

# **Pinellas County**

*315 Court Street, 5th Floor Assembly Room  
Clearwater, Florida 33756*



## **Minutes - Final**

**Tuesday, June 20, 2017**

**2:00 PM**

**BCC Assembly Room**

## **Board of County Commissioners**

*Janet C. Long, Chairman  
Kenneth T. Welch, Vice-Chairman  
Dave Eggers  
Pat Gerard  
Charlie Justice  
John Morrone  
Karen Williams Seel*

**ROLL CALL - 2:01 P.M.**

**Present:** 7 - Chairman Janet C. Long, Vice-Chairman Kenneth T. Welch, Dave Eggers, Pat Gerard, Charlie Justice, John Morroni, and Karen Williams Seel

**Others Present:** Jewel White, Interim County Attorney; Mark S. Woodard, County Administrator; Claretha N. Harris, Chief Deputy Clerk; and Tony Fabrizio and Jenny Masinovsky, Board Reporters, Deputy Clerks

**INVOCATION by Pastor Peyton Johnson with Lakeview Community Church in Tarpon Springs.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Doing Things! Employee Recognition: Clayton Parrott, Emergency Management.

Chairman Long and Mr. Woodard recognized Emergency Management Coordinator Clayton Parrott, relating that he works with law enforcement, municipal partners, and citizens to ensure preparedness for hurricanes and other disasters and also leads the Pinellas County Auxiliary Communication Service, which provides emergency backup radio communications.

Staff played a video highlighting the services Mr. Parrott provides; whereupon, Mr. Parrott thanked the Emergency Management team members for their contributions, and Chairman Long presented him with a plaque recognizing his service and dedication.

2. Pride Month Proclamation:
  - St. Pete Pride
  - Metro Wellness and Community Centers
  - Equality Florida.

Chairman Long called St. Pete Pride Board members Nathan Bruemmer, Jay Aller, and Susan McGrath to the podium, along with LGBT Community Center Services Director James Keane and Equality Florida CEO Nadine Smith, and presented them with a Proclamation recognizing June as Pride Month; whereupon, she wished them success with the upcoming Pride Weekend and related that Visit St. Petersburg/Clearwater will be honored at the *Tampa Bay Business Journal's* Business of Pride Awards.

3. Partner Presentation:  
Florida Department of Health in Pinellas County - Dr. Ulyee Choe, Medical Director.

Dr. Choe conducted a PowerPoint presentation titled *Doing Things! Partner Presentation: Florida Department of Health in Pinellas County*, a copy of which has been made part of the record.

Citing data from the latest Robert Wood Johnson/University of Wisconsin Public Health Institute Rankings and Roadmaps, Dr. Choe provided statistical information pertaining to the state of health in Pinellas County; whereupon, he provided an update on opioid-related deaths and the Zika virus.

Responding to queries by the members, Dr. Choe indicated that:

- He has not seen any major cuts in state funding for youth education programs such as Students Working Against Tobacco, and substantial dollars remain from the state's settlement with large tobacco companies.
- A summary of the health study is included in the agenda packet and on the Health Department website, and the full report can be found on the Robert Wood Johnson Foundation website.
- The measures considered under the Physical Environment category in the study were air pollution, drinking water violations, severe housing problems, driving alone to work, and long commutes while driving alone.
- He is not aware of new data from the Centers for Disease Control and Prevention (CDC) that would support a recommendation against adding fluoride to drinking water. On the contrary, the CDC views fluoridation as one of the top public health achievements in history.

The Commissioners thanked Dr. Choe for his leadership.

#### **CONSENT AGENDA - Items 4 through 15 (Item 12 addressed under Regular Agenda)**

**A motion was made by Vice-Chairman Welch, seconded by Commissioner Gerard, that the Consent Agenda items be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seal

#### CLERK OF THE CIRCUIT COURT AND COMPTROLLER

4. Minutes of the regular meeting held May 23, 2017.
5. Vouchers and bills paid from May 7 through May 27, 2017.

Period: May 7 through May 13, 2017

Payroll - None

Accounts Payable - \$7,778,870.97

Period: May 14 through May 20, 2017

Payroll - \$3,332,600.81

Accounts Payable - \$24,576,385.31

Period: May 21 through May 27, 2017

Payroll - None

Accounts Payable - \$19,251,817.35

Reports received for filing:

6. Dock Fee Report for the month of May 2017.

Miscellaneous items received for filing:

7. City of Oldsmar Ordinances Nos. 2017-16 and 2017-17 adopted May 16, 2017, annexing certain property.
8. City of Tarpon Springs Ordinance No. 2017-15 correcting the legal description in Ordinance No. 2016-11 annexing certain property; and Ordinance No. 2017-16 annexing certain property. Ordinances adopted May 16, 2017.

