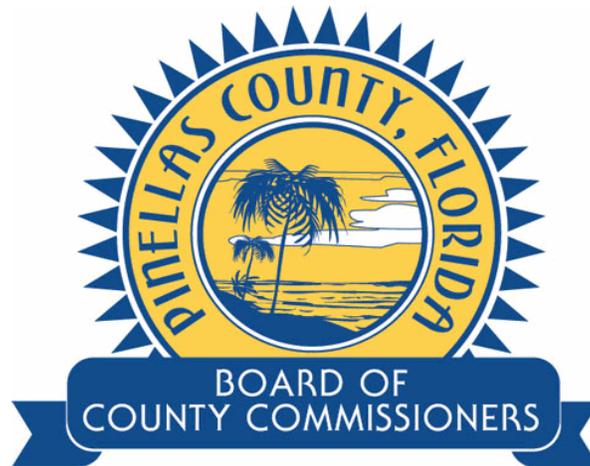


Pinellas County Board of County Commissioners

*315 Court Street
Clearwater, Florida 33756
www.pinellascounty.org*



Regular Meeting Agenda

Tuesday, January 22, 2019
2:00 PM

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

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

ROLL CALL**INVOCATION by Pastor Bill Losasso, New Path Community Church, St. Petersburg.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. [19-011A](#) Human Trafficking Prevention Month Proclamation:
 - Paul Valenti, Director, Office of Human Rights
 - Jeffrey Lorick, Compliance Manager, Office of Human Rights
 - Doug Templeton, Operations Manager, Consumer Protection
 - Jason Ohman, Sr. Investigator, Consumer Protection
 - Jim Clark, Investigator, Consumer Protection
2. [19-019A](#) Sleep Baby Safely Year Proclamation:
 - Lynda Leedy, Chief Administrative Officer, Juvenile Welfare Board & Pinellas Preventable Child Death Planning Team
3. [19-012A](#) Partner Presentation:
 - Lariana Forsythe, CEO, Community Action Stops Abuse (CASA)
4. [19-035A](#) Partner Presentation:
 - #PurePinellas by Commissioner Justice

CONSENT AGENDA

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

5. [19-042A](#) Minutes of the regular meeting held December 11, 2018.
6. [19-043A](#) Vouchers and bills paid from December 16 through December 29, 2018.

Reports received for filing:

7. [19-044A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2018-33 dated December 27, 2018 - Audit of Pinellas Public Library Cooperative Operations and Internal Controls.
8. [19-045A](#) Florida Development Finance Corporation financial statements for the year ended June 30, 2018 and Independent Auditor's Report.

Miscellaneous items received for filing:

9. [19-047A](#) City of Clearwater Ordinance No. 9207-18 adopted December 6, 2018, annexing certain properties.

10. [19-048A](#) City of Safety Harbor Ordinance No. 2018-20 adopted December 17, 2018, repealing Ordinance No. 2017-31 regarding the annexation of certain property.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

11. [18-2083A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the period ending December 31, 2018.

Recommendation: Accept the receipt and file report of non-procurement items delegated to the County Administrator.

12. [19-021A](#) Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending December 31, 2018.

Recommendation: Accept the attached list of County Administrator approvals of competitive sealed bidding, Florida State contracts, master purchase agreement increase, emergency purchases and contract extensions as per County Code 2-62, 2-164, 2-176, 2-177, 2-178, 2-180, 2-181, 2-184 and 2-185.

Solid Waste

13. [18-1690A](#) Award of bid to Keystone Excavators, Inc. for the north County Satellite Site project.

Recommendation: Approval of the award of bid to Keystone Excavators, Inc. for the north County Satellite Site project.

* Construct site improvements on approximately 5.5 acres of County property (North County Service Center) for a north County Satellite Solid Waste Electronic Collection Center, and a Tax Collector student driving test course.

* Five bids were received and contract award amount is \$1,680,400.

* Project to be constructed in two phases: Phase 1 - paved driver testing course, Phase 2 - collection center.

* All work is expected to be completed within 270 consecutive calendar days.

* Project is budgeted and funded by the Solid Waste Trust Fund.

Bid No. 189-0071 (JJ); PID No. 000759A; in the amount of \$ 1,680,400.00 on the basis of being the lowest responsive, responsible bid received meeting specifications. Authorize the Chairman to sign and the Clerk of the Court to attest.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Sheriff's Office

14. [18-2060A](#) Receipt and file reports on the Law Enforcement Trust Fund for the quarters ending December 31, 2018 and September 30, 2018 (amended report).

Recommendation: Accept the receipt and file report on the Law Enforcement Trust Fund from October 1, 2018 to December 31, 2018 and the amended report from July 1, 2018 to September 30, 2018.

15. [18-2061A](#) Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending December 31, 2018.

Recommendation: Accept the receipt and file report of Sheriff's Office grants received and service contracts - payments to the Sheriff for September 1, 2018 to December 31, 2018.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Convention and Visitors Bureau

16. [18-2130A](#) Request by the City of Clearwater seeking conceptual approval for staff to review Category E Tourist Development Plan Funding Application and commence negotiations to fund retained Spring Training Facility improvements for the Philadelphia Phillies.

Recommendation: Approval for County staff to engage with the City of Clearwater (in accordance with the Capital Projects Funding Program Guidelines) to review the application and negotiate the funding and agreement terms related to Tourist Development Tax (TDT) funding for retained Spring Training Facility improvements for the Philadelphia Phillies.

* City of Clearwater requesting conceptual approval to commence negotiations on funding agreement.

* \$40.0M Net Present Value (NPV) funding request from TDT proceeds under Capital Funding program.

* Proposed funding partners are City (\$16.0M NPV), Phillies (\$10.0M NPV + cost overruns), State (\$13.7M NPV), and County (\$40.0M NPV).

* Proposed project duration is five years and two major phases (phase 1 is Carpenter Complex anticipated to commence in April, 2020).

* Next steps are:

1. Input on deliverables from Tourist Development Council (TDC).
2. City submission of deliverables as defined by County (based on input from the Board of County Commissioners (BCC) and the TDC).
3. Due diligence review of deliverables by County staff and consultants
4. Review and input on deliverables by TDC.
5. Negotiation of proposed agreement by City and County staff and consultants.
6. BCC consideration of negotiated funding agreement supported by deliverables.

Human Services

17. [18-2017A](#) Funding Agreement with WestCare Gulfcoast-Florida, Inc. for the enhancement and expansion of the Pinellas Family Drug Treatment Court.

Recommendation: Approval of the Funding Agreement with WestCare Gulfcoast- Florida, Inc. (WestCare) for the enhancement and expansion of the Pinellas County Family Drug Treatment Court (FDTC).

* Funding Agreement provides for an additional four full-time staff, including two counselors, a peer support coach, and a research assistant, to support the FDTC.

* Funding in an amount not to exceed \$792,750.00 over three years is provided through a grant from the U.S. Department of Justice (DOJ).

* The Sixth Judicial Circuit and WestCare will provide in-kind match through additional program staff salaries. There is no cash match.

18. [18-2106A](#) Program recommendation for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant submission.

Recommendation: Approval of the Public Safety Coordinating Council's program recommendation for the Criminal Justice, Mental Health, and Substance Abuse (CJMHS) Reinvestment Grant submission of the Public Defender's Road to Success program.

* The CJMHS Reinvestment Grant program requires the oversight of a Planning Committee designated by the Board of County Commissioners (Board).

* In Pinellas County, the Public Safety Coordinating Council (PSCC) was designated as the Planning Committee by the Board on October 16, 2007 to make program recommendations under CJMHS.

* The PSCC is recommending submission of the Road to Success program for the competitive grant process. Working with Ready for Life, Inc., the program will serve 50 unduplicated, at-risk youth (ages 14 through 21) who have a mental health or substance abuse disorder and risk involvement with delinquency and dependency systems.

* Services will include assessments, treatment, case management, education, and other supportive services.

* The grant application request is for funding in an amount of \$1,200,000.00 to be used over three years.

* There is no cash match.

19. [18-1913A](#) Second Amendment to the Agreement with Operation PAR, Inc. to incorporate funding from the 2018 Expanding Access to Quality Substance Use Disorder and Mental Health Services Grant Award and the Medicaid Low Income Pool program to expand the Medicated Assisted Treatment program and establish a co-occurring intervention team for Health Care for the Homeless clients.

Recommendation: Approval of the Second Amendment to the Agreement with Operation PAR, Inc. (PAR) to incorporate additional funding from the 2018 Expanding Access to Quality Substance Use Disorder and Mental Health Services Grant Award (SUD-MH) and the Medicaid Low Income Pool program (LIP) to the Health Care for the Homeless (HCH) Medicated Assisted Treatment (MAT) program.

* SUD-MH will provide an additional full-time counselor and care coordinator as an intervention team for HCH client referrals from St. Anthony's Hospital and existing high-need HCH clients to encourage connections to treatment and engagement in MAT and co-occurring treatment services.

* Three additional mental health staff (a therapist, a nurse, and a team coordinator) will be added to the intervention team using LIP funding in partnership with St. Anthony's Hospital and BayCare to provide ongoing services for client stabilization.

* This program will provide an additional 28 clients annually with MAT services for substance use disorders and will serve approximately 65 high need clients with mental health interventions.

* Total contract amount for approval is \$585,750.00 (\$315,750.00 in SUD-MH funding and \$270,000.00 in General Fund health program funding allocated through LIP).

COUNTY ADMINISTRATOR

20. [19-014A](#) County Administrator Miscellaneous.

COUNTY ATTORNEY

21. [19-015A](#) County Attorney Miscellaneous.

COUNTY ADMINISTRATOR REPORTS

22. [19-013A](#) County Administrator Reports:
- Final draft of the Downtown Palm Harbor Master Plan

CITIZENS TO BE HEARD

23. [19-018A](#) Public Comment.

COUNTY COMMISSION

24. [18-2132A](#) Reappointments to multiple Boards (Individual Appointments by Commissioner Kathleen Peters).
- Recommendation:** Approval of the nominations for the following reappointments:
- * Local Planning Agency - Ron Schultz
 - * Parks and Conservation Resources Advisory Board - Mary Ann Renfrow
 - * Pinellas County Historical Commission - James King
 - * Feather Sound Community Services district, Inc. - Michael Koopman
25. [19-016A](#) County Commission New Business Items.
26. [19-017A](#) County Commission Board Reports and Miscellaneous.

6:00 PM

PUBLIC HEARINGS

Human Rights

27. [18-2033A](#) Ordinance Amending Article IV of Chapter 70 of the Pinellas County Code relating to wage theft/recovery.

Recommendation: Recommend the Board of County Commissioners conduct a public hearing to adopt an ordinance amendment to Article IV of Chapter 70 of the Pinellas County Code, relating to wage theft/recovery.

* Ordinance change will amend the manner in which wage theft complaints are processed; clarify when claimed wages may be trebled after a hearing before a Special Magistrate; enhance protections against retaliation in wage theft complaints; and establish an enforcement process should retaliation occur.

* Ordinance change will allow for enforcement within the City of St. Petersburg.

* Funding for the Wage Theft/Recovery Ordinance is already contained in the current budget for the Pinellas County Office of Human Rights, and this change does not result in any additional costs to the County.

* Since January 1, 2016, more than \$300,000.00 has been recovered and paid to employees as a result of this ordinance.

BOARD OF COUNTY COMMISSIONERS

28. [18-2100A](#) Case No. Q Z-29-12-18 (J&J Cranes, Inc. & James G. Lacina)
Request for a zoning change from M-1, Light Manufacturing and Industry and C-3, Commercial, Wholesale, Warehousing and Industrial Support to M-1-C-T, Light Manufacturing and Industry - Transient Accommodation Overlay, with a Development Agreement limiting the uses to a 5-story hotel and separate 1-story restaurant with development density and intensity as allowed by the property's land use and zoning designations, along with additional requirements as mandated by the Transient Accommodation Overlay, and a special exception to allow a restaurant with 75 seats or fewer in an M-1-C-T zone; on approximately 2.54 acres located near the northwest corner of the Ulmerton Road and Roosevelt Boulevard intersection in unincorporated Largo.

Recommendation: Approval of Case No. Q Z-29-12-18 - a request for a zoning change from M-1, Light Manufacturing and Industry and C-3, Commercial, Wholesale, Warehousing and Industrial Support to M-1-C-T, Light Manufacturing and Industry - Transient Accommodation Overlay, with a Development Agreement limiting the uses to a 5-story hotel and separate 1-story restaurant with development density and intensity as allowed by the property's land use and zoning designations, along with additional requirements as mandated by the Transient Accommodation Overlay, and a special exception to allow a restaurant with 75 seats or fewer in an M-1-CT zone, regarding approximately 2.54 acres near the northwest corner of the Ulmerton Road and Roosevelt Boulevard.

* The applicant is seeking a zoning change on 2.54 acres of land near the St. Pete-Clearwater International Airport.

* The rezoning will allow for the construction of a hotel with a greater unit density and building intensity than normally allowed, subject to site plan review.

* A Development Agreement is required per Code in order to obtain the greater density and intensity.

* The applicant is also seeking a Special Exception to allow for a separate stand-alone fast food restaurant.

* The Local Planning Agency unanimously recommended approval of the request (vote 7-0).

29. [18-2101A](#) Case No. LU-30-12-18 (Clearwater Car Wash, LLC)
Request for a land use change from Residential Low (RL) and Preservation (P) to Commercial General (CG) and Preservation (P) on approximately 1.13 acres located at 1408 North Betty Lane in unincorporated Clearwater.

Recommendation: Adoption of Case No. LU-30-12-18 approving the application of Clearwater Car Wash, LLC for a change in land use from Residential Low and Preservation to Commercial General and Preservation, regarding approximately 1.13 acres located at 1408 North Betty Lane.

* The applicant is seeking a land use change on 1.13 acres of land from RL to CG. The Preservation land use area is not changing.

* The site has been zoned for commercial uses (C-2) since the 1960s and operating as a commercial use since the 1950s. The land use amendment will correct an inconsistency between the zoning atlas and land use map and allow for future redevelopment of the site for a commercial use.

* The Local Planning Agency unanimously recommended approval of the request (vote 7-0).

30. [18-2103A](#) Case No. Q Z/LU-31-12-18 (Pinellas County and Girl Scouts of West Central Florida)
Request for a zoning change from A-E, Agricultural Estate Residential, R-R, Rural Residential, R-2, Single Family Residential, R-3, Single Family Residential, RM-5, Residential Multiple Family - 5 units per acre, RPD-2.5, Residential Planned Development - 2.5 units per acre, RPD-5, Residential Planned Development - 5 units per acre, P-RM, Preservation Resource Management & AL, Aquatic Lands to P-RM, Preservation Resource - Management, PC, Preservation Conservation, RBR, Resource Based Recreation, FBR, Facilities Based Recreation & AL, Aquatic Lands (245 acres) and a land use change from RL, Residential Low and P-RM, Preservation - Resource Management to R/OS, Recreation/Open Space (1.61 acres) on approximately 245 acres consisting of Wall Springs Park and the Wai Lani Girl Scout Camp, located west of U.S. Highway Alternate 19 North in Palm Harbor.

Recommendation: Receive public comment on Case No. Q Z/LU-31-12-18:
1. An Ordinance approving the application of Pinellas County and the Girl Scouts of West Central Florida for a change in land use from RL, Residential Low and P-RM, Preservation-Resource Management to R/OS, Recreation/Open Space (1.61 acres), and
2. A Resolution approving a change in zoning from A-E, Agricultural Estate Residential, R-R, Rural Residential, R-2, Single Family Residential, R-3, Single Family Residential, RM-5, Residential Multiple Family - 5 units per acre, RPD-2.5, Residential Planned Development - 2.5 units per acre, RPD-5, Residential Planned Development - 5 units per acre, P-RM, Preservation Resource Management & AL, Aquatic Lands to P-RM, Preservation Resource - Management, PC, Preservation Conservation, RBR, Resource Based Recreation, FBR, Facilities Based Recreation & AL, Aquatic Lands, regarding approximately 245 acres consisting of Wall Springs Park and 500 Wai Lani Road.

* The first of two required Board public hearings on this case. The second hearing for adoption is proposed for February 26, 2019.

* Pinellas County and the Girl Scouts of West Central Florida are seeking these changes to better reflect the existing and planned uses of Wall Springs Park and the Wai Lani Girl Scout Camp.

* The changes will allow recreation, open space and preservation uses and will make the Future Land Use Map and Zoning Atlas consistent with each other.

* The Local Planning Agency unanimously recommended approval of the request (vote 7-0).

31. [18-2095A](#) Case No. Q Z-28-12-18 (Velma J. Mariani Revocable Trust & Paula Mariani Osawa Tre)
Request for a zoning change from R-R, Rural Residential to R-2, Single Family Residential on approximately 5.97 acres located at the southwest corner of 123rd Street North and 74th Avenue North in unincorporated Seminole.

Recommendation: Adoption of Case No. Q Z-28-12-18 approving a change in zoning from R-R, Rural Residential to R-2, Single Family Residential, regarding approximately 5.97 acres located at the southwest corner of 123rd Street North and 74th Avenue North.

* The rezoning could allow for the construction of a new subdivision containing up to 15 single family detached homes, subject to site plan review.

* The R-2 zoning district is consistent with the surrounding developed community.

* The Local Planning Agency recommended approval of the request (vote 6-1).

32. [18-2089A](#) Case No. Q Z/LU-22-09-18 (Sheryl M. Haynes & Patrick Shaugnessy)
Request for a zoning change from R-2, Single Family Residential to C-2, General Retail Commercial & Limited Services and a land use change from Residential Low to Commercial General with a Development Agreement limiting the use on the property to a self-storage facility with a maximum height of 15 feet and intensity limited to that allowed by the property's land use and zoning designations, along with additional requirements involving site illumination, access, buffering, security, and building design; on approximately 1.92 acres located at 12909 Park Boulevard in unincorporated Seminole.

Recommendation: Denial of Case No. (Q) Z/LU-25-11-18:

1. An Ordinance approving the application of Sheryl M. Hayes and Patrick Shaugnessy through Todd Pressman, Representative, for a change in land use from Residential Low to Commercial General, and

2. A Resolution approving a change in zoning from R-2, Single Family Residential to C-2, General Retail Commercial & Limited Services, and a Development Agreement limiting the use on the property to a self-storage facility with a maximum height of 15 feet and intensity limited to that allowed by the property's land use and zoning designations, along with additional requirements involving site illumination, access, buffering, security, and building design; regarding approximately 1.29 acres located at 12909 Park Boulevard.

* The applicant is seeking a land use change and re-zoning with a Development Agreement on 1.92 acres of land that currently allows only single family homes and their accessory uses.

* The proposal would allow only for the development of a self-storage facility, with the Development Agreement limiting it to a maximum height of 15 feet and requiring certain landscaping and design features.

* The subject property abuts four single family homes and would expand an established commercial node into a residential area.

* The Local Planning Agency unanimously recommended denial of the request (vote 7-0).

ADJOURNMENT

Special Accommodations

Persons needing a special accommodation to participate in this proceeding should contact the Office of Human Rights, by written or oral request, at least 48 hours prior to the proceeding at: 400 South Fort Harrison Avenue, Suite 500, Clearwater, Florida 33756, Phone: (727) 464-4880, TDD: (727) 464-4062.

Public Participation Procedures

Persons wishing to speak during the Citizens to be Heard portion of the agenda or regarding a specific agenda item must complete a Citizen Comment Card. Cards should be given to staff at the table located at the front of the Assembly Room. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman will call each individual, one by one, to the lectern to be heard. Each individual may speak for up to three minutes.

Public Hearing Procedures

The procedure used by the Board in conducting public hearings is to have a staff presentation followed by the applicant presenting the specific proposal. The Board will then hear comments from the proponents followed by comments from the opponents and a staff summary. The applicant will then be given an opportunity to close and the Board will decide on the matter.

Public hearings before the Board are governed by the provisions of Section 134-14 of the Pinellas County Land Development Code. That code provides that at the conclusion of each person's presentation, any speaker may seek the Chairman's permission to ask questions of staff. Specifically:

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

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

1. The applicant should present his or her entire case, including rebuttal, in no more than 20 minutes.
2. Persons wishing to speak regarding a Public Hearing item may speak for up to three minutes each after completing a Public Hearing Comment Card and submitting it to staff at the table located at the front of the Assembly Room.
3. Representatives of groups consisting of 5 or more individuals who are present during the Public Hearing may speak on behalf of the group for up to 10 minutes at the Chairman's discretion. To do so, the other individuals in the group must have waived their time to the representative by providing their information on the Group Speaker List, located on the back of the Public Hearing Comment Card.

Appeals

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

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

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