

AGENDA – Regular Public Meeting

2:00 p.m.

Pinellas County

Board of County Commissioners (BCC)

February 21, 2012

INVOCATION

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

A. PRESENTATIONS and AWARDS

1. **Let's Move Proclamation**

B. CITIZENS TO BE HEARD

JoAn Totty, Palm Harbor, re Palm Harbor noise.
Christine Sieber, Towne Place Suites By Marriott, Clearwater, re homeless.
Bruce Mesagno, St. Petersburg, re flat rates at Solid Waste.
Greg Pound, Largo, re Florida's families.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

2. **Approval of Minutes of the Regular Meeting of January 24, 2012**
3. **Reports to be Received for Filing - Dock Fee Report for the Month of January 2012**
4. **Vouchers and Bills Paid**
5. **Miscellaneous Items to be Received for Filing**
 - a. **Resolutions agreeing to participate in process provided for under the Interlocal Service Boundary Agreement Act regarding annexation:**
 1. **City of Pinellas Park No. 12-02 Adopted January 26, 2012**
 2. **City of Safety Harbor No. 2012-01 Adopted January 17, 2012**
 3. **City of Seminole No. 02-2012 Adopted January 10, 2012**

- b. [City of Seminole Ordinances Nos. 22-2011 and 23-2011 Adopted January 10, 2012, Voluntarily Annexing Certain Property](#)
- c. [Florida Public Service Commission Notice of Hearing Regarding Progress Energy Florida, Inc.'s Petition for Limited Proceeding to Approve Stipulation and Settlement Agreement to be held February 20, 2012, in Tallahassee](#)

COUNTY ADMINISTRATOR

Department of Environment and Infrastructure

- 6. [Approval of an Award of Bid to David Nelson Construction Company for Bear Creek Channel Improvements \(Re-bid\)](#)
- 7. [Approval of Ranking of Consultant Selection with the Top Fifteen \(15\) Ranked Firms for Construction Engineering and Inspection Consultant Services](#)

Management and Budget

- 8. [Approval of Fiscal Year \(FY\) 2012 Budget Amendment No. 6](#)
- 9. [Adoption of a Resolution Appropriating Earmarked Receipts for a Particular Purpose and Unanticipated Fund Balance in the FY 2012 General Fund to Community Development, Department of Environment and Infrastructure, Parks and Conservation Resources and Planning Departments](#)

Other Departments

- 10. [Approval of an Award of Bid with Aero Bridgeworks, Inc. for Loading Bridge Air Conditioning Manufacture and Installation \(Re-bid\) \(Airport\)](#)
- 11. [Receipt and File Report of Items Delegated to the County Administrator for Approval \(County Administrator\)](#)

COUNTY ATTORNEY

- 12. Notice of New Lawsuit and Defense of the Same by the County Attorney:
 - a. [Michael Bobola v. Pinellas County - Circuit Civil Case No. 12-000012-CI-011 – Allegations of Negligence Resulting in Personal Injuries](#)

- b. [John J. Boyer v. Pinellas County, Florida – Circuit Civil Case No. 12-000404-CI-19 – Allegations of Negligence Resulting in Personal Injury](#)
- c. [Khammany Dongsavanh v. Pinellas County – Circuit Civil Case No. 12-000569-CI-007 – Allegations of Negligence Resulting in Personal Injury](#)

D. REGULAR AGENDA

Any person wishing to speak regarding a regular agenda item must have a Blue Card completed and given to staff at the table located at the front of the Board Room. The Chairman will call each speaker, one by one, to the podium to be heard when the item is before the BCC. Each speaker may speak up to three (3) minutes.

Persons who have been authorized to represent an organization with five (5) or more members or a group of five (5) or more persons should 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.

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

Items Nos. 6, 7, and 8 were pulled for discussion and separate vote.

COUNTY ADMINISTRATOR

Airport

- 14. [Approval of Change Order No. 3 with R.E. Purcell Construction Company for Roadway and Parking Lot Improvements, Phase II](#)
- 15. [Approval of a Lease for Real Property with the Federal Aviation Administration for the Automated Flight Service Station](#)
- 16. [Approval of a Standard Ground Lease Agreement with Renewal Options with Dynamet Incorporated](#)
- 17. [Approval of a Contract with the United States Coast Guard for Airport Operations and Security Guard Services](#)

