



# City of Pinellas Park

## City Council

### Agenda

---

Thursday, April 25, 2024

6:00 PM

City Council Chambers

---

#### CALL TO ORDER

#### INVOCATION

#### PLEDGE OF ALLEGIANCE

#### I. DECLARATIONS, PROCLAMATIONS AND PRESENTATIONS

##### PROCLAMATIONS

##### 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

ACTION: (Approve - Deny) Regular Council minutes of April 11, 2024, as on file in the City Clerk's Office.

**Department:** City Clerk

**Reference Material:** [ADA 04.11.2024.CC.minutes\\_unapproved](#)

##### III. PUBLIC HEARINGS

**P1 ORDINANCE NO. 4246. AMENDING CHAPTER 18, ARTICLE 15, OF THE LAND DEVELOPMENT CODE TO CREATE A NEW SECTION 18-1530.29, "BACKYARD CHICKENS". (LDC-0124-00006)**

##### SECOND PUBLIC HEARING AND SECOND READING

**(Speaker - Erica Lindquist, Planning & Development Services Director)**

NOTE: This is an ordinance to create a new section within Chapter 18 of the Land Development Code to add regulations regarding "Backyard Chickens."

*P1 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4246. Second public hearing and second reading.

Department: Community Development

Reference Material: [ADA LDC-0124-00006 - Ord and Atty Letter](#)

- P2 **ORDINANCE NO. 4250. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PINELLAS PARK, FLORIDA, BY AMENDING CHAPTER 5, PERTAINING TO BACKYARD CHICKENS; AMENDING SECTION 5-206 “ANIMALS KEPT IN RESIDENTIAL ZONING DISTRICTS”; PROVIDING FOR THE INCLUSION OF SUCH AMENDED ORDINANCE IN THE CODE OF THE CITY OF PINELLAS PARK, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (LDC-0224-00007)**

**PUBLIC HEARING, SECOND AND FINAL READING**

**(Speaker - Erica Lindquist, Planning & Development Services Director)**

NOTE: This is an ordinance to amend Section 5-206 “Animals kept in residential zoning districts” of Chapter 5 of the Code of Ordinances of the City of Pinellas Park, Florida, to remove language regarding chickens and reference the new Land Development Code Section 18-1530.29 “Backyard Chickens.”

*C4 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4250. Public hearing, second and final reading.

Department: Community Development

Reference Material: [ADA LDC-0224-00007 - Ordinance and Atty Letter](#)

- P3 **ORDINANCE NO. 4249. REZONING THE PROPERTY LOCATED AT PARCEL NUMBER 28-30-16-71064-017-0140 FROM GENERAL COMMERCIAL (B-1) TO TOWN CENTER (TC) (REZ-2024-00002; Czyszczo Development PP LLC)**

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

**(Speaker - Megan Montesino, Development Review Manager)**

NOTE: This is an ordinance to amend the Official Zoning Map by changing the zoning designation from General Commercial (B-1) to Town Center (TC) for 6001 Park Blvd (parcel number 28-30-16-71064-017-0140).

*C3 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4249. Public hearing, second and final reading.

**Department:** Community Development

**Reference Material:** [ADA REZ-2024-00002 - Ord. Atty Letter, Srvy Approval, Staff Report, and Addendum](#)

- P4 ORDINANCE NO. 4247. ANNEXING INTO THE CITY A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6952 124th TERRACE NORTH (AX-2023-00015, Gregory T. Feeney and Raswani Pobela)**

**PUBLIC HEARING, SECOND AND FINAL READING**

**(Speaker - Derek Reeves, Long Range Planning Manager)**

NOTE: This is a voluntary annexation of 0.183 acres MOL of contiguous residential property located at 6952 124th Terrace North. (This case is companion to LUPA-0923-00019, LUPA Ordinance and AX-2023-00015, Annexation Agreement.)

*C7 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4247. Public hearing, second and final reading.

