

AGENDA – Regular Public Meeting

9:32 a.m.

Pinellas County

Board of County Commissioners (BCC)

July 12, 2011

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

**SCHEDULED PUBLIC HEARINGS – BCC**

- 1. Proposed Resolution Approving Amendments to the Intown Redevelopment Plan in the City of St. Petersburg and Approval of the Third Amendment to the Interlocal Agreement with the City of St. Petersburg Relating to Tax Increment Revenues in the Intown Redevelopment Area**

2. [Proposed Ordinance](#) Amending Ordinance Numbers 02-49, 02-50 and 03-19 Regarding the Schedule for Removal of Billboards from Non-Federal-Aid-Primary Highways (First Public Hearing)
3. [Proposed Pinellas County Consortiums](#) FY 2011-2012 Consolidated Action Plan Related to the Administration and Operation of the Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), and HOME Investment Partnership Program Grant Programs; and Authorizing Community Development to Hold a Public Hearing in the First Quarter of 2012 to Initiate the FY 2012-2013 Annual Action Plan Process

## COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

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

### REGULAR AMENDMENT

4. [Case CW 11-07 – City of Clearwater](#)  
1.2 Acres More or Less Located at 2419 Nursery Road; Amendment From Residential Urban and Water/Drainage Feature to Institutional and Water/Drainage Feature

## B. CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re Pinellas Park Middle World Class Career and Technology School.

Mark Klutho, Largo, re stupidity, waste.

Hazel Eakins, Clearwater, re Road work on Whitney, Wolford, and Haines Bayshore.

Jim McFrederick, Largo, re zoning.

Motion in support of filing Planning Director's Application for zoning/land use change and directing that staff fast-track similar cases on an individual basis pending further action by Board.

Hne Yuoh, Clearwater, re college tuition, Gulf to Bay Boulevard.

Nancy Besore, Safety Harbor, re social services (food funding).

Michelle Backlund, Clearwater, Neighborly Care Network, Clearwater, re social action funding of \$49K for meds for seniors.

Jon B. Coats, Jr., St. Petersburg, re parking issue on 123rd Avenue.

Jay Galvin, Largo, re parking issue on 123rd Avenue.

Charles Turner, Largo, re parking.

Raymond Baxter, Largo, re No Parking signs on 123rd Avenue.

Staff to cover No Parking signs on 123rd Avenue and submit further information to Board.

Greg Pound, Largo, re families.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

5. [Approval of Minutes](#) of the Regular Meeting of May 24, 2011
6. Reports:
  - a. [Audit Services](#) Division of Inspector General, Clerk of the Circuit Court, Report No. 2011-08 Dated June 9, 2011 – Audit of Utilities Billings Customer Information System
  - b. [Eastlake Oaks](#) Community Development District Annual Operating and Debt Service Budget for Fiscal Year 2012, Approved June 9, 2011, Pursuant to Chapter 190.008(2)(b), Florida Statutes
  - c. [Snug Harbor Center](#) Community Development District Fiscal Year 2012 Proposed Operating Budget
  - d. [Dock Fee Report](#) for the Month of May 2011
7. [Vouchers and Bills Paid](#)
8. Miscellaneous Items to be Received for Filing:
  - a. [Correspondence](#) From the Pinellas County Historical Society Regarding its Funding of the Grant Worker (Collections Custodian) Position at Heritage Village
  - b. [City of Oldsmar](#) Ordinances Nos. 2010-15, 2010-24, 2010-25 and 2011-02 Adopted October 19, 2010, December 7, 2010 and April 5, 2011, Annexing Certain Property
  - c. [City of Pinellas Park](#) Notice of Public Hearing Regarding Proposed Ordinance No. 3771 Held June 23, 2011, Annexing Certain Property
  - d. [City of St. Petersburg](#) Notice of Public Hearing to Amend the Intown Redevelopment Plan Held June 16, 2011
  - e. [City of Seminole](#) Notice of Ordinance Enactment and Public Hearing Held July 12, 2011 Regarding Proposed Ordinance No.

14-2011 Annexing Certain Property and Redefining the Boundary Lines

- f. [Tampa Bay Regional Planning Council](#) Development Order Amendment Report Regarding DRI No. 157 – Trinity Communities Pinellas County Portion Only
  
- g. [Florida Public Service Commissioner](#) Orders No. PSC-11-0255-PAA-EQ – Notice of Proposed Agency Action Order Approving Negotiated Purchased Power Agreement (Trans World Energy LLC By Progress Energy Florida, Inc.) and No. PSC-11-0263-TRF-EI Approving Revisions to Standard Offer Contract and Related Tariffs for Tampa Electric Company Issued June 13 and June 20, 2011, Respectively

COUNTY ADMINISTRATOR

Other Departments

- 9. [Receipt and File Report](#) of Procurement Items for the Quarter Ending June 30, 2011 (County Administrator)
  
- 10. [Adoption of a Resolution](#) to Appropriate Unanticipated Grant Funds in the FY11 Capital Projects Fund Budget for the Community Buildings Emergency Shelter Project (Emergency Management/Real Estate Management)
  
- 11. Adoption of Resolutions Appropriating Earmarked Receipts for a Particular Purpose in the FY11 General Fund Budget for: (Management and Budget)
  - a. [Unanticipated Grant Revenues](#) to the Sheriff
  
  - b. [Unanticipated Grant Revenues](#) to Planning
  
- 12. [Approval of an Award of Bid](#) to Structural Preservation Systems, LLC for 315 Court Street Parking Garage Structural Repair (Real Estate Management)

**COUNTY ATTORNEY**

13. **Notice of New LawsUIT and Defense of the Same by the County Attorney:**
  - a. [David Ballard Geddis, Jr. III v. Mr. Morrissey](#), Assistant County Attorney and Mr. Cromwell [sic], Sr. Assistant Attorney – Small Claims Case No. 11-002976-SC-NPC – Allegations of Breach of Written Agreement and Constitutional Violation Relating to the Reclaimed Water Availability Fee
  - b. [Marilyn Shorter v. Pinellas County](#) – Circuit Civil Case No. 11-5065-CI-19 – Allegations of Negligence Resulting in Personal Injuries
14. [Dismissal of Appeal](#) in the Case of Frederick V. Nielsen v. Pinellas County – 11<sup>th</sup> Circuit Court of Appeals No. 11-12140-E – Federal Employment Discrimination

**D. REGULAR AGENDA**

15. [Items for Discussion](#) from Consent Agenda (County Administrator and Clerk of Circuit Court)  
Items Nos. 5, 9, 10, and 12 pulled for discussion and separate vote. Item No. 5 approved as amended.

**COUNTY ADMINISTRATOR**

**Health and Human Services**

16. [Approval of Amendment](#) No. 1 to the Master Pinellas County Anesthesiology Agreement and Authorization to Execute Individual Agreements
17. [Approval of Amendment](#) No. 2 to the Pinellas County Health Plan Specialty Provider Agreement with Bardmoor Cancer Center, Limited

**Utilities**

18. [Approval of Change Order](#) No. 1 with Misener Marine Construction, Inc. for the Embankment Stabilization Bridgeway Acres Landfill Pond A Project

19. Approval of Authority to Advertise Public Hearings on Proposed Resolutions Revising
  - a. [Retail and Wholesale Water Rates](#)
  - b. [Retail and Wholesale Sewer Rates](#)
  - c. [Reclaimed Water Rates](#)

#### Other Departments

20. [Approval of Authority](#) to Advertise a Public Hearing on a Proposed Amendment to Section 6-30 of the Pinellas County Code (Building & Development Review Services)
21. [Approval of Agreements](#) with the Two Top Ranked Firms for Professional Environmental and Engineering Services for the Brownfield Program (Community Development)
22. [Approval of Mutual Release](#) to the Purchase and Sale Agreement with Florida Gateway Development I, LLC for the Sale of the Toytown Site (Economic Development)
23. [Adoption of a Resolution](#) Authorizing the Issuance of Not to Exceed \$22,000,000 Sewer Revenue Refunding Bonds, Series 2011 (Management and Budget)
24. [Approval of Change Order](#) No. 7 Final, Acceptance of Agreement as Complete, With Pepper Contracting Services, Inc., Clearwater, Florida for Countywide Americans With Disabilities Act Ramp, Sidewalk, Drainage and Intersection Improvements (Public Works)
25. [Approval of Authority to Advertise](#) a Public Hearing on a Proposed Ordinance Amending Section 2-161 et seq. of the Pinellas County Code Relating to Purchasing (Purchasing)
26. [Approval of Agreement](#) for Design Build Services for the Clearwater Campus Downtown District Cooling Project Phase 1 Services with Tampa Bay System Sales, Inc. d/b/a Tampa Bay Trane, Tampa, Florida (Real Estate Management)
27. [Other Administrative Matters](#)

COUNTY ATTORNEY

- 28. [Miscellaneous](#)

E. AUTHORITIES, BOARDS, AND COUNCILS

HUMAN RESOURCES

- 29. [Approval of the Ranking of Firms](#) and Final Negotiated Contract with Randstad General Partner, LLC, Atlanta, Georgia for Temporary Staffing Services

F. COUNTY ADMINISTRATOR REPORTS

- 30. [Initiatives and Projects](#)
- 31. [Announcement of a Tax Equity Fiscal Responsibility Act \(TEFRA\)](#) Public Hearing to be Held on July 26, 2011 on Behalf of Pinellas Preparatory Academy, Inc., 2300 South Belcher Road, Largo
- 32. [County Administrator FY12 Proposed Budget](#)

G. COUNTY COMMISSION

- 33. [Miscellaneous](#)
  - The members congratulated Commissioner Welch on being elected Second Vice-President of the Florida Association of Counties (FAC).
  - a. Commissioner Welch thanked the members for their support re FAC election.  
announced that he will hold Community Office Hours at Gulfport Public Library on July 20, 2011 from 4:00 to 7:00 P.M.
  - b. Chairman Latvala presented volunteer opportunity of the week.

**ADJOURNMENT – 4:36 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.