

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, May 25, 2021

2:00 P.M.

Public Hearings at 6:00 P.M.

Dave Eggers, Chair
Charlie Justice, Vice-Chair
Rene Flowers
Pat Gerard
Janet C. Long
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 by Pastor Willie McClendon, Shiloh Missionary Baptist Church, Largo.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. [21-947A](#) International Internal Audit Awareness Month Proclamation:
 - Ken Burke, Clerk of the Circuit Court and Comptroller, Pinellas County
 - Melissa Dondero, Inspector General/Chief Audit Executive, Division of Inspector General
2. [21-779A](#) Mental Health Month Proclamation:
 - National Alliance on Mental Illness Pinellas County, Inc.
 - Denise Whitefield, Executive Director
 - Ann S. Rogers, Board President
3. [21-590A](#) Memorial Day Proclamation:
 - David Bear, Post Commander, Veterans of Foreign Wars (VFW) All American Post 12186 Oldsmar
 - Dana Barrows, Auxiliary President, VFW Post 12186
 - David McKinley, Jr. Vice Commander, VFW Post 12186

CITIZENS TO BE HEARD

4. [21-773A](#) Citizens To Be Heard - Public Comment.

CONSENT AGENDA - Items 5 through 14**CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

5. [21-960A](#) Minutes of the in-person and virtual regular meeting held March 9, 2021.
6. [21-961A](#) Vouchers and bills paid from April 4 through April 24, 2021.

Reports received for filing:

7. [21-962A](#) Pinellas County Comprehensive Annual Financial Report, Annual Financial Report, and Citizens' Guide to County Finances for the Fiscal Year ended September 30, 2020.
8. [21-963A](#) Dock Fee Reports for the months of March and April 2021.
9. [21-964A](#) Quarterly Donation Listing of \$500 or More for the quarter ended March 31, 2021.

10. [21-965A](#) Pinellas County, Florida, Community Redevelopment Agency Financial Statements for the year ended September 30, 2020.

Miscellaneous items received for filing:

11. [21-966A](#) City of Safety Harbor Ordinance No. 2021-11 adopted April 19, 2021, annexing certain properties.

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

12. [21-749A](#) Declare surplus and authorize the sale of County-owned equipment and vehicles.

Recommendation: Declare surplus and authorize the sale of equipment and vehicles on the attached lists. Approve distribution of the proceeds from the sale of vehicles and equipment sold to the funds from which the assets were purchased, typically the Fleet Vehicle Replacement or a specific enterprise fund.

* This action declares the listed items as surplus and authorizes their sale to the highest bidder.

* The usefulness of the identified equipment and vehicles has been exhausted.

* Unlike other surplus items, surplus vehicles are not available for donation because the proceeds are owed to the Fleet Vehicle Replacement Fund or specific enterprise fund for vehicle replacement.

County Administrator

13. [21-775A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the month ending April 30, 2021.

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

COUNTY ATTORNEY

14. [21-959A](#) Receipt and file report of civil lawsuits filed against Pinellas County as delegated to the County Attorney.

Recommendation: Accept the receipt and file report of civil lawsuits filed against Pinellas County.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

15. [21-946A](#) Change Order No. 3 to the agreements to increase the upset limit with Caladesi Construction Co., Gibraltar Construction Company, Inc., J.O. DeLotto & Sons, Inc., and New Vista Builder Group, LLC for Job Order Contracting for facility maintenance, repair and minor construction.

Recommendation: Approval of Change Order No. 3 to the agreements to increase the contract upset limits with Caladesi Construction Co., Gibraltar Construction Company, Inc., J.O. DeLotto & Sons, Inc., and New Vista Builder Group, LLC.

* This contract provides Job Order Contracting for facility maintenance, repair and minor construction. This request is to increase the upset limit of each agreement to effect work that is ready to process. Budgeted funds are available; these agreements are the mechanism to process work that is scoped and ready to go such as roof replacements, office remodel projects, multiple projects at the County Detention center and other assorted projects for Board of County Commissioner departments and other Constitutional Officers.

* This contract was competitively solicited and awarded by the Board of County Commissioners on January 9, 2018.

* Change Order No. 3 increases the 4 contractors \$1,500,000.00 each for a total of \$6,000,000.00.

Contract No. 167-0421-CP(DF); in the amount of \$29,500,000.00 through January 8, 2023. This Change Order is an increase of \$6,000,000.00 to the upset limit of the contract. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

County Administrator

16. [21-868A](#) Community Service Association Palm Harbor Parks and Recreation Fiscal Year 2021 Municipal Services Taxing Unit special projects funding request.

Recommendation: Approval of the Municipal Services Taxing Unit special projects funding request made by the Community Service Association (CSA) Palm Harbor Parks and Recreation for the replacement of audio-visual equipment and restroom renovations in the Centre facility.

* This project will allow CSA Palm Harbor Parks and Recreation's management to replace and/or update essential equipment and certain restroom facilities in the main community activity center, thereby increasing the health and safety of all patrons and the economic income benefit derived from rentals.

* CSA Palm Harbor Parks and Recreation has demonstrated good stewardship of this facility. The requested updates will increase its value to the County and to the community.

* The amount requested is not to exceed \$20,000.00, which is the maximum award amount; if the total expenditure exceeds \$20,000.00, the remainder will be paid from the CSA Palm Harbor budget.

17. [21-826A](#) East Lake Community Library Fiscal Year 2021 Municipal Services Taxing Unit special projects funding request.

Recommendation: Approval of the Municipal Services Taxing Unit special projects funding request made by the East Lake Community Library (ELCL) for replacement of three outdated laptop and seventeen desktop computers and for weatherproof outlets, USB ports, and device chargers to be installed in a covered outdoor "Tech Deck" pavilion.

* This project will allow the ELCL to continue to provide essential technological resources to its staff and community users. The expanded technology "Tech Deck" area will allow for increased WiFi access to patrons who bring their own devices and will help to mitigate for usable space which has been lost to COVID-19 precaution measures.

* The ELCL has demonstrated good stewardship of this County owned facility. The requested updates will increase its value to the County and to the community.

* The project funding request is in an amount not to exceed \$20,000.00. Costs exceeding the maximum award will be paid for by the ELCL, utilizing capitalized expenditure funds set aside in their annual budget.

18. [21-824A](#) East Lake Recreation Fiscal Year 2021 Municipal Services Taxing Unit special projects funding request.

Recommendation: Approval of the Municipal Services Taxing Unit (MSTU) special projects funding request made by the East Lake Recreation District, in the amount of \$20,000.00 for the fabrication and installation of an illuminated digital sign at the sports complex entrance.

* This project will allow East Lake Recreation's management to provide essential information to the East Lake community such as upcoming events, programming announcements, recreational updates, and sports information.

* East Lake Recreation has demonstrated good stewardship of this facility. The requested updates will increase its value to the County and to the community.

* The cost of the entire project will exceed the maximum MSTU award amount. The amount over the \$20,000.00 will be paid out of the East Lake Recreation budget.

19. [21-823A](#) Palm Harbor Library Fiscal Year 2021 Municipal Services Taxing Units special projects funding request.

Recommendation: Approval of the Municipal Services Taxing Unit special projects funding request made by the Palm Harbor Library in the amount of \$20,000.00 to complete the replacement of all flooring throughout the 26,000+ square foot facility.

* This project will complete the 400 square foot section of flooring in the Adult Services Department where the book and DVD shelving are located.

* The Palm Harbor Library has demonstrated good stewardship of this County owned facility. The requested updates will increase its value to the County and to the community.

* The total cost for the entire project is \$26,453.37 based on State contract prices. The balance of \$6,453.37 will be paid by the library through privately donated dollars

20. [21-913A](#) Florida Dream Center Fiscal Year 2021 Municipal Services Taxing Unit special projects funding request.

Recommendation: Approval of the Municipal Services Taxing Unit (MSTU) special projects funding request made by the Florida Dream Center to go toward a new cargo van to support a mobile food pantry program.

* This funding will go toward the Florida Dream Center's Pantry to Life program by paying for the portion of a new van for a mobile food pantry, which reduces food insecurity for low-income, transportation-disadvantaged residents.

* In 2020, the Florida Dream Center distributed 252,640 pounds of food to local pantries and 378,079 pounds of food delivered in bulk to other facilities (veteran villages, low-income apartments, churches, shelters, community centers), while receiving food from 170 suppliers.

* It is understood the maximum, not-to-exceed grant amount of \$20,000.00 will not be adequate to purchase the van without additional funding. The difference between the MSTU funding and the actual total cost of the van will be paid for by the Florida Dream Center utilizing capitalized expenditure funds set aside in their annual budget.

21. [21-930A](#) Municipal Services Taxing Unit funding for Seminole Junior Warhawks Athletic Association for improvements to soccer fields.

Recommendation: Approval of Municipal Services Taxing Unit (MSTU) in the amount not to exceed \$19,500.00 for Seminole Junior Warhawks Athletic Association for improvements to soccer fields.

* SJWAA is home to high participation baseball and soccer youth recreation sports programs in the unincorporated Seminole community.

* Improvements will include regrading low-lying areas that collect and hold water on five soccer playing fields.

* The project is consistent with the goals of the MSTU Special Projects program.

Management and Budget

22. [21-359A](#) Federally funded subaward and grant agreement with the State of Florida, Division of Emergency Management for the Federal Emergency Management Agency Public Assistance program due to the COVID-19 nationwide emergency declaration and public health emergency.

Recommendation: Approval of the federally funded subaward and grant agreement with the State of Florida, Division of Emergency Management (FDEM) for reimbursement through the Federal Emergency Management Agency (FEMA) for public health and safety costs.

- * Execution of this grant funding agreement with the FDEM is necessary to appropriate funding for eligible COVID-19 costs.
- * As of April 19, 2021, the County had expended more than \$30.5M on COVID-19 emergency response measures associated with operating public vaccination and testing sites, purchasing personal protection equipment, dissemination of information, enhanced sanitation efforts, non-congregate sheltering, etc.
- * The County will leverage FEMA and other federal funding sources (i.e., CARES) to the extent possible for reimbursement of emergency response activities.
- * No other Board actions have taken place related to this item.

Authorize the Chairman to sign the agreement (Z1888).

Public Works

23. [21-781A](#) Interlocal agreement between the County and municipalities representing the majority population of incorporated Pinellas County for distribution of proceeds from the proposed imposition of 1-5 Cent Local Option Fuel Tax on every gallon of motor fuel or diesel sold in the County.

Recommendation: Approval of the interlocal agreement between the County and municipalities representing the majority population of incorporated Pinellas County providing for distribution of proceeds from the proposed imposition of 1-5 Cent Local Option Fuel Tax (LOFT) on every gallon of motor fuel or diesel sold in the County.

- * The agreement requires approval of municipalities representing majority of incorporated Pinellas County population (51% of incorporated area population).
- * The proposed ordinance to impose 1-5 Cent LOFT will be brought forward for Board consideration at a later date. The ordinance must be adopted, and Florida Department of Revenue notified by October 1 for this LOFT to be collected starting on January 1, 2022.
- * The additional fuel tax revenue is necessary to prevent transportation service reductions.

24. [20-2219A](#) Road Transfer Agreement for the transfer and acceptance of specific roadway segments and easements from the County to the City of St. Petersburg.

Recommendation: Approval of the Road Transfer Agreement for the transfer and acceptance of specific roadway segments and easements from the County to the City of St. Petersburg (City).

* The agreement transfers and provides acceptance of all County interest on various road segments on Martin Luther King Jr. Street North (9th Street North) from the County to the City.

* This action also transfers operation and maintenance responsibilities for Central Avenue from the County to the City.

* This transfer unifies the operation and maintenance of the functionally reclassified roadways and includes transfer of maintenance responsibilities for stormwater facilities from the County to the City.

PID No. 004192A and Sub-PID No. 004747A; County makes a one-time payment to City for \$1,789,368.00 for resurfacing of Central Avenue segments that were programmed within the County's pavement management program. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest and record separately the Interlocal Agreement and the corresponding right-of-way maps (Mylars) in the official records of the County.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Emergency Medical Services Authority

25. [21-856A](#) Appointments/reappointment to the Emergency Medical Services Advisory Council.

Recommendation: Sitting as the Emergency Medical Services Authority, approve the following appointments/reappointment to the Emergency Medical Services Advisory Council for a term ending in May 2023.

* Appointment of Chief Chad Pittman as the Pinellas County Fire Chiefs' Association primary representative with Chief Scott Young serving as the alternate representative. Chief Pittman and Chief Young were nominated by the Fire Chiefs' Association to represent that organization on the EMS Advisory Council.

* Reappointment of Ms. Becca Tieder to serve another two-year term as a citizen representative representing Commission District 5.

COUNTY ATTORNEY

26. [21-932A](#) Proposed settlement of Pinellas County employee Mona McGuire's Workers' Compensation claims 17-16362 and 20-23503.

Recommendation: Consideration of the proposed settlement of Pinellas County employee Mona McGuire's Workers' Compensation claims.

27. [21-883A](#) Proposed settlement in the case of Samuel Dirienzo v. Pinellas County; Workers' Compensation, Office of the Judges of Compensation Claims Case No. 16-021178RLY (consolidating 21-002973RLY; 21-005972RLY; 18-012556RLY; and 17-000044RLY).

Recommendation: Consideration of the proposed settlement in the case of Samuel Dirienzo v. Pinellas County (Workers' Compensation claims).

28. [21-776A](#) County Attorney Reports:
- Redistricting Update

COUNTY ADMINISTRATOR

29. [21-777A](#) County Administrator Reports.

COUNTY COMMISSION

30. [21-612A](#) Appointments to the Pinellas County Construction Licensing Board (Board of County Commissioners as a whole).

Recommendation: Approve two appointments to the Pinellas County Construction Licensing Board to fulfill remaining terms for one Consumer Representative and one Residential Contractor due to resignations. Both terms ending September 30, 2022.

- * Approve one Consumer Representative, term ending September 30, 2022.
- * Approve one Residential Contractor, term ending September 30, 2022.
- * A ballot/worksheet is provided; however, the Clerk may request verbal vote.

31. [21-684A](#) Appointment to the Suncoast Health Council (Board of County Commissioners as a whole).

Recommendation: Approve the appointment of Dameron Davis to the Suncoast Health Council for a term of two years.

- * This item is for the appointment of a new member to fill a vacancy on the Suncoast Health Council. Currently there are three positions available.
- * For the three positions only two people applied, and one was not eligible to be appointed.
- * Applicant names can be viewed on the attached Ballot/Worksheet.
- * The Clerk will call each Commissioner's name and they will state their selection for appointment.

32. [21-862A](#) County Commission New Business: Pertinent and Timely Committee/Board Updates, Policy Considerations, Administrative/Procedural Considerations, and Other New Business

6:00 P.M.

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

33. [21-711A](#) Resolution supplementing the Fiscal Year 2021 Budget for unanticipated fund balances in the General Fund, Emergency Medical Services, Emergency Communications E911, Fire Districts, Fleet Management, Water Renewal and Replacement, and Sewer Renewal and Replacement Funds.

Recommendation: Conduct a public hearing and adopt the attached resolution recognizing and appropriating unanticipated fund balance in the General Fund, Emergency Medical Services, Emergency Communications E911, Fire Districts, Fleet Management, Water Renewal and Replacement, and Sewer Renewal and Replacement Funds in the Fiscal Year (FY) 2021 budget as outlined in the staff report.

* The resolution recognizes unanticipated fund balance in the FY21 Budget in various funds as follows: General Fund \$265,670.00, Emergency Medical Services Fund \$1,143,370.00, Emergency Communications E911 Fund \$744,920.00, Fire Districts Fund \$365,140.00, Fleet Management Fund \$118,630.00, Water Renewal and Replacement Fund \$218,830.00, and the Sewer Renewal and Replacement Fund \$149,010.00.

* The FY21 actual beginning fund balances have exceeded the budget in the funds identified due to delays in receiving vehicles and equipment, delays in purchasing supplies, and delayed implementation of projects. The delays in FY20 were not anticipated during budget development. The resolution adjusts the FY21 Budget to carry forward unused FY20 appropriation for the purchases and payments that were not completed by September 30, 2020.

34. [21-788A](#)

Case No. Z/LU-14-09-19 (T T G C, LLC) (first public hearing)

A request for a Future Land Use Map amendment from Recreation/Open Space and Preservation to Residential Low and Preservation on approximately 95.96 acres located at 11832 66th Avenue North in unincorporated Seminole.
(Companion to Item No. 35)

Recommendation:

Based upon evidence and findings contained in the staff report and attachments, Case No. Z/LU-14-09-19 is recommended for:

Denial of the transmittal of an Ordinance to the State Land Planning Agency (Florida Department of Economic Opportunity) for a Future Land Use Map amendment from Recreation/Open Space and Preservation to Residential Low and Preservation on approximately 95.96 acres located at 11832 66th Avenue North in unincorporated Seminole.

* This is a request for a large scale (greater than 10 acres) Future Land Use Map (FLUM) amendment, and this is the first of two Board public hearings required to adopt the ordinance. The second public hearing will follow State and regional agency review and comment if the Board authorizes the ordinance transmittal.

* The applicant is seeking a FLUM amendment on a 95.96-acre property that was the site of the former Tides Golf Club. It is currently vacant.

* The applicant is proposing to develop a 273-unit single-family detached residential subdivision.

* There are other components of the applicant's proposal, including a zoning change, a development agreement, and a development master plan. These components will be heard by the Board of County Commissioners (BCC) on the date of the second required public hearing for the FLUM amendment should the BCC authorize its transmittal.

* A significant portion of the subject property is in a vulnerable coastal location.

* Staff is recommending denial of the proposed FLUM amendment because it introduces residential density into the vulnerable areas of the subject property where no residential development rights currently exist, which is inconsistent with the Pinellas County Comprehensive Plan.

* The Local Planning Agency unanimously recommended denial of all components of the request (vote 6-0), based on their agreement with the evidence and findings presented by staff. Seven persons appeared in person at the LPA hearing and spoke in opposition, nine persons appeared virtually and spoke in opposition, and 16 persons ceded their speaking times to give additional time to four of the individuals who spoke.

* 286 letters, 42 postcards, a written petition with 19,188 signatures, and online petitions with 2,688 names have been received, all in opposition.

35. [21-877A](#) Resolution designating the former Tides Golf Course as a Brownfield site (first public hearing). (Companion to Item No. 34)

Recommendation: Hold the first of two required public hearings to consider a resolution designating the former Tides Golf Course as a Brownfield site.

* Former Tides Golf Course site encompasses approximately 151.01 acres, of which 95.6 acres are uplands, and will contain proposed development. Remaining acreage is submerged and not included in redevelopment proposal. Property operated as a golf course from 1973-2018 and is currently idle.

* Low-level soil and groundwater contamination due to historic golf course operations is expected. Additional environmental assessment will be required to fully define extent of contamination.

* Resolution authorizes the Owner to enter into a future Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection.

A second public hearing will be required, and proper notification will be provided once the hearing date has been determined.

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.