

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

**July 14, 2022
3:00 PM**

Welcome to the City of St. Petersburg City Council meeting. The public may address City Council in person.

The public must attend the meeting in person to speak during public hearings or quasi-judicial hearings. If you are a person with a disability who needs an accommodation in order to participate in this meeting or have any questions, please contact the City Clerk's Office at 893-7448. If you are deaf/hard of hearing and require the services of an interpreter, please call our TDD number, 892-5259, or the Florida Relay Service at 711, as soon as possible. The City requests at least 72 hours advance notice, prior to the scheduled meeting, for accommodations.

To assist the City Council in conducting the City's business, we ask that you observe the following:

1. If you are speaking under the Public Hearings, Appeals or Open Forum sections of the agenda, please observe the time limits indicated on the agenda.
2. Placards and posters are not permitted in the Chamber. Applause is not permitted except in connection with Awards and Presentations.
3. Please do not address Council from your seat. If asked by Council to speak to an issue, please do so from the podium.
4. Please do not pass notes to Council during the meeting.
5. Please be courteous to other members of the audience by keeping side conversations to a minimum.
6. The Fire Code prohibits anyone from standing in the aisles or in the back of the room.
7. If other seating is available, please do not occupy the seats reserved for individuals who are deaf/hard of hearing.

The public can also attend the meeting in the following ways:

- Watch live on Channel 15 WOW!/Channel 641 Spectrum/Channel 20 Frontier FiOS
- Watch live online at www.stpete.org/TV
- Listen and participate by dialing one of the following phone numbers
 - +1 312 626 6799 or
 - +1 646 876 9923 or
 - +1 253 215 8782 or
 - +1 301 715 8592 or
 - +1 346 248 7799 or

- +1 669 900 6833 and entering webinar ID: 928 3445 5336
- Watch, listen, and participate on your computer, mobile phone, or other device by visiting the following link: <https://zoom.us/j/92834455336>

The public can participate in the meeting by providing public comment for agenda items other than public hearings and quasi-judicial hearings in the following ways:

- If attending the Zoom meeting by computer or other device, use the “raise hand” button in the Zoom app.
- If attending the Zoom meeting by phone only, enter *9 on the phone to use the “raise hand” feature.

The “raise hand” feature in the Zoom meeting indicates your desire to speak but does not allow you to speak immediately. You must use the “raise hand” feature at the time the agenda item is addressed. All “raised hands” will be lowered after each agenda item. When it is your turn to speak, your microphone will be unmuted. At the conclusion of your comments or when you reach the three-minute limit, you will be muted. Please be advised that at all times the chair has the authority and discretion to re-order agenda items, and in the event the meeting is disrupted by violations of the rules of decorum, to accept public comment by alternate means, including by email only.

Regardless of the method of participation used, normal rules for participation apply, including the three-minute limit on comments, the requirement that any presentation materials must be submitted to the City Clerk in advance of the meeting, and the rules of decorum. Public comments must be submitted before the public comment period has closed.

A. Meeting Called to Order and Roll Call.

Invocation and Pledge to the Flag of the United States of America.

B. Approval of Agenda with Additions and Deletions.

C. Consent Agenda (see attached)

Open Forum

The City Council receives public comment during Open Forum and on agenda items with limited exceptions consistent with Florida law. All issues discussed under Open Forum must be limited to issues related to the City of St. Petersburg government. If you wish to address City Council on subjects other than public hearing or quasi-judicial items listed on the agenda, please sign up with the Clerk. Only City residents, owners of property in the City, owners of businesses in the City or their employees may speak during Open Forum. If you wish to address City Council through the Zoom meeting, you must use the “raise hand” feature button in the Zoom app or enter *9 on your phone at the time the agenda item is addressed. When it is your turn to speak, you will be unmuted and asked to state your name and address. At the conclusion of your comments or when you reach the three-minute time limit, you will be muted. All “raised hands” will be lowered after each agenda item. Regardless of the method of participation used, normal rules apply, including the three-minute time limit on comments, the requirement that any presentation materials must be submitted in advance of the meeting and the rules of decorum. If live public comment is disrupted by violations of the rules of decorum, the chair is authorized to accept public comment by alternate means, including by email only.

D. Awards and Presentations

1. [Proclamation Honoring Parks & Recreation Month](#)
2. [Proclamation Honoring Americans with Disabilities Act Day](#)

E. New Ordinances - (First Reading of Title and Setting of Public Hearing)

Setting August 4, 2022 as the public hearing date for the following proposed Ordinance(s):

1. [Ordinance 512-H concerning potential amendment of the City's 99-year lease of waterfront property for use by the Dali Museum to allow for expansion of the museum; making findings concerning such amendment; calling a City-wide referendum to approve such amendment, subject to certain conditions, with that referendum to be held during a municipal special election scheduled for November 8, 2022; authorizing City Council to approve amendment of the lease in accordance with those conditions if that referendum is approved; providing ballot text for that referendum; and providing an effective date.](#)
2. [Setting August 4, 2022 as the public hearing date for the following proposed Ordinance\(s\):](#)
 - (a) Ordinance 510-H concerning potential rescheduling of municipal elections for Mayor and City Council Members to occur in conjunction with national and state elections in even-numbered years; making findings regarding the impact of such rescheduling; calling a referendum to amend the City Charter for that purpose as part of a special

election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date.

3. Setting August 4, 2022 as the public hearing date for the following proposed Ordinance(s):

(a) Ordinance 511-H concerning potential changes to City Council residency requirements to accommodate modification of district boundaries through redistricting; making findings regarding the impact of those changes; calling a referendum to amend the City Charter for that purpose as part of a special election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date.

F. Reports

1. A Resolution of the City of St. Petersburg, Florida approving a Memorandum of Understanding (MOU) between the City and Manatee County Port Authority regarding collaboration on dredge material placements and seagrass mitigation efforts; authorizing the Mayor or his designee to execute the MOU; and providing an effective date.
2. Introduction of the Fiscal Year 2023 Recommended Budget
3. FY23 Utility Rate Program Presentation
4. American Rescue Plan Act Comprehensive Report

G. New Business

1. Respectfully requesting a change to the annual utility rate study review process in order to maximize public transparency and public comment, and to facilitate discussion by City Council as a full body at the earliest opportunity, it would be beneficial to revise the process for the annual utility rate study review. Beginning with FY24 and every year thereafter, Administrations first presentation of the utility rate study should continue to be to the Budget Finance and Taxation Committee (BF&T). The second presentation, provided no further committee discussion is deemed necessary by BF&T, should take place at a City Council meeting as a Report item at least 30 days prior to the Utility rate 1st reading which takes place in August. (Vice-Chair Gabbard)

H. Council Committee Reports

I. Legal

1. A Resolution of the City Council of St. Petersburg, Florida confirming the appointment of GrayRobinson, P.A. as special legal counsel for the city of st. petersburg to provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law, and to provide legal advice to the Citizens Redistricting Commission upon the Commission's request, in an amount not to exceed \$20,000; and providing for an effective date.

J. Public Hearings and Quasi-Judicial Proceedings - 5:01 P.M.

Public Hearings

*NOTE: The following Public Hearing items have been submitted for **consideration** by the City*

Council. If you wish to speak on any of the Public Hearing items, please obtain one of the YELLOW cards from the containers on the wall outside of Council Chamber, fill it out as directed, and present it to the Clerk. You will be given 3 minutes ONLY to state your position on any item but may address more than one item.

First Reading and First Public Hearings

Setting August 4, 2022 as the second reading and second public hearing date for the following proposed Ordinance(s).

1. [Ordinance 510-H concerning potential rescheduling of municipal elections for Mayor and City Council Members to occur in conjunction with national and state elections in even-numbered years; making findings regarding the impact of such rescheduling; calling a referendum to amend the City Charter for that purpose as part of a special election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date. \[MOVED TO NEW ORDINANCES AS ITEM E-2\]](#)
2. [Ordinance 511-H concerning potential changes to City Council residency requirements to accommodate modification of district boundaries through redistricting; making findings regarding the impact of those changes; calling a referendum to amend the City Charter for that purpose as part of a special election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date.\[MOVED TO NEW ORDINANCES AS ITEM E-3\]](#)

Second Reading and Second Public Hearings

3. [Ordinance 509-H of the City of St. Petersburg, Florida amending its Land Development Regulations to expand accessory dwelling units \(ADUs\); amending the Use Matrix in Section 16.10.020.1. of the City code to permit ADUs in additional residential zoning districts and to update the definition; amending Section 16.20.010.5. regarding locational standards for ADUs; amending Section 16.40.090.3.2. regarding parking requirements for certain ADUs; amending Section 16.50.010. regulating accessory dwelling units generally to update existing site and development standards for ADUs; amending Section 16.50.011. regulation accessory living space generally to update existing site and development standards; providing for severability; and providing an effective date. \(City File: LDR 2022-01\)](#)

K. Open Forum

L. Adjournment

Consent Agenda A July 14, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

(Procurement)

1. Approving the renewal of a five-year blanket purchase agreement with Palmdale Oil Company Inc., and Mansfield Oil Company of Gainesville Inc., for fuel for the Fleet Management Department, for a renewal amount of \$6,000,000, for a total contract amount of \$16,155,684.
2. Amending a blanket purchase agreement with SAK Construction, LLC, for SAN Annual CIPP Lining - FY20, for the Water Resources Department, at an estimated cost of \$2,700,000 for FY22, and an estimated three-year total, not to exceed \$6,636,000 (Engineering Project No. 20013-111).
3. Approving an increase in allocation for liquefied chlorine gas with Brenntag Mid-South, Inc., in the amount of \$600,000 for a total agreed amount of \$1,270,000.
4. Approving the renewal of an annual blanket purchase agreement with Jones, Hurley & Hand, P.A., for Workers' Compensation legal services, at an estimated cost of \$275,000, for a total contract amount of \$1,025,000.
5. Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc., Electric Supply Company, Inc., Radwell International, Inc., and Graybar Electric Company, Inc., in the amount of \$150,000, for a total contract agreement of \$900,000.
6. Approving a three-year blanket purchase agreement for earthwork, grading and drainage services with Joseph Bryant Landscaping and Site Work Event Planning, LLC, for the Parks and Recreation Department, at an estimated annual cost of \$276,666.67 per year, for a total contract amount of \$830,000.
7. Approving the second year of Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS, collectively known as "WACS", cloud integration and support services of an existing five-year cloud integration and support services agreement with Oracle America, Inc., a sole source supplier, at a total cost of \$751,757.40.
8. Approving the renewal of blanket purchase agreements with Oracle Elevator Holdco, Inc., Otis Elevator Company, and TK Elevator Corporation, for elevator maintenance, repair, and replacement services, at an estimated annual cost of \$192,150, for a total contract amount of \$747,300.
9. Approving the renewal of blanket purchase agreements with Great Bay Distributors, Inc., J.J. Taylor Distributing Florida, Inc., and VanSnax Distributors, Inc., for food and beverage for resale, at an estimated annual cost of \$200,000 per year, for a total contract amount of \$700,000.
10. Approving an allocation increase of a blanket purchase agreement with US Wholesale Pipe & Tube, Inc. for steel, aluminum and related materials, in the amount of \$75,000, for a total contract amount of \$675,000.
11. Approving a blanket purchase agreement with the School Board of Pinellas County to provide transportation services for the Parks and Recreation Department, for a total annual contract amount of \$650,000.

(City Development)

12. [A Resolution approving the plat of ZipZea Subdivision, generally located at 3939 4th Street North. \(City File: DRC 22-20000002\)](#)
13. [A Resolution approving the plat of Sixteenth Square Townhomes, generally located at 1523 Dr. Martin Luther King Jr. Street South. \(City File: DRC 20-20000016\)](#)

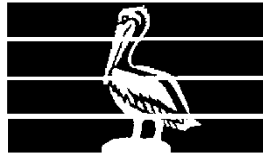
(Leisure Services)

(Public Works)

14. [A Resolution approving the Assignment and Assumption Agreement and Third Amendment to the Architect/Engineering Agreement \(“Assumption and Amendment”\) between Mead and Hunt, Inc. HDR, Inc. \(“Mead and Hunt”\), HDR, Inc. \(“HDR”\), and the City of St. Petersburg, Florida \(“City”\) to \(i\) assign the Architect/Engineering Agreement dated October 29, 2020, as amended, from Mead and Hunt to HDR and \(ii\) amend the agreement for a third time to expand the scope, increase the contract amount, change the contract information and supplement the appendices; authorizing the City Attorney’s office to make non-substantive changes to the Assumption and Amendment; authorizing the Mayor or his designee to execute the Assumption and Amendment and all other documents necessary to execute this transaction; and providing an effective date. \(ECID Project No. 19075-111; Oracle Project No. 17651\)](#)
15. [A Resolution authorizing the Mayor or his designee to execute Task Order No. 20-04-WSP/M\(C\) \(“Task Order”\) to the architect/engineering agreement dated October 30, 2020 between the City of St. Petersburg, Florida and WSP USA, Inc. \(“A/E”\) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \\$330,844.35 \(ECID Project No. 23003-130; Oracle No 17987\); and providing an effective date.](#)

(Appointments)

(Miscellaneous)



**Consent Agenda B
July 14, 2022**

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

(Procurement)

1. [Accepting a proposal from Maurice Steven Franklin LLC dba Franklin & Associates Realty for real estate brokerage services for the Real Estate and Property Management Department, for a three-year contract amount of \\$280,800.](#)
2. [Approving an increase in allocation for laboratory chemicals, safety supplies and equipment, with Fisher Scientific Company, L.L.C., in the amount of \\$90,000, for a total agreed amount of \\$200,000.](#)
3. [Approving the renewal of a one-year blanket purchase agreement with Univar Solutions USA, Inc., for hydrofluorosilicic acid, for the Water Resources Department, at an estimated annual cost of \\$75,000, for a total contract amount of \\$150,000.](#)
4. [Approving contracts with Dewberry Engineers Inc, Dyer Riddle Mills & Precourt Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc. and VDCO Tech Inc., for the Geographic Information Systems Consulting Services, for the Engineering & Capital Improvements Department.](#)

(City Development)

(Leisure Services)

5. [A resolution authorizing Live Nite Events, LLC to present the Iration/Soja Concert, a previously approved Co-Sponsored Event in name only, to be held on July 23, 2022; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date.](#)

(Public Works)

(Appointments)

6. [A resolution of the City Council of St. Petersburg, Florida confirming the appointment of Bryan D. Ruff as Assistant City Attorney; and providing for an effective date.](#)

(Miscellaneous)

7. [A resolution approving an agreement between the City of St. Petersburg \(“City”\) and Advantage Village Academy, Inc. \(“Agency”\) for the City to contribute funding in an amount not to exceed \\$100,000 annually \(for a total amount not to exceed \\$200,000\) to be](#)

used by Agency for expenses associated with producing, marketing and conducting festivities during Martin Luther King Jr. Day weekend in 2023 and 2024 (“Agreement”); authorizing the Mayor or his designee to execute the agreement; authorizing the City Attorney’s Office to make non-substantive changes to the agreement; and providing an effective date.

8. A resolution approving the minutes of the City Council meetings held on May 5, 2022; May 12, 2022; May 19, 2022; June 2, 2022; June 9, 2022; and June 16, 2022; an providing an effective date.

MEETING  **AGENDA**
CITY OF ST. PETERSBURG

Note: An abbreviated listing of upcoming MEETING AGENDA Council meetings.

City Council Meeting

Thursday, July 21, 2022, 1:30 p.m., City Council Chambers

Co-Sponsored Events Committee

Thursday, July 21, 2022, 11:00 a.m., Conference Room 100

CITY OF ST. PETERSBURG

Board and Commission Vacancies



Civil Service Board

2 Alternate Members

((Term expires 8/31/22 and 11/30/22))

Nuisance Abatement Board

1 Regular Member

((Term expires 12/31/22))

Nuisance Abatement Board

2 Alternate Members

((Term expires 8/31/22 and 11/30/22))

Social Services Allocations Committee

1 Regular Member

((Term expires 9/30/24))

PROCEDURES TO BE FOLLOWED FOR QUASI-JUDICIAL PROCEEDINGS:

1. Anyone wishing to speak must fill out a yellow card and present the card to the Clerk. All speakers must be sworn prior to presenting testimony. No cards may be submitted after the close of Public Comment. Each party and speaker is limited to the time limits set forth herein and may not give their time to another speaker or party. Each party and speaker wishing to present handouts, photographs, presentation slides or any other materials (collectively, "Materials") during a quasi-judicial proceeding must submit such Materials to the City Clerk no later than 24 hours in advance of the applicable public hearing. Materials submitted after the deadline will not be accepted and may not be used.
2. At any time during the proceeding, City Council members may ask questions of any speaker or party. The time consumed by Council Member questions and answers to such questions shall not count against the time frames allowed herein. Burden of proof: in all appeals, the Appellant bears the burden of proof; in rezoning and land use cases, the Property Owner or Applicant bears the burden of proof except in cases initiated by the City, in which event the City Administration bears the burden of proof; for all other applications, the Applicant bears the burden of proof. Waiver of Objection: at any time during the proceeding Council Members may leave the Council Chamber for short periods of time provided they continue to hear testimony by audio. If any party has an objection to a Council Member leaving the Chamber during the hearing, such objection must be made at the start of the hearing. If an objection is not made as required herein it shall be deemed to have been waived.
3. Reading of the Title of the Ordinance(s), if applicable.
4. Initial Presentation. Each party shall be allowed ten (10) minutes for their initial presentation. The order of initial presentations shall be:
 - a. Presentation by City Administration.
 - b. Presentation by the Appellant followed by the Applicant, if different. If Appellant and Applicant are different entities, then each is allowed the allotted time for each part of these procedures.
 - c. Presentation by Opponent. If anyone wishes to utilize the initial presentation time provided for an Opponent, said person shall register as an Opponent with the City Clerk at least one week prior to the scheduled public hearing or within 48 hours after the City staff report for the public hearing has been published (whichever is later). If more than one person registers to utilize the initial presentation time provided for an Opponent, the registered persons shall attempt to agree on a single representative to participate as the Opponent in the proceeding. If the persons cannot agree on a single representative, then each person (or person's representative) shall share equally the time allotted to the Opponent for each part of these procedures. If there is an Appellant who is not the Applicant or Property Owner, then no Opponent is allowed. If a Property Owner who is not the Appellant or the Applicant opposes the Application and utilizes any part of the time available to the Property Owner to make an initial presentation, the Opponent shall not be permitted to make an initial presentation (but shall be provided an opportunity for cross-examination and rebuttal/closing).
 - d. If the Property Owner is neither the Appellant nor the Applicant, they shall be allowed the allotted time for each part of these procedures and shall have the opportunity to speak last in each part of these procedures so that they have the opportunity to address what all the interested parties have presented.
5. Public Comment. Upon conclusion of the initial presentations, members of the public may speak for not more than three (3) minutes each. Speakers shall limit their testimony to information relevant to the ordinance or application and criteria for review.

6. Cross Examination. Each party shall be allowed a total of five (5) minutes for cross examination, which includes the time consumed by both questions and answers. Each party who opposes the application may only cross examine any witness who previously testified in support of the application. Each party who supports the application may only cross examine any witness who previously testified in opposition to the application. The questioning party is not permitted to make any statements, only to ask questions that are directly related to the testimony or evidence presented. All questions shall be addressed to the Chair and then (at the discretion of the Chair) asked either by the Chair or by the party conducting the cross examination of the appropriate witness. One (1) representative of each party shall conduct the cross examination. If anyone wishes to utilize the time provided for cross examination and rebuttal as an Opponent, and no one has previously registered with the City Clerk as an Opponent, said individual shall notify the City Clerk prior to the beginning of initial presentations for the applicable public hearing. If no one gives such notice, there shall be no cross examination or rebuttal by Opponent(s). The order of cross examination shall be:

- a. Cross examination by City Administration.
- b. Cross examination by Opponents, if applicable.
- c. Cross examination by Appellant followed by Applicant, followed by Property Owner, if different.

7. Rebuttal/Closing. Each party shall have five (5) minutes to provide a closing argument and/or rebuttal. The order of rebuttal/closing shall be:

- a. Rebuttal/Closing by City Administration.
- b. Rebuttal/Closing by Opponent, if applicable.
- c. Rebuttal/Closing by Applicant followed by the Appellant, if different, followed by Property Owner, if different.

The following page(s) contain the backup material for Agenda Item: Proclamation Honoring Parks & Recreation Month
Please scroll down to view the backup material.



D-1

CITY COUNCIL AGENDA
Presentation Item

DATE: July 8th, 2022

TO: The Honorable Members of City Council

SUBJECT: Proclamation Honoring Parks and Recreation Month

PRESENTER: Deputy Mayor Owens

SCHEDULE FOR COUNCIL ON: July 14th, 2022

Mayor Kenneth T. Welch

Proclamation



WHEREAS, St. Petersburg Parks and Recreation programs enhance our quality of life by contributing to good health and fitness with the goals of eliminating childhood obesity, increasing communication skills, building self esteem, teaching life skills, and providing facilities for leisure enjoyment, and

WHEREAS, St. Petersburg Parks and Recreation programs promote economic growth, enhance property values, attract new business, increase tourism, and reduce crime; and

WHEREAS, Participating in Recreation programs builds family values and family unity, strengthens neighborhood involvement, offers opportunity for social interaction, enhances education, develops creativity, and promotes cultural diversity; and

WHEREAS, St. Petersburg parks and trails ensure ecological beauty, provide space to enjoy nature, help maintain clean air and water, preserve plant and animal wildlife, and

WHEREAS, Therapeutic recreation activities improve physical, mental and social functioning for individuals with disabilities;

NOW, THEREFORE, I, Kenneth T. Welch, Mayor of the City of St. Petersburg, do hereby declare the month of July,

PARKS AND RECREATION MONTH

and urge all citizens to join me in celebrating and enjoying the parks and recreational facilities and activities in the City of St. Petersburg.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official Seal of the City of St. Petersburg, County of Pinellas, and State of Florida to be affixed this 14th day of July, 2022.

A handwritten signature in blue ink that reads 'Kenneth T. Welch'.

Kenneth T. Welch
Mayor

The following page(s) contain the backup material for Agenda Item: Proclamation Honoring Americans with Disabilities Act Day
Please scroll down to view the backup material.



D-2

CITY COUNCIL AGENDA
Presentation Item

DATE: July 8th, 2022

TO: The Honorable Members of City Council

SUBJECT: Proclamation Honoring ADA Day

PRESENTER: Deputy Mayor Owens

SCHEDULE FOR COUNCIL ON: July 14th, 2022

Mayor Kenneth T. Welch

Proclamation



- WHEREAS,** July 26, 2022 marks the 32nd anniversary of the signing of the Americans with Disabilities Act of 1990; and
- WHEREAS,** The ADA has improved access to government services, programs, transportation, public places, communication, and information technology; and
- WHEREAS,** The City established the Committee to Advocate for Persons with Impairments (CAPI) in 1972, with the purpose to serve as an advisory group who would advocate, advise, and formulate positions on issues facing persons with impairments and provide advice and guidance relative to affairs, concerns, rights, and special needs of persons with impairments to ensure their full participation in the City's facilities, programs, and services; and
- WHEREAS,** CAPI has advocated and funded many services, including closed captioning of all City Council Meetings, handicapped accessible aluminum docks for the St. Petersburg Sailing Center, closed captioning related to disasters and emergencies, beach wheelchairs, and ADA training for city staff; and
- WHEREAS,** The City of St. Petersburg has a longstanding commitment to the Americans with Disabilities Act and continues to strive to provide programs and services to all segments of the community;

NOW, THEREFORE, I, Kenneth T. Welch, Mayor of the City of St. Petersburg, do hereby declare July 26, 2022 as

Americans with Disabilities Act Day

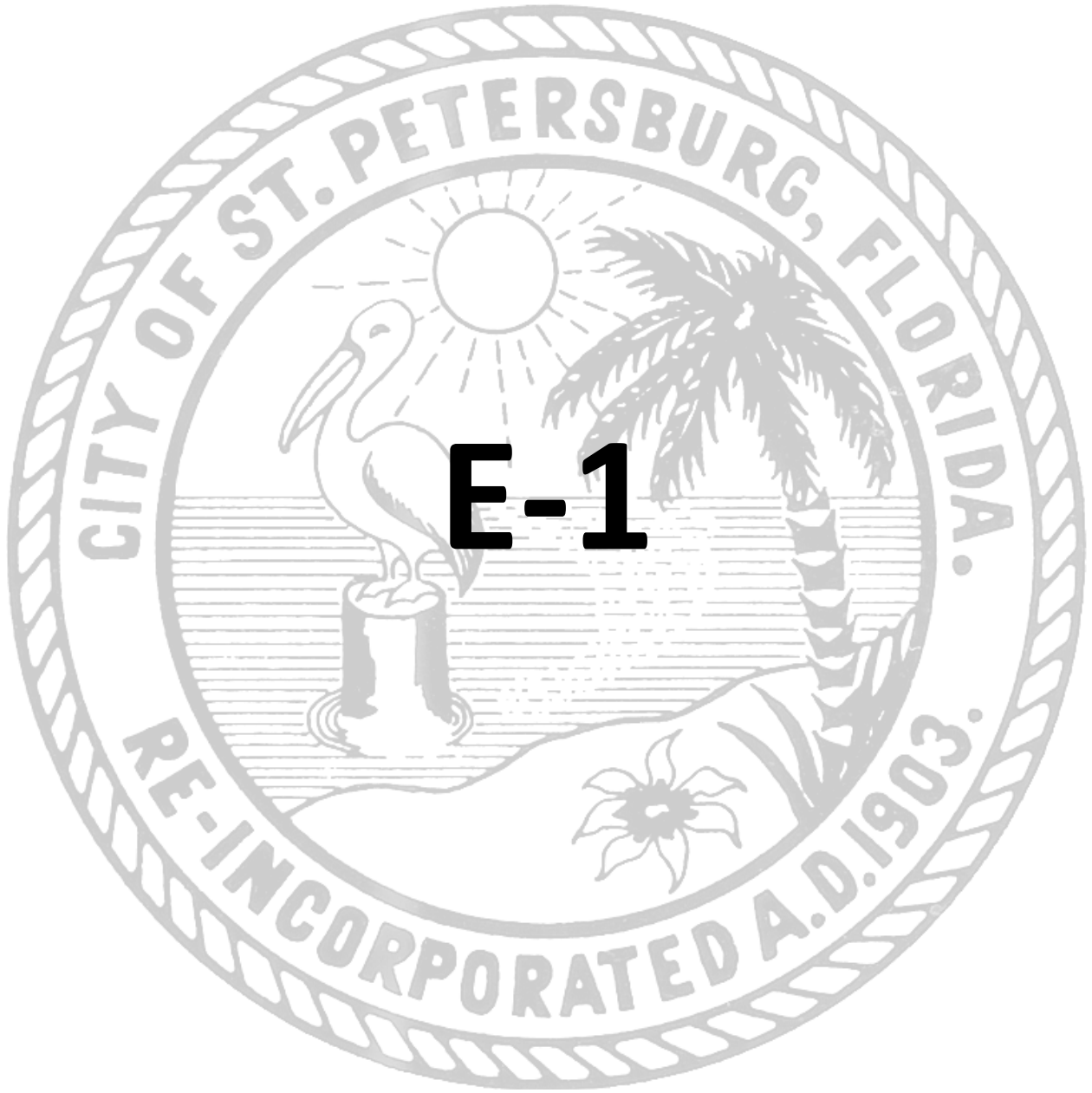
in St. Petersburg and call upon residents to recognize that understanding and compliance with the ADA is the surest means to guarantee equal opportunities for all.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official Seal of the City of St. Petersburg, County of Pinellas, and State of Florida to be affixed this 14th day of July, 2022.

A handwritten signature in blue ink that reads 'Kenneth T. Welch'.

Kenneth T. Welch
Mayor


The following page(s) contain the backup material for Agenda Item: Ordinance 512-H concerning potential amendment of the City's 99-year lease of waterfront property for use by the Dali Museum to allow for expansion of the museum; making findings concerning such amendment; calling a City-wide referendum to approve such amendment, subject to certain conditions, with that referendum to be held during a municipal special election scheduled for November 8, 2022; authorizing City Council to approve amendment of the lease in accordance with those conditions if that referendum is approved; providing ballot text for that referendum; and providing an effective date. Please scroll down to view the backup material.



**MEMORANDUM
CITY OF ST. PETERSBURG**

City Council Meetings of July 14, 2022, and August 4, 2022

TO: The Honorable Gina Driscoll, Chair, and Members of City Council

FROM: Chris Ballestra, Managing Director, City Development Administration 

SUBJECT: An ordinance concerning potential amendment of the City's 99-year lease of waterfront property for use by the Dalí museum to allow for expansion of the museum following approval by a City-wide referendum on November 8, 2022.

EXPLANATION: St. Petersburg is home to the Dalí Museum (the “**Museum**”), which celebrates the life and work of Salvador Dalí and is located at One Dalí Blvd., St. Petersburg, FL 33701. The Museum is owned and operated by Salvador Dalí Museum, Inc., a Florida not-for-profit corporation established in 1980 as the “Salvador Dalí Institute, Inc.,” (the “**Museum Organization**”)

As described in the detailed findings included in the attached draft ordinance, the Museum Organization has requested that the City expand the scope of its premises under the current 99-year from the City (the “**Lease**”) to accommodate construction of a multi-level addition to the southwest side of the existing building that would include areas for education, conferences, events, galleries, and a restaurant and terrace overlooking the downtown yacht basin (the “**Expansion**”).

The Museum Organization first submitted this request in May 2021. Administration began work on a draft referendum ordinance that would provide for the Expansion subject to certain conditions, and in August 2021, draft versions of a referendum ordinance were presented to City Council for discussion. First reading of the title occurred on August 5, 2021, and a public hearing was scheduled for August 12, 2021. But the Museum Organization did not agree with the conditions for approval contained in that draft ordinance and requested that it be withdrawn from consideration by Council to allow for additional negotiation with the City. Accordingly, no public hearing was held and no referendum occurred.

In April 2022, the Museum Organization reiterated its desire to construct the Expansion and requested that Administration facilitate the approval process. Following that request, City Attorney's Office reviewed the applicable Charter provisions and confirmed that a referendum should be held.

Although the 2004 referendum authorizing the current Museum lease (the “**Lease**”) does permit *some* amendments to the Lease, it does not specifically authorize the type of Lease amendments that would be required to construct the Expansion. Accordingly, amending the Lease to allow for the Expansion would require approval through a City-wide referendum held pursuant to Charter section 1.02, and the Museum Organization has requested that this referendum take place in conjunction with the next possible election. Because no municipal regular election is scheduled for 2022, the City should call a municipal special election for that purpose, to be held in conjunction with the statewide general election scheduled for November 8, 2022 (the “**Referendum**”). The City has followed the required procedures for notice of first reading of this proposed waterfront referendum ordinance in accordance with Charter subsection 1.02(d)

and City Code subsection 30-1(b), and the City Clerk has received proof of compliance with those notice requirements.

If the Referendum is approved by a majority of electors voting on the Referendum, the City will be authorized to amend the Lease pursuant to the conditions established in the referendum ordinance. Because the Dali Museum is part of the city's Center for the Arts, impacts of future construction and site plan changes will affect other stakeholders, including but not limited to:

- a) Firestone Grand Prix of St. Petersburg. The Firestone Grand Prix of St. Petersburg (“**Grand Prix**”) is an annual race event and premier part of the IndyCar race calendar. Impacts of the Dali Museum expansion will require adjustments within the Dali lease to ensure and not compromise the successful Grand Prix race event. The race event cannot be impacted including track construction, track dismantling, before, during or after both the race event and the expanded Museum construction.
- b) Mahaffey Theater. The Mahaffey Theater, permanently situated within and comprising the majority of land mass within the Center for the Arts, will have impacts including parking and potentially access, before, during and after construction. These and other issues must be addressed subject to the referendum receiving approval, via lease amendments with Big 3 Entertainment, the operator of the Mahaffey Theater. The Mahaffey Theater complex also includes public access, a parking garage (The Mahaffey Theater Parking Garage), surface parking, as well as the Center for the Arts plaza. This integrated complex must retain its operating integrity before, during and after construction of the expanded Museum premises.

Accordingly, the attached ordinance contains conditions that are intended to ensure that the amendment to the Dali lease address those stakeholder concerns. Those conditions are largely identical to the conditions contained in the ordinance that was before Council in 2021, with following changes made as the result of conversations between the Administration and the Museum Organization in May 2022:

- The final draft of the ordinance in 2021 required the amended Lease to provide the City with the *right* to remove portions of the leased premises in order to construct certain improvements that would benefit the entire Center for the Arts campus. The attached draft ordinance requires the amended Lease to include a *process* for that removal, with that process requiring approval of the Museum Organization.
- The final draft of the ordinance in 2021 required the amended lease to address the Museum Organization's liability related to construction, the Grand Prix, and the Mahaffey Theater. The attached draft ordinance clarifies those obligations and confirms that the liability of the Museum Organization may be limited by provisions in the amended Lease, including exclusions for damages that are remote or speculative.
- The attached draft ordinance also reflects updated dates and various other changes to improve clarity and organization.

In addition to an amendment to the Lease that is consistent with the conditions in the attached ordinance, amendments will also likely be required for the Mahaffey Theater lease and Firestone Grand Prix of St. Petersburg agreement to ensure success across all stakeholders within the Center for the Arts for the Dali Museum expansion. These adjustments will need to be coordinated in an integrated fashion across all stakeholders to ensure continued and expanded growth and operations in and around the Center for the Arts.

RECOMMENDATION: Administration recommends City Council approval of the attached Ordinance

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Ordinance

APPROVALS:

/s/ Chris Ballestra
Administration

Lance Stanford
Budget

ORDINANCE NO. _____

AN ORDINANCE CONCERNING POTENTIAL AMENDMENT OF THE CITY'S 99-YEAR LEASE OF WATERFRONT PROPERTY FOR USE BY THE DALÍ MUSEUM TO ALLOW FOR EXPANSION OF THE MUSEUM; MAKING FINDINGS CONCERNING SUCH AMENDMENT; CALLING A CITY-WIDE REFERENDUM TO APPROVE SUCH AMENDMENT, SUBJECT TO CERTAIN CONDITIONS, WITH THAT REFERENDUM TO BE HELD DURING A MUNICIPAL SPECIAL ELECTION SCHEDULED FOR NOVEMBER 8, 2022; AUTHORIZING CITY COUNCIL TO APPROVE AMENDMENT OF THE LEASE IN ACCORDANCE WITH THOSE CONDITIONS IF THAT REFERENDUM IS APPROVED; PROVIDING BALLOT TEXT FOR THAT REFERENDUM; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG ORDAINS THE FOLLOWING:

SECTION 1—FINDINGS: The City Council of the City of St. Petersburg, Florida, hereby makes the following findings:

- (a) St. Petersburg is home to the Dalí Museum (the “**Museum**”), which celebrates the life and work of Salvador Dalí. The Museum is located at One Dalí Boulevard, St. Petersburg, Florida 33701, and is owned and operated by Salvador Dalí Museum, Inc., a Florida not-for-profit corporation established in 1980 as the “Salvador Dali Institute, Inc.” (the “**Museum Organization**”).
- (b) The Museum is located on City-owned waterfront property currently known as the “Duke Energy Center for the Arts” (the “**Center for the Arts**”), along with the Mahaffey Theater, which is a City-owned performing arts facility that is currently operated by a third party on the City’s behalf.

- (c) The land occupied by the Museum and its ancillary facilities is leased to the Museum Organization pursuant to a 99-year lease from the City that was executed in 2007 (as may be amended from time-to-time, the “**Lease**”) after approval by a City-wide referendum held in 2004 pursuant to Charter section 1.02 and ordinance 674-G (the “**2004 Referendum**”).
- (d) The Museum is located in an area identified as Block 1 on the Center for the Arts plat recorded in Pinellas County plat book 134 at pages 98–102 (the “**Center Plat**”), an excerpt of which is attached to this ordinance as exhibit A.
- (e) The Museum’s leased premises currently consists of the parcels identified as Lots 1, 2, and 3 on the Center Plat, and those parcels are divided into two areas. The first area is comprised of Lots 1–2 and contains the Museum building, parking, and an open setback area. The second area is comprised of Lot 3 and contains a surface parking lot. Between those two areas (i.e., between Lots 1–2 and Lot 3) is a parcel identified on the Center Plat as Lot 6, which is *not* part of the leased premises but is a City right-of-way that provides public access to the Mahaffey Theater parking garage, which serves both the Mahaffey Theater and the Museum.
- (f) The Museum Organization has proposed increasing the size of the Museum by constructing a multi-level addition to the southwest side of the existing building. Current plans for the proposed addition include areas for education, conferences, events, galleries, and a restaurant and terrace overlooking the downtown yacht basin. Because those plans indicate that a substantial portion of the addition and related improvements (collectively, the “**Expansion**”) would be situated within Lot 6, the Museum Organization has requested that the Lease be amended to add some or all of Lot 6 to the leased premises, as generally depicted in the diagram attached to this ordinance as exhibit B.
- (g) In addition to altering the scope of the leased premises to accommodate the Expansion, the Lease would also need to be amended to address potential issues related to operation of the Center for the Arts. Specifically, the Lease must provide for continued access to the Mahaffey Theater parking garage through a new City right-of-way created in Lot 3, and it must allocate the risk of construction activities that adversely affect operation of the Mahaffey Theater (e.g., construction unexpectedly causes a loss of power that forces cancellation of a show and the loss of ticket revenue).
- (h) The automobile race currently known as the “Firestone Grand Prix of St. Petersburg” (the “**Grand Prix**”) is held on an annual basis in and around the Center for the Arts. The Grand Prix is operated by a third-party promoter (the “**Promoter**”) in accordance with an agreement between the City and the Promoter (as may be amended from time-to-time, the “**Grand Prix Race Agreement**”).

- (i) Portions of the leased premises are used for significant aspects of Grand Prix operations (most importantly, Lot 3 is used for staging the race teams), and the Lease provides the City with exclusive control of Lots 2 and 3 during a period of time identified in the Lease as the “Race Control Period.” Construction of the Expansion may result in the temporary placement of Museum property in Lot 3 that would need to be removed during the Race Control Period. Accordingly, the Lease should be amended to allocate the risks of any Grand-Prix-related loss resulting from construction of the Expansion.
- (j) The City has considered a variety of plans for future improvements to the Center for the Arts that would benefit both the Museum and the Mahaffey Theater while continuing to support the Grand Prix (as may be revised from time-to-time, the “**Future Center Improvements**”). These Future Center Improvements would be located along the western side of the Center for the Arts (in portions of Lots 3, 5, 7, 8, and 9 on the Center Plat). The City has commissioned a study for such Future Center Improvements that would feature improved entry and access to the Center for the Arts, a new view corridor to the City’s waterfront, and an expanded parking facility with ground-floor retail.
- (k) Currently, all of Lot 3 is included within the leased premises and is used by the Museum Organization for surface parking. Additionally, the Lease provides the Museum Organization with certain future development rights for Lot 3 that may be exercised when Lot 3 has not been used by the Grand Prix for a five-year period. As currently written, those conditional development rights allow the Museum Organization to construct vertical improvements within Lot 3 that could be inconsistent with the Future Center Improvements.
- (l) Accordingly, the Lease should be amended to establish a process through which the City would be allowed to remove portions of Lot 3 from the leased premises to accommodate the Future Center Improvements. Because the exact area to be occupied by the Future Center Improvements is currently unknown, one of the conditions required for such removal should be the mutual written agreement of the City and the Museum Organization.
- (m) The conditions established by this ordinance should allow for replacement of the Center Plat to allow the Lots established by the new plat to correspond to the uses that will result from the Expansion (e.g., an expanded “Lot 1” that includes the Expansion and a relocated “Lot 6” corresponding to the new City right-of-way).
- (n) Because amending the Lease in accordance with the conditions established by this ordinance would protect the City’s interests and enhance the quality of the Center for the Arts (including both the Museum and the Mahaffey Theater) as a world-class arts destination, such an amendment would serve a valid municipal purpose and would be in the best interests of the City.

- (o) Because Lot 6 is located within the “Bayfront Center” parcel on the City Park and Waterfront Map and is designated as waterfront property on that map, it is subject to the leasing limitations of Charter section 1.02.
- (p) Although the 2004 Referendum does permit some amendments to the Lease, it does not specifically approve the type of amendment that would be required to construct the Expansion. Accordingly, City Council desires to seek approval from the City’s electors, in accordance with Charter section 1.02, for amendment of the Lease subject to the conditions set forth in this ordinance, to allow for construction of the Expansion, as requested by the Museum Organization.
- (q) The Museum Organization has requested that this referendum take place in conjunction with the next possible election. Because no municipal regular election is scheduled for 2022, the City should call a municipal special election for that purpose, to be held in conjunction with the statewide general election scheduled for November 8, 2022.
- (r) The City has followed the requirements for providing notice of first reading of this proposed waterfront referendum ordinance in accordance with Charter subsection 1.02(d) and City Code subsection 30-1(b), and the Clerk has received proof of compliance with those requirements.

SECTION 2—DATE OF REFERENDUM: The City Council hereby calls the referendum approving the disposition of waterfront property described in this ordinance (the “**2022 Referendum**”) to be placed on the ballot of a municipal special election scheduled for November 8, 2022.

SECTION 3—AUTHORIZATION FOR AMENDMENT: If the 2022 Referendum is approved by a majority of the vote, City Council will be authorized to approve amendments to the Lease in accordance with the following conditions (each, an “**Amendment**”):

- (a) *Scope of Authority:* Authorization to amend the Lease in accordance with this section is not limited to a single Amendment, and multiple Amendments may be approved pursuant to this section as long as no aspect of an Amendment is inconsistent with the 2004 Referendum or the 2022 Referendum (with any conflict resolved in favor of the 2022 Referendum). But if the first Amendment approved in accordance with this section (the “**Initial Amendment**”) is not fully executed on or before December 31, 2024, the authority provided by the 2022 Referendum will expire at the end of that date.
- (b) *Approval Process:* Consistent with the 2004 Referendum, each Amendment must be approved by the City through a non-emergency ordinance receiving at least six affirmative votes.

- (c) *Duration:* The 2022 Referendum does not modify the duration of the Lease approved under the 2004 Referendum.
- (d) *Expansion and Lot 6:*
 - (i) A portion of Lot 6 must be added to the leased premises for the purpose of constructing the Expansion, as generally shown in exhibit B.
 - (ii) The Museum Organization must be obligated to construct the Expansion pursuant to requirements in the Lease concerning insurance, indemnity, and deadlines for construction (including milestones for planning and permitting, beginning of construction, and substantial completion). The Museum Organization's liability arising out of or in connection with construction of the Expansion may be limited by provisions in the Lease, including exclusions for damages that are remote or speculative.
 - (iii) The Museum Organization's indemnity obligations for construction of the Expansion must include damage, loss, or other harm to the City arising out of or connected to operation of the Mahaffey Theater (including loss incurred due to cancellation of a performance), as may be limited in accordance with subsection (d)(ii), above.
- (e) *Lot 3, right-of-way, and future development:*
 - (i) A portion of Lot 3 must be removed from the leased premises, as needed to provide a City right-of-way to replace the one currently in Lot 6. The City, in its sole discretion, will determine the exact location and size of this right-of-way.
 - (ii) The Lease must establish conditions under which the City would have the right to remove any portion of Lot 3 from the leased premises to construct Future Center Improvements. One of those conditions must be the mutual written agreement of the City and the Museum Organization.
 - (iii) The Lease must provide (through a right-of-way, easement, or equivalent real property right) for direct pedestrian, vehicle, and emergency access between Lot 2 and Lot 3, through the portion of Lot 6 added to the leased premises.
- (f) *Funding Obligations:* The Lease must not obligate the City to provide any funding for the Expansion. But this does not prohibit City from providing funding for the Expansion through a separate agreement (e.g., the *Lease* may not require the City to pay for the relocation of the right-of-way, utilities, or any other City-owned improvements currently located in Lot 6, but the City may agree to do so through *another* agreement approved in accordance with applicable law).

- (g) *Grand Prix*: Regarding the continued operation of the Grand Prix within the leased premises pursuant to the Lease (collectively “**Race Operations**”), the Lease must satisfy the following conditions:
- (i) The Lease must continue to provide the City with the rights necessary for the City to fulfill its obligations under the Grand Prix Race Agreement.
 - (ii) The Museum Organization must be obligated to take any action necessary or appropriate to ensure that the leased premises is suitable for Race Operations, including removing or relocating Museum property from Lots 2, 3, or 6 that would interfere with Race Operations and permitting the use of Lots 2, 3, and 6 as needed for Race Operations).
 - (iii) If the Museum Organization fails to take any of those actions, the City must be authorized to either take those actions itself or allow the Promoter to take those actions. In either case, the Museum Organization must be obligated to indemnify or otherwise compensate the City or the Promoter, as applicable, for any damage, loss, or other harm arising out of or connected taking any such action, as may be limited in accordance with subsection (d)(ii), above.
 - (iv) The Museum Organization’s indemnity obligations for construction of the Expansion must include damage, loss, or other harm to the City arising out of or connected to the Grand Prix Agreement (including termination of that agreement due an inability of the City to perform), as may be limited in accordance with subsection (d)(ii), above.
- (h) *Center for the Arts Plat*: The City expects to replat the Center for the Arts to facilitate amendment of the Lease in accordance with these conditions. Accordingly, any reference in this ordinance to a particular Lot number on the Center Plat refers to that Lot as it is defined on the Center Plat, and this ordinance is intended to be interpreted in that manner (e.g., references to “Lot 6” in this ordinance refer to the area identified as Lot 6 on the Center Plat even if the Center Plat is subsequently replaced so that “Lot 6” comes to refer to a different area). This rule of interpretation applies only to this ordinance, and any reference in the Lease to a particular Lot will continue to refer to the area defined as such on the then-current plat for the Center for the Arts or as otherwise provided in the Lease.

SECTION 4—BALLOT TEXT: The City shall use the following caption and explanatory statement as the ballot title and ballot summary for the 2022 Referendum, with the blank filled in with the applicable ordinance number once available:

Approving amendment of City’s 99-year lease for Dalí Museum

May City Council approve amendment of the 99-year lease of City-owned property for use by the Dalí Museum to allow construction of an addition to the Museum, subject to the conditions in ordinance _____? Such conditions include expansion of the leased premises, access to the Mahaffey Theater parking garage, future development of the Center for the Arts, and operation of the Grand Prix. Such amendment would not extend the duration of the lease.

YES


NO

SECTION 5—CONFLICT: To the extent that any provision of this ordinance conflicts with ordinance 674-G or the 2004 Referendum, the provision of this ordinance will control. Otherwise, ordinance 674-G and the 2004 Referendum are intended to be unaffected by this ordinance and the 2022 Referendum.

SECTION 6—SEVERABILITY: The provisions of this ordinance are intended to be severable, and a determination that any portion of this ordinance is invalid should not affect the validity of the remaining portions of this ordinance.

SECTION 7—EFFECTIVE DATE: In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

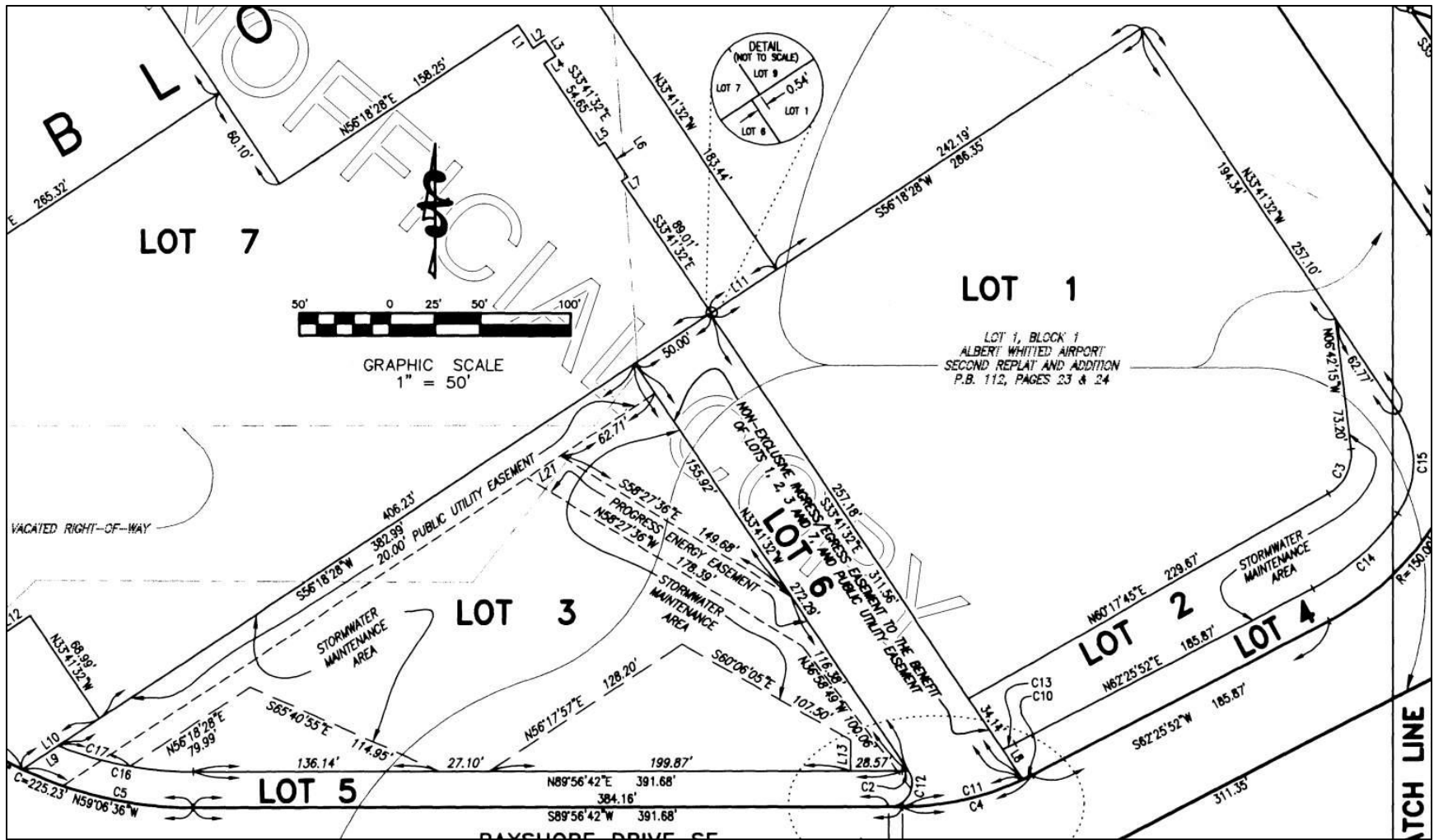
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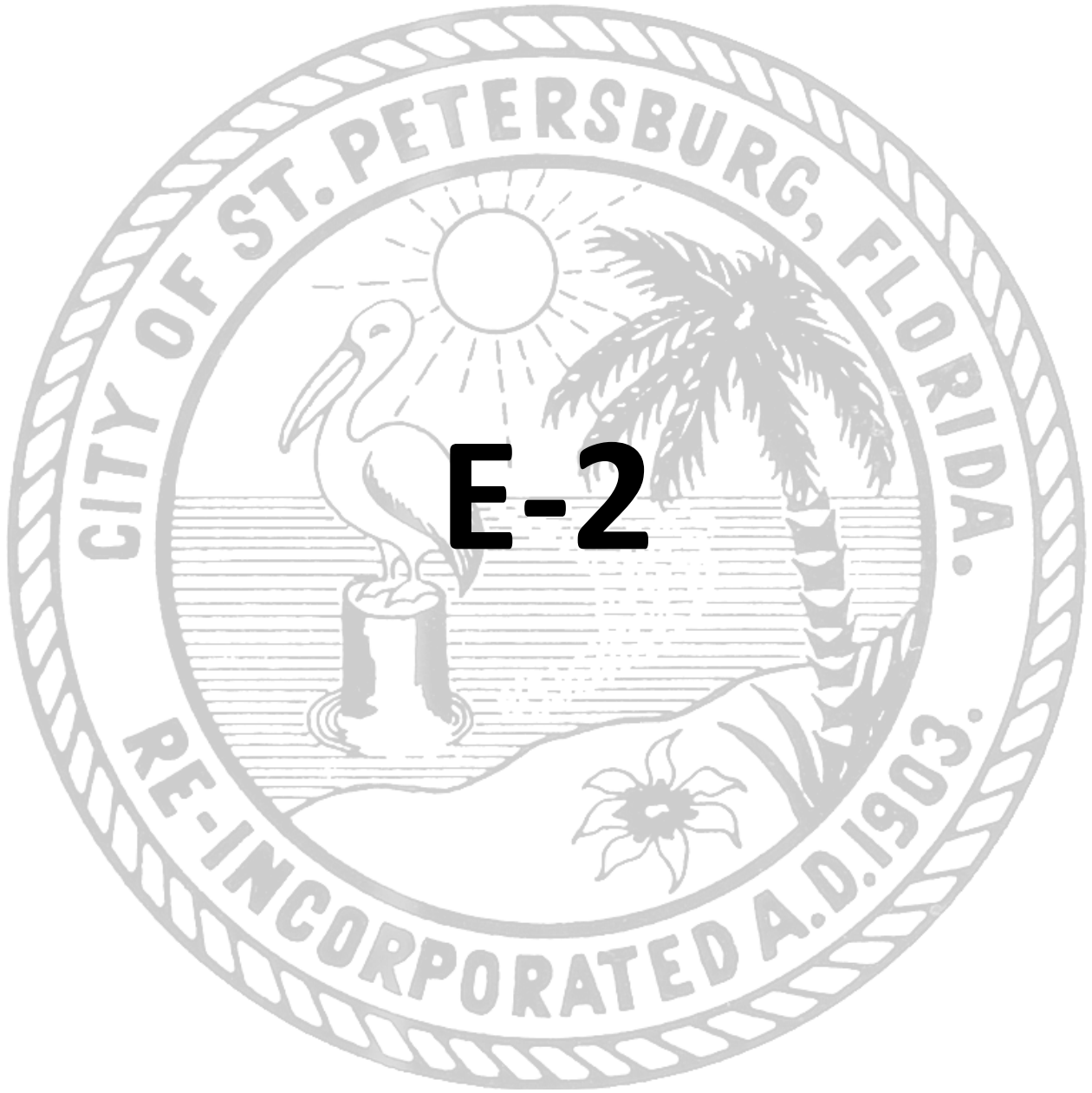
EXHIBIT A
EXCERPT OF CENTER PLAT



**EXHIBIT B
DIAGRAM OF PROPOSED EXPANSION**



The following page(s) contain the backup material for Agenda Item: Setting August 4, 2022 as the public hearing date for the following proposed Ordinance(s):
Please scroll down to view the backup material.




E-2

MEMORANDUM

Agenda for the Meetings of July 14, 2022, and August 4, 2022

TO: Gina Driscoll, City Council Chair; Members of City Council

FROM: Brett B. Pettigrew, Assistant City Attorney 

DATE: June 30, 2022

SUBJECT: Charter amendment referendum ordinance shifting the municipal elections to even-numbered years, in conjunction with national and state elections

On February 10, 2022, the Public Services & Infrastructure Committee (the “Committee”) discussed a potential Charter amendment that would shift the City’s current municipal election cycle from odd-numbered years to even-numbered years so that municipal elections would be held in conjunction with national and state election cycles. On April 28, 2022, following discussion of a draft Charter amendment referendum ordinance drafted by the City Attorney’s Office to effectuate such a shift, the Committee voted to send the draft ordinance to City Council for consideration.

Following that meeting, minor, non-substantive changes were made to the title and findings of the ordinance for consistency with another election-related Charter referendum ordinance currently under consideration by City Council. Otherwise, the attached ordinance is identical to the one considered by the Committee in April.

The remainder of this memo provides an overview of that draft ordinance and summarizes how the new schedule would impact certain upcoming elections and election-related activities.

1. SUMMARY OF DRAFT ORDINANCE

The draft ordinance attached to this memo as exhibit A can be summarized as follows:

- **Section 1** provides legislative findings (i) that summarize the intended benefits of the change (increased voter turnout, expanded early voting at no cost, and reduced overall cost); (ii) that describe why the transition approach was chosen over other options (simpler, immediate cost savings, and consistent with past practice); (iii) that confirm that term limits are not affected by the change; and (iv) that explain how the change in election schedule relates to the ongoing redistricting process.

- **Section 2** calls for the referendum to take place as part of a special election called in conjunction with the statewide general election scheduled for November 8, 2022.
- **Sections 3 and 4** provide for amendment of the applicable Charter provisions. Shifting the election schedule would be accomplished by (i) confirming that no regular elections would be held in 2022 or 2023; (ii) setting 2024 and 2026 as the new base years for the City’s two election cycles; and (iii) extending the current term of elected officials in office at the time the shift takes place. Term limits would be addressed by stating that a term extended to accomplish this shift will not be treated differently for the purpose of calculating term limits.
- **Section 5** contains the ballot text for the Charter amendment, which complies with the statutory limits for the title (15 words) and the summary (75 words).
- **Sections 6 and 7** are standard provisions concerning severability and the effective date.

2. UPCOMING ELECTIONS AND ELECTION-RELATED ACTIVITIES

The transition approach used by the draft Charter amendment is identified as “Option 1” on the chart attached as exhibit B, which was presented to the Committee in February. As noted above, that approach would follow past precedent of the City (i) by making an immediate shift to the new election schedule and (ii) by extending the current term of the Mayor and each Council Member currently in office by the same amount of time—i.e., approximately one year. The new schedule would immediately shift the qualifying and election dates for the upcoming municipal elections for odd-numbered Council districts as follows:

Milestone	Current Cycle	In-Conjunction Cycle
Candidate Qualifying	June 6, 2023–June 20, 2023	June 4, 2024–June 18, 2024
Primary Election	August 22, 2023	August 20, 2024
General Election	November 7, 2023	November 5, 2024

For a broader and longer-term perspective, the chart attached as exhibit C illustrates how the re-scheduled municipal elections would intersect with certain state and national elections and other election-related activities over the next two decades. As shown in this chart, which was also presented to the Committee in February, municipal elections would always coincide with at least one state and national election, and election of the Mayor would always coincide with election of the Governor.

3. PROPOSED SCHEDULE AND APPLICABLE DEADLINES¹

The proposed schedule for legislation and voting on this Charter amendment is as follows:

- July 14.....First reading of ordinance title
- August 4.....Public hearing for ordinance
- August 11Ordinance goes into effect
- August 16.....Deadline to submit ballot language to Supervisor of Elections
- November 8.....General election

This schedule provides two weeks between the first reading and public hearing for revision of the ordinance² and allows the ordinance to go into effect before the deadline established by the Pinellas County Supervisor of Elections (the “SOE”) for placing referendum questions on the November statewide general election ballot.

If the ordinance is not adopted on August 4, there will be insufficient time to notice an additional public hearing before the August 16 deadline for submitting ballot language. Accordingly, I will be prepared to make a full presentation on the proposed ordinance in conjunction with first reading, and I respectfully request that City Council provide feedback on the proposed ordinance at that time so that, if changes to the proposed ordinance are desired, appropriate revisions can be made and distributed prior to the public hearing on August 4.

I appreciate your thoughtful consideration of this complex and important piece of legislation, and I look forward to discussing it with you at the upcoming meetings of City Council.

¹ This section of the memo is identical to the corresponding section in the memo regarding the Charter referendum ordinance concerning redistricting and residency requirements for City Council.

² The title of the ordinance cannot be changed, as it will already have been submitted to the *Times* for notice of the August 4 public hearing. With that said, the proposed title should be sufficiently flexible to accommodate changes to other portions of the ordinance to reflect the will of City Council.

EXHIBIT A
DRAFT ORDINANCE

ORDINANCE NO. _____

AN ORDINANCE CONCERNING POTENTIAL RESCHEDULING OF MUNICIPAL ELECTIONS FOR MAYOR AND CITY COUNCIL MEMBERS TO OCCUR IN CONJUNCTION WITH NATIONAL AND STATE ELECTIONS IN EVEN-NUMBERED YEARS; MAKING FINDINGS REGARDING THE IMPACT OF SUCH RESCHEDULING; CALLING A REFERENDUM TO AMEND THE CITY CHARTER FOR THAT PURPOSE AS PART OF A SPECIAL ELECTION TO BE HELD ON NOVEMBER 8, 2022; PROVIDING THE TEXT OF THE PROPOSED CHARTER AMENDMENT; PROVIDING BALLOT TEXT FOR THE REFERENDUM; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG ORDAINS THE FOLLOWING:

SECTION 1—FINDINGS: The City Council of the City of St. Petersburg, Florida, hereby makes the following legislative findings:

- (A) The schedule for electing the Mayor and each Council Member is set by the St. Petersburg City Charter (the “**Charter**”). Charter section 3.02 currently requires those elections to be held in odd-numbered years, with four-year terms for each office staggered as follows:
 - 2021, 2025, etc.....Mayor and Council Members from even-numbered districts.
 - 2023, 2027, etc.....Council Members from odd-numbered districts.
- (B) Under that schedule, which was proposed by a Charter Review Commission in 2000 and approved by voters in 2001, municipal elections do not coincide with national or state elections, which occur in even-numbered years pursuant to applicable federal and state law.
- (C) Holding municipal elections in conjunction with national and state elections in even-numbered years would result in significant benefits to the City, including the following:

- (i) According to data from the Pinellas County Supervisor of Elections (the “SOE”), voter turnout in the City for municipal elections in odd-numbered years is consistently much lower than it is for national and state elections in even-numbered years. For example, voter turnout for the 2019 municipal general election was 19.70%, while voter turnout for the 2020 national and state general elections was 77.67%—a 294% increase. Accordingly, holding municipal elections in conjunction with national and state elections is expected to increase voter turnout for municipal elections.
 - (ii) State law does not require early voting to be provided for municipal elections that are not held in conjunction with national, state, or county elections, and it allows the SOE to decline requests to provide early voting for those municipal elections. If such a request is accepted by the SOE, the municipality is then required to cover the additional costs of providing that optional early voting. In contrast, state law requires early voting to occur for at least eight hours per day on the 10th day through the 3rd day prior to any federal, state, or county election, and the SOE is authorized to extend those hours and dates within certain limits. Because early voting is required by law for those elections, the SOE imposes no additional cost on municipalities holding elections at the same time. Accordingly, holding municipal elections in conjunction with national and state elections would provide early voting for every municipal election at no additional cost to the City.
 - (iii) According to an analysis by the City Clerk, it will cost the City \$1,382,776 to hold municipal elections in 2023, with optional early voting added. In contrast, it would cost the City only \$33,948 to hold those municipal elections in conjunction with national and state elections in 2024, with early voting guaranteed. That represents a 97.5% reduction in cost. Accordingly, holding municipal elections in conjunction with national and state elections would save the City a significant amount of money.
- (D) Because the City holds municipal elections every two years, the benefits described in the preceding findings would be realized on a continuing basis.
- (E) Shifting the City’s election cycle from odd-numbered years to even-numbered years while maintaining the current structure of staggered four-year terms would require a one-time modification to the term of each elected official to accomplish the transition to the new schedule.
- (F) The simplest and most cost-effective approach to making that transition is to shift the next two municipal elections from 2023 to 2024 and from 2025 to 2026, respectively, and then resume the standard four-year election cycle. Shifting those two elections would allow the

City to realize the cost savings immediately, and it would extend the current term of each elected official in office at that time by approximately one year to accommodate the new schedule. Following that one-time, one-year extension, all subsequent terms would revert to the standard four-year duration.

- (G) The transition process described in subsection (F) is consistent with the process used by the City in 2001 to transition to the current municipal election schedule. In that case, voters approved a Charter amendment that shifted municipal elections by approximately nine months, and the term of the Mayor and each Council Member in office at that time was extended by the same amount of time.
- (H) Alternative transition approaches have been considered by City Council and are either not authorized by law (e.g., courts have struck down actions that shorten the term of an elected official after it has started) or are not practical (e.g., using a three-year “transition term” for each office would be confusing to explain and apply, might deter candidates from running due to the unusually short duration, and would delay realization of cost savings described above).
- (I) Term limits for the Mayor and Council Members in Charter sections 3.08–3.09 apply to a person who has served “two (2) full successive terms of office.” That language accommodates the transition process described in subsection (F) without alteration, and the one-time extension of a term as part of that process should not impact whether that term is considered a full term for purpose of term limits.
- (J) Holding municipal elections in conjunction with national and state elections would also support the City’s ongoing redistricting process as follows:
 - (i) Pursuant to Charter section 5.04(a)(1), in order to qualify as a candidate for City Council, a person must establish residency in the applicable district at least 12 months before the date of the primary election. For the odd-numbered Council districts up for election in 2023, that 12-month cutoff will occur on August 29, 2022.
 - (ii) Pursuant to Charter section 5.06, which governs the City’s redistricting process, the boundaries of City Council districts are likely to be changed to address population and demographic data from the 2020 decennial census. Those revised boundaries are likely to become effective in December 2022.
 - (iii) With district boundaries likely to change 8–9 months before the date of the 2023 municipal primary election, a person planning to run for office as a Council Member in the 2023 election cycle could find themselves “drawn out” of that district

with insufficient time to establish the 12 months of residency required to qualify as a candidate in the redrawn district.

- (iv) Shifting the next municipal election cycle from 2023 to 2024 as described in subsection (F) would shift the primary election for the next municipal election cycle from August 2023 to August 2024, which would provide an 8–9-month window for a person to establish residency within the redrawn district in time to achieve the 12 months of residency required to run in 2024.
- (K) Holding municipal elections in conjunction with national and state elections as described in these findings would serve a valid municipal purpose.
- (L) Pursuant to Florida Statutes section 166.031, the Charter may be amended pursuant to a referendum put to a vote of the electors at a special election held within the municipality. Accordingly, a referendum to amend the Charter as described in these findings should be held in conjunction with the statewide general election scheduled for November 8, 2022.

SECTION 2—DATE OF REFERENDUM: The City Council hereby calls the Charter amendment referendum described in this ordinance (the “**Referendum**”) to be placed on the ballot of a special municipal election to be held in conjunction with the statewide general election scheduled for November 8, 2022.

SECTION 3—FORMATTING CONVENTIONS: With respect to the potential amendment of the Charter set forth in this ordinance, additions are indicated by underlining, deletions are indicated by ~~strikethrough text~~, and unchanged paragraphs omitted for brevity are indicated by three ellipsis dots centered on a separate line.

SECTION 4—CHARTER AMENDMENT: If the Referendum is approved by a majority vote, the City shall file a revised version of the St. Petersburg City Charter with the Department of State. That revised version of the Charter must reflect the following amendment to Charter section 3.02 and will be effective upon filing with the Department of State and:

Sec. 3.02. - Election and terms.

- (a) The regular nonpartisan primary and general elections of the Council Members and Mayor shall be held in ~~odd~~ even-numbered years as ~~provided for in subsection 3.02(b), and such elections shall be held on the dates and in the manner provided in Article V of this Charter.~~ in accordance with the following:

(b) —

(1) No regular primary or general elections will be held in 2022 or 2023.

(2) The base year for elections for Council Members for districts 1, 3, 5, and 7 shall be ~~2003~~ 2024, and an election for each such Council Member shall occur on a regular basis every four years thereafter.

(3) The base year for elections for Council Members for districts 2, 4, 6, and 8 and the Mayor shall be ~~2005~~ 2026, and an election for each such Council Member and for the Mayor shall occur on a regular basis every four years thereafter.

(4) The term of the Mayor and each Council Member in office when these base years go into effect shall be extended by approximately one year to effectuate the transition from the previous base years to these base years.

(5) These base years ~~dates~~ are established only for the purpose of scheduling elections and do not impact the term limit requirements of Sections 3.08 and 3.09. ~~Full terms~~ Accordingly, any full term served by the Mayor or a Council Member immediately preceding these base ~~dates~~ years shall be counted in applying Sections 3.08 and 3.09, and the extension of any term pursuant to subsection (4) shall not affect whether that term is counted as a full term for the purpose of term limits.

(b) The specific dates of each primary and general election required under this Section 3.02 shall be determined in accordance with Article V.

(c) Each Council Member or Mayor elected as provided in this Section 3.02 shall take office in the January following the election and continue in office until a successor takes office, for a term of approximately four years. With respect

to the specific date in January on which each such Council Member or Mayor shall take office:

- (1) If the first Thursday in January is January 1, the Council Member or Mayor shall take office on the second Thursday in January.
- (2) Otherwise, the Council Member or Mayor shall take office on the first Thursday in January.

SECTION 5—BALLOT TEXT: The City shall use the following caption and explanatory statement as the ballot title and ballot summary for the Referendum:

Rescheduling municipal elections to occur in conjunction with national and state elections in even-numbered years

The City Charter currently requires elections for Mayor and Council Members to occur in odd-numbered years. Shall the Charter be amended to hold those elections in conjunction with national and state elections in even-numbered years beginning in 2024? That change will extend the term of current elected officials by approximately one year and is intended to increase voter turnout, add early voting at no additional cost, and reduce overall cost to the City.

YES NO

SECTION 6—SEVERABILITY: The provisions of this ordinance are intended to be severable, and a determination that any portion of this ordinance is invalid should not affect the validity of the remaining portions of this ordinance.

SECTION 7—EFFECTIVE DATE: In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

LEGAL:

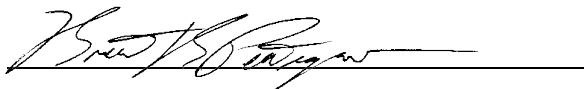


EXHIBIT B
COMPARISON OF TRANSITION OPTIONS

Analysis of Municipal Election Cycles for St. Petersburg—Comparison of Transition Timing

Year	Option 1: Immediate Transition		Option 2: 3-Year Transition Terms		Option 2: 5-Year Transition Terms	
	City Odds	Mayor + City Evens	City Odds	Mayor + City Evens	City Odds	Mayor + City Evens
2019	4		4		4	
2020						
2021		4		4		4
2022						
2023	(+1)		3		5	
2024	4					
2025		(+1)		3		5
2026		4	4			
2027						
2028	4			4	4	
2029						
2030		4	4			4
2031						
2032	4			4	4	
2033						
2034		4	4			4
2035						
2036	4			4	4	
2037						
2038		4	4			4
2039						

Key

- Numbers indicate duration of term for election held in that year.
- Extension of term indicated by parenthesis.
- Transition periods colored in gold; otherwise terms alternate blue and white.

EXHIBIT C
ILLUSTRATIONS OF FUTURE ELECTIONS AND RELATED ACTIVITIES

Analysis of Municipal Election Cycles for St. Petersburg—In-Conjunction

Field	CRC	Census Data*	City Redistricting*	City Odds	Mayor + City Evens	Fla. Gov	State leg. + U.S. House	U.S. Senate	POTUS
Base year	2028	2021	2031	2024	2026	2022	2022	2022 / 2024	2020
Interval	10	10	10	4	4	4	2	6 (by class)	4

Year	CRC	Census Data*	City Redistricting*	City Odds	Mayor + City Evens	Fla. Gov	State leg. + U.S. House	U.S. Senate	POTUS
2021	Y	Released	—	—	Y	—	—	—	—
2022	—	—	Y	—	—	Y	Y	Y (3)	—
2023	—	—	—	—	—	—	—	—	—
2024	—	—	—	Y	—	—	Y	Y (1)	Y
2025	—	—	—	—	—	—	—	—	—
2026	—	—	—	—	Y	Y	Y	—	—
2027	—	—	—	—	—	—	—	—	—
2028	Y	—	—	Y	—	—	Y	Y (3)	Y
2029	—	—	—	—	—	—	—	—	—
2030	—	—	—	—	Y	Y	Y	Y (1)	—
2031	—	Released	TBD	—	—	—	—	—	—
2032	—	—	TBD	Y	—	—	Y	—	Y
2033	—	—	—	—	—	—	—	—	—
2034	—	—	—	—	Y	Y	Y	Y (3)	—
2035	—	—	—	—	—	—	—	—	—
2036	—	—	—	Y	—	—	Y	Y (1)	Y
2037	—	—	—	—	—	—	—	—	—
2038	Y	—	—	—	Y	Y	Y	—	—
2039	—	—	—	—	—	—	—	—	—
2040	—	—	—	Y	—	—	Y	Y (3)	Y

* Census-related dates for 2030–2032 are anticipated based on applicable law. But as seen with the 2020 census, the release of results may be delayed due to external factors (e.g., COVID-19), thereby causing delays in the redistricting based upon those results.

The following page(s) contain the backup material for Agenda Item: Setting August 4, 2022 as the public hearing date for the following proposed Ordinance(s):
Please scroll down to view the backup material.




E-3

MEMORANDUM

Agenda for the Meetings of July 14, 2022, and August 4, 2022

TO: Gina Driscoll, City Council Chair; Members of City Council

FROM: Brett B. Pettigrew, Assistant City Attorney 

DATE: June 30, 2022

SUBJECT: Charter amendment referendum ordinance addressing interaction of requirements for redistricting and Council residency

On May 19, 2022, a meeting of a Committee of the Whole (the “Committee”) discussed certain unintended consequences that may result from the interaction between Charter provisions concerning redistricting and Charter provisions concerning City Council residency requirements. At the conclusion of that discussion, the Committee requested that the City Attorney’s Office draft a Charter referendum ordinance to address those issues and bring that ordinance to City Council for consideration.

The proposed amendment would affect Charter sections 3.04 and 5.04. As is customary, related amendments have been proposed to improve clarity, organization, and consistency with applicable law. Due to the comprehensive nature of those amendments, exhibit A contains a chart showing the current language and the proposed language in a side-by-side format.

1. OVERVIEW OF PROPOSED ORDINANCE

The draft ordinance is attached to this memo as exhibit B and can be summarized as follows:

- **Section 1** provides legislative findings (i) that provide background information; (ii) that identify issues concerning potential candidates for City Council and sitting Council Members; (iii) that summarize proposed amendments to the Charter to resolve those issues; (iv) that address potential concerns with the proposed changes; and (v) that note the inclusion of related amendments to improve clarity, organization, and consistency with applicable law.
- **Section 2** calls for the referendum to take place as part of a special election called in conjunction with the statewide general election scheduled for November 8, 2022.
- **Sections 3 and 4** address formatting conventions and requirements for effectuating the amendment upon approval.

- **Section 5** amends Charter section 3.04 concerning vacancies in office. The amendment would address vacancy due to change in residency by using language drawn directly from Florida Constitution article X, section 3—i.e., “failure to maintain the residence required when elected or appointed.” The amendment would also make non-substantive changes to this section to improve clarity and organization.
- **Section 6** amends Charter section 5.04 concerning qualification to run for office and eligibility to hold office. As summarized by the legislative finding in section 1(H) of the ordinance, the unintended consequences resulting from residency would be addressed as follows:
 - (i) If redistricting occurs in the 12 months prior to a municipal primary election, a person would still be required to establish residency within the new boundaries of the applicable district in order to qualify as a candidate for Council Member. But in that specific situation, the 12-month residency requirement could be fulfilled through a combination of residency within the previous boundaries of the district and residency within the new boundaries of the district.
 - (ii) Immediate removal of a sitting Council Member would no longer be required when modification of district boundaries leaves a Council Member outside the boundaries of the district from which that Council Member was elected. Instead, a Council Member in that situation would be allowed to serve out the remainder of the current term as long as the Council Member maintained residency in the district as it existed at the time of election or moved within the new boundaries of that district. That approach would be consistent with Florida law governing the impact of redistricting on state and county officials.

This section of the Charter is extremely dense, with some portions unchanged since the adoption of the first “home rule” Charter adopted by the City in 1975 and one provision dating back to the Charter adopted for the City by the Florida Legislature in 1931. Accordingly, this amendment makes numerous changes to Charter section 5.04 for the purpose of improving clarity, organization, and consistency with applicable law. Generally speaking, those amendments address (i) the candidate qualification process; (ii) the process for evaluating qualifying petitions; and (iii) differing requirements for a write-in candidate. These “clean-up” changes should make this important section of the Charter more understandable and accessible to City officials and staff, candidates, and members of the public.

- **Section 7** contains the ballot text for the Charter amendment, which complies with the statutory limits for the title (15 words) and the summary (75 words).
- **Sections 8 and 9** are standard provisions concerning severability and the effective date.

2. PROPOSED SCHEDULE AND APPLICABLE DEADLINES¹

The proposed schedule for legislation and voting on this Charter amendment is as follows:

- July 14.....First reading of ordinance title
- August 4.....Public hearing for ordinance
- August 11Ordinance goes into effect
- August 16.....Deadline to submit ballot language to Supervisor of Elections
- November 8.....General election

This schedule provides two weeks between the first reading and public hearing for revision of the ordinance² and allows the ordinance to go into effect before the deadline established by the Pinellas County Supervisor of Elections (the “**SOE**”) for placing referendum questions on the November statewide general election ballot.

If the ordinance is not adopted on August 4, there will be insufficient time to notice an additional public hearing before the August 16 deadline for submitting ballot language. Accordingly, I will be prepared to make a full presentation on the proposed ordinance in conjunction with first reading, and I respectfully request that City Council provide feedback on the proposed ordinance at that time so that, if changes to the proposed ordinance are desired, appropriate revisions can be made and distributed prior to the public hearing on August 4.

I appreciate your thoughtful consideration of this complex and important piece of legislation, and I look forward to discussing it with you at the upcoming meetings of City Council.

¹ This section of the memo is identical to the corresponding section in the memo regarding the Charter referendum ordinance concerning the scheduling of elections.

² The title of the ordinance cannot be changed, as it will already have been submitted to the *Times* for notice of the August 4 public hearing. With that said, the proposed title should be sufficiently flexible to accommodate changes to other portions of the ordinance to reflect the will of City Council.

EXHIBIT A
COMPARISON OF CURRENT AND PROPOSED PROVISIONS

EXHIBIT A
COMPARISON OF CURRENT AND PROPOSED CHARTER PROVISIONS

Current Language	Proposed Language
Schedule for filling most vacancies. § 3.04(1).	
<p>A. Except for resignations falling within the scope of subsection 3.04(a)(1)B. or extraordinary vacancies as provided for in subsection 3.04(b), any vacancy on the City Council, including a vacancy caused by death, resignation, refusal of any Council Member to serve, removal of any member of the Council, the moving of a Council Member from the electoral district from which the Council Member is elected, or for any other reason shall be filled by a majority vote of the remaining members of the Council to appoint a person who meets the requirements set forth in subsection 3.04(a)(1)C. Such vacancy shall be filled by the Council within 45 days after such vacancy occurs. The election to replace a Council Member appointed pursuant to this subsection 3.04(a)(1)A. with an elected Council Member shall take place at the next primary and general municipal election for which the qualifying period has not begun at the time of the vacancy. When such elections are not in a year which would constitute the commencement of a new term, the term for that person so elected shall end at the time the term of the person who originally vacated the position would have ended.</p>	<p>A. Except for resignations falling within the scope of subsection (a)(1)B. or extraordinary vacancies as provided for in subsection (b), any vacancy on the City Council, (including a vacancy caused by death, resignation, refusal to serve, removal from office, or failure to maintain the residence required when elected or appointed) shall be filled as follows:</p> <ol style="list-style-type: none"> 1. Such vacancy shall be filled no more than 45 days after the vacancy occurs through a majority vote of the remaining Council Members to appoint a person who meets the requirements in subsection C. 2. A Council Member appointed pursuant to this subsection A. shall be replaced with an elected Council Member through the next primary and general municipal election for which the qualifying period has not begun at the time of the vacancy. If the applicable City Council district would not ordinarily be included in that municipal election cycle pursuant to Section 3.02, the term for a person elected for such a district pursuant to this subsection A. shall end at the time the term of the person who originally vacated the position would have ended.

Current Language	Proposed Language
<p>C. Appointed Council Members shall be a resident of the district in which the vacancy occurs and shall have and possess all the qualifications required for elected Council Members. Appointed Council Members shall serve until replaced by an elected Council Member as provided in this subsection 3.04(a)(1). Appointments or elections to fill a vacancy shall not change the base year for, or the date of commencement of, the terms of each district established in Section 3.02.</p>	<p>C. With respect to any appointment made pursuant to this subsection (a)(1), the following provisions apply:</p> <ol style="list-style-type: none"> 1. The person appointed must be a resident of the district in which the vacancy occurs and must otherwise satisfy all qualifications required for elected Council Members. 2. The appointed Council Member shall serve until replaced by an elected Council Member as provided in this subsection (a)(1). 3. Appointments or elections to fill a vacancy shall not change the base year for, or the date of commencement of, the terms of each district established in Section 3.02.
<p>Application to run for City Council. § 5.04(a)(1).</p>	
<p>(1) <i>Nomination applications.</i> Anyone seeking to be a candidate for nomination in the primary election shall qualify by filing an application with the City Clerk. The time period for filing an application shall be established by City Council by ordinance to accommodate applicable requirements of the Pinellas County Supervisor of Elections and applicable law. The application will include the candidate’s name, the desired office and the candidate’s district or declare if the candidacy is for Mayor. All applications shall be accompanied by an affidavit that the candidate is a qualified elector of the City of St. Petersburg, Florida, and that, as of the date of the primary election, a candidate for Council Member shall have been a resident of the declared district for at least the past twelve (12) months, or that, as of the date of the primary election, a candidate for Mayor shall have been a resident of the City for at least the past twelve months. The affidavit will also state that the applicant has not become and is not a candidate, a nominee, or representative</p>	<p>(1) <i>Application.</i> Except as provided by subsection (c), a person may qualify as a candidate for Council Member or Mayor only by filing an application with the City Clerk in accordance with the following:</p> <ol style="list-style-type: none"> A. The time period for filing an application shall be established by City Council by ordinance to accommodate applicable requirements of the Pinellas County Supervisor of Elections and applicable law. B. Each application must include the candidate’s name and the desired office (including the applicable district number for a candidate for Council Member). C. Each application must be accompanied by an affidavit attesting to the following: (i) that the candidate is an elector of the City of St. Petersburg, Florida; (ii) that the applicant established the residency required by this section at least one year before the date of

Current Language

of any political party or any committee or convention representing or acting for any political party. Said application shall be accompanied by a qualifying fee in the amount of one hundred fifty dollars (\$150.00) for a candidate for district Council Member and in the amount of two hundred fifty dollars (\$250.00) for a candidate for Mayor. In lieu of the qualifying fee, the application may be accompanied by a petition which shall indicate prominently the district from which the applicant is a candidate or if the applicant is a candidate for Mayor; said petition shall be signed by not less than five hundred (500) qualified electors if it be for Council Member and by not less than one thousand (1,000) qualified electors if it be for Mayor. In the case of a candidate for Council Member, the petition shall be signed by the resident electors of the district in which the candidate is a resident.

Proposed Language

the primary election and intends to satisfy the residency requirements of this section; and (iii) that the applicant is not a candidate, nominee, or representative of any political party or any committee or convention representing or acting for any political party.

- D. Each application must be accompanied by either a qualifying fee or a petition in accordance with the following:
 - 1. If the application is accompanied by a qualifying fee, that qualifying fee must consist of a filing fee and an election assessment that meet the following requirements:
 - (i) The filing fee must be in the amount of \$150 for a candidate for Council Member or \$250 for a candidate for Mayor.
 - (ii) The election assessment must be in the amount established by state law.
 - 2. In lieu of a qualifying fee, the application may be accompanied by a petition that meets the following requirements:
 - (i) The petition must satisfy the formatting and procedural requirements established by state law.
 - (ii) A petition for a candidate for Council Member must clearly indicate the district for which the applicant seeks to qualify, and it must be signed by at least 500 people, each of whom must have been an elector residing within the applicable district at time of signature.

Current Language	Proposed Language
	(iii) A petition for a candidate for Mayor must be signed by at least 1,000 people, each of whom was an elector at the time of signature.
Residency requirements. § 5.04(a)(2) (<i>current</i>) and §§ 5.04(a)(2)–(3), (d) (<i>proposed</i>)	
<p>(2) <i>Continued Residency.</i> Each district candidate shall remain a resident of the declared district before the primary and general elections. Any candidate who does not remain a resident of the declared district prior to the primary and general elections shall be disqualified from being elected. Any candidate who is elected but does not remain a resident of the declared district prior to taking office shall be disqualified from taking office. Any Council Member who does not remain a resident of the declared district during the Council Member’s term of office shall immediately be removed from office by City Council following the procedures in Section 3.04(c) of the City Charter. The foregoing residency, disqualification and removal provisions in this subsection (a) (2) for a Council Member shall apply to candidates for Mayor and an elected Mayor except that a Mayor’s declared district shall be considered the entire City.</p>	<p>(2) <i>Residency, generally.</i> Except as provided in subsection (3), the following residency requirements apply to the qualification of each candidate for Council Member or Mayor:</p> <ul style="list-style-type: none"> A. To qualify as a candidate for Council Member, a person must maintain continuous residency in the applicable City Council district for the 12-month period preceding the date of the primary election and then, if declared a primary nominee, through the date of the general election. B. To qualify as a candidate for Mayor, a person must maintain continuous residency in the City for the 12-month period preceding the date of the primary election and then, if declared a primary nominee, through the date of the general election. C. Any candidate who fails to maintain these residency requirements is disqualified as a candidate. <p>(3) <i>Residency following redistricting.</i> If the boundaries of a City Council district are modified (pursuant to Section 5.06 or otherwise) during the 12-month period prior to a primary election, the following provisions apply to qualification as a candidate for Council Member for that district:</p>

Current Language	Proposed Language
	<p data-bbox="1129 279 1997 521">A. To qualify as a candidate, a person must reside within the new boundaries of the district at the time the application is filed pursuant to subsection (a)(1) and must maintain residency within the new boundaries of the district through the date of the primary election or, if declared a primary nominee, through the date of the general election.</p> <p data-bbox="1129 548 1997 748">B. As long as the requirements of subsection A, immediately above, are met, a person may satisfy the 12-month residency requirement in subsection (a)(2)A, through a combination of residency within the previous boundaries of the district and residency within the new boundaries of the district.</p> <hr/> <p data-bbox="1062 808 1997 1300">(d) <i>Residency following election or appointment.</i> Any person elected or appointed to serve as a Council Member or Mayor who fails to maintain the residency required when elected or appointed becomes ineligible to hold that office. If the boundaries of a City Council district are modified following a Council Member’s election or appointment, that Council Member may maintain residency within the boundaries of that district as they existed at the time of election or appointment. Alternatively, that Council Member may establish residency within the new boundaries of that district. But once residency within the new boundaries of that district has been established, that Council Member must maintain residency within those new boundaries to remain eligible to hold that office.</p>

Current Language	Proposed Language
Qualification through petitions. § 5.04(b).	
<p>(b) <i>Filing and examination of nominating petitions; amended petitions.</i> When a petition of nomination is presented to the City Clerk for filing, it shall forthwith be examined to ascertain whether it conforms to the provisions of this section. If it does not conform, the Clerk shall, promptly in writing, on said petition state the reason why it cannot be filed, and shall forthwith return the petition to the candidate named therein. The petition may then be amended and again, but not later than three days after said petition is returned, presented to the City Clerk as in the first instance, who shall promptly examine the amended petition as hereinbefore provided.</p>	<p>(b) <i>Filing and examination of nominating petitions.</i> When a petition of nomination is presented to the City Clerk for filing, the City Clerk shall coordinate verification and certification of that petition with the Pinellas County Supervisor of Elections in accordance with applicable law.</p>
Qualification as a write-in candidate. § 5.04(c).	
<p>(c) <i>Write-in candidate.</i> Except to the extent that the same may be restated within this subsection, subsection (a) of this section shall not apply to write-in candidates. To qualify for a write-in candidate for nomination in the primary election, the candidate shall file with the City Clerk an application to be a write-in candidate for nomination to the desired office. The application shall declare the district of the candidate, or declare the intent to be a candidate for Mayor. All applications shall be accompanied by an affidavit that the candidate is a qualified elector of the City of St. Petersburg, Florida, and that, as of the date of the primary election, a candidate for Mayor shall have been a resident of the City for at least the past twelve (12) months, or that as of the date of the primary election, a candidate for Council Member shall have been a resident of the declared district for at least the past twelve months. The affidavit will also state that the applicant has not become and is not a</p>	<p>(c) <i>Qualification as a write-in candidate.</i> With respect to a person who qualifies as a write-in candidate for Council Member or Mayor, subsection (a) applies except as modified by the following:</p> <ol style="list-style-type: none"> (1) City Council shall establish by ordinance the dates during which a person must file the application and affidavit with the City Clerk in order to qualify as a write-in candidate, and those dates may differ from the dates established for qualification through a filing fee or petition pursuant to subsection (a). (2) A person qualifying as a write-in candidate is not required to submit a qualifying fee or petition in accordance with subsection (a). (3) The write-in candidate's name shall not be printed on the ballot.

Current Language	Proposed Language
<p>candidate, a nominee, or representative of any political party or any committee or convention representing or acting for any political party. City council shall establish by ordinance the dates during which anyone seeking to qualify as a write-in candidate must file the application and affidavit with the City Clerk. The write-in candidate's name shall not be printed on the ballot. Only write-in votes cast for a candidate who has qualified as a write-in candidate per this subsection shall be counted and canvassed as valid. Write-in candidates may, but need not be listed in the list of candidates required to be published in a newspaper pursuant to Section 5.05(a) of this Charter. City Council may by ordinance provide that write-in candidates be included or provide that write-in candidates not be included in this list of candidates required to be published pursuant to Section 5.05(a) of this Charter.</p>	<p>(4) Only write-in votes cast for a candidate who has qualified as a write-in candidate pursuant to this subsection shall be counted and canvassed as valid.</p> <p>(5) Write-in candidates shall not be listed in the list of candidates required to be published in a newspaper pursuant to Section 5.05(a) unless City Council by ordinance provides that write-in candidates must be included in that list.</p>
<p>Effective Date. § 5.04(a)(3) (current); § 5.04(e) (proposed).</p>	
<p>(3) <i>Application.</i> Unless specifically provided elsewhere in this Charter, this Section 5.04(a) shall be in effect for elected City officials who hold office on or after January 3, 2016 and for all candidates for elected City office participating in elections subsequent to January 3, 2016.</p>	<p>(e) <i>Application.</i> This Section 5.04 applies to each person serving as a Council Member or Mayor on November 8, 2022, and it applies to any candidate for Council Member or Mayor in each election that takes place after November 8, 2022.</p>

EXHIBIT B
DRAFT ORDINANCE

ORDINANCE NO. _____

AN ORDINANCE CONCERNING POTENTIAL CHANGES TO CITY COUNCIL RESIDENCY REQUIREMENTS TO ACCOMMODATE MODIFICATION OF DISTRICT BOUNDARIES THROUGH REDISTRICTING; MAKING FINDINGS REGARDING THE IMPACT OF THOSE CHANGES; CALLING A REFERENDUM TO AMEND THE CITY CHARTER FOR THAT PURPOSE AS PART OF A SPECIAL ELECTION TO BE HELD ON NOVEMBER 8, 2022; PROVIDING THE TEXT OF THE PROPOSED CHARTER AMENDMENT; PROVIDING BALLOT TEXT FOR THE REFERENDUM; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG ORDAINS THE FOLLOWING:

SECTION 1—FINDINGS: The City Council of the City of St. Petersburg, Florida, hereby makes the following legislative findings:

- (A) The St. Petersburg City Charter contains residency requirements for Council Members (in sections 3.04 and 5.04) and requirements for the process through which the districts used to elect those Council Members are redrawn to reflect changes in demographic data produced by the decennial census (in section 5.06).
- (B) City Council is currently considering a referendum ordinance that would, if approved by voters, amend Charter section 3.02 to shift the municipal election schedule from odd-numbered years to even-numbered years so that the City’s elections would be held in conjunction with national and state elections (the “**Scheduling Referendum Ordinance**”).
- (C) The City is also currently engaged in the redistricting process governed by Charter section 5.06. Each Council Member and the Mayor will be making an appointment to the nine-member redistricting commission that is expected to begin meeting in August 2022. Following that initial meeting, the commission will have 60 days to issue a report on Council districts. City Council will then have 60 days to take action on that report. Based on that

schedule, which is governed by the Charter, the deadline for that Council action will be in December 2022.

- (D) Through the legislative development of the Scheduling Referendum Ordinance and the administrative planning for the redistricting process, it has become apparent that unintended consequences may result from the interaction between Charter provisions concerning Council Member residency requirements and Charter provisions concerning redistricting. Those unintended consequences may affect both potential and sitting Council Members.
- (E) With respect to potential candidates for City Council:
 - (i) Pursuant to Charter subsection 5.04(a)(1), in order to qualify as a candidate for Council Member, a person must establish residency in the applicable district at least 12 months before the date of the applicable primary election. For the odd-numbered Council districts currently scheduled for election in 2023, the 12-month cutoff for establishing residency will occur on August 29, 2022.
 - (ii) As discussed in subsection (C), boundaries for Council districts may change at some point in December 2022—more than 3 months *after* the date on which a person would need to have established residency in a district in order to qualify as a candidate for Council Member for that district.
 - (iii) As a result, a person planning to run for office as a Council Member in the 2023 election cycle could be “drawn out” of a Council district with no way to establish residency within the new boundaries of that district in time to qualify as a candidate.
 - (iv) Although shifting the City to an in-conjunction election schedule as described in subsection (B) would address this issue for the *next* municipal election cycle, it would not necessarily address the same issue for any *subsequent* municipal election cycle that occurs in close proximity to redistricting.
- (F) With respect to sitting Council Members:
 - (i) Charter subsection 5.04(a)(2) currently provides that “[a]ny Council Member who does not remain a resident of the declared district during the Council Member’s term of office shall immediately be removed from office”
 - (ii) The Charter does not contain any “grandfathering” provision or other form of exception for that requirement that would apply when district boundaries are modified

through redistricting. So, in the absence of any such exception, the current requirement calls for immediate removal from office when a Council Member is “drawn out” of the district from which the Council Member was elected.

- (iii) Unlike the issue described in subsection (E) with respect to *potential* candidates, shifting to an in-conjunction schedule for municipal elections would not address the removal of a *sitting* Council Member due to modification of district boundaries through redistricting.
- (G) The residency requirements established by the Charter ensure that Council Members are geographically distributed throughout the City and improve the candidate pool by requiring a person to have lived in the applicable district for at least one year before participating in a primary that is limited to electors who reside within that district. But as currently written, those residency requirements do not account for the modification of Council district boundaries through the redistricting process. As a result, redistricting may prevent an otherwise-qualified person from running for City Council or force replacement of a democratically elected Council Member with an appointed Council Member—in either case, through no fault of the potential candidate or the sitting Council Member.
- (H) Accordingly, the Charter should be amended to achieve the policy goals of those residency requirements while avoiding the unintended consequences that may result from redistricting. Generally speaking, that amendment should address the interaction between residency requirements and the redistricting process as follows:
 - (i) If redistricting occurs in the 12 months prior to a municipal primary election, a person would still be required to establish residency within the new boundaries of the applicable district in order to qualify as a candidate for Council Member. But in that specific situation, the 12-month residency requirement could be fulfilled through a combination of residency within the *previous* boundaries of the district and residency within the *new* boundaries of the district.
 - (ii) Immediate removal of a sitting Council Member would no longer be required when modification of district boundaries leaves a Council Member outside the boundaries of the district from which that Council Member was elected. Instead, a Council Member in that situation would be allowed to serve out the remainder of the current term as long as the Council Member maintained residency in the district as it existed at the time of election or moved within the new boundaries of that district. That approach would be consistent with Florida law governing the impact of redistricting on state and county officials.

- (iii) This Charter amendment would affect only election-related provisions of Charter sections 3.04 and 5.04 and would not result in any change to the redistricting requirements in section 5.06.

- (I) If this Charter amendment is approved by the voters in conjunction with the statewide general election scheduled for November 8, 2022, it could be filed with the Department of State and go into effect within days of the election. Redistricting, as discussed above, is likely to conclude at some point in December 2022. As a result, if referendum approval and redistricting occur in that order, the Charter amendment would take effect before the Council new districts went into effect, thereby mitigating unintended consequences for both potential candidates and sitting Council Members.

- (J) Under the approach generally described in subsection (H), redistricting could result in a situation in which multiple Council Members reside in one new district and no Council Member resides in another new district. But that situation would not be inconsistent with the plan of municipal government established by the Charter because each Council Member is ultimately elected by the City as a whole and, therefore, represents the City as a whole. Additionally, that situation would be temporary in nature because qualification for any subsequent election for such a district (i.e., one in which redistricting results in multiple or no resident Council Members) would require each candidate to be a resident of that district.

- (K) In addition to amending the residency requirements as generally described in these findings, the applicable sections of the Charter should also be amended to improve clarity, organization, and consistency with applicable law (e.g., updating the provision regarding candidate qualification petitions to reflect the duty and authority of the Pinellas County Supervisor of Elections to certify those petitions).

- (L) Amending the Charter as described in these findings would serve a valid municipal purpose.

- (M) Pursuant to Florida Statutes section 166.031, the Charter may be amended pursuant to a referendum put to a vote of the electors at a special election held within the municipality. Accordingly, a referendum to amend the Charter as described in these findings should be held in conjunction with the statewide general election scheduled for November 8, 2022.

SECTION 2—DATE OF REFERENDUM: The City Council hereby calls the Charter amendment referendum described in this ordinance (the “**Referendum**”) to be placed on the ballot of a special municipal election to be held in conjunction with the statewide general election scheduled for November 8, 2022.

SECTION 3—FORMATTING CONVENTIONS: With respect to the potential amendment of the Charter set forth in this ordinance, additions are indicated by underlining, deletions are indicated by ~~strikethrough text~~, and unchanged paragraphs omitted for brevity are indicated by three ellipsis dots centered on a separate line.

SECTION 4—FILING OF CHARTER AMENDMENT: If the Referendum is approved by a majority vote, the City shall file a revised version of the St. Petersburg City Charter with the Department of State. That revised version of the Charter must reflect the amendments set forth in the remainder of this ordinance and will be effective upon filing with the Department of State.

SECTION 5—VACANCIES: If the Referendum is approved by a majority vote, the revised version of the Charter prepared pursuant to section 4 of this ordinance must reflect the following amendments to Charter section 3.04(a)(1):

(1) *Vacancies on City Council, generally.*

A. Except for resignations falling within the scope of subsection ~~3.04(a)(1)B.~~ or extraordinary vacancies as provided for in subsection ~~3.04(b),~~ any vacancy on the City Council, (including a vacancy caused by death, resignation, refusal ~~of any Council Member to serve,~~ removal from office, ~~of any member of the Council,~~ the moving of a Council Member ~~from the electoral district from which the Council Member is elected,~~ or for ~~any other reason or failure to~~ maintain the residence required when elected or appointed) shall be filled as follows:

1. Such vacancy shall be filled no more than 45 days after the vacancy occurs through ~~by a majority vote of the remaining members of the Council~~ Members to appoint a person who meets the requirements set forth in subsection ~~3.04(a)(1)C.~~ Such vacancy shall be filled by the Council within ~~45 days after such vacancy occurs.~~

2. ~~The election to replace a~~ A Council Member appointed pursuant to this subsection ~~A 3.04(a)(1)A.~~ shall be replaced with an elected Council Member ~~shall take place at~~ through the next primary and general municipal election for which the qualifying period has not begun at the time of the vacancy.

~~When such elections are not in a year which would constitute the commencement of a new term. If the applicable City Council district would not ordinarily be included in that municipal election cycle pursuant to Section 3.02, the term for that a person so elected for such a district pursuant to this subsection A shall end at the time the term of the person who originally vacated the position would have ended.~~

. . .

- C. With respect to any appointment made pursuant to this subsection (a)(1), the following provisions apply:
 - 1. ~~Appointed Council Members shall~~ The person appointed must be a resident of the district in which the vacancy occurs and ~~shall have and possess~~ must otherwise satisfy all the qualifications required for elected Council Members.
 - 2. ~~Appointed~~ The appointed Council Members shall serve until replaced by an elected Council Member as provided in this subsection ~~3.04~~(a)(1).
 - 3. Appointments or elections to fill a vacancy shall not change the base year for, or the date of commencement of, the terms of each district established in Section 3.02.

SECTION 6—QUALIFICATION AND ELIGIBILITY: If the Referendum is approved by a majority vote, the revised version of the Charter prepared pursuant to section 4 of this ordinance must reflect the following amendments to Charter section 5.04:

Sec. 5.04. ~~Nominations~~Qualification and eligibility.

- (a) ~~Nomination applications and continued residency~~Qualification through payment of fees or submission of petitions.
- (1) ~~Nomination applications~~Application. Anyone seeking to be a candidate for nomination in the primary election shall ~~Except as provided by subsection (c), a person may qualify as a candidate~~

for Council Member or Mayor only by filing an application with the City Clerk in accordance with the following:

A. The time period for filing an application shall be established by City Council by ordinance to accommodate applicable requirements of the Pinellas County Supervisor of Elections and applicable law.

B. The application will Each application must include the candidate's name, and the desired office and the candidate's district or declare if the candidacy is for Mayor (including the applicable district number for a candidate for Council Member).

C. All applications shall Each application must be accompanied by an affidavit attesting to the following: (i) that the candidate is a qualified an elector of the City of St. Petersburg, Florida; and that, as of the date of the primary election, a candidate for Council Member shall have been a resident of the declared district for at least the past twelve (12) months, or that, as of the date of the primary election, a candidate for Mayor shall have been a resident of the City for at least the past twelve months. The affidavit will also state (ii) that the applicant established the residency required by this section at least one year before the date of the primary election and intends to satisfy the residency requirements of this section; and (iii) that the applicant has not become and is not a candidate, a nominee, or representative of any political party or any committee or convention representing or acting for any political party.

D. Said application shall Each application must be accompanied by either a qualifying fee or a petition in accordance with the following:

1. If the application is accompanied by a qualifying fee, that qualifying fee must consist of a filing fee and an election assessment that meet the following requirements:

(i) The filing fee must be in the amount of one hundred fifty dollars (\$150.00) for a candidate for district Council Member or and in the amount of two hundred fifty dollars (\$250.00) for a candidate for Mayor.

(ii) The election assessment must be in the amount established by state law.

2. In lieu of the a qualifying fee, the application may be accompanied by a petition which shall indicate prominently the district from which the applicant is a candidate or if the applicant is a candidate for Mayor; said petition shall be signed by not less than five hundred (500) qualified electors if it be for Council Member and by not less than one thousand (1,000) qualified electors if it be for Mayor. In the case of a candidate for Council Member, the petition shall be signed by the resident electors of the district in which the candidate is a resident. that meets the following requirements:

(i) The petition must satisfy the formatting and procedural requirements established by state law.

(ii) A petition for a candidate for Council Member must clearly indicate the district for which the applicant seeks to qualify, and it must be signed by at least 500 people, each of whom was an elector residing within the applicable district at time of signature.

(iii) A petition for a candidate for Mayor must be signed by at least 1,000 people, each of whom was an elector at the time of signature.

~~(2) *Continued Residency.* Each district candidate shall remain a resident of the declared district before the primary and general elections. Any candidate who does not remain a resident of the declared district prior to the primary and general elections shall be disqualified from being elected. Any candidate who is elected but does not remain a resident of the declared district prior to taking office shall be disqualified from taking office. Any Council Member who does not remain a resident of the declared district during the Council Member's term of office shall immediately be removed from office by City Council following the procedures in Section 3.04(c) of the City Charter. The foregoing residency, disqualification and removal provisions in this subsection (a)(2) for a Council Member shall apply to candidates for Mayor and an elected Mayor except that a Mayor's declared district shall be considered the entire City.~~

(2) *Residency, generally.* Except as provided in subsection (3), the following residency requirements apply to the qualification of each candidate for Council Member or Mayor:

A. To qualify as a candidate for Council Member, a person must maintain continuous residency in the applicable City Council district for the 12-month period preceding the date of the primary election and then, if declared a primary nominee, through the date of the general election.

B. To qualify as a candidate for Mayor, a person must maintain continuous residency in the City for the 12-month period preceding the date of the primary election and then, if declared a primary nominee, through the date of the general election.

C. Any candidate who fails to maintain these residency requirements is disqualified as a candidate.

(3) *Residency following redistricting.* If the boundaries of a City Council district are modified (pursuant to Section 5.06 or otherwise) during the 12-month period prior to a primary election, the following provisions apply to qualification as a candidate for Council Member for that district:

A. To qualify as a candidate, a person must reside within the new boundaries of the district at the time the application is filed pursuant to subsection (a)(1) and must maintain residency within the new boundaries of the district through the date of the primary election or, if declared a primary nominee, through the date of the general election.

B. As long as the requirements of subsection A, immediately above, are met, a person may satisfy the 12-month residency requirement in subsection (a)(2)A, through a combination of residency within the previous boundaries of the district and residency within the new boundaries of the district.

~~(3) Application. Unless specifically provided elsewhere in this Charter, this Section 5.04(a) shall be in effect for elected City officials who hold office on or after January 3, 2016 and for all candidates for elected City office participating in elections subsequent to January 3, 2016.~~

(b) ~~Filing and examination of nominating petitions; amended petitions.~~ When a petition of nomination is presented to the City Clerk for filing, it shall forthwith be examined to ascertain whether it conforms to the provisions of this section. If it does not conform, the Clerk shall, promptly in writing, on said petition state the reason why it cannot be filed, and shall forthwith return the petition to the candidate named therein. The petition may then be amended and again, but not later than three days after said petition is returned, presented to the City Clerk as in the first instance, who shall promptly examine the amended petition as hereinbefore provided the City Clerk shall coordinate verification and certification of that petition with the Pinellas County Supervisor of Elections in accordance with applicable law.

(c) ~~Write-in Qualification as a write-in candidate.~~ Except to the extent that the same may be restated within this subsection, subsection (a) of this section shall not apply to write-in candidates. To qualify for a write-in candidate for nomination in the primary election, the candidate shall file with the City Clerk an application to be a write-in candidate for nomination to the desired office. The application shall declare the district of the

~~candidate, or declare the intent to be a candidate for Mayor. All applications shall be accompanied by an affidavit that the candidate is a qualified elector of the City of St. Petersburg, Florida, and that, as of the date of the primary election, a candidate for Mayor shall have been a resident of the City for at least the past twelve (12) months, or that as of the date of the primary election, a candidate for Council Member shall have been a resident of the declared district for at least the past twelve months. The affidavit will also state that the applicant has not become and is not a candidate, a nominee, or representative of any political party or any committee or convention representing or acting for any political party.~~ With respect to a person who qualifies as a write-in candidate for Council Member or Mayor, subsection (a) applies except as modified by the following:

(1) City council/Council shall establish by ordinance the dates during which anyone seeking to qualify as a write-in candidate a person must file the application and affidavit with the City Clerk in order to qualify as a write-in candidate, and those dates may differ from the dates established for qualification through a filing fee or petition pursuant to subsection (a).

(2) A person qualifying as a write-in candidate is not required to submit a qualifying fee or petition in accordance with subsection (a).

(3) The write-in candidate's name shall not be printed on the ballot.

(4) Only write-in votes cast for a candidate who has qualified as a write-in candidate ~~per~~ pursuant to this subsection shall be counted and canvassed as valid.

(5) Write-in candidates ~~may, but need shall~~ not be listed in the list of candidates required to be published in a newspaper pursuant to Section 5.05(a) of this Charter. unless City Council may by ordinance provides that write-in candidates must be included or provide that write-in candidates not be included in this list of candidates required to be published pursuant to Section 5.05(a) of this Charter in that list.

(d) Residency following election or appointment. Any person elected or appointed to serve as a Council Member or Mayor who fails to maintain the residency required when elected or appointed becomes ineligible to hold

that office. If the boundaries of a City Council district are modified following a Council Member’s election or appointment, that Council Member may maintain residency within the boundaries of that district as they existed at the time of election or appointment. Alternatively, that Council Member may establish residency within the new boundaries of that district. But once residency within the new boundaries of that district has been established, that Council Member must maintain residency within those new boundaries to remain eligible to hold that office.

(e) Application. This Section 5.04 applies to each person serving as a Council Member or Mayor on November 8, 2022, and it applies to any candidate for Council Member or Mayor in each election that takes place after November 8, 2022.

SECTION 7—BALLOT TEXT: The City shall use the following caption and explanatory statement as the ballot title and ballot summary for the Referendum:

Changing City Council residency requirements to accommodate modification of district boundaries through redistricting

The City Charter establishes residency requirements for City Council candidates and members. Shall those requirements be amended to accommodate modification of Council district boundaries through redistricting and clarify related provisions? That amendment would allow candidates to satisfy the existing residency requirement through a combination of residency within new and previous district boundaries and would allow sitting members to remain in office following redistricting as long as they maintain residency within previous or new district boundaries.

YES NO

SECTION 8—SEVERABILITY: The provisions of this ordinance are intended to be severable, and a determination that any portion of this ordinance is invalid should not affect the validity of the remaining portions of this ordinance.

SECTION 9—EFFECTIVE DATE: In the event that this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect

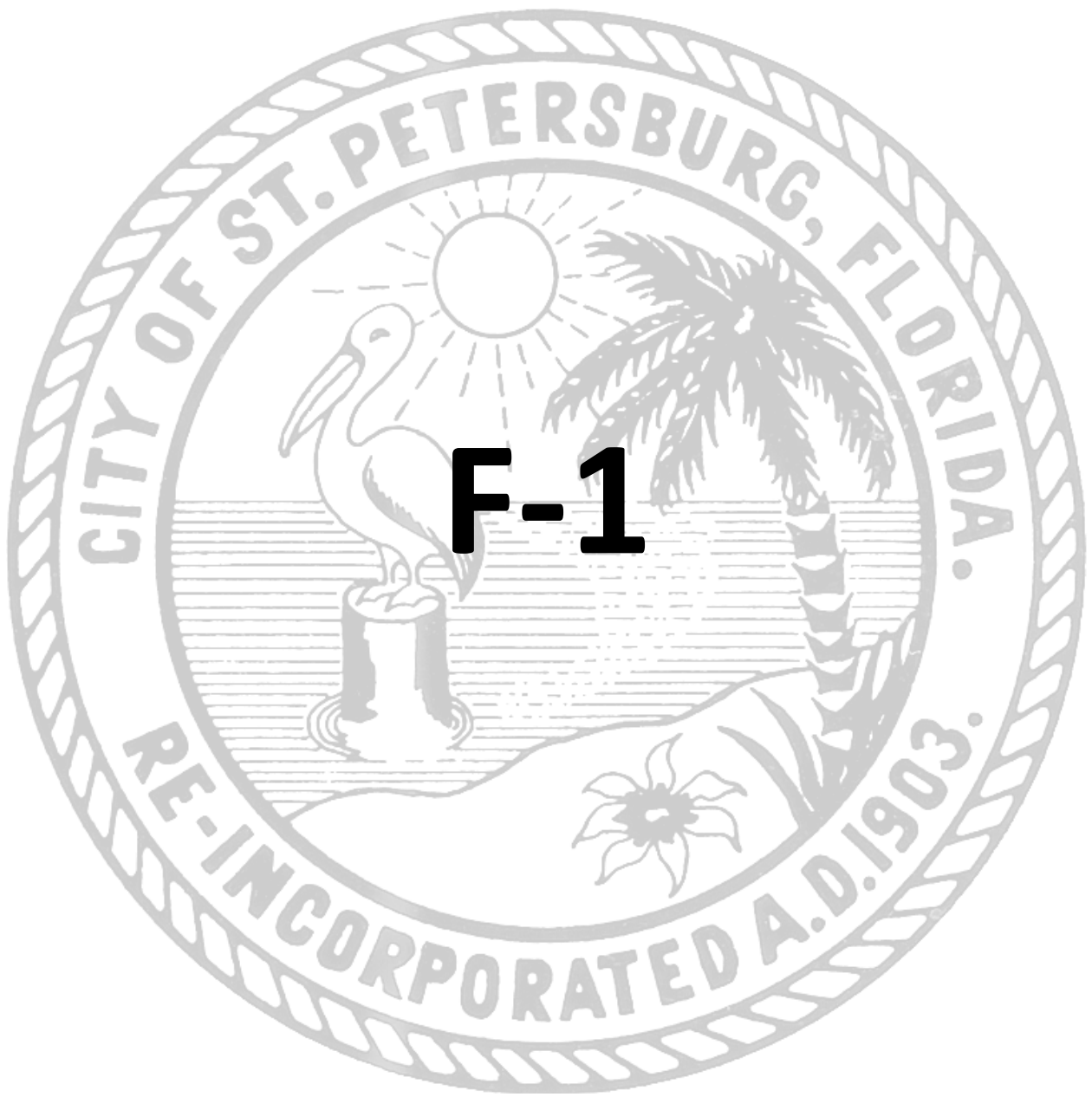
immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

LEGAL:

A handwritten signature in black ink, appearing to read "Brent B. Ryan", is written over a solid horizontal line.

The following page(s) contain the backup material for Agenda Item: A Resolution of the City of St. Petersburg, Florida approving a Memorandum of Understanding (MOU) between the City and Manatee County Port Authority regarding collaboration on dredge material placements and seagrass mitigation efforts; authorizing the Mayor or his designee to execute the MOU; and providing an effective date.

Please scroll down to view the backup material.



ST. PETERSBURG CITY COUNCIL

Report

Meeting of July 14, 2022

TO: The Honorable Gina Driscoll, Chair and Members of City Council

SUBJECT: A Resolution of the City of St. Petersburg, Florida approving a Memorandum of Understanding (MOU) between the City and Manatee County Port Authority regarding collaboration on dredge material placements and seagrass mitigation efforts; authorizing the Mayor or his designee to execute the MOU; and providing an effective date.

EXPLANATION: The City of St. Petersburg is an active member of the Tampa Bay Estuary Program and has continuously worked to restore and enhance seagrass habitats within Tampa Bay since 1995.

The City has been working to implement a Seagrass Mitigation Bank which includes filling approximately 32 acres.

This project is currently in the permitting process, and have obtained the State permits, and the Federal permit through the U.S. Army Corps of Engineers is ongoing.

This proposed site is a previous dredge hole and will have to be filled to establish the proposed seagrass mitigation bank.

The Manatee County Port Authority "Authority" is planning an expansion to their site, which would result in a need to dispose of approximately 470,000 cubic feet of dredge material.

The City and the Authority intend to explore the opportunity for the Authority's dredge material to be placed within the dredge hole as a method to facilitate development of the City's site.

Both the City and the Authority require Federal permits through the U.S. Army Corps of Engineers for our respective projects, and can be conducted simultaneously. As such the timing of both projects may be a factor considered for issuance of the Federal Permits.

The Authority requires mitigation credit due to impacts of their expansion project, and as such is requesting three (3) mitigation credits upon approval of the Permits. The Authority is also requesting three (3) credits upon final construction and demonstration of ecological success by growth of new seagrass within the City's Seagrass Mitigation Bank.

The Authority will be responsible for transporting the dredge material from across Tampa Bay, and placement of the material within the dredge hole.

Six (6) seagrass mitigation credits is a fair consideration for the City's material costs, and availability of material if the City and the construction work required from the Authority.

RECOMMENDATION: Administration recommends adoption of the attached agreement authorizing the Mayor or his designee to execute the a Memorandum of Understanding (MOU) between the City and Manatee County Port Authority regarding collaboration on dredge material placements and seagrass mitigation efforts; authorizing the Mayor or his designee to execute the MOU; and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: N/A

ATTACHMENTS: Resolution
MOU Agreement

Resolution No. 2022-_____

A RESOLUTION OF THE CITY OF ST. PETERSBURG, FLORIDA APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY AND MANATEE COUNTY PORT AUTHORITY REGARDING COLLABORATION ON DREDGE MATERIAL PLACEMENT AND SEAGRASS MITIGATION EFFORTS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE MOU; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, since 2016, the City of St. Petersburg (City) has been working to establish a first-of-its-kind municipal seagrass mitigation bank (Bank) on the submerged lands it owns adjacent to North Shore Park in Tampa Bay; and

WHEREAS, in its efforts to establish the Bank, the City has sought the required permits from State and Federal agencies; and

WHEREAS, while the City has obtained the necessary State permits, the Federal permit process through the U.S. Army Corps of Engineers (Corps) remains on-going; and

WHEREAS, central to the success of the Bank and maximizing new seagrass growth is the filling in of a decades-old dredge hole located adjacent to the beach at North Shore Park; and

WHEREAS, the Manatee County Port Authority (Authority) is in the planning stage of an expansion project that will result in the need to dispose of approximately 470,000 cubic feet of dredge material; and

WHEREAS, the City and Authority mutually desire to explore the opportunity for the City to receive the dredge material from the Authority's expansion project and place said material in the dredge hole located off of North Shore Park; and

WHEREAS, as both the City and Authority seek Federal permits for their respective projects, the potential timing of the availability of the Port's dredge material may be a factor considered by the Corps in its issuance of the permits; and

WHEREAS, the Authority seeks seagrass mitigation credits from the City to satisfy permit requirements related to anticipated impacts to seagrass during its expansion project; and

WHEREAS, in exchange for three (3) seagrass mitigation credits upon issuance by the permitting agencies, and three (3) additional future credits upon the final construction and demonstration of ecological success (i.e., new seagrass growth) within the Bank, the City will receive the dredge material from the Authority, who will also be responsible for its transport across Tampa Bay, placement in the Bank, and associated risks thereto; and

WHEREAS, City Administration believes that given the timing of the availability of the dredge material and the Authority's tasks associated with the transport and placement of the material, plus the value of the approximately 470,000 cubic feet of fill, six (6) seagrass mitigation credits is fair consideration from the City; and

WHEREAS, the Authority approved the MOU at its June 16, 2022 meeting.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Memorandum of Understanding (MOU) between the Manatee County Port Authority and the City of St. Petersburg regarding collaboration on dredge material placement and seagrass mitigation efforts is hereby approved.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the MOU.

This Resolution shall become effective immediately upon its adoption.

Approved by:

/s/: Michael J. Dema
Legal Department
00628294.docx

MEMORANDUM OF UNDERSTANDING
BETWEEN CITY OF SAINT PETERSBURG, FLORIDA, AND MANATEE COUNTY PORT
AUTHORITY REGARDING COLLABORATION ON DREDGED MATERIAL
PLACEMENT AND SEAGRASS MITIGATION EFFORTS

This Memorandum of Understanding (“MOU”), is made and entered into as of the 16th of JUNE, 2022, (the “Effective Date”), by and between Manatee County Port Authority (the “Authority”), a dependent special district, having an address at SeaPort Manatee, 300 Tampa Bay Way, Palmetto, Florida 34221-6608, and the City of St. Petersburg, Florida (“City”), a municipal corporation of the State of Florida with its principal place of business located at 175 5th Street North, St. Petersburg, Florida 33701, collectively referred to as the “Parties” and individually as a “Party.”

WHEREAS, the City is an active member of the Tampa Bay Estuary Program, working to restore and enhance Tampa Bay seagrass habitat since 1995; and

WHEREAS, the City owns and intends to operate a seagrass mitigation bank called the North Shore Seagrass Mitigation Bank (“Bank”), which includes a 32-acres (more or less) dredge hole that the City is seeking to fill with material; and

WHEREAS, the City has been designing restoration plans for the North Shore 32-acre dredge hole since 2015, with initial designs assuming filling would occur in multiple fill-event phases; and

WHEREAS, the Authority currently owns and operates public seaport facilities in the northwestern portion of Manatee County, Florida, known as “SeaPort Manatee”, a catalyst of economic growth which creates \$3.9 billion in annual positive economic impact for the United States economy and more than 27,000 direct and indirect jobs; and

WHEREAS, the Authority is undertaking a Berth 4 Extension project which will extend the vessel docking facility 600 feet northward, deepening adjacent waterways and is anticipated to generate a sufficient quantity of material to fill the City’s dredge hole in one filling-event; and

WHEREAS, the City recognizes that one filling-event is less disruptive and presents less risk than multiple filling-event phases, one mobilization and demobilization construction activation is likely to reduce construction cost when compared to multiple activations, and one filling event will allow the City to expedite restoration and to realize environmental and financial benefits in the short-term when compared to an uncertain duration of time under a phased multiple filling-event approach; and

WHEREAS, the Parties desire to collaborate on a project where the Authority deposits its material generated from the Berth 4 Extension project into a dredge hole located within the boundaries of the Bank and, in return, the Authority will receive six (6) seagrass mitigation credits from the City (the “Project”, which is more particularly described below in the Section entitled ‘Project’); and

WHEREAS, the City recognizes that state and federal requirements prohibit the Project from physically starting until the Authority receives and documents a proportionate amount of seagrass mitigation credits needed to offset unavoidable impacts generated by the removal of material; and

WHEREAS, the Parties have agreed to enter into this MOU to clarify the Parties' understanding and agreement between the Parties.

NOW, THEREFORE, for and in consideration of the foregoing premises and mutual understandings of the Parties, the Parties agree as follows:

1. Recitals. The above recitals are true and correct and are incorporated herein by reference.
2. Purpose of the MOU. The Parties are entering into this MOU to memorialize the terms and conditions under which they desire to proceed in pursuing the Project. The Parties will endeavor in good faith to work towards executing a mutually agreeable and binding contract for the Project.
3. Project. The Authority is designing and permitting its Berth 4 Extension project. The project involves waterway deepening and filling activities in Tampa Bay with unavoidable seagrass impacts requiring mitigation. It is anticipated that Uniform Mitigation Assessment Method (UMAM) seagrass mitigation credits will be needed by the Authority to offset the minimized impact of the Berth 4 Extension project. The Authority estimates the quantity of material generated from the Berth 4 Extension project will be approximately 470,000 Cubic Yards (CY), consisting of 110,000 CY of surficial sands generally considered suitable for seagrass mitigation area cap material and 360,000 CY of underlying material generally considered suitable for bottom material.

The City has a large dredge hole in its North Shore Seagrass Mitigation Area, which it desires to fill to an elevation suitable for the planting and establishment of seagrass. The City anticipates that it will need approximately 470,000 CY of material to fill the 32-acre hole in the project area. By filling the large dredge hole to an elevation suitable for seagrass meadows, the City expects to generate marketable seagrass mitigation credits. It is the intent of the Parties that the Authority receives mitigation credits.

4. Representations. It is further understood by the Parties:
 - a. The Authority has applied for a Florida Department of Environmental Protection ("FDEP") Environmental Resource Permit ("ERP") which is in the review process.
 - b. The Authority has applied to the U.S. Army Corps of Engineers ("USACE") for a federal Individual Permit ("IP") which is in the review process.
 - c. The Authority is anticipating permits approval by the end of July 2022.
 - d. The Authority's Berth 4 Extension project is subject to additional grant funding awards.

- e. The City has obtained an ERP from the Southwest Florida Water Management District.
 - f. The City has applied to USACE for a federal Mitigation Banking Instrument (MBI), which is in the review process.
5. Authority Responsibilities. By entering into this MOU with the City, the Authority agrees:
- a. If required, the Authority will draft/revise its state ERP and federal IP applications for its Berth 4 Extension project to provide for the Authority placement of approximately 470,000 CY of material in the Northshore Seagrass Mitigation Area in one event.
 - b. The Authority will work with the City to ensure that the Authority's and City's permit terms and construction methods and sequences are compatible.
 - c. The Authority will complete the design and permitting of the Project without delay and meet the City's schedule as close as possible.
 - d. The Authority will be responsible for sediment testing and analysis of the final placement material to confirm as-built conditions are consistent with agreed-upon placement parameters and share the data with the City.
 - e. The Authority, at its expense, will dredge, transport and place the material in its final position in the Northshore Seagrass Mitigation Area in accordance with its permits and the City's permits and placement specifications approved by the City in writing, which requirements will be written into the Authority's construction contract.
 - f. The Authority will be responsible for implementing all construction Best Management Practices (BMPs) required by its permits for the filling of the dredge hole, including, turbidity controls, material placement BMPs to minimize transport of existing dredge hole bottom sediments, higher quality sediment capping requirements, and limiting impacts to adjacent seagrass communities from boats and other construction activities.
6. City Responsibilities. By entering into this MOU with the Authority, the City agrees:
- a. If necessary, the City will modify its state ERP and fashion its federal MBI application for the Bank to provide for Authority placement of approximately 470,000 CY of material from its Berth 4 Extension project in the Northshore Seagrass Mitigation Area in one event, accommodating the Authority's schedule as closely as possible.
 - b. The City will draft/revise its permits to provide for the availability of seagrass mitigation credits in stages as early as possible, with as much as possible available in advance of deposition of material in the North Shore Seagrass Mitigation Area, and acknowledges that the Authority has no responsibility for planting or success of the Northshore Seagrass Mitigation Area or Bank.

- c. The City will work with the Authority to ensure that the City's and the Authority's permit terms and construction methods and sequences are compatible, including the relative timing of seagrass mitigation credits availability and dredging and deposition of material.
 - d. The City will work toward completion of the design and permitting of the Project without delay.
 - e. In compensation for the dredged material placement, the City will provide to the Authority six (6) UMAM seagrass mitigation credits as they become available, to the extent that they become available. To commence the Project and recognize the Authority's contributions to the success of the Project in the form of transportation cost, construction cost and associated risk assumed by the Authority, Parties intend to follow the following schedule for the assignment of UMAM seagrass mitigation credits:
 - i. Three (3) UMAM seagrass mitigation credits to start the Project; and
 - ii. Three (3) UMAM seagrass mitigation credits after necessary seagrass planting has been deemed a success by the appropriate agencies with oversight over the Bank.
 - f. The City will review and approve the dredged material placement specifications, oversee the placement, signoff on proper placement in stages (i.e., the Authority constructs an underwater cross-dike across the north end of the 32 acre dredge hole to create a cellular fill area, the Authority fills-in cell, the Authority obtains sign-off from the City for each cell, the Authority proceeds southward to construct the next cell) prior to subsequent stages of deposition, and own and be responsible for the material as placed after sign-off.
 - g. The City, at its expense, will be responsible for any necessary planting and achieving seagrass mitigation success.
7. Binding effect. This MOU is for the purpose of further exploration of the matters set forth herein and is not a contract or commitment for any specific purpose. This MOU does not address any of the essential terms of any specific transaction and shall have no legally binding effect on the Parties to perform any action except as provided above.
8. Responsibility. The City and the Authority shall be responsible for their respective employees' acts of negligence when such employees are within the scope of their employment and shall only be liable for any damages resulting from said negligence to the extent permitted by Section 768.28, Florida Statutes. Nothing herein is intended to serve as a waiver of sovereign immunity by either the City or the Authority to be sued by third parties in any matter arising out of this MOU.

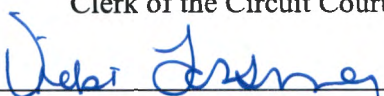
9. Notice to Parties. Any notice required or otherwise provided for in this MOU shall be given or communicated in writing by personal delivery, reputable overnight courier service which keeps receipts of deliveries (i.e., Federal Express or similar), or United States certified mail (return receipt requested with postage fully prepaid) or express mail service addressed to the addresses set forth above.
10. Term and Termination. This MOU shall commence upon the Effective Date and shall terminate upon the execution of an agreement between the Parties related to the Project, or with or without cause by either Party by giving the other Party at least twenty four (24) hours prior written notice.
11. Assignment. The Parties shall not assign their rights or obligations hereunder except with the prior written consent of the other Party.
12. Authority. This MOU does not create any authority on the Parties to bind the other Party by any act, promise or representation, unless specially authorized in advance by such Party in writing. This MOU does not create a partnership or joint venture and neither party shall be deemed a partner or a joint venture of the other.
13. No Third-Party Beneficiaries. This MOU is not intended to create any rights for anyone other than the Parties to this MOU.
14. Counterparts. This MOU may be executed in counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument. Signed signature pages may be transmitted via facsimile or other digital imaging method, and any such signature shall have the same legal effect as an original.
15. Effective Date. This MOU is governed by the laws of the State of Florida and shall become effective on the Effective Date.

IN WITNESS HEREOF, the Parties hereto have caused this MOU to be duly executed as of the day and year first written above.

MANATEE COUNTY PORT AUTHORITY

BY:  _____
Vice-Chair

ATTEST: ANGELINA "ANGEL" COLONESSO
Clerk of the Circuit Court

BY:  _____



CITY OF ST. PETERSBURG, FLORIDA

ATTEST:

CITY CLERK


By: _____

As Its: _____

_____ day of _____, 2022

Approved as to form and content

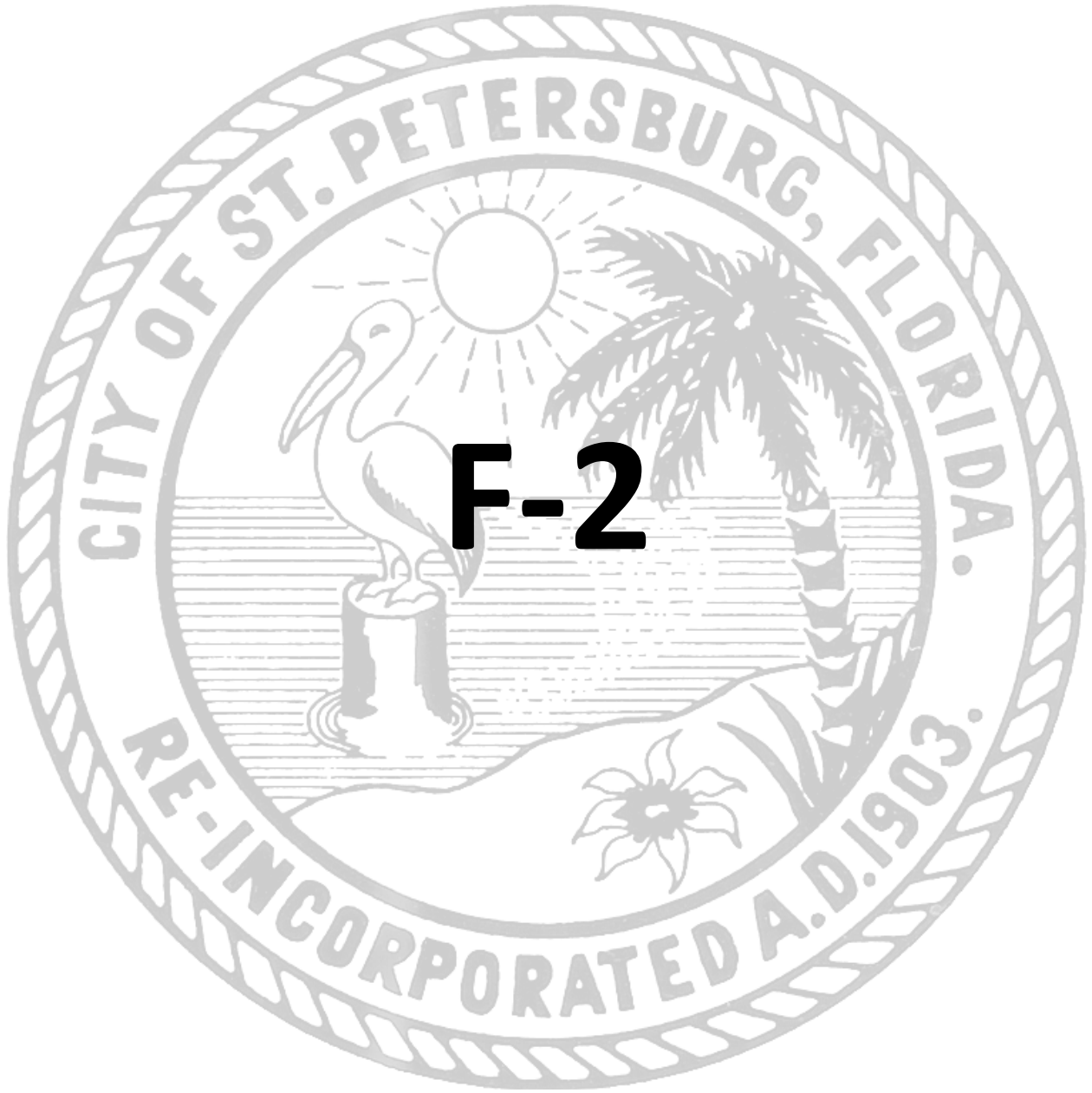
By Office of City Attorney

 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					168329
Name:	Johnson, Sarah B	Request Date:	01-JUL-2022	Status:	APPROVED

Authorization Request	
Subject:	Council - 7/14
Message:	Port Manatee - MOU
Supporting Documentation:	Port Manatee - MOU - Final.pdf

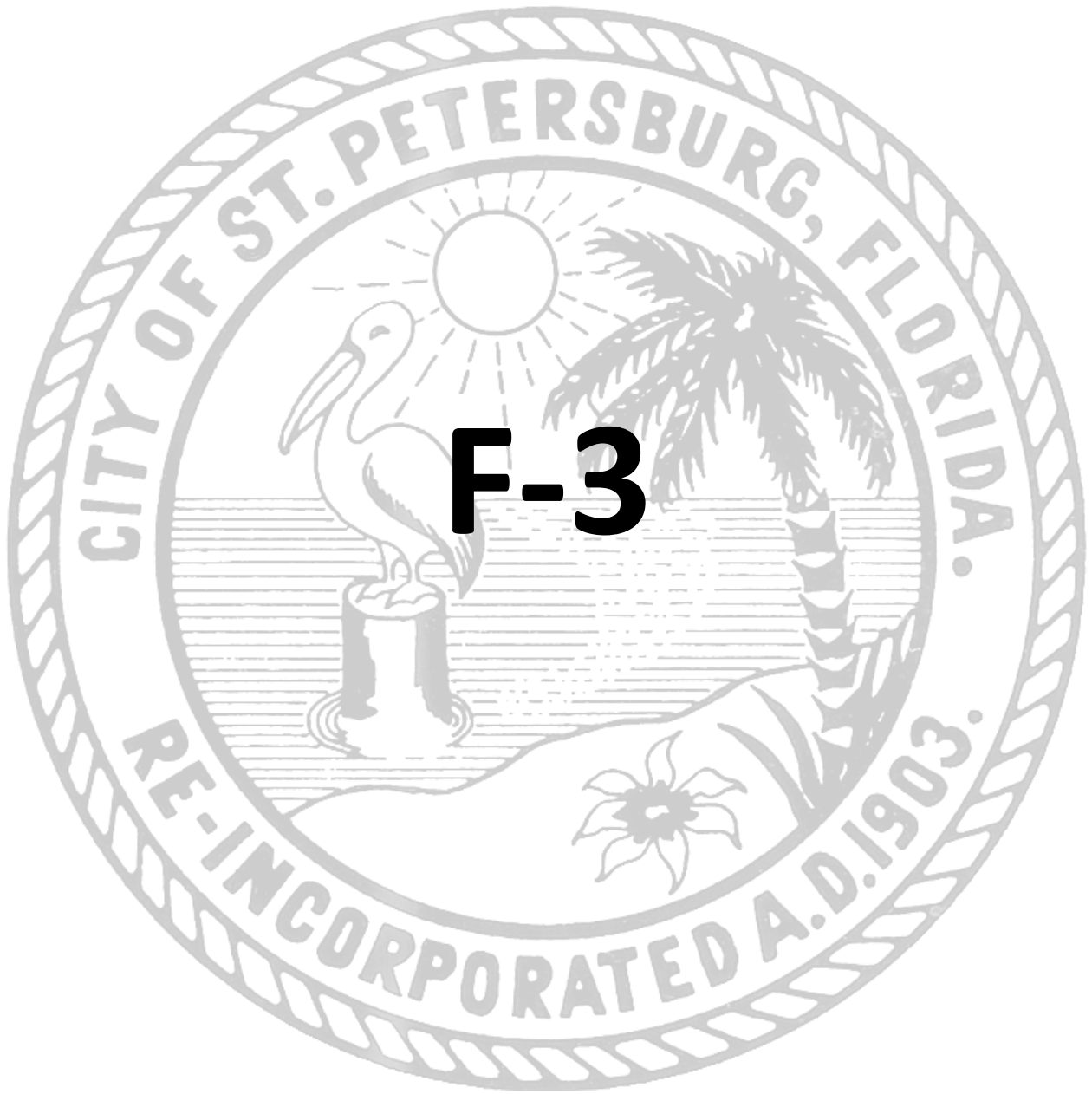
	Approver	Completed By	Response	Response Date	Type
0	Johnson, Sarah B		SUBMITTED	01-JUL-2022	
1	Prayman, Brejesh B	Prayman, Brejesh B	APPROVE	01-JUL-2022	User Defined
2	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	01-JUL-2022	User Defined
3	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	01-JUL-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Introduction of the Fiscal Year 2023 Recommended Budget
Please scroll down to view the backup material.



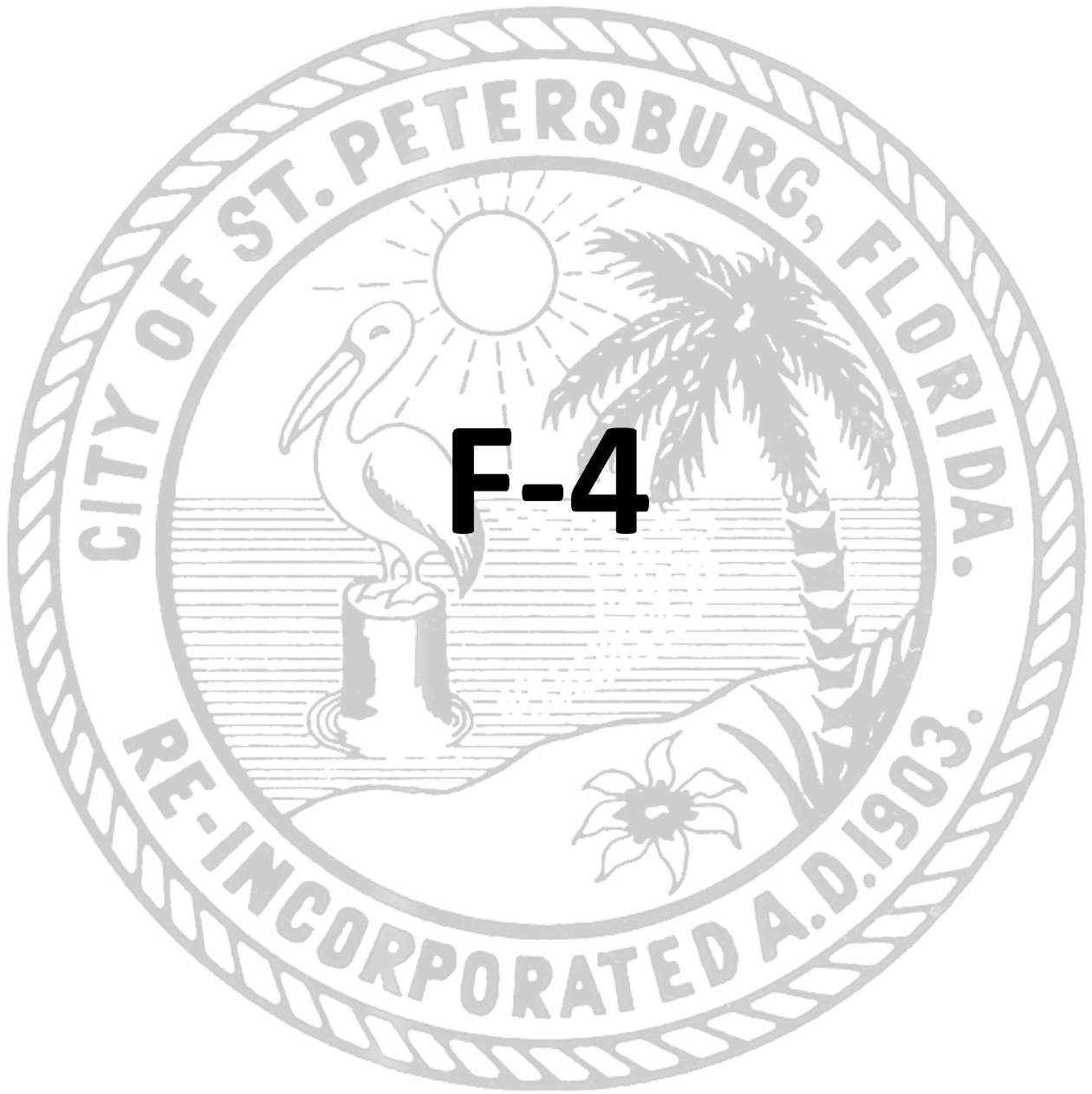
F-2

The following page(s) contain the backup material for Agenda Item: FY23 Utility Rate Program Presentation
Please scroll down to view the backup material.



F-3

The following page(s) contain the backup material for Agenda Item: American Rescue Plan Act
Comprehensive Report
Please scroll down to view the backup material.



F-4

The following page(s) contain the backup material for Agenda Item: Respectfully requesting a change to the annual utility rate study review process in order to maximize public transparency and public comment, and to facilitate discussion by City Council as a full body at the earliest opportunity, it would be beneficial to revise the process for the annual utility rate study review. Beginning with FY24 and every year thereafter, Administrations first presentation of the utility rate study should continue to be to the Budget Finance and Taxation Committee (BF&T). The second presentation, provided no further committee discussion is deemed necessary by BF&T, should take place at a City Council meeting as a Report item at least 30 days prior to the Utility rate 1st reading which takes place in August. (Vice-Chair Gabbard)

Please scroll down to view the backup material.



G-1

CITY COUNCIL AGENDA NEW BUSINESS ITEM

TO: Members of City Council

DATE: July 1, 2022

COUNCIL DATE: July 14, 2022

RE: Respectfully requesting a change to the annual utility rate study review process in order to maximize public transparency and public comment, and to facilitate discussion by City Council as a full body at the earliest opportunity.

ACTION DESIRED:

Respectfully requesting a change to the annual utility rate study review process in order to maximize public transparency and public comment, and to facilitate discussion by City Council as a full body at the earliest opportunity, it would be beneficial to revise the process for the annual utility rate study review. Beginning with FY24 and every year thereafter, Administration's first presentation of the utility rate study should continue to be to the Budget Finance and Taxation Committee (BF&T). The second presentation, provided no further committee discussion is deemed necessary by BF&T, should take place at a City Council meeting as a Report item at least 30 days prior to the Utility rate 1st reading which takes place in August.

Council Vice-Chair Gabbard
District 2

The following page(s) contain the backup material for Agenda Item: A Resolution of the City Council of St. Petersburg, Florida confirming the appointment of GrayRobinson, P.A. as special legal counsel for the city of st. petersburg to provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law, and to provide legal advice to the Citizens Redistricting Commission upon the Commission's request, in an amount not to exceed \$20,000; and providing for an effective date.
Please scroll down to view the backup material.



MEMORANDUM

TO: The Honorable Chair and City Council Members
FROM: Jacqueline Kovilaritch, City Attorney *JMK*
DATE: Meeting of July 14, 2022
RE: Retention of GrayRobinson, P.A.

In accordance with the City Charter regarding the retention of Special Legal Counsel to represent the City and due to the specialized nature of legal advice related to redistricting, I have recommended to the Mayor and he has approved the retention of GrayRobinson, P.A. as Special Legal Counsel to provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law, and to provide legal advice to the Citizens Redistricting Commission upon the Commission's request, with the total fees and costs not to exceed \$20,000. Such fees and costs will be paid from monies available in the City Attorney's Office budget.

If you have any questions, please feel free to call me.

Attachments: Resolution
Engagement Letter

RESOLUTION NO. 2022-_____

A RESOLUTION OF THE CITY COUNCIL OF ST. PETERSBURG, FLORIDA CONFIRMING THE APPOINTMENT OF GRAYROBINSON, P.A. AS SPECIAL LEGAL COUNSEL FOR THE CITY OF ST. PETERSBURG TO PROVIDE LEGAL ADVICE FOR THE REDISTRICTING PROCESS UNDER THE ST. PETERSBURG CITY CHARTER AND OTHER APPLICABLE LAW, AND TO PROVIDE LEGAL ADVICE TO THE CITIZENS REDISTRICTING COMMISSION UPON THE COMMISSION'S REQUEST, IN AN AMOUNT NOT TO EXCEED \$20,000; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Attorney's Office desires to retain GrayRobinson, P.A. to provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law, and to provide legal advice to the Citizens Redistricting Commission upon the Commission's request, with the total fees and costs limited to \$20,000; and

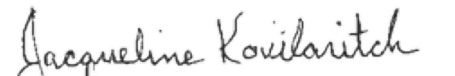
WHEREAS, due to the specialized nature of legal advice related to redistricting, the City Attorney has recommended to the Mayor the retention of GrayRobinson, P.A. to provide such advice; and

WHEREAS, the amount not to exceed \$20,000 for fees and costs to be paid to GrayRobinson, P.A. is available in the City Attorney's Office budget.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that this Council hereby confirms the appointment by the Mayor of GrayRobinson, P.A. as Special Legal Counsel for the City of St. Petersburg to provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law, and to provide legal advice to the Citizens Redistricting Commission upon the Commission's request, in an amount not to exceed \$20,000.

This resolution shall become effective immediately upon its adoption.

LEGAL:


00630162

July 7, 2022

Sent Via Email

City of St. Petersburg, Florida
City Attorney's Office
P.O. Box 2842
Saint Petersburg, Florida 33731-2842
brett.pettigrew@stpete.org

Re: Redistricting

Dear Brett:

You asked that we provide legal advice for the redistricting process under the St. Petersburg City Charter and other applicable law and to provide legal advice to the Citizen's Redistricting Commission upon the Commission's request. Over the years, it has been our experience that things go more smoothly if we have a clear understanding of your needs and the role we need to play. The purpose of this engagement letter is to confirm an agreement concerning representation and the payment of our fees and expenses.

We will do our very best to meet your needs in any matters we undertake for you, but as you know, we cannot and do not make any representations or warranties concerning the outcome. We will give you our best advice, render opinions, and seek to obtain the desired result. In this regard, it is most important that we communicate regularly.

The following arrangement is proposed regarding fees and costs: Our firm will charge for services on an hourly basis. Andy Bardos will serve as the lead attorney on this matter and be responsible for the legal work performed. At the present time, his rate is \$400 per hour. Paralegals may assist Andy Bardos and at the present time, the paralegal rate is \$175 per hour. Additionally, we reserve the right to utilize other members of the firm whenever, in our discretion, we deem it appropriate. However, our total fee and expenses for this matter will not exceed \$20,000 without your prior written authorization.

We will submit invoices for these fees and expenses monthly. Invoices will contain sufficient detail to allow you to identify services rendered, expenses incurred, and the amount of time expended each day by each timekeeper.

Either party to this agreement may at any time and for any reason terminate this agreement, subject, on our part, to applicable rules of professional conduct. The termination of this agreement

will not affect your obligation to pay fees and expenses incurred but not paid as of the time of the termination.

If these terms meet your approval, then please indicate your agreement by signing the letter in the space provided below, and returning the signed letter to my attention.

We thank you for the trust and confidence you have placed in us. If you have any questions at any time during the course of our representation, please contact me.

Sincerely,

Andy Bardos

:

The terms of this representation are accepted
this ____ day of July, 2022.

City of St. Petersburg

By: _____

Title: _____

The following page(s) contain the backup material for Agenda Item: Ordinance 510-H concerning potential rescheduling of municipal elections for Mayor and City Council Members to occur in conjunction with national and state elections in even-numbered years; making findings regarding the impact of such rescheduling; calling a referendum to amend the City Charter for that purpose as part of a special election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date. [MOVED TO NEW ORDINANCES AS ITEM E-2]

Please scroll down to view the backup material.



The following page(s) contain the backup material for Agenda Item: Ordinance 511-H concerning potential changes to City Council residency requirements to accommodate modification of district boundaries through redistricting; making findings regarding the impact of those changes; calling a referendum to amend the City Charter for that purpose as part of a special election to be held on November 8, 2022; providing the text of the proposed Charter amendment; providing Ballot text for the referendum; and providing an effective date.[MOVED TO NEW ORDINANCES AS ITEM E-3] Please scroll down to view the backup material.



The following page(s) contain the backup material for Agenda Item: Ordinance 509-H of the City of St. Petersburg, Florida amending its Land Development Regulations to expand accessory dwelling units (ADUs); amending the Use Matrix in Section 16.10.020.1. of the City code to permit ADUs in additional residential zoning districts and to update the definition; amending Section 16.20.010.5. regarding locational standards for ADUs; amending Section 16.40.090.3.2. regarding parking requirements for certain ADUs; amending Section 16.50.010. regulating accessory dwelling units generally to update existing site and development standards for ADUs; amending Section 16.50.011. regulation accessory living space generally to update existing site and development standards; providing for severability; and providing an effective date. (City File: LDR 2022-01)
Please scroll down to view the backup material.



J-3



St. PETERSBURG CITY COUNCIL
Meeting of July 14, 2022

TO: The Honorable Gina Driscoll, Chair, and Members of City Council

SUBJECT: Ordinance 509-H of the City of St. Petersburg, Florida amending its Land Development Regulations to expand accessory dwelling units (ADUs); amending the Use Matrix in Section 16.10.020.1. of the City code to permit ADUs in additional residential zoning districts and to update the definition; amending Section 16.20.010.5. regarding locational standards for ADUs; amending Section 16.40.090.3.2. regarding parking requirements for certain ADUs; amending Section 16.50.010. regulating accessory dwelling units generally to update existing site and development standards for ADUs; amending Section 16.50.011. regulation accessory living space generally to update existing site and development standards; providing for severability; and providing an effective date. (City File: LDR 2022-01)

BACKGROUND:

The details of this application are outlined in the attached DRC Staff Report and generally pertain to Accessory Dwelling Units (“ADU”) and Accessory Living Space. Amendments relate to design and location standards, including the expansion of ADUs into the NT-3 (Neighborhood Traditional) and NS (Neighborhood Suburban) zoning categories, with conditions. An ADU is generally defined as an ancillary or secondary living unit existing either within the same structure, or on the same lot, as the primary single-family house.

RECOMMENDATION:

Administration: City staff recommends **APPROVAL**.

City Council, First Reading and First Public Hearing: On June 9, 2022, [[Link to Archive Video](#)] the City Council conducted a first reading and first public hearing regarding these text amendments to the City of St. Petersburg’s Land Development Regulations and voted 6-to-0 setting the second reading and final (adoption) public hearing for July 14, 2022. The City Council received public comments from six (6) attendees including representatives for the Council of Neighborhood Associations (“CONA”) and Preserve the Burg (PTB”). Public comments were focused mostly on new development within the Coastal High Hazard Area (“CHHA”). *See description below.*

Development Review Commission (“DRC”): On May 4, 2022, [[Link to Archive Video](#)] the DRC held a public hearing regarding these text amendments and voted 7-to-0 making a finding of consistency with the City of St. Petersburg’s Comprehensive Plan. The DRC public hearing was preceded by a public workshop on April 18, 2022. During the public workshop and subsequent public hearing, City Staff presented the proposed ADU text amendments for comments. DRC Comments related primarily to the following:

Development within the Coastal High Hazard Area. The DRC discussed development within the Coastal High Hazard Area (“CHHA”) and potential impacts extending from it, such as the FEMA Community Rating System and flood insurance rates. This concern was echoed in several of our neighborhood association engagements and included in received public comments, which are described below and attached.

On-street parking congestion. Parking was discussed in two (2) related, but separate contexts. First, on-street parking congestion was a concern regarding proposed changes to allow ADUS within the NT-3 zoning category. While NT-3 includes several neighborhoods surrounding the intersection of Central Avenue and Pasadena Avenue, comments related exclusively to the Historic Old Northeast neighborhood. Second, similar concern also related to a proposed parking waiver for ADUs when located within 1/8-mile of a High Frequency Transit Route. Again, this discussion was more focused on the Historic Old Northeast neighborhood and not citywide. During a separate meeting of the Affordable Housing Advisory Committee on May 17, 2022, the parking waiver was discussed and a motion to expand the waiver was approved, which is described below.

Building heights when developing within the flood plain. The DRC had specific questions regarding the construction of new ADUS and whether they are required to meet the design flood elevation line (base flood elevation, plus 2-feet) within the City’s flood plain. Since new ADUs are required to meet this standard, the DRC contemplated visual impacts upon surrounding properties and possible loss of privacy. Current development standards allow multi-story buildings within the subject areas, so it should be noted that visual privacy over a six-foot fence is not guaranteed under the existing code.

Affordable Housing Advisory Committee (“AHAC”): The AHAC is not part of the legal process for adopting text amendments to the City of St. Petersburg’s Land Development Regulations, but they are an important committee for reviewing the types of amendments included herein. On March 15, 2022, City Staff presented the proposed ADU text amendments to the AHAC for comments. At the most recent meeting of the AHAC on May 17, 2022, AHAC members voted to recommend increasing the parking waiver for ADUs. Specifically, City staff is recommending a waiver for properties located within 1/8-mile of a High Frequency Transit Route. AHAC recommended a waiver for properties located within 1/2-mile of a High Frequency Transit Route, except within the NT-3 zoning category where the waiver should be applied to properties located within 1/4-mile of a High Frequency Transit Route.

Community Planning and Preservation Commission (“CPPC”): The CPPC is not part of the legal process for adopting text amendments to the City of St. Petersburg’s Land Development Regulations, but they are an important committee for reviewing the types of amendments included herein. On April 12, 2022, City Staff presented the proposed ADU text amendments in a workshop format for comments.

Housing, Land Use, and Transportation Committee (“HLUT”) / Committee of the Whole (“COW”): The HLUT and COW are not part of the legal process for adopting text amendments to the City of St. Petersburg’s Land Development Regulations, but these committees have provided constructive input and helped guide the overall direction and content of this application.

- 2022, 02-24: Committee of the Whole / [Video, Presentation](#) (Starts page 32)
- 2021, 12-16: Housing, Land Use, Transportation Cmte / [Video, Presentation](#) (Starts page 11)
- 2021, 10-14: Housing, Land Use, Transportation Cmte / [Video, Presentation](#) (Starts page 10)

Public Input:

In addition to the board meetings cited above, City Staff has actively engaged numerous neighborhood and civic associations to present the proposed ADU amendments. Within the last five (5) months, City Staff has met with eleven (11) associations including: Historic Old Northeast; Holiday Park; Council of Neighborhood Associations (“CONA”) General Membership; CONA Leadership Training; Crescent Heights; Alliance for the Pinellas Bayway; Disston Heights; Downtown Neighborhood Association; Greater Pinellas Point; Historic Kenwood; Shore Acres; Snell Isle; and Central Oak Park.

Written public comments have been received by the CONA, Historic Old Northeast Neighborhood Association (“HONNA”), and numerous individuals. *See attached*. Whereas the CONA and HONNA letters of objection describe concerns about development within the Coastal High Hazard Area (“CHHA”), the HONNA letter adds concerns relating to a lack of adequate parking and protection of neighborhood character. Written public comments were first provided to the City Council on Friday, May 27, 2022. Subsequent updates were later provided on June 6, June 8, and June 9, 2022. Written public comments have since been updated and included herewith.

City staff is also maintaining a dedicated webpage for tracking this application. The webpage is regularly updated with new information, including links to staff reports, presentations, archived videos, and related resources, such as the Comprehensive Plan, Land Development Regulations, and an extensive map collection.

Recommended City Council Action: This application includes a text amendment to City Code Section 16.10.020.1 “Matrix: Use Permissions and Parking Requirements Matrix and Zoning Matrix.” Pursuant to State Law, Chapter 163, an amendment to this Section of City Code requires two (2) public hearings:

- 1) CONDUCT the second reading and second public hearing of the proposed ordinance; and
- 2) APPROVE the proposed ordinance.

Attachments: Ordinance, DRC Staff Report, Public comments

ORDINANCE NO. 509-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING ITS LAND DEVELOPMENT REGULATIONS TO EXPAND ACCESSORY DWELLING UNITS (ADUs); AMENDING THE USE MATRIX IN SECTION 16.10.020.1. OF THE CITY CODE TO PERMIT ADUs IN ADDITIONAL RESIDENTIAL ZONING DISTRICTS AND TO UPDATE THE DEFINITION; AMENDING SECTION 16.20.010.5. REGARDING LOCATIONAL STANDARDS FOR ADUs; AMENDING SECTION 16.40.090.3.2. REGARDING PARKING REQUIREMENTS FOR CERTAIN ADUs; AMENDING SECTION 16.50.010. REGULATING ACCESSORY DWELLINGS GENERALLY TO UPDATE EXISTING SITE AND DEVELOPMENT STANDARDS FOR ADUs; AMENDING SECTION 16.50.011. REGULATING ACCESSORY LIVING SPACE GENERALLY TO UPDATE EXISTING SITE AND DEVELOPMENT STANDARDS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The City of St. Petersburg does ordain:

SECTION ONE. Section 16.10.020.1. of the St. Petersburg City Code, excerpted in pertinent part, is hereby amended to read as follows:

16.10.020.1. - Matrix: Use permissions and parking requirements matrix and zoning matrix.

Use		NT-1 + NT-2: Neighborhood Traditional Single-family	NT-3: Neighborhood Traditional Single-family	NT-4: Neighborhood Traditional Mixed Use	NTM-1: Neighborhood Traditional Mixed Use	NS-E: Neighborhood Suburban Estate	NS-1 + NS-2: Neighborhood Suburban	NSM-1 + NSM-2: Neighborhood Suburban Multi-family	NMH: Neighborhood Suburban Mobile Home	NPUD-1 + NPUD-3: Neighborhood PUD	NPUD-2: Neighborhood PUD
Accessory, Dwelling Unit	P	P	P	P	P	P	P	P	P	P	P

Definitions: Accessory Use and Structure: Uses or structures which are customarily subordinate or incidental to the lawful principal use of a building or premises. These uses are not required to be a 'permitted' use in the zoning district. In all districts except IT and IS, the total gross floor area of all accessory uses shall not exceed 67% of the principal use.

Additional living space: Additional living space which is separated from the principal residence which does not function as an independent dwelling unit and which utilizes the same cooking facilities, laundry facilities, street address and utility meter as the principal residence.

SECTION TWO. Section 16.20.010.5. of the St. Petersburg City Code is hereby amended to read as follows:

16.20.010.5. - Maximum development potential.

* * *

(2) Residential floor area ratio exemption. The FAR includes any enclosed space above the required design flood elevation line, including enclosed garage space, but excludes that portion of the enclosed space that is below the required design flood elevation and up to 500 sf of the floor area of any ~~detached~~ accessory dwelling unit located in the rear one-third of the property.

* * *

SECTION THREE. Section 16.40.090.3.2.C. of the St. Petersburg City Code is hereby amended to read as follows:

16.40.090.3.2. - Minimum number of parking spaces required.

* * *

11. Accessory Dwelling Unit (ADU). Where an ADU is less than 600 square feet, within 1/8-mile (660-feet) of high frequency transit route, located on an alley, with all required parking spaces for the single-family home accessed from the alley and there is no front-loaded driveway, there shall be no required parking for the ADU.

SECTION FOUR. Section 16.50.010. of the St. Petersburg City Code is hereby amended to read as follows:

SECTION 16.50.010. - ACCESSORY DWELLING

16.50.010.1. - Applicability.

This section applies to accessory dwelling units and accessory living space as defined in the Matrix: Use Premises and Parking Requirements and to the construction of a single-family dwelling unit as a principal use on a lot where an accessory dwelling unit already exists.

16.50.010.2. - Generally.

See the definition of accessory dwelling unit in the use Matrix for definition.

16.50.010.3. - Purpose and intent.

Accessory dwelling units are a recognized element of our ~~traditional~~ neighborhoods and provide for a variety of housing types. The following standards allow the continuation and establishment of this housing type in manner consistent with the surrounding development. The provisions of this section do not override any deed restriction or homeowners' association declarations restricting accessory dwelling units, however the City has no authority to enforce such restrictions.

16.50.010.4. - Establishment.

Establishment or expansion of a lawful accessory dwelling unit shall be subject to the following requirements:

1. Not more than one accessory dwelling unit shall be permitted for each single-family dwelling in the districts where allowed by the Matrix: Use

Permissions and Parking Requirements, subject to all requirements of this section.

2. An accessory dwelling unit shall not be permitted before construction of the principal building has commenced or a lawful principal use is established.
3. An accessory dwelling unit shall be subordinate to the principal use as to location, square footage, and building coverage. An attached accessory dwelling unit may be located to the side of a principal unit provided that the access to the unit be located to the side or rear and not be visible from the street right-of-way.
4. An accessory dwelling unit shall not be utilized as a transient accommodation use as defined and regulated by this chapter.

16.50.010.5. - Development standards.

16.50.010.5.1. - Lot requirements.

- A. Establishment of a new accessory dwelling unit shall only be allowed if:
 1. The lot area shall be at least 4,500 square feet in all NT districts.
 2. ~~If the lot is below the current minimum lot area requirements for the zoning district, the original platted lot or lawfully established lot of record has not been subdivided and remains under common ownership;~~ The lot area shall be at least 10,000 square feet in all NS districts, or the lot is located on an alley or corner and the lot conforms to the district minimum lot area and width standard.
 3. If the accessory dwelling unit is detached and the legal front and rear of the lot are consistent with the front and rear yards of lots on the same block face. An attached accessory dwelling unit shall not be permitted where lots have been refaced such that the legal front yards face a different direction than the rest of the lots in the block or where refacing has eliminated alley access for a lot.
- B. A lot containing an accessory dwelling unit shall not be subdivided to separate the accessory dwelling unit from the principal use, unless such division can meet all applicable standards of the zoning district and land development regulations.

16.50.010.5.2. - Building and site requirements.

Accessory dwelling units shall be subject to the following design standards:

1. The floor area of any accessory dwelling unit shall not exceed 750 800 square feet and all areas under roof may not exceed 67% of the floor area of the principal dwelling unit. For detached accessory dwelling units, this limit shall apply to the combined square footages of the accessory dwelling unit and any accessory living space within the same building, including any areas used for storage, bathrooms, or shared laundry facilities (excluding any enclosed parking spaces).
2. ~~For a multi-story, accessory building, the floor area of the portion of the building used for an accessory dwelling unit shall not exceed 50 percent of the gross floor area of the multi-story, accessory building. If the entire area used for the accessory dwelling unit is on the second floor of the building (not including the stairs) then the accessory dwelling unit may exceed 50 percent of the gross floor area of the building. The remaining floor area shall be used only as garage, utility (washer, dryer, work room) or storage space. For a one-story, accessory building, the accessory dwelling unit may use 100 percent of the gross floor area of the one-story, accessory building. Detached accessory dwelling units in the NS districts shall comply with a minimum side yard setback of ten feet.~~
3. The portion of the building containing an accessory dwelling unit may be attached to the side or rear of the principal structure and shall comply with the setbacks of the zoning district.
4. Sides of buildings containing second floor porches, or unenclosed staircases which face the interior side yard of an adjacent property shall comply with the minimum setback of the zoning district or ten feet, whichever is greater. This requirement shall not apply to completely enclosed staircases.
5. A paved walkway at least two feet in width shall connect the main entrance of the accessory dwelling unit with the off-street parking spaces.
6. The building containing an accessory dwelling unit shall comply with the architectural standards for the zoning district and be compatible with the style of the building containing the principal use, including finishes, roof pitch, and paint scheme.
7. Where an attached garage on the front façade of a structure is converted to an accessory dwelling unit, the following standards shall apply:
 - a. The garage door shall be removed and the enclosure must be architecturally compatible with the style of the building including

finishes and color scheme and comply with building design criteria of the zoning district.

b. There shall be a 3-foot wide green yard provided between the exterior wall and any remaining pavement.

c. Required on-site parking spaces must be provided and be located entirely on the property.

16.50.010.5.3. - Visual buffering.

Given the compact urban form of traditional neighborhoods, it is necessary to establish minimum standards for visual buffering between uses to afford residents a reasonable level of privacy in rear yards. Each lot is different. Certain design solutions may be more effective or appropriate in some circumstances than others. The intent is to prioritize privacy for adjacent properties over the privacy between the principal and accessory use on the lot. Buildings for a new accessory dwelling unit shall comply with the following requirements:

1. Where an accessory dwelling unit is proposed at a second story level, all outdoor living areas such as porches, balconies, and unenclosed staircases shall be oriented toward the interior of the property or meet at least a ten foot side yard setback.

16.50.010.5.4. - Parking and accessibility.

Accessory dwelling units shall be subject to the following parking standards:

1. ~~Paved~~ Off-street parking spaces shall be provided for all uses on the site as required in the Matrix: Use Permissions and Parking Requirements except where the property meets all of the following criteria:
 - a. the property is within 1/8-mile (660 feet) of a high frequency transit route,
 - b. the unit size is equal to or less than 600 square feet,
 - c. the unit is located on an alley,
 - d. all required parking spaces for the single-family home are accessed from the alley, and
 - e. there is no front-loading driveway.
2. All required off-street parking spaces shall be provided in the rear yard where the rear yard is adjacent to an alley. If no alley access exists, parking shall be contained within the rear portion of the site accessed by a driveway from the side street. Driveway access from the primary street

- shall only be permitted where there is no alley or side street and shall be no larger than a single lane wide.
3. Driveways for off-street parking areas shall comply with the design and location restrictions for the zoning district.
 4. At least one of the required parking spaces shall be an unobstructed, ~~unenclosed surface~~ space for exclusive use by occupants of the accessory dwelling unit.
 5. A storage area shall be reserved along the property line adjacent to the alley to provide storage of solid waste collection containers, where possible.

SECTION FIVE. Section 16.50.011. of the St. Petersburg City Code is hereby amended to read as follows:

SECTION 16.50.011. - ACCESSORY LIVING SPACE

16.50.011.1. - Applicability.

This section applies to accessory living space as defined in the Matrix: Use Premises and Parking Requirements.

16.50.011.2. - Generally.

These requirements apply to both attached and detached accessory living spaces.

16.50.011.3. - Establishment.

Establishment or expansion of a lawful accessory living space shall be subject to the following requirements:

1. Not more than one accessory living space shall be permitted for each single-family dwelling in the districts where allowed by the Matrix: Use Permissions and Parking Requirements, subject to all requirements of this section.
2. An accessory living space shall not be permitted before construction of the principal building has commenced or a lawful principal use is established.
3. An accessory living space shall be subordinate to the principal use as to location, square footage, and building coverage. An attached accessory living space may be located to the side of a principal unit

provided that the access to the unit be located to the side or rear and not be visible from the street right-of-way.

4. An accessory living space shall not be utilized as a transient accommodation use as defined and regulated by this chapter.

16.50.011.4. - Accessory living spaces; restrictions.

Accessory living spaces shall be subject to the following restrictions:

1. An accessory living space shall operate as an extension of and be dependent upon the principal use and shall not be a separately functioning dwelling unit.
2. Separate cooking facilities and laundry facilities are prohibited within an accessory living space.
3. Separate mailing addresses are prohibited for an accessory living space.
4. Separate utility meters for electricity, gas, water, and other utility services are prohibited.

16.50.011.5. - Building and site requirements.

1. Where an accessory living space is proposed at a second story level, all outdoor living areas such as porches, balconies, and unenclosed staircases shall be oriented toward the interior of the property or meet at least a ten foot side yard setback.
2. The floor area of any accessory living space shall not exceed ~~750~~ 800 square feet and all areas under roof may not exceed 67% of the floor area of principal dwelling unit. For detached accessory dwelling units, this limit shall apply to the combined square footages of the accessory dwelling unit and any accessory living space within the same building, including any areas used for storage, bathrooms, or shared laundry facilities (excluding any enclosed parking spaces).
3. Where an attached garage on the front façade of a structure is converted to an accessory living space unit, the following standards shall apply:
 - a. The garage door shall be removed and the enclosure must be architecturally compatible with the style of the building including finishes and color scheme and comply with building design criteria of the zoning district.

b. There shall be a 3-foot wide green yard provided between the exterior wall and any remaining pavement.

c. Required on-site parking spaces must be provided and be located entirely on the property.

16.50.011.6. - Parking and accessibility.

1. ~~Paved~~ Off-street parking spaces shall be provided for all uses on the site as required in the Matrix: Use Permissions and Parking Requirements.
2. All required off-street parking spaces shall be provided in the rear yard where the rear yard is adjacent to an alley. If no alley access exists, parking shall be contained within the rear portion of the site accessed by a driveway from the side street. Driveway access from the primary street shall only be permitted where there is no alley or side street and shall be no larger than a single lane wide.

SECTION SIX. Coding. As used in this ordinance, language appearing in struck-through type is language to be deleted from the City Code, and underlined language is language to be added to the City Code, in the section, subsection, or other location where indicated. Language in the City Code not appearing in this ordinance continues in full force and effect unless the context clearly indicates otherwise. Sections of this ordinance that amend the City Code to add new sections or subsections are generally not underlined.

SECTION SEVEN. Severability. The provisions of this ordinance shall be deemed severable. If any provision of this ordinance is determined to be unconstitutional or otherwise invalid, such determination shall not affect the validity of any other provisions of this ordinance.

SECTION EIGHT. Effective Date. In the event this Ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto this Ordinance, in which case this Ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this Ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

APPROVED AS TO FORM AND CONTENT:

/s/ Michael J. Dema
Legal Department
00624294.docx



Staff Report to the St. Petersburg Development Review Commission

Prepared by the Planning & Development Services Department,
Urban Planning and Historic Preservation Division

For Public Hearing on Wednesday, May 4, 2022
at 1:00 p.m. in the City Council Chambers, City Hall,
175 Fifth Street North, St. Petersburg, Florida.

City File: LDR 2022-01

Accessory Dwelling Units

This is a city-initiated application requesting that the Development Review Commission (“DRC”), in its capacity as the Land Development Regulations Commission (“LDRC”), make a finding of consistency with the Comprehensive Plan and recommend to City Council **APPROVAL** of the following text amendments to the City Code, Chapter 16, Land Development Regulations (“LDRs”) pertaining to Accessory Dwelling Units (“ADUs”) and Accessory Living Space.

The purpose of this text amendment application (presented in the order of the staff report) is to:

1. Expand the allowance for an ADU into NT-3 zoning (pg. 4)
2. Expand the allowance for an ADU into NS-1 and NS-2 zoning, with conditions (pg. 5)
 - a. Increase the building setback for an ADU within the NS zoning categories (pg. 10)
3. Expand the allowance for an ADU into NSM and NMH zoning (pg. 8)
4. Amend the general design standards for an ADU:
 - a. Increase the maximum unit size from 750- to 800-square feet (pg. 9)
 - b. Clarify language to define subordinate in size and location (pg. 9)
 - c. Delete the requirement for a paved parking space (pg. 10)
 - d. Delete the requirement for an unenclosed parking space (pg. 10)
 - e. Delete the 50-percent floor area restriction for a two-story building (pg.10)
5. Waive on-site parking requirement for an ADU with proximity to public transit. (pg. 10)
6. Amend Accessory Living Space to coordinate with Recommended ADU changes (pg. 12)



APPLICANT INFORMATION

APPLICANT: City of St. Petersburg
175 5th Street North
St. Petersburg, Florida 33712

CONTACT: Derek Kilborn, Manager
Urban Planning and Historic Preservation Division
Planning and Development Services Department
One 4th Street North
St. Petersburg, Florida 33711
Derek.Kilborn@stpete.org
(727) 893-7872

STAFF ANALYSIS

Background

This application requests a text amendment to the location and design standards regulating accessory dwelling units (“ADUs”) throughout the City of St. Petersburg. An ADU is commonly referred to as a *garage apartment* or *mother-in-law suite*, and explicitly defined with the City of St. Petersburg’s Comprehensive Plan and City Code, Chapter 16, Section 16.10.020.1, Land Development Regulations, as “An ancillary or secondary living unit that has a separate kitchen, bathroom, and sleeping area, existing either within the same structure, or on the same lot, as the primary detached single-family house.” ADU development standards are further regulated through Section 16.50.010.

Amendments to Accessory Live Spaces are regulated through Section 16.50.011.

The City of St. Petersburg has a long legacy of recognizing ADUs within its land use and zoning codes. While many ADUs were constructed prior to establishment of the City’s first zoning code in 1925 (Ordinance 394-A, September 11, 1925), they would continue to be legally recognized as a permitted, accessory use in many zoning districts through 1977 (Ordinance 234-F, August 25, 1977).

1977: Land Development Code Update

The 1977 land development code update represented the City’s most significant deviation from its historic development pattern by moving toward a vehicle-based, suburban model of land use and zoning regulation that further segregated land-use types and prohibited the construction of new ADUs within all residential neighborhoods. From 1977 through 2007, existing ADUs were recognized only as a *grandfathered* use.

2002-2007: Vision 2020 Plan and Associated Text and Map Amendments

In 2001, a long-range visioning and planning process known as the *Vision 2020 Plan* was initiated. The Vision 2020 Plan was eventually adopted, incorporated into the City’s Comprehensive Plan as the Vision Element, and executed as text amendments to City Code, Chapter 16, and map amendments to the Official Zoning Map and Future Land Use Map (Ordinance 777-G, October 19, 2006; Ordinance 821-G, August 9, 2007). These amendments included the re-establishment of ADUs as a permitted, accessory use within many of the City’s traditional neighborhoods.

The Vision 2020 Plan and current Vision Element of the Comprehensive Plan includes reference to, “Housing that is stable, safe, and *varied* [emphasis added], allowing choice for people to live within a neighborhood at different stages in life.” This neighborhood recommendation relates directly to the re-establishment of ADUs as a permitted, accessory use within the NT-1, NT-2, and NT-4 zoning categories.

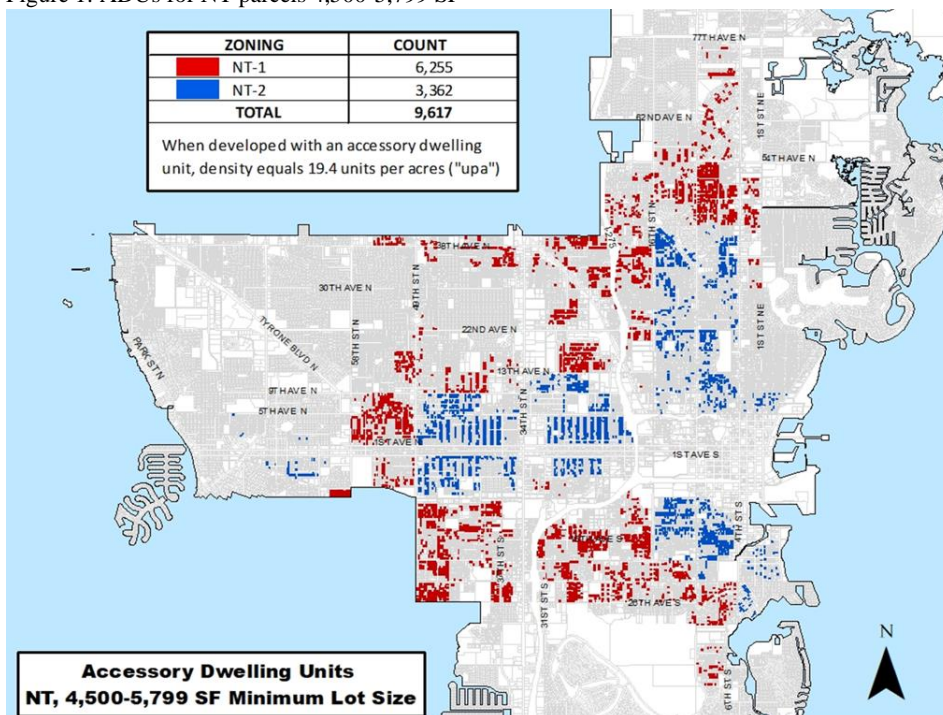
2015-2019: Housing Information Sessions and Amendments to ADUs

In 2015, City staff began a comprehensive review of the City’s existing housing programs and land use and zoning strategies. This work began with a review of the residential development standards and resulted in numerous improvements, including clarification between an ADU and Accessory Living Space, elimination of the requirement that ADUs be subordinate in height to the principal building, and eliminated the minimum unit size for an ADU. (Ordinance 287-H, July 20, 2017)

On March 22, 2018, and again on April 19, 2018, the City Council convened as the Committee of the Whole (“COW”) and received detailed presentations from the City’s Housing Department and Planning and Development Services Department. The purpose of the first meeting was to review existing programs, land use and zoning policies. The second meeting reviewed key considerations and possible next steps. Following the COW, a series of public engagement meetings were hosted at the Main Library throughout the Summer 2018.

These efforts addressed several housing needs, one of which included ADU-related amendments to expand the number of qualified properties by reducing the minimum lot area requirement and eliminating the minimum unit size requirement. These proposed amendments qualified an additional 9,617 parcels (more or less). This minimum lot size reduction directly enabled the construction of 22 ADUs between January 2020 and December 2021. (Ordinance 375-H; September 5, 2019)

Figure 1: ADUs for NT parcels 4,500-5,799 SF



2019-2021: StPete2050 Plan:

In the Fall of 2019, an updated long-range visioning and planning process was commenced to evaluate the status of the existing Vision 2020 Plan and include new feedback from a changing community about their priorities and aspirations for the future of St. Petersburg. Known formally as “StPete205: A Vision Plan for St. Petersburg,” the Plan is organized around ten (10) community themes, including *Housing*. One component of the Plan included a community survey with over 4,000 responses. Responses relating to the *Housing* theme are briefly summarized on page 20 of the Plan and organized into five (5) preferred strategies, one (1) of which is to, “Allow accessory dwelling units in all zoning districts that allow single-family homes.”

A Joint Resolution expressing the support of both the City Administration and City Council for the Plan was subsequently adopted on May 13, 2021 (Resolution 2021-209). Shortly afterwards, Planning and Development Services Staff began a series of public workshops and meetings to identify housing strategies that would improve housing diversity and increase the total number of housing units, while protecting neighborhood character and attempting to address housing affordability. These engagements have led to the creation of three (3) distinct applications for review and adoption; this is the first application and relates to ADU text amendments:

1. ADU text amendments
2. Neighborhood Traditional Mixed-Residential (NTM-1) map amendments
3. Increased Maximum Densities within existing Corridor and Center zoning categories

REQUEST

The specific set of recommendations included hereafter were derived from more than recently presented to City Council’s Committee of the Whole (“COW”) on February 24, 2022. Following the staff presentation and discussion, Committee members requested that City Staff initiate an application including the proposed text amendments, as follows and attached.

Expand ADU allowance into the NT-3 (Neighborhood Traditional) zoning category

Despite the predominance of historic ADUs throughout the NT-3 zoning category, existing ADUs are only recognized as a *grandfathered* use and new ADUs are prohibited. This request for text amendment proposes to re-establish ADUs as a permitted, principal use (accessory to primary residence) within the NT-3 zoning category. Specifically, City Code, Chapter 16, Section 16.20.020.1, Matrix: Use Permissions and Parking Requirements Matrix and Zoning Matrix, shall be amended from “G” to “P” for “Accessory, Dwelling Unit” within the NT-3 zoning category.

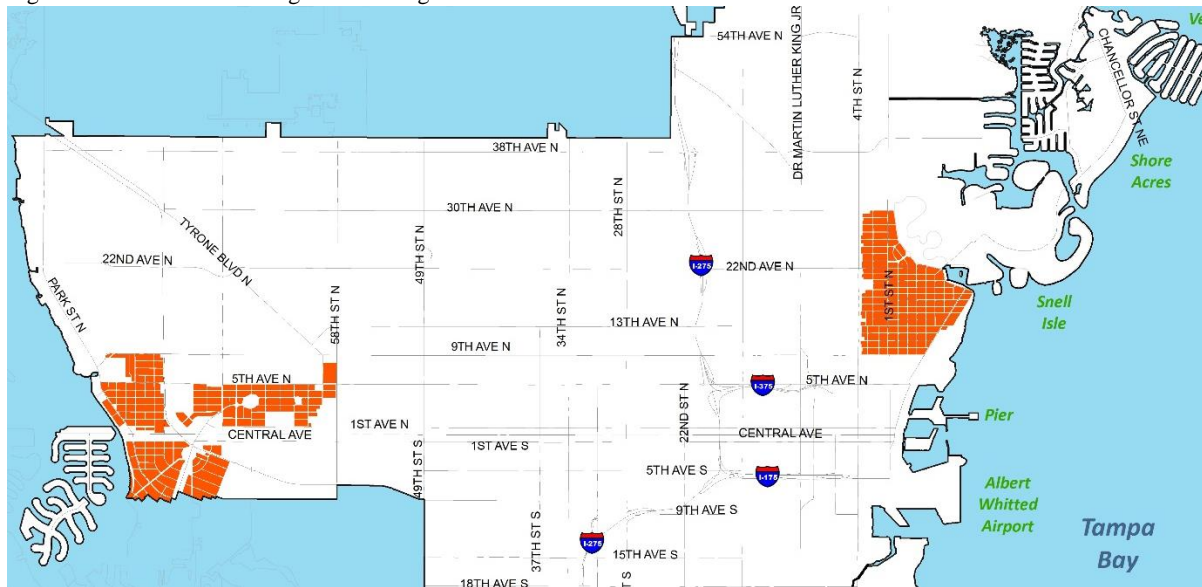
Adopting this change is consistent with the historic development pattern for traditional neighborhoods, which are typically platted with rear-loading alleys and often include ADUs and small to medium-scale multi-family buildings. If approved, this amendment will qualify approximately 3,495 parcels located within the following neighborhood and civic associations:

- Historic Old Northeast Neighborhood Association
- Pasadena Bear Creek Neighborhood Association
- Lake Pasadena Neighborhood Association
- Historic Park Street Neighborhood Association
- Azalea Homes Civic Association

- Pasadena Vista NA Neighborhood Association (Not Active)
- Old Pasadena Neighborhood Association (Not Active)

At a November 15, 2021, meeting with the Historic Old Northeast Neighborhood Association, residents expressed concerns relating to existing parking congestion on the public streets and potential drainage impacts relating to new development footprints. City staff confirmed that any proposal for a new ADU must comply with the minimum number of parking spaces required; a parking reduction for ADUs is proposed only for those which are located within 1/8-mile of a High Frequency Transit Route, described below. Moreover, this proposal does not include any text amendment to the existing maximum impervious surface ratio.

Figure 2: Parcels with existing NT-3 zoning



Expand ADU allowance into the NS-1 and NS-2 (Neighborhood Suburban) zoning categories

The NS-1 and NS-2 zoning categories are commonly applied to single-family neighborhoods and do not currently allow ADUs. (See Figure 3 below.) Suburban neighborhood characteristics include single-use development, horizontally oriented architecture, relatively large lots and frontages, deeper front yard setbacks, and buildings that respond to the needs of automobile travel. Alleys are not prevalent, so parking and garages are typically accessed from the roadway creating driveways in the front yard as a common feature. There are approximately 35,506 parcels zoned NS-1, NS-2, and NS-E (Neighborhood Suburban Estate); NS-E currently allows ADUs by right.

These neighborhood characteristics present several unique challenges when considering how to retrofit ADUs and vehicle access and parking onto properties that have no rear loading alleys. To balance different concerns, City staff presented a diversity of solutions across numerous stakeholder meetings. Feedback was then narrowed to three (3) principal criteria for determining where ADUs may be allowed on qualified parcels within the NS-1 and NS-2 zoning categories:

1. Parcels located on rear or side-loading alleys and meet minimum lot size for respective NS-1 and NS-2 zoning categories. (See Figure 4 below.); or
2. Parcels located on the corner of two (2) intersecting roadways and meet minimum lot size for respective NS-1 and NS-2 zoning categories; or

3. Parcels measuring equal to or more than 10,000 square feet in total land area. (See Figure 5 below.)

Figure 3: All parcels with existing NS-1 and NS-2 zoning.

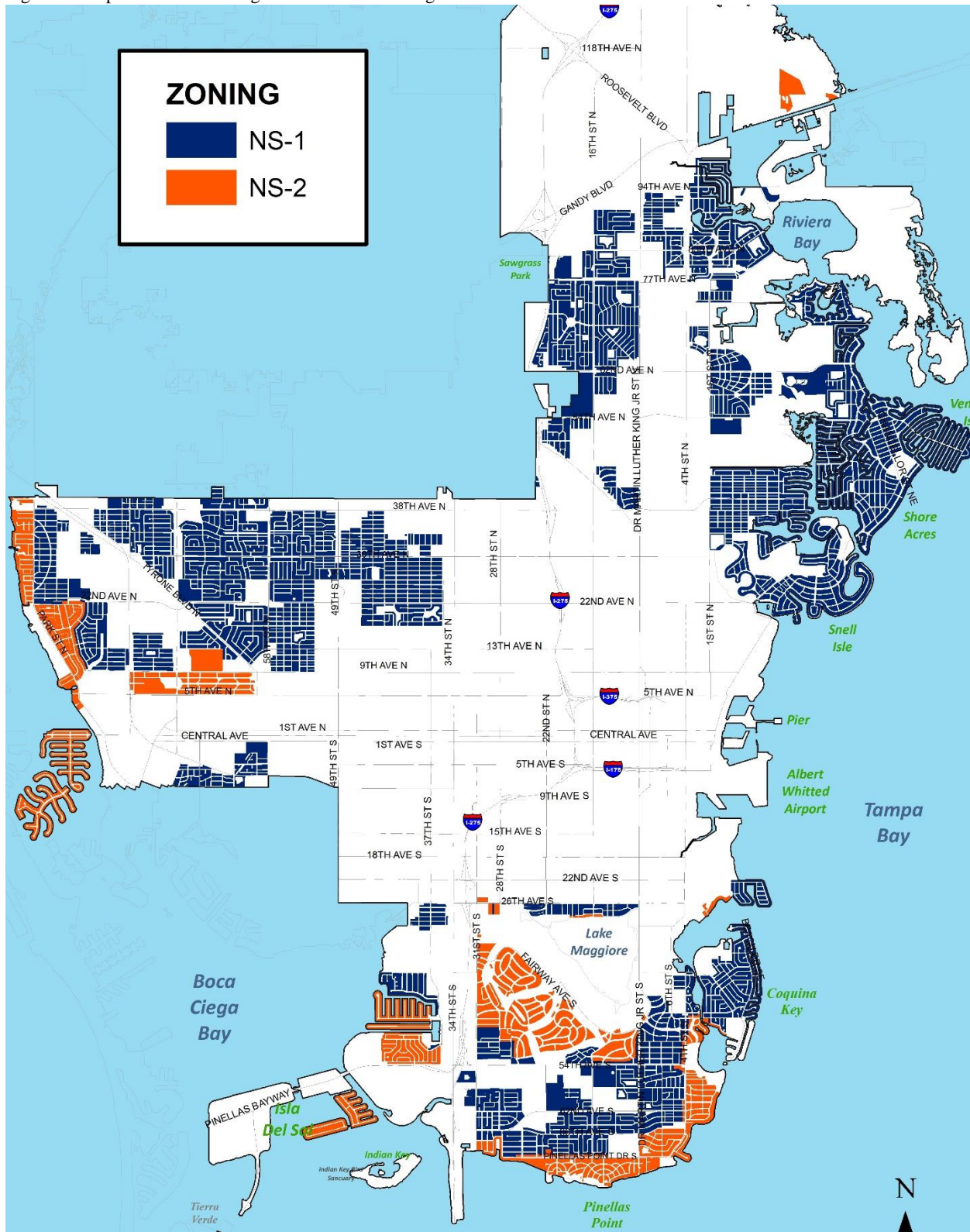


Figure 4: All parcels with existing NS-1 and NS-2 zoning located on an alley. Approximately 2,271 parcels.

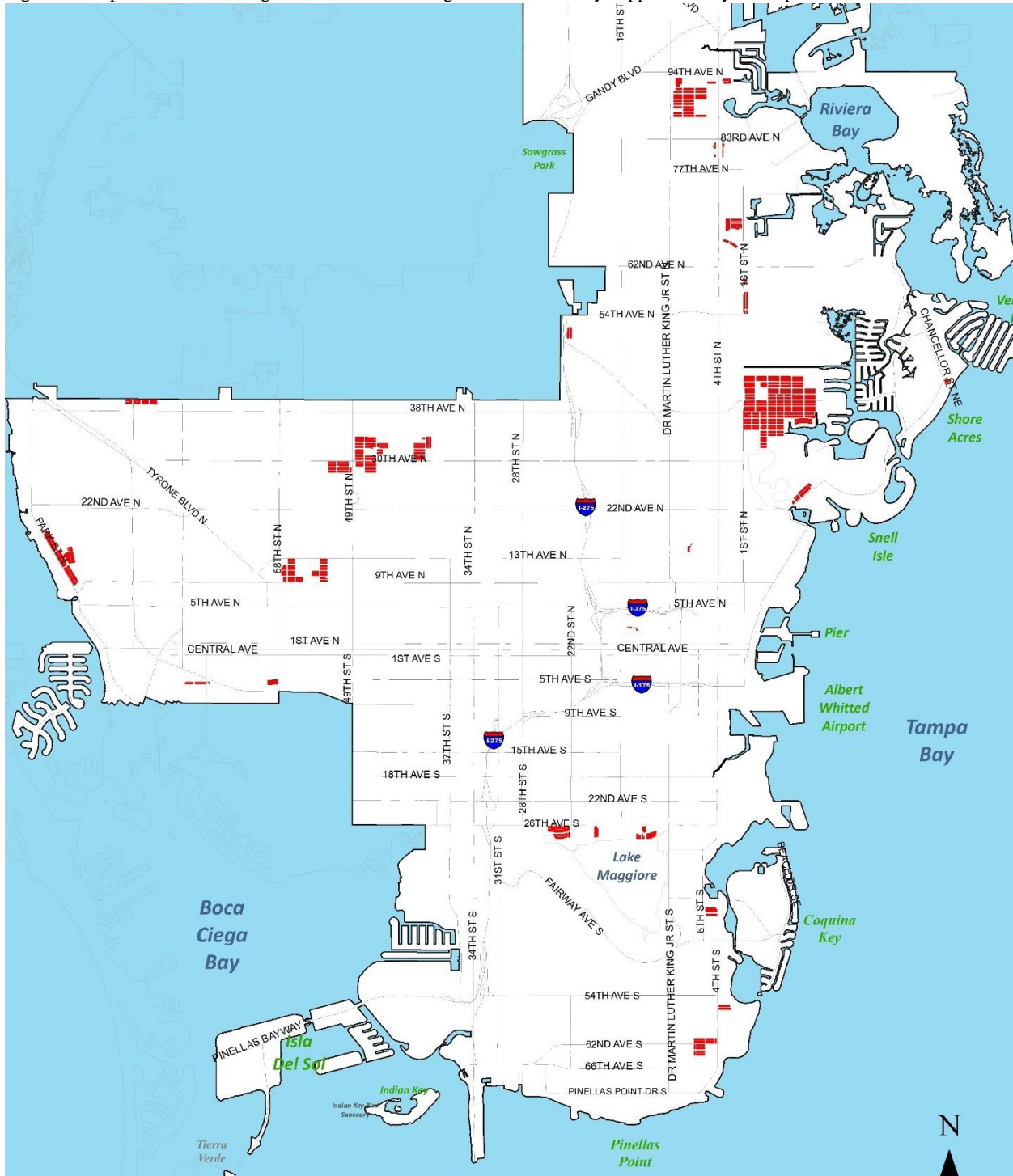
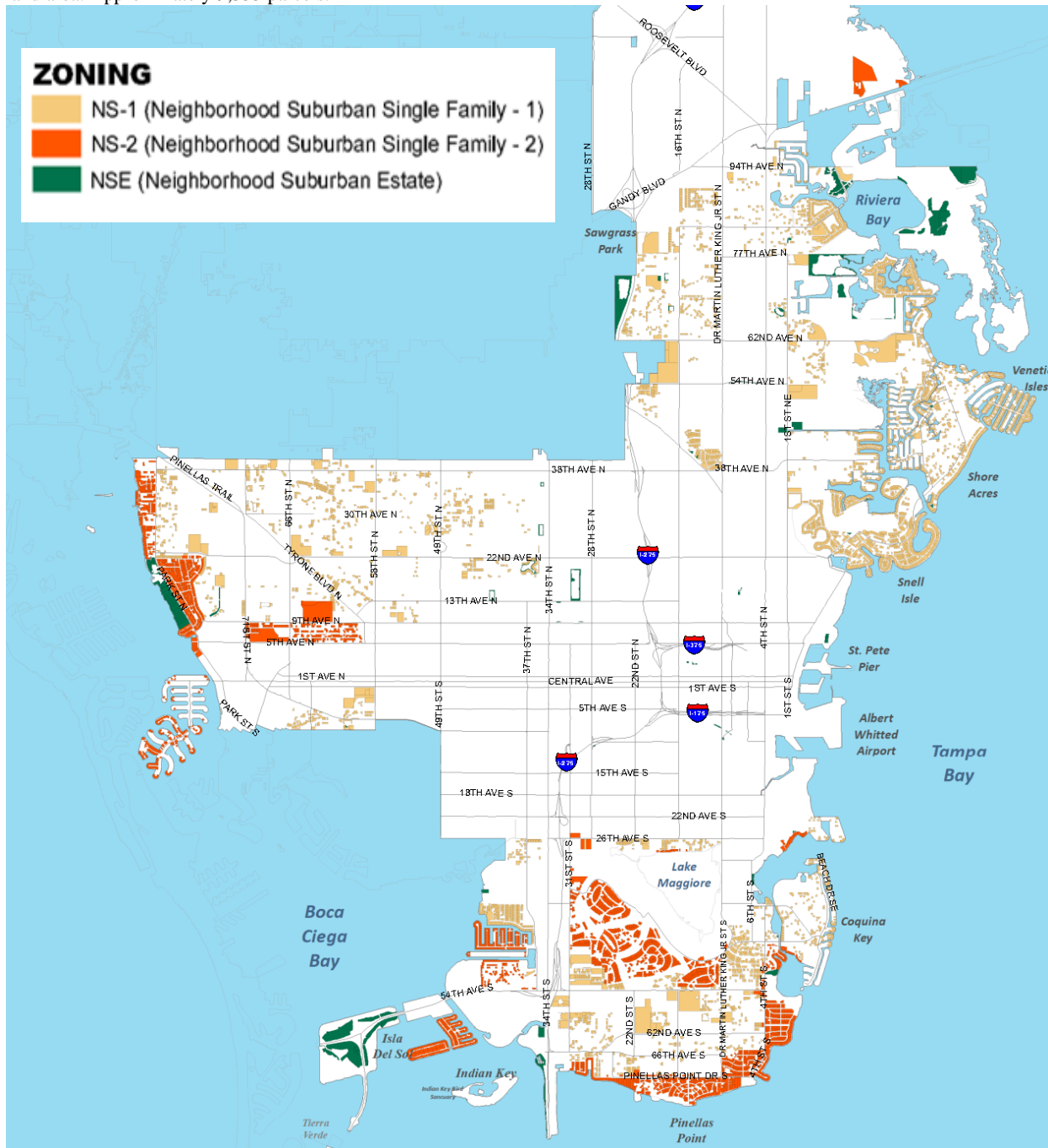


Figure 5: All parcels with existing NS-1 and NS-2 zoning category measuring equal to or more than 10,000 square feet in total land area. Approximately 9,355 parcels.



Expand ADU allowance into the NSM and NMH zoning categories

This request for text amendment proposes to allow ADUs as a permitted, principal use (accessory to primary residence) where a single-family house is located within the existing multi-family categories of NSM-1 and NSM-2 (Neighborhood Suburban Multi-Family) and NMH (Neighborhood Suburban Mobile Home). Specifically, City Code, Chapter 16, Section 16.20.020.1, Matrix: Use Permissions and Parking Requirements Matrix and Zoning Matrix, shall be amended from “G” to “P” for “Accessory, Dwelling Unit” within the NS-1, NS-2, and NMH zoning categories. Despite multi-family zoning, ADUs are currently prohibited in these instances,

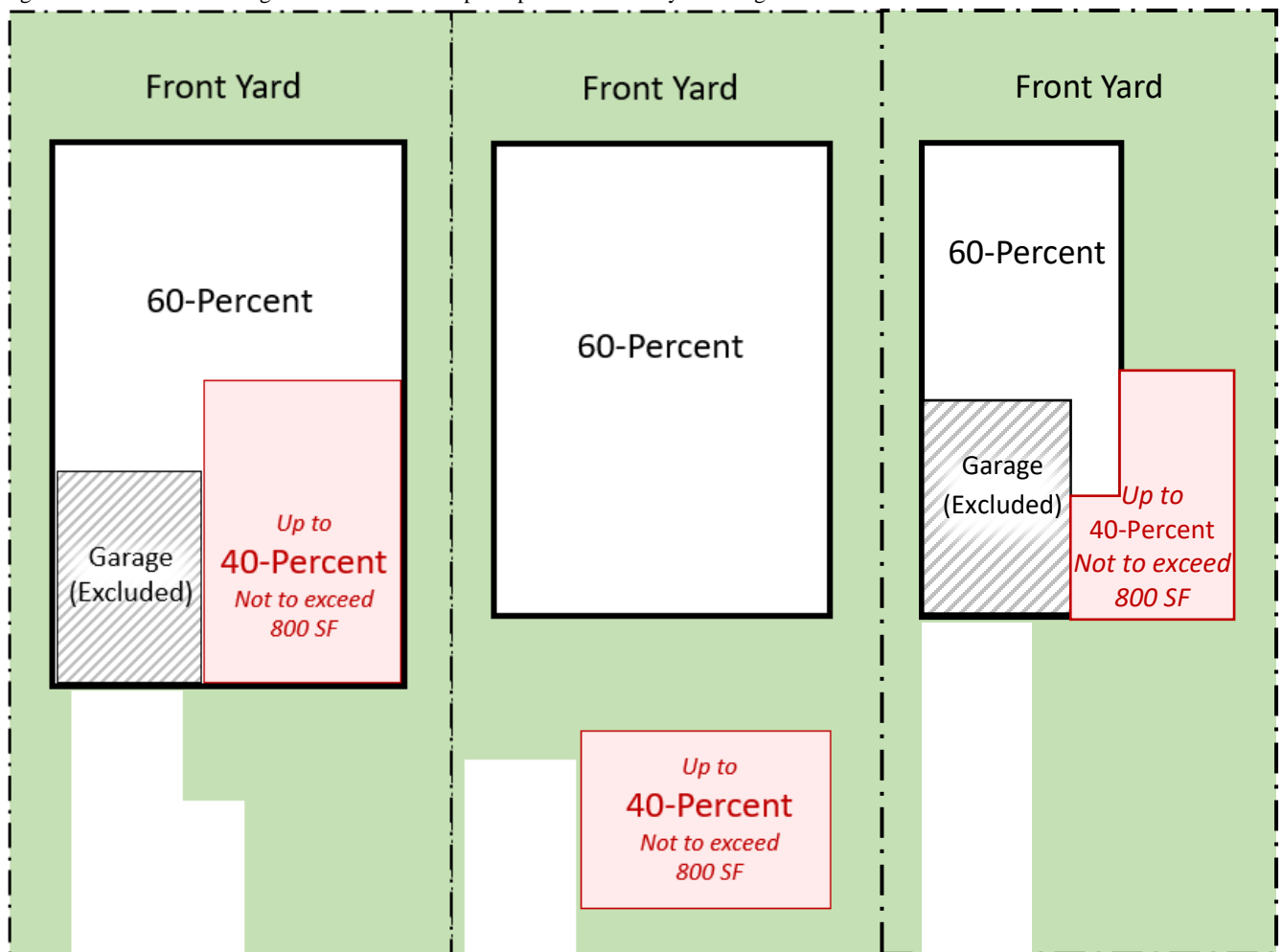
Amend the general design standards for an ADU

General design standards for an ADU are regulated through City Code, Chapter 16, Section 16.50.010, Use Specific Development Standards: Accessory Dwelling. The following criteria are proposed for amendment:

Increase the maximum unit size from 750- to 800-square feet. This proposed amendment increases the maximum unit size from 750-square feet to 800-square feet. While considered to be a relatively small amendment of only 50-square feet, this change was requested by several builders to allow more flexibility in meeting associated building code requirements.

Provide clarifying language to define subordinate in size. This proposed amendment establishes that an accessory dwelling unit may not exceed 67-percent of the principal structure square footage, up to a maximum 800 square feet, whichever is less. Any enclosed parking space is excluded. The purpose of this amendment is to clarify the existing regulation specifying that the ADU is to be subordinate in size, which has been the subject of past debate, while also ensuring the protection of neighborhood character and reinforcing the *accessory* nature of an ADU.

Figure 6: Exhibition showing the ratio in size of a principal and accessory dwelling unit



Delete the 50-percent floor area restriction for a two-story building. City Code, Chapter 16, Section 16.50.010.5.2.1 requires, “For a multi-story, accessory building, the floor area of the portion of the building used for an accessory dwelling unit *shall not exceed 50 percent* [emphasis added] of the gross floor area of the multi-story, accessory building. If the entire area used for the accessory dwelling unit is on the second floor of the building (not including the stairs) then the accessory dwelling unit may exceed 50 percent of the gross floor area of the building. The remaining floor area shall be used only as garage, utility (washer, dryer, work room) or storage space.” The 50-percent limit was intended to discourage the illegal conversion of accessory spaces into ADUs. These concerns were overstated and should no longer prohibit, or unnecessarily complicate, the adaptive reuse or construction of new ADUs. The new regulations proposed here to include the ADU and Accessory Living Space will continue to mitigate size and scale.

Delete the requirement for a paved parking space. City Code, Chapter 16, Section 16.50.010.5.4 requires, “*Paved* [emphasis added] off-street parking spaces shall be provided for all uses on the site as required in the Matrix: Use Permissions and Parking Requirements”; however, Section 16.40.090.3.3.9 regulating surface materials for one- and two-family properties also allows, “...grid pavers, crushed stone, rock, gravel or other materials approved by the POD (Person Officially Designated).” Despite the obvious contradiction between one section that states “paved” and the other that refers to “two-family properties” being allowed to use alternative surface materials, the goal here is to reduce construction costs and incentivize the creation of new ADUs. The same amendment is requested for City Code, Chapter 16, Section 16.50.011.6.1 regulating paved parking for an Accessory Living Space. The requirement for a paved parking space should be removed from both sections.

Delete the requirement for an unenclosed parking space. City Code, Chapter 16, Section 16.50.010.5.4.4 requires, “At least one of the required parking spaces shall be an unobstructed, *unenclosed* [emphasis added] surface space for exclusive use by occupants of the accessory dwelling unit.” The requirement for an unenclosed parking space unnecessarily complicates the provision of parking spaces and possibly prohibits the addition of an ADU due to space constraints. For example, a three-car garage is not practical on smaller, traditional sites. The requirement for an unenclosed parking space should be removed.

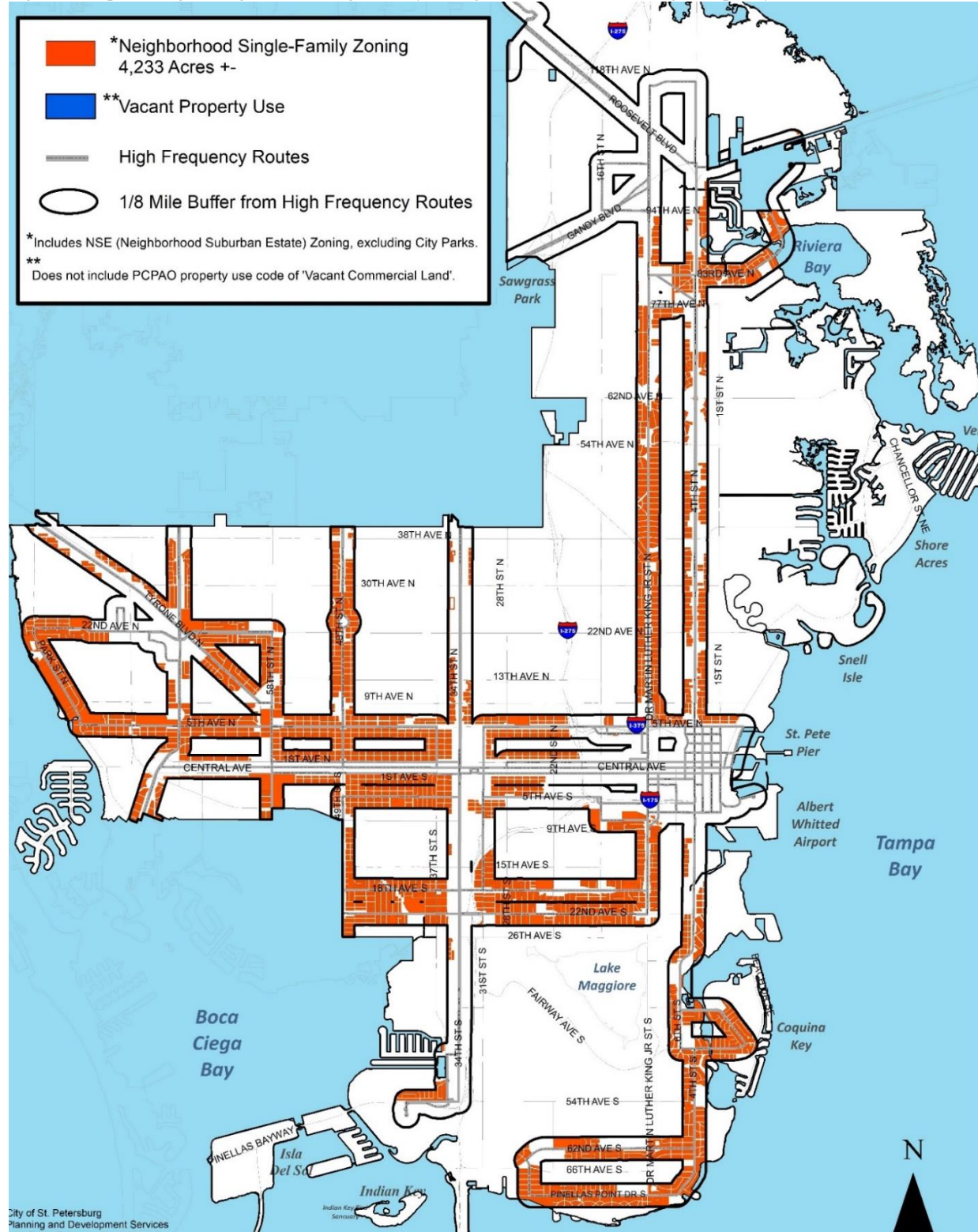
Establish a 10-foot side yard setback when located within the NS zoning categories. Providing an additional setback along shared property lines will reinforce suburban neighborhood character that traditionally includes larger building setbacks and additional greenspace.

Waive on-site parking requirement for an ADU with proximity to public transit, with conditions

Pursuant to City Code, Chapter 16, Section 16.10.020.1, the minimum number of parking spaces required for an ADU is, “1 space for units with up to 2 bedrooms; plus 0.5 for each additional bedroom.” City staff presented several options across numerous stakeholder meetings for reducing or eliminating the parking requirement; however, there were persistent concerns especially within the NT-3, NS-1, and NS-2 zoning categories where ADUs are proposed to be allowed. City staff is recommending a targeted approach with location standards near High Frequency Transit Routes, as these routes are supported with frequent transit service and include other multi-modal options. Specifically, no on-site parking space would be required for an ADU where all three (3) of the following criteria are met:

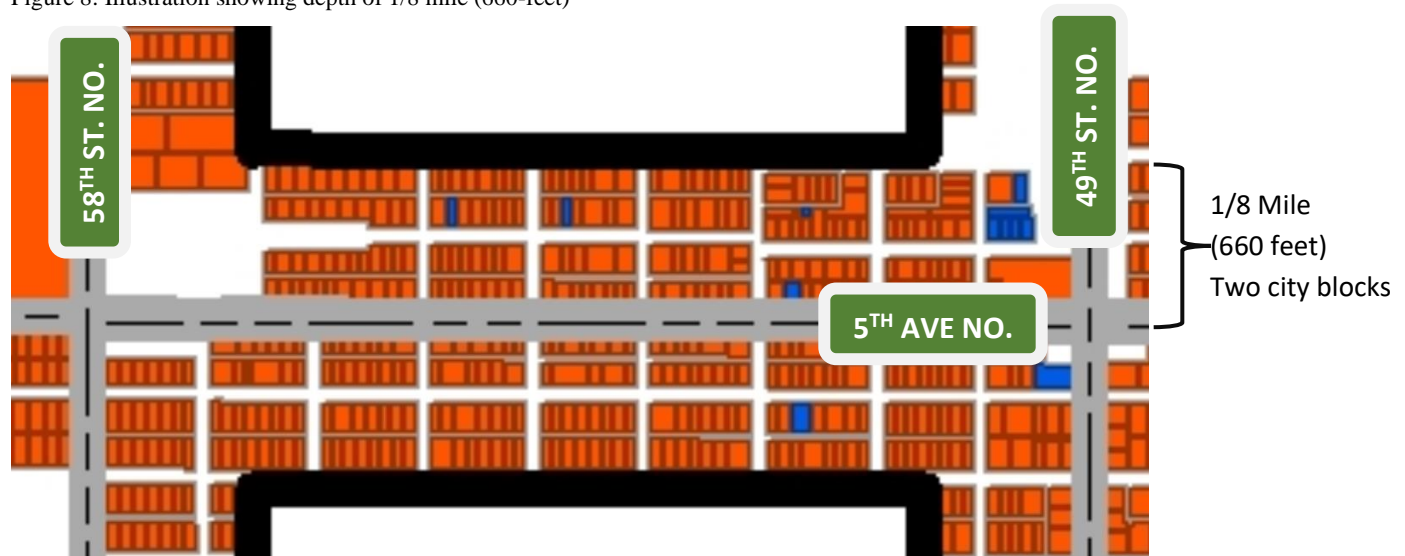
1. Within 1/8-mile (660-feet) of a High Frequency Transit Route; and
2. The ADU is equal to or less than 600 square feet; and
3. All required parking spaces for the single-family house be provided and be accessed from the alley and there is no front-loading driveway.

Figure 7: Map showing all neighborhood single-family zoning within 1/8-mile from High Frequency Transit Routes.



City of St. Petersburg
Planning and Development Services
Map Date: February 19, 2020

Figure 8: Illustration showing depth of 1/8 mile (660-feet)



Amend Accessory Living Space to coordinate with Recommended ADU changes

Accessory Living Space is defined separate from an ADU and is regulated within City Code, Chapter 16, Section 16.50.011. Several text amendments are proposed to synchronize the Accessory Living Space standards with recommended changes to the ADU standards, including a reference to laundry facilities and clarification on how the square footage is calculated as a percentage of the principal unit and possible ADU.

Frequently Asked Questions

The following general questions were routinely asked throughout the evaluation process.

Are ADUs allowed within the Coastal High Hazard Area (“CHHA”)? Adaptive reuse and new construction of ADUs within the CHHA is allowed since these are not counted against the otherwise applicable maximum dwelling units per acre density standard on the City’s Future Land Use Map. The Countywide Rules define ADUs within Division 8-2 stating, “Accessory dwelling units are not counted against the otherwise applicable maximum dwelling units per acre density standard.” Likewise, the City of St. Petersburg Comprehensive Plan defines an ADU within Chapter 1 stating, “Accessory dwelling units are not counted against the otherwise applicable maximum dwelling units per acre density standard.” This is further reinforced within the Future Land Use Element category descriptions stating, “Accessory dwelling units are permitted and may be excluded from the residential density calculation when accessory to a single-family dwelling unit, in accordance with the Land Development Regulations.” Several letters of public comment on this subject have been submitted and are attached.

How does this proposal impact drainage and stormwater runoff? Drainage and stormwater runoff are most significantly impacted by impervious surface materials. There are no recommended changes to the existing maximum impervious surface ratios. On November 10, 2020, Claude Tankersley, Public Works Administrator, met with the City’s Community Planning and Preservation Commission (“CPPC”) to discuss the general cause-and-effect of citywide issues relating to drainage and stormwater runoff. Stakeholders were referred to an archived video of this meeting for independent study.

Will building heights change to accommodate new construction? No, there are no recommended changes to the maximum allowed building height.

How does this proposal impact deed restricted communities? The proposed expansion of ADUs does not override any deed restriction or homeowners' association declaration restricting the use of ADUs.

Consistency and Compatibility (with Comprehensive Plan)

The following objectives and policies from the City's Comprehensive Plan are applicable to the attached proposal:

- H1.3 - Review ordinances, codes, regulations, and the permitting process for the purpose of eliminating excessive and overlapping requirements and resolving conflicting requirements and amending or adding other requirements in order to increase private sector participation in meeting housing needs, while continuing to insure the health, welfare and safety of the residents.
- LU3.6 Land use planning decisions shall weigh heavily the established character of predominately developed areas where changes of use or intensity of development are contemplated.
- LU3.8 The City shall protect existing and future residential uses from incompatible uses, noise, traffic and other intrusions that detract from the long term desirability of an area through appropriate land development regulations.
- LU21.1 The City shall continue to utilize its innovative development regulations and staff shall continue to examine new innovative techniques by working with the private sector, neighborhood groups, special interest groups and by monitoring regulatory innovations to identify potential solutions to development issues that provide incentives for the achievement of the goals, objectives and policies of the Comprehensive Plan.
- LU22.1 The City shall continue to pursue strategies which reduce GHG emissions and vehicle miles traveled.
- LU23.1 The City's development review policies and procedures shall continue to integrate land use and transportation planning so that land development patterns support mobility choices and reduced trip lengths.
- LU23.2 The City's development review policies and procedures shall acknowledge the GHG emission reduction impacts of higher density development and the negative impacts of sprawling, low-density development.
- LU23.3 The City's LDRs shall continue to support greater development intensity within the Corridor and Center zoning districts, particularly where located along fixed transit lines and around transit stops and stations.

PROPOSED TEXT AMENDMENTS

See Attached shown in strikethrough and underline

PUBLIC OUTREACH

Starting on May 19, 2021, and continuing through April 27, 2022, Planning and Development Services Department staff responded to individual inquiries and hosted at least 40 public meetings, including:

- 23 - Neighborhood, Civic, and Business Associations
- 2 - City Council’s Committee of the Whole (“COW”)
- 2 - City Council’s Housing, Land Use, and Transportation Committee (“HLUT”)
- 2 - Community Planning and Preservation Commission (“CPPC”)
- 2 - Development Review Commission (“DRC”)
- 1 - Affordable Housing Advisory Committee (“AHAC”)
- 6 - Community Workshops
- 3 - Council of Neighborhood Associations (“C.O.N.A.”)

Four (4) neighborhood association meetings are scheduled between the writing of this report and May 31, 2022. Additional feedback from these meetings will be included in a memorandum provided to the City Council.

Public feedback included a diversity of subjects, comments, and concerns that are reflected in the evolution of different drafts previously presented and final set of recommendations proposed herein. During the DRC workshop on April 18, 2022, one (1) additional concern was expressed relating to new construction of ADUs in the floodplain and whether additional building setback should be required to account for the additional height necessary to comply with the design flood elevation line. A complete list of public outreach meetings is attached.

PUBLIC HEARING PROCESS

The proposed ordinance associated with the LDR text amendment requires one (1) public hearing before the Development Review Commission (DRC) and two (2) City Council public hearings. When proposing to amend the actual list of permitted, conditional, or prohibited uses within a zoning category zoning districts permitted uses, Florida Statutes requires two (2) City Council public hearings instead of the standard one (1) public hearing.

RECOMMENDATION

Staff recommends that the Development Review Commission, in its capacity as the Land Development Regulation Commission, make a finding of consistency with the City’s Comprehensive Plan.

HOUSING AFFORDABILITY IMPACT STATEMENT

**City of St. Petersburg
Housing Affordability Impact Statement**

Each year, the City of St. Petersburg receives approximately \$2 million in State Housing Initiative Partnership (SHIP) funds for its affordable housing programs. To receive these funds, the City is required to maintain an ongoing process for review of local policies, ordinances, resolutions, and plan provisions that *increase the cost of housing construction, or of housing redevelopment*, and to establish a tracking system to estimate the cumulative cost per housing unit from these actions for the period July 1– June 30 annually. This form should be attached to all policies, ordinances, resolutions, and plan provisions which increase housing costs, and a copy of the completed form should be provided to the City’s Housing and Community Development Department.

I. Initiating Department: Planning & Development Services Development

II. Policy, Procedure, Regulation, or Comprehensive Plan Amendment Under Consideration for adoption by Ordinance or Resolution:

See attached amendment to Chapter 16, City Code of Ordinances (City File LDR 2022-01).

III. Impact Analysis:

A. Will the proposed policy, procedure, regulation, or plan amendment, (being adopted by ordinance or resolution) increase the cost of housing development? (i.e. more landscaping, larger lot sizes, increase fees, require more infrastructure costs up front, etc.)

No (No further explanation required.)

Yes Explanation:

If Yes, the **per unit cost increase** associated with this proposed policy change is estimated to be: \$ _____.

B. Will the proposed policy, procedure, regulation, plan amendment, etc. increase the time needed for housing development approvals?

No (No further explanation required)

Yes Explanation:

IV: Certification

X: It is important that new local laws which could counteract or negate local, state and federal reforms and incentives created for the housing construction industry receive due consideration. If the adoption of the proposed regulation is imperative to protect the public health, safety and welfare, and therefore its public purpose outweighs the need to continue the community’s ability to provide affordable housing, please explain below:

The proposed regulation, policy, procedure, or comprehensive plan amendment will **not** result in an increase to the cost of housing development or redevelopment in the City of St. Petersburg and no further action is required. (Please attach this Impact Statement to City Council Material and provide a copy to Housing and Community Development department.)

/s/ Elizabeth Abernethy

Director, Planning & Development Services (signature)

04-28-2022

Date

Copies to: City Clerk; Joshua A. Johnson, Director, Housing and Community Development

**Strikethrough and Underline Text Amendments
Public Outreach
Public Comments Received**

City of St. Petersburg

Planning & Development Services Department

LDR Update – Accessory Dwelling Units

Updated May 3, 2022

Background

StPete2050 Vision

At the February 24th City Council (meeting as the Committee of the Whole) considered expanding the geographic footprint of accessory dwelling units, increasing the maximum density allowed in our corridor categories, and applying the NTM-1 zoning category to qualified parcels, as written.

Summary of Proposed Accessory Dwelling Unit Changes:

Design standard modifications:

- Increase maximum unit size from 750 square feet to 800 square feet and add percentage limit to define subordinate in size as no more 67% of the principal use, whichever is less. This equates to a limit of 40% of the total FAR on the property.
- Clarify that subordinate in location for an attached ADU allows an ADU to be located on the side of the principal use, provided that the entrance to the ADU is on the side or rear and not visible from the street.
- Remove 50-percent floor area restriction for 2-story buildings
- Eliminate additional one on-site parking space if:
 - Within 1/8-mile (660-feet) of high frequency transit route; AND
 - Unit size is equal to or less than 600 square feet; AND
 - Unit is located on an alley, with all required parking spaces for the single-family home are accessed from the alley, and there is no front-loading driveway.
- Remove paved and unenclosed parking restriction
- Require 10-foot side yard setback for NS detached ADUs

Locational standard modifications:

- Allow for single-family houses in all multi-family zoning districts
- Allow in NT-3 zoning districts
- Allow in NS-1 and NS-2 without alleys, subject to minimum lot size (10,000 s.f.)
- Allow in NS-1 and NS-2 with alleys and on corner lots, on conforming lots:
NS-1 = 5,800 s.f.; NS-2 = 8,700 s.f.

The following changes are shown in Strike-through/Underline Format

16.50.010.1. Applicability.

This section applies to accessory dwelling units and accessory living space as defined in the Matrix: Use Premises and Parking Requirements and to the construction of a single-family dwelling unit as a principal use on a lot where an accessory dwelling unit already exists.

16.50.010.2. Generally.

See the definition of accessory dwelling unit in the use Matrix for definition.

16.50.010.3. Purpose and intent.

Accessory dwelling units are a recognized element of our ~~traditional~~ neighborhoods and provide for a variety of housing types. The following standards allow the continuation and establishment of this housing type in manner consistent with the surrounding development. The provisions of this section do not override any deed restriction or homeowners' association declarations restricting accessory dwelling units, however the City has no authority to enforce such restrictions.

16.50.010.4. Establishment.

Establishment or expansion of a lawful accessory dwelling unit shall be subject to the following requirements:

1. Not more than one accessory dwelling unit shall be permitted for each single-family dwelling in the districts where allowed by the Matrix: Use Permissions and Parking Requirements, subject to all requirements of this section.
2. An accessory dwelling unit shall not be permitted before construction of the principal building has commenced or a lawful principal use is established.
3. An accessory dwelling unit shall be subordinate to the principal use as to location, square footage, and building coverage. An attached accessory dwelling unit may be located to the side of a principal unit provided that the access to the unit be located to the side or rear and not be visible from the street right-of-way.
4. An accessory dwelling unit shall not be utilized as a transient accommodation use as defined and regulated by this chapter.

16.50.010.5. Development standards.

16.50.010.5.1. Lot requirements.

- A. Establishment of a new accessory dwelling unit shall only be allowed if:
 1. The lot area shall be at least 4,500 square feet in all NT districts.
 2. ~~If the lot is below the current minimum lot area requirements for the zoning district, the original platted lot or lawfully established lot of record has not been subdivided and remains under common ownership;~~ The lot area shall be at least 10,000 square feet in all NS districts unless the lot is located on an alley or corner on lots which conform to the district minimum lot area standard.
 3. If the accessory dwelling unit is detached and the legal front and rear of the lot are consistent with the front and rear yards of lots on the same block face. An attached accessory dwelling unit shall not be permitted where lots have been refaced such that the legal front yards face a different direction than the rest of the lots in the block or where refacing has eliminated alley access for a lot.
- B. A lot containing an accessory dwelling unit shall not be subdivided to separate the accessory dwelling unit from the principal use, unless such division can meet all applicable standards of the zoning district and land development regulations.

16.50.010.5.2. Building and site requirements.

Accessory dwelling units shall be subject to the following design standards:

1. The floor area of any accessory dwelling unit shall not exceed 750 800 square feet and all areas under roof may not exceed 67% of the floor area of principal dwelling unit. For detached accessory dwelling units, this limit shall apply to the combined square footages of the accessory dwelling unit and any accessory living space within the same building, including any areas used for storage, bathrooms, or shared laundry facilities, excluding any enclosed parking spaces.
2. For a multi-story, accessory building, the floor area of the portion of the building used for an accessory dwelling unit shall not exceed 50 percent of the gross floor area of the multi-story, accessory building. If the entire area used for the accessory dwelling unit is on the second floor of the building (not including the stairs) then the accessory dwelling unit may exceed 50 percent of the gross floor area of the building. The remaining floor area shall be used only as garage, utility (washer, dryer, work room) or storage space. For a one-story, accessory building, the accessory dwelling unit may use 100 percent of the gross floor area of the one-story, accessory building. Detached accessory dwelling units in the NS districts shall comply with a minimum side yard setback of ten feet.
3. The portion of the building containing an accessory dwelling unit may be attached to the side or rear of the principal structure and shall comply with the setbacks of the zoning district.
4. Sides of buildings containing second floor porches, or unenclosed staircases which face the interior side yard of an adjacent property shall comply with the minimum setback of the zoning district or ten feet, whichever is greater. This requirement shall not apply to completely enclosed staircases.
5. A paved walkway at least two feet in width shall connect the main entrance of the accessory dwelling unit with the off-street parking spaces.
6. The building containing an accessory dwelling unit shall comply with the architectural standards for the zoning district and be compatible with the style of the building containing the principal use, including finishes, roof pitch and paint scheme.
7. Where an attached garage on the front façade of a structure is converted to an accessory dwelling unit, the following standards shall apply:
 - a. The garage door shall be removed and the enclosure must be architecturally compatible with the style of the building including finishes and color scheme and comply with building design criteria of the zoning district.
 - b. There shall be a 3-foot wide green yard provided between the exterior wall and any remaining pavement.
 - c. Required on-site parking spaces must be provided and be located entirely on the property.

16.50.010.5.3. Visual buffering.

Given the compact urban form of traditional neighborhoods, it is necessary to establish minimum standards for visual buffering between uses to afford residents a reasonable level of privacy in rear yards. Each lot is different. Certain design solutions may be more effective or appropriate in some circumstances than others. The intent is to prioritize privacy for adjacent properties over the privacy between the principal and accessory use on the lot. Buildings for a new accessory dwelling unit shall comply with the following requirements:

1. Where an accessory dwelling unit is proposed at a second story level, all outdoor living areas such as porches, balconies, and unenclosed staircases shall be oriented toward the interior of the property or meet at least a ten foot side yard setback.

16.50.010.5.4. Parking and accessibility.

Accessory dwelling units shall be subject to the following parking standards:

1. ~~Paved~~ Off-street parking spaces shall be provided for all uses on the site as required in the Matrix: Use Permissions and Parking Requirements except where the property is within 1/8-mile (660 feet) of high frequency transit route, the unit size is equal to or less than 600 square feet, the unit is located on an alley, all required parking spaces for the single-family home are accessed from the alley and there is no front-loading driveway.
2. All required off-street parking spaces shall be provided in the rear yard where the rear yard is adjacent to an alley. If no alley access exists, parking shall be contained within the rear portion of the site accessed by a driveway from the side street. Driveway access from the primary street shall only be permitted where there is no alley or side street and shall be no larger than a single lane wide.
3. Driveways for off-street parking areas shall comply with the design and location restrictions for the zoning district.
4. At least one of the required parking spaces shall be an unobstructed, ~~unenclosed surface~~ space for exclusive use by occupants of the accessory dwelling unit.
5. A storage area shall be reserved along the property line adjacent to the alley to provide storage of solid waste collection containers, where possible.

SECTION 16.50.011. ACCESSORY LIVING SPACE

16.50.011.1. Applicability.

This section applies to accessory living space as defined in the Matrix: Use Premises and Parking Requirements.

16.50.011.2. Generally.

These requirements apply to both attached and detached accessory living spaces.

16.50.011.3. Establishment.

Establishment or expansion of a lawful accessory living space shall be subject to the following requirements:

1. Not more than one accessory living space shall be permitted for each single-family dwelling in the districts where allowed by the Matrix: Use Permissions and Parking Requirements, subject to all requirements of this section.
2. An accessory living space shall not be permitted before construction of the principal building has commenced or a lawful principal use is established.
3. An accessory living space shall be subordinate to the principal use as to location, square footage, and building coverage. An attached accessory living space may be located to the side of a principal unit provided that the access to the unit be located to the side or rear and not be visible from the street right-of-way.
4. An accessory living space shall not be utilized as a transient accommodation use as defined and regulated by this chapter.

16.50.011.4. Accessory living spaces; restrictions.

Accessory living spaces shall be subject to the following restrictions:

1. An accessory living space shall operate as an extension of and be dependent upon the principal use and shall not be a separately functioning dwelling unit.
2. Separate cooking facilities and laundry facilities are prohibited within an accessory living space.
3. Separate mailing addresses are prohibited for an accessory living space.
4. Separate utility meters for electricity, gas, water, and other utility services are prohibited.

16.50.011.5. Building and site requirements.

1. Where an accessory living space is proposed at a second story level, all outdoor living areas such as porches, balconies, and unenclosed staircases shall be oriented toward the interior of the property or meet at least a ten foot side yard setback.
2. The floor area of any accessory living space shall not exceed ~~750~~ 800 ~~800~~ square feet and all areas under roof may not exceed 67% of the floor area of principal dwelling unit. For detached accessory dwelling units, this limit shall apply to the combined square footages of the accessory dwelling unit and any accessory living space within the same building, including any areas used for storage, bathrooms, or shared laundry facilities, excluding any enclosed parking spaces.
3. Where an attached garage on the front façade of a structure is converted to an accessory living space unit, the following standards shall apply:
 - a. The garage door shall be removed and the enclosure must be architecturally compatible with the style of the building including finishes and color scheme and comply with building design criteria of the zoning district.
 - b. There shall be a 3-foot wide green yard provided between the exterior wall and any remaining pavement.
 - c. Required on-site parking spaces must be provided and be located entirely on the property.

16.50.011.6. Parking and accessibility.

1. ~~Paved~~ Off-street parking spaces shall be provided for all uses on the site as required in the Matrix: Use Permissions and Parking Requirements.
2. All required off-street parking spaces shall be provided in the rear yard where the rear yard is adjacent to an alley. If no alley access exists, parking shall be contained within the rear portion of the site accessed by a driveway from the side street. Driveway access from the primary street shall only be permitted where there is no alley or side street and shall be no larger than a single lane wide.

16.10.020.1. - Matrix: Use permissions and parking requirements matrix and zoning matrix.

Use	NEIGHBORHOOD										Definition
	NT-1 + NT-2: Neighborhood Traditional Single-family	NT-3: Neighborhood Traditional Single-family	NT-4: Neighborhood Traditional Mixed Use	NTM-1: Neighborhood Traditional Mixed Use	NS-E: Neighborhood Suburban Estate	NS-1 + NS-2: Neighborhood Suburban	NSM-1 + NSM-2: Neighborhood Suburban Multi-Family	NMH: Neighborhood Suburban Mobile Home	NPUD-1 + NPUD-3: Neighborhood PUD	NPUD-2: Neighborhood PUD	
CITYWIDE											
Accessory Use and Structure	P	P	P	P	P	P	P	P	P	P	Uses or structures which are customarily subordinate or incidental to the lawful principal use of a building or premises. These uses are not required to be a 'permitted' use in the zoning district. <u>In all districts except IT and IS, the total gross floor area of all accessory uses and structures shall not exceed 67% of the principal use.</u>
RESIDENTIAL USES											
Accessory, Dwelling Unit	P	PO φ	P	P	P	PO φ	PO φ	PO φ	P	P	An ancillary or secondary living unit that has a separate kitchen, bathroom, and sleeping area, existing either within that same structure, or on the same lot, as the primary detached single-family house. Accessory dwelling units are not counted against the otherwise applicable maximum dwelling units per acre density standard. (See Use Specific Development Standards).
Accessory, Living Space	P	P	P	P	P	P	P	P	P	P	Additional living space which is separated from the principal residence which does not function as an independent dwelling unit and which utilizes the same cooking facilities, <u>laundry facilities</u> , street address and utility meter as the principal residence. (See Use Specific Development Standards)

Definitions: Accessory Use and Structure: Uses or structures which are customarily subordinate or incidental to the lawful principal use of a building or premises. These uses are not required to be a 'permitted' use in the zoning district. In all districts except IT and IS, the total gross floor area of all accessory uses shall not exceed 67% of the principal use.

Additional living space: Additional living space which is separated from the principal residence which does not function as an independent dwelling unit and which utilizes the same cooking facilities, laundry facilities, street address and utility meter as the principal residence.

16.40.090.3.2. - Minimum number of parking spaces required.

C. Administrative adjustment of standards.

11. Accessory Dwelling Unit (ADU). Where an ADU is less than 600 square feet, within 1/8-mile (660-feet) of high frequency transit route, located on an alley, with all required parking spaces for the single-family home accessed from the alley and there is no front-loaded driveway, there shall be no required parking for the ADU.

16.20.010.5 - Maximum development potential.

- (2) Residential floor area ratio exemption. The FAR includes any enclosed space above the required design flood elevation line, including enclosed garage space, but excludes that portion of the enclosed space that is below the required design flood elevation and up to 500 sf of the floor area of any ~~detached~~ accessory dwelling unit located in the rear one third of the property.

PUBLIC OUTREACH

05/19/2021 Council of Neighborhood Associations (CONA)
05/26/2021 **Community Workshop No. 1**
06/09/2021 **Community Workshop No. 2**
06/16/2021 Chamber's Housing, Land Use, & Development Committee
06/21/2021 Historic Old Northeast Neighborhood Association
06/23/2021 **Community Workshop No. 3**
06/24/2021 Historic Roser Park Neighborhood Association
07/14/2021 **Community Workshop No. 4**
07/27/2021 Downtown Developer's Council
08/26/2021 **City Council: Committee of the Whole (COW)**
09/01/2021 Crescent Lake Neighborhood Association
09/14/2021 Chamber Housing, Land Use, & Development Committee
09/14/2021 Council of Neighborhood Associations (CONA)
09/15/2021 Bicycle and Pedestrian Action Committee
09/21/2021 Complete Streets Committee
09/28/2021 Downtown Developers Council
09/29/2021 **Community Workshop No. 5**
10/04/2021 Campbell Park Neighborhood Association
10/13/2021 **Community Workshop No. 6 (Repeat No. 5)**
10/13/2021 St. Petersburg Downtown Neighborhood Association
10/14/2021 **City Council: Housing, Land Use and Transportation Committee**
11/15/2021 Historic Old Northeast Neighborhood Association
12/14/2021 **Community Planning and Preservation Commission (CPPC) Workshop**
12/16/2021 **City Council: Housing, Land Use and Transportation Committee**
01/19/2022 Holiday Park Neighborhood Association
02/15/2022 Council of Neighborhood Associations Leadership Training (CONA)
02/24/2022 **City Council Committee of the Whole (COW)**
03/07/2022 Crescent Heights Neighborhood Association
03/15/2022 **Affordable Housing Advisory Committee (AHAC) Workshop**
04/12/2022 Alliance for the Pinellas Bayway
04/12/2022 Disston Heights Civic Association
04/12/2022 **Community Planning and Preservation Commission (CPPC) Workshop**
04/13/2022 Downtown Neighborhood Association
04/18/2022 **Development Review Commission (DRC) Workshop**
04/26/2022 Greater Pinellas Point Civic Association
04/27/2022 Bay Area Apartment Association
05/04/2022 Historic Kenwood Neighborhood Association
04/18/2022 **Development Review Commission (DRC) Public Hearing**
05/16/2022 Shore Acres Civic Association
05/17/2022 Snell Isle Neighborhood Association
05/31/2022 Central Oak Park Neighborhood Association



LDR 2022-01 UPDATE
ACCESSORY DWELLING UNITS
Public Comments

Part I: Neighborhood Association Comments

As of June 14, 2022 (5:00 PM)



**The Council of Neighborhood Associations of South Pinellas County, Inc.
P.O. Box 13693 St. Petersburg, Florida 33733**

April 26, 2022

Honorable Kenneth T. Welch
Mayor's Office
175 Fifth Street North
Saint Petersburg, Florida 33701

SUBJECT: AUXILIARY DWELLING UNIT EXPANSION INTO COASTAL HIGH
HAZARD AREAS

Dear Mayor Welch,

This letter addresses the pending proposals to extend Auxiliary Dwelling Units (ADU) further into the Coastal High Hazard Area (CHHA). The Council of Neighborhood Associations Executive Committee requests that such extension be reconsidered.

Our beautiful city is at great risk for flooding due to climate change and associated storm intensification and sea level rise. Parts of our city are already experiencing “sunny day” flooding. Minor high-tide flooding is twice as likely now as it was 20 years ago. There have been a series of studies addressing the great risk of flooding in Tampa Bay. The most recent is the Tampa Bay Partnership study which concludes that **the cost of hardening Pinellas County will be \$2.6 billion over the next 25 years and an additional \$2.3 billion between 2045 and 2070.**

St. Petersburg has estimated a cost of \$3 billion in its Integrated Water Resources Master Plan (IWRMP) for improvements related to potable water, wastewater, reclaimed water, and stormwater, but that plan does not address seawall replacement and raising, nourishment, and elevation and flood proofing of structures all of which are included in the Partnership Study. Only recently has the City commenced a two-year study of City-owned sea walls (not those privately owned).

The Partnership Study calls for “carefully considering and addressing the risk of flood damage in land use and infrastructure planning decisions, as well as zoning, building codes, and other local regulations....use incentive zoning to encourage developers to build in lower-risk areas and take actions to improve resilience” (*Id.* p. 20).

The Council of Neighborhood Associations of South Pinellas County, Inc. is a 501(c)(3) nonprofit organization.
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WEBSITE: www.stpetecon.org FORUMS: www.conaforums.org EMAIL: president@stpetecon.org

Honorable Kenneth T. Welch
April 26, 2022
Page 2

In presenting the Partnership Study, Brian Auld, president of the Tampa Bay Rays and chair of the Partnership Resilience Task Force, also noted that possible new stadium sites that once appeared to be “great places” to build a ballpark are now expected to be underwater, and mentioned flooding a foot deep at Al Lang Stadium’s locker room.

City Staff Reports indicate that present planning for expansion of Auxiliary Dwelling Units would range between 10,000 and 15,000 parcels. There are no recommendations for reducing the risk of building ADUs in the High Hazard Area by increasing building standards, or detailed measures for assuring that such structures are compatible with neighborhood character. This may potentially result in a density increase of 50% and more in some neighborhoods, including those located in the Coastal High Hazard Area. Additional residents and property would be placed at risk and further add to the cost of hardening our city against increased flooding and associated storm intensification.

Beyond increased infrastructure costs, current sea level rise projections show that new CHHA structures will not even reach an average structural mid-life of 20-30 years before severe flooding issues occur, even in the absence of a major storm. The cost to the City and all citizens to mitigate damage will become an additional, substantial tax burden. Furthermore, this approach may increase overall housing stock if homeowners are willing to take the risk, but given the economics of building near the water it is highly unlikely that significant affordable housing will be generated. Building away from the CHHA such as is proposed in the recently announced Fairfield Avenue development is an appropriate approach.

Additionally it is recommended the proposal to extend ADUs into the CHHA be communicated to FEMA to ascertain possible effect on community flood insurance ratings.

Thank you for your consideration.

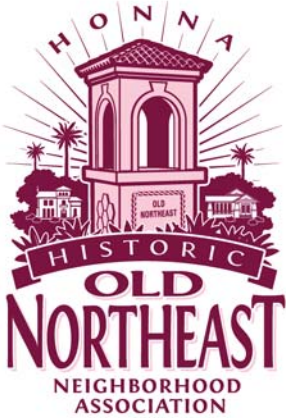
Sincerely,

Tom Lally

President

cc: City Council
Community Planning and Preservation Commission
Development Review Commission
CONA Executive Committee
CONA Member Neighborhoods

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WEBSITE: www.stpetecon.org FORUMS: www.conaforums.org EMAIL: president@stpetecon.org



HONNA
P.O. Box 76324
St. Petersburg, FL 33734
www.honna.org

May 10, 2022

City Council Chair Driscoll and Members of City Council,

The Historic Old Northeast Neighborhood Association continues to have concerns about the proposed expansion of ADUs into our NT-3 district (from 9th Avenue to 30th Avenue, from 4th Street to the Bay).

Accessory Living Space is currently allowed in NT-3. This category allows for separate living space, but without a stove or separate metering. These units cannot be rented out, but are suitable for relatives, 'granny flats' or 'aging in place'.

Lack of adequate parking is a serious issue for the neighborhood. Responding to residents' complaints, we instituted permit parking in the southern part of the neighborhood where ADUs are currently allowed (NT-2). In addition, residents who live in close proximity to 4th Street often compete with businesses for parking along neighborhood streets. Any reduction in parking requirements will impact those residents and their quality of life. *Therefore, we do not support a reduction in required parking for any ADUs.*

Further, we do not support allowing ADUs in the coastal high hazard area (CHHA). The eastern section of our neighborhood is in the CHHA. The Waterfront Park and some of the streets in this area routinely experience flooding during heavy rains and hurricanes. This situation will only continue to worsen in the future.

We do support strict design and compatibility requirements for ADUs to preserve community character. Our distinctive neighborhoods help to make St. Pete the special place that it is. Additionally, we support defining "community character" which will help to ensure that those unique characteristics are maintained.

Regards,

John Johnson
John Johnson

cc. Mayor Ken Welch
Elizabeth Abernethy
Derek Kilborn
Tom Lally, CONA



LDR 2022-01 UPDATE
ACCESSORY DWELLING UNITS
Public Comments

Part 2: Individual Comments
As of June 14, 2022 (5:00 PM)

From: Valerie Hyman <>
Sent: Monday, March 14, 2022 10:37 PM
To: Gina L. Driscoll; Richmond J. Floyd; Brandi J. Gabbard; Lisa Wheeler-Bowman
Cc: Elizabeth Abernethy
Subject: ADU: Eliminating parking minimums

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi -

Many cities, including a number the size of St Pete and much larger, are enjoying the benefits of eliminating parking minimums. In some cases, as in Raleigh NC, the plan is to set maximums instead.

This interactive map tells you who's doing what. It's easy to navigate and really informative.

As you home in on a final decision regarding ADUs, please consider eliminating parking minimums. It would be yet another step toward making more workforce housing practical to build.

Thanks.

Valerie

https://www.strongtowns.org/journal/2021/11/22/announcing-a-new-and-improved-map-of-cities-that-have-removed-parking-minimums?apcid=006178522c0eb2d0a68fb401&utm_campaign=112221-monday-email&utm_content=&utm_medium=email&utm_source=autopilot

From: Elizabeth Abernethy
Sent: Sunday, March 20, 2022 7:12 PM
To: Derek Kilborn
Subject: Fwd: ADU's in Coastal High Hazard Areas

For our files and staff report

Thanks,
Liz

Sent from my iPhone

Begin forwarded message:

From: "Gina L. Driscoll" <Gina.Driscoll@stpete.org>
Date: March 18, 2022 at 5:49:47 PM EDT
To: Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org>
Subject: Fwd: ADU's in Coastal High Hazard Areas

Gina L. Driscoll
St. Petersburg City Council Chair/District 6
727-893-7117
Gina.Driscoll@stpete.org

From: Bonnie Hargrett <bonniehargrett@gmail.com>
Sent: Friday, March 18, 2022 5:44:34 PM
To: Mayor <Mayor@stpete.org>; Copley C. Gerdes <Copley.Gerdes@stpete.org>; Brandi J. Gabbard <Brandi.Gabbard@stpete.org>; Ed Montanari <J.Montanari@stpete.org>; Lisset G. Hanewicz <Lisset.Hanewicz@stpete.org>; Deborah D. Figgs-Sanders <Deborah.Figgs-Sanders@stpete.org>; Gina L. Driscoll <Gina.Driscoll@stpete.org>; Lisa Wheeler-Bowman <Lisa.Bowman@stpete.org>; Richmond J. Floyd <Richie.Floyd@stpete.org>; CONA - Council of Neighborhood Associations <president@stpetecona.org>
Subject: ADU's in Coastal High Hazard Areas

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I write to offer my significant disappointment in hearing the possibility of further development options, particularly Additional Dwelling Units, in risk-prone areas for flooding. Snell Isle, my home since the early '90's, has experienced serious flooding issues with high tides, strong winds and heavy rains. Hurricanes impact these Coastal High Hazard Areas with every event, mild or strong! Streets become impassible until the "event" subsides. In certain areas, high water enters homes. Our neighborhood already has nearly 1400 dwellings made up of apartments, townhomes, condominiums and traditional homes. So our community is already populated with a large number of residents with many homes built in the 1950's and '60's that have no elevation so they are prone to flooding. There

are few, if any, vacant lots. Perry Snell, Snell Isle's original developer from the 1930's, named our neighborhood Snell ISLE for a reason. Our Isle is surrounded by water!

The very thought of the City Council voting to allow our neighborhood, or any neighborhood deemed High Hazard, to be even more densely populated makes no sense at all. Please use good judgement on this issue! There are potentially other St. Petersburg neighborhoods where ADU's and Multi-Family additional units might make sense but nowhere in the Coastal High Hazard areas please!

The City is making a huge mistake by not having neighborhood meetings to allow communities to weigh in on this subject. You've heard this term often and will continue to...the **character of each neighborhood** is important and is at risk! This potential change can and will have substantial negative impacts on a neighborhood's character. Please listen to your constituents!

Respectfully,
~Bonnie Hargrett
Snell Isle Property Owners Assn Director

Memorandum

TO: Mayor Kenneth T. Welch & City Council
FROM: Will Michaels, Ph. D.
SUBJECT: Auxiliary Dwelling Units and Neighborhood Character
DATE: April 28, 2022

Presently the City has pending a proposal to expand Auxiliary Dwelling Units (ADUs) into areas of the city where they are not now permitted, especially Suburban Zoned Neighborhoods, but also in Neighborhood Traditional-3 (NT-3) Zoned Neighborhoods. ADUs offer significant benefits to residents. These include additional living space for family members, possible rental income, and in some cases enable elderly residents to age in place and remain in their cherished neighborhood with long-time friends and familiar features. Also of importance is maintaining the special character of neighborhoods including how ADUs will impact neighborhood character where they are not presently permitted.

Vision2050

The recently enacted Vision2050 addresses the great importance of protecting community and neighborhood character. The Vision Document includes a section entitled “Community Character and Growth,” p. 79. The Mission Statement in this section states that, “The need to plan for and direct growth in St. Petersburg will be balanced with *protecting and enhancing community character*. Centers and corridors will be the focus of redevelopment,” p. 79. Also included in this section is the goal, “*Protect the character and viability of neighborhoods.*” Under the Housing Section there is also a goal, “Make housing and affordability options, including rental and ownership options and a variety of housing types, available in all neighborhoods throughout the city, *while maintaining community character,*” p. 73. [Emphasis added]

While considerable information has been provided the public regarding the *location* of additional ADUs throughout the city there has been comparatively little address of how such expansion would assure that the Vision2050 requirements for neighborhood character compatibility are assured. It is important that such purpose and criteria also be shared with neighborhoods well in advance of the public hearings so that they have adequate opportunity to review and offer input.

Definition of Neighborhood Character

It is noted that while Vision2050 values community and neighborhood character it lacks a definition of community and neighborhood character. The lack of such a definition makes enforcement difficult. A definition should be added to the ordinance. The following is suggested: “*Neighborhood character is those special physical attributes of a neighborhood which emotionally connect with residents, give a neighborhood its sense of place and special identity, and encourage long-term residency. These special attributes deserve protection and include such aspects as views, parks, open spaces and landscape, distinctive architecture, building parcel patterns, artwork, convenient nearby retail, and other special cultural features enhancing quality of life.*”

NTM Model

As a member of the Planning and Preservation Commission I supported the 2019 Neighborhood Traditional Mixed Residential District (NTM). The purpose of this new zoning category was to provide a variety of new “missing middle housing” (duplexes, triplexes, etc.) along “Future Major Streets” abutting Traditional Neighborhoods not located in the Coastal High Hazard Area (CHHA). This special zoning included strong language protecting neighborhood character: “The standards for the NTM-1 district are intended to allow for renovations and redevelopment within the traditional neighborhoods,

while respecting the existing development pattern and unique character of these areas.” The enabling ordinance included specific design guidelines “intended to insure compatibility with the existing character and pattern of these neighborhoods by requiring compatible building design...” etc. Design criteria included lot standards, lot coverage, density, intensity, building height, setbacks, building width, entrances, building materials and other factors. With regard to architectural style the NTM criteria required that for ADUs the architectural style of the existing principle residence should be used. Also a criterion addressing building mass and scale should be provided. It is noted many Suburban Neighborhoods lack alleys, and were not designed to accommodate ADUs. It would be helpful to neighborhoods if an image example of how ADU buildings in specific neighborhoods would appear.

In addition to the design criteria a number of neighborhoods have expressed concern regarding the reduction of parking requirements for ADUs. Streets in some neighborhoods are very narrow and permit parking on but one side of the street. Some neighborhoods lack sidewalks. Reduction of some current ADU parking requirements could make this situation worse.

Increased Real Density in the Coastal High Hazard Area

Also, it is the present intention of the City to permit additional ADUs in the Coastal High Hazard Area (CHHA). This was prohibited in the ordinance providing for NTM-1 zoning and should also be prohibited for any additional ADUs. It is understood that ADUs are now permitted by definition as part of the existing permitted density in single-family zoning (“not counted against the otherwise applicable maximum dwelling units per acre”). Nevertheless there is the real potential to add hundreds of additional structures and people into the CHHA increasing risk to people and property, and it is understood the City Council has the power to contain this. Numerous studies have documented the significant vulnerability of the CHHA, the most recent of which is from Tampa Bay Partnership. The Partnership estimates a cost of nearly \$5 billion to provide flood-protective infrastructure in Pinellas County, a substantial portion of which would apply to St. Petersburg (this is in addition to the \$3.1 billion need documented in the Integrated Water Resources Master Plan). Additionally, no improvement in the construction of ADUs in the CHHA to resist flooding and storm intensification due to climate change is being recommended as of yet by the City. Rain and flood permeability will also be negatively impacted by the addition of 800 square foot ADUs on residential parcels. Permitting significant numbers of additional ADUs in the CHHA may also adversely affect the city FEMA community flood insurance rating. The City should at least defer until a detailed flood vulnerability and mitigation assessment has been completed before extending ADUs into the CHHA.

The City is commended for its several recent efforts to expand affordable housing including its 10-Year \$60 Million Plan to provide 2,400 new housing units; local implementation of HB 1339 expediting affordable housing development on one acre or greater sites; increasing down-payment assistance for first-time home buyers; and expanding access to emergency rental assistance. These are important initiatives for addressing the critical need for affordable housing.

(These are my personal views and do not represent any other entity.)

Cc: Development Review Commission
Stephanie Owens
Elizabeth Abernathy
Derek Kilborn

From: Will Michaels <wmichaels2@tampabay.rr.com>
Sent: Monday, May 16, 2022 1:07 PM
To: Elizabeth Abernethy; Derek Kilborn
Subject: Revised ADU Language

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Hi Liz and Derek,

This is a follow-up on my earlier memo to the mayor and council of April 28th on which you were copied regarding Auxiliary Dwelling Units. At that time I did not have the benefit of the actual changes proposed for the ADU ordinance, which I have now reviewed.

Again, a good standard for comparing the revised ADU ordinance is the Neighborhood Traditional Mixed Ordinance (16.20.0150). This special zoning includes strong language protecting neighborhood character. The **Introduction** paragraph (16.20.015.3) states “The standards for the NTM-1 district are intended to allow for renovations and redevelopment within the traditional neighborhoods, while respecting the existing development pattern and unique character of these areas.” The introduction later states that the design guidelines are “intended to insure compatibility with the existing character and pattern of these neighborhoods by requiring compatible building design...” etc. While the ADU Ordinance includes certain stipulations pertinent to neighborhood character it lacks the clear purpose and intent language included in the NTM ordinance and it is recommended that this be added.

For Suburban Neighborhoods, how are such design features as mass and scale, lot coverage, intensity, building height, setbacks, building width, building materials, permeability, and other factors addressed? If they are the same as for the principal residence, where is that referenced?

Under “Building & Site Requirements” #5 states that a paved walkway shall connect the ADU with the off-street parking spaces. What off-street parking would be required in the Suburban Neighborhoods?

Do the ADUs need to meet the 2 feet above BFE requirement if located in the CHHA? (Also, regarding the pending multi-family proposals, if they were to be allowed in the CHHA would they need to meet the 4 feet above BFE and higher wind resistance standards?) How would this affect the ADU height? Would we have ADUs that are higher than the principal residence?

Thank you for your consideration. Best Regards,

Will Michaels

From: Tony Mullersman <tony@brickstreethomes.net>
Sent: Sunday, May 22, 2022 1:19 PM
To: Katrina L. Lunan-Gordon
Cc: Dillon Alderman; Michael Griffith; Derek Kilborn; Scot K. Bolyard
Subject: Re: ADU vs. Principal Residence Size -- BP22-04000137

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Katrina,

I'm following up on this and copying Scot in case you are on vacation as I have sent numerous emails about various projects and haven't received a response in 10+ days. I'm also copying Derek as I have some comments regarding the new proposed ADU rules.

I saw the DRC report for the May 4 meeting and noticed that staff has proposed to clarify the meaning of subordinate with respect to ADUs by implementing the 67% rule you referenced in your plan review comment. I always appreciate when ambiguity in the code is clarified so I'm glad that's being done. In this case, however, we relied on the existing code and very recent interpretations of that code. Just last year we permitted and built an ADU for the same owner where the ADU exceeded 67% of the area of the house (see Permit # 21-02001947 where the ADU was 747 sqft. and the house was 1,084 sqft.). I've copied the owner Michael Griffith here. Michael has spent > \$5,000 on plans, surveying and engineering for this ADU and would not have done so if he knew about the 67% rule. How could he have known about that rule, especially when you approved a project for him last year that exceeded 67%? Due to the extremely high construction costs resulting from inflation, the economics of this project do not work unless the ADU can be 2 bedrooms, which requires ~ 750 sqft. Thus Michael will lose \$5,000+ if you are unable to approve this permit. I hope that you are able to continue enforcing the existing code consistent with how it was interpreted and enforced last year, until the new ordinance passes.

Derek -- with respect to the proposed rule / new ordinance, what is the intent of the 67% anyways? Why not make it 90% or even 99%? From an affordable housing perspective I think this is a big mistake. A 2-bedroom floor plan requires ~ 750 sqft. which means that 2-bedroom ADUs will only be allowed where the primary residence is at least 1,120 sqft. Do you know how many homes are larger than 1,120 sqft? I would imagine that's a large percentage of the housing stock where people might want to build ADUs. I believe units with more than 1 bedroom are critical to solving the affordable housing crisis and limiting the construction of those units is a big mistake. The cost to build a 2 bedroom unit is only slightly more than the cost to build a 1 bedroom unit, but the rents are substantially higher so the economics are significantly better for the landlord. Far more units will be built without the 67% rule. For example, the owner of this property (whom I've copied here) has several other properties where he wants us to build him ADUs but only if they can be 2 bedrooms. They all have houses which are smaller than the 1,100 sqft. that would be required to accommodate a 2-bedroom ADU under the new rules.

Thank you all for working through these issues with us.

Regards,

Tony Mullersman
Brick Street Homes
(352) 281-5441 (direct)
www.brickstreethomes.net
CGC1525398

On Wed, May 11, 2022 at 7:59 PM Tony Mullersman <tony@brickstreethomes.net> wrote:

Katrina,

I just received your comment for this project stating that according to 16.50.020 of the LDRs the ADU can't exceed 67% of the principal unit's square footage. I just looked at 16.50.020 and I don't see that language. I also don't see it in 16.20.010 or 16.50.010. Could you please let us know where to find this requirement in the code?

I recall at one point there was language in the ADU section of the code that the ADU couldn't exceed 50% of the square footage of the primary residence. I thought that was removed from the code and wasn't aware of a 67% rule replacing it?

Thank you,

Tony Mullersman
Brick Street Homes
(352) 281-5441 (direct)
www.brickstreethomes.net
CGC1525398

From: Tony Mullersman <tony@brickstreethomes.net>
Sent: Friday, May 27, 2022 11:59 AM
To: Elizabeth Abernethy
Cc: Derek Kilborn
Subject: Re: ADU vs. Principal Residence Size -- BP22-04000137

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That all makes sense, thank you for taking the time to explain. My final suggestion would be that the code requires ADUs to be subordinate in size **OR** location. If the ADU is subordinate in location (e.g. a detached ADU in rear 1/3 of the lot), then it does not have to be subordinate in size (subject to the 800 sqft. limit). If the ADU is attached side by side it would need to be subordinate in size.

Have a great memorial day weekend!

Tony Mullersman
Brick Street Homes
(352) 281-5441 (direct)
www.brickstreethomes.net
CGC1525398

On Fri, May 27, 2022 at 11:32 AM Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org> wrote:

There was never a standard in the code regarding a percentage to apply to subordinate. It was a matter of interpretation by the zoning officials over the years.

We would not support eliminating the subordinate in size, or there would be nothing left to make a distinction between an accessory and a principal, because there is language in this package that allows an attached ADU to the side of the principal, not behind it, provided it will have a door to the side or rear so that it presents as a single-family home from the street.

We have been having a separate and on-going discussion regarding allowing duplex, triplex and quadplex into the neighborhoods. There was discussion yesterday afternoon at the COW, and a decision was made to have another COW in August, to discuss allowing additional units up to 500-feet into the neighborhoods. That could potentially be a duplex, or a second ADU.

Thanks!

--Liz

Please note all emails are subject to public records law.

From: Tony Mullersman <tony@brickstreethomes.net>
Sent: Thursday, May 26, 2022 10:34 PM
To: Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org>

Cc: Derek Kilborn <Derek.Kilborn@stpete.org>

Subject: Re: ADU vs. Principal Residence Size -- BP22-04000137

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Thanks for the quick reply! I guess I wasn't aware that utility space was included in the calculation. Then again I wasn't aware that there was a calculation at all. My recollection was that many years ago there was a 50% requirement and it was eliminated. Am I recalling that correctly? I'm confused why that would have been removed from the code and not replaced by a different number unless the intent was to allow any size smaller than the primary residence. In any event it's clear that the code needed clarification so I'm glad that's making its way into this text amendment.

I will try to share my thoughts with council via email but I don't think they're going to take my advice over yours! Both you and Derek have made the point about the ADU essentially becoming a duplex but I still don't follow that logic. From my perspective attached ADUs *are* duplexes, they're just a specific type of duplex. What's the problem with that? We are building several houses with attached ADUs in St. Pete right now. They are considered duplexes under the Florida Building Code and reviewed as such by the Building Department. If the text amendment removes the "subordinate as to square footage" requirement, but still requires the ADUs to be subordinate as to location, then they can still be ADUs even if they're closer in size to the primary residence. Either way they're duplexes, right?!

BTW I saw that you all explored allowing multiple ADUs on a parcel at one point. We are doing a number of projects in Gainesville where we're building single family rentals, each with one attached ADU and one detached ADU (essentially three units on one parcel). That's another great model for affordable housing in my opinion.

Any update on when the next NTM meeting will take place? Will it be another COW meeting?

Thanks!

Tony Mullersman

Brick Street Homes

(352) 281-5441 (direct)

www.brickstreethomes.net

CGC1525398

On Thu, May 26, 2022 at 8:17 PM Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org> wrote:

Tony,

I looked up the existing house related to the permit you sent me.

1435 47TH AVE N

If you count the utility room, and the enclosed porch, the square footage is 1,188 s.f., which at 67% would allow 795 sf.

Thanks!

--Liz

From: Tony Mullersman <tony@brickstreethomes.net>
Sent: Thursday, May 26, 2022 7:28 PM
To: Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org>
Cc: Derek Kilborn <Derek.Kilborn@stpete.org>
Subject: Fwd: ADU vs. Principal Residence Size -- BP22-04000137

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Hey Liz,

I hope you're doing well.

I'd really appreciate it if you could weigh in on this.

A friend of mine has a handful of rentals and asked us to build him some ADUs. We built two for him last year and were planning to build a couple more for him this year. One of the ones we built last year exceeded 67%. I've attached that permit here for your reference. Now, after he's spent thousands of dollars on plans and engineering, he's being told it can't exceed 67%, which is a deal killer for him. He started spending money on the project back in January.

I understand the code's definition of "subordinate" is subjective and therefore subject to interpretation by the POD. But last year it was interpreted differently as evidenced by the attached permit. It seems that the current interpretation is the result of a pending ordinance. I have been trying to keep up with the ADU and NTM code changes. Unless I'm overlooking it there was no mention of a maximum percentage size in the December HLUT presentation. The concept first appeared in the COW presentation on 2/24. By that time our client had already invested substantially in this project. And the information presented in the COW presentation on 2/24 was 35% of total floor area, which is different from what's being proposed/enforced now. It wasn't until the DRC meetings that the 67% rule was first proposed. By that time we were already in permitting.

Back in January when our client made the decision to invest in the plans and permitting for this project I believe he had perfectly reasonable expectations that it would be approved. And while I'm sure there's a legal basis for the city to change the rules/interpretations based on pending legislation, I don't think it's fair to our client in this context. I would really appreciate it if you could consider making an exception given the circumstances.

Lastly, I'm including Derek here again because I wanted to add one more note regarding the size of ADUs relative to primary residences as it relates to the proposed ordinance. As Liz pointed out at the 2/24 COW presentation, the code previously required that ADUs be subordinate in location, height, and size. The height requirement was eliminated to allow 2-story ADUs to be constructed over garages behind 1-story homes. Just as the height requirement was eliminated, I see no reason why the size requirement can't be eliminated or increased to 90+ %.

I'm going to rephrase the question from my last email: What is the downside to allowing ADUs up to 95% the size of the primary residence as long as they are < 800 square feet and subordinate to the house in location (i.e. at the back of the lot)?

The only argument I can come up with is an aesthetic preference for the primary residence to be larger than an accessory structure. But the fact that ADUs over garages are allowed renders this a moot point. On the lot in question we can't build a 1-story 750 sqft. ADU but we could build a 1,200 sqft. 2-story structure with 600 sqft. of 2nd floor

living space over a 3-car garage. The 1-story unit we're not allowed to build would hardly be visible from the street or to neighbors whereas the 2-story structure we're allowed to build would stick out like a sore thumb. I have a hard time understanding the logic of this. For the record, considering the affordability issues we're facing, I'm all for allowing the 2-story structures. I just don't understand the logic of allowing that but not allowing a much smaller 1-story ADU.

The economics of 2 bedroom units vs. 1 bedroom units are very real for the owners of investment properties. The 2 bedroom units barely cost more to construct than the 1 bedroom units but rent for 30-40% more. The 2-bedroom units also provide much needed diversity in the affordable housing stock. While this particular text amendment may seem trivial, since there are so many 800-1,000 sqft. houses in the city, and the minimum size for a marketable 2-bedroom unit is at least 700 sqft., I think it will significantly reduce the number of ADUs built in the long-term.

There is definitely at least one ADU hanging in the balance here as our client does not intend to move forward if the size is limited to 67% (589 sqft.).

Please let me know if you can make an exception for this project. And, I'd love to hear both of your thoughts on the rationale behind the size limitation.

Thanks!

Tony Mullersman

Brick Street Homes

(352) 281-5441 (direct)

www.brickstreethomes.net

CGC1525398

----- Forwarded message -----

From: **Katrina L. Lunan-Gordon** <Katrina.Lunan-Gordon@stpete.org>

Date: Thu, May 26, 2022 at 2:00 PM

Subject: RE: ADU vs. Principal Residence Size -- BP22-04000137

To: Michael Griffith <magriffith01@gmail.com>, Tony Mullersman <tony@brickstreethomes.net>

Cc: Dillon Alderman <aldermanplanning@gmail.com>

Hello,

At this time the ADU amendment to the LDRs are underway and pending City Council's final approval. Have attached the draft amendment for your convenience.

There is a tentative date of July 14, 2022 for the 2nd and final public hearing for the amendment. Kindly stay tuned in case the date changes.

In the meantime, staff has directive to apply the 67% of the floor area of the principal dwelling unit not exceeding 750 sq. ft. for the ADU.

Katrina Lunan-Gordon

Planner II

Development Review Services

1 Fourth Street North, St. Petersburg, FL 33701

O: 727-892-5096 | E: Katrina.Lunan-Gordon@stpete.org

Please note all emails are subject to public records law.

From: Michael Griffith <magriffith01@gmail.com>

Sent: Thursday, May 26, 2022 1:43 PM

To: Tony Mullersman <tony@brickstreethomes.net>

Cc: Katrina L. Lunan-Gordon <Katrina.Lunan-Gordon@stpete.org>; Dillon Alderman <aldermanplanning@gmail.com>

Subject: Re: ADU vs. Principal Residence Size -- BP22-04000137

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Katrina or Derek,

Can I get an update on where this is at?

I basically am doing the exact same thing that I did on a property in 33703 area code to this property on 469 44th Ave N St Petersburg FL 33703. I let the tenants know and stated that I wouldnt be raising rents due to construction going to be in effect. The process has been taking longer than I expected, but I paid for surveys and plans to get this done.

I can showcase my other properties that finished earlier this year. They look great in the neighborhood a few blocks away. One of the ADUs I did earlier this year does not meet this 67% criteria that I just learned about.

Please let me know as I am trying to get this done as soon as I can. Let me know if you have any questions or issues that I can help address also.

All the best,

Michael Griffith

On Wed, May 11, 2022 at 8:00 PM Tony Mullersman <tony@brickstreethomes.net> wrote:

Katrina,

I just received your comment for this project stating that according to 16.50.020 of the LDRs the ADU can't exceed 67% of the principal unit's square footage. I just looked at 16.50.020 and I don't see that language. I also don't see it in 16.20.010 or 16.50.010. Could you please let us know where to find this requirement in the code?

I recall at one point there was language in the ADU section of the code that the ADU couldn't exceed 50% of the square footage of the primary residence. I thought that was removed from the code and wasn't aware of a 67% rule replacing it?

Thank you,

Tony Mullersman

Brick Street Homes

(352) 281-5441 (direct)

www.brickstreethomes.net

CGC1525398

[Your Sunshine City](#)

From: bartlettparkneighborhood@gmail.com
Sent: Wednesday, May 04, 2022 9:27 AM
To: Derek Kilborn; Council
Subject: DRC action needed to increase the supply of affordable homes

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I commend the city for your work to encourage and allow more auxiliary units that would increase the supply of housing and hopefully lower the cost. We force residents to pay too much for housing and this does not benefit our city. We are facing a crisis as rent and housing costs are increasing far faster than wages and people will be forced to leave the city and commute long distances to work. Unnecessary rules that require larger lots unfairly make housing too expensive.

My Bartlett Park neighborhood was developed as a pedestrian oriented community with businesses within walking distance. Higher density will provide a better customer base for new businesses and promote better use of transit.

Tom Tito
Bartlett Park Neighborhood Association

CC CONA

Stop Look Listen

Stop: While the Committee's objectives are laudable, it behooves them to consider any adverse consequences to their plan. Snell Isle is already an Evacuation Zone A. What effect would the increased population density have in the event of our next hurricane? St Petersburg is the fifth Florida City with the greatest risk of rising sea level, and whereas Virginia, North Carolina, New Jersey, Tennessee and Alabama have authorized the States to buy from the owners at flood risk properties, St Petersburg is promoting their expansion. There is an abundance of vacant appearing properties not in the flood zone, which if rehabilitated by the City could provide extensive relief to the housing shortage. The City could recoup its costs as the Landlord.

Look: Look at the existing problems before creating the potential for new ones. St. Petersburg has had at least six sewage spills in 2021 dumping 3,340,300 gallons of raw sewage into local waters. Local employers and prospective employers are discouraged that St Petersburg Schools are not providing their recruiters with the level of talent they need for their companies. Traffic congestion throughout the City threatens the viability of the City, not just in commutation delays but in productivity. Time lost in traffic is not productive and jeopardizes our competitiveness.

Listen: Hear what the experts say about the effects of rising temperature on our City and our waters. St Petersburg is renown for its extensive system of parks, but the recent building craze has lead to the destruction of some of the remaining open spaces and deforestation of the CO2 absorbing greenery. Open spaces are rarely ever restored. More concrete buildings and more concrete roads absorb heat, reduce the watershed into the aquifer and increase the runoff into our local waters, raising the

temperature of both the land and the water, polluting the water with the runoff, increasing the risk of hurricanes and turbulent weather resulting from the increased water temperature. These changes increase competing flora and fauna in our waters risking the fishing and beach-attracting industries. More people=more cars. More cars=more exhaust producing more CO₂, more ozone, and more pollution. All these atmospheric changes increase the incidence of Melanoma, Asthma, and Cardiovascular complications.

Before trying to solve a problem it seems prudent to examine whether the cure may be worse than the disease.

Mark S. Brenman

1930 Kansas Ave. NE
St. Petersburg, FL 33703
(609) 217-3465
msbrenman@gmail.com

My name is Mark Brenman and I am a resident of Venetian Isles. I moved to the St. Petersburg area in 2012 and rented for two years to search for the location that suited my wife and me the best. We fell in love with the Venetian Isles community because of its location, beauty, consistent and aesthetically pleasing architectural look mainly due to the deed restrictions, as well as the fact that it was a year-round community and not one with transient owners and rental properties. We purchased our home in the fall of 2014 and I have been involved with many aspects of the community since moving in, including committees regarding architectural review and deed restrictions, and I have been a Venetian Isles Homeowners Association Board member for 7 years serving as a Director, Secretary, and am currently the Treasurer.

Respectfully, I ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of my neighborhood is at risk when you add to the density. I bought in this neighborhood specifically to insure I would be living among other homeowners and not renters. Adding numbers of auxiliary dwellings to obviously include more people makes no sense. We are asked to evacuate when hurricanes to our City are imminent. Why add to the number of people, especially elderly, during those times?

The pattern and compatibility of our neighborhood should not be put at risk for ADUs. They should be considered in other areas of Pinellas County and not near flood zones.

I thank you for your consideration.

Sincerely,



Mark Brenman

From: Paul Hargrett <pmhstk@tampabay.rr.com>
Sent: Saturday, May 28, 2022 8:16 AM
To: Gina L. Driscoll; Ed Montanari; Copley C. Gerdes; Brandi J. Gabbard; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; LisaWheelerBowman@stpete.org ; Richmond J. Floyd; Mayor; Derek Kilborn; Elizabeth Abernethy
Subject: ADUs in the CHHA

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I am writing to ask that you specifically exempt ADUs within the Coastal High Hazard areas of St. Petersburg and particularly those Neighborhoods designated NS1, NS2 and NS3.

The city's Vision 2050 addresses the importance of protecting community and neighborhood character but there has been little to show how this proposed expansion would assure that the Vision 2050 desire for neighborhood character and compatibility can be assured.

These neighborhoods generally do not have alleys and sidewalks which will lead to on street parking becoming a serious issue. We see this already on Ricardo Way NE which has off-street parking available in the rear portion of those properties but still generates quite a bit of on-street parking.

I am also concerned about the added stress this proposal will place on our city's infrastructure which is years old and in need of costly repairs. With the additional density ADU's will bring, this proposal can only compound that problem.

Sincerely,

Paul Hargrett

1140 Monterey Blvd NE

St Petersburg, FL 33704

From: MARY F MEANS <maryfrancismmeans@bellsouth.net>
Sent: Sunday, May 29, 2022 4:59 PM
To: Brandi J. Gabbard; Ed Montanari; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; gina.driscolll@stpete.org; Lisa Wheeler-Bowman; richie.floyd@stpetre.org; Mayor
Cc: Elizabeth Abernethy; Derek Kilborn
Subject: Concerns over the ADU's

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Dear Council Members,

The recently enacted Vision 2050 addresses the great importance of protecting community and neighborhood character. While considerable information has been provided the public regarding the location of additional ADUs throughout the city there's been little to address how that expansion would assure that the vision 2050 requirements for neighborhood character and compatibility are assured.

I would also draw your attention to the flooding component in the coastal high hazard areas. Why add to the density in areas that are already prone to flooding? It seems to me that by adding more structures and therein reducing the permeable surfaces, the city would be adding to the flooding problem rather than helping with a housing issue.

I respectfully ask that you not approve the building of ADUs in the coastal high hazard zone.

Thank you,

Mary Frances Means
President of Snell Isle Property Owners Association
1350 Snell Isle Blvd. NE, #2
678-595-6284

From: Rob Moler <rmoler2@gmail.com>
Sent: Sunday, May 29, 2022 11:02 AM
To: Elizabeth Abernethy; Derek Kilborn
Subject: ADU's

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Honorable City Council Members,

In the strongest language possible, I ask that you exempt ADUs from approval in the Coastal High Hazard Areas. Besides the fact that they do not fit the pattern and compatibility of our neighborhood, building ADUs means more concrete and less permeable surface. Additionally, our neighborhood does not have alleys making parking a serious issue. Quite a bit of my neighborhood has no sidewalks and reduction of parking requirements would exacerbate this issue.

I would also draw your attention to the flooding component in these high hazard areas. Why add to the density in areas that are already prone to flooding? It seems to me that by adding more structures and therein reducing the permeable surfaces, the city would be adding to the flooding problem rather than helping with a housing issue.

Once again, I respectfully ask that you not approve the building of ADUs in the Coastal High Hazard zone.

I will end with a question. What is the city doing to reduce future growth? Our population density directly influences our quality of life. Part of the solution of maintaining St. Petersburg's wonderful quality of life for the residents that already live here is smart policies to control future growth.

Respectfully,
Rob and Pat Moler
822 Monterey Blvd NE
St. Petersburg, FL 33704

Lee & Kim Hudson
132 Miramar Blvd NE
St. Pete, FL 33704

City Council
Re: ADUs in St. Pete CHHAs

Dear St. Pete Team,

Kim and I are very concerned about the potential fallout of further high density in our CHHAs, including Snell Isle. We very respectfully ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of our neighborhood will be at risk if the decision to increase the density is made. We bought in this amazing neighborhood specifically because the City of St. Petersburg has done a remarkable job of maintaining Snell Isle as a charming, safe place to live and the homeowners truly care about maintaining this gem for years to come. Adding numbers of builds to obviously include more people makes no sense. Adding more people to an area of high density and increasing traffic makes no sense.

If you pass this measure without exempting Snell Isle, you will negatively change the fabric of this community as investors who are not “invested” in this place will target every new sale for investment purposes. The pattern and compatibility of our neighborhood should not be put at risk for ADUs. They should be considered in other areas of Pinellas County away from flood zones.

I would also draw your attention to the flooding component in the coastal high hazard areas. Why add to the density in areas that are already prone to flooding? It seems to me that by adding more structures and therein reducing the permeable surfaces, the city would be adding to the flooding problem rather than helping with a housing issue.

We know the waters will continue to rise and instead of further build outs in the CHHA, we need to manage development to prevent further degradation. Allowing more build outs reduces the permeable surface for drainage. Adding to density is exactly the wrong move under these conditions. We respectfully ask that you not approve the building of ADUs in the coastal high hazard zone.

Thanks for all you do for our community and please don't ruin Snell Isle.

Very best,

COL (R) and Mrs. Lee Hudson

From: John Rogers <johnrogersco@gmail.com>
Sent: Wednesday, June 01, 2022 9:10 PM
Subject: No to ADUs

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Respectfully, I ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of my neighborhood is at risk when you add to the density. I bought in this neighborhood specifically to insure I would be living amongst other homeowners and not renters. Adding numbers of builds to obviously include more people makes no sense. We are asked to evacuate when hurricanes to our City are imminent. Why add to the number of people, especially elderly, during those times?

The pattern and compatibility of our neighborhood should not be put at risk for ADUs. They should be considered in other areas of Pinellas County not near flood zones.

John Rogers

From: Elizabeth Abernethy
Sent: Thursday, June 02, 2022 9:48 AM
To: Derek Kilborn
Subject: FW: ADU in CHHA

-----Original Message-----

From: Sheila Lefors <jlefors@tampabay.rr.com>
Sent: Thursday, June 2, 2022 9:47 AM
To: Copley C. Gerdes <Copley.Gerdes@stpete.org>; Brandi J. Gabbard <Brandi.Gabbard@stpete.org>; Mayor <Mayor@stpete.org>; Derek Kilborn <Derek.Kilborn@stpete.org>; Ed Montanari <J.Montanari@stpete.org>; Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org>; Lisset G. Hanewicz <Lisset.Hanewicz@stpete.org>; Deborah D. Figgs-Sanders <Deborah.Figgs-Sanders@stpete.org>; Gina L. Driscoll <Gina.Driscoll@stpete.org>; LisaWheelerBowman@StPete.org; Richmond J. Floyd <Richie.Floyd@stpete.org>
Cc: johngolf@tampabay.rr.com
Subject: ADU in CHHA

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear St. Petersburg Leadership,

We are writing to ask that you decline the permitting of ADU's in our neighborhoods. Permitting of the units will increase density in an area with only 2 evacuation routes; change the character of neighborhoods; provide an additional flooding component with less permeable surface area and create a negative aspect for the character and desirability of many neighborhood areas. Although some progress has been made addressing sewer system issues; the solution is far from settled; much less completed.

Even if this (ADU) was a proposal all homeowners desired; until sewer infrastructure issues are COMPLETED, it is irresponsible from an environmental exposure to proceed.

Thank you for your service to the citizens of St Petersburg.

Best Regards.

John & Sheila LeFors
906 Monterey Point NE

Sent from my iPad

From: Howard K. Pollack, Esq <hkpjurisdr@aol.com>
Sent: Thursday, June 02, 2022 10:11 AM
To: Copley C. Gerdes; Mayor; Brandi J. Gabbard; Derek Kilborn; Ed Montanari; Elizabeth Abernethy; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Lisa Wheeler-Bowman; Richmond J. Floyd
Subject: Upcoming Vote on ADUs

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear City Council,

I am writing to all of you today to voice my opinion regarding the upcoming vote on Accessory Dwelling Units (ADUs) that are being considered in the Coastal High Hazard Areas (CHHAs). I have a number of concerns and ask that you vote against building ADUs in CHHAs. First they are not appropriate, nor are they compatible with our neighborhood. When we purchased our home we specifically looked for a very suburban environment consisting of homeowners, not renters or apartment complexes. Adding ADUs will change not only the character of our neighborhood but will increase the density of the population and add traffic and parking issues. It will also require an increase in water, sewer, electric and cable usage while adding to the pre-existing drainage problems that currently exist. Ground water absorption is a major factor that also must be considered.

I am very worried about the impact of ADUs on my neighborhood and ask that you vote against this Amendment. Thank you for your consideration.

Very truly yours,

Howard K. Pollack
318 Rafael Blvd. NE
Saint Petersburg, FL 33704

Derek Kilborn

From: Kathy <katsteinbach@gmail.com>
Sent: Thursday, June 02, 2022 3:51 PM
To: Mayor; Copley C. Gerdes; Brandi J. Gabbard; Ed Montanari; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Lisa Wheeler-Bowman; Richmond J. Floyd; Derek Kilborn; Elizabeth Abernethy
Subject: Proposed Amendment for ADUs

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To: St. Petersburg Mayor, Ken Welch
St. Petersburg City Council members
Derek Kilborn
Liz Abernethy

My email to you pertains to the proposed amendment allowing the development of Accessory Dwelling Units (ADUs) throughout the city.

I am a life-long resident of St. Petersburg and a Snell Isle homeowner. I personally experience the flooding throughout Snell Isle and the Old Northeast neighborhoods. The flooding is a regular occurrence and has remained a persistent problem across decades, regardless of the city's many attempts to remedy the situation.

The addition of ADUs to any area results in a reduction of permeable ground, and this carries a particularly important risk of increasing flooding in already flood-prone areas. Increased flooding not only leads to greater risk to life and property but also complicates, or completely prevents, traffic needing to traverse those areas. When that traffic is due to evacuation before a hurricane, any impediment or impassable roadway is a serious situation.

When FEMA has already designated our neighborhoods as a **Coastal High Hazard Area**, it makes no sense to deliberately increase the population density. Not only does that translate to more people needing to evacuate in emergencies, but also more on-street parking hampering that traffic flow, and greater flooding accumulating on roadways would only compound the problem.

FEMA has also determined that because our neighborhoods are **Coastal High Hazard Areas**, our flood insurance premiums do not reflect the actual high level of flood risk and must undergo significant increases. Part of the consideration in determining those increases are the characteristics of specific neighborhoods - their density, permeability, coastal proximity, etc. It makes no sense to deliberately disregard FEMA's assessments and recommendations by further compromising the very parameters it lists as critical to resident and property safety.

If the objective in approving ADUs throughout the city is to increase needed affordable housing, the city can accomplish that without sacrificing the neighborhoods which would be irreparably harmed by the consequences of that development.

PLEASE EXEMPT COASTAL HIGH HAZARD AREAS FROM THE CITY'S PLAN TO ALLOW DEVELOPMENT OF ACCESSORY DWELLING UNITS THROUGHOUT.

Respectfully,

Katherine Steinbach
1357 Monterey Cir NE
St Petersburg, FL 33704

Derek Kilborn

From: Patricia Mason <patmason01@tampabay.rr.com>
Sent: Thursday, June 02, 2022 1:03 PM
To: Copley C. Gerdes; Mayor; Brandi J. Gabbard; Derek Kilborn; Ed Montanari; Elizabeth Abernethy; Lisset G. Hanewicz; Brandi J. Gabbard; Deborah D. Figgs-Sanders; Gina L. Driscoll; LisaWheelerBowman@stpete.org; Richmond J. Floyd; Lisset G. Hanewicz; Ed Montanari
Subject: Please no ADUs in coastal high hazard areas especially

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Dear Council and planning officials,

Thank you for the hard work you expend on taking care of our city, both in the present, and for the future.

I know you are aware that we live in a very special place, surrounded on three sides by water. I appreciate your efforts to provide additional housing units in our community by allowing more density in CHHA areas, but I believe this will be considered in the future to be poor planning. We already, with the current density, have very difficult issues with drainage. To add housing units in a CHHA that already has difficulty in getting residents in and out of their neighborhood with even a heavy rain, I believe will be considered a mistake.

Our city has a distinctive character that is unlike many other coastal cities in Florida. Our city planners have in the past been careful to preserve our neighborhoods and prevent overbuilding. Please don't change the character of our city because you believe we have to in-fill our neighborhoods, even the CHHA. There is plenty of land in Florida which is not in danger of flooding that can absorb the population growth of our state.

I believe it would be a mistake to think that increased development of coastal communities will provide a better way of life for their residents.

Please do not allow additional housing units in our neighborhoods.

Thank you.

Pat Mason
219 Catalan Blvd. NE

Dear Mayor, City Council Members, and City Officials of Saint Petersburg:

I am very concerned about your efforts to allow building of Accessory Dwelling Units (ADUs) in Snell Isle. While your members claim it will allow mother-in-law suites, in reality, apartments will be more likely, with various renters. Also, the addition of more building will put more strain on our street drainage, which is already challenged with flooding. According to recent measurements, water levels in Tampa Bay have risen 4 inches since the 1940s. Promoting the development of ADUs in the coastal high hazard areas such as Snell Isle would only exacerbate our existing flood zone stress on the water drainage infrastructure.

Sea levels are projected to continue to rise, therefore, instead of further buildouts in the Coastal High Hazard Areas (CHHAs), we should work to manage development to prevent further degradation: allowing more buildouts will reduce the permeable surface for drainage. Adding to density is exactly the wrong move under these conditions.

Additionally, the character and desirability of our historic Snell Isle neighborhood should be maintained, as a hallmark of Saint Petersburg, and not dotted it with small structures to take away its character. ADUs are not compatible with our neighborhood.

Respectfully, I ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of my neighborhood is at risk when you add to the density. Many residents made their homes on Snell Isle specifically to avoid the transience of apartments. Also, during hurricane season, adding residences and more people will put additional strain on our stressed evacuation area. ADUs should be considered in other areas of Pinellas County not near flood zones.

The Snell Isle community is opposed to the building of ADUs, and therefore as our representatives, please oppose the building of ADUs on Snell Isle and other Coastal High Hazard areas of St Petersburg. Adding density would cause more problems. Alternatively, adjoining areas, such as Seminole, could be incorporated to Saint Petersburg, similarly as has been accomplished in other growing cities such as Austin, Texas and Las Vegas, Nevada, to facilitate the growing population. The incorporation of adjoining municipalities would benefit all parties involved.

Respectfully,

Lore M. Ayoub, PhD

Derek Kilborn

From: Allison Guley <allison.guley@gmail.com>
Sent: Friday, June 03, 2022 9:07 AM
To: Copley C. Gerdes; Mayor; Brandi J. Gabbard; Derek Kilborn; Ed Montanari; Elizabeth Abernethy; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Lisa Wheeler-Bowman; Richmond J. Floyd
Subject: Exempt ADUs from Approval in the Coastal High Hazard Areas.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I write you today asking that you exempt ADUs from approval in the Coastal High Hazard Areas. Besides the fact that they do not fit the pattern and compatibility of our neighborhood, building ADUs means more concrete and less permeable surfaces. Additionally, our neighborhood does not have alleys making parking a serious issue. Quite a bit of my neighborhood has no sidewalks and a reduction of parking requirements would exacerbate this issue.

Has the City considered the impact of these potential changes on our infrastructure? The recent sewage spills have cost us dearly and I hear little about how tax dollars are being spent to upgrade our aged system. ADUs will have an impact on every neighborhood!

Don't make changes to our neighborhoods without considering these adverse consequences. The charm, desirability, and rich history of coastal neighborhoods is too important to lose!

Thank you,
Allison Guley

Allison Guley
1345 Eden Isle Blvd NE, St. Petersburg, FL 33704
410-585-5071

Derek Kilborn

From: Yahoo <ggstoici@yahoo.com>
Sent: Friday, June 03, 2022 9:57 AM
To: Derek Kilborn
Subject: Adu not for our area

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hear what the experts say about the effects of rising temperature on our City and our waters. Tampa Bay has risen 4 inches since the 1940s. For that reason I ask why there could be any logic in promoting the development of ADUs in the coastal high hazard areas?

We know the waters will continue to rise and instead of further build outs in the CHHA, we need to manage development to prevent further degradation. Allowing more build outs reduces the permeable surface for drainage. Adding to density is exactly the wrong move under these conditions.

Additionally I want to maintain the character and desirability of our neighborhood and not dot it with small structures to take away the character of my neighborhood. ADUs are not compatible with our neighborhood and I ask you to reject this ADU amendment in the Coastal High Hazard Area.

Greg
Sent from my iPhone

Derek Kilborn

From: amna tamas <amnarigo2@yahoo.com>
Sent: Friday, June 03, 2022 9:25 PM
To: Copley C. Gerdes; Mayor; Brandi J. Gabbard; Derek Kilborn; Ed Montanari; Elizabeth Abernethy; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; LisaWheelerBowman@StPete.org; Richmond J. Floyd
Subject: Please deny approval of Accessory Dwelling Units (ADUs) in the Coastal High Hazard Area (CHHA)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

My name is Ioana Stoici and I reside at 714 Monterey Blvd NE , St Petersburg, FL, 33704 and I respectfully ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of my neighborhood is at risk when you add to the density. I bought in this neighborhood specifically to insure I would be living amongst other homeowners and not renters. Adding numbers of builds to obviously include more people makes no sense. We are asked to evacuate when hurricanes to our City are imminent. Why add to the number of people, especially elderly, during those times?

Besides the fact that they do not fit the pattern and compatibility of our neighborhood, building ADUs means more concrete and less permeable surface. Additionally, our neighborhood does not have alleys making parking a serious issue. Quite a bit of my neighborhood has no sidewalks and reduction of parking requirements would exacerbate this issue.

Has the City considered the impact of these potential changes to our infrastructure? The recent sewage spills have cost us dearly and I hear little about how tax dollars are being spent to upgrade our aged system.

The pattern and compatibility of our neighborhood should not be put at risk for ADUs. They should be considered in other areas of Pinellas County not near flood zones.

Thank you !
Ioana Stoici

Derek Kilborn

From: Deanne Wilkins <lilly.deanne@gmail.com>
Sent: Friday, June 03, 2022 9:55 AM
To: Brandi J. Gabbard; Ed Montanari; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Richmond J. Floyd; Mayor; Derek Kilborn; Elizabeth Abernethy
Subject: Accessory Dwelling Units

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Respectfully, I ask that you exempt ADUs in the Coastal High Hazard areas of St. Petersburg. The character of my neighborhood is at risk when you add to the density. I bought in this neighborhood specifically to insure I would be living amongst other homeowners and not renters. Adding numbers of builds to obviously include more people makes no sense. We are asked to evacuate when hurricanes to our City are imminent. Why add to the number of people, especially elderly, during those times?

The pattern and compatibility of our neighborhood should not be put at risk for ADUs. Please don't make changes to our neighborhoods without considering the many adverse consequences. The charm, desirability and rich history of coastal neighborhoods is too important to lose!

Sincerely,
Deanne Wilkins and Troy Crotts
122 Coffee Pot Riviera

Derek Kilborn

From: Bonnie Hargrett <bonniehargrett@gmail.com>
Sent: Saturday, June 04, 2022 5:26 PM
To: Lisa Wheeler-Bowman; Richmond J. Floyd; Mayor; Derek Kilborn; Elizabeth Abernethy; Copley C. Gerdes; Ed Montanari; Brandi J. Gabbard; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll
Subject: Accessory Dwelling Units in the Coastal High Hazard Areas

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

The history of ADUs was in St Pete's early Traditional Style neighborhoods, many of which were developed prior to any zoning laws which were first approved in St Pete in 1933. As the city developed, new zoning was adopted creating suburban neighborhoods which was meant to discourage population growth in the outer areas of the city, concentrating density in the central areas of the city so as to minimize the cost of providing public services and preserving ecologically sensitive land. Most suburban neighborhoods did not include alleys and many lacked sidewalks. ADUs were prohibited in these areas.

Today when considering ADUs, suburban neighborhoods lacking alleys present a major concern with respect to meeting the standard of neighborhood character. They were not designed with the intention of providing for ADUs. A major criterion for neighborhood character is to **respect the existing development pattern (16.20.015.3)**. The addition of a substantial number of ADUs to suburban neighborhoods without alleys will significantly change the existing development pattern. The construction of ADUs may further be accelerated by speculators acquiring single-family homes with the intent of increasing resale value with the construction of ADUs.

A major concern is increasing density in the Coastal High Hazard Area. The NTM ordinance approved December, 2019 precluded multi-family in the CHHA and Council changed in June 2020 the Comprehensive Plan to approve multi-family housing in the CHHA *subject to certain criteria*. It also doubled the Base Flood Elevation standard to 4 feet and increased the criteria for wind resistance to 155 mph for any such multi-family housing built. While the increased building standards were required for multi-family construction in the CHHA, no such increased standards are being required for ADUs in the CHHA. Why?

It is understood that the legal definition of a density increase does not require that ADUs be taken into consideration. Nevertheless, ADUs have a real-life potential for increasing Suburban Neighborhood Density significantly. Consideration of density increases in the CHHA should not be dismissed because of a technicality. Remember...these are the very areas called to evacuate when weather conditions warrant! A detailed flood vulnerability and mitigation assessment should be completed before further extending ACUs into the CHHA.

Permitting significant numbers of additional ADUs in the CHHA may also adversely affect the city FEMA community flood insurance rating. City Staff believe this is unlikely but has the City actually consulted FEMA regarding this? Have they done so for the 2020 changes to the Comprehensive Plan?

Population density is a direct influence on quality of life. To maintain that, we expect our elected officials to manage growth with smart policies. ADUs in the CHHA is not wise!

Respectfully,

Bonnie Hargrett

1140 Monterey Blvd NE

Derek Kilborn

From: Patrick Mullen <patrickmullen711@gmail.com>
Sent: Saturday, June 04, 2022 10:42 AM
To: Lisa Wheeler-Bowman; Richmond J. Floyd; Mayor; Derek Kilborn; Copley C. Gerdes; Ed Montanari; Brandi J. Gabbard; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Elizabeth Abernethy
Subject: ADUs in Coastal High Hazard Areas

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ladies and Gentlemen,

When we built our home in 2018 in a Coastal High Hazard Area, there were many considerations and requirements by which we had to abide under the rules of Saint Petersburg. We understood the reasoning of most of those rules, particularly with regard to maintaining a certain amount of green space. We recognized the need for adequate permeable surface areas to provide for absorption and or runoff in the event of significant rainfall events. It seems that allowing the implementation of Accessory Dwelling Units would have an effect contrary to the intentions of the ordinances and rules by which we had to abide. It would certainly seem that more hard structures would impede water flow and thus make flooding more likely in the Coastal High Hazard Areas. We are witnessing right now as I send this the devastation of floods in the Miami area. It would be a shame to allow structures to be built which would only make things worse in the event of a major storm with significant rainfall. We have personally seen and had to avert certain areas due to high water already when a big rain comes through as we attempt to drive home (such as along Coffee Pot). We have seen water levels directly in front of our home up to two feet in the street. We can only imagine what additional structures could cause.

We truly hope that you will give serious consideration of the potential danger that taxing the infrastructure could create.

We respectfully ask that you vote against allowing the ADUs to be constructed in the high hazard areas.

Thank you,

Patrick and Cherry Mullen

125 Almedo Way NE

Saint Petersburg, Florida 33704

Derek Kilborn

From: Bonnie Hargrett <bonniehargrett@gmail.com>
Sent: Saturday, June 04, 2022 8:36 PM
To: Mayor; Ed Montanari; Gina L. Driscoll; Copley C. Gerdes; Brandi J. Gabbard; Lisset G. Hanewicz; Lisa Wheeler-Bowman; Richmond J. Floyd; Deborah D. Figgs-Sanders; Derek Kilborn; Elizabeth Abernethy
Cc: George Stovall DCM
Subject: ADUs

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am forwarding Dr. George Stovall's email below as he could not get the email to be sent from his iPad.
~Bonnie Hargrett

Begin forwarded message:

From: George Stovall <sandspurgs@yahoo.com>
Subject: ADUs
Date: June 4, 2022 at 7:59:44 PM EDT

Hello, everyone. My name is George Stovall. I moved onto Snell Isle in 1948, as a four year old, with my parents. We lived on Catalan Blvd. I am still here. My wife and I own and live in our home on Coffee Pot Riviera.

Snell Isle is situated in a Coastal High Hazard Area. It has only one dedicated alley and the neighborhood is just barely within 1/4 mile from any Bus Rapid Transit route. Additionally, Snell Isle has a minimum of sidewalks.

Having read the City's STPETE2050 Plan and Housing Initiative and having participated in the City's presentation to our neighborhood on May 17, 2022, I find it quite hard to believe that Snell Isle would even be considered as a neighborhood for ADUs. I also was at two other City held STPETE2050 events.

Thank you for your time and "Thank You" for all your time and effort and stress for of all of us. In November of 1986 I wrote a Letter to the Editor of the St. Pete Times that read,- "...with our easy beauty and vibrant growth. Our future's so bright we gotta wear shades!"

Thank you! Dr. George Stovall, Past President of the Snell Isle Neighborhood Association.

Sent from my iPad

Derek Kilborn

From: Lisa Farmer <lisa.farmer0013@gmail.com>
Sent: Monday, June 06, 2022 12:29 PM
To: Derek Kilborn
Subject: ADU's

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

Hear what the experts say about the effects of rising temperature on our City and our waters. Tampa Bay has risen 4 inches since the 1940s. For that reason, I ask why there could be any logic in promoting the development of ADUs in the coastal high hazard areas? We know the waters will continue to rise and instead of further build outs in the CHHA, we need to manage development to prevent further degradation.

Allowing more build outs reduces the permeable surface for drainage. Adding to density is exactly the wrong move under these conditions. Additionally, I want to maintain the character and desirability of our neighborhood and not dot it with small structures to take away the character of my neighborhood. ADUs are not compatible with our neighborhood and I ask you to reject this ADU amendment in the Coastal High Hazard Area.

Sincerely,
Snell Isle Resident

Lisa Farmer
Certified Luxury Home Marketing Specialist®
Global Real Estate Advisor
Premier Sotheby's International Realty
120 2nd Avenue Northeast, Suite 102A | St. Petersburg, FL 33701
0 727.898.6800 | c 727.200.2176
lisa.farmer@premiersir.com | lisafarmer.premiersothebysrealty.com
premiersothebysrealty.com
The Distinguished Difference!

Jan Herzik
1936 Massachusetts Avenue Northeast
St. Petersburg, FL 33703
June 6, 2022

VIA EMAIL

Derek Kilborn
City Council
St. Petersburg, FL

I write you today, as a 29 year St. Petersburg resident, asking that you oppose Accessory Dwelling Units (ADUs) from approval in the Coastal High Hazard Areas(CCHA). Besides the fact that they do not fit the pattern and compatibility of our neighborhood, building ADUs means more concrete and less permeable surface. Additionally, our neighborhood does not have alleys making parking a serious issue. Quite a bit of my neighborhood has no sidewalks and reduction of parking requirements would exacerbate this issue. Of most concern is the evacuation of CCHA areas during hurricane/storm seasons. Adding more residents in these areas would most certainly create hazardous situations, endangering more lives.

Has the City considered the impact of these potential changes to our infrastructure? The recent sewage spills have cost us dearly and I hear little about how tax dollars are being spent to upgrade our aged system. ADUs will have an impact on every neighborhood but especially to CCHAs!

Don't make changes to our neighborhoods without considering these adverse consequences. The charm, desirability and rich history of coastal neighborhoods is too important to lose!

Respectfully,
Jan Herzik
Venetian Isles Resident

Derek Kilborn

From: andrea truslow <andrea.truslow3@gmail.com>
Sent: Monday, June 06, 2022 3:44 PM
To: Mayor; Brandi J. Gabbard; Copley C. Gerdes; Ed Montanari; Lisset.Harewicz@stpete.org; Richmond J. Floyd; Derek Kilborn; Elizabeth.Abernathy@stpete.org; Lisa Wheeler-Bowman
Subject: Accessory Dwelling Units and Upcoming vote

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you for working hard to make St Petersburg a better place to live and work. I know you care deeply about this city; that's why I am writing to ask you to vote against allowing ADUs in Coastal High Hazard areas. My husband and I own a house at 1086 Snell Isle Blvd., which is part of the Snell Isle subdivision. We are in a CHHA Allowing this change of zoning in Snell Isle would contradict the efforts the city is making to become a greener city and would negatively impact exiting residents.

It is well known that Snell Isle floods after even moderate rains. While we have lived here, there have been many occasions when streets have been under water and not passable. Over the last several years, many of the original houses with larger yards have been torn down to make room for much larger, or sometimes two houses, that cover every inch (and sometimes more if variances are approved) of "buildable" land. This has had a dramatic affect on the reduction of permeable surface area throughout the neighborhood. It is my understanding that although side setbacks would not change, rear setbacks could. Allowing ADUs will make the flooding much worse. Our flood insurance cost has skyrocketed, forcing some residents to have to sell their homes. Trees, grass, shrubs are not only help with water adoration as as permeable surfaces, they are beautiful , protect privacy and help reduce CO2.

We do not have the infrastructure to permit an increase in the number of residential units . ADUs are not part of the neighborhood pattern and are not compatible with the character of the neighborhood. Allowing this change, would forever alter one of the city's nicest and safest areas. Traffic is already a problem, especially on Snell Isle Blvd . We have several schools in the vicinity . Adding more "units" would directly impact traffic and safety.

There are many areas outside of CHHAs in the city that might be appropriate locations for considering an increase in density. However, I urge you to VOTE NO on all zoning changes that increase density in neighborhoods located in Coastal High Hazard Areas. All zoning should be left as is, period.

Again, thank you for your dedication to our city.

Sincerely,

Andrea Truslow
1086 Snell Isle blvd. NE
St Petersburg, FL 33704
3864514729 cell

Derek Kilborn

From: Mari Wright <mariwri38@gmail.com>
Sent: Monday, June 06, 2022 7:09 PM
To: Mayor; Elizabeth Abernethy; Gina L. Driscoll; Deborah D. Figgs-Sanders; Richmond J. Floyd; Brandi J. Gabbard; Copley C. Gerdes; Lisset G. Hanewicz; Derek Kilborn; Ed Montanari; Lisa Wheeler-Bowman
Subject: Protect our City

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To the esteemed leaders of Saint Petersburg:

Do not allow the building of ADU's in the Coastal High Hazard Area.

Already we know that we will face more intense and more frequent storms. Adding significant population which must be evacuated does not make sense. Increasing impervious surface area across an already flood-prone neighborhood is sheer folly.

Until we solve our notorious sewer and other infrastructure problems, the City must not exacerbate our situation by increasing demand on these aging systems.

The citizens of our beloved City call upon you to do what is rational and right.

Respectfully submitted,

Mari Wright
1370 Brightwaters Boulevard NE
Saint Petersburg, Florida 33704

Derek Kilborn

From: Stephen Tielemans <stephen.tielemans@gmail.com>
Sent: Wednesday, June 08, 2022 2:16 PM
To: Copley C. Gerdes; Mayor; Brandi J. Gabbard; Derek Kilborn; Ed Montanari; Elizabeth Abernethy; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; LisaWheelerBowman@stpete.org; Richmond J. Floyd
Subject: Accessory Dwelling Units

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To The Saint Petersburg City Leadership,

We are Scott and Martha Tielemans at 1041 Snell Isle Boulevard NE here in Saint Petersburg. We have lived in Saint Petersburg since 2016 and have developed a close bond with our Snell Isle neighbors and the larger Saint Petersburg community.

We're writing to ask the city leadership to exempt Accessory Dwelling Units (ADUs) from approval in the Coastal High Hazard Areas (which includes Snell Isle). In addition to not fitting the intent, design and compatibility of our neighborhood, building ADUs would bring a number of adverse developments such as reduced permeable surface areas, increased parking congestion as we don't have alleyways, and more constricted streets and bottlenecked traffic similar to Old Northeast experiences.

We don't believe this proposed change has been thoroughly considered in terms of increased strains upon our city infrastructure. We see long-needed repairs on main thoroughfares that are not getting fixed, past sewage spills or excessive flooding from sewage systems, and unrestrained apartment complex development while infrastructure improvements are clearly lagging. We've heard little about how tax dollars are being spent to upgrade our city's aged systems.

ADUs will have an impact on every neighborhood and on several neighborhoods that impact will be negative. It's the city leadership's duty to hear out the citizens whom they serve and fully consider the adverse impacts we see that these proposed changes will make on our neighborhood. Saint Petersburg's charm, desirability and rich history of modest coastal neighborhoods are too important to lose.

- Scott & Martha Tielemans

The recently enacted Vision 2050 addresses the great importance of protecting community and neighborhood character. While considerable information has been provided to the public regarding the location of additional ADUs throughout the city there's been little to address how that expansion would assure that the vision 2050 requirements for neighborhood character and compatibility are assured.

I would also draw your attention to the flooding component in the coastal high hazard areas. Why add to the density in areas that are already prone to flooding? It seems to me that by adding more structures and reducing the permeable surfaces, the city would be adding to the flooding problem rather than helping with a housing issue.

I respectfully ask that you not approve the building of ADUs in the coastal high hazard zone.

Barbara Burton
1651 Cape Hope Ave N.E #4
Saint Petersburg 33702

Derek Kilborn

From: hollymatsonfl@gmail.com
Sent: Friday, June 10, 2022 9:53 AM
To: Copley C. Gerdes; Brandi J. Gabbard; Ed Montanari; Lisset G. Hanewicz; Deborah D. Figgs-Sanders; Gina L. Driscoll; Lisa Wheeler-Bowman; Richmond J. Floyd; Mayor; Derek Kilborn; Elizabeth Abernethy
Subject: ADUs in the neighborhood

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I write to you today asking that you exempt ADUs from approval in the Coastal High Hazard Areas. Besides the fact that they do not fit the pattern and compatibility of our neighborhood, building ADUs means more concrete and less permeable surface.

Additionally, our neighborhood does not have alleys making parking a serious issue. Quite a bit of my neighborhood has no sidewalks; which is already troublesome when out walking with my 2 year old grand-daughter and my dog. The reduction of parking requirements would exacerbate this issue. More traffic in this neighborhood would also make the roads with no sidewalks even more dangerous for walking!

Please, don't make changes to our neighborhoods without considering these adverse consequences. The charm, desirability and rich history of coastal neighborhoods is too important to lose! And safety is a huge factor to that desirability!

Thank you,

Holly and Jeff Matson
1210 Monterey Blvd NE
Saint Petersburg, FL 33704

Derek Kilborn

From: Elizabeth Abernethy
Sent: Friday, June 10, 2022 5:43 PM
To: Derek Kilborn
Subject: Fwd: No ADU's in CCHA

Sent from my iPhone

Begin forwarded message:

From: Toni Calabrese <bamatoni@gmail.com>
Date: June 10, 2022 at 5:42:02 PM EDT
To: Elizabeth Abernethy <Elizabeth.Abernethy@stpete.org>
Subject: No ADU's in CCHA

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

The recently enacted Vision 2050 addresses the great importance of protecting community and neighborhood character. While considerable information has been provided the public regarding the location of additional ADUs throughout the city there's been little to address how that expansion would assure that the vision 2050 requirements for neighborhood character and compatibility are assured.

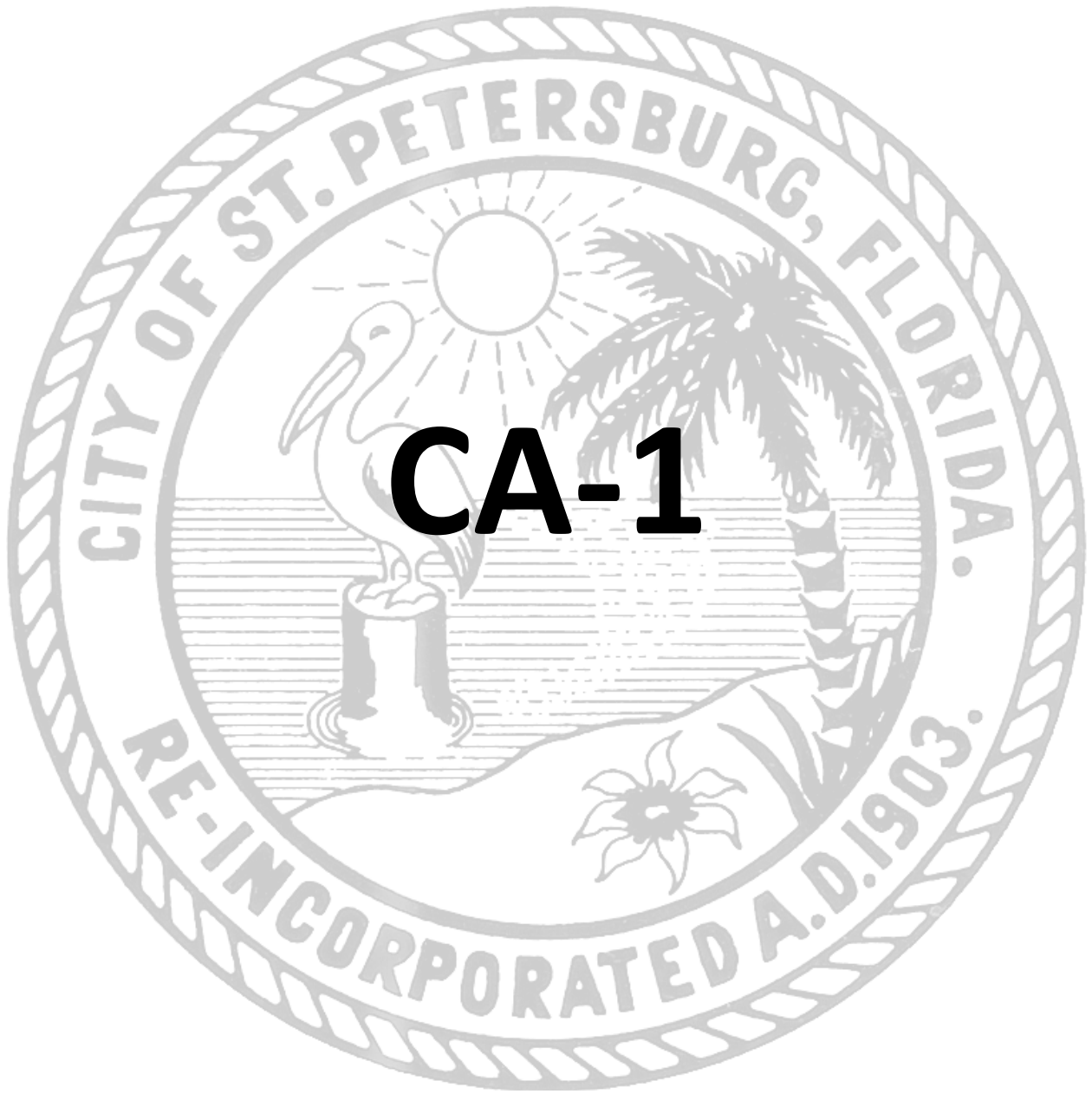
I would also draw your attention to the flooding component in the coastal high hazard areas. Why add to the density in areas that are already prone to flooding? It seems to me that by adding more structures and therein reducing the permeable surfaces, the city would be adding to the flooding problem rather than helping with a housing issue. In the event of a storm, and even with high tides, we can become stranded for days. This would be exacerbated by more density!

I respectfully ask that you not approve the building of ADUs in the coastal high hazard zone.

Toni and Pete Calabrese
2029 Iowa Ave. NE
St. Petersburg, FL 33703

The following page(s) contain the backup material for Agenda Item: Approving the renewal of a five-year blanket purchase agreement with Palmdale Oil Company Inc., and Mansfield Oil Company of Gainesville Inc., for fuel for the Fleet Management Department, for a renewal amount of \$6,000,000, for a total contract amount of \$16,155,684.

Please scroll down to view the backup material.



CA-1

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the renewal of a five-year blanket purchase agreement with Palmdale Oil Company Inc., and Mansfield Oil Company of Gainesville Inc., for fuel for the Fleet Management Department, for a renewal amount of \$6,000,000, for a total contract amount of \$16,155,684.

Explanation: On August 15, 2019, City Council approved a one-year agreement for bulk fuel through September 30, 2020. On August 6, 2020, City Council approved the first one-year renewal for bulk fuel through September 30, 2021. On September 9, 2021, City Council approved the second one-year renewal. This agreement has four, one-year renewals. This is the third renewal.

The vendors furnish and deliver 87 octane unleaded gasoline and ultra-low sulfur diesel No. 2 fuel in transport loads (7,500 gallons or more). Fleet Management stores, dispenses, and tracks the use of fuel for the City's 3,300 vehicles.

The fuel will be purchased using the Oil Price Information Service (OPIS) daily pricing. The OPIS rack average price per gallon is based on the Port of Tampa Gross Contract (10:00 a.m. feed) published the day the order is delivered, plus a fixed fee for delivery and applicable taxes.

The Procurement and Supply Management Department, in cooperation with the Fleet Management Department, recommends approval:

Bulk fuel, diesel and unleaded..... \$6,000,000

Palmdale Oil Company Inc. (Fort Pierce, FL)
Mansfield Oil Company Inc. (Gainesville, FL)

Original agreement amount	\$4,155,684
1 st Renewal	4,000,000
2 nd Renewal	2,000,000
3 rd Renewal	<u>6,000,000</u>
Total agreement amount	\$16,155,684

The vendors have agreed to renew under the same terms and conditions of HART Bid No. IFB-36203, dated May 12, 2019. This purchase is made in accordance with Section 2-219 (b) of the Procurement Code, which authorizes the Mayor, or his designee, to participate in a joint bid process with other governmental entities. Administration recommends renewal of the agreement based on the vendors past satisfactory performance and demonstrated ability to comply with the terms. This agreement will be effective through September 30, 2023, with one renewal remaining.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Fleet Management Fund (5001), Fleet Management Department (800), Parts and Fuel Division (2525).

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING THE THIRD RENEWAL OPTION TO THE AGREEMENTS WITH PALMDALE OIL COMPANY INC., AND MANSFIELD OIL COMPANY OF GAINESVILLE INC. FOR FUEL FOR THE FLEET MANAGEMENT DEPARTMENT TO EXTEND THE TERM THROUGH SEPTEMBER 30, 2023 AND INCREASE THE COMBINED CONTRACT AMOUNT IN THE AMOUNT OF \$6,000,000 FOR THIS THIRD RENEWAL TERM; PROVIDING THAT THE COMBINED TOTAL CONTRACT AMOUNT SHALL NOT EXCEED \$16,155,684; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on August 15, 2019, City Council approved one-year blanket purchase agreements with four (4), one-year renewal options with Palmdale Oil Company Inc., and Mansfield Oil Company of Gainesville Inc. for fuel at a combined total contract amount not to exceed \$4,155,684 for the initial term ending September 30, 2020 (“Agreements”); and

WHEREAS, on August 6, 2020, City Council approved the first renewal option to extend the term of the Agreements and an increase to the combined contract amount in the amount of \$4,000,000 for the first renewal term; and

WHEREAS, on September 9, 2021, City Council approved the second renewal option to extend the term of the Agreements and an increase to the combined contract amount in the amount of \$2,000,000 for the second renewal term; and

WHEREAS, the City desires to exercise the third renewal option to extend the term of the Agreements through September 30, 2023 and increase the combined contract amount in the amount of \$6,000,000 for this third renewal term; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with the Fleet Management Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the third renewal option to the Agreements with Palmdale Oil Company Inc., and Mansfield Oil Company of Gainesville Inc. for fuel to extend the term through September 30, 2023 and increase the combined contract amount in the amount of \$6,000,000 for this third renewal term is hereby approved.

BE IT FURTHER RESOLVED that the combined total contract amount for the above-referenced agreements shall not exceed \$16,155,684.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00627604

DEPARTMENT:

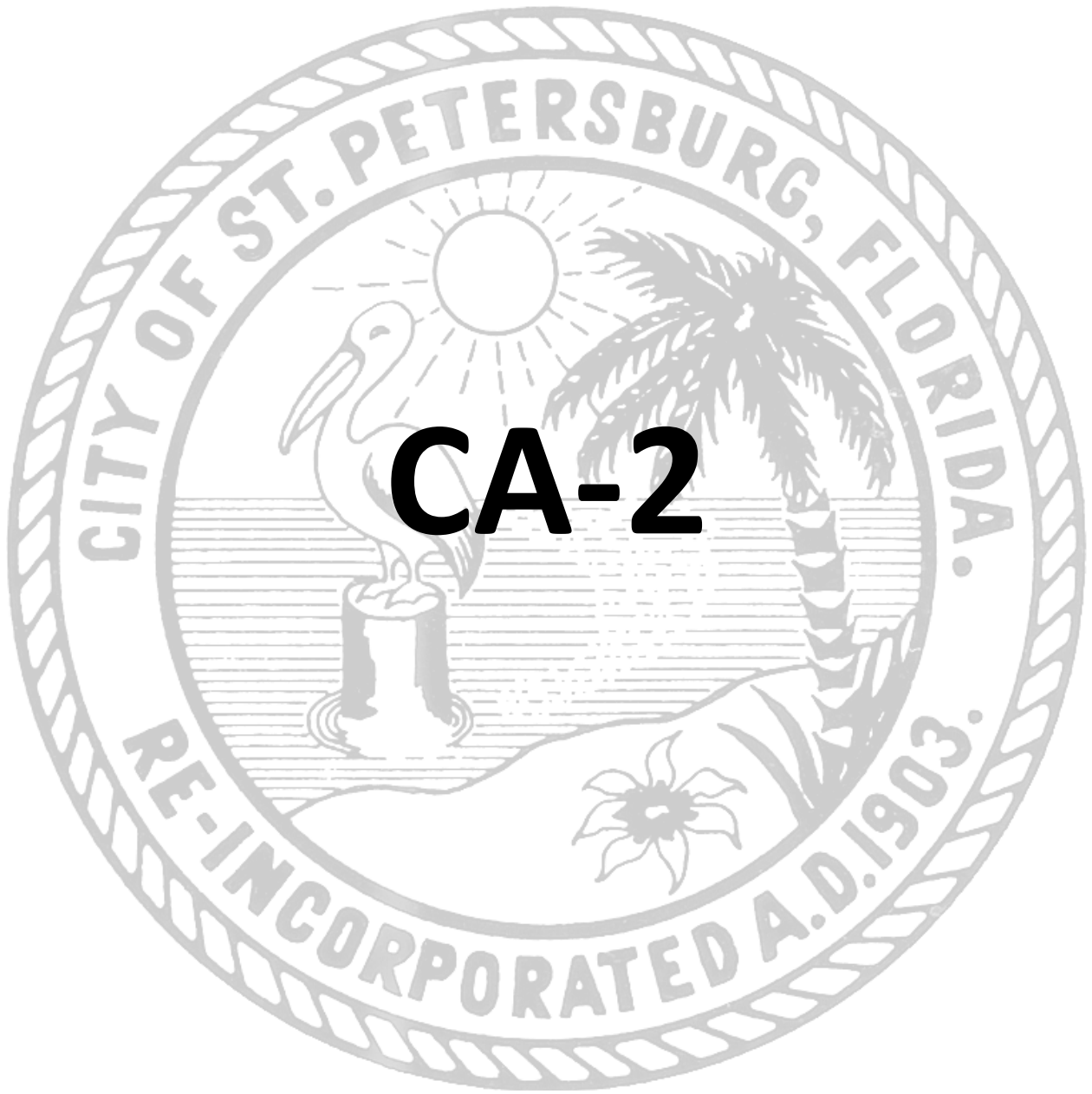
RANDALL W. JOHNSTON

 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166516
Name:	Pocengal, Nicholas W	Request Date:	17-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Fuel, Transport Diesel & Unleaded, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Fuel, Transport Diesel & Unleaded, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	17-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Amending a blanket purchase agreement with SAK Construction, LLC, for SAN Annual CIPP Lining - FY20, for the Water Resources Department, at an estimated cost of \$2,700,000 for FY22, and an estimated three-year total, not to exceed \$6,636,000 (Engineering Project No. 20013-111). Please scroll down to view the backup material.



CA-2

**ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022**

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Amending a blanket purchase agreement with SAK Construction, LLC, for SAN Annual CIPP Lining - FY20, for the Water Resources Department, at an estimated cost of \$2,700,000 for FY22, and an estimated three-year total, not to exceed \$6,636,000 (Engineering Project No. 20013-111).

Explanation: On September 3, 2020, City Council approved a blanket purchase agreement with SAK Construction, LLC, for SAN Annual CIPP Lining - FY20, for an initial three-year term from the effective date of September 24, 2020, with one, two-year renewal option. The first, second, and third annual period of the initial three-year term were at a cost of \$1,936,000 for FY20, \$2,000,000 for FY21, and \$2,000,000 for FY22 respectively, for an estimated three-year cost not to exceed \$5,936,000. On September 1, 2021, City administration approved Amendment No. 1 at no change in cost, with an amended effective date for the second annual period of the initial three-year term of September 1, 2021 and amended expiration of August 31, 2023. This Amendment No. 2 will increase the third period of the initial three-year term from \$2,000,000 to \$2,700,000 for FY22, for an estimated three-year cost not to exceed \$6,636,000. The effective date of the third annual period and contract expiration will be adjusted forward based of the execution date of Amendment No. 2.

The Procurement and Supply Management Department, in cooperation with the Engineering and Capital Improvement Department and Water Resources Department recommends for approval:

SAK Construction, LLC.....\$6,636,000

Original agreement amount	\$5,936,000
Amendment No. 1	0
Amendment No. 2 (net increase)	700,000
Total agreement amount	\$6,636,000

Work under this project is citywide located within the City's sanitary sewer service area and will include all labor, materials and equipment necessary to rehabilitate deteriorated gravity sanitary sewer mains and public laterals utilizing the trenchless Cured In Place Pipe ("CIPP") lining method. Work also includes necessary ancillary activities of traffic control, bypass pumping/flow diversion, pipe cleaning, closed circuit television video inspection, excavation and installation of public clean-outs where required, and restoration of the right-of-way.

This work is required by the Amended Consent Order and supports the St, Pete Water Plan. Work is identified, scoped, and scheduled by the City on an ongoing basis, utilizing input from the Wet Weather Overflow Mitigation Program, a continuous asset inspection and evaluation program, work history from the City's work and asset management (WAM) system, and in response to customer complaints. Work prioritization is given to high-risk assets. Capacity limited areas of the collection system will be considered in the overall asset risk score used to determine project prioritization. Repair locations will be issued to the contractor on a work order basis, according to citywide priorities as determined by the Water Resources and Engineering and Capital Improvements departments. Trenchless CIPP lining is a cost-effective method of restoring the integrity of deteriorated sanitary sewer piping without the need for disruptive dewatering, sheeting and shoring, excavation, pipe replacement and roadway replacement.

Blanket purchase agreements issued are binding only for the actual services rendered. Amounts paid to the vendor pursuant to this award shall not exceed a total of \$6,636,000.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Capital Projects Fund (4003) SAN Annual CIPP Lining FY22 Project (18732).

Attachments: Resolution

RESOLUTION NO. 2022-_____

A RESOLUTION APPROVING A SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND SAK CONSTRUCTION, LLC, AS AMENDED, FOR THE SAN ANNUAL CIPP LINING – FY20 PROJECT TO INCREASE THE CONTRACT AMOUNT FOR PERIOD 3 (AS IDENTIFIED IN THE AGREEMENT, AS AMENDED) IN THE AMOUNT OF \$700,000 FOR A NEW TOTAL COST FOR WORK TO BE PERFORMED DURING PERIOD 3 OF \$2,700,000; PROVIDING THAT THE TOTAL CONTRACT AMOUNT SHALL NOT EXCEED \$6,636,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 3, 2020, the City of St. Petersburg, Florida (“City”) entered into a three-year agreement (“Agreement”) with a two-year renewal option with SAK Construction (“Contractor”) for the SAN Annual CIPP Lining – FY20 Project for a total contract amount not to exceed \$5,936,000 for the initial term through August 31, 2023; and

WHEREAS, on September 29, 2021, the First Amendment was approved administratively to clarify the not to exceed amounts during certain periods in the Agreement and to modify other provisions consistent with such clarification; and

WHEREAS, Administration desires to execute a Second Amendment to increase the contract price in the amount of \$700,000 for Period 3 (as identified in the Agreement, as amended); and

WHEREAS, Administration recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that a second amendment to the Agreement between the City of St. Petersburg, Florida and SAK Construction, LLC for the SAN Annual CIPP Lining – FY20 Project for the Water Resources Department to increase the contract amount for Period 3 (as identified in the Agreement, as amended) in the amount of \$700,000 for a new total for Period 3 of \$2,700,000 is hereby approved.

NOW, THEREORE BE IT RESOLVED that the total contract amount shall not exceed \$6,636,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

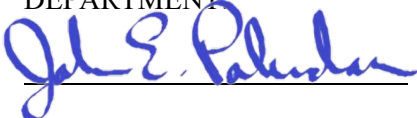
This resolution shall become effective immediately upon its adoption.


LEGAL:



00628395

DEPARTMENT:

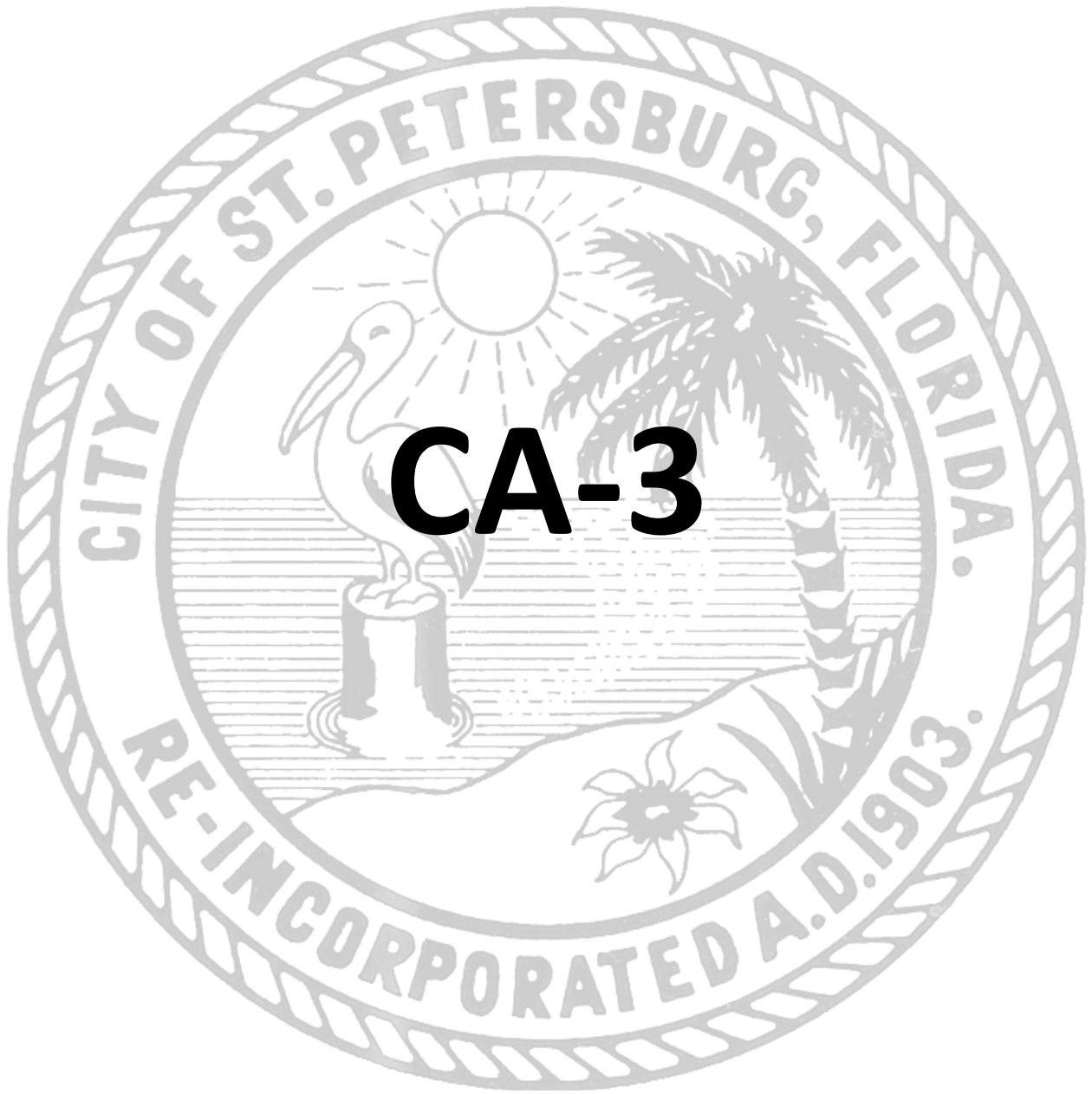


 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166764
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	SAN Annual CIPP Pipe Lining, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for SAN Annual CIPP Pipe Lining, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	27-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving an increase in allocation for liquefied chlorine gas with Brenntag Mid-South, Inc., in the amount of \$600,000 for a total agreed amount of \$1,270,000.
Please scroll down to view the backup material.



CA-3

**ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022**

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving an increase in allocation for liquefied chlorine gas with Brenntag Mid-South, Inc., in the amount of \$600,000 for a total agreed amount of \$1,270,000.

Explanation: On December 5, 2019, City Council approved a three-year agreement for liquefied chlorine through December 12, 2023. On April 8, 2021 City Council approved an allocation increase for increased usage due to the use of well water as opposed to surface water which requires extra disinfection. Due to rising raw material costs which resulted in a substantial price increase an allocation increase is needed to ensure there is adequate funding to continue service until the end of the current term of the agreement. The agreement has one, two-year renewal option.

The vendor furnishes and delivers liquefied chlorine gas in one-ton cylinders to the Cosme Water Treatment Plant. Eight tons of liquefied chlorine gas is used weekly for disinfecting potable water at the plant.

The Procurement and Supply Management Department, in cooperation with the Water Resources Department, recommends approval:

Brenntag Mid-South Inc. (Henderson, KY)..... \$400,000

Original agreed amount	\$270,000
1 st Allocation increase	400,000
2 nd Allocation increase	600,000
Total agreed amount	<u>\$1,270,000</u>

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001), Water Resources Department (420), Cosme W.T.P. Operations Division (2077).

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING AN INCREASE IN THE AMOUNT OF \$600,000 TO THE ALLOCATION FOR THE AGREEMENT WITH BRENNTAG MID-SOUTH, INC. FOR LIQUEFIED CHLORINE GAS; PROVIDING THAT THE TOTAL CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENT SHALL NOT EXCEED \$1,270,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 5, 2019, City Council approved a three-year blanket purchase agreement with a two-year renewal option with Brenntag Mid-South, Inc. for liquefied chlorine gas at a total contract amount not to exceed \$270,000 for the initial term through December 12, 2023 (“Agreement”); and

WHEREAS, on April 8, 2021, City Council approved an increase in the amount of \$400,000 to the allocation for this Agreement due to the increased usage of well water as opposed to surface water; and

WHEREAS, an additional increase in the amount of \$600,000 to the allocation for this Agreement is necessary due to the rising raw material costs; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with Water Resources Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an increase in the amount of \$600,000 to the allocation for the agreement with Brenntag Mid-South, Inc. for liquefied chlorine gas is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount for the above-referenced agreement shall not exceed \$1,270,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00627479

DEPARTMENT:

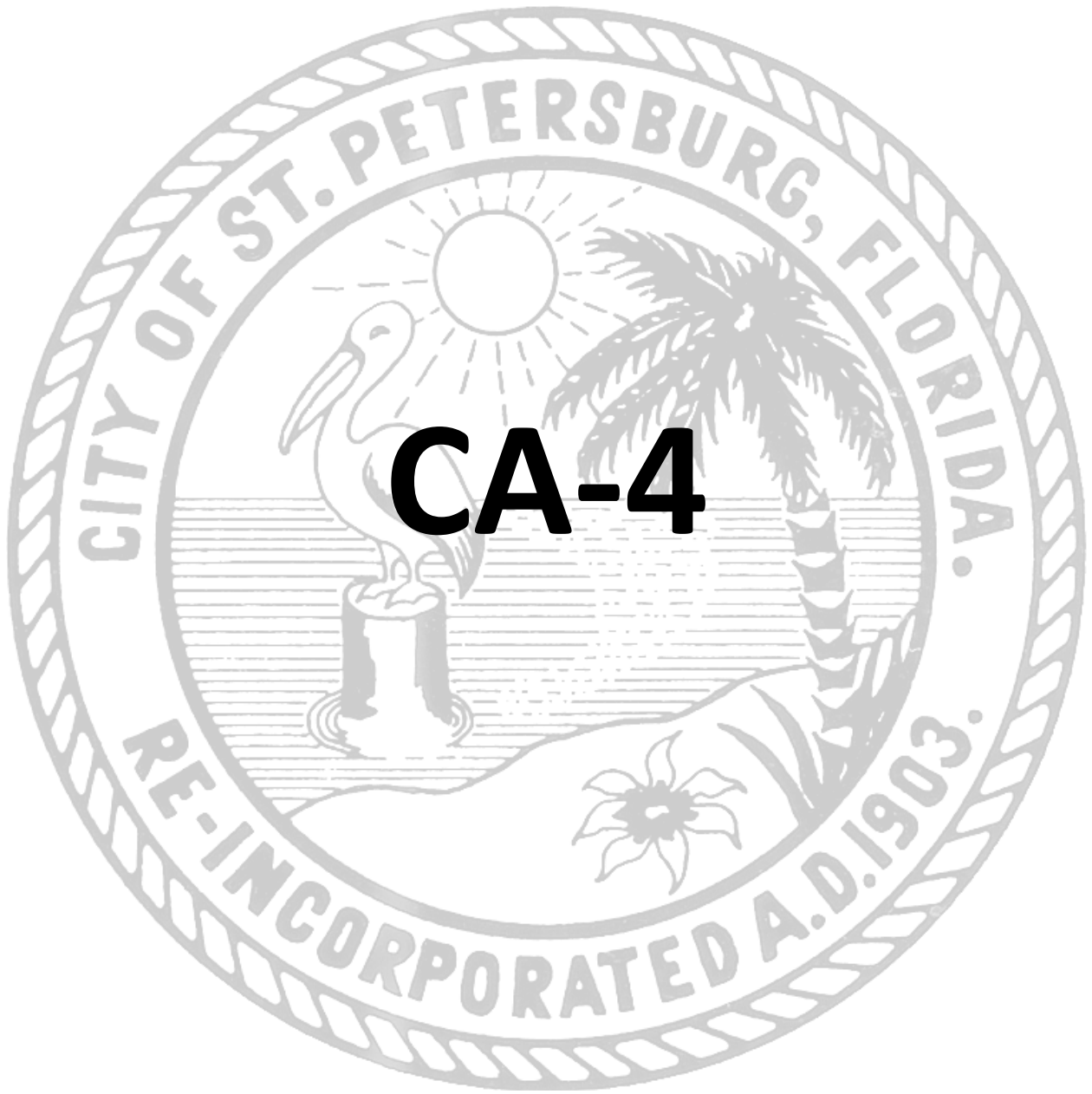


 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166517
Name:	Pocengal, Nicholas W	Request Date:	17-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Chemical, Liquefied Chlorine, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Chemical, Liquefied Chlorine, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	17-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving the renewal of an annual blanket purchase agreement with Jones, Hurley & Hand, P.A., for Workers' Compensation legal services, at an estimated cost of \$275,000, for a total contract amount of \$1,025,000. Please scroll down to view the backup material.



CA-4

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the renewal of an annual blanket purchase agreement with Jones, Hurley & Hand, P.A., for Workers' Compensation legal services, at an estimated cost of \$275,000, for a total contract amount of \$1,025,000.

Explanation: On July 18, 2019, City Council approved a one-year agreement for Workers' Compensation legal services through July 17, 2020. The agreement provides that the City may extend the Agreement under the same terms and conditions at the conclusion of the then expiring term upon written mutual agreement between both Parties. Prior to the expiration of the initial term, the Parties agreed to extend the Agreement for a one-year renewal period beginning July 19, 2020 and ending July 18, 2021, and City Council approved such renewal on April 16, 2020, however such renewal was not reflected in a written amendment to the agreement. On June 10, 2021, City Council approved the second renewal option and on July 19, 2021 the reinstatement and first amendment was executed. This is the third renewal option.

The firm provides Workers' Compensation legal defense services on an as-needed basis, representing the City in ongoing and future Workers' Compensation (WC) litigation. The firm will represent the City before the Florida Office of the Judges of Compensation Claims (OJCC), First District Court of Appeal, and if necessary, the Florida Supreme Court, on assigned claims, provide advisory legal opinions on litigated and non-litigated claims, and coordinate handling of workers compensation claims.

The Procurement and Supply Management Department, in cooperation with the Human Resources Department, recommends renewal:

Jones, Hurley & Hand, P.A (Tampa, FL).....	\$275,000
Original agreement	\$200,000
1 st renewal	275,000
2 nd renewal	275,000
3 rd renewal	<u>275,000</u>
New Contract Amount	\$1,025,000

The vendor has agreed to renew under the same terms and conditions of RFP No. 7195, dated March 22, 2019. Administration recommends renewal of the agreement based on the firm's past satisfactory performance and demonstrated ability to comply with the terms and conditions of the agreement. The renewal will be effective from date of approval through July 18, 2023.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Workers' Compensation Fund (5129), Human Resources Department, Workers' Compensation Division (090-1201).

Attachments: Resolution

RESOLUTION 2022-_____

A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH JONES, HURLEY & HAND, P.A. FOR WORKERS' COMPENSATION LEGAL SERVICES TO EXTEND THE TERM THROUGH JULY 18, 2023 AND INCREASE THE CONTRACT AMOUNT IN AN AMOUNT NOT TO EXCEED \$275,000 FOR THIS THIRD ONE-YEAR RENEWAL TERM; PROVIDING THAT THE TOTAL CONTRACT AMOUNT SHALL NOT EXCEED \$1,025,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 16, 2019, City Council approved a one-year agreement ("Agreement") with ongoing one-year renewal options with Jones, Hurley & Hand, P.A. ("Firm") for workers' compensation legal services at an amount not to exceed \$200,000 for the initial one-year term; and

WHEREAS, prior to the expiration of the initial one-year term, the City and Firm agreed to extend the Agreement for a one-year renewal period beginning on July 19, 2020 and ending on July 18, 2021 and City Council approved such extension on April 16, 2020, however, such extension was not reflected in a written amendment to the Agreement; and

WHEREAS, on June 10, 2021, City Council approved a second one-year renewal option and the City and Firm executed a Reinstatement and Amendment to reinstate the Agreement, extend the term until July 18, 2022, and increase the contract amount; and

WHEREAS, Administration desires to extend the term through July 18, 2023 and increase the contract by an amount not to exceed \$275,000 for a third one-year renewal term; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Human Resources Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an amendment to the agreement with Jones, Hurly & Hand, P.A. for workers' compensation legal services to extend the term through July 18, 2023 and increase the contract amount in an amount not to exceed \$275,000 for this third one-year renewal term is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount for the above referenced agreement shall not exceed \$1,025,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00627464

DEPARTMENT:



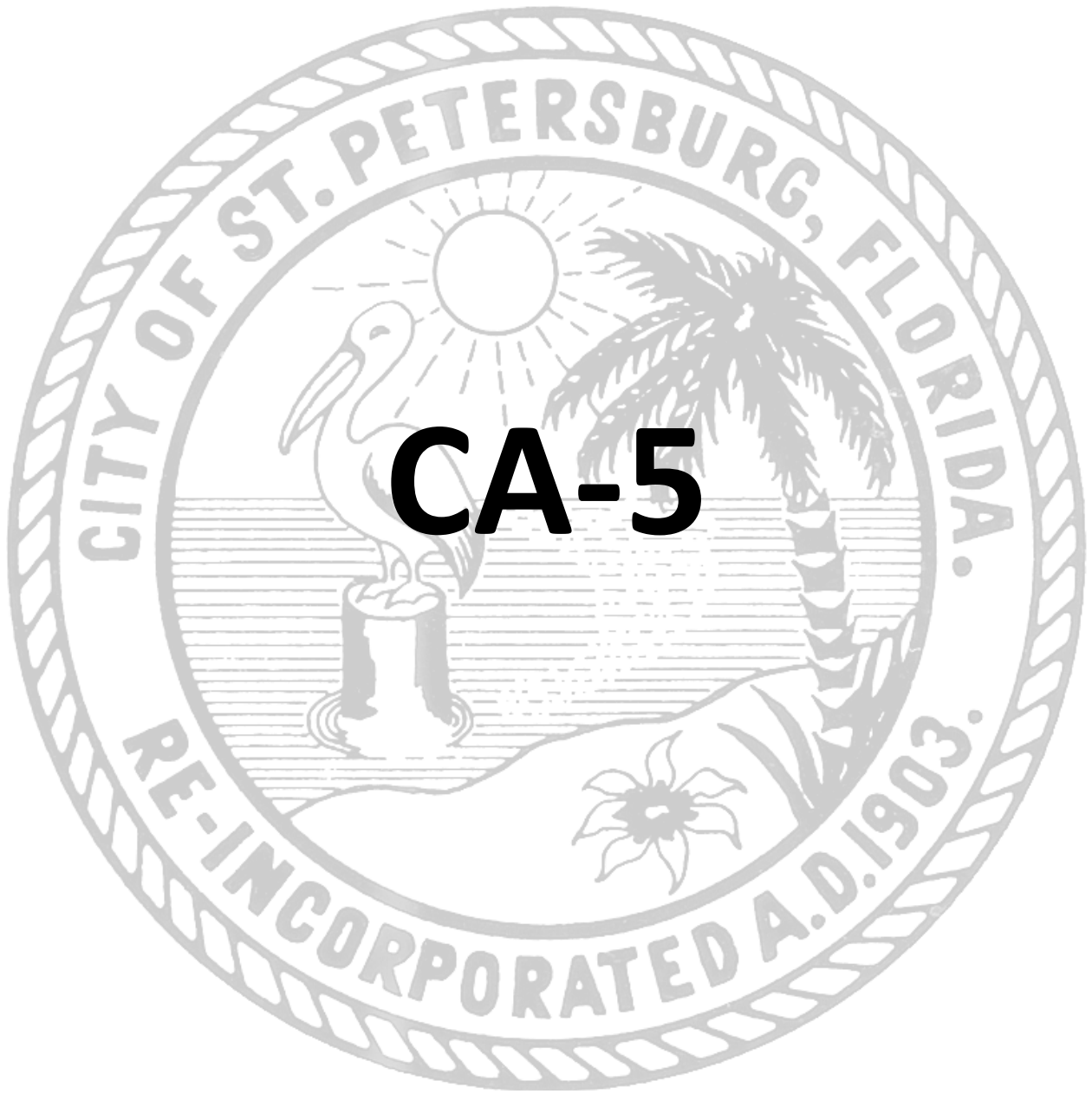
 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166798
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Legal Svcs, Workers' Compensation, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Legal Svcs, Workers' Compensation, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Griffin, Christopher Michael	Griffin, Christopher Michael	APPROVE	21-JUN-2022	User Defined
2	Greene, Thomas Andrew	Greene, Thomas Andrew	APPROVE	28-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc., Electric Supply Company, Inc., Radwell International, Inc., and Graybar Electric Company, Inc., in the amount of \$150,000, for a total contract agreement of \$900,000.

Please scroll down to view the backup material.



CA-5

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving an increase in allocation for electrical supplies with Mayer Electric Supply Company, Inc., Electric Supply Company, Inc., Radwell International, Inc., and Graybar Electric Company, Inc., in the amount of \$150,000, for a total contract agreement of \$900,000.

Explanation: On July 19, 2018, City Council approved a three-year agreement for electrical supplies through July 31, 2021. On July 15, 2021 City Council approved a two-year renewal through July 31, 2023 this was the only renewal.

The vendors furnish and provide electrical supplies such as wire, conduit, switches, circuit breakers, transformers, enclosures, and cords. These supplies are used to repair equipment such as pumps, exhaust fan motors, ballasts, and traffic signals. They are also used in electrical system maintenance at City facilities.

The Procurement and Supply Management Department, in cooperation with the Engineering and Capital Improvement Department, Parks and Recreation Department and Water Resources Department recommends for approval:

Electrical Supplies.....\$150,000

Original agreement amount	\$450,000
1 st renewal	300,000
Allocation increase	<u>150,000</u>
Total agreement amount	\$900,000

Electric Supply Company, Inc. (Tampa, FL)
Mayer Electric Supply Company, Inc. (Tampa, FL)
Radwell International, Inc. (Willingborough, NJ)
Graybar Electric Company, Inc. (Clearwater, FL)

An increase for allocation is requested due to several large projects, and to support any additional unanticipated projects through the remainder of the agreement term, ending on July 31, 2023.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Fund (4001), Water Resources Department (420), Various Divisions, General Fund (0001), Parks and Recreation Department (190), Facility Systems Division (2469), Water Resources Capital Projects Fund (4003), Various Projects, General Capital Improvement Fund (3001), Various Projects, Public Safety Capital Improvements Fund (3025), Various Projects, and the Recreation and Culture Capital Improvement Fund (3029), Parks Lighting Improvements FY22 Project (18611).

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING AN INCREASE IN THE AMOUNT OF \$150,000 TO THE ALLOCATION FOR THE AGREEMENTS WITH MAYER ELECTRIC SUPPLY COMPANY, INC., ELECTRIC SUPPLY COMPANY, INC., RADWELL INTERNATIONAL, INC., AND GRAYBAR ELECTRIC COMPANY, INC. FOR ELECTRICAL SUPPLIES; PROVIDING THAT THE TOTAL COMBINED CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENTS SHALL NOT EXCEED \$900,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 19, 2018, City Council approved three-year blanket purchase agreements with a two-year renewal option with Mayer Electric Supply, Inc., Electric Supply Company, Inc., Radwell International, Inc., and Graybar Electric Company, Inc. for electrical supplies at a total combined contract amount not to exceed \$450,000 for the initial term through July 31, 2021 (“Agreements”); and

WHEREAS, on July 15, 2021, City Council approved the two-year renewal option to extend the term of the Agreements through July 31, 2023 and increase the combined contract amount for these Agreements in the amount of \$300,000 for the renewal term; and

WHEREAS, an increase in the amount of \$150,000 to the allocation for the Agreements is necessary due several large projects and to support any additional unanticipated projects through July 31, 2023; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with the Engineering and Capital Improvements Department, Parks and Recreation Department and Water Resources Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an increase in the amount of \$150,000 to the allocation for the Agreements with Mayer Electric Supply, Inc., Electric Supply Company, Inc., Radwell International Inc., and Graybar Electric Company, Inc. for electrical supplies is hereby approved.

BE IT FURTHER RESOLVED that the total combined contract amount for the above-referenced Agreements shall not exceed \$900,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00628150

DEPARTMENT:

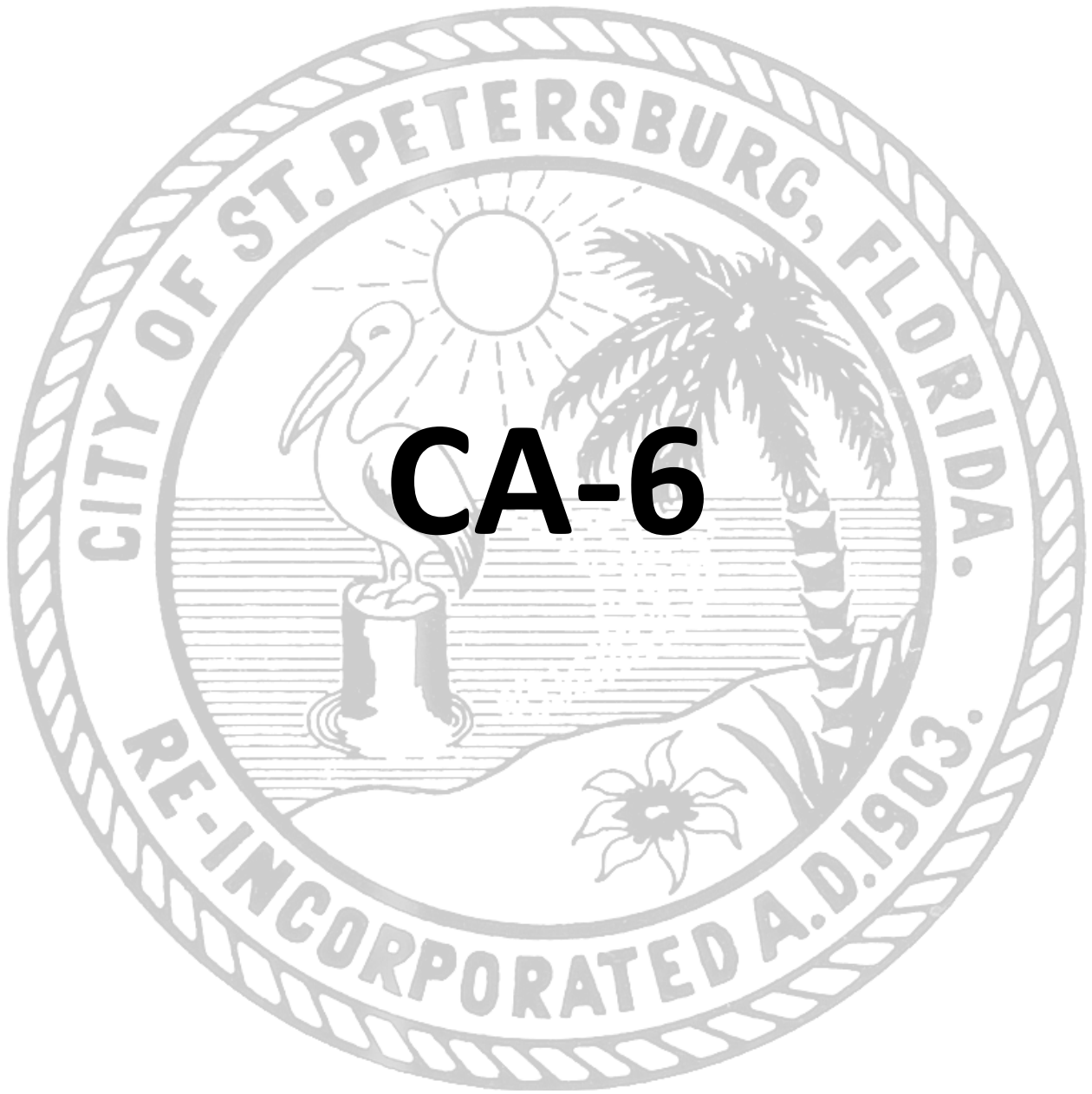


 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					167850
Name:	Pocengal, Nicholas W	Request Date:	28-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Electrical Supplies, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Electrical Supplies, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	28-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	28-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	29-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving a three-year blanket purchase agreement for earthwork, grading and drainage services with Joseph Bryant Landscaping and Site Work Event Planning, LLC, for the Parks and Recreation Department, at an estimated annual cost of \$276,666.67 per year, for a total contract amount of \$830,000. Please scroll down to view the backup material.



CA-6

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving a three-year blanket purchase agreement for earthwork, grading and drainage services with Joseph Bryant Landscaping and Site Work Event Planning, LLC, for the Parks and Recreation Department, at an estimated annual cost of \$276,666.67 per year, for a total contract amount of \$830,000.

Explanation: The Procurement and Supply Management Department received two bids for the earthwork grading and drainage.

The vendor provides all labor and equipment necessary for rough and fine grading operations of simple to moderate complexity.

The services are used for small to medium grading, concrete, and asphalt paving projects when there are time constraints, or when City crew capacity is unavailable. The service also includes sod stripping and regrading large parks in preparation for re-sodding. The vendor has access to a wide range of equipment and can deploy its workforce on short notice to support City requirements.

The Procurement and Supply Management Department recommends for award:

Joseph Bryant Landscaping and Site Work Event Planning, LLC (St. Petersburg, FL)\$830,000
(Three-years @ \$276,666.67 per year)

Joseph Bryant Landscaping and Site Work Event Planning, LLC., the lowest and responsible bidder, has met the requirements of IFB No. 8328, dated April 20, 2022. The company is headquartered in St. Petersburg, FL and has been in business since 2010. It has satisfactorily provided these services for the City of St. Petersburg. This agreement will be effective from the date of execution of the agreement for a term of three years. A blanket purchase agreement will be issued and will be binding only for actual services rendered.

The apparent lowest bidder AJ General Construction, Inc. was determined to be non-responsive for the inability to provide proper pricing and service for a portion of the services that were included in the specifications of IFB 8328.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Parks and Recreation Department (190), various divisions, and in the Recreation & Culture Capital Improvement Fund (3029), Park Facilities Improvements FY21 Project (17950).

Attachments: Bid Tabulation
Resolution

IFB 8328 Earthwork Grading,
 Drainage and Paving,
 Deron DeFreese

City of St. Petersburg
Bid Tabulation
 Procurement and Supply Management

Item No.	Description	Qty.	UOM	AJ General Construction Services, Inc.		Joseph Bryant Landscaping And - Site Work Event Planning, LLC	
				Unit Price	Extended Price	Unit Price	Extended Price
1	Laborer: Shovelman	6	HOUR	\$130.00	\$780.00	\$36.00	\$216.00
2	Skidsteer (Bobcat) & Operator	6	HOUR	175.00	1,050.00	70.00	420.00
3	Grading Tractor & Operator	6	HOUR	500.00	3,000.00	60.00	360.00
4	Payloader & Operator	6	HOUR	415.00	2,490.00	120.00	720.00
5	Riding Vibratory Roller & Operator	6	HOUR	450.00	2,700.00	70.00	420.00
6	Dump Truck & Operator	6	HOUR	425.00	2,550.00	80.00	480.00
7	Pick-up truck, Trailer & Operator	6	HOUR	400.00	2,400.00	50.00	300.00
8	Plate compactor & Operator	6	HOUR	300.00	1,800.00	42.00	252.00
9	Grading less than 100sy	99	SY	375.00	37,125.00	20.00	1,980.00
10	Grading more than 100 sy	101	SY	375.00	37,875.00	18.00	1,818.00
11	Asphalt/Concrete less than 100sy	99	SY	375.00	37,125.00	1,500.00	148,500.00
12	Asphalt/Concrete more than 100 sy	101	SY	375.00	37,875.00	1,200.00	121,200.00
Subtotal:					\$166,770.00		\$276,666.00
2%/10, Net 20 Discount:					0		5,533.32
Total:					\$166,770.00		\$271,132.68

Award Pending

RESOLUTION NO. 2022-___

A RESOLUTION APPROVING A THREE-YEAR BLANKET PURCHASE FOR EARTHWORK, GRADING AND DRAINAGE SERVICES WITH JOSEPH BRYANT LANDSCAPING AND SITE WORK EVENT PLANNING, LLC, FOR THE PARKS AND RECREATION DEPARTMENT AT AN ESTIMATED ANNUAL COST OF \$276,666.67 PER YEAR; PROVIDING THAT THE TOTAL CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENT SHALL NOT EXCEED \$830,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement and Supply Management Department received two bids in response to IFB No. 8320, dated April 20, 2022; and

WHEREAS, Joseph Bryant Landscaping and Site Work Event Planning, LLC, has met the requirements and was the lowest responsible bidder to IFB No. 8328; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Parks and Recreation Department recommends approval of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the three-year purchase agreement with Joseph Bryant Landscaping and Site Work Event Planning, LLC, for earthwork, grading and drainage services at an estimated annual cost of \$276,666,67 for the Parks and Recreation Department is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount shall not exceed \$830,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is hereby authorized to execute all documents necessary to effectuate this transaction.


This Resolution shall become effective immediately upon its adoption.

Legal:

/s/Ben James
00627750

Department:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166804
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Earthwork Grading & Drainage Svcs, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Earthwork Grading and Drainage Services, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Wahl, Margaret Brown	Wahl, Margaret Brown	APPROVE	21-JUN-2022	User Defined
2	Jefferis, Michael J II	Jefferis, Michael J II	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving the second year of Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS, collectively known as "WACS", cloud integration and support services of an existing five-year cloud integration and support services agreement with Oracle America, Inc., a sole source supplier, at a total cost of \$751,757.40.

Please scroll down to view the backup material.



CA-7

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the second year of Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS, collectively known as "WACS", cloud integration and support services of an existing five-year cloud integration and support services agreement with Oracle America, Inc., a sole source supplier, at a total cost of \$751,757.40.

Explanation: City Council previously approved a cloud integration and support services agreement with Oracle America, Inc. ("Oracle") pursuant to the Oracle Public Sector Technical Support Services Agreement dated May 20, 2021, as amended by Amendment One dated May 20, 2021 and authorized payment to Oracle America, Inc. ("Oracle") for the first year of Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS (WACS) cloud integration and support services. The Department of Technology Services has received the second year renewal for continued Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS (WACS) cloud integration and support services. The second-year cloud integration and support services agreement will extend through December 31, 2023 to co-term this agreement with all other existing Oracle support agreements thereby providing transparency and the ability for the Department of Technology to submit all future Oracle support agreement renewals to City Council at the same time.

The Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS (WACS) cloud and integration products are currently being implemented with the expectation that Water Resources, Stormwater, Pavement and Traffic Operations, Parks and Recreation, and Police departments will utilize the software to manage their facility and asset maintenance work activities including preventative, corrective, and service maintenance.

The Procurement & Supply Management Department, in cooperation with the Department of Technology Services, recommends for renewal:

Oracle America, Inc (Dallas, TX).....	\$751,757.40
Oracle PaaS and IaaS	\$110,309.00
Work and Asset Management	361,551.63
Oracle Field Service	<u>279,896.77</u>
	\$751,757.40

This purchase is made in accordance with Section 2-212 of the Sole Source Procurement of the City Code, which authorizes City Council to approve the purchase of a supply or service without competitive bidding if it has been determined that the supply or service is available from only one source.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Technology Services Fund (5011), Department of Technology Services, Oracle eBusiness Solutions Division (850-2559). Funding for the FY23 portion of the contract will be provided for in the FY23 Operating Budget subject to City Council approval.

Attachments: Resolution

RESOLUTION NO. 2022-_____

A RESOLUTION AUTHORIZING PAYMENT TO ORACLE AMERICA, INC. ("ORACLE") IN AN AMOUNT NOT TO EXCEED \$751,757.40 FOR THE SECOND YEAR OF CLOUD INTEGRATION AND SUPPORT SERVICES FOR ORACLE WORK AND ASSET MANAGEMENT, ORACLE FIELD SERVICES, AND ORACLE PAAS AND IAAS, COLLECTIVELY KNOWN AS "WACS", FOR THE WATER RESOURCES, STORMWATER, PAVEMENT AND TRAFFIC OPERATIONS, PARKS AND RECREATION, AND POLICE DEPARTMENTS PROVIDED BY ORACLE PURSUANT TO THE ORACLE PUBLIC SECTOR TECHNICAL SUPPORT SERVICES AGREEMENT DATED MAY 20, 2021; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 20, 2021, City Council approved a five-year agreement ("Agreement") with Oracle and authorized payment to Oracle for the first year of Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS and IaaS collectively known as "WACS", cloud integration and support services ("Support Services"); and

WHEREAS, payment to Oracle for cloud integration and support services for the second through fifth year requires City Council approval; and

WHEREAS, Administration recommends approval of this Resolution authorizing payment to Oracle in an amount not to exceed \$751,757.40 for the second year of cloud integration and support services provided by Oracle pursuant to the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that payment to Oracle America, Inc. ("Oracle") in an amount not to exceed \$751,757.40 for the second year of cloud integration and support services for Oracle Work and Asset Management, Oracle Field Services, and Oracle PaaS And IaaS, collectively known as "WACS", for the Water Resources, Stormwater, Pavement and Traffic Operations, Parks and Recreation, and Police Departments provided by Oracle pursuant to the Oracle Public Sector Technical Support Services Agreement dated May 20, 2021 is hereby authorized.

BE IT FURTHER RESOLVED that the Mayor or his designee is hereby authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:

/s/ *Sharon Michnowicz*

00628103

DEPARTMENT:

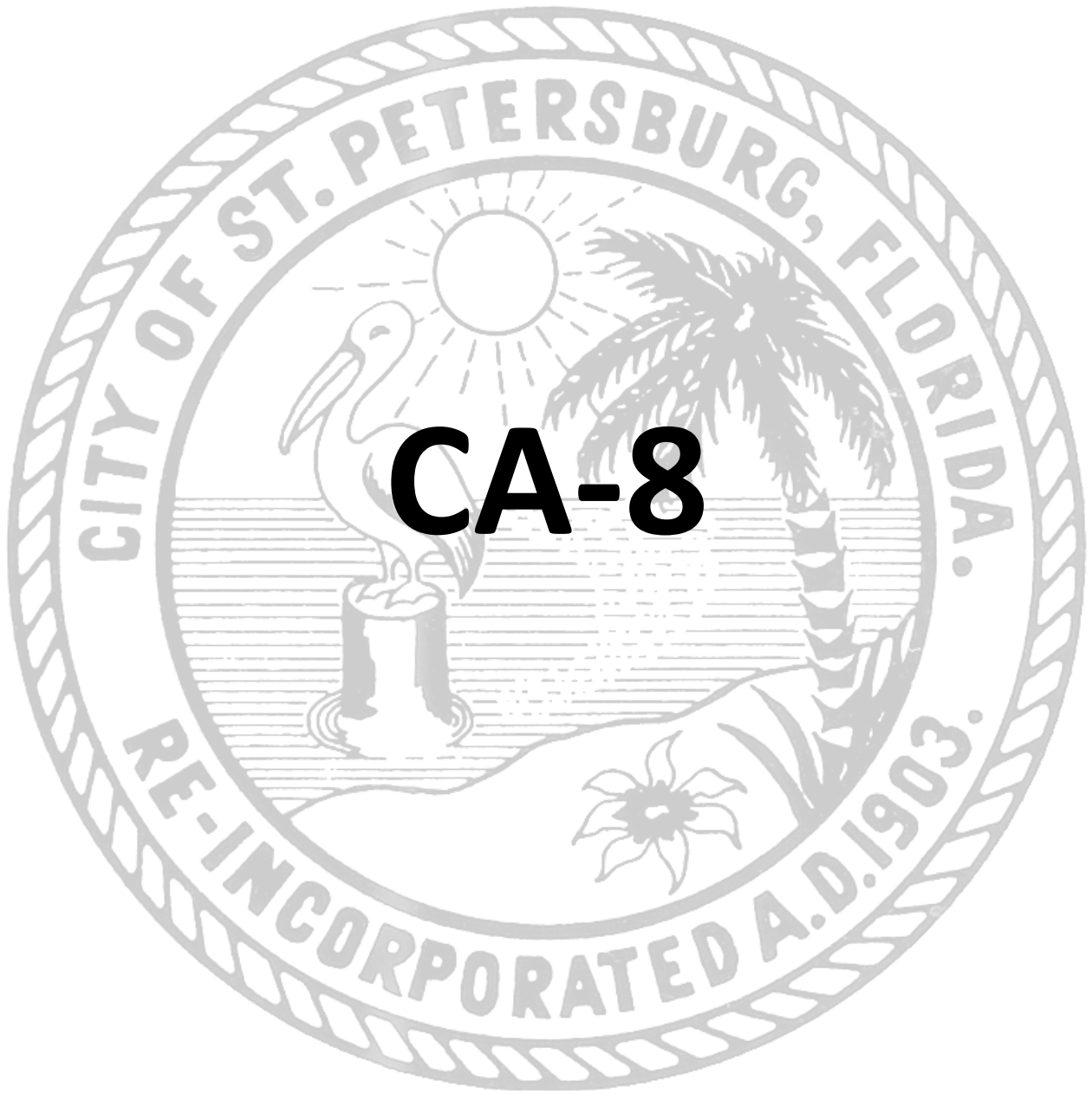
Madisala

 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166772
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Software, WACS Oracle Licensing, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Software, WACS Oracle Licensing, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Griffin, Christopher Michael	Griffin, Christopher Michael	APPROVE	21-JUN-2022	User Defined
2	Greene, Thomas Andrew	Greene, Thomas Andrew	APPROVE	28-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving the renewal of blanket purchase agreements with Oracle Elevator Holdco, Inc., Otis Elevator Company, and TK Elevator Corporation, for elevator maintenance, repair, and replacement services, at an estimated annual cost of \$192,150, for a total contract amount of \$747,300.
Please scroll down to view the backup material.



CA-8

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the renewal of blanket purchase agreements with Oracle Elevator Holdco, Inc., Otis Elevator Company, and TK Elevator Corporation, for elevator maintenance, repair, and replacement services, at an estimated annual cost of \$192,150, for a total contract amount of \$747,300.

Explanation: On September 21, 2019, Administration entered into three-year agreements for elevator maintenance, repair, and replacement services through August 31, 2022. On July 21, 2021, an administrative increase was added in the amount of \$25,000 due to an unexpected repair of Sundial Elevators. On January 13, 2022, an allocation increase was added in the amount of \$50,000 to ensure funds would be available in the event of additional breakdowns to the City's aging elevators. This two-year renewal is the only renewal option.

The vendors provide all labor, materials and equipment for elevator maintenance and repairs. Services include preventive maintenance, inspections, reporting, adjusting, lubricating, replacing worn parts, testing, calibrating, and issuing certificates of operation as per all manufacturers' recommendations and specifications. Additional services include inspecting, adjusting, lubricating, repairing, or replacing controllers, selectors, electronic components, fixtures, machine components, sheaves, motor pumps, cars, jack units, hoist ways, guide rails, wire ropes, and necessary equipment. Elevators are located at Albert Whitted Airport Terminal and Tower, City Hall, City Hall Annex, The Coliseum, Fire Headquarters, Main Library, Marina Ship Store, Municipal Services Center, Sunshine Center, Sunken Gardens, Water Resources Cosme Water Plant, Water Resources Lift Stations, and the former Police Headquarters.

The Procurement and Supply Management Department recommends renewal:

Elevator Maintenance, Repairs, and Replacement Services.....\$384,300

Oracle Elevator Holdco, Inc. (Tampa, FL)
Otis Elevator Company (Farmington, CT)
TK Elevator Corporation (Alpharetta, GA)

Original agreement amount	\$288,000
Administrative increase	25,000
Allocation increase	50,000
Renewal	<u>384,300</u>
Total Agreement Amount	<u>\$747,300</u>

The vendors have agreed to renew under the same terms and conditions of IFB No. 7307, dated May 13, 2019. Administration recommends renewal of the agreements based on the vendors past satisfactory performance and demonstrated ability to comply with the terms and conditions of the agreements. The renewals will be effective from September 1, 2022 through August 31, 2024.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Police Department, Building Maintenance Division (140.1393), Fire Rescue Department, Fire Administration Division (150.1485), Parks and Recreation Department (190), various divisions, Library Department (200), various divisions; Emergency Medical Services Fund (1009), Fire Rescue Department, EMS Division (150.1513); Municipal Office Buildings Fund (5005), Real Estate and Property Management Department (360), various divisions; Sunken Gardens Fund (1207), Enterprise Facilities Department, Sunken Gardens Operations Division, (282.2461); Airport Operating Fund (4031), Enterprise Facilities Department, Airport Administration Division (282.1877); Marina Operating Fund (4041), Enterprise Facilities Department, Marina Division (282.1885); Water Resources Fund (4001), Water Resources Department (420), various divisions; and various other funds, departments, and divisions.

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING THE RENEWAL OPTION TO THE AGREEMENTS WITH ORACLE ELEVATOR HOLDCO, INC., OTIS ELEVATOR COMPANY, AND TK ELEVATOR CORPORATION FOR ELEVATOR MAINTENANCE, REPAIR, AND REPLACEMENT SERVICES TO EXTEND THE TERM THROUGH AUGUST 31, 2024 AND INCREASE THE TOTAL COMBINED CONTRACT AMOUNT IN THE AMOUNT OF \$384,300 FOR THIS RENEWAL TERM; PROVIDING THAT THE TOTAL COMBINED CONTRACT AMOUNT FOR THE ABOVE REFERENCED AGREEMENTS SHALL NOT EXCEED \$747,300; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THESE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on September 21, 2019, City Council approved the award of three-year blanket purchase agreements with a two-year renewal option to Oracle Elevator Holdco, Inc., Otis Elevator Company, and TK Elevator Corporation for elevator maintenance, repair, and replacement services at a total combined contract amount not to exceed \$288,000 for the initial term ending August 31, 2022 (“Agreements”); and

WHEREAS, on July 21, 2021, Administration approved an increase in the amount of \$25,000 to the allocation for these Agreements due to an unexpected repair of Sundial Elevators; and

WHEREAS, on January 13, 2022, City Council approved an increase in the amount of \$50,000 to the allocation for these Agreements, which was necessary to ensure funds would be available in the event of additional breakdowns to the City’s aging elevators; and

WHEREAS, the City now desires to exercise the renewal option to the Agreements to extend the term through August 31, 2024 and increase the total combined contract amount in the amount of \$384,300 for this renewal term; and

WHEREAS, the Procurement and Supply Management Department recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the renewal option to the agreements with Oracle Elevator Holdco, Inc., Otis Elevator Company, and TK Elevator Corporation for elevator maintenance, repair, and replacement services to extend the term through August 31, 2024 and increase the total combined contract amount in the amount of \$384,300 for this renewal term is hereby approved.

BE IT FURTHER RESOLVED that the total combined contract amount for the above-referenced agreements shall not exceed \$747,300.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate these transactions.

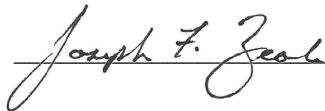
This Resolution shall become effective immediately upon its adoption.


LEGAL:



00628226

DEPARTMENT:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166761
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Elevator Maint, Repair & Replacement, 7/14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Elevator Maint, Repair & Replacement Svce, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Wahl, Margaret Brown	Wahl, Margaret Brown	APPROVE	21-JUN-2022	User Defined
2	Zeoli, Joseph F	Zeoli, Joseph F	APPROVE	22-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving the renewal of blanket purchase agreements with Great Bay Distributors, Inc., J.J. Taylor Distributing Florida, Inc., and VanSnax Distributors, Inc., for food and beverage for resale, at an estimated annual cost of \$200,000 per year, for a total contract amount of \$700,000.

Please scroll down to view the backup material.



CA-9

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the renewal of blanket purchase agreements with Great Bay Distributors, Inc., J.J. Taylor Distributing Florida, Inc., and VanSnax Distributors, Inc., for food and beverage for resale, at an estimated annual cost of \$200,000 per year, for a total contract amount of \$700,000.

Explanation: On November 14, 2019, City Council approved three-year blanket purchase agreements for food and beverage for resale through November 30, 2022. The agreements have one, two-year renewal option. On December 21, 2020, an administrative increase was added in the amount of \$25,000. On May 6, 2021, City Council approved an allocation increase in the amount of \$155,000. This is the only renewal option in the amount of \$400,000.

The vendors provide alcoholic beverages and food for resale at city concessions. The golf courses are the primary user of the blanket purchase agreements.

The Procurement and Supply Management Department recommends for renewal:

Food and Beverage for Resale \$400,000

Great Bay Distributors, Inc. (St. Petersburg, FL)
J.J. Taylor Distributing Florida, Inc. (Jupiter, FL)
VanSnax Distributors, Inc. (Pinellas Park, FL)

Original agreement amount	\$120,000
Administrative increase	25,000
Allocation increase	155,000
Renewal	<u>400,000</u>
Total agreement amount	<u>\$700,000</u>

The vendors have agreed to renew under the same terms and conditions. Administration recommends renewal of the agreements based on the vendors past satisfactory performance and demonstrated ability to comply with the terms and conditions of the agreements.

This purchase is made in accordance with Section 2-202 (a)(b) of the Procurement Code which exempts groceries, foodstuffs, alcoholic beverages, and merchandise for resale in city operated concessions and retail shops from the competitive bidding process. This renewal will be effective from the date of approval through November 30, 2024.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Golf Courses Operating Fund (4061), Golf Course Department (630), various divisions; General Fund (0001), Parks and Recreation Department (190), various divisions; Sunken Gardens Operating Fund (1207), Downtown Enterprise Facilities Department, Sunken Gardens Operations division (282.2461); Coliseum Operating Fund (1205), Enterprise Facilities Department, Coliseum Events division (282.1873); and the Marina Operating Fund (4041), Enterprise Facilities Department, Marina division (282.1885).

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING THE RENEWAL OPTION TO THE AGREEMENTS WITH GREAT BAY DISTRIBUTORS, INC., J.J. TAYLOR DISTRIBUTING FLORIDA, INC., AND VANSNAX DISTRIBUTORS, INC. FOR FOOD AND BEVERAGE FOR RESALE TO EXTEND THE TERM THROUGH NOVEMBER 30, 2024 AND INCREASE THE COMBINED CONTRACT AMOUNT IN THE AMOUNT OF \$400,000 FOR THIS RENEWAL TERM; PROVIDING THAT THE COMBINED TOTAL CONTRACT AMOUNT FOR THE ABOVE REFERENCED AGREEMENTS SHALL NOT EXCEED \$700,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on November 14, 2019, City Council approved three-year blanket purchase agreements with a two-year renewal option with Great Bay Distributors, Inc., J.J. Taylor Distributing Florida, Inc., VanSnax Distributors, Inc. for food and beverage for resale at a combined total contract amount not to exceed \$120,000 for the initial term ending November 30, 2022 (“Agreements”); and

WHEREAS, on December 21, 2020, Administration approved an administrative increase in the amount of \$25, 000 to allocation for the Agreements; and

WHEREAS, on May 6, 2021, City Council approved an increase in the amount of \$155,000 to the allocation for the Agreements; and

WHEREAS, the City desires to exercise the renewal option to extend the term of the Agreements through November 30, 2024 and increase the combined contract amount in the amount of \$400,000 for this renewal term; and

WHEREAS, the Procurement and Supply Management Department recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the renewal option to the Agreements Great Bay Distributors, Inc., J.J. Taylor Distributing Florida, Inc., VanSnax Distributors, Inc. for food and beverage to extend the

term through November 30, 2024 and increase the combined contract amount in the amount of \$400,000 for this renewal term is hereby approved.

BE IT FURTHER RESOLVED that the combined total contract amount for the above-referenced Agreements shall not exceed \$700,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

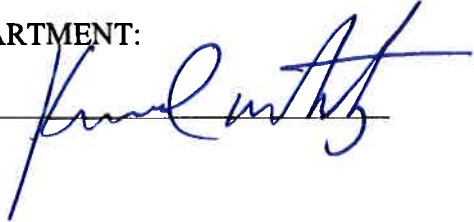
This Resolution shall become effective immediately upon its adoption.


LEGAL:



00628126

DEPARTMENT:

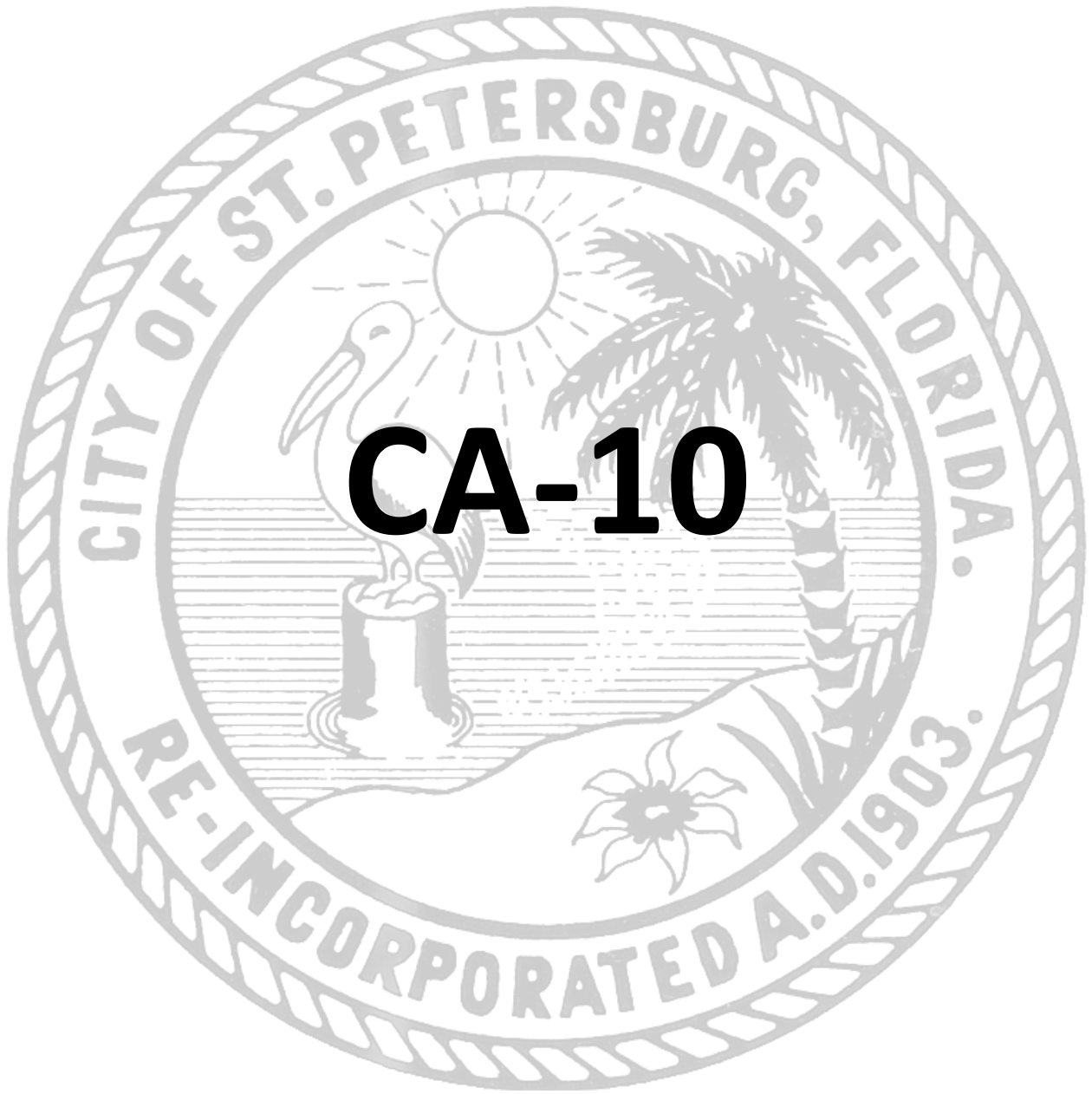


 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166759
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Food & Beverage for Resale, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Food & Beverage for Resale, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Wahl, Margaret Brown	Wahl, Margaret Brown	APPROVE	21-JUN-2022	User Defined
2	Jefferis, Michael J II	Jefferis, Michael J II	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving an allocation increase of a blanket purchase agreement with US Wholesale Pipe & Tube, Inc. for steel, aluminum and related materials, in the amount of \$75,000, for a total contract amount of \$675,000. Please scroll down to view the backup material.



CA-10

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving an allocation increase of a blanket purchase agreement with US Wholesale Pipe & Tube, Inc. for steel, aluminum and related materials, in the amount of \$75,000, for a total contract amount of \$675,000.

Explanation: On July 13, 2017, City Council approved a three-year agreement for steel, aluminum and related materials through July 31, 2020. On January 23, 2020 City Council approved the only two-year renewal.

The supplier will furnish and deliver steel, aluminum and related materials used to repair bridge railings, catch basin lids, valve keys, building racks, catwalks, and pump bases. The stainless steel will be used to make repairs at the water and water reclamation facilities. The primary users are the Water Resources, Fleet Management, and Parks and Recreation departments.

The Procurement and Supply Management Department, in cooperation with the Water Resources Department, Fleet Management Department, Parks and Recreation Department, and Sanitation Department, recommends for approval:

US Wholesale Pipe & Tube, Inc. (Holiday, FL)	\$75,000
Original agreed amount	\$330,000
1 st renewal	270,000
Allocation increase	<u>75,000</u>
Total agreement amount	\$675,000

City Code section 2-215(b) authorizes Administration to extend any contract for a period not to exceed six months when it is determined that such extension is in the best interest of the City and is necessary to finalize the solicitation and negotiation of a replacement contract.

An increase for allocation is requested due to a three-month extension to the current agreement, and to support any additional unanticipated projects through the remainder of the agreement term, ending on October 31, 2022.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001), Water Resources Department (420), Various Divisions, Water Resources Capital Projects Fund (4003), Various Capital Projects, Fleet Management Fund (5001), Fleet Management Department (800), Various Divisions, Sanitation Equipment Replacement Fund (4027), Sanitation Department (450), Container Maintenance Division (2317), and General Fund (0001), Parks & Recreation Department (190), Various Divisions.

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING AN INCREASE IN THE AMOUNT OF \$75,000 TO THE ALLOCATION FOR THE AGREEMENT WITH US WHOLESALE PIPE & TUBE, INC. FOR STEEL, ALUMINUM AND RELATED MATERIALS; PROVIDING THAT THE TOTAL CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENT SHALL NOT EXCEED \$675,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 13, 2017, City Council approved a three-year blanket purchase agreement with a two-year renewal option with US Wholesale Pipe & Tube, Inc. for steel, aluminum and related materials at a total contract amount not to exceed \$330,000 for the initial term through July 31, 2020 (“Agreement”); and

WHEREAS, on January 23, 2020, City Council approved the two-year renewal option to extend the term of the Agreement through July 31, 2022 and increase the total contract in the amount of \$270,000 for the renewal term; and

WHEREAS, pursuant to St. Petersburg City Code 2-215(b), Administration has extended the term of the Agreement until October 31, 2022 in order for the solicitation and negotiation of the new agreement for steel, aluminum and related materials to be finalized; and

WHEREAS, an increase in the amount of \$75,000 to the allocation for the Agreement is necessary to support any additional unanticipated projects through October 31, 2022; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with the Water Resources Department, Fleet Management Department, Parks and Recreation Department, and Sanitation Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an increase in the amount of \$75,000 to the allocation for the Agreement with US Wholesale Pipe & Tube, Inc. for steel, aluminum and related materials is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount for the above-referenced agreement shall not exceed \$675,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

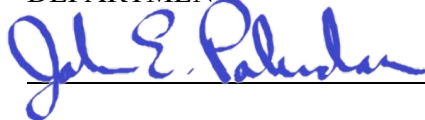
This Resolution shall become effective immediately upon its adoption.


LEGAL:



00628153

DEPARTMENT:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166760
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Steel, Aluminum&Related Materials, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Steel, Aluminum & Related Materials, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	27-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving a blanket purchase agreement with the School Board of Pinellas County to provide transportation services for the Parks and Recreation Department, for a total annual contract amount of \$650,000.
Please scroll down to view the backup material.



CA-11

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving a blanket purchase agreement with the School Board of Pinellas County to provide transportation services for the Parks and Recreation Department, for a total annual contract amount of \$650,000.

Explanation: The City of St. Petersburg enters into a Vehicle Use Agreement annually with the School Board of Pinellas County to supply transportation services.

The School Board of Pinellas County provides school buses and drivers for City-sponsored field trips, and for before and after school child transit. For the Summer Program field trips, the City is charged \$34.50 per hour, plus a mileage surcharge of \$1.75 per mile. During the school year, the City is charged \$13,901 for each before and after school bus run, and \$66,000 for each before and after school bus route. These charges are the actual costs to the School Board. There is no cost impact to the City for the transportation, as these expenses are included in participants' registration fees for field trips and before and after school programs.

During a typical summer, approximately 1,000 school buses are used for field trip transport at Parks and Recreation play camp sites (\$108,000). Last school year, the City had four school bus runs (\$55,604) and seven before and after school bus routes (\$462,000).

The Procurement and Supply Management Department, in cooperation with the Parks and Recreation Department, recommends for award:

School Board of Pinellas County\$650,000

This purchase is made in accordance with Section 2-202 (q) of the Procurement Code, which exempts services including transportation for participants related to programs offered through the Parks and Recreation Department. The School Board of Pinellas County currently provides these services to the City and has performed satisfactorily. The Vehicle Use Agreement will be effective from September 1, 2022, through August 31, 2023, and will be binding only for actual services rendered.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the General Fund (0001), Parks and Recreation Department (190), and various Parks Divisions.

Attachments: Resolution

RESOLUTION NO. 2022-____

A RESOLUTION APPROVING THE AWARD OF AN AGREEMENT TO THE SCHOOL BOARD OF PINELLAS COUNTY TO PROVIDE TRANSPORTATION SERVICES FOR THE PARKS AND RECREATION DEPARTMENT FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$650,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City wishes to purchase transportation services from the School Board of Pinellas County for City-sponsored field trips and before and after school child transit for the Parks and Recreation Department; and

WHEREAS, pursuant to Section 2-202(q) of the St. Petersburg City Code, services including transportation for participants, related to programs offered through the Parks and Recreation Department, is exempt from competitive solicitation; and

WHEREAS, the Procurement & Supply Management Department in cooperation with the Parks and Recreation Department recommends approval of this Resolution.

NOW THEREFORE, BE IT RESOLVED that the award of an agreement to the School Board of Pinellas County to provide transportation services for the Parks and Recreation Department for a total contact amount not to exceed \$650,000 is hereby approved.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This resolution shall become effective immediately upon its adoption.


LEGAL:



00627535

DEPARTMENT:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166799
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Bus Transportation Svcs, School, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Bus Transportation Svcs, School, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	Wahl, Margaret Brown	Wahl, Margaret Brown	APPROVE	21-JUN-2022	User Defined
2	Jefferis, Michael J II	Jefferis, Michael J II	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: A Resolution approving the plat of ZipZea Subdivision, generally located at 3939 4th Street North. (City File: DRC 22-2000002)
Please scroll down to view the backup material.



CA-12



SAINT PETERSBURG CITY COUNCIL

Meeting of July 14, 2022

TO: THE HONORABLE GINA DRISCOLL, CHAIR, AND MEMBERS OF CITY COUNCIL

SUBJECT: Resolution approving the plat of ZipZea Subdivision, generally located at 3939 4th Street North (City File: DRC 22-20000002)

RECOMMENDATION: The Administration recommends **APPROVAL**

DISCUSSION: The applicant is requesting approval of a plat to create one (1) platted lot. The property previously consisted of five (5) platted lots and a portion of another platted lot. The plat is required in order to assemble the lots for redevelopment of the property which is zoned Corridor Commercial Suburban (CCS-1).

The plat is associated with an approved alley vacation (City File: DRC 20-33000023).

The language in Condition 1 notes that certain conditions must be met prior to a Certificate of Occupancy.

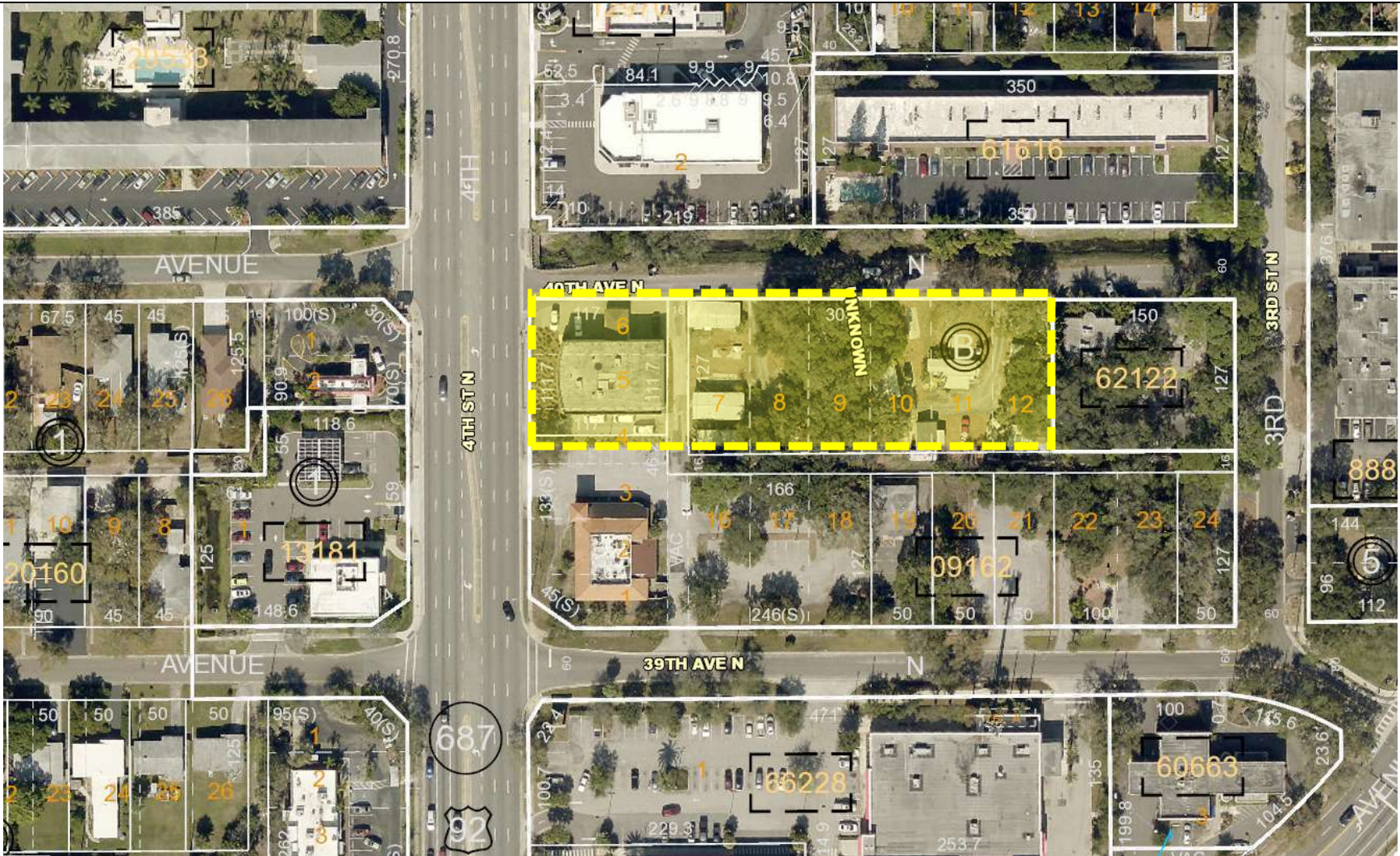
Attachments: Map, Resolution, Engineering Memorandum dated May 31, 2022

Reviewed and Approved by (signature and date):

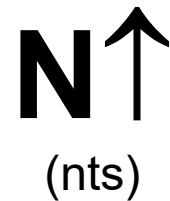
Administrative: On behalf of Joseph Zeoli *ljs* era

Budget: NA

Legal: CB



Project Location Map
 City of St. Petersburg, Florida
 Planning and Development Services
 Department
 Case No.: 22-20000002
 Address: 3939 4th Street North



RESOLUTION NO. _____

A RESOLUTION APPROVING THE PLAT OF ZIPZEA SUBDIVISION, GENERALLY LOCATED 3939 4TH STREET NORTH; SETTING FORTH CONDITIONS FOR APPROVAL; AND PROVIDING AN EFFECTIVE DATE. (City File 22-20000002)

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the plat of ZipZea Subdivision, generally located 3939 4th Street North, is hereby approved, subject to the following conditions.

1. Comply with Engineering conditions in the memorandum dated May 31, 2022, prior to Certificate of Occupancy.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:

/s/ Elizabeth Abernethy

06/27/22

Planning & Development Services Dept.

Date

Chris

6/29/2022

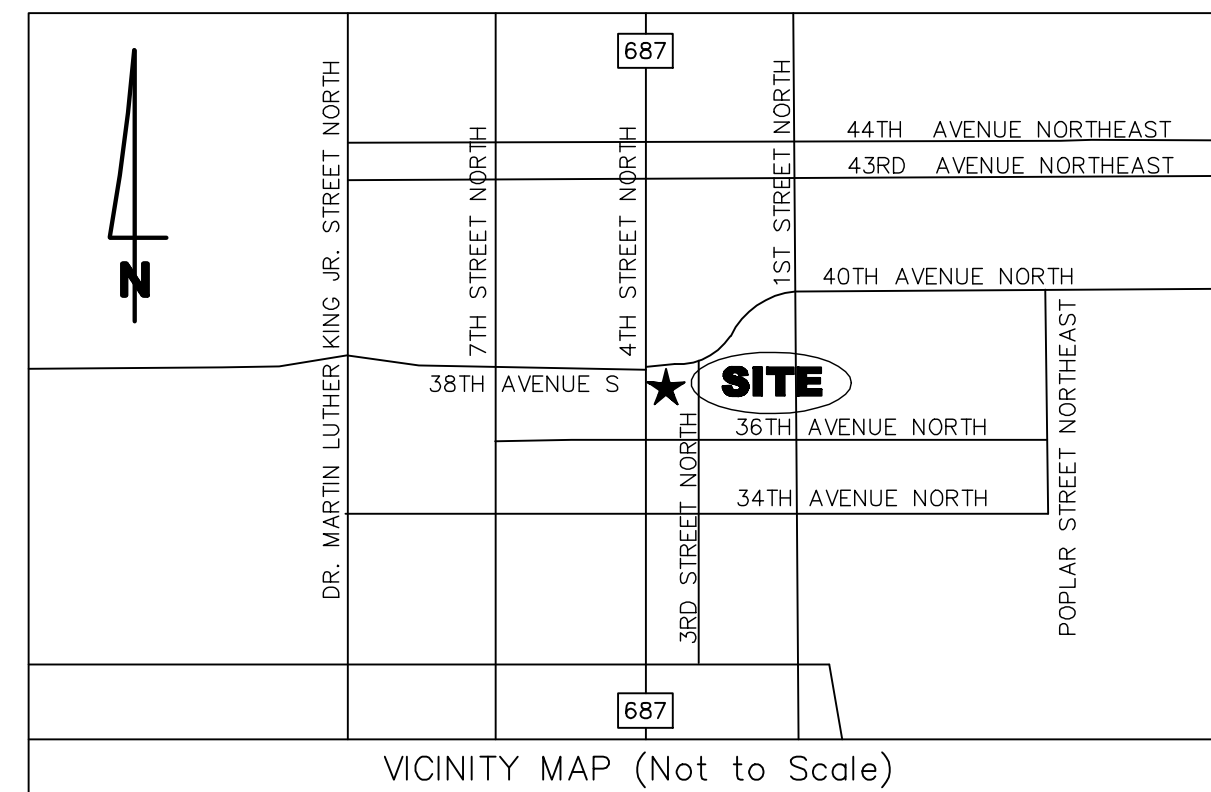
City Attorney (Designee)

Date

ZIPZEA SUBDIVISION

PB _____, PG _____

BEING A REPLAT OF A PORTION OF LOT 4, LESS THE SOUTHERLY 23.25 FEET THEREOF, AND ALL OF LOTS 5, 6, 7, 8, 9 AND A PORTION OF LOT 10 BLOCK B, BLACKWOOD'S SUBDIVISION, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA AND BEING LOCATED IN SECTION 6, TOWNSHIP 31 SOUTH, RANGE 17 EAST, ALL LYING IN THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA



DESCRIPTION

THAT PORTION OF LOTS 4, 5, 6, 7, 8, 9 & 10 BLOCK B, BLACKWOOD'S SUB-DIVISION AS RECORDED IN PLAT BOOK 5, PAGE 82 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 6, BLOCK B OF SAID PLAT, THENCE S.89°54'26"E., 297.30 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF 40TH AVENUE NORTH; THENCE S.00°00'21"E., 127.00 FEET; THENCE N.89°54'26"W., 164.60 FEET; THENCE N.00°07'47"E., 15.25 FEET; THENCE N.89°54'26"W., 133.00 FEET; THENCE N.00°07'47"E., 111.75 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.820 ACRES, MORE OR LESS

DEDICATION

THE UNDERSIGNED HEREBY CERTIFY THAT THEY ARE THE OWNERS OF "ZIPZEA SUBDIVISION" AND THAT BESIDES THEIR INTERESTS THEREIN, THERE ARE NO OTHER OUTSTANDING INTERESTS IN SAID PROPERTY, WHICH PROPERTY IS HEREBY PLATTED AS ZIPZEA SUBDIVISION.

OWNER DOES FURTHER GRANT, CONVEY AND DEDICATE TO THE CITY OF ST. PETERSBURG, FLORIDA, ALL PUBLIC EASEMENTS AND RIGHTS-OF-WAY SHOWN HEREON.

PRIVATE EASEMENTS SHOWN HEREON ARE FOR THE BENEFIT OF LOT 1.

THE UNDERSIGNED ALSO HEREBY CONFIRMS THE LIMITS OF THE PUBLIC RIGHTS-OF-WAY SHOWN HEREON.

OWNER

BY: ZIPZEA HOLDINGS LLC., A DELAWARE LIMITED LIABILITY COMPANY

ABRAHAM REICHBACH, IT'S MEMBER 246 75TH AVENUE N. ST. PETERSBURG BEACH, FL 33760	WITNESS SIGNATURE	WITNESS NAME PRINTED
	WITNESS SIGNATURE	WITNESS NAME PRINTED

ACKNOWLEDGMENT

STATE OF FLORIDA
COUNTY OF PINELLAS

I HEREBY CERTIFY THAT ON THIS _____ DAY OF _____, 2022 BEFORE ME, A NOTARY PUBLIC, PERSONALLY APPEARED _____, MEMBER OF ZIPZEA HOLDINGS LLC, TO BE KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE HEREON CERTIFICATE OF DEDICATION AND SEVERALLY ACKNOWLEDGES THE EXECUTION THEREOF TO BE HER OWN FREE ACT AND DEED, AS SUCH OFFICER, FOR THE USES AND PURPOSES THEREIN MENTIONED.

WITNESS MY HAND AND OFFICIAL SEAL AT THE STATE OF FLORIDA, COUNTY OF PINELLAS, THE DAY AND YEAR AFORESAID.

MY COMMISSION EXPIRES: _____ COMMISSION NO. _____

SIGNATURE OF NOTARY PUBLIC STATE OF FLORIDA AT LARGE	PRINT NAME OF NOTARY PUBLIC OR PLACE STAMP OR SEAL HERE
---	--

CERTIFICATE OF APPROVAL OF THE CITY COUNCIL

APPROVED BY THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____, 2022.

COUNCIL CHAIR

CERTIFICATE OF APPROVAL OF MAYOR

APPROVED FOR THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____, 2022; PROVIDED THAT THIS PLAT IS FILED IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF PINELLAS COUNTY, FLORIDA, WITHIN SIX (6) MONTHS FROM DATE OF THIS APPROVAL.

MAYOR

CERTIFICATE OF APPROVAL OF COUNTY CLERK

STATE OF FLORIDA }
COUNTY OF PINELLAS } ss

I, KEN BURKE, CLERK OF THE CIRCUIT COURT OF PINELLAS COUNTY, FLORIDA, HEREBY CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND THAT IT COMPLIES IN FORM WITH ALL THE REQUIREMENTS OF THE STATUTES OF FLORIDA PERTAINING TO MAPS AND PLATS, AND THAT THIS PLAT HAS BEEN FILED FOR RECORD IN PLAT BOOK _____, PAGES _____, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____, 2022.

KEN BURKE, CLERK DEPUTY CLERK
PINELLAS COUNTY, FLORIDA

CERTIFICATE OF APPROVAL OF THE CITY SURVEYOR

I HEREBY CONFIRMED THAT THIS PLAT HAS BEEN REVIEWED FOR CONFORMITY WITH THE PLATTING REQUIREMENTS OF CHAPTER 177, PART 1 OF THE FLORIDA STATUTES. THE GEOMETRIC DATA HAS NOT BEEN VERIFIED.

TIMOTHY R. COLLINS DATE
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NUMBER 6882

SURVEYOR'S CERTIFICATE:

I, DAN H. RIZZUTO, HEREBY CERTIFY THAT ON _____, THIS PROPERTY KNOWN AS "ZIPZEA SUBDIVISION" WAS SURVEYED AND THIS PLAT IS A TRUE REPRESENTATION OF THE LANDS DESCRIBED AND SHOWN, THAT IT WAS PREPARED UNDER MY DIRECTION AND SUPERVISION AND THAT PERMANENT REFERENCE MONUMENTS HAVE BEEN PLACED AS INDICATED HEREON IN ACCORDANCE WITH THE STATUTES OF THE STATE OF FLORIDA THEREUNTO APPERTAINING, AND THAT THIS PLAT COMPLIES WITH ALL OF THE SURVEY REQUIREMENTS OF SECTION 177 PART 1 OF THE LAWS OF THE STATE OF FLORIDA PERTAINING TO MATERIALS AND COMPOSITION.

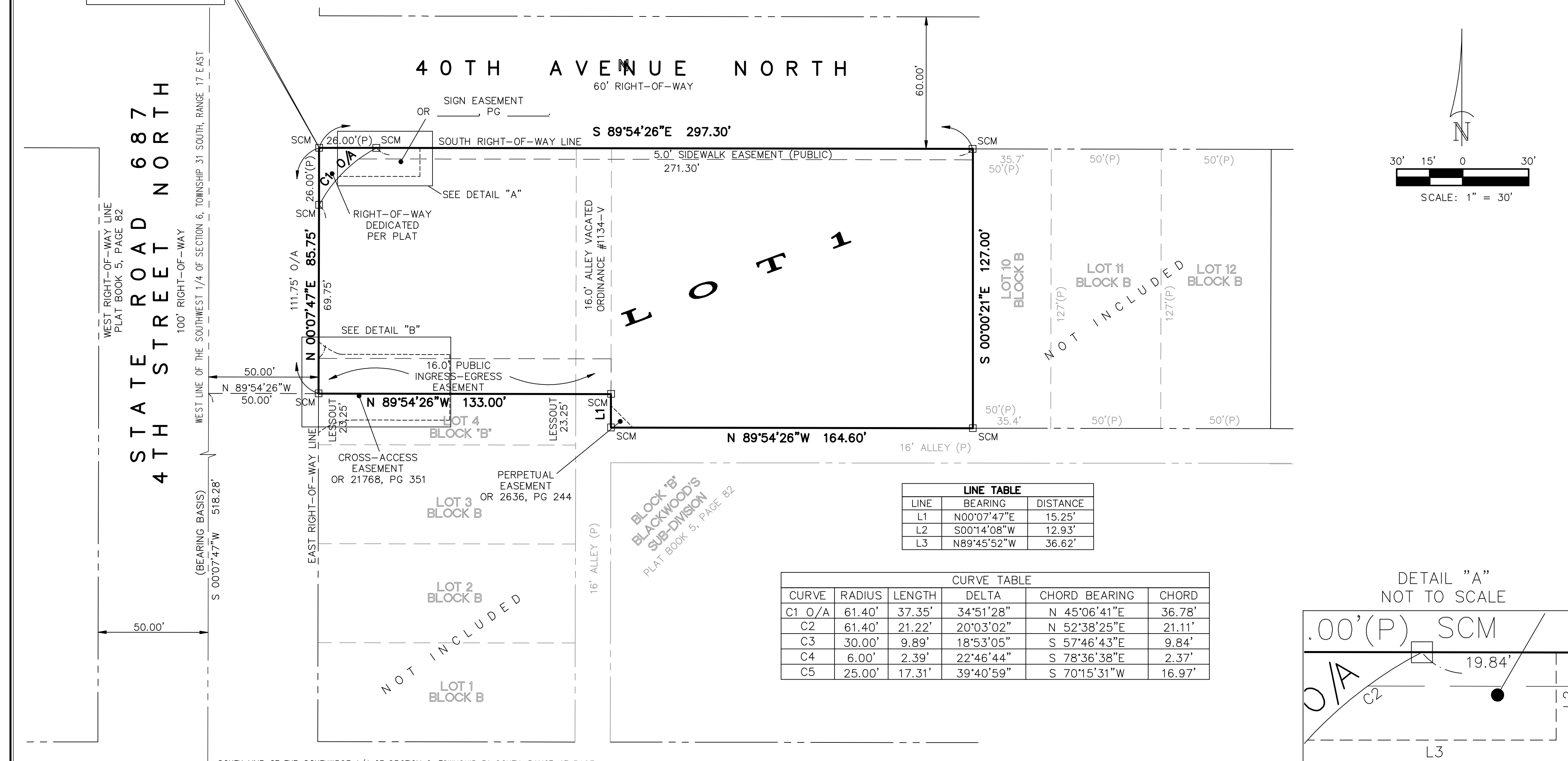
DAN H. RIZZUTO
PROFESSIONAL LAND SURVEYOR NO. 5227
POLARIS ASSOCIATES, INC.
2165 SUNNYDALE BOULEVARD, SUITE D
CLEARWATER, FL 33765
LB #6113

POLARIS ASSOCIATES INC.
PROFESSIONAL SURVEYING LB
6113 2165 SUNNYDALE BOULEVARD
SUITE D CLEARWATER, FLORIDA
33765
5165-01 (727) 461-6113 SHEET 1 OF 2

ZIPZEA SUBDIVISION

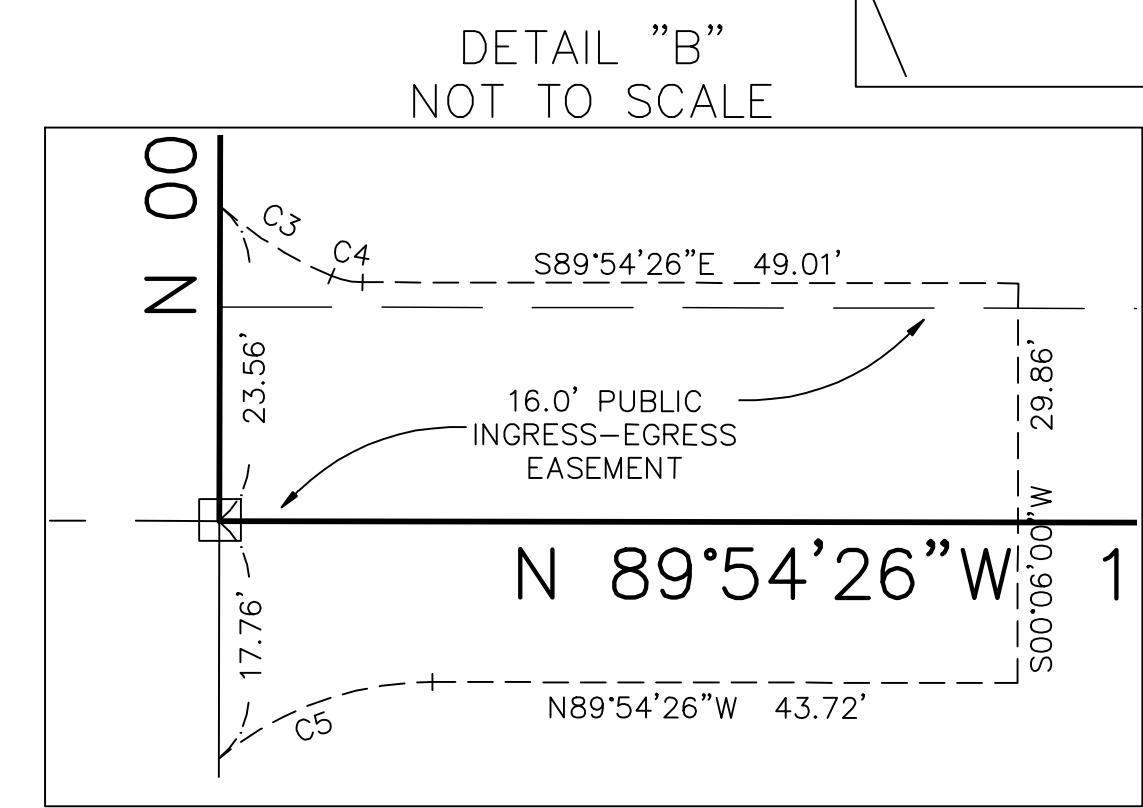
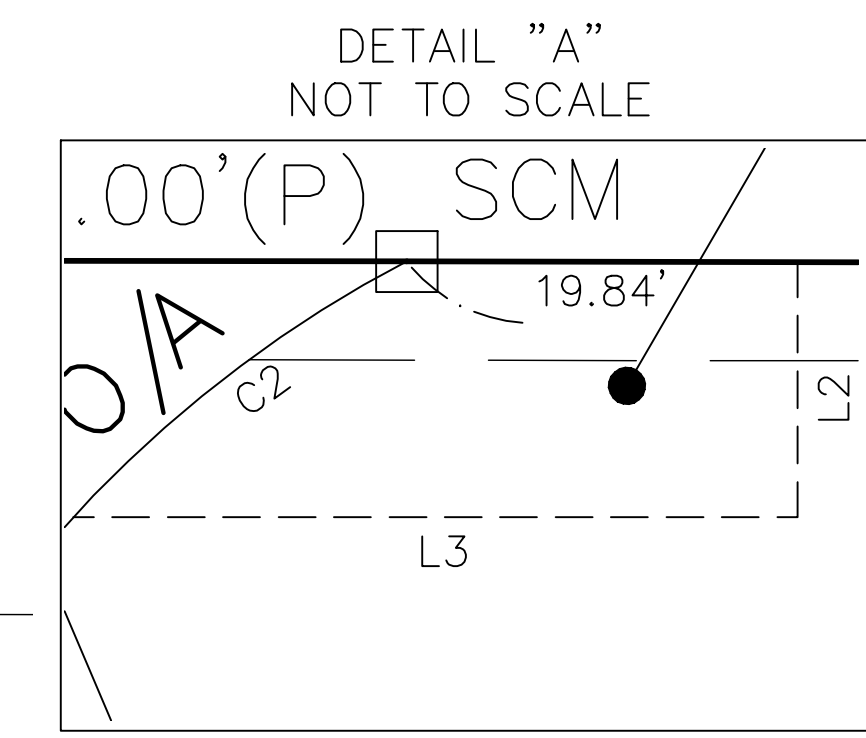
BEING A REPLAT OF A PORTION OF LOT 4, LESS THE SOUTHERLY 23.25 FEET THEREOF, AND ALL OF LOTS 5, 6, 7, 8, 9 AND A PORTION OF LOT 10 BLOCK B, BLACKWOOD'S SUBDIVISION, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA AND BEING LOCATED IN SECTION 6, TOWNSHIP 31 SOUTH, RANGE 17 EAST, ALL LYING IN THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA

POINT OF BEGINNING
NORTHWEST CORNER OF
LOT 6, BLOCK B



LINE	BEARING	DISTANCE
L1	N00°07'47"E	15.25'
L2	S00°14'08"W	12.93'
L3	N89°45'52"W	36.62'

CURVE	RADIUS	LENGTH	DELTA	CHORD BEARING	CHORD
C1 O/A	61.40'	37.35'	34°51'28"	N 45°06'41"E	36.78'
C2	61.40'	21.22'	20°03'02"	N 52°38'25"E	21.11'
C3	30.00'	9.89'	18°53'05"	S 57°46'43"E	9.84'
C4	6.00'	2.39'	22°46'44"	S 78°36'38"E	2.37'
C5	25.00'	17.31'	39°40'59"	S 70°15'31"W	16.97'



LEGEND	
FCM	FOUND 4"x4" CONCRETE MONUMENT
LB	LICENSED BUSINESS
OR	OFFICIAL RECORDS
P	PLAT
PB	PLAT BOOK
PG	PAGE
PLS	PROFESSIONAL LAND SURVEYOR
PRM	PERMANENT REFERENCE MONUMENT
□	SET 4"x4" CONCRETE MONUMENT PRM LB 6113
○	SET 1/2" IRON ROD WITH CAP LB6113
●	SET NAIL & DISK PRM LB6113
R/W	RIGHT-OF-WAY
SCM	SET CONCRETE MONUMENT
◆	SECTION CORNER
O/A	OVERALL

SURVEYOR'S NOTES

- BEARINGS ARE BASED ON THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 31 SOUTH, RANGE 17 EAST, BEING ASSUMED AS S.00°07'47"W.
- NOTICE: THIS PLAT, AS RECORDED IN ITS GRAPHICAL FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THE PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
- ALL PLATTED UTILITY EASEMENTS MUST PROVIDE THAT SUCH EASEMENTS SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES; PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. THIS SECTION SHALL NOT APPLY TO THOSE PRIVATE EASEMENTS GRANTED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION SHALL COMPLY WITH THE NATIONAL ELECTRICAL SAFETY CODE AS ADOPTED BY THE FLORIDA PUBLIC SERVICE COMMISSION.
- THIS PROPERTY IS SUBJECT TO, UTILITY EASEMENT O.R. BOOK 2562, PAGE 721, PERPETUAL EASEMENT O.R. BOOK 8964, PAGE 1667, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

POLARIS ASSOCIATES INC.
 PROFESSIONAL SURVEYING LB
 6113 2165 SUNNYDALE BOULEVARD
 SUITE D CLEARWATER, FLORIDA
 33765
 5165-01 (727) 461-6113 SHEET 2 OF 2

**2732, MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING DEPARTMENT**

TO: Scot Bolyard, Deputy Zoning Official
Joseph Morena, Zoning Official, Zoning Official, Planning & Development
Service Department

FROM: Nancy Davis, ECID Plan Review & Permitting Supervisor

DATE: 05/31/2022

SUBJECT: Final Plat – ZipZea
3939 4th Street North

FILE: 22-20000002 R1

LOCATION 3939 4th Street North
340 40th Avenue North

AND PIN: 06/31/17/09162/002/0050
06/31/17/09162/002/0070

ATLAS: E-22 **ZONING:** CCS-1

REQUEST: ZipZea Final Plat (aka Starbucks site) at 3939 4th Street North.

The Engineering and Capital Improvements Department (ECID) has no objection to the proposed ZipZea Final Plat. It is acknowledged that the following items may have been or will be addressed during the departmental review process for the associated Site Construction Permit Application 21-12001013 but remain listed below as documentation of the standard plat approval conditions since the plat is being processed concurrently with construction permit review. Standard conditions of plat approval will be verified prior to Engineering departmental release of the project Certificate of Occupancy. No further response necessary for processing the final plat.

SPECIAL CONDITIONS OF APPROVAL:

1. The dedication of a **16-foot wide Public Ingress Egress Easement** is now shown on the final plat as requested. Pavement surfaces and all directional markings or signage placed within the public ingress egress easement will remain a private maintenance responsibility which shall be clarified and documented via issuance of an ECID minor easement permit as part of the site construction permit issuance process.
2. The final plat shows the acceptable alignment for the right of way **Corner Radius Right of Way dedication** at the northwest corner of the plat necessary for the widening of adjacent 40th Avenue North (being constructed as a separate project by the developer) and the **5-foot wide Public Sidewalk Easement** along the northern boundary of the plat (also necessary and part of the adjacent 40th Avenue North being constructed as a separate project by the developer). If the easements are dedicated by instrument, the OR Book and Page shall be added to the final plat prior to recordation.

- Public sidewalks are required by City of St. Petersburg Municipal Code Section 16.40.140.4.2 unless specifically limited by the DRC approval conditions. Within the CCS-1 zoning district, a 6-foot wide public sidewalk is required along the eastern parkway of adjacent 4th Street North.

Existing sidewalks and new sidewalks will require curb cut ramps for physically handicapped and truncated dome tactile surfaces (of contrasting color to the adjacent sidewalk, colonial red color preferred) at all corners or intersections with roadways that are not at sidewalk grade and at each side of proposed and existing driveways per current City and ADA requirements. Concrete sidewalks must be continuous through all driveway approaches. All existing public sidewalks must be restored or reconstructed as necessary to be brought up to good and safe ADA compliant condition prior to Certificate of Occupancy.

- A work permit issued by the City Engineering & Capital Improvements Department must be obtained prior to the commencement of construction within City controlled right-of-way or public easement. All work within right of way or public utility easement shall be in compliance with current City Engineering Standards and Specifications and shall be installed at the applicant's expense in accordance with the standards, specifications, and policies adopted by the City.

*Note that City Engineering Standard Details referenced in this review narrative are available on the City FTP site using the instructions below:

Using **File Explorer** path to:

<ftp://ftp2.stpete.org>

User Name = stpengrd
Password = 4Engreads

Path to the **Engineering** folder, then to the **_DeptTemplates_Standards** folder, and finally to the **City Standard Details Updated**.

-OR- alternatively City Standard Details and Standard forms may be obtained upon request by contacting the City Engineering department, phone 727-893-7238, email Ljudmila.Knezevic@stpete.org or Martha.Hegenbarth@stpete.org .

City infrastructure maps are available via email request to ECID@stpete.org. All City infrastructure adjacent to and within the site must be shown on the development project's construction plans.

STANDARD COMMENTS:

Water service is available to the site. The applicant's Engineer shall coordinate potable water and /or fire service requirements through the City's Water Resources department. Recent fire flow test data shall be utilized by the site Engineer of Record for design of fire protection system(s) for this development. Any necessary system upgrades or extensions shall be performed at the expense of the developer.

Water and fire services and/or necessary backflow prevention devices shall be installed below ground in vaults per City Ordinance 1009-g (unless determined to be a high hazard application by the City's Water Resources department or a variance is granted by the City Water Resources department). Note that the City's Water Resources Department will require an exclusive easement for any meter or backflow device

placed within private property boundaries. City forces shall install all public water service meters, backflow prevention devices, and/or fire services at the expense of the developer. Contact the City's Water Resources department, email WRDUtilityReview@stpete.org. All portions of a private fire suppression system shall remain within the private property boundaries and shall not be located within the public right of way (i.e. post indicator valves, fire department connections, etc.).

Wastewater reclamation plant and pipe system capacity will be verified prior to development permit issuance. Any necessary sanitary sewer pipe system upgrades or extensions (resulting from proposed new service or significant increase in projected flow) as required to provide connection to a public main of adequate capacity and condition, shall be performed by and at the sole expense of the applicant. Proposed design flows (ADF) must be provided by the Engineer of Record on the wastewater Concurrency Form (ECID Form Permit 005), available upon request from the City Engineering department, phone 727-893-7238. If an increase in flow of over 3000 gpd is proposed, the ADF information will be forwarded for a system analysis of public main sizes 10 inches and larger proposed to be used for connection. The project engineer of record must provide and include with the project plan submittal 1) a completed wastewater Concurrency Form, and 2) a capacity analysis of public mains less than 10 inches in size which are proposed to be used for connection. If the condition or capacity of the existing public main is found insufficient, the main must be upgraded to the nearest downstream manhole of adequate capacity and condition, by and at the sole expense of the developer. The extent or need for system improvements cannot be determined until proposed design flows and sanitary sewer connection plan are provided to the City for system analysis of main sizes 10" and larger. Connection charges are applicable and any necessary system upgrades or extensions shall meet current City Engineering Standards and Specifications and shall be performed by and at the sole expense of the developer.

The scope of this project will trigger compliance with the Drainage and Surface Water Management Regulations as found in City Code Section 16.40.030. Submit drainage calculations which conform to the water quantity and the water quality requirements of City Code Section 16.40.030. Please note the volume of runoff to be treated shall include all off-site and on-site areas draining to and co-mingling with the runoff from that portion of the site which is redeveloped. Stormwater runoff release and retention shall be calculated using the Rational formula and a 10-year 1-hour design storm.

Stormwater systems which discharge directly or indirectly into impaired waters must provide net improvement for the pollutants that contribute to the water body's impairment. The BMPTrains model shall be used to verify compliance with Impaired Water Body and TMDL criteria. Prior to approval of a plan, the owner's engineer of record shall verify that existing public infrastructure has sufficient capacity or will have sufficient capacity prior to issuance of a certificate of occupancy, to convey the drainage flow after considering the current and proposed infrastructure demand.

Prior to approval of a plan, the owner's engineer of record shall verify that existing public infrastructure has sufficient capacity or will have sufficient capacity prior to issuance of a certificate of occupancy, to convey the drainage flow after considering the current and proposed infrastructure demand.

Plan and profile showing all paving, drainage, sanitary sewers, and water mains (seawalls if applicable) to be provided to the Engineering Department for review and coordination by the applicant's engineer for all construction proposed or contemplated within dedicated right of way or easement.

Redevelopment within this site shall be coordinated as may be necessary to facilitate any City Capital Improvement projects in the vicinity of this site which occur during the time of construction.

Development plans shall include a grading plan to be submitted to the Engineering Department including street crown elevations. Lots shall be graded in such a manner that all surface drainage shall be in compliance with the City's stormwater management requirements. A grading plan showing the building site

and proposed surface drainage shall be submitted to the engineering director.

Per land development code 16.40.050, habitable floor elevations for commercial projects must be set per FEMA and building code requirements as administered by the building official. Per land development code 16.40.140.4.6 the construction site upon the lot shall be a minimum of one foot above the average grade crown of the road, which crown elevation shall be as set by the engineering director. Adequate swales shall be provided on the lot in any case where filling obstructs the natural ground flow. In no case shall the elevation of the portion of the site where the building is located be less than an elevation of 103 feet according to City datum. *It is noted that meeting required building floor elevations often necessitates elevating existing public sidewalks. Please note that transitions to adjacent public sidewalks shall be smooth, consistent, and ADA compliant with maximum cross slope of 2% and maximum longitudinal slope of 5%. Ramps may only be used at driveways and intersections, not mid-block in the main sidewalk path.

Development plans shall include a copy of a Southwest Florida Water Management District Management of Surface Water Permit or Letter of Exemption or evidence of Engineer's Self Certification to FDEP.

It is the developer's responsibility to file a CGP Notice of Intent (NOI) (DEP form 62- 21.300(4)(b)) to the NPDES Stormwater Notices Center to obtain permit coverage if applicable.

Submit a completed Stormwater Management Utility Data Form to the City Engineering Department.

The applicant will be required to submit to the Engineering Department copies of all permits from other regulatory agencies including but not limited to FDOT, FDEP, SWFWMD and Pinellas County, as required for this project. Plans specifications are subject to approval by the Florida state board of Health.

NED/ned

cc: Sean McWhite – WRD
Kayla Eger – Development Review Services

The following page(s) contain the backup material for Agenda Item: A Resolution approving the plat of Sixteenth Square Townhomes, generally located at 1523 Dr. Martin Luther King Jr. Street South. (City File: DRC 20-20000016)
Please scroll down to view the backup material.



