

CITY OF LARGO CITY COMMISSION REGULAR MEETING

February 5, 2019
Minutes

COMMISSION PRESENT: Mayor Brown, Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll

COMMISSION ABSENT: None

PARTICIPATING STAFF PRESENT: City Mgr. Schubert, City Attorney Zimmet, City Clerk Bruner, Economic Dev. Mgr. Brydon, Economic Dev. Coor. Nunez, Economic Dev. Coor. Rojas-Norton, Outreach Coor. Clark, Dep. Fire Chief Pennino, Fire Chief Pittman, Rec., Parks and Arts Dir. Byrne, Asst. Rec., Parks and Arts Dir. Pincince, Planning Mgr. Perez, Treasury Mgr. Meyer

Mayor Brown called the Regular Meeting to order at 5:59 pm.

Invocation was given by Joe Reinhardt, Atheists of Florida, Inc., followed by the Pledge of Allegiance.

CEREMONIAL

Florida Economic Development Week

Florida's Economic Development Week is held to raise public awareness of the importance of the field of economic development for Florida communities, and to deepen the understanding and appreciation of the work and value of economic developers' contributions to Florida's business climate, job retention and growth, tax base and overall quality of life. The Florida Economic Development Council and the state's Economic Development organizations are celebrating Economic Development Week from February 11th through the 15th this year.

This is the first time Economic Development has been recognized in a proclamation at the City of Largo. As the "sales team" for the City, the Economic Development team is focused on providing support to businesses through the governmental process with the City and assists with other agencies if necessary. The Economic Development Division is responsible for increasing the municipal footprint and puts forth a robust annexation program to bring new properties into the City. The team also works with property owners on new construction and redevelopment, with new tenants, and works towards facilitating the City's processes, programs, and policy changes so that businesses can create jobs and achieve their goals. All of this work cannot be done without the support of the City Commission and the City's focus on being the Community of Choice.

Ms. Bruner read the Proclamation aloud. Ms. Brydon spoke about the efforts of the Economic Development team.

Black History Month Proclamation

The City of Largo is proud to recognize the month of February 2019 as Black History Month. The City of Largo is an organization that prides itself on diversity and selfless service to the community. These principles embody the essence of Black History Month. The City of Largo would like to honor the strength and perseverance of African Americans before us, and those who in future generations will influence our community.

Ms. Bruner read the Proclamation aloud. Ms. Clark introduced Pastor Oliver King, Restoration Ministries of Largo, and Vernon Bryant, Friends of Ridgecrest. Pastor King stated that Black History Month pays reverence to their leaders and reminds us that African American history is our history. Mr. Bryant stated that this month is a celebration that African Americans are part of our history.

CITIZEN COMMENT

1. Barry Burton stated that he is the new Pinellas County Administrator and that he looked forward to continuing the County's partnership with the City of Largo.

AGENDA – APPROVED AS AMENDED

Approval of the Regular Commission Meeting agenda of February 5, 2019.

Discussion:

Commissioner Holmes requested that Item 5 be removed from the Consent Docket.

Motion was made by Commissioner Holmes, seconded by Commissioner Robinson, to approve the agenda for the Regular Meeting of February 5, 2019.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

MINUTES – APPROVED

Approval of the Regular City Commission Meeting minutes of January 22, 2019 as on file in the City Clerk's Office.

Discussion:

None

Motion was made by Commissioner Holmes, seconded by Commissioner Robinson, to approve the minutes of the Regular Meeting of January 22, 2019.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

CONSENT DOCKET – APPROVED AS AMENDED

Authorization To Purchase Recapped Heavy Duty Tires And Services From Callaghan Tire, Inc. In The Estimated Amount Of \$300,000 In Accordance With The City Of Venice Bid No. 3074-17 Through February 27, 2021 And Authorization to Purchase New Light And Heavy Duty Tires From Callaghan Tire, Inc. In The Estimated Amount of \$160,000 In Accordance With The Florida Sheriffs Association Contract No. 15/17-07-0220 Through FY 2019

The Fleet Management Division repairs and replaces heavy duty tires on the City's vehicles and heavy equipment such as refuse trucks, dump trucks, tractors, Fire/Rescue apparatus, etc. This bid is structured to provide firm pricing for services such as tire repairs, yard calls, emergency services and new and recapped tires as needed.

The City's current contract for these services has reached its term and cannot be renewed. This award has two components, the purchase of recapped heavy duty tires and services, and the purchase of new light duty and heavy duty tires. The Fleet Management Division contacted the City of Venice, which awarded their bid for recapped heavy duty tires and services to Callaghan Tire, Inc. on February 27, 2018. This contract will expire on February 27, 2021, with the option for three (3) additional one (1) year periods. After reviewing the awarded contract and specifications it was determined that the City of Venice Bid No. 3074-17 meets all of the requirements of the Fleet Management Division for recapped heavy duty tires and services.

Callaghan Tire Inc. is also an approved vendor for new light duty and heavy duty tires via the Florida Sheriffs Association Contract No. 15/17-07-0220. This contract will expire on March 31, 2019. Per the Florida Sheriffs Association this contract is being extended on a month to month basis pending a longer term renewal. The requested funding for this contract represents anticipated expenses through the end of FY 2019.

The Fleet Management Division has received a letter from Callaghan Tire, Inc. agreeing to extend the same terms and conditions to the City of Largo as in Bid No. 3074-17 for the City of Venice, and the Florida Sheriffs Association Contract No. 15/17-07-0220. Callaghan Tire, Inc. has been successfully providing these services to the City for the last eight years.

The City's fiscal non-funding clause will apply to this purchase. The clause reads, "In accordance with the City Charter, all purchase contracts that extend beyond the fiscal year include a fiscal non-funding clause"; if the City Commission does not appropriate the necessary funds the purchase contract terminates on the last day of the current fiscal year without penalty or expense to the city. This request will authorize purchases through the end of FY 2019.

Award Of RFQ No. 19-Q-652, Construction Manager At Risk Services For The Rosery Road Community Street Improvements Project, To David Nelson Construction Company, Including Pre-Construction Services In The Estimated Amount Of \$146,466

Staff is requesting award of Construction Manager at Risk Services for the Rosery Road Community Streets Improvements project to David Nelson Construction Company, the top ranked firm. The construction manager will assist in the design phase of the project to guarantee constructability of the roadway corridor and manage the construction phase of the project.

RFQ No. 19-Q-652 was developed and posted on the City web site on September 18, 2018 for a thirty (30) day period defining the scope of services required for Construction Manager at Risk. The RFQ scope of services consisted of a pre-construction phase and a construction phase. During the first phase the construction manager will provide value engineering, constructability analysis, development of cost models, estimating, coordination with design professionals and the development of a Guaranteed Maximum Price (GMP). On October 18, 2018 the Office of Performance and Budget received two (2) proposals in response to this RFQ. The proposals were reviewed by a project team consisting of Engineering Services, Public Works, and Recreation, Parks & Arts representatives. The firms were evaluated and ranked on their experience with similar projects, ability to provide the services required, and overall comprehension of the project requirements. The ranking was provided to the City Commission on November 20, 2018 for approval.

The contract will be executed in two phases: (1) pre-construction phase services and (2) construction phase services. During the pre-construction phase, David Nelson Construction Company will function as an integral member of the design team, which includes City staff and Pennoni Associates, Inc. (the design professional). The negotiated fee for the pre-construction services phase is \$146,466 and is included in the construction phase budget for this project.

After the design is completed and approved by the City Commission, staff will negotiate a GMP and scope of work for the project with David Nelson Construction Company. The GMP and scope of work will then be presented to the City Commission for approval. Construction services would commence upon approval by the

City Commission. The contract before the City Commission for approval does not obligate the City to proceed with construction or to use David Nelson Construction Company for construction services. During the design phase, David Nelson Construction Company will be responsible for generating cost estimates and providing input on alternative construction methodologies, materials and systems based on ease of construction, initial construction cost and long term operating and maintenance costs.

Motion was made by Commissioner Holmes, seconded by Vice Mayor Carroll, to approve the Consent Docket without City Commission discussion and including staff background provided in the Commission packets.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

ITEMS REMOVED FROM THE CONSENT DOCKET

2019 Emergency Medical Services ALS First Responder Growth Management Agreement – APPROVED

The "Growth Management Plan" is the sum of all efforts to manage the growth of EMS demand by prioritizing the availability of ALS First Responder Units for response to life-threatening medical emergencies, potentially life-threatening medical emergencies, fire suppression and other hazardous emergencies, through the response of Ambulances only to non-life-threatening or routine Patient transportation requests for service. Efforts may include other growth management initiatives to reduce the demand for EMS services through public education, community outreach, pathway management and alternate response configurations for segments of Patients not experiencing life threatening or potentially life-threatening emergencies. Using call data from 2017 and 2018, Pinellas County EMS Authority estimates a reduction in First Responder responses by approximately 9 percent.

Questions:

Commissioner Holmes asked that staff explain Priority Dispatch. Chief Pittman stated that Priority Dispatch, will use a structure process to triage problems and first responders will continue to respond to life threatening events. He closed his presentation by stating that the Firefighters Union supported the agreement. Vice Mayor Carroll questioned whether units still responded to Clearwater Beach, to which Chief Pittman stated that he has not heard of any calls there since he has been with the City. Commissioner Holmes questioned the contractor funded unit, which Chief Pittman stated meant that the City paid for the unit. Mayor Brown stated that the system will increase the level of service for medical emergencies.

Motion was made by Commissioner Holmes, seconded by Vice Mayor Carroll, to approve the 2019 Emergency Medical Services ALS First Responder Growth Management Agreement.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

PUBLIC HEARINGS

Ordinance Nos. 2019-17 And 2019-21 Through 2019-23 – Second Reading – An Annexation Of Five (5) Properties Located At 13622 66th Street, 2054 Palm Way, 13802 Palm Way, 0 Palm Way, And 1756 S Dr Martin Luther King Jr Avenue, With Land Use Designations Of Industrial Limited And Residential Estate –

ADOPTED

City Commission approval is requested for Ordinance Nos. 2019-17, and 2019-21 through 2019-23, for voluntary annexation of five (5) properties with a total land area of 11.99 acres (mol). These properties, if annexed into the City, will have land use designations of Industrial Limited and Residential Estate. Annexation of these properties by the City of Largo is pursuant to criteria contained in Chapter 171, Florida Statutes. The Pinellas County Board of County Commissioners was noticed on December 21, 2018, for review and comment. The City has not received any objections. All City departments reviewed these annexations and indicated services can be provided to the properties.

Total taxable value for all 5 properties is \$1,104,823.

Ms. Bruner read Ordinance No. 2019-17 by title only.

Public Hearing/Questions:

None

Motion was made by Commissioner Smith, seconded by Commissioner Fenger, to adopt Ordinance No. 2019-17 on second and final reading.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

Ms. Bruner read Ordinance No. 2019-21 by title only.

Public Hearing/Questions:

None

Motion was made by Commissioner Fenger, seconded by Commissioner Holmes, to adopt Ordinance No. 2019-21 on second and final reading.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

Ms. Bruner read Ordinance No. 2019-22 by title only.

Public Hearing/Questions:

None

Motion was made by Commissioner Holmes, seconded by Commissioner Robinson, to adopt Ordinance No. 2019-22 on second and final reading.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

Ms. Bruner read Ordinance No. 2019-23 by title only.

Public Hearing/Questions:

None

Motion was made by Commissioner Robinson, seconded by Commissioner Holck, to adopt Ordinance No. 2019-23 on second and final reading.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

Ordinance No. 2019-27 - Second Reading - Authorization To Enter Into A Lease Agreement To Lease One Bus From Santander Leasing, LLC For A Period Of 36 Months In The Amount Of \$30,993 - ADOPTED

Over the past three years, the Recreation, Parks and Arts Department has operated an on-site after school program at the Highland Recreation Complex. Beginning with the 2018-2019 school year, the program has expanded from 30 to an average of over 70 youth and a similar program has been implemented at the Southwest Recreation Complex with over 65 youth participating on a daily basis.

The program provides transportation from several schools neighboring the respective recreation complexes. Currently there is one 25 passenger bus that is leased, the City-owned 30 passenger bus, four 15 passenger vans and several mini-vans that are used to provide the transportation services. When the program was piloted in 2016, staff recommended leasing of the 25 passenger bus in lieu of a capital investment to purchase a bus. This has allowed staff to evaluate the success of the initiative and make future recommendations. However, with the rapid expansion of the program this school year, staff recommends continuing to lease a 25 passenger bus for the next three years. In the next year, staff will evaluate the current transportation services and make recommendations on the future of the fleet needs for the program.

The agreement is structured very similarly to the previous agreement, whereby at the end of the lease, the bus will be assigned to Midwest Transit Equipment, who will purchase the bus for the balloon payment.

Ms. Bruner read Ordinance No. 2019-27 by title only.

Public Hearing/Questions:

None

Motion was made by Commissioner Holmes, seconded by Commissioner Smith, to adopt Ordinance No. 2019-27 on second and final reading.

Discussion:

None

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

LEGISLATIVE MATTERS

Ordinance No. 2019-15 – First Reading - Amending The City Of Largo Comprehensive Development Code To Establish Provisions Governing Operations By Mobile Food Dispensing Vehicle Businesses – APPROVED AS AMENDED

Introduction and Background

At the April 10, 2018, City Commission Work Session, Economic Development staff presented regulations that would allow Mobile Food Dispensing Vehicles (MFDVs), also known as food trucks, to operate in the City on a year-round basis. The City Commission directed staff to develop a Comprehensive Development Code (CDC) amendment to allow for these changes.

As part of the first step in the CDC amendment process, staff presented Ordinance No. 2019-15 to the Community Redevelopment Agency Advisory Board (CRAAB), made up of all of the members of the Community Development Advisory Board and four representatives from the Community Redevelopment Districts, during the December 17, 2018 meeting. The Board voted in favor of forwarding Ordinance No. 2019-15 to the Planning Board and to the City Commission (9-0 vote, with 2 members absent). At the January 3, 2019 Planning Board Meeting, the Planning Board voted for approval of the Ordinance (7-0). A copy of the signed Planning Board Memorandum and a copy of Ordinance No. 2019-15 are attached. Staff has shared a copy of the report and Ordinance with food trucks that either have a vendor registration or a Business Tax Receipt with the City of Largo and the comments received were positive. Staff has also provided outreach to the Gulf to Bay Food Truck Association and provided a copy of the Planning Board report. At this time the Association has not responded. The Central Pinellas Chamber of Commerce was also contacted by staff for the purposes of outreaching to their food truck member.

Proposed Amendment

Ordinance No. 2019-15, as proposed by staff and reviewed by the City Attorney, will amend two sections of the CDC:

1. Chapter 16: Accessory Uses, to establish an administrative review process to establish standards for MFDV vending on a regular basis on an MFDV Vending Site, and to allow limited operations on MFDV Vending Sites on the following Future Land Use designations:

- o Commercial General
- o Industrial Limited
- o Industrial General
- o Community Redevelopment Districts, within the Mixed Use Corridor designated properties only.

2. Chapter 20: Definitions and Acronyms, to create a definition for Mobile Food Dispensing Vehicles and Mobile Food Dispensing Vehicle Vending Sites.

The ordinance will not change the existing Chapter 16, Section 16.6: Temporary Events, Including Tent Sales and Other Extension of Premise Permits. MFDVs and other food vendors that desire to sell at events such as parades and festivals or that have private arrangements for private events, such as an office luncheon, will continue to fall under the temporary event section of the code.

Process and Standards for a MFDV Vending Area Site Plan

The process will require the applicant to submit a site plan with the location and details of the defined MFDV

vending area, with ingress and egress to the site, circulation, number of parking spaces, existing buildings and total square footage of the parcel. The applicant can be either the property owner, or an MFDV business with a notarized letter from the property owner or property management company with permission to apply on their behalf. The application will be routed for approval from the Community Development Department, Engineering Department, Fire Marshal and Police Department.

The MFDV Vending Site will be subject to several standards and restrictions to limit the hours and operations and number of MFDVs per vending site. Some of the major restrictions to the vending site include:

- No vending will be allowed in the public right-of-way.
- Hours of operation for MFDV vending will be limited to the primary business use of the parcel but no later than 2 am and the MFDV shall be removed from the parcel overnight.
- A maximum of 2 MFDVs will be allowed to park in the vending area, and a smoker or trailer attached to the MFDV will be considered as two (2) MFDVs
- No signage, amplified music, furniture or equipment will be allowed to accompany the MFDV.
- The MFDVs at approved vending sites must post their Business Tax Receipt or vendor registration in their passenger-side window where they are readily visible.

Once the application for the MFDV Vending Site is approved, any MFDV that has a Business Tax Receipt, or a vendor registration with the City of Largo, and a fire inspection can operate and sell from the approved site. Any required enforcement will be done through the Community Standards Division and the Police Department.

Next Steps

If there is consensus among the City Commissioners on the proposed regulations in Ordinance No. 2019-15 and a vote is made in favor of scheduling a Second Reading, the proposed process for formal adoption will require two steps. The first step is that there will need to be an amendment to the Fee Schedule in the Code of Ordinances to establish a permit fee in the amount of \$125 dollars for the Mobile Food Dispensing Vehicle Vending Site Plan review to recover costs for staff time for review of the application and site plan. This proposed amendment to the Fee Schedule in the Code of Ordinances is part of proposed Ordinance No. 2019-20, which has been drafted by the City Attorney and the City Clerks Office for First Reading on February 5, 2019. The second step in the process will be for staff to work with the City Clerk's Office to publish a Public Hearing Notice for Second Reading for both Ordinance No. 2019-15 and 2019-20 for the February 19, 2019 City Commission meeting.

Ms. Bruner read Ordinance No. 2019-15 by title only.

Public Input:

1. Jason Evarts stated that he was a student at St. Petersburg College. He stated that he supported the ordinance, as it will allow small businesses to expand and grow. He stated that businesses that allow mobile food vendors to use their property should not be considered a landlord/tenant relationship.
2. Geoff Moakley stated that he has seen mobile food vendors offer tables and chairs and suggested that this be allowed in Largo's ordinance. He also suggested that the ordinance ban plastics and require trash receptacles.
3. Risa Yamaguchi stated that she was a Public Policy student from St. Petersburg College. She stated that she supported the ordinance, as it offered residents more dining options. She stated that she spoke with Ms. Rojas-Norton about the ordinance and that the permit process would be two simple steps.

Questions:

Commissioner Robinson stated that he agreed with Mr. Moakley's points. He questioned the provisions for

tables and chairs. Ms. Rojas-Norton stated that the intent was that these businesses not be permanent. Commissioner Holck questioned whether an attached table would be allowed, to which Ms. Rojas-Norton stated that it would. Mayor Brown questioned the review process. Mr. Perez stated that the process for approving the site would look at many issues and that it would be more than a temporary event review, likely 10-15 business days. He stated that approval would allow parking on the site as long as all other provisions are followed. Mayor Brown asked whether the property owner could put out picnic tables. Mr. Perez stated that the property owner would have to go through a site plan process. Mayor Brown suggested that the language reflect furniture, etc. not being allowed, except for a trash can. Commissioner Holmes questioned any insurance requirements, to which Ms. Rojas-Norton stated that there are none. Mr. Zimmet stated that if a vendor is on City property litigation was a possibility, however not if the truck is not located on City property. Commissioner Robinson questioned the outreach efforts. Ms. Rojas-Norton stated that staff has contacted local associations and will be preparing marketing materials. Commissioner Smith asked whether other businesses have been notified and whether they had responsibility for asking businesses to leave if they are not on an approved site. Mr. Zimmet stated that the ordinance provisions will be enforced like any other Code provisions. He stated that a property owner can authorize a business owner to get the permit, however responsibility was with the property owner. Ms. Rojas-Norton stated that the permits were for 45 days per year. Commissioner Smith questioned whether other cities had similar regulations, to which Ms. Rojas-Norton stated that St. Petersburg and Tampa had similar ordinances. Commissioner Smith stated his concern that existing small businesses will be hurt and requested that the ordinance be implemented after outreach efforts. Mr. Zimmet stated that a specific effective date can be included in the ordinance. Mayor Brown suggested a one month grace period after second reading. Mr. Zimmet stated that there are multiple opportunities for properties to come into compliance prior to issuance of fines.

Motion to amend was made by Vice Mayor Carroll, seconded by Commissioner Robinson, to add on Line 117 "and a waste receptacle".

Vote:

Voting Aye: Commissioners Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Voting Nay: Commissioner Smith

Motion carried 6-1.

Motion was made by Commissioner Holmes, seconded by Commissioner Robinson, to approve Ordinance No. 2019-15 as amended on first reading and schedule a second reading and public hearing on February 19, 2019.

Vote:

Voting Aye: Commissioners Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Voting Nay: Commissioner Smith

Motion carried 6-1.

Ordinance No. 2019-20 – First Reading - Amending The City Of Largo Fee Schedule - APPROVED

This ordinance amends the City of Largo Code of Ordinances Fee Schedule to reflect new or existing procedures.

Overview of Proposed Changes

Community Development Department

At the April 10, 2018, City Commission Work Session, Economic Development Staff presented regulations that would allow Mobile Food Dispensing Vehicles (MFDVs), also known as food trucks, to operate in the City on a year-round basis. The City Commission directed staff to develop a Comprehensive Development Code (CDC) amendment to allow for these changes. Staff has worked with the City Attorney's office to develop Ordinance No. 2019-15. The ordinance has been positively received by the CRAAB and Planning Board and is scheduled for a First Reading for the February 5, 2019 City Commission meeting. If adopted, the ordinance will amend Chapter 16 of the CDC, by creating Section 16.12 to establish provisions governing the operations of Mobile Food Dispensing Vehicle businesses on approved sites, and will amend Chapter 20 to add a definition for Mobile Food Dispensing Vehicles and Mobile Food Dispensing Vehicle Vending Sites. Adoption of Ordinance No. 2019-15 will require an amendment to the Fee Schedule in the Code of Ordinances to establish a fee in the amount of \$125.00 per application to recover the cost of staff time associated with the review of the Mobile Food Dispensing Vehicle Vending Area Site Plan.

Recreation Parks and Arts

The Recreation, Parks and Arts Department is recommending a number of changes. The major changes include:

Increases to the fee ranges for all child care programs including Before and After School program, Summer Camp, and School's Out Days to reflect increased costs in these programs; bundling of several recreation center rental fees (staff, utilities, janitorial) into a single Facility Charge; removal of advertisement fees and grandfathered club rates since these are no longer applicable; and removal of individual fees and creation of rental packages at the Performing Arts Center and Feed Store that include all of the basic services needed for a rental event. The department also recommends changing the cancellation policy for the Performing Arts Center and Feed store to be in line with industry standard for similar rental venues.

Fire Department

The fee adjustments for the Fire Department are in the two above sections, they reflect the current overtime rates including ancillary costs. The standby vehicle fees are based on current FEMA rates.

City Clerk Bruner read Ordinance No. 2019-20 by title only.

Questions:

None

Motion was made by Commissioner Robinson, seconded by Commissioner Fenger, to approve Ordinance No. 2019-20 on first reading and schedule a second reading and public hearing on February 19, 2019.

Discussion:

Mayor Brown questioned how summer camp registrations were going. Ms. Byrne stated that camps are filling up.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

Ordinance No. 2019-29 - First Reading - Authorizing the City Manager to Execute a Five Year Lease Renewal for Use of Approximately 500 Square Feet of Land Located at 1000 2nd Street SE to New Cingular Wireless PCS, LLC for the Continued Operation and Maintenance of a Cellular Tower for a Period of Five Years - APPROVED

On January 27, 2004, the City entered into a five year lease agreement with AT&T Wireless Services of Florida for the use of approximately 500 square feet of space at the City's Public Works facility at 1000 2nd Street SE. AT&T Wireless Services of Florida subsequently merged with New Cingular Wireless Services in 2004 and the surviving entity, New Cingular Wireless PCS, LLC renewed the lease in 2009 for an additional five-year term. In 2014 the City renegotiated terms with New Cingular Wireless PCS, LLC for annual payments in the amount of \$29,028.57 for five years, with a 15% escalator at the commencement of each additional five-year term as stated in the second amendment.

New Cingular Wireless PCS, LLC is interested in continuing the lease for an additional 5 year term, which equates to a new payment amount of \$33,382.85 annually. This includes a 15% increase as stated in the second amendment that was renegotiated in 2014. The amount is consistent with the other cell tower leases in the area. The existing tower site does not interfere with current or planned operations at the Public Works complex. Staff is seeking approval to renew the lease for an additional five year term.

Ms. Bruner read Ordinance No. 2019-29 by title only.

Questions:

None

Motion was made by Commissioner Holmes, seconded by Commissioner Robinson, to approve Ordinance No. 2019-29 on first reading and schedule a second reading and public hearing on February 19, 2019.

Vote:

Voting Aye: Commissioners Smith, Fenger, Holmes, Robinson, Holck, Carroll, Mayor Brown

Motion carried 7-0.

STAFF REPORTS

None

ITEMS FROM CITY ATTORNEY, COMMISSION, MAYOR, CITY MANAGER

Commissioner Smith stated that his objection to the mobile food vendor ordinance was based on his concern for existing restaurants.

Commissioner Fenger thanked the St. Petersburg College students for attending the meeting and speaking.

Commissioner Holmes questioned the legal requirement for using "Code Enforcement Board", to which Mr. Zimmet stated that state statutes did not require it to be named "Code Enforcement".

Commissioner Robinson thanked the St. Petersburg College students for speaking.

Commissioner Holck also thanked the St. Petersburg College students for speaking.

Vice Mayor Carroll stated that he will be attending the Fast Fly-In to Washington DC next week. He thanked

the St. Petersburg College students for speaking.

Mayor Brown requested a comparison of the number of calls run by Largo Fire Rescue and the other top five fire agencies in Pinellas County, as well as the amount of reimbursement provided.

SUMMARY OF ACTION ITEMS

1. Request by Mayor Brown that staff provide a weekly report item comparing the number of EMS calls run by Largo Fire Rescue and the other top five agencies in Pinellas County during FY 2018, along with the amounts of County reimbursement to each.

ADJOURNMENT

The meeting adjourned at 7:24 pm.

Diane L. Bruner, CMC, City Clerk