

**CITY OF PINELLAS PARK, FLORIDA
CITY COUNCIL AGENDA
JANUARY 26, 2012**

**CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE**

I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

SPECIAL PRESENTATION — MAYOR’S CHOICE AWARDS

SERVICE AWARDS — City Employees

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

II. APPROVAL OF MINUTES

Approval of Regular Council Minutes of January 12, 2012.

III. PUBLIC HEARINGS

◆ COMMUNITY DEVELOPMENT

P1 ORDINANCE NO. 3792. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, PERTAINING TO COMPREHENSIVE PLANNING; UPDATING APPENDIX I, TABLES 1, 2, AND 3 OF THE PINELLAS PARK COMPREHENSIVE PLAN TO INCLUDE A REVISED SCHEDULE OF PROJECTS; PROVIDING FOR THE ANNUAL UPDATING BY REFERENCE OF THE SCHOOL DISTRICT’S FIVE-YEAR WORK PROGRAM.

PUBLIC HEARING, SECOND AND FINAL READING

NOTE: State statutes require the five-year capital improvement schedule of the Comprehensive Plan to be updated annually and adopted by City Council by Ordinance. This Ordinance brings the city in compliance with State comprehensive plan requirements. Upon approval of this item by City Council, the 5 year schedule of capital projects will be transmitted to the State Department of Economic Opportunity.

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P1 (reference material — ordinance, letter from City Attorney, *C11 on 1/12/12 Council agenda*)

P2 **ORDINANCE NO 3784. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, PERTAINING TO COMPREHENSIVE PLANNING; AMENDING ORDINANCE NO. 3736; AMENDING THE FUTURE LAND USE ELEMENT TO UPDATE FLOODPLAIN AND HURRICANE EVACUATION POLICIES.**

PUBLIC HEARING, SECOND AND FINAL READING

NOTE: This Ordinance revises the Comprehensive Plan by updating the definition of the Coastal Storm Area, provides mitigative relief for hospitals, nursing homes, other like uses locating or expanding in an evacuation zone, and provides language referencing maps. The Planning and Zoning Commission reviewed the amendment at a public hearing held on October 6, 2011 and recommended approval. A first reading and public hearing by City Council occurred on October 27, 2011. As required by State Statues, the ordinance was forwarded to the State Land Planning Agencies and appropriate reviewing agencies.

The Florida Department of Economic Opportunity (DEO) and the Tampa Bay Regional Planning Council (TBRPC) suggested revisions and the following changes were made to the Ordinance;

1. At the Request of the State DEO changes were made to the original Ordinance by deleting revisions referencing evacuation times and by adding the adoption of an updated coastal storm area map.
2. At the request of the Tampa Bay Regional Planning Council, references to the storm modeling for “Pinellas County” were revised to the “Tampa Bay Basin”.

Upon approval of this item by City Council, the amendment becomes effective 31 days after the State Land Planning Agency determines the amendment package is complete and no timely challenge is filed by an affected party.

(reference material — ordinance, letter from City Attorney, agency comments, excerpts from the P&Z minutes of 10/6/11)

IV. CONSENT AGENDA

◆ OMB

C1 **ORDINANCE NO. 3791. AMENDING ORDINANCE 3780 ADOPTING THE BUDGET FOR FISCAL YEAR 2011/2012.**

FIRST READING PRIOR TO PUBLIC HEARING

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- C1** NOTE: This budget amendment performs some minor maintenance in the General Fund in the City at Large account. In the CIP, funds are carried forward for various projects from the prior year and funds are appropriated for major repairs at Fire Station 35 and the Classical Christian School. Overall the City's budget for this year will increase by \$1,721,170.

(reference material — ordinance and budget amendment schedule)

◆ **FIRE**

- C2** **AUTHORIZATION FOR FINAL PAYMENT ON CONTRACT 11/028 FOR PURCHASE AND INSTALLATION OF FIRE SPRINKLERS AT FIRE STATION #16 – Cox Fire Protection, Inc., Tampa, FL**

NOTE: This action is recommended so that final payment can be processed and the contract completed. The total amount of contract 11/028 is \$8,701.00 and the final amount of \$870.10 is to be charged to account number 301-282-5-748-14.

ACTION: (Approve – Deny) Authorization to make the final payment for the purchase and installation of sprinkler system at Station 16, contract 11/028, to Cox Fire Protection, Inc., Tampa, FL in the amount of \$870.10 to be charged to the appropriate account.

(reference material — final invoice)

◆ **HUMAN RESOURCES**

- C3** **REAPPOINTMENT TO THE PINELLAS PARK GENERAL EMPLOYEES' PENSION BOARD OF TRUSTEES — One Council Appointed Member**

NOTE: The term of Mr. Alan Swartz as a member of the Pinellas Park General Employees' Pension Board expires January 31, 2012. Mr. Swartz is interested in continuing his service as a trustee. Members serve for a three-year term.

ACTION: (Approve-Deny) The reappointment of Alan Swartz to serve as a resident member of the Pinellas Park General Employees' Pension Board of Trustees with term to expire January 2015.

(reference material — attendance record for past term)

◆ **IT**

- C4** **AUTHORIZATION FOR THE PURCHASE OF NETAPP STORAGE APPLIANCE — Datalink Inc.**

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- C4** NOTE: Authorization to purchase NETAPP Network Storage and Installation under state contract #250-000-09-1 at a cost of \$ 43,239.00 from (DataLink Inc. 8170 Upland Circle, Chanhassen, MN 55317). This project will be charged to account 501-851-5-621-08

ACTION: (Approve-Deny) Authorization to purchase NETAPP Network Storage and Installation from DataLink Inc. (Chanhassen, MN 55317) at a total cost of \$43,239.00 to be charged to the appropriate account.

(reference material — Price quote, Purchasing letter)

◆ **POLICE**

- C5** **AUTHORIZATION FOR THE CITY OF PINELLAS PARK'S PARTICIPATION AS A SIGNATORY ON THE PINELLAS COUNTY HOMELESS LEADERSHIP BOARD INTERLOCAL AGREEMENT**

NOTE: The Homeless Leadership Network (HLN) is a network of public institutions, nonprofit entities and private sector organizations who have, over the past several years, worked together to examine the problems and find potential solutions to address the issue of homeless persons and families in Pinellas County. Solving homelessness requires effective services to individuals and families coupled with policy solutions in the fields of housing, health care, transportation and employment. The complexity of chronic homelessness and the need for comprehensive support systems within the community for chronic homelessness requires a collaborative effort.

State law and changes in federal law provides and encourages local governments to collaborate in addressing issues of homelessness. In order for the HLN to more efficiently and effectively benefit from this collaboration, the HLN has determined it is necessary to become more streamlined. In order to achieve this goal, the Pinellas County Coalition for the Homeless has agreed to reconstitute its Board of Directors to allow for no less than fifteen (15) and no more than (21) persons comprised of local Elected Officials and Community Leaders to serve as its new Board. The new name for this organization will be the Pinellas County Homeless Leadership Board and will replace the Homeless Leadership Network.

ACTION: (Approve-Deny) Approve or Deny the City of Pinellas Park's participation as a signatory on the Pinellas County Homeless Leadership Board Interlocal Agreement.

(reference material — Interlocal Agreement, City Attorney Letter Dated 1/12/2012, By-laws of the Pinellas County Homeless Leadership Board dated 11/4/2011 and Slate of Recommended nominations to the new Homeless Leadership Board dated 1/6/2012)

◆ **LIBRARY AND RECREATION**

C6 RECEIPT OF RESIGNATION FROM LIBRARY BOARD — Gary Henkel

NOTE: Gary Henkel has asked to resign from the Library Board due to other commitments. Mr. Henkel has been an active member of the Board since September 2009, and his contributions will be missed. The term for this position expires June 30, 2013.

ACTION: (Accept-Refuse) With regret, the resignation of Gary Henkel from the Library Board, effective January 26, 2012.

(reference material — resignation letter)

◆ **PUBLIC WORKS**

C7 AUTHORIZATION TO PURCHASE UNDER PINELLAS COUNTY CONTRACT — Traffic Marking Materials And Installation Services — AKCA, Inc.

NOTE: This item is for restriping and marking of various streets in the City. The supply, delivery, and installation will be provided by AKCA, Inc., 4603 Reece Road, Plant City, Florida 33567, who is currently under contract with Pinellas County. The total cost for this project is not to exceed \$51,000 and will be charged to account 301-481-5796-56, found on page 390 in the 2011/2012 budget book.

ACTION: (Approve-Deny) Authorization to purchase, supply, deliver, and install thermoplastic markings and raised pavement markers under the existing Pinellas County contract 078-0372-B(MW) from AKCA, Inc., Plant City, FL, in the amount not to exceed \$51,000 to be charged to the appropriate account.

