

AGENDA – Regular Public Meeting

2:02 p.m.

**Pinellas County
Board of County Commissioners (BCC)
October 16, 2012**

[INVOCATION](#)

PLEDGE OF ALLEGIANCE

A. PRESENTATIONS and AWARDS

Pro Bono Week Proclamation

B. CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re Pinellas County schools education excellence.

Greg Pound, Largo, re families.

Scott H. Barber, Largo, re VSO – Veterans.

Alene Tarter, Seminole, re VSO Veteran's Affairs.

Mark Klutho, Largo, re stupidity, waste.

Don Polmann, Dunedin, re service to the community.

JoAn Totty, Palm Harbor, re Palm Harbor.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

1. [Approval of Minutes of the Regular Meeting of September 18, 2012](#)
2. Reports to be Received for Filing
 - a. [Division of Inspector General, Audit Services, Clerk of the Circuit Court and Comptroller, Report No. 2012-20 dated September 27, 2012 - Audit of Pinellas County Economic Development Authority Industrial Revenue Bonds](#)
 - b. [Division of Inspector General, Audit Services, Clerk of the Circuit Court and Comptroller, Report No. 2012-21 dated September 27, 2012 - Audit of Fleet Allocations](#)
3. [Vouchers and Bills Paid in the Amount of \\$12,052,169.34 from September 9, 2012 to September 15, 2012](#)

4. Miscellaneous Items to be Received for Filing:
 - a. [East Lake Tarpon Special Fire Control District Resolution No. 2012-06 Adopted August 28, 2012, Opposing Implementation of Priority Dispatch as Proposed by Pinellas County Emergency Medical Services Authority](#)
 - b. [Correspondence Supporting Priority Dispatch as Proposed by Pinellas County Emergency Medical Services Authority:](#)
 - i. Michael P. Bonfield, City Manager, St. Pete Beach
 - ii. Jimmy Johnson, Mayor, City of Seminole

COUNTY ADMINISTRATOR

Department of Environment and Infrastructure

5. [Approval of a Grant Agreement with the Florida Department of Environmental Protection for the Honeymoon Island Beach Restoration Project](#)
6. [Approval of a Local Agency Program Agreement with the Florida Department of Transportation for Design Activities of the C.R. 1 \(Keene Road\) Sidewalk Improvement Project](#)

Other Departments

7. [Approval of the Ranking of Firms and Authority for Staff to Negotiate with Each of the Top Ten Ranked Firms for Airport Improvement Projects Consultant Services \(Airport\)](#)
8. [Approval of the Ranking of Firms and Authority for Staff to Negotiate with the Number One Ranked Firm for a Technology Marketing Program \(Convention and Visitors Bureau\)](#)
9. [Approval of the Ratification and Acceptance of a Grant Award with the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the *You Can!* Program \(Justice and Consumer Services\)](#)
10. Receipt and File Reports from July 1, 2012 through September 30, 2012 for: (Management and Budget)
 - a. [Administrative Budget Amendments](#)
 - b. [Law Enforcement Trust Fund](#)
11. [Receipt and File Report of Procurement Items Delegated to the County Administrator for Approval for the Quarter Ending September 30, 2012 \(Purchasing\)](#)

12. [Approval to Declare Surplus and Authorize the Sale of Miscellaneous County-Owned Equipment \(Real Estate Management/Department of Environment and Infrastructure\)](#)

AUTHORITIES, BOARDS, AND COUNCILS

Countywide Planning Authority

13. [Approval of a Minor Special Area Plan \(SAP\) Change – City of Dunedin Guideways to Downtown's Future – CW 06-12 \(SAP Change No. 2-2012\)](#)
14. [Approval of an Amended Development Agreement for the City of St. Petersburg– CW 10-09](#)
15. [Approval to Accept Two 2012 Countywide Plan Map Adjustments](#)

D. REGULAR AGENDA

Any person wishing to speak regarding a Regular Agenda item must have a Blue Card completed and given to staff at the table located at the front of the Board Room. The Chairman will call each speaker, one by one, to the podium to be heard when the item is before the BCC. Each speaker may speak up to three (3) minutes.

Persons who have been authorized to represent an organization with five (5) or more members or a group of five (5) or more persons should 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.

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

COUNTY ADMINISTRATOR

Convention and Visitors Bureau

17. [Approval of Amendment No. 1 to the Contract with Tourism Marketing Partnership for International Marketing Representation in the United Kingdom, Ireland and Scandinavia](#)
18. [Approval of Amendment No. 1 to the Contract with MS Wolf Marketing for International Marketing Representation in Central Europe](#)

Health and Human Services

19. [Approval of a Grant Award from the U.S. Department of Health and Human Services, Health Resources and Services Administration and an Operating Plan for the Pinellas County Health Campus for Homeless Families with Children](#)
20. [Approval of a Letter of Agreement with the State of Florida Agency for Health Care Administration for the Medicaid Buy-Back Program and a Memorandum of Understanding with BayCare Health System, Inc. for the Low Income Pool Grant Fund](#)

Real Estate Management/Department of Environment and Infrastructure

21. [Adoption of a Resolution Declaring County-Owned Property Surplus and Authorizing Conveyance to the City of Clearwater for the Capitol Theatre Expansion](#)
22. [Approval of an Interlocal Agreement with the City of Clearwater for Right of Way and Utilities Easement for the Capitol Theatre Expansion](#)

Other Departments

23. [Approval of Amendment No. 4 to the Agreement for Consultant Services with Kimley-Horn and Associates, Inc. for Airport Runway 4-22 Design Services \(Airport\)](#)
24. [Approval of the First Amendment to the Interlocal Agreement with the City of Dunedin for the Toronto Blue Jays Spring Training Facility \(County Administrator/ County Attorney\)](#)
25. [Approval of an Amended Memorandum of Understanding with the State of Florida Department of Children and Families for Revised Funding of the Criminal Justice, Mental Health and Substance Abuse Reinvestment Grant to be used for the Public Defender of the Sixth Judicial Circuit's Mentally Ill Jail Diversion Program \(Justice and Consumer Services\)](#)
26. [Approval of a Transfer Agreement with Hillsborough County for the Friendship Trail Bridge \(Parks and Conservation Resources\)](#)
27. [Other Administrative Matters](#)

COUNTY ATTORNEY

28. [Consent to Engage in Dual Legal Representation for Bryant Miller Olive](#)
29. [Miscellaneous](#)

E. COUNTY ADMINISTRATOR REPORTS

30. [Initiatives and Projects](#)

F. COUNTY COMMISSION

31. [Approval of Appointments to the Youth Advisory Committee](#)
32. [Commissioner Brickfield: Confidentiality of Qualified Target Industry \(QTI\) Incentive Applicants](#)
33. [Commissioner Welch: Request from the City of St. Petersburg to Establish a Tax Increment Financing District for At-Risk Communities](#)
Letter to City re Board support for more in-depth look at TIF concept and other funding possibilities for all healthy communities.
34. [Miscellaneous](#)
- a. [Commissioner Welch](#) re death of Brittany Gordon, daughter of City of St. Petersburg Assistant Chief of Police, in Afghanistan.
 - b. [Commissioner Morroni](#) re Pinellas Planning Council re-appointment.

Please Note: If the afternoon portion of the meeting has not concluded by 5:30 p.m., a recess will be taken from 5:30 – 6:00 p.m. The remainder of the afternoon agenda will resume at 6:00 p.m., followed by public hearings.

Items may be taken out of order by the Chair.

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PLEASE SEE NEXT PAGE FOR THE PUBLIC HEARINGS PORTION OF THE AGENDA

6:07 P.M.

G. SCHEDULED PUBLIC HEARINGS

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.

Any 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.

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.

COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

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

35. [REGULAR AMENDMENT – Case CW 12-14](#) – Pinellas County
6.3 Acres More or Less, Located at the Northeast Corner of the Northern Terminus of 68th Street North and the Eastern Terminus of 40th Avenue North (6701 40th Avenue North); Amendment from Residential Urban to Institutional

SCHEDULED PUBLIC HEARINGS – BCC

36. [Proposed Ordinance Amending the Pinellas County Code Relating to the County Sewer System and a Proposed Resolution Establishing the Chart of Industrial Pretreatment Program Local Limits for the Sewer System](#)
37. Planning and Zoning Applications Heard by the Local Planning Agency (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
 - a. [Q Z-1-7-12 \(Continued from the August 21, 2012 BCC Public Hearing\)](#)
Resolution Changing the Zoning Classification of Approximately 2.43 Acres Located On the South Side Of Walsingham Road, 1,127 Feet West of 125th Street North in the Unincorporated Area of Largo; Page 253 of the Zoning Atlas, as being in Section 17, Township 30, Range 15, from C-3, Commercial, Wholesale, Warehousing & Industrial Support to C-2, General Retail Commercial & Limited Services and to Allow the Following

SCHEDULED PUBLIC HEARINGS – BCC - CONTINUED

Variations, 0 Feet Front Setback for a Gasoline Canopy and 12 Feet Front Setback for Gasoline Islands, Where 15 Foot Setbacks are Required, Sale of Alcoholic Beverages Within 750 Feet of a Church (425 Feet) and to Allow Two Identification Signs Where One Identification Sign is Permitted; upon Application of William B. Schaller through Robert Pergolizzi, Representative

Variance Re Two Identification Signs Withdrawn

- b. [Q LU-4-12-07](#)
Resolution Modifying a Previously Approved Development Agreement to Extend the Development Agreement for an Additional Five Year Term, on the Development of 71 Multi-Family Residential Units in Four Six-Story Buildings with a Building Height Up to 74 Feet from Finished Floor Elevation on a Parcel of Land (Parcel A) Containing Approximately 6.4 Acres Located On the South Side of Feather Sound Drive (Street Address: 2201 Feather Sound Drive) Utilizing Density Averaging with Parcels B and C Containing 14.3 Acres, All Parcels Under the Unified Control of the Applicant; Page 720 of the Zoning Atlas, being in Section 02 & 01, Township 30, Range 16; upon Application of Feather Sound Golf, LLC Through Thomas Little, Representative

- c. [Q Z-1-9-12](#)
Resolution Changing the Zoning Classification of Approximately 57 Acres Located On the North Side of Keystone Road Approximately 580 Feet East of East Lake Road, in the Unincorporated Area of Tarpon Springs (Street Address: 3255 Buffalo Run); Page 520 of the Zoning Atlas, as being in Section 10, Township 27, Range 16; from RPD-0.5-W, Residential Planned Development, 0.5 Unit Per Acre-With Wellhead Protection Overlay to A-E-W, Agricultural Estate Residential-With Wellhead Protection Overlay & PC, Preservation Conservation; upon Application of William H. Baumgart & Bison Creek Estates, HOA through Robert Pergolizzi & John Geiger, Representatives

- d. [Q Z-2-9-12](#)
Resolution Changing the Zoning Classification of Approximately 2.5 Acres Located On the East Side of 137th Street (Antilles Drive), 280 Feet North of 94th Avenue North (Street Address: 9511 137th Street North); Page 263 of the Zoning Atlas, as being in Section 20, Township 30, Range 15; From E-1, Estate Residential To R-2, Single Family Residential; upon Application Of Rocco F. & Nancy S. Cappel through Steven M. Seibert, J.D., Representative

SCHEDULED PUBLIC HEARINGS – BCC - CONTINUED

- e. [Q CU/TDR-4-9-12](#)
Resolution for a Conditional Use to Allow for the Transfer of Development Rights from Sending Parcels At 905 11th Street, 1001 Omaha Circle, and 1188 Omaha Street in Palm Harbor, to Receiving Vacant Parcels at the Northwest Corner of Georgia Avenue and 12th Street, Palm Harbor, a Variance to Reduce the Minimum Front Setback from 10 Feet to 5 Feet at the Vacant Parcels at the Northwest Corner of Georgia Avenue and 12th Street, Palm Harbor, and Conditions for these Parcels of Property on Approximately 1.297 Acres in the Old Palm Harbor-Downtown District; Page 74 of the Zoning Atlas, as being in Section 01, Township 28, Range 15; upon Application of Sutherland Realty Holdings I & II, LLC through Chris Coleman or Braulio Grajales, P.E., Representative.

ADJOURNMENT – 8:12 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 South Fort Harrison Avenue, Suite 500, Clearwater, Florida 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 Chairman'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 Chairman'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 Chairman'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.