

Clearwater, Florida, November 6, 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; Robert B. Stewart; Susan Latvala; John Morroni; and Kenneth T. Welch.

Absent: Karen Williams Seel.

Also Present: Susan H. Churuti, County Attorney; D. Gay Lancaster, Interim County Administrator; C. R. Short, Chief Deputy Clerk; and MaryAnn Penhale and Cathy Fickley, Board Reporters.

Commissioner Welch pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Morroni.

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 - Regular Meeting Held on October 9, 2001.
2. Reports:
 - a. Real Estate Appraisal of 501 First Avenue Office Property North and South Sides of First Avenue North, St. Petersburg, Florida, Prepared by Crockett and Associates Appraisers, Inc.

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- b. Summary Appraisal of the 501 First Avenue Office Property North, St. Petersburg, Florida, Prepared by Hunnicutt Arnold Valuation Services.
 - c. State of Florida Constitutional Officer Financial Report for 2000-2001, Submitted by Daniel J. Thomas, Director of Budget and Finance, Office of the Pinellas County Property Appraiser.
3. Other Approvals:
- a. General:
 - 1. Recommendation that the Board of County Commissioners Approve the Destruction of Canceled Checks (Warrants) Dated October 1, 1995 through September 30, 1996.
 - 2. Recommendation that the Board of County Commissioners Authorize the Issuance of a Check in the Amount of \$148.53 for Tax Deed Surplus Certificate No. 9029 of 1993, Payable to Jimmie T. Billue, 2338 - 36th Street South, St. Petersburg, Florida 33711.
 - 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. City of Safety Harbor Notice of Proposed Annexation Regarding Ordinance No. 2001-27, Public Hearing Held November 5, 2001.
 - c. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 12 Dated September 20, 2001, Together with a Financial Statement Dated September 2001.
 - d. Tampa Bay Water Board of Directors Meeting Calendar for 2002, Pursuant to Florida Statutes, Chapter 189.

COUNTY ADMINISTRATOR

Budget and Finance

5. Budget Amendments: Nos. 44 - 47.

Public Works

6. Approval of Subdivision Plats and Related Items - None.

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General

7. Approval of Options of Renewal:
 - a. Electrical Supplies, Square D and Westinghouse.
 - b. Steel Doors.
 - c. Steel Products.
8. Approval of Award of Bid - Buckets, Garbage Cans, Pails, Traffic Cones and Tape.
9. Approval of a Name Change from HCI Clearwater Chemical Corporation to Brenntag Mid-South, Inc.
10. Approval of a Release of a Lien (Housing) - Henrietta West.
11. Approval of Satisfaction of Mortgages (Housing):
 - a. Tiffany Harmeson.
 - b. Janet L. Kinglsey.
12. Adoption of a Resolution for Assessment of Liens against Lands Cleared.

EMERGENCY MEDICAL SERVICES AUTHORITY

13. Approval of Award of Bid - Hurricane Sectional Rollup Doors.

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

15. Approval to Execute Amendment No. 4 to the Agreement between the University of Florida Department of Civil Engineering, Geomatics Program and Pinellas County for a Research Initiative for Laser Swath Mapping of Pinellas County.

Airport

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16. Approval of a Permit for Quantem Aviation Services, Inc. at the St. Petersburg-Clearwater International Airport.
17. Approval to Execute a Contract Agreement with the United States Coast Guard at the St. Petersburg-Clearwater International Airport.

Utilities

18. Approval to Execute a Cooperative Funding Agreement with the Southwest Florida Water Management District for the Resource Recovery Facility Membrane System Upgrade.
19. Approval to Execute an Agreement with Metzger and Willard, Inc., to Provide Professional Consulting Engineering Services for the Design of Replacement and Relocation of Pinellas County Utilities Pump Station No. 071 (Indian Shores Master Station).
20. Approval to Execute an Agreement with URS Corporation to Provide Professional Engineering Services for the Design and Construction Inspection of Reclaimed Water Lines in the Westlake Village and Indian Trails Subdivisions.

General

21. Approval of a Purchase Authorization for Paint and Sundries (Cooperative Contract).
22. Approval of Ranking of Firms and Authorization for Staff to Negotiate with the Number One Ranked Firm, Sequoia Voting Systems, for the Acquisition of a Voting System and Election Management System (Continued from the October 30, 2001 BCC Meeting).
23. Approval of a Request for Proposal - One Stop Operator and Specialized Services for WorkNet Pinellas.
24. Approval of an Appointment to the WorkNet Pinellas Board of Directors.
25. Approval of an Indemnity Agreement with Honeywell, Inc.
26. Approval of a Third Amendment to the Office Lease with Clearwater-Garden Tower Operating Associates, Limited Partners.
27. Approval to Purchase Two Parcels of Vacant Land in the Anclote River Project Area.
28. Adoption of a Resolution Authorizing the Pinellas County Health Department to Use Pinellas County Procedures for Procuring Lease Space that is Not Owned by Pinellas County.

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29. Approval of a Service Funding Agreement between the State of Florida, Department of State, Division of Library and Information Services and Pinellas County on Behalf of Pinellas County Law Libraries.
30. Approval of a Service Funding Agreement between Alpha "A Beginning" Inc., and Pinellas County.
31. Approval of a Service Funding Agreement between Phoenix Houses of Florida and Pinellas County.
32. Approval of a City of St. Petersburg Community Development Block Grant Contract Agreement and the Pinellas County Department of Social Services.
33. Approval of Payment for Insurance Premiums to Acordia Southeast and Execution of Insurance Documents by the Director of Risk Management.
34. Approval to Ratify and Reaffirm Deputy Sheriff Blanket Bonds Pursuant to Florida Statute 30.09(1)(a) for the Period from October 1, 2001 to October 1, 2002.
35. Other Administrative Matters.

CLERK OF CIRCUIT COURT

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

COUNTY ATTORNEY

37. Authority for County to Defend:
 - a. Interests of Pinellas County in a Foreclosure Action, Circuit Civil Case No. 01-7621-CI-13 - Mortgage Foreclosure Involving Four (4) Judgements for Attorney Fees and Cost and Judgements for Fines and Costs.
38. Authority to Defend Litigation, Colleen Tuttle v. Board of County Commissioners of Pinellas County, Florida, Circuit Civil Case No. 01-007723-CI-02.
39. Request for Authority to Initiate Litigation against HCA, Inc.
40. Authorization of Carlton, Fields, Ward, Emmanuel, Smith and Cutler to Employ Additional Experts in the Great Monument Construction Company v. Pinellas County Litigation, Circuit Civil Case No. 95-1881-CI-007, and to Schedule a Special Board Meeting on Litigation Strategy.

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41. Miscellaneous.

SCHEDULED PUBLIC HEARINGS
PUBLIC HEARINGS WILL BEGIN AT 10:30 A.M.

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

42. a. Case #CW 01-53 - Clearwater
Location – 5.0 Acres Located on the Northwest Corner of Drew Street and Hampton Road. Amendment from Residential Medium to Recreation/Open Space.
- b. Case #CW 01-54 – St. Petersburg
Location – 0.56 Acre Located on the Northwest Corner of 56th Avenue North and 22nd Street North. Amendment from Industrial Limited to Residential/Office/Retail.
- c. Case #CW 01-55 – St. Petersburg
Location – 0.84 Acre Located on the Northeast Corner of 9th Street North (Martin Luther King Street) and 88th Avenue North. Amendment from Residential Medium to Residential/Office General.
- d. Case #CW 01-56 – St. Petersburg
Location – 0.39 Acre Located on the Southeast Corner of 9th Street North (Martin Luther King Street) and 85th Avenue North. Amendment from Residential Medium to Residential/Office General.
- e. Case #CW 01-57 – Pinellas County
Location – 0.98 Acre Located 300 Feet North of Roosevelt Boulevard, and 800 Feet East of Dodge Street. Amendment from Residential Medium and Preservation to Residential/Office Limited and Preservation.

REGULAR AMENDMENTS

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43. a. Case #CW 01-58 - Pinellas County
Location – 0.45 Acre Located on the North Side of Tampa Road, 297 Feet West of Omaha Street. Amendment from Residential Low to Residential/Office Limited.

SCHEDULED PUBLIC HEARINGS - BCC

44. Redistricting of Commission District Boundaries.
45. Preliminary (Second) Assessment Roll for Improvements to 70th Street North from 51st Avenue to the North Dead End, Approximately 350 Feet, and 51st Avenue North from 69th Street to 71st Street.
46. Petition to Vacate Submitted by Creig A. Banez and Jennifer A. Banez for a 15.0 Foot Utility Easement on Lot 40, Rollins First Addition, Located in the Northeast ¼ of Section 23, Township 29 South, Range 15 East.
47. Petition to Vacate Submitted by William E. and Carol Trappman, Norman W. Bond and Tarpon Ridge, Inc., Represented by John Skicewicz of Arvida Realty Services, Inc., 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 Riviera, Adjacent to Blocks 4 and 6, Section "E" Florida Riviera Plat Number 5, Located in the Southeast ¼ of Section 17, Township 30 South, Range 17 East.

D. COUNTY ADMINISTRATOR REPORTS

48. None.

E. COUNTY COMMISSION

49. Miscellaneous.

ADJOURNMENT

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CITIZENS TO BE HEARD - NONE

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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 13 - APPROVED

Upon presentation by Chairman Harris, Commissioner Todd moved, second ed by Commi ssioner Welch a n d carried, that the Consen t Agenda , consisti ng of i t e m s Nos. 1 through 13, be approv ed as follows:

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1 APPROVAL OF MINUTES

Minutes of regular meeting of October 9, 2001.

2 REPORTS RECEIVED FOR FILING

- a. Real Estate Appraisal of 501 First Avenue Office Property North and South Sides of First Avenue North, City of St. Petersburg, Florida, prepared by Crockett & Associates Appraisers, Inc.
- b. Summary Appraisal of the 501 Office Building, 501 First Avenue North, St. Petersburg, Pinellas County, Florida, prepared by Hunnicutt Arnold Valuation Services.
- c. State of Florida Constitutional Officer Financial Report for 2000-2001, submitted by Daniel J. Thomas, Director of Budget and Finance, Office of Pinellas County Property Appraiser.

3 OTHER APPROVALS

- a. General
 - (1) Authorization for the destruction of canceled checks (warrants) dated October 1, 1995 through September 30, 1996.
 - (2) Authorization for issuance of a check in the amount of \$148.53 for Tax Deed Surplus Certificate No. 9029 of 1993, payable to Jimmie T. Billue, 2338 36th Street South, St. Petersburg, FL 33711.
- b. Satisfactions of Judgements and Liens

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- (1) Satisfactions of various judgements for attorney fees and costs which have been paid in full.

4 MISCELLANEOUS ITEMS RECEIVED

- a. Official traffic regulations submitted by the County Traffic Engineer.
- b. City of Safety Harbor Notice of Proposed Annexation regarding Ordinance No. 2001-27, public hearing held November 5, 2001.
- c. Pinellas Park Water Management District minutes of regular Authority meeting No. 12 dated September 20, 2001, together with Financial Statement dated September 2001.
- d. Tampa Bay Water Board of Directors meeting calendar for 2002, pursuant to Florida Statutes, Chapter 189.

5 BUDGET AMENDMENTS NOS. 44 THROUGH 47

Copies of Budget Amendments Nos. 44 through 47 were filed and made a part of the minutes.

6 SUBDIVISION PLATS AND RELATED ITEMS - NONE

7 OPTIONS OF RENEWAL

- a. Options of renewal with CED/Raybro Electrical Supplies and Electric Supply of Tampa for annual requirements of electrical supplies, Square D and Westinghouse, for an additional 12 months at the same prices, terms and conditions for an annual

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estimated expenditure not to exceed \$176,000.00 (Bid No. 990-0011-B).

- b. Option of renewal with Cardinal Door & Hardware for steel doors for an additional 12 months at the same prices, terms and conditions for an estimated annual expenditure not to exceed \$27,070.00 (Bid No. 001-0068-B).
- c. Options of renewal with Alro Metals and Tampa Bay Metals for steel products for an additional 12 months at the same prices, terms and conditions for an estimated annual expenditure not to exceed \$95,411.00 (Bid No. 001-0035-B).

8 BIDS OF PYRAMID SCHOOL PRODUCTS, SAFETY PRODUCTS, INC., PENINSULAR PAPER CO. AND BURT LOWE SUPPLY COMPANY FOR BUCKETS, GARBAGE CANS, PAILS, TRAFFIC CONES AND TAPE (WAREHOUSE) 01-03 (BID NO. 012-8-B)

Bids are for an annual estimated expenditure not to exceed \$14,745.26 for the groups as indicated in the agenda memorandum; 24-month contract with one additional 12-month option of renewal at the same prices, terms and conditions subject to availability of funds and Administrator approval.

9 ACKNOWLEDGMENT OF NAME CHANGE FROM HCI CLEARWATER CHEMICAL CORPORATION TO BRENNTAG MID-SOUTH, INC. WITH AUTHORIZATION FOR FUTURE PAYMENTS FOR PRODUCTS OR SERVICES (BID NO. 990-0120-B)

Brenntag Mid-South, Inc. has agreed to honor the prices, terms and conditions of the original contract.

#10 RELEASE OF LIEN (HOUSING)

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- a. Henrietta West

#11 SATISFACTIONS OF MORTGAGE (HOUSING)

- a. Tiffany Harmeson
- b. Janet L. Kinglsey

#12 LOT CLEARING RESOLUTION

Resolution No. 01-320 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.

#13 BID OF OVERHEAD DOOR OF CLEARWATER FOR HURRICANE SECTIONAL ROLLUP DOORS (BID NO. 001-1140-B)

Bid is for a total expenditure in the amount of \$66,568.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

#15 AMENDMENT NO. 4 TO AGREEMENT WITH UNIVERSITY OF FLORIDA, DEPARTMENT OF CIVIL ENGINEERING, GEOMATICS PROGRAM, FOR RESEARCH INITIATIVE WITH AIRBORNE LASER SWATH MAPPING OF PINELLAS COUNTY - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of Amendment No. 4 to the Agreement with the University of Florida, Department of Civil Engineering, Geomatics Program, for Research Initiative with Airborne Laser Swath Mapping of Pinellas County, increasing the contract by \$61,836.00 (revised total contract amount, \$1,105,180.00).

Commissioner Latvala moved, seconded by Commissioner Todd, that the recommendation of the Interim County Administrator be approved; whereupon, Commissioner Todd requested that staff further investigate the possibility of combining the data provided by this program with a NASA mapping.

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

#16 PERMIT FOR COMMERCIAL BUSINESS AT ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT WITH QUANTEM AVIATION SERVICES, INC. FOR GROUND CARGO SERVICES FOR UNITED PARCEL SERVICE (UPS) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Permit for Commercial Business at St. Petersburg-Clearwater International Airport with Quantem Aviation Services, Inc. to provide cargo sorting operations for UPS effective September 1, 2001 (estimated revenue, \$10,560.00), thereby canceling the current permit with Worldwide Flight Services as of the same date.

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

#17 SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS NO. DTCG84-01-Q-AA7003 WITH U.S. COAST GUARD AT ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of a Solicitation/Contract/Order for Commercial Items No. DTG84-01-Q-AA7003 with the U.S. Coast Guard at St. Petersburg-Clearwater International Airport, for a base period of 12 months from October 1, 2001 through September 30, 2002, plus four 12-month option periods, for a total award amount of \$380,449.09 in the first year and \$2,257,871.66 over the five-year term of the agreement.

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

#18 COOPERATIVE FUNDING AGREEMENT BETWEEN THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT AND PINELLAS COUNTY FOR PINELLAS COUNTY POWER PLANT REUSE BOILER FEEDWATER (H003) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Cooperative Funding Agreement between the Southwest Florida Water Management District and Pinellas County for Pinellas County Power Plant Reuse Boiler Feedwater (H003) for the resource recovery facility membrane system upgrade in an amount not to exceed \$347,200.00.

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

#19 AGREEMENT WITH METZGER & WILLARD, INC. FOR CONSULTANT SERVICES FOR DESIGN OF REPLACEMENT/RELOCATION FOR PINELLAS COUNTY UTILITIES PUMP STATION 071 (INDIAN SHORES MASTER STATION), PROJECT NO. 751-627314-1451 - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Metzger & Willard, Inc. for consultant services for design of Replacement/Relocation for Pinellas County Utilities Pump Station 071 (Indian Shores Master

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Station) in an amount not to exceed \$62,272.00 (contingency services amount of \$5,700.00 included).

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

#20 AGREEMENT FOR CONSULTANT SERVICES WITH URS CORPORATION FOR WESTLAKE VILLAGE AND INDIAN TRAILS RECLAIMED WATER DISTRIBUTION SYSTEM, PROJECT NO. 763-712313-1479 - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of an Agreement with URS Corporation for Consultant Services for Westlake Village and Indian Trails Reclaimed Water Distribution System in an amount not to exceed \$163,350.00 (contingency services amount of \$14,850.00 included).

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

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

#21 CONTRACTS WITH SHERWIN WILLIAMS COMPANY, MODERN PAINTS OF TAMPA, DYCO PAINTS, INC. AND ED LARIVEE PAINT CENTER, INC. FOR PAINT AND SUNDRIES, FY 01/02 (COOPERATIVE BID NO. 012-110-B THROUGH PINELLAS COUNTY SCHOOL BOARD BID NO. 02-630-514) - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of contracts with Sherwin Williams Company, Modern Paints of Tampa, Dyco Paints, Inc. and Ed Larivee Paint Center, Inc. for paint and sundries, FY 01/02, for an annual estimated expenditure in the amount of \$550,000.00 (Pinellas County's annual estimated expenditure, \$300,000.00), with two 12-month options of renewal subject to the availability of funds and approval by the

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County Administrator; and further recommended that future renewals of Contract No. 012-110-B be renewed by the County Administrator per County Code 2-176(F).

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

- #22 AGENDA ITEM “APPROVAL OF RANKING OF FIRMS AND AUTHORIZATION FOR STAFF TO NEGOTIATE WITH THE NUMBER ONE RANKED FIRM, SEQUOIA VOTING SYSTEMS, FOR THE ACQUISITION OF A VOTING SYSTEM AND ELECTION MANAGEMENT SYSTEM (CONTINUED FROM MEETING OF OCTOBER 30, 2001)” - TEMPORARILY DEFERRED TO MEETING OF NOVEMBER 20, 2001
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Interim County Administrator D. Gay Lancaster referred to agenda item No. 22, “Approval of Ranking of Firms and Authorization for Staff to Negotiate with the Number One Ranked Firm, Sequoia Voting Systems, for the Acquisition of a Voting System and Election Management System (Continued from Meeting of October 30, 2001),” and recommended that the item be temporarily deferred.

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

- #23 PROPOSALS OF CURTIS AND ASSOCIATES, DESI CTC, GULF COAST JEWISH FAMILY SERVICE AND FAMILY CARE CENTERS FOR ONE-STOP OPERATOR AND SPECIALIZED SERVICES FOR WORKNET PINELLAS ACCEPTED (BID NO. 001-0736-P); STAFF AUTHORIZED TO NEGOTIATE WITH AFORESAID FIRMS

Interim County Administrator D. Gay Lancaster recommended approval of the proposals of Curtis and Associates, DESI CTC, Gulf Coast Jewish Family Service and Family Care Centers for annual requirements of one-stop operator specialized services for WorkNet Pinellas as follows:

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Curtis and Associates - Specialized Case Management for Ex-Offender Population;

Curtis and Associates - Employer Services;

DESI CTC - Innovative Job Training and Placement and Case Management

Gulf Coast Jewish Family Service - Non-Custodial Parent Program; and

Family Care Centers - Specialized Case Management;

and further recommended that staff be authorized to negotiate with the aforesaid firms.

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

#24 APPOINTMENT OF CYNTHIA SPEARMAN TO WORKNET PINELLAS BOARD OF DIRECTORS - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of the appointment of Cynthia Spearman, Economic Development, to replace Laura Berkowitz, who currently represents Economic Development, to serve on the WorkNet Pinellas Board of Directors.

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

#25 INDEMNITY AGREEMENT WITH HONEYWELL INTERNATIONAL INC. - APPROVED

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Interim County Administrator D. Gay Lancaster recommended approval of an Indemnity Agreement with Honeywell International Inc. in order to facilitate any construction, remodeling or renovation in a timely manner during the next year so as not to impede production at the Honeywell plants.

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

#26 THIRD AMENDMENT TO OFFICE LEASE WITH CLEARWATER-GARDEN TOWER OPERATING ASSOCIATES, LIMITED PARTNERSHIP - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Third Amendment to Office Lease with Clearwater-Garden Tower Operating Associates, Limited Partnership, for office space located at 600 Cleveland Street.

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

#27 CONTRACT FOR SALE AND PURCHASE OF VACANT LAND IN THE ANCLOTE RIVER PROJECT AREA WITH WILLIE C. GARDNER AS SUCCESSOR TRUSTEE OF THE LEON F. FERNALD REVOCABLE TRUST AGREEMENT NO. 2 DATED AUGUST 16, 1991 - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a contract for sale and purchase of vacant land in the Anclote River Project area with Willie C. Gardner as Successor Trustee of the Leon F. Fernald Revocable Trust Agreement No. 2 dated August 16, 1991.

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Following presentation by Real Estate Administrator Elyn Kadel, Commissioner Todd moved, seconded by Commissioner Welch and carried, that the recommendation of the Interim County Administrator be approved.

#28 RESOLUTION NO. 01-321 ADOPTED AUTHORIZING HEALTH DEPARTMENT TO USE PINELLAS COUNTY LEASING PROCEDURES FOR PROCURING LEASE SPACE THAT IS NOT OWNED BY PINELLAS COUNTY

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution authorizing the Health Department to use Pinellas County leasing procedures for procuring lease space that is not owned by Pinellas County.

Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 01-321 be adopted as recommended. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morrioni and Welch.

Nays: None.

Absent: Seel.

Responding to queries by Commissioner Stewart, Katherine Durkin, Financial Administrator, Health Department, indicated that the proposed move will accomplish the consolidation of several offices at a central location and facilitate customer service.

#29 LIBRARY SERVICES AND TECHNOLOGY ACT GRANT AGREEMENT BETWEEN STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES AND PINELLAS COUNTY ON BEHALF OF PINELLAS COUNTY LAW LIBRARIES FOR LIBRARY AUTOMATION PROJECT - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of a Library Services and Technology Act Grant Agreement between the State of Florida, Department of State, Division of Library and Information Services and Pinellas County on behalf of Pinellas County law libraries for a library automation project in the amount of \$12,201.00.

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

#30 SERVICE FUNDING AGREEMENT BETWEEN ALPHA OF FLORIDA AND PINELLAS COUNTY - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Service Funding Agreement between Alpha of Florida and Pinellas County for fiscal year 2001-2002 in the amount of \$75,448.00.

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

#31 SERVICE FUNDING AGREEMENT BETWEEN PHOENIX PROGRAMS OF FLORIDA, INC. D/B/A PHOENIX HOUSES OF FLORIDA AND PINELLAS COUNTY - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a service funding agreement between Phoenix Programs of Florida, Inc. d/b/a Phoenix Houses of Florida and Pinellas County for fiscal year 2001-2002 in the amount of \$90,000.00.

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

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

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#32 COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACTOR AGREEMENT WITH CITY OF ST. PETERSBURG FUNDING SUCCESS TRAINING AND RETENTION SERVICES (STARS) PROGRAM - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of a Community Development Block Grant Contractor Agreement with the City of St. Petersburg funding the Success Training and Retention Services (STARS) Program (Department of Social Services).

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

#33 AUTHORIZATION GRANTED FOR PAYMENT OF INSURANCE PREMIUMS TO ACORDIA SOUTHEAST, INC.; DIRECTOR OF RISK MANAGEMENT AUTHORIZED TO EXECUTE DOCUMENTS NECESSARY TO CONTINUE COVERAGE FOR TERM OF POLICIES

Interim County Administrator D. Gay Lancaster recommended that authorization be granted for the payment of insurance premiums to Acordia Southeast, Inc. as outlined in her memorandum dated November 6, 2001; and further recommended that the Director of Risk Management be authorized to execute the forms, applications and documents necessary to continue coverage for the term of the renewals from October 1, 2001 to October 1, 2002.

Thereupon, she pointed out a math error in the computation of premiums, resulting in a net reduction of \$1,700.00 and total premiums in the amount of \$2,308,673.00.

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

#34 PLACEMENT OF SHERIFF BLANKET BONDS - APPROVED

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Interim County Administrator D. Gay Lancaster recommended approval of the placement of Sheriff Blanket Bonds pursuant to Florida Statute 30.09(1)(a) for the period from October 1, 2001 to October 1, 2002.

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

#35 LOCAL BILL - VOLUNTARY ANNEXATION

Interim County Administrator D. Gay Lancaster referred to Assistant County Administrator Elithia V. Stanfield's memorandum dated November 5, 2001 and related that efforts to get a local bill regarding annexation on the Pinellas County Legislative Delegation's November 15, 2001 agenda were unsuccessful.

Responding to queries by the members, Ms. Stanfield indicated that many of the cities are not in favor of the local bill and prefer consideration of the American Assembly process; whereupon, at the request of the members, Ms. Lancaster provided a brief outline of the components of the American Assembly process and indicated that a presentation in this regard will be made in the near future.

Ms. Stanfield provided a brief update regarding the possibility of a special session to be held after the Thanksgiving holiday and indicated that she will continue to work with Assistant County Administrator Mark Woodard in compiling dollar figures related to possible fiscal impacts.

#36 VOUCHERS APPROVED FOR PERIOD OF OCTOBER 29, 2001 THROUGH NOVEMBER 2, 2001

Chief Deputy Clerk C. R. Short recommended approval of vouchers for the period of October 29, 2001 through November 2, 2001 as follows:

Imprest Fund Expenditures

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Manual checks numbered 604913 through 604934
System checks numbered 605701 through 606838

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

- #37 COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE PROPERTY OWNED BY OTTILIE GEIGER BARRETT, CIRCUIT CIVIL CASE NO. 01-7621-CI-13 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS 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 Latvala and carried, that the County Attorney be authorized to defend the County's interest in the suit re property owned by Otilie Geiger Barrett, Circuit Civil Case No. 01-7621-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

- #38 COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE COLLEEN TUTTLE VERSUS BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, CASE NO. 01-007723-CI-02 _____

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Welch and carried, that the County Attorney be authorized to defend the County's interest re Colleen Tuttle versus Board of County Commissioners of Pinellas County, Florida, Case No. 01-007723-CI-02.

- #39 COUNTY ATTORNEY AUTHORIZED TO INITIATE LITIGATION AGAINST HCA, INC.

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Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Welch moved, seconded by Commissioner Latvala and carried, that the County Attorney be authorized to initiate litigation against HCA, Inc. for the collection of fees for transporting Baker Act patients from HCA, Inc. hospitals in Pinellas County to Pinellas Emergency Mental Health Services, Inc. ("PEMHS").

#40 AUTHORIZATION GRANTED FOR FIRM OF CARLTON, FIELDS, WARD, EMMANUEL, SMITH & CUTLER, P.A. TO EMPLOY ADDITIONAL EXPERTS IN THE GREAT MONUMENT CONSTRUCTION COMPANY VERSUS PINELLAS COUNTY LITIGATION, CASE NO. 95-1881-CI-007, AND TO SCHEDULE A SPECIAL BOARD MEETING ON LITIGATION STRATEGY

County Attorney Susan H. Churuti recommended that authorization be granted for the firm of Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A. to continue to employ Missimer International, Jury Selection, Inc. and Thomas Empric for the Great Monument Construction Company versus Pinellas County litigation, increasing the amount for Jury Selection, Inc. to \$100,000.00 as outlined in "Exhibit A"; increasing the amount for Thomas Empric to \$50,000.00; and increasing the amount for Missimer International to \$175,000.00; following which a special Board meeting on litigation strategy was scheduled for December 11, 2001 at a time certain of 3:00 P.M.

Commissioner Latvala moved, seconded by Commissioner Welch 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.

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* * * *

Chairman Harris deviated from the agenda and directed, there being no objection, that inasmuch as the public hearings have been scheduled for 10:30 A.M., the Board will address agenda items Nos. 48 and 49 as time permits.

* * * *

#48 COUNTY ADMINISTRATOR REPORTS

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

#49a COMMISSIONER STEWART RE GULF BOULEVARD IMPROVEMENT PROJECT UPDATE

Commissioner Stewart reported that the Gulf Boulevard Improvement Project is moving forward, and a meeting with the cities is scheduled for November 19, 2001 at 3:00 P.M. at Indian Rocks City Hall.

#49b COMMISSIONER WELCH RE POSSIBLE WATER TREATMENT IMPACT ON ST. PETERSBURG

Commissioner Welch indicated that St. Petersburg City Councilmembers have expressed concern regarding the decision to utilize advanced treatment for the Tampa Bay Water System. Director of Utilities Engineering Peter Stasis advised that the water systems are

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independent of each other; and that this decision will not affect the City of St. Petersburg water system.

#49c COMMISSIONER MORRONI RE VARIOUS ISSUES

Commissioner Morroni complimented Tierra Verde residents for their recent attendance at a town meeting; and advised that a Seminole town meeting will be held on November 8, 2001 from 6:00 P.M. to 7:00 P.M. at the Seminole Library; and presented a Your Penny's Worth Report regarding the improvements surrounding the north entrance of Walsingham Park.

* * * *

At this time, Chairman Harris proceeded to agenda item No. 42a, Public Hearings, which had been scheduled for 10:30 A.M.

* * * *

#42a CASE #CW 01-53, PROPOSAL BY CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL MEDIUM TO RECREATION/OPEN SPACE (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-73 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 September 29, 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 01-53, a proposal by the City of Clearwater to amend the land

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use designation on the Countywide Future Land Use Plan from residential medium to recreation/open space, re five acres located on the northwest corner of Drew Street and Hampton 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 Stewart moved, seconded by Commissioner Latvala, that Ordinance No. 01-73 approving Case #CW 01-53 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#42b CASE #CW 01-54, PROPOSAL BY CITY OF ST. PETERSBURG TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM INDUSTRIAL LIMITED TO RESIDENTIAL/OFFICE/RETAIL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-74 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 September 29, 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 01-54, a proposal by the City of St. Petersburg to amend the land use designation on the Countywide Future Land Use Plan from industrial limited to residential/office/retail, re 0.56 acre located at the northwest corner of 56th Avenue North and 22nd Street North (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no

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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 Stewart moved, seconded by Commissioner Morroni, that Ordinance No. 01-74 approving Case #CW 01-54 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#42c CASE #CW 01-55, PROPOSAL BY CITY OF ST. PETERSBURG TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL MEDIUM TO RESIDENTIAL/OFFICE GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-74 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 September 29, 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 01-55, a proposal by the City of St. Petersburg to amend the land use designation on the Countywide Future Land Use Plan from residential medium to residential/office general, re 0.84 acre located at the northeast corner of 9th Street North (MLK Street) and 88th Avenue North (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.

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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 Stewart moved, seconded by Commissioner Morroni, that Ordinance No. 01-74 approving Case #CW 01-55 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#42d CASE #CW 01-56, PROPOSAL BY CITY OF ST. PETERSBURG TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL MEDIUM TO RESIDENTIAL/OFFICE GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-74 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 September 29, 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 01-56, a proposal by the City of St. Petersburg to amend the land use designation on the Countywide Future Land Use Plan from residential medium to residential/office general, re 0.39 acre located at the southeast corner of 9th Street North (MLK Street) and 85th Avenue North (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.

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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 Todd moved, seconded by Commissioner Latvala, that Ordinance No. 01-74 approving Case #CW 01-56 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#42e CASE #CW 01-57, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL MEDIUM AND PRESERVATION TO RESIDENTIAL/OFFICE LIMITED AND PRESERVATION (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 01-75 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 September 29, 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 01-57, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential medium and preservation to residential/office limited and preservation, re 0.98 acre located 300 feet north of Roosevelt Boulevard and 800 feet east of Dodge 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.

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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 Welch, that Ordinance No. 01-75 approving Case #CW 01-57 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#43 CASE #CW 01-58, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL LOW TO RESIDENTIAL/OFFICE LIMITED (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 01-75 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 September 29, 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 01-58, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential low to residential/office limited, re 0.45 acre located on the north side of Tampa Road, 297 feet west of Omaha Street (C.R. 1) (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.

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

Commissioner Todd moved, seconded by Commissioner Welch, that Ordinance No. 01-75 approving Case #CW 01-58 be adopted. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#44 REDISTRICTING OF COMMISSION DISTRICT BOUNDARIES - APPROVED

Public hearing was held on the Pinellas County Board of County Commissioners Redistricting of Commission District Boundaries. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the proposed plan has been received; and that the matter is properly before the Board to be heard.

County Attorney Susan H. Churuti referred to a report by Kurt Spitzer & Associates which recommended adoption of the Single Member Districts Map 1A.2 and the At Large Districts Map as currently configured. The report also reviewed the districting criteria.

In response to the Chairman's call for proponents, the following individuals appeared and expressed their support of the plan:

Ken Burke, Seminole
Gene Anderson, President, Greater Seminole Area Chamber of Commerce,
read and presented resolution to Clerk of Court

Responding to the Chairman's call for objectors, the following individuals appeared and expressed their concerns:

Connie Kone, St. Petersburg
Bill Foster, City of St. Petersburg Councilmember
Janet Hoppe, Indian Shores

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No one else appeared in response to the Chairman's call for persons wishing to be heard; whereupon, he directed that the public hearing be closed.

Following discussion, Commissioner Morrone moved, seconded by Commissioner Latvala and carried, that advertising as required by law be authorized, and the new commission district boundaries as defined on the County Commission At Large Districts Plan and County Commission Single Member District Plan 1A.2 be approved for publishing as submitted.

#45 PUBLIC HEARING HELD RE PRELIMINARY (SECOND) ASSESSMENT ROLL FOR PAVING IMPROVEMENTS TO 70th STREET NORTH FROM 51st AVENUE TO THE NORTH DEAD END, APPROXIMATELY 350 FEET, AND 51st AVENUE NORTH FROM 69th STREET TO 71st STREET; RESOLUTION NO. 01-322 ADOPTED CONFIRMING ASSESSMENT ROLL, AND ORDERING ASSESSMENT OF PROPERTIES BENEFITED THEREBY

Pursuant to legal notice published in the October 26 and November 2, 2001 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held re the Preliminary (Second) Assessment Roll for paving improvements to 70th Street North from 51st Avenue to the North Dead End, approximately 350 feet, and 51st Avenue North from 69th Street to 71st Street. Chief Deputy Clerk C. R. Short reported that Notice of Hearing had been sent to all property owners listed on the assessment roll; that no letters relative to the assessment have been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster recommended approval of the Preliminary (Second) Assessment Roll; and further recommended that a resolution be adopted ordering the assessment of properties benefited from said improvements.

In response to the Chairman's call for persons wishing to be heard, Dr. Glenn Arsnoe, Pastor of the Irving Park Baptist Church, appeared and expressed his concern. County Attorney Susan H. Churuti advised that there is a distinction in Florida law between ad valorem taxes and special assessments; and that exemptions are not permitted for special assessments.

Commissioner Latvala moved, seconded by Commissioner Todd, that the assessment roll be approved, and that Resolution No. 01-322 be adopted.

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Responding to query by Commissioner Latvala, Public Works Director J. Keith Wicks advised that property owners are permitted to make payments over a ten year period; and that an eight percent interest rate is assessed.

Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#46 PETITION OF CREIG A. AND JENNIFER A. BANEZ TO VACATE A PORTION OF A 15.0-FOOT UTILITY EASEMENT ON LOT 40, ROLLINS FIRST ADDITION, LOCATED IN THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 01-323 ADOPTED _____

Pursuant to legal notice published in the October 19, 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 Creig A. and Jennifer A. Banez to vacate a portion of a 15.0-foot utility easement on Lot 40, Rollins First Addition as recorded in Plat Book 68, Page 94, located in the northeast quarter of Section 23, Township 29 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
City of Clearwater
Clearwater Gas System
Florida Power Corp.
Verizon Florida, Inc.
Verizon Media Ventures, Inc.
Time Warner Communications

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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 Morroni moved, seconded by Commissioner Todd, that the petition to vacate be granted; and that Resolution No. 01-323 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#47 PETITION OF WILLIAM E. AND CAROL TRAPPMAN, NORMAN W. BOND AND TARPON RIDGE, INC., REPRESENTED BY JOHN SKICEWICZ OF ARVIDA REALTY SERVICES, INC. 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 RIVIERA, ADJACENT TO BLOCKS 4 AND 6, SECTION 'E' FLORIDA RIVIERA PLAT NUMBER 5, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 30 SOUTH, RANGE 17 EAST - GRANTED WITH AUTHORIZATION TO RECORD RESOLUTION, EASEMENTS AND JOINDER OF MORTGAGE; RESOLUTION NO. 01-324 ADOPTED

Pursuant to legal notice published in the October 19, 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 John Skicewicz of Arvida Realty Services, Inc., 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

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previously vacated right-of-way known as Snug Harbor Drive/Boulevard Riviera adjacent to Blocks 4 and 6, Section "E" 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.
City of St. Petersburg
Clearwater Gas System
GTE 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 five 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 recommended the vacation be granted and easements accepted; and further recommended that a resolution be adopted vacating the above described area, and authorize the Clerk to attest and record the resolution, easements and joinder of mortgage.

At the request of Chairman Harris, Public Works Director J. Keith Wicks displayed an aerial map of the site and provided historical background information regarding the petition to vacate.

In response to the Chairman's call for proponents, Attorney Todd Pressman, Clearwater, appeared and offered comments.

In response to the Chairman's call for opponents, Earl Gehringer, St. Petersburg, appeared and voiced his concerns.

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Following discussion and further input by Mr. Wicks, Commissioner Stewart moved, seconded by Commissioner Todd, that the petition to vacate be granted; and that Resolution No. 01-324 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

Ayes: Harris, Todd, Stewart, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Seel.

#49d CHAIRMAN HARRIS RE WATER CONSERVATION TIP

Chairman Harris offered a water conservation tip regarding the new dishwashers which do not require the dishes to be pre-rinsed.

* * * * *

Upon direction of the Chairman, there being no objection, the meeting was adjourned at 11:35 A.M.

Chairman

ATTEST: KARLEEN F. De BLAKER

By _____

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Deputy Clerk