

**AGENDA – Regular Public Meeting**

**3:01 p.m.**

**Pinellas County  
Board of County Commissioners (BCC)  
August 24, 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.**

Brian Pitts, St. Petersburg, re (1) Jail standard inspections and reports, (2) Good and gain time for county prisoners, and (3) Police shootings/blue rage.

Scott Fisher, Palm Harbor, re Ozona overlay – staff to review overlay.

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

Todd Pressman, Palm Harbor, re Enforcement.

Cathy Morrone, Clearwater, re Homelessness/Mental Illness – staff to provide speaker's contact information to Executive Director of the Homeless Leadership Network, Sarah K. Snyder.

**B. CONSENT AGENDA**

**CLERK OF THE CIRCUIT COURT**

1. **Approval of Minutes** of Regular Meeting of July 27, 2010
2. **Reports:**
  - a. **Audit Services**, Division of Inspector General Report No. 2010-12 Dated August 2, 2010 – Audit of Community Development Administration and Selected Programs, together with The Audit Watch
  - b. **Pinellas County Quarterly Donation Listing** of \$500 and Greater for the Period Ended July 28, 2010
  - c. **Juvenile Welfare Board** Fiscal Year (FY) 2010/2011 Budget
  - d. **Pinellas County License Board** for Children's Centers & Family Day Care Homes Resolution Nos. 10-01 and 10-02 Effective July 7, 2010, Amending the FY 2009-2010 Budget and Relating to the 2010-2011 FY Budget, Respectively

3. Vouchers and Bills Paid

4. Miscellaneous Items to be Received for Filing:

- a. City of Clearwater Public Hearing Notices of Annexation, Land Use Plan, and Zoning Atlas Amendments Regarding Ordinance Nos. 8189-10 through 8191-10 and 8203-10 through 8205-10; Public Hearings to be Held September 9, 2010
- b. City of Largo Notice of Public Hearings Held August 17, 2010, Regarding Ordinance Nos. 2010-57 through 2010-58, 2010-65, 2010-69 through 2010-72, and 2010-74 through 2010-76 Annexing Certain Property
- c. City of Pinellas Park Resolution No. 10-16 Adopted July 22, 2010, Opposing the Moving of Government Access Channels to a Digital-Only Tier and Urging Bright House Networks to Make Public Access Channels Available to all Cable Customers without an Additional Fee
- d. Florida Public Service Commission Order Nos. PSC-10-0464-TRF-EI Approving a Standard Offer Contract and Related Tariffs Proposed by Progress Energy and PSC-10-0474-TRF-WS Approving Non-Sufficient Funds Fees Proposed by Utilities, Inc., Issued July 21, 2010 and July 28, 2010, Respectively
- e. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 9 Dated June 17, 2010

COUNTY ADMINISTRATOR

Other Departments

- 5. Approval of the Receipt and File Report of Non-Procurement Items Delegated to the County Administrator (County Administrator)
- 6. Approval of the Ratification of a Cooperative Funding Agreement with the Southwest Florida Water Management District for Fort DeSoto Ecological Enhancement/Recirculation Phase 2 (Culture, Education and Leisure)

7. [Approval of the Ranking of Firms](#) and Authority for Staff to Negotiate with the Top Two Ranked Firms for Adult Drug Court Treatment Services (Justice and Consumer Services)
8. [Approval of FY 2010 Budget Amendment](#) No. 11 (Management and Budget)
9. [Approval of an Award of Bid](#) to Swift Security, Inc. for Security Guard Services (Real Estate Management/Airport)

**AUTHORITIES, BOARDS, AND ENTITIES**

**LEALMAN SOLID WASTE COLLECTION AND DISPOSAL DISTRICT (LSWCDD)**

10. [Approval of Acceptance](#) of Non-Ad Valorem Assessment Roll and Certification to the Tax Collector

**C. REGULAR AGENDA**

11. [Items for Discussion](#) from Consent Agenda (County Administrator, County Attorney, and Clerk of Circuit Court)

**COUNTY ADMINISTRATOR**

**Airport**

12. [Approval of an Award of Bid](#) and Agreement with Kloote Contracting, Inc. for Parking Lot Conversion
13. [Approval of a Professional Services](#) Non-Continuing Services Agreement with URS Corporation Southern, d/b/a URS for Master Surface Water Management Plan

**Public Works**

14. [Approval of a Local Agency Program Agreement](#) with the State of Florida Department of Transportation for the Bryan Dairy Road Widening and Reconstruction Project from Starkey Road to 72<sup>nd</sup> Street North

Other Departments

15. [Approval of an Amendment](#) to the Agreement with Waste Services of Florida, Inc. for Garbage/Trash Collection Services at Fort DeSoto Park (Culture, Education and Leisure)
16. [Approval of an Award of Bid](#) and Agreement with Keystone Excavators, Inc. for Alligator Lake Habitat Restoration (Environmental Management)
17. [Adoption of a Resolution](#) Regarding the Inclusion of the Pinellas County Beach Erosion Control Projects in the Florida Beach Management Program FY 2011-12 Long Range Budget Plan (Environmental Management)
18. [Other Administrative Matters](#)

COUNTY ATTORNEY

19. [Adoption of a Resolution](#) to Postpone Making Application for Deeds on 2008 County-Held Tax Certificates for Properties Assessed by the Property Appraiser at Values Less Than \$5,000, Pursuant to § 197.502(3), Florida Statutes
20. [Adoption of a Resolution](#) Approving Early Extension of Tax Roll
21. [Approval of Advance Authority](#) to Advertise
22. [Approval of a Recommendation](#) to Settle in the Case of Pinellas County v. David R. Carter and Victoria H. Carter, et al - Circuit Civil Case No. 09-008793-CI-21 – Parcel P019-R2 – Eminent Domain
23. [Miscellaneous](#)  
Approval of a recommendation to reject offer to settle in the case of 126th Avenue Landfill, Inc., a Florida Corporation and Richard L. Hain, Sr. versus Pinellas County, Florida, Federal Case No. 8:09-cv-00307-VMC-TBM

D. AUTHORITIES, BOARDS, AND COUNCILS

CLERK OF THE CIRCUIT COURT

24. [First Amendment to the Agreement](#) with Ernst & Young US, LLC for Auditing Services

E. COUNTY ADMINISTRATOR REPORTS

25. None

F. COUNTY COMMISSION

26. Approval of an Appointment to the Pinellas County Parks Board

27. Reappointments by the Chairman to the Pinellas Suncoast Transit Authority

28. Miscellaneous

- a. Commissioner Welch noted the loss of Pinellas County hero Marine Lance Corporal Nathaniel H. Shultz of Safety Harbor, killed in Afghanistan while serving his country; and encouraged citizens to vote.
- b. Commissioner Brickfield provided information re Medicaid Low Income Pool.
- c. Commissioner Harris distributed information re Prostate Cancer Awareness Race to be held on September 11, 2010; and provided water conservation tip.
- d. Cairman Seel encouraged all to vote.

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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.

**COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS**

29. Proposed Ordinance Amending Ordinance 89-4 of the Countywide Plan Regarding Public Transit and Transit Related Land Use Planning (2<sup>nd</sup> Public Hearing)

**SCHEDULED PUBLIC HEARINGS – BCC**

30. Proposed Resolution Declaring Portions of County-Owned Real Property as Surplus; Authorize the Purchase of Real Property; and Authorize the Conveyance and/or Exchange of the Declared Surplus Property as Part of the Consideration for the Purchase of Real Property Located in the Dansville Redevelopment Area (Temporarily Continued to a Date Uncertain)

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

31. [Proposed Amendments](#) to Ordinance Regarding Conduct of Bingo, Use of Premises
32. Proposed Amendments to Planning Area Interlocal Agreements with:
  - a. [City of Safety Harbor](#) (Second Amendment)
  - b. [City of Pinellas Park](#) (First Amendment)
  - c. [City of Clearwater](#) (Second Amendment)
33. Planning and Zoning Applications Heard by the Local Planning Agency (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
  - a. [Q Z/LU-1-7-10](#)  
Resolution Changing the Zoning Classification of a Vacant Parcel of Land Containing Approximately 0.39 Acre Located on the North Side of Curlew Road 460 Feet West of Fisher Road, Palm Harbor, Page 607 of the Zoning Atlas, as Being in Section 18, Township 28, Range 16; from R-3, Single Family Residential to P-1A, Limited Office District, upon Application of Rarviz and Dori Rouhani and Karan Rouhani through Colin Soares, Emerald Garden, Inc., Representative and an Ordinance Amending the Future Land Use Map of Pinellas County, Florida by Changing the Land Use Designation of a Vacant Parcel of Land Containing Approximately 0.39 Acre Located on the North Side of Curlew Road 460 Feet West of Fisher Road, Palm Harbor, Located in Section 18, Township 28, Range 16; from Residential Urban to Residential/Office Limited, 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
  - B. [Q Z-2-7-10](#)  
Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 0.86 Acre Located on the East Side of 66<sup>th</sup> Street North 460 Feet South of 54<sup>th</sup> Avenue North, St. Petersburg, Page 797 of the Zoning Atlas, as Being in Section 05, Township 31, Range 16; from C-2, General Retail Commercial and Limited Services to P-1, General Professional Office, upon Application of Milind Shastri through Jack Beloate, Representative

**SCHEDULED BCC PUBLIC HEARINGS – CONTINUED**

33. c. [Q Z-3-7-10](#)  
Resolution Changing the Zoning Classification of Approximately 90.52 Acres Located on the North Side of Old Keystone Road, East of Keller Circle and the Keller Water Treatment Facility, Tarpon Springs, Page 522 of the Zoning Atlas, as Being in Section 11, Township 27, Range 16; from A-E-W, Agricultural Estate Residential-Wellhead Protection Overlay to FBR-W, Facility Based Recreation-Wellhead Protection Overlay and P/C-W, Preservation Conservation-Wellhead Protection Overlay, upon Application of Brian Smith, Pinellas County Planning Director through Paul Cozzie, Pinellas County Culture, Education and Leisure Director, Representative

**ADJOURNMENT – 7:10 P.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.