

**CITY OF PINELLAS PARK, FLORIDA  
CITY COUNCIL AGENDA  
APRIL 8, 2010**

**CALL TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE**

**I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS**

**PROCLAMATIONS**

**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 March 25, 2010.

**IV. PUBLIC HEARINGS**

NONE

**V. CONSENT AGENDA**

**◆ PUBLIC WORKS**

**C1 AWARD OF BID 10/012 – PERFORMING ARTS CENTER PARKING LOT EXPANSION – MTM Contractors, Inc.**

NOTE: Bids were legally advertised and bid invitations were mailed to 162 prospective bidders. Four (4) bids were received with MTM Contractors, Inc. (6550 53<sup>rd</sup> Street North, Pinellas Park, FL 33781) being the low bidder with a bid submittal of \$885,245.25. The current and proposed CIP budget for 09/10 and 10/11 budget years is \$885,245.25 for this project. This project will be charged to account 301-781-5-744-83.

ACTION: (Approve-Deny) Authorization to award Bid 10/012 for the Performing Arts Center Parking Lot Expansion to MTM Contractors Inc., Pinellas Park, FL, in the amount of \$885,245.25 to be charged to the appropriate account.

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

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**C2 CHANGE ORDER NO. 2 AND FINAL PAYMENT FOR PROJECT 07/010 - ANNUAL SANITARY AND STORM SEWERS CLEANING, TELEVISIONING AND RELINING PROJECT – Insituform Technologies, Inc.**

NOTE: Change Order No. 2 is recommended for approval so that final payment can be processed and the contract closed out. The decrease represents a decrease to the contract of \$11.00 below the budgeted amount, for an adjusted contract amount of \$1,049,989.00. The account to be charged will be 301-381-5-755-89.

ACTION: (Approve – Deny) Authorization for approval and acceptance of Change Order No. 2, Project 07/010, Annual Sanitary and Storm Sewers Cleaning, Televising and Relining Project, a decrease in the contract in the amount of \$11.00, for a total adjusted contract amount of \$1,049,989.00, and authorization for final payment of \$136,718.90 to Insituform Technologies, Inc., to be charged to the appropriate account.

(reference material — change order and final invoice)

◆ **COMMUNITY DEVELOPMENT**

**C3 ORDINANCE NO. 3721. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6934 CEDAR RIDGE DRIVE (DANIEL F. AND AMY E. SOSA-JONES AX10-2)**

**FIRST READING, PRIOR TO PUBLIC HEARING**

NOTE: This is a voluntary annexation of 0.24 acres MOL of contiguous residential property located at 6934 Cedar Ridge Drive in the Bonnie Bay Subdivision. The Owner’s single family home is located on this site.

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

**C4 APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY DANIEL F. AND AMY E. SOSA-JONES (AX10-2) — Annexation of 0.21 acres MOL located at 6934 Cedar Ridge Drive**

NOTE: This is a voluntary annexation of 0.21 acres MOL of contiguous residential property located at 6934 Cedar Ridge Drive in the Bonnie Bay Subdivision. The Owner’s single family home is located on this site.

Daniel F. and Amy E. Sosa-Jones 6934 Cedar Ridge Drive	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$724.23	\$0.00	\$0.00
There are no special provisions associated with this Annexation Petition.			

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- C4** ACTION: (Approve - Deny) The voluntary annexation of 0.21 acres MOL of property owned by Daniel F. and Amy E. Sosa-Jones and located at 6934 Cedar Ridge Drive.

(reference material — petition, data sheet, comment sheet, revenue sheet, map)

- C5** **ORDINANCE NO. 3722. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PORTION OF ROAD RIGHT-OF-WAY GENERALLY LOCATED ON 58<sup>TH</sup> STREET NORTH BETWEEN 114<sup>TH</sup> TERRACE AND 115<sup>TH</sup> AVENUE (Pinellas County – AX10-6)**

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This is a voluntary annexation of 0.22 acres MOL of contiguous road right-of-way property. Pinellas County Planning Department has requested that the City take over maintenance of this segment of 58<sup>th</sup> Street North right-of-way as it is the last segment between 114<sup>th</sup> Terrace and 115<sup>th</sup> Avenue that is not currently in the City.

(reference material — ordinance, letter from Pinellas County Planning Department, map, Attorney approval letter)

- C6** **ORDINANCE NO. 3723. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PORTION OF RIGHT-OF-WAY GENERALLY LOCATED ON PARK BOULEVARD RUNNING EAST OF BELCHER ROAD FOR A DISTANCE OF APPROXIMATELY 928 FEET - (Pinellas County – AX10-7)**

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This is a voluntary annexation of 2.43 acres M.O.L. of Pinellas County road right-of-way. This section of right-of-way is being annexed into the City at the request of the Pinellas Park Police Department in order to alleviate discrepancies that currently exist between the City property map and the County GIS maps.

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

- C7** **ORDINANCE NO. 3724. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF REAL PROPERTY GENERALLY LOCATED AT 6163 109<sup>TH</sup> AVENUE NORTH - (Perla Ammons - AX10-8)**

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This is a voluntary annexation of 0.14 acres MOL of contiguous residential property. The Owner's double wide mobile home is located on this site in the Northfield Manor Subdivision.

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**C7** (reference material — ordinance, petition, map, Attorney approval letter)

**C8** **APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY PERLA AMMONS - (AX10-8-) — Annexation of 0.14 acres MOL located at 6163 109<sup>th</sup> Avenue North.**

NOTE: This is a voluntary annexation of 0.14 acres MOL of contiguous residential property located at 6163 109<sup>th</sup> Avenue North

Perla Ammons 6163 109 <sup>th</sup> Avenue North	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$628.29	\$0.00	\$0.00
This is an annexation by petition only. There are no "Special Provisions".			

ACTION: (Approve - Deny) The voluntary annexation of 0.14 acres MOL of property owned by Perla Ammons located at 6163 109<sup>th</sup> Avenue North in the Northfield Manor Subdivision.

(reference material — petition, data sheet, comment sheet, revenue sheet, map)

◆ **FINANCE**

**C9** **AUTHORIZATION FOR MAYOR TO SIGN AGREEMENT UNDER HERNANDO COUNTY DEBT COLLECTION SERVICE CONTRACT – National Recovery Agency, 2491 Paxton Street, Harrisburg, PA 17111**

NOTE: Authorization for Mayor to sign agreement with National Recovery Agency (2491 Paxton Street, Harrisburg, PA 17111) under the Hernando County Collection Service Contract. This Agreement is for general debt recovery service, for the City of Pinellas Park. This Agreement will extend for a thirty-six (36) month period from the date of signature, and upon a sixty (60) day written notice and agreement by both parties, the agreement can be extended for one additional twenty-four (24) month period.

ACTION: (Approve – Deny) Authorization for Mayor to sign Agreement under Hernando County Collection Service Contract with National Recovery Agency. To be charged to the appropriate account.

(reference material — Collection Service Contract Agreement, Attorney letter)

◆ FINANCE

- C10 **RESOLUTION NO. 10-9.** A RESOLUTION OF THE CITY OF PINELLAS PARK, FLORIDA, PROVIDING FOR AN INCREASE IN THE WAGE RATE PROVIDED TO EMPLOYEES COVERED BY THE CITY OF PINELLAS PARK CLASSIFICATION AND PAY PLAN, AND TO COMMUNITY COMPLIANCE SPECIALISTS; PROVIDING FOR A CORRESPONDING INCREASE IN THE PENSION CONTRIBUTION RATE PAID BY MEMBERS OF THE GENERAL EMPLOYEES' PENSION PLAN; PROVIDING FOR REVISION OF THE CITY OF PINELLAS PARK CLASSIFICATION AND PAY PLAN; PROVIDING FOR AN EFFECTIVE DATE RETROACTIVE TO APRIL 7, 2010.

**FIRST AND FINAL READING**

NOTE: This resolution authorizes a wage increase for employees covered by the City of Pinellas Park Classification and Pay Plan, and Community Compliance Specialists, and provides a corresponding increase in the pension contribution rate, paid for by the respective employees, who are Members of the General Employees Pension Plan, and authorizes revisions to the Classification and Pay Plan.

(reference material — resolution)

- C11 **ORDINANCE NO. 3726.** AMENDING CHAPTER 17 CODE OF ORDINANCES, ARTICLE II, PINELLAS PARK GENERAL EMPLOYEES' PENSION FUND.

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This ordinance amends Article II, Chapter 17 (Pensions and Retirements) relating to the Pinellas Park General Employees' Pension Fund to implement the changes in general employee pension contribution rates.

(reference material — ordinance)

- C12 **ORDINANCE NO. 3725.** AMENDING SECTION TWO OF ORDINANCE 3053 BY PROVIDING FOR AN INCREASE IN THE COMPENSATION FOR THE MAYOR AND MEMBERS OF CITY COUNCIL IN ORDER TO OFFSET AN INCREASE IN THEIR REQUIRED PENSION CONTRIBUTION RATES.

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This ordinance amends Ordinance 3053 relating to the salary for the Mayor and City Council Members. The salary of the Mayor and City Council Members would be increased by 3% in order to offset a corresponding increase of

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- C12** 3% in the rate at which they are required to contribute into the General Employee's Pension Fund.  
(reference material — ordinance)

**VI. REGULAR AGENDA**

◆ **NEIGHBORHOOD SERVICES**

**R1 AUTHORIZATION TO ACCEPT REDUCED PAYMENT FOR SATISFACTION OF SPECIAL MAGISTRATE (SM) LIEN NO. 06-08-1242**

NOTE: Realty Executives (Jerry Sigler), Property Owner's Agent for the property located at 8865 52nd Lane, filed an application to appeal the \$8,750.00 Special Magistrate (SM) Lien No. 06-08-1242 on this property. The City's estimated cost in handling this case is \$2,093.33. The Special Magistrate recommended that the lien be reduced to \$3,500.00 (\$1,895.52 for the SM Lien, \$536.25 for the Lot Mow Lien, and \$1,068.23 for the outstanding Utility Account balance) and Realty Executives has submitted a check to the City for that amount.

ACTION: (Approve-Deny) Authorization to accept the reduced payment of \$3,500.00 for satisfaction of SM Lien No. 06-08-1242.

(reference material — 3.19.10 check from Realty Executives; 2.26.10 recommendation letter from Special Magistrate; 2.11.10 memo from Neighborhood Services Administrator)

◆ **COMMUNITY DEVELOPMENT**

**R2 CONSIDERATION OF A REQUEST FOR A WAIVER TO ALLOW A BLACK, SIX-FEET-HIGH, CHAIN LINK OR ALUMINUM FENCE WITH SIX-FOOT-HIGH SHRUBBERY IN LIEU OF A SOLID WALL AS REQUIRED BY SECTION 18-1507.10 (E) "OUTDOOR STORAGE" WHICH REQUIRES THAT "OUTDOOR STORAGE AREAS OR AREAS OF INDUSTRIAL ACTIVITY SHALL BE SHIELDED FROM VIEW FROM ANY PUBLIC RIGHT-OF-WAY . . . BY SOLID WALLS AT LEAST SIX FEET IN HEIGHT, WHICH SHALL BE PAINTED." ON A PARCEL OF LAND GENERALLY LOCATED AT 4791 62<sup>ND</sup> AVENUE NORTH. (MS 2010-26 Anbealda LLC/Antonio Scognamiglio)**

**(QUASI-JUDICIAL)**

NOTE: The applicant is requesting Council to waive the outdoor storage screening requirements of Section 18-1507.10 (E) to allow a six-foot-high, black chain link or aluminum fence and six-foot-high shrubbery in front of the fence, in lieu of the required six feet high solid wall for a parcel of land generally located at 4791 62<sup>nd</sup> Avenue. The applicant has removed a dilapidated single family

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- R2** dwelling and nuisance vegetation from the site and is planning to use the lot, zoned “M-1” Light Industrial, for spill-over vehicle storage from Toby’s Automotive, the abutting parcel to the west. By Code definition, vehicle storage is considered outdoor storage. The site fronts on 62<sup>nd</sup> Avenue North. No outdoor storage will be located within the front yard setback. The subject property exclusively abuts and functionally abuts industrial uses. The surrounding area consists of: to the north, Storhouse LLC; to the south, Keylock Mini Storage and Circle K; to the east, Transcontinental Builders and Home Comfort Center; and to the west, Toby’s Automotive. Subject to any matters that may be discussed by Council, 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. In determining whether or not to grant a request to allow a black, six-foot-high, chain link or aluminum fence with shrubbery, City Council shall consider the following criteria: use of abutting properties, right-of-way classifications, extent of existing solid fencing within the surrounded area, fence or alternative shielding device materials proposed, length of proposed fence/wall, and type of materials being stored.

ACTION: (Approve – Deny) A waiver to allow a black, six-foot-high, chain link or aluminum fence with shrubbery in lieu of a solid wall as required by Section 18-1507.10 (E) “Outdoor Storage” which requires that “Outdoor storage areas or areas of industrial activity shall be shielded from view from any public right-of-way . . . by solid walls at least six feet in height, which shall be painted” for a parcel of land generally located at 4791 62<sup>nd</sup> Avenue North.

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

- R3** **CONSIDERATION OF A REQUEST FOR A WAIVER TO ALLOW A SIX-FOOT-HIGH, CHAIN LINK FENCE WITH SHADE CLOTH IN LIEU OF A SOLID WALL AS REQUIRED BY SECTION 18-1507.10 (E) “OUTDOOR STORAGE” WHICH REQUIRES THAT “OUTDOOR STORAGE AREAS OR AREAS OF INDUSTRIAL ACTIVITY SHALL BE SHIELDED FROM VIEW FROM ANY PUBLIC RIGHT-OF-WAY . . . BY SOLID WALLS AT LEAST SIX FEET IN HEIGHT, WHICH SHALL BE PAINTED.” FOR A PARCEL OF LAND GENERALLY LOCATED AT 12600 AUTOMOBILE BOULEVARD. (MS 2010-27 Florida Pro-Tech Services Inc./Charles Munsey)**

**(QUASI-JUDICIAL)**

NOTE: The applicant is requesting a waiver to allow a six-foot-high, chain link fence with shade cloth in lieu of a solid wall as required by Section 18-1507.10 (E) “Outdoor Storage” which requires that “Outdoor storage areas or areas of industrial activity shall be shielded from view from any public right-of-way . . . by solid walls at least six feet in height, which shall be painted” for a 1.309 acre (MOL) parcel of land in the “M-1” Light Industrial Zoning District generally

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**R3** located at 12600 Automobile Boulevard. Currently, the site and building are unoccupied. The agent is planning to purchase the parcel for Disposal Inc, a refuse collection and recycling agency. The site fronts on both 126<sup>th</sup> Avenue and Automobile Boulevard. Previously, the site was operated by J W Wilde Mechanical, a duct manufacturer. The lot is surrounded on all sides by a six-feet-high, chain link fence topped with barbed wire. The applicant states that they would like to retain the existing chain link fence and cover it with shade cloth to provide shielding. The agent states that the paved vehicular use area will be used for waste hauler parking. The vehicles would be visible from both 126<sup>th</sup> Avenue and Automobile Boulevard. There will be no outdoor storage of any other types of material or equipment. No outdoor storage will be located within the front yard or secondary front yard setbacks. The subject property exclusively abuts and functionally abuts industrial uses. The surrounding area consists of: to the north, industrial use; to the south, Suncoast Cabinets and GBS; to the east, Paver Crafters, Blair's A/C and Advanced Systems Engineering; and to the west, Rubin Center for Commerce and Industrial. Subject to matters that may be discussed by Council, 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. In determining whether or not to grant a request to allow a six-feet-high, chain link fence in lieu of the required wall, City Council shall consider the following criteria: use of abutting properties, right-of-way classifications, extent of existing solid fencing within the surrounded area, fence or alternative shielding device materials proposed, length of proposed fence/wall, and type of materials being stored.

**ACTION:** (Approve – Deny) A waiver to allow a six-feet-high, chain link fence with shade cloth in lieu of a solid wall as required by Section 18-1507.10 (E) "Outdoor Storage" which requires that "Outdoor storage areas or areas of industrial activity shall be shielded from view from any public right-of-way . . . by solid walls at least six feet in height, which shall be painted" for a parcel of land generally located at 12600 Automobile Boulevard.

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

**VI. COMMENTS BY COUNCIL MEMBERS AND QUESTIONS – COUNCIL TO COUNCIL**

**VII. 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**

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**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).**

**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.**



Sunday

Monday

Tuesday

Wednesday

Thursday

Friday

Saturday



Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<p><b>APRIL</b></p> <p>S M T W T F S</p> <p>1 2 3</p> <p>4 5 6 7 8 9 10</p> <p>11 12 13 14 15 16 17</p> <p>18 19 20 21 22 23 24</p> <p>25 26 27 28 29 30</p>	<p><b>JUNE</b></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</p>					1
2	3	4	5	6	7	8
Orchestra Concert Performing Arts Center			Cinco de Mayo			
9	10	11	12	13	14	15
Mother's Day		7:30 PM City Council Workshop	Pancake Breakfast Senior Center - 9 AM	Ascension Day Ascension Eastern Orthodox 7:00 PM Agenda Session *7:30 PM City Council Meeting	Coast-2-Coast Hittsville USA Performing Arts Center	Asian Pacific Rim Festival England Bros. Band Shell Coast-2-Coast Hittsville USA Performing Arts Center
16	17	18	19	20	21	22
Asian Pacific Rim Festival England Bros. Band Shell Coast-2-Coast Hittsville USA Performing Arts Center		Organ Concert City Auditorium	Shavuot Begins	Shavuot Ends *6:00 PM "Meet Your Mayor & Council"		
23	24	25	26	27	28	29
Pentecost Eastern Orthodox Whit Sunday (Pentecost)						
30	31					
Trinity Sunday	Brush Site Closed Memorial Day (obsvd) City Offices & Library Closed	7:30 PM City Council Workshop		7:00 PM Agenda Session *7:30 PM City Council Meeting		

May

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO