

Pinellas County Board of County Commissioners

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



Regular Meeting Agenda

Tuesday, August 20, 2019
2:00 P.M.

Public Hearings at 6:00 P.M.

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

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

ROLL CALL**INVOCATION by Pastor William Sherman, Mt. Carmel Baptist Church, Clearwater.****PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. [19-1165A](#) National Senior Citizens Day Proclamation:
 - Ann Marie Winter, Executive Director, Area Agency on Aging of Pasco-Pinellas, Inc.
2. [19-1042A](#) Partner Presentation:
 - Ann Marie Winter, Executive Director, Area Agency on Aging of Pasco-Pinellas, Inc.
3. [19-1173A](#) Partner Presentation:
 - #PurePinellas by Commissioner Justice
4. [19-1164A](#) Partner Presentation:
 - Bob Gualtieri, Sheriff, Pinellas County

CONSENT AGENDA - Items 5 through 16**CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

5. [19-1325A](#) Minutes of the regular meeting held July 23, 2019.
6. [19-1326A](#) Vouchers and bills paid from July 7 through July 20, 2019.

Reports received for filing:

7. [19-1327A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-21 dated July 23, 2019 - Investigation of Housing Finance Authority Board Application Process.
8. [19-1328A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-22 dated July 26, 2019 - Observation of the Facility Operations Division's Annual Physical Inventory of Fixed Assets.
9. [19-1329A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2019-23 dated July 26, 2019 - Unannounced Audit of the Contractor Licensing Department Petty Cash and Change Funds.
10. [19-1330A](#) Dock Fee Report for the month of July 2019.

COUNTY ADMINISTRATOR DEPARTMENTS

County Administrator

11. [19-1279A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the period ending July 31, 2019.

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

Planning

12. [19-1269A](#) Annual updates to Pinellas County's Community Rating System Program for Public Information and Pinellas County's Local Mitigation Strategy.

Recommendation: Receive and file the annual updates to Pinellas County's Community Rating System (CRS) Program for Public Information (PPI) and the 2018 updates to the Local Mitigation Strategy (LMS).

* The PPI and LMS updates are required as part of the County's participation in the National Flood Insurance Program/CRS program.

* The County's participation in the CRS program results in over \$5 million of savings to the residents in unincorporated Pinellas County who purchase flood insurance through the National Flood Insurance Program.

Solid Waste

13. [18-2125A](#) Ranking of firms and agreements with CDM Smith, Inc. and Stearns, Conrad, and Schmid Consulting Engineers, Inc. for requirements of Solid Waste landfill and ancillary facilities consulting services.

Recommendation: Approval of the ranking of firms and agreements with two firms for requirements of landfill and ancillary facilities consulting services:

1.) CDM Smith, Inc. in the amount of \$2,500,000.00.

2.) Stearns, Conrad and Schmidt Consulting Engineers, Inc. in the amount of \$1,500,000.00.

* The purpose of this continuing Consultant Competitive Negotiation (CCNA) contract is to provide the Solid Waste Department with landfill engineering and consulting services related to the County landfill and Solid Waste campus.

* Award recommendation is to CDM and SCS per CCNA requirements in the total estimated amount of \$4,000,000.00 for a five year term.

Contract 189-0175-CN; in an estimated annual amount of \$800,000.00 for a five year total of \$4,000,000.00. Authorize the Chairman to sign and the Clerk of the Court to attest.

COUNTY ATTORNEY

14. [19-1158A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Glenn Fiore v. Pinellas County; Circuit Civil Case No. 19-004344-CI-13 - allegations of negligence resulting in personal injuries.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of Glen Fiore v. Pinellas County; Circuit Civil Case No. 19-004344-CI-13.
15. [19-1295A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Pepper Contracting Services, Inc. v. Pinellas County; Circuit Civil Case No. 19-004558-CI-8 - allegations of breach of contract.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of Pepper Contracting Services, Inc. v. Pinellas County; Circuit Civil Case No. 19-004558-CI-8.
16. [19-1296A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Pepper Contracting Services, Inc. v. Pinellas County; Circuit Civil Case No. 19-004542-CI-8 - allegations of breach of contract.
Recommendation: Receive and file notice of new lawsuit and defense of the same by the County Attorney in the case of Pepper Contracting Services, Inc. v. Pinellas County; Circuit Civil Case No. 19-004542-CI-8.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

17. [19-1066A](#) Interlocal Agreement with the Pinellas County Sheriff's Office for law enforcement services at the St. Pete-Clearwater International Airport.
Recommendation: Approval of the Interlocal Agreement with the Pinellas County Sheriff's Office (PCSO) for law enforcement services at the St. Pete-Clearwater International Airport (PIE).
- * The Interlocal Agreement with the PCSO ensures that we have full-time law enforcement office (LEO) protection at PIE with a staff of 12 PCSOs.
* There are two LEOs that cover 24-hour shifts seven days a week.
* The cost of the 12 LEO's salaries, benefits, vehicle cost, supervision, and equipment is \$1,350,000 for Fiscal Year 2020 (FY20). This cost represents a 2.84% increase over FY19's Interlocal Agreement cost of \$1,312,656.
- Contract in the amount of \$1,350,000.00 for a one-year term commencing October 1, 2019 through September 30, 2020. Authorize the Chairman to sign and the Clerk of the Court to attest.

18. [19-1094A](#) Grant Application for Federal Assistance submission to the Federal Aviation Administration for the Fiscal Year 2019 Capital Improvement Program project for the St. Pete-Clearwater International Airport. (Companion to Item No.19)

Recommendation: Approval of the Grant Application for Federal Assistance to request federal entitlement and discretionary grant funding to complete the construction phase of Runway 18-36 Rehabilitation project for the St. Pete-Clearwater International Airport (PIE).

* Runway 18-36 is PIE's primary runway and is in need of asphalt pavement rehabilitation as a result of indications of pavement failures such as weathering and cracking.

* PIE is committing its FAA entitlement funding for Fiscal Year (FY) 2019 and FY20 in the amount of \$8,161,816 and seeking \$11,584,528 in FAA discretionary funding to fund this runway rehabilitation project.

* PIE will also be committing approximately \$3.4M from its Capital Improvement Plan budget to pay for construction management services and owner's contingency costs.

Authorize the Chairman to sign and the Clerk of the Court to attest to the Grant Application form, as well as the Grant Agreement that the Federal Aviation Administration will provide in August or September 2019.

19. [19-601A](#) Award of bid to Ajax Paving Industries of Florida, LLC for the St. Pete-Clearwater International Airport Runway 18-36 Rehabilitation project. (Companion to Item No.18)

Recommendation: Approval of the award of bid to Ajax Paving Industries of Florida, LLC for the St. Pete-Clearwater International Airport (Airport) Runway 18-36 Rehabilitation project.

* This project consists of design and construction of Airport Runway 18-36 and Runway 4 extension.

* Two bids were received with award recommendation to the lowest, responsive responsible bidder, Ajax Paving Industries of Florida, LLC, (Ajax) in the amount of \$22,565,120.10.

* All work is expected to be completed within 448 consecutive calendar days.

* Ajax will subcontract over \$1,000,000.00 to Small Business Enterprise qualified firms.

Bid No. 189-0334-CP (LN); PID No. 000035A in the amount of \$22,565,120.10 on the basis of being the lowest responsive, responsible bid received meeting specifications. Authorize the Chairman to sign and the Clerk of the Court to attest.

Convention and Visitors Bureau

20. [19-1223A](#) Fiscal Year 2020 Elite Event funding recommendations from the Tourist Development Council.

Recommendation: Approval of the Tourist Development Council's (TDC) funding recommendations for Fiscal Year 2020 Elite Events.

* This program provides funding for eligible major events that meet the criteria in the Elite Event Funding Guidelines, which requires Category 1-3 events to generate a large number of event attendees and substantial room nights in the County, and requires Cultural Heritage events (Category 4), to generate a large number of attendees.

* As the funding agreements are negotiated consistent with Board approval, each will be delegated to the County Administrator for execution and will appear as a Non-Procurement Delegated Item on a Board meeting agenda.

* There are sixteen Elite Events recommended by the TDC to be funded for a cumulative total not exceeding \$750,000.00. Staff will negotiate final funding amounts for each event agreement to ensure a return on investment.

21. [19-1087A](#) Fifth Amendment to the Agreement with Birdsall, Voss & Associates, Inc. for tourism marketing services.

