

AGENDA – Regular Public Meeting

9:30 a.m.

Pinellas County

Board of County Commissioners (BCC)

February 5, 2008

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 the Board Secretary at the Staff 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 the Board Secretary at the Staff 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 the Board Secretary at the Staff 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 Tax Equity Fiscal Responsibility Act (TEFRA) Resolution for TEFRA Issuance of Not-to-Exceed \$3,800,000.00 Pinellas County Economic Development Industrial Revenue Bonds (Thomas Sign & Awning Company Inc. Project), Series 2008, on Behalf of Thomas Sign & Awning Company, Inc.**

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

2. Petition to Vacate Submitted by Stephen P. and Janet O'Harrow for the Southerly Portion of Columbia Avenue Public Right-of-Way, Lying West of Eighth Street and North of Block 45 in the Sutherland Subdivision

WATER AND NAVIGATION CONTROL AUTHORITY PUBLIC HEARINGS

Pursuant to the Provisions of Chapter 31182, Laws of Florida (1955), as Amended, it is the Policy of the Pinellas County Water and Navigation Control Authority that all Persons Giving Testimony on Matters Relating to Application for Dredge, Fill, or Dock Permits do so Under Oath. If You Wish to Make Statements or Give Testimony Concerning Any of the Water and Navigation Items, Please be Prepared to Stand and Take the Oath When Requested to do so by the Clerk.

3. Private Dock Application P37581-06/Revised-A Submitted by Richard K. and Deborah J. Pertile, Vacant Lot Adjacent to 2810 Phillippe Parkway, Tampa Bay, Safety Harbor
4. Dredge and Fill Application DF1895-07 Submitted by Boca Vista Condominium Association, Inc., 401 150th Avenue, Boca Ciega Bay, Madeira Beach

COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

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

SUBTHRESHOLD AMENDMENTS

5. a. Case CW 08-01 – Pinellas County
0.5 Acre More or Less (MOL) Located at 2701 Sunset Point Road; Amendment from Residential Medium to Residential/Office General

CPA PUBLIC HEARINGS – CONTINUED

- 5. b. **Case CW 08-04 A and B – City of St. Petersburg
1.2 Acres MOL; Amendment from Recreational/Open Space to
Residential Low at:**
 - A. **Southwest Corner of Cortez Way and Columbus Way**
 - B. **South of the Intersection of Columbus Way and Madrid Way
South**
- c. **Case CW 08-08 – City of Safety Harbor
0.7 Acre MOL Located on the Northwest Corner of Martin Luther
King, Jr. Street and Phillippe Parkway; Amendment from
Residential Low and Water/Drainage Feature to Residential/Office
Limited**

REGULAR AMENDMENTS

- 6. a. **Case CW 08-02 – City of St. Petersburg
Approximately 214 Acres MOL throughout the City of St.
Petersburg, Areas 3-176, as Part of a Series of Proposed
Amendments to Recognize Changes Approved as Part of the
City's Vision 2020 Plan Implementation**
- b. **Case CW 08-03 – City of Belleair Bluffs (to be Temporarily
Deferred to March 11, 2008, CPA Meeting)
Approximately 10.8 Acres MOL throughout the City of Belleair
Bluffs**
- c. **Case CW 08-05 A and B – City of St. Petersburg
15.7 Acres MOL; Amendment from Commercial General to
Planned Redevelopment-Mixed-Use at:**
 - A. **North of the Intersection of Ulmerton Road and Roosevelt
Boulevard, Immediately West of Heron Boulevard**
 - B. **2311 Ulmerton Road**
- d. **Case CW 08-06 – Pinellas County
1.6 Acres MOL Located at 7770 – 128th Street North; Amendment
from Residential Suburban to Institutional**

CPA PUBLIC HEARINGS – CONTINUED

- 6. e. Case CW 08-07 – Pinellas County
1.1 Acres MOL Located at 1999 Starkey Road; Amendment from
Industrial Limited to Commercial General

B. CITIZENS TO BE HEARD

Any Person Wishing to Speak at This Time, Excluding Non-Public Hearing Items on the Agenda or Issues Previously Acted on by the BCC, Must Have a Yellow Card Completed and Given to the Board Secretary at the Staff 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.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

- 7. Approval of Minutes of Regular Meeting of December 18, 2007
- 8. Reports:
 - a. Annual Investment Report for the Fiscal Year (FY) Ended September 30, 2007
 - b. Dock Fee Report for the Month of December 2007
 - c. Quarterly Report of Routine Dock Permits Issued from October 1, 2007, through December 31, 2007
- 9. Vouchers and Bills Paid
- 10. Miscellaneous Items to be Received for Filing:
 - a. Correspondence from the City of Pinellas Park Regarding Three Ordinances Voluntarily Annexing Certain Property; Public Hearing to be Held February 14, 2008
 - b. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 2 Dated November 15, 2007, and Financial Statement for the Month of October 2007

COUNTY ADMINISTRATOR

Public Works

11. Approval to Accept Plats for Recording for:
 - a. Windward Trace Subdivision
 - b. Ulmerton Industrial Mart
12. Approval of a Termination of Easement by General Release with David Moore for a Portion of a Drainage and Utility Easement in the Ulmerton Subdivision
13. Approval of Change Order No. 2 Final, Acceptance of Contract as Complete, and Release of Retainage with E.L. Trevena, Incorporated for 2007 Railroad Crossing and Sidewalk Improvements

Other Departments

14. Approval to Rescind the Ranking of Hayes-Bosworth Corporation as the Number-One Ranked Firm for Lake Seminole Dredging Project (Environmental Management)
15. Approval to Accept a Notice of Grant Award with the United States Department of Health and Human Services, Health Resources and Services Administration for the Mobile Medical Unit (Health and Human Services)
16. Approval of the Receipt and File Report of Write-Offs for Accounting Purposes Delegated to the County Administrator for Approval from April 1, 2007, through September 30, 2007 (Management and Budget)

D. REGULAR AGENDA

17. Items for Discussion from Consent Agenda (County Administrator and Clerk of Circuit Court)

COUNTY ADMINISTRATOR

Public Works

18. Approval of a Contract for Sale and Purchase of Real Property with The Townhomes at North Lake Homeowners Association, Inc. for the Keystone Road Capital Improvement Project from U.S. Highway 19 to East Lake Road
19. Approval of a Contract for Sale and Purchase of Real Property with Clarence D. Hobbs, Sr. for the Keystone Road Capital Improvement Project from U.S. Highway 19 to East Lake Road
20. Approval to Accept a Preliminary Engineering Report from URS Corporation Southern and Proceed with Design Phase for Starkey Road (County Road 1) from Bryan Dairy Road to Ulmerton Road

Utilities

21. Approval of Change Order No. 2 with QRC, Inc. for Pump Station Rehabilitation Annual Requirements 2005-2006

Other Departments

22. Approval of 2008-2009 Federal Legislative Program (County Administrator)
23. Other Administrative Matters
 - a. Announcement of a Public Hearing Regarding the Designation of a Brownfield Area in the Dansville Community

COUNTY ATTORNEY

24. Approval of Authority for the County Attorney to Defend the Cases of:
 - a. Sierra Asset Management, Inc., f/k/a The Peninsula Inn & Spa, Inc. v. Opimian Group, Inc., Pinellas County, et al – Circuit Civil Case No. 06-2014-CI-13 - Mortgage Foreclosure Involving a Community Development Mortgage
 - b. David Brown v. Ken Burke, Clerk of the Circuit Court – Federal Case No. 8:07-cv-01273-EAK-EAJ – Allegations of Denial of Access to Courts

- 24. c. Andrew Covington, a Minor, et al v. Pinellas County - Circuit Civil Case No. 07-13427-CI-15 – Allegations of Negligence Resulting in Personal Injuries
- 25. Approval of Authority for the County Attorney to Initiate Litigation in the Case of Pinellas County v. Rachel Michelle Christy - Negligence in the Operation of a Motor Vehicle
- 26. Miscellaneous

E. COUNTY ADMINISTRATOR REPORTS

- 27. a. Citizen Survey Results
- b. Budget Update

F. COUNTY COMMISSION

- 28. Approval of an Appointment to the Housing Finance Authority
- 29. Approval of an Appointment to the Youth Advisory Committee
- 30. Miscellaneous

ADJOURNMENT

* * * *

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.