

Board of County Commissioners

Karen Williams Seel, Chair
Susan Latvala, Vice Chair
Charlie Justice
Janet C. Long
John Morroni
Norm Roche
Kenneth T. Welch



Mark S. Woodard, County
Administrator
James Bennett, County Attorney
Ken Burke, Clerk of the Court and
Comptroller

Pinellas County Board of County Commissioners
315 Court Street, 5th Floor Assembly Room
Clearwater, Florida 33756
www.pinellascounty.org

Regular Public Meeting

August 19, 2014

2:00 P.M.

AGENDA ADDENDUM

The following changes have been made to the Pinellas County Board of County Commissioners meeting agenda on August 19, 2014.

Deleted Items

Planning and Development Services

18. Adoption of a resolution approving B4030342594 as a qualified applicant for the Qualified Target Industry (QTI) tax refund program.

Additional Items

Other Administrative Matters

- 21 b. [Approval of authority to advertise a public hearing regarding a proposed ordinance to amend the Pinellas County Code for the purpose of modifying the structure of the Palm Harbor Community Services District.](#)

Amended/Revised Items

Emergency Medical Services (EMS) Authority

25. [Resolution adjusting EMS district boundaries - resolution has been revised to have the Town of Kenneth City contained with Lealman Fire Rescue District.](#)
26. [Master Advanced Life Support First Responder Agreement – Appendix D has been revised.](#)

County Administrator Reports

28. [Trap, Neuter and Release Update supplemental information.](#)

County Commission

29. [Approval of an appointment to the Canvassing Board supplemental information.](#)

Public Hearing

- 32 b. [Planning and Zoning application Q Z/LU-8-5-14](#)
Resolution, ordinance and respective attachments have been revised.

Commission Agenda Date: August 19, 2014

Item No: 21 b.

Other Administrative Matters

At your September 11, 2014 meeting, staff will be bringing forward a public hearing agenda item pertaining to a proposed ordinance to amend Pinellas County Code (114-213) for the purpose of modifying the structure of the Palm Harbor Community Services District (PHCSD). More specifically, this proposed ordinance provides for the addition of one member to the Board of Directors of PHCSD from the East Lake Youth Sports Association in anticipation of the creation of the new East Lake Recreation Services District. On June 24, 2014, the Board established the East Lake Recreation Services District providing for the levy (not to exceed) of 0.25 mill for recreation services.

A companion item on the September 11, 2014 agenda will address the operating agreement between the Palm Harbor Community Services Agency (PHSCA) and Pinellas County on behalf of the East Lake Recreation Services District.

**BOARD OF COUNTY
COMMISSIONERS**


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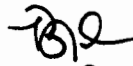


Bruce J. Moeller
Executive Director

MEMORANDUM

TO: The Honorable Chairman and
Members of the Board of County Commissioners

THROUGH:  Mark S. Woodard, County Administrator

FROM: Bruce J. Moeller, Interim Chief of Staff 
Executive Director of Safety and Emergency Services

SUBJECT: August 19, 2014 Board of County Commissioners Meeting –
Agenda Items #25 and #26

DATE: August 14, 2014

The Lealman Fire Rescue District has indicated their desire to have the Town of Kenneth City contained within their EMS District. The City of Pinellas Park does not oppose the Lealman District's request. This modification has no fiscal or material impact on the remainder of the Agreement.

Attached is an updated Appendix "D" for the Master ALS First Responder Agreement (Agenda Item # 26) and an updated EMS District Resolution (Agenda Item #25).

