

Pinellas County

*315 Court Street, 5th Floor Assembly Room
Clearwater, Florida 33756*



Minutes - Final

Tuesday, March 15, 2016

9:30 AM

BCC Assembly Room

Board of County Commissioners

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

ROLL CALL

9:31 AM

Present: 7 - Charlie Justice, Janet C. Long, Dave Eggers, Pat Gerard, John Morroni, Karen Williams Seel, and Kenneth T. Welch

Others Present: James L. Bennett, County Attorney; Mark S. Woodard, County Administrator; Clarethia N. Harris, Chief Deputy Clerk; and Jenny Masinovsky and Laura M. Todd, Board Reporters, Deputy Clerks.

INVOCATION by Becky Robbins-Penniman, Pastor of the Church of the Good Shepherd in Dunedin**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Presentations and Awards:

Thanks for Doing Business Recognition - NDH Medical, Inc.

Surveyors and Mappers Week Proclamation

Partner Presentation:

Creative Pinellas - Barbara St. Clair, Executive Director

Thanks for Doing Business Recognition: NDH Medical, Inc.

Geary Havran, CEO, provided information regarding the company; whereupon, Director of Economic Development Michael Meidel noted Mr. Havran's role in advocating tax exemption for production equipment.

Surveyors and Mappers Week Proclamation

Presented to Justin Ferrans, President, Tampa Bay Chapter, Florida Surveying and Mapping Society; and Susan Scholpp, Section Manager, and staff representatives, Pinellas County Survey and Mapping Division.

Partner Presentation: Creative Pinellas - Barbara St. Clair, Executive Director

Referring to a PowerPoint presentation, a copy of which has been filed and made a part of the record, Ms. St. Clair provided an update on progress that the organization has made and how it has been fulfilling its promises to the Board during her first 71 days as Executive Director, relating that Creative Pinellas:

- has launched two programs, providing fellowships for artists and supporting non-profit organizations offering arts and cultural programs for youth.
- partnered with St. Petersburg Alliance on conducting a survey and with Visit St. Petersburg/Clearwater on a new arts-focused web presence.
- expanded its Board in order to function more effectively and plans to further diversify it by adding more members.
- engaged in a discovery process with the community asking for input by conducting interviews and a summit.

Ms. St. Clair discussed the vision, purpose, and values of the organization, noting that feedback received from the community is used in formulating the next steps; whereupon, she indicated that during the Board of County Commissioners budget session in May, she will present the organization's strategic plan and discuss upcoming projects and finances.

Ms. St. Clair responded to various queries by the Commissioners and emphasized that Creative Pinellas is a catalyst for the arts; and that it is focused on quality and transformative programs that support or engage everyone in the community. She introduced Creative Pinellas Board and contractor team members present in the audience; whereupon, the Commissioners commended Ms. St. Clair on reaching out to the community and on her, the Board's, and the contractor team's leadership and accomplishments, and encouraged further diversifying the Board's membership, as well as providing more arts programs for children.

PUBLIC HEARINGS

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

COUNTYWIDE PLANNING AUTHORITY

2. Case No. CW 16-5 - Pinellas County
Countywide Plan Map amendment from Residential Low Medium to Retail & Services, regarding 0.3 acre more or less, located at 72 20th Terrace Southwest (subthreshold amendment).

Ordinance No. 16-13 adopted approving Case No. CW 16-5. Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received. No citizens appeared to be heard.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

3. Case No. CW 16-6 - Pinellas County
Countywide Plan Map amendment from Residential Low Medium to Office, regarding 0.2 acre more or less, located 160 feet west of the intersection of Tampa Road & County Road 1 (regular amendment).

Ordinance No. 16-14 adopted approving Case No. CW 16-6. Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received.

In response to the Chairman's call for persons wishing to be heard, Barry R. Berger, Palm Harbor, appeared and indicated that he is the applicant; and that he supports the Board's approval of the case.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

4. Case No. CW 16-7 - Pinellas County
Countywide Plan Map amendment from Residential Very Low to Public/Semi-Public, regarding 4.2 acres more or less, located on the northeast corner of East Lake Road & Foxwood Lane (regular amendment).

Ordinance No. 16-15 adopted approving Case No. CW 16-7. Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received. No citizens appeared to be heard.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

CITIZENS TO BE HEARD

5. Public comment.

David Ballard Geddis, Jr., Palm Harbor, re two Constitutions; the first Constitution is an inversion

Greg Pound, Largo, re families in Florida

Megan Sorbo, Orlando, re bear hunt

Jana Wiggins, Clearwater Beach, re bear resolution - requested that the Board adopt a resolution banning black bear hunting and responded to queries by the members. Following discussion, Commissioners Long and Welch requested that Ms. Wiggins provide documents issued by other counties in regards to the ban. In response to queries by Commissioner Long, Mr. Woodard indicated that staff could conduct research regarding any issues with black bears in the county, and Attorney Bennett indicated that he will review a past ordinance addressing hunting for further information.

Aymee Laurain, Valrico, re bear hunt - Chairman Justice indicated that he found the e-mail sent by Ms. Laurain on March 8 and forwarded it to all the Commissioners.

CONSENT AGENDA - Items 6 through 15 (Item 11 addressed under Regular Agenda)

A motion was made by Commissioner Morroni, seconded by Vice-Chairman Long, that the Consent Agenda items be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

6. Minutes of the regular meeting held February 9, 2016.

Reports received for filing:

7. Dock Fee Report for the month of February 2016.

Miscellaneous items received for filing:

8. Eastlake Oaks Community Development District minutes of the meeting held October 8, 2015.
9. City of Dunedin Notices of Public Hearings regarding proposed Ordinances Nos. 15-45, 16-05, and 16-08, voluntarily annexing certain properties. Public hearings held March 3, 2016 and to be held May 19, 2016.
10. City of Seminole Ordinances Nos. 01-2016 and 02-2016 adopted February 9, 2016, voluntarily annexing certain properties.

COUNTY ADMINISTRATOR DEPARTMENTS

Public Works

12. Traffic calming plan requiring the installation of a multi-way stop condition at 47th Avenue North and 47th Way North from 49th Street North to 46th Street North.

Plan approved in accordance with the County's Residential Traffic Management program; cost of the installation is estimated at \$1,434.69, with an anticipated additional cost of \$236.70 per year for maintenance.

COUNTY ATTORNEY

13. Notice of new lawsuit and defense of the same by the County Attorney in the case of John C. Crapper v. Pinellas County and David Nelson Construction Co. - Circuit Civil Case No. 16-000419-CI-15.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Business Technology Services

14. Purchase authorization for requirements of Voice over Internet Protocol telephone system equipment and maintenance services from Unify, Inc.

Contract No. 156-0185-PB approved for an annual expenditure not to exceed \$400,000.00, effective April 1, 2016 through March 31, 2017 per State of Maryland Department of Information Technology (DoIT) Contract No. 060B1400048. County Administrator authorized to approve subsequent annual extensions based upon extension of the State of Maryland DoIT contract.

Housing Finance Authority

15. Receipt and file of the 2015 Annual Report for the Housing Finance Authority of Pinellas County.

REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA

11. Award of bid to Traffic Control Devices, Inc. for Advanced Traffic Management System/Intelligent Transportation System improvements on Bryan Dairy Road from Seminole Boulevard to U.S. Highway 19.

Bid No. 156-0077-CP (PID No. 000322A) in the amount of \$1,453,453.00 awarded on the basis of being the lowest responsive, responsible bid meeting specifications; all work is expected to be completed within 270 consecutive calendar days. Chairman authorized to sign the agreement and the Clerk to attest.

Responding to queries by Commissioner Eggers, Mr. Woodard provided background information, noting that the project would be funded 50 percent from a grant from the Florida Department of Transportation, and 50 percent locally from the proceeds of the ninth cent gas tax; whereupon, he related that Traffic Division Manager Ken Jacobs could follow up with a report.

Commissioner Seel noted that during Mr. Jacobs' presentation to a Metropolitan Planning Organization subcommittee, he provided information about testing conducted before and after ATMS/ITS enhancements to ensure traffic flow improvements; whereupon, Commissioner Eggers related that residents inquire about the effectiveness of the systems and requested a staff presentation on the topic.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

COUNTY ADMINISTRATOR DEPARTMENTS

Airport

- 16.** Award of bid to the Artec Group, Inc. for the Terminal Improvements - Phase 3 Project (gates 7-10 addition) at the St. Pete-Clearwater International Airport.

Bid No. 156-0155-CP (PID No. 001544A) in the amount of \$8,932,979.00 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications; all work is expected to be completed within 500 consecutive calendar days. Chairman authorized to sign the agreement and the Clerk to attest.

Noting that the first bid was rejected, Commissioner Seel inquired as to the name of the bidder; whereupon, Airport Director Thomas R. Jewsbury indicated that a sole bid in the amount of \$9,145,000.00 was received from Walbridge Aldinger, LLC.

Commissioner Seel expressed concern regarding noise complaints that have been received from residents in Safety Harbor and the Countryside area pertaining to flights by Allegiant Airlines, United Parcel Service (UPS), and the U.S. Coast Guard, and requested that Mr. Jewsbury work with those partners towards using the VOR-B approach procedure; whereupon, he clarified that VOR-B was temporarily decommissioned but the equipment has been restored; that Allegiant Airlines is awaiting Federal Aviation Administration approval to resume use of the approach; and that approval should be received within the next four weeks. He agreed to investigate the UPS flights, and related that the Coast Guard does not have the navigational equipment needed for the VOR-B procedure, but he will work with the Coast Guard to identify opportunities to minimize noise.

At the request of Commissioner Eggers, Mr. Jewsbury referred to airport design renderings and provided details of the terminal improvement project; whereupon, he indicated that the project will be underway within the next 30 days and is scheduled to be completed by June of 2017.

Discussion ensued, and Mr. Woodard indicated that Agenda Items Nos. 17 and 18 also relate to the Airport terminal improvement project; whereupon, responding to queries by Commissioners Eggers and Seel, Mr. Jewsbury and Purchasing Director Joseph Lauro

provided information regarding the procurement process and the roles of the project consultants, noting that construction management and construction administration will be handled by separate firms to avoid a conflict of interest; that the firms for Items 17 and 18 were ranked based on qualifications prior to price negotiation, per state law; and that all contracts were competitively procured.

A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

- 17.** Agreement with American Infrastructure Development, Inc. for consultant services for the Terminal Improvements - Phase 3 Project at the St. Pete-Clearwater International Airport.

Contract No. 112-0413-CN approved in the amount of \$536,620.00, including owner contingency not to exceed \$40,000; contract term is 500 days with a provision for one 12-month term extension.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

- 18.** Agreement with Michael Baker International Inc. for consultant services for the Terminal Improvements - Phase 3 Project at the St. Pete-Clearwater International Airport.

Contract No. 112-0413-CN approved in the amount of \$288,227.89 including owner contingency not to exceed \$25,000; contract term is 500 days with a provision for one 12-month term extension.

A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

Economic Development

- 19.** Resolution approving A1050849631 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.

Resolution No. 16-16 adopted approving Project A1050849631 as a qualified applicant pursuant to Section 288.106, Florida Statutes, and identifying sources of local county financial support (total local contribution amount, \$12,000.00, 50 percent of which will be paid by Pinellas County, to be paid over a series of fiscal years as determined by the State).

Mr. Woodard related that the company is an existing defense manufacturer located in Clearwater which wishes to expand to create 12 additional jobs with pay levels at least

115 percent of the State of Florida average annual wage; and that Pinellas County is competing with a location in North Carolina.

In response to query by Commissioner Gerard, Mr. Woodard indicated that the minimum threshold for the program is the creation of ten new jobs.

A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

20. Resolution approving B4100252787 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program.

Resolution No. 16-17 adopted approving Project B4100252787 as a qualified applicant pursuant to Section 288.106, Florida Statutes, and identifying sources of local county financial support (total local contribution amount, \$12,000.00, 50 percent of which will be paid by Pinellas County, to be paid over a series of fiscal years as determined by the State).

Mr. Woodard related that the company is an existing food manufacturer located in Clearwater which seeks to create 12 additional jobs with pay levels at least 115 percent of the State of Florida average annual wage; and that Pinellas County is competing with the countries of Malaysia, France, and China.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

21. Resolution expressing support for Prestige Machine & Tool as a Qualified Applicant for an Economic Development Ad Valorem Tax Exemption.

Resolution No. 16-18 adopted supporting Prestige Machine & Tool as a qualified applicant pursuant to Section 196.1995, Florida Statutes, and authorizing the company to make improvements and/or tangible personal property additions before an Exemption Ordinance is adopted.

Mr. Woodard related that Prestige Machine & Tool is an existing company which seeks to invest \$8 million to develop a new manufacturing facility within the Ulmerton Road Opportunity Corridor Brownfield Area; and that the item would come back to the Board at a future date for final action.

A motion was made by Vice-Chairman Long, seconded by Commissioner Seel, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

Management and Budget

- 22.** Fiscal Year 16 Board Budget Amendment No. 2 to use General Fund Reserves for site work at the 126th Avenue Landfill for the Real Estate Management Department.

Amendment realigns appropriation in the amount of \$105,000.00 for unanticipated costs associated with site assessment and analysis.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

Planning

- 23.** Authority to advertise a public hearing to be held on May 10, 2016, regarding a proposed Interlocal Agreement for the Largo Planning Area.

A motion was made by Commissioner Morroni, seconded by Commissioner Seel, that authority be granted. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

Public Works

- 24.** Amendment No. 7 to the agreement with the Florida Department of Environmental Protection and Humiston & Moore Engineers, P.A., for the Honeymoon Island Beach Restoration project.

(Contract No. DC839; County PID No. 000150A) Amendment approved establishing Phase II post-construction monitoring for 24 months, reallocating funding from previously completed tasks, and reflecting an overall reduction in the amount of \$66,667.34, for a revised contract total of \$1,421,539.66. Chairman authorized to sign and the Clerk to attest.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

COUNTY ADMINISTRATOR

- 25.** County Administrator miscellaneous - None.

COUNTY ATTORNEY

26. County Attorney miscellaneous.

Attorney Bennett provided an update regarding Agenda Item No. 13.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority**27.** Authority to advertise public hearings to be held on May 10 and May 24, 2016, regarding proposed amendments to the Countywide Rules concerning Target Employment Centers, Transferable Development Rights, and Temporary Lodging Intensity Standards.

Sitting as the Countywide Planning Authority, the Board authorized advertisement of the public hearings, as recommended by the Pinellas Planning Council.

A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

COUNTY ADMINISTRATOR REPORTS

28. County Administrator reports - None.

COUNTY COMMISSION

29. Appointment of one applicant to the Solid Waste Technical Management Committee.

Ballots were distributed, each member was asked to select a candidate, and the ballots were presented to the Clerk for tabulation. Later in the meeting, Chairman Justice announced that Nick DiCeglie has been appointed to the Committee by a majority vote.

A motion was made by Vice-Chairman Long, seconded by Commissioner Morroni, that the appointment be approved. The motion carried by the following vote:

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

30. Appointment to the Local Planning Agency (individual appointment).

Commissioner Welch nominated Bill Buculo to the Local Planning Agency. The term runs concurrent with the term of the nominating commissioner.

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

Aye: 7 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, Commissioner Seel, and Commissioner Welch

31. Appointment to the Parks and Conservation Resources Advisory Board (individual appointment).

This item was withdrawn by Commisioner Morroni.

32. County Commission miscellaneous.

The members reminded everyone to get out and vote in today's Presidential Preference Primary and municipal elections.

Commissioner Eggers

Announced the spring 2016 session of the Pinellas Citizens' University from March 24, through May 26, 2016, noting that there are seven openings left.

Expressed concern that the public alternatives workshop for the Dunedin Causeway Bridge was scheduled during a Commission meeting, and requested that future meetings be scheduled on days the Board does not meet.

Related that the recent East Lake Town Hall meeting was well attended, good questions were asked, and staff will respond.

Thanked Deputy Corella and Joanna Cheshire for a tour of Brooker Creek Preserve.

Discussed Teacher Appreciation breakfasts held in Dunedin and Palm Harbor.

Watched the nationally televised Valspar Golf Tournament and heard mention of St. Petersburg, Palm Harbor, and Pinellas County.

Indicated that he is planning a Town Hall meeting at the library in Palm Harbor, adding that the Board needs to reach out to the Pinellas Community.

Commissioner Welch

Extended condolences to the Hillsborough County Sheriff's Office on the loss of Deputy John Kotfila, who died after using his vehicle as a shield to protect a citizen from a wrong-way driver.

Related that he attended the Grand Prix of St. Petersburg on Saturday, and he believes the attendance was approximately 100,000.

Acknowledged the great job done by Supervisor of Elections Deborah Clark, noting that Pinellas far surpasses other urban counties in early and mail voting.

Commissioner Morroni

Expressed condolences on the loss of former Largo City Commissioner Jean Halvorsen and former Clearwater City Council Member J.B. Johnson.

Announced that he and Treasure Island Mayor Bob Minning met with Congressman David Jolly and Colonel Jason Kirk in Jacksonville regarding funding for beach nourishment projects.

Commissioner Long

Requested that the Board or individual members write letters in support of flights from Tampa International Airport to Cuba, and agreed to provide a draft copy of her letter to assist in preparation of individual letters.

Attended a Tampa Bay Area Regional Transit Authority meeting wherein Joe Wagner and Sue Chrzan conducted a presentation on autonomous vehicles. Requested that they be invited to make same presentation to the Board.

Attended the American Public Transportation Association Legislative Conference in Washington, D.C. Related that the Pinellas Suncoast Transit Authority (PSTA) received national recognition for its "first mile, last mile" partnership with Uber.

Met with the Federal Transit Administration regarding the joint TIGER grant application with the Hillsborough Area Regional Transit Authority. Thanked Representatives David Jolly, Gus Bilirakis, and Dennis Ross, Senator Bill Nelson, and Secretary of Transportation Anthony Foxx for their assistance.

Reminded residents of the "Parade of Corpses" exhibit sponsored by the North County Cultural Alliance and the Clearwater Arts Alliance located in the Clearwater Arts Building through the end of this week.

Requested the status of conducting a County Commission meeting in Tierra Verde and suggested a Town Hall meeting in Palm Harbor to discuss community issues. Chairman

Justice indicated that the meeting calendar is being reviewed.

Chairman Justice

Discussed his attendance at the ITB International Trade Show with Visit St. Petersburg/Clearwater Director David Downing.

Related that he attended an Airport update presented to the St. Petersburg Downtown Partnership by St. Pete-Clearwater Airport Director Thomas Jewsbury and Economic Development Director Mike Meidel.

ADJOURNMENT

11:22 AM

Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk