

COUNCIL MEETING

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

CITY OF ST. PETERSBURG

**August 25, 2016
3:00 PM**

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

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

GENERAL AGENDA INFORMATION

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

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

A. Meeting Called to Order and Roll Call.

Invocation and Pledge to the Flag of the United States of America.

B. Approval of Agenda with Additions and Deletions.

C. Consent Agenda (see attached)

Open Forum

*If you wish to address City Council on subjects other than **public hearing or quasi-judicial items listed on this agenda**, please sign up with the Clerk prior to the meeting. Only the individual wishing to speak may sign the Open Forum sheet and only City residents, owners of property in the City, owners of businesses in the City or their employees may speak. All issues discussed under Open Forum must be limited to issues related to the City of St. Petersburg government.*

Speakers will be called to address Council according to the order in which they sign the Open Forum sheet. In order to provide an opportunity for all citizens to address Council, each individual will be given three (3) minutes. The nature of the speakers' comments will determine the manner in which the response will be provided. The response will be provided by City staff and may be in the form of a letter or a follow-up phone call depending on the request.

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

Setting August 5, 2010 as the public hearing date for the following proposed Ordinance(s):

1. [A private application pertaining to St. Petersburg Commerce Park, requesting an amendment to the Future Land Use Map and Official Zoning Map designations for an estimated 3.69 acre area, generally located south of 6th Avenue South and north of 8th Avenue South and I-275, between 22nd Street South and 23rd Street South. \(City File FLUM-40\)](#)
 - (a) Ordinance amending the Future Land Use Map designation from Industrial General/Target Employment Center Overlay to Planned Redevelopment-Mixed Use/Target Employment Center Overlay.
 - (b) Ordinance amending the Official Zoning Map designation from IT (Industrial Traditional) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.
2. [Ordinance approving a vacation of a portion of unimproved rights-of-way of Country Club Way South and Miranda Way South adjacent to Boyd Hill Nature Park and St. Petersburg Country Club. \(City File:16-33000009\)](#)
3. [Ordinance limiting the height of pole structures in City right of way.](#)
4. [Ordinance of the City of St. Petersburg, Florida amending Chapter Three of the Municipal Code of Ordinances; creating the EDGE District Specialty Center; creating the process for](#)

designating EDGE District Special Events during which certain exemptions to alcoholic beverage regulation may be granted.

E. Reports

1. Homeless Leadership Board - (Oral) (Chair Foster)
2. Tampa Bay Regional Planning Council Reports- (Oral) (Councilmember Rice)
3. SPFestival and SHINE Mural Festival
 - (a) Proclamation recognizing SPF16 Arts and Culture Festival
4. The Program for Public Information (PPI) report that provides education to the public regarding flooding hazards within the City of St. Petersburg.
5. Initiating an amendment to the Future Land Use Map and Official Zoning Map designation for property located within the Allendale Terrace Subdivision represented on “Attachment A” and generally bounded by 7th Street North to the east, Dr. Martin Luther King Jr. Street North to the west, those properties fronting onto 38th Avenue North to the north, and 34th Avenue North to the south.
6. Tampa Bay Estuary Report – (Oral) (Councilmember Kornell)
7. Public Arts Commission - (Oral) (Councilmember Kornell)

F. New Business

1. Requesting Administration present to the Energy, Natural Resources & Sustainability Committee, an outline of actions needed to achieve a future FEMA rating of 4 in order to save another \$1.8 million annually in flood insurance costs and lower our community's flood risk. (Councilmember Nurse)
2. Referring to the Energy, Natural Resources and Sustainability Committee a discussion to increase tougher penalties on illegal grand/protected tree removal. (Vice-Chair Rice)
3. Referring to the Budget, Finance & Taxation Committee a discussion of a ‘TIF Sunshine and Accountability Ordinance’ that would require an online portal to make it easier for the public to know who is receiving TIF money, what they are spending the money on, and how much money is being used for which projects within the TIF districts. (Vice-Chair Rice)
4. Request that City Council ask administration to look for funds in budget clean up to make a \$75,000 contribution to the Tampa Bay Environmental Restoration Fund. (Councilmember Kornell)
5. Referring to the PS&I Committee a discussion regarding the South St. Petersburg CRA grant program. (Councilmember Montanari)

G. Council Committee Reports

1. Committee of the Whole: Marijuana Civil Citation (8/11/16)
 - (a) A resolution expressing support for the Sheriff’s Adult Prearrest Diversion Program.

2. [Youth Services Committee \(8/11/16\)](#)
3. [Legislative Affairs and Intergovernmental Relations Committee \(8/11/16\)](#)

H. Legal

1. City of St. Petersburg v. Bruce Wright Update
2. Announcement of an Attorney-Client Session, pursuant to Florida Statute 286.011(8), to be held on Thursday, September 8, 2016 at 4:00 p.m. or soon thereafter, in conjunction with the lawsuit styled Bradley Westphal v. City of St. Petersburg, Case No: 1D12-3563 (Fla 1st DCA), L.T. No.: 10-019508SLR (OJCC).

I. Public Hearings and Quasi-Judicial Proceedings - 6:00 P.M.

Public Hearings

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

1. [Confirming the preliminary assessment for Building Securing Number\(s\) SEC 1214.](#)
2. [Confirming the preliminary assessment for Building Demolition Number\(s\) DMO 440.](#)
3. [Ordinance 1084-V approving a vacation of the western 71-foot portion of an east/west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North. \(City File 16-33000006\)](#)
4. [Ordinance 1082-V approving a vacation of a 20-foot east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South. \(City File 16-33000007\)](#)
5. [Ordinance 1083-V approving a vacation of air rights located 65.82 feet north of Mound Park Avenue South, extending 18 feet to the north and 67 feet west across 5th Street South. \(City File 16-33000008\)](#)

Second Reading and Second Public Hearings

6. [Resolution designating a new State of Florida Brownfield Area, established in accordance with Sections 376.77-85, Florida Statutes, on property located at the northwest corner of Burlington Avenue North and 31st Street North.](#)
7. [Resolution designating a new State of Florida Brownfield Area, established in accordance with Sections 376.77-85, Florida Statutes, on property located at the northwest corner of Burlington Avenue North and 32nd Street North.](#)

First Reading and First Public Hearings

Setting September 8, 2016 as the second reading and second public hearing date for the following proposed Ordinance(s).

8. [Ordinance amending St. Petersburg City Code, Chapter 27 Article V relating to bond requirement and the timing for remittance of fees paid by private haulers operating within the city limits of St. Petersburg.](#)

J. Open Forum

K. Adjournment

St. Petersburg
Community Redevelopment Agency (CRA)
August 25, 2016

1. City Council Convenes as Community Redevelopment Agency.
2. [Resolution of the St. Petersburg Community Redevelopment Agency \(CRA\) finding the proposed 4-story, 92,000 square foot mini-warehouse building, located at 1530 Burlington Avenue North, consistent with the Intown West Redevelopment Plan; and providing an effective date. \(City File IWRP 16-1a\)](#)
3. [Resolution of the St. Petersburg Community Redevelopment Agency \(CRA\) finding the proposed 6-story, 218 unit multi-family residential building with ground level retail, located at 930 Central Avenue, consistent with the Intown West Redevelopment Plan; and providing an effective date. \(City File IWRP 16-2a\)](#)
4. Adjourn Community Redevelopment Agency and Reconvene City Council Meeting Agency



Consent Agenda A
August 25, 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. [Approving an increase to the allocation for electrical services, maintenance and repairs to Tri-City Electrical Contractors and Riley Electric Company Inc. in the amount of \\$290,000, which increases the total contract amount to \\$890,000.](#)
2. [Approving the purchase of heavy duty equipment from Nortrax, Inc., for the Fleet Management Department at a total cost of \\$597,027.40.](#)

(Leisure Services)

3. [Approving a partnership between the City of St. Petersburg, Florida \(“City”\), and the Juvenile Welfare Board of Pinellas County \(“JWB”\) for \\$1,000,000 to youth services in specific areas with a term commencing on October 1, 2016 and ending September 30, 2017 at a cost of \\$500,000 to both the City and JWB; accepting a grant from JWB in the amount of \\$1,397,014 for the teen arts, sports and cultural opportunities \(TASCO\) center based teen programs; authorizing the Mayor or his designee to execute all documents necessary to effectuate this partnership with JWB and the grant from JWB.](#)
4. [Authorizing the Mayor or his designee to accept a State Financial Assistance Recipient Agreement \(“Agreement”\) from the Florida Department of Agriculture and Consumer Services, Division of Administration for an Agriculture Education Building Project at the Boyd Hill Nature Preserve at a maximum reimbursement amount of \\$500,000 \(“Maximum Grant Amount”\) and to execute the Agreement, subsequent amendments adjusting the allocation of funding within the Maximum Grant Amount, and all other documents necessary to effectuate the Agreement; approving a supplemental appropriation in the amount of \\$500,000 from the increase in the unappropriated balance of the General Capital Improvement Fund \(3001\) resulting from these additional revenues to the Agriculture Education Building Project \(TBD\).](#)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B August 25, 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. [Approving an increase in allocation for construction inspection and plan review services with Joe Payne, Inc. in the amount of \\$90,000 which increases the total contract amount to \\$270,000.](#)
2. [Approving the purchase of three excavators and trailers from Flagler Construction Equipment, LLC for the Fleet Management Department at a total cost of \\$193,699.](#)
3. [Accepting a proposal from the Florida Department of Management Services, a sole source supplier, for communications services through the State's CentraNet \(CNET\) SUNCOM program for the Department of Technology Services at an estimated annual cost of \\$130,000.](#)
4. [Approving the purchase of one watering truck from Sun State International Trucks LLC., for the Fleet Management Department at a total cost of \\$120,775.](#)
5. [Accepting a proposal from Tom Evans Environmental, Inc., a sole source provider, for a replacement vertical turbine pump for the Water Resources Department at a total cost of \\$110,621.](#)

(City Development)

6. [Authorizing the Mayor, or his Designee, to execute a five \(5\) year Lease Agreement with St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force, for the use of ±3,064 square feet of space in Hangar 3-A, together with an area east of runway 18/36 to drop off and pick up banners, at City-owned Albert Whitted Airport. \(Requires affirmative vote of at least six \(6\) members of City Council.](#)

(Public Works)

7. [Authorizing the Mayor or his designee to execute Change Order No. 1 to the agreement with Rowland Inc. dated May 21, 2015 for the NEWRF Influent Pump Station Pipe Replacement Project in the amount of \\$233,999 for a total agreement amount of \\$1,083,999; approving a supplemental appropriation in the amount of \\$233,999 from the unappropriated balance of the Water Resources Capital Projects Fund \(4003\) to the WRF NE Emergency Influent Pipe Repair FY15 Project \(Oracle Project No. 14909\)](#)
8. [Authorizing the Mayor or his designee to provide written notice to the City of Gulfport of the City of St. Petersburg's desire to end the existing Agreement dated October 6, 1988](#)

for water and wastewater services when the thirty (30) year term is completed on October 5, 2018.

(Appointments)

9. Confirming appointment of Roland W. Ribblet as a regular member, Contractor category, to the Code Enforcement Board to fill an unexpired three-year term ending December 31, 2018.

(Miscellaneous)

10. Approving City Council minutes of July 14 and July 21, 2016 City Council meetings.
11. Confirming the appointment of Mr. Corey D. Givens, Jr. to the Citizen Advisory Committee of the South St. Petersburg Community Redevelopment Area
12. Approving the transfer of unencumbered appropriations in the City Facilities Capital Improvement Fund (3031) in the amount of \$50,000 from the Infrastructure To Be Determined FY16 Project (15118), to the Security Equipment Upgrade Project (TBD).

MEETING AGENDA

CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming City Council meetings.

Budget, Finance & Taxation Committee

Thursday, August 25, 2016, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, August 25, 2016, 9:15 a.m., Room 100

Housing Services Committee

Thursday, August 25, 2016, 10:30 a.m., Room 100

Committee of the Whole: Pier Update

Thursday, August 25, 2016, 1:00 p.m., Room 100

Budget, Finance & Taxation Committee

Thursday, September 8, 2016, 8:00 a.m., Room 100

Public Services & Infrastructure Committee

Thursday, September 8, 2016, 9:15 a.m., Room 100

Youth Services Committee

Thursday, September 8, 2016, 10:30 a.m., Room 100

Committee of the Whole: Tropicana Field Conceptual Master Plan

Thursday, September 8, 2016, 1:00 p.m., Room 100

City Council Meeting (First Budget Public Hearing)

Thursday, September 8, 2016, 3:00 p.m., Council Chamber

CITY OF ST. PETERSBURG

Board and Commission Vacancies



Civil Service Board

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

City Beautiful Commission

4 Regular Members
(Terms expire 12/31/16 and 12/31/18)

PROCEDURES TO BE FOLLOWED FOR QUASI-JUDICIAL PROCEEDINGS:

1. **Anyone wishing to speak must fill out a yellow card and present the card to the Clerk. All speakers must be sworn prior to presenting testimony. No cards may be submitted after the close of the Public Hearing. Each party and speaker is limited to the time limits set forth herein and may not give their time to another speaker or party.**
2. At any time during the proceeding, City Council members may ask questions of any speaker or party. The time consumed by Council questions and answers to such questions shall not count against the time frames allowed herein. Burden of proof: in all appeals, the Appellant bears the burden of proof; in rezoning and land use cases, the Property Owner or Applicant bears the burden of proof except in cases initiated by the City, in which event the City Administration bears the burden of proof; for all other applications, the Applicant bears the burden of proof. Waiver of Objection: at any time during this proceeding Council Members may leave the Council Chamber for short periods of time. At such times they continue to hear testimony because the audio portion of the hearing is transmitted throughout City Hall by speakers. If any party has an objection to a Council Member leaving the Chamber during the hearing, such objection must be made at the start of the hearing. If an objection is not made as required herein it shall be deemed to have been waived.
3. **Initial Presentation.** Each party shall be allowed ten (10) minutes for their initial presentation.
 - a. Presentation by City Administration.
 - b. Presentation by Applicant followed by the Appellant, if different. If Appellant and Applicant are different entities then each is allowed the allotted time for each part of these procedures. If the Property Owner is neither the Applicant nor the Appellant (e.g., land use and zoning applications which the City initiates, historic designation applications which a third party initiates, etc.), they shall also be allowed the allotted time for each part of these procedures and shall have the opportunity to speak last.
 - c. Presentation by Opponent. If anyone wishes to utilize the initial presentation time provided for an Opponent, said individual shall register with the City Clerk at least one week prior to the scheduled public hearing. If there is an Appellant who is not the Applicant or Property Owner, then no Opponent is allowed.
4. **Public Hearing.** A Public Hearing will be conducted during which anyone may speak for 3 minutes. Speakers should limit their testimony to information relevant to the ordinance or application and criteria for review.
5. **Cross Examination.** Each party shall be allowed five (5) minutes for cross examination. All questions shall be addressed to the Chair and then (at the discretion of the Chair) asked either by the Chair or by the party conducting the cross examination of the appropriate witness. One (1) representative of each party shall conduct the cross examination. If anyone wishes to utilize the time provided for cross examination and rebuttal as an Opponent, and no one has previously registered with the Clerk, said individual shall notify the City Clerk prior to the conclusion of the Public Hearing. If no one gives such notice, there shall be no cross examination or rebuttal by Opponent(s). If more than one person wishes to utilize the time provided for Opponent(s), the City Council shall by motion determine who shall represent Opponent(s).
 - a. Cross examination by Opponents.
 - b. Cross examination by City Administration.
 - c. Cross examination by Appellant followed by Applicant, followed by Property Owner, if different.
6. **Rebuttal/Closing.** Each party shall have five (5) minutes to provide a closing argument or rebuttal.
 - a. Rebuttal by Opponents.
 - b. Rebuttal by City Administration.
 - c. Rebuttal by Appellant followed by the Applicant, followed by Property Owner, if different.

ST. PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT: **City File: FLUM-40:** A private application pertaining to St. Petersburg Commerce Park, requesting an amendment to the Future Land Use Map and Official Zoning Map designations for an estimated 3.69 acre area, generally located south of 6th Avenue South and north of 8th Avenue South and I-275, between 22nd Street South and 23rd Street South.

A detailed analysis of the request is provided in Staff Report FLUM-40, attached.

REQUEST: (A) ORDINANCE ____-L amending the Future Land Use Map designation from Industrial General/Target Employment Center Overlay to Planned Redevelopment-Mixed Use/Target Employment Center Overlay.

(B) ORDINANCE ____-Z amending the Official Zoning Map designation from IT (Industrial Traditional) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.

RECOMMENDATION:

Administration: The Administration recommends APPROVAL.

Public Input: The subject property is located within the boundaries of the Palmetto Park Neighborhood Association, the Deuces Live Main Street and the Warehouse Arts District, and located north of the Wildwood Heights Neighborhood Association and west of the Melrose Mercy Neighborhood Association. No phone calls, correspondence or visitors have been received to date.

Community Planning & Preservation Commission (CPPC): On August 9, 2016 the CPPC held a public hearing regarding this matter and voted unanimously (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 September 8, 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 3.69 ACRE AREA, GENERALLY LOCATED SOUTH OF 6TH AVENUE SOUTH AND NORTH OF 8TH AVENUE SOUTH AND I-275, BETWEEN 22ND STREET SOUTH AND 23RD STREET SOUTH, FROM INDUSTRIAL GENERAL/TARGET EMPLOYMENT CENTER OVERLAY TO PLANNED REDEVELOPMENT-MIXED USE/TARGET EMPLOYMENT CENTER OVERLAY; 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 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

Highland Crest, Block 3, Lots 1, 2 and 9 through 16; Block 4, Lot 3 less E 25 ft., Lots 4 through 13, and W 15 ft. of Lot 14; and Prather's Second Royal Replat, Lots 4 through 8, E 10 ft. of Lot 18, Lots 19 through 21, Lots 22 through 24 less rd, and Lot 25 less pt for I-275.

Land Use Category

From: Industrial General/Target Employment Center Overlay

To: Planned Redevelopment-Mixed Use/Target Employment Center Overlay

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-40
(Land Use)



PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

8-1-16

DATE



ASSISTANT CITY ATTORNEY

8/4/16

DATE

ORDINANCE NO. ___-Z

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ST. PETERSBURG, FLORIDA; CHANGING THE ZONING FOR AN ESTIMATED 3.69 ACRE AREA, GENERALLY LOCATED SOUTH OF 6TH AVENUE SOUTH AND NORTH OF 8TH AVENUE SOUTH AND I-275, BETWEEN 22ND STREET SOUTH AND 23RD STREET SOUTH, FROM IT (INDUSTRIAL TRADITIONAL) TO CCT-1 (CORRIDOR COMMERCIAL TRADITIONAL-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

Highland Crest, Block 3, Lots 1, 2 and 9 through 16; Block 4, Lot 3 less E 25 ft., Lots 4 through 13, and W 15 ft. of Lot 14; and Prather's Second Royal Replat, Lots 4 through 8, E 10 ft. of Lot 18, Lots 19 through 21, Lots 22 through 24 less rd, and Lot 25 less pt for I-275.

District

From: IT (Industrial Traditional)

To: CCT-1 (Corridor Commercial Traditional-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-40
(Zoning)


PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT 8-1-16 DATE


ASSISTANT CITY ATTORNEY 8/4/16 DATE



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 August 9, 2016
at 3:00 p.m., in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: FLUM-40
Agenda Item #V.A.

According to Planning and Economic Development Department records, no Community Planning & Preservation Commission member owns property located within 2,000 feet of the subject property. All other possible conflicts should be declared upon announcement of the item.

PROPERTY OWNER: City of St. Petersburg
Attention: Real Estate & Property Management
P.O. Box 2842
St. Petersburg, FL 33731

APPLICANTS: St. Petersburg Commerce Park, LLC
1330 2nd Street South
St. Petersburg, FL 33701

MCSP Holdings, LLC
d/b/a Euro Cycles of Tampa Bay
8509 Gunn Highway
Odessa, FL 33556

AUTHORIZED AGENT: Stephen C. Chumbris, Attorney
Fisher & Sauls
100 Second Avenue South
St. Petersburg, FL 33701

SUBJECT PROPERTY:

The subject property, estimated to be 3.69 acres in size, is generally located south of 6th Avenue South and north of 8th Avenue South and I-275, between 22nd Street South and 23rd Street South. (See attached map series.)

PIN/LEGAL:

The subject property is comprised of 25 parcels. The parcel identification numbers and legal descriptions are attached.

REQUEST:

The request is to amend the Future Land Use Map designation from Industrial General/Target Employment Center Overlay to Planned Redevelopment-Mixed Use/Target Employment Center Overlay and the Official Zoning Map designation from IT (Industrial Traditional) to CCT-1 (Corridor Commercial Traditional), or other less intensive use.

PURPOSE:

The applicants have each entered into separate land leases and development agreements with the City, agreeing to undertake significant redevelopment on the subject property. The proposed PR-MU and CCT-1 designations will accommodate the anticipated job-generating redevelopment activity. (Additional background information is provided in the Staff Analysis section of this report.)

EXISTING USES:

All of the subject property is vacant.

SURROUNDING USES:

- North: Warehouse operations, outdoor storage businesses and strip commercial uses
- South: I-275
- East: Pinellas County Job Corps Center, Manhattan Casino, I-275
- West: Outdoor storage businesses, industrial operations, vacant land

NEIGHBORHOOD ASSOCIATION(S):

The subject property is located within the boundaries of the Palmetto Park Neighborhood Association, the Deuces Live Main Street and the Warehouse Arts District, and located north of the Wildwood Heights Neighborhood Association and west of the Melrose Mercy Neighborhood Association.

ZONING HISTORY:

The present IT (Industrial Traditional) 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.

APPLICABLE REGULATIONS:

As previously stated, the subject property is estimated to be 3.69 acres, or 160,000 sq. ft., in size. While the subject property is presently separated by streets and alleys, for analysis purposes the entire 3.69 acres will be considered.

- ✓ Development potential under the present IT zoning designation is 120,000 sq. ft. of light industrial, manufacturing, laboratory, research & development or warehouse space, calculated at a base floor-area-ratio (FAR) of 0.75. Other permitted uses include micro-breweries, motor vehicle service & repair, outdoor and indoor (mini-warehouse) storage, and fleet-based services. The Target Employment Center (TEC) Overlay will allow up to a 100 percent intensity (FAR) bonus for light industrial, manufacturing, laboratory and research & development uses, or up to 240,000 sq. ft. of space for these specific uses.
- ✓ Development potential under the proposed CCT-1 zoning designation is 160,000 sq. ft. of office and retail uses calculated at a base FAR of 1.0, or 89 multifamily units calculated at a base density of 24 units/acre, or a mix of these uses. It should be noted that other permitted uses include laboratory and research & development uses. The TEC Overlay will allow up to a 100 percent intensity (FAR) bonus for office, laboratory and research & development uses, or up to 320,000 sq. ft. of space for these specific uses.

STAFF ANALYSIS:

Background

On May 19, 2016 the City Council approved two separate land lease and development agreements ("Agreements") for approximately 14.1 acres (including right-of-way) of vacant City-owned land, generally located west of 22nd Street South to 26th Street South and from approximately 6th Avenue South to the boundary of Interstate 275 ("Land"). The Land was formerly a part of the Dome Industrial Park Community Redevelopment Area and is now part of the South St. Petersburg Community Redevelopment Area. Objectives of both CRA plans include directing the City to pursue land assembly opportunities in order to facilitate business retention, expansion and relocation efforts, and generate new jobs. The City created the South St. Petersburg CRA (adopted in May 2015) in part to establish a special financing program known as "tax increment financing" ("TIF") that will be eligible to fund many community and economic development activities, including public improvements, such as land acquisition and infrastructure, to support future economic development projects.

While formerly known as the Dome Industrial Park, the Land, and other surrounding City acquisitions, have been re-branded as the St. Petersburg Commerce Park. The Land was the subject of a Request for Proposal ("RFP") issued by the City on May 10, 2015, seeking a

developer buyer/tenant for all or part of the acreage. The RFP resulted in four proposals being received and culminated with the Agreements.

Present Situation

St. Petersburg Commerce Park, LLC, was one of the two selected proposers, agreeing to redevelop the City-owned land as follows:

- ✓ Approximately 7.69 acres will have building/improvements of not less than 60,000 square feet suitable for office/warehouse/manufacturing. These improvements will be made available to and reasonably divided among the following three companies, and any other companies deemed suitable by the tenant.
 - EMP Industries Inc., a Florida corporation and the developer's company, a St. Petersburg marine manufacturing company.
 - Attaj Energy, a Spanish LED and solar energy innovator.
 - Accmar Equipment Company, a Florida corporation and marine manufacturing company currently headquartered in Miami.
- ✓ Approximately 2.94 acres will have building/improvements with not less than twenty thousand (20,000) square feet of retail on the first floor and not less than forty thousand (40,000) square feet of workforce housing on the second floor.
- ✓ A total of 50 full-time jobs are to be created not later than the end of the second year of the lease, including not less than 26 jobs employing individuals from households in the low to moderate income range, and not less than 13 jobs employing individuals from the South St. Petersburg CRA. The balance of the jobs may be from other areas of the city/county and other households.

MCSP Holdings, LLC, dba Euro Cycles of St. Petersburg, was the second of the two selected proposers, agreeing to redevelop the City-owned land as follows:

- ✓ Approximately 3.23 acres will have building/improvements of not less than 20,000 square feet suitable for office/warehouse/manufacturing. The tenant is to use the premises for the following:
 - A motorcycle dealership.
 - A motorcycle service department.
 - Any additional use permitted under the zoning classification.
- ✓ A total of 15 full-time jobs are to be created not later than the end of the second year of the lease, including not less than eight (8) jobs employing individuals from households in the low to moderate income range, and not less than four (4) jobs employing individuals from the South St. Petersburg CRA. The balance of the jobs may be from other areas of the city/county and other households.

Deuces Live Connection and the Depth of Existing PR-MU Land Use and CCT-1 Zoning

Abutting the subject parcel to the east is a narrow strip (approximately 133') of CCT-1 zoned land that was intended to allow commercial develop adjacent to and in support of the historic Manhattan Casino located on the east side of 22nd Street. The existing narrow strip of CCT-1 severely limits the opportunity to create that node of commercial activity within the Deuces Live Main Street area. Further, the I-275 underpass, which has been a barrier to the historic connection between the Manhattan Casino site and the Deuces Live Main Street District, is scheduled for improved landscaping, lighting, including artistic lighting of the overpass bridge, and pedestrian improvements, that will serve to reconnect the two areas. The prosed amendment will assist in creating an opportunity for the previously envisioned supporting commercial development and is essential to implement the approved Land Lease and Development Agreement with St. Petersburg Commerce Park, LLC.

Consistency with the Comprehensive Plan

- ✓ The requested Planned Redevelopment-Mixed Use (PR-MU) and CCT-1 designations for the subject 3.69 acres are needed to accommodate the proposed redevelopment sought by the City for the St. Petersburg Commerce Park area. Consistent with Policy LU3.4, these requested designations are identical to the designations of a contiguous (approximately one acre) area located along the west side of 22nd Street South. The proposed redevelopment is intended to generate economic and community growth in the area. The two identified tenants will bring commercial and industrial uses to an area in need of job stimulation. Consistent with Objective LU11, Policy LU3.7 and Policy LU13.1, this redevelopment will achieve many of the purposes and objectives set forth in the South St. Petersburg CRA, including attracting new capital investment, adding diversity to the existing businesses in the area, along with expansion of employment opportunities.

The redevelopment program for the South St. Petersburg Community Redevelopment Plan centers, in part, on the following:

- revitalizing corridors to grow existing businesses and attract new ones, and, on a case-by-case basis, allowing for an increased depth of commercial zoning;
- creating new jobs for CRA residents;
- providing affordable multifamily housing and introduce multifamily housing and mixed uses at strategic locations; and
- targeting the rezoning of land to increase densities and promote greater affordability and improved transit access for CRA residents. (With regard to the latter, PSTA's Route 7 provides local transit service on 22nd St. South, south of 9th Ave. South, with a peak hour service frequency of 60 minutes. Also, PSTA's Route 79 serves 5th Ave. South and has a peak hour service frequency of 30 minutes.)

Loss of Industrial Land

The City has a limited amount of industrial land. Retaining industrially-zoned land aids in keeping the local economy diversified, improves the tax base, and presents opportunities for high skill/higher paying employment opportunities. However, as previously noted, the requested CCT-1 zoning permits office, laboratory and research & development uses, which are employment generating uses. Perhaps more important, while the present Industrial General and IT designations permit *some* of the anticipated uses it does not permit the mix of uses spelled out in the land lease and development agreements, specifically a mix of office, warehouse, manufacturing and retail space, in addition to workforce housing.

While policies set forth in the Comprehensive Plan support industrially-zoned land (LU3.21, LU3.22 and LU3.24), in 2004 the City Council adopted Policy LU3.26 which is intended to allow greater flexibility in evaluating future land use plan amendments involving industrial land uses, and provide clarity and guidance about when it is appropriate to designate property as industrial and when it is appropriate to remove an industrial land use designation. Policy LU3.26.a states that "*Plan amendment applications that propose changing underperforming industrially designated areas (Industrial General or Industrial Limited) to a non-industrial designation may be favorably considered if one or more of the following characteristics exist over an extended period of time: 1) vacant or underutilized land; 2) vacant or underutilized buildings; 3) poor quality job creation in terms of pay, employee density and spin-off or multiplier effects; and 4) chronic competitive disadvantages in terms of location, transportation infrastructure/accessibility and other market considerations.*" The request to rezone the subject property is consistent with the first criterion (vacant land), and is arguably consistent with the fourth criterion because, due in part to market considerations or overall location, the land has not attracted any industrial users.

St. Petersburg Vision 2020 Plan

The St. Petersburg Vision 2020 Plan, adopted by the City Council in October 2002, includes 15 citizen-based themes with mission statements voted on by the participants. The approved Economic Development Mission Statement is as follows:

St. Petersburg shall be a community of economic diversity, strength and self-sufficiency, resulting in a growth economy. Mixed use centers shall be vital with service, professional and technology businesses that provide economic stability. All areas of the city make meaningful and stable economic contributions as well as manifesting a beautiful built environment. Economic initiatives shall be prioritized and executed based on creating partnerships and social equity. Results of a successful 2020 Vision Include:

- *Long range comprehensive redevelopment strategy that identifies the economic landscape, future opportunities, and marketing approaches.*
- *Successful Southside reinvestment.*

Thus, the requested amendments are consistent with Objective LU1 of the Comprehensive Plan which states that the City shall take into account the citizen based themes noted in the Vision Element when considering development decisions.

Countywide Plan Rules

The subject property is designated Industrial/Target Employment Center on the Countywide Plan Map, adopted in August 2015 by the Pinellas Board of County Commissioners, acting in their capacity as the Countywide Planning Authority. Due to the importance of reserving industrial land in Pinellas County, Section 6.5.4.5 of the Countywide Plan Rules identifies five criteria that are to be considered and balanced when *converting* from Industrial to another Countywide Plan category. In summary, the criteria include target employment opportunities within the proposed category, amendment site and area characteristics, supporting transportation and infrastructure characteristics, and supporting redevelopment plans.

City staff firmly believes that the proposed amendment from Industrial General/Target Employment Center (TEC) Overlay to Planned Redevelopment-Mixed Use/TEC Overlay on the (City's) Future Land Use Map can be found consistent with the Countywide Plan Rules and supported with an associated amendment from Industrial/TEC Overlay to MMC/TEC Overlay on the Countywide Plan Map for the following reasons:

- ✓ The City's proposed PR-MU/TEC designation, along with the land lease and development agreements, will continue to provide target employment opportunities. Specifically, the City's designation will allow office, laboratory and research & development uses, which are all target employment uses. Moreover, the mix of uses spelled out in the land lease and development agreements includes office, warehouse and manufacturing space.
- ✓ As outlined above, the amendment is supported by the South St. Petersburg Community Redevelopment Plan.

Public Facility Level of Service (LOS) Considerations

The Level of Service (LOS) impact section of this report concludes that the proposed Plan change and rezoning will not impact the City's adopted LOS standards for public services and facilities including potable water, sanitary sewer, solid waste, recreation and stormwater management. The City has more than sufficient capacity to serve the amendment area.

SPECIAL NOTE ON CONCURRENCY:

Levels of Service impacts are addressed further in this report. Approval of this land use change and rezoning request does not guarantee that the subject property will meet the requirements of concurrency at the time development permits are requested. **Completion of this land use plan change and rezoning does not guarantee the right to develop on the subject property.** Upon application for site plan review, or development permits, a full concurrency review will be completed to determine whether or not the proposed development may proceed. The property

owner will have to comply with all laws and ordinances in effect at the time development permits are requested.

RECOMMENDATION:

City staff recommends **APPROVAL** of the request to amend the Future Land Use Map designation from Industrial General/Target Employment Center Overlay to Planned Redevelopment-Mixed Use/Target Employment Center Overlay and the Official Zoning Map designation from IT (Industrial Traditional) to CCT-1 (Corridor Commercial Traditional) 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 objectives and policies from the Comprehensive Plan are applicable:

Objective LU1: The City shall take into account the citizen based themes noted in the Vision Element when considering development decisions.

Policy LU1.1 When considering the probable use of land in a development application, the principles and recommendations noted in the Vision Element should be considered where applicable.

Policy LU1.2 The City will continue to recognize the City Administration's policy responses, incorporated into the St. Pete Vision 2020 Plan as The General Policy Implementations but not made a part of the Vision Element to the Comprehensive Plan, with the objective of supporting and improving the neighborhoods, community appearance, the environment, education, economic development, parks and recreation, transportation, personal security, and public safety, to the extent that the resources of the City will allow.

Policy LU3.1.C.2. Industrial General (IG) - Allowing a mixture of light or heavy industrial and industrial park uses with a floor area ratio up to 0.75.

E.8. Target Employment Center (TEC) Overlay - Overlaying the future land use designations of those areas, not less than 100 acres in size, that are now developed or appropriate to be developed in a concentrated and cohesive pattern to facilitate employment uses of countywide significance. Permitted uses and density/intensity standards shall be as per the underlying future land use categories, with a 100 percent intensity bonus for manufacturing, office and research/development uses.

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.

Policy 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.

- Policy 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.
- 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.
- Policy LU3.21 The City shall continue to expand the acreage available for industrial development in appropriate locations provided such expansion is supported by current and likely long-term market conditions.
- Policy LU3.22 Industrial uses shall be concentrated in suitable locations taking advantage of existing infrastructure and natural site characteristics.
- Policy LU3.24 The City shall encourage non-polluting industrial and research facility uses, through the use of incentives that may include land assembly assistance, areawide DRI approval and provision of infrastructure and amenities.
- Policy LU3.26.a Plan amendment applications that propose changing underperforming industrially designated areas (Industrial General or Industrial Limited) to a non-industrial designation may be favorably considered if one or more of the following characteristics exist over an extended period of time: 1) vacant or underutilized land; 2) vacant or underutilized buildings; 3) poor quality job creation in terms of pay, employee density and spin-off or multiplier effects; and 4) chronic competitive disadvantages in terms of location, transportation infrastructure/accessibility and other market considerations.
- Objective 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.
 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.

Objective 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:

2. Redevelopment Areas

Objective LU13: All development proposals in community redevelopment areas shall be consistent with the Comprehensive Plan's adopted goals, objectives, and policies and the goals, objectives and policies of the adopted redevelopment plan.

Policy LU13.1 Development proposals in community redevelopment areas shall be reviewed for compliance with the goals, objectives and policies of the Comprehensive Plan and the goals, objectives and policies of the applicable adopted redevelopment plan including:

4. South St. Petersburg Redevelopment Plan

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 significantly alter population or the population density pattern. The proposed workforce housing will generate some additional students for the 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 proposed change *will not* have an impact on the City's adopted levels of service for potable water, sanitary sewer, solid waste, traffic, mass transit, stormwater management and recreation. The City has sufficient capacity to serve the subject area should the proposed land use change and rezoning be approved.

WATER

Under the existing interlocal agreement with Tampa Bay Water (TBW), the region's local governments are required to project and submit, on or before February 1 of each year, the anticipated water demand for the following water year (October 1 through September 30). TBW is contractually obligated to meet the City's and other member governments' water supply needs. The City's current potable water demand is 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

Existing Conditions

The subject property has primary access to 22nd Street South, which is a two-lane undivided roadway that is classified as a collector and maintained by the City. Sixth, 7th 8th and Fairfield Avenues South are local roads.

The roadway level of service (LOS) for 22nd Street South in the vicinity of the subject property is "C." This LOS determination is based on a traffic count conducted by the City. The average daily traffic volume is 3,015 and the volume-to-capacity ratio is 0.26.

On May 1, 2016 the Pinellas County Multimodal Impact Fee (MIF) Ordinance became effective, replacing the previous Transportation Impact Fee (TIF) Ordinance. The new MIF Ordinance principally resulted from the implementation of the Pinellas County Mobility Plan and elimination of transportation concurrency requirements, countywide. Transportation management plans, and in some cases traffic studies, will be required for large development projects (those creating 51 new peak hour trips or more) that impact a deficient roadway (LOS E or F, and/or a volume-to-capacity ratio of 0.90 or higher with no mitigating improvements scheduled within three years). The City's only deficient roadways are 1) 22nd Avenue North from 34th Street to 22nd Street, 2) 38th Avenue North from 49th Street to 34th Street, 3) Gandy Boulevard from US 19 to I-275, 4) Gandy Boulevard from 4th Street to Brighton Bay Boulevard NE, and 5) I-275 from Gandy Boulevard to I-175.

The proposed amendment does not affect any of the City's deficient roadways. There is adequate roadway capacity to accommodate any new daily or p.m. peak hour trips resulting from the amendment.

Source: Transportation and Parking Management Department.

MASS TRANSIT

The PSTA has a route that provides local transit service on 22nd St. South, south of 9th Ave. South. Route 7 has a peak hour service frequency of 60 minutes. Route 79 serves 5th Ave. South and has a peak hour service frequency of 30 minutes.

RECREATION

The City's adopted LOS standard for recreation and open space (R/OS) is nine (9) acres per 1,000 population. However, for many years the City has enjoyed an actual R/OS level of service that is estimated to be 21.9 acres per 1,000 population. The proposed amendment will not affect the City's adopted LOS standard for recreation and open space.

STORMWATER MANAGEMENT

Prior to development of the subject property, site plan approval will be required. At that time, the stormwater management system for the site will be required to meet all city and SWFWMD stormwater management criteria.

- e. Appropriate and adequate land area sufficient for the use and reasonably anticipated operations and expansion.**

The land area is both appropriate and adequate for the anticipated use of the subject property.

- f. The amount and availability of vacant land or land suitable for redevelopment shown for similar uses in the City or in contiguous areas.**

There are approximately 36 acres of vacant land in the City designated with CCT-1 zoning.

- g. Whether the proposed change is consistent with the established land use pattern.**

The proposed Planned Redevelopment Mixed-Use land use designation is consistent with the established land use pattern to the south and east.

- h. Whether the existing district boundaries are logically drawn in relation to existing conditions on the property proposed for change.**

Arguably, the existing IT zoning district boundaries are not logically drawn in relation to existing conditions. The property has been vacant for a number of years. Due in part to market considerations or overall location, the land has not attracted any industrial users.

- 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 does not involve a change from a residential to a nonresidential use. The proposed redevelopment is intended to generate economic and community growth in the area. The two identified tenants will bring commercial manufacturing to an area in need of job stimulation.

- 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 X-Zone (Non-flood Area). The property is not located within the CHHA (Coastal High Hazard Area).

- k. Other pertinent information.** None.

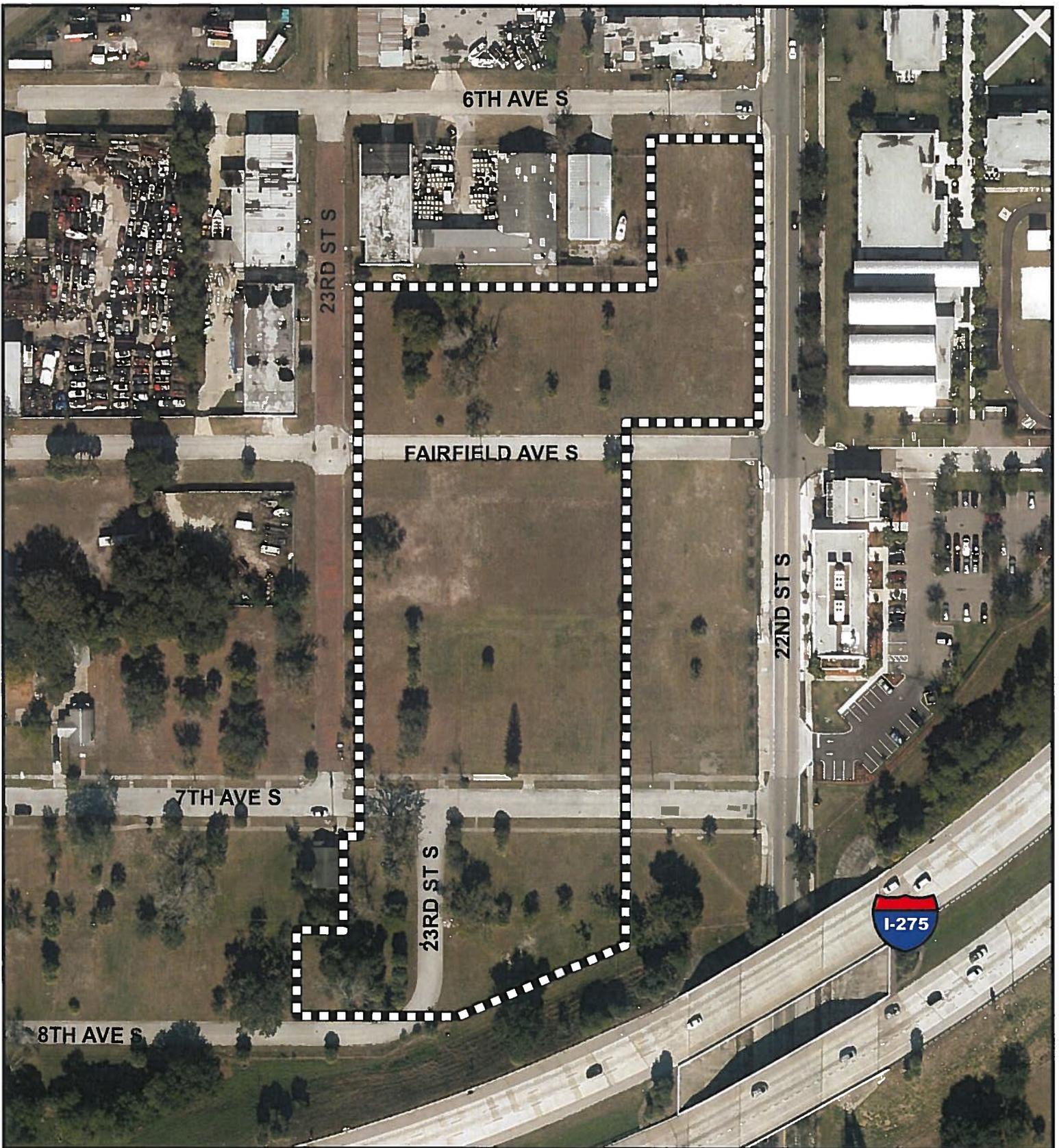
Parcel Identification Numbers and Legal Description

The subject property, comprised of 25 parcels and estimated to be 3.69 acres in size, is generally located south of 6th Avenue South and north of 8th Avenue South, between 22nd Street South and 23rd Street South.

233116386280040141	263116728820000220	233116386280030120
263116728820000210	233116386280040100	233116386280040130
233116386280030010	263116728820000190	233116386280030140
233116386280030090	263116728820000060	233116386280030130
263116728820000250	233116386280030100	233116386280030150
233116386280040090	263116728820000040	233116386280030151
233116386280030110	263116728820000240	233116386280040030
233116386280040110	263116728820000050	
263116728820000080	263116728820000070	

The subject property is legally described as:

Highland Crest, Block 3, Lots 1, 2 and 9 through 16; Block 4, Lot 3 less E 25 ft., Lots 4 through 13, and W 15 ft. of Lot 14; and Prather's Second Royal Replat, Lots 4 through 8, E 10 ft. of Lot 18, Lots 19 through 21, Lots 22 through 24 less rd, and Lot 25 less pt for I-275.



AERIAL

CITY FILE

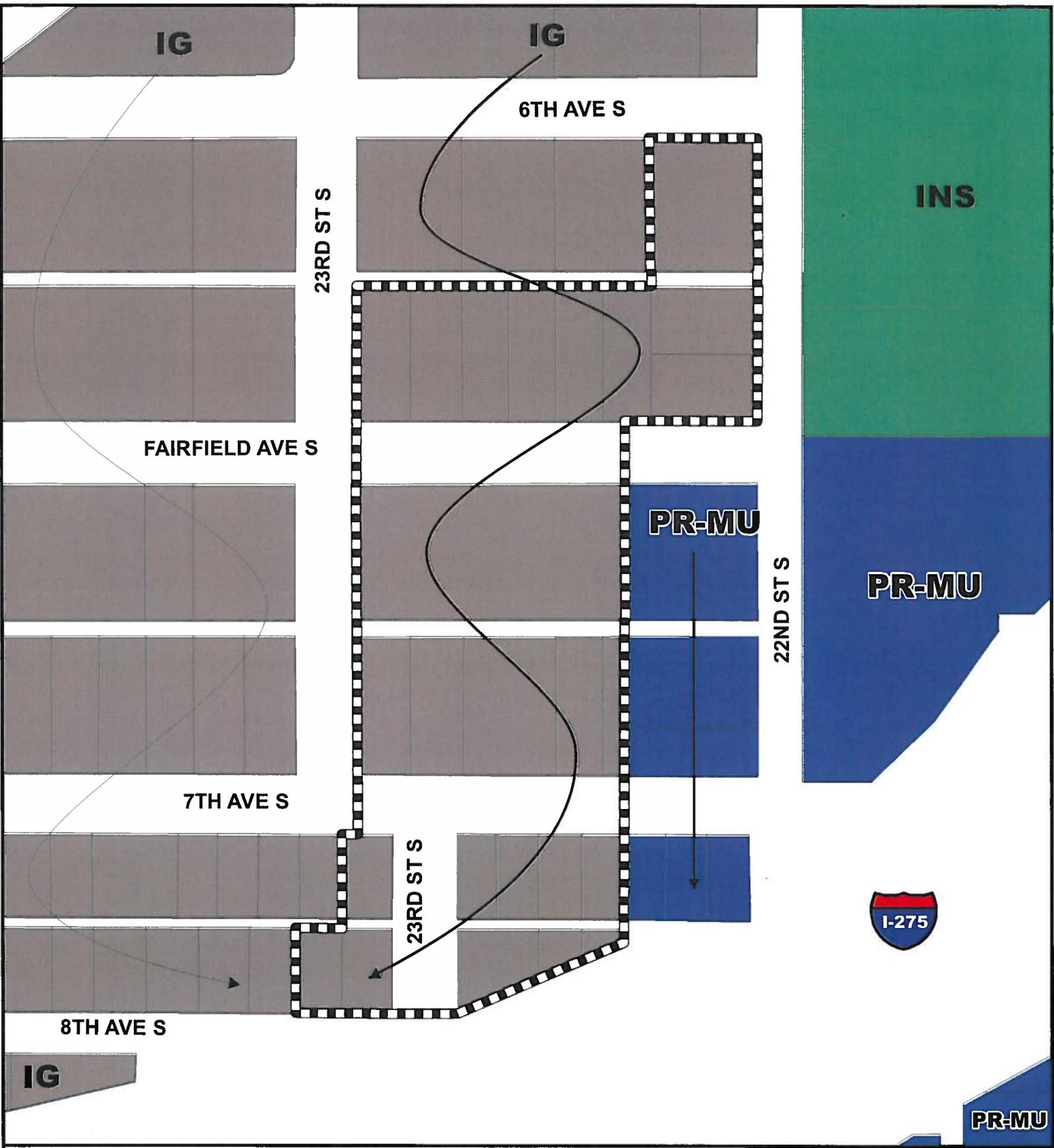
FLUM-40

SCALE: 1" = 120'



SUBJECT AREA





FUTURE LAND USE PLAN DESIGNATION

CITY FILE

FLUM-40

SCALE: 1" = 120'

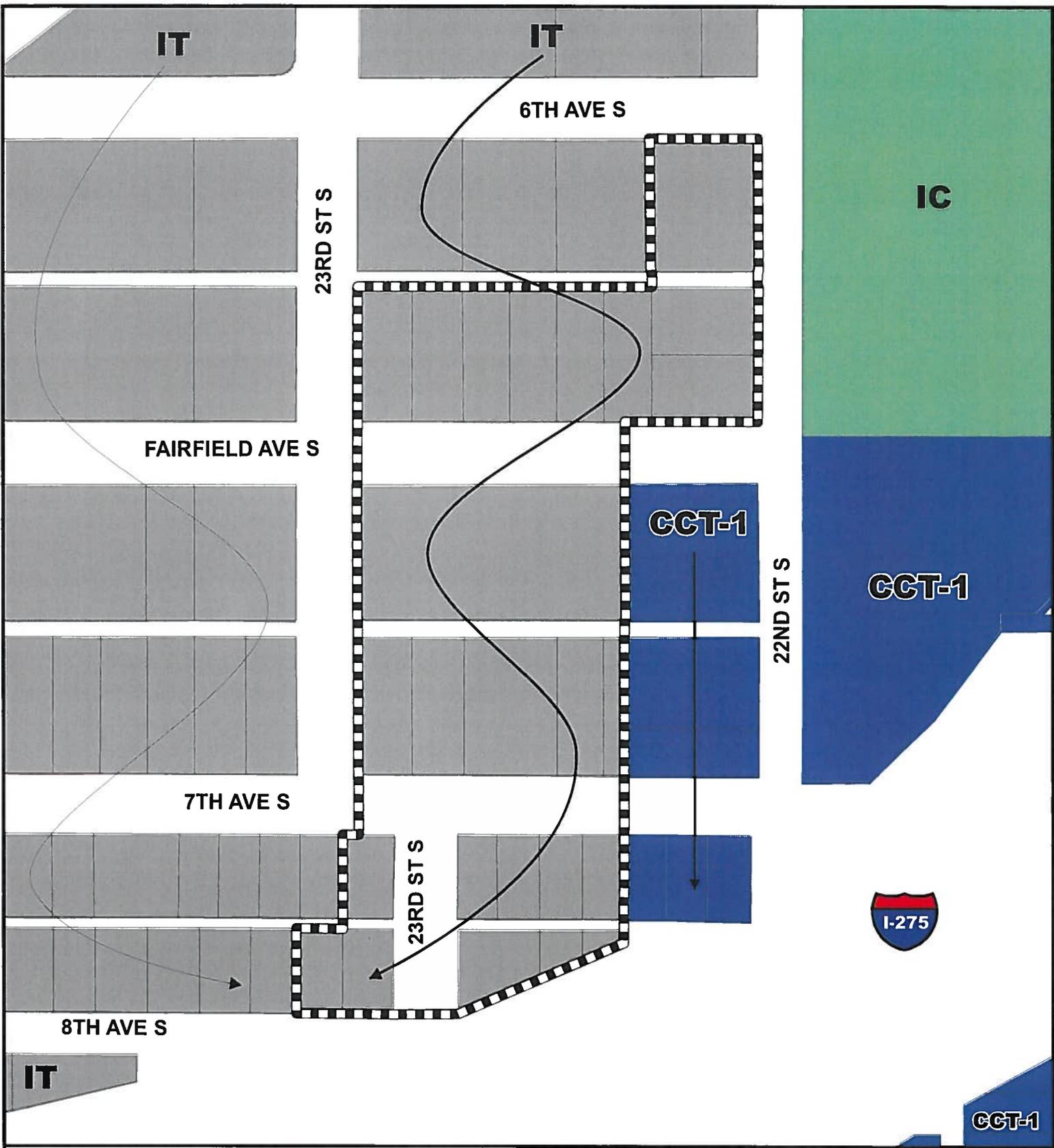
From: Industrial General (IG)

**To: Planned Redevelopment
-Mixed Use (PR-MU)**



SUBJECT AREA





EXISTING ZONING

CITY FILE

FLUM-40

SCALE: 1" = 120'

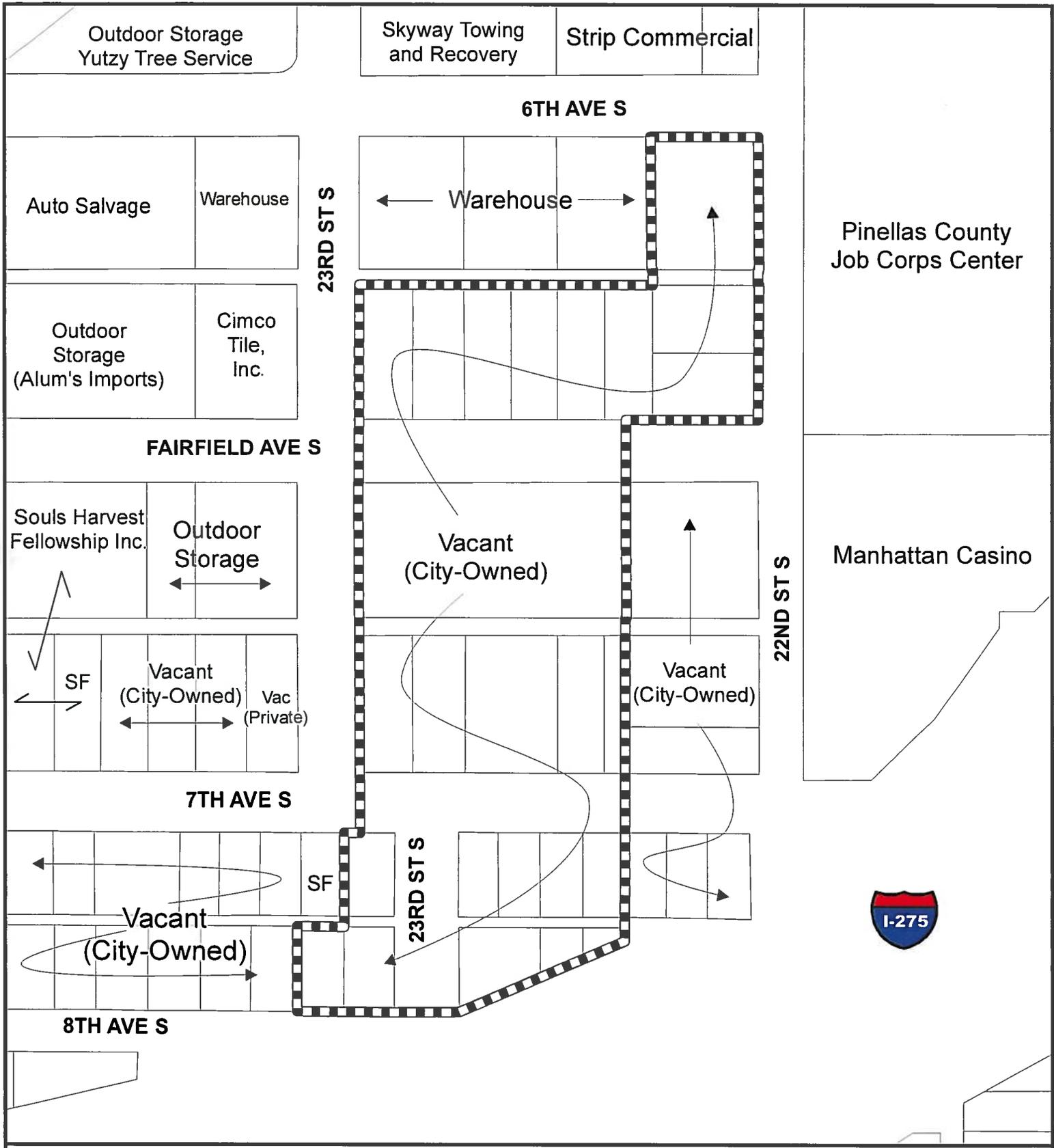
From: IT
(Industrial Traditional)

To: CCT-1
(Corridor Commercial
Traditional-1)



SUBJECT AREA



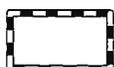


EXISTING SURROUNDING USES

CITY FILE

FLUM-40

SCALE: 1" = 120'



SUBJECT AREA





SAINT PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT: Ordinance approving a vacation of a portion of the unimproved rights-of-way of Country Club Way South and Miranda Way South adjacent to Boyd Hill Nature Park and St. Petersburg Country Club. (City File No.: 16-33000009)

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

RECOMMENDED CITY COUNCIL ACTION:

- 1) Conduct the first reading of the attached proposed ordinance; and
- 2) Set the second reading and public hearing for September 8, 2016

The Request: The request is to vacate right-of-way adjacent to Boyd Hill Nature Preserve and the St. Petersburg Country Club golf course. This consists of an unimproved portion of Country Club Way South and a very small unimproved segment of Miranda Way South. The subject right-of-way was platted in the Lakewood Estates Golf Course Section in 1934, and if vacated would become the property of St. Petersburg Country Club.

St. Petersburg Country Club has entered into an agreement to sell property to the City of St. Petersburg. A condition of the Agreement for Sale and Purchase of land between St. Petersburg Country Club (seller) and the City of St. Petersburg is that the sellers initiate this application to vacate this portion of unimproved right-of-way within the property to be sold.

Discussion: As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-ways would be consistent with the criteria in the City Code, the Comprehensive Plan, and the applicable special area plan.

Agency Review: The application was routed to City Departments and private utility providers. City Departments indicated that they have utilities in the right-of-way to be vacated.

Public Comments: Staff received two calls in regards to the requested vacation prior to the hearing before the DRC. Brian Hamilton of 2211 Green Way South indicated that he was in support of the vacation request. Judy Landon of the Council of Neighborhood Associations, Land Use and Preservation Committee also indicated their support.

DRC Action/Public Comments: On August 3, 2016, the Development Review Commission (DRC) held a public hearing on the subject application. No person spoke in opposition to the request. After the public hearing, the DRC voted 7-0 to recommend approval of the proposed vacation. In advance of this report, no additional comments or concerns were expressed to the author.