PLEASE ADDRESS REPLY TO:
Safety and Emergency Services
10750 Ulmerton Road
Building 1, Suite 343
Largo, FL 33778
PHONE: (727) 464-3860

WEBSITE: www.pinellascounty.org

RESOLUTION NO: 14-_____

**A RESOLUTION OF THE PINELLAS COUNTY EMERGENCY MEDICAL SERVICES
AUTHORITY PURSUANT TO ITS AUTHORITY UNDER CHAPTER 80-585, LAWS OF
FLORIDA, AS AMENDED, ESTABLISHING EMERGENCY MEDICAL SERVICE
DISTRICTS.**

WHEREAS, The Florida Legislature in Chapter 80-585, Laws of Florida, as amended (the "Act"), established the Pinellas County Emergency Medical Services Authority ("Authority") which was subsequently approved by referendum of the electorate; and

WHEREAS, the Board of County Commissioners is established as the governing body of the Authority; and

WHEREAS, the Authority is required to provide for the designation of districts within the territorial boundaries of Pinellas County for the provision of Emergency Medical Services; and

WHEREAS, the Authority has determined, that certain adjustments to existing district boundaries should be made based upon changes in the service providers within certain districts heretofore established; and

WHEREAS, in accordance with Resolution 09-37 which establishes the level of service for the county-wide EMS system, in order to implement the level of service requirements it is necessary for the Authority to set the boundaries of the several EMS districts in order to provide for appropriate EMS services throughout the County.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, sitting as the governing body
of the Authority, in regular session duly assembled this _____ day of _____
2014, that:**

Section 1. The Following Municipalities and Independent Fire Districts are hereby designated EMS Districts:

- 1) East Lake Fire and Rescue District
- 2) City of Gulfport
- 3) City of Madeira Beach
- 4) City of Oldsmar
- 5) Palm Harbor Fire and Rescue District
- 6) Pinellas Suncoast Fire and Rescue District
- 7) City of St. Pete Beach
- 8) City of South Pasadena
- 9) Tierra Verde Fire District (including Ft. Desoto)
- 10) City of Treasure Island

Section 2. The following Cities along with the areas in which they provide Fire protection services are designated as Emergency Medical Service Districts:

- 1) City of Clearwater including the Clearwater Fire District
- 2) City of Dunedin including the Dunedin Fire District
- 3) City of Largo including the Largo Fire District, Highpoint Fire District served by Largo, Town of Belleair, City of Belleair Bluffs, and Belleair Bluffs Fire District
- 4) Lealman Fire Rescue District including the Town of Kenneth City
- 5) City of Pinellas Park including the Pinellas Park Fire District
- 6) City of Safety Harbor including the Safety Harbor Fire District
- 7) City of Seminole including the Seminole Fire District
- 8) City of St. Petersburg including the portion of the Highpoint Fire District served by St. Petersburg and the Gandy Fire District
- 9) City of Tarpon Springs including the Tarpon Springs Fire District

Section 3. The Towns of Redington Beach, Redington Shores and North Redington Beach have entered into Interlocal Agreements with the Cities of Seminole and Madeira Beach for the provision of fire suppression and rescue services. Based upon these agreements, the Authority believes that Emergency Medical Services can most effectively be provided by the Fire Districts the Cities have contracted with. Therefore the Authority creates the Redington Beaches Emergency Medical Services District consisting of the Towns of Redington Beach, Redington Shores and North Redington Beach. This District shall be served by those jurisdictions that have contracted to provide fire suppression services to these cities.

Section 4. This Resolution supersedes Resolution 10-154 and Resolution 13-71.

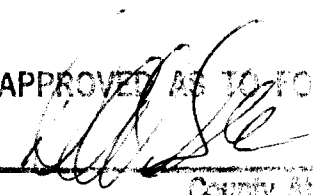
Section 5. This Resolution shall take effect on October 1, 2014.

In a regular meeting duly assembled this ____ day of _____ 2014,
Commissioner _____ offered the foregoing Resolution and moved its adoption,
which was seconded by Commissioner _____ and upon call the vote was:

AYES:

NAYS:

ABSENT AND NOT VOTING:

APPROVED AS TO FORM:
By  _____
County Attorney

**BOARD OF COUNTY
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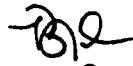


Bruce J. Moeller
Executive Director

MEMORANDUM

TO: The Honorable Chairman and
Members of the Board of County Commissioners

THROUGH:  Mark S. Woodard, County Administrator

FROM: Bruce J. Moeller, Interim Chief of Staff 
Executive Director of Safety and Emergency Services

SUBJECT: August 19, 2014 Board of County Commissioners Meeting –
Agenda Items #25 and #26

DATE: August 14, 2014

The Lealman Fire Rescue District has indicated their desire to have the Town of Kenneth City contained within their EMS District. The City of Pinellas Park does not oppose the Lealman District's request. This modification has no fiscal or material impact on the remainder of the Agreement.

Attached is an updated Appendix "D" for the Master ALS First Responder Agreement (Agenda Item # 26) and an updated EMS District Resolution (Agenda Item #25).

PLEASE ADDRESS REPLY TO:
Safety and Emergency Services
10750 Ulmerton Road
Building 1, Suite 343
Largo, FL 33778
PHONE: (727) 464-3860

WEBSITE: www.pinellascounty.org

Appendix D
EMS Districts

The EMS District is defined as the Fire District for the following providers:

Clearwater
Dunedin
East Lake
Palm Harbor
Pinellas Suncoast Fire and Rescue District
Safety Harbor
Seminole
South Pasadena
Tarpon Springs

The EMS District is defined as the Municipality for the following providers:

Gulfport
Madeira Beach
Oldsmar
St. Pete Beach
Treasure Island

The following EMS Districts are comprised of Multiple Fire Districts and are defined by County Resolution as follows:

- The Largo EMS District is defined as the Largo Fire District, the Belleair Bluffs Fire District, the Town of Belleair and the Highpoint-West Fire District.
- The Lealman EMS District is defined as the Lealman Fire District, the Town of Kenneth City, and the Tierra Verde Fire District.
- The Pinellas Park EMS District is defined as the Pinellas Park Fire District.
- The Redington Beach EMS District comprised of the City of Redington Beach, the Town of Redington Shores and the City of North Redington Beach are jointly served by Seminole Fire District and the City of Madeira Beach per Resolution 10-154.
- The St. Petersburg EMS District is defined as the St. Petersburg Fire District, the Gandy Fire District and the Highpoint-East Fire District.



NOTE: EMS Districts are fixed for the shorter term of either the existing Fire Protection Agreement covering such area, or this ALSFR Agreement, and may be changed by the Authority thereafter.




PINELLAS COUNTY ANIMAL SERVICES

MEMORANDUM

TO: The Honorable Chairman and Members of the Board of County Commissioners

THRU:  Mark S. Woodard, County Administrator
 Bruce Moeller, Interim Chief of Staff & Safety & Emergency Services Executive Director

FROM: Maureen Freaney, Bureau Director Animal Services 

DATE: August 18, 2014

SUBJECT: Update on Trap, Neuter, Vaccinate and Return (TNVR) for Cats

The County Commission discussed Trap, Neuter, Vaccinate and Return (TNVR) for cats at a September 2013 Work Session. At that time the Commission asked staff to work with interested stakeholders in developing a pilot program based on an approved business plan and bring forward proposed ordinance changes to support the effort.

County staff has worked with stakeholders on what we believe is a fair ordinance proposal for piloting TNVR in Pinellas County. The focus has been to strike a balance between Public Health, Public Safety, and the requirements of State law. The ultimate goal is to educate the community and reduce the number of free-roaming cats in Pinellas County.

There is general agreement with MEOW Now, SPCA Tampa Bay and the Humane Society of Pinellas regarding the following issues:

1. Budget and sustainable funding sources.
2. Insurance and liability provisions.
3. Policies/procedures to ensure protection of public lands, parks, beaches, schools and wildlife areas.
4. Efforts to ensure respect for private property rights.
5. Methodology to ensure friendly stray cats and all kittens are immediately separated from colonies or the outdoors for adoption or return to owner.
6. Efforts to promote importance of keeping cats indoors.
7. The need for community caregivers to provide certain necessities on a regular and on-going basis, including but not limited to proper nutrition and medical care.
8. Standard requirements regarding food and water and not allowing a community cat to suffer.

