

**BOARD OF COUNTY COMMISSIONERS MEETING
TUESDAY, APRIL 21, 2009 – 3:00 P.M.
ASSEMBLY ROOM, FIFTH FLOOR
315 COURT STREET, CLEARWATER, FLORIDA**

Members Present: Calvin D. Harris, Chairman; Karen Williams Seel, Vice-Chairman; Susan Latvala; John Morroni; Kenneth T. Welch; Nancy Bostock; and Neil Brickfield.

Others Present: James L. Bennett, County Attorney; Robert S. LaSala, County Administrator; Clareth N. Harris, Chief Deputy Clerk; and Tammy L. Burgess and Michael P. Schmidt, Deputy Clerks.

INVOCATION: County Attorney Bennett.

PLEDGE OF ALLEGIANCE: Commissioner Bostock.

PRESENTATIONS AND AWARDS:

1. Presentation by Commissioner Brickfield in recognition of the Tampa Bay Regional Planning Council's 17th Annual Future of the Region Awards to Pinellas County.
2. Proclamation in recognition of Drinking Water Week presented to Laurence Trepany, Senior Operations Specialist, Keller Water Treatment Plant.
3. Clerk of the Court Ken Burke presented an audit summary and introduced John DiSanto, Executive Director, Ernst & Young, who presented the 2008 Audit.
4. Youth Advisory Committee presentation by Parth Desai, Chairman.

CONSENT AGENDA ITEMS NOS. 1 THROUGH 19 – APPROVED WITH THE EXCEPTION OF ITEMS NOS. 4d, 18, AND 19, WHICH WERE CONSIDERED UNDER ITEM NO. 20.

Referring to agenda item No. 6, Mr. LaSala pointed out that the delegated signature authority of the grant application appears in the summary memo rather than in the recommended action section; and stated for the record that the item will delegate signature authority for the application to the County Administrator or his designee.

Motion	-	Commissioner Latvala
Second	-	Commissioner Welch
Vote	-	7 – 0

1 Minutes of regular meeting of March 17, 2009 approved.

2 Reports received for filing:

- a. Pinellas County Historical Background, Third Edition, December 2008.
- b. Internal Audit Division, Clerk of the Circuit Court, Report No. 2009-02 dated March 12, 2009 – Audit of EMS/Fire Contracts, together with *The Audit Watch*.
- c. Internal Audit Division, Clerk of the Circuit Court, Report No. 2009-03 dated March 26, 2009 – Audit of Lealman Solid Waste Collection and Disposal, together with *The Audit Watch*.
- d. Palm Harbor Special Fire Control and Rescue District Annual Financial Report for the Fiscal Year ended September 30, 2008.

3 Vouchers and Bills Paid – Period March 2 through March 20, 2009:

Payroll Journal Expenditures

Payroll Journal page numbers 1 through 2405

Payroll checks numbered 561451 through 561860

Imprest Fund Expenditures

Manual checks numbered 751574 through 751575

System checks numbered 958479 through 960741

ACH Transfers numbered 2085 through 2170

Wire Transfers numbered 010896 through 010916

4 Miscellaneous items received for filing:

- a. Resolutions of municipalities supporting an amendment to the Florida Constitution requiring the Florida Legislature to operate under the Florida Government in the Sunshine Laws.
 1. City of Seminole No. 03-2009 adopted February 24, 2009.
 2. Kenneth City No. 09-05 adopted March 11, 2009.
- b. City of Tarpon Springs Resolution No. 2009-08 adopted March 17, 2009, supporting solar energy.
- c. Notification from KV Pharmaceutical Company/Ther-Rx Corporation regarding the permanent lay off of nine employees on March 6, 2009, pursuant to the Worker Adjustment and Retraining Notification (WARN) Act.
- d. See Item No. 20.
- e. Homeowners Association of Highland Lakes, Inc. Board of Directors 2009 Slate of Officers.

5 Ranking of firms and authorization for staff to negotiate with the No. 1 ranked firm for engineering design services for the rehabilitation of Runway 4/22, including pavement and lighting, at the St. Petersburg-Clearwater International Airport (PID No. 673) approved as follows:

1. Kimley-Horn and Associates, Inc.
2. Post, Buckley, Schuh & Jernigan, Inc.
3. AVCON, Inc.
4. URS Corporation Southern
5. Hanson Professional Services, Inc.
6. R.W. Armstrong & Associates, Inc.
7. I.M.D.C., Incorporated
8. Professional Service Industries, Inc.

6 Resolution No. 09-41 adopted approving an application for federal funding assistance in the amount of \$5,357,400.00 from the Federal Aviation Administration (FAA) for terminal design and renovation projects at the St. Petersburg-Clearwater International Airport; County Administrator or his designee authorized to execute the grant application; Chairman authorized to execute the grant agreement and the Clerk to attest after receipt of the agreement from the FAA and written approval as to form by the Office of the County Attorney.

7 Consultant's Competitive Negotiation Act (CCNA) procurements approved by the County Administrator for quarter ending March 31, 2009 received for filing.

<u>Department</u>	<u>Type</u>	<u>Project</u>	<u>Vendor</u>	<u>Dollar Value</u>	<u>Award Date</u>
Utilities/Public Works (PW)	Amendments No. 1 & No. 3	Consultant Engineering Services for: PW Department Roadways, Drainage, Structural, Site and Traffic Engineering Utilities Multiple Year/Multiple Work Order Continuing Engineering Services Utilities North County Phase 2A Reclaimed Water Distribution System, PID No. 1819 PW Belcher Road from Alderman Road to Klosterman Road, PID No. 921490	AECOM USA, INC., Tampa, Florida	Name Change Only	1/28/09

- # 8 County Administrator's signature approving the grant application to the Southwest Florida Water Management District (SWFWMD) for additional funding in the amount of \$1,095,723.00 for Curlew Creek Channel "A" improvements from Republic Drive to Belcher Road Project (PID No. 1124) ratified and confirmed (revised total estimated SWFWMD funding, \$2,928,223.00; total estimated County funding [includes \$484,753.00 covering County's portion for construction of offline detention pond], \$3,683,777.00; revised total funding, \$6,612,000.00).
- # 9a Bid of Steve's Excavating and Paving, Inc. rejected for being non-responsive on the basis of not submitting a bid bond. Award of Bid to Transportation Structures, Inc. for North Pinellas Sidewalk Repair and Replacement Contract 2009 (PID No. 1958; Bid No. 089-0215-C) accepted in the amount of \$423,053.00 on the basis of being the lowest responsive, responsible bid received meeting specifications; Chairman authorized to sign and the Clerk to attest after proper execution of the agreement by the contractor and written approval as to form by the Office of the County Attorney.
- # 9b Bid of Caladesi Construction Co. rejected on the basis of being incomplete. Award of Bid to Kearney Construction Co., LLC for Alligator Creek Channel B, Phase III (PID No. 828; Bid No. 089-0259-C) accepted in the amount of \$1,148,848.26 on the basis of being the lowest responsive, responsible bid received meeting specifications; Chairman authorized to sign and the Clerk to attest after proper execution of the agreement by the contractor and written approval as to form by the Office of the County Attorney.
- # 9c Bid for fencing, chain link and miscellaneous (Co-Op) (Contract No. 089-0148-B) awarded to Smith Industries, Inc., d/b/a Smith Fence Company, on the basis of being the lowest responsive, responsive bids received meeting specifications for a 12-month estimated expenditure not to exceed \$789,158.50; 12-month contract with three additional 12-month term extensions, contingent upon the availability of funds and approval by the County Administrator; total Co-op estimated annual expenditure not to exceed \$2,150,000.00; total contract estimated annual expenditure is not to exceed \$2,939,158.50; contract allows for price adjustments at six months after the date of award and thereafter for the life of the contract based on the average of the Producer Price Index, Series WPU10 – Not Seasonally Adjusted, Group: Metals and Metal Products, Item: Metals and Metal Products.
- #10 Bid for air release valves (Contract No. 089-0165-B) awarded to Ferguson Enterprises, Inc., d/b/a Ferguson Waterworks, on the basis of being the lowest responsive, responsive bid received meeting specifications for a total 12-month estimated expenditure not to exceed \$298,910.00; 12-month contract with two additional 12-month term extensions at the same terms and conditions, contingent upon the availability of funds and approval by

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the County Administrator; contract allows for price adjustments every 12 months in an amount not to exceed the average of the Producer Price Index for Metals and Metal Products, Other Steel Castings, High Alloy and Stainless – Series ID WPU10150801, Not Seasonally Adjusted.

