

Pinellas County Board of County Commissioners

*315 Court Street
Clearwater, FL 33756
pinellas.gov*



Hybrid In-Person and Virtual Regular Meeting Agenda

Tuesday, February 14, 2023
9:30 A.M.

Janet C. Long, Chair
Kathleen Peters, Vice-Chair
Dave Eggers
Rene Flowers
Charlie Justice
Chris Latvala
Brian Scott

Barry A. Burton, County Administrator
Jewel White, County Attorney
Ken Burke, Clerk of the Circuit Court and Comptroller

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND AWARDS

1. [23-0021A](#) Engineers Week Proclamation:
 - Craig Osmanski, Engineer 3, Utilities
 - Nancy Lamagna, Engineer 3, Public Works

2. [23-0081A](#) Partner Presentation:
 - Mike Sutton, President and Chief Executive Officer, Habitat for Humanity of Pinellas and West Pasco Counties

CITIZENS TO BE HEARD

3. [23-0022A](#) Citizens To Be Heard - Public Comment.

PUBLIC HEARINGS

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority

4. [23-0033A](#) Case No. CW 23-01 - City of St. Petersburg
Countywide Plan Map amendment from Public/Semi-Public to Residential Low Medium, regarding 4.4 acres more or less, located at 2624, 2642, 2702, 2710, 2714, 2720, and 2730 Union Street and Lakewood Estates Section H, Block B, Lots 6-11 and Block C Lots 6-12 and Lots 20-26.

Recommendation: Sitting as the Countywide Planning Authority, adopt an ordinance approving Case No. CW 23-01, a proposal by the City of St. Petersburg to amend the Countywide Plan Map from Public/Semi-Public to Residential Low Medium, regarding 4.4 acres more or less, located at 2624, 2642, 2702, 2710, 2714, 2720, and 2730 Union St. and Lakewood Estates Section H, Block B, Lots 6-11 and Block C Lots 6-12 and Lots 20-26.

* The amendment area consists of 2 separate tracts of land with 9 different parcels and ownerships.

* The 4.4-acre amendment area was previously part of a larger 7.5-acre parent parcel, formerly owned by the Diocese of St. Petersburg. In 2008, the Diocese sold 4.1 acres of this amendment area.

* The additional 0.3 acres of the amendment area was bought by Greater YMCA of St. Petersburg in 2014, but then sold in 2018, upon which it was converted into a single-family residence.

* The property currently consists of the aforementioned single-family residence but is otherwise primarily vacant.

* It is the intent of the applicant to allow for the development of single-family homes on the entirety of the amendment area.

* As the city's local future land use category of Institutional only allows for residential as an accessory use, a future land use amendment to the Residential Urban category is required, hence the proposed amendment to the corresponding Countywide Plan Map category of Residential Low Medium.

* Forward Pinellas and the Planners Advisory Committee each unanimously recommended approval of the proposal.

CONSENT AGENDA - Items 5 through 13

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

5. [23-0143A](#) Minutes of the regular meeting held December 13, 2022.
6. [23-0145A](#) Vouchers and bills paid from January 1 through 21, 2023.

Reports received for filing:

7. [23-0146A](#) Quarterly Donation Listing of \$1,000 or more for the quarter ended December 2022.

8. [23-0147A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2023-01 dated January 16, 2023 - Observation of the Surplus Department's Annual Physical Inventory of Fixed Assets.
9. [23-0148A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2023-02 dated January 20, 2023 - Follow-up Audit of the Observation of the Utilities South General Maintenance Division's 2021 Annual Physical Inventory of Fixed Assets.

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

10. [22-2301A](#) Award of bid to Smith Industries, Inc. d/b/a Smith Fence Company for fencing, gate operators, and handrails.

Recommendation: Approval of the award of bid to Smith Industries, Inc. d/b/a Smith Fence Company (Smith Fence) for fencing, gate operators, and handrails - a Tampa Bay Area Purchasing Cooperative (Cooperative) contract.

* This Cooperative contract is for requirements of fencing, gate operators, and handrails.