**Department:** Community Development

**Reference Material:** [ADA AX Ord, Atty Doc, Staff Report with Addendum & Exhibits 6952](#)

- P5 ORDINANCE NO. 4251. AMENDING THE CITY'S OFFICIAL LAND USE PLAN MAP BY DESIGNATING THE CATEGORY RESIDENTIAL LOW (RL) FOR THE PROPERTY LOCATED AT 6952 124th TERRACE NORTH (LUPA-0923-00019, Gregory T. Feeney and Raswani Pobela)**

**PUBLIC HEARING , SECOND AND FINAL READING**

**(Speaker - Derek Reeves, Long Range Planning Manager)**

NOTE: This is an ordinance to amend the Future Land Use Map designating the category Residential Low (RL) for the property located at 6952 124th Terrace North. (This case is companion to AX-2023-00015 Annexation Ordinance and AX-2023-00015 Annexation Agreement.)

*C8 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4251. Public hearing, second and final reading.

**Department:** Community Development

**Reference Material:** [ADA LUPA Ord, Atty Doc, Staff Report with Exhibits](#)

**P6** **ORDINANCE NO. 4248.** ANNEXING INTO THE CITY A CERTAIN PARCEL OF LAND GENERALLY LOCATED AT 6930 124th TERRACE NORTH (AX-2023-00018, Vernon Ray Bryant)

**PUBLIC HEARING, SECOND AND FINAL READING**

**(Speaker - Derek Reeves, Long Range Planning Manager)**

NOTE: This is a voluntary annexation of 0.183 acres MOL of contiguous residential property located at 6930 124th Terrace North. (This case is companion to LUPA-0923-00022, LUPA Ordinance and AX-2023-00018, Annexation Agreement.)

*C10 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4248. Public hearing, second and final reading.

**Department:** Community Development

**Reference Material:** [ADA AX Ord, Atty Doc, Staff Report with Addendum & Exhibits](#)

**P7** **ORDINANCE NO. 4252.** AMENDING THE CITY'S OFFICIAL LAND USE PLAN MAP BY DESIGNATING THE CATEGORY RESIDENTIAL LOW (RL) FOR THE PROPERTY LOCATED AT 6930 124th TERRACE NORTH (LUPA-0923-00022, Vernon Ray Bryant)

**PUBLIC HEARING, SECOND AND FINAL READING**

**(Speaker - Derek Reeves, Long Range Planning Manager)**

NOTE: This is an ordinance to amend the Future Land Use Map designating the category Residential Low (RL) for the property located at 6930 124th Terrace North. (This case is companion to AX-2023-00018, Annexation Ordinance and AX-2023-00018, Annexation Agreement.)

*C11 on 4/11/24 Council agenda.*

ACTION: (Pass - Deny) Ordinance No. 4252. Public hearing, second and final reading.

**Department:** Community Development

**Reference Material:** [ADA LUPA Ord, Atty Doc, Staff Report with Exhibits](#)

**P8 CONDITIONAL USE APPROVAL FOR A RESTAURANT (DRIVE-IN/DRIVE-THRU) IN THE GENERAL COMMERCIAL (B-1) ZONING DISTRICT - (CU-0124-00007; 8787 66th Street N; Patricia Ortiz, AICP)**

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

**(Speaker - Bob Bernhart, Senior Planner)**

NOTE: The applicant is requesting conditional use approval for a restaurant (drive-in/drive-thru) with no indoor seating in the General Commercial (B-1) Zoning District for a property generally located at 8787 66th Street North (companion to case nos. VAR-0324-00010 and VAR-0324-00011).

ACTION: (Approve - Deny) CU-0124-00007. Public hearing, first and final reading (quasi-judicial).

**Department:** Community Development

**Reference Material:** [ADA Staff Report CU-0124-00007, VAR-0324-00010, VAR-0324-00011, FINAL SIGNED](#)

**P9 CONSIDERATION OF A VARIANCE TO REDUCE THE MINIMUM STACKING AREA FROM 25 FEET TO 19 FEET - (VAR-0324-00010; 8787 66th Street North; Patricia Ortiz, AICP)**

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

**(Speaker - Bob Bernhart, Senior Planner)**

NOTE: The applicant is requesting a variance to reduce the minimum stacking area requirement from 25 feet to 19 feet for a property generally located at 8787 66th Street North (companion to case nos. CU-0124-00007 and VAR-0324-00011).

ACTION: (Approve - Deny) VAR-0324-00010. Public hearing, first and final reading (quasi-judicial).

**Department:** Community Development

**Reference Material:** [ADA Staff Report CU-0124-00007, VAR-0324-00010, VAR-0324-00011, FINAL SIGNED](#)

**P10 CONSIDERATION OF A VARIANCE TO REDUCE THE MINIMUM OFF-STREET PARKING REQUIREMENT FROM 21 SPACES TO 8 SPACES - (VAR-0324-00011; 8787 66th Street North; Patricia Ortiz, AICP)**

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

**(Speaker - Bob Bernhart, Senior Planner)**

NOTE: The applicant is requesting a variance to reduce the minimum off-street parking requirement from 21 spaces to 8 spaces for a property generally located at 8787 66th Street North (companion to case nos. CU-0124-00007 and VAR-0324-00010).

ACTION: (Approve - Deny) VAR-0324-00011. Public hearing, first and final reading (quasi-judicial).

**Department:** Community Development

**Reference Material:** [ADA Staff Report CU-0124-00007, VAR-0324-00010, VAR-0324-00011, FINAL SIGNED](#)

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

- C1 CONSIDERATION OF A REQUEST TO RELEASE A UNITY OF TITLE O.R. BOOK 16281, PAGES 2331-2332 FOR THE PROPERTY LOCATED AT PARCEL NUMBERS 34-30-16-92196-002-0060 AND 34-30-16-92196-002-0050 - (LLA-0324-00007; American Builders & Contractors Supply Co. Inc.)**

NOTE: Request to release a Unity of Title O.R. Book 16281, Pages 2331-2332 for the property located at parcel numbers 34-30-16-92196-002-0060 and 34-30-16-92196-002-0050, which was unified in 2008. Several old Unities of Title must be released in order to approve a new Unity of Title which will cover the entire property.

ACTION: (Approve - Deny) LLA-0324-00007.

**Department:** Community Development

**Reference Material:** [ADA CC 4-25-2024 LLA-0324-00007 Release of Unity of Title and Atty Letter](#)

- C2 CONSIDERATION OF A REQUEST TO RELEASE A UNITY OF TITLE O.R. BOOK 8438, PAGE 8 FOR THE PROPERTY LOCATED AT PARCEL NUMBER 34-30-16-92196-002-0050 - (LLA-0324-00008; American Builders & Contractors Supply Co. Inc.)**

NOTE: Consideration of a request to release a Unity of Title recorded as O.R. Book 8438, Page 8 for the property located at parcel number 34-30-16-92196-002-0050, which was unified in 1993. Several old Unities of Title must be released in order to approve a new Unity of Title which will cover the entire property.

ACTION: (Approve - Deny) LLA-0324-00008.

**Department:** Community Development

**Reference Material:** [ADA CC 4-25-2024 LLA-0324-00008 Release of Unity of Title and Atty Letter](#)

- C3 **CONSIDERATION OF A REQUEST TO RELEASE A UNITY OF TITLE O.R. BOOK 6791, PAGE 1315 FOR THE PROPERTY LOCATED AT PARCEL NUMBER 34-30-16-92196-002-0010 (LOTS 1 AND 2) - (LLA-0324-00009; American Builders & Contractors Supply Co. Inc.)**

NOTE: Consideration of a request to release a Unity of Title O.R. Book 6791, Page 1315 for the property located at parcel number 34-30-16-92196-002-0010 (Lots 1 and 2), which was unified in 1987. Several old Unities of Title must be released in order to approve a new Unity of Title which will cover the entire property.

ACTION: (Approve - Deny) LLA-0324-00009.

**Department:** Community Development

**Reference Material:** [ADA LLA-0324-00009 Release of Unity of Title and Atty Letter](#)

- C4 **CONSIDERATION OF A REQUEST TO RELEASE A UNITY OF TITLE O.R. BOOK 11100, PAGES 1351-1352 FOR THE PROPERTY LOCATED AT PARCEL NUMBER 34-30-16-92196-002-0050 - (LLA-0324-00010; American Builders & Contractors Supply Co. Inc.)**

NOTE: Consideration of a request to release a Unity of Title O.R. Book 11100, Pages 1351-1352 for the property located at parcel number 34-30-16-92196-002-0050, which was unified in 2000. Several old Unities of Title must be released in order to approve a new Unity of Title which will cover the entire property.

ACTION: (Approve - Deny) LLA-0324-00010.

**Department:** Community Development

**Reference Material:** [ADA LLA-0324-00010 Release of Unity of Title and Atty Letter](#)

- C5 **AUTHORIZATION FOR MAYOR TO SIGN MASTER AGREEMENT FOR BUILDING CODE PROFESSIONAL SERVICES CONTINUING CONTRACT - For RFP 23/010**

NOTE: The Evaluation Committee, in accordance with Resolution 21-21, has reviewed the proposals submitted and recommends Joe Payne, Inc. Upon City Council's recommendation and authorization,

the City Manager negotiated competitively with the most qualified firm, in accordance with Section 287.055, Florida Statutes. The firm will be used on an as needed basis, per project task order. Building Code Professional Services will be charged to account 001-251-5517-62.

ACTION: (Approve - Deny) Authorization to enter into Master Agreement with Joe Payne, Inc. to provide Building Code Professional Services, and will be charged to the appropriate account.

**Department:** Community Development

**Reference Material:** [ADA Atty. Letter and RFP from JPI](#)

**C6 AUTHORIZATION FOR THE MAYOR TO SIGN AN AMENDMENT TO THE AGREEMENT FOR ANCILLARY SERVICES PROVIDED BY PINELLAS COUNTY SHERIFF'S OFFICE - POLICE DEPARTMENT**

NOTE: This contract amends the contract previously entered into between the City and the Pinellas County Sheriff's Office, dated August 23, 2023, and now includes Computer Aided Dispatch (CAD) and Augmented Criminal Investigative Support System (ACISS) services. The proposed amendment has been reviewed by the City Attorney's Office and Risk Management. The additional cost for this proposed agreement is \$249,757.00 through the term of the original agreement.

ACTION: (Approve-Deny) Authorization for the Mayor to sign the agreement for amended Ancillary Services Agreement with Bob Gualtieri, as Sheriff of Pinellas County. This amended Agreement shall commence May 1, 2024 and will conclude September 30, 2024, for the additional sum of \$249,757.00 to be charged to the appropriate account.

**Department:** Police

**Reference Material:** [PCSO Contract Services Amendment & City Attorney Letter](#)

**C7 AUTHORIZATION TO PURCHASE UNDER OMNIA CONTRACT #2020002150 NEW CARPETING FOR PERFORMING ARTS CENTER AUDITORIUM**

NOTE: This item is for the purchase of new carpeting under Omnia Contract #2020002150 for the Performing Arts Center auditorium. The total cost for this, including installation, is \$50,094.95 to be charged to account 301175-562520 24175/207-IMPROVE under 2023-2024 budget page 290.

ACTION: (Approve - Deny) Authorization to purchase, under Omnia Contract #2020002150, new carpeting for Performing Arts Center auditorium from Flooring Worx Incorporation (475 B. Roberts Road, Oldsmar, Florida 34677), with a total cost of \$50,094.95 to be charged to the appropriate account.

**Department:** Public Works

**Reference Material:** [Proposal 10957 Revised](#)



**C8 AUTHORIZATION FOR APPROVAL OF FINAL PAYMENT FOR 37TH STREET CULVERT REPAIR - Timm Group Building and General Contractor**

NOTE: Final payment is recommended so the final invoice can be processed and the contract closed out. Final payment for this contract is \$19,517.50. The total contract amount is \$390,350.00. The account to be charged will be 301382-562538, 24382/750-IMPROVE.

ACTION: (Approve - Deny) Authorization for approval and acceptance of final payment for 37th Street Culvert Repair provided by Timm Group Building and General Contractor, for a total contract amount of \$390,350.00 and authorization of final payment for Timm Group Building and General Contractor to be charged to the appropriate account.

**Department:** Public Works

**Reference Material:** [BID 23.001 37th st culvert repair Final](#)

**V. REGULAR AGENDA**

**R1 RECEIPT OF THE 2022-2023 FINANCIAL AUDIT - Cherry Bekaert LLP, Tampa**

NOTE: Representatives from the City's independent auditors, Cherry Bekaert LLP, will present the 2022-2023 Auditor's Report. The Finance Administrator will present a brief summary of the City's fiscal year 2022-2023 Financial Statements.

ACTION: (Approve - Deny) The 2022-2023 Financial Statement and Auditor's Report as presented by Cherry Bekaert, LLP.

**Department:** Finance

**Reference Material:** [City Audit Presentation ADA \(CB 2024-02\)](#)

**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.