

Pinellas County

*315 Court Street
Clearwater, Florida 33756*



Minutes - Final

Tuesday, August 6, 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 - 9:31 A.M.

Present: 5 - Chair Karen Williams Seel, Vice-Chair Pat Gerard, Dave Eggers, Janet C. Long, and Kathleen Peters

Absent: 2 - Charlie Justice (late arrival), and Kenneth T. Welch

Others Present: Barry A. Burton, County Administrator; Jewel White, County Attorney; Clarethia N. Harris, Chief Deputy Clerk; and Chris Bartlett, Senior Board Reporter, Deputy Clerk

INVOCATION**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Purple Heart Day Proclamation:
Military Order of the Purple Heart - Dunedin Chapter JFK 1963
- Mal Clingan, Commander
- Father Bob Swick, Immediate Past Commander

Chair Seel noted that Father Zwick could not attend and invited Commander Clingan to the podium. She provided background information on Purple Heart recipients, presented him with a commemorative plaque, and read a proclamation recognizing August 7, 2019 as Purple Heart Day in Pinellas County; whereupon, Commander Clingan provided brief comments.

2. Doing Things! Employee Recognition Award:
- Jill Maxwell, Veterans Service Officer, Human Services

Chair Seel and Mr. Burton recognized Ms. Maxwell for her work as a Veterans Service Officer, and a video was shown highlighting her work. Commissioner Eggers provided comments.

3. Partner Presentation:
- Mayor Rick Kriseman, St. Petersburg

Mayor Kriseman conducted a PowerPoint presentation and provided background information regarding renewing the Cross Bay Ferry partnership for the upcoming season, including ridership statistics, demographics, state funding, and possible locations for docking in the City of Tampa. Responding to query by Chair Seel, he noted that he is seeking a two-year commitment from the County, subject to annual budget constraints.

During discussion, Commissioner Eggers indicated that he would like to know the total costs incurred by HMS Ferries for operating the vessel, and Commissioner Long concurred. Chair Seel noted that the Board is favorably inclined to support the partnership, contingent on the participation of the other partner governments.

Commissioner Peters related that statistics indicate that most riders are coming from their homes and not from hotels or commuting to or from their workplace; that based on zip codes, the majority of riders are residents of St. Petersburg and Hillsborough County; that there should be greater participation beyond St. Petersburg; and that hoteliers should be involved to increase ridership among tourists, and Commissioner Long concurred. In response, Mayor Kriseman discussed the challenges of serving commuters without a more robust service and noted that there may be opportunities to increase service in tandem with the new commuter ferry service for MacDill Air Force Base in Tampa, and discussion ensued.

Commissioner Eggers related that there is interest in finding ways to better utilize the many waterways in the region; and that the program seems to be a perfect model for privatization without government subsidies. In response to query by Commissioner Peters, Mayor Kriseman noted that a two-year commitment would still require budget approval of the funding each year.

Chair Seel stated that she will speak with Visit St. Pete/Clearwater leadership regarding the marketing of the Cross Bay Ferry and other ferry services operating within the county; whereupon, responding to comments by Mayor Kriseman and Mr. Burton, Attorney White indicated that the Interlocal Agreement is in the Legistar system for approval at the August 20 County Commission meeting.

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

4. Case No. CW 19-11 - City of Clearwater
Countywide Plan Map amendment from Retail and Services to Activity Center, regarding 0.52 acre more or less, located at the southwest corner of U.S. Highway 19 North and Nursery Road.

Ordinance No. 19-17 adopted approving Case No. CW 19-11. 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 Long, that the item be approved. The motion carried by the following vote:

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

Absent: 2 - Commissioner Justice, and Commissioner Welch

5. Case No. CW 19-12 - City of St. Petersburg
Countywide Plan Map amendment from Public/Semi-Public to Residential Low Medium (1.4 acres), and from Residential Low Medium to Public/Semi-Public (0.2 acre), regarding 1.63 acres more or less, located at 111 Pinellas Way North.

Ordinance No. 19-18 adopted approving Case No. CW 19-12. 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 Long, that the item be approved. The motion carried by the following vote:

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

Absent: 2 - Commissioner Justice, and Commissioner Welch

6. Case No. CW 19-13 - City of Tarpon Springs
Countywide Plan Map amendment from Retail and Services to Industrial, regarding 2.28 acres more or less, located 427 feet north of River Watch Boulevard on the east side of U.S. Highway 19 North (adjacent to 44091 U.S. Highway 19 North).

Ordinance No. 19-19 adopted approving Case No. CW 19-13. 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 Eggers, that the item be approved. The motion carried by the following vote:

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

Absent: 2 - Commissioner Justice, and Commissioner Welch

BOARD OF COUNTY COMMISSIONERS

7. Petition of Travis H. Duvall and Christina N. Duvall to vacate a fifteen foot drainage and utility easement lying in Lot 70, Rolling Oaks Subdivision, Plat Book 102, pages 57 and 58, lying in section 23-27-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

Hearing continued to August 20, 2019. No correspondence has been received.

Real Estate Management Director Andrew Pupke provided background information, referred to various maps and documents, and stated that the petitioners are seeking the vacation in order to provide space for a swimming pool and screened lanai. He indicated that staff recommends denial of the petition so as to preserve future utility usage and access with regards to the easement; and that there are utilities currently in the right-of-way to facilitate drainage from the residential street into the nearby pond.

Responding to queries by the members, Mr. Pupke stated that the homeowners association maintains the pond and the County is responsible for maintaining the easement; that the petitioners have an existing fence within the easement; and that the inlets to the drainage pipes through the right-of-way are located on Cypress Avenue. Development Review Services Director Blake Lyon noted that the easement should remain at 15 feet wide in order to provide proper access for equipment and to accommodate digging, regrading, and the stockpiling of materials.

In response to query by Commissioner Eggers, Mr. Pupke stated that the petitioners are asking for ten feet of the easement to be vacated; and that staff is not willing to vacate more than five feet.

Travis Duvall, Tarpon Springs, referred to a diagram of the proposed pool area, noting that the plan is to use pavers for the walkways and not poured concrete; that vacating only five feet would result in having to reduce the pool width to just seven feet; and that he and his wife began the process over a year ago; whereupon, he responded to queries by the members regarding the proposed pool and lanai, the surrounding area, and other matters.

Responding to queries by Commissioner Eggers, Assistant County Administrator Rahim Harji indicated that it is the County's responsibility to clean debris from the pond if the outflow is being constricted; that he would not be comfortable with an easement less than ten feet; and that if the petitioners are willing, staff can work with them to find an alternate solution that might work for all parties.

In response to query by Mr. Duvall, Mr. Harji stated that the pond is designed as a dry pond; and that the County may be willing to vacate a portion of right-of-way to the south, which could potentially extend Mr. Duvall's property enough to accommodate a pool in an alternate location while still preserving the easement, and discussion ensued.

A motion was made by Commissioner Long, seconded by Vice-Chair Gerard, that the item be continued until August 20, 2019. The motion carried by the following vote:

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

Absent: 1 - Commissioner Welch

CONSENT AGENDA - Items 8 through 14 (Item No. 13 addressed under Regular Agenda)

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

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

Absent: 1 - Commissioner Welch

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

8. Vouchers and bills paid from June 16 through July 6, 2019.

Period: June 16 through June 22, 2019

Accounts Payable - \$14,117,661.77

Payroll - None

Period: June 23 through June 29, 2019

Accounts Payable - \$35,783,498.53

Payroll - \$3,958,133.69

Period: June 30 through July 6, 2019

Accounts Payable - \$40,298,230.41

Payroll - None

Reports received for filing:

9. Juvenile Welfare Board Quarterly Financial Statements for the period ended June 30, 2019.

Miscellaneous items received for filing:

10. Affidavit of Publication of Legal Notice published in La Gaceta regarding Notice of Forfeiture of Unclaimed Money pursuant to Section 116.21, Florida Statutes (Circuit/County Court of the 6th Judicial Circuit, Criminal, Civil, and Finance Divisions).

COUNTY ADMINISTRATOR DEPARTMENTS

Real Estate Management

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

Authorization granted. Excluding any interested governmental entities, not-for-profit agencies, or Social Action Funding List designees, assets are to be liquidated through public auction conducted by GovDeals.com, Tampa Machinery Auction, and Manheim under provisions of the existing approved contracts. Distribution of proceeds approved as recommended in the Staff Report.

Risk Management

12. Quarterly report of claim settlements for the period of April 1, 2019 through June 30, 2019.

Report of claim settlements requiring the mutual consent of the County Administrator or his designee and the County Attorney in the range of \$25,001.00 to \$50,000.00 received for filing. Three claims settled for a total amount of \$115,000.00.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority

14. Setting of public hearing dates to consider proposed amendments to the Countywide Plan Strategies and Rules.

Hearings authorized to be held on October 8 and 22, 2019.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

Utilities

13. Ranking of firms and agreement with PCL Construction, Inc. for professional design build services pertaining to the Dunn Water Reclamation Facility Filtration and Disinfection Improvements project.

Ranking of firms and Contract No. 178-0407-NC (PID No. 003122B) approved in the amount of \$1,270,796.00 for a term of 350 consecutive calendar days from the notice to proceed date. Chair authorized to sign and the Clerk to attest.

Responding to queries by Commissioner Eggers, Operations Division Director Steve Soltau and Senior Engineer Craig Osmanski related that the 40-year old sand filters have reached the end of their useful life; that technologies have changed, and the proposed cloth filters will increase efficiency and require less maintenance; and that once the system is in operation, the useful life of the facility would be extended for at least 20 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: 6 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, and Commissioner Peters

Absent: 1 - Commissioner Welch

COUNTY ADMINISTRATOR DEPARTMENTS

Economic Development

15. Resolution approving B9053053005 as a qualified applicant for the Qualified Target Industry Tax Refund program.

Resolution No. 19-52 adopted approving Project B9053053005 as a qualified applicant pursuant to Section 288.106, Florida Statutes, and identifying sources of local County financial support (total local contribution amount, \$102,000.00, 50 percent of which will be paid by Pinellas County over a series of fiscal years as determined by the State).

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

Absent: 1 - Commissioner Welch

Emergency Management

16. Ratification of the County Administrator's approval of the award of bid to Port A Pit, Inc. for emergency food services.

Contract No. 178-0447-B ratified and confirmed. Bid awarded with a \$300,000.00 upset limit for a sixty-month term on the basis of being the lowest responsive, responsible bid received meeting specifications. Expenditure is contingent upon services required during an emergency event; adjustments may be necessary during the contract term.

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 Peters

Absent: 1 - Commissioner Welch

Human Services

17. Second option of Renewal and Amendment No. 4 to the Agreement with Catholic Charities Diocese of St. Petersburg, Inc. for Pinellas Hope emergency shelter.

Agreement approved extending the contract for 12 months effective October 1, 2019, providing funding in an amount not to exceed \$500,000.00. Amendment will provide additional Housing First and coordinated entry requirements, as well as guidance for disaster response.

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 Peters

Absent: 1 - Commissioner Welch

18. Funding Agreements with Pinellas County Homeless Leadership Board, Inc. for a diversion program and bridge housing.

Agreements approved providing Fiscal Year 2020 funding in the amounts of \$134,000.00 for the diversion program and \$300,000.00 for bridge housing.

Responding to query by Chair Seel, Director of Human Services Daisy Rodriguez stated that approximately \$150,000.00 in funding from the current year could be available to carry over into the new fiscal year.

A motion was made by Commissioner Long, seconded by Commissioner Peters, 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 Peters

Absent: 1 - Commissioner Welch

Planning

19. Resolution adopting a "Health in All Policies" approach to County decision making, policy development, and implementation.

Resolution No. 19-53 adopted recognizing the importance that local government decisions have upon the health and equity of its citizens and adopting a "Health in All Policies" (HiAP) approach to County decision-making, policy development, and implementation, to ensure that projects and programs are evaluated based on health and equity implications in addition to traditional metrics.

Health Planner Caitlin Murphy conducted a PowerPoint presentation and provided background information on the implementation of HiAP in County government. She related that it is endorsed by the Centers for Disease Control and the World Health Organization; that Hillsborough County has implemented it in transportation planning; and that the Cities of St. Petersburg and Pinellas Park are working to adopt it into their respective policies; whereupon, she discussed the benefits of adopting an HiAP approach and ways it could be implemented in County decisions. Commissioners Eggers and Justice provided input, and Commissioner Gerard thanked the Foundation for a Healthy St. Petersburg and Florida Department of Health in Pinellas County for providing funding for the program.

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

Absent: 1 - Commissioner Welch

Public Works

20. Grant Agreement with the Florida Department of Environmental Protection for the Long Key/Upham Beach Groin Replacement project.

(County PID Nos. 000219A and 001514A) Agreement approved providing funding in the amount of \$1,080,000.00 as 50 percent reimbursement for the remaining construction costs for four permanent T-head groins on Long Key/Upham Beach, and 50 percent reimbursement for the County's share of the 2019 federal nourishment project at Upham Beach.

A motion was made by Commissioner Justice, seconded by Commissioner Long, 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 Peters

Absent: 1 - Commissioner Welch

Utilities

21. Resolution amending the allowable Industrial Pretreatment Program local limits for the presence of pollutants by industrial sewer customers, pursuant to Article IV, Chapter 126, Section 126-329, Pinellas County Code, for the County Sewer System.

Resolution No. 19-54 adopted amending the maximum local limits to remain in compliance with the Florida Department of Environmental Protection; effective 30 days from notice of acceptance by the Department.

Assistant County Administrator Rahim Harji provided background information, stating that the maximum acceptable limits can vary between the County's wastewater treatment plants.

In response to queries by Commissioner Justice, Water Quality Division Director Michelle Milford stated that there was a change in one parameter, slightly reducing the maximum limit of silver; and that no industrial users were impacted by the change, and consultant Emilie Moore, Tetra Tech, provided input.

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 Peters

Absent: 1 - Commissioner Welch

COUNTY ADMINISTRATOR

22. County Administrator Miscellaneous.

Mr. Burton provided an update on the Small Business Enterprise (SBE) program, stating that 72 vendors were registered in 2018; and that there are already 387 registered vendors in the program for the current year. He noted that after registration, it takes additional time for the vendor to begin receiving contracts; and that year to date, over \$5 million in contracts have been awarded.

Mr. Burton discussed the County's permitting process, relating that staff is prioritizing the many revisions and improvements being implemented, including the Accela software implementation project; that the number of permits is at an all-time high; and that the County will continue to reach out to its customers through input sessions to help identify where improvements can be made; whereupon, he acknowledged staff for their combined efforts as they work through the overall process.

COUNTY ATTORNEY

23. County Attorney Miscellaneous - None.

COUNTY ADMINISTRATOR REPORTS

24. County Administrator Reports - None.

CITIZENS TO BE HEARD

25. Public Comment.

David Ballard Geddis, Jr., Palm Harbor, re spangled banner of shame (submitted document)

Lenore Faulkner, Madeira Beach, re Pinellas education charters

Greg Pound, Largo, re truth

COUNTY COMMISSION

26. Appointments to the Greater Seminole Area Special Recreation District (Board of County Commissioners as a whole).

Amy Hartman appointed to serve a four-year term expiring October 31, 2022.

Commissioner Justice noted that applicant Lisa Borzewski works for a current board member, and responding to his query, Attorney White stated that she does not see it as an impediment; and that she would need to determine whether the Recreation District is a Sunshine board, and discussion ensued.

A motion was made by Commissioner Peters, seconded by Commissioner Long, that the appointment of Amy Hartman be approved; and that Lisa Borzewski not be appointed at this time. The motion carried by the following vote:

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

Absent: 1 - Commissioner Welch

27. County Commission New Business Items - None.

28. County Commission Board Reports and Miscellaneous.

The members provided updates regarding their assigned boards and committees and commented on various topics, as follows:

Commissioner Long

- Tampa Bay Area Regional Transit Authority, Pinellas Suncoast Transit Authority, Forward Pinellas, Tampa Bay Regional Planning Council
- Driving on Sunshine event, Feeding Tampa Bay event, Circle of Heroes memorial dedication
- Recent mass shooting incidents

Commissioner Eggers

- Pinellas Suncoast Transit Authority, Community Veterans Engagement Board, Tampa Bay Water Board, Tampa Bay Transportation Management Area Leadership Group, School Transportation Safety Committee, Healthy Kids Board
- Statewide Metropolitan Planning Organization meeting in Orlando
- Upcoming Purple Heart celebrations
- Recent mass shooting incidents
- Mobile home park/stormwater issues

Commissioner Gerard

- CareerSource Pinellas
- Recent mass shooting incidents

Commissioner Peters

- Opiate Task Force, Youth Advisory Committee
- National Association of Counties/Bill & Melinda Gates Foundation Economic Mobility Leadership Network

Commissioner Justice

- Circle of Heroes dedication, YMCA Spelling Bee
- New Palm Harbor Fire Chief Scott Sanford
- Start of new school year

Chair Seel

Recent mass shooting incidents

ADJOURNMENT - 12:02 P.M.

Chair

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk