

Clearwater, Florida, January 15, 2002

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 6:30 P.M. on this date with the following members present: Barbara Sheen Todd, Chairman; Karen Williams Seel, Vice-Chairman; Robert B. Stewart; Calvin D. Harris; Susan Latvala; and Kenneth T. Welch.

Absent: John Morroni.

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

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

## A G E N D A

### INVOCATION

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

### PRESENTATIONS & AWARDS

#### A. CITIZENS TO BE HEARD

Any Person Wishing to Speak at this Time (Excluding Issues on the Agenda or Previously Acted on by the BCC) Must Have a Card Filled Out and Turned in to Staff at the Administrative Table Located at the Front of the Board Room.

#### B. CONSENT AGENDA

##### CLERK OF CIRCUIT COURT

1. Approval of Minutes – None.
2. Reports:
  - a. Actuarial Certification for the Pinellas County Group Health Plan for the Fiscal Year Ended September 30, 2001, Prepared by Wakely Consulting Group, Inc.
3. Other Approvals:
  - a. General - None.

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- b. Satisfactions of Judgments and Liens.
  - c. Vouchers and Bills Paid.
4. Miscellaneous Items to be Received for Filing – None.

COUNTY ADMINISTRATOR

Budget and Finance

5. Budget Amendments - None.

Public Works

6. Approval of Award of Bid – Fort DeSoto Boat Launching Facilities Repairs.
7. Approval of the Installation of Three Speed Humps on Barbados Drive between Oakhurst Road and 137<sup>th</sup> Street North.
8. Approval of Subdivision Plats and Related Items - None.

Utilities

9. Approval of Award of Bids:
- a. Meter Boxes (Cooperative).
  - b. 15” - 42” Sewer Interceptor Cured-in-Place Pipe Lining for Sanitary Sewer Mains.
  - c. Improvements to Pump Stations Nos. 23, 54, 63, 66 and Indian Rocks Beach Pump Station.
10. Approval of Release of Sewer, Water and Reclaimed Water Liens.

General

11. Approval of Option of Renewal No. 1 for Landscaping and Grounds Maintenance at Various County Parks.
12. Approval of Award of Bids:
- a. Safety Supplies and Protective Clothing.
  - b. Absorbent Materials.
13. Approval of Satisfaction of Mortgages (Housing):

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- a. Vincent M. Coppola.
- b. Margaret B. Keel.
- c. Laurie Jo Riley.
- d. James P. Russell and Mary L. Russell.
- e. Katherine E. Van Valkenburg.

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

15. Adoption of a Resolution to Close the Park Boulevard Bridge for a Portion of the Day on January 20, 2002 and Approval of an Event and Indemnity Agreement for the Florida Gulf Beaches Marathon.

Airport

16. Approval of Cooperative Marketing Agreement with American Trans Air (ATA) Airlines.
17. Adoption of a Resolution Establishing Parking Fees for the Use of the Public Parking Lots at the St. Petersburg-Clearwater International Airport.

Utilities

18. Approval of a NonCompetitive Contract for the Completion of Exotic Vegetation Removal and Control at the Toytown and Bridgeway Acres Landfills.

General

19. Approval of an Award of Proposal for Lobbying Services for the 2002 State of Florida Legislative Session.
20. Approval of an Award of Proposal for Temporary Employment Services.
21. Approval of an Award of Proposal for Writing and Desktop Publishing Services for the Department of Public Affairs.
22. Approval of a Reduction of Retainage Monies in the Construction Management Agreement for Services Rendered at the Brooker Creek Education Center.

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23. Approval of an Easement to Barney's 70<sup>th</sup> Avenue Garage, Inc. Located at 11198 – 70th Avenue North, Seminole.
24. Other Administrative Matters.

COUNTY ATTORNEY

25. Authority for County Attorney to Defend:
  - a. Equicredit Corp. of America v. Richard D. Richmond, et al - Circuit Civil Case No. 01-9279-CI-21 - Mortgage Foreclosure Involving a Street Lighting Lien.
  - b. Firststar Bank, N.A. v. Esther Hall, et al – Circuit Civil Case No. 01-9381-CI-19 – Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Judgments for Fines and Costs.
  - c. Chase Manhattan Mortgage Corp. v. Gary F. Ziginow, et al – Circuit Civil Case No. 01-9271-CI-13 – Mortgage Foreclosure Involving Judgments for Fines and Costs.
26. Authorization to Allow Mr. Vikas Kurich to Change the Counsel Being Used to Process His Permanent Resident Status.
27. Approval of a Special Counsel Contract with Carlton Fields – ACS State and Local Solutions, Inc., f/k/a Lockheed Martin IMS Corporation v. The Pinellas County WAGES Coalition, et al – Circuit Civil Case No. 01-009324-CI-21.
28. Announcement Pursuant to Section 286.011(8), Florida Statutes, Requesting Settlement Negotiation or Strategy Session Related to Litigation Expenditures – ACS State and Local Solutions, Inc., f/k/a Lockheed Martin IMS Corporation v. The Pinellas County WAGES Coalition, et al – Circuit Civil Case No. 01-009324-CI-21.
29. Miscellaneous.

ECONOMIC DEVELOPMENT AUTHORITY

30. Approval of a First Amendment to a Lease Agreement with the Pinellas County Utilities Department at the Young - Rainey STAR Center.

SCHEDULED PUBLIC HEARINGS  
PUBLIC HEARINGS WILL BEGIN AT 7:30 P.M.

The Procedure Used by the Board of County Commissioners in Conducting Public Hearings is to Have a Staff Presentation Followed by the Applicant Presenting the Specific Proposal. The Board Will Then Hear Comments From the Proponents Followed by Comments From the Opponents and a Staff Summary. The Applicant Will Then be Given

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an Opportunity to Close and the Board of County Commissioners Will Decide on the Matter. Please Refer to the Back of Your Agenda Copy for More Details on Guidelines for Time Limitations and Opportunities to Speak.

SCHEDULED PUBLIC HEARINGS - BCC

31. Planning and Zoning Applications Heard by the Examiner:
- a. Z-1-12-01  
Application of Robert Gross through Housh Ghovae, Northside Engineering Services, Inc., Representative, for a Change of Zoning from C-2, General Retail Commercial and Limited Services and M-1, Light Manufacturing and Industry to M-1, Light Manufacturing and Industry on Approximately 1.43 Acres on the North Side of Ulmerton Road, 355 Feet West of 49th Street North (Street Address: 5201 Ulmerton Road) (Parcel ID No. 04/30/16/70902/400/1003).
  - b. Z-6-12-01  
Application of Florida Security and Recovery, Inc. for a Change of Zoning from C-1, Neighborhood Commercial to M-1, Light Manufacturing and Industry on Approximately 0.401 Acre Located on the Northeast Corner of 47th Avenue North and 31st Street North (Street Address: 3055 47th Avenue North) (Parcel ID No. 02/31/16/44100/000/0160).
  - c. CU-5-12-01  
Application of Parsley Group Services, Inc. through Wayne H. Butler, Pinellas Suncoast Fire and Rescue, Representative, for a Conditional Use for an Emergency Medical Services Station on a 0.03 Acre Site on the East Side of Gulf Boulevard between 7th and 8th Streets in Parsley's Mobile Home Park (Street Address: 17715 Gulf Boulevard) (Parcel ID No. 31/30/15/00000/410/0100).
  - d. CU-2-12-01  
Application of Jeff Boen, Boen's Tree Service, Inc. for a Conditional Use to Permit a Transfer Station in an M-1 Zone on Approximately 2.5 Acres at the East End of Bear Ridge Circle, 179 Feet North of Florida Avenue. (Parcel ID No. 11/28/15/09988/000/0020 and 0030).
  - e. CU-4-12-01  
Application of Quality Holdings of Florida, Inc. through E. D. Armstrong, III, Esquire, Johnson, Blakely, Pope, Bokor, Ruppel and Burns, P.A., Representative, for a Conditional Use to Permit a Veterinary Office in an A-E Zone on Approximately 2 Acres on the North Side of Keystone Road, 385 Feet East of Ranch Road (Parcel ID No. 11/27/16/00000/340/0100).
  - f. CU-5-10-01  
Application of Tampa Turf and Landscaping, Inc. for a Conditional Use to Allow a Heliport in an M-1 Zone on Approximately 2.5 Acres Located on the Northeast Corner of Florida Avenue and Bear Ridge Circle (Parcel ID No. 11/28/15/09988/000/0010) (Deferred from the

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November 20, 2001 BCC Meeting).

- g. Z-1-09-01  
Application of D. G. McMullen Limited Partnership, D. Guy McMullen Properties, Inc. and Nikiforos and Helen M. Karoutsas through Tim Johnson and Robert Pergolizzi, AICP, Representative, for a Change of Zoning from A-E, Agricultural Estate Residential, R-3, Single Family Residential and RM-5, Residential, Multiple Family, 5 Units Per Acre to RPD-5, Residential Planned Development, Upland and AL, Aquatic Lands and a Developer's Agreement on Approximately 94.75 Acres Located North of Wai-Lani Road and West of Alternate 19 (Street Address: 705 Wai-Lani Road) (Parcel ID Nos. 23/27/15/89262/000/6101 and 6400 and 26/27/15/00000/120/0200, 23/27/15/05832/000/0760 and 26/27/15/89316/000/0030 and 0031) (Deferred from the December 18, 2001 BCC Meeting. Will be Continued to the February 19, 2002 BCC Meeting).

- 32. Petition to Vacate Submitted by Terry W. Chapman and Chong H. Chapman for a Portion of an Easement on Lot 24, Eagle Run, Located in the Northeast ¼ of Section 32, Township 29 South, Range 16 East.
- 33. Petition to Vacate Submitted by William Norbert Hartenbach and Karin R. Hartenbach for a Portion of a 70.0 Foot Private Drainage Easement on Lot 9, Eagle's Cove at Lake Tarpon, Located in the Northeast ¼ of Section 04, Township 28 South, Range 16 East.
- 34. Proposed Ordinance Authorizing the Chairman to Execute a Settlement Agreement with Lamar Company, LLC Regarding Billboard Litigation.
- 35. Proposed Ordinance Authorizing the Chairman to Execute a Settlement Agreement with Viacom Outdoor Media, Inc. Regarding Billboard Litigation.

D. COUNTY ADMINISTRATOR REPORTS

- 36. None.

E. COUNTY COMMISSION

- 37. Miscellaneous.

ADJOURNMENT

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PRESENTATION BY STATE REPRESENTATIVE FRANK FARKAS

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State Representative Frank Farkas, Chairman of the Pinellas County Legislative Delegation, presented an update on the upcoming legislative session and indicated that the following issues will be considered this year: Article V, sales tax reform, redistricting, annexation, and local tax options.

YOUTH ADVISORY COMMITTEE REPORT

Chairman Brian Aungst, Jr., Youth Advisory Committee, related the proposed voter education legislation to be presented in Tallahassee during the upcoming session; and proposals to build County-funded and operated recreation centers in Palm Harbor and the Lealman area.

CITIZENS TO BE HEARD - NONE

No one appeared in response to Chairman Todd's call for persons wishing to speak under agenda item, "Citizens to be Heard."

CONSENT AGENDA ITEMS NOS. 1 THROUGH 13, WITH THE EXCEPTION OF AGENDA ITEM NO. 9a - APPROVED

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Upon presentation by Chairman Todd, Commissioner Seel moved, seconded by Commissioner Welch and carried, that the consent agenda, consisting of items Nos. 1 through 13, with the exception of Item No. 9a, which has been temporarily deferred, be approved as follows.

# 1 APPROVAL OF MINUTES - NONE

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# 2 REPORTS RECEIVED FOR FILING

- a. Actuarial Certification for the Pinellas County Group Health Plan for the fiscal year ended September 30, 2001, prepared by Wakely Consulting Group, Inc.

# 3 OTHER APPROVALS

- a. General - None
- b. Satisfactions of Judgments and Liens
  - (1) Satisfactions of various judgments for attorneys fees and costs which have been paid in full.
- c. Vouchers and Bills Paid
  - (1) Checks released for the period from December 26, 2001 to December 28, 2001 as follows:  
  
Imprest Fund Expenditures  
Manual checks numbered 605050 through 605061  
System checks numbered 613329 through 614239

# 4 MISCELLANEOUS ITEMS TO BE RECEIVED FOR FILING - NONE

# 5 BUDGET AMENDMENTS - NONE

# 6 AWARD OF BIDS

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- a. Bid of Inter-Bay Marine Construction Company for an estimated total expenditure in the amount of \$1,730,909.00 for Fort DeSoto boat launching facilities repairs (Bid No. 012-84-C); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

# 7 INSTALLATION OF THREE SPEED HUMPS ON BARBADOS DRIVE BETWEEN OAKHURST ROAD AND 137TH STREET NORTH IN ACCORDANCE WITH THE RESIDENTIAL TRAFFIC MANAGEMENT PROGRAM ADOPTED PURSUANT TO RESOLUTION NO. 97-291, DATED OCTOBER 14, 1997

# 8 SUBDIVISION PLATS AND RELATED ITEMS - NONE

# 9 AWARD OF BIDS

- a. See Agenda Item No. 14.
- b. Bid of Larzo Lining Services, Inc. for 15" - 42" sewer interceptor cured-in-place pipe lining, 01/02 (Bid No. 012-169-C) for an estimated total expenditure in the amount of \$719,280.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- c. Bid of TLC Diversified, Inc. for improvements to pump stations Nos. 23, 54, 63, 66 and Indian Rocks (Bid No. 012-98-C) for an estimated total expenditure in the amount of \$677,375.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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#10 RELEASES OF SEWER, WATER AND/OR RECLAIMED WATER LIENS

Releases of liens for delinquent sewer, water and/or reclaimed water charges which have been paid in full re properties identified on documents attached to the agenda memorandum dated January 15, 2002, copies of which have been filed and made a part of the record.

#11 FIRST OPTION OF RENEWAL WITH GREENTURF SERVICES, INC. FOR LANDSCAPE AND GROUNDS MAINTENANCE IN VARIOUS COUNTY PARKS (BID NO. 990-1089-B)

- a. Option of renewal is exercised for an additional 12 months at the same price, terms and conditions as stated in the contract, for an estimated annual expenditure not to exceed \$62,884.76 (first of two 12-month renewal options; current contract expires January 25, 2002).
- b. Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- c. County Administrator authorized to renew contract after the first 12-month renewal period has been completed, per County Code 2-176(F).

#12 AWARD OF BIDS

- a. Bids of Boss Manufacturing, Carlwood Safety, Safety Products, Safeco Inc., Fisher Safety Equipt., Ritz Safety, and Uniform Mfg. for the groups and items at unit prices bid as indicated in the agenda memorandum, for an annual estimated expenditure not to exceed \$68,922.08 (Bid No. 012-135-B) (24-month contract with an additional 12-month option of renewal at the same prices, terms, and conditions subject to availability of funds and County

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Administrator approval).

- b. Bids of Safety Equipment Co./LLC and ASI Environmental Division/Application Services, Inc. for the groups and items at unit prices bid as indicated in the agenda memorandum, for a total annual estimated expenditure not to exceed \$14,198.25 (Bid No. 012-131-B) (12-month contract with two 12-month options of renewal subject to availability of funds and County Administrator approval).

#13 SATISFACTIONS OF MORTGAGE (HOUSING)

- a. Vincent M. Coppola
- b. Margaret B. Keel
- c. Laurie Jo Riley
- d. James P. Russell and Mary L. Russell
- e. Katherine E. Van Valkenburg

#14 ITEMS FOR DISCUSSION FROM CONSENT AGENDA (COUNTY ADMINISTRATOR AND CLERK OF THE CIRCUIT COURT) - ITEM NO. 9a - TEMPORARILY DEFERRED

Pursuant to County Administrator Stephen M. Spratt's recommendation, Commissioner Seel moved, seconded by Commissioner Welch and carried, that item No. 9a be temporarily deferred.

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- #15 RESOLUTION NO. 02-07 ADOPTED AUTHORIZING THE TEMPORARY CLOSING OF THE PARK BOULEVARD BRIDGE BETWEEN 7:30 A.M. AND 10:45 A.M. ON JANUARY 20, 2002 FOR THE FLORIDA GULF BEACHES MARATHON AND PROVIDING FOR AN ENDORSEMENT OF THIS EVENT; EVENT AND INDEMNITY AGREEMENT WITH WATERCROSS INTERNATIONAL, INC. - APPROVED FOR EXECUTION
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County Administrator Stephen M. Spratt recommended adoption of a resolution authorizing the temporary closing of the Park Boulevard Bridge between 7:30 A.M. and 10:45 A.M. on January 20, 2002 for the Florida Gulf Beaches Marathon and providing for an endorsement of this event; and further recommended approval of an Event and Indemnity Agreement with WaterCross International, Inc.

Commissioner Harris moved, seconded by Commissioner Latvala, that the Event and Indemnity Agreement be approved and that Resolution No. 02-07 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

- #16 RADIO ADVERTISING AGREEMENT (2002-2003) WITH CLEAR CHANNELS COMMUNICATIONS, INC. FOR ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT - APPROVED FOR EXECUTION
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County Administrator Stephen M. Spratt recommended approval of a Radio Network Advertising Agreement with Clear Channel Communications, Inc., owner of Radio Station 970/WFLA/Tampa Bay Devil Rays for the St. Petersburg-Clearwater International Airport (Airport), with American Trans Air (ATA) paying 50 percent of the costs and the Airport paying 50 percent of the costs not to exceed \$50,000 annually.

Commissioner Welch moved, seconded by Commissioner Latvala and carried, that

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the recommendation of the County Administrator be approved.

In response to queries by Commissioner Stewart, Airport Executive Director David M. Metz and Marketing Director Elaine Smalling related that the agreement is for years two and three of a five-year cooperative marketing agreement with ATA (2002 and 2003); and that although charter flights arrive into the Airport for various sport teams, it is not the official airport of the Tampa Bay Devil Rays.

#17 RESOLUTION NO. 02-08 ADOPTED ESTABLISHING PARKING FEES FOR USE OF PUBLIC PARKING LOTS AT THE ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT

County Administrator Stephen M. Spratt recommended adoption of a resolution establishing parking fees for use of public parking lots at the St. Petersburg Clearwater-International Airport; and indicated that pursuant to the Board's direction, a survey had been conducted by the Department of Economic Development, Research Division; and that the results of that survey had shown a predominance of individuals who are willing to pay for parking at the Airport.

Following input by Airport Executive Director David M. Metz, Commissioner Seel moved, seconded by Commissioner Welch that Resolution No. 02-08 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

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- #18 NONCOMPETITIVE AGREEMENT WITH FLORIDA ENVIRONMENTAL, INC. FOR COMPLETION OF EXOTIC VEGETATION REMOVAL AND CONTROL AT THE TOYTOWN AND BRIDGEWAY ACRES LANDFILLS (BID NO. 012-299-N) - APPROVED; CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY ATTORNEY

County Administrator Stephen M. Spratt recommended approval of a noncompetitive agreement with Florida Environmental, Inc. for the completion of exotic vegetation removal and control at the Toytown and Bridgeway Acres Landfills, for a total expenditure not to exceed \$93,559.96; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

- #19 PROPOSAL OF THE PENNINGTON LAW FIRM - JOINT VENTURE ACCEPTED FOR LOBBYING SERVICES FOR THE 2002 STATE OF FLORIDA LEGISLATIVE SESSION WITH AUTHORIZATION FOR COUNTY ADMINISTRATOR TO NEGOTIATE A FINAL CONTRACT (BID NO. 012-307-P); CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY OFFICE OF THE COUNTY ATTORNEY

Legal notice having been published and publisher's affidavit filed with the Clerk, County Administrator Stephen M. Spratt recommended that the proposal of The Pennington Law Firm - Joint Venture be accepted for lobbying services for the 2002 State of Florida Legislative Session for an estimated expenditure not to exceed \$100,000.00; further recommended that the County Administrator be authorized to negotiate a final contract with said firm; and also recommended that the Chairman be authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

Commissioner Latvala moved, seconded by Commissioner Welch and carried, that

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the recommendations of the County Administrator be approved.

#20 PROPOSAL OF RANSTAD NORTH AMERICA ACCEPTED FOR TEMPORARY EMPLOYMENT SERVICES (BID NO. 012-34-P); CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY OFFICE OF THE COUNTY ATTORNEY

Legal notice having been published and publisher's affidavit filed with the Clerk, County Administrator Stephen M. Spratt recommended that the proposal of Ranstad North America be accepted for temporary employment services for an annual estimated expenditure not to exceed \$929,676.00, for a 24-month period with two additional 12-month options of renewal beyond the primary contract period, allowing for an increase in price up to eight percent or the amount of the Consumer Price Index for the preceding 12-month period, whichever is less, subject to funding and approval by the County Administrator; and further recommended that the Chairman be authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

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At this time, 6:58 P.M., Commissioner Welch left the meeting.

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In response to query by Commissioner Harris, Assistant Director of Personnel Peggy Rowe related that an average of 35 to 50 temporary employees are utilized by various appointing authorities at any given time; and that she was not aware of any restrictions imposed for the utilization of temporary employees during the hiring freeze.

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Upon call for the vote, the motion carried 5-0.

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At this time, 7:00 P.M., Commissioner Welch returned to the meeting.

- #21 PROPOSAL OF MOOREHEAD INK PROFESSIONAL WRITING AND EDITING SERVICES ACCEPTED FOR WRITING AND DESKTOP PUBLISHING SERVICES FOR DEPARTMENT OF PUBLIC AFFAIRS (BID NO. 012-25-P); CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY OFFICE OF THE COUNTY ATTORNEY
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Legal notice having been published and publisher's affidavit filed with the Clerk, County Administrator Stephen M. Spratt recommended that the proposal of Moorehead Ink Professional Writing and Editing Services be accepted for writing and desktop publishing services for the Department of Public Affairs for an estimated annual expenditure not to exceed \$30,000.00, for a 12-month period commencing upon execution of agreement with one additional 12-month option of renewal at the same prices, terms and conditions subject to availability of funds and County Administrator approval; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

Responding to query by Commissioner Harris, Director of Public Affairs Ronnie Goodstein indicated that said firm will be used on an as-needed basis when request for service demands may exceed the ability of staff to meet required deadlines.

Upon call for the vote, the motion carried unanimously.

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#22 AUTHORIZATION GRANTED FOR 50 PERCENT REDUCTION OF RETAINAGE MONIES TO CREATIVE CONTRACTORS, INC. RE CONSTRUCTION MANAGEMENT AGREEMENT FOR BROOKER CREEK EDUCATION CENTER

County Administrator Stephen M. Spratt recommended that authorization be granted for a 50 percent or \$41,303.62 reduction of retainage monies to Creative Contractors, Inc. for the Brooker Creek Education Center Construction Management Agreement.

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

#23 EASEMENT TO BARNEY'S 70TH AVENUE GARAGE, INC. - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of the granting of an easement to Barney's 70th Avenue Garage, Inc., 11198 70th Avenue North, Seminole, Florida.

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

#24 OTHER ADMINISTRATIVE MATTERS - NONE

County Administrator Stephen M. Spratt indicated that he has no items to be presented this date under "Other Administrative Matters."

#25a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE EQUICREDIT CORP. OF AMERICA VERSUS RICHARD D. RICHMOND, ET AL, CIRCUIT CIVIL CASE NO. 01-9279-CI-21 - MORTGAGE FORECLOSURE INVOLVING A STREET LIGHTING LIEN

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Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the County Attorney be authorized to defend the County's interest in the suit re Equicredit Corp. of America versus Richard D. Richmond, et al, Circuit Civil Case No. 01-9279-CI-21 - Mortgage Foreclosure Involving a Street Lighting Lien.

#25b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRSTAR BANK, N.A. VERSUS ESTHER HALL, ET AL, CIRCUIT CIVIL CASE NO. 01-9381-CI-19 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINES AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the County Attorney be authorized to defend the County's interest in the suit re Firstar Bank, N.A. versus Esther Hall, et al, Circuit Civil Case No. 01-9381-CI-19 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fines and Costs.

#25c COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE CHASE MANHATTAN MORTGAGE CORP. VERSUS GARY F. ZIGINOW, ET AL, CIRCUIT CIVIL CASE NO. 01-9271-CI-13 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR FINES AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Latvala and carried, that the County Attorney be authorized to defend the County's interest in the suit re Chase Manhattan Mortgage Corp. versus Gary F. Ziginow, et al, Circuit Civil Case No. 01-9271-CI-13 - Mortgage Foreclosure Involving Judgments for Fines and Costs.

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#26 REQUEST FOR CHANGE OF COUNSEL BY VIKAS KURICH RE PROCESSING OF PERMANENT RESIDENT STATUS - APPROVED

County Attorney Susan H. Churuti recommended approval of a request by Vikas Kurich to change the counsel being used to process his permanent resident status to Sheila Murphy, Esq., who specializes in the area of U.S. immigration and nationality law.

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

#27 CONTRACT FOR LEGAL SERVICES WITH CARLTON, FIELDS, WARD, EMMANUEL, SMITH & CUTLER, P.A. FOR REPRESENTATION OF PINELLAS COUNTY RE ACS STATE AND LOCAL SOLUTIONS, INC. F/K/A LOCKHEED MARTIN IMS CORPORATION VERSUS THE PINELLAS COUNTY WAGES COALITION, ET AL., CIRCUIT CIVIL CASE NO. 01-009324-CI-21 - APPROVED

County Attorney Susan H. Churuti recommended approval of a contract for legal services with Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P. A. to defend Pinellas County re ACS State and Local Solutions, Inc., f/k/a Lockheed Martin IMS Corporation versus The Pinellas County Wages Coalition, et al., Circuit Civil Case No. 01-009324-CI-21.

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

#28 SHADOW MEETING RE ACS STATE AND LOCAL SOLUTIONS, INC. F/K/A LOCKHEED MARTIN IMS CORPORATION VERSUS THE PINELLAS WAGES COALITION, ET AL., CIRCUIT CIVIL CASE NO. 01-009324-CI-21 - APPROVED

County Attorney Susan H. Churuti announced that she seeks advice concerning litigation relating to ACS State and Local Solutions, Inc., f/k/a Lockheed Martin IMS Corporation versus the Pinellas Wages Coalition, et al. Circuit Civil Case No. 01-009324-CI-21; and that she desires to schedule a strategy session on January 22, 2002, at a time certain of 3:00 P.M., as

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outlined in her announcement distributed to the Board at this evening's meeting, a copy of which has been filed and made a part of the record.

Responding to queries by the members, Mrs. Churuti indicated that authorization for legal staff to file an answer in court for the WorkNet Board will be sought at its next meeting which will be attended by Senior Assistant County Attorney Julia Scales; and that arrangements will be made if it becomes necessary for WorkNet to meet with legal counsel.

#29 COUNTY ATTORNEY MISCELLANEOUS - NONE

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

#30 FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND PINELLAS COUNTY UTILITIES OPERATIONS DEPARTMENT AT THE STAR CENTER - APPROVED FOR EXECUTION

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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 the First Amendment to the Lease Agreement with Pinellas County Utilities Operations Department at the STAR Center for a monthly rental cost of \$1,356.15 on a month-to-month basis effective January 1, 2002.

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

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Chairman Todd deviated from the agenda and directed, there being no objection, that inasmuch as the public hearings have been scheduled for 7:30 P.M., the Board will proceed to and address agenda item No. 36 as time permits.

\* \* \* \*

#36 COUNTY ADMINISTRATOR REPORTS - NONE

County Administrator Stephen M. Spratt indicated that there are no County Administrator reports to be presented this date.

#37a COMMISSIONER WELCH RE VARIOUS ISSUES

Commissioner Welch related that he would be representing the County Commission in the Martin Luther King, Jr. Day parade scheduled to be held on January 21; and recognized former Buccaneers' Coach Tony Dungy.

#37b COMMISSIONER LATVALA RE TAX REFORMS

Commissioner Latvala related that she had been a guest speaker at the kickoff rally for Pinellas County tax reform; and that she had encouraged everyone to make citizens aware of the issues pertaining to a possible tax reform referendum later in the year.

#37c COMMISSIONER HARRIS RE VARIOUS ISSUES

Commissioner Harris noted that he and Commissioner Seel will be participating in the Martin Luther King, Jr. Day parade in Clearwater; that Burnice and Cecil King celebrated

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their 59th wedding anniversary on January 11; that insulating your hot water pipes can save money and water; and encouraged everyone to be aware of the new watering schedules.

#37d CHAIRMAN TODD RE VARIOUS ISSUES

Chairman Todd indicated that a task team has been appointed to address reorganization of the agenda; that as soon as more specific information is available it will be distributed to the members; that budget priorities will be addressed earlier in the year than in the past; that she will be distributing a tax reference handout to the members; and that Commissioner Morroni is absent this evening due to outpatient surgery.

Alluding to comments by the Chairman, County Administrator Stephen M. Spratt related that he would be presenting budget strategies and forecasts to the Board by the February 4 time frame, and in response to query by the Chairman, stated that beginning with the February 19, 2002 board meeting, public hearings will be scheduled following "Citizens to be Heard" on the agenda.

\* \* \* \*

Upon direction of the Chairman, there being no objection, the meeting was recessed at 7:20 P.M., and was reconvened at 7:30 P.M.

#31a APPLICATION OF ROBERT GROSS THROUGH HOUSH GHOVAEE, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM C-2 AND M-1 TO M-1 (Z-1-12-01) - APPROVED; RESOLUTION NO. 02-09 ADOPTED

Pursuant to legal notice published in the January 4, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Robert Gross through Housh Ghovae for a change of zoning from C-2 and M-1 to M-1, re approximately 1.43 acres on the north side of Ulmerton Road, 355 feet west of 49th Street North (Z-1-12-01). Chief Deputy Clerk C. R. Short reported that no correspondence has

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been received; and that the matter is properly before the Board to be heard.

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

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from C-2 and M-1 to M-1 were filed and made a part of the record.

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

Commissioner Stewart moved, seconded by Commissioner Harris, that Resolution No. 02-09 be adopted approving zoning application Z-1-12-01. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

#31b APPLICATION OF FLORIDA SECURITY AND RECOVERY INC. FOR A CHANGE OF ZONING FROM C-1 TO M-1 (Z-6-12-01) - APPROVED; RESOLUTION NO. 02-10 ADOPTED

Pursuant to legal notice published in the January 4, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Florida Security & Recovery, Inc. for a change of zoning from C-1 to M-1, re approximately 0.401 acre located on the northeast corner of 47th Avenue North and 31st Street North (Z-6-12-01). Chief Deputy Clerk C. R. Short reported that one letter in opposition to the application has been received; and that the matter is properly before the Board to be heard.

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

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from C-1 to M-1 were filed and made a part of the record.

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

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heard.

Commissioner Latvala moved, seconded by Commissioner Harris, that Resolution No. 02-10 be adopted approving zoning application Z-6-12-01. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

#31c APPLICATION OF PARSLEY GROUP SERVICES, INC. THROUGH WAYNE H. BUTLER, REPRESENTATIVE, FOR A CONDITIONAL USE TO ALLOW AN EMERGENCY MEDICAL SERVICES STATION IN AN R-6 ZONE (CU-5-12-01) - APPROVED WITH CONDITIONS

Pursuant to legal notice published in the January 4, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Parsley Group Services, Inc. through Wayne H. Butler for a conditional use to allow an Emergency Medical Services (EMS) station in an R-6 zone, re a 0.03 acre site on the east side of Gulf Boulevard between 7th and 8th Streets in Parsley's Mobile Home Park (street address: 17715 Gulf Boulevard) (CU-5-12-01). Chief Deputy Clerk C. R. Short stated that a petition containing ten signatures in favor of the application has been received; and that the matter is properly before the Board to be heard.

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

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of a conditional use to permit an EMS station in a R-6 zone subject to certain conditions were filed and made a part of the record, said conditions being as follows:

1. Appropriate site plan review.
2. Use is for EMS purposes only.
3. Maximum of two staff members shall use this unit.

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

Commissioner Harris moved, seconded by Commissioner Welch and carried, that conditional use application CU-5-12-01 be approved.

#31d APPLICATION OF JEFF BOEN FOR A CONDITIONAL USE TO PERMIT A TRANSFER STATION IN A M-1 ZONE (CU-2-12-01) - APPROVED WITH CONDITIONS

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Pursuant to legal notice published in the January 4, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Jeff Boen for a conditional use to permit a transfer station in a M-1 zone, approximately 2.5 acres at the east end of Bear Ridge Circle, 179 feet north of Florida Avenue (CU-2-12-01). Chief Deputy Clerk C. R. Short reported that one letter in favor of the application has been received; and that the matter is properly before the Board to be heard.

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

The Local Planning Agency/Examiner Findings of Fact and Recommendation for a conditional use to permit a yard waste transfer station in a M-1 zone subject to certain conditions were filed and made a part of the record, said conditions being as follows:

1. Approval is for a yard waste transfer station only.
2. Equipment to be used on this site will consist of one wheel loader and one transfer truck.
3. There will be no more than two employees engaged in this conditional use.
4. Hours of operation will be 7:30 A.M. to 5:00 P.M., Monday through Friday, Saturday 7:30 A.M. to noon.
5. There will be no more than 1,500 cubic yards of yard waste on

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the site of the conditional use at any one time.

6. The site will be enclosed by a six-foot high chain link fence.
7. The storage area for yard waste will be set back 50 feet from the property line as shown on the submitted site plan.
8. A solid waste permit shall be required (a security bond may be required).

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

Commissioner Latvala moved, seconded by Commissioner Seel and carried, that conditional use application CU-2-12-01 be approved subject to the aforesaid conditions.

#31e APPLICATION OF QUALITY HOLDINGS OF FLORIDA, INC. THROUGH E. D. ARMSTRONG, III, ESQUIRE, JOHNSON, BLAKELY, POPE, BOKOR, RUPPEL AND BURNS, P.A., REPRESENTATIVE, FOR A CONDITIONAL USE TO PERMIT A VETERINARY OFFICE IN AN A-E ZONE (CU-4-12-01) - APPROVED WITH CONDITIONS

Pursuant to legal notice published in the January 4, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Quality Holdings of Florida, Inc. for a conditional use to permit a veterinary office in an A-E zone (CU-4-12-01), re approximately two acres on the north side of Keystone Road, 385 feet east of Ranch Road (CU-4-12-01). Chief Deputy Clerk C. R. Short reported that 14 letters in opposition to the application have been received; and that the matter is properly before the Board to be heard.

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

The Local Planning Agency/Examiner Findings of Fact and Recommendation for a conditional use to permit a veterinary office in an A-E zone subject to certain conditions were filed and made a part of the record, said conditions being as follows:

1. Hours of operation will be Monday through Friday 7:00 A.M. to 7:00 P.M. and Saturday from 8:00 A.M. to 5:00 P.M.

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2. The animals will be kept inside the kennel at all times after business hours.
3. The capacity of the kennel will not exceed 24 animals.
4. The building size will not exceed 6,508 square feet.
5. The building will be set back 100 feet from the Keystone Road property line.
6. A six-foot high block wall, which meets sight distance criteria, will be placed along the eastern property line. The planting of trees will be required along the inside of the wall to provide substantial visual buffering for the residential properties to the east.
7. The south facade of the building fronting Keystone Road will have the appearance of the front of the proposed veterinary office, so as to “look like” a residence.
8. Landscaping placed along Keystone Road will meet “scenic corridor” criteria. Specifically, a six-foot high wall or berm is required along with vegetative plantings including shrubbery and trees to achieve a 70 percent capacity along the front of the site.
9. Full site plan review will be required.
10. The building is to look like the building depicted in the architectural display submitted at the Examiner’s hearing.
11. This site will be developed in accordance with the Wellhead Protection Ordinance.
12. There will be one unlit point of sale sign not to exceed 24 square feet in size permitted.
13. All requirements of the A-E zoning district will be met.
14. All animal waste will be disposed of properly.

Director of Development Review Services Paul Cassel referred to aerial

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photographs and a map of the neighborhood and presented an overview of the application. In response to queries by the members, Mr. Cassel indicated traffic will increase 150 trips per day but will not affect the current level of service on the road.

Tim Johnson, Esquire, Clearwater, referred to a map and pointed to the 11 acres owned by the applicant and explained how the clinic will operate; and stated that the aforementioned conditions are acceptable to the applicant.

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

Hary Cline, Esquire, Clearwater, representing Mr. and Mrs. Ash  
Foritt  
William Cooper, Palm Harbor  
Sally Jamison, Palm Harbor  
Mr. Adell, Palm Harbor

In rebuttal, Mr. Johnson indicated that the Code allows the requested conditional use in an A-E zone; that there will be no adverse traffic impact; and that the applicant has met the required conditions and is therefore entitled to the conditional use permit.

Commissioner Latvala moved, seconded by Commissioner Stewart, that conditional use application CU-4-12-01 be approved subject to the aforesaid conditions.

Following discussion and upon call for the vote, the motion carried 4-2 with Commissioners Todd and Seel voting no.

#31f APPLICATION OF TAMPA TURF & LANDSCAPING, INC. FOR A CONDITIONAL USE TO ALLOW A HELIPORT IN A M-1 ZONE (CU-5-10-01) (DEFERRED FROM MEETING OF NOVEMBER 20, 2001) - WITHDRAWN

Pursuant to legal notice published in the November 9, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Tampa Turf & Landscaping, Inc. for a conditional use to allow a heliport in a M-1 zone, re approximately 2.5 acres located on the northeast corner of Florida Avenue and Bear Ridge Circle. Chief Deputy Clerk C. R. Short stated that 38 letters and a petition with ten signatures in opposition to the application have been received; and that the application has been withdrawn.

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#31g APPLICATION OF D. G. McMULLEN LIMITED PARTNERSHIP, D. GUY McMULLEN PROPERTIES, INC. AND NIKIFOROS AND HELEN M. KAROUTSAS FOR A CHANGE OF ZONING FROM A-E, R-3 AND RM-5 TO RPD-5 AND AL AND A DEVELOPERS AGREEMENT (DEFERRED FROM MEETING OF DECEMBER 18, 2001) - TEMPORARILY DEFERRED

Pursuant to legal notice published in the November 9, 2001 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of D. G. McMullen Limited Partnership, D. Guy McMullen Properties, Inc. and Nikiforos and Helen M. Karoutsas for a change of zoning from A-E, R-3 and RM-5 to RPD-5 and AL and a Developers Agreement, re approximately 94.75 acres located north of Wai-Lani Road and west of Alternate 19 (deferred from meeting of December 18, 2001). Chief Deputy Clerk C. R. Short stated that 257 letters, 8 telephone calls and one petition with 1,999 signatures in opposition to the application have been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt announced that the application has been referred back to the Examiner for modification and the public hearing rescheduled to the meeting of February 19, 2002.

#32 PETITION OF TERRY W. CHAPMAN AND CHONG H. CHAPMAN TO VACATE A PORTION OF AN EASEMENT ON LOT 24, EAGLE RUN, LOCATED IN THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 29 SOUTH, RANGE 16 EAST - GRANTED; RESOLUTION NO. 02-11 ADOPTED

Pursuant to legal notice published in the December 21, 2001 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Terry W. Chapman and Chong H. Chapman to vacate a portion of an easement on Lot 24, Eagle Run, as recorded in Plat Book 84, Pages 55 and 56, located in the northeast quarter of Section 32, Township 29 South, Range 16 East.

Chief Deputy Clerk C. R. Short reported that letters of no objection have been received from the following:

Pinellas County Utilities  
Florida Power Corporation  
Verizon Florida, Inc.  
Verizon Media Ventures, Inc.  
Time Warner Communications.

He indicated that all interested property owners have been notified as to the date of the public

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hearing; that no correspondence relative to the petition has been received; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt stated that staff recommends the vacation be granted.

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 to vacate be granted; and that Resolution No. 02-11 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

#33 **PETITION OF WILLIAM NORBERT HARTENBACH AND KARIN R. HARTENBACH FOR A PORTION OF A 70.0-FOOT PRIVATE DRAINAGE EASEMENT ON LOT 9, EAGLE'S COVE AT LAKE TARPON, LOCATED IN THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 28 SOUTH, RANGE 16 EAST - GRANTED; RESOLUTION NO. 02-12 ADOPTED**

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Pursuant to legal notice published in the December 28, 2001 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of William Norbert Hartenbach and Karin R. Hartenbach to vacate a portion of a 70.0-foot private drainage easement on Lot 9, Eagle's Cove at Lake Tarpon, as recorded in Plat Book 122, Pages 3 and 4, located in the northeast quarter of Section 04, Township 28 South, Range 16 East.

Chief Deputy Clerk C. R. Short reported that a letter of no objection has been received from the homeowners' association; that all interested property owners have been notified as to the date of the public hearing; and that the matter is properly before the Board to be heard.

County Administrator Stephen M. Spratt stated that staff recommends the vacation be granted.

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

Commissioner Seel moved, seconded by Commissioner Latvala, that the petition

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to vacate be granted; and that Resolution No. 02-12 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Morroni.

#34 PROPOSED ORDINANCE RE SETTLEMENT AGREEMENT WITH LAMAR COMPANY LLC FOR BILLBOARD REMOVAL - DEFERRED TO JANUARY 29, 2002; WAIVER OF NIGHT HEARING REQUIREMENT - APPROVED

Pursuant to legal notice published in the January 7, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance to authorize the execution of a settlement agreement with Lamar Company LLC regarding billboard removal.

County Administrator Stephen M. Spratt requested that the first hearing be continued to January 29, 2002, with the second hearing scheduled for February 12, 2002 and approval of County Attorney Susan Churuti's request that the requirement for an evening hearing be waived.

Commissioner Latvala moved, seconded by Commissioner Welch and carried, that the continuance and requirement waiver be approved.

#35 PROPOSED ORDINANCE RE SETTLEMENT AGREEMENT WITH VIACOM OUTDOOR, INC. FOR BILLBOARD REMOVAL - TEMPORARILY DEFERRED TO MEETING OF JANUARY 29, 2002; WAIVER OF NIGHT HEARING REQUIREMENT - APPROVED

Pursuant to legal notice published in the January 7, 2002 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance to authorize the execution of a settlement agreement with Viacom Outdoor, Inc. regarding billboard removal.

County Administrator Stephen M. Spratt requested that the first hearing be continued to January 29, 2002, with the second hearing scheduled for February 12, 2002, and approval of County Attorney Susan Churuti's request that the requirement for an evening hearing be waived.

Commissioner Latvala moved, seconded by Commissioner Welch and carried, that

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the continuance and requirement waiver be approved.

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Upon direction of the Chairman, there being no objection, the meeting was adjourned at 8:25 P.M.

\_\_\_\_\_  
Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

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