

AGENDA – Regular Public Meeting

3:02 p.m.

Pinellas County

Board of County Commissioners (BCC)

July 27, 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.

John Willett, Clearwater, re backyard poultry.

Michaela Polmann, Dunedin, re backyard poultry.

Lisa McBride, Dunedin, re backyard poultry.

Brian Pitts, St. Petersburg, re ordinance for county jail and sheriff, law library funding, and Office of Justice Coordination.

B. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

1. **Approval of Minutes** of Regular Meeting of June 15, 2010
2. **Reports:**
 - a. **City of Safety Harbor** Comprehensive Annual Financial Report for Fiscal Year (FY) Ended September 30, 2009
 - b. **Clearwater Cay Community Development District** Proposed FY 2011 Annual Operations and Management and Debt Service Budgets
3. **Vouchers and Bills Paid**
4. **Miscellaneous Items to be Received for Filing:**
 - a. **Sarasota County** Resolution No. 2010-117, Adopted June 8, 2010, Urging the Governor to Convene a Summit for the Preservation of Florida's Shores and Supporting Legislation for Alternative/Renewable Energy

- b. [City of Pinellas Park](#) Notices of Public Hearings Regarding Ordinances Nos. 3733 and 3734 Held July 8 and 22, 2010, Annexing Certain Property

- 4. c. [Tampa Bay Regional Planning Council](#) Resolution Nos. 2010-04 and 2010-05 Adopted June 14, 2010, Opposing Oil and Gas Exploration and Production Leases and Permits within 125 Miles of the Florida Coastline and Supporting Tightening and Revising Federal Regulations and Protocols for Drilling in the Gulf of Mexico and for Spill Management

- d. [Pinellas Suncoast Fire and Rescue](#) Resolution 2010-04 Adopted June 15, 2010, Supporting a Referendum Authorizing the District to Annually Increase Non-Ad Valorem Assessments without Referendum Approval

- e. [Pinellas Park Water Management District](#) Minutes of Regular Authority Meeting No. 8 Dated May 20, 2010

- f. [Florida Public Service Commission](#) Order No. PSC-10-0398-S-EI Approving a Stipulation and Settlement Agreement as Complete Resolution of Docket Nos. 090079-EI, 090144-EI, 090145-EI, and 100136-EI for Petitions Filed by Progress Energy Florida, Inc.

- g. [Area Agency on Aging of Pasco-Pinellas, Inc.](#) Programmatic Monitoring Report for the Emergency Home Energy Assistance for the Elderly Program

COUNTY ADMINISTRATOR

Airport

- 5. [Approval of Change Order No. 2](#) Final, Acceptance of the Contract as Complete, and Release of Retainage with The Duffy & Lee Carpet Company for Airport Terminal Improvement Project - Carpet

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 June 30, 2010
- 7. Approval of a Cooperative Funding Agreement with the Southwest Florida Water Management District for the Lake Seminole Dredging Project (Environmental Management)
- 8. Approval of the Ranking of Firms and Authority for Staff to Negotiate an Agreement with the Number One Ranked Firm for the Lake Seminole Sediment Removal Project (Environmental Management)
- 9. Approval of FY 2010 Budget Amendment Nos. 8 and 10 (Management and Budget)
- 10. Approval of the Receipt and File Report of Write-Offs for Accounting Purposes Delegated to the County Administrator for Approval (Management and Budget)
- 11. Approval of the Receipt and File Report from April 1, 2010 through June 30, 2010 for: (Management and Budget)
 - a. Administrative Budget Amendments
 - b. Law Enforcement Trust Fund
- 12. Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose in the FY 2010 Business Technology Services Fund Budget (Management and Budget)
- 13. Approval of an Award of Bid to Consolidated Electrical Distributors, Inc., d/b/a CED Raybro Electric Supplies, for Electrical Supplies, Square D (Real Estate Management)

C. REGULAR AGENDA

- 14. Items for Discussion from Consent Agenda (County Administrator, County Attorney, and Clerk of Circuit Court)
 Items Nos. 4d, 9, and 12 pulled from Consent Agenda for discussion and separate vote.
 Items Nos. 7 and 8 pulled from Consent Agenda for discussion, with separate votes taken under Item No. 15.

COUNTY ADMINISTRATOR

Other Departments

15. [Approval of a Grant Agreement](#) with the State of Florida Department of Environmental Protection for Lake Seminole Regional Alum Treatment Facilities Sub Basins 2 and 7 (Environmental Management)
Separate votes taken on Items Nos. 7 and 8.
16. [Approval of an Interlocal Agreement](#) with the Juvenile Welfare Board Children's Services Council of Pinellas County for Funding of the Human Services Coordinating Council (Health and Human Services)
17. [Approval of Authority to Advertise](#) a Public Hearing on Proposed Amendments to Interlocal Agreements with the Cities of Clearwater, Safety Harbor, and Pinellas Park
18. [Other Administrative Matters](#)

COUNTY ATTORNEY

19. [Approval of Authority](#) to File a Petition for Writ of Mandamus in the Case of Pinellas County, Florida v. Frank Peterman, Jr., as Secretary of the Department of Juvenile Justice
20. [Approval of Authority](#) for the County Attorney to Initiate Litigation in the Case of Pinellas County v. Riviera-Pinellas Partners, LLC and Set Rite Services, Inc. – Allegations of Violations Regarding the National Emissions Standards for Hazardous Air Pollutants
21. [Miscellaneous](#)
Request for consent for waiver and dual representation re billboards.

D. AUTHORITIES, BOARDS, AND COUNCILS

EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY

22. [Approval of Appointments](#) to the Pinellas County EMS Advisory Council

E. COUNTY ADMINISTRATOR REPORTS

23. [None](#)
Mr. LaSala provided input regarding the Joint Land Use and Transportation Committee.

F. COUNTY COMMISSION

24. [Miscellaneous](#)

- a. Commissioner Morroni suggested that Pinellas Park Water Management District Executive Director Janet Rogers provide an update at an August BCC meeting (date to be determined), and no objections were noted.
- b. Commissioner Brickfield recognized the recent death of former County Commissioner Chuck Rainey.

requested clarification of the procedure for requesting a draft ordinance from the County Attorney's Office.
- c. Commissioner Harris provided a water conservation tip.
- d. Commissioner Seel sought authorization for the preparation of an ordinance extending bingo hall hours to 3:00 A.M. and to advertise a public hearing to be held at the August 2-4 BCC meeting, and no objections were noted; Attorney Bennett provided input.

6:31 P.M.

25. Proposed FY 2011 Budget and Millages (Citizen Comments will be Taken for This Item)

Rick Burton, Palm Harbor
 Richard Graham, St. Petersburg
 Kathleen Quinn Litton, St. Petersburg
 Rebecca Harriman, St. Petersburg
 Rick Pauley, Clearwater
 Maria Riquet, Largo
 Jim Gleason, Tarpon Springs
 Robert Thornton, St. Petersburg
 Mary Ann Sanchez, Palm Harbor
 Mary Brown, Clearwater
 Thomas Seibert, Palm Harbor

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

26. Proposed Resolutions Regarding Community Development Block Grant, Emergency Shelter Grant, and HOME Investment Partnership Program Funds for:
 - a. [Pinellas County Consortium's FY 2010-2011 Action Plan](#)
 - b. [Pinellas County FY 2011-2015 Consolidated Plan](#)
27. [Proposed Ordinance](#) Amending Section 6-29 of the Pinellas County Code Relating to the Closing Hours of Business Establishments Dealing in Alcoholic Beverages

ADJOURNMENT – 8:47 P.M.

* * * *

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.