



# City of Pinellas Park

## City Council

### Agenda

Thursday, April 11, 2019

6:00 PM

City Council Chambers

#### CALL TO ORDER

#### INVOCATION

#### PLEDGE OF ALLEGIANCE

#### I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

##### SPECIAL PRESENTATION

##### 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 AND CITIZENS WILL BE SWORN IN IF THERE ARE ITEMS THAT ARE QUASI-JUDICIAL**

#### II. APPROVAL OF MINUTES

Approval of Regular Council Minutes of March 28, 2019, as on file in the City Clerk's office.

#### III. PUBLIC HEARINGS

- P1 CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE APPROVAL FOR AN EDUCATIONAL INSTITUTION IN THE B-1 ZONING DISTRICT WITH A WAIVER TO THE REQUIREMENT FOR MINIMUM SETBACKS OF 25 FEET FROM ANY PROPERTY LINE - (CU 2019-3, Intellectual Devotion Center, LLC)**

##### **PUBLIC HEARING, FIRST AND FINAL READING (QUASI-JUDICIAL)**

**(Speaker - Benjamin Ziskal, Planning & Development Services Director)**

NOTE: The applicant is requesting Conditional Use approval for an Educational Institution in the B-1 Zoning District. The proposed school, Flexcel Academy, is described as a high school drop out prevention program where teenagers and adults can earn high school diplomas. The proposed school meets the Conditional Use requirements for an Educational Institution, with the exception of the 25 foot setback requirement from any property line.

ACTION: (Approve - Deny) CU 2019-3, Conditional Use approval for an Educational Institution in the B-1 Zoning District with a waiver to the requirement for minimum setbacks of 25 feet from any property line. Public hearing, first and final reading - quasi-judicial.

Department: Community Development

Reference Material: [CU 2019-3 staff report, conditional use application, maps, parking agreement](#)

#### **IV. CONSENT AGENDA**

**C1 AUTHORIZATION FOR THE MAYOR TO ACCEPT A WARRANTY DEED FOR PROPERTY FROM 6351 49TH STREET LLC - 6351 49th Street North**

NOTE: The Public Works Department requests that the City accept a Warranty Deed from the 6351 49th Street LLC for a Thirty (30) foot by One Hundred and Thirty (130) foot segment of property. The area is of interest to the City for right-of-way purposes.

ACTION: (Approve - Deny) Authorization for the Mayor to accept a Warranty Deed for property on 6351 49th Street North from 6351 49th Street LLC.

Department: Community Development

Reference Material: [SR RoW Deed 6351 49th St N 3.19.19.pdf](#)

**C2 APPOINTMENT TO THE CODE ENFORCEMENT BOARD - Susan Boyd**

NOTE: A vacancy on the Code Enforcement Board was created by the resignation of John Spagnola. His term was to expire on December 31, 2020. Two applicants were interviewed: Susan Boyd and Karen Ford. The members of the Board recommended Susan Boyd for appointment.

ACTION: (Approve - Deny) The appointment of Susan Boyd to serve on the Code Enforcement Board with a term to expire on December 31, 2020.

Department: Community Development

Reference Material: [CEB Boyd, Ford Application; Minutes](#)

**C3 AUTHORIZATION FOR THE CITY MANAGER TO TRANSMIT AN APPLICATION FOR FUNDING UNDER THE MEET ME AT THE PARK PROGRAM THROUGH A PARTNERSHIP BETWEEN THE NATIONAL PARK AND RECREATION ASSOCIATION AND THE WALT DISNEY COMPANY TO INSTALL AN ENDURANCE COURSE AT YOUTH PARK**

**FIRST AND FINAL READING**

NOTE: This application for funding, in an amount not to exceed \$20,000 if funded, will be used to install a 10-piece endurance course at Youth Park. Costs include purchasing a pre-configured outdoor fitness package designed for ages 13 and up, installation of the equipment, and ground covering in the surrounding fitness zone.

The funding requires a 1:1 match not to exceed \$20,000. This request will be included as a funded project in the Fiscal year 2019 - 2020 Capital Improvement Program.

ACTION: (Approve - Deny) Authorization for the City Manager to transmit an application for funding under the Meet Me at the Park program through the National Park and Recreation Association in partnership with the Walt Disney Company.

**Department:** Leisure Services

**Reference Material:** [Youth Park - Action Fit Outdoors](#)

**C4 AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM TSE INDUSTRIES, INC. - 11346 53rd Street North**

NOTE: The City of Pinellas Park has requested a utility easement from TSE Industries, Inc. to accommodate existing utility equipment, and for the future maintenance and operation of said equipment at 11346 53rd Street North.

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from TSE Industries, Inc. at 11346 53rd Street North.

**Department:** Public Works

**Reference Material:** [Utility Easement 11346 53rd Street N backup](#)

**C5 AUTHORIZATION FOR MAYOR TO SIGN MASTER AGREEMENT(S) FOR CONTINUING CONTRACT ENGINEERING & ARCHITECTUAL CONSULTANT SERVICES - For RFP 18/012**

NOTE: The Evaluation Committee, in accordance with Resolution 15-12, has reviewed the proposals submitted and recommends three Geo-Technical Testing Consultants: 1) Arehna Engineering Inc., 2) Driggers Engineering Services, Inc., 3) GHD Services, Inc., six Engineering Consultants: 1) Advanced Engineering and Design, Inc., 2) Cardno, Inc., 3) Pennoni Associates, Inc., 4) Ayres Associates, 5) Deuel & Associates, 6) Kisinger Campo & Associates, Corp, and four Architectural Consultants: 1) BFrank Studio, LLC, 2) Williamson Dacar Associates, Inc., 3) CPH, Inc., 4) Mason Blau and Associates, Inc.

Upon Council's recommendation and authorization, the City Manager will negotiate competitively with the most qualified firm(s), on an as needed basis, per project task order; and, should he fail to reach an agreement, he will then negotiate with the remaining firms in order of preference, in accordance with Section 287.055, Florida Statutes. Consultant Services will be charged to the appropriate account and not exceed \$500,000.00 per project (Task Order).

ACTION: (Approve - Deny) Authorization to enter into Master Agreements with various firms to provide Continuing Contract Engineering & Architectural Consultant Services, in amounts to be negotiated on a per project task order basis, not to exceed Five Hundred Thousand Dollars (\$500,000.00) per project and will be charged to the appropriate account(s).

Department: Public Works

Reference Material: [RFP 18012 backup](#)

**C6     AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM CAPITAL RESOURCES OF FLORIDA LLC - 9401 49th Street North (1)**

NOTE: The City of Pinellas Park has requested a utility easement from Capital Resources of Florida LLC to accommodate existing utility equipment, and for the future maintenance and operation of said equipment at 9401 49th Street N. (1).

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from Capital Resources of Florida LLC at 9401 49th Street N. (1).

Department: Public Works

Reference Material: [Utility Easement at 9401 49th St N \(1\) backup](#)

**C7     AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM CAPITAL RESOURCES OF FLORIDA LLC - 9401 49th Street North (2)**

NOTE: The City of Pinellas Park has requested a utility easement from Capital Resources of Florida LLC to accommodate new utility equipment, and for the future maintenance and operation of said equipment at 9401 49th Street N. (2).

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from Capital Resources of Florida LLC at 9401 49th Street N. (2).

Department: Public Works

Reference Material: [Utility Easement at 9401 49th St N \(2\) backup](#)

**C8     AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM CAPITAL RESOURCES OF FLORIDA LLC - 9401 49th Street North (3)**

NOTE: The City of Pinellas Park has requested a utility easement from Capital Resources of Florida LLC to accommodate new utility equipment, and for the future maintenance and operation of said equipment at 9401 49th Street N. (3).

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from Capital Resources of Florida LLC at 9401 49th Street N. (3).

**Department:**             Public Works

**Reference Material:**    [Utility Easement at 9401 49th St N \(3\) backup](#)

**C9     AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM RALPH ANTHONY VIDAL & JAMES ROBERT VIDAL - 4656 84th Terrace North**

NOTE: The City of Pinellas Park has requested a utility easement from Ralph Anthony Vidal & James Robert Vidal to accommodate existing utility equipment, and for the future maintenance and operation of said equipment at 4656 84th Terrace North.

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from Ralph Anthony Vidal & James Robert Vidal at 4656 84th Terrace North.

**Department:**             Public Works

**Reference Material:**    [4656 84th Terrace Utility Easement backup](#)

**C10    AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL UTILITY EASEMENT FROM LISA L. SHEPPARD - 7030 58th Street North**

NOTE: The City of Pinellas Park has requested a utility easement from Lisa L. Sheppard to accommodate existing utility equipment, and for the future maintenance and operation of said equipment at 7030 58th Street North.

ACTION: (Approve - Deny) Authorization for the Mayor to accept a utility easement from Lisa L. Sheppard at 7030 58th Street N.

**Department:**             Public Works

**Reference Material:**    [7030 58th Street N Utility Easement backup](#)

**C11    AUTHORIZATION FOR THE CITY OF PINELLAS PARK TO ACCEPT A PERPETUAL INGRESS/EGRESS EASEMENT FROM SP PINELLAS I LLC - 7875 49th Street North**

NOTE: The City of Pinellas Park and the Pinellas Park Water Management District have requested a perpetual ingress/egress easement at 7875 49th Street N. to access their existing drainage infrastructure and for the future maintenance and operation of said infrastructure at 7875 49th Street N.

ACTION: (Approve - Deny) Authorization for the City of Pinellas Park to accept a perpetual ingress/egress easement from SP Pinellas I LLC at 7875 49th Street N.

**Department:** Public Works

**Reference Material:** [Ingress Egress Easement at 7875 49th St N backup](#)

**V. REGULAR AGENDA**

**R1    RECEIPT OF THE 2017-2018 FINANCIAL AUDIT - Cherry Bekaert LLP, Tampa**

**(Speaker - Sonny Kotala, Finance Administrator)**

NOTE: Representatives from the City's independent auditors, Cherry Bekaert LLP, will present the 2017-2018 Auditor's Report. The Finance Administrator will present a brief summary of the City's fiscal year 2017-2018 Financial Statements.

ACTION: (Approve - Deny) the 2017-2018 Financial Statement and Auditor's Report as presented by Cherry Bekaert LLP.

**Department:** Finance

**Reference Material:** [Council Presentation \(CB 2019-02\)](#)

**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 digital recording of all public hearings. In the event that you wish to appeal a decision, the digital recording 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 THE HEARING IMPAIRED — An interpreter for the hearing impaired will be made available upon requests made at least 72 hours in advance.