#11a DELEGATED ITEMS APPROVED BY THE COUNTY ADMINISTRATOR – RECEIVED FOR FILING (COUNTY ADMINISTRATOR)

<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Airport	Airport Marketing Incentive Agreement with Transat Tours Canada Inc. for Cooperative Marketing Support for the 2007-2008 and 2008-2009 Season	\$25,000.00 marketing support, plus \$47,800.00 total revenue	3.26.09
Business Technology Services	Amendment to Microsoft Enterprise Enrollment – State and Local with Microsoft Licensing, GP for Termination of Enrollment Period	N/A	9.19.08
Clerk of the Court	Release of Sewer Lien with Martin L. and Sylvia R. Scriven	Lien is paid in full.	3.4.09
Communications	Contingent Broadcast Services Agreement with the Tampa Bay Area Regional Transit Authority for Use of County Owned Equipment and Personnel to Provide Media Coverage of Agency Meetings	\$2,000.00 anticipated revenue	3.23.09
Community Development	Memorandum Delegating Signature Authority of Partial Releases of Mortgage Lien for Affordable Housing Development Programs to the Director of Community Development	N/A	3.24.09
Community Development	Partial Releases of Mortgage with Leafland Partners, LLC for Lots 1, 4, and 5	N/A	3.9.09
Community Development	Subordination Agreement with Harold W. Burke and CitiMortgage, Inc.	\$38,000.00	2.23.09
County Administrator	Correspondence with the Florida Department of Transportation (FDOT) for Delegation of FDOT Permit Application Signature Authority	N/A	3.23.09
County Administrator	Mutual Release and Termination of Lease Agreement with Gulf Coast Museum of Art, Inc.	N/A	3.9.09
Economic Development	Second Amendment to Lease Agreement with First Advantage Corporation for Office Space at the Young – Rainey STAR Center, Effective March 1, 2009	\$15,952.28 monthly rental revenue	3.17.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Emergency Management	(a) Amendment to the Interlocal Agreement with the Tampa Bay Regional Planning Council (TBRPC) for Preparation of a Post-Disaster Redevelopment Plan; and (b) Interlocal Agreement with TBRPC for Expansion of the Scope of Services Related to the Update of the Pinellas County Local Mitigation Strategy	(a) \$87,000.00; and (b) \$25,000.00 additional funds	3.11.09
Emergency Medical Services (EMS) and Fire Administration	Pinellas County EMS Authority/Sunstar Business Associate Agreement and Agreement for Services with HealthPort Technologies, LLC for Requests for Copies of Ambulance Transport Records	N/A	3.11.09
Environmental Management	Agreement with Southwest Florida Water Management District (SWFWMD) for Cross Bayou Canal Watershed Management Plan Phase 1	N/A, changes to performance schedule, completion dates, and time extension at no additional County cost	2.13.09
Health and Human Services	Low Income Pool Agreement with the Pinellas County Health Department for Preventative, Primary Care, and Wellness Services to Uninsured and Underinsured Residents	\$249,999.00	4.3.09
Health and Human Services	Grant Application with U.S. Health and Human Services for Mobile Medical Unit	\$155,125.00 requested funds, no match	3.12.09
Health and Human Services	Letter of Agreement with the Pinellas County Health Department for Clarification of Risk Management and Liability Issues	N/A	3.20.09
Human Resources	Agreements with Indian Rocks Christian School for Student Volunteers at County Parks	N/A	3.31.09
Justice and Consumer Services	Certificate of Acceptance of Subgrant Award and Application for Funding Assistance with the Florida Department of Law Enforcement, Office of Criminal Justice Grants for the Sexual Predator and Offender Tracking (SPOT) Unit	\$25,000.00 grant revenue, no County match	10.31.08
Justice and Consumer Services	Agreement with the State of Florida, Office of the Attorney General for the Crime Stoppers of Pinellas County, Inc. Grant Award to the Sheriff	\$325,000.00 revenue, no County match	9.16.08

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Management and Budget	Public Assistance Subgrant Agreement with the State of Florida, Division of Emergency Management for Tropical Storm Fay	\$73,851.00 estimated Federal Assistance Revenue	3.19.09
Public Safety Services	Interlocal Agreements for Fire Prevention Inspection Services with: (a) City of South Pasadena; and (b) City of Pinellas Park	(a-b) \$5,000.00 each estimated annual expenditure	4.2.09
Public Safety Services	Contract Amendment with the Florida Department of Agriculture and Consumer Services for Fire Protection from the Division of Forestry	\$4,135.00, increase from \$.03 to \$.07 per acre	3.19.09
Public Safety Services	Memo Approving the Implementation Plan for the Transfer of the Emergency Medical Dispatch Responsibility from the County Ambulance Contractor to the County 9-1-1 Emergency Communications Center	\$500,000.00 estimated recurring savings	3.13.09
Public Works	Corrective Instrument to Release Funds Held as Completion Surety with Ozona Beach, LLC, for Orange Street Triplex Project	N/A	4.2.09
Public Works	Interlocal Agreement with Palm Harbor Special Fire Control and Rescue District for Maintenance of Traffic Control Devices, Retroactive to March 1, 2009	N/A	3.31.09
Public Works	Releases of Funds Held as Completion Surety with: (a) St. Petersburg Pediatrics; and (b) Naidip Bella Casa, L.L.C.	(a-b) N/A	3.30.09
Public Works	(a) Release of Completion Bond Held as Completion Surety to Hammer & Howell Builders, Inc. for the Site Known as Belcher Professional Center; and (b) Release of Funds Held as Completion Surety to Ozona Beach, LLC for the Orange Street Triplex Project	(a-b) N/A	3.24.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Public Works	(a) Temporary Waiver with the Florida Gulf Coast Golden Retriever Club, Inc. for a St. Patrick's Day Festival;	(a) \$50.00 application fee revenue;	3.2.09
	(b) Release of Funds Held as Completion Surety to Creative Contractors, Inc. for Tarpon Springs Middle School; and	(b) N/A;	
	(c) Preliminary Engineering Agreement with CSX Transportation, Inc. for the Crossing Surface Repair/Replacement at Keene Road	(c) \$12,500.00	
Public Works	State Highway Hardscape Maintenance Memorandum of Agreement with FDOT for Pedestrian Enhancement Features Associated with Improvements to Court Street, Oak Avenue, and Chestnut Street	N/A	1.5.09
Public Works	Fiscal Year 2010 Cooperative Funding Initiative Application Form with SWFWMD for Curlew Creek Channel A Improvements Republic to Belcher Road	\$1,606,647.00 requested funds, plus \$1,809,447.00 County match	11.19.08
Public Works	Non-Exclusive Easement with FDOT for the Ulmerton Road Project	N/A	5.16.08
Public Works	Joint Funding Agreement with the U.S. Department of the Interior U.S. Geological Survey (USGS) for the Water Discipline Data Collection Program	\$60,000.00 USGS funds, plus \$186,500.00 County match	4.8.08
Real Estate Management	(a) First Amendment to Lease Agreement with CTC Tampa Bay Inc. for an Increase in Office and Light Manufacturing Space at the Young – Rainey STAR Center, Effective April 1, 2009; and	(a) \$15,320.85 monthly rental revenue; and	4.1.09
	(b) First Amendment to License Agreement with Suncoast Safety Council, Inc. for Driver Safety and Motorcycle Training	(b) N/A	
Real Estate Management	(a) Drainage Maintenance Easement with Workman Properties, Inc.;	(a-e) N/A	3.30.09
	(b) Sidewalk Easements with Loren M. Pollack and H. Sara Golding Scher;		
	(c) Drainage Maintenance Easements with Menorah Manor Inc. (2);		

