

Pinellas County

*333 Chestnut Street, Palm Room
Clearwater, FL 33756*



Minutes - Final

Tuesday, April 23, 2024

2:00 P.M.

Hybrid In-Person and Virtual Regular Meeting

Public Hearings at 6:00 P.M.

Board of County Commissioners

Kathleen Peters, Chair

Brian Scott, Vice-Chair

Dave Eggers

René Flowers

Charlie Justice

Chris Latvala

Janet C. Long

ROLL CALL - 2:00 P.M.

Present: 7 - Chair Kathleen Peters, Vice-Chair Brian Scott, Commissioner Dave Eggers, Commissioner René Flowers, Commissioner Charlie Justice, Commissioner Chris Latvala, and Commissioner Janet C. Long

Others Present: Barry A. Burton, County Administrator; Jewel White, County Attorney; Derelynn Revie, Board Records Manager; and Shirley Westfall, Board Reporter, Deputy Clerk

INVOCATION by Reverend Omar Reyes, St. Alban's Episcopal Church, St. Pete Beach**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Recognition of the Gibbs High School Basketball Team:
 - Larry Murphy (Coach)
 - Fernando Maynor
 - Brandon Perkins
 - Mathis Roberts
 - Oneal Delancy
 - Jacob Daniels
 - Atron Eubanks
 - Bobby Crawford
 - Ronald Williams
 - Jerald Lewis
 - Myreon Phillip
 - Isaiah Medina

Chair Peters congratulated the Gibbs High School basketball team for winning the Class 4A state championship for the first time in 55 years; whereupon, Coach Murphy provided brief comments and introduced the players, who were each presented with an award.

2. Autism Awareness Month Proclamation:
 - LiFT Academy

Chair Peters invited Learning Independence For Tomorrow, Inc., (LiFT) Executive Director Shawn Naugle and his students to the podium and read a proclamation recognizing April as Autism Awareness Month. Thereupon, Mr. Naugle provided brief comments, and the students in attendance introduced themselves.

3. Joint Earth Day/Arbor Day Proclamation:
 - Public Works Department
 - Matt Hill, Urban Forestry Management Specialist
 - Barbara Hetrick, Urban Forestry Horticulture Field Inspector
 - Nicole Maloney, Environmental Program Manager
 - Lauren Doing, Environmental Specialist 3

Chair Peters invited Mr. Hill and Mses. Hetrick, Maloney, and Doing to join her at the

podium and read a proclamation jointly recognizing Earth Day and Arbor Day.

4. Public Service Recognition Week Proclamation:
- Lisa Arispe, Chair, Employee Advisory Council

Chair Peters invited Ms. Arispe to the podium and read a proclamation recognizing the week of May 5 through 11, 2024, as Public Service Recognition Week; whereupon, she thanked all County employees for the important work that they do each day.

5. Partner Presentation:
- Patricia DePlasco, Executive Director, Keep Pinellas Beautiful, Inc.

Ms. DePlasco conducted a PowerPoint presentation titled *2023 Annual Report* and provided an overview of the organization's vision, mission, achievements, educational initiatives, and community improvement projects, highlighting the dedication of volunteers, program impacts, and the organization's ongoing commitment to keeping Pinellas clean, green, and beautiful; whereupon, she expressed appreciation to the members for their continued support.

CITIZENS TO BE HEARD

6. Citizens To Be Heard - Public Comment.

Patricia Kirby, Clearwater
Chris Peterson, Miami
David Ballard Geddis, Jr., Palm Harbor (submitted documents)
Mack Johnson, Largo
Philip Zangara, Seminole (submitted documents)

Later in the meeting and referring to Mr. Zangara's concerns about large trucks driving through the neighborhood, Commissioner Scott pondered suggestions on how to resolve the issue; whereupon, discussion ensued.

CONSENT AGENDA - Items 7 through 23 (Item No. 8 addressed under Regular Agenda)

A motion was made by Commissioner Long, seconded by Commissioner Flowers, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

7. Vouchers and bills paid from March 17 through March 30, 2024.

Period March 17 - March 23, 2024

Accounts Payable - \$14,339,398.10

Payroll - None

Period March 24 - March 30, 2024

Accounts Payable - \$41,300,582.67

Payroll - \$4,747,313.96

The item was approved as part of the Consent Agenda.

Reports received for filing:

9. Dock Fee Report for the month of March 2024.

The item was approved as part of the Consent Agenda.

10. Quarterly Report of Docks & Dredge/Fill Permits Issued from January 1 through March 31, 2024.

The item was approved as part of the Consent Agenda.

11. City of Largo Community Redevelopment Agency Fiscal Year 2023 Annual Report.

The item was approved as part of the Consent Agenda.

12. City of Oldsmar Community Redevelopment Agency 2023 Annual Report.

The item was approved as part of the Consent Agenda.

13. Tampa Bay Water Annual Financial Report, Fiscal Year 2022-2023.

The item was approved as part of the Consent Agenda.

14. Tampa Bay Water Annual Comprehensive Financial Report, Fiscal Year Ended September 30, 2023.

The item was approved as part of the Consent Agenda.

Miscellaneous items received for filing:

15. City of Pinellas Park Notice of Public Hearing to be held April 25, 2024, regarding Ordinance No. 4247, voluntarily annexing certain property.

The item was approved as part of the Consent Agenda.

16. City of Pinellas Park Notice of Public Hearing to be held April 25, 2024, regarding Ordinance No. 4248, voluntarily annexing certain property.
The item was approved as part of the Consent Agenda.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

17. Receipt and file report of non-procurement items delegated to the County Administrator for the period ending March 31, 2024.
The item was approved as part of the Consent Agenda.
18. Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending March 31, 2024.
The item was approved as part of the Consent Agenda.

Public Works

19. Joint Funding Agreement with the United States Geological Survey, Department of Interior for the Caribbean-Florida Water Science Center Water Resource Investigations.
Agreement No. 24MCJFA0030 approved in the amount of \$308,700.00 for the period of May 1, 2024, through April 30, 2025 (County responsibility, \$236,974.00).
The item was approved as part of the Consent Agenda.
20. Ratification of the revisions made to the requested grant funding and anticipated County match for the submitted Bridge Investment Program grant application to the United States Department of Transportation, Federal Highway Administration for the replacement of Beckett Bridge over Whitcomb Bayou in the City of Tarpon Springs.
Revisions ratified.
The item was approved as part of the Consent Agenda.

COUNTY ATTORNEY

21. Receipt and file report of civil lawsuits filed against Pinellas County as delegated to the County Attorney.
The item was approved as part of the Consent Agenda.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS**Sheriff's Office**

- 22.** Receipt and file report of the Law Enforcement Trust Fund for the quarter ending March 31, 2024.

The item was approved as part of the Consent Agenda.

- 23.** Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending March 31, 2024.

The item was approved as part of the Consent Agenda.

REGULAR AGENDA**ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA****CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

- 8.** Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2024-04 dated March 20, 2024, Audit of Human Services - Directions for Living Services Agreements.

Commissioner Eggers commended staff from the Division of the Inspector General for their work on behalf of the residents.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

COUNTY ADMINISTRATOR DEPARTMENTS**Administrative Services**

- 24.** Third Amendment to the Agreement with Yellowstone Landscape - Southeast LLC d/b/a Yellowstone Landscape for landscape and irrigation maintenance services.

(Contract No. 189-0354-B) Amendment approved increasing the contract amount by \$340,515.00, for a revised total contract amount of \$1,329,703.00; estimated annual expenditure of \$332,425.75. Contract effective through June 22, 2025.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Airport

25. Ranking of firms and agreement with FlagShip Aviation Services, LLC for janitorial services at the St. Pete - Clearwater International Airport.

(Contract No. 24-0069-RFP) Ranking of firms and agreement approved in the not-to-exceed amount of \$5,833,773.47 for a term of 60 months, with a maximum annual contract not-to-exceed amount of \$1,236,729.23.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Code Enforcement

26. Demolition of the vacant property located at 3925 Mohr Avenue North, St. Petersburg, FL 33714.

Approval and authorization granted for Code Enforcement to initiate demolition.

Upon the Chair's call for citizens wishing to be heard, David Lee, St. Petersburg, appeared and expressed his support.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Human Services

27. Award acceptance with service providers for the Edward Byrne Memorial Justice Assistance Grant Countywide.

Award acceptance approved, as outlined in the Staff Report.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Public Works

28. First Amendment to the agreement with Aptim Environmental & Infrastructure, LLC for coastal management environmental consulting services.

(Contract No. 22-0612-CN) Amendment approved increasing the agreement in the amount of \$1,000,000.00, for a revised total contract not to exceed \$2,250,000.00 over

the five-year term.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 29.** Florida Shared-Use Non-Motorized Trail Network Agreement and associated resolution with the Florida Department of Transportation for construction and engineering inspection activities on Pinellas Trail Loop Phase 4 from 126th Avenue North to Ulmerton Road.

Resolution No. 24-21 adopted approving the execution of the agreement and the previously executed associated Maintenance Memorandum of Agreement.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 30.** Hazard Mitigation Grant Program grant application and maintenance agreement to the Florida Department of Emergency Management for the acquisition of repetitive loss properties project.

(County PID 005120A) Grant application and maintenance agreement approved. Total project estimate, \$13,284,224.00 (anticipated grant funding, \$9,963,168.00; County match, \$3,321,056.00). County Administrator authorized to sign and submit the grant application and maintenance agreement on behalf of the Board.

Responding to a query by Commissioner Scott, Public Works Director Kelli Hammer Levy indicated that the County match will be sourced from Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act funds; and that approximately \$3 million has been allocated for acquiring flood-prone properties.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 31.** Specific Purpose Survey of maintained right-of-way for 46th Avenue North from east of 49th Street North to Joe's Creek.

(Project ID No. 002131A) Survey approved. Clerk authorized to record the maintained right-of-way map in the Maintained Right-Of-Way Road Plat Book B.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 32.** State and Local Fiscal Recovery Funds Reporting Requirements Form for the grant funding agreement with the Florida Department of Environmental Protection for the Dunedin Causeway Resiliency and Adaptation.

Form approved, as outlined in the Staff Report.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Safety and Emergency Services

- 33.** Third Amendment with Motorola Solutions, Inc. for public safety communications products, services, and solutions.

(Contract No. 22-0387-S) Amendment approved increasing the contract amount by \$3,000,000.00 for a revised not-to-exceed amount of \$5,700,000.00, effective through December 31, 2026.

In response to a query by Commissioner Eggers, Safety and Emergency Services Director Jim Fogarty indicated that this contract allowed departments to purchase portable radios; that the original term of the contract was from 2022 through 2023; and that the amendment would extend the contract for another three years.

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 Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Solid Waste

- 34.** Amendment No. 3 to the agreement with Advanced Disposal Services Solid Waste Southeast, Inc. for landfill operations at Bridgeway Acres.

(Contract No. 167-0517-P) Amendment approved for an increase in the amount of \$9,800,000.00 for a revised total contract value of \$138,574,000.00, effective through August 28, 2028.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

- 35.** Issuance of a Certificate of Public Convenience and Necessity to 1st Choice Trans, LLC for provision of non-medical wheelchair transport services.

Sitting as the Emergency Medical Services Authority, certificate issued as set forth in the Staff Report. Certificate will expire on June 30, 2024.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

COUNTY ATTORNEY

- 36.** Proposed settlement in the case of Kyrollos Adel Youssef v. Pinellas County; Circuit Civil Case No. 23-006954-CI.

No action taken.

Attorney White noted that she is not requesting for the Board to take any action regarding this matter.

- 37.** County Attorney Reports

Attorney White indicated that a phone call was recently received from the Attorney General's Office inquiring as to whether the County Attorney's Office (CAO) would like to weigh in on a question which has been posed and deemed that the CAO would have an interest in what the outcome may be. She related that the CAO does have an interest and would like to weigh in on the matter; and that a vote in support is needed from the Board since the Attorney General requires that the CAO provide minutes of the meeting, along with a legal memorandum in support of the position that they will be taking; whereupon, she indicated that she is requesting a vote by the Board to approve the participation of the CAO.

A motion was made by Commissioner Flowers, seconded by Commissioner Latvala, that the Board approve the participation of the CAO. The motion carried by the following vote:

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

COUNTY ADMINISTRATOR

- 38.** County Administrator Report - None

COUNTY COMMISSION

- 39.** Appointments to the Unincorporated Seminole Sports Association (Board of County Commissioners as a whole).

Appointments of Steven Siesel, Amanda A. Felten, and Troy Tikkanen approved for two-year terms, beginning on the date of appointment.

Later in the meeting and following a ballot vote, Jacob Stowers, Robert W. Groover, Robb Ahlers, and Michael T. Powers appointed for two-year terms, beginning on the date of appointment.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 40.** County Commission New Business:
Pertinent and timely Committee/Board updates, policy considerations, administrative/procedural considerations, and other new business.

The Commissioners provided updates regarding their assigned boards and committees and discussed various issues, as follows:

Commissioner Latvala

- Clearwater Beach featured in Travel + Leisure Magazine
- Honor Flight
- Largo Fire Station 39 groundbreaking
- AMPLIFY Clearwater Post-Legislative Session Reception
- Memorial service held at Northeast High School for former St. Petersburg City Councilmember and former Pinellas County School Board member Bill Dudley
- Tour of Advanced Impact Technologies
- Man Up and Go's Drive to End Fatherlessness Charity Auction and Fundraiser

Commissioner Eggers

- Honor Flight
- Plans to attend advisory board meetings for North County library group
- Recent work session regarding raising standards for retail pet stores
- Aircraft Noise Abatement Task Force
- West Klosterman Preserve fundraising efforts
- Brooker Creek Preserve Earth Day Birthday

Commissioner Long

- Forward Pinellas
- Tour of Clearwater Free Clinic
- Meeting with Secretary of Transportation Pete Buttigieg

