

Clearwater, Florida, August 7, 2001

The Board of County Commissioners in and for the County of Pinellas met in regular session in the County Commission Assembly Room, Pinellas County Courthouse, 315 Court Street, Clearwater, Florida, at 9:35 A.M. on this date with the following members present: Calvin D. Harris, Chairman; Barbara Sheen Todd, Vice-Chairman; Karen Williams Seel; Susan Latvala; and John Morroni.

Absent: Robert B. Stewart and Kenneth T. Welch.

Also Present: Susan H. Churuti, County Attorney; D. Gay Lancaster, Interim County Administrator; C. R. Short, Chief Deputy Clerk; and Mary Ann Penhale, Board Reporter.

Reverend Russell T. Belcher, First United Methodist Church, Clearwater, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Latvala.

## A G E N D A

### INVOCATION

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

### PRESENTATIONS & AWARDS

#### A. CITIZENS TO BE HEARD

Any Person Wishing to Speak at this Time (Excluding Issues on the Agenda or Previously Acted on by the BCC) Must Have a Card Filled Out and Turned in to Staff at the Administrative Table Located at the Front of the Board Room.

#### B. CONSENT AGENDA

##### CLERK OF CIRCUIT COURT

1. Approval of Minutes B Regular Meeting Held on July 17, 2001.
2. Reports:
  - a. Housing Finance Authority of Pinellas County Independent Auditors= Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1994 Series A for the Years Ended January 31, 2000 and 2001.

- b. Housing Finance Authority of Pinellas County Independent Auditors= Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1995 Series A for the Years Ended January 31, 2000 and 2001.
  - c. Housing Finance Authority of Pinellas County Independent Auditors= Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1996 Series A and B for the Years Ended February 29, 2000 and February 28, 2001.
  - d. Housing Finance Authority of Pinellas County Independent Auditors= Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1997 Series A and B for the Years Ended February 29, 2000 and February 28, 2001.
  - e. Housing Finance Authority of Pinellas County Independent Auditors= Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1997 Series C for the Years Ended February 29, 2000 and February 28, 2001.
3. Other Approvals:
- a. General:
    - 1. Recommendation that the Board of County Commissioners Approve the Write-Off of \$255.00.
  - b. Satisfactions of Judgments and Liens.
4. Miscellaneous Items to be Received for Filing:
- a. Official Traffic Regulations Submitted by the County Traffic Engineer.
  - b. Affidavit of Publication of Legal Notice Published in the Tampa Bay Review Regarding Notice of Forfeiture of Unclaimed Money Pursuant to Section 116.21, Florida Statutes.

COUNTY ADMINISTRATOR

Budget and Finance

- 5. Budget Amendments: None.

Public Works

- 6. Approval of Option of Renewal **B** Landscaping of East Lake Road.
- 7. Approval of Award of Bid **B** Boca Ciega Boardwalks, Phase I.
- 8. Approval of Subdivision Plats and Related Items **B** None.

Utilities

9. Approval of Release of Sewer, Water and Reclaimed Water Liens.

General

10. Approval of Award of Bids:
  - a. Hardware Supplies, 2001-2003.
  - b. Furnish all Labor and Equipment to Replace the UPS System for the Emergency Operations Center and the Emergency Communications Center.
11. Adoption of a Resolution for Assessment of Liens against Lands Cleared.

C. REGULAR AGENDA

12. Items for Discussion from Consent Agenda (County Administrator and Clerk of Circuit Court).

COUNTY ADMINISTRATOR

Public Works

13. Approval of Non-Competitive Purchase **B** Keep Pinellas County Beautiful, Inc.
14. Approval of Change Order No. 1 (Final) **B** War Veterans Park Replacement Seawall.
15. Approval of the Installation of a Speed Hump on Woodcrest Avenue between Jeffords Street and Magnolia Drive and a Four-Way Stop Condition on Woodcrest Avenue at Magnolia Drive.
16. Approval to Execute Agreement **B** Belcher Road, Tampa Road to Alderman Road Projection for Environmental Planting, Maintenance and Monitoring Services.
17. Approval of Acquisition of Parcel Number 18, a Portion of the Southeast Quarter of the Southeast Quarter of the Northeast Quarter for the Keene Road Phase 1A from Druid Road to Drew Street Project and Authorization of the Disposition of a Structure and Personal Property.

Utilities

18. Approval of an Agreement with Audubon of Florida for Wildlife Management Services at Cross Bar and AL-BAR Ranches.

General

19. Approval of a Final Negotiated Contract for Auditing Services with KPMG, LLP.
20. Approval of Contract Amendment No. 1 with The PAR Group.
21. Approval of Change Order No. 2 **B** Phil Graham and Company, P.A., Gulf Boulevard Enhancements.
22. Approval of Recommendation to Declare Escheat Properties as Surplus, Waive Mineral Rights and

Execute County Deeds.

23. Approval of the Seventeenth Lease Amendment with Community Services Foundation, Inc.
24. Approval to Declare Property as Surplus and Conveyance of Land in the Sand Key County Park to the City of Clearwater for Use with the Sand Key Fire Station.
25. Approval of the Third Amendment to the Lease Agreement with First Avenue Associates of St. Pete, LTD.
26. Approval of a License Agreement with the Lealman Family Center, Inc.
27. Approval of Release of Retainage on the Construction Management Agreement with Beers Construction Company for the Florida Botanical Gardens Phase II Project.
28. Approval of Release of Retainage on the Construction Management Agreement with Beers Construction Company for the Florida Botanical Gardens Phase III Project.
29. Approval of a Grant Agreement with the U.S. Environmental Protection Agency to Fund Education Modules on Environmental Sustainability and Stewardship of Natural Resources at the Florida Botanical Gardens.
30. Approval of Authorization to Advertise for a TEFRA Public Hearing on Not to Exceed \$18,000,000.00 Hillsborough County Industrial Development Authority Revenue Bonds (Goodwill Industries-Suncoast, Inc. Project), Series 2001.
31. Approval of Recommendation to Distribute Alcohol and Drug Abuse Trust Fund Monies.
32. Approval of an Agreement between Pinellas County and the Florida Department of Law Enforcement (FDLE) for National Criminal History Record Checks of New Employees and Volunteers.
33. Adoption of a Resolution Supplementing the FY2001 General Fund Budget for the Sheriff B Addendum Number 9 to the City of Dunedin Law Enforcement Contract.
34. Other Administrative Matters.

#### CLERK OF CIRCUIT COURT

35. Approval of Vouchers and Bills:
  - a. Weekly Vouchers and Bills.

#### COUNTY ATTORNEY

36. Authority for County Attorney to Defend:
  - a. GE Capital Mtg. Services, Inc. v. Jean S. Englund, etc., et al B Circuit Civil Case No. 01-4576-CI-21 - Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs and Judgments

for Fine and Costs.

- b. Wells Fargo Bank etc. v. Michael Darcy, et al **B** Circuit Civil Case No. 01-5405-CI-15 - Mortgage Foreclosure Involving Judgments for Fine and Costs.
  - c. Firststar Bank Milwaukee, N.A., etc. v. Michael Gilbert, et al **B** Circuit Civil Case No. 01-4613-CI-8 - Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs, Judgments for Fine and Costs, and a Judgment for Costs.
  - d. Federal National Mortgage Assoc. v. James L. Strickland, et al **B** Circuit Civil Case No. 01-5495-CI-20 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Welfare Lien.
  - e. Huntington National Bank v. Debra S. Forte, et al **B** Circuit Civil Case No. 01-5345-CI-13 - Mortgage Foreclosure Involving a Community Development Mortgage.
- 37. Authority to Initiate Litigation against the Estate of Owen F. Smith.
  - 38. Approval of Revision to Exhibit AA of Special Counsel Contract of Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A. for Legal Services Relating to the South Cross Bayou Water Reclamation Litigation.
  - 39. Approval of Addendum No. 10 to Contract for Law Enforcement Services for the City of Dunedin.
  - 40. Consideration of Satisfaction of Pinellas County's Health Care Lien against Bridget and Alphonso Turner.
  - 41. Miscellaneous.

#### COUNTYWIDE PLANNING AUTHORITY

- 42. Approval of the 2001 Annual Plan Map Adjustments.
- 43. Receipt and Acceptance of an Amendment to the Downtown Periphery Plan for the City of Clearwater.

#### SCHEDULED PUBLIC HEARINGS

The Procedure Used by the Board of County Commissioners 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 of County Commissioners 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.

#### COUNTYWIDE PLANNING AUTHORITY

Consideration of the Following Proposals to Amend the Adopted Countywide Future Land Use Plan:

#### SUBTHRESHOLD AMENDMENTS

44. a. Case #CW 01-36 - Dunedin  
Location - 1.38 Acres Located on the East Side of Douglas Avenue, 300 Feet South of Scotland Street. Amendment from Residential Medium to Commercial Limited.
- b. Case #CW 01-38 - Pinellas County  
Location - 0.46 Acre Located on the Southeast Corner of Roosevelt Boulevard and Mason Street. Amendment from Residential Urban to Residential/Office Limited.
- c. Case #CW 01-39 - Pinellas County  
Location - 0.25 Acre Located on the South Side of 54th Avenue North, 225 Feet West of Haines Road. Amendment from Residential Low Medium to Residential/Office General.
- d. Case #CW 01-40 - Pinellas County  
Location - 0.16 Acre Located on the South Side of 54th Avenue North, 385 Feet West of Haines Road. Amendment from Residential Low Medium to Residential/Office General.
- e. Case #CW 01-42 - Belleair Bluffs  
Location - 0.57 Acre Located on the East Side of Indian Rocks Road, 210 Feet South of West Bay Drive. Amendment from Residential/Office/Retail to Commercial General.
- f. Case #CW 01-43 - Clearwater  
Location - 0.20 Acre Located on the North Side of Jeffords Street, 236 Feet West of Druid Road. Amendment from Institutional to Residential/Office General.

#### REGULAR AMENDMENTS

45. a. Case #CW 01-37 - Pinellas Park  
Location **B** 22.3 Acres Located on the Southwest Corner of Grand Avenue and 28th Street North. Amendment from Industrial Limited and Preservation to Residential/Office General and Preservation.
- b. Case #CW 01-41 - Pinellas County  
Location **B** 37.57 Acres Located on the Northeast Corner of Bee Pond Road and U.S. Alternate 19. Amendment from Residential Suburban, Preservation, and Water/Drainage Feature to Residential Suburban, Recreation/Open Space, and Preservation.

#### VOLUNTARY ANNEXATION REVIEW

46. a. VA #01-100 and VA #01-103 - Largo  
Location - 17.5 Acres Located between 142nd and 146th Avenues North, and on Both Sides of 62nd Street North. Voluntary Annexation Review for Compliance with Pinellas County Ordinance No. 00-63.

#### SCHEDULED PUBLIC HEARINGS - BCC

47. Proposed Ordinance Amending Chapter 170 of the Pinellas County Code Regulating Utility Installations within Pinellas County Rights of Way.
48. Proposed Ordinance Amending Chapter 150 of the Land Development Code Regarding Transportation Impact Fees.
49. Proposed Ordinance Amending Chapter 138 of the Pinellas County Code Relating to Commercial Marinas.
50. Proposed Ordinance Amending the Pinellas County Future Land Use Map, Case No. LU-2-10-00.
51. Proposed Ordinance to Amend Table 4 of the Future Land Use Element of the Pinellas County Comprehensive Plan.
52. Proposed Ordinance to Amend Policy 1.5.4 of the Water Supply Element of the Pinellas County Comprehensive Plan.
53. Proposed Ordinance Amending Chapter 106 and Chapter 138 of the Pinellas County Code Relating to Solid Waste Management Facilities.
54. Petition to Vacate Submitted by Philip Lembo and Elaine Lembo for a Portion of a 10.0 Foot Drainage and Utility Easement on Lot 26, Block C, Lake St. George Unit 1, Located in the Northwest **3** of Section 8, Township 28 South, Range 16 East.
55. Petition to Vacate Submitted by Joseph Reimer Represented by Diane R. Eddy for a Portion of a 10.0 Foot Drainage and Utility Easement on Lot 54, Wexford Leas Unit 1, Located in the Southwest **3** of Section 12, Township 28 South, Range 15 East.
56. Petition to Vacate Submitted by William E. and Carol Trappman, Norman W. Bond and Tarpon Ridge, Inc., Represented by Kevin Scherer of Florida Engineering Consultants for a Portion of a 60.0 Foot Platted Right of Way Known as Plaza Riviera, Lying between Blocks 4 and 6 and Lying between a Previously Vacated Right of Way Known as Snug Harbor Drive/Boulevard Riveria, Adjacent to Blocks 4 and 6, Reserving the East 25.0 Feet as a Utility Easement, Section **AE** Florida Riviera Plat Number 5, Located in the Southeast **3** of Section 17, Township 30 South, Range 17 East.

D. COUNTY ADMINISTRATOR REPORTS

57. None.

E. COUNTY COMMISSION

58. Discussion of the City of Dunedin Request and Resolution.
59. Miscellaneous.

ADJOURNMENT

2001 COUNTY CHAMPION AWARD PRESENTED TO REPRESENTATIVE FRANK FARKAS

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Chairman Harris introduced Assistant County Administrator Elithia Stanfield and Joe Anne Hart, Florida Association of Counties, who presented a 2001 County Champion Award to Representative Frank Farkas.

CITIZENS TO BE HEARD - NONE

No one appeared in response to Chairman Harris' call for persons wishing to speak under agenda item, "Citizens to be Heard."

CONSENT AGENDA ITEMS NOS. 1 THROUGH 11 - APPROVED

Upon presentation by Chairman Harris, Commissioner Todd moved, seconded by Commissioner Morrone and carried, that the Consent Agenda, consisting of items Nos. 1 through 11, be approved as follows:

# 1 APPROVAL OF MINUTES

Minutes of regular meeting of July 17, 2001.

# 2 REPORTS RECEIVED FOR FILING

- a. Housing Finance Authority of Pinellas County Independent Auditors' Reports, Financial Statements and Additional Information regarding Single Family Mortgage Revenue Bonds, 1994 Series A, for the years ended January 31, 2000 and 2001.
- b. Housing Finance Authority of Pinellas County Independent Auditors' Reports, Financial Statements and Additional

Information Regarding Single Family Mortgage Revenue Bonds, 1995 Series A for the years ended January 31, 2000 and 2001.

- c. Housing Finance Authority of Pinellas County Independent Auditors' Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1996 Series A and B for the years ended February 29, 2000 and February 28, 2001.
- d. Housing Finance Authority of Pinellas County Independent Auditors' Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1997 Series A and B for the years ended February 29, 2000 and February 28, 2001.
- e. Housing Finance Authority of Pinellas County Independent Auditors' Reports, Financial Statements and Additional Information Regarding Single Family Mortgage Revenue Bonds, 1997 Series C for the years ended February 29, 2000 and February 28, 2001.

# 3 OTHER APPROVALS

- a. General
  - (1) Authorization for write-off of uncollectible receivables (returned checks) in the amount of \$255.00.
- b. Satisfactions of Judgements and Liens
  - (1) Satisfactions of judgements for various attorney fees and costs which have been paid in full.
  - (2) Release of Public Defender Liens as listed on BCC Finance Receivables System Report, pursuant to Florida Statute 27.56, Statute of Limitations.

