

Clearwater, Florida, December 2, 2003

The Board of County Commissioners in and for the County of Pinellas met in regular session in the County Commission Assembly Room, Pinellas County Courthouse, 315 Court Street, Clearwater, Florida, at 9:40 A.M. on this date with the following members present: Karen Williams Seel, Chairman; Susan Latvala, Vice-Chairman; Robert B. Stewart; Calvin D. Harris; John Morroni; and Kenneth T. Welch.

Absent: Barbara Sheen Todd.

Also present: James L. Bennett, Chief Assistant County Attorney; Stephen M. Spratt, County Administrator; Chief Deputy Clerk Claretha N. Harris; and Barbara Harb, Board Reporter.

Father James Rousakis, Greek Orthodox Church of the Holy Trinity, Clearwater, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Latvala.

## A G E N D A

### INVOCATION

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

### PRESENTATIONS & AWARDS

#### A. CITIZENS TO BE HEARD

Any Person Wishing to Speak at this Time, Excluding 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.

#### B. 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

December 2, 2003

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.

#### PUBLIC HEARINGS - COUNTYWIDE PLANNING AUTHORITY

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

##### SUBTHRESHOLD AMENDMENTS

1. a. Case #CW 03-70 – Oldsmar.  
Location – 25.0 Acres Located Generally South of Lexington Street, and East and West of Shore Drive; Amendment from Residential Estate and Preservation to Recreation/Open Space and Preservation.
- b. Case #CW 03-71 – Indian Rocks Beach.  
Location - 0.3 Acre Located on the Southeast Corner of 1<sup>st</sup> Street and 25<sup>th</sup> Avenue, and Northeast Corner of 1<sup>st</sup> Street and 24<sup>th</sup> Avenue; Amendment from Institutional to Residential Medium.
- c. Case #CW 03-73 - Pinellas County.  
Location - 0.3 Acre Located on the South Side of 69<sup>th</sup> Avenue North, Approximately 127 Feet West of 66<sup>th</sup> Street North; Amendment from Residential Urban to Commercial General.
- d. Case #CW 03-74 – Oldsmar.  
Location – 0.3 Acre Located on the Southeast Corner of State Road 580 and Chestnut Street; Amendment from Residential Urban to Commercial Neighborhood.

##### REGULAR AMENDMENTS

2. a. Case #CW 03-72 – Pinellas County (To Be Continued).  
Location – 9.6 Acres Located on the Northeast Corner of Roosevelt Boulevard and Bayside Bridge at the Northern Terminus of Turtle Lane; Amendment from Industrial Limited and Water/Drainage Feature Overlay to Commercial General and Water/Drainage Feature Overlay.

##### COUNTYWIDE RULES AMENDMENT

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

3. PPC Resolution No. 03-7.

December 2, 2003

Proposed Ordinance Amending the Countywide Rules to Allow Residential Uses within the Industrial Limited Future Land Use Plan Category.

SCHEDULED PUBLIC HEARINGS – BCC

4. Proposed Ordinance Amending the Pinellas County Code Pertaining to Delegation of Authority to the County Administrator to Pay State of Florida Workers' Compensation Assessments.
5. Petition to Vacate Submitted by Harry and Jennifer Brady for a 5.0 Foot by 78.5 Foot Portion of a 10.0 Foot Wide Platted Drainage and Utility Easement on the East Line of Lot 32, Wexford Leas, Unit 4B, Located in the Southeast Quarter of Section 11, Township 28 South, Range 15 East.
6. Proposed Ordinance Amending Street Lighting Districts.
7. Proposed Ordinance Creating the Courtyards at Bardmoor Street Lighting District.
8. Proposed Ordinance Amending the Pinellas County Code Relating to Construction Contracting and Licensure.
9. Proposed Ordinance Amending the Purchasing Ordinance Relating to the Debarment of Contractors.
10. Proposed Resolution Regarding the Advisability of the County Providing Solid Waste Collection Services in a Portion of the Unincorporated Area of the County Known as Lealman.

WATER AND NAVIGATION

Pursuant to the Provisions of Chapter 31182, Laws of Florida (1955), as Amended, it is the Policy of the Pinellas County Water and Navigation Control Authority that all Persons Giving Testimony on Matters Relating to Application for Dredge, Fill, or Dock Permits do so Under Oath. If You Wish to Make Statements or Give Testimony Concerning any of the Water & Navigation Items, Please be Prepared to Stand and Take the Oath When Requested to do so by the Clerk.

11. Dredge and Fill Application D/F-1454 Submitted by Edward Spaeth, 601 Roosevelt Boulevard, Tarpon Bayou, Tarpon Springs.
12. Private Dock Application P33549-03 Submitted by J. Thomas and Beth Goodgame, 1732 Sunset Drive, Clearwater Harbor, Clearwater.
13. Commercial Dock Application CD33516-03 Submitted by Ameris Realty of Florida, LLC, Luther Ramsey, 124 - 131<sup>st</sup> Avenue East, Madeira Bay, Madeira Beach Yacht Basin off of Boca Ciega Bay, Madeira Beach.

December 2, 2003

C. CONSENT AGENDA

CLERK OF THE CIRCUIT COURT

14. Approval of Minutes – None.
15. Reports:
  - a. Juvenile Welfare Board Interim Financial Reports (Unaudited) Dated September 30, 2003.
16. Other Approvals:
  - a. General – None.
  - b. Vouchers and Bills Paid.
17. Miscellaneous Items to be Received for Filing:
  - a. Correspondence from the City of Pinellas Park Regarding Six Ordinances Voluntarily Annexing Certain Property; Public Hearing Held November 25, 2003.
  - b. City of Seminole Ordinances Nos. 27-2003 and 30-2003 through 38-2003 Effective November 4, 2003, Annexing Certain Property.
  - c. City of Seminole Resolution No. 2003-27 Adopted November 4, 2003, Opposing Proposed Levy of Additional Gas Tax.
  - d. Correspondence from City of Indian Rocks Beach Opposing Proposed Levy of Additional Local Option Gas Tax.
  - e. Resolutions Supporting Continued Inclusion of Local Sources First Policy Pertaining to Florida's Water Resources:
    1. Broward County Board of County Commissioners, No. 2003-792, Adopted October 14, 2003.
    2. Highlands County Board of County Commissioners, No. 02-03-192, Adopted October 14, 2003.
    3. Jefferson County Board of County Commissioners, No. 03-1002-01, Adopted October 2, 2003.
    4. Nassau County Board of County Commissioners, No. 2003-132, Adopted October 13, 2003.
  - f. Martin County Board of County Commissioners Resolution No. 03-10.8, Adopted October 7, 2003, Recommending the Establishment of Miami Dade as a Permanent Secretariat of the Free Trade Area of the Americas.

December 2, 2003

- g. Eastlake Oaks Community Development District Minutes of Meeting Held August 14, 2003, Together with Proposed General Fund and Debt Service Fund Budgets for Fiscal Year 2004.
- h. Pinellas Suncoast Fire and Rescue District List of New Assessment Rates to Take Effect November 2004.

COUNTY ADMINISTRATOR

Public Works

- 18. Approval of Change Order No. 1 (Final) and Acceptance of the Contract as Complete with Pepper Contracting Services, Inc. for the Keene Road (Phase 1A) Project from Gulf-to-Bay Boulevard to Drew Street.
- 19. Approval of Plats for Recording, Accept Sidewalk Guarantee for Recording, Release of Funds and Completion Bond and Accept Quitclaim Deeds for Recording.

Utilities

- 20. Approval of the Ranking of Firms and Authorization for Staff to Negotiate with the Number One Ranked Firm for Laboratory Testing Services.
- 21. Approval of Change Order No. 1 (Final) with Wharton-Smith, Inc. and Release of Retainage for the Pump Station 159 Replacement Project.
- 22. Approval of Awards of Bid for:
  - a. Reclaimed Water Distribution System in Westlake Village and Indian Trails.
  - b. Water and Wastewater Treating Chemicals (Cooperative).

Other Departments

- 23. Adoption of a Resolution Authorizing the Expenditure of County Funds for Incentives, Awards and Recruitment by the Pinellas County Construction Licensing Board (County Administrator).
- 24. Adoption of a Resolution for Assessment of Liens against Lands Cleared (Environmental Management).
- 25. Ratification of the Grant Agreement with the State of Florida, Office of the Attorney General, for the Crime Stoppers Trust Fund Grant Award (Justice and Consumer Services).
- 26. Ratification of the Grant Contract with the State of Florida, Department of Revenue, for the Grant Award for Quasi-Judicial Services for Child Support Enforcement (Justice and Consumer Services).

December 2, 2003

27. Approval of an Award of Bid for Elevator Maintenance to Thyssen Krupp Elevator and General Elevator Sales and Service (Purchasing).

December 2, 2003

D. AUTHORITIES

EMERGENCY MEDICAL SERVICES AUTHORITY

28. Approval of the Issuance of Certificates of Public Convenience and Necessity for Various Wheelchair Transport Providers.
29. Approval of the Renewal of Certificates of Public Convenience and Necessity for Advanced Life Support First Responders, ALS Helicopter Ambulances and the Emergency Medical Services Authority d/b/a Sunstar.

E. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Airport

31. Approval of Amendment No. 1 to the Agreement with Republic Parking System, Inc. for Management and Operations of Paid Parking at St. Petersburg-Clearwater International Airport.

Public Works

32. Approval of the Contract with Florida Communities Trust for a Grant for the Brooker Creek Preserve – Anclote River Corridor.
33. Approval of Authorization to Advertise for a Public Hearing on the Proposed Belleair Beach Causeway Bridge Replacements.
34. Approval of Real Property Acquisition Located at 1550 Klosterman Road in Palm Harbor.

Utilities

35. Approval of an Award of Bid to U.S. Filter/Davis Products for Ferrous Sulfate.
36. Approval of a Non-Competitive Agreement for Professional Consulting Services for Water Resource Management and Development.
37. Approval of the Authority to Advertise for a Public Hearing Relating to Watering Restrictions.

Other Departments

38. Approval of a Reappointment to the Pinellas County Public Employees Relations Commission (County Administrator).
39. Adoption of a Resolution Granting Authority for Emergency Medical Services Authority Items to the County Administrator and the Purchasing Director to Execute Documentation in Accordance

December 2, 2003

with the Delegated Authority under the Ordinance Governing the County Administrator's Approval Authority (County Administrator/County Attorney).

40. Adoption of a Resolution Granting Authority for the Fire Protection Authority to the County Administrator and the Purchasing Director to Execute Documentation in Accordance with the Delegated Authority under the Ordinance Governing the County Administrator's Approval Authority (County Administrator/County Attorney).
41. Adoption of a Resolution Approving a Transfer of the Verizon Media Ventures Incorporated Cable Franchise to Knology New Media Incorporated (Continued from the November 18, 2003 BCC Meeting) (Communications/County Attorney).
42. Approval of an Agreement to Acquire a Portion of an Improved Property Lot within the Dansville Redevelopment Area (Community Development).
43. Approval of an Agreement to Acquire a Vacant Parcel Lying within the Dansville Redevelopment Area (Community Development).
44. Approval of the Agreement with the Department of Community Affairs to Receive Grant Funding for Emergency Management Continuity of Operations Planning Efforts (Emergency Management).
45. Approval of Authority to Advertise and Establish a Base Bid for the Tenant/Caretaker Lease and Management Agreement for the St. Pete Beach Cottage (General Services).
46. Approval to Accept a Quitclaim Deed from the Lealman Special Fire Control District (General Services).
47. Approval of the Fourth Amendment to the Lease with 400 Cleveland, LLC (General Services).
48. Approval of the Primary Care Service Funding Agreement with Community Health Centers of Pinellas, Inc. (Human Services).
49. Approval of a Grant Award from the United States Department of Health and Human Services, Health and Human Services Health Resources and Service Administration, for the Mobile Medical Unit (Human Services).
50. Approval of the Community Oriented Policing Services Technology Grant Award for a Facial Recognition Technology Project (Justice and Consumer Services).
51. Adoption of a Resolution to Temporarily Waive the Requirements of Section 6-47(a) of the Pinellas County Code for the Greater Palm Harbor Chamber of Commerce to Hold its 29<sup>th</sup> Annual Fine Arts Festival in Historic Downtown Palm Harbor (Planning).
52. Other Administrative Matters:
  - a. Approval of a Grant Contract with the Florida Communities Trust for the Mobbly Bayou Wilderness Preserve North Addition.

December 2, 2003

COUNTY ATTORNEY

53. Authority for the County Attorney to Initiate Small Claims Actions for Unpaid Ambulance Bills against:
  - a. Estate of Dorothy F. Cary.
  - b. Estate of George D. Heath, Jr.
54. Approval of Contracts for Law Enforcement Services for Fiscal Year 2003-2004 with the Cities of:
  - a. Dunedin.
  - b. Gulfport for Crime Scene Services, Evidence, and Property Storage.
  - c. Indian Rocks Beach.
  - d. Madeira Beach.
  - e. Pinellas Park for Crime Scene Services, Evidence, and Property Storage.
  - f. Seminole.
55. Miscellaneous.

F. AUTHORITIES

COUNTYWIDE PLANNING AUTHORITY

56. Adoption of a Resolution to Accept, File and Distribute Updated Countywide Future Land Use Plan Map.

ECONOMIC DEVELOPMENT AUTHORITY

57. Approval of Amendment No. 1 to the Lease Agreement with Andrews Electronics, Inc. at the Young - Rainey STAR Center.

G. COUNTY ADMINISTRATOR REPORTS

58. None.

H. COUNTY COMMISSION

59. Adoption of a Resolution Requesting Congress to Continue the Financial Support of the 21st Century Learning Centers Program.
60. Approval of an Appointment to the WorkNet Pinellas Board.

December 2, 2003

61. Approval of Appointments to the Charter Review Commission.
62. Miscellaneous.

ADJOURNMENT

\* \* \* \*

2003 FLORIDA ANIMAL CONTROL ASSOCIATION AWARDS PRESENTED TO ANIMAL SERVICES DEPARTMENT EMPLOYEES

Chairman Seel introduced Lois Kostroski, Executive Director of the Florida Animal Control Association (FACA); whereupon, she presented the following awards to Animal Services Department employees: "Outstanding Agency of the Year," accepted by Greg Andrews; "Supervisor of the Year" to Sandra F. Lee; and "Humanitarian of the Year" to Leslie Uzzo.

CITIZENS TO BE HEARD

W. C. Snipes, Clearwater, expressed his concerns relative to the annexation of businesses.

- # 1a CASE #CW 03-70, PROPOSAL BY THE CITY OF OLDSMAR TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL ESTATE AND PRESERVATION TO RECREATION/OPEN SPACE AND PRESERVATION (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-92 ADOPTED

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

Pursuant to legal notice published in the November 2, 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 03-70, a proposal by the city of Oldsmar to amend the land use designation on the Countywide Future Land Use Plan from residential estate and preservation to recreation/open space and preservation, re 25.0 acres located generally south of Lexington Street and east and west of Shore Drive

December 2, 2003

(subthreshold amendment). Chief Deputy Clerk Claretha 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 proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-92 approving Case #CW 03-70 be adopted. Upon roll call, the vote was:

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

Nays: None

Absent and not voting: Todd.

# 1b CASE #CW 03-71, PROPOSAL BY THE CITY OF INDIAN ROCKS BEACH TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM INSTITUTIONAL TO RESIDENTIAL MEDIUM (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-93 ADOPTED

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

Pursuant to legal notice published in the November 2, 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 03-71, a proposal by the City of Indian Rocks Beach to amend the land use designation on the Countywide Future Land Use Plan from institutional to residential medium, re 0.3 acre located on the southeast corner of 1<sup>st</sup> Street and 25<sup>th</sup> Avenue, and northeast corner of 1<sup>st</sup> Street and 24<sup>th</sup> Avenue (subthreshold amendment). Chief Deputy Clerk Claretha 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.

December 2, 2003

County Administrator Stephen M. Spratt stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-93 approving Case #CW 03-71 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

# 1c CASE #CW 03-73, A PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO COMMERCIAL GENERAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-94 ADOPTED

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

Pursuant to legal notice published in the November 2, 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 03-73, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from residential urban to commercial general, re 0.3 acre located on the south side of 69<sup>th</sup> Avenue North, approximately 127 feet west of 66<sup>th</sup> Street North (subthreshold amendment). 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 Authority to be heard.

County Administrator Stephen M. Spratt stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

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

December 2, 2003

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-94 approving Case #CW 03-73 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

# 1d CASE #CW 03-74, PROPOSAL BY THE CITY OF OLDSMAR TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO COMMERCIAL NEIGHBORHOOD (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 03-92 ADOPTED

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

Pursuant to legal notice published in the November 2, 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 03-74, a proposal by the City of Oldsmar to amend the land use designation on the Countywide Future Land Use Plan from residential urban to commercial neighborhood, re 0.3 acre located on the southeast corner of State Road 580 and Chestnut Street (subthreshold amendment). Chief Deputy Clerk Claretha 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 proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-92 approving Case #CW 03-74 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

December 2, 2003

- # 2a CASE #CW 03-72, PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION FROM INDUSTRIAL LIMITED AND WATER/DRAINAGE FEATURE OVERLAY TO COMMERCIAL GENERAL AND WATER/DRAINAGE FEATURE OVERLAY (REGULAR AMENDMENT) - TEMPORARILY DEFERRED TO MEETING OF JANUARY 6, 2004

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

Pursuant to legal notice published in the November 2, 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 03-72, a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from industrial limited and water/drainage feature overlay to commercial general and water/drainage feature overlay, re 9.6 acres located on the northeast corner of Roosevelt Boulevard and Bayside Bridge at the northern terminus of Turtle Lane (regular amendment). 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 Authority to be heard.

