

AGENDA – Regular Public Meeting

3:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

July 21, 2009

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 June 16, 2009**
- 2. Reports:**
 - a. Internal Audit Division, Clerk of the Circuit Court, Report No. 2009-12, Dated June 25, 2009 – Audit of Alternate Water Source Rebate and Conservation Program**
 - b. Internal Audit Division, Clerk of the Circuit Court, Report No. 2009-13, Dated June 25, 2009 – Audit of Airport Concessions**
 - c. Eastlake Oaks Community Development District Proposed Operating Budget for Fiscal Year (FY) 2010, Pursuant to Chapter 190.008(2)(b), Florida Statutes**
 - d. Entrada Community Development District Proposed Operating Budget for FY 2010**
- 3. Vouchers and Bills Paid**
- 4. Miscellaneous Items to be Received for Filing:**
 - a. City of Largo Notice of Public Hearing Regarding Ordinance No. 2009-43 Annexing Certain Property and Correspondence About Public Hearings Regarding Ordinances Nos. 2009-31 and 2009-33 Amending the West Bay Drive Community Redevelopment District Plan; Public Hearings to be Held July 21, 2009**
 - b. City of Pinellas Park Notice of Public Hearing Regarding Ordinance No. 3686 Held July 9, 2009, Annexing Certain Property**

4. c. Notification from DOC Maintenance Inc. Pursuant to the Worker Adjustment and Retraining Notification (WARN) Act Regarding the Closing of the Business and the Permanent Lay Off of 148 Employees, Including Three Located in Pinellas County

COUNTY ADMINISTRATOR

Public Works

5. Approval of the Receipt and File Report of Consultant's Competitive Negotiation Act Items Approved by the County Administrator for the Quarter Ending June 30, 2009
6. Approval of a Partial Release of Retainage with Diaz/Fritz Group, Inc., d/b/a Diaz Fritz Isabel, for the Eagle Lake Park Project

Other Departments

7. Approval of the County Administrator Receipt and File Reports of:
(County Administrator)
 - a. Delegated Items
 - b. Procurement Items for the Quarter Ending June 30, 2009
8. Approval of the Ratification of a Grant Application with the Public Defender of the 6th Judicial Circuit and the State of Florida Department of Children and Families (DCF) and Amendment No. 1 with DCF and the BCC for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant (Justice and Consumer Services)
9. Approval of the Receipt and File Reports from April 1, 2009, through June 30, 2009, for: (Management and Budget)
 - a. Administrative Budget Amendments
 - b. Law Enforcement Trust Fund
10. Approval of an Emergency Rescind and Re-Award of Bid for a Portion of Contract with Three Vendors for Janitorial Services at Various County Buildings (Real Estate Management)

B. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Airport

- 12. Approval of Amendment No. 1 to the Contract with Valleycrest Golf Course Maintenance, Inc. for Golf Course Maintenance Operations**
- 13. Approval of a Lease for Real Property with the U.S. Government for Transportation Security Administration Lease Space in the Terminal Building**

Public Works

- 14. Approval of Change Order No. 2 with Johnson Bros. – Misener Marine for Belleair Beach Causeway Bridge Replacements**
- 15. Adoption of a Resolution and Approval of Authority to Advertise a Public Hearing for the Creation of a Street Lighting District for:**
- a. Thunderbird Hill Subdivision (Companion Item No. 16a)**
 - b. Madison Avenue Between Randolph Street and Ulmerton Road, within the Ulmerton Subdivision (Companion Item No. 16b)**
- 16. Approval of Authority to Advertise a Public Hearing Approving the Use of the Uniform Method of Collecting Non-Ad Valorem Assessments for Servicing within the Unincorporated Area of Pinellas County for:**
- a. Thunderbird Hill Subdivision Street Lighting District (Companion Item No. 15a)**
 - b. Madison Avenue Street Lighting District (Companion Item No. 15b)**

Utilities

- 17. Adoption of a Resolution Amending Resolution 08-109 and Providing Authorization of Additional Projects Funded from the Pinellas County Sewer Revenue Bond, Series 2008A**

18. Adoption of a Resolution Establishing Preliminary Revised Rates for the Pinellas County Sewer System and Approving Authority to Advertise a Public Hearing for:
 - a. Wholesale Sewer
 - b. Retail Sewer
19. Adoption of a Resolution Establishing Preliminary Revised Rates for the Pinellas County Water System and Approving Authority to Advertise a Public Hearing for:
 - a. Wholesale Water
 - b. Retail Water
20. Adoption of a Resolution Establishing Preliminary Revised Reclaimed Water Schedule of Rates for the Pinellas County Reclaimed Water System and Approving Authority to Advertise a Public Hearing

Other Departments

21. Approval of an Appointment to the Local Public Employee Relations Commission (County Administrator)
22. Approval of Two Requests from the City Of Tarpon Springs to Utilize Pinellas Trail Property for the Safford Avenue Extension and for the Installation of Bike/Pedestrian Bridges to Connect the Trail to Adjacent Private Property (Planning)
23. Approval of the Ranking of Firms and Authority for Staff to Negotiate with the Number One Ranked Firm for Construction Management at Risk Services for Public Works Safety Facilities and Centralized Communications Center (Real Estate Management)
24. Approval to Declare a Portion of County-Owned Land Surplus, Adoption of a Resolution to Conduct a Private Sale, and Approval of the Contract for Sale and Purchase and County Deed with L. Christopher and Patricia A. Kent for Property Lying on the East Side of North Bayshore Drive, Fronting Old Tampa Bay (Real Estate Management)

25. Approval to Declare County-Owned Property Surplus and Adoption of a Resolution Authorizing Conveyance to the Pinellas Community Housing Foundation, Inc., as Trustee of the Pinellas County Surplus Land Trust – 162nd Avenue (Real Estate Management/Community Development)
26. Other Administrative Matters

COUNTY ATTORNEY

27. Miscellaneous

C. AUTHORITIES, BOARDS, AND COUNCILS

EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY

28. Approval of Appointments to the EMS Medical Control Board
29. Approval of Re-Appointments to the EMS Advisory Council
30. Approval of Amendment No. 3 to the Agreement with Paramedics Plus, L.L.C. for Ambulance Services - Supplemental Materials

D. COUNTY ADMINISTRATOR REPORTS

31. None

E. COUNTY COMMISSION

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. Petition to Vacate Submitted by Hassan Waez for a Portion of a Utility and a Portion of a Drainage Easement on Lot 130, Sound West Unit 3 Subdivision (Quasi-Judicial Hearing)
34. Petition to Vacate Submitted by Stanley C. and Sue E. Keim for a Portion of a Utility and Drainage Easement on Lot 2, Block C, Oak Park Subdivision Unit Four (Quasi-Judicial Hearing)
35. Proposed Resolution Approving the Pinellas County Consortium's FY 2009-2010 Action Plan
36. Proposed Ordinance Amending Chapter 38, Article IV of the Pinellas County Code Relating to the Pinellas Community Housing Trust Fund Program

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

37. **Proposed Ordinance Amending the Pinellas County Comprehensive Plan Regarding the Transportation Element**
38. **Planning and Zoning Application Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):**

Q Z/LU-1-5-09

Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately .38 Acre of Land Located 130 Feet North of Ulmerton Road and Lying Between Audry Lane and West Rena Drive, Largo; Page 728 of the Zoning Atlas, as Being in Section 06, Township 30, Range 16; from R-3, Single Family Residential to C-2, General Retail Commercial and Limited Services and a Variance to Allow Development on a 75 Foot Wide Lot Where 80 Feet is Required, upon Application of Vito Farese, 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 .27 Acre of Land Located 130 Feet North of Ulmerton Road and Lying Between Audry Lane and West Rena Drive, Largo, Located in Section 06, Township 30, Range 16; from Residential Urban to Commercial General, 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

39. **Proposed Ordinance Amending the Scrivener’s Errors in Ordinance No. 09-27**
40.
 - a. **Proposed Ordinance Amending the Definition of Permitted Investments in Section 2-144(a), Pinellas County Code (Public Hearing Agenda Item, Companion Regular Agenda Item No. 40b)**
 - b. **Adoption of a Resolution Authorizing Investment of Surplus Funds in the Florida Local Government Investment Trust and Delivery of the Florida Trust Day to Day Fund New Account Application (Regular Agenda Item, Companion Public Hearing Agenda Item No. 40a)**
41. **Proposed Ordinance Amending the Pinellas County Code Creating Section 2-166 Relating to Local Preferences for Procurements**

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.