# 4 MISCELLANEOUS ITEMS RECEIVED

- a. Official Traffic Regulations submitted by the County Traffic Engineer.
- b. Affidavit of Publication of Legal Notice published in the Tampa Bay Review regarding Notice of Forfeiture of Unclaimed Money pursuant to Section 116.21, Florida Statutes.

# 5 BUDGET AMENDMENTS - NONE

# 6 OPTION OF RENEWAL WITH LUKE BROTHERS, INC. FOR ANNUAL REQUIREMENTS OF LANDSCAPING OF EAST LAKE ROAD (C.R. 611) (BID NO. 989-0114-B)

Option of renewal exercised for an additional 12 months at the same prices, terms and conditions with a 3.60 percent price increase based on the Bureau of Labor Statistics as stated in the contract for an estimated annual expenditure not to exceed \$138,131.56; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

# 7 BID OF BAKER CONSTRUCTION SERVICES, INC. FOR BOCA CIEGA BOARDWALKS, PHASE I (BID NO. 001-0840-C)

Bid is for an estimated total expenditure in the amount of \$611,700.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

# 8 SUBDIVISION PLATS AND RELATED ITEMS - NONE

# 9 RELEASES OF SEWER, WATER AND/OR RECLAIMED WATER LIENS

Releases of liens for delinquent sewer, water and/or reclaimed water charges which have been paid in full re properties identified on documents attached to the agenda memorandum dated August 7, 2001, copies of which have been filed and made a part of the record.

- #10a BIDS OF BISCAYNE ELECTRIC, AAA INDUSTRIAL TOOL, INC., RUFF'S SAW & TOOL SUPPLY, INC., ACE LOCK & SECURITY SUPPLY, HF WILSON ENGINEERING CO. AND BURT LOWE SUPPLY COMPANY (BID NO. 001-0811-B)

Bid is for an annual estimated expenditure not to exceed \$110,784.04 for 24 months with an additional 12-month option of renewal at the same prices, terms and conditions subject to availability of funds and County Administrator approval.

- #10b BID OF POWER SUPPORT ENGINEERING, INC. FOR UPS 100KVA REMOVE, DISPOSE, REPLACE (BID NO. 001-0765-B)

Bid is for a total estimated expenditure not to exceed \$63,972.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

- #11 LOT CLEARING RESOLUTION

Resolution No. 01-156 assessing liens against lands cleared in Pinellas County Pursuant to Chapter 78-599, Laws of Florida, and Pinellas County Code Chapter 58, Article IX, Section 338, directing that this resolution be filed in the public records office of the Clerk of the Circuit Court of Pinellas County, Florida.

- #12 ITEMS FOR DISCUSSION FROM CONSENT AGENDA (COUNTY ADMINISTRATOR AND CLERK OF CIRCUIT COURT) - NONE

- #13 NONCOMPETITIVE PURCHASE OF MANAGEMENT SERVICES FOR COUNTY'S ADOPT-A-PROGRAMS WITH KEEP PINELLAS COUNTY BEAUTIFUL, INC. (KPCB) (BID NO. 001-964-N) - APPROVED; CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY
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Interim County Administrator D. Gay Lancaster recommended approval of the noncompetitive purchase of management services for the County's Adopt-A-Programs from Keep Pinellas County Beautiful, Inc. for a 24-month period effective July 1, 2001 for a total expenditure in the amount of \$70,000.00; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

Commissioner Todd moved, seconded by Commissioner Morroni, that the recommendations of the Interim County Administrator be approved.

Commissioner Seel requested that Keep Pinellas County Beautiful, Inc. be invited to conduct a presentation; whereupon, Ms. Lancaster indicated that this will be scheduled in the near future.

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Later in the meeting, following Agenda Item No. 14, upon call for the vote, the motion carried unanimously.

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- #14 CONTRACT NO. 922225 WITH SEAWAY MARINE CONTRACTORS, INC. FOR WAR VETERAN'S PARK REPLACEMENT SEAWALL ACCEPTED AS COMPLETE (BID NO. 001-0327-C); CHANGE ORDER NO. 1 (FINAL) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended that Contract No. 922225 with Seaway Marine Contractors, Inc. for the War Veteran's Park replacement seawall be accepted as complete as of June 20, 2001; and further recommended that Change Order No. 1 (Final) decreasing the contract by \$39,178.92 (final total contract, \$190,108.08) be approved.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendations of the Interim County Administrator be approved.

- #15 INSTALLATION OF A SPEED HUMP ON WOODCREST AVENUE BETWEEN JEFFORDS STREET AND MAGNOLIA DRIVE AND A FOUR-WAY STOP CONDITION ON WOODCREST AVENUE AT MAGNOLIA DRIVE RE RESIDENTIAL TRAFFIC MANAGEMENT PROGRAM - APPROVED
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Interim County Administrator D. Gay Lancaster recommended approval of the installation of a speed hump on Woodcrest Avenue between Jeffords Street and Magnolia Drive and a four-way stop condition on Woodcrest Avenue at Magnolia Drive in accordance with the Residential Traffic Management Program adopted pursuant to Resolution No. 97-291 dated October 14, 1997.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

- #16 AGREEMENT WITH BIOLOGICAL RESEARCH ASSOCIATES FOR CONSULTANT SERVICES FOR ENVIRONMENTAL PLANTING STANDARD AGREEMENT FOR MITIGATION FOR BELCHER ROAD PHASE II, TAMPA ROAD TO ALDERMAN ROAD, PROJECT NO. 7030 - APPROVED FOR EXECUTION
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Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Biological Research Associates for consultant services for environmental planting standard agreement for mitigation for the Belcher Road Phase II, Tampa Road to Alderman Road, Project No. 7030, for a fee not to exceed \$65,325.00, contingency services in the amount of \$6,532.00, total contract amount not to exceed \$71,857.00.

Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the recommendation of the Interim County Administrator be approved.

- #17 AGREEMENT WITH BEL-DENT, INC. (A FLORIDA CORPORATION) FOR ACQUISITION OF PARCEL NO. 018, A PORTION OF THE SOUTHEAST QUARTER OF

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (PROPERTY ADDRESSES: 404 AND 406 VENUS AVENUE SOUTH, CLEARWATER) FOR THE KEENE ROAD-PHASE 1A PROJECT FROM DRUID ROAD TO DREW STREET A/K/A GULF TO BAY TO DREW STREET (PID NO. 920491) - APPROVED FOR EXECUTION WITH AUTHORIZATION FOR DISPOSITION OF STRUCTURE AND PERSONAL PROPERTY THEREON AND FOR ISSUANCE OF NECESSARY CHECK

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Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Bel-Dent, Inc. (a Florida Corporation) for acquisition of parcel No. 018, a portion of the southeast quarter of the southeast quarter of the northeast quarter (property addresses: 404 and 406 Venus Avenue South, Clearwater) for the Keene Road-Phase 1A Project from Druid Road to Drew Street a/k/a Gulf to Bay to Drew Street; with authorization to declare the structure surplus and for the Real Estate Management Division to donate, sell or demolish the structure thereon and dispose of any personal property, or temporarily lease; and for the issuance of a check in the amount of \$647,605.00 in payment thereof.

Commissioner Latvala moved, seconded by Commissioner Todd and carried, that the recommendation of the Interim County Administrator be approved.

#18 AGREEMENT WITH AUDUBON OF FLORIDA FOR WILDLIFE MANAGEMENT SERVICES AT CROSS BAR AND AL-BAR RANCHES - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Audubon of Florida for wildlife management services at the Cross Bar and AL-BAR Ranches for the 14-month period from August 1, 2001 through September 30, 2002 in an amount not to exceed \$52,500.00.

Commissioner Todd moved, seconded by Commissioner Morroni, that the recommendation of the Interim County Administrator be approved.

Following input by Director of Utilities Pick Talley regarding the partnership program with Audubon of Florida relating to the Florida scrub jay population, upon call for the vote, the motion carried unanimously.

#19 FINAL NEGOTIATED CONTRACT FOR AUDITING SERVICES WITH KPMG LLP -

APPROVED; CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY

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Interim County Administrator D. Gay Lancaster recommended approval of a final negotiated Contract to Audit Financial Statements and Records of Pinellas County with KPMG LLP for an audit estimated annual expenditure not to exceed \$295,000.00 and WorkNet monitoring annual expenditure not to exceed \$108,000.00; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

Commissioner Todd moved, seconded by Commissioner Latvala and carried, that the recommendations of the Interim County Administrator be approved.

- #20 FIRST AMENDMENT TO AGREEMENT FOR EXECUTIVE SEARCH SERVICES FOR THE POSITION OF COUNTY ADMINISTRATOR WITH THE PAR GROUP (BID NO. 001-0490-P) - APPROVED; CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY
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Interim County Administrator D. Gay Lancaster recommended approval of the First Amendment to Agreement for Executive Search Services for the position of County Administrator with The PAR Group, amendment increase, \$2,800.00, amended contract total not to exceed \$27,800.00; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendations of the Interim County Administrator be approved.

- #21 CHANGE ORDER NO. 2 TO AGREEMENT FOR PROFESSIONAL SERVICES WITH PHIL GRAHAM & COMPANY, P.A. FOR GULF BOULEVARD ENHANCEMENTS, PURCHASE ORDER NO. 109914 (BID NO. 990-1024-N) - APPROVED FOR EXECUTION
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Interim County Administrator D. Gay Lancaster recommended approval of

Change Order No. 2 to the Agreement for Professional Services with Phil Graham & Company, P.A. for Gulf Boulevard enhancements in the amount of \$10,000.00, revised total, \$50,000.00.

Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the recommendation of the Interim County Administrator be approved.

#22 DECLARATION OF SEVEN ESCHEAT PROPERTIES AS SURPLUS - APPROVED; AUTHORIZATION GRANTED FOR CHAIRMAN TO EXECUTE COUNTY DEEDS CONVEYING SAID PROPERTIES TO THE CITIES OF ST. PETERSBURG, SAFETY HARBOR AND OLDSMAR WITH WAIVER OF MINERAL RIGHTS

Interim County Administrator D. Gay Lancaster recommended that seven escheat properties be declared surplus; and further recommended that the Chairman be authorized to execute County Deeds conveying said properties to the Cities of St. Petersburg, Safety Harbor and Oldsmar with waiver of mineral rights.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendations of the Interim County Administrator be approved.

#23 SEVENTEENTH AMENDMENT TO REVISED AND RESTATED LEASE AGREEMENT WITH COMMUNITY SERVICE FOUNDATION, INCORPORATED - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of the Seventeenth Amendment to the Revised and Restated Lease Agreement with the Community Service Foundation, Incorporated to delete two properties.

Commissioner Seel moved, seconded by Commissioner Latvala and carried, that the recommendation of the Interim County Administrator be approved.

#24 DECLARATION OF LAND IN THE SAND KEY COUNTY PARK AS SURPLUS - APPROVED AS AMENDED; AUTHORIZATION GRANTED FOR CHAIRMAN TO EXECUTE COUNTY DEED CONVEYING SAID PROPERTY TO THE CITY OF CLEARWATER TO BE USED FOR THE SAND KEY FIRE STATION WITH WAIVER OF

MINERAL RIGHTS

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Interim County Administrator D. Gay Lancaster distributed copies of a County deed which has been corrected in accordance with additional review by the Office of the County Attorney and in response to queries by the members, pointed out the location of the subject land; and recommended that the land in the Sand Key County Park be declared surplus; and further recommended that authorization be granted for the Chairman to execute the County Deed conveying said property to the City of Clearwater to be used for the Sand Key Fire Station with waiver of mineral rights.

Following discussion, Commissioner Seel moved, seconded by Commissioner Morroni and carried, that the recommendations of the Interim County Administrator be approved.

#25 THIRD AMENDMENT TO LEASE AGREEMENT WITH FIRST AVENUE ASSOCIATES OF ST. PETE, LTD. - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of the Third Amendment to Lease Agreement with First Avenue Associates of St. Pete, Ltd.

Commissioner Latvala moved, seconded by Commissioner Todd and carried, that the request of the Interim County Administrator be approved.

#26 LICENSE AGREEMENT WITH LEALMAN FAMILY CENTER, INC. - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a license agreement with Lealman Family Center, Inc. for use of Lealman Park for a back to school event on August 18, 2001.

Commissioner Todd moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

#27 CONSTRUCTION MANAGEMENT AGREEMENT WITH BEERS CONSTRUCTION COMPANY FOR FLORIDA BOTANICAL GARDENS, PHASE II - ACCEPTED AS

COMPLETE; AUTHORIZATION GRANTED FOR FINAL PAYMENT AND RELEASE OF  
RETAINAGE MONIES

Interim County Administrator D. Gay Lancaster recommended that the Construction Management Agreement with Beers Construction Company for the Florida Botanical Gardens, Phase II be accepted as complete and that the Board authorize final payment and release retainage monies in the amount of \$73,691.27 to the aforesaid firm.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

#28 CONSTRUCTION MANAGEMENT AGREEMENT WITH BEERS CONSTRUCTION  
COMPANY FOR FLORIDA BOTANICAL GARDENS, PHASE III - ACCEPTED AS  
COMPLETE; AUTHORIZATION GRANTED FOR FINAL PAYMENT AND RELEASE OF  
RETAINAGE MONIES

Interim County Administrator D. Gay Lancaster recommended that the Construction Management Agreement with Beers Construction Company for the Florida Botanical Gardens, Phase III be accepted as complete and that the Board authorize final payment and release retainage monies in the amount of \$77,640.45 to the aforesaid firm.

Commissioner Seel moved, seconded by Commissioner Latvala and carried, that the recommendation of the Interim County Administrator be approved.

#29 U.S. ENVIRONMENTAL PROTECTION AGENCY GRANT AGREEMENT FOR  
EDUCATION MODULES ON ENVIRONMENTAL SUSTAINABILITY AND  
STEWARDSHIP OF NATURAL RESOURCES - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a U.S. Environmental Protection Agency Grant Agreement in the amount of \$99,800.00 for education modules on environmental sustainability and stewardship of natural resources.

Commissioner Todd moved, seconded by Commissioner Latvala and carried, that the recommendation of the Interim County Administrator be approved.

County Extension Director Judy Yates presented an overview of the education modules.

- #30 AUTHORIZATION GRANTED TO ADVERTISE PUBLIC HEARING (TEFRA) RE PROPOSED ISSUANCE OF HILLSBOROUGH COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY REVENUE BONDS, SERIES 2001, IN AN AMOUNT NOT TO EXCEED \$18,000,000.00 (GOODWILL INDUSTRIES-SUNCOAST, INC. PROJECT)
- 

Interim County Administrator D. Gay Lancaster recommended that authorization be granted to advertise a public hearing (TEFRA) to be held September 11, 2001, re proposed issuance of Hillsborough County Industrial Development Authority revenue bonds, Series 2001, in an amount not to exceed \$18,000,000.00 (Goodwill Industries-Suncoast, Inc. Project).

