

Pinellas County Board of County Commissioners

Pinellas County Cooperative Extension
12520 Ulmerton Road, Largo
www.pinellascounty.org



Hybrid In-Person and Virtual Regular Meeting Agenda

Tuesday, August 24, 2021
2:00 P.M.

Public Hearings at 6:00 P.M.

Dave Eggers, Chair
Charlie Justice, Vice-Chair
Rene Flowers
Pat Gerard
Janet C. Long
Kathleen Peters
Karen Williams Seel

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

ROLL CALL

INVOCATION by Reverend Dr. James Feazell, Jr., Reconciled by Truth Ministries, Pinellas Park.

PLEDGE OF ALLEGIANCE**PRESENTATIONS AND AWARDS**

1. [21-1409A](#) Civitan Club Centennial Proclamation:
- Jan Ward, President, St. Petersburg Civitan Club
2. [21-1585A](#) 20th Anniversary Celebration for Miracles Outreach Proclamation:
- Michelle Walker, Executive Director, Miracles Outreach
3. [21-1392A](#) Partner Presentation:
- #PurePinellas by Commissioner Justice

CITIZENS TO BE HEARD

4. [21-1317A](#) Citizens To Be Heard - Public Comment.

CONSENT AGENDA - Items 5 through 23**CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

5. [21-1599A](#) Vouchers and bills paid from July 11 through July 24, 2021.

Reports received for filing:

6. [21-1600A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2021-11 dated July 21, 2021 - Review of Oasis Acres Affordable Housing Development.
7. [21-1601A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2021-12 dated July 30, 2021 - Follow-up Investigation of Airport Rescue and Firefighting Misuse of Resources.
8. [21-1602A](#) Dock Fee Report for the month of July 2021.

Miscellaneous items received for filing:

9. [21-1603A](#) 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 Sixth Judicial Circuit, Criminal, Civil, and Finance Divisions).

10. [21-1604A](#) City of Safety Harbor Ordinance No. 2021-16 adopted August 2, 2021, annexing certain properties.
11. [21-1605A](#) Independent Audit of the City of Largo Community Redevelopment Agency Fiscal Year 2020 Annual Report.

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

12. [21-1450A](#) Declare surplus and authorize the sale or donation of miscellaneous County-owned equipment.

Recommendation: Declare surplus and authorize the sale or donation of items on the attached lists of miscellaneous surplus items and various equipment. Approve the distribution of proceeds from the sale of such items to the fund that owned the item.

* This action declares the listed items as surplus and authorizes their donation to partner agencies or sale to the highest bidder.

* The usefulness of the identified surplus items (miscellaneous equipment) has been exhausted.

* All surplus items are listed and sent to various agencies and non-profits such as Social Action Funding designees, Suwanee County Board of County Commissioners, Pinellas County School Board, Board Dependent Districts and other agencies such as the Florida Dream Center, Vincent House, Seminole Junior Warhawks and others to determine if this equipment can be utilized before sending for sale at auction.

13. [21-121A](#) Ranking of firms and agreements for requirements of continuing architectural consulting services.

Recommendation: Approval of the ranking of firms and execution of negotiated agreements for requirements of continuing architectural consulting services.

- 1.) Mason Blau & Associates, Inc.
- 2.) Wannemacher Jensen Associates, Inc.
- 3.) Renker Eich Parks Architects, Inc.
- 4.) Williamson Dacar Associates, Inc.
- 5.) Harvard Jolly, Inc.
- 6.) Canerday, Belfsky & Arroyo Architects, Inc.
- 7.) CPH, Inc.
- 8.) ARC3 Architecture, Inc.

* The purpose of the contract is to provide continuing professional architectural services on an as needed basis to include work associated with the County's Capital Improvement Program or various operating and maintenance concerns as minor projects arise related to County's facilities.

* Award recommendation with eight firms is in accordance with the Consultants Competitive Negotiation Act (CCNA), per Florida Statute 287.055; the upset limit over the five-year term is \$700,000.00 for each firm for a total of \$5,600,000.00.

* Three prime firms: Mason Blau & Associates, Inc., Renker Eich Parks Architects, Inc., and Williamson Dacar Associates, Inc. are certified Small Business Enterprise (SBE) firms with Pinellas County, and eight of the subconsultants being utilized by the prime firms are also certified SBE's.

* Percentage goals are not established for CCNA continuing contracts. When the County utilizes a firm for an individual work assignment, the requesting department working with Economic Development will ensure SBEs are utilized.

Contract No. 21-0259-CN(PLU); upset limit over the five-year term is \$700,000.00 for each firm for a total of \$5,600,000.00; authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

County Administrator

14. [21-1318A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the month ending July 31, 2021.

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

Management and Budget

15. [21-1394A](#) Fiscal Year 2021 Board Budget Amendment No. 4 to realign appropriation from Reserves for Contingency in the General Fund for unanticipated Fiscal Year 2021 expenditures.

Recommendation: Approval of the Fiscal Year (FY) 2021 Budget Amendment No. 4 pursuant to Florida Statute section 129.06(2)(b) realigning \$120,000.00 from the General Fund Reserves for Contingency to Development Review Services for unanticipated expenses related to the implementation of credit card processing fees.

* Merchant fee processing for credit card payments through Accela was not implemented for FY21 due to delays with Accela being able to integrate payment processing with a third-party vendor.

* In FY22, a User Fee is proposed for a credit card convenience fee to directly charge customers who use credit cards for payments. This will replace the department's need to absorb banking merchant fees.

* With approval of this amendment, the reserve level for the General Fund will be \$161.7M or 23.6%.

Public Works

16. [21-1472A](#) Grant application to the Florida Department of Environmental Protection for the Beach Management Funding Assistance program local government funding request for Fiscal Years 2022 and 2023 for the Treasure Island Nourishment 2022 project.

Recommendation: Approval of the grant application to the Florida Department of Environmental Protection (FDEP) for the Beach Management Funding Assistance program local government funding request for the Fiscal Years (FY) 2022 and 2023 for the Treasure Island Nourishment 2022 project.

Adopt the companion Resolution declaring the County's support for the Treasure Island Nourishment project (Project) and ability to provide the full local cost share.

* The Treasure Island segment is tentatively scheduled to be nourished in FY 2023 at a total cost of \$12,000,000.00 with the County share projected at \$2,525,000.00.

* The County's segment costs for the Project, include construction and monitoring expenses to be paid from Tourist Development Taxes dedicated to beach nourishment.

* To secure the FDEP grant funding, the County (Local Sponsor) must adopt a resolution declaring support for the project, willingness to serve as the Local Sponsor, ability to provide the full local cost share (\$2,525,000) and identification of the remaining sources of funding establishing support for this grant application is a requirement of FDEP.

* If approved, the FDEP grant will match the County funding at \$2,525,000 each, for total local match of \$5,050,000 and the U.S. Army Corps of Engineers providing the Project balance of \$6,900,000.00.

* The most recent nourishment of the Treasure Island Project area was in 2018.

Grant application in the amount of \$2,525,000.00 with adoption of required companion Resolution; Project to commence in FY 2022.

17. [21-1474A](#) Grant application to the Florida Department of Environmental Protection for the Beach Management Funding Assistance program local government funding request for Fiscal Years 2022 and 2023 for the Long Key-Upham Beach Nourishment 2023 project.

Recommendation: Approval of the grant application to the Florida Department of Environmental Protection (FDEP) for the Beach Management Funding Assistance Program local government funding request for Fiscal Years (FY) 2022 and 2023 for the Long Key-Upham Beach Nourishment 2023 project.

Adopt the companion Resolution declaring the County's support for the Long Key-Upham Beach Nourishment project (Project) and its ability to provide the full local cost share.

* The Upham Beach Region of the Long Key Segment is tentatively scheduled to be nourished in FY23 at a total cost of \$7,394,633.00 with the County share projected at \$1,325,000.00.

* The County's segment costs for the Project, include construction and monitoring expenses to be paid from Tourist Development Taxes dedicated to beach nourishment.

* To secure the FDEP grant funding, the County (Local Sponsor) must adopt a Resolution declaring support for the project, willingness to serve as the Local Sponsor, ability to provide the full local cost share (\$1,325,000.00) and identification of the remaining sources of funding establishing support for this grant application is a requirement of FDEP.

* If approved, the FDEP grant will match the County funding at \$1,325,000.00 each, for total local match of \$2,650,000 and the U.S. Army Corps of Engineers providing the Project balance of \$4,744,6336.00.

* The most recent nourishment of the Upham Beach Region of the Long Key Segment area was in 2018.

Grant application in the amount of \$1,325,000.00 with adoption of required companion Resolution; Project to commence in FY 2023.

18. [21-1475A](#) Ratification of the County Administrator's approval and execution of the grant funding agreement with the Florida Department of Environmental Protection for Red Tide Management for and within the County.

Recommendation: Ratify, confirm, and enter into the minutes the approval and execution of the grant funding agreement with the Florida Department of Environmental Protection (FDEP) for Red Tide Management for and within the County.

* FDEP grant RT001 provides funding in the amount of \$902,500.00 for clean-up of biological debris due to red tide through July 10, 2021.

* Services contracted to include, but are not limited to are containment, removal, cleanup, elimination, transportation, and disposal.

* The County Administrator signed the agreement on July 17, 2021 and such action was recorded on the Receipt and File Report dated August 24, 2021.

* No matching funds required.

FDEP Contract No. RT001; funding in the amount of \$902,500.00; agreement term ninety days from execution and retroactive to June 11, 2021.

Utilities

19. [21-1537A](#) Award of bid to U.S. Submergent Technologies, LLC for wastewater grit removal services.

Recommendation: Approval of the award of bid to U.S. Submergent Technologies, LLC for wastewater grit removal services.

* This 5-year contract is for wastewater grit removal services at the sewer treatment facilities, collection systems, and pump stations on an as-needed basis.

* Grit removal for the sewer treatment system is essential to protect equipment, ensure continuity of service, and extend the useful service life of assets.

* Two bids received with award recommendation to the lowest responsive, responsible bidder, U.S. Submergent Technologies, LLC, in the amount of \$2,076,220.00 for a five-year term.

* This contract replaces Contract No. 156-0406-B(LN).

Contract No. 21-0360-B-BW; for a total amount of \$2,076,220.00 over a five-year duration. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

20. [20-1359A](#) Ranking of firms and agreement with McKim and Creed, Inc. for professional engineering services pertaining to the North County sanitary sewer flow monitoring study.

Recommendation: Approval of the ranking of firms for professional engineering services to perform an inflow and infiltration (I&I) flow monitoring study for the North County sanitary sewer system and award of agreement with the top ranked firm, McKim and Creed, Inc. (McKim).

* This contract is for professional engineering services for completion of the I&I flow monitoring and analysis of the North County sanitary sewer system.

* This project is part of the County's ongoing initiative to mitigate recurring sanitary sewer overflows (SSOs) and cost-effectively reduce the I&I that impacts the sewer collection system and water reclamation facilities.

* Data received from this study will be used to improve our hydraulic sewer model in alignment with the Wastewater Collection System Master Plan.

* Two Small Business Enterprise (SBE) firms are included with McKim's submittal for the North County sanitary sewer flow monitoring study: groundwater elevation analysis and groundwater wells expertise for SBE total fees in the amount of \$36,330.00, or approximately 4.5% of the total award.

Contract No. 190-0630-NC (SS), in the amount of \$799,973.00. The project is expected to be completed within 336 consecutive calendar days. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

21. [20-2171A](#) Ranking of firms and agreements with the two highest ranked firms for a five-year continuing services contract for professional hydrogeologic consulting services.

Recommendation: Approval of the ranking of firms and execution of negotiated agreements with the two highest ranked firms, as listed below, for a five-year continuing services contract for professional hydrogeologic consulting services:

- 1.) ASRus, LLC
- 2.) Jacobs Engineering Group, Inc.

* The purpose of this contract is to provide professional hydrogeologic services required to support several ongoing aquifer recharge projects and provide services to address future hydrogeologic consulting needs.

* Planned projects include three identified within the North County Aquifer Study to identify alternative water supplies for the North County Reclaimed Water System.

* Award recommendation with the two firms is per the Consultant Competitive Negotiation Act (CCNA), with the maximum limit over the five-year term in the amount of \$1,500,000.00 for each firm for a total of \$3,000,000.00.

* Firms will be issued individual work assignments on an as-needed basis.

* ASRus, LLC and Jacobs Engineering Group, Inc. have committed to utilizing multiple certified Small Business Enterprises (SBE) for individual work assignments resulting from this contract, as shown on the attached SBE Listing.

* Specific SBE commitments will be established when the County utilizes a firm for an individual work assignment. The requesting department, working with Economic Development, will ensure SBE's are utilized.

Contract No. 21-0067-CN (SS); the not to exceed upset limit over the five-year term is \$1,500,000.00 for each firm, for a total of \$3,000,000.00. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

COUNTY ATTORNEY

22. [21-1406A](#) Receipt and file report of civil lawsuits filed against Pinellas County as delegated to the County Attorney.

Recommendation: Accept the receipt and file report of civil lawsuits filed against Pinellas County.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Business Technology Services

23. [21-307A](#) Award of bid to Presidio Holdings Inc. d/b/a Presidio Networked Solutions LLC for Cisco equipment, software, and maintenance.

Recommendation: Approval of the award of bid to Presidio Holdings Inc. d/b/a Presidio Networked Solutions LLC (Presidio), as requested by the Business Technology Services Department (BTS), for Cisco equipment, software, and maintenance.

* This contract provides continued maintenance and support of Cisco software, equipment and professional services and is based on discounted percentages off the Cisco retail price list.

* BTS manages Cisco products and services that support the County's Enterprise Information Technology infrastructure in service to County communications and backend support for business applications critical to County operations.

* This contract will provide for replacement of the County's Telephone system over its term, leveraging current investments in Cisco infrastructure and new equipment and software.

* Six bids were received, with award recommendation to Presidio based on highest percentage discount from manufacturer's suggested retail price (MSRP). Per BTS, the amount of the award is based upon the BTS budgetary allowance of \$24,500,000.00 over a five-year contract duration.

* This contract will replace current Contract No. 156-0272-B which expires in September 2021.

Bid No. 21-0299-B(AJM) for a five-year total of \$24,500,00.00. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

24. [21-1142A](#) Award of bid to Eau Gallie Electric Inc for the purpose of relocating the airfield electrical vault.

Recommendation: Approval of the award of bid to Eau Gallie Electric Inc (Eau Gallie). for the purpose of relocating the airfield electrical vault at the St. Pete-Clearwater International Airport.

- * This project involves the construction of a new airfield electrical vault and the demolition of the existing airfield electrical vault that was installed in the 1950's.
- * Two bids were received with Eau Gallie recommended for award as the lowest responsive and responsible bidder in the amount of \$3,332,560.00.
- * All work will be completed within 224 consecutive calendar days from Notice to Proceed.
- * The Small Business Enterprise commitment for this project by Eau Gallie is 17%.

Contract No. 21-0584-CP-MJ Relocate Airfield Electrical Vault PID No. 001064A; in the amount of \$3,332,560.03. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

Housing & Community Development

25. [21-1499A](#) Local government funding in support of an affordable housing development application to the Florida Housing Finance Corporation for housing credit financing.

Recommendation: Approval to provide a local government area of opportunity funding commitment to the highest ranked affordable housing development application for submission to the Florida Housing Finance Corporation (FHFC) for housing credit financing.

It is further recommended that the Board of County Commissioners authorize the County Administrator to execute the Local Government Verification of Contribution grant form and any other such agreements and documentation associated with the FHFC application.

* FHFC issued a Request for Applications for housing credit financing for Affordable Housing Developments located in Broward, Duval, Hillsborough, Orange, Palm Beach, and Pinellas Counties on July 20, 2021. The estimated amount of funding is \$18.8M.

* Applicants that demonstrate local government support receive additional scoring points. A minimum amount of \$610,000.00 is required to receive Local Government Area of Opportunity (LGAO) points.

* Pinellas County solicited applications for housing credit support between July 12th and July 26th. All applications received were evaluated and ranked based on the published scoring criteria. The top scoring project is recommended for a funding commitment in the LGAO minimum amount.

* The highest ranked project is Heritage Oaks Apartments with a score of 89 out of a possible 100 points. The proposed project will consist of 80 newly constructed senior housing units. This project will replace 48 units on the existing Rainbow Village Apartments site, which includes approximately 24 buildings to be demolished. The development is located at Washington Avenue and 130th Avenue North in the Greater Ridgecrest Area. The total development cost of the project is estimated to be \$21.7M. The project is being developed in partnership between Norstar and the Pinellas County Housing Authority.

* The second ranked project is Lealman Heights with a score of 72 points, a planned 86-unit development in the Lealman CRA located at 57th Ave. North and 40th Street. The total development cost is estimated to be \$19.9M.

* The third ranked project is Gavin Point with a score of 68 points, a proposed 68-unit, mid-rise apartment community to be located at 1800 S. Pinellas Ave. in unincorporated Tarpon Springs. The total development cost is estimated to be \$20.9M.

Human Services

26. [21-1254A](#) Final Option of Renewal of the Interlocal Agreement with the Florida Department of Health in Pinellas County for the Pinellas County Health Program and the Health Care for the Homeless program.

Recommendation: Approval of the Final Option of Renewal of the Interlocal Agreement with the Florida Department of Health in Pinellas County (DOH) for the Pinellas County Health Program (PCHP) and the Health Care for the Homeless (HCH) program.

* The Final Option of Renewal enables DOH to continue to provide healthcare services for eligible, enrolled PCHP/HCH clients at six locations throughout the County as well the Mobile Medical Unit and the Bayside Clinic.

* Funding in an amount not to exceed \$11,662,170.00 per fiscal year has been identified through a combination of Human Services' anticipated Fiscal Year 2022 General Fund appropriation and grant funding through the Health Resources and Services Administration. Grant funds total approximately \$1,805,921.00 for the current year (ending February 28, 2022) and the next year (starting March 1, 2022).

* The original Agreement was executed on October 3, 2018, an Addendum supporting CARES funding was executed on August 11, 2020; and Amendment 1, clarifying referral terms, was executed on April 7, 2021.

27. [21-1275A](#) Second Option of Renewal and Amendment 3 with Homeless Leadership Alliance of Pinellas, Inc. for operational costs and direct services.

Recommendation: Approval of the Second Option of Renewal and Amendment 3 with Homeless Leadership Alliance of Pinellas, Inc. (HLA) for operational costs and direct services.

* The agreement provides funding for operational costs for the HLA, including partial support of executive and support staff, and direct service costs associated with serving as the Continuum of Care Lead Agency. Additionally, this agreement provides funding for one full-time Homeless Management Information System (HMIS) staff person to fulfill the HLA's obligations as the HMIS Lead Agency, support for youth entering the homeless system of care, and funding to support the cold night shelter program.

* Funding in an amount not to exceed \$288,330.00 is included in the Human Services' General Fund appropriation in the Fiscal Year 2022 Proposed Budget.

* This is the second and final renewal of the original agreement executed on September 26, 2017.

Parks and Conservation Resources

28. [21-1368A](#) Agreements between Pinellas County, the Florida Botanical Gardens Foundation, and the Majeed Foundation for the construction of the Majeed Discovery Gardens within the Florida Botanical Gardens.

Recommendation: Approval of two agreements and waiver of the Philanthropic Naming Rights Policy to provide for the construction of a children's garden on the grounds of the Florida Botanical Gardens and to accept funding from the Majeed Foundation for naming rights to the children's garden.

* Approval of a license agreement with the Florida Botanical Gardens Foundation (FBG Foundation) for the construction of a children's garden within the Florida Botanical Gardens.

* Approval of an agreement with the Majeed Foundation (Majeed) for \$600,000.00 donation for the naming rights of the children's garden.

* Request the Board waive the Philanthropic Naming Rights Policy with the understanding this project is being undertaken by the FBG Foundation as project manager.

* Funding for the estimated \$2.3 million facility is comprised of \$600,000.00 Majeed donation, additional private donations, and cash reserves from the FBG Foundation.

* Both agreements are required for the funding and construction of this project to move forward with anticipated commencement and completion of the project in calendar year 2022.

Public Works

29. [21-1427A](#) Community Aesthetic Feature Agreement and associated authorizing Resolution with the Florida Department of Transportation for the installation of murals on the four entryway walls of two Fred Marquis Pinellas Trail tunnels as part of the Graffiti Abatement program.

Recommendation: Approval of the Community Aesthetic Feature Agreement (CAFA) and associated authorizing Resolution with the Florida Department of Transportation (FDOT) and supporting Agency Resolution (Exhibit D) for the installation of murals on the entryway walls of two Fred Marquis Pinellas Trail (Pinellas Trail) tunnels as part of the Graffiti Abatement program.

* County partners with Creative Pinellas in design and installation of murals on public infrastructure to deter graffiti vandalism.

* Extensive outreach has been completed for citizens to provide input on the mural program, including one meeting to meet selected artists.

* The artists for these murals were chosen by a process that included Creative Pinellas, local arts community, Tarpon Springs Art Board and the Council of North County Neighborhoods (CNCN).

* The two Pinellas Trail tunnels are located at Alternate U.S. 19 in Palm Harbor and U.S. Highway 19 in Tarpon Springs.

* FDOT requires a CAFA, including the Agency Resolution and proposed mural designs for each of the four murals.

* Permits Transportation Division Director to execute the Conceptual Submittal/Approval Letter to FDOT.

FDOT Agreement No. 2021-M-799-00001; term is through June 30, 2031; there is no fiscal impact associated with this agreement.

30. [21-1270A](#) First Amendment for an extension and increase to the agreements with five firms for requirements of land surveying and mapping, subsurface utility locating, and geographic information system services.

Recommendation: Approval of the First Amendment for an extension and increase to the agreements with five firms for the requirements of land surveying and mapping, subsurface utility locating, and geographic information system services.

- 1.) Cumbey & Fair, Inc.
- 2.) Florida Design Consultants, Inc.
- 3.) George F. Young, Inc.
- 4.) King Engineering Associates, Inc.
- 5.) Southeastern Surveying and Mapping, Corp.

* The contract is for land surveying and mapping, subsurface utility locating, and geographic information system services on a continuing basis per the Consultant Competitive Negotiation Act (CCNA).

* The First Amendment to the Agreement is to extend the duration from July 19, 2021 through April 18, 2022 and increase the upset limit in the amount of \$150,000.00 for each firm for a revised amount of \$850,000.00 for each firm.

* This extension and increase are requested by Public Works to provide the ability to complete current and future projects. A new CCNA solicitation is being prepared and will be advertised for services beginning next year.

* This contract was awarded by the Board of County Commissioners on August 9, 2016.

Contract No. 156-0014-CN (SS); Increase in the amount of \$150,000.00 per firm for a total increase of \$750,000.00, and a revised total contract value for the five firms of \$4,250,000.00; effective through April 18, 2022.

31. [21-1471A](#) Interlocal Agreement with the City of St. Petersburg for Red Tide cleanup and reimbursement.

Recommendation: Approval of an Interlocal Agreement with the City of St. Petersburg (City) for Red Tide cleanup and reimbursement of costs incurred as of July 10, 2021.

* The Interlocal Agreement (ILA) provides for County reimbursement to the City for attributable expenses related to red tide clean up in City waterways.

* The County received emergency grant funds from the Florida Department of Environmental Protection (FDEP) in the amount of \$902,500.00 for cleanup and debris removal within the County and the City related to the Red Tide event.

* Of that amount, a not to exceed amount of \$670,454.00 is attributable to City expenses incurred as of July 10, 2021.

* The ILA facilitates County payment to the City upon submission of a reimbursement request detailing actual costs incurred by September 17, 2021. No agency match is required.

The County continues to seek additional funding from FDEP in support of the ongoing response to Red Tide costs occurred post-July 10, 2021.

32. [21-1466A](#) Interlocal Agreement with Hillsborough County, the City of St. Petersburg, and the City of Tampa for the Cross Bay Ferry Inter-City.

Recommendation: Consideration of the four-year Interlocal Agreement among Hillsborough County and the Cities of St. Petersburg and Tampa for the inter-city passenger ferry service.

* Hillsborough County entered into an agreement with HMS Ferries, Inc. (HMS) on June 16, 2021 to operate a seasonal ferry (Ferry) service between St. Petersburg and Tampa. That agreement and the HMS Business and Operations Plan are attached to this item.

* The Interlocal Agreement (ILA) equally shares the cost of inter-city passenger ferry service among the four governmental agencies.

* The ILA stipulates subsidy funding for four seasons beginning October 2021 and extending by 1 month in Years 2 and 3 until 12 full months in Year 4.

* The County's cost of \$822,500 for four years may be reduced based on potential revenue from the HMS and funding assistance from FDOT.

* An ILA termination provision must be exercised not later than June 1 of any year with written notice to Hillsborough County and other participating governments.

* There is no dedicated funding source for the proposed Ferry service. If the ILA is approved, the FY 22 (October 2021 to April 2022) will fund the first year of service from General Revenue.

* A complete staff analysis is attached for additional background.

ILA term beginning October 1, 2021 and related expenditure in the amount of \$822,500 over the agreement period, subject to annual appropriations.

Safety and Emergency Services

33. [21-968A](#) Fourth Amendment to the Agreement with Motorola Solutions, Inc. for professional engineering and construction services pertaining to the Multi-Site Tower Replacement project.

Recommendation: Approval of the Fourth Amendment with Motorola Solutions, Inc. for professional engineering and construction services pertaining to the Multi-Site Tower Replacement project.

* The purpose of this contract was to replace multiple radio towers which were aging and beyond their useful life. The new towers support current and future tower loading requirements.

* The Fourth Amendment increases the contract by \$4,591,397.00 for a revised total of \$26,993,145.00 and extends the contract through December 31, 2023 to provide time to complete options 1, 2, and 4 that were identified as options in the Third Amendment of this agreement.

* The Board of County Commissioners (Board) approved the original Agreement on February 24, 2015 in the amount of \$3,500,000.00. The First Amendment for an extension was approved by the County Administrator on April 29, 2016; the Second Amendment was approved by the Board to add design and construction of a sixth radio tower on November 22, 2016 in the amount of \$4,404,082.00. The Third Amendment was approved by the Board on July 23, 2019 in the amount of \$14,497,667.00, supporting the necessary hardening and implementation of system design elements to replace the shelters.

Contract No. 134-0251-NC; increase in the amount of \$4,591,397.00 for a revised total amount of \$26,993,146.00 through December 31, 2023. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

34. [21-1420A](#) Reappointments to the Emergency Medical Services Medical Control Board.

Recommendation: Sitting as the Pinellas County Emergency Medical Services (EMS) Authority, approve the following reappointments to the EMS Medical Control Board for a two-year term ending July 2023.

- * Reappointment of Dr. Krista Gillis as a primary Trauma Center representative. Dr. Gillis is an emergency physician at Bayfront Health St. Petersburg.
- * Reappointment of Dr. Andrea Apple as an alternate Trauma Center representative. Dr. Apple is an emergency physician at Bayfront Health St. Petersburg.
- * Reappointment of Dr. Stephen Haire as an Emergency Physician representative. Dr. Haire is an ER Medical Director at Morton Plant Hospital.
- * Reappointment of Dr. Brian Charity as an Emergency Physician alternate representative. Dr. Charity is an emergency physician at Morton Plant Hospital.
- * Reappointment of Dr. Jose Barquin Jr. as an Emergency Physician representative. Dr. Barquin is an emergency physician at AdventHealth North Pinellas.
- * Reappointment of Dr. Jeremy White as an Emergency Physician alternate position. Dr. White is an emergency physician at AdventHealth North Pinellas.

Human Resources

35. [21-1522A](#) Second Amendment to the Agreement with Willis Towers Watson US LLC for benefits consulting services.

Recommendation: Approval of the Second Amendment to the Agreement with Willis Towers Watson US LLC (WTW) for employee benefits consulting services.

- * This agreement provides expert consulting services pertaining to County benefit fund expenditures and on-going health and welfare consulting services for employee and retiree group medical plans.
- * The Second Amendment provides services by WTW acting as the liaison between vendors and the County for voluntary benefits services offered to County employees. The First Amendment is deleted in its entirety and is replaced by this Second Amendment as the Board of County Commissioners as expressed in the agreement, must approve the agreement and all future amendments.
- * The implementation process shall be completed by January 1, 2022 and shall continue through the current term of the contract of December 31, 2024.
- * The agreement for employee benefits consulting services was approved by the Board of County Commissioners on May 21, 2019. The First Amendment was approved by the County Administrator on July 26, 2021.

Contract No. 178-0396-P(LN) in an annual amount of \$291,000.00 and a not-to-exceed total amount of \$1,455,000.00. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

COUNTY ATTORNEY

36. [21-1506A](#) Dual legal representation with Bryant Miller Olive P.A.

Recommendation: Approval for the law offices of Bryant Miller Olive P.A. to engage in dual legal representation with Pinellas County and various other clients.

Delegate to the County Attorney the authority to execute the attached Conflict Waiver Request.

37. [21-1609A](#) Proposed settlement through Plan Confirmation in the case of In re: Mallinckrodt PLC, et al, Debtors; Mallinckrodt PLC Case No. 20-12522 (bankruptcy).

Recommendation: Consideration of the proposed settlement through Plan Confirmation in the case of In re: Mallinckrodt PLC, et al, Debtors; Mallinckrodt PLC Case No. 20-12522 (bankruptcy).

38. [21-1319A](#) County Attorney Reports:
- County Redistricting Board Update

COUNTY ADMINISTRATOR

39. [21-1320A](#) County Administrator Reports.

COUNTY COMMISSION

40. [21-1321A](#) County Commission New Business: Pertinent and Timely Committee/Board Updates, Policy Considerations, Administrative/Procedural Considerations, and Other New Business.

6:00 PM

PUBLIC HEARINGS

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Educational Facilities Authority

41. [21-1534A](#) Tax Equity Fiscal Responsibility Act Resolution for issuance by the Pinellas County Educational Facilities Authority of its Revenue Bonds in an aggregate principal amount not to exceed \$9,000,000.00 on behalf of Athenian Academy, Inc.

Recommendation: Conduct a public hearing to adopt a Tax Equity Fiscal Responsibility Act (TEFRA) resolution granting TEFRA approval of the Pinellas County Educational Facilities Authority Revenue Bonds in an aggregate principal amount not-to-exceed \$9,000,000.00 on behalf of The Athenian Academy, Inc. (Borrower)

* Borrower is requesting issuance of bonds for acquisition of the facility the school is currently leasing at 2289 North Hercules Avenue, Clearwater, Florida.

* Borrower is responsible for payment of all fees and expenses.

* Issuance of these bonds will have no fiscal impact on the County.

42. [21-1535A](#) Tax Equity Fiscal Responsibility Act Resolution for issuance by the Pinellas County Educational Facilities Authority of its Revenue Bonds in an aggregate principal amount not to exceed \$16,000,000.00 on behalf of Galaxy Education Property Holdings, LLC, the sole member of which is Galaxy Education, Inc. d/b/a Discovery Academy of Science.

Recommendation: Conduct a public hearing to adopt a Tax Equity Fiscal Responsibility Act (TEFRA) resolution granting TEFRA approval of the Pinellas County Educational Facilities Authority Revenue Bonds in an aggregate principal amount not-to-exceed 16,000,000.00 on behalf of Galaxy Education Property Holdings, LLC (Borrower), the sole member of which is Galaxy Education, Inc. d/b/a Discovery Academy of Science.

* Borrower is requesting issuance of bonds for acquisition and construction of a new facility at 2465 Nursery Road, Clearwater, to replace two separate leased facilities from which the school currently operates.

* Borrower is responsible for payment of all fees and expenses.

* Issuance of these bonds will have no fiscal impact on the County.

Countywide Planning Authority

43. [21-1344A](#) Case No. CW 21-08 - City of Tarpon Springs
Countywide Plan Map amendment from Residential Medium to
Employment, regarding 0.16 acre more or less, located at South Disston
Avenue between East Lemon Street and East Boyer Street, Tarpon
Springs.

Recommendation: Sitting as the Countywide Planning Authority, adopt an ordinance approving Case No. CW 21-08, a proposal by the City of Tarpon Springs to amend the Countywide Plan Map from Residential Medium to Employment, regarding 0.16 acre more or less, located at South Disston Avenue between East Lemon Street and East Boyer Street, Tarpon Springs.

- * The subject property is located west of Disston Avenue, between East Lemon Street and East Boyer Street.
- * The property contains an open shelter structure, but is otherwise vacant.
- * The purpose of the proposed amendment is to allow the expansion of the existing warehouse/construction materials business located adjacent to the north of the property at 526 East Lemon Street.
- * Manufacturing is not an allowable use under the current Residential Medium designation of the property.
- * The Forward Pinellas Board voted unanimously to recommend approval of this proposal.
- * The Planners Advisory Committee did not formulate a recommendation for this case due to its meeting being cancelled because of Tropical Storm Elsa.

44. [21-1346A](#) Case No. CW 21-09 - City of Tarpon Springs
Countywide Plan Map amendment from Employment to Retail and
Services, regarding 0.61 acre more or less, located at 41680 U.S.
Highway 19 North, Tarpon Springs.

Recommendation: Sitting as the Countywide Planning Authority, adopt an ordinance approving Case No. CW 21-09, a proposal by the City of Tarpon Springs to amend the Countywide Plan Map from Employment to Retail and Services, regarding 0.61 acre more or less, located at 41680 U.S. Highway 19 North, Tarpon Springs.

- * The subject property is located on the southwest corner of U.S. Highway 19 North and East Pine Street.
- * There is currently a developed building and parking lot on the property, which was most recently used as a furniture store, but is now closed.
- * The property has historically been utilized for retail commercial purposes.
- * The requested amendment is to reflect the historical use and to allow continued use of the property for retail commercial purposes.
- * The Planners Advisory Committee was unable to meet due to Tropical Storm Elsa and, therefore, did not formulate a recommendation on this case.
- * The Forward Pinellas Board voted unanimously to recommend approval of this proposal.

45. [21-1171A](#) Ordinance amending the Countywide Rules (second public hearing).**Recommendation:**

Sitting as the Countywide Planning Authority, hold the second of two public hearings to consider proposed amendments to Countywide Rules to create a Senior Housing Bonus, revise the map adjustment process, and other minor housekeeping changes as follows:

- * Forward Pinellas has received a request to amend the residential equivalency standards, specifically for the Assisted Living Facility use based on the growing residential needs of Pinellas County's aging population.
- * The amendment identifies criteria for defining what qualifies as Senior Housing, allows each local government the discretion for determining the maximum number of allowable residential dwelling units, residential equivalent beds, and/or floor area ratio bonuses allowable in their applicable zoning district and/or future land use categories.
- * The amendment prohibits the application of this density/intensity bonus in the Coastal High Hazard Area.
- * The map adjustment process is being revised in response to local government requests for interpretation and clarification of this administrative process.
- * The amendment adds criteria for adjusting Preservation or Recreation/Open Space boundaries, including clarification that a survey is required unless very specific de minimis criteria are met as well as replaces the current "official acceptance process" with a process similar to Tier I map amendments, where staff processes the adjustments administratively and the Forward Pinellas Board and the Countywide Planning Authority are notified after the fact.
- * Housekeeping amendments to definitions related to submerged land, continuances, withdrawals, and animal boarding uses are also part of this amendment package.

BOARD OF COUNTY COMMISSIONERS

46. [21-1178A](#) Petition of Landen Clint Patrick Miller to vacate that portion of the 15 foot right-of-way lying west of and adjacent to the north ½ of Lot 4, Pinellas Groves, Plat Book 1 Page 55, lying in the northeast ¼ of the northwest ¼ of Section 29-30-15, Pinellas County, Florida, less that portion lying within 33 foot of the north line of Section 29-30-15. (Legislative Hearing)**Recommendation:**

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to 336, Florida State Statutes.

- * There is a 15-foot wide right-of-way adjacent to the petitioners' property located at 11380 86th Avenue, Seminole.
- * The petitioner is requesting the vacation to allow for an increase in property size and to add new landscaping.
- * County staff have no objection to the vacation request.

Authorize the Clerk of the Circuit Court to record the resolution in the public records of Pinellas County.

47. [21-1393A](#) Petition of Noell Family to vacate the 15-foot wide right-of-way of an unnamed street lying south and adjacent to Lot 6, Block II, Pleasant Valley Addition to Tarpon Springs, Plat Book 14, Page 12, north and adjacent to Tract 61, Tampa and Tarpon Springs Land Company Subdivision, Plat Book H1, Page 116, east of and adjacent to the easterly right-of-way of Fred Marquis Pinellas Trail and West of and adjacent to the west right-of-way of Pleasant Avenue, Lying in Section 24-27-15, Pinellas County, Florida. (Legislative Hearing)

Recommendation: Consider granting the petition to vacate and if granted, adopt the attached resolution pursuant to §336, Florida State Statutes.

* The petitioners are requesting to vacate a 15-foot wide portion of an unnamed right-of-way adjacent to the petitioners' property located at 4706 Pleasant Avenue, Palm Harbor.

* The petitioners are requesting the vacation to allow for an increase in property size and for future development.

* County staff have no objection to the vacation request.

Authorize the Clerk of the Circuit Court to record the resolution in the public records of Pinellas County.

48. [21-1401A](#) Ordinance amending Chapter 138-Zoning and Chapter 146-Historic Preservation of the Pinellas County Land Development Code establishing the Downtown Palm Harbor Form-Based Code. (Companion to Item Nos. 49 & 50)

Recommendation: The second of two public hearings for Case Number LDR-27-11-19 (Ordinance). Based upon evidence and findings contained in the staff report and attachments, this Case is recommended for approval.

This Case consists of an Ordinance adding Section 138-2153 to the Pinellas County Land Development Code to adopt the Downtown Palm Harbor Form-Based Code; and adding Article XII - Downtown Palm Harbor Form-Based Code to Chapter 138 of the Pinellas County Land Development Code; and amending related sections of Chapter 138 and Chapter 146 of the Pinellas County Land Development Code. These amendments accomplish the following:

* Adopt a form-based code as the new regulatory mechanism for the greater Downtown Palm Harbor area.

* Replace the current Old Palm Harbor-Downtown district zoning category with a new Downtown Palm Harbor Form-Based Code District zoning category as Article XII of Chapter 138 of the Land Development Code.

* Amend various sections throughout Chapter 138 to align with and conform to the new zoning district.

* Amend Chapter 146 to update regulations and standards broadly affecting historic preservation in Pinellas County and to align with and conform to the new zoning district.

49. [21-1403A](#) Resolution changing the zoning classification of approximately 64 acres comprising the greater Downtown Palm Harbor area from OPH-D, Old Palm Harbor Downtown, C-2, General Commercial and Services, C-2-H, General Commercial Services-Historic Preservation Overlay, R-3, Single Family Residential, R-4, One, Two, and Three Family Residential, LO, Limited Office, GO, General Office, C-1, Neighborhood Commercial, E-1, Employment 1, E-1-Co, Employment 1-Conditional Overlay and E-2, Employment 2 To DPH-FBC, Downtown Palm Harbor - Form Based Code District. (Companion to Item Nos. 48 & 50)

Recommendation: The second of two public hearings for Case Number Z/LU-28-11-19. Based upon the evidence and findings contained in the staff report and attachments, this Case is recommended for approval.

This Case consists of a Resolution approving a change in zoning of approximately 64 acres comprising the greater Downtown Palm Harbor area, centered around the intersection of Alternate U.S. 19 and Florida Avenue; from OPH-D, Old Palm Harbor Downtown, C-2, General Commercial and Services, C-2-H, General Commercial and Services-Historic Preservation Overlay, R-3, Single Family Residential, R-4, One, Two and Three Family Residential, LO, Limited Office, GO, General Professional Office, C-1, Neighborhood Commercial, E-1, Employment 1, E-1-Co, Employment 1-Conditional Overlay and E-2, Employment 2 to DPH-FBC, Downtown Palm Harbor - Form-Based Code District. These amendments accomplish the following:

- * Establish a zoning district boundary that follows the updated Downtown Palm Harbor Master Plan and associated Future Land Use Map category boundary configuration.
- * Create a transition between the downtown core and outlying neighborhoods.
- * Include all the Downtown Palm Harbor Historic District under one cohesive Future Land Use and Zoning area.

50. [21-1431A](#) Resolution adopting the Downtown Palm Harbor Design Guidelines.
(Regular Agenda Item that is Companion to Item Nos. 48 & 49)

Recommendation: Approval of a resolution adopting the Downtown Palm Harbor Design Guidelines that will provide guidance to property owners and other applicants seeking approval for proposed development projects in the Downtown Palm Harbor Form Based Code District and Downtown Palm Harbor Historic District.

These design guidelines should be adopted only after the:

- * Adoption of the Ordinance creating the Downtown Palm Harbor Form Based Code as Article XII in Chapter 138 of the Pinellas County Land Development Code; and
- * Adoption of the Resolution amending the Pinellas County Zoning Atlas to include the Downtown Palm Harbor Form Based Code District.

The Downtown Palm Harbor Design Guidelines were prepared by Planning Division staff to provide guidance to property owners and other applicants seeking approval for proposed development projects on land parcels located within the new Downtown Palm Harbor Form Based Code (DPH FBC) District.

The Pinellas County Historic Preservation Board reviewed the Downtown Palm Harbor Design Guidelines at their meeting on July 14, 2021, and recommended that the Board of County Commissioners adopt the design guidelines document attached herein for use in the administration of the DPH FBC and the Downtown Palm Harbor Historic District.

ADJOURNMENT

Special Accommodations

Persons with disabilities who need reasonable accommodations to effectively participate in this meeting are asked to contact Pinellas County's Office of Human Rights by e-mailing such requests to accommodations@pinellascounty.org at least three (3) business days in advance of the need for reasonable accommodation. You may also call (727) 464-4882.

Public Participation Procedures

Persons wishing to comment regarding a specific agenda item should do so:

In person - by preregistering at pinellascounty.org/comment or by filling out a comment card with the County staff person in the meeting room; or,

Virtually - in advance in accordance with the instructions in the notice of this meeting, or on the virtual platform or phone after preregistering.

Members of the public wishing to make comments on the virtual platform or by phone must preregister by 5 p.m. the day before the meeting. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman or Clerk will call on each individual, one by one, to be heard. Each individual may speak for up to three minutes as may be modified by the Chairman. Comments or behavior that violate Pinellas County Commission Public Participation and Decorum Rules will be disconnected. Members of the public who cannot attend at the time an agenda item is before the Board may offer comments during the Citizens to Be Heard section near the beginning of the meeting. More information is available at www.pinellascounty.org/BCC_Participation.htm or by calling (727) 464-4400.

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, 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 as may be modified by Pinellas County Emergency Order. 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.
3. Persons wishing to attend virtually must preregister at pinellascounty.org/comment by 5 p. m. the day before the meeting.

Appeals

Persons are advised that, if they decided to appeal any decision made at this meeting/hearing, they will need a record of the proceeding, and, for such purposes, they may need to ensure that a verbatim record of the proceeding 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.