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
	(d) Drainage Easement with School Board of Pinellas County; and		
	(e) Right-of-Way Easement with School Board of Pinellas County		
	Temporary Construction Easement with the City of Pinellas Park for Contractors to Connect the City's Driveway to Bryan Dairy Road	N/A	
	Access and Use Agreement with James B. Sanderlin Family Service Center, Inc. for a Mobile Visitation Bus to Allow Family Members to Video Conference with County Detention Inmates	N/A, approximately \$60,000.00 of cost will be paid by Sheriff through a Federal grant	
	Residential License Agreement with James R. Butterfield for a Residence at John Chestnut Senior Park	\$250.00 monthly revenue	
Real Estate Management	Third Amendment to Lease Agreement with The Enser Corporation, d/b/a The Enser Corporation of Alabama for Space at the Young – Rainey STAR Center, Effective March 1, 2009	\$1,090.77 monthly rental revenue	3.20.09
Real Estate Management	Contract for Sale and Purchase with 1 st Petroleum, Inc. for the Park Street/Starkey Road Project from Tyrone Boulevard to Bryan Dairy Road	\$98,359.35 total estimated cost;	3.17.09
	Contracts for Sale and Purchase for the Keystone Road Project from U.S. 19 to East Lake Road with:		
	(a) City of Tarpon Springs; and	(a) \$3,305.00 total estimated cost; and	
	(b) Frederick H. and Patricia Anne Roever	(b) \$12,545.00 total estimated cost	
Real Estate Management	Sovereignty Submerged Lands Fee Waived Lease Modification with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for an Increase in Square Footage and to Reflect Change in Ownership	\$540.00 Modification processing fee	3.5.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Real Estate Management	Subordination of County Utility Interests with FDOT for Joe's Creek Industrial Park Second Addition	N/A	10.6.08
Utilities	Notice of Commencement with Quality Tower Erectors Inc. for Backhaul/Broadband Communication System	N/A	4.2.09
Utilities	Approval of Change Order No. 1 Final, Acceptance of the Agreement as Complete, and Release of Retainage with Volt Information Sciences, Inc. for North County Phase 4A and B Reclaimed Water Distribution System – East Palm Harbor	\$144,362.40 decrease in total agreement amount	3.30.09
Utilities	Change Order No. 1 with Reynolds Inliner, LLC for Sanitary Sewer Clean and Televising	\$337,300.00, renewal with same terms and conditions for 12-month period	3.27.09
Utilities	Amendment No. 1 to the Agreement with the Florida Department of Environmental Protection for the 2007-2008 Innovative Waste Reduction and Recycling Program	N/A – time only	3.13.09
Utilities	Notices of Lien with: Jason Helmes; Justin and Lindsay M. Hood; Clarence E. Kay; John Bombard and Grace Distefano; Paul H. Randolph; Zed M. Turner, Jr. and Dana M. Turner; Darci J. Richter-Slattery; Cathy A. Carbonara; Ray G. and Ginger Glenn; CWALT, Inc., Alternative Loan Trust, in Care of Bank of New York TRE; Carl R. Malavenda; Richard L. Barner, Jr.; Theodore Vien; John C. and Karen Munroe; Patricia Byhanna and Tim Moran; Sprague and Fay A. Whitney; Kirstin Ciovacco; Douglas Carrillo; Patrick Gormley; Drew Hoy Geiger; and Seminole Bay LLC	N/A	2.24.09
Utilities	Releases of Lien with: Josephine Baran; Lawrence and Kathy Ayers; Citimortgage, Inc.; Timothy Roberts; Gulf Beaches Church by the Sea, Inc.; Rick Berry; Ben L. and Janet L. Tyson; Joy Kassandra; and Deutsche Bank	All liens are paid in full.	2.23.09
Utilities	Notices of Lien with: 148 175 th Ave., LLC; Wallace E. Kennedy, Jr. and Rachel Kennedy; and Brian A. Lucabaugh	N/A	2.20.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Utilities	(a) Releases of Lien with John Grewe; Debra Devio Godoy and Deutsche Bank; and Gary M. Cane, 2006 Revocable Trust, in Care of Marie Cane; and (b) Notice of Lien with Kristen Farrell	(a) All liens are paid in full; and (b) N/A	2.13.09
Utilities	Notice of Lien with John E. Batchelder	N/A	2.12.09
Utilities	Releases of Lien with: Sherry L. Allen; Thongpanh Miller; Kyle B. and Leah M. Koehler; Brian and Jessica Vanderpool; Marc Forsythe; Vladimir Wesolowski; Burton Moeller; Lance Hall; and IRB Developers, Inc.	All liens are paid in full.	2.11.09
Utilities	Notices of Lien with Donna J. Keneaster; and Charles and Karen Payton	N/A	2.4.09
Utilities	Release of Lien with William V. and Theresa M. Muldoon	Lien is paid in full.	12.17.08
Utilities	Releases of Lien with: Mission Ventures Inc.; Costas C. Constantinou; Rodger and Cynthia Soluri; Gregory W. and Michelle L. Hoffman; Dennis and Kristy J. Casey; Jose and Jacqueline J. Corrales; and Daniel A. Nelson	All liens are paid in full.	12.11.08
Utilities	(a) Notices of Lien with Bernard H. Ososky; and Timothy S. and Michelle M. Matthews; and (b) Releases of Lien with: Ialeen L. Salyer, in Care of Saab Enchasi; Mariam Kinslow; Erwin Duff, Jr., in Care of Hatfield Holdings LLC; Omar A. Huerta, in Care of Wells Fargo; Kathleen F. Eckland, in Care of SunRaye Realty; Eric C. and Alicia A. Conner, in Care of Steven Kansagor; and Suely S. Barroso	(a) N/A; and (b) All liens are paid in full.	12.5.08
Utilities	Notices of Lien with: David R. and Debra L. Mullins; Judith G. and Cedar M. Perez; David Fleeman; John P. and Lois A. Eames (2); Kyle Malone; Charles J. Kleintank; Danian Castilla; Michael C. and Tammy I Humes; Hany T. Jurado and Carlos Andrade; Robert L. and Rebecca H. Smith; Patricia King; Yanfeng Feng and Zhuo Yang; Mark L. Husted; Christine Jordan; William R. Asbell Est; Phillip DeCelles; P C V LLC (7); David A. Flick; Fabian and Amber Calvo and Bart and Wendy Baker; Robyn Michaelson; Jill A. Gatto; Shermeela Asgarallie; David P. and Pamela W. Olliges; Judy M. Clinton; Frank P. and Cleo T. Galluccio; Cecilia L. Cavanaugh; John M. and	N/A	12.4.08

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
	Cecilia Lyons; Catherine Giegler; Jason Webb; Jasen Craig Wright and Jessica Renee Lulucki; David R. and Debra L. Mullins; James and Tiffany R. Smith; Fernando Soares and Zuleyma Colmenares; Scott R. and Stephanie L. Prestwood; Cary N. and Erica J. Hunt; Christopher A. Stapleton; and HSBC Bank USA Natl ASSN TRE		
Utilities	Notices of Lien with: Opal Place Homeowners Assn LLC; Christene Riley; Antonio Assuncao; Peggy Cozine and Michael J. White; Dennis A. and Donna Devenuti; Scott and Kimberly Grimes; Anna K. Valentine Est.; David P. Stuka (2); Simon Amar; Burton Moeller; and Valerie L. and Gary G. Buchholtz	N/A	11.20.08
Utilities	Releases of Lien with: Mark T. Henneman (2); James D. Batt; Ken Kunzig, Jr.; Colleen M. Dragonetti; John S. and Debra L. Datin; Alan and Janet Dann; and Suely S. Barroso	All liens are paid in full.	11.18.08
Utilities	Notices of Lien with USA Veterans Adm; and Brian Lucas	N/A	11.13.08
Utilities	Releases of Lien with: Christopher F. Putt and Lisa M. Minichello; Glenn H. Logsdon; Pamela J. Humiston; and Erwin Duff, Jr.	All liens are paid in full.	11.12.08
Utilities	Notice of Lien with William and Sharon Dagnell	N/A	11.5.08
Utilities	Notices of Lien with: Vaenphet Chantharath and Chanthavisouk Soukvilay; Todd A. Stuart; Dawn and Michael C. Morin; Alfred R. Rinick; Ben L. and Janet L. Tyson; Gregory W. and Michelle L. Hoffman; George S. Belmonte, Jr. Charles D. Wall; Jay Ortiz; and Sydney M. Conover	N/A	11.3.08

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#11b PROCUREMENT ITEMS APPROVED BY THE COUNTY ADMINISTRATOR FOR THE QUARTER ENDING MARCH 31, 2008 – RECEIVED FOR FILING (PURCHASING)

<u>CONTRACT NUMBER</u>	<u>ACTION</u>	<u>COMMODITY</u>	<u>DEPT.</u>	<u>VENDOR</u>	<u>DOLLAR VALUE COUNTY CODE</u>	<u>AWARD DATE</u>
078-0359-B (LN)	First Term Extension	Chemicals – Aluminum Sulfate	Utilities	General Chemical Performance Products LLC.	580,000.00 2-176	03/26/09
067-0365-B (SS)	First and Final Term Extension	Motors and Parts for Lawn Equipment (Co-op)	Various	Gulf Coast Tractor & Equipment Highland Tractor Co. Quality Mowers Royal Edger & Mower Co., Inc. Sarlo Power Mowers, Inc. Westco Turf, Inc.	230,000.00 24 month 115,000.00 12 month	03/25/09
045-418-P (LN)	Increase in Funds for Blanket Purchase Agmt.	Polymer for Water, Wastewater, and Fat, Oil, Grease (FOG) Facilities	Utilities	Ciba Corporation	760,000.00 2-184	03/20/09
089-0278-PB (MW)	Purchase Authorization	Water and Sewer Materials	Utilities	Ferguson Enterprises, Inc., d/b/a Ferguson Waterworks	1,250,000.00 60 months 250,000.00 12 months 2-164	03/20/09
056-0286-P (LN)	Cancellation of Contract	International Marketing Representation Services	Convention and Visitors Bureau (CVB)	Travel Solutions by Design Corporation	N/A	03/18/09
056-0290-P (LN)	Cancellation of Contract	Services – Public Relations Firm	CVB	Development Counselors International, LTD.	N/A	03/18/09
089-0281-S (SG)	Change Order No. 1	Telecommunications Infrastructure Cabling and Connectivity	Public Works Transportation Division Business Technology Services (BTS)	Verizon Business Network Services, Inc.	100,000.00 2-185	03/17/09
067-0686-C	Change Order No. 2	2008-2009 Countywide Americans with Disabilities Act (A.D.A.) Ramp, Sidewalk, Drainage and Intersection Improvements	Public Works	Pepper Contracting Services, Inc.	N/A	03/16/09

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<u>CONTRACT NUMBER</u>	<u>ACTION</u>	<u>COMMODITY</u>	<u>DEPT.</u>	<u>VENDOR</u>	<u>DOLLAR VALUE COUNTY CODE</u>	<u>AWARD DATE</u>
034-364-B (LN)	Time Extension and Master Purchase Order Increase	Janitorial Cleaning Services	Various	Integrated Building Maintenance Services, Inc. Knight Facilities Management, Inc.	450,000.00 2-62(a)(2)	03/13/09
078-0160-S (GG)	Change Order No. 1	Electronic Payment Provider Services, Additional Location	Animal Services	BA Merchant, LLC	N/A	03/12/09
067-0375-B (SS)	Increase in Funds for Master Purchase Order	Concrete, Ready Mix	Various	Cemex Construction Materials, L.P.	25,000.00	03/12/09
056-1012-SS (PF)	Cancellation of Contract	DocMaestro Utility Maestro System Operations Applications Enhancements	Utilities	ISPA, Inc.	N/A	03/11/09
078-0293-B (LN)	First Term Extension	Methanol – Reclaimed & Virgin	Utilities	Weatherford Engineered Chemistry	390,000.00 2-176	03/11/09
089-0198-B (LN)	Award of Bid	Sodium Hydroxide 50% Solution	Utilities	Allied Universal Corporation	167,300.00	03/09/09
056-0776-S (PF)	Continued Purchase Authorization	Tires	Fleet Management	Bridgestone Americas Holding Inc. d/b/a GCR Tire Centers Superior Auto Centers, Inc.	289,018.37 2-164	03/09/09
034-911-P (RM)	Fifth Amendment	Consultant Services, Customer Information System (CIS)	Utilities	Langham Consulting Services, Inc.	N/A	03/09/09
023-861-P (SS)	Second and Final Term Extension	Bond Counsel Services	County Attorney	Bryant Olive, P.A.	N/A	03/09/09
056-0743-SS (SG)	Third Amendment	Electrocardiogram (EKG) Monitor/Defibrillator Maintenance Services	Public Safety Services Department EMS Division	Physio-Control, Inc.	N/A	03/09/09
089-0074-P (LN)	Approval of Ranking of Firms	Janitorial Services	Utilities	Dazser-TPA Corporation d/b/a Jani-King of Tampa Bay	140,340.00	03/06/09
089-0281-S (SG)	Purchase Authorization	Telecommunications Infrastructure Cabling and Connectivity	Public Works Transportation Division	Verizon Business Network Services, Inc.	250,000.00 2-185	03/05/09
056-0968-C	Change Order No. 4	Joe's Creek Maintenance Dredging	Public Works	Southwest Contracting, Inc.	(1,292.71) 2-62	03/02/09

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<u>CONTRACT NUMBER</u>	<u>ACTION</u>	<u>COMMODITY</u>	<u>DEPT.</u>	<u>VENDOR</u>	<u>DOLLAR VALUE COUNTY CODE</u>	<u>AWARD DATE</u>
045-410-P (CLM)	Time Extension Amendment No. 3	Computerized Maintenance Management System	Public Works	Agileassets, Inc.	N/A	02/20/09
067-0398-C	Change Order No. 2	2007-2008 Countywide Pavement Preservation and Americans with Disabilities Act (A.D.A.) Ramps	Public Works	Ajax Paving Industries, Inc.	N/A	02/09/09
089-0247-N	Non-Competitive Purchase	Corrosion Inhibitor	Utilities	Pristine Water Solutions, Inc.	182,400.00	02/09/09
045-41-b (MW)	Time Extension	Indoor Air Quality Testing	Various	OHC Environmental Engineering, Inc.	N/A	02/05/09
067-0711-C	Change Order No. 1	Bear Creek Channel Improvements, Phase I	Public Works	Cone & Graham, Inc.	N/A	02/04/09
078-0382-B (SS)	Award of Bid	Sweeping Services, Mechanical Street	Public Works	USA Services of Florida, Inc.	344,752.44 (24 month) 172,376.22 (12 month) 2-176	02/04/09
067-0490-P (AM)	Approval of Contract Assignment	Managed Behavioral Health Services	Human Resources	From Unipsych Benefits, Inc. To MHNET of Florida, Inc.	N/A	01/30/09
089-0069-P (RM)	Approval of Ranking of Firms	Support Services and Maintenance, Hewlett- Packard (HP) and IBM Equipment	BTS	SMS Systems Maintenance Services, Inc.	638,520.00 (60 months) 127,704.00 (12 months) 2-176	01/30/09
078-0544-CP (DM)	Rejection of Bids	Tile & Flooring Installation	Airport	N/A	N/A	01/30/09
067-0413-B (MW)	Second and Final Renewal	Pipe – Reinforced Concrete, Precast Slabs & Underdrain Inspection Manholes (Rebid)	Public Works	Hanson Pipe & Precast, Inc.	260,225.17 2-176	01/30/09
067-0807-C	Change Order No. 1 Final	Pinellas Bayway Sidewalks (Re-Bid)	Public Works	Semper FI Services, LLC	(233,908.06)	01/28/09
089-0173-B (LN)	First Amendment	Fluorosilicic Acid (Fluoride) (Re-Bid)	Utilities	Lucier Chemical Industries, LTD. d/b/a LCI, LTD	N/A	01/27/09
089-0108-B (RM)	First Amendment	9-1-1 Telephone Equipment Monitoring System – Symon (Furnish and Install) (Re-Bid)	Public Safety Service 9-1-1 Operations Division	Verizon Select Services, Inc.	113,201.40	01/25/09

April 21, 2009

<u>CONTRACT NUMBER</u>	<u>ACTION</u>	<u>COMMODITY</u>	<u>DEPT.</u>	<u>VENDOR</u>	<u>DOLLAR VALUE COUNTY CODE</u>	<u>AWARD DATE</u>
045-714-P (DM)	First Renewal	Consultant Services – Establishment of Job Order Contracting (JOC) System	Various	Gordian Associates, Inc.	300,000.00 2-176	01/23/09
078-0109-B (MW)	First Renewal	Water & Sewer Materials & Accessories	Utilities	Cole Industrial and Technical Supply Co., Inc. Ferguson Waterworks Hayes Pipe Supply, Inc. HD Supply Waterworks, LTD.	351,283.67 2-176	01/19/09
089-0173-B (LN)	Award of Bid	Fluorosilicic Acid (Fluoride) (Re-Bid)	Utilities	Lucier Chemical Industries, LTD.	124,987.50	01/15/09
078-0628-P (CLM)	Rejection of Request for Proposals	Durable Medical Equipment and Home Health Care Services	Health & Human Services	N/A	N/A	01/14/09
034-48-N (CM)	Time Extension	IBM Equipment Maintenance Services	BTS	International Business Machines Corporation (IBM)	N/A	01/09/09
067-0666-C	2 nd and Final Option of Renewal	Job Order Contracting (JOC) Building Contract (Re-Bid)	Various	Kenyon & Partners, Inc.	1,000,000.00 2-176	01/07/09
089-0060-B (MW)	Award of Bid	Poles, Street Light & Assemblies, Aluminum	Public Works Operations Division	Torres Electrical Supply Company, Inc.	181,705.17	12/31/08
089-0054-B (LN)	Award of Bid	Sign Making Services – Part B	Environmental Management	Pacific Studio, Inc.	132,196.00	12/31/08
045-0698-P (RM)	Amendment and First Renewal	Services, Bill Review & Electronic Data Integration Systems – Medical Billing	Risk Management	Corvel Corporation	140,000.00	12/30/08
045-779-P (RM)	First Renewal	Collection Services	Public Safety Services EMS Division	Audit Systems, Inc. MFP, Inc. d/b/a Financial Credit Services	275,000.00 2-176	12/30/08
089-0104-M (CM)	Sole Source Purchase	Software Maintenance/ Support: Accela Licenses	BTS	Accela, Inc.	121,625.26	12/30/08
078-0297-B (MW)	Increase in Funds for Master Purchase Order	Painting Services – Exterior & Infrastructure Countywide	Various	Olympic Painting Contracting, Inc.	45,000.00	12/29/08

April 21, 2009

<u>CONTRACT NUMBER</u>	<u>ACTION</u>	<u>COMMODITY</u>	<u>DEPT.</u>	<u>VENDOR</u>	<u>DOLLAR VALUE COUNTY CODE</u>	<u>AWARD DATE</u>
056-0247-P (AM)	First Renewal	Health Care Administrative Services	Human Resources	United Healthcare Insurance Company	1,719,480.00 2-176	12/17/08
089-0108-B (RM)	Award of Bid	9-1-1 Telephone Equipment Monitoring System – Symon (Furnish and Install) (Re-bid)	Public Safety Services 9-1-1-Operations Division	Verizon Select Services, Inc.	113,201.40	12/15/08
034-927-P (AM)	Time Extension	Benefits Consulting Services	Human Resources	Buck Consultants, LLC	N/A	12/09/08
067-0575-P (LN)	First Amendment	Public Relations Services – United Kingdom	CVB	Fleishman – Hillard Group, LTD.	80,000.00	12/05/08
078-0616-C	Award of Bid	McMullen Booth Road Advance Street Name Signs	Public Works Transportation Division	Florida Safety Contractors, Inc.	126,022.76	11/15/08
034-48-N (CM)	Time Extension	IBM Equipment Maintenance Services	BTS	IBM	N/A	10/24/08
34-871-B (LN)	First Renewal	Uniforms – Work & Industrial, Tee Shirts, Sweat Shirts and Miscellaneous (Co-op)	Various	DesignLab, Inc.	528,266.18 2-176	12/07/06
TOTAL					\$11,174,324.55	

- #12 County Administrator’s approval, acceptance, and signature on a grant providing funding in the amount of \$305,580.00 from the Florida Office of the Attorney General – Crime Stoppers Trust Fund (Grant No. PC19-08) for the Pinellas County Sheriff’s Office ratified (Justice and Consumer Services).
- #13 Resolution No. 09-42 adopted authorizing the Pinellas County Sheriff, or his designee, to act as project manager and apply for and administer the Florida Fish and Wildlife Conservation Commission (FWC) Florida Boating Improvement Program Grant (Justice and Consumer Services).
- #14 Fiscal Year 2009 Budget Amendment No. 7 was filed and made a part of the record (Management and Budget).
- #15 Receipt and file of quarterly reports (Management and Budget):
 - a. Quarterly Report on Administrative Budget Amendments for the period January 1, 2009 through March 31, 2009 was filed and made a part of the record.

- b. Quarterly Report on the Law Enforcement Trust Fund – Payments to the Sheriff for the period January 1, 2009 through March 31, 2009 was filed and made a part of the record.

- #16 Resolution No. 09-43 adopted appropriating earmarked receipts for a particular purpose in the Fiscal Year 2009 General Fund budget in the amount of \$272,300.00 for unanticipated beginning fund balance and grant revenues to the Public Defender (Management and Budget).

- #17 Declaration of four County-owned vehicles (Assets Nos. 87369, 95635, 108237, and 108402) as surplus and authorization for sale of same to the City of Safety Harbor for a lump sum of \$24,345.00 approved; distribution of proceeds from the sale from Governmental Funds to the Fleet Internal Service Fund to offset the replacement cost of future vehicles approved (Real Estate Management/Fleet Management).

- #18 See Item No. 20.

- #19 See Item No. 20.

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

- # 4 Miscellaneous items received for filing:
 - d. Pinellas Park Water Management District minutes of Regular Authority Meeting No. 5 dated February 19, 2009.

Commissioner Welch indicated that discussions have been held regarding ongoing costs if the Pinellas Park Water Management District (PPWMD) sunsets; that comments in the minutes indicate that 27 percent of the district lies within unincorporated Pinellas County; and that costs for operation, management, and maintenance of the facilities are estimated at \$5.1 million per year, or a 1.68 millage, which is presumed to be the County's expense to maintain the facilities if the County inherits the district. Discussion ensued wherein Chairman Harris expressed concerns regarding the information provided and Director of Public Works and Transportation Peter J. Yauch indicated that the numbers provided are being researched for accuracy; whereupon, Commissioner Brickfield stated that he attended the meeting and described how the PPWMD arrived at the formula used.

- #18 Contract for Sale and Purchase with Intra-Urban Investments, LLC for acquisition of vacant property located on 58th Avenue North, between 60th Street North and 62nd Street North (unincorporated Pinellas County) for the Lealman area drainage improvements (PID No. 1628) approved; authorization granted for issuance of a check in the amount of \$375,000.00 to American Government Services Corporation (total closing expenses, \$375,000.00; appraisal fees [County], \$4,200.00; survey [County], \$3,500.00; title commitment [County], \$320.00; total estimated costs, \$383,020.00); Chairman authorized to sign and the Clerk to attest (Real Estate Management/Public Works).

Responding to queries by Commissioner Brickfield, Real Property Manager Jim Meloy provided input regarding the date of the appraisals and outstanding property tax balances, and Mr. LaSala related that any outstanding taxes would be settled upon closure of the transaction; whereupon, discussion ensued, and in response to concerns raised by Commissioner Brickfield regarding outstanding taxes on other properties owned by the seller, Attorney Bennett related that there are statutory provisions for the collection of taxes within the purview of the Tax Collector; and that there are extremely limited circumstances in which the property owner's tax delinquency on other properties would be relevant to discussions, noting that it is not appropriate for this transaction.

- #19 Summary of commercial insurance coverages renewed for March 1, 2009 in the amount of \$6,290,144.00 as outlined in the board memorandum dated April 21, 2008, and attachments, copies of which have been filed and made a part of the record, approved; County Administrator or his designee authorized to execute forms, applications, and documents necessary to continue coverage for the term of renewal policies (Risk Management).

Responding to queries and concerns by Commissioner Seel regarding the Solid Waste generator loss, the 34 percent increase in policy premium, and the party responsible for paying the increased premium, Risk Management Bureau Director Beth Winger indicated that the generator loss was the result of a mechanical breakdown, not operator error; and that the County's Solid Waste department will be paying the increased policy premium.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Welch, that items Nos. 4d, 18, and 19 be approved. Upon call for the vote, the motion carried 6 to 1, with Commissioner Brickfield dissenting.

Motion	-	Commissioner Latvala
Second	-	Commissioner Welch
Vote	-	6 – 1 (Commissioner Brickfield dissenting)

#21 Item deleted from the agenda.

* * * *

At this time, 4:13 P.M., Commissioner Seel left the meeting.

* * * *

#22 Amendment No. 2 to Agreement for Construction Management at Risk Services for State Road 699 (Gulf Boulevard) from Park Boulevard to Walsingham Road – Roadway and Utilities Improvements project (PID No. 1863) with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) in the amount of \$230,000.00 approved (revised agreement amount, \$24,156,882.00); contract completion date increased by 15 calendar days to August 27, 2009; Chairman authorized to sign and the Clerk to attest.

Motion	-	Commissioner Latvala
Second	-	Commissioner Bostock
Vote	-	6 – 0

#23 a. Utility Work by Highway Contractor Agreement (at Utility Expense) and Resolution Utility Agreement between Florida Department of Transportation (FDOT) and Pinellas County, and Memorandum of Agreement (MOA) between FDOT and the State of Florida, Department of Financial Services, Division of Treasury (estimated Pinellas County Utilities (PCU) expenditure, \$4,340,349.00) for utility relocation for State Road 55 (U.S. Highway 19) from north of Whitney Road to south of Seville Drive (PCU Project No. 1801; FDOT PID No. 256881-1-56-03) approved; Chairman authorized to execute the agreements and the Clerk to attest.

and

b. Utility Work by Highway Contractor Agreement (at Utility Expense) and Resolution Utility Agreement between Florida Department of Transportation (FDOT) and Pinellas County, and Memorandum of Agreement (MOA) between FDOT and the State of Florida, Department of Financial Services, Division of Treasury (estimated Pinellas County Utilities (PCU) expenditure, \$2,371,660.00)

for utility relocation for State Road 55 (U.S. Highway 19) from south of Seville Drive to north of State Road 60 (PCU Project No. 1802; FDOT PID No. 256881-2-56-03) approved; Chairman authorized to execute the agreements and the Clerk to attest.

Responding to queries by Commissioner Welch, Utilities Director Tom Crandall related that no value is being added to the projects; and explained that FDOT requires that all underground utilities in the FDOT right-of-way be relocated with the FDOT roadway; and that FDOT requires the funds for the relocation to be sent, or made available, to them prior to sending the project out to bid so that certain commitments on the contract can be made. He indicated that there is a capital fund for transportation projects holding approximately \$7 million for the two projects; and that the project was anticipated to begin next year, but was moved up in the priority list due to the receipt of stimulus money.

Motion	-	Commissioner Bostock
Second	-	Commissioner Latvala
Vote	-	6 – 0

* * * *

At this time, 4:16 P.M., Commissioner Seel returned to the meeting.

* * * *

#24 Resolution No. 09-44 adopted approving the 2009-10, 2010-11, and 2011-12 State Housing Initiatives Partnership (SHIP) Program local housing assistance plan for submission to the Florida Housing Finance Corporation authorizing the Chairman or designee to sign and the Clerk to attest certifications and agreements with vendors, subrecipients and developers; providing for administrative and per-unit costs, funds for plan strategies, and maximum purchase prices; and authorizing the Chairman and County Administrator or their designees and the Community Development Director to submit reports and other documents to the corporation (Community Development).

During discussion and in response to queries by Commissioner Bostock, Community Development Director Anthony M. Jones related that Community Development administrative costs are reasonable and are aligned with nearly all other jurisdictions. He provided information regarding the SHIP funds recipient selection process, clarifying that funds are dispersed on a first come, first served basis. Mr. Jones emphasized that the

members retain the ability to limit administrative costs and to modify selection criteria within certain parameters; and related that regardless of the current state of the housing market, the philosophy of Community Development is to be ready to take advantage of opportunities as they arise; and that funds must be awarded to a plan eligible project; whereupon, he provided information relating to the guiding principles of the Plan and agreed to provide information regarding *planned housing* versus *production of housing*.

In response to queries by Commissioner Seel, Mr. Jones provided information regarding proposals by the House and Senate to confiscate Sadowsky Act funds from the local government trust fund. Upon call for the vote, the motion carried 6 to 1, with Commissioner Bostock dissenting.

Motion	-	Commissioner Latvala
Second	-	Commissioner Welch
Vote	-	6 – 1 (Commissioner Bostock dissenting)

#25 Tampa Bay Rays Tourism Promotion Agreement with Tampa Bay Rays Baseball, Ltd. (TBRB) for the 2009 baseball season in the amount of \$260,500.00 approved, to be paid with bed tax proceeds budgeted within the Tourist Development Fund (Convention and Visitors Bureau).

Motion	-	Commissioner Welch
Second	-	Commissioner Latvala

Commissioner Seel expressed her concerns regarding various aspects of the agreement, including the Hospitality Suite; whereupon, Chairman Harris pointed out that increased advertising relates to increased revenues for the County. In response to queries by the members, Convention and Visitors Bureau Director D. T. Minich related that both the Convention and Visitors Bureau (CVB) and Tourist Development Council (TDC) support the contract.

In response to queries by Commissioner Bostock, Mr. Minich related that the Hospitality Suite will be used for one-on-one meetings with clients who potentially could bring business to Pinellas County; that strict documentation will be maintained regarding use of the suite; and that at the present time, the County has one contract in place with the TBRB; whereupon, Mr. Minich provided information relating to how the CVB leverages partnerships as it promotes tourism in the County, and Commissioner Brickfield provided input.

Following discussion and in response to query by Commissioner Welch, Mr. Minich emphasized that the County does not own the Hospitality Suite but will have use of it for two games during each year; whereupon, Commissioner Latvala expressed her thanks to

Mr. Minich and his staff for their hard work. Upon call for the vote, the motion carried 4 to 3, with Commissioners Bostock, Seel, and Morroni dissenting.

Vote - 4 – 3 (Bostock, Seel, and Morroni dissenting)

Following the vote, Chairman Harris provided information regarding the importance of tourism to the County and the tax revenue generated, stating that the County must find ways to increase room nights; whereupon, Mr. LaSala stated that to keep the members better informed of CVB accomplishments, his office will report to the Board every four months.

#26a Summer Food Service Program (SFSP) for Children Agreement No. 04-0972 with the Florida Department of Education, Division of Support Services, Food and Nutrition Management approved; Chairman authorized to sign (Health and Human Services).

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 7 – 0

#26b Food Vending Services Agreement with the Pinellas County School Board for the 2009 Summer Food Service Program for Children approved for execution for summer food vending services for the period June 9 through August 11, 2009 as amended on the record by Mr. LaSala (a federally funded program administered locally by the Florida Department of Education) effective for six months from the date of execution (Health and Human Services).

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 7 – 0

* * * *

At this time, 4:48 P.M., Commissioner Seel left the meeting.

* * * *

#27 Resolution No. 09-45 adopted authorizing the Department of Justice and Consumer Services to provide continued administration of the Fair and Accurate Credit Transaction Act of 2003 (FACT Act) (Justice and Consumer Services)

Motion - Commissioner Welch
Second - Commissioner Latvala

In response to queries by Commissioner Bostock, Senior Assistant County Attorney Carl E. Brody provided background information relating to the Fair and Accurate Credit Transaction Act of 2003, advising that as of May 1, 2009, Pinellas County must be in compliance with the recently enacted legislation titled *Identity Theft Red Flags Rule*; and that the *Identity Theft Detection and Prevention Program* manual will be revised and returned to the Board for final approval.

Vote - 6 – 0

#28 Appointments of M. Timothy Farrell, member, and William K. Thomas, alternate member, to the Pre-Qualification Committee approved (Purchasing).

Motion - Commissioner Morroni
Second - Commissioner Latvala

In response to queries by Commissioner Bostock, Administrator LaSala agreed to provide information relating to Pre-Qualification Committee members being appointed to indefinite term lengths.

Vote - 6 – 0

#29 Other Administrative Matters – None.

* * * *

At this time, 4:51 P.M., Commissioner Seel returned to the meeting.

* * * *

#30 County Attorney authorized to defend the County’s interests:

- a. The Bank of New York Mellon versus Edward J. Inglesby, III, et al. – Circuit Civil Case No. 09-005437-CI-13 – Mortgage Foreclosure Involving Code Enforcement Liens.
- b. Indymac Federal Bank, FSB versus David C. Bearce, et al. – Circuit Civil Case No. 09-005164-CI-7 – Mortgage Foreclosure Involving a Tax Lien.
- c. U.S. Bank, N.A. versus Shawn Chambers a/k/a Shawn Chambers, et al. – Circuit Civil Case No. 09-5336-CI-13 – Mortgage Foreclosure Involving Mortgage Received by Assignment.
- d. U.S. Bank, N.A. versus Jeremiah Krol, et al. – Circuit Civil Case No. 09-5740-CI-7 – Mortgage Foreclosure Involving a Subordinate Mortgage.
- e. Wells Fargo Bank, N.A. versus William J. Morgan, et al. – Circuit Civil Case No. 08-017851-CI-15 – Mortgage Foreclosure Involving Judgment Liens.

f. Joyce Jackson, et al. versus Pinellas County, et al. – Circuit Civil Case No. 08-17472-CI-21 – Allegations of Negligence Resulting in Personal Injuries.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 7 – 0

#31 County Attorney authorized to initiate housing discrimination litigation on behalf of Daniel and Laura Hommel in the Claim of Daniel and Laura Hommel versus The Gardens 106, Inc., Housing and Urban Development Case No. 04-07-1516-8; Pinellas County Case No. 08-001.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 7 – 0

#32 County Attorney authorized to submit a claim on behalf of a class member to recover a portion of a cost incurred by Pinellas County in the New Mexico United Food and Commercial Workers Union’s and Employer’s Health and Welfare Trust Fund, et al. versus Purdue Pharma, L.P., et al. – United States District Court Case No. 07-CV-06916-JGK-MHD.

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 7 – 0

#33 Settlement approved in the case of Stephen Cressman versus Pinellas County Government – Workers’ Compensation Date of Accident – Various in accordance with the confidential memorandum from County Attorney James L. Bennett dated April 21, 2009.

Motion - Commissioner Bostock
Second - Commissioner Seel
Vote - 7 – 0

#34 County Attorney Miscellaneous – None.

#35 First Amendment to the Agreement with Hewlett-Packard Company for purchase and/or lease of computer equipment (Contract No. 078-0335-P) approved; County Administrator authorized to approve any future discounts or adjustments due to technology modifications; Chairman authorized to sign and the Clerk to attest.

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 7 – 0

#36 County Administrator Reports – None.

#37 Appointment of Yasmine Davis to the Pinellas County Youth Advisory Committee for the term of April 21, 2009 through July 31, 2009, approved.

Motion - Commissioner Brickfield

Second - Commissioner Seel

In response to queries by Commissioner Bostock, Chairman Harris explained the various ways by which a student can be appointed to the Pinellas County Youth Advisory Committee; and clarified that students are permitted to serve until their graduation from high school; whereupon, Commissioner Bostock suggested ways to include more students in the process.

Vote - 7 – 0

#38 County Commission Miscellaneous:

- a. Commissioner Seel noted that on May 28, 2009 at 3:00 p.m., Heritage Village will provide a presentation and a tour to share its success; related that Pinellas County’s official centennial celebration will begin January 1, 2012; provided information re Tierra Verde and current legislative bill.
- b. Commissioner Welch related that he attended April 20, 2009 F.A.S.T meeting; provided information regarding April 20, 2009 CJIS meeting and provided update on the Consolidated Case Management project.
- c. Commissioner Bostock reminded members to be mindful of County spending.
- d. Commissioner Brickfield noted that Pinellas Living Green Expo will be held at the Harborview Center on May 2-3, 2009.
- e. Chairman Harris provided a water conservation tip; presented information re the importance of Heritage Village; thanked Clerk Ken Burke for the audit presentation.
- f. Administrator LaSala provided information re local preference.

* * * *

At this time, 5:11 P.M., the meeting was recessed and reconvened at 6:29 P.M. with all members present.

* * * *

All public hearing items have been properly advertised. Affidavits of Publication have been received and are on file in the Board Records Department.

SCHEDULED PUBLIC HEARINGS – BOARD OF COUNTY COMMISSIONERS (BCC)

#39 Ordinance No. 09-23 adopted amending Section 150 of the Pinellas County Land Development Code re impact fees.

In response to queries by Commissioner Welch, Planning Director Brian K. Smith provided background information regarding Transportation Impact Fees, relating that impact fees generate approximately \$4 million of revenue to the County each year.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 7 – 0

#40a Resolution No. 09-46 adopted approving the application of the Pinellas County Board of County Commissioners, c/o Community Development, for a change of zoning from R-4, One, Two, and Three Family Residential, RM-5, Residential, Multiple Family, 5 units per acre, C-1, Neighborhood Commercial, A-E, Agricultural Estate Residential, and PC, Preservation Conservation, to R-3, Single Family Residential, and PC; Ordinance No. 09-24 adopted approving a change in land use designation from Residential Low, Commercial Neighborhood, and Recreation/Open Space to Residential Low and Recreation/Open Space (Z/LU-2-2-09), subject to further review and approval by the Pinellas Planning Council and Countywide Planning Authority, re a rezoning on approximately 13.5 acres and a land use change on approximately 4.3 acres on several parcels of land located north of Wilcox Road lying between Pine Street SE and Jackson Street, Largo. Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

In response to queries by Commissioner Bostock, Assistant Director of Community Development Cheryl Reed, with input by Mr. LaSala, indicated that the zoning and land use changes will help to preserve the character of the existing single-family residential community; and that the residents desire a residential feel to their neighborhoods; whereupon, she clarified that the subject area is suitable for single-family residences; and that the County has other locations available for the construction of multi-family residences.

During further discussion, Ms. Reed provided information relating to zoning and land use designation changes, clarifying that the application includes only those properties where Community Development and the residents considered a change to be necessary; and that as part of the application process, signed authorizations were received from the individual affected property owners for Community Development to bring the applications forward.

Motion	-	Commissioner Welch
Second	-	Commissioner Seel
Vote	-	7 – 0

- #40b Resolution No. 09-47 adopted approving the application of the Pinellas County Board of County Commissioners, c/o Community Development, for a change of zoning from R-3, Single Family Residential, and C-2, General Retail Commercial and Limited Services, to R-3; Ordinance No. 09-25 adopted approving a change in land use designation from Commercial Neighborhood to Residential Low (Z/LU-3-2-09), subject to further review and approval by the Pinellas Planning Council and Countywide Planning Authority, re three parcels of land containing approximately 0.87 acre located on the north and south side of Gooden Crossing and lying between 13th Lane SW and the Pinellas Trail, Largo. Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

Motion	-	Commissioner Morrioni
Second	-	Commissioner Seel
Vote	-	7 – 0

- #40c Resolution No. 09-48 adopted approving the application of the Pinellas County Board of County Commissioners, c/o Community Development, for a change of zoning from R-4, One, Two, and Three Family Residential, to R-3, Single Family Residential (Z-4-2-09), re two parcels of land containing approximately 0.34 acre located on the east side of 119th Street North lying 50 feet north of Ulmerton Road, Largo. Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

Motion - Commissioner Seel
Second - Commissioner Latvala
Vote - 7 – 0

- #40d Resolution No. 09-49 adopted approving the application of M M C Properties, Inc., for a change of zoning from C-3, Commercial, Wholesale, Warehousing, and Industry, to C-2, General Retail Commercial and Limited Services, and a variance to allow the existing structures to remain at their current location (Z-5-2-09), re a parcel of land containing approximately 0.75 acre located on the west side of U.S. Highway 19 North where it intersects with 62nd Street North, Largo. Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

Vincent Corbitt, Clearwater, indicated that the applicant acquired the property in 1996; that he has made a strong effort to bring the property into compliance; and that the rezoning will allow him to resolve the last of the code issues and meet current zoning.

Motion - Commissioner Welch
Second - Commissioner Seel
Vote - 7 – 0

- #40e Resolution No. 09-50 adopted approving the application of the Pinellas County Planning Director for a change of zoning from C-2, General Retail Commercial and Limited Services, to C-1, Neighborhood Commercial (Z-1-3-09), re three parcels of land containing approximately 2.33 acres located on the north side of 150th Avenue North and lying between 63rd Street North and 62nd Street North, Clearwater (street addresses: 6263 and 6201 150th Avenue North and 15093 63rd Street North). Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 7 – 0

- #40f Resolution No. 09-51 adopted approving the application of the Pinellas County Planning Director for a change of zoning from C-2, General Retail Commercial and Limited Services, and RM-7.5, Residential, Multiple Family, 7.5 units per acre, to C-3, Commercial, Wholesale, Warehousing, and Industry, and M-1, Light Manufacturing and Industry; Ordinance No. 09-26 adopted approving a change in land use designation from Residential Urban and Commercial Neighborhood to Industrial Limited, and a variance for three of the lots to have less than the required 12,000 square feet minimum lot size and for one of the lots to have 77.7 feet in lot width where 80 feet is required

(Z/LU-2-3-09), subject to further review and approval by the Pinellas Planning Council and Countywide Planning Authority, re four parcels of land containing approximately 0.89 acre located on the northwest corner of 150th Avenue North and 63rd Street North, Clearwater (street addresses: 6289 150th Avenue North and 15092, 15098 and 15110 63rd Street North). Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

At the request of Commissioner Morrone, Planning Department Zoning Manager John F. Cueva referred to a map, pointed out the location of the site, and presented historical background information regarding the case.

Motion	-	Commissioner Morrone
Second	-	Commissioner Latvala
Vote	-	7 – 0

#40g Resolution No. 09-52 adopted approving the application of the Pinellas County Planning Director for a change of zoning from RM-7.5, Residential, Multiple Family, 7.5 units per acre, to M-1, Light Manufacturing and Industry; Ordinance No. 09-27 adopted approving a change in land use designation from Residential Urban to Industrial Limited, and a variance for one of the lots to have less than the required 12,000 square feet of lot area (Z/LU-3-3-09), subject to further review and approval by the Pinellas Planning Council and Countywide Planning Authority, re five parcels of land containing approximately 2.7 acres located on the east side of 63rd Street North and lying 240 feet north of 150th Avenue North, Clearwater (street addresses: 15122 and 15123 63rd Street North and 15090 62nd Street North). Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

Motion	-	Commissioner Welch
Second	-	Commissioner Latvala
Vote	-	7 – 0

#40h Resolution No. 09-53 adopted approving the application of Randolph Misir for a change of zoning from C-1, Neighborhood Commercial, to C-2, General Retail Commercial and Limited Services, and a variance to allow a lot width of 67 feet and lot area of 8,232 square feet where 80 feet of lot width and 10,000 square feet of lot area are required (Z-4-3-09), re a lot containing approximately 0.19 acre located on the east side of Missouri Avenue lying 67 feet south of Bellevue Boulevard, Clearwater (street address: 1457 South Missouri Avenue). Staff recommended approval of the application based on the Local Planning Agency Report. No correspondence has been received. No citizens appeared to be heard.

April 21, 2009

Motion - Commissioner Seel
Second - Commissioner Brickfield
Vote - 7 – 0

CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re Pinellas Schools – Dropouts.
JoAn Totty, Palm Harbor, re Palm Harbor.

#41 Meeting adjourned at 6:59 P.M.

Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk