

Pinellas County Board of County Commissioners

*315 Court Street, 5th Floor Assembly Room
Clearwater, Florida 33756
www.pinellascounty.org*



Regular Meeting Agenda

Tuesday, April 11, 2017
9:30 AM

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

Mark S. Woodard, County Administrator
James Bennett, County Attorney
Ken Burke, Clerk of the Circuit Court and Comptroller

A reception for the presenters and recipients of the Presentations and Awards portion of the agenda will be held from 9:00 to 9:30 a.m. in the 5th Floor County Commission Conference Room.

ROLL CALL

INVOCATION by Commissioner Charlie Justice

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND AWARDS

1. Gopher Tortoise Day Proclamation - Troop 60720 of the Beautiful Waters Girl Scout Service Unit.
2. Partner Presentation:
Port Tampa Bay - Paul Anderson, President/CEO.
3. Partner Presentation:
Adult Pre-Arrest Diversion Update - Pinellas County Sheriff Robert Gualtieri.

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

4. Petition of Ruben and Zoraida Sanchez to vacate a portion of a drainage easement on Lot 110, Unit 2, Allen's Ridge Subdivision (quasi-judicial hearing).
5. Ordinance amending the County Land Development Code by revising Section 170-266 relating to placement of vertical structures for the mounting of antennae, revising Section 170-267 relating to utility work definitions, and creating Section 170-277 relating to wireless communication facilities.
6. Ordinance amending County Code providing for locations, zoning, operating conditions, and number of medical marijuana dispensing facilities and treatment centers (first hearing).

CONSENT AGENDA

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

7. Minutes of the regular meeting held March 7, 2017.
8. Vouchers and bills paid from February 19 through March 4, 2017.

Reports received for filing:

9. Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2017-03 dated March 9, 2017 - Audit of Risk Management's Internal Controls Over DAVID Information.
10. Dock Fee Report for the month of February 2017.
11. City of Safety Harbor Community Redevelopment Agency Annual Report for Fiscal Year (FY) 2015-2016.

Miscellaneous items received for filing:

12. City of Clearwater Ordinances Nos. 8989-17 and 8992-17 adopted February 2, 2017, voluntarily annexing certain properties.
13. City of Seminole Ordinances Nos. 07-2017 through 09-2017 adopted February 28, 2017, voluntarily annexing certain properties.

COUNTY ADMINISTRATOR DEPARTMENTS

Human Services

14. Resolution supplementing the FY 2017 General Fund Budget for unanticipated revenue to the Human Services Department and the Public Defender of the Sixth Judicial Circuit.

COUNTY ATTORNEY

15. Notice of new lawsuit and defense of the same by the County Attorney in the case of Julie H. Haagsma v. Pinellas County, et al. - Circuit Civil Case No. 14-004502-CI - allegations of negligence resulting in personal injuries.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Planning

16. Resolutions granting ad valorem tax exemptions for five historic properties located within the City of St. Petersburg.

Real Estate Management

17. Resolution and lease agreement with Creative Pinellas Inc., for the property located at 12211 Walsingham Road, Largo.

Utilities

18. Utility Work by Highway Contractor Agreement, Three Party Escrow Agreement, and Resolution Utility Agreement for the Gateway Expressway Project.

COUNTY ADMINISTRATOR

19. County Administrator miscellaneous.

COUNTY ATTORNEY

20. Proposed initiation of litigation in the case of Bryan Collins and Kathleen Collins v. Golf Terrace Investment Company, LP, et al., HUD Case No. 04-16-5015-8; PC Case No. 16-074 - alleged housing discrimination.
21. Proposed settlement in the case of Bright House Networks, LLC v. Pinellas County, et al. - Circuit Civil Case No. 10-005384-CI-07.
22. County Attorney miscellaneous.

COUNTY ADMINISTRATOR REPORTS

23. County Administrator reports:
- Doing Things! TV
 - Beach Nourishment
 - Farm Share
 - Legislative Updates - State.

CITIZENS TO BE HEARD

24. Public comment.

COUNTY COMMISSION

- 25. Appointment to the Housing Finance Authority (Board of County Commissioners).
- 26. Appointment to the Pinellas Community Foundation (Board of County Commissioners).
- 27. County Commission Board Reports.
- 28. County Commission miscellaneous:
 - MSTU funding request - Palm Harbor Community Services Agency
 - Construction Licensing Board - Appointment of South County Building Director.

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 5 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 proceedings, and, for such purposes, they may need to ensure that a verbatim record of the proceedings 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.

At the Chairman's discretion, agenda items may be considered in a different order.