

**BOARD OF COUNTY COMMISSIONERS MEETING
TUESDAY, MARCH 17, 2009 – 3:03 P.M.
ASSEMBLY ROOM, FIFTH FLOOR
315 COURT STREET, CLEARWATER, FLORIDA**

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

Not Present: Karen Williams Seel, Vice-Chairman.

Others Present: James L. Bennett, County Attorney; Robert S. LaSala, County Administrator; Claretha N. Harris, Chief Deputy Clerk; and Arlene Smitke and Tammy L. Burgess, Deputy Clerks.

INVOCATION: Pastor Billy Gotcher, Berea Baptist Church, Palm Harbor.

PLEDGE OF ALLEGIANCE: Commissioner Welch.

PRESENTATIONS AND AWARDS:

Youth Advisory Committee Presentation by Parth Desai, Chairman.

CONSENT AGENDA ITEMS NOS. 1 THROUGH 14 - APPROVED.

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

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

2 Reports received for filing:

a. Pinellas County Quarterly Donation Listing of \$500 and Greater for the period October 1 through December 31, 2008 received for filing.

3 Vouchers and Bills Paid – Period of February 2 through February 13, 2009:

Payroll Journal Expenditures
Payroll Journal page numbers 1 through 2414
Payroll checks numbered 561032 through 561243

Imprest Fund Expenditures
System checks numbered 955310 through 956905

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ACH Transfers numbered 1913 through 1968
Wire Transfers numbered 010877 through 010891

- # 4 Miscellaneous items received for filing:
- a. City of Clearwater Public Hearing Notice of Annexation, Land Use Plan and Zoning Atlas Amendments regarding Ordinances Nos. 7937-08 through 7939-08 held March 5, 2009.
 - b. City of Largo amended Notice of Public Hearing for Ordinances Nos. 2009-12 and 2009-13 held March 3, 2009, annexing certain property.
 - c. City of Pinellas Park Notices of Public Hearing re Ordinances Nos. 3674 and 3676 held March 12, 2009, voluntarily annexing certain property.
 - d. City of South Pasadena Resolution No. 2009-03 adopted February 10, 2009 supporting an amendment to the Florida Constitution requiring the Florida Legislature to operate under the Florida Government in the Sunshine Laws.
- # 5 Bid for Asphalt – SI & SIII, Pick Up Only (Co-Op) (Contract No. 089-0023-B) awarded to Suncoast Paving, Inc. for North County Requirements and R. E. Purcell Construction Co., Inc. for Mid and South County Requirements on the basis of being the lowest responsible, responsive bids received meeting specifications; 12-month contract with two additional 12-month term extensions, contingent upon the availability of funds and approval from the County Administrator; total contract estimated annual expenditure is not to exceed \$516,337.50; Pinellas County’s estimated annual expenditure is not to exceed \$184,637.50; contract allows for price adjustments on a monthly basis in an amount based on the Producer Price Index, Series PCU3241213241210121 – Industry: Asphalt Paving Mixture and Block Manufacturing, Product: Other Liquid Asphalt and Tar Paving Materials.
- # 6 Bid for Backflow Prevention Devices and Assemblies (Contract No. 089-0105-B) awarded to Backflow Apparatus & Value, d/b/a Bavco; Cole Industrial and Technical Supply Co., Inc.; Ferguson Enterprises, Inc., d/b/a Ferguson Waterworks; Hayes Pipe Supply, Inc.; and Mainline Holding Company, LLC, d/b/a Mainline Supply Company (groups/items indicated in the agenda memorandum dated March 17, 2009, which has been filed and made a part of the record), at unit prices on the basis of being the lowest responsive and responsible bids received meeting specifications for a total 24-month estimated expenditure in the amount of \$528,427.86. Contract is effective for 24 months and allows for price adjustments every 12 months in an amount not to exceed the average of the Producers Price Index (PPI) for All Urban Consumers, Not Seasonally Adjusted, for Series I.D. PCU 3261, Plastics Product Manufacturing. Contracts may be extended

for an additional 24-month period, subject to all terms and conditions remaining the same and approval by the County Administrator or the Director of Purchasing.

Bids of Cole Industrial and Ferguson Enterprises, Inc., d/b/a Ferguson Waterworks, for Groups 3 and 5; and Mainline Holding Company, LLC, d/b/a Mainline Supply Company, for Group 7 rejected as non-responsive for bidding items not meeting specification.

7 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>
Animal Services	Memorandum of Understanding with the Florida Department of Health, Pinellas County Health Department for Rabies Control Program	N/A	2.5.09
Community Development	(a) Satisfactions of Mortgage with: Pamela L. Evans; William J. and Adelaide C. Schmidt; and (b) Release of Lien with Joseph G. and Marie J. Brand	(a-b) All liens are paid in full.	2.20.09
Community Development	Release of Lien with Thomas K. DeYampert	Lien is paid in full.	2.18.09
Community Development	(a) Specific Performance Agreement with Lealman Family Center, Inc. for the Lealman Family Center Newsletter; and (b) Satisfactions of Mortgage with: Muris and Jelka Focakovic; and Debra K. Bentley	(a) \$10,000.00; and (b) All liens are paid in full.	2.12.09
Community Development	Satisfaction of Mortgage with Leroy Epps	Lien is paid in full.	2.4.09
Community Development	Satisfaction of Mortgage with Welcita M. Gann	Lien is paid in full.	1.26.09
Community Development	Satisfaction of Mortgage with Winnie Chambers, FMLY Winne I. Tyler	Lien is paid in full.	1.16.09
Community Development	Releases of Lien with: Larry and Gladys N. Hilkert (2); and Rohe Street Property, L.C.	All liens are paid in full.	1.15.09
Community Development	Satisfaction of Deferred Mortgage with George and Genevieve Moody	Lien is paid in full.	1.9.09
Convention & Visitors Bureau	Grant Agreement with the Florida Sports Foundation for Marketing Support of the Big East Big Ten Baseball Challenge	N/A – \$2,000.00 pass through funds, no County match	1.28.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
	Mobile Outreach Program in County Elementary and Middle Schools; and (s) Soulful Arts Dance Academy, Inc. for Teacher Fees for Community Dance Programs		
Culture, Education and Leisure	First Amendment to Agreement with Southwest Florida Water Management District (SWFWMD) for Eagle Lake Park Stormwater Treatment and Wetland Restoration	N/A – time only	1.19.09
Emergency Management	Memorandum of Understanding with the Tax Collector for Telephone Access in the Event of an Isolated Loss of Phone Service or Emergency	N/A	2.26.09
Environmental Management	Amendment No. 2 to the Agreement with the State of Florida, Department of Environmental Protection for Federal and State Title V Major Stationary Source Regulatory Air Quality Control Program	\$153,867.00 revenue, no match	1.28.09
Environmental Management	Amendment to Use Agreement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for the Honeymoon Island Beach Restoration Project	N/A – time and slight increase in project area only	1.9.09
Environmental Management	Cooperative Funding Agreement with SWFWMD for Northwest Pinellas Resource Protection Plan	\$230,000.00 revenue, plus equal County match	1.5.09
Fleet Management	Modification No. 2 to the Standard Written Agreement with the State of Florida Department of Transportation for Routine Vehicle Maintenance Services	\$100,000.00 revenue	1.9.09
Health and Human Services	Interlocal Agreement with the Juvenile Welfare Board of Pinellas County (JWB) for Analysis of the Information and Referral System and Ancillary Services Offered by 2-1-1 Tampa Bay Cares, Inc.	\$25,000.00	2.25.09
Health and Human Services	Grant Application with the U.S. Department of Justice, Office of Violence Against Women for 2009 Safe Havens Supervised Visitation and Safe Exchange Program	\$399,000.00 requested funds, distributed equally over 3-year period, no County match	1.23.09
Justice and Consumer Services	Memo Delegating Grant Management Responsibility to the Director of Justice and Consumer Services for Florida Department of Law Enforcement, Justice of Assistance Grants	N/A	2.25.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Justice and Consumer Services	Agreement with the Pinellas County Sheriff, JWB, Department of Children and Families Suncoast Region, Office of the State Attorney Sixth Judicial Circuit of Florida, Office of the Public Defender Sixth Judicial Circuit of Florida, and the Florida Mental Health Institute for State/County Mental Health Substance Use and Human Service Planning	N/A	2.10.09
Justice and Consumer Services	(a) Data Sharing and Analysis Agreement with the Pinellas County Coalition for the Homeless for Research, Planning, and Policy Development; and (b) Amendment No. 1 to the Service Funding Agreement with Operation PAR, Inc. for Substance Abuse and Mental Health Services Administration Grant for the Pinellas County Adult Drug Court Collaborative	(a) N/A; and (b) \$1,200.00 shift in funding, no additional cost to the County	2.4.09
Justice and Consumer Services	Edward Byrne Memorial Justice Assistance Subgrant Application and Certificate of Acceptance with the Florida Department of Law Enforcement, Office of Criminal Justice Grants, Justice Assistance Grants for: (a) Child Abuse Education and Prevention; (b) Community Placement Intake Services; and (c) Firearm Safety and Education	(a) \$50,000.00 grant revenue, no match; (b) \$40,000.00 grant revenue, no match; and (c) \$13,761.00 grant revenue, no match	10.16.08
Public Works	Release of Funds Held as Surety to Envirotrac LTD, Inc. for Installation of Monitor Wells within the 118 th Street Right-of-Way	N/A	2.18.09
Real Estate Management	Residential License Agreement with Braddon Ferguson for Residence at Sand Key Park	\$250.00 monthly rental revenue	2.26.09
Real Estate Management	Residential License Agreements with: (a) Todd M. Nellenbach for Residence at John S. Taylor Park; (b) Chad Michael Earl for Residence at Sawgrass Lake Park	(a-b) \$250.00 monthly rental revenue for each	2.24.09
Real Estate Management	Drainage Easement with Sylvia L. Williams for Stormwater Conveyance Improvement Program, 137 th Avenue North Erosion Control	\$1,684.00	2.18.09

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Real Estate Management	Memorandum of Understanding with the City of Madeira Beach for Meter Collection from City-Owned Meters Located on County-Owned Land Located at 14400 Gulf Boulevard; and	\$23,580 estimated revenue (40%), \$17,834.00 County cost, after temporary collection agreement ends, County revenue should be approximately \$60,000.00 per year	2.16.09
	Right-of-Way Easements for 42 nd Avenue North from 28 th Street North to 25 th Street North with: (a) William R. and Georgiana S. Neiding; and (b) Robert P. Sowell	(a) \$2,150.00 estimated cost for County to remove existing wooden fence and replace with a new one; and (b) \$300.00	
Real Estate Management	Residential License Agreement with Richard D. Serra for the Residence at Philippe Park	\$250.00 monthly rental revenue	2.13.09
Real Estate Management	(a) Noncash Charitable Contributions IRS Form 8283 for Wall Springs Park with: Don A. Brinson; Frank D. Brinson; Venie W. Brinson; and Jeannie D. Cagle, a/k/a Jeannie D. Roblyer; and (b) Contract for Sale and Purchase of Real Property with Lawrence and Jennifer McClenaghan for the Keystone Road Capital Improvement Project from U.S. 19 to East Lake Road	(a) N/A; and (b) \$7,045.00 total estimated cost	2.10.09
Real Estate Management	Third Amendment to Lease Agreement with National Information Assurance Corporation for Space at the Young – Rainey STAR Center	\$4,674.37 monthly revenue	2.5.09
Real Estate Management	Supplemental Lease Agreement with the United States of America Coast Guard for a Communications Antenna at Fort DeSoto Park	N/A	8.25.08
Utilities	Releases of Lien with: Dawn Mari Rodrigues; Marilyn E. Gable; and Joseph D' Angelo	All liens are paid in full.	10.31.08

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Utilities	Releases of Lien with: David G. Staples (2); Alysia J. Meares; Alex E. and Patricia R. Dussault; Ronald E. Kolb, II and Rebecca R. Kolb; Steven Bellavigna and Susie Moyer; and John F. Newton	All liens are paid in full.	10.27.08
Utilities	Notices of Lien with: David J. Trepanosky; Alfred F. Conversi and Jennifer A. Claudnic; Lewis Baxter Mc Mullen and Suzanne Celeste Stark; Thomas N. and Linda C. Tegtmeier; and Elijha Moore	N/A	10.23.08
Utilities	Release of Lien with Roger Grainger	Lien is paid in full.	10.22.08
Utilities	Notices of Lien with: J. Grant Powell and Troy Goulah; Jose L. Perez EST; Stephanie and Larry Myers; George W. and Victoria K. Walker; Shane M. and Kathy Neal; Dunreath B. Mc Cain; Jesus and Adriana Pereira; Michael Mayo EST; Angela M. and Filiberto Veltri; Paula K. Timmons; Dana E. Olesky; Charles A. Van Horn III; Ambel and Majlinda Durdia; and Key Largo Communities Corp. (2)	N/A	10.15.08
Utilities	Notices of Lien with: Costas C. Constantinou; Leandro Soares and Fatima Miwa Ogihara; Janie M. Dutcher; Ted and Jennifer Ferris; Robert L. Rodgers; Sherry L. Allen; Bryan J. and Randi D. Beck; Rita A. Beckhorn; Nicholas A. Marzola and Aarika J. Poland; James and Angela Greene; Donald A. Powell, Jr. and Valerie J. Powell; William E. Schneider IV and Dawn E. Schneider; Jacques M. and Christina Ouellet; Mildred A. Caleb EST; Martin and Gloria R. Drillich; Steven G. Matson; and Joyce and Frank Di Stanislaio	N/A	10.10.08
Utilities	Notices of Lien with: John S. Zdanowicz, Jr.; William F. Richards, Jr. and Terry L. Richards; Wendie L. Higgins; Arthur K. Rutherford II and Eleanor V. Rutherford; and Scott D. Thomas	N/A	10.2.08
Utilities	Releases of Lien with: Joseph A. Martinson, Jr.; Wayne A. and Betty Bolton; Candice Sabin; Darlene Grimstad; and Frank R. Burton, Irma Laurie, and Edgar W. Burton, Jr.	All liens are paid in full.	9.30.08

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<u>Department</u>	<u>Item</u>	<u>Dollar Value</u>	<u>Approval Date</u>
Utilities	Releases of Lien with: Alfonso Hayden; Paul W. Polizzi and Kelly M. Franks; Michael and Tamara Jones; Roberto and Griselda Orlandi; Bernice Wilkins; Leon and Linda Alger; Cinos Land II/Sonic Drive-In 4984; Cynthia Bernardi; and Barbara Allen	All liens are paid in full.	9.18.08
Utilities	Releases of Lien with: Deutsche Bank Ntl Trust Co. Trustee, in Care of Echavarria Codilis & Stawiarski; Richard Kowalchuk; Kevin and Nancy Cornwell; and Stephen and Erin K. Pruitt	All liens are paid in full.	9.9.08
Utilities	Notices of Lien with: John David Bolden; Holly Laufenberg; Rick Berry; David G. Staples; Debra Devito Godoy; Julie Forbes; Ronald Smith; Donald W. McAlister; Anthony J. Pepe; Pamela J. Humiston; Rickey Poole; Terry L. Behr; Theodore Stegman; Jay Ortiz; Daniel A. Nelson; Ruth M. Tre Colvin; Lance Hall; Vasil Paci; and Mildred R. Gold	N/A	8.26.08
Utilities	Releases of Lien with: Maria Hartley; Giau Nguyen, in Care of Mark Phouthavong; Jordan Erdman, in Care of Wells Fargo; 10275 117 th Dr Land Trust N, in Care of Results Real Estate; Steven Edward Tomes, in Care of Mary Maguire; Richard A. Downs; Russell J. Seabol and Beverly Wilson, in Care of USA Fed Nat'l Mtg ASSN	All liens are paid in full.	8.25.08

- # 8 Fiscal Year 2009 Budget Amendment No. 5 was filed and made a part of the record (Management and Budget).
- # 9 Award of Bid to Air Mechanical & Service Corp. for South County Service Center Re-Roof and Replace Roof Top Units 1, 2, 3, 4, 5 and Chiller (Contract No. 078-0598-CP) approved in the amount of \$859,030.00 on the basis of being the lowest responsive, responsible bid received meeting specifications; Chairman authorized to sign and the Clerk to attest (Real Estate Management/Purchasing).
- #10 Warranty Deed from CD Development, LLC accepted and Resolution No. 09-32 adopted dedicating County-owned property located at the northwest corner of 71st Street North (Belcher Road) and 40th Avenue North as public road right-of-way; Clerk authorized to record the resolution (Real Estate Management/Building and Development Review Services).

- #11 Declaration of miscellaneous County-owned equipment as surplus and authorization for liquidation of same through sale from County fixed asset inventory as set forth in memorandum dated March 17, 2009; approval of distribution of proceeds from vehicles sold from Governmental Funds to the Fleet Internal Service Fund to offset the replacement cost of future vehicles (Real Estate Management/Fleet Management).
- #12 Second amendment to the lease agreement with Zambito Enterprises, Inc. (Landlord) for office space for the Pinellas County Tax Collector at 13025 Starkey Road, Largo, approved releasing a portion of the leasehold property from the existing lease agreement; Landlord will convert the motorcycle testing area to designated parking spaces and re-stripe the entire parking area; Landlord agrees to return the area being removed from the lease in the event the space is needed by the Tax Collector at a later date (Real Estate Management/Tax Collector).
- #13 Sitting as the Countywide Planning Authority, the Board received for filing the Composite Annexation Report for Pinellas County, Fiscal Years 2000/01 to 2007/08 prepared by the Pinellas Planning Council.
- #14 Sitting as the Countywide Planning Authority, the Board received and accepted a minor plan change to the Clearwater Downtown Redevelopment Plan (Case No. CW 94-55, SAP Change No. 7-2009).
- #15 Items for Discussion from Consent Agenda (County Administrator and Clerk of Circuit Court) – None.
- #16 Change Order No. 2 to the contract with Ajax Building Corporation for the Terminal Improvement Project – Phase I (Airport Contract No. AP-64, Bid No. 067-0744-C) approved increasing the contract amount by \$589,282.20 (revised contract total, \$8,871,903.30); Chairman authorized to sign and the Clerk to attest.
 - Motion - Commissioner Latvala
 - Second - Commissioner Welch

Commissioner Brickfield called attention to amendments and change orders providing for large increases in both the Consulting Services and Terminal Construction contracts and inquired whether there is an expense cap on the project; and in response, St. Petersburg-Clearwater International Airport Director Noah Lagos provided information regarding the project budget. He indicated that the Airport has been built in 12 phases since 1955 and has suffered great neglect; that a number of unforeseen conditions have been encountered, including items cited by Progress Energy, the Building Department, and the Fire Marshal; that he anticipates one more change order of approximately \$400,000.00

for the Ajax Building Corporation contract; and that all Airport improvements are 100 percent funded by federal and state grants and passenger facility charges, so there is no money being drawn from the County's General Fund.

During discussion, Mr. Lagos provided input regarding the Airport Master Plan approved by the Board in 2003, items to be addressed with anticipated funding from the Federal Economic Stimulus Package, and the need for the Airport to keep maintenance costs down, maintain its low airline fees and charges, and provide facility upgrades to remain competitive in the industry.

Vote - 5 – 1 (Commissioner Brickfield dissenting)

- #17 Modifications to the Convention and Visitors Bureau (CVB) Marketing/Advertising Plan (based on the projected reduction in Bed Tax collections in Fiscal Year 2009) and First Amendment to the Advertising and Promotions Services Agreement with Birdsall, Voss & Associates, Inc. (Contract No. 078-0289-P) approved resulting in an expenditure reduction in the amount of \$1,993,085.00 for the remainder of Fiscal Year 2009; Chairman authorized to sign and the Clerk to attest after proper execution by the contractor and written approval as to form by the Office of the County Attorney; County Administrator authorized to approve future budgetary reductions to the contract (Convention and Visitors Bureau).

Motion - Commissioner Latvala
 Second - Commissioner Bostock

Responding to Commissioner Morroni's concerns stemming from feedback received from the community, CVB Executive Director D. T. Minich related that the CVB was notified approximately one week before the Tourist Development Council (TDC) meeting that \$2 million in budget cuts would need to be made to the current Fiscal Year's budget; that it is difficult to make the cuts five months into the fiscal year, because a lot of advertising and other commitments have already been guaranteed through September; and that staff had gone through the budget line by line to identify the smartest cuts having the least impact to the marketing of the area. He further noted that the TDC has reviewed the CVB's recommendations and approved them unanimously; that approximately \$200,000 worth of grants will go unused this year; that two open staff positions will not be filled; and that two additional staff positions will be cut.

Mr. Minich noted that a lot of e-mail has been received pertaining to the closing of the CVB's Canadian office; whereupon, he explained that the Canadian office was established 18 years ago, and the current representative has been under contract for 14 years; that European and South American visitors continue to rely heavily on travel agents and tour operators, but Canadians tend to book independently through the Web;

that the CVB is not “pulling out” of Canada, but proposes to refocus its efforts, utilizing Pinellas County staff and possibly contracting Canadian services on a per-project basis; and that the CVB feels confident that it can increase Canadian visitation by doing things in a different way.

Commissioner Morroni indicated that the community felt the information was not shared with them in sufficient time for them to react and share their concerns at the TDC meeting; whereupon, Chairman Harris, in his capacity as Chairman of the TDC, explained that the meeting was held earlier than usual in the month because of a previous commitment, but the item was on the agenda; that the statistics are reviewed every month; and that the cuts would have been worse if the European and South American numbers had not been as high as they were.

Discussion ensued, and Mr. Minich responded to queries by the members. He indicated that the Canadian contract will end in April instead of September; that the CVB’s relationship with the airlines will not change; that the \$2 million cut was based on the Office of Management and Budget’s projection for Bed Tax revenue for February, March, and April; and that the Fiscal Year 2010 budget calls for a reduction of \$3.5 million from the original Fiscal Year 2009 budget.

Responding to queries by Commissioner Welch, Mr. LaSala indicated that further cuts may become necessary before the end of the Fiscal Year, subject to the approval of the TDC; and referring to unused grants, Chairman Harris stated that the recipient organizations were unable to come up with the required matching funds.

Vote - 5 – 1 (Commissioner Morroni dissenting)

- #18 Amendment No. 1 to the Pinellas County Health Care Services Plan Interlocal Agreement with the State of Florida, Department of Health (retroactive to October 1, 2008) approved for execution providing for an estimated increase in expenditures in the amount of \$325,005.00 (amended total contract amount, \$1,825,000.00) (Health and Human Services).

Health and Human Services Director Maureen Freaney provided background information regarding the County’s recent transition from utilizing a Managed Care Provider to the more wellness-oriented Medical Home model, noting that, due to non-renewal by the Provider, it was necessary to transition in approximately six months instead of 18 months, as would have been appropriate. She provided an overview of the program goals, identified partner organizations, and noted that there are currently 17 Medical Homes, geographically spread throughout the County; whereupon, she reviewed the

provisions of the Amendment, which pertain to the following services, and noted that the proposed increase is covered by previously budgeted dollars.

- Specialty Lab Services, provided by contract with the Pinellas County Health Department.
- Pinellas County Health Department Specialists Physician Services provided on site in three Medical Homes.
- Utilization Management Review Services to assure accountability within the system (requires one full-time clinical nurse to analyze requests for specialty physicians and medical services, and one full-time employee with a clinical background for Pharmacy utilization management).
- Subcontracted Primary Care Services to provide for a continuum of care and allow additional access points for clients.

Discussion ensued, and responding to queries and concerns by the members, Ms. Freaney provided information regarding services to be provided under the utilization management function, the number of clients to be served, and State Low Income Pool funding; and at the request of Commissioner Welch, agreed to provide the members with a map of the Medical Home centers. She noted that her department was aware from the outset of the funding available for the program and does not see the Amendment as a “cost creep,” but recognizes the need to be flexible and allow the program to evolve in smart ways.

Motion	-	Commissioner Welch
Second	-	Commissioner Latvala

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At this time, 4:05 P.M., Commissioner Morroni left the meeting.

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Pinellas County Health Department Director Claude M. Dharamraj clarified that the Department does not have to provide the additional services, but had offered the use of its State contract for specialists and specialty lab services, providing a cost advantage to the County. Referring to the need for utilization management, she provided an example wherein she and her husband, a cardiologist, had volunteered to conduct a case review of 21 cardiological referrals and determined that at least ten should have been handled by the Medical Home; whereupon, she recommended that reviews be conducted as a cost containment measure, whether through the Health Department or another agency. Responding to query by Commissioner Bostock, Ms. Freaney indicated that the two full-

time utilization review staff members would be Health Department employees, which gives the County flexibility for future planning purposes.

Vote - 5 – 0

- #19 Interlocal Agreement with the Pinellas County Health Department approved providing for purchase of property by the County on behalf of the Health Department to alleviate overcrowding in its Clearwater facility; Health Department to reimburse the County for cost of the property and all services and expenses incurred in association with the purchase (\$2,500,000.00 from Fiscal Year 2009 funding and not to exceed \$2,500,000.00 from Fiscal Year 2010 funding) (Health and Human Services).

Motion - Commissioner Latvala
Second - Commissioner Welch

Referring to the County’s current budget cutbacks and review of facility use, Commissioner Bostock questioned the timing of the purchase, proposing that there may be an existing county-owned facility which the Health Department could make do with for now; and in response, Ms. Freaney related that the County is statutorily required to provide space for the Health Department; that the Department has been overcrowded and looking for a new facility for five years; that a facility was on the Penny for Pinellas list at one time, but was never funded; that the market is very attractive now; and that a couple of suitable properties have been identified; whereupon, she urged the members to move forward at this time.

Mr. LaSala indicated that staff will keep the Health Department in mind during its review of space needs, and will move forward if an opportunity arises to quickly shift operations to a County facility; however, he noted that it will be some time before the consolidation of work units and disposition of rental space will take place; and that, given the timing and sequence of events, it appears that the proposed purchase is the best next step.

Dr. Dharamraj explained that the Department is funded by State dollars and is given a yearly allocation through the County; that money has been set aside in its trust fund as a special line item, but the Department is not allowed to buy a building; that the purchase will not be an additional expense to the County; and that the Department is requesting a one-year loan for approximately half of the funding, which it will repay to the County, with interest; whereupon, responding to additional queries by Commissioner Bostock, Dr. Dharamraj explained that the County, by statute, cannot charge the Health Department rent; that the set-aside money could not be used to provide services; and that it can be taken away by the State Department of Health if it is not used by June. She further noted that the Health Department pays a monthly rental fee to an outside owner for one facility;

and that the purchase would provide an economic advantage, as services could be consolidated in the new, centrally located facility.

Vote - 5 – 0

- #20 Amendment No. 1 to the contract with Jon R. Thogmartin, M.D., P.A., for Medical Examiner and Forensic Laboratory Services approved providing for a lump-sum payment in the amount of \$19,359.00 as compensation for contracted specialized janitorial services at the Forensic Laboratory; Chairman authorized to execute the amendment, which is effective April 1, 2009 through September 30, 2009 (Justice and Consumer Services).

Motion - Commissioner Latvala
Second - Commissioner Bostock

Responding to query by Commissioner Welch, Dr. Thogmartin indicated that the County currently spends over \$38,700.00 per year for an outside janitorial contractor; and that his employees will clean the building themselves, which will be easier from a security standpoint.

Vote - 5 – 0

- #21 Resolution No. 09-33 adopted authorizing the exchange of easement interest for a portion of Parcel No. 9/27/16/00000/320/0200 for the Keystone Road – U.S. Highway 19 to East Lake Road project (PID No. 920522); Chairman authorized to sign and the Clerk to attest the Exchange Agreement and County Deed; Clerk authorized to record the resolution; and authority granted for issuance of a check in the amount of \$14,823.75 to American Government Services Corporation (property cost, \$7,800.00, attorney fees, \$3,000.00; appraiser expert fees, \$3,698.75; title insurance and closing costs, \$325.00; appraisal fee [County], \$2,000.00; total estimated cost, \$16,823.75) (Real Estate Management/Public Works).

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

- #22 Other Administrative Matters:

Director of Public Works and Transportation Peter J. Yauch displayed photographs of the new Belleair Causeway Bridge and related that the final span was completed on March 6; that the bridge should open to vehicular traffic at the end of April or early in May, at which time demolition of the old bridge will commence; and that the project is scheduled for completion in November of this year.

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Thereupon, Mr. Yauch referred to a recent incident, or spalling, that occurred at the bridge and, displaying photographs and diagrams, explained the bridge design and the post-tensioning procedure used to help support the beams, noting that misalignment of a plastic tube carrying a steel tendon had resulted in the breaking off of concrete pieces in an 8-foot by 8-foot section under the bridge. He stated that the event had caused no injuries or damage to nearby facilities; that the cause has been identified; that the problem is not a structural concern; that repair planning is underway; that the contractor will be responsible for all costs; and that the repair does not impact the proposed opening date for the bridge.

Referring to recent news articles, Mr. Yauch indicated that the Florida Department of Transportation (DOT) has contributed approximately \$34 million toward the bridge under a Local Agency Project Agreement; that the County maintains technical control over the project, with the DOT providing oversight; and that, although the DOT was not notified immediately of the problem, communications are ongoing and repair concepts and plans are being prepared for DOT review.

Responding to query by Commissioner Brickfield, Mr. Yauch indicated that he is confident the incident will not be repeated, as the cables run through all sections of the bridge, the post-tensioning procedure is complete, and no other problems have occurred.

#23 County Attorney authorized to defend the cases of:

- a. Central Mortgage Company versus Gina M. Cappola, et al. - Circuit Civil Case No. 09-002637-CI-13 - Mortgage Foreclosure Involving Code Enforcement Liens.
- b. Deutsche Bank Trust Company Americas as Trustee for Rali 2007QS3 versus Tinna Losch, et al. - Circuit Civil Case No. 09-003037 - CI-11 - Mortgage Foreclosure Involving a Tax Lien.
- c. Taylor, Bean & Whitaker Mortgage Corp. versus Dollie V. Wilkins, et al. - Circuit Civil Case No. 09-2492-CI-19 - Mortgage Foreclosure Involving a Community Development Mortgage.
- d. Taylor, Bean & Whitaker Mortgage Corp. versus Robins Woods, et al. - Circuit Civil Case No. 09-0033431-CI-15 - Mortgage Foreclosure Involving a Judgment Lien.
- e. The Bank of New York Mellon Trust Company versus Khamkeung Vongsyprasom - Circuit Civil Case No. 09-002456-CI-19 - Mortgage Foreclosure Involving a Tax Lien.
- f. William Walkup versus Pinellas County Board of County Commissioners - Circuit Civil Case No. 08-8088-CI-021 - Allegations of Breach to Short Term Disability Plan.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 5 – 0

#24 Special counsel contract with Miller and Van Eaton, P.L.L.C. for hourly legal services relating to the realignment of County radio frequencies approved extending the expiration date of a current agreement until December 31, 2010, or until notification that all actions necessary to complete the rebanding process have been performed; cost of services under the agreement will be borne by Sprint/Nextel, and any additional work will be at the expense of the County, only upon specific authorization.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 5 – 0

#25 Settlement approved in the claim of Fernando Delaespriella versus Pinellas County Government (Workers' Compensation) in accordance with the confidential memorandum from County Attorney James L. Bennett dated March 17, 2009.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 5 – 0

#26 County Attorney Miscellaneous – None.

#27 Acting as the Emergency Medical Services (EMS) Authority, the Board appointed Glenn D. Waters to the EMS Medical Control Board, filling the Hospital Administrator position vacated by Ward Boston.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

#28 County Administrator Reports – None.

#29 Chairman Harris indicated that Agenda Item No. 29, Approval of Appointments to the Suncoast Health Council, Inc., will be deferred to the April 7, 2009 meeting, and no objections were noted.

#30 County Commission Miscellaneous:

a. Commissioner Brickfield discussed bridge replacements; Director of Public Works and Transportation Peter J. Yauch provided input and agreed to provide the members with a bridge inventory, including the expected useful life for each bridge.

b. Commissioner Latvala discussed the severe drought conditions, noted that Pinellas County Connection TV continues to run public service announcements re water restrictions, and inquired about water restriction enforcement; Utilities Director Tom Crandall provided input.

requested that shovel-ready, funded projects be put out to bid quickly; and suggested that priority be given to Pinellas County businesses; and that projects be parceled out to spread work throughout the community; Mr. LaSala provided input.

* * * *

Later in the meeting, Mr. LaSala provided information pertaining to ten projects to be let over the next six months which will generate over \$23 million of work in the local community.

* * * *

c. Chairman Harris provided a water conservation tip and commended Commissioner Latvala for her work with the Canvassing Board on election night.

* * * *

At this time, 4:42 P.M., the meeting was recessed and reconvened at 6:32 P.M. with all members present, with the exception of Commissioners Seel and Morroni.

* * * *

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

COUNTYWIDE PLANNING AUTHORITY (CPA) PUBLIC HEARINGS

#31 Ordinance No. 09-11 adopted approving Case No. CW 09-03, the proposal by the City of Tarpon Springs to amend the Countywide Future Land Use Plan from Industrial Limited and Commercial Neighborhood to Industrial General, re 1.0 acre m.o.l., located at 322 Anclote Road (subthreshold amendment). Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

#32 Ordinance No. 09-12 adopted approving Case No. CW 09-02, the proposal by Pinellas County to amend the Countywide Future Land Use Plan from Residential Low to Residential Urban, re 4.1 acres m.o.l., located at 2625 County Road 95 (regular amendment). Pinellas Planning Council recommended approval of the proposal and staff concurred. No correspondence has been received. No citizens appeared to be heard.

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 5 – 0

SCHEDULED PUBLIC HEARINGS – BOARD OF COUNTY COMMISSIONERS (BCC)

#33 Resolution No. 09-34 adopted granting petition of James P. Richards, Jr. and Patrick G. Bradley to vacate a portion of a utility easement located on Lot 12, Block G, in the Brooklawn Subdivision, 2048 The Mall, Clearwater (File No. 1315); authority granted for Clerk to record the resolution. Letters of no objection received from all appropriate parties. Interested property owners were notified as to the date of the public hearing. Staff recommended the vacation be granted. No correspondence has been received.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

- #34 Dredge and Fill Application No. DF1991-08 submitted by the City of St. Petersburg, Channel “L,” Coffee Pot Bayou Exit Channel, St. Petersburg (Tampa Bay) temporarily deferred to the meeting of May 19, 2009.
 - Motion - Commissioner Latvala
 - Second - Commissioner Welch
 - Vote - 5 – 0

- #35 Resolution No. 09-35 adopted approving the Safety Harbor Downtown Master Plan. One e-mail in opposition to the proposed resolution has been received.

Commissioner Brickfield stated for the record that he previously represented the Safety Harbor Spa; and that the County Attorney’s Office has confirmed that no conflict exists.

Planning Director Brian K. Smith provided a brief overview of the updated Plan and referring to a map, identified the areas proposed to be included in the expansion of the redevelopment district. He related that the City of Safety Harbor is updating its policies to include the expanded area, noting that the tax increment financing (TIF) district is not being expanded. Mr. Smith indicated that the Safety Harbor Downtown Master Plan is a 30-year plan; that the City of Safety Harbor is 15 years into the original plan; that the updated Plan outlines the direction of redevelopment for the remainder of the Plan’s term; that there are 22 community redevelopment areas (CRA) throughout the County, of which 12 have TIF districts; and that careful negotiations occur with cities having TIF districts, especially as it relates to what is paid for with County money.

Safety Harbor Community Development Director Matt McLachlan provided a brief history of the City’s Redevelopment Plan and proposed updates, noting that in 2006, a low intensity mixed use designation was selected unanimously by the Planning and Zoning Board and the City Commission. He indicated that the updated Plan complies with state statutory requirements and is consistent with Pinellas By Design and the Metropolitan Planning Organization’s Livable Communities initiative; and that the City is pursuing an amendment strategy to improve the appearance and functionality of the downtown district and is evaluating land assembly opportunities and other incentives to attract and retain compatible businesses and introduce more affordable housing to the CRA.

Mr. McLachlan discussed the Waterfront Village designation consisting of 1.4 acres along south Bayshore Boulevard, which was the focal point of discussion in May 2007, and indicated that the proposed restrictions associated with the Waterfront Village designation were carefully considered in light of the property’s proximity to South Bayshore Boulevard, which is a scenic, noncommercial corridor; that the City wants to

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impose safeguards to ensure character and compatibility are achieved with the introduction of nonresidential uses to the area and to ensure appropriate design relationships are achieved should the property be assembled and redeveloped in the future.

Responding to comments and queries by Commissioners Latvala and Welch, Mr. McLachlan explained how the City determined a 35-foot maximum building height for the designation, the City Code definition of measuring building height, and the translation of stories to feet. Referring to the Five-Year Work Program, he indicated that the TIF dollars for FY 2009 through FY 2013 represent revenues from the original TIF district; and that the types of affordable workforce housing initiatives would vary from project to project; whereupon, Commissioner Welch requested that staff verify the normalcy of TIF dollars paying for personnel and administrative costs.

In response to the Chairman's call for citizens wishing to be heard, the following individuals appeared and provided comments in support:

Nadine Nickeson, Safety Harbor (former Safety Harbor City Commissioner)
Nina Bandoni, Safety Harbor (Vice-Mayor, Safety Harbor)

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

Laura K. Johnson, Safety Harbor
Mabel Holland, Safety Harbor
William M. Turkali, Safety Harbor (submitted documentation)
John John Walton, Safety Harbor
John Paul Walton, Safety Harbor

Alluding to comments and concerns expressed by Mr. Turkali and in response to comments and queries by Commissioner Brickfield, Safety Harbor Mayor Andy Steingold noted that Mr. Turkali owns one of the five parcels making up the 1.4 acres; and indicated that the Plan provides the five properties with the higher density residential zoning that Mr. Turkali requested in 2006, as well as a conditional use of light or low intensity Retail, Office, and Services (ROS). He related that the City is trying to maintain its quaintness along the scenic corridor; that the idea was to step down the density from Main Street going south on Bayshore Boulevard; and that the Plan provides for some ROS usage with higher residential and does not devalue the properties.

During discussion and in response to comments and queries by Commissioner Welch, Mayor Steingold discussed the zoning in 1992, the proposed zoning, the allowable units per acre, and the conditional use. Mr. McLachlan confirmed that the updated Plan

provides for residential use at ten units per acre; and that the ROS conditional use would be contingent upon each application for development; whereupon, he provided input regarding the allowable building height and floor area ratio.

In response to comments and queries by Commissioner Latvala, Mr. McLachlan indicated that the conditional use for ROS is an added safeguard; that the additional layer of review allows the City to determine if the project is compatible with the nature of the area and provides citizens with an opportunity to be heard; and that the City is recommending that the existing conditional uses in the downtown area be extended to the proposed Waterfront Village Character District; whereupon, he related that the City is suggesting that large scale redevelopments be processed as a planned development, requiring two levels of review, affording maximum public input on any significant changes to the area, and ensuring the qualities of the scenic corridor are protected; and noted that the additional layer of review is not uncommon in other parts of Safety Harbor's CRA.

Mr. Smith clarified that the TIF project costs inadvertently contained a cost for a *Business Assistance Program Specialist*; and related that the City of Safety Harbor has other ways to fund that position and does not use TIF funds; and that the cost associated with that position is \$18,000.00 per year. In response to query by Commissioner Latvala, Mr. Smith related that personnel services related to projects are acceptable uses of TIF funds.

Commissioner Bostock expressed her concerns relating to the Board's previous denial of the updated Plan based on citizen objections and devaluation of properties and noted that there is conflicting information regarding the concerns of the citizens being addressed in the updated Plan as the citizens are present and continue to object; and Commissioner Latvala provided input.

Commissioner Welch expressed his satisfaction with the updated Plan addressing the concerns raised by Mr. Turkali in 2006; whereupon, Attorney Bennett provided input relating to the conditional use process and the Zoning Code and indicated that it is not totally within the unbridled discretion of the City Council to approve or deny a conditional use; and that conditional uses are typically very general in nature and are not necessarily directed at any particular type of redevelopment category.

Motion	-	Commissioner Brickfield
Second	-	Commissioner Welch
Vote	-	3 – 2 (Commissioners Latvala and Bostock dissenting)

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#36 Ordinance No. 09-13 adopted amending Chapter 82 of the Pinellas County Land Development Code relating to reclaimed water. No correspondence has been received.

Director of Utilities Tom Crandall noted that the proposed ordinance was revised to include additional language relating to fertilizers and chemicals; and indicated that any Board motion needs to include that additional language.

Mr. Crandall provided a brief overview of the ordinance and indicated that the ordinance does not apply to the County's wholesale customers or to the cities, as most cities have some form of watering restrictions in place; and that the ordinance contains provisions for suspension of the restrictions and variances to the terms under specific circumstances; whereupon, Mr. Crandall conducted a PowerPoint Presentation titled *Ordinance Amending Pinellas County Code, Chapter 82, Addition of Section 82.3*, a copy of which has been filed and made a part of the record.

During the presentation, Mr. Crandall indicated that implementation costs would be minimal; that immediate compliance is expected to be 30 percent or higher; that North County would see immediate relief in terms of keeping up with the demand for reclaimed water; that extensive education efforts will be done to ensure that everyone is aware of the implications of the ordinance before it is put in place; and that the fines for violations will be the same as the fines for potable water violations, which is currently \$188.00.

Commissioner Latvala expressed concerns regarding the ordinance providing for three days of watering, which contradicts the need for less watering due to the drought, and in response to her comments and queries, Mr. Crandall indicated that the three-day limitation was chosen to expand the reclaimed water to as many customers as possible and to address the necessary disposal; whereupon, he related that a balance must be maintained to meet Department of Environmental Protection requirements, noting that North County has a zero-discharge permit; and discussion ensued.

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

Gerald Mortensen, Tierra Verde (submitted documentation)
Mark P. Klutho, Largo

Mr. Crandall related that two public meetings were held in North and South County last week; that 50 people attended the meetings; that staff solicited input on the website; that 25 telephone calls and 100 web visits and comments have been received; and that the vast majority of the feedback was positive.

Motion - Commissioner Latvala
Second - Commissioner Brickfield

In response to Commissioner Welch’s request for clarification, Chairman Harris confirmed that the motion includes the additional language relating to fertilizers and chemicals.

Vote - 5 – 0

#37 County Administrator Robert S. LaSala noted that agenda items Nos. 37, 40, 41, 43, 44, and 45 pertain to the Brooker Creek Preserve or the Wilde property.

Ordinance No. 09-14 adopted amending the Housing Element, the Natural Resource Conservation and Management Element, the Potable Water Supply, Wastewater and Reuse Element, and the Public School Facilities Element of the Pinellas County Comprehensive Plan. Staff recommended approval of the proposed ordinance. One letter in support and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing included one letter, four telephone calls, and four e-mail messages in opposition to the proposed ordinance. No citizens appeared to be heard.

Motion - Commissioner Welch
Second - Commissioner Latvala
Vote - 4 – 1 (Commissioner Brickfield dissenting)

#38 Ordinance No. 09-15 adopted amending the Pinellas County Comprehensive Plan to include the Economic Element goals, objectives, and policies. Staff recommended approval of the proposed ordinance. No correspondence has been received.

Mr. LaSala clarified that including the Economic Element in the Comprehensive Plan is not required by law.

In response to the Chairman’s call for persons wishing to be heard, Mark P. Klutho, Largo, appeared and expressed his concerns.

Responding to comments, concerns, and queries by Commissioners Brickfield and Bostock regarding increasing the County’s responsibilities at the same time government is being downsized, Mr. LaSala stated that the action is consistent with the Board’s

Strategic Vision and represents the kinds of commitments an urban county government should make to the economic vitality of the community; whereupon, Commissioner Bostock suggested that the item be tabled until the budget hearings are over and the budget is finalized.

Planning Director Brian K. Smith indicated that the Department of Community Affairs (DCA) approved the Evaluation and Appraisal Report-based amendments; that the Economic Element does not introduce any new policies; that adopting the Economic Element would make the current policies part of the Comprehensive Plan; and that phase two relates to reevaluating all of the policies; and Chairman Harris provided input.

In response to comments and queries by the members, Mr. LaSala discussed strategic planning, noting that the Comprehensive and Strategic Plans are integrated. He indicated that the amendment provides a frame of reference for further refining while aligning the Comprehensive Plan with the financial plan, which will be resized and will look out over a multi-year period. Mr. Smith related that the amendment would put everything in one place and would serve as a good blueprint to follow; and that the elements can be amended twice a year.

During discussion, Attorney Bennett cited excerpts from Chapter 163 relating to potential legal implications if a local government fails to adopt a submitted report or fails to implement its report through timely and sufficient amendments to its local plan. He suggested that the DCA be contacted to determine if the present budget situation is considered an appropriate basis for withholding or modifying the proposed amendments; whereupon, Mr. Smith related that several items on the agenda are part of a package and are timely; and that delaying this item would delay all of them, and discussion ensued with Attorney Bennett, Chairman Harris, and Director of Economic Development Mike Meidel providing input.

Motion	-	Commissioner Welch
Second	-	Commissioner Latvala
Vote	-	3 – 2 (Commissioners Bostock and Brickfield dissenting)

#39 Ordinance No. 09-16 adopted amending the Transportation Element and the Concurrency Management System Section of the Pinellas County Comprehensive Plan. Staff recommended approval of the proposed ordinance. No correspondence has been received.

In response to the Chairman's call for persons wishing to be heard, Mark P. Klutho, Largo, appeared and expressed his concerns.

In response to query by Commissioner Brickfield, Mr. LaSala confirmed that the ordinance pertained only to the Transportation Element of the Comprehensive Plan.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

- #40 Ordinance No. 09-17 adopted amending the Preservation-Resource Management and Preservation Future Land Use Map Categories of the Pinellas County Comprehensive Plan and creating two new Resource Management Overlays. Staff recommended approval of the proposed ordinance. One letter in support and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing included one letter, four telephone calls, and four e-mail messages in opposition to the proposed ordinance.

In response to the Chairman’s call for persons wishing to be heard, Helen Dey, Tarpon Springs, and Mark P. Klutho, Largo, appeared and expressed their concerns.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 4 – 1 (Commissioner Brickfield dissenting)

- #41 Ordinance No. 09-18 adopted amending the Preservation/Conservation and Preservation-Resource Management Zoning Districts of the Pinellas County Zoning Code. One letter in support and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing included one letter, four telephone calls, and four e-mail messages in opposition to the proposed ordinance.

In response to the Chairman’s call for persons wishing to be heard, Mark P. Klutho, Largo, appeared and expressed his concerns.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 4 – 1 (Commissioner Brickfield dissenting)

- #42 Ordinance No. 09-19 adopted amending Chapter 170 of the Pinellas County Land Development Code relating to the Flood Damage Prevention Provisions. No correspondence has been received. No citizens appeared to be heard.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 5 – 0

#43 Ordinance No. 09-20 adopted amending the Pinellas County Future Land Use Map on approximately 16.4 acres within the Brooker Creek Preserve (LU-6-9-08). One letter in support and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing included one letter, four telephone calls, and four e-mail messages in opposition to the proposed ordinance. No citizens appeared to be heard.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 4 – 1 (Commissioner Brickfield dissenting)

#44 Ordinance No. 09-21 adopted amending the Pinellas County Future Land Use Map to apply Potable Water Resource Management Overlays on certain properties designated as Preservation-Resource Management that are assets of Pinellas County Utilities or Tampa Bay Water and located within the Brooker Creek Preserve. One letter in support and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing included one letter, four telephone calls, and four e-mail messages in opposition to the proposed ordinance.

In response to the Chairman’s call for persons wishing to be heard, Mark P. Klutho, Largo, appeared and expressed his concerns.

Motion - Commissioner Latvala
Second - Commissioner Welch
Vote - 4 – 1 (Commissioner Brickfield dissenting)

#45 Ordinance No. 09-22 and Resolution No. 09-36 adopted amending the Pinellas County Future Land Use Map and Zoning Atlas relating to the Wilde property. One letter in support, with concerns, and two e-mails in objection to the proposed ordinance have been received. Earlier correspondence submitted for the first public hearing and the Planning and Zoning Examiner’s hearing included two letters in favor of and seven telephone calls, 27 e-mail messages, and a letter with a petition containing 104 signatures in opposition to the proposed ordinance and resolution. No citizens appeared to be heard.

Motion - Commissioner Welch
Second - Commissioner Bostock
Vote - 4 – 1 (Commissioner Brickfield dissenting)

CITIZENS TO BE HEARD

Lenore Faulkner, Madeira Beach, re Pinellas County School’s dropout problem
Jeanne Akopova, St. Petersburg, re about Code Enforcement (submitted written complaint;
Commissioner Welch requested Mr. LaSala provide results of investigation)
Mark P. Klutho, Largo, re stupidity, waste

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#46 Meeting adjourned at 8:52 P.M.

Chairman

ATTEST: KEN BURKE, CLERK

By _____
Deputy Clerk