#### COUNTY ADMINISTRATOR DEPARTMENTS

##### County Administrator

9. Receipt and file report of non-procurement items delegated to the County Administrator for the period ending May 31, 2017.

##### Public Works

10. Ranking of firms and agreements with 10 firms for requirements of continuing traffic engineering consultant services for Advanced Traffic Management and Intelligent Transportation Systems.

Contract 167-0005-CN approved with the following firms:

HNTB Corporation

VIBEngineering, Inc.

Gannett Fleming, Inc.

WSP USA, Inc.

Kapsch TrafficCom Transportation, NA. Inc.

Cardno, Inc.

Albeck Gerken, Inc.

Metric Engineering, Inc.  
Vanasse Hangen Brustlin, Inc.  
TransCore ITS, LLC

Agreements are for a period of five years, effective upon execution; upset limit is \$2,500,000.00 for each firm for a total of \$25,000,000.00. County Administrator has delegated authority to increase the upset limits of contract purchase orders pertaining to the contract, provided the negotiated rates remain the same. Chairman authorized to sign and the Clerk to attest.

11. Ranking of firms and agreements with 10 firms for requirements of continuing construction engineering and inspection consultant services.

Contract 167-0010-CN approved with the following firms:

AECOM Technical Services, Inc.  
HDR Construction Control Corporation  
KCI Technologies, Inc.  
KCCS, Inc.  
RS&H, Inc.  
Metzger Willard, Inc. (tie)  
Parsons Transportation Group, Inc. (tie)  
H2R Corp  
H.W. Lochner, Inc.  
Cardno, Inc.

Agreements are for a period of five years, effective upon execution; upset limit is \$6,000,000.00 for each firm for a total of \$60,000,000.00. County Administrator has delegated authority to increase the upset limits of contract purchase orders pertaining to the contract, provided the negotiated rates remain the same. Chairman authorized to sign and the Clerk to attest.

### Real Estate Management

13. Declare surplus and authorize the sale or donation of miscellaneous County-owned equipment and vehicles.

Authorization granted for the donation of 35 computers to Vincent House. Excluding interested governmental or not-for-profit agencies, remaining assets to be liquidated through public auction conducted by Tampa Machinery Auction, Manheim, and GovDeals.com under provisions of the existing approved contracts. Distribution of proceeds approved as recommended in the Staff Report.

### Utilities

14. Award of bid to Interconn Resources, LLC for requirements of natural gas supply and management - a Tampa Bay Area Purchasing Cooperative contract.

Bid No. 167-0264-B awarded in an annual amount of \$1,129,423.54 on the basis of being the lowest responsive, responsible bid received meeting specifications. Total estimated 60-month expenditure not to exceed \$5,647,117.70; County estimated expenditure not to exceed \$4,894,832.95.

15. Award of bid to five vendors for requirements of new pumps, pump parts, and pump repair services for County water and wastewater system operations.

Bid No. 167-0325-B in an annual amount of \$1,400,000.00 (total amount, \$7,000,000.00) awarded to the following firms on the basis of being the lowest responsive, responsible bids received meeting specifications:

- John Mader Enterprises, Inc. for Goulds, Flowserve and ABS Pumps
- Kaman Industrial Technologies for Wilo and Baldor Pumps
- Regional Engineering & Service, Inc. for Weir, Floway and Wemco Pumps
- Tampa Armature Works, Inc. D/B/A TAW Tampa Service Center for Peerless/Grundos, Fairbanks Morse, Foster Wheeler, American Marsh and Mody Pumps
- Xylem Water Solutions, USA for Flygt Pumps.

Contract is for a term of 60 months and provides for one price adjustment at 36 months as set forth in the Staff Report.

## REGULAR AGENDA

### ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

#### Public Works

12. Award of bid to Lane Construction Corporation for the Road Shoulder and Resurfacing Project on Keystone Road from East Lake Road to the Pinellas/Hillsborough County Line.

Bid No. 167-0213-CP (PID No. 001769A) in the amount of \$2,094,157.76 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is to be completed within 365 consecutive calendar days. Chairman authorized to sign the agreement and the Clerk to attest.

At Commissioner Eggers' request, Traffic Engineering Manager Ken Jacobs gave an overview of the project and trail work in the area. Referring to a map and plans, he related that the project consists of resurfacing Keystone Road from east of East Lake Road to the Hillsborough County line and adding shoulders and "safety edging" along the roadway; and that the County is funding the resurfacing and a Florida Department of Transportation grant is providing for the safety improvements.

Responding to queries by Commissioner Eggers, Mr. Jacobs related that the trail along Keystone Road is nearly completed; that it is approximately 7.2 miles long and runs from East Lake Road almost to the Hillsborough County line and then north through Brooker Creek Preserve to Pasco County; and that road closures during the resurfacing project should be minimal.

**A motion was made by Commissioner Eggers, seconded by Vice-Chairman Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

## COUNTY ADMINISTRATOR

### 16. County Administrator miscellaneous:

- Advertisement of a Public Hearing on 7/18/17 related to the Tax Equity and Fiscal Responsibility Act on behalf of Admiral Farragut Academy, Inc. as recommended by the Educational Facilities Authority.

#### TEFRA Public Hearing

Mr. Woodard advised the Board of a Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing to be held July 18, 2017 on behalf of Admiral Farragut Academy, relating that the Pinellas County Educational Facilities Authority has recommended the action and given its preliminary approval. He explained that the proceeds will be used by the school to finance a 26,000-square-foot multipurpose student center with an auditorium and renovate space for additional student housing on the main campus at 501 Park Street North, St. Petersburg.

#### Sunshine Skyway Bridge Closure

Mr. Woodard related that the Armed Forces Families Foundation has submitted a permit application to the Florida Department of Transportation (FDOT) and Florida Highway Patrol to close the Sunshine Skyway Bridge on March 4, 2018 from 5:00 A.M. to noon to facilitate a fundraising 10-kilometer run; and that FDOT is seeking letters of no objection from Pinellas, Hillsborough, and Manatee Counties.

Responding to queries by the members, Mr. Woodard indicated that the date is a Sunday; that the bridge has never been closed for such an event; that it would be closed in both directions except for an emergency lane; that advance notice to the public would be communicated by FDOT in coordination with the affected counties; and that he does not know what the typical traffic count is on a Sunday morning.

Chairman Long expressed concern that patients and employees of St. Petersburg's Johns Hopkins All Children's and Bayfront Hospitals who live south of the bridge would have their access blocked; whereupon, Mr. Woodard indicated that emergency transport over the bridge would be possible, but regular commuters would have to take an alternate route.

Commissioners Eggers and Morrone proposed that the County postpone a response in order to talk to entities that would be affected by the closure; whereupon, Mr. Woodard related that the Board is not being asked to take formal action; that the matter was brought to the Commissioners as an advisement and to seek their input; and that while their concerns can be conveyed to FDOT, that agency and the Florida Highway Patrol have the final permitting say.

Responding to query by Chairman Long, Mr. Woodard related his understanding that all proceeds from the event would benefit military families in the Tampa Bay area; whereupon, Chairman Long indicated that she supports the military and their families, but wants to see the Board's concerns addressed during the permitting process.

## COUNTY ATTORNEY

### 17. County Attorney miscellaneous:

Attorney White introduced County Attorney's Office summer intern Rinaldi White, relating that he is a student at Stetson University College of Law; and that the school has been a great partner to the County. Chairman Long welcomed Mr. White, who noted that he started in his new role last week.

## COUNTY ADMINISTRATOR REPORTS

### 18. County Administrator reports:

- Doing Things! TV - Mosquito Control
- Medical Marijuana Update.

#### Doing Things! TV - Mosquito Control

At Mr. Woodard's request, staff played the County's latest *Doing Things!* YouTube video titled *Mosquito Control*, which highlights the County's focus on eliminating mosquitos before they reach adulthood, the "SkeeDar" online resource tool for citizens, the partnership with the Department of Health, and contingencies if an outbreak were to occur.

Mr. Woodard provided input, and responding to query by Chairman Long, Mosquito Control Coordinator Brian Lawton indicated that citizens can call the County and request the deployment of larva-eating *Gambusia* fish in ornamental ponds or abandoned pools, at no charge; whereupon, Chairman Long requested that the Marketing and Communications Department disseminate information about the fish.

#### Medical Marijuana Update

Planning Director Renea Vincent conducted a PowerPoint presentation titled *Doing Things! Pinellas County Planning Department* and referred to a map and population

chart, which have been made a part of the record. She related that the Legislature passed a medical marijuana bill in its recent special session that preempts an ordinance the County was developing; and that staff is seeking direction as to how to proceed within the new parameters.

Ms. Vincent reviewed the Board's discussion regarding the proposed ordinance at the May 23 meeting, relating that the Commissioners directed staff to bring back a revision that limits the number of facilities in the unincorporated county, adds separation requirements, and removes two restrictions. She indicated that Senate Bill 8A (SB 8A) invalidates that policy direction, as it preempts cultivation, manufacturing, and delivery to the state and leaves local governments with two options for regulating dispensing: (1) banning dispensaries outright, or (2) treating them the same as pharmacies.

Discussion ensued, and Ms. Vincent, Senior Assistant County Attorney David Sadowsky, and Mr. Woodard provided information and responded to queries and comments by the members as follows:

- The Board's options are:
  - Take no action, as advised by Mr. Woodard, which would allow a moratorium on medical marijuana dispensaries and treatment centers to expire on July 27, 2017, and allow them to be established via market forces under the same guidelines as pharmacies.
  - Ban dispensaries outright in the unincorporated areas.
  - Create "specific uses" of dispensaries and pharmacies and add those to the zoning districts desired.

If choosing either of the latter two options, the proposed ordinance would be modified for a Public Hearing (first reading) at the July 18, 2017 Board meeting.

- Using the current zoning for pharmacies, medical marijuana dispensaries would be allowed in:
  - C-1, Neighborhood Commercial
  - C-2, General Retail Commercial
  - CP, Commercial Parkway
  - IPD, Industrial Planned Development (Accessory Use, 25 Percent)
  - M-1, Light Manufacturing and Industry (Accessory Use, 25 Percent)
  - M-2, Heavy Manufacturing and Industry (Accessory Use, 25 Percent)
  - East Sub-District of Old Palm Harbor Downtown District
- The County cannot regulate dispensaries' hours of operation without applying the same rules to pharmacies, but state law will bar dispensaries from operating between 9:00 P.M. and 7:00 A.M., whether pharmacies are open or not.

- The County's intent to establish a 500-foot separation requirement from daycare centers is preempted by state law; however, the legislation creates a 500-foot buffer from schools.
- SB 8A requires the Department of Health to issue 10 more licenses for Medical Marijuana Treatment Centers (MMTCs), bringing the total to 17, and each may operate up to 25 dispensing facilities, for a potential statewide total of 425. The legislation divides the state into five regions and places the county in the 16-county Central Region, which is limited by a population formula to 136 dispensaries.
- Based on population, the county, including municipalities, would be limited to approximately 20 dispensaries.
- There is no limit to the number of manufacturing facilities each MMTC can have, although market forces may dictate some restraint, and there are no restrictions on where they can be placed.
- The Department of Health is developing additional regulations, but they will not involve zoning.
- The state can grant additional MMTCs when the number of patients reaches designated thresholds.

Responding to Commissioner Welch's concern that an MMTC could place a manufacturing facility in a neighborhood, Attorney White confirmed that the County has no authority to regulate them; whereupon, Commissioner Eggers speculated that larger and less expensive facilities such as warehouses away from neighborhoods will be needed for manufacturing, and Commissioner Welch responded that there are a lot of warehouses in the county.

Commissioner Seel stated her preference that the Board take action to create the "special uses" for dispensaries and pharmacies and amend the zoning; whereupon, Attorney Sadowsky relayed staff's concern that doing so could make some pharmacies non-conforming, and the other Commissioners indicated support for taking no action in light of the preemption.

Noting that the item was a late addition to the agenda because of the timing of the Legislature passing the law, Commissioner Eggers advocated for bringing the matter back for discussion at the July 18 meeting in order to educate citizens about the developments and such ancillary issues as protections for employers. Attorney White advised that there is no reason to bring the item back for discussion unless the Commissioners desire another report, and Mr. Woodard concurred, noting that the Marketing and Communications Department can distribute an analysis of SB 8A prepared by the Florida Association of Counties.

## CITIZENS TO BE HEARD

## 19. Public comment.

Mike Harting, St. Petersburg, re tangible personal property tax  
David Ballard Geddis, Jr., Palm Harbor, re lack of political efficiency is the sufficiency of Article 7  
Greg Pound, Largo, re Pinellas families  
Lenore Faulkner, Madeira Beach, re education excellence

Mr. Harting related that he owns, with 11 investors, and operates Three Daughters Brewing, a microbrewery located in St. Petersburg, and discussed the burden that the tangible personal property (TPP) tax is placing on his business.

Discussion ensued, and Mr. Harting responded to queries by the members; whereupon, Mr. Woodard cited a program that could possibly provide tax relief, referring him to Economic Development Director Mike Meidel, and Chairman Long suggested that the Board include TPP tax reform in its legislative package for next year.

## COUNTY COMMISSION

## 20. Appointments and one reappointment to the Pinellas County Economic Development Council (Board of County Commissioners).

Charles Cornstock, Donald Russell, and Terri Shapiro appointed, and Kyle Parks reappointed, for two-year terms.

**A motion was made by Vice-Chairman Welch, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morrone, and Commissioner Seel

## 21. Appointments, ratification of appointment, and reappointments to the WorkNet Pinellas d/b/a CareerSource Pinellas Board of Directors (Board of County Commissioners).

Debbie Passerini and Samuel Kolapo appointed, and the following individuals reappointed, to two-year terms expiring on June 30, 2019: Robert Arnold, Sondra Cranford, David Fries, Jack Geller, Aundre Green, John Howell, Carolyn King, Debra Jonson, Karla Leavelle, Mike Meidel, William Price, and Paul Toomey. Appointment of Carolyn King ratified for a term from June 30, 2016 to June 30, 2017.

**A motion was made by Vice-Chairman Welch, seconded by Commissioner Morrone, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morrone, and Commissioner Seel

**22. County Commission Board Reports.**Commissioner Morroni

- Forward Pinellas: Approved the five-year Transportation Improvement Program and various priority lists, incorporating several projects, as noted, and unveiled a new Truth in Annexation worksheet on its website that helps property owners estimate the cost of annexing into a municipality. The Florida Department of Transportation's Pinellas Working Group on the Tampa Bay Next project will meet on July 13.
- Human Rights Board: The County's Wage Theft Ordinance is working well, and more than \$70,000 has been collected since its implementation in November 2015. The City of St. Petersburg has suspended its separate Wage Theft Ordinance and wishes to explore a possible countywide ordinance, which will be discussed at the next Human Rights Board meeting.

Commissioner Eggers

- Palm Harbor Community Services Agency: Will meet tomorrow night and discuss proposed bylaw changes involving term limits and the staggering of terms, and the redirecting of BP Oil Settlement funds allocated for a parking lot to library expansion. The final proposals will be brought to the Board in July.
- School Transportation Safety Committee: Met for the first time in six months and decided to stay intact. Discussed the illegal passing of school buses, associated fines and penalties, and the need for more education and possibly installing cameras on school bus stop signs.
- Tampa Bay Water: Approved next year's budget with no wholesale rate increase to Pinellas County.
- MyVa Community Engagement Board: Commissioner Eggers distributed copies of the *Veteran and Military Resource Guide* produced by the Marketing and Communications Department in conjunction with St. Petersburg College and Stetson University College of Law with funding from Pinellas County Veterans Services.

Responding to requests by Chairman Long and Commissioner Morroni, Commissioner Eggers indicated that copies of the guide will go to all County veteran services groups, as well as Michael Raposa of the South Pinellas Society of St. Vincent de Paul and homeless persons advocate Barbara Green.

Commissioner Welch

- Business Technology Services: Jeff Rohrs continues to do well in his role as Interim Chief Information Officer. Management continues to work with the County Administrator's Office on the proposed realignment of certain applications.

- CareerSource Pinellas: The full Board meets tomorrow and will review and approve the updated Interlocal Agreement that includes the revised Audit Committee membership and procedures and other changes. Commissioner Welch thanked Attorney White for her hard work on the updates.

#### Commissioner Justice

- Gulf Consortium: Will meet June 28 in West Palm Beach, and Commissioner Justice will be in attendance.
- Wastewater/Stormwater Task Force: Will meet Thursday and receive updates from its Technical Working Group.

#### Commissioner Seel

- Homeless Leadership Board: The Executive Committee had a lengthy meeting yesterday and discussed redesigning and expanding its homelessness options. Commissioner Seel commended the Committee volunteers, noting they have 20 hours of meetings scheduled this week.
- 2-1-1 Tampa Bay Cares: Will no longer be overseeing the Homeless Management Information System, and a Housing and Urban Development consultant has been brought on to help facilitate the transition.
- Juvenile Welfare Board: Has been working on a diabetes prevention collaborative with Lakewood High School and produced a zombie-themed Public Service Announcement focusing on healthy eating. Is involved with other groups and Public Defender Bob Dillinger in a childhood hunger initiative that is providing 199 summer lunch spots, with plans to expand into libraries, mobile sites, and faith-based places. The Board is working with the Pinellas County Community Foundation to collect and redistribute money to end childhood hunger in the county.
- Tampa Bay Area Regional Transportation Authority: Met recently, and Commissioner Seel will send the Commissioners a summation of new legislation and appointments that are necessary.

#### Commissioner Gerard

- Value Adjustment Board: Has rescheduled its next meeting for July 19, which will begin the new cycle. Solicitation responses for the Board Attorney position are due Thursday.

#### Chairman Long

- County Attorney Oversight Committee: Appointed Attorney White as the Interim County Attorney. The committee will select two or three finalists from among the five

remaining candidates for the permanent position, and interviews will take place on July 11 and 18, with a final hiring meeting tentatively set for later in the month.

- Pinellas County Economic Development Council: Will meet July 13 and discuss the Penny for Pinellas referendum and receive a legislative update.
- Pinellas Suncoast Transit Authority Board: The Legislative Committee met last week. The Board will postpone voting on a Board appointment at its next meeting because three members will be at a Florida Association of Counties conference. The Legislature approved funding for the Central Avenue Bus Rapid Transit project and planning and design work for a dedicated bus lane between downtown Clearwater and Clearwater Beach.
- Tourist Development Council: The Elite Event Funding Subcommittee met last week to evaluate the 22 applications and selected 12 for further consideration. The full Council will meet tomorrow to decide whether staff should be directed to negotiate funding amounts with the applicants and bring back recommendations. The new application process is more stringent.

**23. County Commission miscellaneous**  
- Purchasing Card Program Guidelines.

Referring to an email that Chairman Long sent to the Commissioners on May 18, 2017, Mr. Woodard related that an audit by the Clerk's Office of the Inspector General identified irregularities in the use of purchasing cards (P-Cards) within the County Commissioners' Office; whereupon, he presented the following options for ensuring future compliance:

- Strike a provision in the Purchasing Card Program Guidelines that makes the Board's P-Card policy more restrictive than the rest of the County's.
- Make no changes to the guidelines, but conform to the existing policy to avoid the potential of a future audit finding.

Chairman Long proposed that the Board direct staff to eliminate a paragraph that prohibits Commissioners from using P-Cards to purchase business-related items such as office supplies, indicating that it was added because of an egregious misuse that occurred before the Commission's current composition.

Discussion ensued, and the Commissioners reached a general consensus that the guidelines should be revised to be consistent with those governing the rest of the County. Mr. Woodard indicated that staff would make the necessary changes and circulate the revision to the Commissioners.

Chairman Long

- Requested a change to the travel policy denying reimbursement to Commissioners and their staff for valet parking, noting that it is otherwise allowed by the Finance Division; and that there could be liability issues when a staff member has to park far from a building, sometimes in a dimly-lit location, and transport luggage and files.

Responding to query by Commissioner Welch, Mr. Woodard indicated that the policy only states a preference that self-parking be used when available; whereupon, Chairman Long stated that she has been denied reimbursement for valet parking whenever she has submitted for it. Mr. Woodard stated that the restriction is part of a travel policy that was promulgated by the Clerk of the Circuit Court; whereupon, Ms. Harris clarified that the Clerk's Office collaborated with the Appointing Authorities on the existing travel policy, and if the Board wishes to modify it, the Clerk's Office can work with Mr. Woodard on a revision for future consideration.

Commissioner Welch requested that staff also consider reimbursement for hotel Wi-Fi fees, noting that submissions have been questioned in the past and Internet access is necessary for work, and Mr. Woodard indicated that his office will work with the Clerk and potentially other Appointing Authorities to review and possibly update the travel policy.

Commissioner Morroni

- Conveyed a request from tow truck operators for motorists to be careful around working tow trucks on the roadways, relating that there have been several tow truck workers killed in the area. Drivers should obey Florida's Move Over Law and vacate the lane closest to a stationary emergency vehicle.

Commissioner Eggers

- Thanked Executive Director Margo Adams and Board Chairman Cheko Carter for a tour of the High Point Neighborhood Family Center.
- He is looking forward to touring the Community Health Center in Tarpon Springs.
- Habitat for Humanity will hand home keys to five new owners at Shady Grove in Dunedin on Saturday.
- Apologized to the Board and Constitutional Officers for not being able to hear well on his phone connection to the County Attorney Oversight Committee meeting and repeating comments that had already been made.

Commissioner Seel

- Discussed a Tampa entrepreneur's app called PikMyKid that streamlines a school's

student dismissal process and is being piloted in Hillsborough County, noting that it is scheduled for debut in Pinellas County in 2019.

#### Commissioner Welch

- Congratulated Pinellas County native Dr. Tonjua Williams on her promotion to President of St. Petersburg College.
- Related that a former County program called STARS-STRIVE that provided job training for ex-offenders has been restarted with support from the City of St. Petersburg, and seven agencies from around the county are participating.

#### Commissioner Gerard

- Suggested that Commission Board Reports and Miscellaneous be combined into one agenda item in the future, and Chairman Long indicated that the change will be made for the next meeting.

The Commissioners wished everyone a happy and safe Fourth of July, and Chairman Long and Commissioner Welch urged citizens to obey the fireworks laws and be considerate of their neighbors.

**Meeting Recessed: 4:16 P.M.**

**Meeting Reconvened: 6:03 P.M.**

### **PUBLIC HEARINGS**

**All public hearing items have been properly advertised. Affidavits of Publication have been received and are on file in the Board Records Department.**

### BOARD OF COUNTY COMMISSIONERS

**24. Q Z/LU-08-05-17 (Heather Haven III, Inc.)**

A request for zoning change from A-E, Agricultural Estate Residential to IL-CO, Institutional Limited-Conditional Overlay, and a land use change from Residential Suburban to Institutional with a Conditional Overlay limiting the use of the property to an assisted living facility, and a variance to allow for the expansion of the existing assisted living facility to within a minimum distance of 635 feet from another assisted living facility, where 1,000 feet of separation is required on approximately 1.75 acres located at 10476 131st Street North in the unincorporated area of Seminole.

Resolution No. 17-34 adopted approving the zoning change and variance subject to the conditions set forth in the Staff Report, and Ordinance No. 17-16 adopted changing the land use designation. The Local Planning Agency (LPA) recommended approval of the request. No correspondence has been received.

In response to the Chairman's call for persons wishing to be heard, Todd Pressman, Palm Harbor, appeared and indicated that he represents the applicant. He provided a brief overview of the proposal, noting that it is supported by County staff; and that no objections from the public have been received; whereupon, responding to query by Commissioner Welch, Mr. Woodard confirmed that the LPA recommendation included the variance.

**A motion was made by Commissioner Gerard, seconded by Commissioner Seel, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

**25. Q Z/LU-09-05-17 (Synchronous Media Group, Inc.)**

A request for a zoning change from RPD-7.5, Residential Planned Development, 7.5 units per acre to CP-1-CO, Commercial Parkway 1-Conditional Overlay, and a land use change from Residential Urban to Residential/Office/Retail with the Conditional Overlay limiting the use of the north 100 feet of the property to buffers, wetland protection and/or drainage retention and the remaining portion of the property to vehicle inventory parking for standard vehicles and related accessory uses on approximately 4.05 acres located at 2625 County Road 95 in Palm Harbor.

Resolution No. 17-35 adopted denying the application. The Local Planning Agency (LPA) recommended approval of the application. One letter of concern has been received, and one document in opposition was submitted at the LPA public hearing.

Zoning Manager Glenn Bailey provided background information, relating that the applicant proposes to use the subject property as a parking lot for excess car inventory associated with the Courtesy Palm Harbor Honda dealership located on the west side of U.S. Highway 19; whereupon, referring to maps and aerial photographs, he described surrounding land uses. He related that the property lies within a closed drainage basin and will have drainage issues regardless of how it is developed, which will be addressed during site plan review; and that staff supports the LPA's recommendation to add the eastern 65 feet of the property to the area restricted to buffers, wetland protection, and/or drainage retention.

Mr. Bailey related that the Board of Adjustment had approved a special exception for an Assisted Living Facility on the site in 2015, but it was never constructed; that the current request is consistent with the Pinellas County Comprehensive Plan; and that use of the buffer areas could not be changed in the future without a County Commission hearing. Responding to queries by the members, he provided information regarding Conditional Overlays and indicated that the concerns of the LPA members, who voted 4 to 3 to approve the application, were raised by the neighbor to the east.

In response to the Chairman's call for the applicant, Scott I. Steady, Esquire, Burr & Forman LLP, indicated that he represents the property owner and the automobile dealership; that the dealership needs additional space for the sole purpose of storing overflow passenger vehicle inventory in order to be competitive and successful; that the

proposed low intensity use would be consistent with the general area and provide a good transition between the U.S. Highway 19 commercial node and the residential neighborhood; and that the lot would be secured, lit by LED lighting that would not spill over onto neighboring properties, and most likely asphalted. He referred to a Conceptual Site Plan, which has been made a part of the record, and indicated that the applicant recognizes the flooding concerns, which would be addressed through significant site planning; and that the northern buffer would most likely exceed the 100 feet mandated by the Conditional Overlay; whereupon, he asked that the Board consider decreasing the eastern buffer to 50 feet.

Responding to queries by the members, Mr. Steady indicated that the applicant would comply with County requirements to address the flooding issues; and that the parking lot would store 210 vehicles, which would be shuttled across U.S. Highway 19 as needed.

In response to the Chairman's call for objectors to the application, the following persons stated their concerns regarding flooding and drainage, setting a precedent for commercial encroachment into a residential neighborhood, and negative physical characteristics of the proposed lot:

Peter C. Krauser, Palm Harbor

Richard Gehring, Dunedin (submitted document)

John C. Landon, Palm Harbor (submitted document)

In response to queries by the members, Mr. Landon defined *closed basin*, provided information regarding the stormwater pump station located near the subject parcel, and expressed his concerns regarding flooding and the costs associated with maintaining the pump. Mr. Krauser pointed out the location of his property on the map, indicating that it is located adjacent to the east of the subject property; that the proposed commercial use is incompatible with the surrounding area; and that his expectation for future development of the subject property would involve residential or institutional uses, such as an Assisted Living Facility.

No one appeared in response to the Chairman's call for proponents of the application.

In response to the concerns of the objectors, Mr. Steady indicated that fencing of the proposed lot will improve the appearance of the property; and that water would be maintained on the property and the flooding problem would not be made any worse. He pointed out that the proposal was approved by County staff professionals and the LPA; whereupon, he expressed uncertainty related to the applicant's participation in pump maintenance funding.

Responding to comments and queries by the members, Mr. Bailey indicated that the proposed land use is the most appropriate for the request; that any potential change in land use designation would require an application and a review process by staff, the LPA, and the Board; that setting a precedent along U.S. Highway 19 is not a concern because the Conditional Overlay provides development limitations; and that the applicant could not find another property in the vicinity to meet the objective.

During discussion, Commissioner Seel related that she views the proposal as an encroachment into the residential area; that shuttling vehicles across U.S. Highway 19 has the potential of creating a dangerous situation; and that a paved parking lot could worsen the flooding problem, and Commissioners Welch and Gerard agreed; whereupon, Commissioner Morroni opined that placing a large slab of cement next to a sink hole may be unsafe.

**A motion was made by Commissioner Seel, seconded by Vice-Chairman Welch, that the item be denied. The motion carried by the following vote:**

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

**Nay:** 1 - Commissioner Justice

- 26.** Resolution approving amendments to the Lealman Community Redevelopment Area Plan adding Appendix C: Strategic Action Plan and Spending Budget, updating tax increment revenue projections, and updating the Table of Contents.

Resolution No. 17-36 adopted. No correspondence has been received. No citizens appeared to be heard.

Mr. Woodard indicated that the Board, in its capacity as the Pinellas County Community Redevelopment Agency (CRA), reviewed the item during the June 6, 2017 Board of County Commissioners meeting.

Later in the meeting, Commissioner Welch expressed a concern regarding the low percentage of funds allocated for workforce development and noted the importance of empowering the residents in poverty areas through job training programs; whereupon, CRA Advisory Committee Chair Steve Cleveland confirmed that in the CRA's first year, the allocated amount was approximately ten percent; and that the matter is being reviewed, including training in schools and the re-entry program, and Commissioner Welch thanked him for his service to the community.

**A motion was made by Commissioner Gerard, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

- 27.** Resolution approving the Fiscal Year 2017-2018 Annual Action Plan and authorizing actions related to the administration and operation of the Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant Programs.

Resolution No. 17-37 adopted approving the Plan and authorizing its submittal to the U.S. Department of Housing and Urban Development. No correspondence has been received. No citizens appeared to be heard.

Mr. Woodard provided a brief overview of the item and related that the County receives approximately \$4.8 million per year as a result of the federal grants.

**A motion was made by Commissioner Morroni, seconded by Vice-Chairman Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

- 28. Ordinance amending the Ten Year Water Supply Facilities Plan (Appendix A) of the Potable Water Supply, Wastewater, and Reuse Element of the Comprehensive Plan (final hearing).

Ordinance No. 17-17 adopted in accordance with Section 163.3177(6)(c), Florida Statutes. No correspondence has been received. No citizens appeared to be heard.

**A motion was made by Commissioner Gerard, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

**ADJOURNMENT - 6:52 P.M.**

\_\_\_\_\_  
Chairman

ATTEST: KEN BURKE, CLERK

By \_\_\_\_\_  
Deputy Clerk