

AGENDA – Regular Public Meeting

3:02 p.m.

**Pinellas County
Board of County Commissioners (BCC)
February 16, 2010**

INVOCATION

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

PRESENTATIONS and AWARDS

A. CITIZENS TO BE HEARD

Any Person Wishing to Speak at This Time, Excluding Public Hearing Items, Must Have a Yellow Card Completed and Given to Staff at the 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.

Greg Pound, Largo, re families.

Lenore Faulkner, Madeira Beach, re Pinellas County Schools.

Mark Klutho, Largo, re stupidity, waste.

B. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

1. **Approval of Minutes** of the Regular Meetings of January 5, 2010 and January 19, 2010
2. **Reports:**
 - a. **Audit Services**, Division of Inspector General, Report No. 2010-02 Dated January 14, 2010 – Audit of 911 Phone System Emergency Service and Equipment Special Revenue Fund
 - b. **Audit Services**, Division of Inspector General, Report No. 2010-03 Dated January 21, 2010 – Audit of Culture, Education and Leisure Department's Belle Harbour Marina and Sutherland Bayou Board Ramp, together with *The Audit Watch*
 - c. **Audit Services**, Division of Inspector General, Report No. 2010-04 Dated January 21, 2010 – Follow-Up Review to Audit of Lease Management
 - d. **Juvenile Welfare Board Interim Financial Report** (Unaudited) Dated December 31, 2009

- e. [Pinellas County License Board for Children’s Centers & Family Day Care Homes Financial Audit](#) for Fiscal Year (FY) 2008-09

- 3. [Vouchers and Bills Paid](#)

- 4. [Miscellaneous Item to be Received for Filing](#) – City of Largo Notice of Public Hearings Regarding Ordinances Nos. 2010-21 through 2010-23 to be Held February 16, 2010, Annexing Certain Property

COUNTY ADMINISTRATOR

Utilities

- 5. [Approval of an Award of Bid to Heart Construction](#), LLC for Hand Unload Facility Bridgeway Acres Landfill

Other Departments

- 6. [Approval of the Receipt and File Report of Non-Procurement Items Delegated to the County Administrator for Approval \(County Administrator\)](#)

- 7. [Approval of the Receipt and File Report on Write-Offs for Accounting Purposes](#) Delegated to the County Administrator for Approval (Management and Budget)

- 8. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the Fiscal Year 2010 General Fund Budget for: (Management and Budget)
 - a. [Justice and Consumer Services](#)

 - b. [Medical Examiner](#)

 - c. [Culture, Education and Leisure](#)

 - d. [Economic Development](#)

AUTHORITIES, BOARDS, AND COUNCILS

Countywide Planning Authority (CPA)

9. [Approval of Determinations of Countywide Consistency](#) for Clearwater, Madeira Beach, Pinellas Park, and Redington Beach
10. [Approval of a Form Submitted by the City of Clearwater](#) for Recording Transfers of Development Rights within the City

Emergency Medical Services (EMS) Authority

11. [Approval of a Certificate of Public Convenience and Necessity](#) to Tender Touch Transport Service, LLC for Non-Medical Wheelchair Transportation

Housing Finance Authority (HFA)

12. [Approval of the Receipt and File Report](#) of the Pinellas Community Housing Trust Fund Program

C. REGULAR AGENDA

13. [Items for Discussion from Consent Agenda](#) (County Administrator and Clerk of Circuit Court)

COUNTY ADMINISTRATOR

Public Works

14. [Approval of a Fourth Amendment to the Agreement](#) for Consultant Services with IBI Group, Inc. for 46th Avenue North from 80th Street North to 62nd Street North

Other Departments

15. [Approval of the FY 2010-2011 Federal Legislative Program](#) (County Administrator)
16. [Approval of Authority to Process a Non-Competitive Purchase Order](#) for a 2009 Pierce Quantum Ladder Truck for Tierra Verde Fire Control

District Municipal Services Taxing Unit (Public Safety Services)
(Companion Public Hearing Item No. 26)
Heard with Item No. 26.

17. [Other Administrative Matters](#)

COUNTY ATTORNEY

18. [Approval of Authority for the County Attorney to Defend](#) the Case of Craig Andra Moore v. Pinellas County BCC; Pinellas County Sheriff, Jim Coats; Dr. Bailey, Chief Health Officer, Pinellas County Jail; Dr. Miller, Senior Psychiatrist, Pinellas County Jail; ARNP Casp, Psychiatric Nurse Practitioner; Nurse Morea, Registered Nurse – United States District Court Case No. 8:09-CV-01842-VMC-TBM – Allegations of Violations of Federal and State Law

19. [Miscellaneous](#)

D. AUTHORITIES, BOARDS, AND COUNCILS

CPA

20. [Approval of Authority for a Public Hearing](#) to Consider a Proposed Countywide Rule Amendment Regarding the Transfer of Development Rights and Density/Intensity Averaging

HUMAN RESOURCES

21. [Approval of the Florida Back to Work Program Agreement](#) with WorkNet Pinellas, Inc. for Federal Funding for Subsidized Employment

E. COUNTY ADMINISTRATOR REPORTS

22. [Toytown Landfill Status Update](#)

F. COUNTY COMMISSION

23. [Miscellaneous](#)

- a. Commissioner Brickfield related that that he had attended his first Tampa Bay Water meeting, and indicated that the desalinization plant has passed its final two tests.

will be distributing a study documenting how Marion County/Ocala saved ten percent on its ambulance transport fees by switching from a not-for-profit ambulance provider to fire-based transit.

- b. Commissioner Harris provided a water conservation tip.

- c. Chairman Seel noted that a Transit Summit will be held on March 22 from 7:30 until 10:00 at the Hilton Carillon, and reminded the members to submit names and contact information for individuals in the business community who may wish to attend.

announced that the Transportation Task Force will officially launch in May, stated that she hopes to form a Task Force that is geographically diverse, and urged the Board members to submit additional nominations.

indicated that the BCC and municipal leaders will conduct a volunteer teach-in on April 9 to teach 3rd graders about city planning and economic development; and urged the members to pick a volunteer community service project to be carried out by the Board.

6:30 P.M.

G. SCHEDULED PUBLIC HEARINGS

Any Person Wishing to Speak about a Public Hearing Item Shall Complete a Blue Card and Submit it to Staff at the 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 Staff at the 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 Staff at the 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

24. a. [Proposed Tax Equity Fiscal Responsibility Act](#) (TEFRA) Resolution Authorizing the TEFRA Approval of Not-to-Exceed \$3,000,000.00 Pinellas County Industrial Development Authority Revenue Refunding Bonds, Series 2010 for the Family Resources, Inc. Project (Public Hearing Item) (Companion Item No. 24b)
- b. [Proposed Resolution of the Pinellas County Industrial Development Authority](#), d/b/a the Pinellas County Economic Development Authority, Authorizing the Issuance of Not-to-Exceed \$3,000,000.00 Pinellas County Industrial Development Authority Revenue Refunding Bonds, Series 2010 for the Family Resources, Inc. Project (Economic Development Authority – Regular Agenda Item) (Companion Item No. 24a)

25. [Planning and Zoning Application](#) – Q Z-1-1-10
Resolution Changing the Zoning Classification of a Parcel of and Containing Approximately 5.9 Acres Located at the Southwest Corner of 74th Avenue North and 123rd Street North, Page 280 of the Zoning Atlas, as Being in Section 28, Township 30, Range 15, from E-1, Estate Residential to R-R, Rural Residential, upon Application of Alfred and Velma J. Mariani through Katherine E. Cole, Esquire, Representative
26. [Proposed Resolution Establishing Intent to Levy](#) a Non-Ad Valorem Assessment in the Tierra Verde Fire Control District (Companion Regular Item No. 16)
27. [Proposed Amendment to Ordinance No. 00-70](#) Approving the Creation of a Redevelopment Trust Fund by the City of Largo. (Continued from the February 2, 2010, BCC Meeting)
28. [Proposed Ordinance Amending the Pinellas County Code](#) Regarding Bidder Qualifications and Prequalifications

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.