

Clearwater, Florida, June 10, 2003

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 9:40 A.M. on this date with the following members present: Karen Williams Seel, Chairman; Susan Latvala, Vice-Chairman; Barbara Sheen Todd; Robert B. Stewart; Calvin D. Harris; and Kenneth T. Welch.

Absent: John Morroni.

Also present: Susan H. Churuti, County Attorney; Stephen M. Spratt, County Administrator; C. R. Short, Chief Deputy Clerk; and Dawn Rubio, Board Reporter.

Pastor Duane Arnold, Believers World Church, Pinellas Park, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Harris.

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 Yellow Card Filled Out and Given to the Agenda Coordinator at the Staff Table Located at the Front of the Board Room. The Chair Will Call Each Speaker's Name.

B. SCHEDULED PUBLIC HEARINGS

Any Person Wishing to Speak about a Public Hearing on This Agenda Must Have a Yellow Card Filled Out and Given to the Agenda Coordinator at the Staff Table Located at the Front of the Board Room. Please Refer to the Back of Your Agenda Copy for More Details on Guidelines for Time Limitations and Opportunities to Speak. The Chair Will Call Each Speaker's Name. 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.

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SCHEDULED PUBLIC HEARINGS – BCC

1. Proposed Ordinance Amending Section 2-441 of the County Code to Create and Establish the Powers and Responsibilities of the Pinellas County Economic Development Council.
2. Proposed Ordinance Providing for the Creation of a Municipal Taxing Unit for Lealman Heights 5th Section Subdivision Street Lighting District.

COUNTYWIDE PLANNING AUTHORITY

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

SUBTHRESHOLD AMENDMENTS

3. a. Case #CW 03-38 – Pinellas Park.
Location – 0.26 Acre Located on the South Side of 70th Avenue North, 115 Feet West of 66th Street North; Amendment from Residential Urban to Commercial General.
- b. Case #CW 03-39 – Clearwater.
Location – 4.40 Acres Located on the South Side of Gulf-to-Bay Boulevard, 300 Feet East of Bayview Avenue; Amendment from Residential Low Medium and Residential Urban to Recreation/Open Space.
- c. Case #CW 03-40 – Oldsmar.
Location – 0.76 Acre Located on the North Side of Clarendon Street, East Side of Mystic Street; Amendment from Residential Urban to Commercial General.
- d. Case #CW 03-41 – Oldsmar.
Location - 0.35 Acre Located on the North Side of Berkley Street, East Side of Blandon Road; Amendment from Residential Estate to Residential Urban.

REGULAR AMENDMENTS

4. a. Case #CW 03-30 – Tarpon Springs (Continued from May 6, 2003 BCC Agenda and to be Withdrawn).
Location – 1.4 Acres Located on the North Side of Athens Street, from Hibiscus Street to Safford Avenue; Amendment from Residential Urban to Commercial Limited.
- b. Case #CW 03-36 – City of Largo (Continued from May 6, 2003 BCC Agenda).
Location – 40.2 Acres Located on the Northwest Corner of 142nd Avenue North and 58th Street North; Amendment from Industrial Limited to Residential Urban.
- c. Case #CW 03-42 - City of Largo.
Location - 5.73 Acres Located on the North and South of Silvercrest Drive, Generally 90 Feet East of Seminole Boulevard and 120 Feet North of Ulmerton Road; Amendment from Residential Low to Commercial General.

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VOLUNTARY ANNEXATION REVIEW

5. VA Nos. 03-65, 03-66, and 03-67 – City of Largo.
Location – 8.2 Acres Located at the Northwest Corner of 58th Avenue North and Roosevelt Boulevard (State Road 686); Voluntary Annexation Review for Compliance with Pinellas County Ordinance No. 00-63.

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

6. Approval of Minutes of the Regular Meeting Held on May 6, 2003.
7. Reports:
 - a. Office of the Clerk of the Circuit Court General Fund Revenue Estimates for this Fiscal Year and for the Years Ending September 30, 2004 and 2005.
 - b. Proposed Fiscal Year 2003-2004 Budget for the Pinellas County Sheriff's Office.
 - c. Pinellas County Sewer System Enterprise Fund Financial Statements with Independent Auditors' Report for the Years Ended September 30, 2001 and 2002.
 - d. Pinellas County Water System Enterprise Fund Financial Statements with Independent Auditors' Report for the Years Ended September 30, 2001 and 2002.
 - e. Pinellas County Solid Waste System Enterprise Fund Financial Statements with Independent Auditors' Report for the Years Ended September 30, 2001 and 2002.
 - f. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-07 Dated May 15, 2003 – Audit of Emergency Management.
 - g. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-08 Dated May 22, 2003 – Audit of Medical Examiner's Office and Forensic Laboratory.
 - h. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-09 Dated May 22, 2003 – Follow-Up Review to Audit of Court Registry.
8. Other Approvals:
 - a. General – None.
 - b. Vouchers and Bills Paid.
9. Miscellaneous Items to be Received for Filing:
 - a. Florida Public Service Commission Order No. PSC-03-0568-PCO-WS, Granting Interim Rate Increase Subject to Refund to Utilities, Inc. of Florida, Issued May 5, 2003.

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- b. Florida Public Service Commission Notice of Commission Customer Service Hearings Regarding Application for a Rate Increase by Utilities, Inc. of Florida to be Held in Various Locations During the Month of May 2003, Issued May 5, 2003.
- c. City of Clearwater Public Hearing Notices of Annexation, Land Use Plan, Rezoning and Zoning Atlas Amendments Regarding Ordinances Nos. 7124-03 through 7137-03 to be Held July 17, 2003.
- d. City of Largo Notice of Annexation Hearing Regarding Ordinances Nos. 2003-64 through 2003-68 Held May 20, 2003.
- e. Correspondence from City of Pinellas Park Regarding Two Ordinances Voluntarily Annexing Certain Properties; Public Hearings Held May 22 and to be Held June 12, 2003, Respectively.
- f. Correspondence from City of St. Petersburg Dated April 25, 2003, Regarding Notice of Intent to Adopt a Resolution Accepting Redevelopment Authority from Pinellas County for Tangerine Avenue Community Redevelopment Area.
- g. Correspondence from City of Tarpon Springs Dated May 5, 2003, Regarding Notice of Intent to Adopt a Resolution Amending Community Redevelopment Area.
- h. Town of North Redington Beach Resolution No. 2003-84, Adopted May 8, 2003, Supporting an Education and Rehabilitation Center Project as Proposed by Save Our Seabirds, Inc.
- i. Board of County Commissioners of Collier County Resolution No. 2003-167, Adopted April 22, 2003, Opposing Removal of Citrus Tariff.
- j. Eastlake Oaks Community Development District Minutes of Meeting Held February 13, 2003.
- k. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 8 Held May 15, 2003.
- l. One Item Related to Dock, Pier and Wharf Construction Contract Bonds.

COUNTY ADMINISTRATOR

Public Works

- 10. Approval of Consultant Selection and Authorization for Staff to Negotiate Contracts with the Two Firms Most Qualified to Provide Subsurface Utility Engineering and Locating Services.

Utilities

- 11. Approval of Change Order No. 1 (Final) for Sidewalk Construction at William E. Dunn Water Reclamation Facilities, and Release of Retainage.

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12. Approval of the Ranking of Firms and Authorization for Staff to Negotiate a Contract with the Number One Ranked Firm for Indian Rocks Beach/Belleair Beach Force Main Replacement.
13. Approval of the Purchase Authorization for Aqueous Ammonia 19% (Ammonium Hydroxide) CO-OP for the S. K. Keller Water Treatment Facility.
14. Approval of Awards of Bids for:
 - a. Rehabilitation of Sewer District No. 114 (Kenneth City).
 - b. Sodium Hydroxide 25% Solution for Use at the S. K. Keller Water Treatment Plant.

Other Departments

15. Adoption of a Resolution for Assessment of Liens against Lands Cleared (Environmental Management).
16. Approval of the Final Negotiated Contract for On-Site Audits of Hospital Overpayments (Rebid) (Risk Management).
17. Approval of the Correction of a Scrivener's Error to the Board Memo Approved on January 7, 2003 as Item No. 35, for Non-Custodial Parent Employment Program with Gulf Coast Jewish Family Services, Inc. d/b/a Gulf Coast Community Care (WorkNet).

AUTHORITIES

ECONOMIC DEVELOPMENT

18. Approval of Awards of Bids for the Waterproofing of the Young–Rainey STAR Center Building 100 Roof for:
 - a. Ferguson 1, Package No. 3.
 - b. Watson II, Package No. 4.

D. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

20. Adoption of a Resolution Dedicating Certain Portions of County-Owned Property in Section 13, Township 28 South, Range 15 East, as Public Right-of-Way for Belcher Road (Property Address: 2049 Curlew Road, Palm Harbor).
21. Approval of a Grant Agreement of \$500,000.00 from the Environmental Protection Agency for the Lake Seminole Alum Injection Project.

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22. Approval of a Utility Relocation Agreement with the City of St. Petersburg for the Joe's Creek Bridge at 62nd Street North Project.

Utilities

23. Approval of Amendment No. 2 to the Contract for the Sale of Pine Straw.
24. Approval of the Final Option of Renewal and Amendment to the Contract for Air Conditioning Services.
25. Approval of the Agreement with the Town of Belleair for the Interim Operation of the Wastewater Treatment Facility and for the Purchase of the Wastewater Collection System.

Other Departments

26. Approval of Authority to Advertise for a Public Hearing Regarding Changes in the Ordinance Relating to Food Service Establishments (County Administrator/Health Department).
27. Adoption of Resolutions Approving Two Companies as Qualified Applicants for the Qualified Target Industries Tax Refund Program for Fiscal Years 2006 – 2010 (Economic Development):
 - a. Elase.
 - b. Jopeto, Inc.
28. Approval of a Grant Award of \$271,000.00 with the National Fish and Wildlife Foundation/Pinellas County Environmental Foundation for Exhibits at the Brooker Creek Preserve's Environmental Education Center (Environmental Management).
29. Approval of the Recommendation Not to Exercise the Option to Purchase Parcels of Real Property Reported as Being Available by the Clerk of the Circuit Court (General Services).
30. Approval of the Lease Agreement with the Board of Trustees of St. Petersburg College for 5.818 Acres of Real Property (General Services).
31. Approval of the First Amendment to the Lease Agreement with the Board of Trustees of St. Petersburg College, f/k/a the District Board of Trustees of St. Petersburg Junior College, for 10.35 Acres of Real Property (General Services).
32. Approval of the Amendment to Administrative Services Agreement and Third Party Disclosure Agreement with United HealthCare Services, Inc. (Personnel/County Attorney).
33. Approval of the Delegation to the City of Tarpon Springs the Power to Conduct Community Redevelopment Activities within a Proposed Expansion to the Tarpon Springs Downtown Redevelopment (Planning).
34. Approval of Changes to Annexation Area Boundaries (Planning).

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35. Other Administrative Matters.
- a. Adoption of a Resolution Redesignating and Establishing Certain Portions of County-Owned Lands as Airport and Public Works Land, and Approval of the Federal Aviation Administration's Deed of Release (Airport).
 - b. Approval to Declare Miscellaneous County-Owned Equipment as Surplus and Authorize its Donation (Purchasing).

COUNTY ATTORNEY

36. Authority for County Attorney to Defend:
- a. City of Dunedin v. Sumner E. Covey, et al - Circuit Civil Case No. 03-3406-CI-15 - Mortgage Foreclosure Involving a Notice of Lien for Lot Clearing.
 - b. City of St. Petersburg, Florida v. Vanessa Brady, et al - Circuit Civil Case No. 03-2764-CI-11 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
 - c. Golden Oaks Home v. Willie Seay, Jr., et al - Circuit Civil Case No. 03-2764-CI-8 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
 - d. Mortgage Electronic Registration Systems, Inc. v. Kim Runkel, et al - Circuit Civil Case No. 03-3000-CI-9 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
 - e. U.S. Bank, National Association, f/k/a First National Assoc. Trust Under Agreement Dated 9/1/96 (Equicredit Funding Trust v. Theresa Mae Brooks, et al) - Circuit Civil Case No. 03-3590-CI-011 - Mortgage Foreclosure Involving a Deferred Loan Agreement and a Deferred Payment Loan.
 - f. Wells Fargo Home Mortgage f/k/a Norwest Mortgage, Inc. v. Robert A. Sands, et al - Circuit Civil Case No. 03-3492-CI-21 - Mortgage Foreclosure Involving a Judgment for Fines and Costs.
 - g. Patricia B. Baker v. Everett S. Rice, et al - Circuit Civil Case No. 03-2891-CI-7 - Risk Claim No. 02-72233 - Pro Se Complaint.
 - h. Debra Mitchell v. Everett S. Rice, Sheriff of Pinellas County, Florida, in His Official Capacity and Colonel Christopher A. Knight, Director of Florida Highway Patrol, Subdivisions of the State of Florida - Circuit Civil Case No. 03-3469-CI-11 - Motor Vehicle Accident Involving a Sheriff's Deputy.
 - i. Petition for Writ of Certiorari - D.A. Holt and Blue Diamond Dolls, Inc., d/b/a "Diamond Dolls" v. Pinellas County, Florida - Circuit Civil Case No. 03-003760-CI-20 - Board of Adjustment Denial.

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37. Authority to Initiate Litigation Regarding:
 - a. Negligence in the Operation of Motor Vehicles:
 1. Michael and Currie Carbonel – Risk Claim No. 02-69794.
 2. Elvis E. Draughn – Risk Claim No. 01-57235.
 3. Nancy Jaiman and Matthew Caraballo – Risk Claim No. 02-70176.
 4. David I. Summers – Risk Claim No. 00-62771.
 - b. Unpaid Bills for Sunstar Services to Residences at Their Requests:
 1. Concordia Manor.
 2. Glen Oaks Health Care.
 3. Health and Rehabilitation Center at Dolphins View.
 4. Mariner Health of Belleair.
 5. Morton Plant Rehab.
 6. Sunshine Village Nursing Home.
 - c. Unpaid Ambulance Bills on Behalf of Sunstar against the Estates of:
 1. Charlie Bonner.
 2. John T. Tom.
38. Authority to Advertise a Public Hearing on a Proposed Amending Ordinance Relating to Street Lighting Districts.
39. Approval of Designation of the Position of Court Counsel for Inclusion in the Senior Management Service Class of the Florida Retirement System.
40. Approval of the Tolling Agreement for the Eldridge-Wilde Wellfield Agreement.
41. Approval of the Recommendation of Settlement in Pinellas County v. Carroll, et al - Circuit Civil Case No. 00-3367-CI-015, Parcel No. 173.1 (Fee Simple).
42. Miscellaneous.

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E. AUTHORITIES

COUNTYWIDE PLANNING AUTHORITY

43. Adoption of a Resolution Regarding Advisory Review Guidelines for Referendum Annexations.

ECONOMIC DEVELOPMENT

44. Approval of Amendment No. 13 to the Lease Agreement with Raytheon Company at the Young–Rainey STAR Center.

45. Approval of the Lease Agreement with Andrews Electronics, Inc. at the Young–Rainey STAR Center.

F. COUNTY ADMINISTRATOR REPORTS

46. Legislative Update.

G. COUNTY COMMISSION

47. Approval of an Appointment to the Pinellas County Board for Health Permits.

48. Approval of an Appointment to the Pinellas County Social Action Funding Advisory Board.

49. Approval of Appointments to the Pinellas County Youth Advisory Committee.

50. Miscellaneous.

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PRESENTATION OF SYMBOLIC CHECK FROM THE FLORIDA COMMUNITIES TRUST RE FLORIDA FOREVER GRANT

Colleen Castille, Secretary, Florida Department of Community Affairs (DCA), presented a symbolic check representing a Florida Forever first place grant award in the amount of \$6,600,000.00 for the Wall Springs Coastal Addition 2 project.

PRESENTATIONS OF EMERGENCY MEDICAL TECHNICIAN AND PARAMEDIC OF THE YEAR AWARDS

C. T. “Chuck” Kearns, Emergency Medical Services (EMS) and Fire Administration Director, announced that in conjunction with National EMS Week, Bill

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Weller and David Hudak were nominated by their peers as Emergency Medical Technician of the Year and Paramedic of the Year, respectively; played a video produced by Public Affairs which honored Mr. Weller and Mr. Hudak; announced that Mr. Hudak has been named as the Florida Paramedic of the Year; and joined Chairman Seel and Linda F. Reynolds, President and CEO of the Pinellas Federal Credit Union, in the presentation of awards.

