

AGENDA – Regular Public Meeting

3:02 p.m.

**Pinellas County
Board of County Commissioners (BCC)
July 26, 2011**

INVOCATION

**PLEDGE OF ALLEGIANCE to the Flag of the United States of America
PRESENTATIONS and AWARDS**

A. CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re Pinellas Park Middle World Class Career and Technology Schools.
Greg Pound, Largo, re Pinellas families.
Robert Hart, Seminole, re Parking.
Ingrid Comberg, St. Petersburg, re No. 27.
Deputy Noel Dunham, Pinellas County Sheriff's Office, re No. 27 Parking.
Jackie Galvin, Clearwater, re 123rd Parking (submitted copy of *State Municode Direct Copy*).
Jay Galvin, Largo, re Parking on 123rd Avenue.
Donna Cooper, Seminole, re No. 27 Parking.
Sharon Hochstadt, Seminole, re No. 7.
JoAn Totty, Palm Harbor, re Historic Downtown Palm Harbor.

B. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

1. **Approval of Minutes of Regular Meeting of June 14, 2011**
2. **Reports to be Received for Filing:**
 - a. **Division of Inspector General, Clerk of the Circuit Court, Report No. 2011-09 Dated June 30, 2011 – Follow-Up Audit of Alternate Water Source Rebate and Conservation Program**
 - b. **City of South Pasadena Comprehensive Annual Financial Report for the Year Ended September 30, 2010, Together with Auditor's Letter Regarding South Pasadena Fire Department**
3. **Vouchers and Bills Paid - None**
4. **Miscellaneous Items to be Received for Filing:**
 - a. **City of Clearwater Ordinance No. 8251-11 Adopted June 2, 2011, Annexing Certain Property**

- b. [Florida Public Service Commission](#) Consummating Order No. PSC-11-0292-CO-EQ Issued July 6, 2011 Regarding Purchase Power Contract with Trans World Energy LLC by Progress Energy Florida, Inc.

COUNTY ADMINISTRATOR

Management and Budget

5. [Approval of Budget Amendment](#) Nos. 10 and 11 for FY 2011
6. Receipt and File Reports from April 1, 2011 through June 30, 2011 for:
 - a. [Administrative Budget Amendments](#)
 - b. [Law Enforcement Trust Fund](#)

Public Works

7. [Approval of an Award of Bid](#) to R.E. Purcell Construction Company for the Glades Drainage Improvements
8. [Approval of an Award of Bid](#) to American Lighting and Signalization, Inc. for Advanced Traffic Management System Devices Along State Roads 580, 584 and 586

Real Estate Management

9. [Adoption of a Resolution](#) Appropriating Unanticipated Funds for a Particular Purpose in the FY 2011 Capital Projects Fund
10. [Approval of an Agreement](#) with the State of Florida Department of Health for the Ownership and Maintenance Responsibilities of the Health Department Building

Utilities

11. [Approval of an Award of Bid](#) to EQ Florida, Inc. for Grit/Sludge Removal at the William E. Dunn Water Reclamation Facility

12. [Approval of Ranking of Firms](#) for Consultant Selection and Authorization for Staff to Negotiate with the Number One Ranked Firm for South Cross Bayou Reclamation Facility UV Disinfection System and Related Improvements

Other Departments

13. [Approval of a Grant Application](#) from the Federal Aviation Administration for Airfield Improvement Projects and Acquisition of a Fire Crash and Rescue Support Vehicle (Airport)
14. [Receipt and File Report](#) of Items Delegated to the County Administrator for Approval (County Administrator)

County Attorney

15. [Notice of New LawsUIT](#) and Defense of the Same by the County Attorney in the Case of Pirate’s Treasure, Inc. v. City of Dunedin, Florida, a Municipal Corporation, and Pinellas County, Florida, a Political Subdivision of the State of Florida – Circuit Civil Case No. 11-005600-CI-011 - Allegations of Negligence and Alleged Inverse Condemnation

AUTHORITIES, BOARDS, AND COUNCILS

Emergency Medical Services (EMS) Authority

16. [Receipt of FY 2009-2010](#) Annual Report of the Activities of Pinellas County EMS Office of the Medical Director

C. REGULAR AGENDA

17. [Items for Discussion](#) from Consent Agenda (County Administrator and Clerk of Circuit Court)
Items Nos. 7, 12, and 13 pulled for discussion and comment only.

COUNTY ADMINISTRATOR

Departments

18. [Approval of Amendment](#) No. 2 to the Agreement for Consultant Services with Kimley-Horn and Associates, Inc. for Rehabilitation of Runway 4-22 (Airport)

19. [Approval of Transfer of Funding Agreement](#) with the Department of Energy to St. Petersburg College (Parks and Conservation Resources)
20. [Approval of Authority to Advertise](#) a Public Hearing for a Proposed Ordinance Regulating Open Burning for Recreational Purposes (Public Safety Services)
21. [Approval of Amendment](#) No. 3 with the Florida Department of Environmental Protection and Humiston & Moore Engineers for the Honeymoon Island Beach Restoration Project (Public Works)
22. [Approval of the Eldridge-Wilde Wellfield Transfer Agreement](#) with Tampa Bay Water for Production Wellsites, Pipeline Easements and Monitor Well Easements (Utilities)
23. [Other Administrative Matters](#)
Mr. LaSala indicated that a workshop will be scheduled re Medicare/Medicaid.

COUNTY ATTORNEY

24. [Miscellaneous](#)

D. AUTHORITIES, BOARDS, AND COUNCILS

EMS Authority

25. [Approval of Re-Appointments](#) to the EMS Advisory Council

E. COUNTY ADMINISTRATOR REPORTS

26. [Initiatives and Projects](#)
Update on Enterprise GIS.
27. [Update on 123rd Street Parking](#)
28. [Property Assessed Clean Energy](#) (PACE)

F. COUNTY COMMISSION

29. [Approval of an Appointment](#) and Reappointments to the Economic Development Council
30. [Approval of an Appointment](#) to the Pinellas County Educational Facilities Authority

31. Approval of a Reappointment to the Pinellas Suncoast Transit Authority Board

32. Miscellaneous

- a. Commissioner Brickfield provided historical information re the start of Pinellas County.
- b. Chairman Latvala commended Kelli Levy on receiving the Environmental Leadership Award.

provided the volunteer opportunity of the week.

PLEASE SEE NEXT PAGE FOR EVENING PORTION OF THE REGULAR PUBLIC MEETING AGENDA (PUBLIC HEARINGS AND CITIZENS TO BE HEARD).

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

- 33. Proposed Tax Equity Fiscal Responsibility Act (TEFRA) Resolution Authorizing TEFRA Approval and Issuance of Not-to-Exceed \$10,000,000 Pinellas County Educational Facilities Authority Revenue Bonds, Series 2011, on Behalf of Pinellas Preparatory Academy Project**
- 34. Proposed Ordinance Amending Sections 2-178, 2-189 and 2-193 of the Pinellas County Code Relating to Purchasing**
- 35. Planning and Zoning Applications Heard by the Local Planning Agency (Quasi-Judicial Hearings are Noted with a “Q” Prefix):**

(Q) Z/LU/CU-2-5-11

Resolution Changing the Zoning Classification of Approximately 2.37 Acres Located 485 Feet East of 68th Street North, and 608 Feet North of 38th Avenue North, Located in the Unincorporated Area of St. Petersburg; Page 800 of the Zoning Atlas, as Being in Section 06, Township 31, Range 16; from C-2, General Retail Commercial & Limited Services to R-3, Single Family Residential, a Reconsideration of a Conditional Use to Allow the Dispensing of Alcoholic Beverages in Association With a Fraternal/Benevolent Organization in a Residential Zone, a Special Exception to Allow for the Approval of Fraternal Club in a Residential Zoning District and Variances to Allow the Property to be Accessed Via a Private Ingress/Egress Easement (Where 60 Feet of Frontage on a Public Right-of-Way is Required), and to Allow for the Dispensing of Alcoholic Beverages Within 750 Feet of a Church; Upon Application of Northwest Little League, Inc., c/o Casi Masi through Ronald L. Weaver, Esq., Stearns, Weaver, Miller, Weissler, Alhadeff & Sitterson, P.A. and Kyle Perkins, Representative and 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 2.37 Acres Located 485 Feet East of 68th Street North, and 608 Feet North of 38th Avenue North Located in the Unincorporated Area of St. Petersburg, Located in Section 06, Township 31, Range 16; from Recreation/Open Space to Residential Urban, With an Institutional – Community Center Overlay, 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 (Deferred from June 14, 2011 BCC Meeting)

36. [Proposed Ordinance](#) Amending Section 138-1334 of the Pinellas County Land Development Code Regarding Off-Premises Signs (Second Public Hearing – Deferred from May 24, 2011 BCC Meeting)
37. [Proposed Ordinances](#) Amending Ordinance Numbers 02-49, 02-50 and 03-19 Regarding the Schedule for Removal of Billboards from Non-Federal-Aid-Primary Highways (Second Public Hearing)

ADJOURNMENT – 7:44 P.M.

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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.