

AGENDA ITEM # 1  
April 15, 2014

1. APPROVAL OF MINUTES:

Regular meeting held March 18, 2014.

9

**BOARD OF COUNTY COMMISSIONERS MEETING  
TUESDAY, MARCH 18, 2014 – 9:33 A.M.  
ASSEMBLY ROOM, FIFTH FLOOR  
315 COURT STREET, CLEARWATER, FLORIDA**

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

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

**INVOCATION:** Pastor Victor Boll, Calvary Baptist Church, Clearwater.

**PLEDGE OF ALLEGIANCE:** Commissioner Charlie Justice.

**PRESENTATIONS AND AWARDS:**

1. Presentation of a proclamation in recognition of Purchasing Month.
2. Tampa Bay Estuary Program.

**SCHEDULED PUBLIC HEARINGS**

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

**SCHEDULED PUBLIC HEARINGS – BOARD OF COUNTY COMMISSIONERS**

- # 1 Resolution No. 14-21 adopted appropriating unanticipated fund balance for a particular purpose in the Fiscal Year 2014 Business Technology Services Fund (re-program funds for the Justice Consolidated Case Management System (CCMS) program, and the Retire Mainframe project). No correspondence has been received. No citizens appeared to be heard.

Motion	-	Commissioner Latvala
Second	-	Commissioner Welch
Vote	-	7 – 0

- # 2 Petition of James Bushert to vacate a portion of right-of-way located on Harbor View Drive in the Harborview No. 1 Subdivision (utility easement over the vacated area to be retained), pursuant to Florida Statute Section 336.09 (Legislative Hearing) denied.

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Letters of no objection have been received from all appropriate parties. Interested property owners were notified of the date of the public hearing. Staff recommended approval of the proposed vacation. No correspondence has been received.

Referring to an aerial photograph and the zoning and land use map, Director of Real Estate Management Paul Sacco pointed out the location of the subject property and described the surrounding land uses, noting that the right-of-way to be vacated is approximately 150 feet long and four feet wide along Harbor View Drive. He related that the property abuts Boca Ciega Park; that the vacation would not affect ownership, or right of convenient access by neighboring properties, and would not adversely affect the remaining easement area; that the vacated property would be used to accommodate the applicant's electric gate, which encroaches on County property; and that, if approved, the County would be required to issue a right-of-way utilization permit to the applicant.

Responding to queries by Chairman Seel and Commissioners Welch and Roche, Mr. Sacco related that the gate, which has already been installed, leads to the subject property; that to his knowledge the requested vacation is not to remedy a code violation, as the applicant initiated the request; that there may have been a violation years ago, but he is unsure of the outcome; that there are presently no active code enforcement issues; and that the four-foot-wide vacation begins at the paved section and continues into the property.

In response to the Chairman's call for persons wishing to be heard, the following individuals stated their concerns and responded to comments and queries by the members:

William A. Fussner, Seminole  
Wilda Healy, Seminole (spoke later in the meeting)

Pointing out the location of his residence in relation to the subject property, Mr. Fussner indicated that he lives on Poinsettia Avenue, which is parallel to Harbor View Drive; that if the vacation is granted, there would be no thoroughfare, and emergency vehicles, sanitation trucks, United Parcel Service, and Federal Express vehicles would be unable to turn around; that there would be no access for County workers to mow the back of Millennium Park; and that the vacation request has been before the Commission three times; whereupon, Commissioner Long expressed concern that a gate was put on a County road.

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Housh Ghovaei, Northside Engineering Services, Inc., indicated that he represents the applicant, and provided historical information regarding the subject property. He stated that when the subdivision was originally built, the developers found that the right-of-way entered wetlands which could not be developed; that the developer mistakenly vacated only a portion of the right-of-way; and that the subject property is an easement, except the four-foot right-of-way portion; whereupon, in response to comments and queries by the members, Mr. Ghovaei related that the subject property is not a right-of-way or a standard road, it is only a driveway to accommodate the applicant's residence.

In response to queries by the members, Department of Environment and Infrastructure (DEI) Transportation and Stormwater Director Richard Coates, with input by Administrator LaSala, indicated that staff has no objection to the vacation of the County's unimproved right-of-way as long as an easement is retained; that he is unsure who paved the road; and that the fence is a code violation and can be removed by the County or emergency vehicles if access to the property or easement is needed; whereupon, Commissioner Latvala pointed out that the fire department could get to the property via Poinsettia Avenue, and discussion ensued regarding residential property access.

Clarifying the issues for the members, Mr. Sacco, with input by Administrator LaSala and Mr. Coates, stated that, if the vacation is granted, the applicant would need to apply for a variance for the fence; that all of the access points for emergency vehicles would be on Poinsettia Avenue; that currently the subject property is public access, as it is an unimproved County right-of-way, but it is not wide enough to drive through; and that the residents should not access their property through Harbor View Drive, as it would be over private property.

Following discussion, Commissioner Roche expressed his concern regarding precedence; whereupon, Attorney Bennett advised that the reason the matter is before the Board is that there have been code violations, and the applicant refuses to comply with the request that the fence be removed.

Responding to comments and queries by Commissioner Long and Chairman Seel, Ms. Healy related that 129th Street dead-ends at Harbor View Drive; that sanitation vehicles travel down Poinsettia Avenue and must back-up to Coconut Street rather than drive through Harbor View Drive; and that 128th Street is paved to Poinsettia Avenue; whereupon, Commissioner Latvala pointed out that if two cars are going in opposite directions on Harbor View Drive, one vehicle would need to move on to private property

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in order for the other vehicle to pass, as it is not an improved roadway; and Administrator LaSala pointed out that it is not a through right-of-way.

In rebuttal, Mr. Ghovae indicated that the application is the result of a code violation; that this is not a drive-through property, but a dead end; that the property was already vacated several years ago, and a mistake was made as only four feet of the subject property is left to be vacated; and that should the Board require acquiescence from Solid Waste or the Fire department, he would request a 30-day continuance in order to get the letters of no objection; whereupon, in response to queries by Administrator LaSala, Mr. Ghovae related that there are sewer and water lines that go through the property for which the County retains an easement.

Chairman Seel closed the public hearing, and in response to query by Chairman Seel, Attorney Bennett advised that it is illegal to place a storage shed on a County right-of-way. Discussion ensued among the members wherein Commissioner Latvala pointed out that the matter is similar to the alleyways in Crystal Beach; and that this is County-owned land that serves no purpose, and the vacation should be granted.

Commissioner Roche commented that Ms. Healy indicated that Penny for Pinellas paid for the partial pavement of the right-of-way; and that the applicant should have paid the code violation and removed the illegal fence before applying for the vacation. He reiterated that granting the vacation would set a precedent in the neighborhood; whereupon, he moved, seconded by Commissioner Welch, that the application be denied.

Motion	-	Commissioner Roche
Second	-	Commissioner Welch

Commissioner Welch related that if the application were to be granted, every resident on Harbor View Drive would request a vacation; that, in looking at Google Maps preview, a County sign points to Harbor View Drive, which shows intent for road connection, and Commissioner Long concurred; whereupon, Administrator LaSala, with input by Mr. Coates, indicated that the entire right-of-way is over 19 feet and the four-foot vacation request is only a portion of the right-of-way.

In response to queries by Chairman Seel and Commissioner Latvala, Administrator LaSala, with input by Messrs. Coates and Sacco, related that the subject property is buildable, although, at this time, it is unimproved and impassable; that the requested vacation is south of the County's fence; that the fence extends past or ends just at the right-of-way; and that the other residences on Harbor View Drive access their property

by Harbor View Drive; whereupon, Commissioner Justice noted that some of the plats do not yet have homes.

Responding to query by Administrator LaSala, Chairman Seel explained that the County fence is there because it is Millennium Park, and the County fences all parks.

Vote - 7 – 0

Thereupon, Chairman Seel, with input by Administrator LaSala, directed staff to inform the homeowner to remove the storage shed and the gate.

- # 3 Resolution No. 14-22 adopted granting the petition of Ronald G. and Sherry L. Nottingham to vacate a portion of 54th Avenue North right-of-way, lying north of and adjacent to Lot 20, Orange Estates of St. Petersburg First Addition (Legislative Hearing). Authority granted for the Clerk to record the resolution. Letters of no objection have been received from all appropriate parties. Interested property owners were notified as to the date of the public hearing. Staff recommended the vacation be granted. No correspondence has been received. No citizens appeared to be heard.

In response to the Chairman's call for the applicant, Ronald G. Nottingham, St. Petersburg, indicated that the subject property has been vacant since the 1950s; that he has provided maintenance to the property since its purchase; and that vacation of the property would allow property taxes to be received by the County.

Motion - Commissioner Morroni  
Second - Commissioner Latvala  
Vote - 7 – 0

- # 4 Resolution No. 14-23 adopted granting the petition of Lisa Tatro, Marian Koryciak, Wallace Koryciak, Edward Sambriski, Jr., William Wendell and June Wendell, Terry McClory and Elaine McClory and Raymond Hartman and Beverly Hartman to vacate a portion of right-of-way known as Bee Pond Road, the south 17 feet of the 50-foot-wide strip of four parcels along the north property line, and reserving a drainage and utility easement over the vacated area (Legislative Hearing). Authority granted for the Clerk to record the resolution. Letters of no objection have been received from all appropriate parties. Interested property owners were notified as to the date of the public hearing. Staff recommended the vacation be granted. No correspondence has been received. No citizens appeared to be heard.

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Pointing out that this is a new matter and is irrelevant to a previous construction case and "Parcel F," Administrator LaSala related that one of the applicants is a Department of Environment and Infrastructure (DEI) County employee.

Responding to queries by the members, Director of Real Estate Management Paul S. Sacco, with input by DEI Transportation and Stormwater Director Richard Coates, displayed a sketch of the subject property, noting that the area to be vacated is on the eastern side of Bee Pond Road. He stated that a survey has been completed for each individual property, although the vacation encompasses all four lots; and that some of the contiguous properties on the eastern side of Bee Pond Road have previously been vacated, and this vacation would allow alignment of the property tracts; whereupon, in response to query by Chairman Seel, Commissioner Roche pointed out the location of the unrelated "Parcel F," and discussion ensued regarding Bee Pond Road.

In response to the Chairman's call for the applicant, Edward Sambriski, Jr., Palm Harbor, indicated that he is one of the applicants; that the vacation would return to the owners the right-of-way that was given to the County in the 1980s to construct Route One; and that granting the vacation would not adversely affect adjacent property owners.

Motion	-	Commissioner Latvala
Second	-	Commissioner Welch
Vote	-	7 – 0

- # 5 Petition of Daniel Riese II and Nancy Ann Riese to vacate a portion of a right-of-way known as St. Louis Avenue, W. V. Futrell's Subdivision, with the County reserving a drainage and utility easement over the vacated area (Legislative Hearing), temporarily deferred. Letters of no objection have been received from all appropriate parties. Interested property owners were notified as to the date of the public hearing. Staff recommended the vacation be granted. No correspondence has been received.

In response to queries by Commissioner Roche and at the request of Chairman Seel, Daniel Riese II, Palm Harbor, indicated that he is the applicant. Referring to a sketch in the agenda packet, a copy of which has been filed and made a part of the record, Mr. Riese pointed out the location of the subject property and the area to be vacated; and indicated that the property to the right and to the left of the subject property has been previously vacated.

Responding to the Chairman's call for objectors to the application, Chris Noell, Ozona, appeared and expressed his concerns and stated that St. Louis Avenue is not an

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abandoned road; that a recorded easement exists allowing a right-of-way from St. Louis Avenue to his property; and that if he sells a portion of his property, the new owners would be land-locked; whereupon, he requested that the Board table the matter for thirty days so that an easement agreement could be entered into between the parties.

In rebuttal and in response to queries and comments by Commissioner Roche and Chairman Seel, Mr. Riese stated that he is concerned about the maintenance of the subject property and the flooding from the adjacent properties; that he would only require a portion of the property for drainage on one side of the road; and that a neighbor owns parcel eight; whereupon Administrator LaSala, with input by Chairman Seel, suggested that a right-of-way would ensure access in perpetuity if Mr. Noell's property is ever sold; and discussion ensued.

During discussion regarding drainage and in response to queries and comments by Chairman Seel, Attorney Bennett advised that the applicant work with staff to reduce the size of the vacation to only that portion needed to satisfy the drainage issue; and that the item be brought back before the Commission; and the applicant agreed.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the item be continued for 30 days.

Motion	-	Commissioner Latvala
Second	-	Commissioner Morroni
Vote	-	7 – 0

- # 6a Application of Joe's Creek Industrial Park, Ltd. in care of David Kramer for a change of zoning from M-1, Light Manufacturing and Industry, to C-2, General Retail Commercial and Limited Services, and a change in land use designation from IL, Industrial Limited, to CG, Commercial General, denied, re a parcel containing approximately .046 acre located at the northwest corner of 28th Street North and 46th Avenue North, unincorporated Lealman (Z/LU-21-9-13). The public hearing was properly advertised. Staff recommended denial. No correspondence has been received.

Referring to an aerial photograph and the zoning and land use map, Planning Department Zoning Manager John F. Cueva pointed out the subject property and described surrounding land uses, noting that the parcel was part of a three-parcel application; that the applicant on two of the properties established that the properties have been used in a commercial manner since the 1960s, and the County awarded these two properties a non-conforming use designation. He stated that the subject location is a verified non-



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commercial use, but the County denied the request for non-conforming use, as the subject property has been vacant for approximately ten years; and that staff feels that approval of the application would set a precedent for commercial activity that would mirror the east side of 28th Street; whereupon, he discussed the uses allowed in an M-1 category, including offices and retail sales associated with 25 percent of the building area.

In response to queries by Commissioners Welch, Justice and Latvala, Mr. Cueva related that the one of the factors influencing the Local Planning Agency's (LPA) three to three vote is that the commercial rights of the property owner would be revoked even though the property remained vacant; that the LPA Board is in agreement regarding the preservation of industrial lands; that at one time the owner requested a gymnasium, which would not be allowed in an M-1 category; and that what would be allowed is not definitive, as staff is still in discussion regarding Code updates, which should allow for more flexibility in zoning and grant more authority to the cities.

In response to the Chairman's call for the applicant, James N. Powell, Esquire, appeared and stated that he represents the applicant; that the property manager for the developer, David Kramer, is in the audience; that a gas station was on the subject property from 1962 through 1978; that the applicant paid for the demolition and the removal of the underground gas tanks; that for the last 52 years, the property has been used primarily for retail commercial use; and that the subject property, which has remained vacant since 2003, is less than one-half of an acre, and is located in a retail commercial area, but zoned industrial use, which renders the property unusable. Chairman Seel closed the public hearing and discussion ensued among the members wherein Commissioner Welch expressed his concerns regarding the Board's enforcement of County policy to protect industrial lands, especially when it is a clear-cut case.

Thereupon, Commissioner Welch moved, seconded by Commissioner Latvala, that the application be denied pursuant to staff's recommendation.

Motion - Commissioner Welch

Second - Commissioner Latvala

In response to comments and queries by Chairman Seel and Commissioner Justice, Mr. Cueva related that he is unsure how other properties are operating commercial businesses in an industrial zone; that the two properties awarded legal non-conforming use by the County have demonstrated commercial use since 1963; that it would depend on the applicant's request and the nature of adjustments made to the Code as to whether or not the applicant would need to return to the Board; and that if the applicant requested a

dance studio, they could apply for permitted use; whereupon, Commissioner Justice expressed his concern and noted that it would be a tough area to start an industrial business; and Commissioner Roche stated that the Board needs to stand by its commitment to protect industrial areas.

Vote - 6 – 1, with Commissioner Justice dissenting.

- # 6b First public hearing held regarding a proposed resolution to change the zoning classification from R-R, Rural Residential, to R-1, Single Family Residential, on approximately 20 acres located on the southeast corner of County Road 39 and Fisher Road, Palm Harbor (Z-26-12-13). Public Hearing was properly advertised. Affidavit of Publication has been received for filing. No correspondence has been received. Second public hearing to be held April 15, 2014.

General Planning Division Manager Gordon R. Beardslee stated that the purpose of the public hearing today is to receive public comment; and that the Board would take action pursuant to Florida Statutes at the next public hearing set for April 14, 2014; whereupon, referring to an aerial photograph and the zoning and land use map, Planning Department Zoning Manager John F. Cueva pointed out the location of the subject property and described surrounding land uses, noting that the site was previously owned by the Pinellas County School Board. He indicated that 50 single-family homes are proposed for this development, which, if approved, will allow minimum lot sizes of 9,500 square feet compared to the minimum lot size of 16,000 square feet required by the current zoning; whereupon, he stated that staff recommends approval of the application, as it is consistent and compatible with the zoning to the north and the parcel to the west.

In response to queries by Commissioners Roche and Welch, Mr. Cueva indicated that the lots going west are graduated as a buffer, from 6,000 to 9,500 square feet; that the R-1 zoning, which prohibits livestock, would be more appropriate, as the subject property is adjacent to a car dealership and a furniture store; that the gopher tortoises would be relocated pursuant to state law, during site plan review; and in response to query by Commissioner Welch, he confirmed that the tortoises would be relocated out of Pinellas County.

Responding to queries by Chairman Seel and Commissioner Welch, Mr. Beardslee, with input by Mr. Cueva, related that during site plan review, which is later in the permitting process, an in-depth traffic impact study would need to be completed that would determine whether or not a traffic signal is warranted at the intersection of Belcher Road and County Road 39; that the difference in the number of trips is due to what could be

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built with the existing zoning and what could be built with the proposed zoning; and that the applicant's traffic engineer could answer more detailed questions.

Upon the Chairman's call for the applicant, E.D. Armstrong, Esquire, Clearwater, appeared and indicated that he represents the applicant; that experts are available for any questions the Board may have; and that the issues of the undecided citizens may be irrelevant to this matter and should be heard first.

Responding to the Chairman's call for citizens wishing to be heard, the following individuals expressed their concerns regarding noise, traffic congestion, the dangerous intersection at Fisher Road and Curlew Road, and land ownership and the County right-of-way:

Harvey Self, Palm Harbor  
Scott Morris, Palm Harbor  
John Courtney, Dunedin (spoke later in the meeting)  
JoAn Totty, Palm Harbor (spoke later in the meeting)

In response to comments and queries by the citizens, Mr. Beardslee, with input by Chairman Seel, stated that the County no longer has a traffic calming program due to the Great Recession; and that staff is investigating any encroachments on Fischer Road, but cannot promise that there will be no further encroachment, and discussion ensued.

Noting that the matter is not a land use map amendment but a rezoning, Mr. Armstrong related that the density is capped on the property; whereupon, Tindale-Oliver & Associates, Inc. Traffic Engineer Bill Oliver indicated that County Road 39 is designated as a minor collector road in the County's transportation plan, and is not a local street; that access to the site will be from County Road 39 at the north end only, and not from Fisher Road; and that, with the addition of the development, the traffic volumes would remain consistent with the level of traffic expected on a Pinellas County collector road.

Responding to queries by the members, Mr. Oliver, with input by Mr. Armstrong, indicated that construction of a sidewalk would be an example of one of the strategies implemented to retain the 100 percent development capacity; and that under the County's transportation management strategy policy, points are given for each tactic implemented and paid for by the developer, including a traffic signal or turn-lane at the Belcher Road intersection; whereupon, Waldrop Engineering Principal Planner Alexis Crespo discussed the R-1 zoning, and pointed out that the R-R zoning would underutilize the public's investment in infrastructure; that the applicant is not asking for any density beyond what

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is allowed; and that the R-1 zoning is consistent with the Comprehensive Plan and the Land Development Code and creates a nice transition from light industrial to residential use.

Addressing the concerns of the citizens and queries by Chairman Seel, Trent Stephenson, P.E., Waldrop Engineering, related that a survey and title commitment on the subject property confirmed that Fisher Road does not encroach upon individual properties; and that the applicant has reserved 20 feet of the western right-of-way to give to the County in the event that Fisher Road is expanded.

Responding to queries by Commissioners Morroni and Welch, Mr. Cueva pointed out the location of Mr. Self's property and related that Pinellas County Building Services Engineering Technician Lora Strong would assist Mr. Self in resolving his concerns; and that the Survey Department is researching the right-of-way issues, and discussion ensued regarding improved and unimproved roadways.

Thereupon, Chairman Seel closed the public hearing and stated that the matter would be voted upon at the April 15, 2014 public hearing.

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At this time, 11:47 A.M., Commissioner Welch left the meeting.

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- # 6c Resolution No. 14-25 adopted approving the application of Jessalyn Robinson, Estate, in care of Maurice Larue Robinson through Robert Pergolizzi, AICP/PTP, Representative, for a change of zoning from A-E, Agricultural Estate Residential, to R-3, Single Family Residential (Z-4-2-14), re approximately 2.5 acres located on the east side of Belcher Road, 650 feet south of Curlew Road, in the unincorporated area of Pinellas County (street address: 3449 Belcher Road). Staff recommended approval of the application based on the Local Planning Agency Report. A petition with 16 signatures in opposition to the application has been received. No citizens appeared to be heard.

Administrator LaSala indicated that the change in zoning would allow the site to be developed with lot sizes having a minimum of 6,000 square feet whereas the current zoning requires a minimum of two acres per lot.

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

Later in the meeting, John Courtney expressed his concern regarding the subdivision accessing Pine Street, as it is his backyard; whereupon, Mr. Cueva indicated that the access to the subdivision would be Belcher Road.

- # 6d Resolution No. 14-26 adopted approving the application of McClellan Ningard through Pam Wilhelm, Representative, for a change of zoning from R-4, One, Two, and Three Family Residential, to P-1A, Limited Office; and Ordinance No. 14-14 adopted approving a change in land use designation from Residential Low Medium to Residential/Office Limited, re approximately 0.36 acre located on the south side of Evans Road, 720 feet west of U.S. Highway 19 North, located in the unincorporated area of Dunedin (street address: 2335 Evans Road). The Local Planning Agency recommended approval of the application based on the staff report. No correspondence has been received.

No one appeared in response to the Chairman's call for citizens wishing to be heard; whereupon, Chairman Seel closed the public hearing.

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

#### **SCHEDULED PUBLIC HEARING – COUNTYWIDE PLANNING AUTHORITY (CPA)**

- # 7 Sitting as the Countywide Planning Authority, the Board adopted Ordinance No. 14-15 approving Case No. CW 14-05, the proposal by the City of Dunedin to amend the Countywide Future Land Use Plan from Institutional to Residential Urban, re a 2.5 acre portion of two parcels totaling approximately 5.13 acres m.o.l., located at 1289 and 1293 Michigan Boulevard (subthreshold amendment). Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Administrator LaSala indicated that the entire site is proposed to be developed into a single-family neighborhood consisting of 23 homes.

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

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At this time, 11:58 A.M., Commissioner Welch returned to the meeting.

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# 8a Sitting as the Countywide Planning Authority, the Board adopted Ordinance No. 14-16 approving Case No. CW 14-06 (Special Area Plan Adoption 2014) Central Avenue Revitalization Plan Special Area Plan (SAP), a proposal by the City of St. Petersburg to amend the Countywide Future Land Use Plan from Planned Redevelopment-Residential, Planned Redevelopment-Mixed Use, and Community Redevelopment District to Planned Redevelopment-Mixed Use with Activity Center and Community Redevelopment District with Activity Center, re 184.3 acres m.o.l., located between 19th Street and Pasadena Avenue and between First Avenue North and First Avenue South, with the exception of an intervening area between 31st Street and 34th Street (regular amendment). No correspondence has been received. No citizens appeared to be heard. Pinellas Planning Council recommended approval of the proposed amendment, and staff concurred. Approval is based upon the Special Area Plan entitled *Central Avenue Revitalization Plan*, a copy of which has been filed and made a part of the record, and subject to the following conditions:

1. Submission by the City of any future amendment to the SAP for receipt and acceptance, or for consideration as an amendment, as is determined necessary, under the Countywide Plan Map amendment process.
2. Submission by the City of an assessment of the Special Area Plan's progress with respect to its enumerated objectives five years from the effective date of the Countywide Plan Map amendments pursuant to the SAP.
3. Submission of a revised SAP document to include revised text per the City's Resolution No. 2013-544 regarding the 2.5 floor area ratio non-residential intensity standard, as well as other noted changes.
4. Submission of amendments to the Vision 2020 SAP to include revisions of the Planned Redevelopment – Residential and Planned Redevelopment – Mixed Use maps (Maps 1 and 2), revisions of the discussion of the Grand Central District and corridors and adding reference to the two zoning districts associated with PR-MU for consideration as an amendment under the Countywide Plan Map amendment process.

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Motion	-	Commissioner Morroni
Second	-	Commissioner Welch
Vote	-	7 – 0

In response to queries by Commissioner Welch and Chairman Seel, Administrator LaSala indicated that discussions are ongoing regarding the \$2 million that is allocated from the Penny for Pinellas for the Central Avenue project by a 2007 interlocal agreement with the City of St. Petersburg.

- # 8b Sitting as the Countywide Planning Authority, the Board continued Case CW 14-07, the proposal by the City of St. Petersburg to amend the Countywide Future Land Use Plan from Industrial Limited and Water/Drainage Feature to Planned Redevelopment-Mixed Use, re 7.3 acres located on the northeast corner of 34th Street North and 13th Avenue North (regular amendment) to May 6, 2014. Pinellas Planning Council deferred the case to their April 9, 2014 meeting. Therefore, staff recommended continuation to the May 6, 2014 meeting. No correspondence has been received. No citizens appeared to be heard.

Motion	-	Commissioner Latvala
Second	-	Commissioner Long
Vote	-	7 – 0

Later in the meeting and in response to query by Commissioner Welch, Pinellas Planning Council Interim Executive Director Michael C. Crawford related that the applicant requested a change to the Planned Redevelopment-Mixed Use category, which is noncompliant to current Code, so the City of St. Petersburg requested a delay.

- # 8c Sitting as the Countywide Planning Authority, the Board adopted Ordinance No. 14-17 approving Case No. CW 14-03, the proposal by Pinellas County to amend the Countywide Future Land Use Plan from Residential Low (up to five units an acre) to Commercial Recreation (Speckled Trout Marina), re 3.3 acres, consisting of three parcels, located at 343 Bayshore Drive, Ozona (regular amendment). Pinellas Planning Council recommended approval of the proposal subject to the Development Agreement, and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Motion	-	Commissioner Latvala
Second	-	Commissioner Justice
Vote	-	4 – 3, with Chairman Seel and Commissioners Roche and Morroni dissenting.

## CITIZENS TO BE HEARD

David Ballard Geddis, Jr., Palm Harbor, re reclaimed water

JoAn Totty, Palm Harbor, re noise in Palm Harbor

- *County to inform the Pinellas County Sheriff upon issuing a permit for an event. Commission to order Sheriff's report regarding the indecent exposure incident, and Chairman to discuss with Sheriff Gualtieri.*

Greg Pound, Largo, re families

## **CONSENT AGENDA ITEMS NOS. 9 THROUGH 16 – APPROVED, WITH THE EXCEPTION OF THAT PORTION OF ITEM NO. 9 RELATING TO THE JANUARY 28, 2014 MINUTES, WHICH WAS CONSIDERED UNDER ITEM 17.**

Motion	-	Commissioner Roche
Second	-	Commissioner Latvala
Vote	-	7 – 0

# 9 See Item No. 17.

#10 Reports received for filing:

- a. Pinellas Planning Council Basic Financial Statements and Regulatory Reports (annual audit) for the year ended September 30, 2013.
- b. Juvenile Welfare Board of Pinellas County Financial and Compliance Reports for the year ended September 30, 2013.

#11 Vouchers and Bills Paid

### February 2 through February 8, 2014

Payroll – None.

Accounts Payable

Checks – \$8,429,750.01

ACH Transfers – \$5,586,823.01

Wire Transfers – \$411,386.13

### February 9 through February 15, 2014

Payroll

Checks – \$3,025,581.78



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ACH Transfers – \$65,231.09  
Third Party ACH – \$12,167.29  
Third Party Check – \$2,638.53

Accounts Payable  
Checks – \$5,047,222.95  
ACH Transfers – \$2,742,110.12  
Wire Transfers – \$563,371.87

#12 Miscellaneous items received for filing:

- a. City of Clearwater Notices of Public Hearings regarding proposed Ordinances Nos. 8537-14 through 8539-14 amending the Annexation, Land Use Plan, and Zoning Atlas; and Notices of Intent to Consider Development Agreements (2); public hearings held February 20 and March 6, 2014.
- b. City of Dunedin Notice of Glenn Moor Neighborhood Participation Meeting held February 25, 2014, and Notice of Public Hearing to be held April 3, 2014, re land use plan amendment, rezoning, and final design review for Glenn Moor project.
- c. City of Largo Notices of Public Hearings regarding proposed Ordinances Nos. 2014-29 and 2014-30 to be held April 15, 2014, annexing certain property (change of hearing date).
- d. City of Largo Resolution No. 2109 adopted January 21, 2014, endorsing the Greenlight Pinellas Plan.
- e. City of Pinellas Park Notice of Public Hearing held March 13, 2014, re proposed Ordinance voluntarily annexing certain property.
- f. Pinellas County Local Mitigation Strategy 2014 Annual Update.
- g. Correspondence from City of St. Petersburg Mayor Rick Kriseman re proposed Pinellas County Emergency Medical Services CARES 2 Plan.

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#13 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>
1. Airport	Temporary Access Permit with Manheim, Inc. for car rental service area	\$1,270.00 monthly revenue	2.20.14
2. Airport	Florida Airports Council Internship Grant Agreement from Florida Airports Council for internship salary	\$4,000.00 grant revenue \$1,000.00 County contribution	2.20.14
3. Airport	Temporary Access Permit with Pepper Contracting Services, Inc. for Airport land use	\$3,500.00 monthly revenue	2.14.14
4. Convention and Visitors Bureau	Event Contract and Indemnification Provisions with Bright Business Media, LLC for a Smart Meeting Event	\$2,700.00	2.5.14
5. Environment and Infrastructure	Time extension only Amendment No. 1 to the Interlocal Agreement with the City of Madeira Beach for rehabilitation of the groin field along the shoreline of Madeira Beach	N/A	2.25.14
6. Environment and Infrastructure	(a) Release of Maintenance Surety to MD Holdings, LLC for completion of Rothschild Medical project	(a) N/A	2.11.14
	(b) Cooperative Agreement with the City of Tarpon Springs for resolution of flooding issues in the vicinity of Earl Street and the Pinellas Trail	(b) \$85,000.00	
7. Environment and Infrastructure	Notice of Liens (12)	N/A	01.24.14
8. Environment and Infrastructure	Notice of Liens (23)	N/A	01.22.14
9. Environment and Infrastructure	Notice of Liens (6)	N/A	01.21.14
10. Environment and Infrastructure	(a) Release of Liens (22)	(a) Liens have been paid in full	01.13.14
	(b) Notice of Liens (27)	(b) N/A	

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	<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Date Approved</u>
11.	Environment and Infrastructure	Release of Liens (19)	N/A	12.26.13
12.	Health and Community Services	Master Health Program Specialty Provider Agreement with Anup Desai, M.D., P.A.	Resolution 10-209 waived purchasing ordinance allowing HCS authority to negotiate specialty health care services. \$3,715,000.00 FY 2014 Master Agreement Pool	2.28.14
13.	Parks and Conservation Resources	Signature Commencement Package Form for the Office of Greenways and Trails Grant for Pinellas Trail repair	N/A	2.26.14
14.	Real Estate Management	Fourth Amendment to Sublicense Agreement with WorkNet Pinellas, Inc. d/b/a CareerSource Pinellas for space reduction at the Epicenter	\$42,503.64 annually	2.25.14
15.	Real Estate Management	First Amendment to Antenna Siting License Agreement with Alltel Communications, LLC d/b/a Verizon Wireless for an equipment change	N/A	2.10.14
16.	Real Estate Management	Declaration of Restricted Covenant with Florida Department of Environmental Protection for the U.S. Highway 19 Yard	N/A	1.15.14
#14	Resolution No. 14-27 adopted supplementing the Fiscal Year 2014 General Fund Budget to appropriate unanticipated fund balance and earmarked receipts for a particular purpose (unanticipated grant and other revenues to the Pinellas County Sheriff's Office in the amount of \$320,700.00) (Management and Budget).			
#15	Declaration of miscellaneous County-owned equipment (2 Trane chillers) as surplus as identified in the agenda memorandum dated March 18, 2014, approved; authorization granted for liquidation of same through public auction conducted by GovDeals.com (Real Estate Management).			
#16	Notice of new lawsuit and defense of the same by the County Attorney in the case of Suzanne Buice versus Board of County Commissioners – Circuit Civil Case No. 14-001284-CI-021 – Allegations of Negligence Resulting in Personal Injuries.			

- #17 Items for discussion from Consent Agenda (County Administrator and Clerk of Circuit Court).

- #9 Minutes of the regular meeting of January 28, 2014 – Approved as corrected.

Commissioner Roche requested that Page 37, Paragraph 5, of the January 28, 2014 minutes reflect a conclusion and direction from the Board that no further action be taken on the sale of the Cross Bar and Al Bar Ranches.

Motion	-	Commissioner Roche
Second	-	Commissioner Long
Vote	-	7 – 0

Chairman Seel referred to Agenda Item 12b and related that the City of Dunedin has a fine Citizen's Guide to the Quasi-Judicial Process, and suggested that something similar be made available on the County website.

- #18 Fiscal Year 2014 Board Budget Amendment No. 3 was filed and made a part of the record. (Amendment realigns appropriation from the General Government Non-Program cost center to the Human Resources cost center within the General Fund [High Performing Organization Initiative]).

Motion	-	Commissioner Welch
Second	-	Commissioner Morroni

In response to a request by Chairman Seel, Administrator LaSala agreed to provide the Board, in writing, the flow of the Reserves Contingencies Countywide Fund and where the continuous learning account will be memorialized.

Vote	-	7 – 0
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- #19 Funding agreement between Pinellas County and Bob Gaultieri, Pinellas County Sheriff, for a Video Visitation System approved in an amount not to exceed \$400,000.00; Chairman authorized to sign the agreement and the Clerk to attest.

Motion	-	Commissioner Latvala
Second	-	Commissioner Long

Responding to query by Chairman Seel, Real Estate Management Director Paul Sacco stated that the money would come from Penny for Pinellas funds.

Vote	-	7 – 0
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- #20a Transportation Regional Incentive Program (TRIP) Agreement with the Florida Department of Transportation (FDOT) approved for the State Road 694/County Road 694 (Park Boulevard) from State Road 687 (4th Street) to State Road 699 (Gulf Boulevard) Advanced Traffic Management System/Intelligent Transportation System (ATMS/ITS) project for construction services (TRIP Funding, \$1,758,450.00; County Funding, \$1,758,450.00) (FDOT Financial Project Number 424012 1 58 01; County PID No. 000175A (2159). Resolution No. 14-28 adopted authorizing the Chairman to execute and the Clerk to attest; Clerk authorized to record the resolution.

Motion - Commissioner Welch  
Second - Commissioner Latvala

In response to query by Commissioner Morroni, Chairman Seel agreed to find out if a letter went out to Pinellas Park Mayor Sandra Bradbury concerning the renaming of Park Boulevard.

Vote - 7 – 0

- #20b Transportation Regional Incentive Program (TRIP) Agreement with the Florida Department of Transportation (FDOT) approved for the Bryan Dairy Road/118<sup>th</sup> Avenue from 28<sup>th</sup> Street to Alternate U.S. 19 Advanced Traffic Management System/Intelligent Transportation System (ATMS/ITS) project for construction activities (TRIP Funding, \$1,215,150.00; County Funding, \$1,215,150.00) (FDOT Financial Project Number 423086 1 58 01; County PID No. 000322A (2294). Resolution No. 14-29 adopted authorizing the Chairman to execute and the Clerk to attest; Clerk authorized to record the resolution.

Motion - Commissioner Welch  
Second - Commissioner Roche

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At this time, 12:23 P.M., Commissioner Justice left the meeting.

\* \* \* \*

Responding to query by Commissioner Roche, Administrator LaSala agreed to provide an overview of the Ninth Cent Local Option Gas Tax from 2006 to present; whereupon, Chairman Seel commented that the County is in better shape because of the TRIP support.

Vote - 6 – 0

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At this time, 12:30 P.M., Commissioner Justice returned to the meeting.

\* \* \* \*

- #21 Amendment No. 2 to the Substance Abuse Mental Health Funding Agreement with Personal Enrichment through Mental Health Services, Inc. (PEMHS) approved, extending funding through September 30, 2014 in an amount not to exceed \$846,534.00; Chairman authorized to sign and the Clerk to attest.

Motion - Commissioner Latvala  
Second - Commissioner Welch

Responding to query by Commissioner Latvala, Deputy Director of Health and Community Services Lynda Leedy related that the County is paying for utilization of the Crisis Stabilization beds; that most of the individuals coming into the Crisis Stabilization Unit are being referred by law enforcement or area hospitals; and that staff hopes to have a conversation with PEMHS and users of the beds regarding equitable funding; whereupon, she indicated that prior to the opening of the unit, the patients were going into the hospitals, noting that hospitals are seeing a savings as a result of PEMHS, and the County is shouldering a larger financial burden.

Chairman Seel agreed with Commissioner Latvala that it is the County's responsibility to provide Baker Act facilities, but it needs to demonstrate to the hospitals that PEMHS is saving them money; whereupon, Health and Community Services Planning and Contract Services Director Tim Burns stated that in 2006 when the transportation exception plan was put into place, there was a shift in demand from some private hospitals to PEMHS, making PEMHS more of a receiving facility; and that the County is attempting to convince its partners that they need to help with the funding.

PEMHS Chief Executive Officer Tom Wedekind stated that one of the reasons the demand for service is up is the increase in prescription drug abuse; that a large number of people are being referred from various hospitals; and that the hospitals do have a right to refuse Baker Act patients, noting that only private receiving facilities do not have the right to refuse.

Discussion ensued, and responding to queries by Commissioner Welch, Mr. Wedekind confirmed that PEMHS has a 14-bed children's crisis unit that the County partially funds

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through the Baker Act match; and that PEMHS is the only facility other than hospitals that provides Baker Act beds; whereupon, Mr. Burns related that PEMHS is the only public receiving facility that receives funds from the County and from the Department of Children and Families (DCF); that the agreement provides funds for the next six months; that it is staff's intent to work with Mr. Wedekind to find other funding mechanisms; and that, ultimately, the goal would be to work with the entire behavioral health system.

Vote - 7 - 0

#22 Other Administrative Matters:

The Barrier Island Governmental Council and the Beautification of Gulf Boulevard:

Administrator LaSala related that under the Penny for Pinellas program, \$35 million was provided to the Pinellas County Gulf Beaches for the beautification of Gulf Boulevard; that the Barrier Island Governmental Council (Big C) is responsible for coordinating and agreeing to the individual projects; that the Big C has asked for further direction prior to the BCC/Tourist Development Council (TDC) joint meeting; and that staff is seeking guidance from the Board.

Chairman Seel related that the discussion came up in a meeting in which the Board was attempting to identify the direction going forward in relation to budgets and tourism projects and had requested information on how the Big C plans to spend and allocate the \$7 million a year for the next five years, noting that some information is available, but not the specifics.

Commissioner Justice commented that the beach communities are unsure about the process itself; whereupon, Chairman Seel indicated that the Board should be clear on what it authorized as uses for the money; and directed that the minutes be reviewed to determine what was decided, and no objections were noted.

Commissioner Roche commented that Duke Energy should be included in any discussion regarding converting the overhead power lines to an underground system on Gulf Boulevard, as the utilities would benefit from the project. Chairman Seel suggested that the Big C determine which underground projects to include in the underground system; noting that putting the utilities underground for the entirety of Gulf Boulevard would cost over \$100 million, in 2007 dollars; and that she would not support the Board funding the entire project; whereupon, with input by Commissioners Latvala and Roche, she agreed

that the underground project could not be undertaken without involving the utilities, and Duke Energy would need to be involved in the conversation.

#23 County Attorney Miscellaneous:

Attorney Bennett related that he had earlier briefed the Commissioners individually about the progress being made to solve the billing process issues regarding juvenile detention and the reimbursement of monies owed to the County by the Department of Juvenile Justice (DJJ).

Intergovernmental Relations Director Wendy Nero indicated that staff from the Florida Association of Counties (FAC) had called yesterday regarding the latest proposals for reimbursement of the DJJ funds and the proposed payment split going forward, noting that in excess of \$8 million is owed to Pinellas County. She related that three proposals are being considered: (1) a Florida House of Representatives bill with a 50/50 split and a 10-year payback, which has not yet been drafted, but appears to be the best opportunity to recover the money owed to the County, as well as provide a fair split going forward; (2) a Senate bill with a 57/34 split, which does not include repayment of the money owed to the County; and (3) one from the Governor's Office wherein the counties would again pay 67 percent; whereupon, she indicated that the FAC is seeking guidance from the counties by the end of the week.

Commissioner Long concurred with the House proposal; and, responding to query by Commissioner Roche, Ms. Nero confirmed that two issues are involved: repayment of the monies due Pinellas County and a fair split going forward; whereupon, Commissioner Roche suggested that the County could accept the House's proposed split going forward without agreeing to the reimbursement portion, or wait until next year and attempt to get it all.

\* \* \* \*

At this time, 12:40 P.M., the meeting was recessed and reconvened at 1:17 P.M., with all members present, except Commissioners Long and Morroni.

\* \* \* \*

#24 Sitting as the Countywide Planning Authority, the Board received and accepted a Minor Plan Change to the City of Clearwater Beach by Design Special Area Plan (Case CW 01-



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25, SAP Change No. 8-2014), as recommended by the Pinellas Planning Council in its memorandum dated March 18, 2014, a copy of which has been filed and made a part of the record.

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

- #25 Sitting as the Emergency Medical Services Authority, the Board approved the re-appointments to the Pinellas County Emergency Medical Services (EMS) Advisory Council, as delineated in the Board memorandum dated March 18, 2014.

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

- #26 Reassessment of Park Street/Starkey Road construction project:

Administrator LaSala related that the original 1989 Penny for Pinellas project list included an extensive improvement project for Park Street/Starkey Road from Tyrone Boulevard to East Bay Drive; and that after a reduction in Penny funding due to the economic decline, it was decided to reassess the project.

Planning Section Manager Al Bartolotta referred to a PowerPoint presentation titled *Park Street/Starkey Road (County Road 1) from Tyrone Boulevard (U.S. Highway 19 Alternate) to East Bay Drive (State Road 686) Corridor Reassessment*, a copy of which has been filed and made a part of the record, and indicated that the reassessment was a joint effort by the Planning Department and the Department of Environment and Infrastructure (DEI), as would be today's presentation.

Mr. Bartolotta indicated that the project was included in the first Pinellas County Comprehensive Plan adopted in 1989; that the original plan called for Park Street/Starkey Road to be a six-lane divided road going from Tyrone Boulevard/Bay Pines Boulevard to East Bay Drive based on the traffic demand at the time; that the traffic volume is significantly different today, noting a 15 to 16 percent decline; that the reassessment was undertaken in order to re-visit the original plans in light of the reduced traffic demand; and that the reassessment included improved safety conditions for bicycle riders, pedestrians, and transit riders, and a review to determine whether significant modification of the intersections would provide sufficient improvement to the traffic flow.

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DEI Transportation and Stormwater Manager Ken Jacobs indicated that the major intersections at East Bay Drive, Ulmerton Road, Bryan Dairy Road, and Park Boulevard are currently failing or will fail in the future, meaning there is continuous congestion and capacity problems. He discussed plans to enhance the intersections, while maintaining a less-than six-lane divided road.

URS Corporation Consulting Engineer Chris Lovett provided a detailed overview of the proposed improvements to the various segments along the Park Street/Starkey Road to East Bay Drive corridor, including the number of lanes, the medians, the planned construction dates, the expansion of the Bayou Canal Bridge, acquisition of rights-of-way, community access, the provision of mass transit facilities, and the project costs.

In response to query by Commissioner Morroni, DEI Planning and Design Manager Ivan Fernandez confirmed that the Capital Improvement Program (CIP) presently shows Segment 1A from Tyrone Boulevard to 54th Avenue funded for construction in 2017 and 2018, and Section 1C, which is a bridge project, funded for construction in 2015 and 2016.

Responding to queries by Commissioner Roche, Mr. Lovett indicated that a “pork chop” would be installed in the median at Bay Drive, which is currently a full median opening; and that the design was coordinated with the City of Largo. He stated that some segments, for instance the segment containing the bridge, would be more costly than others; and that it would be very difficult to associate a cost per mile or cost per foot.

Discussion ensued and responding to queries by Commissioner Welch, with input by Messrs. Jacobs and Bartolotta, Mr. Lovett related that several issues go into prioritizing the road segments, including dollars available in the CIP budget, the permits currently in place, the design already done, and traffic needs. He stated that the major intersections are projected to fail before 2040, and their projected failure is the driving force behind the widening of the corridors.

Mr. Bartolotta indicated that there has been an actual decline in the current daily trips since 1989, and a leveling-off trend in overall county traffic volume; and that there is a trend analysis that summarizes the volume of traffic on individual corridors, but not countywide, noting that staff is working on a countywide analysis. During discussion and in response to query by Commissioner Justice, Mr. Jacobs related that the average annual daily traffic for the Ulmerton/East Bay Road segment in 1991 was 31,700 and, currently, the same segment shows a daily traffic count of 30,600.

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Responding to queries by Commissioner Welch, Administrator LaSala indicated that the project has unfunded construction costs of approximately \$30 million; that no additional funds are available; and that the availability of funds for projects in the original 2010-2020 plan will not be known until a true-up is done when the present Penny ends.

In response to the concerns of Commissioner Long regarding the 102nd Avenue area, Mr. Jacobs indicated that the 102nd Avenue project was delayed due to revenue issues; that some roadway safety audits have been done; and that after the current study concludes, a consultant will be brought in to study the area. Commissioner Morroni expressed concern about targeting money for the 102nd Avenue project, and stated that when the project was discussed a couple of years ago, the community was adamantly opposed; that as a result of the community opposition, the project was downsized; that the downsizing resulted in the funding being reduced from over \$30 million to around \$3 to \$4 million; that the citizens were happy with the trimmed-down design; and that it is his understanding that the community would again be in strong opposition if the original project were to be reintroduced; whereupon, Commissioner Long related that the traffic problems around 102nd Avenue have increased due to other projects being completed.

Mr. Jacobs clarified that the roadway audits he mentioned were related to intersections, safety, and drainage improvements; and agreed that a major widening project would entail engaging the community again to see if the mindset has changed; whereupon, Commissioner Morroni reiterated that the major players are still in the community, still opposed, and will show up in force to voice their opposition.

Commissioner Roche suggested that the cities contribute when County roads are being improved in their jurisdictions, as they stand to benefit; and Chairman Seel related that while it is an interesting idea, she could not support it because it might complicate the approval of the next Penny, noting that the Board has always taken a countywide approach with transportation issues and needs to continue in that direction; and Commissioner Latvala concurred, stating that the cities could in turn ask the County to help fund city streets that go through unincorporated areas, and discussion ensued.

In response to query by Chairman Seel about citizen input in the different segments, Mr. Bartolotta indicated that meetings have been held with the Cities of Seminole and Largo, with some input by citizens; and Mr. Jacobs related that because some of the segments have been shelved for a period of time, the community involvement process would probably need to be addressed again, and Chairman Seel concurred; whereupon, she

discussed the budget allocation for the segments, and indicated that it appears there might be funding available for another segment, which she would support.

\* \* \* \*

At this time, Commissioners Morroni and Long entered the meeting.

\* \* \* \*

#27 Beach nourishment:

Department of Environment and Infrastructure Coastal Resources Manager Andy Squires gave a brief overview of a recent meeting in Washington, D.C., as part of the American Shore and Beach Preservation Association's (ASBPA) annual coastal summit, and indicated that the ASBPA is a group of coastal scientists and managers that meet with federal agencies, including the United States Army Corps of Engineers (Corps). He related that a panel of New Jersey Mayors spoke about their experiences with Hurricane Sandy; that nourished beaches fared significantly better than unnourished beaches during the storm; and that the Corps is conducting a large study, due in January 2015, to document the results; whereupon, he related that during the next few decades, as sea levels continue to rise, the Board would need to consider elevating buildings and roads, noting that infrastructure projects would be huge.

Mr. Squires indicated that he had a discussion with the Corps regarding future funding for beach nourishment; that the Corps is going through considerable budget tightening; that it is looking at its end budget in an attempt to keep existing projects going forward, including funds for navigation, flood management, water supply, hydropower, recreation, environmental, regulatory and emergency management, and is very reluctant to begin new projects; whereupon, he indicated that Treasure Island's federal authorization expires in 2019; and that, if it expires, it would be considered a "new start." which could be avoided by getting it reauthorized or extended now.

Mr. Squires indicated that the Corps is transitioning into a watershed-based budgeting process, and advising managers and scientists to bundle projects in their regions; whereupon, he provided an example of dredging channels and using the dredged material to nourish adjacent beaches, noting that the County has bundled nourishment projects for Treasure Island, Sand Key, and Long Key by using the same contractor for the projects.

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Mr. Squires related that he and the County's new federal lobbyist met with staff from Senator Nelson's office to discuss the need to reauthorize funding for Treasure Island; that the Senator's office was aware of the need; and that there is a Water Resource Development Act (WRDA) bill that would require passage soon for the reauthorization of Treasure Island to become a reality; that discussion with the state legislature about increased funding from the state level is paramount; and that the County needs to identify new non-federal revenue options, consider a larger contribution to beach funding from the bed tax, and advocate for the WRDA bill at the federal level, and Chairman Seel concurred.

During discussion and in response to queries by Commissioner Long, Mr. Squires indicated that State Representative Kathleen Peters has been helpful in the County's efforts to obtain state funding. Commissioner Long suggested a discussion between Mr. Squires, the federal lobbyist, and Congressman David Jolly to re-adjust the Congressman's thinking on climate change and sea level rise; whereupon, following discussion, Commissioner Long agreed to have a conversation with Congressman Jolly, and Commissioner Latvala concurred.

Commissioner Roche requested that Mr. Squires provide more information regarding bundling regional beach nourishment projects; whereupon, Chairman Seel suggested using caution before opening a new door.

Commissioner Latvala discussed the use of a permeable membrane that is being utilized successfully throughout the Caribbean to prevent beach erosion, and discussion ensued concerning the ability to obtain permitting in the United States and, especially, in Florida.

In response to queries by Commissioner Welch, Mr. Squires related that, on average, the County spends approximately \$10 million a year on beach nourishment for Treasure Island, Long Key, and Sand Key, and federal funding is probably half; and that the only other beach needing nourishment is Honeymoon Island. He noted that funding is split between the County and the state; and that on the bay side, Long Key is one of the three barrier islands; whereupon, he related that he was unsure of the average funding the state committed; and that the Capital Improvement Program (CIP) funding budgeted for the beaches over the next ten years is approximately \$65 million, noting that less than half of that amount would be state dollars.

- #28 Appointment of Gregory Helck to the Feather Sound Community Service District approved.

Commissioner Morroni pointed out that he used the new advertising process for the first time; that the vacancy was advertised in the Feather Sound Newspaper, and advertised on the County scroll by Communications; and that he noticed an appointment vacancy of Commissioner Justice's currently being advertised; noting that he received eight or nine resumes, which is quite a few; whereupon, he nominated Greg Helck to the Feather Sound Community Service District.

Motion	-	Commissioner Morroni
Second	-	Commissioner Welch
Vote	-	7 – 0

Deviating from the agenda, Commissioner Roche nominated David MacNamee to the Pinellas County Historical Preservation Board.

Motion	-	Commissioner Roche
Second	-	Commissioner Welch
Vote	-	7 – 0

- #29 Revised Pinellas County Commission Public Participation and Decorum Rules – approved as amended.

Chairman Seel referred to her memorandum dated March 14, 2014, which has been filed and made a part of the record, and stated that per the Board's direction at an earlier work session, the Chairman would, going forward, begin each meeting by asking speakers to keep their comments relevant to the business of the County Commission, and no objections were noted.

Chairman Seel suggested in her memorandum that the phrase **“and items previously acted upon by the County Commission”** be added under “Public Participation.” noting that at one time it had been in the Rules. Discussion ensued as to how items previously acted upon could be brought back when new information is received and how to address unfounded accusations about staff, and Attorney Bennett provided input.

Thereupon, Chairman Seel indicated that a consensus has been reached that the public will not be limited as to what they can talk about, but the Chairman will have the authority to manage the meeting, including the right to move the agenda items around and the latitude to “gavel down” someone who is being disruptive.

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Motion	-	Commissioner Welch
Second	-	Commissioner Latvala
Vote	-	7 – 0

Chairman Seel and Commissioner Morroni emphasized that a consensus had been reached to allow the chair discretion, which was the original intent of changing the rules, but not to stop people from speaking; whereupon, Attorney Bennett requested permission to make minor editorial changes to old language in the Code, and no objections were noted.

Motion	-	Commissioner Welch
Second	-	Commissioner Latvala
Vote	-	7 – 0

#30 County Commission Miscellaneous:

- a. Commissioner Justice wished his wife a happy birthday.
- b. Commissioner Long re placement of dolphin statues at the Courthouse building.  
announced a new granddaughter.
- c. Commissioner Latvala clarified citizen's complaint regarding noise in Palm Harbor.
- d. Chairman Seel re staff time spent in responding to the same issues and questions.

#31 Meeting adjourned at 2:50 P.M.

ATTEST: KEN BURKE, CLERK

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Chairman

By \_\_\_\_\_  
Deputy Clerk