

## Resolution Log 2016

- 16-01 Dedicate City owned property between Skinner and Main as Public Right-of-Way (1/21/16)
- 16-02 Authorize Landscape Reimbursement and Maintenance Memorandum with Fl. Dept. of Trans. (1/21/16)
- 16-03 Budget Amendment (1/21/16)
- 16-04 Budget Amendment (1/21/16)
- 16-05 **Adopt** Defined Contribution Plan (1/21/16)
- 16-06 Establish Rules and Procedures for City Appointed Boards and Committees (2/18/16)
- 16-07 Budget Amendment (4/7/16)
- 16-08 Accept Public Easement Ecovillage Dunedin Subdivision (5/3/16)
- 16-09 Accept Public Easement Bay Oaks Subdivision (5/3/16)
- 16-10 Budget Amendment (7/14/16)
- 16-11 Establish Charter Review Committee (7/14/16)
- 16-12 **Adopt** Property Tax Millage (7/28/16)
- 16-13 Endorse Housing First Philosophy and Principals & Support Pinellas County Homeless Leadership (9/22/16)
- 16-14 **Repeal** Res 92-13 which created the Mobile Home Park Committee (7/28/16)
- 16-15 **Adopt** Property Tax Millage (9/8/16)
- 16-16 **Adopt** Property Tax Millage (9/8/16)
- 16-17 **Adopt** Property Tax Millage (9/22/16)
- 16-18 Budget Amendment (9/22/16)

## Resolution Log 2016

- 16-19 Authorize application for Fl. Communities Trust - Parks & Open Space Fl. Forever Grant (7/28/16)
- 16-20 **Vacate** 946 and 0 Howard Ave (9/22/16)
- 16-21 Budget Amendment (9/22/16)
- 16-22 Establish a Downtown Parking Plan (9/22/16)
- 16-23 Establish parking performance measures (9/22/16)
- 16-24 **Appoint** Special Magistrate (9/22/16)
- 16-25 Waive paid parking during curtain Downtown events (9/22/16)
- 16-26 Authorize staff to apply for funding to renovate the Blue Jays Stadium (10/6/16)
- 16-27 Establish 380 Main St as a paid parking location (10/6/16)
- 16-28 Accept Plat at Highland Townhomes (11/3/16)
- 16-29 Budget Amendment (11/29/16)
- 16-30 Budget Amendment (11/29/16)
- 16-31 Election Results (11/21/16)
- 16-32 Establish Historic Preservation Advisory Committee (12/15/16)
- 16-33 **Amend** Res 16-22 by adding an area of Complimentary (Free) Parking (12/1/16)

## RESOLUTION 16-01

A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA DEDICATING CITY-OWNED PROPERTY LOCATED BETWEEN SKINNER BOULEVARD AND MAIN STREET, KNOWN AS 600 MAIN STREET (PARCEL NUMBER 27-28-15-54504-000-0310), AS A PUBLIC RIGHT-OF-WAY AND PUBLIC STREET; DESIGNATING THE NAME OF SUCH PUBLIC STREET AS MILWAUKEE AVENUE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

**Section 1.** That the property located between Skinner Boulevard and Main Street, known as 600 Main Street (Parcel Number 27-28-15-54504-000-0310), is hereby designated as a public right-of-way and street, and is more particularly legally described as follows:

See Exhibit "A" attached hereto and made a part hereof.

**Section 2.** That the subject street is hereby named Milwaukee Avenue.

**Section 3.** This Resolution shall take effect immediately upon passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of January, 2016.

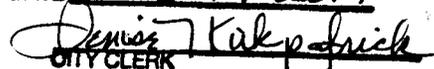
  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

I DO HEREBY CERTIFY THIS TO BE A TRUE  
AND CORRECT COPY  
CERTIFIED THIS

DATE 6-14-2017

  
CITY CLERK



Rec. 35.50  
15. 3,150<sup>00</sup>

Prepared by and return to:

FRAZER, HUBBARD, BRANDT, TRASK & YACAVONE LLP  
595 MAIN STREET  
Dunedin, FL 34698  
727-733-0494  
File Number: PIZZUTI-DUNEDIN

KEN BURKE, CLERK OF COURT  
PINELLAS COUNTY FLORIDA  
INST# 2010271534 09/24/2010 at 04:25 PM  
OFF REC BK: 17039 PG: 2481-2484  
DocType: DEED RECORDING: \$35.50  
D DOC STAMP: \$3150.00

Parcel Identification No. 27/28/15/23009/000/0010

[Space Above This Line For Recording Data]

# Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 17 day of SEPTEMBER, 2010 between PIZZUTI DUNEDIN LLC, an Ohio limited liability company whose post office address is TWO MIRANOVA PLACE, SUITE 800, Columbus, OH 43215-5098 of the County of Franklin, State of Ohio, grantor\*, and CITY OF DUNEDIN, a municipal corporation of the State of Florida whose post office address is 542 Main Street, Dunedin, FL 34698 of the County of Pinellas, State of Florida, grantee\*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Pinellas County, Florida, to-wit:

SEE ATTACHED EXHIBIT "A"

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

PIZZUTI DUNEDIN LLC, an Ohio limited liability company

Shanna L Moore  
Witness Name: Shanna L Moore

By: [Signature] (Seal)  
EVA

Jennifer Owen  
Witness Name: Jennifer Owen

(CORPORATE SEAL)



State of OHIO  
County of FRANKLIN

The foregoing instrument was acknowledged before me this 17 day of SEPTEMBER, 2010 by SCOTT B. WEST, EVP, who [] is personally known or [] has produced a driver's license as identification.

[Notary Seal]



RON G. SCHWIND  
Notary Public, State of Ohio  
My Commission Expires  
11-30-11

Notary Public

Printed Name:

RON SCHWIND

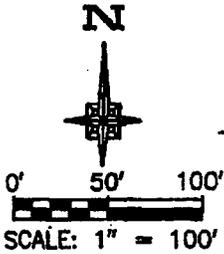
My Commission Expires:

11-30-11

**SKINNER BOULEVARD**  
(STATE ROAD 580)

N.89°11'10"E. 56.01' (PUBLIC RIGHT-OF-WAY WIDTH VARIES)

SOUTH RIGHT-OF-WAY LINE OF SKINNER BOULEVARD (STATE ROAD 580) PER O.R. BOOK 8077, PAGE 2135



PREPARED FOR:  
**CITY OF DUNEDIN**  
c/o MR. TOM BURKE  
737 LOUDEN AVENUE  
DUNEDIN, FL 34698  
Phone: (727) 298-3179

ABBREVIATION LEGEND	
⊕	= CENTERLINE
O.R.	= OFFICIAL RECORDS
P.O.B.	= POINT OF BEGINNING

**WELLINGTON PLACE TOWNHOUSE COMMUNITY**  
PLAT BOOK 127, PAGES 82 & 83

N.43°38'04"E. 29.51'  
RADIUS = 131.00'  
ARC = 103.81'  
CHORD = 101.12'  
C.B. = N.20°55'53"E.

RADIUS = 109.50'  
ARC = 52.42'  
CHORD = 51.92'  
C.B. = S.11°55'41"W.

S.19°11'16"W. 52.61'

S.30°35'52"W. 33.78'

RADIUS = 147.50'  
ARC = 194.06'  
CHORD = 180.36'  
C.B. = S.07°05'23"E.

S.89°29'31"W. 70.08'

S.44°46'43"E. 112.18'

NORTHWESTERLY RIGHT-OF-WAY LINE OF MAIN STREET  
S.41°21'42"W. 19.51'  
(PUBLIC RIGHT-OF-WAY WIDTH VARIES)  
S.48°18'08"W. 30.83'

SARA J. LEWIS SUBDIVISION  
PLAT BOOK 3, PAGE 5

N.01°46'28"W. 150.66'

NORTH BOUNDARY LINE OF MAIN STREET SUBDIVISION

N.41°41'54"W. 110.01'

MAIN STREET SUBDIVISION  
PLAT BOOK 17, PAGE 20.  
MOST EASTERLY CORNER OF LOT-29

**CITY OF DUNEDIN**  
**DUNEDIN GATEWAY**  
**BOUNDARY PLAN AND DESCRIPTION**  
**MILWAUKEE AVENUE**

DUNEDIN PINELLAS COUNTY FLORIDA

APPROVED BY:

S. SANDY LLOVERAS  
FLORIDA PROFESSIONAL SURVEYOR AND MAPPER No. LS 1762  
**THIS IS NOT A BOUNDARY SURVEY**



**LLOVERAS, BAUR & STEVENS**

ENGINEERS - SURVEYORS - PLANNERS

#LB 0000208

29228 U.S. HIGHWAY 19 N.

CLEARWATER, FLORIDA 33781

Phone: (727) 784-3985

Fax: (727) 784-8153

REVISIONS

DRAWN BY: KB  
CHECKED BY: RO  
APPROVED BY: [Signature]  
DATE: 5-13-10  
SCALE: 1" = 100'

JOB No. 35808  
1 OF 2

**DESCRIPTION:**

A parcel of land lying in Section 27, Township 28 South, Range 15 East, City of Dunedin, Pinellas County, Florida, described as follows:

Begin at the most easterly corner of Lot 29, MAIN STREET SUBDIVISION according to the Plat thereof recorded in Plat Book 17, Page 20 of the Public Records of Pinellas County, Florida and run N.41°41'54"W., along the northeast lot line of said Lot 29, 110.01 feet to the north boundary line of said MAIN STREET SUBDIVISION; thence, leaving said northeast lot line, S.89°29'31"W., along said north boundary line, 70.08 feet; thence, leaving said north boundary line, N.01°46'28"W., along the east boundary line of SARA J. LEWIS SUBDIVISION, according to the Plat thereof recorded in Plat Book 3, Page 5 of the Public Records of Pinellas County, Florida, 150.66 feet; thence, leaving said east boundary line of SARA J. LEWIS SUBDIVISION, along a curve to the right, having a radius of 131.00 feet, an arc length of 103.81 feet, a chord length of 101.12 feet and a chord bearing of N.20°55'53"E.; thence, N.43°38'04"E., 29.51 feet; thence, N.30°35'57"E., 42.54 feet; thence, along a curve to the left, having a radius of 69.50 feet, an arc length of 39.29 feet, a chord length of 38.77 feet and a chord bearing of N.14°24'24"E.; thence, N.01°47'10"W., 139.60 feet; thence, N.32°29'27"W., 11.75 feet to the south right-of-way line of Skinner Boulevard (State Road No. 580) per Official Records Book 6077, Page 2135 of the Public Records of Pinellas County, Florida; thence, N.89°11'10"E., along the said south right-of-way line of Skinner Boulevard, 56.01 feet; thence, leaving said south right-of-way line, S.43°42'26"W., 14.02 feet; thence, S.01°47'10"E., 138.92 feet; thence, along a curve to the right, having a radius of 109.50 feet, an arc length of 52.42 feet, a chord length of 51.92 feet and a chord bearing of S.11°55'41"W.; thence, S.19°11'16"W., 52.61 feet; thence, S.30°35'52"W., 33.78 feet; thence, along a curve to the left, having a radius of 147.50 feet, an arc length of 194.06 feet, a chord length of 180.36 feet and a chord bearing of S.07°05'23"E.; thence, S.44°46'43"E., 112.18 feet to the northwesterly right-of-way line of Main Street; thence, S.41°21'42"W., along said northwesterly right-of-way line, 19.51 feet to an angle point of said right-of-way line; thence, S.48°18'06"W., along said northwesterly right-of-way line, 30.83 feet to the Point of Beginning.

Containing 0.769 acres more or less.

**CITY OF DUNEDIN**  
**DUNEDIN GATEWAY**  
**BOUNDARY PLAN AND DESCRIPTION**  
**MILWAUKEE AVENUE**

DUNEDIN

PINELLAS COUNTY

FLORIDA

PREPARED FOR:  
**CITY OF DUNEDIN**  
c/o MR. TOM BURKE  
737 LOUDEN AVENUE  
DUNEDIN, FL 34698  
Phone: (727) 298-3179



**LLOVERAS, BAUR & STEVENS**

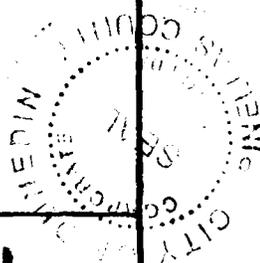
ENGINEERS - SURVEYORS - PLANNERS

LB 0000208

29228 U.S. HIGHWAY 19 N.  
CLEARWATER, FLORIDA 33761

Phone: (727) 784-3965 Fax: (727) 784-8153

REVISIONS	DRAWN BY: KB	JOB No.
	CHECKED BY: RO	35808
	APPROVED BY:	2 OF 2
	DATE: 5-13-10	



## RESOLUTION 16-01

A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA DEDICATING CITY-OWNED PROPERTY LOCATED BETWEEN SKINNER BOULEVARD AND MAIN STREET, KNOWN AS 600 MAIN STREET (PARCEL NUMBER 27-28-15-54504-000-0310), AS A PUBLIC RIGHT-OF-WAY AND PUBLIC STREET; DESIGNATING THE NAME OF SUCH PUBLIC STREET AS MILWAUKEE AVENUE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

**Section 1.** That the property located between Skinner Boulevard and Main Street, known as 600 Main Street (Parcel Number 27-28-15-54504-000-0310), is hereby designated as a public right-of-way and street, and is more particularly legally described as follows:

**See Exhibit "A" attached hereto and made a part hereof.**

**Section 2.** That the subject street is hereby named Milwaukee Avenue.

**Section 3.** This Resolution shall take effect immediately upon passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of January, 2016.

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

Rec. 35.50  
D.S. 3,150.00

Prepared by and return to:

FRAZER, HUBBARD, BRANDT, TRASK & YACAVONE LLP  
595 MAIN STREET  
Dunedin, FL 34698  
727-733-0494  
File Number: PIZZUTI-DUNEDIN

KEN BURKE, CLERK OF COURT  
PINELLAS COUNTY FLORIDA  
INST# 2010271534 09/24/2010 at 04:25 PM  
OFF REC BK: 17039 PG: 2481-2484  
DocType:DEED RECORDING: \$35.50  
D DOC STAMP: \$3150.00

Parcel Identification No. 27/28/15/23009/000/0010

[Space Above This Line For Recording Data]

### Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 17 day of SEPTEMBER, 2010 between PIZZUTI DUNEDIN LLC, an Ohio limited liability company whose post office address is TWO MIRANOVA PLACE, SUITE 800, Columbus, OH 43215-5098 of the County of Franklin, State of Ohio, grantor\*, and CITY OF DUNEDIN, a municipal corporation of the State of Florida whose post office address is 542 Main Street, Dunedin, FL 34698 of the County of Pinellas, State of Florida, grantee\*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Pinellas County, Florida, to-wit:

SEE ATTACHED EXHIBIT "A"

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

PIZZUTI DUNEDIN LLC, an Ohio limited liability company

Shanna L Moore  
Witness Name: Shanna L Moore

By: Scott Bluest (Seal)  
EVA

Jennifer Owen  
Witness Name: Jennifer Owen

(CORPORATE SEAL)

State of OHIO  
County of FRANKLIN

The foregoing instrument was acknowledged before me this 17 day of SEPTEMBER, 2010 by SCOTT B. WEST, EVP, who [] is personally known or [] has produced a driver's license as identification.

[Notary Seal]



RON G. SCHWIND  
Notary Public, State of Ohio  
My Commission Expires  
11-30-11

Notary Public

Printed Name:

RON SCHWIND

My Commission Expires:

11-30-11

**SKINNER BOULEVARD**

(STATE ROAD 580)

(PUBLIC RIGHT-OF-WAY WIDTH VARIES)



0' 50' 100'  
SCALE: 1" = 100'

N.89°11'10"E. 56.01'

N.32°29'27"W. 11.75'

S.43°42'26"W. 14.02'

SOUTH RIGHT-OF-WAY LINE OF SKINNER BOULEVARD (STATE ROAD 580) PER O.R. BOOK 8077, PAGE 2135

RADIUS = 69.50'  
ARC = 39.29'  
CHORD = 38.77'  
C.B. = N.14°24'24"E.

WELLINGTON PLACE TOWNHOUSE COMMUNITY  
PLAT BOOK 127, PAGES 82 & 83  
N.30°35'57"E. 42.54'

RADIUS = 109.50'  
ARC = 52.42'  
CHORD = 51.92'  
C.B. = S.11°55'41"W.

PREPARED FOR:  
**CITY OF DUNEDIN**  
c/o MR. TOM BURKE  
737 LOUDEN AVENUE  
DUNEDIN, FL 34698  
Phone: (727) 298-3179

ABBREVIATION LEGEND	
℄	= CENTERLINE
O.R.	= OFFICIAL RECORDS
P.O.B.	= POINT OF BEGINNING

N.43°38'04"E. 29.51'  
RADIUS = 131.00'  
ARC = 103.81'  
CHORD = 101.12'  
C.B. = N.20°55'53"E.

S.19°11'16"W. 52.61'  
S.30°35'52"W. 33.78'

RADIUS = 147.50'  
ARC = 194.06'  
CHORD = 180.36'  
C.B. = S.07°05'23"E.

EAST BOUNDARY LINE OF SARA J. LEWIS SUBDIVISION

SARA J. LEWIS SUBDIVISION  
PLAT BOOK 3, PAGE 5

N.01°46'28"W. 150.66'

MILWAUKEE AVENUE

S.89°29'31"W. 70.08'

S.44°46'43"E. 112.18'

NORTHWESTERLY RIGHT-OF-WAY LINE OF MAIN STREET

NORTH BOUNDARY LINE OF MAIN STREET SUBDIVISION

N.41°41'54"W. 110.01'

MAIN STREET SUBDIVISION  
PLAT BOOK 17, PAGE 20.  
MOST EASTERLY CORNER OF LOT 29

**CITY OF DUNEDIN**  
**DUNEDIN GATEWAY**

**BOUNDARY PLAN AND DESCRIPTION**  
**MILWAUKEE AVENUE**

DUNEDIN PINELLAS COUNTY FLORIDA

APPROVED BY:

SANDY LLOVERAS  
FLORIDA PROFESSIONAL SURVEYOR AND MAPPER No. LS 1762  
**THIS IS NOT A BOUNDARY SURVEY**

**LLOVERAS, BAUR & STEVENS**

ENGINEERS - SURVEYORS - PLANNERS  
#LB 000208  
29228 U.S. HIGHWAY 19 N.  
CLEARWATER, FLORIDA 33781  
Phone: (727) 784-3965 Fax: (727) 784-8153

REVISIONS	DRAWN BY: KB	JOB No.
	CHECKED BY: RO	<b>35808</b>
	APPROVED BY:	<b>1 OF 2</b>
	DATE: 5-13-10	
	SCALE: 1" = 100'	

**DESCRIPTION:**

A parcel of land lying in Section 27, Township 28 South, Range 15 East, City of Dunedin, Pinellas County, Florida, described as follows:

Begin at the most easterly corner of Lot 29, MAIN STREET SUBDIVISION according to the Plat thereof recorded in Plat Book 17, Page 20 of the Public Records of Pinellas County, Florida and run N.41°41'54"W., along the northeast lot line of said Lot 29, 110.01 feet to the north boundary line of said MAIN STREET SUBDIVISION; thence, leaving said northeast lot line, S.89°29'31"W., along said north boundary line, 70.08 feet; thence, leaving said north boundary line, N.01°46'28"W., along the east boundary line of SARA J. LEWIS SUBDIVISION, according to the Plat thereof recorded in Plat Book 3, Page 5 of the Public Records of Pinellas County, Florida, 150.66 feet; thence, leaving said east boundary line of SARA J. LEWIS SUBDIVISION, along a curve to the right, having a radius of 131.00 feet, an arc length of 103.81 feet, a chord length of 101.12 feet and a chord bearing of N.20°55'53"E.; thence, N.43°38'04"E., 29.51 feet; thence, N.30°35'57"E., 42.54 feet; thence, along a curve to the left, having a radius of 69.50 feet, an arc length of 39.29 feet, a chord length of 38.77 feet and a chord bearing of N.14°24'24"E.; thence, N.01°47'10"W., 139.60 feet; thence, N.32°29'27"W., 11.75 feet to the south right-of-way line of Skinner Boulevard (State Road No. 580) per Official Records Book 6077, Page 2135 of the Public Records of Pinellas County, Florida; thence, N.89°11'10"E., along the said south right-of-way line of Skinner Boulevard, 56.01 feet; thence, leaving said south right-of-way line, S.43°42'26"W., 14.02 feet; thence, S.01°47'10"E., 138.92 feet; thence, along a curve to the right, having a radius of 109.50 feet, an arc length of 52.42 feet, a chord length of 51.92 feet and a chord bearing of S.11°55'41"W.; thence, S.19°11'16"W., 52.61 feet; thence, S.30°35'52"W., 33.78 feet; thence, along a curve to the left, having a radius of 147.50 feet, an arc length of 194.06 feet, a chord length of 180.36 feet and a chord bearing of S.07°05'23"E.; thence, S.44°46'43"E., 112.18 feet to the northwesterly right-of-way line of Main Street; thence, S.41°21'42"W., along said northwesterly right-of-way line, 19.51 feet to an angle point of said right-of-way line; thence, S.48°18'06"W., along said northwesterly right-of-way line, 30.83 feet to the Point of Beginning.

Containing 0.769 acres more or less.

**CITY OF DUNEDIN**  
**DUNEDIN GATEWAY**  
**BOUNDARY PLAN AND DESCRIPTION**  
**MILWAUKEE AVENUE**

DUNEDIN

PINELLAS COUNTY

FLORIDA

PREPARED FOR:  
**CITY OF DUNEDIN**  
c/o MR. TOM BURKE  
737 LOUDEN AVENUE  
DUNEDIN, FL 34698  
Phone: (727) 298-3179



**LLOVERAS, BAUR & STEVENS**

ENGINEERS - SURVEYORS - PLANNERS

#LB 0000208

29228 U.S. HIGHWAY 19 N.

CLEARWATER, FLORIDA 33781

Phone: (727) 784-3965

Fax: (727) 784-8153

REVISIONS	DRAWN BY: KB	JOB No.
	CHECKED BY: RO	<b>35808</b>
	APPROVED BY:	
	DATE: 5-13-10	<b>2 OF 2</b>

## RESOLUTION 16-02

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, APPROVING AND AUTHORIZING EXECUTION OF A LANDSCAPE REIMBURSEMENT AND MAINTENANCE MEMORANDUM OF AGREEMENT WITH DISTRICT SEVEN OF THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR LANDSCAPE INSTALLATION WITHIN RIGHT-OF-WAY ON BAYSHORE BOULEVARD; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City of Dunedin seeks to beautify the portion of State Road 595/Alternate U.S. 19/Bayshore Boulevard right-of-way between Pasadena Drive and Baywood Drive North; and

**WHEREAS**, said portion of right-of-way is owned by the State of Florida through its Department of Transportation; and

**WHEREAS**, the City of Dunedin has received a grant for landscaping within this portion of right-of-way which requires it to enter into a District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement with the State of Florida Department of Transportation; and

**WHEREAS**, the City Commission wishes to authorize the Mayor of the City to enter into the District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement with the State of Florida Department of Transportation; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**Section 1.** That the Mayor is authorized to execute District Seven Highway Landscape Reimbursement and Maintenance Memorandum of

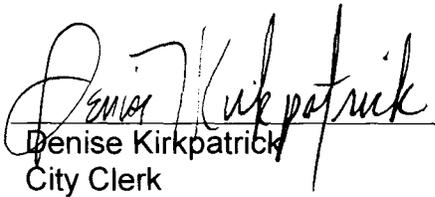
Agreement with the State of Florida Department of Transportation for installation of landscaping within the right-of-way of Bayshore Boulevard.

**Section 2.** That this Resolution shall become effective upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 7th day of January, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise Kirkpatrick  
City Clerk

*H.L.R.M.O.A. #06-16*~~CITY OF DUNEDIN~~

**DISTRICT SEVEN HIGHWAY LANDSCAPE REIMBURSEMENT  
AND MAINTENANCE MEMORANDUM OF AGREEMENT**

THIS AGREEMENT, made and entered into as of the 25<sup>th</sup> day of January, 2016 by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, a component agency of the State of Florida, (the "Department") and CITY OF DUNEDIN, "City".

W I T N E S S E T H

WHEREAS, the Department owns State Road 595 (Alt U.S.. 19/Bayshore Boulevard) right-of-way between Pasadena Drive (Section 15020-000, M.P. 4.849) and Baywood Drive North (Section 15020-000, M.P. 5.790) in Pinellas County, Florida and

WHEREAS, the City seeks to beautify the Project by the installation of landscape improvements which would enhance its aesthetic quality; and

WHEREAS, under F.P.I.D. 438910-1-58-01 (the "Project") the Department has allocated funds for such improvements and is authorized pursuant to Section 334.044(26), Florida Statutes, to reimburse the City for eligible expenditures; and

WHEREAS, upon installation of such improvements, the City has agreed to maintain those improvements in accordance with the provisions below; and

WHEREAS, the Department is authorized pursuant to Section 334.044(7), Florida Statutes to enter into contracts and agreements with counties/municipalities for maintenance of roadside landscape improvements on the State Highway System; and

WHEREAS, the City has authorized its officers to execute this Agreement on its behalf,

NOW THEREFORE, for and in consideration of the mutual benefits that flow each to the other, the parties covenant and agree as follows:

1. SUBMITTALS

a. The City shall produce plans for and install landscape improvements on those areas of the Project Highway as depicted in the Landscape Plans and Specifications to be attached and incorporated as Exhibit "A". All work conducted in connection with plans production and installation of improvements shall be referred to as the "Project".

b. Within one hundred twenty calendar days after execution of this Agreement, the City shall submit to the Department four copies of the landscape plans and specifications. This shall include:

1. A Project Maintenance Plan.
2. Maintenance of Traffic plan sheets.
3. In addition, to the landscape plans and specifications, two (2) copies of the following documents are required:
  - a. The Project schedule.
  - b. Letters of no conflict from all utilities within the Project limits.
  - c. Project cost estimate.

Within three weeks of the receipt of review comments by the Department, the City shall revise all documents required herein in accordance with the Department's comments and submit two

copies of the revised documents for the Department's written approval. Within one week of receipt of Department approval, the City shall submit four copies of the approved Plans and Specifications to the Department. Failure to submit any of the required documents within the time periods specified may result in termination by the Department of this Agreement.

c. If any of the submittals of the City pursuant to Paragraph 1.b. are rejected by the Department and returned to the City for revisions, such documents must be approved and resubmitted to the Department not later than one hundred eighty calendar days following the execution of this Agreement. If such documents are not resubmitted as approved, the Department may terminate this Agreement, including its obligation to reimburse any monies expended for the Project except for those approved expenditures for design of the Project.

d. All notices, demands, requests or other instruments shall be given by depositing the same in the U.S. Mail, postage prepaid, registered or certified with return receipt requested.

(1) If to the Department, address to District Maintenance Engineer, at Florida Department of Transportation, MS 7-1200, 11201 N. McKinley Drive, Tampa, Florida 33612-6456 or at such other address as the Department may from time to time designate by written notice to the City; and

(2) If to the City address to City Manager, Dunedin City Hall, 542 Main Street, Dunedin, FL 34698 or at such other address as the City from time to time designates by written notice to the Department.

All time limits provided hereunder shall run from the date of receipt of all such notices, demands, requests and other instruments.

## 2. INSTALLATION

a. The City shall not commence Project installation until the Department has issued a Notice to Proceed with Construction. Said Notice shall contain the Project completion date. The City shall notify the District Landscape Architect (DLA) and Operations Center Engineer forty eight hours two (2) full working days prior to commencing work on the Project site.

b. The City agrees to install or cause to be installed landscaping within the Project area as specified in the Landscape Plans and Specifications included as Exhibit "A". The City shall not change or deviate from the plan(s) without the Department's prior written approval.

c. If the City desires to position vehicles, equipment, or personnel, or to perform maintenance activities closer than fifteen feet to the edge of pavement, or to close a traffic lane, Maintenance of Traffic shall be in accordance with the Project plans and the Department's Maintenance of Traffic Regulations. The City shall have a Worksite Traffic Supervisor certified in Advanced Maintenance of Traffic supervise the set up and operation of Maintenance of Traffic devices at the site of the construction or maintenance activity. Prior to proceeding with construction, the City shall provide the Department with the Worksite Traffic Supervisor's certification.

d. In the event that any portion of the Project is at any time determined by the Department to not be in conformance with all applicable laws, rules, procedures and guidelines of the Department, or is determined to be interfering with the safe and efficient operation of any transportation facility, or is otherwise determined to present a danger to public health, safety, or

welfare, said portion shall be immediately brought into departmental compliance at the sole cost and expense of the City.

e. If the City fails to substantially complete Project installation by the completion date in the Notice to Proceed, the Department shall provide the City with written notice of its intent to terminate this Agreement. If the City fails to respond or take corrective action within the prescribed time period set forth in the notice, the Department may terminate the Agreement as provided for in Paragraph 6.b., including its obligation to reimburse any monies expended for the Project except for those portions of the Project already completed by the City and accepted by the Department.

f. Upon certification of completion by the City, inspection, and approval of the Project as substantially complete in writing by the DLA, the Project shall be subject to a ninety calendar-day establishment period. Work performed and costs incurred after final project approval are not eligible for reimbursement.

### 3. BILLING and PAYMENT

a. Upon completion of the ninety calendar-day establishment period and approval of the Project installation by the Department, the City shall, within one hundred eighty calendar days, furnish the Department with three signed originals of its final and complete billing of all eligible costs incurred in connection with the Project. The invoice shall show the description and site of the Project; the date on which the first work was performed or the date on which the earliest billed expense was incurred; the date on which the last work was performed or the last item of billed expense was incurred; and the location where records and accounts billed can be audited.

b. The Department shall reimburse the City in an amount not to exceed \$35,000 Dollars and No Cents for all eligible expenditures for the professional design, inspection, and enforcement of the material and installation standards; and the purchase, installation, and establishment of plant material as identified in Exhibit "A". Reimbursement for design fees shall not exceed ten percent (10%) of the total reimbursement amount.

c. Payment shall be made to the City by the Department under the following conditions.

1. This Agreement has not been terminated pursuant to Paragraph 6. b.
2. The City agrees to complete the project on or before two (2) years from the date of the Agreement. If the City does not complete the project within this time period, any reimbursement for payment shall not be processed by the Department unless an extension of the time period is requested by the City and granted in writing by the Department
3. Written certification of the completion of the installation and acceptance by the City is provided to the Department.
4. The DLA has inspected the work and has issued a letter of final completion to the City noting that it has fully met with the terms and conditions of this Agreement.
5. After Department issuance of the Substantial Completion letter, the City shall provide the Department with four (4) sets of 11" x 17" folded As-Built drawings.

#### 4. STANDARD FINANCIAL PROVISIONS

- a. The Department agrees to compensate the City for services described in Exhibit A - Landscape Plans and Specifications. The Method of Compensation is described in Section 3, "Billing and Payment".
- b. The City shall provide quantifiable, measurable and verifiable units of deliverables. Each deliverable must specify the required minimum level of service to be performed and the criteria for evaluating successful completion. The Project, and its quantifiable, measurable and verifiable units of deliverables are described more fully in Exhibit A - Landscape Plans and Specifications. **(Section 287.058(1)(d) and (e) F.S.)**
- c. Invoice Summaries shall be submitted by the City in detail sufficient for a proper pre-audit and post audit based on the quantifiable, measurable and verifiable units of deliverables as established in Exhibit A - Landscape Plans and Specifications. Deliverables must be received and accepted in writing by the Department's DLA prior to payments. **(Section 287.058 (1) (a), F.S.)**
- d. There shall be no reimbursement for travel expenses under this Agreement.
- e. Payment shall be made only after receipt and approval of goods and services unless advance payments are authorized by the Chief Financial Officer of the State of Florida under **Chapters 215 and 216, F.S.** If the Department determines that the performance of the City is unsatisfactory, the Department shall notify the City of the deficiency to be corrected, which correction shall be made within a time frame to be specified by the Department. The City shall, within five (5) days after notice from the Department, provide the Department with a corrective action plan describing how the City will address all issues of Agreement non-performance, unacceptable performance, failure to meet the minimum performance levels, deliverable deficiencies, or Agreement non-compliance. Payment shall not be made to the City until the goods and services have been received and proof of payment or other backup documentation as requested is provided to the Department. The Project must be completed (goods and services received and approved by the City) no later than January 25, 2018

The City providing goods and services to the Department should be aware of the following time frames. Inspection and approval of goods or services should take no longer than five (5) working days. The Department has twenty (20) days to deliver a request for payment (voucher) to the Department of Financial Services. The twenty (20) days are measured from the date the Invoice Summary is received. **(Section 215.422 (1), F.S.)**

If a payment is not available within forty (40) days, a separate interest penalty at a rate as established pursuant to Section 55.03 (1), F.S., will be due and payable, in addition to the Invoice Summary amount, to the City. Interest penalties of less than one dollar (\$1.00) will not be enforced unless the City requests payment. Invoice Summaries that have to be returned to a City because of City preparation errors will result in a delay of the payment. The Invoice Summary payment requirements do not start until a properly completed Invoice Summary is provided to the Department.

A Vendor Ombudsman has been established within the Department of Financial Services. The duties of this individual include acting as an advocate for the City who may be experiencing problems in obtaining timely payment(s) from the Department. The Vendor Ombudsman may be contacted at (850) 413-5516. (*Section 215.422 (5) and (7), F.S.*)

f. Records of costs incurred under the terms of this Agreement shall be maintained and made available upon request by the Department at all times during the period of this Agreement and for five (5) years after final payment is made. Copies of these documents and records shall be furnished to the Department upon request. Records of costs incurred include the City's general accounting records and project records, together with supporting documents and records, of the contractor and all subcontractors performing work on the project, and all other records of the contractor and subcontractors considered necessary by the Department for a proper audit of costs. (*Section 287.058 (4), F.S.*)

g. In the event this contract is for services in excess of \$25,000.00 and a term for a period of more than one (1) year, the provisions of *Section 339.135 (6) (a), F.S.*, are hereby incorporated:

"The Department, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection is null and void, and no money may be paid on such contract. The Department shall require a statement from the Comptroller of the Department that such funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding one (1) year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts which are for an amount in excess of \$25,000.00 and which have a term for a period of more than one (1) year."

h. The Department's obligation to pay is contingent upon an annual appropriation by the Florida Legislature. (*Section 216.311, F.S.*)

i. The City agrees to comply with *Section 20.055 (5), F.S.*, and to incorporate in all subcontracts the obligation to comply with *Section 20.055 (5), F.S.*

## 5. MAINTENANCE

a. At such time as the Department issues a Notice to Proceed with Project installation and until such time as the Project is removed pursuant to Paragraphs 5. f. and 6. a., the City shall maintain the Project in a reasonable manner and with due care in accordance with Project standards. Specifically, the City agrees to:

- (1) remove litter from all landscaped areas of the Project Highway;
- (2) remove fallen palm fronds, fallen fruit and flower stalks and fallen twigs and limbs from all landscaped areas of the Project Highway;
- (3) water and fertilize all plants;
- (4) mulch all plants beds;
- (5) keep plants as free as practicable from disease and harmful insects;

- (6) weed the Project premises routinely;
- (7) mow and/or cut grass within the areas delineated by the landscape plans;
- (8) prune all plants, specifically remove all dead or diseased parts of plants and prune of all parts of plants that present a visibility hazard to those using the roadway;
- (9) replace, or at the City's option, remove all dead or diseased plants or other parts of the Project that have fallen below Project standards. Replace with plants of substantially the same grade, size and specification as originally provided for in the plans and specifications, unless otherwise authorized by the Department; and
- (10) perform routine maintenance as prescribed by the manufacturer of any Project irrigation system; and
- (11) trim, alter, relocate or remove landscaping as needed for any future Intelligent Transportation System (ITS).

b. Maintenance of the Project shall be subject to periodic inspections by the Department. In the event that any of the aforementioned responsibilities are not carried out or are otherwise determined by the Department not to be in conformance with the applicable Project standards, the Department may terminate the agreement in accordance with Paragraph 6.b.

c. The Operations Center Engineer shall be notified forty-eight hours in advance of commencing any scheduled construction or maintenance activities. Emergency repairs shall be performed without delay and the Operations Center Engineer notified immediately. The Operations Center Engineer with responsibility for the roadway within this Project is located 5211 Ulmerton Road, Clearwater, FL. 33760; Telephone 727-575-8300.

d. Prior to any Project construction or reconstruction activity, the City shall submit plans to the Department for review and approval of the proposed work. Additionally, such plans shall be submitted to all utilities with facilities within the limits of work for their review and comment. The City shall resolve any conflicts and/or concerns raised by the utilities prior to commencement of such activities. Work shall not start until the Department has issued a Design Approval and Notice to Proceed with Construction letter to the City. Prior to commencing any field activity on this Project, the City shall notify all the utilities of their work schedule enabling facilities to be field located and marked to avoid damage.

e. The Department will require the City to cease operations and remove all personnel and equipment from the Department's right-of-way if any actions on the part of the City or representatives of the City violate the conditions or intent of this agreement as determined by the Department.

f. It is understood between the parties hereto that any or all of the Project may be removed, relocated, or adjusted at any time in the future as determined to be necessary by the Department in order that the adjacent state road be widened, altered, or otherwise changed to meet with the future criteria or planning of the Department. The City shall be given notice regarding such removal, relocation, or adjustment and shall be allowed sixty (60) calendar days to remove all or part of the Project at its own cost. The City will own that part of the Project it removes. After the sixty (60) calendar days removal period, the Department may remove, relocate, or adjust the Project as it deems best. Wherever the City removes improvements pursuant to this agreement, the City shall restore the surface of the affected portion of the Project premises to the same safe and trafficable condition as it was before installation of such improvements.

g. The City covenants to appropriate in its annual budget, for each Fiscal Year, non ad valorem funds lawfully available to satisfy its maintenance responsibilities under this Agreement. This covenant does not create any lien upon, or pledge of, such non-ad valorem funds, nor does it preclude the City from pledging such funds in the future, or from levying and collecting any particular non-ad valorem funds.

## 6. TERMINATION

a. The term of this Agreement shall be for a period of ten years commencing on the date of execution of the Agreement, with ten year renewal options. The Department shall send the City an expiration notice six months prior to each ten year expiration date. Any renewal must be agreed upon by both parties in writing ninety calendar days prior to the expiration of the existing agreement

In the event that the City elects to not renew the Agreement, then the City shall, at its sole expense, be responsible for the removal of the Project and shall restore the Project Highway to a safe and trafficable condition prior to expiration of the Agreement.

b. The Agreement may be terminated by the Department if the City, following fifteen calendar days' written notice, fails to perform its duties under this agreement.

c. The Department reserves the right to unilaterally cancel the Agreement for refusal by the contractor or City to allow public access to all documents, papers, letters or other material subject to the provisions of Chapter 119, F.S. and made or received in conjunction with this Agreement.

d. Within sixty (60) calendar days following a notice to terminate pursuant to Paragraph 6.b., if the Department requests, the City shall remove the Project and restore the Project premises to the same safe condition existing prior to installation of the Project. If the Department does not request such restoration or terminates this Agreement pursuant to Paragraph 6.b., the Department may complete, remove, relocate or adjust the Project as it deems best.

## 7. CLAIMS

a. When the Department receives notice of a claim for damages that may have been caused by the City in the performance of services required under this Agreement, the Department will immediately forward the claim to the City.

## 8. GENERAL

a. The Department's District Secretary or his designee shall decide all questions, difficulties, and disputes of any nature whatsoever that may arise under or by reason of this Agreement the prosecution, or fulfillment of the service hereunder and the character, quality, amount, and value thereof; and his decision upon all claims, questions, and disputes shall be final and conclusive upon the parties hereto.

b. E-Verify:

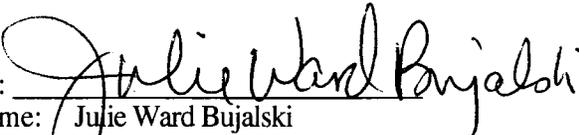
1. The City shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the City during the term of this Agreement; and

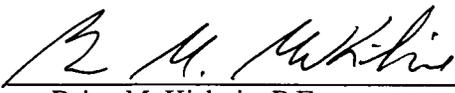
2. shall expressly require any subcontractors performing work or providing services to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employee eligibility of all new employees hired by the subcontractor during this Agreement's term.
- c. This Agreement embodies the entire Agreement and understanding between the parties hereto and there are no other agreements or understandings, oral or written, with reference to the subject matter hereof that are not merged herein and superseded hereby. This Agreement may not be assigned or transferred by the City in whole or in part without written consent of the Department.
  - d. If any provision of the Agreement is held invalid, the remainder of this Agreement shall not be affected thereby if such remainder would then continue to conform to the terms and requirements of applicable law.
  - e. This Agreement, regardless of where executed, shall be governed by and construed according to the Laws of the State of Florida.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

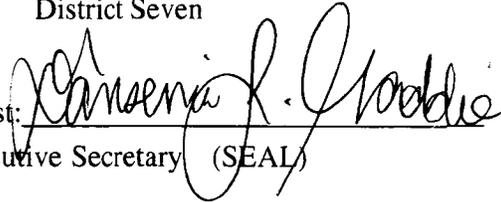
CITY OF DUNEDIN  
a municipal corporation  
of the State of Florida

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

By:   
Name: Julie Ward Bujalski  
Title: Mayor

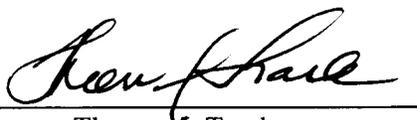
By:   
Brian McKishnie, P.E.  
Director of Transportation Operations,  
District Seven

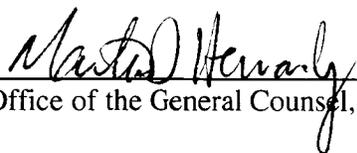
Attest:   
Name: Denise M. Kirkpatrick  
Title: City Clerk (SEAL)

Attest:   
Executive Secretary (SEAL)

Legal Review:

Legal Review:

  
Name: Thomas J. Trask  
Title: City Attorney

  
Office of the General Counsel, District 7

## **RESOLUTION 16-03**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; and

**WHEREAS**, outstanding encumbrances from FY 2015 identified for carry forward into FY 2016 total \$3,050,918.05; and

**WHEREAS**, project balances from FY 2015 identified for carry forward into FY 2016 total \$12,073,514.00;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various accounting entries as detailed in Appendix A and Appendix B as follows:

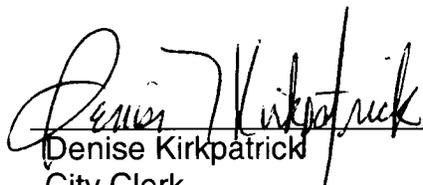
- 1. Appropriation of General Fund expenditures in the amount of \$186,627.00;**
- 2. Appropriation of Stadium Fund expenditures in the amount of \$81,801.00;**
- 3. Appropriations of County Gas Tax Fund expenditures in the amount of \$1,068,534.00;**
- 4. Appropriations of Penny Fund expenditures in the amount of \$695,000.00;**
- 5. Appropriations of Solid Waste Fund expenses in the amount of \$64,153.00;**
- 6. Appropriations of Water / Wastewater Fund expenses in the amount of \$5,076,145.05;**
- 7. Appropriations of Marina Fund expenses in the amount of \$992,520.00;**

8. Appropriations of Stormwater Fund expenses in the amount of \$5,335,379.49;
9. Appropriations of Fleet Fund expenses in the amount of \$843,196.00;
10. Appropriations of Facilities Maintenance Fund expenses in the amount of \$335,052.31;
11. Appropriations of Information Technology Fund expenses in the amount of \$24,975.20;
12. Appropriations of CRA Fund expenditures in the amount of \$421,049.00;
13. Necessary accounting entries to affect these changes are directed.
14. This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of January, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise Kirkpatrick  
City Clerk

City of Dunedin Budget Amendment 16-03

Appendix B: Project Carryforwards

PROJECT	ACCOUNT	INCREASE FY 2016 BUDGET
<b>GENERAL FUND</b>		
171607 VIEWPOINT IMPLEMENTATION	001-1702-524-5210	108,291.00
EMPLOYEE PICNIC FOR HOLIDAY PARTY	001-1400-511-4810	7,000.00
N. PINELLAS CULTURAL ALLIANCE SUPPORT	001-1801-515-4810	4,000.00
INVASIVE PLAN REMOVAL- HAMMOCK PK	001-4647-572-3405	2,300.00
	<b>TOTAL GENERAL FUND:</b>	<b>121,591.00</b>
<b>STADIUM FUND</b>		
STADIUM PROFESSIONAL SERVICES	111-4801-575-3110	41,211.00
480901 GRANDSTAND IMPROVEMENTS	111-4801-575.46-10	8,140.00
481303 ENGLEBERT BLDNG SEALIN	111-4801-575.46-10	2,450.00
	<b>TOTAL STADIUM FUND:</b>	<b>51,801.00</b>
<b>COUNTY GAS TAX FUND</b>		
631001 BRIDGE INSPECTIONS	134-6300-541-6301	5,000.00
630003 SIDEWALK - REHABILITATION	130-6300-541.46-10	78,333.00
630004 ROAD REPAIR MATERIALS	130-6300-541.46-10	19,652.00
630804 SIGNAGE REPLACEMENT	130-6300-541.52-10	5,000.00
630002 STREET RESURFACING	130-6300-541.63-01	449,776.00
	<b>TOTAL COUNTY GAS TAX FUND:</b>	<b>557,761.00</b>
<b>PENNY FUND</b>		
631501 MICHIGAN BLVD RECONSTRUCT	134-6300-541.63-01	645,000.00
	<b>TOTAL PENNY FUND:</b>	<b>645,000.00</b>
<b>SOLID WASTE FUND</b>		
548902 COMM. REFUSE CONTAINERS	440-5431-534.52-10	5,653.00
541105 CITY DUMPSTER ENCLOSURES	440-5431-534.63-01	5,000.00
548902 COMM. REFUSE CONTAINERS	440-5431-534.64-01	53,500.00
	<b>TOTAL SOLID WASTE FUND:</b>	<b>64,153.00</b>

City of Dunedin Budget Amendment 16-03

Appendix B: Project Carryforwards

PROJECT	ACCOUNT	INCREASE FY 2016 BUDGET
<b>STORMWATER FUND</b>		
531501 TMDL RESPONSE/SAMPLING	443-5300-538.31-10	19,495.00
539804 STORM DRAIN UPGRADE	443-5300-538.46-10	116,000.00
531502 BOOKSTORE DRAINAGE SYSTEM	443-5300-538.63-01	30,000.00
530203 PIPE LINING-REHAB	443-5300-538.63-01	181,500.00
531303 AMBERLEA SUBDIVISION	443-5300-538.63-01	750,000.00
531401 LAKEWOOD ESTATES PIPING	443-5300-538.63-01	3,809,800.00
539804 STORM DRAIN UPGRADE	443-5300-538.63-01	60,200.00
	<b>TOTAL STORMWATER FUND:</b>	<b>4,966,995.00</b>
<b>FACILITIES MAINTENANCE FUND</b>		
640303 HVAC REPLACEMENT	551-6447-519.46-20	32,193.00
641501 FIRE & SECURITY SYSTEMS	551-6447-519.62-10	25,000.00
641502 SKINNER JACKSON RESTROOM	551-6447-519.62-10	53,000.00
641502 SKINNER JACKSON RESTROOM	001-4647-572.62-01	12,000.00
641506 PORTABLE LIGHTING	551-6447-519.64-01	8,000.00
	<b>TOTAL FACILITIES MAINTENANCE FUND:</b>	<b>130,193.00</b>
<b>IT SERVICES FUND</b>		
160501 NETWORK SYSTEM UPGRADE	557-1507-513.64-01	16,000.00
160702 DOCUMENT IMAGING	557-1507-513.64-01	4,000.00
	<b>TOTAL IT FUND:</b>	<b>20,000.00</b>
<b>CRA FUND</b>		
171401 HUNTLEY/MONROE ENHANCEMNT	660-1716-559.63-01	233,000.00
171501 DOWNTOWN PARKING STRUCTRE	660-1716-559.63-01	188,049.00
	<b>TOTAL CRA FUND:</b>	<b>421,049.00</b>
<b>TOTAL ALL FUNDS:</b>		<b>12,073,514.00</b>

City of Dunedin Budget Amendment 16-03

Appendix A: Encumbrances

PO #	VENDOR	PROJECT	DESCRIPTION	ENCUMBRANCE / INCR FY 2016 BUDGET
<b>GENERAL FUND</b>				
19389	J.R. EVANS ENGINEERING, P.A.		CRS FEMA MGMT ASSISTANCE	\$ 9,990.00
19127	VIEWPOINT GOVERNMENT SOLUTIONS		PERMITTING SYSTEM	\$ 14,075.00
19195	RAIN DROP PRODUCTS		SPARYGROUND FEATURE AT HIGHLANDER POOL	\$ 4,905.00
19373	PARAS CONSTRUCTION	460103	WEAVER PIER REPAIR & IMP.	\$ 8,750.00
19428	BIG EARTH LANDSCAPE		SOD FOR BALLFIELDS	\$ 2,150.00
19454	VERMONT SYSTEMS, INC		ID CARD PRINTERS	\$ 200.00
19264	APOLLO SUNGUARD SYSTEMS, INC.	461504	WEAVER PK- SHADE STRUCTURE	\$ 24,966.00
			<b>TOTAL GENERAL FUND:</b>	<b>\$ 65,036.00</b>
<b>STADIUM FUND</b>				
18962	PUBLIC MANAGEMENT & FUNDING SVC.		GRANTWRITING FOR PIN CTY DEV COUNCIL	\$ 1,500.00
19414	SPORTS FACILITIES ADVISORY, LLC		CONSULTING FOR TBJ SPRING TRAINING	\$ 24,000.00
19444	TOD MAR & ASSOCIATES		LAND APPRAISAL OF STADIUM & LIBRARY	\$ 4,500.00
			<b>TOTAL STADIUM FUND:</b>	<b>\$ 30,000.00</b>
<b>COUNTY GAS TAX FUND</b>				
19413	GATOR GRADING & PAVING, LLC		ANNUAL PAVING	\$ 60,997.00
19413	GATOR GRADING & PAVING, LLC	630002	STREET RESURFACING	\$ 449,776.00
			<b>TOTAL COUNTY GAS TAX FUND:</b>	<b>\$ 510,773.00</b>
<b>PENNY FUND</b>				
19413	GATOR GRADING & PAVING, LLC	461502	PARKS TRAILS RENOVATIONS	\$ 50,000.00
			<b>TOTAL PENNY FUND:</b>	<b>\$ 50,000.00</b>
<b>WATER/WASTEWATER FUND</b>				
19337	KING ENGINEERING ASSOC., INC.		WATER/WW UTILITY RATE STUDY	\$ 6,520.75
19288	ALKEMA SOLUTIONS, INC		WATER MEMBRANE AUTOPSY	\$ 15,400.00
19306	RING POWER (RIVERVIEW)		GENERATORS	\$ 68,865.00
19306	RING POWER (RIVERVIEW)		INSTALL OF GENERATORS	\$ 28,920.00
19339	RING POWER (RIVERVIEW)		GENERATOR SERVICE AGREEMENTS	\$ 1,950.00

City of Dunedin Budget Amendment 16-03

Appendix A: Encumbrances

PO #	VENDOR	PROJECT	DESCRIPTION	ENCUMBRANCE / INCR FY 2016 BUDGET
19178	DON REID FORD		FLEET- HALE SENIOR ACTIVITY CTR	\$ 27,622.00
19174	DUVAL FORD		FLEET- WATER VEHICLE	\$ 32,533.00
19175	LOU BACHRODT FREIGHTLINER		FLEET- SOLID WASTE RESIDENTIAL	\$ 143,814.00
19176	KENWORTH OF CENTRAL FLORIDA		FLEET- SOLID WASTE COMMERCIAL	\$ 550,328.00
19170	RING POWER (RIVERVIEW)		BACKHOE, LOADER, ASPHALT COMPACTOR	\$ 41,240.00
19174	DUVAL FORD		FLEET- STREETS VEHICLE	\$ 47,659.00
			<b>TOTAL FLEET FUND:</b>	<b>\$ 843,196.00</b>

## **RESOLUTION 16-04**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

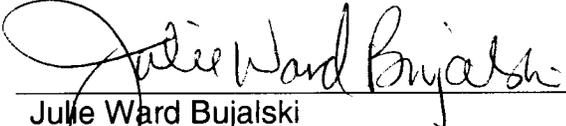
1. **Appropriations of revenue and expenditures in the General Fund resulting in a decrease in fund balance of \$3,842.**
2. **Appropriations of expenditures in the County Gas Tax Fund resulting in a decrease in fund balance of \$25,000.**
3. **Appropriations of expenditures in the Penny Fund resulting in no net impact on fund balance.**
4. **Appropriations of revenues and expenses in the Water / Wastewater Fund resulting in a decrease in fund balance of \$417,219.**
5. **Appropriations of revenues and expenses in the Stormwater Fund resulting in an increase in fund balance of \$15,611.**
6. **Appropriations of expenses in the Solid Waste Fund resulting in an increase in fund balance of \$18,608.**
7. **Appropriations of revenues in the Facilities Maintenance Fund resulting in a decrease in fund balance of \$1.**
8. **Appropriations of revenues and expenses in the IT Services Fund resulting in a decrease in fund balance of \$5,249.**
9. **Appropriations of revenues and expenses in the Fleet Fund resulting in an increase in fund balance of \$4,500.**

10. **Appropriations of revenues and expenditures in the Community Redevelopment Agency (CRA) Fund resulting in no net impact on fund balance.**

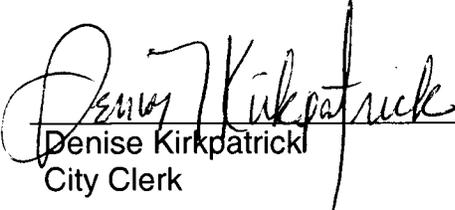
11. Necessary accounting entries to affect these changes are directed.

12. This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of January, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise Kirkpatrick  
City Clerk

Budget Amendment Resolution 16-04 Summary

Item	Fund	Description	Project	FY 2016 Current Budget Amount	Proposed Change	FY 2016 Amended Budget Amount	Impact on Fund Balance
A	General	Appropriate revenue from artist incubator sub-leases		\$ -	\$ 37,240	\$ 37,240	\$ 37,240
	General	Reduce capital budget for artist incubator	181601	\$ 37,500	\$ (19,650)	\$ 17,850	\$ 19,650
	General	Appropriate expenditure for artist incubator master lease	181601	\$ -	\$ 56,890	\$ 56,890	\$ (56,890)
B	General	Appropriate fund balance for boring to install alarm system at Boat Club		\$ 160,900	\$ 7,200	\$ 168,100	\$ (7,200)
C	General	Reduce revenue for Dunedin Youth Sail contributions due to budget entry error		\$ 25,000	\$ (24,000)	\$ 1,000	\$ (24,000)
D	General	Appropriate <b>RESTRICTED</b> fund balance using cemetery for expenditure in Parks operating budget.	881301	\$ 117,000	\$ 2,495	\$ 119,495	\$ (2,495)
E	General	Appropriate expenditure for chairs at Sheriff's substation		\$ -	\$ 2,171	\$ 2,171	\$ (2,171)
F	General	Appropriate revenue from contribution for City Holiday Party		\$ 2,500	\$ 7,500	\$ 10,000	\$ 7,500
	General	Appropriate expense for City Holiday Party		\$ -	\$ 7,500	\$ 7,500	\$ (7,500)
G	General	Reduce parking management expenses by \$10,000		\$ 101,000	\$ (10,000)	\$ 91,000	\$ 10,000
	General	Increase Aid to Private Orgs by \$10,000 for Safe Harbor		\$ 123,907	\$ 10,000	\$ 133,907	\$ (10,000)
H	General Fund	Increase expenditures in Parks Maintenance to fund Fisher Field capital improvements		\$ 33,000	\$ 15,000	\$ 48,000	\$ (15,000)
I	General Fund	Decrease expenditures in Planning/Development due to cancellation of Microfiche Scanning CIP project	171603	\$ 67,500	\$ (40,000)	\$ 27,500	\$ 40,000
J	General	Appropriate <b>RESTRICTED</b> fund balance for new boat in Aquatics program	420301	\$ 7,115	\$ 3,300	\$ 10,415	\$ (3,300)
K	County Gas Tax	Appropriate expenses for Railroad Ave. improvements (onstreet pkg, pavers, walkway)	631606	\$ 612,000	\$ 25,000	\$ 637,000	\$ (25,000)
L	Penny	Remove funding for Park Restoroom Renovations CIP project	461605	\$ 20,000	\$ (20,000)	\$ -	\$ 20,000
	Penny	Increase funding for Little League Facilities to install ductwork and HVAC unit.	461101	\$ -	\$ 5,500	\$ 5,500	\$ (5,500)
	Penny	Increase funding for Little League Facilities for new roof.	461101	\$ -	\$ 14,500	\$ 14,500	\$ (14,500)
M	Water/WW	Appropriate expenses for project 510702 (New Telemetry)	510702	\$ 1,330,000	\$ 380,000	\$ 1,710,000	\$ (380,000)

Budget Amendment Resolution 16-04 Summary

Item	Fund	Description	Project	FY 2016 Current Budget Amount	Proposed Change	FY 2016 Amended Budget Amount	Impact on Fund Balance
N	Stormwater	Appropriate revenue for Skye Loche Villas retention pond dredging		\$ -	\$ 24,775	\$ 24,775	\$ 24,775
	Stormwater	Appropriate expense for for Skye Loche Villas retention pond dredging		\$ 105,000	\$ 24,775	\$ 129,775	\$ (24,775)
O	Stormwater	Increase expenses for Bookstore/Railroad Ave. underdrain improvements	531502	\$ 30,000	\$ 3,000	\$ 33,000	\$ (3,000)
P	Solid Waste	Reduce expense of Utility Billing allocation based on final FY16 Adopted Budget		\$ 118,096	\$ (18,608)	\$ 99,488	\$ 18,608
	Stormwater	Reduce expense of Utility Billing allocation based on final FY16 Adopted Budget		\$ 83,560	\$ (18,611)	\$ 64,949	\$ 18,611
	Water/WW	Reduce revenue from Utility Billing allocation based on FY16 Adopted Budget		\$ 83,560	\$ (37,219)	\$ 46,341	\$ (37,219)
Q	Facilities Maint.	Decrease revenue from Facilities Maintenance ISF		\$ 1,027,267	\$ (1)	\$ 1,027,266	\$ (1)
	General	Decrease Facilities Maintenance ISF		\$ 18,495	\$ (12,022)	\$ 6,473	\$ 12,022
	General	Increase Facilities Maintenance ISF		\$ 11,864	\$ 158	\$ 12,022	\$ (158)
	General	Increase Facilities Maintenance ISF		\$ 6,084	\$ 1,540	\$ 7,624	\$ (1,540)
	IT Services	Increase Facilities Maintenance ISF		\$ 2,480	\$ 33	\$ 2,513	\$ (33)
R	Fleet	Increase revenue from Fleet Services ISF		\$ 2,102,163	\$ 11,300	\$ 2,113,463	\$ 11,300
S	Fleet	Increase expense for vehicle equipment		\$ 326,107	\$ 6,800	\$ 332,907	\$ (6,800)
T	IT Services	Decrease revenue from IT ISF		\$ 1,811,529	\$ (5,216)	\$ 1,806,313	\$ (5,216)
U	CRA Fund	Reduce expenses in operating		\$ 28,500	\$ (9,000)	\$ 19,500	\$ 9,000
	CRA Fund	Increase expenses in transfers-out from CRA Fund to General Fund		\$ -	\$ 9,000	\$ 9,000	\$ (9,000)
	General Fund	Increase transfer in from CRA Fund to General Fund and appropriate revenue		\$ -	\$ 9,000	\$ 9,000	\$ 9,000
	General Fund	Increase expenses in Parks Maintenance operating		\$ 117,000	\$ 9,000	\$ 126,000	\$ (9,000)

## **RESOLUTION 16-05**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN ADOPTING THE CITY OF DUNEDIN DEFINED CONTRIBUTION PLAN (THE 'PLAN') THAT WAS UPDATED FOR REQUIRED LEGISLATIVE CHANGES; AND REPEALING ALL RESOLUTIONS IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City has previously adopted the Plan, which has been amended from time to time; and

**WHEREAS**, the Plan, a copy of which is attached as Exhibit A, is required to be updated for all the required legislative changes through the 2014 Cumulative List of Plan Qualification Requirements (second Cycle E); and

**WHEREAS**, the City is authorized under Article X to amend the Plan; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**Section 1.** The amended and restated Plan updates the Plan for all required legislative changes through the 2014 Cumulative List of Plan Qualification Requirements and is hereby approved and adopted in its entirety.

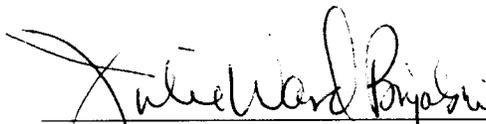
**Section 2.** The amended and restated Plan shall be maintained in the office of the Plan Administrator at the Department of Human Resources, Post Office Box 1348, Dunedin, Florida 34697-1348.

**Section 3.** The Plan may be modified from time to time by further resolutions or motion of the City Commission.

**Section 4.** The appropriate officers of the City of Dunedin are authorized to execute the amended and restated Plan and the proposed Plan.

**Section 5.** This Resolution shall be effective as of the dates reflected in the Plan document.

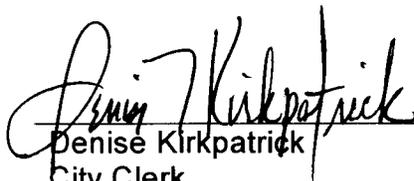
**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of January, 2016.**



---

Julie Ward Bujalski  
Mayor

ATTEST:



---

Denise Kirkpatrick  
City Clerk

EMPLOYER SIGNATURE PAGE

PURPOSE OF EXECUTION. This Signature Page is being executed to effect:

- (a) The adoption of a **new plan**, effective \_\_\_ [insert Effective Date of Plan]. [Note: Date can be no earlier than the first day of the Plan Year in which the Plan is adopted.]
- (b) The **restatement** of an existing plan, in order to comply with the requirements of PPA, pursuant to Rev. Proc. 2011-49.
  - (1) Effective date of restatement: October 1, 2015. [Note: Date can be no earlier than January 1, 2007. Section 14.01(d)(2) of Plan provides for retroactive effective dates for all PPA provisions. Thus, a current effective date may be used under this subsection (1) without jeopardizing reliance.]
  - (2) Name of plan(s) being restated: City of Dunedin Defined Contribution Plan
  - (3) The original effective date of the plan(s) being restated: January 1, 1996.
- (c) An **amendment or restatement** of the Plan (other than to comply with PPA). If this Plan is being amended, a snap-on amendment may be used to designate the modifications to the Plan or the updated pages of the Adoption Agreement may be substituted for the original pages in the Adoption Agreement. All prior Employer Signature Pages should be retained as part of this Adoption Agreement.
  - (1) Effective Date(s) of amendment/restatement: \_\_\_\_\_
  - (2) Name of plan being amended/restated: \_\_\_\_\_
  - (3) The original effective date of the plan being amended/restated: \_\_\_\_\_
  - (4) If Plan is being amended, identify the Adoption Agreement section(s) being amended: \_\_\_\_\_

**VOLUME SUBMITTER SPONSOR INFORMATION.** The Volume Submitter Sponsor (or authorized representative) will inform the Employer of any amendments made to the Plan and will notify the Employer if it discontinues or abandons the Plan. To be eligible to receive such notification, the Employer agrees to notify the Volume Submitter Sponsor (or authorized representative) of any change in address. The Employer may direct inquiries regarding the Plan or the effect of the Favorable IRS Letter to the Volume Submitter Sponsor (or authorized representative) at the following location:

**Name of Volume Submitter Sponsor (or authorized representative):** Gray Robinson, P.A.

**Address:** 301 E. Pine St. Suite 1400 Orlando, FL 32801

**Telephone number:** (407) 843-8880

**IMPORTANT INFORMATION ABOUT THIS VOLUME SUBMITTER PLAN.** A failure to properly complete the elections in this Adoption Agreement or to operate the Plan in accordance with applicable law may result in disqualification of the Plan. The Employer may rely on the Favorable IRS Letter issued by the National Office of the Internal Revenue Service to the Volume Submitter Sponsor as evidence that the Plan is qualified under Code §401(a), to the extent provided in Rev. Proc. 2011-49. The Employer may not rely on the Favorable IRS Letter in certain circumstances or with respect to certain qualification requirements, which are specified in the Favorable IRS Letter issued with respect to the Plan and in Rev. Proc. 2011-49. In order to obtain reliance in such circumstances or with respect to such qualification requirements, the Employer must apply to the office of Employee Plans Determinations of the Internal Revenue Service for a determination letter. See Section 1.50 of the Plan.

