

**CITY OF PINELLAS PARK, FLORIDA  
CITY COUNCIL AGENDA  
OCTOBER 28, 2010**

**CALL TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE**

**I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS**

**SERVICE AWARDS — City Employees**

**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 October 14, 2010.

**IV. PUBLIC HEARINGS**

**◆ COMMUNITY DEVELOPMENT**

**P1 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**

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- P1 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.**

**SECOND PUBLIC HEARING, SECOND AND FINAL 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 Concurrency 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 county-wide workgroup addressing this issue. The final product is expected to be completed by July 2011.

(reference material — ordinance, letter from City Attorney, *P2 on 7/8/2010 Council agenda*)

- P2 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**

- P2 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.**

**SECOND PUBLIC HEARING, SECOND AND FINAL 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.

(reference material — ordinance, Attorney approval letter, *P3 on 7/8/2010 Council agenda*)

- P3 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)**

**SECOND PUBLIC HEARING, SECOND AND FINAL READING  
(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, *P4 on 7/8/2010 Council agenda*)

- P4     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)**

**PUBLIC HEARING, SECOND AND FINAL READING  
(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, *C5 on 7/8/2010 Council agenda*)

- P5     ORDINANCE NO. 3748. AN ORDINANCE AMENDING CHAPTER 18 (LAND DEVELOPMENT CODE), OF THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY REPEALING ARTICLE 15, ZONING, AND ARTICLE 17, COMMUNITY REDEVELOPMENT; ADOPTING A NEW ARTICLE 15, WITHIN WHICH THE SUBSTANCE OF ARTICLE 17 IS AMENDED AND RECONSTRUCTED; PROVIDING FOR THE INCLUSION OF THIS ORDINANCE IN THE LAND DEVELOPMENT CODE, VOLUME II OF THE CODE OF ORDINANCES; CERTIFYING THAT THIS ORDINANCE IS CONSISTENT WITH THE COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR AN EFFECTIVE DATE. (LDC 2010-01)**

**SECOND PUBLIC HEARING, SECOND AND FINAL READING**

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- P5** NOTE: The extensive revisions to Article 15, Zoning, was workshopped with City Council on June 22, 2010. Changes requested by Council during this review have been made. On Thursday, July 22, 2010 the Zoning Director reviewed the changes with the Economic Development Committee of the Chamber of Commerce and received a positive response. On September 2, 2010, the Planning and Zoning Commission reviewed the changes and recommended approval to the City Council.

(reference material — ordinance, Attorney approval letter, excerpts from the P&Z minutes of 9/2/10 meeting, memorandum to City Council, *P1 on 10/14/2010 Council agenda*)

- P6** **ORDINANCE NO. 3749. AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING ARTICLE 15, ZONING, SECTION 18-1530.13(D) EXCEPTIONS; BY ADDING GOLF COURSES AND PERFORMING ARTS CENTERS TO THE LIST OF USES EXEMPT FROM THE REGULATIONS CONCERNING THE SALE, DISPENSING AND CONSUMPTION OF ALCOHOLIC BEVERAGES, 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 2010-02)**

**PUBLIC HEARING, SECOND AND FINAL READING**

NOTE: This amendment was originally requested by the owners of the Mainlands Golf Course to allow them to serve alcoholic beverages on the premises. Based upon discussions in the past with the Government Relations Administrator and Library and Recreation Administrator, staff added the City's Performing Arts Center. During staff review of the amendment with the Planning and Zoning Commission on September 2, 2010, the Commission recommended approval of the amendment along with the addition of the City Auditorium to the ordinance. This ordinance is facility specific, meaning that the exemptions are only applicable to the aforementioned facilities and not the Zoning Districts in which they are located.

(reference material — ordinance, Attorney approval letter, excerpts from the P&Z minutes of 9/2/10 meeting, memorandum to City Council, *C3 on 10/14/2010 Council agenda*)

- P7 **ORDINANCE NO. 3750.** AN ORDINANCE AMENDING CHAPTER 4 “ALCOHOLIC BEVERAGES” OF THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY DELETING IN ITS ENTIRETY SECTION 4-108 “PROXIMITY OF BUSINESS ESTABLISHMENTS DEALING IN ALCOHOLIC BEVERAGES TO EDUCATIONAL INSTITUTIONS (ELEMENTARY, MIDDLE AND SENIOR), YOUTH OR PUBLIC RECREATION CENTERS, PLAYGROUNDS, CHURCHES, TEMPLES AND SIMILAR RELIGIOUS INSTITUTIONS, HOSPITALS, AND CHILD CARE CENTERS; METHOD OF MEASUREMENT; EXCEPTIONS”; AND, BY AMENDING SECTION 4-109 “DEFINITIONS; POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES PROHIBITED; SUSPENSION; APPEALS; PENALTIES” BY DELETING SUBSECTIONS (C) SUSPENSION, (D) APPEAL, FROM CHAPTER 4 AND ADDING SAID SUBSECTIONS TO CHAPTER 18 LAND DEVELOPMENT CODE, ARTICLE 15 ZONING AND RENUMBERING CHAPTER 4 AS APPROPRIATE; 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 CODE OF ORDINANCES; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR AN EFFECTIVE DATE. (COO 2010-02)

**PUBLIC HEARING, SECOND AND FINAL READING**

NOTE: This amendment is the result of moving the affected language from the Chapter 4, Code of Ordinances to Section 18-1530.13, Regulations for the Sale, Dispensing and Consumption of Alcoholic Beverages of the proposed and revised Article 15, Zoning.

(reference material — ordinance, Attorney approval letter, excerpts from the P&Z minutes of 9/2/10 meeting, memorandum to City Council, *C4 on 10/14/2020 Council agenda*)

- P8 **CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE TO ALLOW AN “AUTOMOBILE DEALER-NEW CARS” IN THE “CH” HEAVY COMMERCIAL ZONING DISTRICT WITH WAIVERS TO LANDSCAPE BUFFERS FOR A PROPERTY GENERALLY LOCATED EAST OF AND ADJACENT TO 3333 GANDY BOULEVARD.** (CU 2010-09/MS 2010-49 – LA SALLE REALTY, LLC/TOM STRICKLAND, SUNCOAST AUTOBUILDERS AND EMK CONSULTANTS OF FLORIDA, INC.)

**PUBLIC HEARING (QUASI-JUDICIAL)**

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**P8** NOTE: The applicant requests a Conditional Use to allow an “Automobile Dealer-new cars” in the “CH” Heavy Commercial Zoning District with waivers to eliminate the buffer along the west property lines and reduce the buffer along the north and east property line on a 3.953 acre (MOL) parcel of land generally located east of and adjacent to 3333 Gandy Boulevard. The applicant is requesting the elimination of the buffer along the west property line due to a 100-foot-wide utility easement for Progress Energy which serves as a buffer along the west property line. The applicant is requesting a reduction of the buffer along the north property line due to a 50-foot-wide drainage easement which serves as a buffer and the east property line from the proposed cross-access drive (on the east property line) to Gandy Boulevard to increase business recognition and visibility to the site from eastbound traffic on Gandy Boulevard. The site is presently undeveloped land. Surrounding land uses are: to the north, undeveloped industrial land; to the south, Robert’s Mobile Home Park; to the east, undeveloped industrial land; and to the west, Dew Cadillac. Subject to any matters that may be discussed at this 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 of October 7, 2010, the Planning and Zoning Commission recommended APPROVAL of the above request.

ACTION: (Approve – Deny) A request for a Conditional Use to allow an “Automobile Dealer-New Cars” in the “CH” Heavy Commercial Zoning District with waivers to eliminate the buffer along the west property lines and reduce the buffer along the north and east property line on a 3.953 acre (MOL) parcel of land generally located east of and adjacent to 3333 Gandy Boulevard based on the staff report and the criteria found in Section 18-1509.4(B) & (C) subject to the following:

1. There shall be no outdoor loud speaker/public address or outdoor phone ringer systems allowed.
2. Designated signage for customer and employee parking spaces shall be displayed.
3. Approval is contingent upon the approval of the Gateway Center Property Owner’s Association Architectural Control Committee.
4. The City Manager or designee may approve the Phase II expansion of the proposed development as long as there are no additional waivers or variances.
5. The applicant shall be required to provide payment for 16 trees: three canopy, five intermediate, and eight understory. The waiver shall not be in effect until such monies are deposited into the City’s “Tree Bank” account or consistent with Section 18-1512.3, Certificate of Occupancy, and shall not become final until final payment of said monies is deposited into the “Tree Bank” account.
6. The applicant shall be required to record cross-access easement(s) with Pinellas County on any cross-access drives that are owned by property owners other than the owner of the subject property.

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**P8** (reference material — staff report, excerpt from the October 7, 2010 Planning & Zoning meeting minutes, application, aerial, and site plan)

**P9** **CONSIDERATION OF A REQUEST FOR AN EXPANSION TO AN EXISTING CONDITIONAL USE FOR AN “INDUSTRIAL USE NOT PERMITTED BY RIGHT” (A RECYCLING FACILITY) IN THE “IH” HEAVY INDUSTRIAL DISTRICT WITH WAIVERS TO ALL LANDSCAPING REQUIREMENTS AND A VARIANCE TO REDUCE THE REQUIRED NUMBER OF PARKING SPACES FOR A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 3565 126<sup>TH</sup> AVENUE NORTH. (CU 2010-10/MS 2010-53/BOA 2010-26 RECYCLED LAND LLC/F. PATE CLEMENTS & CHRIS DUNCAN)**

**PUBLIC HEARING (QUASI-JUDICIAL)**

NOTE: Consideration of a request for an expansion to an existing Conditional Use for an “Industrial Use Not Permitted by Right” (a recycling facility) in the “IH” Heavy Industrial District with waivers to all landscaping requirements and a variance to reduce the required number of parking spaces for a certain parcel of land generally located at 3565 126<sup>th</sup> Avenue North. The applicant is proposing the construction of a 30,590 square foot building for use as a construction material recycling facility, which is classified as an “Industrial Use Not Permitted By Right”, a “staff only” Conditional Use in the “IH” Heavy Industrial District. However, the applicant is requesting a waiver to all landscaping requirements (the site is located on a former fill site with only about two feet of dirt) and a variance to reduce the required number of parking spaces as this use will not need the number required by Code. This site is currently being used for recycling. The surrounding area consists of: to the north, Ulmerton Industrial Center; to the south, Recycling Centers of Florida and Wyoming Antelope Club; to the east, various industrial uses; and to the west, Grease Depot, Inc. 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.

ACTION: (Approve – Deny) A request for a Conditional Use for an “Industrial Use Not Permitted By Right” (a recycling facility) in the “IH” Heavy Industrial District with waivers to all landscaping requirements and a variance to reduce the required number of parking spaces for a parcel of land generally located at 3565 126<sup>th</sup> Avenue North subject to the following:

1. The applicant shall be required to provide payment for 699 hedges and 56 trees: 11 canopy, 17 intermediate, and 28 understory. The waiver shall not be in effect until such monies are deposited into the City’s “Tree Bank” account or consistent with Section 18-1512.3, Certificate of Occupancy, and shall not become final until final payment of said monies is deposited into the “Tree Bank” account.
2. The variance is for parking only.

**P9**

3. Any future change of use that would require a greater number of parking spaces shall either provide the required number of spaces or request a variance.

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

**P10** **RESOLUTION NO. 10-22.** **A RESOLUTION VACATING AN UNIMPROVED RIGHT-OF-WAY, 46<sup>TH</sup> STREET NORTH, GENERALLY LOCATED SOUTH OF US HIGHWAY 19 NORTH, NORTH OF 88<sup>TH</sup> AVENUE, AND WEST OF AND ABUTTING 8900 US HIGHWAY 19 NORTH. (V 2010-04 Calvary Chapel of St. Petersburg, Inc./Robert Corry)**

**PUBLIC HEARING, FIRST AND FINAL READING**

NOTE: The applicant, Calvary Chapel of St. Petersburg, Inc., is requesting the vacation of the unimproved right-of-way of 46<sup>th</sup> Street from 88<sup>th</sup> Avenue to US Highway 19 North. The right-of-way is 0.49 acres (MOL). Calvary Chapel of St. Petersburg, Inc. recently purchased the former Gator Lake Mobile Home Park and the undeveloped property to the south of the mobile home park and plans to unify those parcels with the parent parcel to develop additional parking for the church. Verizon Florida, Inc. and Progress Energy (Distribution Engineering) have facilities in the right-of-way; nonetheless, they have no objection; Progress Energy requires a restricted easement be retained. Progress Energy requires a particular easement agreement specifying rights and privileges for the operation and maintenance of transmission lines. The restrictive easement agreement has been executed by a separate instrument. The remaining utility agencies and City Divisions have no objection to the proposed vacation. The Planning and Zoning Commission, at their meeting of October 7, 2010, recommended APPROVAL of the vacation, based on the following Findings of Fact:

1. The vacation is consistent with the policies of the Comprehensive Plan.
2. The various utility agencies and City Divisions have no objection to the vacation; provided a utility easement be retained over the entire right-of-way. A restricted easement between Progress Energy and the applicant has been executed by a separate instrument and will be retained. This agreement shall not interfere with other easements.

(reference material — resolution, Attorney approval letter, excerpts of the P&Z meeting of October 7, 2010, staff report, application, aerial)

**P11** **ORDINANCE NO. 3747.** **ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF PROPERTY GENERALLY LOCATED AT 7041 73<sup>rd</sup> Street North - (Kim and Frank Riccio – AX10-22)**

**PUBLIC HEARING, SECOND AND FINAL READING**

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- P11** NOTE: This is a voluntary annexation of 0.24 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, *C6 on 10/14/2010 Council agenda*)

◆ **FINANCE**

- P12** **RESOLUTION NO. 10-21. AMENDING RESOLUTION NO. 09-28 RELATING TO THE OPERATION OF THE WATER, SEWER AND RECLAIMED WATER SYSTEMS; REVISING WATER, SEWER AND RECLAIMED WATER RATES; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS CONFLICTING HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE**

**PUBLIC HEARING, SECOND AND FINAL READING**

NOTE: This resolution adopts a retail rate increase of 4.25% for water, sewer and reclaimed water. This tentative rate increase is based upon a Pinellas County wholesale water purchase rate increase on water and sewer which took effect on October 1, 2010. This retail rate increase, should it be approved, will be effective with all billing issued on or after November 1, 2010.

(reference material — Resolution, Exhibit I, *C8 on 10/14/2010 Council agenda*)

- P13** **ORDINANCE NO. 3751. ORDINANCE AMENDING CHAPTER 10 (WATER, SEWER AND OTHER UTILITIES) SECTIONS 10-121(A)d, 10-121(B)2 OF THE CODE OF ORDINANCES**

**PUBLIC HEARING, SECOND AND FINAL READING**

NOTE: Chapter 10 (Water, Sewer and Other Utilities) is being amended by repealing Chapter 10 to change the rate of interest per annum from three percent (3%) to one hundred eleven thousandth percent (0.111%).

(reference material — ordinance, attorney letter, *C9 on 10/14/2010 Council agenda*)

**V. CONSENT AGENDA**

**◆ CITY COUNCIL**

- C1 RESOLUTION NO. 10-23. A RESOLUTION OF THE CITY OF PINELLAS PARK, FLORIDA, IN SUPPORT OF THE RECOMMENDATIONS OF THE JOINT LAND USE AND TRANSPORTATION COMMITTEE, INCLUDING AMENDMENT TO THE PINELLAS PLANNING COUNCIL'S SPECIAL ACT; PROVIDING FOR AN EFFECTIVE DATE.**

**FIRST AND FINAL READING**

NOTE: This resolution supports the recommendations of the Joint Land Use and Transportation Committee to integrate the MPO and PPC functions to more closely align on transportation and land use issues to create a more streamlined and integrated process, which should identify and eliminate any redundancies, disconnects, or inefficiencies in the current system.

(reference material – resolution)

**VI. REGULAR AGENDA**

**◆ CITY COUNCIL**

- R1 RE-APPOINTMENT TO PINELLAS PLANNING COUNCIL (PPC)**

NOTE: The appointment of Councilwoman Sandra L. Bradbury, to the Pinellas Planning Council expires December 31, 2010. The Pinellas Planning Council appointment is for a two-year period. Councilwoman Bradbury has served on the Pinellas Planning Council since April 2002.

ACTION: (Approve - Deny) The re-appointment of Sandra L. Bradbury to represent the City of Pinellas Park on the Pinellas Planning Council for a term from January 1, 2011 through December 31, 2012.

reference material — 9/27/2010 letter from David Healey, Executive Director, Pinellas Planning Council)

**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**

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**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

SEPTEMBER

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NOVEMBER

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Succoth Ends

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Orchestra Concert  
Performing Arts Center

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16

Columbus Day (obsvd)  
City Offices OPEN

7:30 PM City Council  
Workshop

Pancake Breakfast  
Senior Center - 9 AM

7:00 PM Agenda Session  
\*7:30 PM City Council  
Meeting

National Boss Day

17

18

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20

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22

23

Organ Concert  
City Auditorium

\*6:00 PM "Meet Your  
Mayor & Council"

24

25

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29

30

United Nations Day

31

Halloween

Halloween Treat Trail  
4 - 9 PM

7:30 PM City Council  
Workshop

7:00 PM Agenda Session  
\*7:30 PM City Council  
Meeting



October

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO

THINGS TO DO

Sunday

Monday

Tuesday

Wednesday

Thursday

Friday

Saturday



November

THINGS TO DO

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THINGS TO DO

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Daylight Saving Time Ends		7:30 PM City Council Workshop	Pancake Breakfast Senior Center - 9 AM	Veterans Day City Offices & Library Closed 7:00 PM Agenda Session *7:30 PM City Council Meeting																																																																																																				
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		7:00 PM Agenda Session *7:30 PM City Council Meeting		Brush Site Closed No Commercial Trash Pick-Up Today Thanksgiving Day City Offices & Library Closed	City Offices & Library Closed																																																																																																			
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First Sunday in Advent		National League of Cities			<p>OCTOBER</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td></tr> <tr><td>31</td><td></td><td></td><td></td><td></td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S						1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31							<p>DECEMBER</p> <table border="1"> <tr><td>S</td><td>M</td><td>T</td><td>W</td><td>T</td><td>F</td><td>S</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td></tr> <tr><td>31</td><td></td><td></td><td></td><td></td><td></td><td></td></tr> </table>	S	M	T	W	T	F	S						1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31						
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