

Pinellas County Board of County Commissioners

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Virtual Regular Meeting Agenda

Tuesday, October 20, 2020

2:00 P.M.

Public Hearings at 6:00 P.M.

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

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

ROLL CALL

CITIZENS TO BE HEARD

1. [20-1703A](#) Public Comment.

CONSENT AGENDA - Items 2 through 23

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

2. [20-1930A](#) Minutes of the virtual regular meetings held August 27 and September 3, 2020.
3. [20-1931A](#) Vouchers and bills paid from September 13 through September 26, 2020.

Reports received for filing:

4. [20-1934A](#) Division of Inspector General, Clerk of the Circuit Court and Comptroller, Report No. 2020-19 dated September 30, 2020 - Follow-Up Audit of the Pinellas County Construction Licensing Board and Grand Jury Presentment.
5. [20-1935A](#) Dock Fee Report for the month of September 2020.
6. [20-1937A](#) Quarterly Report of Routine Dock & Dredge/Fill Applications Received from July 1 to September 30, 2020.
7. [20-1938A](#) Pinellas County Sheriff's Office Adopted Budget for Fiscal Year 2020-2021.
8. [20-1939A](#) Juvenile Welfare Board of Pinellas County Fiscal Year 2021 Budget.

COUNTY ADMINISTRATOR DEPARTMENTS

Administrative Services

9. [19-182A](#) Ranking of firms and agreement with Wharton-Smith, Inc. for professional design build services pertaining to the North Redington Beach Fire Station and Lift Station Replacement project.

Recommendation: Approval of the ranking of four firms responding for professional design build services pertaining to the North Redington Beach Fire Station and Lift Station Replacement project and award of agreement with the top ranked firm Wharton-Smith, Inc. (Wharton-Smith).

* This contract is for professional design build services consisting of architectural and engineering design, construction documents and permitting (Phase 1) and construction services (Phase 2) for the North Redington Beach Fire Station and Lift Station Replacement project.

* Award recommendation is to Wharton-Smith per the Consultant Competitive Negotiation Act in the amount of \$527,783.00 for Phase 1.

* Staff will return to the Board of County Commissioners for approval of Phase 2 construction services with a Lump Sum Guaranteed Maximum Price.

* Five Small Business Enterprise firms are included with Wharton-Smith's submittal for architectural, environmental engineering and survey, structural engineer, mechanical, electrical and plumbing engineering, and community relations services for combined SBE fees of \$270,505.00, or approximately 51% of the total Phase 1 award.

Contract No. 189-0190-NC (SS), Phase 1 in the amount of \$527,783.00 from the notice to proceed date for ten consecutive calendar months. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

County Administrator

10. [20-1707A](#) Receipt and file report of non-procurement items delegated to the County Administrator for the period ending September 30, 2020.

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

11. [20-1810A](#) Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending September 30, 2020.

Recommendation: Accept the receipt and file report of purchasing items delegated to the County Administrator.

Management and Budget

12. [20-1516A](#) Fiscal Year 2020 Board Budget Amendment No. 5 to realign appropriation from Reserves for Contingency in the General Fund, Feather Sound Community Services District Fund, and the Fire Districts Fund for unanticipated Fiscal Year 2020 expenditures.

Recommendation: Approval of the Fiscal Year 2020 Board Budget Amendment No. 5 pursuant to Florida Statute section 129.06(2)(b) realigning:

 * A total of \$1,145,910.00 from the General Fund Reserves for Contingencies for the following appropriation:

 a.) \$910.00 in transfers to the Property Appraiser for higher than anticipated commissions.

 b.) \$945,000.00 in Administrative Services (Facilities & Real Property) for unanticipated expenses related to COVID-19.

 c.) \$200,000.00 in the Regional 911 - General Fund cost center for higher than anticipated expenditures, primarily for the purchase of Dispatch Radio Consoles.

 * A total of \$470.00 from Reserves for Contingencies within the Feather Sound Community Services District Fund to transfer to the Property Appraiser for higher than anticipated commissions.

 * A total of \$23,870.00 from Reserve for Contingencies in the Belleair Bluffs Fire District within the Fire Districts Fund to cover additional capital expenses made by the fire service provider for the district.

 * Unanticipated costs due to COVID-19 will be submitted for reimbursement under the Federal Emergency Management Agency public assistance grant with use of the Coronavirus Relief Fund of the Coronavirus Aid, Relief, and Economic Security (CARES) Act for the local match.

Public Works

13. [19-204A](#) Ranking of firms and agreement with Econolite Systems, Inc. for advanced traffic management system implementation and maintenance services.

Recommendation: Approval of the ranking of firms and agreement with Econolite Systems, Inc. for advanced traffic management system implementation and maintenance services.

 * This agreement provides for the supply, installation and implementation of the main Advanced Traffic Management System (ATMS) software in the County Transportation Primary Control Center (PCC).

 * Specifically, through this Agreement, various outdated software applications that are currently utilized in the PCC will be consolidated, including intelligent transportation system device control, signal control and various other detection reporting software.

 * Implementation of new ATMS software will be completed in one year from written notice to proceed, followed by one-year of maintenance and support services at the not-to-exceed amount of \$1,763,620.42.

 * This software implementation contract has been delayed due to the Covid-19 pandemic and detailed software and hardware integration design.

Contract No. 189-0215-P (JJ) for a two year, not-to-exceed total of \$1,763,620.42.
Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

14. [19-1905A](#) Ranking of firms and agreements for requirements of parks and trails professional engineering services

Recommendation: Approval of the ranking of firms and agreements with each of the four highest ranked firms, as listed below, for requirements of parks and trails professional engineering services:

- 1.) Ayres Associates, Inc.
- 2.) Cardno, Inc.
- 3.) GAI Consultants, Inc.
- 4.) Pennoni Associates, Inc.

* The purpose of this continuing Consultant Competitive Negotiation Act (CCNA) contract pertains to the availability of professional engineering services for the delivery of various projects programmed in the County's Capital Improvement Program and other associated engineering projects, including parks and trails engineering services.

* Award recommendation with four firms per CCNA requirements; the upset limit over the five-year term is \$1,600,000.00 for each firm for a total of \$6,400,000.00.

* Ayres Associates, Inc., Cardno, Inc., GAI Consultants, Inc., and Pennoni Associates, Inc. have committed to utilizing multiple certified Small Business Enterprises (SBE) for engagements resulting from this contract. Percentage goals are not established for CCNA continuing contracts. When the County utilizes a firm for an engagement, the requesting department working with Economic Development will ensure SBEs are utilized.

Contract 190-0030-CN (SS); the upset limit over the five-year term is \$1,600,000.00 for each firm, for a total of \$6,400,000.00. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

Utilities

15. [20-458A](#) Award of bid to Icon Supply, Inc. d/b/a Icon Technologies for replacement, maintenance, parts and repair services for variable frequency drives.

Recommendation:

Approval of the rejection of the bid from Siemens Industry, Inc. based on being non-responsive for not meeting specifications.

Approval of the award of bid with Icon Supply, Inc. d/b/a Icon Technologies for the replacement, maintenance, parts and repair services for variable frequency drives (VFD) for the Utilities Department.

* This contract is for the replacement, maintenance, parts and repair services for VFDs for the Utilities Department's Water and Wastewater System Operations on an as-needed basis for a sixty-month term.

* Two bids were received with award recommendation to the lowest responsive, responsible bidder, Icon.

* The low bidder response is attributable to the lack of repair/maintenance providers for VFDs in this market.

* Total estimated expenditure in the amount of \$4,069,915.00 for the sixty-month term with an estimated average annual amount of \$813,983.00.

* This contract replaces a current contract for maintenance, parts and repair services for VFDs that will terminate upon this contract award.

Contract No. 190-0341-B(JA) for an estimated average annual expenditure of \$813,983.00 with a contract term of sixty months for a total amount of \$4,069,915.00 based on being the lowest responsive, responsible bid meeting specifications. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

16. [20-955A](#) Award of bid to Premier Magnesia LLC for magnesium hydroxide and equipment services.

Recommendation: Approval of the award of bid to Premier Magnesia LLC for magnesium hydroxide and equipment services.

* This five-year contract provides an all-inclusive odor and corrosion control program utilizing Magnesium Hydroxide to the Utilities Department on an as-needed basis.

* Total estimated expenditure for the five years in the amount of \$7,714,476.00.

* One bid was received with award recommendation to the lowest responsive, responsible bidder.

* While other vendors do sell magnesium hydroxide, Premier Magnesia is the only vendor that provides all the equipment associated with injecting the product. Purchasing the equipment separately would be costly both from an acquisition and maintenance perspective.

Bid No. 190-0480-B(JA); in an estimated annual amount of \$1,542,895.20 for a five-year term total of \$7,714,476.00 on the basis of being the lowest responsive, responsible bid received meeting specifications. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

COUNTY ATTORNEY

17. [20-1881A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Catherine Difonte, et al. v. Pinellas County; Circuit Civil Case No. 20-004332-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 Catherine Difonte, et al. v. Pinellas County.

18. [20-1882A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Roger Chambers v. Pinellas County, et al.; Circuit Civil Case No. 20-004102-CI-15 - 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 Roger Chambers v. Pinellas County, et al.

19. [20-1883A](#) Notice of new lawsuit and defense of the same by the County Attorney in the case of Brenda Rivers v. Pinellas County; Circuit Civil Case No. 20-004255-CI-15 - 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 Brenda Rivers v. Pinellas County.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Housing Finance Authority

20. [20-1828A](#) Housing Finance Authority of Pinellas County Resolution No. 2020-08 adopting and approving a Fiscal Year 2019-2020 General Fund Budget Amendment, as approved by the Housing Finance Authority Board of Directors.

Recommendation: Receipt and file of Housing Finance Authority (HFA) Resolution No. 2020-08 adopting and approving a Fiscal Year (FY) 2019-2020 General Fund Budget Amendment, as approved by the HFA Board of Directors.

* Receipt and file of HFA General Fund Budget Amendment as required by F.S. 189.016.

* HFA General Fund amended operating budget for FY19-20 reflects a decrease by \$399,000.00 in total revenues and expenses.

a.) Interest income on investments decreased due to the COVID-19 affected financial market.

b.) Decreased costs for issuance of bonds and travel to the educational conference reduced expenses equivalent to reduction in revenue.

* HFA General Fund Amended operating budget for FY19-20 totals \$1,657,150.00.

* Florida Statute 189.016 states that all reports or information required to be filed with a local general-purpose government or governing authority must be filed with the Clerk of the Board of County Commissioners.

21. [20-1841A](#) Housing Finance Authority of Pinellas County Resolution No. 2020-09 adopting and approving the Fiscal Year 2020-2021 General Fund and Housing Trust Fund Operating Budgets, as approved by the Housing Finance Authority Board of Directors.

Recommendation: Receipt and file of the Housing Finance Authority (HFA) Resolution No. 2020-09 adopting and approving the Fiscal Year (FY) 2020-21 General Fund and Housing Trust Fund Operating Budgets, as approved by the HFA Board of Directors.

* On September 16, 2020, the HFA Board of Directors approved Resolution No. 2020-09 adopting and approving FY20-21 General Fund and Housing Trust Fund Operating Budgets.

* HFA General Fund operating budget for FY20-21 totaling \$1,965,150.00.

* HFA Housing Trust Fund operating budget for FY20-21 totaling \$360,050.00.

* Per Florida Statute 189.016, all reports or information required to be filed with a local general-purpose government or governing authority must be filed with the Clerk of the Board of County Commissioners.

Sheriff's Office

22. [20-1869A](#) Receipt and file report of Sheriff's Office grants received and service contracts for the quarter ending September 30, 2020.

Recommendation: Accept the receipt and file report of Sheriff's Office grants received and service contracts - payments to the Sheriff for July 1, 2020 through September 30, 2020 for Fiscal Year 2020.

23. [20-1870A](#) Receipt and file report on the Law Enforcement Trust Fund for the quarter ending September 30, 2020.

Recommendation: Accept the receipt and file report on the Law Enforcement Trust Fund from July 1, 2020 to September 30, 2020.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

COUNTY ADMINISTRATOR DEPARTMENTS

24. [20-1925A](#) Local State of Emergency.

County Administrator

25. [20-1834A](#) Interlocal Agreement with barrier island municipalities authorizing the payment of local government infrastructure sales surtax for the undergrounding of utilities and other eligible projects consistent with the Gulf Boulevard Improvement Plan.

Recommendation: Approval of the Interlocal Agreement with the communities of Belleair Beach, Belleair Shore, Clearwater, Indian Rocks Beach, Indian Shores, Madeira Beach, North Redington Beach, Redington Beach, Redington Shores, St. Pete Beach, and Treasure Island authorizing the payment of local government infrastructure sales surtax (Penny IV) for the undergrounding of utilities and other eligible projects consistent with the Gulf Boulevard Improvement Plan.

* \$35,000,000.00 of Penny IV funds, including:

- a.) \$33,750,000.00 allocated to the undergrounding of utilities along Gulf Boulevard.
- b.) \$1,250,000.00 allocated to the municipalities of Clearwater (\$750,000.00) and Indian Shores (\$500,000.00) for eligible projects consistent with the Gulf Boulevard Improvement Plan.

* Agreement will begin upon execution of agreement by all parties and will end on September 30, 2026.

* All expenditures to be reimbursed must be eligible expenditures per Florida Statutes section 212.055, the Penny IV ballot language and related public education material, and the Penny IV Interlocal Agreement with all 24 municipalities.

26. [20-1732A](#) Resolution to enter into an agreement to subscribe to the Duke Energy Florida Clean Energy Connection program.

Recommendation: Approval of the resolution directing and delegating the County Administrator to enter into a contract with Duke Energy Florida (Duke) to purchase 27,293 kW blocks of solar power through its proposed Clean Energy Connection program (Program).

* Resolution authorizes the County's purchase of solar energy through Duke's Program and encourages the Florida Public Service Commission to approve the Program.

* Staff completed an initial analysis and submitted Program subscription interest to Duke based on our annual metered usage (167.5 million kWh).

* The County's Program request was to purchase 68 MW in solar energy, which would offset 100% of our total annual energy consumption with renewable energy power.

* Due to high demand and limited availability, Duke reduced the County's total subscription amount for a revised total purchase of 27.3 MW (40% energy offset).

* There is a monthly subscription fee; however, it is offset by a credit applied to the monthly invoice.

* Fees will not be expended until 2022, when Duke is expected to officially begin the program, and the County can cancel at any time and only incur a one-month charge.

* In total, over thirty years in the program, the County will pay an estimated \$78,761,048.00 in subscription fees and receive an estimated \$88,574,704.00 in bill credits, equating to an \$9,831,565.00 return on investment.

* Program approval is pending with the Florida Public Service Commission, so a contract memorializing our subscription with Duke will not be agreed upon until 2021.

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

Human Services

27. [20-1908A](#) Contract with the State of Florida Department of Health for operation of the Florida Department of Health in Pinellas County.

Recommendation: Approval of the contract with the State of Florida Department of Health for the Fiscal Year (FY) 2021 operation of the Florida Department of Health in Pinellas (DOH Pinellas).

* This Contract provides the direct ad valorem support to the State of Florida Department of Health pursuant to Chapter 154 Florida Statutes for the operation of DOH Pinellas to promote, protect, maintain and improve the health and safety of all citizens and visitors through a system of coordinated county health departments.

* Funding in an amount not to exceed \$7,111,320.00 has been included in the Adopted FY21 DOH Pinellas budget. These funds are generated by a dedicated millage rate of 0.0835 mills levied countywide.

* The County's share includes \$5,543,470.00 for core services and \$1,567,850.00 for the School Nurse Program (SNP). Beginning in FY18, the Board of County Commissioners approved an increase of 0.0213 mills raising the tax rate to 0.0835 mills to support the SNP.

* Services maintained by the Department of Health include environmental health services, communicable disease control, prevention services, primary care services and school nurse program. During the first three quarters of FY20 (Oct.-Jun.), DOH Pinellas provided services to 76,385 clients.

* This does not include the Pinellas County Health Program which is under a separate contract.

28. [20-1771A](#) Notice of a grant award from the U.S. Department of Health and Human Services, Health Resources and Services Administration for Fiscal Year 2020 Capital Assistance for Disaster Response and Recovery Efforts funding.

Recommendation: Approval of the notice of a grant award from the Health Resources and Service's Administration (HRSA) Capital Assistance for Disaster Response & Recovery Efforts (CADRE) funding for the Health Care for the Homeless program.

* HRSA's Fiscal Year 2020 CADRE award provides federal funding to health centers to increase the capacity and capability to respond to and/or recover from future emergencies and/or disasters and support continuity of access to high quality primary care services for underserved and vulnerable populations.

* Pinellas County was awarded \$811,861.00 to increase the overall square footage of the Bayside Health Clinic by approximately 1,251 square feet adding exam rooms that will be equipped to handle isolation/negative pressure; and/or storage of personal protection equipment and hazardous material supplies. Current exam rooms will be renovated and utilized for supportive services (i.e. telehealth, HIV Navigator, behavioral health).

* One-time funding for a project period of 36 months, from September 1, 2020 through August 31, 2023.

29. [20-1867A](#) Second Amendment to the Behavioral Health Consulting Services Agreement with KPMG, LLP to elevate the Adult Behavioral Health System.

Recommendation: Approval of the Second Amendment with KPMG LLP (KPMG) to implement an Optimal Data Set (ODS) as Phase 2 of the strategic plan to elevate the Adult Behavioral Health System.

* The initial contract award with KPMG was for an actionable strategic plan to enhance and elevate the Pinellas County Adult Behavioral Health System.

* The original Agreement dated December 10, 2019, provided for Phase 1, a twelve-week engagement with KPMG to review the current Adult Behavioral Health System and develop recommendations for elevating service levels.

* The First Amendment, dated April 21, 2020, provided a no-cost extension to allow for public presentation and discussion during a time of travel and other restrictions due to COVID-19.

* At the conclusion of Phase 1, two key recommendations were made for next steps:

a.) ODS (Phase 2); and

b.) Coordinated Access Model (Phase 3).

* This Second Amendment provides funding for KPMG to move forward on Phase 2 which includes the development and implementation of an ODS. This 32-week, Phase will involve four work streams: project mobilization, ODS development, performance-based contracting, and launch.

* An amount not to exceed \$555,000.00 has been allocated in the Fiscal Year 2021 Human Services General Fund Budget for Phase 2 of this project.

* Phase 3, implementation of a CAM, is in the planning phase and will be brought forth for Board of County Commissioner consideration following satisfactory progress with the ODS.

Planning

30. [20-1674A](#) Pinellas Gateway/Mid-County Area Master Plan Implementation Memorandum of Understanding among Pinellas County, the City of Largo, the City of Pinellas Park, the City of St. Petersburg, and Forward Pinellas.

Recommendation: Approval of the Pinellas Gateway/Mid-County Master Plan Implementation Memorandum of Understanding (MOU) to actively pursue the implementation of the Gateway Master Plan between Pinellas County, Forward Pinellas, the City of Largo, the City of Pinellas Park and the City of St. Petersburg (Parties). The Gateway area is generally bounded by Belleair Road to the north, 62nd Avenue North to the south, Starkey Road to the west, and Tampa Bay to the east.

* A master plan for the Gateway/Mid-County Area was one of the three priority areas of focus identified by the Forward Pinellas Board in 2015 for their Pinellas Spotlight initiative.

* Forward Pinellas, Pinellas County and the municipalities of Pinellas Park, St. Petersburg, and Largo contributed and a consultant team was hired to complete The Gateway Master Plan.

* The project kicked-off in 2018 with a charrette to identify area issues and opportunities. Along the way, a vision for the area was established along with performance measures and a regulatory framework.

* An MOU was developed to encourage multi-jurisdictional and agency cooperation for ongoing planning and capital investment within the gateway area.

* Following adoption of the MOU, the Parties plan to formally establish the Gateway Partnership as an ongoing forum for coordination, communication and collaborative planning and implementation activities for the long-term health and vitality of the Gateway area.

* The Parties will consider recommendations of the Gateway Master Plan when developing and prioritizing capital improvement projects as well as when amending local comprehensive plans, land development codes and other relevant plans.

* The Parties will work together to achieve the goal of no net loss of employment potential in the Gateway, while using land more efficiently to broaden the mix of uses, including decreasing the amount of land devoted to surface parking.

* The Parties agree to develop affordable housing strategies that will include the properties within the Gateway area, particularly in the investment corridors identified in the Advantage Pinellas 2045 Plan.

* Additional parties to the Gateway Master Plan include Forward Pinellas, the City of Largo, the City of Pinellas Park and the City of St. Petersburg. All three municipalities have already signed the MOU. Forward Pinellas is scheduled to be the final signatory in November.

31. [20-1795A](#) Resolution granting ad valorem tax exemption for the renovation of the historic property located at 2326 Andalusia Way Northeast, St. Petersburg.

Recommendation: Approval of the resolution authorizing an ad valorem tax exemption for the renovated historic property at 2326 Andalusia Way Northeast located in the Granada Terrace Local Historic District in the City of St. Petersburg.

* An exemption of County ad valorem taxes is requested by the property owner for a recently renovated contributing historic building located in the Granada Terrace Local Historic District as designated by the City of St Petersburg.

* On April 16, 2020, the St. Petersburg City Council approved a resolution waiving City ad valorem taxes for a period of ten years for the increase in value resulting from the renovation of this historic property.

* The annual estimated property tax savings for the property owner is \$751.00 (both City and County) based on a formula provided by city staff.

Authorize the Chairman to sign the county resolution and to be a signatory party on the associated covenant; and authorize the Clerk of the Circuit Court to attest the resolution and covenant.

Public Works

32. [20-1461A](#) Agreement for the re-use of existing plans with AECOM Technical Services, Inc. for previously advertised professional engineering final design services for the Starkey Road Improvements project, from Flame Vine Avenue to north of 109th Avenue.

Recommendation: Approval of the agreement for the re-use of existing plans with AECOM Technical Services, Inc. (AECOM) for previously advertised professional engineering final design services for the Starkey Road Improvements project, from Flame Vine Avenue to north of 109th Avenue.

* This contract is for professional engineering services consisting of continued engineering, design development, and construction administration services for the Starkey Road Improvements project.

* The final plans for Starkey Road from Flamevine Avenue to north of 109th Avenue roadway reconstruction were completed by AECOM in 2008, but the project was not constructed due to lack of funding. During the Fiscal Year (FY) 2020 CIP budgeting cycle, the project was re-prioritized and programmed for construction in FY22.

* As a legacy project, the most feasible and timely option to accomplish the design and plans update is to rehire AECOM to do the work since they have familiarity with project history, robust knowledge of the project, and intimate familiarity of the design and files to continue the task.

* The provision under the Consultant's Competitive Negotiation Act, 287.055 (10) allows for re-use of existing plans with no public notice requirement or utilization of the selection process.

Contract No. 190-0688-NC (SS); in the amount of \$811,750.00. The design process is expected to be completed within 271 consecutive calendar days. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Business Technology Services

33. [20-1555A](#) Third Amendment to the Agreement with Oracle America, Inc., as requested by the Business Technology Services Department, for requirements of software licenses and maintenance support.

Recommendation: Approval of the Third Amendment, as requested by the Business Technology Services Department (BTS), to the Agreement with Oracle America, Inc. for requirements of software licenses and maintenance support.

* This contract is for maintenance and support services of County owned Oracle software license entitlements which are utilized to support many critical County business processes including the Oracle Project Unified Solution system which is the County's Enterprise Resource Planning solution for administrative functions, financials, and human resources in support of County business.

* This amendment extends the current terms and conditions for an additional two years through January 29, 2023 and increases the contract by \$3,685,189.59 to continue Oracle maintenance and support services of County owned Oracle software license entitlements.

* This amendment also includes a 3% increase for year two of this amendment as originally stipulated in the Agreement.

* Though BTS anticipates further negotiation with Oracle to further reduce fees for unused County owned entitlements to "right size" the County's investment to what is needed and used, this request is sized for the full amount required to support all current entitlements.

* This request is consistent with the strategic direction supported by the Oracle Business Applications Executive Committee and BTS Department and Board.

* The contract was originally approved by the Board of County Commissioners (Board) on January 5, 2010 for a seven-year period. On March 23, 2010, the County Administrator approved a decrease to the Agreement. On March 27, 2012, the Board approved Amendment 1 and an increase to the Agreement on January 24, 2017. On November 20, 2018, the Board approved an increase and twelve-month extension. On February 18, 2019, the Board approved Amendment No. 2 and an increase to the agreement on December 10, 2019.

Contract No. 090-0173-M(JJ); in the amount of \$ 3,685,189.59 (estimated annual expenditures of \$1,815,364.33 for year 1 and \$1,869,825.26 for year 2) for a revised total not to exceed amount of \$22,971,350.36; effective through January 29, 2023. Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

Emergency Medical Services Authority**34. [20-1815A](#) Reappointments to the Emergency Medical Services Advisory Council.**

- Recommendation:** Sitting as the Emergency Medical Services (EMS) Authority, approve the following reappointments to the Emergency Medical Services Advisory Council (EMSAC) for a term ending in September 2022.
- * EMSAC is made up of 24 members appointed by the Board of County Commissioners acting as the EMS Authority constituting a broad spectrum of representation
 - * EMSAC evaluates the County's emergency medical services system from a qualitative point of view to recommend requirements and programs.
 - * Chief Scott Ehlers is to be reappointed along with his alternate Chief Anthony Tedesco representing the City of Clearwater. Chief Ehlers is the Fire Chief of Clearwater Fire & Rescue and Chief Tedesco is the Division Chief of EMS.
 - * The Pinellas County Fire Chiefs' Association nominates Chief Terry Tokarz and Chief Doug Zimmerman for reappointment who represent EMS Coordinators. Chief Tokarz is the Division Chief of Professional Standards for Largo Fire Rescue and Chief Zimmerman is the Chief of EMS & Safety for Palm Harbor Fire Rescue.

35. [20-1421A](#) Amendments to the Emergency Medical Services Advanced Life Support First Responder Agreements with four municipalities and two independent fire districts.

- Recommendation:** Sitting as the Pinellas County Emergency Medical Services (EMS) Authority, approve Amendment 1 to the EMS Advanced Life Support (ALS) First Responder Agreement with four municipalities and two independent fire districts.
- * Section 701(f) of the EMS ALS First Responder Agreement provides for an extraordinary budget increase which must be negotiated and approved prior to the beginning of the next fiscal year in the event any proposed budget submitted by the Contractor should exceed 3% of the prior Fiscal Year's budget.
 - * These six amendments have been reviewed for appropriateness of costs as defined within the allowable cost resolution for EMS and funding in the amount of \$895,195.00 is consistent with the Fiscal Year 2021 Tentative Budget for the Emergency Medical Services Fund.
 - * Cost adjustments are due primarily to increases in allowable costs for salaries and benefits.
 - * Clearwater increased \$534,836.00 or 8.38% due to increased salaries and an increase in retirement contributions after an actuarial study.
 - * Gulfport increased \$33,828.00 or 4.86% due increased salaries and benefit costs.
 - * Palm Harbor increased \$90,044.00 or 3.30% due to increased operating costs including repair and maintenance.
 - * Pinellas Suncoast increased \$61,214.00 or 3.91% due to increased salaries and retirement contribution costs.
 - * Tarpon Springs increased \$65,130.00 or 4.14% due to increased salaries and operating costs for repair and maintenance.
 - * Treasure Island increased \$110,143.00 or 15.92% due to budgeting EMS allowable costs that weren't previously budgeted.

Authorize the Chairman to sign and the Clerk of the Circuit Court to attest.

COUNTY ATTORNEY

36. [20-1884A](#) Voluntary arbitration determination in the case of John Reyner and Monika Reyner v. Pinellas County; Circuit Civil Case No. 14-001865-CI-7.

Recommendation: Consideration of the arbitration determination in the case of John Reyner and Monika Reyner v. Pinellas County.

37. [20-1704A](#) County Attorney Reports.

COUNTY ADMINISTRATOR REPORTS

38. [20-1705A](#) County Administrator Reports.

COUNTY COMMISSION

39. [20-1488A](#) Appointments to the Affordable Housing Advisory Committee (Board of County Commissioners as a whole).

Recommendation: Approve four appointments to the Affordable Housing Advisory Committee, each for a three-year term.

- * Four appointments each for a three-year term.
- * The names can be viewed on the attached list.
- * Chair has the ballots.

40. [20-1847A](#) Appointments to the Greater Seminole Area Special Recreation District Board of Commissioners (Board of County Commissioners as a whole).

Recommendation: Approve two appointments to the Greater Seminole Area Special Recreation District Board of Commissioners for four years, with terms ending on October 31, 2024.

- * Two vacancies on the Board expire on October 31, 2020.
- * The names can be viewed on the attached list.
- * Suggested voice vote by Commissioners.

41. [20-1635A](#) Appointments to the Pinellas County Educational Facilities Authority (Board of County Commissioners as whole).

Recommendation: Approve two appointments to the Pinellas County Educational Facilities Authority Board for a five-year term.

- * Two appointments to the Pinellas County Educational Facilities Authority.
- * The names can be viewed on the attached list.
- * Ballots are attached to the agenda item.

42. [20-1660A](#) Appointments to the Tourist Development Council (Board of County Commissioners as a whole).

Recommendation: Approve seven appointments to the Tourist Development Council (TDC) for a four-year term. These terms will begin on November 1, 2020 and expire on October 31, 2024.

* Seven positions are open for the TDC appointments. Three of these must be from the elected official's category-one from the City of St. Petersburg, one from the City of Clearwater and one from the recommendations provided by the BIG-C.

* Of the four remaining, one must be from the Tourism-Related Category and at least two must be from the Hotel/Motel Category. The remaining one appointment can be from either the Tourism Related or from the Hotel/Motel Category.

* There are multiple applicants for these seven appointments.

* The applicant's names can be viewed on the attached ballot/worksheet.

* Ballots are attached to the agenda item and copies were provided to the Chair's office.

43. [20-1706A](#) County Commission New Business Items.

6:00 P.M.

PUBLIC HEARINGS

BOARD OF COUNTY COMMISSIONERS

44. [20-1763A](#) Case No. Q DVA-20-2 (Eric Moore)
A request for an amendment to a previously approved Development Agreement to extend the duration of the Agreement for an additional 5-year term, to provide additional time for the development of an assisted living facility with up to 80 beds and a maximum height of 35 feet for a property containing approximately 5 acres located on the south side of Keystone Road approximately 1,960 feet east of East Lake Road in East Lake Tarpon.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. DVA-20-2 is recommended for approval:

A Resolution approving the application of Eric Moore for an amendment to a previously approved Development Agreement for an additional 5-year term, to provide additional time for the development of an assisted living facility with up to 80 beds and a maximum height of 35 feet.

- * The applicant is seeking to extend the timeframe of a Development Agreement that allows for the construction of an assisted living facility on 5 acres of land off Keystone Road in East Lake Tarpon.
- * The Board approved the Development Agreement in 2015 for a 5-year time period, which is standard for Development Agreements.
- * No other changes to the Development Agreement are proposed.
- * No changes to the property's land use and zoning are proposed.
- * The Local Planning Agency unanimously recommended approval of the request (vote 7-0). No one appeared in favor or in opposition.
- * One letter in opposition has been received.

45. [20-1764A](#) Case No. Q DVA-20-3 (Z & N Properties, VI, LLC, f/k/a Belcher Place, LLC)
A request for an amendment to a previously approved Development Agreement to extend the duration of the Agreement for an additional five-year term, to provide additional time for the development of office uses having a maximum height of two stories and a building intensity as permitted by the property's zoning and land use designations on a property containing approximately 2.12 acres on the east side of Belcher Road, approximately 142 feet north of Perth Street in unincorporated Clearwater.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. DVA-20-3 is recommended for approval:

A Resolution approving the application of Z & N Properties, VI, LLC for an amendment to a previously approved Development Agreement for an additional 5-year term, to provide additional time for the development of office uses having a maximum height of two stories and a building intensity as permitted by the property's zoning and land use designations.

- * The applicant is seeking to extend the timeframe of a Development Agreement that allows for the construction of an office building on 2.12 acres of land off Belcher Road in unincorporated Clearwater north of Sunset Point Road.
- * The Board approved the Development Agreement in 2015 for a 5-year time period, which is standard for Development Agreements.
- * No other changes to the Development Agreement are proposed.
- * No changes to the property's land use and zoning are proposed.
- * The Local Planning Agency unanimously recommended approval of the request (vote 7-0). No one appeared in favor or in opposition.
- * No written correspondence has been received.

46. [20-1765A](#) Case No. Q ZON-20-5 (Habitat for Humanity of Pinellas County, Inc.)
A request for a zoning change from C-2, General Commercial and Services to R-4, One, Two and Three Family Residential on approximately 0.35 acre located at 508 Braginton Street in unincorporated Largo.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. ZON-20-5 is recommended for approval:

A Resolution approving the application of Habitat for Humanity of Pinellas County, Inc. for a change in zoning from C-2, General Commercial and Services to R-4, One, Two and Three Family Residential.

- * The applicant is seeking a zoning change on 0.35 acre of vacant land.
- * The zoning change will allow for the construction of three single family homes.
- * The proposed R-4 zoning district is more compatible with the property's Residential Urban land use.
- * The Local Planning Agency unanimously recommended approval of the request (vote 7-0). One person appeared in opposition.
- * No correspondence in favor or in opposition has been received.

47. [20-1766A](#) Case No. Q ZON-20-6 (Allen Lee Gadoury)
A request for a zoning change from R-4, One, Two and Three Family Residential to C-2, General Commercial and Services on approximately 0.13 acre located at 4219 54th Avenue North in Lealman (a portion of parcel 34-30-16-64746-001-0040).

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. ZON-20-6 is recommended for approval:

A Resolution approving the application of Allen Lee Gadoury for a change in zoning from R-4, One, Two and Three Family Residential to C-2, General Commercial and Services.

- * The applicant is seeking a zoning change on the western 0.13-acre portion of a parcel.
- * The amendment area is currently vacant.
- * The amendment area's proposed use is vehicle parking for the plumbing business that occupies the portion of the property currently zoned C-2.
- * The proposed use is compatible with the adjacent and nearby commercial properties along the 54th Avenue North corridor.
- * The zoning change will provide for consistent C-2 zoning on the entire 0.93-acre property and is more compatible with the property's Commercial General land use designation than the R-4 zoning currently applied to the amendment area.
- * The Local Planning Agency unanimously recommended approval of the request (vote 7-0). No one appeared in favor or in opposition.
- * No correspondence in favor or in opposition has been received.

48. [20-1767A](#) Case No. Q Z/LU-20-07 (Robert & Julie Ferguson and Jerry Hemphill, c/o John M. Williams)
A request for a zoning change from R-A, Residential Agriculture to R-1, Single Family Residential and a land use change from Residential Suburban and Preservation to Residential Low on approximately 6.45 acres located at the northeast corner of the intersection of 19th Street and Wisconsin Avenue in Palm Harbor.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. Z/LU-20-07 is recommended for approval:

1.) An Ordinance approving the application of Robert and Julie Ferguson and Jerry Hemphill, c/o John M. Williams for a land use change from Residential Suburban and Preservation to Residential Low, on approximately 6.45 acres located at the northeast corner of 19th Street and Wisconsin Avenue.

2.) A Resolution approving a zoning change from R-A, Residential Agriculture to R-1, Single Family Residential.

* The applicant is seeking land use and zoning changes on 6.45 acres of land that consists of three parcels, one vacant, and two containing homes. If granted, the amendments will allow for single family homes.

* The applicant is proposing to construct an 18-unit single family subdivision.

* The Local Planning Agency recommended approval of the request (vote 6-1). The one no vote was concerned about the density increase. Four persons spoke in opposition and one spoke with questions and was undecided. Those in opposition cited various concerns, including traffic, increased density and flooding. They desire for the land use to remain the same.

* Five letters in opposition have been received. The stated reasons for opposition include flooding concerns, traffic concerns and increased density.

a.) Development-related issues and concerns such as flooding will be addressed during the site plan review process and must meet code and permitting requirements.

b.) The applicant did not submit a formal traffic study; however, staff analysis indicates that the proposed development would have negligible impacts on area roadways, including Nebraska Avenue and Tampa Road, which are the nearest area roadways that are regulated for levels of service (19th Street is classified as a 'local roadway' and is not regulated for level of service).

c.) The requested density is consistent with other single-family residential development in the area and the proposed R-1 zoning is the same as the adjacent neighborhoods to the east and west.

49. [20-1768A](#) Case No. Q Z/LU-20-08 (Pinellas County Land Assembly Trust - Lealman, Housing Finance Authority of Pinellas as Trustee)
A request for a zoning change from R-4, One, Two and Three Family Residential to RM, Multi-Family Residential (3.95 acres) and a Land Use change from Residential Urban to Residential Low Medium (5.7 acres) on approximately 5.7 acres located on the south side of 58th Avenue North and adjacent to both sides of 40th Street North in Lealman.

Recommendation: Based upon evidence and findings contained in the staff report and attachments, Case No. Q Z/LU-20-08 is recommended for approval:

- 1.) An ordinance approving the application of Pinellas County Land Assembly Trust - Lealman, Housing Finance Authority of Pinellas as Trustee for a change in land use from Residential Urban to Residential Low Medium (5.7 acres), and
- 2.) A resolution approving a change in zoning from R-4, One, Two and Three Family Residential to RM, Multi-Family Residential (3.95 acres).

* The applicants are seeking a land use change on 5.7 acres and a zoning change on 3.95 acres of land that is currently a mixture of multi-family, single-family, duplexes, and vacant lots.

* The amendments will allow for a variety of residential development types.

* The applicants are proposing to construct apartments.

* A subsequent action will be coming before the BCC for the approval of a proposed affordable housing project by Southport Community Development, Inc. for the redevelopment of the site. Southport proposes to construct an affordable rental housing apartment community which will feature one, two, and, three-bedroom affordable units.

* The Southport proposal was submitted in response to a Request for Negotiations and is the top ranked proposal.

* This project will produce approximately 86 affordable units under 80% AMI.

* The Local Planning Agency unanimously recommended approval of the request (vote 7-0). No one appeared in favor or in opposition.

* No correspondence in favor or in opposition has been received.

50. [20-1714A](#) Ordinances amending the Comprehensive Plan to expand the Activity Center Future Land Use Map designation and amending the Future Land Use Categories and Rules to support the Downtown Palm Harbor Master Plan.

Recommendation: Approval of the ordinances amending the Comprehensive Plan to expand the Activity Center Future Land Use Map designation and amending the Future Land Use Categories and Rules to support the Downtown Palm Harbor Master Plan.

- * The Downtown Palm Harbor Master Plan includes a series of recommendations that address the connectivity, character, identity, branding, and marketing of the community.
- * The Board of County Commissioners conducted the first of two required public hearings and authorized County staff to transmit the proposed Ordinances to the Florida Department of Economic Opportunity on July 21, 2020.
- * On October 6, 2020 the Board approved an amendment to the Countywide Plan Map and Rules to align with the Downtown Palm Harbor Master Plan.
- * This item:
 - a.) Establishes the required consistency among the rules and standards between the Countywide Plan Map and Rules and the Pinellas County Comprehensive Plan, and limits residential density increases in the Coastal High Hazard Area; and
 - b.) Expands the Activity Center boundary, creating one contiguous area covering the greater Downtown Palm Harbor and entire Historic District; and
 - c.) Amends the Downtown Palm Harbor Masterplan and allows recommendations of the Master Plan to be implemented in the entire Activity Center.
- * The Local Planning Agency recommended approval of these requests (Vote 5-0).

51. [20-1617A](#) Ordinance amending the County Code by striking Section 98-2 relating to the renaming of County roads.

Recommendation: Approval of an ordinance amending the County Code by striking Section 98-2 relating to renaming of County roads.

- * The County Code of Ordinances currently has two different sections for renaming county roads.
- * The first is Section 98-2, which dates back to a 1949 Special Act and contains newspaper notice provisions not required by Florida Statute.
- * The second is Section 154-103, a more recent code that provides multiple approaches for renaming roads:
 - a.) Petition request from 60 percent of affected property owners;
 - b.) Requests from the U.S. Postal Service or an emergency response agency (911); or
 - c.) County Commission initiates in accordance with state law.
- * Striking Section 98-2 will allow one County code provision for road renaming requests that is consistent with Florida Statutes.

52. [20-1844A](#) Ordinance approving Jabil, Inc. for an Economic Development Ad Valorem Tax Exemption.

Recommendation: Adopt an ordinance approving Jabil, Inc. (Jabil) for an Economic Development Ad Valorem Tax Exemption (EDAVTE) pursuant to Section 196.1995, Florida Statutes, and Pinellas County Ordinance 2018-08.

- * Jabil is one of the world's largest electronics manufacturers for computers, smart phones and printers, and their international corporate headquarters is in St. Petersburg.
- * Jabil determined that they needed additional space in their headquarters and started looking at options, which included relocating or expanding their current facilities.
- * Pinellas County and the City of St. Petersburg offered an incentive package that included the EDAVTE program.
- * Jabil decided to maintain and expand their headquarters in Pinellas County after considering other locations, submitting an intent to apply for the EDVATE in 2018.
- * The Board of County Commissioners approved a resolution to support the exemption and authorize the improvements on March 20, 2018.
- * On January 31, 2020, Jabil submitted a completed application for EDAVTE.
- * The new project will be completed in three phases. This ordinance refers only to phase one. The estimated capital investment to be made for phase one is \$11,727,141.00, including construction and equipment.
- * The recommendation is to approve an EDAVTE for a 100% tax exemption for ten years on the eligible improvements completed under phase one.
- * The Pinellas County Property Appraiser has provided a report estimating that the amount of the tax abatement during the first year would be \$53,419.00.

53. [20-1638A](#) Petition of Melissa Marie Bonilla and Michael Allen Copp to vacate a portion of a drainage, utility and/or natural easement located in Lot 5, Block A, Lake Saint George - Unit 1, Plat Book 78, Page 65, lying in Section 8-28-16, Pinellas County, Florida. (Quasi-Judicial Hearing)

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

- * The vacation request is for a portion of a larger drainage, utility and/or natural easement platted for Lake Saint George - Unit 1.
- * Vacation of a 12-foot-wide portion of the easement will allow the petitioners to construct a new deck in the backyard at their 3937 Lake Shore Drive home.
- * County staff have no objection to the vacation request.

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

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 both pvalenti@co.pinellas.fl.us and to jlorick@co.pinellas.fl.us 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 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. Virtual participants will be instructed before each vote during the virtual meeting how to do so.

At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman 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. 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 after virtually raising their hand as directed during the meeting.

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.