

Pinellas County Board of County Commissioners

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



Regular Meeting Agenda

Tuesday, October 31, 2017

9:30 AM

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

Mark S. Woodard, County Administrator
Jewel White, County Attorney
Ken Burke, Clerk of the Circuit Court and Comptroller

A reception for presenters and recipients of the Presentations and Awards portion of the agenda will be held from 9:00 to 9:30 a.m. in the 5th Floor County Commission Conference Room.

ROLL CALL

INVOCATION by Pastor James V. Williams with Mt. Olive African Methodist Episcopal Church, Clearwater

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND AWARDS

1. Veterans Day Proclamation
2. National Animal Shelter Appreciation Week Proclamation
3. Doing Things! Employee Recognition:
- Michael Swonger, Veterans Services
4. Partner Presentation:
- Animal Services Veterans' Veterinary Assistance Program

PUBLIC HEARINGS

5. Petition of Chris and Anna Iverson to vacate a portion of a 10-foot drainage and utility easement on Lot 37C, Villas of Beacon Groves Subdivision Unit III, Plat Book 90, Pages 98 and 99, in Section 31, Township 27, Range 16 (quasi-judicial hearing).
6. Petition of Douglas and Staci Williams to vacate a portion of Portsmouth Road, a 33 foot Right-of-Way, on Lot 3, Allen's Creek Subdivision, Plat Book 102, Pages 5 and 6, in Section 30, Township 29, Range 16 (legislative hearing).

CONSENT AGENDA

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

7. Minutes of the regular meeting held October 17, 2017.
8. Vouchers and bills paid from September 17 through October 7, 2017.

Reports received for filing:

9. Pinellas County Sheriff's Office Adopted Budget for Fiscal Year 2017-2018.

Miscellaneous items received for filing:

10. City of Clearwater Notices of Public Hearings regarding proposed Ordinances Nos. 9046-17, 9047-17, 9072-17, and 9073-17 amending the Land Use Plan and the Zoning Atlas; public hearings to be held November 2, 2017.
11. Eastlake Oaks Community Development District minutes of the meeting held June 8, 2017.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

12. Receipt and file report of non-procurement items delegated to the County Administrator for the period ending September 30, 2017.
13. Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending September 30, 2017.

Human Services

14. Notice of grant award from the Center for Medicare and Medicaid Services for year three of the 2015 to 2018 Navigator Grant Program.

Parks and Conservation Resources

15. Agreement with Pinellas County Sheriff's Office for law enforcement services by Environmental Lands Unit Deputies.

Public Works

16. Ratification of the County Administrator's approval of the ranking of firms and agreements with various firms for emergency debris collection.

Utilities

17. Interlocal Agreement with the City of St. Pete Beach for Pass-A-Grille Way, Phase 2 utility relocations.

COUNTY ATTORNEY

18. Notice of new lawsuit and defense of the same by the County Attorney in the case of Charles A. Hardenbrook v. Pinellas County, Florida; Circuit Civil Case No. 17-005937-CI-15 - allegations of negligence resulting in personal injuries.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Sheriff's Office

19. Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending September 30, 2017.
20. Receipt and file report on the Law Enforcement Trust Fund for the quarter ending September 30, 2017.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

21. Notice of Termination of Right to Proceed under the contract with The Artec Group, Inc. for the Terminal Improvement Project - Phase 3, Gates 7-10 Terminal Addition at the St. Pete-Clearwater International Airport.

Convention and Visitors Bureau

22. Local Arts Funding Agreement with Creative Pinellas, Inc. for marketing and promoting Pinellas County as an arts community and arts destination during Fiscal Year 2018.

Economic Development

23. Resolution approving B7060935956 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.
24. Resolution approving B7082957753 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.
25. Resolution approving B5090160132 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.

Public Works

26. Change Order No. 1 to the contract with Suncoast Development of Pinellas County, Inc. for the Intersection Improvement Project on 102nd Avenue North at 113th Street.

27. Authority to advertise a public hearing to be held on November 28, 2017 regarding a proposed ordinance amending the County Land Development Code by revising Section 170-267 relating to utility work definitions; amending Section 170-268 relating to permits, adding the requirement for communications services provider registration and providing for payment of an annual fee for antennae within the right-of-way at the time of registration; and amending Section 170-277 relating to small cell wireless facilities.

Real Estate Management

28. Change Order No. 1 to the contract with G.E.C. Associates, Inc.; Gibraltar Construction Company, Inc.; and New Vista Builders Group LLC for requirements of Job Order Contracting 2013 - 2015.
29. Purchase authorization for requirements of heavy and light duty vehicles and equipment.
30. Approval to initiate and conduct due diligence and negotiation process for the sale and purchase agreement with Wellington Crossings, LLC for the former Windsor School property.

COUNTY ADMINISTRATOR

31. County Administrator Miscellaneous

COUNTY ATTORNEY

32. Proposed initiation of litigation in the case of Marjorie Blaylock, Linda Byars and Richard Leachman v. Seville Condominium 8, Inc.; HUD Case No. 04-17-7756-8; PC Case No. 17-022 - alleged housing discrimination.
33. Florida Retirement Service Senior Management Service Class retroactive payment to pension plan.
34. Authority to advertise a public hearing to be held on November 28, 2017 regarding a proposed ordinance amending Chapter 70, Section 403 of the Pinellas County Code relating to Human Relations to remove the County Administrator, County Attorney, and Director of Human Rights as "ex-Officio" members of the County Council for Persons with Disabilities.
35. County Attorney Miscellaneous:
- Potential Opioid Litigation - recommendation to move forward with process to competitively procure legal services

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

36. Reappointments to the Emergency Medical Services Medical Control Board.

37. Appointment to the Emergency Medical Services Advisory Council.

Human Rights

38. Consideration of waiver of an ethical conflict for an appointee to the Pinellas County Council for Persons with Disabilities.

COUNTY ADMINISTRATOR REPORTS

39. County Administrator Reports:
- Downtown Palm Harbor Master Plan - update
- Penny for Pinellas - update

CITIZENS TO BE HEARD

40. Public Comment

COUNTY COMMISSION

41. Approval of one (1) consumer appointment and nine (9) appointments/reappointments to the Pinellas County Construction Licensing Board (Chairman appointment).
42. Four appointments to the Affordable Housing Advisory Committee (Board of County Commissioners as a whole).
43. Appointment and reappointments to the Palm Harbor Community Services Agency, Inc. (individual Commissioners).
44. Approval of 2018 State Legislative Program:
- Update from Dean Mead
45. Annual performance review of the County Administrator.
46. County Commission Board Reports and Miscellaneous Items

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.