

Clearwater, Florida, December 19, 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 6:32 P.M. on this date with the following members present: Robert B. Stewart, Chairman; Calvin D. Harris, Vice-Chairman; Karen Williams Seel; Susan Latvala; John Morrioni; and Kenneth T. Welch.

Absent: Barbara Sheen Todd.

Also present: Susan H. Churuti, County Attorney; D. Gay Lancaster, Interim County Administrator; C. R. Short, Chief Deputy Clerk; and MaryAnn Penhale, Board Reporter.

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

A G E N D A

INVOCATION

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

PRESENTATIONS & AWARDS

A. CITIZENS TO BE HEARD

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

B. CONSENT AGENDA

CLERK OF CIRCUIT COURT

1. Approval of Minutes - None.
2. Reports:
 - a. Dock Fee Report for the Month of November 2000.
 - b. Appraisal Report of 64.95 Acre Waterfront Residential Development Site Located at the Southwest Corner of Curlew Place and Bay Street, Tarpon Springs, Prepared by Tod Marr and Associates.
 - c. Appraisal Report of 64.35 Acre Tract of Land Located at the Southwest Corner of Curlew Place and Carlton Road, Tarpon Springs, Prepared by Colliers Arnold Valuation Advisory Services.

3. Other Approvals:
 - a. General:
 1. Recommendation that the Board of County Commissioners Approve the Qualifying Papers for Robert G. McEwen, Daniel R. Madura and Bill Ripley, Pinellas Suncoast Fire and Rescue Districts Board of Fire Commissioners.
 2. Recommendation that the Board of County Commissioners Approve and Authorize the Execution of a Finders Agreement with International Equity Research Corporation to Recover Funds Stated Belonging to the County.
 3. Recommendation that the Board of County Commissioners Authorize an Additional \$100.00 in Petty Cash Funds for the Airport Operations Department.
 - b. Satisfactions of Judgments and Liens.
4. Miscellaneous Items to be Received for Filing:
 - a. City of St. Petersburg Ordinance No. 450-G, Annexing an 83 Acre Tract (MOL) Owned by Florida Power Corporation.
 - b. City of Safety Harbor Notice of Proposed Annexation Regarding Ordinance 2000-32, Public Hearing to be Held December 18, 2000.
 - c. City of Largo Notice of Annexation and Other Hearings to be Held December 19, 2000 Regarding Ordinances Nos. 2001-07, 2001-11 and 2001-13 through 2001-16, Annexing Certain Property.
 - d. City of Seminole Notices of Public Hearings to be Held December 12, 2000 Regarding Ordinances Nos. 44-2000 through 46-2000, Annexing Certain Property.

COUNTY ADMINISTRATOR

Budget and Finance

5. Budget Amendment: No. 63.

Public Works

6. Approval of Subdivision Plats and Related Items.

Utilities

7. Approval of Award of Bids:
 - a. Water and Wastewater Treating Chemicals (COOP).

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- b. Office Paper Recycling Program - Collection, Processing and Marketing, 2000/2002.
 - c. Modifications to the North Booster Pumping Station.
8. Approval of Release of Sewer, Water and Reclaimed Water Liens.

General

9. Approval of Award of Bids:
- a. Ground Maintenance, Facility Management.
 - b. Hazmat Suits, Boot Covers, Gloves.
 - c. Vehicles - Heavy Equipment, 2000/2001.
10. Approval of Release of Liens (Housing):
- a. Jamie Viera.
 - b. George S. Sorelle and Gretchen T. Sorelle.
11. Approval of Satisfaction of Mortgages (Housing):
- a. Frank P. Summers and Shirley E. Summers.
 - b. Largo Area Housing Development Corporation.

C. REGULAR AGENDA

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

COUNTY ADMINISTRATOR

Public Works

13. Approval of Change Order No. 3 (Final) - Construction of East Lake Road Traffic Operations Improvements.
14. Approval to Execute Amendment No. 2 to the Agreement for the Highway Roadway Management Inventory System Development.
15. Approval to Execute Interlocal Agreement with the City of Tarpon Springs - Utility Relocation on Klosterman Road, Carlton Road to U.S. 19.

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16. Approval of Acquisition of a Perpetual Roadway Easement, Lot 10, Block J, Parcel Numbers 30 and 77 for the Klosterman Road Project (Alternate U.S. 19 North to U.S. 19 North) in the Dixie Park Subdivision.

Utilities

17. Approval of Change Order No. 1 (Final) - Logan Station HVAC Renovation.
18. Approval of Letter Agreement with Florida Power Corporation.
19. Approval of Amendment No. 1 to the Engineering Agreement for Consulting Services for the North County Reclaimed Water Master Plan.
20. Approval of Amendment No. 1 to the Agreement for Consultant Services for Pinellas County Water Quality Study and Analysis.
21. Approval of Amendment No. 2 to the Agreement for Environmental and Civil Engineering Services for Lake Tarpon Basin Management Plan.
22. Approval of Change No. 2 to the Agreement with Albert Roller for Professional Land Management Services.
23. Approval of Supplement No. 5 to the Engineering Agreement for Consulting Services for the North County/East Lake Sewer Service Area Modifications.

General

24. Approval of Purchase Authorization - Twelve Vehicles per Florida Sheriffs Association and Florida Association of Counties Contract.
25. Approval of Purchase Authorization - Vehicles and Light Trucks.
26. Approval of Lease with Dimmitt Car Leasing, Inc.
27. Approval of Second Amendment to the Office Lease with Clearwater-Garden Tower Operating Associations, Limited Partnership.
28. Approval of Clearwater Centre Lease Agreement.
29. Approval of Community Development Block Grant Contractor Agreement between the City of Clearwater and the Pinellas County Department of Social Services.
30. Approval of Release of Pinellas County Department of Social Services Indigent Program Liens.

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31. Approval of Service Funding Agreement between Operation PAR, Inc. and Pinellas County.
32. Approval of Service Funding Agreement between Pinellas County and Family Resources, Inc.
33. Adoption of the 2001 Legislative Program.
34. Approval of the Transmittal of Flood Mitigation Assistance Program Agreement.
35. Adoption of a Resolution Supplementing the FY01 General Fund Budget - Sheriff's Law Enforcement Trust Fund.
36. Adoption of a Resolution Supplementing the FY01 Sheriff's General Fund Budget - Law Enforcement Trust Fund.
37. Adoption of a Resolution Supplementing the FY01 Sheriff's General Fund Budget - Local Law Enforcement Block Grant.
38. Approval of the Spring Training Baseball Facility Interlocal Agreement with the City of Clearwater.
39. Approval of the Spring Training Baseball Facility Interlocal Agreement with the City of Dunedin.
40. Adoption of the Resolution in Support of the Epicenter Project.
41. Other Administrative Matters.

CLERK OF CIRCUIT COURT

42. Approval of Vouchers and Bills:
 - a. Weekly Vouchers and Bills.
 - b. Requisition of Payment and Certificate to the Solid Waste Disposal and Resource Recovery System Construction Trust Account:
 1. Payment Order No. C-0219 in the Amount of \$257,694.00 to Wheelabrator Pinellas, Inc.
 2. Payment Order No. C-0220 in the Amount of \$14,430.99 to HDR Engineering, Inc.

COUNTY ATTORNEY

43. Authority for County Attorney to Defend:
 - a. Associates Financial Services of America, Inc. v. Lucile Reynolds, et al - Circuit Civil Case No. 00-8391-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Judgments for Fine and Costs.

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- b. First National Acceptance Company v. William E. Reid, Sr., et al. - Circuit Civil Case No. 00-8475-CI-21 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Judgment for Fine and Costs.
 - c. Southtrust Bank, etc. v. James Tresh, etc., et al - Circuit Civil Case No. 00-8394-CI-20 - Mortgage Foreclosure Involving a Community Development Rental Property Improvement Program Agreement.
 - d. U.S. Bank National Assoc., etc. v. Mark J. Sadowski, et al - Circuit Civil Case No. 00-8472-CI-7 - Mortgage Foreclosure Involving a Notice of Lien for Sewer, Water or Reclaimed Water Services.
 - e. First Union Mortgage Corp. v. George P. Polomchak, etc., et al - Circuit Civil Case No. 00-8447-CI-21 - Mortgage Foreclosure Involving a Community Development Mortgage.
 - f. Midfirst Bank v. Tyrone Cater, Sr., et al - Circuit Civil Case No. 00-8565-CI-7 - Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs and a Judgment for Fine and Costs.
44. Approval of Public Official Bonds for:
- a. Karleen F. De Blaker.
 - b. Everett S. Rice.
 - c. Diane Nelson.
 - d. Jim Smith.
45. Approval of Contract for Removal and Storage of Evidence and Property Backlog for the City of Gulfport.
46. Approval of Special Counsel Contract with Barker, Rodems and Cook for Workers= Compensation Matters.
47. Approval of Invoice from Special Counsel Miller and Van Eaton, P.L.L.C., Relating to Cable Television Issues.
48. Approval of Grant-in-Aid Parent Facilitator Program.
49. Adoption of Sidewalk Maintenance Resolution.
50. Consideration and Approval of Settlement in Katherine Ann Creamer, as Personal Representative of the Estate of Mary Katherine Creamer, a/k/a Mary Katherine Shackton Creamer, Deceased, and on Behalf of the Survivor, Katherine Ann Creamer, Individually v. Monterio Sampson and Everett S. Rice, Sheriff of Pinellas County Sheriff's Department - Case No. 95-005898-CI-007.

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51. Miscellaneous.

ECONOMIC DEVELOPMENT AUTHORITY

52. Approval of Lease Agreement with the Utilities Operations Department at the STAR Center.

EMERGENCY MEDICAL SERVICES AUTHORITY

53. Approval of Award of Proposal - Medical Direction Services, Final Negotiated Contract.

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.

SCHEDULED PUBLIC HEARINGS - BCC

54. Planning and Zoning Applications Heard by the Examiner:
- a. Z-3-11-00
Application of Michael G. Wilfer for a Change of Zoning from R-4, One, Two or Three Family Residential to C-3, Commercial, Wholesale, Warehousing and Industrial Support on Approximately 0.31 Acre Located on the West Side of Betty Lane (a/k/a: Adams Avenue) North of Lakeview Avenue.
 - b. Z-4-11-00
Application of John M. and Vicki D. Williams through Scott Torrie, Representative, for a Change of Zoning from A-E, Agricultural Estate Residential to RPD-0.5, Residential Planned Development on Approximately 0.74 Acre Located on the East Side of Old East Lake Road, 300 Feet Northwest of the Intersection of Kensington Trace and Richmond Close.
 - c. Z-2-11-00
Application of Georgia V. Malpartida through Edgar Malpartida, Representative, for a Change of Zoning from P-1, General Professional Office to CP-1, Commercial Parkway and a Variance to Allow Construction on a Lot Having Approximately 0.53 Acre Located on the North Side of Tampa Road, 600 Feet West of U.S. 19.
 - d. Z/LU-3-9-00
Application of Frank K. Beekman, Jr., Harold R. Becker, Marybea I. Drury, Durolien Attilus, Richard and Ruthanna Lovely, Xia and Lue Xiong and Khu Xiong through Harry S. Cline, Macfarlane, Ferguson and McMullen, Representative, for a Change of Zoning from C-1, Neighborhood Commercial and R-4, One, Two or Three Family Residential to C-1,

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Neighborhood Commercial and a Change of Land Use from Commercial Neighborhood and Residential Urban to Commercial Neighborhood and a Developers Agreement to Limit Use of the Property for a Drug Store on Approximately 1.792 Acres at the Southwest Corner of Roosevelt Boulevard and 58th Street North.

- e. Z/LU-5-11-00
Application of Central Suburban, Inc. through Vincent Corbitt, Land Precision Corporation, Representative, for a Change of Zoning from A-E, Agricultural Estate Residential to R-3, Single Family Residential and PC-Preservation/Conservation and a Change of Land Use from Residential Low to Preservation (8.33 Acres) Approximately 18.25 Acres Located on the South Side of Klosterman Road, Approximately 95 Feet West of Cardinal Trace.

- f. Z/LU-6-11-00
Application of Gregory V. and Kathleen Hollstrom through Housh Ghovae, Northside Engineering Services, Inc., Representative, for a Change of Zoning from R-3, Single Family Residential to P-1A, Limited Office and a Change of Land Use from Residential Low to Residential Office Limited on Approximately 0.183 Acre Located on the South Side of 115th Avenue North, 125 Feet West of Seminole Boulevard (street address: 10706 115th Avenue North).

- g. Z/LU-1-11-00
Application of Basken Meat, Inc. through Sean D.K. Scott, Esq., Law Office of Sean D.K. Scott, Representative, for a Change of Zoning from R-4, One, Two or Three Family Residential to C-1, Neighborhood Commercial and Change of Land Use from Residential Low to Commercial Neighborhood on Approximately 0.34 Acre Located at the Southeast Corner of 119th Street and Oak Street (street address: 2335 119th Street North).

- h. Z/LU-1-6-00
Application of Bay Pines Evangelical Lutheran Church through Don Mastry or Stephen Chumbris, One Progress Plaza and Mark Gravley, Metro Group, Representative, for a Change of Zoning from R-3, Single Family Residential to C-2, General Retail Commercial and Limited Services and a Change of Land Use from Institutional & Residential Low to Commercial General and a Developers Agreement to Limit Use of the Property for a Drug Store on Approximately 3.13 Acres Located at the Southwest Corner of 113th Street and Park Boulevard (street address: 7589 113th Lane and 11380 78th Avenue North).

D. COUNTY ADMINISTRATOR REPORTS

55. None.

E. COUNTY COMMISSION

56. Approval of Appointments to Various Boards and Committees.

57. Approval of Re-Appointment to the Personnel Board.

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- 58. Approval of Appointment to the Area Agency on Aging.
- 59. Miscellaneous.

ADJOURNMENT

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CHECKS FROM PINELLAS CHAPTER FLORIDA NATIVE PLANT SOCIETY AND ST. PETERSBURG AUDUBON SOCIETY PRESENTED TO PINELLAS COUNTY ENVIRONMENTAL FOUNDATION

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Dr. Bruce Ackerman, President, St. Petersburg Audubon Society presented a check in the amount of \$1,500.00 to the Pinellas County Environmental Foundation; and indicated that an additional \$1,000.00 will be forthcoming; and Bruce Turley, Pinellas Chapter Florida Native Plant Society, presented a check in the amount of \$1,350.00 to the Foundation.

Mr. Turley indicated that Commissioner Latvala had made a contribution in the amount of \$1,000.00. Commissioner Latvala related that the donation was made from unused campaign funds.

PINELLAS COUNTY RECEIVES SUSTAINABILITY AWARD FROM STATE OF FLORIDA

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Chairman Stewart related that Pinellas County had received the Sustainability Award from the State of Florida; and Planning Director Brian K. Smith presented an overview of the award and Pinellas County's accomplishments.

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SHALLOW WELL PROGRAM UPDATE

Director of Utilities Pick Talley presented an update regarding the shallow well program and indicated that a kickoff for the program will be forthcoming in January.

CITIZENS TO BE HEARD

John L. Skolte, 2351 Coral Way, Largo, expressed his concerns regarding an annexation requirement from the City of Dunedin.

Russell Ochs, 11128 117th Way North, Largo, submitted a petition with approximately 1,000 signatures requesting development of a dog park in Pinellas County.

CONSENT AGENDA ITEMS NOS. 1 THROUGH 11 WITH THE EXCEPTION OF ITEM NO. 6e - APPROVED; SEE AGENDA ITEM NO. 12 "ITEMS FOR DISCUSSION FROM CONSENT AGENDA (COUNTY ADMINISTRATOR AND CLERK OF CIRCUIT COURT)"

Upon presentation by Chairman Stewart, Commissioner Seel moved, seconded by Commissioner Welch and carried, that the Consent Agenda, consisting of items Nos. 1 through 11, be approved as follows with the exception of Item No. 6e (see agenda Item No. 12, "Items for Discussion from Consent Agenda [County Administrator and Clerk of Circuit Court]"):

1 APPROVAL OF MINUTES - NONE

2 REPORTS RECEIVED FOR FILING

a. Dock Fee Report for Month of November 2000.

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- b. Appraisal of 64.95-acre Waterfront Residential Development Site, located along the Southwest Corner of Curlew Place and Bay Street, Tarpon Springs, prepared by Tod Marr & Associates.
- c. Appraisal of 64.35-acre Tract of Land, located at the Southwest Corner of Curlew Place and Carlton Road, Tarpon Springs, prepared by Colliers Arnold Valuation Advisory Services.

3 OTHER APPROVALS

- a. General
 - (1) Public Official Bonds for Robert G. McEwen, Daniel R. Madura and Bill Ripley, Pinellas Suncoast Fire and Rescue District's Board of Fire Commissioners.
 - (2) Authorization for execution of Finders Agreement with International Equity Research Corp. to recover funds statedly belonging to the County.
 - (3) Authorization for an additional \$100.00 in petty cash funds for the Airport Operations Department.
- b. Satisfactions of Judgements and Liens
 - (1) Satisfactions of various paving and street lighting assessment liens which have been paid in full.

4 MISCELLANEOUS ITEMS RECEIVED

- a. City of St. Petersburg Ordinance No. 450-G, annexing 83-acre tract (mol) owned by Florida Power Corporation.

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- b. City of Safety Harbor Notice of Proposed Annexation re Ordinance No. 2000-32; public hearing to be held December 18, 2000.
- c. City of Largo Notice of Annexation and Other Hearings to be held December 19, 2000 re Ordinances Nos. 2001-07, 2001-11 and 2001-13 through 2001-16, annexing certain property.
- d. City of Seminole Notices of Public Hearings to be held December 12, 2000 re Ordinances Nos. 44-2000 through 46-2000, annexing certain property.

5 BUDGET AMENDMENT NO. 63

Copy of Budget Amendment No. 63 was filed and made a part of the minutes.

6 SUBDIVISION PLATS AND RELATED ITEMS

- a. Network Engineering
 - 1. Release of Letter of Credit No. SM414213C in the amount of \$15,437.00 to A and E Design Construction, Inc., 13900 Lake Pointe Drive, Clearwater, FL 33762, Attention: Mr. Joe Irwin.
- b. Plantation Gardens
 - 1. Maintenance Bond No. 11127442413 accepted in the amount of \$33,204.00.

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2. Release of Completion Bond No. 11141687712 in the amount of \$166,020.00 to R. J. Bunbury Company, Inc., 14202 62nd Street North, Clearwater, FL 33760.
- c. Fisher Land Holdings
 1. Plat approved.
 - d. Stonebridge Park at Boot Ranch
 1. Plat approved.
 2. Sidewalk Guarantee accepted for recording.
 - e. Phillips Way Drainage
 1. Drainage Easement accepted for recording.
 - f. Thunder Marine
 1. Conservation Easement accepted for recording.
 - g. Clearwater Central Catholic High School
 1. Conservation Easement accepted for recording.

7 AWARD OF BIDS

- a. Bids of Allied Universal Corp. for groups 1 and 2; and HCI Industrial Chemical for groups 3 and 4; for water and wastewater treating chemicals for an annual estimated expenditure in the amount of \$260,000.00 (Cooperative Bid No. 001-0070-B, Pinellas County's annual estimated expenditure not to exceed \$190,000.00).
- b. Bid of A-1 Paper Recycling for office paper recycling program - collection, processing and marketing 2000/2002 for a 24-

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month estimated expenditure not to exceed \$28,800.00 (Bid No. 990-1154-B).

- c. Bid of Wharton-Smith, Inc. for modifications to north booster pumping station for an estimated total expenditure in the amount of \$5,577,000.00 (Bid No. 001-0067-C).

8 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 19, 2000, copies of which have been filed and made a part of the record.

9 AWARD OF BIDS

- a. Bid of L. E. Azer for ground maintenance, Facility Management for an amount of \$120,920.00 (Bid No. 001-0058-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 Safety Equipment Company for hazmat suits, boot covers, gloves (warehouse only) for a total expenditure not to exceed \$26,212.51 (Bid No. 001-0153-B).
- c. Bids of Landig Tractor for item 1; M. D. Moody & Sons for item 2; Acme Dynamics for item 3; Ringhaver for item 4; Nortrax Equipment Company for items 5 and 6; and ASAP Equipment Rental and Sales for item 7; for vehicles: heavy equipment 2000/2001, for a total expenditure not to exceed \$387,930.10 (Bid No. 001-0077-B).

#10 RELEASES OF LIEN (HOUSING)

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- a. Jamie Viera
- b. George S. Sorelle and Gretchen T. Sorelle

#11 SATISFACTIONS OF MORTGAGE (HOUSING)

- a. Frank P. Summers and Shirley E. Summers
- b. Largo Area Housing Development Corporation

#12 ITEMS FOR DISCUSSION FROM CONSENT AGENDA (COUNTY ADMINISTRATOR AND CLERK OF THE CIRCUIT COURT) - ITEM NO. 6e - APPROVED

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Commissioner Latvala recused herself from voting on item No. 6e of the Consent Agenda, and in accordance with the provisions of the Standards of Conduct Law, she submitted a Memorandum of Voting Conflict, which has been filed and made a part of the record.

Commissioner Seel moved, seconded by Commissioner Welch, that item No. 6e be approved. Upon call for the vote, the motion carried 5 to 0 with Commissioner Latvala abstaining.

#13 CONTRACT NO. 922045 WITH R. E. PURCELL CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF EAST LAKE ROAD TRAFFIC OPERATIONS IMPROVEMENTS ACCEPTED AS COMPLETE (BID NO. 989-0597-C); CHANGE ORDER NO. 3 (FINAL) - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended that Contract No. 922045 with R. E. Purcell Construction Company, Inc. for construction of East Lake Road traffic operations improvements be accepted as complete as of July 7, 2000, and further recommended that Change Order No. 3 (Final), decreasing the contract by \$72,256.63 (final total contract, \$2,102,475.20) be approved.

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

#14 AMENDMENT NO. 2 TO AGREEMENT WITH PBS&J FOR CONSULTANT SERVICES FOR HIGHWAY DEPARTMENT ROADWAY MANAGEMENT/INVENTORY SYSTEM PROJECT (CONTRACT NO. 989-0055-A) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of Amendment No. 2 to the agreement with PBS&J for consultant services for the Highway Department Roadway Management/Inventory System Project, increasing the agreement by \$49,945.00, for a new total agreement amount of \$669,284.00.

Director of Public Works J. Keith Wicks reviewed the development of the integrated inventory system and in response to query by Commissioner Seel, confirmed that the data information is transferrable to the Oracle system.

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

#15 JOINT PROJECT AGREEMENT FOR UTILITY INSTALLATION BY ROADWAY CONTRACTOR WITH CITY OF TARPON SPRINGS FOR KLOSTERMAN ROAD, FROM CARLTON ROAD TO U.S. 19 (PID NO. 920515) - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Joint Project Agreement for Utility Installation by Roadway Contractor with the City of Tarpon Springs for Klosterman Road, from Carlton Road to U.S. 19.

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

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- #16 AGREEMENT WITH VERIZON FLORIDA, INC. FOR ACQUISITION OF PERPETUAL ROADWAY EASEMENT ON LOT 10, BLOCK J, PARCELS NOS. 30 AND 77, DIXIE PARK SUBDIVISION (PROPERTY ADDRESS: 161 KLOSTERMAN ROAD, CLEARWATER) FOR THE KLOSTERMAN ROAD PROJECT, ALTERNATE U.S. 19 NORTH TO U. S. 19 NORTH (PID NO. 920515) - APPROVED FOR EXECUTION WITH AUTHORIZATION FOR ISSUANCE OF NECESSARY CHECK

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Interim County Administrator D. Gay Lancaster recommended approval of an agreement with Verizon Florida, Inc. for acquisition of a perpetual roadway easement on Lot 10, Block J, Parcels Nos. 30 and 77, Dixie Park Subdivision (property address: 161 Klosterman Road, Clearwater) 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 \$48,185.00 in payment thereof.

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

- #17 CONTRACT NO. 635-041-416-0814 WITH AIR MECHANICAL & SERVICE CORPORATION FOR LOGAN STATION HVAC RENOVATION ACCEPTED AS COMPLETE (BID NO. 990-0126-C); CHANGE ORDER NO.1 (FINAL) - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended that Contract No. 635-041-416-0814 with Air Mechanical & Service Corporation for Logan Station HVAC renovation be accepted as complete, and further recommended that Change Order No. 1 (Final), increasing the contract by \$44,162.99 (final total contract, \$757,162.99) and granting a contract extension of 60 consecutive calendar days be approved.

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

#18 LETTER AGREEMENT WITH FLORIDA POWER CORPORATION - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a Letter Agreement with Florida Power Corporation to provide for avoidance of penalties during the construction phase of the rehabilitation of the waste-to-energy facility.

In accordance with the provisions of the Standards of Conduct Law, Commissioner Welch submitted a Memorandum of Voting Conflict, which has been filed and made a part of the record.

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

Responding to queries by the members, Director of Utilities Pick Talley reviewed the language of the agreement and indicated that there is no penalty for Wheelabrator, Inc. should they fail to perform.

Upon call for the vote, the motion carried 5 to 0, with Commissioner Welch abstaining.

#19 AMENDMENT NO. 1 TO ENGINEERING AGREEMENT WITH CAMP DRESSER & McKEE, INC. (CDM) FOR CONSULTING SERVICES FOR NORTH COUNTY RECLAIMED WATER MASTER PLAN, PROJECT NO. 761-710711-1230 - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of Amendment No. 1 to the Engineering Agreement with Camp Dresser & McKee, Inc. (CDM) for consulting services for the North County Reclaimed Water Master Plan, increasing the contract in the amount of \$26,847.00 for a revised contract amount of \$180,687.00.

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

#20 AMENDMENT NO. 1 TO AGREEMENT WITH JONES, EDMUNDS & ASSOCIATES, INC. FOR CONSULTANT SERVICES FOR PINELLAS COUNTY WATER QUALITY STUDY AND ANALYSIS - APPROVED AS AMENDED

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Interim County Administrator D. Gay Lancaster recommended approval of Amendment No. 1 to the Agreement with Jones, Edmunds & Associates, Inc. for Consultant Services for Pinellas County Water Quality Study and Analysis, increasing the contract in the amount of \$1,177,095.00 for a total agreement amount of \$1,318,195.00.

Director of Utilities Pick Talley displayed Tampa Bay Water's master plan, and presented graphs depicting the proposed chemical injection points and the total cost of the projects, and explained the need for the amendment.

Commissioner Seel moved that the first phase of the amendment, with a total dollar amount of \$560,248.00, be approved, seconded by Commissioner Morroni and carried. Upon call for the vote, the motion carried unanimously.

Commissioner Latvala moved, seconded by Commissioner Welch, that the second and third phases of the amendment be approved. Upon call for the vote, the motion failed 4-2, with Commissioners Stewart, Harris, Seel and Morroni casting the dissenting votes.

Commissioner Seel moved that the second phase of the amendment be tabled; whereupon, in response to query by the Chairman, County Attorney Susan H. Churuti advised that the matter can be brought back before the Board at any time; and the motion died for lack of a second.

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At this time, 7:58 P.M., Commissioner Latvala left the meeting.

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#21 AMENDMENT NO. 2 TO AGREEMENT WITH PBS&J FOR ENVIRONMENTAL AND CIVIL ENGINEERING SERVICES FOR LAKE TARPON BASIN MANAGEMENT PLAN - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of Amendment No. 2 to an agreement with PBS&J for environmental and civil engineering services for the Lake Tarpon Basin Management Plan in the amount of \$150,000.00, for a revised contract amount of \$610,912.00.

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

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At this time, 8:01 P.M., Commissioner Latvala returned to the meeting.

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#22 CHANGE ORDER NO. 2 TO AGREEMENT WITH ALBERT E. ROLLER FOR PROFESSIONAL LAND MANAGEMENT SERVICES AT CROSS BAR AND AL-BAR RANCHES (BID NO. 978-0090-P) - APPROVED FOR EXECUTION

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Interim County Administrator D. Gay Lancaster recommended approval of Change Order No. 2 to the Agreement with Albert E. Roller for professional land management services at Cross Bar and AL-BAR Ranches, in an amount not to exceed \$294,928.00.

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Following discussion and a review of the agreement by Director of Utilities Pick Talley, Commissioner Welch moved, seconded by Commissioner Seel and carried, that the recommendation of the Interim County Administrator be approved.

#23 FIFTH SUPPLEMENTAL ENGINEERING AGREEMENT WITH PARSONS ENGINEERING SCIENCE, INC. FOR CONSULTING SERVICES FOR NORTH COUNTY/EAST LAKE SEWER SERVICE AREA MODIFICATIONS, PROJECT NO. 653-699010-0786 - APPROVED AS AMENDED

—

Interim County Administrator D. Gay Lancaster recommended approval of a Fifth Supplemental Engineering Agreement with Parsons Engineering Science, Inc. for consulting and engineering services for North County/East Lake sewer service area modifications in the amount of \$31,900.00, for a revised total contract amount of \$1,423,720.00.

Following discussion, Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the agreement be approved without the modification of the existing entrance sign.

#24 AUTHORIZATION GRANTED TO PURCHASE 12 VEHICLES FROM DUVAL FORD, GARBER CHEVROLET, AND KAISER PONTIAC BUICK GMC PER FLORIDA SHERIFFS ASSOCIATION AND FLORIDA ASSOCIATION OF COUNTIES CONTRACT NO. 00-080-0905 (BID NO. 001-0285-B)

—

Interim County Administrator D. Gay Lancaster recommended that authorization be granted to purchase five 2001 Ford SD F350 Trucks, one 2001 Ford E-250 Utility Cargo Van, one 2001 Ford Crown Victoria, and one 2001 Ford Taurus from Duval Ford; one 2001 Chevrolet Suburban 1500 from Garber Chevrolet; and three 2001 GMC Safari Mini Vans from Kaiser Pontiac Buick, GMC, with pricing, terms and conditions per Florida Sheriffs Association and Florida Association of Counties Contract No. 00-080-0905, for an expenditure not to exceed \$279,812.00.

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

- #25 BIDS OF SHEENHAN PONTIAC GMC, ORVILLE BECKFORD FORD, AND DON REID FORD FOR VEHICLES AND LIGHT TRUCKS (BID NO. 001-0078-B) - ACCEPTED; BID OF DON REID FORD FOR ITEM 3 AND ALL BIDS FOR ITEM 6 - REJECTED
-

Legal notice having been published and publisher's affidavit filed with the Clerk, Interim County Administrator D. Gay Lancaster recommended that the bids of Sheenhan Pontiac GMC through the Sheriffs Association and Florida Association of Counties Contract No. 00-08-0905 for item 3; Orville Beckford Ford for items 1, 2, 4, 5, 7, 10, 11, and 12; and Don Reid Ford for items 13, 14, 15, 16, 17, 18, 19, and 20 be accepted for vehicles and light trucks for a total expenditure not to exceed \$677,431.00; and further recommended that the bid of Don Reid Ford for item 3 be rejected for not meeting specifications and all bids for item 6 be rejected as there is no funding for the unit.

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

- #26 LEASE AGREEMENT WITH DIMMITT CAR LEASING INC. FOR 47 PARKING SPACES - APPROVED FOR EXECUTION
-

-

Interim County Administrator D. Gay Lancaster recommended approval of a lease agreement with Dimmitt Car Leasing Inc. for 47 parking spaces located on a paved vacant lot lying east of Fort Harrison, west of Myrtle, and on the south side of Turner Street.

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

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#27 SECOND AMENDMENT TO OFFICE LEASE WITH CLEARWATER-GARDEN TOWER OPERATING ASSOCIATES, LIMITED PARTNERSHIP - APPROVED FOR EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of Second Amendment to Office Lease with Clearwater-Garden Tower Operating Associates, Limited Partnership for office space located at 600 Cleveland Street, Clearwater (Utilities Department).

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

#28 LEASE AGREEMENT WITH I & S ASSOCIATES LLC D/B/A/ PLAZA 300 ASSOCIATES LLC, CLEARWATER CENTRE - APPROVED FOR EXECUTION

Interim County Administrator D. Gay Lancaster recommended approval of a lease agreement with I & S Associates LLC d/b/a/ Plaza 300 Associates LLC for office space located in Clearwater Centre, 1100 Cleveland Street, Suite 800, Clearwater (Social Services).

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

#29 INTERLOCAL AGREEMENT WITH CITY OF CLEARWATER (COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACTOR AGREEMENT, SOCIAL SERVICES) - APPROVED FOR EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of an Interlocal Agreement with the City of Clearwater (Community Development Block Grant Contractor Agreement, Social Services).

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

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#30 RELEASES OF PINELLAS COUNTY DEPARTMENT OF SOCIAL SERVICES
INDIGENT PROGRAM LIENS - APPROVED

—

Interim County Administrator D. Gay Lancaster recommended approval of the releases of the Pinellas County Department of Social Services Indigent Program liens consistent with the schedule attached to the agenda memorandum dated December 19, 2000, a copy of which has been filed and made a part of the record.

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

#31 SERVICE FUNDING AGREEMENT WITH OPERATION PAR, INC. - APPROVED FOR
EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of a Service Funding Agreement with Operation PAR, Inc. in the amount of \$64,380.00 for fiscal year 2000-2001.

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

#32 SERVICE FUNDING AGREEMENT WITH FAMILY RESOURCES, INC. - APPROVED
FOR EXECUTION

—

Interim County Administrator D. Gay Lancaster recommended approval of a Service Funding Agreement with Family Resources, Inc. at a cost of \$65,000.00 for fiscal year 2000-2001.

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

#33 2001 STATE LEGISLATIVE PROGRAM - ADOPTED AS AMENDED

Interim County Administrator D. Gay Lancaster recommended approval of the 2001 State Legislative Program, a copy of which has been filed and made a part of the record.

Assistant County Administrator Elithia V. Stanfield presented highlights of the changes that have been made since the proposed program was originally presented.

Following discussion, Commissioner Morroni moved, seconded by Commissioner Harris, that the item "Traffic Infraction Detector," page 31, be removed from the program. Upon call for the vote, the motion failed 3 to 3 with Chairman Stewart and Commissioners Seel and Welch casting the dissenting votes.

Following further discussion, Commissioner Harris moved, seconded by Commissioner Latvala, that the item "Tourist Development Council," page 31, be removed from the program. Upon call for the vote, the motion carried unanimously.

Commissioner Morroni moved, seconded by Commissioner Seel and carried, that the 2001 State Legislative Program be adopted as amended.

#34 AUTHORIZATION GRANTED FOR CHAIRMAN TO SIGN AND TRANSMIT FLOOD MITIGATION ASSISTANCE PROJECT AGREEMENTS TO FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND FEDERAL EMERGENCY MANAGEMENT AGENCY

—

Interim County Administrator D. Gay Lancaster recommended that authorization be granted for the Chairman to sign and transmit two individual agreements between Pinellas County and Flood Mitigation Assistance Program grant recipients (Julie (Adams) Knutson, 315 Lagoon Drive, Palm Harbor and Roy Wilson, 1913 West Sutherland

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Drive, Palm Harbor) to the Florida Department of Community Affairs and the Federal Emergency Management Agency for retrofitting two single family homes.

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

#35 RESOLUTION NO. 00-265 ADOPTED SUPPLEMENTING FY2001 GENERAL FUND BUDGET TO APPROPRIATE EARMARKED RECEIPTS (LAW ENFORCEMENT TRUST FUND) FOR A PARTICULAR PURPOSE AS REQUESTED BY THE SHERIFF

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution supplementing the FY2001 General Fund Budget to appropriate earmarked receipts (Law Enforcement Trust Fund) for a particular purpose (D.A.R.E. tee shirts) as requested by the Sheriff.

Commissioner Harris moved, seconded by Commissioner Morroni, that Resolution No. 00-265 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#36 RESOLUTION NO. 00-266 ADOPTED SUPPLEMENTING FY2001 GENERAL FUND BUDGET TO APPROPRIATE EARMARKED RECEIPTS (LAW ENFORCEMENT TRUST FUND) FOR A PARTICULAR PURPOSE AS REQUESTED BY THE SHERIFF

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution supplementing the FY2001 General Fund Budget to appropriate earmarked receipts (Law Enforcement Trust Fund) for a particular purpose (Local Law Enforcement Block Grant) as requested by the Sheriff.

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Commissioner Harris moved, seconded by Commissioner Morroni, that Resolution No. 00-266 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#37 RESOLUTION NO. 00-267 ADOPTED SUPPLEMENTING FY2001 GENERAL FUND BUDGET TO APPROPRIATE EARMARKED RECEIPTS (LOCAL LAW ENFORCEMENT BLOCK GRANT) FOR A PARTICULAR PURPOSE AS REQUESTED BY THE SHERIFF

—

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution supplementing the FY2001 General Fund Budget to appropriate earmarked receipts (Local Law Enforcement Block Grant) for a particular purpose as requested by the Sheriff.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Resolution No. 00-267 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#38 INTERLOCAL AGREEMENT WITH CITY OF CLEARWATER RE COUNTY'S FINANCIAL COMMITMENT OF TOURIST DEVELOPMENT FUNDS TO SPRING TRAINING BASEBALL FACILITY - APPROVED FOR EXECUTION

-

Interim County Administrator D. Gay Lancaster recommended approval of an Interlocal Agreement with the City of Clearwater re the County's financial commitment

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of Tourist Development funds to the spring training baseball facility, as outlined in her agenda memorandum dated December 19, 2000.

Director of the Department of Management and Budget Mark Woodard presented an update of the agreement and in response to queries by the members, reviewed the financial obligations of the parties.

Responding to queries by the members, City of Clearwater General Services Administrator Keith Ashby reviewed the particulars of the contract and explained the site issues.

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

#39 INTERLOCAL AGREEMENT WITH CITY OF DUNEDIN RE COUNTY'S FINANCIAL COMMITMENT OF TOURIST DEVELOPMENT FUNDS TO SPRING TRAINING FACILITY - APPROVED FOR EXECUTION

-

Interim County Administrator D. Gay Lancaster recommended approval of an Interlocal Agreement with the City of Dunedin re the County's financial commitment of Tourist Development funds to the spring training facility, as outlined in her agenda memorandum dated December 19, 2000.

Director of the Department of Management and Budget Mark Woodard and City of Dunedin Director of Leisure Services Harry Gross reviewed the Agreement.

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

#40 RESOLUTION NO. 00-268 ADOPTED ESTABLISHING FINANCIAL COMMITMENT TO EPICENTER PROJECT

—

Interim County Administrator D. Gay Lancaster recommended adoption of a resolution providing the basis for committing \$8,000,000.00 to the Epicenter Project.

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Commissioner Harris moved, seconded by Commissioner Morroni, that Resolution No. 00-268 be adopted as recommended by the Interim County Administrator. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#41 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.@

* * * *

At this time, 9:10 P.M., Commissioner Welch left the meeting.

* * * *

#42a VOUCHERS APPROVED FOR PERIOD DECEMBER 11, 2000 THROUGH DECEMBER 15, 2000

Chief Deputy Clerk C. R. Short recommended approval of vouchers for the period of December 11, 2000 through December 15, 2000 as follows:

Imprest Fund Expenditures
Manual checks numbered 539573 through 539588
System checks numbered 556462 through 557591

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

#42b REQUISITIONS OF PAYMENT AND CERTIFICATE APPROVED FOR FORWARDING TO TRUSTEE RE GOODS AND SERVICES FOR SOLID WASTE RESOURCE

RECOVERY FACILITY

—
Chief Deputy Clerk C. R. Short recommended that the following Requisitions of Payment and Certificate re goods and services for Solid Waste Resource Recovery Facility be approved for forwarding to Trustee:

<u>Payment Order</u>	<u>Amount</u>
No. C-0219	\$257,694.00
No. C-0220	14,430.99

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

#43a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE ASSOCIATED FINANCIAL SERVICES OF AMERICA, INC. VERSUS LUCILE REYNOLDS, ET AL, CIRCUIT CIVIL CASE NO. 00-8391-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 Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re Associated Financial Services of America, Inc. versus Lucile Reynolds, et al, Circuit Civil Case No. 00-8391-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#43b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRST NATIONAL ACCEPTANCE COMPANY VERSUS WILLIAM E. REID, SR., ET AL, CIRCUIT CIVIL CASE NO. 00-8475-CI-21 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS AND FINE AND COSTS

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Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re First National Acceptance Company versus William E. Reid, Sr., et al, Circuit Civil Case No. 00-8475-CI-21 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#43c COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE SOUTHTRUST BANK, ETC. VERSUS JAMES TRESH, ETC., CIRCUIT CIVIL CASE NO. 00-8394-CI-20 - MORTGAGE FORECLOSURE INVOLVING A COMMUNITY DEVELOPMENT RENTAL PROPERTY IMPROVEMENT PROGRAM AGREEMENT

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re Southtrust Bank, etc. versus James Tresh, etc., Circuit Civil Case No. 00-8394-CI-20 - Mortgage Foreclosure Involving a Community Development Rental Property Improvement Program Agreement.

#43d COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE U.S. BANK NATIONAL ASSOC., ETC. VERSUS MARK J. SADOWSKI, ET AL, CIRCUIT CIVIL CASE NO. 00-8472-CI-7 - MORTGAGE FORECLOSURE INVOLVING A NOTICE OF LIEN FOR SEWER, WATER OR RECLAIMED WATER SERVICES

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re U.S. Bank National Assoc., etc. versus Mark J. Sadowski, et al, Circuit Civil Case No. 00-8472-CI-7 - Mortgage Foreclosure Involving a Notice of Lien for Sewer, Water or Reclaimed Water Services.

#43e COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRST UNION MORTGAGE CORP. VERSUS GEORGE POLOMCHAK, ETC., ET AL,

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CIRCUIT CIVIL CASE NO. 00-8447-CI-21 - MORTGAGE FORECLOSURE INVOLVING A COMMUNITY DEVELOPMENT MORTGAGE

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re First Union Mortgage Corp. versus George Polomchak, etc., et al, Circuit Civil Case No. 00-8447-CI-21 - Mortgage Foreclosure Involving a Community Development Mortgage.

#43f COUNTY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE MIDFIRST BANK VERSUS TYRONE CATER, SR., ET AL, CIRCUIT CIVIL CASE NO. 00-8565-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 Harris moved, seconded by Commissioner Seel and carried, that the County Attorney be authorized to defend the County's interest in the suit re Midfirst Bank versus Tyrone Cater, Sr., et al, Circuit Civil Case No. 00-8565-CI-7 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#44a PUBLIC OFFICIAL BOND FOR CLERK OF CIRCUIT COURT KARLEEN F. De BLAKER -APPROVED

—

County Attorney Susan H. Churuti recommended approval of a public official bond for Clerk of Circuit Court Karleen F. De Blaker in accordance with Section 137.04, Florida Statutes.

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

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#44b PUBLIC OFFICIAL BOND FOR SHERIFF EVERETT S. RICE - APPROVED

County Attorney Susan H. Churuti recommended approval of a Public Official Bond for Sheriff Everett S. Rice, in accordance with Section 137.04, Florida Statutes.

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

#44c PUBLIC OFFICIAL BOND FOR TAX COLLECTOR DIANE NELSON - APPROVED

County Attorney Susan H. Churuti recommended Approval of a Public Official Bond for Tax Collector Diane Nelson, in accordance with Section 137.04, Florida Statutes.

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

#44d PUBLIC OFFICIAL BOND FOR PROPERTY APPRAISER JIM SMITH - APPROVED

County Attorney Susan H. Churuti recommended approval of a Public Official Bond for Property Appraiser Jim Smith, in accordance with Section 137.04, Florida Statutes.

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

#45 AGREEMENT WITH G. CURT WILLOCKS, CHIEF OF POLICE, GULFPORT POLICE DEPARTMENT AND SHERIFF EVERETT S. RICE FOR REMOVAL AND STORAGE OF EVIDENCE AND PROPERTY BACKLOG FOR CITY OF GULFPORT - APPROVED FOR EXECUTION

—

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County Attorney Susan H. Churuti recommended approval of an agreement with G. Curt Willocks, Chief of Police, Gulfport Police Department and Sheriff Everett S. Rice for removal and storage of evidence and property backlog for the City of Gulfport.

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

#46 CONTRACT FOR LEGAL SERVICES WITH FIRM OF BARKER, RODEMS & COOK, P.A. FOR WORKERS' COMPENSATION MATTERS - APPROVED FOR EXECUTION

County Attorney Susan H. Churuti recommended approval of a Contract for Legal Services with the firm of Barker, Rodems & Cook, P.A. for workers' compensation matters.

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

#47 INVOICE FROM SPECIAL COUNSEL MILLER & VAN EATON, P.L.L.C. RELATING TO CABLE TELEVISION ISSUES - APPROVED WITH AUTHORIZATION FOR PAYMENT

—
County Attorney Susan H. Churuti recommended approval of an invoice from special counsel Miller & Van Eaton, P.L.L.C. relating to cable television issues with authorization for payment in the amount of \$975.00 for said invoice.

Following discussion and explanation by Chief Assistant County Attorney James L. Bennett, Commissioner Latvala moved, seconded by Commissioner Seel and carried, that the recommendation of the County Attorney be approved.

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#48 GRANT-IN-AID AGREEMENT WITH OFFICE OF THE STATE COURTS ADMINISTRATOR (OSCA) AND THE SIXTH JUDICIAL CIRCUIT FOR ESTABLISHMENT OF PARENT FACILITATOR PROGRAM AND GRANT-IN-AID RELEASE REQUEST - APPROVED FOR EXECUTION

-

County Attorney Susan H. Churuti recommended approval of a Grant-in-Aid Agreement with the Office of the State Courts Administrator (OSCA) and the Sixth Judicial Circuit for the establishment of a Parent Facilitator Program, together with a Grant-In-Aid Release Request.

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

#49 RESOLUTION NO. 00-269 ADOPTED CLARIFYING JURISDICTION OVER SIDEWALKS ADJACENT TO COUNTY ROADS

-

County Attorney Susan H. Churuti recommended adoption of a resolution clarifying jurisdiction over sidewalks adjacent to County roads.

Commissioner Latvala moved, seconded by Commissioner Morroni, that Resolution No. 00-269 be adopted as recommended. Upon roll call, the vote was:

Ayes: Stewart, Harris, Seel, Latvala and Morroni.

Nays: None.

Absent and not voting: Todd and Welch.

#50 AUTHORIZATION GRANTED FOR SETTLEMENT OF THE SUIT RE KATHERINE ANN CREAMER, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF MARY KATHERINE CREAMER, A/K/A MARY KATHERINE SHACKTON CREAMER, DECEASED, AND ON BEHALF OF THE SURVIVOR, KATHERINE ANN CREAMER, INDIVIDUALLY VERSUS MONTERIO SAMPSON AND EVERETT S. RICE, SHERIFF OF PINELLAS COUNTY SHERIFF'S DEPARTMENT, CIRCUIT CIVIL CASE NO. 95-005898-CI-007, DATE OF INCIDENT: 10/13/93, CLAIM NO. 93-34994

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County Attorney Susan H. Churuti recommended that authorization be granted for settlement of the suit re Katherine Ann Creamer, as Personal Representative of the Estate of Mary Katherine Creamer, a/k/a Mary Katherine Shackton Creamer, Deceased, and on behalf of the Survivor, Katherine Ann Creamer, Individually versus Monterio Sampson and Everett S. Rice, Sheriff of Pinellas County Sheriff's Department, Circuit Civil Case No. 95-005898-CI-007, date of incident: 10/13/93, Claim No. 93-34994, as outlined in her confidential memorandum to the Board dated December 19, 2000.

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

#51 COUNTY ATTORNEY MISCELLANEOUS - NONE

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

#52 LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A PINELLAS COUNTY ECONOMIC DEVELOPMENT AUTHORITY AND PINELLAS COUNTY UTILITIES OPERATIONS DEPARTMENT FOR TEMPORARY SPACE 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 Pinellas County Economic Development Authority, Interim County Administrator D. Gay Lancaster recommended approval of a lease agreement between the Pinellas County Industrial Development Authority d/b/a Pinellas County Economic Development Authority and the Pinellas County Utilities Operations Department for temporary space at the STAR Center.

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

#53 PROPOSAL OF EMERGENCY MEDICAL SERVICES GROUP, INC. ACCEPTED FOR MEDICAL DIRECTION SERVICES (PROPOSAL NO. 990-1155-P) - MEDICAL DIRECTION SERVICE AGREEMENT, FINAL NEGOTIATED CONTRACT BETWEEN PINELLAS COUNTY EMERGENCY MEDICAL SERVICES (EMS) AUTHORITY AND EMERGENCY MEDICAL SERVICES GROUP, INC. - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Emergency Medical Services (EMS) Authority, Interim County Administrator D. Gay Lancaster recommended that the proposal of Emergency Medical Services Group, Inc. be accepted to provide annual requirements of medical direction services for an estimated annual expenditure not to exceed \$1,070,932.00; and further recommended that the Chairman be authorized to sign the Medical Direction Service Agreement, final negotiated contract between Pinellas County Emergency Medical Services (EMS) Authority and Emergency Medical Services Group, Inc.

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

* * * *

At this time, 9:16 P.M., Commissioner Seel left the meeting.

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At this time, 9:17 P.M., Commissioner Welch returned to the meeting.

* * * *

#54a APPLICATION OF MICHAEL G. WILFER FOR A CHANGE OF ZONING FROM R-4 TO C-3 (Z-3-11-00) - APPROVED; RESOLUTION NO. 00-270 ADOPTED

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Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Michael G. Wilfer for a change of zoning from R-4 to C-3, re approximately 0.31 acre located on the west side of Betty Lane (a/k/a Adams Avenue), north of Lakeview Avenue (Z-3-11-00). 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 Board to be heard.

Interim County Administrator D. Gay Lancaster indicated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from R-4 to C-3 were filed and made a part of the record.

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

Commissioner Harris moved, seconded by Commissioner Morroni, that Resolution No. 00-270 be adopted approving zoning application Z-3-11-00. Upon roll call, the vote was:

Ayes: Stewart, Harris, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Todd and Seel.

#54b APPLICATION OF JOHN M. AND VICKI D. WILLIAMS THROUGH SCOTT TORRIE, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM A-E TO RPD-0.5 (Z-4-11-00) - APPROVED; RESOLUTION NO. 00-271 ADOPTED

—

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of John M. and Vicki D. Williams through Scott Torrie, Representative, for a change of zoning from A-E to RPD-0.5, re approximately 0.74 acre located on the east side of Old East Lake Road, 300 feet northwest of the intersection of

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Kensington Trace and Richmond Close (Z-4-11-00). Chief Deputy Clerk C. R. Short reported that one letter in favor of the application has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the change of zoning from A-E to RPD-0.5 were filed and made a part of the record.

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

Commissioner Morroni moved, seconded by Commissioner Latvala, that Resolution No. 00-271 be adopted approving zoning application Z-4-11-00. Upon roll call, the vote was:

Ayes: Stewart, Harris, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Todd and Seel.

#54c APPLICATION OF GEORGIA V. MALPARTIDA THROUGH EDGAR MALPARTIDA, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM P-1 TO CP-1 AND A VARIANCE (Z-2-11-00) - APPROVED; RESOLUTION NO. 00-272 ADOPTED

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Georgia V. Malpartida through Edgar Malpartida, Representative, for a change of zoning from P-1 to CP-1 and a variance to allow construction on a lot having 0.53 acre where one acre is required, re approximately 0.53 acre located on the north side of Tampa Road, 600 feet west of U.S. 19 (Z-2-11-00). 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 Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends approval of the application.

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

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

Commissioner Latvala moved, seconded by Commissioner Welch, that the variance be approved and that Resolution No. 00-272 be adopted approving zoning application Z-2-11-00. Upon roll call, the vote was:

Ayes: Stewart, Harris, Latvala, Morroni and Welch.

Nays: None.

Absent and not voting: Todd and Seel.

* * * *

At this time, 9:20 P.M., Commissioner Seel returned to the meeting.

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#54d APPLICATION OF FRANK K. BEEKMAN, JR., HAROLD R. BECKER, MARYBEA I. DRURY, DUROLIEN ATILUS, RICHARD AND RUTHANNA LOVELY, XIA AND LUE XIONG AND KHU XIONG THROUGH HARRY S. CLINE, MACFARLANE, FERGUSON AND McMULLEN, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM C-1 AND R-4 TO C-1 AND CHANGE IN LAND USE DESIGNATION FROM COMMERCIAL NEIGHBORHOOD AND RESIDENTIAL URBAN TO COMMERCIAL NEIGHBORHOOD AND A DEVELOPER'S AGREEMENT TO LIMIT USE OF THE PROPERTY FOR A DRUG STORE (Z/LU-3-9-00) (CONTINUED FROM MEETING OF OCTOBER 17, 2000) - APPROVED; RESOLUTION NO. 00-273 ADOPTED APPROVING ZONING APPLICATION; ORDINANCE NO. 00-101 ADOPTED APPROVING LAND USE APPLICATION SUBJECT TO REVIEW AND APPROVAL BY THE COUNTYWIDE PLANNING AUTHORITY; DEVELOPER'S AGREEMENT - APPROVED FOR EXECUTION AS AMENDED

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Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Frank K. Beekman, Jr., Harold R. Becker, Marybea I. Drury, Durolien Attilus, Richard and Ruthanna Lovely, Xia and Lue Xiong and Khu Xiong through Harry S. Cline, Macfarlane, Ferguson and McMullen, Representative, for a change of zoning from C-1 and R-4 to C-1 and for a change in land use designation from commercial neighborhood and residential urban to commercial neighborhood and a developer's agreement to limit use of the property for a drug store, re approximately 1.792 acres at the southwest corner of Roosevelt Boulevard and 58th Street North (Z/LU-3-9-00). Chief Deputy Clerk C. R. Short reported that one letter in favor of and one letter in opposition to the application have been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the requested change of zoning from C-1 and R-4 to C-1, and companion land use plan amendment from commercial neighborhood and residential urban to commercial neighborhood, and developer's agreement were filed and made a part of the record.

Director of Development Review Services Paul Cassel stated that the Board had approved the application with the stipulation that a developer's agreement be included; and that the application was sent back to the Examiner for rehearing and is now before the Board for approval. Referring to an aerial photograph and a zoning land use map, he pointed out the site and described surrounding uses in the area. He reviewed the details of the developer's agreement and distributed copies of an amendment requested by the applicant which provides that the site be developed with a retail pharmacy or similar indoor retail sales facility or professional office as permitted by the C-1 zoning.

Responding to queries by Commissioners Morroni and Harris, Mr. Cassel indicated that most of the neighborhood is in favor of the application and only one individual expressed concerns regarding the hours of operation; and that the amended language gives the applicant the flexibility to utilize the property for a pharmacy or other use permissible by C-1 zoning.

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Harry S. Cline, Esquire, Macfarlane Ferguson & McMullen, 625 Court Street, Clearwater, appeared and related that he represents the applicant; whereupon, he submitted a petition with 48 signatures in favor of or not opposed to a Walgreens Drug Store at the site.

In response to Chairman Stewart's call for persons in favor of the application, the following individuals appeared:

Ruthanna Lovely, 5833 157th Avenue, Clearwater
Gene Pettus, 157th Avenue, Clearwater
Willie Holston, YMCA

In response to Chairman Stewart's call for persons in opposition to the application, Keith Collins, 15673 58th Street North, Clearwater, appeared and stated his concerns.

Responding to query by Commissioners Seel and Welch, Mr. Cassel indicated that a bail bonds office would be permissible under the requested zoning but that an adult use establishment would not; that liquor sales would require a variance by the Board of Adjustment; and that traffic issues will be addressed during the site plan review.

In rebuttal and response to queries by the members, Attorney Cline stated that provision for the site being developed with other uses than the drug store is a necessity; and that a gas station or convenience store will not be permissible.

Following discussion, Commissioner Harris moved, seconded by Commissioner Seel, that the developer's agreement be approved as amended and that Resolution No. 00-273 be adopted approving the zoning application, and that Ordinance No. 00-101 be adopted approving the land use application, subject to review and approval by the Countywide Planning Authority (Z/LU-3-9-00). Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#54e APPLICATION OF CENTRAL SUBURBAN, INC. THROUGH VINCENT CORBITT, LAND PRECISION CORPORATION, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM A-E TO R-3 AND PC AND CHANGE IN LAND USE DESIGNATION

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FROM RESIDENTIAL LOW TO PRESERVATION (Z/LU-5-11-00) - APPROVED;
RESOLUTION NO. 00-274 ADOPTED APPROVING ZONING APPLICATION;
ORDINANCE NO. 00-102 ADOPTED APPROVING LAND USE APPLICATION
SUBJECT TO REVIEW AND APPROVAL BY THE COUNTYWIDE PLANNING
AUTHORITY

—

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Central Suburban, Inc. through Vincent Corbitt, Land Precision Corporation, Representative, for a change of zoning from A-E to R-3 and PC and for a change in land use designation from residential low to preservation (8.33 acres), re approximately 18.25 acres located on the south side of Klosterman Road, approximately 95 feet west of Cardinal Trace (Z/LU-5-11-00). Chief Deputy Clerk C. R. Short reported that one letter expressing concerns relative to the application has been received; and that the matter is properly before the Board to be heard.

Interim County Administrator stated that staff recommends approval of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for approval of the requested change of zoning from A-E to R-3, and companion land use plan amendment from residential low to preservation were filed and made a part of the record.

Director of Development Review Services Paul Cassel referred to an aerial photograph and a zoning land use map and pointed out the location of the parcel, described the uses in the surrounding area and indicated that the requested change in land use designation for the upland portion of the parcel will protect the existing wetlands. Responding to query by Commissioner Seel, he stated that water pressure and drainage issues will be addressed by the site plan and that no construction will be permissible in the wetlands area.

Vincent Corbitt, Land Precision Corporation, appeared and related that the issues relating to drainage and possible construction of a berm have been discussed with the homeowners association; that the development of the parcel is presently in the early design stage; and that environmental and flooding concerns will be addressed by the site plan.

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In response to Chairman Stewart's call for persons wishing to be heard, Donna Shera, 381 Westwinds Drive, appeared and expressed her concerns.

Following discussion, Commissioner Latvala moved, seconded by Commissioner Welch, that Resolution No. 00-274 be adopted approving the zoning application, and that Ordinance No. 00-102 be adopted approving the land use application, subject to review and approval by the Countywide Planning Authority (Z/LU-5-11-00). Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#54f APPLICATION OF GREGORY V. AND KATHLEEN HOLLSTROM THROUGH HOUSH GHOVAEE, NORTHSIDE ENGINEERING SERVICES, INC., REPRESENTATIVE, FOR A CHANGE OF ZONING FROM R-3 TO P-1A AND CHANGE IN LAND USE DESIGNATION FROM RESIDENTIAL LOW TO RESIDENTIAL/OFFICE LIMITED (Z/LU-6-11-00) - DENIED; RESOLUTION NO. 00-275 ADOPTED

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Gregory V. and Kathleen Hollstrom through Housh Ghovae, Northside Engineering Services, Inc., Representative, for a change of zoning from R-3 to P-1A and for a change in land use designation from residential low to residential/office limited, re approximately 0.183 acre located on the south side of 115th Avenue North, 125 feet west of Seminole Boulevard (street address: 10706 115th Avenue North) (Z/LU-6-11-00). 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 Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends denial of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for denial of the requested change of zoning from R-3 to P-1A, and companion land use plan

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amendment from residential low to residential/office limited were filed and made a part of the record.

Referring to an aerial photograph and a zoning and land use map, Director of Development Review Services Paul Cassel pointed out the location of the parcel and described the uses in the surrounding area. He indicated that staff recommends denial of the application and expressed concern that approval of the application would result in setting a precedent for encroachment into the adjacent single family subdivision.

Housh Ghovae, Northside Engineering Services, Inc., appeared and related that approval of the application would provide a buffer and transition between the surrounding C-2 and residential areas; that the existing house will remain on the site and possibly be connected to the building on the adjacent parcel; that only one person spoke in opposition to the application at the Examiner's hearing; that continued provision of medical care and service is intended for the project; and that any traffic, access and parking issues will be addressed during the site plan review.

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

Mr. Ghovae added that some letters in favor of the project had been written but that he did not have the documents with him.

Following discussion, Commissioner Seel moved approval of the application; however, the Chairman noted that the motion died for lack of a second.

Thereupon, Commissioner Latvala moved, seconded by Commissioner Harris, that Resolution No. 00-275 be adopted as recommended denying zoning and land use application Z/LU-6-11-00. Upon roll call, the vote was:

Ayes: Stewart, Harris, Latvala, Morroni and Welch.

Nays: Seel.

Absent and not voting: Todd.

#54g APPLICATION OF BASKEN MEAT, INC. THROUGH SEAN D. K. SCOTT, ESQUIRE, LAW OFFICE OF SEAN D. K. SCOTT, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM R-4 TO C-1 AND CHANGE IN LAND USE DESIGNATION FROM

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RESIDENTIAL LOW TO COMMERCIAL NEIGHBORHOOD (Z/LU-1-11-00) - DENIED;
RESOLUTION NO. 00-276 ADOPTED

—

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Basken Meat, Inc. through Sean D. K. Scott, Esquire, Law Office of Sean D. K. Scott, Representative, for a change of zoning from R-4 to C-1 and for a change in land use designation from residential low to commercial neighborhood, re approximately 0.34 acre located 100 feet south of the southeast corner of 119th Street and Oak Street (street address: 2325 119th Street North) (Z/LU-1-11-00). Chief Deputy Clerk C. R. Short reported that four letters in opposition to the application have been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that staff recommends denial of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for denial of the requested change of zoning from R-4 to C-1, and companion land use plan amendment from residential low to commercial neighborhood were filed and made a part of the record.

Referring to an aerial photograph and a zoning and land use map, Director of Development Review Services Paul Cassel pointed out the location of the existing meat market and described the surrounding single family residential and commercial uses in the area. He related that the applicant intends to expand the meat market with the possible addition of a restaurant; and that the Department of Community Development as well as many nearby residents oppose the request.

Sean D. K. Scott, Esquire, appeared and related that the applicant had purchased the property in 1999; that the property has been fenced and the building painted; that cameras have been installed for added security; that the existing zoning provides no marketable use for the property; and that the meat market has been an established business at the site for over 20 years.

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

Hisham Cheaib, 2325 119th Street North, Largo
Mike Cheaib, 2325 119th Street North, Largo

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

Edward Hobson, Chairperson, Greater Ridgecrest Area Board of Directors
James Bellamy, 1493 Oak Street, Largo
Wanda McCarthy, President, Crime Watch; Director, Greater Ridgecrest Area Board of Directors
Fran Scott, Executive Director, Greater Ridgecrest Area Neighborhood Family Center
Willie Holston, 1825 134th Avenue North, Largo
Pam Bell, Department of Community Development

Alluding to the concerns of the objectors, Attorney Scott indicated that the applicant's proposed plan for a restaurant or fish market is consumer driven; that the applicant is open to suggestions from the residents for another use for the vacant lot; and that the applicant currently permits a local church to use the site for weekend barbecues.

Following discussion, Commissioner Harris moved, seconded by Commissioner Morroni, that zoning and land use application Z/LU-1-11-00 be denied and Resolution No. 00-276 be adopted. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#54h APPLICATION OF BAY PINES EVANGELICAL LUTHERAN CHURCH THROUGH DON MASTRY OR STEPHEN CHUMBRIS, ONE PROGRESS PLAZA AND MARK GRAVLEY, METRO GROUP, REPRESENTATIVE, FOR A CHANGE OF ZONING FROM R-3 TO C-2 AND CHANGE IN LAND USE DESIGNATION FROM INSTITUTIONAL AND RESIDENTIAL LOW TO COMMERCIAL GENERAL AND A DEVELOPER'S AGREEMENT TO LIMIT USE OF THE PROPERTY FOR A DRUG STORE (Z/LU-1-6-00) - DENIED WITHOUT PREJUDICE; RESOLUTION NO. 00-277

ADOPTED

Pursuant to legal notice published in the December 12, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on the application of Bay Pines Evangelical Lutheran Church through Don Mastry or Stephen Chumbris, One Progress Plaza and Mark Gravley, Metro Group, Representative, for a change of zoning from R-3 to C-2 and a change in land use designation from institutional and residential low to commercial general and a developer's agreement to limit use of the property for a drug store, re approximately 3.13 acres located at the southwest corner of 113th Street and Park Boulevard (street address: 7589 113th Lane and 11380 78th Avenue North) (Z/LU-1-6-00). Chief Deputy Clerk C. R. Short reported that 237 letters and 11 petitions containing 112 signatures in favor of and 12 letters and 16 petitions containing 106 signatures in objection to the application have been received; and that the matter is properly before the Board to be heard.

Interim County Administrator D. Gay Lancaster stated that the application has been withdrawn by the applicant; and that staff recommends denial without prejudice of the application.

The Local Planning Agency/Examiner Findings of Fact and Recommendation for denial without prejudice of the requested change of zoning from R-3 to C-2 and companion land use plan amendment from institutional and residential low to commercial general, and developer's agreement were filed and made a part of the record.

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

Commissioner Seel moved, seconded by Commissioner Harris, that Resolution No. 00-277 be adopted denying without prejudice zoning and land use application Z/LU-1-6-00. Upon roll call, the vote was:

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

Nays: None.

Absent and not voting: Todd.

#55 COUNTY ADMINISTRATOR REPORTS - NONE

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

* * * *

At this time, 11:28 P.M., Commissioner Morroni left the meeting.

* * * *

#56 APPOINTMENTS AND REAPPOINTMENTS TO COMMITTEE/BOARD VACANCIES FOR 2001 - APPROVED

—

Commissioner Latvala moved, seconded by Commissioner Harris and carried, that appointments and reappointments to Committee/Board vacancies for 2001 be approved.

#57 REAPPOINTMENT OF DANIEL ANDRISO TO UNIFIED PERSONNEL BOARD - APPROVED

—

Upon motion by Commissioner Harris, seconded by Commissioner Seel and carried, the reappointment of Daniel Andriso to the Unified Personnel Board was approved.

* * * *

At this time, 11:29 P.M., Commissioner Morroni returned to the meeting.

* * * *

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#58 APPOINTMENT OF COMMISSIONER BARBARA SHEEN TODD TO AREA AGENCY ON AGING - APPROVED

—

Upon motion by Commissioner Harris, seconded by Commissioner Seel and carried, the appointment of Commissioner Barbara Sheen Todd to the Area Agency on Aging was approved.

#59a COMMISSIONER LATVALA EXTENDS HOLIDAY WISHES

Commissioner Latvala wished everyone a very happy holiday season.

#59b COMMISSIONER WELCH RE FRIENDSHIP TRAIL BRIDGE SUPERWALK

Commissioner Welch related that there will be a Friendship Trail Bridge Superwalk on January 21, 2001; and wished everyone happy holidays.

#59c COMMISSIONER HARRIS COMMENDS NEW COMMISSIONERS

Commissioner Harris wished everyone a happy holiday season and related that it has been a pleasure to serve with the Commission and the new members.

#59d COMMISSIONER SEEL COMMENDS CHAIRMAN STEWART FOR LEADERSHIP IN PAST YEAR

—

Commissioner Seel thanked Chairman Stewart for his leadership in the past year and wished everyone a safe, happy and healthy holiday season.

#59e COMMISSIONER MORRONI THANKS CITIZENS FOR PARTICIPATION IN MEETING

—

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Commissioner Morroni thanked members of the public for their attendance at and participation in the meeting and commended them for their interest in the community; and wished everyone a very happy holiday season.

#59f INTERIM COUNTY ADMINISTRATOR EXTENDS HOLIDAY WISHES

Interim County Administrator D. Gay Lancaster thanked the Board for allowing her to serve them to date; and wished everyone a very happy holiday season.

#59g CHAIRMAN STEWART RE COUNTY ADMINISTRATOR SEARCH

Chairman Stewart distributed copies of a memorandum regarding the parameters for a County Administrator search; and wished everyone a happy holiday season.

* * * *

Upon direction of the Chairman, there being no objection, the meeting was adjourned at 11:35 P.M.

Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

By _____
Deputy Clerk