By executing this Adoption Agreement, the Employer intends to adopt the provisions as set forth in this Adoption Agreement and the related Plan document. By signing this Adoption Agreement, the individual below represents that he/she has the authority to execute this Plan document on behalf of the Employer. This Adoption Agreement may only be used in conjunction with Basic Plan Document #05. The Employer understands that the Volume Submitter Sponsor has no responsibility or liability regarding the suitability of the Plan for the Employer's needs or the options elected under this Adoption Agreement. It is recommended that the Employer consult with legal counsel before executing this Adoption Agreement.

City of Dunedin

(Name of Employer)

Julie Ward Bujalski

(Name of authorized representative)

Julie Ward Bujalski

(Signature)

Mayor

(Title)

1/21/16

(Date)

### TRUSTEE DECLARATION

This Trustee Declaration may be used to identify the Trustees under the Plan. A separate Trustee Declaration may be used to identify different Trustees with different Trustee investment powers.

**Effective date of Trustee Declaration:** October 1, 2015.

**The Trustee's investment powers are:**

- (a) **Discretionary.** The Trustee has discretion to invest Plan assets, unless specifically directed otherwise by the Plan Administrator, the Employer, an Investment Manager or other Named Fiduciary or, to the extent authorized under the Plan, a Plan Participant.
- (b) **Nondiscretionary.** The Trustee may only invest Plan assets as directed by the Plan Administrator, the Employer, an Investment Manager or other Named Fiduciary or, to the extent authorized under the Plan, a Plan Participant.
- (c) **Fully funded.** There is no Trustee under the Plan because the Plan is funded exclusively with custodial accounts, annuity contracts and/or insurance contracts. (See Section 12.15 of the Plan.)
- (d) **Determined under a separate trust agreement.** The Trustee's investment powers are determined under a separate trust document which replaces (or is adopted in conjunction with) the trust provisions under the Plan.

**Name of Trustee:** Wells Fargo Bank, N.A.

**Title of Trust Agreement:** Section 401(a) Trust Agreement with Wells Fargo Bank, N.A.

*[Note: To qualify as a Volume Submitter Plan, any separate trust document used in conjunction with this Plan must be approved by the Internal Revenue Service. Any such approved trust agreement is incorporated as part of this Plan and must be attached hereto. The responsibilities, rights and powers of the Trustee are those specified in the separate trust agreement.]*

**Description of Trustee powers.** This section can be used to describe any special trustee powers or any limitations on such powers. This section also may be used to impose any specific rules regarding the decision-making authority of individual trustees. In addition, this section can be used to limit the application of a trustee's responsibilities, e.g., by limiting trustee authority to only specific assets or investments.

**Describe Trustee powers:** \_\_\_\_\_

*[The addition of special trustee powers under this section will not cause the Plan to lose Volume Submitter status provided such language merely modifies the administrative provisions applicable to the Trustee (such as provisions relating to investments and the duties of the Trustee). Any language added under this section may not conflict with any other provision of the Plan and may not result in a failure to qualify under Code §401(a).]*

**RESOLUTION 16-05**  
**EXHIBIT A**

**City of Dunedin  
Defined Contribution Plan**

**GRAYROBINSON, P.A.**  
**GOVERNMENTAL VOLUME SUBMITTER MONEY PURCHASE PLAN**  
**ADOPTION AGREEMENT**

By executing this Governmental Volume Submitter Money Purchase Plan Adoption Agreement (the "Agreement"), the undersigned Employer agrees to establish or continue a Money Purchase Plan for its Employees. The Money Purchase Plan adopted by the Employer consists of the Governmental Defined Contribution Volume Submitter Plan and Trust Basic Plan Document #05 (the "BPD") and the elections made under this Agreement (collectively referred to as the "Plan"). An Employer may jointly co-sponsor the Plan by signing a Participating Employer Adoption Page, which is attached to this Agreement. **This Plan is effective as of the Effective Date identified on the Signature Page of this Agreement.**

**SECTION 1**  
**EMPLOYER INFORMATION**

*The information contained in this Section 1 is informational only. The information set forth in this Section 1 may be modified without amending this Agreement. Any changes to this Section 1 may be accomplished by substituting a new Section 1 with the updated information. The information contained in this Section 1 is not required for qualification purposes and any changes to the provisions under this Section 1 will not affect the Employer's reliance on the IRS Favorable Letter.*

**1-1 EMPLOYER INFORMATION:**

Name: City of Dunedin

Address:

750 Milwaukee Avenue  
Dunedin, Florida 34698

Telephone: (727) 298-3040

Fax: (727) 298-3052

**1-2 EMPLOYER IDENTIFICATION NUMBER (EIN):** 59-6000310

**1-3 FORM OF BUSINESS:**

- State or political subdivision of a State
- State agency or instrumentality
- Indian Tribal Government
- Describe other Employer qualified to adopt a Governmental Plan: \_\_\_\_\_

**1-4 EMPLOYER'S TAX YEAR END:** The Employer's tax year ends September 30<sup>th</sup>

**1-5 RELATED EMPLOYERS:** Is the Employer part of a group of Related Employers (as defined in Section 1.78 of the Plan)?

- Yes
- No

If yes, Related Employers may be listed below. A Related Employer must complete a Participating Employer Adoption Page for Employees of that Related Employer to participate in this Plan.

---

*[Note: This AA §1-5 is for informational purposes. The failure to identify all Related Employers will not jeopardize the qualified status of the Plan.]*

**SECTION 2**  
**PLAN INFORMATION**

**2-1 PLAN NAME:** City of Dunedin Defined Contribution Plan

**2-2 PLAN NUMBER:** 002

2-3 **TYPE OF PLAN:** This Plan is a Money Purchase Defined Contribution Plan.

- The Plan is intended to be a FICA Replacement Plan (as defined under Section 4.03 of the Plan).

2-4 **PLAN YEAR:**

- (a) Calendar year.  
 (b) The 12-consecutive month period ending on September 30<sup>th</sup> each year.  
 (c) The Plan has a Short Plan Year running from \_\_\_\_ to \_\_\_\_.

2-5 **FROZEN PLAN:** Check this AA §2-5 if the Plan is a frozen Plan to which no contributions will be made.

- This Plan is a frozen Plan effective \_\_\_\_\_. (See Section 3.02(a)(1)(iv) of the Plan.)

*[Note: As a frozen Plan, the Employer will not make any contributions with respect to Plan Compensation earned after such date and no Participant will be permitted to make any contributions to the Plan after such date. In addition, no Employee will become a Participant after the date the Plan is frozen.]*

2-6 **PLAN ADMINISTRATOR:**

- (a) The Employer identified in AA §1-1.  
 (b) Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

### SECTION 3 ELIGIBLE EMPLOYEES

3-1 **ELIGIBLE EMPLOYEES:** In addition to the Employees identified in Section 2.02 of the Plan, the following Employees are excluded from participation under the Plan. See Sections 2.02(d) and (e) of the Plan for rules regarding the effect on Plan participation if an Employee changes between an eligible and ineligible class of employment.

- (a) No exclusions  
 (b) Collectively Bargained Employees  
 (c) Non-resident aliens who receive no compensation from the Employer which constitutes U.S. source income  
 (d) Leased Employees  
 (e) Employees paid on an hourly basis  
 (f) Employees paid on a salaried basis  
 (g) Employees in an elected or appointed position  
 (h) Part-Time Employees (as defined in Section 1.68 of the Plan)  
 (i) Seasonal Employees (as defined in Section 1.84 of the Plan)  
 (j) Temporary Employees (as defined in Section 1.88 of the Plan)  
 (k) Other: Individuals hire by the Employer as a certified firefighter.

*[Note: The elections under this AA §3-apply to any Pick-Up Contributions and any After-Tax Employee Contributions authorized under AA §6-6, unless elected otherwise under subsection (k).]*

**SECTION 4  
MINIMUM AGE AND SERVICE REQUIREMENTS**

4-1 **ELIGIBILITY REQUIREMENTS – MINIMUM AGE AND SERVICE:** An Eligible Employee (as defined in AA §3-1) who satisfies the minimum age and service conditions under this AA §4-1 will be eligible to participate under the Plan as of his/her Entry Date (as defined in AA §4-2 below).

(a) **Service Requirement.** An Eligible Employee must complete the following minimum service requirements to participate in the Plan.

- (1) There is no minimum service requirement for participation in the Plan.
- (2) \_\_\_ Year(s) of Service (as defined in Section 2.03(a)(1) of the Plan and AA §4-3).
- (3) The completion of at least \_\_\_ Hours of Service during the first \_\_\_ months of employment or the completion of a Year of Service (as defined in AA §4-3), if earlier.
  - (i) An Employee who completes the required Hours of Service satisfies eligibility at the end of the designated period, regardless if the Employee actually works for the entire period.
  - (ii) An Employee who completes the required Hours of Service must also be employed continuously during the designated period of employment. See Section 2.03(a)(2) of the Plan for rules regarding the application of this subsection (ii).
- (4) The completion of \_\_\_ Hours of Service during an Eligibility Computation Period. [*An Employee satisfies the service requirement immediately upon completion of the designated Hours of Service rather than at the end of the Eligibility Computation Period.*]
- (5) Full-time Employees are eligible to participate as set forth in subsection (i). Employees who are “part-time” Employees must complete a Year of Service (as defined in AA §4-3). For this purpose, a full-time Employee is any Employee not defined in subsection (ii).
  - (i) Full-time Employees must complete the following minimum service requirements to participate in the Plan:
    - (A) There is no minimum service requirement for participation in the Plan.
    - (B) The completion of at least \_\_\_ Hours of Service during the first \_\_\_ months of employment or the completion of a Year of Service (as defined in AA §4-3), if earlier.
    - (C) Under the Elapsed Time method as defined in AA §4-3(c) below.
    - (D) Describe: \_\_\_\_\_
  - (ii) Part-time Employees must complete a Year of Service (as defined in AA §4-3). For this purpose, a part-time Employee is any Employee (including a temporary or seasonal Employee) whose normal work schedule is less than:
    - (A) \_\_\_ hours per week.
    - (B) \_\_\_ hours per month.
    - (C) \_\_\_ hours per year.
- (6) Under the Elapsed Time method as defined in AA §4-3(c) below.
- (7) Describe eligibility conditions: \_\_\_\_\_

(b) **Minimum Age Requirement.** An Eligible Employee (as defined in AA §3-1) must have attained the following age to participate under the Plan.

- (1) There is no minimum age for Plan eligibility.
- (2) Age 21.
- (3) Age 20½.
- (4) Age \_\_\_.

(c) **Special eligibility rules.** The following special eligibility rules apply with respect to the Plan: \_\_\_\_\_

[*Note: The elections under this AA §4-1 apply to any Pick-Up Contributions and any After-Tax Employee Contributions authorized under AA §6-6, unless elected otherwise under subsection (c). Subsection (c) may be used to apply the eligibility*

*conditions selected under this AA §4-1 separately with respect to different Employee groups or different contribution formulas under the Plan. Any special eligibility rules must be definitely determinable.]*

4-2 **ENTRY DATE:** An Eligible Employee (as defined in AA §3-1) who satisfies the minimum age and service requirements in AA §4-1 shall be eligible to participate in the Plan as of his/her Entry Date. For this purpose, the Entry Date is the following date.

- (a) **Immediate.** The date the minimum age and service requirements are satisfied (or date of hire, if no minimum age and service requirements apply).
- (b) **Semi-annual.** The first day of the 1st and 7th month of the Plan Year.
- (c) **Quarterly.** The first day of the 1st, 4th, 7th and 10th month of the Plan Year.
- (d) **Monthly.** The first day of each calendar month.
- (e) **Payroll period.** The first day of the payroll period.
- (f) **The first day of the Plan Year.**

An Eligible Employee's Entry Date (as defined above) is determined based on when the Employee satisfies the minimum age and service requirements in AA §4-1. For this purpose, an Employee's Entry Date is the Entry Date:

- (g) **next following** satisfaction of the minimum age and service requirements.
- (h) **coinciding with or next following** satisfaction of the minimum age and service requirements.
- (i) **nearest** the satisfaction of the minimum age and service requirements.
- (j) **preceding** the satisfaction of the minimum age and service requirements.

This section may be used to describe any special rules for determining Entry Dates under the Plan. For example, if different Entry Date provisions apply for different groups of Employees, such different Entry Date provisions may be described below.

- (k) **Describe** any special rules that apply with respect to the Entry Dates under this AA §4-2: \_\_\_\_\_

*[Note: The elections under this AA §4-2 apply to any Pick-Up Contributions and any After-Tax Employee Contributions selected under AA §6-6, unless elected otherwise under subsection (k). Any special rules under subsection (k) must be definitely determinable.]*

4-3 **DEFAULT ELIGIBILITY RULES.** In applying the minimum age and service requirements under AA §4-1 above, the following default rules apply:

- **Year of Service.** An Employee earns a Year of Service for eligibility purposes upon completing 1,000 Hours of Service during an Eligibility Computation Period. Hours of Service are calculated based on actual hours worked during the Eligibility Computation Period. (See Section 1.56 of the Plan for the definition of Hours of Service.)
- **Eligibility Computation Period.** If one Year of Service is required for eligibility, the Plan will determine subsequent Eligibility Computation Periods on the basis of Plan Years. (See Section 2.03(a)(3)(i) of the Plan.) If more than one Year of Service is required for eligibility, the Plan will determine subsequent Eligibility Computation Periods on the basis of Anniversary Years. (See Section 2.03(a)(3)(ii) of the Plan.)

To override the default eligibility rules, complete the applicable sections of this AA §4-3. **If this AA §4-3 is not completed, the default eligibility rules apply.**

- (a) **Year of Service.** Instead of 1,000 Hours of Service, an Employee earns a Year of Service upon the completion of \_\_\_\_ Hours of Service during an Eligibility Computation Period.
- (b) **Eligibility Computation Period (ECP).** The Plan will use Anniversary Years, unless more than one Year of Service is required under AA §4-1(a), in which case the Plan will shift to Plan Years if the Employee does not earn a Year of Service during the first Eligibility Computation Period. (See Section 2.03(a)(3)(ii) of the Plan.)
- (c) **Elapsed Time method.** Eligibility service will be determined under the Elapsed Time method. An Eligible Employee (as defined in AA §3-1) must complete a \_\_\_\_ month period of service to participate in the Plan. (See Section 2.03(a)(6) of the Plan.)

*[Note: Under the Elapsed Time method, service will be measured from the Employee's employment commencement date (or reemployment commencement date, if applicable) without regard to the Eligibility Computation Period designated in Section 2.03(a)(3) of the Plan.]*

(d) **Equivalency Method.** For purposes of determining an Employee’s Hours of Service for eligibility, the Plan will use the Equivalency Method (as defined in Section 2.03(a)(5) of the Plan). The Equivalency Method will apply to:

- (1) All Employees.
- (2) Only Employees for whom the Employer does not maintain hourly records. For Employees for whom the Employer maintains hourly records, eligibility will be determined based on actual hours worked.

Hours of Service for eligibility will be determined under the following Equivalency Method.

- (3) **Monthly.** 190 Hours of Service for each month worked.
- (4) **Weekly.** 45 Hours of Service for each week worked.
- (5) **Daily.** 10 Hours of Service for each day worked.
- (6) **Semi-monthly.** 95 Hours of Service for each semi-monthly period worked.

(e) **Special eligibility provisions:** \_\_\_\_\_

*[Note: The elections under this AA §4-3 apply to any Pick-Up Contributions and any After-Tax Employee Contributions selected under AA §6-6, unless elected otherwise under subsection (e). Any special rules under subsection (e) must be definitely determinable.]*

**4-4 EFFECTIVE DATE OF MINIMUM AGE AND SERVICE REQUIREMENTS.** The minimum age and/or service requirements under AA §4-1 apply to all Employees under the Plan. An Employee will participate as of his/her Entry Date, taking into account all service with the Employer, including service earned prior to the Effective Date.

To allow Employees hired on a specified date to enter the Plan without regard to the minimum age and/or service conditions, complete this AA §4-4.

An Eligible Employee who is employed by the Employer on the following date will become eligible to enter the Plan without regard to minimum age and/or service requirements (as designated below):

- (a) the Effective Date of this Plan (as designated in subsection (a) or (b) of the Employer Signature Page, as applicable).
- (b) the date the Plan is executed by the Employer (as indicated on the Employer Signature Page).
- (c) \_\_\_\_\_ [insert date]

An Eligible Employee who is employed on the designated date will become eligible to participate in the Plan without regard to the minimum age and service requirements under AA §4-1. If both minimum age and service conditions are not waived, select (d) or (e) to designate which condition is waived under this AA §4-4.

- (d) This AA §4-4 only applies to the minimum service condition.
- (e) This AA §4-4 only applies to the minimum age condition.

The provisions of this AA §4-4 apply to all Eligible Employees employed on the designated date unless designated otherwise under subsection (f) or (g) below.

- (f) The provisions of this AA §4-4 apply to the following group of Employees employed on the designated date: \_\_\_\_\_
- (g) Describe special rules: \_\_\_\_\_

*[Note: An Employee who is employed as of the date described in this AA §4-4 will be eligible to enter the Plan as of such date unless a different Entry Date is designated under subsection (g). Any special rules under subsection (g) must be definitely determinable.]*

**4-5 SERVICE WITH PREDECESSOR EMPLOYER.** Service with the following Predecessor Employers will be counted for purposes of determining eligibility, vesting and allocation conditions under this Plan, unless designated otherwise under subsection (a) or (b) below. (See Sections 2.06, 3.07(b) and 6.07 of the Plan.)

(a) The Plan will count service with the following Predecessor Employers:

	Eligibility	Vesting	Allocation Conditions
<input type="checkbox"/> (1) _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

(b) **Describe** any special provisions applicable to Predecessor Employer service: \_\_\_\_\_

- 4-6 **BREAKS IN SERVICE.** Generally, an Employee will be credited with all service earned with the Employer, including service earned prior to a Break in Service. To disregard service earned prior to a Break in Service for eligibility purposes, complete this AA §4-6. (See Section 2.07 of the Plan.)
- (a) If an Employee incurs at least one Break in Service, the Plan will disregard all service earned prior to such Break in Service for purposes of determining eligibility to participate.
  - (b) If an Employee incurs at least \_\_\_\_ Breaks in Service, the Plan will disregard all service earned prior to such Break in Service for purposes of determining eligibility to participate. [Enter "0" if prior service will be disregarded for all rehired Employees.]
  - (c) Describe: \_\_\_\_\_

## SECTION 5 COMPENSATION DEFINITIONS

- 5-1 **TOTAL COMPENSATION.** Total Compensation is based on the definition set forth under this AA §5-1. See Section 1.89 of the Plan for a specific definition of the various types of Total Compensation.
- (a) W-2 Wages
  - (b) Code §415 Compensation
  - (c) Wages under Code §3401(a)
  - (d) Other: Compensation as defined under Section 121.021(22) of the Florida Statutes for purposes of the Florida Retirement System. Compensation shall also include payments to an individual who does not currently perform services for the Employer by reason of performing qualified military service as defined in Code §414(u) up to 17 days pay.
- [For purposes of determining Total Compensation, each definition includes Elective Deferrals, as defined in Section 1.35 of the Plan, pre-tax contributions to a Code §125 cafeteria plan or a Code §457 plan, and qualified transportation fringes under Code §132(f)(4).]
- 5-2 **POST-SEVERANCE COMPENSATION.** Total Compensation includes post-severance compensation, to the extent provided in Section 1.89(b) of the Plan.
- (a) **Exclusion of post-severance compensation from Total Compensation.** The following amounts paid after a Participant's severance of employment are excluded from Total Compensation.
    - (1) **Unused leave payments.** Payment for unused accrued bona fide sick leave, but only if the Employee would have been able to use the leave if employment had continued.
    - (2) **Deferred compensation.** Payments received by an Employee pursuant to a nonqualified unfunded deferred compensation plan, but only if the payment would have been paid to the Employee at the same time if the Employee had continued in employment and only to the extent that the payment is includible in the Employee's gross income.

[Note: Plan Compensation (as defined in Section 1.72 of the Plan) includes any post-severance compensation amounts that are includible in Total Compensation. The Employer may elect to exclude all compensation paid after severance of employment from the definition of Plan Compensation under AA §5-3(j) or may elect to exclude specific types of post-severance compensation from Plan Compensation under AA §5-3(l).]
  - (b) **Continuation payments for disabled Participants.** Unless designated otherwise under this subsection (b), Total Compensation does not include continuation payments for disabled Participants.
    - Payments to disabled Participants.** Total Compensation shall include post-severance compensation paid to a Participant who is permanently and totally disabled, as provided in Section 1.89(c) of the Plan.
- 5-3 **PLAN COMPENSATION:** Plan Compensation is **Total Compensation** (as defined in AA §5-1 above) with the following exclusions described below.
- (a) No exclusions.
  - (b) Elective Deferrals (as defined in Section 1.35 of the Plan), pre-tax contributions to a cafeteria plan or a Code §457 plan, and qualified transportation fringes under Code §132(f)(4) are excluded.
  - (c) All fringe benefits (cash and noncash), reimbursements or other expense allowances, moving expenses, deferred compensation, and welfare benefits are excluded.
  - (d) Compensation above \$\_\_\_\_ is excluded.

- (e) Amounts received as a bonus are excluded.
- (f) Amounts received as commissions are excluded.
- (g) Overtime payments are excluded.
- (h) Amounts received for services performed for a non-signatory Related Employer are excluded. (See Section 2.02(c) of the Plan.)
- (i) “Deemed §125 compensation” as defined in Section 1.89(d) of the Plan.
- (j) Amounts received after termination of employment are excluded. (See Section 1.89(b) of the Plan.)
- (k) Differential Pay (as defined in Section 1.89(e) of the Plan).
- (l) Describe adjustments to Plan Compensation: The exclusions identified under Section 121.021(22) of the Florida Statutes for purposes of the Florida Retirement System.

[Any modification under subsection (l) must be definitely determinable and preclude Employer discretion. The elections under this AA §5-3 apply to any Pick-Up Contributions and any After-Tax Employee Contributions selected under AA §6-6, unless elected otherwise under subsection (l).]

#### 5-4 PERIOD FOR DETERMINING COMPENSATION.

- (a) **Compensation Period.** Plan Compensation will be determined on the basis of the following period(s). [If a period other than the Plan Year applies, any reference to the Plan Year as it refers to Plan Compensation will be deemed to be a reference to the period designated under this AA §5-4.]
  - (1) The Plan Year.
  - (2) The calendar year ending in the Plan Year.
  - (3) The Employer's fiscal tax year ending in the Plan Year.
  - (4) The 12-month period ending on \_\_\_\_ which ends during the Plan Year.
- (b) **Compensation while a Participant.** Unless provided otherwise under this subsection (b), in determining Plan Compensation, only compensation earned while an individual is a Participant under the Plan will be taken into account. To count compensation for the entire Plan Year, including compensation earned while an individual is not a Participant, check below. (See Section 1.72(b) of the Plan.)
  - All compensation earned during the Plan Year will be taken into account, including compensation earned while an individual is not a Participant.
- (c) **Few weeks rule.** The few weeks rule (as described in Section 5.02(c)(7)(ii) of the Plan) will not apply unless designated otherwise under this subsection (c).
  - Amounts earned but not paid during a Limitation Year solely because of the timing of pay periods and pay dates shall be included in Total Compensation for the Limitation Year, provided the amounts are paid during the first few weeks of the next Limitation Year, the amounts are included on a uniform and consistent basis with respect to all similarly situated Employees, and no amounts are included in more than one Limitation Year.

### SECTION 6 EMPLOYER AND EMPLOYEE CONTRIBUTIONS

- 6-1 **EMPLOYER / EMPLOYEE CONTRIBUTIONS.** The Employer will contribute to the Plan each Plan Year the amount determined under the Employer Contribution formula designated in AA §6-2 below. If so elected under AA §6-6, the Employer also may authorize Employees to make After-Tax Employee Contributions and/or Employer Pick-Up Contributions under the Plan.
- 6-2 **EMPLOYER CONTRIBUTION FORMULA:** For the period designated in AA §6-4 below, the Employer will make the following Employer Contributions on behalf of Participants who satisfy the allocation conditions designated in AA §6-5 below.
  - (a) **Fixed contribution.**
    - (1) **Fixed percentage.** \_\_\_\_ % of each Participant's Plan Compensation.
    - (2) **Fixed dollar.** \$ \_\_\_\_ for each Participant.

- (3) **Determined in accordance with the terms of the Employment contract** between an Eligible Employee and the Employer. [If this subsection (3) is checked, the provisions of an Employment contract addressing retirement benefits will override any selection under this AA §6-2.]
- (b) **Permitted disparity contribution.**
- (1) **Individual method.** The Employer will contribute:
- (i) \_\_\_% of each Participant's Plan Compensation plus
- (ii) \_\_\_% of each Participant's Excess Compensation.
- [Note: The percentage of Excess Compensation may not exceed the Maximum Disparity Rate. See Section 3.02(b)(2)(i)(C) of the Plan.]
- (2) **Group method.** The Employer will contribute \_\_\_% (not more than 25%) of total Plan Compensation of all Participants who satisfy the allocation conditions under AA §6-5 below. The Employer Contribution will be allocated under the two-step method (as defined in Section 3.02(a)(1)(i)(B)(I) of the Plan).
- (3) **Modification of permitted disparity rules.**
- (i) **Integration Level.** For purposes of determining the permitted disparity contribution under (1) or (2) above, instead of the Taxable Wage Base (as defined in Section 1.87 of the Plan), the Integration Level is:
- (A) \_\_\_% of the Taxable Wage Base, increased (but not above the Taxable Wage Base) to the next higher:
- |                                      |                                       |
|--------------------------------------|---------------------------------------|
| <input type="checkbox"/> (I) N/A     | <input type="checkbox"/> (II) \$1     |
| <input type="checkbox"/> (III) \$100 | <input type="checkbox"/> (IV) \$1,000 |
- (B) \$\_\_\_ (not to exceed the Taxable Wage Base)
- (C) 20% of the Taxable Wage Base
- [Note: See Section 3.02(b)(2)(i)(C) of the Plan for rules regarding the Maximum Disparity Rate that may be used where an Integration Level other than the Taxable Wage Base is selected.]
- (ii) **Describe** special rules for applying permitted disparity allocation formula: \_\_\_\_\_
- [Note: Any special rules under subsection (ii) must be definitely determinable.]
- (c) **Contribution for designated Employee groups.** The Employer will make an Employer Contribution to the Participants in the following designated groups. The amount to be contributed with respect to a designated Employee group will be determined under subsection (2) below.
- (1) **Designated Employee groups.** A separate Employer Contribution will be made to the following Employee groups:
- Group 1: All Employees hired on and after January 1, 2010.**
- Group 2: All Employees hired before January 1, 2010.**
- [Note: The Employee groups designated above must be clearly defined in a manner that will not violate the definite allocation formula requirement of Treas. Reg. §1.401-1(b)(1)(i).]
- (2) **Employer Contribution percentages.**
- The contribution for each Participant in **Group 1** will be:
- (A) 8% of Plan Compensation
- (B) \$\_\_\_.
- (C) Maximum amount permitted under Code §415.
- The contribution for each Participant in **Group 2** will be:
- (A) 10% of Plan Compensation
- (B) \$\_\_\_.
- (C) Maximum amount permitted under Code §415.

(3) **Special rules.**

(i) **More than one Employee group.** Unless designated otherwise under this subsection (i), if a Participant is in more than one allocation group described in (1) above during the Plan Year, the Participant will receive an Employer Contribution based on the Participant's status on the last day of the Plan Year. (See Section 3.02(b)(3) of the Plan.)

**Determined separately for each Employee group.** If a Participant is in more than one allocation group during the Plan Year, the Participant's share of the Employer Contribution will be based on the Participant's status for the part of the year the Participant is in each allocation group.

(ii) **Describe:** \_\_\_\_\_

[Note: Any special rules under subsection (ii) must be definitely determinable.]

(d) **Age-based contribution.** The Employer will contribute \_\_\_% of each Participant's adjusted Plan Compensation. For this purpose, a Participant's adjusted Plan Compensation is determined by multiplying the Participant's Plan Compensation by an Actuarial Factor (as described in Section 1.03 of the Plan).

A Participant's Actuarial Factor is determined based on a specified interest rate and mortality table. Unless designated otherwise under (1) or (2) below, the Plan will use an applicable interest rate of 8.5% and a UP-1984 mortality table.

(1) **Applicable interest rate.** Instead of 8.5%, the Plan will use an interest rate of \_\_\_% (must be between 7.5% and 8.5%) in determining a Participant's Actuarial Factor.

(2) **Applicable mortality table.** Instead of the UP-1984 mortality table, the Plan will use the following mortality table in determining a Participant's Actuarial Factor: \_\_\_\_\_

(3) **Describe special rules applicable to age-based allocation:** \_\_\_\_\_

[Note: See Exhibit A of the Plan for sample Actuarial Factors based on an 8.5% applicable interest rate and the UP-1984 mortality table. If an interest rate or mortality table other than 8.5% or UP-1984 is selected, appropriate Actuarial Factors must be calculated.]

(e) **Service-based contribution.** The Employer will make the following contribution based on units of service designated under (3) – (5) below.

(1) **Fixed percentage.** \_\_\_% of Plan Compensation paid for each period of service designated below.

(2) **Fixed dollar.** \$\_\_\_ for each period of service designated below.

The service-based contribution will be based on the following periods of service:

(3) Each Hour of Service

(4) Each week of employment

(5) Describe period: \_\_\_\_\_

The service-based contribution is subject to the following rules.

(6) Describe any special provisions that apply to service-based contribution: \_\_\_\_\_

(f) **Describe special rules for determining contributions under Plan:** \_\_\_\_\_

[Note: Any special rules under subsection (f) must be definitely determinable.]

6-3 **SPECIAL RULES.** No special rules apply with respect to Employer Contributions under the Plan, except to the extent designated under this AA §6-3.

(a) **Limit on Employer Contributions.** The Employer Contribution elected in AA §6-2 may not exceed:

(1) \_\_\_% of Plan Compensation

(2) \$\_\_\_

(3) Describe: \_\_\_\_\_

(b) **Offset of Employer Contribution.**

(1) A Participant's contribution of Employer Contributions under AA §6-2 of this Plan is reduced by contributions under \_\_\_\_\_ [insert name of plan(s)]. (See Section 3.02(b) of the Plan.)

(2) In applying the offset under this subsection (b), the following rules apply: \_\_\_\_\_

(c) **Special rules:** \_\_\_\_\_

[*Note: Any special rules under subsection (c) must be definitely determinable.*]

6-4 **PERIOD FOR DETERMINING EMPLOYER/EMPLOYEE CONTRIBUTION.** Unless designated otherwise in this AA §6-4, in determining the amount of the Employer/Employee Contributions to be allocated under this AA §6, the contribution will be based on Plan Compensation earned during the Plan Year.

Alternatively, instead of the Plan Year, the Employer/Employee Contributions will be determined based on Plan Compensation earned during the following period: [*The Plan Year must be used if the permitted disparity contribution formula is selected under AA §6-2(b) above.*]

(a) Plan Year quarter

(b) calendar month

(c) payroll period

(d) Other: \_\_\_\_\_

[*Note: Although Employer Contributions are determined on the basis of Plan Compensation earned during the period designated under this AA §6-4, this does not require the Employer to actually make contributions on the basis of such period. Employer Contributions may be contributed to Participants at any time within the contribution period permitted under Treas. Reg. §1.415-6, regardless of the period selected under this AA §6-4.*]

6-5 **ALLOCATION CONDITIONS.** A Participant must satisfy any allocation conditions designated under this AA §6-5 to receive an allocation of Employer Contributions under the Plan. [*Note: No allocation conditions apply to After-Tax Employee Contributions or Employer Pick-Up Contributions under AA §6-6.*]

(a) **No allocation conditions** apply with respect to Employer Contributions under the Plan.

(b) **Employment condition.** An Employee must be employed with the Employer on the last day of the Plan Year.

(c) **Minimum service condition.** An Employee must be credited with at least:

(1) \_\_\_ Hours of Service during the Plan Year.

(i) Hours of Service are determined using actual Hours of Service.

(ii) Hours of Service are determined using the following Equivalency Method (as defined under Section 2.03(a)(5) of the Plan):

(A) Monthly

(B) Weekly

(C) Daily

(D) Semi-monthly

(2) \_\_\_ consecutive days of employment with the Employer during the Plan Year.

(d) **Exceptions.**

(1) The above allocation condition(s) will **not** apply if the Employee:

(i) dies during the Plan Year.

(ii) terminates employment due to becoming Disabled.

(iii) terminates employment after attaining Normal Retirement Age.

(iv) terminates employment after attaining Early Retirement Age.

(v) is on an authorized leave of absence from the Employer.

(2) The exceptions selected under subsection (1) will apply even if an Employee has not terminated employment at the time of the selected event(s).

(3) The exceptions selected under subsection (1) do not apply to:

(i) an employment condition under subsection (a) above.

(ii) a minimum service condition under subsection (b) above.

(e) **Describe** any special rules governing the allocation conditions under the Plan: \_\_\_\_\_

[*Note: Any special rules under subsection (e) must be definitely determinable.*]

6-6 AFTER-TAX EMPLOYEE CONTRIBUTIONS AND EMPLOYER PICK-UP CONTRIBUTIONS.

(a) **Voluntary After-Tax Employee Contributions.** If permitted under this subsection (a), a Participant may contribute any amount as Voluntary After-Tax Employee Contributions up to the Code §415 Limitation (as defined in Section 5.02 of the Plan), except as limited under this subsection (a).

(1) **Limits on Voluntary After-Tax Employee Contributions.** If this subsection (1) is checked, the following limits apply to Voluntary After-Tax Employee Contributions:

(i) **Maximum limit.** A Participant may make Voluntary After-Tax Employee Contributions up to:

(A) \_\_\_\_\_% of Plan Compensation

(B) \$\_\_\_\_\_

for the following period:

(C) the entire Plan Year.

(D) the portion of the Plan Year during which the Employee is eligible to participate.

(E) each separate payroll period during which the Employee is eligible to participate.

(ii) **Minimum limit.** The amount of Voluntary After-Tax Employee Contributions a Participant may make for any payroll period may not be less than:

(A) \_\_\_\_\_% of Plan Compensation

(B) \$\_\_\_\_\_

(2) **Change or revocation of Voluntary After-Tax Employee Contributions.** In addition to the Participant's Entry Date under the Plan, a Participant's election to change or resume Voluntary After-Tax Employee Contributions will be effective as of the dates designated under the Voluntary After-Tax Employee Contribution election form or other written procedures adopted by the Plan Administrator. Alternatively, the Employer may designate under this subsection (2) specific dates as of which a Participant may change or resume Voluntary After-Tax Employee Contributions. (See Section 3.04 of the Plan.)

(i) The first day of each calendar quarter.

(ii) The first day of each Plan Year.

(iii) The first day of each calendar month.

(iv) The beginning of each payroll period.

(v) Other: \_\_\_\_\_

*[Note: A Participant must be permitted to change or revoke a Voluntary After-Tax Employee Contribution election at least once per year. Unless designated otherwise under subsection (v), a Participant may revoke an election to make Voluntary After-Tax Employee Contributions (on a prospective basis) at any time. This subsection (2) also applies to any Employer Pick-Up Contributions selected under subsection (c) below, unless designated otherwise under subsection (c)(2).]*

(3) **Other limits or special rules relating to Voluntary After-Tax Employee Contributions:** \_\_\_\_\_

*[Note: Any limits described under this subsection (3) must be consistent with the provisions of Section 3.04 of the Plan.]*

(b) **Mandatory After-Tax Employee Contributions.** If this subsection (b) is checked, Employees are required to make Mandatory After-Tax Employee Contributions in order to participate under the Plan.

(1) **Amount of Mandatory After-Tax Employee Contributions.** Employees are required to contribute the following amount in order to participate in the Plan:

(i) \_\_\_\_\_% of each Employee's Total Compensation.

(ii) \$\_\_\_\_\_ for each Participant.

(iii) Describe rate or amount: \_\_\_\_\_

(2) **Special rules applicable to Mandatory After-Tax Employee Contributions:** \_\_\_\_\_

(c) **Employer Pick-Up Contributions.** Each Participant will be required to make a Pick-up Contribution to the Plan equal to the amount specified under this subsection (c). Any amounts contributed pursuant to this subsection (c) will be

picked up by the Employer pursuant to Code §414(h) and will be treated as Employer Contributions under the Plan. Such contributions and earnings thereon will be 100% vested at all times. (See Section 3.03 of the Plan.)

- (1) The following amounts will be contributed to the Plan as an Employer Pick-Up Contribution:
- (i) \_\_\_\_\_% of Plan Compensation.
  - (ii) \$\_\_\_\_\_ per pay period.
  - (iii) Any amount from \_\_\_\_\_% to \_\_\_\_\_% of Plan Compensation, as designated by the Participant.
- (2) Special rules applicable to Employer Pick-Up Contributions: \_\_\_\_\_

[*Note: Any Employer Pick-Up Contributions made under this subsection (c) must satisfy the requirements of Section 3.03 of the Plan. See AA §11-4 for an Employee's ability to elect out of making Employer Pick-Up Contributions.*]

## SECTION 7 RETIREMENT AGES

7-1 **NORMAL RETIREMENT AGE:** Normal Retirement Age under the Plan is:

- (a) Age \_\_\_\_ (not to exceed 65).
- (b) The later of age \_\_\_\_ (not to exceed 65) or the \_\_\_\_ (not to exceed 5<sup>th</sup>) anniversary of:
- (1) the Employee's participation commencement date (as defined in Section 1.64 of the Plan).
  - (2) the Employee's employment commencement date.
- (c) The Participant has attained age 62 and has completed 6 Years of Service or the date on which a Participant has completed 30 Years of Service. The Year of Services shall be determined the same as for vesting.

[*Note: Effective for Plan Years beginning on or after January 1, 2015 (or such later date as permitted under Notice 2012-29), the election of a Normal Retirement Age less than age 62 must comply with the requirements of Treas. Reg. §1.401(a)-1(b)(2).*]

7-2 **EARLY RETIREMENT AGE:** Unless designated otherwise under this AA §7-2, there is no Early Retirement Age under the Plan.

- (a) A Participant reaches Early Retirement Age if he/she is still employed after attainment of each of the following:
- (1) Attainment of age \_\_\_\_
  - (2) The \_\_\_\_ anniversary of the date the Employee commenced participation in the Plan, and/or
  - (3) The completion of \_\_\_\_ Years of Service, determined as follows:
    - (i) Same as for eligibility.
    - (ii) Same as for vesting.
- (b) **Describe.** The Participant has attained age 50 and has completed 10 Years of Service determined the same as for vesting.

## SECTION 8 VESTING AND FORFEITURES

8-1 **VESTING OF EMPLOYER CONTRIBUTIONS.** The Employer Contributions authorized under AA §6-2 will vest in accordance with the vesting schedule designated under AA §8-2.

8-2 **VESTING SCHEDULE.** The vesting schedule under the Plan is as follows. See Section 6.02 of the Plan for a description of the various vesting schedules under this AA §8-2.

- (a) **Vesting schedule:**
- (1) Full and immediate vesting.
  - (2) Three-year cliff vesting schedule
  - (3) Six-year graded vesting schedule

- (4) Modified vesting schedule  
    0 % after 1 Year of Service  
    0 % after 2 Years of Service  
    0 % after 3 Years of Service  
    0 % after 4 Years of Service  
    0 % after 5 Years of Service  
    100 % after 6 Years of Service

(5) Other vesting schedule: \_\_\_\_\_

(b) **Special provisions applicable to vesting schedule:** \_\_\_\_\_

[*Note: This subsection (b) may be used to apply a different vesting schedule for different contribution formulas or different Employee groups under the Plan.*]

8-3 **VESTING SERVICE.** In applying the vesting schedules under this AA §8, all service with the Employer counts for vesting purposes, unless designated otherwise under this AA §8-3.

(a) Service before the original Effective Date of this Plan (or a Predecessor Plan) is excluded.

(b) Service completed before the Employee's \_\_\_\_ birthday is excluded.

(c) Describe vesting service exclusions: \_\_\_\_\_

[*Note: See Section 6.07 of the Plan and AA §4-5 for rules regarding the crediting of service with Predecessor Employers for purposes of vesting under the Plan.*]

8-4 **VESTING UPON DEATH, DISABILITY OR EARLY RETIREMENT AGE.** An Employee's vesting percentage increases to 100% if, while employed with the Employer, the Employee

(a) dies

(b) becomes Disabled in the line of Duty, as defined in AA §9-4(b).

(c) reaches Early Retirement Age

(d) Not applicable. No increase in vesting applies.

8-5 **DEFAULT VESTING RULES.** In applying the vesting requirements under this AA §8, the following default rules apply. [*Note: No election should be made under this AA §8-5 if full and immediate vesting is selected under AA §8-2.*]

- **Year of Service.** An Employee earns a Year of Service for vesting purposes upon completing 1,000 Hours of Service during a Vesting Computation Period. Hours of Service are calculated based on actual hours worked during the Vesting Computation Period. (See Section 1.56 of the Plan for the definition of Hours of Service.)

- **Vesting Computation Period.** The Vesting Computation Period is the Plan Year.

To override the default vesting rules, complete the applicable sections of this AA §8-5. If this AA §8-5 is not completed, the default vesting rules apply.

(a) **Year of Service.** Instead of 1,000 Hours of Service, an Employee earns a Year of Service upon the completion of \_\_\_\_ Hours of Service during a Vesting Computation Period.

(b) **Vesting Computation Period (VCP).** Instead of the Plan Year, the Vesting Computation Period is:

(1) The 12-month period beginning with the Employee's date of hire and, for subsequent Vesting Computation Periods, the 12 month period beginning with the anniversary of the Employee's date of hire.

(2) Describe: \_\_\_\_\_

[*Note: Any Vesting Computation Period described in (2) must be a 12-consecutive month period and must apply uniformly to all Participants.*]

(c) **Elapsed Time Method.** Instead of determining vesting service based on actual Hours of Service, vesting service will be determined under the Elapsed Time Method. If this subsection (c) is checked, service will be measured from the Employee's employment commencement date (or reemployment commencement date, if applicable) without regard to the Vesting Computation Period designated in Section 6.05 of the Plan. (See Section 6.04(b) of the Plan.)

(d) **Equivalency Method.** For purposes of determining an Employee's Hours of Service for vesting, the Plan will use the Equivalency Method (as defined in Section 6.04(a)(2) of the Plan). The Equivalency Method will apply to:

- (1) All Employees.
- (2) Only to Employees for whom the Employer does not maintain hourly records. For Employees for whom the Employer maintains hourly records, vesting will be determined based on actual hours worked.

Hours of Service for vesting will be determined under the following Equivalency Method.

- (3) **Monthly.** 190 Hours of Service for each month worked.
- (4) **Weekly.** 45 Hours of Service for each week worked.
- (5) **Daily.** 10 Hours of Service for each day worked.
- (6) **Semi-monthly.** 95 Hours of Service for each semi-monthly period.

- (e) **Special rules:** \_\_\_\_\_

[Note: Any special rules under subsection (e) must be definitely determinable.]

8-6 **BREAKS IN SERVICE.** Generally, an Employee will be credited with all service earned with the Employer, including service earned prior to a Break in Service. To disregard service earned prior to a Break in Service for vesting purposes, complete this AA §8-6. (See Section 6.08 of the Plan.)

- (a) If an Employee incurs at least one Break in Service, the Plan will disregard all service earned prior to such Break in Service for purposes of determining vesting under the Plan.
- (b) If an Employee incurs at least \_\_\_\_\_ consecutive Breaks in Service, the Plan will disregard all service earned prior to such consecutive Breaks in Service for purposes of determining vesting under the Plan. [Enter "0" if prior service will be disregarded for all rehired Employees.]
- (c) Describe any special rules for applying the vesting Break in Service rules: \_\_\_\_\_

[Note: Any special rules under subsection (c) must be definitely determinable.]

8-7 **ALLOCATION OF FORFEITURES.**

The Employer may decide in its discretion how to treat forfeitures under the Plan. Alternatively, the Employer may designate under this AA §8-7 how forfeitures occurring during a Plan Year will be treated. (See Section 6.11 of the Plan.)

- (a) N/A. All contributions are 100% vested. [Do not complete the rest of this AA §8-7.]
- (b) Reallocated as additional Employer Contributions.
- (c) Used to reduce Employer Contributions.

For purposes of subsection (b) or (c), forfeitures will be applied:

- (d) for the Plan Year in which the forfeiture occurs.
- (e) for the Plan Year following the Plan Year in which the forfeitures occur.

Prior to applying forfeitures under subsection (b) or (c).

- (f) Forfeitures will be used to pay Plan expenses. (See Section 6.11(d) of the Plan.)
- (g) Forfeitures will not be used to pay Plan expenses.

In determining the amount of forfeitures to be allocated under subsection (b), the same allocation conditions apply as under AA §6-5, unless designated otherwise below.

- (h) Forfeitures are not subject any allocation conditions.
- (i) Forfeitures are subject to a last day of employment allocation condition.
- (j) Forfeitures are subject to a \_\_\_\_\_ Hours of Service minimum service requirement.

In determining the treatment of forfeitures under this AA §8-7, the following special rules apply:

- (k) Describe: \_\_\_\_\_

8-8 SPECIAL RULES REGARDING CASH-OUT DISTRIBUTIONS.

- (a) **Additional allocations.** If a terminated Participant receives a complete distribution of his/her vested Account Balance while still entitled to an additional allocation, the Cash-Out Distribution forfeiture provisions do not apply until the Participant receives a distribution of the additional amounts to be allocated. (See Section 6.10(a)(1) of the Plan.)

To modify the default Cash-Out Distribution forfeiture rules, complete this AA §8-8(a).

- The Cash-Out Distribution forfeiture provisions will apply if a terminated Participant takes a complete distribution, regardless of any additional allocations during the Plan Year.

- (b) **Timing of forfeitures.** A Participant who receives a Cash-Out Distribution (as defined in Section 6.10(a) of the Plan) is treated as having an immediate forfeiture of his/her nonvested Account Balance.

To modify the forfeiture timing rules to delay the occurrence of a forfeiture upon a Cash-Out Distribution, complete this AA §8-8(b).

- A forfeiture will occur upon the completion of \_\_\_\_ consecutive Breaks in Service (as defined in Section 6.08 of the Plan).

SECTION 9

DISTRIBUTION PROVISIONS – TERMINATION OF EMPLOYMENT

9-1 AVAILABLE FORMS OF DISTRIBUTION.

**Lump sum distribution.** A Participant may take a distribution of his/her entire vested Account Balance in a single lump sum upon termination of employment. The Plan Administrator may, in its discretion, permit Participants to take distributions of less than their entire vested Account Balance provided, if the Plan Administrator permits multiple distributions, all Participants are allowed to take multiple distributions upon termination of employment. In addition, the Plan Administrator may permit a Participant to take partial distributions or installment distributions solely to the extent necessary to satisfy the required minimum distribution rules under Section 8 of the Plan.

**Additional distribution options.** To provide for additional distribution options, check the applicable distribution forms under this AA §9-1.

- (a) **Installment distributions.** A Participant may take a distribution over a specified period not to exceed the life or life expectancy of the Participant (and a designated beneficiary).
- (b) **Annuity distributions.** A Participant may elect to have the Plan Administrator use the Participant's vested Account Balance to purchase an annuity as described in Section 7.01 of the Plan.
- (c) **Describe distribution options:** \_\_\_\_\_

*[Note: Any distribution option described in (c) may not be subject to the discretion of the Employer or Plan Administrator.]*

9-2 PARTICIPANT AND SPOUSAL CONSENT.

- (a) **Involuntary Cash-Out Distribution.** A Participant who terminates employment with a vested Account Balance of \$5,000 or less will receive an Involuntary Cash-Out Distribution, unless elected otherwise under this AA §9-2. If a Participant's vested Account Balance exceeds \$5,000, the Participant generally must consent to a distribution from the Plan, except to the extent provided otherwise under this AA §9-2. See Sections 7.03 of the Plan for additional rules regarding the Participant consent requirements under the Plan.
- (1) **No Involuntary Cash-Out Distributions.** The Plan does not provide for Involuntary Cash-Out Distributions. A terminated Participant must consent to any distribution from the Plan. (See Section 14.02(b) of the Plan for special rules upon Plan termination.)
- (2) **Involuntary Cash-Out Distribution threshold.** A terminated Participant will receive an Involuntary Cash-Out Distribution only if the Participant's vested Account Balance is less than or equal to \$\_\_\_\_\_.
- (3) **Application of Automatic Rollover rules.** The Automatic Rollover rules described in Section 7.05 of the Plan do not apply to any Involuntary Cash-Out Distribution below \$1,000, unless elected otherwise under this subsection (3). If this subsection (3) is checked, the Automatic Rollover provisions apply to all Involuntary Cash-Out Distributions (including those below \$1,000).
- (4) **Distribution upon attainment of stated age.** Participant consent will not be required with respect to distributions made upon attainment of Normal Retirement Age (or age 62, if later), regardless of the value of the Participant's vested Account Balance.

- (5) **Treatment of Rollover Contributions.** Unless elected otherwise under this (5), Rollover Contributions will be excluded in determining whether a Participant's vested Account Balance exceeds the Involuntary Cash-Out threshold for purposes of applying the distribution rules under this AA §9 and the Automatic Rollover provisions under Section 7.05 of the Plan. To include Rollover Contributions in determining whether a Participant's vested Account Balance exceeds the Involuntary Cash-Out threshold, check this (5).
- (b) **Spousal consent.** Spousal consent is not required for a Participant to receive a distribution or name an alternate beneficiary, unless designated otherwise under this subsection (b). See Section 9.02 of the Plan for rules regarding Spousal consent under the Plan.
- (1) **Distribution consent.** A Participant's Spouse must consent to any distribution or loan, provided the Participant's vested Account Balance exceeds \$\_\_\_\_\_.
- (2) **Beneficiary consent.** A Participant's Spouse must consent to naming someone other than the Spouse as beneficiary under the Plan.
- (c) **Describe** any special rules affecting Participant or Spousal consent: \_\_\_\_\_
- [Note: Any special rules under subsection (c) must be definitely determinable.]

9-3 **TIMING OF DISTRIBUTIONS UPON TERMINATION OF EMPLOYMENT.**

- (a) **Distribution of vested Account Balances exceeding \$5,000.** A Participant who terminates employment with a vested Account Balance exceeding \$5,000 may receive a distribution of his/her vested Account Balance in any form permitted under AA §9-1 within a reasonable period following:
- (1) the date the Participant terminates employment.
- (2) the last day of the Plan Year during which the Participant terminates employment.
- (3) the first Valuation Date following the Participant's termination of employment.
- (4) the end of the calendar quarter following the date the Participant terminates employment.
- (5) attainment of Normal Retirement Age, death or becoming Disabled.
- (6) Describe: \_\_\_\_\_
- [Note: Any special rules under subsection (6) must be definitely determinable.]
- (b) **Distribution of vested Account Balances not exceeding \$5,000.** A Participant who terminates employment with a vested Account Balance that does not exceed \$5,000 will receive a **lump sum** distribution of his/her vested Account Balance within a reasonable period following:
- (1) the date the Participant terminates employment.
- (2) the last day of the Plan Year during which the Participant terminates employment.
- (3) the first Valuation Date following the Participant's termination of employment.
- (4) the end of the calendar quarter following the date the Participant terminates employment.
- (5) Describe: \_\_\_\_\_
- [Note: Any special rules under subsection (5) must be definitely determinable.]
- (c) **Alternate Cash-Out distribution threshold.** Instead of a vested Account Balance Cash-Out threshold of \$5,000, for purposes of applying the Cash-Out distribution provisions under this AA §9-3, the forms of distribution available under subsections (a) and (b) will be based on a vested Account Balance of \$\_\_\_\_\_.
- (d) **Describe additional distribution options:** \_\_\_\_\_
- [Note: Any additional distribution option described in (d) may not be subject to the discretion of the Employer or Plan Administrator.]

9-4 **DISTRIBUTION UPON DISABILITY.** Unless designated otherwise under this AA §9-4, a Participant who terminates employment on account of becoming Disabled may receive a distribution of his/her vested Account Balance in the same manner as a regular distribution upon termination.

- (a) **Termination of Disabled Employee.**
- (1) **Immediate distribution.** Distribution will be made as soon as reasonable following the date the Participant terminates on account of becoming Disabled.
- (2) **Following year.** Distribution will be made as soon as reasonable following the last day of the Plan Year during which the Participant terminates on account of becoming Disabled.

- (3) **Describe:** \_\_\_\_\_  
[*Note: Any distribution event described in subsection (3) will apply uniformly to all Participants under the Plan and may not be subject to the discretion of the Employer or Plan Administrator.*]

- (b) **Definition of Disabled.** A Participant is treated as Disabled if such Participant satisfies the conditions in Section 1.28 of the Plan.

To override this default definition, check below to select an alternative definition of Disabled to be used under the Plan.

- (1) The definition of Disabled is the same as defined in the Employer's Disability Insurance Plan.
- (2) The definition of Disabled is the same as defined under Section 223(d) of the Social Security Act for purposes of determining eligibility for Social Security benefits.
- (3) Alternative definition of Disabled: Total and permanent Disability shall mean the total incapacity of a Participant to perform his Duties, as defined in (A) through (C) below, and will be deemed to have occurred only when certified by a physician who is acceptable to the Plan Administrator and only if such proof is received by the Plan Administrator within sixty (60) days after the date of the termination of such Participant's employment. The termination of employment must be a result of the occurrence of such Disability. As used in this section, "Duties" shall mean:

- (A) The usual duties of his employment with his Employer;
- (B) The usual duties of another position with the Employer; or,
- (C) The usual full-time duties with another employer.

A Disability shall be in the line of Duty if the accident report states and a supervisor certifies that the job-related illness or accident occurred while the Participant was in an Employee/Employer relationship with the Employer, in a manner acceptable to the Plan Administrator.

#### 9-5 DETERMINATION OF BENEFICIARY.

- (a) **Default beneficiaries.** Unless elected otherwise under this subsection (a), the default beneficiaries described under Section 7.07(c)(3) of the Plan are the Participant's surviving Spouse, the Participant's surviving children, and the Participant's estate.
- If this subsection (a) is checked, the default beneficiaries under Section 7.07(c)(3) of the Plan are modified as follows: The Participant's estate.
- (b) **One-year marriage rule.** For purposes of determining whether an individual is considered the surviving Spouse of the Participant, the determination is based on the marital status as of the date of the Participant's death, unless designated otherwise under this subsection (b).
- If this subsection (b) is checked, in order to be considered the surviving Spouse, the Participant and surviving Spouse must have been married for the entire one-year period ending on the date of the Participant's death. If the Participant and surviving Spouse are not married for at least one year as of the date of the Participant's death, the Spouse will not be treated as the surviving Spouse for purposes of applying the distribution provisions of the Plan. (See Section 9.03 of the Plan.)
- (c) **Divorce of Spouse.** Unless elected otherwise under this subsection (c), if a Participant designates his/her Spouse as Beneficiary and subsequent to such Beneficiary designation, the Participant and Spouse are divorced, the designation of the Spouse as Beneficiary under the Plan is automatically rescinded as set forth under Section 7.07(c)(6) of the Plan.
- If this subsection (c) is checked, a Beneficiary designation will not be rescinded upon divorce of the Participant and Spouse.

[*Note: Section 7.07(c)(6) of the Plan and this subsection (c) will be subject to the provisions of a Beneficiary designation entered into by the Participant. Thus, if a Beneficiary designation specifically overrides the election under this subsection (c), the provisions of the Beneficiary designation will control. See Section 7.07(c)(6) of the Plan.*]

**SECTION 10**  
**IN-SERVICE DISTRIBUTIONS AND REQUIRED MINIMUM DISTRIBUTIONS**

10-1 **AVAILABILITY OF IN-SERVICE DISTRIBUTIONS.** A Participant may withdraw all or any portion of his/her vested Account Balance, to the extent designated, upon the occurrence of the event(s) selected under this AA §10-1.

- (a) No in-service distributions are permitted.
- (b) Attainment of age \_\_\_\_ [*may not be earlier than age 62*].
- (c) Attainment of Normal Retirement Age.

10-2 **APPLICATION TO OTHER CONTRIBUTION SOURCES.** If the Plan allows for Rollover Contributions under AA §C-2 or After-Tax Employee Contributions under AA §6-6, unless elected otherwise under this AA §10-2, a Participant may take an in-service distribution from his/her Rollover Account and After-Tax Employee Contribution Account at any time. Employer Pick-Up Contributions will not be eligible for in-service distribution.

Alternatively, if this AA §10-2 is completed, the following in-service distribution provisions apply for Rollover Contributions, After-Tax Employee Contributions and/or Employer Pick-Up Contributions:

Rollover	After-Tax	Pick-Up	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	(a) No in-service distributions are permitted.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	(b) Attainment of age ____.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	(c) Attainment of Normal Retirement Age.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	(d) Attainment of Early Retirement Age.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	(e) Describe: _____

10-3 **SPECIAL DISTRIBUTION RULES.** No special distribution rules apply, unless specifically provided under this AA §10-3.

- (a) In-service distributions will only be permitted if the Participant is 100% vested in the amounts being withdrawn.
- (b) A Participant may take no more than \_\_\_\_ in-service distribution(s) in a Plan Year.
- (c) A Participant may not take an in-service distribution of less than \$\_\_\_\_.
- (d) A Participant may not take an in-service distribution of more than \$\_\_\_\_.
- (e) Other distribution rules: \_\_\_\_\_

10-4 **REQUIRED MINIMUM DISTRIBUTIONS.**

- (a) **Required distributions after death.** If a Participant dies before distributions begin and there is a Designated Beneficiary, the Participant or Beneficiary may elect on an individual basis whether the 5-year rule (as described in Section 8.06(a) of the Plan) or the life expectancy method described under Sections 8.02 of the Plan apply. See Section 8.06(b) of the Plan for rules regarding the timing of an election authorized under this AA §10-4.

Alternatively, if selected under this subsection (a), any death distributions to a Designated Beneficiary will be made only under the 5-year rule.

- The five-year rule under Section 8.06(a) of the Plan applies (instead of the life expectancy method). Thus, the entire death benefit must be distributed by the end of the fifth year following the year of the Participant's death. Death distributions to a Designated Beneficiary may not be made under the life expectancy method.

- (b) **Waiver of Required Minimum Distribution for 2009.** For purposes of applying the Required Minimum Distribution rules for the 2009 Distribution Calendar Year, as described in Section 8.06(d) of the Plan, a Participant (including an Alternate Payee or beneficiary of a deceased Participant) who is eligible to receive a Required Minimum Distribution for the 2009 Distribution Calendar Year may elect whether or not to receive the 2009 Required Minimum Distribution (or any portion of such distribution). If a Participant does not specifically elect to leave the 2009 Required Minimum Distribution in the Plan, such distribution will be made for the 2009 Distribution Calendar Year as set forth in Section 8 of the Plan.

- (1) **No Required Minimum Distribution for 2009.** If this box is checked, 2009 Required Minimum Distributions will not be made to Participants who are otherwise required to receive a Required Minimum

Distribution for the 2009 Distribution Calendar Year under Section 8 of the Plan, unless the Participant elects to receive such distribution.

- (2) Describe any special rules applicable to 2009 Required Minimum Distributions: \_\_\_\_\_

**SECTION 11**  
**MISCELLANEOUS PROVISIONS**

11-1 **PLAN VALUATION.** The Plan is valued **annually**, as of the last day of the Plan Year.

- (a) **Additional valuation dates.** In addition, the Plan will be valued on the following dates:

- (1) **Daily.** The Plan is valued at the end of each business day during which the New York Stock Exchange is open.
- (2) **Monthly.** The Plan is valued at the end of each month of the Plan Year.
- (3) **Quarterly.** The Plan is valued at the end of each Plan Year quarter.
- (4) **Describe:** \_\_\_\_\_

[*Note: The Employer may elect operationally to perform interim valuations, regardless of any selection in this subsection (a).*]

- (b) **Special rules.** The following special rules apply in determining the amount of income or loss allocated to Participants' Accounts: \_\_\_\_\_

11-2 **SPECIAL RULES FOR APPLYING THE CODE §415 LIMITATION.** The provisions under Section 5.02 of the Plan apply for purposes of determining the Code §415 Limitation.

Complete this AA §11-2 to override the default provisions that apply in determining the Code §415 Limitation under Section 5.02 of the Plan.

- (a) **Limitation Year.** Instead of the Plan Year, the Limitation Year is the 12-month period ending \_\_\_\_\_.  
[*Note: If the Plan has a short Plan Year for the first year of establishment, the Limitation Year is deemed to be the 12-month period ending on the last day of the short Plan Year.*]
- (b) **Imputed compensation.** For purposes of applying the Code §415 Limitation, Total Compensation includes imputed compensation for a Nonhighly Compensated Participant who terminates employment on account of becoming Disabled. (See Section 5.02(c)(7)(iii) of the Plan.)
- (c) **Special rules:** \_\_\_\_\_

[*Note: Any special rules under this subsection (c) must be consistent with the requirements of Code §415.*]

11-3 **HEART ACT PROVISIONS – BENEFIT ACCRUALS.** The benefit accrual provisions under Section 15.04 of the Plan do not apply. To apply the benefit accrual provisions under Section 15.04, check the box below.

- Eligibility for Plan benefits.** Check this box if the Plan will provide the benefits described in Section 15.04 of the Plan. If this box is checked, an individual who dies or becomes disabled in qualified military service will be treated as reemployed for purposes of determining entitlement to benefits under the Plan.

11-4 **ELECTION NOT TO PARTICIPATE (see Section 2.08 of the Plan).** All Participants share in any allocation under this Plan and no Employee may waive out of Plan participation.

To allow Employees to make a one-time irrevocable waiver, check below.

- (a) An Employee may make a one-time irrevocable election not to participate under the Plan.
- (b) An Employee may make a one-time irrevocable election not to make Employer Pick-Up Contributions under the Plan.

**APPENDIX A  
SPECIAL EFFECTIVE DATES**

- A-1 **Eligible Employees.** The definition of Eligible Employee under AA §3 is effective as follows:  
\_\_\_\_\_
- A-2 **Minimum age and service conditions.** The minimum age and service conditions and Entry Date provisions specified in AA §4 are effective as follows:  
\_\_\_\_\_
- A-3 **Compensation definitions.** The compensation definitions under AA §5 are effective as follows:  
\_\_\_\_\_
- A-4 **Employer Contributions.** The Employer Contribution provisions under AA §6 are effective as follows:  
\_\_\_\_\_
- A-5 **After-Tax Employee and Pick-Up Contributions.** The provisions of the Plan addressing Employee After-Tax Contributions and Pick-Up Contribution provisions under AA §6-6 of the Plan are effective as follows:  
\_\_\_\_\_
- A-6 **Retirement ages.** The retirement age provisions under AA §7 are effective as follows:  
\_\_\_\_\_
- A-7 **Vesting and forfeiture rules.** The rules regarding vesting and forfeitures under AA §8 are effective as follows:  
\_\_\_\_\_
- A-8 **Distribution provisions.** The distribution provisions under AA §9 are effective as follows:  
\_\_\_\_\_
- A-9 **In-service distributions and Required Minimum Distributions.** The provisions regarding in-service distribution and Required Minimum Distributions under AA §10 are effective as follows:  
\_\_\_\_\_
- A-10 **Miscellaneous provisions.** The provisions under AA §11 are effective as follows:  
\_\_\_\_\_
- A-11 **Special effective date provisions for merged plans.** If any qualified retirement plans have been merged into this Plan, the provisions of Section 14.04 of the Plan apply, as follows:  
\_\_\_\_\_
- A-12 **Other special effective dates:**  
\_\_\_\_\_

**APPENDIX B  
LOAN POLICY**

Use this Appendix B to identify elections dealing with the administration of Participant loans. These elections may be changed without amending this Agreement by substituting an updated Appendix B with new elections. Any modifications to this Appendix B or any modifications to a separate loan policy describing the loan provisions selected under the Plan will not affect an Employer's reliance on the IRS Favorable Letter.

