

**CITY OF PINELLAS PARK, FLORIDA
CITY COUNCIL AGENDA
JANUARY 24, 2008**

**CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE**

I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

SERVICE AWARDS — City Employees

MAYOR'S CHOICE AWARDS — PAINTINGS

SPECIAL PRESENTATION — CHECK

Jerry Mullins from the Historical Society will present a check to Jerry Garner from People Helping People (Historical Society hosted an open house and car show in November to raise money for People Helping People)

II. PUBLIC COMMENT AND CORRESPONDENCE

CITIZENS COMMENTS ARE INVITED ON ITEMS OR CONCERNS NOT ALREADY SCHEDULED ON TONIGHT'S AGENDA. PLEASE LIMIT COMMENTS TO THREE MINUTES.

AT THIS TIME STAFF MEMBERS WILL BE SWORN IN IF THERE ARE ITEMS THAT ARE QUASI-JUDICIAL

III. APPROVAL OF MINUTES

Approval of Regular Council Minutes of January 10, 2008.

IV. PUBLIC HEARINGS

◆ **COMMUNITY DEVELOPMENT**

P1 ORDINANCE NO. 3600. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF VACANT LAND GENERALLY LOCATED AT 6148 105TH AVENUE NORTH (DOUGLAS JAMES AX07-57)

SECOND PUBLIC HEARING, SECOND AND FINAL READING

NOTE: This is a voluntary annexation of 0.15 acres MOL of vacant residential property. The Owner plans to construct a single-family home, a privacy fence and place a shed on the lot. The property is located in the Northfield Manor Subdivision.

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P1 (reference material — ordinance, petition, map, Attorney approval letter, *P6 on 1/10/2008 Council agenda*)

P2 **ORDINANCE NO. 3599. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6021 108TH AVENUE NORTH - (PAUL AND ELISA HUGHES – AX07- 66)**

SECOND PUBLIC HEARING, SECOND AND FINAL READING

NOTE: This is a voluntary annexation of 0.14 acres MOL of contiguous residential property. The owners' single family home is located on this site in the Greentree Manor 1st Addition Subdivision.

(reference material — ordinance, petition, map, Attorney approval letter, *P7 on 1/10/2008 Council agenda*)

P3 **AUTHORIZATION FOR MAYOR TO SIGN ANNEXATION AGREEMENT WITH ROBERT J. RAY (AX07-56) — Annexation of 0.25 acres MOL located at 5685 109th Avenue North**

PUBLIC HEARING – (QUASI-JUDICIAL)

NOTE: This is a voluntary annexation of 0.25 acres MOL of contiguous residential property located at 5685 109th Avenue North. The Owner plans to construct a single-family home on the lot and enclose the existing storage shed, creating a masonry structure. Frank A. Cleaton, Jr., P.E. has certified, and acknowledged in writing, that the existing shed was designed and constructed in accordance with the requirements of the 2004 Florida Building Code. This annexation agreement and supporting documentation is being placed into the official record.

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Robert J. Ray 5685 109 th Avenue N.	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$865.85	\$0.00	\$3,000.00
The Annexation Agreement special provisions are: <ul style="list-style-type: none">◆ As a part of the consideration of this Agreement, the City shall grant a variance for the existing storage shed (14 X 30 X 14), in it's present location since 1999, from the City's fifteen (15) foot rear setback requirement and the City's six (6) foot side setback requirement, to allow a one (1) foot setback along the north property line, and a two (2) foot setback along the west property line, for the shed only. The City shall allow the Owner to enclose the existing storage shed, creating a masonry structure, maintaining the current dimensions and setbacks, within twelve (12) months from the date of execution of this Agreement. Said building structure shall be completed in strict accordance with the Florida Building Code and all of the City's applicable land development regulations. The Owner's property is, and will remain, as long as the storage shed exists, enclosed with a six (6) foot privacy fence on all sides other than the front yard.◆ For a period of twelve (12) months the City shall waive all City land development fees, applicable for only the construction of a single-family home on the Property, estimated to be, and not to exceed, Three Thousand Dollars (\$3,000.00).			

ACTION: (Approve - Deny) Authorization for Mayor to sign an Annexation Agreement with Robert J. Ray for annexation of 0.25 acres MOL located at 5685 109th Avenue North.

(reference material — agreement, petition, data sheet, comment sheet, revenue sheet, map, Attorney approval letter)

P4 ORDINANCE NO. 3603. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 5685 109TH AVENUE NORTH (ROBERT J. RAY AX07- 56)

FIRST READING, FIRST PUBLIC HEARING – (QUASI-JUDICIAL)

NOTE: This is a voluntary annexation of 0.25 acres MOL of contiguous residential property located at 5685 109th Avenue North. The Owner plans to construct a single-family home on the lot and enclose the existing storage shed, creating a masonry structure. This annexation ordinance and supporting documentation is being placed into the official record.

(reference material — ordinance, petition, map, Attorney approval letter)

- P5 ORDINANCE NO. 3601. AN ORDINANCE AMENDING THE LAND USE PLAN MAP FOR THE CITY OF PINELLAS PARK BY PROVIDING FOR A CHANGE IN THE LAND USE FROM RESIDENTIAL URBAN (RU) TO INSTITUTIONAL (I) ON A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 8021 60TH STREET. (LUPA 2008-1 – Farrell Homes Inc./Rick Hermanns – Veritas Preparatory Academy)**

**PUBLIC HEARING, SECOND AND FINAL READING
(QUASI-JUDICIAL))**

NOTE: The applicant is requesting approval of a Land Use Plan Map Amendment from Residential Urban (RU) to Institutional (I), or a land use designation of lesser intensity as identified in the City's adopted Comprehensive Plan for a 6.507 acre parcel of land generally located at 8021 60th Street. The applicant proposes development of an "Educational Facility," which is the subject of a concurrent application for a Conditional Use. The Land Use Plan Map Amendment is required as public/semi-public uses in the Residential Urban (RU) Land Use Plan Map Designation may not exceed five acres in size according to the Countywide Plan Rules. Concurrent with the Land Use Plan Map Amendment the City is processing companion cases for the Rezoning and Conditional Use/Preliminary Site Plan review. Subject to any matters that may be discussed at the hearing, staff has not identified any inconsistencies with the Comprehensive Plan. The proposal should have no adverse effect on adopted levels of service for City infrastructure. The abutting Land Use Plan Map categories are: to the north, Residential Urban; to the south and east, Residential Urban and Preservation; and to the west, Residential Low Medium. At their meeting of December 6, 2007, the Planning and Zoning Commission recommended approval of the application.

(reference material — ordinance, City Attorney approval letter, excerpts of P&Z minutes of the December 6, 2007 meeting, staff report, application, and maps, *C4 on 1/10/2008 Council agenda*)

- P6 ORDINANCE NO. 3602. AN ORDINANCE AMENDING CHAPTER 18, SECTION 18-1503.3, LAND DEVELOPMENT CODE OF THE CITY OF PINELLAS PARK CODE OF ORDINANCES AND CITY ZONING MAP BY REZONING A CERTAIN PARCEL OF LAND FROM "R-2" SINGLE FAMILY RESIDENTIAL DISTRICT WITH AN "RPUD" RESIDENTIAL PLANNED UNIT DEVELOPMENT OVERLAY TO "P" PUBLIC DISTRICT FOR A PARCEL OF LAND GENERALLY LOCATED AT 8021 60TH STREET. (Z 2008-2 - Farrell Homes Inc./Rick Hermanns – Veritas Preparatory Academy)**

**PUBLIC HEARING, SECOND AND FINAL READING
(QUASI-JUDICIAL)**

NOTE: The applicant is requesting a rezoning from "R-2" Single Family Residential District with an "RPUD" Residential Planned Unit Development

- P6** Overlay to “P” Public District or a zoning classification of a lesser intensity as identified by Chapter 18, Land Development Code, of the City of Pinellas Park, Code of Ordinances for a 6.507 acre parcel of land generally located at 8021 60th Street. Concurrent with the rezoning, the City is processing companion cases for the Land Use Plan Map Amendment and Conditional Use/Preliminary Site Plan review. The Rezoning is required as part of the Land Use Plan Map Amendment to maintain consistency with the land use. The proposed rezoning is to provide for the potential development of a public/semi-public use, an “Educational Facility.” Subject to any matters that may be discussed at this hearing, staff has not identified any inconsistencies with the Comprehensive Plan. The proposal should not lower adopted levels of service for City infrastructure. At their meeting of December 6, 2007, the Planning and Zoning Commission recommended APPROVAL of the rezoning based on the “Responses of Relevant Considerations for Rezoning.” The Relevant Considerations found that:

1. The rezoning is consistent with the City’s Comprehensive Plan Policies.
2. The rezoning would not adversely affect the neighborhood.

The abutting Zoning Districts are: to the north, south and east, “R-1” Single Family Residential District; and to the west, “T-1” Mobile Home Subdivision District.

(reference material — ordinance, Attorney approval letter, excerpts of P&Z minutes of the December 6, 2007 meeting, staff report, application, map, *C5 on 1/10/2008 Council agenda*)

- P7** CONSIDERATION OF A CONDITIONAL USE FOR THE ESTABLISHMENT OF AN “EDUCATIONAL INSTITUTION (ELEMENTARY, MIDDLE AND SENIOR)” IN THE “P” PUBLIC ZONING DISTRICT WITH A WAIVER TO THE CONDITIONAL USE REQUIREMENT FOR MINIMUM LOT AREA AND A REQUEST FOR A WAIVER TO SECTION 18-1507.16 “MEASUREMENT OF YARD SETBACKS ON LOTS ADJACENT TO RIGHTS-OF-WAY OF INSUFFICIENT WIDTH” TO MEASURE THE FRONT YARD SETBACK FROM THE PROPERTY LINE ABUTTING 60TH STREET AND 82ND AVENUE AND NOT THE ULTIMATE RIGHT-OF-WAY LINE FOR A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 8021 60TH STREET. (CU 2008-1/MS 2008-8 - Farrell Homes Inc./Rick Hermanns – Veritas Preparatory Academy)

PUBLIC HEARING (QUASI-JUDICIAL)

NOTE: The applicant is requesting consideration of a Conditional Use, to establish an “Educational Institution (elementary, middle and senior),” in the “P” Public Zoning District on a 6.507 acre parcel of land generally located at 8021 60th Street. The applicant is requesting a waiver to the minimum lot size of seven acres. Additionally, a waiver to Section 18-1507.16 “Measurement of Yard Setbacks on Lots Adjacent to Rights-of-Way of Insufficient Width” is being requested to allow measurement of the front yard setbacks from the property lines

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- P7** abutting 60th Street and 82nd Avenue and not the ultimate right-of-way lines. Measurement of the setbacks would be ten feet into the property based on an 80-foot-wide collector. The applicant proposes a small addition to the existing building and additional parking areas. Two playing fields are also proposed adjacent to the east property line. Surrounding land uses are: to the north, single family dwellings; to the south and east, single family dwellings and drainage Channel 1B-5; and to the west, mobile homes. Subject to any matters that may be discussed at the hearing, staff has not identified any inconsistencies with the Comprehensive Plan. The proposal should have no adverse effect on adopted levels of service for City infrastructure. At its meeting on December 6, 2007, the Planning and Zoning Commission recommended approval of the above request subject to conditions.

ACTION: (Approve – Deny) A request to approve a Conditional Use to establish an “Educational Institution (elementary, middle, and senior)” in the “P” Public Zoning District with a waiver to the Conditional Use requirement for minimum lot area and a request for a waiver to Section 18-1507.16 “Measurement of Yard Setbacks on Lots Adjacent to Rights-of-Way of Insufficient Width” to measure the front yard setback from the property line abutting 60th Street and 82nd Avenue and not the ultimate right-of-way line, for a property generally located at 8021 60th Street, based on the staff report and the criteria found in Section 18-1509.5(B) & (C) with the following conditions:

1. The maximum capacity of the private school shall be 350 students for all grades combined.
2. All perimeter fences shall be repaired or replaced as needed to include the extension of the northerly fence all the way out to the 60th Street right-of-way.
3. The lights on the sports field shall be turned off no later than 9:00 pm.
4. The light fixtures shall use deflectors to prevent extraneous light from disturbing adjacent residential areas.
5. The Conditional Use shall not be in effect until the expiration of the appeal period for Land Use Plan Map Amendment, LUPA 2008-1.

(reference material — staff report, excerpts of P&Z minutes of the December 6, 2007 meeting, application, site map, and site plan)

- P8** **CONSIDERATION OF A REQUEST TO ALLOW AN “INDOOR RECREATIONAL ESTABLISHMENT” A CONDITIONAL USE IN THE “M-1” LIGHT INDUSTRIAL ZONING DISTRICT WITH A WAIVER TO THE CONDITIONAL USE REQUIREMENT THAT THE PROPERTY MUST HAVE FRONTAGE ON AN ARTERIAL ROAD AND A VARIANCE TO PARKING FROM 104 SPACES TO 42 SPACES, FOR A PROPERTY GENERALLY LOCATED AT 3040 GANDY BOULEVARD.**
(CU 2008-5/BOA 2008-16 Taco Properties/Chris Giebner)

PUBLIC HEARING (QUASI-JUDICIAL)

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P8 NOTE: The applicant is requesting consideration to allow an “Indoor Recreational Establishment” in the “M-1” Light Industrial Zoning District on a 1.75 acre parcel of land generally located at 3040 Gandy Boulevard, to permit the development of an indoor basketball court and soccer field for Tampa Bay Club Sport, a private, social, league sport, organization. The parcel is currently developed with a 24,250 square foot industrial building and this new use will only require interior remodeling. The applicant is also requesting a waiver to the Conditional Use requirement that the property shall have frontage on an arterial roadway as well as a variance to required parking from 104 spaces to 42 spaces. Parking requirements are based on full occupancy for indoor recreation establishments, meaning a space is required for each 45 square feet of floor area. This ratio typically overstates actual parking space needs by assuming one patron for every 15 square feet of floor area. Based on the applicant’s calculations for this site, the total number of parking spaces required would be 38 spaces with both fields active at the same time. The parcel fronts the Gandy Boulevard Frontage Road which is a service road that serves only eight properties and is a dead end. It functions similar to a private drive than a public right-of-way. Subject to any matters that may be discussed at the hearing, staff has not identified any inconsistencies with the Comprehensive Plan. The proposal should have no adverse effect on adopted levels of service for City infrastructure. The surrounding uses consist of: to the north, Gateway Center Business Park; to the south, PPWMD drainage canal; to the east, JSI Marine Superstore and Doyle Ploch Sailmakers; to the west, Harberson RV sales.

ACTION: (Approve – Deny) A Conditional Use request to allow an “Indoor Recreational Establishment” in the “M-1” Light Industrial Zoning District on a parcel of land generally located at 3040 Gandy Boulevard, with a waiver to the Conditional Use requirement that the property shall have frontage on an arterial roadway and a variance to required parking from 104 spaces to 42 spaces, based on the staff report and the criteria found in Section 18-1509.4(B) & (C).

(reference material — staff report, application, map, and site plan)

- P9 ORDINANCE NO. 3605. AN ORDINANCE OF THE CITY OF PINELLAS PARK PERTAINING TO THE CITY'S "TREE BANK" AMENDING CHAPTER 18 (LAND DEVELOPMENT CODE), ARTICLE 4, "ENVIRONMENTAL HABITAT PRESERVATION AND ENHANCEMENT", OF THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING SECTION 18-402, "DEFINITIONS", TO AMEND THE DEFINITION OF "TREE BANK" TO INCLUDE THE COSTS OF LANDSCAPING MATERIALS AND LANDSCAPE INSTALLATION AS RECOVERABLE COSTS WHEN APPROVING WAIVERS PURSUANT TO ARTICLE 18-1512 "LANDSCAPING REGULATIONS"; BY AMENDING SECTION 18-1408 "RELOCATON OR REPLACEMENT"; BY AMENDING SUBSECTION 18-415 "PROCESSING OF VIOLATIONS AND ENFORCEMENT" PROVIDING FURTHER CLARIFICATION THAT FUNDS DEPOSITED INTO THE TREE BANK ACCOUNT MAY BE EXPENDED FOR PLANTINGS ON BOTH PUBLIC OR PRIVATE PROPERTY WITHIN THE CITY; BY AMENDING ARTICLE 15, "ZONING", SECTION 18-1512 "LANDSCAPING REGULATIONS", SUBSECTION 18-1512.10(C) "WAIVERS", TO INCLUDE THE COSTS OF LANDSCAPING MATERIALS AND LANDSCAPE INSTALLATION AS RECOVERABLE COSTS WHEN APPROVING WAIVERS PURSUANT TO SAID SUBSECTION; PROVIDING FOR CERTIFICATION BY THE CITY COUNCIL THAT THIS ORDINANCE IS IN CONFORMANCE WITH THE COMPREHENSIVE PLAN; PROVIDING FOR THE INCLUSION OF SUCH AMENDED ORDINANCE IN THE LAND DEVELOPMENT CODE; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR AN EFFECTIVE DATE. (LDC 2007-11)**

PUBLIC HEARING, SECOND AND FINAL READING

NOTE: City Council approved Ordinance No. 3564, amending Article 4, Environmental Habitat Preservation and Article 15, Section 18-1512.10 Landscape Waivers to recapture the lost value of trees and shrubs due to the approval of landscape waivers. At the direction of Council, staff has prepared an amendment to add in the costs of ground cover, planting supplies and installation (labor) in addition to the cost of trees and shrubs that a developer would be required to pay into the Tree Bank Account when requesting waivers to the landscape regulations. At its meeting of December 6, 2007, the Planning and Zoning Commission recommended APPROVAL of the proposed amendment.

(reference material — ordinance, Attorney approval letter, excerpts from the P&Z minutes of 12/6/07 meeting, C6 on 1/10/2008 Council agenda)

V. CONSENT AGENDA

◆ CITY CLERK

- C1 ORDINANCE NO. 3606. AN ORDINANCE AMENDING CHAPTER 8 “ELECTIONS” OF THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA BY AMENDING ARTICLE I – “DEFINITIONS; VOTER REGISTRATION” BY AMENDING SECTION 8-102 “DEFINITIONS” BY AMENDING THE DEFINITION OF “CANVASSING BOARD”; BY AMENDING ARTICLE V “CANVASSING; PROTESTING AND CONTESTS”, SECTION 8-501 “CANVASSING BOARD”, SUBSECTION (A); PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; PROVIDING FOR THE INCLUSION OF SUCH AMENDED ORDINANCE IN THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE.**

FIRST READING PRIOR TO PUBLIC HEARING

NOTE: This ordinance will amend the definition of “Canvassing Board” in Chapter 8 “Elections”, Sections 8-102 and 8-501(A) to allow City Council to designate the Pinellas County Supervisor of Elections as the Canvassing Board for any City Election.

(reference material — proposed ordinance)

◆ CITY COUNCIL

- C2 RESOLUTION NO. 08-05. A RESOLUTION OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, ADOPTING A POLICY STATEMENT REGARDING THE COLLECTION AND USE OF SOCIAL SECURITY NUMBERS REQUIRED FOR THE CONDUCT OF PUBLIC BUSINESS.**

FIRST AND FINAL READING

NOTE: Effective October 1, 2007, the Florida Legislature adopted new requirements relating to the collection and dissemination of Social Security numbers by all agencies in Florida. All agencies are required to adopt a written Social Security number collection policy, which must be provided to an individual when an agency collects their social security number. A report must be filed with the Executive Office of the Governor, the President of the Senate and the Speaker of the House of Representatives by January 1 of each year. This report will identify all commercial entities that have required Social Security numbers during the preceding calendar year and the specific purpose or purposes stated by each commercial entity regarding its need for Social Security numbers. If no requests are made, the agency shall so indicate on the report. This report will be filed by the City Clerk.

C2 (reference material — resolution and memo from Florida League of Cities)

◆ POLICE

**C3 AUTHORIZATION FOR EQUIPMENT PURCHASE FROM
CONFISCATED PROPERTY FUND.**

NOTE: Chief Thomas is requesting to purchase through our confiscated property fund six (6) new lasers used for traffic enforcement. This equipment will be purchased from Kustom Signals, Inc, 9325 Pflumm, Lenexa, Kansas for \$15,366.

ACTION: (APPROVE-DENY) Authorization to purchase six (6) new lasers from Kustom Signals, Inc at a cost of \$15,366 that will be appropriated from the Confiscated Property Fund Balance to Confiscated Property Fund Operating Account 104-212-5-622-15.

(reference material — memo from Sgt. Tracey Schofield, quotation)

◆ COMMUNITY ACTIVITIES

**C4 AUTHORIZATION FOR THE MAYOR TO ENTER INTO A HOSTING
AGREEMENT WITH GIS INFORMATION SYSTEMS, INC. D/B/A
POLARIS LIBRARY SYSTEMS AND AUTHORIZATION TO
PURCHASE DELL WORKSTATION COMPUTERS**

NOTE: Authorization for the Mayor to enter into a hosting agreement with GIS Information Systems, Inc. (103 Commerce Boulevard, Liverpool, New York) to provide a computerized system of hardware, software and related services for the Pinellas Park Public Library. The agreement, without the cost figures, has been reviewed by the City Attorney and approved as to form and concept. This also authorizes the Mayor to purchase computer hardware equipment from Dell Corporation (One Dell Way, Round Rock, Texas 78682) under Florida State contract #250-003-03-1 in the amount of \$24,088.96 for nineteen (19) computers to provide the necessary workstations for the implementation of the Library's new automated library system.

The member libraries of the Pinellas Public Library Cooperative (PPLC) over the last two years met with various automation system vendors and issued an RFP in an effort to obtain one new system for all of the libraries in the county. Polaris Integrated Library System was selected by the library directors for PPLC. The PPLC Board approved this action on September 25, 2007 and entered into a Master Agreement with Polaris Integrated Library System on October 26, 2007. Currently St. Petersburg Public Library System and the Clearwater Public Library are Polaris clients and will be coming on board with the Pinellas Park Public Library, Palm Harbor Public Library and East Lake Community Library in the first phase of libraries. The remaining PPLC libraries will come online in the second tier phase scheduled later this year.

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- C4** This expenditure in the amount of \$63,669 to Polaris Library System and \$24,088.96 for nineteen (19) computers to Dell for a total cost of \$87,757.96 is to be charged to Acct# 501-851-5-621-08 from the 2007 Capital Improvement Program which will be carried forward. The amount budgeted is \$110,000.

ACTION: (Approve – Deny) Authorization to enter into an hosting agreement with Polaris Library Systems (Liverpool, New York) and purchase nineteen (19) computers from Dell Corporation (Round Rock, Texas) under Florida State contract #250-000-03-1 at a total cost of \$87,757.96 to be charged to the appropriate account.

(reference material — host agreement, copy of Pinellas Public Library Cooperative master agreement, attorney’s letter, risk management memo, time implementation schedule, price quote from Dell, memo from Purchasing)

◆ **PUBLIC WORKS**

- C5** **CHANGE ORDER NO. 1 AND FINAL PAYMENT FOR PROJECT 07/008, 2006/2007 SIDEWALK/RAMP PROGRAM AND COMMUNITY REDEVELOPMENT AREA SIDEWALK PROGRAM– Central Florida Contractors, Inc.**

NOTE: Change Order No. 1 is recommended for approval so that the final payment can be processed and the contract closed out. The decrease in the contract amount represents a decrease of the original contract amount by 8%. The accounts to be reduced will be 301-481-5-736-18 for \$7,649.55 and 301-481-5-736-00 for \$13,261.00. The final contract amount is \$20,910.55 under the original contract amount. (Sidewalk Program \$7,649.55 and CDBG Sidewalks \$13,261.00).

ACTION: (Approve - Deny) Authorization for approval and acceptance of Change Order No. 1, Project 07/008, 06/07 Sidewalk Construction Program, a decrease in the contract amount of \$20,910.55, for a total adjusted contract amount of \$234,849.70 and authorization for final payment of \$25,491.97 to Central Florida Contractors, Inc. to be charged to the appropriate account.

(reference material — change order, final invoice)

- C6** **AWARD OF BID 08/009 – 2007/2008 SIDEWALK/RAMP PROGRAM AND COMMUNITY REDEVELOPMENT AREA SIDEWALK PROGRAM – Central Florida Contractors, Inc.**

NOTE: Bids were legally advertised and bid invitations were mailed to 328 prospective bidders. Ten (10) bids were received with Central Florida Contractors, Inc. (P. O. Box 3987, Seminole, FL 33775) being the low bidder with a bid submittal of \$205,784.90. The amount budgeted for this project is \$350,000 (pg. 403 & 404 of the FY 07/08 adopted budget). \$100,000 is budgeted for the 2007/08 Sidewalk/Ramp (Part A) Program and \$250,000 is budgeted for

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- C6** the CDBG Sidewalk Program (Part B & C). This project will be charged to account 301-481-5-736-18 and 301-481-5-736-00. The 2007/2008 Sidewalk/Ramp Program (Part A) included a bid submittal amount of \$51,876.50. Additional sidewalk segments will be added to utilize the entire budgeted amount of \$100,000 and take advantage of the favorable bid costs. The 59th St. CSX Crossing (Part D) was an optional bid item and will not be awarded at this time. The 59th St. sidewalk crossing at CSX Railroad will be constructed at a later date subsequent to completion of the railroad crossing by CSX Transportation, Inc. Funding for the Community Redevelopment Area Sidewalk Program is provided through Community Development Block Grants and Tax Increment Financing.

ACTION: (Approve-Deny) Authorization to award Bid 08/009 for the 2007/2008 Sidewalk/Ramp and Community Redevelopment Area Sidewalk Program to Central Florida Contractors, Inc., Seminole, FL, in the amount of \$205,784.90 to be charged to the appropriate accounts.

(reference material — bidder's list, bid book available for review)

- C7** **AUTHORIZATION FOR MAYOR TO SIGN A CONSTRUCTION AGREEMENT WITH CSX TRANSPORTATION, INC. – For New Timber Crossing for Sidewalk on 59th Street.**

NOTE: This authorizes the Mayor to sign a Construction Agreement with CSX Transportation, Inc. for installation of new timber and asphalt sidewalk on 59th Street. Sidewalk improvements are scheduled on 59th Street to link this crossing and provide a safe pedestrian pathway between the Pinellas Park Senior Center and Park Station. This Agreement has been reviewed by the City Attorney and Risk Management Department. The total cost of the CSX Transportation, Inc. Agreement is \$16,400.00 based on the estimate dated 11/17/07 and will be charged to account 301-481-5-735-92.

ACTION: (Approve – Deny) Authorization for Mayor to sign a Construction Agreement with CSX Transportation, Inc. for new timber crossing for sidewalk on 59th Street.

(reference material — CSX Transportation, Inc. Agreement, and revised estimate dated 11/17/07, 4/13/07 letter from City Attorney)

◆ COMMUNITY DEVELOPMENT

- C8 **RESOLUTION NO. 08-04. GRANTING CERTAIN PERMIT FEE WAIVERS TO OWNERS OF A SINGLE-FAMILY DWELLING DURING A THREE WEEK PERIOD BEGINNING MONDAY, MARCH 3, 2008 THROUGH FRIDAY, MARCH 21, 2008, IN CONJUNCTION WITH PRIDE IN THE PARK ACTIVITIES; PROVIDING PERMITS ISSUED WITHOUT CHARGE SHALL BE VALID PER SECTION 18-906 OF THE LAND DEVELOPMENT CODE; PROVIDING THAT PERMIT FEE WAIVERS SHALL ONLY BE GRANTED FOR SINGLE-FAMILY DWELLINGS.**

FIRST AND FINAL READING

NOTE: This resolution provides a waiver of certain permit fees for the purpose of encouraging owners of a single-family dwelling to undertake renovation projects in conjunction with the community's Pride in the Park celebration.

(reference material — resolution)

◆ OMB

- C9 **AN INTERLOCAL AGREEMENT FOR THE EXTENSION OF THE ONE-CENT LOCAL GOVERNMENT INFRASTRUCTURE SURTAX OTHERWISE KNOWN AS THE PENNY FOR PINELLAS FOR AN ADDITIONAL 119 MONTHS.**

NOTE: The City formally adopts the interlocal agreement for the extension of the One-Cent Local Government Infrastructure Surtax otherwise known as the Penny for Pinellas for an additional 119 months (approximately 10 years).

ACTION: (Approve – Deny) Extension of the One-Cent Local Government Infrastructure Surtax otherwise known as the Penny for Pinellas for an additional 119 months.

(reference material — Interlocal agreement and revenue forecast for the extended time period).

VI. REGULAR AGENDA

◆ COMMUNITY ACTIVITIES

- R1 **RECEIPT OF 2007 LIBRARY ANNUAL REPORT**

NOTE: Section 2-504 of the City Code states that the Library Board is to make an annual report to the City Council each year.

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- R1** ACTION: (Approve – Deny) The 2007 Library Annual Report, as presented by the Library Board and the Community Activities Administrator/Library Director, in accordance with Section 2-504 of the City Code.

(reference material — annual report)

◆ **COMMUNITY DEVELOPMENT**

- R2** **CONSIDERATION OF A REQUEST FOR AN AMENDMENT TO A PREVIOUSLY APPROVED PRELIMINARY SITE PLAN IN THE “M-1” LIGHT INDUSTRIAL ZONING DISTRICT FOR A PARCEL OF LAND GENERALLY LOCATED AT 5430 70TH AVENUE THAT FUNCTIONALLY ABUTS RESIDENTIAL ZONING DISTRICTS. (MS 2008-11 R. Roy Jackson/John Fox)**

(QUASI-JUDICIAL)

NOTE: The applicant is requesting approval of an amended Preliminary Site Plan to establish an Environmental Testing Facility by constructing a Test Tower and an Air Propulsion System at this site. This site functionally abuts residential uses to the north and south. The Test Tower and Air Propulsion System are more than 200 plus feet from the residential uses. The applicant has submitted sound measurements on both devices. The test results show the noise levels meeting the requirements of the Land Development Code. Staff has observed the test equipment proposed and it does not appear the proposed Air Propulsion System and Test Tower would create any adverse effects of noise, lights, dust, fumes, and other nuisances. The surrounding land uses are: to the north, ADTEC II and single family dwellings; to the south, CSX Railroad/drainage ditch/single family dwellings; to the east, Albright Landscaping; and to the west CSX Railroad.

ACTION: (Approve – Deny) A request for an amended Preliminary Site Plan Approval in the “M-1” Light Industrial on a parcel of land generally located at 5430 70th Avenue that functionally abuts residential zoning districts, based on the staff report and the criteria found in Section 1506.23(I), subject to the following condition:

1. If a test alarm is utilized it shall not exceed 55dB at the property lines that functionally abut residential zoning districts.

(reference material — staff report, application, letter from adjacent property owner, general project information sheets from ENSER Corp., map, site plan)

R3 CONSIDERATION OF A REQUEST FOR A LANDSCAPE WAIVER, SPECIFICALLY SECTION 18-1512.6(C)2.(A), TO REDUCE THE LANDSCAPE BUFFER FROM 5 FEET TO ONE FOOT AND ELIMINATE THE BUFFER CONTENT ALONG A PORTION OF THE EAST PROPERTY LINE ABUTTING THE VEHICULAR USE AREA. (MS 2008-18 T & T Enterprises/C. Fred Deuel & Associates)

(QUASI-JUDICIAL)

NOTE: The applicant, T & T Enterprises, is requesting a landscape waiver to reduce the landscape buffer from five feet to one foot and eliminate the buffer content along a portion of the east property line abutting the vehicular use area, for a certain parcel of land generally located at 6400 123rd Avenue in the “M-1” Light Industrial Zoning District. The applicant is required to plant seven understory trees and 57 hedge plants for a distance of 183 feet along the east property line. The surrounding area consists of: to the north, industrial warehouses; to the south, Pinellas Park High School; to the east, Peterson Marine Sales and Storage Yard; and to the west, industrial warehouses.

ACTION: (Approve – Deny) A request for a waiver pursuant to the Criteria of Section 18-1512.10(B) of the Land Development Code to Section 18-1512.6(c)2.(a), to reduce the landscape buffer from five feet to one foot and eliminate the buffer content along a portion of the east property line abutting the vehicular use area on a parcel of land generally located at 6400 123rd Avenue, subject to the following condition:

1. The applicant shall be required to provide payment for seven understory trees and 57 hedge plants and the waiver shall not be effective until such monies are deposited into the City’s “Tree Bank” account.

(reference material — staff report, application, map, site plan)

VII. COMMENTS BY COUNCIL MEMBERS AND QUESTIONS – COUNCIL TO COUNCIL

VIII. ADJOURNMENT

PLEASE NOTE that if a person decides to appeal any decision made by City Council with respect to any matter considered at the above-cited meeting, the person will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City maintains a tape recording of all public hearings. In the event that you wish to appeal a decision, the tape may or may not adequately insure a verbatim record of the proceedings; therefore, you may wish to provide a court reporter at your own expense (Section 286.0105, Florida Statutes).

CITY COUNCIL AGENDA

JANUARY 24, 2008

PAGE 16

FOR PERSONS WITH HEARING IMPAIRMENT — An interpreter for persons with hearing impairment will be made available upon requests made at least 72 hours in advance. Also, an Assistive Hearing Device (amplifier) is available from the City Clerk for use in Council Chambers and all meeting rooms throughout the City. This agenda document is available in the following accessible formats: Braille, Large Print, Audio Tape, and Electronic File on Computer Disks.

January 2008

See Inside Back Cover
for Frequently Called Telephone Numbers
City Council Workshops are Subject to Cancellation

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday																																																																																																															
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27	28	29	30	31	<table border="1"> <thead> <tr> <th colspan="7">DECEMBER 2007</th> <th colspan="7">FEBRUARY 2008</th> </tr> <tr> <th>S</th><th>M</th><th>T</th><th>W</th><th>T</th><th>F</th><th>S</th> <th>S</th><th>M</th><th>T</th><th>W</th><th>T</th><th>F</th><th>S</th> </tr> </thead> <tbody> <tr> <td></td><td></td><td></td><td></td><td></td><td>1</td><td></td> <td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td> </tr> <tr> <td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td> <td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td> </tr> <tr> <td>9</td><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td> <td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td> </tr> <tr> <td>16</td><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td> <td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td> </tr> <tr> <td>23</td><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td> <td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td> </tr> <tr> <td>30</td><td>31</td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </tbody> </table>		DECEMBER 2007							FEBRUARY 2008							S	M	T	W	T	F	S	S	M	T	W	T	F	S						1							1	2	2	3	4	5	6	7	8	3	4	5	6	7	8	9	9	10	11	12	13	14	15	10	11	12	13	14	15	16	16	17	18	19	20	21	22	17	18	19	20	21	22	23	23	24	25	26	27	28	29	24	25	26	27	28	29	30	31												
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National Hot Tea Month
www.teausa.org

National Mailorder
Gardening Month
www.mailordergardening.com

National Radon Action
Month
www.epa.gov

First Baby Boomer Born:
Kathleen Casey Wilkens
Philadelphia, PA:
January 1, 1946

Televised LIVE on Channel 15



Keep up with Pinellas Park events
on Bright House Channel 15

February 2008

See Inside Back Cover
for Frequently Called Telephone Numbers
City Council Workshops are Subject to Cancellation

Sunday

Monday

Tuesday

Wednesday

Thursday

Friday

Saturday

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<p>JANUARY 2008</p> <p>S M T W T F S</p> <p>1 2 3 4 5</p> <p>6 7 8 9 10 11 12</p> <p>13 14 15 16 17 18 19</p> <p>20 21 22 23 24 25 26</p> <p>27 28 29 30 31</p>	<p>MARCH 2008</p> <p>S M T W T F S</p> <p>1</p> <p>2 3 4 5 6 7 8</p> <p>9 10 11 12 13 14 15</p> <p>16 17 18 19 20 21 22</p> <p>23 24 25 26 27 28 29</p> <p>30 31</p>				1	2
3	4 Summer Camp Enrollment Begins	5 Shrove Tuesday	6 Ash Wednesday Lent Begins	7	8	9 Groundhog Day
10	11	12 Lincoln's Birthday 7:30 PM City Council Workshop	13 Pancake Breakfast Senior Center - 9 AM 7625 59th St.	14 Valentine's Day 7:00 PM Agenda Session *7:30 PM City Council Meeting	15	16
17	18 Washington's Birthday	19 *7:00 PM "Meet Your Mayor & Council"	20	21	22	23
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American Heart Month
www.americanheart.org

Fabulous Florida
Strawberry Month
www.straw-berry.org

Library Lovers' Month
www.librarysupport.net

Car Insurance First
Issued:
February 1, 1898
Travelers Insurance
Company issued the
first car insurance
against accidents with
horses.

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