

Board of County Commissioners

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Mark S. Woodard, County Administrator
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

February 10, 2015

9:30 A.M.

AGENDA

Public Participation

Persons wishing to speak during the Citizens to be Heard portion of the agenda or regarding Regular Agenda items and Public Hearing items must complete a comment card. Cards should be given to staff at the table located at the front of the Assembly Room. At the scheduled section of the meeting when the item is before the Board of County Commissioners (Board), the Chairman 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 four or more individuals, who are present, should limit their presentation to 10 minutes. Items may be taken out of order by the Chairman.

Invocation by Rabbi David Weisman from Congregation Beth Shalom in Clearwater.

Pledge of Allegiance

I. PRESENTATIONS AND AWARDS – None

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 this agenda copy for more details on guidelines for time limitations and opportunities to speak.

COUNTYWIDE PLANNING AUTHORITY

Proposals to amend the adopted Countywide Plan Map:

1. Subthreshold Amendment – Case CW 15-1 – Pinellas County
1.3 acres more or less (mol), located at 6951 County Road 95; amendment from Residential Low to Residential Urban.

2. Regular Amendment – Case CW 15-2 – Pinellas County
5.4 acres mol, located at 2595 54th Avenue North; amendment from Commercial General and Residential Medium with Resort Facilities Overlay to Commercial General.
3. Substantive Plan Change CW 02-29 (SAP Change No. 2-2015) – Pinellas County
Amendment to CW 02-29 (SAP Change No. 2-2015), Pinellas County's Downtown Historic Palm Harbor Master Plan, to allow for accessory outdoor sales and the addition of two permitted uses, Artisan Establishments and Alcoholic Beverage Production Facilities, within the boundary of the East Sub-District of the Old Palm Harbor-Downtown zoning district (companion items nos. 4 and 5).

BOARD OF COUNTY COMMISSIONERS

4. Proposed amendments to the Downtown Historic Palm Harbor Master Plan (companion items nos. 3 and 5) (second public hearing).
5. Proposed ordinance amending Chapter 138 of the Pinellas County Land Development Code regarding the Old Palm Harbor Downtown Zoning District (companion items nos. 3 and 4) (second public hearing).
6. Proposed ordinance adding Section 170-238 to the Pinellas County Land Development Code prohibiting the abandonment, release or vacation of public right-of-way or public easement to any publicly assessable waters, with limited exceptions.

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

7. Approval of minutes of the regular meeting held January 13, 2015.
8. Report received for filing:

Division of Inspector General, Clerk of the Circuit Court and Comptroller, 2015 Annual Audit Plan.
9. Vouchers and bills paid – None.
10. Miscellaneous items received for filing:
 - a. City of Oldsmar Ordinance No. 2014-19 adopted January 6, 2015, voluntarily annexing certain property.
 - b. City of Seminole Ordinance No. 25-2014 adopted December 16, 2014, voluntarily annexing certain property.

COUNTY ADMINISTRATOR

Departments

11. Approval of award of bids to: (Engineering and Technical Support)
 - a. J.O. Delotto and Sons, Inc. for security improvements for the Waste to Energy facility.
 - b. Andrew Site Work, LLC for a subaqueous force main crossing in Indian Shores.
 - c. TLC Diversified, Inc. for a bulk sodium hypochlorite feed system conversion.
12. Approval of an award of bid to Waste Management Inc. of Florida d/b/a Waste Management of Pinellas County for trash collection services for County owned facilities in unincorporated areas and various County parks (Rebid) (Real Estate Management).
13. Receipt and file of quarterly report of claim settlements from October 1 through December 31, 2014 (Risk Management/County Attorney).

COUNTY ATTORNEY

14. Notice of new lawsuit and defense of the same by the County Attorney in the case of David Ballard Geddis, Jr. v. County Attorney Cromwell - Small Claims Civil Case No. 14-010189-SC-North – reclaimed water availability charge.

V. REGULAR AGENDA

15. Items for discussion from the Consent Agenda.

COUNTY ADMINISTRATOR

Departments

16. Adoption of a resolution approving B4122350042 as a qualified applicant for the Qualified Target Industry Tax Refund program (Economic Development).
17. Approval of the Penny for Pinellas Interlocal Agreement with the City of St. Petersburg (Engineering and Technical Support)
18. Approval of final agreement with Mason Blau and Associates, Inc. for design criteria package professional services for Pinellas County courts consolidation (Real Estate Management).
19. Approval of the third amendment with Arcadis U.S., Inc. and the fourth amendment with CDM, Smith, Inc. for a first and final term extension and amended term for waste to energy consulting services agreements (Solid Waste).
20. Other administrative matters.

COUNTY ATTORNEY

21. Recommendation to reject the proposal for settlement in the case of Monja Djordic v. County of Pinellas – Circuit Civil Case No. 14-2446-CI-8 – allegations of negligence resulting in personal injuries.
22. Miscellaneous.

COUNTY ADMINISTRATOR REPORTS

23. Flashing Yellow Light Report.

COUNTY COMMISSION

24. Discussion of a proposed resolution supporting expansion of Medicaid in the State of Florida.
25. Miscellaneous.

ADJOURNMENT

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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 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 applicant should present the entire case in 20 minutes.