B-1 Are **PARTICIPANT LOANS** permitted? (See Section 13 of the Plan.)

- (a) Yes  
 (b) No

B-2 **LOAN PROCEDURES.**

- (a) Loans will be provided under the default loan procedures set forth in Section 13 of the Plan, unless modified under this Appendix B.  
 (b) Loans will be provided under a separate written loan policy. *[If this subsection (b) is checked, do not complete the rest of this Appendix B.]*

B-3 **AVAILABILITY OF LOANS.** Participant loans are available to all active Participants and Beneficiaries. Participant loans are not available to a former Employee or Beneficiary (including an Alternate Payee under a QDRO). To override this default provision, check (a) and/or (b) below:

- (a) A former Employee or Beneficiary (including an Alternate Payee) who has a vested Account Balance may request a loan from the Plan.  
 (b) A "limited participant" as defined in Section 3.05 of the Plan may not request a loan from the Plan.  
 (c) An officer or director of the Employer, as defined for purposes of the Sarbanes-Oxley Act, may **not** request a loan from the Plan.

B-4 **LOAN LIMITS.** The default loan policy under Section 13.03 of the Plan allows Participants to take a loan provided all outstanding loans do not exceed 50% of the Participant's vested Account Balance. To override the default loan policy to allow loans up to \$10,000, even if greater than 50% of the Participant's vested Account Balance, check this AA §B-4.

- A Participant may take a loan equal to the greater of \$10,000 or 50% of the Participant's vested Account Balance. *[If this AA §B-4 is checked, the Participant may be required to provide adequate security as required under Section 13.06 of the Plan.]*

B-5 **NUMBER OF LOANS.** The default loan policy under Section 13.04 of the Plan restricts Participants to one loan outstanding at any time. To override the default loan policy and permit Participants to have more than one loan outstanding at any time, complete (a) or (b) below.

- (a) A Participant may have \_\_\_ loans outstanding at any time.  
 (b) There are no restrictions on the number of loans a Participant may have outstanding at any time.

B-6 **LOAN AMOUNT.** The default loan policy under Section 13.04 of the Plan provides that a Participant may not receive a loan of less than \$1,000. To modify the minimum loan amount or to add a maximum loan amount, complete this AA §B-6.

- (a) There is no minimum loan amount.  
 (b) The minimum loan amount is \$\_\_\_\_\_.  
 (c) The maximum loan amount is \$\_\_\_\_\_.

B-7 **INTEREST RATE.** The default loan policy under Section 13.05 of the Plan provides for an interest rate commensurate with the interest rates charged by local commercial banks for similar loans. To override the default loan policy and provide a specific interest rate to be charged on Participant loans, complete this AA §B-7.

- (a) The prime interest rate  
 plus \_\_\_ percentage point(s).  
 (b) Describe: \_\_\_\_\_

*[Note: Any interest rate described in this AA §B-7 must be reasonable and must apply uniformly to all Participants.]*

- B-8 **PURPOSE OF LOAN.** The default loan policy under Section 13.02 of the Plan provides that a Participant may receive a Participant loan for any purpose. To modify the default loan policy to restrict the availability of Participant loans to hardship events, check this AA §B-8.
- (a) A Participant may only receive a Participant loan upon the demonstration of a hardship event, as described in Section 7.10(e)(1)(i) of the Plan.
- (b) A Participant may only receive a Participant loan under the following circumstances: \_\_\_\_\_
- B-9 **APPLICATION OF LOAN LIMITS.** If Participant loans are not available from all contribution sources, the limitations under Code §72(p) and the adequate security requirements of the Department of Labor regulations will be applied by taking into account the Participant's entire Account Balance. To override this provision, complete this AA §B-9.
- The loan limits and adequate security requirements will be applied by taking into account only those contribution Accounts which are available for Participant loans.
- B-10 **CURE PERIOD.** The Plan provides that a Participant incurs a loan default if a Participant does not repay a missed payment by the end of the calendar quarter following the calendar quarter in which the missed payment was due. To override this default provision to apply a shorter cure period, complete this AA §B-10.
- The cure period for determining when a Participant loan is treated as in default will be \_\_\_\_\_ days (cannot exceed 90) following the end of the month in which the loan payment is missed.
- B-11 **PERIODIC REPAYMENT – PRINCIPAL RESIDENCE.** If a Participant loan is for the purchase of a Participant's primary residence, the loan repayment period for the purchase of a principal residence may not exceed ten (10) years.
- (a) The Plan does not permit loan payments to exceed five (5) years, even for the purchase of a principal residence.
- (b) The loan repayment period for the purchase of a principal residence may not exceed \_\_\_\_\_ years (may not exceed 30).
- (c) Loans for the purchase of a Participant's primary residence may be payable over any reasonable period commensurate with the period permitted by commercial lenders for similar loans.
- B-12 **TERMINATION OF EMPLOYMENT.** Section 13.10(a) of the Plan provides that a Participant loan becomes due and payable in full upon the Participant's termination of employment. To override this default provision, complete this AA §B-12.
- A Participant loan will not become due and payable in full upon the Participant's termination of employment.
- B-13 **DIRECT ROLLOVER OF A LOAN NOTE.** Section 13.10(b) of the Plan provides that upon termination of employment a Participant may request the Direct Rollover of a loan note. To override this default provision, complete this AA §B-13.
- A Participant may **not** request the Direct Rollover of the loan note upon termination of employment.
- B-14 **LOAN RENEGOTIATION.** The default loan policy provides that a Participant may renegotiate a loan, provided the renegotiated loan separately satisfies the reasonable interest rate requirement, the adequate security requirement, the periodic repayment requirement and the loan limitations under the Plan. The Employer may restrict the availability of renegotiations to prescribed purposes provided the ability to renegotiate a Participant loan is available on a non-discriminatory basis. To override the default loan policy and restrict the ability of a Participant to renegotiate a loan, complete this AA §B-14.
- (a) A Participant may **not** renegotiate the terms of a loan.
- (b) The following special provisions apply with respect to renegotiated loans: \_\_\_\_\_
- B-15 **MODIFICATIONS TO DEFAULT LOAN PROVISIONS.**
- The following special rules will apply with respect to Participant loans under the Plan: \_\_\_\_\_

[*Note: Any provision under this AA §B-15 must satisfy the requirements under Code §72(p) and the regulations thereunder and will control over any inconsistent provisions of the Plan dealing with the administration of Participant loans.*]

**APPENDIX C**  
**ADMINISTRATIVE ELECTIONS**

Use this Appendix C to identify certain elections dealing with the administration of the Plan. These elections may be changed without amending this Agreement by substituting an updated Appendix C with new elections. The provisions selected under this Appendix C do not create qualification issues and any changes to the provisions under this Appendix C will not affect the Employer's reliance on the IRS Favorable Letter.

C-1 **DIRECTION OF INVESTMENTS.** Are Participants permitted to **direct investments**? (See Section 10.07 of the Plan.)

- (a) No  
 (b) Yes  
 (c) Describe any special rules that apply for purposes of direction of investments: \_\_\_\_\_

C-2 **ROLLOVER CONTRIBUTIONS.** Does the Plan accept **Rollover Contributions**? (See Section 3.05 of the Plan.)

- (a) No  
 (b) Yes  
 (1) If this subsection (1) is checked, an Employee may not make a Rollover Contribution to the Plan prior to becoming a Participant in the Plan.  
 (2) Check this subsection (2) if the Plan will not accept Rollover Contributions from former Employees.  
 (3) Describe any special rules for accepting Rollover Contributions: \_\_\_\_\_

*[Note: The Employer may designate in subsection (3) or in separate written procedures the extent to which it will accept rollovers from designated plan types. For example, the Employer may decide not to accept rollovers from certain designated plans (e.g., 403(b) plans, §457 plans or IRAs). Any special rollover procedures will apply uniformly to all Participants under the Plan.]*

C-3 **LIFE INSURANCE.** Are **life insurance** investments permitted? (See Section 10.08 of the Plan.)

- (a) No  
 (b) Yes

C-4 **QDRO PROCEDURES.** Do the **default QDRO procedures** under Section 11.05 of the Plan apply?

- (a) No, *QDRO do not apply to this Plan.*  
 (b) Yes  
 The provisions of Section 11.05 are modified as follows: \_\_\_\_\_

## TRUSTEE DECLARATION

This Trustee Declaration may be used to identify the Trustees under the Plan. A separate Trustee Declaration may be used to identify different Trustees with different Trustee investment powers.

**Effective date of Trustee Declaration:** October 1, 2015.

**The Trustee's investment powers are:**

- (a) **Discretionary.** The Trustee has discretion to invest Plan assets, unless specifically directed otherwise by the Plan Administrator, the Employer, an Investment Manager or other Named Fiduciary or, to the extent authorized under the Plan, a Plan Participant.
- (b) **Nondiscretionary.** The Trustee may only invest Plan assets as directed by the Plan Administrator, the Employer, an Investment Manager or other Named Fiduciary or, to the extent authorized under the Plan, a Plan Participant.
- (c) **Fully funded.** There is no Trustee under the Plan because the Plan is funded exclusively with custodial accounts, annuity contracts and/or insurance contracts. (See Section 12.15 of the Plan.)
- (d) **Determined under a separate trust agreement.** The Trustee's investment powers are determined under a separate trust document which replaces (or is adopted in conjunction with) the trust provisions under the Plan.

**Name of Trustee:** Wells Fargo Bank, N.A.

**Title of Trust Agreement:** Section 401(a) Trust Agreement with Wells Fargo Bank, N.A.

*[Note: To qualify as a Volume Submitter Plan, any separate trust document used in conjunction with this Plan must be approved by the Internal Revenue Service. Any such approved trust agreement is incorporated as part of this Plan and must be attached hereto. The responsibilities, rights and powers of the Trustee are those specified in the separate trust agreement.]*

**Description of Trustee powers.** This section can be used to describe any special trustee powers or any limitations on such powers. This section also may be used to impose any specific rules regarding the decision-making authority of individual trustees. In addition, this section can be used to limit the application of a trustee's responsibilities, e.g., by limiting trustee authority to only specific assets or investments.

**Describe Trustee powers:** \_\_\_\_\_

*[The addition of special trustee powers under this section will not cause the Plan to lose Volume Submitter status provided such language merely modifies the administrative provisions applicable to the Trustee (such as provisions relating to investments and the duties of the Trustee). Any language added under this section may not conflict with any other provision of the Plan and may not result in a failure to qualify under Code §401(a).]*

## RESOLUTION 16-06

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ESTABLISHING CERTAIN RULES OF PROCEDURES FOR THE CITY APPOINTED BOARDS AND COMMITTEES OF THE CITY OF DUNEDIN; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission of the City of Dunedin, Florida, is genuinely interested in each of its appointed Boards and Committee meetings and the topics discussed at them; and

**WHEREAS**, in an effort to share this information in a timely manner and to be consistent and transparent, this resolution is established to provide certain rules and procedures; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**Section 1.** That the rules of procedure established in Exhibit A are declared to be in effect immediately upon passage of this Resolution, said Resolution shall remain in effect until rescinded, altered or modified by subsequent Resolution of the City Commission.

**Section 2.** That should other adopted Resolutions be in conflict with the Rules and Procedures set forth in Exhibit A, to the extent of said conflict, this Resolution shall control.

**Section 3.** That this Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 18th day of February, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

**RESOLUTION 16-06**  
**EXHIBIT A**  
**Rules of Procedure**  
**for**  
**Commission Appointed Non-Quasi-Judicial**  
**Boards and Committees**

**Robert's Rules of Order Newly Revised Edition.** The Commission requires that the Committees follow Robert's Rules of Order Newly Revised Edition, which is a guide of the protocols and procedures used by businesses and organizations to effectively run their meetings. Committees must also adhere to the Florida Government in the Sunshine Law. *A quick reference for each of these publications will be provided to every Committee Chairperson and staff liaison.*

**ANNUALLY**

1. Once a year (Jan., Feb., etc.) each Committee should review their enabling Resolution to ensure they are performing the tasks assigned to them.
2. Each Committee should have a Chairperson, a Vice-Chairperson and a Secretary and once a year (Jan., Feb., etc.) each Committee should hold an Election of Officers to allow for a change in officers (i.e., a new slate of Officers usually consists of the Committee electing a new Secretary, the former Secretary would become the Vice-Chairperson, the former Vice-Chairperson would become the Chairperson, which is a traditional rotation process).

**The Chairperson** shall preside at all meetings and may appoint sub-committees as necessary to expedite the nature, purposes and objectives of the Committee. (Note: agendas & minutes must also be provided for the sub-committees).

**The Vice-Chairperson** shall perform the duties of the Chairperson during the Chairperson's absence.

**The Secretary** shall keep minutes of the meetings and see that all agenda and minutes are provided to the City Clerk's Office for posting.

3. Every three years, when it is time for a Committee to seek a continuance of the Committee, the City Commission requests the Chairperson attend a Commission Meeting and, under Old Business, report on the Committees accomplishments over the last three years and interact with the City Commission.

**NOTICE AND AGENDA** – Should be provided to the City Clerk's Office five to seven days before the meeting date.

1. Committee meetings will be noticed by way of an agenda instead of a paragraph identifying the date and time the Board/Committee will meet. The public should have access to the agenda to determine if they wish to attend.
2. The agenda must provide the following information:
  - The name of the Committee.
  - The date, time and location of the meeting.
  - Business to be discussed (i.e., a list of topics aka agenda items).
  - The date of the next meeting and, if possible, a CONSENSUS on agenda items for the next meeting.

## **MEETINGS**

1. A "meeting time and day" of the week should have a specific schedule, whether weekly, monthly, quarterly, etc., because they are advertised in a pamphlet and when people contemplate applying for a board or committee they know what is expected of them and how often the board or committee meets.
2. All regular members and alternate members are required to attend the meetings.
3. The Committee must have a QUORUM to hold a meeting. If there is not a quorum, the meeting shall be CANCELED. There shall be NO discussion on matters that may eventually be discussed by the Committee. NO action whatsoever should be taken, because IT IS A VIOLATION OF THE SUNSHINE LAW.
4. Two or more members of a Committee must **never** meet to discuss any action that may come before the Committee, because IT IS A VIOLATION OF THE SUNSHINE LAW.
5. All members of a Committee who speak must be recognized by the Chairperson (Robert Rules of Order Newly Revised Edition).
6. When a Chairperson speaks or writes to the City Commission it should be approved by the Committee and not just the Chairperson's opinions.

**MINUTES** – Draft minutes should be provided to the City Clerk's Office within two weeks after the meeting.

The minutes shall provide the following information:

The name of the Committee;

The date, time and location the Committee met;

Names of members in attendance, and absences (excused & not excused);

Business (i.e. Topics/agenda items that were discussed);

To include: Staff or Committee member's presentation;

A summary of the topic;

Should committee member comments be in the minutes; staff's comments must also be included.

The motion - - if there is one.

Identify who voted for or against it

Identify next action - - if any.

The time the meeting adjourned.

## **APPOINTMENTS/VACANCIES**

When a vacancy occurs:

- Every member of the Committee should be part of the appointment process for recommending upcoming appointments.
- It is suggested that applicants who have been on a Board or Committee appointment list the longest, be given priority, to give them an opportunity to serve the City.
- The Committee's action should be done as an agenda item and require a vote.
- Recommended appointments must be approved by City Commission vote and when a regular member vacancy occurs, alternate members should be the first to move up to regular membership.

## **RESOLUTION 16-07**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

**Section 1.** This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

1. Appropriations of revenue and expenditures in the General Fund resulting in a decrease in fund balance of \$625,187.
2. Appropriations of expenditures in the Community Redevelopment Agency (CRA) Fund resulting in an increase in fund balance of \$401,049.
3. Appropriations of expenditures in the County Gas Tax Fund resulting in an increase in fund balance of \$449,776.
4. Appropriations of expenditures in the Penny Fund resulting in a decrease in fund balance of \$65,000.
5. Appropriations of expenditures in the Capital Improvements Fund resulting in a decrease in fund balance of \$284,151.
6. Appropriations of expenses in the Solid Waste Fund resulting in no net impact to fund balance.
7. Appropriations of revenues and expenses in the Water / Wastewater Fund resulting in an increase in fund balance of \$68,785.
8. Appropriation of revenues and expenses in the Marina Fund resulting in no net impact to fund balance.
9. Appropriations of expenses in the Facilities Maintenance Fund resulting in an increase in fund balance of \$184,557.

10. Appropriations of revenues in the IT Services Fund resulting in an increase in fund balance of \$284,151.
11. Appropriations of revenues and expenses in the Risk Safety Fund resulting in no net impact to fund balance.

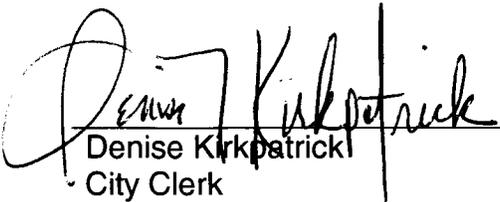
**Section 2.** Necessary accounting entries to affect these changes are directed.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 7th day of April, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise Kirkpatrick  
City Clerk

Budget Amendment Resolution 16-07  
Exhibit A

Item	Fund	Description	Project	FY 2016 Current Budget Amount	Proposed Change	FY 2016 Amended Budget Amount	Impact on Fund Balance
j	Solid Waste	Decrease project budget for Commercial Refuse Containers	548902	\$ 63,500	\$ (53,500)	\$ 10,000	\$ 53,500
		Increase project budget for Commercial Refuse Containers	548902	\$ -	\$ 53,500	\$ 53,500	\$ (53,500)
k	County Gas Tax	Decrease project budget for Annual Street Resurfacing (duplicate FY15 CF)	630002	\$ 1,680,534	\$ (449,776)	\$ 1,230,758	\$ 449,776
l	Capital Improvements	Increase expense (transfer-out) to IT Fund for ERP project		\$ -	\$ 284,151	\$ 284,151	\$ (284,151)
	IT Services	Increase revenue (transfer-in) from Capital Improvement Fund for ERP project		\$ -	\$ 284,151	\$ 284,151	\$ 284,151
m	Risk Safety (RESTRICTED)	Increase revenue to appropriate FLC safety grant		\$ -	\$ 1,736	\$ 1,736	\$ 1,736
		Increase expense for FLC safety grant		\$ -	\$ 1,500	\$ 1,500	\$ (1,500)
		Increase expense for FLC safety grant		\$ -	\$ 236	\$ 236	\$ (236)
n	Water/Wastewater	Decrease project budget for Wellhouse R&M (duplicate CF enc.)	511504	\$ 626,316	\$ (26,753)	\$ 599,563	\$ 26,753
	Water/Wastewater	Decrease project budget for Wellhouse Rehab (duplicate CF enc.)	511503	\$ 3,106,399	\$ (304,496)	\$ 2,801,903	\$ 304,496
	Water/Wastewater	Decrease project budget for HVAC replacements (duplicate CF enc.)	511401	\$ -	\$ (14,811)	\$ (14,811)	\$ 14,811
	Facilities Maintenance	Decrease project budget for Sherriff HVAC replacement (duplicate CF enc.)	640303	\$ 286,086	\$ (32,193)	\$ 253,893	\$ 32,193
	Facilities Maintenance	Decrease project budget for HVAC replacement at Community Center (duplicate FY15 enc.)	511401	\$ 56,377	\$ (43,577)	\$ 12,800	\$ 43,577
	Water/Wastewater	Decrease project budget for WWTP Raw Sewage M (duplicate CF enc.)	521502	\$ 5,616,859	\$ (6,428)	\$ 5,610,431	\$ 6,428
o	Marina (RESTRICTED)	Increase revenue appropriation for bequest RESTRICTED	491601	\$ -	\$ 4,342	\$ 4,342	\$ 4,342
		Increase expense appropriation for "aid to organizations" from RESTRICTED fund balance	491601	\$ -	\$ 4,342	\$ 4,342	\$ (4,342)
p	General	Increase expenditures in Communications for Dunedin TV control room upgrade		\$ 4,500	\$ 50,800	\$ 55,300	\$ (50,800)

Budget Amendment Resolution 16-07  
Exhibit A

Item	Fund	Description	Project	FY 2016 Current Budget Amount	Proposed Change	FY 2016 Amended Budget Amount	Impact on Fund Balance
a	CRA	Decrease project budget for FY14 Huntley/Monroe project	171401	\$ 233,000	\$ (233,000)	\$ -	\$ 233,000
b	CRA	Decrease project budget for Downtown Parking Structure in CRA Fund (using BP General Fund)	171501	\$ 188,049	\$ (188,049)	\$ -	\$ 188,049
c	CRA	Appropriate FY16 funding for project 181602: Parking Management & Wayfinding based on plan approved December 2015  BP Settlement: \$180,500 Unassigned General Fund balance: \$30,000	181602	\$ 1,500	\$ 15,000	\$ 16,500	\$ (15,000)
	CRA		181602	\$ 19,500	\$ 5,000	\$ 24,500	\$ (5,000)
	General		181602	\$ 52,000	\$ 25,000	\$ 77,000	\$ (25,000)
	General		181602	\$ 600	\$ 15,000	\$ 15,600	\$ (15,000)
	General		181602	\$ 79,000	\$ 15,000	\$ 94,000	\$ (15,000)
	General		181602	\$ 2,300	\$ 10,000	\$ 12,300	\$ (10,000)
	General		181602	\$ 242,850	\$ 145,500	\$ 388,350	\$ (145,500)
	d		Water/Wastewater (RESTRICTED)	Appropriate fund balance for contribution to Florida Auto Exchange forcemain construction	521605	\$ -	\$ 18,000
Water/Wastewater		Appropriate revenue for capital contribution from Florida Auto Exchange	521606	\$ -	\$ 28,500	\$ 28,500	\$ 28,500
		Appropriate expense for capital contribution from Florida Auto Exchange	521606	\$ -	\$ 28,500	\$ 28,500	\$ (28,500)
e	Water/Wastewater	Increase project budget for WWTP Methanol Storage Tank project	521501	\$ 281,871	\$ 20,000	\$ 301,871	\$ (20,000)
		Decrease project budget for Clarifier Bridges & Walkways project	521603	\$ 210,000	\$ (20,000)	\$ 190,000	\$ 20,000
f	Water/Wastewater	Increase project budget for CR1 Valve Replacement in operating	518004	\$ 229,880	\$ 415,703	\$ 645,583	\$ (415,703)
		Decrease project budget for CR1 Valve Replacement in capital	518004	\$ 150,000	\$ (150,000)	\$ -	\$ 150,000
g	General	Increase executive salaries in City Manager budget		\$ 181,194	\$ 245,200	\$ 426,394	\$ (245,200)
		Increase FICA in City Manager budget		\$ 32,120	\$ 1,000	\$ 33,120	\$ (1,000)
		Increase retirement in City Manager budget		\$ 54,755	\$ 2,000	\$ 56,755	\$ (2,000)
		Increase workers comp in City Manager budget		\$ 564	\$ 100	\$ 664	\$ (100)
		Increase contractual services in City Manager budget		\$ 1,500	\$ 101,700	\$ 103,200	\$ (101,700)
h	Facilities Maintenance	Decrease project budget for Elizabeth Skinner Restrooms (FY15 CF)	641502	\$ 65,000	\$ (65,000)	\$ -	\$ 65,000
	Facilities Maintenance	Decrease project budget for Elizabeth Skinner Restrooms (FY15 enc CF)	641502	\$ 43,787	\$ (43,787)	\$ -	\$ 43,787
	Penny	Increase project budget for Elizabeth Skinner Restrooms	641502	\$ -	\$ 65,000	\$ 65,000	\$ (65,000)
i	General	Increase contractual services in Finance for executive recruitment		\$ 15,350	\$ 13,887	\$ 29,237	\$ (13,887)

**RESOLUTION 16-08**

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA,  
ACCEPTING PUBLIC EASEMENTS AND OTHER DEDICATIONS  
IN THE PLAT OF THE ECOVILLAGE DUNEDIN SUBDIVISION;  
AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the plat of the EcoVillage Dunedin Subdivision was heretofore approved by the City Commission of the City of Dunedin, Florida, and shall be recorded in the Public Records of Pinellas County, Florida; and

**WHEREAS**, by said plat the easement dedications shown thereon were revised to distinguish those dedicated to the public and those reserved for common use by the property owners; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

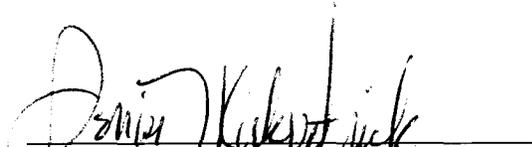
**Section 1.** That the City does hereby accept the dedication of all easements and other dedications reflected on the plat.

**Section 2.** That this Resolution shall become effective immediately upon final passage, adoption and upon review and approval of the City Manager for consistency between the dedications and notations on the plat.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 3rd day of May, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

## RESOLUTION 16-09

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ACCEPTING PUBLIC EASEMENTS AND OTHER DEDICATIONS IN THE PLAT OF THE BAY OAKS SUBDIVISION; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the plat of the Bay Oaks Subdivision was heretofore approved by the City Commission of the City of Dunedin, Florida, and shall be recorded in the Public Records of Pinellas County, Florida; and

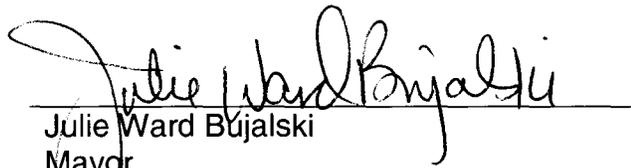
**WHEREAS**, by said plat the easement dedications shown thereon were revised to distinguish those dedicated to the public and those reserved for common use by the property owners; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

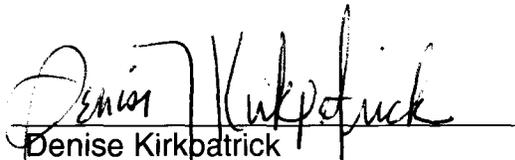
**Section 1.** That the City does hereby accept the dedication of all easements and other dedications reflected on the plat.

**Section 2.** That this Resolution shall become effective immediately upon final passage, adoption and upon review and approval of the City Manager for consistency between the dedications and notations on the plat.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 3rd day of May, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

## **RESOLUTION 16-10**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

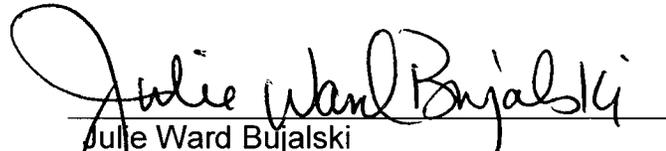
**Section 1.** This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

1. Appropriations of revenues and expenditures in the General Fund resulting in a decrease in fund balance of \$26,840.
2. Appropriations of expenditures in the Community Redevelopment Agency (CRA) Fund resulting in a decrease in fund balance of \$140,000.
3. Appropriations of expenditures in the County Gas Tax Fund resulting in no net impact to fund balance.
4. Appropriations of expenses in the Water / Wastewater Fund resulting in an increase in fund balance of \$879,733.
5. Appropriations of revenues and expenses in the Fleet Fund resulting in a net increase in fund balance of \$11,000.
6. Appropriations of revenues and expenses in the Solid Waste Fund resulting in no net impact to fund balance.
7. Appropriations of revenues and expenditures in the Penny Fund resulting in no net impact to fund balance.

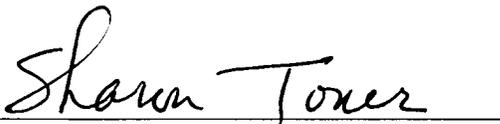
**Section 2.** Necessary accounting entries to affect these changes are directed.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 14th day of July, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Sharon Toner  
Acting City Clerk

## RESOLUTION 16-11

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ESTABLISHING A CHARTER REVIEW COMMITTEE FROM THE ELECTORS OF THE CITY OF DUNEDIN IN ACCORDANCE WITH SECTION 6.02 OF THE CITY CHARTER; PROVIDING FOR DUTIES; PROVIDING FOR ORGANIZATION OF THE COMMITTEE, PROVIDING DURATION AND THE TIME OF SUBMISSION OF THE COMMITTEE'S REPORT; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA IN SESSION AND DULY AND REGULARLY ASSEMBLED:**

**Section 1.** That the City Commission of the City of Dunedin, Florida, hereby establishes a Charter Review Committee in accordance with Section 6.02 of the Charter of the City of Dunedin. The Committee shall continue in existence until January 31, 2017, unless such date is extended or contracted by further resolution of the City Commission.

**Section 2.** The Committee shall consist of seven (7) residents of the City who are electors of the City and shall be appointed by motion of the City Commission. No member of the Committee shall be employed by or be an official of the City of Dunedin. In the event that a vacancy on the Committee shall occur for any reason, a replacement member shall be appointed by motion of the City Commission.

**Section 3.** Members of the Committee shall select from their own membership a Chairperson, a Vice-Chairperson and a Secretary and shall organize the Committee as they deem proper and appropriate in order to carry out the duties assigned to it. Five regular members of the Committee shall constitute a quorum necessary for the conduct of the business of the Committee and meetings shall be held by the Committee at the call of the chairperson or at the call of any four (4) members. All meetings of the Committee shall be open to the public and the records and the minutes of the deliberations of the Committee shall be kept on file with the City Clerk.

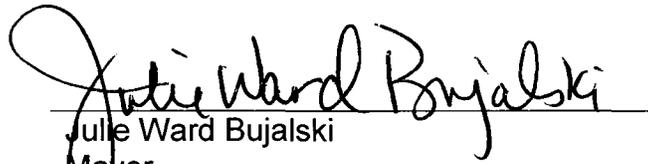
**Section 4.** The members of the Committee shall serve without compensation and may be reimbursed for any necessary expenses incurred in the conduct of the business of the Committee as previously approved by the City Commission.

**Section 5.** The duty of the Committee shall be to review the existing City Charter and to make recommendations to the City Commission concerning any modifications thereto that it deems appropriate.

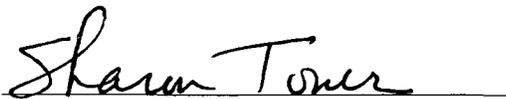
**Section 6.** The recommendations of the Committee shall be submitted to the City Commission in written form not later than the first regular Commission meeting in February 2017.

**Section 7.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 14th day of July, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Sharon Toner  
Acting City Clerk

## **RESOLUTION 16-12**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, PROVIDING FOR A PROPOSED MILLAGE RATE FOR AD VALOREM TAX REVENUE FOR FISCAL YEAR 2017 AT A RATE NOT TO EXCEED 4.1345 MILLS OR \$4.13 PER \$1,000.00 OF ASSESSED PROPERTY VALUE; PROVIDING FOR PUBLIC HEARING DATES; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, it is the desire of the City Commission not to exceed the maximum rate of 4.1345 mills or a millage rate of \$4.13 per \$1,000.00 of assessed property value for ad valorem tax revenue for the coming fiscal year; and

**WHEREAS**, the City Commission has set the Public Hearing dates for the proposed Fiscal Year 2017 City of Dunedin Budget to be held in City Hall, City Commission Chambers on Thursday, September 8, 2016 at 6:30 p.m. and Thursday, September 22, 2016 at 6:30p.m.; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA DULY ASSEMBLED THAT:**

**Section 1.** The proposed millage rate for ad valorem taxes for the City of Dunedin, Florida for Fiscal Year 2017 shall not exceed 4.1345 mills.

