

Pinellas County

*315 Court Street
Clearwater, Florida 33756*



Minutes - Final

Tuesday, October 8, 2019

9:30 A.M.

BCC Assembly Room

Board of County Commissioners

Karen Williams Seel, Chair

Pat Gerard, Vice-Chair

Dave Eggers

Charlie Justice

Janet C. Long

Kathleen Peters

Kenneth T. Welch

ROLL CALL- 9:30 A.M.

Present: 7 - Chair Karen Williams Seel, Vice-Chair Pat Gerard, Dave Eggers, Charlie Justice, Janet C. Long, Kathleen Peters, and Kenneth T. Welch

Others Present: Barry A. Burton, County Administrator; Jewel White, County Attorney; Jeanette L. Phillips, Chief Deputy Clerk; and Teresa Adkins, Board Reporter, Deputy Clerk

INVOCATION by Reverend Andy Oliver, Allendale United Methodist Church, St. Petersburg.**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Achievement of Excellence in Procurement Award:
Joe Lauro, Director, Department of Administrative Services

Chair Seel welcomed Mr. Lauro and Purchasing Department staff to the podium; whereupon, she presented Mr. Lauro with the Annual Achievement of Excellence in Procurement Award from the National Procurement Institute, and the members of the team introduced themselves.

2. National Community Planning Month Proclamation:
Planning Department
 - Allie Keen, Long Range Planning
 - Maggie Miles, Community Development
 - Chris Young, Zoning
 - Caitlin Murphy, Health in All Policies
 - Tom Scofield, Historic Preservation

Chair Seel invited Planning Director Renea Vincent and her staff to the podium, and the team members introduced themselves; whereupon, she read a proclamation recognizing October 2019 as National Community Planning Month and thanked the County's planning team for their contributions. Ms. Vincent recognized the talented staff of the Countywide Planning Authority and their municipal partners.

3. Doing Things! Employee Recognition Award:
 - DJ McDuffy, Sign Shop Supervisor, Public Works

Chair Seel presented Mr. McDuffy with the award and introduced a video highlighting the services he provides; whereupon, she and Mr. Burton thanked him for his contributions to the County.

4. Partner Presentation:
- Pat DePlasco, Director, Keep Pinellas Beautiful

Referring to a PowerPoint presentation, Ms. DePlasco presented information on the focus areas of Keep Pinellas Beautiful. She described various activities and clean-up efforts that occur throughout the year, indicating that volunteers have saved taxpayers money by completing community improvement initiatives, and noted recent awards that the organization has received.

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.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority

5. Case No. CW 19-14 - City of Largo
Countywide Plan Map amendment from Residential Very Low to Residential Low Medium, regarding 7.2 acres more or less, located at 1756 South Dr. Martin Luther King Jr. Avenue, Largo.

Ordinance No. 19-22 adopted approving Case No. CW 19-14. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

A motion was made by Commissioner Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

6. Case No. CW 19-15 - City of Safety Harbor
Countywide Plan Map amendment from Residential Low Medium to Public/Semi-Public, regarding 1.74 acres more or less, located approximately 250 feet northeast of Railroad Avenue and Booth Street, Safety Harbor.

Case No. CW19-15 deferred to the November 12 meeting, pending a recommendation by Forward Pinellas, in its role as the Pinellas Planning Council. No correspondence has been received. No citizens appeared to be heard.

A motion was made by Commissioner Welch, seconded by Commissioner Long, that the item be deferred to the November 12 meeting. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

7. Case No. CW 19-16 - City of Tarpon Springs
Countywide Plan Map amendment from Office to Residential Medium, regarding 0.33 acre more or less, located at 721 South Disston Avenue, Tarpon Springs.
- Ordinance No. 19-23 adopted approving Case No. CW 19-16. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.
- A motion was made by Vice-Chair Gerard, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**
- Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch
8. Case No. CW 19-17 - City of Safety Harbor
Countywide Plan Map amendment from Residential Low Medium to Recreation/Open Space, regarding 0.5 acre more or less, located at 1538 Dr. Martin Luther King Jr. Street North, Safety Harbor.
- Ordinance No. 19-24 adopted approving Case No. CW 19-17. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.
- A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:**
- Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch
9. Case No. CW 19-18 - City of Safety Harbor
Countywide Plan Map amendment from Activity Center to Activity Center, regarding 0.62 acre more or less, located north of Main Street and east of 2nd Avenue North, Safety Harbor.
- Ordinance No. 19-25 adopted approving Case No. CW 19-18. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.
- A motion was made by Commissioner Long, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:**
- Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch
10. Ordinance amending the Countywide Rules and Countywide Plan Strategies (first public hearing).
- First public hearing held. No correspondence has been received. No citizens appeared to be heard. Second public hearing to be held on October 22, 2019.

Forward Pinellas Executive Director Whit Blanton provided background information regarding the Forward Pinellas organization, indicating that it was formed by the merger of the Pinellas Planning Council and the Metropolitan Planning Organization for the purpose of linking land use and transportation; and that the proposed amendments provide a strategy to support that vision; whereupon, he introduced Forward Pinellas Principal Planner Linda Fisher.

Referring to a PowerPoint presentation titled *Countywide Plan Update*, Ms. Fisher provided background information pertaining to the current Countywide Plan. She highlighted the proposed changes and how they respond to changing conditions to meet local needs through activity centers, multimodal corridors, and transit-oriented development, and related that projects meeting certain planning requirements could be eligible for priority state or federal transportation funding.

Responding to queries by Commissioner Long, Ms. Fisher related that the framework of the proposed plan is intended to last at least until the year 2045; and that the buildings pictured in the presentation are representative of the various proposed densities; whereupon, Commissioner Welch pointed out the *Urban Landings* property as an example of affordable housing being developed in Pinellas County.

In response to queries by the members, Ms. Fisher indicated that tourism projections were not included in the numbers presented today; and that hotel development is being encouraged in activity centers so tourists can have access to transit. She noted that the Countywide Plan Map is used to set strict locational criteria for the centers and corridors; that the Planned Redevelopment District category is not subject to those requirements; and that local governments are being encouraged to consider using it for transitional areas.

Commissioner Eggers commended the work of Forward Pinellas and opined that the Countywide Plan also needs to protect local overlays that are in place in unincorporated areas with lower densities.

Responding to a request by Commissioner Long, Mr. Blanton related concerns pertaining to restrictions requiring the use of certain transit funding for roadway capacity expansion, and local funding for capital, operation, and maintenance costs. Commissioner Long suggested that the issue be added to the County's legislative package, and discussion ensued.

In response to query by Chair Seel, Mr. Blanton identified the six corridors shown on the strategy map; whereupon, Chair Seel noted opportunities for the use of Strategic Intermodal System funds.

Thereupon, Commissioner Justice requested that the maps be amended to include clear identification of current and proposed activity center designations and densities.

BOARD OF COUNTY COMMISSIONERS

11. Petition of Joseph McDonald and Alexandria McDonald to vacate the north one half of the sixty-foot right-of-way known as Russell Avenue lying adjacent to Lot 11, Block 5, Munday's Addition to Chesterville, Plat Book 21, Page 22, lying in Section 33-29-16. Legislative Hearing.

The item was deferred. No correspondence has been received. No citizens appeared to be heard.

Facilities and Real Property Division Director Andrew Pupke referred to an aerial map, pointed out the location of the petitioners' residence and the right-of-way, and provided background information regarding the petition. He explained that staff is objecting to the vacation and fence extension requested by the petitioners due to it hindering the possible construction of a street in the future, creating safety issues and challenges associated with drainage maintenance, and impinging on an adjacent property's access.

Joseph and Alexandria McDonald, Clearwater, referred to photographs of their property and the right-of-way and presented their concerns regarding the following:

- Trespassing and safety
- Garbage
- Excessive amount of dust
- Lack of maintenance of the County drainage ditch located in the right-of-way causing overgrowth, erosion, standing water, mosquitos, and land fish in their pool
- No private entryway

The petitioners proposed that their property be extended 30 feet into the right-of-way to deter trespassing, improve safety, and prevent erosion and occurrences of standing water by adding fencing, planting trees, and laying rocks. They stressed that the area is being neglected; that they have filed numerous complaints with the County for a year and no action has been taken to address the issues; and that they had incurred significant expense in petition fees and in efforts to maintain the property themselves, and lengthy discussion ensued.

Commissioners Eggers and Seel expressed their displeasure about the aforementioned issues not being addressed by staff and recommended that the right-of-way corridor be re-evaluated to fix the problems pertaining to drainage and security holistically.

Responding to the petitioners' concerns and queries and comments by the members, Mr. Pupke and Assistant County Administrator Rahim Harji referred to the aerial map and discussed the feasibility of a future road in the area, possible improvements for drainage and safety, matters relating to right-of-way ownership, and responsibilities pertaining to drainage. They noted that the drainage ditch is being maintained; that certain storage activity by the applicants hinders vegetation; that long-term improvements to the area will require County ownership of the entire right-of-way; and that granting the vacation will not allow construction of permanent structures or remedy the trespassing issue.

Chair Seel recommended that the petition be denied without prejudice and staff be directed to work with the Sheriff's Office and Assistant to the County Administrator Brian Lowack to develop a plan to ameliorate the situation and report the results to the Board; and that a neighborhood meeting should occur so that all those impacted have an opportunity for input on the matter.

The members provided various suggestions on improving the area, such as installing bollards to deter cars and trespassing, creating a safe walkway to connect neighborhoods, *no trespassing* signage, street lighting, and eliminating a curb in front of the petitioners' property to extend their driveway into the street for private access. Mr. Harji indicated that he aspires to work with the petitioners toward resolution of the issues and will meet with them and the surrounding community as soon as possible.

A motion was made by Commissioner Eggers, seconded by Vice-Chair Gerard, that the item be deferred to a future date, to be determined. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

12. Resolution approving proposed amendments to the Safety Harbor Downtown Redevelopment Plan for the Safety Harbor Downtown Community Redevelopment Area.

Resolution No. 19-82 adopted approving the amendments, as outlined in the Staff Report. No correspondence has been received. No citizens appeared to be heard.

Chair Seel indicated that the Safety Harbor Planning and Zoning Board, as the Downtown Redevelopment Board, opted not to set maximum heights for buildings and structures; and that maximums were subsequently established by the City Commission, acting in its capacity as the Community Redevelopment Agency.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

13. Resolution to extend the existence of the St. Petersburg Intown West Redevelopment Area through April 7, 2032.

Resolution No. 19-83 approved extending the existence of the Intown West Community Redevelopment Agency from November 15, 2020 to April 7, 2032; directing County Staff to work with the City of St Petersburg to effectuate Items Nos. 2 through 7, as requested by the City and listed therein; and denying the request pertaining to delegation of powers and authority, subject to reconsideration at a later date.

Responding to the Chair's call for persons wishing to speak, Edge Business District Association Executive Director Barbara Vogelwede indicated that a letter of support was sent to the City with a request that copies be provided to the Board. She reviewed the items included in the letter and discussed revenue generation, progress toward project implementation, and core priorities going forward.

Discussion ensued, and Attorney White clarified that due to a provision in state law, if the Board fails to take action, the City's requests would be deemed approved; and that approval of staff's recommendation today would extend the deadline but deny the remainder of the requests, and Planning Director Renea Vincent provided input.

Following further discussion and responding to a request by Commissioner Welch for project documentation, City of St. Petersburg Economic Development Manager Rick Smith provided information regarding a streetscaping project and the remaining Tax Increment Financing fund balance, noting that the plan does not include Commerce Park.

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

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

CITIZENS TO BE HEARD

14. Public Comment.

Matt Zweil, Wesley Chapel, re Syringe Exchange Program (submitted documents)

Robert Zweil, Wesley Chapel, re Syringe Exchange Program

Diane Zweil, Wesley Chapel, re Syringe Exchange Program

Ken Warrington, Largo, re bus route and stops

David Ballad Geddis, Jr., Palm Harbor, re due process versus due course, privilege/opportunity versus supply/rate (submitted documents)

Greg Pound, Largo, re cleaning up Pinellas

CONSENT AGENDA - Items 15 through 23

A motion was made by Commissioner Justice, seconded by Commissioner Eggers, that the Consent Agenda items be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

15. Minutes of the special meeting held August 31, 2019, and the regular meeting held September 12, 2019.

16. Vouchers and bills paid from August 18 through August 31, 2019.

Period: August 18 through August 24, 2019

Accounts Payable - \$18,296,677.68

Payroll - \$3,707,105.12

Period: August 25 through August 31, 2019

Accounts Payable - \$38,388,965.98

Payroll - None

Reports received for filing:

17. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-29 dated September 6, 2019 - Follow-up Investigation of PCCLB Release of Exempt Information.
18. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-30 dated September 23, 2019 - Audit of Airport Concession Services Agreement with Republic Parking System.

At the request of Commissioner Eggers, Airport Director Thomas Jewsbury briefly discussed the audit and recommendations, indicating that such audits are common; and that he is comfortable with the information contained in the report.
19. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-31 dated September 23, 2019 - Investigation of Misuse of County Purchasing Card.

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

20. Award of bid to Ajax Paving Industries of Florida, LLC for the St. Pete-Clearwater International Airport Runway 18-36 Rehabilitation project.

Responding to query by Commissioner Eggers, Airport Director Thomas Jewsbury provided information pertaining to the project timeline, noting that Runway 4-22 will be extended and utilized by the airlines during construction; and that the community will be notified once the schedule is determined.

Commissioner Welch noted that a portion of the work will be subcontracted to Small Business Enterprise firms and requested further information regarding the five-percent target amount.

Office of Technology and Innovation

21. Ranking of firms and agreement with Questica Ltd for public sector budgeting software, implementation and maintenance cloud-based services.

Ranking of firms and Contract No. 189-0236-P approved in an amount not to exceed \$1,562,123.00. Agreement is for a term of 60 consecutive calendar months and contains a provision for one 24-month extension. Chair authorized to sign and the Clerk to attest.

Real Estate Management

- 22.** Adjustment of County fixed asset and expensed item inventories for scrapped, junked, stolen, unaccounted, cannibalized, traded-in and donated items.

Items declared surplus and authorization granted for their disposition and removal from County inventories. Scrapped items to be liquidated through an existing contract with Trademark Metals Recycling, LLC, and junked items to be disposed of through an existing contract with Waste Management, Inc.

COUNTY ATTORNEY

- 23.** Notice of new lawsuit and defense of the same by the County Attorney in the case of Dino Hadzihusic v. Pinellas County; Circuit Civil Case No. 19-005534-CI-20 - allegations of negligence resulting in personal injuries.

Meeting Recessed: 12:24 P.M.

Meeting Reconvened: 12:54 P.M.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA - None.

COUNTY ADMINISTRATOR DEPARTMENTS

Human Services

- 24.** Contract with the State of Florida Department of Health for operation of the Florida Department of Health in Pinellas County.

Contract approved for Fiscal Year 2020 in an amount not to exceed \$6,268,821.00, as generated by a dedicated millage rate of 0.0835 levied countywide.

A motion was made by Commissioner Justice, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 5 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, and Commissioner Long

Absent: 2 - Commissioner Peters, and Commissioner Welch

25. First Option of Renewal and Amendment No.1 to the agreement with BayCare Health System, Inc. for the Pinellas County Health Program and Health Care for the Homeless.

First Option of Renewal and Amendment No. 1 approved providing funding in an amount not to exceed \$2,109,000.00 for a period of 12 months, effective October 1, 2019.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 6 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, and Commissioner Welch

Absent: 1 - Commissioner Peters

Office of Technology and Innovation

26. Amendments Nos. 2 and 3 to the purchase authorization with Carahsoft Technology Corporation for the Accela Civic Platform land management software system.

Amendment to Contract No. 167-0244-G approved for an increase in the amount of \$765,036.99; revised total contract amount, \$5,910,868.34. Chair authorized to sign and the Clerk to attest.

In response to concerns expressed by Chair Seel, Mr. Burton offered to provide an update indicating which systems were taken out of service due to the migration of information to the Accela platform.

A motion was made by Commissioner Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Public Works

27. Construction agreement with CSX Transportation, Inc. for the crossing surface replacement on 54th Avenue North (County Road 202).

(CXST OP No. FL2152; County PID No. 002194A) Agreement in the total amount of \$354,678.00 approved. Work expected to take place during summer 2020 and be completed by mid-August. Chair authorized to sign and the Clerk to attest.

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

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Real Estate Management

28. Declare fee owned County property as surplus and authorize its sale to the Landings at Tarpon Springs LLC, accepting the appraisal price as the purchase price.

Property located at 21 and 113 Oscar Hill Road declared as surplus and contract for sale and purchase approved at the appraisal price of \$6,700.00. Chair authorized to sign and the Clerk to record the deed.

Mr. Burton related that the County agreed to sell the subject property because it has no use for it; and that it has been built upon by the adjacent property owner; whereupon, Chair Seel stated that she intends to vote against the staff recommendation based on a low sale amount.

During discussion and in response to queries by the members, Facilities and Real Property Division Director Andrew Pupke referred to an aerial map of the property and provided background information regarding its history, ownership, and use, indicating that the County has never utilized it; that a building permit issued in 2003 by the County to an adjacent property owner resulted in an encroachment; that the adjacent property surrounds the subject property on all sides; and that the owner wishes to expand its business. He noted that the sale price is based on the appraisal by the County and is low because the land is undevelopable due to its size and shape.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 6 - Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Nay: 1 - Chair Seel

29. Contract for sale and purchase with Corporation to Develop Communities of Tampa, Inc. for the sale of five parcels located in the Dansville neighborhood.

Contract approved at the sale price of \$90,000.00. The Board previously declared the parcels as surplus and authorized their sale and conveyance for housing development by Resolution No. 16-27.

Chair Seel requested information regarding the lot located to the south of the subject parcels.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 30.** Contract for sale and purchase with Habitat for Humanity of Pinellas & West Pasco Counties, Inc. for the sale of six parcels located in the Dansville neighborhood.

Contract approved at the sales price of \$90,000.00. The Board previously declared the parcels as surplus and authorized their sale and conveyance for housing development by Resolution No. 16-27.

A motion was made by Vice-Chair Gerard, seconded by Commissioner Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 31.** First Amendment to the Agreement with Manhattan Construction (Florida) Inc. for design-build professional services for the St. Petersburg Justice Center Courts Consolidation project.

(Contract No. 167-0496-NC) Amendment in the amount of \$11,770,576.00 approved for Phase 2 construction services, including owner and contractor contingencies in the amount of \$259,386.00 each. Work to be completed within 658 consecutive calendar days from the notice to proceed date. Chair authorized to sign.

In response to queries by the members, Facilities and Real Property Division Director Andrew Pupke discussed the renovation process and scope, indicating that the work will be completed one floor at a time for floors 2, 3, and 4 of the St. Petersburg Justice Center courthouse; that he will provide information as to the square footage of the building; and that Sixth Judicial Circuit Chief Judge Anthony Rondolino has been supportive of the project.

Commissioner Eggers expressed concern regarding taking action on the item without knowing the square footage or the price per square foot; whereupon, Commissioner Justice pointed out where figures regarding the latter are found in the backup materials.

Responding to Chair Seel's request for a status report regarding economic development opportunities for vacated space in the 501 Building in the City of St. Petersburg, Mr. Burton related that a Request for Proposal was issued for a study by a consultant to assist with obtaining that information.

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

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Safety and Emergency Services

- 32.** First Amendment to the Letter of Agreement between the Board of County Commissioners dba Sunstar and LogistiCare Solutions, LLC.

Amendment approved increasing the rate for non-emergency transportation services, projected to increase revenue by \$214,000.00 for a total annual revenue amount of \$514,000.00.

In response to queries and comments by the members, Safety and Emergency Services Director Jim Fogarty provided background information regarding the rate adjustment and contract, indicating that LogistiCare manages non-emergency and some emergency reimbursement claims for Medicaid Managed Medical Assistance Plan participants; and that the net revenue loss is attributed to non-reimbursable services and the County's use of only one ambulance service.

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

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Solid Waste

- 33.** Change Order No.1 to the contract with Keystone Excavators, Inc. for the North County Satellite Site project.

(Contract No. 189-0071-CP, PID No. 000759A) Change Order approved increasing the contract amount by \$1,255,220.00 for a revised total of \$2,935,620.00 and providing an extension of 207 consecutive calendar days. Chair authorized to sign and the Clerk to attest.

Chair Seel indicated that an associated item was approved at the September 24 meeting.

A motion was made by Vice-Chair Gerard, seconded by Commissioner Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

Utilities

- 34.** Change Order No.1 (Final) for cancellation of the contract with KAT Construction & Materials, Inc. for the Biosolids Valve and Piping Modification project at South Cross Bayou Water Reclamation Facility.

(Contract No. 189-0044-CP, PID No. 003208A) Change Order approved reducing the contract amount by \$2,503,642.80 for a revised total of \$82,687.20. Chair authorized to sign and the Clerk to attest.

Mr. Burton indicated that the contract is being cancelled based on project unfeasibility; whereupon, Utilities Director Megan Ross addressed the members' questions relating to the timetable and cost associated with acquisition of a new sludge gas holding tank, noting that the stability of the current tank was confirmed through an inspection.

A motion was made by Commissioner Welch, seconded by Commissioner Justice, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

COUNTY ATTORNEY

- 35.** Proposed initiation of litigation in the case of Pinellas County v. Diane C. Lister and Ted Spragg - action for injunctive relief.

A motion was made by Vice-Chair Gerard, seconded by Commissioner Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 36.** Proposed initiation of litigation in the case of Pinellas County v. Robert M. Getz - action for injunctive relief.

A motion was made by Vice-Chair Gerard, seconded by Commissioner Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 37.** Proposed settlement in the case of Pinellas County v. The Artec Group, Inc.; Circuit Civil Case No. 17-006972-CI-20.

Settlement approved in accordance with the confidential memorandum dated October 8, 2019.

A motion was made by Vice-Chair Gerard, seconded by Commissioner Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 38.** Proposed settlement in the case of Constance Smith and Todd Smith v. Pinellas County; Circuit Civil Case No. 18-001925-CI-20.

Settlement approved in accordance with the confidential memorandum dated October 8, 2019.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 39.** County Attorney Reports - None.

COUNTY ADMINISTRATOR REPORTS

40. County Administrator Reports:

- A public hearing will be held on October 22, 2019 regarding a proposed ordinance amending the Pinellas County Code providing for the prohibition of equine riding within aquatic preserves and providing for the prohibition of unpermitted seagrass damage within aquatic preserves.

At the request of Commissioner Eggers, Mr. Burton indicated that notice of the hearing will be posted at pertinent locations.

- Mr. Burton welcomed Rodney Marion, Employee Relations and Workforce Director, to the County, indicating that he will be working with various departments to strengthen the workforce; whereupon, Mr. Marion introduced himself and briefly discussed his professional background.

COUNTY COMMISSION

41. County Commission New Business Items - None.**42.** County Commission Board Reports and Miscellaneous.

The members congratulated Commissioner Welch on his community service awards, provided updates regarding their assigned boards and committees, and commented on various topics, as follows:

Commissioner Justice

- Homeless Leadership Board
- Rehabilitation of homes in Lealman by Rebuilding Together Tampa Bay organization
- October 11 Farm Share event

Commissioner Peters

- Early Learning Coalition
- Florida Association of Counties meeting
- St. Petersburg College Mental Health Forum

Commissioner Welch

- 2020 Census Complete Count Committee
- Homegoing services for Dr. Paul McRae and Jacquez Welch
- AMI Kids organization
- Amendment 4 Community Forum

Commissioner Gerard

- Mayors' Council, CareerSource Pinellas Board
- Go Rays!

Commissioner Eggers

- Forward Pinellas Board, Pinellas Suncoast Transit Authority (PSTA), Community Veterans Engagement Board, Tampa Bay Water Board, Transportation Management Area Leadership Group, Consolidated Justice Information System Board, Pinellas Schools Collaborative, Noise Abatement Task Force
- Elisa Nelson Elementary School grand opening
- Whispering Souls African-American Cemetery

Commissioner Long

- Business Technology Services Board, Tampa Bay Area Regional Transit Authority (TBARTA), PSTA, Tampa Bay Regional Planning Council
- PSTA's Jeffrey Underhill named Florida's Technician of the Year
- Meeting with St. Petersburg Chamber of Commerce Public Policy Council
- Florida Energy and Climate Summit
- Visits to Jabil re expansion and MacDill Air Force Base re climate change

Chair Seel

- TBARTA
- Meeting with Juvenile Welfare Board's (JWB) new CEO Beth Houghton
- JWB Finance Committee

ADJOURNMENT - 1:43 P.M.

Chair

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk