

AGENDA – Regular Public Meeting

2:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

February 19, 2008

INVOCATION

PLEDGE OF ALLEGIANCE to the Flag of the United States of America

PRESENTATIONS and AWARDS

A. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

- 1. Approval of Minutes of Regular Meeting of January 8, 2008**
- 2. Reports:**
 - a. Pinellas County Fiscal Year (FY) 2008 Executive Summary Budget**
 - b. Juvenile Welfare Board of Pinellas County Interim Financial Report (Unaudited) Dated December 31, 2007**
- 3. Vouchers and Bills Paid**
- 4. Miscellaneous Items to be Received for Filing:**
 - a. Town of North Redington Beach Resolution No. 2008-155 Adopted January 10, 2008, Declaring January 20-26, 2008, Tampa Bay Hazardous Materials Awareness Week**
 - b. City of Pinellas Park Ordinance No. 3596 Voluntarily Annexing Certain Property**
 - c. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 3 Dated December 20, 2007, and Financial Statement for the Month of November 2007**

COUNTY ADMINISTRATOR

Public Works

5. **Approval of Termination of a Sewer Easement by General Release with Stephen P. and Janet O’Harrow in the Town of Sutherland Subdivision**
6. **Approval of County Incentive Grant Program Agreements with the Florida Department of Transportation and Adoption of Resolutions Authorizing the Contribution of Funds for Construction Activities and Intersection Improvement Projects for McMullen Booth Road at:**
 - a. **Drew Street**
 - b. **Enterprise Road**
7. **Approval of Change Orders No. 1:**
 - a. **with Pepper Contracting Services, Inc. for 2008-2009 Countywide Americans with Disabilities Act Ramp, Sidewalk, Drainage, and Intersection Improvements**
 - b. **Final, Acceptance of Contract as Complete, and Release of Retainage with Southern Roofing Company, Inc. for Extension Building Roof and Heating Ventilation and Air Conditioning Replacement**

Utilities

8. **Approval of an Award of Bid to Rowland, Inc. for North County Phase 2B, Part 3, Reclaimed Water Distribution System in Ozona**

Other Departments

9. **Approval of Receipt and File Report of Items Delegated to the County Administrator for Approval (County Administrator)**
10. **Approval of a Grant Agreement with the Florida Fish and Wildlife Conservation Committee for Belleair Boat Ramp Park Reconstruction Project (Culture, Education, and Leisure)**

11. Approval of an Agreement with Pinellas Cultural Foundation, Inc. for Program Enhancements and Special Projects for Cultural Programs (Culture, Education, and Leisure)
12. Approval to Declare County-Owned Equipment Surplus and Authorize its Donation to: (Facility Management)
 - a. Polk County Health Department
 - b. Pinellas County School Board
13. Approval of the Ranking of Firms and Authorization for Staff to Negotiate with the Number-One-Ranked Firm for Purchase and Installation of, Training on, and Maintenance of an Automated Fueling and Accounting System (Fleet Management)
14. Approval of a Staff Services Agreement with Pinellas County Metropolitan Planning Organization for Professional Staff Planning Functions (Planning)
15. Approval of an Award of Bid by Line Item to Eight Vendors for Road and Landscape Materials (Cooperative) (Purchasing)
16. Approval of the Quarterly Receipt and File Report of Claim Settlements from October 1, 2007, through December 31, 2007 (Risk Management/County Attorney)

AUTHORITIES, BOARDS, AND COUNCILS

Unified Personnel System

17. Approval of an Amendment to Realign Contract Dates with Standard Insurance Company for Group Long-Term and Short-Term Disability, Accessibility Services Office

B. REGULAR AGENDA

18. Items for Discussion from Consent Agenda (County Administrator and Clerk of Circuit Court)

COUNTY ADMINISTRATOR

Airport

19. **Approval of Amendment No. 2 to the Agreement for Consultant Services with LPA Group Incorporated for Terminal Building Schematic Design Phase**

Public Works

20. **Approval of Interlocal Agreements and Roadway Transfer Agreements with the City of Indian Rocks and the Town of Indian Shores for Advanced Traffic Management System/Intelligent Transportation Systems and Transfer of Traffic Control Authority, Respectively**
21. **Approval of Amendment No. 4 to the Agreement for Consultant Services with URS Corporation Southern for Widening of Park Street/Starkey Road (County Road 1) from Tyrone Boulevard to Bryan Dairy Road**
22. **Approval of a Contract for Sale and Purchase of Real Property with James Brent and Robin Marie Bronson for Keystone Road Capital Improvement Project from U.S. Highway 19 to East Lake Road**

Utilities

23. **Approval of Change Order No. 1 to the Option of Renewal with QRC, Inc. for Water and Reclaimed Mains Installation Requirements (Rebid)**
24. **Approval of a Second Amendment to the Agreement with Langham Consulting Services, Inc. for Customer Information System Consulting Services**

Other Departments

25. **Approval of Authority to Advertise a Notice of Intent to Adopt a Proposed Ordinance Establishing a Countywide Inclusionary Housing Program and Request for Public Comment (Community Development)**
26. **Adoption of a Resolution Approving A7092558605 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program (Economic Development)**

27. **Approval of an Agreement for Consultant Services with Ayres Associates Inc for Starkey Basin Watershed Evaluation and Management Plan (Environmental Management)**
28. **Approval of a Recommendation Reducing FY 2008 Financial Assistance Services by \$100.00 Per Household, Effective February 25, 2008 (Health and Human Services)**
29. **Other Administrative Matters**
 - a. **Approval of the Ranking of Firms and Authorization for Staff to Negotiate with the Number-One-Ranked Firm for a Search Firm for Position of County Administrator (Unified Personnel System)**

COUNTY ATTORNEY

30. **Approval of Authority for County Attorney to Defend the Cases of:**
 - a. **U.S. Bank National Association v. Jerome Muetzel, et al - Circuit Civil Case No. 08-1135-CI-13 - Mortgage Foreclosure Involving a Sewer and Water Lien**
 - b. **Kenneth J. and Dolores Kania v. Diane Nelson in Her Capacity as Tax Collector, Pinellas County, Florida; Jim Smith in His Capacity as Tax Appraiser, Pinellas County, Florida; Pinellas County, Florida, a Subdivision of the State; Robert B. Stewart, Chairman, BCC; Nancy N. Bostick (sic) in Her Capacity as Chairperson, School Board - Case No. 8:08-cv-00057-T-17TGW - Challenge to the Florida Ad Valorem Tax Structure**
31. **Approval of Authority to Advertise a Public Hearing for a Proposed Ordinance Amending Pinellas County Code Section 46-34 Pertaining to Court Costs and Service Charges**
32. **Approval of a Revised Exhibit “A” to the Contract for Legal Services with Carlton Fields, P.A.**
33. **Miscellaneous**

C. COUNTY ADMINISTRATOR REPORTS

34. **Industrial Land Study Update**
35. **Upham Beach Renourishment Update**

D. COUNTY COMMISSION

- 36. Approval of an Appointment to the Pinellas County Cultural Council**
- 37. Approval of an Appointment to the Youth Advisory Committee**
- 38. Miscellaneous**
 - a. Approval of an Appointment to the Pinellas Park Water Management District**
 - b. Discussion about Pinellas County's Moving Ordinance and Impact of Proposed State Legislation**

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PLEASE SEE NEXT PAGE FOR EVENING PORTION OF THE REGULAR PUBLIC MEETING AGENDA (PUBLIC HEARINGS AND CITIZENS TO BE HEARD).

6:30 P.M.

E. SCHEDULED PUBLIC HEARINGS

Any Person Wishing to Speak about a Public Hearing Item Shall Complete a Blue Card and Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room. The Procedure Used by the BCC in Conducting Public Hearings is to Have a Staff Presentation Followed by the Applicant Presenting the Specific Proposal. The BCC Will Then Hear Comments from the Proponents Followed by Comments from the Opponents and a Staff Summary. The Applicant Will Then be Given an Opportunity to Close and the BCC Will Decide on the Matter. Please Refer to the Back of Your Agenda Copy for More Details on Guidelines for Time Limitations and Opportunities to Speak.

- 1. Any Person Who Has Been Authorized to Represent an Organization with Five (5) or More Members or a Group of Five (5) or More Persons Shall Complete a Blue Card, Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room, and Should Limit Their Presentation to Ten (10) Minutes. It is Expected that Others in the Organization or Group Will Waive Their Time.**
- 2. Any Other Person Who Wishes to Speak about a Public Hearing Item Shall Complete a Blue Card, Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room, and May Speak up to Three (3) Minutes. The Chair Will Call Each Speaker, One by One, to the Podium to be Heard.**

SCHEDULED PUBLIC HEARINGS – BCC

- 39. Proposed Tax Equity Fiscal Responsibility Act (TEFRA) Resolution for TEFRA Issuance of Not-to-Exceed \$3,500,000.00 Pinellas County Educational Facilities Authority Revenue Bonds (Veritas Academy Project), Series 2008, on Behalf of Veritas Academy, Inc.**
- 40. Proposed Resolutions Amending the City of St. Petersburg's:**
 - a. Tangerine Avenue Community Redevelopment Plan**
 - b. Dome Industrial Park Pilot Project Redevelopment Plan**
 - c. Amended 16th Street South Commercial Revitalization Plan**

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

- 40. d. Bayboro Harbor Redevelopment Plan
- e. Intown Redevelopment Plan
- f. Intown West Redevelopment Plan

- 41. Proposed Ordinance Establishing Pinellas County Historic Preservation

- 42. Planning and Zoning Applications Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
 - a. Q CU-1-12-07
Application of Sunshine Property Partners, LLC, for an Amendment of a Previously Approved Conditional Use Request to Allow Specialized Light Industrial Uses (Medical Manufacturing of Cardiac Leads) in a Commercial Zoning District and to Allow Expansion of the Existing Building and a Two-Story, 40,000 Square Foot Additional Building on Site Located on a Parcel of Land Containing Approximately 7 Acres Located on the Southwest Corner of Klosterman Road and Palm Harbor Boulevard (U.S. Highway Alternate 19) in Palm Harbor

 - b. Q Z/LU-3-12-07
Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately .2 Acre Located on the South Side of Lakeview Road 360 Feet East of South Highland Avenue (Street Address: 1515 Lakeview Road, Clearwater), Page 189 of the Zoning Atlas, as Being in Section 23, Township 29, Range 15, from R-3, Single Family Residential to P-1, General Professional Offices, upon Application of 1515 Lakeview Road, LLC and Blue Harbor Holdings, LLC, and an Ordinance Amending the Future Land Use Map of Pinellas County, Florida, by Changing the Land Use Designation of a Parcel of Land Containing Approximately .2 Acre Located on the South Side of Lakeview Road 360 Feet East of South Highland Avenue (Street Address: 1515 Lakeview Road, Clearwater) Located in Section 23, Township 29, Range 15, from Residential Low to Residential/Office-General, and Providing an Effective Date

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

42. c. **Q LU-4-12-07**
An Ordinance Amending the Future Land Use Map of Pinellas County, Florida, by Changing the Land Use Designation of a Parcel of Land (Parcel A) Containing Approximately 6.4 Acres Located on the North Side of Feather Sound Drive (Clubhouse), (Street Address: 2201 Feather Sound Drive) with a Development Agreement to Include Parcels B and C Totaling 14.3 Acres, a Special Exception to Allow Overflow and Shared Parking Serving the Golf Course and the Proposed Development, Variances to Decrease the Minimum Setback Requirement for the Golf Course Clubhouse Structure to a Residential Structure from 150 to 50 Feet and to Decrease the Minimum Separation Requirement for Principal Structures from 34.5 to 17.5 Feet, and the Development Agreement to Extinguish Development Rights on Certain Defined Portions of the Applicant-Owned Property, and to Allow for Density Averaging of Residentially Designated Property Under Unified Control of the Applicant, and to Allow Development of 71 Units (Multi-Family), Four 6-Story Buildings, Building Height up to 74 Feet from Finish Floor Required Elevation Located in Section 02, Township 30, Range 16, from Commercial Recreation to Residential Low, and Providing an Effective Date, upon Application of Tristar-FS, LLC through E. D. Armstrong, Esquire, Johnson, Pope, Bokor, Ruppel & Burns, LLP and Ethel Hammer, Englehardt, Hammer & Associates, Inc., Representatives
- d. **Q Z-2-12-07**
Resolution Changing the Zoning Classification of Three Parcels of Land Containing Approximately 4 Acres Located on the Northeast Corner of Oakhurst Road and 74th Avenue North (Street Address: 7450 Oakhurst Road, Seminole), Page 282 of the Zoning Atlas, as Being in Section 29, Township 30, Range 15, from E-1, Estate Residential to R-R, Rural Residential, upon Application of Mary Brettner through Dan Porter, Representative

F. CITIZENS TO BE HEARD

Any Person Wishing to Speak at This Time, Excluding Non-Public Hearing Items on the Agenda or Issues Previously Acted on by the BCC, Must Have a Yellow Card Completed and Given to the Board Secretary at the Staff Table Located at the Front of the Board Room. The Chair Will Call Each Speaker, One by One, to the Podium to be Heard. Each Speaker May Speak up to Three (3) Minutes.

ADJOURNMENT

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Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceedings, and, for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS ANY ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. WITHIN TWO (2) WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE, PLEASE CONTACT THE OFFICE OF HUMAN RIGHTS, 400 S. FT. HARRISON AVE., SUITE 500, CLEARWATER, FL 33756. (727) 464-4062 (V/TDDO).

PUBLIC HEARING PROCEDURES

Public Hearings before the BCC are governed by the provisions of Section 134-14 of the Pinellas County Land Development Code. That code provides that at the conclusion of each person's presentation, any speaker may seek the Chair's permission to ask questions of staff. Specifically:

1. At the conclusion of the presentations by the applicant and any proponents, all affected parties may seek the Chair's permission to ask questions of or seek clarification from the applicant and/or the proponents.
2. At the conclusion of the presentation by the opponents, all affected parties may seek the Chair's permission to ask questions of or seek clarification from any opponent.

The applicant's closing comments will address testimony subsequent to their presentation. Continuing rebuttal of other than directly preceding testimony will not be allowed.

Because much testimony has already been submitted in writing, the following guidelines are expected to be sufficient to accommodate efficient presentations:

1. The applicant should present his or her entire case in twenty (20) minutes.