

**AGENDA – Regular Public Meeting**

**9:32 a.m.**

**Pinellas County**

**Board of County Commissioners (BCC)**

**March 2, 2010**

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

**SCHEDULED PUBLIC HEARINGS – BCC**

- 1. Petition to Vacate Submitted by Edward C. Payne, Jr. for a Portion of a Natural Area and Drainage Easement on Lot 70, The Village of Sommerset Woods, Phase II Unit Two Subdivision (Quasi-Judicial Hearing)**

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

2. [Petition to Vacate](#) Submitted by the City of Seminole Fire Station for a Portion of an Easement in Lots 1, 2, and 3, Tropical Groves Unit Six Subdivision (Quasi-Judicial Hearing)
3. [Dredge and Fill Application](#) DF2058-10 Submitted by the Town of Belleair, Clearwater Harbor, Clearwater

**B. CITIZENS TO BE HEARD**

Any Person Wishing to Speak at This Time, Excluding Public Hearing Items on the Agenda, 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.

Lenore Faulkner, Madeira Beach, re Pinellas Park Middle World Class Career & Technology School.

Mark Klutho, Largo, re stupidity, waste.

Greg Pound, Largo, re Pinellas families.

**C. CONSENT AGENDA**

**CLERK OF THE CIRCUIT COURT**

4. [Approval of Minutes](#) of the Regular Meeting of February 2, 2010
5. Reports:
  - a. [Clerk of the Circuit Court](#) Special-Purpose Financial Statements, Required Supplementary Information, Other Financial Information and Other Reports for the Year Ended September 30, 2009, with Summarized Financial Information for the Year Ended September 30, 2008, Prepared by Ernst & Young
  - b. [Foreign Trade Zone 193 Annual Report](#) for the Period October 1, 2008 - September 30, 2009
  - c. [Dock Fee Report](#) for the Month of January 2010
6. [Vouchers and Bills Paid](#)

7. Miscellaneous Items to be Received for Filing:

- a. [City of Clearwater Public Hearing Notices of Annexation](#), Land Use Plan, and Zoning Atlas Amendments Regarding Ordinances Nos. 8135-10 through 8140-10 to be Held March 4, 2010; 8143-10 and 8144-10 to be Held March 18, 2010; and 8148-10, 8151-10, and 8152-10 to be Held March 31, 2010
- b. [City of Largo Notice of Public Hearings](#) Regarding Ordinances Nos. 2010-25 and 2010-26 to be Held March 2, 2010, Annexing Certain Property
- c. [City of Safety Harbor Ordinance No. 2010-01](#) Adopted February 1, 2010, Annexing Certain Property
- d. [City of Seminole Notice of Public Hearing](#) Regarding Ordinance No. 1-2010 Held February 23, 2010, Voluntarily Annexing Certain Property
- e. [City of St. Pete Beach Resolution No. 2010-06](#) Adopted January 26, 2010, Opposing an Amendment to the Florida Constitution Regarding Voters Deciding Changes to a City or County's Comprehensive Plan
- f. [Pinellas Park Water Management District Minutes](#) of Regular Authority Meeting No. 3 Dated December 17, 2009
- g. [Public Official Bond for Pinellas Suncoast Fire & Rescue District Commissioner Lawrence G. Schear](#)

COUNTY ADMINISTRATOR

Airport

- 8. [Approval of Change Order No. 1](#) Final with Thyssenkrupp Airport Systems, Inc. for Airport Terminal Project – Phase 1, Passenger Boarding Bridges at Gates 4 and 5

Public Works

- 9. [Approval of an Award of Bid to Audio Visual Innovations, Inc.](#) for New Primary Traffic Control Center

Other Departments

10. [Adoption of a Resolution Declaring Personal Property as Surplus](#) and Donating a Portion of the Same to Brevard County (Real Estate Management)
11. [Adoption of a Resolution Confirming Match Funds](#) for Pinellas County's A to Z's of Preservation Grant Application with the State of Florida for Development of a Historic Preservation Tool Box (Planning)

**D. REGULAR AGENDA**

12. [Items for Discussion from Consent Agenda](#) (County Administrator and Clerk of Circuit Court)  
*Item No. 9 pulled from Consent Agenda for separate vote.*

**COUNTY ADMINISTRATOR**

Public Works

13. [Approval of Amendment No. 2](#) to the Agreement for Professional Engineering Consulting Services with KCI Technologies, Inc. for 62<sup>nd</sup> Avenue North from 49<sup>th</sup> Street North to 34<sup>th</sup> Street North

Other Departments

14. [Adoption of a Resolution](#) Authorizing the Issuance of Not-to-Exceed \$4,750,000.00 Pinellas County Educational Facilities Authority Revenue Refunding Bonds, Series 2010, on Behalf of Admiral Farragut Academy South, Inc. for the Admiral Farragut Academy Project (County Administrator)
15. [Adoption of a Resolution](#) Authorizing the Issuance of Not-to-Exceed \$4,000,000.00 Pinellas County Educational Facilities Authority Revenue Refunding Bonds, Series 2010, on Behalf of the Canterbury School of Florida for the Canterbury School of Florida Project (County Administrator)
16. [Approval of Change Order No. 3](#) with Tampa Contracting Services, Inc. for Lake Seminole Alum Injection (Environmental Management)
17. [Approval of the Ranking of Firms](#) and Agreement with Tampa Machinery Auction, Inc. for Auction Services, Including Collection,

Transportation, and Storage (Fleet Management/Real Estate Management)

18. [Other Administrative Matters](#) – None

**COUNTY ATTORNEY**

19. [Approval of Authority for the County Attorney](#) to Defend the Case of William Turkali v. Pinellas County, et al - Circuit Civil Case No. 10-000756-CI-20 - Allegations of an Inordinate Burdening of Real Property Under the Bert Harris Act
20. Approval of Authority for the County Attorney to Initiate Litigation in the Cases of:
- a. [Pinellas County v. SK DEVELOPMENT](#) 1 LC – Allegations of Violations of the National Emissions Standards for Hazardous Air Pollutants
  - b. [Pinellas County, Florida, Petitioner v. State of Florida,](#) Department of Juvenile Justice, Respondent – Reimbursement of State Funds for Juvenile Detention Services
  - c. [Authority to Challenge and Litigate](#) the Promulgation of Total Maximum Daily Loads
21. [Approval of Authority to Advertise](#) a Public Hearing on a Proposed Ordinance Amending Section 118-31(h) of the Pinellas County Code Relating to the Costs of Administration for Tourist Development Tax Collection
22. [Approval of Authority to Settle](#) in the Case of Patricia Bansavage v. Pinellas County, et al - Circuit Civil Case No. 07-004663-CI – Allegations of Negligence in the Operation of a County Motor Vehicle
23. [Miscellaneous](#) - None

**E. COUNTY ADMINISTRATOR REPORTS**

24. [None](#)

**F. COUNTY COMMISSION**

25. [Approval of an Appointment](#) to the WorkNet Board of Directors

26. Approval of an Appointment to the Board of Adjustments

27. Miscellaneous

- a. Commissioner Harris encouraged public participation in the upcoming community budget meeting.  
  
discussed the importance of completing the census form, and the members provided input regarding potential scams and the need for public service announcements.
- b. Commissioner Welch discussed the new Pinellas Trail overpass, and the members and Planning Director Brian K. Smith provided input.  
  
discussed the Charter Review Commission and outlined some of the issues being pursued.
- c. Commissioner Latvala moved, seconded by Commissioner Welch and carried, that Marsha Goins be appointed to the Historical Commission.
- d. Chairman Seel announced her appointment of Virginia Rowell to the Pinellas Community Foundation Board and her appointment of Alan Holderith to the Pinellas County Construction Licensing Board.

**ADJOURNMENT - 10:40 A.M.**

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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.**