



Hillsborough County Florida

COUNTY ADMINISTRATOR

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BOARD OF COUNTY COMMISSIONERS

Donna Cameron Cepeda

Harry Cohen

Ken Hagan

Pat Kemp

Gwendolyn "Gwen" Myers

Michael Owen

Joshua Wostal

COUNTY ADMINISTRATOR

Bonnie M. Wise

COUNTY ATTORNEY

Christine M. Beck

COUNTY INTERNAL AUDITOR

Peggy Caskey

MEMORANDUM

DATE: September 8, 2023

TO: Board of County Commissioners

FROM: Bonnie M. Wise, County Administrator *Bonnie M. Wise*

SUBJECT: Recap of the September 7, 2023 BOCC Regular Meeting

This Recap lists all Public Comments and items that are approved and do not need any further action. Items that require further action are included on the Issues for Future BOCC Consideration list.

A. CONSENT SECTION

Items A-1 through A-86 were approved as recommended by staff except for A-6, which was deferred to the September 20, 2023 BOCC Regular Meeting, and the following:

- A-37 The Board continued until the September 20, 2023 meeting the item to approve the first modification to the agreement with The Crisis Center of Tampa Bay, Inc. (BOCC Doc. No. 23-0086) for the provision of sexual assault services - nurse examiners at the SouthShore site. The modification, effective January 1, 2023, replaces the scope of services to specify on-call nurse examiners and best practice sexual assault services. Funding for this agreement is included in the Non-Profit Organizations FY 23 adopted budget within the Countywide General Revenue Fund. Since this funding was approved on September 22, 2022, the protocols regarding the funding of nonprofit organizations adopted by the Board on June 7, 2023 have not been implemented with respect to this agreement. The protocols will be evaluated for FY 24. There is no financial impact with this modification. No additional County Ad Valorem funds are required.

Myers/Wostal – 5-0

PUBLIC COMMENT

Eighteen individuals spoke during the Public Comment portion of the meeting, as follows:

- David Coleman spoke in regard to Item A-2, approve a first modification to the Emergency Solutions Grant Agreement between Hillsborough County and Tampa Hillsborough Homeless Initiative, Inc.; nonprofit funding; and Item G-2, receive a report regarding the Arts Council of Hillsborough County and Cultural Assets Commission Funding.

- Joshua Paine, Joshua Smith, Nina Tatlock, Meghan Parsons, Emilia Sargent, Mark Haney, Jason Marlow, Natalie King, Karla Hartley, Ali Norman, Jerry Bickel, David Cox, Tad Denton, and Theron Butler spoke regarding Items B-1, approve the FY 24 State-Funded Grant Agreement between Hillsborough County and the State of Florida, Division of Arts and Culture, Agreement Number CA2E142, CSFA# 45.061 in the amount of \$66,265, and G-2.
- Melissa Nordbeck spoke in regard to the non-homestead cap related to the Taylor Morrison Keystone/Odessa property. *Commissioner Hagan advised the Board that his office had referred this issue to the Property Appraiser's office.*
- Robert Boileau and Sheila Simmons Tribble spoke regarding affordable housing.

B. REGULAR SECTION

- B-1 (a) The Board approved the FY 24 State-Funded Grant Agreement between Hillsborough County and the State of Florida, Division of Arts and Culture, Agreement Number CA2E142, CSFA# 45.061 in the amount of \$66,265. The grant agreement is for the period of July 1, 2023 through June 30, 2024 and requires a 100% cash or in-kind match (donated goods or services) from the County. This grant will assist in promoting the development of Hillsborough County artists, institutions, and community organizations while enriching the lives of the citizens of Hillsborough County. (b) The Board approved the FY 23 budget amendment resolution to appropriate the grant budget by \$5,032 within the FY 24 Division of Arts and Culture, General Program Support Grant. Each fiscal year reserve funds for possible grant match needs have been placed in the Countywide General Fund, Other Designated Reserves. This accommodates required grant matches due to higher grant awards than anticipated in an Adopted Budget and other unanticipated grants that may be secured during a fiscal year. This budget amendment increases Arts Council's FY 23 grant budget by \$5,032, resulting in a \$2,516 increase in State of Florida, Division of Arts and Culture funding (from \$63,749 to \$66,265) and a \$2,516 increase to the required cash match funds by \$2,516 (from \$63,749 to \$66,265). Other Designated Reserves in the County Wide General Operating Fund will decrease by \$2,516 (the required cash match amount) from \$7,805,825 to \$7,803,309. *(Related to Item G-2)*

Kemp/Cohen – 6-0

- B-2 The Board adopted a resolution approving the issuance by the Housing Finance Authority of Hillsborough County of its Multi-Family Housing Revenue Bond (Belmont Heights Estates) in an aggregate face amount not to exceed \$31,700,000 (the "Bonds") for the purpose of financing the acquisition and rehabilitation of existing multi-family rental housing facilities located at 2419 East 31st Avenue, Tampa, Florida 33610, in the City of Tampa in Hillsborough County, Florida, providing an effective date. The borrower is Belmont Heights Estates II, LP, a Florida limited partnership. The Board authorized the Chair to execute any future related documents for the 266 rental units. Approval of this item will have no financial impact on the FY 2023 adopted budget. No County funds are being used in this project.

Kemp/Cohen – 7-0

- B-3 The Board awarded and executed a 10-year 9-1-1 Services and Software License Agreement with the highest-ranked and best qualified firm, Communications Venture Corporation, d/b/a INdigital, Inc., for a new Next Generation Core Services (NGCS) (23795) for the Performance, Data, and Analytics Department

at a total cost of \$18,515,523.63. The proposed NGCS solution is tailored specifically for public safety and is designed to enhance the 9-1-1 infrastructure by introducing additional layers of redundancy, resiliency, and recovery from disasters. As a part of the NGCS solution, a backup or secondary call-handling system will be implemented to minimize downtime during service outages or natural disasters. Proposals were received from four (4) different vendors. In this case, the opportunity for proposers to receive five (5) bonus points by subcontracting a minimum of 10% of the ultimate fees to Certified Disadvantaged Minority/Disadvantaged Women Business Enterprises (DM/DWBE) was available; however, none of the proposers requested such points. Funding for this procurement is available in the 9-1-1 Agency's budget, and purchase orders will only be issued against approved budgets.

Myers/Cohen – 6-0

C. COUNTY ADMINISTRATOR BRIEFINGS

None.

D. PUBLIC HEARINGS

- D-1 (a) The Board conducted a public hearing (no individuals spoke) and approved the FY 2024-2028 HART Capital Improvement Program (CIP) list of projects funded by transportation impact fees per the Interlocal Agreement with HART. (b) The Board appropriated up to \$224,890.85 in transportation impact fees over the next five years, subject to actual collections, for the HART CIP, in accordance with the Hillsborough County Consolidated Impact Assessment Program Ordinance. Approval of this item will appropriate up to \$224,890.85 in transportation impact fees over the next five years, subject to actual collections in accordance with the Hillsborough County Consolidated Impact Assessment Program Ordinance.

Kemp/Myers – 6-0

- D-2 The Board conducted a public hearing (one individual spoke) to receive public comment and adopt a Rate Resolution to establish Water Resources fees and charges for customers receiving potable water, wastewater, and reclaimed water service. The proposed rate plans being considered will provide necessary funding for Operations and Maintenance expenses, Repair and Replacement of assets, new water and wastewater facilities, Septic to Sewer program, and the Low-Pressure Sewer System conversion. The changes to be considered will include: 1) extension of the Price Index for another ten (10) years to sunset after 2035 and 2) extension of the annual rate increase to begin October 1, 2025, which will sunset after seven (7) years. The Board considered two options regarding the annual rate increase. Either a 5% increase each year for seven (7) years, or a 7% increase for the first two (2) years and the remaining five (5) years at 4%. The Board also considered increasing the customer requested service charges, late payment charges, other service-related charges, enforcement or corrective action costs, industrial pretreatment charges, deposits, and temporary service charges for new development. The rates will be sufficient to pay all expected expenditures to support the Water Resources Department fund and promote the financial creditworthiness of the Enterprise Fund.

The Board extended the price index for another ten years to sunset after 2035; extended the annual rate increase beginning October 1, 2025, which will sunset after seven years; and approved Option 1, a 5% increase each year for seven years.

Myers/Cohen – 5-2 (Cameron Cepeda and Wostal voted no.)

E. SCHEDULED APPEARANCES

None.

F. COMMISSIONERS SECTION

F-1 Board appointments were made to the following:

a) Diversity Advisory Council

Kemp/Cohen – 5-0

G. STAFF REPORTS

G-1 The Board received a report regarding the Community Development Block Grant overview.

Myers/Kemp – 7-0

G-2 The Board received a report regarding the Arts Council of Hillsborough County and Cultural Assets Commission Funding. *(Related to Item B-1)*

Hagan/Kemp – 4-3 (Cameron Cepeda, Owen, and Wostal voted no.)

G-3 The Board received a report regarding potential safety enhancements on Morris Bridge Road.

The Board accepted the report and requested staff come back with a recommendation on short-term improvements on Morris Bridge Road the Board could make, as well as a timeline and funding source.

Hagan/Wostal – 6-0

G-4 The Board received a report on the emergency response to Pine Key.

Owen/Myers – 7-0

G-5 The Board received a briefing on the 2023 Hurricane Season.

Kemp/Cohen – 6-0

H. FUTURE DISCUSSION ITEMS (Reflected on the Issues for Future BOCC Consideration)

Commissioner Cameron Cepeda requested a report on human trafficking to include: the metrics the County is using to determine whether efforts to stamp out human trafficking are effective, is the funding provided by the County targeted in the right ways to reduce human trafficking, how many people have been served with the County's human trafficking funding, how many positions are being funded at the Crisis Center with County dollars, how the Board can determine that these efforts are as successful as possible or if there are other strategies that haven't been considered, how the County's

funding is being used to fight human trafficking, a summary of nonprofit staffing supported by County funding, and the number of people served since 2020.

Commissioner Owen directed the County Attorney's Office to work with the appropriate County departments, including Health Care Services, to explore if it is appropriate to recommend to the Board the filing of the County of a class action lawsuit similar to the suit filed recently by Pinellas County related to inflated pricing for insulin.

Commissioner Kemp requested information about per- and polyfluoroalkyl substances (PFAS) in the County water supply. *Commissioner Cohen advised that Chuck Carden, General Manager, Tampa Bay Water, would be giving a presentation to the Board on October 4, 2023 and could include data about PFAS in his report as well.*

SECTION I – SHORT-TERM ITEMS FOR FUTURE BOCC CONSIDERATION AS OF SEPTEMBER 8, 2023

(To Be Addressed Within 60 Days / Four BOCC Regular Meeting Dates)

ID	Assigned Action	Assigned Date	Delivery Date
20422	Commissioner Wostal requested the County Attorney's Office to do a fact finding review of the Social Equity Task Force, the potential outcomes, and negative outcomes that could have occurred, and any violations of ethics and Sunshine laws that might exist of a Planning Commissioner that is in charge of deciding future land use, a Planning Commissioner that participated in the codification of the same community plan that she then sat on, and negotiated private property rights deals with property they do not own. WOSTAL / Beck, Christine on August 18, 2023	08/02/2023	09/12/2023 (Land Use)
20375	The Board directed staff to bring back to the Board a timeline, process, and recommended uses or categories for the redevelopment of the MOSI property. HAGAN / Fesler, Tom on March 3, 2023 / Barton, Ronald on March 3, 2023	03/01/2023	09/20/2023
20385	Commissioner Kemp requested a presentation on the status of the Corridor Preservation Plan, particularly in South County. KEMP / Horwedel, Gregory on April 10, 2023 / Patrick, John on April 10, 2023	04/05/2023	09/20/2023
20393	Commissioner Myers requested County Administration and the County Attorney's Office bring back recommendations for term limits and to create opportunities for more people to serve on boards and councils. MYERS / Beck, Christine on May 8, 2023 / Wagner, Brandon on May 8, 2023	05/03/2023	09/20/2023
20407	The Board directed the County Attorney's Office to work with County staff and stakeholders, including the Hillsborough County Sheriff's Office and if need be, the School District of Hillsborough County, to analyze the criteria and procedures outlined in HB 657 that must be followed to enact a school zone speed detection program in the County; to delegate the operation of the program to the Sheriff similar to the red light camera program; and to bring back a draft ordinance establishing this program at the appropriate time. OWEN / Beck, Christine on June 27, 2023 / Strom, Frank on June 27, 2023	06/22/2023	09/20/2023
20415	Commissioner Myers requested that staff bring back an agenda item to transfer the remaining funds from the ferry project to sidewalk funding, including sidewalks providing safe routes to schools. MYERS / Bellotti, Joshua on August 7, 2023 / Brickey, Kevin on August 7, 2023	08/02/2023	09/20/2023
20417	The Board directed staff to draft the mechanism/LURA that ensures affordability and ensures that the project remains in compliance for the 30 years stipulated in the regulation and also that staff assemble guidelines for how such affordable housing applications under this bill will be processed. HAGAN / Howell, Cheryl on August 7, 2023 / Gormly, Adam on August 7, 2023	08/02/2023	09/20/2023
20420	Commissioner Owen requested staff to bring back to the Board the criteria for implementing a building moratorium on all high-density development for residential property use ranging from RES-9 and above in the areas impacted by the Valrico Community Plan until its completion. Moreover, inform the Board of how the moratorium would be impacted by the Live Local Act. OWEN / Beck, Christine on August 7, 2023 / Gormly, Adam on August 7, 2023	08/02/2023	09/20/2023

ID	Assigned Action	Assigned Date	Delivery Date
20426	Commissioner Cameron Cepeda requested a report on human trafficking to include: the metrics the County is using to determine whether efforts to stamp out human trafficking are effective, is the funding provided by the County targeted in the right ways to reduce human trafficking, how many people have been served with the County's human trafficking funding, how many positions are being funded at the Crisis Center with County dollars, how the Board can determine that these efforts are as successful as possible or if there are other strategies that haven't been considered, how the County's funding is being used to fight human trafficking, a summary of nonprofit staffing supported by County funding, and the number of people served since 2020. CAMERON CEPEDA / Harness, Carl on September 8, 2023 / Earley, Gene on September 8, 2023	09/07/2023	09/20/2023
20397	The Board implemented the following protocols for the funding of nonprofits through the County. First, required that all nonprofits report the most current required filing of IRS 990, to include their executive compensation package, & any familial conflicts to include arm length transactions. Additionally, supply a disclosure identifying all other government funding sources & amounts therein. If the nonprofit operates with any companion entities or owns any subsidiary entities the above or similar financial reporting requirements shall persist through each organization. Second, established a funding cap of no more than 30% of a nonprofit's annual budget, minus all other annual government funding identified in the reports above, & required a written funding proposal made available to the Board members by the agency prior to the vote of approval. Third, implemented a sunset period to expire at the beginning of fiscal year '25 for all non-core service nonprofit organizations, & at the same time, directed staff to review & provide a list of well-defined County core services. Fourth, established an automatic disqualification standard for any nonprofit with an executive or board member receiving over \$200,000 annually of total compensation. Five, restricted all recurring funds funds of nonprofit organizations & precluded the County Administrator's recommended budget from including new nonprofits or increased funding for an existing nonprofit, Six, required all nonprofits, no matter what function they provide, to be listed within the nonprofit section of County budget. WOSTAL / Fesler, Tom on June 13, 2023 / Brickey, Kevin on June 13, 2023	06/07/2023	10/04/2023
20399	Commissioner Cohen requested that staff place an item on either the September 20, 2023 or October 4, 2023 BOCC Regular Meeting agenda for Chuck Carden, General Manager, Tampa Bay Water, to provide an update on Tampa Bay Water and the long term master water plan. COHEN / Cassady, George on June 13, 2023 / Moran, Kevin on June 13, 2023	06/07/2023	10/04/2023
20414	Referencing an interlocal agreement with the municipalities, Commissioner Wostal requested County staff bring back a detailed report of all the roads that are owned by the County, or the County is required to maintain, which are located in the cities of Tampa, Temple Terrace, and Plant City and to include the current state of repair, estimated cost of repair, and annual maintenance costs. WOSTAL / Byer, Kimberly on July 14, 2023 / Bellotti, Joshua on July 14, 2023	07/12/2023	10/04/2023
20427	Commissioner Owen directed the County Attorney's Office to work with the appropriate County departments, including Health Care Services, to explore if it is appropriate to recommend to the Board the filing of the County of a class action lawsuit similar to the suit filed recently by Pinellas County related to inflated pricing for insulin. OWEN / Beck, Christine on September 8, 2023	09/07/2023	10/04/2023
20428	Commissioner Kemp requested information about per- and polyfluoroalkyl substances (PFAS) in the County water supply. KEMP / Cassady, George on September 8, 2023 / Rhea, Lisa on September 8, 2023	09/07/2023	10/04/2023
20425	The Board accepted the report regarding potential safety enhancements on Morris Bridge Road and requested staff come back with a recommendation on short-term improvements the Board could make, as well as a timeline and funding source. HAGAN / Byer, Kimberly on September 8, 2023 / Bellotti, Joshua on September 8, 2023	09/07/2023	11/15/2023

SECTION II – INTERMEDIATE-TERM ITEMS FOR FUTURE BOCC CONSIDERATION AS OF SEPTEMBER 8, 2023

(To Be Addressed Within 120 Days / Eight BOCC Regular Meeting Dates)

ID	Assigned Action	Assigned Date
20126	The Board directed staff to review a Pinellas County issue involving the shooting range contamination cleanup of a Southwest Florida Water Management District site, follow up with the Department of Environmental Protection about the Brooker Creek property, outline potential liabilities associated with the potential purchase of the Brooker Creek property, and lay out for the Board specifically what would be legally necessary for the Board to avoid liability. KEMP / Beck, Christine on August 26, 2019	08/21/2019
20226	The Board directed staff to work with the Department of Revenue and the Clerk's Office and any other body to create the judicial process to refund the money collected from the Transportation Sales Surtax as quickly as practical. HAGAN / Beck, Christine on March 5, 2021	03/03/2021
20294	The Board directed staff to review the County's agricultural fruit and vegetable stand regulations for potential changes and improvements similar to what was done in 2012; staff work with Mr. Lawrance to explore any potential avenues where Bearss Groves can come into compliance, as Mr. Gormly stated; and staff send a letter notifying the Special Magistrate that the Board has taken this action in an attempt to work with the owner to come up with a plan or resolution for the business to come into compliance. HAGAN / Gormly, Adam on February 21, 2022 / Gross, Joe on February 21, 2022	02/16/2022
20339	Commissioner Kemp requested a quarterly report of outstanding housing development entitlements in the County, which were zoned but not yet built. KEMP / Horwedel, Gregory on August 22, 2022 / Patrick, John on August 22, 2022	08/17/2022
20366	Commissioner Myers requested staff look into a float for all Commissioners, County administration, and employees to participate in the Gasparilla parade. MYERS / Lopez, Liana on February 16, 2023 / Spina, Annette on February 16, 2023	02/01/2023
20377	The Board allowed the Hillsborough County Fire Rescue to consider issuing a Request for Proposal for Basic Life Support service by one or more providers and also look at a framework where the County would provide compensation to the providers; requested a workshop to discuss the Fire Rescue Master Plan, after the master plan was updated; and directed staff to incorporate any necessary changes to the EMS ordinance. COHEN / Horwedel, Gregory on March 3, 2023 / Jones, Dennis on March 3, 2023	03/01/2023
20381	The Board authorized an economic or viability study for a baseball/softball complex, not to exceed \$50,000, and for staff to start to look at potential locations for such a facility. HAGAN / Barge, Dexter on April 10, 2023 / Valdez, Richard on April 10, 2023	04/05/2023
20389	Commissioner Cohen requested staff to work with billboard owners in the County that are interested in pursuing an agreement to convert static billboards to digital billboards and, if successful in negotiating any agreements, to bring those to the Board for consideration. COHEN / Beck, Christine on April 21, 2023 / Gormly, Adam on April 21, 2023	04/19/2023

ID	Assigned Action	Assigned Date
20390	Commissioner Myers requested staff bring back within 90 days a report on Brightline, with a specific focus on the connection points in Tampa. MYERS / Horwedel, Gregory on April 21, 2023 / Patrick, John on April 21, 2023	04/19/2023
20391	The Board directed staff to work with the Public Library Board and Integrated Library Systems Administrators to create a policy for additional parental support tools which will allow parents to opt out of sexually explicit adult material for a minor with access via a library card; this includes paperback books and e-books. OWEN / Horwedel, Gregory on May 8, 2023 / Breidenbaugh, Andrew on May 8, 2023	05/03/2023
20419	Commissioner Owen requested staff to communicate with the following individuals and entities for the purpose of obtaining details of the possibility of creating a Human Trafficking Treatment Court in Hillsborough County: Chief Judge Christopher C. Sabella; State Attorney Susan Lopez; Public Defender Julianne Holt; Sheriff Chad Chronister; Retired Colonel Darryl Reyes, Veterans Treatment Court; Dotti Groover-Skipper; Brent Woody, Director of the Justice Restoration Center; and the Created Tampa Organization. Discussions should include, but are not limited to, costs associated with the implementation of the program and resources available to provide mentoring programs like the Veteran's Treatment Court. Crimes should include all masking crimes as a result of Human Trafficking. OWEN / Wagner, Brandon on August 7, 2023	08/02/2023
20421	Commissioner Owen requested staff to bring back to the Board policy on moving the Urban Service Area boundaries in East and South County and the financial impact of moving the urban service area line. OWEN / Horwedel, Gregory on August 7, 2023 / Gormly, Adam on August 7, 2023	08/02/2023