



City of Pinellas Park

City Council

Agenda

Thursday, February 27, 2020

6:00 PM

City Council Chambers

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

SPECIAL PRESENTATIONS

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 February 13, 2020, as on file in the City Clerk's office.

III. PUBLIC HEARINGS

- P1 ORDINANCE NO. 4106. AN ORDINANCE OF THE PINELLAS PARK CITY COUNCIL, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING SECTION 4-102, TO CORRECT ERRORS AND UPDATE REFERENCES; AND BY AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING SECTION 18-1502.2, TO ADD, MODIFY OR REMOVE DEFINITIONS; AMENDING TABLE 18-1517.3, TO REMOVE DELICATESSENS AS A PERMITTED USE AND TO REMOVE CLUBS AND LODGES AS A CONDITIONAL USE IN THE ROR DISTRICT; AMENDING TABLE 18-1518.3, TO ADD A CONDITION ON RECREATION/OPEN SPACE, TO REMOVE THE CONDITIONS ON CONVENIENCE STORES AND RETAIL SALES, AND TO REMOVE DELICATESSENS AS A PERMITTED USE IN THE CN DISTRICT; AMENDING TABLE 18-1519.3, TO ADD A CONDITION ON OFFICE SUPPLY STORES, TO MODIFY A CONDITION ON DRIVE-IN/DRIVE-THRU BUSINESSES, AND TO REMOVE CLUBS AND LODGES AS A PERMITTED USE AND TAVERNS AND LOUNGES, RESTAURANTS AND DRIVE-IN/DRIVE-THRU RESTAURANTS AS CONDITIONAL USES IN THE GO DISTRICT; AMENDING TABLE 18-1520.3, TO MODIFY CONDITIONS ON RETAIL SALES, TO ADD CONDITIONS ON DRIVE-IN THEATERS, DAY CARE CENTERS TYPE 2 AND TYPE 3, AND RESIDENTIAL TREATMENT FACILITIES, TO ADD BREWPUBS AND MICROBREWERIES AS PERMITTED USES, AND PACKAGE SALES AS A CONDITIONAL USE, TO REMOVE DELICATESSENS**

AS A PERMITTED USE TO A CONDITIONAL USE IN THE B-1 DISTRICT; AMENDING TABLE 18-1521.3, TO MODIFY CONDITIONS ON BED AND BREAKFAST ESTABLISHMENTS, TO ADD CONDITIONS ON PLACE OF WORSHIP, ACCESSORY USES, AND HEIGHT - BUILDINGS AND STRUCTURES OVER 50 FEET IN AREA "A" OR 35 FEET IN AREA "B", TO REMOVE DELICATESSENS AS A PERMITTED USE, AND TO ADD BREWPUBS AND MICROBREWERIES AS PERMITTED USES IN THE MXD DISTRICT; AMENDING TABLE 18-1522.3, TO MODIFY CONDITIONS ON BED AND BREAKFAST ESTABLISHMENTS, TO REMOVE THE CONDITION ON HEALTH SPAS, TO REMOVE DELICATESSENS AS A PERMITTED USE, AND TO ADD BREWPUBS AND MICROBREWERIES AS PERMITTED USES IN THE TC DISTRICT; AMENDING TABLE 18-1523.3 TO MODIFY THE CONDITION ON HOTELS AND MOTELS AND RESTAURANTS, TO REMOVE DELICATESSENS AS A PERMITTED USE, TO ADD BREWERIES, BREWPUBS, AND MICROBREWERIES AS PERMITTED USES, AND PACKAGE SALES AS A CONDITIONAL USE, AND TO CHANGE CLUBS AND LOUNGES FROM A PERMITTED USE TO A CONDITIONAL USE IN THE CH DISTRICT; AMENDING TABLE 18-1524.3, TO ADD BREWERIES AND MICROBREWERIES AS PERMITTED USES, TO REMOVE DELICATESSENS AS A PERMITTED USE, AND TO REMOVE TAVERNS AND LOUNGES AS A CONDITIONAL USE IN THE M-1 DISTRICT; AMENDING TABLE 18-1525.3, TO ADD BREWERIES AS A PERMITTED USE, AND TO REMOVE RESIDENTIAL TREATMENT FACILITIES, SCHOOLS OF NON-ACADEMIC CURRICULUM, TRADE SCHOOLS (LIMITED TO BUSINESS, MEDICAL, AND PERSONAL SERVICES) AS USES IN THE IH DISTRICT; REPEALING SECTION 18-1530.13 IN ITS ENTIRETY; AMENDING CHAPTER 18, ARTICLE 15, TO CREATE A NEW SECTION 18-1530.13; AMENDING CHAPTER 18, ARTICLE 15, TO CREATE A NEW SECTION 18-1530.26; AMENDING CHAPTER 18, ARTICLE 15, TO CREATE A NEW SECTION 18-1530.27; AMENDING SECTION 18-1531.10(A), TO ADD OR MODIFY SUBSECTIONS PERTAINING TO CONDITIONAL USE REQUIREMENTS FOR CLUBS AND LODGES, PACKAGE SALES, AND TAVERNS AND LOUNGES; REPEALING SUBSECTION 18-1531.10(A)69 IN ITS ENTIRETY; AMENDING SECTION 18-1532.9(B), TO ADD OR MODIFY SUBSECTIONS PERTAINING TO OFF-STREET PARKING SPACE REQUIREMENTS FOR TAVERNS AND LOUNGES, BREWERIES, BREWPUBS, MICROBREWERIES AND PACKAGE SALES; PROVIDING FOR THE INCLUSION OF SUCH AMENDED ORDINANCE IN THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (LDC 2019-05)

CONTINUED FIRST PUBLIC HEARING AND FIRST READING

(Speaker - Nick A. Colonna, Planning & Development Services Director)

NOTE: Approve amendments to the Land Development Code pertaining to alcoholic beverages and food trucks.

P3 on 2/13/20 Council agenda.

ACTION: (Pass - Deny) Ordinance No. 4106. Continued first public hearing and first reading.

Department: Community Development

Reference Material: [LDC 2019-5 - Ordinance, Atty Letter, Staff Report, Addendum](#)

- P2 **ORDINANCE NO. 4107. AN ORDINANCE OF THE PINELLAS PARK CITY COUNCIL, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING SECTION 16-116(D), TO UPDATE THE ENGINEERING PERMIT NAME; AND AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING SECTION 18-102, TO MODIFY AN EXISTING DEFINITION; AMENDING SECTION 18-105.7, TO MODIFY THE MINIMUM WIDTH FOR SIDEWALKS AND LOCATIONS WHERE REQUIRED; AMENDING SECTION 18-105.8(B), TO PROVIDE REFERENCE TO THE CITY ENGINEERING MANUAL OF MINIMUM DESIGN AND CONSTRUCTION STANDARDS; AMENDING CHAPTER 18, ARTICLE 5, TO REORGANIZE, MODIFY AND UPDATE EXISTING REGULATIONS; AMENDING SECTION 18-702.4, TO MODIFY THE MINIMUM WIDTH FOR SIDEWALKS AND LOCATIONS WHERE REQUIRED, AND TO UPDATE THE ENGINEERING PERMIT NAME; AMENDING SECTION 18-1502.2, TO MODIFY OR REMOVE EXISTING DEFINITIONS AND TO ADD NEW DEFINITIONS; AMENDING SECTION 18-1503.9(A)7, TO UPDATE THE PROVISION TO BE CONSISTENT WITH DEFINITION CHANGES AND TO PROVIDE DISTINCTION BETWEEN SIDEWALKS AND WALKWAYS; AMENDING SECTION 18-1503.9(C)2, TO PROVIDE A DISTINCTION BETWEEN SIDEWALKS AND WALKWAYS; AMENDING SECTION 18-1530.25(A)2, TO UPDATE THE PROVISION TO BE CONSISTENT WITH DEFINITION CHANGES; AMENDING SECTION 18-1532.9(A), TO DELETE EXISTING GRAPHICS AND TO MAKE UPDATES FOR CONSISTENCY WITH THE BALANCE OF THIS ORDINANCE; PROVIDING FOR THE INCLUSION OF SUCH AMENDED ORDINANCE IN THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (LDC 2019-06)**

CONTINUED FIRST PUBLIC HEARING AND FIRST READING

(Speaker - Nick A. Colonna, Planning & Development Services Director)

NOTE: Approve amendments to the Land Development Code pertaining to engineering standards, sidewalks and driveways.

P4 on 2/13/20 Council agenda.

ACTION: (Pass - Deny) Ordinance No. 4107. Continued first public hearing and first reading.

Department: Community Development

Reference Material: [LDC 2019-6 - Ordinance, Atty Letter, Staff Report, Addendum](#)

- P3 **ORDINANCE NO. 4103.** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, ADOPTING AN AMENDED MASTER PLAN CONTROLLING DEVELOPMENT OF A RESIDENTIAL PLANNED UNIT DEVELOPMENT (RPUD) WITH UNDERLYING B-1 (GENERAL COMMERCIAL) ZONING ON CERTAIN PARCELS OF LAND GENERALLY LOCATED AT 3110 GRAND AVENUE AND MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" WHICH IS ATTACHED HERETO AND MADE A PART HEREOF; ADOPTING A REVISED MASTER PLAN AND SUPPORTING DOCUMENTATION FOR THE DEVELOPMENT OF A 441 UNIT MULTI-FAMILY APARTMENT COMMUNITY; IMPOSING CONDITIONS OF DEVELOPMENT; CERTIFYING CONSISTENCY WITH THE CITY'S ADOPTED 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 (PUD 2017-2(R), DORCHESTER HOLDINGS, LLC. AND DDGANDY12.98, LLC.)

SECOND PUBLIC HEARING AND SECOND READING (QUASI-JUDICIAL)

(Speaker - Nick A. Colonna, Planning & Development Services Director)

NOTE: Request to approve a major amendment of a Mixed-Use Planned Unit Development (MUPUD) with underlying zoning of "B-1" General Commercial District for the conversion of 256 previously approved hotel rooms to 171 multi-family dwelling units.

P7 on 2/13/20 Council agenda.

ACTION: (Pass - Deny) Ordinance No. 4103. Second public hearing and second reading (quasi-judicial).

Department: Community Development

Reference Material: [PUD 2017-2\(R\) ordinance, staff report, attorney letter](#)

IV. CONSENT AGENDA

**C1 AUTHORIZATION FOR THE PURCHASE OF G-SUITE BUSINESS EMAIL LICENSES
- Daston Corporation**

NOTE: Authorization to purchase from Daston Corporation (19 E Market St # LL01, Leesburg, VA. 20176). Five hundred and seventy seven (577) G Suite Business EMail Licenses, under GSA contract # GS35F0555K at a total cost of \$54,526.50, to be charged to Account # 501-851-5-331-09

ACTION: (Approve - Deny) Authorization to purchase G Suite Business EMail Licenses from Daston Corporation, (Leesburg, VA. 20176) at a total cost of \$ 54,526.50 to be charged to the appropriate account.

Department: Information Technology

Reference Material: [Purchasing Approval and Quote - ADA.pdf](#)

**C2 AUTHORIZATION FOR THE PURCHASE OF THREE CISCO CATALYST 9500
INFRASTRUCTURE NETWORK SWITCHES - Insight Public Sector, Inc**

NOTE: Authorization to purchase Three Cisco Catalyst 9500 Infrastructure Network Switches under State of Florida Contract (# 43220000-WSCA-14-ACS) at a cost of \$216,065.32, and Installation Services under Florida State Contract (# 43210000-US-16-ASC) at a cost of \$39,958.50, from Insight Public Sector Inc. (6820 S Harl Ave Tempe, Arizona 85283). This project will be charged to account 501-851-5-621-08.

ACTION: (Approve - Deny) Authorization to purchase Three Cisco Catalyst 9500 Infrastructure Network Switches and Services from Insight Public Sector Inc. (Tempe, AZ. 85283) at a total cost of \$256,023.82 to be charged to the appropriate account.

Department: Information Technology

Reference Material: [Attorney-Purchasing Approval and SOW Quote_ADA.pdf](#)

**C3 AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF FENCING AT
THE AGRICULTURAL FARM - Located at 6199 94th Avenue**

NOTE: Purchase and installation of fencing at the Agricultural Farm (Farm Center) at Helen Howarth Park. The amount budgeted under Project 20781/352-IMPROVE in account 301781-562520 is \$75,000.00 and can be found on page 239 of the CIP Project and Programs.

ACTION: (Approve - Deny) Authorization for purchase and installation of fencing at the Agricultural Farm under Pinellas County Blanket Purchase Agreement #431932 & #431950 from Smith Industries, Inc. D/B/A/ Smith Fence Company, 4699 - 110th Avenue North, Clearwater, FL 33762 at a cost of \$50,283.28 to be charged to the appropriate account.

Department: Leisure Services

Reference Material: [Smith CO Fence quote - ADA](#)

C4 AUTHORIZATION FOR THE CITY MANAGER TO NEGOTIATE - RFP #19/005 - Grounds and Landscape Services

NOTE: The Evaluation Committee, in accordance with Resolution 15-12, has reviewed the proposals submitted and recommends five contractors in the following order: 1) Precise Property Maintenance, 2) Trimac Outdoor, 3) Lawns Today LLC, 4) MMM Property and Maintenance, and 5) Valleycrest Landscape. Upon Council's recommendation and authorization, the City Manager will negotiate competitively with the top two most qualified firms; 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.

ACTION: (Approve - Deny) Authorization for the City Manager to negotiate with the top two firms recommended by the Evaluation Committee, in order of preference as recommended, 1) Precise Property Maintenance, 2) Trimac Outdoor, 3) Lawns Today LLC, 4) MMM Property and Maintenance and 5) Valleycrest Landscape.

Department: Public Works

Reference Material: [Grounds and Landscape Services-RFP #19_005](#)

V. REGULAR AGENDA

R1 AUTHORIZATION FOR REIMBURSEMENT OF ATTORNEY FEES

NOTE: A complaint was filed by Donna Saxer with the Florida Commission on Ethics alleging Council Member Rick Butler had violated the ethics provisions of the Florida Statutes by his use of a City credit card. It was necessary for Council Member Butler to retain an attorney to represent him in the proceedings, including an associate attorney in Tallahassee. The total attorney fees were the amount of \$4,220.00. On January 24, 2020, the Florida Commission on Ethics determined that there was no probable cause as to the allegations of the complaint constituting any violation of the Florida Ethics Code. Council Member Butler is entitled to reimbursement of his attorney fees in this amount, approximately half of which is anticipated to be paid by the City's insurance policy, provided the City Council finds that the complaint arose out of or in connection with the performance of his official duties and that it served a public purpose.

ACTION: (Approve - Deny) reimbursement to Council Member Rick Butler of the amount of \$4,220.00 incurred for attorney fees in defending a complaint made to the Florida Commission on Ethics, with a finding that the complaint arose out of or in connection with the performance of his official duties and that it served a public purpose.

Department: City Manager

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.