

AGENDA – Regular Public Meeting

3:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

September 2, 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 the Regular Meeting of July 22, 2008**
- 2. Reports:**
 - a. Internal Audit Division, Clerk of the Circuit Court, Report No. 2008-06 Dated July 31, 2008 – Audit of Parking Revenue**
 - b. Report of Expenses Incurred Under Incentives, Awards, and Recruitment Ordinance for the Quarter Ended June 30, 2008**
 - c. Pinellas County, Florida Bonded Debt Report for the Fiscal Year (FY) Ended September 30, 2007**
 - d. Tax Collector’s Proposed Budget for the Period of October 1, 2008 through September 30, 2009 Pursuant to Section 195.087, Florida Statutes**
 - e. Affidavits of Publication of Legal Notices Published in the Gulf Coast Business Review Regarding Notice of Forfeiture of Unclaimed Money Pursuant to Section 116.21, Florida Statutes**
 - f. Juvenile Welfare Board Interim Financial Report (Unaudited) Dated June 30, 2008**
 - g. Southwest Florida Water Management District Standard Format Tentative Budget Submission for FY 2008-2009**
 - h. Dock Fee Report for the Month of July 2008**
 - i. Pinellas County School District Tentative Five-Year Facilities Work Program for 2008/08 through 2012/13**

3. **Vouchers and Bills Paid**
4. **Miscellaneous Items to be Received for Filing:**
 - a. **City of Clearwater Ordinances Nos. 7917-08 and 7924-08 Amending the Comprehensive Plan Pertaining to Coastal Management and Tourism, Respectively, and Nos. 7925-08 and 7967-08 Amending Beach by Design, Adopted July 17, 2008, together with Motions to Amend on Second Reading Regarding Ordinances Nos. 7925-08 and 7967-08 Dated July 17, 2008; and Notices of Public Hearings to be Held August 21, 2008 and September 21, 2008 Regarding Ordinances Nos. 7985-08 through 7990-08, No. 7993-08, and No. 7997-08, Amending the Annexation, Land Use Plan, Zoning Atlas, Comprehensive Plan, and the Clearwater Community Development Code**
 - b. **City of Pinellas Park Notice of Public Hearing Regarding Ordinance No. 3636 Voluntarily Annexing Certain Property; Public Hearing Held August 28, 2008**
 - c. **Manatee County Ordinances - 2008 Cycle I Plan Amendments Adopted July 29, 2008**
 - d. **Eastlake Oaks Community Development District Minutes of Meetings Held October 11, 2007, December 6, 2007, February 7, 2008, April 10, 2008, and May 8, 2008**

COUNTY ADMINISTRATOR

Public Works

5. **Approval to Accept a Plat for Recording**
6. **Approval of Release of Funds Held as Maintenance Surety**
7. **Approval of Release of Funds Held as Completion Surety to:**
 - a. **Legacy Design Group**
 - b. **CCI Property Development, LLC**
8. **Approval of an Award of Bid to Highway Safety Devices, Inc. for Belcher Road Advanced Traffic Management System, Stage 1**

9. **Approval of Change Order No. 1 Final, Acceptance of the Contract as Complete, and Release of Retainage with Eveland Brothers, Inc. for Pinellas County Old Courthouse Window Replacement and Roof Truss Strengthening**

Other Departments

10. **Approval of a Cooperative Agreement with the U.S. Environmental Protection Agency for Cleanup Planning, Remediation and Community Involvement Activities in the Dansville Area (Economic Development/Community Development)**
11. **Adoption of a Resolution Accepting the Donation of a Vizio 42 Inch Television from the Friends of Weedon Island for the Weedon Island Education Center (Environmental Management)**
12. **Approval of Addendum No. 1 to the Contract with the City of Belleair Beach and the Sheriff for Law Enforcement Services (Justice and Consumer Services)**
13. **Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2008 Fire Districts Fund (Management and Budget)**
14. **Approval to Declare Surplus and Authorize the Sale of Miscellaneous County-Owned Equipment (Real Estate Management/Fleet Management)**

AUTHORITIES, BOARDS, AND ENTITIES

HOUSING FINANCE AUTHORITY

15. **Approval of the Receipt and File of the Quarterly Progress Report for the Pinellas County Community Housing Trust Fund**

LEALMAN SOLID WASTE COLLECTION AND DISPOSAL DISTRICT (LSWCDD)

16. **Approval of Acceptance of Non-Ad Valorem Assessment Roll for LSWCDD and Certification to the Tax Collector**

SUPERVISOR OF ELECTIONS

17. Approval of the First Amendment to Agreement with Election Systems & Software, Inc. for Florida Certified Voting System

B. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

19. Approval of a Local Agency Program Supplemental Agreement with the Florida Department of Transportation for 54th Avenue North at 28th Street North
20. Approval of Amendment No. 5 to the Agreement for Consultant Services with Ayres Associates Inc. for Keystone Road (County Road 582) from U.S. Highway 19 to East Lake Road

Utilities

21. Approval of Change Order No. 1 to the Agreement with Rowland, Inc. for Sanitary Sewer Repair, Rehabilitation, and Extensions

Other Departments

22. Approval of a Contract for Sale and Purchase with Stella McCrea, as Personal Representative of the Estate of Gus McCrea, for Real Property Located in the Greater Ridgecrest/Gooden Crossing Infrastructure Improvement Area (Community Development/Real Estate Management)
23. Approval of the First Renewal of the Contract with Tourism Marketing Partnership for International Marketing Representation in the United Kingdom, Ireland, and Scandinavia (Convention & Visitors Bureau)
24. Approval of Authority to Advertise a Public Hearing for Tax Equity Fiscal Responsibility Act (TEFRA) for TEFRA Issuance of Not-to-Exceed \$4,500,000.00 Pinellas County Industrial Development Authority Industrial Development Revenue Bonds on Behalf of Bovie Medical Corporation (Economic Development) (Companion Item No. 35)

25. **Adoption of a Resolution Requesting Inclusion of the Pinellas County Beach Erosion Control Projects on the Florida Beach Management Program for FY 2009/10 Long-Range Budget Plan by the Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems (Environmental Management)**
26. **Approval of Change Order No. 2 to the Contract with Anderson-McQueen Company, d/b/a Alife Tribute Funeral Care, for Indigent Burial Cremation Services (Health and Human Services)**
27. **Approval of a Contract for Sale and Purchase with Richard M. Leadbetter for Real Property Located at 405 Dogwood Trace for the Keystone Road Capital Improvement Project from U.S. Highway 19 to East Lake Road (Real Estate Management/Public Works)**
28. **Approval of a Contract for Sale and Purchase with Ronald and Susan C. Kempter for Real Property Located at 1331 Normandy Circle North for the Bee Branch Drainage Capital Improvement Project (Real Estate Management/Public Works)**
29. **Other Administrative Matters**

COUNTY ATTORNEY

30. **Approval of Authority for the County Attorney to Defend the Case of Brian Pitts, and as Circuit 6 Juvenile Justice Board (JJB) Member and Chairman and Pinellas County Juvenile Justice Council Member, et al v. Calvin Harris as Circuit 6 JJB Member and Chairman, et al - Circuit Civil Case No. 08-11078-CI-019 – Declaratory Judgment**
31. **Adoption of a Resolution Approving Early Extension of Tax Roll**
32. **Adoption of a Resolution to Postpone Making Application for Deeds on County-Held Tax Certificates for Properties Assessed by the Property Appraiser at Values Less Than \$5,000, Pursuant to §197.502(3), Florida Statutes 2006 Tax Certificates**
33. **Miscellaneous**

C. AUTHORITIES, BOARDS, AND ENTITIES

ECONOMIC DEVELOPMENT AUTHORITY

- 34. Approval of the Sixth Amendment to Lease Agreement with CVS Pharmacy, Inc. for Space at the Young – Rainey STAR Center
- 35. Adoption of a Resolution Authorizing Initial Approval for Issuance of Not-to-Exceed \$4,500,000.00 Pinellas County Industrial Development Authority Industrial Development Revenue Bonds for Bovie Medical Corporation (Companion Item No. 24)

D. COUNTY ADMINISTRATOR REPORTS

- 36. None

E. COUNTY COMMISSION

- 37. Miscellaneous

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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.

F. 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

38. Proposed Resolutions to Adopt Tentative Millages and Budgets for FY 2009 (First Public Hearing)
39. Approval of Authority to Advertise the Second Public Hearing for Final Millages and Budgets for FY 2009 (Management and Budget)

G. 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.