PRESENTATION OF FLORIDA PRESERVATION AWARD FROM THE FLORIDA TRUST FOR HISTORIC PRESERVATION, INC. TO HERITAGE VILLAGE

Chairman Seel announced that the Florida Trust for Historic Preservation, at its annual conference on May 16, had presented an award honoring Heritage Village; and that Commissioner Harris had accepted the award on behalf of Pinellas County along with Jan Luth, Director of Heritage Village.

PRESENTATION OF LANDSCAPE AWARD FROM THE FLORIDA NATIVE PLANT SOCIETY TO HERITAGE VILLAGE

Chairman Seel presented a landscaping award to Pat McPherson; Heritage Village Director Jan Luth; and Alexa Wilcox, President, Pinellas Chapter of the Native Plant Society, given by the Florida Native Plant Society for the Shirley McPherson Nature Trail at Heritage Village.

PROCLAMATION DECLARING JUNE 14, 2003 AS FLAG DAY

Chairman Seel presented a Proclamation declaring June 14, 2003 as Flag Day to Royce Carter, Director of Veterans Services, and David Miller, Pinellas County Veterans Liaison Council; and invited all to attend the Flag Day ceremonies at Fort DeSoto Park.

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CITIZENS TO BE HEARD

Jo-An Totty, Palm Harbor, expressed her views regarding the proposed renaming of White Chapel; whereupon Assistant County Administrator Jacob F. Stowers, III, provided an update of the proposal.

H. Patrick Wheeler, Palm Harbor, voiced his concerns regarding a proposed increase in gasoline taxes for the Gulf Boulevard Beautification project.

Scott Fisher, Palm Harbor, spoke on behalf of the Old Palm Harbor Community Association regarding the proposed renaming of White Chapel.

Smokey Ellis, St. Petersburg, requested assistance regarding non-performance by a local home renovation contractor; whereupon, Chairman Seel suggested that Mr. Ellis meet with Pinellas County staff for possible remedy.

1 ORDINANCE NO. 03-41 ADOPTED PROVIDING FOR THE REPEAL OF SECTION 2-441 OF THE PINELLAS COUNTY CODE CREATING THE ST. PETERSBURG/CLEARWATER AREA ECONOMIC DEVELOPMENT COUNCIL AND DECLARING SAME TO BE NULL AND VOID; AMENDING AND RESTATING SECTION 2-441 OF THE PINELLAS COUNTY CODE CREATING THE PINELLAS COUNTY ECONOMIC DEVELOPMENT COUNCIL AND ESTABLISHING THE POWERS AND RESPONSIBILITIES OF THE COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR FILING OF THE ORDINANCE AND FOR AN EFFECTIVE DATE; PROVIDING FOR AMENDMENTS THAT MAY ARISE AT PUBLIC HEARING

Pursuant to legal notice published in the May 29, 2003 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 Section 2-441 of the Pinellas County Code to create and establish the powers and responsibilities of the Pinellas County Economic Development Council. 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.

County Administrator Stephen M. Spratt recommended adoption of the ordinance amending Section 2-441 of the Pinellas County Code to create and establish the powers and responsibilities of the Pinellas County Economic Development Council.

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

Commissioner Latvala moved, seconded by Commissioner Todd, that Ordinance No. 03-41 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

2 ORDINANCE NO. 03-42 ADOPTED CREATING LEALMAN HEIGHTS 5TH SECTION SUBDIVISION STREET LIGHTING DISTRICT

Pursuant to legal notice published in the May 23 and May 30, 2003 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance relating to street lighting; providing for the creation of a municipal service taxing unit for street lighting to be known as Lealman Heights 5th Section Subdivision Street Lighting District; providing for distinct areas included within said district; designating the Board of County Commissioners of Pinellas County as the governing body of said district; authorizing the governing body to enter into agreements with utility companies supplying electricity and maintenance to said district; providing for the funding of said district through special annual assessments levied on all properties within the district; providing for the filing of the assessment roll; providing for collection and payment of assessments; providing for items to be included in the initial assessment; authorizing the establishment of a revolving fund; providing for the dissolution or transfer of said district resulting from its annexation into a municipality; providing for severability; providing for an effective date of ordinance; and providing for other modifications which may arise from review of the ordinance with the responsible authorities. 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.

County Administrator Stephen M. Spratt recommended adoption of the ordinance creating the Lealman Heights 5th Section Subdivision Street Lighting District.

The following individuals appeared in response to the Chairman's call for persons wishing to be heard:

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Rhonda Roberts, Unincorporated Lealman, in opposition.
Tony Clark, Unincorporated Lealman, in support.

In response to query by Ms. Roberts, Director of Public Works J. Keith Wicks explained that the request is petition driven; whereupon, he explained the petition process.

County Attorney Susan H. Churuti indicated that she will request a public hearing regarding street lighting districts later in today's meeting; whereupon, in response to query by the Chairman, Mr. Spratt confirmed that the petition was signed by property owners and not by renters.

Commissioner Stewart moved, seconded by Commissioner Welch, that Ordinance No. 03-42 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

3a CASE #CW 03-38, PROPOSAL BY THE CITY OF PINELLAS PARK TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO COMMERCIAL GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-43 ADOPTED

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

Pursuant to legal notice published in the May 4, 2003 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 03-38, a proposal by the City of Pinellas Park to amend the land use designation on the Countywide Future Land Use Plan from residential urban to commercial general, re 0.26 acre located on the south side of 70th Avenue North, 115 feet west of 66th Street 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.

County Administrator Stephen M. Spratt 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 Welch moved, seconded by Commissioner Stewart, that Ordinance No. 03-43 approving Case #CW 03-38 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

3b CASE #CW 03-39, PROPOSAL BY THE CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL LOW MEDIUM AND RESIDENTIAL URBAN TO RECREATION/OPEN SPACE (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-44 ADOPTED

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

Pursuant to legal notice published in the May 4, 2003 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 03-39, a proposal by the City of Clearwater to amend the land use designation on the Countywide Future Land Use Plan from residential low medium and residential urban to recreation/open space, re 4.40 acres located on the south side of Gulf to Bay Boulevard, 300 feet east of Bayview Avenue (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.

County Administrator Stephen M. Spratt 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.

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Commissioner Welch moved, seconded by Commissioner Stewart, that Ordinance No. 03-44 approving Case #CW 03-39 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

3c CASE #CW 03-40, PROPOSAL BY THE CITY OF OLDSMAR TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO COMMERCIAL GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-45 ADOPTED

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

Pursuant to legal notice published in the May 4, 2003 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 03-40, a proposal by the City of Oldsmar to amend the land use designation on the Countywide Future Land Use Plan from residential urban to commercial general, re 0.76 acre located on the north side of Clarendon Street and the east side of Mystic 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.

County Administrator Stephen M. Spratt 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 Welch moved, seconded by Commissioner Stewart, that Ordinance No. 03-45 approving Case #CW 03-40 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

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3d CASE #CW 03-41, PROPOSAL BY THE CITY OF OLDSMAR TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL ESTATE TO RESIDENTIAL URBAN (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-45 ADOPTED

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

Pursuant to legal notice published in the May 4, 2003 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 03-41, a proposal by the City of Oldsmar to amend the land use designation on the Countywide Future Land Use Plan from residential estate to residential urban, re 0.35 acre located on the north side of Berkley Street and the east side of Blandon 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.

County Administrator Stephen M. Spratt 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 Welch moved, seconded by Commissioner Stewart, that Ordinance No. 03-45 approving Case #CW 03-41 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

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- # 4a CASE #CW 03-30, PROPOSAL BY CITY OF TARPON SPRINGS TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO COMMERCIAL LIMITED (REGULAR AMENDMENT) (CONTINUED FROM MEETING OF MAY 6, 2003) - WITHDRAWN

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

Pursuant to legal notice published in the March 30, 2003 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 03-30, a proposal by the City of Tarpon Springs to amend the land use designation on the Countywide Future Land Use Plan from residential urban to commercial limited, re 1.4 acres located on the north side of East Athens Street between North Safford Avenue and North Hibiscus Street (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.

County Administrator Stephen M. Spratt recommended that Item No. 4a be withdrawn at the request of the City of Tarpon Springs; and no objections were noted.

Thereupon, Commissioner Todd moved, seconded by Commissioner Latvala and carried, that Case #CW 03-30 be withdrawn as requested.

- # 4b CASE #CW 03-36, PROPOSAL BY CITY OF LARGO TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM INDUSTRIAL LIMITED TO RESIDENTIAL URBAN (REGULAR AMENDMENT) (CONTINUED FROM MEETING OF MAY 6, 2003) - APPROVED; ORDINANCE NO. 03-46 ADOPTED

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

Pursuant to legal notice published in the March 30, 2003 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 03-36, a proposal by the City of Largo to amend the land use designation on the Countywide Future Land Use Plan from industrial limited to residential urban, re 40.2 acres located on the northwest corner of

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142nd Avenue North and 58th 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.

County Administrator Stephen M. Spratt stated that the Pinellas Planning Council (PPC) recommends that the proposed amendment be denied in its entirety; but that County staff believes there is merit to the proposal.

Referring to photographs of the area, David P. Healey, Executive Director, Pinellas Planning Council, related the PPC's objections to the proposed amendment; and indicated that the property is ill-suited to multi-family residential use.

Timothy Johnson, Esquire, Clearwater, stated that he represents the current owner, the purchaser and the developer of the property; and indicated that a 260-unit gated luxury apartment complex is planned for the site; and that multiple uses already exist in the industrial tract.

Rick Harcrow, Director of Planning for Tew, Barnes and Atkinson, Tampa, indicated that his firm represents a printing company located in the industrial park; that an apartment complex would invite traffic problems; and that the printing company will be viewed as a nuisance if the site becomes a residential area.

In rebuttal, Mr. Johnson indicated that an apartment complex would create less traffic congestion than if the site were fully developed with industrial uses.

Commissioner Latvala moved, seconded by Commissioner Harris, that Ordinance No. 03-46 approving Case #CW 03-36 be adopted; whereupon, Mr. Healey suggested that the City of Largo should request administrative adjustment of the configuration of the retention pond and add the underlying "water" designation based upon site plan approval; and the maker and the seconder of the motion concurred.

Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

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4c CASE #CW 03-42, A PROPOSAL BY THE CITY OF LARGO TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL LOW TO COMMERCIAL GENERAL (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 03-46 ADOPTED

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

Pursuant to legal notice published in the May 4, 2003 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 03-42, a proposal by the City of Largo to amend the land use designation on the Countywide Future Land Use Plan from residential low to commercial general, re 5.73 acres located north and south of Silvercrest Drive, generally 90 feet east of Seminole Boulevard and 120 feet north of Ulmerton Road (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.

County Administrator Stephen M. Spratt 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.

* * * *

At this time, 11:40 A.M., Commissioner Stewart left the meeting.

* * * *

In response to query by the Chairman regarding ingress and egress for the property, Assistant County Administrator Jacob F. Stowers, III, related that he is presently reviewing the proposal with the City of Largo and the developer; whereupon, referring to a map, he outlined planned entry and exit points.

Commissioner Harris moved, seconded by Commissioner Welch, that Ordinance No. 03-46 approving Case #CW 03-42 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart and Morroni.

* * * *

At this time, 11:43 A.M., Commissioner Stewart returned to the meeting.

* * * *

5 CASES NOS. VA-03-65, VA-03-66 AND VA-03-67, PROPOSALS BY THE CITY OF LARGO TO AMEND THE PLANNING AREA MAP FOR ANNEXATIONS (VOLUNTARY ANNEXATION REVIEW FOR COMPLIANCE WITH PINELLAS COUNTY ORDINANCE NO. 00-63) - APPROVED

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

Public hearing was held on Cases Nos. VA-03-65, VA-03-66 and VA-03-67, proposals by the City of Largo to amend the planning area map for voluntary annexations, re 8.2 acres generally located at the northwest corner of 58th Avenue North and Roosevelt Boulevard (State Road 686). 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.

County Administrator Stephen M. Spratt stated that the Pinellas Planning Council (PPC) recommends approval of the proposals; and that staff does not concur with the PPC recommendation; that the proposed voluntary annexations are not consistent with the criteria and procedures set forth in Ordinance No. 00-63; and that staff therefore recommends that the City of Largo not proceed with the annexations.

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

General Planning Administrator Gordon R. Beardslee indicated that the voluntary annexations have been reviewed for compliance with Ordinance 00-63; that staff has concerns that the annexations will create a finger-like extension; and that the

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City is utilizing previously signed sewer indentures as a means of further annexation of unincorporated areas.

Ed Armstrong, Esquire, Clearwater, indicated that he represents the City of Largo; that the voluntary annexations meet the criteria of contiguity, compactness and delivery of services; and that the Florida Supreme Court has ruled that cities may require property owners to sign indenture agreements for the provision of services from municipalities.

In response to query by Commissioner Welch, C. T. "Chuck" Kearns, Director of Emergency Medical Services and Fire Administration, related that property owners in the proposed annexation areas will pay taxes to the City of Largo; and that the Pinellas Park Fire Department will provide fire services; whereupon, Commissioner Welch expressed concern regarding fire district revenues; and Commissioner Todd commented that more discussion is needed regarding the relationship of service delivery and the issue of annexation.

Referring to his memorandum to the Board dated June 10, 2003, a copy of which has been filed and made a part of the record, Chief Assistant County Attorney James L. Bennett commented regarding the use of indenture agreements as a petition for voluntary annexation; and suggested that the matter be remanded to the PPC for legal review and recommendation regarding the validity of service indentures in the petition process.

Following further discussion by the members, Commissioner Stewart moved, seconded by Commissioner Latvala and carried, that Cases VA-03-65, VA-03-66 and VA-03-67 be approved.

Thereupon, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the PPC revisit the issue of annexation criteria.

#34 PROPOSAL TO AMEND EXHIBIT 1 OF ORDINANCE NO. 00-63 DEPICTING THE ANNEXATION PLANNING AREA BOUNDARIES FOR THE CITIES OF PINELLAS PARK AND ST. PETERSBURG – APPROVED FOR FORWARDING TO THE PINELLAS PLANNING COUNCIL FOR REVIEW

Deviating from the agenda, County Administrator Stephen M. Spratt announced that Item 34 will be considered at this time; and recommended approval to

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proceed with forwarding to the Pinellas Planning Council for review a proposal to amend Exhibit 1 of Ordinance No. 00-63 depicting the annexation planning area boundaries for the Cities of Pinellas Park and St. Petersburg as described in the agenda memorandum dated June 10, 2003.

Planning Director Brian K. Smith referred to a map and pointed out the location of the proposed changes, including the two areas which would be incorporated into the City of St. Petersburg's planning area, a section which would be included in the City of Pinellas Park's planning area, and expansion of the unincorporated boundary line to include an area encompassing the Bonnie Bay and Bonnie Glynn subdivisions; whereupon, he discussed financial impacts and survey results related to the proposed amendment.

Thereupon, Commissioner Todd moved that the two areas proposed to be included in the City of St. Petersburg's planning area boundaries be included in the unincorporated area, citing as a reason for her motion the survey results indicating that a vast majority of the residents wish to remain in the unincorporated area.

Commissioner Stewart noted that the motion died for lack of a second; whereupon, he moved, seconded by Commissioner Latvala, that the proposal recommended by staff be approved.

Following discussion, Commissioner Welch offered a substitute motion, seconded by Commissioner Todd, to amend the planning areas to include all of the current area, which includes the St. Petersburg area, Lighthouse Point, and the area north of Kenneth City with the addition of the Bonnie Bay and Bonnie Glynn subdivisions.

Pursuant to additional deliberations, the motion failed by a vote of 2-4, with Commissioners Seel, Latvala, Stewart and Harris casting the dissenting votes.

Thereupon, Commissioner Stewart resubmitted his original motion, seconded by Commissioner Latvala, to approve the proposal as recommended by staff. Following discussion and upon call for the vote, the motion carried by a vote of 4-2, with Commissioners Todd and Welch casting the dissenting votes.

Responding to query by Chairman Seel, Mr. Spratt explained that the proposal will be submitted to the Pinellas Planning Council for review and will return to the Board of County Commissioners acting as the Countywide Planning Authority for a final decision; and that there will be opportunities for citizen input at the public hearings.

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* * * *

At the direction of Chairman Seel, there being no objection, the meeting was recessed at 1:33 P.M. and reconvened at 2:52 P.M. with Commissioners Seel, Latvala, Stewart and Harris in attendance.

* * * *

CONSENT AGENDA ITEMS NOS. 6 THROUGH 18 - APPROVED

Upon presentation by Chairman Seel, Commissioner Stewart moved, seconded by Commissioner Latvala and carried, that the Consent Agenda, consisting of Items Nos. 6 through 18, be approved as follows:

6 APPROVAL OF MINUTES

Minutes of regular meeting of May 6, 2003.

7 REPORTS RECEIVED FOR FILING

- a. Office of the Clerk of the Circuit Court General Fund Revenue Estimates for this fiscal year and for the years ending September 30, 2004 and 2005.
- b. Proposed Fiscal Year 2003-2004 Budget for the Pinellas County Sheriff's Office.
- c. Pinellas County Sewer System Enterprise Fund Financial Statements for the years ended September 30, 2001 and 2002, together with Independent Auditors' Report.
- d. Pinellas County Water System Enterprise Fund Financial Statements for the years ended September 30, 2001 and 2002, together with Independent Auditors' Report.

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- e. Pinellas County Solid Waste System Enterprise Fund Financial Statements for the years ended September 30, 2001 and 2002, together with Independent Auditors' Report.
- f. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-07 dated May 15, 2003 – Audit of Emergency Management.
- g. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-08 dated May 22, 2003 – Audit of Medical Examiner Office and Forensic Laboratory.
- h. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-09 dated May 22, 2003 – Follow-Up Review to Audit of Court Registry.

8 OTHER APPROVALS

a. General - None

b. Vouchers and Bills Paid

- (1) Checks released for the period from May 5, 2003 through May 23, 2003 as follows:

Payroll Journal Expenditures

Payroll Journal page numbers 1 through 2693 for the period May 5, 2003 through May 9, 2003

Payroll Journal page numbers 1 through 2699 for the period May 19, 2003 through May 23, 2003

Payroll checks numbered 504191 through 504722 for the period May 5, 2003 through May 9, 2003

Payroll checks numbered 504727 through 505263 for the period May 19, 2003 through May 23, 2003

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Imprest Fund Expenditures
Manual checks numbered 686093 through 686141
System checks numbered 681973 through 684980

Wire Transfers numbered 1315 through 1396

9 MISCELLANEOUS ITEMS RECEIVED

- a. Florida Public Service Commission Order No. PSC-03-0568-PCO-WS, granting interim rate increase subject to refund to Utilities, Inc. of Florida, issued May 5, 2003.
- b. Florida Public Service Commission Notice of Commission Customer Service Hearings re application for rate increase by Utilities, Inc. of Florida to be held in various locations during the month of May 2003, issued May 5, 2003.
- c. City of Clearwater Public Hearing Notices of Annexation, Land Use Plan, Rezoning and Zoning Atlas Amendments re Ordinances Nos. 7124-03 through 7137-03 to be held July 17, 2003.
- d. City of Largo Notice of Annexation Hearing re Ordinances Nos. 2003-64 through 2003-68 held May 20, 2003.
- e. Correspondence from City of Pinellas Park re two ordinances voluntarily annexing certain properties; public hearings held May 22 and to be held June 12, 2003, respectively.
- f. Correspondence from City of St. Petersburg dated April 25, 2003, re Notice of Intent to Adopt a Resolution Accepting Redevelopment Authority from Pinellas County for Tangerine Avenue Community Redevelopment Area.
- g. Correspondence from City of Tarpon Springs dated May 5, 2003, re Notice of Intent to Adopt a Resolution Amending Community Redevelopment Area.

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- h. Town of North Redington Beach Resolution No. 2003-84, adopted May 8, 2003, supporting an education and rehabilitation center project as proposed by Save our Seabirds, Inc.
- i. Board of County Commissioners of Collier County Resolution No. 2003-167, adopted April 22, 2003, opposing removal of citrus tariff.
- j. Eastlake Oaks Community Development District Minutes of Meeting held February 13, 2003.
- k. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 8 held May 15, 2003.
- l. One item related to Dock, Pier and Wharf Construction Contract Bonds.

#10 SELECTION OF GEORGE F. YOUNG, INC. AND TBE GROUP, INC. TO PROVIDE SUBSURFACE UTILITY ENGINEERING AND LOCATING SERVICES; AUTHORIZATION FOR STAFF TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRMS

Selection Advisory Committee's recommendation of George F. Young, Inc. and TBE Group, Inc. as the firms most qualified to provide subsurface utility engineering and locating services; and authorization for staff to initiate contract negotiations with said firms, and to finalize contracts for Board approval.

#11 CHANGE ORDER NO. 1 (FINAL) TO AGREEMENT WITH PURVIS CURB CORPORATION FOR SIDEWALK CONSTRUCTION AT WILLIAM E. DUNN WATER RECLAMATION FACILITY (PROJECT NO. 763-632613-1449) (BID NO. 012-510-C)

- a. Change Order No. 1 (Final) decreases the agreement amount by \$2,919.69 (final total agreement, \$172,684.31).

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- b. Project accepted as substantially complete as of December 12, 2002.
- c. Release of retainage in the amount of \$7,804.62.

#12 SELECTION OF TBE GROUP TO PROVIDE CONSULTANT SERVICES FOR INDIAN ROCKS BEACH/BELLEAIR BEACH FORCE MAIN REPLACEMENT PROJECT (PROJECT NO. 753-906814-1678); AUTHORIZATION FOR STAFF TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRM

Selection Advisory Committee's ranking of firms most qualified to provide consultant services as follows:

- 1. TBE Group
- 2. CDM (Camp Dresser & McKee, Inc.)
- 3. McKim & Creed, P.A.

Authorization for staff to initiate contract negotiations with the number one ranked firm, TBE Group, and to finalize a contract with said firm for Board approval.

#13 AUTHORIZATION FOR PURCHASE OF AQUEOUS AMMONIA (AMMONIUM HYDROXIDE) 19 PERCENT CO-OP FROM LAROCHE INDUSTRIES, INC. (CONTRACT NO. 023-588-B)

Purchase of aqueous ammonia (ammonium hydroxide) 19 percent from LaRoche Industries, Inc., based on pricing, terms and conditions of Tampa Bay Water Cooperative Contract No. 2003-030, for an estimated annual expenditure in the amount of \$25,000.00; one-year contract with four one-year options of renewal; County Administrator granted authority to renew contract after first 12-month period, per County Code 2-176.

#14 AWARD OF BIDS

- a. Bid of Insituform Technologies, Inc., on the basis of being the lowest responsive, responsible bid received meeting

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specifications for rehabilitation of Sewer District No. 114 (Kenneth City), for an estimated total expenditure in the amount of \$1,557,052.00 (Bid No. 023-499-C; Project No. 754-637114-1338); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

- b. Bid of JCI Jones Chemicals, Inc. as the lowest responsive and responsible bid received for the purchase of sodium hydroxide 25% solution, for a total estimated annual expenditure not to exceed \$111,000.00 (Bid No. 023-431-B); 24-month contract with two additional 12-month options of renewal if all prices, terms and conditions remain the same; subject to availability of funds and County Administrator approval.

#15 LOT CLEARING RESOLUTION

Resolution No. 03-103 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 in Pinellas County, Florida.

#16 CONTRACT WITH AIM HEALTHCARE SERVICES, INC. TO PROVIDE ON-SITE AUDITS/VALIDATING AND RECOVERY OF HOSPITAL OVERPAYMENTS (REBID) (BID NO. 023-246-P)

Twelve month revenue-based contract with one additional twelve month option of renewal, pending County Administrator approval, for recovery of hospital overpayments (vendor to receive 30 percent of overpayments recovered as the total amount of compensation); 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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#17 CORRECTION OF SCRIVENER'S ERROR RE JANUARY 7, 2003 BOARD MEMO FOR NON-CUSTODIAL PARENT EMPLOYMENT PROGRAM WITH GULF COAST JEWISH FAMILY SERVICES, INC. D/BA GULF COAST COMMUNITY CARE (BID NO. 012-970-P)

Correction of scrivener's error re January 7, 2003 Board memo which indicated the estimated six-month expenditure as \$147,896.00, instead of the agreed amount of \$295,792.00 (executed agreement contains the correct figure).

#18 AWARD OF BIDS - ECONOMIC DEVELOPMENT AUTHORITY

- a. Bid of Anderson & Shah Roofing, Inc., of Florida on the basis of being the lowest, responsive and responsible bid received meeting specifications for the Young-Rainey STAR Center Building 100 Roof Waterproofing Ferguson 1, Package No. 3 project, for an estimated total expenditure in the amount of \$119,400.00 (Bid No. 023-414-C); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- b. Bid of J & R Co-Op Construction, Inc., on the basis of being the lowest, responsive and responsible bid received meeting specifications for the Young-Rainey STAR Center Building 100 Roof Waterproofing Watson II, Package No. 4 project, for an estimated total expenditure in the amount of \$253,800.00 (Bid No. 023-476-C).

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

#40 TOLLING AGREEMENT FOR ELDRIDGE-WILDE WELLFIELD AGREEMENT AMONG TAMPA BAY WATER, PINELLAS COUNTY AND TRUSTEES OF THE H. GEORGE WILDE 1989 TRUST – APPROVED FOR EXECUTION

Deviating from the agenda, County Attorney Susan H. Churuti announced that Item No. 40 will be considered at this time; and recommended approval of a tolling

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agreement for the Eldridge-Wilde Wellfield Agreement among Tampa Bay Water, Pinellas County and the Trustees of the H. George Wilde 1989 Trust.

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

#20 RESOLUTION NO. 03-104 ADOPTED DEDICATING CERTAIN PORTIONS OF COUNTY-OWNED PROPERTY IN SECTION 13, TOWNSHIP 28 SOUTH, RANGE 15 EAST AS PUBLIC ROAD RIGHT-OF-WAY FOR BELCHER ROAD, PHASE 1, FROM CURLEW ROAD TO TAMPA ROAD (PID NO. 106152)

County Administrator Stephen M. Spratt recommended adoption of a resolution to be recorded in the Official Records dedicating certain portions of County-owned property in Section 13, Township 28 South, Range 15 East as public road right-of-way for Belcher Road, Phase 1, from Curlew Road to Tampa Road (property address: 2049 Curlew Road, Palm Harbor).

Commissioner Stewart moved, seconded by Commissioner Latvala, that Resolution No. 03-104 be adopted as recommended. Upon roll call, the vote was:

Ayes: Seel, Latvala, Stewart and Harris.

Nays: None.

Absent and not voting: Todd, Morroni and Welch.

#21 GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE LAKE SEMINOLE STORMWATER TREATMENT FACILITY PROJECT (CIP NO. 829) (DEP AGREEMENT NO. G0052) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a grant agreement with the Florida Department of Environmental Protection (FDEP) for the Lake Seminole alum injection project providing reimbursement in the amount of \$500,000.00 for the design and construction of the project (total estimated cost, \$2,866,100.00; Southwest Florida Water Management District [SWFWMD] provided grant monies in the amount of \$2,310,000.00; estimated fiscal impact to Pinellas County is \$56,100.00).

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

#22 JOINT PROJECT AGREEMENT (JPA) WITH THE CITY OF ST. PETERSBURG FOR JOE'S CREEK BRIDGE AT 62ND STREET NORTH PROJECT UTILITY RELOCATION (PID NO. 138) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Joint Project Agreement (JPA) with the City of St. Petersburg for Joe's Creek Bridge at 62nd Street North Project Utility Relocation providing for construction to be performed under a County contract, with the City covering the cost of the utility work plus five percent as a payment to the County for construction contract administration costs.

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

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At this time, 2:55 P.M., Commissioner Welch returned to the meeting.

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#23 SECOND AMENDMENT TO AGREEMENT WITH CENTRAL FLORIDA MULCH, INC. FOR SALE OF PINE STRAW (CONTRACT NO. 990-0305-B) - APPROVED; CHAIRMAN AUTHORIZED TO SIGN AMENDMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY

County Administrator Stephen M. Spratt recommended approval of the Second Amendment to the agreement with Central Florida Mulch, Inc. for sale of pine straw, decreasing the annual revenue in the amount of \$116,910.60 (revised total amended estimated annual revenue, \$1,877,030.65); 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.

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

- #24 FINAL OPTION OF RENEWAL AND AMENDMENT TO CONTRACT WITH TBG OF TAMPA, INC., D/B/A THE BEACON GROUP FOR AIR CONDITIONING SERVICES, UTILITIES DEPARTMENT (CONTRACT NO. 990-0696-B) - 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

County Administrator Stephen M. Spratt recommended approval of the Final Option of Renewal and Amendment with TBG of Tampa, Inc., D/B/A The Beacon Group for air conditioning services in the Utilities Department, adding five additional locations, deleting two locations, and allowing for upgrades and renovations to three existing locations for a total estimated 12-month expenditure not to exceed \$98,812.00; and further recommended that the Chairman be authorized to sign 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 Stewart and carried, that the recommendations of the County Administrator be approved.

- #25 AGREEMENT WITH THE TOWN OF BELLEAIR FOR INTERIM OPERATION OF TOWN OF BELLEAIR WASTEWATER TREATMENT FACILITY AND FOR PURCHASE OF TOWN OF BELLEAIR WASTEWATER COLLECTION SYSTEM (PROJECT NO. 734-613313-1673) - TEMPORARILY DEFERRED TO MEETING OF JULY 1, 2003

County Administrator Stephen M. Spratt referred to agenda Item No. 25, "Agreement with the Town of Belleair for the interim operation of the Wastewater Treatment Facility and for the purchase of the Wastewater Collection System," and stated that he has been advised that the conveyance of wastewater facilities requires a public hearing; whereupon, he recommended that the Board continue the item to the July 1, 2003 meeting for a public hearing.

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Commissioner Harris moved, seconded by Commissioner Latvala and carried, that agenda Item No. 25 be temporarily deferred to the meeting of July 1, 2003.

#26 AUTHORIZATION GRANTED TO ADVERTISE A PUBLIC HEARING RE DRAFT ORDINANCE RELATING TO FOOD SERVICE ESTABLISHMENTS

County Administrator Stephen M. Spratt recommended that authorization be granted to advertise a public hearing to be held July 1, 2003 regarding a draft ordinance relating to food service establishments.

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

#27a RESOLUTION NO. 03-105 ADOPTED FINDING THAT eLEASE BE APPROVED AS A QUALIFIED APPLICANT PURSUANT TO SECTION 288.106, FLORIDA STATUTES; AND IDENTIFYING SOURCES OF LOCAL COUNTY FINANCIAL SUPPORT OF eLEASE AS LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEAR(S) 2006-2010

County Administrator Stephen M. Spratt recommended adoption of a resolution approving eLease as a qualified applicant pursuant to Section 288.106, Florida Statutes; and identifying sources of local County financial support of eLease as local participation in the Qualified Target Industry (QTI) Tax Refund Program for fiscal year(s) 2006-2010, with the total contribution of Pinellas County not to exceed \$6,000.00.

Commissioner Harris moved, seconded by Commissioner Latvala, that Resolution No. 03-105 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

Ayes: Seel, Latvala, Stewart, Harris and Welch.

Nays: None.

Absent and not voting: Todd and Morroni.

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#27b RESOLUTION NO. 03-106 ADOPTED FINDING THAT JOPETO, INC. BE APPROVED AS A QUALIFIED APPLICANT PURSUANT TO SECTION 288.106, FLORIDA STATUTES; AND IDENTIFYING SOURCES OF LOCAL COUNTY FINANCIAL SUPPORT OF JOPETO, INC. AS LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEAR(S) 2006-2010

County Administrator Stephen M. Spratt recommended adoption of a resolution approving Jopeto, Inc. as a qualified applicant pursuant to Section 288.106, Florida Statutes; and identifying sources of local County financial support of Jopeto, Inc. as local participation in the Qualified Target Industry (QTI) Tax Refund Program for fiscal year(s) 2006-2010, with the total contribution of Pinellas County not to exceed \$6,000.00.

Commissioner Latvala moved, seconded by Commissioner Harris, that Resolution No. 03-106 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

Ayes: Seel, Latvala, Stewart, Harris and Welch.

Nays: None.

Absent and not voting: Todd and Morroni.

