

Agenda

Negotiation Process under the **Interlocal Service Boundary Agreement Act**

Wednesday, November 19, 2008

9:00 a.m.

Pinellas Room, Heritage Village

- I. Convene
- II. Introductions of Those in Attendance
- III. Review of Chart Documenting Responses To County Resolution
- IV. Organizational Items To Be Considered
 - A. How Decisions Are Made -- consensus, unanimous, majority? Facilitation?
 - B. Should All Agencies Who Acted by Resolution Be Fully Engaged
 - C. One Agreement or Several Agreements
 - D. Uniform Provisions or Provisions to Vary by Jurisdiction or Agreement
 - E. County Resolution -- List of Subjects
 - F. Municipal Resolutions -- List of Subjects
 - G. Provision for Public Participation
- V. Schedule for Negotiating Meetings

SUMMARY OF ISSUES IN THE COUNTY'S INITIATING RESOLUTION AND IN THE MUNICIPAL RESPONDING RESOLUTIONS

COUNTY ISSUES:

- A. Process, definitions, and criteria for voluntary and referendum annexations.
- B. Establishment of municipal service areas for annexation and unincorporated service areas that shall remain unincorporated.
- C. Incorporation of relevant issues identified in the Settlement Agreement.
- D. Incorporation and exercise of joint planning procedures in s. 163.3171, F.S.
- E. Remove need for "Ability to Serve Report" in the Special Act.
- F. Ten year term for any interlocal service boundary agreement (ISBA), with review after the first 8 years.

MUNICIPAL ISSUES:

- A. Establishment of municipal service areas for annexation and for receiving municipal services from a municipality.
- B. Establish unincorporated service area that may not be annexed without the consent of the County and that will receive municipal services from the County or its designee or an independent special district.
- C. The meaning of enclaves, and the annexation and elimination of all enclaves.
- D. Eliminate the requirement for an urban services report and for an ability to service report. If no municipal service areas are agreed to, the exact criteria and relevant information need for an "ability to serve" report (their resolution refers to Chapter 171, so they meant the urban services report) shall be determined, and the report provided to both the BCC and the PPC.
- E. Ability of municipalities to annex any and all unincorporated areas within its municipal service area regardless of contiguity, compactness, or whether it creates an enclave.

F. Ability to annex any and all County-owned lands within a city's service area without approval or consent of the County. If no municipal service areas are agreed to, the process and criteria by which a municipality can annex County-owned land.

G. If municipal service areas are agreed to, the process and a schedule for annexation of areas within those service areas.

H. Consideration of a term of 20 years for an ISBA.

I. The process, definitions, requirements and criteria for voluntary and referendum annexations.

J. Identify the local government responsible for delivery or funding of services within a municipal service area or the unincorporated service area. Includes: public safety; fire; EMS; water and wastewater; road ownership, construction and maintenance (including the transfer of responsibility for maintenance of ROW upon annexation of adjacent properties, clarification of and transfer of ROW and maintenance responsibility for county roadways within a city, including the County's responsibility to make improvements prior to transfer of responsibility, and the design of County roadway projects within a city; conservation, parks, and recreation; stormwater management; and any other services or infrastructure not currently provided for by an electric utility or natural gas transmission company; and any other service delivery issues.

K. Incorporation and exercise of joint planning procedures within municipal service areas, including procedures for preparing and adopting comprehensive plan amendments, administering LDRs and issuing development orders.

L. Three municipalities (Largo, Pinellas Park, and Oldsmar) have proposed expansion of the suggested municipal service area boundaries in the BCC Resolution.

M. Revocation of the existing IA between Pinellas County, Largo, and Pinellas Park. (*Largo*)

N. Recognize right of a municipality to annex a willing property owner regardless of an ISBA, even if the property is served water and sewer by the County or a private utility. (*Dunedin*)

O. Right of a municipality to require annexation as a condition of receiving water or sewer service. (*Dunedin*)

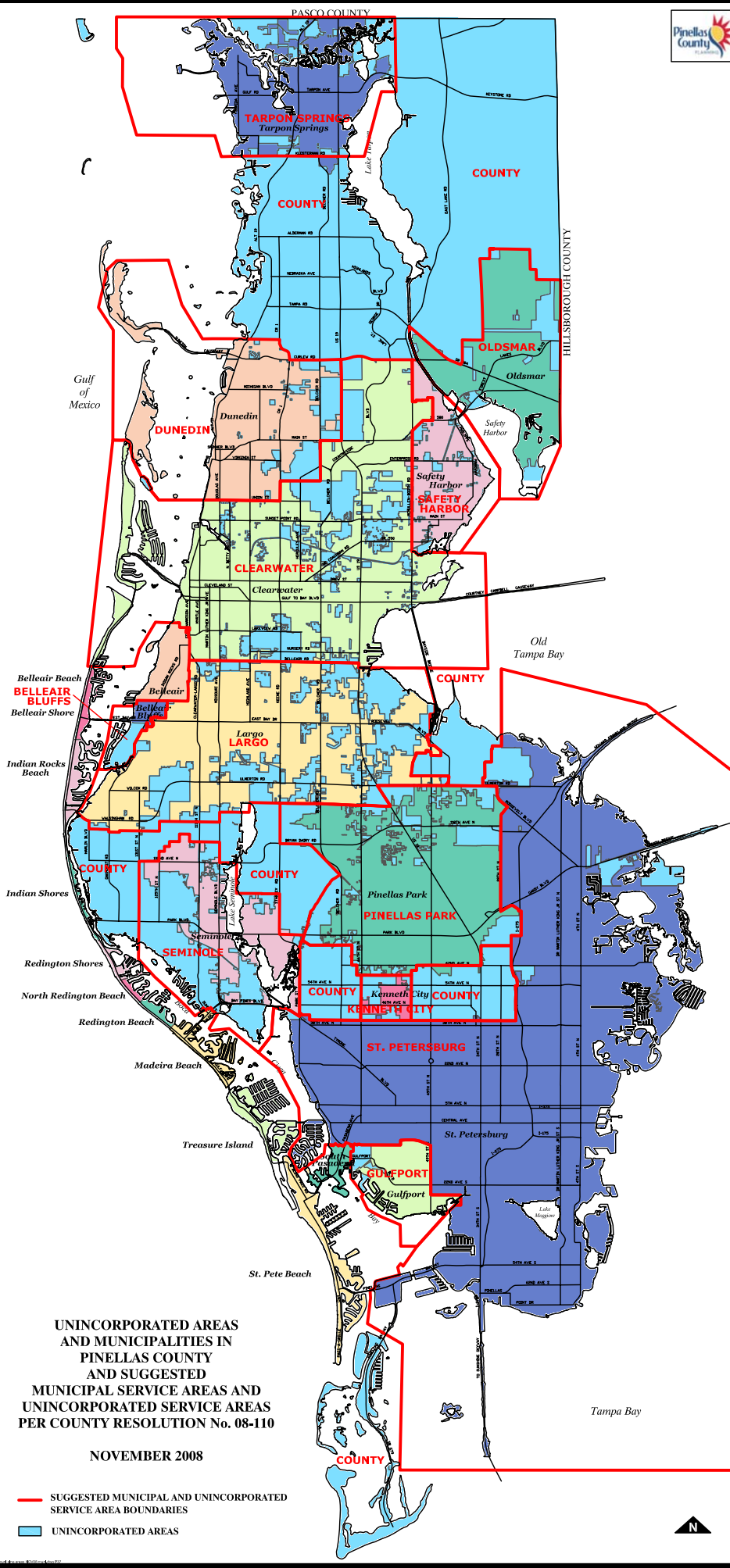
P. Right of a municipality to charge impact fees and service charges as it deems appropriate to unincorporated property to which such service is provided. (*Dunedin*)

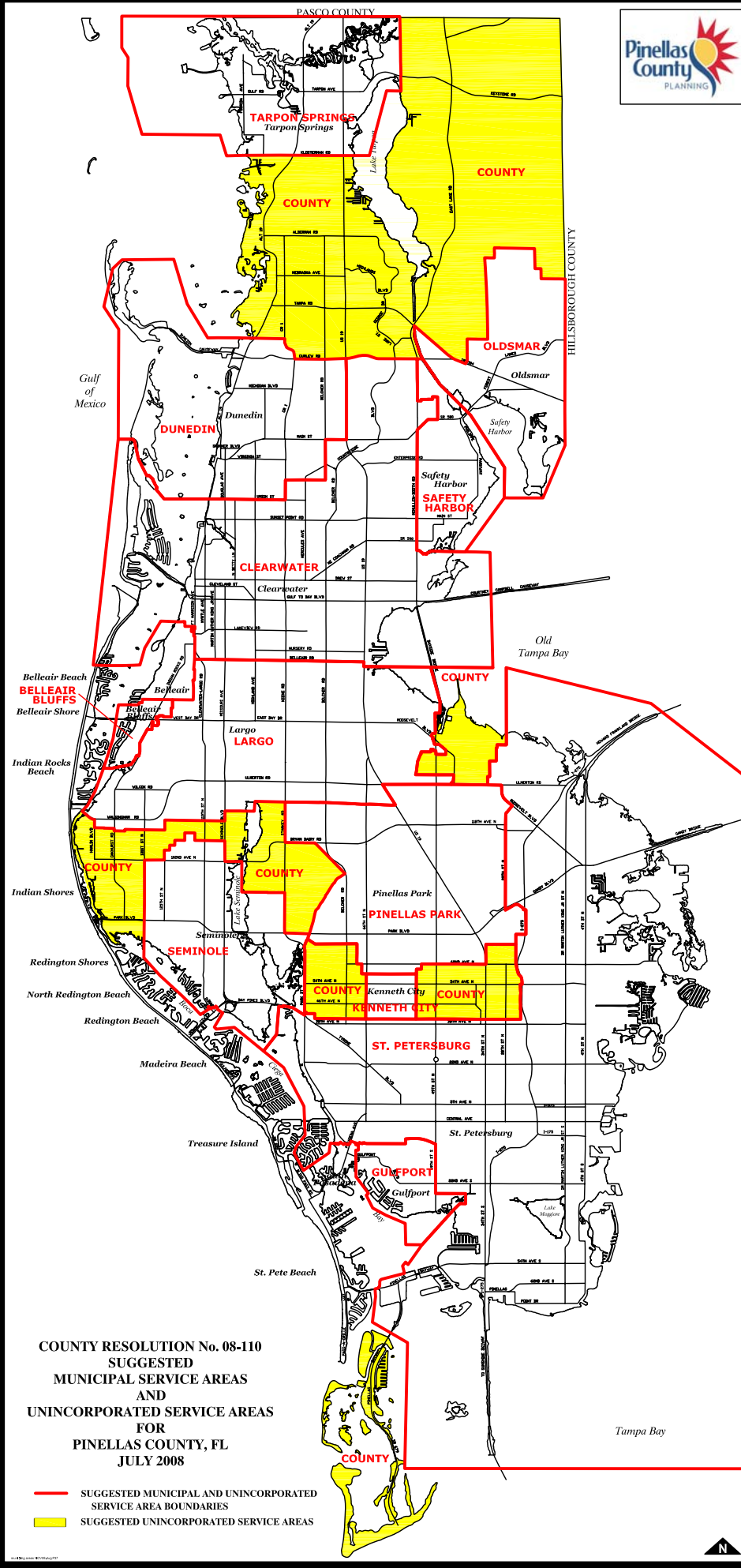
Q. No development permits can be issued by the County for unincorporated property in a municipal service area that receives any services from the municipality (e.g. fire, water, sewer, stormwater drainage) unless and until the appropriate city agency has reviewed and approved the site plan or other development proposal. (*Dunedin*)

R. The authority of the municipality to charge unincorporated property storm water management fees if the property uses any portion of the municipal storm water system. (*Dunedin*)

S. Elimination of restrictions on municipal annexation, including restrictions on the areas that may be annexed. (*Tarpon Springs*)

November 18, 2008





COUNTY RESOLUTION No. 08-110
SUGGESTED
MUNICIPAL SERVICE AREAS
AND
UNINCORPORATED SERVICE AREAS
FOR
PINELLAS COUNTY, FL
JULY 2008

- SUGGESTED MUNICIPAL AND UNINCORPORATED SERVICE AREA BOUNDARIES
- SUGGESTED UNINCORPORATED SERVICE AREAS