Commissioner Flowers

- Honor Flight
- Bayou Court Apartments groundbreaking
- Black Maternal Health Forum scheduled for April 27 at The Legacy
- The Great Debate event
- Florida Association of Counties executive committee meeting
- Senior Hall of Fame at the Mahaffey Theater
- Retirement of Public Works Project Coordinator Carla Mitchell
- Appreciation for recognizing Gibbs High School basketball team

Commissioner Justice

- Arts Conservatory for Teens Champions for ACT Breakfast
- Ribbon cutting at the Publix Sportsplex at the Speer YMCA
- Community Action Stops Abuse annual gala
- Cereal for Summer program collection
- City of St. Petersburg's first development application under Live Local Act

Commissioner Scott

- Bill signing by Governor DeSantis at The Urban StillHouse
- Grand opening of Lealman Fire Station 19
- Tampa Bay Water
- Meeting with President and CEO of St. Petersburg Area Economic Development Corporation Mike Swesey
- AMPLIFY Clearwater Post-Legislative Reception
- Largo Fire Station 39 groundbreaking
- Historic Preservation Board
- Historic Preservation Month and upcoming proclamation
- Invitation to appear on Oldsmar Mayor Dan Saracki's podcast
- County golf tournament

Commissioner Peters

- Meeting with Orlando Health staff
- Upcoming Tampa Bay Regional Round Table
- Upcoming meeting with Purdue University
- Learning Independence for Tomorrow Academy fundraising gala
- Upcoming work on the Pinellas Suncoast Transit Authority budget

Meeting Recessed: 3:36 P.M.

Meeting Reconvened: 6:01 P.M.

6:00 PM

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

41. Case No. LDR-24-02 (Second Public Hearing)

An ordinance of Pinellas County, Florida, providing for the amendment of the Pinellas County Land Development Code, Chapter 134 - General and Administrative Provisions, Chapter 138 - Zoning, Chapter 142 - Airport Zoning, Chapter 154 - Site Development, Right-of-Way Improvements, Subdivisions, and Platting, and Chapter 158 - Floodplain Management. (Legislative)

Ordinance No. 24-14 adopted approving Case No. LDR-24-02, amending Chapters 134, 138, 142, 154, and 158 of the Pinellas County Land Development Code and providing revised authority and procedures for the Development Review Committee. The Local Planning Agency recommended approval of the amendment. No correspondence has been received. No citizens appeared to be heard.

In response to a query by Commissioner Eggers, Building and Development Review Services Director Kevin McAndrew clarified that the proposed ordinance allows staff to optimize multidisciplinary input early in the application process by removing a constraint which subjects the Development Review Committee (DRC) to Sunshine Law requirements; that DRC processes were updated to establish defined review periods in an effort to provide predictability and certainty; and that the DRC serves as a collaborative body which provides a staff report to help inform the decision-making of bodies that review applications, such as the Board of Adjustment and Appeals, the Local Planning Agency, and the Board of County Commissioners.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

42. Case No. LDR-24-03 (Second Public Hearing)

An ordinance of Pinellas County, Florida, providing for the amendment of the Pinellas County Land Development Code, Section 154-52 and the Pinellas County Stormwater Manual, updating parts A, B, and C of the manual for Unincorporated areas. (Legislative)

Ordinance No. 24-15 adopted approving Case No. LDR-24-03. The Local Planning Agency recommended approval of the amendment. One letter of concern has been received by the Clerk. No citizens appeared to be heard.

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

Aye: 7 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Flowers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

- 43. Ordinance enabling the County to impose and collect an annual non-ad valorem special assessment levied solely on property owned or leased by hospitals to fund the Hospital Directed Payment Program.

Ordinance No. 24-16 adopted enabling the County to impose and collect an annual non-ad valorem special assessment levied solely on property owned or leased by non-public hospitals to fund the Hospital Directed Payment Program as match to improve Medicaid reimbursement levels.

Mr. Burton provided clarification regarding an erroneous amount listed in the Staff Report and information regarding a related resolution which will be presented at a future meeting.

In response to the Chair’s call for public comment, the following individuals appeared and expressed their support:

- Colleen Ernst, Tampa
- Keri Eisenbeis, Clearwater
- Ryan Quattlebaum, Tarpon Springs
- Alicia Schulhof, St. Petersburg

Chair Peters remarked on the significance of hospitals coming together in support of the proposed ordinance for the sake of residents; whereupon, Commissioner Justice echoed Chair Peters’ comments and expressed his appreciation to County staff for their work.

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

Aye: 6 - Chair Peters, Vice-Chair Scott, Commissioner Eggers, Commissioner Justice, Commissioner Latvala, and Commissioner Long

Absent: 1 - Commissioner Flowers

ADJOURNMENT - 6:18 P.M.

ATTEST: KEN BURKE, CLERK

By *Dee Lynn Leiro*
Deputy Clerk



Kathleen Peters
Chair