

# **Pinellas County**

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



## **Minutes - Final**

**Tuesday, August 1, 2017**

**9:30 AM**

**BCC Assembly Room**

## **Board of County Commissioners**

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

**ROLL CALL - 9:32 A.M.**

- Present:** 6 - Chairman Janet C. Long, Vice-Chairman Kenneth T. Welch, Dave Eggers, Pat Gerard, Charlie Justice, and Karen Williams Seel
- Absent:** 1 - John Morroni (arrived at 12:23 P.M.)
- Others Present:** Mark S. Woodard, County Administrator; Jewel White, County Attorney; Clarethia N. Harris, Chief Deputy Clerk; and Christopher Bartlett, Board Reporter, Deputy Clerk.

**INVOCATION by Pastor Lonnie Snow of World Wide Word of Faith, Palm Harbor**

Invocation given by Stan Beach, Chaplain of the Military Order of the Purple Heart.

**PLEDGE OF ALLEGIANCE****PRESENTATIONS AND AWARDS**

1. Doing Things! Employee Recognition: Haxhi Muharemi, Water Quality Management Specialist, Utilities.

Chairman Long and Mr. Woodard recognized Water Quality Management Specialist Haxhi Muharemi and related that he is a 13-year employee who monitors the utility's water distribution system and responds to customers' water quality questions; and that he is noted for his knowledge and the pride he takes in his job; whereupon, a video was shown highlighting the services he provides.

2. National Water Quality Month Proclamation.

Chairman Long called Utilities Director Randi Kim to the podium, along with members of Tampa Bay Water, the Tampa Bay Estuary Program, and the County's Utilities, Public Works, and Environmental Management departments, and presented them with a proclamation recognizing August as National Water Quality Month; whereupon, Ms. Kim thanked the Board and staff for their continued support.

3. St. Pete-Clearwater International Airport Awards:
  - Federal Aviation Administration Southern Region "2016 Air Carrier Safety Award"
  - Florida Department of Transportation "Florida Commercial Service Airport of the Year Award."

Chairman Long congratulated Airport Director Thomas Jewsbury and members of his staff for the organization receiving the two awards, relating that it was recognized for its programs and accomplishments that enhance safety, and for its aesthetics, safety, and airport management; whereupon, Mr. Jewsbury noted that the achievements are the result of the entire airport staff's efforts.

**4. Purple Heart County Proclamation.**

Chairman Long called Veterans Services Director Michael Hill to the podium, along with representatives of the following organizations:

- Department of Veterans Services
- Military Order of the Purple Heart, JFK Chapter 1963
- Pinellas County Veterans Council
- Pinellas County Veterans Services
- St. Petersburg and Clearwater Vet Centers
- Veterans Administration Regional Office
- Veterans Art Center Tampa Bay
- Veterans Social and Homeless Services

Chairman Long additionally welcomed District Director Michael Ciminna representing Congressman Gus Bilirakis' Office, and Outreach Director and Military Liaison Gershom Faulkner representing Congressman Charlie Crist's Office; whereupon, a video was shown highlighting the *Honor Flight at Home* program.

Chairman Long presented a proclamation designating Pinellas County as a Purple Heart County and August 1, 2017 as Purple Heart Day as a special tribute to the brave service members who have received the Purple Heart, noting that it was established by General George Washington in 1782 and is the oldest active military decoration.

Mr. Faulkner read a letter from Congressman Crist to the Board of County Commissioners extending the Congressman's gratitude for the proclamation; whereupon, he presented Chairman Long a small token of appreciation, which she accepted on behalf of the Board.

**PUBLIC HEARINGS****COUNTYWIDE PLANNING AUTHORITY**

- 5. Case No. CW 17-6 - City of Clearwater**  
Countywide Plan Map amendment from Residential Low Medium to Recreation/Open Space, regarding 0.8 acre more or less, located at 3111 & 3109 Wolfe Road and 421 & 501 North McMullen-Booth Road (subthreshold amendment).

Ordinance No. 17-23 adopted approving Case No. CW 17-6. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Chairman Long indicated that City of Clearwater Representative Lauren Matzke was present and available to answer any questions.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Seel

**Absent:** 1 - Commissioner Morroni

6. Case No. CW 17-7 - City of St. Petersburg  
Countywide Plan Map amendment from Residential Medium to Multimodal Corridor, regarding 0.4 acre more or less, located at 4241 4th Street North (subthreshold amendment).

