

AGENDA ITEM # 1
October 22, 2013

1. APPROVAL OF MINUTES:

Regular Meetings held September 10 and September 17, 2013.

**BOARD OF COUNTY COMMISSIONERS
SPECIAL PUBLIC HEARING
TUESDAY, SEPTEMBER 10, 2013 – 6:02 P.M.
ASSEMBLY ROOM, FIFTH FLOOR
315 COURT STREET, CLEARWATER, FLORIDA**

Members Present: Kenneth T. Welch, Chairman; Karen Williams Seel (late arrival), Vice-Chairman; Norm Roche; Susan Latvala; Charlie Justice; Janet C. Long; and John Morroni.

Others Present: James L. Bennett, County Attorney; Robert S. LaSala, County Administrator; Claretha N. Harris, Chief Deputy Clerk; and Arlene L. Smitke, Board Reporter, Deputy Clerk.

SCHEDULED PUBLIC HEARING

The public hearing has been properly advertised. Affidavit of Publication has been received and is on file in the Board Records Department.

SCHEDULED PUBLIC HEARING – BOARD OF COUNTY COMMISSIONERS

- # 1 Resolution No. 13-136, Final Surface Water Rate Resolution, adopted relating to the provision of surface water management services, confirming the Initial Surface Water Rate Resolution (No. 13-60), imposing surface water service assessments and fees against certain real property in the unincorporated area of Pinellas County established as the Surface Water Service Area, approving the surface water rolls, and establishing a mitigation credit policy. Correspondence received includes 50 letters and emails and a petition with 17 signatures in opposition; 259 phone calls were received regarding the proposed assessments and fees.

Attorney Bennett briefly reviewed the provisions of the proposed resolution, noting that the Initial Surface Water Rate Resolution, adopted on June 18, 2013, set an Equivalent Residential Unit (ERU) rate of \$116.00 per year, producing projected program revenue in the amount of \$17.9 million; whereupon, he related that citizens in attendance who wish to obtain detailed information regarding their Truth in Millage (TRIM) notice and application of the fee to their particular property can proceed to the Property Appraiser's second floor conference room at this time.

Thereupon, Department of Environment and Infrastructure Watershed Division Manager Kelli H. Levy conducted a PowerPoint presentation titled *Surface Water Management*, a

September 10, 2013

copy of which has been filed and made a part of the record, comprised of the following elements:

- Background Information
- Comprehensive Plan and Strategic Direction
- Comprehensive Surface Water Management Initiative
- Surface Water Management Program
 - ▶ Current program costs, level of service, and funding sources
 - ▶ Proposed program costs, level of service
 - ▶ Funding assessment and rate structure
 - ▶ Credits and adjustments

Ms. Levy responded to queries and comments by the members throughout the presentation, with input by Administrator LaSala and Attorney Bennett, and discussion ensued.

- ▶ Fifteen of the 24 municipalities within Pinellas County have an existing service fee to address surface water issues.
- ▶ Recently implemented Total Maximum Daily Load (TMDL) standards by the U.S. Environmental Protection Agency and Florida Department of Environmental Protection set thresholds for pollutants such as nitrogen and phosphorous in lakes, streams, and other water bodies, requiring the County to develop a strategy to restore water quality to acceptable limits.

Seventy-four percent of Pinellas County surface water bodies are considered impaired, based on the old standards, including all of the water bodies in the unincorporated area.

Exceeding acceptable pollutant levels results in algae blooms that kill birds and marine wildlife, devastating tourism and fishing industries. Pinellas County is fortunate in that political leaders implemented advanced wastewater treatment standards in the 70's and 80's which have resulted in a dramatic restoration of Tampa Bay. If the TMDL standards are not met, the County will be spending a substantial amount of money on fines instead of cleanup, and the cleanup will still be required.

- ▶ Unincorporated residents in the Pinellas Park Water Management District (PPWMD) will be required to pay the surface water fee as well as the PPWMD fee, as do District

residents who are subject to a storm water fee in another municipality, because the services provided are completely different. The PPWMD provides major drainage, while the County is responsible for local roads, ditches, and storm drains.

- ▶ The street sweeping program is a very cost effective water quality improvement tool, as it is less expensive to remove dirt, leaves, grass clippings, and other debris before they enter the system.
- ▶ The proposed fee is based on the median square footage of a single-family detached home in the unincorporated area at ground level, or 2,339 square feet, with a tiered structure to adjust for smaller or larger homes. The purpose is to set the fee based on a parcel's contribution to the problem.
- ▶ In working with the data verifying information based on input from the community, staff chose to err on the side of caution so as not to over-assess during the first year of the program, which will result in a net reduction of \$2.5 million in projected program income. If a particular parcel is under-assessed in the initial year, the County will not attempt to collect the difference in the subsequent year.
- ▶ Properties with private stormwater systems could be eligible for a credit of up to 75 percent of the assessed fee; the remaining 25 percent supports program elements that have a countywide benefit. To receive the credit, applicants will be required to provide an engineer's certification noting the construction date of the system, that it has been maintained, and that it is functioning as designed. Measures reducing impervious area on a property would qualify for credit from the date of implementation forward.

In summary, Ms. Levy stated that the proposal is for a basic program that is progressive, based on data-driven decisions, and adaptive to unforeseen conditions; and that it focuses first on critical needs and ensures that permit requirements are met. She noted that the program is aligned with the County's Comprehensive Plan and the Board's strategic direction; that it encourages maintenance of private systems and designs that reduce runoff; and that the proposed rate structure is based on a sound foundation that promotes equity based on a property's impact on the system.

Responding to query by Chairman Welch regarding a hardship provision, Transportation and Stormwater Director Richard Coates reported that his office is collaborating with Health and Human Services staff to contact a number of programs and charity

September 10, 2013

organizations; and that the Area Agency on Aging has expressed a willingness to help develop a program for qualified seniors.

In response to query by Commissioner Roche, Ms. Levy indicated that neither the County nor any of the 15 cities that maintain a surface water utility have ever been assessed a fine for water quality noncompliance; that the National Pollutant Discharge Elimination System (NPDES) permit included TMDL requirements for the first time in January 2013; and that the owner of each water system will be responsible for developing strategies to attain compliance.

Chairman Welch opened the public hearing, noting that all speakers have indicated their opposition to the proposed resolution, with the exception of the first speaker, who is undecided; whereupon, the following individuals appeared and expressed their concerns:

Woodrow Wilson Meeks, Jr., St. Petersburg
Steve Eddy, Palm Harbor
Andreas Heiss, LKQ Corporation, Ft. Lauderdale
Gene J. Wrazen, Clearwater - *staff to follow up*
Earl L. Renquin, Jr., Palm Harbor
Gary Sutphin, St. Petersburg - *submitted document*
Jennifer Landry, St. Petersburg
John Fuges, St. Petersburg
Robert H. Brotherton, Dunedin
Donald Beach, Seminole
Donna Zelig, Seminole - *displayed poster board, submitted document*
Arthur Winkvist - *staff to follow up*
Paul Caple, Tarpon Springs
Ken Caple, Tarpon Springs - *staff to follow up*
Ray Neri, Lealman
David White, Palm Harbor
Lorrie White, Palm Harbor
Michael Lucia, Palm Harbor - *staff to follow up*
Kevin Schanz, St. Petersburg, St. Petersburg/Lealman
Tom Nocera, Unincorporated Pinellas
J. Scott Fisher, Palm Harbor - *submitted document*
Cheryl Morgan, Largo
Maureen Zilles, Largo
*Chairman Welch noted for the record that William Engle, Largo,
and Lisa Smith, Clearwater, submitted cards indicating their opposition.*

During the public hearing, Chairman Welch reiterated that members of the public are welcome to visit the Property Appraiser's conference room to discuss their proposed

assessment. The following information was provided in response to queries and concerns of the speakers:

- ▶ Attorney Bennett clarified that the proposed projects are located in the unincorporated county area, not countywide; that only properties located in the unincorporated area were used to calculate the assessment; that the County has no control over the layout of the TRIM notice, which is established by state law; and that notice of the proposed assessment was provided on a blue insert in the TRIM envelope.
- ▶ Ms. Levy related that notices were mailed on August 20 to 1,222 individuals whose address is protected under Florida Statute No. 119.
- ▶ At the request of Attorney Bennett, Heather Encinosa, Nabors Giblin & Nickerson PA, reviewed legal notice requirements pertaining to the assessment, confirmed that the County has no control over the layout of the TRIM notice, and related that protected class individuals whose assessment was not included on the TRIM notice were sent a separate mailed notice with the same information.
- ▶ As requested by Commissioner Morroni, Pinellas Park Water Management District Executive Director Janet Rogers provided input, noting that approximately 24 percent of the residents in the District are in the unincorporated area; whereupon, Attorney Bennett clarified that there will be no automatic credits issued for those properties, as the District tax and County stormwater fee serve separate purposes.

Discussion ensued, and responding to queries by the members, Ms. Rogers stated that the District's current and proposed ad valorem tax rates are 1.65 and 1.86 mills, respectively; that all projects have been completed and are in the repair and maintenance phase; and that some channels are 30 to 50 years old. Responding to query by Commissioner Roche, Attorney Bennett related that the major drainage obligations of the District are a function of the Special Act that created it, and tax revenue can only be used for major drainage channels that it builds, operates, and maintains.

Ms. Levy related that upon review of the data, staff had determined that pool cages were inadvertently included in the impervious area calculation; and that corrections were made the week following mailing of the TRIM notice; whereupon, she read the notice that was mailed to members of the protected class, noting that the proposed assessment amount and the date of the public hearing were included.

September 10, 2013

Responding to queries by the members, Ms. Levy provided examples of property features that would qualify for residential and commercial fee credits and noted that private pond maintenance requirements are set forth in the site plan and/or Southwest Florida Water Management District permit; that state and federal water quality standards do not apply to stormwater management systems; and that notices were not mailed to property owners whose assessment was reduced due to calculation errors, although a notation regarding the adjustments has been posted to the County website along with a link to look up the adjusted assessment amount. In response to queries by Commissioner Long, Ms. Levy related that a flat fee was considered, but it is perceived as inequitable; that the tiered structure is recommended in communities where the ratio of small to large homes exceeds 2.1, and the unincorporated ratio is 4.1; that the attorneys have indicated it is the legally preferred method; and that citizens are encouraged to contact the County if they believe an adjustment is in order.

Commissioner Seel related that there has been no change in the Penny for Pinellas allocation for stormwater improvements, pointing out that pursuant to state law, the money can only be used for infrastructure improvements that have a life cycle of five years or longer; and that it cannot be used for operating and maintenance costs.

Commissioners Long and Seel provided closing comments, reflecting on the complexity and extent of the problem and time spent in education and deliberation on the part of the Board; whereupon, noting that water has no boundary, Commissioner Seel stated that the greater mission will be to work with the municipalities to obtain an adequate system throughout the county.

Concurring with comments by Commissioner Seel, Commissioner Roche stated that, as the County's stormwater authority, it is the chartered responsibility of the Board to consolidate the unincorporated area and 15 existing municipal systems to address the issue on a countywide basis, and recommended spreading the burden of cost equally with a flat residential fee; whereupon, he proposed that the Board reconsider his May 21, 2013 proposal titled *Alternative Approach to Address Stormwater Issue*, a copy of which has been filed and made a part of the record, with two caveats:

- ▶ Defer implementation of the fee for one year and begin consolidation of the 15 municipal systems into one countywide system, giving his proposal a chance to succeed.

September 10, 2013

- ▶ Prioritize the \$12 million Penny for Pinellas projects already identified by staff, with operations and maintenance to be funded as departmental budgeted expenses.

Following additional comments by Commissioner Roche, Chairman Welch noted that his proposal was not advertised for consideration at tonight's public hearing, indicating that it would be appropriate to deny the resolution as presented and defer discussion to a future meeting; whereupon, Commissioner Roche moved that the resolution be denied.

Responding to query by Commissioner Long regarding the Board's authority to consolidate municipal systems, Commissioner Roche indicated that the Board has chartered authority as the countywide stormwater authority to do so; whereupon, he noted that 13 of the 15 municipalities have expressed a willingness to enter a discussion regarding a countywide system.

Chairman Welch stated that Commissioner Roche's motion died for lack of a second; whereupon, Commissioner Latvala noted that the Board had previously discussed Commissioner Roche's proposal; that everyone agrees that the matter should be managed on a countywide basis; that the County has not done its job in maintaining the system for the past 30 years; and that the consensus had been to move forward with the unincorporated fee now to begin to address the issue and then go to the cities and try to form a partnership at a later date.

Commissioner Roche pointed out that the County has invested \$10 million to \$12 million a year from the Transportation Trust Fund to address stormwater problems, and Commissioner Latvala indicated that there is a need to do more; that the matter has been under discussion for over two years; that the Board must meet its responsibilities, but does not have the means to do so; and that failure to implement the fee will result in federal government fines and the need to raise taxes in order to proceed using General Fund dollars; whereupon, Commissioner Roche stated that staff has already confirmed that fines will be imposed because the standards cannot be met.

At the request of Chairman Welch, Ms. Levy reviewed charts depicting current and proposed annual program costs and revenue sources, noting that Transportation Trust and General Fund dollars will no longer be utilized to support the program.

Referring to a recent article, Commissioner Morroni indicated that stormwater is the biggest issue impacting the Tampa Bay estuary; that most people do not even realize that stormwater systems exist until they stop working and their property floods; and that while

September 10, 2013

the fee should have been implemented a long time ago, a vote to approve the resolution will be a step forward toward solving the problem for the future.

Chairman Welch stated his support of the resolution, noting that there will never be a perfect time to implement a stormwater fee; that the needs cannot be addressed with current funding sources; that most people in the county are already paying a similar fee; and that he believes it is time to move forward.

Motion	-	Commissioner Long
Second	-	Commissioner Seel
Vote	-	6 – 1 (Commissioner Roche dissenting)

2 Meeting adjourned at 8:44 P.M.

Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk

**BOARD OF COUNTY COMMISSIONERS MEETING
TUESDAY, SEPTEMBER 17, 2013 – 2:02 P.M.
ASSEMBLY ROOM, FIFTH FLOOR
315 COURT STREET, CLEARWATER, FLORIDA**

Members Present: Karen Williams Seel, Vice-Chairman; Norm Roche; Susan Latvala; Charlie Justice; Janet C. Long; and John Morroni.

Not Present: Kenneth T. Welch, Chairman.

Others Present: James L. Bennett, County Attorney; Robert S. LaSala, County Administrator; Claretha N. Harris, Chief Deputy Clerk; and Trudy L. Futch and Arlene L. Smitke, Board Reporters, Deputy Clerks.

INVOCATION: Pastor Chuck Engelhardt, Heritage United Methodist Church, Clearwater.

PLEDGE OF ALLEGIANCE: Commissioner Long.

PRESENTATIONS AND AWARDS – None.

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

SCHEDULED PUBLIC HEARING – BOARD OF COUNTY COMMISSIONERS (BCC)

- # 1 Ordinance No. 13-24 adopted relating to the Palm Harbor Community Services District, amending Section 114-213 of the Pinellas County Code modifying the governance structure of the Palm Harbor Community Services Agency, Inc. (PHCSA) Board of Directors to incorporate representation from the East Lake Community Library and increase representation from the Board of County Commissioners, effective November 1, 2013 (Companion Agenda Items, Nos. 2 and 3). No correspondence has been received.

Administrator LaSala indicated that creation of the East Lake Library Municipal Services Taxing Unit and adoption of a new model for the Pinellas Public Library Cooperative, Items Nos. 2 and 3 on today's agenda, presented the opportunity to restructure the Palm Harbor Community Services Agency Board of Directors; and that the proposed board would consist of seven appointees, as follows:

- 1 - Friends of the Palm Harbor Library
- 1 – Palm Harbor Recreation League

September 17, 2013

4 – BCC Appointees

1 – East Lake Library Advisory Board

At the request of Commissioner Latvala, Assistant County Administrator Mark S. Woodard explained the new process for appointing members to commissions and committees of the Board, indicating that, upon direction by the members, staff would publicize position opportunities through various channels including traditional press releases, the County website, Twitter, and Facebook; and that, alternatively, the members could utilize the traditional practice of submitting their proposed appointments to the Board for consideration.

Responding to the Vice-Chairman's call for citizens wishing to be heard, the following persons expressed their concerns regarding the proposed restructuring:

Lois Eannel, Trinity, East Lake Community Library Director

Suggested inclusion of two appointees from each entity or one with a designated alternate.

Marcus Harrison, Palm Harbor, Vice-Chairman, PHCSA Board

Suggested increasing board membership to nine, including representation from the Palm Harbor Chamber of Commerce.

Connie Stewart Schuck, Palm Harbor, Board Chairman, Greater Palm Harbor Area Chamber of Commerce

Supports increasing board membership to nine, with retention of the Chamber's two appointed seats.

Kelli Snow, Palm Harbor

Supports increasing board membership to nine.

Connie Davis, President/CEO, Greater Palm Harbor Area Chamber of Commerce

Supports increasing board membership to nine, with retention of the Chamber's two appointed seats.

Norman Atherton, Palm Harbor

Supports increasing board membership to nine.

Jordon Myers, Palm Harbor, Chairman Elect, Greater Palm Harbor Area Chamber of Commerce

Supports retention of the Chamber's position on board.

Roger Johnson, East Lake, East Lake Community Library Advisory Board Member

Suggested board include equal representation from Palm Harbor and East Lake.

Ron Schultz, Palm Harbor, Chairman, East Lake Community Library Advisory Board

Supports inclusion of two East Lake representatives on board.

Responding to query by Commissioner Latvala, Attorney Bennett indicated that any provision for alternate members should be included in the document language. Commissioner Morroni noted that Chamber of Commerce representatives currently serving on the PHCSA Board could apply to serve as BCC appointees under the proposed new plan, and Ms. Davis stated that there would be no guarantee the applicants would be chosen; and that the Chamber wishes to retain its two guaranteed positions.

September 17, 2013

Vice-Chairman Seel closed the public hearing, and discussion ensued wherein Commissioner Roche moved approval with the following modifications:

- 2 – Friends of the Palm Harbor Library
- 2 – Palm Harbor Recreation League
- 2 – Palm Harbor Chamber of Commerce
- 2 – BCC Appointees (using new application process)
- 1 – East Lake Library Advisory Board

Hearing no response, Vice-Chairman Seel related that the motion had died for lack of a second.

At the request of Commissioner Latvala, Mr. Woodard provided background information related to the proposed restructuring, stating that the three library-related items on today's agenda have been long in the making. He indicated that staff was guided by the Board's direction to achieve geographic balance, noting that the East Lake Library is no longer a unit of the Palm Harbor Library, but a full signatory member of the Library Cooperative; that staff was also guided by the Board's discussion related to opening up commission and committee appointments to the "average person" through the public application process; and that the process provides for even greater representation from the business community than exists under the current structure.

Commissioner Latvala noted that East Lake will be an equal member and part of PHCSA; that all members can just as easily represent citizens on the east and west side of the lake, similar to the role of the County Commissioners; that the board's responsibility is of a fiscal, not operational, nature; and that she hopes the members will start thinking of it as one organization that taxes itself to provide services to the community.

Vice-Chairman Seel suggested that the Board either (1) add the alternate process, or (2) increase the membership to nine, consisting of two members each from the Palm Harbor Library, East Lake Library, and Palm Harbor Recreation League, and three BCC appointees; whereupon, responding to query by Commissioner Latvala, Mr. Woodard related that retaining the seven-member board would be in keeping with the existing Code, noting that the Commission may also want to consider basing its appointments upon population within the Palm Harbor and East Lake Fire Districts.

Commissioner Morroni pointed out that adopting a structure with three BCC appointees would eliminate the opportunity for Commissioner Latvala, as District 4 Commissioner,

September 17, 2013

to nominate an appointee, as the Code specifies nominations by the three at-large Commissioners, and Commissioner Seel noted that the procedure could be changed. Discussion continued, and Commissioner Roche proposed that the Board reconsider his 2-2-2-2-1 recommendation, as a compromise.

Mr. Woodard clarified that the proposed PHCSA restructuring came about during reconsideration of the Library Cooperative Interlocal Agreement, which has been underway for at least two years in anticipation of its September 30, 2013 sunset date. He indicated that the three items before the Board today represent one central model change, set forth in the Library Cooperative Interlocal Agreement; that the intent of the PCHSA ordinance is to provide for representation from the East Lake Community Library and make other modifications based on previous Board direction; that the operating agreement between the East Lake Community Library and Palm Harbor Library is intended to leverage the infrastructure already in place to achieve cost savings and other efficiencies; and that the latter two items are in support of the first.

Alluding to comments by the speakers pertaining to Chamber representation, Commissioner Long suggested that the structure include one member from the Palm Harbor Chamber; and that the number of BCC appointees be reduced to three, noting that the second Chamber representative under the current structure could apply for consideration as a BCC appointee. Commissioner Latvala pointed out that there are two additional Chambers of Commerce that represent the unincorporated area of Palm Harbor as well as a myriad of other organizations in the community, the members of which have a right to serve on the PHCSA board; whereupon, she indicated that she supports the new method of making appointments, which provides a fair opportunity for all citizens to participate.

Thereupon, Commissioner Long moved, seconded by Commissioner Latvala, that the Board approve the ordinance as per staff's recommendation. Commissioner Roche inquired whether Commissioner Long would accept an amendment providing that two representatives be appointed by the various Chambers; and Commissioner Long declined the amendment.

Vote - 5 – 1 (Commissioner Roche dissenting)

Attorney Bennett inquired as to inclusion of a provision for alternate members; and following brief discussion, Commissioner Long moved that the agency representatives be allowed to designate an alternate member, with voting power when serving in that

September 17, 2013

capacity; whereupon, Attorney Long noted that PHCSA is a not-for-profit corporation; and that any such provision would be subject to limitations under state corporate law.

Responding to Vice-Chairman Seel's request for input from PHCSA pertaining to the board structure, Mr. Harrison reiterated the request for two representatives from each entity, expressing concern regarding availability of members with signature authority; whereupon, referring to earlier comments by Mr. Woodard, he suggested that the term *district* be redefined as it relates to residency requirements. Attorney Long provided input regarding the terminology used in the Code, indicating that staff will determine appropriate language for inclusion in the ordinance upon clarification of the Board's intent; and responding to query by Commissioner Roche, stated that changing the name of the agency would raise legal issues, as the East Lake Library Municipal Service Taxing Unit and Palm Harbor Community Services District are two separate Municipal Service Taxing Units, and that he would not suggest changing the name unless they are merged.

Vice-Chairman Seel stated that her understanding of the intent of the Board is that the BCC appointees can come from either the East Lake Library Services District or the Palm Harbor Community Services District, and requested a motion to that effect to provide direction for staff.

Motion	-	Commissioner Latvala
Second	-	Commissioner Long
Vote	-	5 – 1 (Commissioner Roche dissenting)

Attorney Bennett inquired as to the status of the motion relating to the appointment of alternates; and at the request of Vice-Chairman Seel, Commissioner Long withdrew her motion.

- # 2 Library Interlocal Agreement with the Pinellas Public Library Cooperative, Inc. (PPLC) and the participating cities related to the operation and funding of the PPLC approved; Chairman authorized to execute the agreement on behalf of the Palm Harbor Community Services Agency, Inc. and the East Lake Community Library (companion Agenda Items, Nos. 1 and 3).

Mr. Woodard related that the Interlocal Agreement is the key item of the three library-related items under consideration today; that work began approximately two years ago in preparation for the September 30, 2013 sunset of the current ten-year agreement; that County staff, staff from Cooperative member cities, and PPLC staff were present during

September 17, 2013

various discussions and deliberations, including a day-long Collaborative Labs engagement, following which the Board provided direction to staff as to how to proceed. He indicated that the proposed Interlocal Agreement makes four key changes relative to the existing agreement, as follows:

- East Lake Community Library will become a full member of the Cooperative and will no longer operate as a unit of the Palm Harbor Library.
- The term of the agreement has been reduced from ten to five years, with a mandatory review of the service model to take place in year three and a report to be provided to the County Commission no later than the start of year five.
- Changes to the Cooperative Board of Directors in response to requests by the member cities for a greater sensitivity to the financial implications of Cooperative decisions on their budgets. As proposed, the Cooperative Board of Directors would consist of two appointments from the Board of County Commissioners, three members from the County Administrator's financial and managerial staff, and four city representatives, either City Managers or their key financial and managerial staff.
- Elimination of the current five-percent earmarks for administrative costs and capital improvements, allowing the board flexibility to allocate funds as necessary for administration of the Cooperative.

Commissioner Roche referred to a letter from the PPLC Chairman indicating that the Cooperative had not been involved in the process, and responding to his query, Mr. Woodard stated that participation in a process and agreement on the end results can be two fundamentally different things; that change can be difficult; that County staff responded to the Board's charge to come to an agreeable partnership that would ensure the continuation of quality library services in the unincorporated area and throughout the county; and that the agreement is in keeping with the Board's 25=1 strategic initiative; whereupon, he noted that the agreement has been approved by all cities that are signatory parties.

Responding to the Vice-Chairman's call for citizens wishing to be heard, the following persons appeared and expressed their concerns regarding the proposed modifications:

Marcus Harrison, Palm Harbor, Vice-Chairman, Palm Harbor Community Services Agency Board
(speaking for four others in attendance)

Cecelia Burke, Seminole, BCC appointee to PPLC Board

September 17, 2013

Vice-Chairman Seel closed the public hearing, and at her request, Attorney Bennett addressed concerns expressed by Mr. Harrison, indicating that:

- Elimination of the five-percent earmark for capital expenditures will not prohibit the Board from approving such expenditures out of available funding.
- Article III, Section B.2 of the Agreement addresses the term of office for the directors.
- The PPLC is a private, not-for-profit corporation, not a county board, commission, or agency; therefore, the restriction on the County Administrator's authority to make appointments does not apply.
- A recent Supreme Court decision supports the procedure used, allowing the County Administrator to meet, negotiate terms, and discuss future issues with the parties to the agreement.
- Concerns regarding possible Sunshine violations relating to interaction of senior administrative personnel are valid but not insurmountable; he will work with the Administrator on the appointments to minimize risk.
- The Interlocal Agreement specifies that meetings of the Board of Directors will be conducted pursuant to the Sunshine Law.

Vice-Chairman Seel related that she had met with PPLC Executive Director Mary Brown and some of the board members and, recognizing the value of volunteers as advocates for the library system, suggested that they continue as a "Friends" group, similar to the Friends of Brooker Creek and Friends of Weedon Island.

Commissioner Roche inquired whether it would be legal for County staff to sit on the board of a not-for-profit corporation that is a direct recipient of tax dollars, and Attorney Bennett stated that it would be legal.

Noting additional cards from citizens wishing to speak, Vice-Chairman Seel reopened the public hearing; whereupon, Norman Atherton, Palm Harbor, objected to changes that would put the County Commission in control of the board.

Commissioner Roche expressed his concerns regarding drastic changes to a board that was not broken to begin with, noting that the problem relates to the current funding distribution model; that he is opposed to eliminating the community representatives and citizens; and that he sees no compelling reason to have three county staff members on the body; whereupon, he suggested a compromise, as follows:

September 17, 2013

- Nine member board consisting of
 - four community representatives appointed by the Board of County Commissioners;
 - four municipal representatives appointed by the City Managers as a group without limitation as to city or position; and
 - one County staff member appointed by the County Administrator.
- Retain the five-percent earmark for capital improvements, maintaining the ability to leverage grant funding.

Hearing no support for Commissioner Roche's proposal, Vice-Chairman Seel invited additional suggestions from the Board.

Responding to queries by Commissioner Long, Attorney Bennett reiterated that the restriction on the County Administrator's authority to appoint does not apply to a private, not-for-profit corporation; and Mr. Woodard deferred to Michael Gustafson, Pinellas Park City Manager, who indicated that all member cities had agreed to designate permanent seats from the Cities of St. Petersburg, Clearwater, Largo, and Pinellas Park based on the size of their libraries and related expenses.

Commissioner Morroni noted that the Interlocal Agreement contains signed, attested signature pages from each of the member cities, and Mr. LaSala indicated that each city voted to approve the agreement as presented; whereupon, Commissioner Morroni moved, seconded by Commissioner Long, that the agreement be approved.

Commissioner Roche noted that the agreement involves unincorporated Municipal Service Taxing Unit dollars; and Commissioner Justice indicated that the agenda item did not provide a good explanation regarding the cities' desire for "greater sensitivity to financial implications of Cooperative decisions on their budgets"; whereupon, he offered a substitute motion to accept the agenda item with three BCC appointments and two County Administrator staff members; and Commissioner Morroni stated that he would accept the amendment. Mr. Woodard pointed out that the document has already been approved by the cities; and that any modification would require them to reconsider the document in light of the change, and Commissioner Seel noted the looming deadline; whereupon, stating his frustration, Commissioner Justice withdrew the motion.

Indicating that time is of the essence, Vice-Chairman Seel suggested that the Board move forward with the proposed model at this time and consider amending the board composition at a later date. Responding to Commissioner Long's request for input on

September 17, 2013

behalf of the cities, Mr. Gustafson related that while he does not foresee a problem with the suggestion for two county staff and three BCC appointments, he would have to bring the matter to the group for their consideration.

Administrator LaSala requested that the motion include authorization for the Chairman to execute Signature Pages Nos. 35 and 36 of the document; and Attorney Long clarified that the County Commission is approving the agreement on behalf of the East Lake Library Municipal Service Taxing Unit and the Palm Harbor Community Services District; and the maker and seconder concurred.

Motion	-	Commissioner Morroni
Second	-	Commissioner Long
Vote	-	5 – 1 (Commissioner Roche dissenting)

* * * *

At this time, 3:35 P.M., Commissioner Roche left the meeting.

* * * *

Following brief discussion, Vice-Chairman Seel indicated that the Board will consider amendment of the PPLC board composition after allowing proper time for transition of the administrative staff; whereupon, she encouraged current board appointees to form a Friends group, acknowledged outgoing Executive Director Mary Brown for her years of service, and urged continued support of special needs library programs identified by Ms. Burke.

- # 3 Operating Agreement between the East Lake Community Library and the Palm Harbor Community Services Agency, Inc. approved; Chairman authorized to execute the agreement on behalf of the East Lake Library Municipal Services Taxing Unit (companion Agenda Items, Nos. 1 and 2).

Responding to the Vice-Chairman's call for citizens wishing to be heard, Roger Johnson, East Lake, referred to the unpredictability of future events and requested that the millage rate specified on Page 1 of the agreement (not exceeding 0.25 mill) be revised to read, "to be set by the Board of County Commissioners every year"; whereupon, he provided a brief update regarding East Lake Community Library operations.

Motion	-	Commissioner Latvala
Second	-	Commissioner Long
Vote	-	5 – 0

CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re education excellence, middle schools
Toni Gross, Oldsmar, re Gold Star Mothers and Families Day (submitted CD)
David Ballard Geddis, Jr., Palm Harbor, re 14th Amendment jurisdiction (submitted document)
Greg Pound, Largo, re justice for all
Dusty Showers, Oldsmar, re spay/neutering
Andrea Barlow, Seminole, re pro MSN, pediatric spay/neuter
Paul Solan, Seminole, re pro MSN enforcement/vets
Julia Forlizzo, Clearwater, re MSN

CONSENT AGENDA ITEMS NOS. 4 THROUGH 11 – APPROVED, WITH THE EXCEPTION OF ITEM NO. 8b, WHICH WAS PULLED FROM THE AGENDA BY THE COUNTY ADMINISTRATOR.

Motion	-	Commissioner Morroni
Second	-	Commissioner Latvala
Vote	-	5 – 0

4 Approval of Minutes – None.

5 Reports received for filing:

Tampa Bay Water Board meeting calendar and the budget schedule for the year 2014.

6 Vouchers and Bills Paid

Period July 28 through August 3, 2013

Payroll

ACH – \$2,929,806.21

Checks – \$43,230.39

Third Party ACH – \$14,957.90

Third Party Check – \$2,218.44

Accounts Payable

Checks – \$7,971,417.50

ACH Transfers – \$32,658,064.33

Wire Transfers – \$120,102.54

September 17, 2013

Period August 4 through August 10, 2013

Payroll – None

Accounts Payable

Checks – \$5,035,719.32

ACH Transfers – \$2,299,635.63

Wire Transfers – \$868,047.35

Period August 11 through August 17, 2013

Payroll

ACH – \$2,871,228.02

Checks – \$50,544.95

Third Party ACH – \$15,109.40

Third Party Check – \$2,211.68

Accounts Payable

Checks – \$3,823,098.14

ACH Transfers – \$1,429,254.12

Wire Transfers – \$1,623,247.57

7 Miscellaneous items received for filing:

- a. City of Clearwater Ordinance No. 8420-13 adopted August 1, 2013, annexing certain property.
- b. City of Clearwater Notices of Public Hearings to be held October 3, 2013, regarding proposed Ordinances Nos. 8439-13 through 8474-13, amending the Annexation, Land Use Plan, and Zoning Atlas.
- c. City of Largo Notice of Public Hearing regarding proposed Ordinance No. 2013-61 to be held October 1, 2013, annexing certain property.
- d. City of Oldsmar Ordinances Nos. 2013-13 and 2013-18 adopted August 6, 2013 and August 20, 2013, voluntarily annexing certain property.

8a Ranking of firms for Professional Services – Construction Management – Terminal Renovations, Phase II, St. Petersburg-Clearwater International Airport (Contract No. 123-0279-NC) approved, as follows:

September 17, 2013

1. Biltmore Construction Co., Inc.
2. Hanson Professional Services, Inc.
3. Michael Baker Jr., Inc.

Staff authorized to negotiate with the number one ranked firm. Final negotiated contract to be presented to the Board for consideration at a future date.

8b Item pulled from Agenda by County Administrator.

8c Ranking of firms for Professional Engineering Consulting Services for Solid Waste Landfill and Other Related Ancillary Facilities and Related Activities (Contract No. 123-0327-CN) approved, as follows:

1. Stearns, Conrad and Schmidt, Consulting Engineers, Inc. d/b/a SCS Engineers
2. CDM Smith, Inc.
3. Geosyntec Consultants
4. HDR Engineering, Inc.
5. S2L, Incorporated

Staff authorized to negotiate with the two highest ranked firms. Final negotiated contracts to be presented to the Board for consideration at a future date.

9 Award of bid for Four Brakes and Two Primary Reducers for Park Boulevard Bridge Repairs (Project No. 000125A/001142A; Bid No. 123-0466-B) approved on the basis of being the lowest responsive, responsible bids received meeting specifications; estimated total expenditure, \$323,152.00, as follows:

- Nuttall Gear, LLC – Two Primary Reducers - \$263,260.00
- Steward Machine Co. – Four Brakes - \$59,892.00

#10 DELEGATED ITEMS APPROVED BY THE COUNTY ADMINISTRATOR – RECEIVED FOR FILING (COUNTY ADMINISTRATOR)

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Date Approved</u>
Airport	Second Amendment to Permit for Commercial Operations with Quantum Aviation Services, LLC for a Time Extension	\$10,560.00 Annual Revenue	8.29.13

September 17, 2013

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Date Approved</u>
Airport	Non-Tenant Rental Car Business Permit with Access Financial Services of Greater Tampa Bay, LLC d/b/a Auto Rental X-Press	\$600.00 Annual Revenue	8.15.13
Airport	Operating Permit for Non-Exclusive Commercial Ground Transportation with:	(a) – (b) \$600.00 Annual Revenue	
	(a) Ambassador Limousine & Sedan Service, Inc. d/b/a Julie's Limousine & Coachwork		8.13.13
	(b) Bay Area Taxi Service, Inc. d/b/a Bat's Taxi Company		8.12.13
Community Development	Satisfaction of Mortgage (2)	Liens have been paid in full	7.15.13
Community Development	Satisfaction of Mortgage (4)	Liens have been paid in full	7.9.13
Convention and Visitors Bureau	International Mail Fulfillment Renewals:		8.20.13
	(a) Fourth Amendment to Agreement with Touristikdienst Truber	(a) \$25,000	
	(b) Fifth Amendment to Agreement with BH&P Direct Mail, Ltd.	(b) \$35,000	
Department of Environment and Infrastructure	Certification of Lands for Shore Protection Project (Long Key Segment) for U.S. Army Corps of Engineers	N/A	8.22.13
Department of Environment and Infrastructure	Release of Cash Completion Surety for Right-of-Way Work for the Powell Building for Stephanie Wilson Site	N/A	8.15.13
Department of Environment and Infrastructure	Certification of Lands for the Shore Protection Project (Treasure Island Segment) for U.S. Army Corps of Engineers	N/A	8.15.13
Department of Environment and Infrastructure	Interlocal Agreement with the District School Board of Pasco County for the Cross Bar Ranch Environmental Educational Program	\$19,327.00 Revenue	8.7.13
Department of Environment and Infrastructure	Certification of Lands for Shore Protection Project (Egmont Shoals Borrow Area) for U.S. Army Corps of Engineers	N/A	8.7.13
Department of Environment and Infrastructure	Amendment No. 1 Time Extension Only to the Consent Order with the Florida Department of Environmental Protection for the South Cross Bayou Water Reclamation Facility	N/A	7.24.13

September 17, 2013

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Date Approved</u>
Department of Environment and Infrastructure	(a) Notice of Liens (9) (b) Release of Liens (8)	(a) N/A (b) Liens have been paid in full	7.23.13
Department of Environment and Infrastructure	Release of Liens (15)	Liens have been paid in full	7.19.13
Department of Environment and Infrastructure	Notice of Liens (24)	N/A	7.18.13
Department of Environment and Infrastructure	Release of Liens (16)	Liens have been paid in full	7.16.13
Department of Environment and Infrastructure	Notice of Liens (6)	N/A	7.11.13
Department of Environment and Infrastructure	Notice of Liens (16)	N/A	7.1.13
Department of Environment and Infrastructure	Release of Liens (8)	Liens have been paid in full	6.28.13
Department of Environment and Infrastructure	Release of Liens (21)	Liens have been paid in full	6.25.13
Health and Human Services	(a) Master Health Program Specialty Provider Agreements, Second and Final Option of Renewal with: Aruindom Narayan, P.A. Tarpon Springs Hospital Foundation, Inc. d/b/a Helen Ellis Memorial Hospital Physician Group Digestive Disease and Cancer Institute, P.A. Ralph A. Dematteis, M.D. The American Institute of Balance, Inc. SRA Ventures, Inc. d/b/a Westcoast Radiology (b) Master Health Program Specialty Provider Agreement First and Final Option of Renewal with: Henry Earl Cotman, M.D., P.A. (c) Master Health Program Specialty Provider Agreement with: Henry Earl Cotman, M.D., P.A.	(a) - (b) Resolution 10-209 waived purchasing ordinance allowing HHS authority to negotiate specialty health care services. \$3,715,000.00 FY 2014 Master Agreement Pool (c) \$3,715,000 .00 Total FY 2013 Expenditure	8.30.13 8.27.13 8.15.13

September 17, 2013

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Date Approved</u>
Health and Human Services	Grant Application for the Centers of Medicare and Medicaid Services Cooperative Agreement to Support Navigators in Federally-Facilitated and State Partnership Exchanges Grant from the U.S. Dept. of Health and Human Services	\$600,000.00 Grant Revenue	8.26.13
Health and Human Services	Grant Application for the Health Resources and Services Administration Outreach and Enrollment Team Grant from the U.S. Dept. of Health and Human Services	\$75,434.00 Grant Revenue	8.26.13
Parks and Conservation Resources	Grant Agreement with the U.S. Fish and Wildlife Service for the Fort De Soto Park Aquatic Habitat Restoration Project	\$90,520.00 Grant Revenue	8.7.13
Real Estate Management	Second Amendment to Non-Exclusive Antenna Siting License Agreement with T-Mobile South LLC at Eldridge Wilde Tower Site	\$3,047.37 Monthly Revenue	8.20.13
Real Estate Management	Access License Agreement with the Tampa Port Authority for the U.S. Army Corps of Engineers to Obtain Sand from the Egmont Shoals Borrow Area for Beach Renourishment Projects	N/A	8.15.13
Real Estate Management	First Amendment to Equipment License Agreement with the Pinellas Suncoast Transit Authority for Access to County Property for Computer Server Equipment at 12490 Ulmerton Road, Largo	\$600.00 Annual Revenue	8.9.13
Real Estate Management	Sovereignty Submerged Lands Easement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for Upham Beach	N/A	7.30.13
#11	Award of bid for Telecommunication Services – Public Safety Call Processing System – Cassidian VESTA® 4.X (Bid No. 123-0389-B) to Carousel Industries, Inc. approved on the basis of being the lowest responsive, responsible bid received meeting specifications. Total estimated expenditure not to exceed \$1,462,775.24 (Public Safety Services/Purchasing).		
#12	Items for discussion from Consent Agenda (County Administrator and Clerk of Circuit Court and Comptroller) – None.		

September 17, 2013

- #13 Interlocal Agreement with Bob Gualtieri, Sheriff of Pinellas County, for law enforcement services at the St. Petersburg-Clearwater International Airport for the period October 1, 2013 through September 30, 2014 in the amount of \$614,171.28, approved. Chairman authorized to execute the agreement and the Clerk to attest.

Motion - Commissioner Morroni
Second - Commissioner Long
Vote - 5 – 0

- #14 Final negotiated agreement with Jacobs Engineering Group, Inc. for consultant services for St. Petersburg-Clearwater International Airport Capital Improvement Projects (Contract No. 112-0413-CN) approved; total lump sum amount for design services and contingency not to exceed \$594,345.00; funding provided by Federal Aviation Administration (FAA) and Florida Department of Transportation (FDOT) grants, and Passenger Facility Charges; Chairman authorized to execute the agreement and the Clerk to attest.

Motion - Commissioner Long
Second - Commissioner Latvala

In response to query by Vice-Chairman Seel, Airport Director Noah Lagos related that the estimated cost of this phase of the taxiway project is \$6 million.

Vote - 5 – 0

- #15 Resolution No. 13-137 adopted amending the Chart of Industrial Pretreatment Program Local Pollutant Limits in Chapter 126, Article IV, of the Pinellas County Code relating to the County Sewer System.

Motion - Commissioner Long
Second - Commissioner Latvala

In response to query by Vice-Chairman Seel, Water and Sewer Division Director Robert Powell related that there should be no problem meeting the Standards for Industrial Users; and that the normal enforcement procedure is a Notice of Violation warning and, thereafter, a fine, which are seldom used.

Vote - 5 – 0

- #16 First Amendment to the contract with Miles Media Group, LLLP for the Technology Marketing Program for the Convention and Visitors Bureau (CVB) (Contract No. 112-0250-P) approved, increasing the amount of the contract by \$285,287.00 for a revised total 21-month expenditure in the amount of \$1,422,837.00. Amendment effective

September 17, 2013

through September 30, 2014; Chairman authorized to sign and the Clerk to attest (Convention and Visitors Bureau).

Motion	-	Commissioner Long
Second	-	Commissioner Latvala

In response to query by Vice-Chairman Seel, Assistant County Administrator Mark Woodard related that this is the first website upgrade in four years; and that the website will be tested prior to going live on the Internet; whereupon, Commissioner Latvala pointed out that Miles Media Group, LLLP won a national contest for the website design of Creative Pinellas.

Vote	-	5 – 0
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- #17 Contract between Jon R. Thogmartin, M.D., P.A., and Pinellas County for the provision of medical examiner and forensic laboratory services in the amount of \$4,225,370.00 for Fiscal Year 2013-2014 approved; Chairman authorized to execute the contract and the Clerk to attest (Health and Community Services).

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	5 – 0

Vice-Chairman Seel acknowledged Dr. Thogmartin, and expressed appreciation for his service to Pinellas County.

- #18 Other Administrative Matters:

Distributing a proposed statement to the members, Administrator LaSala indicated that the Biggert-Waters Flood Insurance Reform Act of 2012 is creating a series of challenges for Pinellas County residents; that the United States Senate is convening tomorrow at 10:30 A.M. with the Committee on Banking, Housing and Urban Affairs Subcommittee on Economic Policy in an open session hearing regarding implementation of the Act; and that Congressman Young has invited the Board to prepare a statement to be incorporated into his discourse to the Committee; whereupon, he requested that the members approve the proposed statement. During discussion, the members pointed out that property values would be devastated upon implementation of the Act; that the real estate market is already suffering, as realtors are losing sales due to the exorbitant increase in insurance; and that the language in the statement should be compelling.

Commissioner Long suggested that, in conjunction with a strong statement, a cover letter be prepared that includes the members' signatures; whereupon, Administrator LaSala indicated that time is of the essence as the information would need to be in Washington in the next forty minutes, and Vice-Chairman Seel and Commissioner Latvala concurred.

#19 County Attorney Miscellaneous – None.

#20 Sitting as the Emergency Medical Services (EMS) Authority, the Board approved the extension of the Master Advanced Life Support (ALS) First Responder Agreement between the Authority and 17 municipalities and fire districts, as listed in Appendix A of the agreement extension; Chairman authorized to execute the agreement. Agreement is for a one-year term to commence October 1, 2013; estimated Fiscal Year 2013-2014 expenditure is \$27,300,042.00 (annual compensation listed in Appendix B).

Responding to queries by Commissioner Long as to the status and time frame of the Board's previous direction, Administrator LaSala related that staff is formulating a series of options and is prepared to begin negotiations, starting with the City of St. Petersburg; and that the target is to have the negotiations finished prior to year end; whereupon, Commissioner Long noted the importance of moving forward on this matter, and Administrator LaSala stated that he understands the urgency.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	5 – 0

#21 Sitting as the Emergency Medical Services (EMS) Authority, the Board approved the Advanced Life Support (ALS) First Responder Agreement Extension with the City of St. Petersburg for emergency medical services (estimated Fiscal Year 2013-2014 expenditure, \$13,144,183.00); Chairman authorized to execute the agreement after its execution by the City of St. Petersburg.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	5 – 0

#22 Sitting as the Emergency Medical Services (EMS) Authority, the Board approved the appointment and re-appointments to the Pinellas County EMS Advisory Council, as follows: Reappointment of Mr. William Isreal as Citizen representative; reappointment of Ms. Kelly Cullen as Emergency Nurses' Association West Coast Florida Chapter

representative; and appointment of Ms. Susan Byrd as Emergency Nurses' Association West Coast Florida Chapter Alternate representative.

Motion	-	Commissioner Morroni
Second	-	Commissioner Long
Vote	-	5 – 0

- #23 Sitting as the Fire Protection Authority, the Board approved the one-year extension of the existing Fire Protection Services Agreements with the Cities of Clearwater, Dunedin, Largo, Pinellas Park, Safety Harbor, Seminole, St. Petersburg, and Tarpon Springs until September 30, 2014; all other terms and conditions of the current agreement remain in effect. Chairman authorized to sign the agreements and the Clerk to attest after proper execution by the cities.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	5 – 0

- #24 County Administrator Reports – None.

- #25 County Commission Miscellaneous:

- a. Commissioner Long discussed the Tampa Bay Regional Planning Council *Six Pillars of Florida's Future Economy* presentation by Florida Chamber Foundation Executive Vice President Tony Carvajal and provided a brochure for circulation among the members.
- b. Commissioner Morroni expressed condolences to the Welch family on the passing of Chairman Welch's father, David Welch.
- c. Vice-Chairman Seel echoed Commissioner Morroni's sentiments, indicating that Mr. Welch admirably served the community for many years and will be greatly missed.

September 17, 2013

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At this time, 4:24 P.M., the meeting was recessed and reconvened at 6:00 P.M. with all members present, except Chairman Welch.

* * * *

SCHEDULED PUBLIC HEARINGS – CONTINUED

SCHEDULED PUBLIC HEARING - BCC

#26 Second public hearing held regarding the proposed Fiscal Year 2013-2014 final millage rates and budgets for Pinellas County; resolutions adopted approving final millage rates and budgets for the Pinellas County General Fund (Nos. 13-138 and 13-139), Pinellas County Health Department (Nos. 13-140 and 13-141), Pinellas County Emergency Medical Services Authority (Nos. 13-142 and 13-143), Pinellas County Planning Council (Nos. 13-144 and 13-145), Pinellas County Municipal Service Taxing Unit (Nos. 13-146 and 13-147), Public Library Cooperative (Nos. 13-148 and 13-149), Palm Harbor Community Services District (Nos. 13-150 and 13-151), Feather Sound Community Services District (Nos. 13-152 and 13-153), East Lake Library Services District (Nos. 13-154 and 13-155), Belleair Bluffs Fire Protection Authority (Nos. 13-156 and 13-157), Clearwater Fire Protection Authority (Nos. 13-158 and 13-159), Dunedin Fire Protection Authority (Nos. 13-160 and 13-161), Gandy Fire Protection Authority (Nos. 13-162 and 13-163), Largo Fire Protection Authority (Nos. 13-164 and 13-165), Pinellas Park Fire Protection Authority (Nos. 13-166 and 13-167), Safety Harbor Fire Protection Authority (Nos. 13-168 and 13-169), Tarpon Springs Fire Protection Authority (Nos. 13-170 and 13-171), Seminole Fire Protection Authority (Nos. 13-172 and 13-173), High Point Fire Protection Authority (Nos. 13-174 and 13-175), Tierra Verde Fire Protection Authority (Nos. 13-176 and 13-177), South Pasadena Fire Protection Authority (Nos. 13-178 and 13-179), and Resolution No. 13-180 approving total final 2013-2014 County Budget.

Chief Deputy Clerk Harris reported that seven emails in opposition to the proposed tax increase and 29 phone calls regarding the Truth in Millage (TRIM) Notices were received in connection with the first public hearing.

At this time, Vice-Chairman Seel opened the second official public hearing on the Final 2013-2014 Millages and Budgets. She indicated that representatives of the Property Appraiser's Office are available to respond to anyone having questions or concerns about the assessed value of their property; and that Department of Environment and

September 17, 2013

Infrastructure Watershed Division Manager Kelli H. Levy is available to answer questions regarding the proposed Surface Water Service Assessment that appears on the TRIM Notice.

Chief Deputy Clerk Harris related that the public hearing is required by Chapters 129 and 200 of the Florida Statutes; that notice has been provided by advertisement in the September 14, 2013 edition of the *Tampa Bay Times*; and that affidavits stating proof of publication are to be received for filing.

Vice-Chairman Seel announced that the Board of County Commissioners, as taxing authority for the Pinellas County General Fund and the County levy supporting the Health Department, Emergency Medical Services, Pinellas County Planning Council, Unincorporated Area Municipal Service Taxing Unit, Public Library Cooperative Municipal Service Taxing Unit, Palm Harbor Community Services District, Feather Sound Community Services District, East Lake Library Services Municipal Service Taxing Unit, and the Special Fire Protection Districts, will proceed with the public hearing.

Administrator LaSala related that the percentage increase in the millage rate for all budgets, based on the maximum rates on the TRIM Notice, to fund the Fiscal Year 2014 proposed budget is a 5.95 percent increase over the aggregate rolled-back rate; and that the primary reasons for the increases are as follows:

- General Fund, Emergency Medical Services Fund, and the Pinellas County Planning Council Fund – To address structural deficits caused by inflationary factors.
- Public Library Cooperative Municipal Service Taxing Unit - Partial restoration of support and service reductions in recent years and removal of the East Lake Library Services district from its boundaries.
- East Lake Library Services Municipal Service Taxing Unit – Establishment of the district, as requested by the community.
- Special Fire Protection District increases relate to increased service provider operating costs.

Vice-Chairman Seel announced that the Board will continue the hearing as taxing authority for the Pinellas County General Fund, the County levy supporting the Health

September 17, 2013

Department, Emergency Medical Services, Pinellas County Planning Council, Unincorporated Area Municipal Service Taxing Unit, Public Library Cooperative Municipal Service Taxing Unit, Palm Harbor Community Services District, Feather Sound Community Services District, East Lake Library Services District, and the Special Fire Protection District levies by taking public comments from citizens who wish to be heard regarding the Fiscal Year 2014 Budget.

Responding to Vice-Chairman Seel's call for public comment, Donna Davis, Clearwater spoke in support of the proposed budget, and on behalf of Faith in Action for Strength Together (F.A.S.T.), thanked the members for their support of the Affordable Housing Land Trust; whereupon, David Ballard Geddis, Jr., Palm Harbor, expressed his concerns regarding the storm water assessment.

Vice-Chairman Seel related that the members could make changes to the final millage rates and budgets at this time and provide input as each item is presented.

Commissioner Roche moved that the board reject the proposed Countywide General Fund millage rate of 5.2755 and adopt a rate of 5.143; and the motion died for lack of a second.

Referring to the Affordable Housing Land Trust, Commissioner Roche moved that the \$15 million allocation be reduced to \$5 million for Fiscal Year 2014, with the remainder to be allocated in \$5 million increments over the next two years, noting that there are no existing projects. Following brief discussion with input by Mr. LaSala, Vice-Chairman Seel indicated that the motion died for lack of a second.

Vice-Chairman Seel announced that resolutions will now be considered to set the final millage rates and budgets; whereupon, Administrator LaSala announced each of the resolutions separately, which have been filed and made a part of the record.

Resolution No. 13-138 adopting the final millage for Fiscal Year 2013-2014 for Pinellas County General Fund adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	5 – 1 (Commissioner Roche dissenting)

September 17, 2013

Resolution No. 13-139 adopting the final budget for Fiscal Year 2013-2014 for the Pinellas County General Fund adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	5 – 1 (Commissioner Roche dissenting)

Resolution No. 13-140 adopting the final millage for Fiscal Year 2013-2014 for the Pinellas County Health Department adopted.

Commissioner Roche noted that the millage represents a zero-percent increase over the current rate.

Motion	-	Commissioner Morroni
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-141 adopting the final budget for Fiscal Year 2013-2014 for the Pinellas County Health Department adopted.

Motion	-	Commissioner Morroni
Second	-	Commissioner Latvala
Vote	-	6 – 0

Resolution No. 13-142 adopting the final millage for Fiscal Year 2013-2014 for Pinellas County Emergency Medical Services Authority adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-143 adopting the final budget for Fiscal Year 2013-2014 for Pinellas County Emergency Medical Services Authority adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-144 adopting the final millage for Fiscal Year 2013-2014 for the Pinellas County Planning Council adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	6 – 0

September 17, 2013

Resolution No. 13-145 adopting the final budget for Fiscal Year 2013-2014 for the Pinellas County Planning Council adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-146 adopting the final millage for Fiscal Year 2013-2014 for the Unincorporated Area Municipal Service Taxing Unit adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-147 adopting the final budget for Fiscal Year 2013-2014 for the Unincorporated Area Municipal Service Taxing Unit adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-148 adopting the final millage for Fiscal Year 2013-2014 for the Public Library Cooperative adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	5 – 1 (Commissioner Roche dissenting)

Resolution No. 13-149 adopting the final budget for Fiscal Year 2013-2014 for the Public Library Cooperative adopted.

Motion	-	Commissioner Latvala
Second	-	Commissioner Justice
Vote	-	5 – 1 (Commissioner Roche dissenting)

Resolution No. 13-150 adopting the final millage for Fiscal Year 2013-2014 for the Palm Harbor Community Services District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Latvala
Vote	-	6 – 0

Resolution No. 13-151 adopting the final budget for Fiscal Year 2013-2014 for the Palm Harbor Community Services District adopted.

September 17, 2013

Motion	-	Commissioner Roche
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-152 adopting the final millage for Fiscal Year 2013-2014 for the Feather Sound Community Services District adopted.

Motion	-	Commissioner Morroni
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-153 adopting the final budget for Fiscal Year 2013-2014 for the Feather Sound Community Services District adopted.

Motion	-	Commissioner Morroni
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-154 adopting the final millage for Fiscal Year 2013-2014 for the East Lake Library Services District adopted.

Motion	-	Commissioner Justice
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-155 adopting the final budget for Fiscal Year 2013-2014 for the East Lake Library Services District adopted.

Motion	-	Commissioner Justice
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-156 adopting the final millage for Fiscal Year 2013-2014 for the Belleair Bluffs Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-157 adopting the final budget for Fiscal Year 2013-2014 for the Belleair Bluffs Fire Protection District adopted.

September 17, 2013

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-158 adopting the final millage for Fiscal Year 2013-2014 for the Clearwater Fire Protection District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Latvala
Vote	-	6 – 0

Resolution No. 13-159 adopting the final budget for Fiscal Year 2013-2014 for the Clearwater Fire Protection District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Morroni
Vote	-	6 – 0

Resolution No. 13-160 adopting the final millage for Fiscal Year 2013-2014 for the Dunedin Fire Protection District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Morroni
Vote	-	6 – 0

Resolution No. 13-161 adopting the final budget for Fiscal Year 2013-2014 for the Dunedin Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Morroni
Vote	-	6 – 0

Resolution No. 13-162 adopting the final millage for Fiscal Year 2013-2014 for the Gandy Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-163 adopting the final budget for Fiscal Year 2013-2014 for the Gandy Fire Protection District adopted.

September 17, 2013

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-164 adopting the final millage for Fiscal Year 2013-2014 for the Largo Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-165 adopting the final budget for Fiscal Year 2013-2014 for the Largo Fire Protection District adopted.

Motion	-	Commissioner Morroni
Second	-	Commissioner Latvala
Vote	-	6 – 0

Resolution No. 13-166 adopting the final millage for Fiscal Year 2013-2014 for the Pinellas Park Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	6 – 0

Resolution No. 13-167 adopting the final budget for Fiscal Year 2013-2014 for the Pinellas Park Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-168 adopting the final millage for Fiscal Year 2013-2014 for the Safety Harbor Fire Protection District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Long
Vote	-	6 – 0

Resolution No. 13-169 adopting the final budget for Fiscal Year 2013-2014 for the Safety Harbor Fire Protection District adopted.

September 17, 2013

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-170 adopting the final millage for Fiscal Year 2013-2014 for the Tarpon Springs Fire Protection District adopted.

Motion	-	Commissioner Roche
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-171 adopting the final budget for Fiscal Year 2013-2014 for the Tarpon Springs Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-172 adopting the final millage for Fiscal Year 2013-2014 for the Seminole Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-173 adopting the final budget for Fiscal Year 2013-2014 for the Seminole Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-174 adopting the final millage for Fiscal Year 2013-2014 for the High Point Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Morroni
Vote	-	6 – 0

Resolution No. 13-175 adopting the final budget for Fiscal Year 2013-2014 for the High Point Fire Protection District adopted.

September 17, 2013

Motion	-	Commissioner Justice
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-176 adopting the final millage for Fiscal Year 2013-2014 for the Tierra Verde Fire Protection District adopted.

Motion	-	Commissioner Latvala
Second	-	Commissioner Roche
Vote	-	6 – 0

Resolution No. 13-177 adopting the final budget for Fiscal Year 2013-2014 for the Tierra Verde Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Morroni
Vote	-	6 – 0

Resolution No. 13-178 adopting the final millage for Fiscal Year 2013-2014 for the South Pasadena Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-179 adopting the final budget for Fiscal Year 2013-2014 for the South Pasadena Fire Protection District adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Justice
Vote	-	6 – 0

Resolution No. 13-180 adopting the total final 2013-2014 County Budget adopted.

Motion	-	Commissioner Long
Second	-	Commissioner Latvala
Vote	-	6 – 0

At this time, Vice-Chairman Seel closed the public hearing on the final millages and budgets for Fiscal Year 2013-2014.

September 17, 2013

#27 Meeting adjourned at 6:35 P.M.

Vice-Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk