

AGENDA – Regular Public Meeting

3:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

January 19, 2010

INVOCATION

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

PRESENTATIONS and AWARDS

A. CITIZENS TO BE HEARD

Any Person Wishing to Speak at This Time, Excluding Public Hearing Items, Must Have a Yellow Card Completed and Given to Staff at the 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.

B. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

- 1. Approval of Minutes of the Regular Meetings of December 1 and December 15, 2009**
- 2. Reports – None**
- 3. Vouchers and Bills Paid**
- 4. Miscellaneous Items to be Received for Filing:**
 - a. City of Largo Notices of Public Hearings Regarding Ordinance Nos. 2010-16 through 2010-19 to be Held January 19, 2010, Annexing Certain Property, together with Revised Maps Regarding Ordinance Nos. 2010-16 through 2010-19, and Second Revised Maps Regarding Ordinance No. 2010-18**
 - b. City of Pinellas Park Notices of Public Hearing Regarding Ordinance Nos. 3714 through 3716 to be Held January 28, 2010, Annexing Certain Property**
 - c. Pinellas Park Water Management District Minutes of Regular Authority Meeting Nos. 1 and 2 Dated October 15 and November 19, 2009, Respectively**

COUNTY ADMINISTRATOR

Public Works

5. [Approval of Supplemental No. 4](#) to the Local Agency Program Agreement with the State of Florida Department of Transportation for the Belcher Road Advanced Traffic Management System/Intelligent Transportation System Project

Other Departments

6. Approval of the Receipt and File Report of Delegated Items Approved by the County Administrator for: (County Administrator)
 - a. [Non-Procurement Items](#)
 - b. [Procurement Items](#) for the Quarter Ending December 31, 2009
7. Approval of Receipt and File Report for October 1, 2009 through December 31, 2009 for: (Management and Budget)
 - a. [Administrative Budget Amendments](#)
 - b. [Law Enforcement Trust Fund](#)
8. [Approval of Fiscal Year \(FY\) 2010 Budget Amendment](#) Nos. 2 and 3 (Management and Budget)
9. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2010 General Fund for: (Management and Budget)
 - a. [Sheriff](#)
 - b. [Department of Justice and Consumer Services](#)
10. Adoption of a Resolution Appropriating Unanticipated Fund Balance in the FY 2010 General Fund for: (Management and Budget)
 - a. [Sheriff](#)
 - b. [Culture, Education and Leisure](#)
 - c. [Animal Services](#)

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Other Departments

12. Approval of Authority to Advertise a Tax Equity Fiscal Responsibility Act Hearing for Issuance of Not-to-Exceed \$3,000,000.00 Pinellas County Industrial Development Authority Industrial Authority Revenue Bond for Family Resources, Inc. (Economic Development)
13. Adoption of a Declaration of the Tampa Bay Nitrogen Management Consortium to Implement 2009 Reasonable Assurance Addendum for Nitrogen Load Allocations to Tampa Bay (Environmental Management)
14. Adoption of a Resolution Bringing the Interlocal Service Boundary Agreement/Annexation Process to an End (Planning)
15. Approval of the First Amendment to Lease Agreement with Workman Properties, Inc. for the Clerk of Court Print Shop (Real Estate Management)
16. Other Administrative Matters

COUNTY ATTORNEY

17. Approval of Authority for the County Attorney to Defend the Case of Frances M. Cote v. Pinellas County, Florida, a Political Subdivision of the State of Florida; Pilot Construction Technology, Inc., Florida Corporation - Circuit Civil Case No. 09-00219951CI-21 – Allegations of Negligence Resulting in Personal Injuries
18. Approval of Authority for the County Attorney to Initiate Litigation in the Case of Pinellas County, a Political Subdivision of the State of Florida v. Flightshops, Inc. – Refusal to Vacate Pinellas County Property
19. Miscellaneous

D. AUTHORITIES, BOARDS, AND COUNCILS

BUSINESS TECHNOLOGY SERVICES

20. [Approval of an Addendum to Master License Agreement with Novell, Inc. for Novell Master Software License and Support](#)

E. COUNTY ADMINISTRATOR REPORTS

21. [None](#)

F. COUNTY COMMISSION

22. [Approval of an Appointment to the Value Adjustment Board](#)
23. [Approval of the Appointment of an Alternate to the Tampa Bay Area Regional Transportation Authority](#)
24. [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.

G. SCHEDULED PUBLIC HEARINGS

Any Person Wishing to Speak about a Public Hearing Item Shall Complete a Blue Card and Submit it to Staff at the 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 Staff at the 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 Staff at the 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

25. Proposed Resolution Appropriating Unanticipated Fund Balance in the FY 2010 Budget for:
 - a. [Emergency Medical Service Fund](#)
 - b. [Business Technology Services Fund](#)

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

26. Planning and Zoning Applications Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
- a. **Q Z-1-12-09**
Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 0.76 Acre of Which 0.19 is Being Amended to P-1, General Professional Office District, Located 250 Feet South of Roosevelt Boulevard and 150 Feet East of Michigan Drive (6358 Roosevelt Boulevard, Clearwater), Page 707 of the Zoning Atlas, As Being in Section 32, Township 29, Range 16; from RM-10, Residential, Multiple Family District, 10 Units Per Acre and P-1, General Professional Office District to P-1, General Professional Office District, upon Application of Ashwinkumar C. Shah
 - b. **Q Z-2-12-09**
Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 0.44 Acre Located 300 Feet East of 12th Street Southeast and Lying 400 Feet South of Donegan Road, Largo (Street Address: 792 12th Street Southeast); Page 220 of the Zoning Atlas, as Being in Section 02, Township 30, Range 15; from M-2, Heavy Manufacturing and Industry to M-1, Light Manufacturing and Industry, upon Application of Scott Cook
 - c. **Q CU-3-12-09**
A Conditional Use to Allow Underground Well Site and a Variance to Allow Well Site Use on Less than 7,500 Square Feet of Land Area on Approximately 0.06 Acre Located on the East Side of Old Dixie Highway, 133 Feet North of July Drive, Page 511 of the Zoning Atlas, as Being in Section 06, Township 27, Range 16; upon Application of City of Tarpon Springs through Arlena Dominick, Project Manager, American Acquisition Group, LLC, Representative

SCHEDULED BCC PUBLIC HEARINGS – CONTINUED

26. d. [Q CU-5-3-09](#)
A Conditional Use to Allow the Raising of Chickens in Conjunction with Egg and Chicken Production in an A-E, Agricultural Estate Zoning District on a Parcel of Land Containing Approximately 2 Acres Located on the East Side of Baldwin Road Lying North of Hermosa Drive, Palm Harbor, Page 96 of the Zoning Atlas, as Being in Section 12, Township 28, Range 15; upon Application of Jim Purdue
27. [Proposed Ordinance Regulating Landscape Maintenance Practices and the use of Fertilizers](#)

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.