

**2:00 p.m. – Swearing-In Ceremony**

**AGENDA – Regular Public Meeting**

**Pinellas County**

**Board of County Commissioners (BCC)**

**3:00 p.m.**

**November 18, 2008**

**INVOCATION**

**PLEDGE OF ALLEGIANCE to the Flag of the United States of America**

**PRESENTATIONS and AWARDS**

**A. CONSENT AGENDA**

**CLERK OF THE CIRCUIT COURT**

- 1. Approval of Minutes of the Regular Meeting of October 7, 2008**
- 2. Reports:**
  - a. City of St. Petersburg North Tierra Verde Annexation Report Pursuant to Chapter 171.042, Florida Statutes, Dated October 10, 2008**
  - b. State of Florida Constitutional Officer Financial Report for 2007-2008 – Pinellas County Property Appraiser**
  - c. Florida Division of Forestry, Lakeland District, Annual Report to County Commissioners for the Period July 1, 2007 through June 30, 2008**
  - d. Juvenile Welfare Board Interim Financial Report (Unaudited) Dated September 30, 2008**
- 3. Vouchers and Bills Paid**
- 4. Miscellaneous Items to be Received for Filing:**
  - a. Florida Public Service Commission Notice of Customer Service Hearings Regarding Petition for a Rate Increase by Tampa Electric Company to be Held in Tampa and Winter Haven on October 21 and 22, 2008, Respectively, Issued September 24, 2008**

4.
  - b. City of Clearwater Public Hearing Notice of Annexation, Land Use Plan, and Zoning Atlas Amendments Regarding Ordinances Nos. 7890-07 through 7892-07 Held November 6, 2008
  - c. Correspondence from the City of Largo Regarding Notice of Action on November 5, 2008, to Amend the Clearwater-Largo Road Community Redevelopment District Plan (Ordinance No. 2009-05) to Include Additional Properties
  - d. City of Oldsmar Notice of Public Hearings Regarding Ordinance No. 2008-26 Annexing Certain Property; Public Hearing to be Held October 18, 2008
  - e. City of St. Petersburg Notice of Public Hearing to be Held November 20, 2008, Regarding Amendments to the Future Land Use Map and Official Zoning Map Designations for Certain Property
  - f. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 12 Dated September 18, 2008, and Financial Statement for the Month of August 2008

## **COUNTY ADMINISTRATOR**

### **Utilities**

5. Approval of an Award of Bid to Ferguson Enterprises, Inc., d/b/a Ferguson Waterworks, for Meter Boxes (Co-Op)
6. Approval of Change Order No. 1 Final, Acceptance of the Agreement as Complete, and Release of Retainage with Caladesi Construction Co. for Oakhurst Pump Station Neighborhood Park (Rebid)
7. Approval of a Cooperative Funding Agreement with the Southwest Florida Water Management District for the Design and Construction of the Pinellas County North Reclaimed Water Telemetry Control Project

### **Other Departments**

8. Approval of the Receipt and File Report of Items Delegated to the County Administrator for Approval (County Administrator)

9. Approval of Renewal of Certificates of Public Convenience and Necessity (COPCN) for Advanced Life Support First Responders, ALS Helicopter Ambulances, the Emergency Medical Services (EMS) Authority, d/b/a Sunstar, and All Children's Hospital (EMS & Fire Administration)
10. Approval of an Award of Bid to Various Vendors for Gasoline and Diesel Fuel (Fleet Management)
11. Approval of a Contract with the City of Dunedin and the Sheriff for Law Enforcement Services (Justice and Consumer Services)
12. Approval of Fiscal Year (FY) 2008 Budget Amendment Nos. 17, 18, and 19 (Management and Budget)
13. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2009 General Fund Budget for Unanticipated Beginning Fund Balances for Emergency Management (Management and Budget)
14. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2009 Emergency Communications E911 System Fund (Management and Budget)
15. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2009 Transportation Trust Fund Budget for the McMullen-Booth Road Advance Street Name Signs Project Florida Department of Transportation Grant (Management and Budget)
16. Adoption of a Resolution Declaring Personal Property as Surplus and Transferring Same to Covalent Scientific Industries, LLC, on Behalf of the Pinellas County Forensic Lab (Real Estate Management)
17. Approval of a Transfer to the Sheriff's Office of Assets Purchased during the Jail Health Care Facility Construction, Retroactive to October 1, 2007 (Real Estate Management)

## **AUTHORITIES, BOARDS, AND COUNCILS**

### **EMS AUTHORITY**

18. Approval of Renewal of COPCN for Various Non-Medical Wheelchair-Transport Providers

**B. REGULAR AGENDA**

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

**COUNTY ADMINISTRATOR**

**Other Departments**

- 20. Adoption of a Resolution Approving an Amendment to the Pinellas County FY 2006-2010 Consolidated Strategic Plan and FY 2008-2009 Action Plan (Community Development)**
- 21. Approval of Authority to Advertise a Tax Equity Responsibility Act (TEFRA) Public Hearing for TEFRA Issuance of Not-to-Exceed \$3,200,000.00 Pinellas County Industrial Development Authority Industrial Development Revenue Bonds on Behalf of R'Club Child Care, Inc. (Economic Development)**
- 22. Approval of an Amendment to Economic Development Grant Funding Agreement with The Charles Stark Draper Laboratory, Inc. (Economic Development)**
- 23. Approval of a Contract for Sale and Purchase with Brian Dopirak for Real Property Located West of U.S. Alternate 19 and South of Wai Lani Road for Wall Springs Park General Development (Real Estate Management/Culture, Education, and Leisure)**
- 24. Other Administrative Matters**

**COUNTY ATTORNEY**

- 25. Approval of Authority for the County Attorney to Initiate Litigation in the Case of Pinellas County v. Jennifer L. Dockus - Negligence in the Operation of a Motor Vehicle**
- 26. Approval of an Agreement for Legal Services with Gulfcoast Legal Services, Inc. to Provide Legal Representation to Individual Complainants in Fair Housing Actions in Accord with the Fair Housing Provisions of the County's Human Rights Ordinance**
- 27. Miscellaneous**

**C. AUTHORITIES, BOARDS, AND COUNCILS**

**EMS AUTHORITY**

- 28. Approval of the Appointment of Mayors to the EMS Advisory Council**

**UNIFIED PERSONNEL SYSTEM**

- 29. Approval of a Reappointment to the Personnel Board**

**D. COUNTY ADMINISTRATOR REPORTS**

- 30. None**

**E. COUNTY COMMISSION**

- 31. Selection of the 2009 Chairman and Vice-Chairman**
- 32. Miscellaneous**

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

6:30 P.M.

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

**SCHEDULED PUBLIC HEARINGS – BCC**

33. Proposed Amendments to the Clearwater-Largo Road Corridor Community Redevelopment Plan for the City of Largo

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

**34. Planning and Zoning Applications Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):**

**a. Q Z-1-9-08**

**Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 3.5 Acres Located on the East Side of Seminole Boulevard, 130 Feet North of the Intersection with 106<sup>th</sup> Avenue North (Richmar Mobile Home Park, 10675 Seminole Boulevard, Largo), Page 250 of the Zoning Atlas, as Being in Section 15, Township 30, Range 15, from CP, Commercial Parkway to CR, Commercial Recreation, upon Application of 1997 Richmar Group, Ltd. through Steven A. Williamson, Esquire, Johnson, Pope, Bokor, Ruppel & Burns, LLP, Representative**

**b. Q Z-3-9-08**

**Resolution Changing the Zoning Classification of Two Lots Containing Approximately .6 Acre Located on the Southwest Corner of Palm Avenue and Gooden Crossing, Largo, Page 224 of the Zoning Atlas, as Being in Section 04, Township 30, Range 15, from R-4, One, Two and Three Family Residential to R-3, Single Family Residential, upon Application of BCC, in Care of Community Development**

**c. Q Z/LU-4-9-08**

**Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately .3 Acre Located on the North Side of Gooden Crossing Lying Just East of 13<sup>th</sup> Lane Southwest, Largo, Page 224 of the Zoning Atlas, as Being in Section 04, Township 30, Range 15, from C-1, Neighborhood Commercial to R-3, Single Family Residential, upon Application of BCC, in Care of Community Development, 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 .3 Acre Located on the North Side of Gooden Crossing Lying Just East of 13<sup>th</sup> Lane Southwest, Largo Located in Section 04, Township 30, Range 15, from Commercial Neighborhood to Residential Low, 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**

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED****34. d. Q Z/LU/CU-1-4-08**

Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 1 Acre Located on the North Shore of the Anclote River South and East of the Anclote Village Marina (Street Address: 1366 Riverside Avenue, Tarpon Springs), Page 5 of the Zoning Atlas, as Being in Section 03, Township 27, Range 15, from E-1, Estate Residential to CR, Commercial Recreation with a Conditional Use to Allow the Expansion of a Marina, upon Application of Raymond and T. Mozelle Varner through Gerald A. Figurski, Esquire, Figurski & Harrill, 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 1 Acre Located on the North Shore of the Anclote River South and East of the Anclote Village Marina (Street Address: 1366 Riverside Avenue, Tarpon Springs), Located in Section 03, Township 27, Range 15, from Residential Low to Commercial Recreation, 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

**G. 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.

**ADJOURNMENT**

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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.