County Administrator Stephen M. Spratt indicated that staff recommends a continuance of the case to the Authority meeting of January 6, 2004.

Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that Case #CW 03-72 be temporarily deferred to the January 6, 2004 meeting.

- # 3 PROPOSED ORDINANCE AMENDING THE COUNTYWIDE RULES TO ALLOW RESIDENTIAL USES WITHIN THE INDUSTRIAL LIMITED FUTURE LAND USE PLAN CATEGORY (PINELLAS PLANNING COUNCIL [PPC] RESOLUTION NO. 03-7) - SECOND PUBLIC HEARING TO BE HELD DECEMBER 16, 2003

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

Pursuant to legal notice published in the November 2, 2003 issue of the Pinellas edition of the Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, the first public hearing was held on a proposed ordinance amending the

December 2, 2003

Countywide Rules to allow residential uses within the industrial limited Future Land Use Plan category (PPC Resolution No. 03-7). Chief Deputy Clerk Clarethia N. Harris reported that two messages in objection to the ordinance have been received; and that the matter is properly before the Authority to be heard.

County Administrator Stephen M. Spratt recommended that the Board hear public testimony on the proposed ordinance; stated that there are open issues that need to be resolved; and that staff hopes to present suggested amendments to the ordinance at the second public hearing to be held December 16; whereupon, PPC Executive Director David Healey provided background information regarding the recommendation for the rule amendment. In response to query by the members, he indicated that currently the rule only allows secondary commercial uses to be used in conjunction with industrial in a Development of Regional Impact (DRI); that several sites have been identified that potentially would qualify for mixed uses; that 50 acres is a sufficient size to allow combined uses on a planned basis; that currently site plan approval rests with the local government; that a rule amendment was considered to allow a degree of flexibility and latitude in an expeditious manner; and that the criteria of being within the transit corridor is to allow internalizing some of the traffic that would occur as a function of a new development and creating a mixed-use environment where people can live, work and be served by transit.

Thereupon, Mr. Spratt stated that the issues relate to the appropriate separation of residential development from the landfill and sod farm properties, and the implications of the rule change for future use of industrial land throughout the County; whereupon, Commissioner Latvala suggested that the subject be included on the December 9 workshop agenda.

Following discussion with regard to possible amendments to the proposal and input by Chief Assistant County Attorney James L. Bennett, Assistant County Administrator Jacob F. Stowers highlighted the details of County staff's position.

In response to the Chairman's call for persons wishing to be heard, the following persons appeared and related their comments:

December 2, 2003

W. C. Snipes, Clearwater  
Dean R. Neal, City of Pinellas Park Zoning Director  
Attilio Corbo, Palm Harbor  
Ace Acenbrack  
Robert M. Brumback, representing the Technical Management Committee (TMC)

Solid Waste Operations Director Warren Smith referred to an aerial photograph and outlined the footprint of the Solid Waste facility, and in response to queries by Commissioner Welch, stated that periodic complaints regarding birds and heavy equipment have been received; that the landfill permit is reviewed every five years by the Department of Environmental Protection (DEP); that should the permit be denied, landfill material would have to be shipped out of the County; and that other landfills have experienced problems in locating residential development within close proximity of the facility.

Following discussion, Mr. Spratt indicated that the second public hearing will be held on December 16.

# 4 ORDINANCE NO. 03-95 ADOPTED PROVIDING THAT SECTION 2-62 OF THE PINELLAS COUNTY CODE BE AMENDED BY ADDING A SUBSECTION PROVIDING THAT THE COUNTY ADMINISTRATOR OR HIS/HER DESIGNEE SHALL HAVE THE AUTHORITY TO PAY STATE ASSESSMENTS RELATED TO THE COUNTY'S WORKERS' COMPENSATION SELF INSURANCE PLAN

Pursuant to legal notice published in the November 22, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending the Pinellas County Code pertaining to delegation of authority to the County Administrator to pay State of Florida Workers' Compensation assessments. Chief Deputy Clerk Clareth N. Harris reported that no correspondence relative to the ordinance 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 proposed ordinance.

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

December 2, 2003

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-95 approving the amendment to the Pinellas County Code related to payment of State of Florida Workers' Compensation assessments be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

# 5 PETITION OF HARRY AND JENNIFER BRADY TO VACATE A 5.0-FOOT BY 78.5-FOOT PORTION OF A 10.0-FOOT WIDE PLATTED DRAINAGE AND UTILITY EASEMENT LOCATED ON THE EAST LINE OF LOT 32, WEXFORD LEAS, UNIT 4B, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 28 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 03-231 ADOPTED WITH AUTHORIZATION FOR THE CLERK TO RECORD

Pursuant to legal notice published in the November 21 and November 28, 2003 issues of the Gulf Coast Business Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Harry and Jennifer Brady to vacate a 5.0-foot by 78.5-foot portion of a 10.0-foot wide platted drainage and utility easement located on the east line of Lot 32, Wexford Leas, Unit 4B, as recorded in Plat Book 87, Pages 99 and 100, located in the southeast quarter of Section 11, Township 28 South, Range 15 East.

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

Pinellas County Utilities  
Progress Energy Florida, Inc.  
Bright House Networks  
Verizon Florida, Inc.  
Verizon Media Ventures, Inc.  
Wexford West Homeowners' Association, 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.

December 2, 2003

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 Chairman's call for persons wishing to be heard.

Commissioner Latvala moved, seconded by Commissioner Welch, that the petition be granted; and that Resolution No. 03-231 be adopted with authorization for the Clerk to record. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

# 6 ORDINANCE NO. 03-96 ADOPTED AMENDING VARIOUS PINELLAS COUNTY ORDINANCES RELATED TO STREET LIGHTING DISTRICTS AS LISTED THEREIN; AMENDING, CLARIFYING AND UPDATING THE LEGAL DESCRIPTIONS COMPRISING THE AREA EMBRACED WITHIN SAID DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (COUNTY ATTORNEY)

Pursuant to legal notice published in the November 22 and November 26, 2003 issues of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending various Pinellas County ordinances related to street lighting districts as listed therein; amending, clarifying and updating the legal description listed therein; amending, clarifying and updating the legal descriptions comprising the area embraced within said districts; providing for severability; and providing for an effective date. Chief Deputy Clerk Clareth N. Harris reported that no correspondence has been received relative to the proposed ordinance; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt indicated that staff recommends adoption of the proposed ordinance.

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

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-96 be adopted as recommended. Upon roll call, the vote was:

December 2, 2003

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

Nays: None.

Absent and not voting: Todd.

# 7 ORDINANCE NO. 03-97 ADOPTED CREATING THE COURTYARDS AT  
BARDMOOR SUBDIVISION STREET LIGHTING DISTRICT

Pursuant to legal notice published in the November 14 and November 21, 2003 issues of the Gulf Coast Business Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance relating to street lighting; providing for the creation of a municipal service taxing unit for street lighting to be known as Courtyards at Bardmoor Subdivision Street Lighting District; providing for distinct areas included within said district; designating the Board of County Commissioners of Pinellas County as the governing body of said district; authorizing the governing body to enter into agreements with utility companies supplying electricity and maintenance to said district; providing for the funding of said district through special annual assessments levied on all properties within the district; providing for the filing of the assessment roll; providing for collection and payment of assessments; providing for items to be included in the initial assessment; authorizing the establishment of a revolving fund; providing for the dissolution or transfer of said district resulting from its annexation into a municipality; providing for severability; providing for an effective date of ordinance; and providing for other modifications which may arise from review of the ordinance with the responsible authorities. Chief Deputy Clerk Clareth N. Harris reported that no correspondence relative to the ordinance has been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt recommended adoption of the ordinance creating the Courtyards at Bardmoor Subdivision Street Lighting District.

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

Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-97 be adopted. Upon roll call, the vote was:

December 2, 2003

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

Nays: None.

Absent and not voting: Todd.

# 8 ORDINANCE NO. 03-98 ADOPTED AMENDING THE PINELLAS COUNTY CODE RELATING TO CONSTRUCTION CONTRACTING AND LICENSURE (COUNTY ATTORNEY)

Pursuant to legal notice published in the November 22, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance relating to Construction Contracting and Licensure providing that the Pinellas County Code be amended by revising Article I, Division 1 of Chapter 22 of said Code; providing that the Chapter be revised to reflect changes made to state law; revising Article 1, Division 2 of Chapter 22 of said Code; providing for changes to definitions reflecting changes in state law and providing for changes to enforcement procedures, penalties and prohibitions; providing for the repeal of Article III, Division 1 of Chapter 22 of said Code, and declaring same to be null and void and of no effect such that the terms do not conflict with the new Boards of Adjustment and Appeals created by Pinellas County Ordinance 02-14; providing for the repeal of Article III, Division 3 of Chapter 22 of said Code, and declaring same to be null and void and of no effect such that local construction contracting licensure be only through the Pinellas County Construction Licensing Board; providing for severability; providing for inclusion in the Code; providing for an effective date; providing for other modifications that may arise from review of the ordinance at the public hearings and with responsible authorities.

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 recommended that the Board adopt the proposed ordinance.

In response to the Chairman's call for persons wishing to be heard, the following persons appeared and voiced their support:

December 2, 2003

Steven K. Howe, Largo  
Tom Tafelski, Tampa Bay Builders Association  
John Marzulli, Tarpon Springs

Thereupon, Chairman Seel closed the public hearing; whereupon, Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 03-98 be adopted as recommended. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

# 9 ORDINANCE AMENDING THE PURCHASING ORDINANCE RELATING TO THE DEBARMENT OF CONTRACTORS - TEMPORARILY DEFERRED TO MEETING OF JANUARY 20, 2004 (COUNTY ATTORNEY)

Pursuant to legal notice published in the November 22, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance amending Section 2-161 of the Purchasing Ordinance relating to debarment of contractors; providing for a purpose to solicit offers from award contracts and consent to subcontracts with responsible contractors only; providing for definitions; providing for a list of debarred contractors; providing for definitions; providing for a list of debarred contractors and required criteria included on said list; providing for the effects of debarment; providing for guidelines relating to the continuation of current contracts as a result of debarment; providing for restrictions on subcontracting as a result of debarment; providing for the scope of debarment; providing for the causes of debarment; providing for debarment procedures; providing for a period of debarment commensurate with the seriousness of the cause(s) for debarment; providing for additions or deletions that may arise as a result of matters raised at the public hearing or in consultation with responsible authorities; providing for severability; providing for codification; providing for an effect date.

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 recommended that the Board adopt the proposed ordinance.

December 2, 2003

In response to the Chairman's call for persons wishing to be heard, David Nelson, Tarpon Springs, expressed his concerns.

Commissioner Latvala moved, seconded by Commissioner Morrioni, that the item be temporarily deferred to the meeting of January 20, 2004. During discussion and input by Chief Assistant County Attorney James L. Bennett, Chairman Seel suggested that contractors currently conducting business with the County be notified of the new hearing date; whereupon, Commissioner Welch requested further definition of the appeal process. At the request of Chairman Seel, Mr. Spratt outlined the current process for debarment and noted that how debarment affects current contracts and procedures for reviewing a case are not addressed; and that the amendment will provide for additional guidelines for the process. Upon call for the vote, the motion carried that the item be temporarily deferred to the meeting of January 20, 2004.

#10 RESOLUTION NO. 03-232 ADOPTED GIVING NOTICE THAT THE BOARD OF COUNTY COMMISSIONERS INTENDS TO PROVIDE RESIDENTIAL SOLID WASTE COLLECTION THROUGH AN EXCLUSIVE FRANCHISE UNDER A MUNICIPAL SERVICE BENEFIT UNIT IN A PORTION OF THE UNINCORPORATED COUNTY KNOWN AS LEALMAN

Pursuant to legal notice published in the October 29, 2003 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the advisability of the County providing solid waste collection services through an exclusive franchise in a Municipal Services Benefit Unit to be set up in a portion of the unincorporated area of the County known as Lealman. 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 accept public comment and, after taking such, adopt a resolution giving notice that the County intends to provide residential solid waste collection services in the Lealman area.

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

Eleanor Lovell, St. Petersburg  
Ray Neri, St. Petersburg

December 2, 2003

In response to the Chairman's call for opponents, W. C. Snipes, Clearwater, appeared and stated his concerns.

Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 03-232 be adopted as recommended. Following discussion and upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

\* \* \* \*

At this time, 11:30 A.M., Commissioner Welch left the meeting.

\* \* \* \*

#11 DREDGE AND FILL APPLICATION D/F-1454, EDWARD SPAETH, 601 ROOSEVELT BOULEVARD, TARPON BAYOU, TARPON SPRINGS - APPROVED

Chairman Seel noted for the record that the Board is now sitting as the Water and Navigation Control Authority.

Pursuant to legal notice published in the October 17 and 24 issues of the Gulf Coast Business Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Dredge and Fill Application D/F-1454, Edward Spaeth, 601 Roosevelt Boulevard, Tarpon Bayou, Tarpon Springs. Chief Deputy Clerk Claretha N. Harris reported that all interested parties have been notified by mail; 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 indicated that the biological report prepared by the Pinellas County Department of Environmental Management was made available to the public and has been filed and made a part of the record; and that staff recommends approval of the application and execution of the order based upon negative "Findings of Fact," Items one through nine, and affirmative "Findings of Fact,"

December 2, 2003

Items 12 and 14, as indicated in his memorandum of December 2, 2003, which has been filed and a made a part of the record, subject to the following condition:

Floating turbidity curtains must be placed around the dredge areas. The applicant or contractor must take immediate corrective action should turbidity problems occur outside of the dredge or spoil area.

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

Following input by Director of Environmental Management William M. Davis, Commissioner Latvala moved, seconded by Commissioner Stewart and carried, that the application be approved with the aforementioned condition and in accordance with the "Findings of Fact."

#12 PRIVATE DOCK APPLICATION P33549-03, J. THOMAS AND BETH GOODGAME, 1732 SUNSET DRIVE, CLEARWATER HARBOR, CLEARWATER - APPROVED

Chairman Seel noted for the record that the Board is now sitting as the Water and Navigation Control Authority.

Pursuant to legal notice published in the October 17 and 24 issues of the Gulf Coast Business Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Private Dock Application P33549-03, J. Thomas and Beth Goodgame, 1732 Sunset Drive, Clearwater Harbor, Clearwater. Chief Deputy Clerk Claretha N. Harris reported that all interested parties have been notified by mail; that no correspondence has been received; and that the matter is properly before the Authority to be heard.

County Administrator Stephen M. Spratt indicated that the biological report prepared by the Pinellas County Department of Environmental Management was made available to the public and has been filed and made a part of the record; and that staff recommends approval of the application and execution of the order based upon negative "Findings of Fact," Items one through nine, as indicated in his memorandum of December 2, 2003, which has been filed and made a part of the record.

December 2, 2003

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

Commissioner Stewart moved, seconded by Commissioner Latvala and carried, that the application be approved in accordance with the "Findings of Fact."

#13 COMMERCIAL DOCK APPLICATION CD33516-03, AMERIS REALTY OF FLORIDA, LLC, LUTHER RAMSEY, 124 131<sup>ST</sup> AVENUE EAST, MADEIRA BEACH YACHT BASIN OFF BOCA CIEGA BAY, MADEIRA BEACH - APPROVED

Chairman Seel noted for the record that the Board is now sitting as the Water and Navigation Control Authority.

Pursuant to legal notice published in the October 17 and 24 issues of the Gulf Coast Business Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Commercial Dock Application CD33516-03, Ameris Realty of Florida, LLC, Luther Ramsey, 124 131<sup>st</sup> Avenue East, Madeira Beach Yacht Basin off Boca Ciega Bay, Madeira Beach. Chief Deputy Clerk Claretha N. Harris reported that all interested parties have been notified by mail; that one message in opposition to the application has been received; and that the matter is properly before the Authority to be heard.

County Administrator Stephen M. Spratt indicated that the biological report prepared by the Pinellas County Department of Environmental Management was made available to the public and has been filed and made a part of the record; and that staff recommends approval of the application and execution of the order based upon negative "Findings of Fact," Items one through nine, as indicated in his memorandum of December 2, 2003, which has been filed and made a part of the record.

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

Following input by Director of Environmental Management William M. Davis, Commissioner Latvala moved, seconded by Commissioner Stewart and carried, that the application be approved in accordance with the "Findings of Fact."

December 2, 2003

CONSENT AGENDA ITEMS NOS. 14 THROUGH 29 - APPROVED

Upon presentation by Chairman Seel, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the consent agenda, consisting of items Nos. 14 through 29, be approved as follows:

#14 APPROVAL OF MINUTES – None.

#15 REPORT RECEIVED FOR FILING

- a. Juvenile Welfare Board Interim Financial Reports (unaudited) dated September 30, 2003.

#16 OTHER APPROVALS

- a. General – None

- b. Vouchers and Bills Paid

- (1) Checks released for the period from November 10, 2003 through November 14, 2003 as follows:

Imprest Fund Expenditures

Manual checks numbered 686471 through 686477

System checks numbered 709411 through 710046

Wire Transfers numbered 002231 through 002248

#17 MISCELLANEOUS ITEMS RECEIVED

- a. Correspondence from the City of Pinellas Park re six ordinances voluntarily annexing certain property; public hearing held November 25, 2003.

December 2, 2003

- b. City of Seminole Ordinances Nos. 27-2003 and 30-2003 through 38-2003 effective November 4, 2003, annexing certain property.
- c. City of Seminole Resolution No. 2003-27 adopted November 4, 2003, Opposing Proposed Levy of Additional Gas Tax.
- d. Correspondence from City of Indian Rocks Beach Opposing Proposed Levy of Additional Local Option Gas Tax.
- e. Resolutions supporting Continued Inclusion of Local Sources First Policy pertaining to Florida's water resources:
  - 1. Broward County Board of County Commissioners, No. 2003-792, adopted October 14, 2003.
  - 2. Highlands County Board of County Commissioners, No. 02-03-192, adopted October 14, 2003.
  - 3. Jefferson County Board of County Commissioners, No. 03-1002-01, adopted October 2, 2003.
  - 4. Nassau County Board of County Commissioners, No. 2003-132, adopted October 13, 2003.
- f. Martin County Board of County Commissioners Resolution No. 03-10.8, adopted October 7, 2003, recommending the establishment of Miami Dade as a Permanent Secretariat of the Free Trade Area of the Americas.
- g. Eastlake Oaks Community Development District Minutes of Meeting held August 14, 2003, together with Proposed General Fund and Debt Service Fund Budgets for Fiscal Year 2004.
- h. Pinellas Suncoast Fire and Rescue District list of new assessment rates to take effect November 2004.

December 2, 2003

#18 CHANGE ORDER NO. 1 (FINAL) TO CONTRACT NO. 000819 WITH PEPPER CONTRACTING SERVICES, INC. FOR THE KEENE ROAD (PHASE 1A) PROJECT FROM GULF-TO-BAY BOULEVARD TO DREW STREET (BID NO. 012-452-C)

- a. Change Order No. 1 (Final) decreasing the total contract amount by \$453,558.88 (new total contract, \$3,367,150.03).
- b. Project accepted as complete as of May 21, 2003.
- c. Chairman authorized to sign and Clerk to attest.

#19 SURETIES AND EASEMENTS

- a. Estates of Lake Tarpon
  1. Plat accepted for recording.
  2. Sidewalk Guarantee accepted for recording.
- b. Alderman and U.S. 19
  1. Plat accepted for recording.
- c. Tom May Warehouse
  1. Release of funds in the amount of \$9,792.00 to Mr. Tom May, Tom May Warehouse, 13688 West Rena Drive, Largo, FL 33771.
- d. Tarpon Breeze Estates (n/k/a West Breeze Estates)
  1. Release of Completion Bond No. B21857061 in the amount of \$776,007.99 to Central Suburban, Inc., 1630 Northeast County Highway 10, Spring Lake Park, Minnesota 55432.
- e. James O'Shea and Deborah L. O'Shea
  1. Quitclaim Deed accepted for recording.

December 2, 2003

f. Stony Pointe Development Corporation

1. Quitclaim Deed accepted for recording.

#20 SELECTION OF ELAB INC. TO PROVIDE LABORATORY TESTING SERVICES FOR 2003-2004 (CONTRACT NO. 023-806-P); AUTHORIZATION FOR STAFF TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRM

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

1. ELAB Inc.
2. US Biosystems Laboratory Testing
3. Severn Trent
4. Flowers Chemical Laboratory
5. Harbor Branch

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

#21 CHANGE ORDER NO. 1 (FINAL) TO CONTRACT WITH WHARTON-SMITH, INC. (PROJECT NO. 754-637114-1469/BID NO. 023-3-C) FOR PUMP STATION 159 REPLACEMENT AND RELEASE OF RETAINAGE

- a. Change Order No. 1 (Final) decreases the contract amount by \$47,985.27 (new total contract \$544,014.73).
- b. Contract accepted as substantially complete as of September 16, 2003.
- c. Release of retainage in the amount of \$27,200.74.
- d. Forty-seven day extension to agreement.

#22 AWARD OF BIDS

- a. Bid of Volt Telecommunications Group, Inc., a prequalified contractor, on the basis of being the lowest responsive, responsible bid received meeting specifications for the Westlake Village and Indian Trails Reclaimed Water Distribution System project, for a total estimated expenditure in the amount of \$2,051,860.29 (Project No. 763-712313-1479/Bid No. 023-952-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.
- b. Bids of Allied Universal Corporation, Brenntag Mid-South, Inc., Harcros Chemicals, Inc., and Univar USA, at unit prices bid on the basis of being the most responsive and responsible bids received meeting specifications for annual requirements of water and wastewater treating chemicals, for an annual estimated expenditure not to exceed \$80,290.00 (Contract No. 023-827-B); cooperative bid for 12-month contract with two additional 12-month options for renewal at the same prices, terms, and conditions, subject to availability of funds and County Administrator approval.

#23 RESOLUTION NO. 03-233 ADOPTED AUTHORIZING THE ANNUAL EXPENDITURE OF PUBLIC FUNDS BY THE PINELLAS COUNTY CONSTRUCTION LICENSING BOARD FOR INCENTIVES, AWARDS AND RELATED ITEMS FOR OUTGOING BOARD MEMBERS OR EMPLOYEES UNDER THE PROVISIONS OF PINELLAS COUNTY ORDINANCE NO. 00-16 (COUNTY ADMINISTRATOR)

Resolution authorizing the annual expenditure of public funds by the Pinellas County Construction Licensing Board for incentives, awards and related items for outgoing board members or employees.

December 2, 2003

#24 LOT CLEARING RESOLUTION (ENVIRONMENTAL MANAGEMENT)

Resolution No. 03-234 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.

#25 RATIFICATION OF AGREEMENT BETWEEN THE STATE OF FLORIDA OFFICE OF THE ATTORNEY GENERAL AND PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS (GRANT NO. PC19-03) (DEPARTMENT OF JUSTICE AND CONSUMER SERVICES)

Grant agreement submitted by the Sheriff's Office, between the State of Florida, Office of the Attorney General and Pinellas County for a Crime Stoppers of Pinellas County, Inc. Program grant award in the amount of \$259,094.16.

#26 RATIFICATION OF STATE OF FLORIDA DEPARTMENT OF REVENUE STANDARD CONTRACT WITH PINELLAS COUNTY FOR CHILD SUPPORT ENFORCEMENT SERVICES (CONTRACT NO. QJ314) (DEPARTMENT OF JUSTICE AND CONSUMER SERVICES)

Contract between the State of Florida Department of Revenue (DOR) and Pinellas County for child support enforcement services (total award in the amount of \$136,077.00, County match - \$46,266.00, and reimbursement from DOR/Child Support Enforcement - \$89,811.00).

#27 BIDS OF THYSSEN KRUPP ELEVATOR FOR GROUPS 2, 3, 6, 7, 8, AND 9; AND GENERAL ELEVATOR SALES & SERVICES FOR GROUPS 1, 4, AND 5 FOR ELEVATOR MAINTENANCE (CONTRACT NO. 023-891-B); CHAIRMAN AUTHORIZED TO SIGN AND CLERK TO ATTEST AFTER PROPER EXECUTION BY THE CONTRACTORS AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY (PURCHASING)

Bids of Thyssen Krupp Elevator for elevator maintenance in the amount of \$56,160.00 and General Elevator Sales & Service in the amount of \$116,028.00; 36-

December 2, 2003

month contracts with one additional 36-month option of renewal at the same terms and conditions, subject to availability of funds and approval by the County Administrator (renewal option will allow for a price adjustment based on the Consumer Price Index (CPI) or five percent, whichever is less).

#28 RENEWALS OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDERS OF NON-MEDICAL WHEELCHAIR TRANSPORT (EMERGENCY MEDICAL SERVICES [EMS] AND FIRE ADMINISTRATION)

Renewals of Certificates of Public Convenience and Necessity for the wheelchair transport providers issued to:

At Ease Wheelchair Transport  
Care Ride, Inc.  
Cam-Jo Inc.  
MedFleet Systems, Inc.  
Stretcher Limo, Inc.  
TLC Transportation, Inc.  
TLC Transportation Services, Inc.  
V.I.P. Wheelchair Transport, Inc.  
VanGo! Transportation for the Suncoast, Inc.  
Wheelchair Transport Service, Inc.

#29 RENEWALS OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR ADVANCED LIFE SUPPORT (ALS) FIRST RESPONDERS, ALS HELICOPTER AMBULANCES, AND THE EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY D/B/A SUNSTAR (EMS AND FIRE ADMINISTRATION)

Renewals of Certificates of Public Convenience and Necessity for the ALS First Responders, ALS helicopter ambulances and the EMS Authority d/b/a Sunstar, issued to:

ALS First Responders

Cities of Clearwater, Dunedin, Gulfport, Largo, Madeira Beach, Oldsmar, Pinellas Park, Safety Harbor, Seminole,

December 2, 2003

South Pasadena, St. Pete Beach, St. Petersburg, Tarpon  
Springs, and Treasure Island  
East Lake Tarpon Special Fire Control District  
Lealman Special Fire Control District  
Palm Harbor Special Fire Control District  
Pinellas Suncoast Fire and Rescue District

ALS Helicopter Ambulances

Florida Health Sciences Center, d/b/a Tampa General  
Healthcare – Aeromed Department  
Bayfront Medical Center, Inc. d/b/a Bayflite

Ambulance Service

Pinellas County EMS Authority d/b/a Sunstar

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

#31 FIRST AMENDMENT TO AGREEMENT FOR MANAGEMENT AND OPERATIONS OF PAID PARKING AT ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT (CONTRACT NO. 012-303-P) – APPROVED; 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

County Administrator Stephen M. Spratt recommended approval of the First Amendment to Agreement for Management and Operations of Paid Parking at St. Petersburg-Clearwater International Airport with Republic Parking for a period of 48 months effective July 1, 2004 through June 30, 2008 for an estimated total revenue in the amount of \$3,900,000.00; and further recommended that the Chairman be 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.

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

December 2, 2003

#32 BROOKER CREEK PRESERVE – ANCLOTE RIVER ADDITIONS GRANT CONTRACT WITH FLORIDA COMMUNITIES TRUST (FCT) (CONTRACT NO. 03-006-FF3) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a grant contract with Florida Communities Trust (FCT) for Florida Forever matching grant funds for the Brooker Creek Preserve – Anclote River Additions.

Following input from Assistant County Administrator Jacob F. Stowers, III, Commissioner Latvala moved, seconded by Commissioner Welch and carried, that the recommendation of the County Administrator be approved.

#33 APPROVAL OF AUTHORIZATION TO ADVERTISE PUBLIC MEETING RE PROPOSED BELLEAIR BEACH CAUSEWAY BRIDGE REPLACEMENTS – TEMPORARILY DEFERRED

Referring to Agenda Item No. 33, “Approval of authorization to advertise public meeting re proposed Belleair Beach Causeway Bridge Replacements,” County Administrator Stephen M. Spratt recommended a temporary deferral in order to allow staff the opportunity to review certain details with the Florida Department of Transportation.

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

#34 AGREEMENT WITH ALICE J. WORSHAM FOR THE ACQUISITION OF PROPERTY LOCATED AT 1550 KLOSTERMAN ROAD FOR THE KLOSTERMAN ROAD PROJECT, U.S. ALTERNATE 19 NORTH TO U.S. HIGHWAY 19 NORTH, (PID NO. 920515) – APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an agreement with Alice J. Worsham for the acquisition of property located at 1550 Klosterman Road, Palm Harbor, Florida, for the Klosterman Road project, U.S. Alternate 19 North to U.S. Highway 19 North, in the amount of \$12,475.00 which includes an

December 2, 2003

actual expenditure of \$475.00 for title and closing (seller has allowed the County immediate use of the property).

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

#35 BID OF U.S. FILTER/DAVIS PRODUCTS ACCEPTED FOR FERROUS SULFATE; BID OF LAKEPOINTE ENVIRONMENTAL GROUP, INC. REJECTED (CONTRACT NO. 023-954-B)

County Administrator Stephen M. Spratt recommended that the bid of U.S. Filter/Davis Products be accepted for ferrous sulfate on the basis of being the only responsive, responsible bid received meeting specification, for an estimated total expenditure not to exceed \$352,755.00; 24-month contract with two additional 12 month options for renewal at the same prices, terms and conditions, subject to availability of funds and County Administrator approval; and also recommended that the bid of Lakepointe Environmental Group, Inc. be rejected on the basis of not meeting specifications.

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

#36 APPROVAL OF NON-COMPETITIVE AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES FOR WATER RESOURCE MANAGEMENT AND DEVELOPMENT (PROJECT NO. 999-999999-1719) – TEMPORARILY DEFERRED; EXTENSION GRANTED FOR EXISTING CONTRACT

County Administrator Stephen M. Spratt recommended approval of the non-competitive Agreement for Professional Consulting Services for Water Resource Management and Development with Richard V. McLean in an amount not to exceed \$190,000.00 annually, which includes \$10,000.00 for travel and out-of-pocket expenses.

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

In response to queries by the Board members, Director of Utilities Pick Talley indicated that a competitive bid process could be conducted; that the proposed

December 2, 2003

contract does not include additional dollars for special projects; and that Mr. McLean could feasibly be hired fulltime by the County at a cost of approximately \$140,000.00 annually not including benefits.

Following discussion and at the request of Commissioner Stewart, Commissioner Latvala amended her motion to indicate that the item be temporarily deferred, and that the existing contract services and rates be extended until a revised proposal is brought back to the Board; and the seconder concurred.

Upon call for the vote, the motion carried unanimously.

#37 AUTHORIZATION GRANTED TO ADVERTISE A PUBLIC HEARING RE PROPOSED ORDINANCE RELATING TO WATERING RESTRICTIONS

County Administrator Stephen M. Spratt recommended that authorization be granted to advertise a public hearing to be held on December 16, 2003 regarding a proposed ordinance relating to watering restrictions.

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

#38 REAPPOINTMENT OF MARGOT PEQUIGNOT, ESQUIRE, TO PINELLAS COUNTY PUBLIC EMPLOYEES RELATIONS COMMISSION (PERC) – APPROVED (COUNTY ADMINISTRATOR)

Commissioner Harris moved, seconded by Commissioner Morroni and carried, that the reappointment of Margot Pequignot, Esquire, to the Public Employees Relations Commission (PERC) for a four-year term be approved.

December 2, 2003

- #39 RESOLUTION NO. 03-235 ADOPTED GRANTING AUTHORITY TO THE COUNTY ADMINISTRATOR AND THE PURCHASING DIRECTOR TO APPROVE AND EXECUTE LEASE AGREEMENTS, CONTRACTS, CONTRACT AMENDMENTS, OPTIONS OF RENEWAL, CORPORATE/VENDOR NAME CHANGES AND OTHER SPECIFIED DOCUMENTS ON BEHALF OF THE EMERGENCY MEDICAL SERVICES AUTHORITY IN ACCORDANCE WITH THE DELEGATED AUTHORITY UNDER THE COUNTY'S PROCUREMENT ORDINANCE AND THE COUNTY'S ORDINANCE GOVERNING THE COUNTY ADMINISTRATOR'S APPROVAL AUTHORITY (COUNTY ADMINISTRATOR/COUNTY ATTORNEY)
- 

County Administrator Stephen M. Spratt recommended adoption of a resolution granting authority to the County Administrator and the Purchasing Director to approve and execute lease agreements, contracts, contract amendments, options of renewal, corporate/vendor name changes and other specified documents on behalf of the Emergency Medical Services Authority.

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

- #40 RESOLUTION NO. 03-236 ADOPTED GRANTING AUTHORITY TO THE COUNTY ADMINISTRATOR AND THE PURCHASING DIRECTOR TO APPROVE AND EXECUTE LEASE AGREEMENTS, CONTRACTS, CONTRACT AMENDMENTS, OPTIONS OF RENEWAL, CORPORATE/VENDOR NAME CHANGES AND OTHER SPECIFIED DOCUMENTS ON BEHALF OF THE FIRE PROTECTION AUTHORITY IN ACCORDANCE WITH THE DELEGATED AUTHORITY UNDER THE COUNTY'S PROCUREMENT ORDINANCE AND THE COUNTY'S ORDINANCE GOVERNING THE COUNTY ADMINISTRATOR'S APPROVAL AUTHORITY (COUNTY ADMINISTRATOR/COUNTY ATTORNEY)
- 

County Administrator Stephen M. Spratt recommended adoption of a resolution granting authority to the County Administrator and the Purchasing Director to approve and execute lease agreements, contracts, contract amendments, options of renewal, corporate/vendor name changes and other specified documents on behalf of the Fire Protection Authority.

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

December 2, 2003

- #41 RESOLUTION NO. 03-237 ADOPTED CONCERNING THE TRANSFER OF THE CABLE TELEVISION FRANCHISE FOR THE PURPOSE OF GRANTING THE CONSENT OF THE COUNTY TO THE ASSIGNMENT AND TRANSFER OF THE CABLE TELEVISION FRANCHISE AND CABLE TELEVISION SYSTEM FROM VERIZON MEDIA VENTURES INC. TO KNOLOGY BROADBAND OF FLORIDA, INC. WITH AUTHORIZATION FOR COUNTY ADMINISTRATOR TO EXECUTE TRANSFER AGREEMENT AND ALL RELATED DOCUMENTS CONCLUDING THE TRANSFER (COMMUNICATIONS/COUNTY ATTORNEY)

County Administrator Stephen M. Spratt recommended adoption of a resolution concerning the transfer of the cable television franchise for the purpose of granting the consent of the County to the assignment and transfer of the cable television franchise and cable television system from Verizon Media Ventures Inc. to Knology Broadband of Florida, Inc.; and further recommended that authorization be granted to the County Administrator to execute the transfer agreement and any related documents concluding this transfer.

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

Following discussion and input from Chief Assistant County Attorney James L. Bennett, upon call for the vote, the motion carried unanimously.

- #42 AGREEMENT WITH ANNABELLE B. HOLLOWAY AND GEORGE E. HOLLOWAY FOR ACQUISITION OF A PORTION OF PARCEL NO. 08/30/15/70470/100/1903, IMPROVED PROPERTY LYING WITHIN THE DANSVILLE REDEVELOPMENT AREA (PID NO. 720) – APPROVED FOR EXECUTION (COMMUNITY DEVELOPMENT)

County Administrator Stephen M. Spratt recommended approval of an agreement with Annabelle B. Holloway and George E. Holloway for the acquisition of a portion of Parcel No. 08/30/15/70470/100/1903, improved property lying within the Dansville Redevelopment Area in the amount of \$2,250.00.

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

December 2, 2003

- #43 AGREEMENT WITH CHARLES W. FISHER FOR ACQUISITION OF PARCEL NO. 08/30/15/96282/002/0230, A VACANT PARCEL LYING WITHIN THE DANSVILLE REDEVELOPMENT AREA (PID NO. 720) – APPROVED FOR EXECUTION (COMMUNITY DEVELOPMENT)

County Administrator Stephen M. Spratt recommended approval of an agreement with Charles W. Fisher for the acquisition of Parcel No. 08/30/15/96282/002/0230, a vacant parcel lying within the Dansville Redevelopment Area in the amount of \$21,000.00.

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

- #44 FEDERALLY FUNDED SUBGRANT AGREEMENT NO. 04-FT-1B-08-62-01 WITH STATE OF FLORIDA, DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT GRANT FUNDING FOR CONTINUITY OF OPERATIONS PLANNING – APPROVED FOR EXECUTION (EMERGENCY MANAGEMENT)

County Administrator Stephen M. Spratt recommended approval of a federally funded subgrant agreement No. 04-FT-1B-08-62-01 with the State of Florida, Department of Community Affairs to accept grant funding for continuity of operations planning.

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

- #45 PERMISSION GRANTED TO CONTINUE TO LEASE ST. PETE BEACH COTTAGE TO A TENANT/CARETAKER; LEASE AND MAINTENANCE AGREEMENT FORM AND ESTABLISHMENT OF A BASE RENTAL RATE – APPROVED; AUTHORIZATION GRANTED TO ADVERTISE (GENERAL SERVICES)

County Administrator Stephen M. Spratt recommended that permission be granted to continue to lease the beach cottage located at 113 10<sup>th</sup> Avenue, St. Pete Beach, to a tenant/caretaker; that the lease and maintenance agreement form and establishment of a base rental rate be approved; and that authorization be granted to advertise (term is for one year commencing on March 1, 2004 and ending on February 28, 2005, renewable at

tenant/caretaker's option for four consecutive annual one-year terms, if approved by the Real Estate Administrator; renewal request shall be in writing at least 90 days prior to the termination date of each year).

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

#46 QUITCLAIM DEED FROM LEALMAN SPECIAL FIRE CONTROL DISTRICT FOR A PORTION OF LEALMAN PARK – ACCEPTED (GENERAL SERVICES)

County Administrator Stephen M. Spratt recommended acceptance of a quitclaim deed from the Lealman Special Fire Control District for a portion of Lealman Park.

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

#47 FOURTH LEASE AMENDMENT WITH 400 CLEVELAND, LLC – APPROVED FOR EXECUTION (GENERAL SERVICES)

County Administrator Stephen M. Spratt recommended approval of a Fourth Lease Amendment with 400 Cleveland, LLC, for office space in the AmSouth Bank Building, 400 Cleveland Street, for a new monthly rent in the amount of \$16,174.02, with five one-year renewals (final termination date, September 9, 2008), with authorization for the Chairman to execute and the Clerk to attest.

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

Following discussion and input by Chief Deputy Clerk Clareth N. Harris, upon call for the vote, the motion carried unanimously.

\* \* \* \*

At this time, 11:58 A.M., Commissioner Stewart left the meeting.

\* \* \* \*

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

County Administrator Stephen M. Spratt recommended approval of a primary care service funding agreement between Community Health Centers, Inc. and the Pinellas County Board of County Commissioners for the provision of primary medical services for the economically deprived citizens of Pinellas County, for an amount not to exceed \$1,000,000.00.

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

Following discussion and input by Director of Human Services Evelyn R. Bethell, upon call for the vote, the motion carried unanimously.

#49 ACCEPTANCE OF A FEDERAL APPROPRIATION GRANT AWARD NO. 1 C76 HF01017-01 FROM THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES AND SERVICES ADMINISTRATION– APPROVED FOR EXECUTION (HUMAN SERVICES)

County Administrator Stephen M. Spratt recommended approval of the acceptance of a federal appropriation grant award No. 1 C76 HF01017-01 from the United States Department of Health and Human Services, Health Resources and Services Administration in the amount of \$196,712.00 for the purchase of the Pinellas County Mobile Medical Unit and additional support equipment.

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

\* \* \* \*

At this time, 12:01 P.M., Commissioner Stewart returned to the meeting.

\* \* \* \*

December 2, 2003

- #50 U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) TECHNOLOGY GRANT AWARD FOR A FACIAL RECOGNITION TECHNOLOGY PROJECT – APPROVED; COUNTY ADMINISTRATOR AUTHORIZED TO SIGN AGREEMENT (JUSTICE AND CONSUMER SERVICES)
- 

County Administrator Stephen M. Spratt recommended approval of a U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) Technology Grant Award submitted by the Pinellas County Sheriff's Office (PCSO) for a facial recognition technology project in the amount of \$993,500.00; and further recommended that authorization be granted to the County Administrator to sign the agreement.

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

Following discussion and input by Lieutenant James Main, PCSO, Mr. Spratt indicated that staff will provide additional information regarding budgetary figures.

Upon call for the vote, the motion carried unanimously.

- #51 RESOLUTION NO. 03-238 ADOPTED BY THE PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS TO TEMPORARILY WAIVE THE REQUIREMENTS OF PINELLAS COUNTY CODE SECTION 6-47(A) FOR THE GREATER PALM HARBOR AREA CHAMBER OF COMMERCE TO HOLD ITS 29<sup>TH</sup> ANNUAL FINE ARTS FESTIVAL ON FLORIDA AVENUE, BETWEEN ALTERNATE U.S. HIGHWAY 19 AND COUNTY ROAD 1, AND ON 11<sup>TH</sup> STREET, 12<sup>TH</sup> STREET AND OMAHA CIRCLE, BETWEEN NEBRASKA AVENUE AND GEORGIA AVENUE, PALM HARBOR ON DECEMBER 6, 2003 FROM 9:00 A.M. TO 6:00 P.M. AND ON DECEMBER 7, 2003 FROM 12:00 P.M. TO 6:00 P.M. IN HISTORIC DOWNTOWN PALM HARBOR (PLANNING)
- 

County Administrator Stephen M. Spratt recommended adoption of a resolution by the Pinellas County Board of County Commissioners to temporarily waive the requirements of Pinellas County Code Section 6-47(a) for the Greater Palm Harbor Area Chamber of Commerce to hold its 29<sup>th</sup> Annual Fine Arts Festival on Florida

December 2, 2003

Avenue, between Alternate U.S. Highway 19 and County Road 1, and on 11<sup>th</sup> Street, 12<sup>th</sup> Street and Omaha Circle, between Nebraska Avenue and Georgia Avenue, Palm Harbor on December 6, 2003, from 9:00 A.M. to 6:00 P.M. and on December 7, 2003 from 12:00 P.M. to 6:00 P.M. in Historic Downtown Palm Harbor.

Commissioner Latvala moved, seconded by Commissioner Harris, that Resolution No. 03-238 be adopted as recommended. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#52a GRANT CONTRACT WITH FLORIDA COMMUNITIES TRUST (FCT) AND THE CITY OF OLDSMAR FOR THE MOBBLY BAYOU WILDERNESS PRESERVE NORTH ADDITION – APPROVED FOR EXECUTION (ENVIRONMENTAL MANAGEMENT)

County Administrator Stephen M. Spratt recommended approval of a grant contract with Florida Communities Trust (FCT) and the City of Oldsmar for the Mobbly Bayou Wilderness Preserve North Addition, in accordance with the conditions set forth in the grant contract, with authorization for the Chairman to execute and the Clerk to attest.

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

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

Pursuant to the request of Chief Assistant County Attorney James L. Bennett, Commissioner Morroni moved, seconded by Commissioner Harris and carried, that the County Attorney be authorized to file small claims actions on behalf of Sunstar for unpaid ambulance bills against the Estates of:

a. Dorothy F. Cary

b. George D. Heath, Jr.

December 2, 2003

#54 CONTRACTS FOR PROVISION OF LAW ENFORCEMENT SERVICES BY  
PINELLAS COUNTY SHERIFF'S OFFICE FOR FISCAL YEAR 2003-2004 –  
APPROVED FOR EXECUTION

Pursuant to the request of Chief Assistant County Attorney James L. Bennett, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the following contracts for the fiscal year 2003-2004 be approved:

- a. City of Dunedin
- b. City of Gulfport for crime scene services and evidence and property storage
- c. City of Indian Rocks Beach
- d. City of Madeira Beach
- e. City of Pinellas Park for crime scene services and evidence and property storage
- f. City of Seminole

#55a RESOLUTION NO. 03-239 ADOPTED BY THE BOARD OF COUNTY  
COMMISSIONERS REQUESTING THE EARLY SUBMISSION OF THE CHIEF  
JUDGE'S BUDGET IN ACCORDANCE WITH HOUSE BILL 113A

Chief Assistant County Attorney James L. Bennett recommended adoption of a resolution by the Board of County Commissioners requesting the early submission of the Chief Judge's budget in accordance with House Bill 113A.

Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 03-239 be adopted as recommended.

December 2, 2003

\* \* \* \*

At this time, 12:07 P.M., Chairman Seel left the meeting.

\* \* \* \*

Following discussion and input by Assistant County Administrator Elithia V. Stanfield, upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Seel and Todd.

\* \* \* \*

At this time, 12:09 P.M., Chairman Seel returned to the meeting.

\* \* \* \*

#55b UPDATE RE CHAPTER 164 INTERGOVERNMENTAL DISPUTE RESOLUTION ACT

Chief Assistant County Attorney James L. Bennett presented an update regarding a recent court order indicating that the County does not have to participate in the Chapter 164 dispute resolution process with the Cities of Pinellas Park, Largo and Seminole; and stated that the Board's desire to enter into voluntary discussions with the aforesaid entities is not affected by the court order.

December 2, 2003

#56 RESOLUTION NO. 03-240 ADOPTED BY THE PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS, IN THEIR CAPACITY AS THE COUNTYWIDE PLANNING AUTHORITY, ACCEPTING THE AMENDED COUNTYWIDE FUTURE LAND USE PLAN MAP AND DIRECTING IT TO BE FILED WITH THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS AS THE OFFICIAL COUNTYWIDE FUTURE LAND USE PLAN MAP

County Administrator Stephen M. Spratt recommended adoption of a resolution by the Pinellas County Board of Commissioners, in their capacity as the Countywide Planning Authority, accepting the amended Countywide Future Land Use Plan Map and directing it to be filed with the Clerk of the Board of County Commissioners as the official Countywide Future Land Use Plan Map.

Commissioner Harris moved, seconded by Commissioner Latvala, that Resolution No. 03-240 be adopted as recommended. Following discussion and upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#57 AMENDMENT NO. 1 TO LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND ANDREWS ELECTRONICS, INC. AT YOUNG RAINEY STAR CENTER – APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority d/b/a the Economic Development Authority, County Administrator Stephen M. Spratt recommended approval of Amendment No. 1 to the lease agreement between the Economic Development Authority and Andrews Electronics, Inc., effective November 1, 2003, for a total of 2,185 square feet of space (total monthly rent, \$1,299.51).

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

December 2, 2003

#58 COUNTY ADMINISTRATOR REPORTS RE TOWN OF BELLEAIR BEACH SEWER ACQUISITION UPDATE; HOLIDAY LIGHTS

Director of Utilities Pick Talley stated that the Town of Belleair Beach has requested the County to acquire its wastewater collection system; whereupon, he presented a brief update regarding the matter and progress to date; and indicated that a contract will be presented to the members for consideration in the near future.

\* \* \* \*

Later in the meeting, County Administrator Stephen M. Spratt presented an update regarding the holiday lights display at Lake Seminole Park and reviewed attendance figures to date.

\* \* \* \*

#59 RESOLUTION NO. 03-241 OF THE COUNTY COMMISSION OF PINELLAS COUNTY, FLORIDA, ADOPTED REQUESTING CONGRESS TO CONTINUE THE FINANCIAL SUPPORT OF THE 21<sup>ST</sup> CENTURY LEARNING CENTERS PROGRAM

Chairman Seel presented a resolution requesting Congress to continue the financial support of the 21<sup>st</sup> Century Learning Centers Program; whereupon, Commissioner Welch moved, seconded by Commissioner Latvala, that Resolution No. 03-241 be adopted. Following discussion and upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

December 2, 2003

#60 APPOINTMENT OF DARREN VENERI TO WORKNET PINELLAS BOARD OF DIRECTORS – APPROVED

---

Upon presentation by Chairman Seel, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that Darren Veneri be appointed to the WorkNet Pinellas Board of Directors.

#61 JOHN BRYAN AND LOUIS KWALL APPOINTED TO CHARTER REVIEW COMMISSION

---

Commissioner Seel distributed ballots for the members to vote for an elected City official representative and a citizen-at-large; whereupon, she explained the selection procedure and requirements of the Sunshine Law and directed Attorney Bennett to tabulate the votes.

\* \* \* \*

Later in the meeting, Attorney Bennett announced that two individuals had received four votes; and that John Bryan had been selected as the elected City official and Louis Kwall as the citizen-at-large representative.

\* \* \* \*

#62a COMMISSIONER WELCH RE VARIOUS MATTERS

Commissioner Welch commented regarding the December 3, 2003 WorkNet meeting, the National WorkForce Association meeting to be held this week in St. Petersburg, and the December 3, 2003 meeting of the Pinellas County License Board for Children's Centers and Family Day Care Homes; whereupon, he presented a brief status report regarding issues related to licensing requirements for individuals providing child care.

December 2, 2003

#62b COMMISSIONER STEWART RE WORKNET AND JOB CORPS

Commissioner Stewart commented regarding the WorkNet Board meeting, presented a brief update regarding Job Corps, and indicated that he will present a full update in the near future.

#62c COMMISSIONER LATVALA RE VARIOUS MATTERS

Commissioner Latvala presented a brief update regarding the status of the desalination plant and related judicial proceedings; and discussed the recent Innisbrook Golf Tournament and the accomplishments of Nelson Construction Co.

#62d COMMISSIONER MORRONI RE FEATHER SOUND NEIGHBORHOOD MEETINGS

Commissioner Morroni indicated that neighborhood meetings in Feather Sound with the City of St. Petersburg Mayor or staff had begun; that material from the County is in progress; and that an information packet will be available to the residents within the next week.

#62e CHAIRMAN SEEL RE VARIOUS MATTERS

Chairman Seel commented regarding Emergency Medical Services Medicare reimbursements; the Budweiser and AAA Tow-and-Go Program; the 2004 Echoing Green Fellowship; a newspaper article regarding Bill Faulkner who is serving in the military in Iraq; and the Curlew Creek Master Plan.

December 2, 2003

\* \* \* \*

Upon direction of the Chairman, there being no objection, the meeting was adjourned at 12:40 P.M.

\* \* \* \*

\_\_\_\_\_

Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

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