

# **Pinellas County**

*315 Court Street  
Clearwater, Florida 33756*



## **Minutes - Final**

**Tuesday, December 10, 2019**

**2:00 P.M.**

**Public Hearings at 6:00 P.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 - 2:02 P.M.**

**Present:** 7 - Chair Karen Williams Seel, Vice-Chair Pat Gerard, Dave Eggers, Charlie Justice, Janet C. Long, Kathleen Peters, and Kenneth T. Welch

**Others Present:** Barry A. Burton, County Administrator; Jewel White, County Attorney; Jeanette L. Phillips, Chief Deputy Clerk; and Teresa Adkins, Board Reporter, Deputy Clerk

**INVOCATION by Pastor Dieter Randolph, Water and Stone Church, St. Petersburg.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS****1. Pinellas County Employee Choir Performance**

Chair Seel invited the choir to the podium and described the types of events where it performs; whereupon, she introduced the members, and they sang Jingle Bell Rock and Winter Wonderland.

**2. National Committee for Quality Assurance: Patient-Centered Medical Home Recognition:  
- Daisy Rodriguez, Director, Human Services**

Chair Seel recognized Human Services and Florida Department of Health in Pinellas County team members for their work in the community, and Health Department Director Dr. Uylee Choe and Ms. Rodriguez provided input; whereupon, Assistant County Administrator Lourdes Benedict joined them at the podium, and Chair Seel noted recent magazine articles pertaining to social services and age-friendly initiatives in Pinellas County.

**3. Doing Things! Employee Recognition Award:  
- Larry Markunas, Facility Operations Manager, Real Estate Management**

Chair Seel and Mr. Burton recognized Mr. Markunas for his dedication and work to ensure a safe, clean, and comfortable environment for the employees of Pinellas County; whereupon, a video was shown highlighting the services he provides.

Chair Seel read a proclamation declaring December 10 as Jacob Stowers Day, and she and Mr. Burton congratulated the Assistant County Administrator on his retirement after 37 years of service to Pinellas County.

**4. Partner Presentation:  
- #PurePinellas by Commissioner Justice**

At the invitation of Commissioner Justice, Alyssa Conte sang the National Anthem.

## CITIZENS TO BE HEARD

## 5. Public Comment.

David Ballard Geddis, Jr., Palm Harbor, re Largo, reclaimed water is not safe  
Lenore Faulkner, Madeira Beach, re education excellence

**CONSENT AGENDA - Items 6 through 29**

**A motion was made by Commissioner Eggers, Seconded by Commissioner Gerard, that the Consent Agenda items be approved. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

## CLERK OF THE CIRCUIT COURT AND COMPTROLLER

6. Minutes of the regular meetings held October 22 and November 12, 2019.
7. Vouchers and bills paid from October 13 through October 26, 2019.  
  
Period: October 13 through October 19, 2019  
Accounts Payable - \$18,157,499.86  
Payroll - \$3,757,650.37  
  
Period: October 20 through October 26, 2019  
Accounts Payable - \$16,532,014.55  
Payroll - None
8. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-33 dated October 30, 2019 - Follow-Up Investigation of Real Estate Management Deed Recording.
9. Dock Fee Reports for the months of October and November 2019.
10. State of Florida Constitutional Officer Financial Report for 2018-2019 - Pinellas County Clerk of the Circuit Court and Comptroller, pursuant to Section 218.36, Florida Statutes.
11. State of Florida Constitutional Officer Financial Report for 2018-2019 - Pinellas County Property Appraiser, pursuant to Section 218.36, Florida Statutes.
12. State of Florida Constitutional Officer Financial Report for 2018-2019 - Pinellas County Sheriff's Office, pursuant to Section 218.36, Florida Statutes.

13. State of Florida Constitutional Officer Financial Report for 2018-2019 - Pinellas County Supervisor of Elections, pursuant to Section 218.36, Florida Statutes.
14. State of Florida Constitutional Officer Financial Report for 2018-2019 - Pinellas County Tax Collector, pursuant to Section 218.36, Florida Statutes.
15. City of Clearwater Ordinance No. 9301-19 adopted October 3, 2019, annexing certain properties.
16. City of Pinellas Park proposed Ordinance No. 4094 annexing certain property; public hearing held November 26, 2019.
17. Correspondence from the Southwest Florida Water Management District regarding the District's Proposed 2020 Five-Year Water Resource Development Work Program.
18. Interlocal Agreement by and among the Pinellas County Sheriff's Office; Pinellas County, Florida; and the Police Departments for the Cities of Clearwater, Largo, Pinellas Park, St. Petersburg, and Tarpon Springs, Florida, and the Pinellas County Schools Police Department and USF - St. Petersburg Police Department.
19. Town of Kenneth City Notice of Public Hearing to be held December 11, 2019, regarding proposed Ordinances Nos. 2019-650 through 2019-652 annexing certain property and amending the Land Use Plan and Zoning Atlas.

## COUNTY ADMINISTRATOR DEPARTMENTS

### Administrative Services

20. Purchase authorization for requirements of heavy and light duty vehicles and equipment.

Contract No. 190-0098-PB approved for a total expenditure not to exceed \$499,402.00, effective until September 30, 2020, pursuant to the pricing, terms, and conditions of the Florida Sheriff's Association/Florida Association of Counties Cooperative contract.

### Airport

21. Ranking of firms and agreement with AECOM Technical Services, Inc. for professional engineering services pertaining to Construction Management Services for Runway 18-36 Rehabilitation at the St. Pete-Clearwater International Airport.

Ranking of firms and Contract No. 189-0431-NC approved in the amount of \$1,362,421.40. Agreement is for a term of 500 consecutive calendar days from the notice to proceed date. Chair authorized to sign and the Clerk to attest.

County Administrator

- 22.** Receipt and file report of non-procurement items delegated to the County Administrator for the period ending November 30, 2019.

Public Works

- 23.** Award of bid to Bayshore Construction, Inc. for the Fort De Soto Park dune walkover project.

Bid No. 189-0489-CP (PID No. 003010A) in the amount of \$448,198.30 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is expected to be completed within 270 consecutive calendar days. Chair authorized to sign and the Clerk to attest.

- 24.** Cancellation of contract and award of bid to various firms for requirements of road and landscape materials - a Tampa Bay Area Purchasing Cooperative contract.

Contract No. 167-0390-B cancelled due to the bankruptcy of Florida Dirt Source, Inc. and the inability of the other participating firms to provide the product.

Bid No. 189-0328-B in the annual amount of \$581,649.30 for a 60-month term total of \$2,908,246.50 awarded to the following firms on the basis of being the lowest responsive, responsible bids received meeting specifications.

- Southern Landscaping Materials, Inc. (Lines 1-2, 9-10, 15-20 for delivery; Lines 3-20 for pick-up)
- Stan Weeks & Associates, Inc. (Lines 3-7, 14 for delivery)
- Wholesale Landscape Supply d/b/a Big Earth Landscape Supply (Lines 11-13 for delivery)

- 25.** Joint Project Agreement with the City of Clearwater for utility work associated with the Lakeview Road sidewalk and drainage improvements from South Lincoln Avenue to Stevenson Creek.

(PID No. 0003489A) Agreement approved. Estimated total cost to the City for utility work is \$529,462.50; agreement will be in effect for two years from the construction notice to proceed date. Chair authorized to sign and the Clerk to attest.

Utilities

- 26.** Award of bid to Granite Inliner, LLC for the Sewer Interceptor Rehabilitation - 94th Avenue to 86th Avenue and 86th Avenue to Pump Station 069 project.

Bid No. 189-0320-CP (PID No. 002747C) in the amount of \$1,943,298.00 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All

work is expected to be completed within 365 consecutive calendar days. Chair authorized to sign and the Clerk to attest. Bids of three firms rejected for being non-responsive to bid requirements.

#### COUNTY ATTORNEY

27. Notice of new lawsuit and defense of the same by the County Attorney in the case of Dawn Ricketts v. Pinellas County; U.S. District Court, Middle District Case No. 8:19-cv-02493-CEH-SP - allegations of discrimination.

#### AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

##### Countywide Planning Authority

28. Countywide Plan Map - 2019 Annual Update.

Resolution No. 19-95 adopted accepting the amended Countywide Plan Map and directing that it be filed with the Clerk of the Board of County Commissioners as the official Countywide Plan Map, as recommended by Forward Pinellas, in its role as the Pinellas Planning Council, in its Resolution No. 19-4 adopted November 13, 2019, a copy of which has been made a part of the record.

##### Human Rights

29. Authority to advertise a public hearing to be held on January 14, 2020, regarding a proposed ordinance amending Article IV of Chapter 70 of the Pinellas County Code Relating to Wage Theft/Recovery.

#### REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA - None.

#### COUNTY ADMINISTRATOR DEPARTMENTS

##### Administrative Services

30. Resolution and Lease Agreement with Gulfcoast Legal Services, Inc. for office space located at 501 First Avenue North, St. Petersburg.

Resolution No. 19-96 adopted and lease agreement approved, providing a method for calculating rent, increasing the base rent by three percent annually, and modifying other provisions of the lease. Lease term is year to year.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 31.** Resolution and Lease Agreement with the State of Florida, Department of Corrections for space at 14250 49th Street North, Clearwater.

Resolution No. 19-97 adopted and lease agreement approved for a term of five years commencing on July 1, 2020, with provision for two five-year renewal options. Rental rate is \$8.59 per square foot (\$11,940.00 annually) with an increase of three percent per year.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Construction Licensing Board

- 32.** Resolution supplementing Resolution 10-198, designating certain Pinellas County Code Enforcement personnel supporting the Construction Licensing Board to enforce Chapter 75-489 Laws of Florida (Special Act), as amended, and County codes and regulations pursuant to Chapters 125, 162, and 705 of the Florida Statutes, providing for public records exemptions for current and former Code Enforcement Officers.

Resolution No. 19-98 adopted.

Responding to query by Commissioner Justice, Attorney White indicated that the exemption would apply to former Code Enforcement Officers dating back to the establishment of the Construction Licensing Board Special Act.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Economic Development

- 33.** Resolution adopting Penny IV Affordable Housing and Economic Development Program Guidelines and sunset of the Joint Review Committee.

Resolution No. 19-99 approved adopting guidelines set forth by the Joint Review Committee for expending 8.3 percent of the net proceeds from the 2020-2029 local government infrastructure surtax (Penny IV) for affordable housing and economic development capital projects, over a ten-year period, based on the Interlocal Agreement governing the surtax proceeds allocation.

Mr. Burton provided background information regarding the item, relating that the guidelines will be used by staff and partners to review and recommend projects for the Penny IV funding. He noted that pursuant to Resolution No. 19-6, half of the 8.3 percent, or approximately \$82.5 million, is intended for affordable housing programs targeting persons with the lowest income; that the recently adopted Comprehensive Plan provides for increased density along primary corridors, making construction more affordable; and that the projects may involve working with private developers and a combination of capital funding sources; whereupon, he stressed that the demand for affordable housing is significantly higher than the current supply.

Mr. Burton indicated that the County is committed to working with the Faith and Action for Strength Together (FAST) organization and all municipal partners to advance mutual housing goals; that there will be a meeting with the Healthy St. Pete Foundation and the municipal partners on December 18 and a summit in the spring involving elected officials and all partner agencies on the matter; and that criteria supplementing the guidelines will be developed over the next several months.

Chair Seel noted that pursuant to Resolution 19-6, 40 percent of the units in an affordable housing project would benefit households making 60 percent of the Area Median Income (AMI) or less, or 100 percent of the units would benefit households making 80 percent of the AMI or less.

The following individuals responded to the Chair's call for persons wishing to speak:

Pat Fling, St. Petersburg (FAST)  
Lee Hall-Perkins, St. Petersburg  
Georgia Gaston, St. Petersburg  
Bob Meehan, Clearwater (FAST)  
Rev. Kathleen Walter, Clearwater (FAST)  
Ralph Madison, St. Petersburg

Concerns by the above-listed persons included the following:

- The greatest need for affordable housing is for households with annual incomes at or below 80 percent of the AMI
- The guidelines must dedicate 4.15 percent of the Penny IV funding for affordable housing, pursuant to Resolution No. 19-6

Referring to a PowerPoint presentation titled *Joint Review Committee - Penny IV Guidelines*, Economic Development Director Mike Meidel provided background information regarding the Joint Review Committee, relating that it was established by Interlocal Agreement to develop guidelines for Penny IV surtax proceeds allocation and



consists of representatives from the County and its municipalities. He noted that the Committee will sunset after the guidelines are adopted by the BCC; whereupon, he introduced its members present in the audience, thanking them and the FAST members for their input in the guideline development process.

Mr. Meidel indicated that the Affordable Housing and Economic Development Programs are to receive 4.15 percent of the surtax proceeds each; that the land acquisition process for affordable housing remains the same; and that a new statutory provision for Penny IV funding enables financing vertical construction for workforce nexus housing for household incomes between 80 percent and 120 percent of the AMI.

Mr. Meidel discussed the Economic Development Program for capital projects, market studies, challenges associated with the current shortage of industrial and office space, the framework for projects to address the demand, eligible uses of funding, and guideline priorities, noting that projects creating office and industrial space that meets the needs of target industry users will be given priority based on site-readiness, location, return on investment and economic impact, and focus on public land and infrastructure. He remarked that the program will not replace the County's Capital Improvement Program, and responding to queries by Commissioner Eggers, indicated that opportunities for land assembly are included.

Capital Improvements and Policy Manager Evan Johnson referred to the PowerPoint presentation and provided information pertaining to the Affordable Housing Program, discussing the affordability challenge and the program background, framework, and project guidelines and timeline, including tiers and prioritization. He indicated that over 143,000 households making under 120 percent of the AMI are burdened by housing costs; and that that the main uses of funding will be for land acquisition and capital projects; whereupon, he explained that while the latter would typically involve workforce housing, which would expand eligibility to households within an income range of 60 percent to 120 percent of the AMI, its inclusion in the program will allow for maximum flexibility.

During discussion and responding to queries by the members, Messrs. Johnson and Meidel and Sheri Harris, Community Development, provided information concerning the allowable uses of funds, project prioritization and application criteria, and continual tenant income verification for eligibility.

At the Chair's request for clarification, Attorney White indicated that per statute, Penny IV funding for affordable housing is limited to land acquisition, while economic development funding has a wide range of uses. She explained that statutory silos would be broken by adopting the guidelines, which would allow the 4.15-percent funding dedicated to affordable housing to be supplemented with a portion of the 4.15 percent dedicated to economic development by way of utilizing it for housing infrastructure, such as roads or similar projects. She noted that the nexus between economic development and affordable housing was recognized through an ordinance and approved in the Penny for Pinellas IV referendum.

During continued discussion and responding to queries by the members, Messrs. Burton and Meidel provided additional information pertaining to the ways economic development funds can be utilized for affordable housing projects, and Chair Seel emphasized the importance of mixed-income housing. Commissioner Welch noted that the County has a track record of commitment to affordable housing; and that the Commission will make the final determination as to whether a potential project gets funded.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Human Services

- 34.** Behavioral Health Consulting Services Agreement with KPMG LLP for an innovative project design to elevate the Adult Behavioral Health System.

Agreement approved for funding in an amount not to exceed \$464,742.00. Services to be provided in four phases over a 12-week timeframe, with project completion anticipated in February/March 2020.

**A motion was made by Commissioner Peters, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 35.** Subrecipient Funding Agreement with the Pinellas County School Board for the STOP School Violence Prevention and Mental Health training program.

Agreement approved providing Bureau of Justice Assistance grant funding in the amount of \$499,922.00 over a 36-month period to implement Project SSAVE. No County match is required.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Office of Technology and Innovation

- 36.** Amendment No. 4 to the purchase authorization with Carahsoft Technology Corporation for the Accela Civic Platform software system.

Amendment to Contract No. 167-0244-G approved for an increase in the amount of \$456,750.06 (revised total contract amount, \$6,367,618.40) to provide Construction Licensing Board system implementation and integration services. Chair authorized to sign and the Clerk to attest.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Parks and Conservation Resources

- 37.** Agreement with the Pinellas County Sheriff's Office for law enforcement services provided by Environmental Lands Unit Deputies.

Contract in the amount of \$308,870.00 for Fiscal Year 2020 approved.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Planning

- 38.** Interlocal Agreement between Pinellas County and the City of Dunedin to establish the Dunedin Planning Area.

Agreement approved, effective for a term of ten years.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 39.** Authority to advertise a public hearing to be held on January 14, 2020, regarding a single-family private Dock Permit Application P49848-19 for Patel, 224 Driftwood Lane, located in unincorporated Largo.

Authority to advertise denied.

Mr. Burton provided background information, indicating that the neighbors have filed appeals seeking to revoke their approval of the subject dock permit; that they have requested a public hearing for the Board to reconsider issuance of the permit; and that staff's recommendation is to deny the request.

In response to Chair Seel's call for the owner of the dock, Jyoti Patel, Largo, related that she was advised by her dock contractor to obtain waivers due to the proposed dimensions, which were shown on the drawing; that she did not pressure the neighbors to sign; and that the permit was subsequently issued.

Fred and Janice Dohring, Largo, referred to various documents, expressed their concerns, and requested that the dock be returned to its previous dimensions.

Assistant County Administrator Rahim Harji and Interim Public Works Director Kelli Levy related that staff believes the owner of the dock followed all procedures and that a public hearing should not be held. Discussion ensued, and responding to queries by the members, they discussed the size and location of the dock, noting that it was built in accordance with the submitted plan, and Mr. Dohring provided input. Attorney White related that the appellants have admitted to signing the variance request forms and the dock drawing, indicating no objection, and Ms. Levy clarified that County Code does not require a notarized statement.

**A motion was made by Commissioner Welch, seconded by Vice-Chair Gerard, that the item be denied. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

### Safety and Emergency Services

40. Renewal of Certificates of Public Convenience and Necessity for Advanced Life Support providers.

Renewal certificates issued for the following providers in accordance with Pinellas County Code Section 54 and Florida Statutes Section 401.25. Chair authorized to sign the certificates.

#### ALS First Responders

Cities of Clearwater, Dunedin, Gulfport, Largo, Madeira Beach, Oldsmar, Pinellas Park, Safety Harbor, Seminole, South Pasadena, St. Pete Beach, St. Petersburg, Tarpon Springs, and Treasure Island; East Lake Tarpon Special Fire Control District; Lealman Special Fire Control District; Palm Harbor Special Fire Control & Rescue District; and Pinellas Suncoast Fire & Rescue District

#### ALS Helicopter Ambulances

Florida Health Sciences Center, Inc. d/b/a Tampa General Hospital - Aeromed, Med-Trans Corporation d/b/a Med-Trans West, and Rocky Mountain Holdings, LLC d/b/a Bayflite

#### Hospitals

Johns Hopkins All Children's Hospital, Inc. d/b/a Johns Hopkins All Children's Hospital - Lifeline, and St. Joseph's Hospital, Inc.

#### Sunstar Ambulance Service

Pinellas County Emergency Medical Services Authority d/b/a Sunstar

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

41. Resolution implementing the Yellow Dot Critical Motorist Medical Information program within Pinellas County.

Resolution No. 19-100 adopted implementing the Yellow Dot program.

Chair Seel indicated that she wishes to ensure that the emergency medical community and the cities be made aware of the program, and Mr. Burton related that the item came as a recommendation by the Emergency Medical Services Advisory Council.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

42. Resolution to receive Emergency Medical Services Trust Fund monies for pre-hospital emergency medical services.

Resolution No. 19-101 approved certifying that monies received from the state will be used to improve and expand pre-hospital emergency medical services. Grant revenue in the amount of \$139,776.00 will be awarded upon application, with no matching funds required. Chair authorized to sign the grant application.

In response to queries by Commissioners Eggers and Justice, Mr. Burton and Director of Safety and Emergency Services Jim Fogarty related that the funding will provide software to automate the tracking of controlled substances onboard emergency vehicles; and that the County would be responsible for ongoing maintenance expenses.

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

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

**Absent:** 1 - Chair Seel

## AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

### Business Technology Services

43. Increase to the agreement with Oracle America, Inc. for requirements of software licenses and maintenance support.

(Contract No. 090-0173M) Increase in the amount of \$2,259,914.87 approved, for a revised total expenditure in the amount of \$19,286,160.77. Contract is effective through January 29, 2021.

In response to queries by Commissioner Welch regarding concerns expressed by the Clerk, Mr. Burton indicated that the use of a third-party vendor is still under consideration; and that there is a need for a countywide strategic plan to address all information technology systems.

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

**Aye:** 6 - Chair Seel, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**Absent:** 1 - Vice-Chair Gerard

#### Emergency Medical Services Authority

- 44.** Emergency Medical Services Advanced Life Support First Responder Growth Management Agreement with the Pinellas Suncoast Fire & Rescue District.

Sitting as the Pinellas County Emergency Medical Services Authority, the Board approved the agreement, which will expire on September 30, 2020, and may be extended for three additional one-year terms.

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

**Aye:** 6 - Chair Seel, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**Absent:** 1 - Vice-Chair Gerard

- 45.** Issuance of Certificates of Public Convenience and Necessity for non-medical wheelchair transport and stretcher van providers.

Sitting as the Pinellas County Emergency Medical Services Authority, the Board approved the issuance of certificates to Access A Ride, Corp.; PH Transportation, L.L.C.; and VCare Medical Transport, L.L.C. in accordance with Chapter 54, Pinellas County Code. Chair authorized to sign the certificates.

**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 Seel, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**Absent:** 1 - Vice-Chair Gerard

- 46.** Reappointment to the Emergency Medical Services Medical Control Board.

Sitting as the Pinellas County Emergency Medical Services Authority, the Board approved the reappointment of Dr. Jennifer Pearson as a Hospital Administrator representative for a two-year term ending in November 2021.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

## COUNTY ATTORNEY

- 47.** Proposed settlement in the case of Mia Sindt v. Pinellas County; Circuit Civil Case No. 19-001021-CI-8.

Attorney White noted that the matter has been settled in accordance with staff's delegated authority.

- 48.** Proposed initiation of litigation in the case of Pinellas County v. Natalie E. Harland - action for injunctive relief.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 49.** County Attorney Reports.

Attorney White announced that Assistant County Attorney Brendan Mackesey is now Board Certified, and the members offered their congratulations.

## COUNTY ADMINISTRATOR REPORTS

- 50.** County Administrator Reports - None.

## COUNTY COMMISSION

- 51.** 2020 State Legislative Program.

Intergovernmental Liaison Brian Lowack presented the proposed 2020 State Legislative Priorities document, indicating that it will serve as a guide for the County's legislative advocacy efforts in the 2020 Legislative Session; whereupon, he stated that the program is a result of conversations with individual Commissioners, County staff, the Pinellas County Legislative Delegation, and the County's state government relations firm. He related that the document represents the Board's priorities, state appropriation requests, and guiding principles.

Commissioner Eggers voiced concern that the priorities do not include issues relating to stormwater systems, lateral pipelines, and efforts to encourage change from septic to

sewer. Discussion ensued, and responding to queries and comments by the members, Mr. Lowack related that the issues are statewide and currently a high priority in the Florida Association of Counties legislative program; and that a current bill encourages local governments to address private laterals.

In response to query by Commissioner Welch, Assistant County Administrator Rahim Harji discussed the current piping system in unincorporated areas and the restrictions imposed by the location of septic systems and private laterals, tools used to identify leaks, and programs in place through various municipalities that assist and encourage changing from septic to sewer.

Responding to comments by Commissioner Long, Mr. Lowack indicated that a presentation regarding funding and the projections for water consumption over the next fifteen years could be brought before the Board at a future meeting.

Following discussion, Commissioner Justice requested that the item be amended to add support for infrastructure projects, including stormwater, sewer, and septic systems, to the guiding principles.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**52.** Appointments to the Parks and Conservation Resources Advisory Board (Individual Appointment by Commissioner Justice and Pinellas County Youth Advisory Committee nominee)

Brandon Shuler appointed for a term to expire on November 3, 2020, and Andrew Larsen appointed for a term to expire in June 2020.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**53.** Appointment to the Housing Finance Authority (Board of County Commissioners as a whole).

Mary Kim Wagner appointed to fill an unexpired term ending December 31, 2022, following a ballot vote.

**54.** Appointment to the Unified Personnel Board (Board of County Commissioners as a whole).

Kenneth B. Peluso reappointed for a two-year term to begin on January 1, 2020.

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



**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**55.** Appointment to the Value Adjustment Board (Board of County Commissioners as a whole).

Frank Makowski reappointed for a two-year term to begin on January 1, 2020, following a ballot vote.

**56.** Appointment/reappointment to the Historic Preservation Board (Board of County Commissioners as a whole).

Estelle Lowenstein reappointed for a three-year term to begin on January 1, 2020, following a ballot vote.

**57.** Appointments/reappointments to the Lealman Community Redevelopment Area Advisory Committee (Board of County Commissioners as a whole).

Viet Nguyen appointed, and Brian Ellis and Gary Grooms reappointed for three-year terms to begin on January 1, 2020, following a ballot vote.

Tammy Williams-Hussain appointed to complete a current term expiring on December 31, 2020; and Teresa Van Alstine appointed to complete a current term expiring on December 31, 2021, following a ballot vote.

**58.** Appointments/reappointments to the Feather Sound Community Services District, Inc. Board (Individual appointments).

Appointment of Kevin Chambers and reappointments of Dimity B. Carlson, Marshall C. Deason, Susanne Hebert, and Anne Pollack approved for one-year terms.

**A motion was made by Commissioner Justice, 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 Peters, and Commissioner Welch

**Absent:** 1 - Commissioner Long

**59.** Assignments to the 2020 Committees and Boards by the Chair-Elect.

Assignments approved as set forth in the attachment to the Staff Report.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 60.** County Commission New Business Items:  
- Palm Harbor Community Services Agency Appointment (Commissioner Long)

Appointment of Phillip Wagner approved.

**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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 61.** County Commission Board Reports and Miscellaneous Items.

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

Commissioner Gerard

- Tours of St. Pete Pier and Lake Seminole Dredge project
- Upcoming changes in BCC meeting format

On behalf of the Commissioners, County Attorney, and County Administrator, Commissioner Gerard presented Chair Seel with a gift in appreciation of her knowledge, insight, and respectful leadership over the past year.

Commissioner Justice

- Lealman Exchange holiday open house

Commissioner Peters

- Economic Mobility Leadership Network

Commissioner Eggers

- Holiday parades
- Palm Harbor Chamber of Commerce townhall meeting, Lake Shore Estates community meeting
- State of the Region lunch

Commissioner Welch

- Tour of St. Pete Pier
- Florida Association of Counties (FAC) Legislative session re 2020 Census
- Pensacola Naval Air Station shooting

Commissioner Long

- Business Technology Services Board, Tampa Bay Area Regional Transit Authority, Pinellas Suncoast Transit Authority, Forward Pinellas, Tampa Bay Regional Planning Council
- FAC Legislative session
- International Water Week
- Passing of former Indian Rocks Beach Mayor Bob DiNicola

In response to query by Commissioner Long, Chair Seel noted that a letter regarding the Economic Development discussion was approved earlier today, and a copy will be forwarded to the members.

Chair Seel

- Tampa Bay Area Regional Transit Authority
- Passing of former Indian Rocks Beach Mayor Bob DiNicola
- "Pick my kid" App presentation

Chair Seel expressed her appreciation to everyone for a smooth year and for working together respectfully to achieve solutions to serve the public.

**Meeting Recessed: 5:36 P.M.**

**Meeting Reconvened: 6:02 P.M.**

**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

- 62.** Case No. CW 19-21 - City of Largo  
Countywide Plan Map amendment from Public/Semi-Public to Residential Low Medium, regarding 0.39 acre more or less, located at 3093 Meadow View Avenue and 380 Fulton Drive Southeast, Largo.

Ordinance No. 19-36 adopted approving Case No. CW 19-21. 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 Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 63.** Case No. CW 19-22 - City of Largo  
Countywide Plan Map amendment from Office, Retail and Services, and Target Employment Center Overlay to Retail and Services and Target Employment Center Overlay, regarding 3.3 acres more or less, located at 5555 Roosevelt Boulevard, Largo.

Ordinance 19-37 adopted approving Case No. CW 19-22. 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 Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 64.** Case No. CW 19-23 - City of Largo  
Countywide Plan Map amendment from Residential Low Medium to Public/Semi-Public, regarding 2.16 acres more or less, located at 1651 McMullen Road, Largo.

Ordinance 19-38 adopted approving Case No. CW 19-23. 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:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

## BOARD OF COUNTY COMMISSIONERS

- 65.** Ordinance amending County Code Sections 122-38, 122-42, and 122-45, related to the County towing ordinance.

Ordinance No. 19-39 adopted. No correspondence has been received.

Consumer Protection Operations Manager Doug Templeton provided background information, stating that the proposed amendment provides for regulatory enforcement and investigation of complaints by Consumer Protection; that input was received from the towing industry and law enforcement partners; and that upon review of the feedback provided, the following items were addressed:

- Adjusted technical violation penalties
- Clarified definitions
- Established separate nonconsensual towing fees
- Adjusted recommended fees

Mr. Templeton related that the towing fee increases are consistent with other counties; and that a review of the fees will be conducted every three years.

Upon Chair Seel's call for public comment, Marson Johnson, Jr., St. Petersburg, stated his support for the item.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 66.** (Deferred to a future BCC Meeting)  
Resolution accepting the City of Largo's 15-year review of the West Bay Drive Community Redevelopment Area Plan.

Chair Seel noted for the record that the item has been deferred to a later date to be determined.

- 67.** Case No. LU-23-11-19 (4700 46th Avenue North Land Trust, Florida Property Trustee Co, as Trustee)

A request for a Land Use change from Residential Urban to Residential Medium on approximately 1.69 acres located at 4700 46th Avenue North in Lealman.

Ordinance No. 19-40 adopted changing the land use designation. The Local Planning Agency recommended approval of the request, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 68.** Case No. Q Z-24-11-19 (Yorkshire Real Estate, LLC)  
A request for a zoning change from R-A, Residential Agriculture to R-5, Urban Residential on approximately 1.97 acres located at 2871 Summerdale Drive in unincorporated Clearwater.

Resolution No. 19-102 adopted approving the zoning change. The Local Planning Agency recommended approval of the request, and staff concurred. No correspondence has been received.

Referring to a PowerPoint presentation containing maps and photographs, Principal Planner Michael Schoderbock pointed out the location of the subject property, discussed surrounding land uses, and provided background information regarding the application, indicating that staff recommends approval of the request.

David Phillips, Clearwater, appeared and indicated that he represents the applicant. He discussed the transition of the neighborhood in recent years to R-5 zoning and pointed out

that the project would not increase the residential density of the parcel; whereupon, he noted that no opposition to the application had been received prior to today's hearing.

Upon the Chair's call for citizens wishing to be heard, Lindel Swiney and Kimberly Battistini, Clearwater, stated their concerns pertaining to lack of notification, traffic, and sewer and water issues, indicating that they have a petition with 28 signatures in opposition to the application and requesting additional time to meet with their community.

Discussion ensued, and in response to queries by Commissioners Eggers and Welch, Mr. Schoderbock related that a pre-application meeting was held with the applicant, and no traffic issues or concerns were identified by Public Works at that time. He indicated that a traffic analysis is required for a land use change, but not for a zoning change; and that traffic would be assessed at site plan review; whereupon, he explained the criteria that would determine the need for a traffic impact study and mitigation.

Responding to the citizens' concerns and queries and comments by the members, Assistant County Administrator Rahim Harji related that Pinellas County provides water to the area; and that sewer service is provided by a private company, Utilities Inc. Later in the meeting, Mr. Phillips confirmed that Utilities Inc. would be serving the new development.

In response to queries by Commissioners Welch and Eggers, Mr. Schoderbock referred to a map and pointed out properties in the 500-foot radius that received notice of the application. Zoning Manager Glenn Bailey discussed the notification process and provided documentation confirming that the condominium associations were properly notified.

In rebuttal, Mr. Phillips reiterated that this is the second public hearing on the application; that no opposition was received prior to today; that fifteen units are allowable on the property under the existing land use designation; and that ten units are being proposed, and discussion ensued.

Director of Development Review Services and Code Enforcement Blake Lyon clarified the site plan process, noting that the proposal is reviewed by multiple disciplines; that utility providers would evaluate their capacity to provide service; and that the need for a traffic study would be determined at that time, noting that the proposed ten units would not likely generate a sufficient number of trips to require a study.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

**69. Case No. Q Z/LU-21-10-19 (Hickory Point Land, LLC)**

A request for a zoning change from R-E, Residential Estate, R-A, Residential Agriculture and R-4, One, Two and Three Family Residential to CR, Commercial Recreation and a land use change from Residential Low to Commercial Recreation on approximately 4.55 acres located on

the south side of Anclote Road, approximately 200 feet southeast of Wacassassa Street in unincorporated Tarpon Springs.

Resolution No. 19-103 adopted denying the request without prejudice. The Local Planning Agency recommended approval of the request, and staff concurred. Two letters in support of and nine letters in opposition to the application have been received.

Referring to a PowerPoint presentation containing maps and photographs, Zoning Manager Glenn Bailey pointed out the location of the subject property, described surrounding land uses, and provided background information regarding the request, indicating that the proposed use is an expansion of the adjacent recreational vehicle (RV) park to the southeast, which is currently approved for 61 RV sites; and that based on site plan review, an additional 46 sites could be added on the subject property.

In response to queries by Commissioner Eggers, Mr. Bailey related that the requested Commercial Recreation zoning would not allow residential manufactured homes or any permanent residential use; and that a marina would be allowed.

Craig Taraszki, St. Petersburg, appeared and indicated that he represents the applicant. Referring to concerns stated in the letters of objection, he displayed aerial photographs showing the existing RV park and the subject property, indicating that the applicant anticipates retaining as much of the tree canopy as possible. He related that both water and sewer are available through the City of Tarpon Springs; and that a traffic analysis indicates there would be no impact to the Level of Service rating on Anclote Road.

Christina Roddey, Tarpon Springs, appeared as the applicant and stated her commitment to maintaining a well-organized RV park, noting that she would be happy to respond to the neighbors' concerns.

Upon the Chair's call for citizens wishing to be heard, Gary Washer, Jeannine Hinkel, Emanuel Ginnis, and Keaton Tunstall, Tarpon Springs, expressed the following concerns:

- Visual impact
- Future commercial recreation
- Traffic
- Noise pollution
- Environmental impacts, such as loss of trees and wildlife
- Flooding
- Loss of privacy
- Septic flooding
- Increased crime
- Incompatibility with neighborhood
- Loss of property value

In rebuttal, Mr. Taraszki, with input by Ms. Roddey, addressed the concerns of the objectors and responded to queries by the members, highlighting the following:

- The site plan process will address buffering, environmental requirements related to native species and wildlife, drainage, and traffic
- Unaware of any reports of recent crime
- Intent is to utilize sewer not septic
- Lease agreements are month to month
- Current capacity is for 63 RV sites; the number of new sites is undetermined

In response to query by Commissioner Eggers, Mr. Bailey explained the process for obtaining a Conditional Overlay to restrict the use to the property, noting that it would start over as a different zoning request.

Commissioner Long moved that the application be approved, and Commissioner Eggers moved that it be denied. Both motions died for lack of a second.

During further discussion, the members expressed general concern regarding future land use allowances; whereupon, Attorney White advised that the members deny the proposal without prejudice to allow the request to be revised, incorporating the member's feedback, without the applicant having to wait six months and incurring additional fees to do so.

**A motion was made by Commissioner Eggers, seconded by Commissioner Justice, that the item be denied without prejudice. The motion carried by the following vote:**

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 70.** Petition of John T. Smith and Cecelia M. Smith to vacate a portion of the West 25 feet of the 50-foot drainage, utility and/or road easement lying in the south one-half of Lot 6, Keystone Ranchettes - Unit One, Plat Book 67, Page 92, lying in Section 14-27-16, Pinellas County, Florida. (Quasi-Judicial Hearing)

Resolution No. 19-104 adopted granting the petition. Clerk authorized to record the resolution. Letters of no objection have been received from all appropriate parties. Interested property owners were notified as to the date of the public hearing. Staff indicated no objection to the petition being granted. One letter in support of the item has been received. No citizens appeared to be heard.

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

**Aye:** 7 - Chair Seel, Vice-Chair Gerard, Commissioner Eggers, Commissioner Justice, Commissioner Long, Commissioner Peters, and Commissioner Welch

- 71.** (Deferred to a future BCC Meeting)  
Petition of Pinellas County to vacate a portion of 118th Avenue North right-of-way lying east of Starkey Road and west of the Seaboard Coastline Railroad, lying in Sections 12-30-15 and 13-30-15, Pinellas County, Florida. (Legislative Hearing)



**ADJOURNMENT - 7:26 P.M.**

\_\_\_\_\_  
Chair

ATTEST: KEN BURKE, CLERK

By \_\_\_\_\_  
Deputy Clerk