

**CITY OF PINELLAS PARK, FLORIDA
CITY COUNCIL AGENDA
SEPTEMBER 8, 2011**

**CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE**

I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

PROCLAMATIONS

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 August 25, 2011.

III. PUBLIC HEARINGS

◆ OMB

P1 RESOLUTION NO. 11-17. A RESOLUTION DECREASING THE REVENUE 0.00% FROM AD VALOREM TAXATION OF PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF PINELLAS PARK, FLORIDA, TO \$13,236,444.

FIRST READING AND PUBLIC HEARING

NOTE: This Resolution establishes the City millage rate for fiscal year 2011-2012 property taxes, which will be billed by the County Tax Collector in November. The proposed rate is 5.4269 mills, which represents a 0.00% decrease over the rolled-back rate, and is consistent with the proposed budget.

(reference material — Resolution)

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- P2 ORDINANCE NO. 3780. AN APPROPRIATIONS AND TAX LEVY ORDINANCE OF THE CITY OF PINELLAS PARK, FLORIDA, COVERING THE FISCAL YEAR BEGINNING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012; BEING AN ORDINANCE APPROPRIATING FUNDS REQUIRED FOR THE PURPOSE OF MEETING THE GENERAL OPERATING EXPENSES OF THE CITY FOR SALARIES, WAGES, FEES NECESSARY OR PROPER, DISBURSEMENTS AND OTHER EXPENDITURES NECESSARY OR PROPER FOR THE OPERATION OF THE CITY GOVERNMENT, THE WATER AND SEWERAGE UTILITY SYSTEM AND FOR THE PURPOSE OF MEETING DEBT RETIREMENT REQUIREMENTS AND CAPITAL IMPROVEMENTS DURING SAID FISCAL YEAR, PROVIDING FOR SEVERABILITY.**

FIRST READING AND PUBLIC HEARING

NOTE: This Ordinance legally appropriates the City budget for the fiscal year October 1, 2011 through September 30, 2012. It reflects the changes as discussed at Council's Budget Workshop.

(reference material — Ordinance)

- P3 ORDINANCE NO. 3776. AMENDING ORDINANCE 3744 ADOPTING THE BUDGET FOR FISCAL YEAR 2010/2011.**

PUBLIC HEARING, SECOND AND FINAL READING

NOTE: This budget amendment performs some minor maintenance in the General, Police Confiscated Trust, and CRA funds. Funds are reappropriated to provide funding for some expenditures for building maintenance, health insurance, library donations, etc. In the Community Redevelopment and Police Confiscated funds, funds are appropriated for infrequently occurring items such as training and travel, audit, etc. Overall the City's budget for this year will increase by \$91,820.

(reference material — ordinance and budget amendment schedule, *C14 on 8/25/2011 Council agenda*)

◆ FIRE

- P4 ORDINANCE NO. 3775. ANNEXING INTO THE CITY OF PINELLAS PARK A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 3630 ULMERTON ROAD (SOUTHLAND INVESTMENT CORPORATION AX11-22)**

PUBLIC HEARING, SECOND AND FINAL READING

- P4** NOTE: This is a voluntary annexation of 1.61 acres MOL of contiguous commercial property located at 3630 Ulmerton Road. The 22,841 square foot building on site is occupied by Quality Flooring, a distributor of flooring materials and installation supplies.

(reference material — ordinance, petition, map, Attorney approval letter, *CI on 8/25/2011 Council agenda*)

◆ **COMMUNITY DEVELOPMENT**

- P5** **CONSIDERATION OF A REQUEST FOR AN AMENDMENT TO AN EXISTING CONDITIONAL USE OF A “CHILD CARE CENTER TYPE III”, IN THE “B-1” GENERAL COMMERCIAL ZONING DISTRICT WITH A VARIANCE TO THE SETBACKS FOR A DUMPSTER ENCLOSURE, SIDEWALKS, AND TWO-WAY DRIVE-AISLE WIDTH ALONG WITH A WAIVER TO SECTION 18-1533.16, REQUIRED PERIMETER LANDSCAPE BUFFERS, TO WAIVE REQUIRED LANDSCAPING ALONG THE WEST PROPERTY LINE ON A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 7510 PARK BOULEVARD.** (CU 2011-16/BOA 2011-22/MS 2011-25 Mariano Cibran/Fraze Design)

PUBLIC HEARING (Quasi-Judicial)

NOTE: The applicant is requesting consideration for an amendment to a previously approved Conditional Use to establish a “Child Care Center Type III”, in the “B-1” General Commercial Zoning District on a 1.328 acre parcel of land generally located at 7510 Park Boulevard. The applicant is requesting the following variances: to allow the sidewalk to encroach into the west, side yard setback four feet; to allow the dumpster enclosure to encroach 0.1 feet into the west, side yard setback; and to allow the two-way drive (ingress/egress) aisle off of 75th Street to remain as constructed, at 23.25 feet. The applicant is also requesting that a landscape waiver be permitted along the west property line (approximately 107 feet long by five feet in width) abutting the proposed sidewalk. The surrounding area is developed with: to the north, a storage facility; to the west, C & C Cars (auto sales) and vacant commercial land; to the south, single family dwellings; and to the east, unoccupied commercial site (former 1st Security Auto Sales) and a single family dwelling. 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 on August 4, 2011, the Planning and Zoning Commission recommended approval of the above request subject to conditions.

ACTION: (Approve – Deny) A request to amend a previously approved Conditional Use for a “Child Care Center Type III”, in the “B-1” General Commercial Zoning District on a parcel of land generally located at 7510 Park

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- P5** Boulevard with variances to the minimum required setback for a sidewalk, minimum required setback for a dumpster enclosure, and minimum permitted two-way drive aisle width and a landscape waiver along the west side yard abutting the proposed sidewalk based on the staff report and the criteria found in Section 18-1531.6 and subject to the following conditions:
1. The sidewalk located along the west, side yard shall be installed at no more than one foot from the property line.
 2. The dumpster and its enclosure shall not encroach more than 0.1 feet from the property line.
 3. The ingress/egress drive aisle off of 75th Street may be no less than 23.25 feet wide.
 4. The variances are for the sidewalk along the west, side yard property line, the dumpster and enclosure, and the two-way drive (ingress/egress) drive aisle off of 75th Street only.
 5. The applicant shall be required to provide payment for two canopy trees and 24 hedge plants, based on the site plan. The waiver shall not be in effect until such monies are deposited into the City's "Tree Bank" account or, consistent with Section 18-1533.4 Certificate of Occupancy, a temporary Certificate of Occupancy may be issued by the Building Official and shall not become final until final payment of said monies is deposited into the "Tree Bank" account.

(reference material — staff report, application, excerpts of the 08/04/2011 Planning and Zoning Commission meeting, site plan, and aerial)

IV. CONSENT AGENDA

◆ COMMUNITY DEVELOPMENT

C1 AUTHORIZATION TO SUBMIT FISCAL YEAR 2011 ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION

NOTE: The Assistance to Firefighters Grant Program of the U.S. Department of Homeland Security awards one-year grants directly to fire departments to enhance their abilities to protect the health and safety of the public and of firefighting personnel. The program will accept online applications from August 15, 2011 to September 9, 2011.

The City of Pinellas Park Fire Department (PPFD) proposes to submit an online application for funding of six thermal imaging cameras to replace existing outdated equipment.

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- C1** The total cost of this project is \$74,270, as detailed in the project budget. If awarded, the grant requires a 20% local cash match. The application requests Federal funding in the amount of \$59,416 and provides for a required local match in the amount of \$14,854. The City is not required to have the cash match in hand at the time of application. Therefore, should the grant be awarded, a request for a budget amendment will be submitted to City Council for approval at the time of award. The City's Office of Management and Budget has approved this approach to match funding.

ACTION: (Approve – Deny) Authorization to submit Fiscal Year 2011 Assistance to Firefighters Grant application to the U.S. Department of Homeland Security for the purchase of six thermal imaging cameras.

(reference material — grant announcement, project budget)

◆ **FINANCE**

- C2** **RESOLUTION NO. 11-18. AMENDING RESOLUTION NO. 10-21 RELATING TO THE OPERATION OF THE WATER, SEWER AND RECLAIMED WATER SYSTEMS; BY REVISING WATER AND SEWER WATER RATES ONLY; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS CONFLICTING HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE**

FIRST READING PRIOR TO PUBLIC HEARING

NOTE: This resolution adopts a retail rate increase of 4 % for water and 9% for sewer. This tentative rate increase is based upon a Pinellas County pass through on the wholesale water purchase rate increase on water and sewer which will take effect on October 1, 2011. This retail rate increase, should it be approved, will be effective with all billing issued on or after October 1, 2011.

(reference material — Resolution, Exhibit I)

◆ **POLICE**

- C3** **AUTHORIZATION FOR MAYOR TO SIGN PINELLAS COUNTY SHERIFF RENEWAL AGREEMENT FOR CONTRACT SERVICES**

NOTE: This contract revises and replaces the contract previously entered into between the City and Pinellas County Sheriff's Office, dated October 1, 2010. The proposed renewal contract has been reviewed by the City Attorney's office, with an \$9,852 increase. The cost for this proposed agreement is \$174,546.07 for one year.

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- C3 ACTION:** (Approve-Deny) Authorization for the Mayor to sign the Contract Services Agreement with Jim Coats, as Sheriff of Pinellas County. This Agreement shall commence October 1, 2011 and will conclude September 30, 2012, for the minimum sum of \$174,546.07 to be charged to the appropriate account.

(reference material — City Attorney's letter dated 08/05/2011, Risk Management's email dated 8/09/2011, Agreement)

◆ **LIBRARY AND RECREATION**

- C4 AUTHORIZATION FOR MAYOR TO SIGN AGREEMENT BETWEEN THE CITY OF PINELLAS PARK AND THE PINELLAS COUNTY COALITION FOR THE HOMELESS, INC.**

NOTE: The Pinellas County Coalition for the Homeless, Inc. (PCCH) is the administrative agency for the Pinellas County Homeless Leadership Network and its 10-Year Plan to End Homelessness in Pinellas County, to which the City of Pinellas Park is a signatory. The City of Pinellas Park has budgeted \$10,000 to contribute to the administrative costs of the agency during FY 2010-2011, renewing support initially granted in FY 2006-2007. The proposed Agreement establishes the terms and conditions of this funding and the authorized purposes of the funding, itemized in the Budget, Attachment A, as support for salary and benefits for an office manager/bookkeeper.

ACTION: (Approve – Deny) Authorization for the Mayor to sign an Agreement between the City of Pinellas Park and the Pinellas County Coalition for the Homeless, Inc. for FY 2010-2011, providing for a grant amount of \$10,000.00 and establishing terms and conditions for such grant.

(reference material — agreement; PCCH annual budget FY 10-11; letter from City Attorney)

V. REGULAR AGENDA

NONE

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

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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.

