

Board of County Commissioners

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James Bennett, County Attorney
Ken Burke, Clerk of the Court and
Comptroller

Pinellas County Board of County Commissioners
315 Court Street, 5th Floor Assembly Room
Clearwater, Florida 33756
www.pinellascounty.org

Regular Public Meeting

March 18, 2014

9:30 A.M.

AGENDA

Public Participation

Persons wishing to speak during the Citizens to be Heard portion of the agenda, excluding Regular Agenda items and Public Hearing items, must complete a yellow card. Persons wishing to speak regarding a Regular Agenda item or a Public Hearing item must complete a blue card. Cards should be given to staff at the table located at the front of the Board Room. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chair will call each speaker, one by one, to the podium to be heard. Each speaker may speak up to three minutes. Persons who have been authorized to represent a group of five or more individuals, who are present, should limit their presentation to 10 minutes.

Invocation

Pledge of Allegiance

I. PRESENTATIONS and AWARDS

Purchasing Month Proclamation

Tampa Bay Estuary Program

II. SCHEDULED PUBLIC HEARINGS

The procedure used by the Board in conducting Public Hearings is to have a staff presentation followed by the applicant presenting the specific proposal. The Board 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 Board 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.

BOARD OF COUNTY COMMISSIONERS

1. Proposed resolution to appropriate unanticipated fund balance for a particular purpose in the Fiscal Year (FY) 2014 Business Technology Services Fund.
2. Petition to Vacate or release submitted by James Bushert for a portion of Harbor View Drive right-of-way in Harbor View No. 1 Subdivision (Legislative Hearing).
3. Petition to Vacate submitted by Ronald G. and Sherry L. Nottingham for a portion of 54th Avenue North right-of-way in Orange Estates of St. Petersburg First Addition Subdivision (Legislative Hearing).
4. Petition to Vacate submitted by Lisa Tatro, et al for an unplatted portion of right-of-way on Bee Pond Road (Legislative Hearing).
5. Petition to Vacate submitted by Daniel and Nancy Riese for a portion of St. Louis Avenue right-of-way in the W.V. Futrell's Subdivision (Legislative Hearing).
6. Planning and zoning applications heard by the Local Planning Agency (Quasi-Judicial Hearings are noted with a "Q" Prefix):
 - a. Q Z/LU-21-9-13
Proposed resolution changing the zoning classification of one parcel containing approximately 0.46 acre at the northwest corner of 28th Street North and 46th Avenue North in the unincorporated Lealman Area, Page 791 of the Zoning Atlas, as being in Section 02, Township 31, Range 16, from M-1, Light Manufacturing and Industry to C-2, General Retail Commercial and Limited Services, upon application of Joe's Creek Industrial Park, Ltd., c/o David Kramer and a proposed ordinance amending the Future Land Use Map of Pinellas County, Florida by changing the Land Use Designation of one parcel containing approximately 0.46 acre at the northwest corner of 28th Street North and 46th Avenue North in the unincorporated Lealman Area, located in Section 02, Township 31, Range 16, from Industrial Limited to Commercial 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.
 - b. Q Z-26-12-13
Proposed resolution changing the zoning classification of approximately 20 acres located on the southeast corner of C.R. 39 and Fisher Road, Palm Harbor, Page 607 of the Zoning Atlas, as being in Section 18, Township 28, Range 16, from R-R, Rural Residential to R-1, Single Family Residential, upon application of Taylor Morrison of Florida, Inc., through Alexis Crespo, AICP, Representative.
 - c. Q Z-4-2-14
Proposed resolution changing the zoning classification of approximately 2.45 acres located on the east side of Belcher Road, 650 feet south of Curlew Road in the unincorporated area of Pinellas County (street address: 3449 Belcher Road), Page 608 of the Zoning Atlas, as being in Section 18, Township 28, Range 16, from A-E, Agricultural Estate Residential to R-3, Single Family Residential, upon application of Jessalyn Robinson Estate, c/o Maurice Laure Robinson through Robert Pergolizzi, AICP/PTP, Representative.

d. Q Z/LU-5-2-14

Proposed resolution changing the zoning classification of approximately 0.36 acre located on the south side of Evans Road, 720 feet west of U.S. Highway 19 North in the unincorporated area of Dunedin (street address: 2335 Evans Road, Clearwater), Page 632 of the Zoning Atlas, as being in Section 30, Township 28, Range 16, from R-4, One, Two and Three Family Residential to P-1A, Limited Office, upon application of McClellan Ningard through Pam Wilhelm, Representative and a proposed ordinance amending the Future Land Use Map of Pinellas County, Florida by changing the Land Use Designation of approximately 0.36 acre located on the south side of Evans Road, 720 feet west of U.S. Highway 19 North in the unincorporated area of Dunedin (Street Address: 2335 Evans Road, Clearwater), located in Section 30, Township 28, Range 16, from Residential Low Medium 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.

COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

Consideration of the following proposals to amend the adopted Countywide Future Land Use Plan:

7. Subthreshold Amendment – Case CW 14-05 – City of Dunedin
2.5 acres more or less (mol), located at 1289 and 1293 Michigan Boulevard; amendment from Institutional to Residential Urban.
8. Regular Amendments:
 - a. Case CW 14-06 (Special Area Plan (SAP) Adoption 2014) Central Avenue Revitalization Plan SAP – City of St. Petersburg
184.3 acres mol, generally located in an area between 19th Street and Pasadena Avenue and between 1st Avenue North and 1st Avenue South; amendment from Planned Redevelopment – Residential, Planned Redevelopment – Mixed Use, and Community Redevelopment District to Planned Redevelopment – Mixed Use with Activity Center and Community Redevelopment District with Activity Center.
 - b. Case CW 14-07 – City of St. Petersburg
7.3 acres mol, generally located on the northeast corner of 34th Street North and 13th Avenue North; amendment from Industrial Limited and Water Drainage Feature to Planned Redevelopment – Mixed Use (Recommended to be continued to the May 6, 2014 CPA Public Hearing).
 - c. Case CW 14-03 – Pinellas County
3.3 acres mol, located at 343 Bayshore Drive, Ozona; amendment from Residential Low to Commercial Recreation (Continued from the February 11, 2014 CPA Public Hearing).

III. **CITIZENS TO BE HEARD**

IV. CONSENT AGENDA

All matters listed under this item are considered to be routine and action will be taken by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be moved from the Consent Agenda and considered separately.

CLERK OF THE CIRCUIT COURT AND COMPTROLLER

9. Approval of minutes of the regular meetings held January 28 and February 11, 2014.
10. Reports to be received for filing:
 - a. Pinellas Planning Council Basic Financial Statements and Regulatory Reports (annual audit) for the year ended September 30, 2013.
 - b. Juvenile Welfare Board of Pinellas County Financial and Compliance Reports for the year ended September 30, 2013.
11. Vouchers and bills:
 - a. \$14,427,959.15 from February 2 to February 8, 2014.
 - b. \$11,458,323.63 from February 9 to February 15, 2014.
12. Miscellaneous items to be received for filing:
 - a. City of Clearwater Notices of Public Hearings regarding proposed Ordinances Nos. 8537-14 through 8539-14 amending the Annexation, Land Use Plan, and Zoning Atlas; and Notices of Intent to Consider Development Agreements (two); public hearings held February 20 and March 6, 2014.
 - b. City of Dunedin Notice of Glenn Moor Neighborhood Participation Meeting held February 25, 2014, and Notice of Public Hearing to be held April 3, 2014, regarding land use plan amendment, rezoning, and final design review for Glenn Moor project.
 - c. City of Largo Notices of Public Hearings regarding proposed Ordinances Nos. 2014-29 and 2014-30 to be held April 15, 2014, annexing certain property (change of hearing date).
 - d. City of Largo Resolution No. 2109 adopted January 21, 2014, endorsing the Greenlight Pinellas Plan.
 - e. City of Pinellas Park Notice of Public Hearing held March 13, 2014, regarding proposed ordinance voluntarily annexing certain property.
 - f. Pinellas County Local Mitigation Strategy 2014 Annual Update.
 - g. Correspondence from City of St. Petersburg Mayor Rick Kriseman regarding proposed Pinellas County Emergency Medical Services CARES 2 Plan.

COUNTY ADMINISTRATOR

Departments

13. Receipt and file report of non-procurement items delegated to the County Administrator (County Administrator).
14. Adoption of a resolution to appropriate earmarked receipts for a particular purpose in the FY 2014 general fund budget for grant and other revenues to the Sheriff (Management and Budget).
15. Approval to declare surplus and authorize the sale of miscellaneous County-owned equipment (Real Estate Management).

COUNTY ATTORNEY

16. Notice of new lawsuit and defense of the same by the County Attorney in the case of Suzanne Buice v. Board of County Commissioners - Circuit Civil Case No. 14-001284-CI-21 – allegations of negligence resulting in personal injury.

V. REGULAR AGENDA

17. Items for discussion from the Consent Agenda (County Administrator and Clerk of Circuit Court and Comptroller).

COUNTY ADMINISTRATOR

Management and Budget

18. Approval of FY 2014 Budget Amendment No. 3.
19. Approval of a funding agreement with the Sheriff for a Video Visitation System.

Other Departments

20. Adoption of resolutions and approval of Transportation Regional Incentive Program Agreements with the Florida Department of Transportation for construction activities of the Advanced Traffic Management System/Intelligent Transportation System Projects at: (Environment and Infrastructure)
 - a. SR 694/CR 694 (Park Boulevard) from SR 687 (4th Street) to SR 699 (Gulf Boulevard).
 - b. Bryan Dairy Road/118th Avenue from 28th Street to Alternate U.S. Highway 19.
21. Approval of Amendment No. 2 to the Substance Abuse Mental Health Funding Agreement with Personal Enrichment Through Mental Health Services, Inc. for additional funding for mental health care (Health and Community Services).
22. Other administrative matters.

COUNTY ATTORNEY

23. Miscellaneous.

AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

Countywide Planning Authority

24. Approval of Minor Plan Change Case CW 01-25 (SAP Change No. 8-2014) – City of Clearwater Beach By Design Special Area Plan.

Emergency Medical Services (EMS) Authority

25. Approval of reappointments to the EMS Advisory Council.

COUNTY ADMINISTRATOR REPORTS

26. Reassessment of Park Street/Starkey Road reconstruction project.
27. Beach nourishment.

COUNTY COMMISSION

28. Approval of an appointment to the Feather Sound Community Services District, Inc.
29. Approval of Public Participation and Decorum Rules.
30. Miscellaneous.

ADJOURNMENT

* * * *

If the meeting has not concluded by 12:30 p.m., a recess will be taken from 12:30 to 1:00 p.m., and the remainder of the meeting will continue at 1:00 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.

Persons needing a special accommodation to participate in this proceeding should contact the Office of Human Rights, by written or oral request, at least 48 hours prior to the proceeding at: 400 South Fort Harrison Avenue, Suite 500, Clearwater, Florida 33756, Phone: (727) 464-4880, TDD: (727) 464-4062.

PUBLIC HEARING PROCEDURES

Public Hearings before the Board 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 applicant should present his or her entire case in 20 minutes.