#28 GRANT AGREEMENT WITH THE NATIONAL FISH AND WILDLIFE FOUNDATION/PINELLAS COUNTY ENVIRONMENTAL FOUNDATION FOR THE BROOKER CREEK PRESERVE ENVIRONMENTAL EDUCATION CENTER EXHIBITS - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Grant Agreement with the National Fish and Wildlife Foundation/Pinellas County Environmental Foundation for the Brooker Creek Preserve Environmental Education Center Exhibits, in the grant award amount of \$271,000.00.

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

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#29 OPTION NOT TO PURCHASE LANDS AVAILABLE FOR TAXES - APPROVED

County Administrator Stephen M. Spratt recommended that the Board not exercise its option to purchase the parcels of land reported by the Clerk on April 9, 2003 as available for taxes, thereby allowing individuals to purchase the parcels for the amount accrued, said property to escheat to Pinellas County if not purchased within seven years.

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

#30 LEASE AGREEMENT WITH THE BOARD OF TRUSTEES OF ST. PETERSBURG COLLEGE - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Lease Agreement with the Board of Trustees of St. Petersburg College to lease 5.818 acres located on the southwest corner of 38th Street North and 118th Avenue North, with a term of 40 years at a rental rate of one dollar, receipt of which is acknowledged.

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

#31 FIRST AMENDMENT TO LEASE AGREEMENT WITH THE BOARD OF TRUSTEES OF ST. PETERSBURG COLLEGE, FORMERLY KNOWN AS THE DISTRICT BOARD OF TRUSTEES OF ST. PETERSBURG JUNIOR COLLEGE - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the First Amendment to the Lease Agreement with the Board of Trustees of St. Petersburg College, formerly known as the District Board of Trustees of St. Petersburg Junior College, extending the term of the lease to June 30, 2003.

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

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- #32 AMENDMENT TO ADMINISTRATIVE SERVICES AGREEMENT BETWEEN PINELLAS COUNTY GOVERNMENT AND UNITED HEALTHCARE SERVICES, INC. AND THIRD PARTY DISCLOSURE AGREEMENT AMONG PINELLAS COUNTY GOVERNMENT, AON CONSULTING AND UNITED HEALTHCARE INSURANCE COMPANY – APPROVED; CHAIRMAN AUTHORIZED TO SIGN AGREEMENTS AFTER PROPER EXECUTION BY CONTRACTORS AND WRITTEN APPROVAL AS TO FORM BY OFFICE OF THE COUNTY ATTORNEY

County Administrator Stephen M. Spratt recommended approval of an amendment to the Administrative Services Agreement between Pinellas County Government and United Healthcare Services, Inc. and a Third Party Disclosure Agreement among Pinellas County Government, Aon Consulting and United Healthcare Insurance Company; and further recommended that the Chairman be authorized to sign the agreements after proper execution by the contractors and written approval as to form by the Office of the County Attorney.

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

- #33 RESOLUTION NO. 03-107 ADOPTED DELEGATING CERTAIN AUTHORITY AND POWERS CONFERRED UPON PINELLAS COUNTY BY THE COMMUNITY REDEVELOPMENT ACT OF 1969, CHAPTER 163, PART III, TO THE CITY OF TARPON SPRINGS' BOARD OF COMMISSIONERS FOR REDEVELOPMENT IN AN AREA IN THE CITY OF TARPON SPRINGS, FLORIDA WITHIN CERTAIN GEOGRAPHIC BOUNDARIES; AND PROVIDING FOR AN EFFECTIVE DATE

County Administrator Stephen M. Spratt recommended adoption of a resolution delegating certain authority and powers conferred upon Pinellas County by the Community Redevelopment Act of 1969, Chapter 163, Part III to the City of Tarpon Springs' Board of Commissioners for redevelopment in an area in the City of Tarpon Springs, Florida within certain geographic boundaries; and providing for an effective date.

Commissioner Latvala moved, seconded by Commissioner Harris, that Resolution No. 03-107 be adopted as recommended by the County Administrator.

Responding to Commissioner Stewart's request for a brief presentation, Michael Crawford, Pinellas Planning Council, referred to a map and pointed out the

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location of the site; and Mr. Spratt and Planning Director Brian K. Smith discussed background information related to the City's original submittal and the criteria related to traffic congestion and other conditions.

Responding to query by Commissioner Stewart, Charlie Attardo, City of Tarpon Springs, stated that the City is currently in negotiations with the Florida Department of Transportation regarding a wide range plan which includes the intersection in the redevelopment district.

Following discussion and upon roll call, the vote was:

Ayes: Seel, Latvala, Stewart, Harris and Welch.

Nays: None.

Absent and not voting: Todd and Morroni.

#35a RESOLUTION NO. 03-108 ADOPTED REDESIGNATING AND ESTABLISHING CERTAIN PORTIONS OF COUNTY-OWNED LANDS AS AIRPORT AND PUBLIC WORKS LAND; FEDERAL AVIATION ADMINISTRATION DEED OF RELEASE – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended adoption of a resolution redesignating and establishing certain portions of County-owned lands as airport and public works land; and further recommended approval of a Federal Aviation Administration Deed of Release.

Commissioner Harris moved, seconded by Commissioner Welch, that Resolution No. 03-108 be adopted as recommended by the County Administrator; and that the Federal Aviation Administration Deed of Release be approved. Upon roll call, the vote was:

Ayes: Seel, Latvala, Stewart, Harris and Welch.

Nays: None.

Absent and not voting: Todd and Morroni.

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At this time, 3:07 P.M., Commissioner Todd returned to the meeting.

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#35b DECLARATION OF MISCELLANEOUS COUNTY-OWNED EQUIPMENT AS SURPLUS – APPROVED WITH AUTHORIZATION GRANTED TO DONATE TO TARPON SPRINGS POLICE DEPARTMENT

County Administrator Stephen M. Spratt recommended that miscellaneous County-owned equipment as listed in the attachment to the agenda memorandum dated June 10, 2003 be declared as surplus, with authorization to donate the surplus equipment to the Tarpon Springs Police Department.

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

#35c AMENDMENT NO. 4 TO AGREEMENT WITH FKQ MARKETING, INC. FOR ADVERTISING AND PROMOTIONAL SERVICES (CONTRACT NO. 001-0373-P) – APPROVED; CHAIRMAN AUTHORIZED TO EXECUTE AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY

County Administrator Stephen M. Spratt recommended approval of Amendment No. 4 to the agreement with FKQ Marketing, Inc. for advertising and promotional services in the amount of \$120,000.00 (revised contract total, \$10,385,260.00); and further recommended that the Chairman be authorized to execute the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

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

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#35d FISCAL YEAR 2003 BUDGET AMENDMENT NO. 17 - APPROVED

County Administrator Stephen M. Spratt recommended approval of Fiscal Year Budget Amendment No. 17.

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

#36 COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Harris and carried, that the County Attorney be authorized to defend the County's interest in the following suits:

- a. City of Dunedin versus Sumner E. Covey, et al., Circuit Civil Case No. 03-3406-CI-15 – Mortgage Foreclosure Involving a Notice of Lien for Lot Clearing.
- b. City of St. Petersburg, Florida versus Vanessa Brady, et al., Circuit Civil Case No. 03-2764-CI-11 – Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
- c. Golden Oaks Home versus Willie Seay, Jr., et al., Circuit Civil Case No. 03-2764-CI-8 – Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
- d. Mortgage Electronic Registration Systems, Inc. versus Kim Runkel, et al., Circuit Civil Case No. 03-3000-CI-9 – Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.
- e. U.S. Bank, National Association, f/k/a First National Assoc. Trust Under Agreement dated 9/1/96 (Equicredit Funding Trust versus Theresa Mae Brooks, et al.), Circuit Civil Case No. 03-3590-CI-011 – Mortgage Foreclosure Involving a Deferred Loan Agreement and a Deferred Payment Loan.

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- f. Wells Fargo Home Mortgage f/k/a Norwest Mortgage, Inc. versus Robert A. Sands, et al., Circuit Civil Case No. 03-3492-CI-21 – Mortgage Foreclosure Involving a Judgment for Fine and Costs.
- g. Patricia B. Baker versus Everett S. Rice, et al., Circuit Civil Case No. 2891-CI-7, Risk Claim No. 02-72233 – Pro Se Complaint.
- h. Debra Mitchell versus Everett S. Rice, Sheriff of Pinellas County, Florida, in his official capacity and Colonel Christopher A. Knight, Director of Florida Highway Patrol, Subdivisions of the State of Florida, Circuit Civil Case No. 03-3469-CI-11 – Motor Vehicle Accident Involving a Sheriff's Deputy.
- i. Petition for Writ of Certiorari, D. A. Holt and Blue Diamond Dolls, Inc. d/b/a "Diamond Dolls" versus Pinellas County, Florida, Circuit Civil Case No. 03-003760-CI-20 – Board of Adjustment Denial.

#37a COUNTY ATTORNEY AUTHORIZED TO INITIATE LITIGATION AGAINST VARIOUS INDIVIDUALS FOR DAMAGES TO PINELLAS COUNTY'S PROPERTY

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 initiate litigation against the following individuals for damages to Pinellas County's property in the following claims involving negligence in the operation of motor vehicles:

- 1. Michael and Currie Carbonel – Risk Claim No. 02-69794
- 2. Elvis E. Draughn – Risk Claim No. 01-57235

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3. Nancy Jaiman and Matthew Caraballo – Risk Claim No. 02-70176
4. David I. Summers – Risk Claim No. 00-62771

#37b COUNTY ATTORNEY AUTHORIZED TO INITIATE LEGAL ACTION ON BEHALF OF SUNSTAR FOR UNPAID EMERGENCY MEDICAL SERVICES BILLS FOR VARIOUS RESIDENCES

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 initial legal action on behalf of Sunstar for unpaid emergency medical services bills for the following residences:

1. Concordia Manor
2. Glen Oaks Health Care
3. Health and Rehabilitation Center at Dolphins View
4. Mariner Health of Belleair
5. Morton Plant Rehab
6. Sunshine Village Nursing Home

#37c COUNTY ATTORNEY AUTHORIZED TO FILE SMALL CLAIMS ACTIONS ON BEHALF OF SUNSTAR FOR UNPAID AMBULANCE BILLS

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 file small claims actions on behalf of Sunstar for unpaid ambulance bills against the estates of:

1. Charlie Bonner
2. John T. Tom

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#38 AUTHORIZATION GRANTED TO ADVERTISE PUBLIC HEARING RE
PROPOSED ORDINANCE RELATING TO STREET LIGHTING DISTRICTS

County Attorney Susan H. Churuti recommended that authorization be granted to advertise a public hearing to be held July 1, 2003 regarding a proposed ordinance relating to street lighting districts.

Commissioner Latvala moved, seconded by Commissioner Welch, that the recommendation of the County Attorney be approved. Following discussion and upon call for the vote, the motion carried unanimously.

#39 AUTHORIZATION GRANTED TO ADVERTISE INTENT TO DESIGNATE A
COURT COUNSEL POSITION FOR INCLUSION IN THE SENIOR MANAGEMENT
SERVICE CLASS OF THE FLORIDA RETIREMENT SYSTEM

County Attorney Susan H. Churuti recommended that authorization be granted to advertise an intent to designate a Court Counsel position for inclusion in the Senior Management Service Class of the Florida Retirement System as required by law, as requested by the Chief Judge.

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

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At this time, 3:14 P.M., Commissioner Welch left the meeting.

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#41 AUTHORIZATION GRANTED FOR SETTLEMENT OF THE SUIT RE PINELLAS
COUNTY VERSUS CARROLL, ET AL., CIRCUIT CIVIL CASE NO. 00-3367-CI-015,
PARCEL NO. 173.1 (FEE SIMPLE)

County Attorney Susan H. Churuti recommended settlement of the suit re Pinellas County versus Carroll, et al., Circuit Civil Case No. 00-3367-CI-015, Parcel No.

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173.1 (Fee Simple), as outlined in her confidential memorandum to the Board dated June 10, 2003.

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

#42 COUNTY ATTORNEY MISCELLANEOUS – NONE

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

#43 ADVISORY REVIEW GUIDELINES FOR REFERENDUM ANNEXATIONS – APPROVED AS MODIFIED

County Administrator Stephen M. Spratt recommended approval of the guidelines for the review of annexations by referendum as modified.

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

#44 AMENDMENT NO. 13 TO LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND RAYTHEON COMPANY AT THE YOUNG-RAINEY STAR CENTER – APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority d/b/a the Economic Development Authority, County Administrator Stephen M. Spratt recommended approval of Amendment No. 13 to the lease agreement between the Economic Development Authority and Raytheon Company at the Young-Rainey STAR Center effective May 1, 2003, for a total of 363,786 square feet of space (total monthly rent, \$273,030.61).

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

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At this time, 3:15 P.M., Commissioner Stewart left the meeting.

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#45 LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND ANDREWS ELECTRONICS, INC. AT YOUNG-RAINEY STAR CENTER – APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority d/b/a the Economic Development Authority, County Administrator Stephen M. Spratt recommended approval of a lease agreement between the Economic Development Authority and Andrews Electronics, Inc., effective June 1, 2003, for 1,872 square feet of space (total monthly rent, \$1,113.36).

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

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At this time, 3:16 P.M., Commissioner Stewart returned to the meeting.

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#46a LEGISLATIVE UPDATE

Assistant County Administrator Elithia V. Stanfield presented a legislative update regarding the 2003 regular and special sessions, a copy of which has been filed and made a part of the record.

During discussion, Ms. Stanfield referred to the transportation bill, Senate Bill 676, and noted that the Department of Transportation has sent out a number of letters. In response to her query seeking direction, Chairman Seel suggested that a response be drafted stating the Board's concerns and its support of local control.

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At this time, 3:23 P.M., Commissioner Welch returned to the meeting.

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#46b CAPITAL IMPROVEMENT PROJECTS UPDATE – COUNTY ADMINISTRATOR AUTHORIZED TO PROCEED WITH CAPITAL PROGRAM

Referring to the Board's request that staff consider and analyze the County's capital improvement projects and determine if any could be deferred or delayed in view of budget considerations, County Administrator Stephen M. Spratt indicated that after reviewing the projects, he does not think it would be beneficial to delay or defer many of the improvements. Chairman Seel indicated that most of the projects were funded through the Penny for Pinellas; and stated that she is willing to proceed with the capital program; and no objections were noted.

#46c DOMED STADIUM REFUNDING UPDATE

County Administrator Stephen M. Spratt presented a brief update regarding the status of the City of St. Petersburg domed stadium at Tropicana Field refunding issue; whereupon, he indicated that the item will be presented at the June 24, 2003 meeting.

#47 APPOINTMENT OF DR. DAVID PARRISH TO PINELLAS COUNTY BOARD FOR HEALTH PERMITS – APPROVED

Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the appointment of Dr. David Parrish to the Pinellas County Board for Health Permits be approved.

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#48 APPOINTMENT OF PATRICIA J. BELL TO PINELLAS COUNTY SOCIAL ACTION FUNDING ADVISORY BOARD – APPROVED

Commissioner Stewart moved, seconded by Commissioner Harris and carried, that the appointment of Patricia J. Bell to the Pinellas County Social Action Funding Advisory Board be approved.

#49 APPOINTMENTS TO PINELLAS COUNTY YOUTH ADVISORY COMMITTEE – APPROVED

Commissioner Stewart moved, seconded by Commissioner Harris and carried, that the appointments to the Pinellas County Youth Advisory Committee as listed in the agenda memorandum dated June 10, 2003 be approved.

#50a COMMISSIONER HARRIS RE WATER CONSERVATION TIP

Commissioner Harris reminded citizens to check for and promptly repair any water leaks.

#50b COMMISSIONER LATVALA RE MEDICAL INSURANCE COSTS

Commissioner Latvala discussed the cost of medical insurance and noted the importance of effectively communicating information to County employees and retirees regarding the issue. Mr. Spratt indicated that the matter will be discussed at the work session of June 17, 2003.

#50c COMMISSIONER TODD RE ENVIRONMENTAL ISSUES

Commissioner Todd stated that she had been invited to a meeting of the White House Council on Environmental Quality; and that she would be forwarding information to the members regarding the matter.

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#50d COMMISSIONER WELCH RE REPRESENTATION ON URBAN CAUCUS

Commissioner Welch stated that he will be serving as Vice-Chairman on the Florida Association of Counties Urban Caucus.

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Upon direction of the Chairman, there being no objection, the meeting was adjourned at 4:02 P.M.

Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

By _____
Deputy Clerk