CA-13



SAINT PETERSBURG CITY COUNCIL

Meeting of July 14, 2022

TO: THE HONORABLE GINA DRISCOLL, CHAIR, AND MEMBERS OF CITY COUNCIL

SUBJECT: Resolution approving the plat of Sixteenth Square Townhomes, generally located at 1523 Dr. Martin Luther King Jr. Street South. (City File: DRC 20-20000016)

RECOMMENDATION: The Administration recommends **APPROVAL**

DISCUSSION: The applicant is requesting approval of a plat to create eleven (11) platted lots. The property previously consisted of two (2) platted lots. The plat is required to assemble the lots for redevelopment of the property which is zoned Corridor Residential Traditional (CRT-1).

The language in Condition 1 notes that certain conditions must be met prior to a Certificate of Occupancy.

Attachments: Map, Resolution, Engineering Memorandum dated May 31, 2021

Reviewed and Approved by (signature and date):

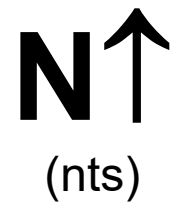
Administrative: On behalf of Joseph Zeoli et al era

Budget: NA

Legal: CB



Project Location Map
 City of St. Petersburg, Florida
 Planning and Development Services
 Department
 Case No.: 20-20000016
 Address: 1523 Dr. ML King Jr. Street South



RESOLUTION NO. _____

A RESOLUTION APPROVING THE PLAT OF SIXTEENTH SQUARE TOWNHOMES, GENERALLY LOCATED 1523 DR. MARTIN LUTHER KING JR. STREET SOUTH; SETTING FORTH CONDITIONS FOR APPROVAL; AND PROVIDING AN EFFECTIVE DATE. (City File 20-20000016)

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the plat of Sixteenth Square Townhomes, generally located 1523 Dr. Martin Luther King Jr. Street South, is hereby approved, subject to the following conditions.

1. Comply with Engineering conditions in the memorandum dated March 1, 2021, prior to Certificate of Occupancy.

This resolution shall become effective immediately upon its adoption.

APPROVED AS TO FORM AND CONTENT:

/s/ Elizabeth Abernethy 06/27/22
Planning & Development Services Dept. Date

Chris 6/29/2022
City Attorney (Designee) Date

SIXTEENTH SQUARE TOWNHOMES

BEING A REPLAT OF LOTS 1 AND 2, OSBORNE PLACE, RECORDED IN PLAT BOOK 1,
PAGE 18, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA,
LYING IN SECTION 25, TOWNSHIP 31 SOUTH, RANGE 16 EAST,
CITY OF SAINT PETERSBURG, PINELLAS COUNTY, FLORIDA

LEGAL DESCRIPTION:

LOT 1, LESS THE EAST 10 FEET THEREOF FOR ROAD RIGHT-OF-WAY, OSBORNE PLACE, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 18, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

AND

LOT 2, LESS THE EAST 10 FEET THEREOF FOR ROAD RIGHT-OF-WAY, OSBORNE PLACE, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 18, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 1, OSBORNE PLACE, AS RECORDED IN PLAT BOOK 1, PAGE 18 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; THENCE S89°38'35"E ALONG THE SOUTH LINE OF A TEN FOOT ALLEY, A DISTANCE OF 137.43 FEET; THENCE S00°11'31"W, A DISTANCE OF 135.73 FEET; THENCE N89°38'35"W ALONG THE NORTH RIGHT OF WAY LINE OF 16TH AVENUE SOUTH, A DISTANCE OF 137.59 FEET; THENCE N00°15'42"E ALONG THE EAST LINE OF A SIXTEEN FOOT ALLEY, A DISTANCE OF 135.73 FEET TO THE POINT OF BEGINNING.

CONTAINING 18664.27 SQUARE FEET OR 0.428 ACRES, MORE OR LESS.

PUBLIC DEDICATION

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS THE OWNER OF THE ABOVE DESCRIBED TRACT OF LAND HEREBY PLATTED AS SIXTEENTH SQUARE TOWNHOMES, THAT IT HEREBY DEDICATES ALL PUBLIC UTILITY EASEMENTS AND PUBLIC INGRESS-EGRESS EASEMENTS TO THE CITY OF SAINT PETERSBURG AND THE PUBLIC IN GENERAL AND OTHER SIMILAR GOVERNMENTAL AND QUASI-GOVERNMENTAL AND PRIVATE PROVIDERS OF UTILITY SERVICES INCLUDING BUT NOT LIMITED TO ELECTRIC, WATER, STORM SEWER AND SANITARY SEWER FACILITIES.

PRIVATE DEDICATION

TRACT "A" IS HEREBY DEDICATED TO THE SIXTEENTH SQUARE ASSOCIATION, INC. AND PROVIDERS OF PUBLIC UTILITIES FOR PARKING, INGRESS-EGRESS, AND UTILITY PURPOSES.

THE CITY WILL NOT BE RESPONSIBLE TO MAINTAIN PRIVATE TRACTS, UTILITIES, AND DRAINAGE.

PLAT NOTES:

1. BASIS OF BEARING IS THE NORTH RIGHT OF WAY LINE OF 16TH AVENUE SOUTH, BEARING N89°38'35"W, AS MEASURED.
2. PLATTED UTILITY EASEMENTS SHOWN HEREON SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES; PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES.
3. PRINTED DIMENSIONS SHOWN ON THE PLAT SUPERSEDE SCALED DIMENSIONS. THERE MAY BE ITEMS DROWN OUT OF SCALE TO GRAPHICALLY SHOW THEIR LOCATION.
4. ALL PUBLIC UTILITY EASEMENTS MUST PROVIDE THAT SUCH EASEMENTS SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES; PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OR AN ELECTRIC, TELEPHONE, GAS OR OTHER PUBLIC UTILITY. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. THIS SECTION SHALL NOT APPLY TO THOSE PRIVATE EASEMENTS GRANTED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS OR OTHER PUBLIC UTILITY.
5. NOTICE: THIS PLAT AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREON AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
6. THERE MAY BE ADDITIONAL EASEMENTS AND/OR RESTRICTIONS AFFECTING THIS PROPERTY THAT MAY OR MAY NOT BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
7. SUBJECT PROPERTY LIES IN FLOOD ZONE X ACCORDING TO FEMA MAP PANEL 12103C0219G, EFFECTIVE DATE 9/3/2003.

OWNER:

FREDERIC SAMSON
NAMASTÉ 1616 LLC

WITNESS:

WITNESS:

SIGNATURE

SIGNATURE

PRINTED NAME

PRINTED NAME

ACKNOWLEDGEMENT OF OWNER
STATE OF FLORIDA
COUNTY OF PINELLAS

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____ 20____ BY _____, WHO HAS PRODUCED _____ AS IDENTIFICATION AND WHO DID NOT TAKE AN OATH.

NOTARY SIGNATURE

PRINT NAME

COMMISSION NUMBER

(PLACE NOTARY STAMP HERE)

APPROVED FOR THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____ A.D. 20____; PROVIDED THAT THE PLAT IS RECORDED IN THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, WITHIN SIX (6) MONTHS FROM THE DATE OF THIS APPROVAL.

MAYOR

APPROVED BY THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____ A.D. 20____.

COUNCIL CHAIR

CERTIFICATE OF APPROVAL OF COUNTY CLERK

STATE OF FLORIDA
COUNTY OF PINELLAS

I, KEN BURKE, CLERK OF THE CIRCUIT COURT OF PINELLAS COUNTY, FLORIDA, HEREBY CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND THAT IT COMPLIES IN FORM WITH ALL THE REQUIREMENTS OF THE STATUTES OF FLORIDA PERTAINING TO MAPS AND PLATS, AND THAT THIS PLAT HAS BEEN FILED FOR RECORD IN PLAT BOOK _____, PAGE(S) _____, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, THIS _____ DAY OF _____ 20____.

KEN BURKE, CLERK
PINELLAS COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

PRINTED NAME

CERTIFICATE OF APPROVAL OF THE CITY SURVEYOR:

IT IS HEREBY CERTIFIED THAT THIS PLAT HAS BEEN REVIEWED FOR CONFORMITY WITH THE PLATTING REQUIREMENTS OF CHAPTER 177, PART 1 OF THE FLORIDA STATUTES. THE GEOMETRIC DATA HAS NOT BEEN VERIFIED.

TIMOTHY R. COLLINS
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NUMBER 6882

DATE

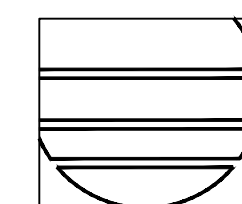
SURVEYOR'S CERTIFICATE:

I, THE UNDERSIGNED PROFESSIONAL SURVEY AND MAPPER, HEREBY CERTIFY THAT ON MAY 8, 2017, THIS PROPERTY WAS SURVEYED UNDER MY SUPERVISION, THAT THIS PLAT WAS PREPARED UNDER MY DIRECTION AND SUPERVISION, THAT THIS PLAT IS A TRUE REPRESENTATION OF THE LANDS DESCRIBED AND SHOWN, AND THAT PERMANENT REFERENCE MONUMENTS HAVE BEEN PLACED AS INDICATED HEREON IN ACCORDANCE WITH THE STATUTES OF THE STATE OF FLORIDA THERE-UNTO APPERTAINING, AND THAT ALL LOT CORNERS WILL BE SET IN ACCORDANCE WITH FLORIDA STATUTES SECTION 177.091(9). I ALSO HEREBY CERTIFY THAT THE MATERIALS AND COMPOSITION OF THIS PLAT CONFORMS TO THE REQUIREMENTS OF CHAPTER 177 PART 1, FLORIDA STATUTES

KYLE. MCCLUNG, P.S.M.
STATE OF FLORIDA PROFESSIONAL SURVEYOR AND MAPPER NUMBER LS7177
SUNCOAST LAND SURVEYING, INC.
111 FOREST LAKES BOULEVARD
OLDSMAR, FL 34677
(813) 854-1342
FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER LB4513

DATE OF FIELD SURVEY: 9/24/19
DATE OF P.R.M. INSTALLATION: 11/22/21

SHEET 1 OF 2



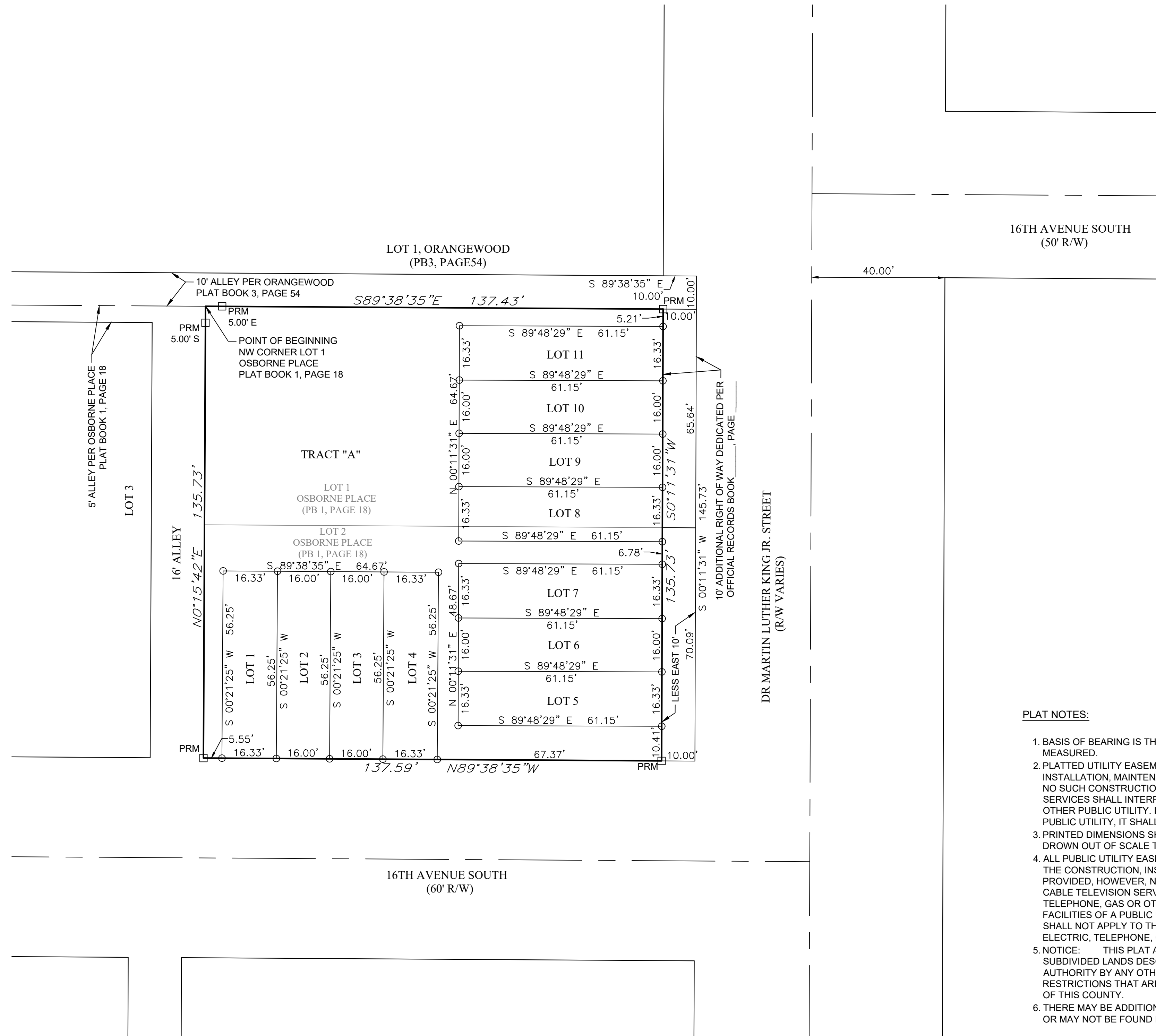
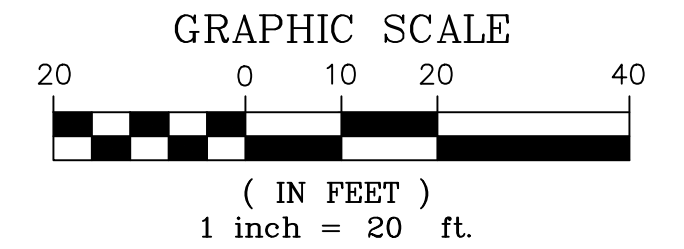
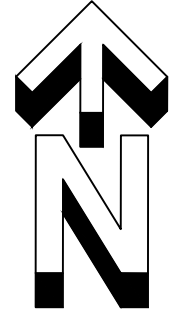
SUNCOAST LAND SURVEYING, Inc.

111 FOREST LAKES BOULEVARD
OLDSMAR, FLA. 34677
(813) 854-1342

LB 4513

SIXTEENTH SQUARE TOWNHOMES

BEING A REPLAT OF LOTS 1 AND 2, OSBORNE PLACE, RECORDED IN PLAT BOOK 1,
PAGE 18, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA,
LYING IN SECTION 25, TOWNSHIP 31 SOUTH, RANGE 16 EAST,
CITY OF SAINT PETERSBURG, PINELLAS COUNTY, FLORIDA



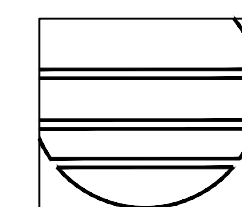
LEGEND:

- R/W RIGHT OF WAY
- PRM PERMANENT REFERENCE MONUMENT
(SET 4"X4" CONCRETE MONUMENT STAMPED "PRM LB4513")
- PB PLAT BOOK
- LOT CORNER (SET 1/2" CAPPED IRON ROD "LB 4513")

PLAT NOTES:

1. BASIS OF BEARING IS THE SOUTH RIGHT OF WAY LINE OF 76TH AVENUE NORTH, BEARING S89°45'19"E, AS MEASURED.
2. PLATTED UTILITY EASEMENTS SHOWN HEREON SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES; PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES.
3. PRINTED DIMENSIONS SHOWN ON THE PLAT SUPERSEDE SCALED DIMENSIONS. THERE MAY BE ITEMS DROWN OUT OF SCALE TO GRAPHICALLY SHOW THEIR LOCATION.
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5. NOTICE: THIS PLAT AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREON AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
6. THERE MAY BE ADDITIONAL EASEMENTS AND/OR RESTRICTIONS AFFECTING THIS PROPERTY THAT MAY OR MAY NOT BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

SHEET 2 OF 2



SUNCOAST LAND SURVEYING, Inc.
111 FOREST LAKES BOULEVARD
OLDSMAR, FLA. 34677
(813) 854-1342

LB 4513

**MEMORANDUM
CITY OF ST. PETERSBURG
ENGINEERING AND CAPITAL IMPROVEMENTS DEPARTMENT**

TO: Iris Winn, Administrative Clerk, Development Services
Jennifer Bryla, Zoning Official, Development Review Services
Scot Bolyard, Deputy Zoning Official, Planning & Development Services

FROM: Nancy Davis, Engineering Plan Review Supervisor

DATE: March 1, 2021

SUBJECT: Sixteenth Square Townhomes Preliminary & Final Plat

FILE: 20-20000016 R1

ADDRESS 1523 Dr. ML King Jr. Street South
& PIN 25/31/16/64854/000/0010
25/31/16/64854/000/0020

ATLAS: G-9

REQUEST: Sixteenth Square Townhomes Preliminary & Final Plat

The Engineering and Capital Improvements Department (ECID) has no objection to the proposed preliminary & final plat provided the following special conditions and standard comments are added as conditions of approval:

SPECIAL CONDITIONS OF APPROVAL:

1. Per City Code Section 16.40.140.4.1 (E), the minimum required right-of-way width of Dr. ML King Jr. Street South adjacent to the property is 100'. The final plat must dedicate the eastern 10' of the existing lot 1 as right-of-way, to meet the required right-of-way width for Dr. ML King Jr. Street South and to provide adequate space for the public sidewalk.
2. The north south alley adjacent to this project must be overlaid to meet adjacent pavement to the north of this site because the alley is used as primary access to the townhomes and a bubbler discharge is proposed. Alley construction shall be performed in conformance with current City ECID standards and specifications.
3. The scope of this project will trigger compliance with the Drainage and Surface Water Management Regulations as found in City Code Section 16.40.030. Submit drainage calculations which conform to the water quantity and the water quality requirements of City Code Section 16.40.030. Please note the volume of runoff to be treated shall include all off-site and on-site areas draining to and co-mingling with the runoff from that portion of the site which is redeveloped. Stormwater runoff release and retention shall be calculated using the Rational formula and a 10-year 1-hour design storm.

Stormwater systems which discharge directly or indirectly into impaired waters must provide net improvement for the pollutants that contribute to the water body's impairment. The BMPTrains model

shall be used to verify compliance with Impaired Water Body and TMDL criteria. Prior to approval of a plan, the owner's engineer of record shall verify that existing public infrastructure has sufficient capacity or will have sufficient capacity prior to issuance of a certificate of occupancy, to convey the drainage flow after considering the current and proposed infrastructure demand.

4. Habitable floor elevations for commercial projects must be set per building code requirements and above the FEMA elevation. Habitable floor elevations for projects subject to compliance with the Florida Building Code, Residential, shall be set per building code requirements to at least two feet above the FEMA elevation. The construction site upon the lot shall be a minimum of one foot above the average grade crown of the road, which crown elevation shall be as set by the engineering director. Adequate swales shall be provided on the lot in any case where filling obstructs the natural ground flow. In no case shall the elevation of the portion of the site where the building is located be less than an elevation of 103 feet according to City datum.

5. Wastewater reclamation plant and pipe system capacity will be verified prior to development permit issuance. Any necessary sanitary sewer pipe system upgrades or extensions (resulting from a proposed service or an increase in projected flow) as required to provide connection to a public collection system of adequate capacity and condition, shall be performed by and at the sole expense of the applicant. Proposed design flows (ADF) must be provided by the Engineer of Record on the City's Wastewater Tracking Form (available upon request from the City Engineering department, phone 727-893-7238). If an increase in flow of over 1000 gpd is proposed, the ADF information will be forwarded to the City Water Resources department for a system analysis of public main sizes 10 inches and larger proposed to be used for connection. The project engineer of record must provide and include with the proposed civil utility connection plan, 1) a completed Wastewater Tracking form, and 2) a capacity analysis of public mains less than 10 inches in size which are proposed to be used for connection. If the condition or capacity of the existing public conveyance system is found insufficient, the conveyance system must be upgraded to provide adequate capacity and condition, by and at the sole expense of the developer. The extent or need for system improvements cannot be determined until proposed design flows and sanitary sewer connection plan are provided to the City's Water Resources department for system analysis of main sizes 10" and larger. Connection charges are applicable and any necessary system upgrades or extensions shall meet current City Engineering Standards and Specifications and shall be performed by and at the sole expense of the developer.

6. Upon development or redevelopment, the applicant/property owner is required to provide a public sanitary sewer service lateral and connection to the public wastewater collection system for each proposed lot. Coordinate a preliminary utility review through WRD-UtilityReviewRequest@stpete.org for the associated sanitary sewer connection plan alignment, service connections, public main connection location and abandonment of redundant service laterals and abandonment of VCP service laterals through the City's Water Resources Department (WRD). Please copy ECID (Mark.Riedmueller@stpete.org) on the email and assure that ECID is copied on all communications with WRD including final approval of the utility design concept plan by WRD in writing. Once approved by WRD the City Engineering and Capital Improvements department (ECID) will review the approved concept plan for compliance with City ECID standards and technical specifications for construction prior to granting ECID department approval of the civil plans for permit issuance.

7. Public sidewalks are required by City of St. Petersburg Municipal Code Section 16.40.140.4.2 unless specifically limited by the DRC approval conditions. Within the right-of-way of Dr. ML King Jr. Street South adjacent to the property a 6' wide sidewalk is required. Within the right-of-way of 16th Avenue South adjacent to the property a 5' wide sidewalk is required. Existing sidewalks and new sidewalks will require

curb cut ramps for physically handicapped and truncated dome tactile surfaces (of contrasting color to the adjacent sidewalk, colonial red color preferred) at all corners or intersections with roadways that are not at sidewalk grade and at each side of proposed and existing driveways per current City and ADA requirements. Concrete sidewalks must be continuous through all driveway approaches. All existing public sidewalks must be restored or reconstructed as necessary to be brought up to good and safe ADA compliant condition prior to Certificate of Occupancy.

8. Please assure that the developer's design professional(s) coordinate with Duke Energy regarding any landscaping proposed under Duke's overhead transmission or distribution systems and prior to proceeding with further development of this site plan to assure that the design has provided adequate space for any Duke Energy equipment which may be required to be placed within the private property boundary to accommodate the building power needs. Early coordination is necessary to avoid additional expense and project delays which may occur if plans must be changed later in the building/site design stage as necessary to accommodate power systems on and off site. Please initiate contact via email to newconstruction@duke-energy.com.

9. Proposed connections to public infrastructure including potable water, reclaimed water, and sanitary sewer must receive prior approval from the City's Water Resources department. Coordinate a review via email to WRD-UtilityReviewRequest@stpete.org.

STANDARD COMMENTS: Water service is available to the site. The applicant's Engineer shall coordinate potable water and /or fire service requirements through the City's Water Resources department. Recent fire flow test data shall be utilized by the site Engineer of Record for design of fire protection system(s) for this development. Any necessary system upgrades or extensions shall be performed at the expense of the developer.

Water and fire services and/or necessary backflow prevention devices shall be installed below ground in vaults per City Ordinance 1009-g (unless determined to be a high hazard application by the City's Water Resources department or a variance is granted by the City Water Resources department). Note that the City's Water Resources Department will require an exclusive easement for any meter or backflow device placed within private property boundaries. City forces shall install all public water service meters, backflow prevention devices, and/or fire services at the expense of the developer. Contact the City's Water Resources department, email WRD_UtilityReviewRequest@stpete.org. All portions of a private fire suppression system shall remain within the private property boundaries and shall not be located within the public right of way (i.e. post indicator valves, fire department connections, etc.).

Prior to approval of a plan, the owner's engineer of record shall verify that existing public infrastructure has sufficient capacity or will have sufficient capacity prior to issuance of a certificate of occupancy, to convey the drainage flow after considering the current and proposed infrastructure demand.

Plan and profile showing all paving, drainage, sanitary sewers, and water mains (seawalls if applicable) to be provided to the Engineering Department for review and coordination by the applicant's engineer for all construction proposed or contemplated within dedicated right of way or easement.

Redevelopment within this site shall be coordinated as may be necessary to facilitate any City Capital Improvement projects in the vicinity of this site which occur during the time of construction.

Development plans shall include a grading plan to be submitted to the Engineering Department including street crown elevations. Lots shall be graded in such a manner that all surface drainage shall be in compliance with the City's stormwater management requirements. A grading plan showing the building site and proposed surface drainage shall be submitted to the engineering director.

Development plans shall include a copy of a Southwest Florida Water Management District Management

of Surface Water Permit or Letter of Exemption or evidence of Engineer's Self Certification to FDEP.

It is the developer's responsibility to file a CGP Notice of Intent (NOI) (DEP form 62- 21.300(4)(b)) to the NPDES Stormwater Notices Center to obtain permit coverage if applicable.

Submit a completed Stormwater Management Utility Data Form to the City Engineering Department.

A work permit issued by the City Engineering & Capital Improvements Department must be obtained prior to the commencement of construction within City controlled right-of-way or public easement. All work within right of way or public utility easement shall be in compliance with current City Engineering Standards and Specifications and shall be installed at the applicant's expense in accordance with the standards, specifications, and policies adopted by the City. City standard details are available on the City's website at the following link:

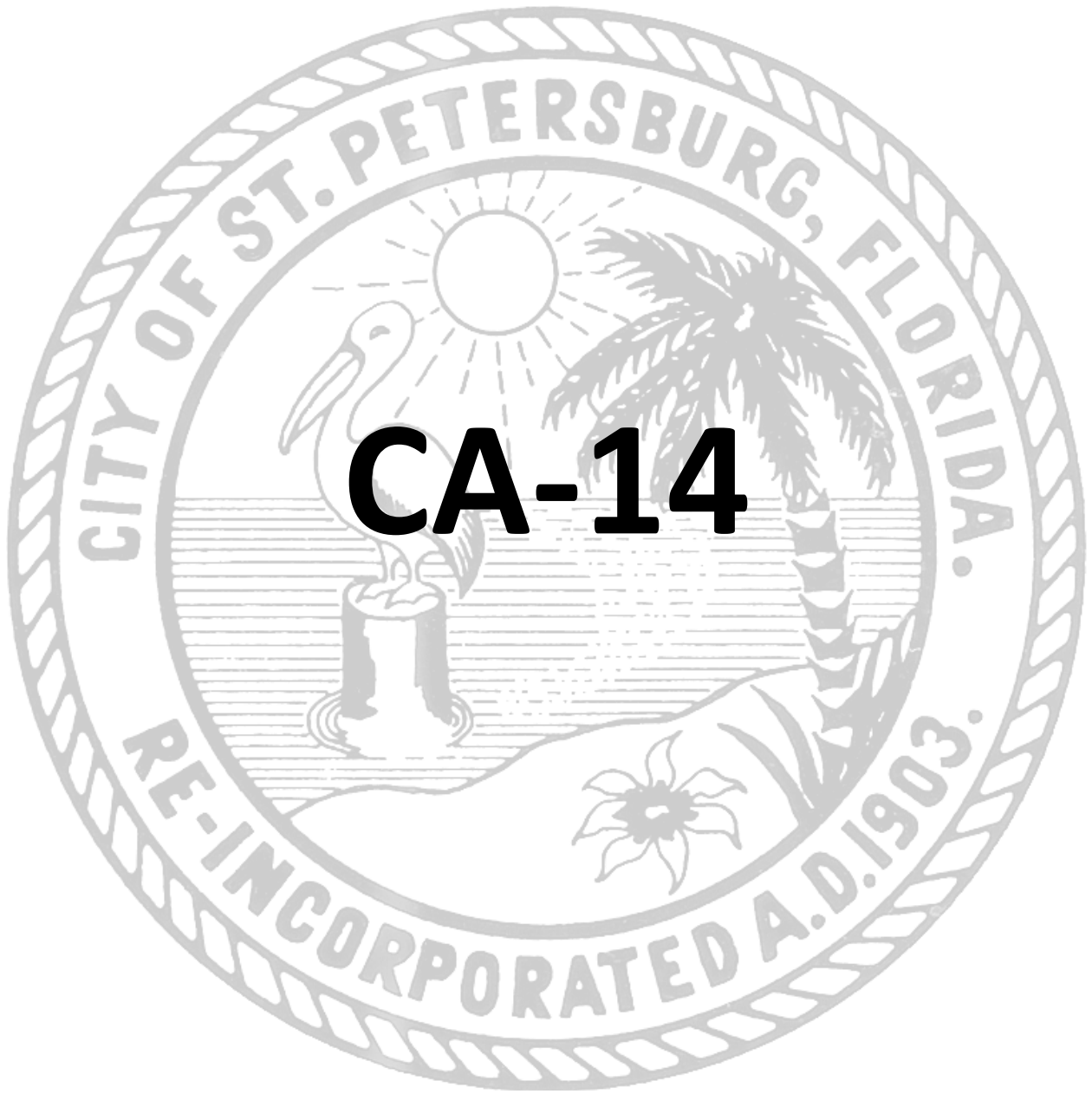
https://www.stpete.org/city_departments/engineering_and_capital_improvements/facility_design_and_development.php

The applicant will be required to submit to the Engineering Department copies of all permits from other regulatory agencies including but not limited to FDOT, FDEP, SWFWMD and Pinellas County, as required for this project. Plans specifications are subject to approval by the Florida state board of Health.

NED/MJR/meh
pc: Kelly Donnelly
Correspondence File

The following page(s) contain the backup material for Agenda Item: A Resolution approving the Assignment and Assumption Agreement and Third Amendment to the Architect/Engineering Agreement (“Assumption and Amendment”) between Mead and Hunt, Inc. HDR, Inc. (“Mead and Hunt”), HDR, Inc. (“HDR”), and the City of St. Petersburg, Florida (“City”) to (i) assign the Architect/Engineering Agreement dated October 29, 2020, as amended, from Mead and Hunt to HDR and (ii) amend the agreement for a third time to expand the scope, increase the contract amount, change the contract information and supplement the appendices; authorizing the City Attorney’s office to make non-substantive changes to the Assumption and Amendment; authorizing the Mayor or his designee to execute the Assumption and Amendment and all other documents necessary to execute this transaction; and providing an effective date. (ECID Project No. 19075-111; Oracle Project No. 17651)

Please scroll down to view the backup material.



CA-14

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of July 14, 2022

TO: The Honorable Gina Driscoll, Chair, and Members of City Council

SUBJECT: A Resolution approving the Assignment and Assumption Agreement and Third Amendment to the Architect/Engineering Agreement (“Assumption and Amendment”) between Mead and Hunt, Inc. HDR, Inc. (“Mead and Hunt”), HDR, Inc. (“HDR”), and the City of St. Petersburg, Florida (“City”) to (i) assign the Architect/Engineering Agreement dated October 29, 2020, as amended, from Mead and Hunt to HDR and (ii) amend the agreement for a third time to expand the scope, increase the contract amount, change the contract information and supplement the appendices; authorizing the City Attorney’s office to make non-substantive changes to the Assumption and Amendment; authorizing the Mayor or his designee to execute the Assumption and Amendment and all other documents necessary to execute this transaction; and providing an effective date. (ECID Project No. 19075-111; Oracle Project No. 17651)

EXPLANATION: *The City initiated this project for Owner’s Advisor Services for the Cosme Water Treatment Plant Operation and Supervisory Control and Data Acquisition (SCADA) Improvements. The Owner’s Advisor is a third-party entity that serves in the City’s best interest due to highly specialized or complex projects. The Owner’s Advisor assists the City in negotiations of the construction contract with the Design-Builder and during the pre-construction and construction phases.*

On June 29, 2020, the evaluation committee selected the firm Mead and Hunt, Inc. to furnish professional engineering services as the Owner’s Advisor for the Cosme Water Treatment Plant Operation and Supervisory Control and Data Acquisition (SCADA) Improvements Project (“Project”).

On October 15, 2020, City Council approved an Owner’s Advisor Agreement (“Agreement”) with Mead and Hunt, Inc. as the most qualified firm to provide services for the Project.

On October 29, 2020, the Agreement between the City and Mead and Hunt, Inc. was executed in the amount of \$368,021 for A/E to provide Project Set and Administration, Design-Build Proposal Phase, and the Design-Build Preconstruction Phase. This also included additional contingency funds in the amount of \$60,000 to be authorized upon written approval.

The A/E assisted the City in negotiating a contract with the highest ranked Design-Build firm (DB firm). However, the City and the DB firm could not come to agreement on contract terms and conditions. The City formally terminated negotiations with the highest-ranked DB firm and proceeded with negotiations with the 2nd highest-ranked DB firm.

The A/E performed services as requested, however, as negotiations are required with the 2nd highest-ranked firm, an Amendment to the Agreement with the A/E is required for the A/E to provide ongoing support to the City.

On July 15, 2021, City Council approved the First Amendment to the Agreement to utilize \$14,784 of the contingency funds and reassign \$35,000 of funding within the Agreement to tasks previously approved. The scope of work included additional engineering services including project meetings, administration and contract negotiation assistance for re-negotiation activity for the Pre-Construction Agreement with the 2nd highest-ranked DB firm.

All work was performed within the previously approved funding amount and no supplemental funding was required under the First Amendment; as such, there was no change in the contract price previously approved.

On December 16, 2021, City Council approved the Second Amendment to the Agreement to reassign \$57,063 of funding within the Agreement to tasks previously approved. Scope of work includes revised engineering services related to the risk management and value engineering workshop sessions.

All work was performed within the previously approved funding amount and no supplemental funding was required under the Second Amendment; as such, there is no change in the contract price previously approved.

Due to additional changes in staffing, Mead & Hunt has requested that their contract with the City including all associated responsibilities be assigned to their subconsultant, HDR, Inc.

Subject to City Council approval, this Assignment and Assumption and Third Amendment to the Agreement will assign the Agreement from Mead & Hunt, Inc. to HDR, Inc. to tasks previously approved and future tasks to be approved.

Additional scope of work includes revised engineering services related to project management and administration and pre-construction phase related services, including additional services which serve as the next step in the Project implementation, such as the conceptual design report for construction sequencing/phasing due to the project complexity, negotiating of the design phase services with the DB firm, review of the DB firm pricing and oversight support due to additional services and reallocation of effort and incorporation of new team members.

The following services and associated not to exceed costs for this project are as follows;

		Approved	Authorized
Agreement	Project Setup and Administration	\$ 79,682.00	\$ 79,682.00
	Design-Build Proposal Phase	\$ 32,702.00	\$ 32,702.00
	Design-Build Preconstruction Phase	\$195,637.00	\$195,637.00
	Allowance	\$ 60,000.00	
	Subtotal	\$368,021.00	\$308,021.00
Amendment No. 1 (Re-allocation of funds from Allowance)	Project Administration	\$ 85,058.00	
	Design-Build Proposal Phase	\$ 42,110.00	
	Design-Build Preconstruction Phase	\$195,637.00	
	Allowance	\$ 45,216.00	\$ 14,784.00
	Subtotal	\$368,021.00	\$322,805.00
Amendment No. 2 (Re-allocated funds from Prime to Sub Consultant, HDR)	Project Administration	\$ 85,040.00	
	Design-Build Proposal Phase	\$ 42,110.00	
	Design-Build Preconstruction Phase	\$195,655.00	
	Allowance	\$ 45,216.00	
	Subtotal	\$368,021.00	\$322,805.00

Assignment and Assumption and Amendment No. 3 (Authorizing new Tasks including a re-allocation of funds from Prime to Sub Consultant, HDR)

Project Administration	\$ 72,113.00
Design-Build Proposal Phase	\$ 27,197.00
Design-Build Preconstruction Phase	\$356,015.00
Allowance	\$ 50,000.00
Total	\$505,325.00

A/E services during the construction phase will be provided to Council for approval as an Amendment to this Task Order.

Contractor costs for the improvements will be provided to Council for approval as a separate Agreement.

RECOMMENDATION: Administration recommends authorizing the Mayor or his designee to execute the Assignment and Assumption Agreement and Third Amendment to the Architect/Engineering Agreement (“Assumption and Amendment”) between Mead and Hunt, Inc. to HDR, Inc. (“Mead and Hunt”), HDR, Inc. (“HDR”), and the City of St. Petersburg, Florida (“City”) to (i) assign the Architect/Engineering Agreement dated October 29, 2020, as amended, from Mead and Hunt to HDR and (ii) amend the agreement for a third time to expand the scope, increase the contract amount, change the contract information and supplement the appendices; authorizing the City Attorney’s office to make non-substantive changes to the Assumption and Amendment; authorizing the Mayor or his designee to execute the Assumption and Amendment and all other documents necessary to execute this transaction; and providing an effective date. (ECID Project No. 19075-111; Oracle Project No. 17651)

COST/FUNDING INFORMATION: Funds have been previously appropriated in the Water Resources Capital Projects Fund (4003) COS Owner's Advisor FY20 Project (17651).

ATTACHMENTS: Resolution
Attachment 3 to Appendix A
Amended Appendix B
Amended Appendix C

RESOLUTION NO. 2022-_____

A RESOLUTION APPROVING THE ASSIGNMENT AND ASSUMPTION AGREEMENT AND THIRD AMENDMENT TO THE ARCHITECT/ENGINEERING AGREEMENT (“ASSUMPTION AND AMENDMENT”) BETWEEN MEAD AND HUNT, INC. (“MEAD AND HUNT”), HDR ENGINEERING, INC. (“HDR”), AND THE CITY OF ST. PETERSBURG, FLORIDA (“CITY”) TO (I) ASSIGN THE ARCHITECT/ENGINEERING AGREEMENT DATED OCTOBER 29, 2020, AS AMENDED, FROM MEAD AND HUNT TO HDR AND (II) AMEND THE AGREEMENT FOR A THIRD TIME TO EXPAND THE SCOPE, INCREASE THE CONTRACT AMOUNT, CHANGE THE CONTACT INFORMATION AND SUPPLEMENT THE APPENDICES; AUTHORIZING THE CITY ATTORNEY’S OFFICE TO MAKE NON-SUBSTANTIVE CHANGES TO THE ASSUMPTION AND AMENDMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE ASSUMPTION AND AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Mead and Hunt, Inc. (“Mead and Hunt”) and the City of St. Petersburg, Florida (“City”) entered into an architect/engineering agreement on October 29, 2020 for Mead and Hunt to provide owner’s advisor services for the Cosme Water Treatment Plant Operation and Supervisory Control and Data Acquisition (SCADA) Improvements Project; and

WHEREAS, Mead and Hunt and the City executed a First Amendment on August 12, 2021 and a Second Amendment on March 23, 2023; and

WHEREAS, the architect/engineering agreement dated October 29, 2020 as amended by the First Amendment dated August 12, 2021 and the Second Amendment dated March 23, 2023 is collectively the “Agreement”; and

WHEREAS, due to changes in staffing, Mead and Hunt has requested that the Agreement be assigned to HDR Engineering, Inc. (“HDR”), currently a sub-consultant to Mead and Hunt; and

WHEREAS, subject to approval by City Council, Mead and Hunt desires to assign the Agreement to HDR, and HDR is willing to accept the assignment and to assume and be fully responsible for all the obligations of Mead and Hunt under the Agreement from and after the effective date of the assignment and assumption agreement and third amendment to architect/

engineering agreement (“Assumption and Amendment”) between Mead and Hunt, HDR, and the City; and

WHEREAS, the City and HDR desire to amend the Agreement to expand the scope, increase the contract amount, change the contact information and supplement the appendices; and

WHEREAS, Mead and Hunt and HDR have agreed to the terms and conditions in the Assumption and Amendment; and

WHEREAS Administration recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the assignment and assumption agreement and third amendment to the architect/engineering agreement (“Assumption and Amendment”) between Mead and Hunt, Inc. (“Mead and Hunt”), HDR Engineering, Inc. (“HDR”), and the City of St. Petersburg, Florida (“City”) to (i) assign the architect/engineering agreement dated October 29, 2020, as amended, from Mead and Hunt to HDR and (ii) amend the agreement for a third time to expand the scope, increase the contract amount, change the contact information and supplement the appendices is hereby approved.

BE IT FURTHER RESOLVED that the City Attorney’s Office is authorized to make non-substantive changes to the Assumption and Amendment.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the Assumption and Amendment and all other documents necessary to effectuate this transaction.


This Resolution shall become effective immediately upon its adoption.

LEGAL:



00628742

DEPARTMENT:



**ATTACHMENT NO. 3 TO APPENDIX A - SCOPE OF SERVICES
COSME WTP OPERATIONAL AND SCADA IMPROVEMENTS
OWNER'S ADVISOR SERVICES
CITY OF ST. PETERSBURG, FLORIDA
PROJECT NO. 19075-111**

In addition to the services, activities, responsibilities, and deliverables set forth in Appendix A, Attachment No. 1 to Appendix A, and Attachment No. 2 to Appendix A; the A/E shall also provide the services, activities, responsibilities, and deliverables set forth in Attachment No. 3 to Appendix A, as follows:

SCOPE OF SERVICES

TASK 1 PROJECT SETUP AND ADMINISTRATION - ADDITIONAL SERVICES

1.1 PROJECT SETUP

With the transfer of contract to A/E, the A/E's project manager shall set up the accounting and filing systems for the Project.

1.3 EXTERNAL KICKOFF MEETING

A/E will prepare for and implement an external kickoff meeting focused on the status of the electrical and I&C/SCADA upgrade evaluations. Meeting will be for 2 hours and include a site visit to Cosme WTP. A/E project manager will attend along with key staff from our electrical/I&C subconsultant.

1.4 EXTERNAL PROJECT AND PROGRESS MEETINGS

The A/E will provide additional internal project coordination meetings and project administration services for the extension of the preconstruction phase services due to additional services to the design build team. The estimate for this task assumes ten (10) months of additional external project and progress meetings.

1.5 PROJECT COORDINATION MEETINGS

The ten-month extension to the project will require additional coordination meetings with the City. For budgetary purpose, it is assumed meeting will be twice per month for 1-hour each.

1.6 PROJECT ADMINISTRATION

The ten-month extension to the project will require additional administration of the project.

TASK 3 PRE-CONSTRUCTION PHASE- ADDITIONAL SERVICES

3.1 SCOPE UNDERSTANDING/ALIGNMENT WORKSHOP

3.1.1 Conceptual Design Report

Scope understanding and alignment was expanded under the Design-Builder Scope of Services to include a conceptual design phase. The Design-Builder will prepare and submit technical memorandums for each evaluation task identified in the conceptual design phase and A/E will review these technical memorandums and participate in separate review meetings with City and Design-Builder. The technical memorandums will include:

- Process mechanical
- Electrical and I&C
- Architectural
- Solar
- Pipe Integrity Testing

A/E will review the conceptual design report prepared by the Design-Builder and participate in review meetings individually with the City and Design-Builder.

3.1.2 Design Phase Services Negotiation Support

A/E will review and provide negotiation support as requested by the City for the Design-Builder’s proposal to perform design phase services. Review will include contract, scope of work, fees, contingency, assumptions, and schedule. A/E will participate in up to four internal City meetings and up to four meetings with Design Build team to support the City in GMP negotiations.

3.3 30% DESIGN REVIEW

Task 3.3 scope remains as described in Appendix A with reallocation of effort and incorporation of new team members due to transfer of contract from Mead and Hunt to HDR.

3.4 60% DESIGN REVIEW- ADDITIONAL SERVICES

Task 3.4 scope remains as described in Appendix A with reallocation of effort and incorporation of new team members due to transfer of contract from Mead and Hunt to HDR.

3.5 90% DESIGN REVIEW

Task 3.5 scope remains as described in Appendix A with reallocation of effort and incorporation of new team members due to transfer of contract from Mead and Hunt to HDR.

A/E will review and provide negotiation support as requested by the City for the Guaranteed Maximum Prices proposals from the Design-Builder based on the 90% design package. It is assumed that up to two GMP proposals will be provided for review. Review will include contract, scope of work, fees, contingency, assumptions, and schedule. A/E will participate in up to four internal City meetings and up to four meetings with Design Build team to support the City in GMP negotiations.

PROJECT TEAM

Appendix A – Scope of Services
Cosme WTP Operational and SCADA Improvements
Owner's Advisor Services
City of St. Petersburg Project No.19075-111

The project team includes the following consultants:

HDR:

Brenda van Ravenswaay, Project Manager
Erin Hunt, Substitute Project Manager
Brenda van Ravenswaay, Design-Build Advisory Specialist
Samantha la Hee, Header Valve and Optimization Lead; Piping/Valves
Chance Lauderdale, Water Treatment Process
Jennifer Ninete, Envision
Thomas Glaysher, Architecture
Bruce Bradley, Structural

Subconsultants:

EDA– Electrical and I&C
Mead & Hunt (for purposes of final invoices as part of contract transfer)

-- End of Scope --

**REVISED APPENDIX B - FEE SCHEDULE
 COSME WTP OPERATIONAL AND SCADA IMPROVEMENTS
 OWNER'S ADVISOR SERVICES
 CITY OF ST. PETERSBURG, FLORIDA
 Project No. 19075-111**

The City shall pay the A/E the fees and cost set forth in this revised Appendix B, as follows:

	Task	Labor Cost	Expenses	Total Cost
1	Project Setup and Administration	\$71,638	\$475	\$72,113
2	Design-Build Proposal Phase	\$19,605	\$7,592	\$27,197
3	Design-Build Preconstruction Phase	\$ 347,585.00	\$8,430	\$356,015
	Allowance			\$50,000
	TOTAL			\$505,325

**REVISED APPENDIX C - SCHEDULE
COSME WTP OPERATIONAL AND SCADA IMPROVEMENTS
OWNER'S ADVISOR SERVICES
CITY OF ST. PETERSBURG, FLORIDA
PROJECT NO. 19075-111**

Task	Months from NTP
Task 1: Project Setup and Administration	46 Months
Task 2: Design-Build Proposal Phase	18 Months
Task 3: Pre-Construction Phase	46 Months



-- City of St. Petersburg Authorization Request --

General Authorization**Request #**

167691

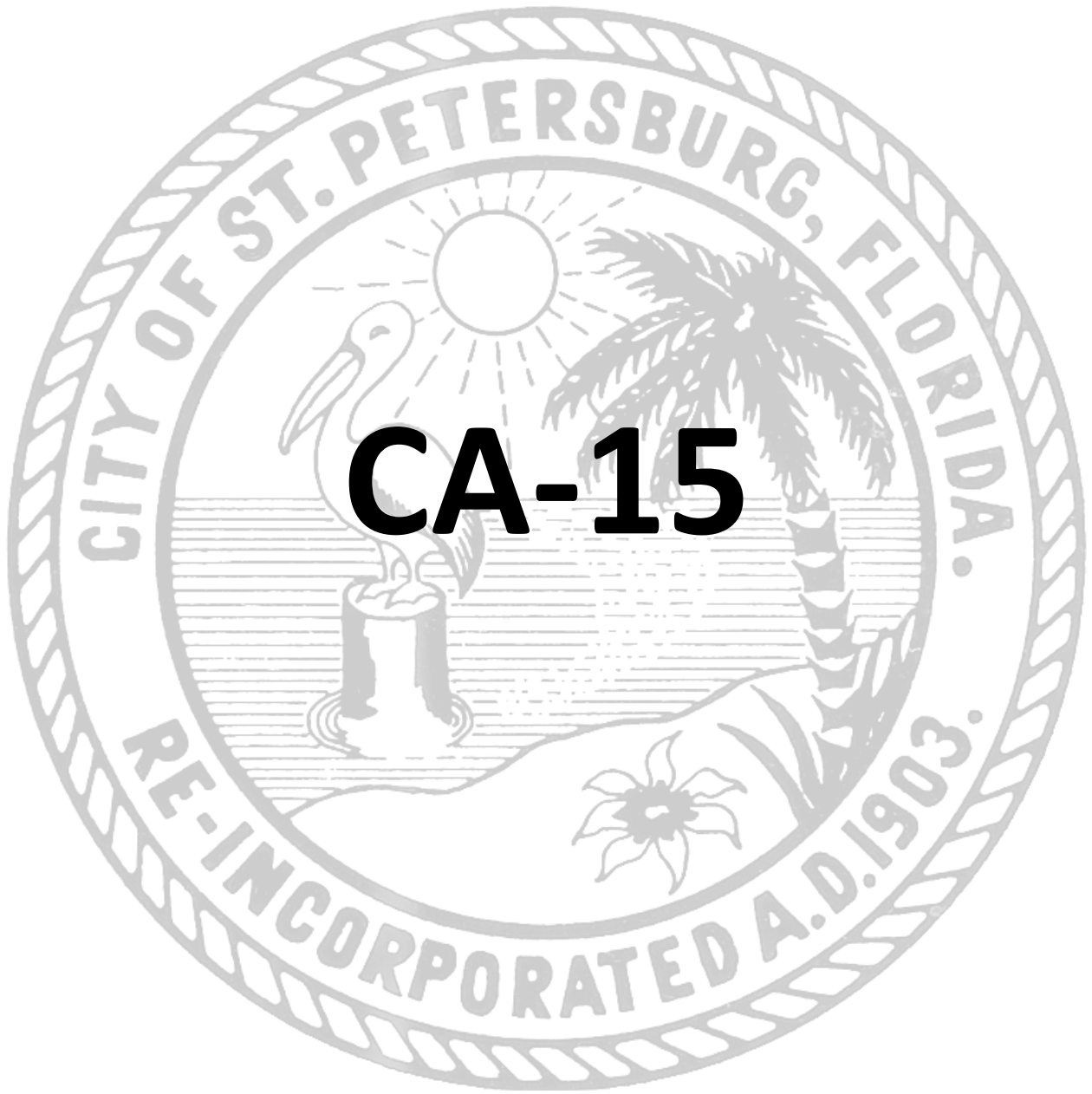
Name:	Johnson, Sarah B	Request Date:	28-JUN-2022	Status:	APPROVED
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Authorization Request

Subject:	Council - 7/14
Message:	19075-111 - Mead Hunt - Cosme WTP - Contract Transfer REVISED
Supporting Documentation:	Mead Hunt HDR - Cosme - Amendment No. 3 - Final v2.pdf

	Approver	Completed By	Response	Response Date	Type
0	Johnson, Sarah B		SUBMITTED	28-JUN-2022	
1	Prayman, Brejesh B	Prayman, Brejesh B	APPROVE	29-JUN-2022	User Defined
2	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	30-JUN-2022	User Defined
3	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	30-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: A Resolution authorizing the Mayor or his designee to execute Task Order No. 20-04-WSP/M(C) (“Task Order”) to the architect/engineering agreement dated October 30, 2020 between the City of St. Petersburg, Florida and WSP USA, Inc. (“A/E”) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \$330,844.35 (ECID Project No. 23003-130; Oracle No 17987); and providing an effective date. Please scroll down to view the backup material.



CA-15

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of July 14, 2022

TO: The Honorable Gina Driscoll, Chair and Members of City Council

SUBJECT: A Resolution authorizing the Mayor or his designee to execute Task Order No. 20-04-WSP/M(C) (“Task Order”) to the architect/engineering agreement dated October 30, 2020 between the City of St. Petersburg, Florida and WSP USA, Inc. (“A/E”) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \$330,844.35 (ECID Project No. 23003-130; Oracle No 17987); and providing an effective date.

EXPLANATION: On October 30, 2020, the City of St. Petersburg, Florida and WSP USA, Inc. entered into an architect/engineering agreement for A/E to provide miscellaneous professional services for Multimodal Studies, Evaluations and Projects.

In previous years, the City administered its resurfacing program to strictly address pavement condition, however, recent guidance from the Federal Highway Administration requires that resurfacing address ADA elements such as curb ramps as part of the resurfacing.

Task Order No. 20-04-WSP/M(C) in the amount of \$330,844.35 shall provide professional engineering services including but not limited to survey, plan production and coordination for 30%, 60%, 90%, and Final design submittals. The Task Order includes a \$15,754.50 allowance to be authorized if any unforeseen conditions are experienced while performing the work.

While there are several roadway segments to be completed Fiscal Year 2023 citywide milling and resurfacing contract, this scope of services will focus on the two longer segments.

The design plans will include the development of roadway pavement markings, roadway signage, and ADA curb ramps as needed along the specified corridors in the Task Order. This updated project approach brings the City in line with current policies and processes.

The ADA curb ramp design will be focused along the two corridors:

- 16th Street North from 62nd Avenue North to 77th Avenue North
- 40th Avenue Northeast from 1st Street to the 40th Avenue Bridge.

Task Order No. 20-04-WSP/M(C) includes the following phases and associated not to exceed costs respectively:

Survey	\$ 79,874.55
Plans Coordination	\$203,060.71
Limited Construction Management	\$ 32,154.59
Allowance	\$ 15,754.50
Total	\$330,844.35

The City is only contracting for the survey, plans coordination, and construction management services in FY22. Additional expenditures require additional appropriations that must be approved by City Council.

Contractor costs for the improvements will be provided to Council for approval as a separate Agreement.

RECOMMENDATION: Administration recommends authorizing the Mayor or his designee to execute Task Order No. 20-04-WSP/M(C) (“Task Order”) to the architect/engineering agreement dated October 30, 2020 between the City of St. Petersburg, Florida and WSP USA, Inc. (“A/E”) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \$330,844.35 (ECID Project No. 23003-130; Oracle No 17987); and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funds have been previously appropriated in the Citywide Infrastructure Fund (3027) Street/Road Improvements FY21 Project (17987).

ATTACHMENTS: Resolution
Task Order No. 20-04-WSP/M(C)
Map

RESOLUTION NO. 2022-_____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE TASK ORDER NO. 20-04-WSP/M(C) (“TASK ORDER”) TO THE ARCHITECT/ENGINEERING AGREEMENT DATED OCTOBER 30, 2020 BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND WSP USA, INC. (“A/E”) FOR A/E TO PROVIDE PROFESSIONAL ENGINEERING SERVICES THAT INCLUDE A SURVEY, COORDINATION OF PLANS, AND LIMITED CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE CITYWIDE MILLING AND RESURFACING FY23 DESIGN PROJECT IN AN AMOUNT NOT TO EXCEED \$330,844.35 (ECID PROJECT NO. 23003-130; ORACLE NO.17987); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of St. Petersburg, Florida (“City”) and WSP USA, Inc. (“A/E”) executed an architect/engineering agreement on October 30, 2020 for A/E to provide professional services for miscellaneous Multimodal Studies, Evaluations and Projects with an estimated construction cost not to exceed \$4 million on a continuing basis; and

WHEREAS, Administration desires to issue Task Order No. 20-04-WSP/M(C) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \$330,844.35, which amount includes a \$15,754.50 allowance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the Mayor or his designee is hereby authorized to execute Task Order No. 20-04-WSP/M(C) (“Task Order”) to the architect/engineering agreement dated October 30, 2020 between the City of St. Petersburg, Florida and WSP USA, Inc. (“A/E”) for A/E to provide professional engineering services that include a survey, coordination of plans, and limited construction management services related to the Citywide Milling and Resurfacing FY23 Design Project in an amount not to exceed \$330,844.35.

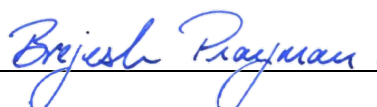
This Resolution shall become effective immediately upon its adoption.

LEGAL:



00628459

DEPARTMENT:



MEMORANDUM

CITY OF ST. PETERSBURG

Engineering and Capital Improvements Department

DATE: July 14, 2022

TO: The Honorable Gina Driscoll, Chair, and City Councilmembers

FROM: Brejesh Prayman, P.E., Director
Engineering & Capital Improvements Department

RE: Consultant Selection Information
Firm: WSP, Inc.
Task Order No. 20-04-WSP/M(C) in the amount of \$330,844.35

This memorandum is to provide information pursuant to City Council Policy and Procedures Manual, Chapter 3, Section I(F.) for agenda package information.

1. Summary of Reasons for Selection

The project involves the design of roadway pavement markings, signage and ADA curb ramps for streets identified in our Fiscal Year 2023 Resurfacing Program.

WSP, Inc was selected based on their past roadway project experience and they have satisfactorily completed similar work for the City and other municipalities. WSP, Inc. is familiar with working within the City limits and is familiar with the City Standards.

WSP, Inc. has significant experience in the design and construction phase activities of roadway rehabilitation work.

This is the fourth Task Order issued under the 2020 Master Agreement.

2. Transaction Report listing current work – See Attachment A

ATTACHMENT A

Transaction Report for WSP USA, Inc.

Miscellaneous Professional Services for Multimodal Studies, Evaluations and Projects
A/E Agreement Effective - October 30, 2020
A/E Agreement Expiration - October 21, 2025

Task Order No.	Project No.	Project Title	NTP Issued	Authorized Amount
01	21063-112	1st A/S and 2nd S/S - Forward Pinellas Demonstration	03/08/21	11,495.96
02	18108-112	6th A/S and 3rd S/S Pedestrian Scramble Signal Design	03/30/21	9,201.12
03	22078-129	Grand Central District Master Plan	Pending	
04	23003-130	Design of Annual Resurfacing Contracts	Pending	
			Total:	20,697.08

TASK ORDER NO. 20-04-WSP/M(C)
DESIGN AND CONSTRUCTION - ANNUAL RESURFACING FY23
MULTIMODAL STUDIES, EVALUATIONS AND PROJECTS
CITY PROJECT NO. 23003-130

This Task Order No. 20-04-WSP/M(C) is made and entered into this _____ day of _____, 2022, pursuant to the ARCHITECT/ENGINEERING AGREEMENT FOR MISCELLANEOUS PROFESSIONAL SERVICES FOR MULTIMODAL STUDIES, EVALUATIONS AND PROJECTS dated October 30, 2020 (“Agreement”) between WSP-USA, INC. (“A/E”), and the City of St. Petersburg, Florida (“City”), and upon execution shall become a part of the Agreement.

I. DESCRIPTION OF PROJECT

- The City will be performing annual roadway milling and resurfacing along residential, arterial, and collector roadways within the City of St. Petersburg limits. Roadway Plans will be needed for the roadway resurfacing limits, signage and pavement markings, and ADA ramp reconstruction.
- The limits and scope for the roadways will be as follows:
 - Plan production using Aerial and field survey (Survey Phase 1)
 - Robinson Dr N – 22nd Ave N to 16th Ave N
 - 17th Ave N at 65th St N (Intersection)
 - 35th St N – 41st Ave N to 38th Ave N
 - Fairfield Ave S – 34th St S to 31st St S
 - Maron St NE – at Bandera Way NE (Intersection)
 - Brightwaters Blvd NE at Snell Isle Blvd NE (Intersection)
 - Monterey Blvd NE – Snell Isle Blvd NE to Coffee Pot Blvd NE
 - Grand Canal Blvd NE & Bayou Grande Blvd Ne (Intersection)
 - Bayou Grand Blvd NE & Nebraska Ave NE (Intersection)
 - 20th St N from 71st Ave N to 100’ south of 70th Terr N
 - Topographic survey & plan production (Survey Phase 2)
 - 16th Street N from 62nd Ave N to 77nd Ave N
 - 40th Ave NE from 1st St to the Bridge
 - 22nd Ave N from 74th St N to 72nd St. N

II. SCOPE OF SERVICES

Task 1 – Survey

In accordance with the Florida Standards of Practice for Land Surveys, Chapter 5J-17, Florida Administrative Code, A/E will provide professional surveying and mapping services necessary to provide a Topographic Survey along the specified roadway limits for the proposed improvements using High Definition Laser Scanning (HDLS) technology. The survey limits are defined in Section I of this Task Order. Survey will be completed in the following two phases:

Survey Phase 1: Use HDLS and show the sidewalks, curb lines and existing striping of the roadways.

Survey Phase 2: Provide a detailed Topographic Survey of the intersections along 22nd Ave NE, 16th St N and 40th Ave NE to be able to construct ADA curb ramps (up to 16 intersections selected by city staff).

Survey Phase 3 : Complete location and identification of the apparent road right-of-way at sixteen (16) intersections total for the combined of all 3 Tasks (i.e., subconsultant proposal identified tasks as the following streets: 16th St N, 40th Ave NE, and 22nd Ave N) to be determined by city staff. To be based on recorded plats, last deed of record, found monumentation together with the records compiled by subconsultant.

Survey Phase Tasks:

- Locate and depict aboveground improvements on the survey (Phase 2)
- Horizontally coordinate the survey to the Florida State Plane Coordinate System, North American Datum 1983, adjustment 2011 (NAD83/11)
- Provide spot elevations and one-foot (+/-) contours based on North American Vertical Datum of 1988 (NAVD88). The spot elevations will be collected within the right-of-way envelope created by the right-of-way lines of the intersections. (Phase 2). Elevation Data will be available for the project length through the point cloud information collected (Phase 1)
- Locate existing pavement markings and signage (Phase 1 & 2)
- Locate markings for underground utilities if depicted on the ground surface by the utility companies prior to the field survey (Phase 2)
- Location and identification of apparent right-of-way at 16 intersections (Phase 3)

Task 2 – Design/Plans

Task 2.1 - 30% Plans

- A/E will prepare design criteria and setup project sheet drawings at a scale to easily depicting curb lines, known utilities, and other features. The scale should be set at 1"=40' for Plan View and 1"-20' for Intersection/Roadway Details. All work will be done in AutoCAD Civil 3D.
- A/E will collect, analyze and review available data for the project. This will include atlas information, field investigation, photographs and other pertinent data.
- A/E will attend one (1) project field meeting to review and discuss issues related to the project.
- The plans submittal will include the following estimated elements or sheets:
 - Cover/Key Sheet
 - Legend and Abbreviations
 - General Notes
 - Preliminary Roadway Plans
 - Miscellaneous Sheets as needed

- A/E will prepare and submit the 30% Plans for City review.

Task 2.2 - 60% Plans

- A/E will prepare design/construction plans (60% Submittal), coordinated with the design team, suitable for competitive bidding and construction of the project. This phase will consist of the development of the milling and resurfacing limits, signage and pavement markings, crossings, ADA ramps, and other design elements along with quantity estimates, and a cost estimate.
- A/E will take-off quantities and prepare a preliminary probable construction cost estimate.
- A/E will attend one (1) project field meeting to review and discuss issues related to the project.
- The plans submittal will include the following estimated elements or sheets:
 - Cover/Key Sheet
 - Legend and Abbreviations
 - General Notes
 - Preliminary Pavement Marking Details
 - Preliminary Roadway & Signing and Pavement Marking Plans
 - Miscellaneous Sheets as needed
- The design tasks will include, but not be limited to, the following:
 - Preliminary Milling and Resurfacing limits
 - Existing and Proposed signage
 - Preliminary Pavement markings
 - Preliminary ADA ramps
 - Construction and general notes
 - Preliminary Probable cost estimate
 - Preliminary Specifications
- A/E will prepare and submit the 60% Plans for City review.
- A/E will incorporate City related comments for the 60% submittal.

Task - 2.3 90% Plans

- A/E will prepare design/construction plans (90% Submittal), coordinated with the design team, suitable for competitive bidding and construction of the project. This phase will consist of the final development of the milling and resurfacing limits, signage and pavement markings, crossings, ADA ramps, and other design elements along with quantity estimates, and a cost estimate.
- A/E will take-off quantities and prepare a 90% probable construction cost estimate.
- A/E will attend one (1) project field meeting to review and discuss issues related to the project.
- The plans submittal will include the following estimated elements or sheets:
 - Cover/Key Sheet
 - Legend and Abbreviations
 - General Notes

- Pavement Marking Details
- Roadway & Signing and Pavement Marking Plans
- Miscellaneous Sheets as needed
- The design tasks will include, but not be limited to, the following:
 - Milling and Resurfacing limits
 - Existing and Proposed signage
 - Pavement markings
 - ADA ramps
 - Construction and general notes
 - 90% Probable cost estimate
 - Specifications
- A/E will prepare and submit the 90% Plans for City review.
- A/E will incorporate City related comments for the 90% submittal.

Task 2.4 - Final Plans

- A/E will prepare the final design/construction plans (Final Submittal), coordinated with the design team, suitable for competitive bidding and construction of the project. This phase will consist of the final development of the milling and resurfacing limits, signage and pavement markings, crossings, ADA ramps, and other design elements along with quantity estimates, and a cost estimate.
- A/E will take-off final quantities and prepare a Final probable construction cost estimate.
- A/E will attend one (1) project field meeting to review and discuss issues related to the project.
- The plans submittal will include the following estimated elements or sheets:
 - Cover/Key Sheet
 - Legend and Abbreviations
 - General Notes
 - Pavement Marking Details
 - Roadway & Signing and Pavement Marking Plans
 - Miscellaneous Sheets as needed
- The design tasks will include, but not be limited to, the following:
 - Milling and Resurfacing limits
 - Existing and Proposed signage
 - Pavement markings
 - ADA ramps
 - Construction and general notes
 - Final Probable cost estimate
 - Final Specifications
- A/E will prepare and submit the Final Plans for City review.
- A/E will incorporate City related comments for the Final Plans submittal.
- A/E will complete quality control checks for work efforts and deliverables.

Task 3 – Construction Administration

A/E will respond to up to 10 RFIs during the bidding phase.

III. SCHEDULE

Work under this Task Order shall begin no later than 10 days from Notice to Proceed.

	<u>Number of Days from NTP</u>
Task 1 – Survey Phase	30
Task 2 – Design/Plans	240
Task 3 – Construction Administration	During Bid Phase

IV. A/E'S RESPONSIBILITIES

A/E will perform tasks identified in the above Scope of Services.

V. CITY'S RESPONSIBILITIES

The City will transmit the shape files for the City Utilities, Curb Lines, and signage location.

VI. DELIVERABLES

- Task 1 – Survey Phase - None
- Task 2 – Plans Coordination - Design development drawings (30%, 60%, 90% and Final) submitted in PDF for City review. Specifications in Word and signed and sealed documents in PDF.
- Task 3 – Pre-Bid Meeting – Attend meeting with City staff and potential contractors
- Task 3 – Bidding Phase – Assistance in responding to RFI’s via email. Review of contractor RFI’s, up to 10 RFI’s..

VII. A/E'S COMPENSATION

For Tasks 1 through 3, the City shall compensate the A/E the lump sum or not-to-exceed amount of **\$315,089.85**

This Task Order establishes an allowance in the amount of **\$15,754.50** for additional services not identified in the Scope of Services. Additional services may be performed only upon receipt of prior written authorization from the City and such authorization shall set forth the additional services to be provided by the A/E. The cost for any additional services shall not exceed the amount of the allowance set forth in this Task Order.

The total Task Order amount is **\$330,844.35**, per Appendix A.

VIII. PROJECT TEAM

WSP USA, Inc.
George F. Young

IX. MISCELLANEOUS

In the event of a conflict between this Task Order and the Agreement, the Agreement shall prevail.

IN WITNESS WHEREOF the Parties have caused this Task Order to be executed by their duly authorized representatives on the day and date first above written.

ATTEST

CITY OF ST. PETERSBURG, FLORIDA

By: _____
Chandrasasa Srinivasa
City Clerk

By: _____
Brejesh Prayman, P.E., Director
Engineering & Capital Improvements

(SEAL)

APPROVED AS TO FORM FOR CONSISTENCY WITH THE STANDARD TASK ORDER. NO OPINION OR APPROVAL OF THE SCOPE OF SERVICES IS BEING RENDERED BY THE CITY ATTORNEY'S OFFICE

By: _____
City Attorney (Designee)

WSP USA, Inc.
By: 
(Authorized Signatory)

Robert M. Clifford, Area Manager

Date: 6 Jun 22

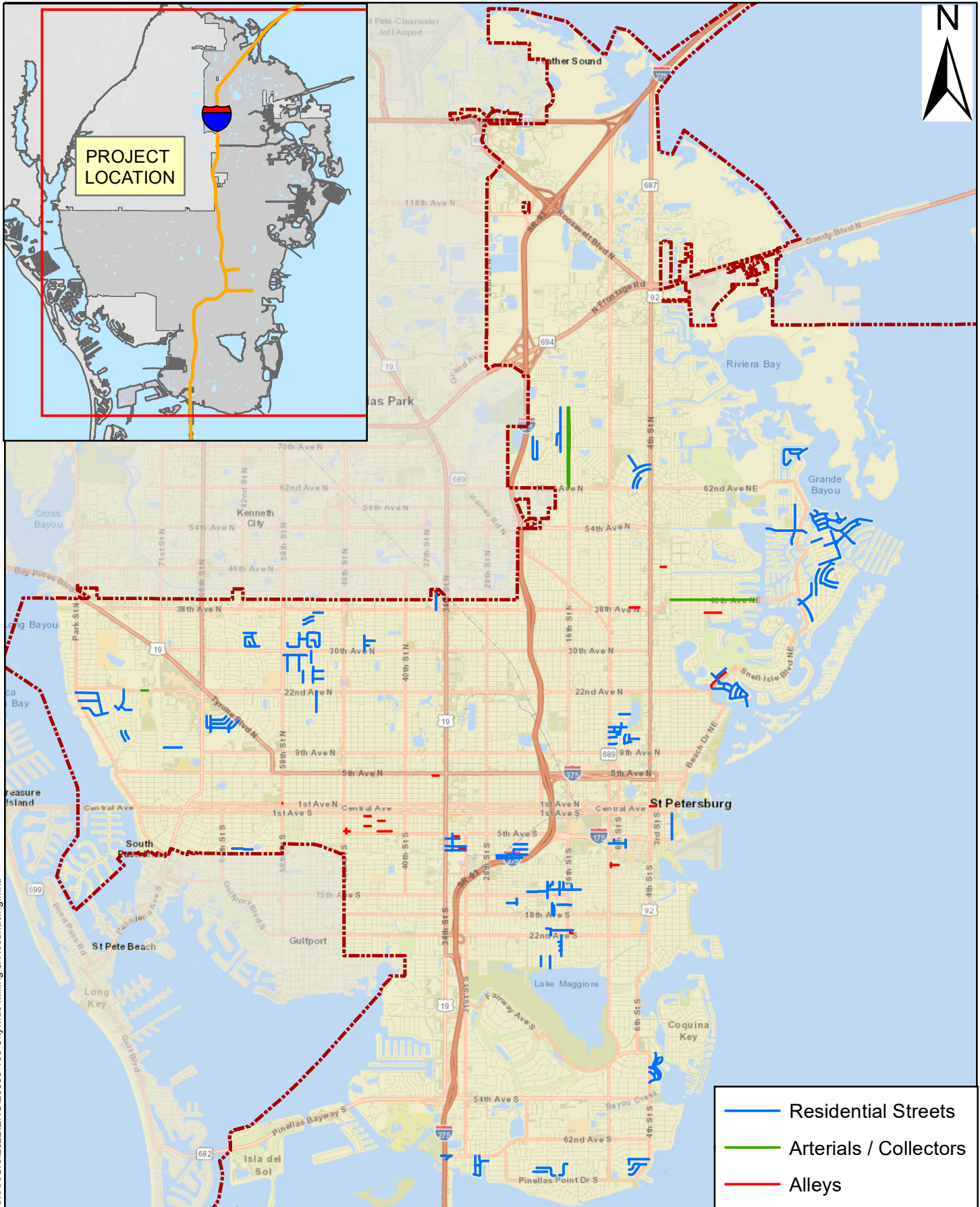
WITNESSES:

By: 
(Signature)

William Gintione
(Printed Name)

By: 
(Signature)

Laverne Williams
(Printed Name)



Document Path: S:\ArcGIS\2022\ENG\23003-130 Citywide Milling & Resurfacing.mxd

ENGINEERING AND CAPITAL
IMPROVEMENTS DEPARTMENT
CITY OF ST PETERSBURG

WSP - City Milling & Resurfacing
Project No. 23003-130



APPROVED BY:	DATE:
	6/22/2022



-- City of St. Petersburg Authorization Request --

General Authorization**Request #**

168054

Name:	Johnson, Sarah B	Request Date:	29-JUN-2022	Status:	APPROVED
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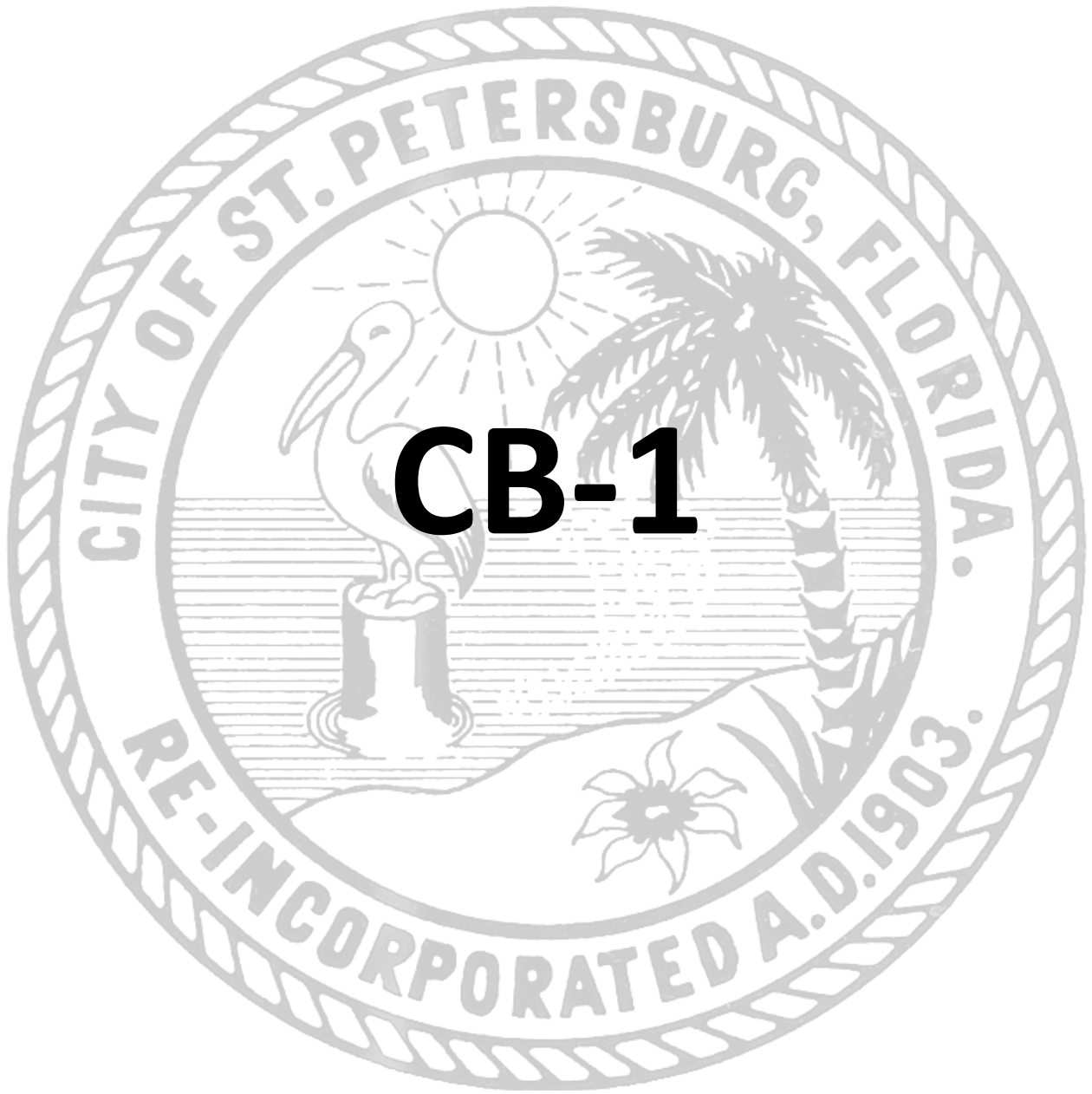
Authorization Request

Subject:	Council - 7/14
Message:	23003-130 - WSP - City Milling & Resurface - Task Order (revised)
Supporting Documentation:	WSP - City Milling Resurface - Task Order - Final v2.pdf

	Approver	Completed By	Response	Response Date	Type
0	Johnson, Sarah B		SUBMITTED	29-JUN-2022	
1	Prayman, Brejesh B	Prayman, Brejesh B	APPROVE	29-JUN-2022	User Defined
2	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	30-JUN-2022	User Defined
3	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	30-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Accepting a proposal from Maurice Steven Franklin LLC dba Franklin & Associates Realty for real estate brokerage services for the Real Estate and Property Management Department, for a three-year contract amount of \$280,800.

Please scroll down to view the backup material.



CB-1

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Accepting a proposal from Maurice Steven Franklin LLC dba Franklin & Associates Realty for real estate brokerage services for the Real Estate and Property Management Department, for a three-year contract amount of \$280,800.

Explanation: On February 9, 2022, the City issued a Request for Proposals, RFP 8293, for real estate brokerage services. On March 10, 2022, the City received three proposals from the following firms:

<u>Offerors</u>	<u>Amount</u>
Maurice Steven Franklin LLC dba Franklin & Associates Realty	\$280,800
Turnkey Real Estate Brokerage, LLC	\$249,600
Coldwell Banker Realty	\$280,800

Coldwell Banker Realty's proposal was deemed nonresponsive because their response didn't include any of the requested proposal criteria. The proposals were evaluated by a cross-functional team from the Real Estate and Property Management Department, Housing and Community Development Department, and Neighborhood Affairs Administration Department. They include:

Aaron Fisch, Senior Real Estate Coordinator
Joshua Johnson, Housing and Community Development Director
James Corbett, Neighborhood Affairs Administrator

The proposals were evaluated based on the following criteria:

- Experience of the firm
- Qualification and technical competence
- Capacity to accomplish the work
- Past Performance on similar contracts
- Schedule
- Cost or price

The City is building 24 townhomes. The Contractor will be responsible for all aspects of marketing the townhomes including, but not limited to, listing the townhomes in the Multiple Listing Service and any other advertising service the Contractor deems applicable, showing the townhomes, notifying the City of all purchase offers, qualifying prospective purchasers, preparing sales contracts, scheduling closings, and arranging all financial transactions. Contractor's commission percentage will be 4.5%. Contractor will be paid at each of the 24 closings and each commission will reduce the City's sales proceeds for the associated townhome.

The Procurement and Supply Management Department, in conjunction with the Real Estate and Property Management Department, recommends for award:

Maurice Steven Franklin LLC dba Franklin & Associates Realty (St. Petersburg) ... \$280,800

Maurice Steven Franklin LLC dba Franklin & Associates Realty has worked extensively in the affordable housing market and has built a network of well-established firms such as Suncoast Housing Connections (for homebuyer education), Raymond James Bank (for financing), and Fidelity National Title; additionally, the firm's unique marketing approach involves meeting people in person through local events such as neighborhood association meetings and the Saturday Morning Shoppe. This agreement will be effective for three years or until all units are sold, if sooner. A contract purchase agreement will be issued and will be binding only for actual services rendered.

Cost/Funding/Assessment Information: The cost for this agreement (commission) will be taken from the sales proceeds of each unit at closing.

Attachments: Technical Evaluation (3 pages)
Resolution

**Technical Evaluation
RFP 8293, Real Estate Brokerage Services**

Summary Work Statement

The City received three proposals for RFP No. 8293, Real Estate Brokerage Services. The successful offeror will provide real estate brokerage services for a new housing development in the City of St. Petersburg. The proposals were received from:

Maurice Steven Franklin LLC DBA Franklin & Associates Realty
Turnkey Real Estate Brokerage, LLC
Coldwell Banker Realty (Non-responsive)

Evaluation Committee

Evaluations of the proposals were conducted by:

James Corbett, Neighborhood Affairs Administrator
Joshua Johnson, Housing and Community Development Director
Aaron Fisch, Sr. Real Estate Coordinator

Evaluation Criteria

The proposal was evaluated based on the following criteria:

- Experience of the firm
- Qualification and technical competence
- Capacity to accomplish the work
- Past performance on similar projects
- Schedule
- Cost

Offerors' Profiles

Below is a profile of the offerors and a summary of the offerors' strengths and weaknesses as reported after the initial independent review.

Franklin & Associates is headquartered in St. Petersburg. The company has been in business since 2012 and has two full-time employees.

Strengths: Franklin & Associates Realty has been in business for ten years and has worked extensively in the affordable housing market. Although the company only has two full-time staff members, they've built a network of well-established firms, including Suncoast Housing Connections (homebuyer education) and Raymond James Bank (financing), and Fidelity National Title, that are ready to assist prospective homeowners through every step of the homeownership process. In addition to using Multiple Listing Service (MLS) to market the properties, the firm employs a local, personal approach through neighborhood associations, the Saturday Morning Shoppe, and faith-based organizations. Franklin & Associates is currently working with Suncoast Housing Connection to sell 16 residential units; they presented a comprehensive schedule/plan for selling the townhomes that begins in mid-June and runs through the completion of the

construction of the townhomes. Franklin & Associates' commission rate is 4.5% and the firm will split commissions with selling agents at 50%.

Weaknesses: Mr. Maurice Franklin has been a real estate broker since 2018, less than the 5-year minimum experience requirement.

Turnkey Real Estate Brokerage is headquartered in St. Petersburg. The company has been in business since 2018 and has 12 full-time employees.

Strengths: Turnkey Real Estate Brokerage LLC has 12 employees and is a certified City of St. Petersburg Small Business Enterprise. Turnkey has sold over \$20M in housing. The company provided a list of marketing activities, including advertising in the MLS, that would provide adequate advertising for the townhomes. Turnkey has assisted dozens of buyers with receiving City of St. Petersburg down-payment assistance funds, including CRA grants. Turnkey has worked with affordable housing builders who have constructed 2 single family units for the City of St. Petersburg. Turnkey's home pricing strategy has always landed their listings within \$5,000 of the appraised value. In addition, the firm has experience with developing affordable housing with the lot disposition program. Turnkey Real Estate's commission rate is 4% and the firm will split commissions with selling agents at 50%.

Weaknesses: Ms. Shawntavia Turner has been a real estate broker since April 2018, less than the 5-year minimum experience requirement.

Shortlisting and Oral Presentations

On April 4, 2022, the proposal was evaluated solely on the evaluation criteria established in the RFP. Both offerors were invited to make oral presentations.

Recommendation for Award

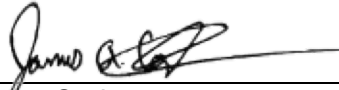
On April 20, 2022, the evaluation committee heard presentations from Maurice Steven Franklin LLC dba Franklin & Associates Realty and Turnkey Real Estate Brokerage, LLC. On May 3, 2022, the evaluation committee recommended Maurice Steven Franklin LLC dba Franklin & Associates Realty for award of RFP 8293 Real Estate Brokerage Services. The company has met the requirements of RFP No. 8293 and the offer was determined to be the most advantageous to the City, taking into consideration the evaluation criteria set forth in the RFP and the cost.

Maurice Steven Franklin, LLC DBA Franklin & Associates Realty was selected for the following reasons:

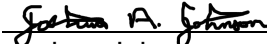
- Mr. Franklin possesses over 13 years' experience in the real estate industry.
- Mr. Franklin, in conjunction with Neighborhood Homes Solution, conducts training, educating first time homebuyers in all aspects of the homebuying process.
- Franklin & Associates presented a thorough schedule, beginning in June 2022, and continuing through the last sale.
- Mr. Franklin provided a detailed marketing plan.



Aaron Fisch
Committee Member



James Corbett
Committee Member



Joshua Johnson
Committee Member

RESOLUTION NO. 2022-_____

A RESOLUTION ACCEPTING THE PROPOSAL AND APPROVING THE AWARD OF AN AGREEMENT WITH MAURICE STEVEN FRANKLIN LLC DBA FRANKLIN & ASSOCIATES REALTY (“FRANKLIN & ASSOCIATES”) FOR REAL ESTATE BROKERAGE SERVICES; PROVIDING THAT THE ESTIMATED COMMISSION TO BE PAID TO FRANKLIN & ASSOCIATES FOR REAL ESTATE BROKERAGE SERVICES PROVIDED PURSUANT TO THE AGREEMENT IS \$280,800; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Procurement & Supply Management Department issued Request for Proposals No. 8293 for real estate brokerage services on February 9, 2022 (“RFP”); and

WHEREAS, the Procurement & Supply Management Department received three (3) proposals in response to the RFP; and

WHEREAS, Coldwell Banker Realty was deemed nonresponsive; and

WHEREAS, a cross-functional team from Real Estate and Property Management, Housing and Community Development and Neighborhood Affairs Departments evaluated the two remaining proposals based on the criteria set forth in the RFP and recommended Maurice Steven Franklin LLC dba Franklin & Associates Realty for real estate brokerage services; and

WHEREAS, Maurice Steven Franklin LLC dba Franklin & Associates Realty has met the specifications, terms and conditions of RFP No. 8293; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with the Real Estate Department, recommends approval of this award.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the proposal is accepted and the award of an agreement to Maurice Steven Franklin LLC dba Franklin & Associates Realty (“Franklin & Associates”) for real estate brokerage services is hereby approved.

BE IT FURTHER RESOLVED that the estimated commission to be paid to Franklin & Associates for real estate brokerage services provided pursuant to the agreement is \$280,800.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00627727

DEPARTMENT:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					168098
Name:	Pocengal, Nicholas W	Request Date:	29-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Real Estate Brokerage Services, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Real Estate Brokerage Services, scheduled to go before City Council on July 14, 2022. Resolution will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	29-JUN-2022	
1	Wahl, Margaret Brown	Wahl, Margaret Brown	APPROVE	29-JUN-2022	User Defined
2	Corbett, James Anthony	Corbett, James Anthony	APPROVE	30-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving an increase in allocation for laboratory chemicals, safety supplies and equipment, with Fisher Scientific Company, L.L.C., in the amount of \$90,000, for a total agreed amount of \$200,000.
Please scroll down to view the backup material.



CB-2

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Council Gina Driscoll, Chair, and Members of City Council

Subject: Approving an increase in allocation for laboratory chemicals, safety supplies and equipment, with Fisher Scientific Company, L.L.C., in the amount of \$90,000, for a total agreed amount of \$200,000.

Explanation: On April 7, 2022, City Council approved a one-year blanket purchase agreement for laboratory chemicals, safety supplies, and equipment through March 31, 2023.

The Water Resources Department recently purchased a Gas Chromatograph Mass Spectrometer (GC/MS), to replace an instrument that was in operation for over 25 years. The instrument failed and is no longer supported by the manufacturer. The GC/MS is used to analyze for volatile organic compounds in drinking and non-potable water as required to fulfill our various regulatory requirements. One of the primary uses is to detect trihalomethanes in drinking water, potentially harmful compounds that are by-products of the disinfection process. This unanticipated expense is proposed to utilize \$15,000 of in-kind funds in lieu of a \$10,000 cash payment to the Florida Department of Environmental Protection. The purchase of the Gas Chromatograph Mass Spectrometer (GC/MS) was not accounted for at the start of the agreement, therefore, an allocation increase is requested.

The Procurement and Supply Management Department, in cooperation with the Water Resources Department, recommends:

Fisher Scientific Company, L.L.C. (Pittsburgh, PA) \$90,000

Original agreement amount	\$110,000
Allocation Increase	<u>90,000</u>
Total agreement amount	\$200,000

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001), Water Resources Department (420), Various Divisions.

Attachments: Resolution

RESOLUTION NO. ____

A RESOLUTION APPROVING AN INCREASE IN THE AMOUNT OF \$90,000 TO THE ALLOCATION FOR THE AGREEMENT WITH FISHER SCIENTIFIC COMPANY, L.L.C. FOR LABORATORY CHEMICALS, SAFETY SUPPLIES AND EQUIPMENT; PROVIDING THAT THE TOTAL CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENT SHALL NOT EXCEED \$200,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 7, 2022, City Council approved one-year blanket purchase agreement with Fischer Scientific Company, L.L.C. for laboratory chemicals, safety supplies and equipment at a total contract amount not to exceed \$110,000 for the initial term through March 31, 2023 (“Agreement”); and

WHEREAS, an increase in the amount of \$90,000 to the allocation for the Agreement is necessary due to the purchase of a Gas Chromatograph Mass Spectrometer (GC/MS) that was not accounted for at the start of this Agreement; and

WHEREAS, the Procurement and Supply Management Department, in cooperation with Water Resources Department, recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that an increase in the amount of \$90,000 to the allocation for the agreement with Fisher Scientific Company, L.L.C. for laboratory chemicals, safety supplies and equipment is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount for the above-referenced agreement shall not exceed \$200,000.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction.

This Resolution shall become effective immediately upon its adoption.


LEGAL:



00627200

DEPARTMENT:



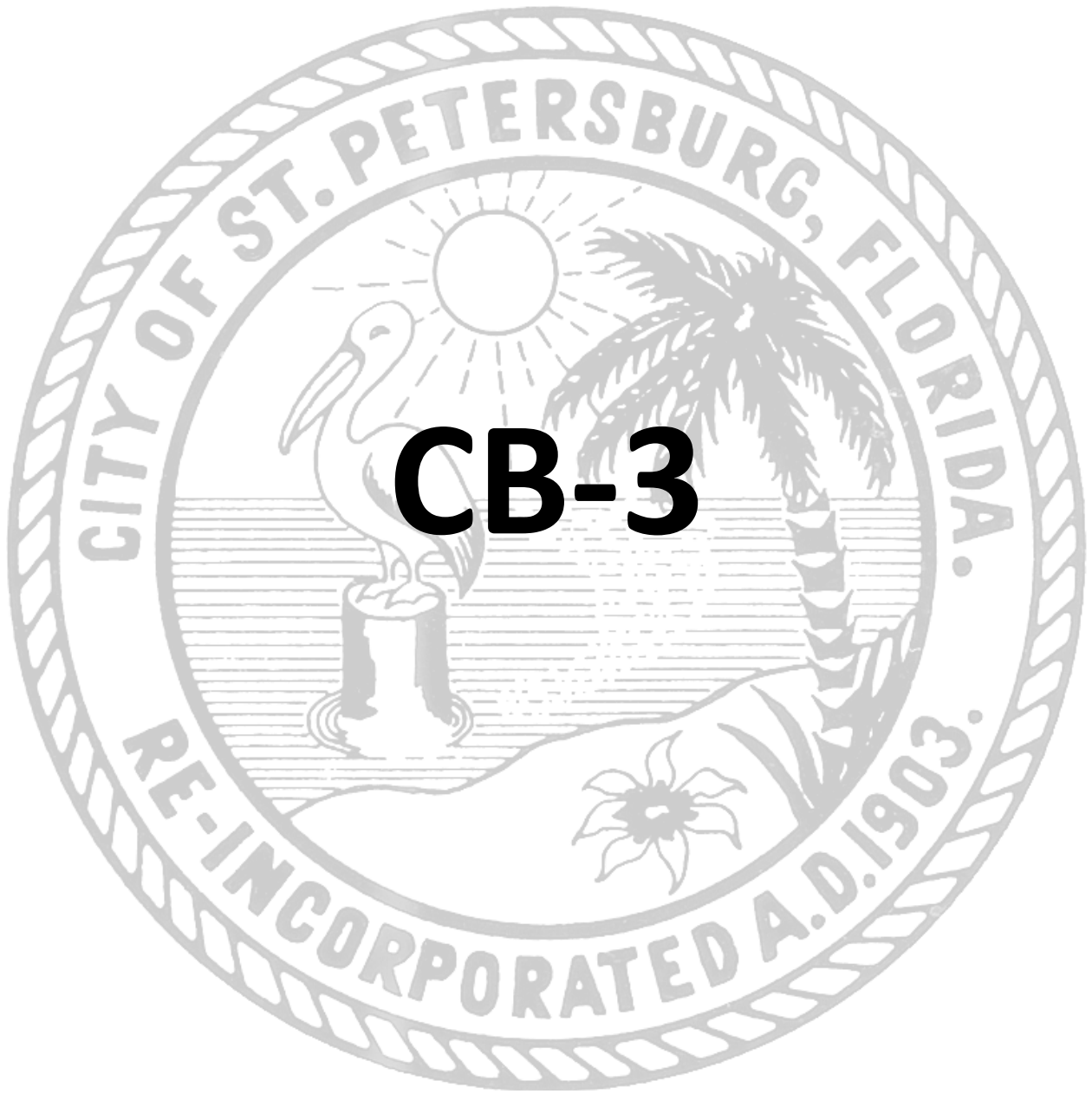
 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166519
Name:	Pocengal, Nicholas W	Request Date:	17-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Lab Safety Supplies & Equipment, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Lab Safety Supplies & Equipment, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	17-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving the renewal of a one-year blanket purchase agreement with Univar Solutions USA, Inc., for hydrofluorosilicic acid, for the Water Resources Department, at an estimated annual cost of \$75,000, for a total contract amount of \$150,000.

Please scroll down to view the backup material.



CB-3

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving the renewal of a one-year blanket purchase agreement with Univar Solutions USA, Inc., for hydrofluorosilicic acid, for the Water Resources Department, at an estimated annual cost of \$75,000, for a total contract amount of \$150,000.

Explanation: On October 21, 2021 administration approved a nine-month blanket purchase agreement through July 15, 2022. The agreement had one, one-year renewal option. This is the first and only renewal. This purchase is being made from the City of Tampa Contract No. 20-P-00433.

The vendor furnishes and delivers hydrofluorosilicic acid to the Cosme water treatment plant. The chemical is used for adding fluoride into the drinking water system which is regulated by the Florida Department of Health.

The Procurement and Supply Management Department, in cooperation with the Water Resources Department, recommends for renewal:

Univar Solutions USA, Inc. (Downers Grove, IL)	\$75,000
Original agreed amount	\$75,000
1 st renewal	<u>75,000</u>
Total agreement amount	\$150,000

Univar Solutions USA, Inc. has agreed to hold the terms and conditions of the City of Tampa, Florida, Bid No. 31031920, dated April 22, 2020. Administration recommends renewal of the agreement based on the vendor's past satisfactory performance and demonstrated ability to comply with the terms and conditions of the agreement. This purchase is made in accordance with Section 2-219 (b) of the Procurement Code, which authorizes the Mayor, or his designee, to utilize competitively bid contracts of other governmental entities. This agreement will be effective from the date of approval through July 15, 2023.

Cost/Funding/Assessment Information: Funds have been previously appropriated in the Water Resources Operating Fund (4001), Water Resources Department (420), Cosme W.T.P. Operations and Maintenance Division (2077).

Attachments: Resolution

RESOLUTION NO. 2022-__

A RESOLUTION APPROVING THE ONE-YEAR RENEWAL OPTION TO THE BLANKET PURCHASE AGREEMENT WITH UNIVAR SOLUTIONS USA, INC., FOR THE PURCHASE OF HYDROFLUOROSILICIC ACID FOR THE WATER RESOURCES DEPARTMENT AT AN ESTIMATED COST OF \$75,000; PROVIDING THAT THE TOTAL CONTRACT AMOUNT FOR THE ABOVE-REFERENCED AGREEMENT SHALL NOT EXCEED \$150,000; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 21, 2021, administration approved a nine-month blanket purchase agreement through July 15, 2022, for the purchase of hydrofluorosilicic acid from Univar Solutions USA, Inc., for the Water Resources Department; and

WHEREAS, a one-year renewal option is the first and only renewal option to the above referenced agreement; and

WHEREAS, Univar Solutions USA, Inc. has agreed to renew the agreement under the same terms and conditions of City of Tampa, Florida, Bid No. 31031920, dated April 22, 2020; and

WHEREAS, this purchase is being made in accordance with section 2-219(b) of the Procurement Code, which authorizes the Mayor or his designee to utilize competitively bid contracts of other governmental entities; and

WHEREAS, the Procurement & Supply Management Department, in cooperation with the Water Resources Department recommends approval of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that the one-year renewal option to the blanket purchase agreement with Univar Solutions USA, Inc, for the purchase of hydrofluorosilicic acid for the Water Resources Department at an estimated cost of \$75,000 is hereby approved.

BE IT FURTHER RESOLVED that the total contract amount shall not exceed \$150,000.

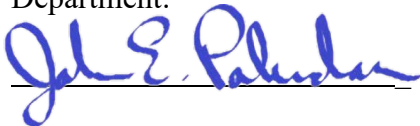
BE IT FURTHER RESOLVED that the Mayor or his designee is hereby authorized to execute all documents necessary to effectuate this transaction.


This Resolution shall become effective immediately upon its adoption.

Legal:

/s/Ben James
00628402

Department:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166520
Name:	Pocengal, Nicholas W	Request Date:	17-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Chemical, Hydrofluorosilic Acid, July 14 Council
Message:	Submitted for your approval, please find attached Consent Write-up for Chemical, Hydrofluorosilic Acid, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	17-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	21-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: Approving contracts with Dewberry Engineers Inc, Dyer Riddle Mills & Precourt Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc. and VDCO Tech Inc., for the Geographic Information Systems Consulting Services, for the Engineering & Capital Improvements Department. Please scroll down to view the backup material.



CB-4

ST. PETERSBURG CITY COUNCIL
Consent Agenda
Meeting of July 14, 2022

To: The Honorable Gina Driscoll, Chair, and Members of City Council

Subject: Approving contracts with Dewberry Engineers Inc, Dyer Riddle Mills & Precourt Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc. and VDCO Tech Inc., for the Geographic Information Systems Consulting Services, for the Engineering & Capital Improvements Department.

Explanation: On January 18, 2022, the City issued a Request for Qualifications, RFQ 8239, for Consulting Services for Geographic Information Systems. On February 19, 2022, the City received nine Statements of Qualifications (SOQs) from the following firms:

1. Dewberry Engineers Inc
2. Dyer Riddle Mills & Precourt Inc
3. Florida Technical Consultants LLC
4. Geographic Technologies Group, Inc.
5. George F Young Inc
6. Jones Edmunds & Associates Inc.
7. Moravec Labs LLC dba Dymaptic
8. Survtech Solutions Surveying & Mapping Inc
9. VDCO Tech Inc.

Evaluations of the proposals were conducted by the following staff:

Brejesh Prayman, P.E., Engineering Director
John Palenchar, P.E., Water Resources Director
Tim Collins, PSM, Survey Projects Coordinator
Marshall Hampton, Senior Professional Engineer
Debbie Griffith, GIS Programmer Specialist II

The Statements of Qualifications were evaluated based on the following criteria:

Team background and experience
Project approach
Relevant project examples
Minority Business Enterprise

Six firms were invited to make oral presentations before the evaluation committee. The firms were:

1. Dewberry Engineers Inc.
2. Dyer Riddle Mills & Precourt Inc
3. Jones Edmunds & Associates Inc
4. Moravec Labs LLC dba Dymaptic
5. Survtech Solutions Surveying & Mapping Inc
6. VDCO Tech Inc.

On April 5, 2022, the evaluation committee considered the oral presentations and interviewed the six firms. The firms were ranked first through sixth with the top five ranked firms recommended for award. Multiple awards are recommended to ensure availability and capacity, as well as access to the specific skillset of each of the firms.

The consultants will provide all labor, materials, and equipment to provide professional architectural and engineering services on a continuing basis for multiple graphic information projects.

The consultants' services under this agreement will be described in task orders. Each task order, after City Council approval and execution, shall become a supplement to, and a part of, the agreement. The initial term of this agreement shall commence on the execution date and remain in effect for one year. The agreement shall automatically renew for successive one (1) year periods unless either party sends the other a notice of non-renewal at least 30 days prior to the expiration of the current term.

The Procurement and Supply Management Department, in cooperation with the Engineering & Capital Improvements Department, recommends award to:

1. Dewberry Engineers Inc.
2. Dyer Riddle Mills & Precourt Inc
3. Moravec Labs LLC dba Dymaptic
4. Survtech Solutions Surveying & Mapping Inc
5. VDCO Tech Inc

Dewberry Engineers Inc. is headquartered in Fairfax, VA and was incorporated in 1956. They have been in business 66 years. Dyer Riddle Mills & Precourt Inc. is headquartered in Orlando FL and was incorporated in 1977. They have been in business 45 years. Moravec Labs LLC dba Dymaptic is headquartered in Portland OR and was incorporated in 2016. They have been in business 6 years. Survtech Solutions Surveying & Mapping Inc is headquartered in Tampa FL and was incorporated in 2004. They have been in business 18 years. VDCO Tech Inc. is headquartered in Westin FL and was incorporated in 2000. They have been in business 8 years.

Cost/Funding/Assessment Information: Funds have been previously appropriated in projects and programs, and user agencies, or will be appropriated at the time a task order is approved by City Council.

Attachments: Technical Evaluation (5 Pages)
Resolution

Technical Evaluation
962-52 Consulting Services, Geographic Information System

Summary Work Statement

The City received nine Statements of Qualifications (SOQs) for RFQ 8239: Consulting Services, Geographic Information System. The successful offerors will provide geographic system support for a broad range of disciplines and services. The SOQs were received from:

1. Dewberry Engineers Inc
2. Dyer Riddle Mills & Precourt Inc.
3. Florida Technical Consultants LLC
4. Geographic Technologies Group, Inc.
5. George F Young Inc.
6. Jones Edmunds & Associates Inc.
7. Moravec Labs LLC dba Dymaptic
8. Survtch Solutions Surveying & Mapping Inc.
9. VDCO Tech Inc.

Evaluation Committee

Evaluation of the SOQs was conducted by:

Brejesh Prayman, P.E., Engineering Director
John Palenchar, Director, Water Resources
Tim Collins, Survey Projects Coordinator
Marshall Hampton, Senior Professional Engineer
Debbie Griffith, GIS Programmer Specialist II

Evaluation Criteria

The SOQs were evaluated based on the following:

- Team background and experience
- Project approach
- Relevant project examples
- Minority Business Enterprise

Offerors' Profiles

Below is a profile of each firm and a summary of the strengths and weaknesses of each as reported after the initial, independent review.

Dewberry Engineers Inc is headquartered in Fairfax, Virginia, and was incorporated in 1956. They have been in business for 66 years and employ 2166 people.

Strengths include: Their Broad experience in both utility and environmental systems, they have a strong LiDAR and remote sensing experience; their team has diverse previous project experience and have worked on previous projects together; their Principal is a national subject matter expert, they have an Enterprise License Agreement with ESRI; they listed a variety of projects and experience for similar agencies; their communication, safety, PM (QA/QC) 3DEP, NOAA Coastal Mapping, NOAA/USGS work; they are committed to working with MBE/WBE firms.

Weaknesses include: Their team showed EAM experience but was not really discussed in projects; their deputy Project Manager is in Fairfax, VA; they did not list Professional Surveyor and Mapper as key personnel.

The Statement of Qualifications meets the RFQ requirements.

Dyer Riddle Mills & Precourt Inc is headquartered in Orlando, Florida and was incorporated in 1977. They have been in business for 45 years and employ 499 people.

Strengths include: They presented four of the five projects that were relevant to continuing services contracts; their approach speaks to depth of relevant experience and desire to work for the City of St. Petersburg; they listed a wide variety projects and clients including other cities; their Asset and Pavement Management is a plus; their subcontractor is a City of St. Petersburg certified Small Business; their PSM listed as VP/QA/QC.

Weaknesses include: They listed that most of the work will not go to SBE, they have no recent experience with projects within the city limits.

The Statement of Qualifications meets the RFQ requirements.

Florida Technical Consultants LLC. is headquartered in Boynton Beach, Florida and was incorporated in 2014. They have been in business for eight years and employ seven people.

Strengths include: They are strong in Utilities GIS; their team has experience with local agencies and team members have worked on multiple projects together; they have Geometric Network experience.

Weaknesses include: They didn't list CAD; they didn't show a wide variety of project experience; they are a 7-person firm but is not an MBE or SBE; they provided a vague description of how they would deliver projects for the City of St. Petersburg; they did not mention a professional surveyor and mapper; their data collection is to get information from a combination of data sources; they did not list a lot of variety in project examples.

The Statement of Qualifications meets the RFQ requirements.

Geographic Technologies Group, Inc. is headquartered in Goldsboro, North Carolina and was incorporated in 1997. They have been in business for 25 years and employ 26 people.

Strengths include: Their GIS Master Planning, they have multiple certifications (PMP and GISP); their team has worked with each other on multiple projects, they have a wide variety of agency experience.

Weaknesses include: They are not a local firm; they do not have many years working together at the same company; they did not give specifics of how they would interact with the City of St. Petersburg; their work experience is repetitive and limited in scope; they are a Prime with no subs listed on team; they are not an MBE and SBE; they didn't have a PSM included in project team; their basic overview needs more depth into the philosophy.

The Statement of Qualifications meets the RFQ requirements.

George F Young Inc. is headquartered in St. Petersburg Florida, and was incorporated in 1919. They have been in business for 103 years and employ 103 people.

Strengths include: They are a local firm with history of working with the City of St. Petersburg; they have some work experience with sub-consultant; their approach speaks to experience of PM and their long relationship with the City; they presented a myriad of examples of smaller projects with other cities; their sub-consultant is a City certified SBE, they have strong PSM presence.

Weaknesses include: They didn't list any ArcPro or utility network experience; they have many new team members with little City of St. Petersburg experience; they were vague on specifics on what City of St. Petersburg is trying to do; they didn't present a commitment of percentage of work for sub

The Statement of Qualifications meets the RFQ requirements.

Jones Edmunds & Associates Inc. is headquartered in Gainesville, Florida and was incorporated in 1974. They have been in business for 48 years and employ 190 people.

Strengths include: Their listed asset management including ArcPro, they showed work with Hyatt on Pinellas project; their team has good project experience and diversity; their approach speaks to project experience and forward thinking; they listed they have an ESRI Enterprise License Agreement.

Weaknesses include: They lacked BIM experience; they did not show work with Collier Engineering; their prime didn't show much experience working with proposed sub-consultant; they didn't present a percentage of work committed to Sub; they lacked on how the City fits into their approach; their data collection relies on subconsultant; they didn't list any MBE's.

The Statement of Qualifications meets the RFQ requirements.

Moravec Labs LLC dba Dymaptic is headquartered in Portland, Oregon and was incorporated in 2016. They have been in business for six years and employ eight people.

Strengths include: Their application development; they are highly specialized to client needs; they are a WBE; their team has worked together on large projects, they showed strong experience as software engineers; they spoke to experience delivering multiple projects with varying levels of complexity as a group; they provided great examples of developing software and other applications; they are a Women's Business Enterprise National Council (WBENC) certified WBE.

Weaknesses include: Their may be a lack of in person meetings; they did not mention survey support; they have one GISP; they are a small, out-of-state firm; they did not show how they would be able to incorporate collecting field data and delivering into City systems.

The Statement of Qualifications meets the RFQ requirements.

Survtech Solutions Surveying & Mapping Inc. is headquartered in Tampa, Florida and was incorporated in 2004. They have been in business for 18 years and employ 93 people.

Strengths include: Their survey LiDAR, ArcGIS and utility network; they had a strong project team presentation; they have a good working knowledge of project management and coordination; they have strong survey experience in the Bay area; their Sub (Axim) is platinum

ESRI partner; they showed a good approach for the data collection part of the project; they provided good examples for surveying; they have multiple PSMs involved; their data collection is done by the surveyors

Weaknesses include: They did not present much experience on GIS projects; they did not speak to GIS implementation experience; they are not a City certified SBE; their Enterprise GIS support comes from a subconsultant.

The Statement of Qualifications meets the RFQ requirements.

VDCO Tech Inc. is headquartered in Weston, Florida and was incorporated in 2000. They have been in business for eight years and employ eight people.

Strengths include: Their BIM modeling; they had the best presentation of digital twin and project implementation planning; they are a WBE; they demonstrated good experience working together on BIM projects; their experience working with stakeholders on complex projects; they have strong GIS credentials from small to large, high-profile projects.

Weaknesses include: They do not have a GISP on team; they did not show familiarity with working with local public work departments; they did not show background in surveying and mapping.

The Statement of Qualifications meets the RFQ requirements.

Shortlisting and Oral Presentations

On March 7, 2022 and March 21, 2022, the SOQs were initially evaluated solely on the evaluation criteria established in the RFQ. Dewberry Engineers Inc., Dyer Riddle Mills & Precourt Inc., Jones Edmunds & Associates Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc., and VDCO Tech Inc. were invited for presentations and interviews.

On April 5, 2022, the evaluation committee heard presentations and interviewed the firms, the evaluation committee ranked the firms as follows:

1. Dewberry Engineers Inc.
2. Dyer Riddle Mills & Precourt Inc.
3. Moravec Labs LLC dba Dymaptic
4. Survtech Solutions Surveying & Mapping Inc.
5. VDCO Tech Inc.
6. Jones Edmunds & Associates Inc.

Recommendation for Award

On April 5, 2022, the evaluation committee recommended Dewberry Engineers Inc., Dyer Riddle Mills & Precourt Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc., and VDCO Tech Inc. for award. The firms have met the requirements for RFQ No. 8239 and was determined to be the most qualified firms, taking into consideration their experience of providing these services and the evaluation criteria set forth in the RFQ.

The firms were selected for the following reasons:

- Their years of experience in providing these services
- Their proposed use of SBE/MBE/DBE-certified sub-consultants
- They provided relevant past and present project examples
- Their understanding of future maintenance issues and budgets

RESOLUTION NO. 2022-____

A RESOLUTION ACKNOWLEDGING THE SELECTION OF DEWBERRY ENGINEERS INC., DYER RIDDLE MILLS & PRECOURT INC., MORAVEC LABS LLC DBA DYMAPTIC, SURVTECH SOLUTIONS SURVEYING & MAPPING INC., AND VDCO TECH INC. AS THE MOST QUALIFIED FIRMS TO PROVIDE MISCELLANEOUS GEOGRAPHIC INFORMATION SYSTEMS CONSULTING SERVICES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE CITY'S STANDARD FORM ARCHITECT/ENGINEERING AGREEMENTS FOR CONTINUING MISCELLANEOUS PROFESSIONAL SERVICES WITH SUCH SELECTED FIRMS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 18, 2022, the Procurement & Supply Management Department issued a request for qualifications ("RFQ") No. 8239 in accordance with the requirements set forth in Florida Statute §287.055 (the Consultant's Competitive Negotiation Act) to engage the most qualified firm(s) to provide miscellaneous professional Geographic Information Systems Consulting Services; and

WHEREAS, on January 18, 2022, the Procurement & Supply Management Department received nine (9) statement of qualifications in response to the RFQ; and

WHEREAS, on March 7, 2022 and March 21, 2022, the selection committee (Brejesh Prayman, John Palenchar, Tim Collins, Marshall Hampton, and Debbie Griffith) met to discuss the statement of qualifications, shortlisted to six (6) firms, and motioned to hear presentations and conduct interviews with the six firms (6) shortlisted firms; and

WHEREAS, the six (6) shortlisted firms were (1) Dewberry Engineers Inc. ("Dewberry"), (2) Dyer Riddle Mills & Precourt Inc. ("Dyer Riddle"), (3) Jones Edmunds & Associates Inc., (4) Moravec Labs LLC dba Dymaptic ("Dymaptic"), (5) Survtech Solutions Surveying & Mapping Inc. ("Survtech"), and (6) VDCO Tech Inc ("VDCO").

WHEREAS, on April 5, 2022, the six (6) shortlisted firms made presentations to the selection committee and interviews were conducted; and

WHEREAS, based on the presentations, interviews, deliberations, and statement of qualifications submitted by the six (6) shortlisted firms, the selection committee met on April 5, 2022 and ranked Dewberry, Dyer Riddle, Dymaptic, Survtech, and VDCO as the most qualified firms to provide miscellaneous professional Geographic Information Systems Consulting Services; and

WHEREAS, the firms are required to execute the City's form architect/engineering agreements for continuing miscellaneous professional services ("A/E Agreements"); and

WHEREAS, the firms have agreed to the terms and conditions set forth in the A/E Agreements; and

WHEREAS, from time to time the City issues task orders to a qualified firm in order for the firm to provide professional services in accordance with the applicable A/E Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the selection of Dewberry Engineers Inc., Dyer Riddle Mills & Precourt Inc., Moravec Labs LLC dba Dymaptic, Survtech Solutions Surveying & Mapping Inc., and VDCO Tech Inc. as the most qualified firms to provide miscellaneous Geographic Information Systems Consulting Services is hereby acknowledged.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the City's form architect/engineering agreements for continuing miscellaneous professional services with such selected firms.

This resolution shall become effective immediately upon its adoption.


LEGAL:



00627635

DEPARTMENT:



 <p style="text-align: center;">-- City of St. Petersburg Authorization Request -- General Authorization</p>					Request #
					166802
Name:	Pocengal, Nicholas W	Request Date:	21-JUN-2022	Status:	APPROVED

Authorization Request	
Subject:	Consulting Svcs Geographic Info System 7/14 Counci
Message:	Submitted for your approval, please find attached Consent Write-up for Consulting Services, Geographic Information System, scheduled to go before City Council on July 14, 2022. Resolution currently in development and will be included on the finalized version when posted into City Clerk's Office Questys system. Should you have any questions, please contact me at extension 3387. Thank you.
Supporting Documentation:	Approval Request.pdf

	Approver	Completed By	Response	Response Date	Type
0	Pocengal, Nicholas W		SUBMITTED	21-JUN-2022	
1	McKee, Stacey Pevzner	McKee, Stacey Pevzner	APPROVE	21-JUN-2022	User Defined
2	Tankersley, Claude Duval	Tankersley, Claude Duval	APPROVE	27-JUN-2022	User Defined

The following page(s) contain the backup material for Agenda Item: A resolution authorizing Live Nite Events, LLC to present the Iration/Soja Concert, a previously approved Co-Sponsored Event in name only, to be held on July 23, 2022; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date. Please scroll down to view the backup material.



CB-5



To: The Honorable Chair and Members of City Council

From: Lynn Gordon, Parks & Recreation Manager

Re: Co-Sponsored Event Resolution Approval

Date: July 1, 2022

Attached, please find a resolution for your approval on the July 14 City Council Consent Agenda. This resolution is submitted for your consideration and approval for the Iration/Soja Concert scheduled for July 23 at the Pier. This event was previously approved by City Council with Colliers International Rems US, LLC ("Colliers") as the presenter of the event, however since the Colliers agreement with the City has been terminated the presenter of the event is now Live Nite Events, LLC. Live Nite Events, LLC is the promoter/presenter of large scale events such as Reggae Rise Up which is held in St. Petersburg each year.

The attached resolution changes the presenter to Live Nite Events, LLC. No other elements of the event have been changed. Council Member Lisa Wheeler-Bowman, Chair of the Co-Sponsored Events Committee has been consulted and agrees with bringing this resolution forward.

Thank you for your consideration.

Resolution No. 2022-_____

A RESOLUTION AUTHORIZING LIVE NITE EVENTS, LLC TO PRESENT THE IRATION/SOJA CONCERT, A PREVIOUSLY APPROVED CO-SPONSORED EVENT IN NAME ONLY, TO BE HELD ON JULY 23, 2022; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on February 3, 2022, City Council approved co-sponsorship by the City in name only for the Iration/Soja Concert event to be held on July 23, 2022 to be presented by Colliers International Rems US, LLC (“Colliers”); and

WHEREAS, the City’s agreement with Colliers for the management, operation, maintenance, programming, and marketing of the municipal pier district (“Management Agreement”) was terminated on May 31, 2022; and

WHEREAS, due to the termination of the Management Agreement, Colliers will not be presenting the Iration/Soja Concert; and

WHEREAS, Live Nite Events, LLC desires to present the Iration/Soja Concert on July 23, 2022 and has designated Friends of the Pier, Inc. as the non-profit entity for that event; and

WHEREAS, the Co-Sponsored Events Coordinator, in consultation with the City Council Co-Sponsored Events Committee Chair, have discussed the circumstances related to the need to change the presenter from Colliers to Live Nite Events, LLC and recommends approval of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that Live Nite Events, LLC is approved to present the Iration/Soja Concert co-sponsored event to be held on July 23, 2022.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this Resolution.

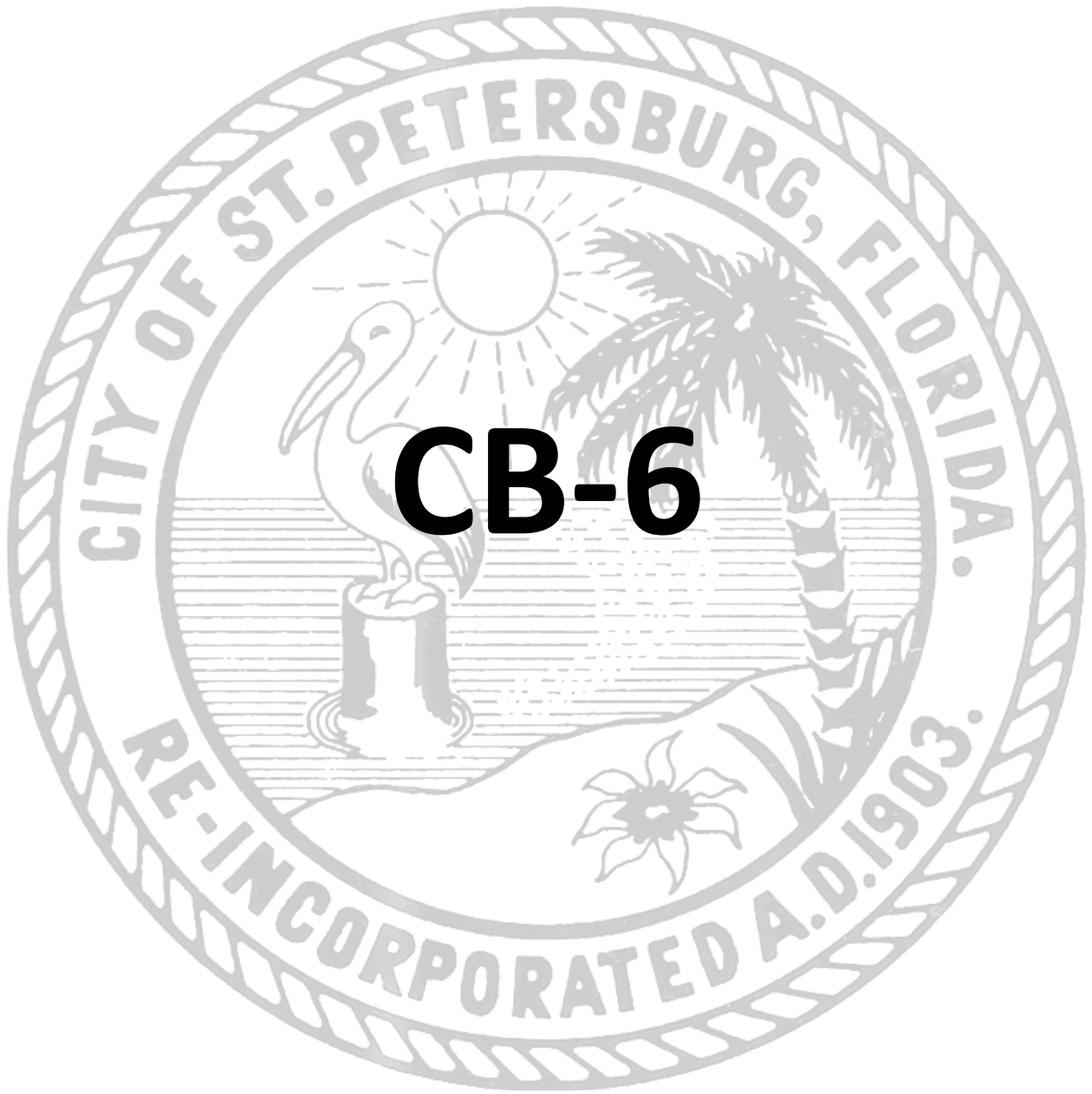
This Resolution shall become effective immediately upon its adoption.

LEGAL: /s/ Sharon Michnowicz

DEPARTMENT: /s/ Michael Jefferis

00629370

The following page(s) contain the backup material for Agenda Item: A resolution of the City Council of St. Petersburg, Florida confirming the appointment of Bryan D. Ruff as Assistant City Attorney; and providing for an effective date.
Please scroll down to view the backup material.



CB-6

MEMORANDUM

TO: The Honorable Gina Driscoll, Chair and Members of City Council
FROM: Jacqueline M. Kovilaritch, City Attorney 
DATE: June 23, 2022
RE: Vacant Assistant City Attorney Position

Since September 2018 the Legal Department has been one attorney short of its normal strength. I have recommended, and the Mayor has appointed, an individual whom we feel is highly qualified for this open position.

Bryan Ruff graduated from Stetson University College of Law in 2001 and was admitted to The Florida Bar in the same year. Prior to attending law school, Bryan earned a Master's of Business Administration from Stetson University and a Bachelor of Science from the University of South Carolina. Bryan has 20 years of experience that includes local government law, regulatory compliance and transactional work. Bryan's assignments will include a variety of matters including contract drafting and review.

Your July 14, 2022 City Council meeting agenda will include a Consent Agenda item requesting that you confirm Bryan Ruff as an Assistant City Attorney. Subject to your approval, Bryan will begin employment on Monday July 18, 2022.

If you have any questions, please feel free to contact me.

Attachment

cc: Kenneth T. Welch, Mayor
Robert Gerdes, City Administrator

00628259

BRYAN D. RUFF

4908 S. Quincy St.
Tampa, Florida 33611

(813)777-3189 | Bryan.Ruff@yahoo.com

SUMMARY: Consensus-building attorney adept at providing strategic advice and successfully negotiating complex agreements in collaboration with stakeholders. Core competencies include contract lifecycle management, dispute resolution, risk mitigation, and regulatory compliance issues. Client-focused, results-driven professional with expansive capabilities to best serve the organization.

EXPERIENCE:

University of South Florida 2020 - Present
Export Control Officer
Serving as the empowered official for regulatory compliance on classified research. Mitigate risk and facilitate research to support the university’s mission as a Top 50 U.S. research institution. Ensure federal government sponsored research complies with regulation, policy, and contract standards.

Associate General Counsel 2014 -2020
Served as the lead attorney for contracts, procurement, regulatory compliance, risk management, campus master planning, and construction management. Worked with USFSP leadership to spearhead critical initiatives on the St. Petersburg campus, including contractual partnerships with Johns Hopkins, the Rowdies, and the City of St. Petersburg. Handled all contract management and dispute resolution for major projects, including the \$150M design/build of the university’s new medical school in downtown Tampa. Advised researchers and study abroad program coordinators on international laws. Guided risk management to minimize liability. Contributed as an instrumental member on the Strategy Planning and Risk Committee.

HSN, Inc. 2008 - 2014
Counsel - Provided transactional legal services during the spin-off from parent company and initial public offering. Advised on acquisition targets through due diligence. Negotiated a high volume of complex commercial transactions across all business units and for the operating segment, Cornerstone Brands, Inc. (CBI). Created and implemented new terms and conditions governing all vendor contracts for the CBI businesses. Worked with current and prospective business partners to resolve contractual issues. Served as a strategic leader on the Business Development Committee reporting to executive leadership.

Hillsborough County Aviation Authority 2006 - 2008
Associate General Counsel - Handled contractual issues involving contractors, vendors, service providers, and tenants. Improved federal agency cooperative agreements. Strengthened contractual obligations placed on management companies. Advised senior management on agenda items for the Board of Directors. Mediated contract disputes and defended bid protests. Served as chairman for the Florida Airports Legislative Committee.

City of Clearwater 2002 - 2006
Assistant City Attorney – Reviewed, drafted, and negotiated a wide range of contracts. Handled public works agreements, leases, and procurement. Developed a new process for contract compliance and modified contract templates. Drafted and enforced ordinances. Represented the city before the court, quasi-judicial boards, and advisory boards.

ADMISSIONS: **The Florida Bar, U.S. District Court Middle District of FL** 2001

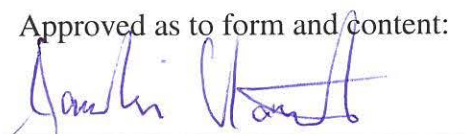
EDUCATION: **Stetson University College of Law, J.D.** *Top 1/3* 2001
Stetson University, M.B.A. *Top 1/3* 2001
University of South Carolina, B.S. *cum laude* 1998

A RESOLUTION OF THE CITY COUNCIL OF
ST. PETERSBURG, FLORIDA CONFIRMING
THE APPOINTMENT OF BRYAN D. RUFF AS
ASSISTANT CITY ATTORNEY; AND
PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that this Council confirms the appointment by the Mayor, made upon the recommendation of the City Attorney, of Bryan D. Ruff as Assistant City Attorney.

This resolution shall take effect immediately upon its adoption.

Approved as to form and content:



City Attorney (designee)

00628260

The following page(s) contain the backup material for Agenda Item: A resolution approving an agreement between the City of St. Petersburg (“City”) and Advantage Village Academy, Inc. (“Agency”) for the City to contribute funding in an amount not to exceed \$100,000 annually (for a total amount not to exceed \$200,000) to be used by Agency for expenses associated with producing, marketing and conducting festivities during Martin Luther King Jr. Day weekend in 2023 and 2024 (“Agreement”); authorizing the Mayor or his designee to execute the agreement; authorizing the City Attorney’s Office to make non-substantive changes to the agreement; and providing an effective date.

Please scroll down to view the backup material.



ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of July 14, 2022

TO: The Honorable Chair Driscoll, and Members of City Council

SUBJECT: Approval of a two-year agreement between the City of St. Petersburg, Florida, and Advantage Village Academy, Inc. (Agency) in the amount of not to exceed \$100,000 annually (for a total amount not to exceed of \$200,000). The Agency will use the resources annually to cover costs associated with producing, marketing and conducting the Dr. Martin Luther King, Jr. Day weekend(s) in 2023 and 2024.

EXPLANATION: St. Petersburg has hosted the nation's longest running MLK parade of 36 years. Due to the rising number of other cities hosting MLK parades, St. Petersburg aims to maintain the reputation of attracting the highest level of participation from some of the nation's most prestigious institutions and organizations. Additional funding and a multi-year agreement will help the host secure their continued participation.

The proposed agreement is for the city to contribute funding in the amount not to exceed \$100,000 annually to be used by the agency for expenses associated with producing, marketing and conducting festivities during the Martin Luther King Jr. Day Weekend in 2023 and 2024.

RECOMMENDATION: Administration recommends approval of the attached agreement with Advantage Village Academy.

COST/FUNDING ASSESSMENT INFORMATION: Current year funding in the amount of \$100,000 has been previously appropriated in the General Fund (0001), Mayor's Office, Urban Affairs Division (020-1007) to cover the 2023 festivities and the Fiscal Year 2023 General Fund budget that is subject to City Council approval in September 2022 will include \$100,000 to fund the 2024 festivities.

ATTACHMENTS: Resolution and Draft Agreement

APPROVALS: Administration: Thomas Greene

Budget: Chris AA

RESOLUTION NO. _____

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG (“CITY”) AND ADVANTAGE VILLAGE ACADEMY, INC (“AGENCY”) FOR THE CITY TO CONTRIBUTE FUNDING IN AN AMOUNT NOT TO EXCEED \$100,000 ANNUALLY (FOR A TOTAL AMOUNT NOT TO EXCEED \$200,000) TO BE USED BY AGENCY FOR EXPENSES ASSOCIATED WITH PRODUCING, MARKETING AND CONDUCTING FESTIVITIES DURING MARTIN LUTHER KING JR. DAY WEEKEND IN 2023 AND 2024 (“AGREEMENT”); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT; AUTHORIZING THE CITY ATTORNEY’S OFFICE TO MAKE NON-SUBSTANTIVE CHANGES TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to have events that are of interest to the City’s residents and visitors and that contribute to the economic development of the community and the enjoyment of its citizens; and

WHEREAS, Agency annually produces, markets and conducts a variety of events and festivities that honor the legacy of Dr. Martin Luther King Jr. (“MLK”) during MLK weekend (“MLK Festivities”) which promote the City of St. Petersburg as a place of opportunity that celebrates its cultural diversity and unity; and

WHEREAS, the City and AVA have agreed that AVA will produce, market and conduct the MLK Festivities in St. Petersburg in January 2023 and January 2024 and the City will contribute funding in an amount not to exceed \$100,000 annually (for a total amount not to exceed \$200,000) to be used by AVA to offset its expenses for producing, marketing and conducting the MLK Festivities in 2023 and 2024, pursuant to the terms and conditions set forth in the Agreement; and

WHEREAS, funding in the amount of \$100,000 has been previously appropriated in the General Fund (0001), Mayor’s Office Department, Urban Affairs Division (020-1007) for the 2023 MLK Festivities and funding for the 2024 MLK Festivities will be provided in future budgets subject to City Council approval; and

WHEREAS, Administration recommends approval of the Agreement.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of St. Petersburg, Florida, that the agreement between the City of St. Petersburg (“City”) and Advantage Village Academy, Inc (“Agency”) for the City to contribute funding in an amount not to exceed \$100,000 annually (for a total amount not to exceed \$200,000) to be used by Agency for expenses associated with producing, marketing and conducting festivities during Martin Luther King Jr. Day weekend in 2023 and 2024 (“Agreement”) is hereby approved.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the Agreement.

BE IT FURTHER RESOLVED that the City Attorney's Office is authorized to make non-substantive changes to the Agreement.

This resolution shall become effective immediately upon its adoption.

Approved by:

/s/ Christina Boussias

Legal 00626430

Thomas Greene

Administration

E Makofska

Budget

AGREEMENT

THIS AGREEMENT, (“Agreement”) is made and entered into on the ____ day of _____, 2022, (“Execution Date”) by and between Advantage Village Academy, Inc, a Florida not-for-profit corporation, (“AVA”), and the City of St. Petersburg, Florida, (“City”) (collectively, “Parties”).

WHEREAS, the City desires to have events that are of interest and benefit to the residents of the City and the City also desires to enhance economic and cultural opportunities for the benefit of the City and its residents; and

WHEREAS, AVA desires to produce, market and conduct the MLK Festivities (as defined herein) that honor the legacy of Dr. Martin Luther King Jr. and promote the City of St. Petersburg as a place of opportunity that celebrates its cultural diversity and unity; and

WHEREAS, the City and AVA have agreed that AVA will produce, market and conduct the MLK Festivities in St. Petersburg in January 2023 and January 2024 and the City will contribute funding to be used by AVA to offset its expenses for producing, marketing and conducting the MLK Festivities, pursuant to the terms and conditions set forth in this Agreement.

NOW THEREFORE in consideration of the foregoing recitals (all of which are adopted as an integral part of this Agreement), the promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. **AVA’s Duties.** AVA shall produce, market and conduct the MLK Festivities, in accordance with the terms and conditions set forth in this Agreement, including the schedule of services and deliverables for the MLK Festivities attached to this agreement as Appendix A. “MLK Festivities” means the festivities and events produced, marketed and conducted annually by AVA during Martin Luther King Jr. Day weekend that honor the legacy of Dr. Martin Luther King Jr. The MLK Festivities will be conducted during January 14-16, 2023 and January 13-15, 2024, with specific dates to be mutually agreed upon by the Parties.
2. **Term.** This Agreement shall commence on the Execution Date and expire at midnight at the end of March 31, 2024 (“Term”), unless earlier terminated as provided for herein.
3. **Funding by the City.**
 - A. The projected cost to AVA for producing, marketing and conducting the MLK Festivities in the year 2023 is set forth in the pro forma statement of costs and expenses attached to this Agreement (“2023 Pro Forma”) as Appendix B. AVA shall provide to the City a pro forma statement of costs and expenses detailing the projected cost to AVA for producing, marketing and conducting the MLK Festivities in the year 2024 (“2024 Pro Forma”) no later than March 31, 2023. After receipt by the City of the 2024 Pro Forma, the 2024 Pro Forma will be attached to

Appendix B of this Agreement and Appendix B will be deemed amended accordingly. Additionally, the Parties may mutually agree in writing to make changes to the 2023 Pro Forma or the 2024 Pro Forma during the Term. Such changes will be reflected in a written document which will be attached to Appendix B and Appendix B will be deemed amended accordingly. All obligations of AVA pursuant to this Agreement shall be performed by AVA at its sole cost and expense unless this Agreement specifically provides otherwise. Regardless of any changes to the projected cost to AVA for producing, marketing and conducting the MLK Festivities, the City shall not be responsible for any cost or expense incurred by AVA that is related to the MLK Festivities, unless specifically provided for in this Agreement.

- B. No later than ten (10) days after the MLK Festivities conclude, AVA shall provide an itemized financial statement of expenditures and revenue from the MLK Festivities (“Event Settlement Report”) to the City. The Event Settlement Report must be provided in the form attached to this Agreement as Appendix C. The City may change the reporting format at any time during the Term in its sole discretion. The City may request from AVA and AVA must provide to the City no later than ten (10) days after such request, any information deemed necessary by the City to substantiate each expenditure included in an Event Settlement Report, including, but not limited to, the following: a copy of invoices with date of service or for purchase of items; a copy of cancelled checks, receipts, or proof of electronic payment.
- C. To defray a portion of the costs and expenses incurred by AVA in producing, marketing and conducting the MLK Festivities, the City shall provide AVA funding in an amount not to exceed \$100,000 for the 2023 MLK Festivities and \$100,000 for the 2024 MLK Festivities (for a total amount not to exceed \$200,000) during the Term (“Grant”). The City shall provide to AVA \$100,000 for the 2023 MLK Festivities no later than 30 days after the Execution Date. The City shall provide to AVA \$100,000 for the 2024 MLK Festivities in two installments of \$50,000 each, to be distributed as follows:
 - 1) \$50,000 on or before March 31, 2023.
 - 2) \$50,000 on or before September 31, 2023.

All funding required to be provided by the City pursuant to this Agreement is subject to paragraph 22 (Non-appropriation). Notwithstanding any other provision in this Agreement, the total amount of the Grant may not be increased except pursuant to a written amendment to this Agreement executed by the Parties.

- D. To the extent that AVA fails to (i) produce, market and conduct the MLK Festivities in accordance with this Agreement; (ii) properly substantiate any expense included in the Event Settlement Report or submit the Event Settlement Report in a timely fashion; or (iii) perform any other obligation in accordance with this Agreement, the City may demand that AVA repay the Grant, or a portion of the Grant, provided

to AVA by the City pursuant to this Agreement, and AVA shall repay the demanded funds no later than thirty (30) days after receiving such a demand from the City.

4. **Use of Tropicana Field Parking Areas.** AVA acknowledges that the Tampa Bay Rays Baseball, Ltd. (“Tampa Bay Rays Organization”) manages, operates and maintains Tropicana Field and its parking areas, including Lots 6 and 7 (collectively, “Tropicana Field Property”), pursuant to the Agreement for the Use, Management and Operation of the Domed Stadium in St. Petersburg Including the Provision of Major League Baseball, as amended, between Tampa Bay Rays Organization and the City. AVA shall not commence any on-site activities at the Tropicana Field Property for the MLK Festivities until the City has received confirmation from the Tampa Bay Rays Organization that it has approved the utilization of the Tropicana Field Property for the MLK Festivities. AVA acknowledges that utilization of space within Tropicana Field Property parking areas for the MLK Festivities is controlled and coordinated by the City. Accordingly, AVA shall coordinate with the City as to all use of the Tropicana Field Property parking areas for the MLK Festivities.
5. **Ownership of Trademarks.** The City shall retain ownership in and to its trademarks, copyrights, trade names, logos and other intellectual property (“Trademarks”) and AVA shall retain ownership in and to its Trademarks. Except as provided in this Agreement, neither party shall use or modify the other party’s Trademarks without the prior written approval of the other party.
6. **Marketing and Promotion.**
 - A. The City shall use its normal marketing efforts to promote the MLK Festivities. These efforts may include (among others) electronic media alerts, e-mail distributions and on-line web content. In addition to the services and deliverables set forth in Appendix A, AVA shall produce and execute a plan to maximize the MLK Festivities promotional potential to the media, including bloggers and non-traditional media, both domestic and international, with a concerted effort to reach travel media.
 - B. AVA shall identify the City in all printed, informational and promotional advertising materials of the MLK Festivities, including but not limited to all event program pages/ads, event signage, TV and radio public service announcements, and available promotional spots.
7. **Indemnification.**
 - A. AVA shall defend at its expense, pay on behalf of, hold harmless and indemnify the City, its officers, employees, agents, elected and appointed officials and volunteers (collectively, “Indemnified Parties”) from and against any and all claims, demands, liens, liabilities, penalties, fines, fees, judgments, losses and damages (collectively, “Claims”), whether or not a lawsuit is filed, including but not limited to Claims for damage to property or bodily or personal injuries,

including death at any time resulting therefrom, sustained by any persons or entities; and costs, expenses and attorneys' and experts' fees at trial and on appeal, which Claims are alleged or claimed to have arisen out of or in connection with, in whole or in part, directly or indirectly:

- 1) The performance of this Agreement (including any amendments thereto) by AVA, its employees, agents, representatives, contractors, subcontractors, concessionaires, licensees, or volunteers; or
- 2) The failure of AVA, its employees, agents, representatives, contractors, subcontractors, concessionaires, licensees, or volunteers to comply and conform with applicable Laws, as hereinafter defined; or
- 3) Any negligent act or omission of AVA, its employees, agents, representatives, contractors, subcontractors, concessionaires, licensees, patrons, spectators, or volunteers, whether or not such negligence is claimed to be either solely that of AVA, its employees, agents, representatives or subcontractors, or to be in conjunction with the claimed negligence of others, including that of any of the Indemnified Parties; or
- 4) Any reckless or intentional wrongful act or omission of AVA, its employees, agents, representatives, contractors, subcontractors, concessionaires, licensees, patrons, spectators, or volunteers.
- 5) AVA's failure to maintain, preserve, retain, produce, or protect records in accordance with this Agreement and applicable Laws (including but not limited to Florida laws regarding public records).

B. The provisions of this paragraph are independent of, and will not be limited by, any insurance required to be obtained by AVA pursuant to this Agreement or otherwise obtained by AVA, and shall survive the expiration or earlier termination of this Agreement with respect to any claims or liability arising in connection with any event occurring prior to such expiration or termination.

8. **Insurance.**

A. AVA shall carry the following minimum types and amounts of insurance at its own expense:

- 1) Commercial general liability insurance in an amount of at least One Million Dollars (\$1,000,000) per occurrence, Two Million Dollars (\$2,000,000) aggregate in occurrences form. This policy shall include coverage for (i) personal injury or death or property damage or destruction; (ii) fire legal liability in the minimum amount of One Hundred Thousand Dollars (\$100,000); (iii) personal and advertising injury; (iv) products and completed operations; and (v) contractual liability under this Agreement.

- 2) Automobile liability insurance of \$1,000,000 combined single limit covering all owned, hired and non-owned vehicles.
 - 3) Workers' Compensation insurance as required by Florida law and Employers' Liability insurance in an amount of at least \$100,000 each accident, \$100,000 per employee, and \$500,000 for all diseases.
 - B. All of AVA's insurance policies, except Workers' Compensation, shall name the Indemnified Parties as additional insureds.
 - C. All policies shall provide that the City will be provided notice at least thirty (30) days prior to any cancellation, reduction or material change in coverage.
 - D. AVA shall provide the City with Certificates of Insurance on a standard ACORD form reflecting all required coverage. At the City's request, AVA shall provide copies of current policies with all applicable endorsements.
 - E. All insurance required must be on a primary and noncontributory basis and must be provided by responsible insurers licensed in the State of Florida and rated at least A- in the then-current edition of AM Best's Rating Services, or similar rating agency acceptable to the City.
 - F. If the insurance carried by AVA has broader coverage than required in this Agreement, then that broader coverage, including but not limited to additional insured requirements, is deemed to be the requirement in this Agreement. If AVA's insurance limits are greater than the minimum limits set forth herein, then Contractor's insurance limits are deemed to be the required limits in this Agreement.
 - G. AVA hereby waives all subrogation rights of its insurance carriers in favor of the Indemnified Parties. This provision is intended to waive fully, and for the benefit of the Indemnified Parties, any rights or claims which might give rise to a right of subrogation in favor of any insurance carrier or AVA.
 - H. The City reserves the right to change or alter the above insurance requirements as it deems necessary.
9. **Notices.** Unless and to the extent otherwise provided in this Agreement, all notices, demands, requests for approvals and other communications which are required to be given by either party to the other shall be in writing and shall be deemed given and delivered on the date delivered in person, upon the expiration of five (5) days following the date mailed by registered or certified mail, postage prepaid, return receipt requested to the address provided below, or upon the date delivered by overnight courier (signature required) to the address provided below.

CITY:

City of St. Petersburg
P. O. Box 2842
St. Petersburg, FL 33731
Attn: Office of Urban Affairs
Phone: 727-893-7885

AVA:

Advantage Village Academy, Inc.
833 22nd Street S.
St. Petersburg, FL 33712
Attn: Toriano Parker
Phone: 727-235-4340

10. **Severability.** Should any paragraph or portion of any paragraph of this Agreement be rendered void, invalid or unenforceable by any court of law for any reason, such determination shall not render void, invalid or unenforceable any other paragraph or portion of this Agreement.
11. **Due Authority.** Each party to this Agreement that is not an individual represents and warrants to the other party that (i) it is a duly organized, qualified and existing entity authorized to do business under the laws of the State of Florida, and (ii) all appropriate authority exists so as to duly authorize the person executing this Agreement to so execute the same and fully bind the party on whose behalf he or she is executing.
12. **Assignment.** AVA shall make no assignment of this Agreement without the prior written consent of the City. Any assignment of this Agreement contrary to this paragraph shall be void and shall confer no rights upon the assignee.
13. **Termination.**
 - A. This Agreement may be terminated at any time by the City for convenience upon thirty (30) days written notice to AVA.
 - B. The City may terminate this Agreement upon written notice to AVA in the event AVA defaults on any of the terms and conditions of this Agreement and such failure continues for a period of thirty (30) days following notice from the City specifying the default; provided, however, that the City may immediately terminate this Agreement, without providing AVA with notice of default or an opportunity to

cure, if the City determines that AVA has failed to comply with any of the terms and conditions of this Agreement related to safety, indemnification or insurance coverage.

14. **Governing Law and Venue.** The laws of the State of Florida shall govern this Agreement. Venue for any action brought in state court shall be in Pinellas County, St. Petersburg Division. Venue for any action brought in federal court shall be in the Middle District of Florida, Tampa Division, unless a division shall be created in St. Petersburg or Pinellas County, in which case the action shall be brought in that division. Each party waives any defense, whether asserted by motion or pleading, that the aforementioned courts are an improper or inconvenient venue. Moreover, the Parties consent to the personal jurisdiction of the aforementioned courts and irrevocably waive any objections to said jurisdiction.
15. **Contract Adjustments.**
 - A. Either party may propose additions, deletions or modifications to Appendix A or Appendix B (“Contract Adjustments”) in whatever manner such party determines to be reasonably necessary for the proper compliance with this Agreement. Proposals for Contract Adjustments shall be submitted to the non-requesting party in the form agreed to by the Parties. Unless otherwise explicitly permitted by this Agreement, Contract Adjustments shall be effectuated through written amendments to this Agreement, signed by authorized representatives of the Parties.
 - B. Notwithstanding anything to the contrary contained in this Agreement, there shall be no change in the amount of City funding provided to AVA except pursuant to a an amendment to this Agreement duly executed by both Parties.
16. **Amendment.** Except as expressly set forth herein, this Agreement may be amended only in writing executed by the Parties.
17. **Entire Agreement.** This Agreement constitutes the entire agreement between the Parties and supersedes all prior and contemporaneous agreements, whether oral or written, between them.
18. **Compliance with Laws.** AVA shall comply at all times with all federal, state, and local statutes, rules, regulations and ordinances, the federal and state constitutions, and the orders and decrees of lawful authorities having jurisdiction over the matter at issue (collectively, “Laws”), including but not limited to Florida laws regarding public records. AVA shall also comply with all applicable City policies and procedures.
19. **Third Party Beneficiary.** No persons other than AVA and the City and their successors and assigns shall have any rights whatsoever under this Agreement.
20. **No Liens.** AVA shall not suffer any liens to be filed against any City property by reason of any work, labor, services or materials performed at or furnished to City property, to AVA, or to anyone using City property through or under AVA. Nothing contained in this

Agreement shall be construed as a consent on the part of the City to subject City property or any part thereof to any lien or liability under any Laws.

21. **No Construction Against Preparer of Agreement.** This Agreement has been prepared by the City and reviewed by AVA and its professional advisors. The City AVA and AVA's professional advisors believe that this Agreement expresses their agreement and that it should not be interpreted in favor of either the City or AVA or against the City or AVA merely because of their efforts in preparing it.
22. **Non-appropriation.** The obligations of the City as to any funding required pursuant to this Agreement shall be limited to an obligation in any given year to budget, appropriate and pay from legally available funds, after monies for essential City services have been budgeted and appropriated, sufficient monies for the funding that is required during that year. Notwithstanding the foregoing, the City shall not be prohibited from pledging any legally available non-ad valorem revenues for any obligations heretofore or hereafter incurred, which pledge shall be prior and superior to any obligation of the City pursuant to this Agreement.
23. **City Consent and Action.**
 - A. For purposes of this Agreement, any required written permission, consent, acceptance, approval, or agreement by the City means the approval of the Mayor or his authorized designee, unless otherwise set forth in this Agreement or unless otherwise required to be exercised by the City Council pursuant to the City Charter or applicable Laws.
 - B. For purposes of this Agreement, any right of the City to take any action permitted, allowed, or required by this Agreement may be exercised by the Mayor or his authorized designee, unless otherwise set forth in this Agreement or unless otherwise required to be exercised by the City Council pursuant to the City Charter or applicable Laws.
24. **Captions.** Captions are for convenience only and shall not control or affect the meaning or construction of any of the provisions of this Agreement.
25. **Books and Records.** AVA shall prepare in accordance with generally accepted accounting practice and shall keep, at the address for delivery of notices set forth in this Agreement, accurate books of account. All books and records with respect to this Agreement shall be kept by AVA and shall be open to examination or audit by the City during the Term and for the retention periods set forth in the most recent General Records Schedule GS1-SL for State and Local Government Agencies. Nothing herein shall be construed to allow destruction of records that may be required to be retained longer by the statutes of the State of Florida
26. **Survival.** All obligations and rights of any party arising during or attributable to the period prior to expiration or earlier termination of this Agreement, including but not limited to

those obligations and rights related to indemnification, shall survive such expiration or earlier termination.

27. **No Waiver.** No provision of this Agreement will be deemed waived by either party unless expressly waived in writing signed by the waiving party. No waiver shall be implied by delay or any other act or omission of either party. No waiver by either party of any provision of this Agreement shall be deemed a waiver of such provision with respect to any subsequent matter relating to such provision, and the City's consent respecting any action by AVA shall not constitute a waiver of the requirement for obtaining the City's consent respecting any subsequent action.
28. **Permits and Licenses.** AVA shall be responsible for obtaining any and all necessary permits, licenses, certifications and approvals (e.g. special events permit, street closure permit, parade permit) which may be required by any government agency, including the City, in connection with AVA's performance of this Agreement. Upon request of the City, AVA shall provide the City with written evidence of such permits, licenses, certifications and approvals. Nothing in this Agreement shall be construed to excuse AVA from obtaining any necessary permits, licenses, certification and approvals or from executing any other necessary documents.
29. **Successors and Assigns.** This Agreement shall inure to the benefit of and be enforceable by and against the Parties, their heirs, personal representatives, successors, and assigns, including successors by way of reorganization.
30. **Subcontract.** AVA shall promptly pay all subcontractors and suppliers. Any subcontracting shall be subject to all the terms and conditions and other provisions of this Agreement. Notwithstanding any such subcontracting, AVA shall remain obligated and responsible to the City for the performance of and compliance with all terms and conditions and other provisions of this Agreement.
31. **Relationship of Parties.** Nothing contained herein shall be deemed or construed by the Parties, or by any third party, as creating the relationship of principal and agent or of partnership or of joint venture between the Parties, it being understood and agreed that nothing contained herein, nor any acts of the Parties, shall be deemed to create any relationship between the Parties other than the relationship of independent contractors and principals of their own accounts.
32. **Nondiscrimination.** AVA, its employees, agents, representatives, contractors, subcontractors and volunteers shall not discriminate because of race, color, religion, gender, national origin, marital status, age, disability, sexual orientation, genetic information or other protected category.
33. **No Responsibility or Liability.** The City shall not be responsible for or incur any liability for any claims or demands arising out of or in connection with this Agreement or the MLK Festivities.

34. **Public Records.**

A. AVA shall (i) keep and maintain public records (as defined in Florida's Public Records law) required by the City to perform the services pursuant to this Agreement; (ii) upon request from the City Clerk's Office, provide the City (at no cost to the City) with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided under Florida's Public Records law or other applicable Laws; (iii) ensure that public records in AVA's possession that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by applicable Laws for the Term and after the expiration or earlier termination of this Agreement; and (iv) after the expiration or earlier termination of this Agreement, at the City's request, either transfer, at no cost, to the City all public records in AVA's possession within ten (10) days following the City's request and/or keep and maintain any public records required by the City to perform the services pursuant to this Agreement. If AVA transfers all public records to the City upon the expiration or earlier termination of this Agreement, AVA shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If AVA keeps and maintains public records upon the expiration or earlier termination of this Agreement, AVA shall meet all applicable requirements for retaining public records in accordance with this Agreement and all applicable Laws. At the City's request, all public records stored electronically by AVA shall be provided to the City in a format approved by the City.

B. IF AVA HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, AS TO AVA'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, CONTACT THE CITY CLERK'S OFFICE (THE CUSTODIAN OF PUBLIC RECORDS) AT (727) 893-7448, CITY.CLERK@STPETE.ORG, OR 175 FIFTH ST. N., ST. PETERSBURG FL 33701.

C. Nothing contained herein shall be construed to affect or limit AVA's obligations including but not limited to AVA's obligations to comply with all other applicable Laws and to maintain books and records pursuant to this Agreement.

[SIGNATURE PAGES FOLLOW]

IN WITNESS WHEREOF, each Party is executing this Agreement on the date stated in the introductory clause .

ADVANTAGE VILLAGE ACADEMY, INC

By: _____

Name: _____

Title: _____

[SIGNATURE PAGE FOLLOWS]

ATTEST

CITY OF ST. PETERSBURG, FLORIDA

Chandrasasa Srinivasa, City Clerk

By: _____

Name: _____

Title: _____

(SEAL)

Approved as to Content and Form

City Attorney (Designee) 00627493

Appendix A
Schedule of Services and Deliverables MLK Festivities

In addition to any other obligations set forth in the Agreement, AVA shall:

1. Organize in its entirety the MLK Festivities to occur on January 14-16, 2023 and January 13-15, 2024, with specific dates to be mutually agreed upon between the Parties.
2. Obtain permission, in coordination with the City, from the Tampa Bay Rays Organization for any use of the Tropicana Field parking areas.
3. Create a layout of the MLK Festivities event area(s) identifying all the activities and vendor locations and provide a copy of that layout to the City in advance of the MLK Festivities.
4. Obtain and control all vendors, talent, and activities that are part of the MLK Festivities.
5. Coordinate with all appropriate City departments in the development and implementation of the MLK Festivities, including, but not limited to: Police, Fire, Parks & Recreation, Sanitation, Community Development, Transportation & Parking, and Marketing.
6. Promote and market the MLK Festivities using local media, neighborhood associations, and civic groups to ensure awareness of the events.
7. Diligently account for all revenues and expenses related to the MLK Festivities, and submit the Event Settlement Report to the City in accordance with the terms of the Agreement.

Appendix B
Pro Forma 2023 MLK
Festivities

Six(6) charter buses @ \$3,500 each	\$21,000
Honorarium to Band(s)	\$25,000
Post parade meals	\$2,450
Seven(7) participating schools buses cost	\$44,000
Golf Carts	\$2,300
Rental City (Tent)	\$3,900
Audio	\$3,600
M.L.K. T-Shirts	\$3,890
Enterprise Rental Cars	\$1,080
T.V. & Radio Adds	\$2,800
Oktane Marketing	\$2,500
Facebook Add	\$1,500
Battle of the Bands	\$2,060
Total anticipated for MLK Festivities Expenses:	\$116,080.00

**APPENDIX C
EVENT SETTLEMENT REPORT FORM
(Must be completed)**

Name of Event:
Date(s) of Event:

	-	

I. REVENUE SOURCES (attach sheet if more space is needed)

Amount

1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
TOTAL GROSS REVENUE		

II. EXPENSES (attach sheet if more space is needed)

1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
TOTAL OPERATING EXPENSES		
TOTAL NET INCOME		

III. ALLOCATION OF NET INCOME (attach sheet if more space is needed)

1.		
2.		
3.		
4.		
5.		
6.		
TOTAL ALLOCATION OF NET INCOME		

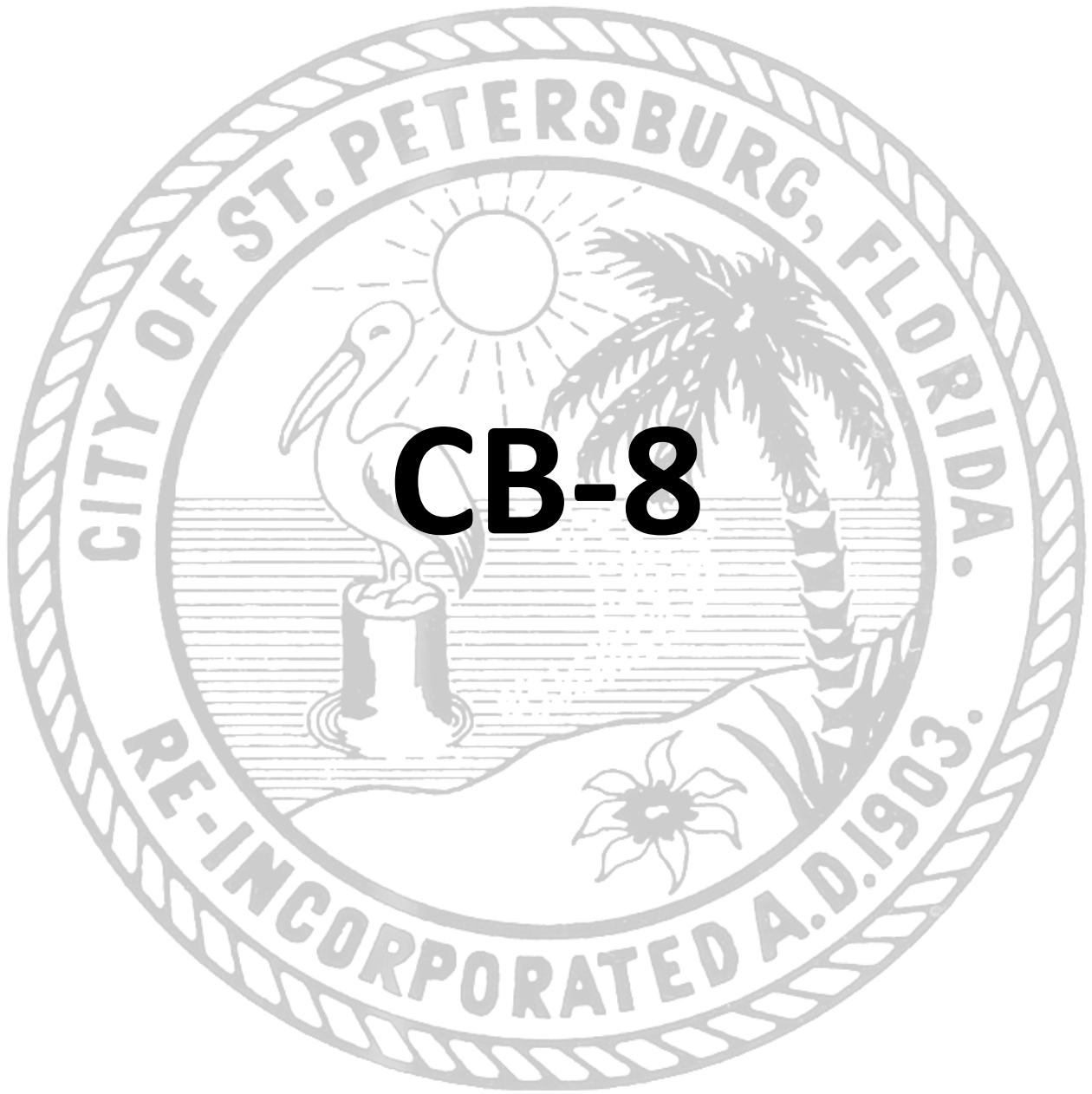
Prepared by:

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Date:

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The following page(s) contain the backup material for Agenda Item: A resolution approving the minutes of the City Council meetings held on May 5, 2022; May 12, 2022; May 19, 2022; June 2, 2022; June 9, 2022; and June 16, 2022; and providing an effective date.
Please scroll down to view the backup material.



CB-8

RESOLUTION NO. ____

A RESOLUTION APPROVING THE MINUTES
OF THE CITY COUNCIL MEETINGS HELD ON
MAY 5, 2022; MAY 12, 2022; MAY 19, 2022;
JUNE 2, 2022; JUNE 9, 2022; AND JUNE 16, 2022;
AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida,
that the minutes of the City Council meetings held on May 5, 2022; May 12, 2022; May 19,
2022; June 2, 2022; June 9, 2022; and June 16, 2022 are hereby approved.

This resolution shall become effective immediately upon its adoption.

LEGAL:

/s/Jeannine S. Williams

00630196

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, May 5, 2022, AT 9:00 A.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Copley Gerdes, Lisset Hanewicz, Ed Montanari and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Deputy City Clerk Patricia Beliveau were also in attendance. Absent. Richie Floyd. Brandi Gabbard.

Councilmember Floyd entered the meeting at 9:01 a.m.

A moment of silence was observed to remember the following fallen Firefighters and Police Officers of the City of St. Petersburg that lost their lives in the line of duty during this month: Officer Frank A. Pike – May 19, 1929, Firefighter Robert F. Parker – May 10, 1969, Detective Wayne M. Barry – May 23, 1929.

In connection with the approval of the agenda, Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

- ADD CB-12 Public Services & Infrastructure Committee Minutes (3/24/2022)
- ADD D-1 Proclamation Honoring Older Americans Month
- ADD D-2 Proclamation Honoring Small Business Week
- ADD D-3 Proclamation Honoring USF St. Pete Regional Chancellor Tadlock
- REVISED E-2 Ordinance 505-H, in accordance with Section 1.02(c)(3), St. Petersburg City Charter, authorizing the grant of a Public Utility Easement to Duke Energy Florida, LLC a Florida limited liability company, d/b/a Duke Energy, within City-owned Al Lang Field located at 230 First Street South, St. Petersburg and the Mahaffey Theater located at 400 First Street South, St. Petersburg. (Revised Ordinance Number Only)

05/05/2022

- ADD F-1 Verbal report and introduction of the Mayor's Office staff and contract employees together with their associated roles.
- ADD G-4 Referral to the Housing, Land Use and Transportation Committee (Chair Driscoll)
- ADD G-5 Substantial Change of Use of Park Property (Councilmember Montanari - Staff Request)
- ADD H-1 Respectfully requesting Administration to restore the capital funding budget for Albert Whitted Airport for FY2023.
- ADD H-2 April 28, 2022 Public Services & Infrastructure Committee – Action Item

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. Gabbard.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Montanari that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. Gabbard.

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming May 2022 as Older Americans Month.

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming May 2 – May 5, 2022 as Small Business Week.

Vice-Chair Gabbard entered the meeting at 9:35 a.m.

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming May 5, 2022 as Regional Chancellor Dr. Martin Tadlock Day.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. William Kilgore, 2550 28th Avenue North, spoke in support of notices for rent increases.
2. Michael Jalazo, 1601 16th Street South, spoke in support of programs for My Brothers and Sisters Keepers.
3. Esther Matthews, 4051 Haines Road North, spoke in support of urban affairs programs.

In connection with public hearings, Joshua Johnson, Housing & Community Development Director gave a presentation to Council regarding a resolution approving a substantial amendment to the City's FY 2021/22 Annual Action Plan. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Figgs-Sanders moved with the second of Vice-Chair Gabbard that the following resolution be adopted:

2022-218 A RESOLUTION APPROVING A SUBSTANTIAL AMENDMENT (“AMENDMENT”) TO THE CITY’S FY 2021/22 ANNUAL ACTION PLAN (“PLAN”) TO TRANSFER COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) PROGRAM INCOME EARNED IN FY 2020/21 IN THE AMOUNT OF \$95,000 FROM THE FY 2020/21 UNDESIGNATED BALANCE IN AWARD 81633 TO PARC, CDBG 2021/21 SUBRECIPIENT PROJECT (18559-11); AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SUBMIT THE AMENDMENT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (“HUD”); TO EXECUTE ALL DOCUMENTS NECESSARY FOR IMPLEMENTATION OF THE AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with public hearings, the Clerk read the title of proposed Ordinance 505-H. Alfred Wendler, Real Estate & Property Management Director gave a presentation to Council regarding the proposed Ordinance. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Gerdes moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 505-H entitled:

PROPOSED ORDINANCE NO. 505-H

AN ORDINANCE IN ACCORDANCE WITH SECTION 1.02(C)(3), ST. PETERSBURG CITY CHARTER, AUTHORIZING THE GRANT OF A PUBLIC UTILITY EASEMENT TO DUKE ENERGY FLORIDA, LLC, A FLORIDA LIMITED LIABILITY COMPANY, D/B/A DUKE ENERGY, WITHIN CITY-OWNED AL LANG FIELD LOCATED AT 230 FIRST STREET SOUTH, ST. PETERSBURG AND THE MAHAFFEY THEATER PROPERTY LOCATED AT 400 FIRST STREET SOUTH, ST. PETERSBURG, AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. Figgs-Sanders.

In connection with a Legal item, Assistant City Attorney Ken MacCollom gave a presentation to Council regarding the lawsuit styled George Matthew Addison v. City of St. Petersburg. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Vice-Chair Gabbard moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-219 A RESOLUTION APPROVING THE SETTLEMENT OF THE LAWSUIT OF GEORGE MATTHEW ADDISON V. CITY OF ST. PETERSBURG, CASE NUMBER 20-005598-CI AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. Figgs-Sanders.

In connection with a Legal item, Assistant City Attorney Ken MacCollom gave a presentation to Council regarding the lawsuit styled John Douglas, Employee/Claimant v. City of St. Petersburg. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Vice-Chair Gabbard moved with the second of Councilmember Hanewicz that the following resolution be adopted:

2022-220 A RESOLUTION APPROVING THE SETTLEMENT OF THE LAWSUIT OF JOHN DOUGLAS, EMPLOYEE/CLAIMANT V. CITY OF ST. PETERSBURG, EMPLOYER AND COMMERCIAL RISK MANAGEMENT, CARRIER/SERVICING AGENT, OJCC CASE NO. 21-021307RLY AND CLAIM NUMBER C3730246 AND OJCC CASE NO. 16-024409RLY AND CLAIM NUMBER C3670220; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with reports, Deputy Mayor Stephanie Owens introduced Mayor's Office staff and contract employees together with their associated roles. No action was taken.

In connection with a new business item presented by Councilmember Deborah Figgs-Sanders, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Wheeler-Bowman moved with the second of Vice-Chair Gabbard that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council respectfully refer to the Public Services & Infrastructure Committee for consideration to consider an amendment to City Code Section 16.40.040 regarding Fence, Wall, and Hedge Regulations on properties with more than 150 lineal feet of street frontage.

05/05/2022

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Chair Gina Driscoll, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Vice-Chair Gabbard moved with the second of Councilmember Figgs-Sanders that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Budget, Finance & Taxation Committee for consideration to consider a discussion regarding codification of a process to request funding from the Downtown Open Space Art Fund (1902).

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Deborah Figgs-Sanders, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Vice-Chair Gabbard moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to a Committee of the Whole for consideration to consider a review of unfunded Penny for Pinellas project requests.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Chair Gina Driscoll, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Housing, Land Use & Transportation Committee for consideration to consider a discussion on the noticing requirement provided by landlords to tenants for rent increases in rental dwelling units in the City of St. Petersburg.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Councilmember Ed Montanari (staff request), Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Floyd that the following resolution be adopted:

05/05/2022

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the May 26, 2022 Public Services & Infrastructure Committee meeting for consideration to consider a discussion regarding possible amendments to the City Code to clarify the criteria for a substantial change of use of park property.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Chair Gina Driscoll, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Hanewicz moved with the second of Councilmember Montanari that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Committee of the Whole for consideration to consider a discussion regarding a potential Charter amendment to address unintended consequences from interaction of requirements for redistricting and City Council residency.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council respectfully request Administration to restore the capital funding budget for Albert Whitted Airport for FY2023.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Vice-Chair Gabbard that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council request Legal to move forward with a Charter Amendment referendum ordinance to reschedule municipal elections to occur in conjunction with national and state elections in even-number years and using Option 1 as set forth in the attachment Analysis of Municipal Election Cycle for St. Petersburg for transition timing.

05/05/2022

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with the second Open Forum portion of the agenda, the following person(s) came forward:

1. Jalessa Blackshear, 2510 10th Street South, spoke in support of affordable and accessible housing and thanked City staff for cleanup at Lake Maggiore.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A May 5, 2022

2022-205

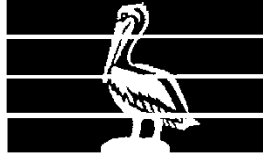
NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

2022-206

2022-207

1. Accepting a bid from R&D Remodeling, LLC, for the Jamestown Apartments Renovations, Phase 3G project, for renovations to eight apartment units and one maintenance building, in the amount of \$837,820 (Engineering Project No. 16203-619; Oracle No. 17237).
2. Approving the purchase of four dump trucks from Global Rental Company Inc., for the Fleet Management Department, at a total cost of \$591,000.
3. A Resolution authorizing the Mayor or his designee to approve the First Amendment to the Agreement between the City of St. Petersburg, Florida, and the Juvenile Welfare Board of Pinellas county that commenced on October 1, 2021; and extends through September 30, 2024; to execute all documents necessary to effectuate the First Amendment; and providing an effective date.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B May 5, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2022-208 1. Approving the purchase of a vacuum tanker truck from Environmental Products Group Inc., for the Fleet Management Department, at a total cost of \$436,714.
- 2022-209 2. Approving the renewal of a three-year blanket purchase agreement with Times Publishing Company, d/b/a Tampa Bay Times, for newspaper advertisements for several City departments, at a total agreement amount of \$380,000.
- 2022-210 3. Approving the renewal of three-year blanket purchase agreements with Bayside Building Services Inc. and Master Restoration and Damage Repair, LLC, for securing of structures, at an estimated annual cost of \$60,000 for a total contract amount of \$285,000.
- 2022-211 4. Approving an increase in allocation for water treatment chemicals, with American Chemical & Building Maintenance Supply, Inc. and Allied Universal Corp., in the amount of \$122,000, for a total agreed amount of \$275,000.
- 2022-212 5. Approving the renewal of a three-year blanket purchase agreement with On Point Sports Strategies LLC, for sports consulting services, for the Enterprise Facilities Department, at an annual cost of \$50,000, for total contract amount of \$235,000.
- 2022-213 6. Approving the purchase of two replacement remote controlled lawn mowers from Energreen America Inc., and the Alamo Group (TX) Inc. for the Fleet Management Department, at a total cost of \$171,098.34
- 2022-214 7. Approving the purchase of a trailer mounted pump from Pats Pump and Blower LLC, for the Fleet Management Department, at a total cost of \$82,188.02.
- 2022-215 8. Acknowledging the selection of Arehna Engineering Inc., Driggers Engineering Services, GHD Services Inc., Terracon Consultants, Inc., and Tierra Inc. as the most qualified firms to provide Geotechnical and Miscellaneous Materials consulting services; authorizing the Mayor, or his designee, and providing an effective date.

