

AGENDA – Regular Public Meeting

9:30 a.m.

Pinellas County

Board of County Commissioners (BCC)

November 4, 2008

INVOCATION

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

PRESENTATIONS and AWARDS

A. 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 Chairman Will Call Each Speaker, One by One, to the Podium to be Heard.**

SCHEDULED PUBLIC HEARINGS – BCC

- 1. Proposed Tax Equity Fiscal Responsibility Act (TEFRA) Resolution for Issuance of Not-to-Exceed \$26,000,000.00 Pinellas County Health Facilities Authority Health Facilities Revenue Bonds, Series 2008 on Behalf of Menorah Manor Senior Living, LLC**

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

2. **Water and Navigation Applications:**
 - a. **Private Dock Application P38971-08/Revised Submitted by Brian F. and Indra Cabral, 2850 Phillippe Parkway, Tampa Bay, Safety Harbor**
 - b. **Dredge and Fill Application DF1934-08/Revised Submitted by Robert H. Smith, Pirates Cove Marina, 2400 Bayshore Boulevard, St. Joseph's Sound, Dunedin**
 - c. **Commercial Dock Application CD38985-08/Revised Submitted by the City of Madeira Beach, 300 Municipal Drive, Boca Ciega Bay, Madeira Beach**

COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

Consideration of the Following Proposals to Amend the Adopted Countywide Future Land Use Plan:

3. **Special Area Plan (SAP) Change No. 3-2008 (Case CW 07-10) – City of St. Petersburg**
7,773 Acres More or Less (MOL) Located Various Areas within the City Substantive Amendment to Vision 2020, which is a SAP in Support of the Planned Redevelopment – Residential, Mixed Use, and Commercial Countywide Plan Map Categories for a Portion of the City of St. Petersburg

SUBTHRESHOLD AMENDMENT

4. **Case CW 08-39 – City of Clearwater**
4.0 Acres MOL Located at 1551 Gulf Boulevard; Amendment from Residential Medium and Preservation to Recreation/Open Space and Preservation

REGULAR AMENDMENTS

5. a. **Case CW 08-35 – Pinellas County**
3.5 Acres MOL Located West of Anclote Road, Approximately 1,000 Feet South of Brady Road; Amendment from Residential Low to Industrial General

CPA PUBLIC HEARINGS – CONTINUED

5. b. **Case CW 08-36 – City of Dunedin (To Be Withdrawn)
3.9 Acres MOL Consisting of a Series of Parcels Approximately
300 Feet North of Main Street at the Northern End of Carnation
Drive (a Private Street); Amendment from Residential Medium to
Commercial General**
- c. **Case CW 08-37 – City of Tarpon Springs
16.6 Acres MOL Located at the Southeast Corner of the
Intersection of South Pinellas Avenue and Meres Boulevard;
Amendment from Residential/Office General and Institutional to
Planned Redevelopment – Mixed Use**
- d. **Case CW 08-38 – City of St. Petersburg
11.8 Acres MOL Located Extending North and East of the
Intersection of Ulmerton Road and Evergreen Avenue;
Amendment from Commercial General to Planned
Redevelopment – Mixed Use**
- e. **Case CW 08-40 – City of Clearwater
8.1 Acres MOL Located Northeast of the Intersection of South
Myrtle Avenue and Woodlawn Street; Amendment from
Residential Urban and Institutional to Residential Low Medium**
- f. **Case CW 08-41 – Town of Kenneth City (To Be Continued to the
December 16, 2008, CPA Meeting)
1.5 Acres MOL Located Northwest of the Intersection of 62nd
Street North and 54th Avenue North; Amendment from
Residential/Office General to Commercial General**

B. 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.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

- 6. Approval of Minutes of the Regular Meeting of September 16, 2008**
- 7. Reports:**
 - a. City of Largo Community Redevelopment Agency Resolution No. CRA-0803 Adopted September 23, 2008, Adopting an Annual Operating and Capital Improvements Budget for the West Bay Drive Community Redevelopment Agency for Fiscal Year (FY) 2009**
 - b. Pinellas County Sheriff's Office 2008-2009 Budget Requisition and Budget Draw Down Schedule**
 - c. Pinellas County License Board for Children's Centers and Family Day Care Homes Resolution No. 08-02 Effective October 1, 2008, Relating to the Budget for FY 2008-2009**
 - d. Pinellas Park Water Management District Truth in Millage (TRIM) Package for FY 2008-2009, Along with the Summary of Activities Presented to the BCC, Dated January 3, 2008**
 - e. Pinellas Suncoast Fire & Rescue Operating and Capital Budget for FY 2008-2009 and Resolutions Nos. 2008-06, 2008-07, and 2008-09 Adopting the 2008/2009 Preliminary Budget, Amending the 2007-2008 Budget, and Adopting the 2008-2009 Budget and Adopting the Present Rate of Assessments and Establishing Pay Raises for Administrative Staff/Personnel, Adopted September 4, 2008 and September 18, 2008**
 - f. Dock Fee Report for the Month of September 2008**
 - g. Quarterly Report of Routine Dock Permits Issued from July 1, 2008, through September 30, 2008**
- 8. Vouchers and Bills Paid**

9. Miscellaneous Items to be Received for Filing:

- a. **City of Clearwater Public Hearing Notices of Annexation, Comprehensive Plan, Land Use Plan, and Zoning Atlas Amendments Regarding Ordinances Nos. 7945-08, 7946-08 and 8016-08 Held October 15, 2008, and to be Held November 18, 2008**
- b. **City of Clearwater Ordinance No. 7950-08 Adopted September 18, 2008, Amending the Utility Element Goals, Objectives, and Policies of the Comprehensive Plan**
- c. **City of Pinellas Park Notice of Public Hearing Regarding Ordinances Nos. 3646 and 3647 Held October 23, 2008, Annexing Certain Property**
- d. **Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 11, Dated August 21, 2008, Financial Statement for the Month of July 2008, and Calendar of Regular Authority Meetings for FY 2008-2009**
- e. **Pinellas Suncoast Fire & Rescue Resolution No. 2008-08 Adopted September 18, 2008, Agreeing to Participate in the Negotiation Process Regarding Annexation Provided for Under Chapter 171, Part II, Florida Statutes, the Interlocal Service Boundary Agreement Act**
- f. **Peoples Gas System Rate Case Synopsis Regarding its Petition to the Florida Public Service Commission for Rate Increase (Docket No. 080318-GU)**
- g. **Eastlake Oaks Community Development District Minutes of the Meeting Held June 12, 2008, and Calendar of Regular Authority Meetings for FY 2009**

COUNTY ADMINISTRATOR

Public Works

10. Approval of the Installation of:

- a. **Two Speed Humps on Kingfisher Drive Between Laughing Gull Lane and Osprey Lane**

- 10. b. Two Speed Humps on Burnice Drive Between Woodley Road and Belcher Road
- c. Three Speed Humps on 52nd Avenue North Between Main Street North and 37th Street North

Utilities

- 11. Approval of an Award of Bid to The Diaz/Fritz Group, Inc. for Bridgeway Acres Redevelopment Project – Phase IV Household Electronics and Chemical Collection Center Building (Rebid)

Other Departments

- 12. Approval of Budget Amendments: (Management and Budget)
 - a. No. 15 for FY 2008
 - b. No. 2 for FY 2009
- 13. Approval of a Contract for Sale and Purchase with George A. Shimp II and Heidi R. Shimp for Future Facility-Based Recreation in Wall Springs Park (Real Estate Management/Culture, Education, and Leisure)

AUTHORITIES, BOARDS, AND COUNCILS

CPA

- 14. Adoption of a Resolution Approving the 2008 Countywide Plan Map Update

EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY

- 15. Adoption of a Resolution Approving the 2008-2009 EMS Application and Grant for the State EMS Trust Fund

D. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

17. **Approval of an Interlocal Agreement with the City of Clearwater for Intersection Improvements to Court Street**

Other Departments

18. **Approval of an Amendment to Tourism Promotion Agreement with the Tampa Bay Super Bowl XLIII Host Committee, Inc. and Approval of a Tourism Promotion Agreement with Andretti Green Racing, Inc. and Andretti Green Promotions, LLC for Super Bowl XLIII Promotions (Convention & Visitors Bureau)**
19. **Adoption of the 2009 Legislative Program (County Administrator)**
20. **Adoption of a Resolution Approving A2060442618 as a Qualified Applicant for the Qualified Target Industry Tax Refund Program (Economic Development)**
21. **Approval of a Grant Funding Agreement with Jabil Circuit, Inc. for Expansion of Production, Research and Development, and Headquarter Facilities (Economic Development)**
22. **Approval of an Agreement with Catholic Charities Diocese of St. Petersburg, Inc. for the Pinellas Hope Project (Health and Human Services)**
23. **Other Administrative Matters**

COUNTY ATTORNEY

24. **Approval of Authority for the County Attorney to Initiate Litigation in the Case of Pinellas County v. Paul A. Mills - Negligence in the Operation of a Motor Vehicle**
25. **Miscellaneous**

E. AUTHORITIES, BOARDS, AND COUNCILS

CPA

- 26. Approval of Authority to Advertise Two Public Hearings Amending the Adopted Countywide Plan Rules Regarding Development Agreements

F. COUNTY ADMINISTRATOR REPORTS

- 27. None

G. COUNTY COMMISSION

- 28. Approval of Reappointments to the Tourist Development Council for the Cities of:
 - a. Clearwater
 - b. St. Petersburg
- 29. Miscellaneous

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.