**Section 2.** The Public Hearings on the Fiscal Year 2017 Budget are hereby established as Thursday, September 8, 2016 at 6:30 p.m. and Thursday, September 22, 2016 at 6:30 p.m. in City Hall, City Commission Chambers where interested parties may appear and address the City Commission on these issues.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY  
OF DUNEDIN, FLORIDA, THIS 28th day of July, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-13**

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ENDORSING THE HOUSING FIRST PHILOSOPHY AND PRINCIPLES, AND SUPPORTING THE PINELLAS COUNTY HOMELESS LEADERSHIP, INC.'S DEVELOPMENT OF A COORDINATED ENTRY SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the Pinellas County Homeless Leadership Board, Inc. is the designated Continuum of Care (CoC) for Pinellas County through the U.S. Department of Housing and Urban Development (HUD); and

**WHEREAS**, the HUD established a commitment to Housing First, defined in Notice of Funding Availability for the 2015 Continuum of Care Program Competition FR-5900-N-25 as, "an approach to homeless assistance that prioritizes rapid replacement and stabilization in permanent housing and does not have service participation requirements or preconditions such as sobriety or a minimum income threshold," and includes the minimum components: 1) removing barriers to entry; 2) establishing a coordinated entry system; 3) practicing client-centered service delivery; 4) prioritizing households most in need; and 5) ensuring inclusive decision-making; and

**WHEREAS**, the United States Interagency Council on Homelessness released the nation's first comprehensive strategy for ending chronic homelessness and endorsed Housing First as a best practice; and

**WHEREAS**, the HUD requires each CoC to implement, and Pinellas County Homeless Leadership Board, Inc. is developing, a Coordinated Entry System in order to effectively assess and prioritize housing needs and mitigate recurrences of homelessness; and

**WHEREAS**, the Pinellas County Homeless Leadership Board, Inc. has endorsed the practice model of Housing First, and has encouraged all non-CoC housing programs within Pinellas County to adopt the Housing First philosophy and to fully participate in the Coordinated Entry System; and

**WHEREAS**, the Dunedin Social Services Committee has reviewed the Pinellas County Homeless Leadership Board Inc.'s Resolution adopted April 1, 2016 which endorses Housing First and the Coordinated Entry System, and recommended the City Commission adopt a resolution to support their efforts; and

**WHEREAS**, the City of Dunedin wishes to endorse the efforts of Pinellas County Homeless Leadership Board, Inc. to implement Housing First strategies

and principles that will ensure homelessness among Pinellas County citizens is rare, brief and nonrecurring; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**Section 1.** That the City of Dunedin recognizes housing as a basic human right.

**Section 2.** That the City of Dunedin endorses the Housing First philosophy and principles.

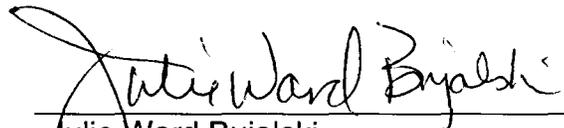
**Section 3.** That the City of Dunedin supports the Pinellas County Homeless Leadership, Inc.'s development of a Coordinated Entry System to effectively assess and prioritize housing needs and mitigate recurrences of homelessness.

**Section 4.** That although the City of Dunedin does not have its own CoC program, or have any contracts for funding homeless services, it may, from time to time, provide aid to private organizations which provide support services for the homeless; and the City of Dunedin commits to encouraging those private organizations to adopt Housing First strategies and participate in the Coordinated Entry System.

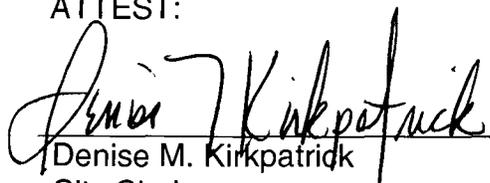
**Section 5.** That the City of Dunedin has established a non-CoC housing program by partnering with the Pinellas County Department of Community Development and the Dunedin Housing Authority to offer quality affordable housing opportunities, and through this program, will participate in the Coordinated Entry System.

**Section 6.** That this Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-14**

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, REPEALING RESOLUTION 92-13 WHICH CREATED THE MOBILE HOME PARK COMMITTEE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, Resolution 92-13 established the Mobile Home Park Committee on April 16, 1992; and

**WHEREAS**, within Resolution 92-13, under Special Provisions, Section 1 titled "Committee Established" states: That the City Commission of the City of Dunedin, Florida hereby establishes a citizens committee to assist the City Commission as is hereinafter set forth. This citizens committee shall be named the Mobile Home Park Committee; and

**WHEREAS**, Section 1 further states: The Committee, once established, shall continue in existence until further resolution of the City Commission; and

**WHEREAS**, Resolution 14-02, adopted January 21, 2014, repealed Resolution 00-46 thereby reducing the membership from nine to seven; and

**WHEREAS**, at the request of a few Committee members, on December 18, 2014, the Mobile Home Park Committee was continued for another three years in hopes of rejuvenating the Committee; and

**WHEREAS**, for the past two years, the Committee has struggled to increase its membership without success; and

**WHEREAS**, the Committee has not held an official meeting for several months due to not having a quorum; and

**WHEREAS**, staff is recommending to disband the Mobile Home Park Committee, now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA IN SESSION AND DULY AND REGULARLY ASSEMBLED:**

**Section 1.** The City of Dunedin City Commission supports staff's recommendation to disband the Mobile Home Park Committee and therefore Resolution 92-13 is hereby repealed.

**Section 2.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 28th day of July, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-15**

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, PROVIDING FOR A TENTATIVE MILLAGE RATE FOR AD VALOREM TAX REVENUE FOR FISCAL YEAR 2017 AT A RATE OF 4.1345 MILLS OR \$4.13 PER \$1,000.00 OF ASSESSED PROPERTY VALUE; PROVIDING FOR A SECOND AND FINAL PUBLIC HEARING DATE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission established a maximum millage rate of 4.1345 mills or a millage rate of \$4.13 per \$1,000.00 of assessed property value for ad valorem tax revenue for the coming fiscal year on July 28, 2016; and

**WHEREAS**, Florida Statutes require each taxing authority to hold a public hearing on the proposed millage rate; and

**WHEREAS**, the City Commission has set the second and final Public Hearing date for the Fiscal Year 2017 Adopted Millage Rate and Final Operating and Capital Budget to be held in City Hall, City Commission Chambers on Thursday, September 22, 2016 at 6:30 p.m.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DUNEDIN, FLORIDA:**

**SECTION 1.** The tentative millage rate for ad valorem taxes for the City of Dunedin, Florida for Fiscal Year 2017 is hereby set at 4.1345 mills.

**SECTION 2.** The tentative millage rate of 4.1345 mills is 6.90% more than the FY 2016 "rolled back rate" of 3.8678 mills.

**SECTION 3.** This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY  
OF DUNEDIN, FLORIDA, THIS 8th day of September, 2016.

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## RESOLUTION 16-16

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ADOPTING THE TENTATIVE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING FOR A SECOND PUBLIC HEARING DATE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has examined and carefully considered the proposed FY 2017 Proposed Capital and Operating Budget; and

**WHEREAS**, the City Commission has adopted a multi-year strategy to reach the reserve levels identified in the City's Fund Balance and Reserve Policy; and

**WHEREAS**, the citizen advisory Board of Finance's Budget Review Subcommittee has completed an analysis of the proposed budget and has presented their findings and comments to the City Commission; and

**WHEREAS**, the City Commission has directed staff to adjust revenues and expenditures within the Proposed Budget resulting in the FY 2017 Tentative Operating and Capital Budget; and

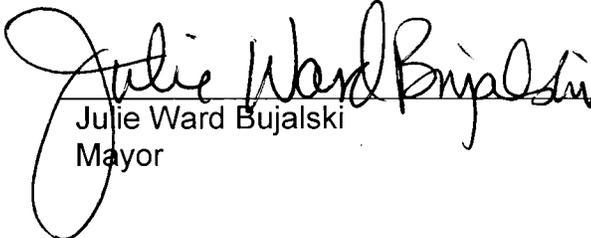
**WHEREAS**, in compliance with Florida State "Truth-in-Millage" (TRIM) requirements, the City Commission will hold a second public hearing to receive citizen comments on the FY 2017 Final Operating and Capital Budget on Thursday, September 22, 2016 at 6:30 p.m.;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DUNEDIN, FLORIDA:**

**Section 1.** A FY 2017 Tentative Operating and Capital Budget totaling \$80,129,200 in the various Funds of the City is hereby adopted and approved as detailed in Appendix A. The respective revenues and expenditures set forth in Appendix A are to be appropriated by fund and by department from taxes or other revenues as needed for Fiscal Year commencing October 1, 2016 and ending September 30, 2017.

**Section 2.** This Resolution shall become effective immediately upon passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 8th day of September, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

**CITY OF DUNEDIN, FLORIDA  
FY 2017 TENTATIVE BUDGET**

	ACTUAL FY 2015	BUDGET FY 2016	FY 2017					TOTAL BUDGET	% OF BUDGET	Difference from prior year	% change from prior year
			General Fund	Special Revenue Funds	Enterprise Funds	Internal Service Funds					
<b>Millage Rate</b> 4.1345											
<b>Beginning Reserves*</b> <i>*2015 net position for enterprise/int svc funds</i>	\$ 74,161,515	\$ 29,345,542	\$ 6,677,146	\$ 6,154,032	\$ 10,774,764	\$ 6,401,181	\$ 30,007,123		\$ 661,581	22%	
<b>ESTIMATED REVENUES:</b>											
Ad Valorem Taxes	\$ 7,040,424	\$ 8,311,426	\$ 8,173,100	\$ 567,600	\$ -	\$ -	\$ 8,740,700	11%	\$ 429,274	21%	
Local Govt. 1/2 Cent Sales Tax	2,165,558	3,853,200	2,302,000	-	-	-	\$ 2,302,000	3%	\$ (1,551,200)	94%	
Franchise Taxes	2,634,802	2,531,900	2,626,000	-	-	-	\$ 2,626,000	3%	\$ 94,100	-56%	
Utility Service Taxes	4,282,586	3,138,750	2,940,100	-	-	-	\$ 2,940,100	4%	\$ (198,650)	0%	
Other Taxes	1,543,235	165,000	1,379,000	-	-	-	\$ 1,379,000	2%	\$ 1,214,000	-90%	
Licenses and Permits	1,304,991	1,422,693	101,200	1,214,700	25,000	-	\$ 1,340,900	2%	\$ (81,793)	34%	
Intergovernmental Revenue	8,713,327	6,492,507	1,851,100	4,584,000	1,082,900	-	\$ 7,518,000	10%	\$ 1,025,493	47%	
Charges for Services	40,018,837	41,523,013	3,851,400	321,000	26,661,800	11,278,900	\$ 42,113,100	55%	\$ 590,087	8%	
Fines & Forfeitures	384,288	688,318	408,000	-	232,000	-	\$ 640,000	1%	\$ (48,318)	66%	
Admin. Service Charge	1,727,143	-	1,933,800	83,700	-	-	\$ 2,017,500	3%	\$ 2,017,500	-100%	
Miscellaneous Revenues	2,063,658	2,131,500	596,100	331,000	303,200	130,100	\$ 1,360,400	2%	\$ (771,100)	33%	
Transfers In	3,658,241	222,400	22,400	-	2,798,400	215,900	\$ 3,036,700	4%	\$ 2,814,300	-88%	
Debt Proceeds/Other Non-Operating	6,505,000	1,275,000	-	-	-	-	\$ -	0%	\$ (1,275,000)	-82%	
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES</b>	\$ 71,755,707	\$ 71,755,707	\$ 26,184,200	\$ 7,102,000	\$ 31,103,300	\$ 11,624,900	\$ 76,014,400	100%	\$ 4,258,693	-6%	
<b>TOTAL ESTIMATED REVENUES AND BEGINNING RESERVES</b>	\$ 101,101,249	\$ 101,101,249	\$ 32,861,346	\$ 13,256,032	\$ 41,878,064	\$ 18,026,081	\$ 106,021,523		\$ 4,920,274	1%	
<b>EXPENDITURES/EXPENSES:</b>											
General Government	\$ 15,072,887	\$ 10,560,185	\$ 3,612,900	\$ -	\$ -	\$ 12,201,700	\$ 15,814,600	20%	\$ 5,254,415	-43%	
Public Safety	10,482,144	10,866,021	10,852,200	103,600	-	-	\$ 10,955,800	14%	\$ 89,779	5%	
Culture and Recreation	9,348,838	11,302,506	9,345,400	1,892,100	381,600	-	\$ 11,619,100	15%	\$ 316,594	17%	
Planning & Econ. Development	437,951	3,076,696	953,100	1,419,200	2,767,600	-	\$ 5,139,900	6%	\$ 2,063,204	54%	
Streets	2,326,279	4,504,261	1,646,200	782,300	-	-	\$ 2,428,500	3%	\$ (2,075,761)	55%	
Solid Waste, Water/WW, Stormwater	23,628,035	33,129,739	-	-	30,875,000	-	\$ 30,875,000	39%	\$ (2,254,739)	27%	
Debt Service	1,789,023	\$ -	-	-	-	-	\$ -	0%	\$ -	-100%	
Transfers Out	5,237,224	222,400	3,080,400	215,900	-	-	\$ 3,296,300	4%	\$ 3,073,900	-86%	
<b>TOTAL EXPENDITURES/EXPENSES</b>	\$ 68,322,381	\$ 73,661,808	\$ 29,490,200	\$ 4,413,100	\$ 34,024,200	\$ 12,201,700	\$ 80,129,200	100%	\$ 6,467,392	-3%	
<b>Ending Reserves*</b> <i>*2015 net position for enterprise/int svc funds</i>	77,594,841	27,439,441	3,371,146	8,842,932	7,853,864	5,824,381	25,892,323		\$ (1,547,118)	12%	
<b>TOTAL APPROPRIATED EXPENDITURES AND ENDING RESERVES</b>	\$ 145,917,222	\$ 101,101,249	\$ 32,861,346	\$ 13,256,032	\$ 41,878,064	\$ 18,026,081	\$ 106,021,523		\$ 4,920,274	1%	

## RESOLUTION 16-17

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, PROVIDING FOR A FINAL MILLAGE RATE FOR AD VALOREM TAX REVENUE FOR FISCAL YEAR 2017 AT A RATE OF 4.1345 MILLS OR \$4.13 PER \$1,000.00 OF ASSESSED PROPERTY VALUE; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission established a maximum millage rate of 4.1345 mills or a millage rate of \$4.13 per \$1,000.00 of assessed property value for ad valorem tax revenue for the coming fiscal year on July 28, 2016; and

**WHEREAS**, the City of Dunedin held a public hearing on the proposed millage rate of 4.1345 mills on September 8, 2016 in accordance with Florida Statutes; and

**WHEREAS**, Florida Statutes require a final public hearing to prior to the adoption of the final millage rate;

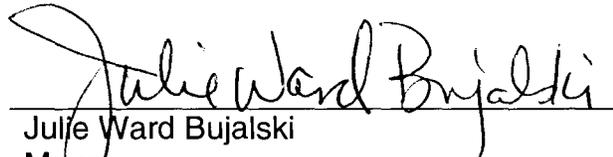
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DUNEDIN, FLORIDA:**

**SECTION 1.** The adopted final millage rate for ad valorem taxes for the City of Dunedin, Florida for Fiscal Year 2017 is hereby set at 4.1345 mills.

**SECTION 2.** The tentative millage rate of 4.1345 mills is 6.90% more than the Fiscal Year 2016 "rolled back rate" of 3.8678 mills.

**SECTION 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-18**

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, ADOPTING THE FINAL OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has examined and carefully considered the proposed Fiscal Year 2017 Proposed Capital and Operating Budget; and

**WHEREAS**, the City Commission has adopted a multi-year strategy to reach the reserve levels identified in the City's Fund Balance and Reserve Policy; and

**WHEREAS**, the citizen advisory Board of Finance's Budget Review Subcommittee has completed an analysis of the proposed budget and has presented their findings and comments to the City Commission; and

**WHEREAS**, the City Commission has directed staff to adjust revenues and expenditures within the Proposed Budget resulting in the Fiscal Year 2017 Tentative Operating and Capital Budget; and

**WHEREAS**, in compliance with Florida State "Truth-in-Millage" (TRIM) requirements, the City Commission has held two public hearings to receive citizen comments on the Fiscal Year 2017 Operating and Capital Budget;

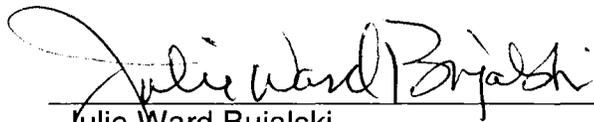
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DUNEDIN, FLORIDA:**

**Section 1.** A Fiscal Year 2017 Operating and Capital Budget totaling \$80,129,200 in the various Funds of the City is hereby adopted and approved as detailed in Appendix A. The respective revenues and expenditures set forth in Appendix A are to be appropriated by fund and by department from taxes or other

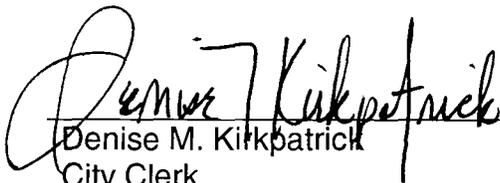
revenues as needed for Fiscal Year commencing October 1, 2016 and ending September 30, 2017.

**Section 2.** This Resolution shall become effective immediately upon passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

RESOLUTION 16-18

EXHIBIT A

CITY OF DUNEDIN, FLORIDA  
FY 2017 FINAL BUDGET

	ACTUAL FY 2015	BUDGET FY 2016	General Fund	Special Revenue Funds	Enterprise Funds	Internal Service Funds	TOTAL BUDGET	% OF BUDGET	Difference from prior year	% change from prior year
Millage Rate 4.1343										
Beginning Reserves*	\$ 74,161,515	\$ 80,105,542	\$ 6,677,146	\$ 6,154,032	\$ 10,774,764	\$ 6,401,181	\$ 30,007,123		\$ (98,419)	0%
Working capital for enterprise/int svc funds										
<b>ESTIMATED REVENUES:</b>										
Ad Valorem Taxes	\$ 7,040,424	\$ 8,311,426	\$ 8,173,100	\$ 567,600	\$ -	\$ -	\$ 8,740,700	11%	\$ 429,274	5%
Local Govt. 1/2 Cent Sales Tax	\$ 2,165,558	\$ 2,232,350	\$ 2,302,000	\$ -	\$ -	\$ -	\$ 2,302,000	3%	\$ 69,650	3%
Franchise Taxes	\$ 2,634,802	\$ 2,531,900	\$ 2,626,000	\$ -	\$ -	\$ -	\$ 2,626,000	3%	\$ 94,100	4%
Utility Service Taxes	\$ 4,282,586	\$ 3,138,750	\$ 2,940,100	\$ -	\$ -	\$ -	\$ 2,940,100	4%	\$ (198,650)	-6%
Other Taxes	\$ 1,543,235	\$ 1,408,853	\$ 1,379,000	\$ -	\$ -	\$ -	\$ 1,379,000	2%	\$ (30,853)	-2%
Licenses and Permits	\$ 1,304,991	\$ 1,422,693	\$ 101,200	\$ 1,214,700	\$ 25,000	\$ -	\$ 1,340,900	2%	\$ (81,793)	-6%
Intergovernmental Revenue	\$ 8,713,327	\$ 7,317,189	\$ 1,851,100	\$ 4,584,000	\$ 1,082,900	\$ -	\$ 7,518,000	10%	\$ 200,811	3%
Charges for Services	\$ 40,018,637	\$ 39,909,415	\$ 3,851,400	\$ 321,000	\$ 26,661,800	\$ 11,278,900	\$ 42,113,100	53%	\$ 2,203,685	6%
Fines & Forfeitures	\$ 384,288	\$ 688,318	\$ 408,000	\$ -	\$ 232,000	\$ -	\$ 640,000	1%	\$ (48,318)	-7%
Admin. Service Charge	\$ 1,727,143	\$ 1,989,595	\$ 1,933,800	\$ 83,700	\$ -	\$ -	\$ 2,017,500	3%	\$ 27,905	0%
Miscellaneous Revenues	\$ 2,063,658	\$ 1,306,818	\$ 596,100	\$ 331,000	\$ 303,200	\$ 130,100	\$ 1,360,400	2%	\$ 53,582	4%
Transfers In	\$ 3,658,241	\$ 222,400	\$ 22,400	\$ -	\$ 2,798,400	\$ 215,900	\$ 3,036,700	4%	\$ 2,814,300	1265%
Debt Proceeds/Other Non-Operating	\$ 6,505,000	\$ 1,275,000	\$ -	\$ -	\$ -	\$ -	\$ -	0%	\$ (1,275,000)	-100%
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES</b>	\$ 71,755,707	\$ 71,755,707	\$ 28,184,200	\$ 7,102,000	\$ 31,103,900	\$ 11,624,900	\$ 76,014,400	100%	\$ 4,258,693	-6%
<b>TOTAL ESTIMATED REVENUES AND BEGINNING RESERVES</b>	\$ 101,101,249	\$ 101,101,249	\$ 32,861,346	\$ 19,256,032	\$ 41,878,064	\$ 18,026,081	\$ 106,021,523		\$ 4,920,274	1%
<b>EXPENDITURES/EXPENSES:</b>										
General Government	\$ 15,072,887	\$ 15,491,816	\$ 3,612,900	\$ -	\$ -	\$ 12,201,700	\$ 15,814,800	20%	\$ 322,784	2%
Public Safety	\$ 10,482,144	\$ 10,868,021	\$ 10,852,200	\$ 108,600	\$ -	\$ -	\$ 10,965,800	14%	\$ 89,779	1%
Culture and Recreation	\$ 9,348,838	\$ 11,302,506	\$ 9,346,400	\$ 1,892,100	\$ 381,600	\$ -	\$ 11,619,100	15%	\$ 515,594	3%
Planning & Econ. Development	\$ 487,951	\$ 3,087,096	\$ 953,100	\$ 1,419,200	\$ 2,767,600	\$ -	\$ 5,139,900	8%	\$ 2,052,804	66%
Streets	\$ 2,328,279	\$ 4,542,947	\$ 1,646,200	\$ 782,300	\$ -	\$ -	\$ 2,428,500	3%	\$ (2,114,447)	-47%
Solid Waste, Water/WW, Stormwater	\$ 23,628,035	\$ 28,149,022	\$ -	\$ -	\$ 30,875,000	\$ -	\$ 30,875,000	39%	\$ 2,725,978	10%
Debt Service	\$ 1,789,023	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	\$ -	0%
Transfers Out	\$ 5,237,224	\$ 222,400	\$ 3,080,400	\$ 215,900	\$ -	\$ -	\$ 3,296,300	4%	\$ 3,079,900	1882%
<b>TOTAL EXPENDITURES/EXPENSES</b>	\$ 68,322,381	\$ 73,661,808	\$ 29,490,200	\$ 4,413,100	\$ 34,024,200	\$ 12,201,700	\$ 80,129,200	100%	\$ 6,467,392	9%
Ending Reserves*	\$ 77,594,841	\$ 27,439,441	\$ 3,371,146	\$ 8,942,932	\$ 7,853,864	\$ 5,824,381	\$ 25,892,523		\$ (1,547,118)	-6%
*2015 net position for enterprise/int svc funds										
<b>TOTAL APPROPRIATED EXPENDITURES AND ENDING RESERVES</b>	\$ 145,917,222	\$ 101,101,249	\$ 32,861,346	\$ 13,256,032	\$ 41,878,064	\$ 18,026,081	\$ 106,021,523		\$ 4,920,274	5%

## RESOLUTION 16-19

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN AUTHORIZING THE INTERIM CITY MANAGER TO APPLY FOR A GRANT FOR FUNDS FROM THE FLORIDA COMMUNITIES TRUST (FCT) PARKS AND OPEN SPACE FLORIDA FOREVER GRANT PROGRAM FOR THE PURPOSE OF ACQUISITION OF OUR LADY OF LOURDES PROPERTY; FINDING THAT A PUBLIC PURPOSE WILL BE SERVED BY APPLYING FOR SUCH FUNDS; PROVIDING FOR ACCEPTANCE OF SUCH GRANT AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the Interim City Manager has recommended to the City Commission that the City apply to the Florida Communities Trust (FCT) Parks and Open Space Florida Forever Program for grant funds for the purpose of acquiring a portion of the Our Lady of Lourdes (OLL) property, located adjacent to and contiguous with Hammock Park on southeast corner of the park property.

**WHEREAS**, the City Commission finds that applying for such grant funds and accomplishing the project for which the grant funds are received serves a public purpose and will represent a benefit to the citizens of the City of Dunedin.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

**Section 1.** That the Interim City Manager is authorized to execute the application documents and to do the studies, evaluations or other matters necessary to apply for a grant to the Florida Communities Trust (FCT) Parks and Open Space Florida Forever Program for the acquisition of the OLL property.

**Sections 2.** That the City Commission of the City of Dunedin finds that a public purpose is served by applying for the aforesaid grant and making the necessary expenditures and commitments to submit such application.

**Section 3.** That the Interim City Manager is hereby authorized to accept the grant if it is awarded on substantially the terms and in the amount reflected in the application. In the event that there is a material difference in the terms of the grant, or in the amount of the grant awarded to the City, acceptance of the grant will be by motion of the City Commission.

**Section 4.** That this Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY  
OF DUNEDIN, FLORIDA, THIS 28th day of July, 2016.

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

I DO HEREBY CERTIFY THIS TO BE A TRUE AND CORRECT COPY CERTIFIED THIS DATE 9/27/16  
*[Signature]*  
CITY CLERK

**RESOLUTION 16-20**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, VACATING THE APPROXIMATE SOUTHERN 48.50' OF HOWARD AVENUE CONSISTING OF APPROXIMATELY 1,685 SQUARE FEET ADJACENT TO THE PROPERTIES LOCATED AT 946 AND 0 HOWARD AVENUE (PARCEL NUMBERS 27-28-15-24300-002-0100 AND 27-28-15-24300-001-0100), BETWEEN LOT 10 OF BLOCK 2 AND LOT 10 OF BLOCK 1 OF EDENHURST SUBDIVISION; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**



**WHEREAS**, the owner of the property located at 946 Howard Avenue has requested that the right-of-way of the approximate southern 48.50 feet of Howard Avenue consisting of 1,685 square feet adjacent to Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, be vacated for the purpose of potential development; and

**WHEREAS**, the City Commission finds and determines that the vacation of such right-of-way is consistent with the Charter of the City of Dunedin and with the Comprehensive Plan of the City of Dunedin; and

**WHEREAS**, there is no public need for the right-of-way of the approximate southern 48.50' of Howard Avenue consisting of approximately 1,685 square feet adjacent to the properties located at 946 and 0 Howard Avenue, between Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, as described on Exhibit "A" attached hereto; and

**WHEREAS**, Clearwater Gas System and Duke Energy have no objections to the vacation of said right-of-way; and

**WHEREAS**, Bright House Networks, Frontier Communications, and Wide Open West (WOW!) have made no objections to the vacation of said right-of-way, provided that the applicant grants easements for facilities maintained in the area, and bears the expense for the relocation of said facilities; and

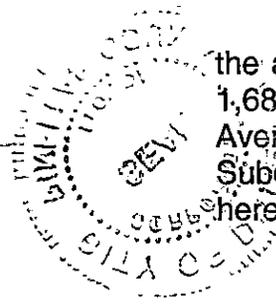
**WHEREAS**, City staff has recommended approval of the vacation of the right-of-way subject to the following conditions:

1. The owner shall construct a 5 foot wide concrete sidewalk, from the proposed development northward to Skinner Boulevard; and
2. Howard Avenue shall be widened by the owner to a minimum 20 foot width travel lane, and shall be overlaid with 1 inch of wearing asphalt surface course.

KEN BURKE, CLERK OF COURT  
AND COMPTROLLER PINELLAS COUNTY, FL  
INST# 2016300988 10/03/2016 at 08:47 AM  
OFF REC BK: 19361 PG: 2337-2340  
DocType:GOV RECORDING: \$35.50

DO NOT WRITE IN THESE SPACES  
DO NOT WRITE IN THESE SPACES

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION  
OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY  
ASSEMBLED:**



**Section 1.** That it is found there is no public need for the right-of-way of the approximate southern 48.50' of Howard Avenue consisting of approximately 1,685 square feet adjacent to the properties located at 946 and 0 Howard Avenue, between Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, as described on Exhibit "A" attached hereto, and said right-of-way is hereby vacated subject to the following conditions:

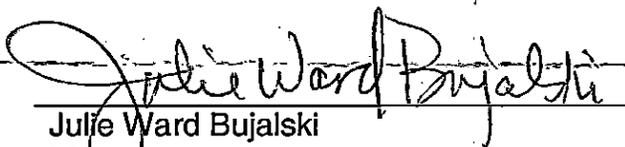
1. The owner shall construct a 5 foot wide concrete sidewalk, from the proposed development northward to Skinner Boulevard; and
2. Howard Avenue shall be widened by the owner to a minimum 20 foot width travel lane, and shall be overlaid with 1 inch of wearing asphalt surface course.

It is further found that there is no public referendum required pursuant to the City Charter.

**Section 2.** That the City Clerk is directed to record a certified copy of this resolution in the Public Records of Pinellas County, Florida, and send a certified copy thereof to the Property Appraiser of Pinellas County, Florida.

**Section 3.** That this Resolution shall become effective upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk



**Resolution 16-20  
Exhibit "A"**

SECTION 27 TOWNSHIP 28S, RANGE 15E  
PINELLAS COUNTY, FLORIDA  
PROJECT NUMBER 4446-02

**DESCRIPTION**

BEING A PORTION OF HOWARD AVENUE AS SHOWN ON A PLAT OF EDENHURST SUBDIVISION AS RECORDED IN PLAT BOOK 1, PAGE 43 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA AND BEING IN SECTION 27, TOWNSHIP 28 SOUTH, RANGE 15 EAST, CITY OF DUNEDIN, PINELLAS COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 11 AND THE SOUTHWEST CORNER OF LOT 10, BLOCK 1 OF SAID EDENHURST SUBDIVISION ON THE EAST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE CROSSING SAID RIGHT-OF-WAY, S. 88°46'29"W., 34.61 FEET TO THE NORTHEAST CORNER OF LOT 11 AND THE SOUTHEAST CORNER OF LOT 10, BLOCK 2 OF SAID EDENHURST SUBDIVISION ON THE WEST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE ALONG SAID RIGHT-OF-WAY LINE, N. 01°45'41"W., 48.50 FEET TO A POINT 1.50 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 10, BLOCK 2; THENCE CROSSING SAID RIGHT-OF-WAY, N. 88°54'07"E., 34.86 FEET TO THE EAST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE ALONG SAID RIGHT-OF-WAY LINE, S. 01°28'12"E., 48.42 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,683 SQUARE FEET OR 0.039 ACRES, MORE OR LESS

**NOTES**

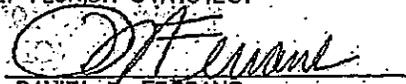
1. BEARINGS ARE BASED ON THE WEST RIGHT OF WAY LINE OF HOWARD AVENUE, BEING ASSUMED AS N 01°45'41"W.
2. LEGAL DESCRIPTION WAS PREPARED BY POLARIS ASSOCIATES, INC.
3. RE-USE OF THIS SKETCH FOR PURPOSES OTHER THAN WHICH IT WAS INTENDED, WITHOUT WRITTEN VERIFICATION, WILL BE AT THE RE-USERS SOLE RISK AND WITHOUT LIABILITY TO THE SURVEYOR. NOTHING HEREIN SHALL BE CONSTRUED TO GIVE ANY RIGHTS OR BENEFITS TO ANYONE OTHER THAN THOSE CERTIFIED TO.
4. THIS SKETCH IS NOT INTENDED TO SHOW THE LOCATION OR EXISTENCE OF ANY JURISDICTIONAL, HAZARDOUS OR ENVIRONMENTALLY SENSITIVE AREAS.
5. THIS SKETCH WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND MAY BE SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS-OF-WAY AND OTHER MATTERS OF RECORD.

**CERTIFICATION**

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

**DANIEL D.  
FERRANS**

Digitally signed by DANIEL D. FERRANS  
DN: cn=DANIEL D. FERRANS, o=POLARIS  
ASSOCIATES INC, ou=PLS No. 3885,  
email=ddf@polaris-survey.com, c=US  
Date: 2016.06.13 14:13:02 -0400

  
DANIEL D. FERRANS  
PROFESSIONAL LAND SURVEYOR  
LS 3885, STATE OF FLORIDA

APCA 160101  
SHEET 2 OF 2

NOT A SURVEY

ITEM	DATE	BY	QC
SKETCH & DESCRIPTION	06/07/16	RED	DDF
H:\JN\4446\DWG\4446SD-RW.DWG			

**HOWARD AVENUE  
RIGHT-OF-WAY  
VACATION**



**POLARIS ASSOCIATES INC.**  
PROFESSIONAL SURVEYING LB 6113  
2165 SUNNYDALE BOULEVARD, SUITE D  
CLEARWATER, FLORIDA 33765  
(727) 461-6113

## RESOLUTION 16-20

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, VACATING THE APPROXIMATE SOUTHERN 48.50' OF HOWARD AVENUE CONSISTING OF APPROXIMATELY 1,685 SQUARE FEET ADJACENT TO THE PROPERTIES LOCATED AT 946 AND 0 HOWARD AVENUE (PARCEL NUMBERS 27-28-15-24300-002-0100 AND 27-28-15-24300-001-0100), BETWEEN LOT 10 OF BLOCK 2 AND LOT 10 OF BLOCK 1 OF EDENHURST SUBDIVISION; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the owner of the property located at 946 Howard Avenue has requested that the right-of-way of the approximate southern 48.50 feet of Howard Avenue consisting of 1,685 square feet adjacent to Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, be vacated for the purpose of potential development; and

**WHEREAS**, the City Commission finds and determines that the vacation of such right-of-way is consistent with the Charter of the City of Dunedin and with the Comprehensive Plan of the City of Dunedin; and

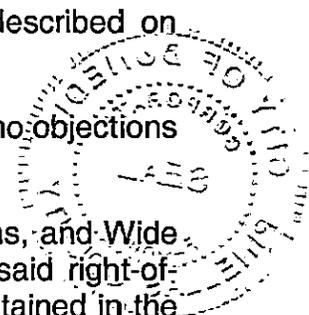
**WHEREAS**, there is no public need for the right-of-way of the approximate southern 48.50' of Howard Avenue consisting of approximately 1,685 square feet adjacent to the properties located at 946 and 0 Howard Avenue, between Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, as described on Exhibit "A" attached hereto; and

**WHEREAS**, Clearwater Gas System and Duke Energy have no objections to the vacation of said right-of-way; and

**WHEREAS**, Bright House Networks, Frontier Communications, and Wide Open West (WOW!) have made no objections to the vacation of said right-of-way, provided that the applicant grants easements for facilities maintained in the area, and bears the expense for the relocation of said facilities; and

**WHEREAS**, City staff has recommended approval of the vacation of the right-of-way subject to the following conditions:

1. The owner shall construct a 5 foot wide concrete sidewalk, from the proposed development northward to Skinner Boulevard; and
2. Howard Avenue shall be widened by the owner to a minimum 20 foot width travel lane, and shall be overlaid with 1 inch of wearing asphalt surface course.



**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**Section 1.** That it is found there is no public need for the right-of-way of the approximate southern 48.50' of Howard Avenue consisting of approximately 1,685 square feet adjacent to the properties located at 946 and 0 Howard Avenue, between Lot 10 of Block 2 and Lot 10 of Block 1 of Edenhurst Subdivision, as described on Exhibit "A" attached hereto, and said right-of-way is hereby vacated subject to the following conditions:

1. The owner shall construct a 5 foot wide concrete sidewalk, from the proposed development northward to Skinner Boulevard; and
2. Howard Avenue shall be widened by the owner to a minimum 20 foot width travel lane, and shall be overlaid with 1 inch of wearing asphalt surface course.

It is further found that there is no public referendum required pursuant to the City Charter.

**Section 2.** That the City Clerk is directed to record a certified copy of this resolution in the Public Records of Pinellas County, Florida, and send a certified copy thereof to the Property Appraiser of Pinellas County, Florida.

**Section 3.** That this Resolution shall become effective upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

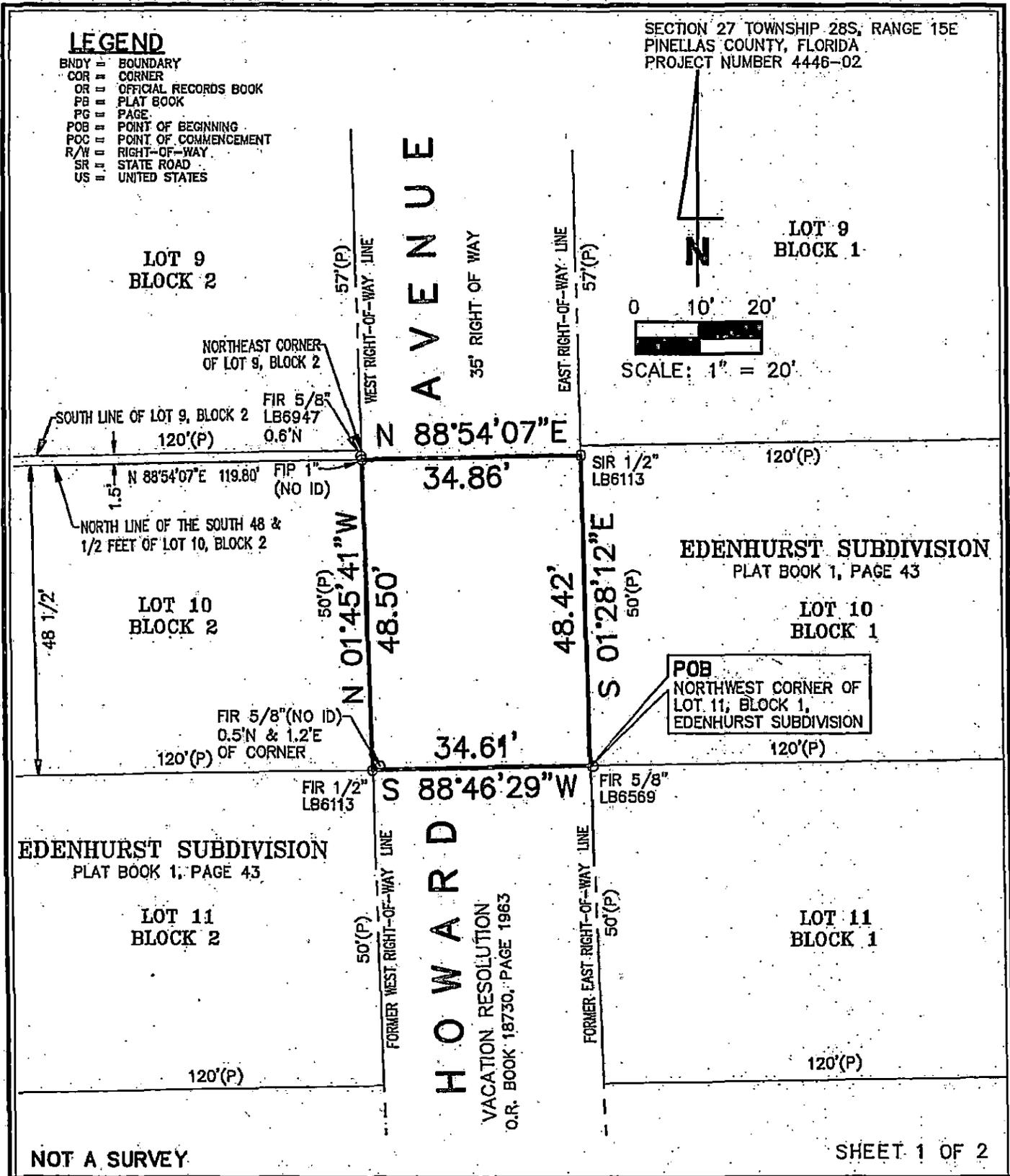


ATTEST:

  
Julie Ward Bujalski  
Mayor

  
Denise M. Kirkpatrick  
City Clerk

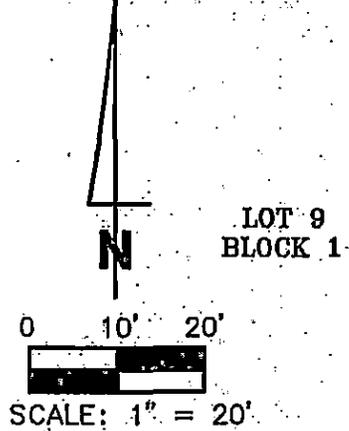
**Resolution 16-20  
Exhibit "A"**



**LEGEND**

- BNDRY = BOUNDARY
- COR = CORNER
- OR = OFFICIAL RECORDS BOOK
- PB = PLAT BOOK
- PG = PAGE
- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- R/W = RIGHT-OF-WAY
- SR = STATE ROAD
- US = UNITED STATES

SECTION 27 TOWNSHIP 28S, RANGE 15E  
PINELLAS COUNTY, FLORIDA  
PROJECT NUMBER 4446-02



ITEM	DATE	BY	QC
SKETCH & DESCRIPTION	06/07/16	RED	DDF

H:\JN\4446\DWG\4446SD-RW.DWG

**HOWARD AVENUE  
RIGHT-OF-WAY  
VACATION**


**POLARIS ASSOCIATES INC.**  
 PROFESSIONAL SURVEYING LB 6113  
 2165 SUNNYDALE BOULEVARD, SUITE D  
 CLEARWATER, FLORIDA 33765  
 (727) 461-6113

NOT A SURVEY

SHEET 1 OF 2

**Resolution 16-20  
Exhibit "A"**

SECTION 27 TOWNSHIP 28S, RANGE 15E  
PINELLAS COUNTY, FLORIDA  
PROJECT NUMBER 4446-02

**DESCRIPTION**

BEING A PORTION OF HOWARD AVENUE AS SHOWN ON A PLAT OF EDENHURST SUBDIVISION AS RECORDED IN PLAT BOOK 1, PAGE 43 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA AND BEING IN SECTION 27, TOWNSHIP 28 SOUTH, RANGE 15 EAST, CITY OF DUNEDIN, PINELLAS COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 11 AND THE SOUTHWEST CORNER OF LOT 10, BLOCK 1 OF SAID EDENHURST SUBDIVISION ON THE EAST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE CROSSING SAID RIGHT-OF-WAY, S. 88°46'29"W., 34.61 FEET TO THE NORTHEAST CORNER OF LOT 11 AND THE SOUTHEAST CORNER OF LOT 10, BLOCK 2 OF SAID EDENHURST SUBDIVISION ON THE WEST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE ALONG SAID RIGHT-OF-WAY LINE, N. 01°45'41"W., 48.50 FEET TO A POINT 1.50 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 10, BLOCK 2; THENCE CROSSING SAID RIGHT-OF-WAY, N. 88°54'07"E., 34.86 FEET TO THE EAST RIGHT-OF-WAY LINE OF HOWARD AVENUE; THENCE ALONG SAID RIGHT-OF-WAY LINE, S. 01°28'12"E., 48.42 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,683 SQUARE FEET OR 0.039 ACRES, MORE OR LESS

**NOTES**

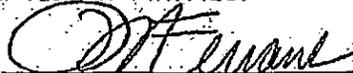
1. BEARINGS ARE BASED ON THE WEST RIGHT OF WAY LINE OF HOWARD AVENUE, BEING ASSUMED AS N 01°45'41"W.
2. LEGAL DESCRIPTION WAS PREPARED BY POLARIS ASSOCIATES, INC.
3. RE-USE OF THIS SKETCH FOR PURPOSES OTHER THAN WHICH IT WAS INTENDED, WITHOUT WRITTEN VERIFICATION, WILL BE AT THE RE-USERS SOLE RISK AND WITHOUT LIABILITY TO THE SURVEYOR. NOTHING HEREIN SHALL BE CONSTRUED TO GIVE ANY RIGHTS OR BENEFITS TO ANYONE OTHER THAN THOSE CERTIFIED TO.
4. THIS SKETCH IS NOT INTENDED TO SHOW THE LOCATION OR EXISTENCE OF ANY JURISDICTIONAL, HAZARDOUS OR ENVIRONMENTALLY SENSITIVE AREAS.
5. THIS SKETCH WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND MAY BE SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS-OF-WAY AND OTHER MATTERS OF RECORD.

**CERTIFICATION**

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

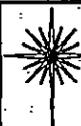
**DANIEL D.  
FERRANS**

Digitally signed by DANIEL D. FERRANS  
DN: cn=DANIEL D. FERRANS, o=POLARIS  
ASSOCIATES INC, ou=PLS No. 3885,  
email=ddf@polaris-survey.com, c=US  
Date: 2016.06.13 14:13:02-04'00'

  
DANIEL D. FERRANS  
PROFESSIONAL LAND SURVEYOR  
LS 3885, STATE OF FLORIDA

**NOT A SURVEY**

**SHEET 2 OF 2**

ITEM	DATE	BY	QC	HOWARD AVENUE RIGHT-OF-WAY VACATION	 <b>POLARIS ASSOCIATES INC.</b> PROFESSIONAL SURVEYING LB 6113 2165 SUNNYDALE BOULEVARD, SUITE D CLEARWATER, FLORIDA 33765 (727) 461-6113
SKETCH & DESCRIPTION	06/07/16	RED	DDF		
H:\JN\4446\DWG\4446SD-RW.DWG					

## **RESOLUTION 16-21**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

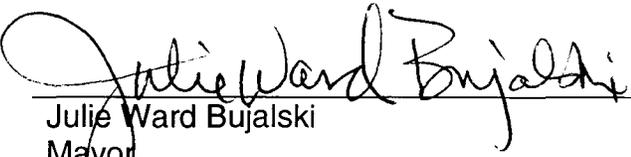
**Section 1.** This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

1. Appropriations of revenues and expenditures in the General Fund resulting in a decrease in fund balance of \$115,996.
2. Appropriation of expenditures in the County Gas Tax Fund resulting in no net impact to fund balance.
3. Appropriation of expenditures in the Penny Fund resulting in no net impact to fund balance.
4. Appropriation of revenues in the Stadium Fund resulting in an increase in fund balance of \$111,000.
5. Appropriation of expenses in the Water / Wastewater Fund resulting in a decrease in fund balance of \$800,000.
6. Appropriation of expenses in the Stormwater Fund resulting in a net decrease in fund balance of \$162,963.
7. Appropriation of revenues in the IT Services Fund resulting in a net increase in fund balance of \$5,218.
8. Appropriation of revenues in the Risk Safety Fund resulting in a net decrease in fund balance of \$5,116.

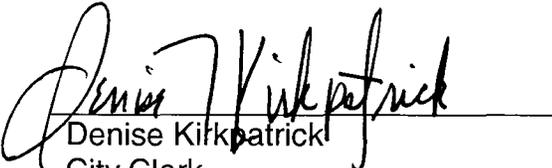
**Section 2.** Necessary accounting entries to affect these changes are directed.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

## RESOLUTION 16-22

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN PURSUANT TO THE ADOPTION OF ORDINANCE 16-25 WHICH ESTABLISHED A DOWNTOWN PARKING PLAN WITHIN THE COMMUNITY REDEVELOPMENT AREA, ESTABLISHED PARKING LOCATIONS, PAYMENT TYPE IN PAID PARKING AREAS AND COMPLIMENTARY (FREE) PARKING AREAS, ESTABLISHED A SCHEDULE OF FINES FOR PARKING VIOLATIONS WITHIN THE CITY, ESTABLISHED LOCATIONS OF THE RESIDENTIAL PARKING PERMIT PROGRAM AREAS, ESTABLISHED PAID PARKING ENFORCEMENT HOURS, ESTABLISHED A PAID PARKING DISCOUNT FOR RESIDENTS OF THE CITY AND A PROCESS FOR RESIDENTS OF THE CITY TO OBTAIN THE DISCOUNT, AND ESTABLISHED THE COST OF PARKING PASSES FOR EMPLOYEES OF BUSINESSES LOCATED IN THE CRA FOR USE IN CERTAIN LOTS AND GARAGES; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission of the City of Dunedin has adopted a Parking Management System through the adoption of Ordinance 16-25; and

**WHEREAS**, Ordinance 16-25 provides that parking locations, payment type in paid parking areas and free parking areas shall be established by resolution of the City Commission; and

**WHEREAS**, Ordinance 16-25 provides that the schedule of fines for parking violations within the City shall be established by resolution of the City Commission; and

**WHEREAS**, Ordinance 16-25 provides that the locations of the residential parking permit program areas shall be established by resolution of the City Commission; and

**WHEREAS**, the purpose of this resolution is to fulfill the requirements of Ordinance 16-25 by establishing these requirements.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

**Section 1.** The City Commission of the City of Dunedin hereby establishes the following parking locations and sets the payment type in paid parking areas as well as establishes complimentary (free) parking areas as follows:

1. The hourly rate for paid parking shall be as follows:
  - a. Tier 1 - \$1.00 per hour of parking time.
  - b. Tier 2 - \$1.50 per hour of parking time.
2. Paid parking areas requiring a Tier 2 rate (3 hours maximum) are:
  - a. 228 Main Street (Peebles and Gracy) lot.
  - b. Victoria Drive (Victoria Place)
  - c. 349 Main Street (Dunedin Historical Society) lot.
  - d. Broadway (from Scotland to Main)
  - e. Main Street (from Broadway to Skinner Blvd)
  - f. Virginia Lane (from Douglas to Main)
  - g. Honey Lane
  - h. Douglas Avenue (from Scotland to Skinner)
  - i. Highland Avenue (from Wood to Grant)
  - j. Loudon Avenue (from Virginia to Main)
  - k. Park Street (from Loudon to Milwaukee)
  - l. Milwaukee Avenue (from Main to Skinner)
3. Paid parking areas requiring a Tier 2 rate (4 hours maximum – can extend for 2 hours using phone app) are:
  - a. Dunedin Marina
4. Paid parking areas requiring a Tier 1 rate (4 hours maximum – can extend for 2 hours using phone app) are:
  - a. Monroe Street lot
  - b. 940 Douglas Avenue (future parking garage)
  - c. 500 Wood Street (1st Baptist Church) after 6:00pm and on weekends.
  - d. West Railroad Avenue (adjacent to Pinellas Trail)
  - e. Highland Avenue/Wood Street parking lot
5. Complimentary (Free) Parking Areas (8 hours maximum) are:
  - a. 715 Edgewater Drive (Bushnell Lot)

- b. 362 Scotland Street (Station Square)
  - c. 411 Wood Street (First United Methodist Church)
  - d. 500 Wood Street (1st Baptist Church) before 6:00pm on weekdays.
6. Complimentary (Free) Parking Areas (2 hours maximum) are:
- a. 510 Main Street (adjacent to City Hall)
  - b. Edgewater Park (angled spaces)

**Section 2.** The City Commission of the City of Dunedin hereby establishes and sets a schedule of fines for parking violations within the City of Dunedin as follows:

1. Parking overtime (sign)	\$30.00
2. Parking overtime (pay stationed)	\$30.00
3. Parking in permit area without valid permit displayed	\$30.00
4. Parking in area posted no parking during specified hours	\$30.00
5. Parking in area posted authorized vehicle only	\$30.00
6. Within fifteen (15) feet of fire hydrant	\$30.00
7. Within thirty (30) feet of traffic-control device	\$30.00
8. Parking on private property	\$30.00
9. Parking on crosswalk	\$30.00
10. Loading zone	\$30.00
11. Parking in prohibited neighborhood zones	\$30.00
12. Parking on sidewalk	\$30.00
13. Blocking driveway	\$30.00
14. Blocking alley or overtime parking in alley	\$30.00
15. Double parking	\$30.00
16. Obstructing traffic	\$30.00
17. Parking facing oncoming traffic (1- or 2-way road)	\$30.00
18. Parking in safety zone	\$30.00
19. Parking in posted no parking area	\$30.00
20. Parking in parking spaces provided for disabled persons in violation of section 26-144 of this Code	\$250.00

21. Parking in or blocking any area designated as an access aisle for persons with disabilities per F.S. § 316.1955(2)	\$250.00
22. Parking in fire lanes	\$30.00
23. Parking in courier zones	\$30.00
24. Head-in parking	\$30.00
25. Other parking violations not listed above	\$30.00

**Section 3.** The City Commission of the City of Dunedin hereby establishes the following locations for the Residential Parking Permit Program Areas:

1. Victoria Drive from Main St. to Washington St.
2. Monroe St. from Victoria Dr. to Broadway.
3. Washington St. from Victoria Dr. to Broadway.
4. Howard Ave.
5. Highland Ct.
6. Highland Ave. from Grant St. to Skinner Blvd.
7. Grant St. from Douglas Ave. to Highland Ave.
8. Wood St. from Douglas Ave. to Orange Ave.
9. Scotland St. from Edgewater Dr. to Orange Ave.
10. Wilkie St. from Highland Ave. to Orange Ave.
11. James St. from Douglas Ave. to Orange Ave.
12. Highland Ave. from Wood St. to James St.
13. Loudon Ave. from Wood St. to James St.
14. Albert St. from Edgewater Dr. to Douglas Ave.
15. President St. from Edgewater Dr. to Douglas Ave.
16. Broadway from Scotland St. to President St.
17. Chicago Ave. from James St. to Lyndhurst St.

**Section 4.** The City Commission of the City of Dunedin hereby establishes that the paid parking locations shall be enforced between the hours of 10:00 a.m. and 10:00 p.m.

**Section 5.** The City Commission of the City of Dunedin hereby establishes for residents of the City a discount and a process by which the residents of the City can obtain the discount as follows:

1. Residents of the City can receive a 20% discount on their parking fees by doing the following:
  - a. Open a Parkmobile phone app account.
  - b. Register their license plate with proof of residency at the Planning & Development Department. Proof of residency requires a valid driver's license, a current City of Dunedin utility bill or proof acceptable to the Director of Planning & Development.
  - c. The Parkmobile transaction fee will also be waived for registered residents.

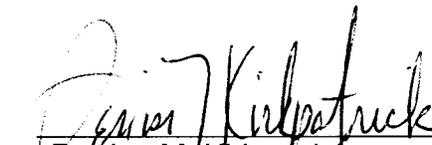
**Section 6.** The City Commission of the City of Dunedin hereby establishes a \$30.00 per month parking pass for employees of businesses located in the CRA for the Tier 1 lots and garages with proof of employment in the CRA.

**Section 7.** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-23**

### **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN ESTABLISHING PARKING PERFORMANCE MEASURES FOR THE CITY'S PILOT DOWNTOWN PARKING PLAN; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission of the City of Dunedin has received public input at several City Commission workshops and City Commission meetings regarding downtown parking, and has received recommendations from City staff, the Ad Hoc Downtown Parking Committee and the Community Redevelopment Agency Advisory Committee to implement a Pilot Downtown Parking Plan within the Community Redevelopment Area (CRA); and

**WHEREAS**, after receiving the public input and retaining Walker Parking Consultants to study the issues and make recommendations for implementing a hybrid downtown parking plan within the CRA, the Pilot Downtown Parking Plan (Ordinance 16-25) was adopted; and

**WHEREAS**, the overall goal of the Pilot Downtown Parking Plan is to promote turnover and provide a dedicated funding source to increase parking space supply; and

**WHEREAS**, in order to determine the success of the Pilot Downtown Parking Plan and to decide whether or not continuation of the program is merited, the City Commission wishes to establish metrics to be used in evaluating the results of the one-year Pilot Downtown Parking Plan, beginning October 3, 2016 and ending October 5, 2017; and

**WHEREAS**, the City Commission shall hold a workshop on September 20, 2017 to review the results of the program.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

**Section 1.** That the City Commission, in support of the overall goal of the Pilot Downtown Parking Plan to promote turnover and provide a dedicated funding source to increase parking space supply, hereby adopts the following Pilot Downtown Parking Plan objectives:

1. Net revenues from the Downtown Parking Plan shall support appropriate capital expenditures such as acquisition of pay stations, and the analysis of net revenues to expenditures shall be based on the projected revenues and expenses more specifically attached as Exhibit "A".
2. Parking occupancy counts shall be greater than 40% on-street and 35% off-street, in paid parking areas.

3. Parking turnover shall be greater than or equal to 3 vehicles in the following high demand areas: Main Street, from Alternate U.S. Highway 19 to Loudon Avenue; Broadway from Alternate U.S. Highway 19 to Scotland Street; and the parking lots by the Dunedin Historical Museum.

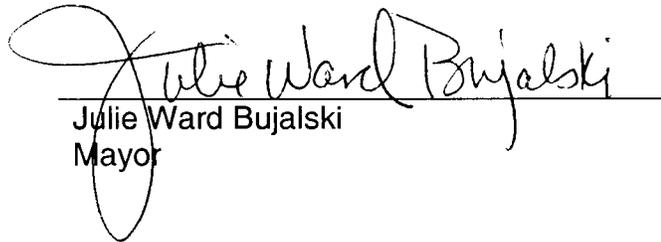
**Section 2.** That the City Commission, in evaluating the results of the one-year Pilot Downtown Parking Plan, beginning October 3, 2016 and ending October 5, 2017, shall use the following quantitative based performance metrics to determine if it was successful:

1. Net revenues that:
  - a. Are less than \$200,000.00 are not meeting expectations.
  - b. Are \$200,001.00 to \$442,000.00 requires further review.
  - c. Over \$442,000.00 meets expectations.
2. Parking occupancy counts must show greater than 30% on-street occupancy and 27% off-street occupancy in paid parking areas.
3. Parking turnover must be greater than or equal to 3 vehicles in the following high demand areas: Main Street, from Alternate U.S. Highway 19 to Loudon Avenue; Broadway from Alternate U.S. Highway 19 to Scotland Street; and the parking lots by the Dunedin Historical Museum.

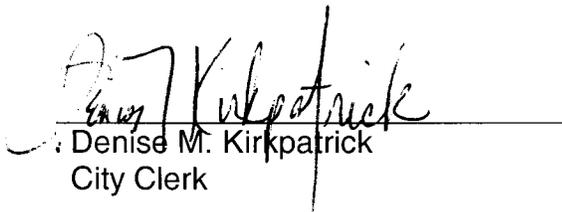
**Section 3.** That the City Commission, in evaluating the results of the one-year Pilot Downtown Parking Plan, beginning October 3, 2016 and ending October 5, 2017, may also review merchant, neighborhood and resident perception of pilot parking plan.

**Section 4.** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## RESOLUTION 16-23

### EXHIBIT "A"

#### Summary Table of Revenue & Expenses of the Downtown Parking Plan

<u>Revenues</u>	<u>FY 2017</u>	<u>FY 2018</u>	<u>FY 2019</u>	<u>FY 2020</u>
On-	400,043	406,601	406,601	406,601
Off-street	364,850	514,994	514,994	514,994
Citation	109,200	109,200	109,200	109,200
	<u>874,093</u>	<u>1,030,795</u>	<u>1,030,795</u>	<u>1,030,795</u>
Funding from BP Settlement	2,204,963	234,852	239,478	-
Funding from CRA Fund	36,500	37,500	38,500	285,170
Total Revenues	<u>3,115,556</u>	<u>1,303,147</u>	<u>1,308,774</u>	<u>1,315,966</u>
<u>Expenses</u>				
Credit Card Fees	52,446	61,848	61,848	61,848
Pay Station Lease/Software	87,220	37,494	35,011	35,536
Parking Mgmt/Enforcement	250,000	257,500	265,225	273,182
Enforcement Software	41,982	6,726	6,827	6,930
Keller Lot Lease (BP/CRA)	2,089,674	115,000	115,000	115,000
Keller Lot Garage Maint (BP/CRA)	70,289	72,852	75,478	78,170
Other Parking Lot Leases	81,500	84,500	87,500	92,000
Depreciation	-	31,196	31,196	31,196
Total	<u>2,673,111</u>	<u>667,115</u>	<u>678,085</u>	<u>693,862</u>
Operating Income	<u>442,445</u>	<u>636,032</u>	<u>630,688</u>	<u>622,104</u>
<b>"Net Revenues"</b>	<b><u>442,445</u></b>	<b><u>667,228</u></b>	<b><u>661,884</u></b>	<b><u>653,300</u></b>
<u>Capital Purchases/Debt Payments</u>				
Enforcement Vehicle	4,800	15,000	-	-
Pay Stations	-	281,960	-	-
	<u>4,800</u>	<u>296,960</u>	<u>-</u>	<u>-</u>
<b>Net Cashflow</b>	<b><u>437,645</u></b>	<b><u>370,268</u></b>	<b><u>661,884</u></b>	<b><u>653,300</u></b>

Source: June 2, 2016 City Commission Meeting

**RESOLUTION 16-24**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN APPOINTING A SPECIAL MAGISTRATE TO HEAR PARKING VIOLATION MATTERS WITHIN THE CITY OF DUNEDIN; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission of the City of Dunedin adopted Ordinance 16-25 which established a Downtown Parking Plan, provided for on-street and off-street paid parking, provided for parking enforcement, prohibition, restrictions, and established Residential Parking Permit Areas; and

**WHEREAS**, pursuant to Ordinance 16-25 there is a need to appoint a Special Magistrate.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

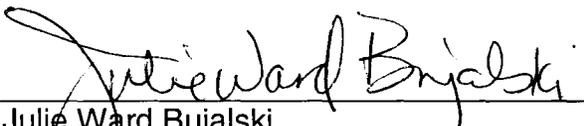
**Section 1.** That Amber E. Ashton, Esquire is hereby appointed as Special Magistrate to hear, rule, and act upon matters brought before the Special Magistrate pursuant to Ordinance 16-25.

**Section 2.** That the Special Magistrate shall be appointed for one year beginning October 3, 2016 and ending December 3, 2017.

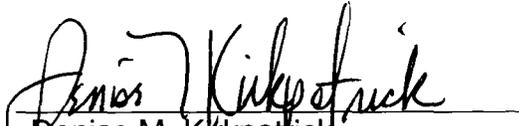
**Section 3.** That the Special Magistrate shall be paid \$180.00 per hour.

**Section 4.** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-25**

### **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN WAIVING PAID PARKING REVENUE DURING CERTAIN DOWNTOWN SPECIAL EVENTS; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission of the City of Dunedin adopted Ordinance 16-25 which established a Downtown Parking Plan, provided for on-street and off-street paid parking, provided for parking enforcement, prohibition, restrictions and established Residential Parking Permit Areas; and

**WHEREAS**, a one-year Pilot Downtown Parking Plan will be in effect beginning October 3, 2016 and ending October 5, 2017, allowing for the determination of the success and continuation of the pilot program; and

**WHEREAS**, in support of the overall goal of the Pilot Downtown Parking Plan which is to promote turnover and provide a dedicated funding source to increase parking space supply, the City Commission recognizes that certain Special Events held within the Downtown will cause vehicle access restrictions on certain streets, and will cause paid parking to be unavailable and therefore a loss of revenue will occur; and

**WHEREAS**, the study of a hybrid downtown parking plan within the Community Redevelopment Area (CRA) conducted by Walker Parking Consultants accounted for 18 days of Downtown Special Events within a one-year period that do not generate parking revenue; and

**WHEREAS**, the City Commission acknowledges that existing contracts are already in place (and additional applications have been submitted) for Special Events that fall within the one-year Pilot Downtown Parking Plan, acknowledges that Special Event promoters have not budgeted the additional cost of compensating the City for its loss of paid parking revenue, and wishes to support its Special Event promoters by waiving a requirement for Special Event promoters to reimburse the City for its lost paid parking revenue during the one-year Pilot Downtown Parking Plan, beginning October 3, 2016 and ending October 5, 2017.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

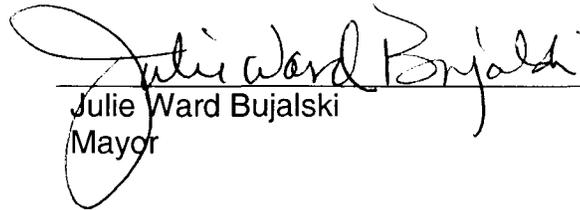
**Section 1.** That the City Commission waives any requirement for Special Event promoters (including promoters of City events, non-profit events

and private events) to reimburse the City for its lost paid parking revenue during the Downtown Special Events, listed on Exhibit "A" attached hereto, being held during the one-year Pilot Downtown Parking Plan, beginning October 3, 2016 and ending October 5, 2017.

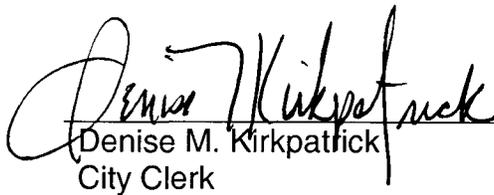
**Section 2.** That the City Commission shall, when it reviews the results of the pilot program, evaluate the impact of the lost revenue as a result of waiving reimbursement by Special Event promoters during Downtown Special Events.

**Section 3.** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 22nd day of September, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

Special Event Paid Parking

	event	month	# of zones	days	hours	spaces	full rate	50% discount	75% discount	flat rate	no charge	event zones	
<b>Non-Profit</b>	Mardi Gras	February	4	1	12	128	\$2,304	\$1,152	\$576	\$200	\$0	2, 3, 4, 5	
	Dunedin Orange Festival	July	1	1	12	17	\$306	\$153	\$77	\$50	\$0	4	
	Dunedin Wines the Blues	November	4	1	12	128	\$2,304	\$1,152	\$576	\$200	\$0	2, 3, 4, 5	
<b>For Profit, Under Existing Contract</b>	Arts & Crafts Festival	January	4	2	24	115	\$4,140	\$2,070	NA	\$800	\$0	2, 3, 4, 5	
	Arts & Crafts Festival	February	3	2	24	96	\$3,456	\$1,728	NA	\$600	\$0	3, 4, 5	
	Arts & Crafts Festival	June	3	2	24	96	\$3,456	\$1,728	NA	\$600	\$0	3, 4, 5	
	Arts & Crafts Festival	November	4	2	24	115	\$4,140	\$2,070	NA	\$800	\$0	2, 3, 4, 5	
	<i>yearly total</i>				8	96	422	\$15,192	\$7,596		\$2,800	\$0	
	Dunedin Downtown Market	January	1	8	40	4	\$240	\$120	NA	\$800	\$0	4	
	Dunedin Downtown Market	February	1	8	40	4	\$240	\$120	NA	\$800	\$0	4	
	Dunedin Downtown Market	March	1	9	45	4	\$270	\$135	NA	\$900	\$0	4	
	Dunedin Downtown Market	April	1	9	45	4	\$270	\$135	NA	\$900	\$0	4	
	Dunedin Downtown Market	May	1	8	40	4	\$240	\$120	NA	\$800	\$0	4	
	Dunedin Downtown Market	June	1	4	20	4	\$120	\$60	NA	\$400	\$0	4	
Dunedin Downtown Market	November	1	8	40	4	\$240	\$120	NA	\$800	\$0	4		
<i>yearly total</i>				54	270	28	\$1,620	\$810		\$5,400	\$0		
<b>For Profit</b>	Craft Beer Festival	March	1	1	12	49	\$882	\$441	NA	\$100	\$0	1	
	Seafood Festival	March	1	2	24	17	\$612	\$306	NA	\$200	\$0	1	
	St. Patrick's Day Celebration (1 day)	March	3	1	12	64	\$1,152	\$576	NA	\$300	\$0	3, 4, 5	
	St. Patrick's Day Celebration (2 days)	March	3	2	24	64	\$2,304	\$1,152	NA	\$600	\$0	3, 4, 5	
	Cinco de Mayo (1 day)	May	3	1	12	64	\$1,152	\$576	NA	\$300	\$0	3, 4, 5	
	Cinco de Mayo (2 days)	May	3	2	24	64	\$2,304	\$1,152	NA	\$600	\$0	3, 4, 5	
	Stone Crab Festival	October	1	2	24	17	\$612	\$306	NA	\$200	\$0	1	
<b>City</b>	American Classics American Heroes Car Show	October	5	1	12	175	NA	NA	NA	NA	NA	2, 3, 4, 5, 6	
	Downtown Trick or Treating	October	4	1	8	128	NA	NA	NA	NA	NA	2, 3, 4, 5	
	Boat Parade & Tree Lighting Ceremony	December	1	2	24	49	NA	NA	NA	NA	NA	1	
	Old Fashioned Christmas & Holiday Parade	December	5	1	12	175	NA	NA	NA	NA	NA	2, 3, 4, 5, 6	

1. 50% discount based on Walker's report of 50% occupancy  
 2. Non-profits would receive a 50% or 75% discount on the for profit rates, depending on option.

## **RESOLUTION 16-26**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN AUTHORIZING STAFF TO APPLY FOR FUNDING THROUGH THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY AND THE PINELLAS COUNTY TOURIST DEVELOPMENT COUNCIL TO REDEVELOP AND RENOVATE THE AGING TORONTO BLUE JAYS STADIUM AND TRAINING FACILITIES; PROVIDING FOR AUTHORIZATION TO MATCH THE REQUIRED DOLLAR AMOUNT FOR THE STATE FUNDING WITH TOURIST DEVELOPMENT COUNCIL FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, on April 4, 2013, the Dunedin City Commission adopted Resolution 13-16, confirming its commitment to keep the Toronto Blue Jays Spring Training in the City of Dunedin and urging support from the Pinellas County Board of Commissioners, the Tourist Development Council, Governor Rick Scott, the State and County Convention and Visitors' Bureau, Senator Jack Latvala, the Pinellas County Legislative Delegation, and all Pinellas County Mayors, in its commitment; and

**WHEREAS**, the Toronto Blue Jays have requested the redevelopment and renovation of the Florida Auto Exchange Stadium, the Cecil P. Englebert Recreational Complex and the Vanech Recreation Complex, at a project cost of approximately \$81 million; and

**WHEREAS**, in continual support of the City's commitment outlined by Resolution 13-16, the City Commission has directed staff to explore funding options for the improvements of the facilities; and

**WHEREAS**, City staff has identified a funding source with the State Department of Economic Opportunity (DEO) which is designed to be used for improvements to retain long-term Spring Training franchises in the State of Florida; and

**WHEREAS**, City staff has identified a funding source with Pinellas County through the Tourist Development Council (TDC) for tourist-related projects, of which, the retention of major league baseball franchise spring training qualifies; and

**WHEREAS**, the City Commission desires to apply for funding from both the State DEO and County TDC, toward the redevelopment and renovation of the aging Toronto Blue Jays stadium and training facilities in Dunedin.

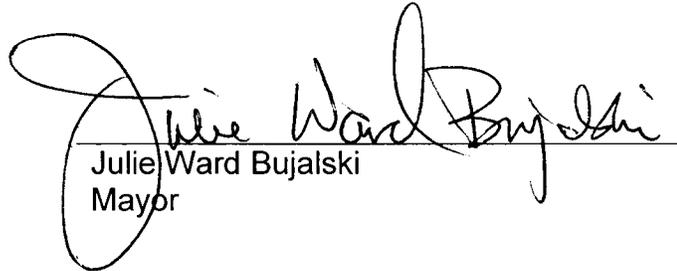
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

**Section 1.** That the City Commission authorizes staff to apply for funding with the State Department of Economic Opportunity to be used toward the redevelopment and renovation of the aging Toronto Blue Jays stadium and training facilities in Dunedin, and authorizes the reservation of the funds received from the Tourist Development Council in anticipation of matching the granted State funds.

**Section 2.** That the City Commission authorizes staff to apply for funding with Pinellas County through the Tourist Development Council (TDC) to be used toward the redevelopment and renovation of the aging Toronto Blue Jays stadium and training facilities in Dunedin.

**Section 3.** That this Resolution shall be effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 6th day of October, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## **RESOLUTION 16-27**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DUNEDIN PURSUANT TO THE ADOPTION OF ORDINANCE 16-25 WHICH ESTABLISHED A DOWNTOWN PARKING PLAN WITHIN THE COMMUNITY REDEVELOPMENT AREA, ESTABLISHING A PAID PARKING LOCATION AT 380 MAIN STREET, DUNEDIN, ESTABLISHING COST OF PAID PARKING; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, on March 12, 2015 the City entered into that certain Parking Lot Lease Agreement with Victoria Station, Inc. (the "Lease"), leasing not less than 41 approved parking spaces at 380 Main Street for municipal use, including public parking; and

**WHEREAS**, on February 19, 2016 the City entered into that certain First Amendment to Parking Lot Lease Agreement with Victoria Station, Inc. (the "First Amendment"), extending the term of the Lease for one year and terminating on March 11, 2017; and

**WHEREAS**, the City Commission of the City of Dunedin has adopted a Downtown Parking Plan through the adoption of Ordinance 16-25; and

**WHEREAS**, Ordinance 16-25 provides that parking locations, payment type in paid parking areas and free parking areas shall be established by resolution of the City Commission; and

**WHEREAS**, Resolution 16-22 established paid parking hourly rates (Tier 1 - \$1.00 per hour of parking time; Tier 2 - \$1.50 per hour of parking time), locations, schedule of fines for parking violations, Residential Parking Permit Program Areas, enforcement hours for paid parking locations, a resident paid parking discount program and process, and a paid parking pass for employees of businesses within the CRA (Community Redevelopment Area); and

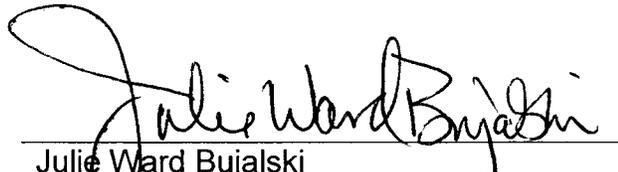
**WHEREAS**, the City wishes to incorporate the 41 parking spaces subject to the Lease and First Amendment into its Downtown Parking Plan, establish the cost of parking at the subject spaces, and establish paid parking enforcement hours at the subject spaces.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

**Section 1.** The City Commission of the City of Dunedin hereby establishes 380 Main Street as a paid parking location requiring a Tier 2 parking rate (3 hours maximum), ending on March 11, 2017, or in concert with the termination of that certain Parking Lot Lease Agreement entered into by the City on March 12, 2015 with Victoria Station, Inc.

**Section 2.** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 6th day of October, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## RESOLUTION 16-28

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA,  
ACCEPTING PUBLIC EASEMENTS AND OTHER DEDICATIONS  
IN THE PLAT OF THE HIGHLAND TOWNHOMES SUBDIVISION;  
AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the plat of the Highland Townhomes Subdivision was heretofore approved by the City Commission of the City of Dunedin, Florida, and shall be recorded in the Public Records of Pinellas County, Florida; and

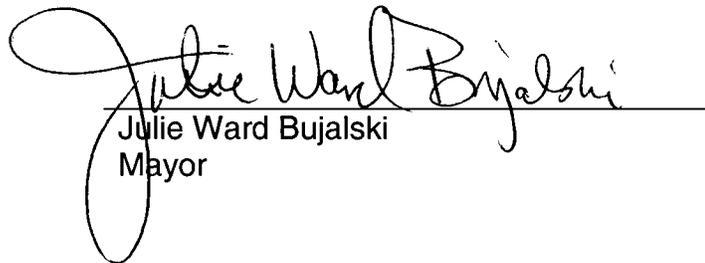
**WHEREAS**, by said plat the easement dedications shown thereon were revised to distinguish those dedicated to the public and those reserved for common use by the property owners; now, therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

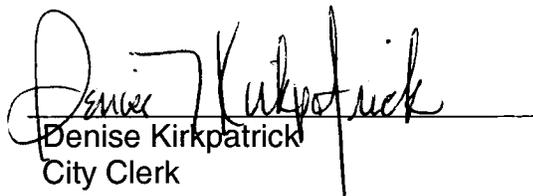
**Section 1.** That the City does hereby accept the dedication of all easements and other dedications reflected on the plat.

**Section 2.** That this Resolution shall become effective immediately upon final passage, adoption and upon review and approval of the City Manager for consistency between the dedications and notations on the plat.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 3rd day of November, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

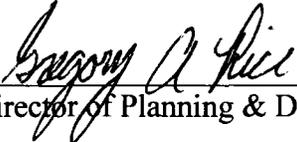
## COMPLETION CERTIFICATE

SUBDIVISION NAME: HIGHLAND TOWNHOMES SUBDIVISION PLAT

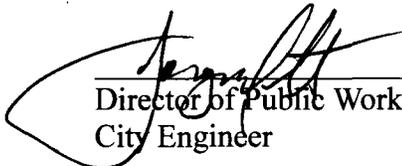
LOCATION: 946 HIGHLAND AVENUE, DUNEDIN, FL 34698

The above-referenced plat has been reviewed by staff and found to be in compliance with applicable City ordinances and State statutes. A formal resolution of acceptance of the plat will be presented for the City Commission's approval pursuant to Section 104-60.6.10 of the City of Dunedin Land Development Code.

### Staff Approvals:

  
\_\_\_\_\_  
Director of Planning & Development

10/18/2016  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Director of Public Works & Utilities/  
City Engineer

10/18/16  
\_\_\_\_\_  
Date

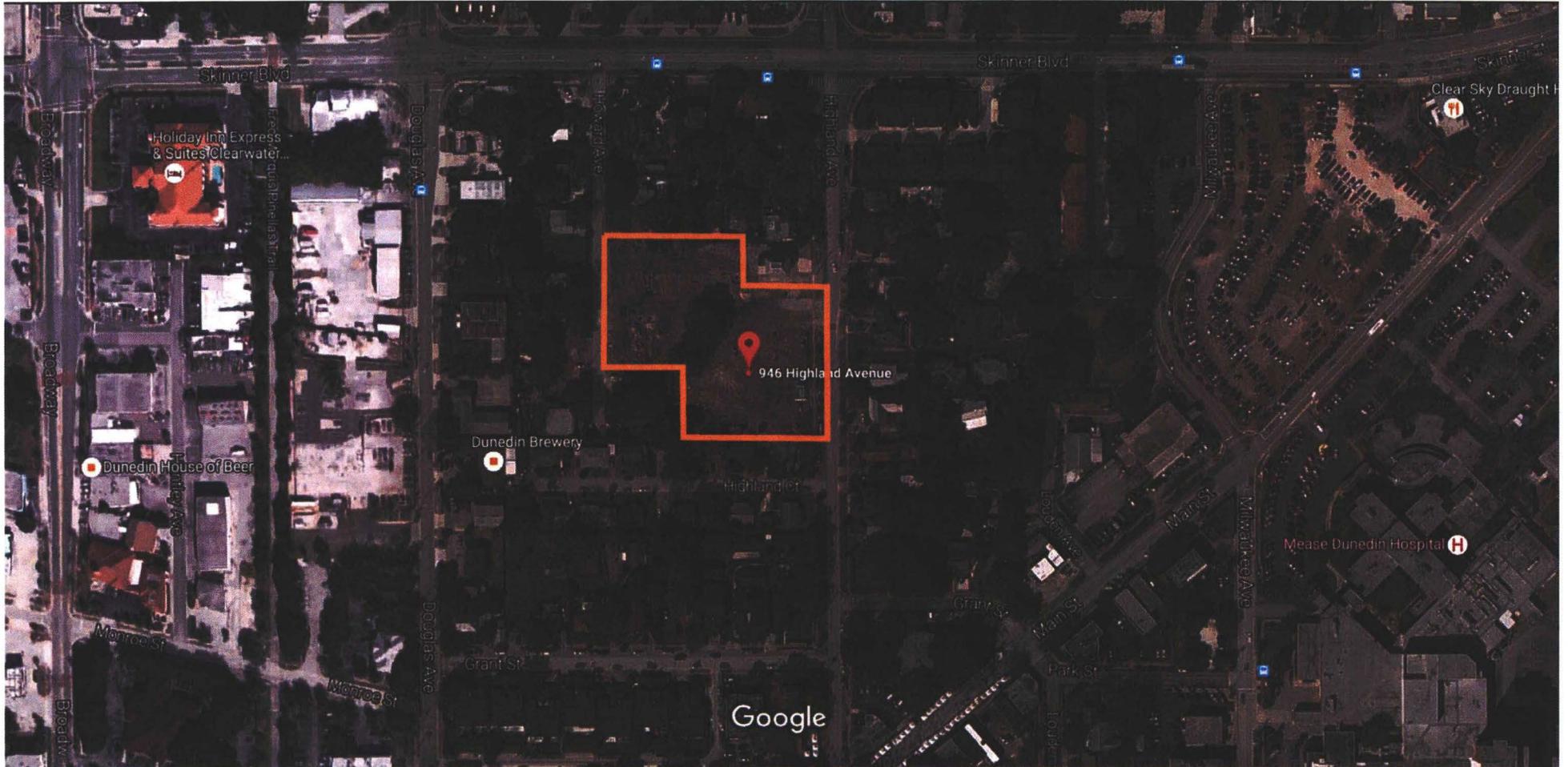
\_\_\_\_\_  
Deputy City Manager

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
City Manager, INTERIM

10.19.16  
\_\_\_\_\_  
Date

Google Maps HIGHLAND TOWNHOMES SUBDIVISION



## **RESOLUTION 16-29**

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2017 Operating and Capital Budget; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

**Section 1.** This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

1. Appropriation of expenditures in the General Fund resulting in no net impact on fund balance.
2. Appropriation of expenditures in the Community Redevelopment (CRA) Fund resulting in a decrease in fund balance of \$3,800.
3. Appropriation of expenditures in the Water / Wastewater Fund resulting in a decrease in fund balance of \$120,000.
4. Appropriation of revenues in the Fleet Fund resulting in an increase in fund balance of \$5,000.
5. Appropriation of revenues in the Facilities Maintenance Fund resulting in an increase in fund balance of \$10,000.

6. Appropriation of revenues in the Risk Management Fund resulting in an increase in fund balance of \$200.

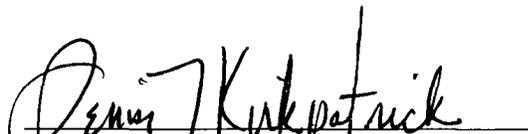
**Section 2.** Necessary accounting entries to affect these changes are directed.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 29th day of November, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

### Exhibit A: Resolution 16-29 Item Descriptions

FY 2017 First Quarter Budget Amendment

Item	Fund	Description	Project	FY 2017 Budget	Proposed Change	FY 2017 Amended	Impact on Fund
A	GENERAL	• INCREASE PROJECT BUDGET FOR SPRAYGROUND RESURFACING IN OPERATING	421701	65,000	9,000	74,000	(9,000)
		• DECREASE CAPITAL BUDGET TO FUND SPRAYGROUND RESURFACING PROJECT	N/A	30,300	(9,000)	21,300	9,000
B	CRA	• INCREASE CAPITAL BUDGET FOR HUNTLEY ENHANCEMENTS PROJECT	171601	34,000	3,800	37,800	(3,800)
C	WATER / WASTEWATER	• APPROPRIATE RESTRICTED WATER IMPACT FEE FUNDS FOR CARNATION INFRASTRUCTURE PROJECT	521703	329,500	52,500	382,000	(52,500)
		• APPROPRIATE RESTRICTED WASTEWATER IMPACT FEE FUNDS FOR CARNATION INFRASTRUCTURE PROJECT	521703	392,000	67,500	459,500	(67,500)
D	FLEET SERVICES	• INCREASE REVENUE FROM INTERNAL SERVICE FEE ALLOCATIONS	N/A	2,769,200	5,000	2,774,200	5,000
	FACILITIES MAINTENANCE	• INCREASE REVENUE FROM INTERNAL SERVICE FEE ALLOCATIONS	N/A	1,075,400	10,000	1,085,400	10,000
	RISK MANAGEMENT	• INCREASE REVENUE FROM INTERNAL SERVICE FEE ALLOCATIONS	N/A	1,760,900	200	1,761,100	200

## RESOLUTION 16-30

**A RESOLUTION OF THE CITY OF DUNEDIN, FL, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF DUNEDIN, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission has considered pertinent facts and data relative to municipal finance status and needs; and

**WHEREAS**, the City Commission now desires to revise the FY 2016 Operating and Capital Budget; now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, DULY ASSEMBLED THAT:**

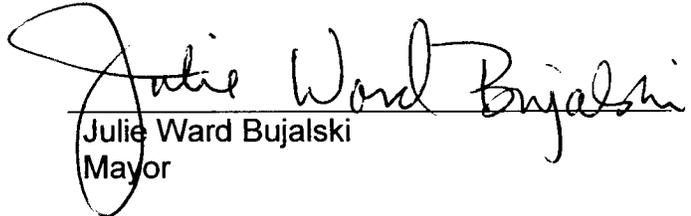
**Section 1.** This Budget Amendment Resolution provides for budget transfers between funds and projects, and for various adjusting entries, as follows:

1. Appropriation of expenditures in the Penny Fund resulting in a decrease in fund balance of \$1,369,066.

**Section 2.** Necessary accounting entries to affect these changes are directed.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 29th day of November, 2016.**

  
Julie Ward Bujalski  
Mayor

ATTEST:

  
Denise Kirkpatrick  
City Clerk

**Exhibit A: Resolution 16-30 Item Descriptions**

FY 2016 Year-End Budget Amendment

Item	Fund	Description	Project	FY 2016 Current	Proposed Change	FY 2016 Amended	Impact on Fund Balance
A	PENNY	• INCREASE CAPITAL BUDGET PROJECT 461607 TO PURCHASE LAND TO EXPAND HAMMOCK PARK	461607	-	1,369,066	1,369,066	(1,369,066)

## RESOLUTION 16-31

**A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, PROVIDING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016; PROVIDING FOR READING BY TITLE ONLY; AND BY PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to the City of Dunedin Charter, Article V (Elections), Section 5.04 (Election Ordinance), the City of Dunedin's regular municipal election was conducted in accordance with Ordinance 16-11, calling for said election; and

**WHEREAS**, the City Clerk has submitted the returns of said election and the canvass thereof; and

**WHEREAS**, the returns of said election and the canvass thereof show the votes cast as follows, to wit:

<b>MAYOR (Vote for One)</b>	<b>BALLOTS</b>	
	<b>Total</b>	<b>Percent</b>
Julie Ward Bujalski	11,299	57.88%
Bruce Livingston	8,222	42.12%
Total	19,521	100.00%

<b>COMMISSIONER SEAT 1 (Vote for One)</b>	<b>BALLOTS</b>	
	<b>Total</b>	<b>Percent</b>
Maureen "Moe" Freaney	11,249	60.98%
Mike Jones	7,199	39.02%
Total	18,448	100.00%

<b>COMMISSIONER SEAT 3 (Vote for One)</b>	<b>BALLOTS</b>	
	<b>Total</b>	<b>Percent</b>
Heather Gracy	10,360	56.89%
Reuben C. Hepburn	7,849	43.11%
Total	18,209	100.00%

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:**

**SECTION 1:** That the City Commission does hereby declare and certify that:

Julie Ward Bujalski was duly elected, at the General Municipal Election held on November 8, 2016, to serve as Mayor for the City of Dunedin, Florida for a four year term.

Maureen "Moe" Freaney was duly elected, at the General Municipal Election held on November 8, 2016, to serve as Commissioner for Seat 1 for the City of Dunedin, Florida for a four year term.

Heather Gracy was duly elected, at the General Municipal Election held on November 8, 2016, to serve as Commissioner for Seat 3 for the City of Dunedin Florida for a four year term.

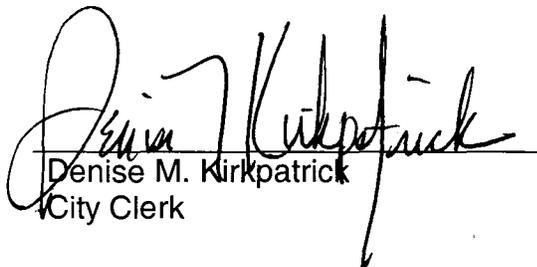
**SECTION 2:** The terms of their office shall commence on November 21, 2016.

**SECTION 3:** That this Resolution shall take effect immediately upon passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of November, 2016.**

  
Julie Ward Bujalski  
Mayor-Elect

ATTEST:

  
Denise M. Kirkpatrick  
City Clerk

## RESOLUTION 16-32

**A RESOLUTION ESTABLISHING THE HISTORIC PRESERVATION ADVISORY COMMITTEE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR TERMS OF OFFICE; PROVIDING FOR ORGANIZATIONAL STRUCTURE; PROVIDING FOR DUTIES; PROVIDING FOR REPORTING RESPONSIBILITY; PROVIDING FOR RECORDKEEPING; PROVIDING FOR THE INCORPORATION OF CITY ORDINANCES OR RESOLUTIONS AS AMENDATORY HERETO; PROVIDING THAT THERE IS NO PROPERTY RIGHT IN SUCH OFFICE; PROVIDING FOR A REVIEW BY THE CITY COMMISSION TO CONTINUE THE COMMITTEE'S EXISTENCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Commission desires to establish a Historic Preservation Advisory Committee, now therefore,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY ASSEMBLED:**

### **SPECIAL PROVISIONS**

**Section 1. Committee Established.** That the City Commission of the City of Dunedin, Florida, hereby establishes a citizens committee to assist the City Commission as in hereinafter set forth. This citizens committee shall be named the Historic Preservation Advisory Committee. The Committee, once established, shall continue in existence until further resolution of the City Commission.

**Section 2. Committee Duties.** The Committee shall be advisory to the City Commission, the City Manager and his/her Staff and to Departments of the City. The primary duties of the Committee shall be to:

- (1) Safeguard the heritage of Dunedin by preserving the resources of the community which reflect elements of historical significance;
- (2) Identify, designate, and make recommendations on regulating historic landmarks in order to preserve their historical significance;
- (3) Maintain an inventory of historic structures; and
- (4) Develop a historic plaque policy and application process.

**Section 3. Membership: Terms.** The Committee shall consist of seven (7) members, who serve for three (3) years. All members of the Committee shall be residents of the City of Dunedin and shall be appointed pursuant to Resolution 99-13 as it now exists or as it may hereafter be amended. No person shall be eligible for appointment who currently serves on two or more City boards or committees unless such person resigns from a board or committee prior to or coincident to commencing service to the Committee. The initial appointments shall be four (4) members for (3) years and three (3) members for two (2) years. All subsequent appointments shall be for three (3) year terms. The City Commission may in its discretion, from time to time, name alternate and ex officio members to the Committee as it deems appropriate. Ex officio members may participate in all meetings but shall not vote.

Members of the Committee shall be selected from those who show an interest in historical preservation. A minimum of at least one (1) member with a background in architectural history; a minimum of at least one (1) member who has a specific expertise or demonstrated an interest in, local history; a minimum of at least one (1) member with a background in engineering; and the City of Dunedin Historical Museum Executive Director shall serve on the Committee. A designated member of the Community Redevelopment Agency Advisory Committee and Arts & Culture Advisory Committee will serve as liaisons to the Committee. City staff assistance will be provided on an as-needed basis upon request to the Planning and Development Department.

## **GENERAL PROVISIONS**

**Section 1. Organization: Quorum.** The members of the Committee shall select from their own membership a Chairman, Vice Chairman and Secretary for a one year term and the Committee shall organize itself as it deems proper in order to appropriately carry out the duties assigned to it, including the enactment of rules of procedure. Roberts Rules of Procedure, newly revised, shall be used for procedural rules in the absence of the adoption of alternative procedures. A majority of the members of the Committee shall constitute a quorum necessary for the conduct of business of the Committee and meetings shall be held at the call of the Chairman, or in his absence the Vice Chairman or at the call of a majority of regular members of the Committee or the City Manager. The Committee shall meet as often as necessary to achieve its goals and perform its duties, but shall meet not less often than quarterly.

**Section 2. Records: Meetings.** All records and minutes of the Committee shall be filed with the City Clerk and shall be subject to the Public Records Law, Chapter 119 F.S. All such records shall be retained as is otherwise designate by the City Manager. The Committee will receive such support from the City Manager's staff as is available through coordination with the office of the City Clerk or the office of the City Manager. All meetings shall be open to the public and shall be conducted in a manner that is consistent with

Chapter 286 F.S. The meetings shall be held at such times and places as will make them accessible to members of the public. It shall be the obligation of the Chairman to inform the City Clerk of the time and place of meetings so that notices of such meetings can be properly posted or otherwise disseminated.

**Section 3. Reimbursement of Expenses.** Members of the Committee shall serve without compensation but shall be reimbursed for any necessary and reasonable expenses incurred in the conduct of the business of the Committee, if such expenses have received approval by the City Commission prior to their expenditure.

**Section 4. Reports.** The Committee shall, not less often than once a year, make a written report to the City Commission. The written report shall detail the accomplishments of the Committee for the preceding year and the Committee's current and future projects and goals. This report shall be submitted by March 31<sup>st</sup> of each year.

At the Committee's option, the Chairman of the Committee or such other person as the Committee shall designate may make a personal report to the City Commission; in such event the City Clerk shall advise the Chairman of the Committee when such report has been placed on the agenda of the City Commission. The designated person shall report to the Commission on the work of the Committee, on any problems or concerns that the Committee is experiencing and on the current and future projects that the Committee desires to undertake.

**Section 5. Compliance with the Ordinances.** The Committee shall comply with and abide by all ordinances or resolutions of the Commission that are generally applicable to the Boards and Committees of the City of Dunedin. The City Clerk and the Chairman shall coordinate to insure that the Chairman is aware of all such generally applicable ordinances or resolutions and the Chairman shall make these matters known to the members of the Committee at the earliest available opportunity. Such matters shall include but not limited to attendance requirements, voting procedures, abstention from voting, filing of notices of conflict, the requirements of laws regarding ethics in the conduct of the public business, removal from office of members and similar matters of general concern. All existing or future ordinances or resolutions generally applicable to the Committee shall be deemed to be incorporated herein and by reference made a part of this resolution.

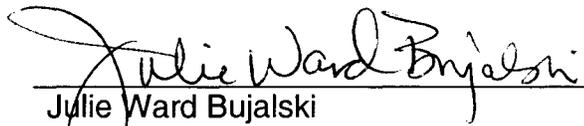
**Section 6. Appointment and Removal.** Appointment to the Committee shall not constitute a property right in the meaning of the Constitution of the United States or the State of Florida and the members of the Committee shall be appointed to and removed from the Committee in the manner as deemed appropriate by the City Commission, in its sole discretion. The members of the Committee shall serve at the pleasure of the City Commission.

**Section 7. Continuance of Committee.** Not later than three (3) years from the establishment of the Committee and every third year thereafter, the City Commission shall place on its agenda and shall discuss whether or not the Committee should continue in existence whether or not its functions and duties are appropriate because of change in circumstances and all other matters relevant to the continuing existence of the Committee.

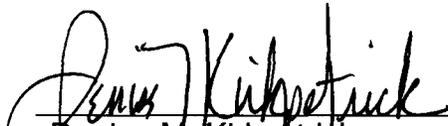
**Section 8. Repeal.** All prior Resolutions or parts thereof inconsistent herewith are hereby repealed.

**Section 9. Effective Date.** This Resolution shall take effect immediately upon passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 15th day of December, 2016.**

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk

## RESOLUTION 16-33

A RESOLUTION OF THE CITY OF DUNEDIN, FLORIDA, AMENDING RESOLUTION 16-22, SECTION 1, ITEM 6 "COMPLIMENTARY (FREE) PARKING AREAS (2 HOURS MAXIMUM)" BY ADDING MAIN STREET EAST OF HIGHLAND AVENUE (M-F ONLY UNTIL 6:00 P.M.) TO THE LIST; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA IN SESSION AND DULY AND REGULARLY ASSEMBLED:

**Section 1.** That Resolution 16-22, Section 1, Item 6 "Complimentary (Free) Parking Areas (2 Hours Maximum)" be amended by adding "c. Main Street east of Highland Avenue (M-F only until 6:00 p.m.)" to the list as displayed below.

6. Complimentary (Free) Parking Areas (2 hours maximum) are:
  - a. 510 Main Street (adjacent to City Hall)
  - b. Edgewater Park (angled spaces)
  - c. Main Street east of Highland Avenue (M-F only until 6:00 p.m.)

**Section 2.** That all other provisions in Resolution 16-22 shall remain in full force and effect.

**Section 3.** That this Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 1st day of December, 2016.

  
\_\_\_\_\_  
Julie Ward Bujalski  
Mayor

ATTEST:

  
\_\_\_\_\_  
Denise M. Kirkpatrick  
City Clerk