(reference material — 11/18/11 memo from Purchasing Director, 12/01/11 City Attorney letter)

AMENDED

◆ **COMMUNITY DEVELOPMENT**

C8 RESOLUTION NO. 12-02. A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE COUNTY'S INVITATION TO ENTER INTO NEGOTIATIONS FOR REACHING AN INTERLOCAL SERVICES BOUNDARY AGREEMENT — COMMUNITY DEVELOPMENT

FIRST AND FINAL READING

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- C8** NOTE: This authorizes the City Manager to enter into negotiations to provide for the annexation of property within an enclave that is not contiguous to the City. It also requires the City Manager to notify all the other municipalities and independent district that were notified by Pinellas County as part of this process. The properties are within the Pinellas Park Planning Boundaries.

(reference material — resolution, letter from City Attorney)

- C9** **ORDINANCE NO. 3796. ANNEXING INTO THE CITY OF PINELLAS PARK CERTAIN PORTIONS OF RIGHT-OF-WAY GENERALLY LOCATED ON 68TH AVENUE NORTH FROM 66TH STREET NORTH TO 67TH WAY NORTH (Pinellas County – AX12-5)**

FIRST READING PRIOR TO PUBLIC HEARING

NOTE: This is a voluntary annexation of 0.48 acres MOL of contiguous right-of-way property. Most of the surrounding right of way is in the City of Pinellas Park, and the majority of the abutting properties in the area have been annexed into the City.

(reference material — ordinance, data sheet, comment sheet, map, Attorney approval letter)

- C10** **APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY TAMPA BAY WATER (AX11-39) — Annexation of 2.57 acres MOL of vacant property located west of 66th Street North and North of 102nd Avenue North**

NOTE: This is a voluntary annexation of 2.57 acres MOL of contiguous commercial property. These two vacant parcels are located west of 66th Street North and north of 102nd Avenue North. The Owner has no immediate plans for development of the property.

Tampa Bay Water Vacant – 66 th St. and 102 nd Ave.	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$0.00	\$0.00	\$0.00
There are no special provisions associated with this Annexation Petition.			

ACTION: (Approve - Deny) The voluntary annexation of 2.57 acres MOL of vacant property owned by Tampa Bay Water and located west of 66th Street North and north of 102nd Avenue North.

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

C11 ORDINANCE NO. 3793. ANNEXING INTO THE CITY OF PINELLAS PARK CERTAIN PARCELS OF VACANT LAND GENERALLY LOCATED WEST OF 66TH STREET NORTH AND NORTH OF 102ND AVENUE NORTH (TAMPA BAY WATER AX11-39)

FIRST READING PRIOR TO PUBLIC HEARING

NOTE: This is a voluntary annexation of 2.57 acres MOL of contiguous commercial property. These two vacant parcels are located west of 66th Street North and north of 102nd Avenue North. The Owner has no immediate plans for development of the property.

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

C12 AUTHORIZATION FOR MAYOR TO SIGN ANNEXATION AGREEMENT WITH LION HOLDINGS GROUP, INCORPORATED (AX12-2) — Annexation of 3.5 acres MOL located at 7025 90th Avenue North

NOTE: This is a voluntary annexation of 3.50 acres MOL of contiguous commercial property located at 7025 90th Avenue North in the Pinellas Farms Subdivision. The Owner’s are planning a phased development of the property to support their growing business, Global Frozen Trucking Incorporated.

Lion Holdings Group, Inc. 7025 90 th Avenue N.	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$8,312.88	\$0.00	\$40,000.00
The Annexation Agreement special provisions are:			
<ul style="list-style-type: none"> ◆ For a period of sixty (60) months from the date of execution of this Agreement, the City shall waive City land development fees applicable for the phased development of the Property, in an amount not to exceed Forty Thousand Dollars (\$40,000.00). 			

ACTION: (Approve - Deny) Authorization for Mayor to sign an Annexation Agreement with Lion Holdings Group, Incorporated for annexation of 3.5 acres MOL located at 7025 90th Avenue North.

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

C13 ORDINANCE NO. 3794. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 7025 90TH AVENUE NORTH (LION HOLDINGS GROUP, INC. AX12-2)

FIRST READING, PRIOR TO PUBLIC HEARING

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- C13** NOTE: This is a voluntary annexation of 3.50 acres MOL of contiguous commercial property located at 7025 90th Avenue North in the Pinellas Farms Subdivision. The Owner's are planning a phased development of the property to support their growing business, Global Frozen Trucking Incorporated.

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

- C14** **APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY JAMES E. WAGGONER (AX12-3) — Annexation of 0.18 acres MOL located at 6791 67th Way**

NOTE: This is a voluntary annexation of 0.18 acres MOL of contiguous residential property located at 6791 67th Way in the Alston Park Subdivision. The Owner's single family home is located on this site.

James E. Waggoner 6791 67 th Way	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$729.80	\$0.00	\$0.00
There are no special provisions in this Annexation Petition.			

ACTION: (Approve - Deny) The voluntary annexation of 0.18 acres MOL of property owned by James E. Waggoner and located at 6791 67th Way.

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

- C15** **ORDINANCE NO. 3795. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6791 67TH WAY (JAMES E. WAGGONER AX12-3)**

FIRST READING, PRIOR TO PUBLIC HEARING

NOTE: This is a voluntary annexation of 0.31 acres MOL of contiguous residential property located at 6791 67th Way in the Alston Park Subdivision. The Owner's single family home is located on this site.

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

- C16** **APPROVAL OF VOLUNTARY ANNEXATION OF PROPERTY OWNED BY DAWN M. DILLON (AX12-6) — Annexation of 0.12 acres MOL located at 6764 67th Way**

NOTE: This is a voluntary annexation of 0.12 acres MOL of contiguous residential property located at 6764 67th Way in the Alston Park Subdivision. The Owner's single family home is located on this site.

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C16

Dawn M. Dillon 6764 67 th Way	City Projected Annual Revenue	City Funds Expended	City Fees Waived
1-Year Projected Total	\$415.82	\$0.00	\$0.00
There are no special provisions in this Annexation Petition.			

ACTION: (Approve - Deny) The voluntary annexation of 0.12 acres MOL of property owned by Dawn M. Dillon and located at 6764 67th Way.

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

C17 ORDINANCE NO. 3797. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6764 67TH WAY (DAWN M. DILLON AX12-6)

FIRST READING, PRIOR TO PUBLIC HEARING

NOTE: This is a voluntary annexation of 0.18 acres MOL of contiguous residential property located at 6764 67th Way in the Alston Park Subdivision. The Owner's single family home is located on this site.

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

ADD-ON ITEMS

◆ CITY COUNCIL

C18 RESOLUTION NO. 12-03. A RESOLUTION OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, URGING THE FLORIDA LEGISLATURE TO OPPOSE HB 1063 AND SB 760 TO REPEAL LOCAL BUSINESS TAX RECEIPTS.

FIRST AND FINAL READING

NOTE: The Local Business Tax allows cities to know what businesses are operating within their jurisdiction and enables cities to allocate municipal resources appropriately. The Elimination of the local business tax would cost the City of Pinellas Park approximately \$800,000. Annually.

(reference material — none)

- C19 RESOLUTION NO. 12-04. A RESOLUTION OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA SUPPORTING POLICE OFFICER AND FIREFIGHTER PENSION PLAN AND DISABILITY PRESUMPTION REFORMS TO MAKE THE PLANS SUSTAINABLE, SOUND AND SECURE FOR CURRENT AND FUTURE POLICE OFFICERS AND FIREFIGHTERS.**

FIRST AND FINAL READING

NOTE: The City of Pinellas Park opposes unfunded mandates from the Florida Legislature that have created a pension plan system for local police officers and firefighters that is unstable, unsustainable and unreliable for current and future police officers and firefighters.

(reference material — none)

- C20 RESOLUTION NO. 12-05. A RESOLUTION AUTHORIZING THE FLUORIDATION OF THE POTABLE WATER SUPPLY FOR THE CITY OF PINELLAS PARK; AND AUTHORIZING THE CITY MANAGER TO APPLY FOR GRANT FUNDING TO THE FLORIDA DEPARTMENT OF HEALTH TO ASSIST IN THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR THE FLUORIDATION PROGRAM; PROVIDING FOR COMPLIANCE WITH THE STATE OF FLORIDA DEPARTMENT OF HEALTH REGULATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

FIRST AND FINAL READING

NOTE: Pinellas County has discontinued fluoridation of its potable water supply and fluoridation has been demonstrated to be the most cost-effective mechanism for preventing dental cavities. At the City Council Workshop of January 24, 2012, City Council decided to restore fluoride to the drinking water for the community

(reference material — none)

V. REGULAR AGENDA

◆ LIBRARY AND RECREATION

R1 RECEIPT OF 2011 LIBRARY ANNUAL REPORT

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

ACTION: (Approve – Deny) The Library Director will be in attendance to present the 2011 Library Annual Report in accordance with Section 2-504 of the City Code requiring submission on a yearly basis.

(reference material — annual report, unapproved minutes of the January 5, 2012 Library Board Meeting)

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 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.