

AGENDA – Regular Public Meeting

3:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

February 22, 2011

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.

**Lenore Faulkner, Madeira Beach, re Pinellas Park Middle World Class Career & Technology School.
Greg Pound, Largo, re Families.**

B. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

- 1. Approval of Minutes of the Regular Meetings of January 25 and February 8, 2011**
- 2. Reports**
 - a. Audit Services, Division of Inspector General, Clerk of the Circuit Court, Report No. 2011-01 dated February 3, 2011 – Follow-Up Audit of Facility Management and Service Contract Administration**
 - b. Pinellas Planning Council Basic Financial Statements and Regulatory Reports Dated September 30, 2010**
- 3. Vouchers and Bills Paid**
- 4. Miscellaneous Items to be Received for Filing**
 - a. City of Clearwater Notice of Public Hearings to be Held March 3, 2011, Regarding Proposed Ordinances Nos. 8240-11 Through 8243-11 Amending the Annexation, Land Use Plan, and Zoning Atlas**

4. b. [Pinellas County License Board for Children's Centers](#) & Family Day Care Homes Resolution No. 10-03 Effective January 3, 2011, Amending the Budget for Fiscal Year 2010-2011
- c. [Florida Public Service Commission](#) Consummating Order No. PSC-11-0084-CO-SU Issued January 31, 2011, Regarding a Settlement Proposal for Possible Overearnings by Tierra Verde Utilities, Inc. in Pinellas County
- d. [Foreign Trade Zone 193](#) Annual Report for the Period October 1, 2009 – September 30, 2010

COUNTY ADMINISTRATOR

Departments

5. [Receipt of Report](#) of Non-Procurement Items Delegated to the County Administrator for Approval (County Administrator)
6. Adoption of Resolutions Appropriating Earmarked Receipts for a Particular Purpose in the FY 2011 General Fund Budget for: (Management and Budget)
 - a. [Unanticipated Grant Revenue](#) to the Sheriff
 - b. [Pain Management Fee Revenue](#) in the Justice and Consumer Services Department
7. [Approval of an Award of Bid](#) with Air Mechanical and Service Corp. (Air Mechanical) for Detention F-Wing Air Handler Replacement Phase II (Real Estate Management)

C. REGULAR AGENDA

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

Items Nos. 6b and 7 pulled for separate discussion and vote.

COUNTY ADMINISTRATOR**Departments**

9. **Adoption of a Resolution** Approving an Amendment to Pinellas County's FY 2011 – 2015 Consolidated Strategic Plan and FY 2010-2011 Action Plan (Community Development)
10. **Adoption of a Resolution** Approving the Pinellas County Local Housing Assistance Plan for the Housing Trust Fund for FYs 2011-2012, 2012-2013, and 2013-2014 (Community Development)
11. **Approval of a Contract** with the State of Florida, Department of Health for Operation of the Pinellas County Health Department Contract Year 2010-2011, Retroactive to October 1, 2010 (Health and Human Services)
12. **Approval of Authority** to Advertise a Public Hearing on Water use Permit Renewal Within Brooker Creek Preserve (Parks and Conservation Resources/Public Works)
13. **Approval of a Joint Project Agreement** with the City of Pinellas Park for Intersection Improvements at 124th Avenue N. and Belcher Road, and Change Order No. 1 with Globetec Construction, LLC (Globetec) for the Belcher Road 48-Inch Water Main Replacement (Utilities)
14. **Other Administrative Matters**
Director of Public Works and Transportation Peter J. Yauch updated the Board on the Bryan Dairy Road widening project; consensus provided to amend Joint Project Agreement (JPA) with City of Pinellas Park and construction contract approval prior to formal approval of amended JPA; both items to be brought back to the Board for formal approval.

COUNTY ATTORNEY

15. **Miscellaneous**
County Attorney Bennett discussed extending closing hours of adult use businesses to conform with other establishments serving alcoholic beverages; consensus provided for ordinance amendment to be prepared and brought back to the Board.

D. AUTHORITIES, BOARDS, AND COUNCILS**BUSINESS TECHNOLOGY SERVICES**

16. **Approval of a Continued Purchase Authorization** with the National Center for State Courts (NCSC) for Consultant Services for Consolidated Case Management System (CCMS)

17. [Approval of an Agreement](#) with Oracle USA (Oracle) for Software Licenses and Maintenance

HUMAN RESOURCES

18. [Approval of Retiree Health Plan](#) Funding Policy

E. COUNTY ADMINISTRATOR REPORTS

19. [Strategic Initiatives Update](#)

F. COUNTY COMMISSION

20. [Approval of Appointments](#) to the Pinellas County Economic Development Council

21. [Miscellaneous](#)

The members offered their prayers to the family of fallen St. Petersburg Police Officer David Crawford and the entire law enforcement and first responder community; and extended their thoughts and prayers for a full recovery to Florida Association of Counties Executive Director Christopher L. Holley.

- a. Commissioner Morroni discussed outing with City of St. Petersburg Mayor Bill Foster to the Miracle League at Azalea Park.
- b. Commissioner Welch provided information re video released and reward offered for the capture of the suspect in the slaying of Officer David Crawford.
- c. Chairman Latvala thanked those involved in assisting with Mr. Holley's admission to Moffitt Cancer Center.

discussed visit to Safe Harbor with several people from Hillsborough County, including Commissioner Sandy Murman, and noted that Chief Deputy Robert Gualtieri was also present.

provided the volunteer services opportunity of the week.

provided the dates, times, and locations of the 2012 budget public hearings.

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

22. Planning and Zoning Applications Heard by the Examiner (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
 - a. [Q Z-1-12-10](#)
Resolution Changing the Zoning Classification of Approximately 0.76 Acre Located on the West Side of Dempsey Road, 165 Feet South of Virginia Avenue, Palm Harbor, Page 93 of the Zoning Atlas, as Being in Section 11, Township 28, Range 15, from R-3, Single Family Residential and R-4, One, Two & Three Family Residential to RM-5, Residential, Multiple Family, 5 Units Per Acre on the Property West of the Pinellas Trail and RM-7.5, Residential, Multiple Family, 7.5 Units Per Acre on the Eastern Portion of the Property, Upon Application of Margaret Mahara & Rebecca Stuart through Brian O’Connell, Representative.

22. b. [Q Z-2-1-11](#) Resolution Changing the Zoning Classification of a Parcel Containing Approximately 0.30 Acre Located on the North Side of 54th Avenue North Between 59th Way North and 60th Street North, in the Unincorporated Area of Kenneth City; Page 780 of the Zoning Atlas, as Being in Section 32, Township 30, Range 16; from C-1, Neighborhood Commercial to C-2, General Retail Commercial & Limited Services; Upon Application of David M. Rose.
23. [Proposed Ordinance](#) Amending the Pinellas County Land Development Code, Section 150, Impact Fees
24. [Proposed Ordinance](#) Designating the Pinellas County Sheriff as Chief Correctional Officer of the Pinellas County Correction System
25. [Proposed Resolution](#) Establishing Intent to Use the Uniform Method of Collecting Non-Ad Valorem Assessments for Stormwater Utility within the Unincorporated Areas of Pinellas County

ADJOURNMENT – 9:54 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.