

Clearwater, Florida, September 23, 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 3:06 P.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; John Morroni; and Kenneth T. Welch.

Absent: None.

Also present: Susan H. Churuti, County Attorney; Stephen M. Spratt, County Administrator; Clareth N. Harris, Chief Deputy Clerk; and Arlene Smitke and Dawn Rubio, Board Reporters.

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

A G E N D A

A. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

1. Approval of Minutes from the Regular Meeting Held on August 19, 2003.
2. Reports:
 - a. Pinellas County, Florida, Bonded Debt Report for the Year Ended September 30, 2002.
 - b. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-14 Dated August 28, 2003 – Audit of Pinellas County Tangible Personal Property.
 - c. Investment Report for the Quarter Ended June 30, 2003.
3. Other Approvals:
 - a. General.
 1. Recommendation that the Board of County Commissioners Approve Budget Amendment No. CBA-3-03.
 2. Recommendation that the Board of County Commissioners Approve Budget Amendment for the Public Records Modernization Trust Fund.
 - b. Vouchers and Bills Paid.

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4. Miscellaneous Items to be Received for Filing:

- a. Correspondence from Florida Department of Revenue, Child Support Enforcement Program Regarding the State Incentive Allocation Plan, Methodology for Allocating Federal Incentive Earnings to Political Subdivisions.
- b. City of Clearwater Notices of Annexation, Land Use Plan and Zoning Atlas Amendments Regarding Ordinances Nos. 7176-03 through 7181-03 and 7184-03 through 7186-03 to be Held November 6, 2003.
- c. Correspondence from the City of Pinellas Park Regarding Eight Ordinances Voluntarily Annexing Certain Property, with Public Hearings Held September 11 and to be Held September 25, 2003.
- d. City of St. Petersburg Notices of Intent to Adopt an Ordinance Approving Tangerine Avenue Community Redevelopment Plan and a Resolution Accepting the Expanded Redevelopment Authority from Pinellas County, with a Public Hearing Held September 4, 2003.
- e. Pinellas Park Water Management District's Minutes of Regular Authority Meeting No. 10 Held July 24, 2003, Together with a Financial Statement Dated July 2003.
- f. Southwest Florida Water Management District's Fiscal Year 2004 Board Meeting Calendar and a Map Depicting the District's Boundaries Pursuant to Chapter 189.417, Together with Notice of Public Input Meetings for Update to Schedule for the Establishment of Minimum Flows and Levels Held September 15 (Tampa Service Office) and September 17, 2003 (Sarasota Service Office).
- g. Affidavits of Publication of Legal Notice Published in the Gulf Coast Business Review Regarding Two Notices of Forfeiture of Unclaimed Money Pursuant to Section 116.21 Florida Statutes.

COUNTY ADMINISTRATOR

Public Works

5. Approval of the Release and Acceptance of Sureties.
6. Approval of an Award of Bid to Pepper Contracting Services, Inc. for the Railroad Crossing Improvements at Various Locations.

Utilities

7. Approval of Awards of Bid to:
 - a. Eveland Brothers Inc. for the Construction of the Operations and Meter Readers Building.
 - b. Davis Supply, Inc. for the Annual Requirements of Sodium Hypochlorite 10.8%.

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8. Approval of the Ranking of Firms and Authorization for Staff to Negotiate a Contract with the Number One Ranked Firm for Consulting Services for the Tampa Road Reclaimed Water Transmission Main Project.

Other Departments

9. Receipt and File of Items Delegated to the County Administrator for Signature (County Administrator).
10. Approval of the State-Funded Subgrant Agreement with the State of Florida, Department of Community Affairs (Emergency Management).
11. Adoption of a Resolution for Assessment of Liens against Lands Cleared (Environmental Management).
12. Approval of an Award for Grant Funding for a Consolidated Research Grant from the U.S. Environmental Protection Agency for a Special Purpose Ambient Monitoring Demonstration Study (Environmental Management).
13. Approval of an Application for Continued Grant Funding from the U.S. Environmental Protection Agency, Section 105 Air Pollution Control, for Continuing Air Pollution Control Activities (Environmental Management).
14. Approval of an Award of Bid for Automotive Repair Parts and Supplies to Various Vendors as Primary and Secondary Suppliers (General Services).
15. Approval of Budget Amendments Nos. 29 and 30 (Management and Budget).
16. Adoption of Resolutions Earmarking Receipts for a Particular Purpose and Supplementing the Fiscal Year 2003 Budget (Management and Budget):
 - a. General Fund Budget for a Transfer of Funds to the Sheriff's Weekender Boot Camp (Management and Budget).
 - b. Fire District Administration Budget for the Emergency Management Preparedness and Assistance Trust Fund Wildfire Grant.
17. Approval to Declare Miscellaneous County-Owned Equipment Surplus and Authorize its Sale (Purchasing).
18. Approval of the Ranking of Firms and Authorization for Staff to Negotiate with the Number One Ranked Firm for an After School Use Program (WorkNet).

B. REGULAR AGENDA

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

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Public Works

20. Approval of an Award of Bid to Cone and Graham, Inc. for the Fort DeSoto Water Circulation and Bridges Project.
21. Approval to Declare Escheat Properties Surplus, Release Mineral Rights, and Execute Deeds.
22. Approval of the Real Property Acquisition of Three Vacant Land Parcels for the Keystone Road U.S. Highway 19 to East Lake Road Capital Improvement Project.
23. Approval of the Real Property Acquisition for the Bear Creek Channel Capital Improvement Project.
24. Approval of County Incentive Grant Program Agreement Amendment with the Florida Department of Transportation for Right-of-Way Acquisition for the Ulmerton Road Improvement Project.
25. Approval of Reduction in Retainage Monies to the Contract with Cone and Graham, Inc. Regarding the Keene Road (County Road 1) Phase II from Curlew Road (State Road 586) to Tampa Road (County Road 752) Project.
26. Approval of the Installation of Five Speed Humps in Cooperation with the City of St. Petersburg in the Multi-Jurisdictional Area on 40th Avenue North, Located between 66th Street North and 62nd Street North.
27. Approval of the Joint Project Agreement for Utility Installation by Roadway Contractor with Verizon Florida, Inc. for the Nebraska Avenue Widening Project from Belcher Road to West of U.S. 19.

Utilities

28. Approval of the Agreement for Consultant Services with TBE Group, Inc. for the Indian Rocks Beach Force Main Replacement Project.
29. Approval of the Agreement for Design Services with PBS&J for the Redevelopment of the Maintenance and Operations Site at the Utilities Solid Waste Facility.
30. Approval of Change Order No. 1 (Final), Time Extension, and Release of Retainage Monies Pertaining to the Agreement with QRC, Inc. for Improvements to Boca Ciega Pump Stations.
31. Approval of an Interlocal Agreement with the City of Pinellas Park for Wastewater Transmission, Treatment, and Disposal Services.
32. Approval of the Amended Consent Order with the Florida Department of Environmental Protection for Interim Operation of the Town of Belleair Wastewater Treatment Facility and the Purchase of the Town of Belleair Wastewater Collection System.

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33. Approval of Amendment No. 3 to the Construction Agreement for the Sludge Pelletization Project at South Cross Bayou Water Reclamation Facility with Synagro-WWT, Inc.
34. Approval of Amendment No. 5 to the Resource Recovery Facility Consolidated Management Agreement with Wheelabrator Pinellas, Inc.
35. Approval of Supplemental Agreement No. 7 to the Engineering Agreement for Consulting Services for the North County/East Lake Sewer System Area Modifications with Parsons Engineering Science, Inc.

Other Departments

36. Approval of the Administrative Services Agreement with the Housing Finance Authority (Community Development/Housing Finance Authority).
37. Approval of Amendments to the Convention and Visitors Bureau's Fiscal Year 2004 International Budget (Convention and Visitors Bureau).
38. Approval of an Agreement Funding the East Lake Community Library (Continued from August 19, 2003, BCC Meeting) (County Administrator/ County Attorney).
39. Approval of a Contract with the Sheriff for Law Enforcement Services, Environmental Lands Unit (Environmental Management).
40. Adoption of a Resolution to Temporarily Extend the Lease Agreement with the City of Dunedin for the Sheriff's Facility (General Services).
41. Approval of the Second Amendment to the Lease with Hallmark Development of Florida, Inc. for WorkNet (General Services).
42. Approval of a Lease Agreement with the City of St. Petersburg Regarding a Fire Station to Service the Residents of Tierra Verde (General Services).
43. Approval of a Funding Agreement with Community Health Centers of Pinellas, Inc. for the Provision of Health Access Expansion (Human Services).
44. Approval of a Service Funding Agreement with Religious Community Services, The Haven, for the Provision of Counseling and Support for Victims of Domestic Violence (Human Services).
45. Approval of a Service Funding Agreement with Community Action Stops Abuse, Inc. d/b/a CASA of Pinellas County for the Provision of Counseling and Support for Victims of Domestic Violence (Human Services).
46. Approval of an Agreement with 211-Tampa Bay Cares, Inc. (Human Services).
47. Approval of the Master Homeless Initiative Funding Agreement and Recommendations for Funding to Various Local Social Service Agencies (Human Services).

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48. Approval of the Master Social Action Funding Agreement and Recommendations for Funding to Various Local Social Service Agencies (Human Services).
49. Approval of the Master Alcohol, Drug Abuse and Mental Health Agreement and Recommendations for Funding Various Local Social Service Agencies (Human Services).
50. Approval of a Purchase Authorization for an Autodesk Master Software Support Agreement (Information Systems).
51. Adoption of a Resolution Regarding the Governmental User Fees for Fiscal Year 2004 (Management and Budget).
52. Approval of a Grant Funding Agreement with the East Lake Youth Sports Association for Facility Improvements (Park).
53. Approval of an Agreement with Clark Sales Display, Inc. for the Holiday Light Display at Lake Seminole Park (Park).
54. Other Administrative Matters:
 - a. Approval of an Agreement with the Florida Botanical Gardens Foundation, Inc.

COUNTY ATTORNEY

55. Authority for the County Attorney to Defend:
 - a. The Chase Manhattan Bank v. Diane Wicks, et al - Circuit Civil Case No. 03-5435-CI-7 - Mortgage Foreclosure Involving a Judgment for Fine and Costs and a Judgment for Attorney Fees and Costs.
 - b. LaSalle Bank National Association, etc. v. Teresa Wright, et al - Circuit Civil Case No. 03-6361-CI-11 - Mortgage Foreclosure Involving a Default and Default Judgment.
 - c. U.S. Bank National Association, etc. v. Wayne Herbert Sawvell, et al – Circuit Civil Case No. 03-6538-CI-19 – Mortgage Foreclosure Involving a Judgment for Fine and Costs.
56. Approval of the Non-Challenge of an Environmental Resource Permit for New Tampa Bay Water Office Building.
57. Adoption of a Resolution to Postpone Making Application for Deeds on County-Held Tax Certificates for Properties Assessed by the Property Appraiser at Values Less than \$5,000.00, Pursuant to §197.502(3), Florida Statutes for 2000 and 2001 Certificates.
58. Approval of an Amended and Restated Access and Joint Operating Agreement between Pinellas County, APW North America, Inc., and the School Board of Pinellas County.
59. Approval of an Amendment to the Special Counsel Contract with Ford and Harrison, LLP.
60. Approval of the Settlement with Hospice of the Suncoast.

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61. Approval of a Settlement Regarding Joseph Ibrahim and Abdul Ibrahim – Bail Bonds – Cases Nos. CRC01-00443CFANO and CRC01-02716CFANO, etc.
62. Miscellaneous.

C. AUTHORITIES

EMERGENCY MEDICAL AUTHORITY

63. Approval of the Final Option of Renewal and Amendment to the Agreement with Advanced Xerographics Imaging Systems, Inc. for the Purchase Laser Printing/Direct Mail Services.
64. Approval of a Sole Source Contract with Medtronic Physio-Control Corporation for EKG Monitor/Defibrillator Maintenance.

D. COUNTY ADMINISTRATOR REPORTS

65. None.

E. COUNTY COMMISSION

66. Approval of County Administrator's Evaluation.
67. Approval of County Attorney's Evaluation.
68. Approval of a Reappointment to the Pinellas Suncoast Transit Authority Board of Directors.
69. Miscellaneous.

6:30 P.M.

PRESENTATIONS AND AWARDS

F. CITIZENS TO BE HEARD

Any Person Wishing to Speak at this Time, Excluding Non-Public Hearing Items on the Agenda or Issues Previously Acted on by the Board of County Commissioners, Must Have a Yellow Card Completed and Given to the Board Secretary at the Staff Table Located at the Front of the Board Room. The Chairman will Call Each Speaker, One by One, to the Podium to be Heard. Each Speaker May Speak up to Three (3) Minutes.

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G. SCHEDULED PUBLIC HEARINGS

Any Person Wishing to Speak about a Public Hearing Item Shall Complete a Blue Card and Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room. 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.

1. Any Person Who Has been Authorized to Represent an Organization with Five (5) or More Members or a Group of Five (5) or More Persons Shall Complete a Blue Card, Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room, and Should Limit Their Presentation to Ten (10) Minutes. It is Expected that Others in the Organization or Group will Waive Their Time.
2. Any Other Person who Wishes to Speak about a Public Hearing Item Shall Complete a Blue Card, Submit it to the Board Secretary at the Staff Table Located at the Front of the Board Room, and May Speak up to Three (3) Minutes. The Chairman will Call Each Speaker, One by One, to the Podium to be Heard.

SCHEDULED PUBLIC HEARINGS - BCC

70. TEFRA Hearing on Proposed Issuance of Pinellas County Health Facilities Authority Hospital Revenue Refunding Bonds, BayCare Health System Issue, Series 2003, in an Amount Not to Exceed \$130,000,000.00.
71. Petition to Vacate Submitted by Eric and Marla Padags for the South 5.0 Feet of a 10.0 Foot Wide Drainage Easement on the North Line of Lot 19, Hidden Pines at Countryside, Located in the Northeast Quarter of Section 30, Township 28 South, Range 16 East.
72. Petition to Vacate Submitted by Mary J. Bez and Elizabeth Ann Butler for a 9.5 Foot by 46.0 Foot Portion of a 15.0 Foot Wide Drainage and Utility Easement on the East Line of Lot 13, Pine Valley, Located in the Southwest Quarter of Section 29, Township 30 South, Range 15 East.
73. Planning and Zoning Applications Heard by the Examiner:
 - a. Z/LU-11-6-03 (Former Turtle Club Property).
Application of Pinellas County Board of County Commissioners through Tom Jewsbury, Interim Airport Director St. Petersburg-Clearwater International Airport, Representative, for a Change of Zoning from M-2, Heavy Manufacturing and Industry to C-2, General Retail Commercial and Limited Services District and a Land Use Change from Industrial Limited to Commercial General on Approximately 9.79 Acres Located at the Northern Terminus of Turtle Lane (Parcel ID No. 33-29-16-70380-400-0201).

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- b. Z/LU-3-8-03.
Application of Evangelos and Sophia Legakis through Ted Legakis, Sydney Development Group, Inc., Representative, for a Change of Zoning from R-4, One, Two or Three Family Residential to C-2, General Retail Commercial and Limited Services District and a Change of Land Use from Residential Urban to Commercial General on Approximately 0.29 Acre on the South Side of 69th Avenue North, 127 Feet West of 66th Street North (Parcels ID Nos. 31-30-16-58050-000-0170 and 31-30-16-58050-000-0180).
- c. Z-5-8-03.
Application of Fred Judy for a Change of Zoning from R-4, One, Two or Three Family Residential to C-3, Commercial, Wholesale, Warehousing and Industrial Support on Approximately 0.087 Acre on the North Side of Overbrook Avenue, 149 Feet East of Jade Avenue (Parcel ID No. 03-29-15-00000-430-0410).
- d. CU-4-8-03.
Application of Vincent J. Morelli, Jr. through Timothy J. Healey, P.E., C. Fred Deuel & Associates, Inc., Representative, for a Conditional Use to Allow Expansion of a Plant Nursery in an A-E, Agricultural Estate Residential Zone on Approximately 1.994 Acres on the South Side of 146th Avenue North at the Intersection with 64th Street North (Parcel ID No. 05-30-16-70920-200-1204).

COUNTYWIDE PLANNING AUTHORITY

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

REGULAR AMENDMENT

- 74. Case #CW 03-47 – Pinellas County.
Location – 13.0 Acres Located on the Northeast Corner of State Road 580 and Summerdale Drive.
Amendment from Residential Urban and Transportation/Utility to Residential/Office/Retail and Transportation/Utility Overlay (Alternative Compromise Recommendation).

ADJOURNMENT

CONSENT AGENDA ITEMS NOS. 1 THROUGH 18 – APPROVED

Upon presentation by Chairman Seel, Commissioner Todd moved, seconded by Commissioner Welch and carried, that the consent agenda, consisting of items Nos. 1 through 18, be approved as follows:

1 APPROVAL OF MINUTES

Minutes of regular meeting held on August 19, 2003.

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2 REPORTS

- a. Pinellas County, Florida, Bonded Debt Report for the year ended September 30, 2002.
- b. Internal Audit Division, Clerk of the Circuit Court, Report No. 2003-14 dated August 28, 2003 – Audit of Pinellas County Tangible Personal Property.
- c. Investment Report for the quarter ended June 30, 2003.

3 OTHER APPROVALS

- a. General
 - (1) Budget Amendment No. CBA-3-03.
 - (2) Budget Amendment for the Public Records Modernization Trust Fund.
- b. Vouchers and Bills Paid
 - (1) Checks released for the period from August 25, 2003 through September 5, 2003 as follows:
 - Payroll Journal Expenditures
 - Payroll Journal page numbers 1 through 2686
 - Payroll checks numbered 508499 through 509022
 - for the period August 25, 2003 through August 29, 2003

 - Imprest Fund Expenditures
 - Manual checks numbered 686303 through 686326
 - System checks numbered 698693 through 700474

 - Wire Transfers numbered 1829 through 1927

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4 MISCELLANEOUS ITEMS RECEIVED

- a. Correspondence from Florida Department of Revenue, Child Support Enforcement Program re State Incentive Allocation Plan, Methodology for Allocating Federal Incentive Earnings to Political Subdivisions.
- b. City of Clearwater Notices of Annexation, Land Use Plan and Zoning Atlas Amendments re Ordinances Nos. 7176-03 through 7181-03 and 7184-03 through 7186-03 to be held November 6, 2003.
- c. Correspondence from City of Pinellas Park regarding eight ordinances voluntarily annexing certain property; public hearings held September 11 and to be held September 25, 2003.
- d. City of St. Petersburg Notices of Intent to Adopt an Ordinance approving Tangerine Avenue Community Redevelopment Plan and a Resolution accepting the expanded redevelopment authority from Pinellas County; public hearing held September 4, 2003.
- e. Pinellas Park Water Management District Minutes of Regular Authority Meeting No. 10 held July 24, 2003, together with Financial Statement dated July 2003.
- f. Southwest Florida Water Management District's Fiscal Year 2004 Board Meeting Calendar and a map depicting District's boundaries pursuant to Chapter 189.417, together with notice of public input meetings for update to schedule for establishment of minimum flows and levels held September 15 (Tampa Service Office) and September 17, 2003 (Sarasota Service Office).
- g. Affidavits of Publication of Legal Notice published in the Gulf Coast Business Review re two Notices of Forfeiture of Unclaimed Money pursuant to Section 116.21, Florida Statutes.

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5 RELEASE AND ACCEPTANCE OF SURETIES

a. Tiberon at Lansbrook

1. Release of Maintenance Bond No. 787722 in the amount of \$115,100.00 to Wal Den Greene Developers, Incorporated, 6244 Springer Drive, Port Richey, FL 34668.

b. Calvary Catholic Cemetery

1. Escrow Agreement in the amount of \$140,009.65 accepted for execution as completion surety.

c. Thurgood Marshall Middle School

1. Release of Completion Bond No. SB103746176 in the amount of \$50,000.00 to Beers Skanska, Incorporated, 4950 West Kennedy Boulevard, Suite 600, Tampa, FL 33609, Attention: Charles Bauerlein.

d. Lansbrook Phase IV

1. Completion Bond No. S9012710 accepted in the amount of \$17,699.00.
2. Funds released in the amount of \$17,699.00 to Pritzker Realty, 1099 Bennett Road, Orlando, FL 32803, Attention: Jim Kelly.

e. Harley Davidson of St. Petersburg

1. Release of Maintenance Bond No. 3980637 in the amount of \$3,535.00 to Harley Davidson of St. Petersburg, Incorporated, 5989 Haines Road North, St. Petersburg, FL 33714.

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f. First Community Bank

1. Release of Letter of Credit No. 02-002 in the amount of \$5,945.00 to First Community Bank of America, 6100 4th Street North, St. Petersburg, FL 33703, Attention: Vicky Spears.

g. Seaside Oaks

1. Release of Letter of Credit No. 3033921 in the amount of \$127,000.00 to Mark Maconi Homes of Tampa Bay, 31111 U.S. Highway 19 North, Palm Harbor, FL 34684.

6 AWARD OF BID TO PEPPER CONTRACTING SERVICES, INC. FOR RAILROAD CROSSING IMPROVEMENTS (VARIOUS LOCATIONS) (PID NOS. 988, 989, 990)

Bid of Pepper Contracting Services, Inc., on the basis of being the lowest responsive, responsible bid meeting specifications for Railroad Crossing Improvements – Various Locations in coordination with CSX Railroad Company’s Crossing Improvements Program, for an estimated total expenditure in the amount of \$1,178,573.57; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney. (See agenda item No. 19.)

7 AWARD OF BIDS

- a. Bid of Eveland Brothers, Inc. on the basis of being the lowest responsive, responsible bid received meeting specifications for construction of Operations and Meter Readers Building, for an estimated total expenditure in the amount of \$850,000.00 (Project Nos. 646-009314-1582 and 746-009314-1582) (Bid No. 023-731-C); Chairman authorized to sign and Clerk to attest after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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- b. Bid of Davis Supply, Inc. on the basis of being the lowest responsive, responsible bid received meeting specifications for sodium hypochlorite 10.8% for an estimated total annual expenditure not to exceed \$88,003.80 (Contract No. 023-757-B) (12-month contract with two additional 12-month options for renewal); Chairman authorized to sign and Clerk to attest after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

8 **SELECTION OF TBE GROUP TO PROVIDE CONSULTING SERVICES FOR THE TAMPA ROAD RECLAIMED WATER TRANSMISSION MAIN (PROJECT NO. 763-400513-1659); AUTHORIZATION FOR STAFF TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRM**

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

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

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.

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9 DELEGATED ITEMS APPROVED BY THE COUNTY ADMINISTRATOR
PURSUANT TO ORDINANCE NO. 02-44 - RECEIVED FOR FILING (COUNTY
ADMINISTRATOR)

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Airport	Agreement for Consulting Services with Prime Interests, Inc. for Development and Asset Management for Airco and Former Moog Areas	\$80,000.00 maximum	8/11/03
Community Development	Neighborhood Enhancement Grants with High Point Community Pride, Inc. and High Point Neighborhood Family Center	\$7,575.00 and \$10,000.00 respectively	9/8/03
Community Development	Satisfactions of Mortgage (Housing) – Antonio P. and Barbara A. Lanzilotta; Karen G. Gates; Charlene Metrano; Andrew B. Shaffer; Wanda F.C. Wilson n/k/a Wanda Faye Cooper; Dorothy E. Schmucke; Philip H. and Karen T. Waisman; Cora Joann Randelson; John M. Memmer; John J. and Constance G. Fahey; Tarpon Spring Housing Authority and Neighborhood Homes of West Florida, Inc.; Michele B. Berman; Release of Promissory Note (Housing) – Abilities of Florida, Inc.	All liens are paid in full.	9/5/03
Community Development	Satisfactions of Mortgage (Housing) – DreamBuilders, USA, Inc.; Rachel M. White; Robert and Annette Balnick; Sherry Robin Morris; Release of Lien (Housing) – Robert A. and Sharon H. Wilhelm	All liens are paid in full.	9/2/03
Community Development	Utility and Drainage Easement Agreement with Harriet Massey	\$187.50	8/27/03
Community Development	Satisfactions of Mortgage (Housing) – J. Antonio and Barbara E. Lebron; Ronald M. and Ruth Fredericks; Frank David and Elly Jensen Naples; Mary Catherine Singleton; Donald C. Gray; Shirley G. Roach; Plaintiff's Affidavit as to Post Judgment Costs in Mortgage Foreclosure Case No. 52-2003-3157-CI, Division 21	All liens are paid in full. \$15,194.59	8/21/03
Community Development	Satisfactions of Mortgage (Housing) –Darla Lonergan; Sharon K. Fashner; Dalton and Eriphily Respass; Amendment to Neighborhood Enhancement Grant Agreement with Tarpon Woods Entrance and Islands Alliance	All liens are paid in full. \$1,320.00 increase	8/20/03

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Community Development	Satisfactions of Mortgage (Housing) – Janis L. Keating; Daniel Charles Crowe a/k/a Daniel C. Crowe; N. Kay Krueger; Leo A. Viger; David L. and Mary H. Kauff; Release of Lien (Housing) – James H. Verran, Sr.	All liens are paid in full.	8/18/03
Community Development	Agreement with Hattie M. Bailey to Purchase 5 Feet of Real Property in Dansville Redevelopment Area for an Easement	\$637.50	8/7/03
Community Development	Subordination Agreements (Housing) – Peter Nuyten	\$31,500.00	7/25/03
Community Development	Subordination Agreements (Housing) – Peter Nuyten	\$31,500.00	7/25/03
Community Development	Subordination Agreements (Housing) – Peter Nuyten	\$31,500.00	7/25/03
Community Development	Subordination Agreements (Housing) – Peter Nuyten	\$31,100.00	7/25/03
Community Development	Subordination Agreements (Housing) – Alan D. and Barbara A. Cavanaugh	\$63,500.00	7/22/03
Community Development	Subordination Agreements (Housing) – Barbara A. Beals; Tina L. Vouvalis-Russo and Paul Russo	\$48,900.00; \$76,600.00	7/18/03
Community Development	Subordination Agreements (Housing) – Jerry Rae and Deborah Jean Eaves	\$60,000.00	7/8/03
Community Development	Subordination Agreement (Housing) – Winifred J. Farris; Jessica F. Clarke	\$39,700.00; \$51,000.00	7/2/03
Clerk of the Circuit Court	Releases of Lien (Paving) – Vernon H. and Helen Roberts; Gary R. and Leslie A. Dorman; Coley A. Thomason; See Attached List for Releases of Street Lighting Lien	All liens are paid in full.	8/26/03
General Services	License Agreement with the Church of Scientology Flag Service Organization, Inc. for Parking a Video Production Trailer	N/A	9/5/03
Human Services	Service Funding Agreements with (a) Suncoast Health Council, Inc. for Compassionate Drug Patient Assistance Program; (b) Mobile Medical Unit Mental Health Services Agreement with Directions for Mental Health, Inc.; (c) Mobile Medical Unity Mental Health Services Agreement with Suncoast Center for Community Mental Health, Inc.; and (d) Healthy Kids of Pinellas County to Provide Health Insurance for Children	(a) \$64,000.00 (b) not to exceed \$50,000.00 (c) \$50,000.00 (d) \$56,000.00	8/19/03

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Justice and Consumer Services	Certificates of Acceptance of Subgrant Awards of Byrne State and Local Law Enforcement Formula Grants for Administrative Technical Assistance and Drug Court Planning/Case Management	\$44,403.00 and \$57,927.00 respectively	9/11/03
Justice and Consumer Services	Grant Application to State of Florida Dept. of Transportation for Breath Test Operator/Agency Inspector Supervisor for DUI Enhancement Project; Service Funding Agreement with Operation PAR, Inc. for Juvenile Assessor Positions	\$63,000.00 \$100,000.00	8/29/03
Park	Grant Application to the Florida Dept. of Environmental Protection, Florida Recreation Development Assistance Program 2004-2005, for Lake Seminole Park Trail Improvements	\$112,500.00	9/3/03
Park	Grant Funding Agreements with (a) Suncoast Waterworks Synchro Club for Synchronized Swimming Program; (b) Walsingham Horseman's Association for Park Enhancement Program; and (c) Seminole Youth Athletic Association for Field Maintenance	(a) \$8,900.00 (b) \$17,500.00 (c) \$20,000.00	8/19/03
Public Works	Termination of Sewer Easements by General Release	N/A	9/4/03
Public Works	(1) Agreement with Barry Mears Construction Company for Drainage Outfall Construction along the Anclote River; (2) Agreement for Easement and Property Exchange with Mar Mar, LLC; (3) Amended Utility Easement Agreements with (a) Adriana Gonzales; (b) Walter W. McKenzie; (c) William H. and Christina C. Leigh; and (d) Richard T. and Brenda Keeth	(1) \$38,000.00 (2) N/A (3) N/A, except for Keeth (d), which is \$300.00	8/19/03
Public Works	Partial Termination of Easement by General Release for Crown Auto; Termination of Easement by General Release for Crown Auto	N/A	8/17/03
Utilities	Agreement with Motiva Enterprises for Reimbursement of Expenses Relating to Improvements to Waste Water Pumping Facility in Largo	\$13,151.93	8/20/03
Young-Rainey STAR Center	Second Amendment to Lease Agreement with New Directions in Learning	\$1,162.49 monthly rent	9/3/03

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- #10 STATE-FUNDED SUBGRANT AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT GRANT FUNDING (CONTRACT NO. 04GC-10-08-62-01-011) (EMERGENCY MANAGEMENT)

State-Funded Subgrant Agreement with the State of Florida, Department of Community Affairs to accept grant funding in the amount of \$27,200.00 for enhancement of the Pinellas County Emergency Management Low Power AM Radio Station System.

- #11 LOT CLEARING RESOLUTION (ENVIRONMENTAL MANAGEMENT)

Resolution No. 03-178 assessing liens against lands cleared in Pinellas County pursuant to Chapter 78-599, Laws of Florida, and Pinellas County Code Chapter 58, Article IX, Section 338, directing that this resolution be filed in the public records office of the Clerk of the Circuit Court of Pinellas County, Florida.

- #12 CHAIRMAN AUTHORIZED TO EXECUTE AND CLERK TO ATTEST AWARD FOR U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) MONITORING DEMONSTRATION STUDY PROGRAM (SECTION 103) COOPERATIVE AGREEMENT NO. BW97486903-0 (ENVIRONMENTAL MANAGEMENT)

Award for U.S. Environmental Protection Agency (EPA) Monitoring Demonstration Study Program (Section 103) Consolidated Research Grant in the amount of \$163,390.00, of which \$53,785.00 is in EPA in-kind services; County Administrator authorized to carry out agreement.

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- #13 CHAIRMAN AUTHORIZED TO EXECUTE AND CLERK TO ATTEST APPLICATION FOR U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) AIR POLLUTION CONTROL (SECTION 105) GRANT, PROJECT NO. A00402104-0 (ENVIRONMENTAL MANAGEMENT)

Application for U.S. Environmental Protection Agency (EPA) Air Pollution Control (Section 105) Grant for continuing Air Pollution Control Program activities (total estimated program cost of \$1,118,780.00, with estimated revenue of \$300,000.00; balance of cost covered by budgeted County funds).

- #14 BIDS OF AUTO AID; FLASH EQUIPMENT, INC.; FLEET PRIDE; FLEET PRODUCTS; GENUINE PARTS COMPANY D/B/A NAPA AUTO PARTS; RUSH TRUCK CENTER; STERLING TRUCKS OF TAMPA, LLC; THE PARTS HOUSE; TRI CITY AUTOMOTIVE D/B/A PRONTO PARTS; AND VEHICLE MAINTENANCE PROGRAM, INC. FOR AUTOMOTIVE REPAIR PARTS AND SUPPLIES (CO-OP) (BID NO. 023-365-B) (GENERAL SERVICES DEPARTMENT)

Bids of Auto Aid; Flash Equipment, Inc.; Fleet Pride; Fleet Products; Genuine Parts Company d/b/a NAPA Auto Parts; Rush Truck Center; Sterling Trucks of Tampa, LLC; The Parts House; Tri City Automotive d/b/a Pronto Parts; and Vehicle Maintenance Program, Inc. on the basis of being the most responsive, responsible bids received meeting specifications for automotive repair parts and supplies, for a total estimated annual Pinellas County expenditure not to exceed \$300,000.00; 24-month contract with two 12-month options of renewal, subject to availability of funds and County Administrator approval.

- #15 BUDGET AMENDMENTS NOS. 29 AND 30 (MANAGEMENT AND BUDGET)

Copies of Budget Amendments Nos. 29 and 30 were filed and made a part of the minutes.

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#16a RESOLUTION NO. 03-179 SUPPLEMENTING THE FY03 GENERAL FUND BUDGET (SHERIFF'S WEEKENDER BOOT CAMP: ABOUT FACE) (MANAGEMENT AND BUDGET)

Resolution No. 03-179 to appropriate earmarked receipts for a particular purpose in the FY03 General Fund Budget as requested by the Sheriff.

#16b RESOLUTION NO. 03-180 SUPPLEMENTING THE FY03 FIRE DISTRICT ADMINISTRATION BUDGET (MANAGEMENT AND BUDGET)

Resolution No. 03-180 to appropriate earmarked receipts for the Emergency Management Preparedness and Assistance Trust Fund (EMPATF) Wildfire Grant in the FY03 Fire District Administration Budget.

#17 DECLARATION OF MISCELLANEOUS COUNTY-OWNED EQUIPMENT AS SURPLUS WITH AUTHORIZATION FOR LIQUIDATION OF SAME THROUGH PUBLIC AUCTION CONDUCTED BY GOVDEALS.COM AND TAMPA MACHINERY AUCTION, INC. (PURCHASING)

The County-owned equipment as set forth in the attachment to the County Administrator's memorandum dated September 23, 2003. (See agenda item No. 19.)

#18 SELECTION OF MOUNT ZION HUMAN SERVICES, INC. FOR AFTER SCHOOL USE PROGRAM (CONTRACT NO. 023-859-P); AUTHORIZATION FOR STAFF TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRM (WORKNET)

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

1. Mount Zion Human Services, Inc.
2. Juvenile Service Program, Inc.
3. Coalition For A Safe & Drug Free St. Petersburg, Inc.
4. Asian Family & Community Empowerment Centers, Inc.

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Authorization for staff to initiate contract negotiations with the number one ranked firm, Mount Zion Human Services, Inc., and to finalize a contract with said firm for Board approval.

#19 ITEMS FOR DISCUSSION FROM CONSENT AGENDA (COUNTY ADMINISTRATOR AND CLERK OF CIRCUIT COURT) – ITEMS NOS. 6 AND 17

Responding to query by Chairman Seel regarding agenda item No. 6, Administrator Spratt confirmed that action will be taken to inform the public prior to commencement of work on the railroad crossing improvements.

Chairman Seel referred to consent agenda item No. 17 and noted that 20 days may not be sufficient lead time for distribution of the “Notice of Surplus Equipment”; and requested information regarding the value of surplus equipment versus the proceeds from its liquidation; whereupon, Administrator Spratt indicated that he will address the lead-time issue and will provide the requested information to the members.

#20 BID OF CONE & GRAHAM, INC. FOR FORT DeSOTO WATER CIRCULATION BRIDGES (PID NO. 921573) (BID NO. 023-736-C) – TEMPORARILY DEFERRED

County Administrator Stephen M. Spratt referred to agenda item No. 20, “Approval of an award of bid to Cone & Graham, Inc. for the Fort DeSoto Water Circulation Bridges Project,” and recommended that the item be continued to no date certain.

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

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#21 DECLARATION OF TEN ESCHEAT PROPERTIES AS SURPLUS;
AUTHORIZATION GRANTED FOR CHAIRMAN TO EXECUTE COUNTY DEEDS
CONVEYING SAID PROPERTY TO CITY OF ST. PETERSBURG WITH WAIVER
OF MINERAL RIGHTS

County Administrator Stephen M. Spratt recommended that ten escheat properties be declared surplus with authorization for the Chairman to execute the County deeds conveying said property to the City of St. Petersburg with waiver of mineral rights.

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

#22 CONTRACTS FOR SALE AND PURCHASE OF VACANT LAND IN THE
KEYSTONE ROAD – U.S. HIGHWAY 19 TO EAST LAKE ROAD CAPITAL
IMPROVEMENT PROJECT AREA (PID NO. 920522) WITH RICTUR, INC., CAROL
TURK, AND BLEAKLEY INVESTMENTS LIMITED PARTNERSHIP AS TENANTS
IN COMMON ; AND RICTUR, INC. - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of contracts with Rictur, Inc., Carol Turk, and Bleakley Investments Limited Partnership as tenants in common (Lot 1 and lake parcels); and Rictur, Inc. (Lots 2 through 6 and lake parcels) for sale and purchase of property required for a pond site in support of the Keystone Road project.

Responding to query by Chairman Seel, Director of Engineering Jan Herbst indicated that a portion of the property contains an existing pond; that acquisition of the other parcels is necessary due to the widening of the roadway and change in elevation; that the project is currently in the preliminary design phase; and that the ability to utilize the excess land for another purpose is yet to be determined.

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

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- #23 OFFER TO SELL BY OTTO MONTANYA AND SHARON MONTANYA FOR ACQUISITION OF AN IMPROVED LOT LYING WITHIN THE PROPOSED AREA OF THE BEAR CREEK CHANNEL CAPITAL IMPROVEMENT PROJECT (PID NO. 922306) - APPROVED FOR EXECUTION WITH AUTHORIZATION FOR DISPOSITION OF STRUCTURE AND PERSONAL PROPERTY THEREON AND FOR ISSUANCE OF NECESSARY CHECKS

County Administrator Stephen M. Spratt recommended approval of an offer to sell by Otto Montanya and Sharon Montanya for the acquisition of an improved lot in Section 29, Township 31 South, Range 16 East (property address: 895 Brookwood Drive South, St. Petersburg), for the Bear Creek Channel Capital Improvement Project, with authorization for the issuance of a check in the amount of \$92,000.00 in payment thereof, together with a check payable to Somers Title Company in the amount of \$879.00, to declare the structure surplus and for the Real Estate Management Division to donate, sell or demolish the structure thereon and dispose of any personal property, as appropriate, in accordance with Florida Statutes and the Pinellas County Code.

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

- #24 AMENDMENT TO A COUNTY INCENTIVE GRANT PROGRAM AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND PINELLAS COUNTY FOR A GRANT OF FUNDS DEDICATED TO THE ULMERTON ROAD IMPROVEMENT PROJECT – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Florida Department of Transportation (FDOT) County Incentive Grant Program Agreement Amendment extending the original project limits to include the widening of the sections of Ulmerton Road from east of 119th Street to west of Long Branch Canal and from El Centro/Ranchero to west of U.S. Highway 19. (No increased or changed fiscal impact to the County.)

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

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- #25 AUTHORIZATION GRANTED FOR REDUCTION OF RETAINAGE MONIES TO CONE & GRAHAM, INC. FOR CONSTRUCTION OF KEENE ROAD (C.R. 1) PHASE II FROM CURLEW ROAD (S.R. 586) TO TAMPA ROAD (C.R. 752) (BID NO. 001-0345-C) (CONTRACT NO. 920466)

County Administrator Stephen M. Spratt recommended that authorization be granted for reduction of retainage monies to \$1,000 to Cone & Graham, Inc. for the construction of Keene Road (C.R. 1) Phase II from Curlew Road (S.R. 586) to Tampa Road (C.R. 752).

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

- #26 INSTALLATION OF FIVE SPEED HUMPS IN COOPERATION WITH THE CITY OF ST. PETERSBURG IN THE MULTI-JURISDICTIONAL AREA ON 40TH AVENUE NORTH, LOCATED BETWEEN 66TH STREET NORTH AND 62ND STREET NORTH RE RESIDENTIAL TRAFFIC MANAGEMENT PROGRAM - APPROVED

County Administrator Stephen M. Spratt recommended approval of the installation of five speed humps in cooperation with the City of St. Petersburg in the multi-jurisdictional area on 40th Avenue North, located between 66th Street North and 62nd Street North, in accordance with the Residential Traffic Management Program adopted pursuant to Resolution No. 97-291, dated October 14, 1997 and revised June 4, 2002.

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

- #27 JOINT PROJECT AGREEMENT (JPA) WITH VERIZON FLORIDA, INC. FOR UTILITY INSTALLATION BY ROADWAY CONTRACTOR FOR THE NEBRASKA AVENUE AT RIVIERE ROAD (WEST LEG) PROJECT (PID NO. 922201/883) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Joint Project Agreement (JPA) with Verizon Florida Inc. for utility installation by roadway contractor for the Nebraska Avenue at Riviere Road (West Leg) Project providing for

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construction to be performed under a County contract, with Verizon covering the cost of the utility work plus five percent as a payment to the County for construction contract administration costs.

Responding to queries by Commissioner Welch and Chairman Seel, Director of Engineering Jan Herbst indicated that work on the east side of U.S. Highway 19 had previously been approved; that this contract is for work west of U.S. Highway 19; that the County is in negotiations for right-of-way acquisition; that the roadway will be widened to four lanes; and that the County should be able to advertise for bids in early 2004 or sooner.

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

#28 AGREEMENT FOR CONSULTANT SERVICES WITH TBE GROUP, INC. FOR INDIAN ROCKS BEACH FORCE MAIN REPLACEMENT (PROJECT NO. 753-906814-1678) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement for consultant services for Indian Rocks Beach Force Main Replacement in the amount of \$143,340.00.

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

#29 AGREEMENT WITH PBS&J FOR DESIGN PROFESSIONAL SERVICES FOR THE REDEVELOPMENT OF THE MAINTENANCE AND OPERATIONS SITE AT SOLID WASTE PINELLAS COUNTY UTILITIES (PROJECT NO. 814-822414-1482) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement with PBS&J to provide design professional services for the redevelopment of the maintenance and operations site at the Utilities solid waste facility in an amount not to exceed \$1,244,687.40.

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

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Responding to queries by Commissioner Latvala, Director of Utilities Pick Talley indicated that the project includes modification or demolition of temporary and older buildings which have exceeded their capacity or reached the end of their useful life; that a permanent structure to be entirely funded by Solid Waste revenues will be constructed at the reef facility at Sand Key; and responding to comment by Chairman Seel, said that the buildings will be of utilitarian design.

Upon call for the vote, the motion carried unanimously.

#30 CHANGE ORDER NO. 1 (FINAL) TO CONTRACT WITH QRC, INC. FOR IMPROVEMENTS TO BOCA CIEGA PUMP STATIONS (BID NO. 012-863-C) (PROJECT NO. 754-613116-1508) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of Change Order No. 1 (final) to the contract with QRC, Inc. for improvements to Boca Ciega Pump Stations, increasing the agreement amount by \$60,001.13 (total agreement amount, \$1,574,588.58), extending the project completion date by 140 days, and releasing retainage in the amount of \$75,725.00.

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

#31 INTERLOCAL AGREEMENT BETWEEN PINELLAS COUNTY AND THE CITY OF PINELLAS PARK FOR WASTEWATER TRANSMISSION, TREATMENT AND DISPOSAL SERVICES - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an Interlocal Agreement between the City of Pinellas Park and Pinellas County for wastewater transmission, treatment and disposal services for a 25-year term effective March 1, 2001.

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

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- #32 AMENDED FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) CONSENT ORDER TO THE 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) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the Amended FDEP Consent Order to the Agreement with the Town of Belleair for interim operation of the Town of Belleair wastewater treatment facility and for the purchase of the Town of Belleair wastewater collection system.

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

- #33 AMENDMENT NO. 3 TO CONSTRUCTION AGREEMENT WITH SYNAGRO-WWT, INC. FOR SLUDGE PELLETIZATION PROJECT AT SOUTH CROSS BAYOU WATER RECLAMATION FACILITY (PROJECT NO 710-619316-1506) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of Amendment No. 3 to the Construction Agreement with Synagro-WWT, Inc. for the sludge pelletization project at the South Cross Bayou Water Reclamation Facility to provide for building modifications to accommodate special needs, rearrangement of process equipment, and installation of the Heat Exchanger system in the amount of \$450,622.53 (revised agreement amount, \$10,434,622.53).

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

Following discussion and input by Director of Utilities Pick Talley, upon call for the vote, the motion carried unanimously.

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#34 AMENDMENT NO. 5 TO REFUSE TO ENERGY PLANT CONSOLIDATED MANAGEMENT AGREEMENT WITH WHEELABRATOR PINELLAS INC. - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of Amendment No. 5 to the Refuse to Energy Plant Consolidated Management Agreement with Wheelabrator Pinellas, Inc. memorializing the terms of the letter agreement dated May 23, 2003 (estimated savings to the County in the amount of \$22,500.00 per month).

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

Responding to query by Commissioner Stewart, Director of Utilities Pick Talley confirmed the County's policy not to accept out-of-county waste and indicated that policy enforcement measures include monitoring all trucks at the scale; that most users have accounts with addresses on file; that the amount of waste per user is tracked over time; and that the practice by certain organizations of disposing of materials collected in other counties has been discontinued; whereupon, County Attorney Susan H. Churuti indicated that investigations have been conducted by the State Attorney's and Sheriff's Offices.

Upon call for the vote, the motion passed unanimously.

#35 SEVENTH SUPPLEMENTAL ENGINEERING AGREEMENT WITH PARSONS ENGINEERING SCIENCE, INC. FOR CONSULTANT SERVICES FOR NORTH COUNTY/EAST LAKE SEWER SERVICE AREA MODIFICATIONS (PROJECT NO. 653-699010-0786) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Seventh Supplemental Engineering Agreement with Parsons Engineering Science, Inc. for consulting services for North County/East Lake sewer service area modifications in the amount of \$273,287.00 (revised agreement amount \$2,157,472.00).

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

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#36 ADMINISTRATIVE SERVICES AGREEMENT BETWEEN PINELLAS COUNTY AND THE HOUSING FINANCE AUTHORITY OF PINELLAS COUNTY – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the Administrative Services Agreement between Pinellas County and the Housing Finance Authority of Pinellas County.

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

#37 AMENDMENTS TO INTERNATIONAL CONTRACTS WITH KGM MARKETING; SCHUCH-BECKERS TOURISTIC SERVICES GmbH; AND TTM INTERNATIONAL LTD (CVB) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the amendments to International Contracts with KGM Marketing in the amount of \$88,900.00, plus direct sales expenses not to exceed \$67,200.00; Schuch-Beckers Touristic Services GmbH in the amount of \$113,000.00, plus direct sales expenses not to exceed \$36,800.00; and TTM International Ltd. in the amount of \$95,000.00, plus direct sales expenses not to exceed \$81,500.00; and extending the contracts for a period of 12 months commencing on October 1, 2003, and ending September 30, 2004.

Commissioner Harris moved, seconded by Commissioner Latvala, that the recommendation of the County Administrator be approved. Following input from Carole A. Ketterhagen, Executive Director, St. Petersburg-Clearwater Area Convention & Visitors Bureau, upon call for the vote, the motion carried unanimously.

#38 AGREEMENT FUNDING EAST LAKE COMMUNITY LIBRARY BY AND BETWEEN PINELLAS PUBLIC LIBRARY COOPERATIVE, INC., PALM HARBOR COMMUNITY SERVICES AGENCY, PINELLAS COUNTY, PALM HARBOR COMMUNITY SERVICES DISTRICT, AND THE FRIENDS OF EAST LAKE COMMUNITY LIBRARY, INC. (COUNTY ADMINISTRATOR AND COUNTY ATTORNEY) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended that the Board in its capacity as the governing body of the Palm Harbor Community Services District

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approve for execution an agreement funding East Lake Community Library by and between Pinellas Public Library Cooperative, Inc., Palm Harbor Community Services Agency, Inc., Pinellas County, Palm Harbor Community Services District, and Friends of East Lake Community Library, Inc., effective October 1, 2003 until November 30, 2003, at which time the advisory board to the East Lake Community Library shall be incorporated and enter into this agreement as may be amended.

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

#39 CONTRACT FOR LAW ENFORCEMENT SERVICES, ENVIRONMENTAL LANDS UNIT, FOR BROOKER CREEK PRESERVE, WEEDON ISLAND PRESERVE, WATERS IN AND AROUND FORT DeSOTO PARK, SHELL KEY AND OTHER ENVIRONMENTAL LANDS AND WATERWAYS BY PINELLAS COUNTY SHERIFF'S OFFICE (ENVIRONMENTAL MANAGEMENT) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Contract for Law Enforcement Services, Environmental Lands Unit, by the Pinellas County Sheriff's Office (total amount of agreement for fiscal year 2003 – 2004 is \$500,236.74).

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

Following discussion, Chairman Seel requested that the County Administrator review the stand-alone law enforcement contracts with regard to cost efficiency and the allotment of fines.

#40 RESOLUTION NO. 03-181 ADOPTED TEMPORARILY EXTENDING THE LEASE FOR THE SHERIFF'S FACILITY WITH THE CITY OF DUNEDIN (GENERAL SERVICES)

County Administrator Stephen M. Spratt recommended adoption of a resolution to temporarily extend the lease for the Sheriff's facility with the City of Dunedin located at 737 Loudon Avenue, Dunedin, for a term of 60 days at a cost in the

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amount of \$15,241.28 per month effective October 1, 2003 and terminating on November 30, 2003.

Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 03-181 be adopted as recommended. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: None.

#41 SECOND AMENDMENT TO LEASE AGREEMENT WITH HALLMARK DEVELOPMENT OF FLORIDA, INC. FOR SPACE LOCATED AT 4525 140TH AVENUE NORTH, SUITE 906, CLEARWATER (GENERAL SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the Second Amendment to the Lease Agreement with Hallmark Development of Florida, Inc. for space located at 4525 140th Avenue North, Suite 906, Clearwater, reducing the square footage of the office space to be used by WorkNet Pinellas to 6,200 square feet effective October 1, 2003 at a revised monthly rental rate in the amount of \$9,630.67 (savings of monthly rental cost in the amount of \$4,344.67).

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

#42 LEASE AGREEMENT BETWEEN PINELLAS COUNTY AND CITY OF ST. PETERSBURG RE FIRE STATION TO SERVICE RESIDENTS OF TIERRA VERDE (GENERAL SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a lease agreement between Pinellas County and the City of St. Petersburg regarding a fire station to be built by the County on a two-acre County-owned site to service residents of Tierra Verde, for a term of 20 years from date of occupancy and renewable for four successive additional terms of five years each; with either party able to terminate the agreement by giving 90 days written notice to the other party of its intent.

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

#43 SERVICE FUNDING AGREEMENT BETWEEN COMMUNITY HEALTH CENTERS OF PINELLAS, INC. AND PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS (HUMAN SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Funding Agreement with Community Health Centers of Pinellas, Inc. for the provision of health access expansion for a one-time payment in the amount of \$200,000.00.

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

#44 SERVICE FUNDING AGREEMENT BETWEEN RELIGIOUS COMMUNITY SERVICES, INC. (THE HAVEN) AND PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS FOR THE PROVISION OF DOMESTIC VIOLENCE COUNSELING IN NORTHERN PINELLAS COUNTY (HUMAN SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Service Funding Agreement between Religious Community Services (The Haven) and Pinellas County Board of County Commissioners for the provision of domestic violence counseling in northern Pinellas County in the amount of \$99,770.00 for fiscal year 2003 – 2004.

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

Responding to query by Commissioner Latvala, Evelyn R. Bethell, Director, Human Services Department, indicated that the higher dollar amount in the south county contract reflects the visitation center, which is utilized by north and south county residents.

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#45 SERVICE FUNDING AGREEMENT BETWEEN COMMUNITY ACTION STOPS ABUSE, INC. D/B/A CASA OF PINELLAS COUNTY AND PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS FOR PROVISION OF DOMESTIC VIOLENCE COUNSELING IN SOUTHERN PINELLAS COUNTY (HUMAN SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Service Funding Agreement between Community Action Stops Abuse, Inc. d/b/a CASA of Pinellas County for the provision of domestic violence counseling in southern Pinellas County in the amount of \$151,360.00 for fiscal year 2003 – 2004.

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

#46 AGREEMENT BETWEEN 211 TAMPA BAY CARES, INC. AND PINELLAS COUNTY (HUMAN SERVICES) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement between 211 Tampa Bay Cares, Inc. and Pinellas County for the provision of telephone counseling services and various other essential community services in an amount not to exceed \$265,000.00 for fiscal year 2003 – 2004, with an effective date of October 1, 2003, and an expiration date of December 31, 2004 (services provided have a commencement date of October 1, 2003, and completion date of September 30, 2004).

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

#47 HOMELESS INITIATIVE FUNDING RECOMMENDATIONS – APPROVED; MASTER HOMELESS FUNDING AGREEMENT ACCEPTED WITH AUTHORIZATION FOR COUNTY ADMINISTRATOR TO EXECUTE INDIVIDUAL AGREEMENTS PURSUANT TO FUNDING LEVEL MATRIX

County Administrator Stephen M. Spratt recommended approval of the Homeless Initiative Funding Recommendations; and further recommended acceptance of the Master Homeless Initiative Funding Agreement with authorization for the County Administrator to execute individual agreements pursuant to the funding level matrix

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attached to his agenda memorandum dated September 23, 2003, a copy of which has been filed and made a part of the record, for a total distribution in the amount of \$250,000.00 for fiscal year 2003 – 2004.

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

Following input from Evelyn R. Bethell, Director, and Kathy Mitchell, Human Services Department, upon call for the vote, the motion carried unanimously.

#48 SOCIAL ACTION FUNDING RECOMMENDATIONS – APPROVED; MASTER SOCIAL ACTION FUNDING AGREEMENT ACCEPTED WITH AUTHORIZATION FOR COUNTY ADMINISTRATOR TO EXECUTE INDIVIDUAL AGREEMENTS PURSUANT TO FUNDING LEVEL MATRIX

County Administrator Stephen M. Spratt recommended approval of the Social Action Funding Recommendations; and further recommended that the Master Social Action Funding Agreement be accepted with authorization for the County Administrator to execute individual agreements as outlined in the attachment to his agenda memorandum dated September 23, 2003, which has been filed and made a part of the record, for a total distribution in the amount of \$750,000.00 for fiscal year 2003 – 2004.

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

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At this time, 3:41 P.M., Commissioner Harris left the meeting.

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#49 ALCOHOL, DRUG ABUSE AND MENTAL HEALTH (ADM) AGENCIES FUNDING RECOMMENDATIONS – APPROVED; MASTER FUNDING AGREEMENT ACCEPTED WITH AUTHORIZATION FOR COUNTY ADMINISTRATOR TO EXECUTE INDIVIDUAL AGREEMENTS PURSUANT TO FUNDING LEVEL MATRIX

County Administrator Stephen M. Spratt recommended approval of the Pinellas County Mental Health Match Funding Program 2004 Recommendations; and further recommended that the Master Funding Agreement for ADM be accepted with authorization for the County Administrator to execute individual agreements pursuant to the funding level matrix attached to his agenda memorandum dated September 23, 2003, which has been filed and made a part of the record, for a total recommended distribution to State contracted local agencies in the amount of \$2,567,140.00 for fiscal year 2003 – 2004.

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

#50 NONCOMPETITIVE PURCHASE OF MASTER SOFTWARE SUPPORT FROM AUTODESK, INC. (CONTRACT NO. 023-819-N) (PURCHASING AND BCC INFORMATION SYSTEMS) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the noncompetitive purchase of Master Software Support from AUTODESK, INC. to include five work orders outlining the tasks and prices for a total cost in the amount of \$493,702.36 as outlined in his agenda memorandum dated September 23, 2003.

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

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At this time, 3:43 P.M., Commissioner Harris returned to the meeting.

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#51 RESOLUTION NO. 03-182 ADOPTED, AS AMENDED, ESTABLISHING SCHEDULE OF FEES FOR NON-PROPRIETARY DEPARTMENTS (MANAGEMENT AND BUDGET)

County Administrator Stephen M. Spratt recommended adoption of a resolution establishing a schedule of fees for non-proprietary (governmental) departments during the fiscal year 2004.

Commissioner Welch moved, seconded by Commissioner Latvala, that Resolution No. 03-182 be adopted as recommended

In response to queries by Commissioner Stewart, Assistant County Administrator Jacob F. Stowers, III and Park Director Elizabeth Warren provided additional information with regard to boat ramp fees and communicating the existence of new fees to the public.

Commissioners Todd and Latvala expressed concern with regard to the proposed \$50.00 reservation fee for picnic shelters and its impact on family recreation in the parks. Following discussion and additional input from County Park Department staff, Commissioners Latvala and Welch amended their original motion to exclude the picnic shelter reservation fee; and that the issue be revisited to ascertain other feasible options. Upon roll call, the vote was:

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

Nays: Stewart and Harris.

Absent and not voting: None.

* * * *

Later in the meeting, at the time item No. 53 was discussed, the fee for the holiday light display at the Lake Seminole Park was amended.

* * * *

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#52 GRANT FUNDING AGREEMENT BETWEEN THE EAST LAKE YOUTH SPORTS ASSOCIATION AND PINELLAS COUNTY FOR FACILITY IMPROVEMENTS – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement between Pinellas County and the East Lake Youth Sports Association for the Recreational Grant Program to provide lighting and drainage improvements to the East Lake Youth Sports Complex located in Palm Harbor in an amount not to exceed \$443,000.00.

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

In response to query by Commissioner Stewart, Assistant County Administrator Jacob F. Stowers, III, indicated that the dollars will come from the Municipal Service Taxing Unit (MSTU) General Revenue Fund; and that the program will be reviewed annually to confirm eligibility of the recipients. Following further discussion and input from Park and Recreation Operations Manager Kathy Swain, upon call for the vote, the motion carried unanimously.

#53 AGREEMENT WITH CLARK SALES DISPLAY, INC. FOR THE PROVISION OF HOLIDAY LIGHT DISPLAY FOR SPECIAL EVENT TO BE HELD AT LAKE SEMINOLE PARK FROM NOVEMBER 17, 2003 THROUGH JANUARY 4, 2004 (PARK DEPARTMENT) – 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 an agreement with Clark Sales Display, Inc. for the provision of a holiday light display for a special event to be held at Lake Seminole Park from November 17, 2003 through January 4, 2004; wherein the contractor will receive 49 percent of the gate revenue as collected by County Staff; 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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In response to Commissioner Morroni's request that the Board consider reducing the admission fee for the special event from \$7.00 to \$5.00 per vehicle, Leah Hoffman, Park and Recreation Operations Manager, indicated that reducing the admission fee would result in the vendor canceling the agreement. Following discussion, Commissioner Stewart moved, seconded by Commissioner Latvala, that the admission for the holiday light display at Lake Seminole Park be \$10.00 per vehicle; and that Resolution No. 03-182 establishing the schedule of fees previously approved in item No. 51 be amended to reflect the increase. Upon call for the vote, the motion carried four to three with Commissioners Todd, Morroni and Welch dissenting.

#54a AGREEMENT BETWEEN PINELLAS COUNTY AND THE FLORIDA BOTANICAL GARDENS FOUNDATION, INC., (BOTANICAL GARDENS AND EXTENSION SERVICE) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement between Pinellas County and The Florida Botanical Gardens Foundation, Inc., a 501(c)(3) organization.

Commissioner Harris moved, seconded by Commissioner Stewart, that the recommendation of the County Administrator be approved; whereupon, Commissioner Stewart expressed his appreciation to the Florida Botanical Gardens Foundation and specifically the two Co-Chairs Mel Ora and Sallie Parks. Upon call for the vote, the motion carried unanimously.

* * * *

Following item No. 54b, Commissioner Latvala moved, seconded by Commissioner Harris and carried, that the appointment of Commissioner Stewart to serve as liaison to the Florida Botanical Gardens Foundation be approved.

* * * *

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#54b AIRPORT MASTER PLAN FOLLOW-UP ACTIONS

County Administrator Stephen M. Spratt presented suggestions on how to proceed with existing noise impacts from aircraft arriving and departing, the implications of more flight activity associated with airport development, and loss of green space and buffering issues at the St. Petersburg-Clearwater International Airport, which has been filed and made a part of the record.

Following Mr. Spratt's presentation, Commissioner Morroni noted that he plans to meet with the Director of the Airport in Sarasota to discuss noise abatement procedures.

#55 COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST

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

- a. The Chase Manhattan Bank versus Diane Wicks, et al., Circuit Civil Case No. 03-5435-CI-7 – Mortgage Foreclosure Involving Judgments for Fine and Costs and Attorney Fees and Costs.
- b. LaSalle Bank National Association, etc., versus Teresa Wright, et al., Circuit Civil Case No. 03-6361-CI-11 – Mortgage Foreclosure Involving a Default and Default Judgment.
- c. U.S. Bank National Association, etc., versus Wayne Herbert Sawvell, et al., Circuit Civil Case No. 03-6538-CI-19 – Mortgage Foreclosure Involving a Judgment for Fine and Costs.

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#56 RECOMMENDATION OF NON-CHALLENGE RE AN ENVIRONMENTAL RESOURCE PERMIT FOR THE NEW TAMPA BAY WATER OFFICE BUILDING - APPROVED

County Attorney Susan H. Churuti recommended that the Board agree not to challenge the environmental resource permit for the new Tampa Bay Water office building to be located on the east side of Enterprise Drive, south of State Road 580, north of Countryside Boulevard, allowing Tampa Bay Water to immediately file said permit.

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

#57 RESOLUTION NO. 03-183 ADOPTED TO POSTPONE MAKING APPLICATION FOR DEEDS ON COUNTY-HELD TAX CERTIFICATES FOR PROPERTIES ASSESSED BY THE PROPERTY APPRAISER AT VALUES LESS THAN \$5,000.00, PURSUANT TO SECTION 197.502(3), FLORIDA STATUTES, ON CERTIFICATES ISSUED IN 2000 AND 2001

County Attorney Susan H. Churuti recommended adoption of a resolution postponing making application for deeds on County-held certificates for properties assessed by the Property Appraiser at values less than \$5,000.00, pursuant to Section 197.502(3), Florida Statutes, on certificates issued in 2000 and 2001.

Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 03-183 be adopted as recommended by the County Attorney.

Responding to queries by Commissioner Harris, Attorney Churuti advised that the cost of processing the tax certificates for the subject properties is more expensive than the amount collected; that adjacent property owners are now being noticed when such property becomes available for sale; and that the entire issue is being monitored by the offices of the Property Appraiser, Tax Collector, County Attorney, and the County's General Services Department.

Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: None.

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#58 AMENDED AND RESTATED ACCESS AND JOINT OPERATING AGREEMENT BETWEEN PINELLAS COUNTY, APW NORTH AMERICA, INC., AND THE SCHOOL BOARD OF PINELLAS COUNTY – APPROVED FOR EXECUTION

County Attorney Susan H. Churuti recommended the approval of the Amended and Restated Access and Joint Operating Agreement between Pinellas County, APW North American, Inc., and the School Board of Pinellas County re property located at 14501 49th Street North, Clearwater, Florida.

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

#59 REVISED APPENDIX “A” TO SPECIAL COUNSEL CONTRACT WITH FORD & HARRISON, LLP FOR SERVICES RELATING TO LITIGATION AND ADMINISTRATIVE PROCEEDINGS INVOLVING LABOR MATTERS RETROACTIVE TO JULY 1, 2003 – APPROVED

County Attorney Susan H. Churuti recommended approval of revised Appendix “A” to the contract for special counsel services with Ford & Harrison, LLP for services relating to litigation and administrative proceedings involving labor matters; and that the revision be retroactive to July 1, 2003.

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

#60 HOSPICE OF THE SUNCOAST SETTLEMENT – APPROVED

Noting for the record that the Board is now sitting as the Emergency Medical Services Authority, County Attorney Susan H. Churuti recommended approval of the settlement of a disputed reimbursement claim with Hospice of the Suncoast for \$10,935.93.

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

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#61 AUTHORIZATION GRANTED FOR SETTLEMENT IN THE CASE OF JOSEPH IBRAHIM AND ABDUL IBRAHIM, RE BAIL BONDS - CASE NOS. CRC01-00443CFANO, CRC01-02716CFANO, ETC.

County Attorney Susan H. Churuti recommended settlement of the case of Joseph Ibrahim and Abdul Ibrahim re Bail Bonds - Case Nos. CRC01-00443CFANO, CRC01-02716CFANO, etc., as outlined in her confidential memorandum to the Board dated September 23, 2003.

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

#62a COUNTY ATTORNEY RE AIRPORT AUTHORITIES

County Attorney Susan H. Churuti provided the Board with background information with regard to airport authorities.

#62b FIREWORKS ORDINANCE UPDATE

County Attorney Susan H. Churuti advised that Judge Baird has ruled the Pinellas County Fireworks Ordinance constitutional.

#62c SHADOW MEETING RE LOCKHEED MARTIN LITIGATION

County Attorney Susan H. Churuti advised that a formal announcement will be given at the next Board of County Commissioners' meeting with regard to the scheduling of a shadow meeting on November 18, 2003, from 1:30 P.M. to 3:00 P.M. concerning the Lockheed Martin litigation.

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- #63 FINAL OPTION OF RENEWAL AND AMENDMENT TO CONTRACT WITH ADVANCED XEROGRAPHICS IMAGING SYSTEMS, INC. (AXIS) FOR ANNUAL REQUIREMENTS OF LASER PRINTING AND DIRECT MAILING OF DATA FOR EMERGENCY MEDICAL SERVICES (EMS) AND FIRE ADMINISTRATION (CONTRACT NO. 989-0837-B) (PURCHASING AND EMS) – 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

Noting for the record that the Board is now sitting as the Emergency Medical Services Authority, County Administrator Stephen M. Spratt recommended approval of a final option of renewal for the existing contract for laser printing and direct mailing services with Advanced Xerographics Imaging Systems, Inc. with one amendment to allow a minimum price of \$50.00 to be charged per notice type (invoice, late notice, and letter) per run due to the fact that the volume of printing and mailing will decrease substantially this year as EMS/Fire Administration is in the process of converting to a new billing software utilizing a different printing company, for a total estimated annual expenditure not to exceed \$35,000.00; 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 Welch and carried, that the recommendations of the County Administrator be approved.

- #64 SOLE SOURCE CONTRACT, ADDENDUM TO MEDTRONIC PHYSIO-CONTROL CORPORATION SERVICE ORDER TERMS AND CONDITIONS, AND INDEMNIFICATION LIMITATION WITH MEDTRONIC PHYSIO-CONTROL CORPORATION FOR REQUIREMENTS OF EKG/DEFIBRILLATOR MAINTENANCE (EMS) – APPROVED; CHAIRMAN AUTHORIZED TO SIGN DOCUMENTS AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY

Noting that the Board is now sitting as the Emergency Medical Services Authority, County Administrator Stephen M. Spratt recommended approval of a Sole Source Contract with Medtronic Physio-Control Corporation together with an Addendum to Medtronic Physio-Control Corporation Service Order Terms and Conditions, and an

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Indemnification Limitation with Medtronic Physio-Control Corporation for requirements of EKG/Defibrillator maintenance for a three-year term effective October 1, 2003 for an estimated total expenditure not to exceed \$394,691.79; and further recommended that the Chairman be authorized to sign said documents 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 Welch and carried, that the recommendations of the County Administrator be approved.

#65 COUNTY ADMINISTRATOR REPORTS – NONE

#66 APPROVAL OF COUNTY ADMINISTRATOR’S EVALUATION

Following discussion, Chairman Seel recommended a five percent merit increase in salary for the County Administrator; whereupon, Commissioner Latvala moved, seconded by Commissioner Welch and carried, that the recommendation of the Chairman be approved.

#67 APPROVAL OF COUNTY ATTORNEY’S EVALUATION

Chairman Seel recommended that the Board approve a five percent merit increase in salary for the County Attorney retroactive to her actual anniversary date in May.

Following discussion and input by Mrs. Churuti, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the recommendations of the Chairman be approved; whereupon, Chairman Seel requested that the Personnel Department coordinate the review dates of the County Attorney and the County Administrator to allow their evaluations to take place on the same date.

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#68 REAPPOINTMENT OF CHRYSTAL HOLMES TO PINELLAS SUNCOAST TRANSIT AUTHORITY (PSTA) BOARD OF DIRECTORS – APPROVED

Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the reappointment of Chrystal C. Holmes to the Pinellas Suncoast Transit Authority (PSTA) Board of Directors for a three-year term be approved.

#69a CHAIRMAN SEEL TO SERVE AS MEMBER OF CANVASSING BOARD; COMMISSIONER MORRONI APPOINTED AS ALTERNATE MEMBER

Upon motion by Commissioner Latvala, seconded by Commissioner Welch and carried, Chairman Seel was appointed to serve as primary member of the Canvassing Board and Commissioner Morroni as an alternate.

#69b COMMISSIONER WELCH'S TERM ON WORKNET BOARD EXTENDED

Commissioner Welch presented an update with regard to WorkNet and indicated that the deadline for making a determination on an administrative entity is March 2, 2004; whereupon, following a request for an extension of his term on the WorkNet Board, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the extension of Commissioner Welch's term on the WorkNet Board be approved; subsequently, he noted his attendance at the ground breaking ceremony at St. Petersburg College for the Eckerd Pharmacy Education Center.

#69c COMMISSIONER TODD RE GAS TAX AND DELIVERY OF HUMAN SERVICES PLAN

Commissioner Todd presented several alternative options with regard to the extension of the proposed six-cent gas tax; discussed the importance of setting priorities; and provided an update with regard to the delivery of human services project.

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#69d COMMISSIONER STEWART RE GAS TAX

Commissioner Stewart provided input with regard to the proposed extension of the gas tax; and expressed his displeasure with the inaccuracy of certain newspaper articles pertaining to the recent public information meetings.

#69e COMMISSIONER LATVALA RE GAS TAX

Commissioner Latvala expressed her thoughts with regard to the gas tax; and suggested a need for improved dialogue at the public hearing meetings.

#69f COMMISSIONER HARRIS RE GAS TAX AND WATER CONSERVATION TIP

Commissioner Harris related that he would like to see improved dialogue and communication with the municipalities with regard to the taxing process; and offered a water conservation tip.

#69g INSTALLATION OF GULF BOULEVARD MILE MARKERS – APPROVED;
COMMISSIONER MORRONI RE GAS TAX PUBLIC HEARINGS AND GULF
BOULEVARD BEAUTIFICATION PROJECT

Commissioner Morroni suggested that public information hearings provide a point/counterpoint venue; and at his request, Director of Planning Brian Smith exhibited the marker and symbol to be installed on Gulf Boulevard. Following Mr. Smith's presentation, Commissioner Morroni moved, seconded by Commissioner Welch and carried, that the federal grant funds remaining from the Gulf Boulevard Beautification Study be utilized for the installation of the signage.

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#69h CHAIRMAN SEEL RE DOWNTOWN PALM HARBOR REVIEW COMMITTEE
APPOINTMENTS AND PINELLAS COUNTY HEALTH DEPARTMENT

Chairman Seel requested that the members provide names for appointments to the Palm Harbor Review Committee; and congratulated the Pinellas County Health Department for the progressiveness it has exhibited and for the \$940,000 grant received from the federal government.

* * * *

Upon direction of the Chairman, there being no objection, the meeting was recessed at 5:41 P.M. Vice-Chairman Latvala reconvened the meeting at 6:30 P.M.; and announced that Chairman Seel is absent at this evening's session due to her required presence on the Canvassing Board.

* * * *

AUTHORIZATION GRANTED TO ADVERTISE A PUBLIC HEARING RE AN
ORDINANCE AMENDING SECTION 6-29 OF THE PINELLAS COUNTY CODE
AND PROVIDING FOR CHANGES IN HOURS OF OPERATION FOR BUSINESS
ESTABLISHMENTS DEALING IN ALCOHOLIC BEVERAGES

Chief Assistant County Attorney James L. Bennett recommended that authorization be granted to advertise a public hearing to be held October 7, 2003 regarding an amendment to Section 6-29 of the Pinellas County Code relative to hours of operation for business establishments dealing in alcoholic beverages.

In response to query by Commissioner Stewart, Attorney Bennett indicated that the advertisement will not specify hours of operation.

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

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PROCLAMATION DECLARING OCTOBER 2003 AS PINELLAS COUNTY GREENWAYS AND TRAILS MONTH

Vice-Chairman Latvala presented a proclamation declaring October 2003 as Pinellas County Greenways and Trails Month to Assistant County Administrator Jacob F. Stowers, III; whereupon, Mr. Stowers related that activities have been planned for the entire month and encouraged viewers to call the Planning Department for more information.

YOUTH ADVISORY COMMITTEE (YAC) PRESENTATION

Daniel Holm, Chairman of the Youth Advisory Committee (YAC), related that the committee has adopted three service projects related to serving the youth of Pinellas County; and indicated that the YAC has taken a position opposing the installation of a fuel tank on Fort DeSoto Beach.

CITIZENS TO BE HEARD

Lucile Casey, President, Del Oro Groves Homeowners' Association, presented petitions containing 175 signatures in opposition to expansion at St. Petersburg-Clearwater International Airport; and extended an invitation to the Del Oro Groves Homeowners' Association annual meeting at 6:30 P.M. on October 24 at Safety Harbor Spa.

Cathy Corry, Clearwater, representing Justice for Kids, spoke regarding the abuse and neglect of children by the Florida Department of Juvenile Justice; and extended an invitation to a meeting of a Legislative-appointed committee on October 8 at 10:00 A.M. at St. Petersburg College, Clearwater Campus, Fine Arts Auditorium.

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#70 RESOLUTION NO. 03-184 ADOPTED APPROVING ISSUANCE OF NOT-TO-EXCEED \$130,000,000.00 PINELLAS COUNTY HEALTH FACILITIES AUTHORITY HEALTH SYSTEM REVENUE BONDS, BAYCARE HEALTH SYSTEM ISSUE, SERIES 2003A, PURSUANT TO SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; WAIVING THE INDIGENT CARE FEE; AND PROVIDING AN EFFECTIVE DATE

Pursuant to legal notice published in the September 5, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing (TEFRA) was held regarding consideration of the proposed issuance of not-to-exceed \$130,000,000.00 Pinellas County Health Facilities Authority Health System Revenue Bonds, BayCare Health System Issue, Series 2003A. Chief Deputy Clerk Clarethia N. Harris 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 that the Board approve the issuance of not-to-exceed \$130,000,000.00 Revenue Bonds, Series 2003A, by the Pinellas County Health Facilities Authority.

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

Commissioner Todd moved, seconded by Commissioner Welch and carried, that the bond issue be approved as recommended by the County Administrator; whereupon, in response to query by Commissioner Stewart, Assistant County Administrator Mark S. Woodard indicated that the indigent care fee amounts to \$325,000.00 and that the Health Facilities Authority has recommended waiver of the fee in certain other previous bond issues.

County Attorney Susan H. Churuti then recommended approval of the companion resolution; whereupon, Commissioner Harris moved, seconded by Commissioner Todd, that Resolution No. 03-184 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

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#71 PETITION OF ERIC AND MARLA PADAGS TO VACATE THE SOUTH 5.0 FEET OF A 10.0-FOOT WIDE DRAINAGE EASEMENT ON THE NORTH LINE OF LOT 19, HIDDEN PINES AT COUNTRYSIDE, LOCATED IN THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 28 SOUTH, RANGE 16 EAST - GRANTED; RESOLUTION NO. 03-185 ADOPTED WITH AUTHORIZATION FOR THE CLERK TO RECORD

Pursuant to legal notice published in the September 12 and September 19, 2003 issues of the Tampa Bay Review, now known as Gulf Coast Business Review, as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Eric and Marla Padags to vacate the south 5.0 feet of a 10.0-foot wide drainage easement on the north line of Lot 19, Hidden Pines at Countryside, as recorded in Plat Book 114, Pages 60, 61 and 62, located in the northeast quarter of Section 30, Township 28 South, Range 16 East.

Chief Deputy Clerk Claretha N. Harris reported that letters of no objection have been received from the following:

Bright House Networks
Pinellas County Utilities
Progress Energy Florida
Verizon Florida, Inc.
Verizon Media Ventures, Inc.
Innovative Community Management Solutions, Inc.

She 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.

County Administrator Stephen M. Spratt stated that staff recommends the vacation be granted and that the Clerk be authorized to record the resolution.

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

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Commissioner Stewart moved, seconded by Commissioner Welch, that the petition to vacate be granted; and that Resolution No. 03-185 be adopted with authorization for the Clerk to record. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

#72 PETITION OF MARY J. BEZ AND ELIZABETH ANN BUTLER TO VACATE A 9.5-FOOT BY 46.0-FOOT PORTION OF A 15.0-FOOT WIDE DRAINAGE AND UTILITY EASEMENT ON THE EAST LINE OF LOT 13, PINE VALLEY, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 30 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 03-186 ADOPTED WITH AUTHORIZATION FOR THE CLERK TO RECORD

Pursuant to legal notice published in the September 12 and September 19, 2003 issues of the Tampa Bay Review, now known as Gulf Coast Business Review, as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Mary J. Bez and Elizabeth Ann Butler to vacate a 9.5-foot by 46.0-foot portion of a 15.0-foot wide drainage and utility easement on the east line of Lot 13, Pine Valley, as recorded in Plat Book 71, Page 62, located in the southwest quarter of Section 29, Township 30 South, Range 15 East.

Chief Deputy Clerk Claretha N. Harris reported that letters of no objection have been received from the following:

Bright House Networks
Pinellas County Utilities
Progress Energy Florida
Verizon Florida, Inc.
Verizon Media Ventures, Inc.

She 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.

County Administrator Stephen M. Spratt stated that staff recommends the vacation be granted and the Clerk authorized to record the resolution.

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

Commissioner Welch moved, seconded by Commissioner Todd, that the petition to vacate be granted; and that Resolution No. 03-186 be adopted with authorization for the Clerk to record. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

#73a APPLICATION OF PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS THROUGH TOM JEWSBURY, INTERIM AIRPORT DIRECTOR, ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM M-2 TO C-2 AND A CHANGE IN LAND USE DESIGNATION FROM INDUSTRIAL LIMITED TO COMMERCIAL GENERAL (Z/LU-11-6-03) - APPROVED; RESOLUTION NO. 03-187 ADOPTED; ORDINANCE NO. 03-70 ADOPTED APPROVING LAND USE APPLICATION, SUBJECT TO REVIEW AND APPROVAL BY THE COUNTYWIDE PLANNING AUTHORITY

Pursuant to legal notice published in the September 9, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Pinellas County Board of County Commissioners through Tom Jewsbury for a change of zoning from M-2 to C-2 and a change in land use designation from industrial limited to commercial general, re approximately 9.79 acres located at the northern terminus of Turtle Lane (Z/LU-11-6-03). Chief Deputy Clerk Clareth N. Harris reported that no correspondence relative to the application has been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt indicated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from M-2 to C-2 and the companion land use plan amendment from industrial limited to commercial general were filed and made a part of the record.

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

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Commissioner Stewart moved, seconded by Commissioner Welch, that Resolution No. 03-187 be adopted approving the zoning application; and that Ordinance No. 03-70 be adopted approving the land use application, subject to review and approval by the Countywide Planning Authority (Z/LU-11-6-03). Following discussion and upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

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Later in the meeting, Commissioner Morroni requested an update from Director of Development Review Services Paul Cassel; whereupon, Mr. Cassel related that the current M-2 zoning no longer permits retail uses; that in an effort to sell or lease the property staff recommends a C-2 zoning to allow commercial enterprises; and that the new zoning will prohibit the construction of hangars on the parcel.

#73b APPLICATION OF EVANGELOS AND SOPHIA LEGAKIS THROUGH TED LEGAKIS, SYDNEY DEVELOPMENT GROUP, INC., REPRESENTATIVE, FOR A CHANGE OF ZONING FROM R-4 TO C-2 AND A CHANGE IN LAND USE DESIGNATION FROM RESIDENTIAL URBAN TO COMMERCIAL GENERAL (Z/LU-3-8-03) - APPROVED; RESOLUTION NO. 03-188 ADOPTED; ORDINANCE NO. 03-71 ADOPTED APPROVING LAND USE APPLICATION, SUBJECT TO REVIEW AND APPROVAL BY THE COUNTYWIDE PLANNING AUTHORITY

Pursuant to legal notice published in the September 9, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Evangelos and Sophia Legakis through Ted Legakis for a change of zoning from R-4 to C-2 and a change in land use designation from residential urban to commercial general, re approximately 0.29 of an acre on the south side of 69th Avenue North, 127 feet west of 66th Street North (Z/LU-3-8-03). Chief Deputy Clerk Clareth N. Harris reported that no correspondence relative to the application has been received; and that the matter is properly before the Board to be heard.

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County Administrator Stephen M. Spratt indicated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from R-4 to C-2 and the companion land use plan amendment from residential urban to commercial general were filed and made a part of the record.

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

Commissioner Todd moved, seconded by Commissioner Welch, that Resolution No. 03-188 be adopted approving the zoning application; and that Ordinance No. 03-71 be adopted approving the land use application, subject to review and approval by the Countywide Planning Authority (Z/LU-3-8-03). Following discussion and upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

#73c APPLICATION OF FRED JUDY FOR A CHANGE OF ZONING FROM R-4 TO C-3 (Z-5-8-03) - APPROVED; RESOLUTION NO. 03-189 ADOPTED

Pursuant to legal notice published in the September 9, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Fred Judy for a change of zoning from R-4 to C-3, re approximately 0.087 acre on the north side of Overbrook Avenue, 149 feet east of Jade Avenue (Z-5-8-03). Chief Deputy Clerk Clareth N. Harris reported that no correspondence has been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt indicated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from R-4 to C-3 were filed and made a part of the record.

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

Commissioner Welch moved, seconded by Commissioner Stewart, that Resolution No. 03-189 be adopted approving zoning application Z-5-8-03. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel.

#73d APPLICATION OF VINCENT J. MORELLI, JR. THROUGH TIMOTHY J. HEALEY, P.E., C. FRED DEUEL & ASSOCIATES, INC., REPRESENTATIVE, FOR A CONDITIONAL USE TO PERMIT EXPANSION OF A PLANT NURSERY (CU-4-8-03) - APPROVED WITH CONDITIONS

Pursuant to legal notice published in the September 9, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Vincent J. Morelli, Jr. through Timothy J. Healey, P.E., C. Fred Deuel & Associates, Inc., for a conditional use to permit expansion of an existing plant nursery, re approximately 1.994 acres on the south side of 146th Avenue North at the intersection with 64th Street North (CU-4-8-03). Chief Deputy Clerk Claretha N. Harris reported that no correspondence has been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt indicated staff recommends conditional approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of a conditional use to permit the expansion of the existing plant nursery subject to certain conditions were filed and made a part of the record, said conditions being as follows:

1. Full site plan review.
2. All setback requirements shall be met.
3. Approval is for a plant nursery only. No retail sales shall be permitted on site.

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4. Hours of operation shall be 7:00 A.M. to 5:00 P.M. Monday through Saturday.
5. The Board shall reserve the right to rescind any approval given if the stated conditions are not met.

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

Commissioner Todd moved, seconded by Commissioner Welch and carried, that conditional use application CU-4-8-03 be approved subject to the aforesaid conditions.

#74 CASE #CW 03-47, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN AND TRANSPORTATION/UTILITY TO RESIDENTIAL/OFFICE/RETAIL AND TRANSPORTATION/UTILITY OVERLAY (ALTERNATIVE COMPROMISE RECOMMENDATION) (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 03-72 ADOPTED

Vice-Chairman Latvala noted for the record that the Board is now sitting as the Countywide Planning Authority (CPA).

Pursuant to legal notice published in the August 31, 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 03-47, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan, re 13.0 acres located on the northeast corner of State Road 580 and Summerdale Drive (regular amendment). Chief Deputy Clerk Clarethia N. Harris 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 alternative recommendation with stipulations; and that staff concurs with the PPC recommendation.

David P. Healey, PPC Executive Director, gave a brief review of the original request and the alternative recommendation; whereupon, Michael Crawford, PPC staff, elaborated on the differences in the two amendments. Referring to drawings and

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photographs, Mr. Crawford highlighted recommended changes outlined in the PPC's alternative recommendation.

Ed Armstrong, Esquire, Johnson, Blakely, Pope, Bokor, Ruppel and Burns, indicated that the applicant concurs with the PPC recommendations.

In response to the Vice-Chairman's call for persons wishing to be heard, the following individuals expressed their concerns:

Glenn Wilson, Clearwater
Mary Wilson, Clearwater

In response to query by Commissioner Welch, Mr. Healey related that the options are to approve the alternative recommendation with or without the supplemental recommendation concerning design guidelines, to deny the amendment, or to recommend another alternative to be sent back to the PPC for review; and that while the plan amendment would be binding, the design guidelines would serve in an advisory context as the basis for the site plan and developer's agreement.

Commissioner Harris moved, seconded by Commissioner Welch, that Ordinance No. 03-72 approving Case #CW 03-47 be adopted, including the advisory design guidelines. Upon roll call, the vote was:

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

Nays: Latvala.

Absent and not voting: Seel.

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Upon direction of the Chairman, there being no objection, the meeting was adjourned at 7:33 P.M.

* * * *

Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

By _____

Deputy Clerk