Recommendation: Approval of the Fifth Amendment to the Agreement with Birdsall, Voss & Associates, Inc. for tourism marketing services.

* The amendment is for a three month extension at a price of \$7,500,000.

* A contract extension is necessary to provide uninterrupted marketing services until the new marketing services contract solicitation is complete.

* The new contract will be presented to the Board for consideration on or before calendar year end.

Contract No. 123-0268-P (RG) increase in the amount of \$7,500,000 for a revised total contract value of \$91,439,235; effective from October 1, 2019 through December 31, 2019. Authorize the Chairman to sign and the Clerk of the Court to attest.

Economic Development

22. [19-1316A](#) Grant award from the U.S. Economic Development Administration for the construction of the Tampa Bay Innovation Center Incubator.

Recommendation: Acceptance of a \$7,463,295.00 grant award from U.S. Economic Development Administration (EDA) and execution of grant award forms.

It is also recommended that the County Administrator be given delegated authority for adjustments and implementing documents given by the EDA during the term of the project.

* The project is to design and construct an approximate 45,000-square-foot business incubator space in the City of St. Petersburg.

* The total project budget is \$12,000,000.00 and the required local match is \$4,536,705.00.

* The grant award is conditioned upon the submission of the executed Financial Assistance Award Form CD-450 and the OIG Fraud Awareness Training Certification within 30 days of this grant award; and the submission of evidence of the County's unencumbered title to the property and an executed Lease and Operating Agreement with Star-Tec Enterprises within 90 days of this grant award.

Human Services

23. [19-1153A](#) Funding Agreement with Boley Centers, Inc. for permanent supportive housing resources.

Recommendation: Approval of the Funding Agreement with Boley Centers, Inc. for permanent supportive housing resources.

* This Agreement provides funding for staff, operations, and services for permanent supportive housing units.

* Funding in an amount not to exceed \$603,202.00 has been included in the Human Services' Fiscal Year (FY) 2020 Budget Request. The funding amount increases to \$669,869.00 for FY21 and FY22 for additional units currently under development.

* This Agreement consolidates the original funding of nine housing programs with additional programs from Decision Packages in FY17, FY19, and FY20 into one comprehensive funding agreement.

Public Works

24. [19-1229A](#) Interlocal Agreement with the City of St. Petersburg for the Cross Bay Ferry service.

Recommendation: Approval of the Interlocal Agreement with City of St. Petersburg (City) to provide seasonal funding for the Cross Bay Ferry service from November 1, 2019 to April 30, 2021.

* Funding is for season two, November 1, 2019 through April 30, 2020; and season three, November 1, 2020 through April 30, 2021 of the ferry service.

* Funding partners: the County, the City, the City of Tampa, and Hillsborough County.

* Each of the participating partners will provide funding in the amount of \$149,182 for season two, and \$147,881 for season three to the City for the operation of the ferry service.

* The term of this agreement shall commence on September 15, 2019, and shall terminate upon conclusion of season three of the ferry service.

25. [19-1143A](#) Resolution authorizing late payment of the Local Government Infrastructure Sales Surtax to the beach communities to complete individual portions of the Gulf Boulevard Improvement program pursuant to the substantive terms of the original Interlocal Agreement.

Recommendation: Adopt the resolution authorizing the late payment of the Local Government Infrastructure Sales Surtax to the beach communities to complete individual portions of the Gulf Boulevard Improvement program (Improvement Plan) pursuant to the substantive terms of the original Interlocal Agreement.

* Extends the duration of the reimbursement period of the original Interlocal Agreement to September 30, 2021.

* Projects must be consistent with the original Interlocal Agreement Improvement Plan.

* No change to overall funding amount.

26. [19-1298A](#) Ratification of staff's electronic submission of a grant application to the U.S. Department of Transportation for the National Infrastructure Investments under the Consolidated Appropriations Act, 2019 - Better Utilizing Investments to Leverage Development program.

Recommendation: Ratify, confirm and enter into the minutes the electronic submission of a grant application to the U.S. Department of Transportation (DOT) for the Better Utilizing Investments to Leverage Development (BUILD) Transportation grant funding for an amount up to \$25 million.

* Grant Funding is for the replacement of the Dunedin Causeway Bridges - Main Bascule Bridge, and Tide Relief Bridge.

* County is required to provide a local match greater than 20% for a project located in an urban area. The local match is anticipated to be funded by the Local Option Infrastructure Sales Surtax (Penny for Pinellas).

* Total project cost is estimated at \$89,023,130 for design, construction, and inspection phase services. Should the full grant request in the amount of \$25 million be awarded, there will be a remaining expenditure of \$64,023,130.00.

Real Estate Management

27. [19-603A](#) State of Florida Standard Lease Agreement with the Department of Administrative Hearings for Suite 300, 501 1st Avenue North, Saint Petersburg.

Recommendation: Approval of the State of Florida Standard Lease Agreement (Lease Agreement) with the Department of Administrative Hearings (DOAH) for Suite 300, 501 1st Avenue North, Saint Petersburg.

- * The rental rate shall commence at \$18.75 per square foot.
- * The rental rate shall have an annual increase of \$0.50 per square foot.
- * The Lease Agreement shall be for a term of four years, commencing on November 1, 2019.
- * The DOAH requests tenant improvements (Tenant Improvements) consisting of new paint, and the replacement of the carpeting in the judge's chambers, courtroom, and administrative areas, during the year 2021.
- * DOAH requests that the Tenant Improvements be completed by utilizing the Department of Corrections Inmate Labor Program, if the inmate labor is available.

Utilities

28. [19-1188A](#) Change Order No.1 to the Agreement with QRC, Inc. for Fiscal Year 2018-2019 potable water and reclaimed water repair services.

Recommendation: Approval of Change Order No.1 to the Agreement with QRC, Inc. for Fiscal Year 2018-2019 potable water and reclaimed water repair services.

- * Change Order No.1 provides an increase in funding for work order and emergency repair, rehabilitation, and replacement of potable and reclaimed water pipes at various locations throughout the County.
- * The contract amount is increased by \$1,500,000.00.
- * The contract with QRC expires August 27, 2020.

Contract No. 178-0234-CP (JJ); in the amount of \$1,500,000.00 for a revised contract total of \$3,482,480.00. Contract expiration date is August 27, 2020.

29. [19-1253A](#) First Amendments to the Agreements with fourteen firms for requirements of Utilities Engineering consulting services.

Recommendation: Approval of the First Amendments to the Agreements with fourteen firms for the requirements of continuing Utilities Engineering consulting services.

- 1.) Brown and Caldwell
- 2.) Carollo Engineers, Inc.
- 3.) CH2M Hill Engineers, Inc.
- 4.) Greeley and Hansen, LLC
- 5.) Hazen and Sawyer
- 6.) Jones Edmunds & Associates, Inc.
- 7.) Kimley-Horn and Associates, Inc.
- 8.) King Engineering Associates, Inc.
- 9.) McKim & Creed, Inc.
- 10.) Metzger & Willard, Inc.
- 11.) Parsons Environment & Infrastructure Group Inc.
- 12.) Reiss Engineering, Inc.
- 13.) Tetra Tech, Inc.
- 14.) Wade Trim, Inc

* This contract is for Utilities Engineering Consulting Services on a continuing basis per the Consultant Competitive Negotiation Act.

* The First Amendment increases the upset limit in the amount of \$750,000.00 for each firm for a revised amount of \$2,250,000.00 for each firm through August 8, 2021.

* This contract was awarded by the Board of County Commissioners on August 9, 2016.

* The increase is requested to provide the Utilities Department the ability to complete current and future projects.

Contract No. 156-0127-CN (SS); Increase in the amount of \$10,500,000.00, for a revised contract value of \$31,500,000.00 with an annual amount of \$6,300,000.00; effective through August 8, 2021.

COUNTY ADMINISTRATOR

30. [19-1169A](#) County Administrator Miscellaneous.

COUNTY ATTORNEY

31. [19-1313A](#) Proposed settlement in the case of James Berry Arthur v. Pinellas County; Circuit Civil Case No. 17-002794-CI-20 - allegations of negligence resulting in personal injuries.

Recommendation: Consideration of the proposed settlement in the case of James Berry Arthur v. Pinellas County; Circuit Civil Case No. 17-002794-CI-20.

32. [19-1259A](#) Proposed initiation of litigation in the case of Pinellas County v. Jayne Sidwell, as Trustee of the Jane Sidwell Trust, and Canine Estates, Inc. - action for injunctive relief.

Recommendation: Approval and authorization for the County Attorney to initiate litigation in the case of Pinellas County v. Jayne Sidwell, as Trustee of the Jane Sidwell Trust, Canine Estates, Inc., and any other necessary parties.

33. [19-1170A](#) County Attorney Miscellaneous.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

CareerSource Pinellas

34. [19-1332A](#) Appointment to the WorkNet Pinellas dba CareerSource Pinellas Board of Directors (Board of County Commissioners as a whole).

Recommendation: Approval of the new Local Elected Official appointment to the WorkNet Pinellas dba CareerSource Pinellas Board of Directors, with an indefinite term.

35. [19-1345A](#) WorkNet Pinellas, Inc. dba CareerSource Pinellas Board of Directors recommendation regarding continuation of Jennifer Brackney as Chief Executive Official of CareerSource Pinellas.

Recommendation: Acceptance of CareerSource Pinellas (CSPIN) Board of Directors recommendation to negotiate a new contract with Jennifer Brackney in order for her to continue to serve as Chief Executive Official (CEO) of CSPIN.

* The CEO of CSPIN reports to the CSPIN Board; thus, the Board is responsible for carrying out the conditions of the CEO's contract. However, hiring or termination is subject to Board of County Commissioner (BCC) approval.

* The employment contract of the current CEO requires notice, at least 60 days prior to its expiration, of any intention of replacing the CEO.

* The CSPIN Board recommends the continuation of Jennifer Brackney as CEO of CSPIN. If approved by the BCC, CSPIN will proceed with contract negotiations and submit a new contract for BCC approval no later than October 31, 2019

Emergency Medical Services Authority

36. [19-1248A](#) Appointment to the Emergency Medical Services Advisory Council.

Recommendation: Sitting as the Emergency Medical Services Authority, approve the following appointment to the Emergency Medical Services Advisory Council for a term ending in July 2021.

* Appoint Ms. Becca Tieder as a citizen representative for District 5.

COUNTY ADMINISTRATOR REPORTS

37. [19-1171A](#) County Administrator Reports:
- Purple Heart Memorial Unveiling

CITIZENS TO BE HEARD

38. [19-1166A](#) Public Comment.

COUNTY COMMISSION

39. [19-1182A](#) Appointments and reappointment to the Parks and Conservation Resources Advisory Board (Board of County Commissioners as a whole and Individual Appointment by Commissioner Seel).

Recommendation: Approve appointments and reappointment to the Parks and Conservation Resources Advisory Board for 1 year term, as follows:

Commissioner Seel appoints Brian Scott, as her individual commissioner appointment.
Two environmental positions need to be appointed.

40. [19-1167A](#) County Commission New Business Items.
41. [19-1168A](#) County Commission Board Reports and Miscellaneous Items.

6:00 P.M.

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

42. [19-1372A](#) Petition of Travis H. Duvall and Christina N. Duvall to vacate a portion of a fifteen-foot drainage and utility easement lying in Lot 70, Rolling Oaks Subdivision, Plat Book 102, pages 57 and 58, lying in section 23-27-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

Recommendation: Consider granting the petition to vacate, and if granted, adopt the attached Resolution pursuant to § 177, Florida Statutes.

* The vacation request area is part of a larger easement platted by the Developer of the Rolling Oaks Subdivision.

* The easement was platted to allow for the rear yard stormwater drainage.

* The easement is used for drainage runoff discharge into the pond behind the house.

* Development Review Services and the Planning Department previously objected to the petition to vacate request; however, their objections have been resolved through a compromise with the petitioner.

43. [19-893A](#) Petition of Aprola, LLC/Richard Orr to vacate that portion of the 60-foot right-of-way known as 37th Street North, lying between Warehouse Site B, Replat of Mohawk Park Subdivision, Plat Book 19, Page 78, and Lots 1 and 2, Block C, Revised Plat of Norton's Subdivision No. 3, Plat Book 19, Page 57, lying in Section 3-31-16, Pinellas County, Florida. (Legislative Hearing)

Recommendation: Denial of the petition to vacate, based on County staff objections. If granted, adopt the attached resolution pursuant to Florida State Statute 336.

* Public Works, Development Review Services and the Planning Department objects to the vacation request.

* The portion of the right-of-way known as 37th Street bisects the property owned by the Petitioner.

* Full width utility easement will be retained over the vacated area should the vacation be approved.

* The property is in the Lealman Community Redevelopment Area and may support a future trail connection/use as identified in the Linking Lealman Mobility Plan

* A right-of-way use permit is not an appropriate mechanism to allow this type of occupancy.

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

44. [19-472A](#) Petition of Brien Bourbeau and Mary Bourbeau to vacate a portion of right-of-way known as New York Avenue, Town of Sutherland, Plat Book H-1, Page 1, lying adjacent to the northerly boundary of Lot 3, Oyster Bay Subdivision, Plat Book 84, Page 61, lying within Section 2-28-15 (Legislative Hearing); and the ten foot utility easement lying in the north 10-feet of Lot 3, Oyster Bay Subdivision, Plat Book 84, Page 61, lying within Section 2-28-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

Recommendation: Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statute 336 and Florida State Statute 177.

* The petitioners reduced their original vacation request for the right-of-way from 11.6 feet to 7.6 feet as requested by the Stormwater and Vegetation Division of the Public Works Department.

* The ten foot utility easement will also be vacated to allow for construction of the pool in an easement.

* A three foot easement will be retained along the new property line over the north three feet of the vacated area for access and maintenance and to ensure that no permanent structures are constructed in the in the area.

Authorize the Clerk of the Court to attest and record the resolution in the Public Records of Pinellas County.

45. [19-1195A](#) Case No. Q Z/LU-12-07-19 (Paradise Multiplex, LLC)
A request for a zoning change from E-2, Employment-2 to C-2, General Commercial and Services and a land use change from Commercial Neighborhood to Commercial General on approximately 0.84 acre located at 6280 150th Avenue North in unincorporated Largo.

Recommendation: Based upon evidence and findings of the staff report and attachments, Case No. Q Z/LU-12-07-19, application of Paradise Multiplex, LLC, is recommended for approval as follows:

- 1.) An Ordinance approving a change in land use from Commercial Neighborhood to Commercial General, and
- 2.) A Resolution approving a change in zoning from E-2, Employment-2 to C-2, General Commercial and Services, on approximately 0.84 acre located at 6280 150th Avenue North.

* The requested change will correct an inconsistency between the land use classification and zoning designation.

* The C-2 zoning would allow for additional commercial uses.

* The Local Planning Agency unanimously recommended approval of the request.

46. [19-1196A](#) Case No. Q Z/LU-13-07-19 (Richard K. and Monica R. Schneider)
A request for a zoning change from R-4, One, Two and Three Family Residential/Office General to GO, General Office and a land use change from Residential Urban to Residential/Office-General on approximately 0.39 acre located 8095 46th Avenue North in Lealman.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. Q Z/LU-13-07-19 is recommended for approval:

- 1.) An Ordinance approving the application of Richard K. and Monica R. Schneider for a change in land use from Residential Urban to Residential/Office General, and
- 2.) A Resolution approving a change in zoning from R-4, One, Two and Three Family Residential to GO, General Office, regarding approximately 0.39 acre located at 8095 46th Avenue North.

* The applicants are seeking a zoning and land use change on 0.39 acre of land that currently contains a single family home. If granted, the amendments will allow for general office use.

* The applicants are proposing to utilize the existing home as an office for their small business.

* The Local Planning Agency unanimously recommended approval of the request (vote 6-0).

ADJOURNMENT

Special Accommodations

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

Public Participation Procedures

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

Public Hearing Procedures

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

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

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

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

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

Appeals

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceeding, and, for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be based.

If a Board meeting beginning at 9:30 A.M. has not concluded by noon, a recess will be taken from noon to 12:30 P.M., and the remainder of the meeting will continue at 12:30 P.M.

If a Board meeting beginning at 2:00 P.M. has not concluded by 5:30 P.M., a recess will be taken from 5:30 to 6:00 P.M. The remainder of the afternoon agenda will resume at 6:00 P.M., followed by Public Hearings.