 The City ~~shall~~ will endeavor to initiate and process a minimum of three (3) applications each year for properties identified on the historic and archaeological resource inventories to determine their eligibility for designation as a local landmark, historic district or National Register landmark. The City will use the following selection criteria to determine which properties should be subject to City-initiated landmark designation applications:

- National Register or Determination of Eligibility (DOE) status
- Prominence/importance related to the City
- Prominence/importance related to the neighborhood
- Degree of threat to the landmark
- Condition of the landmark
- Degree of owner support
- City-owned property

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the land development regulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties*. This update is tentatively scheduled for completion in March 2016.

h) Policy HP2.6 Decisions regarding the designation of historic resources shall be based on National Register eligibility criteria, the ~~Historic Preservation Ordinance criteria~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations and Comprehensive Plan policies. ~~The City will use the following selection criteria for City initiated landmark designations as a guideline for staff recommendations to the Community Preservation Commission and City Council:~~

~~- National Register or DOE status~~
~~- Prominence/importance related to the City~~
~~- Prominence/importance related to the neighborhood~~
~~- Degree of threat to the landmark~~
~~- Condition of the landmark~~
~~- Degree of owner Supports~~

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the Land Development Rregulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties*. This update is tentatively scheduled for completion in March 2016.

i) Policy HP2.7 An applicant may bring before the ~~Community Preservation~~ Commission designated in the Land Development Regulations and City Council for nomination as a City-initiated landmark district an area designated as a National Register of Historic Places district and not designated as a local landmark district, provided that the applicant secures approval from the owners of ~~two-thirds of~~ the properties in the proposed district as required by the ~~Historic Preservation Ordinance~~ Historic and Archaeological Preservation Overlay section of the Land Development Regulations.

Explanation: These proposed changes are consistent with the Historic and Archaeological Preservation Overlay section of the Land Development Regulations, which were recently adopted by the City Council in August 2015. The procedures for initiating a designation application to establish a Local Historic District are pending the completion of an update to *St. Petersburg's Design Guidelines for Historic Properties* ("*Guidelines*"). This update is tentatively scheduled for completion in March 2016. Following completion and adoption by City Council of the updated *Guidelines*, the demonstration of support from affected property owners will be reduced from two-thirds (66.7%) to a simple majority (50% plus 1).

j.) Policy HP2.13 The City shall create a Historic Property Disaster Preparedness Plan for historic and archaeological resources ~~by December of 2010~~, pursuant to federal and state guidelines.

Explanation: The date has passed, and a Historic Property Disaster Preparedness Plan ("Plan") was not created, as required. Creation of a Plan is an important policy that shall be retained. City Staff is in early discussions about what the Plan shall include, how it should be organized, and how it should be coordinated with a separate and current project to update *St. Petersburg's Design Guidelines for Historic Properties.*

k.) Policy HP3.1 The City will continue to implement the ad valorem tax exemption for historic properties. ~~and will evaluate raising the exemption limits on residential and commercial properties.~~

Explanation: This proposed amendment is consistent with the existing Historic and Archaeological Preservation Overlay section of the Land Development Regulations, which was recently amended to eliminate the exemption limit altogether.

l.) Policy HP4.9 City staff will continue to promote local and statewide preservation workshops and encourage participation by members of the ~~Development Services Department, other~~ appropriate City ~~D~~departments, the ~~Community Preservation C~~commission designated in the LDRs, local preservation interest groups, and the citizens of the City of St. Petersburg.

Explanation: The City's LDRs will identify the specific department as well as commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department's or commission's name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

m). Policy HP5.3 The archaeological sites located on City owned land are monitored and maintained by the City's Parks & Recreation Department.

a. The Parks & Recreation Department shall be responsible for insuring that any proposed parkland development will not adversely impact a significant archaeological site.

b. The Archaeological Resources Management Plan will guide the ~~Parks Department and the Development Services Department,~~ City in determining which City parkland sites are significant and will be protected from encroachment, development, and theft.

c. The Parks & Recreation Department will be responsible for insuring that individuals and groups do nothing that might damage the integrity of significant archaeological sites located on City parkland and for monitoring their condition on a regular basis.

Explanation: The Parks & Recreation Department is the correct name of the department. The City's LDRs will identify the specific department responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a department's name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

n.) Policy HP5.7 In an effort to increase awareness of St. Petersburg's archaeological resources, the City and the ~~Community Preservation C~~commission designated in the LDRs will conduct an archaeology workshop ~~by December of 2008 and~~ annually. ~~thereafter~~. This workshop will focus on the City's archaeological resources as well as other archaeological issues. City staff involved with managing and maintaining the archaeological sites from various City departments as well as utility and cable companies shall be invited to attend.

Explanation: The date has passed, also, the City's LDRs will identify the specific commission responsible for reviewing site plans, LDR amendments, vacations, plats, reinstatements, Comprehensive Plan and future land use map changes, rezonings and historic preservation-related matters, etc. If a commission name or duties/responsibilities change, the LDRs will be amended with no need for an associated Comprehensive Plan text amendment.

5. Comprehensive Plan Text Amendments Related to Updating or Deleting Various Outdated References.

As previously stated, House Bill 7207, known as the Community Planning Act, was signed into law on June 2, 2011. The bill repealed Rule Chapter 9J-5, Florida Administrative Code, in its entirety, while also incorporating portions of that rule into Chapter 163, F.S. The Comprehensive Plan still has many references to Rule 9J-5, most of which can be deleted, but some of which need to be retained for historic narrative purposes. House Bill 7207 also changed the name from the Local Government Comprehensive Planning Act to the **Community Planning Act**. This update needs to be made in the Comprehensive Plan.

Shortly after Governor Rick Scott took office in 2011, the Department of Community Affairs (DCA) was reorganized into the current Department of Economic Opportunity (DEO), which is referred to in state statutes as "the state land planning agency." This is the state agency responsible for reviewing local government comprehensive plan amendments for impacts on important state resources and facilities. It is proposed that the term "Department of Community Affairs" or "DCA" be updated to "the state land planning agency" in order to be consistent with state statutes.

In 2013, two of the City's commissions (the Community Preservation Commission and the Planning & Visioning Commission) were consolidated into one new commission called the Community Planning & Preservation Commission (CPPC). It is proposed that the old names be retained where needed for historic narrative purposes, be updated to the new nomenclature or to the term "the commission(s) designated in the LDRs."

Over the years the City department that is responsible for performing land use planning functions has had various names. Presently, the Comprehensive Plan refers to the "Development Services Department" although the name was changed several years ago to the "Planning & Economic Development Department." In order to reduce the need for potential future comprehensive plan text amendments, it is proposed that this term be replaced with the generic reference of "the planning department."

Finally, Chapter Two, Vision Element, contains an outdated telephone number. It is proposed that the telephone number be deleted, since there are two other methods listed for obtaining more information (physical street address and the City's website).

Consistency with the Comprehensive Plan

The proposed Comprehensive Plan text changes presented in this staff report are consistent with the following objectives and policies:

LU10 The historic resources locally designated by the St. Petersburg City Council and Community Preservation Commission shall be incorporated onto the Land Use Map or map series at the time of original adoption or through the amendment process and protected from development and redevelopment activities consistent with the provisions of the Historic Preservation Element and the Historic Preservation Ordinance.

LU10.1 Decisions regarding the designation of historic resources shall be based on the criteria and policies outlined in the Historic Preservation Ordinance and the Historic Preservation Element of the Comprehensive Plan.

LU11 The City of St. Petersburg shall identify and address the needs of specific areas of the City that are deteriorated, blighted, underutilized, threatened or generally inconsistent with the community's character including but not limited to:

1. Neighborhoods
2. Redevelopment Areas
3. Potential Redevelopment Areas
4. Annexation Areas
5. The Gateway
6. The Waterfront
7. Corridors
8. Brownfields
9. Urban Infill and Redevelopment Areas

LU19 To provide a transportation system that is integrated with the Future Land Use Plan, the City shall implement the goals, objectives and policies of the Transportation Element.

CM1 The City shall require new development and redevelopment along the coastal shoreline to be located and designed to protect or enhance beach shoreline and native vegetation historically represented in St. Petersburg including, mangroves, salt marsh and seagrasses, so that there are no further losses of coastal wetlands related to development, as documented by the Florida Department of Environmental Protection.

CM7 For development and redevelopment on the coastal shoreline, the City will give higher priority to siting water-dependent uses over other uses. The order of priority is listed below.

1. water-dependent uses;
2. water-related uses;
3. water-enhanced uses;
4. non-water dependent uses.

CM9.1 The approximately 9 linear miles and approximately 1471 acres of publicly accessible waterfront sites, as inventoried in the coastal element, shall be maintained or improved.

CM15 The City shall protect, preserve or provide sensitive reuse of historic resources consistent with the goals, objectives and policies of the Historic Preservation Element.

CM16 The City shall encourage and support development and redevelopment opportunities at the Port of St. Petersburg, including the provision of public facilities, in accordance with the Port Master Plan and all other federal, state and local laws and regulations.

H7 Properties listed in the National Register of Historic Places or in the St. Petersburg Register of Historic Places shall be preserved and protected under the guidelines provided in the City's Historic and Archaeological Preservation Overlay. The City shall undertake efforts to identify and preserve historically significant buildings.

R2 The City shall, as improvements are made to individual parks, develop a plan for the park system to provide public access to all existing and planned recreational areas, especially waterfront areas, through vehicle, bicycle and pedestrian access facilities.

IC3.1 The City will continue to coordinate through the Metropolitan Planning Organization (MPO) the transportation needs of the City in conjunction with Pinellas County and the Florida Department of Transportation (FDOT).

Recommended Action:

City Administration respectfully requests that the Community Planning & Preservation Commission APPROVE the Comprehensive Plan amendments addressed in this staff report, and recommend that the City Council approve and adopt the amendments.

Attachments:

- Comprehensive Plan Chapter Six, Transportation Element (Objective T5 to T19 and T21 to T24 excluded since these Objectives and associated Policies remain unchanged)
- Map 30: Transportation Concurrency Exception Area
- Comprehensive Plan Chapter Ten, Capital Improvements Element

TRANSPORTATION ELEMENT

Sections:

6.1 INTRODUCTION
6.2 GOAL, OBJECTIVES AND POLICIES
ISSUE: Transportation/Land Use Coordination
ISSUE: ~~Levels of Service, Concurrency Management and Urban Infill~~-Traffic Circulation and Mobility
ISSUE: Transportation System Safety and Efficiency
ISSUE: Neighborhood Preservation
ISSUE: Promotion of Public Transit and Transportation Demand Management Programs
ISSUE: Promotion of Bicycle and Pedestrian Facilities
ISSUE: Intermodal Facilities, Economic Development and Goods Movement
ISSUE: Environmental Protection
ISSUE: Intergovernmental Coordination
ISSUE: Public Involvement
ISSUE: Greenhouse Gas Emissions

6.1 INTRODUCTION

The purpose of the Transportation Element of the City of St. Petersburg Comprehensive Plan is to plan for a multimodal transportation system in St. Petersburg that supports alternative modes of travel such as public transit, bicycling and walking and contains intermodal facilities that promote the efficient transfer of people and goods between different modes of transportation. The City seeks to provide a multimodal transportation system that is safe, easily accessible to all residents and visitors, energy-efficient, cost-effective to provide and maintain, and capable of serving existing and projected travel demand. It is imperative that this transportation system is compatible with and supportive of the goals, objectives and policies of the Future Land Use Element and other Elements of the City's Comprehensive Plan.

The City of St. Petersburg is required under Chapter 163, Part II, Florida Statutes (FS), the "Local Government Comprehensive Planning and Land Development Act," and the Florida Department of Community Affairs Rule 9J-5.019, Florida Administrative Code (FAC), to produce a Transportation Element because it is located within the urbanized area of the Pinellas County Metropolitan Planning Organization. The City is encouraged to coordinate the Transportation Element of its Comprehensive Plan with the Long Range Transportation Plan of the Pinellas County Metropolitan Planning Organization (MPO).

When it was adopted in 2000, the Transportation Element replaced the previously required Comprehensive Plan Elements of: Traffic Circulation; Mass Transit; and Port and Aviation. These elements were adopted in 1989 and updated in 1996 as part of the Evaluation and Appraisal Report, which assessed the successes and failures of the 1989 Comprehensive Plan. The 2008 update to the Transportation Element addresses the findings of the 2007 Evaluation and Appraisal Report.

6.2 GOAL, OBJECTIVES AND POLICIES

GOAL - TRANSPORTATION (T):

The City of St. Petersburg shall provide a safe, efficient and cost-effective multimodal transportation system that is accessible to all residents and visitors, preserves neighborhoods, protects natural resources, promotes economic development and is compatible with and supportive of the City's future land use plan.

ISSUE: Transportation/Land Use Coordination

The coordination of transportation systems with land use development ensures that transportation-related improvements such as road widenings, new transit services, bikeways, sidewalks and the expansion of port and airport facilities, serve rather than disrupt existing and planned land use patterns. Proper coordination also ensures that the trips generated by existing and new developments are adequately accommodated by the transportation network. The City seeks to protect transportation rights-of-way from encroachment to ensure that adequate capacity exists to support expected growth. The City also seeks to promote land use development that encourages alternative modes of transportation such as transit, bicycling and walking.

OBJECTIVE T1:

The transportation system shall be coordinated with the map series and the goals, objectives and policies of the Future Land Use Element to ensure that transportation facilities and services are available to adequately serve existing and proposed population densities, land uses, and housing and employment patterns.

Policies:

T1.1 The adopted Future Land Use Map (FLUM) shall guide the planning of future transportation corridors, facilities and services.

T1.2 The goals, objectives and policies of the Transportation Element shall be consistent with the goals, objectives and policies of the Future Land Use Element and all other Elements in the City's Comprehensive Plan.

T1.3 The City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that transportation capacity is available to accommodate the additional demand.

T1.4 The City shall review the Master Plans for the Port of St. Petersburg and Albert Whitted Airport and subsequent amendments, and other intermodal facilities, to determine the impact on the City's surface transportation system, surrounding land uses and natural resources.

T1.5 The City shall work with Pinellas County, neighboring jurisdictions, the Florida Department of Transportation (FDOT), the Pinellas Suncoast Transit Authority (PSTA) and other transportation agencies that recommend transportation improvements in the City of St. Petersburg to ensure that the improvements further the City's Comprehensive Plan.

T1.6 The City shall support high-density mixed-use developments and redevelopments in and adjacent to Activity Centers, redevelopment areas and locations that are supported by mass transit to reduce the number and length of automobile trips and encourage transit usage, bicycling and walking.

T1.7 The City shall work with the Pinellas County MPO to prioritize roadway and transit projects that serve Activity Centers as identified in the City's Future Land Use Element.

T1.8 The City shall work with the Pinellas County MPO and PSTA to provide enhanced transit service to Activity Centers through a reduction in transit headways, implementation of passenger amenities and expansion of existing service.

OBJECTIVE T2:

The City shall protect existing and future transportation corridors from encroachment.

Policies:

T2.1 The City shall protect existing and future transportation corridors identified in this Element by implementing the requirements of the Land Development Regulations. This includes mandatory dedication of rights-of-way, where required, as a condition of plat approval.

T2.2 The City shall evaluate the need for developer reservation or dedication of rights-of-way for all new development or redevelopment projects in the City to ensure adequate roadway capacity and connectivity.

T2.3 To promote efficient use of land resources and minimize adverse impacts on the City's urban fabric, right-of-way widths for new roadways shall be the minimum needed to accommodate the proposed roadway and sidewalks, bicycle lanes, trails or utilities.

T2.4 The City should preserve the historical grid street pattern, including alleys, and shall not vacate public right-of-way until it is determined that the right-of-way is not required for present or future public use.

ISSUE: ~~Levels of Service, Concurrency Management and Urban Infill~~ <u>Traffic Circulation and Mobility</u>

Growth management law established the concurrency principle as a basic tenant of Florida planning practice in 1985. Concurrency requires that facilities such as roads needed to serve a given development, at a minimum level of service (LOS) or better, be in place at the time impacts occur. Since the 1985 the issue of transportation concurrency has received a great deal of attention and been the subject of several amendments to Chapter 163 FS and 9J-5 FAC. The purpose of the revisions has been to mitigate the unintended negative effects of transportation concurrency, primarily encouraging urban sprawl and discouraging urban infill development. ~~The City of St. Petersburg, with less than 4 percent of the land supply vacant and available for development and few roadway expansion opportunities due to its built-out status, is an urban infill community. Maintaining a minimum level of service standard for roadways remains a City objective. However, the City also strives to provide opportunity for infill development and redevelopment, encourage the development of a multimodal transportation system and maximize the use of existing infrastructure. The objectives and associated policies set forth below provide the framework for balancing the need to maintain a minimum roadway level of service while allowing flexibility to promote urban infill and multimodal transportation system development through the transportation concurrency exception mechanism.~~

The City established a Transportation Concurrency Exception Area (TCEA) for the portion of the City located south of 77th and 78th Avenues North in 2000. The City's TCEA met the State's Rule 9J-5 criteria for an urban infill area and contained several community redevelopment areas. ~~During the 2008 update to the Transportation Element, the City reassessed its TCEA to ensure that it still met the 9J-5 criteria for an urban infill area. The City's TCEA still meets the criteria because only 3.3% of the land area is developable vacant land (less than the State maximum standard of 10.0%), 72.9% of the developed land is residential (greater than the State's minimum standard of 60%) and the residential density for the residentially developed land is 7.7 dwelling units per acre (greater than the State's minimum standard of 5.0).~~

~~The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long-term strategies to support and fund mobility and assess the impact of the TCEA on the adopted level of service standards for the Strategic Intermodal System (SIS) and roadway facilities funded by the State's Transportation Regional Incentive Program. The City is fortunate to have an efficient grid network and an abundance of road capacity in the TCEA to support urban infill and redevelopment. Consequently, the City has been able to focus on the implementation of its Bicycle and Pedestrian Master Plan, funded largely through federal grants, property taxes, transportation impact fees and the Penny for Pinellas, and its plans for premium transit services such as the Central Avenue Bus Rapid Transit project. The City's recently updated Land Development Regulations have established new design guidelines to promote walking, bicycling and transit through the encouragement of mixed-use developments, buildings designed at a human scale, and higher densities and intensities in appropriate locations. I-275 and its feeders, I-175 and I-375, are currently the only SIS facilities in the TCEA. Several sections of I-275 do not meet the State's and City's level of service standard of D. As a carrier of regional traffic, the Interstate system is largely impacted by the rapid growth of the Tampa Bay area and areas outside Tampa Bay. The 2005 legislation (SB 360) placed an emphasis on the funding of the State's SIS facilities such as the Interstate system. Until improvements are funded, the City will continue to monitor the impact of the TCEA on the SIS and work with FDOT on possible solutions, as described in Policy T4.9.~~

In response to the 2011 Community Planning Act, which removed State mandated transportation concurrency management requirements, the Pinellas County Metropolitan Planning Organization (MPO) endorsed the Pinellas County Mobility Plan on September 11, 2013. The Mobility Plan provides a framework for a coordinated multimodal approach to managing the traffic impacts of development projects as a replacement for local transportation concurrency systems. City staff participated in the process that led to the development of the Mobility Plan, which is also intended to ensure consistency between County and municipal site plan review processes as they pertain to reviewing and managing the traffic impacts of development projects while increasing mobility for all users of the transportation system. Because of the Community Planning Act and the Pinellas County Mobility Plan, the City has eliminated adopted level of service standards for roads and mass transit, which are no longer required by the State of Florida. The City and Pinellas County MPO will continue to monitor roadway levels of service for planning purposes. The City will determine the need for transportation management plans for large development projects that are located on deficient roads. The City will also identify strategies for alleviating traffic congestion on deficient roadways, which could include additional roadway capacity or projects that increase mobility for pedestrians, bicyclists, transit users and motorists. The City will place a high priority on transportation projects that will help reduce traffic congestion on the State's Strategic Intermodal System (SIS) facilities in St. Petersburg, which include the Interstate system and Gandy Boulevard, or provide alternatives to driving a personal vehicle on these facilities.

OBJECTIVE T3:

~~Roadway level of service standards, as defined in Policies T3.1, and transit level of service standards, as defined in T3.8, shall be maintained to promote safe and efficient traffic flow and convenient transit service and ensure that roadway capacity is sufficient to support existing and future land developments.~~ The City shall develop and maintain a multi-modal transportation system that increases mobility for bicyclists, pedestrians and transit users as well as motorists and users of aviation and rail facilities, and that promotes development patterns that reduce vehicle miles traveled and greenhouse gas emissions.

Policies:

T3.1 ~~All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC.~~ The City shall implement the Pinellas County Mobility Management System through the application of Transportation Element policies and site plan and right-of-way utilization review processes. Policies pertaining to the application of the Mobility Management System are listed below.

a. All development projects generating new trips shall be subject to payment of a multi-modal impact fee.

b. Development projects that generate between 51 and 300 new peak hour trips on deficient roads shall be classified as tier 1 and required to submit a transportation management plan (TMP) designed to address their impacts while increasing mobility and reducing the demand for single occupant vehicle travel.

c. Development projects that generate more than 300 new peak hour trips on deficient roads shall be classified as tier 2, required to conduct a traffic study, and submit an accompanying report and TMP based on the report findings.

d. Multi-modal impact fee assessments may be applied as credit toward the cost of a TMP.

e. A traffic study and/or TMP for a development project not impacting a deficient road corridor shall be required if necessary to address the impact of additional trips generated by the project on the surrounding traffic circulation system.

f. Deficient roads shall include those operating at peak hour level of service (LOS) E and F and/or volume-to-capacity (v/c) ratio 0.9 or greater without a mitigating improvement scheduled for construction within three years.

g. Multi-modal impact fee revenue shall be utilized to fund multi-modal improvements to local, county or state facilities that are consistent with the comprehensive plan as well as the Metropolitan Planning Organization (MPO) Long Range Transportation Plan.

h. The City shall work cooperatively with the MPO and other local governments to complete the biennial update of the Multi-modal Impact Fee Ordinance through the MPO planning process, which includes review by the MPO Technical Coordinating Committee and MPO Policy Board.

T3.2 The Pinellas County MPO's annual report on transportation LOS shall be the source of existing LOS data for major streets in the City of St. Petersburg. The City shall provide the Pinellas County MPO with current data on vehicular traffic, roadway design and intersection signalization for city roads if available. City staff shall periodically conduct a LOS analysis for major streets in St. Petersburg that are not analyzed by the Pinellas County MPO by collecting data on vehicular traffic, roadway design and intersection signalization, and by utilizing FDOT's LOS tables and LOS software.

~~T3.3 The City shall review all proposed developments and redevelopments for consistency with this Element and impacts upon the adopted LOS standards. All development orders and permits shall be issued only when it is documented that such development is consistent with the LOS standards for affected public facilities adopted by this Comprehensive Plan and meets the requirements of the City's Concurrency Management Ordinance.~~

T3.4~~3~~ The City shall identify ~~feasible~~ capacity improvements on city roads necessary to alleviate existing ~~and projected~~ LOS deficiencies and incorporate such improvements into the City's Capital Improvement Element and Capital Improvement Program. Road capacity projects that are not cost feasible from a construction and right-of-way acquisition perspective or have a significantly negative impact on established residential and commercial developments will not be programmed.

T3.~~5~~4 The City shall actively participate in the MPO process to assist in the identification and prioritization of cost feasible capacity improvements on local, county and state roads located in St. Petersburg that are necessary to alleviate existing and projected LOS deficiencies and do not have a significantly negative impact on established residential and commercial developments.

~~T3.6 The City shall minimize the impacts of development on roads that operate at a LOS that is below the City's minimum acceptable standard or are nearing capacity through the implementation of the Land Development Regulations and transportation management strategies that are described in the Concurrency Management Ordinance.~~

T3.~~7~~5 The City shall coordinate with local governments in Pinellas County, the Pinellas County MPO and the FDOT to update and refine LOS standards and methodology for measurement as more information becomes available and improvements are made to the road system.

~~T3.8 In cooperation with the PSTA, the City shall strive to provide transit access for all major trip generators and attractors with headways less than or equal to 30 minutes in the peak hour and no greater than 60 minutes in the off-peak period.~~

~~T3.9 In establishing adequate level of service standards for any arterial road or collector road in the City which traverses an adjacent jurisdiction, the City shall consider compatibility with the roadway facility's adopted level of service standard in the adjacent jurisdiction.~~

~~T3.10 The City shall continue to participate in the Pinellas County MPO's ongoing effort to develop a common methodology within Pinellas County for measuring impacts on transportation facilities for the purpose of implementing their concurrency management systems.~~

~~**OBJECTIVE T4:**~~

~~The City shall exempt the area shown in Map 30 from transportation concurrency requirements to promote urban infill development and urban redevelopment, the preservation of historic resources and the restoration of existing buildings, and encourage the use of public transportation. This area shall be referred to as the Transportation Concurrency Exception Area (TCEA).~~

~~**Policies:**~~

~~T4.1 In cooperation with the PSTA, the City shall strive to increase the frequency of transit service and hours of service and provide additional facilities for transit within the TCEA.~~

~~T4.2 The City shall continue to promote transportation demand management strategies such as carpooling, vanpooling, flexible work hours and telecommuting in the TCEA.~~

~~T4.3 Bicycle and pedestrian facilities such as bike lanes, bike paths, bike racks, bike lockers, sidewalks and pedestrian pathways, shall be given a higher priority for implementation in the City's Capital Improvement Program if located in the TCEA. Bicycle and pedestrian facilities that improve access to transit routes shall be given the highest priority.~~

~~T4.4 The City shall encourage high-density, mixed-use developments at appropriate locations within the TCEA to encourage alternative modes of transportation.~~

~~T4.5 The City shall mitigate the impact of the TCEA on the Strategic Intermodal System and roadway facilities funded by the Transportation Regional Incentive Program by providing funding for improvements on parallel roadways and investing in the infrastructure for transit, bicyclists and pedestrians.~~

~~T4.6 The City shall evaluate the effectiveness of the TCEA annually by monitoring the level of development and redevelopment activity, the amount of transportation funds set aside for transit or parallel roadway capacity, improvements to transit facilities and service, transit ridership, bicycle and pedestrian improvements and the success of transportation demand management programs.~~

~~T4.7 A proposed development that is projected to generate more than 50 new p.m. peak hour trips, and is located in the TCEA on a major street that is operating at a LOS that is lower than the City's peak hour standard of LOS D, as determined in the most recent Concurrency Annual Monitoring Report, shall require special exception approval. Review of such developments shall be based on compliance with the following criteria:~~

~~1. On-site or off-site road capacity enhancements shall be incorporated into the proposed development, which may include, but are not limited to:~~
~~a. acceleration/deceleration lanes,~~
~~b. reduction of curb cuts,~~
~~c. shared curb cuts/cross-access easements, and~~
~~d. intersection capacity improvements, such as, but not limited to, signal timing and turn lane storage capacity.~~

~~2. Provision of transit accommodations developed in coordination with the PSTA, which may include, but are not limited to:~~
~~a. new or enhanced transit stop(s) or shelter(s),~~
~~b. walkways connecting transit stops to the principle building(s),~~
~~c. bus pull-off area(s), and~~
~~d. dedication of park-and-ride parking spaces.~~

~~3. Provision of pedestrian accommodations, which may include, but are not limited to:~~
~~a. sidewalks along all street frontages, and~~
~~b. other sidewalks connecting to adjacent neighborhoods.~~

~~4. Provision of bicycle accommodations, which may include, but are not limited to:~~
~~a. bicycle rack(s), and~~
~~b. bicycle lanes.~~

~~5. Implementation of transportation demand management strategies, which may include, but are not limited to:~~
~~a. ridesharing programs,~~
~~b. flexible work hours, and~~
~~c. telecommuting.~~

~~6. Provision of traditional design features, which may include, but are not limited to:~~
~~a. locate building adjacent to street sidewalk,~~
~~b. building entry on street, and~~
~~c. pedestrian protection devices such as, but not limited to, awnings over sidewalks and other outdoor walkways.~~
~~7. Site design should minimize cut-through traffic on neighborhood streets by encouraging vehicular traffic to utilize the major road network to travel to or from the site, utilizing local roads only for immediate site access.~~

~~T4.8 The Intown Areawide Development of Regional Impact, located inside the TCEA boundaries, shall continue to be required to mitigate any adverse and significant transportation impacts pursuant to Chapter 380.06, Florida Statutes.~~

~~T4.9 The City shall continue to implement, in coordination with the FDOT, an annual monitoring program for the Strategic Intermodal System (SIS) within the TCEA. The 1998 LOS for segments of the SIS shall be the benchmark for comparison with future LOS. After improvements to the SIS, the adopted LOS standard on the improved roadway segment shall be the new benchmark. The FDOT reserves the right to implement measures to improve traffic flow on SIS facilities not meeting the FDOT level of service standard. These measures may include ramp metering, or other actions as appropriate.~~

T4~~.10~~3.6 Through the preservation of a grid street network and linking of local streets ~~within the TCEA~~, local traffic will be encouraged to use alternative routes that protect the interregional travel functions of the City's SIS facilities, particularly the ~~located within the TCEA (~~Interstate system~~)~~. The preservation of the grid system and the linking of streets located within one mile of the Interstate system shall be given the highest priority, followed by streets located within two miles of the Interstate system.

T4~~.11~~3.7 The City shall actively support PSTA in efforts to seek federal, state and local funding and private contributions toward the development of the Central Avenue Bus Rapid Transit (BRT) project that will connect downtown St. Petersburg to St. Pete Beach and provide enhanced east-west mobility ~~in the TCEA~~. The City will also work with PSTA, property owners and developers in the development of stations along the BRT route and will encourage development projects along the route that adhere to the principles of transit oriented development.

T4~~.12~~3.8 The City shall support the development of corridors ~~within the TCEA~~ in addition to Central Avenue that are identified in the ~~Countywide Bus Rapid~~ Pinellas County

Transit Vision Plan for enhanced bus service and future premium transit service, with a particular emphasis on the north-south routes such as the 4th Street/Roosevelt Boulevard and US 19 corridors that are parallel to the Interstate system to provide the public with a viable alternative to driving in personal vehicles along these corridors and the Interstate system.

~~T4.13 The City shall support the Pinellas County MPOs long range plan to develop rail transit service along the 4th Street/Roosevelt Boulevard corridor and other corridors that will help improve personal mobility in the TCEA and reduce vehicular trips on the Interstate system.~~

T~~4.14~~3.9 The City shall support the Tampa Bay Area Regional Transit Authority (TBARTAs) vision of providing ~~frequent, short distance rail~~ regional premium transit service from downtown St. Petersburg to Tampa and ~~express bus~~ regional commuter transit service from downtown St. Petersburg to Manatee County along the Interstate system to help alleviate traffic congestion on the Interstate system.

T~~4.15~~3.10 The City shall continue to seek funding for construction of the remaining gaps in the major north-south trail facility that will parallel the Interstate system from downtown St. Petersburg to the Gandy Bridge in northern St. Petersburg.

ISSUE: Transportation System Safety and Efficiency

The provision of a safe and efficient transportation system is the goal of many federal, state and local transportation programs. Through roadway design improvements, enforcement of traffic laws, and education of transportation system users, safer operating conditions can be provided for motorists, bicyclists and pedestrians. Transportation system efficiency can often be enhanced through transportation system management (TSM) strategies, which are typically small-scale, relatively inexpensive operational improvements that can significantly improve the traffic flow on congested streets where reconstruction is not an option because of cost or disruption to the natural or built environment.

TSM activities include monitoring and adjusting traffic signal timing to improve traffic flow, adding or lengthening turn lanes at intersections, Intelligent Transportation System projects, and access management. Proper maintenance of road pavement and traffic control devices are needed to optimize transportation system performance and provide benefits such as decreased fuel consumption, delay, emissions, noise and safety risks.

OBJECTIVE T~~5~~4:

The City shall ensure the safe accommodation of motorized and non-motorized traffic while reducing the incidence of vehicular conflicts within the City's major transportation corridors.

Policies:

ship-pleasure boat conflicts and promote safe air and sea operations in St. Petersburg Harbor.

T19.7 The Port and Airport shall provide additional opportunities for on-site filtration of stormwater by increasing the amount of pervious surfaces through cost-effective landscaping and paving techniques.

T19.8 The Port and Airport shall coordinate and be consistent with the Future Land Use Element thereby precluding any encroachment of incompatible land uses.

ISSUE: Intergovernmental Coordination

The City of St. Petersburg's transportation system is part of a much larger regional transportation network. The provision of adequate transportation facilities and services in corridors that extend beyond the City's boundaries is largely dependent upon the City's ability to work with other municipalities and government agencies at the local, county, regional, state and federal levels. Much of this coordination occurs through the transportation planning process established by the Pinellas County MPO. The City of St. Petersburg, other Pinellas County municipalities and Pinellas County participate in the MPO process, along with government agencies such as the PSTA and FDOT.

OBJECTIVE T20:

The City shall promote a comprehensive transportation planning process by coordinating its transportation system with the plans and programs of Pinellas County, neighboring municipalities and counties, Pinellas County MPO, PSTA, FDOT, BACS, TBRPC, Pinellas County School Board and other appropriate agencies and transportation providers.

Policies:

T20.1 The City shall serve on all of the Pinellas County MPO's policy, technical and advisory committees to coordinate the transportation plans and programs for the City, Pinellas County, neighboring municipalities and counties, PSTA, FDOT, BACS, TBRPC, Pinellas County School Board and other appropriate agencies and transportation providers.

T20.2 The City shall actively participate in the development and review of the MPO's Long Range Transportation Plan and Transportation Improvement Program and the FDOT's Strategic Transportation Plan and District VII Work Program.

T20.3 The City shall promote coordination between the Pinellas County MPO and other MPO's in the Tampa Bay region by participating as needed in the Joint MPO Chairmen Coordination and Joint Citizens Advisory Committee processes.

T20.4 The City shall review comprehensive plans and plan amendments from Pinellas County, neighboring municipalities and counties, and the TBRPC to ensure consistency with the Transportation Element.

T20.5 The City shall examine the functional classification system illustrated in the Pinellas County Transportation Element for the St. Petersburg area and seek to functionally classify roads in the same manner where possible.

T20.6 The City shall work with its adjacent jurisdictions to identify the need for and establish appropriate policies for the inter-jurisdictional coordination of transportation improvements and mitigation of transportation impacts.

T20.7 The City shall provide land use and socioeconomic data to the Pinellas County MPO to support the development and enhancement of travel demand forecasting models used to forecast and simulate transportation conditions under alternative land use scenarios.

T20.8 The City shall participate in the planning efforts of the St. Petersburg-Clearwater International Airport, Tampa International Airport and other regional intermodal facilities that directly impact the City of St. Petersburg.

T20.9 The City shall continue to have representation on the PSTA Board to ensure that the City's transit needs are addressed.

~~T20.10 The City shall coordinate its levels of service, concurrency management methodologies, and Land Development Regulations with the FDOT and Pinellas County, respectively, to encourage compatibility with the appropriate jurisdictions' level of service and access management standards for county and state maintained roadways.~~

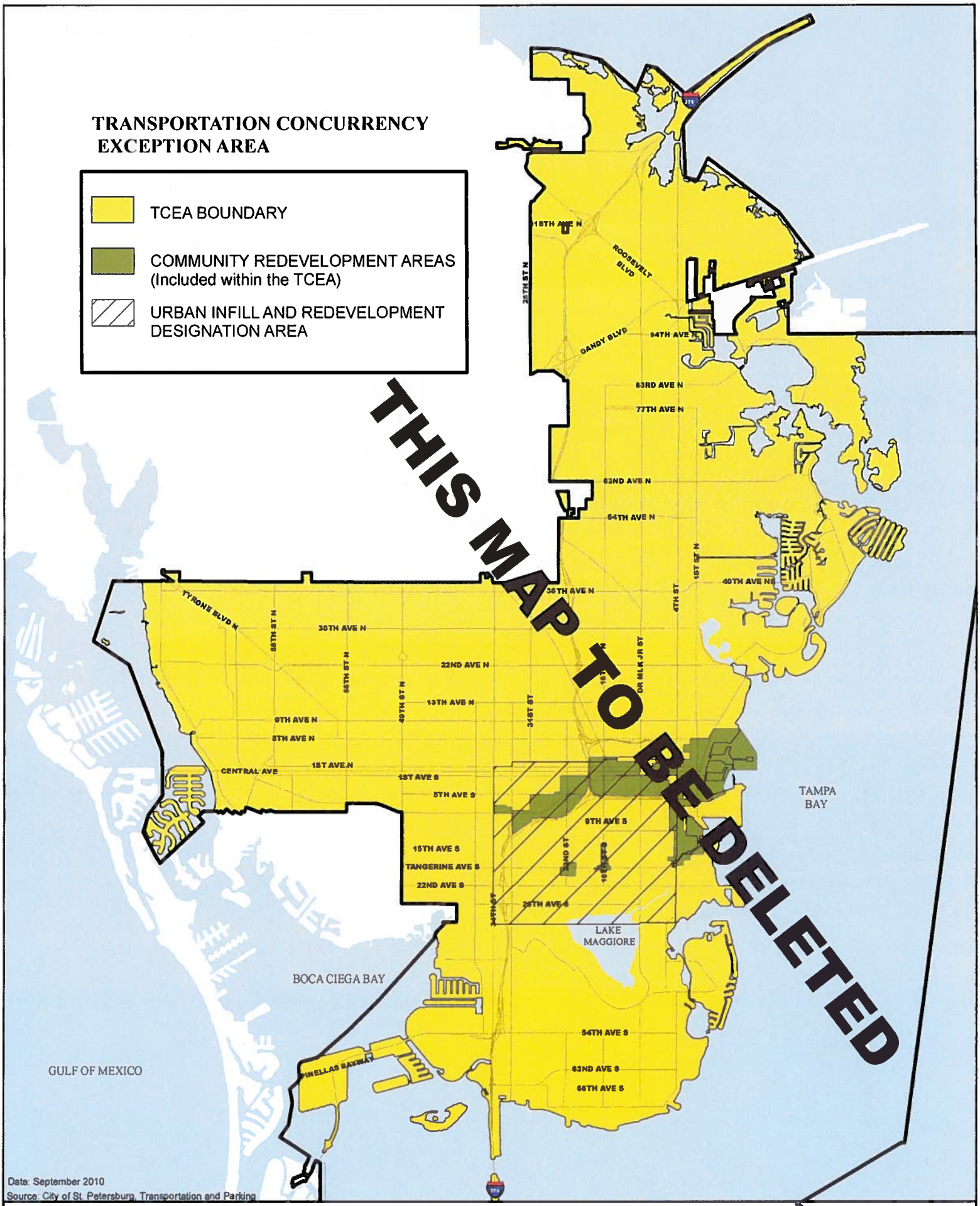
~~T20.11 The City shall coordinate with service providers that have no regulatory authority over the use of land in the city to develop recommendations that address ways to improve coordination of the City's concurrency management methodologies and systems, and levels of service.~~

OBJECTIVE T21:

The Port of St. Petersburg and the Albert Whitted Municipal Airport shall continue to coordinate operational and expansion activities with all appropriate federal, state, regional, and local agencies.

Policies:

T21.1 The Port and Airport shall obtain all required permits and leases needed to implement the projects described in their adopted master plans and shall construct and operate Port and Airport facilities in cooperation with the appropriate federal, state, regional and local



TRANSPORTATION ELEMENT

Scale: 1" = 8,333'

MAP 30

CAPITAL IMPROVEMENTS ELEMENT

Sections:

10.1 INTRODUCTION
10.2 GOALS, OBJECTIVES AND POLICIES
ISSUE: Construction of needed improvements
ISSUE: Adequate provision of public facilities
ISSUE: Public expenditure in high hazard zones
ISSUE: Coordination of land development and capital improvements
~~ISSUE: Promotion of Mobility in Transportation Concurrency Exception Areas~~
10.3 CONSISTENCY REQUIREMENTS AND CONCURRENCY MANAGEMENT
10.3.1 Consistency
10.3.2 Concurrency Management
10.3.2.1 Introduction
10.3.2.2 Definitions
10.3.2.3 Concurrency Management System
10.3.2.4 Level of Service Standards
10.3.2.5 Minimum Requirements for Concurrency

10.1 INTRODUCTION

The purpose of the Capital Improvements Element is to demonstrate the fiscal feasibility of the City's Comprehensive Plan. This objective is accomplished by estimating costs of improvements, analysis of the City's fiscal capability to finance and construct improvements, and adoption of financial policies to guide funding.

The CIE must include:

- five-year schedule of capital improvements
- concurrency management program
- Goals, Objectives, and Policies

Further, the CIE must be reviewed annually and modified if necessary.

10.2 GOALS, OBJECTIVES AND POLICIES

GOAL-CAPITAL IMPROVEMENTS (CI):

The goal of providing public facilities (public utilities, ~~transportation,~~ and recreation) which meet or exceed adopted level of service standards will be met through sound fiscal policies and shall be provided concurrently with, or prior to, development.

Issue: Construction of needed improvements

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

OBJECTIVE CI1:

The City shall provide capital improvements, as identified in the five-year schedule of improvements in this element, which are necessary for replacement of obsolete or worn-out facilities, correction of existing deficiencies, and to meet demand of planned future growth.

Policies:

CI1.1 Those projects exceeding $250,000, identified in the other elements of the Comprehensive Plan as necessary to maintain or improve the adopted level of service standards and which are of relatively large scale and high costs, shall be included in the Capital Improvement Element.

CI1.2 Projects of lower costs may be included in the Capital Improvement program and annual capital budget.

CI1.3 The City shall prepare and implement a Capital Improvement Program based on the elements of the comprehensive plan which shall schedule the funding and construction of projects for a five-year time period, including a one year Capital Improvement Program budget. Estimated requirements for capital projects shall include all costs reasonably associated with the completion of the project and the impact of each project on the operating revenues and requirements of the City.

CI1.4 The following modifications may be made to the Capital Improvements Schedule of this element:

a. The Schedule shall be updated annually.

b. Amendments to the schedule caused by emergencies, developments of regional impact and certain small scale development activities are not limited to two times per calendar year. (Section 163.3187, Florida Statutes.)

c. Modifications to the Schedule relating to costs (corrections, updates, and modifications), revenue sources, or acceptance of facilities according to dedications consistent with the plan identified in the capital improvements

element may be accomplished by ordinance and do not require a plan amendment. (Section 163.3177, Florida Statutes.)

ISSUE: Adequate provision of public facilities

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

OBJECTIVE CI2:

The City will continue to implement existing procedures that require new development to bear a proportionate cost of facility improvement, necessitated by the development, to adequately maintain adopted LOS standards.

Policies:

CI2.1 The following level of service standards shall be adopted for public facilities:

CI2.1.1 Potable Water:

1. The average day demand is 125 gallons per capita per day (gpcd).
2. The maximum day to average day ratio will be 1.25.
3. The level of service for peak hour rates is 210 percent of total annual average day rates.
4. The level of service standard for minimum pressure is 20 psig at curbside.
5. The level of service standard for storage capacities shall equal at least 50 percent of average day demand at a minimum.
6. All improvements, expansions, or increases in capacity to the facilities shall be compatible with the adopted level of service standards.

CI2.1.2 Sanitary Sewer - Average Day Demand:

Facility	gpcd
Northeast WRF	173
Albert Whitted WRF	166
Southwest WRF	161
Northwest WRF	170

CI2.1.3 Drainage

1. Due to the backlog of stormwater improvement needs and the time needed to implement improvements to the municipal system, existing conditions shall be adopted as the level of service.

2. Construction of new and improvements to existing surface water management systems require permits from SWFWMD, except for projects specifically exempt. As a condition of municipal development approval, new development and redevelopment within the City which requires a SWFWMD permit according to Rules 40D-4 and 40D-40, Florida Administrative Code, shall be required to obtain a SWFWMD permit and meet SWFWMD water quantity and quality design standards. Development which is exempt from SWFWMD permitting requirements shall be required to obtain a letter of exemption.

3. Construction of new and improvements to existing surface water management systems will be required to meet design standards outlined in the Drainage ordinance, Section 16.40.030 of the Land Development Regulations, using a minimum design storm of 10 year return frequency, 1 hour duration, rainfall intensity curve Zone VI, Florida Department of Transportation. Improvements to the Municipal Drainage System will be designed to convey the runoff from a 10-year 1 hour storm event.

CI2.1.4 Solid Waste: 1.3 tons/year/person

CI2.1.5 Recreation and Open Space: The recommended level of service standard is 9 land acres of usable recreation and open space acreage per 1,000 persons population in St. Petersburg.

~~CI2.1.6 Transportation: The operational Level of Service (LOS) D peak hour shall be the standard for all roads within the City.~~

~~CI2.1.7 Mass Transit:~~

~~The following level of service standard is based on the contractual agreement made at the time of the merging of the City and County bus systems:~~

~~1. approximately 2.5 million miles of fixed route service;~~

~~2. approximately 217,000 miles of DART service;~~

~~3. fixed route service within 1/4 mile of approximately 90 percent of the service area;~~

~~4. headways less than 1 hour;~~

~~5. The City of St. Petersburg will continue to require at least the same level of service currently provided by PSTA in fixed route, demand response and para-transit service.~~

CI2.2 The City shall pursue new revenue sources and methods to fund local roadway construction.

CI2.3 The City shall assess new development costs to provide public facility improvements based on a proportion of the benefits accrued to the development, state government, local government, and residents. The City will accomplish this task through:

1. ~~Continued c~~Collection of the Pinellas County ~~Transportation~~ Multi-modal Impact Fee or other such appropriate measures;

2. Continued collection of potable water and sewer impact fees, also known as potable water and sewer connector fees; and

3. Continued collection of stormwater utility fees.

ISSUE: Public expenditure in high hazard zones

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

OBJECTIVE CI3:

The City shall protect vulnerable coastline and shall avoid property destruction and personal injury by limiting expenditures on public facilities in the designated coastal high hazard area except for purposes of conservation, stormwater management, natural resource protection and

preservation, recreation, and improvement of hurricane evacuation system, and providing facilities necessary for the adopted land use.

Policies:

CI3.1 Expanded infrastructure in the coastal high hazard area shall only be permitted as necessary to protect the public health, welfare and safety, including stormwater and sewer improvements and to service the demand generated by the planned for development identified in the Future Land Use Plan (Coastal Management Element, Policy CM 10.4)

CI3.2 The City shall not locate potable water line extensions in the coastal high hazard area beyond what is necessary to service planned zoning densities (Coastal Management Element, Policy CM 10.6).

ISSUE: Coordination of land development and capital improvements

A major concern of the City is to provide sufficient capacity of public facilities and services concurrent with or prior to development. This concern can be met by controlling the location and timing of land development within City boundaries. The City plans to adopt or already has in place the following standards, policies, and ordinances: LOS standards, Capital Improvements Program, ~~Transportation~~ Multi-Modal-Impact Fees,-Urban Service Areas, and Dedications.

OBJECTIVE CI4:

Manage the land development process so that all development orders and permits for future development and redevelopment activities shall be issued only if public facilities' level of service standards are equal to or greater than those adopted in Policies CI2.1.1 through CI2.1.7.

Policies:

CI4.1 Development Orders may be granted by the City that allows the project to be timed and staged so that the public facilities necessary to maintain LOS standards are in place when the impacts of the development occur.

CI4.2 Development orders shall not be issued unless public facilities that meet adopted LOS standards are available or meet the requirements of the adopted concurrency management system as identified in Section 10.3.2.5, Minimum Requirements for Concurrency of this element.

CI4.3 Notification of capital projects that are substantial in nature (such as bridge replacement, drainage improvements, road widening, recreation, fire and rescue facilities) identified in the City's schedule of capital improvements proposed for any property located within approximately ¼ mile of the City limits will be forwarded to the neighboring government and, for any property located within approximately ¼ mile of a governmental educational facility, notification will be forwarded to the

School Board for comments pertaining to the proposed action in relation to their respective plans.

OBJECTIVE CI5:

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

Policies:

CI5.1 Proposed capital improvement projects must be reviewed by the planning ~~Development Services D~~department based on the following:

A. General consistency with the Comprehensive Plan. Projects found inconsistent with the Comprehensive Plan shall not be approved until appropriate revisions are made to the project or the Comprehensive Plan to achieve consistency.

B. Evaluation of projects regarding the following eight areas of consideration from the State Comprehensive Planning Regulations:

1. Elimination of Public Hazards;
2. Elimination of Existing Capacity Deficits;
3. Local Budget Impact;
4. Locational Needs Based on Projected Growth Patterns (Activity Centers);
5. Accommodation of New Development and Redevelopment Service Demands;
6. Correction or replacement of obsolete or worn-out facilities;
7. Financial Feasibility; and
8. Plans of State Agencies and Water Management Districts that provide public facilities within the Local Government's jurisdiction.

The planning ~~Development Services D~~department shall advise the Department of Budget and Management of its findings regarding these eight areas of consideration to assist said Department with the ranking and prioritization of capital improvement projects.

CI5.2 Long-term borrowing will not be used to finance current operations or normal maintenance. Every effort will be made to schedule the amortization of long-term debt so that fifty percent of the issue will be retired in the first half of the total term of the debt. A policy of full disclosure will be followed in all financial reports and official statements for debt.

CI5.3 General capital improvements or those improvements not related to municipally owned enterprises shall be funded from General Operating Fund revenues, fund balances, the sale of revenue bonds or general obligation bonds, special assessments, or grants.

CI5.4 Sale of revenue bonds shall be limited to that amount which can be supported from utility tax, franchise fee, or other non-ad valorem tax revenues not required to support General Fund operations. Revenue bond coverage shall not be less than parity required coverage.

CI5.5 The City shall strive to limit the total net annual general revenue bond debt service to 25% of the total net general purpose revenue and other funds available for such debt service.

CI5.6 Debt pledged as a general obligation of the City shall not exceed six percent of the non-exempt property valuation within the corporate boundaries, or one-half of that allowed by state law.

CI5.7 The City shall include capital improvement projects for the renewal and replacement of public facilities to maintain adopted level of service standards in the Five-Year Schedule of Improvements. ~~The CIP schedules shall include any of the MPO transportation projects that are relied upon to ensure concurrency and financial feasibility. See Section 163.3177 (3)(a)6, F.S.~~

CI5.8 All development authorized by Development of Regional Impact development orders that are adopted pursuant to Section 380.06, F.S., prior to the adoption of the Local Government Comprehensive Plan pursuant to Section 163.3161, F.S., shall be exempt from the concurrency provisions of Chapter 163, F.S.

CI5.9 Changes which result in an amendment to the development order must meet the requirements of the revised Comprehensive Plan.

CI5.10 The City shall ensure that development orders issued prior to the adoption of St. Petersburg Comprehensive Plan shall be provided with necessary facilities and public services.

CI5.11 The City will identify and pursue joint funding opportunities with the SWFWMD, Pinellas County, or other public and private agencies and jurisdictions.

CI5.12 The City will pursue the equitable sharing of costs of implementing projects and programs in the capital improvements element where appropriate and agreed upon through an interlocal agreement or otherwise with other directly benefiting local and regional governments and agencies.

~~**ISSUE: Promotion of Mobility in Transportation Concurrency Exception Area**~~

~~A Transportation Concurrency Exception Area (TCEA) was established in 2000 for that portion of the City depicted on Map 30. The purpose of the TCEA is to promote urban infill development and redevelopment in this older, more established area of the City that has excellent levels of service on the vast majority of its major roadways. The 2005 Growth Management Act (SB 360) amended the requirements for TCEAs listed in F.S. 163.3180. An emphasis was placed on long-term strategies to support and fund mobility. Local governments that have a TCEA now need to produce a schedule of mobility improvements, as well as transportation projects, needed to maintain or achieve level of service standards.~~

~~**OBJECTIVE CI6:**~~

~~The City shall improve mobility in the TCEA by funding and seeking funding from other government agencies for transportation projects that promote the safe and efficient movement of people and goods within the TCEA.~~

~~**Policies:**~~

~~CI6.1 On an annual basis, the City shall fund transportation projects that enhance mobility in the TCEA, such as roadway capacity improvements, trails, bike lanes, sidewalks and Transportation System Management projects, and include these projects in the annual update to the 5-Year Schedule of Capital Improvements.~~

~~CI6.2 The City shall work cooperatively with other government agencies that are involved in planning, funding and the implementation of capital projects that promote mobility in the TCEA, including the Pinellas County Metropolitan Planning Organization, Pinellas County, Florida Department of Transportation, Pinellas Suncoast Transit Authority and the Tampa Bay Area Regional Transportation Authority, and include these capital projects in the annual update to the 5-Year Schedule of Capital Improvements.~~

10.3 CONSISTENCY REQUIREMENTS AND CONCURRENCY MANAGEMENT

As a requirement of Florida's Growth Management Legislation of 1985/86, two important issues must be addressed in the Comprehensive Plan -- consistency and concurrency. The Comprehensive Plan must be consistent with both the Regional Policy Plan and the State Comprehensive Plan. In addition, the legislation also includes a concurrency requirement. Funding to meet the concurrency requirements of this legislation is the responsibility of the City. Consistency and the development of a concurrency management system are more adequately explained in the following sections.

10.3.1 Consistency

The purpose of consistency is to provide a comprehensive and legislative/statutory scheme for the overall planning efforts being undertaken statewide. To achieve consistency, five tests must be met which briefly are as follows:

1. The Comprehensive Plan must be consistent with the provisions of Chapter 163, F.S.

2. The elements of the Comprehensive Plan must be internally consistent and the plan must be economically feasible.

3. The Comprehensive Plan must also be "compatible with" and "further" the State and regional policy plans.

4. Land use regulations must be consistent with the Comprehensive Plan.

5. Development Orders must be consistent with the Comprehensive Plan.

10.3.2 Concurrency Management

10.3.2.1 Introduction

As a requirement of the Local Government Comprehensive Planning and Land Development Regulation Act, Chapter 163, F.S., it is necessary to address the issue of concurrency. In addition, a concurrency management system is required as an adopted portion of a community's Comprehensive Plan, as well as being a required section of its Capital Improvement Element. These statutory provisions for concurrency require that local governments establish acceptable LOS standards for public facilities, and adopt standards to ensure the availability for these facilities, within their comprehensive plans.

Concurrency is intended to ensure that local governments provide adequate infrastructure to put its plans into place, and that these facilities and services will be available within a reasonable period of time to support development. ~~Section 163.3177(10)(h), F.S., states:~~

> ~~"It is the intent of the Legislature that public facilities and services needed to support development shall be available concurrent with the impacts of such development."~~

Concurrency is the key to maintaining adopted LOS standards. Therefore, before a building permit or development order is issued, the City will require assurances that the necessary public facilities and services to support this development will be available by the project completion date (see section on the Minimum Requirements for Concurrency in this Element).

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

10.3.2.2 Definitions

1. Concurrency means that the necessary public facilities and services to maintain the adopted level of service standards are available when the impacts of development occur.

2. Concurrency Management System means the procedures and process that the local government will utilize to assure that the development orders and permits are not issued unless the necessary facilities are available concurrent with the impacts of development.

10.3.2.3 Concurrency Management System

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

10.3.2.4 Level of Service Standards

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

2. The CIE shall set forth a financially feasible plan which demonstrates that St. Petersburg can achieve and maintain the adopted LOS standards.

3. St. Petersburg may desire to have a tiered, two-level approach for the LOS standard. To utilize a tiered approach, St. Petersburg must adopt an initial LOS standard as a policy to be utilized for the purpose of the issuance of development orders and development permits. A second policy may be included which adopts a higher LOS standard by a date certain to be utilized for the purpose of the issuance of development orders and permits. The specific date for this second policy to become effective must be included in the plan. The plan must set forth the specific actions and programs for attaining the higher LOS by the specified date. If the identified actions and programs are not attained by the specified date, the St. Petersburg Comprehensive Plan must be amended to specify the LOS standard that will be utilized and be binding for the purpose of the issuance of development orders and permits.

~~4. For facilities on the Florida Intrastate Highway System as defined in Section 338.001, F.S., the City of St. Petersburg shall adopt the level of service standards established by the Department of Transportation by rule. For other roads, local governments shall adopt adequate level of service standards. These level of service standards shall be adopted to ensure that adequate facility capacity will be provided to service the existing and future land uses as demonstrated by the supporting data and analysis in the comprehensive plan. (Section 163.3180(10), F.S.)~~

10.3.2.5 Minimum Requirements for Concurrency

A concurrency management system shall be developed and adopted to ensure that public facilities and services needed to support development are available concurrent with the impacts of such developments.

1. For potable water, sanitary sewer, solid waste, and drainage the following standards shall be met to satisfy the concurrency requirement:

   a. The necessary facilities and services are in place at the time a development permit is issued; or,

   b. A development permit is issued subject to the condition that the necessary facilities and services will be in place when the impacts of the development occur; or,

   c. The necessary facilities are under construction at the time a permit is issued; or,

   d. The necessary facilities and services are guaranteed in an enforceable development agreement that includes the provisions of 1.a, 1.b or 1.c of this section. An enforceable development agreement may include, but is not limited to, terms required for development agreements pursuant to Section 163.3220, Florida Statutes, or terms required for an agreement or development order issued pursuant to Chapter 380, Florida Statutes. The agreement must guarantee that the necessary facilities and services will be in place when the impacts of the development occur.

2. For recreation and open space, St. Petersburg shall satisfy the concurrency requirement by complying with the standards in 1.a, 1.b, 1.c, and 1.d of this section, or by ensuring that the following standards will be met:

   a. At the time the development permit is issued, the necessary facilities and services are the subject of a binding executed contract which provides for the commencement of the actual construction of the required facilities or the provision of services within one year of the issuance of the development permit; or,

   b. The necessary facilities and services are guaranteed in an enforceable development agreement which requires the commencement of the actual construction of facilities or the provision of services within one year of the issuance of the applicable development order. An enforceable development agreement may include, but is not

limited to, terms required for development agreements pursuant to Section 163.3220, Florida Statutes, or terms required for an agreement or development order issued pursuant to Chapter 380, Florida Statutes.

~~3. For transportation facilities (roads and mass transit designated in this Comprehensive Plan), at a minimum, the City of St. Petersburg shall meet the following standards to satisfy the concurrency requirement:~~

~~a. At the time a development order or permit is issued, the necessary facilities and services are in place or under construction; or~~

~~b. A development order or permit is issued subject to the conditions that the necessary facilities and services needed to serve the new development are scheduled to be in place or under actual construction within three years after approval of a building permit or its functional equivalent as provided in the adopted City of St. Petersburg's five-year schedule of capital improvements. The schedule of capital improvements may recognize and include transportation projects included in the first three years of the applicable, adopted Florida Department of Transportation five-year work program.~~

~~The five-year schedule of capital improvements must include the estimated date of commencement of actual construction and the estimated date of project completion. A plan amendment is required to eliminate, defer, or delay construction of any mass transit facility or service which is needed to maintain the adopted level of service standard and which is listed in the five-year schedule of capital improvements; or~~

~~c. At the time a development order or permit is issued, the necessary facilities and services are the subject of a binding executed agreement which requires the necessary facilities and services to serve the new development to be in place or under actual construction within three years after the approval of a building permit or its functional equivalent; or~~

~~d. At the time a development order or permit is issued, the necessary facilities and services are guaranteed in an enforceable development agreement, pursuant to Section 163.3220, F.S., or an agreement or development order issued pursuant to Chapter 380, F.S., to be in place or under actual construction within three years after approval of a building permit or its functional equivalent. (Section 163.3180 (2)(c), F.S.)~~

~~e. For the purpose of issuing a development order or permit, a proposed urban redevelopment project located within a defined and mapped Existing Urban Service Area as established in the City of St. Petersburg's Comprehensive Plan pursuant to Section 163.3164(29), F.S., shall not be subject to the concurrency requirements of Rule 9J-5.(3)(c)1-4, Florida Administrative Code, for up to 110 percent of the transportation impact generated by the previously existing development. For the~~

~~purpose of this provision, a previously existing development is the actual previous-built use which was occupied and active within 10 years.~~

~~f. For the purpose of issuing a development order or permit, a proposed development may be deemed to have a de minimis impact (an impact that would not affect more than 1 percent of the maximum volume at the adopted level of service of the affected transportation facility as determined by the City of St. Petersburg), and may not be subject to the concurrency requirements of Rule 9J-5.0055(3)(c) 1-4. No impact will be de minimis if it would exceed 110 percent of the sum of existing volumes and the projected volumes from approved projects on a transportation facility; provided, however, that an impact of a single family home on an existing lot will constitute a de minimis impact on all roadways regardless of the level of the deficiency of the roadway. Further, no impact will be de minimis if it would exceed the adopted level of service standard of any affected designated hurricane evacuation routes.~~

~~The City shall maintain sufficient records to ensure that the 110 percent criterion is not exceeded. The City shall annually submit a summary of de minimis records with its updated Capital Improvements Element.~~

~~4~~3. In determining the availability of services or facilities, a developer may propose, and St. Petersburg may approve, developments in stages or phases so that facilities and services needed for each phase will be available in accordance with the standards required by subsections 1, 2, and 3 of this section.

~~5~~4. For the requirements of subsections 1, 2, and 3 of this section, St. Petersburg must develop guidelines for interpreting and applying level of service standards to applications for development orders and permits and determining when the test for concurrency must be met. The latest point in the application process for the determination of concurrency is prior to the approval of an application for a development order or permit which contains a specific plan for development, including the densities and intensities of development.

ST. PETERSBURG CITY COUNCIL
Meeting of March 3, 2016

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

SUBJECT: A resolution recommending that Project B6010841048 ("Project"), a confidential project, pursuant to Section 288.075, Florida Statutes be approved as a Qualified Target Industry ("QTI") Business pursuant to Section 288.106, Florida Statutes with an average private sector wage commitment calculation based on 150% of the average State of Florida wage; finding that the commitments of local financial support necessary for the Project exist; committing $42,000 as the City's share of the local financial support for the Project beginning in State FY 2018, subject to appropriation and conditioned on the Project meeting statutory requirements; authorizing the Mayor, or his designee, to execute all documents necessary to effectuate this resolution; and providing an effective date.

EXPLANATION: Project B6010841048 ("Project"), a confidential project, pursuant to 288.075 Florida Statutes, has filed a State of Florida Qualified Target Industry Tax Refund Program ("Program") application with the State of Florida, Pinellas County, and the City of St. Petersburg. The Project is proposing to expand its existing headquarters. Additional locations the Project is considering are Texas, Virginia, Washington DC, and Georgia.

The Project has requested confidentiality under Florida Statute 288.075. The QTI Program is an incentive program, administered through the State that provides tax refunds for each new job created by new or expanding businesses in target industries. The amount of tax refund is cumulative: $3,000 per new job created above 115% of the average wage of the State of Florida; an additional $1,000 per new job created at 150% of the State of Florida average wage; and an additional $2,000 per new job created in a high impact sector.

An estimated 70 new jobs are projected to be created by the Project with annual remuneration at or above 150% of the average wage of the State of Florida ($64,356) and an annual benefit package of $9,685. These earnings will result in an economic impact of $6,443,607 and 120 new direct and indirect jobs. The Project also will make an investment of $3,610,000 in construction/renovations and $600,000 in equipment. The economic impact of this capital investment is $4,616,256. The economic impacts were calculated using the U.S. Bureau of Economic Analysis I-RIMS Model for Pinellas County.

The tax refund requested by the Project is based on a Program award of $6,000 per job created at 150% of the average State of Florida wage of $64,356 for the 70 new jobs, totaling $420,000. The Program requires a local match of 20% of the total award, or $84,000. The City would be responsible for providing 50% of the local match or a maximum of $42,000. Pinellas County is willing to accept financial responsibility for the other 50% of the required local match ($42,000) and is expected to pass its Resolution of support on February 26, 2016. The QTI tax refund amount is *reimbursed* to the business by the State of Florida, only after the company has documented the required job creation and state tax payments made. If the Project does not generate sufficient tax revenue or falls short of its employment creation requirements, the refund will be reduced and the City's share will also be reduced on a pro rata basis.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution recommending that Project B6010841048 ("Project"), a confidential project, pursuant to Section 288.075, Florida Statutes be approved as a Qualified Target Industry ("QTI") Business pursuant to Section 288.106, Florida Statutes with an average private sector wage commitment calculation based on 150% of the average State of Florida wage; finding that the commitments of local financial support necessary for the Project exist; committing $42,000 as the City's share of the local financial support for the Project beginning in State FY 2018, subject to appropriation and conditioned on the Project meeting statutory requirements; authorizing the Mayor, or his designee, to execute all documents necessary to effectuate this resolution; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funding for this item will be required beginning in State FY 2018. Funding will be provided subject to annual appropriation and conditioned on the Project meeting statutory requirements.

ATTACHMENTS: Resolution

Legal: 00259010,doc V. 1

Resolution No. 2016 - _____

A RESOLUTION RECOMMENDING THAT PROJECT B6010841048 ("PROJECT"), A CONFIDENTIAL PROJECT, PURSUANT TO SECTION 288.075, FLORIDA STATUTES BE APPROVED AS A QUALIFIED TARGET INDUSTRY ("QTI") BUSINESS PURSUANT TO SECTION 288.106, FLORIDA STATUTES WITH AN AVERAGE PRIVATE SECTOR WAGE COMMITMENT CALCULATION BASED ON 150% OF THE AVERAGE STATE OF FLORIDA WAGE; FINDING THAT THE COMMITMENTS OF LOCAL FINANCIAL SUPPORT NECESSARY FOR THE PROJECT EXIST; COMMITTING $42,000 AS THE CITY'S SHARE OF THE LOCAL FINANCIAL SUPPORT FOR THE PROJECT BEGINNING IN STATE FY 2018, SUBJECT TO APPROPRIATION AND CONDITIONED ON THE PROJECT MEETING STATUTORY REQUIREMENTS; AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Project B6010841048 ("Project"), a confidential project as defined in Section 288.075, Florida Statutes has applied to the State of Florida's Qualified Target Industry Tax Refund Program ("Program") pursuant to Section 288.106, Florida Statutes, for a tax refund of $420,000 to complete this Project; and

WHEREAS, the basis of the Project's average private sector wage commitment calculation shall be 150% of the average State of Florida wage; and

WHEREAS, the Project will benefit the City of St. Petersburg by creating 70 new jobs that pay an average wage of at least $64,356, which is at least 150% of the average annual wage for the State of Florida, and cause an estimated capital investment of $4,210,000; and

WHEREAS, under the Program the local community must provide 20% of the funding for the tax refund; and

WHEREAS, Pinellas County is willing to accept financial responsibility for 50% of the local funds required; and

WHEREAS, the Administration has recommended the Project's approval.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this Council hereby recommends that Project B6010841048 ("Project"), a confidential project, pursuant to Section 288.075, Florida Statutes be approved as a Qualified Target Industry ("QTI") Business pursuant to Section 288.106, Florida Statutes; and

BE IT FURTHER RESOLVED, that this City Council has determined the basis of the Project's average private sector wage commitment calculation shall be 150% of the average State of Florida wage; and

BE IT FURTHER RESOLVED, that this City Council finds that the commitments of local financial support necessary for the Project exist and commits $42,000 as the City share of the Local Financial Support for the Project beginning in State FY 2018 subject to annual appropriations, and conditioned on the Project meeting all statutory requirements; and

BE IT FURTHER RESOLVED, that the obligations of the City as to any funding required pursuant to this Resolution, shall be limited to an obligation in any given year to budget, appropriate and pay from legally available funds, after monies for essential City services have been budgeted and appropriated; and

BE IT FURTHER RESOLVED, that notwithstanding the foregoing, the City shall not be prohibited from pledging any legally available non-ad valorem revenues for any obligations heretofore or hereafter incurred, which pledge shall be prior and superior to any obligation of the City pursuant to this Resolution; and

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

This Resolution shall become effective immediately upon its adoption.

Approvals:

Legal: _____ Administration: _____

Budget: _____

Legal: 00259009.doc V. 1

RESOLUTION NO _____

A RESOLUTION PURSUANT TO SECTION THREE OF ORDINANCE NO. 702-G, AS AMEMDED, ESTABLISHING RACE DAYS FOR THE 2016 FIRESTONE GRAND PRIX OF ST. PETERSBURG DURING WHICH RACE ZONE AND CLEAN ZONE REGULATIONS AND OTHER REGULATIONS ARE IN EFFECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council adopted Ordinance No. 702-G in December, 2004 which established a Race Zone and a Clean Zone and regulations to be in effect in each during the Grand Prix of St. Petersburg; and

WHEREAS, Section Three of Ordinance No. 702-G establishes the Race Days during which these Race Zone and Clean Zone regulations and other regulations shall be in effect; and

WHEREAS, Section Three of Ordinance No. 702-G was amended by Ordinance No. 1013-G in March, 2011 to allow City Council to change Race Days by resolution; and

WHEREAS, Section Three of Ordinance No. 702-G was amended in March, 2015 to allow City Council to establish Race Days by resolution.

WHEREAS, the 2016 Firestone Grand Prix of St. Petersburg is scheduled for March 10, 2016 through March 13, 2016.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that pursuant to Section Three of Ordinance No. 702-G, as amended, the Race Days for the 2016 Firestone Grand Prix of St. Petersburg are hereby established to be March 10, 2016 through March 13, 2016, and the Race Days shall begin at 12:01 a.m. on March 10, 2016 and end at midnight on March 13, 2016.

BE IT FURTHER RESOLVED by the City Council of the City of St. Petersburg, Florida that the Race Zone and Clean Zone regulations and other regulations shall be in effect as set forth in Ordinance No. 702-G, as amended.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE:

_____
City Attorney (designee)
00237334

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File: FLUM-33:** A private application requesting an amendment to the Future Land Use Map and Official Zoning Map designations for an estimated 1.3 acre area located approximately 460-feet west of 34th Street North, at 2500 34th Street North.

A detailed analysis of the request is provided in Staff Report FLUM-33, attached.

REQUEST: A. ORDINANCE _____-L amending the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use.

B. ORDINANCE _____-Z amending the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily-1) to CCS-1 (Corridor Commercial Suburban-1), or other less intensive use.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: Three (3) phone calls have been received to date, all requesting additional information. One phone call was from the president of the Reserve at Harshaw homeowners association and one from the president of the Ponce de Leon neighborhood association.

Community Planning & Preservation Commission (CPPC): On February 9, 2016 the CPPC held a public hearing regarding this matter and voted 7 to 0 to recommend APPROVAL.

Recommended City Council Action: 1) CONDUCT the first reading of the attached proposed ordinances; AND 2) SET the second reading and adoption public hearing for March 17, 2016.

Attachments: Ordinances (2), Staff Report

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION FOR AN ESTIMATED 1.3 ACRE AREA LOCATED APPROXIMATELY 460-FEET WEST OF 34TH STREET NORTH, AT 2500 34TH STREET NORTH, FROM RESIDENTIAL MEDIUM TO PLANNED REDEVELOPMENT-MIXED USE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Community Planning Act; and

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Plan Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Plan Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Plan Map Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Community Planning Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

Property

A PARCEL OF LAND BEING A PART THE FOLLOWING TRACT AS DESCRIBED IN OFFICIAL RECORD BOOK 10429, PAGE 1729:

THE SOUTH 200 FEET OF THE NORTH 600 FEET OF THE EAST I /2 OF THE SOUTHEAST I /4 OF THE SOUTHEAST I /4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA .

ALSO BEING DESCRIBED AS LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 67, PAGE 68, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

AND

THE NORTH 400 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA.

SAID TRACT ALSO BEING DESCRIBED AS FOLLOWS:

THE NORTH 600 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE AFOREMENTIONED TRACT, SAME BEING THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION; THENCE ALONG THE SOUTH LINE OF SAID TRACT, SAME BEING THE SOUTH LINE OF SAID LOT 1, S89°59'49"W, A DISTANCE OF 463.58 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S89°59'49"W ALONG THE SOUTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE N00°07'11"E ALONG A LINE LYING 25.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 600.00 FEET TO THE INTERSECTION WITH THE NORTH LINE OF SAID TRACT; THENCE S89°59'35"E ALONG THE NORTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE S00°07'11"W ALONG A LINE LYING 120.00 FEET EAST OF PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 599.98 FEET TO THE POINT OF BEGINNING.

<u>Land Use Category</u>

From: Residential Medium

To: Planned Redevelopment-Mixed Use

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM-33
(Land Use)

2-11-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT — DATE

2/11/16

ASSISTANT CITY ATTORNEY — DATE

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE ZONING FOR AN ESTIMATED 1.3 ACRE AREA LOCATED APPROXIMATELY 460-FEET WEST OF 34TH STREET NORTH, AT 2500 34TH STREET NORTH, FROM NSM-1 (NEIGHBORHOOD SUBURBAN MULTIFAMILY-1) TO CCS-1 (CORRIDOR COMMERCIAL SUBURBAN-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The Official Zoning Map of the City of St. Petersburg is amended by placing the hereinafter described property in a Zoning District as follows:

Property

A PARCEL OF LAND BEING A PART THE FOLLOWING TRACT AS DESCRIBED IN OFFICIAL RECORD BOOK 10429, PAGE 1729:

THE SOUTH 200 FEET OF THE NORTH 600 FEET OF THE EAST I /2 OF THE SOUTHEAST I /4 OF THE SOUTHEAST I /4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA .

ALSO BEING DESCRIBED AS LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 67, PAGE 68, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

AND

THE NORTH 400 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA.

SAID TRACT ALSO BEING DESCRIBED AS FOLLOWS:

THE NORTH 600 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE AFOREMENTIONED TRACT, SAME BEING THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION; THENCE ALONG THE SOUTH LINE OF SAID

TRACT, SAME BEING THE SOUTH LINE OF SAID LOT 1, S89°59'49"W, A DISTANCE OF 463.58 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S89°59'49"W ALONG THE SOUTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE N00°07'11"E ALONG A LINE LYING 25.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 600.00 FEET TO THE INTERSECTION WITH THE NORTH LINE OF SAID TRACT; THENCE S89°59'35"E ALONG THE NORTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE S00°07'11"W ALONG A LINE LYING 120.00 FEET EAST OF PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 599.98 FEET TO THE POINT OF BEGINNING.

District

From: NSM-1 (Neighborhood Suburban Multifamily)

To: CCS-1 (Corridor Commercial Suburban)

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. This ordinance shall become effective upon the date the ordinance adopting the required amendment to the City of St. Petersburg Comprehensive Plan's Future Land Use Map becomes effective (Ordinance ___-L).

APPROVED AS TO FORM AND SUBSTANCE: FLUM-33 (Zoning)

2-11-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT DATE

2/11/16

ASSISTANT CITY ATTORNEY DATE

st.petersburg
www.stpete.org

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

For Public Hearing and Executive Action on February 9, 2016
at **3:00 p.m.,** in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-33
Agenda Item V.A.

According to Planning and Economic Development Department records, no Planning & Visioning Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT/ OWNER: 2500 34th Street, LLC
Carlos and Christian Yepes
6654 78th Avenue
Pinellas Park, FL 33781

REPRESENTATIVE: David Goree
6654 78th Avenue
Pinellas Park, FL 33781

SUBJECT PROPERTY: The subject property, estimated to be 1.3 acres in size, is a portion of a larger eight (8) acre parcel located at 2500 34th Street North.

PIN/LEGAL: The subject property is a portion of Parcel 10-31-16-82161-001-0010. The legal description is attached.

REQUEST: The request is to amend the subject property's Future Land Use Map designation from Residential Medium to Planned Redevelopment Mixed-Use, and the Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily-1) to CCS-1 (Corridor Commercial Suburban-1), or other less intensive use.

PURPOSE: If approved, the requested designations for the subject 1.3 acre area will aid in the commercial redevelopment of an overall eight acre site proposed to be redeveloped with two commercial retail buildings.

EXISTING USES: The subject 1.3 acre area is presently used for automobile storage, as the overall site is still being used for automobile sales with several tenants, including St. Pete Auto Sales, Unique Auto Sports Garage and Superior Auto Mall. (The site was formally the location of Swanson Chrysler Plymouth, Inc.)

EXISTING SURROUNDING USES:

- North: Ruby Lake (formerly Food Fair Lake) City-owned stormwater retention pond
- South: Single family residential (Reserve at Harshaw Community Assoc., within the Disston Heights neighborhood)
- East: Auto sales-related buildings
- West: Single family residential on the west side of 35th Street North (Disston Heights neighborhood)

ZONING HISTORY:

The subject area's present NSM-1 zoning has been in place since September 2007, following implementation of the City's Vision 2020 Plan, the city-wide rezoning and update of the City Code Chapter 16, Land Development Regulations (LDRs). The property was rezoned on April 7, 1966 for auto sales, with the western 25-feet remaining R-2, a portion zoned L-M for auto repair, and the remaining zoned CL-D. A covenant was recorded, requiring that the western 25-feet remain as a landscape buffer with trees and shrubs, along with a 6-foot high masonry screen wall (OR BK 2382, Page 28). The zoning for the area in question was then changed to RM-12/15 (Residential Multifamily). In 1998, automobile storage and employee parking were approved for the subject area (City File SE-98-046). On January 6, 2016, the DRC approved a special exception and related site plan to allow parking, loading and stormwater retention in residential zoning districts to allow redevelopment for general retail uses.

APPLICABLE REGULATIONS:

Again, the subject property is estimated to be 1.3 acres in size, or approximately 56,600 sq. ft.

There has been no stated interest in redeveloping the subject area with residential uses, as the requested designations will aid in the *commercial redevelopment* of the overall eight acre site. Nonetheless, redevelopment potential under the present NSM-1 zoning is 20 multifamily units, calculated at 15 units/acre.

Redevelopment potential under the requested CCS-1 zoning designation is again 20 multifamily units, calculated at 15 units/acre, or 31,130 sq. ft. of commercial space, based on a floor-area-ratio (FAR) of 0.55. If approved, the newly rezoned area will accommodate the foot prints of the two proposed commercial retail buildings.

SPECIAL INFORMATION:

The subject property is located within the boundaries of the Disston Heights Neighborhood Association, and the association was notified with regard to this application. Disston Heights does not have a neighborhood plan.

STAFF ANALYSIS:

The primary issues related to the applicant's request are consistency of the requested designations with the established land use and zoning patterns, and compatibility of potential and proposed uses with surrounding uses; commercial corridor redevelopment opportunities; and public facility and other level of service considerations.

Overview

The overall eight (8) acre property has three different zoning district designations. Moving from west to east, the western-most 25-feet, along the east side of 35th Street is zoned NS-1 and serves as a landscape buffer area; *the next 95-feet is the subject 1.3 acre area*, designated with NSM-1 zoning; and the remaining 464-feet out to 34th Street is designated with CCS-1 zoning. With regard to the landscape buffer area, in 1966 a site plan was approved for the larger site for auto sales and repair and a covenant was recorded, requiring that this western 25-feet remain as a landscape buffer with trees and shrubs, in addition to a 6-foot high masonry screen wall.

In 1998, the City's EDC (Environmental Development Commission) approved a site plan to construct a 13,000 square foot showroom for the existing auto sales facility, and also approved a special exception for automobile storage and employee parking on the (then) RM-12/15 designated area (*the 1.3 acre area that is the subject of this application*, City File SE-98-046).

On January 6, 2016 the DRC (Development Review Commission) approved the applicant's special exception request and related site plan involving a complete redevelopment of the 8 acre site, and the construction of two large retail buildings (City File 15-32000010). The approved site plan proposes a retention swale in the eastern 10-feet of the 25-foot buffer area, and parking and loading within the 95-foot NSM-1-zoned area (a.k.a., the 1.3 acre area that is the subject of this application). Special conditions of approval include the construction of a new eight-foot high masonry wall along the western property line that is architecturally finished on both sides. The wall is to be located on the west side of the proposed retention swale. Shade trees, understory trees, shrubs and ground cover are to be planted along the west side of the wall. In lieu of replacement, the existing wall may be architecturally finished and an eight (8) foot high solid vinyl fence installed abutting the residential uses to the south and west. In addition, an 8-foot high solid vinyl fence shall be installed along the westerly 230-feet along the south property line, abutting the residential uses. Finally, there is to be no movement of vehicles, including

truck loading, in the residentially (NSM-1) zoned area between the hours of 10:00 p.m. and 7:00 a.m., and access to the parking lot shall be physically prohibited during these hours.

Land Use and Zoning Consistency

The requested PR-MU Plan designation and CCS-1 zoning are consistent with the designations immediately abutting to the east and northeast, thus, the request is consistent with Policy LU3.4 of the Comprehensive Plan, which states that *"the Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators."*

As previously stated, since 1966 the subject property and overall eight acre site has largely been used for auto sales and repair. The requested designations are consistent with Policy LU3.6 which states that *land planning should weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated.* The established character of the immediate area is dominated by existing auto sales-related business activity in addition to 34th Street North, a major commercial corridor and arterial roadway.

Policy LU3.8 of the City's Comprehensive Plan *seeks to protect existing residential uses from incompatible uses and other intrusions that may detract from an area's long-term desirability.* As previously stated, the subject property has been used for auto storage and employee parking since 1998, and arguably has been an area associated with auto sales and repair since 1966. The single family homes located on the west side of 35th Street (within the Disston Heights neighborhood) will continue to be buffered from the subject property with an 8-foot wall and 25-foot landscaped buffer, thus, arguably the requested zoning and permitted uses will not detract from the neighborhood's desirability. In addition, the single family development immediately abutting to the south (Reserve at Harshaw) will also continue to be buffered with an 8-foot high solid vinyl fence that is to be installed along the westerly 230-feet along the south property line. Again, arguably, the requested zoning and permitted uses will not detract from the residential development's desirability.

Having said all that, it should be noted that the height of the existing commercial buildings on the overall eight acre site are one to two stories, while the two proposed commercial retail buildings to be accommodated by the applicant's request are anticipated to be 45-feet.

Commercial Corridor Redevelopment Opportunities

The applicant's desire is to redevelop the entire site with two new retail buildings. Approval of the applicant's request to change the land use and zoning for the subject 1.3 acre area will aid in new investment and redevelopment within the 34th Street commercial corridor, consistent with Objective LU18. The applicant's request is also consistent with Policy LU3.17, which states that *"future expansion of commercial uses is encouraged when infilling into existing commercial areas..."*; Objective LU4(2), which states that *"...the City shall provide opportunities for additional commercial development where appropriate"*; and Policy LU11.2, which states that *"the need for redevelopment should be assessed based on potential for private investment."* Finally, new investment and construction will create permanent employment opportunities and *improve the City's tax base* (Policy LU3.5).

Other Level of Service (LOS) Considerations

The Level of Service (LOS) impact section of this report concludes that the requested Plan change and rezoning will not have a significant negative effect upon the City's adopted LOS standards for public services and facilities including schools, potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that the subject property will meet the requirements of Concurrency at the time development permits are requested. **Completion of this land use plan change and rezoning does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner will have to comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the request to amend the Future Land Use Map designation from Residential Medium to Planned Redevelopment-Mixed Use, and Official Zoning Map designation from NSM-1 (Neighborhood Suburban Multifamily-1) to CCS-1 (Corridor Commercial Suburban-1), or less intensive use, on the basis that the request is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

RESPONSES TO RELEVANT CONSIDERATIONS ON AMENDMENTS TO THE LAND USE PLAN:

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.

LU3.5 The tax base will be maintained and improved by encouraging the appropriate use of properties based on their locational characteristics and the goals, objectives and policies within this Comprehensive Plan.

LU3.6 Land planning should weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated.

LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.

LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.

LU3.17 Future expansion of commercial uses is encouraged when infilling into existing commercial areas and activity centers, or where a need can be clearly identified, and where otherwise consistent with the Comprehensive Plan.

LU3.18 All retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets or lowering the LOS below adopted standards, and with proper facilities for pedestrian convenience and safety.

LU4(2) Commercial – the City shall provide opportunities for additional commercial development where appropriate.

LU18 Commercial development along the City's major corridors shall be limited to infilling and redevelopment of existing commercially designated frontages.

T1.3 The City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that transportation capacity is available to accommodate the additional demand.

b. Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

c. Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.

The proposed change will not alter the City's population or the population density pattern.

d. Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.

The following analysis indicates that the proposed change *will not* have a significant impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. Should the requested land use change and rezoning be approved, the City has sufficient capacity to serve the 1.3 acre subject property.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 28.3 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 78 gallons per capita per day. Therefore, there is excess water capacity to serve the amendment area.

WASTEWATER

The subject property is served by the Southwest Water Reclamation Facility, which presently has excess capacity estimated to be 3.67 million gallons per day. Therefore, there is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste disposal is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

Existing Conditions

The major road with proximity to the subject area is 34th Street North, designated as a principal arterial. Based on the Pinellas County MPO's 2015 Level of Service Report, the level of service for 34th Street North, between 22nd Avenue North and 38th Avenue North is "B." The average annual daily traffic (AADT) is 35,500 while the peak hour directional traffic is 1,855 and physical capacity 2,940, resulting in a volume-to-capacity ratio of 0.631.

Sources: Pinellas County MPO 2015 Transportation LOS Report, City of St. Petersburg, Comprehensive Plan.

Trip Generation Under the Existing Residential Medium and Proposed Planned Redevelopment-Mixed Use Future Land Use Map Designations

The traffic impact assessment provided here is a "macro" level of service analysis that is based on the present Residential Medium designation.

The vehicle trip generation rate under the existing Residential Medium land use is approximately 12 p.m. peak hour trips, calculated as follows:

Step a. 96 avg. daily trips per acre of RM land x 1.3 acres = approximately 125 avg. daily trips

Step b. 125 avg. daily trips x .095 percent = approximately 12 p.m. peak hour trips

The vehicle trip generation rate under the requested PR-MU land use is approximately 41 p.m. peak hour trips, calculated as follows:

Step a. 335 avg. daily trips per acre of PR-MU land x 1.3 acres = approximately 435 avg. daily trips

Step b. 435 avg. daily trips x .095 percent = approximately 41 p.m. peak hour trips

A Plan change from Residential Medium to Planned Redevelopment-Mixed Use will likely result in a net increase of 29 p.m. peak hour trips. Such an increase would not have a significant impact on roadway level of service.

MASS TRANSIT

The Citywide LOS for mass transit will not be affected. PSTA provides local transit service along 34th Street (Route 19) with a 20-minute headway. The LOS for mass transit is headways less than one hour.

RECREATION

The City's adopted LOS for recreational acreage, which is 9 acres per 1,000 population, will not be impacted by this proposed rezoning. Under both the existing and proposed zoning, the LOS citywide will generally remain at 21.9 acres per 1,000 population.

STORMWATER MANAGEMENT

Prior to development of the subject property, site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all city and SWFWMD stormwater management criteria. Also, there is an existing stormwater pond on the subject property that will be relocated and reconfigured to accommodate the proposed use.

e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.

The land area is both appropriate and adequate for the anticipated use of the subject property.

f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.

There are approximately 98 acres of vacant land in the City designated with CCS-1 zoning.

g. Whether the proposed change is consistent with the established land use pattern.

The proposed Planned Redevelopment Mixed-Use land use designation is consistent with the established land use pattern to the east and northeast.

h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.

The existing NSM-1 zoning district boundaries are not illogically drawn in relation to existing conditions.

i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.

Not applicable.

j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is located in the "X-Zone," i.e., not in the flood zone. In addition, the tract does not lie within the CHHA (Coastal High Hazard Area).

k. Other pertinent information. None.

LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART THE FOLLOWING TRACT AS DESCRIBED IN OFFICIAL RECORD BOOK 10429, PAGE 1729:

THE SOUTH 200 FEET OF THE NORTH 600 FEET OF THE EAST I /2 OF THE SOUTHEAST I /4 OF THE SOUTHEAST I /4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA .

ALSO BEING DESCRIBED AS LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 67, PAGE 68, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

AND

THE NORTH 400 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES, PINELLAS COUNTY, FLORIDA.

SAID TRACT ALSO BEING DESCRIBED AS FOLLOWS:

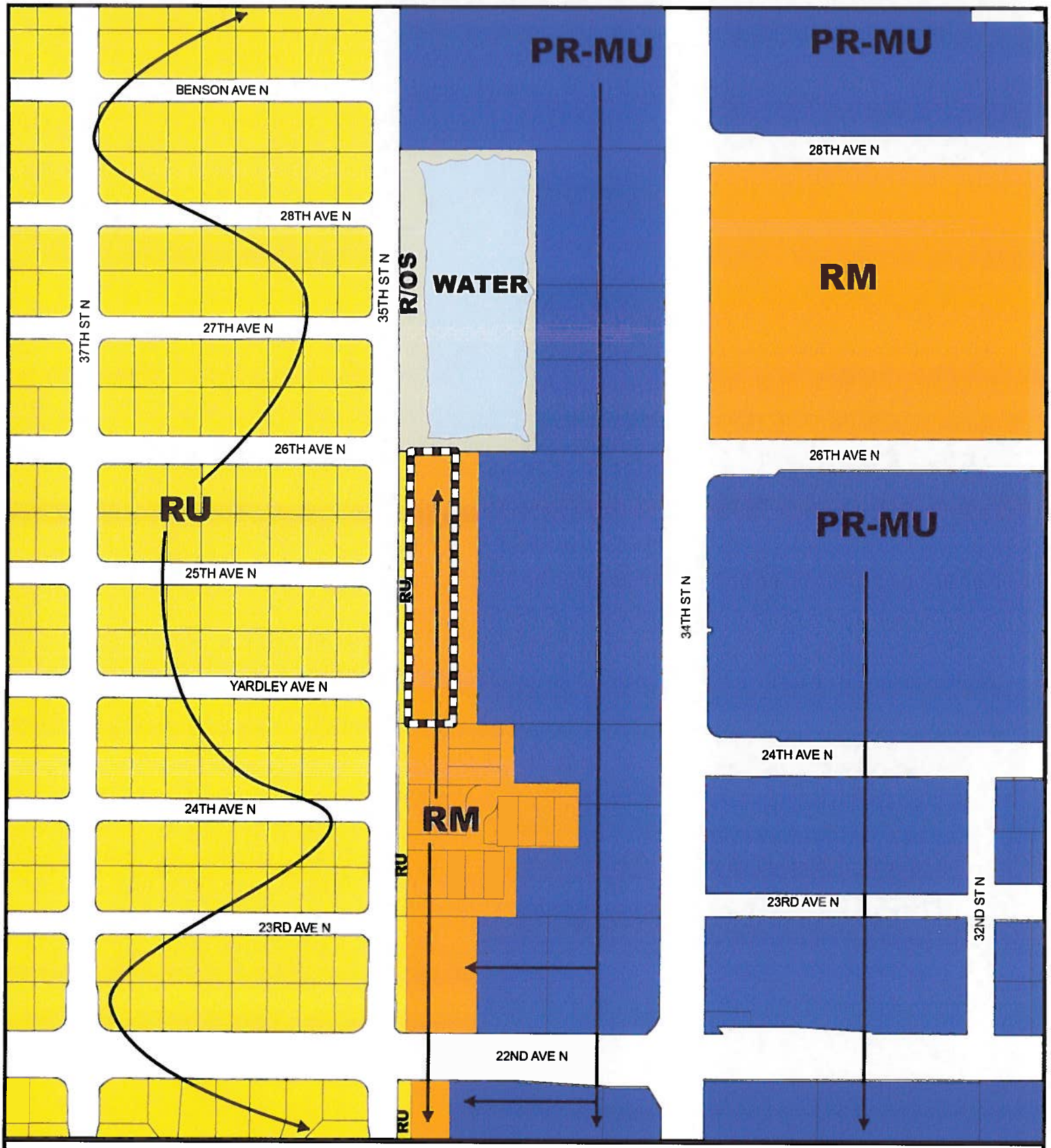
THE NORTH 600 FEET OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 31 SOUTH, RANGE 16 EAST, LESS THE EAST 50 FEET THEREOF AND THE WEST 30 FEET THEREOF FOR STREET PURPOSES. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE AFOREMENTIONED TRACT, SAME BEING THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 1 OF SIRMONS ESTATES CHRYSLER ADDITION; THENCE ALONG THE SOUTH LINE OF SAID TRACT, SAME BEING THE SOUTH LINE OF SAID LOT 1, S89°59'49"W, A DISTANCE OF 463.58 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S89°59'49"W ALONG THE SOUTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE N00°07'11"E ALONG A LINE LYING 25.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 600.00 FEET TO THE INTERSECTION WITH THE NORTH LINE OF SAID TRACT; THENCE S89°59'35"E ALONG THE NORTH LINE OF SAID TRACT A DISTANCE OF 95.00 FEET; THENCE S00°07'11"W ALONG A LINE LYING 120.00 FEET EAST OF PARALLEL WITH THE WEST LINE OF SAID TRACT A DISTANCE OF 599.98 FEET TO THE POINT OF BEGINNING.

CONTAINING 57,000 SQUARE FEET (1.309 ACRES) MORE OR LESS.

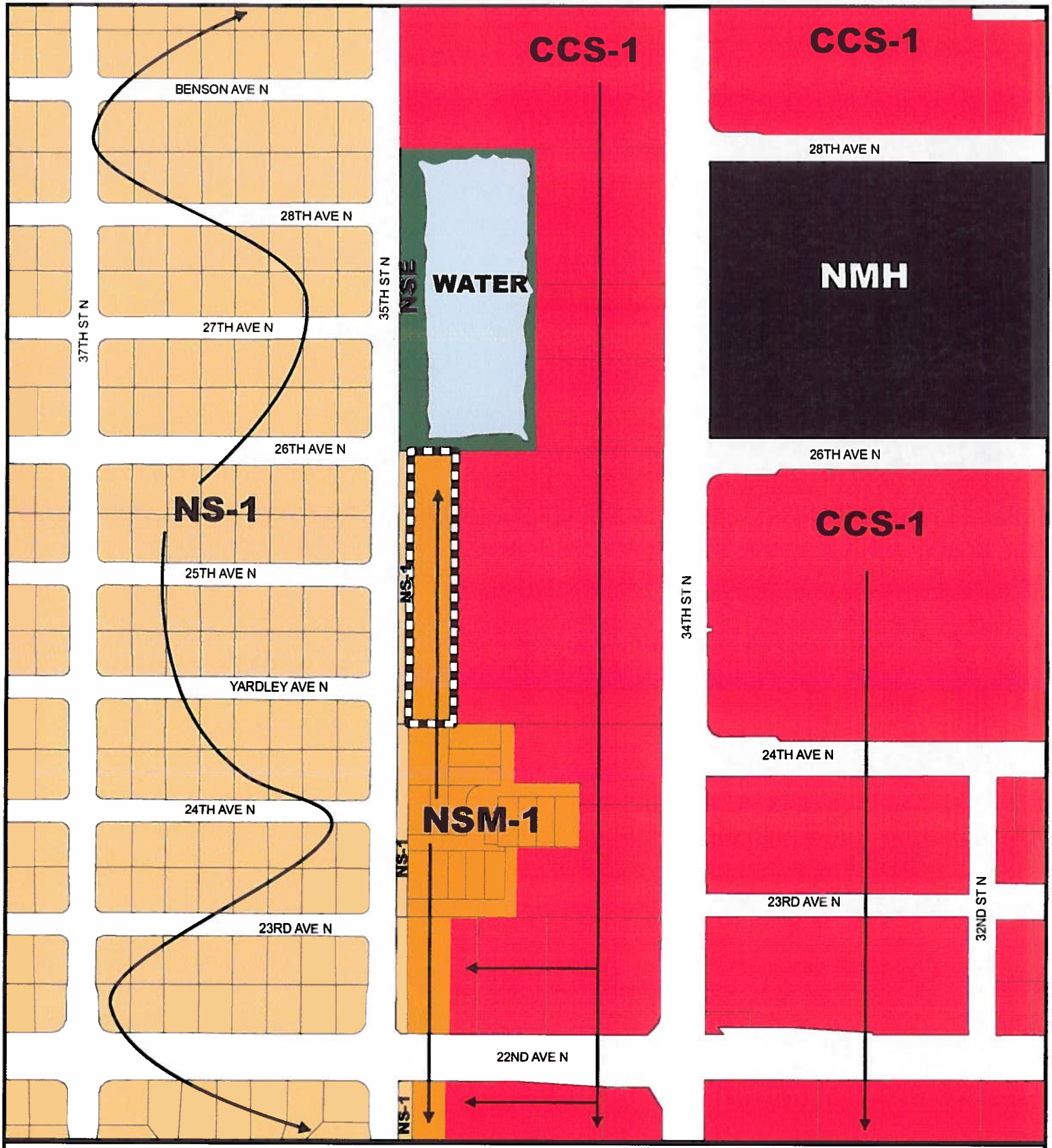
AERIAL

CITY FILE		
FLUM-33	SUBJECT AREA	N W E S
SCALE: 1" = 275'		



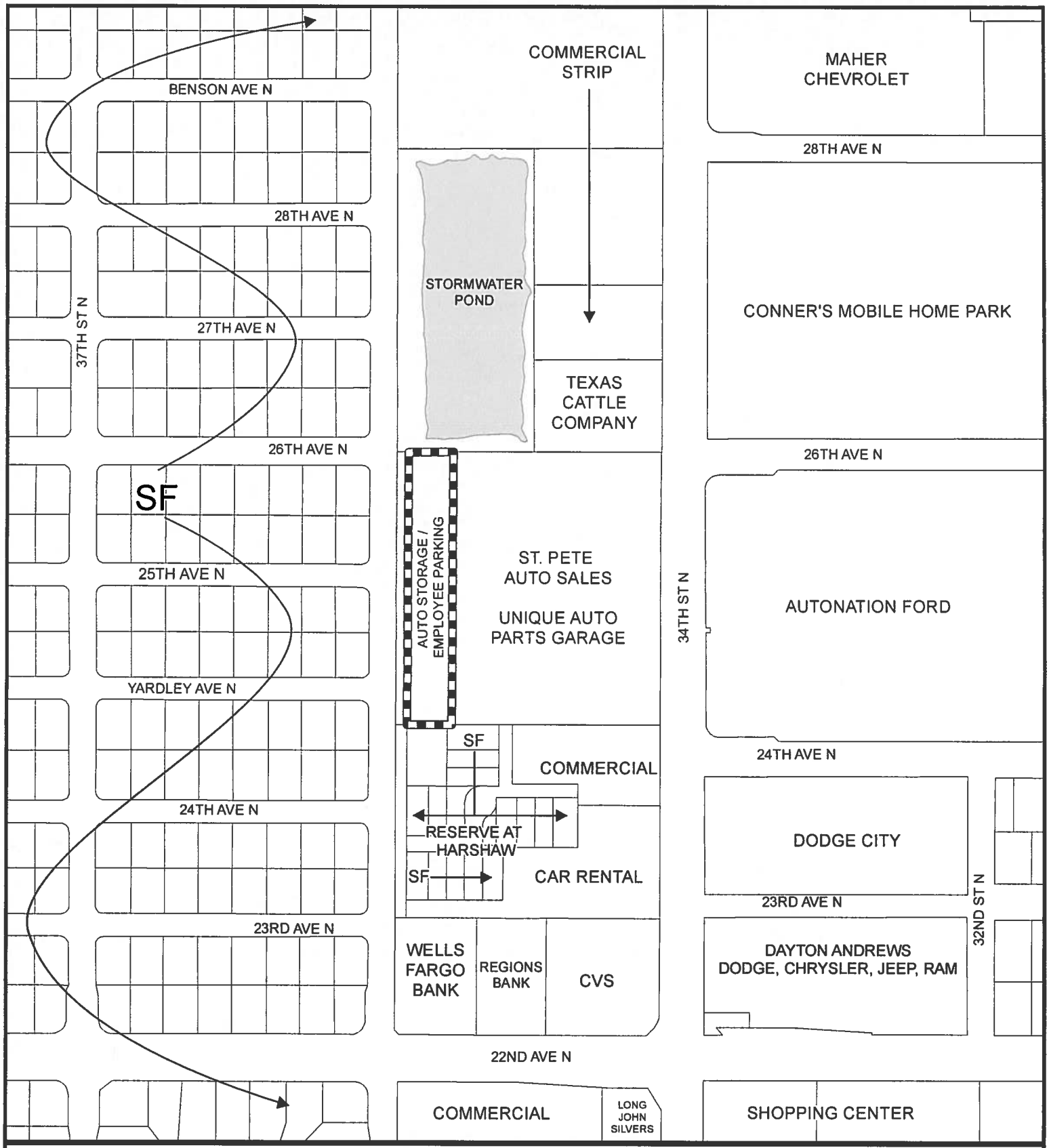
FUTURE LAND USE PLAN DESIGNATION

CITY FILE	From: Residential Medium (RM)	To: Planned Redevelopment -Mixed Use (PR-MU)	N W E S
FLUM-33	SUBJECT AREA		
SCALE: 1" = 275'			



EXISTING ZONING

CITY FILE	From: NSM-1 (Neighborhood Suburban Multifamily-1)	To: CCS-1 (Corridor Commercial Suburban-1)	N W E S
FLUM-33			
SCALE: 1" = 275'	SUBJECT AREA		



EXISTING SURROUNDING USES

CITY FILE	SUBJECT AREA	N W E S
FLUM-33		
SCALE: 1" = 275'		

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File: FLUM-34:** A private application requesting an amendment to the Future Land Use Map designation for the 3.13 acre subject property, located on the northeast corner of 9th Avenue North and 24th Street North, at 2331 9th Avenue North.

A detailed analysis of the request is provided in Staff Report FLUM-34, attached.

REQUEST: (A) ORDINANCE _____-L amending the Future Land Use Map designation from Institutional to Planned Redevelopment-Mixed Use.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: One phone call and one email, both requesting more information on the proposal, were received by Planning & Economic Development Department staff.

Neighborhood Input: The subject property is located within the boundaries of the North Kenwood Neighborhood Association and is just north of the boundary for the Historic Kenwood Neighborhood Association. The Planning & Economic Development Department has received no phone calls or correspondence to date.

Community Planning & Preservation Commission (CPPC): On February 9, 2016 the CPPC held a public hearing regarding these amendments, and voted unanimously 7 to 0 to recommend APPROVAL.

Recommended City Council Action: 1) CONDUCT the first reading of the attached proposed ordinance; AND 2) SET the second reading and adoption public hearing for March 17, 2016.

Attachments: Ordinance and Staff Report.

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY LOCATED ON THE NORTHEAST CORNER OF 9TH AVENUE NORTH AND 24TH STREET NORTH, AT 2331 9TH AVENUE NORTH, FROM INSTITUTIONAL TO PLANNED REDEVELOPMENT-MIXED USE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Community Planning Act; and

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Comprehensive Plan and Future Land Use Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Future Land Use Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Future Land Use Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Community Planning Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

<u>Property</u>

NINTH AVENUE CENTER PARTIAL REPLAT LOT 2

AND

That part of Lot 1, NINTH AVENUE CENTER PARTIAL REPLAT, according to plat thereof recorded in Plat Book 67, Page 9, of the Public Records of Pinellas County, Florida, being further described as follows:

A parcel of land in the Southeast ¼ of Section 14, Township 31 South, Range 16 East, Pinellas County, Florida, more particularly described as: From the Southeast corner of Section 14, Township 31 South, Range 16 East, thence North 00'14'00" East 1326.50 feet; thence North 89'57'00" West 632.50 feet; thence North 00'37'00" West 420.00 feet to the Point of Beginning; thence North 00'37'00" West 36.40 feet; thence South 89'57'00" East 300.00 feet; thence South 00'37'00" East 36.40 feet; thence North 89'57'00" West 300.00 feet to the Point of Beginning.

AND

That part of Tract 1. 9th AVENUE CENTER, according to plat thereof recorded in Plat Book 35, Page 42 of the Public Records of Pinellas County, Florida, being further describes as follows:

A parcel of land in the Southeast ¼ Section 14, Township 31 South, Range 16 East, Pinellas County, Florida, more particularly described as: From the Southeast corner of Section 14, Township 31 South, Range 16 East, thence North 00'14'00" East 1326.50 feet; thence North 89'57'00" West 332.50 feet; thence North 00'37'00" West 330.00 feet to the Point of Beginning, thence North 00'37'00" West 126.40 feet; thence South 89'57'00" East 38.00 feet; thence South 47'57'00" East 114.17 feet; thence South 89'56'57" East 43.63 feet; thence South 00'03'03 West 50.00 feet; thence North 89'56'57" West 165.00 feet to the Point of Beginning

[CONTAINING 136,265 SQUARE FEET OR 3.13 ACRES, MORE OR LESS.]

Land Use Category

From: Institutional

To: Planned Redevelopment Mixed-Use

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM-34
(Land Use)

2-5-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT — DATE

2/11/16

ASSISTANT CITY ATTORNEY — DATE

st.petersburg
www.stpete.org

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

For Public Hearing and Executive Action on February 9, 2016
at **3:00 p.m.,** in City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-34
Agenda Item VI.A

According to Planning & Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT/ PROPERTY OWNER: Helvetica Sight Kenwood 25, LLC
1710 North 19th Street #210
Tampa, FL 33605

REPRESENTATIVE: Michael Mincberg
President, Sight Real Estate
1710 North 19th Street #210
Tampa, FL 33605

SUBJECT PROPERTY:

The 3.13 acre subject property is comprised of two parcels of land located on the northeast corner of 9th Avenue North and 24th Street North, at 2331 9th Avenue North.

PIN/LEGAL:

The parcel identification numbers (PINs) for the subject property are 14-31-16-60175-000-0020 and 14-31-16-60174-000-0011. The legal descriptions are attached.

REQUEST:

As depicted on the attached map series, the request is to amend the Future Land Use Map designation from Institutional (I) to Planned Redevelopment-Mixed Use (PR-MU). There is no associated rezoning request.

PURPOSE:

The applicant's conversations with City staff have indicated that the existing building will likely be reused and renovated, possibly for a multifamily dwelling project, a skilled nursing facility or an assisted living facility.

EXISTING USE:

The property was used as Edward White Hospital from 1976 to 2014. It has remained vacant since the hospital ceased operations on November 24, 2014.

SURROUNDING USES:

The surrounding uses are as follows:

- North: Booker Creek Park, multifamily homes and single family homes
- South: Across 9th Avenue North, single family homes (Historic Kenwood Neighborhood)
- East: Commercial and industrial development along 9th Avenue North
- West: Across 24th Street North, surface parking lot (associated with the former hospital), nursing home and single family homes (North Kenwood Neighborhood); single family homes and St. Petersburg High School along 9th Avenue North

NEIGHBORHOOD ASSOCIATION:

The subject property is located within the boundaries of the North Kenwood Neighborhood Association and is just north of the boundary for the Historic Kenwood Neighborhood Association. The North Kenwood Neighborhood Association does not have a neighborhood plan. Along with the Palmetto Park Neighborhood, the Historic Kenwood Neighborhood Association is included in the Central Neighborhood Plan, approved by City Council on January 23, 1992 (Resolution 92-61). The Central Neighborhood Plan outlines the following land use issues for the northern part of Historic Kenwood (bounded by 9th Avenue to the north, 5th Avenue to the south, 34th Street to the west and I-275 to the east): rehabilitation and owner occupation of housing units, resolution of the parking over-flow situation at St. Petersburg High School and limiting commercial expansion along 34th Street North. The Central Neighborhood Plan contains no recommendations specific to the 9th Avenue corridor. As required by the Comprehensive Plan, the applicant notified the North Kenwood Neighborhood Association and the Historic Kenwood Neighborhood Association.

ZONING HISTORY:

The present CRT-1 zoning designation has been in place since September 2007, following the implementation of the City's Vision 2020 Plan, the Citywide rezoning and update of the land development regulations (LDRs). From 1977 to 2007, the subject property was zoned RO-1 (Residential Office). A rezoning is not needed in this circumstance since the current CRT-1 zoning is compatible with the requested Planned Redevelopment-Mixed Use future land use map category, as outlined in Section 16.10.020.2 of the City's Land Development Regulations (LDRs).

SITE HISTORY:

Edward White Hospital was founded by 25 area physicians and opened in March 1976. It was named for Edward Higgins White II, the Gemini 4 astronaut who was the first American to walk in space. HCA (Hospital Corporation of America) acquired the hospital in 1994.

APPLICABLE REGULATIONS:

The subject property is estimated to be 136,265 sq. ft. or 3.13 acres in size. The existing building is approximately 125,189 sq. ft. in size and is six (6) stories, or approximately 60 feet, tall. The site contains approximately 113 parking spaces.

Development potential under the existing Institutional (I) future land use category and CRT-1 zoning, providing all other applicable regulations are met, is as follows: 39 multifamily units, calculated at a density of 12.5 units per acre; 117-bed assisted living facility or nursing home, calculated at a density of 12.5 units per acre (three (3) beds are equal to one (1) residential unit); 74,946 sq. ft. of non-residential space, based on a floor-area-ratio (FAR) of 0.55; or a mix of these uses.

Development potential under the requested PR-MU future land use category and CRT-1 zoning, providing all other district regulations are met, is as follows: 75 multifamily units, calculated at a density of 24 units per acre; 225-bed assisted living facility or nursing home, calculated at a density of 24 units per acre (three (3) beds are equal to one (1) residential unit); 136,265 sq. ft. of non-residential space, based on a floor-area-ratio (FAR) of 1.0; or a mix of these uses. A workforce housing density bonus is also available in the CRT-1 zoning district at a rate of 6 additional units per acre, which would raise the maximum potential, if approved, from 75 multifamily units to 94 multifamily units for the subject site.

If the requested amendment is approved, the existing building and site will conform to the CRT-1 zoning regulations in terms of the maximum allowable FAR, the minimum lot area and yard setbacks. However, the existing building will be nonconforming in terms of height since the maximum allowable height is 36 feet in the CRT-1 district and the existing building is approximately 60 feet tall.

STAFF ANALYSIS:

The applicant's desire is to use the subject site for a use and/or at a density allowed by the current CRT-1 zoning district, but which may be/is prohibited under the current Institutional (I) Future Land Use Map designation.

The primary issues associated with this private application are consistency and compatibility of the requested designations with the established land use and zoning patterns; residential corridor redevelopment opportunities; and level of service considerations.

Consistency and Compatibility

The current Institutional designation reflected the ownership and use of the property as a hospital. As set forth in the Comprehensive Plan, the Institutional designation is "limited to the designation of federal, state and local public buildings and grounds, cemeteries, *hospitals*, churches and religious institutions, and educational uses" [emphasis added]. The new owner of the subject property has indicated that a deed restriction was placed on the property at the time of purchase stating that the property can no longer be used as a hospital. Due to this fact and that the property is currently zoned CRT-1, the appropriate Future Land Use Map designation is PR-MU, consistent with the designation immediately abutting to the east.

If approved, this amendment would expand the PR-MU designation approximately 300 feet west along the north side of 9th Avenue North, which would be bounded by 24th Street North on the west. Thus, the request is consistent with Policy LU3.4 of the Comprehensive Plan, which states that *the Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.* The subject property is separated from the single family homes to the west by 24th Street North and from the single family homes to the south by 9th Avenue North, both physical separators.

The requested designation is also consistent with Policy LU3.6 which states that *land use planning decisions shall weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated* and Policy LU3.7 which states that *land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.* The established character of the immediate area is dominated by 9th Avenue North, a collector roadway, as well as the mix of residential, commercial and industrial uses stretching in a linear orientation along the corridor.

Policy LU3.8 of the City's Comprehensive Plan *seeks to protect existing residential uses from incompatible uses and other intrusions that may detract from an area's long-term desirability.* If approved, the requested designation will arguably not result in a detrimental intrusion into the single family neighborhoods to the west, northwest and south. City staff believes that the use of the subject property for multifamily dwellings, a skilled nursing facility or assisted living facility will not significantly detract from the immediate area's long-term (residential) desirability, as the change of use will require the property to meet current City Code standards, including the number of on-site parking spaces and landscaping requirements.

Residential Corridor Redevelopment Opportunities

If approved, the applicant's request will result in new investment and the adaptive reuse of a vacant building within an existing commercial corridor, which is consistent with the following policies from the Comprehensive Plan: Policy LU3.17, which states that *"future expansion of commercial uses is encouraged when infilling into existing commercial areas and activity centers, or where a need can be clearly identified, and where otherwise consistent with the Comprehensive Plan;"* and Policy LU11.2, which states that *"the need for redevelopment should be assessed based on potential for private investment."* Finally, new investment will create employment opportunities and *improve the City's tax base* (Policy LU3.5).

Level of Service (LOS) Impact

The Level of Service (LOS) impact section of this report concludes that the requested Plan change and rezoning will not have a significant impact on the City's adopted LOS standards for public services and facilities including potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change request does not guarantee that the subject property will meet the requirements of Concurrency at the time development permits are requested. **Completion of this land use map change does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner must comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the applicant's request to amend the Future Land Use Map designation from Institutional to Planned Redevelopment-Mixed Use, on the basis that the request is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

RESPONSES TO RELEVANT CONSIDERATIONS ON AMENDMENTS TO THE LAND USE PLAN:

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

LU2.4 The City may permit an increase in land use intensity or density outside of activity centers where available infrastructure exists and surrounding uses are compatible.

LU3.1(D)(2) Institutional (I) - Limited to designation of federal, state and local public buildings and grounds, cemeteries, hospitals, churches and religious institutions and educational uses. Residential uses having a density not to exceed 12.5 dwelling units per acre, are also allowed. Residential equivalency uses are not to exceed 3 beds per dwelling unit. Non-residential uses permitted in the land development regulations are not to exceed a floor area ratio of 0.55.

LU3.1.(F)(2) Planned Redevelopment – Mixed Use (MU) - allowing mixed use retail, office, service and medium density residential uses not to exceed a floor area ratio of 1.25 and a net residential density of 24 dwelling units per acre.

LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.

LU3.5 The tax base will be maintained and improved by encouraging the appropriate use of properties based on their locational characteristics and the goals, objectives and policies within this Comprehensive Plan.

LU3.6 Land use planning decisions shall weigh heavily the established character of predominately developed areas where changes of use or intensity of development are contemplated.

LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.

LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.

LU3.17	Future expansion of commercial uses is encouraged when infilling into existing commercial areas and activity centers, or where a need can be clearly identified, and where otherwise consistent with the Comprehensive Plan.
LU4(1)	Residential – the City shall provide opportunities for additional residential development where appropriate.
LU4(2)	Commercial – the City shall provide opportunities for additional commercial development where appropriate.
LU4(4)	Mixed-use – developments are encouraged in appropriate locations to foster a land use pattern that results in fewer and shorter automobile trips and vibrant walkable communities.
LU5.3	The Concurrency Management System shall continue to be implemented to ensure proposed development to be considered for approval shall be in conformance with existing and planned support facilities and that such facilities and services be available, at the adopted level of service standards, concurrent with the impacts of development.
LU11.2	The need for redevelopment should be assessed based on the following factors; 1) building conditions, 2) socio/economic characteristics, 3) land to improvement value ratios, 4) non-conforming uses and 5) potential for private investment.
LU18	Commercial development along the City's major corridors shall be limited to infilling and redevelopment of existing commercially designated frontages.
T1.3	The City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that transportation capacity is available to accommodate the additional demand.
T3.1	All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC.

T14.2 The City shall include criteria in the FLUM amendment process in the Land Development Regulations to give additional weight to amendments that increase densities for projects that are located in close proximity to Activity Centers or along corridors where transit or facilities for high occupant vehicles exist, where compatible with the policies established in the Land Use Element.

b. Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

c. Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.

If the property is redeveloped with multifamily dwellings, a total of 94 multifamily dwelling units could be developed if the workforce housing density bonus is used. The Pinellas County School District estimates that there are 0.32 school age persons per household. If the subject property is redeveloped with the maximum of 94 units, it is estimated that the resident population will include 30 persons (94 units x 0.32 students per unit) of school age. Although an increase, this number of school age persons will not significantly affect the County's public school system.

d. Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.

The following analysis indicates that the proposed change *will not* have a significant impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. Should the requested land use change and rezoning for the subject property be approved the City has sufficient capacity to meet all demands.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 27.7 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 78 gallons per capita per day. Therefore, there is excess water capacity to serve the amendment area.

WASTEWATER

The subject property is served by the Southwest Water Reclamation Facility, which presently has excess capacity estimated to be 3.7 million gallons per day. Therefore, there is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste disposal is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

<u>Existing Conditions</u>

There are two roads with geographic proximity to the subject property, which are 9th Avenue North and 24th Street North. Ninth Avenue North is classified as a collector and 24th Street North is classified as a local road; both are maintained by the City of St. Petersburg.

Based on the Pinellas County Metropolitan Planning Organization's (MPO's) 2015 Level of Service Report, the level of service (LOS) for 9th Avenue from 16th Street North to 34th Street North is "B." This LOS determination is based on the 2014 average annual daily traffic (AADT) volume of 11,169. The volume-to-capacity ratio for this four-lane undivided facility is 0.35.

The proposed amendment is consistent with Policy T3.1 which states, in part, that *all major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic.* The proposed amendment is not expected to degrade existing levels of service on 9th Avenue North due to the excess roadway capacity that is available to accommodate new trips.

Trip Generation under the Existing Institutional and Proposed Planned Redevelopment-Mixed Use Future Land Use Map Designations

The traffic impact assessment provided here is a "macro" level of service analysis that is based on the present Institutional designation.

The vehicle trip generation rate under the existing Institutional land use is approximately 57 p.m. peak hour trips, calculated as follows:

Step a. 192 avg. daily trips per acre of I land x 3.13 acres = approximately 601 avg. daily trips

Step b. 601 avg. daily trips x .095 percent = approximately 57 p.m. peak hour trips

The vehicle trip generation rate under the requested PR-MU land use is approximately 100 p.m. peak hour trips, calculated as follows:

Step a. 335 avg. daily trips per acre of PR-MU land x 3.13 acres = approximately 1,049 avg. daily trips

Step b. 1,049 avg. daily trips x .095 percent = approximately 100 p.m. peak hour trips

A Plan change from Institutional to Planned Redevelopment-Mixed Use will likely result in a net increase of 43 p.m. peak hour trips. Such an increase would not have a significant impact on roadway level of service.

Summary of traffic impact (p.m. peak hour trips):	
Existing Institutional Plan Category (Public/Semi-Public, Institutional Use in the Countywide Rules)	57
Requested Planned Redevelopment Mixed-Use Plan Category	100
New p.m. peak hour trips	43

(The traffic analysis presented above is based on the applicable trip generation rates from the City's *Vision 2020 Special Area Plan Update* and from the Pinellas Planning Council's *Countywide Rules*)

MASS TRANSIT

The Citywide LOS for mass transit will not be affected. The PSTA has one route that provides local transit service along 9th Avenue North. Route 20 has a service frequency of 60 minutes. The LOS standard for mass transit is headways less than one hour.

RECREATION

The City's adopted LOS for recreational acreage, which is 9 acres per 1,000 population, will not be impacted by this proposed Future Land Use Map amendment. Under both the existing and proposed designations, the LOS citywide will remain at 21.9 acres per 1,000 population.

STORMWATER MANAGEMENT

Should the subject property be redeveloped site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all City and SWFWMD stormwater management criteria.

e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.

The land area is both appropriate and adequate for the anticipated use of the subject property.

f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.

There are approximately 164 acres of vacant land in the City designated with the PR-MU future land use category.

g. Whether the proposed change is consistent with the established land use pattern.

The proposed Planned Redevelopment-Mixed Use land use designation is consistent with the established land use pattern to the east.

h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.

There is no rezoning request associated with the proposed Future Land Use Map amendment. However, the existing CRT-1 zoning district boundary is not illogically drawn in relation to existing conditions.

i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.

The proposed amendment to PR-MU is a mixed-use category and allows for both residential and nonresidential uses. The applicant has indicated the possibility to use the existing building as multifamily dwellings (residential use), but also possibly a skilled nursing facility or an assisted living facility (residential equivalent uses). However, if the proposed PR-MU category is approved, all of the uses allowed in the CRT-1 zoning

district will be available to the property. But regardless of the final use, 3.13 acres will not significantly affect the overall mix of land uses within the City.

j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is not located within the 100-year flood plain. The property is not located within the CHHA (Coastal High Hazard Area).

k. Other pertinent information. None

Legal Descriptions

NINTH AVENUE CENTER PARTIAL REPLAT LOT 2

AND

That part of Lot 1, NINTH AVENUE CENTER PARTIAL REPLAT, according to plat thereof recorded in Plat Book 67, Page 9, of the Public Records of Pinellas County, Florida, being further described as follows:

A parcel of land in the Southeast ¼ of Section 14, Township 31 South, Range 16 East, Pinellas County, Florida, more particularly described as: From the Southeast corner of Section 14, Township 31 South, Range 16 East, thence North 00'14'00" East 1326.50 feet; thence North 89'57'00" West 632.50 feet; thence North 00'37'00" West 420.00 feet to the Point of Beginning; thence North 00'37'00" West 36.40 feet; thence South 89'57'00" East 300.00 feet; thence South 00'37'00" East 36.40 feet; thence North 89'57'00" West 300.00 feet to the Point of Beginning.

AND

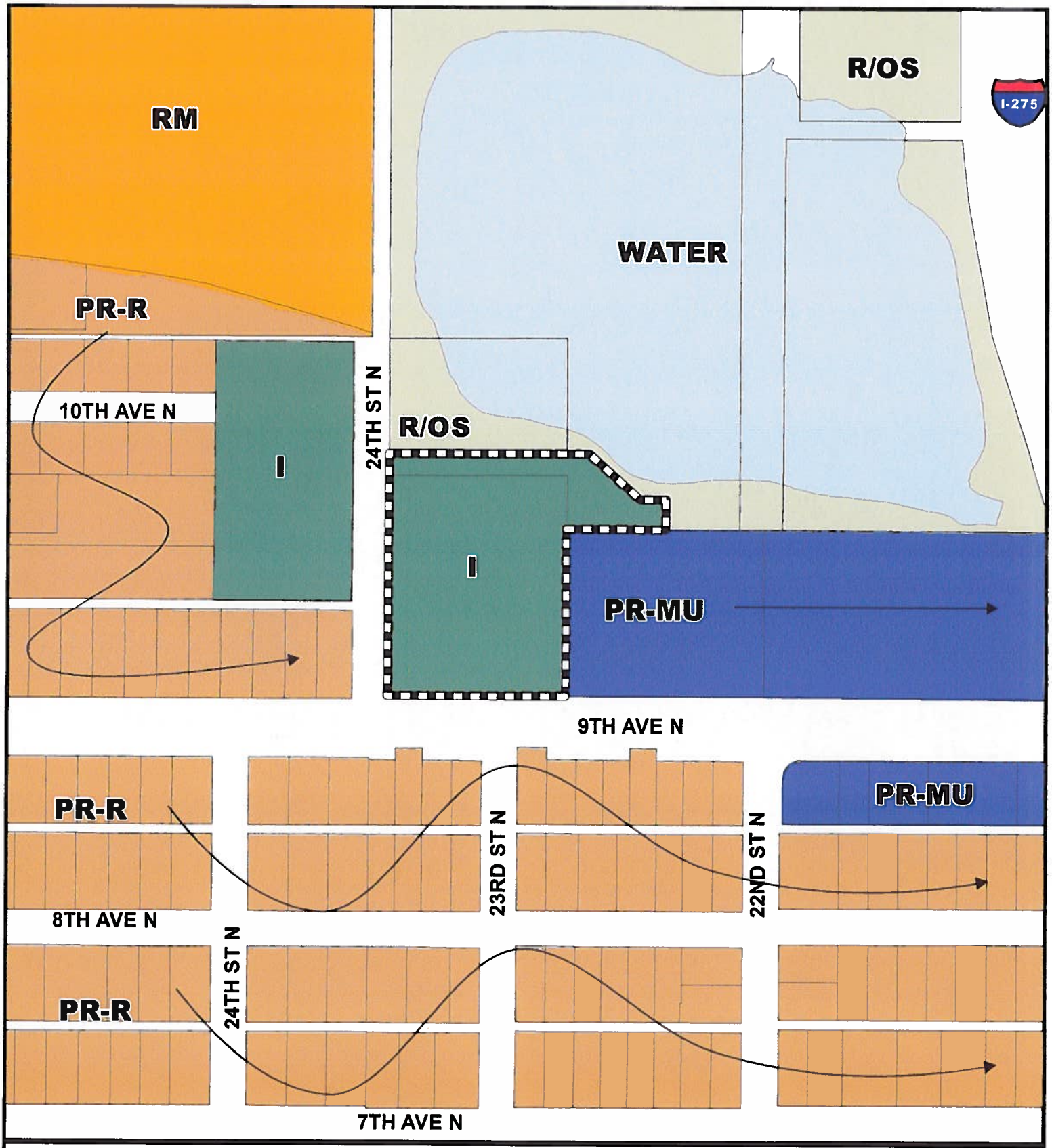
That part of Tract 1. 9th AVENUE CENTER, according to plat thereof recorded in Plat Book 35, Page 42 of the Public Records of Pinellas County, Florida, being further describes as follows:

A parcel of land in the Southeast ¼ Section 14, Township 31 South, Range 16 East, Pinellas County, Florida, more particularly described as: From the Southeast corner of Section 14, Township 31 South, Range 16 East, thence North 00'14'00" East 1326.50 feet; thence North 89'57'00" West 332.50 feet; thence North 00'37'00" West 330.00 feet to the Point of Beginning, thence North 00'37'00" West 126.40 feet; thence South 89'57'00" East 38.00 feet; thence South 47'57'00" East 114.17 feet; thence South 89'56'57" East 43.63 feet; thence South 00'03'03 West 50.00 feet; thence North 89'56'57" West 165.00 feet to the Point of Beginning

CONTAINING 136,265 SQUARE FEET OR 3.13 ACRES, MORE OR LESS.

AERIAL

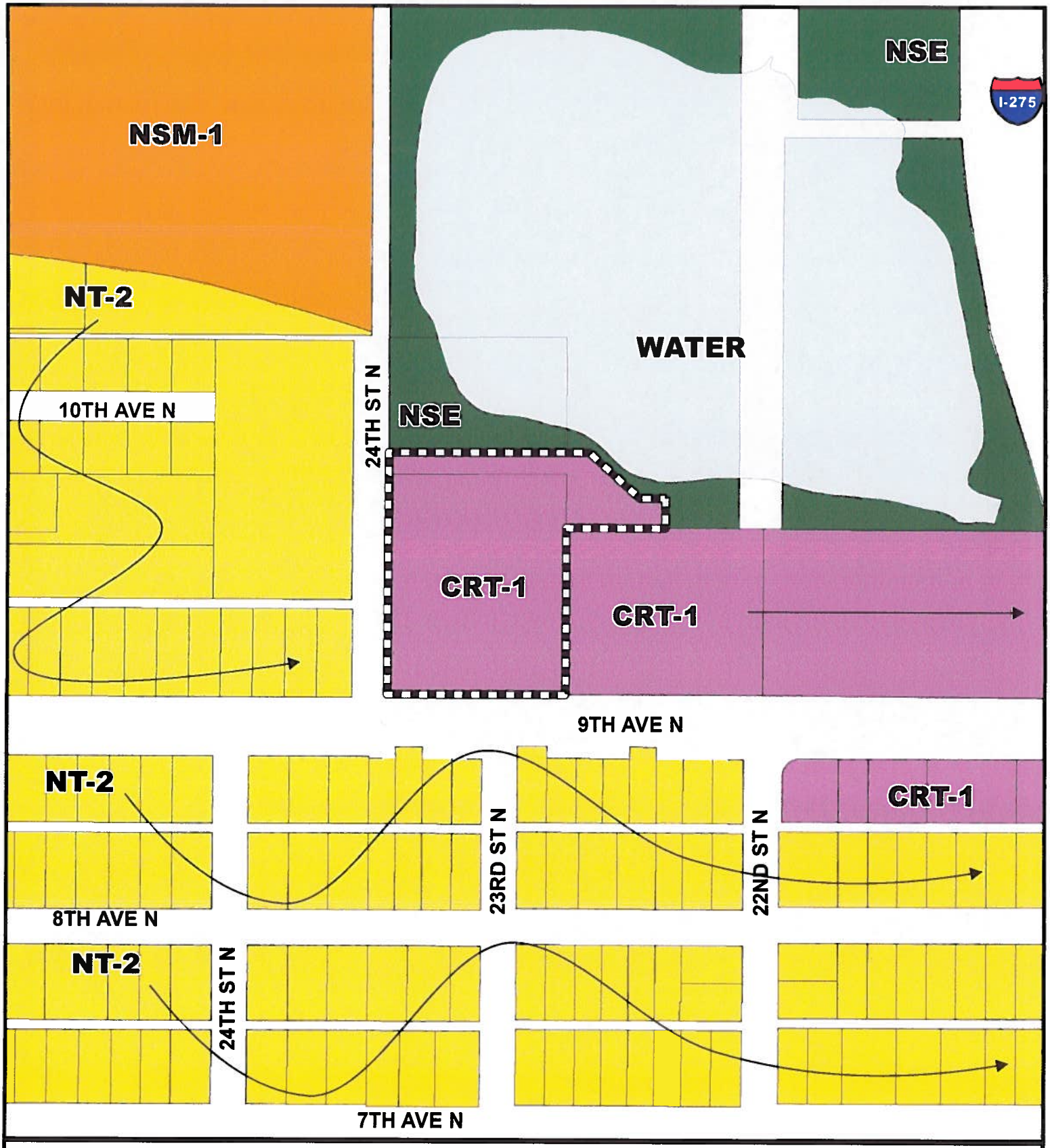
CITY FILE	SUBJECT AREA	N W E S
FLUM-34		
SCALE: 1" = 210'		



FUTURE LAND USE PLAN DESIGNATION

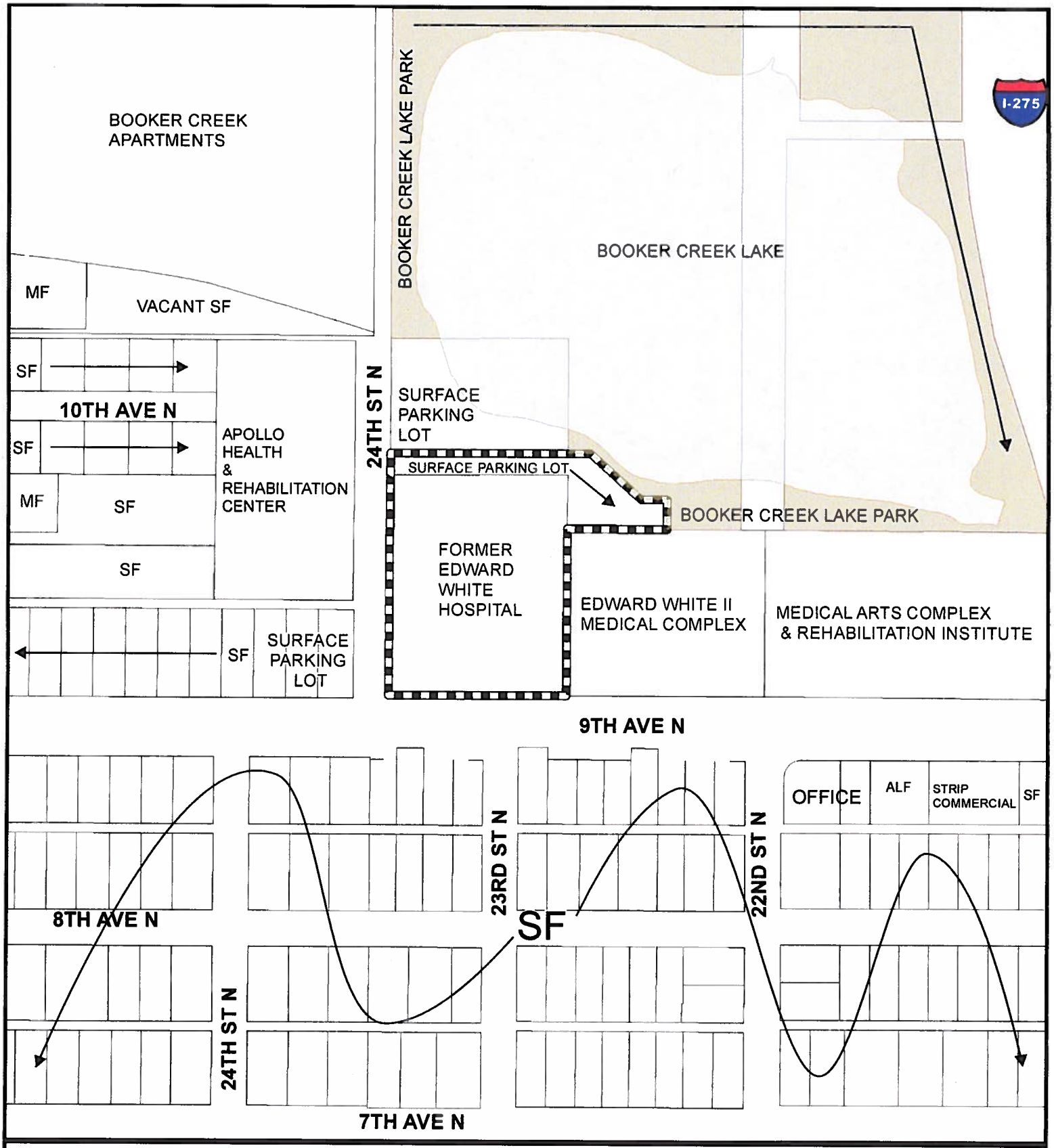
CITY FILE	From: I (Institutional)	To: PR-MU (Planned Redevelopment -Mixed Use)
FLUM-34	SUBJECT AREA	
SCALE: 1" = 210'		

N W E S



EXISTING ZONING

CITY FILE	CRT-1 (Corridor Residential Tradition-1)	N W E S
FLUM-34	SUBJECT AREA	
SCALE: 1" = 210'		



EXISTING SURROUNDING USES

CITY FILE	SUBJECT AREA	N W E S
FLUM-34		
SCALE: 1" = 210'		

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File: FLUM-35:** Private application requesting an amendment to the Future Land Use Map and Official Zoning Map designations for an estimated 0.29 acre parcel of land, comprised of two lots, located on the south side of 77th Avenue North, approximately 140-feet east of Dr. Martin Luther King Jr. Street North.

A detailed analysis of the request is provided in Staff Report FLUM-35, attached.

REQUEST: (A) ORDINANCE _____-L amending the Future Land Use Map designation from Planned Redevelopment-Residential to Residential/Office General.

(B) ORDINANCE _____-Z amending the Official Zoning Map designation from NT-1 (Neighborhood Traditional-1) to CRS-1 (Corridor Residential Suburban-1), or other less intensive use.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: The subject property is located within the boundaries of the Fossil Park Neighborhood Assoc. No phone calls, correspondence or visitors have been received to date.

Community Planning & Preservation Commission (CPPC): On February 9, 2016 the CPPC held a public hearing regarding this matter and voted 7 to 0 to recommend APPROVAL.

Recommended City Council Action: 1) CONDUCT the first reading of the attached proposed ordinances; AND 2) SET the second reading and adoption public hearing for March 17, 2016.

Attachments: Ordinances (2), Staff Report

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION FOR AN ESTIMATED 0.29 ACRE PARCEL OF LAND, COMPRISED OF TWO LOTS, LOCATED ON THE SOUTH SIDE OF 77TH AVENUE NORTH, APPROXIMATELY 140-FEET EAST OF DR. MARTIN LUTHER KING JR. STREET NORTH, FROM PLANNED REDEVELOPMENT-RESIDENTIAL TO RESIDENTIAL/OFFICE GENERAL; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, CHAPTER 163, FLORIDA STATUTES, ESTABLISHED THE COMMUNITY PLANNING ACT; AND

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Plan Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Plan Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Plan Map Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Community Planning Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

Property

Lots 55 and 56, John Alexander Kelly Subdivision, according to the map or plat thereof, as recorded in Plat Book 6, Page 14 of the Public Records of Pinellas County, Florida.

Land Use Category

From: Planned Redevelopment-Residential

To: Residential/Office General

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE: FLUM-35
(Land Use)

2-11-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT DATE

2/11/16

ASSISTANT CITY ATTORNEY DATE

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE ZONING FOR AN ESTIMATED 0.29 ACRE PARCEL OF LAND, COMPRISED OF TWO LOTS, LOCATED ON THE SOUTH SIDE OF 77TH AVENUE NORTH, APPROXIMATELY 140-FEET EAST OF DR. MARTIN LUTHER KING JR. STREET NORTH, FROM NT-1 (NEIGHBORHOOD TRADITIONAL-1) TO CRS-1 (CORRIDOR RESIDENTIAL SUBURBAN-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The Official Zoning Map of the City of St. Petersburg is amended by placing the hereinafter described property in a Zoning District as follows:

Property

Lots 55 and 56, John Alexander Kelly Subdivision, according to the map or plat thereof, as recorded in Plat Book 6, Page 14 of the Public Records of Pinellas County, Florida.

District

From: NT-1 (Neighborhood Traditional-1)

To: CRS-1 (Corridor Residential Suburban-1)

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. This ordinance shall become effective upon the date the ordinance adopting the required amendment to the City of St. Petersburg Comprehensive Plan's Future Land Use Map becomes effective (Ordinance ___-L).

APPROVED AS TO FORM AND SUBSTANCE: FLUM-35 (Zoning)

2-11-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT DATE

2/11/16

ASSISTANT CITY ATTORNEY DATE

st.petersburg
www.stpete.org

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

For Public Hearing and Executive Action on February 9, 2016
at **3:00 p.m.,** in City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-35
Agenda Item V.B.

According to Planning & Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT/ PROPERTY OWNER:
Parkshore Realty Partners, LLC
300 Beach Drive NE, Unit 2003
St. Petersburg, FL 33701

REPRESENTATIVES:
Charles Darst, Manager
300 Beach Drive NE, Unit 2901
St. Petersburg, FL 33701

Joe Rosenthal, Manager
300 Beach Drive NE, Unit 2003
St. Petersburg, FL 33701

SUBJECT PROPERTY:

The subject property is a 0.29 acre parcel of land comprised of two lots, located on the south side of 77th Avenue North, approximately 140-feet east of Dr. M.L. King Jr. Street North.

PIN/LEGAL:

The parcel identification number (PIN) for the subject property is 30-30-17-45666-000-0550. The subject property is legally described as Lots 55 and 56, John Alexander Kelly Subdivision,

according to the map or plat thereof, as recorded in Plat Book 6, Page 14 of the Public Records of Pinellas County, Florida.

REQUEST:

As depicted on the attached map series, the request is to amend the Future Land Use Map designation from Planned Redevelopment-Residential to Residential/Office General, and the Official Zoning Map designation from NT-1 (Neighborhood Traditional-1) to CRS-1 (Corridor Residential Suburban-1), or other less intensive use.

PURPOSE:

The applicant's desire is to redevelop the subject property with a medical office building.

EXISTING USE:

The subject property is currently used for over-flow parking associated with the adjacent office building located at 7601 Dr. M.L. King St. N., approved as a special exception use in 1987. Both properties are owned by the applicant. (The SE parking approval is discussed in greater detail below.)

SURROUNDING USES:

- North: Turner's Creek (a.k.a. Sawgrass/77th Avenue Drainage Canal), owned and maintained by Pinellas County; Gateway Mall
- South: Single family homes, separated by an unimproved alley
- East: Single family homes
- West: Medical office building (owned by the applicant, presently with three tenants)

NEIGHBORHOOD ASSOCIATION:

The subject property is located within the boundaries of the Fossil Park Neighborhood Association, which was notified concerning this amendment. The association does not have a neighborhood plan.

ZONING HISTORY:

The present NT-1 zoning designation has been in place since September 2007, following the implementation of the City's Vision 2020 Plan, the City-wide rezoning and update of the land development regulations (LDRs).

APPLICABLE REGULATIONS:

The subject parcel is comprised of two lots, each approximately 50 x 127 in size or 6,350 sq. ft., which equates to a total land area of 12,700 sq. ft. or 0.29 acres.

Development potential under the existing NT-1 zoning designation, providing all other district regulations are met, is as follows: two (2) single-family homes, each with an accessory dwelling unit, for a total of four (4) dwelling units, calculated at a density of 15 units per acre. Maximum building height for the primary structure is 24-feet to the beginning of the roof line and 36-feet to the roof peak, and for the accessory structure 20-feet to the beginning of the roof line and 30-feet to the roof peak.

Development potential under the requested CRS-1 zoning designation, providing all other district regulations are met, is four (4) multifamily units, calculated at a density of 15 units per acre; 6,350 sq. ft. of office space, based on a floor-area-ratio (FAR) of 0.50; or a mix of these uses. Maximum building height is 36-feet to the roof peak.

STAFF ANALYSIS:

The major issues associated with this application are consistency and compatibility, specifically, the consistency of the requested land use and zoning designations with the surrounding land use and zoning pattern, and the compatibility of the potential and proposed use with surrounding uses.

Brief Background

In March 1987, City staff supported and the EDC (Environmental Development Commission) approved a Special Exception request and related site plan for parking on the subject parcel, subject to conditions, including the construction of a masonry wall to help buffer the parking lot from the single family home immediately abutting to the east (City File: SE-1156). The purpose of the SE request was to provide additional parking for the proposed office building to be constructed on land immediately abutting to the west on Dr. M.L. King Jr. Street (all under the same ownership). In April 1987, the owner of the subject property once again appeared before the EDC, requesting a variance to the required masonry wall because the homeowner to the east did not want it constructed. City staff and the EDC supported the variance request (City File: SE-1156-B). Thus, the subject property has been used as a commercial parking lot for approximately 29 years.

Consistency and Compatibility

The requested R/OG Plan designation and CRS-1 zoning designation are consistent with the designations immediately abutting to the west, on the medical office property also owned by the applicant. The requested designations are not consistent with the PR-R and NT-1 designations to the south and east. However, the fact that the subject property has been used as a *commercial* parking lot for nearly three decades must be taken into consideration, along with the fact that the property is separated from the single family homes to the south by a 16-foot unimproved alley. Because of the site's history, arguably, the request will provide for a logical extension of the adjacent professional office zoning and uses found on Dr. M.L. King Jr. St., and if redeveloped with a medical office building the City's land development regulations (LDRs) will affect the site layout, building and parking location, green yard and buffering requirements. Specifically, the construction of a nonresidential structure abutting residential (neighborhood) zoning and/or

residential uses will require a five-foot fence and a five-foot interior and exterior green yard. Thus, the request is arguably consistent with Policy LU3.4 of the Comprehensive Plan, which states that *the Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.*

Policy LU3.8 of the City's Comprehensive Plan *seeks to protect existing residential uses from incompatible uses and other intrusions that may detract from an area's long-term desirability.* As previously stated, the subject property has been used as a commercial (over-flow) parking lot for nearly three decades and the property is separated from the single family homes to the south by a 16-foot unimproved alley. Construction of a nonresidential building is obviously a more intensive use than a commercial parking lot, but is it more desirable? Is it likely that the subject property will be redeveloped with residential uses? Under the current NT-1 zoning, providing all other district regulations are met, two single-family homes can be constructed, each with an accessory dwelling unit, for a total of four dwelling units, with a maximum building height of 36-feet for the primary structure and 20-feet for the accessory structure. The single family homes abutting the subject property are all one-story in height. Under the proposed CRS-1 zoning, providing all other district regulations are met, four multifamily units, e.g. townhomes, could be constructed or 6,350 sq. ft. of office space (both uses with a maximum building height of 36-feet). In summary, two-story single family homes, with accessory units, may be more compatible with the surrounding single family homes, but they may be more intrusive and less desirable than a single-story medical office building. However, approval of the applicant's request will permit a variety of professional office uses on the property, e.g., general office, medical office, bank, veterinary office, studio and personal service. Such uses will create impacts that will vary, but generally involve traffic generation, parking and noise, and sometimes days and hours of operation. With regard to the latter, it could be Monday through Friday business activity during normal business hours, possibly in the evening and possibly on weekends. Potentially such impacts could negatively affect the single-family residences to the east and south, and overall detract from the long-term desirability of the area.

Policy LU3.17 states that *future expansion of commercial uses is encouraged when infilling into existing commercial areas and activity centers, or where a need can be clearly identified, and where otherwise consistent with the Comprehensive Plan.* Arguably, the applicant's request will provide for a logical extension of the adjacent commercial (professional office) zoning and uses found on Dr. M.L. King Jr. St., however, a strong case has not yet been made that there is a need for more commercial zoning at this location.

Policy LU3.18 states that *all retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets;* Objective LU4(2) states that *the City shall provide opportunities for additional commercial development where appropriate*; and Policy 18.1 states that *requests to amend the Land Use Plan and Land Development Regulations to permit retail/office development in the North Sector on corridors other than 4th Street North should be recommended for denial by Staff, except at appropriate intersections of major streets or in designated mixed use settings.* If approved, the applicants' request will result in a new investment and redevelopment opportunity on 77th Avenue (a major street), approximately 140-feet east of Dr. M.L. King Jr. Street (also a major street). Arguably, the subject property is an appropriate location for additional commercial given its proximity to the intersection of two

major streets, and the fact that the property faces the Sawgrass/77th Avenue Drainage Canal (as do many single family homes to the east and west along the south side of 77th Avenue).

Finally, new investment and construction will create permanent employment opportunities and *improve the City's tax base* (Policy LU3.5).

Level of Service (LOS) Impact

The Level of Service (LOS) impact section of this report concludes that the requested Plan change and rezoning will not have a significant impact on the City's adopted LOS standards for public services and facilities including potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that the subject property will meet the requirements of concurrency at the time development permits are requested. **Completion of this land use map change and rezoning does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner must comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the applicant's request to amend the Future Land Use Map designation from Planned Redevelopment-Residential to Residential/Office General, and the Official Zoning Map designation from NT-1 (Neighborhood Traditional-1) to CRS-1 (Corridor Residential Suburban-1), or other less intensive use, on the basis that the request is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

RESPONSES TO RELEVANT CONSIDERATIONS ON AMENDMENTS TO THE LAND USE PLAN:

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.

LU3.5 The tax base will be maintained and improved by encouraging the appropriate use of properties based on their locational characteristics and the goals, objectives and policies within this Comprehensive Plan.

LU3.6 Land use planning decisions shall weigh heavily the established character of predominately developed areas where changes of use or intensity of development are contemplated.

LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.

LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.

LU3.17 Future expansion of commercial uses is encouraged when infilling into existing commercial areas and activity centers, or where a need can be clearly identified, and where otherwise consistent with the Comprehensive Plan.

LU3.18 All retail and office activities shall be located, designed and regulated so as to benefit from the access afforded by major streets without impairing the efficiency of operation of these streets or lowering the LOS below adopted standards, and with proper facilities for pedestrian convenience and safety.

LU4: The following future land use needs are identified by this Future Land Use Element:

2. Commercial – the City shall provide opportunities for additional commercial development where appropriate.

LU18.1 Requests to amend the Land Use Plan and Land Development Regulations to permit retail/office development in the North Sector on corridors other than 4th Street North should be recommended for denial by Staff, except at appropriate intersections of major streets or in designated mixed use settings.

b. Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

c. Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.

The proposed change will not alter population or the population density pattern and thereby impact residential dwelling units and/or public schools.

d. Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.

The following analysis indicates that the proposed change *will not* have a significant impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. Should the requested land use change and rezoning for the subject property be approved the City has sufficient capacity to meet all demands.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 28.3 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 78 gallons per capita per day. Therefore, there is excess water capacity to serve the amendment area.

WASTEWATER

The subject property is served by the Northeast Water Reclamation Facility, which presently has excess capacity estimated to be 8.14 million gallons per day. Therefore, there is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste disposal is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

Existing Conditions

Dr. M. L. King Jr. Street North is classified as a minor arterial roadway maintained by the Florida Department of Transportation, while 77th Avenue North is designated a collector roadway, maintained by the City. Based on the Pinellas County MPO's 2015 Level of Service Report, the level of service (LOS) for Dr. M.L. King Street between Gandy Blvd. and 62nd Avenue North is "C," while the the LOS for 77th Avenue between 4th Street and Dr. M. L. King Jr. Street is also "C."

Trip Generation Under the Existing Planned Redevelopment-Residential (PR-R) and Proposed Residential/Office General Future Land Use Map Designations

The vehicle trip generation rate under the existing PR-R land use is approximately 2 p.m. peak hour trips, calculated as follows:

Step a. 85 avg. daily trips per acre of PR-R land x 0.29 acres = approximately 25 avg. daily trips

Step b. 25 avg. daily trips x .095 percent = approximately 2 p.m. peak hour trips

The vehicle trip generation rate under the requested R/OG[1] land use is approximately 2 p.m. peak hour trips, calculated as follows:

Step a. 89 avg. daily trips per acre of R/OG land x 0.29 acres = approximately 26 avg. daily trips

Step b. 26 avg. daily trips x .095 percent = approximately 2 p.m. peak hour trips

In summary, a Plan change from Planned Redevelopment-Residential to Residential/Office General will likely not result in an increase in p.m. peak hour trips.

[1] The corresponding Countywide Plan category is Office.

Source: City of St. Petersburg, Transportation and Parking Management Department.

MASS TRANSIT

The Citywide LOS for mass transit will not be affected. The PSTA has two routes that provide local transit service along Dr. M.L. King Jr. Street North and 77th Avenue North. Route 59, which serves Dr. M.L. King Jr. Street, has a peak hour service frequency of 20 minutes. Several routes, including Route 59, service 77th Avenue North between Dr. M.L. King Jr. Street and 4th Street because the Gateway Mall is a transfer center for six PSTA routes. The LOS standard for mass transit is headways less than one hour.

RECREATION

The City's adopted LOS for recreational acreage, which is 9 acres per 1,000 population, will not be impacted by this proposed rezoning. Under both the existing and proposed zoning, the LOS citywide will remain at 21.9 acres per 1,000 population.

STORMWATER MANAGEMENT

Should the subject property be redeveloped site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all City and SWFWMD stormwater management criteria.

e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.

The land area is both appropriate and adequate for the anticipated use of the subject property.

f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.

There are approximately 22 acres of vacant land in the City designated with CRS-1 zoning.

g. Whether the proposed change is consistent with the established land use pattern.

The proposed Residential/Office General land use designation is consistent with the established land use pattern to the west.

h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.

The existing NT-1 zoning district boundary is arguably not logically drawn after considering the fact that the subject property has been used for over-flow parking associated with the adjacent office use for nearly three decades.

i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.

If approved, the proposed amendment will result in only an additional 0.29 acres of land designated R/OG and zoned CRS-1. This will not significantly affect the mix of land uses within the City. There is no data or research to indicate that additional nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.

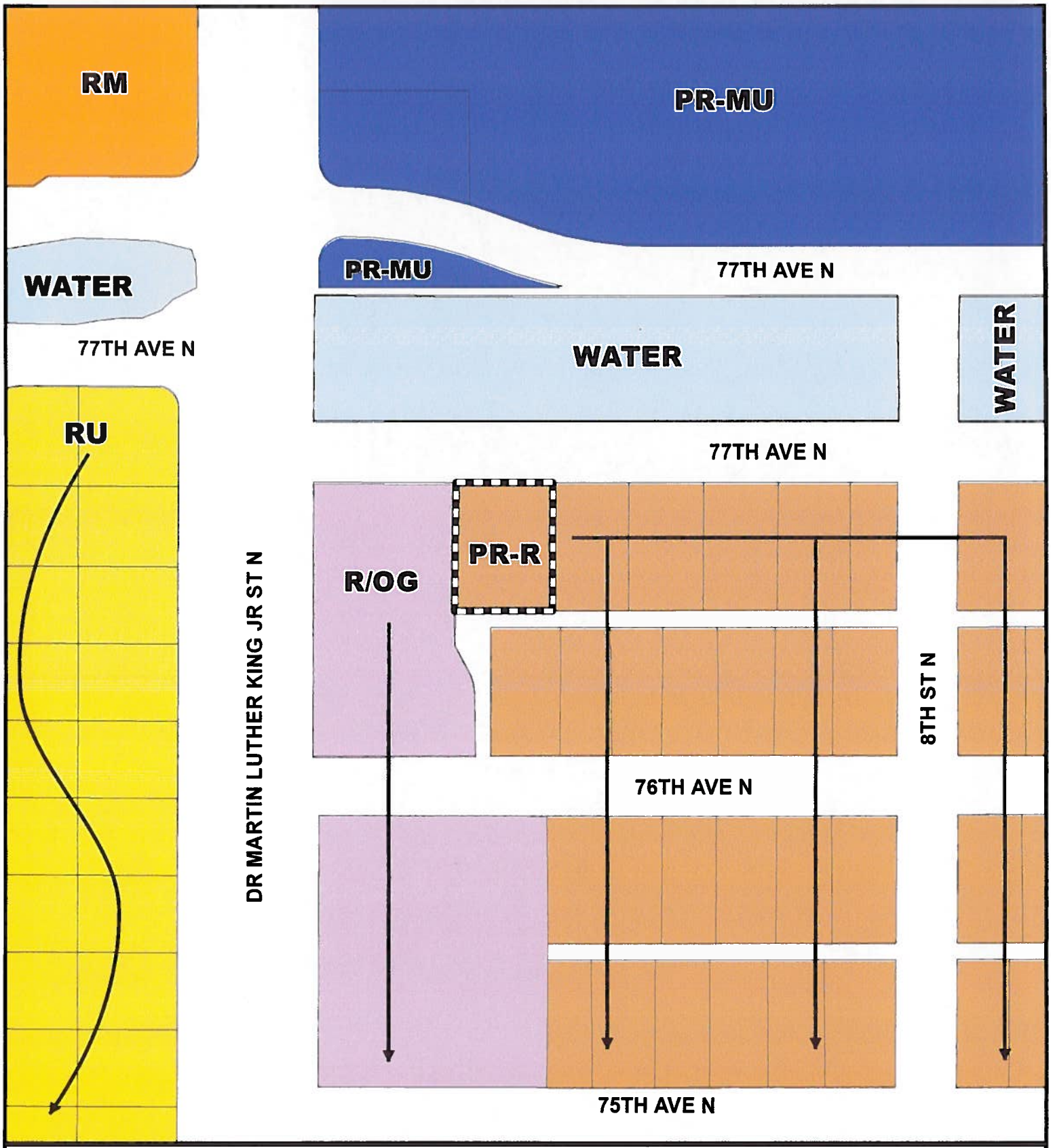
j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is located within the AE Flood Zone, with a base flood elevation of 9-feet. The property is not located within the CHHA (Coastal High Hazard Area).

k. Other pertinent information. None.

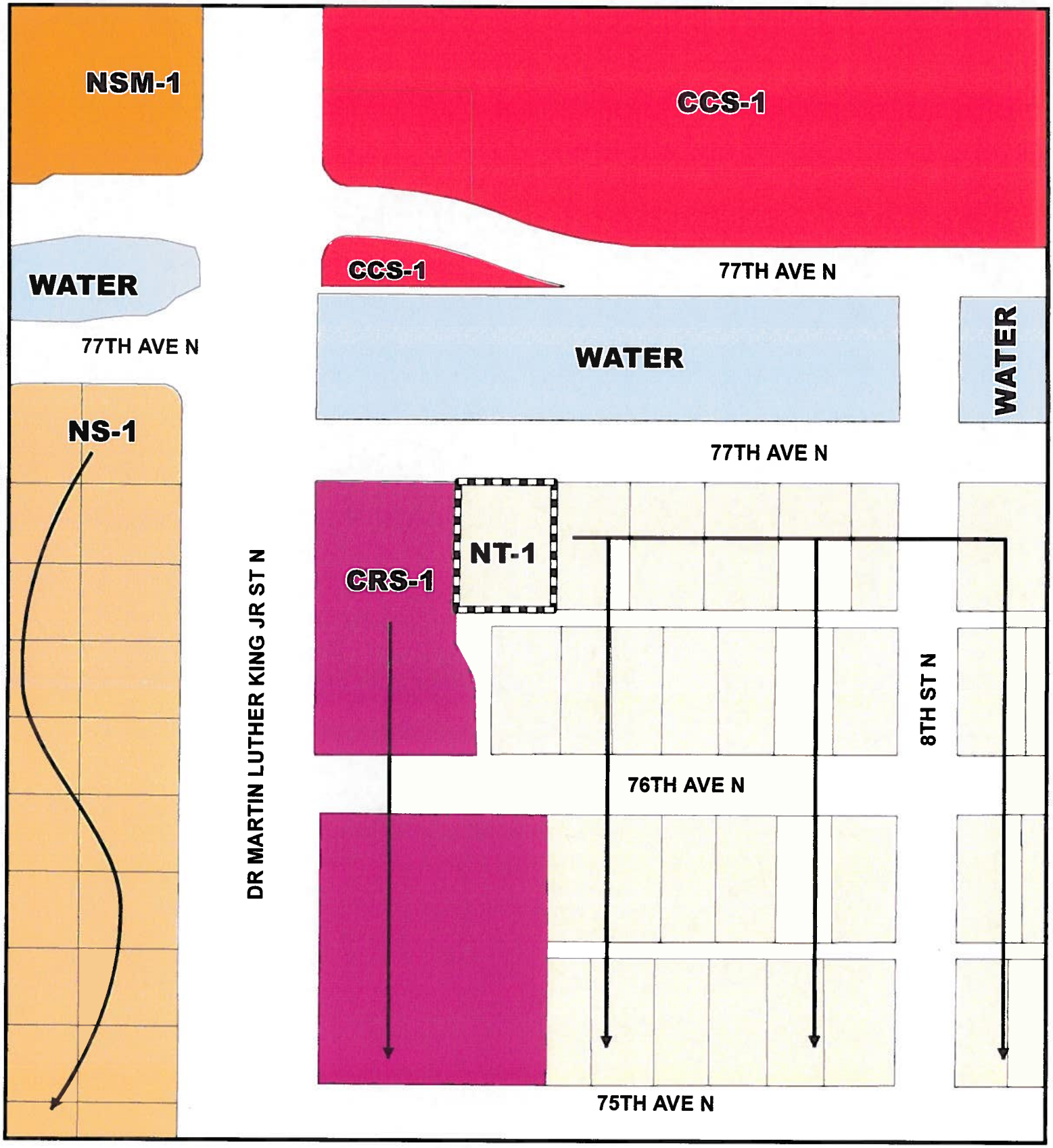
AERIAL

CITY FILE		
FLUM-35	SUBJECT AREA	N W E S
SCALE: 1" = 125'		



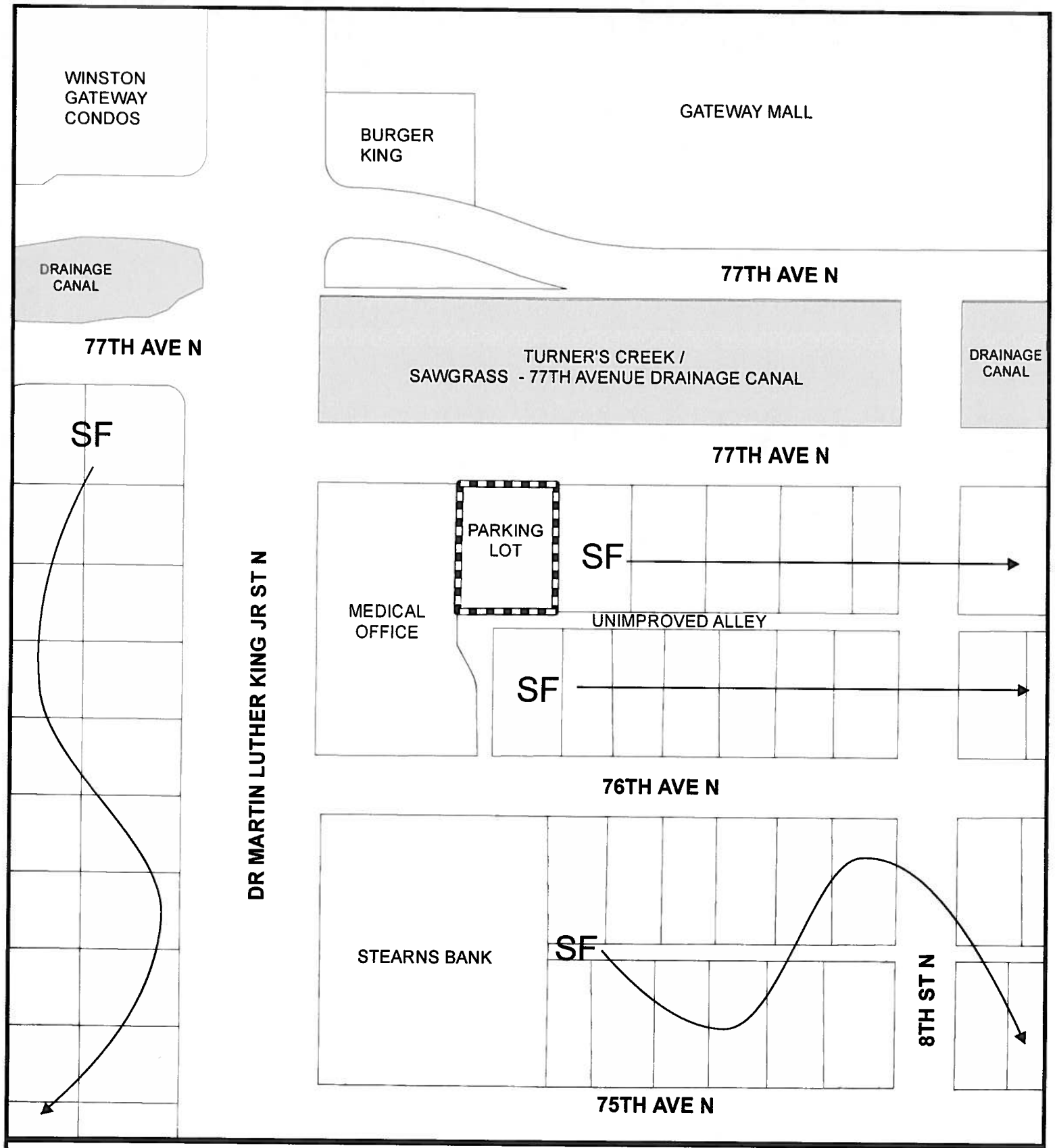
FUTURE LAND USE PLAN DESIGNATION

CITY FILE		
FLUM-35	**From: Planned Redevelopment -Residential (PR-R)**	**To: Residential/Office General (R/OG)**
SCALE: 1" = 125'	SUBJECT AREA	N W E S



EXISTING ZONING

CITY FILE		
FLUM-35	**From: NT-1 (Neighborhood Traditional-1)**	**To: CRS-1 (Corridor Residential Suburban-1)**
SCALE: 1" = 125'	SUBJECT AREA	N W E S



EXISTING SURROUNDING USES

CITY FILE	SUBJECT AREA	N W E S
FLUM-35		
SCALE: 1" = 125'		

ST. PETERSBURG CITY COUNCIL

Meeting of March 3, 2016

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

SUBJECT: **City File: FLUM-37:** A private application requesting an amendment to the Future Land Use Map designation for the 1.38 acre subject property located on the east side of 71st Street North, approximately 365-feet south of 38th Avenue North.

A detailed analysis of the request is provided in Staff Report FLUM-37, attached.

REQUEST: (A) ORDINANCE _____-L amending the Future Land Use Map designation from Institutional to Residential Urban.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: One phone, in opposition to the proposal, was received by Planning & Economic Development staff. That individual expressed a concern for potential future construction noise in the area.

Neighborhood Input: The subject property is located within the boundaries of the Jungle Terrace Civic Association. The Planning & Economic Development Department has received no phone calls or correspondence to date.

Community Planning & Preservation Commission (CPPC): On February 9, 2016 the CPPC held a public hearing regarding these amendments, and voted unanimously 7 to 0 to recommend APPROVAL.

Recommended City Council Action: 1) CONDUCT the first reading of the attached proposed ordinance; AND 2) SET the second reading and adoption public hearing for March 17, 2016.

Attachments: Ordinance and Staff Report.

ORDINANCE NO. ___-L

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE LAND USE DESIGNATION OF PROPERTY GENERALLY LOCATED ON THE EAST SIDE OF 71ST STREET NORTH, APPROXIMATELY 365-FEET SOUTH OF 38TH AVENUE NORTH, FROM INSTITUTIONAL TO RESIDENTIAL URBAN; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, established the Community Planning Act; and

WHEREAS, the City of St. Petersburg Comprehensive Plan and Future Land Use Map are required by law to be consistent with the Countywide Comprehensive Plan and Future Land Use Map and the Pinellas Planning Council is authorized to develop rules to implement the Countywide Future Land Use Map; and

WHEREAS, the St. Petersburg City Council has considered and approved the proposed St. Petersburg land use amendment provided herein as being consistent with the proposed amendment to the Countywide Future Land Use Map which has been initiated by the City; now, therefore

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Pursuant to the provisions of the Community Planning Act, as amended, and pursuant to all applicable provisions of law, the Future Land Use Map of the City of St. Petersburg Comprehensive Plan is amended by placing the hereinafter described property in the land use category as follows:

Property

Rosselli's Replat S 259FT of W 232FT of Tract A, as recorded in Plat Book 22, Page 57, of the Public Records of Pinellas County, Florida

Land Use Category

From: Institutional

To: Residential Urban

SECTION 2. All ordinances or portions of ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon approval of the required Land Use Plan change by the Pinellas County Board of County Commissioners (acting in their capacity as the Countywide Planning Authority) and upon issuance of a final order determining this amendment to be in compliance by the Department of Economic Opportunity (DOE) or until the Administration Commission issues a final order determining this amendment to be in compliance, pursuant to Section 163.3187, F.S. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective as set forth above.

APPROVED AS TO FORM AND SUBSTANCE:

FLUM-37
(Land Use)

2-5-16

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT — DATE

2/11/16

ASSISTANT CITY ATTORNEY — DATE

st.petersburg
www.stpete.org

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

For Public Hearing and Executive Action on February 9, 2016
at **3:00 p.m.,** in City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-37
Agenda Item VI.B

According to Planning & Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

APPLICANT/
PROPERTY OWNER: Michael Sinwelski
6376 56th Avenue North
St. Petersburg, FL 33709

SUBJECT PROPERTY:

The 1.38 acre (60,088 sq. ft.) subject property is located on the east side of 71st Street North, approximately 365-feet south of 38th Avenue North, immediately south of the First Church of the Brethren property, located at 3651 71st Street North.

PIN/LEGAL:

The parcel identification number (PIN) for the subject property is 07-31-16-77112-000-0012. The legal description is Rosselli's Replat S 259FT of W 232FT of Tract A, as recorded in Plat Book 22, Page 57, of the Public Records of Pinellas County, Florida.

REQUEST:

As depicted on the attached map series, the request is to amend the Future Land Use Map designation from Institutional (I) to Residential Urban (RU). There is no rezoning associated with this request.

PURPOSE:

The applicant's desire is to subdivide the parcel into three (3) lots and to build a single-family home on each lot.

EXISTING USE:

Until January 2016, the property was owned and used as a parking lot and recreation area by the First Church of the Brethren to the north.

SURROUNDING USES:

The surrounding uses are as follows:

- North: First Church of the Brethren, 74th Street Elementary School and single family homes
- South: Single family homes
- East: Single family homes
- West: Single family homes

NEIGHBORHOOD ASSOCIATION:

The subject property is located within the boundaries of the Jungle Terrace Civic Association. The Jungle Terrace Neighborhood Plan was approved by City Council on October 17, 2002 (Resolution 2002-590). The Jungle Terrace Neighborhood Plan does not address institutional uses, besides listing the public schools in the neighborhood, but does contain a section on future land use and zoning. That section states the two major Future Land Use categories found in the neighborhood are Residential Urban (RU), which allows a maximum of 7.5 dwelling units per acre, and Residential Medium (RM), which allows a maximum of 15 dwelling units per acre. The section notes that the average lot size for both categories exceeds what is needed for those respective densities, concluding that future residential infill development opportunities are present (page 19).

ZONING HISTORY:

The current NS-1 zoning designation has been in place since September 2007, following the implementation of the City's Vision 2020 Plan, the Citywide rezoning and update of the land development regulations (LDRs). From 1977 to 2007, the subject property was zoned RS-75 (Residential Single Family). A rezoning is not needed in this circumstance since the current NS-1 zoning is compatible with the requested Residential Urban (RU) future land use map category, as outlined in Section 16.10.020.2 of the City's Land Development Regulations (LDRs).

SITE HISTORY:

Along with the abutting parcel to the north, the subject site has been owned by the First Church of the Brethren since 1949. City permitting records indicate the church building on the parcel to the north was constructed in 1960, with additions in 1964, 1982 and 1984.

The subject site currently has 15 parking spaces and an asphalt basketball court, both formerly associated with the First Church of the Brethren.

A Site Plan Modification (Special Exception) was approved administratively by the City's Development Review Services Division on December 31, 2015 (Case No. 15-32000014), which allows for modification of a previously approved Special Exception (with associated Site Plan) for the First Church of the Brethren (Case No. 05-32000018). The December 2015 staff report contains several conditions of approval, including the following:

- Requires the First Church of the Brethren to install a five (5) foot solid masonry wall or a decorative wood or vinyl fence along the southern property line of the Church parcel.
- Requires a plat to be approved if three or more lots are created from the parcel subject to the approval of this Future Land Use Map amendment application.

The subject site was sold to the current owner on January 8, 2016 with the intention of subdividing the parcel into three lots for use as single-family homes.

APPLICABLE REGULATIONS:

The subject property is approximately 259 ft. x 232 ft. in size and is a through lot with 259 ft. of frontage along 71st Street North and 160 ft. of frontage along 70th Way North. The property is approximately 232 ft. deep.

Development potential under the existing Institutional (I) future land use category and NS-1 zoning, providing all other applicable regulations are met, is as follows: 21,031 sq. ft. of non-residential space, based on a floor-area-ratio (FAR) of 0.35.

Development potential under the requested RU future land use category and NS-1 zoning, providing all other district regulations are met, is as follows: 10 single-family homes, calculated at a density of 7.5 units per acre; 21,031 sq. ft. of non-residential space, based on a floor-area-ratio (FAR) of 0.35; or a mix of these uses. Although the land area allows for 10 single-family homes, the property must be replatted and the required minimum lot width for the NS-1 zoning district is 75 ft. Therefore, without approved variances to lot width, the maximum residential development potential is five (5) lots, each with a single-family home. If the requested amendment is approved, the site will exceed the NS-1 zoning district requirements for minimum lot area and width.

STAFF ANALYSIS:

The primary issues associated with this private application are consistency and compatibility of the requested designations with the established land use and zoning patterns and level of service considerations.

Consistency and Compatibility

The current Institutional designation reflected the ownership and use of the property by the First Church of the Brethren. As set forth in the Comprehensive Plan, the Institutional designation is "limited to the designation of federal, state and local public buildings and grounds, cemeteries, hospitals, *churches* and religious institutions, and educational uses" [emphasis added]. The First Church of the Brethren has sold the property and the new owner has indicated that the land will be redeveloped with single family homes. Due to the fact that the First Church of the Brethren no longer owns the property and that the property is currently zoned NS-1, the appropriate Future Land Use Map designation is Residential Urban, consistent with the designations immediately abutting to the south, east and west; and compatible with the designation immediately abutting to the north. The single family homes proposed to be developed on the site are a use that is consistent with the residential uses south, east and west, and compatible with the institutional uses north and northwest, respectively.

The requested designation is consistent with Policy LU3.6 which states that *land use planning decisions shall weigh heavily the established character of predominantly developed areas where changes of use or intensity of development are contemplated* and Policy LU3.7 which states that *land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.* The established character of the immediate area is a single-family home neighborhood.

Policy LU3.8 of the City's Comprehensive Plan *seeks to protect existing residential uses from incompatible uses and other intrusions that may detract from an area's long-term desirability.* If approved, the requested designation will not result in a detrimental intrusion into the single family neighborhoods since it is just adding three (3) single-family homes. Additionally, redevelopment of the vacant parcel into three (3) lots will require compliance with current LDR standards, including those for lot size and width, maximum building heights and minimum yard setbacks.

Level of Service (LOS) Impact

The Level of Service (LOS) impact section of this report concludes that the requested Plan change and rezoning will not have a significant impact on the City's adopted LOS standards for public services and facilities including potable water, sanitary sewer, solid waste, traffic, mass transit, recreation, and stormwater management.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change request does not guarantee that the subject property will meet the requirements of Concurrency at the time development permits are requested. **Completion of this land use map change does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property owner must comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the applicant's request to amend the Future Land Use Map designation from Institutional to Residential Urban, on the basis that the request is consistent with the goals, objectives and policies of the City's Comprehensive Plan.

RESPONSES TO RELEVANT CONSIDERATIONS ON AMENDMENTS TO THE LAND USE PLAN:

a. Compliance of probable use with goals, objectives, policies and guidelines of the City's Comprehensive Plan.

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

LU3.1(A)(2) Residential Urban (RU) - Allowing low density residential uses not to exceed 7.5 dwelling units per net acre; Residential equivalent uses not to exceed 3 beds per dwelling unit; non-residential uses allowed by the land development regulations up to a floor area ratio of 0.40.

LU3.1(D)(2) Institutional (I) - Limited to designation of federal, state and local public buildings and grounds, cemeteries, hospitals, churches and religious institutions and educational uses. Residential uses having a density not to exceed 12.5 dwelling units per acre, are also allowed. Residential equivalency uses are not to exceed 3 beds per dwelling unit. Non-residential uses permitted in the land development regulations are not to exceed a floor area ratio of 0.55.

LU3.4 The Land Use Plan shall provide for compatible land use transition through an orderly land use arrangement, proper buffering, and the use of physical and natural separators.

LU3.6 Land use planning decisions shall weigh heavily the established character of predominately developed areas where changes of use or intensity of development are contemplated.

LU3.7 Land use planning decisions shall include a review to determine whether existing Land Use Plan boundaries are logically drawn in relation to existing conditions and expected future conditions.

LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.

LU5.3 The Concurrency Management System shall continue to be implemented to ensure proposed development to be considered for approval shall be in conformance with existing and planned support facilities and that such facilities and services be available, at the adopted level of service standards, concurrent with the impacts of development.

T1.3 The City shall review the impact of all rezoning proposals and requests to amend the FLUM on the City's transportation system. FLUM amendment requests that increase traffic generation potential shall demonstrate that transportation capacity is available to accommodate the additional demand.

T3.1 All major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic. Roadway facilities on the State Highway System, Strategic Intermodal System and Florida Intrastate Highway System and roadway facilities funded by Florida's Transportation Regional Incentive Program shall operate at a LOS that is consistent with Rule 14-94, FAC.

b. Whether the proposed amendment would impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

The proposed amendment will not impact environmentally sensitive lands or areas which are documented habitat for listed species as defined by the Conservation Element of the Comprehensive Plan.

c. Whether the proposed change would alter population or the population density pattern and thereby impact residential dwelling units and or public schools.

If the property is redeveloped, a total of 10 single-family dwelling units could be developed if variances to minimum lot size and width were obtained. The Pinellas County School District estimates that there are 0.32 school age persons per household. If the subject property is redeveloped with the maximum of 10 units, it is estimated that the resident population will include 3 persons (10 units x 0.32 students per unit) of school age. This increase is minimal and will not significantly affect the County's public school system.

d. Impact of the proposed amendment upon the following adopted levels of service (LOS) for public services and facilities including but not limited to: water, sewer, sanitation, traffic, mass transit, recreation, stormwater management.

The following analysis indicates that the proposed change *will not* have a significant impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. Should the requested land use change and rezoning for the subject property be approved the City has sufficient capacity to meet all demands.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 27.7 million gallons per day.

The City's adopted level of service (LOS) standard for potable water is 125 gallons per capita per day, while the actual usage is estimated to be 78 gallons per capita per day. Therefore, there is excess water capacity to serve the amendment area.

WASTEWATER

The subject property is served by the Northwest Water Reclamation Facility, which presently has excess capacity estimated to be 10.43 million gallons per day. Therefore, there is excess sanitary sewer capacity to serve the amendment area.

SOLID WASTE

All solid waste disposal is the responsibility of Pinellas County. The County currently receives and disposes of municipal solid waste, and construction and demolition debris, generated throughout Pinellas County. The Pinellas County Waste-to-Energy Plant and the Bridgeway Acres Sanitary Landfill are the responsibility of Pinellas County Utilities, Department of Solid Waste Operations; however, they are operated and maintained under contract by two private companies. The Waste-to-Energy Plant continues to operate below its design capacity of incinerating 985,500 tons of solid waste per year. The continuation of successful recycling efforts and the efficient operation of the Waste-to-Energy Plant have helped to extend the life span of Bridgeway Acres. The landfill has approximately 30 years remaining, based on current grading and disposal plans.

There is excess solid waste capacity to serve the amendment area.

TRAFFIC

<u>Existing Conditions</u>

There are two roads with geographic proximity to the subject property, which are 38th Avenue North and 71st Street North. Thirty-eighth Avenue North is classified as a minor arterial and is maintained by Pinellas County and 71st Street North is classified as a local road and is maintained by the City of St. Petersburg.

Based on the Pinellas County Metropolitan Planning Organization's (MPO's) 2015 Level of Service Report, the level of service (LOS) for 38th Avenue from 66th Street North to Tyrone Boulevard North is "B." This LOS determination is based on the 2014 average

annual daily traffic (AADT) volume of 20,750. The volume-to-capacity ratio for this four-lane divided facility is 0.62.

The proposed amendment is consistent with Policy T3.1 which states, in part, that *all major city, county and state streets, not including those identified as constrained in the City's most current concurrency annual monitoring report shall operate at LOS D or better in the peak hour of vehicular traffic.* The proposed amendment is not expected to degrade existing levels of service on 38th Avenue North due to the excess roadway capacity that is available to accommodate new trips.

Trip Generation under the Existing Institutional and Proposed Residential Urban Future Land Use Map Designations

The traffic impact assessment provided here is a "macro" level of service analysis that is based on the present Institutional designation.

The vehicle trip generation rate under the existing Institutional land use is approximately 14 p.m. peak hour trips, calculated as follows:

Step a. 104 avg. daily trips per acre of I land x 1.38 acres = approximately 144 avg. daily trips

Step b. 144 avg. daily trips x .095 percent = approximately 14 p.m. peak hour trips

The vehicle trip generation rate under the requested RU land use is approximately 9 p.m. peak hour trips, calculated as follows:

Step a. 67 avg. daily trips per acre of RU land x 1.38 acres = approximately 92 avg. daily trips

Step b. 92 avg. daily trips x .095 percent = approximately 9 p.m. peak hour trips

A Plan change from Institutional to Residential Urban will likely result in a net *decrease* of 5 p.m. peak hour trips.

Summary of traffic impact (p.m. peak hour trips):

Existing Institutional Plan Category (Public/Semi-Public, Religious Facility Use in the Countywide Rules)	14
Requested Residential Urban Plan Category (Residential Low Medium in the Countywide Rules)	9
New p.m. peak hour trips	-5

(The traffic analysis presented above is based on the applicable trip generation rates from the City's *Vision 2020 Special Area Plan Update* and from the Pinellas Planning Council's *Countywide Rules*)

MASS TRANSIT

The Citywide LOS for mass transit will not be affected. The PSTA has one route that provides local transit service along 38th Avenue North. Route 38 has a service frequency of 60 minutes. The LOS standard for mass transit is headways less than one hour.

RECREATION

The City's adopted LOS for recreational acreage, which is 9 acres per 1,000 population, will not be impacted by this proposed Future Land Use Map amendment. Under both the existing and proposed designations, the LOS citywide will remain at 21.9 acres per 1,000 population.

STORMWATER MANAGEMENT

Should the subject property be redeveloped site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all City and SWFWMD stormwater management criteria.

e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.

The land area is both appropriate and adequate for the anticipated use of the subject property.

f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.

There are approximately 128 acres of vacant land in the City designated with the RU future land use category.

g. Whether the proposed change is consistent with the established land use pattern.

The proposed RU land use designation is consistent with the established land use pattern to the south, east and west.

h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.

There is no rezoning request associated with the proposed Future Land Use Map amendment. However, the existing NS-1 zoning district boundary is not illogically drawn in relation to existing conditions.

i. If the proposed amendment involves a change from a residential to a nonresidential use, whether more nonresidential land is needed in the proposed location to provide services or employment to the residents of the City.

Not applicable, since the proposed amendment involves a change from a nonresidential use to a residential use.

j. Whether the subject property is located within the 100-year flood plain or Coastal High Hazard Area as identified in the Coastal Management Element of the Comprehensive Plan.

According to the FEMA Flood Insurance Rate Map (FIRM), the subject property is not located within the 100-year flood plain. The property is not located within the CHHA (Coastal High Hazard Area).

k. Other pertinent information. None

AERIAL

CITY FILE		
FLUM-37	SUBJECT AREA	
SCALE: 1" = 250'		

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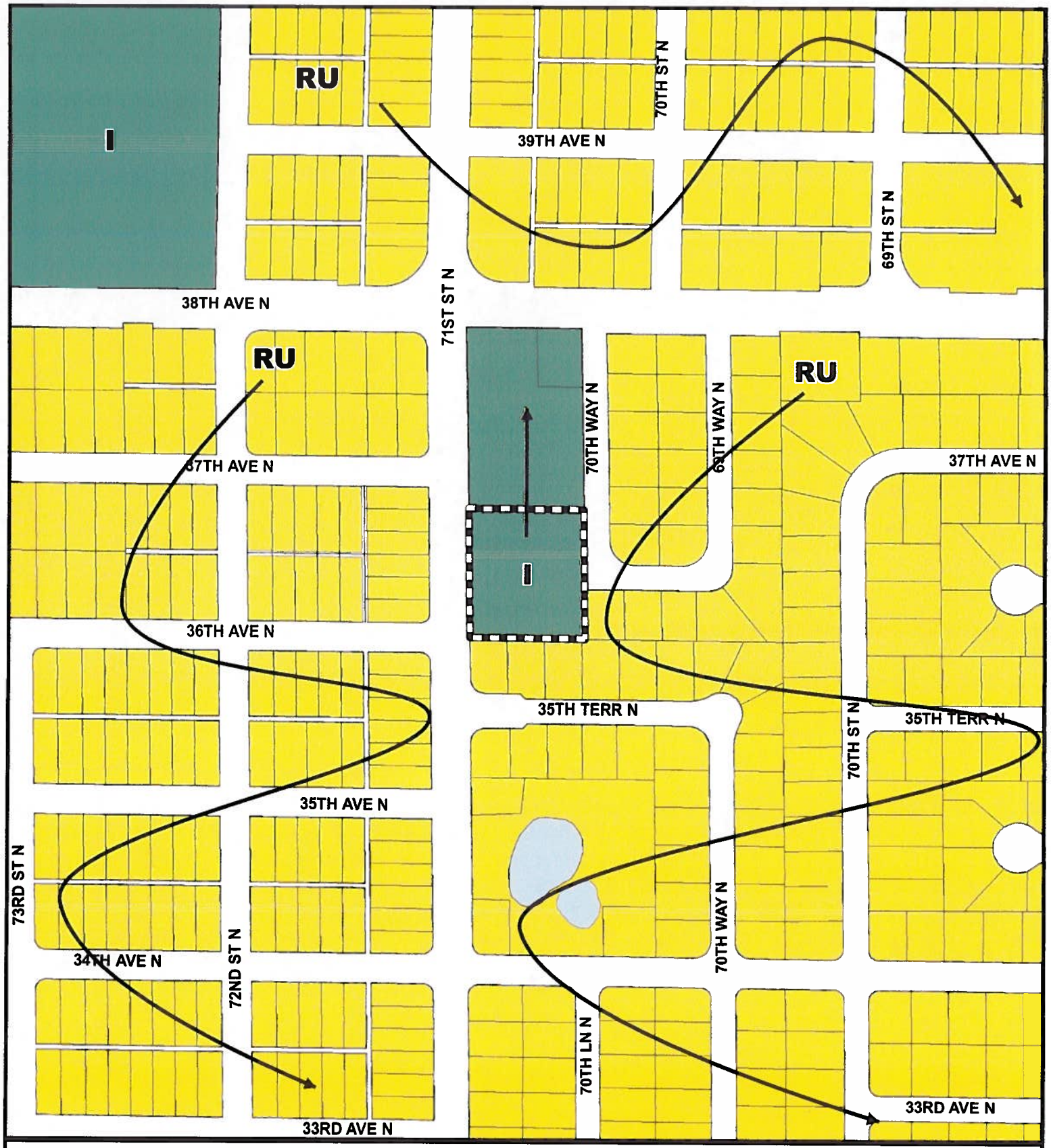
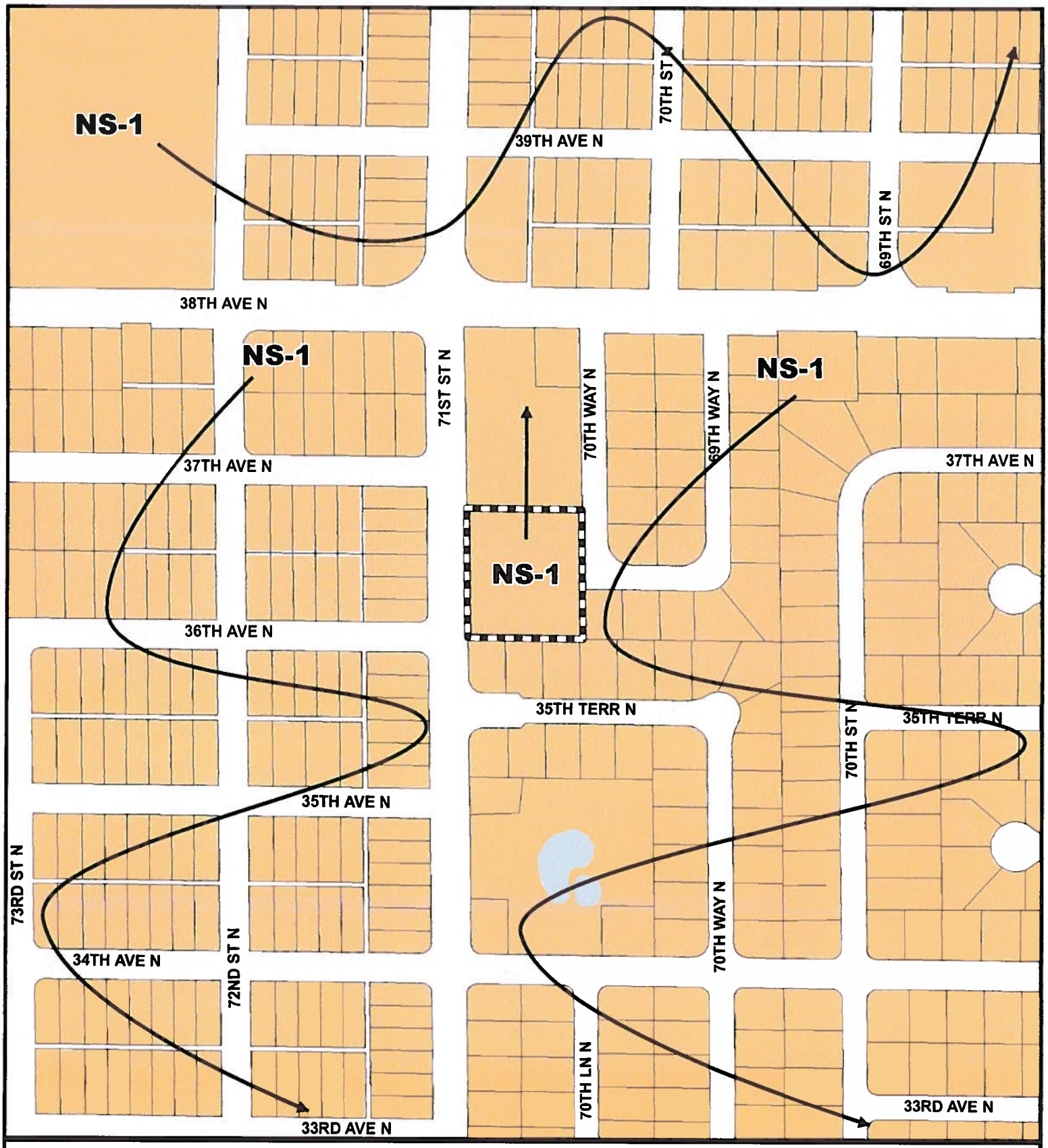


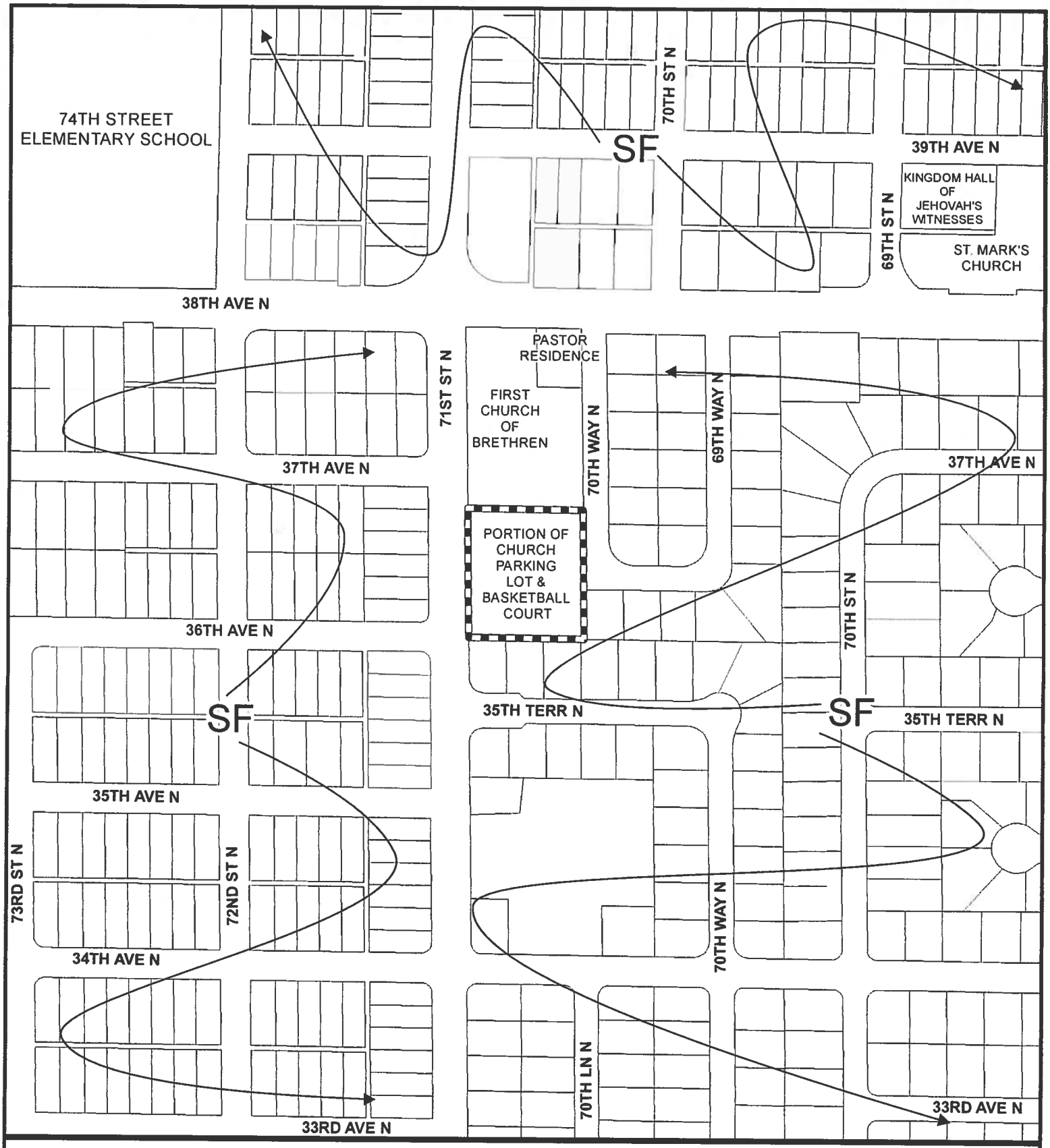
FUTURE LAND USE PLAN DESIGNATION

CITY FILE		
FLUM-37	**From: I (Institutional)**	**RU (Residential Urban)**
SCALE: 1" = 250'	SUBJECT AREA	N W E S



EXISTING ZONING

CITY FILE	NS-1 (Neighborhood Suburban-1)	N W E S
FLUM-37	SUBJECT AREA	
SCALE: 1" = 250'		



EXISTING SURROUNDING USES

CITY FILE	SUBJECT AREA	N W E S
FLUM-37		
SCALE: 1" = 250'		

AN ORDINANCE CREATING A NEW SECTION 27-146 OF THE ST. PETERSBURG CITY CODE RELATED TO COMMERCIAL WATER ONLY ACCOUNTS; PROVIDING PROCEDURES TO ESTABLISH A COMMERCIAL WATER ONLY ACCOUNT; PROVIDING APPLICATION CRITERIA; PROVIDING FOR DEPOSITS, FEES AND CHARGES; PROVIDING FOR THE REVOCATION OF COMMERCIAL WATER ONLY ACCOUNTS; AND PROVIDING AN EFFCTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. A new Section 27-146 of the St. Petersburg City Code is hereby created to read as follows:

Sec. 27-146 - Commercial Water Only Account.

(a) *Commercial Water Only Account.* For purposes of this Section, a commercial customer is any non-residential utility customer of both the City's water and wastewater systems. A commercial customer using metered water inside the Customer's building or premises for a commercial purpose that is not subsequently discharged to the City's wastewater system may request a separate water connection to measure water delivered through a City water meter that is consumed in a commercial customer's premises but which does not enter the City's wastewater system. No water delivered through a Commercial Water Only Account connection shall be discharged to the City's wastewater system.

(b) *Application for Commercial Water Only Account.* Each commercial customer requesting a Commercial Water Only Account shall submit an application form provided by the City along with a non-refundable application fee in the amount of $100.00. Each commercial customer shall provide documentation demonstrating that the metered water for such account will not enter the City's wastewater system. The following information shall be submitted with each application:

(1) Name, mailing address, email address, phone number, name of representative for contact purposes and the commercial customer's existing City Utility Account Number, if applicable.

(2) A drawing or schematic of the commercial customer's property, building and premises showing the existing and proposed plumbing with the proposed and/or existing meter locations(s) and the wastewater discharge points clearly identified. In addition, the drawing shall identify the location of any cooling towers and any other systems or equipment using potable water.

(3) Executed consent form granting the City the right to conduct unplanned inspections of the commercial customer's property and premises at any time during business operations, including the right of City inspector's to temporarily

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shut off water to any water service provided by the City to the commercial customer in order to determine if any unauthorized connections have been made. The commercial customer shall also agree to cooperate with any reasonable requests during the inspection, including any request by the City to operate private valves to ensure no cross connection exists.

Upon receipt of a completed application, the City will review the information provided, conduct an inspection and approve or deny the request for a Commercial Water Only Account. The inspection will be scheduled to confirm that water delivered through the meter for a Commercial Water Only Account is not returned to the wastewater system. A commercial customer who fails to pass the required inspection shall be required to pay a fee of $36.00 for each subsequent inspection required. The City may reject any application that is missing one or more items of information or documentation that is required in order to complete the application. A commercial customer whose application for a Commercial Water Only Account is denied may re-file the application upon the inclusion of the information or documentation previously determined by the City to be deficient.

Upon approval of the application for Commercial Water Only Account, the City will make the necessary connection to the water system in accordance with the City's routine practices, policies and regulations. No credit for wastewater charges shall be made for any water services provided prior to the connection being made for a Commercial Water Only Account. The City shall conduct an inspection of the property and premises for each Commercial Water Only Account at least once annually.

(c) *Connection and Other Charges*

All new connections to the water mains for Commercial Water Only Accounts shall be made by the City. Connection charges shall be the same as charges for potable water service set forth in Section 27-109 and deposits shall be made in accordance with Section 27-3. Commercial Water Only Accounts shall also be subject to the same charges set forth in Section 27-141 (b).

(d) *Monthly charges.* Commercial customers with a Commercial Water Only Account shall not be charged fees for wastewater services for that account; however, the commercial customer shall pay a base charge based on the meter connection size and volume charges based on water consumption as follows:

(1) *Base charges.* The base charges, determined by meter size, are listed in the following table:

Meter Size (in inches)	**Base Charge**
5/8 or ¾	$14.01

00251815

1	30.52
1½	58.04
2	91.06
3	179.13
4	278.20
6	553.39
8	883.63
10	1,268.91
12	2,369.69

(2) *Volume charges*. The Volume charges shall be the same volume charges as set forth in 27-141 (a) (2) for commercial customers.

(e) *Access to Premises.* The City shall have the right to enter the commercial customer's premises at any time during business hours to inspect the customer's water and wastewater plumbing located in the building or premises in order to determine if any additional discharge connections have been made allowing water delivered from a Commercial Water Only Account to be discharged to the City's wastewater system. During any such inspection, the City representative may temporarily shut off water supplied to the commercial customer's premises from any source supplying potable water to the commercial customer. In addition, the commercial customer may be required to operate private valves to ensure no cross connections exist.

(f) *Revocation of Commercial Water Only Account*. A Commercial Water Only Account previously approved may be revoked by the City for any one or more of the following reasons:

(1) Commercial customer sells or leases property or premises to a new owner or proprietor.
(2) Commercial customer modifies its plumbing without submitting a new application or without obtaining any required building permits.
(3) Commercial customer denies City employees or authorized City representatives access to the property or premises in order for the City to conduct an inspection.
(4) All or any part of the water measured by the meter installed for the Commercial Water Only Account is discharged into the City's Wastewater System.
(5) Non-payment of any City utility bill at the customer's service address.

(g) *Additional Charges.* In the event the City determines that a Commercial Customer has discharged water delivered from a Commercial Water Only Account into the City wastewater system or has modified the plumbing on the premises in order to allow for all or any part of the water measured by a meter to be discharged to the City's Wastewater System, the Commercial Customer shall be billed for wastewater services in an amount based on the current wastewater volume charges times 100% of the total water measured by the City's water meter from the date of the last inspection conducted by the City, to the date such unauthorized discharge or connection to the City's Wastewater System is discovered.

SECTION 2. That the unconstitutionality or invalidity of any word, sentence, or portion of this ordinance shall not affect the validity of the remaining portions.

SECTION 3. In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice file 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.

LEGAL:	ADMINISTRATION:
_____	_____
City Attorney (designee)	

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 18, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Referral to the Public Services & Infrastructure (PS&I) Committee Increasing Minority and Female Membership on City Appointed Volunteer Boards and Committees***

ACTION DESIRED:

Respectfully requesting that the St. Petersburg City Council refer to the Public Services and Infrastructure (PS&I) Committee a discussion regarding increasing minority and female membership on city appointed volunteer boards and committees. This discussion should include how we can do a better job of outreach so we do not have to waive our policy to re-appoint people to these boards, when there may be new people who would like to serve if they are made aware of the opportunity.

Attachments

Steve Kornell, Council Member
District 5

st.petersburg
www.stpete.org

City of St. Petersburg

Post Office Box 2842
St. Petersburg, Florida 33731-2842
Channel 35 WSPF-TV
Telephone 727 893-7171

November 26, 2014

Kristi Reid Bronson, Chief
Bureau of Election Records
Division of Elections
R.A. Gray Building, Suite 316
500 South Bronough Street
Tallahassee, FL 32399

Ms. Bronson:

Enclosed is the City of St. Petersburg 2013 Report of Minority & Physically Disabled Appointments for statutorily created decision making or regulatory boards, commissions, councils and committees for the City of St. Petersburg.

Sincerely,

Cathy E. Davis

Cathy E. Davis
Deputy City Clerk
City of St. Petersburg

CED/
Enclosures

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* City of St. Petersburg - Mayor Bill Foster and/or Mayor Rick Kriseman

Contact Person: Elizabeth Abernethy **Address:** PO Box 2842

Phone: 727-892-5344 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Development Review Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 10
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	7	10	100
Not Known	0	0	0
Total	7		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	7	9	90
Female	0	1	10
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* City of St. Petersburg, Pinellas County, Florida

Contact Person: David Goodwin **Address:** One 4th Street North

Phone: (727) 893-7868 **City/State/Zip:** St. Petersburg, Florida 33701

Entity (Name of Board, Commission, Council, or Committee): Community Planning and Preservation Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 10
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American	2	2	20
Asian-American	-	-	-
Hispanic-American	-	-	-
Native-American	-	-	-
Caucasian	8	8	80
Not Known	-	-	-
Total	10		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	8	8	80
Female	2	2	20
Not Known	-	-	-
Total	10		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* St. Petersburg City Council

Contact Person: David Goodwin **Address:** 14th St. North

Phone: 893-7153 **City/State/Zip:** St. Petersburg FL 33701

Entity (Name of Board, Commission, Council, or Committee): Planning & Visioning Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 7
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	3	7	100
Not Known			
Total	3		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	3	7	100
Female			
Not Known			
Total	3		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013
(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* City of St. Petersburg

Contact Person: Todd Yost **Address:** 1 4th St North

Phone: 727-892-5713 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Code Enforcement Board

Does this entity have multiple appointing authorities? Yes ☐ No ☑

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American		2	
Asian-American			
Hispanic-American			
Native-American			
Caucasian	3	8	
Not Known			
Total	3		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	2	5	
Female	1	3	
Not Known			
Total	3		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled		0	

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* St. Petersburg City Council

Contact Person: Chandrahasa Srinivasa **Address:** _____

Phone: (727) 893-7202 **City/State/Zip:** _____

Entity (Name of Board, Commission, Council, or Committee): Nuisance Abatement Board

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 9
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American	1	5	55.5
Asian-American	0	0	0
Hispanic-American	0	0	0
Native-American	0	0	0
Caucasian	1	4	44.5
Not Known			
Total	2		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	1	7	77.8
Female	1	2	22.2
Not Known			
Total	2		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* City Of St. Petersburg City Council

Contact Person: Lendel Bright - Staff Liaison **Address:** P. O. Box 2842

Phone: 727-893-7229 **City/State/Zip:** St. Petersburg, Fl 33731

Entity (Name of Board, Commission, Council, or Committee): Committee to Advocate for Persons with Impairments

Does this entity have multiple appointing authorities? Yes ☒ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: 12
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American	1	3	25
Asian-American	0	0	
Hispanic-American	0	0	
Native-American	0	0	
Caucasian	2	9	75
Not Known			
Total	3		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	2	6	50
Female	1	6	50
Not Known			
Total	3		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	3	8	67

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☒ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* Office of Mayor

Contact Person: Lendel Bright - Staff Liaison **Address:** P. O. Box 2842

Phone: 727-893-7229 **City/State/Zip:** St. Petersburg, Fl 33731

Entity (Name of Board, Commission, Council, or Committee): Civilian Police Review Committee

Does this entity have multiple appointing authorities? Yes ☒ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: 11
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American	1	4	36
Asian-American	0	0	
Hispanic-American	0	1	9
Native-American	0	0	
Caucasian	1	6	55
Not Known			
Total	2		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	2	9	82
Female	0	2	18
Not Known			
Total	2		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	2	18

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☒ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* Saint Petersburg City Council

Contact Person: Chan Srinivasa **Address:** 175 5th Street North

Phone: 727-895-7202 **City/State/Zip:** Saint Petersburg, Fl 33701

Entity (Name of Board, Commission, Council, or Committee): Civil Service Board

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 4
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American	0	1	25
Asian-American	0	0	
Hispanic-American	0	0	
Native-American	0	0	
Caucasian	0	3	75
Not Known			
Total	0		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male	0	3	75
Female	0	1	25
Not Known			
Total	0		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled	0	0	

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013

(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* St. Petersburg City Council

Contact Person: Vicki Grant **Address:** One 4th St. N.

Phone: 727-893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Fire Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian		5	100
Not Known			
Total	0		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male		5	100
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Police Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian		5	100
Not Known			
Total	0		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male		5	100
Female			
Not Known			
Total	0		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2013
(Section 760.80, Florida Statutes – Form due NLT December 1, 2014)

Appointing Authority:* Mayor, City of St. Petersburg

Contact Person: Vicki Grant **Address:** One 4th St. N

Phone: 727-893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Employees Retirement System

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/13, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American		1	20
Asian-American			
Hispanic-American			
Native-American			
Caucasian		4	80
Not Known			
Total	0		

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male		2	40
Female		3	60
Not Known			
Total	0		

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/13, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/13".)

Race	Appointed by Authority* in 2013, only	Total Race Membership as of 12/31/13	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2013, only	Total Gender Membership as of 12/31/13	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2013, only	Total Disability Membership as of 12/31/13	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

st.petersburg
www.stpete.org

city of st. petersburg

Post Office Box 2842
St. Petersburg, Florida 33731-2842
Channel 35 WSPF-TV
Telephone: 727 893-7171

October 31, 2012

Kristi Reid Bronson, Chief
Bureau of Election Records
R.A. Gray Building
500 South Bronough Street
Tallahassee, FL 32399-0250

Ms. Bronson:

Enclosed is the City of St. Petersburg's 2011 Report of Minority & Physically Disabled Appointments for statutorily created decision making or regulatory boards, commissions, councils and committees for the City of St. Petersburg.

Sincerely,

Cathy E. Davis

Cathy E. Davis
Deputy City Clerk
City of St. Petersburg

CED/
Enclosures

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011
(Section 760.80, Florida Statutes – *Form due NLT December 1, 2012*)

Appointing Authority:* Mayor Bill Foster

Contact Person: Gary Bush **Address:** 1 4th St N

Phone: 727-892-5517 **City/State/Zip:** St. Petersburg, Fl 33701

Entity (Name of Board, Commission, Council, or Committee): Code Enforcemment Board

Does this entity have multiple appointing authorities? Yes ☐ No ☑

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American	2	2	
Asian-American			
Hispanic-American			
Native-American			
Caucasian	3	7	
Not Known			
Total	5		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	4	6	
Female	1	3	
Not Known			
Total	5		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011

(Section 760.80, Florida Statutes *Form due NLT December 1, 2012*)

Appointing Authority:* Mayor Bill Foster

Contact Person: David Goodwin **Address:** 14th St No.

Phone: 727-893-7868 **City/State/Zip:** St. Pete., FL 33701

Entity (Name of Board, Commission, Council, or Committee): PLANNING & VISIONING COMMISSION

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	2	8	100
Not Known			
Total	2		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	2	8	100
Female			
Not Known			
Total	2		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011

(Section 760.80, Florida Statutes – *Form due NLT December 1, 2012*)

Appointing Authority:* City of St. Petersburg, Florida City Council

Contact Person: Eva Andujar **Address:** 175 5th Street North

Phone: 727-895-7202 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Civil Service Board

Does this entity have multiple appointing authorities? Yes ☒ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: 4
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American	0	0	0
Asian-American	0	0	0
Hispanic-American	0	0	0
Native-American	0	0	0
Caucasian	0	4	100
Not Known	0	0	0
Total	0		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	0	4	100
Female	0	0	0
Not Known	0	0	0
Total	0		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled	0	0	0

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011
(Section 760.80, Florida Statutes - *Form due NLT December 1, 2012*)

Appointing Authority:* Mayor Bill Foster

Contact Person: Philip Lazzara **Address:** 14th St North

Phone: (727) 892-5344 **City/State/Zip:** St. Pete. FL 33701

Entity (Name of Board, Commission, Council, or Committee): Development Review Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: 8
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	8	8	100
Not Known			
Total	8		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	5	5	62
Female	3	3	38
Not Known			
Total	8		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled	Ø	Ø	Ø

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011
(Section 760.80, Florida Statutes - *Form due NLT December 1, 2012*)

Appointing Authority:* Mayor Bill Foster

Contact Person: Philip Lazzara **Address:** 14th St. No.

Phone: 727 892-5344 **City/State/Zip:** St. Pete. FL 33701

Entity (Name of Board, Commission, Council, or Committee): Community Preservation Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: 8
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American	1	1	13
Asian-American			
Hispanic-American			
Native-American			
Caucasian	7	7	87
Not Known			
Total	8		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	5	5	62
Female	3	3	38
Not Known			
Total	8		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled	Ø	Ø	Ø

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011
(Section 760.80, Florida Statutes – *Form due NLT December 1, 2012*)

Appointing Authority:* City Council

Contact Person: Eva Andujar **Address:** 175 5th St. No.

Phone: (727) 893-7202 **City/State/Zip:** St. Pete. FL 33701

Entity (Name of Board, Commission, Council, or Committee): Nuisance Abatement Board

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/11, regardless of appointing authority: 8
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American	3	5	62/5
Asian-American			
Hispanic-American			
Native-American			
Caucasian	2	3	37.5
Not Known			
Total	5	8	100

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male	3	6	75
Female	2	2	25
Not Known			
Total	5	8	100

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled	0	0	0

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

*Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.

Return to: Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011

(Section 760.80, Florida Statutes – *Form due NLT December 1, 2012*)

Appointing Authority:* St. Petersburg City Council

Contact Person: Vicki Grant **Address:** One 4th St. N

Phone: 727-893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Fire Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ■

The entity's total membership as of 12/31/11, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian		5	100%
Not Known			
Total	0		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male		5	100%
Female			
Not Known			
Total	0		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled		0	0%

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Police Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ■

The entity's total membership as of 12/31/11, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian		5	100%
Not Known			
Total	0		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male		5	100%
Female			
Not Known			
Total	0		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2011

(Section 760.80, Florida Statutes – *Form due NLT December 1, 2012*)

Appointing Authority:* Mayor, City of St. Petersburg

Contact Person: Vicki Grant **Address:** One 4th St. N

Phone: 727 893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Employees Retirement System

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/11, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American		1	20%
Asian-American			
Hispanic-American			
Native-American			
Caucasian		4	80%
Not Known			
Total	0		

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male		2	40%
Female		3	60%
Not Known			
Total	0		

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/11, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/11".)

Race	Appointed by Authority* in 2011, only	Total Race Membership as of 12/31/11	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2011, only	Total Gender Membership as of 12/31/11	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2011, only	Total Disability Membership as of 12/31/11	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

st.petersburg
www.stpete.org

City of St. Petersburg

Post Office Box 2842
St. Petersburg, Florida 33731-2842
Channel 35 WSPF-TV
Telephone: 727 893-7171

December 3, 2015

Kristi Reid Bronson, Chief
Bureau of Election Records
R.A. Gray Building
500 South Bronough Street
Tallahassee, FL 32399

Ms. Bronson:

Enclosed is the City of St. Petersburg 2014 Report of Minority & Physically Disabled Appointments for statutorily created decision making or regulatory boards, commissions, councils and committees for the City of St. Petersburg.

Sincerely,

Cathy E. Davis
Senior Deputy City Clerk
City of St. Petersburg

CED/
Enclosures

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* St. Petersburg City Council

Contact Person: Chan Srinivasa, City Clerk **Address:** 175 - 5th St N

Phone: 727-895-7202 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Community Planning & Preservation Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 10
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	2	2	20
Asian-American			
Hispanic-American			
Native-American			
Caucasian	8	8	80
Not Known			
Total	10		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	8	8	80
Female	2	2	20
Not Known			
Total	10		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/14, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* St. Petersburg City Council

Contact Person: Chan Srinivasa **Address:** 175 5th Street North

Phone: 727-895-7202 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Code Enforcement Board

Does this entity have multiple appointing authorities? **Yes** ☐ **No** ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: ____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American		2	
Asian-American			
Hispanic-American			
Native-American			
Caucasian		6	
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male		6	
Female		2	
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled		0	

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): ____

Does this entity have multiple appointing authorities? **Yes** ☐ **No** ☐

The entity's total membership as of 12/31/14, regardless of appointing authority: ____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* St. Petersburg City Council

Contact Person: Chandrahasa Srinivasa **Address:** _____

Phone: 727-893-7202 **City/State/Zip:** 33701

Entity (Name of Board, Commission, Council, or Committee): Nuisance Abatement Board

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 9
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	1	4	44.4
Asian-American	0	0	
Hispanic-American	0	0	
Native-American	0	0	
Caucasian	2	5	55.6
Not Known			
Total	3		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	2	6	66.7
Female	1	3	33.3
Not Known			
Total	3		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/14, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* City Council, City of St. Petersburg

Contact Person: Cathy Davis **Address:** 175 5th Street North

Phone: 727-892-7447 **City/State/Zip:** St. Petersburg, FL 33731

Entity (Name of Board, Commission, Council, or Committee): Development Review Commission

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 9
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	0	0	
Asian-American	0	0	
Hispanic-American	0	0	
Native-American	0	0	
Caucasian	3	9	33
Not Known			
Total	3		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	3	8	88
Female		1	11
Not Known			
Total	3		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled	0	0	

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee):

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/14, regardless of appointing authority:
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

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Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* St. Petersburg City Council

Contact Person: Chan Srinivasa **Address:** 175 5th Street North

Phone: 727-895-7202 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Civil Service Board

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	0	2	40
Asian-American	0	0	
Hispanic-American	0	0	
Native-American	0	0	
Caucasian	1	3	60
Not Known			
Total	1		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	1	4	80
Female	0	1	20
Not Known			
Total	1		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled	0	0	

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☐

The entity's total membership as of 12/31/14, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* St. Petersburg City Council

Contact Person: Vicki Grant **Address:** One 4th St. N.

Phone: 727-893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Fire Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	2	5	100
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	2	5	100
Female			
Not Known			
Total	2		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Police Pension Fund

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian	2	5	100
Not Known			
Total	2		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	2	5	100
Female			
Not Known			
Total	2		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return to: **Department of State, The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250**

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014

(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* Mayor, City of St. Petersburg

Contact Person: Vicki Grant **Address:** One 4th St. N.

Phone: 727-893-7372 **City/State/Zip:** St. Petersburg, FL 33701

Entity (Name of Board, Commission, Council, or Committee): Board of Trustees Employees Retirement System

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: 5
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American		1	20
Asian-American			
Hispanic-American			
Native-American			
Caucasian	1	4	80
Not Known			
Total	1		

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	1	2	40
Female		3	60
Not Known			
Total	1		

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled		0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Entity (Name of Board, Commission, Council, or Committee): _____

Does this entity have multiple appointing authorities? Yes ☐ No ☒

The entity's total membership as of 12/31/14, regardless of appointing authority: _____
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American			
Asian-American			
Hispanic-American			
Native-American			
Caucasian			
Not Known			
Total			

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male			
Female			
Not Known			
Total			

Disability	Appointed by Authority* in 2014, only	Total Disability Membership as of 12/31/14	%
Physically Disabled			

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

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Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014
(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:*	City Council, City of St. Petersburg		
Contact Person:	Lendel Bright, ADA & Diversity Coordinator	**Address:**	P.O. Box 2842
Phone:	727-893-7229	**City/State/Zip:**	St. Petersburg, FL 33731-2842

Entity (Name of Board, Commission, Council, or Committee): CAPI (Committee to Advocate to Persons with Impairments)

Does this entity have multiple appointing authorities? **Yes** [X] **No** [ ]

The entity's total membership as of 12/31/14, regardless of appointing authority: 11
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	1	2	.2
Asian-American	0	0	0
Hispanic-American	0	0	0
Native-American	0	0	0
Caucasian	5	9	.8
Not Known			
Total	6	11	

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	3	5	.45
Female	3	6	.55
Not Known			
Total	6	11	

Disability	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Physically Disabled	2	6	.55

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Return To: The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014
(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:*	The Honorable Rick Kriseman, Mayor of the City of St. Petersburg		
Contact Person:	Lendel Bright, ADA & Diversity Coordinator	**Address:**	P.O. Box 2842
Phone:	727-893-7229	**City/State/Zip:**	St. Petersburg, FL 33731-2842

Entity (Name of Board, Commission, Council, or Committee): CPRC (Civilian Police Review Committee)

Does this entity have multiple appointing authorities? **Yes** [ ] **No** [X]

The entity's total membership as of 12/31/14, regardless of appointing authority: 10
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	1	5	.5
Asian-American	0	0	0
Hispanic-American	0	0	0
Native-American	0	0	0
Caucasian	2	5	.5
Not Known			
Total	3	10	

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	3	8	.8
Female	0	2	.2
Not Known			
Total	3	10	

Disability	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return To: The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

Florida Department of State
Minority Appointment Reporting Form for Calendar Year 2014
(Section 760.80, Florida Statutes – Form due NLT December 1, 2015)

Appointing Authority:* Lendel Bright, ADA & Diversity Coordinator

Contact Person: Lendel Bright
Address: P.O. Box 2842
Phone: 727-893-7229
City/State/Zip: St. Petersburg, FL 33731-2842

Entity (Name of Board, Commission, Council, or Committee): CART (Community Awareness Response Team)

Does this entity have multiple appointing authorities? **Yes** [ ] **No** [X]

The entity's total membership as of 12/31/14, regardless of appointing authority: 13
(Note: This figure is the denominator to be used in calculating percentages below; the numerator for calculating the percentages is the number in the second column, *i.e.*, "Total membership as of 12/31/14".)

Race	Appointed by Authority* in 2014, only	Total Race Membership as of 12/31/14	%
African-American	13	13	100
Asian-American	0	0	0
Hispanic-American	0	0	0
Native-American	0	0	0
Caucasian	2	5	.5
Not Known			
Total	3	13	

Gender	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Male	9	9	.6
Female	4	4	4
Not Known			
Total	13	13	

Disability	Appointed by Authority* in 2014, only	Total Gender Membership as of 12/31/14	%
Physically Disabled	0	0	0

***Figures are to reflect appointments made only by this Appointing Authority. Please complete all sections.**

Return To: The R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, FL 32399-0250

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 18, 2016**

COUNCIL DATE: **March 3, 2016**

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

ACTION DESIRED:

Respectfully requesting a referral to the Budget, Finance and Taxation Committee recommending approval of allocation of BP Funds to develop and establish a Climate Action Plan for the City of St. Petersburg.

Charlie Gerdes
Council Member

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 18, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Referral to the Public Services & Infrastructure (PS&I) Committee***
$5,000 Allocation for Skyway Marina District Consultant

ACTION DESIRED:

Respectfully request to refer to the Public Services & Infrastructure (PS&I) Committee a request that the City Council allocate $5,000 to hire a consultant to help put together design guidelines for the Skyway Marina District. These guidelines will be provided when shopping centers and other sites are renovated or rebuilt and will help provide a unifying theme for the district.

Steve Kornell, Council Member
District 5

COUNCIL AGENDA
NEW BUSINESS ITEM

TO:	**Members of City Council**
DATE:	**February 19, 2016**
COUNCIL DATE:	**March 3, 2016**
RE:	***Resolution of Support – National Association for Civilian Oversight of Law Enforcement (NACOLE)***

ACTION DESIRED:

Respectfully requesting a Resolution of Support seeking to host the Twenty-Third Annual Conference of the National Association of Civilian Oversight of Law Enforcement - Fall 2017.

Steve Kornell
Council Member

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 22, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Referral to a Committee of the Whole***

ACTION DESIRED:

Respectfully request a referral to a Committee of the Whole a discussion on the funding of the installation of 3-5 Exercise Zones and Shade Shelters per zone at various parks from the Weeki Wachee Fund.

Jim Kennedy, Council Member
District 2

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 24, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Referral to the Public Services & Infrastructure (PS&I) Committee***
Potential Sources of Lead Contamination Education Campaign

ACTION DESIRED:

Respectfully requesting City Council refer to the Public Services and Infrastructure (PS&I) Committee a discussion and possible implementation of an education campaign regarding potential sources of lead contamination in houses.

Steve Kornell, Council Member
District 5

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 24, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Pre-K Schools and Youth Readiness at Our "Turn Around" Schools***

ACTION DESIRED:

Respectfully requesting the Youth Services Committee schedule a session with the Juvenile Welfare Board (JWB) and Early Learning Coalition representatives as quickly as practical to see where targeted investments can impact the number of children who are behind when entering kindergarten.

RATIONALE:

JWB is attempting to improve the quality of our preschools and using a certification model. The City is modestly investing in training preschool teachers to become certified. The large majority of children entering kindergarten in these schools start behind and never catch up. Measurements are somewhat difficult because the kindergarten readiness measures used by the Pre-K providers are much lower than the school system believes is needed.

Attachment

Karl Nurse
Council Member

Early Learning Coalition of Pinellas County

Early Learning Coalition

Mission & Vision

Mission

To lead the community in the development and delivery of a high quality learning system and family support services that maximize each child's potential and promote the economic self-sufficiency of families

Vision

Pinellas County is a community that embraces the importance of early learning to ensure all children have a foundation for future success.

Early Learning Coalition of Pinellas County, Inc.

Access to Care

School Readiness

- Subsidized Child Care Scholarships
- Purpose for Care
- Parent copay
- Birth through 12 years
- Limited funding

VPK

- FREE Prekindergarten
- Must be 4 on or before September 1
- Entitlement

Early Learning Coalition of Pinellas County, Inc.

Who We Served in 2014-2015

School Readiness

9,552 Children

541 Providers

314 Centers

222 Family Child Care Homes

2 Private Schools

3 Informal

Voluntary PreKindergarten (VPK)

6,568 Children

306 VPK Providers

230 Centers

61 Public Schools

12 Private Schools

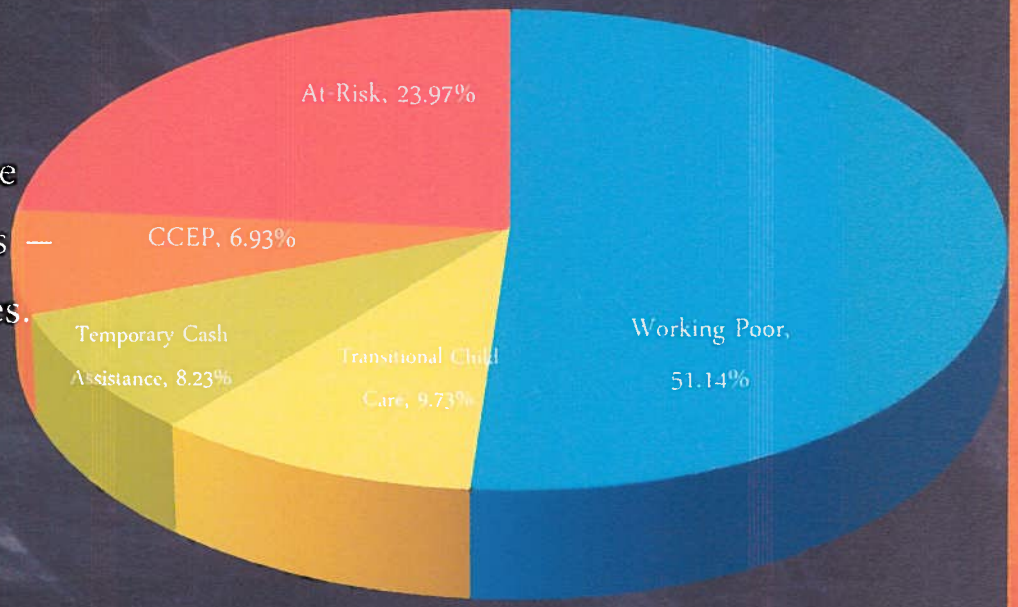
2 Faith-Based Schools

1 Family Child Care Home

Early Learning Coalition of Pinellas County, Inc.

Why were children eligible for School Readiness?

High quality early learning has proven benefits for low-income and at-risk populations — exactly who ELC serves.



Early Learning Coalition of Pinellas County, Inc.

Quality Initiatives

Levels of Excellence & Accreditation for Pinellas

- Accreditation Assistance
- TEACH (scholarships for teachers)
- Wage incentives to remain in the field

Right From the Start

- Infant Toddler Certificate Program at SPC
- Capacity Building Grants

Looking Beyond Behavior & LAUNCH

- Positive Behavior Support
- Trauma Informed Care
- Conscious Discipline

Early Learning Coalition of Pinellas County, Inc.

Child Care Resource & Referral

CCR&R

- FREE for everyone
- Consumer education
- Resources
- Customized child care listings

www.elcpinellas.net

727-400-4411

Early Learning Coalition of Pinellas County, Inc.

We measure success

2015-2018 Strategic Goals

Increase Kindergarten Readiness

from 84% to 90%

Increase VPK enrollment

10%

Decrease the average time a child (age 0-5) spends on the School Readiness waiting list

to 8 weeks

Increase the number of VPK and SR children in Gold Seal accredited care

from 17% to 40%

Early Learning Coalition of Pinellas County, Inc.

Who else needs us?

School Readiness Wait List

Priority 3: 861

Economically disadvantaged

Birth to kindergarten entry

Priority 6: 878

Economically disadvantaged

School Age

How long are they waiting?

Priority 3
January 1, 2016

Priority 6
September 4, 2013

Early Learning Coalition of Pinellas County, Inc.

How much would it take to meet the need?

- Approximately $1.3 million would serve all eligible children ages 0-5 years on our waitlist.
- Approximately $2 million would serve all eligible children on our waitlist.

Average Cost
Preschool

$4,931

Average Cost
School Age

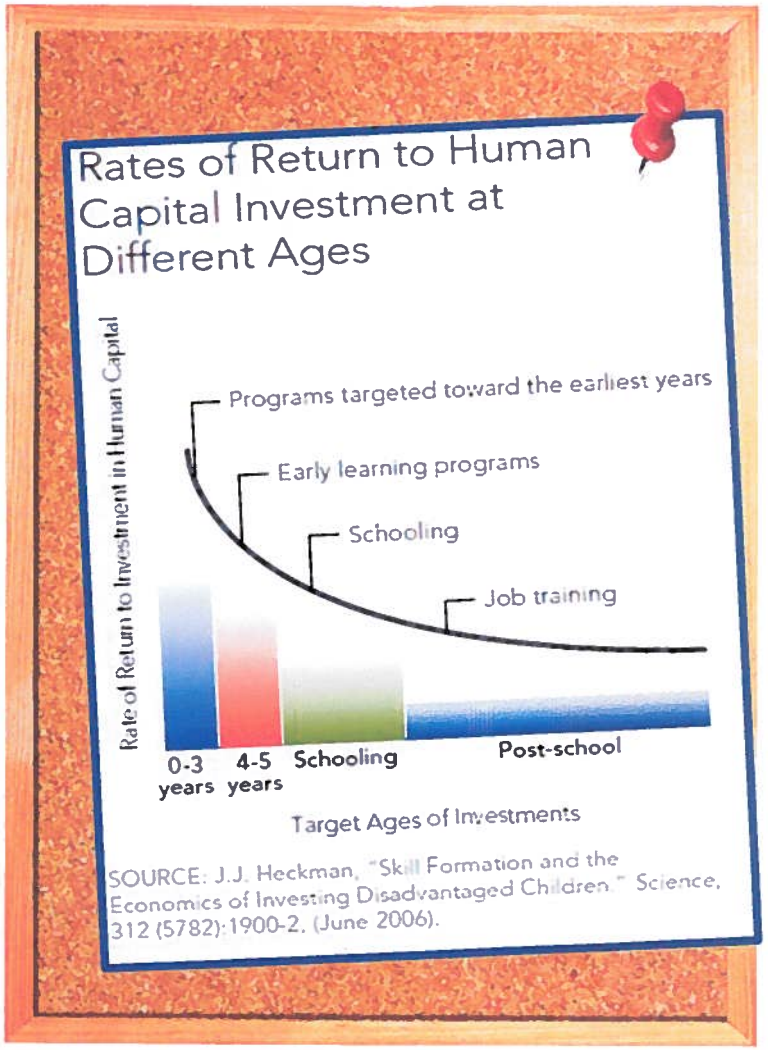
$2,760

Early Learning Coalition of Pinellas County, Inc.

Return on Investment in Early Learning

The White House Council of Economic Advisers

- Expanding early learning initiatives can provide benefits to society worth $8.60 for every $1 spent
- Lifetime earnings gains from increased enrollment would outweigh the costs of these programs



Early Learning Coalition of Pinellas County, Inc.

What the Research Says

High-quality pre-kindergarten education, especially for disadvantaged children, has been shown to:

- Decrease special education placement by 49%
- Reduce grade retention by 50%
- Decrease child abuse and neglect by 51%
- Decrease juvenile arrests by 33%
- Increase high school graduation by 31%
- Increase college attendance by more than 80%
- Increase employment by 23%

Early Learning Coalition of Pinellas County, Inc.

What Next?

How can ELC continue to move the needle for Pinellas County children & families?

A CEO Perspective on Early Learning

"The decision about whether to invest in quality early childhood education is easy. It's a simple choice: Pay now or pay more later."

— Edward B. Rust, Jr., Chairman & CEO, State Farm Insurance Companies

Early Learning Coalition of Pinellas County, Inc.

Access + Quality = Kindergarten Readiness

www.ELCPinellas.net

Early Learning Coalition

COUNCIL AGENDA
NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **February 25, 2016**

COUNCIL DATE: **March 3, 2016**

RE: ***Additional Opportunities for Infrastructure Funding from Downtown Tax Increment Financing (TIF)***

ACTION DESIRED:

Respectfully requesting staff to make a presentation to City Council within 60 days outlining additional projects that could be funded with the additional TIF projections.

RATIONALE:

The dramatic increase in downtown construction will generate TIF revenue far exceeding former estimates and our agreement with the County. The City is required to reach an agreement with the County for additional projects. It is important for taxpayers to understand that all of the additional tax revenue within the TIF district must be spent within the district. It is in the citywide taxpayers' interest to fund additional downtown infrastructure needs with TIF funds which lessens the burden for the balance of the city.

Attached is a list projects that might be appropriate for additional funding.

Karl Nurse
Council Member

To: City Council Members Feb. 17th, 2016.

From: Karl Nurse

Subject: My budget priorities

Downtown TIF opportunities:

1) Finish the acoustical upgrade of the Mahaffey (assuming the Legislature does not fund). $2.5Million
2) Replace 3, over 15 year old trolleys from the PSTA, leased to the Looper group. Cost $561,000 Details are attached. Expansion options are also outlined which require up to 3 additional vehicles.
3) Downtown Redevelopment Dist Fund. $200,000 (in general CIP each year)
4) Intown/Downtown Streetscape Improvements. $200,000 (in general CIP each year.
5) Mahaffey improvements ($600-800,000 annually in Red/Cult. CIP)
6) Coliseum – Floor replacement $430,000 (in 17 Rec/Cult. CIP)
7) Mirror Lake Complex ($600,000 in 17 Rec/Cult. CIP)
8) 3rd & 4th St. downtown convert to 2 ways – first year design money
9) Downtown water/sewer pipe upgrades/replacements driven by growth $3 million
10) Downtown complete streets/traffic safety/bulb outs/ped & bike safety $500,000 annually.

CITY OF ST. PETERSBURG
Energy, Natural Resources and Sustainability Committee
Thursday, February 18, 2016 1:00 p.m.

PRESENT: Chair Darden Rice and Councilmembers Karl Nurse, Steve Kornell, Charles Gerdes and Lisa Wheeler-Brown (alt).

ABSENT: Councilmember Ed Montanari

ALSO: Michael Dema, Assistant City Attorney, Sharon Wright, Sustainability Coordinator, Joseph Krizen, Fleet Management Director, Gary Cornwell, City Administrator, Cortney Phillips, City Clerk Administration, Paul Traci, City Clerk Administration

Chair Rice called the meeting to order and the following topics were discussed:

Approval of Agenda: Passed 4-0

Approval of December 17, 2015, 2015 Minutes: Passed 4-0.

Selection of Chair and Vice-Chair
Councilmembers Rice and Nurse were nominated and selected as Chair and Vice Chair, respectively.

STAR Communities Update
Sharon Wright provided an update of the STAR Communities assessment:

- Approx. 65% through initial review of metrics
- Approx. 15% through data collection
- 3 Star seems reasonably achievable so far
- Outreach – CONA, Chamber, SPSC, Sierra Club, Eckerd, USFSP, Pinellas County, and website
- Working Groups Started – Climate & Energy
- Student Volunteers – Equity & Empowerment
- Upcoming work includes additional data collection, internal work sessions, and public working groups

Tree Canopy Road Program (Referred by Councilmember Kennedy)
City Beautiful Commission – taking lead to review other programs and making a recommendation on whether the city should have a Tree Canopy Road Program using funds from the tree removal permits. The city

Committee also discussed the various activities occurring related to increasing tree canopy and the development of an urban forestry program including St. Petersburg Sustainability Council participation and student volunteers engaging and researching full urban forestry programs.

Mayor Dave Fischer spoke about the history of the city's tree canopy, programs and tree planting efforts he led or participated in. He also referenced statistics about health, shade, improved water quality, and greenhouse gas emission reductions that urban forests contribute to a community. Most recently, he has conducted windshield surveys and developed a map of corridors in each city council district that are conducive to planting trees.

Citizen-Led St. Petersburg Sustainability Council Presentation: "The Heat is On"
Cathy Harrelson, President, St. Petersburg Sustainability Council recapped their August 2015 "The Heat is On" event. Speakers from Department of Homeland Security, National Weather Service/NOAA, and Secoora spoke about climate change impacts, weather and temperature trends, and effects to coastal and marine environments. Public attendees then broke out into groups to discuss issues and solutions which are listed in the white paper included in the agenda package.

Cathy spoke about the timeliness of the tree and urban forestry discussion and how this could be the "Year of the Tree". This is one program that will contribute to the solutions for mitigating and adapting to climate change effects.

Part of planting trees and considering locations also leads into a co-benefit of clearing out our blue ways.

Councilmember Gerdes talked about how to partner and gain financial and other support for tree plantings and urban forestry programs. He offered ideas like Go Fund Me and utility bill requests. Councilmember Gerdes also noted the synergy that cleaning up the waterways offered here. He stated that cleaning waterways is really part of infrastructure improvements. Councilmember Gerdes also stated that Dave Goodwin's group is key in offering more ideas and incentives to builders in the city for green building solutions.

Councilmember Nurse mentioned the local water goat company and that the downtown neighborhood association is working on water goat program for downtown outfalls.

Councilmember Kornell brought up the issue of removing invasive species and how important that is to the success of clear water ways, urban forestry

Councilmember Nurse made a motion that ENRS recommend an appropriation of $500,000 of the BP settlement money to get a tree/urban forestry program started. The motion was seconded and approved.

Councilmember Nurse also brought up the idea of additional fees (rather than incentives) for minimizing use of St. Augustine sod and other development shifts the city is moving toward for more sustainable building practices.

New Business Item: Recent Police Vehicle Purchase Request/Sustainable Approach to Fleet
(Referred by Councilmember Nurse)

Councilmember Nurse discussed his concerns related to fleet purchases not adhering to sustainability policies to buy the most fuel efficient for vehicle class needed. He stated that there are a lot of SUVs in the fleet where there may only be one person with no equipment. How will the city review the vehicle purchases in the future?

City Administrator Cornwell offered clarification on the police vehicles. He also stated that the city is working with procurement on several things to have more checks on lifecycle costs, low bids, and other factors for contracting and purchases.

Chair Rice noted the meeting time going over, and thanked attendees, guests, and adjourned the meeting.

Next ENRS Committee meeting is scheduled for **March 17, 2016 AT 1:00 p.m**.

ENRS Committee
February 18, 2016

STAR Communities Update

- Approx. 65% through initial review (Yes/No/Maybe)
- Approx. 15% through data collection
- 3 Star seems reasonably achievable so far
- Outreach – CONA, Chamber, SPSC, Sierra Club, Eckerd, USFSP, Pinellas County, website, more!
- Working Groups Started – Climate & Energy
- Student Volunteers – Equity & Empowerment

STAR Communities - March

- Data Requests & Internal Work Sessions
  - Equity & Empowerment
  - Education, Arts, & Community
- Public Working Groups
  - Climate & Energy
    - Example 1 – Waste Minimization achieving 7 of 10 metrics
      - Nos = SW Management Plan w/targets; product bans; incentives and enforcement
    - Example 2 – Climate Action/Energy reduction
      - Nos = Adopt Climate Action Plan; create an education & outreach campaign; adopt renewable energy or alt. fuel targets
  - Civic Engagement

Task/Category Status	Jan	Feb	March	April	May
Data Requests Distributed	All				
Initial Review & Draft Strategy	CE & BE			EJ, NS, HS	
Policies to consider for plans and codes	CE & BE			EJ, NS, HS	
Project Proposals/Enhancements	CE		EE, EAC	EJ, NS, HS	
Finalize Data Collection					
Quality Control/Submittal					
Formal Online Submittal					
STAR Review					
City Revision					
Final Submittal					
Celebrate					
2019 Goal Setting					

Set of Policies: Working Group

Project Proposals: Working Group

Certification Level Strategy

ST. PETERSBURG
SUSTAINABILITY COUNCIL
ECONOMY.ENVIRONMENT.EQUALITY.EFFICIENCY

“The Heat Is On”

New Business Item – PD Vehicle Purchase

Ford Explorer

Chevy Tahoe

PD Vehicle Purchase – Draft Comparison

Type Of Vehicle	MPG	Idle gph	Base Cost Estimate	Options	Total Cost
Cruisers/Sedans	16	.4 to .6	$23,100	$6,964	$30,064
Ford Explorer/Interceptor	15	.5 to .7	$25,350	$8,463	$33,813
Chevy Tahoe	16	.5 to .7	$33,300	$7,477	$40, 777

Discussion

"The Heat is On!"

A White Paper: Part 1 of Public Meeting Series
August 31, 2015

The St. Petersburg Sustainability Council hosted the first of a climate series as part of our quarterly public meeting schedule. Part 1 of this series titled "The Heat is On!" took place on Monday, August 31st at The Greenhouse, 442 2nd Ave N. St. Petersburg, FL 33701. The purpose of this meeting was to discuss the local impacts of climate change such as extreme heat, on our community; how it affects our personal lives currently and in the future; and what we can do as individuals and as a community to adapt to and alleviate the impacts. A panel of three experts, related to the impacts of climate change, gave ten minute presentations on various topics as presented below. In addition, a member of the SPSC gave a presentation on the "heat island" effect. Following the presentations, three break-out groups of meeting attendees conducted 'World Café' style in-depth discussions that focused on solutions for St. Petersburg. This White Paper presents a summary of these break-out group discussions.

The format of the World Café Forums was to place each of the three speakers at three tables where twenty minute discussions amongst meeting attendees were conducted to brainstorm two specific questions related to climate change. Each of the tables focused on Question 1 (See below) and then moved to another table with a different speaker to discuss Question 2 (See below). Each session was guided by a facilitator to keep the discussions focused and to document the discussions on a white board. A note taker was present during each of the discussions to formally document public input, concerns, and solutions for local impacts of climate change for development of this White Paper.

At the end of the meeting, SPSC identified action items and "Homework assignments" for both the SPSC and meeting attendees as discussed at the end of this White Paper.

Presenter:

Scott Bitterli, SPSC - "*Heat Island Effects*"

O.T. Gagnon, CPP, Protective Security Advisor – Department of Homeland Security, West Florida District; "*Protecting the Homeland: Why does Homeland Security care about Climate Impacts? Tampa Bay heat projection statistics; Spring seminar heat working group results"*

Charlie Paxton, Science & Operations Officer - National Weather Service/NOAA; "*How you feeling? Hot Hot Hot: Measured historical and projected heat patterns and related weather events*"

Vembu Subramanian, RCOOS Manager – SECOORA; "*What do the Buoys Say? Effects of rising temperatures on coastal and marine resources*"

Cathy Harrelson
Margaret Zak
727-415-8805

Breakout group leaders/facilitators: Scott Bitterli, Karin Braunsberger, Devesh Nirmul

Question 1: Identify heat impacts

- ***Consider both adaptation and mitigation (GHG reduction) solutions***
- ***Where do adaptation and mitigation/reduction intersect? Is there a co-benefit?***

- **Built environment**
    - Inefficiencies: GHG's Heat losses – vicious cycle
    - 70% of GHG's come from commercial enterprises: business, manufacturing
    - Inability to access flooded areas

- **Legislative issues/Public Service Commission**
    - Limited with respect to solar energy
    - PSC governs and regulates our choices and regulates the sources and efficiency
        - Policy on efficiency has been reversed
    - Citizens should let legislators know their desires re solar energy
    - Denial of climate change from policymakers
    - Repeal 3rd party power agreement prohibition (e.g. Floridians for Solar Choice)
        - Local fix:
            - Public solar (parks, easements)
            - Energy Efficiency public projects
            - **Local Co-Benefit: off-grid emergency protection; reduction of GHG's**

- **Educating the Community**
    - Storm surge
    - Energy Use, Efficiency
    - Shade value: Trees (right tree, right place)

- **Rising Temperatures**
    - Cool surfaces
        - **Co-Benefit**: Light surface reflects heat out of atmosphere, lowers planetary temperature
            - Heat given off by parking lots/surfaces
            - Increase cool surface ordinances
                - Light roofs
            - Tree canopy mapping and strategic plantings for providing shade, lowering temperature, decreasing energy use/costs
            - Increased heat leads to increased use of air conditioning, possible effects including:
                - Brownouts (1989)
                - Rising costs
                - More fossil fuel use

- **Sea Level Rise**
    - Coastal high rises
        - Restrictions on building in coastal areas – needs to be regulated!
            - Incentives for building elsewhere, e.g. building at higher elevation = increased number of units; faster permitting

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Margaret Zak
727-415-8805

- Flooding:
  - Flight from the coast
  - Abandonment of "at risk" property; roadways
- Impacts to coastline – ecological impacts
- Sand dredging: poor management approach, not restoration
- Sea walls – other hardscape methods; poor management; not protective, damages natural mangrove cover
- Salt water intrusion into groundwater supplies; springs, rivers

- **Transportation**
  - Lack of public transportation/ridership limits citizen choices
    - Increasing access to public transit is a Co-Benefit: removes cars from the road, reduces GHG's
    - New workers want more public transportation, ours is not optimal
  - Vehicles types/choices – hybrid electric/natural gas
    - More responsibly-sized public transit vehicles
  - Reduce number of vehicles on the road
    - Ride bikes
      - Bike Share
    - Walkability
      - Trees, canopy/shade

- **Rainfall unpredictability**
  - Dealing with too much water or not enough – planning and management is critical
  - Flood insurance impacts
    - **Solution**: Lower insurance rates for people that relocate away from coastal areas
  - Record rainfalls & coastal flooding; infrastructure
    - **Consider 'dual use' Co-Benefit: living with water**;
      - allowing water to move through,
      - use parks,
      - restore blueways

- **Priorities – based on:**
  - Health concerns: respiratory illness, people working outside
  - Emergencies: phone, power, water outages
  - Cost of cooling: consider less energy-intensive infrastructure
  - Ecosystem health
    - Ocean acidification effects on marine organisms and water quality changes
    - Water/aquifer gain or loss (unpredictability)
    - Increased runoff decreases water quality
    - Mosquito and other dangerous vector increases
    - Species loss
    - Human health
      - Recreation
      - Loss of tourism
      - **Solution, Co-Benefit**: St. Petersburg as eco-tourism center

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Margaret Zak
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- Human food and water access:
  - Acidification of the ocean affects sea food availability, production
  - Changes in food supply/planting zones
  - Salt water intrusion

- **Solutions:**
  - Cistern/rain barrels to store fresh water; water needs to be harvested when it rains
  - Desalinization – after exhausting all conservation options and incentives
  - Individual actions – raising home temp; more shading with trees, changing dress policies in the workplace
  - Economic development – businesses must want to locate here,
    - set a baseline for using resource-efficient systems

Note to human race: Rapid climate change will most likely lead to chaos!

Question 2:
With limited assets, create priorities for solutions, include responsible parties

- ***Where do adaptation and mitigation/reduction intersect?***
- ***Where/what is the co-benefit?***

Adaptation vs. Mitigation

1) Change corporate dress policy – Japan example
2) Power Use/loss
   a. Energy Efficient Buildings
      i. E.g. St. Petersburg's building stock is 17% commercial, which uses 40% of the community's energy; **Co-Benefit: high bang for the buck; Job creation**
      ii. Reduce individual loads on power and water systems
   b. Create community incentives and initiatives for energy efficiency upgrades of all buildings
   c. Clean renewable energy mitigates power loss
   d. Rooftop solar adds total energy capacity for the community
   e. Ordinance to regulate temperature in buildings and offices using reflecting windows to keep sun out/reduce heat load; **Co-Benefit: Increased profits; job creation**
3) Cool Surfaces
   a. Use asphalt that fades
   b. White/light roofs – required
   c. Locational tree canopy/shade for energy use reduction
4) Pervious Surfaces – improves water quality, quantity and can alleviate flooding
   a. Focus on Low impact development - reducing runoff/excessive stormwater that can stress our systems
   b. Pervious concrete – needs to be required
5) Assets in the community
   a. Sustainability councils – local, then regional gathering
   b. Increase social marketing re sustainable living and give examples of success
   c. Policymakers act together
6) Clean energy choices

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Margaret Zak
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   a. Distributed (building-based)
   b. Large solar installations (Toy Town)
   c. City should have an energy use disclosure policy;
      i. Look at ordinances in different cities (see . Orlando)
   d. Incentives for EV or hybrid cars; charging stations
   e. Institute PACE or PACE-like incentives for businesses, homeowners and multi-family

7) Use of Data/GIS – initiatives for pubic transparency and education re effects/impacts;
   a. Tree survey/mapping
   b. Incentives and in-kind support for tree plantings in neighborhoods, private property

8) Regulatory controls
   a. Stricter limits on the amount of CO2 or other heat-generation from non-residential areas
   b. Flooding
      i. New Orleans moved water out using pumps
      ii. We are letting developers build waterfront without having to pay an impact fee to protect infrastructure or emergency services impacts

9) Land use
   a. Economic disaster and social upheaval tied to rapid climate change
      i. Agricultural/food access: Locally sourced foods = **Co-Benefit: health, wealth**
      ii. Policy not to rebuild areas, structures, neighborhoods destroyed by climate change impacts such as storm surge, sea level rise, constant flood inundation, hurricane (wind)

10) Rising Costs – Are we prepared to pay for the future?
   a. Costs of adaptation and mitigation continue to rise; this reduces the will to change
      i. How to demonstrate "pay me now or pay me later"?
   b. There is a steadily rising cost to rising heat;
   c. Challenges of updating infrastructure
      i. Replacing water/sewer/stormwater pipes
      ii. Who pays? Government, business, individuals? Others?

11) Ecosystem health
   a. Native and Florida-friendly plants; edibles
   b. Community tree planting / canopy initiatives (cool surfaces, reduces heat island, encourage edibles): **LARGE co-benefit**
   c. Sea Wall management giving way to more natural coastlines:
      i. **co-benefit**: protects property, infrastructure, improves estuarine ecosystem health, adds coastline

12) Community health
   a. Low income communities most impacted
   b. Asset and Action prioritization is critical
      i. Develop timeline risk/reward profile for determining phased action(s)
   c. Urban gardening; locally grown
   d. Engaged policymakers
   e. Individual actions/personal behaviors
   f. Expand Curbside recycling to:
      i. Composting
      ii. Waste source reduction
      iii. Reuse

Cathy Harrelson
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Follow up Assignments for SPSC

1) Take information from public meeting, create a white paper to present to mayor and city council
   Post on website: sustainstpete.org

2) Public meeting attendees go into community with what they've learned and discuss/share with 3 people;
   Post on Facebook: St. Petersburg Sustainability Council

3) Next Steps:
   a. Create blog developed by SPSC;
   b. Continue climate change education,
   c. Public engagement through
      i. STAR
      ii. Year of the Tree mapping and planting project

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ENERGY, NATURAL RESOURCES & SUSTAINABILITY 2-18-2016
PENDING / CONTINUING REFERRALS

TOPIC	***DATE REFERRED***	***REFERRED BY***	***RETURN DATE***	***STAFF RESPONSIBLE***	***SPECIAL NOTES***
SE Florida Climate Change – Regional Compact & 2012 Regional Climate Action Plan	2/13/15	Rice	TBD		Speaker or information – overview and recent updates? Reached out to SE contacts – no responses yet.
Great Bay Distributors – Solar installation and federal tax credits	2/13/15	Kornell	TBD	Sharon Wright	1.5 MW Great Bay contact: Ron Petrini Solar Energy Mgmt: Scott McIntyre Contacted Scott and he is looking forward to the next presentation opportunity.
Evaluation of the merits and budget considerations of utilizing 1) the STAR Community Rating System, and 2) ICLEI Membership	5/7/15	Rice	TBD	Sharon Wright	STAR complete; ICLEI pending
Tree Canopy Road Program with the potential of funding the program by directing revenue from the Tree Ordinance be used to cover the costs of planting, caring and inventory of the trees as well as tracking the program.	9/24/15	Kennedy	3/17/2016	Sharon Wright	City Beautiful Commission is reviewing information and is set to provide feedback in March 2016.
Police Vehicles/Fleet & Sustainability Initiatives	1/20/2016	Nurse	TBD	Traffic Lieutenant Edward Borrelli & Sharon Wright	Preliminary information provided in this package for discussion.

EO - 2015-07 (takes place of EO-08-01)
Sustainable St. Petersburg

AN EXECUTIVE ORDER ESTABLISHING POLICIES CONSISTENT WITH THE CITY OF ST. PETERSBURG SUSTAINABILITY INITIATIVES

WHEREAS, I, Rick Kriseman, upon taking office established the Office of Sustainability in the City of St. Petersburg; and

WHEREAS, our Sustainability Vision is a city with the capacity to endure by finding the balance between environmental stewardship, economic vitality and social equity; and

WHEREAS, our Sustainability Mission Statement is to make St. Petersburg the city to work, live and play through innovative and collaborative sustainability practices; and

WHEREAS, our Sustainability Core Values are community collaboration and partnerships, creativity and quality outcomes, cost effective economics, environmental stewardship, and leadership in innovation; and

WHEREAS, our Sustainability Goals are net zero energy, zero waste, protection and enhancement of natural systems, the protection and promulgation of shade and green space, sustainable built environment practices, safe and efficient multimodal transportation networks, improvement of our local economy, and a healthier community.

NOW, THEREFORE, I Rick Kriseman, do hereby promulgate through this Executive Order the following actions, policies and procedures to take effect immediately:

- Become a member of Star Communities.
- Seek out and obtain a Star Community Rating leadership certification.
- Develop and implement a citywide Climate Action Plan that includes collaborative efforts to address and adapt to sea level rise as well as emergency preparedness and resiliency.
- Apply the U.S. Green Building Council's LEED® green building program or the Green Building Initiative's Green Globes program to all new and existing city-owned and occupied buildings over 10,000 square feet that meet minimum project requirements for certification; buildings less than 10,000 square feet may apply green building standards based on environmental benefit and budget.
- Reduce greenhouse gas emissions and increase energy efficiencies to include evaluation of water resource pumping and processes, facility, space planning and transportation retrofits for efficiency improvements. Utilize renewable energy sources like solar power, biosolids, and geothermal technology to contribute to the City's net zero energy goal, with residential and commercial construction and demolition debris recycling, composting, mulch to energy, special event recycling,

pre and post-consumer food waste recycling and production of Class A (fertilizer grade) sludge programs used to contribute to the City's zero waste goal.

- Protect and enhance the City's natural systems through collaboration with industrial organizations and regional transportation management for improved air quality, an urban canopy initiative, water conservation programs, expanded reclaimed water systems, stormwater BMPs and green infrastructure, water loss reduction, clean streets and streams programs, land management plans for preserves and estuaries, parks and recreation planning, and implementation of the Downtown Waterfront Master Plan.
- Review land development regulations for barriers to sustainability, and use of the FEMA Community Rating System Program and land use planning tools such as the Comprehensive Plan to contribute to sustainable built environment practices.
- Implement key initiatives such as targeted industries, quality jobs and living wages, Greenhouse programs, the Grow Smarter Initiative, and the South St. Petersburg CRA Redevelopment Plan to contribute to the City's goal of improving the local economy and fostering job growth.
- Achieve our Healthier Community initiative through city and neighborhood planning for a balance of compact centers, affordable housing, walkability, food access and nutrition programs, associated education and outreach, and encouraging related partnerships and collaboration.
- Develop a city website in coordination with city departments, dedicated to sustainability initiatives.
- Set goals and monitor performance by requiring city departments or office directors to:
    a. Continue to pursue existing directives on social equity contracting, such as the Inclusion Policy, and integrate progress on those directives into the department's annual work program;
    b. Make attainment of sustainability goals part of the performance evaluation for each city department or office director; and
    c. Report to the Mayor on performance and attainment of sustainability goals and other directives.

Duly signed and authorized this 18th day of August, 2015.

Mayor Rick Kriseman

MEMORANDUM

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

FROM: Louis Moore, Director, Procurement and Supply Management

DATE: January 13, 2016

RE: Purchases $10,000 to $100,000 for December 2015

Attached for your review are purchases from $10,000 to $100,000 made by the city during the month of December 2015. This information is provided pursuant to City Council's approval on May 19, 2005 wherein the procurement policy was amended to increase the upper level of non-blanket purchase contracts from $50,000 to $100,000. At that time, City Council requested Procurement to report monthly on purchases made between $10,000 and $100,000.

LM:np

Attachment

cc: Gary Cornwell, City Administrator
Tom Gibson, Interim Administrator, Public Works
Alan DeLisle, City Development Administrator
Chan Srinivasa, City Clerk
Brad Scott, City Auditor
Cindy Sheppard, City Council
Distribution List
(Administrators, Chiefs and Directors)

December 2015 Purchases Between $10,000 and $100,000

Number	Description	Supplier	Department	Created Date	PO Amount
186842	SAF, FY16 Disbursement	Directions For Mental Health Inc	Neighborhood Affairs	2-Dec-15	$10,000
186847	Assorted Marine Dive Equipment, New	Bauer Compressors Inc	Fire	3-Dec-15	$13,651
186876	Microcomputer, Software	Insource Software Solutions	Water Resources	4-Dec-15	$15,100
186922	Database, Library	Lynda com	Library	7-Dec-15	$16,675
186923	Membership, St. Petersburg Chamber of Commerce	St Petersburg Area Chamber Of Commerce	Planning & Economic Development	7-Dec-15	$18,000
186964	Ad Valorem Tax, Sunken Gardens	Diane Nelson, Tax Collector	Downtown Enterprise Facilities	9-Dec-15	$14,193
186954	Aerator/Diffuser System	Heyward Florida Inc	Water Resources	9-Dec-15	$15,000
186963	Trailer, 7'x 16' Enclosed Cargo	Rick Croft Enterprises, Inc	Fleet	9-Dec-15	$15,994
186960	Concrete, Ready Mix 3000 PSI	Cemex	Parks & Recreation	9-Dec-15	$16,800
186965	Consultant Services, Sundial Parking Garage	Biller Reinhart Engineering Group Inc	Engineering	9-Dec-15	$17,200
186995	Tuition, Paramedic Certification (3)	St Petersburg College	Fire	11-Dec-15	$23,706
187048	Yaskawa Model IQ000, 200 HP Kits (7)	Icon Technologies	Water Resources	14-Dec-15	$46,108
187080	Maintenance, Citylaw Software, One Year	Cycom Data Systems Inc	Legal	16-Dec-15	$10,820
187107	Service Repairs, Unite R601	Bay Area Truck Sales Inc dba	Fleet	17-Dec-15	$13,684
187148	5 Year Community Driven Strategic Plan, Administration & Facilitation	Center for Public Safety Excellence Inc	Fire	18-Dec-15	$14,580
187149	Directional Boring Machine & Vacuum Excavation System	Vermeer SE Sales & Services Inc	Fleet	18-Dec-15	$89,497
187196	Active Directory Software, Administrative Suite	Cayo Software LLC	Technology Services	22-Dec-15	$10,000
187192	Software and Support, ACISS Software	ACISS Systems Inc	Police	22-Dec-15	$10,420
187195	Consulting, Jennie Hall Pool Improvement	Wannemacher Jensen Architects Inc	Engineering	22-Dec-15	$16,500
187188	Hardware & Software Maintenance, Extreme Networks Systems	PC Solutions & Integration Inc	Technology Services	22-Dec-15	$39,532
187194	Vehicle, SUV, Chevy Tahoe (2)	Alan Jay Chevrolet Cadillac Inc	Fleet	22-Dec-15	$81,553
187198	Off-Road Utility Vehicles (21)	GHC Motorsports	Fleet	22-Dec-15	$99,960
187212	User Fees, October 2015	Parkmobile USA Inc	Transportation & Pkg. Mgt.	23-Dec-15	$10,996
187204	Regulatory Program & Surveillance Fee, Stormwater Management	Florida Department of Environmental Protection	Engineering	23-Dec-15	$19,348
187265	Maintenance & Support, Dragon Naturally Speaking Software	Shi International Corp	Police	29-Dec-15	$10,045
187278	Installation Services, Chiller at Police Facility	Air Mechanical & Service Corp	Engineering	30-Dec-15	$69,920

Purchases listed exclude all blanket purchase orders, include only goods and services and have been procured in accordance with competitive bidding requirements as established by Council approved policy.

New Business Item Submitted 1/20/2016 by Council Member Nurse:
Police Vehicles/Fleet

Background: Mayor Kriseman updated a long standing executive order on sustainability initiatives last year. The policy includes a policy to "reduce greenhouse gas emissions and increase energy efficiency to include...transportation retrofits for efficiency improvements." My understanding of this policy has been to buy the most efficient vehicle that meets the use for which it was purchased. Attached is the Executive Order and a list of December purchases of under $100,000. Please see the purchase of two Chevy Tahoes for the police department.

Requested Action: Please refer this to the ENRS Committee for an explanation of how this policy and purchase work to further our energy efficiency policies and what we are carrying that mandates a 6,000 pound vehicle.

Preliminary Summary Information for Discussion (from Police Department and Fleet)
Acquisition of Two (2) Chevrolet Tahoe for specialized Traffic Homicide use:

The Police Department recently acquired laser mapping equipment for use in field-based traffic homicide investigations, which will enable Traffic Homicide Officers to make precise, comprehensive assessments and measurements of vehicular crash scenes, specifically those which result in major injuries or death. The form factor of the laser mapping equipment, coupled with other required Traffic Homicide equipment, is too large to fit into the Ford (Explorer platform) Interceptor crossover SUV.

Upon thorough review of vehicle options, it was determined that the Chevrolet Tahoe (Police Package) was the most suitable vehicle to be used by this specialty unit, in that the Tahoe possessed the appropriate size to secure and transport the laser mapping equipment. These two vehicles will ensure that all required investigatory equipment, required by Traffic Homicide Officers, are readily available for deployment at crash scenes, while also being safely used for other law enforcement purposes, to include emergency response and/or pursuit, as may be necessary.

The fuel consumption variance and base cost listings are as follows:

Type Of Vehicle	MPG	Idle gph	Base Cost Estimate	Options	Total Cost
Cruisers/Sedans	16	.4 to .6	$23,100	$6,964	$30,064
Ford Explorer/Interceptor	15	.5 to .7	$25,350	$8,463	$33,813
Chevy Tahoe	16	.5 to .7	$33,300	$7,477	$40, 777

In addition, the rear cargo storage space in the Tahoe is @ 4cf larger than the Ford. The photos below show the current equipment that they need to carry and how it fits into both vehicles. The Tahoe has more rear storage space than the Explorer. As you can see, in the Explorer the driver virtually has no inside rear view. There is additional equipment that needs to be carried at times which will not fit into the Explorer. These items are shown in the third photo.

Equipment in Ford Explorer

Equipment in Chevy Tahoe

Additional Equipment Needed

Resolution No. _____

A RESOLUTION OF THE ST. PETERSBURG CITY COUNCIL APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF $500,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001), DERIVED OF SETTLEMENT FUNDS FROM THE 2010 DEEPWATER HORIZON OIL SPILL (BP SETTLEMENT), TO THE MAYOR'S OFFICE (0001-020) FOR THE ESTABLISHMENT AND IMPLEMENTATION OF A CITY-WIDE TREE PLANTING PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Sustainability Vision of the City of St. Petersburg (City) is a city with the capacity to endure by finding the balance between environmental stewardship, economic vitality and social equity; and

WHEREAS, the City's Sustainability Mission Statement is to make St. Petersburg the city to work, live and play through innovative and collaborative sustainability practices; and

WHEREAS, the City's Sustainability Core Values are community collaboration and partnerships, creativity and quality outcomes, cost effective economics, environmental stewardship, and leadership in innovation; and

WHEREAS, tree planting and protection and urban forestry contribute to the implementation of all the City's stated Sustainability Goals: the net zero energy, protection and enhancement of natural systems, the protection and promulgation of shade and green space, sustainable built environment practices, safe and efficient multimodal transportation networks, improvement of our local economy, and a healthier community; and

WHEREAS, trees and tree canopy have been shown to sequester carbon, improve air and water quality, and reduce energy usage; and

WHEREAS, the City is the recipient of funds in settlement of the 2010 Deepwater Horizon oil spill in the Gulf of Mexico (BP Settlement); and

WHEREAS, on February 18, 2016, the Energy, Natural Resources and Sustainability Committee voted unanimously to recommend approval of a supplemental appropriation of $500,000 of BP Settlement funds from the unappropriated balance of the General Fund to the City Council of St. Petersburg, Florida for the purpose of establishing and implementing a new Tree Planting Program; and

WHEREAS, the Office of Sustainability, under the Mayor's Office shall be the lead department in the establishment and implementation of the Tree Planting Program, but shall enlist and allocate funds to the Parks and Recreation Department in achievement of the goals of the Tree Planting Program, including, but not limited to, the procurement and planting of trees.

NOW THEREFORE BE IT RESOLVED by the City Council of St. Petersburg, Florida that there is hereby approved the following supplemental appropriation from the unappropriated fund balance for fiscal year 2016:

General Fund (0001)

Transfer to: Mayor's Office (0001-020)	$500,000

BE IT FURTHER RESOLVED that this $500,000 appropriation shall be used exclusively for the establishment and implementation of the Tree Planting Program.

This Resolution shall become effective immediately upon its adoption.

Approved as to form and content:

City Attorney (Designee)	Budget Department

ST. PETERSBURG CITY COUNCIL
BUDGET, FINANCE & TAXATION COMMITTEE

Committee Report

February 25, 2016
8:00 a.m. - City Hall Room 100

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

Also: Chief Assistant City Attorney, Jeannine Williams; Assistant City Attorney, Jordan Wolfgram; City Councilmembers Lisa Wheeler-Brown and Steve Kornell, City Administrator, Gary Cornwell; City Clerk, Chan Srinivasa, Grants Coordinator, Shrimatee Ojah-Maharaj; Transportation Manager, Cheryl Stacks; City Auditor, Brad Scott; Budget Director, Tom Green and Senior Deputy Clerk, Cathy E. Davis.

Absent: Councilmember Ed Montanari (alternate).

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. Gerdes. Nurse. Rice. Nays. None. Absent: Montanari (alternate).

C. Approval of Minutes

In connection with the approval of the January 28th meeting minutes Councilmember Rice motioned that the minutes be approved as written. All were in favor of the motion. Ayes. Kennedy. Gerdes. Nurse. Rice. Nays. None. Absent. Montanari (alternate).

In connection with the approval of the February 11th 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. Montanari (alternate).

D. New/Deferred Business

1. Promoting a form of democracy that will support small, local campaign contributions (Wolfgram)

Assistant City Attorney Jordan Wolfgram and City Clerk Chandrahasa Srinivasa presented a report outlining statutory challenges and administrative considerations involved with initiating a public financing program that would allow the City of St. Petersburg to match small, local campaign contributions of local citizens.

Councilmember Nurse advised that the agenda item was introduced with the intention of creating a way either through ordinance or charter referendum for small campaign contributions by local citizens and businesses to be matched by the City of St. Petersburg. Councilmember Nurse defined small contributions as being equal to or less than $100 (one hundred dollars).

Assistant City Attorney, Jordan Wolfgram presented and stated that research shows there have been pilot programs involving public financing of municipal campaigns in other states, but there were no such programs that have been implemented within the state of Florida, and that Florida Statute 97.0115 is very clear in that the state expressly preempts the majority of the Election Laws in Florida.

City Clerk, Chandrahasa Srinivasa advised that this type of program administratively would not be able to be managed by the City Clerk's office as it would not only impose a great strain on the Clerk's staff , but would also subject the City a great deal of liability exposure involved with the handling of campaign contributions.

Following discussion by Councilmembers, a motion was made by Councilmember Gerdes that the City's Legal department obtain an opinion from the State's Attorney General regarding the preemption.

Following further discussion by City Councilmembers the motion was amended by Councilmember Nurse that the City's Legal Department research the preemption and report back to the Budget Finance and Taxation Committee their opinion as to whether the state has preempted Public Financing of Municipal Campaigns.
All were in favor of the amended motion. Ayes. Kennedy. Gerdes. Nurse. Rice. Nays. None. Absent. Montanari (alternate).

2. 2016 1st Quarter Grant Report (Ojah-Maharaj)

Grants Officer, Shrimatee Ojah- Maharaj presented the 2016 1st Quarter Grant Report. It was reported that awarded grants for Q1 of FY2016 totaled $4,511,077 compared to $2,243,290 for the same period in FY2015. A summary of the grants received include 3 FDOT grants totaling $4,279,000 and 2 Florida Department of Health grants totaling $178,277.

It was reported that 12 grants were reviewed by the Grants Working Group during Q1, and of the 12 grants, 3 were received, four were submitted and still "in waiting", four were not applied for, and 1 was not received.

It was further reported that the City recently received the national League of Cities/MetLife Foundation Grant for a two year technical assistance Financial Inclusion Systems Leadership (FISCL) project. The project is designed to expand access to safe and affordable financial services and financial education, accumulative savings, reduce debt and build assets for "at risk" communities i.e. to develop a comprehensive financial inclusion initiative for St. Petersburg.

The City recently worked with a grant writer and submitted a USDOT "Beyond Traffic: The Smart City Challenge" Grant. The submittal is a ten-vision approach to blend complete streets, work/play, bike share, bus grid and walkability/walking with people movers. The vision is to connect and move goods/services and people in an efficient manner while improving the quality of life. The people mover or the Aerial Cable Propelled Transit (CPT) is the center piece of the grant proposal.

E. Continued Business

F. Upcoming Meetings Agenda Tentative Issues

1. March 10, 2016

   a. FY15 External Financial Audit Report (Fritz)

   b. Property Insurance Renewal (Guella)

2. March 17, 2016

   a. External Audit Services RFP Evaluation and Short Listing

G. New Business Item Referrals

H. Adjournment

ST. PETERSBURG CITY COUNCIL
Housing Services Committee Report
Council Meeting of March 3, 2016

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

FROM: Housing Services Committee: Karl Nurse, Committee Chair, Darden Rice, Committee Vice-Chair, Charlie Gerdes, Council Member, Lisa Wheeler Brown, Council Member, and Ed Montanari, Council Member

RE: Housing Services Committee Meeting of February 25, 2016

New Business:

Update of the Consolidated Plan Housing Market Analysis, Joshua A. Johnson, Director, Housing and Community Development Department

Mr. Johnson began the discussion by disclosing that at its meeting last month, members of the Housing Services Committee requested information on the overall housing inventory, condition, and available in the City, and that this discussion is a result of that request. Mr. Johnson discussed that the City is currently in the process of preparing five-year a Consolidated Plan for the period 2016 through 2021 that has to be submitted to the U.S. Department of Housing and Urban Development (HUD) for the City to continue to receive Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG) and HOME Investment Partnership and other special purpose grants that may be allocated by HUD during the next several years. Mr. Johnson discussed that the Consolidated Plan mandates that the City develop a comprehensive document that discusses its affordable housing needs, housing markets analysis, homeless needs, non-homeless needs special needs, non-housing community development needs, economic development needs, and public/social service needs, to include, fair housing needs.

Mr. Johnson discussed that the PowerPoint presentation will only discuss the housing element of the Consolidated Plan, and that the other items will be included in the completed Consolidated Plan that will be finalized for submission to HUD. The first item discussed in the Housing Needs Assessment was the city's housing stock and the number and type of units. According to the 2008-2012 American Community Survey and Comprehensive Housing Affordability Strategy prepared by HUD, the City had a total of 128,208 housing units comprised of 60,030 owner occupied units, and 38,461 renter occupied units. The majority of owner units were constructed before 1950 through 1979, and the majority of renter units were constructed between 1950 through 1999. He also discussed that the risk of Lead-Based-Paint was identified in 925 owner occupied units with children under 6 years of age present, and in 1,645 renter occupied units with children under 6 years of age present.

A discussion was held on the housing size by tenure (no bedroom, 1 bedroom, 2 bedroom, 3 or more bedrooms, by owner and renter units). The population of the city stood at 245,097 (2008-2012 ACS), with the 2015 One Year Estimate of the ACS placing the population at 253,639 people. The median income was discussed, and the poverty rate of the City which stood at 17.2% overall, but with higher incidences of poverty rates, primarily within the Southside Community Redevelopment Area. There was discussions on the number of households by median family income, cost burdened households

and severely cost burdened households (the amount of households that pay more than 30% and 50% of monthly income on housing costs). HUD recommends that a household should pay no more than 30% of its monthly income on housing costs. If the cost of housing exceeds 50% of monthly income, the household is at risk of becoming homeless.

The discussion moved to households that had a disproportionately greater need with housing problems, and severe housing problems that the jurisdiction/City has as a whole by income group (0-30%, 30-50% and 50-80% of AMI and the racial category of the household). A disproportionate need results when a racial group incurs a percentage that is 10 or more points higher than the jurisdiction/City as a whole where the household has one or more of the four housing problems.

The condition of owner and renter housing units in the City was discussed, to include how many had deficiencies (selected condition) that needed to be addressed. Maps were shown depicting the areas of the City where the majority of White, Black/African-American, Asian, and Hispanic households reside. We moved to discuss the needs of the St. Petersburg Housing Authority (SPHA), to include the 720 applicants on its waiting list for public housing, and 16,000 applicants on its waiting list for Housing Choice Vouchers.

The discussion moved to the cost of rental housing in the City compared to the State of Florida, with information prepared by the National Low Income Housing Coalition Study for 2015, which provided information on the amount of income needed to rent a unit in the City of St. Petersburg. The discussion moved on to homeowner opportunities and information on real estate sales Year-Over-Year prepared by the Pinellas Realtor Organization. We discussed foreclosure filings submitted to the Pinellas County Clerk of the Courts with historical numbers from 2006-2007 through 2015-2016. Finally, there was discussion of Citizen Participation and how staff obtained information from people at public forums, questionnaires that were submitted to non-profit agencies, and a survey that is posted on the City's Housing Department webpage that solicits a response as to what are the priority needs of the City. From the questionnaire, survey, and information taken at meetings, the following Priority Needs were developed and discussed as follows:

- Provide economic development opportunities
- Provide affordable housing for households at or below 120% of area median income
- Provide homelessness prevention housing and supportive services
- Assist with the provision of public services
- Provide public facilities and infrastructure improvements
- Provide and enhance fair housing and equal opportunity in servicing city residents

The Committee was asked if it had recommendations it wished to offer to be included with the current priority needs.

The Committee requested that staff return with a comparison of current housing strategies to those identified in the proposed Priority Needs for the Consolidated Plan for (FY 2016-2021) at a future meeting for discussion.

Questions were asked by Committee Members whether some of the cost burdened individuals are less burdened with mortgages compared to leases.

A question was asked how people are identified within a certain racial group.

A comment was made that the St. Petersburg Housing Authority is looking forward to taking back Jordan Park after its tax credits run out in December.

A question was asked as to what can be done to spur single family housing construction city-wide? A response was made that there are incentives to build new housing within the CRA, but nothing in place city-wide.

A comment was made to request to see policies come forward with Inclusionary Zoning. This means that in a certain zone, a percentage of units would be reserved for low income, a percentage reserved for middle income, etc.

Action: No action taken

Update on the NSP-1 and NSP-3 Programs, Stephanie Lampe, Sr. Housing Development, Coordinator

Ms. Lampe reported that one property is scheduled to be sold, and another is scheduled to be transferred to Bright Futures Community Land Trust, with additional properties coming forward in the near future to this Committee recommend approval to have new homes built with NSP and HOME funding by Bright Futures, among others, as Bright Futures have been designated a CHDO.

Action: No action taken

Next meeting: The next meeting to be held on March 31, 2016.

Topics:

Discussion of Areas of Opportunities for the construction of multi-family housing with Low Income Housing Tax Credits and Qualified Census Tracts and Difficult Development Areas.

Discussion of current housing strategies compared to priority needs identified in the draft FY 2016-2021 Consolidated Plan.

Committee Members
Karl Nurse, Chair
Darden Rice, Vice-Chair
Charlie Gerdes, Council Chair
Lisa Wheeler Brown, Council Member
Ed Montanari, Council Member

MEMORANDUM

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

FROM: **Jane E. Wallace, Assistant City Attorney**

DATE: **February 24, 2016**

RE: **City Council Meeting on March 3, 2016**
Request for Authorization to File Lawsuit

The City Attorney's Office recommends that City Council authorize the filing of a lawsuit against appropriate parties with respect to rights and permitting issues related to the annual Martin Luther King, Jr. parade.

If you have any questions regarding this matter, please feel free to call me.

Attachment

A RESOLUTION AUTHORIZING THE CITY ATTORNEY'S OFFICE TO FILE A LAWSUIT AGAINST APPROPRIATE PARTIES WITH RESPECT TO RIGHTS AND PERMITTING ISSUES RELATED TO A PARADE; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the City Attorney's Office is authorized to file a lawsuit against appropriate parties with respect to rights and permitting issues related to the annual Martin Luther King, Jr. parade; and

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

Approved as to form and content:

Jane Wallace

City Attorney (designee)

A RESOLUTION AUTHORIZING THE CITY ATTORNEY'S OFFICE TO FILE A LAWSUIT AGAINST APPROPRIATE PARTIES WITH RESPECT TO RIGHTS AND PERMITTING ISSUES RELATED TO A PARADE; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the City Attorney's Office is authorized to file a lawsuit against appropriate parties with respect to rights and permitting issues related to the annual Martin Luther King, Jr. parade; and

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

Approved as to form and content:

_____

City Attorney (designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of March 3, 2016

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

Subject: Awarding annual cooperative purchase agreements to Wesco Turf, Inc., Ruckus Investments LC d/b/a Quality Mowers, and Choo Choo Lawn Equipment Inc. for lawn and turf equipment, parts and service at a combined estimated annual cost of $163,000.

Explanation: This purchase is being made from Florida State Contract No. 21100000-15-1. The vendors will furnish and deliver small power tools such as blowers, edgers, chain saws, hedge trimmers, brush cutters and pruners. They will also provide replacement parts and repair service for the equipment. These supplies are used to maintain the City's parks and golf courses. The main users are Fleet Management, Sanitation and the Golf Courses.

The Purchasing Department recommends for award utilizing Florida State Contract No. 21100000-15-1:

Lawn and Turf Equipment.....$163,000

Choo Choo Lawn Equipment, Inc
Ruckus Investments LC d/b/a Quality Mowers
Wesco Turf, Inc.

Wesco Turf, Inc., Choo Choo Lawn Equipment, Inc., and Ruckus Investments LC d/b/a/ Quality Mowers have met the specifications, terms and conditions of Florida State Contract No. 21100000-15-1 dated September 1, 2015. This purchase is made in accordance with Section 2-256 (2) of the Procurement Code which authorizes the Mayor or his designee to utilize competitively bid contracts of other governmental entities. Blanket purchase agreements will be issued to the vendors and will be binding only for the actual quantities ordered. Amounts paid to awardees pursuant to these agreements shall not exceed a combined total of $163,000 during the term of agreement. The agreements will be effective through June 30, 2017 with three one-year renewal options.

Cost/Funding/Assessment Information: Funds have been appropriated in Fleet Operating Fund (5001) [$139,000], Fleet Mechanical Costs (8002527); Sanitation Operating Fund (4021) [$4,000], Sanitation Lot Clearing (4502253); and Golf Course Operating Fund (4061) [$20,000] Vehicle Maintenance (6302505).

Attachments: Discount Schedule
Resolution

Approvals:

Thomas B. Dilsaver
Administrative

A Ramirez
Budget

Discount Schedule
515-56 Lawn and Turf Equipment and Parts

Wesco Turf Supply, Inc.	Discount
Toro Commercial Products Accessories	
Equipment	21%
Accessories	21%
Toro Landscape Contractor Equipment	
Equipment	21%
Accessories	21%
Toro Pro Line Products	
Equipment	31%
Accessories	31%

Ruckus Investments L.C. d/b/a Quality Mowers	Discount
Briggs & Stratton	
Parts	20%
Honda	
Parts	20%
Kohler	
Parts	20%
Power Trim	
Parts	20%
Stihl	
Parts	20%
Toro	
Parts	20%

Choo Choo Lawn Equipment Inc.	
Stihl Equipment and Parts	21%

A RESOLUTION APPROVING THE AWARD OF ONE-YEAR AGREEMENTS (BLANKET AGREEMENTS) WITH THREE ONE-YEAR RENEWAL OPTIONS TO WESCO TURF, INC. AT AN ESTIMATED TOTAL ANNUAL COST NOT TO EXCEED $51,000, RUCKUS INVESTMENTS, LC D/B/A QUALITY MOWERS, AT AN ESTIMATED TOTAL ANNUAL COST NOT TO EXCEED $61,000, AND CHOO-CHOO LAWN EQUIPMENT, INC. AT AN ESTIMATED TOTAL ANNUAL COST NOT TO EXCEED $51,000 FOR A TOTAL ANNUAL COST NOT TO EXCEED $163,000 FOR LAWN AND TURF EQUIPMENT, PARTS AND SERVICE UTILIZING FLORIDA STATE CONTRACT NO. 21100000-15-1; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 2-256(2) of the City Code, the City is permitted to utilize competitively bid proposals or contracts secured by State, County or municipal government when it is in the best interest of the City; and

WHEREAS, Wesco Turf, Inc., Ruckus Investments, LC d/b/a Quality Mowers, and Choo-Choo Lawn Equipment, Inc. have met the specifications, terms and conditions of Florida State Contract No. 21100000-15-1; and

WHEREAS, the Purchasing Department recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the award of one-year agreements (Blanket Agreements) with three one-year renewal options to Wesco Turf, Inc. at an estimated total annual cost not to exceed $51,000, Ruckus Investments, LC d/b/a Quality Mowers at an estimated total annual cost not to exceed $61,000, and Choo-Choo Lawn Equipment, Inc. at an estimated total annual cost not to exceed $51,000 for a total annual cost not to exceed $163,000 for lawn and turf equipment, parts and services is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

City Attorney (Designee)

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of March 3, 2016

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

Subject: Renewing a blanket purchase agreement with Thompson Consulting Services, LLC for disaster related reimbursement assistance consulting services; and authorizing the Mayor or Mayor's Designee to execute all documents necessary to effectuate the transaction.

Explanation: On May 2, 2013, City Council approved a three-year agreement for disaster related reimbursement assistance consulting services through March 31, 2016, with two one-year renewal options. This is the first renewal.

The consultant provides, if needed, disaster related reimbursement assistance consulting services to ensure the city's timely, compliant and accurate submission of documentation for reimbursement/recovery of all disaster-related costs determined eligible by law or otherwise. Services include preparing and submitting the city's initial request for public assistance and all project worksheets with required supporting documentation, within all agencies' deadlines and in a manner achieving maximum eligibility for reimbursement of costs; track all project documentation submitted through the entire grant process, establishing audit trails as administration of the grant(s) occurs; develop strategies and write appeals for any cost-recovery disputes between the city and others and advise the city of changes, updates, revisions and other policy or procedural changes affecting the recovery and eligibility for recovery of the city's disaster-related expenditures. There is no cost to the city until an authorized request for service is required.

The Procurement Department, in cooperation with the Office of the City Auditor, recommends renewal of contract.

The vendor has agreed to renew under the terms and conditions of RFP 7435 dated January 29, 2013. The renewal will be effective through March 31, 2017

Cost/Funding/Assessment Information: Initially funds will be obtained through the appropriate department's budget. In the event additional funds are needed, a supplemental appropriation will be requested from Council.

Attachment: Resolution

Approvals:

Administrative **Budget**

A RESOLUTION APPROVING THE FIRST ONE-YEAR RENEWAL OPTION TO THE AGREEMENT (BLANKET AGREEMENT) WITH THOMPSON CONSULTING SERVICES, LLC FOR DISASTER RELATED REIMBURSEMENT ASSISTANCE CONSULTING SERVICES; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 2, 2013, City Council approved the award of a one-year agreement (Blanket Agreement) with three one-year renewal options to Thompson Consulting Services, LLC ("Thompson") for disaster related reimbursement assistance consulting services for the Office of the City Auditor pursuant to RFP 7435 dated January 29, 2013; and

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

WHEREAS, Thompson has agreed to uphold the terms and conditions of RFP 7435; and

WHEREAS, the Purchasing Department, in cooperation with the Office of the City Auditor, recommends approval of this renewal; and

WHEREAS, there is no cost to the City until an authorized request for service is required; and

WHEREAS, initial expenditures will be funded through the appropriate department's budget and if additional funds are needed, a supplemental appropriation will be requested from City Council.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the first one-year renewal option to the Agreement (Blanket Agreement) with Thompson Consulting Services, LLC for disaster related reimbursement assistance consulting services is hereby approved and the Mayor or Mayor's designee is authorized to execute all documents to effectuate this transaction.

BE IT FURTHER RESOLVED that these agreements will be effective through March 31, 2017.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of March 3, 2016

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

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a License Agreement with the St. Petersburg Shuffleboard Club, a Florida not-for-profit corporation, for the use of the shuffleboard facilities within the City-owned historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg, for a period of thirty-six (36) months for an aggregate fee of $36.00 for the entire term, plus an additional fee of $700.00 per month for water and electrical usage; and to execute all documents necessary to effectuate same; waiving the reserve for replacement requirement of City Council Resolution No. 79-740A; and providing an effective date. ***(Requires affirmative vote of at least six (6) members of City Council.)***

EXPLANATION: Real Estate & Property Management received a request from the Parks & Recreation Department ("Parks") to initiate a license agreement with the St. Petersburg Shuffleboard Club ("Club") for the use of the shuffleboard recreational facilities consisting of a clubhouse, shuffleboard courts, bleachers, restrooms, tournament booth, the first floor bridge room and the non-exclusive use of the lawn bowling court adjacent to the shuffleboard courts within the Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg ("Premises").

The Club is a not-for-profit social club formed in 1924, and over the years the Club worked with the City on building what became the Premises, beginning with two shuffleboard courts and ending up with the largest shuffleboard facility in the world. The Club experienced a downturn in membership in the 1980's and 1990's and consequently struggled to fulfill their financial obligations to the Premises, resulting in the City assuming responsibility for the Premises on January 1, 1998. Through the hard work of the current Club membership, the Club's financial situation has improved to a point where the Club requested that the operation and maintenance responsibilities be returned to the Club, and Parks requested REPM to create a new license agreement accordingly.

The Club ("Licensee") has executed a License Agreement ("Agreement"), for a term of thirty-six (36) months, subject to City Council approval, with the following major business points:

- The aggregate fee is thirty-six dollars ($36.00) for the entire term.
- Licensee will pay an additional fee of $700.00 per month for water and electrical usage, in addition to applicable taxes and insurance.
- Licensee will maintain the interior and exterior of the building Systems within the Premises, as defined in the Agreement, and pay for repairs to the Systems up to $5,000 per occurrence.
- The Licensee may rent the Premises, or parts thereof, to other organizations for meetings, weddings, and parties.
- The Licensee, Licensee's invitees, or parties renting the Premises from the Licensee, may play live or recorded music which shall cease no later than 11

p.m., and the kitchen facilities shall be used for the preparation, temporary storage, reheating and serving of food but no cooking shall be allowed.

- Subject to the availability of funds, as determined in the City's sole discretion, the City may make any repair that exceeds $5,000, with the Licensee contributing the first $5,000 per occurrence.
- City maintenance obligations are limited to repairs necessitated by structural defects in the Premises, and amounts exceeding the specific expense caps noted above; the City will provide maintenance of the greenspace, the Lawn Bowling Court and trimming of all trees within the Premises.
- Licensee will maintain a commercial general liability insurance policy in the amount of $1,000,000 per occurrence and $2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Licensee's use of the Premises.
- The Agreement may be terminated without cause by either party with ninety (90) days written notice prior to the scheduled date of termination.

City Council Resolution No. 79-740A, dated October 4, 1979, establishes policies for the sale and leasing of City-owned park and waterfront property. This resolution requires that when leasing City property to a non-profit, private organization "... the organization pays operating costs plus a reserve for replacement." Since the Licensee is responsible for maintenance and improvements to the buildings within the Premises for its intended use, the City is charging nominal rent and recommending that the reserve for replacement requirement be waived in an effort to minimize operating costs. Under the terms of the Agreement, the City is under no obligation to locate or provide a replacement facility under any circumstances.

Section 1.02 (c)(2) of the City Charter, Park and Waterfront Property, permits City Council approval of leases for Park and Waterfront property for five (5) years or less on commercially-zoned property with approval by an affirmative vote of at least six (6) members of City Council. The subject property is zoned Downtown Center - 2 (DC-2).

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a License Agreement with St. Petersburg Shuffleboard Club, a Florida not-for-profit corporation, for the use of the shuffleboard facilities within the City-owned historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg, for a period of thirty-six (36) months for an aggregate fee of $36.00 for the entire term, plus an additional fee of $700.00 per month for water and electrical usage; and to execute all documents necessary to effectuate same; waiving the reserve for replacement requirement of City Council Resolution No. 79-740A; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

APPROVALS: Administration: _____

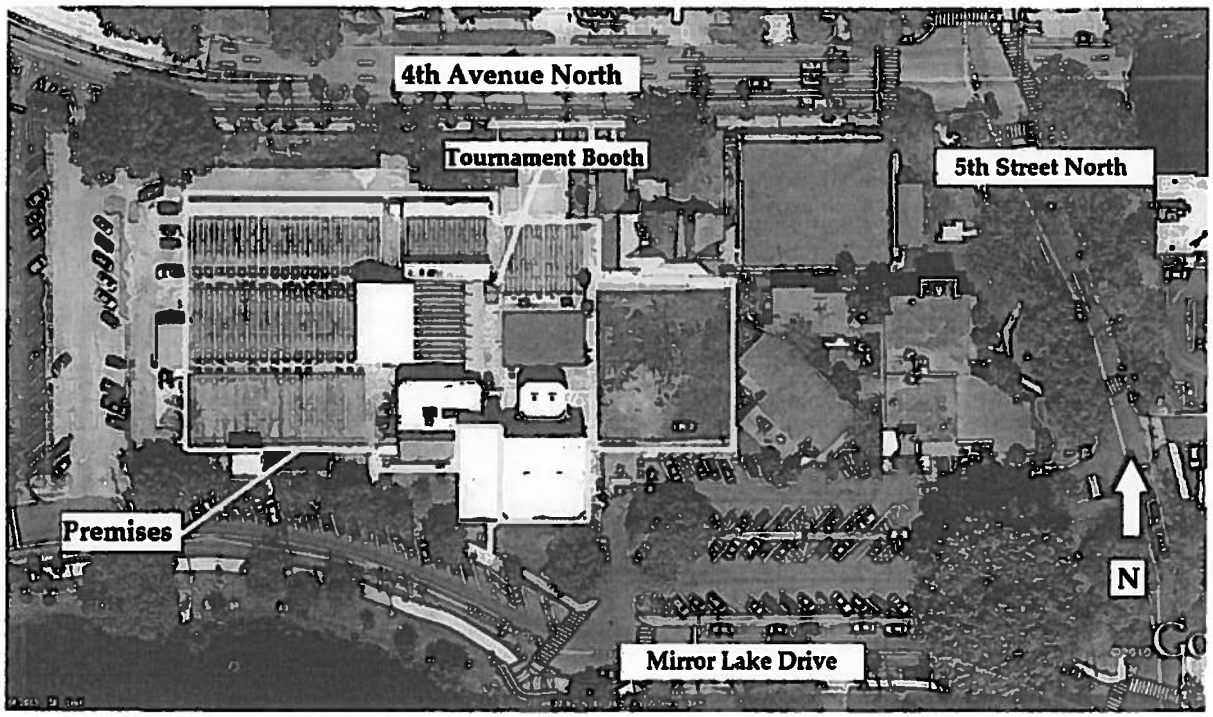
Budget: N/A

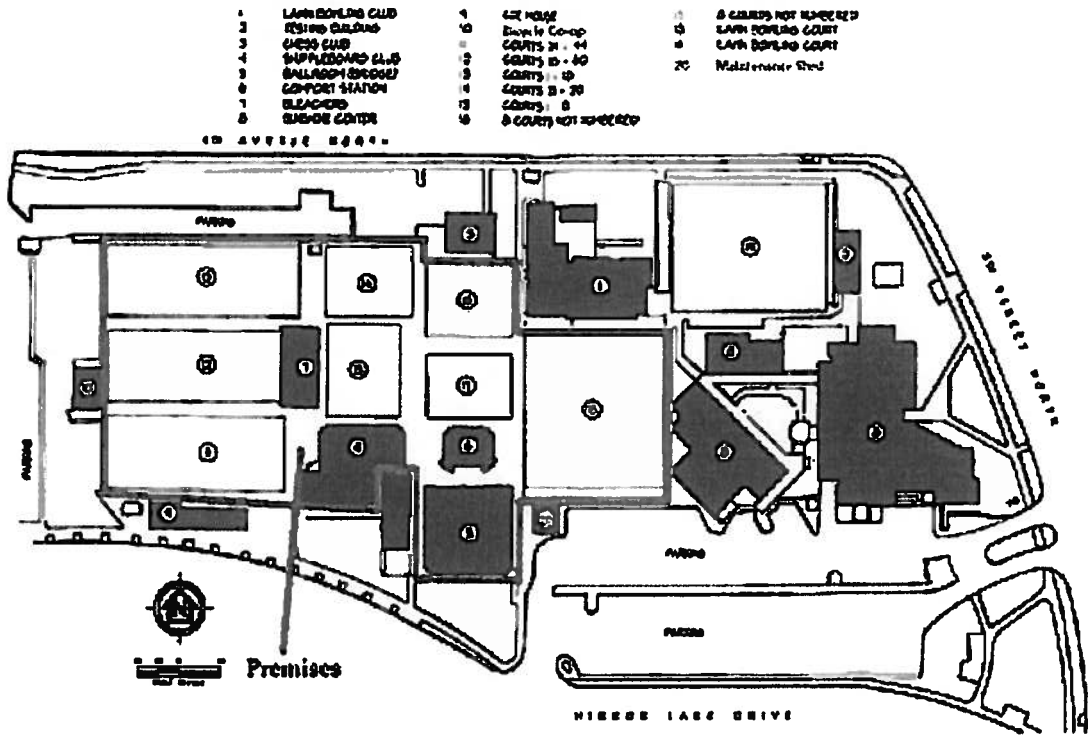
Legal: _____

(As to consistency w/attached legal documents)

Legal: 00259021.doc V. 1

ILLUSTRATION





Resolution No. 2016 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A LICENSE AGREEMENT WITH THE ST. PETERSBURG SHUFFLEBOARD CLUB, A FLORIDA NOT-FOR-PROFIT CORPORATION, FOR THE USE OF THE SHUFFLEBOARD FACILITIES WITHIN THE CITY-OWNED HISTORIC MIRROR LAKE RECREATION COMPLEX LOCATED AT 559 MIRROR LAKE DRIVE NORTH, ST. PETERSBURG, FOR A PERIOD OF THIRTY-SIX (36) MONTHS FOR AN AGGREGATE FEE OF $36.00 FOR THE ENTIRE TERM, PLUS AN ADDITIONAL FEE OF $700.00 PER MONTH FOR WATER AND ELECTRICAL USAGE; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; WAIVING THE RESERVE FOR REPLACEMENT REQUIREMENT OF CITY COUNCIL RESOLUTION NO. 79-740A; AND PROVIDING AN EFFECTIVE DATE. ***(REQUIRES AFFIRMATIVE VOTE OF AT LEAST SIX (6) MEMBERS OF CITY COUNCIL.)***

WHEREAS, Real Estate & Property Management received a request from the Parks & Recreation Department ("Parks") to initiate a license agreement with the St. Petersburg Shuffleboard Club ("Club") for use of the shuffleboard facilities consisting of a clubhouse, shuffleboard courts, bleachers, restrooms, tournament booth, the first floor bridge room and the non-exclusive use of the lawn bowling court adjacent to the shuffleboard courts within the historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg ("Premises"); and

WHEREAS, the Club ("Licensee") has executed a License Agreement ("Agreement"), for a term of thirty-six (36) months, subject to City Council approval, with the following major business points:

- The aggregate fee is thirty-six dollars ($36.00) for the entire term.
- Licensee will pay an additional fee of $700.00 per month for water and electrical usage, in addition to applicable taxes and insurance.
- Licensee will maintain the interior and exterior of the building Systems within the Premises, as defined in the Agreement, and pay for repairs to the Systems up to $5,000 per occurrence.
- The Licensee may rent the Premises, or parts thereof, to other organizations for meetings, weddings, and parties.

- The Licensee, Licensee's invitees, or parties renting the Premises from the Licensee, may play live or recorded music which shall cease no later than 11 p.m., and the kitchen facilities shall be used for the preparation, temporary storage, reheating and serving of food but no cooking shall be allowed.
- Subject to the availability of funds, as determined in the City's sole discretion, the City may make any repair that exceeds $5,000, with the Licensee contributing the first $5,000 per occurrence.
- City maintenance obligations are limited to repairs necessitated by structural defects in the Premises, and amounts exceeding the specific expense caps noted above; the City will provide maintenance of the greenspace, the Lawn Bowling Court and trimming of all trees within the Premises.
- Licensee will maintain a commercial general liability insurance policy in the amount of $1,000,000 per occurrence and $2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Licensee's use of the Premises.
- The Agreement may be terminated without cause by either party with ninety (90) days written notice prior to the scheduled date of termination; and

WHEREAS, the Agreement is in accordance with the policies established in Resolution No. 79-740A, provided however that due to the Licensee being responsible for maintenance and improvements to the buildings within the Premises for its intended use, the City is charging nominal rent and recommending that the reserve for replacement requirement be waived in an effort to minimize operating costs; and

WHEREAS, under the terms of the Agreement, the City is under no obligation to locate or provide a replacement facility under any circumstances; and

WHEREAS, Section 1.02 (c)(2) of the City Charter, Park and Waterfront Property, permits City Council approval of leases for Park and Waterfront property for five (5) years or less on commercially-zoned property with approval by an affirmative vote of at least six (6) members of City Council; and

WHEREAS, the subject property is zoned Downtown Center - 2 (DC-2); and

WHEREAS, under the terms of the Agreement, the City is under no obligation to provide a replacement facility under any circumstances.

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 License Agreement with the St. Petersburg Shuffleboard Club, a Florida not-for-profit corporation, for the use of the shuffleboard facilities within the City-owned historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg, for a period of thirty-six (36) months for an aggregate fee of $36.00 for the entire term, plus an additional fee of $700.00 per month for water and electrical usage; and to execute all documents necessary to effectuate same; and

BE IT FURTHER RESOLVED that the reserve for replacement requirement of City Council Resolution No. 79-740A; is waived.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

City Attorney (Designee)
Legal: 00259021.doc V. 1

APPROVED BY:

Michael J. Jefferis, Director
Parks & Recreation

APPROVED BY:

Bruce E. Grimes, Director
Real Estate and Property Management

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of March 3, 2016

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

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a thirty-six (36) month Parking Space Use Agreement with the Fish and Wildlife Research Institute, an agency of the State of Florida, for the use of thirty (30) parking spaces at the Port of St. Petersburg; and to execute all documents necessary to effectuate same; and providing an effective date. ***(Requires affirmative vote of at least six (6) members of City Council.)***

EXPLANATION: Real Estate & Property Management received a written request from the Fish and Wildlife Research Institute ("FWRI") asking the City to renew the parking lot use agreement for use of thirty (30) parking spaces to park FWRI vehicles and vessels at the Port of St. Petersburg ("Port") for a thirty-six (36) month period.

FWRI has executed a Parking Space Use Agreement ("Agreement") for a term of thirty-six (36) months, with an option to renew for two (2) additional one (1) year terms with the terms and conditions providing it with the same basic rights and privileges it has enjoyed during the preceding term, subject to City Council approval. Under the terms and conditions of the proposed Agreement, FWRI will pay the City rent ("Use Fee") in the amount of $1,052.84 per month. Upon the anniversary of the Commencement Date and upon City Council approval of each Renewal Term, the Use Fee will increase by 3.5%. FWRI is responsible for maintaining the Premises and paying utilities including, but not limited to, water, electric, sewer, gas, trash collection and stormwater fees, in addition to insurance. As an agency of the State of Florida, FWRI is self-insured under Florida Statute 768.28 and will provide insurance amounts as governed by the statute protecting the City against all claims or demands that may arise or be claimed on account of the Lessee's use of the Premises.

The Agreement may be terminated without cause by either party by providing the other party with thirty (30) days written notice of their intent to terminate prior to the scheduled date of termination. The City is under no obligation to provide a replacement facility under any circumstances.

This Agreement is in compliance with Section 1.02(c)(2) of the City Charter which permits a lease not exceeding the lease terms permitted by the City Park and Waterfront Map with an affirmative vote of at least six (6) members of City Council. This property is identified on the Parks & Waterfront Property Map as the Airport/Port Operations Area and has a ten (10) year lease limitation.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a thirty-six (36) month Parking Space Use Agreement with the Fish and Wildlife Research Institute, an agency of the State of Florida, for the use of thirty (30) parking spaces at the Port of St. Petersburg; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustration and Resolution

APPROVALS: Administration: _____

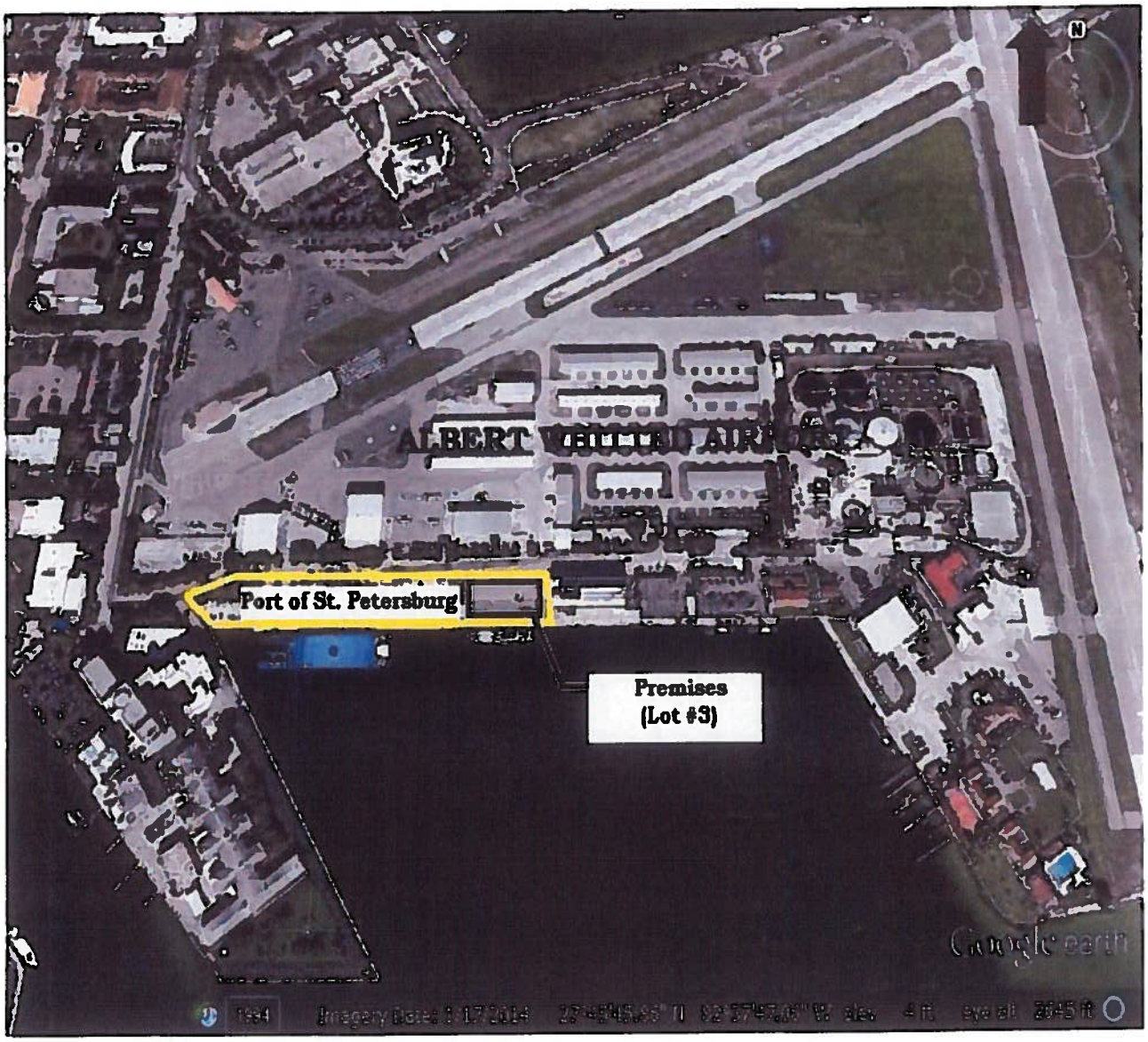
Budget: N/A

Legal: _____

(As to consistency w/attached legal documents)
Legal: 00258442.doc V. 1

ILLUSTRATION

(Fish & Wildlife Research Institute Parking Area)



Resolution No. 2016 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO A THIRTY-SIX (36) MONTH PARKING SPACE USE AGREEMENT WITH THE FISH AND WILDLIFE RESEARCH INSTITUTE, AN AGENCY OF THE STATE OF FLORIDA, FOR THE USE OF THIRTY (30) PARKING SPACES AT THE PORT OF ST. PETERSBURG; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE. ***(REQUIRES AFFIRMATIVE VOTE OF AT LEAST SIX (6) MEMBERS OF CITY COUNCIL.)***

WHEREAS, Real Estate & Property Management received a written request from the Fish and Wildlife Research Institute ("FWRI") asking the City to renew the parking lot use agreement for use of thirty (30) parking spaces to park FWRI vehicles and vessels at the Port of St. Petersburg ("Port") for a thirty-six (36) month period; and

WHEREAS, FWRI has executed a Parking Space Use Agreement ("Agreement") for a term of thirty-six (36) months, with an option to renew for two (2) additional one (1) year terms with the terms and conditions providing it with the same basic rights and privileges it has enjoyed during the preceding term, subject to City Council approval; and

WHEREAS, under the terms and conditions of the proposed Agreement, FWRI will pay the City rent ("Use Fee") in the amount of $1,052.84 per month; and

WHEREAS, upon the anniversary of the Commencement Date and upon City Council approval of each Renewal Term, the Use Fee will increase by 3.5%; and

WHEREAS, as an agency of the State of Florida, FWRI is self-insured under Florida Statute 768.28 and will provide insurance amounts as governed by the statute protecting the City against all claims or demands that may arise or be claimed on account of the Lessee's use of the Premises; and

WHEREAS, the Agreement may be terminated without cause by either party by providing the other party with thirty (30) days written notice of their intent to terminate prior to the scheduled date of termination; and

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

WHEREAS, this Agreement is in compliance with Section 1.02(c)(2) of the City Charter which permits a lease not exceeding the lease terms permitted by the City Park and Waterfront Map with an affirmative vote of at least six (6) members of City Council; and

WHEREAS, this property is identified on the Parks & Waterfront Property Map as the Airport/Port Operations Area and has a ten (10) year lease limitation.

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 thirty-six (36) month Parking Space Use Agreement with the Fish and Wildlife Research Institute, an agency of the State of Florida, for the use of thirty (30) parking spaces at the Port of St. Petersburg and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

City Attorney (Designee)
Legal: 00258442.doc V. 1

APPROVED BY:

Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:

Bruce E. Grimes, Director
Real Estate and Property Management

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of March 3, 2016

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

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a First Amendment to License Agreement with Main Street Wheel Works, LLC, d/b/a Wheel Fun Rentals, a Florida limited liability company, to extend its use of parking spaces within the Beach Drive Parking Lot ("Premises") for conducting a wheel rental business to provide recreational activity to the general public for a period of one (1) year for a monthly base rent of $240.00, with the right to request use of the Premises for an additional term of (1) year; and to execute all documents necessary to effectuate same; and providing an effective date. ***(Requires affirmative vote of at least six (6) members of City Council.)***

EXPLANATION: Real Estate and Property Management Department received a request from John McKinlay, owner of Main Street Wheel Works, LLC ("Licensee"), asking the City to extend its Agreement for use of six (6) parking spaces within a portion of the Beach Drive Parking Lot to conduct a bicycle and pedal vehicle rental business providing recreational activity to the general public ("Business"), for another year. Through the adoption of Resolution No. 2015-62 on February 19, 2015, City Council approved a one-year License Agreement ("Agreement"), with extensions for up to two (2) successive one (1) year terms, that provided the Licensee the right to occupy the Premises for the primary purpose of operating its Business, subject to approval by City Council.

The Licensee has executed the proposed First Amendment to the License Agreement ("Amendment") for a term of one (1) year with the terms and conditions providing the Licensee with the same basic rights and privileges it has enjoyed during the preceding term with the right to request an extension for an additional term of one (1) year, subject to City Council approval. The Licensee shall continue paying the City base rent in the amount of Two hundred forty dollars ($240.00) per month, in addition to paying a monthly percentage fee at a rate of eight percent (8%) of all monthly gross sales exceeding $5,000.00 per month. The Licensee will be permitted to utilize four (4) parking spaces as a staging area for display of wheel rental equipment and two (2) parking spaces for secured storage of the wheel rental equipment ("Premises"), as depicted in the attached Illustration. Wheel rental equipment will include the Tandem Bike, Kids Bike, Cruiser Bike, Mountain/City Bike ("Bicycles") and Single Surrey, Double Surrey, Deuce Coupe, Chopper, Sling Shot, and Quad Sport ("Pedal Vehicles"). Renters of the Pedal Vehicles will only be permitted to operate the vehicles on the sidewalks within the prescribed Course approved by the Transportation and Parking Management Department from the Beach Drive Parking Lot on Second Avenue N.E., Beach Drive, extending around Vinoy Park and northward to 18th Avenue N.E., while renters of the Bicycles may ride within any public area within St. Petersburg. The

installed by Licensee and use all reasonable precautions to keep the Premises clean of debris or litter. Additionally, the Licensee will maintain a commercial general liability insurance policy in the amount of $1,000,000 per occurrence and $2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Licensee's use of the Premises.

The Agreement may be terminated without cause by either party with ninety (90) days written notice prior to the scheduled date of termination. Under the terms of the Agreement, "the City is under no obligation to locate or provide to Licensee any replacement Premises under any circumstances."

Pursuant to Section 1.02 (c)(1) and (2) of the City Charter, the subject property is classified on the Parks and Waterfront Property Map for five (5) years or less with approval by an affirmative vote of at least six (6) members of City Council. The subject property is zoned (DC-P) Downtown Center-Park.

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a First Amendment to License Agreement with Main Street Wheel Works, LLC, d/b/a Wheel Fun Rentals, a Florida limited liability company, to extend its use of parking spaces within the Beach Drive Parking Lot ("Premises") for conducting a wheel rental business to provide recreational activity to the general public for a period of one (1) year for a monthly base rent of $240.00, with the right to request use of the Premises for an additional term of (1) year; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustration and Resolution

APPROVALS: Administration: _____

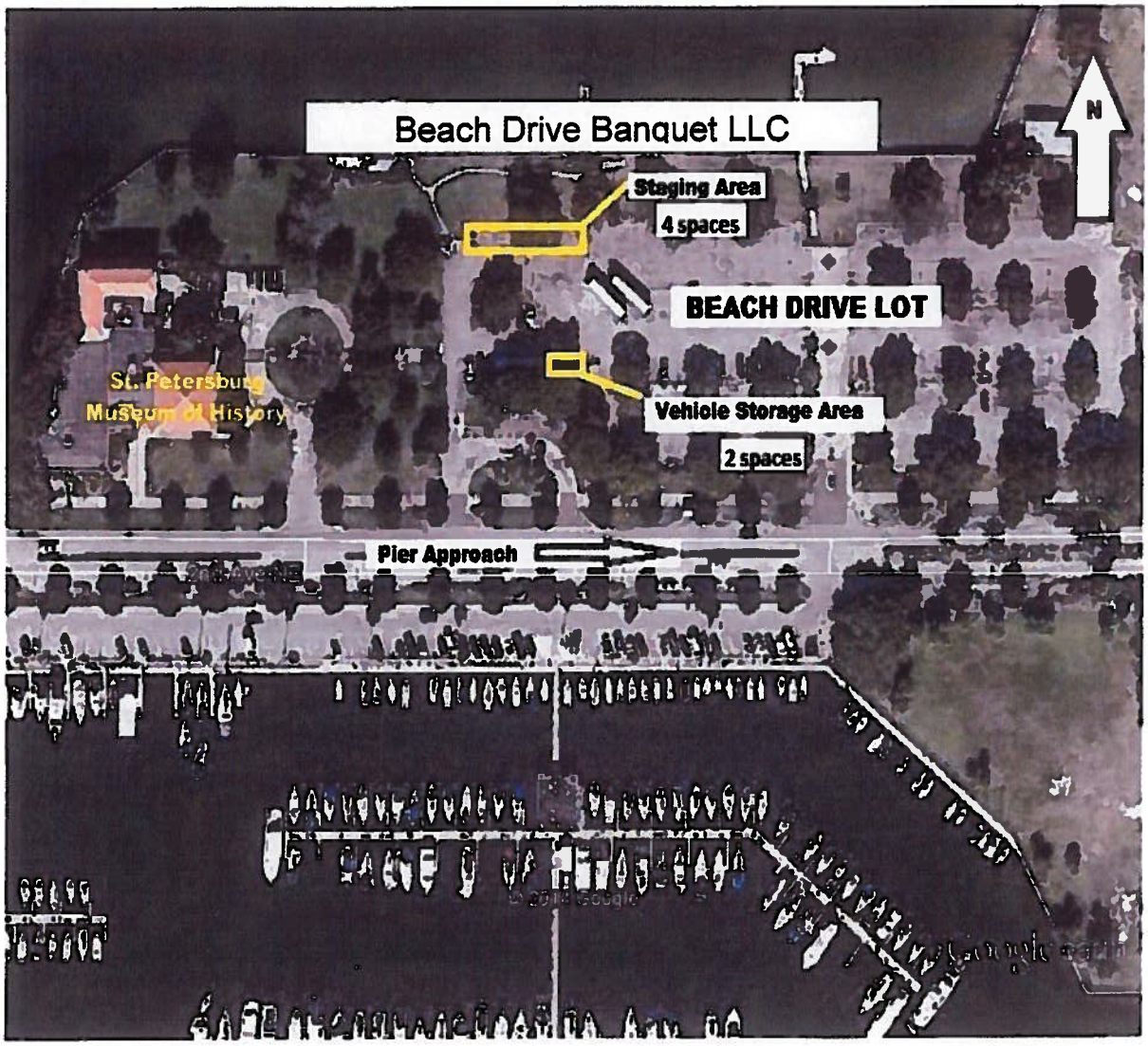
Budget: N/A

Legal: _____

(As to consistency w/attached legal documents)

Legal: 00259027.doc V. 1

ILLUSTRATION



Resolution No. 2016 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FIRST AMENDMENT TO LICENSE AGREEMENT WITH MAIN STREET WHEEL WORKS, LLC, D/B/A WHEEL FUN RENTALS, A FLORIDA LIMITED LIABILITY COMPANY, TO EXTEND ITS USE OF PARKING SPACES WITHIN THE BEACH DRIVE PARKING LOT ("PREMISES") FOR CONDUCTING A WHEEL RENTAL BUSINESS TO PROVIDE RECREATIONAL ACTIVITY TO THE GENERAL PUBLIC FOR A PERIOD OF ONE (1) YEAR FOR A MONTHLY BASE RENT OF $240.00, WITH THE RIGHT TO REQUEST USE OF THE PREMISES FOR AN ADDITIONAL TERM OF (1) YEAR; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE. ***(REQUIRES AFFIRMATIVE VOTE OF AT LEAST SIX (6) MEMBERS OF CITY COUNCIL.)***

WHEREAS, Real Estate and Property Management Department received a request from John McKinlay, owner of Main Street Wheel Works, LLC ("Licensee"), asking the City to extend its Agreement for use of six (6) parking spaces within a portion of the Beach Drive Parking Lot to conduct a bicycle and pedal vehicle rental business providing recreational activity to the general public ("Business"), for another year; and

WHEREAS, through the adoption of Resolution No. 2015-62 on February 19, 2015, City Council approved a one-year License Agreement ("Agreement"), with extensions for up to two (2) successive one (1) year terms, that provided the Licensee the right to occupy the Premises for the primary purpose of operating its Business, subject to approval by City Council; and

WHEREAS, the Licensee has executed the proposed First Amendment to the License Agreement ("Amendment") for a term of one (1) year with the terms and conditions providing the Licensee with the same basic rights and privileges it has enjoyed during the preceding term with the right to request an extension for an additional term of one (1) year, subject to City Council approval; and

WHEREAS, the Licensee shall continue paying the City base rent in the amount of Two hundred forty dollars ($240.00) per month, in addition to paying a monthly percentage fee at a rate of eight percent (8%) of all monthly gross sales exceeding $5,000.00 per month; and

WHEREAS, the Licensee will be permitted to utilize four (4) parking spaces as a staging area for display of wheel rental equipment and two (2) parking spaces for secured storage of the wheel rental equipment; and

WHEREAS, the wheel rental equipment will include the Tandem Bike, Kids Bike, Cruiser Bike, Mountain/City Bike ("Bicycles") and Single Surrey, Double Surrey, Deuce Coupe, Chopper, Sling Shot, and Quad Sport ("Pedal Vehicles"); and

WHEREAS, renters of the Pedal Vehicles will only be permitted to operate the vehicles on the sidewalks within the prescribed Course approved by Transportation and Parking Management Department from the Beach Drive Parking Lot on Second Avenue N.E., Beach Drive, extending around Vinoy Park and northward to 18th Avenue N.E., while renters of the Bicycles may ride within any public area within St. Petersburg; and

WHEREAS, the Licensee will keep and maintain the Premises and any improvements that may exist or be installed by Licensee and use all reasonable precautions to keep the Premises clean of debris or litter; and

WHEREAS, the Licensee will maintain a commercial general liability insurance policy in the amount of $1,000,000 per occurrence and $2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Licensee's use of the Premises; and

WHEREAS, the Agreement may be terminated without cause by either party with ninety (90) days written notice prior to the scheduled date of termination; and

WHEREAS, under the terms of the Agreement, "the City is under no obligation to locate or provide to Licensee any replacement Premises under any circumstances"; and

WHEREAS, pursuant to Section 1.02 (c)(1) and (2) of the City Charter, the subject property is classified on the Parks and Waterfront Property Map for five (5) years or less with approval by an affirmative vote of at least six (6) members of City Council; and

WHEREAS, the subject property is zoned (DC-P) Downtown Center-Park.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor, or his Designee, is authorized to execute a First Amendment to License Agreement with Main Street Wheel Works, LLC, d/b/a Wheel Fun Rentals, a Florida limited liability company, to extend its use of parking spaces within the Beach Drive Parking Lot ("Premises") for conducting a wheel rental business to provide recreational activity to the general public for a period of one (1) year for a monthly base rent of $240.00, with the right to request use of the Premises for an additional term of (1) year; and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

City Attorney (Designee)

Legal: 00259027.doc V. 1

APPROVED BY:

Evan Mory, Director
Transportation & Parking

APPROVED BY:

Bruce E. Grimes, Director
Real Estate and Property Management

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of March 3, 2016

TO: City Council Chair & Members of City Council

SUBJECT: City Council Minutes

EXPLANATION: Approving the City Council minutes of December 3, December 10, and December 17, 2015 City Council meetings.

A RESOLUTION APPROVING THE MINUTES OF THE CITY COUNCIL MEETINGS HELD ON DECEMBER 3, DECEMBER 10, AND DECEMBER 17, 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 December 3, December 10, and December 17, 2015 are hereby approved.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM
AND SUBSTANCE:

_____
City Attorney or Designee

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, DECEMBER 3, 2015, AT 8:30 A.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, James R. Kennedy, Jr., and Amy Foster, City Administrator Gary Cornwell, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, Senior Deputy City Clerk Cathy E. Davis and Deputy City Clerk Patricia Beneby 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: Chief James J. Mitchell – December 25, 1905, and Officer James J. Goodson - December 25, 1947.

In connection with the approval of the meeting agenda, Councilmember Kennedy 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. Nayes. None. Absent. None.

In connection with the approval of the Consent Agenda Councilmember Nurse moved with a second by Councilmember Kennedy that the following resolutions be adopted approving the attached Consent Agenda, with the addition of a new business item presented by Councilmember Kornell regarding the Connecting Children to Nature Initiative.

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

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

1. Doug Linder, 1450 16th St. N., spoke regarding the roofing repairs at the Police Athletic League (PAL) building.

In connection with the Open Forum portion of the agenda, Councilmember Kennedy moved with the second by Councilmember Newton that the following resolution be adopted:

> BE IT RESLOVED By the City Council of the City of St. Petersburg, Florida, that Council refers to the Public Services and Infrastructure Committee the discussion on funding the repairs to the roof at the Police Athletic League (PAL) building.

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

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

2. Al Nixon, spoke regarding employment discrimination.
3. Jabaar Edmond, spoke regarding the use of the BP Funds.
4. Elvert Stephens, spoke regarding the use of the BP Funds.
5. David Scott, spoke regarding the use of the BP Funds.

In connection with reports, Economic Development Manager Sophia Sorolis gave a presentation regarding a resolution recommending the Project B5081358530 ("Project"), a confidential project, pursuant to Section 288.075, Florida Statutes be approved as a Qualified Target Industry ("QTI") Business pursuant to Section 288.106, Florida Statutes. 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:

2015-576 A RESOLUTION RECOMMENDING THAT PROJECT B5081358530 ("PROJECT"), A CONFIDENTIAL PROJECT, PURSUANT TO SECTION 288.075, FLORIDA STATUTES BE APPROVED AS A QUALIFIED TARGET INDUSTRY ("QTI") BUSINESS PURSUANT TO SECTION 288.106, FLORIDA STATUTES WITH AN AVERAGE PRIVATE SECTOR WAGE COMMITMENT CALCULATION BASED ON 115% OF THE AVERAGE STATE OF FLORIDA WAGE; FINDING THAT THE COMMITMENTS OF LOCAL FINANCIAL SUPPORT NECESSARY FOR THE PROJECT EXIST; COMMITTING $7,500 AS THE CITY'S SHARE OF THE LOCAL FINANCIAL SUPPORT FOR THE PROJECT BEGINNING IN STATE FY 2017, SUBJECT TO APPROPRIATION AND CONDITIONED ON THE PROJECT MEETING STATUTORY REQUIREMENTS; AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, Councilmember Darden Rice and Joni James, CEO of the St. Petersburg Downtown Partnership gave a report on the recent Downtown Partnership organized trip to Cuba and the ongoing plans for the Cuban MLK memorial, artist exchanges, and diplomatic work to support a St. Petersburg based consulate. No action was taken.

In connection with reports, Assistant City Attorney spoke regarding America's 31st Annual National Dr. Martin Luther King, Jr. Drum Major for Justice Parade Special Event Status. 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 Kennedy that the following resolution be adopted:

2015-577 A RESOLUTION DECLARING AMERICA'S 31st ANNUAL NATIONAL DR. MARTIN LUTHER KING, JR. DRUM MAJOR FOR JUSTICE PARADE WHICH IS TO TAKE PLACE ON JANUARY 18, 2016, TO BE A SPECIAL EVENT WITHIN THE MEANING OF SECTION 16.70.030.1.5. C. 1. OF THE ST. PETERSBURG CITY CODE; DELINEATING BOUNDARIES AND TIME WITHIN WHICH THE DECLARATION IS TO BE EFFECTIVE; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, City Administrator Gary Cornwell spoke regarding Funding Proposals - RV Bellows and High Speed Ferry Service. 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:

2015-578 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A GRANT AGREEMENT WITH THE UNIVERSITY OF SOUTH FLORIDA BOARD OF TRUSTEES, A PUBLIC BODY CORPORATE OF THE STATE OF FLORIDA ON BEHALF OF THE FLORIDA INSTITUTE OF OCEANOGRAPHY ("USF") TO PROVIDE FINAL FUNDING NOT TO EXCEED $250,000, FOR ACQUISITION OF A VESSEL TO REPLACE THE FLORIDA INSTITUTE OF OCEANOGRAPHY MARINE SCIENCES RESEARCH VESSEL R/V BELLOWS ("VESSEL"), AND TO EXECUTE ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AUTHORIZING THE MAYOR OR HIS DESIGNEE AND THE CITY ATTORNEY TO MAKE NON-SUBSTANTIVE CHANGES TO THE AGREEMENT; APPROVING A SUPPLEMENTAL APPROPRIATION OF $250,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001) TO THE PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT (370-2609); AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, City Administrator Gary Cornwell spoke regarding Funding Proposals - RV Bellows and High Speed Ferry Service. The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward:

1. France Ripple, 4805 16th St. N., representing the Chamber of Commerce spoke in support of the High Speed Ferry Service.

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

2015-579 A RESOLUTION SUPPORTING A HIGH SPEED PASSENGER FERRY SERVICE PILOT PROGRAM; APPROVING THAT $350,000 OF BP SETTLEMENT PROCEEDS BE RESERVED FOR THE PILOT PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the Land Use and Transportation report, Councilmember Kennedy 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 Land Use and Transportation report presented by Councilmember Kennedy.

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

In connection with the PSTA portion of the Land Use and Transportation report, Councilmember Rice 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 receive and file the PSTA portion of the Land Use and Transportation report presented by Councilmember Rice.

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

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

2015-580 A RESOLUTION OF THE CITY COUNCIL OF ST. PETERSBURG, FLORIDA AUTHORIZING A LETTER FROM CITY COUNCIL TO THE PINELLAS SUNCOAST TRANSIT AUTHORITY ("PSTA") IN SUPPORT OF THE CENTRAL AVENUE BUS RAPID TRANSIT PROJECT AND A LETTER OF INTENT TO PARTNER WITH PSTA TO STUDY THE NEED FOR BUS RAPID TRANSIT LANES DURING PEAK PERIODS; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, City Administrator Gary Cornwell, gave a report on transferring an unencumbered appropriation of $3,000,000 in the Water Resources Capital Projects Fund (4003) from WRF Improvements FY16 (15127) to the San Sewer Collection Sys FY16 (15125). Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

2015-581 A RESOLUTION TRANSFERRING AN UNENCUMBERED APPROPRIATION OF $3,000,000 IN THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) FROM WRF IMPROVEMENTS FY16 (15127) TO THE SAN SEWER COLLECTION SYS FY16 (15125); AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, Interim Public Works Administrator Tom Gibson gave a report on: 1) Renewing a blanket purchase agreement with All American Concrete, Inc. for SAN (Sanitary) Sewer Repair & Replacement for the Water Resources Department and Engineering Department in the amount of $2,167,000 for FY 2016; 2) Authorizing the Mayor or his designee to execute a one year contract extension from October 10, 2015 through October 9, 2016 and to increase the contract amount with Rowland, Inc., in the amount of $455,000 for the Sanitary Sewer Manhole Rehabilitation Annual Contract FY 2016 Project, for a total contract amount of $1,328,500. (Engineering Project No. 14007-311; Oracle No. 15283); 3) Approving a one year contract extension from January 24, 2016 through January 23, 2017 and approving and approving an increase to the contract with Layne Inliner, LLC, in the amount of $2,350,000 for the Sanitary Sewer CIPP Lining Annual Contract - FY 2016 Project, for a total contract amount of $4,220,000 (Engineering Project No. 15030-211; Oracle No. 15282); and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; and 4) Approving the final contract extension from the end of the term of the first extension through September 25, 2016 and approving an increase to the contract with Layne Inliner, LLC in the amount of $1,145,000, for the Cured-in-Place Stormwater Pipe Rehabilitation Project, for a total contract amount of $1,740,000; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction (Engineering Project No. 13051-110; Oracle No. 15075). Councilmember Kennedy moved with the second by Councilmember Dudley that the following resolution (s) be adopted:

2015-582 A RESOLUTION APPROVING THE FIRST ONE-YEAR RENEWAL OPTION TO THE AGREEMENT (BLANKET AGREEMENT) WITH ALL AMERICAN CONCRETE, INC. FOR SANITARY SEWER REPAIR & REPLACEMENT FOR FY 2016 AT A TOTAL COST NOT TO EXCEED $2,167,000 FOR THE WATER RESOURCES DEPARTMENT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

2015-583 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A ONE YEAR CONTRACT EXTENSION AND TO INCREASE THE CONTRACT AMOUNT WITH ROWLAND, INC., IN THE AMOUNT OF $455,000.00 FOR THE SANITARY SEWER MANHOLE REHABILITATION ANNUAL CONTRACT – FY 2016 PROJECT, FOR A TOTAL CONTRACT AMOUNT OF $1,328,500.00 AND; AND PROVIDING AN EFFECTIVE DATE.

2015-584 A RESOLUTION APPROVING A ONE YEAR CONTRACT EXTENSION FROM JANUARY 24, 2016 THROUGH JANUARY 23, 2017 AND APPROVING AN INCREASE TO THE CONTRACT WITH LAYNE INLINER, LLC, IN THE AMOUNT OF $2,350,000 FOR THE SANITARY SEWER CIPP LINING ANNUAL CONTRACT – FY 2016 PROJECT, FOR A TOTAL CONTRACT AMOUNT OF $4,220,000 (ENGINEERING PROJECT NO. 15030-211; ORACLE NO. 15282); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

2015-585 A RESOLUTION APPROVING THE FINAL CONTRACT EXTENSION FROM THE END OF THE TERM OF THE FIRST EXTENSION THROUGH SEPTEMBER 25, 2016 AND APPROVING AN INCREASE TO THE CONTRACT WITH LAYNE INLINER, LLC IN THE AMOUNT OF $1,145,000, FOR THE CURED-IN-PLACE STORMWATER PIPE REHABILITATION PROJECT, FOR A TOTAL CONTRACT AMOUNT OF $1,740,000; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE (ENGINEERING PROJECT NO. 13051-110; ORACLE NO. 15075).

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

In connection with reports, In connection with reports, Interim Public Works Administrator Tom Gibson gave a report on approving the recommendation of the Budget, Finance, and Taxation Committee to approve the expanded wastewater collection system study; requesting that administration proceed with the study and return to the Budget, Finance and Taxation Committee with details regarding the study. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution (s) be adopted:

2015-586 A RESOLUTION APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE, AND TAXATION COMMITTEE TO APPROVE THE EXPANDED WASTEWATER COLLECTION SYSTEM STUDY; REQUESTING THAT ADMINISTRATION PROCEED WITH THE STUDY AND RETURN TO THE BUDGET, FINANCE AND TAXATION COMMITTEE WITH DETAILS REGARDING THE STUDY; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with new ordinances, the Clerk read the title of proposed Ordinances 206-H. 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 Kennedy 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 public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 206-H

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

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

In connection with new ordinances, the Clerk read the title of proposed Ordinances 1074-V. 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 Kornell 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 public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 1074-V

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

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

In connection with new ordinances, the Clerk read the title of proposed Ordinances 1075-V. The Chair asked if there were any person(s) wishing to be heard, there was no response. 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 setting December 17, 2015 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 1075-V

AN ORDINANCE APPROVING A VACATION OF ALL RIGHTS-OF-WAY AND EASEMENTS AS DEDICATED ON SECTION "D" FLORIDA RIVIERA PLAT NO. 5, AS RECORDED IN PLAT BOOK 17, PAGE 37, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING WITHIN LOTS 28 THROUGH 32 INCLUSIVE, BLOCK 3, OF SAID SECTION "D" FLORIDA RIVIERA PLAT NO. 5; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

In connection with new ordinances, the Clerk read the title of proposed Ordinances 207-H. The Chair asked if there were any person(s) wishing to be heard, there was no response. 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 setting December 17, 2015 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE 207-H

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

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

In connection with new ordinances, the Clerk read the title of proposed Ordinances 208-H. 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 Foster 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 public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE 208-H

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

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

In connection with new business, Councilmember Kornell gave a brief overview of the Connect Children to Nature Initiative. 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 Kennedy that the following resolution be adopted:

2015-587 A RESOLUTION SUPPORTING THE CONSIDERATION OF IMPLEMENTATING OR MODIFYING LOCAL POLICIES, PROGRAMS AND ORDINANCES TO SUPPORT THE CONNECTING CHILDREN TO NATURE INITIATIVE; ENCOURAGING THE NATIONAL LEAGUE OF CITIES TO SELECT THE CITY OF ST. PETERSBURG AS ONE OF THE SIX (6) CITIES TO RECEIVE THE PLANNING GRANT FOR THE CITIES CONNECTING CHILDREN TO NATURE INITIATIVE; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the Budget, Finance and Taxation Committee report, the Clerk read the title of proposed Ordinances 209-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 Nurse 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 public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 209-H

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE; REVISING THE DEFINITION OF FALSE SECURITY ALARM; REVISING SECTION HEADINGS; REVISING THE DURATION OF SECURITY ALARM PERMITS AND CREATING A NEW RENEWAL PERIOD; CREATING

CRITERIA AND CONDITIONS FOR ADMINISTRATIVE REVIEW OF FALSE ALARM OCCURANCES; DELETING CORRECTIVE ACTION INCIDENT FINE SCHEDULE; REVISING THE FINE SCHEDULE FOR PERMITTED VERSUS NON-PERMITTED OCCURANCES; REVISING PROCEDURE FOR APPEAL OF DECISIONS TO THE CITY ADMINISTRATOR OR HIS DESIGNEE; EXPANDING THE GRACE PERIOD FOR NEWLY INSTALLED ALARMS OR CHANGE IN OCCUPANCY; AND PROVIDING AN EFFECTIVE DATE.

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

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. Gerdes. Kennedy. Dudley. Rice. Kornell. Nayes. None. Absent. None.

In connection with the Energy, Natural Resources and Sustainability Committee report, Councilmember Rice 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 Energy, Natural Resources and Sustainability Committee report presented by Councilmember Rice.

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

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

2015-588 A RESOLUTION APPROVING THE SETTLEMENT IN TWO FORECLOSURE CASES, *CITY OF ST. PETERSBURG V. TARPON IV LLC* AND *CITY OF ST. PETERSBURG V. SAUTERNES V LLC* for $28,419.42; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with open forum, the Chair asked if there were any person(s) present who wished to speak, there was no response.

CONSENT AGENDA

COUNCIL MEETING **CITY OF ST. PETERSBURG**

Consent Agenda A
December 3, 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)

2015-564 1. Awarding a contract to Hubbard Construction Company in the amount not to exceed $4,140,000 for the Citywide Street Milling and Resurfacing FY 2016 Project (Engineering Project Number 16003-130; Oracle Numbers 15065, 14630, 13737, 14125, 14653 and 15104).

2. ~~Renewing a blanket purchase agreement with All American Concrete, Inc. for SAN (Sanitary) Sewer Repair & Replacement for the Water Resources Department and Engineering Department in the amount of $2,167,000 for FY 2016.~~ *[MOVED TO REPORTS AS E-6]*

2015-565 3. Approving a five-year blanket purchase agreement for tankwagon loads of gasoline and diesel fuel from Port Consolidated, Inc. at an estimated cost of $767,530.

4. ~~Authorizing the Mayor or his designee to execute a one year contract extension from October 10, 2015 through October 9, 2016 and to increase the contract amount with Rowland, Inc., in the amount of $455,000 for the Sanitary Sewer Manhole Rehabilitation Annual Contract FY 2016 Project, for a total contract amount of $1,328,500. (Engineering Project No. 14007-311; Oracle No. 15283).~~ *[MOVED TO REPORTS AS E-7]*

CONSENT AGENDA

COUNCIL MEETING **CITY OF ST. PETERSBURG**

Consent Agenda B
December 3, 2015

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

(Procurement)

2015-566 1. Awarding a four-year blanket purchase agreement to United Rentals, Inc. for equipment rental in an amount not to exceed $320,000.

2015-567 2. Awarding a two-year blanket purchase agreement for Plan Review and Inspection Services with Joe Payne, Inc. for the Planning & Economic Development at an estimated cost of $180,000.

2015-568 3. Approving the purchase of body armor from Galls, LLC, LESC, Inc. dba Law Enforcement Supply Company, Inc., Signal 15, Inc., and SRT Supply Inc. for the Police Department in an estimated annual amount not to exceed $150,000.

2015-569 4. Renewing a blanket purchase agreement with Bright House Networks LLC for Internet services for the Department of Technology Services (DoTS) in an amount not to exceed $110,000 annually.

2015-570 5. Awarding a blanket purchase agreement to Brenntag Mid-South, Inc. for sodium hydroxide for the Water Resources Department at an estimated annual cost of $107,962.

2015-571 6. Accepting the bid from Riley Electric Company, Inc., for replacement lighting at Childs Park athletic field for the Parks & Recreation Department at a total cost of $101,735; and providing an effective date.

7. ~~Approving a one year contract extension from January 24, 2016 through January 23, 2017 and approving and approving an increase to the contract with Layne Inliner, LLC, in the amount of $2,350,000 for the Sanitary Sewer CIPP Lining Annual Contract – FY 2016 Project, for a total contract amount of $4,220,000 (Engineering Project No. 15030-211; Oracle No. 15282); and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.~~ *[MOVED TO REPORTS AS E-8]*

8. ~~Approving the final contract extension from the end of the term of the first extension through September 25, 2016 and approving an increase to the contract with Layne Inliner, LLC in the amount of $1,145,000, for the Cured-in-Place Stormwater Pipe Rehabilitation Project, for a total contract amount of $1,740,000; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction (Engineering Project No. 13051-110; Oracle No. 15075).~~ *[MOVED TO REPORTS AS E-9]*

(City Development)

2015-572 9. Authorizing the Mayor, or his Designee, to execute a License Agreement with Leland Allenbrand d/b/a St. Petersburg Carriages, for use of a portion of the public streets and a portion of the Dolphin Parking Lot for operation of a horse and carriage transportation business. (Requires affirmative vote of at least six (6) members of City Council).

2015-573 10. Granting Habitat for Humanity of Pinellas County, Inc. an exception to the requirement that a property must be located within the Southside Community Redevelopment Area contained in the 2015 Special Assessment Lien Modification Program, Option "D", for the removal of principal and interest on a special assessment lien subject to a Development Agreement for Release of Special Assessment Liens for a property located at 1817 Almeria Way South, St. Petersburg; and authorizing the Mayor, or his Designee, to execute all documents necessary to effectuate this transaction.

(Miscellaneous)

11. ~~Approving the settlements in City of St. Petersburg v. Tarpon IV LLC and City of St. Petersburg v. Sauternes V LLC. [J. Wolfgram]~~ *[MOVED TO LEGAL AS I-1]*

(Appointments)

2015-574 12. Confirming the Reappointment of Angela Strain as a regular member to the City Beautiful Commission..

2015-575 13. Appointing Timothy P. Driscoll as Special Magistrate to hear Civil Citation Appeals; approving an agreement with Timothy P. Driscoll for such services.

There being no further business, the meeting was adjourned at 1:53 p.m.

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

ATTEST: _____
Chan Srinivasa, City Clerk

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, DECEMBER 10, 2015, AT 3:00 P.M.

****

Chair Charles Gerdes called the meeting to order with the following members present: Amy Foster; Wengay Newton, Sr.; Karl Nurse; Steve Kornell; William "Bill" Dudley; Darden Rice; and James Kennedy, Jr. Also City Administrator Gary Cornwell, City Attorney Jackie Kovilaritch; and City Clerk Chan Srinivasa were in attendance.

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

> BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that Council approve the agenda with additions and deletions.

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

In connection with presentation for St. Pete's Promise – Fairmont Park Elementary School, Mr. Richard Engwall, introduced Fairmont Park Elementary Principal, Nina Polliff. Principal Polliff presented a video showing the various educational opportunities offered to students at Fairmont Park Elementary.

The Chair recognized present in the Council Chamber, the Honorable Peter Rudy Wallace, former speaker of the House of Representatives for the State of Florida.

In connection with the presentation of On Top of Your Game Awards to the Northwest Youth Baseball 8U All-Star Team, Councilmember Kennedy shared that the team was one of 72 teams from around the State that competed in the State Qualifier in Ocala and had advance on to State Championship in Palm Beach where they won the Cal Ripkin State Championship. This qualified them to travel to North Carolina for the Cal Ripken Regional Games where they placed 5th losing only one game. Councilmember Kennedy recognized their coaches and the team for their achievement, character and sportsmanship. Deputy Mayor Tomalin and Council also congratulated the team and commended them for their achievement.

In connection with a Proclamation recognizing Helen Wallace, recently appointed as Poet Laureate of the City of St. Petersburg, Deputy Mayor Kanika Tomalin presented proclamation recognizing Ms. Wallace for her contributions to the field of arts and letters, and thanked her for her role in elevating arts and culture in our city and celebrate her appointment as Poet Laureate for the City of St. Petersburg. Dr. Wallace read a poem entitled the Pink Streets.

In connection with a presentation regarding First Night St. Petersburg 2016, Mr. Allen Lloyd, Executive Director of First Night St. Petersburg, shared that First Night is a family night celebrating New Year Eve bringing music, arts, and entertainment to over 25 venues in downtown St. Petersburg. The event will be held on December 31, 2015 beginning at 4:00 p.m. to midnight and is presented by Mr. Bill Edwards and the Rowdies. This will be their 23rd First Night and the event is getting bigger and better every year. Mr. Lloyd shared that this year they will be introducing a First Night App which will include all of the information to navigate First Night and a First Night Trolley.

In connection with a proclamation recognizing the Pinellas Trail 25th Anniversary, Deputy Mayor Kanika Tomalin read and presented proclamation to Scott Daniels, Pinellas Trails, Inc. Also present for the proclamation was Ms. Betty Foster, resident of St. Petersburg, who husband Ernie Foster was the first president of the Pinellas Trail, Inc. The Proclamation recognized the 25th Anniversary of the Fred Marquis Pinellas Trail, acknowledging the support and enthusiasm of citizens and visitors that have all made it the City's premiere urban trail facility.

In connection with a proclamation recognizing Chris Burke for achieving the Triple Crown of Open Water Swimming and the Grand Slam of Open Water Swimming, Councilmember Bill Dudley presented Proclamation to Chris Burke recognizing him for his outstanding achievements.

In connection with presentation on United Nations Association–Tampa Bay Chapter by Noelle Polk Clark, Councilmember Darden Rice introduced Noelle Polk Clark, who request Council support for the elimination of all forms of discrimination and violence against women and girls, promoting the health and safety of women and girls and support their being afforded equal academic, economic, social, cultural and business opportunities in the City of St. Petersburg.

Councilmember Kennedy moved with the second of Councilmember Rice for Legal to draft a resolution supporting the elimination of all forms of discrimination and violence against women and girls and bring back to the December 17, 2015 City Council meeting.

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

In connection with the Sunshine Ambassador Presentation to Emma Walker, President of Perry Bayview Neighborhood Association, Councilmember Newton recognized Ms. Emma Walker for serving as President of the Perry Bayview Neighborhood Association for 15 years.

In connection with the Sunshine Ambassador President to Bernice Darling, President of Lake Maggiore Shores Neighborhood Association, Councilmember Wengay Newton, Sr. recognized Bernice Darling for serving as President of the Lake Maggiore Shores Neighborhood Association and recognized her accomplishment as President.

Councilmember Newton also recognized Ms. Lurlis Simmon, President of Palmetto Park Neighborhood Association for her accomplishments as President. Ms. Simmon was not able to attend the meeting.

In connection with a Legal item regarding a proposed settlement in the case of Barbara Ann Lewis v. City of St. Petersburg, United States District Court, Middle District of Florida, Case No. 8:14-cv-2547-T-27TGW, Assistant City Attorney Joseph Patner addressed Council and recommended settlement in the amount of $38,500. Councilmember Newton moved with the second of Councilmember Nurse that the following resolution be adopted:

15-590 Approving settlement of the lawsuit of Barbara Ann Lewis v. City of St. Petersburg, United States District Court, Middle District of Florida, Case No. 8:14-cv-2547-T-27TGW, in the amount of $38,500.

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

There being no further business, the meeting was adjourned at 5:08 p.m.

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

ATTEST: _____
Chan Srinivasa, City Clerk

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL

THURSDAY, DECEMBER 17, 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., James R. Kennedy, Jr., and Bill Dudley, City Administrator Gary Cornwell, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Senior Deputy City Clerk Cathy E. Davis were also in attendance. Absent: Amy Foster.

In connection with the approval of the meeting agenda, Councilmember Dudley 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 approve the agenda with the following changes as amended:

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

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

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

In connection with reports, Dwight Wilson, Water Resources Assistant Director gave am oral report on the status of the 2016 Martin Luther King Jr. Parade. 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:

2015-616 A RESOLUTION APPROVING THE INDIGENT STATUS OF THE NATIONAL CHRISTIAN LEAGUE OF COUNCILS, ST. PETE-PINELLAS COUNCIL, AND AUTHORIZING THE WAIVER OF CITY FEES AND COSTS FOR THE 31ST ANNUAL NATIONAL DR. MARTIN LUTHER KING, JR. DRUM MAJOR FOR JUSTICE PARADE AND PROVIDING AN EFFECTIVE DATE.

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

In Connection with reports, Joe Zeoli, Managing Director, Community Development Administration and Jeffery Copeland, SCLC Executive Director gave an overview of a Martin Luther King, Jr. family fun day event to be held in Tropicana Field after the Martin Luther King Jr. Parade. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

2015-617 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA, AND ADVANTAGE VILLAGE ACADEMY, INC., FOR CITY FUNDING IN AN AMOUNT NOT TO EXCEED $35,000 FOR THE MLK FAMILY FESTIVAL TO BE HELD ON JANUARY 18, 2016; AUTHORIZING THE CITY ATTORNEY'S OFFICE TO MAKE NON-SUBSTANTIVE CHANGES TO THE AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

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

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

1. Alex Donta, 670 Sunset Dr. So., spoke regarding lead poison in the water.
2. Allen Connor, 300 Sunset Dr. So., spoke regarding lead poison in the water.
3. Keith Young, 2545 Bayside Drive, spoke regarding the need for Mayor Kriseman to have security and a driver.

In connection with new ordinances, the Clerk read the title of proposed Ordinances 210-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 Dudley that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting January 7, 2016 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 210-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 SOUTHWEST HANGAR REDEVELOPMENT PROJECT (PROJECT #14168), TO BE EXECUTED BY THE CITY, AS A REQUIREMENT FOR RECEIPT OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") FUNDS ("GRANT") INCLUDING BUT NOT LIMITED TO THE AVIATION PROGRAM ASSURANCES ("GRANT ASSURANCES"), WHICH, *INTER ALIA*, REQUIRE THAT THE CITY MAKE ALBERT WHITTED AIRPORT AVAILABLE AS AN AIRPORT FOR PUBLIC USE ON FAIR AND REASONABLE TERMS,

AND MAINTAIN THE PROJECT FACILITIES AND EQUIPMENT IN GOOD WORKING ORDER FOR THE USEFUL LIFE OF SAID FACILITIES OR EQUIPMENT, NOT TO EXCEED 20 YEARS FROM THE EFFECTIVE DATE OF THE JPA; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT THE GRANT IN AN AMOUNT NOT TO EXCEED $600,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR EXPIRATION.

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

In connection with a report on the I-275 (SR 93) Project Development and Environment Study, Kurt Bowgan, Environment Management Engineer Florida Department of Transportation District 7, gave a PowerPoint Presentation on the proposed study from south of 54th Avenue South to north of 4th Street North in Pinellas County, Florida. No action was taken.

In connection with reports, Robert Gerdes, Director of Code and Compliance gave an overview as to the rationale for reappointing Aaron Sharpe to the Code Enforcement Board. Councilmember Dudley moved with the second by Councilmember Newton that the following resolution be adopted:

2015-618 A RESOLUTION PROVIDING FOR THE WAIVER, ON A ONE-TIME BASIS, FROM CITY CODE SECTION 2-337 WHICH LIMITS APPOINTEES TO CITY BOARDS, COMMITTEES, AND COMMISSIONS FROM SERVING MORE THAN TWO CONSECUTIVE FULL TERMS ON THE SAME BOARD, COMMITTEE, OR COMMISSION; PROVIDING FOR THE APPOINTMENT OF AARON SHARPE TO THE CODE ENFORCEMENT BOARD FOR A THIRD CONSECUTIVE TERM; AND PROVIDING FOR AN EFFECTIVE DATE.

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

In connection with reports, Joe Zeoli, Managing Director, Community Development Administration gave an overview of the St. Petersburg Baseball Commission, Inc. extension agreement. 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- 619 A RESOLUTION APPROVING A REQUEST FROM ST. PETERSBURG BASEBALL COMMISION, INC. TO EXTEND THE TERM FOR THE MANAGEMENT AND OPERATION OF THE WALTER FULLER BASEBALL COMPLEX THROUGH SEPTEMBER 30, 2018 AND TO REMOVE THE SURETY REQUIREMENTS CONTAINED IN SECTION 44 OF THE RESTATED AGREEMENT; AUTHORIZING THE CITY ATTORNEY'S OFFICE TO PREPARE AN AMENDMENT TO THE RESTATED AGREEMENT TO INCOPORATE THE ABOVE CHANGES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AMENDMENT AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, Chris Claus gave a PowerPoint Presentation of the Cooperative Funding Agreement with the Southwest Florida Water Management District. The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward.

1. Jason Saxon, 4545 20th Avenue No., spoke regarding the toilet replacement program.

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

2015-620 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A FIFTEENTH PHASE COOPERATIVE FUNDING AGREEMENT WITH THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR A TOILET REPLACEMENT AND EDUCATION PROJECT AT A TOTAL COST OF $100,000.00; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, Tom Gibson, Interim Public Works Administrator gave a presentation regarding the task order regarding the engineering services pertaining to the development of the Wet Weather Overflow Mitigation Program, Phase I. The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward.

1. Jason Saxon, 4545 20th Avenue No., spoke regarding project scope as outlined.

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

2015-621 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE TASK ORDER NO. 12-08-CH2/W, TO THE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND CH2M HILL ENGINEERS, INC. IN THE AMOUNT OF $191,046, FOR ENGINEERING SERVICES PERTAINING TO THE DEVELOPMENT OF THE WET WEATHER OVERFLOW MITIGATION PROGRAM. (ENGINEERING PROJECT NO. 16045-111; ORACLE NO. 15336 AND APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF $231,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE SAN WET WEATHER MITIG FY16 PROJECT (15336) AND PROVIDING AN EFFECTIVE DATE.

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

In connection with reports, Kristen Mory, Labor Relations Manager gave a report on the negotiated agreements with the SEIU Florida Public Services Union representing both the White Collar and Blue Collar bargaining unit for the period of December 28, 2015 through September 30, 2017. 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 Kornell that the following resolution (s) be adopted:

2015-622 A RESOLUTION APPROVING AMENDMENTS TO THE NEGOTIATED AGREEMENT WITH THE SEIU FLORIDA PUBLIC SERVICES UNION REPRESENTING THE WHITE COLLAR BARGAINING UNIT, FOR THE PERIOD OF DECEMBER 28, 2015 THROUGH SEPTEMBER 30, 2017; AND PROVIDING AN EFFECTIVE DATE.

2015-623 A RESOLUTION APPROVING AMENDMENTS TO THE NEGOTIATED AGREEMENT WITH THE SEIU FLORIDA PUBLIC SERVICES UNION REPRESENTING THE BLUE COLLAR BARGAINING UNIT, FOR THE PERIOD OF DECEMBER 28, 2015 THROUGH SEPTEMBER 30, 2017; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the Tampa Bay Water report, 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 receive and file the Tampa Bay Water report presented by Councilmember Nurse.

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

The Chair recessed the meeting for a dinner break at 5:31 p.m. and to return at 6:05 p.m.

The Chair reconvened the December 17, 2015 City Council meeting at 6:07 p.m. and began the meeting with the Public Hearing portion of the agenda. In connection with public hearings confirming preliminary assessments, The Chair asked if there were any person(s) wishing to be heard, and the following person(s) came forward.

1. Pear Lake Ventures, LLC, 700 Beach Dr. Ste.302, spoke regarding the lot clearing special assessments.

The Chair deferred the items until the City staff spoke with the representatives from Pear Lake Ventures, LLC.

In connection with public hearings, the Clerk read the title of proposed Ordinance 1074-V. The Chair asked if there were any person(s) present who wished to speak, there was no response. Councilmember Nurse moved with the second by Councilmember Rice that the following resolution be adopted:

PROPOSED ORDINANCE NO. 1074-V

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

be adopted on second and final reading.

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

In connection with public hearings, the Clerk read the title of proposed Ordinance 1075-V. The Chair asked if there were any person(s) present who wished to speak, there was no response. Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

PROPOSED ORDINANCE NO. 1075-V

AN ORDINANCE APPROVING A VACATION OF ALL RIGHTS-OF-WAY AND EASEMENTS AS DEDICATED ON SECTION "D" FLORIDA RIVIERA PLAT NO. 5, AS RECORDED IN PLAT BOOK 17, PAGE 37, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING WITHIN LOTS 28 THROUGH 32 INCLUSIVE, BLOCK 3, OF SAID SECTION "D" FLORIDA RIVIERA PLAT NO. 5; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

be adopted on second and final reading.

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

In connection with public hearings, the Clerk read the title of proposed Ordinance 206-H. The Chair asked if there were any person(s) present who wished to speak, there was no response. Councilmember Kennedy moved with the second by Councilmember Rice that the following resolution be adopted:

PROPOSED ORDINANCE NO. 206-H

AN ORDINANCE MODIFYING THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF ST. PETERSBURG, FLORIDA BY

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

be adopted on second and final reading.

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

In connection with public hearings, the Clerk read the title of proposed Ordinance 207-H. The Chair asked if there were any person(s) present who wished to speak, there was no response. Councilmember Dudley moved with the second by Councilmember Kennedy that the following resolution be adopted:

PROPOSED ORDINANCE NO. 207-H

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

be adopted on second and final reading.

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

In connection with public hearings, the Clerk read the title of proposed Ordinance 208-H. The Chair asked if there were any person(s) present who wished to speak, the following person (s) came forward.

1. Karen Lieberman, 253 Sunlit Cove Dr. NE, spoke as a representative of FAST and disadvantage workers ordinance.

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

PROPOSED ORDINANCE NO. 208-H

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

be adopted on second and final reading.

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

In connection with public hearings confirming preliminary assessments, 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 Newton that the following resolution be adopted:

2015-624 A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NOS. 1558 AND 1559; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

2015-625 A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1206 ("SEC 1206") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8-270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with public hearings, the Clerk read the title of proposed Ordinance 209-H. Derek Kilborn, Historic Preservation Manager, Kathryn Younkin, and Thomas Whalen gave a PowerPoint Presentation of the proposed ordinance. The Chair asked if there were any person(s) present who wished to speak, there was no response. Councilmember Kennedy moved with the second by Councilmember Dudley that the following resolution be adopted:

PROPOSED ORDINANCE NO. 209-H

AN ORDINANCE AMENDING THE ST. PETERSBURG CITY CODE; REVISING THE DEFINITION OF FALSE SECURITY ALARM; REVISING SECTION HEADINGS; REVISING THE DURATION OF SECURITY ALARM PERMITS AND CREATING A NEW RENEWAL PERIOD; CREATING

CRITERIA AND CONDITIONS FOR ADMINISTRATIVE REVIEW OF FALSE ALARM OCCURANCES; DELETING CORRECTIVE ACTION INCIDENT FINE SCHEDULE; REVISING THE FINE SCHEDULE FOR PERMITTED VERSUS NON-PERMITTED OCCURANCES; REVISING PROCEDURE FOR APPEAL OF DECISIONS TO THE CITY ADMINISTRATOR OR HIS DESIGNEE; EXPANDING THE GRACE PERIOD FOR NEWLY INSTALLED ALARMS OR CHANGE IN OCCUPANCY; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

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

In connection with First Reading and First Public Hearings, the Clerk read the title of proposed Ordinances 211-H regarding City-initiated Comprehensive Plan text amendments. (City File LGCP-2016-01).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:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting February 4, 2016 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE 211-H

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

2015-626 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. Gerdes. Kennedy. Dudley. Rice. Nayes. None. Absent. Foster. Kornell.

In connection with Second Reading and Second Public Hearings, the Clerk read the title of proposed Ordinances 201-H amending Comprehensive Plan text in Chapter 1, General Introduction, Chapter 4, Conservation Element and Chapter 5, Coastal Management Element, pertaining to reducing flood risks and losses; and in Chapter 3, Future Land Use Element, pertaining to the recently adopted South St. Petersburg Redevelopment Plan and the new Countywide Plan and Rules. (City File LGCP-2015-03). Rick MacAulay, Planning and Economic Development Department. 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:

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 adopted on second and final reading.

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

In connection with Quasi-Judicial proceedings, the Clerk administered the oath to those present wishing to present testimony.

The Chair reviewed the Quasi-Judicial process to be followed. A presentation was made by Urban Designation and Historic Preservation Manager Derek Kilborn regarding City-initiated amendments to the Future Land Use Map and the Official Zoning Map for property commonly known as a portion of the Allendale neighborhood and described more specifically as Subject Areas A, B, and C (City File FLUM-30A). The Chair asked if there were any persons present wishing to be heard. The following person(s) came forward:

1. Sue Fishalow, 4041 11th St. N., spoke in favor of the proposed changes.
2. Donald Crane, 4020 12th St. N., spoke in favor of the proposed changes.
3. Martin Banspach, 4140 14th St. N., spoke in favor of the proposed changes.
4. Kenton D. Wilson, 1045 39th Avenue N., spoke in favor of the proposed changes.
5. Brian Smith, 935 41sr avenue N., spoke in favor of the proposed changes.
6. Adam Erikson, 941 40th Avenue N., spoke in favor of the proposed changes.
7. Brad Fishalow, 4041 11th St. N., spoke in favor of the proposed changes.
8. Ken Leynse, 950 41st Avenue N., spoke in favor of the proposed changes.

9. Bill Foster, 560 1st Avenue N., spoke in favor of the proposed changes.
10. John Storms, 3801 11th St. N., spoke in favor of the proposed changes.
11. Jim Stitt, 1000 40th Avenue N., spoke in favor of the proposed changes.

In connection with the Quasi-Judicial proceedings, the following submitted cards but did not wish to speak:

1. Mark & Elaine Foster, 1045 43rd Avenue N., in favor of the proposed changes.
2. David Markwood, 1435 42nd Avenue N., in favor of the proposed changes.
3. David B. McEwen, 1019 40th Avenue N., in favor of the proposed changes.
4. Gloria McEwen, 1019 40th Avenue. N., in favor of the proposed changes.
5. William P. Wallace, 1338 Monticello Blvd. N., in favor of the proposed changes.
6. Sara C. Wallace, 1338 Monticello Blvd. N., in favor of the proposed changes.
7. Thomas B. Nelson, 1015 41st Avenue N., in favor of the proposed changes.
8. Debbie Shenkuam, 1045 41st Avenue N., in favor of the proposed changes.

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

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 38TH AVENUE NORTH AND HAINES ROAD NORTH AND 42ND AVENUE NORTH, FROM NT-3 (NEIGHBORHOOD TRADITIONAL-3) TO NS-1 (NEIGHBORHOOD SUBURBAN-1); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

PROPOSED ORDINANCE NO. 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 12TH STREET NORTH AND 42ND AVENUE NORTH, FROM RESIDENTIAL URBAN TO PLANNED REDEVELOPMENT-RESIDENTIAL; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

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 12TH STREET NORTH AND 42ND AVENUE NORTH, FROM NT-3 (NEIGHBORHOOD TRADITIONAL-3) TO NT-2 (NEIGHBORHOOD TRADITIONAL-2); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS THEREOF; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

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

In connection with the December 10, 2015 Budget, Finance and Taxation report, Councilmember Kennedy moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-627 A RESOLUTION APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE, AND TAXATION COMMITTEE TO APPROVE THE PROPOSED HEALTH PLAN; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the December 10, 2015 Budget, Finance and Taxation report, 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 Council receive and file the Budget, Finance and Taxation report presented by Councilmember Kennedy.

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

In connection with the December 17, 2015 Budget, Finance and Taxation report, Councilmember Kennedy moved with the second by Councilmember Nurse that the following resolution be adopted:

2015-628 A RESOLUTION PROVIDING FOR THE APPROVAL OF THE RELEASE OF A REQUEST FOR PROPOSALS FOR FINANCIAL; EXTERNAL AUDIT & ASSURANCE SERVICES; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the December 17, 2015 Budget, Finance and Taxation 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 Budget, Finance and Taxation report presented by Councilmember Kennedy.

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

In connection with the December 3, 2015 Co-Sponsorship Subcommittee report, Councilmember Kennedy moved with the second by Councilmember Rice that the following resolution be adopted:

2015-629 A RESOLUTION APPROVING EVENTS FOR CO-SPONSORSHIP IN NAME ONLY BY THE CITY FOR FISCAL YEAR 2016; WAIVING THE SIX MONTH REQUIREMENT OF SECTION "D" OF RESOLUTION NO. 2000-562, AND PAYMENT OF THE WAIVER FEE REQUIRED BY CITY COUNCIL RESOLUTION NO. 2009-353 AS TO COMMUNITY ACTION STOPS ABUSE, INC.; WAIVING THE NON-PROFIT REQUIREMENT OF RESOLUTION NO. 2000-562(a)8 FOR THE CO-SPONSORED EVENTS TO BE PRESENTED BY WE ARE CONCERTS, LLC AND LIVE NATION WORLDWIDE, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

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

In connection with the December 3, 2015 Co-Sponsorship Subcommittee 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 Co-Sponsorship Subcommittee report presented by Councilmember Kennedy.

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

In connection with the November 19, 2015 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. Gerdes. Kennedy. Dudley. Rice. Nayes. None. Absent. Foster. Kornell.

In connection with the December 10, 2015 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. Gerdes. Kennedy. Dudley. Rice. Nayes. None. Absent. Foster. Kornell.

In connection with the December 10, 2015 Youth Services Committee report, Councilmember Nurse 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 Youth Services Committee report presented by Councilmember Nurse.

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

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

1. Jason Saxon, 4545 20th Avenue N., spoke regarding information found within the City Council Agenda and where to obtain the back-up material.

CONSENT AGENDA

COUNCIL MEETING **CITY OF ST. PETERSBURG**

Consent Agenda A
December 17, 2015

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

(Procurement)

2015-591 1. Awarding a contract to T B Landmark Construction, Inc. in the amount of $1,085,375.00 for the Long Bayou Water Main Replacement Project. (Engineering Project No. 14090-111; Oracle No. 15335); and approving a supplemental appropriation in the amount of $23,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003) to the DIS Long Bayou Main Repl FY16 Project (15335), and providing an effective date.

2015-592 2. Approving the purchase of replacement non-lethal weapons (Tasers), accessories, and hardware from Taser International, Inc., a sole source supplier, for the Police Department at a total cost of $795,449.43.

2015-593 3. Renewing the purchase of annual service agreements from Oracle America, Inc. a sole source supplier, for the Oracle eBusiness Suite, Oracle Work and Asset Management (WAM) applications, Oracle Spatial, Oracle WebCenter, and other Oracle and Solaris technology products at a cost not to exceed $638,514.14.

(City Development)

2015-594 4. Approving disbursement of up to $525,000 from the Capital Repair, Renewal and Replacement Sinking Fund for Tropicana Field Capital Projects, and approving a supplemental appropriation in the amount of $525,000 from the unappropriated balance of the Tropicana Field Capital Projects Fund.

CONSENT AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B
December 17, 2015

(Procurement)

2015-595 1. Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc.; Rexel Inc. formerly known as Southern Electric Supply Company, Inc. dba Rexel; and Electric Supply of Tampa, Inc. in the combined amount of $115,000 which increases the total contract amount to $385,000.

2015-596 2. Awarding three-year blanket purchase agreements to American Chemical & Building Maintenance Supply, Inc., Interline Brands, Inc. dba Supplyworks, Sani-Chem Janitorial Supplies Inc. dba Sani-Chem, and Southeastern Paper Group of Florida, Inc. for janitorial supplies at an estimated annual cost of $375,000.

2015-597 3. Approving an annual maintenance agreement for dispatch and records management software applications for the Police Department with Intergraph Corporation, a sole source supplier, at a cost of $286,938.68.

2015-598 4. Approving the purchase of a replacement directional boring machine and vacuum excavation system from Vermeer Southeast Sales & Service Inc., for the Water Resources Department at a total cost of $282,569.36.

2015-599 5. Approving an annual software maintenance agreement with Sungard Public Sector, Inc., a sole source supplier for the Department of Technology Services at a total amount of $211,244.81.

2015-600 6. Approving an increase to the allocation for traffic signs to McCain Sales of Florida, Inc. dba Universal Signs and Accessories, a Division of McCain Sales of Florida, Inc. for the Stormwater, Pavement and Traffic Operations Department in the amount of $51,000 which increases the total contract amount to $146,000.

2015-601 7. Approving the purchase of security guard services from Dynamic Security, Inc. for the Sanitation, Fleet Management departments, and the Libraries at an estimated annual cost of $128,570.

(City Development)

2015-602 8. Authorizing the Mayor, or his Designee, to execute a Fourth Amendment to Lease Agreement with Albert Whitted Airport Preservation Society, Inc., a Florida non-profit organization, for the use of facilities located at 451 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport for a fourth extension of the term of the Lease Agreement for a period of one (1) year at a rental rate of $946.22 per month, subject to approval by City Council. Requires affirmative vote of at least six (6) members of City Council.

2015-603

9. Authorizing the Mayor, or his Designee, to execute an Agreement To Terminate Lease for the existing Lease Agreement dated June 19, 2014, as amended, between the City of St. Petersburg ("City") and Aristiz, Inc., a Florida profit corporation, for the use of ±2,880 sq. ft. of space within the aeronautical hangar located at 421 Eighth Avenue S.E., St. Petersburg, within Albert Whitted Airport ("Premises"); and to execute a five (5) year Lease Agreement between the City and Sky Addict Aviation, LLC, a Florida limited liability company, for the use of the Premises plus an additional ±200 sq. ft. of office space, to operate an aircraft upholstery fabrication and repair service. Requires affirmative vote of at least six (6) members of City Council.

2015-604

10. Authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement between the City of St. Petersburg and St. Pete Aviation Services, LLC d/b/a St. Pete Air, a Florida limited liability company, for the use of 3,064 square feet of space in Maintenance Hangar 3-C located at 341 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport. Requires affirmative vote of at least six (6) members of City Council.

2015-605

11. Authorizing the Mayor, or his Designee, to execute a three (3) year License Agreement between the City of St. Petersburg and the Salvador Dali Museum, Inc. for use of fifty (50) non-exclusive vehicular parking spaces to accommodate employee parking within the Albert Whitted Airport overflow parking area for a use fee of $1,287.50 per month. Requires affirmative vote of at least six (6) members of City Council.

12. Approving an agreement between the City and Advantage Village Academy, Inc. (in conjunction with SCLC of Pinellas County) that provides up to $35,000 of City support for a MLK Day Family Festival to be held in the parking lots of Tropicana Field.[MOVED TO REPORTS AS E-5]

13. Approving a request from St. Petersburg Baseball Commission, Inc. to extend the Walter Fuller Term to September 30, 2018 and remove the surety requirement contained in Section 44 of the current management agreement. [MOVED TO REPORTS AS E-6]

(Public Works)

14. Authorizing the Mayor or his designee to enter into a Cooperative Funding Agreement with the Southwest Florida Water Management District for the City of St. Petersburg Toilet Replacement Program Phase 15 in the amount of $100,000. [MOVED TO REPORTS AS E-7]

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

(Appointments)

2015-606

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

(Miscellaneous)

2015-607 17. Amending City Council Resolution No. 2015-33 to extend the original closing date from September 30, 2015 to March 31, 2016 for 31 Burlington Ltd, for the Burlington Place Apartments; providing that all other provisions of Resolution No. 2015-33 not amended herein shall remain in full force and effect; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

2015-608 18. Ratifying and approving Revision No. 1 to Task Order No. 15-01-KH/PDS ("Task Order") to the consulting agreement between the City of St. Petersburg and Kimley-Horn & Associates, Inc. dated June 3, 2015 ("Agreement"), in the amount of $83,125 for additional work related to the Parking Demand and Adequacy Study ("Study"); approving Amendment No. 1 to the Task Order as revised to the Agreement in the amount of $46,804 for the final work to complete the Study for a total Task Order (as revised and amended) amount not to exceed $179,900; and authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

19. Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the White Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017. [MOVED TO REPORTS AS E-9]

20. Approving amendments to the negotiated agreement with the SEIU Florida Public Services Union representing the Blue Collar bargaining unit, for the period of December 28, 2015 through September 30, 2017. [MOVED TO REPORTS AS E-10]

2015-609 21. Authorizing the waiver of public construction bonds for American Housing Builders, Inc. for the construction of two single-family homes under the Neighborhood Stabilization Program on City-owned property located at 807 14th Avenue South and 4119 13th Avenue South.

2015-610 22. Confirming the re-appointment of Clifton W. Michaelsen as a regular member to the Committee to Advocate for Persons with Impairments to serve a three-year term ending December 31, 2018.

2015-611 23. Approving the purchase of permit applications software from OpenCounter Enterprises, Inc., a sole source provider, for the Planning & Economic Development Department in an amount not to exceed $201,350.

2015-612 24. Confirming the appointment of Mark Foster and Peter Ford as regular members to the Nuisance Abatement Board to serve a three-year term ending December 31, 2018.

2015-613 25. Approval of Extension to the Franchise Agreement between TECO/Peoples Gas and the City of St. Petersburg.

2015-614 26. Supporting the elimination of all forms of discrimination and violence against women and girls, promoting the health and safety of women and girls, and supporting their being afforded equal academic, economic, social, cultural and business opportunities in the city of St. Petersburg; and expressing support for the Cities for CEDAW initiative.

2015-615 27. Encouraging the Board of County Commissioners of Pinellas County, Florida to adopt a marijuana civil citation ordinance; requesting a response from the Board of County Commissioners within sixty (60) days of the date of this resolution advising City Council

whether the Board intends to adopt a marijuana civil citation ordinance and the anticipated date of such ordinance.

There being no further business, the meeting was adjourned at 8:22 p.m.

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

ATTEST: _____
Chan Srinivasa, City Clerk

MEMORANDUM

Council Meeting March 3, 2016

TO: Members of City Council

FROM: Mayor Rick Kriseman

RE: Confirmation of Appointments to the Commission on Aging

I respectfully request that Council confirm the appointment of Debra Johnston, and Ross Silvers as regular members to the Commission on Aging to fill an unexpired three-year term ending December 31, 2017.

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

RK/cs
Attachments
cc: M. Jefferis, Parks & Recreation Director
C. Radin, Commission on Aging Liaison, Office on Aging

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby confirms the appointment of Debra Johnston, and Ross Silvers as regular members to the Commission on Aging to fill an unexpired three-year term ending December 31, 2017.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

_____

City Attorney or (Designee)