9. Community cat code exemptions regarding stray feeding, abandonment, at large and licensing provisions.
10. Required submittal of an annual detailed business plan to the Director of Animal Services.
11. Importance of statistical data collection.

There were two primary areas where overall agreement among the stakeholders could not be attained:

1. The requirement that all owned cats as well as community cats must be currently vaccinated.
2. The requirement that any community caregiver must register and receive training from a qualified TNVR organization to be eligible for the privileges and exemptions under the new TNVR pilot provisions.

Due to these differences, it appears that the organization MEOW Now will not utilize the proposed ordinance. However, SPCA Tampa Bay and the Humane Society of Pinellas will be submitting a joint plan.

We will continue to work with Meow Now to address their concerns, in the context of all our partners, where practical.

Based on the receipt of the joint business plan, staff expects to bring proposed ordinance changes to the Board at the first regular meeting in November.

**IN THE CIRCUIT COURT, SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO AND PINELLAS COUNTIES, FLORIDA**

ADMINISTRATIVE ORDER NO. 2014-048 PI-CTY

**RE: PINELLAS COUNTY CANVASSING BOARD
APPOINTMENT OF SUBSTITUTE FOR COUNTY COMMISSIONER**

The Chief Judge has been notified that the Chair of the Board of County Commissioners and the other Commissioners are unable to serve on the County Canvassing Board for Pinellas County for the November 2014 election cycle. The Chair has recommended that Herb Polson, a former member of the St. Petersburg City Council and current instructor at St. Petersburg College, be named as a substitute.

In accordance with Article V, section 2, Florida Constitution, Rule of Judicial Administration 2.215, and §§43.26 and 102.141 (1), Florida Statutes, it is

ORDERED:

Herb Polson, a qualified elector, is hereby appointed as a substitute member for the Board of County Commissioners, to serve on the Pinellas County Canvassing Board for the November 2014 election cycle.

DONE AND ORDERED in Chambers at Clearwater, Pinellas County, Florida, this _____ day of August 2014.

ORIGINAL SIGNED ON AUGUST 15, 2014
BY J. THOMAS MCGRADY, CHIEF JUDGE

cc: All Pinellas Judges
The Honorable Bernie McCabe, State Attorney
The Honorable Bob Dillinger, Public Defender
The Honorable Paula O'Neil, Clerk of the Circuit Court, Pasco County
The Honorable Ken Burke, Clerk of the Circuit Court, Pinellas County
Gay Inskeep, Trial Courts Administrator
Deborah Clark, Supervisor of Elections, Pinellas County
Myriam Irizarry, Chief Deputy Director, Pinellas County Clerk's Office
Bar Associations, Pasco and Pinellas Counties
Law Libraries, Pasco and Pinellas Counties

RESOLUTION NO. _____

RESOLUTION CHANGING THE ZONING CLASSIFICATION ON A PORTION OF A 1.3 ACRE PARCEL LOCATED AT 7749 DE LONG WAY IN THE UNINCORPORATED AREA OF SEMINOLE, PAGE 282 OF THE ZONING ATLAS, AS BEING IN SECTION 29, TOWNSHIP 30, RANGE 15, FROM E-1, ESTATE RESIDENTIAL TO IL, INSTITUTIONAL LIMITED, AND WITH A DEVELOPMENT AGREEMENT FOR AN ASSISTED LIVING FACILITY, NOT TO EXCEED 16 FEET IN HEIGHT, LOCATED ON A PORTION OF THE 1.3 ACRE PARCEL AND ON THE PARCEL IMMEDIATELY TO THE EAST LOCATED AT 7770 128TH STREET N., WITH A VARIANCE FOR PARKING TO ALLOW 20 SPACES WHERE 71 ARE REQUIRED, AND A VARIANCE TO ALLOW AN ASSISTED LIVING FACILITY WITHIN 950 OF ANOTHER FACILITY WHERE 1,000 FEET OF SEPARATION ARE REQUIRED, UPON APPLICATION OF GIB PROPERTIES, LLC THROUGH STEVE WILLIAMSON, JOHNSON, POPE, BOKOR, RUPPEL & BURNS, REPRESENTATIVE, Z/LU-8-5-14

