

Pinellas County

*315 Court Street
Clearwater, Florida 33756*



Minutes - Final

Tuesday, November 28, 2017

2:00 PM

Public Hearings at 6:00PM

BCC Assembly Room

Board of County Commissioners

*Janet C. Long, Chairman
Kenneth T. Welch, Vice-Chairman
Dave Eggers
Pat Gerard
Charlie Justice
John Morroni
Karen Williams Seel*

ROLL CALL - 2:01 P.M.

Present: 5 - Vice-Chairman Kenneth T. Welch, Dave Eggers, Pat Gerard, Charlie Justice, and John Morroni

Absent: 2 - Chairman Janet C. Long, and Karen Williams Seel

Others Present: Don Crowell, Chief Assistant County Attorney; Mark S. Woodard, County Administrator; Claretha N. Harris, Chief Deputy Clerk; and Tony Fabrizio, Board Reporter, Deputy Clerk.

Vice-Chairman Welch opened the meeting with a moment of silence in remembrance of Rafael Lorenzo Ufret Ortiz, a Pinellas County employee in the Mosquito Control and Vegetation Management Unit, who lost his life yesterday while serving the County. Later in the meeting, Mr. Woodard provided comments honoring Mr. Ufret Ortiz and his contributions to the County, and expressing condolences to his family.

INVOCATION by Pastor Dawn Haeger, Peace Memorial Presbyterian Church, Clearwater**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS****1. Partner Presentations:**

- Anne Marie Winter, Executive Director, Area Agency on Aging of Pasco - Pinellas, Inc.
- BP Funding Partners - Update on completed projects in Fiscal Year 17.
 - Herbert Murphy, President, Arts Conservatory for Teens (ACT).
 - Father Bob Swick & Marc Norton, Tampa Bay Veterans Alliance.
 - Chief Thomas Jamison, East Lake Tarpon Special Fire Control District.

Area Agency on Aging of Pasco - Pinellas, Inc.

Vice-Chairman Welch welcomed Ms. Winter, relating that she has been working as the Executive Director of the Agency since July 19, 2017; whereupon, he provided background information regarding Ms. Winter's vast experience working with complex domestic and multinational social service and humanitarian organizations and serving on various boards and committees relating to elder services.

Ms. Winter related that last year the agency served 68,000 people in Pasco and Pinellas Counties; that it is the official administrator of all federal and state dollars to seniors in the county, functioning as the gate-keeper and the gateway for assessments, waiting lists, and determination of services eligibility; and that she looks forward to working with the County going forward.

Later in the meeting, at the request of Commissioner Justice, Ms. Winter provided informational booklets to the members and discussed the agency's funding sources, budget, and the numerous programs and services it provides, indicating that of the \$19-million-budget, \$11,582,000 goes toward Pinellas County; and that there is currently a waiting list of 8,900 individuals who have met the criteria for services but are not eligible due to lack of funding. She stressed that the agency is a partner and a resource to the Commissioners for any matters related to seniors.

Commissioner Justice pointed out that the agency recently had its ninth consecutive successful annual review by the Department of Elder Affairs and praised its work. Commissioner Morroni indicated that he is glad that Ms. Winter is leading the agency; and that he is looking forward to working with her in the upcoming year.

BP Funding Partners

Vice-Chairman Welch commended Commissioner Justice, as 2016 BCC Chairman, and Mr. Woodard for the approach taken last year that involved the community in the discussion regarding distribution of funds received as a result of the British Petroleum oil spill of 2010. He reported that, in less than a year, several projects have already been completed and provided information regarding the partners and their projects; whereupon, a video was shown highlighting the following projects and the associated guiding principles used to prioritize the allocation of funds:

- Recognizing veterans - Memorial Plaza at Crest Lake Park in Clearwater, Tampa Bay Veterans Alliance
- Supporting arts and education - two 15-passenger vans for transporting youth involved in after-school education and cultural activities in north and south county
- Ensuring public safety - a rescue boat for the East Lake Tarpon Fire District

Vice-Chairman Welch thanked the partners for their contributions to the community; whereupon, Alex Harris, co-founder, and Herbert Murphy, co-founder and President, Arts Conservatory for Teens, and Chief Thomas Jamison, East Lake Tarpon Special Fire Control District, discussed the benefits afforded by the projects and expressed gratitude to the County. Chief Jamison indicated that he enjoyed working with County Assistant Administrator John Bennett, thanked him for his contributions to the public safety sector of the County, and wished him well.

2. Doing Things! Employee Recognition: - Anousone Eicher, Human Services.

Vice-Chairman Welch and Mr. Woodard recognized and thanked Ms. Eicher, a 29-year employee, for going above and beyond in her contributions to the community. A video was played highlighting her work and involvement with the Sunshine Club raising money to provide essential items for low-income residents.

CONSENT AGENDA (Items 3 through 24)

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

3. Minutes of the regular meeting held October 31, 2017.

4. Vouchers and bills paid from October 8 through October 28, 2017.

Period: October 8 through October 14, 2017

Payroll - None

Accounts Payable - \$14,207,646.62

Period: October 15 through October 21, 2017

Payroll - \$3,620,549.13

Accounts Payable - \$23,291,668.54

Period: October 22 through October 28, 2017

Payroll - None

Accounts Payable - \$19,320,762.72

5. Juvenile Welfare Board Quarterly Financial Statements for the period ending September 30, 2017.

Greg Pound, Largo, provided comments regarding the item.

6. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2017-15 dated October 18, 2017 - Follow-Up Audit of Short-Term Disability and Long-Term Disability Contracts.

7. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2017-17 dated October 18, 2017 - Audit of Tax Increment Financing of Community Redevelopment Areas' Payments to Cities.

8. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2017-18 dated October 18, 2017 - Audit of Purchasing Card Usage for the Board of County Commissioners, the Clerk of the Circuit Court and Comptroller, and the County Administrator.

Miscellaneous items received for filing:

9. Correspondence from the Southwest Florida Water Management District regarding the District's Draft 2018 Five-Year Water Resource Development Work Program.
10. City of Safety Harbor Ordinance No. 2017-31 adopted October 16, 2017, annexing certain property.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

11. Receipt and file report of non-procurement items delegated to the County Administrator for the period ending October 31, 2017.

Development Review Services

12. Plat of Highwood Estates Phase 2, private street sign installation guarantee, and sidewalk guarantee for recording.

Plat and guarantees from Gulfwind Contracting, LLC accepted and approved for recording.

Human Services

13. First Amendment to the funding agreement with Operation PAR, Inc. to incorporate expanded funding for treatment services for Health Care for Homeless and Pinellas County Health Program Clients.

Amendment approved increasing the contract amount by \$472,622.00, for a Fiscal Year 2018 amended total amount of \$797,622.00. Chairman authorized to sign and the Clerk to attest.

14. Statewide Criminal Analysis Laboratory System Grant award from the Florida Department of Law Enforcement on behalf of the Pinellas County Forensic Laboratory.

Criminal Laboratory Financial Assistance Agreement approved accepting the grant award in the estimated amount of \$265,000.00 for Fiscal Year 2018 to supplement the Medical Examiner's operating costs. The agreement is effective retroactive to October 1, 2017 through September 30, 2018.

Management and Budget

15. Ratification of the County Administrator's approval of Board Budget Amendment No. 7 supplementing the FY 2017 General Fund Budget for unanticipated expenditures due to Hurricane Irma.

Budget Amendment realigning \$7.0 million from the Reserves program to the Emergency Events program within the General Fund, ratified and confirmed.

Public Works

16. Award of bid to Florida Safety Contractors, Inc. for the Advanced Traffic Management System Project on County Road 1 from State Road 60 to Alderman Road.

Bid No. 167-0443-CP (PID No. 002156A) in the amount of \$2,368,990.20 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is to be completed within 365 consecutive calendar days. Chairman authorized to sign and the Clerk to attest.

17. Award of bid to The Lane Construction Corporation for FY18-20 Countywide Pavement Preservation Projects.

Bid No. 167-0506-CP (PID No. 003139A) in the amount of \$11,798,212.35 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is to be completed within 830 consecutive calendar days. Chairman authorized to sign and the Clerk to attest.

18. Award of bid to M.T.M. Contractors, Inc. for the Sunset Point Road Sidewalk Project from the Fred Marquis Pinellas Trail to Douglas Avenue.

Bid No. 167-0520-CP (PID No. 001886A) in the amount of \$388,355.25 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is to be completed within 200 consecutive calendar days. Chairman authorized to sign and the Clerk to attest.

Real Estate Management

19. Declare a County-owned parcel surplus, establish a base bid, and grant authorization to advertise and sell.

Resolution No. 17-83 adopted declaring a County-owned parcel surplus, establishing a base bid in the amount of \$650,000.00, and granting authorization to advertise and sell. County Administrator authorized to execute the legal instruments necessary for the conveyance; Chairman authorized to execute the County Deed and the Clerk to record resolution and the deed.

- 20.** Conveyance of an escheated property to the City of Clearwater.

Resolution No. 17-84 adopted authorizing conveyance of one escheated property to the City of Clearwater, in accordance with Florida Statutes 197.592. Chairman authorized to execute and the Clerk to attest the County Deed.

Safety and Emergency Services

- 21.** 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. Chairman 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; Rocky Mountain Holdings, LLC d/b/a Bayflite; and Med-Trans Corporation d/b/a Med-Trans West

Hospitals

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

Sunstar Ambulance Service

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

Utilities

- 22.** Ranking of firms and Agreement with McKim & Creed, Inc., for professional engineering services pertaining to the Isle of Capri Pump Station and Madeira Beach Pressure Reducing Valve Improvement Project.

Ranking of firms and Contract No. 167-0007-NC approved in the not-to-exceed amount of \$479,993.50 (including \$20,000.00 for contingency services). Contract is for a term of 1,000 consecutive calendar days from the Notice to Proceed date. Chairman authorized to sign the agreement and the Clerk to attest.

- 23.** Award of bid to Zabatt Engine Services, Inc. d/b/a Zabatt Power Systems Inc. for the Generator and Electrical Improvement Project for Building No. 1 at South Cross Bayou Water Reclamation Facility.

Bid No. 167-0407-CP (PID No. 002709A) in the amount of \$1,444,741.37 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is expected to be completed within 240 consecutive calendar days.

COUNTY ATTORNEY

- 24.** Notice of new lawsuit and defense of the same by the County Attorney in the case of Lisa G. Maddux, an individual, and Silverlakes Property Management, LLC v. Pinellas County and Rowland, Inc.; Circuit Civil Case No. 17-002540-CI - allegations of inverse condemnation and injunctive relief.

REGULAR AGENDA

Vice-Chairman Welch proposed that consideration of Item No. 49 pertaining to the Property Assessed Clean Energy Program be postponed due to the late receipt of correspondence requesting revisions to the proposed ordinance. Following brief discussion, the Board agreed to defer the item to the December 12 meeting.

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA - None.

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

- 25.** Resolution and Joint Participation Agreement Supplemental #1 with the Florida Department of Transportation for the design and construction of an In-Line Baggage Screening System at St. Pete-Clearwater International Airport.

(FDOT Financial Project No. 43714619401, Contract No. ARS02; County PID No. 002111A) Resolution No. 17-85 adopted authorizing execution of the agreement to accept the state's supplemental funding in the amount of \$500,000.00, increasing the total funding amount to \$800,000.00. Chairman authorized to execute the agreement and the Clerk to attest.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Development Review Services

- 26.** Selection of Special Magistrate Code Enforcement Candidates pursuant to Pinellas County Code, Chapter 2, Article VIII.

Jeffrey R. Fuller, James Mathieu, Lisa Gonzalez Moore, and Thomas J. Trask approved to serve as Code Enforcement Special Magistrates for a term not to exceed three years. County staff authorized to execute contracts.

In response to query by Vice-Chairman Welch, Mr. Woodard explained that four candidates are being approved; that three of those will be selected as permanent members through a random process by the Purchasing Department; and that the remaining candidate will serve as an alternate and be activated in the event a permanent member is unable to continue to serve.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Economic Development

- 27.** Resolution approving B7083155727 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.

Resolution No. 17-86 adopted approving Project B7083155727 as a qualified applicant pursuant to Section 288.106, Florida Statutes, and identifying sources of local county financial support (total local contribution amount, \$22,800.00, 100 percent of which will be paid by Pinellas County Government over a series of fiscal years as determined by the State).

Mr. Woodard related that the applicant seeks to create 38 new jobs within the unincorporated portion of the county at 100 percent or more of the State of Florida average annual wage; and that the County is competing with a location in the Dominican Republic.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Human Services

- 28.** First Amendment to the contract with Citizens Rx, LLC for Indigent Health Program Pharmacy Services.

(Contract No. 145-0204-B) Amendment approved increasing the contract amount by \$550,000.00, for a revised total expenditure not to exceed \$27,950,000.00 for services through September 30, 2020. Chairman authorized to sign and the Clerk to attest.

A motion was made by Commissioner Gerard, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

- 29.** Alcohol and Drug Abuse Trust Fund grant recommendations and agreement to fund eight non-profit agencies.

Recommendations submitted by the Substance Abuse Advisory Board approved for distribution of \$53,000.00 among eight projects, as set forth in the Staff Report. Grant agreement with the listed agencies approved.

Commissioner Gerard indicated that she would abstain from discussing and voting on the item due to a conflict of interest, and in accordance with the provisions of the Standards of Conduct Law, submitted a Memorandum of Voting Conflict form, which has been filed and made a part of the record.

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

Aye: 4 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Abstain: 1 - Commissioner Gerard

- 30.** Funding recommendations for the 2018 Edward Byrne Memorial Justice Assistance Grant-Countywide and related grant administration documents.

Recommendations submitted by the Substance Abuse Advisory Board approved for distribution of \$277,379.00 among ten projects, as set forth in the Staff Report. Grant administration documents, including delegation of authority for grant administration and approval of recommendations on behalf of unincorporated Pinellas County, approved.

Commissioner Gerard indicated that she would abstain from discussing and voting on the item due to a conflict of interest, and in accordance with the provisions of the Standards of Conduct Law, submitted a Memorandum of Voting Conflict form, which has been filed and made a part of the record.

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

Aye: 4 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Abstain: 1 - Commissioner Gerard

Management and Budget

- 31.** Funding Agreement with Creative Pinellas, Inc. to provide British Petroleum Economic Settlement Funds to support the Arts - Traveling Sculptures/Installations project.

Agreement in the amount of up to \$500,000.00 approved for execution.

Responding to query by Commissioner Eggers, Mr. Woodard indicated that Creative Pinellas initially envisioned the art project to be displayed in ten locations over three years; and that the proposal was revised to five locations over 18 months; however, the previously approved funding has not changed.

At the request of Commissioner Eggers, Creative Pinellas Executive Director Barbara St. Clair discussed the rationale behind the changes to the project scope, indicating that they were made after further research and consultations with experts, but the idea of a traveling interactive exhibit allowing the public to be engaged and experience art is exactly the same as originally presented to the Board. She provided examples of successful public art projects and stated that the current commitment is tentative, as the exact number of display locations and exhibit duration will be dictated by the project, which will be selected upon soliciting artists and then presented to the Board for approval.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Real Estate Management

32. Agreement with Creative Contractors, Inc., for professional design build services pertaining to the Courts Consolidation Project at the County Justice Center.

Contract No. 167-0160-NC approved in the amount of \$4,063,708.00 (including \$300,000.00 in owner contingency) for Phase One of the County Justice Center project. Total estimated project cost is \$55,680,000.00. Contract is for a term of ten consecutive calendar months from the Notice to Proceed date. Chairman authorized to sign and the Clerk to attest.

Real Estate Management Director Andrew Pupke referred to a PowerPoint presentation titled *Courts Consolidation Project* and reviewed its strategic scope, including the goals of the plan, the five projects within the plan, and the funding and timeline.

Mr. Pupke provided a brief status update regarding the projects, indicating that the parking structure at the County Justice Center, offering additional 1,007 spaces, has been completed; that staff is in the process of negotiating a lease purchase agreement for a new location for the Tax Collector and the Property Appraiser; and that the Penny III allocation in the amount of \$87 million will pay for three projects, and the remaining two are anticipated to be funded by Penny IV; whereupon, he thanked the stakeholders for their collaboration and involvement in the process.

Mr. Pupke discussed the scope, budget, schedule, and benefits relating to the County Justice Center Project being considered today, indicating that it will include the following improvements:

- Construction of a four-story annex and front entrance to the courthouse to accommodate the Unified Family Court and Court Administration
- Expansion of the Jury area
- Renovation of the Clerk of the Circuit Court's second floor service area to provide greater customer service and operational efficiencies
- Renovation of the Court Administration and Guardian ad Litem areas
- Connection between the new annex and the existing building on the second floor
- Security upgrades to the building
- Addition of public restrooms

Mr. Woodard pointed out that \$56 million is the estimate for the entire project, and the item presented for approval today includes services pertaining to the design phase only, at the approximate cost of \$4.1 million. During discussion and in response to queries by the members, Mr. Pupke provided clarifications regarding the project and presented conceptual design renderings and project animation video, thanking Creative Contractors' team for providing them.

Mr. Pupke indicated that the design is expected to commence in December and be completed in a year, at which point staff will present the Board with the budget for construction; whereupon, he provided an update on the St. Petersburg Courthouse renovation project, noting that staff is in the process of finalizing the selection of the design build firm for the project. Responding to query by Vice-Chairman Welch, Mr. Pupke indicated that Business Technology Services has been an integral partner during the design criteria package considerations.

Vice-Chairman Welch recognized Sixth Judicial Circuit Chief Judge Anthony Rondolino, who thanked the residents who have voted for the Penny for Pinellas infrastructure tax throughout the years on behalf of the Court and the Justice Center partners, including the Clerk of the Court, Sheriff, Public Defender, and State Attorney, and the citizens they serve, referencing various improvements to buildings funded by Penny money and noting that the project will greatly benefit the public; whereupon; Vice-Chairman Welch thanked him and the other stakeholders for their partnership.

A motion was made by Commissioner Gerard, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

- 33.** Increase to the blanket purchase agreement and second amendment to the agreement with Varsity Contractors, Inc., d/b/a Varsity Facility Services for requirements of janitorial services.

Amendment to Contract No. 12-0084-P approved increasing the amount by \$1,682,834.00 and extending the term through June 30, 2018 for a revised 30-month total of \$6,058,137.44. Chairman authorized to sign and the Clerk to attest.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Solid Waste

- 34.** FY 2017 Board Budget Amendment No. 8 to use Solid Waste Renewal & Replacement Fund reserves for contingencies due to increased activities related to capital projects managed under the service agreement.

Amendment approved realigning \$5,000,000.00 from the Solid Waste Renewal & Replacement Fund for contingencies to the Waste-to-Energy Capital Improvement Program cost center.

A motion was made by Commissioner Morroni, seconded by Commissioner Gerard, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

Utilities

35. Agreement with the City of Largo for utility relocations along Trotter Road.

(Utilities Project No. 003362A) Agreement approved, requiring the County to pay the City an amount not to exceed \$525,000.00 for the City's contractor to relocate all utilities in conflict with roadway, sidewalk, and drainage improvements along Trotter Road from 8th Avenue Southwest to Hillsdale Avenue. Chairman authorized to sign and the Clerk to attest.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

COUNTY ADMINISTRATOR

36. County Administrator Miscellaneous.

Mr. Woodard discussed the following items:

- Announced the advertisement of a TEFRA hearing to be conducted on December 12, 2017 on behalf of Shorecrest Preparatory School. He related that the Pinellas County Educational Facilities Authority is scheduled to meet on December 7 to give its recommendation; and that the school plans to use the funds from the proposed bond issue to finance the construction and renovation of various facilities on its campus.
- Announced the intent to hold a Public Hearing on December 12 related to the re-appropriation of unanticipated fund balance for multiple funds within the Fiscal Year 2018 budget, and received the Board's consensus to advertise the item.
- Provided an update on the County's efforts to acquire the former Windsor Preparatory

Academy in Lealman for use as a community center. He related that while the negotiated purchase price of \$11 million is 10 percent higher than the higher of two appraisals the County received, he feels comfortable recommending acceptance of the price because of the property's suitability and the greater cost of replicating the project elsewhere within the Lealman Community Redevelopment Area. Mr. Woodard referred to aerial photographs and discussed the subject property and surrounding area; whereupon, responding to queries by the Commissioners, he indicated that the next step is to complete a condition assessment; and that funding for the project will come from a \$2 million state grant, potentially an additional \$2 million legislative appropriation, and Penny for Pinellas funds. Commissioners Justice and Welch thanked Mr. Woodard and staff for their work on the project, calling it a potential game changer for the community, and Mr. Woodard stated that he would update the Board on the condition assessment at its next meeting and, barring any objection, will execute the contract by the end of the year.

- Announced the resignations of Utilities Director Randi Kim and Assistant County Administrator John Bennett, noting that Ms. Kim and her husband are relocating to Grand Junction, Colorado, and Mr. Bennett is returning to his passion of law enforcement. Mr. Woodard and the Board praised both for their work and thanked them for their service, and Mr. Woodard introduced Megan Ross as Interim Utilities Director.

Commissioner Morroni introduced his new assistant, Joshua Miller, noting that he is a former U.S. Marine; and that his predecessor, Brian Lowack, has received a promotion.

COUNTY ATTORNEY

37. Ratification of the initiation of litigation in the case of Pinellas County v. The Artec Group, Inc.

Attorney Crowell explained that the Board terminated The Artec Group, Inc.'s right to proceed under the contract for Terminal Improvements at St. Pete-Clearwater International Airport on October 31, 2017, and, on the advice of outside counsel, the Chair authorized the initiation of litigation at that time, subject to ratification by the Board.

A motion was made by Commissioner Gerard, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

38. County Attorney Miscellaneous - None.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority**39.** Reappointments to the Emergency Medical Services Advisory Council.

Sitting as the Pinellas County Emergency Medical Services Authority, the Board approved the reappointments of Captains Michael Leiner and Brian Browne as the Pinellas County Sheriff's Office representative and alternate representative, respectively, for a two-year term ending in November 2019.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

COUNTY ADMINISTRATOR REPORTS

40. County Administrator Reports - None.

CITIZENS TO BE HEARD

41. Public Comment.

David Ballard Geddis, Jr., Palm Harbor, re County has been sold (submitted documents).
Greg Pound, Largo, re Pinellas Government.

COUNTY COMMISSION

42. One appointment or reappointment to the Pinellas Park Water Management District (Board of County Commissioners as a whole).

Michael Farrell reappointed for a three-year term following a ballot vote.

43. County Commission Board Reports and Miscellaneous Items.

-Appointment to the Pinellas County Parks and Conservation Resources Advisory Board (Individual Appointment by Commissioner Gerard)

Commissioner Gerard related that she has appointed Debbie Chayet to the Parks and Conservation Resources Advisory Board to replace a member who resigned.

The members reported on the activities of their assigned Boards and Committees and related or discussed the following items:

Commissioner Gerard

- Faith Bornoff is the new Executive Director of the Child Care Licensing Board, replacing Patsy Buker, whose last day will be December 6.
- The Youth Advisory Committee will work on two presentations that it will make to the Board at the end of the school year. One will be on creative uses of the Affordable Housing Fund provided for by Penny for Pinellas, and the other will be on the teen auto theft epidemic.

Commissioner Morroni

- Provided highlights of the Florida Department of Transportation's (FDOT) draft Tentative Five-Year Work Program, presented at the last Forward Pinellas meeting. The work program will be adopted July 1, 2018 after public comments are incorporated and the items are reviewed by the Legislature.
- He attended the FDOT's Howard Frankland Bridge public hearing for Pinellas County residents on November 16 and opined that the agency has done a great job getting the word out about the upcoming construction project.
- The Human Rights Board discussed the process for evaluating Director Paul Valenti's performance and will revisit the topic at the next meeting in March 2018.

Commissioner Eggers

- The next meetings of the Pinellas Suncoast Transit Authority and Tampa Bay Water are December 6 and December 18, respectively.
- Referred to a document titled *Tampa Bay Transportation Management Area (TMA) Leadership Group Executive Summary*, a copy of which has been made part of the record, and highlighted topics discussed at the November 3, 2017 meeting, including the establishment of criteria for regional transportation priorities, conducting outreach and encouraging engagement with the public, and how to promote the TMA's work and accomplishments.
- My VA Community members are grateful for the Resource Guide the County published this year, and as all copies have been distributed, the group will be looking for the Board's support to provide for another printing.
- Thanked the YMCA and Police Athletic League for their work throughout the year.

- Commended the Homeless Empowerment Program for dedicating the Bruce Fife Memorial Building in honor of the former Chairman who passed away earlier this year, noting that the organization renamed the veterans' clubhouse and campus the Bruce E. Fife Memorial Veterans Community during a moving presentation.
- Noted that the improvements at Crest Lake Park, which were funded by BP Oil Spill settlement funds, are beautiful.
- Congratulated the East Lake Library on breaking ground on the first phase of its planned expansion.
- The Downtown Palm Harbor Focus Group will meet on December 4.
- Mentioned upcoming parades in Tarpon Springs, Dunedin, Safety Harbor, and Palm Harbor.

Commissioner Justice

- Thanked Chief Judge Anthony Rondolino and Judge George M. Jirotko for inviting the Historic Preservation Board to participate in the Law Library Annual Reception.
- Thanked Herb Polson for serving on the Canvassing Board for the November elections and complimented Supervisor of Elections Deborah Clark for the process going smoothly.
- The Gulf Consortium met last week and will be moving forward with its project selection process in January. Pinellas County Coastal Manager Andy Squires made significant contributions on the Committee.
- The Tampa Bay Estuary Program Policy Board met two weeks ago and has hired the program's Senior Scientist, Ed Sherwood, to replace Holly Greening as Executive Director.
- Requested that staff look into a complaint by a citizen claiming that the Spectrum cable television viewer guide is not showing the correct listing for BCC meetings.

Vice-Chairman Welch

- Thanked the County Administrator, Marketing and Communications staff, and citizens for passage of the Penny for Pinellas referendum and reaffirming the value of the sales tax by a large margin.
- He attended audit meetings for the Florida Association of Counties and CareerSource Pinellas. CareerSource Pinellas will have a \$600,000 balloon payment due in 2020 for the purchase of the Science Center, and it had an unmodified audit.

- The Tampa Bay Regional Planning Council held a post-hurricane conference at University of South Florida St. Petersburg on November 13 that included representatives from most area counties, along with Duke Energy and TECO Energy. Among the items discussed were the need for more state assistance for shelter space, evacuation routes, traffic backups on the Suncoast Parkway, and power outages.
- The Business Technology Services Board met on November 16 and approved the realignment of 62 applications and up to 30 personnel to the County Administrator. After the process is completed by mid-February, the Board will discuss the next steps in hiring a permanent Chief Information Officer.
- Discussed City of St. Petersburg Resolution No. 2017-631, a copy of which has been made part of the record, requesting that the Board study the impacts of residential wood burning devices and consider strengthening its air quality ordinance and allocating more resources on nights and weekends to investigate complaints.

Meeting recessed at 3:53 P.M.

Meeting reconvened at 6:00 P.M.

PUBLIC HEARINGS

All public hearings have been properly advertised. Affidavits of Publication have been received and are on file in the Board Records Department.

COUNTYWIDE PLANNING AUTHORITY

- 44.** Case No. CW 17-8 - Pinellas County
Countywide Plan Map amendment from Residential Low Medium to Public/Semi-Public, regarding 1.75 acres more or less, located at 10476 131st Street North (subthreshold amendment).

Ordinance 17-30 adopted. 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 Commissioner Morroni, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

45. Case No. CW 17-9 - City of Tarpon Springs

Countywide Plan Map amendment from residential low medium & residential medium to office, regarding 0.45 acre more or less, located on the east side of Keystone Road, approximately 160 feet southwest of Meyer Lane (regular amendment).

Ordinance 17-31 adopted. 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 Commissioner Morroni, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

46. Case No. CW 17-10 - Pinellas County

Countywide Plan Map amendment from Office to Retail & Services, regarding 0.74 acre more or less, located at 1255 Belcher Road (regular amendment).

Ordinance 17-32 adopted. 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.

Addressing the applicant, Vice-Chairman Welch expressed concern regarding future adherence to the proposed operating hours in the absence of a Development Agreement.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

BOARD OF COUNTY COMMISSIONERS**47. Q Z/LU-13-09-17 (Mike's Haines Road Holdings, LLC & Dale Mastry)**

A request for zoning change from R-4, One, Two & Three Family Residential to C-2, General Retail Commercial & Limited Services (0.31 acre) and a land use change from Residential Low Medium to Commercial General (0.61) on approximately 0.61 acre located near the southwest corner of 54th Avenue North and Haines Road North in Lealman.

Resolution No. 17-87 adopted approving the zoning change with a conditional overlay and Ordinance No. 17-33 adopted changing the land use designation. The Local Planning Agency (LPA) recommended approval of the request, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Responding to queries by the Commissioners, Principal Planner Michael Schoderbock referred to the land use and zoning map, pointed out the subject property and additional properties owned by the applicants, and provided background information about the request. He related that the applicants' goal is to combine their properties into one development; that they have not submitted a site plan; and that their options are open to any use permitted under the C-2 zoning category, and brief discussion ensued.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

48. Q Z/LU-03-02-17 (Clay & Pam, LLC)

A request for a land use change from Residential Medium to Employment and a zoning change from R-4, One, Two & Three Family Residential to M-1-CO, Light Manufacturing & Industry-Conditional Overlay.

Resolution No. 17-88 adopted approving the zoning change with a conditional overlay and Ordinance No. 17-34 adopted changing the land use designation. The Local Planning Agency (LPA) recommended approval of the request with additional conditions, and staff concurred. Fifty-six letters were received in favor of the request in connection with the October 12, 2017 LPA hearing. No citizens appeared to be heard.

Zoning Manager Glenn Bailey conducted a PowerPoint presentation and, referring to photographs and the land use and zoning map, pointed out the location of the subject property, described surrounding land uses, and provided background information about the property and current request. He related that the applicant wishes to use the property as a staging area for crashed vehicles to support the adjacent primary business, a collision repair center.

Mr. Bailey related that the LPA originally denied the request, but later approved it with a conditional overlay and additional restrictions prohibiting the stacking of vehicles and storage of recreational vehicles or boats. Responding to queries by the Commissioners, Mr. Bailey indicated that the extra conditions were added to limit the visual impact to neighboring properties; that a six-foot-high wall or fence will be required; and that staff had recommended denial of the request to the LPA. Mr. Woodard provided input, noting that a six-foot wall would not be high enough to prevent possible visual blight to the west if the storage of boats, recreational vehicles, or stacked vehicles was allowed, and responding to his query, Mr. Bailey indicated that the applicant did not object to the extra conditions recommended by the LPA.

Upon Vice-Chairman Welch's call for the applicant, Jan Govan, Clearwater, appeared and indicated that he represents Clay & Pam, LLC; and that he had submitted informational

booklets to Mr. Bailey including numerous petitions in favor of the request; whereupon, referring to aerial and ground-level photographs, he described the existing and intended business uses of the subject property, an existing special exception allowing for overflow parking, and the visual impact to surrounding areas.

A motion was made by Commissioner Justice, seconded by Commissioner Morroni, that the item be approved with the conditions recommended by the LPA. The motion carried by the following vote:

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

- 49.** Ordinance amending Pinellas County Code Chapter 42, Consumer Protection, by adding new Article XIII, Property Assessed Clean Energy (PACE) Program, providing for minimum standards and limitations for the operation of any PACE Program within Pinellas County.

The item was deferred to the meeting of December 12, 2017.

- 50.** Ordinance amending Chapter 70, Section 403(g), of County Code relating to Human Relations and the County Council for Persons with Disabilities.

Ordinance 17-35 adopted removing the County Administrator, County Attorney, and Director of Human Rights as "ex-Officio" members of the County Council for Persons with Disabilities.

Attorney Crowell explained that the amendment addresses Sunshine Law problems that could have occurred the way the ordinance was originally written.

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

Aye: 5 - Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

Absent: 2 - Chairman Long, and Commissioner Seel

ADJOURNMENT - 6:33 P.M.

Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk