

Clearwater, Florida, January 22, 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 9:35 A.M. on this date with the following members present: Barbara Sheen Todd, Chairman; Karen Williams Seel, Vice-Chairman; Robert B. Stewart; Calvin D. Harris; John Morroni and Kenneth T. Welch.

Absent: Susan Latvala.

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

Pastor Mark Shuey, The Church of the Nazarene, Pinellas Park, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Harris.

## AGENDA

### 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. Dock Fee Report for the Month of December, 2001.
  - b. Quarterly Report of Routine Dock Permits Issued from October 1, 2001 through December 31, 2001.

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- c. Complete Summary Appraisal Report of the 23.14± Acre Waterfront Development Site Fronting the Anclote River Located along the Pinellas-Pasco County Line in Holiday, Florida, Submitted by Tod Marr and Associates, Real Estate Appraisers and Consultants.
  - d. Annual Financial Report and the Audited Financial Statements of Tampa Bay Water, a Regional Water Supply Authority, for the Fiscal Year Ending September 30, 2001, Submitted by Jane M. Kemerer, Finance Manager, Tampa Bay Water.
3. Other Approvals:
- a. General - None.
  - b. Satisfactions of Judgments and Liens.
  - c. Vouchers and Bills Paid.
4. Miscellaneous Items to be Received for Filing:
- a. Correspondence from the City of Pinellas Park Regarding Two Ordinances Voluntarily Annexing Certain Property, Public Hearing to be Held on January 24, 2002.
  - b. Eastlake Oaks Community Development District Minutes of Meeting Held October 3, 2001, along with the Financial Statements for the Period Ending August 31, 2001.
  - c. One Item Related to Dock, Pier and Wharf Construction Licensing and Contract Bonds.

COUNTY ADMINISTRATOR

Budget and Finance

5. Budget Amendments: Nos. 7 and 8.

Public Works

6. Approval of Subdivision Plats and Related Items - None.

Utilities

7. Approval of an Award of Bid - Water and Reclaimed Mains Installation, 2002 Annual Requirements.

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Airport

9. Approval of the First Amendment to the Lease with Pinellas Farmhouse, Inc.

Utilities

10. Approval of Change Order No. 2 for the South Gulf Beaches Reclaimed Water Improvements.
11. Approval of Change No. 3 to the Agreement with Albert E. Roller for Professional Land Management Services at the Cross Bar and AL-BAR Ranches.

General

12. Approval of Award of Bid for Vehicle Body and Frame Repair.
13. Approval of Recommendation to Declare Surplus and Authorization for the Sale of Miscellaneous County Owned Equipment as Scrap Material.
14. Adoption of a Resolution Supplementing the FY02 General Fund Budget - Justice Coordination.
15. Adoption of a Resolution Supplementing the FY02 Fire District Fund Budget and Reallocating Reserve for Future Years and Reserve for Fund Balance - Belleair Bluffs.
16. Adoption of a Resolution Authorizing the Issuance of \$14,000,000 Capital Equipment Revenue Bonds, Series 2002.
17. Adoption of a Resolution Approving Project A1061453866 as a Qualified Applicant for the Qualified Target Industries Tax Refund Program for Fiscal Years 2003-2010.
18. Approval of a Grant Agreement between Pinellas County and the Pinellas County Environmental Foundation for the Design and Construction of the Fort DeSoto Recirculation Project.
19. Approval of Recommendation to Terminate Two Convention and Visitors Bureau Contracts - Development Counsellors International and Jon Arthur Representations, Inc.
20. Other Administrative Matters.

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COUNTY ATTORNEY

21. Authority for County Attorney to Defend:
  - a. Chase Manhattan Mortgage Corp. v. Juan A. Padilla, III, et al - Circuit Civil Case No. 01-8857-CI-11 – Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs and a Judgment for Fine and Costs.
  - b. First Union National Bank v. Deneen Butler - Circuit Civil Case No. 01-8884-CI-19 – Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs and a Judgment for Fine and Costs.
22. Approval of the Interlocal Agreement for the Installation of the Facial Recognition System at the St. Petersburg-Clearwater International Airport.
23. Approval of a Special Counsel Contract – Carlton, Fields, Ward, Emmanuel, Smith and Cutler, P.A. to Represent the County Regarding South Cross Bayou Water Reclamation Project.
24. Authorization for the Chairman to Execute and the Clerk to Attest the Agreement to Waive the Waiting Period for the Submission of Mid-Pinellas Brackish Desalination Facilities Permit Application.
25. Miscellaneous.

EMERGENCY MEDICAL SERVICES AUTHORITY

26. Adoption of a Resolution Authorizing the Purchase of Kitchen Appliances for the Sunstar Emergency Medical Services Building Center.

SCHEDULED PUBLIC HEARINGS  
PUBLIC HEARINGS WILL BEGIN AT 10:30 A.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 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

27. Petition to Vacate Submitted by Norman Cullen for a Portion of an 80.0-Foot Right-of-Way Known as 9<sup>th</sup> Street, Lying East of and Adjacent to Lot 1, Block 131, Town of Sutherland, Located in the Southeast quarter of Section 2, Township 28 South, Range 15 East.

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WATER AND NAVIGATION

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

28. Commercial Dock Application CD30717-01, Hubbard Enterprises, Inc., 150 - 128<sup>th</sup> Avenue West, John's Pass, Madeira Beach.

D. COUNTY ADMINISTRATOR REPORTS

29. Report on Lealman.

E. COUNTY COMMISSION

30. Miscellaneous.

ADJOURNMENT

PROCLAMATION DECLARING JANUARY AS CERVICAL CANCER AWARENESS MONTH

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Chairman Todd presented a Proclamation declaring January as Cervical Cancer Awareness Month to Patricia Colantonio, Program Manager of the Breast and Cervical Cancer Screening Program at the Pinellas County Health Department.

CITIZENS TO BE HEARD

Reverend Irwin Satsuma, Pasco County, expressed his views regarding religious issues.

Emily Rogers Coeyman, St. Petersburg, suggested amending the boundary lines in the Lealman area.

Joanne Totty, Palm Harbor, expressed her appreciation to the Board for Palm Harbor Citizens for the University.

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CONSENT AGENDA ITEMS NOS. 1 THROUGH 7 - APPROVED

Upon presentation by Chairman Todd, Commissioner Welch moved, seconded by Commissioner Seel and carried, that the consent agenda, consisting of items Nos. 1 through 7, be approved as follows:

# 1 APPROVAL OF MINUTES - NONE

# 2 REPORTS RECEIVED FOR FILING

- a. Dock Fee Report for Month of December, 2001.
- b. Quarterly Report of Routine Dock Permits issued from October 1, 2001 through December 31, 2001.
- c. Complete Summary Appraisal Report of 23.14± Acre Waterfront Development Site Fronting the Anclote River Located Along the Pinellas-Pasco County Line, Holiday, Florida submitted by Tod Marr & Associates, Real Estate Appraisers and Consultants.
- d. Tampa Bay Water Annual Financial Report and the Audited Financial Statements for the Fiscal Year Ended September 30, 2001.

# 3 OTHER APPROVALS

- a. General - None

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b. Satisfactions of Judgments and Liens

- (1) Satisfactions of various judgments for attorney fees and costs which have been paid in full.

c. Vouchers and Bills Paid

- (1) Checks released for the period from January 2, 2002 to January 4, 2002 as follows:

Payroll Journal Expenditures

Payroll Journal pages numbered 1 through 2632

Payroll checks numbered 482891 through 483535

Imprest Fund Expenditures

Manual checks numbered 605062 through 605070

System checks numbered 614240 through 614769

# 4 MISCELLANEOUS ITEMS TO BE RECEIVED FOR FILING

- a. Correspondence from City of Pinellas Park regarding two Ordinances voluntarily annexing certain property; public hearing to be held January 24, 2002.
- b. Eastlake Oaks Community Development District minutes of meeting held October 3, 2001, along with financial statements for period ending August 31, 2001.
- c. One item related to Dock, Pier and Wharf Construction Licensing and Contract Bonds.

# 5 BUDGET AMENDMENTS NOS. 7 AND 8

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Copies of Budget Amendments Nos. 7 and 8 were filed and made a part of the minutes.

# 6 SUBDIVISION PLATS AND RELATED ITEMS - NONE

# 7 AWARD OF BIDS

- a. Bid of QRC, Inc. for an estimated total expenditure in the amount of \$1,042,846.50 for water and reclaimed mains installation annual requirements, 2002 (Bid No. 012-200-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.

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

# 9 FIRST AMENDMENT TO LEASE WITH PINELLAS FARMHOUSE, INC. (SPECIALITY RESTAURANT CORP., GUARANTOR) RE THE TURTLE CLUB - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a first amendment to the lease with Pinellas Farmhouse, Inc. to expedite renovations at the Turtle Club.

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

#10 CHANGE ORDER NO. 2 TO CONTRACT WITH SUNLAND CONSTRUCTION, INC. FOR SOUTH GULF BEACHES RECLAIMED WATER IMPROVEMENTS (BID NO. 001-

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0262-C) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of Change Order No. 2 to the contract with Sunland Construction, Inc. for South Gulf Beaches reclaimed water improvements for a time extension of 115 consecutive calendar days, with no change in contract price.

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

#11 CHANGE ORDER NO. 3 TO AGREEMENT WITH ALBERT E. ROLLER FOR PROFESSIONAL LAND MANAGEMENT SERVICES AT CROSS BAR AND AL-BAR RANCHES - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of Change Order No. 3 to the Agreement with Albert E. Roller for professional land management services at Cross Bar and AL-BAR Ranches, in an amount not to exceed \$221,000.00 (new contract total not to exceed \$2,449,539.00).

In response to query by Commissioner Stewart, Mr. Spratt indicated that he will prepare a report for the Board's review regarding the total impact of increased security costs since the September 11, 2001 incident.

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

#12 BID OF AUTOWAY FORD COLLISION CENTER FOR VEHICLE BODY AND FRAME REPAIR (BID NO. 001-951-B) - ACCEPTED; BID OF KENWORTH OF CENTRAL FLORIDA - REJECTED

Legal notice having been published and publisher's affidavit filed with the Clerk,

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County Administrator Stephen M. Spratt recommended that the bid of Autoway Ford Collision Center be accepted on the basis of being the lowest, responsive and responsible bid for an estimated 24-month expenditure not to exceed \$100,000.00 (two-year contract with two additional 12-month options of renewal at the same prices, terms and conditions, subject to availability of funds and approval of the County Administrator); and further recommended that the bid of Kenworth of Central Florida be rejected as being non-responsive.

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

- #13 DECLARATION OF MISCELLANEOUS COUNTY-OWNED EQUIPMENT AS SURPLUS WITH AUTHORIZATION FOR LIQUIDATION OF SAME THROUGH SALE CONDUCTED BY SCRAP-ALL, INC. - APPROVED WITH CONFIRMATION OF ITEMS TRADED, SCRAPPED/JUNKED OR CANNIBALIZED (BID NO. 978-0595-B); CORRECTION TO BOARD AGENDA ITEM NUMBER TEN OF OCTOBER 16, 2001 - APPROVED

County Administrator Stephen M. Spratt recommended that certain miscellaneous County-owned equipment as set forth in his memorandum of January 22, 2002, a copy of which has been filed and made a part of the record, be declared surplus with authorization for the liquidation of said equipment through sale of scrap metal conducted by Scrap-All, Inc. in accordance with the provisions of the existing contract approved by the Board, with confirmation of certain items as traded, scrapped/junked or cannibalized; and further recommended that the Board confirm correction of a clerical error from the agenda of October 16, 2001, item number ten, to read asset number 84808 rather than asset number 84804.

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

- #14 RESOLUTION NO. 02-13 ADOPTED SUPPLEMENTING FY2002 GENERAL FUND

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BUDGET TO PROVIDE FOR RECEIPT AND APPROPRIATION OF UNANTICIPATED GRANT PROCEEDS FOR A PARTICULAR PURPOSE

County Administrator Stephen M. Spratt recommended adoption of a resolution supplementing the FY2002 General Fund Budget to provide for receipt and appropriation of unanticipated grant proceeds for a particular purpose (Operation PAR, Inc., Alpha "A Beginning," Inc. and Phoenix Houses of Florida) to be administered by the Department of Justice Coordination.

Commissioner Welch moved, seconded by Commissioner Seel, that Resolution No. 02-13 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

#15 RESOLUTION NO. 02-14 ADOPTED SUPPLEMENTING THE FY02 FIRE DISTRICT FUND BUDGET AND REALLOCATING RESERVE FOR FUTURE YEARS AND RESERVE FOR FUND BALANCE (BELLEAIR BLUFFS)

County Administrator Stephen M. Spratt recommended adoption of a resolution to appropriate earmarked receipts for a particular purpose and to reallocate previously appropriated funds from reserve for future years and reserve for contingencies in the FY02 Belleair Bluffs Fire District fund.

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At this time, 10:02 A.M., Commissioner Stewart left the meeting.

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Following discussion, Commissioner Morroni moved, seconded by Commissioner Seel, that Resolution No. 02-14 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart and Latvala.

#16 RESOLUTION NO. 02-15 ADOPTED AUTHORIZING THE ISSUANCE OF CAPITAL EQUIPMENT REVENUE BONDS (VOTER TECHNOLOGY EQUIPMENT), SERIES 2002, IN THE PRINCIPAL AMOUNT OF \$14,000,000 TO REIMBURSE AND FINANCE THE COST OF CAPITAL EQUIPMENT; PROVIDING THAT THE BONDS SHALL BE A LIMITED OBLIGATION OF THE COUNTY PAYABLE FROM NON-AD VALOREM REVENUES BUDGETED AND APPROPRIATED AS PROVIDED HEREIN; PROVIDING FOR THE RIGHTS, SECURITIES AND REMEDIES FOR THE OWNER OF THE BONDS; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE

County Administrator Stephen M. Spratt recommended adoption of a resolution authorizing the issuance of Capital Equipment Revenue Bonds (Voter Technology Equipment), Series 2002, in the principal amount of \$14,000,000 to reimburse and finance the cost of capital equipment; providing that the bonds shall be a limited obligation of the County payable from non-ad valorem revenues budgeted and appropriated as provided herein; providing for the rights, securities and remedies for the owner of the bonds; making certain covenants and agreements in connection therewith; and providing for an effective date.

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At this time, 10:06 A.M., Commissioner Stewart returned to the meeting.

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Responding to queries by the members, Assistant County Administrator Mark S. Woodard explained the details of the financing; and indicated that the interest rate has been locked in at 3.813 percent; and that the annual debt service will be approximately \$3,100,000.

Commissioner Welch moved, seconded by Commissioner Seel, that Resolution No. 02-15 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

#17 **RESOLUTION NO. 02-16 ADOPTED APPROVING PROJECT A1061453866 AS A QUALIFIED APPLICANT PURSUANT TO SECTION 288.106, FLORIDA STATUTES; AND IDENTIFYING SOURCES OF LOCAL COUNTY FINANCIAL SUPPORT OF PROJECT A1061453866 AS LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEARS 2003-2010**

County Administrator Stephen M. Spratt recommended adoption of a resolution approving project A1061453866 as a qualified applicant pursuant to Section 288.106, Florida Statutes; and identifying sources of local County financial support of project A1061453866 as local participation in the Qualified Target Industry Tax Refund Program for fiscal years 2003-2010.

Commissioner Welch moved, seconded by Commissioner Seel, that Resolution No. 02-16 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

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- #18 GRANT AGREEMENT BETWEEN PINELLAS COUNTY AND PINELLAS COUNTY ENVIRONMENTAL FOUNDATION (PCEF)/NATIONAL FISH AND WILDLIFE FOUNDATION (NFWF) STATE AND LOCAL GOVERNMENT FOR THE DESIGN AND CONSTRUCTION OF THE FORT DeSOTO RECIRCULATION PROJECT NO. 2001-0295-006 (PID NO. 921573) - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of a Grant Agreement between Pinellas County and Pinellas County Environmental Foundation (PCEF)/National Fish and Wildlife Foundation (NFWF) State and Local Government for the design and construction of the Fort DeSoto Recirculation Project, in the amount of \$250,000.00.

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

- #19 TERMINATION OF TWO CONVENTION AND VISITORS BUREAU CONTRACTS, DEVELOPMENT COUNSELLORS INTERNATIONAL AND JON ARTHUR REPRESENTATIONS, INC. - APPROVED

County Administrator Stephen M. Spratt recommended that the Board approve the termination of two Convention and Visitors Bureau contracts, Development Counsellors International and Jon Arthur Representations, Inc. in order to achieve fiscal year 2002 cost reductions.

Following discussion and in response to queries by Commissioner Seel, St. Petersburg/Clearwater Convention & Visitors Bureau Executive Director Carole A. Ketterhagen indicated that a breakdown of the expenditure reductions would be forwarded to the Board for its review; that Pinellas County is currently hosting Florida Huddle which includes 200 tour operators from 20 countries and 50 media from around the world; and that the County will be rebidding to host Florida Huddle in the future.

Following further discussion, Commissioner Harris moved, seconded by

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Commissioner Welch and carried, that the recommendation of the County Administrator be approved.

#20 RESOLUTION NO. 02-17 ADOPTED EXPRESSING INTENT IN CONCEPT TO PURCHASE AND TO AUTHORIZE DUE DILIGENCE PRIOR TO PRESENTATION OF CONTRACT FOR PURCHASE OF ENDANGERED LANDS FOR BOARD OF COUNTY COMMISSIONERS CONSIDERATION

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County Administrator Stephen M. Spratt recommended adoption of a resolution expressing intent in concept to purchase and to authorize due diligence prior to presentation of a contract for purchase of endangered lands for the Board of County Commissioners consideration.

Commissioner Harris moved, seconded by Commissioner Seel, that Resolution No. 02-17 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

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At this time, Chairman Todd proceeded to agenda item No. 27, Public Hearings, which had been scheduled for 10:30 A.M.

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#27 PETITION OF NORMAN CULLEN FOR A PORTION OF AN 80.0-FOOT RIGHT-OF-

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WAY KNOWN AS 9TH STREET, LYING EAST OF AND ADJACENT TO LOT 1, BLOCK 131, TOWN OF SUTHERLAND, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 02, TOWNSHIP 28 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 02-19 ADOPTED

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Pursuant to legal notice published in the January 4, 2002 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Norman Cullen to vacate a portion of an 80.0-foot right-of-way known

as 9th Street, lying east of and adjacent to Lot 1, Block 131, Town of Sutherland, as recorded in Hillsborough Plat Book 1, Page 1, located in the southeast quarter of Section 02, Township 28 South, Range 15 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 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 Morrone moved, seconded by Commissioner Seel, that the petition to vacate be granted; and that Resolution No. 02-19 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

#28 COMMERCIAL DOCK APPLICATION CD30717-01, HUBBARD ENTERPRISES, INC.,  
150 128TH AVENUE WEST, JOHN'S PASS, MADEIRA BEACH - APPROVED

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

Pursuant to legal notice published in the December 7 and December 14, 2001 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Commercial Dock Application CD30717-01, Hubbard Enterprises, Inc., 150 128th Avenue West, John's Pass, Madeira Beach. Chief Deputy Clerk C. R. Short reported that all interested parties have been notified by mail; that no correspondence has been received; and that the matter is properly before the Authority to be heard.

County Administrator Stephen M. Spratt stated that the applicant proposes to construct a commercial dock in John's Pass to be used for temporary mooring by patrons of the Friendly Fisherman restaurant; that the dock will consist of an irregularly shaped platform and replace an existing dilapidated structure; that the biological report prepared by the Department of Environmental Management was made available to the public and has been filed and made a part of the record. He indicated no variances are required; that the City of Madeira Beach has approved the application; and that staff recommends approval of the application and execution of the order based upon negative "Findings of Fact," Items 1 through 9, as indicated in his memorandum of January 22, 2002.

Director of Environmental Management William M. Davis provided background

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information and indicated that there are no environmental or navigational concerns with the proposed dock.

Following discussion, Patricia Hubbard, Treasure Island, and Mike Evans, Pioneer Marine Construction, Treasure Island, appeared and being duly sworn, indicated that the new dock will replace and improve the existing structure, but will be larger in size.

In response to the Chairman's call for persons in opposition to the application, Phil Schwartz, Treasure Island, appeared and being duly sworn, expressed his concerns.

Upon request by Commissioner Welch, Mr. Davis assessed Mr. Schwartz's navigational concerns.

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

#21a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE CHASE MANHATTAN MORTGAGE CORP. VERSUS JUAN A. PADILLA, III, ET AL, CIRCUIT CIVIL CASE NO. 01-8857-CI-11 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

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Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re Chase Manhattan Mortgage Corp. versus Juan A. Padilla, III, et al, Circuit Civil Case No. 01-8857-CI-11 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#21b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRST UNION NATIONAL BANK VERSUS DENEEN BUTLER, ET AL, CIRCUIT CIVIL CASE

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NO. 01-8884-CI-19 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re First Union National Bank versus Deneen Butler, et al, Circuit Civil Case No. 01-8884-CI-19 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#22 INTERLOCAL AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS, THE SHERIFF OF PINELLAS COUNTY AND AMERICAN TRANS AIR, INC. FOR THE INSTALLATION OF FACIAL RECOGNITION SYSTEM AT THE ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT - APPROVED FOR EXECUTION

County Administrator Stephen M. Spratt recommended approval of an interlocal agreement between the Board of County Commissioners, the Sheriff of Pinellas County and American Trans Air, Inc., for the installation of the Facial Recognition System at the St. Petersburg-Clearwater International Airport.

Sheriff Everett S. Rice presented an overview of the Facial Recognition System, and upon queries by the members, indicated that deputies will review the computer matches; that no additional staffing requirements will be necessary; and that a demonstration of the system will be presented at 2:00 P.M. today at the airport.

Following discussion, Airport Director David Metz stated that at the direction of the Board, signage will be installed at the two passenger gate areas; and that the system will be reviewed for possible use in other parts of the airport.

Following further discussion, Commissioner Welch moved, seconded by Commissioner Seel and carried, that the recommendation of the County Administrator be approved.

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#23 REVISED EXHIBIT "A" TO SPECIAL COUNSEL CONTRACT WITH CARLTON, FIELDS, WARD, EMMANUEL, SMITH & CUTLER, P.A. FOR LEGAL SERVICES RELATING TO LITIGATION OF SOUTH CROSS BAYOU WATER RECLAMATION PROJECT - APPROVED

County Attorney Susan H. Churuti recommended approval of revised Exhibit "A" to the Special Counsel Contract with Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A. for legal services relating to the litigation of South Cross Bayou Water Reclamation facility, effective January 1, 2002.

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

#24 AGREEMENT TO WAIVE WAITING PERIOD FOR SUBMISSION OF MID-PINELLAS BRACKISH DESALINATION FACILITIES PERMIT APPLICATION - APPROVED

County Attorney Susan H. Churuti recommended approval of an Agreement to Waive Waiting Period for Submission of Mid-Pinellas Brackish Desalination Facilities Permit Application.

In response to a request by Chairman Todd, Director of Utilities Pick Talley indicated that he will monitor the process and protect the County's interest regarding the landfill property and related permits.

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

#25 SPECIAL MEETING RE ACS STATE AND LOCAL SOLUTIONS, INC. F/K/A LOCKHEED MARTIN IMS CORPORATION

County Attorney Susan H. Churuti announced that she desires advice concerning

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litigation expenditures relating to 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; and related that a settlement negotiation or strategy session is scheduled for today at a time certain of 3:00 P.M.; and no objections were noted.

#26 **RESOLUTION NO. 02-18 ADOPTED AUTHORIZING THE EXPENDITURE OF COUNTY FUNDS FOR THE PURCHASE OF A MICROWAVE OVEN AND ICEMAKER FOR THE SUNSTAR EMERGENCY MEDICAL SERVICES COMPLEX**

Chairman Todd noted for the record that the Board is now sitting as the Pinellas County Emergency Medical Services Authority.

County Administrator Stephen M. Spratt recommended the adoption of a resolution authorizing the expenditure of County funds for the purchase of a microwave oven and icemaker for the Sunstar Emergency Medical Services Complex.

Commissioner Welch moved, seconded by Commissioner Morroni, that the recommendation of the County Administrator be approved and that Resolution No. 02-18 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Latvala.

#29 **REPORT ON LEALMAN - TEMPORARILY DEFERRED TO MEETING OF JANUARY 29, 2002**

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County Administrator Stephen M. Spratt referred to agenda item No. 29, "Report on Lealman," and recommended that the item be temporarily deferred to the meeting of January

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29, 2002; and no objections were noted.

#30a COMMISSIONER MORRONI RE VARIOUS ISSUES

Commissioner Morroni acknowledged the receipt of an e-mail from a citizen regarding the timely repair of a sewer problem at his residence; and provided a Your Penny's Worth report regarding the Hurricane Pass dredging project.

#30b COMMISSIONER SEEL RE OMNI CENTER OPENING

Commissioner Seel related that she and Chairman Todd attended the ribbon cutting ceremony at the Omni Center.

#30c COMMISSIONER HARRIS RE VARIOUS ISSUES

Commissioner Harris advised that he and Commissioner Latvala attended the Clearwater Martin Luther King Breakfast and Parade; and offered a water conservation tip regarding the utilization of compost beds.

#30d CHAIRMAN TODD RE VARIOUS ISSUES

Chairman Todd related citizens' concerns with regard to the lighting of the Pinellas Trail; and offered comments regarding her attendance at the opening of the Omni Center.

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January 22, 2002

Upon direction of the Chairman, there being no objection, the meeting was adjourned at 11:40 A.M.

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Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

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