

Pinellas County Board of County Commissioners

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



Regular Meeting Agenda

Tuesday, October 22, 2019
2:00 P.M.

Public Hearings at 6:00 P.M.

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

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

ROLL CALL**INVOCATION by Reverend Dr. Shelly Wilson, Church of the Isles, Indian Rocks Beach.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. [19-1800A](#) Domestic Violence Awareness Month Proclamation:
 - Kirk Ray Smith, President and CEO, RCS Pinellas
 - Melinda Perry, COO, RCS Pinellas
2. [19-1620A](#) Manufacturing Day Proclamation:
 - Jerry Custin, President and CEO, Upper Tampa Bay Chamber
3. [19-1592A](#) Veterans Day Proclamation:
 - Randall McNabb, Commander, 16th District American Legion, Department
 of Florida
4. [19-1619A](#) Partner Presentation:
 - John David White, Circle of Heroes
5. [19-1593A](#) Partner Presentation:
 - Lynda Leedy, Chief Administrative Officer, Juvenile Welfare Board
6. [19-1673A](#) Partner Presentation:
 - #PurePinellas by Commissioner Justice

CITIZENS TO BE HEARD

7. [19-1613A](#) Public Comment.

CONSENT AGENDA - Items 8 through 22

8. [19-1849A](#) Minutes of the regular meeting held September 24, 2019.

Reports received for filing:

9. [19-1850A](#) Dock Fee Report for the month of September 2019.
10. [19-1851A](#) Quarterly Report of Routine Dock and Dredge/Fill Applications Received
 from July 1 to September 30, 2019.
11. [19-1852A](#) Pinellas County Sheriff's Office Adopted Budget for Fiscal Year 2019-2020.
12. [19-1853A](#) Juvenile Welfare Board of Pinellas County Fiscal Year 2020 Budget.

Miscellaneous items received for filing:

13. [19-1855A](#) Southwest Florida Water Management District Fiscal Year 2020 schedule of meetings and map depicting the District's boundaries.
14. [19-1854A](#) Eastlake Oaks Community Development District minutes of the meeting held June 13, 2019.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

15. [19-1617A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the period ending September 30, 2019.

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

16. [19-1773A](#) Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending September 30, 2019.

Recommendation: Accept the receipt and file report of purchasing items delegated to the County Administrator.

Utilities

17. [19-1200A](#) Joint Project Agreement with the City of Largo for construction services for the relocation and replacement of Pinellas County Utilities water lines, maintained by Pinellas County, in conjunction with the proposed City of Largo roadway, sidewalk and drainage construction improvements along Rosery Road from the Pinellas Trail to Missouri Avenue.

Recommendation: Approval of the Joint Project Agreement with the City of Largo (City) for construction services for the relocation and replacement of Pinellas County Utilities water lines, maintained by Pinellas County, in conjunction with City proposed roadway, sidewalk and drainage system construction improvements along Rosery Road from the Pinellas Trail to Missouri Avenue.

* An existing County watermain, including appurtenances, must be replaced or realigned to accommodate the proposed project improvements made by the City.

* The City's Contractor will perform the County's utility relocation and replacement and any miscellaneous incidental construction, as part of the City's project.

* Use of the City Contractor is cost effective, time efficient and provides the least disruption for residents.

The agreement will be in place until the City provides to the County mutually agreeable documentation which substantiates the Agreement has been fully performed.

COUNTY ATTORNEY

18. [19-1782A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Lisa Ferrel v. Pinellas County; Circuit Civil Case No. 19-003731-CI-7 - allegations of negligence resulting in personal injuries.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of Lisa Ferrel v. Pinellas County; Circuit Civil Case No. 19-003731-CI-7.
19. [19-1657A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Shira Jones v. Pinellas County; Circuit Civil Case No. 19-006068-CI-21 - allegations of negligence resulting in personal injuries.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of Shira Jones v. Pinellas County; Circuit Civil Case No. 19-006068-CI-21.
20. [19-1688A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of State Farm a/s/o Alexssandra Martins v. Pinellas County; Circuit Civil Case No. 19-007496-CO-40 - allegations of negligence resulting in personal injuries.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of State Farm a/s/o Alexssandra Martins v. Pinellas County; Circuit Civil Case No. 19-007496-CO-40.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Sheriff's Office

21. [19-1701A](#) Receipt and file report on the Law Enforcement Trust Fund for the quarter ending September 30, 2019.
Recommendation: Accept the receipt and file report on the Law Enforcement Trust Fund from July 1, 2019 to September 30, 2019.
22. [19-1702A](#) Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending September 30, 2019.
Recommendation: Accept the receipt and file report of Sheriff's Office grants received and service contracts - payments to the Sheriff for July 1, 2019 to September 30, 2019.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

23. [19-1635A](#) 2019-2020 Florida Job Growth Grant Fund Public Infrastructure Grant Proposal for Taxiway Improvements at the St. Pete-Clearwater International Airport.

Recommendation: Approval to submit a grant proposal to the Florida Department of Economic Opportunity and Enterprise Florida, Inc. (DEO/EFI) to fund design plans and specifications to construct new taxiways that provide airfield connectivity to the Airco property at the St. Pete-Clearwater International Airport (PIE).

* The Florida Job Growth Grant Fund is an economic development program designed to help fund projects that promote public infrastructure and workforce training across the state.

* In 2019-2020, DEO/EFI has obligated \$40M to fund projects that focus on rapidly developing infrastructure initiatives that attract businesses that can generate a highly-skilled workforce and promote economic growth.

* This grant will help fund engineering design services required to construct new taxiways that are needed to provide airfield connectivity to the western portion of Airco dedicated for aeronautical development.

* PIE's request from the state is for \$1,897,380. PIE would provide a \$210,820 match for a total of \$2,108,200.

Economic Development

24. [19-1686A](#) 2019-2020 Florida Job Growth Grant Fund Public Infrastructure Grant Proposal to fund a portion of the design, construction and equipping of an approximate 45,000-square-foot purpose built, state-of-the-art facility to house the Tampa Bay Innovation Center incubator.

Recommendation: Approval to submit a grant proposal for the Florida Job Growth Grant Fund in the amount of \$4,000,000.00.

* The Florida Job Growth Grant Fund is an economic development program designed to help fund projects that promote public infrastructure and workforce training across the state.

* This grant will help fund portion of the design, construction and equipping of an approximate 45,000-square-foot purpose built, state-of-the-art facility to house the Tampa Bay Innovation Center incubator.

* The City of St. Petersburg will convey the 2.5-acre site at the southwest corner of 11th Avenue S. and 4th Street to Pinellas County.

* The project cost for design and construction is \$12,000,000.00. Fixtures, furniture, and equipment (FF&E) is not included in this estimated project cost.

* The U.S. Economic Development Administration has awarded a grant of \$7,463,295.00 to the County for this project. Pinellas County has committed to a match of \$4,536,705.00, which would be reduced to \$536,705.00 if this grant proposal is successful. An additional \$1.5 million will be raised from the private sector and other sources over the next three years to cover the FF&E expenses.

25. [19-1747A](#) Resolution expressing support of Formulated Solutions LLC as a qualified applicant for an Economic Development Ad Valorem Tax Exemption.

Recommendation: Adopt a Resolution expressing support of Formulated Solutions LLC as a qualified applicant for an Economic Development Ad Valorem Tax Exemption pursuant to Section 196.1995, Florida Statutes, and authorizing Formulated Solutions LLC to make improvements and/or tangible personal property additions before an Exemption Ordinance is adopted.

* The company is a hygiene product manufacturer using innovation, formulation to create unique products for the healthcare and medical industry.

* The project will add approximately 24,000 square feet of warehouse, office and manufacturing, in addition to parking.

* The company currently employs over 300 employees and with the new addition will add 75 new jobs.

Human Services

26. [19-1832A](#) Grant Agreement with the U.S. Department of Justice under the Fiscal Year 2019 Opioid Affected Youth Initiative for the project "Aiding Drug Impacted Children in Out-of-Home Care" in partnership with the Sixth Judicial Circuit Court.

Recommendation: Approval of the Grant Agreement with the U.S. Department of Justice under the Fiscal Year 2019 Opioid Affected Youth Initiative for the project "Aiding Drug Impacted Children in Out-of-Home Care".

* This Department of Justice grant will expand and provide additional resources for opioid affected youth participating in Family Dependency Treatment Court and Early Childhood Court.

* Services under this grant will focus on expanded counseling, child health services, prenatal and new parent services, child/parent psychotherapy, visitation services, case management, and mentoring.

* The grant will serve at least 75 children with comprehensive services and treatment plans with at least 90% seeing improved family relationships and at least 80% exhibiting reduce trauma symptoms.

* The U.S. Department of Justice grant is in the amount of \$1,000,000.00 over three years.

* There are no match or cost-sharing requirements.

Public Works

27. [19-880A](#) Award of bid to Denson Construction, Inc. for the Philippe Park Pedestrian Bridge Replacement project. (Companion to Item No. 28)

Recommendation: Reject the bid from Caladesi Construction Co. on the basis of being non-responsive for not meeting bid requirements.

Approval of the award of bid to Denson Construction, Inc. (Denson) for the Philippe Park Pedestrian Bridge Replacement project.

* Eight bids were received with an award recommendation to the lowest, responsive responsible pre-qualified bidder Denson in the amount of \$484,717.00.

* The project consists of replacement of the existing pedestrian bridge with a pre-fabricated steel truss.

* This is a cooperative project with the City of Safety Harbor.

* All work is expected to be completed within one hundred eighty consecutive calendar days.

* Denson is a certified Pinellas County Small Business Enterprise vendor.

Bid No. 189-0398-CP (RO); PID No. 003494A; in the amount of \$484,717.00 on the basis of being the lowest responsive, responsible bid received meeting specifications. Authorize the Chairman to sign and the Clerk of the Court to attest.

28. [19-1644A](#) Amendment No.1 to the Interlocal Agreement with the City of Safety Harbor for replacement of the existing pedestrian boardwalk between North Bayshore Drive and Philippe Park Drive. (Companion to Item No. 27)

Recommendation: Approval of Amendment No.1 to the Interlocal Agreement with the City of Safety Harbor (City) for replacement of the existing pedestrian boardwalk between North Bayshore Drive and Philippe Park Drive.

* County's portion of funding for this project is increased by \$194,717.00.

* Funding increase to be used for design, survey, and project management expenses provided by the County.

* Construction phase services are in award process with construction expected to commence in approximately two months.

Contract No. 189-0398-CP(JJ); PID No. 003494A; increase of County funding amount by \$194,717.00. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

Real Estate Management

29. [19-1668A](#) Resolution authorizing the submittal of a Public Library Construction Grant application to the Florida Department of State, Division of Library and Information Services for the East Lake Community Library Renovation project.

Recommendation: Adopt a resolution authorizing the submittal of a construction grant application for the East Lake Community Library (ELCL) Renovation Project and any necessary certifications.

* Funds will enhance the recent expansion of the library by performing minor interior renovations, new furnishings, lighting, equipment and technology.

* Funding in the amount of \$170,000.00 will be considered by the 2020 State Legislature. There is a required match of \$170,000.00, which is being provided by fund reserves set aside by the ELCL for capital projects. Total project costs are estimated at \$340,000.00. If awarded, the effective date will be July 1, 2020.

* Palm Harbor Community Services Agency approved the request to submit this grant application on August 21, 2019.

* The Board of County Commissioners approved Resolution No. 16-54 on August 23, 2016 authorizing the submission of an application in the amount of \$1.0M for the expansion of the library. The expansion was completed in December 2018.

30. [19-1416A](#) Resolution authorizing the lease of real property between Pinellas County and the Towns of North Redington Beach and Redington Shores; Interlocal Agreement between Pinellas County and the Towns of Redington Beach, North Redington Beach and Redington Shores; Ground Lease Agreement between the County and the Town of North Redington Beach; and Facility Lease Agreement between the County and the Towns of North Redington Beach and Redington Shores.

Recommendation: Adopt the Resolution authorizing the lease of real property between Pinellas County and the Towns of North Redington Beach and Redington Shores; Interlocal Agreement between Pinellas County (County) and the Towns of Redington Beach, North Redington Beach and Redington Shores; Ground Lease Agreement between the County and the Town of North Redington Beach; and Facility Lease Agreement between the County and the Towns of North Redington Beach and Redington Shores.

* A Resolution authorizing the lease of real property, under Section 125.38 of the Florida Statutes, to the Towns of North Redington Beach and Redington Shores.

* An interlocal agreement, executed simultaneously to the Resolution, provides for the construction and utilization of a multi-tenant, joint-use governmental facility (Facility).

* The interlocal agreement requires a ground lease (Ground Lease) to be granted from North Redington Beach to the County, County ownership and operation of the Facility, and a subsequent lease (Lease Agreement) of the Facility from the County to North Redington Beach and Redington Shores. The interlocal agreement also requires the Town of Redington Shores to provide an ingress/egress easement for access to the Facility from the north.

* The Ground Lease Agreement will be amended after the project design determines the locations of the building and lift station.

31. [19-1567A](#) U.S. Environmental Protection Agency Brownfield Assessment Grant Cooperative Agreement for the Lealman Community Redevelopment Area.

Recommendation: Approval to receive the U.S. Environmental Protection Agency (EPA) funding for the Lealman Community Redevelopment Area (CRA) and abide by the current EPA general terms and conditions.

* EPA provides grant funding for Environmental Site Assessments (ESAs) in the Lealman CRA to promote redevelopment activities.

* Funding from this grant is reimbursable to the County when ESAs and supporting activities are completed.

* Private developers and the County may utilize this funding.

* A Brownfield Advisory Committee will be established to screen sites for funding.

* The County will expend the funds over a three year grant period.

* The grant award is for \$300,000.00.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

32. [19-1709A](#) Advanced Life Support First Responder Agreement with the Cities of St. Petersburg and St. Pete Beach

Recommendation: Sitting as the Pinellas County Emergency Medical Services Authority, approve the Advanced Life Support First Responder Agreement with the Cities of St. Petersburg and St. Pete Beach.

- * Agreement with the Cities of St. Petersburg and St. Pete Beach to provide Advanced Life Support First Responder services.
- * Initial five-year term beginning on October 1, 2019 and ending on September 30, 2024. This agreement will also have the option for one additional five-year extension.
- * Adds a Rescue Captain to serve the City of St. Petersburg.
- * Increases partial funding for St. Pete Beach to a full FTE for EMS Coordination.
- * Section 402 of the St. Petersburg agreement contains language regarding the City participating in Growth Management/Priority Dispatch. "During the term of this Agreement, the Contractor and Authority will work collaboratively to evaluate the use of Priority Dispatch Protocols to reduce response to certain non-life-threatening EMS Incidents." The approach will continue to be an "opt in" as the Growth Management/Priority Dispatch program was implemented with Clearwater, Largo, Lealman, Safety Harbor and Seminole.
- * Funding in the amount of \$17,303,983 is consistent with the Fiscal Year 2020 Tentative Budget for the Emergency Medical Services Fund.

Authorize the Chairman to sign and the Clerk of the Court to attest.

COUNTY ATTORNEY

33. [19-1885A](#) Proposed initiation of litigation in the case of Pinellas County v. Ricky Wallen - action for injunctive relief.

Recommendation: Approval and authorization for the County Attorney to initiate litigation against Ricky Wallen.

34. [19-1780A](#) Proposed initiation of litigation in the case of Pinellas County v. Silverlakes Property Management LLC - action for injunctive relief.

Recommendation: Approval and authorization for the County Attorney to initiate litigation against Silverlakes Property Management LLC.

35. [19-1614A](#) County Attorney Reports.

COUNTY ADMINISTRATOR REPORTS

36. [19-1612A](#) County Administrator Reports:
- Update on Federal and State reimbursements for Hurricane Irma

COUNTY COMMISSION

37. [19-1696A](#) Appointment and reappointments to the Parks and Conservation Resources Advisory Board (Individual Appointments).
Recommendation: Approve the appointment and reappointments to the Parks and Conservation Resources Advisory Board for a one-year term that runs concurrent with the respective nominating Commissioner.
38. [19-1615A](#) County Commission New Business Items.
39. [19-1616A](#) County Commission Board Reports and Miscellaneous.

6:00 P.M.

PUBLIC HEARINGS

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority

40. [19-1760A](#) Ordinance amending the Countywide Rules and Countywide Plan Strategies (second public hearing).

Recommendation: Sitting as the Countywide Planning Authority, hold the second of two public hearings to consider proposed amendments to the Countywide Plan Strategies and Countywide Rules to include:

Countywide Plan Strategies

- * Replacing the Transit-Oriented Land Use Vision Map with new Land Use Strategy Map
- * Reclassifying existing Special Centers and Special Corridors

Countywide Rules

- * Modifying standards, requirements, and tiered amendment process for the Activity Center and Multimodal Corridor categories
- * Creating the Planned Redevelopment District category
- * Providing for new local density and intensity bonuses
- * Adding and modifying definitions

Other

- * In addition to the proposed amendments to the Countywide Plan Strategies and Countywide Rules, the package includes an unadopted appendix as a support document.
- * Forward Pinellas and the Planners Advisory Committee each voted unanimously to recommend approval of the proposed amendment(s).

BOARD OF COUNTY COMMISSIONERS

41. [19-1420A](#) Ordinance amending the Pinellas County Code by adding Division 4-Equine Riding and Seagrass Damage to Article X-Aquatic Preserves of Chapter 58-Environment; providing for the prohibition of equine riding within aquatic preserves; and providing for the prohibition of unpermitted seagrass damage within aquatic preserves.

Recommendation: Following the public hearing, adopt the proposed ordinance amending the Pinellas County Code by adding Division 4-Equine Riding and Seagrass Damage to Article-X Aquatic Preserves of Chapter 58-Environment; providing for the prohibition of equine riding within aquatic preserves; and providing for the prohibition of unpermitted seagrass damage within aquatic preserves.

* The ordinance is for the purpose of preventing further damage to seagrass in the Pinellas County Aquatic Preserve system.

* The ordinance supports the efforts of the Florida Department of Environmental Protection, Tampa Bay Regional Planning County, Tampa Bay Estuary Program, and the City of St. Petersburg.

* Authority to advertise a public hearing was approved by the Board of County Commissioners (Board) on October 8, 2019.

42. [19-1691A](#) Case No. LU-16-09-19 (Sweet Water at Largo)
A request for a land use change from Residential Urban to Residential Medium on approximately 1.79 acres located at 11290 Walsingham Road in unincorporated Seminole.

Recommendation: Approval for a change in land use from Residential Urban to Residential Medium regarding approximately 1.79 acres located at 11290 Walsingham Road.

* The applicants are seeking a land use change on 1.79 acres of land that currently contains an assisted living facility. If granted, the amendment will allow the requested increase of 26 beds.

* The applicants are proposing to utilize the existing assisted living facility building.

* The Local Planning Agency unanimously recommended approval of the request (vote 5-0).

43. [19-1693A](#) Case No. CP-10-06-19 (Second Hearing)
Proposed Ordinance amending the Future Land Use and Quality Communities Element and the Housing Element of the Pinellas County Comprehensive Plan to delete policies that limit affordable housing densities in certain commercial and mixed-use Future Land Use Map categories.

Recommendation: Conduct a 2nd public hearing and adopt the proposed Ordinance amending the Pinellas County Comprehensive Plan.

* The proposed Ordinance will remove restrictions on affordable housing densities in certain commercial and mixed-use Future Land Use Map categories.

* Up to a 50 percent affordable housing density bonus, which is standard in many residential categories, will be possible for qualifying developments, if approved.

ADJOURNMENT

Special Accommodations

Persons needing a special accommodation to participate in this proceeding should contact the Office of Human Rights, by written or oral request, at least 48 hours prior to the proceeding at: 400 South Fort Harrison Avenue, Suite 500, Clearwater, Florida, 33756, Phone: (727) 464-4880, TDD: (727) 464-4062.

Public Participation Procedures

Persons wishing to speak during the Citizens to be Heard portion of the agenda or regarding a specific agenda item must complete a Citizen Comment Card. Cards should be given to staff at the table located at the front of the Assembly Room. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman will call each individual, one by one, to the lectern to be heard. Each individual may speak for up to three minutes.

Public Hearing Procedures

The procedure used by the Board in conducting Public Hearings is to have a staff presentation followed by the applicant presenting the specific proposal. The Board will then hear comments from the proponents followed by comments from the opponents and a staff summary. The applicant will then be given an opportunity to close and the Board will decide on the matter.

Public Hearings before the Board are governed by the provisions of Section 134-14 of the Pinellas County Land Development Code. That code provides that at the conclusion of each person's presentation, any speaker may seek the Chairman's permission to ask questions of staff. Specifically:

1. At the conclusion of the presentations by the applicant and any proponents, all affected parties may seek the Chairman's permission to ask questions of or seek clarification from the applicant and/or the proponents.
2. At the conclusion of the presentation by the opponents, all affected parties may seek the Chairman's permission to ask questions of or seek clarification from any opponent.

The applicant's closing comments will address testimony subsequent to his or her presentation. Continuing rebuttal of other than directly preceding testimony will not be allowed. Because much testimony has already been submitted in writing, the following guidelines accommodate efficient presentations:

1. The applicant should present his or her entire case, including rebuttal, in no more than 20 minutes.
2. Persons wishing to speak regarding a Public Hearing item may speak for up to three minutes each after completing a Public Hearing Comment Card and submitting it to staff at the table located at the front of the Assembly Room.
3. Representatives of groups consisting of five or more individuals who are present during the Public Hearing may speak on behalf of the group for up to 10 minutes at the Chairman's discretion. To do so, the other individuals in the group must have waived their time to the representative by providing their information on the Group Speaker List, located on the back of the Public Hearing Comment Card.

Appeals

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the 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.