

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

**CALL TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE**

**I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS**

NONE

**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 June 24, 2010.

**IV. PUBLIC HEARINGS**

**◆ COMMUNITY DEVELOPMENT**

**P1 ORDINANCE NO. 3733. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6126 105<sup>TH</sup> TERRACE NORTH (BETTY PARKER AX10-14)**

**PUBLIC HEARING, SECOND AND FINAL READING**

NOTE: This is a voluntary annexation of 0.14 acres MOL of contiguous residential property located at 6126 105<sup>th</sup> Terrace North in the Northfield Manor Subdivision. A mobile home currently owned by Mrs. Parker is located on this site.

(reference material — ordinance, petition, map, Attorney approval letter, *C3 on 6/24/2010 Council agenda*)

- P2     ORDINANCE NO. 3735. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, PERTAINING TO COMPREHENSIVE PLANNING; AMENDING ORDINANCE NO. 3658; AMENDING THE INTRODUCTION TO REFERENCE CREATION OF A TRANSPORTATION CONCURRENCY EXCEPTION AREA (TCEA); AMENDING THE LAND USE ELEMENT TO PROVIDE FOR THE CREATION OF A TCEA AND THE EXEMPTION OF TRANSPORTATION CONCURRENCY FOR DEVELOPMENTS LOCATED WITHIN THE TCEA; AMENDING THE TRANSPORTATION ELEMENT TO PROVIDE FOR THE EXEMPTION OF TRANSPORTATION CONCURRENCY FOR DEVELOPMENTS LOCATED WITHIN THE TCEA; AMENDING THE INTERGOVERNMENTAL ELEMENT TO PROVIDE FOR THE EXEMPTION OF TRANSPORTATION CONCURRENCY FOR DEVELOPMENTS LOCATED WITHIN THE TCEA; AMENDING THE CAPITAL IMPROVEMENTS ELEMENT PROVIDING FOR THE EXEMPTION OF TRANSPORTATION CONCURRENCY FOR DEVELOPMENTS LOCATED WITHIN THE TCEA; AMENDING APPENDIX III TO ADD A MAP SHOWING THE TCEA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CERTIFICATION OF CONSISTENCY WITH THE CITY’S COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING AN EFFECTIVE DATE.**

**PUBLIC HEARING, FIRST READING**

NOTE: At the request of the owner of Gateway Centre, pursuant to Section 163.3180 (5) (b) 1.a, Florida Statutes, an area has been identified and modifications to the City’s Comprehensive Plan proposed that would create a Transportation Concurrence Exception Area (TCEA) in Pinellas Park.

The purpose of a TCEA is to facilitate urban infill and redevelopment, allowing development to proceed within a designated area despite a deteriorating level of service or constrained roadways.

Legislation in 2009 identified Pinellas County as a Dense Urban Land Area (DULA), the communities within as a TCEA, and removes state-mandated concurrency requirements. The legislation does not prohibit a local government from applying, as local law, the transportation concurrency provisions of the local comprehensive plan in TCEAs if it desires to do so. To the contrary, it reinforces the local ability to have and enforce more stringent requirements. It does, however, require that within two years after a TCEA becomes effective, the local government must amend its local comprehensive plan to include “land use and transportation strategies to support and fund mobility within the exception area, including alternative modes of transportation.” City staff is participating in a

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- P2** county-wide workgroup addressing this issue. The final product is expected to be completed by July 2011.

Second Public Hearing, Second and Final Reading will be on October 28<sup>th</sup>, 2010.

(reference material — ordinance, letter from City Attorney)

- P3** **ORDINANCE NO. 3736. AMENDING ORDINANCE NO. 3658; AMENDING THE INTRODUCTION; AMENDING THE FUTURE LAND USE ELEMENT TO PROVIDE FOR DELETION OF A POLICY; AMENDING THE TRANSPORTATION ELEMENT TO PROVIDE FOR RENUMBERING POLICIES; AMENDING THE POTABLE WATER ELEMENT TO PROVIDE FOR RENUMBERING A POLICY; AMENDING THE SOLID WASTE ELEMENT TO PROVIDE FOR RENUMBERING A POLICY; AMENDING THE PARK, RECREATION AND OPEN SPACE ELEMENT TO PROVIDE FOR RENUMBERING POLICIES; AMENDING THE PUBLIC SCHOOL FACILITIES ELEMENT TO PROVIDE FOR MODIFYING A POLICY REFERENCING FIGURES; AMENDING APPENDIX II PROVIDING FOR MODIFICATION OF TEMPORARY LODGING USE IN CERTAIN LAND USE PLAN CATEGORIES; AMENDING APPENDIX III TO PROVIDE FOR THE UPDATING OF FIGURES 14, 15, 16 AND 17; PROVIDING FOR SEVERABILITY; PROVIDING FOR CERTIFICATION OF CONSISTENCY WITH THE CITY'S COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING AN EFFECTIVE DATE.**

**PUBLIC HEARING, FIRST READING**

NOTE: Pursuant to Growth Management legislation local governments are allowed to amend their comprehensive plans twice each calendar year. These amendments (1) make minor corrections to objectives and policies, in particular the numbering; and (2) update maps pertaining to the location of schools as recently modified by the Pinellas County School District and the Pinellas County Planning Department. These changes will ensure that the comprehensive plan remains contemporary and effective based on the most recent information.

Second Public Hearing, Second and Final Reading will be on October 28<sup>th</sup>, 2010.

(reference material — ordinance, Attorney approval letter)

- P4     ORDINANCE NO. 3737. 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 LOW MEDIUM (RLM) TO INSTITUTIONAL (I) ON CERTAIN PARCELS OF LAND GENERALLY LOCATED AT 9100 46<sup>TH</sup> STREET. (LUPA 2010-02 – Calvary Chapel of St. Petersburg/Danny Hodges and Robert Corry)**

**FIRST READING AND FIRST PUBLIC HEARING  
(SECOND AND FINAL PUBLIC HEARING October 28, 2010 - QUASI-JUDICIAL)**

NOTE: The applicant is requesting consideration of a request to amend the Comprehensive Land Use Plan Map from Residential Low Medium (RLM) to Institutional (I), or a land use designation of lesser intensity as identified in the City's adopted Comprehensive Plan for two parcels of land totaling 9.835 acres generally located at 9100 46<sup>th</sup> Street. The proposed institutional use of the property by Calvary Chapel requires a future land use map amendment when the parcel acreage exceeds 5 acres. 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. Surrounding land uses are: to the north, Crystal Lake Mobile Home Park; to the south, Runaway Bay Apartments; to the east, Calvary Chapel; to the west, First United Methodist Church and Crystal Lake Mobile Home Park. At their meeting of June 3, 2010, the Planning and Zoning Commission recommended approval of the application.

(reference material — ordinance, City Attorney approval letter, excerpts from the 6/03/10 P&Z meeting, staff report, application, and maps)

**V.     CONSENT AGENDA**

**◆     PUBLIC WORKS**

- C1     AUTHORIZATION FOR FINAL PAYMENT FOR PROJECT 10/002, REPLACE ROOF AT FIRE STATION #34 – TarHeel Roofing, Inc.**

NOTE: This action is recommended so that final payment can be processed and the contract completed. The total amount of the contract is \$71,885.00 and the final payment of \$7,188.50 is to be charged to account 301-282-5-749-39.

ACTION: (Approve - Deny) Authorization to make second and final payment to Replace Roof at Fire Station #34, Contract 10/002, to TarHeel Roofing, Inc., St. Petersburg, FL in the amount of \$7,188.50 to be charged to the appropriate account.

(reference material — final invoice)

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**C2 AWARD OF BID 10/001 — 2009/2010 ANNUAL PAVING/ RESURFACING PROJECT AND CHANGE ORDER NO. 1 — R. E. Purcell Construction Company, Inc.**

NOTE: Bids were legally advertised and bid invitations were mailed to 167 prospective bidders. Nine (9) bids were received with R. E. Purcell Construction Company, Inc. (1550 Starkey Road, Largo, FL 33771) being the low bidder with a bid submittal of \$540,947.00. The amended amount budgeted for this project is \$800,000 (pg. 382 of the FY 09/10 adopted budget). Change Order No. 1 is recommended for approval so that the City may take advantage of favorable contract prices and budgeted funds. This Change Order of \$135,236.75 represents an increase in the lowest bid amount of 25%, bringing the total adjusted contract amount to \$676,183.75. This project will be charged to account 301-481-5-714-06.

ACTION: (Approve-Deny) Authorization to award Bid 10/001 and approve Change Order No. 1 for the 2009/2010 Annual Paving / Resurfacing Project to R. E. Purcell Construction Company, Inc., Largo, FL, in the amount of \$676,183.75 to be charged to the appropriate account.

(reference material — change order no. 1, bidders list and bid file available for review)

**◆ COMMUNITY DEVELOPMENT**

**C3 APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY JESUS VELASQUEZ, SR. AND SYLVIA VELASQUEZ (AX10-16) — Annexation of 0.20 acres MOL located at 7028 73<sup>rd</sup> Street North.**

NOTE: This is a voluntary annexation of 0.20 acres MOL of contiguous residential property located at 7028 73<sup>rd</sup> Street North in the Pinellas Park 2<sup>nd</sup> Addition Subdivision.

Jesus Velasquez, Sr. and Sylvia Velasquez 7028 73 <sup>rd</sup> Street North	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$664.69	\$0.00	\$0.00
This is an annexation by petition only. There are no "Special Provisions".			

ACTION: (Approve - Deny) The voluntary annexation of 0.20 acres MOL of property owned by Jesus Velasquez, Sr. and Sylvia Velasquez located at 7028 73<sup>rd</sup> Street North in the Pinellas Park 2<sup>nd</sup> Addition Subdivision.

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

- C4     ORDINANCE NO. 3734. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF PROPERTY GENERALLY LOCATED AT 7028 73<sup>RD</sup> STREET NORTH - (Jesus Velasquez, Sr. and Sylvia Velasquez – AX10-16)**

**FIRST READING PRIOR TO PUBLIC HEARING**

NOTE: This is a voluntary annexation of 0.23 acres MOL of contiguous residential property. The Owners' single family home is located on this site in the Pinellas Park 2<sup>nd</sup> Addition Subdivision.

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

- C5     ORDINANCE NO. 3738. 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 GENERALLY LOCATED AT 9100 46<sup>TH</sup> STREET FROM “R-4” DUPLEX RESIDENTIAL DISTRICT AND “T-2” MOBILE HOME PARK DISTRICT TO “P” PUBLIC DISTRICT. (Z 2010-01 Calvary Chapel of St. Petersburg/Danny Hodges and Robert Corry)**

**FIRST READING PRIOR TO PUBLIC HEARING**

**Public Hearing October 28, 2010 – (QUASI- JUDICIAL)**

NOTE: The applicant is requesting the rezoning of two parcels of land totaling 9.835 acres generally located at 9100 46<sup>th</sup> Street from “R-4” Duplex Residential District and “T-2” Mobile Home Park District to “P” Public Zoning District. The proposed institutional use of the property by Calvary Chapel requires a future land use plan map amendment when the parcel acreage exceeds 5 acres. This companion rezoning will bring the parcels into conformity with the proposed land use. At their meeting of June 3, 2010, 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, “T-2” Mobile Home Park; to the south “R-5” Multi-family Residential; to the west “R-4” Multi-family Residential (Duplex) and “T-2” Mobile Home Park; and to the east, “P” Public.

(reference material — ordinance, Attorney approval letter, staff report, excerpts from the P & Z minutes of 6/3/10, application and map)

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**VI. REGULAR AGENDA**

**◆ COMMUNITY DEVELOPMENT**

**R1 REAPPOINTMENT TO THE PLANNING & ZONING COMMISSION —  
Two Members**

NOTE: The terms for Mr. Lou Bommattei and Mrs. Patricia Karn will expire on July 31, 2010. Mr. Bommattei and Mrs. Karn have expressed an interest in continuing to serve on the Board.

ACTION: (Approve – Deny) The reappointments of Mr. Lou Bommattei and Mrs. Patricia Karn to serve as members of the Planning and Zoning Commission with terms to expire July 2013.

(reference material — letters expressing interest in reappointment to the Board, attendance records)

**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).

**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



August

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO

1  Orchestra Concert Performing Arts Center	2	3	4	5	6	7
8	9	10 7:30 PM City Council Workshop	11 Ramadan Begins at Sunset	12 7:00 PM Agenda Session *7:30 PM City Council Meeting	13	14
15	16	17 Organ Concert City Auditorium	18	19 FL League of Cities State Conference	20 FL League of Cities State Conference	21 FL League of Cities State Conference
22	23	24 7:30 PM City Council Workshop	25	26 7:00 PM Agenda Session *7:30 PM City Council Meeting	27	28
29	30	31			<p><b>JULY</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 31</p>	<p><b>SEPTEMBER</b></p> <p>S M T W T F S</p> <p>1 2 3 4</p> <p>5 6 7 8 9 10 11</p> <p>12 13 14 15 16 17 18</p> <p>19 20 21 22 23 24 25</p> <p>26 27 28 29 30</p>