

Clearwater, Florida, December 5, 2000

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 9:33 A.M. on this date with the following members present: Calvin D. Harris, Vice-Chairman; Barbara Sheen Todd; Karen Williams Seel; Susan Latvala; John Morroni; and Kenneth T. Welch.

Absent: Robert B. Stewart, Chairman.

Also Present: Susan H. Churuti, County Attorney; D. Gay Lancaster, Interim County Administrator; C. R. Short, Chief Deputy Clerk; Joan P. Buckley and Stacy Bryant, Board Reporters.

Reverend Rick McConnell, Largo Wesleyan Church, Largo, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Morroni.

AGENDA

INVOCATION

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

PRESENTATIONS & AWARDS

A. CITIZENS TO BE HEARD - NONE

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 B Regular Meeting Held November 7, 2000.
2. Reports:
 - a. Audit Report No. 2000-14, Dated November 30, 2000 B Audit of Purchasing Card Program.

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- b. Metropolitan Planning Organization Locally Preferred Alternative Report Dated October 2000.
3. Other Approvals:
- a. General:
 - 1. Recommendation that the Board of County Commissioners Approve the Qualifying Papers for Palm Harbor Special Fire Control District Commissioners Atherton, Petrillo and Shatanoff.
 - b. Satisfactions of Judgments and Liens.
4. Miscellaneous Items to be Received for Filing:
- a. Official Traffic Regulation Submitted by the County Traffic Engineer.
 - b. City of Clearwater Notices of Public Hearings Regarding:
 - 1. Rezoning and Land Use Plan Amendments Regarding Ordinances Nos. 6612-00 and 6613-00 Held November 21, 2000 and Ordinances Nos. 6614-00 and 6615-00 Held November 16, 2000.
 - 2. Annexation Land Use Plan and Zoning Atlas Amendments Regarding Ordinances Nos. 6616-00 through 6633-00 Held November 16, 2000.

COUNTY ADMINISTRATOR

Budget and Finance

- 5. Budget Amendment: No. 62.

Public Works

- 6. Approval of Award of Bid **B** Construction of 51st Avenue North and 70th Street North.

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7. Receipt and File Plans and Specifications for the Construction of 51st Avenue North and 70th Street North.
8. Approval of Subdivision Plats and Related Items.

Utilities

9. Approval of Award of Bid **B** Logan Station Improvements.
10. Approval of Option of Renewal **B** Annual Water and Reclaimed Main Installation.
11. Approval of Release of Sewer, Water and Reclaimed Water Liens.

General

12. Approval of Award of Bids:
 - a. Tree Maintenance, Facility Management, North.
 - b. Uniforms **B** Work and Industrial T-Shirts, Sweat Shirts and Caps.
13. Approval of Purchase Authorization **B** Vehicles (3) 1999 **B** One-Ton, 4X4, Diesel Trucks.
14. Approval of Release of Liens (Housing):
 - a. Warren C. Carew.
 - b. Mary Lois Roberts.
15. Approval of Satisfaction of Mortgages (Housing):
 - a. Julie L. Byars.
 - b. Sevasti Karavas and John Karavas.
 - c. William H. Yelverton and Jill A. Yelverton.

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- d. Hermon Woodburne and Ruby Lee Woodburne.
- e. Andrew J. Carini.

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

- 17. Approval of Change Order No. 1 (Final) **B** Gulfport Municipal Beach, Beach Nourishment and Walkovers.
- 18. Approval of Consultant Selection **B** Belleair Causeway Bridge Replacements, Professional Services.
- 19. Approval to Execute Interlocal Agreement **B** Verizon Florida, Inc. **B** Utility Relocation on Klosterman Road **B** Carlton Road to U.S. 19.
- 20. Approval of Acquisition of a Portion of Lots 7 and 8, Block G, Parcel Numbers 14 and 72 for the Klosterman Road Project (Alternate U.S. 19 North to U.S. 19 North) in the Dixie Park Subdivision.

Airport

- 21. Adoption of a Resolution Reallocating Reserve for Future Years **B** FY01 Airport Revenue and Operating Fund Budget.

Utilities

- 22. Approval of Non-Competitive Purchase **B** Reclaimed Water Meters, Multi-Jet System.
- 23. Approval of Purchase Authorization **B** Cross Bar/Al Bar Ranch Wetland Enhancement Project.
- 24. Approval to Execute Temporary Construction Easement Agreement **B** Eastern Half of the Parking Lot of The Palace of the Orient Restaurant.

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25. Approval of Agreement with the City of Clearwater for a Contribution in Aid of Construction **B** Construction of Reclaimed Water Reuse Facilities.
26. Adoption of a Resolution Approving the Playground Surfacing Grant Application.

General

27. Approval of Pre-Placement Physicals and Drug Screening Program.
28. Approval of Purchase Authorization **B** Seven Vehicles Per Florida Sheriffs Association and Florida Association of Counties Contract.
29. Approval of the Pre-Qualification Committee Recommendations.
30. Approval to Execute Interlocal Agreement with the City of St. Petersburg for Wrecker Services.
31. Approval to Accept Quitclaim Deed from the School Board and Approve the County Deed to the School Board.
32. Approval of Purchase of 20.39 Acres of Island Property in the Anclote River Project Area.
33. Approval of Business Assistance Partnership Agreements with the Chambers of Commerce of Largo, St. Petersburg and Tarpon Springs.
34. Approval of Grant Application for State Emergency Management Competitive Grant Funds for the Purchase of Personal Protective Gear, Safety Equipment and Advanced Fire Fighting Training Programs.
35. Adoption of a Resolution **B** U.S. 19 Improvement Endorsement.
36. Approval of Contract for Legislative Delegation Support.
37. Approval of Subordination Agreement **B** County Loan for Lexington Club Apartments to Florida Housing Finance Corporation, SAIL Loan.
38. Other Administrative Matters.

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CLERK OF CIRCUIT COURT

39. Approval of Vouchers and Bills:

- a. Weekly Vouchers and Bills.

COUNTY ATTORNEY

40. Authority for County Attorney to Defend:

- a. Bank One, etc. v. Erica Crayton, et al **B** Circuit Civil Case No. 00-7832-CI-7 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Judgments for Fine and Costs.
- b. Reingard Binkert Grabowski v. Thomas Brown, etc., et al **B** Circuit Civil Case No. 00-7829-CI-13 **B** Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Judgments for Fine and Costs.
- c. Chase Manhattan Mortgage Corp. v. John Hollister, et al **B** Circuit Civil Case No. 00-7979-CI-7 - Mortgage Foreclosure Involving Judgments for Fine and Costs and a Judgment for Attorney Fees and Costs.
- d. Chase Manhattan Mortgage Corp. v. Louis C. Violante, et al **B** Circuit Civil Case No. 00-7915-CI-7 - Mortgage Foreclosure Involving Judgments for Fine and Costs.
- e. Bank of America, etc. v. Roosevelt Young, et al. **B** Circuit Civil Case No. 00-7904-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Welfare Lien.
- f. State of Florida Department of Transportation v. B.W.S. and Co., Inc., a Florida Corporation, et al. **B** Case No. 00-7170CA **B** Condemnation Case Involving Utilities Department Property.
- g. Randolph A. Heine, New Tradition Pipe Company and Tobacco Emporium, Inc. v. Everett Rice, Sheriff of Pinellas County, Florida, David Antolini, II, Kenneth R. McLean, F.W. Busch, Richard Narum, E.J. Chisler, and W.M. Queen **B** Case No. 8:00 CV 2297-T-24-E **B** Action Alleging Police Harassment and False Arrest.

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41. Authority to Initiate Litigation against Shelly L. Samuelson for Outstanding Amounts Owed for a Hearing Officer's Fee in a Dangerous Dog Case.
42. Approval of Revision to Exhibit AA of Special Counsel Contract of Carlton, Fields, Ward, Emmanuel, Smith and Cutler, P.A. for Legal Services Relating to the South Cross Bayou Water Reclamation Litigation.
43. Recommendation of Settlement in Pinellas County v. Ned E. Burket, et al. B Circuit Civil 92-2559-CI-20, Parcel 106.1 (Young).
44. Recommendation of Settlement in Pinellas County vs. Ned E. Burket, et al. B Circuit Civil 92-2559-CI-20, Parcel 118.1 (Young).
45. Miscellaneous.

COUNTYWIDE PLANNING AUTHORITY

46. Consideration of an Involuntary Annexation Report No. 00-2 B Determination of Compliance, City of Dunedin.
47. Receipt and Acceptance of a Minor Plan Change No. 00-2 B City of Gulfport.
48. Receipt and File of the Countywide Plan Map Update.

ECONOMIC DEVELOPMENT AUTHORITY

49. Approval of First Amendment to the Lease Agreement with Mactec Environmental Restoration Services, LLC at the STAR Center.
50. Approval of the Second Amendment to the Lease Agreement with Nova Precision Components, Inc.

EMERGENCY MEDICAL SERVICES AUTHORITY

51. Approval of Issuance of Certificate of Public Convenience and Necessity B the EMS Authority (SUNSTAR).

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52. Approval of Agreement with the St. Petersburg Junior College for EMS **B** Continuing Medical Education.
53. Adoption of a Resolution **B** Application for an Award from the State Emergency Medical Services Trust Fund.

SCHEDULED PUBLIC HEARINGS

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.

COUNTYWIDE PLANNING AUTHORITY

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

SUBTHRESHOLD AMENDMENTS

54. a. Case #CW 00-48 B Pinellas County
Location **B** 1.5 Acres on the West Side of Tanglewood Trail, 300 Feet North of Tarpon Woods Boulevard. Amendment from Commercial Neighborhood to Residential Low.

REGULAR AMENDMENTS

55. a. Case #CW 00-42 B Clearwater
Location **B** 11.81 Acres Located on the Southwest Corner of Drew Street and McMullen Booth Road. Amendment from Residential Urban to Institutional.

SCHEDULED PUBLIC HEARINGS - BCC

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56. Proposed Ordinance Providing for the Creation of a Municipal Service Taxing Unit for Street Lighting to be Known as Serenity Subdivision Street Lighting District.
57. Petition to Vacate Submitted by Crystal Beach Joint Venture, Represented by Miles J. Moore of Moe Investments, Inc. for a Portion of a Plat Known as SEASIDE ASSEMBLY, Described as Lots 9 through 16, Block 12, Lots 1 through 8, Block 18 and Portions of Charleston and McCosh Avenues, Reserving a Utility Easement over a Portion of the East 25.0 Feet of McCosh Avenue, Located in the Northwest **3** of Section 2, Township 28 South, Range 15 East.
58. Proposed Ordinance Establishing Rules for the Regulation of Activities at the St. Petersburg-Clearwater International Airport.
59. Proposed Issuance of Not to Exceed \$150,000,000 Pinellas County Health Facilities Authority Revenue Bonds, BayCare Health Systems, Inc., Series 2000 (TEFRA Hearing).

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.

60. Multi-Use Dock Application M26630-98/Revised-B, Ray Lynn Development Corporation, a/k/a Ryan's Woods, Ryan's Woods Lane, Ozona, Sutherland Bayou.

D. COUNTY ADMINISTRATOR REPORTS

61. None.

E. COUNTY COMMISSION

62. Approval of Appointments to the Pinellas County Arts Council.
63. Miscellaneous.

ADJOURNMENT

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PROCLAMATION PRESENTED HONORING CONGRESSMAN C. W. ABILL@YOUNG

Vice-Chairman Harris presented a Proclamation to George Cretekos on behalf of Congressman C. W. ABill@Young in honor of his dedication and unselfish service to the citizens of Pinellas County and the United States.

PROCLAMATION PRESENTED HONORING CONGRESSMAN MICHAEL BILIRAKIS

Vice-Chairman Harris presented a Proclamation to Jerry White on behalf of Congressman Michael Bilirakis honoring his dedication and unselfish service to the citizens of Pinellas County and the United States.

AMERICAN HEART ASSOCIATION SILVER HEART AWARD PRESENTED TO BOARD OF COUNTY COMMISSIONERS FOR PARTICIPATION IN AMERICAN HEART WALK

—

Tim Closterman, Pinellas County Volunteer Services Manager, presented the American Heart Association Silver Heart Award to the Board of County Commissioners for participation in the American Heart Walk held on October 7, 2000.

PROCLAMATION DECLARING WEEK OF DECEMBER 1, 2000 AS CIVIL AIR PATROL WEEK

—

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Vice-Chairman Harris presented a Proclamation to Major John Atanacio, Lieutenant Jackson and Lieutenant Colonel Hilda Snelling declaring the week of December 1, 2000 as Civil Air Patrol Week.

CITIZENS TO BE HEARD - NONE

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

CONSENT AGENDA ITEMS NOS. 1 THROUGH 15 - APPROVED

Upon presentation by Vice-Chairman Harris, Commissioner Todd moved, seconded by Commissioner Seel and carried, that the Consent Agenda, consisting of Items Nos. 1 through 15, be approved as follows:

1 APPROVAL OF MINUTES

Minutes of regular meeting of November 7, 2000.

2 REPORTS RECEIVED FOR FILING

- a. Internal Audit Report No. 2000-14, dated November 30, 2000 re Purchasing Card Program, prepared by Internal Audit Division, Clerk of the Circuit Court.
- b. Metropolitan Planning Organization Locally Preferred Alternative Report dated October 2000.

3 OTHER APPROVALS

- a. General

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(1) Public Official Bonds for Norman Atherton, Commissioner Seat No. 1; Joseph Petrillo, Commissioner Seat No. 5; and Robert Shatanoff, Commissioner Seat No. 3, Palm Harbor Special Fire Control District.

b. Satisfactions of Judgements and Liens

(1) Satisfactions of various judgements for attorney fees and costs and releases of paving and street lighting assessment liens which have been paid in full.

4 MISCELLANEOUS ITEMS RECEIVED

a. Official Traffic Regulation submitted by the County Traffic Engineer.

b. City of Clearwater Notices of Public Hearings:

1. Rezoning and Land Use Plan Amendments re Ordinances Nos. 6612-00 and 6613-00 (Community Development Board) to be held November 21, 2000; and Ordinances Nos. 6614-00 and 6615-00 (City Commission) to be held November 16, 2000.

2. Annexation, Land Use Plan and Zoning Atlas Amendments re Ordinances Nos. 6616-00 through 6633-00 to be held November 16, 2000.

5 BUDGET AMENDMENT NO. 62, FY2000

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A copy of Budget Amendment No. 62, FY2000, was filed and made a part of the minutes.

6 BID OF STEVE-S EXCAVATING & PAVING, INC. FOR CONSTRUCTION OF 51ST AVENUE NORTH AND 70TH STREET NORTH (BID NO. 001-0098-C)

Bid is for an estimated total expenditure in the amount of \$287,000.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

7 RECEIPT OF PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF 51ST AVENUE NORTH AND 70TH STREET NORTH, PID NO. 922322

-

Plans and specifications for the subject project were received for filing.

8 SUBDIVISION PLATS AND RELATED ITEMS

a. Coachman Hill Preserve

1. Maintenance Bond No. 08475982 accepted in the amount of \$7,171.45.
2. Release of Completion Bond No. 08141873 in the amount of \$35,857.25 to David Nelson Construction, 3483 Alternate 19, Palm Harbor, Florida 34683.

b. T&B Excavating

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1. Release of Completion Bonds Nos. 244 71 608 and 244 71 609 in the amount of \$5,000.00 each to T&B Excavating, Inc., 121 Meadowlark Lane, Clearwater, Florida 33759.

c. 28th Street Boat Sales

1. Release of funds in the amount of \$2,700.00 to Norman DeRoche, 4555 28th Street North, St. Petersburg, Florida 33714.

d. Eagles Cove @ Lake Tarpon

1. Release of funds in the amount of \$20,040.00 to Lake Tarpon Holdings, Inc., 1721 Rainbow Drive, Clearwater, Florida 33755.

e. Rubin Roosevelt Office

1. Letter of Credit No. 1000415001-001 accepted in the amount of \$18,898.00.

9 BID OF LINCOLN CONSTRUCTION, INC. FOR LOGAN STATION IMPROVEMENTS (BID NO. 001-0063-C)

Bid is for an estimated total expenditure in the amount of \$399,800.00; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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#10 OPTION OF RENEWAL WITH QRC, INC. FOR ANNUAL WATER AND RECLAIMED MAIN INSTALLATION (BID. NO. 989-0869-C) - APPROVED

—

Option of renewal is exercised for an additional twelve months at the same unit prices, terms and conditions effective December 16, 2000, for an annual estimated expenditure not to exceed \$965,014.95; Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

Releases of liens for delinquent sewer, water and/or reclaimed water charges which have been paid in full re properties identified on documents attached to the agenda memorandum dated December 5, 2000, copies of which have been filed and made a part of the record.

#12 AWARD OF BIDS

- a. Bid of Pinellas Tree Service for a twenty-four month expenditure in the amount of \$49,533.59 for Tree Maintenance, Facility Management, North (Rebid) (Bid No. 001-0069-B); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- b. Bid of Harrison Uniform Company for a twenty-four month expenditure not to exceed \$341,798.30 for uniforms - work and industrial tee shirts, sweat shirts and caps 2000-02 (Bid No. 990-1101-B).

#13 PURCHASE AUTHORIZATION

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Purchase of three 1999 one-ton, 4 X 4 diesel trucks with utility bodies from Kaiser Pontiac-Buick-GMC, Inc. per Florida State Contract No. 070-001-99-1, Item No. 070-644-010, for an estimated expenditure not to exceed \$77,677.00 (Bid No. 001-0197-S).

#14 RELEASES OF LIEN (HOUSING)

- a. Warren C. Carew
- b. Mary Lois Roberts

#15 SATISFACTIONS OF MORTGAGE (HOUSING)

- a. Julie L. Byars
- b. Sevasti Karavas and John Karavas
- c. William H. Yelverton and Jill A. Yelverton
- d. Hermon Woodburne and Ruby Lee Woodburne
- e. Andrew J. Carini

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

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#17 CONTRACT NO. 921886 WITH SEAWAY MARINE CONTRACTORS, INC. FOR GULFPORT MUNICIPAL BEACH, BEACH NOURISHMENT AND WALKOVERS (BID NO. 990-0265) - ACCEPTED AS COMPLETE; CHANGE ORDER NO. 1 (FINAL) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended that Contract No. 921886 with Seaway Marine Contractors, Inc. for the Gulfport Municipal Beach beach nourishment and walkovers be accepted as complete as of August 9, 2000; and further

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recommended that Change Order No. 1 (Final), increasing the contract by \$23,108.76 (final contract total, \$193,271.00) be approved.

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

#18 HDR ENGINEERING, INC. SELECTED TO PROVIDE ENGINEERING SERVICES FOR THE BELLEAIR CAUSEWAY BRIDGE REPLACEMENTS - APPROVED; STAFF AUTHORIZED TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRM

Interim County Administrator D. Gay Lancaster recommended that the Board approve the Selection Advisory Committee's ranking of the firms most qualified to provide engineering services for the Belleair Causeway Bridge Replacements, as follows:

1. HDR Engineering, Inc.
2. Owen Ayres & Associates, Inc.,d/b/a Ayres Associates
3. T-Y-Lin International

She further recommended that staff be authorized to initiate contract negotiations with the number one ranked firm, HDR Engineering, Inc. and to finalize a contract with said firm for Board approval.

Commissioner Latvala moved, seconded by Commissioner Todd that HDR Engineering, Inc. be selected to provide the desired services; and that authorization be granted for staff to initiate contract negotiations as requested.

Upon queries by the members, Public Works Director Keith Wicks indicated that a feasibility study was completed in 1996 to determine problems, solutions and an estimated cost for funding; that due to a typographical error, the actual design schedule will be 895 days as opposed to 689 days; that the improvements to the Belleair Causeway Bridge will significantly impact traffic; and that the scope of services include evaluating alternatives, involving the public and updating the Board.

Upon call for the vote, the motion carried unanimously.

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- #19 JOINT PROJECT AGREEMENT FOR UTILITY INSTALLATION BY ROADWAY CONTRACTOR WITH VERIZON FLORIDA, INC. FOR UTILITY RELOCATION ON KLOSTERMAN ROAD FROM CARLTON ROAD TO U.S. 19 - APPROVED FOR EXECUTION
-

Interim County Administrator D. Gay Lancaster recommended approval of a Joint Project Agreement with Verizon Florida, Inc. for utility relocation as required for the roadway widening of Klosterman Road between Alternate U.S. 19 and U.S. 19.

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

- #20 AGREEMENT WITH MICHAEL S. CSISZER FOR ACQUISITION OF A PORTION OF LOTS 7 AND 8, BLOCK G, PARCELS NOS. 14 AND 72, DIXIE PARK SUBDIVISION (PROPERTY ADDRESS: 95 EAST KLOSTERMAN ROAD) FOR THE KLOSTERMAN ROAD PROJECT FROM ALTERNATE U.S. 19 NORTH TO U.S. 19 NORTH (PID NO. 920515); APPROVED FOR EXECUTION WITH AUTHORIZATION FOR ISSUANCE OF A NECESSARY CHECK
-

Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Michael S. Csiszer for acquisition of a portion of Lots 7 and 8, Block G, Parcels Nos. 14 and 72 in the Dixie Park Subdivision (property address: 95 East Klosterman Road) for the Klosterman Road Project, Alternate U.S. 19 North to U.S. 19 North; with authorization for the issuance of a check in the amount of \$70,000.00 in payment thereof.

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

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#21 RESOLUTION NO. 00-250 ADOPTED REALLOCATING RESERVE FOR FUTURE YEARS FOR FY01 AIRPORT REVENUE AND OPERATING FUND BUDGET

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution which reallocates previously appropriated funds from reserve for future years in the FY01 Airport Revenue and Operating Fund.

Commissioner Welch moved, seconded by Commissioner Latvala that resolution No. 00-250 be adopted as recommended by the Interim County Administrator.

Responding to queries by the members, Assistant Airport Director Stephen A. Nash advised that 99.9 percent of the revenue funds are spent at the end of the year; that if there is any carry over, it is for a designated project; and that most projects have a 15 percent runover maximum. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#22 NONCOMPETITIVE PURCHASE OF RECLAIMED WATER METERS, MULTI-JET SYSTEM FROM MASTER METER, INC. (BID NO. 001-0164-N) - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of the noncompetitive purchase of reclaimed water meters, multi-jet system from Master Meter, Inc. for an estimated annual expenditure not to exceed \$116,727.50.

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

#23 AUTHORIZATION GRANTED FOR PURCHASE OF CROSS BAR/AL BAR RANCH WETLAND ENHANCEMENT PROJECT AUGMENTATION WELL INSTALLATION FROM DIVERSIFIED DRILLING CORP. (BID NO. 001-0263-B) AND FOR THE CHAIRMAN TO SIGN THE CONTRACT AND THE CLERK TO ATTEST

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Interim County Administrator D. Gay Lancaster recommended that authorization be granted for the purchase of the Cross Bar/AL BAR Ranch Wetland Enhancement Project Augmentation Well Installation from Diversified Drilling Corp. through Sarasota County Bid No. 9027W, Contract No. 98W-ENG-4869, for a total expenditure in the amount of \$216,743.40 and for the Chairman to sign the contract and the Clerk to attest.

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

Responding to query by Commissioner Seel, Director of Utilities Pick Talley advised that the well installation complies with the directives by Southwest Florida Water Management District (SWFWMD).

Upon call for the vote, the motion carried unanimously.

#24 TEMPORARY CONSTRUCTION EASEMENT AGREEMENT WITH L. L. PLUM, INC.
APPROVED FOR EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of a Temporary Construction Easement Agreement with L. L. Plum, Inc.

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

#25 AGREEMENT WITH THE CITY OF CLEARWATER FOR A CONTRIBUTION IN AID
OF CONSTRUCTION FOR RECLAIMED WATER REUSE FACILITIES - APPROVED
FOR EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of an agreement with the City of Clearwater for a Contribution In Aid of Construction in the amount of \$39,676.00 for the construction of reclaimed water reuse facilities.

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

Upon queries by the members, Director of Utilities Pick Talley indicated that the cost to develop additional water supplies is \$2.00 a gallon of potable water; and that if communities can build reclaimed systems, thus reducing the need to expand the system through Tampa Bay Water, it will be economically beneficial.

Upon call for the vote, the motion carried unanimously.

#26 RESOLUTION NO. 00-251 ADOPTED APPROVING THE PLAYGROUND SURFACING GRANT APPLICATION IN THE AMOUNT OF \$89,930.00

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution transmitting the Playground Surfacing Grant application to the Florida Department of Environmental Protection on behalf of the unincorporated area and the municipalities for grant funds estimated at \$89,930.

Commissioner Latvala moved, seconded by Commissioner Seel, that Resolution No. 00-251 be adopted as recommended by the Interim County Administrator.

Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#27 PROPOSAL OF LAKESIDE OCCUPATIONAL MEDICAL CENTERS, P.A., ACCEPTED FOR PRE-PLACEMENT MEDICAL EVALUATION AND DRUG SCREENING PROGRAM (BID NO. 001-0005-P); CHAIRMAN AUTHORIZED TO SIGN AGREEMENT AFTER PROPER EXECUTION BY THE CONTRACTOR AND WRITTEN APPROVAL AS TO FORM BY THE OFFICE OF THE COUNTY

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ATTORNEY

Legal notice having been published and publisher's affidavit filed with the Clerk, Interim County Administrator D. Gay Lancaster recommended that the proposal of Lakeside Occupational Medical Center be accepted for pre-placement medical evaluation and drug screening; and further recommended that the Chairman be authorized to sign the agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

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

#28 AUTHORIZATION GRANTED TO PURCHASE SEVEN VEHICLES FROM DUVAL FORD PER FLORIDA SHERIFFS ASSOCIATION AND FLORIDA ASSOCIATION OF COUNTIES CONTRACT NO. 00-080-0905 (BID NO. 001-0175-B)

Interim County Administrator D. Gay Lancaster recommended that authorization be granted to purchase two Ford 3/4 ton pickup trucks with liftgates, one 4x2 super duty F550, one 4x2 super duty F750, one 3/4 ton 4x2 F250, and two 2 ton 4x2 super duty F150 Trucks from Duval Ford per Florida Sheriffs Association and Florida Association of Counties Contract No. 00-080-0905, for an expenditure not to exceed \$186,835.00.

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

#29 PREQUALIFICATION COMMITTEE RECOMMENDATIONS - APPROVED

Interim County Administrator D. Gay Lancaster recommended approval of the recommendations of the Prequalification Committee pursuant to its meeting of November 16, 2000.

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

Upon queries by the members, Director of Purchasing Lula F. Banks indicated that companies which have been removed may be prequalified again after providing the necessary information; and that the prequalifying process relates to businesses providing services for projects exceeding \$100,000.

Upon query by Commissioner Latvala, County Attorney Susan Churuti advised that when tie bids occur, local preference is given; and that she will provide the Board with a further update on the subject of local preference.

Upon call for the vote, the motion carried unanimously.

#30 INTERLOCAL AGREEMENT WITH THE CITY OF ST. PETERSBURG FOR WRECKER SERVICES - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of an Interlocal Agreement with the City of St. Petersburg to clarify the County's traditional arrangement with regard to wrecker services.

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

#31 QUITCLAIM DEED ACCEPTED FROM SCHOOL BOARD OF PINELLAS COUNTY RE TRACT AA@OF CAMPBELL'S PALM HARBOR GROVE REPLAT; COUNTY DEED CONVEYING 40-FOOT VACATED RIGHT-OF-WAY F/K/A MISSOURI AVENUE TO SCHOOL BOARD - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended acceptance of a Quitclaim Deed from the School Board of Pinellas County re Tract AA@of Campbell's Palm

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Harbor Grove Replat, which was conveyed to the County by a Warranty Deed dated October 10, 1977 subject to right of first refusal and recorded in Official Records Book 4609, Page 1595; and further recommended approval of a County Deed conveying a 40-foot vacated right-of-way f/k/a Missouri Avenue to the School Board.

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

#32 CONTRACT FOR SALE AND PURCHASE WITH G.M.B. INVESTMENTS, INC. FOR 20.39 ACRES OF ISLAND PROPERTY IN THE ANCLOTE RIVER - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Contract for Sale and Purchase with G.M.B. Investments, Inc. for 20.39 acres of island property in the Anclote River Project area; whereupon, Commissioner Todd moved, seconded by Commissioner Latvala.

Responding to query by Commissioner Seel, Real Estate Manager Ellyn Kadel advised that the appraiser had contacted the attorney for the City of Tarpon Springs who had indicated that the property can be developed.

Upon call for the vote, the motion carried unanimously.

#33 BUSINESS ASSISTANCE PARTNERSHIP AGREEMENTS WITH THE CHAMBERS OF COMMERCE OF THE CITIES OF LARGO, ST. PETERSBURG AND TARPON SPRINGS, AND APPROVAL OF FUTURE RENEWALS - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of Business Assistance Partnership Agreements with the Chambers of Commerce of the Cities of Largo, St. Petersburg and Tarpon Springs; and also recommended approval of future

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renewals of the agreements subject to the approval of the County Administrator or his or her designee.

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

Upon query by Commissioner Seel, Interim County Administrator D. Gay Lancaster explained the reason for the difference in contract requirements of the Cities and Chambers; and specifically indicated that the City of St. Petersburg's agreement is different because of the City's participation in the program.

Upon call for the vote, the motion carried unanimously.

#34 GRANT APPLICATION FOR STATE EMERGENCY MANAGEMENT COMPETITIVE GRANT FUNDS - APPROVED

-

Interim County Administrator D. Gay Lancaster recommended approval of a grant application for State Emergency Management competitive grant funds for the purchase of personal protective gear, safety equipment, advanced firefighting training programs and materials from the Division of Forestry.

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

#35 RESOLUTION NO. 00-252 ADOPTED REAFFIRMING THAT U.S. 19 IS THE HIGHEST ROADWAY PRIORITY FOR PINELLAS COUNTY

-

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution reaffirming that U.S. 19 is the highest roadway priority for Pinellas County for the purpose of seeking Federal and State funding.

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Following discussion on the importance of setting priorities, Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 00-252 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#36 CONTRACT FOR PERSONAL SERVICES WITH MICHAEL D. CUSICK AND ANTHONY P. CARVALHO TO PROVIDE PROFESSIONAL SERVICES TO PINELLAS COUNTY FOR LEGISLATIVE DELEGATION - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a contract for Personal Services with Michael D. Cusick and Anthony P. Carvalho to provide professional services to the Pinellas County Legislative Delegation in an amount up to \$14,000.

Following discussion, Commissioner Morroni moved, seconded by Commissioner Todd and carried, that the recommendation of the Interim County Administrator be approved.

#37 RESOLUTION NO. 00-253 ADOPTED APPROVING A SUBORDINATION AGREEMENT FOR A COUNTY LOAN IN THE AMOUNT OF \$276,625.00 FOR LEXINGTON CLUB APARTMENTS TO A FLORIDA HOUSING FINANCE CORPORATION SAIL LOAN

—

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Interim County Administrator D. Gay Lancaster recommended adoption of a resolution approving a Subordination Agreement for a County loan in the amount of \$276,625.00 for Lexington Club Apartments to a Florida Housing Finance Corporation SAIL loan.

Commissioner Todd moved, seconded by Commissioner Welch, that Resolution No. 00-253 be adopted as recommended by the Interim County Administrator.

Responding to query by Commissioner Seel, Interim County Administrator D. Gay Lancaster advised that the staff for Community Development has devised an agreement for the protection of the County in the event of a default situation.

Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#38 OTHER ADMINISTRATIVE MATTERS - NONE

Interim County Administrator D. Gay Lancaster indicated that she has no items to be presented this date under ~~A~~Other Administrative Matters.®

#39 VOUCHERS APPROVED FOR PERIOD NOVEMBER 27, 2000 THROUGH DECEMBER 1, 2000

Chief Deputy Clerk C. R. Short recommended approval of vouchers for the period of November 27, 2000 through December 1, 2000 as follows:

Imprest Fund Expenditures
Manual checks numbered 539542 through 539563
System checks numbered 554643 through 555490

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Commissioner Todd moved, seconded by Commissioner Latvala and carried, that the recommendation of the Chief Deputy Clerk be approved.

#40a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE BANK ONE, ETC. VERSUS ERICA CRAYTON, ET AL, CIRCUIT CIVIL CASE NO. 00-7832-CI-7 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

—

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Bank One, etc. versus Erica Crayton, et al, Circuit Civil Case No. 00-7832-CI-7 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#40b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE REINGARD BINKERT GRABOWSKI VERSUS THOMAS BROWN, ETC., ET AL, CIRCUIT CIVIL CASE NO. 00-7829-CI-13 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

—

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Reingard Binkert Grabowski versus Thomas Brown, etc., et al, Circuit Civil Case No. 00-7829-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#40c COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE CHASE MANHATTAN MORTGAGE CORP. VERSUS JOHN HOLLISTER, ET AL, CIRCUIT CIVIL CASE NO. 00-7979-CI-7 - MORTGAGE FORECLOSURE INVOLVING

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JUDGMENTS FOR FINE AND COSTS AND ATTORNEY FEES AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Chase Manhattan Mortgage Corp. versus John Hollister, et al, Circuit Civil Case No. 00-7979-CI-7 - Mortgage Foreclosure Involving Judgments for Fine and Costs and Attorney Fees and Costs.

#40d COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE CHASE MANHATTAN MORTGAGE CORP. VERSUS LOUIS C. VIOLANTE, ET AL, CIRCUIT CIVIL CASE NO. 00-7915-CI-7 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR FINE AND COSTS

—

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Chase Manhattan Mortgage Corp. versus Louis C. Violante, et al, Circuit Civil Case No. 00-7915-CI-7 - Mortgage Foreclosure Involving Judgments for Fine and Costs.

#40e COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE BANK OF AMERICA, ETC. VERSUS ROOSEVELT YOUNG, ET AL, CIRCUIT CIVIL CASE NO. 00-7904-CI-13 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND A WELFARE LIEN

—

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Bank of America, etc. versus

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Roosevelt Young, et al, Circuit Civil Case No. 00-7904-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Welfare Lien.

#40f COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION VERSUS B.W.S. AND CO., INC., A FLORIDA CORPORATION, ET AL., CASE NO. 00-7170CA - CONDEMNATION CASE INVOLVING UTILITIES DEPARTMENT PROPERTY

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re State of Florida Department of Transportation versus B.W.S. and Co., Inc., a Florida Corporation, et al., Case No. 00-7170CA - Condemnation Case Involving Utilities Department property.

#40g COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE RANDOLPH A. HEINE, NEW TRADITION PIPE COMPANY AND TOBACCO EMPORIUM, INC. VERSUS EVERETT RICE, SHERIFF OF PINELLAS COUNTY, FLORIDA, DAVID ANTOLINI, II, KENNETH R. McLEAN, F. W. BUSCH, RICHARD NARUM, E. J. CHISLER, AND W. M. QUEEN, CASE NO. 8:00 CV 2297-T-24-E - ACTION ALLEGING POLICE HARASSMENT AND FALSE ARREST

-

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Morroni and carried, that the County Attorney be authorized to defend the County's interest in the suit re Randolph A. Heine, New Tradition Pipe Company and Tobacco Emporium, Inc. versus Everett Rice, Sheriff of Pinellas County, Florida, David Antolini, II, Kenneth R. McLean, F. W. Busch, Richard Narum, E. J. Chisler, and W. M. Queen, Case No. 8:00 CV 2297-T-24-E - Action Alleging Police Harassment and False Arrest.

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#41 COUNTY ATTORNEY AUTHORIZED TO INITIATE LITIGATION AGAINST SHELLY L. SAMUELSON ON BEHALF OF ANIMAL SERVICES - SMALL CLAIMS ACTION

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Latvala moved, seconded by Commissioner Welch and carried, that the County Attorney be authorized to initiate litigation against Shelly L. Samuelson on behalf of Animal Services - Small Claims Action.

#42 REVISED EXHIBIT AA@ TO CONTRACT WITH CARLTON, FIELDS, WARD, EMMANUEL, SMITH AND CUTLER, P.A. FOR LEGAL SERVICES RELATING TO THE SOUTH CROSS BAYOU WATER RECLAMATION LITIGATION - APPROVED

County Attorney Susan H. Churuti recommended approval of revised Exhibit AA@to the contract for special counsel services with Carlton, Fields, Ward, Emmanuel, Smith and Cutler, P.A. for the South Cross Bayou Water Reclamation litigation.

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

#43 AUTHORIZATION GRANTED FOR SETTLEMENT OF SUIT RE PINELLAS COUNTY VERSUS NED E. BURKET, ET AL., CIRCUIT CIVIL CASE NO. 92-2559-CI-20, PARCEL 106.1 (YOUNG)

County Attorney Susan H. Churuti recommended that authorization be granted for settlement of the suit re Pinellas County versus Ned E. Burket, et al., Circuit Civil Case No. 92-2559-CI-20, Parcel 106.1 (Young), as outlined in her confidential memorandum to the Board dated December 5, 2000.

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

#44 AUTHORIZATION GRANTED FOR SETTLEMENT OF SUIT RE PINELLAS COUNTY VERSUS NED E. BURKET, ET AL., CIRCUIT CIVIL CASE NO. 92-2559-CI-20, PARCEL 118.1 (YOUNG)

—

County Attorney Susan H. Churuti recommended that authorization be granted for settlement of the suit re Pinellas County versus Ned E. Burket, et al., Circuit Civil Case No. 92-2559-CI-20, Parcel 118.1 (Young), as outlined in her confidential memorandum to the Board dated December 5, 2000.

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

#45 COUNTY ATTORNEY PRESENTS UPDATE RE SABATES VERSUS PINELLAS COUNTY ANIMAL CONTROL

—

County Attorney Susan H. Churuti reported that an order had been received in the suit of Sabates versus Pinellas County Animal Control regarding the Beethoven case on appeal; that the court had found that the lower court's decision complied with the essential requirements of law; that all of the applicable statutes are constitutional as applied to Mrs. Sabates; and that the Animal Control Authority has the authority to issue subpoenas.

#46 INVOLUNTARY ANNEXATION REPORT NO. 00-2, DETERMINATION OF COMPLIANCE, CITY OF DUNEDIN - APPROVED

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Noting for the record that the Board is now sitting as the Countywide Planning Authority, Interim County Administrator D. Gay Lancaster recommended approval of the Involuntary Annexation Report No. 00-2, Determination of Compliance, City of Dunedin, submitted by the Pinellas Planning Council.

Pinellas Planning Council Executive Director David P. Healey presented the criteria for Involuntary Annexation; and related that Involuntary Annexation Report No. 00-2 meets all requirements of Special Act, Chapter 98.484.

In response to query by Commissioner Morroni, City of Dunedin Director of Community Services Kevin Campbell indicated that none of the ten homeowners in the subject area had opposed the involuntary annexation.

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

#47 RECEIPT AND ACCEPTANCE OF MINOR PLAN CHANGE NO. 00-2, CITY OF GULFPORT, WATERFRONT REDEVELOPMENT DISTRICT PLAN - APPROVED

Noting for the record that the Board is now sitting as the Countywide Planning Authority, Interim County Administrator D. Gay Lancaster recommended approval of the Receipt and Acceptance of Minor Plan Change No. 00-2, City of Gulfport, regarding the proposed change to the Waterfront Redevelopment District Plan.

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

#48 RESOLUTION NO. 00-254 ADOPTED ACCEPTING THE AMENDED COUNTYWIDE FUTURE LAND USE PLAN MAP AND DIRECTING IT BE FILED WITH THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS AS THE OFFICIAL COUNTYWIDE FUTURE LAND USE MAP

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Noting for the record that the Board is now sitting as the Countywide Planning Authority, Interim County Administrator D. Gay Lancaster recommended adoption of a resolution accepting the amended Countywide Future Land Use Plan map and directing it be filed with the Clerk of the Board of County Commissioners as the official Countywide Future Land Use map.

Commissioner Todd moved, seconded by Commissioner Seel and carried, that Resolution No. 00-254 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#49 FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND MACTEC ENVIRONMENTAL RESTORATION SERVICES, LLC, AT THE STAR CENTER - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority d/b/a the Economic Development Authority, Interim County Administrator D. Gay Lancaster recommended approval of the First Amendment to Lease Agreement with MACTEC Environmental Restoration Services, LLC, at the STAR Center.

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

#50 SECOND AMENDMENT TO LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND NOVA PRECISION COMPONENTS,

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INC. AT THE STAR CENTER - APPROVED FOR EXECUTION

—

Noting for the record that the Board is now sitting as the Industrial Development Authority d/b/a the Economic Development Authority, Interim County Administrator D. Gay Lancaster recommended approval of the Second Amendment to Lease Agreement with Nova Precision Components, Inc. at the STAR Center.

In response to query by Commissioner Seel, STAR Center Director Ken Hall related that the proposed lease agreement is consistent with other lease agreements at the STAR Center.

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

#51 AUTHORIZATION GRANTED FOR ISSUANCE OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO THE EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY D/B/A SUNSTAR TO PROVIDE ADVANCED LIFE SUPPORT AMBULANCE SERVICES WITHIN PINELLAS COUNTY

-

Noting for the record that the Board is now sitting as the Emergency Medical Services Authority, Interim County Administrator D. Gay Lancaster recommended authorization be granted for the issuance of a Certificate of Public Convenience and Necessity to the Authority d/b/a SUNSTAR to provide advanced life support ambulance services within Pinellas County.

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

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#52 AGREEMENT BETWEEN EMERGENCY MEDICAL SERVICES AUTHORITY AND DISTRICT BOARD OF TRUSTEES OF ST. PETERSBURG JUNIOR COLLEGE FOR CONTINUING MEDICAL EDUCATION - APPROVED FOR EXECUTION

-

Noting for the record that the Board is now sitting as the Emergency Medical Services Authority (EMS), Interim County Administrator D. Gay Lancaster recommended approval of a three-year Agreement with the District Board of Trustees of St. Petersburg Junior College (SPJC) to provide in-service training for EMS personnel.

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

#53 RESOLUTION NO. 00-255 ADOPTED CERTIFYING THAT MONIES RECEIVED FROM THE EMERGENCY MEDICAL SERVICES TRUST FUND SHALL BE USED SOLELY TO IMPROVE AND EXPAND PREHOSPITAL EMERGENCY MEDICAL SERVICES; CHAIRMAN AUTHORIZED TO SIGN APPLICATION FOR AN AWARD FROM STATE EMERGENCY MEDICAL SERVICES (EMS) TRUST FUND

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

Interim County Administrator D. Gay Lancaster recommended the adoption of a resolution certifying that monies received from the emergency medical services trust fund shall be used solely to improve and expand prehospital emergency medical services; and that the Chairman be authorized to sign the application for an award from the State Emergency Medical Services (EMS) Trust Fund.

Commissioner Latvala moved, seconded by Commissioner Todd, that the recommendations of the Interim County Administrator be approved and that Resolution No. 00-255 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

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#54 CASE #CW 00-48(OA), PROPOSAL BY PINELLAS COUNTY TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM COMMERCIAL NEIGHBORHOOD TO RESIDENTIAL LOW AND AMENDMENT OF SCENIC/NON-COMMERCIAL CORRIDOR SUBCLASSIFICATION FROM MIXED USE TO RESIDENTIAL (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 00-95 ADOPTED

Vice-Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the October 28, 2000 issue of the Pinellas Edition of the Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 00-48(OA), a proposal by Pinellas County to amend the land use designation on the Countywide Future Land Use Plan from commercial neighborhood to residential low and corresponding amendment of the scenic/non-commercial corridor subclassification from mixed use to residential, re 1.5 acres located on the west side of Tanglewood Trail, 300 feet north of Tarpon Woods Boulevard (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Todd moved, seconded by Commissioner Latvala, that Ordinance No. 00-95 approving Case #CW 00-48(OA) be adopted. Upon roll call, the vote was:

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

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Nays: None.

Absent and not voting: Stewart.

#55 CASE #CW 00-42, PROPOSAL BY CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL URBAN TO INSTITUTIONAL (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 00-98 ADOPTED AS AMENDED

Vice-Chairman Harris noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the September 30, 2000 issue of the Pinellas Edition of The Tampa Tribune as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Case #CW 00-42, a proposal by the City of Clearwater to amend the land use designation on the Countywide Future Land Use Plan from residential urban to institutional, re 11.81 acres located on the southwest corner of Drew Street and McMullen Booth Road. Chief Deputy Clerk C. R. Short reported that no correspondence relative to the application has been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff has identified that the proposal would have a serious impact upon the level of service on McMullen Booth Road and recommends that the Board consider whether the Traffic Management Plan, which is the cornerstone to the PPC approval, solves the problems created by the amendment.

Planning Council Executive Director David P. Healey presented an overview of the proposal and noted that the City is requesting the amendment on behalf of Calvary Baptist Church which plans to acquire an adjoining five acres to be similarly designated as institutional; that the institutional designation is consistent with the scenic noncommercial corridor designation; and that the Church had hired Florida Design Consultants to perform

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a traffic study; whereupon, he described certain measures recommended to mitigate traffic impact; and advised that the PPC recommends approval of the amendment subject to integrating the representations and recommendations in the traffic management study into the final site plan.

Following discussion, Pinellas County Planning Director Brian K. Smith referred to a graphic and pointed out various mitigation proposals and suggested that the Board consider requesting a developer's agreement between the Church and the City of Clearwater.

City of Clearwater Assistant Planning Director Cindy Hardin related that as a condition of the site plan, the City will require any necessary improvements to be paid for by the applicant or the developer; and that no opposition has been received from the community.

Chief Assistant County Attorney James L. Bennett stated that the City of Clearwater may amend its Plan and initiate the State of Florida Department of Community Affairs (DCA) Chapter 163 process prior to approval by the Countywide Planning Authority (CPA) but that no permits could be issued for the site until the CPA approves the application.

Thereupon, Harry Cline, Esquire, 625 Court Street, Clearwater, representing Calvary Baptist Church, Robert C. Pergolizzi, Florida Design Consultants, and Bill Anderson, Pastor, Calvary Baptist Church, addressed the Board.

No one appeared in response to the Vice-Chairman's call for persons wishing to be heard; whereupon, he closed the public hearing.

Commissioner Todd moved, seconded by Commissioner Morroni and carried, that the item be temporarily deferred until 2:30 P.M. to afford staff the opportunity to address concerns raised by the members.

* * * *

Later in the meeting, Attorney Bennett reviewed the stipulations proposed to be included in the amended ordinance.

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Following further discussion, Commissioner Todd moved, seconded by Commissioner Seel, that Ordinance No. 00-98 approving Case #CW 00-42 be adopted as amended. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#56 ORDINANCE NO. 00-99 ADOPTED CREATING A MUNICIPAL SERVICE TAXING UNIT FOR STREET LIGHTING TO BE KNOWN AS SERENITY SUBDIVISION STREET LIGHTING DISTRICT

Pursuant to legal notice published in the November 10 and 17, 2000 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance creating a municipal service taxing unit for street lighting to be known as Serenity Subdivision Street Lighting District.

Chief Deputy Clerk C. R. Short reported that no correspondence relative to the proposed ordinance has been received; and that the matter is properly before the Board to be heard.

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

Thereupon, Commissioner Latvala moved, seconded by Commissioner Welch, that Ordinance No. 00-99 be adopted creating Serenity Subdivision Street Lighting District. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

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#57 PETITION OF CRYSTAL BEACH JOINT VENTURE REPRESENTED BY MILES J. MOORE, MOE INVESTMENTS, INC., TO VACATE A PORTION OF A PLAT KNOWN AS SEASIDE ASSEMBLY, LOTS 9 THROUGH 16, BLOCK 12, LOTS 1 THROUGH 8, BLOCK 18, AND PORTIONS OF CHARLESTON AND McCOSH AVENUES, RESERVING A UTILITY EASEMENT OVER A PORTION OF THE EAST 25.0 FEET OF McCOSH AVENUE, LOCATED IN THE NORTHWEST QUARTER OF SECTION 02, TOWNSHIP 28 SOUTH, RANGE 15 EAST - GRANTED; RESOLUTION NO. 00-257 ADOPTED

Pursuant to legal notice published in the November 3 and 10, 2000 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the petition of Crystal Beach Joint Venture represented by Miles J. Moore, Moe Investments, Inc., to vacate a portion of a plat known as Seaside Assembly on Lots 9 through 16, Block 12, Lots 1 through 8, Block 18, and portions of Charleston and McCosh Avenues, reserving a utility easement over a portion of the east 25.0 feet of McCosh Avenue, as recorded in Plat Book 1, Page 31, located in the northwest quarter of Section 02, Township 28 South, Range 15 East.

Chief Deputy Clerk C. R. Short reported that no letters of 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 one letter in objection to the petition has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends the vacation be granted.

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

Commissioner Morroni moved, seconded by Commissioner Latvala, that the petition to vacate be granted; and that Resolution No. 00-257 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#58 RESOLUTION NO. 00-258 AND ORDINANCE NO. 00-100 ADOPTED ESTABLISHING RULES FOR THE REGULATION OF ACTIVITIES AT THE ST. PETERSBURG-CLEARWATER INTERNATIONAL AIRPORT

—

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution and an ordinance establishing rules for the regulation of activities at the St. Petersburg-Clearwater International Airport.

Commissioner Todd moved, seconded by Commissioner Seel, that Resolution No. 00-258 and Ordinance No. 00-100 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#59 RESOLUTION NO. 00-259 ADOPTED APPROVING ISSUANCE OF NOT-TO-EXCEED \$150,000,000 PINELLAS COUNTY HEALTH FACILITIES AUTHORITY HEALTH SYSTEM REVENUE BONDS, BAYCARE HEALTH SYSTEM ISSUE, SERIES 2000 (BAYCARE HEALTH SYSTEM, INC. PROJECT) PURSUANT TO SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; WAIVING THE INDIGENT

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CARE FEE; AND PROVIDING AN EFFECTIVE DATE

-

Pursuant to legal notice published in the November 17, 2000 issue of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing (TEFRA) was held re consideration of the proposed issuance of not-to-exceed \$150,000,000 Pinellas County Health Facilities Authority Revenue Bonds, Series 2000 (BayCare Health System, Inc. Project). Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster recommended that a resolution be adopted approving the issuance of not-to-exceed \$150,000,000 Pinellas County Health Facilities Authority Health System Revenue Bonds, Series 2000, (BayCare Health System, Inc. Project) pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended; providing certain other matters in connection therewith; waiving the indigent care fee; and providing an effective date.

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

Commissioner Latvala moved, seconded by Commissioner Seel, that Resolution No. 00-259 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Stewart.

#60 MULTI-USE DOCK APPLICATION M26630-98/REVISED-B, RAY LYNN DEVELOPMENT CORPORATION A/K/A/ RYAN-S WOODS, RYAN-S WOODS LANE, OZONA, SUTHERLAND BAYOU - DENIED WITHOUT PREJUDICE

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

Pursuant to legal notice published in the October 20 and 27, 2000 issues of the Tampa Bay Review as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on Multi-use Dock Application M26630-98/Revised-B, Ray Lynn Development Corporation a/k/a/ Ryan's Woods, Ryan's Woods Lane, Ozona, Sutherland Bayou. Deputy Clerk C. R. Short reported that all interested parties have been notified by mail; that two letters in opposition to the application have been received; and that the matter is properly before the Authority to be heard.

Interim County Administrator D. Gay Lancaster indicated that the applicant proposes to construct a ten-slip multi-use private dock in the waters of Sutherland Bayou, as indicated in her memorandum of December 5, 2000, which has been filed and made a part of the record; that the biological report prepared by the Pinellas County Department of Environmental Management was made available to the public and has been filed and made a part of the record; and that staff recommends approval of the application and execution of the order based upon negative "Findings of Fact," Items 1 through 9, and affirmative "Findings of Fact," Items 10 through 13, subject to the following conditions:

1. Mangrove trimming or removal during construction must be limited to the footprint of the structure. Branches should be tied back during dock construction wherever possible.
2. Trimming of mangrove branches which overhang the deck surface and are within eight vertical feet of the deck surface is allowed without further approvals from the County. Trimming beyond this may require permits from the Department of Environmental Management (464-4761).
3. Exotic Brazilian pepper trees (*Schinus terebinthifolius*) must be hand removed from the applicant's shoreline within 30 days of significant dock construction.

Director of Environmental Management William M. Davis appeared and being duly sworn, stated that the application is necessary because the dock is in excess of 500

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square feet and requires a variance to the northern setback; whereupon, he referred to an aerial map and photographs and pointed out the site and described the surrounding properties.

Following discussion, Mr. Davis related that the subject area had recently been declared an idle speed no-wake zone; and that a number of persons had expressed opposition to the application at an Administrative Hearing held on October 30, 2000, with regard to the obstruction of their view of the Bayou and possible impacts to the environment.

David Ramsey, 434 Skinner Boulevard, Dunedin, appeared and being duly sworn, stated that he is the engineer for the project; and that 21 townhouses are located in Ryan's Woods.

In response to the Chairman's call for persons wishing to speak in favor of the application, the following individuals appeared and being duly sworn, offered their comments:

Dennis Olden, Ryan's Woods, Ozona
Christine Morrone, Ryan's Woods, Ozona
Ronald Michaels, Ryan's Woods, Ozona
Dean Markley, Ryan's Woods, Ozona
Priscilla Bush, Ryan's Woods, Ozona
Bill Janter, Laurel Drive, Ozona

In response to the Chairman's call for persons wishing to speak in opposition to the application, the following individuals appeared and being duly sworn, expressed their concerns:

James Zedalis, 614 Betmore Lane, Ozona
Helga Zedalis, 614 Betmore Lane, Ozona
David Cumings, 412 Orchid Lane, Ozona
Lena Heyman, 409 Orchid Lane, Ozona
Jack Heyman, 409 Orchid Lane, Ozona
Dennis Green, 407 Laurel Lane, Ozona
Albert R. Piotrowski, 409 Laurel Lane, Ozona
Susan Caswell, 399 Orchid Lane, Ozona
Doris Caswell, 399 Orchid Lane, Ozona
Steve Peacock, representing Mr. Shraeder, Ryan's Woods, Ozona

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No one else appeared in response to the Vice-Chairman's call for persons wishing to be heard; whereupon, he closed the public hearing.

In rebuttal, Mr. Ramsey referred to a map and pointed out that the applicant had set aside approximately seven acres as a conservation area; that he is not in favor of dredging the area inasmuch as the waters of Sutherland Bayou would require continual maintenance; and that no mangroves had been removed to create the location of the proposed dock.

Following discussion, Mr. Davis suggested that if the Board prefers a substantially different type of dock for the site, the application be denied without prejudice.

Commissioner Seel moved, seconded by Commissioner Todd, that the application be denied without prejudice.

Commissioner Latvala stated that it should be noted for the record that there is not much reason for denial based on staff's recommendation.

Commissioner Seel expressed disagreement with Items 1, 6 and 7 of staff's negative Findings of Fact, and read those items into the record.

Upon call for the vote, the motion carried unanimously.

#61 COUNTY ADMINISTRATOR REPORTS

Interim County Administrator D. Gay Lancaster indicated that there are no County Administrator Reports to be presented this date.

#62 APPOINTMENTS OF DALE KLEINE AND JOHN MASCOLL TO THE PINELLAS COUNTY ARTS COUNCIL FOR TWO AND THREE-YEAR TERMS, RESPECTIVELY - APPROVED

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Commissioner Todd moved, seconded by Commissioner Seel, that the appointments of Dale Kleine and John Mascoll to the Pinellas County Arts Council for two and three-year terms, respectively, be approved.

Upon call for the vote, the motion carried unanimously.

#63a COMMISSIONER WELCH RE FRED E. MARQUIS PINELLAS TRAIL CELEBRATION

Commissioner Welch commended all County staff who participated in the Fred E. Marquis Pinellas Trail celebration during the first weekend in December 2000.

#63b COMMISSIONER TODD RE ANNEXATION SERVICE AREAS AND SUTHERLAND BAYOU MAINTENANCE

Commissioner Todd requested that Planning Director Brian K. Smith provide information to affected residents clarifying the content of an ordinance relating to service areas for annexation; and upon her query, Interim County Administrator D. Gay Lancaster related that the Director of Environmental Management had advised that the County is not obligated to provide maintenance dredging for Sutherland Bayou; whereupon, Commissioner Todd suggested that the affected residents be informed of the assessment process in that regard.

#63c COMMISSIONER SEEL RE FLORIDA SCENIC HIGHWAY PROGRAM AND SUPER BOWL SAND CASTLE

Commissioner Seel distributed information pertaining to the Florida Scenic Highway program; and upon her request, Commissioner Todd moved, seconded by Commissioner Welch, that she be authorized to send a Letter of Intent to the Florida

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Department of Transportation with regard to designating the Courtney Campbell Causeway as a Florida Scenic Highway; and no objections were noted.

Commissioner Seel expressed concern with regard to utilizing Tourist Development Tax monies to fund the construction of a sand castle during the Super Bowl time period.

#63d COMMISSIONER HARRIS OFFERS CONSUMER TIP

Commissioner Harris offered a consumer tip re charitable solicitations.

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Upon direction of the Vice-Chairman, there being no objection, the meeting was adjourned at 2:49 P.M.

Vice-Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

By: _____
Deputy Clerk