

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, January 25, 2022
2:00 P.M.

Public Hearings at 6:00 P.M.

Charlie Justice, Chairman
Janet C. Long, Vice-Chair
Dave Eggers
Rene Flowers
Pat Gerard
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****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. [21-2344A](#) National Mentor Month Proclamation:
 - Dr. Valerie Brimm, Director, Office of Strategic Partnerships, Pinellas County Schools
 - Debbie Buschman, Lunch Pals Coordinator, Office of Strategic Partnerships, Pinellas County Schools
2. [21-2458A](#) Human Trafficking Prevention Month Proclamation:
 - Major Nathaly Patterson, Tampa Bay Human Trafficking Task Force Coordinator, St. Petersburg Police Department
 - Misty La Perriere, National Law Enforcement Liaison and Trainer, Selah Freedom
 - Doug Templeton, Chief Investigator, Consumer Protection, Human Services

CITIZENS TO BE HEARD

3. [21-2339A](#) Citizens To Be Heard - Public Comment.

CONSENT AGENDA - Items 4 through 15**CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

4. [22-0051A](#) Vouchers and bills paid from December 12, 2021, through January 1, 2022.

Reports received for filing:

5. [22-0052A](#) Dock Fee Report for the month of December 2021.
6. [22-0054A](#) Quarterly Report of Routine Dock & Dredge/Fill Permits issued from October 1 to December 31, 2021.

Miscellaneous items received for filing:

7. [22-0055A](#) Affidavit of Publication of Legal Notice published in Tampa Bay Times on December 29, 2021 and also on January 5, 2022, regarding Notice of Redistricting the Pinellas County Commission Districts, as approved by the Board of County Commissioners on December 7, 2021.

8. [22-0056A](#) City of Madeira Beach Notice of Public Hearing held on January 10, 2022, regarding an application for rezoning and a land use change.
9. [22-0057A](#) City of Tarpon Springs Ordinance No. 2021-21 adopted December 7, 2021, annexing certain properties.

COUNTY ADMINISTRATOR DEPARTMENTS

Animal Services

10. [21-2383A](#) Award of bid to Patterson Veterinary Supply Inc. for annual requirements of veterinary drugs and medical supplies.

Recommendation: Approval of the award of bid with Patterson Veterinary Supply Inc. for annual requirements of veterinary drugs and medical supplies.

* This contract is for various veterinary drugs and medical supplies for the Animal Services Department.

* The Purchasing and Risk Management Division received three responsive bids with award recommendation to Patterson Veterinary Supply Inc. as the lowest responsive responsible bidder for a thirty-six-month expenditure of \$1,863,853.91.

* Estimated average annual expenditure is \$581,284.64.

Contract No. 21-0547-B(MJ) in the not-to-exceed amount of \$1,863,853.91 for thirty-sixty months, as the lowest responsive, responsible bidder meeting specifications; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

County Administrator

11. [21-2340A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the month ending December 31, 2021.

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

Utilities

12. [21-1545A](#) Award of bid to Rowland Inc. for annual sanitary sewer repairs and extensions for Fiscal Years 2022-2024

Recommendation: Approval of the award of bid to Rowland Inc. for annual sanitary sewer repairs and extensions for Fiscal Years 2022-2024.

* The purpose of this contract is for the repair, rehabilitation, and replacement of sanitary sewer pipes, manholes and appurtenances at various locations throughout the County, with provisions for emergency repairs on an as needed basis.

* This work order contract is necessary to construct individual projects that are typically smaller in cost and are more efficiently managed through a work-order type contract rather than advertising and bidding each small project or repair individually.

* Two bids were received with award recommendation to Rowland, Inc. as the lowest responsive, responsible bidder in the amount of \$9,266,242.25 for two years with an estimated annual expenditure of \$4,633,121.12 per year.

* All work is expected to be completed within 730 consecutive calendar days.

* A Small Business Enterprise commitment of 8% has been established for this contract.

Contract No. 21-0637-CP (PID No. 001272D), in the amount of \$9,266,242.25 for 730 consecutive calendar days, on the basis of the lowest responsive, responsible bid received meeting specifications; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

13. [21-2105A](#) Joint Project Agreement with the City of Belleair Bluffs for construction and relocation of County water distribution mains and gravity sewer mains, in conjunction with proposed City of Belleair Bluffs road construction and drainage system improvements along Marlin Drive from Southwind Drive to Belmar Drive.

Recommendation: Approval of the Joint Project Agreement with the City of Belleair Bluffs (City) for construction and relocation of County water distribution mains and gravity sewer mains, in conjunction with proposed City of Belleair Bluffs road construction and drainage system improvements along Marlin Drive from Southwind Drive to Belmar Drive (Project).

* Existing County water distribution mains, and gravity sewer mains, including appurtenances, must be replaced and/or realigned to accommodate the proposed Project improvements made by the City.

* City contractor will provide construction services to include County utility relocation and replacement and miscellaneous incidental construction as part of City Project.

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

PID No. 004572A; Estimated cost to County for Project utility work is \$550,000.00; Authorize the Clerk of the Circuit Court to attest.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Sheriff's Office

14. [21-2526A](#) Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending December 31, 2021.
- Recommendation:** Accept the receipt and file report of Sheriff's Office grants received and service contracts - payments to the Sheriff for October 1 through December 31, 2021 for Fiscal Year 2022.
15. [21-2527A](#) Receipt and file report of the Law Enforcement Trust Fund for the quarter ending December 31, 2021.
- Recommendation:** Accept the receipt and file report on the Law Enforcement Trust Fund from October 1 to December 31, 2021.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Human Services

16. [21-2548A](#) Grant award from the Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention for the Fiscal Year 2021 Family Drug Court Program.
- Recommendation:** Approval of a three-year grant award from the Office of Justice Programs Office of Juvenile Justice and Delinquency Prevention (OJJDP) for the Fiscal Year (FY) 2021 Family Drug Court Program.
- * The OJJDP FY21 Family Drug Court federal grant award from OJJDP will support the County Family Dependency Treatment Court (FDTC).
 - * This new 3-year federal grant award from OJJDP is for the enhancement of the existing FDTC.
 - * The FDTC serves adult clients who are suffering from substance use and co-occurring mental health disorders and are involved in the justice system as a result of child abuse or neglect.
 - * The FDTC is a collaborative partnership between the County, the Sixth Judicial Circuit Court, and WestCare Gulfcoast-Florida, Inc.
 - * This federal grant award is for \$996,944.00 over three years from 10/01/2021 to 09/30/2024.

Public Works

17. [21-2514A](#) Sovereignty Submerged Lands Easement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for the Living Shoreline Project at Philippe Park.

Recommendation: Approval of the Sovereignty Submerged Lands Easement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (BTIITF) for the Living Shoreline Project at Philippe Park (Project).

* Easement is for that portion of State-owned land within Philippe Park adjacent to the County-owned lands for continuity of future phases of the Project.

* The Living Shoreline Project is fully designed and permitted. The first phase is located on the southernmost point of the Park in a County-owned area.

* This Easement is required to allow the Project to proceed on State lands.

* Companion item to Boundary Line Agreement, approved by the Director of Administrative Services through Legistar file 21-1043D.

* Prior signature by the Chair of the Board of County Commissioners obtained through Legistar file 21-024C to meet the required deadline.

County PID No. 004178B Philippe Park Shoreline; executed easement to be recorded by Florida Department of Environmental Protection, as agent for and on behalf of the BTIITF and provided to County; no funding required.

Utilities

18. [21-2168A](#) First Amendment to the agreement with Wharton Smith, Inc. for professional design build services pertaining to the Lift Station Replacement portion of the North Redington Beach Fire Rescue Station and Lift Station Replacement project.

Recommendation: Approval of the First Amendment with Wharton Smith, Inc. for professional design build services pertaining to the North Redington Beach Fire Rescue Station and Lift Station Replacement.

* This contract is for professional design build services consisting of architectural and engineering design, construction documents and permitting and construction services (2 phases) for the North Redington Beach Fire Rescue Station and Lift Station Replacement project.

* This amendment is for construction services for the lift station portion of the project with a lump sum Guaranteed Maximum Price (GMP) of \$4,309,895.00.

* Construction of the fire rescue station is anticipated to start after the lift station is completed in early 2023 and have a construction duration of approximately 1 year; Wharton Smith, Inc. is the contractor for both the lift station and the fire rescue station. Staff will present the GMP for the construction of the fire rescue station at a future BCC meeting when negotiations have been completed.

* Three Small Business Enterprise firms are included for construction services for the lift station portion of the project totaling \$203,412.00, or 4.72% of the GMP.

* The construction duration for the lift station is approximately eleven months from issuance of the notice to proceed.

* Phase 1 (consisting of architectural and engineering design) Award of Contract was approved on October 20, 2020 in the amount of \$527,783.00.

Contract No. 189-0190-NC (JJ), First Amendment in the amount of \$4,309,895.00 from the notice to proceed date for eleven consecutive calendar months; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

19. [21-2590A](#) Second Amendment to the Agreement with EmCare, Inc. for medical direction services.

Recommendation: Sitting as the Pinellas County Emergency Medical Services (EMS) Authority, approve the Agreement with EmCare, Inc. for medical direction services.

* This contract provides for all medical direction services for the Pinellas County EMS system, as well as online medical control on a continual basis twenty-four hours a day / seven days a week, as required under provisions Sections 54-27 through 54-66 of the Pinellas County Code, Chapter 401 of the Florida Statutes, and Chapter 64J-2 of the Florida Administrative Code.

* The Second Amendment provides for a pilot program with Bayfront ER that will be staffed through the Medical Direction Services Agreement as EMS has this expertise and has a similar program in Hillsborough County. Funding will be combined through Human Services utilizing grant funds identified for programs to combat opioid addiction for an amount not to exceed \$120,000.00.

* If this pilot program is successful, future competitive processes will include staff services programs to combat opioid addiction.

* This contract was competitively solicited and awarded by the Board of County Commissioners on September 14, 2017. The First Amendment, to identify the Pinellas County Sheriff's Office Tactical EMS Team as an authorized Pinellas County First Responder under the clinical oversight of the EMS Medical Director was approved by the County Administrator on June 29, 2017.

Contract No. 167-0194-P(JJ); increase in the amount of \$120,000.00 for an estimated annual estimated amount of \$838,358.00 and a revised total contract amount of \$4,191,790.00; effective through September 30, 2022; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

COUNTY ATTORNEY

20. [21-2341A](#) County Attorney Reports.

COUNTY ADMINISTRATOR

21. [21-2342A](#) County Administrator Reports.

COUNTY COMMISSION

22. [21-2450A](#) Appointment to the Historic Preservation Board (Individual appointment by Commissioner Justice).

Recommendation: Approve one appointment to the Historic Preservation Board to fill a current term of 3 years, ending on December 31, 2024.

* Gregory Cahanin nominated for appointment by Commissioner Justice

* Ballot/worksheet is provided; however, the Clerk may request a verbal vote.

23. [22-0027A](#) Appointment of an alternate to the Historic Preservation Board (Board of County Commissioners as a whole).

Recommendation: Approve one appointment as an alternate to the Historic Preservation Board for a 3-year term ending December 31, 2024.

- * Approve one candidate as an alternate.
- * Names can be viewed on the attached list.
- * Ballot/worksheet is provided; however, the Clerk may request a verbal vote.

24. [21-2524A](#) Appointment to the Local Planning Agency (Individual appointment by Commissioner Seel).

Recommendation: Approve one appointment to the Local Planning Agency to fulfill the remaining term ending November 4, 2024, due to resignation effective January 13, 2022.

- * Mack Duggan Cooley III nominated for appointment by Commissioner Seel.
- * Ballot/Worksheet has been provided; however, the Clerk may request a verbal vote.

25. [21-2443A](#) Appointment to the Pinellas County Housing Finance Authority (Board of County Commissioners as a whole).

Recommendation: Approve one appointment to the Pinellas County Housing Finance Authority for a 4-year term, beginning February 1, 2022.

- * Approve one appointment to the Housing Finance Authority.
- * Names can be viewed on the attached list.
- * Ballot/worksheet is provided; however, the Clerk may request a verbal vote.

26. [21-2343A](#) County Commission New Business: Pertinent and Timely Committee/Board Updates, Policy Considerations, Administrative/Procedural Considerations, and other New Business.

6:00 PM

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

27. [21-2554A](#) Ordinance amending the Pinellas County Comprehensive Plan, providing for the enactment of a new Property Rights Element in the Comprehensive Plan, including a goal, objectives, and policies to implement Florida House Bill 59 requiring local government adoption of a property rights element into its comprehensive plan. (Legislative)

Recommendation: The second of two public hearings for Case Number CP-21-01 (Ordinance). Based upon evidence and findings contained in the staff report and attachments, County staff recommends the Board of County Commissioner adopt the proposed Ordinance.

This Case consists of an Ordinance amending the Pinellas County Comprehensive Plan by adding a new Property Rights Element. This new Element is being added to implement Florida House Bill 59, effective July 1, 2021, requiring local government adoption of a property rights element into its comprehensive plan. The amendment accomplishes the following:

- * Implements newly adopted State law in order to comply with Statutory requirements.
- * Protects private property rights to ensure such rights are considered in local decision-making.
- * Provides further clarification of currently existing rights and protections for property owners embodied in the current Pinellas County Comprehensive Plan.

28. [21-2486A](#) Case No. FLU-21-02 (FL Orange MU, LLC) (Companion to Agenda Item No. 29)
A request for a change of land use from Residential Low Medium to Residential Medium on approximately 0.71 acre located at 5173 28th Street North, 2786 and 2782 52nd Avenue North in Lealman.
(Legislative)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. FLU-21-02 is recommended for approval:

An Ordinance approving the application of Florida Orange MU, LLC for a land use change from Residential Low Medium to Residential Medium on approximately 0.71 acre located at 5173 28th Street North, 2786 and 2782 52nd Avenue North in Lealman.

- * The applicant is seeking a land use change on a 0.71-acre vacant site.
- * The applicant is proposing to develop multi-family housing (apartments). The request would increase the maximum density by five units per acre. The maximum number of residential units would therefore increase from seven to 11, or from 11 to 16 if an affordable housing density bonus is sought and obtained.
- * The applicant is also seeking a zoning change under a separate case number.
- * The Local Planning Agency unanimously recommended approval of the request; vote five - zero. No one appeared in favor or in opposition.
- * No correspondence has been received.

29. [21-2487A](#) Case No. Q ZON-21-06 (FL Orange MU, LLC) (Companion to Agenda Item No. 28)
A request for a change of Zoning from R-4, One, Two, and Three Family Residential to RM, Multi-Family Residential on approximately 0.71 acre located at 5173 28th Street North, 2786 and 2782 52nd Avenue North in Lealman. (Quasi-Judicial Hearing)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. FLU-21-02 is recommended for approval:

A Resolution approving the application of Florida Orange MU, LLC for a zoning change from R-4, One, Two, and Three Family Residential to RM, Multi-Family Residential on approximately 0.71 acre located at 5173 28th Street North, 2786 and 2782 52nd Avenue North in Lealman.

- * The applicant is seeking a zoning change on a 0.71-acre vacant site.
- * The applicant is proposing to develop multi-family housing (apartments). The requested RM zoning would allow this. The current R-4 zoning allows single family homes, duplexes, and triplexes.
- * The applicant is also seeking a land use change under a separate case number.
- * The Local Planning Agency unanimously recommended approval of the request; vote five - zero. No one appeared in favor or in opposition.
- * No correspondence has been received.

30. [21-2488A](#) Case No. FLU-21-03 (Palm Harbor Montessori School, Inc.) (Companion to Agenda Item No. 31)
A request for a change of Land Use from Residential Low to Residential/Office Limited on approximately 2.25 acres located at 1961 East Lake Road in East Lake Tarpon. (Legislative)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. FLU-21-03 is recommended for approval:

An Ordinance approving the application of Palm Harbor Montessori School, Inc. for a land use change from Residential Low (RL) to Residential/Office (R/LO) Limited on approximately 2.25 acres located at 1961 East Lake Road in East Lake Tarpon.

- * The applicant is seeking a land use change on a 2.25-acre site that formerly contained a private school.
- * The applicant is proposing to utilize the site for office use, but nothing specific is proposed. The existing RL land use does not allow offices. The proposed change to R/LO would allow offices while not increasing maximum residential density.
- * The applicant is also seeking a zoning change under a separate case number.
- * The Local Planning Agency unanimously recommended approval of the request; vote 6-0. No one appeared in favor or in opposition.
- * One correspondence has been received with a concern regarding traffic.
a.) Anticipated traffic impacts are expected to decrease under this proposal, particularly when compared to the former school use.

31. [21-2489A](#) Case No. Q ZON-21-07 (Palm Harbor Montessori School, Inc.)
(Companion to Agenda Item No. 30)
A request for a change of Zoning from RPD-W, Residential Planned Development-Wellhead Protection Overlay to LO-W, Limited Office-Wellhead Protection Overlay on approximately 2.25 acres located at 1961 East Lake Road in East Lake Tarpon. (Quasi-Judicial Hearing)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. ZON-21-07 is recommended for approval:

A Resolution approving the application of Palm Harbor Montessori School, Inc. for a zoning change from Residential Planned Development - Wellhead Protection Overlay to Limited Office (LO-W), - Wellhead Protection Overlay on approximately 2.25 acres located at 1961 East Lake Road in East Lake Tarpon.

* The applicant is seeking a zoning change on a 2.25-acre site that formerly contained a private school.

* The applicant is proposing to utilize the site for office use, but nothing specific is proposed. The requested LO-W zoning allows general and medical offices while eliminating residential as a primary use.

* The applicant is also seeking a land use change under a separate case number.

* The Local Planning Agency unanimously recommended approval of the request; vote six - zero. No one appeared in favor or in opposition.

* One correspondence has been received with a concern regarding traffic.

a.) Anticipated traffic impacts are expected to decrease under this proposal, particularly when compared to the former school use.

32. [21-2490A](#) Case No. FLU-21-04 (Cypress Run of FL, LLC)
A request for a land use change from Recreation/Open Space (1.43 acres) to Residential Rural and Residential Rural (1.43 acres) to Recreation/Open Space on approximately 2.86 acres located at 2669 St. Andrews Boulevard in East Lake Tarpon. (Legislative)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. FLU-21-04 is recommended for approval:

An Ordinance approving the application of Cypress Run of FL, LLC for a land use change from Recreation/Open Space to Residential Rural (1.43 acres) and Residential Rural to Recreation/Open Space (1.43 acres) on approximately 2.86 acres located at 2669 St. Andrews Boulevard in East Lake Tarpon.

* The applicant is seeking a land use change on two separate, vacant areas of the Cypress Run golf course.

* The applicant is proposing to develop two single-family homes near the tennis courts and clubhouse. This area currently has a Recreation/Open Space land use, which does not allow residential uses.

* The applicant is also proposing to change the land use on a separate area of the golf course from a residential designation to Recreation/Open Space. This would remove development potential from that location and achieve a no net loss of Recreation/Open Space.

* Both amendment areas are part of the Cypress Run master plan development, which has three unused residential units remaining. No additional residential units will be created via this request.

* The Local Planning Agency unanimously recommended approval of the request. One person appeared in support and two people appeared in opposition. Those in opposition cited concerns regarding possible impacts from the future use of the amendment area proposed for Recreation/Open Space.

a.) There will be no change of use within this area as it is already part of the golf course.

* A letter of support has been received from the Cypress Run Property Owners Association.

33. [21-2491A](#) Case No. FLU-21-05 (90 20th Terrace Southwest, LLC)
A request for a change of Land Use from Residential Low to Commercial General on approximately 0.33 acre located at 90 20th Terrace Southwest in unincorporated Largo. (Legislative)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. FLU-21-05 is recommended for approval:

An Ordinance approving the application of 90 20th Terrace Southwest, LLC for a land use change from Residential Low to Commercial General on approximately 0.33 acre located at 90 20th Terrace Southwest in unincorporated Largo.

* The applicant is seeking a land use change on a 0.33-acre vacant site.

* This request would allow for a wide range of uses, with nothing specific currently planned.

* The land use change would address an inconsistency with the site's C-2 zoning district.

* The Local Planning Agency unanimously recommended approval of the request, vote four - zero. No one appeared in favor or opposition.

* No correspondence has been received.

34. [21-2492A](#) Case No. Q ZON-21-09 (Snug Harbor Lot 1, LLC)
A request for a change of Zoning from RMH, Residential Mobile/Manufactured Home to R-5, Urban Residential on approximately 0.34 acre located at the northwest corner of San Fernando Boulevard Northeast and Monaco Drive Northeast in unincorporated St. Petersburg. (Quasi-Judicial Hearing)

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. ZON-21-09 is recommended for approval:

A Resolution approving the application of Snug Harbor Lot 1, LLC for a change in zoning from RMH, Residential Mobile/Manufactured Home to R-5, Urban Residential.

- * The applicant is seeking a zoning change on a vacant 0.34-acre site.
- * The proposed use is a residential use with a maximum of three units.
- * The Local Planning Agency unanimously recommended approval of the request, vote six - zero. No one appeared in favor or in opposition.
- * No letters of objection have been received.

35. [21-2507A](#) Ordinance adopting a new Pinellas County Comprehensive Plan to be known as PLANPinellas; providing for a new Vision Element, the update and replacement of each Element and the associated Future Land Use Category Descriptions and Rules, as per State Statute requirements. (Legislative)

Recommendation: The first of two public hearings for Case Number CP-21-03 (Ordinance). Based upon evidence and findings contained in the staff report and attachments, this case is recommended for transmittal to the State Department of Economic Opportunity for agency review prior to a second (adoption) hearing before the Board of County Commissioners.

This proposed Ordinance will enact the following changes:

- * The creation of a new Vision Element for the Comprehensive Plan
- * The update and replacement of the Goals, Objectives, Policies and Strategies of each Element
- * The update and replacement of the Future Land Use Category Descriptions and Rules

The Plan is focused around eight Guiding Principles that set the foundation of the community vision and with which the policies must align. These Principles include:

- Consider long-term impacts and evaluate policy decisions to ensure that they support a SUSTAINABLE FUTURE.
- Create and enhance safe, HEALTHY COMMUNITIES that attract and retain a socially and culturally diverse population.
- Facilitate a STRONG LOCAL ECONOMY that supports sustainable, healthy communities and enhances employment opportunities and the quality-of-life for its citizens.
- Provide a range of HOUSING OPTIONS to meet the needs of a diverse and intergenerational community.
- Provide an interconnected, resilient MULTIMODAL TRANSPORTATION network that safely, efficiently and equitably addresses the mobility needs of all citizens, visitors and businesses, while simultaneously minimizing opportunities for traffic-related fatalities and injuries.
- PROTECT the diverse ecosystem that makes up the county's NATURAL RESOURCES, and contributes to the county's public health, quality-of-life, and local economy.
- Promote advancing BEST PRACTICES and technologies that benefit the economy; healthy communities; and the public, health, safety and welfare.
- Recognize opportunities for RESPONSIBLE REGIONALISM and promote intercoordination with the county's municipalities, community organizations and regional entities.

These Principles were coordinated with each of the County's departments, presented to the Board, and shared with the community at-large; and each of these stakeholder groups expressed their support.

36. [21-2560A](#) Ordinance amending Appendix A, the ten-year Water Supply Facility Plan, of the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan. (Legislative)

Recommendation: The first of two public hearings for Case Number CP-21-02 (Ordinance). Based upon evidence and findings contained in the staff report and attachments, this Case is recommended for transmittal to the State Department of Economic Opportunity for review prior to a second (adoption) public hearing before the Board of County Commissioners.

This case amends Appendix A, the ten-year Water Supply Facility Plan, of the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan. The primary purpose of the ten-year Water Supply Facility Plan update, also known as the Work Plan, is to meet water supply and water facilities planning statutory requirements, and to identify and plan for water supply sources and facilities needed to meet existing and projected retail and wholesale potable water demands within the County's Water Demand Planning Area.

These proposed amendments are being added to comply with Section 163.3177(6)(c), Florida Statutes, requiring local governments to adopt a work plan into their Comprehensive Plan within 18 months after the Southwest Florida Water Management District adopts, or updates, the Regional Water Supply Plan. The amendments accomplish the following:

- * Compliance with Statutory requirements.
- * Updates water supply capital program dollar amounts to reflect current 10-year timeframe.
- * Focuses on operation and maintenance of existing infrastructure to ensure a safe and sustainable water supply.

37. [21-2225A](#) Petition of A Investments Development Corp to vacate that portion of Second Avenue North right-of-way lying south of and adjacent to Lots 1 through 6, Block 45 and lying north of and adjacent to Lots 8 through 12, Block 42, Unit No. 1 - Sec. A Chautauqua "On the Lake", Plat Book 9, Page 52, lying in Section 32-28-16, 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 60-foot wide portion of an unimproved right-of-way, known as 2nd Avenue North, adjacent to the petitioners' property located at First Street East, Clearwater.
- * The petitioner is 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.

38. [21-2311A](#) 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.

* The Board originally heard the petition to vacate on August 24, 2021. The Board denied the request, without prejudice.

* The petitioner has revised the request to include a 15-foot-wide easement in lieu of the right-of-way.

* The existing 15-foot-wide right-of-way is adjacent to the petitioner's property located at 13380 86th Avenue, Seminole.

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

* If approved, the vacation will be conditioned on the Petitioner granting Pinellas County a 15-foot-wide public utility easement.

* County staff has no objection to the vacation request.

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

39. [21-2518A](#) Resolution supplementing the Fiscal Year 2022 Capital Budget for unanticipated fund balances in the STAR Center, Capital Projects, Airport Revenue & Operating, Solid Waste Renewal & Replacement, Water Renewal & Replacement, and Sewer Renewal & Replacement Funds.

Recommendation: Conduct a public hearing and adopt the attached resolution recognizing and appropriating unanticipated fund balance in STAR Center, Capital Projects, Airport Revenue & Operating, Solid Waste Renewal & Replacement, Water Renewal & Replacement, and Sewer Renewal & Replacement Funds in the Fiscal Year (FY) 2022 budget as outlined in the staff report.

* The resolution carries forward unanticipated lapsed appropriation into the FY22 Budget for projects that did not progress as anticipated in FY21 as follows: STAR Center Fund \$637,000.00; Capital Projects Fund \$31,133,500.00; Airport Revenue and Operating Fund \$2,296,000.00; Solid Waste Renewal and Replacement Fund \$3,192,000.00; Water Renewal and Replacement Fund \$3,569,000.00; Sewer Renewal and Replacement Fund \$7,590,000.00.

* Generally, unanticipated fund balances result when actual expenditures are less than those estimated during the budget development process and/or revenues exceed those anticipated. The FY22 actual beginning fund balances have exceeded the budget in the funds identified due principally to changes in project scheduling not anticipated during budget development.

* The resolution also reduces the FY22 capital budget for projects that progressed ahead of schedule in FY21.

40. [21-2499A](#) Resolution supplementing the Fiscal Year 2022 Operating Budget for unanticipated fund balances in the General Fund, Emergency Medical Services Fund, Emergency Communications E911 Fund, Fire Districts Fund, Fleet Management Fund, Water Revenue & Operating Fund, Water Renewal & Replacement Fund, Sewer Revenue & Operating Fund, and Sewer Renewal & Replacement Fund.

Recommendation: Conduct a public hearing and adopt the attached resolution recognizing and appropriating unanticipated fund balance in the General Fund, Emergency Medical Services Fund, Emergency Communications E911 Fund, Fire Districts Fund, Fleet Management Fund, Water Revenue & Operating Fund, Water Renewal & Replacement Fund, Sewer Revenue & Operating Fund, and Sewer Renewal & Replacement Fund.

* The resolution recognizes unanticipated fund balance in the Fiscal Year (FY) 2022 Budget in various funds as follows: General Fund \$1,658,540.00, Emergency Medical Services Fund \$1,088,000.00, Emergency Communications E911 Fund \$293,350.00, Fire Districts Fund \$956,650.00, Fleet Management Fund \$3,094,610.00, Water Revenue and Operating Fund \$35,750.00, Water Renewal & Replacement Fund \$54,250.00, Sewer Revenue & Operating Fund \$154,750.00 and the Sewer Renewal and Replacement Fund \$900,170.00.

* The FY22 actual beginning fund balances have exceeded the budget in the funds identified due to delays in receiving vehicles and equipment, purchasing supplies, and implementation of projects. These delays in FY21 were not anticipated during FY22 budget development. This resolution adjusts the FY22 Budget to carry forward unused FY21 appropriation for the purchases and payments that were not completed by September 30, 2021.

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.