WHEREAS, GIB Properties, LLC, Owner of the properties hereinafter described, has petitioned the Board of County Commissioners of Pinellas County to change the zone classification on the north 143 feet of a 1.3 acre parcel for the real property located at 7749 De Long Way, Seminole, Florida, as described in Exhibit "B", from E-1, Estate Residential to IL, Institutional Limited, with a Development Agreement for an assisted living facility on both the above, said property and the parcel to the east of said property located at 7770 128th Street North, Seminole, Florida, as described in Exhibit "A", not to exceed 16 ft. in height, with a variance for parking to allow 20 spaces where 71 are required, and a variance to allow an assisted living facility within 950 feet of another facility where 1,000 feet of separation are required; and

WHEREAS, legal notice of public hearing on such proposed change of zone classification was duly published as required by law, as evidenced by publisher's affidavit filed with the Clerk; and

WHEREAS, said public hearing has been held on the date and at the time specified in said published notice at which citizens and interested persons have been given opportunity to be

heard, and all requirements of law and of rules promulgated by this Board have been complied with; and

WHEREAS, this Board has determined that the zone classification of said property should be changed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County in regular session duly assembled this 19th day of August 2014 that the zone classification of the north 143 feet of the real property in Exhibit "B" be, and the same is hereby changed, from E-1, Estate Residential to IL, Institutional Limited, with a Development Agreement for an assisted living facility on the real property in Exhibit "A" and the north 143 feet of the real property in Exhibit "B", not to exceed 16 ft. in height, with a variance for parking to allow 20 spaces where 71 are required, and a variance to allow an assisted living facility within 950 feet of another facility where 1,000 feet of separation are required, all of which are subject to an amendment to the Pinellas County Future Land Use Map of the north 143 feet of the real property in Exhibit "B" from Residential Suburban to Institutional, Z/LU-8-5-14.


Commissioner _____ offered the foregoing resolution and moved its adoption, which was seconded by Commissioner _____ upon the roll call the vote was:

Ayes:

Nays:

Absent and not voting:

APPROVED AS TO FORM
OFFICE OF COUNTY ATTORNEY

By 
Attorney

2/26-8-5-14

EXHIBIT "A"

ORIGINAL PROPERTY LEGAL DESCRIPTION

Parcel I-A:

The East 155 feet of the North 264 feet of Lot 5 in the Southeast 1/4 of Section 29, Township 30 South, Range 15 East, as shown by map of Pinellas Groves, Inc., recorded in Plat Book 1, Page 55, Public Records of Pinellas County, Florida, less that part lying within 50 feet of the Survey Deed filed February 9, 1956, Clarke Instrument No. 254480-A, Public Records of Pinellas County, Florida, LESS the South 15 feet thereof which was deeded out in O.R. Book 5150, Page 1112, more particularly described as The South 15 feet of the North 264 feet of Lot 5, in the Southeast 1/4 of Section 29, Township 30, South, Range 15 East, as shown by map of Pinellas Groves, Inc., recorded in Plat Book 1, Page 55, Public Records of Pinellas County, Florida.

Parcel I-B:

The North 264 feet of Lot 5, Less the East 155 feet thereof, in the Southeast 1/4 of Section 29, Township 30 South, Range 15 East, Pinellas Groves, Inc., according to the map or plat thereof as recorded in Plat Book 1, Page 55, Public Records of Pinellas County, Florida, LESS road right-of-way, AND LESS the South 15 feet thereof which was deeded out in O.R. Book 5150, Page 1112, more particularly described as the South 15 feet of the North 264 feet of Lot 5, in the Southeast 1/4 of Section 29, Township 30 South, Range 15 East, as shown by map of Pinellas Groves, Inc. recorded in Plat Book 1, Page 55, Public Records of Pinellas County, Florida.

2/11-8-5-14

EXHIBIT B

ADDITIONAL PROPERTY LEGAL DESCRIPTION

Lot 2, De Long Way Subdivision, according to the plat thereof, as recorded in Plat Book 118, Page 38 of the Public Records of Pinellas County, Florida.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FUTURE LAND USE MAP OF PINELLAS COUNTY, FLORIDA BY CHANGING THE LAND USE DESIGNATION ON A PORTION OF A PARCEL LOCATED AT 7749 DE LONG WAY IN THE UNINCORPORATED AREA OF SEMINOLE, LOCATED IN SECTION 29, TOWNSHIP 30, RANGE 15 FROM RESIDENTIAL SUBURBAN TO INSTITUTIONAL, PROVIDING FOR OTHER MODIFICATIONS THAT MAY ARISE FROM REVIEW OF THIS ORDINANCE AT THE PUBLIC HEARING AND/OR WITH OTHER RESPONSIBLE PARTIES; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the application for an amendment to the Future Land Use map of Pinellas County, Florida, hereinafter listed, has been presented to the Board of County Commissioners of Pinellas County; and

WHEREAS, notice of public hearings and advertisements have been given as required by Florida Law; and

WHEREAS, the comments and recommendation of the Local Planning Agency have been received and considered; and

WHEREAS, this is a small scale development amendment, as defined by Section 163.3187(1), Florida Statutes.

NOW THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Pinellas County, Florida in regular meeting duly assembled this 19th day of August 2014 that:

Section 1. The Future Land Use Map of Pinellas County, Florida is amended by redesignating the north 143 feet of a 1.3 acre parcel of real property located at 7749 De Long Way, Seminole, Florida, as described in Exhibit "A" as Lot 2 of De Long Way Subdivision, as referenced in Case Z/LU-8-5-14, and owned by GIB Properties, LLC, from Residential Suburban to Institutional.

Section 2. This amendment shall be transmitted to the Pinellas Planning Council for action to amend the Countywide Future Land Use Plan, from Residential Suburban to Institutional to maintain consistency with the said Plan.

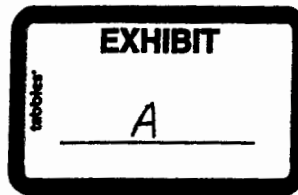
Section 3. This Ordinance shall take effect upon:

- a) Receipt of notice from the Secretary of State that the Ordinance has been filed is received; and
- b) Approval by the Countywide Planning Authority of the requisite amendment of the Countywide Future Land Use Plan submitted herein pursuant to Chapter 88-464, Laws of Florida, as amended.
- c) Pursuant to Section 163.3187(5)(c), Florida Statutes, this amendment shall become effective upon 31 days following its adoption. If timely challenged, this amendment shall not become effective until the state land planning agency or the Administration Commission issues a final order determining the adopted small scale amendment is in compliance. No development orders, development permits, or land uses dependent on this Amendment may be issued or commence before the amendment has become effective.

APPROVED AS TO FORM
OFFICE OF COUNTY ATTORNEY

By


Attorney



2/11-8-5-14

ADDITIONAL PROPERTY LEGAL DESCRIPTION

Lot 2, De Long Way Subdivision, according to the plat thereof, as recorded in Plat Book 118, Page 38 of the Public Records of Pinellas County, Florida.