RECOMMENDATION: The Administration recommends **APPROVAL** of the rights-of-way vacation, subject to the following conditions:

1. A public utility easement over the entire portion of the vacated right-of-way shall be granted to the City.

Attachments: Attachment "A" - Parcel Map, Attachment "B" - Aerial Map, Ordinance, Exhibit "A" - 4 page Sketch and Legal description.

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF A PORTION OF THE UNIMPROVED RIGHTS-OF-WAY OF COUNTRY CLUB WAY SOUTH AND MIRANDA WAY SOUTH ADJACENT TO BOYD HILL NATURE PARK AND ST. PETERSBURG COUNTRY CLUB; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission on August 3, 2016 (City File No. 16-33000009):

Legal Description: See Exhibit "A" attached - four pages.

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

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

1. A public utility easement over the entire portion of the vacated right-of-way shall be granted to the City.

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

LEGAL:



PLANNING & ECONOMIC DEVELOPMENT
DEPARTMENT:



LEGAL DESCRIPTION

Exhibit "A" (Page 1 of 4)

A portion of Tract VII and Tract VIII, LAKEWOOD ESTATES GOLF COURSE SECTION, as recorded in Plat Book 20, Page 63 of the Public Records of Pinellas County, Florida, and a portion of the rights-of-way of Country Club Way South and Miranda Way South, more particularly described as follows:

From the most Westerly corner of Lot 1, Block 1, LAKEWOOD COUNTRY CLUB REPLAT, as recorded in Plat Book 115, Page 87, Public Records of Pinellas County, Florida as a Point of Reference; thence along the Northwest line of said Lot 1, Block 1, N.47°04'54"E., 258.59 feet to the POINT OF BEGINNING;

thence continue along the Northwest line of said Lot 1, Block 1 and its extension, N.47°04'54"E., 130.02 feet to a point being 50.00 feet Northerly of the centerline of Country Club Way South as per said plat of LAKEWOOD ESTATES GOLF COURSE SECTION;

thence along a line 50.00 feet Northerly of said centerline the following five (5) courses:

- 1.) 836.48 feet along the arc of a curve to the left, concave to the Southwest, having a radius of 3613.08 feet, central angle 13°15'53", chord bearing N.50°30'06"W., chord length 834.61 feet to a point of reverse curvature;
- 2.) thence 1655.62 feet along the arc of a curve to the right, concave to the Northeast, having a radius of 6426.36 feet, central angle 14°45'40", chord bearing N.49°45'13"W., chord length 1651.05 feet to a point of reverse curvature;
- 3.) thence 1057.34 feet along the arc of a curve to the left, concave to the Southwest, having a radius of 2096.70 feet, central angle 28°53'37", chord bearing N.56°49'12"W., chord length 1046.17 feet to a point of compound curvature;
- 4.) thence 439.18 feet along the arc of a curve to the left, concave to the South, having a radius of 530.00 feet, central angle 47°28'38", chord bearing S.84°59'41"W., chord length 426.72 feet to a point of compound curvature;
- 5.) thence 345.74 feet along the arc of a curve to the left, concave to the Southeast, having a radius of 1250.00 feet, central angle 15°50'52", chord bearing S.53°19'56"W., chord length 344.64 feet to a point of intersection with a radial line;

thence departing that line 50.00 feet Northerly of said centerline, S.44°35'30"E., 100.00 feet radially to a point of intersection with a curve, said curve being 50.00 feet Southerly of the centerline of said Country Club Way South;

thence along a line 50.00 feet Southerly of said centerline the following three (3) courses:

- 1.) 318.08 feet along the arc of a curve to the right, concave to the Southeast, having a radius of 1150.00 feet, central angle 15°50'52", chord bearing N.53°19'56"E., chord length 317.07 feet to a point of compound curvature;

(continued on sheet 2 of 4)

PREPARED FOR: ST. PETERSBURG COUNTRY CLUB		<h2 style="margin: 0;">LEGAL DESCRIPTION</h2>		BY JLS	DATE 7/19/16	DESCRIPTION ADDED AREA TO SKETCH	
		SECTION 1, TOWNSHIP 32 S. RANGE 16 E. / SECTIONS 35 & 36, TOWNSHIP 31 S., RANGE 16 E.					
CREW CHIEF DRAWN CHECKED FIELD BOOK SCALE	INITIALS WDK JAA 1" = 500'	DATE 08/25/15 08/25/15 7/19/16	DATE James A. Akker PSM LS 3972	<h2 style="margin: 0;">George F. Young, Inc.</h2> <p style="font-size: x-small; margin: 0;"> 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA </p>			JOB NO. 12015403SE
				SHEET NO. <b style="font-size: 2em;">1 OF <b style="font-size: 2em;">4			

FILE: I:\PROJECTS\SIIP\12015403SE\DWG\12015403SE00SK3 REV 1.DWG

LEGAL DESCRIPTION

(continued from page 1 of 4)

2.) thence 356.31 feet along the arc of a curve to the right, concave to the South, having a radius of 430.00 feet, central angle 47°28'38", chord bearing N.84°59'41"E., chord length 346.21 feet to a point of compound curvature;

3.) thence 80.81 feet along the arc of a curve to the right, concave to the Southwest, having a radius of 1996.70 feet, central angle 2°19'08", chord bearing S.70°06'26"E., chord length 80.81 feet to a point of intersection with a radial line;

thence departing that line 50.00 feet Southerly of said centerline, S.21°03'08"W., 30.00 feet radially to a point of intersection with a curve, said curve being 80.00 feet Southerly of the centerline of said Country Club Way South;

thence along said curve, 675.21 feet along the arc of a curve to the right, concave to the Southwest, having a radius of 1966.70 feet, central angle 19°40'15", chord bearing S.59°06'44"E., chord length 671.90 feet to a point of intersection with a non-tangent curve, said curve being 20.00 feet Southeasterly of the centerline of Miranda Way, as per the plat of LAKEWOOD ESTATES GOLF COURSE SECTION;

thence along said curve, 31.13 feet along the arc of a curve to the right, concave to the Southeast, having a radius of 520.00 feet, central angle 3°25'50", chord bearing N.56°19'21"E., chord length 31.13 feet to a point of intersection with a non-tangent curve, said curve being 50.00 feet Southerly of the centerline of said Country Club Way South;

thence along a line 50.00 feet Southerly of said centerline the following two (2) courses:

1.) 232.22 feet along the arc of a curve to the right, concave to the Southwest, having a radius of 1996.70 feet, central angle 6°39'49", chord bearing S.45°42'18"E., chord length 232.09 feet to a point of reverse curvature;

2.) thence 453.02 feet along the arc of a curve to the left, concave to the Northeast, having a radius of 6526.36 feet, central angle 3°58'38", chord bearing S.44°21'42"E., chord length 452.93 feet to a point of intersection with a radial line;

thence departing that line 50.00 feet Southerly of said centerline, S.43°38'59"W., 30.00 feet radially to a point of intersection with a curve, said curve being 80.00 feet Southerly of said centerline;

thence along a line 80.00 feet Southerly of said centerline the following two (2) courses:

1.) 1234.01 feet along the arc of a curve to the left, concave to the Northeast, having a radius of 6556.36 feet, central angle 10°47'02", chord bearing S.51°44'32"E., chord length 1232.19 feet to a point of reverse curvature;

(continued on sheet 3 of 4)

PREPARED FOR: ST. PETERSBURG COUNTRY CLUB		LEGAL DESCRIPTION			REVISED	BY JLS	DATE 7/19/16	DESCRIPTION ADDED AREA TO SKETCH
		SECTION 1, TOWNSHIP 32 S. RANGE 16 E. / SECTIONS 35 & 36, TOWNSHIP 31 S., RANGE 16 E.						
CREW CHIEF	INITIALS	DATE	<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="text-align: center;"> <p style="font-weight: bold; margin: 0;">SEE SHEET ONE OF FOUR FOR SIGNATURE, SEAL, DESCRIPTION, LEGEND AND NOTES</p> </div> <div style="text-align: center;">  <p style="font-weight: bold; margin: 0;">George F. Young, Inc.</p> <p style="font-size: x-small; margin: 0;">299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA</p> </div> <div style="text-align: right;"> <p style="font-size: x-small; margin: 0;">JOB NO. 12015403SE</p> <p style="font-size: x-small; margin: 0;">SHEET NO. 2 OF 4</p> </div> </div>					
DRAWN	WDK	08/25/15						
CHECKED	JAA	08/25/15						
FIELD BOOK								
SCALE		1" = 500'						

FILE: LA 000 167A 010A 12015403SE1 DWG 12015403SE00SK3 REV 1 DWG

LEGAL DESCRIPTION

(continued from sheet 2 of 4)

2.) thence 804.22 feet along the arc of a curve to the right, concave to the Southwest, having a radius of 3483.08 feet, central angle 13°13'45", chord bearing S.50°31'10"E., chord length 802.44 feet to the POINT OF BEGINNING.

Containing 507,141 square feet, or 11.642 acres, more or less.

St. Petersburg, Florida

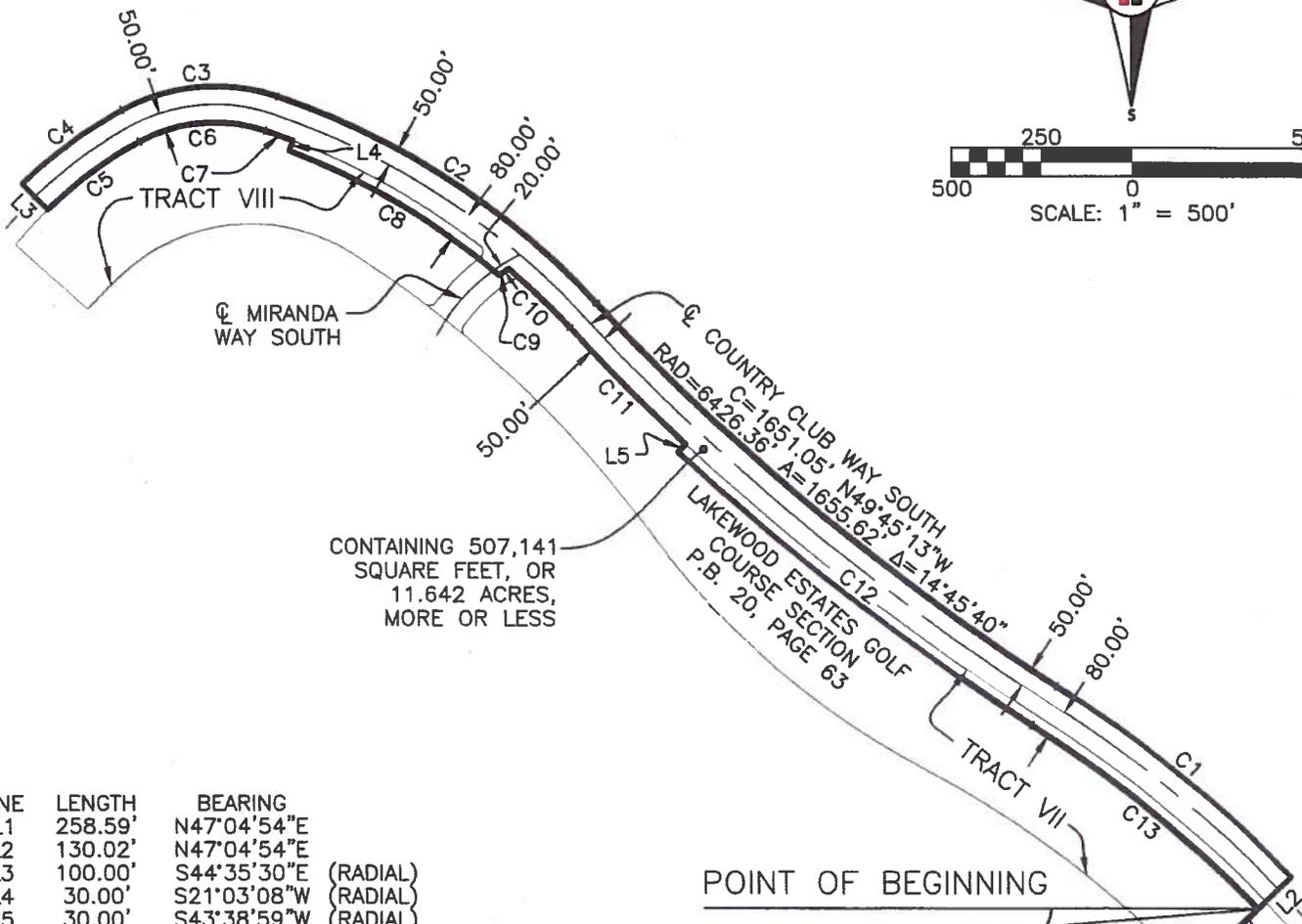
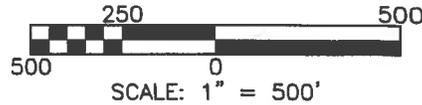
NOTES

1. George F. Young, Inc. and the undersigned make no representations or guarantees pertaining to easements, rights-of-way, setback lines, reservations, agreements and/or other matters pertaining to survey.
2. Basis of Bearings: Plat North as per LAKEWOOD ESTATES GOLF COURSE SECTION, as recorded in Plat Book 20, Page 63, Public Records of Pinellas County, Florida.
3. NOT A BOUNDARY SURVEY.
4. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
5. This sketch is made without the benefit of a title report or commitment for title insurance.
6. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
7. Certification is understood to be an expression of professional opinion by the surveyor and mapper based on the surveyor and mapper's knowledge and information, and it is not a guarantee or warranty, expressed or implied.
8. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

LEGEND

A	Arc length	LS	Licensed Surveyor
Ⓞ	Centerline	P.B.	Plat Book
C	Chord	PSM	Professional Surveyor and Mapper
Δ	Delta (central angle)	RAD.	Radius
LB	Licensed Business	R/W	Right-of-way

PREPARED FOR: ST. PETERSBURG COUNTRY CLUB		LEGAL DESCRIPTION		BY JLS	DATE 7/19/16	DESCRIPTION ADDED AREA TO SKETCH
SECTION 1, TOWNSHIP 32 S. RANGE 16 E. / SECTIONS 35 & 36, TOWNSHIP 31 S., RANGE 16 E.				REVISED		
CREW CHIEF	INITIALS	DATE	 <p style="margin: 0;">George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA</p>		JOB NO. 12015403SE	
DRAWN	WDK	08/25/15			<p style="margin: 0;">SEE SHEET ONE OF FOUR FOR SIGNATURE, SEAL, DESCRIPTION, LEGEND AND NOTES</p>	SHEET NO.
CHECKED	JAA	08/25/15				3 OF 4
FIELD BOOK						
SCALE	1" = 500'					



LINE	LENGTH	BEARING	
L1	258.59'	N47°04'54"E	
L2	130.02'	N47°04'54"E	
L3	100.00'	S44°35'30"E	(RADIAL)
L4	30.00'	S21°03'08"W	(RADIAL)
L5	30.00'	S43°38'59"W	(RADIAL)

CURVE	ARC	RADIUS	DELTA	TANGENT	CHORD	CHORD BEARING
C1	836.48'	3613.08'	13°15'53"	420.12'	834.61'	N50°30'06"W
C2	1057.34'	2096.70'	28°53'37"	540.17'	1046.17'	N56°49'12"W
C3	439.18'	530.00'	47°28'38"	233.08'	426.72'	S84°59'41"W
C4	345.74'	1250.00'	15°50'52"	173.98'	344.64'	S53°19'56"W
C5	318.08'	1150.00'	15°50'52"	160.06'	317.07'	N53°19'56"E
C6	356.31'	430.00'	47°28'38"	189.10'	346.21'	N84°59'41"E
C7	80.81'	1996.70'	2°19'08"	40.41'	80.81'	S70°06'26"E
C8	675.21'	1966.70'	19°40'15"	340.96'	671.90'	S59°06'44"E
C9	31.13'	520.00'	3°25'50"	15.57'	31.13'	N56°19'21"E
C10	232.22'	1996.70'	6°39'49"	116.24'	232.09'	S45°42'18"E
C11	453.02'	6526.36'	3°58'38"	226.60'	452.93'	S44°21'42"E
C12	1234.01'	6556.36'	10°47'02"	618.83'	1232.19'	S51°44'32"E
C13	804.22'	3483.08'	13°13'45"	403.91'	802.44'	S50°31'10"E

POINT OF REFERENCE
 MOST WESTERLY
 CORNER OF LOT 1,
 BLOCK 1, LAKEWOOD
 COUNTRY CLUB REPLAT

NW LINE OF LOT 1,
 BLOCK 1, LAKEWOOD
 COUNTRY CLUB REPLAT

LOT 1, BLOCK 1
 LAKEWOOD COUNTRY
 CLUB REPLAT
 P.B. 115, PAGE 87

PREPARED FOR: ST. PETERSBURG COUNTRY CLUB	LEGAL DESCRIPTION SECTION 1, TOWNSHIP 32 S. RANGE 16 E. / SECTIONS 35 & 36, TOWNSHIP 31 S., RANGE 16 E.	BY JLS	DATE 7/19/16	DESCRIPTION ADDED AREA TO SKETCH
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	INITIALS	DATE
CREW CHIEF		
DRAWN	WDK	08/25/15
CHECKED	JAA	08/25/15
FIELD BOOK		
SCALE	1" = 500'	

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



George F. Young, Inc.

299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126
 PHONE (727) 822-4317 FAX (727) 822-2919
 LICENSED BUSINESS LB021
 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES
 GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA

JOB NO.
12015403SE

SHEET NO.
4 OF 4

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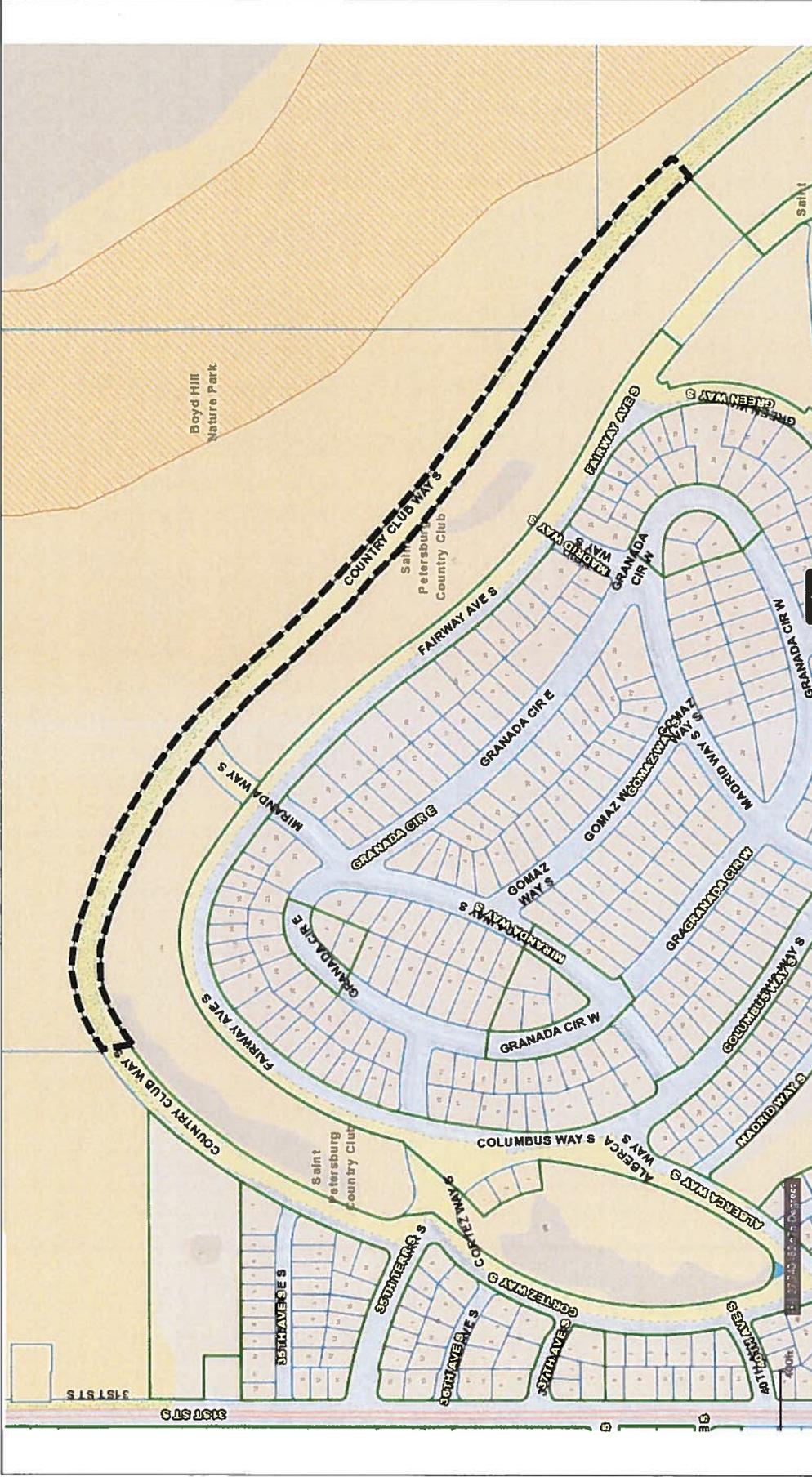


Attachment "B" – Aerial
 City of St. Petersburg, Florida
 Development Review Services

Case No.: 16-3300009

Address: Unimproved right-of-way Adjacent to Parcel 35-31-16-
 49356-000-0010 portion of
 Country Club Way South and Miranda Way South

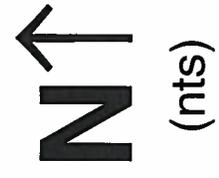




Attachment "A" – Parcel
 City of St. Petersburg, Florida
 Development Review Services
 Case No.: 16-33000009



Address: Unimproved right-of-way Adjacent to Parcel 35-31-16-49356-000-0010 portion of Country Club Way South and Miranda Way South





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

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

**VACATION OF RIGHT-OF-WAY
PUBLIC HEARING
REVISED STAFF REPORT**

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

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on **August 3, 2026**, at **2:00 P.M.** in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida. *2016*

CASE NO.: 16-33000009 PLAT SHEET: H-19/21 & I-17/19

REQUEST: Approval of a vacation of a portion of the unimproved rights-of-way of Country Club Way South and Miranda Way South adjacent to Boyd Hill Nature Park and St. Petersburg Country Club.

OWNER: St. Petersburg Country Club
2000 Country Club Way South
Saint Petersburg, Florida 33712-4109

AGENT: R. Donald Mastry, Esq.
200 Central Avenue #1600
Saint Petersburg, Florida 33712-33701

ADDRESS: 0 Country Club Way South

PARCEL ID NO.: Adjacent to a portion of 35-31-16-49356-000-0010 and

LEGAL DESCRIPTION: On File

ZONING: Neighborhood Suburban Estate (NSE)

DISCUSSION AND RECOMMENDATION:

Request. The request is to vacate right-of-way adjacent to Boyd Hill Nature Preserve and the St. Petersburg Country Club golf course. This consists of an unimproved portion of Country Club Way South and a very small unimproved segment of Miranda Way South. The subject right-of-way was platted in the Lakewood Estates Golf Course Section in 1934, and if vacated would become the property of St. Petersburg Country Club.

St. Petersburg Country Club has entered into an agreement to sell property to the City of St. Petersburg. A condition of the Agreement for Sale and Purchase of land between St. Petersburg Country Club (seller) and the City of St. Petersburg is that the sellers initiate this application to vacate this portion of unimproved right-of-way within the property to be sold.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" Parcel Map and "B" Aerial) and Exhibit "A" – Sketch and Legal Description. The applicant's goal is to secure the vacation of the right-of-way conditioned in the agreement mentioned above.

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

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

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

A. Land Development Regulations

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

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

The City's Engineering Department has indicated that they do have facilities in the right-of-way to be vacated, including storm sewer, reclaimed water, sanitary sewer and potable water. Private utilities indicated that they have no facilities in this portion of right-of-way. An associated special condition of approval has been suggested at the end of this report to protect City utilities.

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

The abutting land in the subdivision in which the right-of-way was platted is to the south of the proposed vacation and consists of two large tracts on which the golf course has been developed. There is an existing improved right-of-way all along the southern side of these two

tracts (Tract VII and Tract VIII). The proposed vacation will not deny access to any lot of record.

The land owned by the City to the north of the right-of-way proposed for vacation is unplatted land and will be accessed through abutting City owned tracts to the north and east which have street frontage.

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

The right-of-way proposed for vacation is unimproved and have no connection to improved right-of-way. The proposed vacation will not create dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or neighborhoods. The City's Transportation and Parking Management Division recommended approval of this vacation.

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

There is no present or future need for the right-of-way for public vehicular or pedestrian access. There are existing City utilities including storm sewer, reclaimed water, sanitary sewer and potable water in the portion of Country Club Way South proposed for vacation. An associated special condition of approval has been added to address the utilities.

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

No other factors have been raised for consideration.

B. Comprehensive Plan

There are policies in the City's Comprehensive Plan which apply to this request as the City's intent in attaining the land is to dedicate this as parkland.

8. 2 GOALS OBJECTIVES AND POLICIES

GOAL-RECREATION/OPEN SPACE (R):

The City shall retain, preserve, restore and develop the City's open space and parkland resources to provide a variety of quality leisure opportunities to residents and visitors, while providing maximum long term protection to natural resources such as vegetation, air and water quality, wildlife and aesthetic values.

C. Adopted Neighborhood or Special Area Plans

The subject right-of-way is within the boundaries of the Lakewood Estates Neighborhood Association. There are no neighborhood or special area plans which affect vacation of right-of-way in this area of the City.

Comments from Agencies and the Public: The application was routed to City Departments and private utility providers. City Departments indicated that they have utilities in the right-of-way to be vacated. Staff received two calls in regards to the requested vacation. Brian Hamilton of 2211 Green Way South indicated that he was in support of the vacation request. Judy Landon of the Council of Neighborhood Associations, Land Use and Preservation Committee also indicated their support.

RECOMMENDATION. Staff recommends **APPROVAL** of the proposed right-of-way vacation. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

1. A public utility easement over the entire portion of the vacated right-of-way shall be granted to the City.

REPORT PREPARED BY:


KATHRYN YOUNKIN, AICP, LEED AP BD+C, Deputy Zoning Official 8-2-14
Development Review Services Division DATE
Planning & Economic Development Department

REPORT APPROVED BY:


ELIZABETH ABERNETHY, AICP, Zoning Official (POD) 8-2-16
Planning and Economic Development DATE
Development Review Services Division

Attachments: A – Parcel Map, B – Aerial Map, C – Engineering memorandum dated July 11, 2016, Exhibit “A” – Sketch and Legal Description

MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING DEPARTMENT

TO: Pamela Jones, Development Services
FROM: Nancy Davis, Engineering Plan Review Supervisor
DATE: July 11, 2016
SUBJECT: Right-of-Way Vacation
FILE: 16-33000009

LOCATION 0 Country Club Way South
PIN: 35/31/16/49356/000/0010
ATLAS: H-17, 19, 21 I-17, 19
PROJECT: Right of Way Vacation

REQUEST: Approval of a vacation of a portion of the unimproved rights-of-way of country Club Way South and Miranda Way south adjacent to Boyd Hill Nature Park.

COMMENTS: The Engineering and Capital Improvements Department provide the following comments regarding the vacation request:

1. Though no survey is included, City utility maps indicate various City utilities including storm sewer, reclaimed water, sanitary sewer, and potable water which exist within the right of way to be vacated. Public Utility Easement should be retained over the vacated right of way.
2. Though the right of way to be vacated remains unimproved, vacating a portion of the right of way may create dead end right of way if the vacation is not terminated at the intersection with other right of way.

NED/MJR/jw

pc: Kelly Donnelly
Right of Way Vacation File 2016
Reading File
Correspondence File

MEMORANDUM

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

FROM: Mark Winn, Assistant City Attorney

DATE: August 4, 2016

SUBJECT: Ordinance limiting the height of pole structures in City right of way

Attached please find an ordinance that adds a new section to the City Code that limits the height of pole structures in City right of way.

With recent changes in wireless and cellular technology, federal laws and federal licensing regulations, staff has found that in a number of states including Florida, private entities are seeking permits to construct wireless communication facilities within the rights-of-way, including both antennas on existing structures such as light poles and traffic control structures, as well as new monopole towers. Staff has determined that construction of such antennas, poles and towers in City right of way above certain heights may not be consistent with the surrounding development pattern, and may be considered to be injurious to our public health, safety and welfare, and thus a specific restriction in Chapter 25 on the overall height of such structures in the right-of-way is deemed to be appropriate and prudent to prevent construction of excessively high towers.

Earlier this year, staff received an application to construct 120-foot high towers in the right-of-way at multiple locations, and staff determined that such wireless communication facilities and structures are subject to the Chapter 16 zoning regulations which place standards for height, location, setbacks, buffering and design which precluded placement of such structures in the right-of-way. In order to provide further assurance that excessively high structures cannot be constructed in the right-of-way, staff is proposing the change to Chapter 25, Streets, Sidewalks and Miscellaneous Public Places.

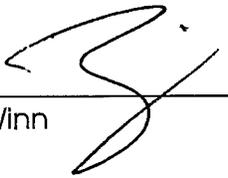
Under our current zoning regulations, we regulate height on private property in all areas of the City for aesthetic and safety purposes and to limit the impacts on abutting uses. It seems reasonable and prudent to regulate the height in the right of way for the same reasons. Staff considered a variable height limit, based on factors such as the abutting zoning district or the roadway classification, and determined that a uniform height limit with a provision for a variance in unique situations is the recommended regulatory approach. An exception is included in the ordinance for entities with a franchise agreement with the City. Such agreements are approved by ordinance. Our electric franchise agreement with Florida Power/Duke Energy is an example of such an

agreement. The proposed ordinance will not apply to State roads which are under the jurisdiction of the Florida Department of Transportation.

Existing light poles and power poles typically range in height from 35 to 45 feet, and therefore staff is recommending that the height limit be established at 45-feet. This is consistent with other Florida jurisdictions which regulate height in the right-of-way such as the City of Miami. The City of Orlando has a limit of 35-feet. The proposed ordinance also includes a provision to limit the height of antennas attached to existing structures.

Recommendation: Conduct first reading of the ordinance and schedule a public hearing.

Please contact me if you have any questions.



Mark A. Winn

/maw

c:

AN ORDINANCE AMENDING THE CITY CODE TO ADD A NEW SECTION 25-4; PROVIDING FOR THE LIMITATION OF THE HEIGHT OF POLE STRUCTURES IN CITY RIGHT OF WAY; ALLOWING ANTENNAES ON POLE STRUCTURES; PROVIDING AN EXCEPTION FOR ENTITIES WITH AN APPROVED FRANCHISE AGREEMENT WITH THE CITY; PROHIBITING TOWER STRUCTURES WITHOUT A VARIANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the height and size of structures are routinely regulated on private property in the zoning districts of the City to mitigate the impacts of such structures on abutting and neighboring uses; and

WHEREAS, structures in the right of way can have the same negative impacts on abutting and neighboring uses

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The St. Petersburg City Code is hereby amended by adding a new Section 25-4 to read as follows:

Section 25-4 Height of pole structures in the right of way.

(a) The height of any type of pole structure located in any city right of way is limited to a maximum of forty five feet. Tower structures or multilegged structures that support any type of antennae are prohibited without a variance.

(b) The width or diameter of any pole structure in the right of way, and the base therefor, is limited to the minimum width or diameter necessary to safely support the height of the pole and the lines and equipment mounted on it.

(c) Any equipment located on a pole shall not be located lower than 15 feet from the ground as measured vertically from the base of the pole. The use of guy or support wires in the right of way is prohibited. Any antennae attached to a pole shall not exceed five feet above the height of the pole.

(d) Variances to the limitations of this section may be requested from the Development Review Commission by following the procedures and requirements

for a variance in Chapter 16. Decisions to approve or deny a variance to this section may be appealed to City Council.

(e) This section shall not apply to pole structures which are constructed pursuant the authority of a franchise agreement with the City, if such agreement has been approved by ordinance, so long as the pole structures are the minimum height necessary for the performance of the franchise.

SECTION 2. The provisions of this Ordinance shall be deemed severable. The unconstitutionality or invalidity of any word, sentence or portion of this ordinance shall not affect the validity of the remaining portions.

SECTION 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 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)

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING CHAPTER THREE OF THE MUNICIPAL CODE OF ORDINANCES; CREATING THE EDGE DISTRICT SPECIALTY CENTER; CREATING THE PROCESS FOR DESIGNATING EDGE DISTRICT SPECIAL EVENTS DURING WHICH CERTAIN EXEMPTIONS TO ALCOHOLIC BEVERAGE REGULATION MAY BE GRANTED; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. Section 3-7 of the St. Petersburg City Code is hereby amended as follows:

Sec. 3-7. - Unlawful consumption on the premises where alcoholic beverages are sold and within 500 feet thereof; possession or consumption in the public right-of-way.

- (a) *Permitting consumption on the premises.* It is unlawful for any vendor to permit alcoholic beverages to be consumed on the premises where the alcoholic beverages are sold or on any other premises under the control, whether directly or indirectly, of the licensee, except within the licensed premises.
- (b) *Consumption on the premises.* It is unlawful for any person to consume, or to possess in an open container, any alcoholic beverages on the premises where alcoholic beverages are sold or on any other premises under the control, either directly or indirectly, of the licensee, except within the licensed premises.
- (c) *Consumption within 500 feet of premises.*
 - (1) *Finding.* It is found and determined that consumption of alcoholic beverages outside of the licensed premises of an establishment dealing in alcoholic beverages but within 500 feet thereof, except within enclosed buildings or on premises occupied solely by residential structures, is detrimental to the public health and welfare because such consumption results in crime and unsightly and unsanitary conditions due to accumulation of debris and due to persons urinating in public or exposing themselves. Each of the foregoing findings is in and of itself sufficient reason to support this subsection, but the foregoing shall not be construed as the sole reasons in support of this subsection.
 - (2) *Prohibition.* It is unlawful for anyone to consume, or to possess in an open container, any alcoholic beverage outside of the licensed premises of an establishment dealing in alcoholic beverages, but within 500 feet thereof,

except within enclosed buildings or on premises occupied solely by residential structures. Such distance shall be measured by following a straight line from the portion of the licensed premises of the establishment dealing in alcoholic beverages nearest to the location of the violation of this subsection.

- (3) *Signage.* Each establishment dealing in alcoholic beverages shall, at all times when such establishment is open to the public have located in the interior portion of the building licensed for sale of such beverages a sign which can be readily seen and read by customers which is at least one foot by two feet containing substantially the following information:

It is unlawful to consume alcoholic beverages outdoors within 500 feet of this establishment—City ordinance.

It is unlawful for the owner of any establishment dealing in alcoholic beverages to fail to comply with this subsection and for any person to sell, dispense or serve alcoholic beverages in any establishment which is not in compliance with this subsection.

- (4) This subsection shall not apply to consumption of alcoholic beverages in any area which has received a permit from the POD for exemption pursuant to subsection (f) of this section, during any EDGE District Special Event pursuant to subsection (g) of this section, or to any event held in a City park which is allowed to have alcohol pursuant to chapter 21 and which has received a permit therefor from the POD, on the days and during the times the exemption is in effect or the event is allowed.
- (d) *Consumption or possession in the public right-of-way; prohibited activities.* It is unlawful for any person to consume, or to possess in an open container, any alcoholic beverage on any public right-of-way, including streets, sidewalks and alleys.
- (e) *Exemption.* It shall not be a violation of subsection (c) or (d) of this section or for a person to engage in the activity prohibited by the applicable subsection if any of the following apply:
- (1) The activity is permitted pursuant to an exemption granted pursuant to subsection (f) of this section.
 - (2) The activity is in an area designated for an event which has been designated as a City sponsored event by the Mayor or a co-sponsored event by the City Council and the sale of alcoholic beverages is permitted as part of that event. This exception shall only apply on the days and during the times the event is allowed.
 - (3) The activity is in an area designated for a sidewalk cafe pursuant to chapter 16. This exception shall only apply on the days and during the times for which the operation of the sidewalk cafe is allowed pursuant to the sidewalk cafe permit.

- (4) The activity is in an area designated for an event for which a street closure permit has been issued by the City Police Department. This exception shall only apply on the days and during the times the street is closed pursuant to the permit; provided, that all conditions and requirements of the permit are complied with and the permit specifically allows the consumption of alcohol in the right-of-way. Where the street closure permit permits the consumption of alcohol in the right-of-way, the granting of the permit may be conditioned upon requirements including the provision of adequate security, placement of barriers, limited hours of operation and other conditions and requirements to insure that adverse impacts to surrounding areas are minimized and to provide for the health safety and welfare of those individuals inside the right-of-way closure area. The permit shall be posted in the same manner that is required under subsection (c)(3) of this section. This section shall not be construed to limit the imposition of conditions and restrictions on street closure permits that do not permit the consumption of alcohol. If a permit is issued, it shall be a violation of the Code for an individual within the street right-of-way closure area to violate any of the requirements or conditions of the permit. A law enforcement officer who views a person violating a requirement or condition of the permit shall first warn the individual that the individual is violating a permit requirement or condition and therefore is violating a City ordinance. The officer shall order the person to immediately cease and desist from continuing the violation. If the individual so warned continues the violation or repeats the violation within the time frame for which the permit has been issued, the individual may be cited or arrested for a violation of the code.
 - (5) The activity consists of carrying a closed but unsealed container containing an alcoholic beverage inside another container having a mechanical closure; provided that the outer container is kept closed and the alcoholic beverage is not consumed in the public right-of-way.
 - (6) The activity consists of being a passenger on a pedal bus authorized pursuant to Chapter 28. Notwithstanding the foregoing, any passenger not physically on the pedal bus is subject to the open container prohibitions contained in subsections (c) or (d) of this section.
 - (7) The activity is an EDGE District Special Event, duly authorized by the City Council pursuant to subsection (g) of this section.
- (f) *Permits for exemption.* The procedure for obtaining a permit for exemption from subsection (c) or (d) of this section shall be as follows:
- (1) *Application.* A person seeking issuance of a permit shall file an application at least 30 days in advance of the day for which a permit is requested. Such time frame may be shortened by the POD if its imposition would cause undue hardship, the applicant has good reason for being unable to comply, and the

POD determines there is sufficient time to adequately review the application. The application shall include the following information:

- a. The name, address and age of the applicant and, if a corporation or partnership, the name and address of the responsible corporate officer or partner of the applicant.
- b. The name and physical address of the resident agent for the service of process in this State of the applicant, if a corporation, or the name and physical address of any one or more partners, or an employee of the partnership designated pursuant to F.S. § 48.061, to accept service of process, if a partnership.
- c. The name and address of the person sponsoring the activity, if any.
- d. The days and hours for which the permit is desired.
- e. The location for which the permit is desired, including a map adequately defining the area.
- f. Any other information reasonably necessary to determine whether a permit should be issued under this subsection.
- g. If the proposed location includes the public right-of-way, the applicant shall submit written approval from the owner of any real property abutting the portion of the right-of-way for which an exemption is requested.

(2) *Standards for issuance.* Standards for issuance of a permit shall include the following findings:

- a. That the proposed consumption of alcoholic beverages will not unreasonably interfere with or detract from the general public's enjoyment of public streets and facilities.
- b. That the proposed consumption of alcoholic beverages will not unreasonably interfere with or detract from the promotion of public health, welfare and safety.
- c. That the proposed consumption of alcoholic beverages will not have a reasonable likelihood of resulting in violence, crime or disorderly conduct.
- d. That the proposed consumption of alcoholic beverages will not entail extraordinary or burdensome expense or police operation by the City.
- e. That the proposed consumption of alcoholic beverages will not result in unsightly or unsanitary conditions.
- f. That the applicant is 21 years of age or older, if an individual.
- g. That the applicant has proved financial responsibility and will hold the City harmless from any liability resulting from the event.
- h. That neither the applicant, nor any partner or corporate officer or employee thereof has been convicted of a felony, within five years of the date of the

event or misdemeanor or City ordinance violation within three years of the date.

- i. That the applicant has all necessary federal, State and local permits for the sale, service or consumption of alcoholic beverages to be lawful at the location for which a permit is requested.
- j. That the applicant has sufficient personnel who will be available to adequately supervise the activity and keep any public streets or facilities clean and free of debris and litter which may result from the event.
- k. That, except for right-of-way, all property for which the exemption is sought is owned by the applicant or the City. All owners of property for which a permit is sought must join in the application. If any property is owned by the City or held by the City in any capacity, including but not limited to public right-of-way, easement or park, the City has an absolute right to deny permission for a permit, with or without reason.
- l. Exemptions for the right-of-way may be conditioned upon requirements including the provision of adequate security, placement of barriers, limited hours of operation and other conditions and requirements to ensure that adverse impacts to surrounding areas are minimized and to provide for the health safety and welfare of those individuals inside the right-of-way closure area.
- m. If a permit is issued it shall be a violation of the Code for an individual within the street right-of-way closure area to violate any of the requirements or conditions of the permit. A law enforcement officer who views a person violating a requirement or condition of the permit shall first warn the individual that the individual is in violation of a permit requirement or condition and therefore is violating a City ordinance. The officer shall order the person to immediately cease and desist from continuing the violation. If the individual so warned continues the violation or repeats the violation within the time frame for which the permit has been issued, the individual shall be cited or arrested for a violation of the Code.

(3) *Issuance, denial, appeal.*

- a. Within five days of receipt of an application for a permit under this section, the applicant shall provide the supplemental written notice as and to the extent required by chapter 16.
- b. Any aggrieved person may file an appeal of the denial or issuance of a permit under this section to the POD by following the procedures for appeal set forth in chapter 16.
- c. Upon the filing of a timely notice of appeal, the POD shall afford the appellant and other affected persons an opportunity to present relevant

evidence, testimony and argument at a hearing to be held by the POD. The POD holding the hearing shall promptly render a written decision. The POD's decision may be appealed to City Council by following the procedures set forth in chapter 16.

- d. Upon the filing of a timely notice of appeal the City Council shall decide within 30 days from the receipt of the appeal by the City Clerk, whether or not to grant the permit after following the procedures set forth in Chapter 16. The decision of the City Council shall be final. The City Council shall follow the same guidelines that apply to the POD and may impose reasonable conditions on an order granting the permit, such conditions to be of the same type as would be within the power of the POD to impose. The City Council may receive new evidence and shall not be bound by the technical rules of evidence.
- (4) *Compliance with City ordinances and State laws.* A permittee shall comply with all City ordinances and State laws fully as though the same were included in such permits.
- (5) *Liability insurance.* An applicant for a permit shall be required to submit evidence of liability insurance covering injuries to members of the general public, naming the City as an additional insured, and shall indemnify and hold harmless the City and its officers and employees for liability arising out of such permitted activities in such amounts as may be from time to time determined by the POD.
- (6) *Posting copies of permit.* The applicant shall post, at such conspicuous places as the permit may designate and within the area covered by the permit during the times covered by the permit, copies of the permit which shall include a map adequately describing the area permitted and all requirements and conditions of the permit. Such copies shall at all times during which the permit is in effect be available for inspection by all representatives of the City and the State.
- (7) *Fee.* The POD shall charge each applicant a fee which shall be based upon the cost of processing the application and making required notifications. The fee shall be nonrefundable and must be paid prior to the City acting on the application.
- (8) *Additional charge.* The POD may impose as a condition of the permit a charge for additional police or other public services necessarily required by the activity requested by the application.
- (9) *Term; renewal.* No permit shall be issued for a period of longer than six months. Permits may be renewed for successive periods of time, not to exceed six months, and applications for renewal shall be treated as new applications. Permits for activities in the right-of-way shall not exceed the length of the

event or 30 days, whichever is shorter. Exemptions may be intermittent in that they may be granted for specified hours or on specified nonconsecutive days.

- (10) *Revocation.* The City Council shall, after notice to the permit holder and a hearing at which all interested parties shall be heard and may submit evidence, have the authority to revoke a permit upon a finding of good cause. The term "good cause" shall mean violation by the applicant or any person within the area permitted of any standards for issuance of a permit, or of any condition of a permit, or any City ordinance or State law relating to alcoholic beverages, or the violation by any person of any City ordinance or State law relating to alcoholic beverages in an establishment licensed for the sale of alcoholic beverages owned by the applicant or operated under a license issued to the applicant.
- (11) *Suspension.* The POD may, based upon a showing of prima facie evidence of good cause for permit revocations, suspend the permit for a maximum period of 30 days. The POD shall forthwith request the City Council to revoke the permit. The City Council shall hold a hearing within 30 days of the date of suspension and either revoke the permit or find that grounds for revocation do not exist, in which case the suspension shall immediately be lifted and the permit reinstated.

(g) *EDGE District Specialty Center.*

(1) *Findings.*

- a. The EDGE District is a mixed-use neighborhood located within the City's Central Business District, encompassing development in excess of 50,000 square feet of leasable area, and which includes restaurants, entertainment facilities, and specialty shops.
- b. The EDGE District is located adjacent to Booker Creek, a navigable water body that traverses the EDGE District in generally a north/south orientation between 13th Street and 16th Street.

(2) *Definitions.*

- a. *Applicable Boundary* shall mean the area described and depicted in subsection (g)(3) of this section. The *applicable boundary* may be further limited in its geographical extent by the EDGE Business District Association on a case-specific basis.
- b. *Approved Security Plan* shall mean a plan developed by the EDGE Business District Association, tailored specifically to each EDGE District Special Event. An application shall be made to the POD which shall include the following information: a description of the type of event, including activities to occur, the dates and times for which security personnel is needed, whether off-duty officers of the St. Petersburg Police

Department are requested, how many off-duty officers and/or civilian security personnel are required, location of security personnel, type and location of signage providing notice to a person of ordinary intelligence as to the Applicable Boundary, type and location of physical barriers, type and location of any additional sanitation containers required, and any other requirements deemed necessary by the City. An *approved security plan* shall be approved by the Chief of Police, or authorized designee, prior to approval of a Resolution by the City Council pursuant to subsection (g)(4) of this section. The security plan must be designed to minimize adverse impacts to the surrounding areas and to provide for the health, safety, and welfare of persons in the EDGE District Specialty Center.

- c. *Approved Vessel* shall only mean a plastic cup no larger than sixteen (16) ounces, and which is approved by the EDGE Business District Association. An *approved vessel* shall not include bottles, aluminum or other types of cans, glass containers, or any other type of cup or container capable of holding liquids.
- d. *EDGE Business District Association* shall mean the entity who is the sole manager of the EDGE District Specialty Center. The *EDGE Business District Association* shall be the sole entity responsible for requesting an EDGE District Special Event and shall be the sole entity responsible for the creation and procurement of an Approved Security Plan. The *EDGE Business District Association* shall manage the creation and distribution of Approved Vessels, including authorized vendors, and the means of identifying that persons possessing or consuming alcoholic beverages are of legal age.
- e. *EDGE District Special Event* shall mean a City Council-approved event within the EDGE District Specialty Center, with a defined start date and time and defined end date and time and an Approved Security Plan, during which a person may be exempt from subsections (c) and (d) of this section. There shall be no more that nine (9) *EDGE District Special Events* in a calendar year. For the purposes of this definition, an *EDGE District Special Event* shall be deemed to be one (1) event if the exemption is requested for consecutive days, but not to exceed three (3) consecutive days, and if the description of the type of event as required in subsection (g)(5)b. of this section is the same for each day of the event.
- f. *EDGE District Specialty Center* shall mean the area within the Applicable Boundary wherein persons may be exempt from subsections (c) and (d) of this section during an EDGE District Special Event.

(3) *Creation of EDGE District Specialty Center.* Pursuant to Section 561.20(b) of the Florida Statutes, the City of St. Petersburg does hereby create and establish

a specialty center for the EDGE District, the applicable boundaries of which are set forth as follows, and depicted in Figure 1 (below):

The north boundary shall be the south curbline of the right-of-way of First Avenue North; the south boundary shall be the north curbline of the right-of-way of First Avenue South; the east boundary shall be the west curbline of the right-of-way of Dr. Martin Luther King, Jr. Street; and the west boundary shall be the east curbline of the right-of-way of 16th Street.

The curbline does not include any portion of the right-of-way delineated as roadbed intended for vehicular traffic, except that for the purposes of this description, curblines shall be considered to extend across any street or avenue that intersects a boundary. It is the further intent of this subsection (g) to prohibit the pedestrian crossing of First Avenues North and South while in possession of alcoholic beverages.

City Council may not expand this boundary without amending this City Code section.

(4) *Exemption.* During an EDGE District Special Event, and pursuant to the provisions and limitations of subsection (g) of this section, a person may legally possess and consume alcoholic beverages in the public right-of-way in an Approved Vessel within the Applicable Boundary of the EDGE District Specialty Center. This subsection (g) shall be deemed to be a limited exemption to subsections (c) and (d) of this section when in effect during an EDGE District Special Event.

(5) *Procedure.* The procedure for obtaining an exemption from subsection (c) or (d) of this section for an EDGE District Special Event shall be as follows:

a. A Resolution of the City Council must be approved at least sixty (60) days prior to the start date of an EDGE District Special Event.

b. The Resolution must include the following information for each EDGE District Special Event: start date and time, end date and time, a description of the type of event, Applicable Boundary (within the geographic extent defined in subsection (g)(3) of this section), and reference to an attached Approved Security Plan.

c. The Resolution may include a request for approval of multiple EDGE District Special Events within a calendar year.

(6) *Limitations.* EDGE District Special Events are subject to the following limitations:

a. A maximum of nine (9) EDGE District Special Events shall be allowed in a calendar year.

b. Vending of alcoholic beverages may only occur within the licensed premises of an establishment, including those portions of the right-of-way for which a valid sidewalk café permit has been issued, pursuant to Chapter 16.

- c. The provisions of this subsection (g) shall not be deemed to waive any additional permit requirements for an EDGE District Special Event to be staged, including but not limited to an outdoor public assembly permit pursuant to Chapter 25.
- d. Alcoholic beverages purchased outside of the EDGE District Specialty Center are not exempt under subsection (g) of this section, and any possession or consumption of such alcoholic beverages within the EDGE District Specialty Center shall be unlawful and subject to punishment under the applicable state and local laws.
- e. All other state and local laws applicable to the possession and consumption of alcoholic beverages shall be deemed to be in full force and effect.

Section 2. Coding: As used in this ordinance, language appearing in struck-through type is language to be deleted from the City Code, and underlined language is language to be added to the City Code, in the section, subsection, or other location where indicated. Language in the City Code not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise. Sections of this ordinance that amend the City Code to add new sections or subsections are generally not underlined.

Section 3. The provisions of this ordinance shall be deemed to be severable. If any provision of this ordinance is determined unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provisions of this ordinance.

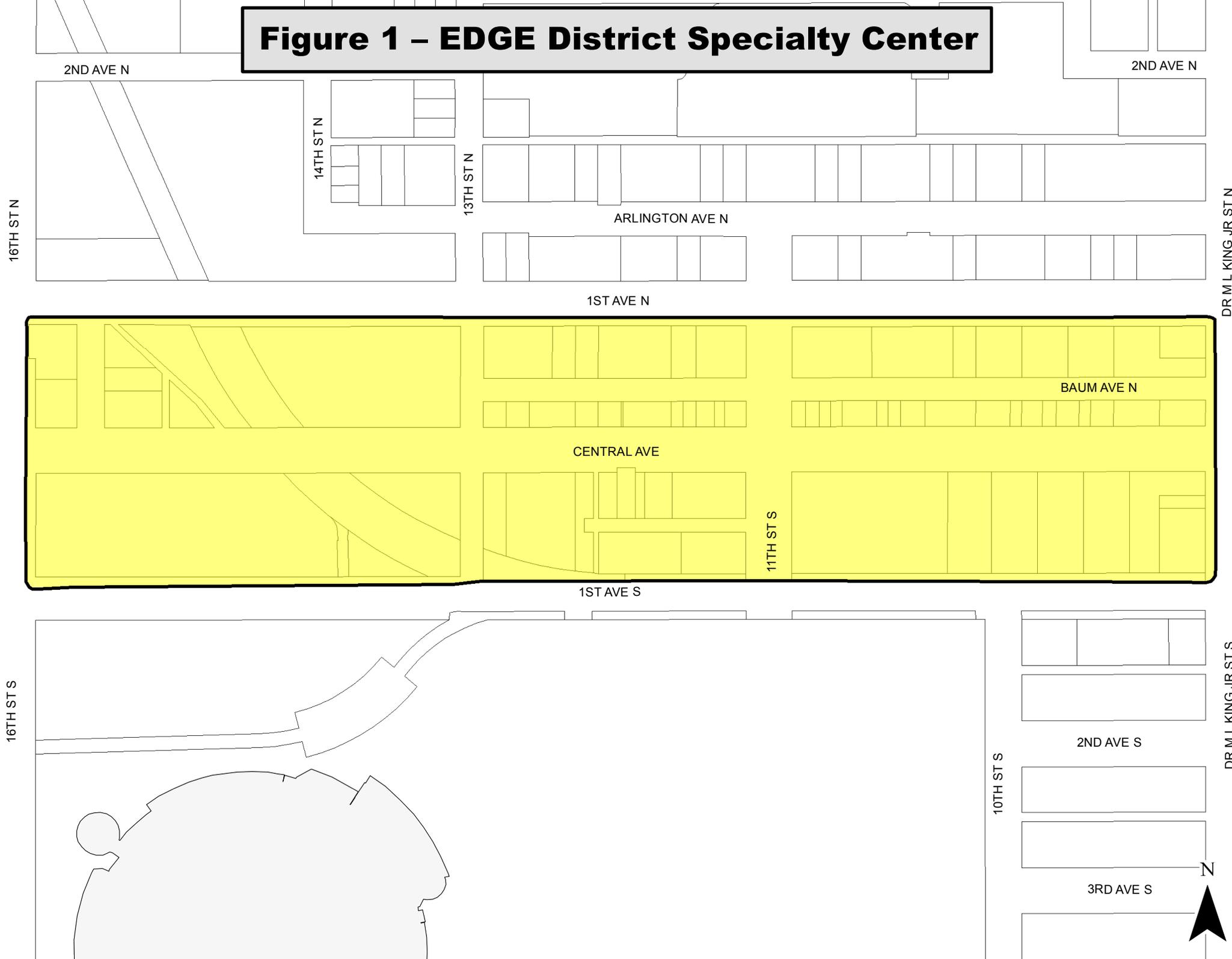
Section 4. Effective Date. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will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

DRAFT

Figure 1 - EDGE District Specialty Center





Grand Central District Association, Inc.
2529 Central Ave | St. Petersburg, FL | 33713
www.grandcentraldistrict.org
727-828-7006

April 12, 2016

To St. Petersburg City Council Members,

On behalf of the Grand Central District Association, I would like to voice support for the drafted ordinance that would turn The EDGE District into a "Specialty Center Zone". In addition to being a fellow Florida Main Street district, The EDGE District is a strong community partner of ours and we support its continued revitalization.

Having the "Specialty Center Zone" designation would allow The EDGE Business District Association to host unique events that would attract St. Petersburg residents and visitors to the Central Avenue Corridor, which would also be beneficial to the Grand Central District.

We strongly support this proposed measure and hope that you will vote in its favor.

Thank you for your consideration,

Jeff Danner
President
Grand Central District Association



501c 3 Non-Profit
833A 22nd St. South
St. Petersburg, FL 33712

Phone: (727)4Deuces
(727)433-8237

Board President

Chuck Egarter

Vice President

Gloria Campbell

Secretary

LaDonna Butler

Treasurer

Dr. Amy Sauers

Program Manager

Veatrice Farrell

August 12, 2016

St. Petersburg City Council
c/o St. Petersburg City Hall
175 North Fifth Street
St. Petersburg, Florida 337012

Dear Councilpersons:

On behalf of the Deuces Live Main Street, I would like to voice support for the drafted ordinance that would turn The EDGE District into a "Specialty Center Zone". In addition to being a fellow Florida Main Street district, The EDGE District is a strong community partner of ours and we support its continued revitalization.

Having the "Specialty Center Zone" designation would allow The EDGE Business District Association to host unique events that would attract St. Petersburg residents and visitors to the Edge District and perhaps create overflow to the Deuces Live Main Street.

We support this proposed measure and hope that you will vote in its favor.

Thank you for your consideration,

Program Manager
Deuces Live Main Street



Subject: EDGE District Specialty Center Zone

From: Joseph Mingione (methodisttown@aol.com)

To: council@stpete.org; mayor@stpete.org;

Cc: tlampkin1@gmail.com; jacqueline.mills@flhealth.gov; eladyeve@yahoo.com; edgedistrict@yahoo.com;

Date: Friday, April 1, 2016 4:05 PM

Dear Council Members,

We are writing to you in support of the drafted ordinance that would turn the EDGE District into a "Specialty Center Zone". The EDGE District runs along our entire southern border from 16th St N to MLK St N and so we have a very strong interest in it's success and development. We consider the EDGE District our companion business district that can only add value to our neighborhood which, as you all know, faces many challenges primarily related to the daily nuisances and crime generated by the transients attracted to St Vincent DePaul. A 'specialty center zone' would allow the EDGE District to continue to market itself as an alternative destination to the eastern half of downtown and hopefully draw more economic and developmental interest into our corner of downtown.

With the new police station being built in our neighborhood, increased law enforcement and crime prevention measures around St Vincent DePaul and Unity Park, an involved neighborhood association, the potential for the development of the Tropicana Field property and other recent real estate transactions in our southwest corner and along the 8th St N/MLK St N corridor, we are very hopeful that our neighborhood will finally be able to share in our beautiful downtown's renaissance. While we respect the Downtown Residents Civic Association right to have an opinion related to this subject, they do not speak for nor do they represent the western half of downtown - Methodist Town and the EDGE District.

We strongly support this proposed measure and hope that you will vote in its favor. Thank you for your time.

Sincerely,

Methodist Town Neighborhood Association Board of Directors

Joseph Mingione, President
Tim Lampkin, Vice President
Jacqueline Mills, Secretary
Erika Walker, Treasurer

CITY COUNCIL AGENDA REPORT ITEM

August 5, 2016

TO: The Honorable Members of City Council

SUBJECT: SPFestival and SHINE Mural Festival

PRESENTER: John Collins, Executive Director St. Petersburg Arts Alliance

SCHEDULE FOR COUNCIL ON:
Agenda of August 25, 2016

Amy Foster
Council Chair

ST. PETERSBURG CITY COUNCIL

Report

Meeting of August 25, 2016

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

SUBJECT: A report for the NFIP/CRS Program for Public Information that provides education to the public regarding flooding hazards within the City of St. Petersburg.

SUMMARY:

The City of St. Petersburg formed a Program for Public Information (PPI) Committee (as recommended by FEMA) in 2015. This committee prepares, implements, and monitors a range of public information activities that meet specific local needs. Through this PPI planning process, projects are monitored, evaluated, and revised to improve their effectiveness by such committee. As a result of these meetings, a PPI report was developed. The PPI report must be submitted to City Council each year. The Community Rating System (CRS) credits the implementation of public outreach projects identified in the PPI document.

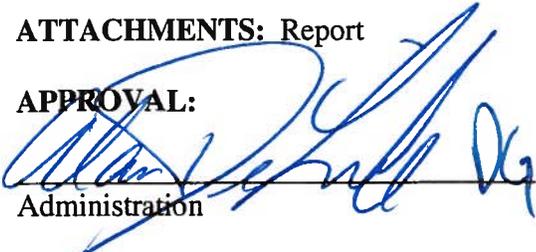
The committee added three new target audiences to the report this year, Mortgage Companies, Surveyors, and Insurance Agents. Over the next year outreach will be implemented to educate these audiences about flooding and flood hazards. Additionally an appendix was added, which moved the information about the first four meetings near the end of the report for ease of reference. The updated Target Audience Table 4, can be found at the end of the report.

RECOMMENDATION:

Administration recommends that City Council review the attached report.

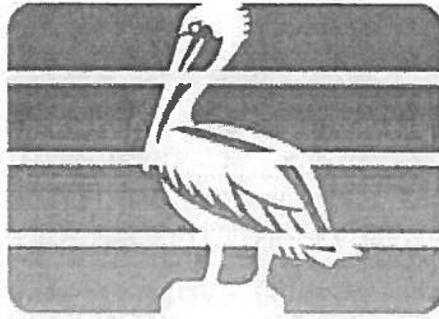
ATTACHMENTS: Report

APPROVAL:


Administration

8/09/14

Date



st.petersburg
www.stpete.org

CITY OF ST PETERSBURG
NFIP/CRS
PROGRAM FOR PUBLIC
INFORMATION
REPORT

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Mission Statement:

To protect public health and property by educating the community about flood hazards, flood insurance, proper building techniques for floodplains, and floodplain functions.

Section A: Background

St. Petersburg is impacted by storm surge and localized flooding. The PPI was introduced in 2014 to coordinate public outreach within City. The PPI involves stakeholders such as Tampa Bay Estuary Program, Tampa Bay Watch, Insurance Agents, Realtors, and Bankers, to create and track outreach projects and to create a unified message in order to better educate the public about flood hazards, flood insurance, building properly, and floodplain functions. The PPI will help encourage growth and stability in the face of flood hazards.

The Community Rating System is a part of the National Flood Insurance Program (NFIP). It provides reductions to flood insurance premiums in participating communities. Reductions are based on community floodplain management programs, including public information activities. To keep discounts, communities must continue to implement programs and provide status reports to the NFIP each year.

St. Petersburg has been an active participant of the CRS since 1992. Currently, the City is a CRS Class 6 community, which gives the residents up to 20% discounts on their flood insurance premiums in the Special Flood Hazard Area (SFHA) and as of October 1, 2016 will be a CRS Class 5 community with an effective 25% discount upon policy renewal. The City has created PPI guidelines to coordinated outreach efforts. This will benefit the City by further promoting the importance of protecting public health and property from flooding events.

This formal document serves as a reference guide and road map to enhance floodplain management, through outreach and education.

Section B: PPI Committee

There were five Initial meetings to develop the PPI document and there will be one meeting per quarter thereafter to review, update, and evaluate the PPI. Appendix A details the initial meetings.

The CRS Coordinator is acting as a facilitator to track, implement, and manage the program. The CRS Coordinator is not a part of the committee. Each year, the PPI committee considers the County's flood problems, evaluates who needs to be informed about flood related topics, and reviews the inventory of projects that are already underway and a report is sent to City Council.

Committee candidates identified by the Building Official and the CRS Coordinator, were selected to ensure a broad representation for the community and maximize outreach potential to residents and businesses.

Formation of the committee and preparation of the PPI document followed the steps outlined in the 2013 CRS Coordinators Manual, Section 330, Developing a Program for Public Information.

Committee Members

The following lists the Committee members and their areas of expertise:

Name	Affiliation	Position
Dean Adamides	City of St Petersburg	Emergency Management
Rick Dunn, CBO, CFM	City of St Petersburg	Building Official
Carlos Frey, PE	City of St Petersburg	Storm Water Department
Bill Griffiths	Tampa Bay Watch	Stakeholder
Jake Holehouse, CPCU	Regions Insurance	Insurance
Linda Kinsey	City of St Petersburg	Public Information Officer
Amy Seeks	Smith & Associates	Real Estate
Ed Sherwood	Tampa Bay Estuary	Stakeholder
Christina Simoniello, PhD	Texas A&M	Stakeholder

Section C: Community Needs Assessment

St. Petersburg is located in the southern portion of Pinellas County and is surrounded on three sides by water. It is the largest city in the county and has several smaller municipalities surrounding it. The City is a popular destination for tourists and is an economic engine in the area.

As of the 2013 census St. Petersburg has 249,704 residents, 82,840 buildings, and 25,720 that are within its Special Flood Hazard areas. Half (50%) of all the buildings are slab-on-grade and are susceptible to flood damage from shallow flooding and drainage problems. The other 50% are elevated foundations. St. Petersburg also has significant waterfront properties that are subject to storm surges and sea level rise.

Subsection C:1 – Flood Hazards: St. Petersburg is exposed to flooding from hurricanes, tropical storms, storm water runoff, and storm surges from Tampa Bay, Boca Ciega Bay, and the Gulf of Mexico, as well as flooding from St. Joes Creek and many small lakes within the area.

St. Petersburg is mostly flat with some rise towards the center of the peninsula, creating areas where water runs very quickly to the bay and others where it drains away slowly. There are several communities built over bayous and along the coastline. Flooding of streets, yards, and buildings often occur from heavy rains in some areas.

In sum, areas of the City can be flooded from overwhelmed bayous, creeks, coastal sources, sheet flow, and local drainage ways. While the official FEMA Flood Insurance Rate Map designates the deeper riverine and coastal floodprone areas as A, AE, or VE zones, the entire City may be subject to flooding and the PPI should strive to reach all residents and business.

In most areas, especially outside the AE and VE Zones, flooding is relatively shallow. Residents get several days of warning before a coastal storm and can take steps to protect themselves from flooding if they have necessary information. The main purpose of the PPI is to ensure that residents and businesses are informed about flood events and how to protect their health and property during such events. Flood response preparations are part of ensuring that the community is well prepare and the City has a collection of outreach projects that can be deployed should a flood event be imminent.

Subsection C:2 – Flood Insurance Data: One readily available source of information on flood hazards is flood insurance data. The following two statistics from the National Flood Insurance Program (NFIP) as the questions;

- 1) Where do people have flood insurance policies?
- 2) Where have flood insurance claims been paid?

After GIS analysis (The information is not displayed due to privacy protection) there are two areas that have a large concentration of claims, however, claims have been made all over the city. The

areas of concentrated claims have been found to have stormwater drainage issues associated with low lying areas and Pre-Firm structures.

The following chart displays the Flood Insurance Data as of June 1, 2014. There are currently 36,969 policies in force with 5,118 policies in non-SFHA's.

Flood insurance is required as a condition of federal aid or federally-backed aid, mortgages or loans for structures located in a high hazard A, AE, or VE zones. Therefore, one would expect most policies to be in the A, AE, and VE zones. Approximately 45% of all structures within the city have insurance policies.

Table 1. Flood Insurance Data (as of 6/1/2014)						
Community:		St. Petersburg, City of		State:		Florida
County:		Pinellas		CID:		125148
	Policies In Force	Premium	Insurance In Force	Number of Closed Paid Losses	\$ of Closed Paid Losses	Adjustment Expense
A01-30 & AE Zones	31,149	\$ 30,639,336	\$ 6,377,098,500	4,070	\$ 52,851,888	\$ 1,841,928
A Zones	119	\$ 171,785	\$ 25,017,400	42	\$ 606,617	\$ 19,205
AO Zones	-	\$ -	\$ -	-	\$ -	\$ -
AH Zones	-	\$ -	\$ -	-	\$ -	\$ -
AR Zones	-	\$ -	\$ -	-	\$ -	\$ -
A99 Zones	-	\$ -	\$ -	-	\$ -	\$ -
V01-30 & VE Zones	582	\$ 1,077,032	\$ 120,017,700	92	\$ 560,611	\$ 25,900
V Zones	-	\$ -	\$ -	-	\$ -	\$ -
D Zones	1	\$ 1,500	\$ 261,800	52	\$ 270,644	\$ 14,770
B, C, & X Zone						
Standard	1,421	\$ 809,728	\$ 306,991,900	232	\$ 1,021,346	\$ 58,566
Preferred	3,697	\$ 1,508,893	\$ 1,029,166,000	42	\$ 257,553	\$ 21,825
Total	36,969	\$ 34,208,274	\$ 7,858,553,300	4,530	\$ 55,568,659	\$ 1,982,194

These statistics underscore two things:

- 1) The entire City is subject to flooding and the PPI should strive to reach all residents and businesses.
- 2) There are 31,851 active policies and 38,039 buildings within the SFHA. Approximately 83% of the buildings have insurance policies within the SFHA. This PPI committee will strive to achieve 100% insurance coverage for all properties within the SFHA. Statistics show that many of the houses are pre-FIRM structures and insurance will help rebuild houses to current code when substantially damaged by flood events.

Subsection C:3 – Repetitive flooding: Although the entire city is flood prone, certain areas have been harder hit than others. Using repetitive flood insurance claims, the City has identified two repetitive loss areas, Shore Acres and Riviera Bay.

Of the 82,840 buildings in the City, 499 have been paid at least 2 claims of \$1000 over a 10 year period (FEMA's definition of a repetitive loss property). There are 37 structures on FEMA's repetitive loss list that have been relocated, elevated, or otherwise improved and are no longer subject to repetitive flood damage.

This analysis concludes two things:

- 1) St. Petersburg has two major areas that have repetitive loss claims, Shore Acres and Riviera Bay. These areas should be targeted with special projects to help mitigate the flooding in these areas through elevation, reconstruction, or drainage projects. The committee should identify ways to communicate messages about flood hazards to these areas in particular.
- 2) The city continues to work towards mitigating these structures to reduce the number of repetitive loss structures. Currently the city is working on grants to elevate or demolish and reconstruct homes that have repetitive losses due to flood events. Additionally the city council is working through the CRS program to ensure that any house that has been substantially damaged must rebuild to the current design elevation.

Subsection C:4 – Social and Economic Needs: The current Census data notes that 68.7% of the population is White or Caucasian, 23.9% of the population is African American or Black, 6.6% are Hispanic or Latino, and 3.2% are Asian. Approximately 15.7% are persons over the age of 65, while 19.5% are under the age of 18. Approximately 16.1% of the population is considered below poverty level. Approximately 18.6% of the population has a Bachelor's degree and only 9.4% have a Master's Degree. The cost of living index is around 91.3, the median household income is \$44,756, and the per capita income is \$27, 825.

These factors could create barriers to a public information program. It is important that the right venue, message, tools and resources be used to overcome obstacles in communication with each target audience.

These messages will need to be repeated and distributed in different forms, coming from different sources.

Section D: Target Audiences

Subsection D:1 – Target Areas: The PPI Committee concluded that audiences in four target areas should be reached. Projects should be directed to all properties (residential, commercial, and public) in these areas:

Target Audience #1 – All Residences and Businesses in City: As past flooding and flood insurance claims indicate, residents and business in all areas of St. Petersburg need to be aware of flood hazard, flood insurance, and ways they can protect themselves from flooding. There are approximately 82,840 structures in the City.

Target Audience #2 – Council of Neighborhood Associations: Properties in the Repetitive Loss Areas have been hit more often by flooding, and have a greater need for flood protection information. There are 1,935 structures in the repetitive loss areas.

Target Audience #3 – Real Estate Agents: These companies are key to conveying information about flood hazards and flood insurance. It is important for these professionals to understand and have all the information they need about flood topics.

Target Audience #4 – Builders: Building Contractors need to be knowledgeable of construction rules, post disaster repair rules, and possible mitigation grants that could help their customers protect their homes from flooding.

Target Audience #5 – Mortgage Brokers: Mortgage Brokers need to be knowledgeable of loans issued in the Special Flood Hazard Area and stipulations of mitigation grants.

Target Audience #6 – Surveyors: Surveyors need to be knowledgeable of properly completing elevation certificates for homes within Special Flood Hazard Areas and the FIRM's for each community they are surveying.

Target Audience #7 – Insurance Agents: Insurance Agents need to be knowledgeable of the changing insurance rates, laws, CRS discounts, flood mitigation techniques that give discounts, and actuarially rating structures.

Section E: Other Public Information Efforts

A key part of developing a PPI is knowing what other public information activities are reaching St. Petersburg residents. The information in Table 2 is based on past projects, staff research, and PPI committee members. The organizations are listed in alphabetical order.

Organization	Project Name	Activity	Frequency
City of St Petersburg	OP#1 :Guide - Surviving the Storm	Hurricane Guide	1 x per year
	OP#2: Emergency Management – Hurricane Presentation	Hurricane Presentation	6 x per year
	OP#6: Disaster Prep for Small Businesses	Commercial Disaster Preparation	6 x per year
	OP#7: Flood Hazard Info	Utility Bill Insert	1 x per year
	OP#8: Flood Hazard Info SFHA	Utility Bill Insert to SFHA and RLs	1 x per year
	OP#9: Flood Info Kiosk	Flood Hazard Insert	1 x per year
	OP#10: Bldg Department Flood Hazard Insert	Flood Hazard Insert	1 x per year
	OP#11: Flood Info at Library Turnstile	Flood Hazard Insert	1 x per year
	OP#12: Emerg. Pre Guide Bldg Dept	Guide	1 x per year
	OP#13: Stormwater Info	Utility Bill Insert	1 x per year
FEMA	OP#3: Homeowners Guide to Retrofitting	Building Guidelines	1 x per year
	OP#4: Protecting Home from Damage	Building Guidelines	1 x per year
FEMA	OP#5: Protecting a Bldg Utilities	Building Construction	1 x per year
Tampa Bay Estuary Program	Public Meetings & Regional Science Forums	Sea level rise	4 x per year
Tampa Bay Estuary Program	Bay Mini-Grants Program	Supports restoration projects to improve SW quality & runoff	1x per year
Tampa Bay Estuary Program	Give-a-Day for the Bay Events	Regional volunteer clean-up events at public sites to improve SW quality & runoff	6x per year

Tampa Bay Watch	Volunteer Program	Identify and mark Storm Drains	2 x per year
Tampa Bay Watch	Volunteer Program	Shoreline cleanup	3 x per year
PINELLAS COUNTY PROPERTY APPRAISER	Flood Insurance Surveys	Gather information for future evaluation	UPON SALE OF PARCEL
PINELLAS COUNTY PROPERTY APPRAISER	OP#14: WEBSITE www.pcpao.org/NFIP_Info_Resources.html	Information and Resources Flood Ins Reform Act	Available 24/7
Gulf of Mexico Coastal Observing System	Class – Bay Point Elementary School	Know your flood risk, prepare, keep the waterway clean, hurricanes	Weekly
Gulf of Mexico Coastal Observing System	St. Petersburg Science Festival	Hands on High Frequency Radar activities related to weather, storms, surge, and sea level	1 x year
Gulf of Mexico Coastal Observing System	Bay Point Elementary Fall Festival	Hands on activities related to reduction of marine debris	1 x year
Gulf of Mexico Coastal Observing System	Absolute Zero: Koolest Science Ever Science Fair	Keep your waterways clean, drains to the bay	1 x year

Section F: Messages and Outcomes

After accessing the communities public information needs, the PPI Committee identified the following as priority messages for 2016. Each message has a desired, measurable, outcome.

Message	Outcome
A. <i>Know your risk of flooding</i>	<i>Increase # of Map Inquiries</i>
B. <i>Insure your flood prone property with flood insurance</i>	<i>Increase # of flood insurance policies for SFHA properties</i>
C. <i>Prepare, don't get caught un-aware</i>	<i>Reduced number of flood damaged homes</i>
D. <i>Keep your waterway clean</i>	<i>Reduced debris removed by public works</i>
E. <i>Prepare your house for flooding</i>	<i>Increase # of home improvement permits that include flood mitigation features</i>
F. <i>Build Responsibly</i>	<i>Build higher and use flood mitigation techniques</i>
G. <i>Dumping in the drains today, means it ends up in the Bay</i>	<i>Water Quality is improved as measured by the Water Resources Department</i>
H. <i>Insure your property against potential flooding</i>	<i>Increase # of policies for properties in X zones</i>
I. <i>Hurricanes</i>	<i>Increase awareness of hurricane flooding</i>

Section G: Projects and Initiatives

The PPI committee identified 16 projects and initiatives to be implemented in 2016. Projects are organized by target audience and message in Table 4.

Section H: Flood Response Preparations

In addition to projects that are implemented every year, the PPI Committee recommends projects to be implemented during and after a flood event. These projects are drafted and ready for release after a flood warning. Purposed projects are listed at the end of Table 3.

Section I: Follow Up

The CRS Coordinator will monitor each projects development and results, as well as documenting input from PPI Committee members, City employees, and stakeholders participating in initiatives. All input will be sent by e-mail to Committee members for consideration and evaluation.

The PPI Committee will meet at least once each quarter to review the success of these projects and initiatives. At which time, the Committee will discuss changing or discontinuing projects.

At least once each year, the CRS Coordinator will draft an update to the table and send it to Committee members. The Committee will meet and review the outcomes of each individual activity to change, add, or approve based on feasibility and effectiveness. Table 3 (Messages and

Desired Outcomes) will be revised, as will Table 4 if necessary. The resulting outcomes and revisions will be submitted as part of the City's annual recertification package to the Community Rating System and will be supplied to City Council

Section J: Adoption

This document was approved by City Council on August 20, 2015. The PPI was evaluated and a report was sent to City Council on August 25, 2016.

Section K: Acronyms

A Zone: 100-year floodplain mapped by FEMA

AE Zone: 100-year floodplain mapped by FEMA with base flood elevations

CFM: Certified Floodplain Manager

CRS: Community Rating System

FRP: Flood Response Projects

OP: Outreach Projects

PPI: Program for Public Information

SFHA: Special Flood Hazard Area

VE Zone: Coastal high hazard 100-year floodplain mapped by FEMA

APPENDIX A

1st Meeting – November 5th, 2014: The Facilitator introduced the group and explained their roles. A Chair and Co-chair were appointed as well as a minute taker. The Facilitator then proceeded to review the PPI draft document with the committee.

Committee members in attendance:

Rick Dunn, Building Official and Floodplain Manager;
Robert Ballou, Division Chief: Emergency Management;
Carlos Frey, P.E., Storm Water Department;
Bill Griffiths, Tampa Bay Watch;
Jake Holehouse, Insurance Industry;
Ed Sherwood, Tampa Bay Estuary Program;
Dr. Chris Simoniello, Gulf of Mexico Coastal Ocean Observing System;
Amy Seeks, Smith & Associates Real Estate

Observing:

CeCe McKiernan, Florida Floodplain Managers Association;
John Ferguson, Re/Max;
Councilmember Jim Kennedy

John Ferguson asked to join the PPI committee after attending.

2nd Meeting – January 14th, 2015: The Facilitator reviewed the main goal of the PPI and set the committee to working on Table 4 population. Four initial target audiences were identified as Home and Business Owners, Neighborhood Associations, The Real Estate Community, and Architects and Builders.

Committee members in attendance:

Rick Dunn, Building Official and Floodplain Manager;
Robert Ballou, Division Chief: Emergency Management;
Carlos Frey, P.E., Storm Water Department;
Bill Griffiths, Tampa Bay Watch;
Jake Holehouse, Insurance Industry;
Ed Sherwood, Tampa Bay Estuary Program;
Dr. Chris Simoniello, Gulf of Mexico Coastal Ocean Observing System;
Amy Seeks, Smith & Associates Real Estate;
Rick Stiff, Emergency Management

Observing:

Councilmember Karl Nurse

3rd Meeting – April 8th, 2015: Review of revisions to PPI from courtesy review and completed Table 4. Update on adoption date by council and what is expected of committee for upcoming year.

Committee members in attendance:

Scott Crawford, Deputy Building Official
Rick Stiff, Emergency Management;
Carlos Frey, P.E., Storm Water Department;
Bill Griffiths, Tampa Bay Watch;
Jake Holehouse, Insurance Industry;
Ed Sherwood, Tampa Bay Estuary Program;
Amy Seeks, Smith & Associates Real Estate;

Observing:

Melinda Pletcher

4th Meeting – July 15th, 2015: PPI Adoption Update. Review of PPI revised document and implementation of PPI. Discussed requirements of committee members after adoption and how often we would meet per year to discuss revisions and review document.

Committee members in attendance:

Rick Dunn, Building Official
Bob Ballou, Division Chief: Emergency Management;
Carlos Frey, P.E., Storm Water Department;
Bill Griffiths, Tampa Bay Watch;
Jake Holehouse, Insurance Industry;
Dr. Chris Simoniello, Gulf of Mexico Coastal Ocean Observing System;
Robert Clydesdale, City PIO representative

Table 4. Program for Public Information						
Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 1: All Residences and Businesses in City	A - I	A - I	Media Outreach	CRS Coordinator; TBW; Insurance Agent	Before, during, and after Hurricane Season and with Neighborhood Associations	Real Estate, Insurance
			Flyers/Brochures	PI Officer	All year	
			Meet with Specific Groups	CRS Coordinator	Monthly	
			Promote Flood Insurance on Website through links to Floodsmart	CRS Coordinator	Monthly	Insurance
			Track number of requests for map determinations	CRS Coordinator	Monthly	
			Track number of website hits for Flood Research and Resources	CRS Coordinator	Monthly	
			Encouraging Elevation Certificates	Building Department; Realtors; Insurance Agent; Owners of Pre- FIRM structures	Ongoing	Realtors/Insurance
			Stormwater Runoff Education	City Eng. Dept; TBW; Neigh. Assoc.; TBEP	Ongoing	TBEP, TBW
			Elevating Your Structure	City Building Dept.	Ongoing	
			Guidebook	City Building Dept.	Ongoing	
			Coastal Hazards	TBW; TBEP; CRS Coordinator	Yearly	TBW, TBEP

Table 4. Program for Public Information

Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 2: Council of Neighborhood Associations	A - I	A - C, E - F, H - I	Agendas that have flood insurance information for each specific neighborhood	CRS Coordinator; Realtors; Insurance Agent	Ongoing	Realtors, Insurance Agents
			Literature showing how to use website to determine flood risk	CRS Coordinator	Ongoing	
		A - B, H	How to lower risk	Insurance Agent; Building Dept.	Ongoing	Insurance Agent, Building Dept.

Table 4. Program for Public Information

Target Audience	Message	Outcome	Project(s)	Assignment	Schedule	Stakeholder
Target Area 3: Real Estate Agents	A - C, E, H	A - B, E - F, H	Educate Agents about all flood zones	CRS Coordinator; Assoc. of Realtors	Yearly	Realtors
			Educate Agents about proper insurance based on structure type	CRS Coordinator; Assoc. of Realtors	Yearly	Realtors
			Seminars on current flood insurance info	CRS Coordinator; Assoc. of Realtors	Yearly	Realtors

Table 4. Program for Public Information						
Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 4: Builders	F	F	Encouraging Elevation Certificates	BOAF; CRS Coordinator	Yearly	BOAF
			Elevating Your Structure	BOAF; CRS Coordinator	Yearly	BOAF
			Coastal Hazards	BOAF; CRS Coordinator	Yearly	BOAF
			Guidebook	BOAF; CRS Coordinator	Yearly	BOAF

Table 4. Program for Public Information						
Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 5: Mortgage Brokers	A, F, H	B, F, H	Educate Brokers about Mitigation Grants	CRS Coordinator	Yearly	Mortgage Broker
			Educate Brokers about FIRMs	CRS Coordinator	Yearly	Mortgage Broker
			Help Brokers educate homeowners about flood insurance	CRS Coordinator	Yearly	Mortgage Broker

Table 4. Program for Public Information

Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 6: Surveyors	F, A	A, F	Flyers/Brochures	CRS Coordinator	Yearly	
			Meet with specific groups	CRS Coordinator	Yearly	
			Educate about EC's	CRS Coordinator	Yearly	

Table 4. Program for Public Information

Target Audience	Message(s)	Outcome(s)	Project(s)	Assignment	Schedule	Stakeholder
Target Area 7: Insurance Agents	A – B, H	A – B	Educate Agents about all flood zones	Insurance Agent	Ongoing	Insurance Agent, Building Dept.
			Flyers/Brochures	CRS Coordinator	Yearly	
		H	How to lower risk	Insurance Agent; Building Dept.	Ongoing	Insurance Agent, Building Dept.
			Literature showing how to use website to determine flood risk	CRS Coordinator	Ongoing	

ST. PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

- TO:** The Honorable Amy Foster, Chair, and Members of City Council
- SUBJECT:** Initiating an Amendment to the Future Land Use Map and Official Zoning Map designation for property located within the Allendale Terrace Subdivision, represented on "Attachment A" and generally bounded by 7th Street North (east), Dr. Martin Luther King Jr. Street North (west), those properties fronting onto 38th Avenue North (north), and 34th Avenue North (south).
- REQUEST:** (A) RESOLUTION initiating an amendment to the *Future Land Use Map* designation from PR-R (Planned-Redevelopment Residential) to RU (Residential Urban) and an amendment to the *Official Zoning Map* designation from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban)

RECOMMENDATION:

Administration. The subject area exhibits a number of physical characteristics consistent with the NS-1 zoning designation; however, this proposal will create a number of non-conforming lot widths, as shown on the attached map. When compared to similar applications for the Allendale and Monticello Subdivisions, the number of non-conformities created is disproportionately high:

FLUM 30-A, Allendale:	12 of 100 parcels = 12 percent (%)
FLUM 41-A, Monticello:	8 of 72 parcels = 11 percent (%)
FLUM __-A, Allendale Terrace:	39 of 75 parcels = 52 percent (%)

For this reason, City staff is recommending **AGAINST** this proposal and for retention of the existing zoning and future land use map categories.

Background. Recently, the City Council initiated a zoning and future land use map amendment for the Monticello Subdivision, generally bounded by 12th Street North to the east, those properties fronting onto 15th Street North to the west, 42nd Avenue North to the south, and those properties fronting onto 45th Avenue North to the north. The current zoning and future land use map designations for that area have been in place since September 2007, following implementation of the City's Vision 2020 Plan, the citywide rezoning, and update of the land development regulations ("LDRs").

Responding to recent land acquisitions in the area, development proposals, and concerns about the compatibility of new construction within existing development, several property owners residing west of Dr. Martin Luther King Jr. St. North, including portions of the *Allendale* and *Monticello Subdivisions*, first contacted the City's Urban Planning and Historic Preservation Division in June 2015. Residents inquired about the designation of a Local Historic District ("LHD"), modification of City Code requirements regulating conforming and non-conforming platted lots and parcels, and rezoning their neighborhoods from NT to NS. At the conclusion of several information meetings, these areas were considered only for a zoning and future land

use map amendment, the effect of which would increase the minimum lot width requirement from 45-feet to 75-feet. The Allendale request was approved in December 2015 (FLUM-30-A), and the Monticello Subdivision request was initiated in May 2016 (FLUM-41-A) with final action pending.

During the recent City Council discussion about whether to initiate an amendment for the Monticello Subdivision, an inquiry was made about other surrounding areas and whether they should be included on the same application to amend the zoning and future land use map categories. City staff replied that there had been a related discussion regarding a portion of the Allendale Terrace subdivision.

Pertaining to portions of the Allendale Terrace subdivision, this information represents the findings of City staff. In regards to initiating amendments to the Future Land Use Map and Official Zoning Map, if the City Council votes to initiate these map amendments, City staff has included a recommended boundary. (*See attached map.*) The application would be processed with a separate number and ordinance, but scheduled on the same City Council and Pinellas County (Forward Pinellas, Countywide Planning Authority) timeline as the pending Monticello Subdivision application.

The recommended subject area includes a portion of the Allendale Terrace Subdivision generally bounded by 7th Street North (east), Dr. Martin Luther King Jr. Street North (west), those properties fronting onto 38th Avenue North (north), and 34th Avenue North (south). The subject area is being considered for a future land use map amendment from PR-R (Planned-Redevelopment Residential) to RU (Residential Urban) and a rezoning from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban).

The current assignment of the NT-2 traditional zoning classification was likely based on the original subdivision plat; however, the physical characteristics of the developed neighborhood are *somewhat* representative a suburban classification. For e.g., platted lots measuring 50- to 60-feet in width were often combined to create larger parcels measuring 90- to 150-feet in width. Under the current regulations, the potential impact is that new construction may be built on a platted lot measuring 45-feet wide but located in between two larger parcels averaging 125-feet wide. Unlike the previous Allendale and pending Monticello Subdivision amendments however, there is a higher percentage of non-conformities that would be created by approval of these map amendments. The higher percentage of nonconformities should be considered in the final determination about whether to initiate and ultimately approve the proposed amendments. Other physical characteristics including the lack of service alleys, prevalence of front-loading garages, and front-yard driveways should also be considered. These characteristics could merit further consideration of the request:

- 1) Amend the Official Zoning Map designation from NT-2 to NS-1
- 2) Amend the Future Land Use Map designation from PR-R to RU

The attached Resolution initiates the process for a rezoning and future land use map amendment and refers the item to the Community Planning and Preservation Commission for further study and a public hearing.

Attachments. Resolution, Map

RESOLUTION NO. _____

A RESOLUTION INITIATING AN AMENDMENT TO THE FUTURE LAND USE MAP AND OFFICIAL ZONING MAP DESIGNATIONS FOR PROPERTY LOCATED WITHIN A PORTION OF THE ALLENDALE TERRACE SUBDIVISION, REPRESENTED ON "ATTACHMENT A" AND GENERALLY BOUNDED BY 7th STREET NORTH TO THE EAST, DR. MARTIN LUTHER KING JR. STREET NORTH TO THE WEST, THOSE PROPERTIES FRONTING ONTO 38th AVENUE NORTH TO THE NORTH, AND 34th AVENUE NORTH TO THE SOUTH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, portions of the Allendale Terrace Subdivision were recently identified as part of a general zoning discussion for an adjacent neighborhood, Monticello Subdivision. The area identified extends from Dr. Martin Luther King Jr. Street North to 16th Street North, 42nd Avenue North to 46th Avenue North; and

WHEREAS, following a lot width analysis performed by City staff, the original request was amended to a more limited area as shown on the attached map, bounded by 7th Street North (east), Dr. Martin Luther King Jr. Street North (west), those properties fronting onto 38th Avenue North (north), and 34th Avenue North (south); and

WHEREAS, City Council suggested that portions of the subject area be evaluated for rezoning from NT-2 (Neighborhood Traditional) to NS-1 (Neighborhood Suburban); and

WHEREAS, a portion of the subject area shall also require a Future Land Use Map amendment from PR-R (Planned Redevelopment – Residential) to RU (Residential Urban); and

WHEREAS, the original subdivision plat was likely the basis for the current NT-2 traditional zoning classification; however, the physical characteristics of the developed neighborhood are more representative of properties zoned with a suburban classification; and

WHEREAS, existing development in the subject area features wider parcels, residential buildings with larger setbacks, on-site parking and garages that are typically accessed from the street, driveways in the front yard, and a lack of pedestrian sidewalks; and

WHEREAS, prior to the City-wide rezoning in 2007, the properties in the subject area were zoned RS-75, and designated RU on the Future land Use Map, and required to provide a minimum lot width of 75-feet, and minimum lot area of 7,500 square feet; and

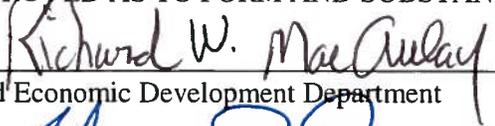
WHEREAS, the existing physical conditions and previous zoning regulations merit further consideration of the request for NS-1 zoning; and

WHEREAS, City Council is authorized by Resolution 97-805 and Section 16.70.040.1.1.B of the St. Petersburg City Code of Ordinances, to initiate amendments to the Official Zoning Map; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that this Council hereby initiates an amendment to the: 1) Future Land Use Map for the subject area from PR-R to RU, and 2) the Official Zoning Map for the subject area from NT-2 to NS-1; which shall be referred to the City's Community Planning and Preservation Commission for study and public hearing.

This Resolution shall become effective upon its adoption.

APPROVED AS TO FORM AND SUBSTANCE



Planning and Economic Development Department

8/17/16

DATE



City Attorney's Office

8/18/16

DATE

COUNCIL AGENDA NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: August 9, 2016

COUNCIL DATE: August 25, 2016

RE: *Next Steps to Reduce Flood Insurance Costs*

ACTION DESIRED:

Respectfully requesting Administration present to the Energy, Natural Resources and Sustainability Committee, an outline of actions needed to achieve a future FEMA rating of 4 in order to save another \$1.8 million annually in flood insurance costs and lower our community's flood risk.

RATIONALE:

Two years ago, the City hired a FEMA coordinator, Noah Taylor, with a goal to improve our FEMA rating from a 6 to a 5. This would result in an additional \$1.8 million annual savings for St. Petersburg citizens flood insurance bills. Happily, we will achieve this goal effective October 1st. The City made several policy changes including requiring new housing construction to be built 2' above the official flood line. In addition, the City engaged in several educational efforts to encourage lower risk actions by citizens and builders.

Karl Nurse
Council Member

COUNCIL AGENDA NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **August 11, 2016**

COUNCIL DATE: **August 25, 2016**

RE: ***Strengthening Tree Ordinance Penalties (Ordinance 195-H)***

ACTION DESIRED:

Respectfully request to refer to the Energy, Natural Resources and Sustainability Committee a discussion to increase tougher penalties on illegal grand/protected tree removal.

RATIONALE:

We are off to a good start, but it is time for the City's tree ordinance to branch out in a new direction.

Regrettable, heartbreaking, and unpermitted cutting down of large specimen live oaks in District 4 neighborhoods recently have convinced me that our ordinance is simply not strong enough to protect our trees. A \$500 fine is merely the cost of doing business for developers who routinely eliminate grand trees in the effort to build out new homes to lot lines.

Since taking down a mature protected specimen cannot be undone, stronger penalties need to be in effect to produce the desired outcomes of preserving our 'Grand' and protected trees.

Darden Rice, Vice Chair
Council Member, District 4

COUNCIL AGENDA NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **August 12, 2016**

COUNCIL DATE: **August 25, 2016**

RE: ***TIF Sunshine and Accountability Ordinance***

ACTION DESIRED:

Respectfully request to refer to the Budget, Finance & Taxation Committee a discussion of a '*TIF Sunshine and Accountability Ordinance*' that would require an online portal to make it easier for the public to know who is receiving TIF money, what they are spending the money on, and how much money is being used for which projects within the TIF districts.

RATIONALE:

Transparency is an essential value that underpins the City's strategic pathways and vision statement. Few things are more important than transparent access to the information that informs decisions, especially with high profile TIF projects. The public deeply cares about the success of meeting its goals with the Southside CRA and the downtown Pier district. The City should help foster processes that encourage participation and confidence in fiduciary decisions.

In that spirit, there should be a way for the City to post information on the front end about the creation of TIF districts and projects to make it easy for the public to "follow the money."

A TIF website can improve transparency and accountability online and also encourage citizen involvement by making it: 1) comprehensive, 2) searchable, and 3) present detailed accounting.

Such an online portal will help citizens of St. Petersburg feel confident knowing that each tax dollar used for TIF is accounted for and being used for its intended purpose.

Darden Rice, Vice Chair
District 4

**COUNCIL AGENDA
NEW BUSINESS ITEM**

TO: **Members of City Council**

DATE: **August 12, 2016**

COUNCIL DATE: **August 25, 2016**

RE: ***Contribution to the Tampa Bay Environmental Restoration Fund***

ACTION DESIRED:

Respectfully request that City Council ask administration to look for funds in budget clean up to make a \$75,000 contribution to the Tampa Bay Environmental Restoration Fund.

RATIONALE:

The Tampa Bay Environmental Restoration Fund is a partnership established and managed by the Tampa Bay Estuary Program to provide financial support for scientifically vetted projects that will help improve water quality in the Tampa Bay watershed. As a member partner of the Tampa Bay Estuary Program we are eligible to apply for these grants. However, as the sole purpose of this fund is to improve water quality in Tampa Bay, any of the projects will benefit the City of St. Petersburg. SWFWMD has awarded the TBERF a state grant of \$350,000, contingent on matching funds coming from the community. This contribution, if approved, will provide a portion of these matching funds.

Attachments:

Tampa Bay Environmental Restoration Fund Document
Tampa Bay Environmental Restoration Fund Summary

Steve Kornell, Council Member
District 5

Tampa Bay Environmental Restoration Fund

The Tampa Bay Environmental Restoration Fund has been an important new source of public and private funding for projects which restore and protect Tampa Bay and its watershed since 2013. The Tampa Bay Estuary Program and the national non-profit Restore America's Estuaries jointly manage TBERF, which provides about \$600,000 per year for a competitive grants program. We are now looking forward to the 2017 TBERF funding cycle and would like to encourage the City to consider continuing to support this successful public/private competitive grants program to restore and protect Tampa Bay and our watershed. As added encouragement, the City's yearly dues to TBEP for the fiscal year starting Oct 1, 2017 can be reduced by contributing to TBERF, as was approved in the TBEP Interlocal Agreement in 2015.

TBEP has applied for and received a Cooperative Funding Agreement from SWFWMD for up to \$350,000 for TBERF 2017, dependent upon a 1:1 matching funds requirement. We encourage the City to consider contributing to TBERF 2017 to help meet the CFI match requirement and support projects which will be awarded by the TBEP Policy Board in May 2017. We intend to issue a Request for Proposals in January 2017. Eligible projects include habitat restoration or protection, water quality improvements, environmental planning and environmental education projects which support the Tampa Bay Comprehensive Conservation and Management Plan.

The City of St. Petersburg is eligible to apply for TBERF funds for projects located within the Tampa Bay watershed, which typically can range from \$50,000 - \$250,000. A summary of TBERF results to date is attached.



Tampa Bay Environmental Restoration Fund Overview

The Tampa Bay Environmental Restoration Fund (TBERF) is an annual competitive grants program with goals to restore Tampa Bay and watershed. The Tampa Bay Estuary Program and the national non-profit organization Restore America's Estuaries encourage contributors from public and private sectors to participate. In TBERF's first three years (2013- 2015) over \$2M was contributed by 12 public and private sector partners, providing support for 26 competitively-awarded projects which will result in measurable environmental benefits including:

- more than 1,050 acres and 1,000 linear feet of coastal habitat restoration;
- more than 15,000 square feet of oyster reefs;
- 466 acres of freshwater wetland restoration;
- 200 acres of seagrass;
- 112 acres of coastal uplands;
- assessment of fish habitat, harmful algal blooms, hard bottom substrate, remote sensing technology, existing habitat value of dredged holes in Tampa Bay, and carbon sequestration in coastal habitats;
- waterbird management on 13 Tampa Bay island sanctuaries.

Competitive awards encourage the best projects from academic, non-profits, local governments and agencies specifically addressing adopted resource goals (i.e, increased habitat, reduced nutrient runoff, education to support attainment of goals). Required monitoring of measurable benefits assures results.

CONSERVATION OBJECTIVES

TBERF seeks applications for cost-effective projects that will implement the coastal, estuarine and freshwater wetland habitat and water quality restoration priorities that have been developed by the Tampa Bay Estuary Program and its partners, and outlined in the Tampa Bay [Comprehensive Conservation and Management Plan \(CCMP\), Charting the Course](#). Specific objectives include:

Restoring and protecting vital wildlife habitats, including tidal wetlands, forested and non-forested freshwater wetlands, in-stream fish habitat, tidal tributaries and upstream freshwaters, waterbird nesting islands, and oyster reefs and subtidal hard bottom habitats.

Improving stormwater management, implementing Low Impact Development, bioretention and rain water harvesting, and encouraging the reduction of runoff from residential landscapes.

Preference are given to projects that include the following: 1) Measurable resource benefits linked to priority activities (i.e. restore 10 acres of salt marsh; reduce nitrogen loading by 2 tons/year; etc.); 2) Activities consistent with the priorities and goals of the CCMP including applied research; 3) Education, training, and public outreach components to enhance the community benefits of the project; 4) Creation of new partnerships and innovative solutions to natural resource challenges in Tampa Bay; and 5) Specific provisions for long-term maintenance, management, and protection, as appropriate.

ACCOMPLISHMENTS to date

In 2013, 10 agencies and organizations received \$900,000 in grants for projects that restored more than 1,000 acres of coastal habitats and created 2,900 feet of oyster reefs; treated 500 acres of urban runoff; provided community education to support reduced residential runoff; and assessed fisheries habitat requirements. Sponsors of the 2013 Tampa Bay Environmental Fund included the Southwest Florida Water Management District; The Mosaic Company Foundation, Hillsborough County and the National Fish and Wildlife Foundation.

In 2014, nearly \$625,000 in grants was awarded to nine recipients that will restore 8,500 feet of oyster reefs, 26 acres of coastal wetland habitat and almost 200 acres of freshwater marsh habitat; provide community education; protect colonial nesting waterbirds on 13 bird islands; determine the extent and quality of hard bottom habitat; and assess the climate mitigation benefits of restoring coastal habitats in Tampa Bay. In 2014, the grant program was financed with contributions from SWFWMD; The Mosaic Company Foundation through the National Fish and Wildlife Foundation; Manatee County; Pinellas County; TECO Energy; the Florida Department of Transportation; and Port Tampa Bay.

For the FY2015 Tampa Bay Environmental Restoration Fund, contributions were received from SWFWMD Cooperative Funding, Hillsborough County, The Mosaic Company Foundation, Manatee County, Pinellas County, FDOT, Tampa Electric Company, and USFWS. Seven projects were funded for TBERF 2015; all are currently underway.

For the FY2016 TBERF, contributions were received from SWFWMD Cooperative Funding, Hillsborough County, The Mosaic Company Foundation, Pinellas County, FDOT, Tampa Electric Company, and USFWS. 2016 projects will be awarded in August 2016.

Contacts:

Maya Burke, Tampa Bay Estuary Program

mburke@tbep.org

727-893-2765

Lance Speidell, Restore America's Estuaries

lspeidell@estuaries.org

703-524-0248

COUNCIL AGENDA NEW BUSINESS ITEM

TO: **Members of City Council**

DATE: **August 12, 2016**

COUNCIL DATE: **August 25, 2016**

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

ACTION DESIRED: Respectfully request that City Council refer to the PS&I Committee a discussion regarding the South St. Petersburg CRA grant program, to include the following topics:

- Creating a transparent public process to allocate funds for the grant program.
- Development of criteria for the expenditure of grant funds with goals and objectives.
- Consider the use of an existing sunshine committee (e.g., Citizen Advisory Committee) or form a new sunshine committee to review applications and make recommendations on funding requests.
- Request the City Attorney's Office to provide guidance on whether political organizations can be excluded from receiving grant funds

Ed Montanari
Council Member, District 3

City of St. Petersburg
Committee of the Whole
Meeting of July 28, 2014 @ 8:00 a.m.
City Hall - Room 100

Present: Council Chair Amy Foster, Vice-Chair Darden Rice, Council members Charlie Gerdes, Jim Kennedy, Ed Montanari, Steve Kornell, Karl Nurse and Lisa Wheeler Brown; Jackie Kovilaritch, City Attorney; Mark Winn, Assistant City Attorney; Dr. Gary Cornwell, City Administrator; Sheriff Gualtieri, Pinellas County; Chief Holloway, SPPD; Adam Tebrugge, ACLU; Kofi Hunt; and Jabaar Edmond; Kenneth Welch, Pinellas County Commissioner; George Lofton, Suncoast PBA.

A. Call to Order – Council Chair Amy Foster

Chair Foster called the meeting to Order

1. Discussion Item - Civil Citation Program

Council Member Kornell gave a brief overview concerning a diversion program for minor misdemeanor offenses. Sheriff Gualtieri gave a thorough presentation on the Pinellas County Sheriff's Office proposed Adult Pre-Arrest Diversion Program. CM Gerdes commented on the criteria for eligibility and if the 48 hours to report is flexible. Sheriff Gualtieri commented that as the program starts off, if the 48 hours timeframe is not adequate, they will be flexible and revisit the issue. CM Gerdes commented on the City having a complimentary funding package to help those who can't afford a basic risk assessment, if it is determined by the program that it is needed. CM Gerdes also suggested that the City have a reasonable funding source of \$10 - \$20 thousand to pay for bus passes for St. Petersburg residents to be able to travel to the Criminal Complex on 49th Street. CM Rice asked about Community Service vs. paying a fine. The Sheriff commented that they believe this should be a fair playing field and because someone has the ability to pay is not fair to those who do not have that ability, therefore they opted to go with a Community Service sanction. Sheriff Gualtieri commented that as they get into the program they will be flexible on adjusting aspects of the program and

measuring where the volume of offenders come from and that if warranted, would be open to the idea of a possible remote location. CM Kennedy questioned the public records aspect of the program and the letter of completion. CM Montanari asked the Sheriff to touch on the cost to incarcerate someone. Sheriff Gualtieri commented that this program is cost effective as compared to someone who is charged with a misdemeanor without the benefit of the program. In both scenarios they would essentially end up with the same result, whether it's probation or community service. The advantage of the diversion program is that it would not be a burden on the court system. The Sheriff was asked about the chronic homeless and this program. Sheriff Gualtieri stated that the majority of chronic homeless would not qualify for the program for the fact that many have extensive arrest records. The Sheriff's office is going to keep extensive data on the program, and will share that data. CM Kornell asked that we be provided quarterly reports and would like the consideration of a remote location. Sheriff Gualtieri said he will put in the MOU that quarterly reports will be given to all parties of the MOU. He would like to get the program up and running, closely monitor the program and make adjustments as needed.

Chief Holloway believes this program is needed countywide to create a level playing field with all law enforcements departments being on the same program. Chief Holloway supports this program 100%.

Adam Tebrugge, staff attorney with the ACLU believes this program is a substantial improvement over the status quo. There are some concerns but agrees the program needs to get up and running to figure out what some of those problems might be.

Kofi Hunt commented from an advocate prospective. Jabaar Edmond commented as someone who has been affected by a misdemeanor arrest.

Commissioner Ken Welch thanked the Council for their leadership on this conversation. This is a major step forward putting together a program that addresses the issue of impact of minor arrests on the community and folks not being able to get a job, driver's license, or an education due to a minor arrest. The plan that is being put together is very progressive and addresses the issues.

George Lofton, Representative of Suncoast PBA wants to be sure there is no negative affect on the individual officers.

A motion was made by CM Kornell and seconded by CM Gerdes for a Resolution supporting the Sheriff's Adult Pre-Arrest Diversion Program.
Motion passed 7-0

B. Next Meeting – August 25, 2016 @ 1:00 p.m., City Hall - Room 100

C. Meeting was adjourned at 10:02 a.m.

RESOLUTION NO. _____

A RESOLUTION EXPRESSING SUPPORT FOR THE
SHERIFF'S ADULT PREARREST DIVERSION
PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, last fall the City Council initiated discussions concerning a diversion program for minor misdemeanor offenses and requested the County to also look into that issue; and

WHEREAS, the Sheriff has developed a program which is supported by the State Attorney, Public Defender and Chief Holloway which creates an adult prearrest diversion program; and

WHEREAS, the Sheriff presented to program to a Committee of the Whole; and

WHEREAS, the Sheriff agreed to provide quarterly reports that will include the appropriate metrics to assist in evaluating the program; and

WHEREAS, the program substantially meets the initial goals Council had when the concept was originally discussed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Council supports the adult prearrest program as presented, and modified, by the Sheriff.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

City Attorney (Designee)

RESOLUTION NO. _____

A RESOLUTION EXPRESSING SUPPORT FOR THE
SHERIFF'S ADULT PREARREST DIVERSION
PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, last fall the City Council initiated discussions concerning a diversion program for minor misdemeanor offenses and requested the County to also look into that issue; and

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WHEREAS, the Sheriff presented the program to a Committee of the Whole; and

WHEREAS, the Sheriff agreed to provide quarterly reports that will include the appropriate metrics to assist in evaluating the program; and

WHEREAS, the program substantially meets the initial goals Council had when the concept was originally discussed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Council supports the adult prearrest program as presented, and modified, by the Sheriff.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:

City Attorney (Designee)

City of St. Petersburg
Youth Services Committee Report
Thursday, August 11, 2016
10:30 a.m.

Room 100

Members and Alternates: Council Members Amy Foster (Chair), Lisa Wheeler-Bowman (Vice-Chair), Charlie Gerdes, and Karl Nurse; Alternate – Darden Rice

Support Staff: Mike Jefferis, Parks and Recreation Director

- A. Call to Order and Roll Call – Council Member Amy Foster, Committee Chair
The meeting was called to order by Chair Foster. Council members in attendance were Amy Foster, Charlie Gerdes, Karl Nurse, and Lisa Wheeler-Bowman.
- B. Approval of minutes for Youth Services Committee – July 14, 2016
The minutes for the meeting of July 14, 2016 were approved as submitted.

C. Agenda Items

1. Consultant Lynne Tucker of Social Capital appeared before the Youth Services Committee at the invitation of Education and Community Engagement Director Leah McRae. Ms. Tucker’s topic of discussion was summer learning loss and expanded learning opportunities faced by at-risk and disadvantaged students. She presented methods to curb academic achievement gaps by involving community stakeholders and developing learning opportunities. Ms. Tucker stated that cities around the country have embraced this methodology with great success.

Parks and Recreation Director Mike Jefferis noted that St. Petersburg has parallel attributes to other cities and identified expanded learning opportunities implemented by his department:

- 350,000 free breakfasts and lunches served at facilities and parks during the summer
- tutoring and disguised learning techniques employed
- hiring of elementary and middle school teachers at departmental facilities enforcing STEM and science teachers at Boyd Hill Nature Preserve
- *Libraries Unshelved* program, working closely with libraries to make books readily available at facilities
- out-of-school time, after school, and overlay programs
- family open house at recreation facilities to introduce available services

Mike concluded by publically thanking Council Members, the Mayor’s office, and the Juvenile Welfare Board for the resources and support provided. He is committed

to fine tuning the expanded learning services offered and finding opportunities where each student will progress at his or her best.

D. Next Meeting Date – Thursday, September 8, 2016

E. Adjournment – Meeting was adjourned at 11:20 a.m.

Report of the LAIR Committee

August 11, 2016

In attendance: Committee Chair Rice, Committee Vice-Chair Montanari, Committee Members Foster, Gerdes, Kennedy Jr., and Kornell

The committee began its discussion of 2017 legislative priorities with remarks by Chair Rice to ask members of the committee bring up issues that the City has responsibility for or ability to have an impact on. Many worthy issues fall outside our capacity to impact and focus should remain on those that we can move forward.

Issues important to Mayor Kriseman include but are not limited to:

- Funding of a water project to augment current plans for wastewater system improvement
- Sunken Gardens \$350,000 historic preservation grant
- County Infrastructure Surtax revisions to allow for city-only vote for transportation projects
- Restoration of Economic Development Incentives
- Permanent Implementation of Mooring Fields and Derelict Vessels legislation. Mooring Field pilot project expires in 2017.

The committee also discussed its ability to advocate regarding gun legislation as requested by Chief Holloway.

Other potential legislative issues brought up by committee members included:

- Amendment #1 monies for urban land purchases
- Civil Citations
- Flood Insurance reform
- Treasure Island/Central Ave. funding
- Vehicles for Hire
- Center for Innovation

At the next meeting of the committee, staff and members will bring for discussion legislative agendas for local organizations and community partners, e.g. Chamber of Commerce, Main Street Districts, USFSP, SPC, etc. so that their priorities can be incorporated into the City's legislative program.

There was also a brief discussion of federal issues including funding for infrastructure, flood insurance reform and unification/consolidation of MPOs.

The 2017 Florida Legislative Session will begin on March 7 and is scheduled to conclude on May 5. The Organizational Session will be held on November 22. No schedule for Committee Meetings has been released, but will likely be held in January and February, with December a question mark.

The Senate will be led by Sen. Joe Negron of the Indian River coastal area. And Sen. Oscar Braynon of Miami will be the Democratic Leader. On the House side, the incoming Speaker of the House is Richard Corcoran of central Pasco County, and his Democratic counterpart is Rep. Janet Cruz of Tampa. Sen. Negron is known for his advocacy of the environmental issues surrounding the Indian River Lagoon and for higher education reform. Rep. Corcoran has championed his opposition to Medicaid expansion and economic development incentives throughout his legislative tenure. Sen. Jack Latvala of Pinellas County will chair the Senate Appropriations Committee. Senator Latvala is the current chairman of the Pinellas Legislative Delegation and Rep. Chris Latvala is the vice-chairman.

The next LAIR meeting is scheduled for September 22.

ST. PETERSBURG CITY COUNCIL

MEETING OF: August 25, 2016

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for Building Securing Number SEC 1214

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

SEC:	<u>1214</u>
NUMBER OF STRUCTURES	<u>13</u>
ASSESSABLE AMOUNT:	<u>\$2,655.87</u>

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

COST/FUNDING/ASSESSMENT INFORMATION:

The total assessable amount of \$2,655.87 will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

FOLLOW-UP: _____

AGENDA NO. _____

8/05/16 9:13:49:

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
8-25-2016

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1214 07625	660 62ND AVE S LLC 2250 62ND AVE S SAINT PETERSBURG FL 33712	06 32 17 00000 340 0400 N 90FT OF S 120FT OF W 19 FT OF E 220FT OF SE 1/4 OF SW 1/4 OF SEC 06-32-17 LESS RD R/W	5345 4TH ST S	516.69
SEC 1214 07626	PRIMESTAR FUND I TRS INC PO BOX 441 ODESSA FL 335560441	30 31 17 15354 007 0010 CHICAGO SUB NO. 2 BLK 7, LOT 1	875 10TH AVE S	106.29
SEC 1214 07627	HOLLAN, WILLIE EST 773 61ST AVE NE SAINT PETERSBURG FL 337031613	31 30 17 24822 007 0130 EDGEMOOR ESTATES BLK 7, LOT 13	773 61ST AVE NE	289.06
SEC 1214 07628	U S BANK NATL ASSN 3476 STATEVIEW BLVD FORT MILL SC 297157203	25 30 16 56646 028 0160 MEADOW LAWN 2ND ADD BLK 28, LOT 16 LESS 3FT X 10FT T/A IN NW (STREET)	1598 63RD AVE N	131.88
SEC 1214 07629	MORGAN, CHERYL 19 SAUPE DR ENGLISHTOWN NJ 077261853	27 31 16 56970 000 0090 MEAN'S SUB LOT 9 LESS ST	4033 15TH AVE S	120.17
SEC 1214 07630	HENFRIDSSON, SOFIA MARIA CHARL 4160 35TH TER S APT 3 SAINT PETERSBURG FL 337114008	19 31 16 67500 092 0110 PASADENA ON THE GULF SEC BLK 92, LOT 11	6735 POINSETTIA AVE S	166.88
SEC 1214 07631	FUEL INVESTMENT & DEVELOPMENT 201 N FRANKLIN ST STE 2505 TAMPA FL 336025800	19 31 17 74466 003 0030 REV MAP OF ST PETERSBURG BLK 3, LOT 3	118 5TH AVE N	192.56

SAS805R

8/05/16 9:13:49:

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
8-25-2016

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ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
SEC 1214 07632	R M F HOLDINGS LLC 320 KINGSTON ST S SAINT PETERSBURG FL 337111610	27 31 16 75402 000 1290 RIDGWOOD TERRACE LOT 129	3510 16TH AVE S	84.67
SEC 1214 07633	RICH PROPERTIES LLC P O BOX 722 LITHIA FL 335470722	23 31 16 78390 018 0030 ST PETERSBURG INVESTMENT CO SUB BLK 18, LOT 3	2220 2ND AVE N	169.48
SEC 1214 07634	ANDERSON, JOHN L 3530 22ND AVE S SAINT PETERSBURG FL 337113219	34 31 16 83826 001 0010 SNYDER'S, W.J. LAKEVIEW BLK A, LOT 1	3530 22ND AVE S	344.79
SEC 1214 07635	ATHENS LAB LLC 4001 BENEVA RD APT 123 SARASOTA FL 342331039	22 31 16 96174 012 0080 WEST CENTRAL AVENUE BLK 12, LOT 8	3460 4TH AVE S	246.06
SEC 1214 07636	MILEY, PRIME JR ESTATE 3642 EMERSON AVE S SAINT PETERSBURG FL 337111736	22 31 16 96174 016 0070 WEST CENTRAL AVENUE BLK 16, E 32FT OF LOT 7 & W 28FT OF LOT 6	3642 EMERSON AVE S	84.67
SEC 1214 07637	ORANGE PALMS PROPERTIES 5263 5TH AVE S SAINT PETERSBURG FL 337071835	21 31 16 96588 012 0090 WESTMINSTER PLACE BLK 12, LOT 9	5263 5TH AVE S	202.67
TOTAL NUMBER OF ASSESSMENTS:	13		TOTAL ASSESSMENT AMOUNT:	2,655.87

SAS805R

BUILDING SECURING NUMBER SEC 1214

COST/FUNDING/ASSESSMENT INFORMATION

<u>CATEGORY</u>	<u>AMOUNT TO BE ASSESSED</u>
SECURING COST	\$ 1,152.50
MATERIAL COST	\$ 532.50
LEGAL AD	\$ 385.87
ADMIN. FEE	\$ <u>585.00</u>
TOTAL:	\$ 2,655.87

A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1214 ("SEC 1214") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8-270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the structures so secured are listed on Securing Building No. 1214 ("SEC 1214"); and

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

WHEREAS, the City Council has held a public hearing on August 25, 2016, to hear all persons who wished to be heard concerning this matter.

NOW THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of securing listed on Securing Building No. 1214 ("SEC 1214") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

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

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

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

MEETING OF: August 25, 2016

TO: COUNCIL CHAIR AND MEMBERS OF CITY COUNCIL

SUBJECT: Confirming Preliminary Assessment for Building Demolition Number **DMO 440**

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

DMO:	<u>440</u>
NUMBER OF STRUCTURES:	<u>8</u>
ASSESSABLE AMOUNT:	<u>\$108,089.75</u>

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

COST/FUNDING/ASSESSMENT INFORMATION:

The total assessable amount of **\$108,089.75** will be fully assessable to the property owners.

ATTACHMENTS:

MAYOR: _____

COUNCIL ACTION: _____

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

**** City of St. Petersburg ****
 Special Assessments Division
 FINAL ASSESSMENT ROLL
 8-25-2016

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
DMD 0440 03200	USA FED NATL MTG ASSN 950 E PACES FERRY RD NE STE 19 ATLANTA GA 303261384	14 31 16 01818 000 0170 AVALON SUB NO. 3 LOT 17	1410 25TH ST N	10,039.29
DMD 0440 03201	PINELLAS PROPERTIES LLC 547 1ST ST S STE 3301 SAINT PETERSBURG FL 337015040	15 31 16 18288 003 0100 CORSON'S SUB BLK 3, E 34FT OF LOT 10 & W 29FT OF LOT 11	3953 16TH AVE N	463.29
DMD 0440 03202	E R C HOMES LLC 2738 S FALKENBURG RD RIVERVIEW FL 335782561	36 30 16 56610 008 0010 MEADOW LAWN BLK 8, LOT 1	6710 10TH ST N	465.29
DMD 0440 03203	AURORA BANK F S B 6409 CONGRESS AVE STE 100 BOCA RATON FL 334872853	25 31 16 56988 000 0570 MEARE'S, G.W. REV. MAP LOTS 57 AND E 40 FT OF LOT 58 (SEE S26 MAP)	2201 21ST AVE S	50,954.33
DMD 0440 03204	4119 12TH ST LLC 4119 12TH AVE S SAINT PETERSBURG FL 337112442	27 31 16 65340 001 0130 PAINE'S SUB BLK A, LOT 13	4119 12TH AVE S	11,217.83
DMD 0440 03205	RICH ST PETE LLC 10450 GULF BLVD ST PETE BEACH FL 33706	22 31 16 77562 005 0150 RUSSELL PARK BLK 5, LOT 15	4111 4TH AVE N	13,470.91
DMD 0440 03206	RIVERGULF INVESTMENTS LLC 2215 GULF BLVD INDIAN ROCKS BEACH FL 337853823	25 31 16 85410 000 0320 STEVEN'S SECONND SUB, J.W. LOT 32	2009 14TH AVE S	8,858.52

8/05/16 9:25:59:

**** City of St. Petersburg ****
Special Assessments Division
FINAL ASSESSMENT ROLL
8-25-2016

Page 2

ASSESSMENT NUMBER	OWNER NAME /MAILING ADDRESS	PARCEL ID /LEGAL DESCRIPTION	PROPERTY ADDRESS	ORIGINAL ASSESSMENT
DMD 0440 03207	GREEN, EDDIE 501 SW SELDMEN AVE PT ST LUCIE	22 31 16 96228 005 0140 WEST CENTRAL AVE RESUB BLK 5, LOT 14	3519 3RD AVE S	12,620.29

FL 34953

TOTAL NUMBER OF ASSESSMENTS: 8

TOTAL ASSESSMENT AMOUNT: 108,089.75

SAS805R

BUILDING DEMOLITION NUMBER DMO 440
COST/FUNDING/ASSESSMENT INFORMATION

<u>CATEGORY</u>	<u>AMOUNT TO BE ASSESSED</u>
Demolition Cost	\$ 35,025.00
Asbestos Cost	\$ 69,359.12
Legal Ad	\$ 1,905.63
Engineer's Charge	\$.00
Administrative Fee	\$ <u>1,800.00</u>
TOTAL:	\$ 108,089.75

A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 440 ("DMO NO. 440") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8-270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the structures so demolished are listed on Building Demolition No. 440 ("DMO No. 440"); and

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

WHEREAS, the City Council has held a public hearing on August 25, 2016, to hear all persons who wished to be heard concerning this matter.

NOW THEREFORE, BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council assesses the costs of the demolition listed on Building Demolition No. 440 ("DMO No. 440") as liens against the respective real property on which the costs were incurred and that pursuant to Section 8-270 of the St. Petersburg City Code said liens shall be superior in dignity to all other liens except taxes; and

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

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

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



SAINT PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT: Ordinance approving a vacation of the western 71 foot portion of an east/west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North (City File No.: 16-33000006)

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

RECOMMENDED CITY COUNCIL ACTION:

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

The Request: The request is to vacate the western 71 foot portion of an east/west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North. The applicant has agreed to create a new alignment for the alley by dedicating a new north-south alley through the platting process.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B") and the Sketch and Legal Description (Exhibit "A"). The applicant owns the properties to the north and south of the alley to be vacated and the applicant's goal is to redevelop the area to the north of the vacated alley while providing an abutting new northern exiting alley. Concerns with the existing alley include a lack of visibility when exiting onto 4th Street North as this is just north of the 5th Avenue North right turn lane.

Discussion: As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-ways would be consistent with the criteria in the City Code, the Comprehensive Plan, and the applicable special area plan.

Agency Review: The vacation application was routed to City Departments and outside utility providers. City Departments and outside utility providers indicated that they have facilities in the area to be vacated and would require relocation or an easement. A requirement for a public utility easement is a proposed condition of approval recommended by the Development Review Commission.

Public Comments: Prior to the DRC hearing, staff received several phone calls in regards to the vacation of the subject alley. Robin Reed of the Historic Old Northeast Neighborhood Association indicated that they would not be in support of this vacation. Helen Huntley called and indicated that she would not object as long as a new north-south portion of alley would be dedicated. John Owen who owns several properties on the eastern end of the subject alley indicated that he would be okay with the vacation if a new north exiting alley was to be dedicated.

DRC Action/Public Comments: On June 1, 2016, the Development Review Commission (DRC) held a public hearing on the subject application. No person spoke in opposition to the request. After the public hearing, the DRC voted 7-0 to recommend approval of the proposed vacation, with an amended condition clarifying that the new alley to be dedicated is to be paved with brick to City Standards. In advance of this report, no additional comments or concerns were expressed to the author.

RECOMMENDATION:

The Administration recommends **APPROVAL** of the partial alley right-of-way vacation, subject to the following conditions:

1. Prior to recording the vacation ordinance, the applicant shall replat the vacated alley and the abutting three parcels to the north, and dedicate a new 20 foot north south alley abutting the un-vacated portion of the alley. The applicant shall also dedicate a public utility easement in the area of the vacated portion of the alley. The newly dedicated alley shall be paved to City standards with brick and include an area sufficient for the turning radius required for City sanitation trucks and City fire equipment;
2. Prior to recording the vacation ordinance, the applicant shall tie together Lot 8 and Lot 9 under common ownership;
3. No future redevelopment of Lot 8 as a standalone lot shall be approved;
4. Comply with the Conditions in the Engineering Memorandum dated May 25, 2016, and include paving the newly dedicated alley with brick to City standards;
5. As required City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

Attachments: Attachment "A" – Parcel Map, Attachment "B: Aerial, Ordinance, Exhibit "A" Revised Sketch and Legal dated 5/27/16, Staff Report

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF THE WESTERN 71 FOOT PORTION OF AN EAST/WEST ALLEY IN THE BLOCK BOUNDED BY 3RD STREET NORTH AND 4TH STREET NORTH BETWEEN 5TH AVENUE NORTH AND 6TH AVENUE NORTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission on June 1, 2016 (City File No. 16-33000006):

Legal Description: See Exhibit "A" Sketch and Legal

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

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

1. Prior to recording the vacation ordinance, the applicant shall replat the vacated alley and the abutting three parcels to the north, and dedicate a new 20 foot north south alley abutting the un-vacated portion of the alley. The applicant shall also dedicate a public utility easement in the area of the vacated portion of the alley. The newly dedicated alley shall be paved to City standards with brick and include an area sufficient for the turning radius required for City sanitation trucks and City fire equipment;
2. Prior to recording the vacation ordinance, the applicant shall tie together Lot 8 and Lot 9 under common ownership;
3. No future redevelopment of Lot 8 as a standalone lot shall be approved;
4. Comply with the Conditions in the Engineering Memorandum dated May 25, 2016, and include paving the newly dedicated alley with brick to City standards;
5. As required City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

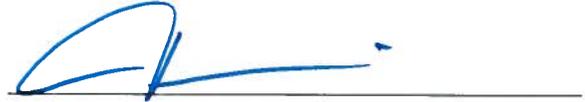
SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will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

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

LEGAL:



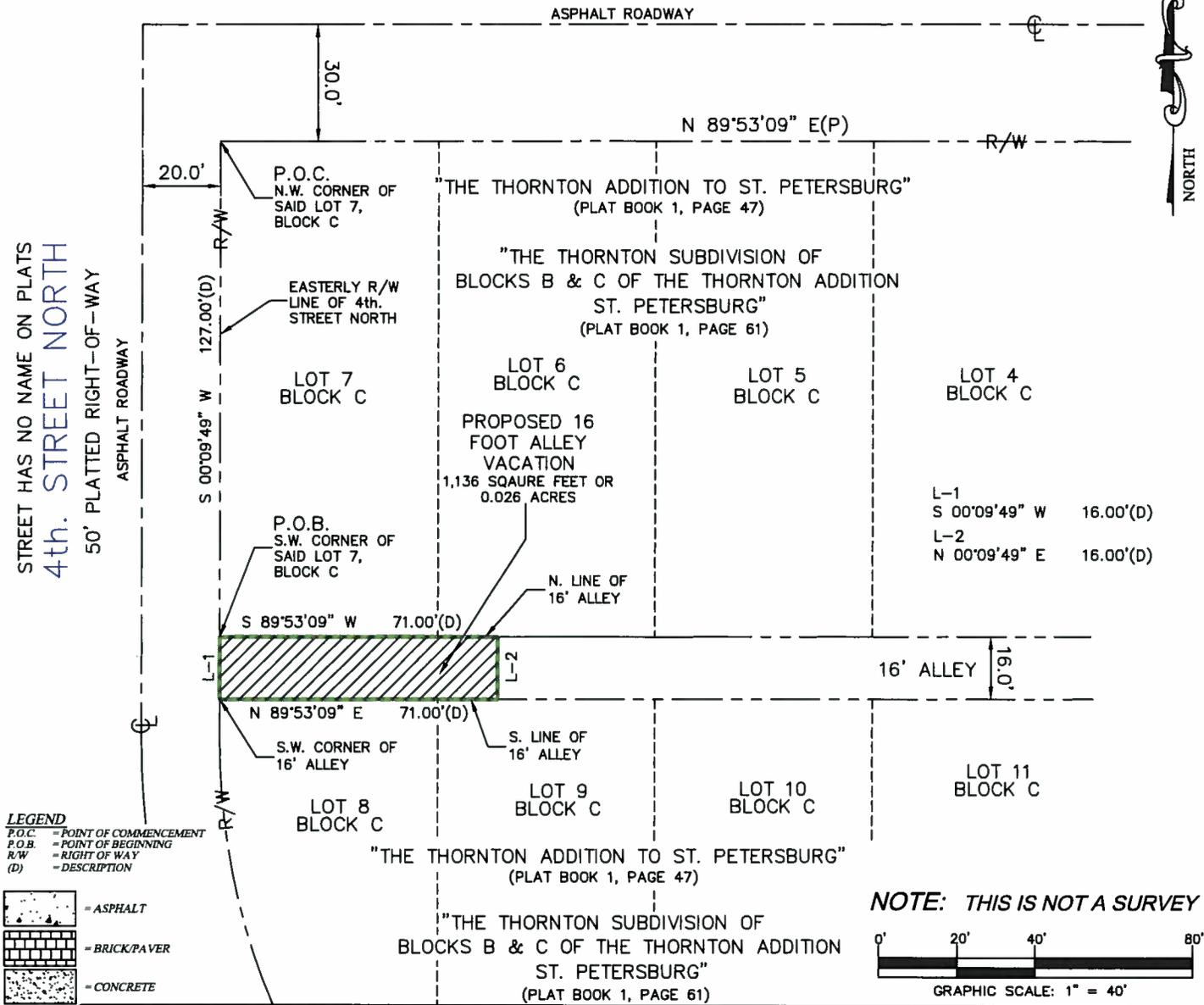
PLANNING & ECONOMIC DEVELOPMENT
DEPARTMENT:



SKETCH OF DESCRIPTION

PLATTED AS: MICHIGAN AVENUE
 KNOWN AS: 6th. AVENUE NORTH
 60' PLATTED RIGHT-OF-WAY

Exhibit "A"



PROPERTY ADDRESS: 334 6th. AVENUE NORTH - ST. PETERSBURG, FLORIDA 33701

CLIENT NO: N/A
 JOB NO: 19068-1
 FIELD DATE: N/A
 APPROVED BY: AER
 CHECKED BY: AER
 DRAWN BY: TSS
 DRAWN DATE: 05/27/2016



FOR: PETER FORD (EXCLUSIVELY)

This Description and Sketch was prepared without the benefit of a title search and is subject to all easements, Rights-of-way, and other matters of record.



STATE OF FLORIDA
 05/27/2016
 CERTIFIED BY: ALAN E. ROZOR, Sr. PSM No. 6513 DATED
 FIRST CHOICE SURVEYING, INC.
 P.O. BOX 470978, LAKE MONROE, FL 32747
 407.951.3425 (Office); 407.520.5453 (Fax); LB #7564

NOT VALID WITHOUT THE AUTHENTICATED ELECTRONIC SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

SURVEYOR'S NOTES

1. THIS SKETCH OF DESCRIPTION WAS PREPARED FOR THE SOLE PURPOSE OF SHOWING THE LOCATION OF A PORTION OF A 16 FOOT ALLEY THAT NEEDS TO BE VACATED.
 BOUNDARY SURVEY WAS COMPLETED ON 02/18/2016.

Legal Description of proposed portion of vacated 16' alley: Commence at the Northwest corner of Lot 7, Block C, of THE THORNTON ADDITION TO ST. PETERSBURG, according to the Plat thereof as recorded in Plat Book 1, Page(s) 47, of the Public Records of Pinellas County, Florida, said Northwest corner is also shown on the plat, of THORNTON SUBDIVISION OF BLOCKS B & C OF THE THORNTON ADDITION TO ST. PETERSBURG, according to the Plat thereof as recorded in Plat Book 1, Page(s) 61, of the Public Records of Pinellas County, Florida; thence run S. 00°09'49" W., along the Easterly Right-of-Way line of 4th Street North, as it now exists, a distance of 127.00 feet to the Point of Beginning of this description, said point also being the Southwest corner of said Lot 7, Block C; Thence continue S. 00°09'49" W., along said Easterly Right-of-Way line of 4th Street North, a distance of 16.00 feet to a point, said point also being the Southwest corner of a 16 foot alley, Thence departing said Easterly Right-of-Way line run N. 89°53'09" E., along the South line of a 16 foot alley, a distance of 71.00 feet to a point; Thence run N. 00°09'49" E., a distance of 16.00 feet to a point; thence run S. 89°53'09" W., along the North line of a 16 foot alley, a distance of 71.00 feet to the Point of Beginning of this description.

Said described portion of proposed vacated alley contains 1,136 square feet or 0.026 acres, more or less.



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

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

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

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

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on June 1, 2016, at 2:00 P.M. in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 16-33000006 PLAT SHEET: E-6

REQUEST: Approval of a vacation of the western 71 foot portion of an east/west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North

OWNER: Peapod LC
345 5th Avenue North
Saint Petersburg, Florida 33701-2955

OWNER: 4th Street Corner, LLC
345 5th Avenue North
Saint Petersburg, Florida 33701-2955

**ADDRESSES and
PARCEL ID NOS.:** 341 5th Avenue North; 18-31-17-90576-003-0090
349 5th Avenue North; 18-31-17-90576-003-0080
533 4th Street North; 18-31-17-90576-003-0060

LEGAL DESCRIPTION: On File

ZONING: Corridor Commercial Traditional-1 (CCT-1)

DISCUSSION AND RECOMMENDATION:

Request. The request is to vacate the western 71 foot portion of an east/west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B") and the Sketch and Legal Description (Exhibit "A"). The applicant owns the properties to the north and south of the alley to be vacated. The applicant's goal is to redevelop the area to the north of the vacated alley while providing an abutting new northern exiting alley. Concerns with the existing alley exiting onto 4th Street North just to the north of the 5th Avenue North right turn lane are lack of visibility for cars existing the alleyway (see Transportation Division email attached).

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

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

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

A. Land Development Regulations

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

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

The vacation application was routed to City Departments and outside utility providers. City Departments and outside utility providers indicated that they have facilities in the area to be vacated and would require relocation or an easement. A requirement for a public utility easement is a proposed condition of approval at the end of this report.

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

The only lot of record potentially affected by this alley vacation would be Lot 8 located to the south of the proposed alley vacation, and owned by the applicant. The abutting Lot 9 is owned by the applicant as well and he has agreed to tie together the ownership of these two parcels.

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

The vacation of this 71 foot section of alley right-of-way will not substantially affect utilized travel patterns and will not create a dead end right-of-way. A condition of the vacation of this segment of alley would be the dedication of a new 20 foot wide alley exiting to the north onto 6th Avenue North. This would then provide access to 4th Street North in a more safe location.

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

The original east-west alley was dedicated by the plat of Thornton's Addition in 1891 and was intended to provide secondary access to the rear yards of the lots within the block. Now that the north side of the block will be assembled for redevelopment as a consolidated site, the need for the alley right-of-way as originally dedicated is no longer necessary. The replacement alley proposed by the applicant will preserve access to the rear yards of the remaining lots within the eastern portion of the block which are not part of the proposed project.

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

No other factors have been raised for consideration.

B. Comprehensive Plan

Future Land Use Element Policy 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.

The vacation of this alley will foster redevelopment which is a goal of the Comprehensive Plan. The applicant has agreed to dedicate a new alley to replace the portion of the alley being vacated. The City's Neighborhood Transportation Division has reviewed the proposed vacation and has no objection.

C. Adopted Neighborhood or Special Area Plans

The subject property is within the boundaries of the Historic Old Northeast Neighborhood Association. The Historic Old Northeast Neighborhood Plan notes the importance of maintaining alley access so that both residential and commercial uses have access from the rear of the properties.

There are no Special Area Plans which affect vacation of alleys in this portion of the City. The subject property is adjacent to the boundaries of the Intown Activity Center. The Intown Activity Center plan has an element which applies to this vacation of right-of-way:

One of the Development Guidelines is to "To encourage consolidation of blocks and promote a unified development concept, the City will consider the closing of selected streets and alleyways in accordance with an appropriate proposal".

This proposed vacation is in support of redevelopment of the adjacent parcel.

Comments from Agencies and the Public

Staff received several phone calls in regards to the vacation of the subject alley. Robin Reed of the Historic Old Northeast Neighborhood Association indicated that they would not be in support of this vacation. Helen Huntley called and indicated that she would not object as long as a new north existing alley would be dedicated. John Owen who owns several properties on the

eastern end of the subject alley indicated that he would be okay with the vacation if a new north exiting alley was dedicated.

RECOMMENDATION. Staff recommends **APPROVAL** of the proposed alley right-of-way vacation. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

1. Prior to recording the vacation ordinance, the applicant shall replat the vacated alley and the abutting three parcels to the north, and dedicate a new 20 foot north south alley abutting the un-vacated portion of the alley. The applicant shall also dedicate a public utility easement in the area of the vacated portion of the alley. The newly dedicated alley shall be paved to City standards with brick and include an area sufficient for the turning radius required for City sanitation trucks and City fire equipment;
2. Prior to recording the vacation ordinance, the applicant shall tie together Lot 8 and Lot 9 under common ownership;
3. No future redevelopment of Lot 8 as a standalone lot shall be approved;
4. Comply with the Conditions in the Engineering Memorandum dated May 25, 2016;
5. As required City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

REPORT PREPARED BY:


 Kathryn A. Younkin, AICP, LEED AP BD+C, Deputy Zoning Official
 Development Review Services Division
 Planning & Economic Development Department

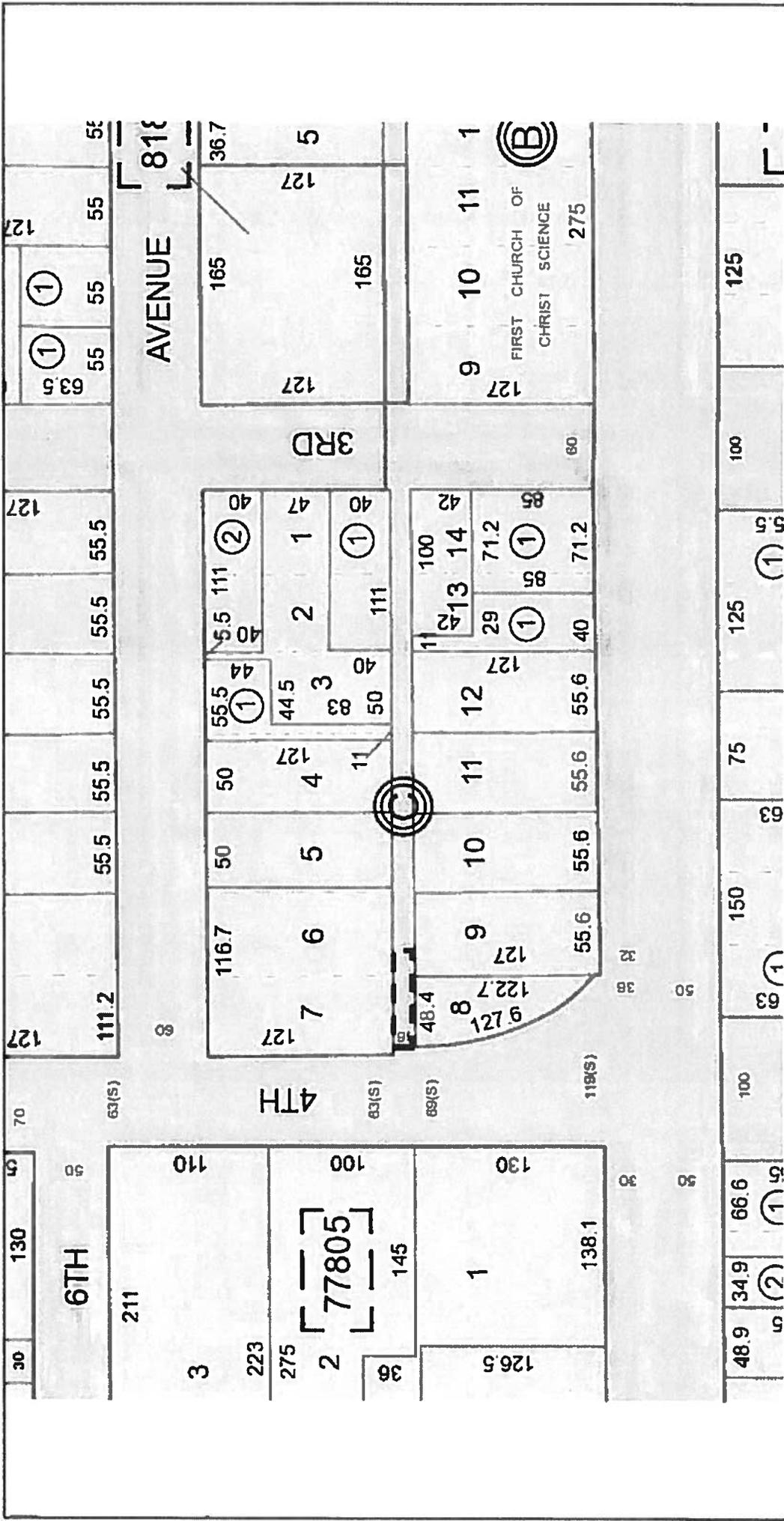
5/25/16
 DATE

REPORT APPROVED BY:

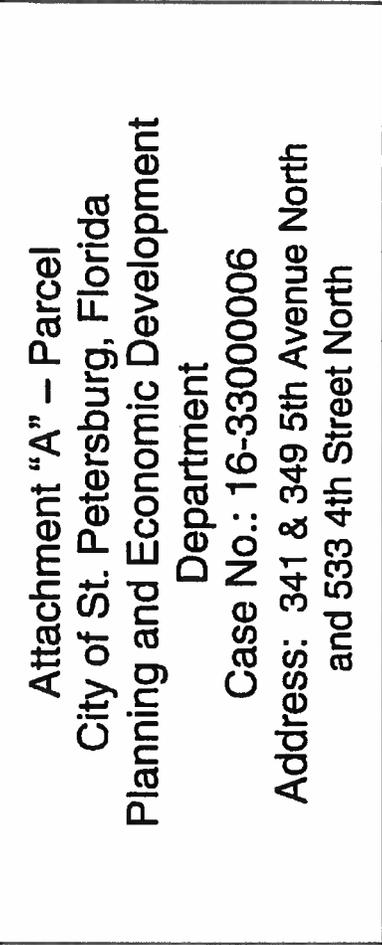

 Elizabeth Abernethy, AICP, Zoning Official (POD)
 Planning and Economic Development
 Development Review Services Division

5-26-16
 DATE

Attachments: A – Parcel Map, B – Aerial Map, Exhibit “A” – Sketch and Legal Description, Transportation Department email dated May 25, 2016, Conceptual Site Plan, Engineering Department Memorandum dated May 25, 2016



Attachment "A" – Parcel
 City of St. Petersburg, Florida
 Planning and Economic Development
 Department
 Case No.: 16-3300006
 Address: 341 & 349 5th Avenue North
 and 533 4th Street North



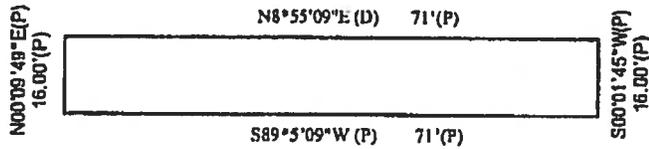
N ↑
 (nts)

SKETCH OF DESCRIPTION



Legal Description. Begin at the southwest corner of Lot 7, Block C, of THE THORNTON ADDITION TO ST. PETERSBURG, according to the Plat thereof as recorded in Plat Book 1, Page(s) 47, of the Public Records of Hillsborough County, Florida, of which is Pinellas County was formerly a part, thence run East 71' thence run South 16', thence run West 71', thence run North 16' to the Point of Beginning.

PLATTED RIGHT-OF-WAY VARIES
ASPHALT ROADWAY



PROPER TO ADDRESS: ST. PETERSBURG, FL 33701

<p> P.O.B. - POINT OF BEGINNING P.O.A. - POINT OF ADJACENCY (M) - MEASURED P.I. - POINT OF INTERSECTION P.C. - POINT OF CURVATURE (U) - UTILITY R - RAISED L - ARC LENGTH C.M. - CURVED MEASUREMENT (D) - DIRECTIONAL MEASUREMENT C.M.C. - CURVED MEASUREMENT P.A.C. - POINT OF ADJACENCY </p>	<p> LEGEND LIST OF UTILITY ENCUMBRANCES GRAPHIC SCALE: 1" = 30' </p>	<p> Legal Description. SEE ABOVE. </p>
<p> C.V. - CURVED VERTICAL C.S. - CURVED SLOPE U.S. - UTILITY SLOPE P.S. - PUBLIC UTILITY SLOPE P.P.S. - PRIVATE UTILITY SLOPE P.P.S. - POWER SLOPE P.P.S. - STEEL SLOPE FLOOD ZONE (FOR INFORMATIONAL PURPOSES ONLY) SUBJECT PROPERTY SHOWN HEREIN APPEARS TO BE LOCATED IN FEMA X AREA EXCEEDING THE 100 YEAR FLOOD PLAIN FOR PUBLIC MAP NUMBER 131000101E DATED 08/01/01 THIS SURVEYOR MAKES NO GUARANTEE AS TO THE ACCURACY OF THE ABOVE INFORMATION THE LOCAL PUBLIC AGENT SHOULD BE </p>	<p> SURVEYOR'S INITIALS </p>	<p> CERTIFIED TO: PEAPOD, LC </p> <p> CLIENT NO. PFA _____ JOB NO. 1951 _____ FIELD DATE: ADA _____ APPROVED BY: AER _____ CHECKED BY: AER _____ DRAWN BY: TSS _____ DRAWN DATE: 04/10/08 </p> <p style="text-align: center; font-size: 24pt; font-weight: bold;">THIS IS NOT A SURVEY</p>

Kathryn Younkin

From: Thomas M Whalen
Sent: Wednesday, May 25, 2016 12:11 PM
To: Kathryn Younkin
Cc: Michael J. Frederick
Subject: DRC Case for Alley Vacation North of 5th Avenue North and East of 4th Street

Kathryn,

The Transportation and Parking Management Department supports closing the section of the east-west alley east of 4th Street for transportation safety reasons. It will reduce the potential conflict between motorists using this alley to access 4th Street and motorists making westbound to northbound right turns at the intersection of 5th Avenue North and 4th Street.

Tom Whalen, AICP
Planner III, Transportation and Parking Management
City of St. Petersburg
One Fourth Street North, St. Petersburg, FL 33701
727-893-7883 / Fax: 727-551-3326
Tom.Whalen@stpete.org

MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING DEPARTMENT

TO: Pamela Jones, Development Services
FROM: Nancy Davis, Engineering Plan Review Supervisor
DATE: May 25, 2016
SUBJECT: Right-of-Way Vacation – Revision to previous comment #6
FILE: 16-33000006

LOCATION: 334 – 6th Avenue North, PIN 18/31/17/90576/003/0050 (E 50' of lot 5)
341 5th Avenue North, PIN 18/31/17/90576/003/0090 (Lot 9)
349 5th Avenue North, PIN 18/31/17/90576/003/0080 (Lot 8)
533 4th Street North, PIN 8/31/17/90576/003/0060 (lot 6, 7, & west 5' of lot 5)
ATLAS: E-6
PROJECT: Partial Alley Vacation

REQUEST: Approval of the vacation of the western 111.5-feet of an east-west alley in the block bounded by 3rd Street North and 4th Street North between 5th Avenue North and 6th Avenue North.

COMMENTS: The Engineering and Capital Improvements Department has no objection to the partial alley vacation provided the following are conditions of the approval:

1. The application indicates that the western 111.50 feet of the alley is to be vacated. However, the footage of the alley vacation must be reduced to assure that the alley continues to provide access to each platted lot of record. The application indicates that Thornton's Add Block C lots 8 and 9 are in the ownership of Peapod, LC. These two lots must be legally joined together and the western terminal end of the alley must extend to the western boundary of lot 9, or as a minimum, to the point where lot 9 requires access from the alley.
2. Per City of St. Petersburg Code Section 16.40.140.2.1(E)(3), a right of way vacation shall not create dead-end rights-of-way therefore, as a condition of this vacation request, the applicant must dedicate a new 20-foot wide alley right of way, extending from the western termination of the existing alley to 6th Avenue North. The applicant shall pave this alley extension to 6th Avenue North per current City Engineering Standards and Specifications. Any associated cost for design, permitting, and construction required for the alley construction shall be by and at the sole expense of the applicant.
3. All brick, granite curbing and/or hexagon block pavers which exist within the alley right of ways to be vacated, shall remain the property of the City of St. Petersburg. Granite curb & brick which are not to be used to improve the north/south alley right of way required to be dedicated as a condition of this vacation, shall be removed, neatly stacked, palletized and delivered to the City Maintenance yard located at 1635 - 3rd Avenue North by and at the sole expense of the developer / contractor. Contact Teena Smith (phone 727-893-7861) to arrange a site visit to verify quantities of materials to be removed and to arrange a time when the City will accept the materials delivery and provide written verification of quantities of materials delivered to the City by the contractor.

* It is noted that the existing alley is brick. Engineering recommends that the City's Zoning division determine if the applicant will be required, as a condition of the alley vacation, to construct the new required north/south alley segment with brick and granite curb to match the existing alley.

4. As a condition of the partial alley vacation, the existing redundant (abandoned) alley apron to 4th Street shall be completely removed from within the right of way. The road curb shall be restored within a raised curb to match the existing adjacent curb type and the sidewalk shall be restored to match the existing adjacent sidewalk. Note that the 4th Street Corridor area improvement project contains specialty concrete sidewalks which are stamped with a hexblock pattern and colored with a specific concrete stain color pattern. All public sidewalk constructed within the 4th Street Corridor shall be constructed to match existing adjacent sidewalk stamp pattern and concrete stain color pattern. Associated cost for design, permitting, and construction shall be by and at the sole expense of the applicant.

5. Landscape or streetscape improvements to be placed within the FDOT controlled right of ways of 4th Street must be permitted through FDOT. Note that this area of 4th Street is covered by Landscape Memorandum of Agreement #23-06 and Streetscape Memorandum of Agreement #01-06 (executed by the City and FDOT). During the permitting process, the FDOT will add this project to the MOA via an Amendment which must be executed by the City and FDOT. Prior to executing the Amendment, the City will require the property owner to enter into a Parkway Maintenance Agreement (available upon request from the City Zoning department, contact Corey Malyszka). For streetscape/hardscape/specialty sidewalk improvements, utility work, roadway modifications or Maintenance of Traffic (MOT) impacts within FDOT right of way coordinate through the FDOT Pinellas Maintenance office (5211 Ulmerton Road, Clearwater, Fl., phone 727-575-8300). For landscape and irrigation improvements within FDOT right of way coordinate with the District Roadside Vegetation Coordinator William Moriarty (11201 N. McKinley Drive MS 7-1200, Tampa, FL., phone (813) 975-6273. It is the responsibility of the applicant to obtain all governmental approvals/permits from regulatory agencies including but not limited to the City of St. Petersburg, FDOT, FDEP, SWFWMD, Pinellas County, etc.

6. The applicant will be required to construct a new terminal manhole over the existing sanitary sewer main within the east/west alley, just east of the western termination of the alley. Each lot of record must have a service lateral and legal access to the public sanitary sewer main. All sanitary sewer construction shall be per current City Engineering Standards and Specifications. Associated cost for design, permitting, and construction shall be by and at the sole expense of the applicant. Alternatively, the applicant may opt to retain the entire vacated alley as Public Utility Easement in which case the new terminal sanitary sewer manhole will not be required and existing public manhole E6-140 (just east of 4th Street) will remain the terminal manhole.

7. A work permit issued by the Engineering Department must be obtained prior to the commencement of construction within right-of-way or public easement dedicated to the City of St. Petersburg. All work within City right of way or public utility easement dedicated to the City shall be in compliance with current City Engineering Standards and Specifications and shall be installed at the applicant's expense in accordance with the standards, specifications, and policies adopted by the City.

NED/MJR/jw

pc: Kelly Donnelly
Right of Way Vacation File 2016
Reading File
Correspondence File



SAINT PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT: Ordinance approving a vacation of a twenty (20) foot east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South. (City File No.: 16-33000007)

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

RECOMMENDED CITY COUNCIL ACTION:

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

The Request: The request is to vacate a twenty-foot east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B") and Sketch and Legal Description (Exhibit "A"). The applicant's goal is to vacate the right-of-way in order to facilitate redevelopment of the block.

Discussion: As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-way would be consistent with the criteria in the City Code, the Comprehensive Plan, and the applicable special area plan.

Agency Review: This application was routed to City Departments and private utility providers. The City's Engineering and Water Resource Departments indicated that there are city facilities in the alley proposed for vacation. TECO/Peoples Gas, Frontier Florida LLC and Level 3 Communications also indicated that they had facilities in the alley proposed for vacation. The applicant has indicated that they are willing to dedicate a public utility easement over the area of the alley to be vacated or relocate facilities as part of a redevelopment plan.

Public Comments: No calls were received from the public in response to the required public notice. A letter of support for the vacation was received from the St Petersburg Downtown Neighborhood Association and is included in this package.

DRC Action/Public Comments: On July 6, 2016, the Development Review Commission (DRC) held a public hearing on the subject application. No person spoke in opposition to the request. After the public hearing, the DRC voted 7-0 to recommend approval of the proposed vacation. In advance of this report, no additional comments or concerns were expressed to the author.

RECOMMENDATION: The Administration recommends **APPROVAL** of the alley right-of-way vacation, subject to the following conditions:

1. Prior to recording of the vacation ordinance, the applicant shall address the location of public utilities and services by providing a public utility easement covering the entire area to be vacated, or relocating City and private utilities at the owner's expense. In either case a written letter of no objection from the utility providers is required stating that the easement is sufficient for their interest, or that the facilities have been relocated.
2. Prior to the recording of the vacation ordinance, the alley along with the abutting properties shall be re-platted.
3. No additional curb cuts shall be created on 1st Avenue South. No curb cuts shall be created on Central Avenue.
4. Prior to recording of the vacation ordinance, the applicant shall provide an alternative approved by the City of St Petersburg's Sanitation Department for sanitation pickup locations. Future sanitation locations shall be located behind proposed structures and shall not be visible from Avenues and shall not be located in the City right-of-way.
5. Prior to the recording of the vacation ordinance, comply with the Conditions of Approval in the Engineering Memorandum dated June 3, 2016.
6. As required City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

Attachments: Ordinance, Staff Report, Letter of support from the St. Petersburg Downtown Neighborhood Association

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF A 20-FOOT EAST/WEST ALLEY IN THE BLOCK BOUNDED BY CENTRAL AVENUE AND 1ST AVENUE SOUTH BETWEEN 4TH STREET SOUTH AND 5TH STREET SOUTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following right-of-way is hereby vacated as recommended by the Administration and the Development Review Commission on July 6, 2016 (City File No. 16-33000007):

LEGAL DESCRIPTION: See attached Exhibit "A" – 2 pages.

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

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

1. Prior to recording of the vacation ordinance, the applicant shall address the location of public utilities and services by providing a public utility easement covering the entire area to be vacated, or relocating City and private utilities at the owner's expense. In either case a written letter of no objection from the utility providers is required stating that the easement is sufficient for their interest, or that the facilities have been relocated.

2. Prior to the recording of the vacation ordinance, the alley along with the abutting properties shall be re-platted.

3. No additional curb cuts shall be created on 1st Avenue South. No curb cuts shall be created on Central Avenue.

4. Prior to recording of the vacation ordinance, the applicant shall provide an alternative approved by the City of St Petersburg's Sanitation Department for sanitation pickup locations. Future sanitation locations shall be located behind proposed structures and shall not be visible from Avenues and shall not be located in the City right-of-way.

5. Prior to the recording of the vacation ordinance, comply with the Conditions of Approval in the Engineering Memorandum dated June 3, 2016.

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

SECTION 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption

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

LEGAL:

 7/13/16

PLANNING & ECONOMIC DEVELOPMENT
DEPARTMENT:



Exhibit "A"

LEGAL DESCRIPTION

That 20.00 foot wide East/West alley lying within Block 30, REVISED MAP OF THE CITY OF ST PETERSBURG, as recorded in Plat Book 1, Page 49, Public Records of Hillsborough County, Florida of which Pinellas County was formerly a part, said alley being bounded on the east by the west right of way of 4th Street South and bounded on the west by the east right of way of 5th Street South.

St. Petersburg, Florida

NOTES

1. Basis of Bearings: Assumed NORTH
2. NOT A BOUNDARY SURVEY.
3. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
4. This sketch is made without the benefit of a title report or commitment for title insurance.
5. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
6. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

LEGEND

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

PREPARED FOR: First States Investors 3300 LLC Pheil, Clarence E. Bypass Trust Pheil, Robert F.		LEGAL DESCRIPTION SECTION 19, TOWNSHIP 31 S., RANGE 17 E.		REVISED _____ _____ _____	BY _____ _____ _____	DATE _____ _____ _____	DESCRIPTION _____ _____ _____
CREW CHIEF DRAWN CHECKED FIELD BOOK FIELD DATE	INITIALS _____ _____ _____ _____ _____	DATE _____ _____ _____ _____	Catherine A. Bosco PSM LS 6257 March 25, 2016		George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET, N. ST. PETERSBURG, FLORIDA 33701 PHONE (727) 822-4317 FAX (727) 822-2919 BUSINESS ENTITY LB21 ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA		JOB NO. 16006900SS SHEET NO. 1 OF 2

FILE: I:\PROJECT\SUR\16006900SS\DWG\16006900SS VACATION DS.DWG
 LOGIN: CBOSCO
 PLOTTED: 05/02/16 10:46:10

Exhibit "A"

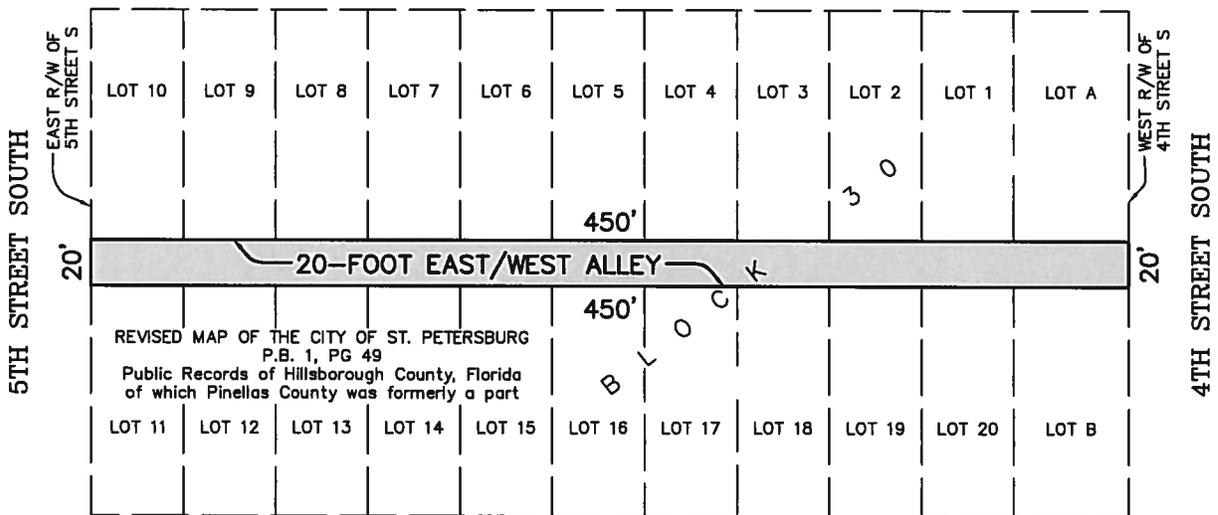


ASSUMED NORTH



SCALE: 1" = 80'

CENTRAL AVENUE



1ST AVENUE SOUTH

PREPARED FOR:
First States Investors 3300 LLC
Pheil, Clarence E. Bypass Trust
Pheil, Robert F.

LEGAL DESCRIPTION

SECTION 19, TOWNSHIP 31 S., RANGE 17 E.

REVISED	BY	DATE	DESCRIPTION

	INITIALS	DATE
CREW CHIEF		
DRAWN	CB	3/25/16
CHECKED	CB	3/25/16
FIELD BOOK		
FIELD DATE		

SEE SHEET 1 FOR
LEGAL DESCRIPTION,
NOTES, LEGEND,
SIGNATURE AND SEAL



George F. Young, Inc.

299 DR. MARTIN LUTHER KING JR. STREET, N. ST. PETERSBURG, FLORIDA 33701
PHONE (727) 822-4317 FAX (727) 822-2919
BUSINESS ENTITY LB21
ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES
GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA

JOB NO.
16006900SS

SHEET NO.

2 OF 2



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

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

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

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

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on July 6, 2016 at 2:00 P.M. in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 16-33000007 **PLAT SHEET:** F-2

REQUEST: Approval of a vacation of a twenty (20) foot east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South.

OWNER: First States Investors 3300 LLC
c/o Grammercy Property Trust
521 Fifth Avenue
New York, New York 10175

OWNER: Clarence E. Pheil Bypass Trust
PO Box 961025
Fort Worth, Texas 76161-0025

OWNER: Robert F. Pheil
PO Box 96161
Fort Worth, Texas 65161

**ADDRESS AND
PARCEL ID NOS.:** 400 Central Avenue; 19-31-17-74466-030-0001
400 Central Avenue; 19-31-17-74466-030-0010
430 Central Avenue; 19-31-17-74466-030-0030
440 Central Avenue; 19-31-17-74466-030-0050
468 Central Avenue; 19-31-17-74466-030-0081
476 Central Avenue; 19-31-17-74466-030-0090
495 1st Avenue South; 19-31-17-74466-030-0110
465 1st Avenue South; 19-31-17-74466-030-0160

451 1st Avenue South; 19-31-17-74466-030-0170
431 1st Avenue South; 19-31-17-74466-030-0200
401 1st Avenue South; 19-31-17-74466-030-0002

LEGAL DESCRIPTION: On File

ZONING: Downtown Center-C (DC-C)

DISCUSSION AND RECOMMENDATION:

Request: The request is to vacate an east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South.

The area of the right-of-way proposed for vacation is depicted on the attached maps (Attachments "A" and "B") and Sketch and Legal Description (Exhibit "A"). The applicant's goal is to vacate the right-of-way in order to facilitate redevelopment of the block.

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

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

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

A. Land Development Regulations

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

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

This application was routed to City Departments and private utility providers. The City's Engineering and Water Resource Departments indicated that there are city facilities in the alley proposed for vacation. TECO/Peoples Gas, Frontier Florida LLC and Level 3 Communications also indicated that they had facilities in the alley proposed for vacation. The applicant has indicated that they are willing to dedicate a public utility easement over the area of the alley to be vacated or relocate facilities as part of a redevelopment plan. Associated special conditions of approval have been suggested at the end of this report.

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

The entire block consisting of eleven parcels is under the ownership of three entities, including one corporation, one trust and one individual. The east-west alley, which is proposed for vacation, is currently used to access properties to the north and south of the alley. During redevelopment of the block, and through the platting process, traffic circulation and utilities will be addressed. Vacation of the alley will not detrimentally impact or impair access to any other lot of record on the block. An associated special condition of approval has been suggested at the end of this report.

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

Vacation of the alley, if approved, is not anticipated to adversely impact the existing roadway network or substantially alter utilized travel patterns. Other similar requests have been approved in the surrounding blocks, to facilitate land assembly.

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

The right-of-way is not needed for the purpose for which the City has a legal interest and there is no known present or future need for the right-of-way. The alley was originally dedicated to provide a secondary means of access to the rear yards of the lots within the block and for public utilities. In the DC Zoning districts surface parking, ancillary equipment, loading and service operations shall be placed to the rear or internal to the property and shall not be visible from streets. Redevelopment of the subject block will eliminate the need for access from the alley for vehicular traffic.

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

The subject block is included in the Intown Activity Center area. Please see comments below under Special Area Plans.

B. Comprehensive Plan

Future Land Use Element Policy LU18.2 states, "The efficiency of the existing one-way system should be preserved. Direct access to First Avenues North and South from abutting lots should be kept to a minimum. Nearby east-west alleys should not be vacated if additional curb cuts into First Avenues North and South might result."

Future Land Use Element Policy 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.

Future Land Use Element Policy 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.

The vacation of this alley will foster redevelopment which is a goal of the Comprehensive Plan. The City's Neighborhood Transportation Division has reviewed the proposed vacation and has no objection. An associated condition of approval has been suggested which limits curb cuts along 1st Avenue South to the existing number.

C. Adopted Neighborhood or Special Area Plans

The subject right-of-way is within the boundaries of the Downtown Neighborhood Association. There are no plans which affect vacation of right-of-way in this area of the City.

The subject property is also within the boundaries of the Intown Activity Center. The Intown Activity Center plan has three elements which may apply to the vacation of right-of-way:

One Objective is to provide greater accessibility to Intown activity areas and visual assets through the development of an integrated movement system for vehicles, transit, pedestrians and parking and one of those elements is to "utilize existing sidewalks and alleys for establishing a pedestrian system base".

The vacation of the subject alley will not enhance pedestrian options.

Under the Residential Development Program it is noted that the "City may initiate vacation of alleys and streets for development".

While this is not a City initiated vacation, the policy allows vacation of alleys specifically for residential development.

One of the Development Guidelines is to "To encourage consolidation of blocks and promote a unified development concept, the City will consider the closing of selected streets and alleyways in accordance with an appropriate proposal".

This proposed vacation is in support of redevelopment of the block. The block is planned for redevelopment, but there are not yet specific plans.

Comments from Agencies and the Public: As of the date of this report, no calls were received from the public. As noted above City Departments and private utility agencies did indicate the presence of facilities in the alley to be vacated and requested either an easement or relocation at the applicant's expense. The applicant will be required to provide an additional public notice prior to the public hearing before the City Council.

RECOMMENDATION. Staff recommends **APPROVAL** of the proposed alley right-of-way vacation. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

1. Prior to recording of the vacation ordinance, the applicant shall address the location of public utilities and services by providing a public utility easement covering the entire area to be vacated, or relocating City and private utilities at the owner's expense. In either case a written letter of no objection from the utility providers is required stating that the easement is sufficient for their interest, or that the facilities have been relocated.

2. Prior to the recording of the vacation ordinance, the alley along with the abutting properties shall be re-platted.
3. No additional curb cuts shall be created on 1st Avenue South. No curb cuts shall be created on Central Avenue.
4. Prior to recording of the vacation ordinance, the applicant shall provide an alternative approved by the City of St Petersburg's Sanitation Department for sanitation pickup locations. Future sanitation locations shall be located behind proposed structures and shall not be visible from Avenues and shall not be located in the City right-of-way.
5. Prior to the recording of the vacation ordinance, comply with the Conditions of Approval in the Engineering Memorandum dated June 3, 2016.
6. As required City Code Section 16.70.050.1.1 G, approval of right-of-way vacations requiring replat shall lapse unless a final plat based thereon is recorded in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

REPORT PREPARED BY:

 6/21/16

Kathryn A. Younkin, AICP, LEED AP BD+C, Deputy Zoning Official DATE
Development Review Services Division
Planning & Economic Development Department

REPORT APPROVED BY:

 6-21-16

Elizabeth Abernethy, AICP, Zoning Official (POD) DATE
Planning and Economic Development
Development Review Services Division

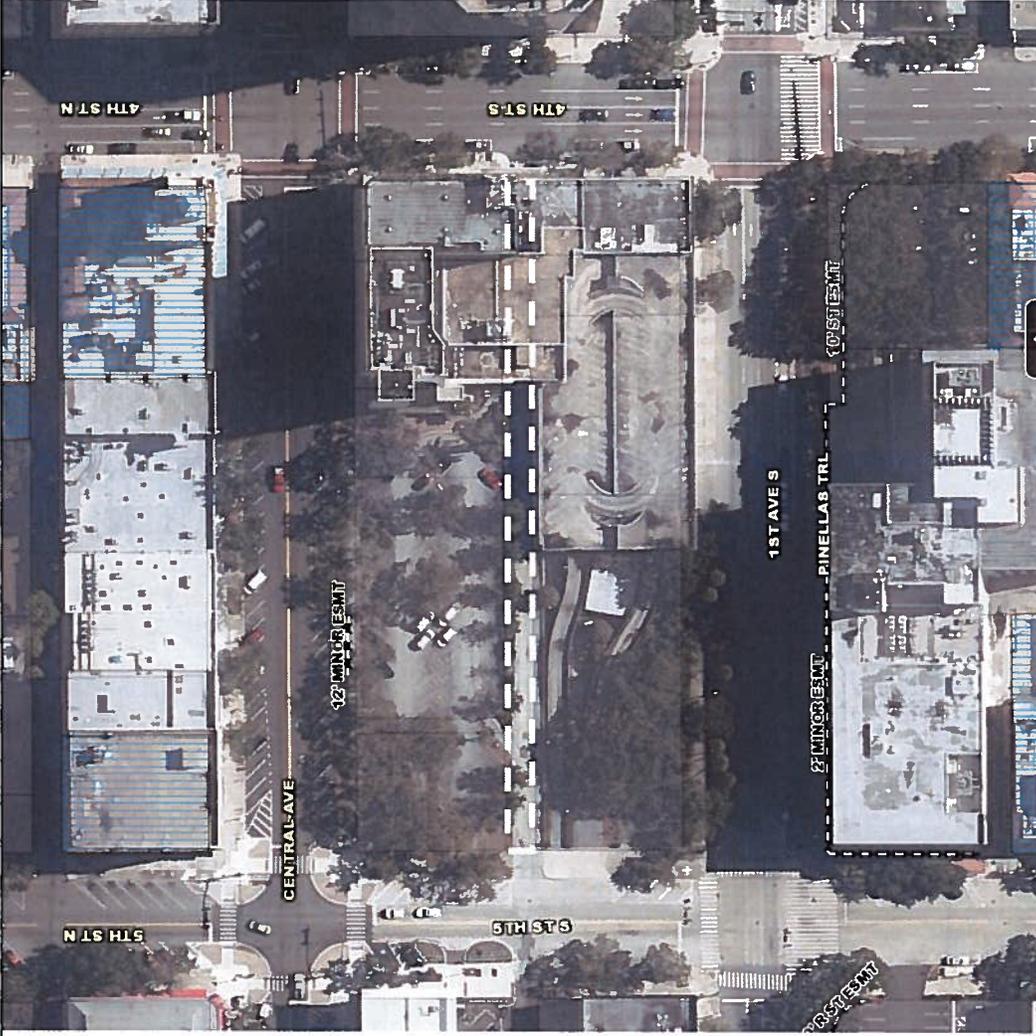
Attachments: A – Parcel Map, B – Aerial Map, C – Engineering memorandum dated June 3, 2016, Exhibit "A" – Sketch and Legal Description



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Attachment "A" – Parcel
 City of St. Petersburg, Florida
 Planning and Economic Development
 Department
 Case No.: 16-33000007
 Address: 400 – 476 Central Avenue and
 and 401 – 495 1st Avenue South





Attachment "B" – Aerial
City of St. Petersburg, Florida
Planning and Economic Development
Department
Case No.: 16-33000007
Address: 400 – 476 Central Avenue and
and 401 – 495 1st Avenue South



ATTACHMENT "C"
MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING DEPARTMENT

TO: Pamela Jones, Development Services
FROM: Nancy Davis, Engineering Plan Review Supervisor
DATE: June 3, 2016
SUBJECT: Right-of-Way Vacation
FILE: 16-33000007

LOCATION: 400 Central Avenue, PIN 19/31/17/74466/030/0001
401 Central Avenue, PIN 19/31/17/74466/030/0002
400 Central Avenue, PIN 19/31/17/74466/030/0010
430 Central Avenue, PIN 19/31/17/74466/030/0030
440 Central Avenue, PIN 19/31/17/74466/030/0050
468 Central Avenue, PIN 19/31/17/74466/030/0081
476 Central Avenue, PIN 19/31/17/74466/030/0090
495 1st Avenue South, PIN 19/31/17/74466/030/0110
465 1st Avenue South, PIN 19/31/17/74466/030/0160
451 1st Avenue South, PIN 19/31/17/74466/030/0170
431 1st Avenue South, PIN 19/31/17/74466/030/0200

ATLAS: I-2
PROJECT: Alley Vacation

REQUEST: Approval of the vacation an east-west alley in the block bounded by Central Avenue and 1st Avenue North between 4th Street South and 5th Street South.

COMMENTS: The Engineering and Capital Improvements Department has no objection to the alley vacation provided the following are conditions of the approval:

1. The alley contains a public stormwater system, a public sanitary sewer, and potable water mains. Since public utilities existing within the alley, the entire vacated alley must be retained as a *public utility easement*. Alternatively, the applicant would be responsible to relocate all existing public utilities per current City Engineering Standards and Specifications. Any associated cost for design, permitting, and construction shall be by and at the sole expense of the applicant.

2. The applicant's Engineer shall assure adequate drainage design to redirect any public stormwater drainage surface flow which was historically conveyed by the alley, to a public drainage conveyance system of adequate capacity and conditions. Curb line flow shall be verified to have a positive flow path to a public drainage conveyance system.

NED/MJR/jw

pc: Kelly Donnelly
Right of Way Vacation File 2016
Reading File
Correspondence File

Exhibit "A"
LEGAL DESCRIPTION

That 20.00 foot wide East/West alley lying within Block 30, REVISED MAP OF THE CITY OF ST PETERSBURG, as recorded in Plat Book 1, Page 49, Public Records of Hillsborough County, Florida of which Pinellas County was formerly a part, said alley being bounded on the east by the west right of way of 4th Street South and bounded on the west by the east right of way of 5th Street South.

St. Petersburg, Florida

NOTES

1. Basis of Bearings: Assumed NORTH
2. NOT A BOUNDARY SURVEY.
3. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
4. This sketch is made without the benefit of a title report or commitment for title insurance.
5. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
6. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

LEGEND

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

PREPARED FOR: First States Investors 3300 LLC Pheil, Clarence E. Bypass Trust Pheil, Robert F.	<h3 style="margin: 0;">LEGAL DESCRIPTION</h3> <p style="margin: 0;">SECTION 19, TOWNSHIP 31 S., RANGE 17 E.</p>	REVISED BY DATE	DESCRIPTION																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 10%;">CREW CHIEF</th> <th style="width: 10%;">INITIALS</th> <th style="width: 10%;">DATE</th> </tr> <tr> <td>DRAWN</td> <td>CB</td> <td>03/25/16</td> </tr> <tr> <td>CHECKED</td> <td>CB</td> <td>03/25/16</td> </tr> <tr> <td>FIELD BOOK</td> <td></td> <td></td> </tr> <tr> <td>FIELD DATE</td> <td></td> <td></td> </tr> </table>	CREW CHIEF	INITIALS	DATE	DRAWN	CB	03/25/16	CHECKED	CB	03/25/16	FIELD BOOK			FIELD DATE			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;">  </td> <td style="width: 50%;"> <h2 style="margin: 0;">George F. Young, Inc.</h2> <p style="font-size: small; margin: 0;">299 DR. MARTIN LUTHER KING JR. STREET. N. ST. PETERSBURG, FLORIDA 33701 PHONE (727) 822-4317 FAX (727) 822-2919 BUSINESS ENTITY LB21</p> <p style="font-size: x-small; margin: 0;">ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA</p> </td> </tr> </table>		<h2 style="margin: 0;">George F. Young, Inc.</h2> <p style="font-size: small; margin: 0;">299 DR. MARTIN LUTHER KING JR. STREET. N. ST. PETERSBURG, FLORIDA 33701 PHONE (727) 822-4317 FAX (727) 822-2919 BUSINESS ENTITY LB21</p> <p style="font-size: x-small; margin: 0;">ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"> JOB NO. 16006900SS </td> <td style="width: 50%;"> SHEET NO. 1 OF 2 </td> </tr> </table>	JOB NO. 16006900SS	SHEET NO. 1 OF 2
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FIELD BOOK																					
FIELD DATE																					
	<h2 style="margin: 0;">George F. Young, Inc.</h2> <p style="font-size: small; margin: 0;">299 DR. MARTIN LUTHER KING JR. STREET. N. ST. PETERSBURG, FLORIDA 33701 PHONE (727) 822-4317 FAX (727) 822-2919 BUSINESS ENTITY LB21</p> <p style="font-size: x-small; margin: 0;">ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA</p>																				
JOB NO. 16006900SS	SHEET NO. 1 OF 2																				

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Exhibit "A"

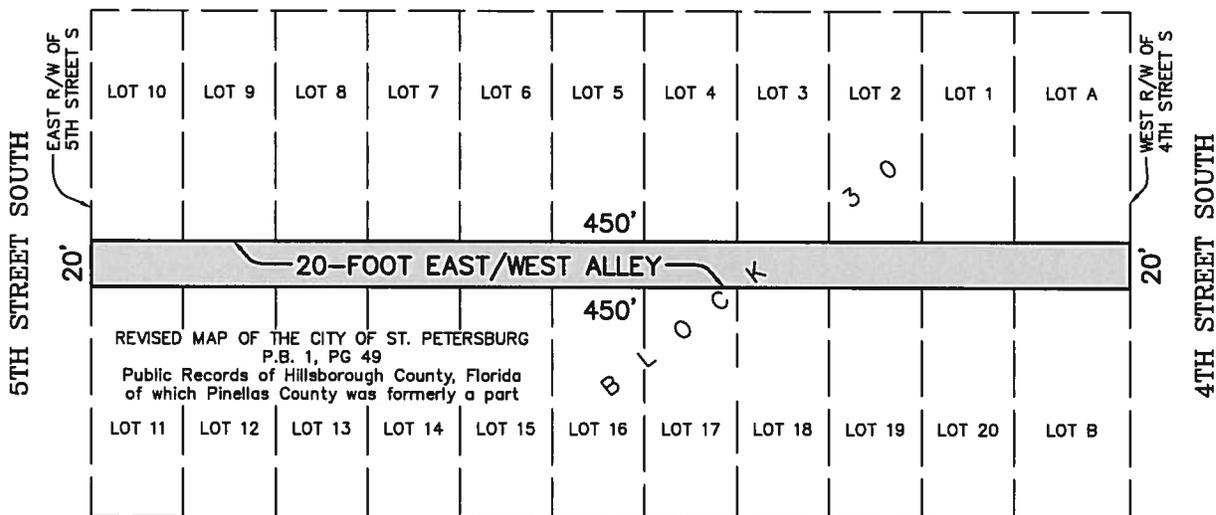


ASSUMED NORTH



SCALE: 1" = 80'

CENTRAL AVENUE



1ST AVENUE SOUTH

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LOGIN: CBOSCO

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PREPARED FOR: First States Investors 3300 LLC Pheil, Clarence E. Bypass Trust Pheil, Robert F.		LEGAL DESCRIPTION SECTION 19, TOWNSHIP 31 S., RANGE 17 E.		BY DATE DESCRIPTION	
CREW CHIEF DRAWN CHECKED FIELD BOOK FIELD DATE	INITIALS DATE 3/25/16 3/25/16	SEE SHEET 1 FOR LEGAL DESCRIPTION, NOTES, LEGEND, SIGNATURE AND SEAL		George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET, N. ST. PETERSBURG, FLORIDA 33701 PHONE (727) 822-4317 FAX (727) 822-2919 BUSINESS ENTITY LB21 ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA	JOB NO. 16006900SS SHEET NO. 2 OF 2



June 30, 2016

Kathryn Younkin
Deputy Zoning Official
City of St. Petersburg
Planning & Economic Development Department
One 4th Street North
St. Petersburg, FL, 33701

Re: Case No. 16-33000007

Dear Kathryn Younkin,

On behalf of the SPDNA, we give our full support and encouragement for the approval of a vacation of an east/west alley in the block bounded by Central Avenue and 1st Avenue South between 4th Street South and 5th Street South. We eagerly anticipate the development of this important city block. Please contact us if you have any questions or comments.

Sincerely,

Patrick Green, Architect
SPDNA Planning Committee

St. Petersburg Downtown Neighborhood Association
200 2nd Avenue South, #101, St. Petersburg, FL 33701
patrickgreenusa@gmail.com 727 430-7906
www.stpetedna.com



SAINT PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT: Ordinance approving a vacation of air rights (City File No.: 16-33000008)

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

RECOMMENDED CITY COUNCIL ACTION:

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

The Request: The request is to vacate a portion of the air rights over 5th Street South to allow the construction of a pedestrian skybridge connecting the Johns Hopkins All Children's Hospital Medical Office Building and parking garage on the west side of the street to the new Johns Hopkins All Children's Research and Education Building on the east side of the street. The proposed air rights vacation over 5th Street South is located 65.82 feet north of Mound Park Avenue South, extending 18 feet to the north and 67 feet west across 5th Street South. Per the revised legal description, the vertical limitations of the easement shall be 44.45 feet (NAVD) for the lower limitation and 68.95 feet for the upper limitation. This provides the required minimum 20 feet of vertical clearance over the pavement surface roadway of 5th Street South. The total area being vacated contains approximately 29,547 cubic feet.

Discussion: The Johns Hopkins All Children's Hospital campus Master Plan was modified in 2015 to allow for construction of a 225,000 square foot, seven-story research and education building on the southeast corner of 6th Avenue South and 5th Street South, across the street from the hospital on the north and the existing medical office and parking garage on the west. A future pedestrian bridge was included in the proposal to connect the new facility to the medical office and parking facility. A vacation of air rights is required to construct the pedestrian bridge. Similar vacations were approved in 2006 and 2007 for three other bridges, two along 6th Avenue South and one on 6th Street South. The pedestrian bridges provide a series of continuous, protected pedestrian connections over busy roadways between the two hospitals, parking facilities, and medical office buildings in the medical campus which is situated in an intensely developed urban environment spanning multiple city blocks.

The area proposed for air rights vacation appears to be the minimum necessary to meet the needs of the applicant. The request is reasonable to accommodate continued development of the regional medical center complex and allows the safe movement of staff, patients, and families between the hospitals, medical buildings, and parking facilities. Granting the requested air rights vacation would be consistent with the three similar pedestrian bridges previously approved within this urban medical campus.

As set forth in the attached report provided to the Development Review Commission (DRC), Staff finds that vacating the subject right-of-way would be consistent with the criteria in the City Code, the Comprehensive Plan, and the applicable special area plan.

Agency Review: The request has been reviewed by appropriate City departments and public utility agencies. There are no objections or concerns to the requested vacation. The applicant is aware of and agrees with the conditions of approval provided below.

DRC Action/Public Comments: On July 6, 2016, the Development Review Commission (DRC) held a public hearing on the subject application. No person spoke in opposition to the request. After the public hearing, the DRC voted 7-0 to recommend approval of the proposed vacation.

RECOMMENDATION:

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

1. The plans submitted for permitting shall depict a minimum vertical clearance of 20 feet from the highest elevation of the existing pavement. The pedestrian skybridge supports shall be located outside of the public right-of-way.
2. The applicant shall coordinate any necessary easements prior to the issuance of building permits.
3. The applicant shall be responsible for all costs associated with any necessary relocation of existing utilities.

Attachments: Ordinance, Staff Report

ORDINANCE NO. _____

AN ORDINANCE APPROVING A VACATION OF AIR RIGHTS OVER 5TH STREET SOUTH, LOCATED BETWEEN MOUND PARK AVENUE SOUTH AND 6TH AVENUE SOUTH; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. The following air rights are hereby vacated as recommended by the Administration and the Development Review Commission on July 6, 2016 (City File No. 16-33000008):

LEGAL DESCRIPTION OF VACATION OF AIR RIGHTS:

A PORTION OF THE AIR RIGHTS OF THE RIGHT-OF-WAY OF 5TH STREET SOUTH, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 19, TOWNSHIP 31 SOUTH, RANGE 17 EAST, PINELLAS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM THE SOUTHWEST CORNER OF LOT 9, BLOCK 7, MOUND PARK ADDITION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 60, PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA, OF WHICH PINELLAS COUNTY WAS FORMERLY A PART, AS A POINT OF REFERENCE; THENCE N.00°36'15"W., ALONG THE WEST LINE OF SAID LOT 9, SAID LINE ALSO BEING THE EAST RIGHT-OF-WAY LINE OF 5TH STREET SOUTH, 65.82 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.00°36'15"W. ALONG SAID EAST RIGHT-OF-WAY LINE AND THE WEST LINE OF SAID LOT 9, 18.00 FEET; THENCE LEAVING SAID RIGHT-OF-WAY, S.89°26'11"W., 67.00 FEET, TO A POINT OF INTERSECTION WITH THE EAST LINE OF LOT 1, BLOCK 1, ALL CHILDREN'S SEVENTH REPLAT, AS RECORDED IN PLAT BOOK 134, PAGES 69 AND 70, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, SAID LINE ALSO BEING THE WEST RIGHT-OF-WAY LINE OF 5TH STREET SOUTH; THENCE S.00°36'15"E. ALONG SAID WEST RIGHT-OF-WAY LINE AND ALONG THE EAST LINE OF SAID LOT 1, 18.00 FEET; THENCE LEAVING SAID RIGHT-OF-WAY, N.89°26'11"E., 67.00 FEET, TO THE POINT OF BEGINNING.

THE VERTICAL LIMITS OF SAID EASEMENT BEING AS FOLLOWS:

ELEVATION OF THE LOWER LIMITS: 44.45 FEET
ELEVATION OF THE UPPER LIMITS: 68.95 FEET

SAID ELEVATIONS BEING BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88), MORE PARTICULARLY ON BENCHMARK "FEDERAL K", (PERMANENT IDENTIFIER AG0513) LOCATED AT THE NORTHEAST CORNER OF 4TH STREET SOUTH AND 11TH AVENUE SOUTH HAVING A PUBLISHED ADJUSTED ELEVATION OF 4.20 FEET.

CONTAINING 29,547 CUBIC FEET, MORE OR LESS.

ST PETERSBURG, FLORIDA

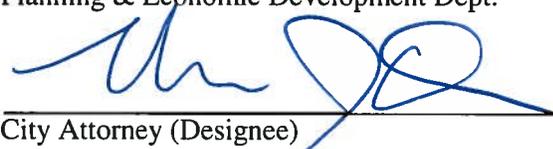
SECTION 2. The above-mentioned right-of-way is not needed for public use or travel.

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

1. The plans submitted for permitting shall depict a minimum vertical clearance of 20 feet from the highest elevation of the existing pavement. The pedestrian skybridge supports shall be located outside of the public right-of-way.
2. The applicant shall coordinate any necessary easements prior to the issuance of building permits.
3. The applicant shall be responsible for all costs associated with any necessary relocation of existing utilities.

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

APPROVED AS TO FORM AND SUBSTANCE:

 _____ Planning & Economic Development Dept.	7-12-16 _____ Date
 _____ City Attorney (Designee)	7/13/16 _____ Date



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

**DEVELOPMENT REVIEW COMMISSION
STAFF REPORT**

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

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

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT, for Public Hearing and Executive Action on **July 6, 2016, at 2:00 P.M.** in Council Chambers, City Hall, 175 Fifth Street North, St. Petersburg, Florida.

CASE NO.: 16-33000008 PLAT SHEET: F-3

REQUEST: Approval of a vacation of air rights over 5th Street South to allow the construction of a skybridge connecting Johns Hopkins All Children's Hospital medical office building on the west side of the street to the new Johns Hopkins All Children's Research and Education Building on the east side of the street.

OWNER: All Children's Hospital, Inc.
501 6th Avenue South
Saint Petersburg, Florida 33701-4634

ADDRESSES and PARCEL ID NOS.: 600 5th Street South; 19-31-17-59256-007-0040
500 6th Avenue South; 19-31-17-00388-001-0010

LEGAL DESCRIPTION: On File

ZONING: Institutional Center (IC)

DISCUSSION AND RECOMMENDATION:

Request:

The request is to vacate a portion of the air rights over 5th Street South to allow the construction of a pedestrian skybridge connecting the Johns Hopkins All Children's Hospital Medical Office Building and parking garage on the west side of the street to the new Johns Hopkins All Children's Research and Education Building on the east side of the street. The proposed air rights vacation over 5th Street South is located 65.82 feet north of Mound Park Avenue South, extending 18 feet

to the north and 67 feet west across 5th Street South. Per the revised legal description, the vertical limitations of the easement shall be 44.45 feet (NAVD) for the lower limitation and 68.95 feet for the upper limitation. This provides the required minimum 20 feet of vertical clearance over the pavement surface roadway of 5th Street South. The total area being vacated contains approximately 29,547 cubic feet.

Discussion:

The Johns Hopkins All Children's Hospital campus Master Plan was modified in 2015 (for SPR 15-31000014 approval, see Attachment "D") to allow for construction of a 225,000 square foot, seven-story research and education building on the southeast corner of 6th Avenue South and 5th Street South, across the street from the hospital on the north and the existing medical office and parking garage on the west. A future pedestrian bridge was included in the proposal to connect the new facility to the medical office and parking facility. A vacation of air rights is required to construct the pedestrian bridge. Similar vacations were approved in 2006 and 2007 for three other bridges, two along 6th Avenue South and one on 6th Street South. The pedestrian bridges provide a series of continuous, protected pedestrian connections over busy roadways between the two hospitals, parking facilities, and medical office buildings in the medical campus which is situated in an intensely developed urban environment spanning multiple city blocks.

The area proposed for air rights vacation appears to be the minimum necessary to meet the needs of the applicant. The request is reasonable to accommodate continued development of our regional medical center complex and allows the safe movement of staff, patients, and families between the hospitals, medical buildings, and parking facilities. Granting the requested air rights vacation would be consistent with the three similar pedestrian bridges previously approved within this urban medical campus.

Analysis:

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

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

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

A. Land Development Regulations

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

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

The pedestrian skybridge is proposed to be elevated approximately 44.45 feet (NAVD), over 20 feet above grade of the existing pavement, and therefore shall not obstruct the

existing vehicular and pedestrian network. The subject application was routed to all effected utility companies and City departments. No objections were raised.

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

The vacation shall not impair or deny access to the public. The applicant owns the entirety of the 5th Street frontage along both sides of the subject block. The pedestrian skybridge will be elevated above grade connecting the buildings on the second story, allowing the continued use of the roadway for vehicular traffic and the existing sidewalks for pedestrian movement.

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

The pedestrian skybridge is proposed to be elevated approximately 44.45 feet (NAVD), over 20 feet above grade of the existing pavement, and as noted above, shall not obstruct the existing road and pedestrian network. There are no historic resources on the subject blocks.

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

The City has no other intended use for the air rights proposed for vacation.

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

No other factors have been raised for consideration. Staff has evaluated the request and finds that there are no other factors that may negatively affect the public health, safety, or welfare.

B. Comprehensive Plan

There are no specific policies in the City's Comprehensive Plan which directly apply to an air rights request, the Comprehensive Plan directly supports the continued viability of this regional medical asset which provides both vital medical services to our youngest residents as well as major employment opportunities for our adults. This medical campus is a cornerstone to the public health, safety, and welfare of our community.

C. Adopted Neighborhood or Special Area Plans

The St. Pete Innovation District Streetscape and Connectivity Improvement Project incorporates both the Bayboro Harbor Redevelopment Plan and the Johns Hopkins All Children's Hospital campus Master Plan. The proposed pedestrian skybridge and the previously approved skybridges within the medical complex are consistent with the purpose and intent of these special area plans.

There are no neighborhood plans which are affected by the vacation of air rights in this area of the City.

Comments Public

As of the date of the report, Staff has received no calls or emails from the public.

RECOMMENDATION.

Staff recommends **APPROVAL** of the proposed air rights vacation. If the DRC is inclined to support the vacation, Staff recommends the following special conditions of approval:

1. The plans submitted for permitting shall depict a minimum vertical clearance of 20 feet from the highest elevation of the existing pavement. The pedestrian skybridge supports shall be located outside of the public right-of-way.
2. The applicant shall coordinate any necessary easements prior to the issuance of building permits.
3. The applicant shall be responsible for all costs associated with any necessary relocation of existing utilities.

REPORT PREPARED BY:

ALEXANDRIA HANCOCK, Planner I
Development Review Services Division
Planning & Economic Development Department

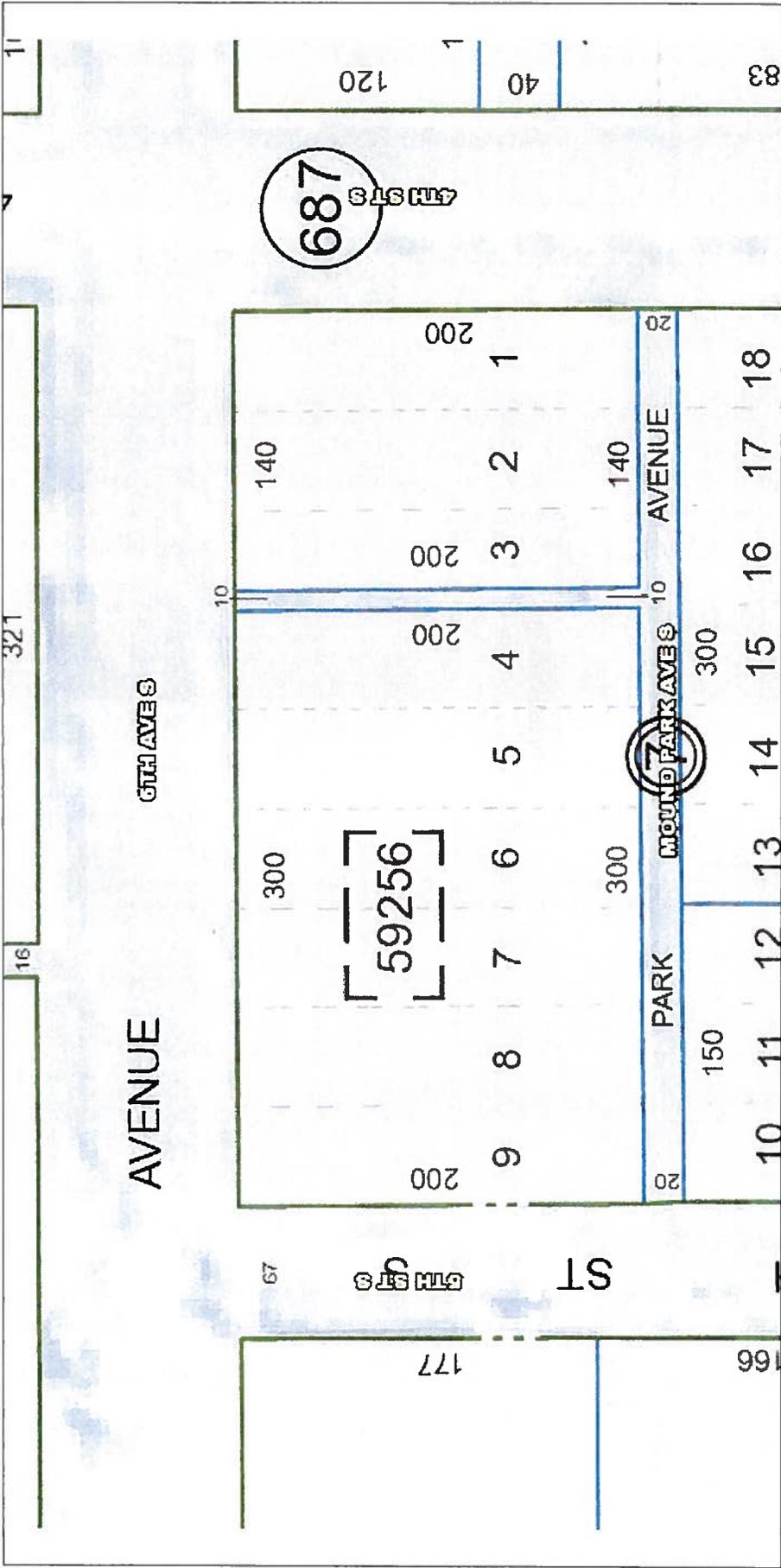
6/29/16
DATE

REPORT APPROVED BY:

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

6-29-16
DATE

Attachments: A – Parcel Map; B – Aerial Map; C – Sketch and Legal Description; D – SPR 15-31000014 Approval; E – Engineering Department Memorandum dated June 20, 2016



City of St. Petersburg, Florida
 Development Review Services
 Case No.: 16-3300008
 Address: 600 5th Street South





City of St. Petersburg, Florida
Development Review Services
Case No.: 16-3300008
Address: 600 5th Street South



LEGAL DESCRIPTION

A portion of the air rights of the right-of-way of 5th Street South, located in the Southwest 1/4 of Section 19, Township 31 South, Range 17 East, Pinellas County, Florida, being more particularly described as follows:

From the Southwest corner of Lot 9, Block 7, MOUND PARK ADDITION, according to the plat thereof as recorded in Plat Book 2, Page 60, Public Records of Hillsborough County, Florida, of which Pinellas County was formerly a part, as a Point of Reference; thence N.00°36'15"W., along the West line of said Lot 9, said line also being the East right-of-way line of 5th Street South, 65.82 feet to the POINT OF BEGINNING; thence continue N.00°36'15"W. along said East right-of-way line and the West line of said Lot 9, 18.00 feet; thence leaving said right-of-way, S.89°26'11"W., 67.00 feet, to a point of intersection with the East line of Lot 1, Block 1, ALL CHILDREN'S SEVENTH REPLAT, as recorded in Plat Book 134, Pages 69 and 70, Public Records of Pinellas County, Florida, said line also being the West right-of-way line of 5th Street South; thence S.00°36'15"E. along said West right-of-way line and along the East line of said Lot 1, 18.00 feet; thence leaving said right-of-way, N.89°26'11"E., 67.00 feet, to the POINT OF BEGINNING.

The vertical limits of said easement being as follows:

Elevation of the Lower Limits: 44.45 feet
Elevation of the Upper Limits: 68.95 feet

Said elevations being based on the North American Vertical Datum of 1988 (NAVD 88), more particularly on benchmark "FEDERAL K", (Permanent Identifier AG0513) located at the Northeast corner of 4th Street South and 11th Avenue South having a published adjusted elevation of 4.20 feet.

Containing 29,547 cubic feet, more or less.

St. Petersburg, Florida

NOTES

1. Basis of Bearings: N.00°36'15"W. along the West line of Lot 9, Block 7, MOUND PARK ADDITION, as recorded in Plat Book 2, Page 60, Public Records of Hillsborough County, Florida, of which Pinellas County was formerly a part (assumed).
2. NOT A BOUNDARY SURVEY.
3. This sketch is a graphic illustration for informational purposes only and is not intended to represent a field survey.
4. This sketch is made without the benefit of a title report or commitment for title insurance.
5. Additions or deletions to survey maps and reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
6. Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper.

LEGEND

LB	Licensed Business	P.B.	Plat Book
LS	Licensed Surveyor	PSM	Professional Surveyor and Mapper
NAVD 88	North American Vertical Datum of 1988	R/W	Right-of-way

PREPARED FOR: Johns Hopkins/ All Childrens Hospital		LEGAL DESCRIPTION		BY WDK	DATE 06/15/16	DESCRIPTION MODIFIED DESCRIPTION
SECTION 19		TOWNSHIP 31 S.		RANGE 17 E.		
CREW CHIEF	INITIALS	DATE	<p style="margin: 0;">George F. Young, Inc. 299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126 PHONE (727) 822-4317 FAX (727) 822-2919 LICENSED BUSINESS LB021 ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA</p>			
DRAWN	WDK	06/15/16				
CHECKED	JAA	06/15/16				
FIELD BOOK	 James A. Akker PSM LS 3972 6/15/16					
SCALE	1" = 30'		DATE	JOB NO. 15018000SC SHEET NO. 1 OF 2		

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BLOCK 1, LOT 1

ALL CHILDREN'S SEVENTH REPLAT P.B. 134, PAGES 69 & 70

5TH STREET SOUTH



SCALE: 1" = 30'

VERTICAL LIMITS OF EASEMENT:
ELEVATION OF THE LOWER LIMITS:
44.45 FEET (NAVD 88)
ELEVATION OF THE UPPER LIMITS:
68.95 FEET (NAVD 88)

EAST LINE OF LOT 1, BLOCK 1/
WEST R/W LINE OF 5TH STREET SOUTH

S00°36'15"E
18.00'

S89°26'11"W 67.00'

N89°26'11"E 67.00'

POINT OF BEGINNING

N00°36'15"W 65.82'

POINT OF REFERENCE
SOUTHWEST CORNER
OF LOT 9, BLOCK 7,
MOUND PARK ADDITION

LOT 9

LOT 8

BLOCK 7
MOUND PARK ADDITION
HILLSBOROUGH P.B. 2, PG. 60

PREPARED FOR:
Johns Hopkins/ All Childrens Hospital

LEGAL DESCRIPTION

SECTION 19 TOWNSHIP 31 S. RANGE 17 E.

REVISED	BY	DATE	DESCRIPTION
	WDK	06/15/16	MODIFIED DESCRIPTION

	INITIALS	DATE
CREW CHIEF		
DRAWN	WDK	06/15/16
CHECKED	JAA	06/15/16
FIELD BOOK		
SCALE	1" = 30'	

[Signature]
James A. Akker PSM LS 3972
6/15/16
DATE



George F. Young, Inc.

299 DR. MARTIN LUTHER KING JR. STREET N. ST. PETERSBURG, FLORIDA 33701-3126
PHONE (727) 822-4317 FAX (727) 822-2919
LICENSED BUSINESS LB021
ARCHITECTURE • ENGINEERING • ENVIRONMENTAL • LANDSCAPE • PLANNING • SURVEYING • UTILITIES
GAINESVILLE • LAKEWOOD RANCH • ORLANDO • PALM BEACH • ST. PETERSBURG • TAMPA

JOB NO.
15018000SC

SHEET NO.
2 OF 2



City of St. Petersburg

Post Office Box 2842
St. Petersburg, Florida 33731-2842
Channel 35 WSPF-TV
Telephone: 727 893-7171

January 8, 2016

All Children's Hospital
501 6th Avenue South
St. Petersburg, FL 33701

Re: Case-No.: 15-31000014
Addresses: 501 6th Avenue South
Parcel ID No.: 19-31-17-59257-001-0010
Request: Approval of a site plan to modify the previously approved phased Master Plan (Case No. 05-32000002) for All Children's Hospital to allow construction of a 225,000 square foot 7-story research and education building.

Dear Applicant:

The Development Review Commission at its meeting of January 6, 2016, APPROVED by a vote of 7-0 the above-referenced request subject to the special conditions and conditions in the Staff Report. While a copy of the Vote Record is enclosed, the special conditions are as follows:

SPECIAL CONDITIONS OF APPROVAL:

1. Approval of the master site plan is subject to approval by the Community Redevelopment Agency.
2. The Applicant shall comply with the special and standard conditions of approval contained in the Engineering Department memorandum dated December 16, 2015.
3. Site plan and building plans shall comply with the amended bicycle parking requirements, Ordinance 203-H which shall require 3 short term and 15 long term spaces for the proposed research and education building.
4. The pedestrian bridge to the Outpatient Care Center shown crossing over 5th Street South will require an air rights vacation. The bridge shall maintain a minimum vertical clearance of 20-feet over the right of way. Bridge supports shall be located outside of the public right-of-way.
5. Applicant shall secure building permits for the improvements by January 6, 2019.

If there are any questions, please feel free to give me a call at 727-892-5344.

Sincerely,

Elizabeth Abernethy, AICP
Zoning Official (POD)
Development Review Services Division

Enclosure

ec: Jonathan Gotwald, P.E.

Development Review Commission (DRC)

Hearing Date **JANUARY 6, 2016**

CASE No.: 15-3100014

MOTION TO APPROVE:	1# site plan to modify the previously approved phased Master Plan (Case No. 05-32000002) for All Children's Hospital to allow construction of a 225,000 square foot 7-story research and education building, subject to the conditions in the Staff Report.		2#		3#	
AMENDMENTS:						
MOVED BY:	Stowe					
SECOND BY:	Rutland					
NAMES	YES	NO	YES	NO	YES	NO
DOYLE	X					
FISHER	--	--				
FLYNT	X					
SCHUMAKER	X					
STOWE	X					
SAMUEL *1	RECUSE	RECUSE				
CASTELLANO *2	--	--				
RUTLAND *3	X					
GRINER Vice-Chair	X					
SCHERER Chair	X					

Attendance

P	Doyle
A	Fisher
P	Flynt
P	Schumaker
P	Stowe
P	Griner, Vice-Chair
P	Scherer, Chair
A	Samuel *1
A	Castellano *2
P	Rutland *3

Presentations

X	Elizabeth Abernethy made a presentation based on the Staff Report
X	Jonathan Gotwald made a presentation on behalf of the applicant.

"Approved by a unanimous vote of the Commission"

MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING DEPARTMENT

TO: Pamela Jones, Development Services
FROM: Nancy Davis, Engineering Plan Review Supervisor
DATE: June 20, 2016 – Revised Comments
SUBJECT: Johns Hopkins All Childrens - Air Rights Vacation
For proposed Research and Education Building
FILE: 16-33000008

LOCATION: 600 5th Avenue South, PIN 19/31/17/59256/007/0040
ATLAS: F-3
PROJECT: Air Rights Vacation

REQUEST: Approval of the vacation of air rights over 5th Street south to allow the construction of a skybridge connecting Johns Hopkins All Children's Hospital medical office building on the west side of the street to the new Johns Hopkins All Children's Research and Education Building on the east side of the street.

COMMENTS: The following comments are based on a revised legal description and sketch for the Air Rights Vacation submitted by George F. Young, which met the required 20-feet of vertical clearance over the 5th Street roadway. The Engineering and Capital Improvements Department has no objection to the vacation request based on the revised legal description provided the following are added as conditions of approval:

1. The minimum vertical clearance which will be considered over 5th Street roadway is 20-feet.
2. The Engineer of record has clarified that all bridge supports shall be located outside of the public right-of-way. Should the design change requiring supports within the right of way, a Minor Easement Permit for the encroachment will be considered for approval or denial at the discretion of the City Engineering director.

NED/MJR/jw

pc: Kelly Donnelly
Right of Way Vacation File 2016
Reading File
Correspondence File

CITY OF ST. PETERSBURG
M E M O R A N D U M

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

DATE: Meeting of August 25, 2016

SUBJECT: A resolution, designating a new State of Florida Brownfield Area in the City of St. Petersburg, Florida, established in accordance with § 376.77-85, Florida Statutes, on property located at the northwest corner Burlington Avenue North and 31st Street North, as legally described herein, for the purpose of environmental rehabilitation and economic redevelopment; authorizing the Mayor or his designee to notify the Florida Department of Environmental Protection of said designation and to take such other actions and execute all documents necessary to effectuate this resolution; and providing an effective date.

EXPLANATION: 31 Burlington, Ltd. (“31 Burlington”) is the current owner of property located at the northwest corner of Burlington Avenue North and 31st Street North (“Property”). A map of the site boundaries and a legal description of the Property is included as Attachment B. 31 Burlington plans to redevelop the Property into an affordable residential rental building for elderly tenants, consisting of fifty-three 1-bedroom and 2-bedroom units.

Due to the perception of contamination that exists on the Property, 31 Burlington has applied for a Brownfield designation. Designating the site a brownfield would allow 31 Burlington access to financial and regulatory incentives provided by the Brownfield Program.

The State of Florida established the Brownfield Program to assist local governments with redevelopment projects. The Program provides incentives to businesses and local governments to redevelop designated brownfield sites and/or areas. Evidence of contamination is not an eligibility requirement for State Brownfields designation, and designation alone does not imply that a property is contaminated. However, to receive program incentives a site or area must be designated a brownfield and have a Brownfield Site Rehabilitation Agreement. The designation does not render the City of St. Petersburg liable for costs of site rehabilitation or contamination source removal.

Under Section 376.80(2)(c), Florida Statutes, a local government shall provide notice and adopt a resolution to designate the brownfield area pursuant to Section 376.80(1)(c), Florida Statutes, if the applicant establishes the following:

1. A person who owns or controls a potential brownfield site is requesting the designation and has agreed to rehabilitate and redevelop the brownfield site;

Response: *31 Burlington owns the property and has agreed to rehabilitate the site.*

2. The rehabilitation and redevelopment of the proposed brownfield site will result in economic productivity of the area, along with the creation of at least 5 new permanent jobs at the brownfield site that are full-time equivalent positions not associated with the implementation of the brownfield site rehabilitation agreement and that are not associated with redevelopment project demolition or construction activities pursuant to the redevelopment of the proposed brownfield site or area. However, the job creation requirement does not apply to the rehabilitation and redevelopment of a brownfield site that will provide affordable housing as defined in Section 420.0004, Florida Statutes, or the creation of recreational areas, conservation areas, or parks.;

Response: *All units of the Property will be rented to Income Eligible Households under the Low Income Housing Tax Credit program; therefore, the Property will provide affordable housing units as defined in Section 420.0004, Florida Statutes, and is not subject to job creation requirements. The redevelopment budget will be approximately \$12 million and support approximately 60 temporary construction jobs.*

3. The redevelopment of the proposed brownfield site is consistent with the local comprehensive plan and is a permitted use under the applicable local land development regulations;

Response: *The redevelopment of the Property is consistent with the local comprehensive plan and land development regulations.*

4. Notice of the proposed rehabilitation of the brownfield area has been provided to neighbors and nearby residents of the proposed area to be designated pursuant to Section 376.80(1)(c), Florida Statutes, and the person proposing the area for designation has afforded to those receiving notice the opportunity for comments and suggestions about rehabilitation. Notice pursuant to this subparagraph must be posted in the affected area;

Response: *The applicant held a community meeting on June 8, 2016 from 6:30pm to 8:00pm at the King of Peace Metropolitan Community Church, 3150 5th Avenue North. Notice of the proposed designation, community meeting, and public hearings was made at the Property, in the Pinellas County Section of the Tampa Bay Times, and in the Pinellas County community bulletin section of Craigslist. These two public hearings were announced at the July 14, 2016 City Council meeting.*

5. The person proposing the area for designation has provided reasonable assurance that he or she has sufficient financial resources to implement and complete the rehabilitation agreement and redevelopment of the brownfield site;

Response: *The total capital budget of approximately \$12 million for the Project is to be fully funded through a contribution of debt and equity. The applicant has received a term sheet from TD Bank, N.A.*

Staff has determined that the Property adequately addresses the above criteria and consequently, meets the statutory requirements necessary to be designated a new State of Florida Brownfield Area.

RECOMMENDATION: Administration recommends that City Council conduct the second reading and second public hearing, and approve the proposed resolution.

COST/FUNDING ASSESSMENT: N/A

ATTACHMENTS: Attachment A: Resolution
Attachment B: Project Location Map & Legal Description

Resolution No. 2016-_____

A RESOLUTION, DESIGNATING A NEW STATE OF FLORIDA BROWNFIELD AREA IN THE CITY OF ST. PETERSBURG, FLORIDA, ESTABLISHED IN ACCORDANCE WITH § 376.77-85, FLORIDA STATUTES, ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF BURLINGTON AVENUE NORTH AND 31ST STREET NORTH, AS DEFINED AND DEPICTED IN ATTACHMENT “B” ATTACHED HERETO AND MADE A PART HEREOF, FOR THE PURPOSE OF ENVIRONMENTAL REHABILITATION AND ECONOMIC REDEVELOPMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION AND TO TAKE SUCH OTHER ACTIONS AND EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida has provided in §s 376.77-376.85, Florida Statutes, (“Brownfield Redevelopment Act”) for the designation by resolution of certain contiguous areas consisting of one or more Brownfield Sites as Brownfield Areas, and for the corresponding provision of environmental remediation, rehabilitation and economic redevelopment for such areas; and

WHEREAS, the property owner wishes to designate certain property located at the Northwest Corner of Burlington Avenue North and 31st Street North, as defined and depicted in Attachment “B” which is attached hereto and made a part hereof, for rehabilitation and economic development for the purposes set forth in the Brownfield Redevelopment Act; and

WHEREAS, upon approval of the designation of the Area, the City shall notify the Florida Department of Environmental Protection of its decision to designate a new Brownfield Area for rehabilitation and economic redevelopment for the purposes set forth in the Brownfield Redevelopment Act; and

WHEREAS, the subject property satisfies the criteria for designation set forth in § 376.80(2)(c)(1), Florida Statutes, namely: (i) agreement to redevelop the brownfield site, (ii) economic productivity, (iii) consistency with the local comprehensive plan and land development regulations, (iv) public notice pursuant to § 376.80(1)(c), and (v) reasonable financial assurance the project can be completed; and

WHEREAS, the City has complied with the requirements of the Brownfield Redevelopment Act and the procedures set forth in § 166.041, Florida Statute, have been followed,

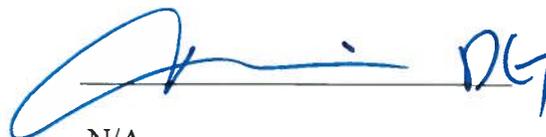
and proper notice has been provided in accordance with § 376.80(1) and (2)(c) and 166.041(3)(c) 2, Florida Statutes; and

WHEREAS, such designation shall not render the City of St. Petersburg liable for costs of site remediation, rehabilitation and economic development or source removal, as those terms are defined in § 376.79(14) and (15), Florida Statutes, or for any other costs, above and beyond those costs attributed to the City of St. Petersburg's role as administrator of a Brownfield Area Site Remediation and Rehabilitation Program.

NOW THEREFORE, BE IT RESOLVED by the City Council of St. Petersburg, Florida that the designation of a new State of Florida Brownfield Area in the City of St. Petersburg, Florida, established in accordance with § 376.77-85, Florida Statutes, on property located at the Northwest Corner of Burlington Avenue North and 31st Street North, as defined and depicted in Attachment "B" attached hereto and made a part hereof, for the purpose of environmental rehabilitation and economic redevelopment is approved; and the Mayor or his designee is authorized to notify the Florida Department of Environmental Protection of said designation and to execute all documents necessary to effectuate this Resolution; and

This Resolution shall become effective immediately upon its adoption.

APPROVALS: Administration:

 DG

Budget:

N/A

Legal:



Attachment B

Location Map



Legal Description

Parcel ID Number: 23-31-16-43530-001-0011
IZZO GOOSEPOND SUB BLK 1, E 214.3FT OF LOT 1

Parcel ID Number 23-31-16-43530-001-0010
IZZO GOOSEPOND SUB BLK 1, W 114.31FT OF LOT 1

CITY OF ST. PETERSBURG
M E M O R A N D U M

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

DATE: Meeting of August 25, 2016

SUBJECT: A resolution, designating a new State of Florida Brownfield Area in the City of St. Petersburg, Florida, established in accordance with § 376.77-85, Florida Statutes, on property located at the northwest corner Burlington Avenue North and 32nd Street North, as legally described herein, for the purpose of environmental rehabilitation and economic redevelopment; authorizing the Mayor or his designee to notify the Florida Department of Environmental Protection of said designation and to take such other actions and execute all documents necessary to effectuate this resolution; and providing an effective date.

EXPLANATION: Burlington Post, Ltd. (“Burlington Post”) is the current owner of property located at the northwest corner of Burlington Avenue North and 32nd Street North (“Property”). A map of the site boundaries and a legal description of the Property is included as Attachment B. Burlington Post plans to redevelop the Property into a 5-story affordable residential rental building for elderly tenants, consisting of eighty-six 1-bedroom and 2-bedroom units.

Due to the perception of contamination that exists on the Property, Burlington Post has applied for a Brownfield designation. Designating the site a brownfield would allow Burlington Post access to financial and regulatory incentives provided by the Brownfield Program.

The State of Florida established the Brownfield Program to assist local governments with redevelopment projects. The Program provides incentives to businesses and local governments to redevelop designated brownfield sites and/or areas. Evidence of contamination is not an eligibility requirement for State Brownfields designation, and designation alone does not imply that a property is contaminated. However, to receive program incentives a site or area must be designated a brownfield and have a Brownfield Site Rehabilitation Agreement. The designation does not render the City of St. Petersburg liable for costs of site rehabilitation or contamination source removal.

Under Section 376.80(2)(c), Florida Statutes, a local government shall provide notice and adopt a resolution to designate the brownfield area pursuant to Section 376.80(1)(c), Florida Statutes, if the applicant establishes the following:

1. A person who owns or controls a potential brownfield site is requesting the designation and has agreed to rehabilitate and redevelop the brownfield site;

Response: *Burlington Post controls the Property by virtue of a 99-year Ground Lease Agreement and has agreed to rehabilitate the site.*

2. The rehabilitation and redevelopment of the proposed brownfield site will result in economic productivity of the area, along with the creation of at least 5 new permanent jobs at the brownfield site that are full-time equivalent positions not associated with the implementation of the brownfield site rehabilitation agreement and that are not associated with redevelopment project demolition or construction activities pursuant to the redevelopment of the proposed brownfield site or area. However, the job creation requirement does not apply to the rehabilitation and redevelopment of a brownfield site that will provide affordable housing as defined in Section 420.0004, Florida Statutes, or the creation of recreational areas, conservation areas, or parks.;

Response: *All units of the Property will be rented to Income Eligible Households under the Low Income Housing Tax Credit program; therefore, the Property will provide affordable housing units as defined in Section 420.0004, Florida Statutes, and is not subject to job creation requirements. The redevelopment budget will be approximately \$18 million and support approximately 80 temporary construction jobs.*

3. The redevelopment of the proposed brownfield site is consistent with the local comprehensive plan and is a permissible use under the applicable local land development regulations;

Response: *The redevelopment of the Property is consistent with the local comprehensive plan and land development regulations.*

4. Notice of the proposed rehabilitation of the brownfield area has been provided to neighbors and nearby residents of the proposed area to be designated pursuant to Section 376.80(1)(c), Florida Statutes, and the person proposing the area for designation has afforded to those receiving notice the opportunity for comments and suggestions about rehabilitation. Notice pursuant to this subparagraph must be posted in the affected area;

Response: *The applicant held a community meeting on June 8, 2016 from 6:30pm to 8:00pm at the King of Peace Metropolitan Community Church, 3150 5th Avenue North. Notice of the proposed designation, community meeting, and public hearings was made at the Property, in the Pinellas County Section of the Tampa Bay Times, and in the Pinellas County community bulletin section of Craigslist. These two public hearings were announced at the July 14, 2016 City Council meeting.*

5. The person proposing the area for designation has provided reasonable assurance that he or she has sufficient financial resources to implement and complete the rehabilitation agreement and redevelopment of the brownfield site;

Response: *The total capital budget of approximately \$18 million for the Project is to be fully funded through a contribution of debt and equity. The applicant has received letters of intent from Raymond James and Chase Bank.*

Staff has determined that the Property adequately addresses the above criteria and consequently, meets the statutory requirements necessary to be designated a new State of Florida Brownfield Area.

RECOMMENDATION: Administration recommends that City Council conduct the second reading and second public hearing, and approve the proposed resolution.

COST/FUNDING ASSESSMENT: N/A

ATTACHMENTS: Attachment A: Resolution
Attachment B: Project Location Map & Legal Description

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WHEREAS, the State of Florida has provided in §s 376.77-376.85, Florida Statutes, (“Brownfield Redevelopment Act”) for the designation by resolution of certain contiguous areas consisting of one or more Brownfield Sites as Brownfield Areas, and for the corresponding provision of environmental remediation, rehabilitation and economic redevelopment for such areas; and

WHEREAS, the property owner wishes to designate certain property located at the Northwest Corner of Burlington Avenue North and 32nd Street North, as defined and depicted in Attachment “B” which is attached hereto and made a part hereof, for rehabilitation and economic development for the purposes set forth in the Brownfield Redevelopment Act; and

WHEREAS, upon approval of the designation of the Area, the City shall notify the Florida Department of Environmental Protection of its decision to designate a new Brownfield Area for rehabilitation and economic redevelopment for the purposes set forth in the Brownfield Redevelopment Act; and

WHEREAS, the subject property satisfies the criteria for designation set forth in § 376.80(2)(c)(1), Florida Statutes, namely: (i) agreement to redevelop the brownfield site, (ii) economic productivity, (iii) consistency with the local comprehensive plan and land development regulations, (iv) public notice pursuant to § 376.80(1)(c), and (v) reasonable financial assurance the project can be completed; and

WHEREAS, the City has complied with the requirements of the Brownfield Redevelopment Act and the procedures set forth in § 166.041, Florida Statute, have been followed,

and proper notice has been provided in accordance with § 376.80(1) and (2)(c) and 166.041(3)(c) 2, Florida Statutes; and

WHEREAS, such designation shall not render the City of St. Petersburg liable for costs of site remediation, rehabilitation and economic development or source removal, as those terms are defined in § 376.79(14) and (15), Florida Statutes, or for any other costs, above and beyond those costs attributed to the City of St. Petersburg's role as administrator of a Brownfield Area Site Remediation and Rehabilitation Program.

NOW THEREFORE, BE IT RESOLVED by the City Council of St. Petersburg, Florida that the designation of a new State of Florida Brownfield Area in the City of St. Petersburg, Florida, established in accordance with § 376.77-85, Florida Statutes, on property located at the Northwest Corner of Burlington Avenue North and 32nd Street North, as defined and depicted in Attachment "B" attached hereto and made a part hereof, for the purpose of environmental rehabilitation and economic redevelopment is approved; and the Mayor or his designee is authorized to notify the Florida Department of Environmental Protection of said designation and to execute all documents necessary to effectuate this Resolution; and

This Resolution shall become effective immediately upon its adoption.

APPROVALS: Administration:



Budget:

N/A

Legal:



Attachment B

Location Map



Legal Description

Parcel ID Number: 23-31-16-00000-220-1600

FROM SW COR OF NW 1/4 OF NW 1/4 RUN E 446FT & N 30 FT FOR POB TH N 270FT TH E 100FT TH S 270FT TH W 100 FT TO POB

Parcel ID Number 23-31-16-00000-220-1000

(US POSTAL SERVICE LEASE) FROM SW COR OF NW 1/4 OF NW 1/4 RUN E 546FT (S) & N 30FT FOR POB TH N 270FT TH E 250FT TH S 270FT TH W 250FT TO POB CONT 1.55AC (C)

ST. PETERSBURG CITY COUNCIL

MEETING OF AUGUST 25, 2016

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

FROM: Mike Dove, Neighborhood Affairs Administrator

SUBJECT: Amending St. Petersburg City Code, Chapter 27 Article V relating to bond requirements and the timing for remittance of fees paid by private haulers operating within the city limits of St. Petersburg.

On April 16, 2015 City Council approved removal of the bond requirements for private haulers. This amendment will remove the bond requirements for recycled materials dealers which was the intent of the 2015 amendment.

The attached ordinance amends St. Petersburg City Code, Chapter 27 Article V to remove the bond requirements for recovered materials dealers operating within the City limits and increases the time period for remittance of fees due the City from private haulers and recycled materials dealers from 15 days to 30 days.

The Sanitation Department and the City Attorney's Office have prepared the attached proposal to amend the St. Petersburg City Code Article V. It includes changes to three (3) sections of Chapter 27 and will remove the bond requirements and extend the time allowed for remittance of fees due the City from private haulers and recovered materials dealers.

The Sanitation Department plans to implement these changes effective with the permit renewals issued October 1st, 2016.

AN ORDINANCE DELETING SECTION 27-497(h) OF THE ST. PETERSBURG CITY CODE TO ELIMINATE THE REQUIREMENT THAT RECOVERED MATERIALS DEALERS PROVIDE PERFORMANCE BONDS; AMENDING SECTIONS 27-497(e) AND 27-608(c) TO EXTEND REMITTANCE TIME OF COLLECTION FEES FOR PRIVATE HAULERS AND RECOVERED MATERIALS DEALERS FROM FIFTEEN DAYS TO THIRTY DAYS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG, FLORIDA DOES ORDAIN:

Section one. Section 27-497(h) of the St. Petersburg City Code is hereby deleted in its entirety and removed from the City Code. The remaining sections shall be re-numbered.

Section two. Section 27-497(e) of the St. Petersburg City Code is hereby amended as follows:

Sec. 27-497(e). – Requirements of recovered materials dealers.

If the recovered materials dealer collects: (1) garbage, rubbish, garden trash, commercial rubbish, construction debris, or demolition debris in the City, or (2) recovered material in the City which it disposes of as garbage, rubbish, garden trash, commercial rubbish, construction debris, or demolition debris, then that recovered materials dealer must report said amount to the POD and pay to the City a fee per cubic yard as set forth by the POD. Any fee due to the City pursuant to this section shall be remitted to the City within ~~45~~ 30 days of the end of the month during which the material was collected. Failure to remit the required fees within the required ~~45~~ 30 day period shall be grounds for the recovered materials dealer to have its permit suspended or revoked and, in addition, may result in the imposition of monthly late fees in the amount of \$15.00 or 15 percent of the amount due, whichever is greater. The City may seek judicial relief to recover all fees due and owing by the recovered materials dealer.

Section three. Section 27-608(c) of the St. Petersburg City Code is hereby amended as follows:

Sec. 27-608(c). – Permit application, permit agreement, and permit requirements; duration of permit agreement and permit.

Permit Agreement. The applicant shall execute a private collector permit agreement, provided by the POD, with all required attachments. Upon execution of the permit agreement, the applicant is subject to compliance with all requirements set forth in this division and agrees to make a monthly remittance to the City of the collection fees and documentation due as set forth in the private collector permit agreement. Collection fees and documentation shall be remitted within ~~45~~ 30 days of the end of the month in which the waste materials were collected. Failure to remit the fees and documentation as required by this section and the private collector permit agreement shall be grounds for the private collector to have its permit suspended or revoked and, in addition, may result in the imposition of monthly late fees in the amount of \$15.00 or 15 percent of the amount due, whichever is greater. The City may seek judicial relief to recover all fees due and owing by the private collector.

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

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

Section six. 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)

AN ORDINANCE DELETING SECTION 27-497(h) OF THE ST. PETERSBURG CITY CODE TO ELIMINATE THE REQUIREMENT THAT RECOVERED MATERIALS DEALERS PROVIDE PERFORMANCE BONDS; AMENDING SECTIONS 27-497(e) AND 27-608(c) TO EXTEND REMITTANCE TIME OF COLLECTION FEES FOR PRIVATE HAULERS AND RECOVERED MATERIALS DEALERS FROM FIFTEEN DAYS TO THIRTY DAYS; AND PROVIDING AN EFFECTIVE DATE.

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ST. PETERSBURG CITY COUNCIL

MEETING OF AUGUST 25, 2016

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

FROM: Mike Dove, Neighborhood Affairs Administrator

SUBJECT: Amending St. Petersburg City Code, Chapter 27 Article V relating to bond requirements and the timing for remittance of fees paid by private haulers operating within the city limits of St. Petersburg.

On April 16, 2015 City Council approved removal of the bond requirements for private haulers. This amendment will remove the bond requirements for recycled materials dealers which was the intent of the 2015 amendment.

The attached ordinance amends St. Petersburg City Code, Chapter 27 Article V to remove the bond requirements for recovered materials dealers operating within the City limits and increases the time period for remittance of fees due the City from private haulers and recycled materials dealers from 15 days to 30 days.

The Sanitation Department and the City Attorney's Office have prepared the attached proposal to amend the St. Petersburg City Code Article V. It includes changes to three (3) sections of Chapter 27 and will remove the bond requirements and extend the time allowed for remittance of fees due the City from private haulers and recovered materials dealers.

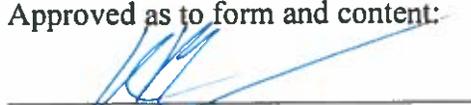
The Sanitation Department plans to implement these changes effective with the permit renewals issued October 1st, 2016.

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

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

Section six. 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
www.stpete.org

**Community Redevelopment Agency
Meeting of August 25, 2016**

CRA Case File: IWRP 16-1a

REQUEST

Review of the proposed plan to construct a 4-story, 92,000 square foot mini-warehouse building, located at 1530 Burlington Avenue North, for consistency with the Intown West Redevelopment Plan.

APPLICANT INFORMATION

Applicant H John, Joseph E. and Michael J Goodall.
1530 Burlington Avenue North
St. Petersburg, FL 33705

Property Owner H John, Joseph E. and Michael J Goodall.
1530 Burlington Avenue North
St. Petersburg, FL 33705

Representative Isabelle Albert
Genesis
1000 North Ashley Drive
Tampa, FL 33602

OVERVIEW OF PROJECT

The property is located in the Methodist Town Neighborhood between Burlington Avenue North and Second Avenue North, west of 14th Street North with CSX Railroad on the west. The project, valued at \$5 million, consists of a 4-story, 92,000 square foot mini-storage building.

According to City permitting records, the property consists of a 16,364 square foot warehouse building that is used for indoor storage and a large outdoor storage yard. The applicant proposes to demolish the existing building on the subject property and construct a new 4-story, 600-unit mini-warehouse building.

The proposed building will be constructed on the eastern portion of the subject property. Parking will be located on the western portion of the subject property. Access to the parking lot will be from both Burlington Avenue North and 2nd Avenue North. The retention will be located on the west side of the parking lot, abutting the CSX railroad right-of-way. The mini-warehouse building will be four stories with an internal loading area that cuts through the center of the building. Vehicles will enter the internal loading area from the proposed parking lot and exit the building onto 14th Street North. There is a loading space

in the parking lot that will be used by semi-trailers. The leasing office is located on the west side of the building, oriented towards the parking lot and 2nd Avenue North.

The proposed building will be of a traditional style of architecture. The facades have been articulated with spandrel glazing, recess and projections in the façade, banding and capped with a cornice.

CONSISTENCY WITH INTOWN WEST REDEVELOPMENT PLAN

The Intown West Redevelopment Plan (IWRP) requires the Community Redevelopment Agency to evaluate a development proposal to ensure its proposed use and design are consistent with the Plan.

Plan Emphasis

The goal of the redevelopment plan is to provide a specific development focus for the Dome District that supports the Intown West Redevelopment Area and capitalizes on the opportunities generated by Tropicana Field. Objective 1 of the IWRP calls for establishing a cohesive development pattern and visual identity through land uses that reinforce downtown and stadium development through creation of highly visible and intensive activity nodes, and reinforcement of retail along the Central Avenue and 1st Avenue North corridors.

The proposed development, which is a grandfathered use under the current DC-2 zoning, will support the additional residential dwelling units that have recently been completed or are currently under construction. The building is urban in scale with pedestrian oriented street level features, including the provision of storefront window systems consistent with urban commercial buildings, and streetscaping, including planters and street trees, that will accent the building.

SUMMARY AND RECOMMENDATION

Administration recommends approval of the attached resolution finding the mini-warehouse building, located at 1530 Burlington Avenue North, consistent with the Intown West Redevelopment Plan.

This recommendation is subject to the following conditions:

1. Final building plans must be reviewed and approved by CRA staff;
2. Applicant must comply with any conditions of approval required by Development Review Services staff.

CRA RESOLUTION NO.

RESOLUTION OF THE ST. PETERSBURG COMMUNITY REDEVELOPMENT AGENCY (CRA) FINDING THE PROPOSED 4-STORY, 92,000 SQUARE FOOT MINI-WAREHOUSE BUILDING, LOCATED AT 1530 BURLINGTON AVENUE NORTH CONSISTENT WITH THE INTOWN WEST REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE DATE (CITY FILE IRP 16-1A).

WHEREAS, the Community Redevelopment Agency of the City Council of the City of St. Petersburg has adopted the Intown West Redevelopment Plan and established development review procedures for projects constructed within designated redevelopment areas;

WHEREAS, the Community Redevelopment Agency has reviewed the plans to construct a 4-story, 92,000 square foot mini-warehouse building as described and reviewed in CRA Review Report No. IRP 16-1a; and

BE IT RESOLVED that the Community Redevelopment Agency of the City of St. Petersburg, Florida, finds the plans to construct a 4-story, 92,000 square feet mini-warehouse building consistent with the Intown West Redevelopment Plan, with the following conditions:

1. Final building plans must be reviewed and approved by CRA staff;
2. Applicant must comply with any conditions of approval required by Development Review Services staff.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT



City Attorney (designee)



Dave Goodwin, Director
Planning & Economic Development Department

EXHIBIT A
Site Data

Location	1530 Burlington Avenue North 24/31/16/43668/000/0880, 24/31/16/43668/000/0130
Redevelopment Area	Intown West Redevelopment Area
Zoning District	DC-2
Existing Land Use	16,364 sq. ft. of warehouse
Proposed Uses	Mini-warehouse
Site Area	54,373 sq. ft. or 1.25 acres
Proposed FAR	1.69 FAR
Existing FAR	0.30 FAR
Permitted FAR	3.0 FAR base
Number of Residential Units	0
Existing Parking	0 spaces
Proposed Parking	11 spaces



City of St. Petersburg, Florida
Development Review Services
Case No.: IWRP 16-1a
Address: 1530 Burlington Avenue North



SITE DATA

1. TAX PARCEL ID: 24-11-11-1000-000-000
2. EXISTING PROPERTY USE: PARCEL 1: WAREHOUSE STORAGE (140); PARCEL 2: VACANT COMMERCIAL (10)
3. ESTIMATED PROPERTY AREA: 54,373 SF (1.24 AC)
4. PROPOSED FAR: R250/AL373 = 1.88
5. BUILDING HEIGHT: 4-STORY TO 5-STORY
6. BUILDING SETBACKS: 15 FT SIDE SETBACK; 10 FT FRONT SETBACK; 10 FT REAR SETBACK
7. SITE ANALYSIS: (FROM CENTER OF P.P.)
 21,000 SF EXISTING WAREHOUSE (100%); 15,000 SF EXISTING WAREHOUSE (100%); 18,373 SF VACANT COMMERCIAL (100%); TOTAL IMPROVEMENT: 36,000 SF (66%); TOTAL AREA: 54,373 SF (100%)
8. TOTAL PERMITS AREA: 22,284 SF (11%)
 8. PARKING SPACES REQUIRED: 117 SPACES (1 SP/100 SF PERMITTED); 2 SPACES (1 SP/500 SF PERMITTED); TOTAL: 119 SPACES
 9. PARKING SPACES PROVIDED: 119 SPACES (117 SPACES REGULAR (18'x7'); 2 SPACES (10'x14' PERMITTED))
 10. UTILITIES: WATER/SEWER - CITY OF ST. PETERSBURG; GAS - CITY OF ST. PETERSBURG
 11. ZONING: ZONING: COMMERCIAL (C-1); ZONING: COMMERCIAL (C-1); ZONING: COMMERCIAL (C-1)
 12. ALL MECHANICAL EQUIPMENT SHALL BE SCREENED IN ACCORDANCE WITH ALL APPLICABLE CITY OF ST. PETERSBURG REGULATIONS.
 13. FLOOD HAZARD AREA: FLOOD HAZARD AREA: UNDESIGNATED FLOOD HAZARD AREA (UNDESIGNATED FLOOD HAZARD AREA) DATED SEPTEMBER 3, 2005

LANDSCAPING LEGEND

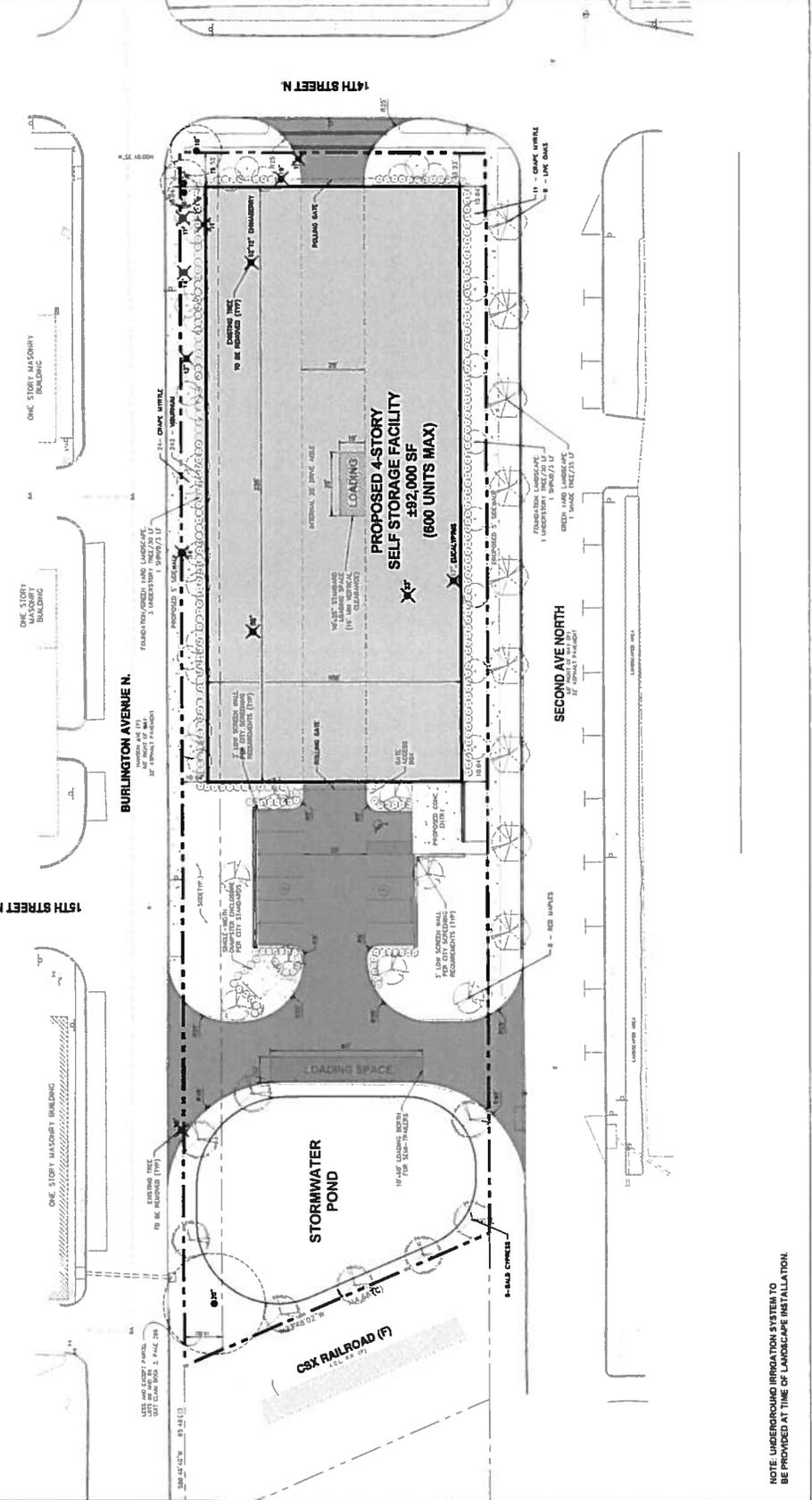
- 8 - RED MAPLE (MIN. 2" DBH, 10' FT. FLORIDA GRADE NO. 1)
- 9 - BALD CYPRESS (MIN. 2" DBH, 10' FT. FLORIDA GRADE NO. 1)
- 9 - LIVE OAK (MIN. 2" DBH, 10' FT. FLORIDA GRADE NO. 1)
- 36 - CHERRY LAUREL (MIN. 2" DBH, 8' FT. FLORIDA GRADE NO. 1)
- 243 - VIBURNUM (24" FT. FLORIDA GRADE NO. 1)

HATCH LEGEND

- ASPHALT PAVEMENT
- CONCRETE
- BUILDING

EXISTING TREE TO BE REMOVED

EXISTING TREE TO BE PRESERVED



NOTE: UNDERGROUND IRRIGATION SYSTEM TO BE PROVIDED AT TIME OF LANDSCAPE INSTALLATION.



**Community Redevelopment Agency
Meeting of August 25, 2016**

CRA Case File: IWRP 16-2a

REQUEST

Review of the proposed plan to construct a 6-story, 218 unit, 346,769 square foot multi-family residential building with ground level retail, located at 930 Central Avenue, for consistency with the Intown West Redevelopment Plan.

APPLICANT INFORMATION

Applicant: Bainbridge Communities Acquisitions III, LLC
2785 Wrights Road, Unit 117
Oviedo, FL 32765

Property Owner: E E 930 Central Ave Holdings, LLC
1133 1/2 Bay Street NE
Saint Petersburg, Florida 33701-1828

Representative: Paul Momberger
2785 Wrights Road, Unit 117
Oviedo, FL 32765

OVERVIEW OF PROJECT

The property is located in the Edge District of downtown on Central Avenue and First Street South, between Dr. Martin Luther King Jr. Street South on the east and 11th St South on the west. The project consists of a 6-story, 84-foot high, 218 unit, 346,769 square foot multi-family residential building with ground level retail. The estimated construction value of project is \$35 million.

The property consists of a vacant lot that is currently used for temporary parking. The applicant proposes to construct a new 6-story, 218 unit multi-family residential building with ground level retail and a 258 space parking garage.

The proposed building will be constructed in the center of the subject block. Access to the parking garage will be from 1st Avenue South. A pool will be constructed in the center over the parking garage. Four townhome units, an exercise room, the lobby/leasing office

and a retail tenant space are located on the north side of the building, oriented to Central Avenue.

The proposed building will be of a modern style of architecture. The facades have been articulated with spandrel glazing, recess and projections in the façade, and banding.

CONSISTENCY WITH INTOWN WEST REDEVELOPMENT PLAN

The Intown West Redevelopment Plan (IWRP) requires the Community Redevelopment Agency to evaluate a development proposal to ensure its proposed use and design are consistent with the Plan.

Plan Emphasis

The goal of the redevelopment plan is to provide a specific development focus for the Dome District that supports the Intown West Redevelopment Area and capitalizes on the opportunities generated by Tropicana Field. Objective 1 of the IWRP calls for establishing a cohesive development pattern and visual identity through land uses that reinforce downtown and stadium development through creation of highly visible and intensive activity nodes, and reinforcement of retail along the Central Avenue and 1st Avenue North corridors.

The proposed development under the current DC-1 zoning, will support the mix of uses in the district. The building is urban in scale with pedestrian oriented street level features, including the provision of ground level retail and storefront window systems consistent with urban commercial buildings, and streetscaping, including planters and street trees, that will accent the building.

SUMMARY AND RECOMMENDATION

Administration recommends approval of the attached resolution finding the multi-family residential building with ground level retail building, located at 930 Central Avenue, consistent with the Intown West Redevelopment Plan.

This recommendation is subject to the following conditions:

1. Final building plans must be reviewed and approved by CRA staff;
2. Applicant must comply with any conditions of approval required by Development Review Services staff.

CRA RESOLUTION NO.

RESOLUTION OF THE ST. PETERSBURG COMMUNITY REDEVELOPMENT AGENCY (CRA) FINDING THE PROPOSED 6-STORY, 218 UNIT, 346,769 SQUARE FOOT MULTI-FAMILY RESIDENTIAL BUILDING WITH GROUND LEVEL RETAIL, LOCATED AT 930 CENTRAL AVENUE CONSISTENT WITH THE INTOWN WEST REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE DATE (CITY FILE IRP 16-2A).

WHEREAS, the Community Redevelopment Agency of the City Council of the City of St. Petersburg has adopted the Intown West Redevelopment Plan and established development review procedures for projects constructed within designated redevelopment areas;

WHEREAS, the Community Redevelopment Agency has reviewed the plans to construct a 6-story, 287 unit, 346,769 square foot multi-family residential building with ground level retail as described and reviewed in CRA Review Report No. IRP 16-2a; and

BE IT RESOLVED that the Community Redevelopment Agency of the City of St. Petersburg, Florida, finds the plans to construct a 6-story, 218 unit, 346,769 square foot multi-family residential building with ground level retail consistent with the Intown West Redevelopment Plan, with the following conditions:

1. Final building plans must be reviewed and approved by CRA staff;
2. Applicant must comply with any conditions of approval required by Development Review Services staff.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT



City Attorney (designee)



Dave Goodwin, Director
Planning & Economic Development Department

EXHIBIT A
Site Data

Location	930 Central Avenue
Redevelopment Area	Intown West Redevelopment Area 24-31-16-14544-000-0040; 24-31-16-14544-000-0060; 24-31-16-14544-000-0080 24-31-16-14544-000-0041 (portion of)
Zoning District	DC-2
Existing Land Use	Vacant/Temporary Parking Lot
Proposed Uses	Multi-family Residential with Ground Level Retail
Site Area	88,747 sq. ft. or 2.037 acres
Gross Floor Area	346,769 sq. ft. (includes parking garage)
Proposed FAR	2.67 FAR
Existing FAR	0.00 FAR
Permitted FAR	3.0 FAR base
Number of Residential Units	218
Existing Parking	0 spaces
Proposed Parking	258 spaces

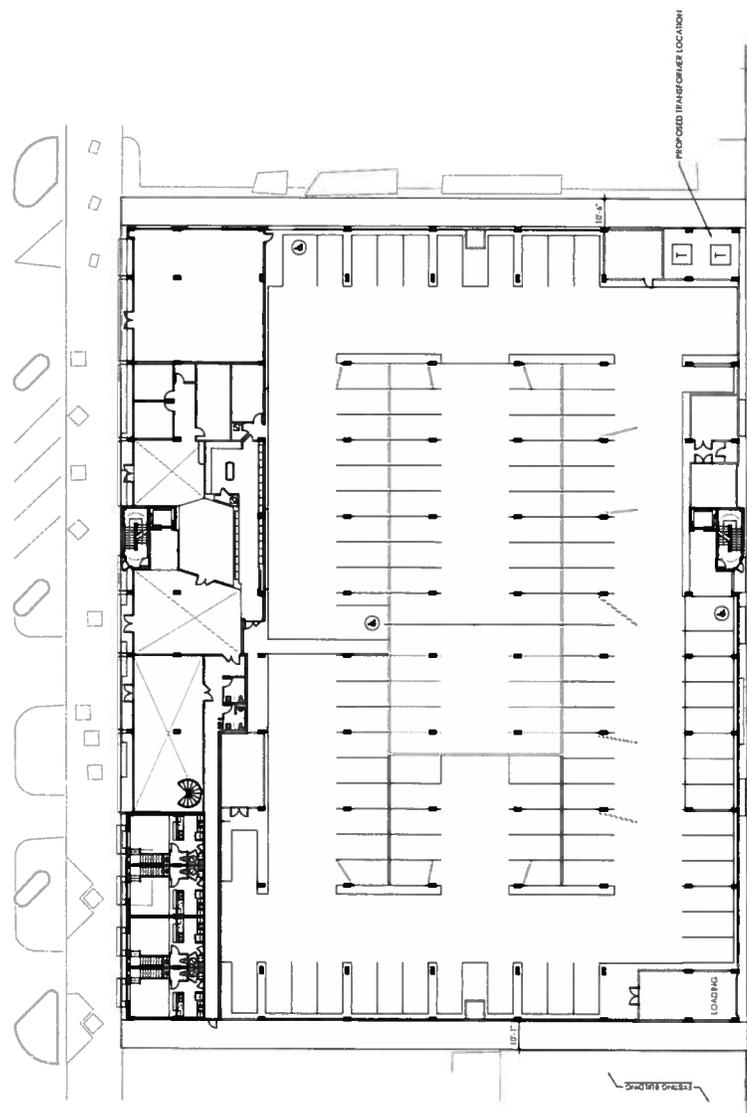


City of St. Petersburg, Florida
Development Review Services
Case No.: IWRP 16-2a
Address: 930 Central Avenue





CENTRAL AVENUE



1 ARCHITECTURAL SITE PLAN

SCALE: 1" = 30'

02-29-2016 - DESIGN DEVELOPMENT - NOT FOR CONSTRUCTION

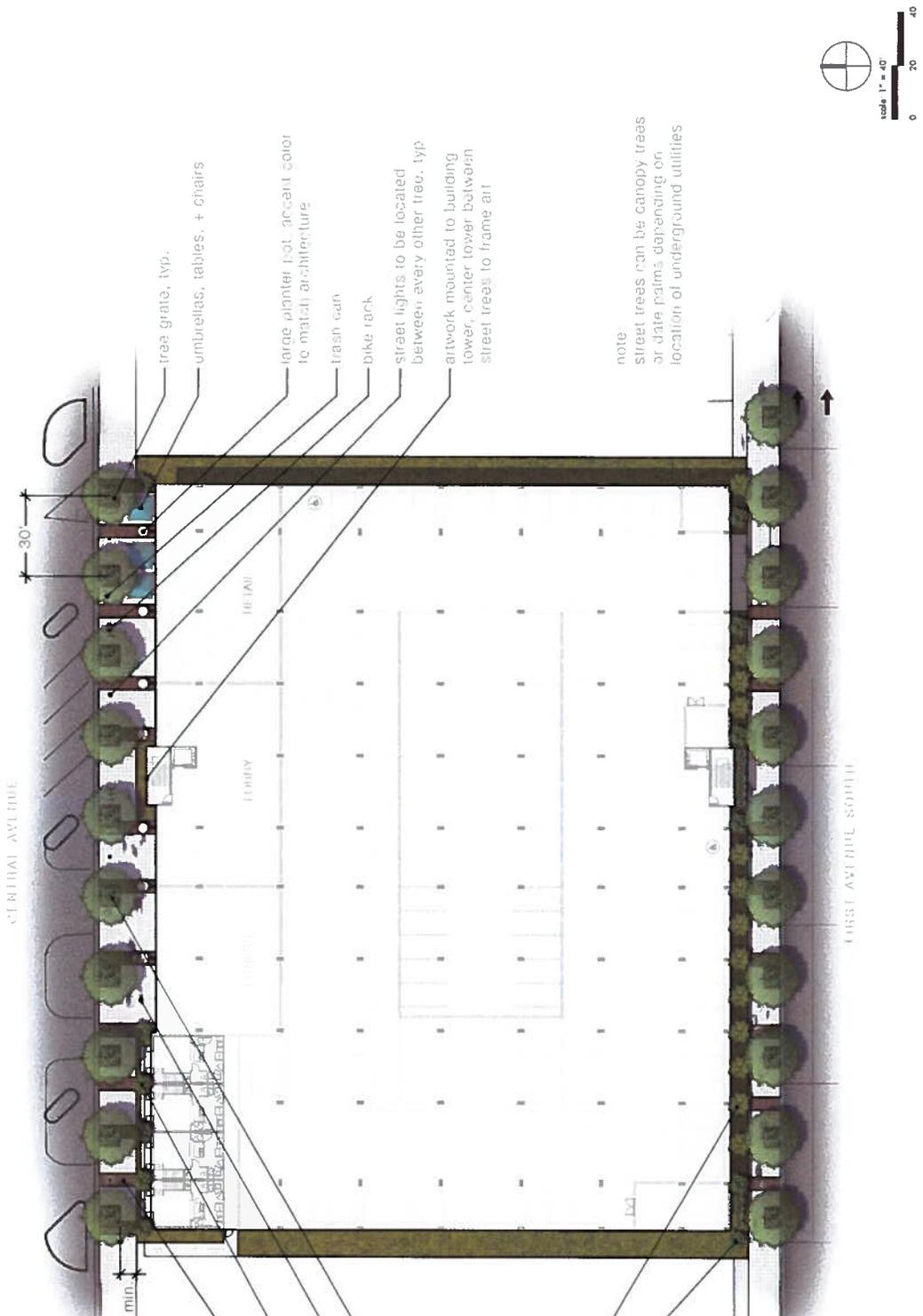
A1.01



CIVIL ENGINEER
Kimley-Horn
 Suite 150
 1405 Bay Street
 St. Petersburg, FL 33705
 PH: 813-525-1440

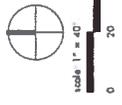
LANDSCAPE ARCHITECT
Dix Hill + Partners
 150 W. Alafia Ave.
 Longwood, FL 32750
 PH: 407-941-1177

THIS PLAN IS FOR THE USE OF THE CLIENT AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF THE ARCHITECT. THE ARCHITECT'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED AND DOES NOT INCLUDE THE DESIGN OF STRUCTURES OR THE DESIGN OF ANY OTHER PROFESSIONAL SERVICES. THE ARCHITECT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE ARCHITECT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE ARCHITECT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.



CENTRAL AVENUE

FIRST AVENUE SOUTH



- tree grate, typ.
- umbrellas, tables, + chairs
- large planter pot, accent color to match architecture
- trash can
- bike rack
- street lights to be located between every other tree, typ
- artwork mounted to building tower, center tower between street trees to frame art

note
 street trees can be canopy trees or date palms depending on location of underground utilities

- 6' min
- 30'
- plank paver band, aligned with architectural columns
- vertical accent aligned with architecture to form unit views
- paver plaza
- canopy/street tree, 30' C.C.

- bamboo, evenly spaced along garage facade
- white bird or paradise accents



DIX.HITE
 + PARTNERS

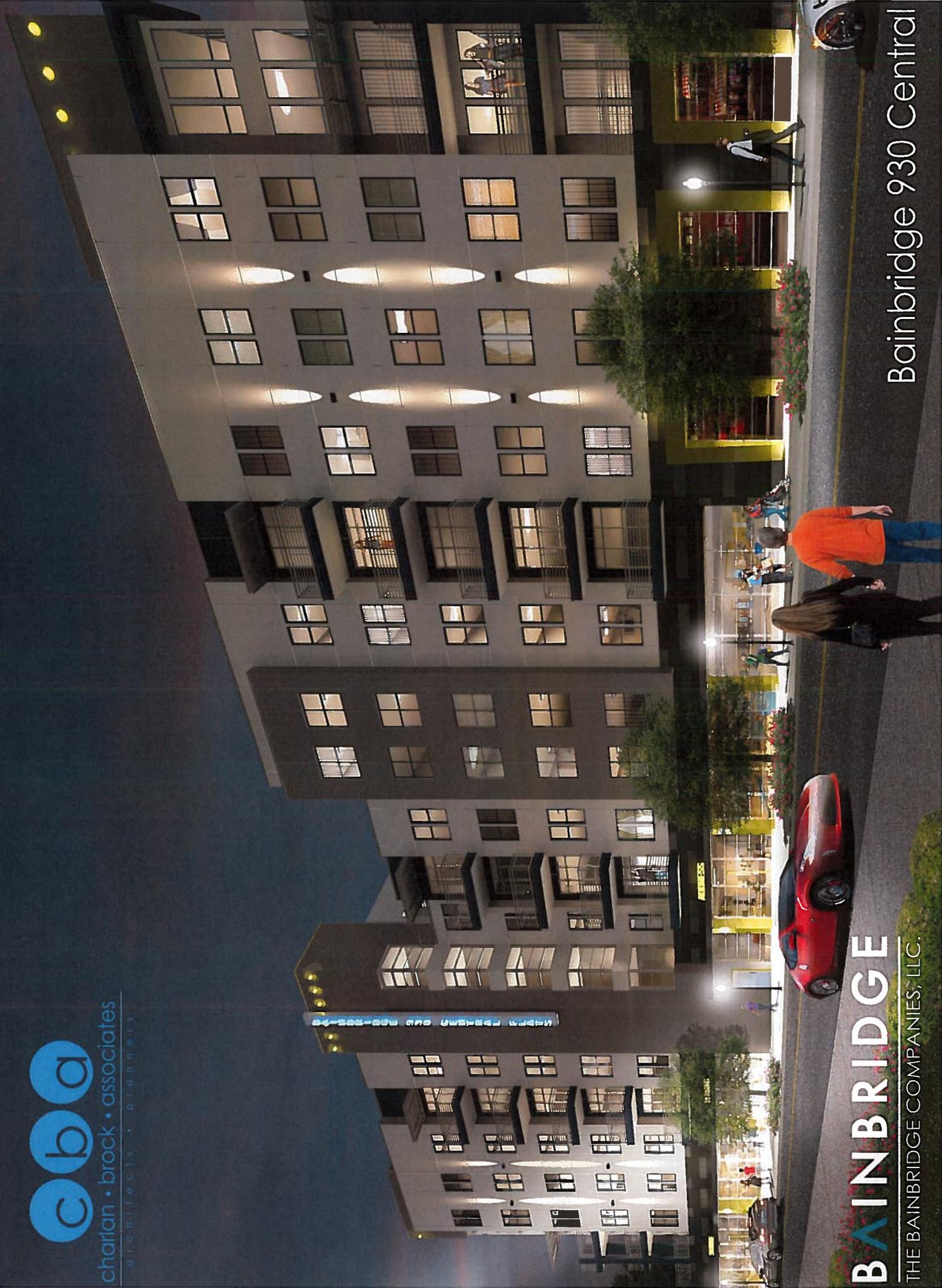
CENTRAL AVENUE URBAN APARTMENTS | street frontage concept
 The Bainbridge Companies
 1.11.2016





charlan • brock • associates
architects • planners

930 CENTRAL BAINBRIDGE



BAINBRIDGE

THE BAINBRIDGE COMPANIES, LLC.

Bainbridge 930 Central



charlan • brock • associates
architects • planners



BAINBRIDGE

THE BAINBRIDGE COMPANIES, LLC

Bainbridge 930 Central

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of August 25, 2016

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

Subject: Approving an increase to the allocation for electrical services, maintenance and repairs to Tri-City Electrical Contractors and Riley Electric Company Inc. in the amount of \$290,000, which increases the total contract amount to \$890,000.

Explanation: On July 10, 2014, City Council approved three-year agreements for electrical services, maintenance and repairs to the two subject firms. The subject agreements are effective through July 31, 2017. Since the inception of these agreements there has been an increase in repair requirements. For example, the agreement was utilized for various lighting repairs, as well as for the recent replacement of conduit and wire for exterior pole lights in the main parking lot of Sunken Gardens. Therefore, the forecasted amount is expected to exceed the original request prior to the end of the contract term.

The vendors provide all labor, material and equipment for electrical maintenance and repair services. Services include maintenance and repair of lighting in buildings, parks, parking lots, outdoor athletic fields and the Albert Whitted Airport airfield. In addition, they install and/or repair electrical service circuit breaker panels and industrial-process control-type electrical circuits; and maintain high voltage electrical systems at city facilities. The vendors also provide emergency services to restore power to facilities in the event of an outage. The primary users are Engineering and Capital Improvement, Downtown Enterprise Facilities, Water Resources, Parks & Recreation, Fire, Sanitation, Fleet and Library departments.

The Procurement Department recommends approval:

Original 3-year Contract Sum	\$600,000
Allocation request	<u>290,000</u>
Revised Contract Sum	\$890,000

Amounts paid to vendors pursuant to these agreements shall not exceed a combined amount of \$890,000 through the term of the agreements.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Parks & Recreation (190), Fire Department (150), and Library Department (200), the Water Resources Operating Fund (4001), the Marina Operating Fund (4041), Airport Operating Fund (4031), the Fleet Management Fund (5001), and various capital projects within the Marina Capital Projects Fund (4043), the General Capital Improvement Fund (3001), and the Recreation & Culture Capital (3029).

Attachments: Resolution

Approvals:



By:  Administrative



Budget

A RESOLUTION APPROVING AN INCREASE TO THE ALLOCATION OF THE BLANKET PURCHASE AGREEMENT WITH TRI-CITY ELECTRICAL CONTRACTORS, INC. AND RILEY ELECTRIC CO., INC. IN THE AMOUNT OF \$290,000 FOR A TOTAL AMOUNT NOT TO EXCEED \$890,000 FOR ELECTRICAL SERVICES, MAINTENANCE AND REPAIRS FOR VARIOUS CITY DEPARTMENTS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 10, 2014, the City Council approved three-year agreements (blanket agreements) with Tri-City Electrical Contractors, Inc. and Riley Electric Co., Inc. to provide electrical services, maintenance and repairs for various City departments, effective through July 31, 2017; and

WHEREAS, due to an increase in unanticipated repairs, the forecasted amount is expected to exceed the original estimate prior to the end of the term of the agreements; and

WHEREAS, the Procurement & Supply Management Department, recommends approval of an increase to the allocation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that an increase to the allocation of the Blanket Purchase Agreements with Tri-City Electrical Contractors, Inc. and Riley Electric Co., Inc. in the amount of \$290,000 for a total amount not to exceed \$890,000 for electrical services, maintenance and repairs for various City departments, is hereby approved and the Mayor or the Mayor's designee is authorized to execute all documents necessary to effectuate these transactions.

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 August 25, 2016**

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

Subject: Approving the purchase of heavy duty equipment from Nortrax, Inc., for the Fleet Management Department at a total cost of \$597,027.40.

Explanation: This purchase is being made from the Sheriff's Association Contract No. 15-13-0904.

The vendor will furnish and deliver two (2) wheel loaders, two (2) double drum rollers and one (1) excavator (See attached Vehicle Purchase Summary). The old equipment has reached the end of their economic useful lives and will be sold at public auction(See attached Pricing History).

The Procurement Department, in cooperation with the Fleet Department, recommends award utilizing Florida Sheriffs Association Contract No. 15-13-0904:

Nortrax, Inc..... \$597,027.40

Wheel Loader, Front End				
John Deere 544K (base price)	2	@	\$127,460.00	\$254,920.00
Options:				
Grapple stacking rake	2	@	19,720.00	39,440.00
2.75 cu yd. bucket	2	@	16,000.00	32,000.00
Hydraulic controls	2	@	5,332.00	10,664.00
Hi-Lift loader arms	2	@	4,400.00	8,800.00
Rear camera system	2	@	3,213.00	6,426.00
Third Function Hydraulic Controls	2	@	2,929.00	5,858.00
Ride control	2	@	2,810.00	5,620.00
Bottom guards	2	@	1,362.00	2,724.00
130 amp alternator	2	@	585.00	1,170.00
Transmission guards	2	@	450.00	900.00
Radio, AM/FM/WB	2	@	403.00	806.00
3.0 Cu yd. bucket	2	@	(8,454.00)	(16,908.00)
20% Discount	2	@	<u>(7,398.40)</u>	<u>(14,796.80)</u>
			\$148,312.25	\$337,623.20
Excavator, Hydraulic				
John Deere 350G (base price)	1	@	\$272,100.00	\$272,100.00
Options:				
AT339195 60" ditch bucket	1	@	4,226.00	4,226.00
9600 rear camera	1	@	1,780.00	1,780.00
Downgrade to a 250G	1	@	(80,000.00)	(80,000.00)
Discount 30%	1	@	<u>(1,801.80)</u>	<u>(1,801.80)</u>
			\$196,304.20	\$196,304.20
Double Drum Roller				
Bomag BW120SL-5 (base price)	2	@	\$35,150.00	\$70,300.00
Options:				
Downgrade to a BW90-AD-5	2	@	(3,600.00)	<u>(7,200.00)</u>
				\$63,100.00

The vendor has met the specifications, terms and conditions of the No. 15-13-0904 effective through September 30, 2016. This purchase is made in accordance with Section 2-256 (3) of the Procurement Code, which authorizes the Mayor or his designee to utilize the Florida Sheriffs Association Negotiated Purchasing Program.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Equipment Replacement Fund (5002), Fleet Maintenance, Fleet Mechanical Cost (8002527).

Attachments: Vehicle Purchase Summary
Price History
Resolution

Approvals:



Administrative



Budget

Vehicle Purchase Summary

Item No.	Description	Qty.	Department	Purpose	Replacement	Age	Life Cycle
1.	Hydraulic Excavator, John Deere, 1.88 Cu. Yd.	1 EA	StormWater/Pavement	Used for construction, and maintenance within StormWater Department.	R	10 YRS	10-15 YRS
2.	Double Drum Roller, Bomag	2 EA	StormWater/Pavement	Used to maintain and repair asphalt installation.	R	13 YRS	10/15 YRS
3.	Wheel Loader, John Deere, 3 Cu. Yd.	2 EA	Parks and Recreation	Used for construction projects within Parks Department	R	11 YRS	10-15 YRS

**Price History: Excavator, Small Double Drum Roller, 3.5 Cubic Yard Wheel Loader
Nortrax A John Deere Company**

Item No.	Description	1997	2003	2013	2014
1.	Hydraulic Excavator 25 metric ton (NO PRIOR HISTORY)				
2.	Small Double Drum Roller	\$9,472.00	\$10,276		
3.	3.5 Cubic Yard Wheel Loader		\$88,679	\$148,312	\$157,220

A RESOLUTION APPROVING THE PURCHASE OF 2 WHEEL LOADERS, 2 DOUBLE DRUM ROLLERS AND 1 EXCAVATOR FROM NORTRAX, INC. AT A TOTAL COST NOT TO EXCEED \$597,027.40 FOR THE FLEET MANAGEMENT DEPARTMENT, UTILIZING FLORIDA SHERIFFS ASSOCIATION CONTRACT NO. 15-13-0904; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase 2 wheel loaders, 2 double drum rollers, and 1 excavator to replace vehicles which have reached the end of their economic useful lives; and

WHEREAS, pursuant to Section 2-256(3) of the Procurement Code, the City is permitted to purchase automotive equipment from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles; and

WHEREAS, Nortrax, Inc. has met the specifications, terms and conditions of Florida Sheriffs Association Contract No. 15-13-0904; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the purchase of 2 wheel loaders, 2 double drum rollers, and 1 excavator from Nortrax, Inc. at a total cost not to exceed \$597,027.40 for the Fleet Management Department utilizing Florida Sheriffs Association Contract No. 15-13-0904 is hereby approved and the Mayor or Mayor's Designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of August 25, 2016

TO: City Council Chair & Members of City Council

SUBJECT:

A resolution authorizing the Mayor or his designee to execute an Agreement between The Juvenile Welfare Board and City Of St. Petersburg, Florida (OPROV16) TASCOCO Center Based Teen Programs-OST for a term of one year ("Agreement") that provides for: 1) a partnership between the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") for \$1,000,000 for youth services in specific areas at a cost of \$500,000 to both the City and JWB, and 2) accepting a grant from JWB in the amount of \$1,397,014 for the Teen Arts, Sports and Cultural Opportunities (TASCOCO) Center based teen programs; authorizing the Mayor or his designee to execute all other documents necessary to effectuate the agreement; and providing an effective date.

~~Approving a partnership between the City of St. Petersburg, Florida ("City"), and the Juvenile Welfare Board of Pinellas County ("JWB") for \$1,000,000 to youth services in specific areas with a term commencing on October 1, 2016 and ending September 30, 2017 at a cost of \$500,000 to both the City and JWB; accepting a grant from JWB in the amount of \$1,397,014 for the teen arts, sports and cultural opportunities (TASCOCO) center based teen programs; authorizing the Mayor or his designee to execute all documents necessary to effectuate this partnership with JWB and the grant from JWB; and providing an effective date.~~

EXPLANATION:

On May 19, 2011 City Council convened as the Committee of the Whole (COW) to consider funding options to expand youth services programs. In addition to administration's overview of the youth services currently provided, the Juvenile Welfare Board of Pinellas County (JWB) suggested there may be an opportunity for them to match dollars that the City might provide to implement programs that assist at-risk youth. However, such matching opportunity would be subject to the approval of the JWB board. City Council also requested that Administration meet with JWB staff to further research viable program enhancement opportunities.

City staff met with JWB staff on Monday, June 6, 2011, to discuss expanding our collaborative efforts in the youth services area. There were four specific youth services program enhancements that were discussed as viable options. JWB staff indicated that, based on the unique demographics of the City of St. Petersburg and the potential positive impact of the four (4) program components, that these initiatives would be consistent with JWB's strategic goals and that there may be an opportunity for the City to receive ~~matching dollars funds~~ from JWB. The four component areas include expansion and/or enhancement for the Pre-Teen Year Round Out of School Time program, the Middle School Year Round Out of School Time program, the Middle School Summer Teen Camp program, and Year Round Teen Employment Opportunities.

The JWB board met on June 9, 2011 and ~~at this meeting, the board~~ voted unanimously to approve an allocation of up to \$500,000 (annualized) to match funding to be provided by the City up to \$500,000 for these proposed youth service enhancements. The matched partnership between the City and JWB is an ongoing agreement which is renewed annually at the discretion of both parties.

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JWB has also awarded a seventeenth year of funding for a grant to the City of St. Petersburg Parks and Recreation Department in the amount of \$1,397,014 to provide Teen Arts, Sports and Cultural Opportunities (TASCO) ~~TASCO~~ Center Based Teen Programs which includes the TASCO Summer Teen Camp and the Middle School Before and After School Program. JWB has decided to merge the two programs into one agreement. The funding is for the period from October 1, 2016 to September 30, 2017.

TASCO Summer Teen Camp provides summer teen camp programs at twelve recreation sites: Shore Acres, Gladden Park, Frank Pierce, Lake Vista, Campbell Park, Childs Park, Thomas “Jet” Jackson, J.W. Cate, Camp Redbird, Roberts, Walter Fuller and Willis S. Johns. TASCO Summer Teen Camps are 10 weeks long from May 30 until August 4, 2017. St. Petersburg continues to be a leader in providing programming for teens that stimulates and develops youth. Youth completing the sixth grade through ninth grade are eligible to participate in the camps.

TASCO Center Based Teen Programs also provides Middle School Before and After School programs at eleven Recreation Centers: Campbell Park, Childs Park, J.W. Cate, Shore Acres, Thomas “Jet” Jackson, Willis S. Johns, Frank Pierce, Lake Vista, Roberts, Walter Fuller and Gladden. This grant funds 17 full time positions and 49 part-time positions to implement programming. Five core areas designed by the teens for programming include school readiness, parent involvement, leadership development, community service, and powerful and productive adult interaction. Drug, alcohol and tobacco use prevention, building resiliency, and reducing risk-taking behaviors will be the main program focus.

RECOMMENDATION:

Administration recommends this Council adopt the attached resolution- authorizing the Mayor or his designee to execute an Agreement between The Juvenile Welfare Board and City Of St. Petersburg, Florida (OPROV16) TASCO Center Based Teen Programs-OST for a term of one year (“Agreement”) that provides for: 1) a partnership between the City of St. Petersburg, Florida (“City”) and Juvenile Welfare Board of Pinellas County (“JWB”) for \$1,000,000 for youth services in specific areas at a cost of \$500,000 to both the City and JWB, and 2) accepting a grant from JWB in the amount of \$1,397,014 for the Teen Arts, Sports and Cultural Opportunities (TASCO) Center based teen programs; authorizing the Mayor or his designee to execute all other documents necessary to effectuate the agreement; and providing an effective date. ~~approving a partnership between the City of St. Petersburg, Florida (“City”), and the Juvenile Welfare Board of Pinellas County (“JWB”) for \$1,000,000 to youth services in specific areas with a term commencing on October 1, 2016 and ending September 30, 2017 at a cost of \$500,000 to both the City and JWB; accepting a grant from JWB in the amount of \$1,397,014 for the teen arts, sports and cultural opportunities (TASCO) center based teen programs; authorizing the Mayor or his designee to execute all documents necessary to effectuate this partnership with JWB and the grant from JWB; and providing an effective date.~~

COST/FUNDING/ASSESSMENT INFORMATION:

The Agreement is contingent on adoption of the City of St. Petersburg FY 17 Budget that includes funding required by the Agreement. -Funds will be available in the FY 17 Operating Budget, after its approval by City Council, in the General Fund (0001), Parks and Recreation Department (190), Parks and Recreation Administration Division (1573).

ATTACHMENTS:

Resolution

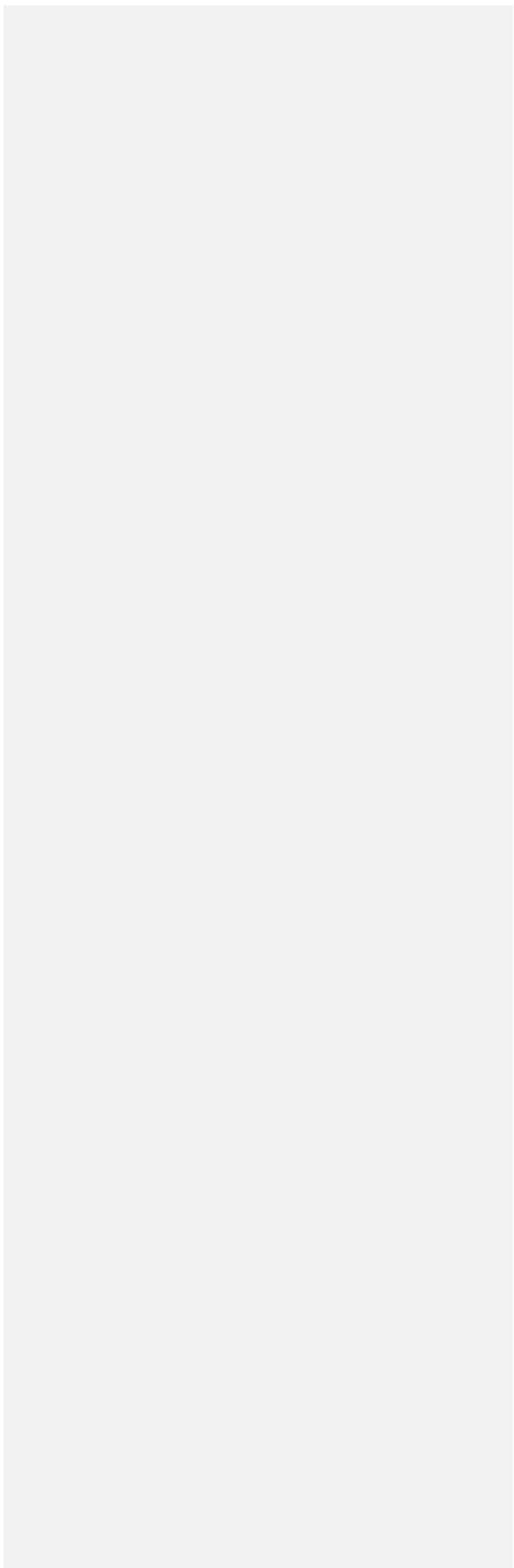
Approvals:

Legal: _____

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Budget: _____

Administration: _____



Resolution No. 2016 - _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN AGREEMENT BETWEEN THE JUVENILE WELFARE BOARD AND CITY OF ST. PETERSBURG, FLORIDA (OPROV16) TASCO CENTER BASED TEEN PROGRAMS-OST FOR A TERM OF ONE YEAR ("AGREEMENT") THAT PROVIDES FOR: 1) APPROVING A PARTNERSHIP BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") AND JUVENILE WELFARE BOARD OF PINELLAS COUNTY ("JWB") FOR \$1,000,000 FOR TO YOUTH SERVICES IN SPECIFIC AREAS WITH A TERM COMMENCING ON OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017 AT A COST OF \$500,000 TO BOTH THE CITY AND JWB, AND 2); ACCEPTING A GRANT FROM JWB IN THE AMOUNT OF \$1,397,014 FOR THE TEEN ARTS, SPORTS AND CULTURAL OPPORTUNITIES (TASCO) CENTER BASED TEEN PROGRAMS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS PARTNERSHIP/ THE AGREEMENT WITH JWB AND THE GRANT FROM JWB; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg's youth are an important and valuable resource; and

WHEREAS, the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") have entered into an Agreement between The Juvenile Welfare Board and City of St. Petersburg, Florida (Oprov16) TASCO Center Based Teen Programs-OST for a term of one year ("Agreement") subject to City Council approval, that provides for: 1) a partnership between the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") For \$1,000,000 for youth services in specific areas ("Partnership") and 2) accepting a grant from JWB in the amount of \$1,397,014 for the Teen Arts, Sports and Cultural Opportunities (TASCO) Center Based Teen Programs ("Grant");and

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WHEREAS, the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") desire to enter into a partnership for \$1,000,000 to youth services in the areas of Pre Teen Year Round Out of School Time, Middle School Year Round Out of School Time, Middle School Summer Teen Camp Slots, and Year Round Teen Employment Opportunities with a term commencing October 1, 2016 and ending September 30, 2017; and

WHEREAS, the City and JWB have agreed that JWB will reimburse the City in the amount of \$500,000, for youth services in specific areas, which is half of the costs and expenses incurred to provide such youth services pursuant to the of the Partnership between the City and JWB; and

WHEREAS, JWB has also awarded a grant to the City of St. Petersburg Parks and Recreation Department in the amount of \$1,397,014 the Grant funds will be used to fund the Teen Arts, Sports and Cultural Opportunities ("TASCO") Center Based Teen Programs; and

WHEREAS, these funds will be available in the FY 17 Operating Budget, after its approval by City Council, in the General Fund (0001), Parks and Recreation Department (190) Parks and Recreation Administration Division (1573); and

WHEREAS, The Agreement is contingent on adoption of the City of St. Petersburg FY 17 Budget that includes funding required by the Agreement-

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to execute an Agreement between The Juvenile Welfare Board and City of St. Petersburg, Florida (Oprov16) Tasco Center Based Teen Programs-OST for a term of one year ("Agreement") that provides for: 1) a partnership between the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") for \$1,000,000 for youth services in specific areas at a cost of \$500,000 to both the City and JWB, and 2) accepting a grant from JWB in the amount of \$1,397,014 for the Teen Arts, Sports and Cultural Opportunities (TASCO) Center based teen programs; and

~~BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all other documents necessary to effectuate the Agreement a partnership between the City of St. Petersburg, Florida ("City") and Juvenile Welfare Board of Pinellas County ("JWB") for \$1,000,000 to youth services in specific areas with a term commencing on October 1, 2016 and ending September 30, 2017 at a cost of \$500,000 to both the City and JWB is hereby approved.~~

~~BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to accept a grant from JWB in the amount of \$1,397,014 for the Teen Arts, Sports and Cultural Opportunities (TASCO) center based teen programs.~~

Approvals:

Legal: _____
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Administration: _____

Budget: _____

AGREEMENT

Between

THE JUVENILE WELFARE BOARD

and

City of St. Petersburg, Florida (OPROV16)

TASCO Center Based Teen Programs-OST

I. PURPOSE

The Juvenile Welfare Board of Pinellas County, hereinafter referred to as "JWB", and City of St. Petersburg, Florida (OPROV16), hereinafter referred to as "Provider", enter into this mutual Agreement, including all attachments referred to herein, for the period commencing October 1, 2016 and extending through September 30, 2017. This Agreement does not take effect and JWB has no responsibility for any of its obligations hereunder until this Agreement is executed by all parties to this Agreement.

II. STAFF

Provider agrees to employ staff, at its own expense, to execute services provided in accordance with this Agreement. Such individuals shall not be considered employees of JWB, and are subject to the supervision, personnel practices and policies of the Provider. Unless otherwise approved by JWB, all staff shall meet qualifications as stated in the approved job descriptions on file at JWB and any approved revisions which are submitted for FY 16-17 funding.

III. SERVICES

Provider agrees to deliver services as stated in the currently approved program methodology on file at JWB and to accomplish performance measures stated in Attachment 2, as determined by JWB, in service areas stated in Attachment 3, and pursuant to the General Conditions stated in Section VIII and Special Conditions listed in Attachment 1.

IV. FUNDS

The program budget for both JWB and other funds (if any) for accomplishing the above stated services must be approved in the JWB data system or other designated format before payment will commence. JWB agrees to reimburse up to \$1,897,014 for TASCO Center Based Teen Programs-OST for services rendered pursuant to this Agreement.

V. METHOD OF PAYMENT

1. JWB issues reimbursements in accordance with the schedule listed on Attachment 5 (or on the preceding working day in case of a holiday). The Provider shall elect to submit a request for payment either every other week or once a month. Reimbursements shall be made on pace throughout the fiscal year in order to allow for a consistent and orderly delivery of services. Reimbursement requests shall be submitted

timely and only for amounts actually incurred that should properly be reimbursed per this Agreement within reasonably needed amounts based on the budget and other funding sources. Request for payment must be accompanied by the appropriate documentation as prescribed by JWB.

2. Requests for advance funds may be made, consistent with JWB policy.

VI. TERMINATION

1. It is the intent of JWB to ensure a consistent and orderly delivery of children's services. It is the further intent of JWB to terminate Agreements in those situations where such action is essential to the protection of its interests and the interests of children, as determined solely by JWB.
2. In the event funds to finance this Agreement become unavailable, JWB may terminate the Agreement upon no less than twenty-four (24) hours' notice in writing to the Provider. Said notice shall be delivered by certified mail, return receipt requested, or in person with proof of delivery.
3. JWB shall endeavor, whenever possible and consistent with its legal obligations and principles of prudent management, to provide thirty (30) days' notice for termination due to lack of funds. JWB shall be the final authority as to the availability of funds and extension of notice beyond the minimum time herein stated.
4. In addition to the rights as set forth in paragraph VI. 2 above, this Agreement may be terminated by JWB for any reason whatsoever upon twenty-four (24) hours written notice. Said notice shall be delivered by certified mail, return receipt requested, or in person with proof of delivery.
5. Provider shall only be compensated for services performed prior to the termination date. Provider may only terminate this Agreement upon thirty (30) days written notice to JWB delivered in person, by facsimile or by US mail, return receipt requested.
6. The above provisions shall not limit JWB's right to remedies at law or to damages.

VII. COMMENCEMENT OF PAYMENT

Unless specifically authorized by JWB, payment shall not be made for services rendered prior to the effective date of this Agreement.

VIII. GENERAL CONDITIONS

1. Agreement Revisions

This Agreement and its attachments constitute the contractual relationship between the Provider and JWB. If there is any discrepancy between program-related documents, this agreement preempts all other documents. No amendment to this Agreement or its attachments may be made without the prior written approval of JWB and Provider, except as may be provided in General Condition #4.

2. Fiscal Responsibility

- a. Provider agrees to maintain books, records and documents in accordance with generally accepted accounting principles and practices which accurately and appropriately reflect all expenditures of funds listed in the approved budget on file at JWB.
- b. Provider agrees that all financial records and supporting documentation shall be subject at all times to inspection, review, or audit by JWB personnel or its duly authorized agent.
- c. Provider agrees to maintain and file with JWB in a timely fashion reports related to services provided under this Agreement.

- d. Provider agrees to retain all financial records, supporting documentation, statistical records, and any other documents pertinent to this Agreement for a period of five (5) years after termination of this Agreement. If an audit has been initiated and audit findings have not been resolved at the end of five (5) years, all records shall be retained until resolution of audit findings.
- e. Payments during Disaster Recovery: JWB agrees to support funded programs that are unable to provide normal services for a period of at least sixty (60) days after a disaster has been declared, provided the program agrees to comply with requests of JWB and Recover Pinellas. This period may be extended at the discretion of the Board upon recommendation of the Executive Director. Provider must file an insurance and FEMA claim and shall reimburse JWB for any amounts received from FEMA and insurance that have previously been funded by JWB. The Provider must submit to JWB a copy of the Provider's Continuity of Operations Plan (see Attachment 6 for an outline of all document submittals) within thirty (30) days of the effective date of this Agreement.
- f. The Provider agrees to provide prior to their budget submission or subsequent amendment, Board meeting minutes that show explanation and approval of a compensation plan, if JWB funds are to be utilized to pay merit increases, cost of living adjustments, bonuses, incentives or retention payments of any kind, or if annualized salary or benefit changes may impact future budgets. JWB shall not reimburse more than two weeks of accrued leave for terminating employees. JWB shall not reimburse expenses not previously approved by JWB.

3. Audit and Management Letter

The Provider agrees to submit to JWB an independent audit of the financial statements of the entity in its entirety and any accompanying management letter(s) immediately upon receipt by the Provider's board, but within a period not to exceed one hundred and eighty (180) calendar days of the close of the Provider's fiscal year. The audit must be performed by a firm licensed to perform audits in the State of Florida and conducted in accordance with generally accepted auditing standards and standards established by the American Institute of Certified Public Accountants.

The Provider's auditor shall not provide any non-audit service to an issuer contemporaneously with the audit, including:

- (1) bookkeeping or other services related to the accounting records or financial statements of the audit client;
- (2) financial information systems design and implementation;
- (3) appraisal or valuation services, fairness opinions, or contribution-in-kind reports;
- (4) actuarial services;
- (5) internal audit outsourcing services;
- (6) management functions or human resources;
- (7) broker or dealer, investment adviser, or investment banking services;
- (8) legal services and expert services unrelated to the audit.

The Provider is required to engage an audit firm that follows Government /Non-Profit Audit Standards when conducting the financial audit and that shows evidence of a peer review report completed every three years. The audit will separately identify JWB revenues, fees and donations, and expenditures by program.

4. Other Financial Support

- a. Provider shall report within ninety (90) calendar days any major changes in non-JWB revenue which would impact targeted service levels in JWB funded programs during the fiscal year.
- b. JWB funds shall not be used for expenditures also funded by other sources. JWB funds shall not be used to supplant other sources of revenue.
- c. Generally, JWB encourages use of its funds as financial match for securing funds from other sources. However, in such instances, Provider is required to obtain prior written approval to submit an application with JWB committed funds.

- d. Revenues earned in a JWB funded program must remain in that program as a condition of funding.

5. Program Monitoring

Provider agrees to submit monitoring, site visit, accreditation and licensing reports supplied by funding, accreditation and licensing entities, as applicable, to JWB upon Provider receipt. Provider agrees to submit progress reports and other information in such format and at such times as may be prescribed by JWB (including JWB Databases, JWB Secure Portals and Provider specific data collection systems), and to cooperate in site visits and other on-site monitoring (including, but not limited to, access to sites, staff, fiscal and participant records, and logs and the provision of related information). Provider agrees to cooperate with Monitoring JWB Funded Program policy and procedures. Provider agrees to provide JWB representatives access, without presence of the Provider supervisor, to staff or program participants during any monitoring with or without advance notice. Programs charging a fee for services supported by JWB funding must forward a copy of the fee schedule to JWB. Lead agencies are responsible for monitoring subcontracts funded by JWB unless otherwise specified in a Special Condition of this Agreement. Governmental entities are exempt from fiscal and personnel file review.

Program staff shall adhere to JWB's Data Quality Manual and Financial Guidelines for Funded Programs, and all staff who have any responsibility (supervisory or direct) for data entry shall be trained within thirty (30) calendar days of hire. The Provider is responsible for maintaining written policies and procedures for providing data to JWB in a timely manner. The Provider is responsible for reviewing JWB Database and JWB Secure Portal User Access to ensure that all users are active employees with access to appropriate data systems and modules. The Provider shall notify support@mosaic-network.com for GEMS support and help@jwbpinellas.org for JWB Secure Portal support. Provider shall notify the JWB Contract Manager and complete the designated form within two (2) business days whenever a Provider staff person's access must be inactivated due to the reasons outlined in JWB's Data Quality Manual. The Provider is responsible for implementing appropriate procedures into their data policies to protect data and prevent accidental or malicious disclosure of participant information. The Provider is responsible for maintaining fiscal workflow approval prior to creation of a program budget.

6. Board Members, Training, and Financial Review

Within thirty (30) calendar days of approval or a change of Board composition, Provider shall submit to JWB an updated list of Board Members to include the address and place of employment of the Board Chair.

Submission of Provider policies and procedures regarding Board review of Provider finances shall be required within thirty (30) calendar days of this Agreement and upon revision and approval by the Provider's Board.

Training of new board members by an external trainer is required prior to issuance of a funding contract or by August 1st of the current fiscal year, whichever occurs first. Training must consist of the following topics: non-profit governance, fiduciary risks, and liabilities. Documentation of this training shall include an outline of topics covered, the Board members in attendance and who provided the training. Providers that are governmental entities, higher education institutions, and hospitals are exempt from this policy.

7. Nondiscrimination

Providers receiving funding from JWB shall not discriminate against an employee, volunteer, or participant of the Provider on the basis of race, color, gender, religion, national origin, citizenship, disability, marital status, age, veteran status, sexual orientation or any other legally protected category except that programs may target

services for specific participant groups as defined in the application. Additionally, Providers receiving funds shall demonstrate the standards, policies, and practices necessary to render services in a manner that respects the worth of the individual and protects and preserves the dignity of people of diverse cultures, classes, races, religions, and ethnic backgrounds.

8. Publicizing of JWB Support - Endorsements

Requests for endorsements that require a commitment of JWB resources shall be submitted to the JWB Board for its consideration. However, endorsements, which do not require JWB resources may be given to those Providers that support the focus and priorities of the JWB Board, at the discretion of the JWB Executive Director. JWB's logo must be present on the following Provider materials as an acknowledgement of support:

- Annual Report
- Program Brochures
- Stationery

JWB's logo may not be used on any other publications requiring JWB resources without JWB approval. However, if a publication does not require a monetary commitment or indicate sponsorship, use of the JWB logo may be authorized at the sole discretion of the JWB Executive Director.

9. Publications

Provider agrees to supply JWB, without charge, up to three (3) copies of any publication developed in connection with implementation of programs addressed by this Agreement. Such publications will state that the program is supported by JWB. Provider agrees that JWB will have unlimited use of copyrighted materials developed under this Agreement and Provider will be notified by JWB when this occurs.

10. Assignments and Subcontracts

Provider shall not assign the responsibility of this Agreement to another party nor subcontract for any of the work contemplated under this Agreement, unless so specified in the approved budget on file at JWB, without prior written approval of JWB. No such approval by JWB of any assignment or subcontract shall be deemed in any event or in any manner to provide for the incurrence of any obligation by JWB in addition to the total dollar amount stated in this Agreement. All such assignments or subcontracts shall be subject to the conditions of this Agreement and to any conditions of approval that JWB shall deem necessary.

11. Confidential Information

Provider must follow all laws regarding confidentiality of information including, but not limited to, HIPAA. Provider shall not use or disclose any information which specifically identifies a recipient of services under this Agreement, and shall adopt appropriate procedures for employees' handling of confidential data with the following exceptions: a) such information may be revealed as may be necessary to conform to Fiscal Responsibility and Program Monitoring requirements as stated in the General Conditions of this agreement; b) such information may be revealed as may be necessary pursuant to applicable federal, state, or local law and related regulations; and c) such information may be revealed with the written consent (authorization) of the recipient, or the recipient's responsible parent or guardian, where authorized by law. Provider is responsible to adopt appropriate policies, notifications, authorizations, and other relevant information that allows for the sharing of confidential information with JWB.

Providers shall adhere to JWB's written statement of purpose for collection of confidential data in compliance with Section 119.071(5), Florida Statutes. Provider must distribute a copy of this statement to recipients of JWB-funded programs and services and obtain the signature of the recipient or recipient's responsible parent or guardian. A copy of this signed statement must be maintained in case files for each participant for whom confidential data is collected. Once executed, this signed statement does not require subsequent renewal.

The Provider shall also maintain in participant files a completed copy of a JWB-approved form for authorizing client consent to release information for each participant receiving services. As allowed by law and Provider policy, the Provider shall add JWB to consent forms including HIPAA consent forms to facilitate data sharing and implement the Fiscal Responsibility and Program Monitoring requirements as stated in the General Conditions of this agreement and advise JWB within two (2) business days if a participant has withdrawn consent to share data and note this withdrawal of consent in the case file. In no event should participant identifying information ever be emailed or faxed to JWB.

In the event of an improper disclosure of participant information by Provider, Provider shall inform JWB of the improper disclosure and extent thereof within two (2) business days of becoming aware of the improper disclosure. In accordance with JWB Breach Procedures, Provider shall cooperate fully with JWB and take all necessary steps to correct and remedy any damage caused by the Provider's improper disclosure and to prevent future improper disclosure. Provider shall defend, indemnify and hold harmless JWB from any and all damages caused by the improper disclosure of any confidential information as defined by law including, but not limited to, Protected Health Information under HIPAA and any and all costs associated with remedying the disclosure. Provider shall defend, indemnify and hold harmless JWB from any and all damages caused by the improper disclosure as defined by law of any information including but not limited to personally identifiable information (PII) and protected health information (PHI) as required under HIPAA, HITECH and FIPA regulations or other information that is confidential and/or exempt from disclosure per F.S. 119. This provision shall survive the termination of this Agreement.

Likewise, in the event of an improper disclosure of Provider's participant information by JWB, JWB shall inform Provider of the improper disclosure and extent thereof within two (2) business days of becoming aware of the improper disclosure. In accordance with JWB Breach Procedures, JWB shall cooperate fully with Provider and take all necessary steps to correct and remedy any damage caused by JWB's improper disclosure and to prevent future improper disclosure. JWB shall defend, indemnify and hold harmless Provider from any and all damages caused by JWB's improper disclosure and any and all costs associated with remedying the disclosure subject to the doctrine of sovereign immunity and limitations set forth in F.S. 768.28.

12. Public Records

JWB is a public entity subject to Florida's Public Records Law, which includes provisions relating to records retention, production and confidentiality. For purposes of this section, Provider is also referred to as Contractor.

IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT:

Juvenile Welfare Board of Pinellas County
14155 58th St. No., Ste. 100
Clearwater, FL 33760
(727) 453-5600
communications@jwbpinellas.org

Contractors acting on behalf of JWB must comply with 119.0701 and must:

- a. Keep and maintain public records required by JWB to perform the service.
- b. Upon request from JWB's custodian of public records, provide JWB with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in F.S. 119 or as otherwise provided by law.
- c. Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the contract term and following completion of the contract if the contractor does not transfer the records to the public agency.
- d. Upon completion of the contract, transfer, at no cost, to JWB all public records in possession of Contractor or keep and maintain public records required by JWB to perform the service. If the Contractor transfers all public records to JWB upon completion of the contract, Contractor shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If Contractor keeps and maintain public records upon completion of the contract, the Contractor shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to JWB, upon request from JWB's custodian of public records, in a format that is compatible with the information technology systems of JWB.

In addition, Contractors should be aware that social security numbers are confidential and exempt from disclosure (119.071(5)) and personal identifying information of a child or the parent or guardian of the child held by JWB or service provider under contract with JWB is exempt from disclosure (125.901(11)). There are many other exemptions in the law that Provider should be cognizant exist. However, for all Providers, any and all contracts between JWB and Provider, program methodology, budgets, requests for reimbursements, emails, other written correspondence and any other documents exchanged between the Provider and JWB are generally public records and will be disclosed in the sole discretion of JWB and must be retained in accordance with Florida's record retention policy. Providers should not provide any documents to JWB containing Trade Secrets, as defined by F.S. 812.08, or exempt or confidential and exempt information to JWB without specifically marking such document. By submitting any documents or information whatsoever to JWB, Provider agrees that JWB may use and disclose all information and documents submitted for any purpose JWB sees fit and that it is within JWB's sole discretion to determine if any information submitted is exempt from disclosure.

Any Provider who receives a Public Records request for records pertaining to JWB or services funded by JWB, must advise JWB within two (2) business days of the records request and JWB and Provider will work together to respond to any such request. This provision shall survive termination of this Agreement

13. Return of Funds

Provider agrees to return to JWB any overpayment due to costs not incurred or costs disallowed pursuant to the terms of this Agreement and such funds shall be considered JWB funds and shall be refunded to JWB in accordance with its instructions. Should Provider fail to return said funds, Provider shall be responsible for all costs and fees of collection incurred by JWB - including, but not limited to attorney fees and court costs including any pre-suit collections fees and costs. This provision survives termination of this Agreement and return of funds for overpayment or disallowance will be required even if the overpayment or disallowance is discovered after this Agreement is terminated.

14. Special Situations and Incidents

Provider agrees to inform JWB within one (1) business day of any circumstances or events which may reasonably be considered to jeopardize its capability to continue to meet its obligations under the terms of this Agreement. Participant incidents are required to be reported for situations that occur only while under the Provider's care and includes anything that may reflect negatively or critically upon JWB.

Certain personnel are mandated by law to report their suspicions of child abuse, neglect, or abandonment to the Florida Abuse Hotline (1-800-96-ABUSE). All concerns regarding suspected abuse, neglect, or abandonment of a child or vulnerable adult by the Provider shall first be reported to the Florida Abuse Hotline and then reported to JWB. Incident reporting does not preclude mandated reporting requirements.

Critical Incidents are defined as follows:

Abduction - An incident in which an individual who does not have care and custody of a child has taken the child. Concerns of child abductions shall immediately be reported to the appropriate law enforcement personnel.

Abuse or Neglect - Reasonable cause to suspect that a child has been harmed or is believed to be threatened with harm from a person responsible for the care of the child.

Breach of Information-Sensitive, protected or confidential data has potentially been viewed, stolen or used by an individual unauthorized to do so.

Employee Arrest - Employee conduct or activity that results in potential liability to the Provider or JWB; death or harm to a participant; or results in a law violation, including falsification of official records. If an arrest is made for a potentially disqualifying offense under Level 2 background screening requirements, or if the arrest occurred while in the performance of an employee's official duties, the incident should be reported immediately.

Investigation or Lawsuit-Any formal investigation or legal action brought against Provider which relates to the services funded by JWB or which may reasonably be considered to jeopardize its capability to continue to meet its obligations under the terms of this Agreement.

Media Coverage or Public Inquiry - Media coverage or public reaction that may have an impact on the Provider or JWB's ability to protect and serve its participants, or other significant effect on the Provider or JWB.

Participant Death - The death of any participant receiving JWB services, regardless if the death occurred while under Provider's care.

Participant Illness - An illness of a participant receiving services determined by a licensed health care professional to be life-threatening or the result of apparent abuse or neglect.

Participant Injury - A medical condition of a participant determined by a licensed health care professional to be life-threatening or the result of apparent abuse or neglect.

Sexual Battery - An allegation of sexual battery involving a participant or employee as evidenced by medical evidence or law enforcement involvement. Sexual battery includes participant on participant incidents, employee on participant, and participant on employee.

Suicide Attempt - An act which clearly reflects the physical attempt by an active participant to cause his or her own death, which results in bodily injury requiring medical treatment by a licensed health care professional.

In addition, the Provider shall notify JWB immediately upon knowledge of any action or incident involving Provider staff or volunteers that could potentially jeopardize the terms of this Agreement which includes misconduct, malfeasance during working hours, or any conduct that results in the arrest of a staff member or volunteer after hours.

Within one (1) business day, the Provider must submit electronically a completed Incident Report to IRreviewteam@jwbpinellas.org with full details and disposition of the incident, excluding identifying information such as name, date of birth, and address. In the event of a participant death please contact by phone the JWB Chief Operating Officer within three (3) hours of knowledge of the incident.

All e-mail communications made or received by JWB members or staff are considered public records and are retained and, upon request, made available to the public and media in accordance with Chapter 119, Florida Statutes.

Provider must adhere to the reporting requirements hereunder after the termination of this Agreement if Provider becomes aware of a Critical Incident after the termination of the Agreement if the Critical Incident occurred during the term of the Agreement and/or relates to the services funded by JWB.

15. Provider Staff Membership on Board

Provider agrees that Provider staff shall not serve as voting members of the Provider's governing board.

16. Waiver

JWB reserves the right to waive requirements of this Agreement and General Conditions where warranted by special circumstances. Any waiver shall be in writing and signed by JWB.

17. Provider & Program Data Maintained In 2-1-1 Database

Provider agrees to maintain accurate and up-to-date Provider and program data in the 2-1-1 Tampa Bay Cares database. The Provider will review and update (as necessary) this data at least once annually. The Provider will list data for newly funded program(s) within thirty (30) calendar days of the date that JWB funds the program. This requirement applies to all programs accepting 2-1-1 referrals.

18. Provider Staff Background Checks

All program staff and Provider staff (including employees, independent contractors and staff of subcontractors), volunteers and those who may have access to youth participants supported through JWB funding are required to undergo and pass a national Level 2 background check that complies with the standards set forth in F.S. 435. Those individuals must have no disqualifying offenses listed in Florida Statute 435.04. for which they have not received an exemption in accordance with Florida law. All staff and volunteers must continue to qualify to pass a Level 2 screening at all times and must notify their employer if at any time they no longer qualify to pass a Level 2 screening. Proof of Level 2 background clearance, including current executed affidavits/attestations of good moral character, must be maintained at all times in the appropriate files and the screening repeated every five (5) years or more often in accordance with law or as requested by JWB. This requirement applies to employees regardless of the funder supporting the position and all volunteers who may have access to youth. A volunteer who assists on an intermittent basis for less than ten (10) hours per month does not have to be

screened if a person who meets the screening requirement of this section is always present and has the volunteer within his or her line of sight. The Provider is required to clearly document which volunteers meet the criteria for a Level 2 background screening and affidavits of good moral character, and which are exempt according to the terms of this Agreement. The Provider's policy and practice for background screening must provide for adequate protection and must comply with all applicable laws and implementing regulations including, but not limited to F.S. 435. Should a Provider not be statutorily authorized to receive a national Level 2 background check in accordance with F.S. 435, the Provider must still comply with the standards set forth in F.S. 435 through VECHS background screening. The Florida Department of Children and Families provides an exemption process under this statute. JWB does not provide an exemption or waiver process.

19. Attendance

Provider is required to keep attendance records. If Attachment 2 requires a program to track participant attendance, attendance may be tracked in the JWB Database or other approved data system.

20. Link to JWB's Websites

Provider website shall include links to the JWB website (www.jwbpinellas.org) and include the JWB logo.

21. Drug-Free Workplace

The Provider shall have and enforce a Drug and Alcohol Free Workplace Policy.

22. Public Entity Crimes

Per Section 287.133, Florida Statutes, a person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with a public entity, and may not transact business with a public entity in excess of the threshold amount provided in Section 287.017, for CATEGORY TWO for a period of thirty six (36) months from the date of being placed on the convicted vendor list.

23. JWB Policies and Procedures

Provider agrees to follow all JWB policies and procedures which can be located on the JWB website at www.jwbpinellas.org and which are incorporated into this Agreement in their entirety. Said policies include, but are not limited to, all Board policies, funding policies, Financial Guidelines for Funded Programs, JWB Breach Procedures, research policies, security policies, JWB Data Quality Manual and policies that may be promulgated by JWB within its sole discretion from time to time. JWB reserves the right to change these policies from time to time within its sole discretion. JWB will provide a minimum of thirty (30) calendar days' notice to the Provider and it is the responsibility of the Provider to be in compliance with all policies and procedures at all times.

Provider is encouraged to provide certification of current accreditation by a recognized national accrediting body appropriate to the programming funded by JWB.

Regardless of accreditation, the Provider must meet the highest professional standards established through its specific field.

24. Insurance, Public Liability, Bodily Injury, and Property Damage

The Provider will procure, pay for, and maintain, throughout the period of this Agreement, on behalf of the Provider and JWB, the following MINIMUM limits of insurance coverage with responsible companies, eligible to do business in the State of Florida, which maintain a rating of A-IX or higher with AM Best.

Commercial General Liability

Each occurrence	\$1,000,000
Personal Injury	\$1,000,000
General Aggregate	\$1,000,000
Property Damage	\$1,000,000
Products & Completed Operations	\$1,000,000
Fire Legal Liability	\$50,000

Professional Liability

Each occurrence	\$1,000,000
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Sexual Abuse and Molestation:

Each occurrence	\$1,000,000
-----------------	-------------

Automobile (to include owned, hired and non-owned autos):

Bodily Injury and Property damage	\$500,000
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<u>Directors and Officers Liability</u> <u>with Employment Practices Liability Insurance:</u>	\$1,000,000
--	-------------

Workers Compensation	\$500,000
-----------------------------	-----------

Recommended, but not presently required coverage:

Cyber Liability

\$1,000,000

JWB must be listed as an additional insured for the operations of the Provider on all coverage except Directors and Officers Liability. The Provider shall submit to JWB a certificate of insurance which describes the insurance maintained by the Provider. Provider will give JWB written notice within three (3) business days of it becoming aware that any of its insurance coverage will be cancelled, decreased or changed in any way.

25. Indemnification

Provider shall defend, indemnify, and hold harmless JWB, its agents, and employees from and against any and all liabilities, claims, judgments, or actions including court costs and attorney's fees that may hereafter at any time be made or brought by any person or entity on account of any claim including but not limited to, personal injury, property damage, loss of monies, civil rights violation, or discrimination allegedly caused in whole or part by any act or omission, including but not limited to, breach of contract, negligent act, wrongful act, intentional act, omission, and any acts of fraud or defalcation, of the Provider, its agents, employees, or subcontractors, arising out of or relating to its performance of this Agreement or for Provider's improper disclosure of confidential and/or exempt information, or failure to comply with F.S. 119 or any other applicable law, rule or regulation. In no event will the Provider be liable for or have any obligation to defend JWB against such liability, claims, judgments, or actions, including costs and attorney's fees, arising out of the sole negligent acts of JWB. This provision survives termination of the Agreement.

26. Certification that Provider is legally able to contract with JWB

In compliance with F.S. 287.135, for contracts of \$1 million or more, a Provider is ineligible to and may not enter into a contract with JWB if the Provider is (a) on the Scrutinized Companies that Boycott Israel List, created pursuant to s. 215.4725 or is engaged in a boycott of Israel; (b) is on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Section List, created pursuant to s. 215.473; or, (c) is engaged in business operations in Cuba or Syria. By entering into this Agreement, you are certifying that you are eligible to contract with JWB and are not participating in a boycott of Israel, are not on the Scrutinized Companies with Activities in Sudan List, are not on the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List and that you do not have business operations in Cuba or Syria. In addition, this Agreement may be terminated if Provider (1) has found to have submitted a false certification, (2) Has been placed on the Scrutinized Companies that Boycott Israel List, or is engaged in a boycott of Israel, (3) Has been placed on the Scrutinized Companies with Activities In Sudan List or the Scrutinized Companies with Activities in The Iran Petroleum Energy Sector List; or (4) Has been engaged in business operations in Cuba or Syria.

IX. SIGNATURES

Executive Director: Juvenile Welfare Board
of Pinellas County

Dr. Marcie A. Biddleman

Date

Authorized Representative, Provider

Gary Cornwell

Please Print or Type Name

Date

Attest: _____
Chandra Srinivasa, City Clerk

Approved as to Content and Form:

City Attorney (Designee)
By: _____
Assistant City Attorney
Legal: 002832050254.doc V. 2+

Attachment 1

Special Conditions of the Agreement

The following condition(s) applies to the following program(s):

--- TASCOCenter Based Teen Programs-OST

PROGSC44-JWB may report performance information such as, but not limited to: State Standardized Testing, GPA, or school disciplinary information. This data is reported as dashboard, baseline, or pilot information intended to gain a better understanding of the program's impact on specific community indicators.

PROGSC45-The second sentence in Section V. Method of Payment that reads as follows: "The Provider shall elect to submit a request for payment either every other week or once a month." is amended to read: "The Provider shall submit a request for payment on at least a quarterly basis."

PROGSC48-The Provider shall maintain and submit documentation to JWB as evidence that JWB funding does not supplant City of St. Petersburg funding.

PROGSC157-General Condition # 11-Confidential Information- The second paragraph of this section that reads, "Provider shall adhere to JWB's written statement of purpose for collection of confidential data in compliance with Section 119.071(5), Florida Statutes. Provider must distribute a copy of this statement to recipients of JWB-funded programs and services and obtain the signature of the recipient or recipient's responsible parent or guardian. A copy of this signed statement must be maintained in case files for each participant for whom confidential data is collected. Once executed, this signed statement does not require subsequent renewal." is waived.

PROGSC182- Data Quality Manual Exception-"Collection of Social Security Numbers"(SSN) is waived.

The following condition(s) applies to the following Agency (OPROV16):

--- City of St Petersburg

PROVSC10-General Condition #2E - The last sentence is waived: Provider is not required to submit a Continuity of Operations Plan to JWB.

PROVSC11-General Condition #2F - Compensation Plan is waived.

PROVSC12-General Condition #3 - Audit and Management Letter are waived.

PROVSC13-General Condition #6 - Board Members, Training, and Financial Review are waived.

PROVSC18-General Condition #24 - Insurance, Public Liability, Bodily Injury, and Property Damage are waived.

PROVSC25-General Condition #25 - Indemnification is replaced with "The Provider agrees to be fully responsible for all claims arising out of its own acts of negligence or its respective employees' acts of negligence when acting within the scope of their employment and agrees to be liable for any damages proximately caused thereby; provided, however, that the Provider's liability is subject to the monetary limitations and defenses imposed by section 768.28, F.S. Nothing herein is intended to serve as a waiver of sovereign immunity by the Provider, nor shall anything herein be construed as consent by the Provider to be sued by any third party for any cause or matter arising out of or related to this Agreement except to the extent provided by 768.28, F.S."

PROVSC154-General Condition # 8- Publicizing of JWB Support- Endorsements is waived.

PROVSC167-General Condition#11- Confidential Information- The third and fourth sentences of the fourth paragraph are replaced with: "JWB shall not be responsible for any damages caused by the Provider's improper disclosure of any confidential information as defined by law including, but not limited to personally identifiable information (PII) and protected health information (PHI) as required under HIPPA, HITECH and FIPA regulations or other information that is confidential and/or exempt from disclosure per F.S. 119."

[THIS AGREEMENT is contingent on adoption of the City of St. Petersburg FY 17 Budget that includes funding required by this Agreement.](#)

Attachment 2
City of St. Petersburg, Florida (OPROV16)
TASCO Center Based Teen Programs-OST (OPROG31)
Performance Measurements & Service Levels
FY 2016-2017

Participant Level Performance Measurements

All Participants will be measured through the Performance Measurement reporting module in GEMS within the contract period. Measured is defined as each participant having all the appropriate administration points required during the fiscal year based on the language of each Performance Measurement.

Targets Information for OPROG31

Target(Measurable): Number of community engagement events

Target Definition Id	TRGT1142
Short Target Title	Number of community engagement events
Target Text	Each site will participate or coordinate an average of 12 community engagement events.
Target Type	Service Based Target
Projected Value	132
Projected Start Date	10/01/2016
Projected End Date	09/30/2017
Notes	

Target(Measurable): Academic Goals

Target Definition Id	TRGT1315
Short Target Title	Academic Goals
Target Text	Percent of students who achieve 50% or more of their academic goals established at intake. (Baseline)
Target Type	R&R (Surveys and Tools) Based Target
Projected Value	
Projected Start Date	10/01/2016
Projected End Date	09/30/2017
Notes	(Baseline)

Target(Measurable): Annual participation - child

Target Definition Id	TRGT1211
Short Target Title	Annual participation - child
Target Text	The percent of participants who continue in the afterschool program for more than one year
Target Type	R&R (Surveys and Tools) Based Target
Projected Value	50

Projected Start Date	10/01/2016
Projected End Date	09/30/2017
Notes	

Target(Measurable): Individual children receiving OST Survey	
Target Definition Id	TRGT1304
Short Target Title	Individual children receiving OST Survey
Target Text	90% of currently enrolled OST participants will be given the OST survey during the administration windows (Oct 2016 and May 2017).
Target Type	R&R (Surveys and Tools) Based Target
Projected Value	316
Projected Start Date	10/01/2016
Projected End Date	09/30/2017
Notes	The provider will capture information with the JWB database survey.

Target(Measurable): Percent of days attended	
Target Definition Id	TRGT1360
Short Target Title	Percent of days attended
Target Text	The OST program will have 70% of the youth attend 70% of the program days.
Target Type	Milestone Based Target
Projected Value	70
Projected Start Date	10/01/2016
Projected End Date	09/30/2017
Notes	

Services Not Associated with Any Targets in Program's SOW

Milestones Not Associated with Any Targets in Program's SOW

R & R Definitions Information for OPROG31

Attachment 3

Geographical Service Area

Provider agrees whenever possible to maintain service sites which are accessible by public transportation and convenient to the target participant group. Provider will advise JWB of any changes made in service sites.

The geographical service area for this agreement is as follows:

Program Name	Participants are eligible Countywide	Participants are eligible who reside in the following zip codes or the following geographical areas (list all zip codes of the target area or describe the geographical area)
TASCO Center Based Teen Programs-OST	X	

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Attachment 5

FY 2016-2017 Accounts Payable Schedule		
Pay#	Submission Due Date	Reimbursement Date
1	09/30/16	10/07/16
2	10/14/16	10/21/16
3	10/28/16	11/04/16
4	11/11/16	11/18/16
5	11/25/16	12/02/16
6	12/09/17	12/16/16
7	12/23/16	12/30/16
8	01/06/17	01/13/17
9	01/20/17	01/27/17
10	02/03/17	02/10/17
11	02/17/17	02/24/17
12	03/03/17	03/10/17
13	03/17/17	03/24/17
14	03/31/17	04/07/17
15	04/14/17	04/21/17
17	04/28/17	05/05/17
17	05/12/17	05/19/17
18	05/26/17	06/02/17
19	06/09/17	06/16/17
20	06/23/17	06/30/17
21	07/07/17	07/14/17
22	07/21/17	07/28/17
23	08/04/17	08/11/17
24	08/18/17	08/25/17
25	09/01/17	09/08/17
26	09/15/17	09/22/17
27	09/29/17	10/05/17 (<i>September business</i>)
28	10/13/17	10/19/17 (<i>September business</i>)

Attachment 6 Document Submittal Chart

Provider Document	Time Frame	Submit To
COOP- Waived	Within thirty (30) days of effective date of agreement	Agency Specific JWB Secure Portal Site
Most Recent Audit- Waived	Immediately upon receipt by the Provider's Board or not to exceed 180 days of the close of the Provider's fiscal year	Agency Specific JWB Secure Portal Site
Monitoring, Site Visit, Accreditation and Licensing Reports	Upon receipt	Agency Specific JWB Secure Portal Site
Board Member List- Waived	Within thirty (30) calendar days of approval or a change of Board composition	Agency Specific JWB Secure Portal Site
Policy and procedure regarding Board review of Provider finances- Waived	Within thirty (30) calendar days of effective date of agreement and upon revision and approval by the Provider's board	Agency Specific JWB Secure Portal Site
Board Approved Merit Compensation Plan (Board minutes showing approval)- Waived	If applicable, then prior to budget submission or subsequent amendment	Agency Specific JWB Secure Portal Site
Board Training (Outline of topics, members in attendance and who provided training)- Waived	For new board members, prior to issuance of subsequent year's contract or August 1 st of current fiscal year, whichever occurs first	Agency Specific JWB Secure Portal Site
Incident Reports	Within one (1) business day of occurrence	IRreviewteam@jwbpinellas.org
Liability Insurance Documentation- Waived	Throughout the period of the agreement.	Agency Specific JWB Secure Portal Site
User Access	Notify the JWB Contract Manager and complete the designated form within two (2) business days when a staff person's access must be inactivated	JWB Contract Manager

ST. PETERSBURG CITY COUNCIL

Consent Agenda Meeting of August 25, 2016

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

Subject: A resolution authorizing the Mayor or his designee to accept a State Financial Assistance Recipient Agreement (“Agreement”) from the Florida Department of Agriculture and Consumer Services, Division of Administration for an Agriculture Education Building Project at the Boyd Hill Nature Preserve at a maximum reimbursement amount of \$500,000 (“Maximum Grant Amount”) and to execute the Agreement, subsequent amendments adjusting the allocation of funding within the Maximum Grant Amount, and all other documents necessary to effectuate the Agreement; approving a supplemental appropriation in the amount of \$500,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001) resulting from these additional revenues to the Agriculture Education Building Project (TBD); and providing an effective date.

Explanation: The Florida Department of Agriculture and Consumer Services, Division of Administration (“Department”) has awarded a State Financial Assistance Recipient Agreement (Agreement”) in the maximum reimbursement amount of \$500,000 (Maximum Grant Amount”) to the City of St. Petersburg for the Agriculture Education Building Project at the Boyd Hill Nature Preserve (“Project”). The Project includes the planning, designing, permitting, and construction phases of a 1,200 SF facility to be used for promoting agriculture at the Boyd Hill Nature Preserve. The local match for the Project is the value of the land at the Boyd Hill Nature Preserve.

The Department has advised the Administration that in the event actual costs for the various phases of the Project vary from the allocations set forth in the Agreement, the Department will require the City to execute amendments to the Agreement reflecting the new allocations within the Maximum Grant Amount.

Recommendation: Administration recommends adoption of the attached resolution authorizing the Mayor or his designee to accept a State Financial Assistance Recipient Agreement (“Agreement”) from the Florida Department of Agriculture and Consumer Services, Division of Administration for an Agriculture Education Building Project at the Boyd Hill Nature Preserve at a maximum reimbursement amount of \$500,000 (“Maximum Grant Amount”) and to execute the Agreement, subsequent amendments adjusting the allocation of funding within the Maximum Grant Amount, and all other documents necessary to effectuate the Agreement; approving a supplemental appropriation in the amount of \$500,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001) resulting from these additional revenues to the Agriculture Education Building Project (TBD); and providing an effective date.

Cost/Funding/Assessment Information: Revenues of up to \$500,000 are to be received from the State Financial Assistance Recipient Agreement from the Florida Department of Agriculture and Consumer Services, Division of Administration. A supplemental appropriation in the amount of \$500,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, to the Agriculture Education Building Project (TBD) is required.

Attachment: Resolution

Approvals:

Administration: _____ Budget: _____

Legal: 00282923.doc V. 2

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT A STATE FINANCIAL ASSISTANCE RECIPIENT AGREEMENT (“AGREEMENT”) FROM THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF ADMINISTRATION FOR AN AGRICULTURE EDUCATION BUILDING PROJECT AT THE BOYD HILL NATURE PRESERVE AT A MAXIMUM REIMBURSEMENT AMOUNT OF \$500,000 (“MAXIMUM GRANT AMOUNT”) AND TO EXECUTE THE AGREEMENT, SUBSEQUENT AMENDMENTS ADJUSTING THE ALLOCATION OF FUNDING WITHIN THE MAXIMUM GRANT AMOUNT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THE AGREEMENT; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$500,000 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE GENERAL CAPITAL IMPROVEMENT FUND (3001) RESULTING FROM THESE ADDITIONAL REVENUES TO THE AGRICULTURE EDUCATION BUILDING PROJECT (TBD); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The Florida Department of Agriculture and Consumer Services, Division of Administration (“Department”) has awarded a State Financial Assistance Recipient Agreement (“Agreement”) in the maximum reimbursement amount of \$500,000 (“Maximum Grant Amount”) to the City of St. Petersburg for the Agriculture Education Building Project at the Boyd Hill Nature Preserve (“Project”); and

WHEREAS, the Project includes the planning, designing, permitting, and construction phases of a 1,200 SF facility; and

WHEREAS, the Department has advised the Administration that in the event actual costs for the various phases of the Project vary from the allocations set forth in the Agreement, the Department will require the City to execute amendments to the Agreement reflecting the new allocations within the Maximum Grant Amount; and

WHEREAS, the facility will be used for promoting agriculture at the Boyd Hill Nature Preserve; and

WHEREAS, the match for the Project is the value of the land at the Boyd Hill Nature Preserve; and

WHEREAS, a supplemental appropriation of \$500,000 from the increase in the unappropriated balance of the General Capital Improvements Fund (3001) resulting from these additional revenues is required.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to accept a State Financial Assistance Recipient Agreement (“Agreement”) from the Florida Department of Agriculture and Consumer Services, Division of Administration for an Agriculture Education Building Project at the Boyd Hill Nature Preserve at a maximum reimbursement amount of \$500,000 (“Maximum Grant Amount”) and to execute the Agreement, subsequent amendments adjusting the allocation of funding within the Maximum Grant Amount, and all other documents necessary to effectuate the Agreement; and

BE IT FURTHER RESOLVED that there is hereby approved from the increase in the unappropriated balance of the General Capital Improvements Fund (3001) resulting from these additional revenues, the following supplemental appropriation for FY16:

<u>General Capital Improvements Fund (3001)</u>	
Agriculture Education Building Project (TBD)	\$500,000

This resolution shall become effective immediately upon its adoption.

Approvals:

Legal: _____ Administration: _____

Budget: _____

Legal: 00282909.doc V 2

SAINT PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of August 25, 2016

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

Subject: Approving an increase in allocation for construction inspection and plan review services with Joe Payne, Inc. in the amount of \$90,000 which increases the total contract amount to \$270,000.

Explanation: On December 3, 2015, City Council approved a two-year agreement for construction, inspection and plan review services through June 15, 2017. The additional allocation is requested due to an increased level of permitting activity during the first three quarters of FY 2016. The additional contract staff resources are needed to enable the City plans examiners and inspectors to continue to offer next day inspection services and to complete building plan reviews for businesses and home owners within a reasonable timeframe.

The vendor provides residential and commercial construction plan review, construction inspections and re-inspections for building, electrical, mechanical and plumbing trade categories on an as-needed basis for city building code enforcement purposes.

The Procurement Department recommends approval:

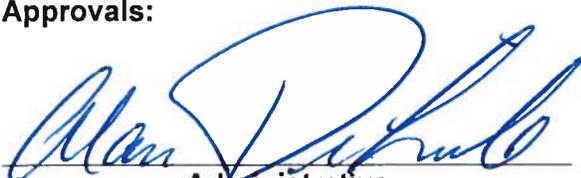
Original Agreement	\$180,000
Allocation Request Increase	<u>90,000</u>
Revised Agreement Amount	\$270,000

Amounts paid to the vendor pursuant to the allocation increase shall not exceed a total of \$270,000 during the contract term and shall be binding only for actual services rendered.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Building Special Revenue Fund (1151) Construction Service & Permitting (3701553).

Attachments: Resolution

Approvals:



Administrative



Budget

A RESOLUTION APPROVING AN INCREASE TO THE ALLOCATION OF THE BLANKET PURCHASE AGREEMENT WITH JOE PAYNE, INC. IN THE AMOUNT OF \$90,000 FOR A TOTAL AMOUNT NOT TO EXCEED \$270,000 TO PROVIDE CONSTRUCTION INSPECTION AND PLAN REVIEW SERVICES FOR THE CONSTRUCTION AND PERMITTING DEPARTMENT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 3, 2015, the City Council approved a two-year agreement (blanket agreement) with Joe Payne, Inc. to provide construction inspection and plan review services for the Construction and Permitting Department, effective through June 15, 2017; and

WHEREAS, due to an increased level of permitting activity during the first three quarters of FY16, the forecasted amount is expected to exceed the original estimate prior to the end of the term of the agreements; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Construction and Permitting Department, recommends approval of an increase to the allocation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that an increase to the allocation of the Blanket Purchase Agreement with Joe Payne, Inc. in the amount of \$90,000 for a total amount not to exceed \$270,000 to provide construction inspection and plan review services for the Construction and Permitting Department is hereby approved and the Mayor or the 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 August 25, 2016**

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

Subject: Approving the purchase of three excavators and trailers from Flagler Construction Equipment, LLC for the Fleet Management Department at a total cost of \$193,699.

Explanation: This purchase is being made from the Sheriff's Association Contract No. 15-13-0904.

The vendor will furnish and deliver and three (3) compact hydraulic excavators and three (3) tandem axle utility trailers. (See attached Vehicle Purchase Summary). The old equipment has reached the end of their economic useful lives and will be sold at public auction (See attached Price Summary).

The Procurement Department, in cooperation with the Fleet Department, recommends award utilizing Florida Sheriffs Association Contract No. 15-13-0904:

Flagler Construction Equipment, LLC..... \$193,699.00

Excavator, Compact Tracked				
Takeuchi TB240 (base price)	3	@	\$42,500.00	\$127,500.00
Options:				
Upgrade	2	@	17,400.00	34,800.00
Angle Blade	2	@	2,700.00	5,400.00
Hydraulic Thumb	2	@	1,550.00	3,100.00
24" Pin On Bucket	2	@	972.00	1,944.00
24" Pin On Bucket 3.9 cu ft.	1	@	752.00	752.00
Downgrade	1	@	<u>(9,100.00)</u>	<u>(9,100.00)</u>
			\$56,774.00	\$164,396.00
16,000 lb. Twin Axle Trailer				
Trailer King TK20LP (base price)	3	@	\$14,000.00	\$42,000.00
Options:				
Spring Assisted Third Ramp	3	@	340.00	1,020.00
20 ft. deck	3	@	261.00	783.00
Downgrade to 14,000 lb.	2	@	(4,500.00)	(9,000.00)
Downgrade to 12,000 lb.	1	@	<u>(5,500.00)</u>	<u>(5,500.00)</u>
			\$4,601.00	\$29,303.00

The vendor has met the specifications, terms and conditions of the No. 15-13-0904 effective through September 30, 2016. This purchase is made in accordance with Section 2-256 (3) of the Procurement Code, which authorizes the Mayor or his designee to utilize the Florida Sheriffs Association Negotiated Purchasing Program.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Equipment Replacement Fund (5002), Fleet Maintenance, Fleet Mechanical Cost (8002527) and Water Resources (4001) Replacement Fund (4202145).

Attachments: Vehicle Purchase Summary
Price History
Resolution

Approvals:



Administrative



Budget

Vehicle Purchase Summary

Item No.	Description	Qty.	Department	Purpose	Replacement	Age	Life Cycle
1.	Compact Hydraulic Excavator, Takeuchi TB 230, 24.4 HP. 6,360 LBS.	1 EA	Water Resources	Used for construction, and maintenance within Waste Water Division	R	10 YRS	10-15 YRS
2.	Compact Hydraulic Excavator, Takeuchi TB 260, 47.6 HP. 12,800 LBS.	2 EA	SPTO Water Resources	Used for construction, and maintenance within SPTO, and Waste Water Departments	R A	16 YRS ADDL	10-15 YRS 10-15 YRS
3.	12,000 LBS, Tandem Axle, Equipment Trailer TK12U	1 EA	Water Resources	Transporting equipment (Takeuchi TB 230)	R	8 YRS	8-10 YRS
4.	14,000 LBS, Tandem Axle, Equipment Trailer TK14U	2 EA	SPTO Water Resources	Transporting equipment (Takeuchi TB 260)	A A		8-10 YRS 8-10 YRS

**Price History: Compact Excavators, Equipment Trailers
Flagler Construction Equipment**

Item No.	Description	2006	2008	2015
1.	Compact Excavator, Open Cab 24 HP, 6,360 Lbs.	\$27,062		
2.	Compact Excavator, Enclosed Cab 47 HP, 12,180 Lbs.	No Pricing History		
3.	Utility Trailer 12,000 LBS.		\$7,444	
4.	Utility Trailer 14,000 LBS.			\$10,302

A RESOLUTION APPROVING THE PURCHASE OF 3 EXCAVATORS AND 3 TRAILERS FROM FLAGLER CONSTRUCTION EQUIPMENT, LLC, AT A TOTAL COST NOT TO EXCEED \$193,699 FOR THE FLEET MANAGEMENT DEPARTMENT, UTILIZING FLORIDA SHERIFFS ASSOCIATION CONTRACT NO. 15-13-0904; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase 2 replacement excavators and 1 one replacement trailer, which have reached the end of their economic useful life and 1 new excavator and 2 new trailers; and

WHEREAS, pursuant to Section 2-256(3) of the Procurement Code, the City is permitted to purchase automotive equipment from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles; and

WHEREAS, Flagler Construction Equipment, LLC has met the specifications, terms and conditions of Florida Sheriffs Association Contract No. 15-13-0904; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the purchase of 3 excavators and 3 trailers from Flagler Construction Equipment, LLC at a total cost not to exceed \$193, 699 for the Fleet Management Department utilizing Florida Sheriffs Association Contract No. 15-13-0904 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 August 25, 2016**

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

Subject: Accepting a proposal from the Florida Department of Management Services, a sole source supplier, for communications services through the State's CentraNet (CNET) SUNCOM program for the Department of Technology Services at an estimated annual cost of \$130,000.

Explanation: The purchase is being made under F.S. Chapter 282, which allows State agencies, universities, cities, counties, municipalities and nonprofit organizations to utilize the CNET communications services program. The program provides approximately 350 local analog telephone and long distance lines for the city's use. The analog lines are primarily used by departments for voice calls, alarm monitoring, elevator phones and time clocks.

The CNET system is a statewide network created within the State Technology Office that provides local and long distance communication services to political subdivisions of the State. The State CNET system allows the city to utilize telephone lines, at locations beyond the reach of the City's telephone system, at state contracted pricing. Since 2014, the Telecommunications Division of the Department of Technology Services has been replacing costly "Off Premise Exchanges" with lower cost CNET lines to tie remote locations to the City switch.

The Procurement Department in cooperation with the Department of Technology Services, recommends:

Florida Department of Management Services.....\$130,000

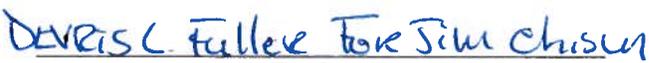
This purchase is made in accordance with Section 2-249 of the Sole Source Procurement of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service over \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source. The vendor has confirmed the City's eligibility for participation in the CNET program. A blanket purchase agreement will be issued and will be binding only for actual services received. The agreement will be effective from date of award through September 30, 2017.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Department of Technology Services Operating Fund (5011) Telecommunications Division (8502569).

Attachments: Resolution

Approvals:


Administrative


Budget
8.05.16

A RESOLUTION DECLARING THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES TO BE A SOLE SOURCE SUPPLIER FOR COMMUNICATIONS SERVICES THROUGH THE STATE'S CENTRANET (CNET) SUNCOM PROGRAM; ACCEPTING THE PROPOSAL AND AWARDING AN AGREEMENT (BLANKET AGREEMENT) TO THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES FOR COMMUNICATIONS SERVICES THROUGH THE STATE'S CENTRANET (CNET) SUNCOM PROGRAM FOR THE DEPARTMENT OF TECHNOLOGY SERVICES AT AN ESTIMATED ANNUAL COST NOT TO EXCEED \$130,000; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Management Services ("FDMS") CentraNet SUNCOM communications program ("CNET Program") provides local and long distance communication services to political subdivisions of the State; and

WHEREAS, the FDMS is the sole supplier of the CNET Program which provides local analog telephone and long distance lines for voice calls, alarm monitoring, elevator phones and time clocks for the City of St. Petersburg ("City"); and

WHEREAS, the City desires to utilize the FDMS CNET Program for analog telephone and long distance lines for the City's Department of Technology Services; and

WHEREAS, Section 2-249(d) of the City Code provides requirements for sole source procurement; and

WHEREAS, Chapter 282 of the Florida Statutes allows State agencies, universities, cities, counties, municipalities and non-profit organizations to utilize the FDMS CNET Program; and

WHEREAS, the Mayor or his designee has prepared a written statement to the City Council certifying the condition and circumstances for this sole source purchase.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Florida Department of Management Services is a sole source supplier; and

BE IT FURTHER RESOLVED that the proposal and award of an agreement (Blanket Agreement) to the Florida Department of Management Services for communications services through the State's CentraNet (CNET) SUNCOM program for the Department of Technology Services at an estimated annual cost not to exceed \$130,000; authorizing the Mayor or Mayor's designee 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 August 25, 2016**

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

Subject: Approving the purchase of one watering truck from Sun State International Trucks LLC., for the Fleet Management Department at a total cost of \$120,775.

Explanation: This purchase is being made from the Sheriff's Association Contract No. 15-13-0904. The vendor will furnish and deliver a 2,500 gallons water tank mounted on a 33,000 lbs. GVW cab and chassis with a Cummins ISB 260 HP engine and automatic transmission.

This watering truck will be assigned to the Parks and Recreation Department and will be used for watering foliage in medians and landscape projects. The new vehicle has a life expectancy of eight years. The old nine year old vehicle, with an original purchase price of \$138,892, has reached the end of its economic service life and will be sold at a public auction.

The Procurement Department, in cooperation with the Fleet Department, recommends award utilizing Florida Sheriffs Association Contract No. 15-13-0904:

Sun State International Trucks LLC\$120,775

Cab and Chassis:

2016 International Durastar (base price)	1	EA @	\$58,782
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Options:

Transmission upgrade	1	EA @	4,185
Engine upgrade	1	EA @	2,946
Exhaust with vertical tail pipe	1	EA @	1,230
Locking differential	1	EA @	1,218
GVW upgrade	1	EA @	1,026
Full size spare tire	1		700
LED light package	1	EA @	546
Air dryer	1	EA @	520
Air ride driver/fixed passenger seat	1	EA @	404
State tag, title & registration	1	EA @	150
Tilt steering column	1	EA @	120
Third key	1	EA @	20

Body:

2500 gallon water tank	1	EA @	43,880
LED signal arrow board	1	EA @	3,998
Corner strobe lights	1	EA @	<u>1,050</u>

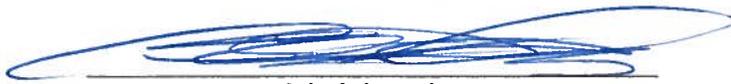
\$120,775

The vendor has met the specifications, terms and conditions of the No. 15-13-0904 effective through September 30, 2016. This purchase is made in accordance with Section 2-256 (3) of the Procurement Code, which authorizes the Mayor or his designee to utilize the Florida Sheriffs Association Negotiated Purchasing Program.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Equipment Replacement Fund (5002), Fleet Maintenance, Fleet Mechanical Cost (8002527).

Attachments: Price History
Resolution

Approvals:



Administrative



Budget

Price History: 2,500 Gallon Water Tanker Truck
Sun State International

Item No.	Description	2007	2014	2014
1.	2,500 Gallon International Water Tanker/Spray Truck 33,000 GVW	\$ 138,892	\$124,919	\$125,874
			Same year, two different trucks.	

A RESOLUTION APPROVING THE PURCHASE OF 1 WATERING TRUCK FROM SUN STATE INTERNATIONAL TRUCKS, LLC, AT A TOTAL COST NOT TO EXCEED \$120,775 FOR THE FLEET MANAGEMENT DEPARTMENT, UTILIZING FLORIDA SHERIFFS ASSOCIATION CONTRACT NO. 15-13-0904; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to purchase 1 replacement watering truck for the Parks and Recreation Department which has reached the end of its economic service life; and

WHEREAS, pursuant to Section 2-256(3) of the Procurement Code, the City is permitted to purchase automotive equipment from the Sheriffs Association and Florida Association of Counties negotiated purchase programs for vehicles; and

WHEREAS, Sun State International Trucks, LLC has met the specifications, terms and conditions of Florida Sheriffs Association Contract No. 15-13-0904; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of this award.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the purchase of 1 watering truck from Sun State International Trucks, LLC at a total cost not to exceed \$120,775 for the Fleet Management Department utilizing Florida Sheriffs Association Contract No. 15-13-0904 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 August 25, 2016**

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

Subject: Accepting a proposal from Tom Evans Environmental, Inc., a sole source provider, for a replacement vertical turbine pump for the Water Resources Department at a total cost of \$110,621.

Explanation: The vendor will provide a Peerless propeller vertical turbine pump, start-up service and technical support to replace an existing Peerless pump at the Southwest Water Reclamation Facility. The new pump will be used to transfer water from the contact chambers to the filters for backwash or to the effluent storage tank for use in the City's Reclaimed Water System. This brand of pump has historically been used for a variety of applications and it has proven to be reliable and operationally cost effective. The existing pump is more than 20 years old and has exceeded its useful service life. The old pump will be evaluated for possible refurbishment. If refurbishment is not possible, it will be recycled. The standard service life for this pump is 20 years.

A sole source purchase is recommended because installation of a pump from another manufacturer would necessitate an additional expense for piping modifications. In addition, the supplier is the only authorized representative for Peerless pumps in the region.

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

Tom Evans Environmental, Inc..... \$110,621.00

Peerless Vertical Turbine Backwash Pump, Model No. 30HH-OH

This purchase is made in accordance with Section 2-249 Sole Source Procurement of the Procurement Code, which authorizes City Council to approve the purchase of a supply or service over \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source.

Cost/Funding/Assessment Information: Funds have been appropriated in the Water Resources Capital Projects Fund (4003), WRF SW Backwash Filter Pump FY16 Project (15294).

Attachments: Sole Source
Resolution

Approvals:


Administrative


Budget

CITY OF ST. PETERSBURG

REQUEST FOR SOLE SOURCE

Department: Water Resources Requisition No. 5326182

Check One: Sole Source Proprietary Specifications

Proposed Vendor: Tom Evans Environmental (Local Peerless Pump Rep)

Estimated Total Cost: \$110,000.00 (This purchase)

Description of Items (or Services) to be purchased: _____

One(1) Peerless Vertical Turbine Pump – Model 30HH-OH

Purpose of Function of items: _____

SWWRF Backwash Pump. Pumps reclaim water from the contact chamber to the Filters for

Backwash or the effluent storage tank for use in the RWS.

Justification for Sole Source of Proprietary specification: _____

- 1 Peerless is the OEM of this pump. Tom Evans is the authorized Peerless Pump supplier in our area.
- 2 Peerless can supply this pump from records they have for the original pump.
- 3 Purchasing from Peerless will not require additional charges for a factory performance test and modifications of existing piping.
- 4 Purchasing original pump will not require expensive piping modifications or installations.
- 5 _____

I hereby certify that in accordance with Section 2-232(d) of the City of St. Petersburg Purchasing Code, I have conducted a good faith review of available sources and have determined that there is only one potential source for the required items per the above justification.

Charles R. Wise Jr.

WRF Manager – Charlie Wise Jr.

6/4/2015

Date

Steve Leavitt

Department Director – Steve Leavitt

6/4/15

Date

Michael Moore

Administrator/Chief

6-5-15

Date

Louis Moore

Louis Moore, Director
Purchasing and Materials Management

6/8/15

Date

A RESOLUTION DECLARING TOM EVANS ENVIRONMENTAL, INC. TO BE A SOLE SOURCE SUPPLIER; ACCEPTING THE PROPOSAL AND APPROVING THE PURCHASE OF A REPLACEMENT PEERLESS PROPELLER VERTICAL TURBINE PUMP AT THE SOUTHWEST WATER RECLAMATION FACILITY FOR THE WATER RESOURCES DEPARTMENT AT A TOTAL ESTIMATED COST NOT TO EXCEED \$110,621; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City uses Peerless propeller vertical turbine pumps, start-up service and technical support from Tom Evans Environmental, Inc.; and

WHEREAS, the City desires to maintain compatibility with the Peerless propeller vertical turbine pump ("Pump") currently installed at the Southwest Water Reclamation Facility to minimize ongoing maintenance costs and facilitate future upgrades; and

WHEREAS, Tom Evans Environmental, Inc. is the original equipment manufacturer and the only source/supplier of the Pump; and

WHEREAS, Section 2-241(d) of the City Code provides requirements for sole source procurement of a supply or service over \$100,000 without competitive bidding if it has been determined that the supply or service is available from only one source; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Water Resources Department, recommends approval of the award to Tom Evans Environmental, Inc. as a sole source supplier; and

WHEREAS, the Mayor or his designee has prepared a written statement to the City Council certifying the condition and circumstances for the sole source purchase.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that Tom Evans Environmental, Inc. is a sole source supplier; and

BE IT FURTHER RESOLVED that the award to Tom Evans Environmental, Inc. for the purchase of a replacement Peerless propeller vertical turbine pump at the Southwest Water Reclamation Facility for the Water Resources Department at an estimated cost not to exceed \$110,621 is hereby approved and the Mayor or the Mayor's designee is authorized to execute all necessary documents to effectuate this transaction.

This resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of August 25, 2016

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

SUBJECT: A resolution authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement with St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force, for the use of ±3,064 square feet of space in Hangar 3-A, together with an area east of runway 18/36 to drop off and pick up banners, at City-owned Albert Whitted Airport; and to execute all documents necessary to effectuate same; and providing an effective date. *(Requires affirmative vote of at least six (6) members of City Council.)*

EXPLANATION: Real Estate & Property Management was requested by Albert Whitted Airport ("Airport") management to renew the lease agreement with St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force ("Tenant") to occupy ±3,064 square feet of space in Hangar 3-A at the Airport ("Premises-A"), together with an area east of runway 18/36 to drop off and pick up banners ("Banner Area"), subject to certain management and licensing provisions (collectively, "Premises"), for the purpose of operating an aerial advertising business and maintaining company aircraft.

Under the terms of the proposed five (5) year ("Term") Lease Agreement ("Lease"), the Tenant will pay an initial aggregate rental rate of \$1,833.00 per month, plus applicable sales tax. At the beginning of each 12-month period ("Lease Year") during the Term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for that Lease Year. The Lease provides for a renewal term of an additional five (5) years, with the Tenant's written request of said renewal at least one hundred eighty (180) days prior to the expiration of the Term, subject to City Council approval. The Tenant has agreed to lease the Premises in "as is" condition and will be responsible for making all repairs to the interior of the Premises. The Tenant is responsible for all interior maintenance of the Premises and utilities including, but not limited to, electric and gas, in addition to any applicable taxes and insurance. The Tenant will be billed separately by the City for water, sewer, refuse collection, stormwater fees and the fire alarm system fee.

Additionally, the Tenant will maintain an aviation general liability insurance policy that includes bodily injury and property damage liability with at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Tenant's use of the Premises. The Lease may be terminated without cause by the City with one hundred eighty (180) days written notice prior to the scheduled date of termination. The City is under no obligation to provide a replacement facility under any circumstances.

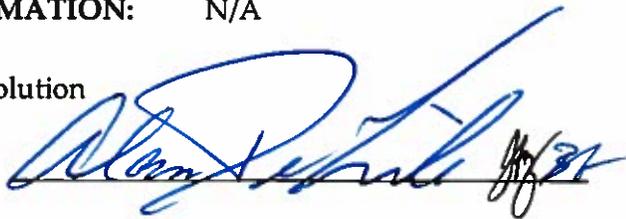
This Lease is in compliance with Section 1.02(c)(4)A.1, of the City Charter, which permits the leasing of property at Albert Whitted Airport for a term not to exceed twenty-five (25) years with an affirmative vote of at least six (6) members of City Council. This property is zoned IT (Industrial Traditional).

RECOMMENDATION: Administration recommends that City Council adopt the attached resolution authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement with St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force, for the use of ±3,064 square feet of space in Hangar 3-A, together with an area east of runway 18/36 to drop off and pick up banners, at City-owned Albert Whitted Airport; and to execute all documents necessary to effectuate same; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Illustrations and Resolution

APPROVALS: Administration:



Budget:

N/A

Legal:



(As to consistency w/attached legal documents)

Legal: 00282285.doc V. 1

ILLUSTRATION
Hangar 3-A
(Premises)

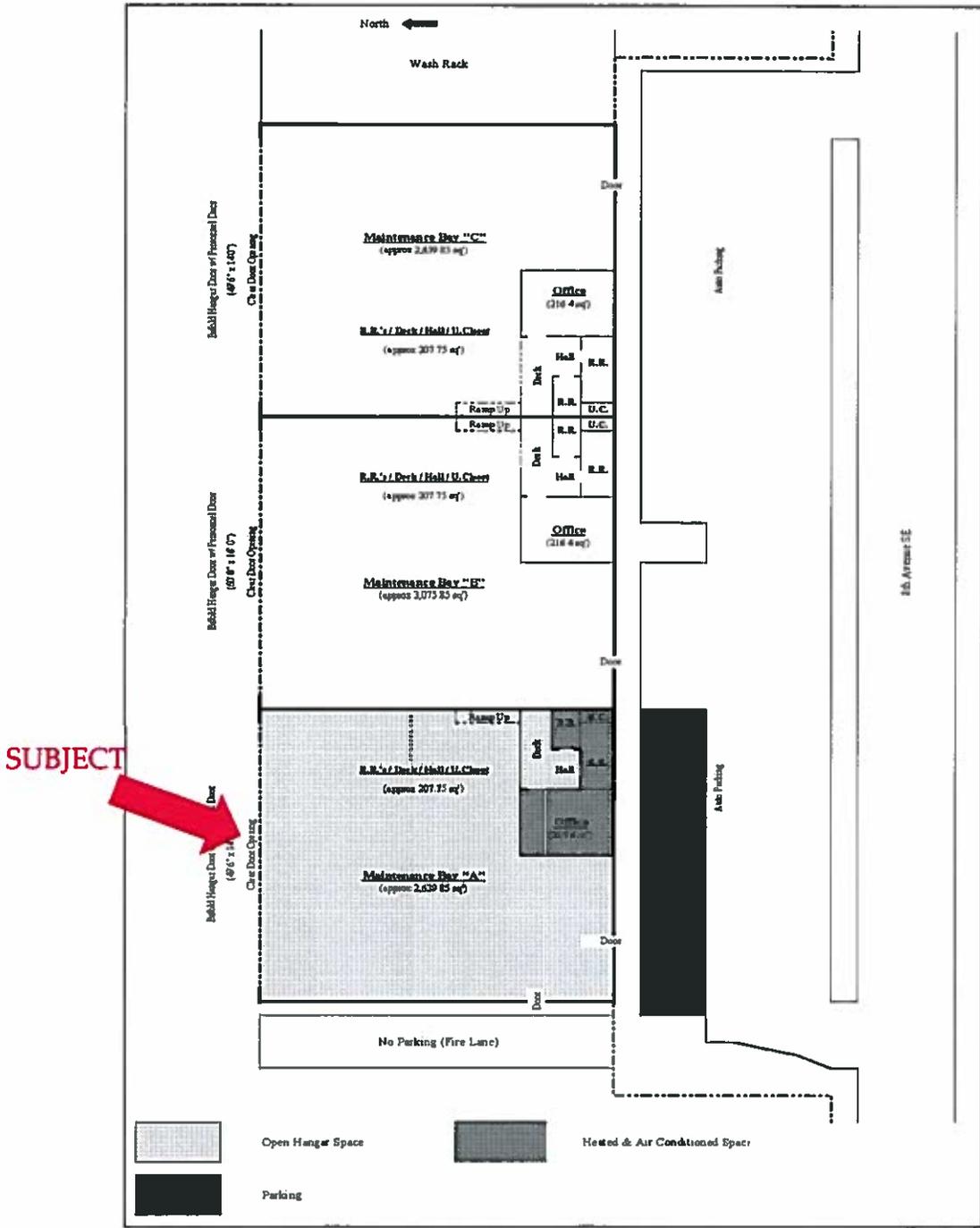


ILLUSTRATION
(Banner Area)



Resolution No. 2016 - _____

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FIVE (5) YEAR LEASE AGREEMENT WITH ST. PETE AERIAL ADVERTISING, INC., A FLORIDA PROFIT CORPORATION, D/B/A ADVERTISING AIR FORCE, FOR THE USE OF ±3,064 SQUARE FEET OF SPACE IN HANGAR 3-A, TOGETHER WITH AN AREA EAST OF RUNWAY 18/36 TO DROP OFF AND PICK UP BANNERS, AT ALBERT WHITTED AIRPORT; AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Real Estate & Property Management received a request from Albert Whitted Airport ("Airport") to renew the lease agreement allowing St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force ("Tenant") to occupy ±3,064 square feet of space in Hangar 3-A at the Airport ("Premises-A"), together with an area east of runway 18/36 to drop off and pick up banners ("Banner Area"), subject to certain management and licensing provisions (collectively, "Premises"); and

WHEREAS, the Premises will be used to operate an aerial advertising business and maintain company aircraft; and

WHEREAS, under the terms of the proposed five (5) year ("Term") Lease Agreement ("Lease"), the Tenant will pay an initial aggregate rental rate of \$1,833.00 per month, plus applicable sales tax; and

WHEREAS, at the beginning of each 12-month period ("Lease Year") during the Term, the monthly rent will be increased by the percentage increase of the Consumer Price Index ("CPI") with the maximum increase in any single Lease Year being 3.5%, unless the CPI remains unchanged or shows a decrease, in which case the rent will not be changed for that Lease Year; and

WHEREAS, the Lease provides for a renewal term of an additional five (5) years, with the Tenant's written request of said renewal within at least one hundred eighty (180) days prior to the expiration of the Term, subject to City Council approval; and

WHEREAS, the Tenant has agreed to lease the Premises in "as is" condition and will be responsible for making any necessary repairs to the interior of the Premises; and

WHEREAS, the Tenant is responsible for all interior maintenance of the Premises and utilities including, but not limited to, electric and gas, in addition to any applicable taxes and insurance and will be billed separately by the City for water, sewer, refuse collection, stormwater fees and the fire alarm system fee; and

WHEREAS, the Tenant will maintain an aviation general liability insurance policy with at least \$1,000,000 per occurrence and \$2,000,000 in the aggregate, protecting the City against all claims or demands that may arise or be claimed on account of the Tenant's use of the Premises; and

WHEREAS, the Lease may be terminated without cause by the City with one hundred eighty (180) days written notice prior to the scheduled date of termination; and

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

WHEREAS, this Lease is in compliance with Section 1.02(c)(4)A.1, of the City Charter, which permits the leasing of property at Albert Whitted Airport for a term not to exceed twenty-five (25) years with an affirmative vote of at least six (6) members of City Council.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Mayor, or his Designee, is hereby authorized to execute a five (5) year Lease Agreement with St. Pete Aerial Advertising, Inc., a Florida profit corporation, d/b/a Advertising Air Force, for the use of ±3,064 square feet of space in Hangar 3-A, together with an area east of runway 18/36 to drop off and pick up banners, at Albert Whitted Airport; and to execute all documents necessary to effectuate same.

This Resolution shall become effective immediately upon its adoption.

LEGAL:

City Attorney (Designee)

Legal: 00282285.doc V. 1

APPROVED BY:

for _____
Clay D. Smith, Director
Downtown Enterprise Facilities

APPROVED BY:

Bruce E. Grimes, Director
Real Estate & Property Management

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of August 25, 2016

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

Subject: Approving Change Order No. 1 to the Agreement with Rowland, Inc. for the replacement of a broken sewage pipe at the Northeast Water Reclamation Facility (NEWRF) in the amount of \$233,999 for FY 2016.

Explanation: In May 2015, City Council approved an agreement with Rowland, Inc. in the amount of \$850,000 for the replacement of a broken sewage pipe at the NEWRF. This was done upon the City Administrator's waiver of normal competitive bidding procedures in accordance with the City's Emergency Procurement Policies.

The work consisted of furnishing all labor, material, supplies, services and equipment necessary to install 265 ft of 36-inch lined ductile iron pipe which transfers raw wastewater from the influent pump station to the aeration basins. The work included excavation, dewatering, multiple connections, valves, relocation of pipes in conflict with work, and bypass pumping/piping.

Change Order No. 1 is for completed additional work that was unforeseen in the initial design and work scope which were prepared under an accelerated schedule due to the emergency nature of the pipe break. The additional work included relocation of underground utilities and valves not shown on record drawings, expanded scope of new concrete work and restoration, larger capacity bypass pumps, and extended bypass pump rental and fuel. The total cost of the additional work is \$233,999.

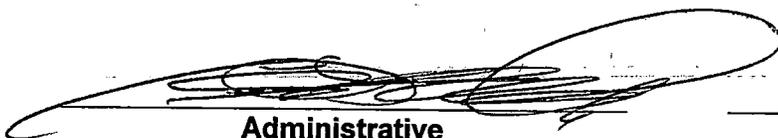
The current contract amount is \$850,000. Change Order No. 1 will increase the contract amount to \$1,083,999.

Recommendation: Administration recommends authorizing the Mayor or his designee to execute Change Order no. 1 with Rowland, Inc. in the amount of \$233,999.

Cost/Funding/Assessment Information: Funds will be available in the Water Resources Capital Projects Fund (4003) WRF NE Emergency Influent Pipe Repair FY15 Oracle Project (14909) following a supplemental appropriation of \$233,999 from the unappropriated balance of the Water Resources Capital Projects Fund.

Attachments: Resolution

Approvals:


Administrative


Budget

CB-7

Resolution No. 2016- _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE CHANGE ORDER NO. 1 TO THE AGREEMENT WITH ROWLAND INC. DATED MAY 21, 2015 FOR THE NEWRF INFLUENT PUMP STATION PIPE REPLACEMENT PROJECT IN THE AMOUNT OF \$233,999 FOR A TOTAL AGREEMENT AMOUNT OF \$1,083,999; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$233,999 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) TO THE WRF NE EMERGENCY INFLUENT PIPE REPAIR FY15 PROJECT (ORACLE PROJECT NO. 14909) AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City Council approved an agreement dated May 21, 2015 with Rowland Inc. in the amount of \$850,000 for the NEWRF Influent Pump Station Pipe Replacement Project; and

WHEREAS, Change Order No. 1 provides for additional costs for personnel and equipment charges in the amount of \$233,999 for additional work that was unforeseen in the initial design and work scope which were prepared under an accelerated schedule due to the emergency nature of the pipe break; and

WHEREAS, the Agreement is currently approved in the amount of \$850,000 and Change Order No. 1 in the amount of \$233,999 will increase the final Agreement amount to a total of \$1,083,999.

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 Change Order No. 1 in the amount of \$233,999 to the Agreement with Rowland Inc. dated May 21, 2015 for a total Agreement amount of \$1,083,999 (Oracle No. 14909).

BE IT FURTHER RESOLVED, that there is hereby approved from the unappropriated fund balance of the Water Resources Capital Improvement Fund (4003), the following supplemental appropriation for FY16:

Water Resources Capital Improvement Fund (4003)

WRF NE Emergency Influent Pipe Repair FY15 Project (14909)

\$233,999

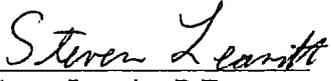
This resolution shall become effective immediately upon its adoption.

Approved by:

Approved by:



Legal Department
By: (City Attorney or Designee)



Steve Leavitt, P.E.
Water Resources Director



Tom Greene
Budget Director

SAINT PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of August 25, 2016

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

Subject: Authorizing the Mayor or his designee to provide written notice to the City of Gulfport of the City of St. Petersburg's desire to end the existing Agreement dated October 6, 1988 for water and wastewater services when the thirty (30) year term is completed on October 5, 2018.

Explanation: The City of St. Petersburg and the City of Gulfport entered into an agreement on October 6, 1988 ("Agreement") pursuant to which St. Petersburg agreed to provide potable water service and wastewater services to Gulfport for an initial term of thirty (30) years. The Agreement provides that "if either party desires the contract to end when the thirty (30) year term is completed, 730 days written notice shall be given before the end of said thirty-year term".

The City of St. Petersburg currently provides wastewater services to seven (7) wholesale customers, including Gulfport. Gulfport is the only wholesale customer provided water by St. Petersburg. Upon expiration of their wastewater service agreements, five (5) of the City's wholesale wastewater customers have executed substantially the same uniform wastewater service agreement which includes a 25% out of city surcharge. The existing Agreement with Gulfport does not include a provision for the out of city surcharge on either water or wastewater services. Administration recommends that Gulfport be provided the required written notice of the City's desire for the existing Agreement to end upon expiration of the initial thirty (30) year term. New agreements may be negotiated which include provisions for out of city surcharges and other terms consistent with the contract terms used for other outside the city customers provided wastewater services by St. Petersburg.

Recommendation: Administration recommends authorizing the Mayor or his designee to provide written notice to the City of Gulfport of the City of St. Petersburg's desire to end the existing Agreement dated October 6, 1988 for water and wastewater services when the thirty (30) year term is completed on October 5, 2018.

Cost/Funding/Assessment Information: Not applicable

Attachments: Resolution

Approvals:



Administration

WJX2167

CB-8

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO PROVIDE WRITTEN NOTICE TO THE CITY OF GULFPORT OF THE CITY OF ST. PETERSBURG'S DESIRE TO END THE EXISTING AGREEMENT DATED OCTOBER 6, 1988 FOR WATER AND WASTEWATER SERVICES WHEN THE THIRTY (30) YEAR TERM IS COMPLETED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of St. Petersburg ("St. Petersburg") entered into an agreement on October 6, 1988 with the City of Gulfport ("Gulfport"), whereby St. Petersburg agreed to provide wholesale water and wastewater services to Gulfport for a term of thirty (30) years ("Agreement"); and

WHEREAS, the Agreement between the parties provides that "if either party desires the contract to end when the thirty (30) year term is completed, 730 days written notice shall be given before the end of said thirty-year term"; and

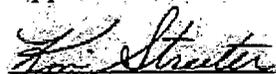
WHEREAS, the existing Agreement with Gulfport does not include a provision for the out of city surcharges on either water or wastewater services; and

WHEREAS, Administration recommends that St. Petersburg provide Gulfport with the required written notice of St. Petersburg's desire to end the Agreement upon expiration of the thirty (30) year term so that new agreements may be negotiated which include provisions for out of city surcharges and other terms consistent with the contract terms used for other outside the city customers provided wastewater services by St. Petersburg.

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 provide written notice to the City of Gulfport of the City of St. Petersburg's desire to end the existing Agreement dated October 6, 1988 for water and wastewater services when the thirty (30) year term is completed on October 5, 2018.

This Resolution shall become effective immediately upon its adoption.

Approved as to Form and Substance:



City Attorney (Designee)



MEMORANDUM

Council Meeting of August 25, 2016

TO: Members of City Council

FROM: Mayor Rick Kriseman

RE: Confirm appointment of Roland W. Ribblet as a regular member, Contractor category, to the Code Enforcement Board to fill an unexpired three-year term ending December 31, 2018.

I respectfully request that Council confirm the appointment of Roland W. Ribblet as a regular member, Contractor category, to the Code Enforcement Board to fill an unexpired three-year term ending December 31, 2018.

A copy of his resume has been provided to the Council office for your information.

RK/cs

Attachment

cc: M. Dove, Neighborhood Affairs Director
R. Gerdes, Code Compliance Assistance Director

A RESOLUTION APPOINTING A
REGULAR MEMBER TO THE CODE
ENFORCEMENT BOARD; AND
PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that this Council hereby appoints Roland W. Ribblet as a regular member, Contractor category, to the Code Enforcement Board to fill an unexpired three-year term ending December 31, 2018.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content

City Attorney or (Designee)

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of August 25, 2016

TO: City Council Chair & Members of City Council

SUBJECT: City Council Minutes

EXPLANATION: City Council minutes of July 14 and July 21, 2016 City Council meetings.

A RESOLUTION APPROVING THE MINUTES
OF THE CITY COUNCIL MEETINGS HELD
ON JULY 14 AND JULY 21, 2016; 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 July 14 and July 21, 2016 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, July 14, 2016, AT 3:00 P.M.

Chair Amy Foster called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, Jr., Ed Montanari, Darden Rice, Steve Kornell, Karl Nurse, Lisa Wheeler-Bowman, and Amy Foster. City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, Assistant City Attorney Heather Judd, Assistant City Attorney, Assistant City Attorney Brett Pettigrew, City Administrator Gary Cornwell, Senior Deputy City Clerk Cathy Davis and Deputy Clerk Patricia Beneby were also in attendance. Absent. None.

In connection with the approval of the agenda, Councilmember Rice moved with the second of Councilmember Montanari 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:

- | | | |
|------|----------|---|
| INFO | CB-13 | Authorizing the Mayor or his designee to execute Task Order No. 12-16-GH/W, to the agreement between the City of St. Petersburg and Greeley and Hansen Engineers, Inc. dated July 17, 2014 in the amount of \$135,000, for professional services related to the design, preparation of construction documents and construction related services for the repair of junction chamber two at the Cosme Water Treatment Plant. |
| ADD | CB-13(a) | A resolution rescinding an unencumbered appropriation in the Water Resources Capital Projects Fund (4003) in the amount of \$500,000 from the SAN LS#85 FM Part D FY13 Project (13977); approving a supplemental appropriation in the amount of \$500,000 from the unappropriated balance of the Water Resources Capital Projects Fund (4003), resulting from this rescission, to the COS Emerg Clear Well Rep FY16 project (15446), to provide funding for the unscheduled repair of the Cosme Junction Chamber No. 2. |
| ADD | CB-21 | Approving the purchase of a five-year assurance plan from Taser International, Inc., a sole source supplier, for non-lethal weapons (Tasers) for the Police Department at a total cost of \$388,773.90. |

ADD	CB-22	Confirmation of Appointment of Ariel Fernandez as an alternate member to the Nuisance Abatement Board to serve an unexpired two-year term ending August 31, 2016.
ADD	F-3	Tampa Bay Water – (Oral) (Councilmember Nurse)
INFO	G-1	A resolution supporting legislation reinstating the availability of the annual commuter pass for the Pinellas Bayway system (“Pinellas Bayway”); supporting legislation restoring the limitation of the use of tolls; instructing the City Clerk to transmit this resolution to certain persons and entities.
ADD	G-9	Referring to the Budget, Finance & Taxation Committee that consideration be made to authorize a management evaluation of the manpower requirements of the St Petersburg Police Department. (Councilmember Montanari)
INFO	H-4(a)	A Resolution requesting the Boards of Trustees for the City of St. Petersburg Employees’ Retirement System, the City of St. Petersburg Firefighter’s Retirement System and the City of St. Petersburg Police Officer’s Retirement System (“Pension Boards”) to evaluate a policy relating to investment in or divestment from certain investments by considering socially responsible investing and environmental, social and governance factors as a component of investment decision making; instructing the City Clerk to provide this resolution to the Pension Boards.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with approval of the Consent Agenda, Councilmember Gerdes moved with the second of Councilmember Kornell that the following resolutions be adopted approving the attached Consent Agenda.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

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

1. William Herrmann, 130 4th Avenue North, expressed his concerns regarding parking in St. Petersburg.
2. Charles Claybaker, 2510 62nd Avenue South, expressed his support for a Veterans Memorial in Dell Holmes Park.
3. Max Kennedy, 9849 East Gulf Street, expressed his concerns regarding a proposed Ordinance regarding the regulation of dog and cat sales.

4. Bob Yarnell, 1375 Misty Glen Drive, expressed his concerns regarding a proposed Ordinance regarding the regulation of dog and cat sales.
5. Jason Jensen, 830 23rd Avenue North, expressed his support for a Veterans Memorial in Dell Holmes Park.
6. Ian O'Connell, 9032 Suncrest Boulevard, expressed his support for a Veterans Memorial in Dell Holmes Park.
7. Velitta Williams, 2302 Johnny Mack Place, expressed her concerns regarding ongoing maintenance issues at the Jordan Park Housing complex.
8. Caralyn Pierce, 2395 Johnny Mack Place, expressed her concerns regarding ongoing maintenance issues at the Jordan Park Housing complex.
9. Sylvia Norris, 2300 Johnny Mack Place, expressed her concerns regarding ongoing maintenance issues at the Jordan Park Housing complex.
10. Terri Scott, 2240 9th Avenue South, expressed her concerns regarding ongoing maintenance issues at the Jordan Park Housing complex.

In connection with Consent Agenda item CB-13, Steve Leavitt, Director of Water Resources gave a presentation to Council regarding professional services related to the design, preparation of construction documents and construction related services for the repair of junction chamber two at the Cosme Water Treatment Plant.

Councilmember Gerdes moved with the second of Councilmember Rice that the following resolutions be adopted:

- 2016-313 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE TASK ORDER NO. 12-16-GH/W TO THE ARCHITECT/ENGINEERING AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND GREELEY AND HANSEN ENGINEERS, INC. IN AN AMOUNT NOT-TO-EXCEED \$135,000 FOR CONSTRUCTION PHASE SERVICES RELATED TO THE DESIGN, PREPARATION OF CONSTRUCTION DOCUMENTS AND CONSTRUCTION RELATED SERVICES FOR THE REPAIR OF JUNCTION CHAMBER TWO AT THE COSME WATER TREATMENT FACILITY; (ORACLE PROJECT NO. 15446); AND PROVIDING AN EFFECTIVE DATE.
- 2016-314 A RESOLUTION RESCINDING AN UNENCUMBERED APPROPRIATION IN THE WATER RESOURCES CAPITAL PROJECTS FUND (4003) IN THE AMOUNT OF \$500,000 FROM THE SAN LS#85 FM PART D FY13 PROJECT (13977); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$500,000 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES CAPITAL PROJECTS FUND (4003), RESULTING FROM THIS RESCISSION, TO THE COS EMERG CLEAR WELL REP FY16 PROJECT (15446), TO PROVIDE FUNDING FOR THE UNSCHEDULED REPAIR OF THE COSME JUNCTION CHAMBER NO. 2; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Awards and Presentation portion of the agenda, Dr. Jonathan Ellen, President and Vice Dean of Johns Hopkins All Children's Hospital gave a presentation to Council regarding the hospital's expansion, and contribution to the medical care and well-being to children. No action was taken.

In connection with the Awards and Presentation portion of the agenda, City Administrator Dr. Gary Cornwell presented a proclamation recognizing July 15, 2016 as Sister Cities International Day.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 235-H. Chair Foster asked if there were any person(s) present wishing to be heard, the following persons came forward:

1. Rylee Barr, spoke in support of the proposed Ordinance.
2. Steve Silk, 950 34th Street North, spoke in opposition of the proposed Ordinance.
3. Cynthia Kahn, 7834 Pine Trace Drive, spoke in support of the proposed Ordinance.
4. Karen Ankerstar, Sarasota, FL, spoke in support of the proposed Ordinance.
5. Michele Lazarow, 2621 10th Street NE, spoke in support of the proposed Ordinance.
6. Stewart David, 404 Harbor Drive South, Venice, FL, spoke in support of the proposed Ordinance.
7. Lynn Andrews, 2175 22nd Street North, spoke in support of the proposed Ordinance.
8. Jennifer Leon, 5602 North Branch Avenue, spoke in support of the proposed Ordinance.

Councilmember Nurse 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 setting July 21, 2016 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 235-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA CREATING A NEW SECTION 4-9, REGULATION OF DOG AND CAT SALES; CREATING DEFINITIONS OF PET STORE, RESCUE OR HUMANE ORGANIZATION, AN RETAIL SALES,; BANNING THE SALE OF DOGS AND CATS IN PET STORES UNLESS THEY COME FROM RESCUE OR HUMANE ORGANIZATIONS; CREATING RESTRICTIONS ON THE AGE AND HEALTH OF DOGS AND CATS SOLD IN PET STORES; AND REGULATING THE DISPLAY OF DOGS AND CATS IN PET STORES; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Steve Kornell, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Housing Committee for consideration to consider a discussion regarding the ongoing maintenance issues at the Jordan Park Housing Complex.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Steve Kornell, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Legal Department to draft a resolution to the State Legislature requesting amendment of HB 7061.

2016-316 A RESOLUTION SUPPORTING LEGISLATION REINSTATING THE AVAILABILITY OF THE ANNUAL COMMUTER PASS FOR THE PINELLAS BAYWAY SYSTEM ("PINELLAS BAYWAY"); SUPPORTING LEGISLATION RESTORING THE LIMITATION OF THE USE OF TOLLS; INSTRUCTING THE CITY CLERK TO TRANSMIT THIS RESOLUTION TO CERTAIN PERSONS AND ENTITIES; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Legal Department to draft and bring back to Council the same Resolution addressed to Florida Department of Transportation Secretary James Boxold, and reference Mr. Boxold's letter to Representative Kathleen Peters regarding amending HB 7061.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Darden Rice, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Public Services and Infrastructure for consideration to consider a discussion to recommend strengthening Wage Theft Ordinance enforceability.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

The Chair recessed the meeting for a dinner break at 5:39 p.m.

The Chair reconvened the meeting at 6:21 p.m.

In connection with public hearings, the Clerk read the title of proposed Ordinance 232-H. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 232-H, entitled:

PROPOSED ORDINANCE 232-H

AN ORDINANCE IN ACCORDANCE WITH SECTION 1.02(C)(5)B., ST. PETERSBURG CITY CHARTER, AUTHORIZING THE RESTRICTIONS CONTAINED IN ASSURANCES ("GRANT ASSURANCES") WHICH ARE SET FORTH IN THE GRANT DOCUMENTS TO BE EXECUTED BY THE CITY, AS A REQUIREMENT FOR RECEIPT OF THE FEDERAL AVIATION ADMINISTRATION ("FAA") GRANT ("GRANT") IN AN AMOUNT NOT TO EXCEED \$45,000 WHICH, *INTER ALIA*, REQUIRE THAT THE CITY WILL NOT SELL, LEASE, ENCUMBER OR OTHERWISE TRANSFER OR DISPOSE OF ANY PART OF THE CITY'S RIGHT, TITLE, OR OTHER INTERESTS IN ALBERT WHITTED AIRPORT ("AIRPORT"), NOR CAUSE OR PERMIT ANY ACTIVITY OR ACTION ON THE AIRPORT WHICH WOULD INTERFERE WITH ITS USE FOR AIRPORT PURPOSES, FOR A PERIOD NOT TO EXCEED 20 YEARS FROM THE DATE OF ACCEPTANCE OF THE GRANT; APPROVING A

SUPPLEMENTAL APPROPRIATION OF \$2,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE AIRPORT CAPITAL PROJECTS FUND (4033) TO THE TAXIWAY C REHAB PROJECT (#15120); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO APPLY FOR AND ACCEPT THE GRANT IN AN AMOUNT NOT TO EXCEED \$45,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR EXPIRATION.

be adopted on second and final reading.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. Kornell.

In connection with public hearings, the Clerk read the title of proposed Ordinance 233-H. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 233-H, entitled:

PROPOSED ORDINANCE NO. 233-H

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN ELVA ROUSE PARK ON MARCH 26, 2017 AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with public hearings, the Clerk read the title of proposed Ordinance 234-H. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 234-H, entitled:

PROPOSED ORDINANCE NO. 234-H

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF BEER AND WINE IN WILLIAMS PARK ON FEBRUARY 4, 2017 (LOCALTOPIA), MARCH 17, 2017 (JAM FEST), AND APRIL 22, 2017 (ST PETERSBURG EARTH DAY) AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with the Committee of the Whole: Divestment of Fossil Fuels report, Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Dale Potter, 2250 6th Avenue North, spoke in opposition of the proposed resolution.
2. Susan Glickman, 526 5th Street North, spoke in opposition of the proposed resolution.
3. Jennifer Rubiello, 3727 38th Avenue North, spoke in opposition of the proposed resolution.

Councilmember Kennedy moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted as amended:

2016-315 A RESOLUTION REQUESTING THE BOARDS OF TRUSTEES FOR THE CITY OF ST. PETERSBURG EMPLOYEES' RETIREMENT SYSTEM, THE CITY OF ST. PETERSBURG FIREFIGHTER'S RETIREMENT SYSTEM AND THE CITY OF ST. PETERSBURG POLICE OFFICER'S RETIREMENT SYSTEM ("PENSION BOARDS") TO EVALUATE A POLICY RELATING TO INVESTMENT IN OR DIVESTMENT FROM CERTAIN INVESTMENTS BY CONSIDERING SOCIALLY RESPONSIBLE INVESTING AND ENVIRONMENTAL, SOCIAL AND GOVERNANCE FACTORS AS A COMPONENT OF INVESTMENT DECISION MAKING; INSTRUCTING THE CITY CLERK TO PROVIDE THIS RESOLUTION TO THE PENSION BOARDS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Nurse. Rice. Wheeler-Bowman. Nays. Montanari. None. Absent. None.

In connection with the Land Use and Transportation Committee report presented by Councilmember James R. Kennedy, Jr. and Vice-Chair Rice, Councilmember Kennedy moved with the second of Councilmember Rice that the following resolution be adopted:

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

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with reports, the Clerk announced two public hearings to be held Thursday, August 4, 2016 at 9:00 a.m. and Thursday, August 25, 2016 at 6:00 p.m. during St. Petersburg City Council meetings for the purpose of designating two new State of Florida Brownfield Areas in the City of St. Petersburg, Florida established in accordance with Section 376.77-85, Florida Statutes. No action was taken.

In connection with the Tampa Bay Water report presented by Councilmember Karl Nurse, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the Tampa Bay Water report presented by Councilmember Karl Nurse.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with new business items presented by Council Vice-Chair Darden Rice and Councilmember Montanari, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Rice moved with the second of Councilmember Kennedy that the following resolutions be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to a Committee of the Whole meeting for consideration to consider a discussion regarding the implementation of a Point of Sale Inspection requirement for lateral pipes and rebate incentives.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to a Committee of the Whole meeting for consideration to consider a discussion on requesting a briefing from Administration on sewer related projects including lining of sewer pipes and rehabilitation of manhole covers and related work.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with new business items presented by Councilmember Charlie Gerdes, Councilmember Steve Kornell and Councilmember James R. Kennedy, Jr., Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Budget, Finance and Taxation Committee for consideration to consider a discussion on the removal of the Sunset Park Fitness Zone from the Weeki Wachee List.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to a Committee of the Whole meeting for consideration to consider a discussion on the funding of the Maximo Park Project from Weeki Wachee funds.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to a Committee of the Whole meeting for consideration to consider a discussion on the funding of the Mangrove Bay Golf Course improvements from Weeki Wachee funds.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Ed Montanari, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Budget, Finance and Taxation Committee for consideration to consider a discussion on the authorization of a management evaluation for manpower requirements of the St. Petersburg Police Department.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Public Services and Infrastructure Committee report, Councilmember Kornell moved with the second of Councilmember Nurse that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the Public Services and Infrastructure report of June 16th, 2016 presented by Councilmember Kornell.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Housing Services Committee report, Councilmember Nurse 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 the Council receive and file the Housing Services Committee report of June 16th, 2016 presented by Councilmember Nurse.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Energy, Natural Resources and Sustainability report, Councilmember Rice 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 the Council refer to the Energy, Natural Resources and Sustainability Committee for consideration to consider a discussion regarding the revision of the ENRS Committee's Letter of Support for Amendment 4.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the Energy, Natural Resources and Sustainability Committee report of June 16th, 2016 presented by Council Vice-Chair Rice.

Roll Call. Ayes. Foster. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays.
Gerdes. Absent. None.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A
July 14, 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.

2016-289

1. Approving an increase in allocation for temporary staffing services with Infinity Staffing of NJ, LLC dba Lyneer Staffing Solutions in the amount of \$140,000 which increases the total contract amount to \$3,614,000.

2016-290

2. Authorizing the Mayor or his designee to award a contract to Metro Equipment Services, Inc. in the amount of \$2,132,158 for the Tierra Verde Bridge Utilities Replacement Project (Engineering Project Number 14048-111; Oracle No. 14251); approving a supplemental appropriation in the amount of \$650,822 to the Tierra Verde Bridge Utilities Replacement Project (Engineering Project Number 14048-111; Oracle No. 14251) from the increase in the unappropriated balance of the Water Resources Capital Projects Fund (4003), resulting from the Joint Project Agreements with Verizon Florida, LLC and Bright House Networks, LLC for the replacement and relocation of utilities due to the replacement of the Tierra Verde Bridge; and providing an effective date.

2016-291

3. Renewing a Blanket Purchase Agreement with the School Board of Pinellas County, a sole source supplier, to provide transportation services for the Parks and Recreation Department at an estimated annual cost of \$575,000.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B
July 14, 2016

- 2016-292 1. Authorizing the Mayor or his designee to award a contract to Ajax Paving Industries of Florida, LLC in the amount of \$482,876.75 for the construction of the City of St. Petersburg On Street Bicycle Lanes Project. (Engineering Project No. 13030-112; FPN 424532-1-58/68-01; Oracle No. 13966)
- 2016-293 2. Accepting a proposal from Bill2Pay, LLC for Lockbox Services for the Billing & Collections Department at an estimated cost of \$258,750.
- 2016-294 3. Accepting a proposal from USI Environmental, Inc. ("USI") for sludge removal and disposal from digesters at Albert Whitted Water Reclamation Facility for the Water Resources Department at an estimated cost of \$230,000.
- 2016-295 4. Renewing a Blanket Purchase Agreement with Lot Lines Striping, LLC for patterned textured surfaces for the Transportation and Parking Management in the amount of \$200,000.
- 2016-296 5. Awarding a contract to Compuquip Technologies, LLC for Next Generation Firewall Equipment for the Department of Technologies Services at a total cost of \$155,324.
- 2016-297 6. Approving the purchase of a video storage system from CDW Government, LLC. for the Police Department at a total cost of \$154,000.
- 2016-298 7. Authorizing an eight-month extension and an increase in allocation for an automobile leasing agreement with Enterprise Fleet Management, Inc. for the Police Department at an estimated cost of \$124,350.
- 2016-299 8. Authorizing the Mayor, or his Designee, to execute a License Agreement with the Sunshine Chess Club, Inc., a Florida not-for-profit corporation, for the use of commercially zoned, City-owned property within Mirror Lake Park, which is located at 540 Fourth Avenue North, St. Petersburg, for a period of three (3) years at an aggregate rent of \$36.00; 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.)

- 2016-300 9. Authorizing the Mayor, or his Designee, to execute a three (3) year License Agreement with the University of South Florida Board of Trustees, a public body corporate, for the exclusive use of 198 sq. ft. of office space and the non-exclusive use of two (2) meeting rooms within City-owned Enoch Davis Center located at 1111 18th Avenue South, St. Petersburg, for its Department of Journalism and Media Studies-Neighborhood News Bureau at a fee of \$200.00 per month for the office space, plus \$20.00 per month for telephone line access, and an hourly rental rate of \$24.00 for use of the meeting rooms.
- 2016-301 10. Authorizing the Mayor, or his Designee, to execute a five (5) year Lease Agreement with Shave Cave, LLC, a Florida limited liability company, for the use of 1,841 square feet of office and storage space in Hangar No. 1, located at 107 8th Avenue S.E., St. Petersburg, within Albert Whitted Airport. (Requires affirmative vote of at least six (6) members of City Council.)
- 2016-302 11. Authorizing the Mayor, or his Designee, to execute a License Agreement with Deuces Live, Inc., a Florida non-profit corporation, for use of two (2) unimproved City-owned parcels located within the 22nd Street South Business District at approximately 935 & 943 22nd Street South, St. Petersburg, Florida, for the staging of vendors while hosting a community event at a nominal use fee of \$36.00.
- 2016-303 12. Accepting additional funds from the State of Florida Department of Health ("Department") through the Pinellas County Health Department in the amount of \$57,500 for the Partnership to Improve Community Health (PICH) grant; authorizing the Mayor or his designee to execute a grant agreement and all other documents necessary to effectuate this transaction with the Department; approving a supplemental appropriation in the amount of \$57,500 from the increase in the unappropriated balance of the General Fund (0001), resulting from these additional revenues, to the Parks & Recreation Department.
13. ~~Authorizing the Mayor or his designee to execute Task Order No. 12-16-GH/W, to the agreement between the City of St. Petersburg and Greeley and Hansen Engineers, Inc. dated July 17, 2014 in the amount of \$135,000, for professional services related to the design, preparation of construction documents and construction related services for the repair of junction chamber two at the Cosme Water Treatment Plant. [MOVED TO REPORTS]~~
- 2016-304 14. Acknowledging the selection of ARO Engineering, LLC; Cardno, Inc.; CH2M Hill Engineers, Inc.; Kisinger Campo & Associates, Corp. and Land & Water Engineering Science, Inc. to provide miscellaneous professional services for Stormwater Management, Transportation and Bridge Improvement Projects for the City of St. Petersburg ("City"); authorizing the Mayor or his designee to execute the City's standard form architect/engineering agreement.
- 2016-305 15. 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 Sensible Sprinkling Program (Phase 7) in the amount of \$100,000.

- 2016-306 16. Confirm the appointment of Jonathan Kinsella as a regular member to the Commission on Aging to fill an unexpired three-year term ending December 31, 2017.
- 2016-307 17. Confirming the reappointment of Nate Matro, and Gershom Faulkner as regular members to the Civil Service Board to serve a three-year term ending June 30, 2019. Confirming the reappointment of James D. Sewell as an alternate member to the Civil Service Board to serve an unexpired three-year term ending June 30, 2019.
- 2016-308 18. Approving City Council minutes of May 5, May 12, and May 19, 2016 City Council meetings.
- 2016-309 19. Approving City Council minutes of June 2, June 9, and June 16, 2016 City Council meetings.
- 2016-310 20. Authorizing the Mayor or his designee to execute a Federal Financial Assistance Subrecipient Agreement with the Florida Department of Agriculture and Consumer Services ("FDACS"), for pass through of funds from the U.S. Department of Justice, Drug Enforcement Administration ("DEA") to defray the costs relating to the eradication and suppression of marijuana, and all other documents necessary to effectuate this transaction.
- 2016-311 21. Approving the purchase of a five-year assurance plan from Taser International, Inc., a sole source supplier, for non-lethal weapons (Tasers) for the Police Department at a total cost of \$388,773.90.
- 2016-312 22. Confirmation of Appointment of Ariel Fernandez as an alternate member to the Nuisance Abatement Board to serve an unexpired two-year term ending August 31, 2016.

There being no further business, Chair Foster adjourned the meeting at 8:32 p.m.

Amy Foster, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Cathy E. Davis, Senior Deputy 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, July 21, 2016, AT 3:00 P.M.

Chair Amy Foster called the meeting to order with the following members present: Charles Gerdes, James R. Kennedy, Jr., Ed Montanari, Darden Rice, Steve Kornell, Karl Nurse, Lisa Wheeler-Bowman and Amy Foster. City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Administrator Dr. Gary Cornwell, City Clerk Chan Srinivasa and Senior Deputy City Clerk Cathy Davis were also in attendance. Absent. None.

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

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

- REVISE CA-3 Executing a new agreement with Bayfront HMA Wellness Center LLC ('Bayfront') to provide quality health care and wellness services to city employees and eligible retirees and dependents at an estimated annual base cost of \$793,100 (plus annual pass-through costs*). *(Title revision only.)*
- ADD CB-8 Approving the assignment of the Lease Agreement between the City of St. Petersburg and Exelis Inc. to Harris Corporation for space in, on and around the Air Traffic Control Tower at Albert Whitted Airport to maintain and operate aviation surveillance and guidance system equipment. (Requires affirmative vote of at least six (6) members of City Council).
- ADD CB-9 Authorizing the Mayor or his designee to accept a stipend from the Home Fire Sprinkler Coalition (HFSC) in the amount of \$1,500 for the specific purpose of creating a home fire sprinkler education program and to implement a local home fire sprinkler demonstration event, and to execute all documents necessary to effectuate this transaction.
- ADD CB-10 Approving a supplemental appropriation in the amount of \$67,000 from the unappropriated balance of the Law Enforcement Fund (1023), to the Police Department, Federal Justice Forfeiture Division (140-2858) to obtain a 3D Forensic Laser Scanner and related equipment; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

- INFO F-3 FY 2017 Budget:
- (a) A Resolution adopting tentative millage rates necessary to fund the tentative operating budget, other than the portion of said budget to be funded from sources other than Ad Valorem taxes for Fiscal Year 2017; and reaffirming fiscal policies for Fiscal Year 2017.
- (b) A Resolution setting the dates for public hearings upon the tentative operating budget and tentative millage rate for Fiscal Year 2017.
- REVISED F-3(c) A Resolution amending the City's Fiscal Policies to remove the Arts and Culture Program Fund (1042) from the General Fund "Group of Funds"; and reaffirming the City's Fiscal Policies as amended for Fiscal Year 2017.
- REVISED F-4 Recognition of a donation of \$20,000 from Florida Kiwanis Division 13 Council and Florida Kiwanis Foundation in support of the Harris Park Neighborhoods playground replacement in Kiwanis Park and approving a supplemental appropriation in the amount of \$20,000 unappropriated balance of the General Fund to the Community Services Department resulting from this donation in support of the project.
- REVISED F-5 Recognition of a National League of Cities grant of \$13,000 for the City's Financial Inclusion Systems and City Leadership initiative and approving a supplemental appropriation in the amount of \$13,000 unappropriated balance of the General Fund to the Community Services Department resulting from this grant in support of the initiative.
- ADD F-6 Approving the execution and delivery of the Rate Lock Agreement with Bank of America, N.A. or an affiliate, relating to issuance of the City of St. Petersburg, Florida Public Utility Refunding Revenue Bond, series 2016A in an aggregate principal amount of not to exceed \$50,000,000; and making certain covenants and agreements in connection therewith.
- INFO H-1 Budget, Finance & Taxation Committee (7/14/16)
- ADD H-1 (a) Approving the recommendation of the Budget, Finance and Taxation Committee to reserve \$1,000,000 of the BP Settlement funds to develop and establish a Climate Action and Resiliency Plan.
- INFO H-2 Youth Services Committee (7/14/16)
- ADD H-2(a) A Resolution of the City Council of the City of St. Petersburg, Florida expressing support of the City of St. Petersburg Career Academy at Gibbs High School, an education and workforce development program.

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| INFO | H-3 | Committee of the Whole: Albert Whitted Waste Water Treatment (7/14/16) |
| INFO | J-4 | Approving the FY 2016-2021 Consolidated Plan and FY 2016/17 Annual Action Plan; authorizing the Mayor or his designee to submit the plans to the U.S. Department of Housing and Urban Development and to execute all documents necessary for implementation of the plans. |
| PULLED | J-6 | City-initiated application amending the St. Petersburg City Code, Chapter 16, Land Development Regulations (LDRs) pertaining to self-storage facilities when located within the RC-1, RC-2, RC-3 (Retail Center) and CCS-2 (Corridor Commercial Suburban) zoning classifications and designated activity centers. (City File LDR-2016-02) |

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with approval of the Consent Agenda, Councilmember Gerdes moved with the second of Councilmember Rice that the following resolutions be adopted approving the attached Consent Agenda as amended.

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

1. Jeff Danner, 2351 Dartmouth Avenue, expressed his support regarding the sidewalk project for the Grand Central District.
2. Winnie Foster, 311 57th Avenue South, expressed her concerns regarding gun control in St. Petersburg.
3. David McKalip, 1955 1st Avenue North #101, expressed his concerns regarding the Second Amendment rights of citizens.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Awards and Presentation portion of the agenda, Councilmember Wheeler-Bowman presented the On Top of Your Game Award to three St. Petersburg Contenders for the 2016 Olympic Team.

In connection with the Awards and Presentation portion of the agenda, City Administrator Dr. Gary Cornwell presented a proclamation proclaiming the weekend of July 23rd, 2016 – July 24th, 2016 as National Parents Day Weekend.

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In connection with new ordinances, the Clerk read the title of proposed Ordinances 236-H and 237-H. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting August 4th, 2016 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE 236-H

AN ORDINANCE DISSOLVING THE OLD NORTHEAST DEPENDENT SPECIAL DISTRICT WHICH WAS CREATED BY ORDINANCE NO. 32-G; AND PROVIDING AN EFFECTIVE DATE.

PROPOSED ORDINANCE NO. 237-H

AN ORDINANCE DISSOLVING THE ROUND LAKE DEPENDENT SPECIAL DISTRICT WHICH WAS CREATED BY ORDINANCE NO. 33-G; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Nays. None. Absent. Wheeler-Bowman.

In connection with reports, Chair Foster presented the Homeless Leadership Board Report. Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

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

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with reports, Tom Greene, Budget Director gave a presentation to Council regarding the 2017 Fiscal Year Budget. Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. David McKalip, 1955 1st Avenue North #101, expressed his concerns regarding the 2017 Fiscal Year Budget.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council defer a Resolution reaffirming the City's fiscal policies for Fiscal Year 2017 to the August 4th, 2016 City Council Meeting.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

Councilmember Gerdes moved with the second of Councilmember Rice that the following resolutions be adopted:

2016-329 A RESOLUTION ADOPTING TENTATIVE MILLAGE RATES NECESSARY TO FUND THE TENTATIVE OPERATING BUDGET, OTHER THAN THE PORTION OF SAID BUDGET TO BE FUNDED FROM SOURCES OTHER THAN AD VALOREM TAXES FOR FISCAL YEAR 2017; AND PROVIDING AN EFFECTIVE DATE.

2016-330 A RESOLUTION SETTING THE DATES FOR PUBLIC HEARINGS UPON THE TENTATIVE OPERATING BUDGET AND TENTATIVE MILLAGE RATE FOR FISCAL YEAR 2017; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with reports, Susan Ajoc, Community Services Director gave a presentation to Council regarding a donation of \$20,000 from Florida Kiwanis Division 13 Council and Florida Kiwanis Foundation in support of the Harris Park Neighborhoods playground replacement. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Kennedy moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

2016-331 A RESOLUTION RECOGNIZING A DONATION OF \$20,000 FROM FLORIDA KIWANIS DIVISION 13 COUNCIL AND FLORIDA KIWANIS FOUNDATION TOWARD THE COST OF NEW PLAYGROUND EQUIPMENT, SAFETY SURFACING AND FENCING FOR THE KIWANIS PARK PLAYGROUND IN THE HARRIS PARK NEIGHBORHOOD; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$20,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001) TO THE COMMUNITY SERVICES DEPARTMENT, COMMUNITY SERVICES ADMINISTRATION DIVISION (083-1081) RESULTING FROM THIS DONATION; AND PROVIDING AN EFFECTIVE DATE.

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Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with reports, Susan Ajoc, Community Services Director gave a presentation to Council regarding the recognition of a National League of Cities grant given to the City of St. Petersburg. Councilmember Nurse moved with the second of Councilmember Kornell that the following resolution be adopted:

2016-332 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT A GRANT FROM THE NATIONAL LEAGUE OF CITIES IN THE AMOUNT OF \$13,000 TO HELP SUPPORT THE CITY'S FINANCIAL INCLUSION SYSTEMS AND CITY LEADERSHIP (FISCL) INITIATIVE AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$13,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001) TO THE COMMUNITY SERVICES DEPARTMENT, COMMUNITY SERVICES ADMINISTRATION DIVISION (083-1081) RESULTING FROM THIS GRANT; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with reports, Anne Fritz, Finance Department gave a presentation to Council regarding the issuance of the City of St. Petersburg, Florida Public Utility Refunding Revenue Bond. Chair Foster asked if there were any person(s) present wishing to be heard, there was no response.

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

2016-333 A RESOLUTION OF THE CITY OF ST. PETERSBURG, FLORIDA, APPROVING THE EXECUTION AND DELIVERY OF THE RATE LOCK AGREEMENT WITH BANK OF AMERICA, N.A. OR AN AFFILIATE, RELATING TO ISSUANCE OF THE CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REFUNDING REVENUE BOND, SERIES 2016A IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$50,000,000; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with reports, Councilmember Nurse moved with the second Councilmember Kornell that the following resolution be adopted:

2016-334 A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF AN AGREEMENT TO FREDERICK DERR AND COMPANY, INCORPORATED IN AN AMOUNT NOT TO EXCEED \$1,278,646 FOR THE CONSTRUCTION OF THE GRAND CENTRAL STREETScape IMPROVEMENTS AND WATER MAIN REPLACEMENT PROJECTS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION (ENGINEERING PROJECT NOS. 14064-119 AND 16030-111); AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with a new business item presented by Council Vice-Chair Rice, Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Karen Liberman, 253 Sunlit Cove Drive NE, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
2. Lucinda Johnston, 348 11th Avenue NE, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
3. John Bonifaz, 30 Harris Street, Amherst, MA, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
4. Scott Greytak, Washington, D.C., spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
5. David McKalip, 1955 1st Avenue North #101, spoke in opposition for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
6. Rae Claire Johnson, 1717 Indian Rocks Road, Belleair, FL, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
7. Jack McCullough, 115 Rafael Boulevard NE, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
8. Richard Pierce, 939 Beach Drive NE, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
9. Jack Donovan, 1104 12th Street North, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
10. Linda Lapointe, 5409 3rd Avenue South, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
11. Linda Stoller, 701 Mirror Drive North, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
12. Edward Quinones, 1600 Dr. Martin Luther King, Jr. Street North, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
13. Bruce Nissen, 253 Sunlit Cove Drive NE, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
14. Kalen Hammann, 2922 Rosemary Drive, Largo, FL, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.

15. James Snead, 3459 Iris Street North, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
16. Connor Harris, 303 Palmetto Lane, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
17. Megan Weeks, 2335 ½ Dartmouth Street, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
18. Brian Remler, 319 37th Street South, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.
19. Thomas Paterick, 432 23rd Avenue North, spoke in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.

The following person(s) were present but did not wish to speak:

1. Jennifer Rubiello, 3727 38th Avenue North, was in support for referring to a Committee of the Whole a proposed ordinance regarding election fundraising.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that the Council refer to a Committee of the Whole a proposed ordinance to require corporations that spend money to influence city elections to certify that they are not foreign-influenced; and limit the amount of money that a wealthy funder can contribute to an outside spending group that makes expenditures to influence city elections.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Nurse. Rice. Wheeler-Bowman. Nays. Montanari. Absent. Kornell.

The Chair recessed the meeting at 6:05 p.m. for a dinner break.

The Chair reconvened the meeting at 6:43 p.m.

In connection with public hearings, Chair Foster asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Nurse moved with the second of Councilmember Wheeler-Bowman that the following resolutions be adopted:

2016-335 A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO. 1566; PROVIDING FOR AN INTEREST RATE ON UNPAID ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE.

2016-336 A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1213 ("SEC 1213") 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.

2016-337 A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 439 ("DMO NO. 439") 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. Foster. Gerdes. Kennedy. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. Kornell.

In connection with public hearings, Lynn Gilbert, Housing and Community Development Coordinator gave a presentation to Council regarding the Fiscal Year 2016-2021 Consolidated Plan and the Fiscal Year 2016-2017 Annual Action Plan. Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Michael Raposa, 384 15th Street North, spoke in support of the proposed Resolution as amended.

Councilmember Nurse moved with the second of Councilmember Rice that the following resolution be adopted as amended:

2016-338 A RESOLUTION APPROVING THE FY 2016-2021 CONSOLIDATED PLAN AND FY 2016/17 ANNUAL ACTION PLAN (COLLECTIVELY, "PLANS"); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SUBMIT THE PLANS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND TO EXECUTE ALL DOCUMENTS NECESSARY FOR IMPLEMENTATION OF THE PLANS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with public hearings, the Clerk read the title of proposed Ordinance 235-H. Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Lucinda Johnston, 348 11th Avenue NE, spoke in support of the proposed Ordinance.
2. Jean Palen, 6400 Flotilla Drive, Holmes Beach, FL, spoke in support of the proposed Ordinance.
3. Maria Dambeck, 5000 38th Way South, spoke in support of the proposed Ordinance.
4. Debra Tygman, 4900 Brittany Drive South #1813, spoke in support of the proposed Ordinance.
5. Pat McCarthy, 6463 34th Avenue North, spoke in support of the proposed Ordinance.
6. Merissa LaMacchia, 3797 59th Way North, spoke in support of the proposed Ordinance.
7. Christine Cassara, 2084 68th Terrace South, spoke in support of the proposed Ordinance.
8. Linda Harsin, 5837 24th Avenue South, spoke in support of the proposed Ordinance.
9. Karen Gravina, 318 24th Street North, spoke in support of the proposed Ordinance.
10. Mimi Anzel, 4160 1st Avenue North, spoke in support of the proposed Ordinance.
11. Shannon Spring, 819 12th Avenue North, spoke in support of the proposed Ordinance.
12. Wendy Smith, 4904 Arlington Road, Palmetto, FL, spoke in support of the proposed Ordinance.
13. Donna Grace, 5837 24th Avenue South, spoke in support of the proposed Ordinance.
14. Angel Cook, 10577 55th Avenue, spoke in support of the proposed Ordinance.
15. Danielle Micklitsch, 2373 West Vina Del Mar Boulevard, spoke in support of the proposed Ordinance.
16. LouAnne Koch, 5371 DeSoto Parkway, Sarasota, FL, spoke in support of the proposed Ordinance.
17. Rebecca Williams, 12802 Easy Street, Tampa, FL, spoke in support of the proposed Ordinance.
18. Lori Gurley, 404 28th Street West, Palmetto, FL, spoke in support of the proposed Ordinance.
19. Cynthia Kahn, 7834 Pine Trace Drive, spoke in support of the proposed Ordinance.
20. Rylee Barr, 5434 6th Avenue North, spoke in support of the proposed Ordinance.
21. Stewart David, 404 Harbor Drive South, Venice, FL, spoke in support of the proposed Ordinance.
22. Michele Lazarow, 2621 NE 10th Street, Hollandale, FL, spoke in support of the proposed Ordinance.
23. Karen Ankerstar, 2651 Datura Street, Sarasota, FL, spoke in support of the proposed Ordinance.
24. Cheryl Singleton, 6177 Sun Boulevard #305, spoke in support of the proposed Ordinance.
25. Leda Mullendore, 101 South 12th Street #316, spoke in support of the proposed Ordinance.
26. Dana Ankerstar, 2652 Datura Street, Sarasota, FL, spoke in support of the proposed Ordinance.
27. Susan Golden, 5701 16th Street, spoke in support of the proposed Ordinance.
28. Max Kennedy, 10289 Ulmerton Road, Largo, FL, spoke in opposition to the proposed Ordinance.

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Councilmember Nurse moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 235-H, entitled:

PROPOSED ORDINANCE NO. 235-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA CREATING A NEW SECTION 4-9, REGULATION OF DOG AND CAT SALES; CREATING DEFINITIONS OF PET STORE, RESCUE OR HUMANE ORGANIZATION, AND RETAIL SALES; BANNING THE SALE OF DOGS AND CATS IN PET STORES UNLESS THEY COME FROM RESCUE OR HUMANE ORGANIZATIONS; CREATING RESTRICTIONS ON THE AGE AND HEALTH OF DOGS AND CATS SOLD IN PET STORES; REGULATING THE DISPLAY OF DOGS AND CATS IN PET STORES; AND PROVIDING AN EFFECTIVE DATE.

be adopted on final reading.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Energy, Natural Resources and Sustainability Committee the Climate Action Plan to work out the details of the plan and a proposed budget to bring back to the Budget, Finance and Taxation Committee.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Budget, Finance and Taxation Committee report, Chair Foster asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Lucinda Johnston, 348 11th Avenue NE, spoke in support of the proposed resolution.
2. David McKalip, 1955 1st Avenue North #181, spoke in opposition to the proposed resolution.
3. Howard Johnston, 348 11th Avenue NE, spoke in support of the proposed resolution.
4. Emily Gorman, 5318 6th Street South, spoke in support of the proposed resolution.

5. Tim Martin, 2126 3rd Avenue North, spoke in support of the proposed resolution.
6. Cathy Harrelson, 1527 5th Street North #B2, spoke in support of the proposed resolution.
7. Jennifer Rubiello, 3727 38th Avenue North, spoke in support of the proposed resolution.

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

2016-339 A RESOLUTION APPROVING THE RECOMMENDATION OF THE BUDGET, FINANCE AND TAXATION COMMITTEE TO RESERVE \$1,000,000 OF THE BP SETTLEMENT FUNDS TO DEVELOP AND ESTABLISH A CLIMATE ACTION AND RESILIENCY PLAN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Nurse. Rice. Wheeler-Bowman. Nays. Kornell. Montanari. Absent. None.

Councilmember Kennedy 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 the Council refer to the Public Services and Infrastructure Committee a report on the regional chiller.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

Councilmember Rice moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the July 14th, 2016 Budget, Finance and Taxation Committee report presented by Councilmember James R. Kennedy, Jr.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman. Nays. None. Absent. None.

In connection with the Youth Services Committee report presented by Council Chair Foster, Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

2016-340 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA EXPRESSING SUPPORT OF THE CITY OF ST. PETERSBURG CAREER ACADEMY AT GIBBS HIGH SCHOOL, AN

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EDUCATION AND WORKFORCE DEVELOPMENT PROGRAM; AND
PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

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

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the July 14th, 2016 Youth Services Committee report presented by Council Chair Foster.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

In connection with the Committee of the Whole: Albert Whitted Wastewater Treatment report presented by Council Chair Foster, Councilmember Gerdes moved with the second of Councilmember Kennedy that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council move forward with the recommendation of the Committee of the Whole with the selection of Option #1: Continue Wet Weather Storage at the Albert Whitted Wastewater Reclamation Facility.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

Councilmember Rice moved with the second of Councilmember Wheeler-Brown that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council receive and file the July 14th, 2016 Committee of the Whole: Albert Whitted Wastewater Reclamation Facility presented by Council Chair Foster.

Roll Call. Ayes. Foster. Gerdes. Kennedy. Kornell. Montanari. Nurse. Rice. Wheeler-Bowman.
Nays. None. Absent. None.

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CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A
July 21, 2016**

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2016-317
1. Accepting a proposal from Personnel Solutions Plus, LLC for temporary staffing services at an estimated annual cost of \$700,000.
 2. ~~Awarding a contract to Frederick Derr & Co., Inc. in the amount of \$1,278,646.00 for the construction of the Grand Central Streetscape Improvements and Water Main Replacement, (Engineering Project Nos. 14064-119 and 16030-111). [MOVED TO REPORTS AS F-7]~~
- 2016-318
3. Executing a new agreement with Bayfront HMA Wellness Center LLC ('Bayfront') to provide quality health care and wellness services to city employees and eligible retirees and dependents at an estimated annual base cost of \$793,100 (plus annual pass-through costs*).

CONSENT AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B July 21, 2016

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2016-319 1. Awarding a contract to Eveland Brothers, Inc. in the amount of \$220,867.58 for the Boyd Hill Preserve Boardwalk Replacement Project (15102); approving a supplemental appropriation in the amount of \$170,000 from the unappropriated fund balance of the Recreation and Culture Capital Improvement Fund (3029), to the Boyd Hill Preserve Boardwalk Replacement Project (Engineering/CID Project No. 16205-017, Oracle Project No. 15102); and providing an effective date.
- 2016-320 2. Awarding a Blanket Purchase Agreement to Pinellas County Schools Food Service for the after school snack program for the Parks & Recreation Department at an estimated annual cost of \$168,720.
- 2016-321 3. Renewing Blanket Purchase Agreements with Ram Tool & Supply, Fastenal Company, and Bert Lowe Supply Company for industrial supplies at an annual cost not to exceed \$145,000.
- 2016-322 4. Renewing Blanket Purchase Agreements for electrical supplies with Mayer Electric Supply Company, Inc., Rexel Inc., and Electric Supply of Tampa, Inc. at estimated annual cost of \$125,000.
- 2016-323 5. A Resolution approving a Maintenance Memorandum of Agreement between the City of St. Petersburg, Florida (City) and Pinellas County (County) for the City to maintain the painted coating of dynamic message sign structures installed by the County on certain corridors within the City; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; and providing an effective date.
- 2016-324 6. A Resolution waiving the requirements of paragraph 5 of Resolution No. 2010-430; and authorizing the Mayor, or his Designee, to execute a seventeen (17) month License Agreement with the Arts Center Association, Inc. d/b/a Morean Arts Center, to display the glass artwork titled Carnival Persian Set, 2000 within the Mayor's Office reception area located in City Hall, for a use fee of \$100.00 for the entire term.

7/21/16

- 2016-325 7. Appointing David Punzak as a Special Magistrate to exercise the powers of a Municipal Code Enforcement Board as provided in Chapter 162, Florida Statutes, and in accordance with Chapter 9 of the St. Petersburg City Code.
- 2016-326 8. A resolution approving the assignment of the Lease Agreement between the City of St. Petersburg and Exelis Inc. to Harris Corporation for space in, on and around the Air Traffic Control Tower at Albert Whitted Airport to maintain and operate aviation surveillance and guidance system equipment. (Requires affirmative vote of at least six (6) members of City Council).
- 2016-327 9. Authorizing the Mayor or his designee to accept a stipend from the Home Fire Sprinkler Coalition (HFSC) in the amount of \$1,500 for the specific purpose of creating a home fire sprinkler education program and to implement a local home fire sprinkler demonstration event, and to execute all documents necessary to effectuate this transaction.
- 2016-328 10. Approving a supplemental appropriation in the amount of \$67,000 from the unappropriated balance of the Law Enforcement Fund (1023), to the Police Department, Federal Justice Forfeiture Division (140-2858) to obtain a 3D Forensic Laser Scanner and related equipment; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction.

There being no further business, Chair Foster adjourned the meeting at 9:08 p.m.

Amy Foster, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

ST. PETERSBURG CITY COUNCIL

Meeting of August 25, 2016

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

SUBJECT A Resolution by City Council, confirming the appointment of Mr. Corey D. Givens, Jr. to the Citizen Advisory Committee of the South St. Petersburg Community Redevelopment Area.

RECOMMENDATION Administration recommends City Council approve the attached Resolution.

INTRODUCTION

On June 3, 2014, the City of St. Petersburg City Council and Pinellas County signed an Interlocal Agreement, which established the purpose, scope, mutual duties of the City and County, governance structure and funding mechanisms for the South St. Petersburg Community Redevelopment Area (CRA). Among other items, the Interlocal Agreement called for the creation of a "Citizen Advisory Committee" (CAC) to the CRA that would advise the South St. Petersburg Community Redevelopment Agency on the forthcoming community redevelopment plan, any amendments thereto and on issues and policies within the CRA.

The CAC is comprised of nine (9) residents, business and/or property owners, and other stakeholders from within the CRA's geographic boundary. The Mayor appoints six (6) members of the CAC, while the Board of County Commissioners appoints three (3) members. After providing a month-long application period for interested members of the public in June 2016, Mayor Kriseman has selected Mr. Givens to replace Dr. Yvonne Scruggs-Leftwich, who resigned in May 2016. His first term will end on January 31, 2019, and he will be able to serve two more full terms.

RECOMMENDATION

Administration recommends City Council approve the attached Resolution.

Attachment: Resolution

Res. 2016-____

A RESOLUTION CONFIRMING THE APPOINTMENT
OF MR. COREY GIVENS, JR. TO THE CITIZEN
ADVISORY COMMITTEE FOR THE SOUTH ST.
PETERSBURG COMMUNITY REDEVELOPMENT
AREA; 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 Mr. Corey D. Givens, Jr. to the Citizen Advisory Committee for the South St. Petersburg Community Redevelopment Area with a date ending January 31, 2019, for his first term of service.

BE IT FURTHER RESOLVED that Mr. Givens is eligible to serve an additional two full three-year terms.

This resolution shall become effective immediately upon its adoption.

Approved as to form and content



City Attorney or Designee

ST. PETERSBURG CITY COUNCIL

**Consent Agenda
Meeting of August 25, 2016**

TO: City Council Chair & Members of City Council

SUBJECT: Approving the transfer of unencumbered appropriations in the City Facilities Capital Improvement Fund (3031) in the amount of \$50,000 from the Infrastructure To Be Determined FY16 Project (15118), to the Security Equipment Upgrade Project (TBD).

EXPLANATION:

The funds will be used to provide upgrades to the security equipment at City Hall and the Municipal Services Center.

COST/FUNDING INFORMATION:

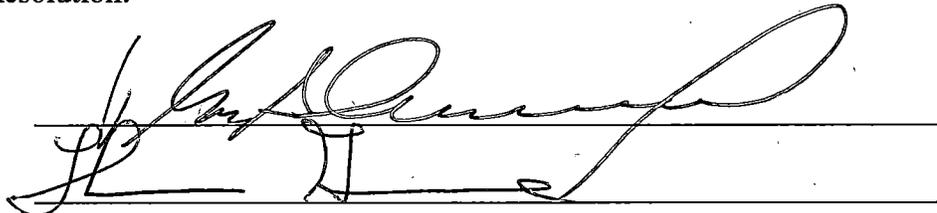
Funds have been previously appropriated in the City Facilities Capital Improvement Fund (3031), Infrastructure To Be Determined FY16 Project (15118). A transfer of unencumbered appropriation in the amount of \$50,000 to the Central Security Equipment Upgrade Project (TBD) is required.

ATTACHMENTS: Resolution.

APPROVALS:

Administrative

Budget



A handwritten signature in black ink is written over two horizontal lines. The signature is cursive and appears to be 'J. [unclear]'. The lines are positioned to the right of the 'Administrative' and 'Budget' labels.

Resolution No. ____

A RESOLUTION TRANSFERRING AN UNENCUMBERED APPROPRIATION IN THE AMOUNT OF \$50,000 FROM THE INFRASTRUCTURE TO BE DETERMINED FY16 PROJECT (15118) IN THE CITY FACILITIES CAPITAL IMPROVEMENT FUND (3031) TO THE SECURITY EQUIPMENT UPGRADE PROJECT (TBD) AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City is continually evaluating the needs of facilities to adequately protect persons and property; and

WHEREAS, fifty thousand dollars (\$50,000) previously designated in the Infrastructure To Be Determined Project (15118) can be transferred to the Security Equipment Upgrade Project (TBD) to provide funding for upgrades to security equipment at City Hall and the Municipal Services Center.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the following transfer of an unencumbered appropriation in the amount of \$50,000 from the Infrastructure To Be Determined FY 16 Project (15118) in the City Facilities Capital Improvement Fund (3031) to the Security Equipment Upgrade Project (TBD) is hereby approved:

Infrastructure To Be Determined FY16 (15118)

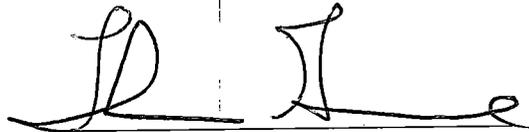
Transfer To: Security Equipment Upgrade Project (TBD) \$50,000

This Resolution shall become effective immediately upon adoption.

Approved as to form and content:



City Attorney (designee)



Budget