2022-216

9. A resolution approving the First Amendment to Central Avenue Bus Rapid Transit Interlocal Agreement ("First Amendment") between the City of St. Petersburg and the Pinellas Suncoast Transit Authority to incorporate transit signal priority procedures, amend paragraph 9.1 and memorialize the approval required by paragraph 6.1.12.2; authorizing the City Attorney’s Office to make non-substantive changes to the First Amendment; authorizing the Mayor or his designee to execute the First Amendment and all other necessary documents; and providing an effective date.

2022-217

10. A Resolution approving an Agreement between the City of St. Petersburg (“City”) and the University of South Florida/Board of Trustees (“USF”) for the City to provide funding to USF in an amount not to exceed \$75,000 per year for three years, subject to annual appropriations, for a total of \$225,000 in funding, for the expansion of the USF Contemporary Art Museum to establish a Digital/Video Installation Gallery in the City’s Warehouse Arts District (“Agreement”); authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; authorizing the City Attorney’s Office to make non-substantive changes to the agreement; and providing an effective date.

Received & Filed

11. Youth and Family Services Committee Minutes (3/10/2022)

Received & Filed

12. Public Services & Infrastructure Committee Minutes (3/24/2022)

There being no further business Chair Driscoll adjourned the meeting at 11:28 a.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, May 12, 2022, AT 3:00 P.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes, Ed Montanari and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Deputy City Clerk Patricia Beliveau were also in attendance. Absent. Lisset Hanewicz.

In connection with the approval of the agenda, Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

- ADD CB-2 Committee of the Whole Joint Community Planning and Preservation Committee Meeting Minutes (3/31/2022)
- ADD G-1 April 28, 2022 Committee of the Whole – Action Item – Motion Regarding the Municipal Marina & Agreement with Safe Harbor Development

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Wheeler-Bowman. Nays. None. Absent. Hanewicz.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Figgs-Sanders that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Wheeler-Bowman. Nays. None. Absent. Hanewicz.

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming the month of May 2022 as Drowning Prevention Month.

05/12/2022

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming May 2022 as Historic Preservation Month.

In connection with Awards and Presentations, Mayor Kenneth T. Welch presented a proclamation proclaiming Friday, May 13, 2022 as Classes of 1970 Day.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Bill Hermann, 130 4th Avenue North, requested that Agenda Item G-1 be tabled until all councilmembers can be present to hear the item.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Shawn Aberle, 400 2nd Avenue Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
2. Heather Aberle, 400 2nd Avenue Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
3. Kyle Launius, 580 24th Avenue Southeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
4. Michael Magriby, 400 2nd Avenue Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
5. Page Obenshain, 734 Captiva Court Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
6. Jim Mathias, 300 2nd Avenue Southeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
7. Hugh Hazeltine, 300 2nd Avenue Southeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
8. Nancy Ballard, 300 2nd Avenue Southeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
9. Hunter Botto, 100 Main Street North, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
10. Bill Herrmann, 130 4th Avenue North, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
11. Stephen Weiss, 300 2nd Avenue Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
12. Jennifer Bellow spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
13. Christian Obenshain, 5515 Pine Circle Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.

14. Lee Messina, 300 2nd Avenue Southeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
15. Andrew Aubery, 505 North Gomez Avenue, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.
16. David Sockol, 1400 74th Circle Northeast, spoke in opposition to any lease and development agreement with Safe Harbor Development, LLC.

Councilmember Gerdes moved with the second of Councilmember Gabbard that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council respectfully request Administration move forward with staff recommendations regarding Safe Harbor Development, LLC, including confirmation of a guaranteed maximum project cost, update to the 5-year lease agreement, additional requirements for saltwater expertise in both operations and development, and explore language to address future discussions for a long-term lease option.

Roll Call. Ayes. Figgs-Sanders. Floyd. Gabbard. Gerdes. Wheeler-Bowman. Nays. Driscoll. Montanari. Absent. Hanewicz.

Chair Driscoll recessed the meeting at 5:03 p.m.

Chair Driscoll reconvened the meeting at 5:15 p.m.

The Chair reviewed the Quasi-Judicial process to be followed. A presentation was made by Elizabeth Abernethy, Planning & Development Services Director, Appellant Clint Herbic, Pinellas County Schools Associate Superintendent and Opponent Michael Barnett regarding the appeal of the Development Review Commission (DRC) denial of a Special Exception and related site plan to construct a 111,757 sq. ft. middle school and YMCA with special conditions and with consideration of an amended site plan with a variance to the required 10-foot green yard on Pershing Street NE (City File #21-32000015; 501 62nd Ave. NE.).

Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Matt Lettelleir, 3321 21st Street North, spoke in support of the appeal.
2. Michael Miller, 147 Davenport Avenue Northeast, spoke in support of Plan B.
3. Andrea Campos (on behalf of Representative Ben Diamond), 9100 Dr. Martin Luther King, Jr. Street North, spoke in support of the project.
4. Steve Stover, 138 Pershing Street Northeast, spoke in support of Plan B.
5. Jerry Partney, 4831 Chancellor Street Northeast, spoke in support of Plan B.
6. Tanner Moody, 6310 Cedar Street Northeast, spoke in support of Plan B.
7. David Nicholson, 6347 Cedar Street Northeast, spoke in support of Plan B.

8. Valerie Myers, 6220 Pershing Street Northeast, spoke in support of Plan B.
9. Jessica Icerman, 9471 Treasure Lane Northeast, spoke in support of Plan B.
10. Kevin Batdorf, 1801 Nevada Avenue Northeast, spoke in support of Plan B.
11. Chris Steinocher, 100 2nd Avenue North, spoke in support of the appeal.
12. Erik Armstrong, 1401 52nd Avenue Northeast, spoke in support of the appeal.
13. David Delrahim, 3900 Arkansas Avenue North, spoke in support of Plan B.
14. Larry G. Smith, Sr., 6455 Pine Street Northeast, spoke in support of Plan B.
15. Gary Grudzinskas, 4339 Shore Acres Boulevard Northeast, spoke in support of Plan B.

The following person(s) were present but did not wish to speak:

1. David Houston, 6033 Cedar Street Northeast, was in support of the appeal.

Councilmember Gabbard moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council amend condition number twelve.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Wheeler-Bowman. Nays. None. Absent. Hanewicz.

Councilmember Gabbard moved with the second of Councilmember Floyd that the following resolution be adopted as amended:

2022-223 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA GRANTING THE APPEAL RECEIVED ON APRIL 18, 2022 (“APPEAL”) THEREBY OVERTURNING THE DEVELOPMENT REVIEW COMMISSION’S DENIAL OF A SPECIAL EXCEPTION AND RELATED SITE PLAN TO CONSTRUCT A 111,757 SQ. FT. MIDDLE SCHOOL AND YMCA (CITY FILE #21-32000015; 501 62ND AVE. NE.) AND APPROVING THE SPECIAL EXCEPTION AND RELATED SITE PLAN WITH A VARIANCE TO THE REQUIRED 10-FOOT GREEN YARD ON PERSHING STREET NE SUBJECT TO SPECIAL CONDITIONS OF APPROVAL; MAKING FINDINGS BASED ON THE EVIDENCE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Wheeler-Bowman. Nays. None. Absent. Hanewicz.

In connection with reports, regarding the initiation of a street closure for Pershing Street NE from 62nd Avenue North to Davenport Avenue NE related to the Special Exception and related site plan to construct a middle school and YMCA, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

05/12/2022

Councilmember Gerdes moved with the second of Councilmember Montanari that the following resolution be adopted:

2022-224 A RESOLUTION OF THE CITY OF ST. PETERSBURG, FLORIDA CITY-INITIATING A STREET CLOSURE APPLICATION FOR A PORTION OF PERSHING STREET NORTHEAST, FROM 62ND AVENUE NORTHEAST TO DAVENPORT AVENUE NORTHEAST, PURSUANT TO SECTION 16.40.140.2.6. OF THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Wheeler-Bowman. Nays. None. Absent. Hanewicz.

In connection with the second Open Forum portion of the agenda, there were no person(s) present wishing to speak.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A May 12, 2022

2022-221

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

1. A Resolution approving an interlocal agreement between the City of St. Petersburg, Florida (“City”), Pinellas County Sheriff’s Office (“PCSO”), Pinellas County, and the Cities of Clearwater, Largo, Pinellas Park and Tarpon Springs (collectively, the “Parties”) to establish the Pinellas Regional Information Management Enterprise (“PRIME”) for the purposes of implementing, operating and maintaining a new shared Computer-Aided Dispatch and Records Management System (“Interlocal Agreement”); authorizing the Mayor or his designee to execute the Interlocal Agreement; and providing an effective date.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B May 12, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

2022-222

1. Authorizing the Mayor, or his designee, to execute a License Agreement (“Agreement”) with ALD Organizing Committee, Inc., a Florida corporation, for the use of City-owned vacant land approximately located at 1210-1236 – 18th Avenue South, St. Petersburg, on May 28, 2022 for a use fee of \$10.00, to provide staging for activities while hosting a community event; and authorizing the City Attorney’s Office to make non-substantive changes to the Agreement.

Received & Filed

2. Committee of the Whole Joint Community Planning and Preservation Committee Meeting Minutes for March 31, 2022

There being no further business Chair Driscoll adjourned the meeting at 6:17 p.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, May 19, 2022, AT 1:30 P.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes and Ed Montanari. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Deputy City Clerk Patricia Beliveau were also in attendance. Absent. Lisset Hanewicz. Lisa Wheeler-Bowman.

In connection with the approval of the agenda, Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

- MOVED CA-2 Accepting a proposal and approving the award of a subrecipient agreement with Boley Centers, Inc., for case management and wraparound services, permanent supportive housing at a not to exceed contract amount of \$1,000,00; approving a supplemental appropriation in the amount of \$1,000,000 from the unappropriated balance of the American Rescue Plan Act Fund (1018) to the Housing and Community Development Department, Administration Division (082-1089), ARPA Permanent Supportive Housing Project (19027); and approving an effective date. [MOVED TO REPORTS AS ITEM F-5]
- DEFER CA-4 Approving the purchase of seven trailer mounted generators from Mid Florida Diesel, Inc., for the Fleet Management Department, at a total cost of \$669,315. [DEFERRED TO JUNE 2, 2022 CITY COUNCIL MEETING]
- ADD CB-17 Health, Energy, Resilience, & Sustainability Committee Minutes (2/24/2022)
- ADD CB-18 Budget, Finance and Taxation Committee Minutes (4/14/2022)
- ADD CB-19 Housing, Land Use & Transportation Committee Minutes (4/14/2022)
- ADD D-1 Proclamation honoring EMS Week

ADD	D-2	Proclamation honoring Mental Health Month
ADD	D-3	Proclamation honoring Asian Pacific American Month
ADD	D-4	Proclamation honoring National Police Week
DELETE	F-2	Tampa Bay Water – Long-Term Master Water Supply Plan Update [ITEM DEFERRED TO JUNE 9, 2022 CITY COUNCIL MEETING]
REVISED	F-3 (i)	A Resolution approving a one-year agreement with two one-year renewal options with Firstonsite Restoration, Inc. d/b/a Interstate Restoration, LLC for Disaster Relief Services at the Municipal Pier District; authorizing the Mayor or his designee to execute the agreement and all other documents necessary to effectuate this transaction; and providing an effective date. [Revised language and backup]
INFO	H-1(a)	A Resolution approving events for Co-Sponsorship by the City in name only for FY2022 and FY2023; waiving the non-profit requirements of City Council Resolution No. 2000-562(a)8 for the Co-Sponsored Events to be presented by ACTIVE ENDEAVORS, INC., I LOVE DRIVING SLOW, INC., WATERCROSS INTERNATIONAL, INC., TAMPA MUSIC FOUNDATION, INC., EVENT TREE LLC, YACHTING PROMOTIONS, INC., PARAGON FESTIVALS, INC., and PARAGON FINE ARTS FESTIVALS, INC.; authorizing the Mayor or his designee to execute all documents necessary to effectuate this Resolution; and providing an effective date.
INFO	H-1(b)	A Resolution waiving the Six-Month Application Requirement of Section (d) of Resolution No. 2000-562, and payment of the waiver fee required by City Council Resolution No. 2009-353 as to ACTIVE ENDEAVORS, INC.; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date.
INFO	H-1(c)	A Resolution in accordance with City Code Section 21-38(c) exempting St. Pete Beer and Bacon Festival (Vinoy Park) from the beer and wine only restrictions in City Code Section 21-38(c) upon the issuance of a permit for alcoholic beverages to be sold, served, or dispensed at the venue (for on premises consumption only) during the times and dates of the event as set forth herein; and providing an effective date.
INFO	H-1(d)	A Resolution in accordance with City Code Section 21-38(c) exempting St. Pete Tacos and Tequila (Vinoy Park) from the beer and wine only restrictions in city code section 21-38(c) upon the issuance of a permit for alcoholic beverages to be sold, served, or dispensed at the venue (for on premises consumption only) during the times and dates of the event as set forth herein; and providing an effective date.
INFO	H-1(e)	A Resolution in accordance with City Code Section 21-38(c) exempting St. Pete Seafood and Music Festival (North Straub Park) from the beer and wine only restrictions in City Code Section 21-38(c) upon the issuance of a permit for alcoholic beverages to be sold, served, or dispensed at the venue (for on premises consumption only) during the times and dates of the event as set forth herein; and providing an effective date.

- INFO H-1(f) A Resolution superseding Resolution No. 2000-562, Resolution No. 2006-119, and Resolution No. 2009-353; providing the policy and procedures for City co-sponsorship of recreation and leisure events for the City of St. Petersburg; and providing an effective date.
- ADD H-2 May 12, 2022 Budget, Finance & Taxation Committee – Action Item – Resolution Authorizing the City to Exchange the Taxable Public Utility Refunding Revenue Bond (Series 2020) for a Tax-Exempt Public Utility Refunding Revenue Bond (Series 2022)
- ADD H-3 May 12, 2022 Housing, Land Use & Transportation – Action Item – Motion regarding the implementation of SB 962/HB 981.
- ADD H-4 May 12, 2022 Public Services & Infrastructure Committee Action Item: Motion on expansion of the downtown boundaries for the sidewalk table ordinance (City Code 25.228)
- MOVED I-1 A Resolution approving a supplemental appropriation in the amount of \$6,000 from the unappropriated balance of the Health Facilities Authority Fund (0051) to the Legal Department, Legal Division (030-1009); and providing an effective date. [MOVED TO CONSENT B AS ITEM CB-16]

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with Awards and Presentations, Deputy Mayor Stephanie Owens presented a proclamation proclaiming the week of May 15 – 21, 2022 as Emergency Medical Services Week.

In connection with Awards and Presentations, Deputy Mayor Stephanie Owens presented a proclamation proclaiming the month of May 2022 as Mental Health Awareness Month.

In connection with Awards and Presentations, Deputy Mayor Stephanie Owens presented a proclamation proclaiming the month of May 2022 as Asian Americans and Pacific Islanders Month.

In connection with Awards and Presentations, Deputy Mayor Stephanie Owens presented a proclamation proclaiming the week of May 15 – 21, 2022 as St. Pete Police Week.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Steven Harris, 330 3rd Street South #1606, requested permit parking for golf carts.
2. Maureen Quinlan, 155 7th Avenue Northeast, expressed her concerns regarding tiers on utility bills.
3. Jalessa Blackshear, 2510 10th Street South, expressed her concerns regarding affordable housing, amending the Community Law Program and spoke regarding guaranteed income.

In connection with reports, Police Chief Anthony Holloway presented the St. Petersburg Department Quarterly Report. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. No action was taken.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 132-HL. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 9, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 132-HL

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA, DESIGNATING THE JOHN LOUIS (JACK) KEROUAC HOUSE, LOCATED AT 5169 10TH AVENUE NORTH, AS A LOCAL HISTORIC LANDMARK AND ADDING THE PROPERTY TO THE ST. PETERSBURG REGISTER OF HISTORIC PLACES PURSUANT TO SECTION 16.30.070, CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figgs-Sanders. Hanewicz. Wheeler-Bowman.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 508-H. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Montanari that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 2, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 508-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING CHAPTER 12 OF THE CITY CODE RELATED TO FEES; TEMPORARILY REDUCING THE FEES COLLECTED BY THE CONSTRUCTION SERVICES DIVISION SET FORTH IN SECTION 12-6 IN ORDER TO ENSURE COMPLIANCE WITH THE FLORIDA BUILDING CODE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figgs-Sanders. Hanewicz. Wheeler-Bowman.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 507-H. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Montanari that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 2, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 507-H

AN ORDINANCE PROVIDING FOR THE SALES, SERVICE, DISPENSING, POSSESSION, AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES IN A PORTION OF LAKE VISTA PARK FOR AN EVENT TO BE HELD ON JULY 9TH, 2022 AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figgs-Sanders. Hanewicz. Wheeler-Bowman.

In connection with reports, Chris Ballestra, Development Coordination Managing Director gave a presentation to Council regarding the Pier Management Transition. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-244 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO TERMINATE THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG AND COLLIERS INTERNATIONAL REMS US, LLC FOR MANAGEMENT OF THE MUNICIPAL PIER DISTRICT, WITH THE EFFECTIVE DATE OF TERMINATION BEING MAY 31, 2022 INSTEAD OF ITS JUNE 5, 2022 EXPIRATION DATE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figgs-Sanders. Hanewicz. Wheeler-Bowman.

Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-245 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA, DELEGATING AUTHORITY TO THE MAYOR OR HIS DESIGNEE TO APPROVE LEASES OF PROPERTY WITHIN THE MUNICIPAL PIER DISTRICT HAVING A TERM OF ONE YEAR OR LESS IN

ACCORDANCE WITH SUBSECTION 1.02(C)(2) OF THE CITY CHARTER;
AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SUCH
LEASES; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figgs-Sanders. Hanewicz. Wheeler-Bowman.

Councilmember Montanari moved with the second of Councilmember Gabbard that the following resolutions be adopted:

2022-246 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH BLUE CREW SERVICES, INC. FOR JANITORIAL SERVICES AT THE MUNICIPAL PIER DISTRICT FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$878,000 FOR THE INITIAL TERM; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

2022-247 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH COVENANT SECURITY SOLUTIONS LLC FOR SECURITY SERVICES AT THE MUNICIPAL PIER DISTRICT FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$650,000 FOR THE INITIAL TERM; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

2022-248 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH SP PLUS CORPORATION FOR TRANSPORTATION AND PARKING MANAGEMENT SERVICES AT THE MUNICIPAL PIER DISTRICT FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,013,000 FOR THE INITIAL TERM; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

2022-249 A RESOLUTION APPROVING AN AGREEMENT WITH PIER EVENTS, LLC FOR EVENT MANAGEMENT SERVICES AT THE MUNICIPAL PIER DISTRICT WITH A TERM COMMENCING JUNE 1, 2022, AND TERMINATING ON SEPTEMBER 30, 2024; PROVIDING FOR PAYMENT TO PIER EVENTS, LLC AS FOLLOWS: AN AMOUNT NOT TO EXCEED \$90,000 FOR THE REMAINING PORTION OF FISCAL YEAR 2022, \$90,000 FOR FISCAL YEAR 2023, AND \$90,000 FOR FISCAL YEAR 2024; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

- 2022-250 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH NDL LLC D/B/A NATURAL DESIGNS LANDSCAPING FOR LANDSCAPING SERVICES AT THE MUNICIPAL PIER DISTRICT FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$390,000 FOR THE INITIAL TERM; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.
- 2022-251 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH KUSTOM US, INC. D/B/A KUSTOM DISASTER RECOVERY AND RESTORATION FOR DISASTER RELIEF SERVICES AT THE MUNICIPAL PIER DISTRICT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.
- 2022-252 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH FIRSTONSITE RESTORATION, INC. D/B/A INTERSTATE RESTORATION, LLC FOR DISASTER RELIEF SERVICES AT THE MUNICIPAL PIER DISTRICT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.
- 2022-253 A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH TWO ONE-YEAR RENEWAL OPTIONS WITH PAUL DAVIS RESTORATION INC. D/B/A PAUL DAVIS RESTORATION, INC. OF NORTH PINELLAS FOR DISASTER RELIEF SERVICES AT THE MUNICIPAL PIER DISTRICT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Figg-Sanders. Hanewicz. Wheeler-Bowman.

Chair Driscoll recessed the meeting at 3:23 p.m.

Chair Driscoll reconvened the meeting at 3:40 p.m.

In connection with reports, Brejesh Prayman, Engineering Director gave a PowerPoint presentation to Council regarding a Second Amendment with Horus Construction Services, Inc. for the Deuces Rising Townhomes and Commercial Development Project. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Gabbard moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-254 A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE DESIGN-BUILD AGREEMENT BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND HORUS CONSTRUCTION SERVICES, INC. (“HORUS”) DATED MAY 6, 2021 FOR THE DEUCES RISING TOWNHOMES AND COMMERCIAL DEVELOPMENT PROJECT (“PROJECT”) FOR HORUS TO PROVIDE ADDITIONAL PRECONSTRUCTION SERVICES, DESIGN AND OTHER PROFESSIONAL SERVICES IN AN AMOUNT NOT TO EXCEED \$1,077,329; PROVIDING THAT THE TOTAL BUDGET FOR PRECONSTRUCTION SERVICES AND DESIGN AND OTHER PROFESSIONAL SERVICES FOR THE PROJECT SHALL NOT EXCEED \$1,618,293; AUTHORIZING THE CITY ATTORNEY’S OFFICE TO MAKE NON-SUBSTANTIVE CHANGES TO THE SECOND AMENDMENT; APPROVING A RESCISSION OF AN UNENCUMBERED APPROPRIATION IN THE AMOUNT OF \$1,285,319 FROM THE GENERAL FUND (0001), FINANCE DEPARTMENT, REVENUES AND TRANSFERS DIVISION (320-3201); APPROVING A TRANSFER IN THE AMOUNT OF \$1,285,319 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND, RESULTING FROM THE ABOVE RESCISSION, TO THE HOUSING CAPITAL IMPROVEMENTS FUND (3000); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$1,285,319 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE HOUSING CAPITAL IMPROVEMENTS FUND (3000), RESULTING FROM THE ABOVE TRANSFER, TO THE DEUCES T/H & COMM DEVELOPMENT PROJECT (18286) TO COVER THE COST OF THE SECOND AMENDMENT AND OTHER PROJECT-RELATED COSTS; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with reports, Joshua Johnson, Housing & Community Development Director gave a presentation to Council regarding the award of a subrecipient agreement with Boley Centers, Inc. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Gabbard moved with the second of Councilmember Montanari that the following resolution be adopted:

2022-255 A RESOLUTION APPROVING THE AWARD OF A SUBRECIPIENT AGREEMENT TO BOLEY CENTERS, INC. FOR CASE MANAGEMENT AND WRAPAROUND SERVICES TO ASSIST INDIVIDUALS AND FAMILIES WITH RETAINING PERMANENT SUPPORTIVE HOUSING AT A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,000,000 THROUGH DECEMBER 31, 2024; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO

EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$1,000,000 FROM THE UNAPPROPRIATED BALANCE OF THE AMERICAN RESCUE PLAN ACT FUND (1018) TO THE HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT, ADMINISTRATION DIVISION (082-1089), ARPA PERMANENT SUPPORTING HOUSING PROJECT (19027); AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with a new business item presented by Vice-Chair Brandi Gabbard, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Figgs-Sanders that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council request a referral to the Health, Energy, Resiliency and Sustainability Committee for consideration to consider a report regarding the implementation of a community food forest program.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes motioned to approve Agenda Items H-1(a) through H-1(f). Councilmember Gerdes withdrew his motion. Councilmember Gerdes moved with the second of Councilmember Figgs-Sanders that the following resolutions be adopted:

2022-256 A RESOLUTION APPROVING EVENTS FOR CO-SPONSORSHIP BY THE CITY IN NAME ONLY FOR FY2022 AND FY2023; WAIVING THE NON-PROFIT REQUIREMENTS OF CITY COUNCIL RESOLUTION NO. 2000-562(a)8 FOR THE CO-SPONSORED EVENTS TO BE PRESENTED BY ACTIVE ENDEAVORS, INC., I LOVE DRIVING SLOW, INC., WATERCROSS INTERNATIONAL, INC., TAMPA MUSIC FOUNDATION, INC., EVENT TREE LLC, YACHTING PROMOTIONS, INC., PARAGON FESTIVALS, INC., AND PARAGON FINE ARTS FESTIVALS, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

2022-257 A RESOLUTION WAIVING THE SIX-MONTH APPLICATION REQUIREMENT OF SECTION (D) OF RESOLUTION NO. 2000-562, AND PAYMENT OF THE WAIVER FEE REQUIRED BY CITY COUNCIL RESOLUTION NO. 2009-353 AS TO ACTIVE ENDEAVORS, INC.; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL

DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

2022-258 A RESOLUTION IN ACCORDANCE WITH CITY CODE SECTION 21-38(C) EXEMPTING ST. PETE BEER AND BACON FESTIVAL (VINOY PARK) FROM THE BEER AND WINE ONLY RESTRICTIONS IN CITY CODE SECTION 21-38(C) UPON THE ISSUANCE OF A PERMIT FOR ALCOHOLIC BEVERAGES TO BE SOLD, SERVED, OR DISPENSED AT THE VENUE (FOR ON PREMISES CONSUMPTION ONLY) DURING THE TIMES AND DATES OF THE EVENT AS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

2022-259 A RESOLUTION IN ACCORDANCE WITH CITY CODE SECTION 21-38(C) EXEMPTING ST. PETE TACOS AND TEQUILA (VINOY PARK) FROM THE BEER AND WINE ONLY RESTRICTIONS IN CITY CODE SECTION 21-38(C) UPON THE ISSUANCE OF A PERMIT FOR ALCOHOLIC BEVERAGES TO BE SOLD, SERVED, OR DISPENSED AT THE VENUE (FOR ON PREMISES CONSUMPTION ONLY) DURING THE TIMES AND DATES OF THE EVENT AS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

2022-260 A RESOLUTION IN ACCORDANCE WITH CITY CODE SECTION 21-38(C) EXEMPTING ST. PETE SEAFOOD AND MUSIC FESTIVAL (NORTH STRAUB PARK) FROM THE BEER AND WINE ONLY RESTRICTIONS IN CITY CODE SECTION 21-38(C) UPON THE ISSUANCE OF A PERMIT FOR ALCOHOLIC BEVERAGES TO BE SOLD, SERVED, OR DISPENSED AT THE VENUE (FOR ON PREMISES CONSUMPTION ONLY) DURING THE TIMES AND DATES OF THE EVENT AS SET FORTH HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

Councilmember Gerdes moved with the second of Councilmember Gabbard that the following resolution be adopted:

2022-261 A RESOLUTION SUPERSEDING RESOLUTION NO. 2000 562, RESOLUTION NO. 2006-119, AND RESOLUTION NO. 2009 353; PROVIDING THE POLICY AND PROCEDURES FOR CITY CO-SPONSORSHIP OF RECREATION AND LEISURE EVENTS FOR THE CITY OF ST. PETERSBURG; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-262 A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$40,035,000 CITY OF ST. PETERSBURG, FLORIDA PUBLIC UTILITY REFUNDING REVENUE BOND, SERIES 2022, TO REFUND THE CITY'S OUTSTANDING TAXABLE PUBLIC UTILITY REFUNDING REVENUE BOND, SERIES 2020; PROVIDING FOR THE PAYMENT OF SUCH BOND FROM THE NET REVENUES OF ITS PUBLIC UTILITY SYSTEM ON PARITY WITH CERTAIN BONDS HERETOFORE ISSUED BY THE CITY; PROVIDING FOR THE SALE AND APPROVAL OF THE FORM OF SUCH BOND; APPOINTING A PAYING AGENT AND REGISTRAR FOR SUCH BOND; MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; APPROVING A TRANSFER IN THE AMOUNT OF \$169,036.67 FROM THE WATER RESOURCES OPERATING FUND (4001) TO THE WATER RESOURCES DEBT SERVICE FUND (4002); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$40,204,036.67 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES DEBT SERVICE FUND (4002), RESULTING FROM THE REFUNDING AND THE ABOVE TRANSFER, TO THE FINANCE DEPARTMENT, GENERAL PURPOSE REVENUES AND TRANSFERS DIVISION (320-3201); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$57,522.75 FROM THE UNAPPROPRIATED BALANCE OF THE WATER RESOURCES OPERATING FUND (4001) TO THE FINANCE DEPARTMENT, GENERAL PURPOSE REVENUES AND TRANSFERS DIVISION (320-3201); AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Montanari that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council refer to the Housing, Land Use & Transportation Committee for consideration to consider a discussion regarding the implementation of Senate Bill 962 and House Bill 981 concerning Mixed-Income and Mixed-Use Developments after the Governor has signed the legislation and once community outreach has occurred.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

05/19/2022

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Montanari that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that Council respectfully request Legal move forward with revisions to the downtown sidewalk table ordinance to include the area from 31st Street to 34th Street and from 1st Avenue North to 1st Avenue South and to include warnings being limited to the confiscation aspect.

Roll Call. Ayes. Driscoll. Floyd. Gabbard. Gerdes. Montanari. Nays. Figgs-Sanders. Absent. Hanewicz. Wheeler-Bowman.

Chair Driscoll recessed the meeting at 4:24 p.m.

Chair Driscoll reconvened the meeting at 5:01 p.m.

In connection with public hearings, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolutions be adopted:

2022-263 A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO.1635 ("LCA 1635") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 16.40.060.4.4; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

2022-264 A RESOLUTION ASSESSING THE COSTS OF SECURING LISTED ON SECURING BUILDING NO. 1276 ("SEC 1276") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8 270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with public hearings, the Clerk read the title of proposed Ordinance 506-H. Ann Vickstrom, Planner II gave a PowerPoint presentation to Council regarding the proposed Ordinance. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

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Councilmember Montanari moved with the second of Councilmember Gabbard that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 2, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 506-H

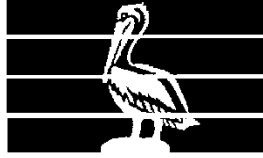
AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA APPROVING AND ADOPTING THE DOWNTOWN WATERFRONT MASTER PLAN 2022 REVIEW AND UPDATE REPORT AS AN ADDENDUM TO THE DOWNTOWN WATERFRONT MASTER PLAN IN ACCORDANCE WITH SECTION 1.02(G) OF THE CITY CHARTER AND SECTION 16.08 OF THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Montanari. Nays. None. Absent. Hanewicz. Wheeler-Bowman.

In connection with the second Open Forum portion of the agenda, the following person(s) came forward:

1. Cameron Pomeroy, 189 114th Avenue Northeast, expressed his concerns regarding wages for City workers.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A
May 19, 2022**

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

2022-225

1. Approving the renewal of a two-year blanket purchase agreement with Bayside Building Services, Inc., and Grosz Construction Company, Inc., for building maintenance and repairs, at an estimated annual cost of \$750,000 per year, for a total contract amount of \$4,185,000.

~~2. Accepting a proposal and approving the award of a subrecipient agreement with Boley Centers, Inc., for case management and wraparound services, permanent supportive housing at a not to exceed contract amount of \$1,000,000; approving a supplemental appropriation in the amount of \$1,000,000 from the unappropriated balance of the American Rescue Plan Act Fund (1018) to the Housing and Community Development Department, Administration Division (082-1089), ARPA Permanent Supportive Housing Project (19027); and approving an effective date. [MOVED TO REPORTS AS ITEM F-5 – Title Change Only]~~

2022-226

3. Approving the renewal of a three-year blanket purchase agreement with GSA Security, Inc, for security camera installation, maintenance, and repairs for the Department of Technology Services, at an estimated annual cost of \$150,000 per year, for a total contract amount of \$992,000.

~~4. Approving the purchase of seven trailer mounted generators from Mid Florida Diesel, Inc., for the Fleet Management Department, at a total cost of \$669,315. [DEFERRED TO JUNE 2, 2022 CITY COUNCIL MEETING]~~

2022-227

5. A Resolution approving the plat of Marina Club, located at 4311 34th Street South; setting forth conditions; and providing an effective date. (City File No.: DRC 21-20000014)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B May 19, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2022-228 1. Approving a job order to New Vista Builders Group LLC in an amount not to exceed \$361,619.64 for the City Hall Acoustic Improvements FY21 Project (Engineering Project No. 21203-019).
- 2022-229 2. Approving a three-year blanket purchase agreement with Ricoh USA Inc. for the lease and maintenance of printers for the Department of Technology Services and Marketing Department, at an amount not to exceed \$225,000.
- 2022-230 3. Approving a three-year blanket purchase agreement with Pyro Productions of Alabama, Inc., for the 4th of July fireworks display, for the City of St. Petersburg, at an estimated annual cost of \$73,750 per year, for a total contract amount of \$221,250.
- 2022-231 4. Approving the purchase of hardware and software maintenance for Extreme Networks from PC Solutions & Integration, Inc. for the Department of Technology Services, at a total cost of \$181,928.10.
- 2022-232 5. Reinstating and approving the renewal of an annual blanket purchase agreement with Pinellas County Urban League, Inc. for youth workplace readiness, at an estimated annual cost of \$35,000, for a total contract amount of \$143,356.
- 2022-233 6. Approving the purchase of two trailer mounted generators from Ring Power Corporation, for the Fleet Management Department, at a total cost of \$123,314.
- 2022-234 7. Acknowledging the selection of AECOM Inc., Booth Design Group, Chen Moore and Associates, Inc., and Kimley-Horn and Associates, Inc., for landscape architect services, for the Engineering and Capital Improvements Department.
- 2022-235 8. A Resolution approving an amendment to the Agreement between the City of St. Petersburg, Florida (“City”) and The Florida Orchestra, Inc. (“Agency”) for the City to provide the Agency additional funding in the amount of \$38,000 to be used to offset Agency’s expenses for its use of the Mahaffey Theater; providing that the total amount of funding provided to Agency pursuant to the Agreement shall not exceed \$100,000;

authorizing the Mayor or his designee to execute the agreement; authorizing the City Attorney's Office to make non-substantive changes to the amendment; and providing an effective date.

2022-236

9. A Resolution approving the continued occupancy and use of the city-owned property located at 2240 9th Avenue South, St. Petersburg, Florida, by the Dr. Carter G. Woodson African American Museum, Inc. for an additional five (5) years for operation of the Dr. Carter G. Woodson African American Museum and other permitted uses; authorizing the Mayor or his designee to execute all documents necessary to effectuate this resolution; and providing an effective date.

2022-237

10. Authorizing the Mayor, or his designee, to execute a First Amendment to the License Agreement with Palmetto Park Crime Watch and Neighborhood Association, Inc., a Florida not-for-profit corporation, which provides for a three (3) year extension to the term for the continued use of a surplus, unimproved City-owned parcel located at 2519 – 3rd Avenue South, St. Petersburg, as a "Community Garden."

2022-238

11. Authorizing the Mayor, or his designee, to execute a License Agreement with Burg Baseball Inc., a Florida non-profit corporation, for the use of a concession stand/restroom building located within a portion of City-owned Lake Vista Park for a period of thirty-six (36) months at an aggregate fee of \$36.00; and waiving the reserve for replacement requirement for City Council Resolution No. 79-740A. Requires affirmative vote of at least six (6) members of City Council.

2022-239

12. A Resolution approving the minutes of the City Council meetings held on January 6, January 13 and January 20, 2022; and providing an effective date.

2022-240

13. A Resolution approving the minutes of the City Council meetings held on February 3, February 10 and February 17, 2022; and providing an effective date.

2022-241

14. A Resolution approving the minutes of the City Council meetings held on March 3, March 10, and March 24, 2022; and providing an effective date.

2022-242

15. A Resolution approving the minutes of the City Council meetings held on April 7, April 14 and April 21, 2022; and providing an effective date.

2022-243

16. A Resolution approving a supplemental appropriation in the amount of \$6,000 from the unappropriated balance of the Health Facilities Authority Fund (0051) to the Legal Department, Legal Division (030-1009); and providing an effective date.

Received & Filed

17. Health, Energy, Resilience, & Sustainability Committee Minutes (2/24/2022)

Received & Filed

18. Budget, Finance and Taxation Committee Minutes (4/14/2022)

Received & Filed

19. Housing, Land Use & Transportation Committee Minutes (4/14/2022)

05/19/2022

There being no further business Chair Driscoll adjourned the meeting at 5:23 p.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, June 2, 2022, AT 9:00 A.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes, Lisset Hanewicz, Ed Montanari and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, City Clerk Chan Srinivasa and Assistant City Clerk Cathy Davis were also in attendance. Absent. None.

In connection with the approval of the agenda, Councilmember Montanari moved with the second of Councilmember Gabbard that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

REVISED CB-5 A resolution approving an agreement with STP Redevelopment II, LTD for the city to preform specified remediation and repair work at the Mid-Core Building; authorizing the Mayor or his designee to fill in the blanks and execute the agreement and all documents necessary to effectuate this transaction; authorizing the city attorney’s office to make non-substantive changes to the agreement; approving a transfer in the amount of \$150,000 from the unappropriated balance of the Parking Revenue Fund (1021) to the Downtown Parking Capital Improvement Fund (3073); approving a supplemental appropriation in the amount of \$150,000 from the increase in the unappropriated balance of the Downtown Parking Capital Improvement Fund (3073), resulting from the above transfer, to the MidCore Garage Final Repairs Project (TBD); and providing an effective date.

ADD CB-11 A resolution authorizing the Mayor or his designee to accept a Florida Department of Law Enforcement (“FDLE”) grant in the maximum reimbursement amount of \$58,271 to fund investigative overtime and public awareness with the goals of reducing violent crimes and illegal firearms; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$58,271 from the increase in the unappropriated balance of the

06/02/2022

General Fund (0001), resulting from these grant revenues, to the Police Department, Fiscal Support Division (140-1389), Project Safe Neighborhood (PSN) Project (19040); and providing an effective date.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Gerdes that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with the Open Forum portion of the agenda, there was no person(s) present wishing to speak.

In connection with reports, Evan Mory, Transportation & Parking Management Director and Florida Department of Transportation Engineer Michael Ojo, P.E. gave a PowerPoint presentation to Council regarding the Fourth Street North – FDOT Construction Project Update. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. No action was taken.

In connection with public hearings, the Clerk read the title of proposed Ordinance 507-H. Lynn Gordon, Recreation Programs Manager gave a presentation to Council regarding the proposed Ordinance. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Hanewicz moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 507-H entitled:

PROPOSED ORDINANCE NO. 507-H

AN ORDINANCE PROVIDING FOR THE SALES, SERVICE, DISPENSING, POSSESSION, AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES IN A PORTION OF LAKE VISTA PARK FOR AN EVENT TO BE HELD ON JULY 9TH, 2022 AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Nays. None. Absent. Wheeler-Bowman.

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In connection with public hearings, the Clerk read the title of proposed Ordinance 508-H. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Montanari moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 508-H entitled:

PROPOSED ORDINANCE NO. 508-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING CHAPTER 12 OF THE CITY CODE RELATED TO FEES; TEMPORARILY REDUCING THE FEES COLLECTED BY THE CONSTRUCTION SERVICES DIVISION SET FORTH IN SECTION 12-6 IN ORDER TO ENSURE COMPLIANCE WITH THE FLORIDA BUILDING CODE; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Nays. None. Absent. Wheeler-Bowman.

In connection with second reading and second public hearings, the Clerk read the title of proposed Ordinance 506-H. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 506-H entitled:

PROPOSED ORDINANCE NO. 506-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA APPROVING AND ADOPTING THE DOWNTOWN WATERFRONT MASTER PLAN 2022 REVIEW AND UPDATE REPORT AS AN ADDENDUM TO THE DOWNTOWN WATERFRONT MASTER PLAN IN ACCORDANCE WITH SECTION 1.02(G) OF THE CITY CHARTER AND SECTION 16.08 OF THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a Legal item, Assistant City Attorney Ken MacCollom gave a presentation to Council. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Hanewicz moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-278 RESOLUTION APPROVING THE SETTLEMENT OF THE LAWSUIT OF LEO WILLIAMS, EMPLOYEE/CLAIMANT V. CITY OF ST. PETERSBURG, EMPLOYER AND COMMERCIAL RISK MANAGEMENT, CARRIER/SERVICING AGENT, OJCC CASE NO. 21-017999; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with reports, Evan Mory, Transportation & Parking Management Director and Pinellas Suncoast Transit Authority Director of Project Management Abhishek Dayal gave a PowerPoint presentation to Council regarding the SunRunner Bus Rapid Transit Update. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. No action was taken.

In connection with a new business item presented by Chair Driscoll, Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Jalessa Blackshear, 3910 Dr. Martin Luther King, Jr. Street South, spoke in support of the new business item.

Councilmember Wheeler-Bowman moved with the second of Councilmember Hanewicz that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council respectfully request an amendment to City Code Section 21-86 to rename Lakewood Terrace Park in memory of Ann Drakeford, community advocate and founder of the Lakewood Terrace Neighborhood Association.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with a new business item presented by Chair Driscoll, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gabbard moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council respectfully request a report from the Administration to City Council by June 16, 2022, regarding the Cross-Bay Ferry, including but not limited to results of the recently completed ferry season, the interlocal agreement, and plans for future funding.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with reports, Brejesh Prayman, Engineering Director gave a presentation to Council regarding a Guaranteed Maximum Price proposal for influent and pump station and screenings submitted by PCL Construction, Inc. and the Fourth Amendment to the Architect/Engineering Agreement dated January 15, 2019, between the City of St. Petersburg, Florida, and Hazen & Sawyer, P.C. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Wheeler-Bowman moved with the second of Councilmember Gerdes that the following resolutions be adopted:

2022-279 A RESOLUTION ACCEPTING A GUARANTEED MAXIMUM PRICE PROPOSAL FOR THE INFLUENT PUMP STATION AND SCREENINGS SUBMITTED BY PCL CONSTRUCTION, INC. ("PCL") ON MAY 12, 2022 IN THE AMOUNT OF \$32,863,349, SUBJECT TO THE CONDITION THAT THE CITY OF ST. PETERSBURG, FLORIDA ("CITY") IS ONLY CONTRACTING FOR THE EXPENDITURE OF \$4,500,000 UNLESS AND UNTIL ADDITIONAL APPROPRIATIONS ARE APPROVED BY CITY COUNCIL AND AUTHORIZATIONS TO PERFORM WORK BEYOND \$4,500,000 ARE PROVIDED BY THE CITY TO PCL; PROVIDING THAT THE TOTAL GUARANTEED MAXIMUM PRICE FOR THE INFLUENT PUMP STATION AND SCREENINGS PORTION OF THE NORTHWEST WATER RECLAMATION FACILITY IMPROVEMENTS PROJECT ("PROJECT") SHALL NOT EXCEED \$32,863,349; APPROVING A THIRD AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH A GUARANTEED MAXIMUM PRICE BETWEEN THE CITY AND PCL DATED MAY 21, 2020, AS AMENDED, TO INCORPORATE THE ABOVE REFERENCED GUARANTEED MAXIMUM PRICE PROPOSAL, SUBJECT TO THE CONDITIONS IDENTIFIED ABOVE, INTO THE AGREEMENT AND TO MODIFY OTHER NECESSARY PROVISIONS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A THIRD AMENDMENT; PROVIDING THAT THE TOTAL GUARANTEED MAXIMUM PRICE FOR THE PROJECT SHALL NOT EXCEED \$47,948,204; AND PROVIDING AN EFFECTIVE DATE.

2022-280 A RESOLUTION APPROVING THE FOURTH AMENDMENT TO THE ARCHITECT/ENGINEERING AGREEMENT DATED JANUARY 15, 2019, AS REVISED AND AMENDED, BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND HAZEN & SAWYER, P.C. ("A/E") FOR THE A/E TO PROVIDE CONTINUED PROJECT ADMINISTRATION, CONTINUED ENVISION ASSESSMENT AND PREPARATION, AND CONSTRUCTION PHASE SERVICES FOR THE NWWRF INFLUENT PUMP STATION & SCREENING REPLACEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$1,347,356; PROVIDING THAT THE TOTAL CONTRACT AMOUNT SHALL NOT EXCEED \$3,506,091; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE FOURTH AMENDMENT; AND PROVIDING AN EFFECTIVE DATE. (ECID PROJECT NO. 18100-111; ORACLE NO. 16399)

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Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

Chair Driscoll recessed the City of St. Petersburg City Council meeting at 11:12 a.m. and convened as the Community Redevelopment Agency.

The City Council was reconvened at 11:19 a.m.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Jalessa Blackshear, 2510 10th Street South, expressed her concerns regarding a visual and physical barrier between neighborhoods and public outreach.

Councilmember Gabbard moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-281 A RESOLUTION ACCEPTING THE DOWNTOWN ST. PETERSBURG MOBILITY STUDY AND SUPPORTING ADMINISTRATION MOVING FORWARD WITH THE ACTION PLAN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. Montanari. Absent. None.

In connection with the second Open Forum portion of the agenda, the following person(s) came forward:

1. Jalessa Blackshear, 2510 10th Street South, requested the Community Law Program be amended to have a depository fund.

CONSENT AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A June 2, 2022

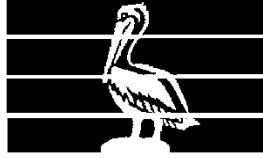
NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2022-265 1. Accepting a bid from Granite Inliner, LLC, for the Cured in Place Stormwater Pipe Rehabilitation project, for various locations throughout the City, in the amount of \$2,829,300. (ECID Project No. 21014-110; Oracle Nos. 17218, 17983 and 18594)

- 2022-266 2. Approving the purchase of seven trailer mounted generators from Mid Florida Diesel Inc, for the Fleet Management Department, at a total cost of \$664,050.

- 2022-267 3. A Resolution approving the Plat of Power Design, generally located at 11600 Dr. Martin Luther King Jr. Street North; setting forth conditions for approval; and providing an effective date. (City File 20-20000013)

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B June 2, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2022-268 1. Approving an increase in allocation for competitive sports officiating services with the Greater St. Petersburg Officials Association of America Inc. (“GSPOAA”), for the Parks and Recreation Department; and providing for an effective date.
- 2022-269 2. Approving the purchase of three riding mowers, one pull behind mower, and one bunker rake equipment from Wesco Turf, Inc., for the Golf Courses Department, at a total cost of \$189,263.81; approving a supplemental appropriation in the amount of \$85,000 from the unappropriated balance of the Golf Course Operating Fund (4061) to the Golf Courses Department, Twin Brooks Maintenance Division (630-2513); and providing an effective date.
- 2022-270 3. A resolution accepting a quote from Couch’s Pest Patrol Inc. for dry wood termite treatment at Jamestown Apartments and Townhomes in the amount of \$92,000; approving a supplemental appropriation in the amount of \$92,000 from the unappropriated balance of the Jamestown Operating Fund (4081) to the Enterprise Facilities Department, Jamestown Complex Management Division (282.1111); and providing an effective date.
- 2022-271 4. Authorizing the Mayor, or his designee, to execute a License Agreement with the Banyan Tree Project, Inc., a Florida not-for-profit corporation, for the use of the parking lot located at approximately 1794 22nd Street South, St. Petersburg, generally known as Tangerine Plaza, on June 18, 2022 for a use fee of \$36.00, to provide staging for activities while hosting a community event.
- 2022-272 5. Approving an agreement between the City and STP Redevelopment II, LTD regarding repairs to the Mid-Core Building; approving a transfer in the amount of \$150,000 from the unappropriated balance of the Parking Revenue Fund (1021) to the Downtown Parking Capital Improvement Fund (3073); approving a supplemental appropriation in the amount of \$150,000 from the increase in the unappropriated balance of the Downtown Parking Capital Improvement Fund (3073), resulting from the above transfer, to the MidCore Garage Final Repairs Project (TBD).

2022-273

6. A Resolution authorizing the Mayor or his designee to execute Amendment No. 1 to Task Order No. 19-02-GC/SWM(S) (Task Order) to the architect/engineering agreement dated June 5, 2019 between the City of St. Petersburg, Florida and Geosyntec Consultants, Inc. (A/E) for A/E to provide professional engineering services to include (i) design plans, (ii) survey, geotechnical, and utility coordination, (iii) meetings, (iv) permitting, and (v) bidding services related to the 1st Avenue North and 58th Street North Storm Drainage Improvements Project in an amount not to exceed \$128,898.16; providing that the total Task Order amount, as amended, shall not exceed \$179,551.94 (ECID Project No. 21060-110; Oracle No. 17984); and providing an effective date.

2022-274

7. A Resolution authorizing the Mayor or his designee to execute Amendment No. 1 to Task Order No. 16-05-HDR/W(S) to the architect/engineering agreement dated December 13, 2016 between the City of St. Petersburg, Florida and HDR Engineering, Inc. (“A/E”) for A/E to provide additional site visits, Envision process facilitation during design, a 60% design submittal, a 90% design submittal, permitting assistance, a 100% design submittal and bidding assistance related to the Lift Station 85 Improvements Project in an amount not to exceed \$283,906.72; providing that the total Task Order amount, as amended, shall not exceed \$378,567.90 (ECID Project No. 21076-111; Oracle No. 18356); and providing an effective date.

2022-275

8. A Resolution authorizing the Mayor or his designee to execute Task Order No. 22-01-AECOM/LA(A) (“Task Order”) to the architect/engineering agreement dated May 19, 2022 between the City of St. Petersburg, Florida and AECOM, Inc. (“A/E”) for A/E to provide project administration, data collection and site analysis, a needs and priorities assessment and cost opinion related to the Vinoy Park Improvements Project in an amount not to exceed \$96,107.58; (ECID Project No. 22205-017; Oracle No. 18613); and providing an effective date.

2022-276

9. A Resolution confirming the appointment of a Regular Member to the Community Planning and Preservation Commission; and providing an effective date.

Received & Filed

10. Public Services & Infrastructure Committee Minutes (April 14, 2022 and April 28, 2022)

2022-277

11. A resolution authorizing the Mayor or his designee to accept a Florida Department of Law Enforcement (“FDLE”) grant in the maximum reimbursement amount of \$58,271 to fund investigative overtime and public awareness with the goals of reducing violent crimes and illegal firearms; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$58,271 from the increase in the unappropriated balance of the General Fund (0001), resulting from these grant revenues, to the Police Department, Fiscal Support Division (140-1389), Project Safe Neighborhood (PSN) Project (19040); and providing an effective date.

06/02/2022

06/02/2022

There being no further business Chair Driscoll adjourned the meeting at 11:26 a.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

**COMMUNITY REDEVELOPMENT AGENCY (CRA) HELD AT CITY HALL
THURSDAY, June 2, 2022 AT 11:12 A.M.**

Agency Chair Gina Driscoll called the meeting to order with the following Agency members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes, Lisset Hanewicz, Ed Montanari and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Agency City Clerk Chan Srinivasa and Agency Assistant City Clerk Cathy Davis were also in attendance. Absent: None.

Agency Chair Driscoll asked if there were any person(s) present wishing to speak, there was no response.

Agency member Montanari moved with the second of Agency member Gerdes that the following resolution be adopted:

CRA NO. 2022-09 A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF ST. PETERSBURG, FLORIDA, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A TERMINATION OF THE FINAL DISPOSITION AGREEMENT ON BEHALF OF THE COMMUNITY REDEVELOPMENT AGENCY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. Floyd. Absent. None.

There being no further business, the meeting was adjourned at 11:19 a.m.

Gina Driscoll, Agency member/Chair
Presiding Officer of the CRA

ATTEST: _____
Chan Srinivasa, Agency Clerk

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, June 9, 2022, AT 3:00 P.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Lisset Hanewicz and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, Assistant City Clerk Cathy Davis and Deputy City Clerk Patricia Beliveau were also in attendance. Absent. Copley Gerdes. Ed Montanari.

In connection with the approval of the agenda, Vice-Chair Gabbard moved with the second of Councilmember Figgs-Sanders that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

ADD H-1 A resolution of the St. Petersburg City Council appointing Julie Mastry and Elizabeth Vanneste to the Community Benefit Advisory Council (“CBAC”) as ad hoc members for the 800 Block Project; appointing Councilmember Deborah Figgs-Sanders as the City Council Member for the CBAC 800 Block Project; recognizing the establishment of the CBAC for the 800 Block Project as comprised of the members identified herein; and providing an effective date.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Gerdes. Montanari.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Vice-Chair Gabbard moved with the second of Councilmember Figgs-Sanders that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Gerdes. Montanari.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Lisa Leone, 9400 4th Street North, expressed her concerns regarding affordable housing.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 1141-V. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Hanewicz moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 16, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 1141-V

AN ORDINANCE APPROVING A VACATION OF DAVENPORT AVENUE NORTHEAST FROM PERSHING STREET NORTHEAST TO THE EASTERN TERMINUS OF DAVENPORT AVENUE NORTHEAST; AND, A VACATION OF PINE STREET NORTHEAST FROM 64TH AVENUE NORTHEAST TO THE SOUTHERN TERMINUS OF PINE STREET NORTHEAST; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Gerdes. Montanari.

In connection with reports, Councilmember Hanewicz presented the Tampa Bay Water - Long-Term Master Water Supply Plan Update. Chuck Cardan, Tampa Bay Water Board General Manager gave a PowerPoint presentation. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. No action was taken.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

2022-285 A RESOLUTION OF THE ST. PETERSBURG CITY COUNCIL APPOINTING JULIE MASTRY AND ELIZABETH VANNESTE TO THE COMMUNITY BENEFIT ADVISORY COUNCIL (“CBAC”) AS AD HOC MEMBERS FOR THE 800 BLOCK PROJECT; APPOINTING COUNCILMEMBER DEBORAH FIGGS-SANDERS AS THE CITY COUNCIL MEMBER FOR THE CBAC 800 BLOCK PROJECT; RECOGNIZING THE ESTABLISHMENT OF THE CBAC FOR THE 800 BLOCK PROJECT AS COMPRISED OF THE MEMBERS IDENTIFIED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Gerdes. Montanari.

Chair Driscoll recessed the meeting at 3:25 p.m.

Chair Driscoll reconvened the meeting at 5:01 p.m.

The Chair reviewed the Quasi-Judicial process to be followed. The Clerk read the title of proposed Ordinance No. 132-HL. A presentation was made by Laura Duvekot, Historic Preservationist II regarding the approval of the owner-initiated designation of the John Louis (Jack) Kerouac House, located at 5169 10th Avenue North, as a Local Historic Landmark of the St. Petersburg Register of Historic Places (City File 22-90300001).

Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 132-HL entitled:

PROPOSED ORDINANCE NO. 132-HL

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA, DESIGNATING THE JOHN LOUIS (JACK) KEROUAC HOUSE, LOCATED AT 5169 10TH AVENUE NORTH, AS A LOCAL HISTORIC LANDMARK AND ADDING THE PROPERTY TO THE ST. PETERSBURG REGISTER OF HISTORIC PLACES PURSUANT TO SECTION 16.30.070, CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with first reading and first public hearings, the Clerk read the title of proposed Ordinance 509-H. Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Manny Leto, 3302 N. Ridge Avenue, expressed his support of ADUs with exceptions.
2. Mary Frances Means, 135 Snell Isle Boulevard Northeast, spoke in opposition to the proposed Ordinance.
3. Bonnie Hargrett, 1140 Monterey Boulevard Northeast, spoke in opposition to ADUs in Coastal High Hazard Areas.

4. Tom Lally, 6702 31st Way South, spoke in opposition to ADUs in Coastal High Hazard Areas.
5. Pat Mason, 219 Catalan Boulevard Northeast, spoke in opposition to ADUs in Coastal High Hazard Areas.
6. Walter Borden, 5920 4th Street South, spoke in opposition to ADUs in Coastal High Hazard Areas.

Vice-Chair Gabbard moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting June 16, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 509-H

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING ITS LAND DEVELOPMENT REGULATIONS TO EXPAND ACCESSORY DWELLING UNITS (ADUs); AMENDING THE USE MATRIX IN SECTION 16.10.020.1. OF THE CITY CODE TO PERMIT ADUs IN ADDITIONAL RESIDENTIAL ZONING DISTRICTS AND TO UPDATE THE DEFINITION; AMENDING SECTION 16.20.010.5. REGARDING LOCATIONAL STANDARDS FOR ADUs; AMENDING SECTION 16.40.090.3.2. REGARDING PARKING REQUIREMENTS FOR CERTAIN ADUs; AMENDING SECTION 16.50.010. REGULATING ACCESSORY DWELLINGS GENERALLY TO UPDATE EXISTING SITE AND DEVELOPMENT STANDARDS FOR ADUs; AMENDING SECTION 16.50.011. REGULATING ACCESSORY LIVING SPACE GENERALLY TO UPDATE EXISTING SITE AND DEVELOPMENT STANDARDS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Montanari. Wheeler-Bowman. Nays. None. Absent. None.

In connection with the second Open Forum portion of the agenda, there were no person(s) present wishing to speak.

06/09/2022

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

**Consent Agenda A
June 9, 2022**

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B June 9, 2022

2022-282

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

2022-283

1. A Resolution approving the interlocal agreement between the City of St. Petersburg, Florida and Pinellas County, Florida for the city to participate in the process with Inner Circle Sport, LLC and provide a funding amount not to exceed \$110,000 to the County on a reimbursement basis to share in costs for professional services to be provided by Inner Circle; authorizing the Mayor or his designee to execute the interlocal agreement; authorizing the City Attorney’s Office to make non-substantive changes to the interlocal agreement; approving a transfer in the amount of \$110,000 from the balance of the General Fund Contingency (0001), to the Mayor’s Office Department, Mayor’s Office Division (020-1005); and providing an effective date.

2022-284

2. Authorizing the Mayor, or his designee, to execute a License Agreement with Paul and Carol Wiczorek to allow for a dock and related improvements over a portion of City-owned submerged land within Placido Bayou, for a term of thirty-six (36) months, at an aggregate fee of One Hundred Fifty Dollars (\$150.00) for the entire term. Requires affirmative vote of at least six (6) members of City Council.

Received & Filed

3. Confirming the appointment of Elliott H. Wiser as a regular member to the City Beautiful Commission to serve a three-year term ending December 31, 2024.

4. Budget, Finance and Taxation Committee Minutes (5/12/22)

06/09/2022

There being no further business Chair Driscoll adjourned the meeting at 6:16 p.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

COUNCIL MEETING

Municipal Building
175-5th Street North
Second Floor Council Chamber

CITY OF ST. PETERSBURG

REGULAR SESSION OF THE CITY COUNCIL HELD AT CITY HALL THURSDAY, June 16, 2022, AT 1:30 P.M.

Chair Gina Driscoll called the meeting to order with the following members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes, Lisset Hanewicz and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Chief Assistant City Attorney Jeannine Williams, Assistant City Clerk Cathy Davis and Deputy City Clerk Patricia Beliveau were also in attendance. Absent. Ed Montanari.

In connection with the approval of the agenda, Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida that Council approve the agenda with the following changes as amended:

- ADD CB-18 Committee of the Whole Meeting Minutes (April 7, 2022)
- ADD CB-19 A Resolution approving the plat of Driftwood on Central, located at 2845 and 2855 Central Avenue; setting forth conditions; and providing an effective date. (City File No.: DRC 20-20000017)
- ADD CB-20 Budget, Finance and Taxation Committee Meeting Minutes (May 26, 2022)
- ADD D-1 Proclamation Honoring Juneteenth
- ADD F-4 Cross Bay Ferry Update
- ADD G-3 Respectfully requesting a referral to a Committee of the Whole, or other relevant committee, to discuss potential revisions and necessary updates to Resolution 2013-527 (conflict resolution). (Councilmember Hanewicz)
- ADD H-1(a) June 9, 2022 Budget, Finance & Taxation Committee – Action Item
Respectfully requesting City Council approval of a resolution authorizing the Mayor or his designee to advertise the draft FY 2022/23 Annual Action Plan and to execute all other documents necessary to effectuate the resolution. (Council Chair Driscoll)
- ADD H-2 (a) May 26, 2022 Public Services & Infrastructure Committee – Action Item

06/16/2022

Respectfully requesting approval of a resolution to amend Chapter 18 of the City Council Policy and Procedures manual regarding Quasi-Judicial Procedures to effectuate the changes presented at the May 26, 2022 PS&I committee meeting. (Councilmember Montanari)

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with approval of the Consent Agenda, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Wheeler-Bowman that the following resolutions be adopted approving the attached Consent Agenda as amended.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Dan Barham, 7288 18th Street Northeast, expressed his approval of Scouts BSA.
2. Christie Bruner, 5201 Denver Street Northeast, spoke in support of the Cross Bay Ferry.
3. Kari Mueller, 1125 James Avenue South, spoke in support of the homeownership and the City's down payment assistance funds.

In connection with the Awards and Presentation portion of the agenda, Mayor Kenneth T. Welch presented a Proclamation proclaiming June 19, 2022 as Juneteenth Day.

In connection with reports, Maria Scruggs, Phyllis Wheatley Rise to Read Campaign Founder gave a PowerPoint presentation to Council regarding the Phyllis Wheatley Rise to Read Campaign's Juneteenth Presentation. Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Caprice Edmond spoke in support of the Phyllis Wheatley Rise to Read Campaign.
2. Kevin Johnson, 2861 4th Avenue South, spoke in support of the Phyllis Wheatley Rise to Read Campaign.
3. Dexter Daughtry, 1508 13th Avenue South, spoke in support of the Phyllis Wheatley Rise to Read Campaign.

No action was taken.

In connection with the Open Forum portion of the agenda, the following person(s) came forward:

1. Carol McNamee spoke in support of the Phyllis Wheatley Rise to Read Campaign.

06/16/2022

In connection with a Legal item, Assistant City Attorney Danielle Weaver-Rogers gave a presentation to Council regarding settlement of the claim of Sandra Bentil against the City of St. Petersburg. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Hanewicz moved with the second of Councilmember Gabbard that the following resolution be adopted:

2022-309 A RESOLUTION APPROVING SETTLEMENT OF THE CLAIM OF SANDRA BENTIL AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with new ordinances, the Clerk read the title of proposed Ordinance 751-L. Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Robin Reed, 705 16th Avenue Northeast, expressed her concerns regarding the proposed Ordinance.
2. Bill Herrmann, 130 4th Avenue North, expressed his concerns regarding the proposed Ordinance.

Councilmember Hanewicz moved with the second of Councilmember Gerdes that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that setting July 7, 2022 as the public hearing date for the following proposed Ordinance(s):

PROPOSED ORDINANCE NO. 751-L

AN ORDINANCE OF THE CITY OF ST. PETERSBURG, FLORIDA AMENDING SECTION 16.06.010.1.D. OF THE CITY CODE FOR THE SOLE PURPOSE OF PROVIDING AN UPDATED CROSS-REFERENCE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with reports, Brejesh Prayman, Engineering Director, gave a PowerPoint presentation to Council regarding the West Central Avenue Watermain Replacement and Streetscape project. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

2022-310 A RESOLUTION ACCEPTING THE BID AND APPROVING THE AWARD OF A CONTRACT TO KAMMINGA & ROODVOETS, INC. FOR THE WEST CENTRAL AVENUE WATERMAIN REPLACEMENT AND STREETSCAPE PROJECT FOR A TOTAL CONTRACT AMOUNT OF \$10,889,401.98; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$3,056,802 FROM THE UNAPPROPRIATED BALANCE OF THE CITYWIDE INFRASTRUCTURE CAPITAL IMPROVEMENTS FUND (3027), PARTIALLY RESULTING FROM AN INCREASE IN INVESTMENT EARNINGS AND SAVINGS RESULTING FROM THE TIMING OF A STREET RECONSTRUCTION PROJECT ON 62ND AVENUE NORTH, TO THE WEST CENTRAL AVENUE STREETSCAPE PROJECT (15640) (ECID PROJECT NOS. 17098-111 AND 17098-119; ORACLE NOS. 16638 AND 15640); AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with reports, Brejesh Prayman, Engineering Director gave a presentation to Council regarding a Second Amendment to the Construction Manager at Risk Agreement with a Guaranteed Maximum Price (“GMP”) between the City of St. Petersburg, Florida and Wharton-Smith, Inc. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Hanewicz moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-311 A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH A GUARANTEED MAXIMUM PRICE (“GMP”) BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND WHARTON-SMITH, INC. (“WHARTON-SMITH”) DATED JUNE 8, 2021, AS AMENDED, FOR WHARTON-SMITH TO CONDUCT EARLY PROCUREMENT OF MATERIALS IN ADVANCE OF CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$23,310,627.36, WHICH AMOUNT IS A PORTION OF THE GMP FOR THE NORTHEAST WATER RECLAMATION FACILITY IMPROVEMENTS PROJECT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE SECOND AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with reports, Evan Mory, Transportation & Parking Management Director gave a PowerPoint presentation to Council regarding the Cross Bay Ferry Update. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. No action was taken.

06/16/2022

Chair Driscoll recessed the City of St. Petersburg City Council meeting at 3:10 p.m. and convened as the Community Redevelopment Agency.

The City Council reconvened at 4:25 p.m. and was immediately recessed.

The City Council reconvened at 4:40 p.m.

In connection with a new business item presented by Councilmember Richie Floyd, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Housing, Land Use & Transportation Committee, or other relevant committee, for consideration to consider a discussion regarding the creation of community eviction standards for City-owned housing and City-subsidized housing.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with a new business item presented by Councilmember Richie Floyd, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to the Housing, Land Use & Transportation Committee, or other relevant committee, for consideration to consider a discussion regarding a requirement that a percentage of rental units be reserved for voucher holders in City-subsidized housing.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with a new business item presented by Councilmember Lisset Hanewicz, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Figgs-Sanders moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that the Council refer to a Committee of the Whole, or other relevant committee, for consideration to consider a discussion regarding potential revisions and necessary updates to Resolution 2013-527 (conflict resolution).

06/16/2022

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman.
Nays. None. Absent. Montanari.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Gerdes moved with the second of Councilmember Floyd that the following resolution be adopted:

2022-312 A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ADVERTISE THE CITY'S DRAFT FY 2022/23 ANNUAL ACTION PLAN AND TO EXECUTE ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman.
Nays. None. Absent. Montanari.

Chair Driscoll recessed the meeting at 4:50 p.m. for a short break.

Chair Driscoll reconvened the meeting at 5:01 p.m.

In connection with public hearings, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Wheeler-Bowman moved with the second of Councilmember Gerdes that the following resolutions be adopted:

2022-313 A RESOLUTION CONFIRMING AND APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOT CLEARING NO.1636 ("LCA 1636") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 16.40.060.4.4; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

2022-314 A RESOLUTION ASSESSING THE COSTS OF DEMOLITION LISTED ON BUILDING DEMOLITION NO. 494 ("DMO NO. 494") AS LIENS AGAINST THE RESPECTIVE REAL PROPERTY ON WHICH THE COSTS WERE INCURRED; PROVIDING THAT SAID LIENS HAVE A PRIORITY AS ESTABLISHED BY CITY CODE SECTION 8-270; PROVIDING FOR AN INTEREST RATE ON UNPAID BALANCES; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AND RECORD NOTICE(S) OF LIEN(S) IN THE PUBLIC RECORDS OF THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman.
Nays. None. Absent. Montanari.

06/16/2022

In connection with public hearings, the Clerk read the title of proposed Ordinance 1141-V. Scot Bolyard, Deputy Zoning Official gave a presentation to Council regarding the proposed Ordinance. Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response.

Councilmember Gerdes moved with the second of Councilmember Wheeler-Bowman that the following resolution be adopted:

BE IT RESOLVED By the City Council of the City of St. Petersburg, Florida, that proposed Ordinance 1141-V entitled:

PROPOSED ORDINANCE NO. 1141-V

AN ORDINANCE APPROVING A VACATION OF DAVENPORT AVENUE NORTHEAST FROM PERSHING STREET NORTHEAST TO THE EASTERN TERMINUS OF DAVENPORT AVENUE NORTHEAST; AND, A VACATION OF PINE STREET NORTHEAST FROM 64TH AVENUE NORTHEAST TO THE SOUTHERN TERMINUS OF PINE STREET NORTHEAST; SETTING FORTH CONDITIONS FOR THE VACATION TO BECOME EFFECTIVE; AND PROVIDING FOR AN EFFECTIVE DATE.

be adopted on second and final reading.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with public hearings, Brejesh Prayman, Engineering Director gave a PowerPoint presentation to Council regarding an appeal of the approval of a Minor Easement Permit to allow reconstruction of an existing driveway which is partially located within the Serpentine Circle S. Right of Way, for the property located at 2166 Blossom Way S. (City Minor Easement No. 22-272-ME) Applicant Douglas Jackson and Appellant Steven Walker gave presentations to Council regarding the appeal of the approval of the Minor Easement Permit. Chair Driscoll asked if there were any person(s) present wishing to be heard, the following person(s) came forward:

1. Roger Benson spoke in support of appealing the approval of the Minor Easement Permit.

Councilmember Hanewicz moved with the second of Councilmember Gerdes that the following resolution be adopted:

2022-315 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ST. PETERSBURG, FLORIDA DENYING THE APPEAL RECEIVED ON APRIL 25, 2022 (“APPEAL”) THEREBY UPHOLDING THE ADMINISTRATIVE APPROVAL OF A MINOR EASEMENT TO ALLOW RECONSTRUCTION OF AN EXISTING DRIVEWAY WHICH IS PARTIALLY LOCATED WITHIN SERPENTINE CIRCLE SOUTH RIGHT-OF-WAY (CITY MINOR EASEMENT

NO. 22-272-ME; 2166 BLOSSOM WAY SOUTH) AND APPROVING THE MINOR EASEMENT; MAKING FINDINGS BASED ON THE EVIDENCE; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. None. Nays. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Absent. Montanari.

In connection with Council Committee reports, Chair Driscoll asked if there were any person(s) present wishing to be heard, there was no response. Councilmember Wheeler-Bowman moved with the second of Councilmember Gerdes that the following resolution be adopted:

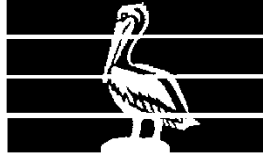
2022-316 A RESOLUTION APPROVING AMENDMENTS TO THE CITY COUNCIL POLICY AND PROCEDURES MANUAL TO MODIFY CHAPTER EIGHTEEN REGARDING QUASI-JUDICIAL PROCEDURES; AND PROVIDING AN EFFECTIVE DATE.

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

In connection with the second Open Forum portion of the agenda, the following person(s) came forward:

1. Orlando Acosta, 1155 53rd Avenue North, expressed his concerns regarding cybersecurity.
2. Tamika Bennett, 5652 Lynn Lake Drive South Apt. B, expressed her concerns regarding the lack of affordable housing and rising rent prices.
3. William S. Kilgore, 2550 28th Avenue North, expressed his support for social housing.
4. Nick Carey, 5320 10th Street North, expressed his support for tenant's right to counsel and social housing.
5. Eliseo Santana expressed his support for guaranteed housing.
6. Getulio Gonzalez expressed his concerns regarding rising rent prices and expressed his support for an office for tenant advocacy.
7. Noel Gonzalez, 1131 54th Avenue North, expressed his concerns regarding homelessness.
8. Lama Alhasan, 501 Starfish Drive Southeast, expressed her concerns regarding the lack of affordable housing.
9. Jay James, 2420 Melrose Avenue South, expressed her concerns regarding rising rent prices and affordable housing and spoke in support of tenant's right to counsel.
10. David DeCorte, 2162 1st Avenue North, expressed his concerns regarding rising rental prices and spoke in support of social housing.
11. Adam Flanery, 680 79th Terrace North, Apt. 307, expressed his concerns regarding high rental prices.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda A June 16, 2022

2022-286

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

2022-287

2022-288

1. Approving an increase in allocation for heating, ventilation and air conditioning (HVAC), Maintenance and Repair Service, City-Wide with Air Mechanical & Service Corp. in the amount of \$750,000, for a total contract amount of \$6,586,900.

2022-289

2. Approving the renewal of a three-year blanket agreement for wastewater odor control services with Premier Magnesia, LLC., a sole source provider, for an estimated annual amount of \$550,000 for a total contract amount of \$2,083,000.

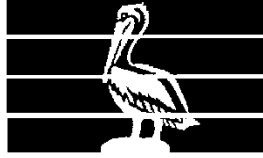
2022-290

3. Approving an increase in allocation for roof repair services with Gulf States Industries, Inc., McMullen Roofing, Inc., Precision Roofing Solutions, Inc., RMS Orlando, Inc., and Tarheel Roofing, Inc., in the amount of \$350,000, for a total contract amount of \$950,000.

4. Approving an increase in allocation with FS Depot, LLC., a sole source vendor, for street sweeper repair and maintenance parts, for the Fleet Management Department, in the amount of \$300,000, for a total agreement amount of \$800,000.

5. Approving the renewal of a blanket purchase agreement with Pinellas County Schools Food and Nutrition Department, for the after-school snack program for the Parks and Recreation Department, at an estimated annual cost of \$239,500, for a total contract amount of \$668,500.

CONSENT



AGENDA

COUNCIL MEETING

CITY OF ST. PETERSBURG

Consent Agenda B June 16, 2022

NOTE: The Consent Agenda contains normal, routine business items that are very likely to be approved by the City Council by a single motion. Council questions on these items were answered prior to the meeting. Each Councilmember may, however, defer any item for added discussion at a later time.

- 2022-291 1. Approving the renewal of an annual blanket purchase agreement with All-Kleen/Clean Sweep Floor Care, L.L.C. for custodial and event support services at Sunken Gardens and the Coliseum, at an estimated annual cost of \$96,000, for a total contract amount of \$439,000.
- 2022-292 2. Accepting a bid from D-Mar General Contracting & Development Inc., for the Environmental Studies Area Restroom Renovation project at the Boyd Hill Nature Preserve, in the amount of \$378,490. (Engineering Project No. 15205-117; Oracle No. 14650)
- 2022-293 3. Accepting a proposal from WSG & Solutions Inc., a sole source supplier, for two replacement grit washers at the Southwest Water Reclamation Facility (SWWRF), for the Water Resources Department, for a total cost of \$261,765.
- 2022-294 4. Accepting a proposal from Eutek Systems Inc., a sole source supplier, for two replacement Grit King grit removal units at the Southwest Water Reclamation Facility (SWWRF), for the Water Resources Department, for a total cost of \$249,000.
- 2022-295 5. Approving the renewal of a one-year blanket purchase agreement with Steven E. O'Neal, PhD P.A., for a total contract amount of \$125,490.
- 2022-296 6. Approving the purchase of uninterrupted power supply repair services from Vertiv Corporations for the Police Department, at a total cost of \$18,865.
- 2022-297 7. A resolution approving a supplemental appropriation in the amount of \$59,600 from the unappropriated balance of the Sunken Gardens Operating Fund (1207) to the Enterprise Facilities Department, Sunken Gardens Operations Division (282-2461) to provide the necessary funding for the installation of Foreverlawn on the North Lawn Area of Sunken Gardens; and providing an effective date.
- 2022-298 8. Authorizing the Mayor, or his designee, to execute a thirty (30) month Short-Term Lease Agreement with the Tennis Foundation of St. Petersburg, Inc., a Florida not-for-

profit corporation, for the use of an area outside of the referendum approved leased premises to accommodate the four (4) Har-Tru tennis courts within City-owned Bartlett Park located at 650 – 18th Avenue South, St. Petersburg for an aggregate rent of \$30.00. Requires affirmative vote of at least six (6) members of City Council.

2022-299

9. Authorizing the Mayor, or his designee, to execute a License Agreement with Lutheran Services Florida, Inc., a Florida non-profit corporation, for the use of the Jordan School site located at 2390 – 9th Avenue South, St. Petersburg, for a period of thirty-six (36) months at an aggregate fee of \$36.00.

2022-300

10. Authorizing the Mayor, or his designee, to execute a License Agreement with Northwest Youth Baseball, Inc., a not-for-profit corporation, for the use of a restroom/concession stand/storage building within a portion of City-owned Northwest Park located at 5801 – 22nd Avenue North, St. Petersburg, for a period of thirty-six (36) months at an aggregate rent of \$36.00; and waiving the reserve for replacement requirement of City Council Resolution No. 79-740A. Requires affirmative vote of at least six (6) members of City Council.

2022-301

11. Authorizing the Mayor, or his designee, to execute a License Agreement with the St. Petersburg Shuffleboard Club, a Florida not-for-profit corporation, for the use of the shuffleboard facilities within the City-owned historic Mirror Lake Recreation Complex located at 559 Mirror Lake Drive North, St. Petersburg, for a period of thirty-six (36) months for an aggregate fee of \$36.00 for the entire term, plus an additional fee of \$700.00 per month for water and electrical usage; and waiving the reserve for replacement requirement of City Council Resolution No. 79-740A. Requires affirmative vote of at least six (6) members of City Council.

2022-302

12. A resolution concerning an agreement with Kurt Spitzer and Associates, Inc., for consulting services related to redistricting of city council districts based on demographic data from the 2020 decennial census that waives certain provisions of the Procurement Code to the extent necessary to allow the Mayor (or his designee) to execute that agreement.

2022-303

13. A resolution concerning the City's Agreement with Sports and Properties, Inc., for Naming Rights Consulting Services related to the City's Municipal Pier District; approving a Third Amendment to that Agreement to extend the term through June 30, 2023, clarify existing provisions, and incorporate provisions required under Florida law, with the cost of that extension not to exceed \$65,000, resulting in a new total contract price not to exceed \$163,000; authorizing execution of that amendment; and providing an effective date.

2022-304

14. A resolution approving a contract between the City of St. Petersburg, Florida ("City") and the Early Learning Coalition of Pinellas County, Inc. ("ELC") that provides for child care services for qualified families for a period commencing July 1, 2022 and ending June 30, 2023; authorizing the Mayor or his designee to execute the Contract or, in the alternative, electronically submit the Contract; finding that if the Contract is submitted electronically, electronic submission shall be equivalent to physical signature

and shall comply with the requirements of the City Charter if the contract is approved by the City Attorney's Office prior to submission; and providing an effective date.

2022-305

15. A resolution authorizing the Mayor or his designee to execute Task Order No. 20-03-WSP/M(S) to the Agreement between the City of St. Petersburg, Florida and WSP USA Inc. ("A/E") for A/E to develop a Master Plan for the Grand Central District generally located between the 1st Avenues from 16th to 31st Streets in the amount of \$177,954.10; approving transfers in the amount of \$149,801 from the unappropriated balance of the South St. Petersburg Redevelopment District Fund (1104), and \$28,154 from the unappropriated balance of the Intown West City Portion Tax Increment District Fund (1102), to the Tax Increment Financing Capital Improvement Fund (3005); approving a supplemental appropriation in the amount of \$177,955 from the increase in the unappropriated balance of the Tax Increment Financing Capital Improvement Fund (3005), resulting from the above transfers, to the Grand Central Improvements Project (19024); and providing an effective date.

2022-306

16. A Resolution confirming the appointment of Kiona Singleton as a Regular Member and Kristin Morico as an Alternative Member to the Development Review Commission; and providing an effective date.

2022-307

17. A Resolution Amending City Council Resolutions No. 2017-541 and no. 2019-558 to increase the Neighborhood Stabilization Program (NSP) maximum loan amount from \$150,000 to \$250,000 and to eliminate the minimum developer contribution requirement; providing that all other provisions of Resolutions No. 2017-541 and No. 2019-558 not amended herein shall remain in full force and effect; authorizing the Mayor or his designee to execute all documents necessary to effectuate this transaction; and providing an effective date.

Received & Filed

18. Committee of the Whole Meeting Minutes (4/7/2022)

2022-308

19. A Resolution approving the plat of Driftwood on Central, located at 2845 and 2855 Central Avenue; setting forth conditions; and providing an effective date. (City File No.: DRC 20-20000017)

Received & Filed

20. Budget, Finance and Taxation Committee Meeting Minutes (5/26/2022)

06/16/2022

There being no further business Chair Driscoll adjourned the meeting at 7:03 p.m.

Gina Driscoll, Chair-Councilmember
Presiding Officer of the City Council

ATTEST: _____
Chan Srinivasa, City Clerk

**COMMUNITY REDEVELOPMENT AGENCY (CRA) HELD AT CITY HALL
THURSDAY, June 16, 2022 AT 3:10 P.M.**

Agency Chair Gina Driscoll called the meeting to order with the following Agency members present: Gina Driscoll, Deborah Figgs-Sanders, Richie Floyd, Brandi Gabbard, Copley Gerdes, Lisset Hanewicz and Lisa Wheeler-Bowman. City Administrator Robert Gerdes, City Attorney Jacqueline Kovilaritch, Agency Assistant City Clerk Cathy Davis and Agency Deputy City Clerk Patricia Beliveau were also in attendance. Absent: Ed Montanari.

Agency Chair Driscoll asked if there were any person(s) present wishing to speak, the following person(s) came forward:

1. Sergio Rojstaczev, 130 4th Avenue North, #214, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
2. Loretta Hampson, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
3. Richard Candelora, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
4. Betty Candelora, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
5. Bill Herrmann, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
6. Paul Koda, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
7. David Vana, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
8. Nancy Tomasetti, 130 4th Avenue North, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
9. Elena Ris, 130 4th Avenue North, #205, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
10. Craig Taraski, 490 1st Avenue South, spoke in support of finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
11. Manny Leto, 3302 N. Ridge Avenue, expressed his concerns regarding finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.

12. Bruce Deskin, 105 4th Avenue Northeast, #602, spoke in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
13. Joe Lacki, 2600 9th Street North, spoke in support of finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.
14. Ryan Sines, 2600 Dr. Martin Luther King Jr. Street North, spoke in support of finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.

The following person(s) were present but did not wish to speak:

1. Jane Koda, 130 4th Avenue North, #605, was in opposition to finding the 18-story building with 36-dwelling units located at the southwest corner of 4th Avenue North and 1st Street North consistent with the Intown Redevelopment Plan.

Agency member Gabbard moved with the second of Agency member Gerdes that the following resolution be adopted:

CRA NO. 2022-10 RESOLUTION OF THE ST. PETERSBURG COMMUNITY REDEVELOPMENT AGENCY (CRA) FINDING THE 50,000 SQUARE FOOT, 18-STORY BUILDING WITH 36 DWELLING UNITS, LOCATED AT THE SOUTHWEST CORNER OF 4TH AVENUE NORTH AND 1ST STREET NORTH CONSISTENT WITH THE INTOWN REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE DATE (CITY FILE IRP 22-2A).

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

Agency member Wheeler-Bowman moved with the second of Agency member Floyd that the following resolution be adopted:

CRA NO. 2022-11 RESOLUTION OF THE ST. PETERSBURG COMMUNITY REDEVELOPMENT AGENCY (CRA) FINDING THE 5-STORY BUILDING WITH 40-DWELLING UNITS, LOCATED AT 610 3rd AVENUE SOUTH, AND 317 AND 325 6TH STREET SOUTH CONSISTENT WITH THE INTOWN REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE DATE (CITY FILE IRP 22-1A).

Roll Call. Ayes. Driscoll. Figgs-Sanders. Floyd. Gabbard. Gerdes. Hanewicz. Wheeler-Bowman. Nays. None. Absent. Montanari.

06/16/2022

There being no further business, the meeting was adjourned at 4:25 p.m.

Gina Driscoll, Agency member/Chair
Presiding Officer of the CRA

ATTEST: _____
Chan Srinivasa, Agency Clerk