Ordinance No. 17-24 adopted approving Case No. CW 17-7. Forward Pinellas, in its role as the Pinellas Planning Council, recommended approval of the proposal, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Responding to query by Commissioner Justice, Forward Pinellas Program Planner Alicia Parinello related that the applicant plans to upgrade the drive-through of the existing restaurant in order to address certain traffic and circulation issues.

Applicant representative Katie Cole of Hill, Ward, Henderson, Clearwater, referred to drawings of the property and stated that no additional development is included in the proposal; that only the parking area is being changed; and that the green space will continue to be used for stormwater in the future.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Seel

**Absent:** 1 - Commissioner Morroni

## BOARD OF COUNTY COMMISSIONERS

7. Ordinance revising the Palm Harbor Community Services Agency's term limits and staggering terms.

Ordinance No. 17-25 adopted amending Section 114-213 of the Pinellas County Code relating to the Palm Harbor Community Services Agency, Inc., increasing the number of terms that may be served by members of its Board of Directors from two to four terms, establishing a one-term separation of service before a director may be reappointed, staggering term appointments, and revising language for clarity. No correspondence has been received. No citizens appeared to be heard.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Seel

**Absent:** 1 - Commissioner Morroni

8. Ordinance placing the extension of the Penny for Pinellas referendum question on the November 7, 2017 County Referendum and Municipal General Elections ballot. Ordinance No. 17-26 adopted extending the levy of the existing One Percent Local Government Infrastructure Surtax for an additional ten-year period, subject to elector approval; providing for authorization and legislative findings; creating section 118-6 of the Pinellas County Code, providing for the extension of the surtax; creating section 118-7 of the Pinellas County Code, providing for use of the proceeds of the surtax; creating section 118-8 of the Pinellas County Code, providing for an effective date and duration of the surtax; calling for a referendum election and providing a ballot title and question for such referendum; providing for notice of the referendum election; providing an effective date; and providing for notice to be given to the Pinellas County Supervisor of Elections and the Florida Department of Revenue. No correspondence has been received. No citizens appeared to be heard.

In response to query by Commissioner Welch, Mr. Woodard indicated that a discussion regarding the proposed \$165 million set aside for affordable/workforce housing and economic development projects would be included as part of the next agenda item.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Seel

**Absent:** 1 - Commissioner Morroni

9. Interlocal Agreement with Pinellas County municipalities providing for the distribution of the Infrastructure Sales Surtax. (Regular Agenda item)

Agreement approved establishing a distribution formula for the ten-year extension of the Penny for Pinellas surtax between the County and municipalities consistent with State Statute, including 11.3 percent set aside for countywide investments prior to distribution. All twenty-four municipalities have approved the Interlocal Agreement. No correspondence has been received.

Mr. Woodard related that the item is a companion to the previous item; and that a public hearing is not legally required. Referring to Commissioner Welch's previous query, he indicated that cost centers for Economic Development Capital Projects and Affordable and Workforce Housing Capital Projects would be created; and that each cost center would receive half of 8.3 percent, projected at \$165 million, of the total surtax collected.

In response to queries by Commissioner Gerard, Mr. Woodard related that the statute provides for land acquisition similar to land assembly; and that the framework in the agreement includes additional flexibility to support capital projects which could help incentivize private affordable housing projects; whereupon, he described examples of projects that could be supported.

Commissioner Welch suggested that a minimum amount for affordable housing should be clearly stated in the agreement; and that the word “may” should be changed to “shall” in order to ensure the total investment for affordable housing is at least 50 percent of the 8.3 percent set aside.

Responding to queries by the members, Mr. Woodard stated that by using percentages, the allocated amounts would scale proportionately should the proceeds collected not meet projections; that the agreement sets the Board’s policy direction and legal framework for establishing the cost centers; that everything remains subject to annual appropriation; and that if the referendum passes successfully, staff would present a ten-year program and a six-year capital improvements program that would reflect the 50/50 distribution. Attorney White related that the agreement would establish a committee of municipal professionals to set forth policy recommendations as to how the funds are allocated; and in response to query by Commissioner Seel, that studies included in the record have shown that affordable and workforce housing and job creation are related, which helped establish the framework of the agreement, and discussion ensued.

In response to query by Commissioner Seel, Attorney White indicated that ownership issues would need to be addressed should the County decide to construct physical structures as it relates to the Economic Development portion of the statute, which is an option not previously exercised.

Chairman Long called for persons wishing to be heard on the matter and the following persons commented:

Andy Oliver, St. Petersburg  
Kathy Walters, Clearwater  
Paul Gibson, St. Petersburg  
Garth Albury, St. Petersburg  
Tammera Anderson, St. Petersburg  
Robert Ward, St. Petersburg  
Willie McClendon, Largo  
William Graveley, St. Petersburg  
Kitty Rowson, St. Petersburg  
Carl Vom Eigen, Tarpon Springs  
John Stewart, St. Petersburg  
Greg Pound, Largo

Responding to citizen comments regarding the need for affordable housing, Commissioner Gerard noted that the County has contributed thousands of units over the past ten years and will continue to do so; and that the agreement calls for at least 50 percent of the \$165 million, but the actual spending could be higher; whereupon, Attorney White provided input and discussion ensued.

Commissioner Justice indicated that specific decisions on expenditures will come later and are not a part of approving the Agreement today; and that until then, the County will need to be creative in developing incentives that encourage participation in affordable housing projects, and several members concurred.

Mr. Woodard stated that once the voting results are known, the County would meet with municipal partners shortly thereafter; whereupon, he shared statistics on the County's commitment to affordable housing over the last ten years. He noted that the State of Florida funding source for affordable housing is the Sadowski Act, which generates nearly \$300 million; that the legislature often appropriates the money for other uses; and that if the money were kept intact, the County's share would be around \$10 million each year, equivalent to 467 units and 1,200 people being housed that may currently be homeless, and discussion ensued.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Seel

**Absent:** 1 - Commissioner Morroni

**Meeting Recessed: 11:42 A.M.**

**Meeting Reconvened: 12:23 P.M.**

#### **CONSENT AGENDA - Items 10 through 20**

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Justice, and Commissioner Morroni

**Absent:** 1 - Commissioner Seel

#### CLERK OF THE CIRCUIT COURT AND COMPTROLLER

10. Minutes of the regular meeting held July 18, 2017.

11. Vouchers and bills paid from June 18 through July 8, 2017.

Period: June 18 through June 24, 2017

Payroll - None

Accounts Payable - \$17,312,694.01

Period: June 25 through July 1, 2017

Payroll - \$3,651,661.88

Accounts Payable - \$30,432,423.84

Period: July 2 through July 8, 2017

Payroll - None

Accounts Payable - \$37,978,673.98

Reports received for filing:

12. Dock Fee Report for the month of June 2017.
13. Quarterly Report of Routine Dock and Dredge/Fill Permits issued from April 1 to June 30, 2017.

Miscellaneous items received for filing:

14. City of Oldsmar Ordinance No. 2017-09 adopted June 20, 2017, annexing certain property.

## COUNTY ADMINISTRATOR DEPARTMENTS

### Animal Services

15. Authority to advertise a public hearing to be held on August 15, 2017, regarding a proposed ordinance amending Chapter 14 of the County Code relating to animals.

### Human Services

16. Change Order No. 2 with Westcare GulfCoast-Florida, Inc., Curaparr Corporation d/b/a Center for Rational Living and Wayne A. Grosnick & Associates, P.A. d/b/a Solutions Behavioral Healthcare Consultants for Adult Drug Court Treatment Division Z Services.

(Contract No. 134-0267-P) Change Order approved increasing the contract amount by \$149,982.00 (revised total expenditure not to exceed \$3,424,409.00) for services through September 30, 2017.

### Public Works

17. Award of bid to various firms for requirements of road and landscape materials - a Tampa Bay Area Purchasing Cooperative contract.

Bid No. 167-0390-B in an annual amount of \$506,864.55 (total amount, \$2,534,322.75) awarded to the following firms on the basis of being the lowest responsive, responsible bids received meeting specifications:



- Wholesale Landscape Supply, Inc. d/b/a Big Earth Landscape Supply (Items 3, 7, 11, 18, and 19 for \$82,509.00)
- Florida Dirt Source, LLC (Items 1, 2, 5, 6, 8, 9, 10, 12, 13, and 14 for \$2,039,639.00)
- Stan Weeks & Associates, Inc. (Items 4, 15, 16, and 17 for \$412,174.75)

Contract replaces the current contract that expires August 20, 2017 and is for a term of five years, providing for price adjustments at 12-month intervals as set forth in the Staff Report.

### Real Estate Management

18. Award of bid to William L. Kochenour II for the sale of real property at 2431 Tampa Road, Palm Harbor.

Bid No. 167-0195-B in the amount of \$426,000.00 awarded on the basis of being the sole responsive, responsible bid received meeting specifications. Chairman authorized to execute and the Clerk to attest the Contract for Sale and Purchase and the County Deed.

### Utilities

19. Award of bid to T.L.C. Diversified, Inc. for the Boca Ciega Bay Subaqueous Crossing Project.

Bid No. 167-0288-CP (PID No. 001517A/2113) in the amount of \$4,747,565.00 awarded on the basis of being the lowest responsive, responsible bid received meeting specifications. All work is expected to be completed within 245 consecutive calendar days.

Bid from Metro Equipment Service, Inc. rejected on the basis of being non-responsive for not meeting prequalification requirements.

## AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

### Countywide Planning Authority

20. Official acceptance of the Countywide Plan Map adjustment submitted by the City of Safety Harbor.

Forward Pinellas, in its role as the Pinellas Planning Council, recommended official acceptance of the adjustment, and staff concurred.

**REGULAR AGENDA**

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA - None.

## COUNTY ADMINISTRATOR DEPARTMENTS

Human Services

- 21.** Health Care for the Homeless Program bylaws amendment and Co-Applicant Board nominations.

Amended bylaws approved changing the name of the governing body from the Mobile Medical Unit Advisory Council to the Health Care for the Homeless Co-Applicant Board; allowing community organization board members to appoint an alternate member from their organization; and changing the grant fiscal year to align with the new dates set by the Human Resources Services Administration. Nominees representing three consumers, seven community organizations, and seven alternates approved by the Board as set forth in the Staff Report.

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

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

- 22.** Agreement with the Sixth Judicial Circuit for the Drug Court Expansion Program.

Agreement approved in the amount of \$599,928.00, including a reimbursement of \$29,928.00 to the County's Justice Coordination budget for administrative costs, effective retroactively to July 1, 2017 through June 30, 2018. All incurred expenses are fully reimbursable by the State.

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

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

Planning

- 23.** Updated Applications for Federal Assistance and Certifications for the FY 2017-2018 Annual Action Plan for the Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant Programs.

U.S. Department of Housing and Urban Development released updated versions of the forms subsequent to the submission of the Annual Action Plan, approved by the Board

on June 20, 2017. Chairman authorized to sign and the Clerk to attest.

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

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

### Public Works

- 24.** Resolution supporting the honorary Roadway Designation of a portion of S.R. 60 between the Hillsborough County Line and Mandalay Avenue as the "Purple Heart Trail."

Resolution No. 17-44 adopted expressing support for the designation of the portion of State Route 60 between the Hillsborough County Line and Mandalay Avenue in Pinellas County and requesting the Florida Department of Transportation to create, place, and maintain the designated roadway markers. Clerk authorized to record the resolution.

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

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

### Real Estate Management

- 25.** Transfer of County property to the City of Pinellas Park by deed.

Resolution No. 17-45 adopted authorizing the conveyance of County-owned property, the legal description of which is contained in the deed recorded in Official Records Book 8055, Page 2070, to the City of Pinellas Park, pursuant to Sections 125.38 and 125.411, Florida Statutes. Chairman authorized to execute the deed.

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

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

### Utilities

- 26.** Amendment No. 1 to the agreement with the City of Madeira Beach for utility relocations.

(Utilities Project No. 002783A/000824A) Amendment in the amount of \$330,000.00 approved increasing the construction cost to the County to include replacement of deteriorated potable water pipes along Boca Ciega Avenue and Boca Ciega Drive. Total construction cost to the County, \$880,000.00. Chairman authorized to sign and the Clerk to attest.

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

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

## COUNTY ADMINISTRATOR

### 27. County Administrator Miscellaneous:

- Request from Community Health Centers of Pinellas, Inc.

Mr. Woodard provided background information regarding the request outlined in his memorandum dated July 28, 2017, relating that because approximately \$764,000 of additional federal Low Income Pool (LIP) monies have recently become available, Community Health Centers of Pinellas (CHCP) is seeking County support in order to take advantage of the funding; and that in order to access those federal dollars, Pinellas County and CHCP need an agreement in place under which the County would become a pass-through for those funds.

Mr. Woodard reported that a local match is required; that the organization is seeking approximately \$476,000 from Pinellas County; and that the local match plus the federal contribution would total roughly \$1.3 million; whereupon, he indicated that CHCP plans to utilize those dollars to support the Pinellas County Opioid Task Force, to expand Health Clinic hours in the Lealman community, and to improve access to dental care for residents of Clearwater and south St. Petersburg; and that the proposal meets community needs as aligned with the Strategic Plan.

Mr. Woodard stated that CHCP needs a Letter of Commitment from the County before August 11; that he is seeking Board direction and consensus regarding the matter; and that if the members approve the item today, he would return with all the required documents at a future meeting; whereupon, he discussed how the members could provide current and subsequent year funding.

In response to queries by Commissioner Eggers, Mr. Woodard, with input by Human Services Director Lourdes Benedict, related that federal dollars would be reduced if the County were to provide a smaller local match; that the federal government would require a specific dollar amount in the Letter of Commitment; that he would require direction at today's meeting if the members are in support of the item; and that further discussion could take place at the August 3 work session.

Commissioner Seel agreed that the work session would be an appropriate venue for additional discussion, and in response to her comments and queries, Ms. Benedict discussed the typical fiscal funding clause that is placed in financial agreements, and recommended that specific wording be inserted to address contingencies; whereupon, CHCP Chief Executive Officer Pat Mabe provided detailed information regarding the Lealman Health Center with regard to budget, staffing, services, and hours.

In response to further queries by Commissioner Seel, Ms. Benedict indicated that LIP funding to local hospitals is over \$1 million; and that she would provide detailed financial information subsequent to the meeting; whereupon, Mr. Woodard discussed how a delegated process and after-the-fact ratification have been used previously to ensure that LIP partners can avail themselves of quickly emerging opportunities; and that such a process could be used with CHCP.

Ms. Benedict responded to concerns by Commissioner Morroni regarding a five-year funding commitment and the upcoming Homestead Exemption vote in 2018, indicating that the members can fund the item at whatever commitment they deem appropriate, and Mr. Woodard discussed the importance of leveraging federal dollars, indicating that even though the request may continue annually, all agreements are subject to annual appropriations; whereupon, in response to query by Commissioner Justice, Ms. Benedict provided information regarding the location of the Lealman facility.

Commissioner Welch expressed enthusiasm regarding renewing the partnership with CHCP and the opportunity to leverage federal dollars, indicating that even though uncertain times lie ahead, now is the time to move forward; whereupon, responding to queries by Commissioner Eggers, Mr. Woodard related that LIP dollars come from the federal government and discussed how the funding goes to local hospitals.

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

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

## COUNTY ATTORNEY

28. Proposed settlement in the case of Tara-Lynn O'Brien v. Pinellas County Clerk of Courts/Pinellas County Risk Management; Workers' Compensation, Office of the Judges of Compensation Claims Case No. 16-003140SLR.

Settlement approved in accordance with the confidential memorandum from County Attorney Jewel White dated August 1, 2017.

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

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

29. Authority to advertise a public hearing on a proposed ordinance amending Pinellas County Code Chapter 42 Consumer Protection by adding Article XIII Property Assessed Clean Energy Program.

Attorney White indicated that the public hearing would be held on August 15; that a robust discussion had taken place at a prior meeting regarding the PACE Program; that consumer protections were placed in the ordinance as requested by the members; that the ordinance would be countywide; and that its effective date would be delayed 120

days to allow municipalities the opportunity to opt out.

Responding to the Chairman's call for persons wishing to be heard, Dave Sillman, Tarpon Springs, and Devesh Nirmul, Clearwater, expressed support for the item and presented their comments and concerns.

In response to comments and queries by Commissioners Welch and Eggers, Mr. Nirmul indicated that when he returns for the public hearing, he would provide information regarding how residents in other counties have been affected by the PACE Program; whereupon, he discussed how the Truth in Lending Act relates to tax liens and tax assessments.

Following the vote and in response to query by Commissioner Morroni, Attorney White clarified that only one public hearing would take place regarding the item; and that it would be held on August 15.

**A motion was made by Commissioner Morroni, seconded by Vice-Chairman Welch, that authority be granted. The motion carried by the following vote:**

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

### 30. County Attorney Miscellaneous - None.

## COUNTY ADMINISTRATOR REPORTS

### 31. County Administrator Reports: - Penny for Pinellas Update.

Mr. Woodard provided background information regarding the item, discussed Board actions regarding the Penny, and introduced Marketing and Communications Director Barbra Hernandez. Ms. Hernandez greeted the members in Spanish, relating that her use of the language would be addressed later in the meeting. She referred to a PowerPoint presentation titled *Penny for Pinellas, Building a Better Pinellas*, a copy of which has been made a part of the record, and provided an overview of the public education program, including the following:

- Timeline
- Penny Facts and Project Categories
- Citizen and Partner Input
- Educational Materials and Public Outreach
- Next Steps

During discussion and in response to comments and queries by the members, Ms. Hernandez related that the Penny for Pinellas referendum vote will take place on November 7, 2017; that county residents have been asking how the Penny will help their local communities; that various educational materials will be available at local libraries; that signage will be placed near newer projects as well as older projects; and that her

office is happy to share its signage template with the cities in order to provide for uniformity and consistency, and Mr. Woodard discussed temporary and permanent signage.

#### AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

##### Sheriff's Office

- 32.** Fiscal Year 2017 Board Budget Amendment No. 5 supplementing the Sheriff's General Fund Budget for increased Florida Retirement System costs.

Amendment approved realigning appropriation in the amount of \$234,820.00 from the General Government cost center (Reserve for Contingencies) to the Sheriff's cost center within the General Fund.

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

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Eggers, Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

**Absent:** 1 - Commissioner Justice

#### CITIZENS TO BE HEARD

- 33.** Public Comment.

David Ballard Geddis, Jr., Palm Harbor, re artificial life support.

Lenore Faulkner, Madeira Beach, re education excellence, solutions, and global prayer.

Greg Pound, Largo, re family.

#### COUNTY COMMISSION

- 34.** Two appointments to the Parks and Conservation Resources Advisory Board (Board of County Commissioners).

Manitia Moultrie and John Grey reappointed for one-year terms following a ballot vote.

- 35.** County Commission Board Reports and Miscellaneous Items:
- Appointment to the Tampa Bay Area Regional Transit Authority (TBARTA) Board (Board of County Commissioners)
  - Municipal Services Taxing Unit Fund Request, High Point Neighborhood Family Center
  - Approval of an employment contract - County Attorney.

Appointment to the TBARTA Board

Chairman Long indicated that she had appointed Commissioner Seel to serve on the TBARTA Board in January; and that because Commissioner Seel has expressed an interest in continuing to serve, she is requesting that she be appointed to serve on the newly-revised Board as the County Commission appointment.

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

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

Municipal Services Taxing Unit Fund Request, High Point Neighborhood Family Center

Commissioner Eggers provided background information regarding his MSTU funding proposal dated July 24, 2017, indicating that the High Point Neighborhood Family Center is requesting up to \$5,000 to replace and upgrade lighting, up to \$9,000 to replace computers and upgrade software, and up to \$10,100 to replace tile with vinyl plank flooring or carpet, to be funded from the MSTU Grant Fund.

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

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

Approval of an Employment Contract - County Attorney

Prior to updating the members regarding the employment contract, Chairman Long congratulated County Attorney Jewel White on her appointment and Chief Assistant County Attorney Don Crowell on his promotion; whereupon, she provided information regarding how the compensation package was developed and the expectations for the County Attorney over the next several months, and requested that the contract be approved with an effective date of July 23, 2017.

During discussion and in response to queries by Commissioners Justice and Eggers, Chairman Long confirmed that the total compensation, including salary and benefits, is comparable to that of County Attorneys across the state with regard to the number of staff and scope of responsibilities, indicating that she had an in-depth discussion with Human Resources Director Holly Schoenherr regarding the matter; whereupon, she provided information pertaining to Section 4E of the Employment Contract regarding additional annual retirement compensation being provided to Attorney White and placed in a Section 457 deferred compensation plan of her choice.

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

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



County Attorney Oversight Committee

Chairman Long indicated that Wade Vose, Vose Law Firm, has prepared a Memorandum of Understanding regarding the operation and functions of the County Attorney Oversight Committee, and requested member consensus regarding her bringing the MOU to the August 15 Board meeting for approval; whereupon, during discussion and in response to queries by the members, she clarified that the MOU is between the County Commission and the Oversight Committee.

Chairman Long related that she would also bring a contract to the meeting stipulating that Attorney Vose would be retained as counsel for the Oversight Committee; that his recommendation is that \$5,000 be used as a placeholder for his services; and that he would likely spend only half that amount; whereupon, discussion ensued regarding legal issues versus routine matters, occasions when Attorney Vose would provide legal counsel rather than Chief Assistant County Attorney Don Crowell, and similar topics.

**A motion was made by Commissioner Morroni, seconded by Commissioner Gerard, that a \$5,000 placeholder be included in the budget to pay for attorney services provided by Attorney Wade Vose on behalf of the County Attorney Oversight Committee. The motion carried by the following vote:**

**Aye:** 6 - Chairman Long, Vice-Chairman Welch, Commissioner Gerard, Commissioner Justice, Commissioner Morroni, and Commissioner Seel

**Nay:** 1 - Commissioner Eggers

Commissioner Morroni

- Reported that Forward Pinellas will meet in September.
- Stated that the Human Rights Board will meet in October.

Commissioner Eggers

- Reported that the Pinellas Suncoast Transit Authority millage rate will remain the same.
- Related that he had spoken with Airport Director Thomas Jewsbury regarding complaints from local citizens about late evening flights; and that Mr. Jewsbury indicated that no flights are scheduled after 10:30 P.M.
- Announced that a Purple Heart Day ceremony will take place at Purple Heart Park, Downtown Dunedin, on Monday, August 7, at 6:30 P.M.
- Stated that a recreational field groundbreaking event will take place at the Palm Harbor Community Center on Friday, August 4, at 2:00 P.M.
- Thanked Rahim Harji and James Bernard, Public Works Department, for being part of a leadership group that met in the Village of Lake Tarpon community.
- Congratulated Atanga Nchang and his family on becoming United States citizens.

Commissioner Welch

- Noted that the Business Technology Services Board is scheduled to meet on August 10.
- Thanked everyone involved with the recent Farm Share event.
- Attended the Pinellas Art Summit with Commissioner Seel, and briefly discussed the *Maximizing the Arts Economic Impact Study*.

Commissioner Justice

- Related that the Historic Preservation Board approved a Certificate of Appropriateness for expansion of the Thirsty Cantina on Florida Avenue in Palm Harbor.
- Stated that the Canvassing Board met last week and yesterday to perform Logic and Accuracy testing and canvassing of ballots for the August 1 Lealman Referendum; and that the Board will meet this evening for Election Day activities.
- Expressed appreciation to everyone involved with the recent Farm Share event.
- Suggested that the October 24 morning work session and October 31 evening BCC meeting be switched to accommodate those who wish to partake in Halloween activities, and Chairman Long requested that Administrator Woodard review the prospect of such a change.

Commissioner Seel

- Noted that the Homeless Leadership Board will meet on August 4.
- Indicated that the Family Bridge Emergency Shelter meeting will take place on August 14.
- Provided handouts to the members regarding recent activities of the Early Learning Coalition, relating that the organization has been implementing an intervention curriculum throughout the county based on increasing early literacy skills; that a campaign is being developed to raise funds for the not-for-profit entity; and that \$15.5 million has been allocated to be distributed among ELCs across the state.

Commissioner Gerard

- Announced that the Value Adjustment Board appointed Rinky Parwani as VAB Counsel.
- Attended a reception at the University of South Florida St. Petersburg for the new Chief Executive Officer of CASA, Community Action Stops Abuse.

- Related that she will attend the Mayors' Council meeting tomorrow.
- Invited the members to attend a Youth Advisory Committee Open House to take place at the Clearwater Courthouse on Wednesday, August 16, at 3:00 P.M.

#### Chairman Long

- Reported that she and Tampa Bay Regional Planning Council Executive Director Sean Sullivan will be working together on a sustainability conference focusing on climate change and rising sea levels.
- Related that all of the agreements approved by the Tourist Development Council for Capital Projects Funding will be presented at the August 15 BCC meeting, with the exception of the Blue Jays Agreement; whereupon, she indicated that the TDC subcommittee has made its recommendations regarding Elite Event Funding; and that those recommendations will be presented at a future meeting.
- Indicated that she and Commissioner Justice attended a Florida County Commissioners Conference at the White House; and that the day was comprised of presentations from senior-level officials from executive-branch agencies.
- Congratulated Executive Assistant Brian Lowack on his graduation from the University of South Florida.

#### **ADJOURNMENT - 2:08 P.M.**