

AGENDA – Regular Public Meeting

9:30 a.m.

Pinellas County

Board of County Commissioners (BCC)

June 2, 2009

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. Petition to Vacate Submitted by Thomas J. Williamson and Jana M. Read for a Portion of a Utility and Drainage Easement on Lot 59, Autumn Woods – Unit III Subdivision (Quasi-Judicial Hearing)**
- 2. a. Proposed Ordinance Amending Section 18-66(h) of the Pinellas County Code Relating to Establishment of Airport Fees (Companion Item No. 2b)**

- 2 b. Adoption of a Resolution Setting Airport Fees (Regular Item – Companion Item No. 2a)

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

3. Water and Navigation Applications:
 - a. Dredge and Fill Application DF1958-08/Revised Submitted by Leo MacSweeney, 612 Florida Boulevard, St. Joseph Sound, Crystal Beach
 - b. Dredge and Fill Application DF2001-09 Submitted by Admiral Farragut Academy, Admiral Farragut Yacht Basin, 501 Park Street North, Boca Ciega Bay, St. Petersburg
 - c. Commercial Dock Application CC39618-09 Submitted by the City of Clearwater, 210 Drew Street to 112 South Osceola Avenue, Clearwater Harbor, Clearwater

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

4. Approval of Minutes of the Regular Meeting of May 5, 2009
5. Reports:
 - a. Office of the Clerk of the Circuit Court Budget Request for Non-Court Related Expenditures for the Fiscal Year (FY) 2009-2010
 - b. Internal Audit Division, Clerk of the Circuit Court, Report No. 2009-10 Dated April 30, 2009 – Audit of Construction Licensing Board

5. c. Continuing Bond Disclosure Report Dated April 30, 2009, Pursuant to Rule 15c2-12 of the Securities and Exchange Commission for: \$104,795,000 Sewer Revenue and Revenue Refunding Bonds, Series 1998; \$86,580,000 Sewer Revenue Bonds, Series 2003; \$25,205,000 Sewer Revenue Refunding Bonds, Series 2006; \$155,520,000 Capital Improvement Revenue Bonds, Series 2000; and \$26,620,000 Capital Improvement Revenue Bonds, Series 2002
- d. Pinellas County Emergency Medical Services Office of the Medical Director Annual Report for FY October 1, 2007 to September 30, 2008
- e. City of Tarpon Springs Comprehensive Annual Financial Report for FY Ended September 30, 2008, together with the Pinellas County Fire Services Agreement Dated September 30, 2008
- f. Southwest Florida Water Management District Comprehensive Annual Financial Report for FY Ended September 30, 2008, (Computer Disk), together with the Annual Local Government Financial Report, FY 2007-2008
- g. Dock Fee Report for the Month of April 2009
6. Vouchers and Bills Paid
7. Miscellaneous Item to be Received for Filing - City of Clearwater Public Hearing Notices of Annexation, Land Use Plan, and Zoning Atlas Amendments Regarding Ordinances Nos. 8050-09 through 8058-09 and 8062-09 through 8067-09; Public Hearings to be Held June 4, 2009

COUNTY ADMINISTRATOR

Airport

8. Adoption of a Resolution Approving an Application for Federal Assistance with the Federal Aviation Administration for Terminal Renovation and Other Projects
9. Approval of Awards of Bid to:
 - a. Ajax Building Corporation for American Recovery and Reinvestment Act of 2009 Terminal Area Improvements

9. b. Office Pavillion South Florida, Inc., d/b/a Workplace Resource of Tampa Bay, for Terminal Area Improvements 2009 Airport Seating
10. Approval of Change Order No. 1 Final, Acceptance of the Contract as Complete, and Release of Retainage with Caladesi Construction Company for Sheltair Taxiway and Terminal Apron Hardstand

Public Works

11. Approval of Awards of Bid to:
 - a. Kamminga & Roodvoets, Inc. for Allen's Creek Erosion Control
 - b. Four Contractors for Job Order Contracting 2009-2010

Utilities

12. Approval of an Award of Bid to Carus Corporation, d/b/a Carus Phosphates, Inc., for Corrosion Inhibitor
13. Approval of Change Order No. 2 Final, Acceptance of the Agreement as Complete, and Release of Retainage with Centrisys Corporation for South Cross Bayou Centrifuge Repair and Retrofit

Other Departments

14. Approval of a Grant Agreement with the Florida Department of Environmental Protection Bureau of Beaches and Coastal Systems Beach Management Funding Assistance Program for Treasure Island Beach Nourishment (Environmental Management)
15. Approval of FY 2009 Budget Amendment No. 8 (Management and Budget)
16. Approval of the Ranking of Firms and Authority for Staff to Negotiate with the Number One Ranked Firm for: (Real Estate Management)
 - a. Construction Management at Risk Services for St. Petersburg Judicial Tower Renovation, Phase 3
 - b. Construction Management at Risk Services for Sheriff's Tech Buildings 1, 2, 3 Renovations

17. Adoption of a Resolution Authorizing the Donation of Surplus Equipment (Real Estate Management/Justice and Consumer Services)

AUTHORITIES, BOARDS, AND COUNCILS

Emergency Medical Services Authority

18. Approval of the Issuance of a Certificate of Public Convenience and Necessity to 1st Choice Transportation, LLC for Wheelchair Transportation

D. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Airport

20. Approval of the First Amendment to Airline Operating Agreement with Allegiant Air, LLC for Airline Service

Public Works

21. Approval of Agreements with Six Firms for Environmental and Geotechnical Services

Other Departments

22. Approval of Change Order No. 2 with Tampa Contracting Services, Inc. for Lake Seminole Alum Injection (Environmental Management/Public Works)
23. Approval of the Third Amendment to Trail Lease with Florida Power Corporation, d/b/a Progress Energy Florida, Inc. (Facility Management/Public Works/Culture, Education & Leisure Department)
24. Approval of a Fourth Amendment to the Agreement with Albertson's LLC for Pharmacy Services (Health and Human Services)

25. **Approval of an Agreement for Pharmacy Services with Kash N Karry Food Stores, Inc., d/b/a Sweetbay Supermarket for Health and Human Services (Health and Human Services)**
26. **Other Administrative Matters**
 - a. **Approval of the Ranking of Firms and Authority for Staff to Negotiate with the Number One Ranked Firm for Design Professional Services for Public Safety Facilities and Centralized Communications Center (Real Estate Management)**

COUNTY ATTORNEY

27. **Approval of Authority for the County Attorney to Defend the Cases of:**
 - a. **BankUnited, FSB v. Charles A. Robbins, et al - Circuit Civil Case No. 09-006658-CI-13 - Mortgage Foreclosure Involving a Code Enforcement and Utility Liens**
 - b. **EverHome Mortgage Company v. George F. Stevenson and Barbara L. Stevenson, et al - Circuit Civil Case No. 09-006860-CI-11 - Mortgage Foreclosure Involving a Subordination Agreement and Mortgage**
 - c. **Regions Bank v. Theodore Vien, et al - Circuit Civil Case No. 09-006579-CI-17 - Mortgage Foreclosure Involving a Utilities Lien**
 - d. **Wells Fargo Bank, N.A. v. Alfred F. Conversi, et al - Circuit Civil Case No. 09-007909-CI-15 - Mortgage Foreclosure Involving a Utilities Lien**
 - e. **Kim Colin Cox and Eileen Mary Cox v. James B. Phillips; the Unknown Spouse, Heirs, Devisees, Grantees, Assignees, Lienors, Creditors, Trustees, or Other Claimants Claiming By, Through, Under, or Against John Strelec, Deceased; Chester M. Cornwell and Kathleen E. Cornwell; Pasco County, Florida, Pinellas County, Florida; and the Unknown Spouses, Heirs, Devisees, Grantees, Assignees, Lienors, Creditors, Trustees, or Other Claimants Claiming by, Through, Under, or Against the Individually Named Defendants Herein – Circuit Civil Case No. 51-2009-CA-4316-ES – Seeking Access to Real Property Over Property of Others**

- 28. Approval of Authority for the County Attorney to Initiate Housing Discrimination Litigation on Behalf of Santford L. Martin in the Claim of Santford L. Martin v. Crosswinds Mobile Home Park, Inc. - HUD No. 04-09-0023-8; Pinellas County Case No. 08-045
- 29. Adoption of Resolution Correcting Scrivener's Error Within Resolution 08-18
- 30. Miscellaneous

E. AUTHORITIES, BOARDS, AND COUNCILS

ECONOMIC DEVELOPMENT AUTHORITY

- 31. Approval of the First Amendment to Purchase and Sale Agreement with Florida Gateway Development I, LLC for Sale of the Toytown Site

F. COUNTY ADMINISTRATOR REPORTS

- 32. None

G. COUNTY COMMISSION

- 33. Approval of an Appointment to WorkNet Pinellas Board of Directors
- 34. 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.