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

- #31 DISTRIBUTION OF ALCOHOL AND DRUG ABUSE TRUST FUND MONIES TO CERTAIN AGENCIES FOR FISCAL YEAR 2001-02 - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of the disbursement of funds from the Alcohol and Drug Abuse Trust Fund as recommended by the Substance Abuse Advisory Board and outlined in the agenda memorandum, for a total fiscal year 2001-02 distribution in the amount of \$49,999.00.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

- #32 VOLUNTEER AND EMPLOYEE CRIMINAL HISTORY SYSTEM (VECHS) USER AGREEMENT WITH FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) FOR NATIONAL CRIMINAL HISTORY RECORD CHECKS OF NEW EMPLOYEES AND VOLUNTEERS - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a

Volunteer and Employee Criminal History System (VECHS) User Agreement with the Florida Department of Law Enforcement (FDLE) for national criminal history record checks of new employees and volunteers.

Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the recommendation of the Interim County Administrator be approved.

#33 RESOLUTION NO. 01-157 ADOPTED SUPPLEMENTING FY2001 GENERAL FUND BUDGET TO APPROPRIATE EARMARKED RECEIPTS FOR A PARTICULAR PURPOSE AS REQUESTED BY SHERIFF

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution supplementing the FY2001 General Fund Budget to appropriate earmarked receipts (Addendum No. 9 to City of Dunedin Law Enforcement Contract) for a particular purpose as requested by the Sheriff.

Commissioner Latvala moved, seconded by Commissioner Seel, that Resolution No. 01-157 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#34 OTHER ADMINISTRATIVE MATTERS - NONE

Interim County Administrator D. Gay Lancaster indicated that she has no items to be presented this date under "Other Administrative Matters."

#35 VOUCHERS APPROVED FOR PERIOD OF JULY 30, 2001 THROUGH AUGUST 3,2001

Chief Deputy Clerk C. R. Short recommended approval of vouchers for the period of July 30, 2001 through August 3, 2001 as follows:

Payroll Journal Expenditures  
Payroll Journal pages numbered 1 through 2672  
Payroll checks numbered 475268 through 476002

Imprest Fund Expenditures  
Manual checks numbered 604640 through 604653  
System checks numbered 589889 through 591052

Commissioner Todd moved, seconded by Commissioner Latvala and carried, that the recommendation of the Chief Deputy Clerk be approved.

- #36a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE GE CAPITAL MTG. SERVICES, INC. VERSUS JEAN S. ENGLUND, ETC., ET AL, CIRCUIT CIVIL CASE NO. 01-4576-CI-21 - MORTGAGE FORECLOSURE INVOLVING JUDGEMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re GE Capital Mtg. Services, Inc. versus Jean S. Englund, etc., et al, Circuit Civil Case No. 01-4576-CI-21 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

- #36b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE WELLS FARGO BANK, ETC. VERSUS MICHAEL DARCY, ET AL, CIRCUIT CIVIL CASE NO. 01-5405-CI-15 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR FINE AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Wells Fargo Bank, etc. versus Michael Darcy, et al, Circuit Civil Case No. 01-5405-CI-15 - Mortgage Foreclosure Involving Judgments for Fine and Costs.

- #36c COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRSTAR

BANK MILWAUKEE, N.A., ETC. VERSUS MICHAEL GILBERT, ET AL, CIRCUIT CIVIL CASE NO. 01-4613-CI-8 - MORTGAGE FORECLOSURE INVOLVING JUDGEMENTS FOR ATTORNEY FEES AND COSTS, FINE AND COSTS, AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Firstar Bank Milwaukee, N.A., etc. versus Michael Gilbert, et al, Circuit Civil Case No. 01-4613-CI-8 - Mortgage Foreclosure Involving Judgements for Attorney Fees and Costs, Fine and Costs, and Costs.

#36d COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FEDERAL NATIONAL MORTGAGE ASSOC. VERSUS JAMES L. STRICKLAND, ET AL, CIRCUIT CIVIL CASE NO. 01-5495-CI-20 - MORTGAGE FORECLOSURE INVOLVING JUDGEMENTS FOR ATTORNEY FEES AND COSTS AND A WELFARE LIEN

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Federal National Mortgage Assoc. versus James L. Strickland, et al, Circuit Civil Case No. 01-5495-CI-20 - Mortgage Foreclosure Involving Judgements for Attorney Fees and Costs and a Welfare Lien.

#36e COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE HUNTINGTON NATIONAL BANK VERSUS DEBRA S. FORTE, ET AL, CIRCUIT CIVIL CASE NO. 01-5345-CI-13 - MORTGAGE FORECLOSURE INVOLVING A COMMUNITY DEVELOPMENT MORTGAGE

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Huntington National Bank versus Debra S. Forte, et al, Circuit Civil Case No. 01-5345-CI-13 - Mortgage Foreclosure Involving a Community Development Mortgage.

#37 COUNTY ATTORNEY AUTHORIZED TO INITIATE LITIGATION AGAINST ESTATE OF OWEN F. SMITH

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Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to initiate litigation against the Estate of Owen F. Smith on behalf of Pinellas County Emergency Medical Services.

#38 REVISED EXHIBIT "A" TO SPECIAL COUNSEL CONTRACT WITH CARLTON, FIELDS, WARD, EMMANUEL, SMITH & CUTLER, P.A. FOR LEGAL SERVICES RELATING TO SOUTH CROSS BAYOU WATER RECLAMATION LITIGATION - APPROVED

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County Attorney Susan H. Churuti recommended approval of revised Exhibit "A" to the Special Counsel Contract with Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A. for legal services relating to the South Cross Bayou water reclamation litigation.

Commissioner Morroni moved, seconded by Commissioner Seel and carried, that the recommendation of the County Attorney be approved.

#39 ADDENDUM NO. 10 TO CONTRACT FOR LAW ENFORCEMENT SERVICES WITH THE CITY OF DUNEDIN - APPROVED FOR EXECUTION

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County Attorney Susan H. Churuti recommended approval of Addendum No. 10 to the Contract for Law Enforcement Services with the City of Dunedin dated July 5, 2001.

Commissioner Todd moved, seconded by Commissioner Latvala and carried, that the recommendation of the County Attorney be approved.

#40 SETTLEMENT OFFER RE SATISFACTION OF PINELLAS COUNTY'S HEALTH CARE LIEN AGAINST BRIDGET AND ALPHONSO TURNER - APPROVED

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County Attorney Susan H. Churuti recommended approval of a settlement offer re satisfaction of Pinellas County's Health Care Lien against Bridget and Alphonso Turner as outlined in her memorandum to the Board dated August 7, 2001.

Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the recommendation of the County Attorney be approved.

#41 COUNTY ATTORNEY MISCELLANEOUS - NONE

County Attorney Susan H. Churuti indicated that there are no miscellaneous matters to be presented this date.

#42 ANNUAL PLAN MAP ADJUSTMENTS FOR 2001 - APPROVED

Noting that the Board is now sitting as the Countywide Planning Authority, Interim County Administrator D. Gay Lancaster recommended approval of the Annual Plan Map Adjustments for 2001.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the Annual Plan Map Adjustments for 2001 be approved.

#43 RECEIPT AND ACCEPTANCE OF AMENDMENT TO DOWNTOWN PERIPHERY PLAN FOR CITY OF CLEARWATER - APPROVED

Noting that the Board is now sitting as the Countywide Planning Authority, Interim County Administrator D. Gay Lancaster recommended approval of the receipt and acceptance of an amendment to the Downtown Periphery Plan for the City of Clearwater.

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

\* \* \* \*

At this time, 10:06 A.M., Commissioner Seel left the meeting.

\* \* \* \*

#44a CASE #CW 01-36, PROPOSAL BY THE CITY OF DUNEDIN TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL MEDIUM TO COMMERCIAL LIMITED (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-51 ADOPTED

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Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publishers affidavit filed with the Clerk, public hearing was held on Case #CW 01-36, a proposal by the City of Dunedin to amend the land use designation on the Countywide Future Land Use Plan from residential medium to commercial limited, re 1.38 acres located on the east side of Douglas Avenue, 300 feet south of Scotland Street (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-51 approving Case #CW 01-36 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#44b CASE #CW 01-38, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO RESIDENTIAL/OFFICE LIMITED (SUBTHRESHOLD

AMENDMENT) - APPROVED; ORDINANCE NO. 01-52 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-38, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential urban to residential/office limited, re 0.46 acre located on the southeast corner of Roosevelt Boulevard and Mason Street (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-52 approving Case #CW 01-38 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#44c CASE #CW 01-39, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL LOW MEDIUM TO RESIDENTIAL/OFFICE GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-52 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-39, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential low medium to residential/office general, re 0.25 acre located on the south side of 54th Avenue North, 225 feet west of Haines Road (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-52 approving Case #CW 01-39 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#44d CASE #CW 01-40, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL LOW MEDIUM TO RESIDENTIAL/OFFICE GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-52 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-40, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential low medium to residential/office general, re 0.16 acre located on the south side of 54th Avenue North, 385 feet west of Haines Road (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the

application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-52 approving Case #CW 01-40 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#44e CASE #CW 01-42, PROPOSAL BY THE CITY OF BELLEAIR BLUFFS TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL/OFFICE/RETAIL TO COMMERCIAL GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-53 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-42, a proposal by the City of Dunedin to amend the land use designation on the Countywide Future Land Use Plan from residential/office/retail to commercial general, re 0.57 acre located on the east side of Indian Rocks Road, 210 feet south of West Bay Drive (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be

heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-53 approving Case #CW 01-42 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#44f CASE #CW 01-43, PROPOSAL BY THE CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM INSTITUTIONAL TO RESIDENTIAL/OFFICE GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-54 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-43, a proposal by the City of Clearwater to amend the land use designation on the Countywide Future Land Use Plan from institutional to residential/office general, re 0.20 acre located on the north side of Jeffords Street, 236 feet west of Druid Road (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Ordinance No. 01-54 approving Case #CW 01-43 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#45a CASE #CW 01-37, PROPOSAL BY CITY OF PINELLAS PARK TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM INDUSTRIAL LIMITED AND PRESERVATION TO RESIDENTIAL/OFFICE GENERAL AND PRESERVATION (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 01-55 ADOPTED

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Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-37, a proposal by the City of Pinellas Park to amend the land use designation on the Countywide Future Land Use Plan from industrial limited and preservation to residential/office general and preservation, re 22.3 acres located on the southwest corner of Grand Avenue and 28th Street North (regular amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Morroni moved, seconded by Commissioner Latvala, that Ordinance No. 01-55 approving Case #CW 01-37 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

#45b CASE #CW 01-41, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL SUBURBAN; PRESERVATION; AND WATER/DRAINAGE FEATURE TO RESIDENTIAL SUBURBAN; RECREATION/OPEN SPACE; AND PRESERVATION (REGULAR

AMENDMENT) - APPROVED; ORDINANCE NO. 01-52 ADOPTED

Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 30, 2001 issue of the Pinellas edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 01-41, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential suburban, preservation, and water/drainage feature to residential suburban, recreation/open space, and preservation, re 37.57 acres located on the northeast corner of Bee Pond Road and U.S. Alternate 19 (regular amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Morroni moved, seconded by Commissioner Latvala, that Ordinance No. 01-52 approving Case #CW 01-41 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart, Seel and Welch.

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At this time, 10:10 A.M., Commissioner Seel returned to the meeting.

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#46a WITHDRAWAL OF VOLUNTARY ANNEXATION REQUEST BY CITY OF LARGO (VA# 01-100 AND VA#01-103) - TEMPORARILY DEFERRED TO THE MEETING OF SEPTEMBER 11, 2001

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Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Public hearing was held on the withdrawal of a voluntary annexation request by the City of Largo. Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that, pursuant to a request to continue consideration of this matter from the City of Largo, staff recommends that the agenda item be temporarily deferred to the meeting of September 11, 2001.

No one appeared in response to Chairman Harris= call for persons wishing to be heard.

Commissioner Morroni moved, seconded by Commissioner Seel and carried, that the matter be temporarily deferred to the meeting of September 11, 2001.

#47 ORDINANCE NO. 01-56 ADOPTED AMENDING ORDINANCE NO. 92-63 WHICH REGULATES UTILITY INSTALLATIONS WITHIN COUNTY RIGHTS-OF-WAY WITHIN THE INCORPORATED AND UNINCORPORATED AREAS OF PINELLAS COUNTY; PROVIDING PROCEDURES FOR LOCATING, DESIGNATING, REMOVING OR RELOCATING FACILITIES WHEN NECESSARY FOR COUNTY PURPOSES; PROVIDING AREAS EMBRACED; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR INCLUSION IN THE CODE

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Pursuant to legal notice published in the July 6, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending Ordinance No. 92-63 which regulates utility installations within County rights-of-way within the incorporated and unincorporated areas of Pinellas County; providing procedures for locating, designating, removing or relocating facilities when necessary for County purposes; providing areas embraced; providing for severability; providing for an effective date; and providing for inclusion in the Code. Chief Deputy Clerk C. R. Short reported that no

correspondence relative to the proposed ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris= call for persons wishing to be heard.

Thereupon, Commissioner Morroni moved, seconded by Commissioner Seel, that Ordinance No. 01-56 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#48 ORDINANCE NO. 01-57 ADOPTED AMENDING SECTIONS 150-39 AND 150-41 OF THE PINELLAS COUNTY CODE CONCERNING THE IMPOSITION AND PAYMENT OF IMPACT FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE

Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending Sections 150-39 and 150-41 of the Pinellas County Code concerning the imposition and payment of impact fees, providing for severability, providing for inclusion in the Code, and providing for an effective date.

Chief Deputy Clerk C. R. Short reported that no correspondence relative to the proposed ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris= call for persons wishing to be heard.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Morroni,

that Ordinance No. 01-57 be adopted as recommended by the Interim County Administrator.

Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#49 ORDINANCE NO. 01-58 ADOPTED AMENDING CHAPTER 138 OF THE PINELLAS COUNTY LAND DEVELOPMENT CODE PROVIDING FOR A CONDITIONAL USE REVIEW PROCEDURE BY THE BOARD OF COUNTY COMMISSIONERS FOR COMMERCIAL MARINAS IN THE C-2, CR, AND CP ZONING DISTRICTS PRIOR TO THE ISSUANCE OF PERMITS; PROVIDING FOR A CLARIFICATION OF THE DISTANCE REQUIREMENTS BETWEEN RESIDENTIALLY ZONED PROPERTIES AND PROPERTIES WHICH SELL ALCOHOLIC BEVERAGES; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE \_\_\_\_\_

Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending Chapter 138 zoning provisions of the Pinellas County Land Development Code providing for a conditional use review procedure by the Board of County Commissioners for commercial marinas in the C-2, CR and CP zoning districts prior to the issuance of permits; providing for a clarification of the distance requirements between residentially zoned properties and properties which sell alcoholic beverages; providing for inclusion in the Code; and providing for an effective date.

Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris' call for persons wishing to be heard.

Thereupon, Commissioner Todd moved, seconded by Commissioner Latvala, that Ordinance No. 01-58 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#50 ORDINANCE NO. 01-59 ADOPTED AMENDING THE FUTURE LAND USE MAP OF PINELLAS COUNTY, FLORIDA BY CHANGING THE LAND USE DESIGNATION OF CERTAIN REAL PROPERTY LOCATED IN SECTION 14, TOWNSHIP 27, RANGE 16, AND SECTION 22, TOWNSHIP 27, RANGE 16, FROM RESIDENTIAL RURAL, RECREATION - OPEN SPACE AND PRESERVATION TO PRESERVATION - RESOURCE MANAGEMENT AND PRESERVATION; AND PROVIDING AN EFFECTIVE DATE

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Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the proposed ordinance amending the Future Land Use Map of Pinellas County, Florida by changing the land use designation of certain real property located in Section 14, Township 27, Range 16, and Section 22, Township 27, Range 16, from residential rural, recreation, open space and preservation to preservation, resource management and preservation; and providing an effective date. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the proposed ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris's call for persons wishing to be heard.

In response to query from Commissioner Todd, General Planning Administrator Gordon R. Beardslee presented an overview of the Growth Management Act which has been amended this year by the State Legislature.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Seel, that Ordinance No. 01-59 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

- #51 ORDINANCE NO. 01-60 ADOPTED AMENDING TABLE 4 OF THE FUTURE LAND USE ELEMENT OF THE PINELLAS COUNTY COMPREHENSIVE PLAN TO ADD ~~PERSONAL SERVICE/OFFICE SUPPORT~~ AS AN ALLOWABLE USE WITHIN THE RESIDENTIAL/OFFICE LIMITED AND RESIDENTIAL/OFFICE GENERAL CATEGORIES; REPLACE ~~PERSONAL/BUSINESS SERVICE~~ WITH ~~PERSONAL SERVICE/OFFICE SUPPORT~~ AS AN ALLOWABLE USE IN THE RESIDENTIAL/OFFICE/RETAIL, COMMERCIAL NEIGHBORHOOD, COMMERCIAL GENERAL, AND INDUSTRIAL LIMITED CATEGORIES; TO INCLUDE WITHIN THE ADDITIONAL STANDARDS SECTION OF TABLE 4 ADDITIONAL USES THAT WOULD BE ALLOWED IN THE INDUSTRIAL LIMITED CATEGORY AS LONG AS THE FIVE-ACRE THRESHOLD IS NOT EXCEEDED; TO CLARIFY STANDARDS USED FOR REGULATING DEVELOPMENT WITHIN PLANNED INDUSTRIAL MIXED USE PROJECTS IN AREAS DESIGNATED AS ~~INDUSTRIAL LIMITED~~ ON THE FUTURE LAND USE MAP; PROVIDING FOR CRITERIA THAT SHALL REGULATE THE SIZE AND PROPORTIONATE AMOUNT OF EACH USE IN THE RESIDENTIAL/OFFICE LIMITED AND RESIDENTIAL/OFFICE GENERAL CATEGORIES; PROVIDING FOR AMENDED DEFINITIONS OF ~~OFFICE USE~~ AND ~~TRANSIENT ACCOMMODATION USE~~, AMENDING THE GLOSSARY TO DELETE ~~PERSONAL/BUSINESS SERVICE USE~~, ADD A DEFINITION FOR ~~PERSONAL SERVICE OFFICE SUPPORT~~, PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR LOCATION OF RECORDS; AND ESTABLISHING AN EFFECTIVE DATE
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Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending Table 4 of the Future Land Use Element of the Pinellas County Comprehensive Plan to add ~~personal service/office support~~ as an allowable use within the residential/office limited and residential/office general categories, replace ~~personal/business service~~ with ~~personal service/office support~~ as an allowable use in the residential/office/retail, commercial neighborhood, commercial general, and industrial limited categories, to include within the additional standards section of Table 4 additional uses that would be allowed in the industrial limited category

as long as the five-acre threshold is not exceeded, to clarify standards used for regulating development within planned industrial mixed use projects in areas designated as **Industrial limited** on the future land use map, providing for criteria that shall regulate the size and proportionate amount of each use in the residential/office limited and residential/office general categories, providing for amended definitions of **office use** and **transient accommodation use**, amending the glossary to delete **personal/business service use**, add a definition for **personal service office support**, providing for purpose and intent, providing for severability, providing for location of records, and establishing an effective date. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris' call for persons wishing to be heard.

In response to query from Commissioner Todd, General Planning Administrator Gordon R. Beardslee presented an overview of the Growth Management Act which has been amended this year by the State Legislature.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Seel, that Ordinance No. 01-60 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#52 **ORDINANCE NO. 01-61 ADOPTED AMENDING POLICY 1.5.4. OF THE WATER SUPPLY ELEMENT OF THE PINELLAS COUNTY COMPREHENSIVE PLAN; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR LOCATION OF RECORDS; AND ESTABLISHING AN EFFECTIVE DATE**

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Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a

proposed ordinance amending Policy 1.5.4. of the water supply element of the Pinellas County Comprehensive Plan as set forth in the attachment to the agenda memorandum. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris' call for persons wishing to be heard.

In response to query by Commissioner Todd, Director of Utilities Pick Talley presented an overview of the proposed ordinance; and stated that it was in the County's best interest.

Thereupon, Commissioner Seel moved, seconded by Commissioner Latvala, that Ordinance No. 01-61 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#53 PROPOSED ORDINANCE RELATING TO SOLID WASTE MANAGEMENT FACILITIES REPEALING ARTICLE III, CHAPTER 106; AMENDING DIVISION 8 OF ARTICLE II, CHAPTER 138; AMENDING DIVISIONS 6 AND 10 OF ARTICLE V, CHAPTER 138; AND AMENDING BY REFERENCE DIVISION 11 OF ARTICLE V, CHAPTER 138 OF THE PINELLAS COUNTY CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AUTHORIZATION TO INCLUDE IN THE CODE; PROVIDING FOR FILING; AND PROVIDING FOR AN EFFECTIVE DATE - TEMPORARILY DEFERRED TO MEETING OF SEPTEMBER 18, 2001

Pursuant to legal notice published in the July 27, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance relating to solid waste management facilities repealing Article III, Chapter 106; amending Division 8 of Article II, Chapter 138; amending Divisions 6 and 10 of Article V, Chapter 138; and amending by reference Division 11 of Article V, Chapter 138 of the Pinellas County

Code; providing for severability; providing for authorization to include in the Code; providing for filing; and providing for an effective date. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the proposed ordinance has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends approval of the proposed ordinance.

No one appeared in response to Chairman Harris' call for persons wishing to be heard.

Responding to query by Commissioner Todd, Assistant County Attorney Donald S. Crowell related that the Solid Waste Division has requested an ordinance as the current conditional use permit process is duplicative and creates an administrative burden; that the changes would include financial assurances and recycling issues; and that permitting would then be the responsibility of each municipality.

Chief Assistant County Attorney James L. Bennett indicated that issues with conditional use permits are handled by the Board of County Commissioners.

In response to queries by the members, Director of Utilities Pick Talley stated that he would research the Board's concerns and report back to it; whereupon, Commissioner Todd moved, seconded by Commissioner Morroni and carried, that the matter be temporarily deferred to the meeting of September 18, 2001.

#54 PETITION OF PHILIP LEMBO AND ELAINE LEMBO TO VACATE A PORTION OF A 10.0-FOOT DRAINAGE AND UTILITY EASEMENT ON LOT 26, BLOCK C, LAKE ST. GEORGE UNIT ONE, LOCATED IN THE NORTHWEST QUARTER OF SECTION 08, TOWNSHIP 28 SOUTH, RANGE 16 EAST - GRANTED; RESOLUTION NO. 01-158 ADOPTED

Pursuant to legal notice published in the July 20, 2001 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Philip Lembo and Elaine Lembo to vacate a portion of a 10.0-foot drainage and utility easement on Lot 26, Block C, Lake St. George Unit One, as recorded in Plat Book 78, Pages 65 and 66, located in the northwest quarter of Section 08, Township 28 South, Range 16 East.

Chief Deputy Clerk C. R. Short reported that letters of no objection have been

received from the following:

Pinellas County Utilities  
Homeowners Association  
Florida Power Corp.  
Verizon Florida, Inc.  
Verizon Media Ventures, Inc.  
Time Warner Communications

He indicated that all interested property owners have been notified as to the date of the public hearing; that no correspondence in objection to the petition has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends the vacation be granted.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Todd, that the petition to vacate be granted; and that Resolution No. 01-158 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#55 PETITION OF JOSEPH REIMER, REPRESENTED BY DIANE R. EDDY, TO VACATE A PORTION OF A 10.0-FOOT DRAINAGE AND UTILITY EASEMENT ON LOT 54, WEXFORD LEAS UNIT ONE, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 28 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 01-159 ADOPTED

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Pursuant to legal notice published in the July 20, 2001 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Joseph Reimer, represented by Diane R. Eddy, to vacate a portion of a 10.0-foot drainage and utility easement on Lot 54, Wexford Leas Unit One, as recorded in Plat Book 72,

Pages 63 and 64, located in the southwest quarter of Section 12, Township 28 South, Range 15 East.

Chief Deputy Clerk C. R. Short reported that letters of no objection have been received from the following:

Pinellas County Utilities  
Homeowners Association  
Florida Power Corp.  
Verizon Florida, Inc.  
Verizon Media Ventures, Inc.  
Time Warner Communications

He indicated that all interested property owners have been notified as to the date of the public hearing; that no correspondence in objection to the petition has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends the vacation be granted.

No one appeared in response to the Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Seel, that the petition to vacate be granted; and that Resolution No. 01-159 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Stewart and Welch.

#56 PETITION OF WILLIAM E. AND CAROL TRAPPMAN, NORMAN W. BOND AND TARPON RIDGE, INC., REPRESENTED BY KEVIN SCHERER OF FLORIDA ENGINEERING CONSULTANTS TO VACATE A PORTION OF A 60.0-FOOT PLATTED RIGHT-OF-WAY KNOWN AS PLAZA RIVIERA, LYING BETWEEN BLOCKS 4 AND 6, AND LYING BETWEEN A PREVIOUSLY VACATED RIGHT-OF- WAY KNOWN AS SNUG HARBOR DRIVE/BOULEVARD RIVERIA, ADJACENT TO BLOCKS 4 AND 6, RESERVING THE EAST 25.0 FEET AS A UTILITY EASEMENT, SECTION 12, TOWNSHIP 28 SOUTH, RANGE 15 EAST, FLORIDA

RIVIERA PLAT NUMBER 5, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 30 SOUTH, RANGE 17 EAST - TEMPORARILY DEFERRED TO SEPTEMBER 18, 2001

Pursuant to legal notice published in the July 6, 2001 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of William E. and Carol Trappman, Norman W. Bond, and Tarpon Ridge, Inc., represented by Kevin Scherer of Florida Engineering Consultants to vacate a portion of a 60.0-foot platted right-of-way known as Plaza Riviera, lying between Blocks 4 and 6 and between a previously vacated right-of-way known as Snug Harbor Drive/Boulevard Riviera adjacent to Blocks 4 and 6, reserving the east 25.0 feet as a utility easement, Section AE@ Florida Riviera Plat Number 5, as recorded in Plat Book 17, Page 38, located in the southeast quarter of Section 17, Township 30 South, Range 17 East.

Chief Deputy Clerk C. R. Short reported that letters of no objection have been received from the following:

Pinellas County Utilities  
Florida Power Corporation - reserving an easement  
GTE of Florida, Inc.  
GTE Media Ventures, Inc.  
City of St. Petersburg  
Clearwater Gas System  
Time Warner Communications

He indicated that all interested property owners have been notified as to the date of the public hearing; that four letters in objection to the petition have been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff has been unsuccessful in their negotiations with the applicants to acquire an additional 20 feet of right-of-way, and recommends that the vacation be denied.

In response to the Chairman's call for opponents, the following individuals appeared and expressed their concerns:

Patrick S. Donahue, St. Petersburg (submitted a letter)

Lawrence Allen, St. Petersburg, representing himself, his father and Mr. and Mrs. Morey Earl Gehringer, St. Petersburg

At the request of Commissioner Seel, Public Works Director J. Keith Wicks referred to a map and addressed the issues of drainage and design regarding the proposed Trail.

In response to query from Commissioner Todd, Ms. Lancaster advised that the previously recommended 30 foot right-of-way will be readdressed through a series of discussions with the applicants and property owners.

Thereupon, Commissioner Todd moved, seconded by Commissioner Morroni and carried, that the proposed vacation be deferred to the meeting of September 18, 2001.

#57 COUNTY ADMINISTRATOR REPORTS - NONE

Interim County Administrator D. Gay Lancaster indicated that there are no County Administrator reports to be presented this date.

#58 CITY OF DUNEDIN REQUEST AND RESOLUTION - RECEIVED FOR FILING

Commissioner Harris referenced a letter which has been received from the City of Dunedin requesting additional monies for a spring training baseball facility and sought input from the members.

Following discussion, City of Dunedin Mayor Tom Anderson introduced Leisure Services Director Harry Gross who indicated that the request is to have the matter referred to the Tourist Development Council for review and possible recommendation to the Board; whereupon, he presented an overview of the project and its funding requirements.

Thereupon, Commissioner Seel moved, seconded by Commissioner Morroni and carried, that the request and resolution be received for filing but that it not be forwarded to the Tourist Development Council.

#59a COMMISSIONER SEEL RE INTELLIGENT TRANSPORTATION SYSTEM (ITS)

Commissioner Seel reviewed her memorandum regarding the Intelligent Transportation System and a proposed Countywide Signal System, a copy of which has been filed and made a part of the record.

Commissioner Todd moved, seconded by Commissioner Latvala, that authorization be granted to move forward with the proposed project.

Following discussion, upon call for the vote, the motion carried unanimously.

#59b COMMISSIONER MORRONI RE VARIOUS MATTERS

Commissioner Morroni congratulated County Attorney Susan H. Churuti on receipt of the Richard J. Earl Award for outstanding professionalism; commended C. T. "Chuck" Kearns, Director, Emergency Medical Services and Fire Administration and Len Ciecieznski, Senior Public Information Specialist, Public Affairs, regarding pool safety cards which were distributed to pool owners; reported that the Feather Sound Town Meeting will be held at 6:30 P.M. on August 9, 2001 at the St. Petersburg-Clearwater International Airport, Departure Gates 9 and 10; and presented a Your Penny's Worth Report regarding replacement of an existing drainage structure at Allen's Ridge.

#59c COMMISSIONER TODD RE VARIOUS MATTERS

Commissioner Todd provided an update regarding the August 6, 2001 Belleair Beach City Council Meeting; and indicated that the Commissioners will be invited to a presentation on August 22, 2001 regarding Geographic Information Systems (GIS).

#59d CHAIRMAN HARRIS RE YOUTH ADVISORY COMMITTEE AND WATER CONSERVATION

Chairman Harris provided an update regarding the Youth Advisory Committee and offered a water conservation tip regarding saving water at meals.

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Upon direction of the Chairman, there being no objection, the meeting was adjourned at 11:47 A.M.

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Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

By \_\_\_\_\_  
Deputy Clerk