* Award recommendation in the amount of \$2,540,868.20 (36-month term) for County requirements. Cooperative expenditures are \$7,539,823.00, for a total County and Cooperative expenditure in the amount of \$10,080,691.20.

* One bid was received from Smith Fence deemed as the only responsive and responsible bid received. Other potential vendors were contacted but couldn't provide the requirements for this bid due to the quantities requested and breadth of material required based upon Cooperative specifications.

* This Cooperative contract is facilitated and administered by the County; Cooperative participants include Cities of Dunedin, Pinellas Park, Clearwater, Tarpon Springs, and Pinellas County School Board. However, all local municipalities utilize this contract.

* Requirements for this contract have been significantly modified compared to the current Cooperative contract in force. However, comparing like items between this contract and current contract reflects unit price increases ranging from 30% to 60%. This is directly attributable to market volatility for metal and steel products. This contract contains an annual adjustment factor (increase/decrease) based on the Producer Price Index or 10% whichever is less. Due to current market volatility, this is only a thirty six-month contract when historically it has been a sixty-month contract. If the market stabilizes and prices are reduced accordingly, we have the option to cancel and re-solicit this contract.

* Funding is from multiple funds, centers, and accounts/programs dependent upon the requesting department. Departments have budgeted adequate funding in Fiscal Year 2023 for fencing products

Contract No. 23-0054-ITB, estimated annual expenditure of \$846,956.07 with a thirty six-month expenditure not-to-exceed amount of \$2,540,868.20; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

11. [23-0119A](#) Declare surplus and authorize the sale of County-owned equipment and vehicles.

Recommendation: Declare surplus and authorize the sale of equipment and vehicles on the attached lists. Approve distribution of the proceeds from the sale of vehicles and equipment sold to the funds from which the assets were purchased, typically the Fleet Vehicle Replacement or a specific enterprise fund.

* This action declares the listed items as surplus and authorizes their sale to the highest bidder.

* The usefulness of the identified equipment and vehicles has been exhausted.

* Unlike other surplus items, surplus vehicles/rolling stock are not available for donation because the proceeds are owed to the Fleet Vehicle Replacement Fund or specific enterprise fund for vehicle replacement.

* Breakdown of assets for disposal as follows:

- a.) 16 utility carts
- b.) 5 sedans
- c.) 9 SUV's
- d.) 2 medium Duty trucks
- e.) 3 mowers
- f.) 1 agricultural tractor
- g.) 2 mini excavators
- h.) 4 trailers
- i.) 3 assorted pieces of equipment (generator/trash pump/farm implement)

12. [23-0092A](#) Quarterly report of claim settlements for the period of October 1, through December 30, 2022.

Recommendation: Accept the receipt and file quarterly report of claim settlements for the period of October 1, through December 30, 2022.

Public Works

13. [23-0104A](#) Award of bid to Temple, Inc. for Uninterruptible Power Source Batteries and Traffic Solar Flashers.

Recommendation: Approval of the award of bid to Temple, Inc. for Uninterruptible Power Source (UPS) Batteries and Traffic Solar Flashers.

* This contract provides for purchase of UPS batteries used for backup power at signalized traffic intersections and solar flasher locations during outages and prevent power disruptions for continuous control of traffic flow.

* These batteries will be used for all County signal locations, including locations within municipal boundaries where the County maintains the signals.

* Two bids were received with award recommendation to the lowest responsive, responsible bidder, Temple, Inc.

* This contract replaces the current contract for UPS batteries and solar flashers reflecting a market driven 40% to 80% increase per unit based on application and/or requirements. This is however only a twelve (12) month contract with the potential to re-solicit based on future market conditions/

* This contract is effective for a 12-month period with a total amount not to exceed \$331,820.00.

* Funding is from the Public Works Transportation Division operating budget.

Contract No. 23-0148-ITB-Goods in the total not to exceed amount of \$331,820.00, effective for a 12-month period; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

14. [23-0107A](#) Purchase authorization with ServiceWear Apparel Inc. for requirements of uniforms.

Recommendation: Approval of the purchase authorization and of the Goods Agreement with ServiceWear Apparel, Inc. for requirements of uniforms.

* This purchase authorization will provide uniforms for various County departments with a total not to exceed expenditure of \$356,256.00.

* Pricing is per OMNIA Partners Contract No. R210102 valid through May 31, 2024.

* This purchase authorization replaces Contract No.167-0241-B and represents no price increase over the current contract while offering an expanded variety of uniforms to the County at a higher discount off manufactures suggested retail price (MSRP). The prior contract contained 68 items with a 20% discount off MSRP; this purchase authorization is "piggybacked" from a large OMNIA governmental cooperative contract containing over 75,000 items with a 42.5% discount off MSRP.

* Funding is from multiple Funds, Centers, and Programs, dependent on the requesting department.

Contract No. 23-0380-Piggyback with an estimated total expenditure of \$356,250.00, effective through May 31, 2024. Estimated annual expenditure is \$285,000.00; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest...Body

Strategic Plan:

Create a Quality Workforce in a Positive, Supportive Organization

1.3 Make workforce safety and wellness a priority

Deliver First Class Services to the Public and Our Customers

5.2 Be responsible stewards of the public's resources

Summary:

15. [23-0103A](#) Resolution approving the establishment and formation of the Auditor Selection Committee for the new external auditor contract.

Recommendation: Adopt a resolution approving the establishment and formation of the Auditor Selection Committee for the new external auditor contract.

* This resolution establishes the duties of the auditor selection committee for the evaluation of proposals provided by qualified firms, ranking of the firms, and selection of most highly qualified to perform as the selected vendor for the new auditing contract.

* The primary purpose of the auditor selection committee, as contemplated in Section 218.391, Florida Statutes, is to assist in the selection of an auditor to conduct the financial audit required by Section 218.39, Florida Statutes.

* The committee shall consist of the Clerk of the Circuit Court, the Sheriff, Supervisor of Elections, Property Appraiser, Tax Collector, and one appointment from the Board of County Commissioners.

* On January 31, 2023, the Board of County Commissioners selected an appointment to serve on the Auditor Selection Committee, representing the Board.

Public Works

16. [23-0111A](#) Purchase authorization with Control Technologies, Inc. for traffic signal electrical facility parts related to the State Road 60 Smart Corridor Project.

Recommendation: Approval of the purchase authorization with Control Technologies, Inc. for traffic signal electrical facility parts related to the State Road (SR) 60 Smart Corridor Project.

* This purchase authorization provides Public Works a contract to purchase equipment for improvements in support of the Advanced Traffic Management System program, in particular the SR 60 Smart Corridor Project.

* Pricing is per State of Georgia Department of Transportation (GDOT) contract with terms and conditions specific to our County agreement.

* The GDOT contract utilizes a qualified products list (core and non-core items) which will ensure products meet or exceed standard County technical specifications while providing economy of scale from a pricing perspective.

* The County has conducted business in the past with Control Technologies via previous contracts for similar and various other parts.

* 100% of funding is from the Florida Department of Transportation: Technology Application Partnerships with Local Agencies for Deploying Connected and Automated Vehicle Technologies grant.

Contract No. 22-0347-purchase authorization in the not-to-exceed amount of \$943,249.20 effective through April 5, 2023.

17. [22-2315A](#) Transportation Regional Incentive Program Agreement and corresponding Resolution with the Florida Department of Transportation for the construction of the Advanced Traffic Management System/Intelligent Transportation System on I-175/I-375/Bayshore Drive Downtown St. Petersburg Project.

Recommendation: Approval of the Transportation Regional Incentive Program Agreement and corresponding Resolution (Exhibit D) with the Florida Department of Transportation (FDOT) for the construction of the Advanced Traffic Management System/Intelligent Transportation System (ATMS/ITS) on I-175/I-375/Bayshore Drive Downtown St. Petersburg Project.

* Agreement is for FDOT financial assistance for \$1,531,860 for future construction of the ATMS/ITS System on I-175/I-375/Bayshore Drive Downtown St. Petersburg project.

* Final system will provide regional operation of the transportation network and support the ITS related activities including transit, freeway management, operations and emergency services on daily and catastrophic basis.

* Pinellas County local funding is from the Ninth Cent Local Option Fuel Tax in the amount of \$4,938,406.00 (76.3%). State grant funding is from the Transportation Regional Incentive program in the amount of \$1,531,860.00 (23.7%).

* The Fiscal Year 2023 Budget shows the grant amount as \$3,050,000; this will need to be revised during the Fiscal Year 2024 budget process to provide sufficient funding.

* Total construction cost estimate: \$6,470,266.00.

* The agreement term is through June 24, 2026.

FDOT FPN: 436678 1 54 01 in the amount of \$1,531,860 for County PID: 002599A ATMS/ITS Downtown St Petersburg; for a term expiring June 24, 2026; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

Utilities

18. [22-2306A](#) Grant agreement with Florida Department of Environmental Protection for reliability improvements at four County Utilities Department facilities.

Recommendation: Approval of the grant agreement with Florida Department of Environmental Protection (FDEP) for reliability improvements at four Pinellas County Utilities facilities.

* The FDEP grant agreement provides \$3,435,850.00, as part of the Resilient Florida Grant Program, for hardening improvements to mitigate flood and wind vulnerability at four Pinellas County Utilities facilities.

* The four facilities to be improved are Logan Laboratory, South Cross Bayou Advanced Water Reclamation Facility (SCBAWRF) Dewatering Operations Facility, SCBAWRF Education Center, and the General Maintenance Operations Center.

* Improvements will prevent service disruption during storm events and provide protection against wind speeds up to 156 mph or greater.

* Improving the structural integrity of these critical facilities directly improves the Utilities Department's ability to operate safely and continuously during hurricanes, emergencies, and other natural disasters.

* Work must be completed, and all deliverables received, by June 30, 2026.

* County match of at least 66.2%, or \$6,729,387.00, is required. Matching funds are available in the Water Renewal and Replacement Fund and the Sewer Renewal and Replacement Fund and are budgeted in Project 002149A (Logan Laboratory Improvements).

* Board Chairman to sign the grant agreement.

* County Administrator, as authorized representative, to sign the State and Local Fiscal Recovery Funds (SLFRF) Reporting Requirements form, and Build America, Buy America Acknowledgement.

* The Intent to Apply for this grant was approved by the County Administrator on October 1, 2021, and then ratified by the Board of County Commissioners on October 26, 2021.

Grant Agreement FDEP No. 22FRP10; in the amount of \$10,165,237.00; Agreement term ends on September 30, 2026; Authorize the Chairman to sign the Agreement and the Clerk of the Circuit Court to attest; County Administrator, as authorized representative, to sign the SLFRF Reporting Requirements form, and Build America, Buy America Acknowledgement.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

19. [22-2220A](#) Appointments to the Emergency Medical Services Medical Control Board.

Recommendation: Sitting as the Pinellas County Emergency Medical Services Authority, approve the following appointment/reappointments to the EMS Medical Control Board for a two-year term ending December 2024.

- * Reappointment of Dr. Stephen Feilinger as an Emergency Physician representative. Dr. Feilinger is an emergency physician at St. Anthony's Hospital.
- * Reappointment of Dr. Matt Nelson as an Emergency Physician alternate representative. Dr. Nelson is an emergency physician at St. Anthony's Hospital.
- * Appointment of Mr. Brent Burish as a Hospital Administrator representative. Mr. Burish is a hospital administrator at HCA Florida Pasadena Hospital.
- * Appointment of Dr. Adam Copher as a Hospital Administrator alternate representative. Dr. Copher is the Chief Nursing Officer at HCA Florida Pasadena Hospital.

COUNTY ATTORNEY

20. [22-1961A](#) Arbitration determination in the case of Pepper Contracting Services, Inc. v. Pinellas County; Circuit Civil Case No. 19-004542-CI.

Recommendation: Consideration of the arbitration determination in the case of Pepper Contracting Services, Inc. v. Pinellas County.

21. [23-0023A](#) County Attorney Reports.

COUNTY ADMINISTRATOR

22. [23-0024A](#) County Administrator Reports.

COUNTY COMMISSION

23. [22-2354A](#) Appointment to the Lealman Community Redevelopment Area Advisory Committee (Board of County Commissioners as a whole).

Recommendation: Approve one appointment to the Lealman Community Redevelopment Area Advisory Committee for a term of 3 years, beginning January 1, 2023 and expiring December 31, 2025.

- * Approve one appointment for a term of 3 years.
- * Names can be viewed on the attached list.
- * Ballot/worksheet is provided; however, the Clerk may request a verbal vote.

24. [23-0026A](#) County Commission New Business: Pertinent and Timely Committee/Board Updates, Policy Considerations, Administrative/Procedural Considerations, and other New Business:
- Skyway Lighting Resolutions

ADJOURNMENT

Special Accommodations

Persons with disabilities who need reasonable accommodations to effectively participate in this meeting are asked to contact Pinellas County's Office of Human Rights by e-mailing such requests to accommodations@pinellas.gov at least three (3) business days in advance of the need for reasonable accommodation. You may also call (727) 464-4882.

Public Participation Procedures

Persons wishing to comment regarding a specific agenda item should do so:

In person - by preregistering at <https://comment.pinellas.gov> or by filling out a comment card with the County staff person in the meeting room; or,

Virtually - in advance in accordance with the instructions in the notice of this meeting, or on the virtual platform or phone after preregistering.

Members of the public wishing to make comments on the virtual platform or by phone must preregister by 5 p.m. the day before the meeting. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman or Clerk will call on each individual, one by one, to be heard. Each individual may speak for up to three minutes as may be modified by the Chairman. Comments or behavior that violate Pinellas County Commission Public Participation and Decorum Rules will be disconnected. Members of the public who cannot attend at the time an agenda item is before the Board may offer comments during the Citizens to Be Heard section near the beginning of the meeting. More information is available at <https://pinellas.gov/participating-in-a-BCC-meeting> or by calling (727) 464-4400.

Public Hearing Procedures

The procedure used by the Board in conducting Public Hearings is to have a staff presentation followed by the applicant presenting the specific proposal. The Board will then hear comments from the proponents, the opponents and a staff summary. The applicant will then be given an opportunity to close and the Board will decide on the matter. Public Hearings before the Board are governed by the provisions of Section 134 -14 of the Pinellas County Land Development Code as may be modified by Pinellas County Emergency Order. That code provides that at the conclusion of each person's presentation, any speaker may seek the Chairman's permission to ask questions of staff.

Specifically:

1. At the conclusion of the presentations by the applicant and any proponents, all affected parties may seek the Chairman's permission to ask questions of or seek clarification from the applicant and/or the proponents.
2. At the conclusion of the presentation by the opponents, all affected parties may seek the Chairman's permission to ask questions of or seek clarification from any opponent.

The applicant's closing comments will address testimony subsequent to his or her presentation. Continuing rebuttal of other than directly preceding testimony will not be allowed. Because much testimony has already been submitted in writing, the following guidelines accommodate efficient presentations:

1. The applicant should present his or her entire case, including rebuttal, in no more than 20 minutes.
2. Persons wishing to speak regarding a Public Hearing item may speak for up to three minutes each.
3. Persons wishing to attend virtually must preregister at <https://comment.pinellas.gov> by 5 p. m. the day before the meeting.

Appeals

Persons are advised that, if they decided to appeal any decision made at this meeting/hearing, they will need a record of the proceeding, and, for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be based.

If a Board meeting beginning at 9:30 A.M. has not concluded by noon, a recess will be taken from noon to 12:30 P.M., and the remainder of the meeting will continue at 12:30 P.M.

If a Board meeting beginning at 2:00 P.M. has not concluded by 5:30 P.M., a recess will be taken from 5:30 to 6:00 P.M. The remainder of the afternoon agenda will resume at 6:00 P.M., followed by Public Hearings.