Other Departments

18. [Approval of Final Agreements with Edward C. Hoffman Jr., Architects, P.A. d/b/a/ Hoffman Architects, P.A. and SEArchitecture LLC for Professional Services for Community Development Programs \(Community Development\)](#)
19. [Approval of a Mutual Release and Termination of Lease Agreement with AMIkids Pinellas, Inc., Adoption of a Resolution to Declare County-Owned Land Surplus and Lease Agreement with the University of South Florida for Installation and Operation of an Off-Grid Renewable Energy Learning Laboratory in the Shell Key Preserve \(Parks and Conservation Resources/Real Estate Management\)](#)
20. [Approval of a Funding Agreement with East Lake Youth Sports Association for Sports Fields at the Eldridge-Wilde Recreation Parcel \(Parks and Conservation Resources\)](#)
21. [Approval of the Second Assignment and Second Amendment to the Lease Agreement with Tampa Bay Vending, Inc. d/b/a/ Corporate Services Group, Inc. for Food Service Operation \(Real Estate Management\)](#)
22. [Other Administrative Matters](#)

COUNTY ATTORNEY

23. [Miscellaneous](#)

E. COUNTY ADMINISTRATOR REPORTS

24. [Tara Cay Sound Stormwater Issue](#)
Staff directed to prepare analysis of cost to clean the retention pond.
25. [Initiatives and Projects](#)
a. Community Outreach Budget Meetings
County Administrator LaSala reported on proposed public outreach and announced that budget presentations would be held at St. Petersburg City Hall and Safety Harbor City Hall in addition to the planned eTownhall meeting.

F. COUNTY COMMISSION

26. [Miscellaneous](#)
 - a. Commissioner Seel discussed opportunity to make tax deductible donations to assist the needy with their utility bills; will distribute information to the members.

- b. Vice-Chairman Welch announced that the 13th Annual Florida African American Heritage Celebration will be held on Saturday, February 25 at 10:00 A.M.; and extended greetings to Chairman Morroni.

Please Note: If the afternoon portion of the meeting has not concluded by 5:30 p.m., a recess will be taken from 5:30 – 6:00 p.m. The remainder of the afternoon agenda will resume at 6:00 p.m., followed by public hearings.

6:00 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.
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

27. Planning and Zoning Applications Heard by the Local Planning Agency (Quasi-Judicial Hearings are Noted with a “Q” Prefix):
 - a. [Q Z/LU-1-10-07](#)
[Resolution for a Second Modification to a Development Agreement to Allow for An Increase In the Number of Beds from 34 to 39 and a Variance to Allow 9 On-Site Parking Spaces Where 39 On-Site Parking Spaces Are Required In a Building Not to Exceed 50 Feet In Height, Located On a Parcel of Land Containing](#)

Approximately 1.56 Acres Located On the Southwest Corner of Park Boulevard and 128th Street, Seminole (Street Address Being: 7770 128th Street North); Page 282 of the Zoning Atlas, As Being In Section 29, Township 30, Range 15; Upon Application of GIB Properties, LLC through Steven A. Williamson, Esq., Representative

b. Q Z/LU-1-1-12

Resolution Changing the Zoning Classification of a Parcel of Land Containing Approximately 0.72 Acre Located at the Northwest Corner of 46th Avenue North and 80th Street North In the Unincorporated Area of St. Petersburg (Street Address Being 8045 46th Avenue North, St. Petersburg, Page 299 of the Zoning Atlas, As Being In Section 01, Township 31, Range 15; from R-4, One, Two & Three Family Residential to P-1, General Professional Office; Upon Application of Thomas & Mary Jo Lesperance through David Bacon, Esq., Representative and an Ordinance Amending the Future Land Use Map of Pinellas County, Florida By Changing the Land Use Designation of a Parcel of Land Containing Approximately 0.72 Acre Located at the Northwest Corner of 46th Avenue North and 80th Street North In the Unincorporated Area of St. Petersburg Located In Section 01, Township 31, Range 15, from Residential Urban to Residential/Office General, 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

28. Proposed Ordinance Adding Transferable Development Rights Provisions to the Downtown Historic Palm Harbor Master Plan (First Public Hearing) (Continued from the December 20, 2011 and January 10, 2012 BCC Meetings)
29. Proposed Ordinance Amending the Zoning Provisions of the Pinellas County Land Development Code, Chapter 138 the Old Palm Harbor Downtown Zoning District (Continued from the December 20, 2011 and January 10, 2012 BCC Meetings)

ADJOURNMENT – 10:30 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 South Fort Harrison Avenue, Suite 500, Clearwater, Florida 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 Chairman'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 Chairman'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 Chairman'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.