

**AGENDA – Regular Public Meeting**

**3:05 p.m.**

**Pinellas County  
Board of County Commissioners (BCC)  
March 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.**

*Jo An Totty, Palm Harbor, re Palm Harbor noise.  
Greg Pound, Largo, re families.*

**B. CONSENT AGENDA**

**CLERK OF THE CIRCUIT COURT**

1. **Approval of Minutes of the Regular Meeting of February 16, 2010**
2. **Reports:**
  - a. **Pinellas County Statement of County Funded Court-Related Functions, Sections 29.008 and 29.0085, Florida Statutes, for the Year Ended September 30, 2009**
  - b. **Pinellas County Quarterly Donation Listing of \$500 and Greater for the Period Ended December 31, 2009**
  - c. **Pinellas Planning Council Basic Financial Statements and Regulatory Reports Dated September 30, 2009**
  - d. **Juvenile Welfare Board Financial Statements for the Fiscal Year (FY) Ended September 30, 2009**
  - e. **Tampa Bay Water Annual Financial Report and Audited Financial Statements for FYs Ended September 30, 2009 and 2008**
3. **Vouchers and Bills Paid**

4. **Miscellaneous Items to be Received for Filing:**
  - a. [City of Dunedin Resolution No. 10-03](#) Adopted February 4, 2010, Opposing Approval of Offshore Oil Drilling in State Controlled Waters Off the Coastline of Florida and Particularly in the Gulf of Mexico in Areas Other Than Those Already Approved for Oil Leasing and Oil Exploration
  - b. [Florida Public Service Commission Notice](#) of Proposed Agency Action Order Approving Progress Energy Florida's New Environmental Program for Cost Recovery Through the Environmental Cost Recovery Clause

## COUNTY ADMINISTRATOR

### Public Works

5. **Approval of an Award of Bid to:**
  - a. [Various Vendors for Road and Landscape Materials](#) (Co-Op)
  - b. [Reynolds Inliner, LLC for Pipe Lining Services](#)

### Other Departments

6. [Approval of the Receipt and File](#) of Non-Procurement Items Delegated to the County Administrator for Approval (County Administrator)
7. [Approval of the Ranking of Firms](#) and Authority for Staff to Negotiate with the Top Two Ranked Firms for Adult Drug Court Treatment Services Pilot Program (Justice and Consumer Services)
8. [Approval of the Substance Abuse Advisory Board Recommendation](#) for Reallocation of Edward Byrne Memorial Justice Assistance Grant, American Recovery and Reinvestment Act 2009 Funds (Justice and Consumer Services)

9. [Adoption of a Resolution](#) Appropriating Earmarked Receipts for a Particular Purpose in the FY 2010 General Fund Budget for Unanticipated Grant Revenues to the Sheriff (Management and Budget)
10. [Approval of an Award of Bid](#) to Unifirst Corporation for Uniforms and Miscellaneous Related Items Administered by Pinellas County (Co-Op) and the Cities of St. Petersburg and Tarpon Springs (Rebid) (Purchasing)

#### AUTHORITIES, BOARDS, AND COUNCILS

##### COUNTYWIDE PLANNING AUTHORITY (CPA)

11. [Approval of a Minor Plan Change](#) to the Oldsmar Town Center Plan
12. [Approval of Determinations of Consistency](#) with the Countywide Future Land Use Plan and Rules for Pinellas County
13. [Approval of Acceptance of the Proposed Countywide Plan Map](#) Boundary Adjustment Submitted by Pinellas County

#### C. REGULAR AGENDA

14. [Items for Discussion from Consent Agenda](#) (County Administrator and Clerk of Circuit Court) – **None.**

#### COUNTY ADMINISTRATOR

##### Airport

15. [Approval of a Standard Ground Lease Agreement](#) with Renewal Options and Memorandum of Lease with Revenge Advanced Composites, LLC for the Cross Bayou Basin Site

##### Public Works

16. [Approval of Change Order No. 5](#) with Pepper Contracting Services, Inc. for 2008-2009 Countywide Americans with Disabilities Act Ramp, Sidewalk, Drainage and Intersection Improvements

##### Other Departments

17. [Approval of Appointments](#) to the Public Employee Relations Commission (County Administrator)

- 18. [Approval of Authority to Advertise](#) a Public Hearing Amending Chapter 134 of the Pinellas County Land Development Code Regarding Redevelopment (Planning)
- 19. [Other Administrative Matters](#) – None.

**COUNTY ATTORNEY**

- 20. [Miscellaneous](#) – None.

**D. AUTHORITIES, BOARDS, AND COUNCILS**

**EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY**

- 21. [Approval of Reappointments](#) to the EMS Advisory Council

**E. COUNTY ADMINISTRATOR REPORTS**

- 22. [None](#)

**F. COUNTY COMMISSION**

- 23. [Miscellaneous](#)

The commissioners extended their thanks to the staff of the Communications Department for their hard work relating to the e-Town Hall meeting and the Budget Information Sessions.

- a. Commissioner Harris reminded citizens to complete census forms and to beware of unofficial census materials that may be arriving in the mail.
- b. Commissioner Brickfield announced that the One Bay Regional Congress will be held on Friday, April 16, 2010, from 8:30 a.m. until 12:00 noon.  
  
suggested that fax machines be removed from county offices in favor of utilizing scanning and emailing as a way of saving money.
- c. Commissioner Welch extended his thanks to the County Attorney for his direction relating to the ABC Coalition issue.  
  
related that the CJIS Board had met on Monday, March 15, 2010, and had voted to submit Tyler Technologies as the CJIS replacement during an April BCC meeting.
- d. Commissioner Latvala requested input from the members regarding how often they desire updates regarding Tampa Bay Water; provided information regarding the desalination plant and the reservoir.

announced that next week is the Florida Association of Counties Legislative Conference and encouraged the members to attend.

- e. Commissioner Morroni requested a time frame for selecting appointments to the Joint Land Use Transportation Committee and Commissioner Seel suggested that appointments be made after the next Pinellas Planning Council (PPC) meeting.

- + motion by Commissioner Morroni, seconded by Commissioner Latvala, to reflect that the members have no objection to the state renaming the Bayway Bridge to the Sergeant Major Gary Lee Lattrell Medal of Honor Causeway Bridge in Pinellas, vote, 7 to 0.

- f. Commissioner Bostock recommended additional work sessions for commissioners to provide input re the budget.

- g. Chairman Seel noted that a Transit Summit will be held on March 22, 2010, 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.

related that her office is responding to emails relating to Weedon Island, Brooker Creek, and Heritage Village.

- + indicated that Brevard County is requesting support for its Space Program resolution; motion by Commissioner Morroni, seconded by Commissioner Latvala to support the Brevard County resolution, vote, 7 to 0.

**6:32 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.**

**COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS**

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

- 24. REGULAR AMENDMENT - Case CW 10-01 – City of St. Pete Beach (SAP Adoption 2010)  
3.4 Acres More or Less Located in an Area West of Pass-a-Grille Way, South of 9<sup>th</sup> Avenue, East of Gulf Way, North of 8<sup>th</sup> Avenue, and Including the Lots Fronting on and South of 8<sup>th</sup> Avenue; Amendment from Residential/Office/Retail to Community Redevelopment District**
- 25. Proposed Amendment to the Countywide Rules Concerning Transfer of Development Rights and Density/Intensity Averaging (First Public Hearing)**

## SCHEDULED PUBLIC HEARINGS – BCC

26. [Proposed Ordinance Amending Section 118-31\(h\)](#) of the Pinellas County Code Relating to Cost of Administration for Tourist Development Tax Collection
  
27. Planning and Zoning Applications Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
  - a. [Q Z-1-2-10](#)  
Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 1.23 Acres on the West Side of 49<sup>th</sup> Street North, 1,400 Feet South of Ulmerton Road, Located at 12924 49<sup>th</sup> Street North, Page 733 of the Zoning Atlas, as Being in Section 09, Township 30, Range 16; from C-2, General Retail Commercial and Limited Services and M-1, Light Manufacturing and Industry to M-1, Light Manufacturing and Industry and a Special Exception to Allow a Restaurant in an M-1 Zoning District, and a Variance to Allow Said Restaurant to Have a Maximum Seating Capacity of Up to 150 Where a Maximum of 75 Seats are Allowed, upon Application of M J M R B M, LLC, in Care of Richard Mastrelli through Kirk Iannone, Representative
  
  - b. [LU-1-1-08](#) (SECOND PUBLIC HEARING)  
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 0.60 Acre Located on the North Side of 42<sup>nd</sup> Avenue North, 450 Feet East of 28<sup>th</sup> Street North, St. Petersburg, Located In Section 02, Township 31, Range 16; from Preservation to Residential Medium, Providing for the Repeal of Ordinance No. 08-20, Providing for Other Modifications that May Arise from Review of This Ordinance at the Public Hearing and/or with Other Responsible Parties, and Providing an Effective Date, upon Application of Pinellas County Planning Director

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

27. c. **LU-2-10-09** (SECOND PUBLIC HEARING)  
An Ordinance Amending the Future Land Use Map of Pinellas County, Florida by Changing the Land Use Designation of a Total of 29 Parcels of Land Containing Approximately 101 Acres Located on the West Side of US Alternate 19 and Lying within the Wall Springs County Park, Palm Harbor, Located in Section 23, Township 27, Range 15 and Section 26, Township 27, Range 15; from Residential Low and Preservation-Resource Management to Preservation-Resource Management and Recreation/Open Space, Providing for Other Modifications that May Arise from Review of This Ordinance at the Public Hearing and/or with Other Responsible Parties, and Providing an Effective Date, upon Application of Pinellas County Planning Director through Paul Cozzie, Director, Pinellas County Culture, Education & Leisure Department, Representative
- d. **Q Z/LU-6-10-09** (SECOND PUBLIC HEARING)  
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 10 Acres Located on the Northwest Corner of Old Roosevelt Boulevard and 34<sup>th</sup> Street North (Evergreen Avenue), Clearwater, Located In Section 34, Township 29, Range 16; from Recreation/Open Space to Commercial General, Providing for Other Modifications that May Arise from Review of This Ordinance at the Public Hearing and/or with Other Responsible Parties, and Providing an Effective Date, upon Application of Pinellas County Airport Director
- e. **Q Z/LU-7-10-09** (SECOND PUBLIC HEARING)  
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 117.81 Acres Located on the Northeast Side of Old Roosevelt Boulevard, the West Side of 34<sup>th</sup> Street North (Evergreen Avenue) and Lying 700 Feet More or Less North of Ulmerton Road, Clearwater, Located in Section 34, Township 29, Range 16; from Recreation/Open Space to Industrial Limited, Providing for Other Modifications that May Arise from Review of This Ordinance at the Public Hearing and/or with Other Responsible Parties, and Providing an Effective Date, upon Application of Pinellas County Airport Director

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

28. **Proposed Ordinance** Amending the Future land Use and Quality Communities Element of the Pinellas County Comprehensive Plan (Comp Plan) Including Policies Regarding the Redevelopment of the AIRCO Property (SECOND PUBLIC HEARING)
29. **Proposed Ordinance** Amending Figures 1, 2, 3 and 12 of the Public School Facilities Element (SECOND PUBLIC HEARING)
30. **Proposed Ordinance** Amending Part I and II, and the Definitions of the Future Land Use Map Category Descriptions and Rules of the Future Land Use and Quality Communities Element (SECOND PUBLIC HEARING)
31. **Proposed Ordinance** Amending Policy 1.11.1 of the Intergovernmental Coordination Element (SECOND PUBLIC HEARING)
32. **Proposed Ordinance** Amending the Objectives and Policies of the Recreation, Open Space and Culture Element and the Future Land Use and Quality Communities Element of the Comp Plan, Concerning Historic and Archaeological Preservation and Resources (SECOND PUBLIC HEARING)

**ADJOURNMENT – 8:01 P.M.**

\* \* \* \*

*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.