

Clearwater, Florida, July 11, 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 9:37 A.M. on this date with the following members present: Robert B. Stewart, Chairman; Calvin D. Harris, Vice-Chairman; Barbara Sheen Todd; and Karen Williams Seel.

Absent: Sallie Parks.

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

Pastor J. Arnold Johnson, Sr., Chaplain, Largo Police Department, pronounced the Invocation which was followed by the Pledge of Allegiance to the Flag led by Commissioner Seel.

## A G E N D A

### INVOCATION

### PRESENTATIONS & AWARDS

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

#### 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 B Regular Meeting Held June 20, 2000.
2. Reports:
  - a. Dock Fee Report for Month of June 2000.

July 11, 2000

3. Other Approvals:

July 11, 2000

- a. General:
    - 1. Recommendation that the Board of County Commissioners Approve the Write-Off of \$644.56 in Uncollectible Dial-Up Service Fees.
  - b. Satisfactions of Judgments and Liens.
4. Miscellaneous Items to be Received for Filing:
- a. Official Traffic Regulations Submitted by the County Traffic Engineer.
  - b. Notice from Congressman Mike Bilirakis Regarding U.S. Highway 19 Safety Town Meeting Co-Sponsored with Congressman C. W. ABill@ Young, to be Held July 22, 2000 at Clearwater High School Auditorium.
  - c. City of Largo Notice of Public Hearing to be Held July 11, 2000 Regarding Ordinances Nos. 2000-75 and 2000-76 Annexing Certain Property.

#### COUNTY ADMINISTRATOR

##### Budget and Finance

- 5. Budget Amendments: Nos. 29-30.

##### Public Works

- 6. Approval of Subdivision Plats and Related Items.

##### General

- 7. Approval of Award of Bids:
  - a. Tire Casings, Sale of Surplus, 2000/2001.
  - b. Sale of Vacant Lands B West Side of 49th Street North Extension a/k/a Center Street and East of Shady Lane Oaks Mobile Home Park.
- 8. Approval of Options of Renewal:

July 11, 2000

- a. Pest Control Services.
  - b. Household Chemical Waste Collection Services.
  - c. Radio/Pager Repairs.
  - d. Temporary Employment Services (Professional).
  - e. Medical Exam and Toxicology Tests.
9. Approval of Change Order No. 1 B Name Change, Paging Equipment Rental.
  10. Approval of Change Order No. 1 B Name Change, Ground Maintenance and Additional Services, Pinellas Trail.
  11. Adoption of a Resolution for Assessment of Liens against Lands Cleared.
  12. Approval of Release of Lien (Housing) B Donald E. Hardesty and Gloria E. Hardesty.
  13. Approval of Satisfaction of Mortgages (Housing):
    - a. Deborah E. Michael.
    - b. Zenaida Marrero.
    - c. Edward H. Shatto a/k/a Edward H. Shatto, Sr. and Joanne C. Shatto.

C. REGULAR AGENDA

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

July 11, 2000

COUNTY ADMINISTRATOR

Public Works

15. Approval to Execute Interlocal Agreement with GTE for Utility Relocation on Bryan Dairy Road.
16. Approval to Execute Agreement B Alligator Creek Channel AB@, Drainage Improvements.
17. Approval to Execute Amendment No. 1 to the Agreement for Tampa Road B U.S. 19 to East Lake Road, Environmental Planting, Maintenance and Monitoring Services.
18. Adoption of a Resolution to Enter into a Highway Landscaping Maintenance Memorandum of Agreement with the Florida Department of Transportation for a Portion of 49th Street North.
19. Approval of Installation of Speed Humps B Martin Terrace Subdivision, Located South of Ulmerton Road and East of 119th Street North.
20. Approval of Consultant Selection B Continuing Architectural Services.
21. Approval of Conveyance of County Owned Property to the City of Clearwater in Accordance with Second Amendment to Cooperative Agreement between Southwest Florida Water Management District, City of Clearwater and Pinellas County.

Utilities

22. Approval of Change Order No. 1 B Slurry Trench Construction Relocation.
23. Approval of Name Change and Contract Cancellation B Eastern Electric Apparatus Repair Company.
24. Approval of Emergency Purchase and Payment Authorization B Pump Station No. 163 Repairs.
25. Approval to Purchase at Auction Tax Deeds of Mineral Rights under Al Bar Ranch,

July 11, 2000

Establish a Maximum Bid and Designate Authorized Bidders for this Project.

General

26. Approval of Non-Competitive Purchase B Defibrillator and Accessories.
27. Approval of Non-Competitive Purchase B Purchase and Installation of Vesta/Maars/Comcentrex 9-1-1 System.
28. Approval to Increase Master Purchase Orders:
  - a. Refuse Collection Services.
  - b. Automotive Repair Parts/Supplies.
  - c. Locksets and Accessories.
29. Approval to Declare Escheat Properties as Surplus, Waive Mineral Rights and Execute Deeds.
30. Approval of Recommendation to Declare Parcel as Surplus, Authorize Base Bid and Grant Permission to Advertise Property for Sale.
31. Approval of Project Management Consultant Services Agreement B Criminal Justice Center, Exterior Skin Re-Cladding and Re-Roofing.
32. Approval of Lease Agreement with the City of Seminole.
33. Approval of Pinellas County Housing Finance Authority's Actions Concerning Issuance of Multi-Family Mortgage Revenue Bonds for Waterton Pointe, L.L.C. for Mariners Pointe Apartments.
34. Approval of Authority to Advertise for a Public Hearing on a Proposed Amendment to the Interlocal Agreement of the Oldsmar Planning Area.
35. Adoption of a Resolution for Purchase of Gifts by a County Department Producing Public Service Programming.

July 11, 2000

36. Adoption of a Resolution to Set a Referendum Election on November 7, 2000 for the Placement of a Referendum Question on the Ballot Asking Whether there Should be Imposed within the Palm Harbor Community Services District Up to .25 (1/4) Mill for Senior Recreational Facilities and Programs.
37. Other Administrative Matters.
  - a. Fiscal Update by Jerry Maxwell, General Manager, Tampa Bay Water.

#### CLERK OF CIRCUIT COURT

38. 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-0204 in the Amount of \$8,280.00 to Menke Associates, Inc.

#### COUNTY ATTORNEY

39. Authority for County Attorney to Defend
  - a. Mortgage Electronic Registration Systems, Inc. v. Percy Jasper, Jr., et ux, et al B Circuit Civil Case No. 00-4180-CI-11 - Mortgage Foreclosure Involving Judgments for Fine and Costs.
  - b. HSBC Bank USA, etc. v. Steven B. Smith, et al B Circuit Civil Case No. 00-4421-CI-15 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs.
  - c. Federal National Mortgage Assoc. v. Rodney J. Roberts, et al B Circuit Civil Case No. 00-4288-CI-13 - Mortgage Foreclosure Involving a Judgment for Attorney Fees and Costs and a Judgment for Fine and Costs.

July 11, 2000

- d. Lutz Degner v. Mary Ann Robinson, et al B Circuit Civil Case No. 00-4457-CI-20 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Judgment for Fine and Costs.
  - e. First Union Mtg. Corp. v. Rodney H. Robinson, et al B Circuit Civil Case No. 00-4292-CI-7 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs.
  - f. Associates Home Equity Loan Corp. v. Campbell Janssen, et al B Circuit Civil No. 00-4526-CI-20 - Mortgage Foreclosure Involving a Street Lighting Lien.
  - g. Matrix Capital Bank, etc. v. James J. Rogers, et al B Circuit Civil Case No. 00-4520-CI-21 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and a Judgment for Fine and Costs.
  - h. Bank of America, N.A., etc. v. Robert L. Duncan, et al B Circuit Civil Case No. 00-4443-CI-7 - Mortgage Foreclosure Involving a Community Development Mortgage.
  - i. Stephen Dickerson v. Everett S. Rice B Case No. 00-4121-CI-019 B Action Involving an Allegation of Harassment, False Arrest, Illegal Detention and Impoundment, Conspiracy, Libel and Slander by Sheriff's Deputies.
  - j. Donald J. Metzgar v. Everett S. Rice, et al B Case No. 00-003471-CI-021 B Action Involving an Allegation of Medical Malpractice and Negligent Destruction of Personal Property.
  - k. Fireworks City v. Everett Rice, et al B Case No. 00-4261-CI-19 B Action Involving Allegations that the Executive Order Prohibiting the Sale or Use of Fireworks was Improperly Passed.
40. Consideration of Authorization for the Chairman to Sign and the Clerk to Attest Releases of Liens for Two Judgments for Attorney's Fees and Costs against Harry Jerome Simmons a/k/a Harold J. Simmons.
41. Miscellaneous.

July 11, 2000

COUNTYWIDE PLANNING AUTHORITY

42. Involuntary Annexation Report No. 00-1 B Determination of Compliance, City of Oldsmar.

ECONOMIC DEVELOPMENT AUTHORITY

43. Approval of Property Transfer Agreement and Bill of Sale B Eckerd Corporation.
44. Approval of Property Transfer Agreement and Bill of Sale B St. Petersburg Junior College.
45. Approval of First Amendment to the Lease with Pace Technology, Inc. at the STAR Center.
46. Approval of Lease with TechConcepts, Inc. at the STAR Center.

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

July 11, 2000

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

SUBTHRESHOLD AMENDMENTS

47. a. Case #CW 00-25 (OA) - Clearwater  
Location - 2.4 Acres on the Southeast Corner of Belcher Road and the Seaboard Coastline Railroad. Amendment from Residential Estate to Residential Low.

REGULAR AMENDMENTS

48. a. Case #CW 00-26 - Clearwater  
Location - 1.76 Acres Located on the East Side of Belcher Rd., 185 Feet South of Nursery Road. Amendment from Residential/Office General to Residential/Office/Retail. (To Be Continued to August 1, 2000)
- b. Case #CW 00-27 - Largo  
Location - 2.1 Acres on the West Side of Belcher Road, 233 Feet North of Watergate Court. Amendment from Residential Suburban to Institutional.

SCHEDULED PUBLIC HEARINGS - BCC

49. Planning and Zoning Applications Heard by the Examiner:
- a. Z/LU-3-5-00  
Application of Dorothy A. Mainella through David Siriska, Fidelity Real Estate 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 Residential Urban to Commercial General on Approximately 2.15 Acres Located on the North Side of 54th Avenue North, 135 Feet West of 64th Street North (Street Address: 6415 54th Avenue North) (Continued from June 20, 2000 BCC Meeting).
50. Ordinance Creating Deep Spring Subdivision Street Lighting District.

July 11, 2000

- 51. Proposed Amendments to the Charitable Solicitation Ordinance.
- 52. Proposed Ordinance Establishing Maximum Fees for Towing and Storage of Vehicles.

D. COUNTY ADMINISTRATOR REPORTS

- 53. Status Report on Cable TV Negotiations.

E. COUNTY COMMISSION

- 54. Update on Pinellas Workforce Board.
- 55. Miscellaneous.

ADJOURNMENT

COMMISSIONER TODD PRESENTS MILLENNIUM BOOKS

Commissioner Todd presented the members with a copy of a publication entitled *Pinellas County, A Millennium Celebration*, and related that the book reflects the many millennium events sponsored by Pinellas County and St. Petersburg Junior College as well as a summary of the activities of each of the municipalities.

COUNTY PARTNER AWARD PRESENTED TO SENATOR LATVALA  
BY FLORIDA ASSOCIATION OF COUNTIES

---

Florida Association of Counties Executive Director Mary Kay Cariseo presented Senator Jack Latvala with the 2000 County Partner Award.

July 11, 2000

CITIZENS TO BE HEARD

Mark Teolis, 1456 Nursery Road, Chairman of the East Lake Firefighters Union Local 1158 Committee for the Independent Fire District expressed his concerns regarding the possibility of the referendum failing in September; whereupon, Mr. Marquis advised that if that should occur, the status of East Lake Fire and Rescue would remain the same.

Betty Bootier, 11589 87th Avenue North, Seminole, submitted a petition with 88 signatures expressing the petitioners' desire to remain unincorporated area residents.

Dorothy Book, 9367 87th Avenue North, Largo, offered her concerns regarding annexation and public meetings, and submitted a copy of a *Citizens Legal Challenge* presented to the State Attorney's Office, a copy of which has been filed and made a part of the record.

W. C. Snipes, 1782 Winfield Circle, Clearwater, related his objections regarding the proposed utility tax for the residents of the unincorporated area.

CONSENT AGENDA ITEMS NOS. 1 THROUGH 13 - APPROVED

Upon presentation by Chairman Stewart, Commissioner Todd moved, seconded by Commissioner Harris and carried, that the Consent Agenda, consisting of Items Nos. 1 through 13, be approved as follows:

# 1 APPROVAL OF MINUTES

Minutes of regular meeting of June 20, 2000.

# 2 REPORT RECEIVED FOR FILING

a. Dock fee report for month of June 2000.

July 11, 2000

# 3 OTHER APPROVALS

a. General

- (1) Authorization for write-off of \$644.56 in uncollectible dial-up service fees.

b. Satisfactions of Judgements and Liens

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

# 4 MISCELLANEOUS ITEMS TO BE RECEIVED FOR FILING

- a. Official Traffic Regulations submitted by the County Traffic Engineer.

- b. Notice from Congressman Mike Bilirakis re U.S. Highway 19 Safety Town Meeting cosponsored with Congressman C. W. ABill@ Young, to be held July 22, 2000 at Clearwater High School Auditorium.

- c. City of Largo Notice of Public Hearing to be held July 11, 2000 re Ordinance Nos. 2000-75 and 2000-76 annexing certain property.

# 5 BUDGET AMENDMENTS NOS. 29 AND 30

Copies of Budget Amendments Nos. 29 and 30 were filed and made a part of the minutes.

# 6 SUBDIVISION PLATS AND RELATED ITEMS

a. Cypress Lakes Estates, Unit III

1. Release of Maintenance Bond No. 731967 in the amount of \$13,888.10 to Wal Den Greene Developers, Inc., 6244 Springer Drive, Port Richey,

July 11, 2000

Florida 34668-5340.

- b. Crown Bank @ Missouri
  - 1.. Release of funds in the amount of \$3,201.83 to Edward Guinta II, The Guinta Group Limited, P.O. Box 2601, Tampa, Florida 33601.
  
- c. Belcher Road Office Site
  - 1. Maintenance Bond No. CC001000657 accepted in the amount of \$4,408.00.
  - 2. Release of Completion Bond No. CC040400025 in the amount of \$22,041.25 to Cumberland Casualty & Surety Company, 4311 West Waters Avenue, Suite 401, Tampa, Florida 33614, Attn: Nela Barnola.
  
- d. T&B Excavating (UP 00-0372)
  - 1. Release of Completion Bond No. 24471602 in the amount of \$5,000.00 to T&B Excavating, Inc., 121 Meadowlark Lane, Clearwater, Florida 33759.

# 7 AWARD OF BIDS

- a. Bid of Rudman & Company for an estimated annual revenue to the County in the amount of \$1,100.00 for tire casings, sale of surplus, 2000-2001 (Bid No. 990-0810-B).
  
- b. Bid of Gemini Development Company, Inc. for a total revenue in the amount of \$80,080.00 for sale of vacant lands, west side of 49th Street North extension a/k/a Center Street, and east of Shady Lane Oaks Mobile Home Park, Clearwater, Florida (Bid No. 990-0816-B); Chairman authorized to execute deed and waive mineral rights after written approval as to form by the Office of the County Attorney.

# 8 OPTIONS OF RENEWAL

- a. Option of renewal with A New Leaf Pest Control for an additional 24 months at the same unit prices, terms and conditions for a 24-month estimated expenditure not to exceed \$100,000.00, effective August 31, 2000, for pest control services (Bid No. 989-0392-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. Option of renewal with USL City Environmental Services for an additional 12 months at the same unit prices, terms and conditions for an annual estimated expenditure not to exceed \$200,000.00, effective September 15, 2000, for household chemical waste collection services (Bid No. 978-0455-B); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- c. Option of renewal with Suncoast Communications and Electronics, Inc. for an additional 12 months at the same prices, terms and conditions for an estimated annual expenditure not to exceed \$50,000.00, for radio and pager repairs (Bid No. 978-0553-N).
- d. Option of renewal with Envirotamps ETI Environmental Professionals, Inc. for an additional 12 months for an estimated annual expenditure not to exceed \$80,000.00 for temporary employment services (professional) (Bid No. 989-0431-P); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.
- e. Option of renewal with Lakeside Occupational Medical Center for an additional 12 months at the same prices, terms,

and conditions for an estimated annual expenditure not to exceed \$50,000.00, effective July 31, 2000, for annual requirements of medical exam and toxicology tests (Bid No. 978-0404-P); Chairman authorized to sign agreement after proper execution by the contractor and written approval as to form by the Office of the County Attorney.

# 9 ACKNOWLEDGMENT OF NAME CHANGE (CHANGE ORDER NO. 1) FROM AIRTOUCH PAGING TO VERIZON WIRELESS MESSAGING SERVICES (BID NO. 989-0438-N)

Verizon Wireless Messaging Services will continue to honor all terms and conditions of the existing contract.

#10 ACKNOWLEDGMENT OF NAME CHANGE (CHANGE ORDER NO. 1) FROM SPECTRUM LANDSCAPE TO TRUGREEN LANDCARE (BID NO. 978-0492-B)

TruGreen LandCare has agreed to adhere to the original prices, terms, specifications, and conditions of the original contract.

#11 LOT CLEARING RESOLUTION

Resolution No. 00-124 assessing liens against lands cleared in Pinellas County Pursuant to Chapter 78-599, Laws of Florida, and Pinellas County Code Chapter 58, Article IX, Section 338, directing that this resolution be filed in the public records office of the Clerk of the Circuit Court of Pinellas County, Florida.

#12 RELEASE OF LIEN (HOUSING)

- a. Donald E. Hardesty and Gloria E. Hardesty.

July 11, 2000

#13 SATISFACTIONS OF MORTGAGE (HOUSING):

- a. Deborah E. Michael
- b. Zenaida Marrero
- c. Edward H. Shatto a/k/a Edward H. Shatto, Sr. and Joanne C. Shatto

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

#15 JOINT PROJECT AGREEMENT FOR UTILITY INSTALLATION BY ROADWAY CONTRACTOR WITH GTE FLORIDA, INC. FOR BRYAN DAIRY ROAD FROM 72ND STREET TO U.S. 19 (PID NO. 920500) - APPROVED FOR EXECUTION

County Administrator Fred E. Marquis recommended approval of a Joint Project Agreement with GTE Florida, Inc. for the relocation of utilities on Bryan Dairy Road from 72nd Street to U.S. 19.

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

#16 AGREEMENT FOR CONSULTANT SERVICES WITH BOYLE ENGINEERING CORPORATION FOR ALLIGATOR CREEK CHANNEL AB@ IMPROVEMENTS (PROJECT NO. 921330) - APPROVED FOR EXECUTION

County Administrator Fred E. Marquis recommended approval of an agreement with Boyle Engineering Corporation to provide consultant services for the Alligator Creek Channel AB@ Improvements Project.

Responding to query by Commissioner Seel, Public Works Director J. Keith Wicks related that the project is necessary to address extreme erosion which has taken place in that particular area.

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

July 11, 2000

- #17 AMENDMENT NO. 1 TO AGREEMENT WITH ECOLOGICAL CONSULTANTS, INC. FOR CONSULTANT SERVICES FOR ENVIRONMENTAL PLANTING, MAINTENANCE AND MONITORING SERVICES FOR TAMPA ROAD PROJECT, U.S. 19 TO EAST LAKE ROAD (PID NO. 920726) - APPROVED FOR EXECUTION

County Administrator Fred E. Marquis recommended approval of Amendment No. 1 to the agreement with Ecological Consultants, Inc. for consulting services for environmental planting, maintenance and monitoring services for the Tampa Road project, U.S. 19 to East Lake Road, increasing the agreement by \$36,239.88 (new agreement total, \$89,106.83).

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

- #18 RESOLUTION NO. 00-127 ADOPTED AUTHORIZING COUNTY ADMINISTRATOR TO ENTER INTO A HIGHWAY LANDSCAPING MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR PORTION OF 49TH STREET NORTH

County Administrator Fred E. Marquis recommended adoption of a resolution authorizing the County Administrator to enter into a Highway Landscaping Maintenance Memorandum of Agreement with the Florida Department of Transportation (FDOT) for a portion of 49th Street North.

Commissioner Todd moved, seconded by Commissioner Harris that Resolution No. 00-127 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

July 11, 2000

#19 INSTALLATION OF NINE SPEED HUMPS IN THE MARTIN TERRACE SUBDIVISION, SOUTH OF ULMERTON ROAD AND EAST OF 119TH STREET NORTH, RE RESIDENTIAL TRAFFIC MANAGEMENT PROGRAM - APPROVED

County Administrator Fred E. Marquis recommended approval of the installation of nine speed humps in the Martin Terrace Subdivision located south of Ulmerton Road and east of 119th Street North in accordance with the Residential Traffic Management Program adopted pursuant to Resolution No. 97-291 dated October 14, 1997.

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

#20 COLLMAN & KARSKY ARCHITECTS, INC., CRISWELL BLIZZARD & BLOUIN ARCHITECTS, INC., HARPER PARTNERS, INC., MASON BLAU & ASSOCIATES, INC., PIERCE GOODWIN ALEXANDER & LINVILLE, INC., AND URS GREINER WOODWARD CLYDE, INC. SELECTED TO PROVIDE CONTINUING ARCHITECTURAL SERVICES - APPROVED; STAFF AUTHORIZED TO INITIATE CONTRACT NEGOTIATIONS WITH SAID FIRMS

County Administrator Fred E. Marquis recommended that the Board approve the Selection Advisory Committee's recommendation of the firms most qualified to provide continuing architectural services as follows:

1. Collman & Karsky Architects, Inc.
2. Criswell Blizzard & Blouin Architects, Inc.
3. Harper Partners, Inc.
4. Mason Blau & Associates, Inc.
5. Pierce Goodwin Alexander & Linville, Inc.
6. URS Greiner Woodward Clyde, Inc.

He further recommended that staff be authorized to initiate contract negotiations to finalize contracts with the aforesaid firms for Board approval.

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

July 11, 2000

- #21 COUNTY DEED CONVEYING COUNTY-OWNED PROPERTY TO CITY OF CLEARWATER IN ACCORDANCE WITH SECOND AMENDMENT TO COOPERATIVE AGREEMENT DATED MAY 9, 1995 BETWEEN SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT, CITY OF CLEARWATER AND PINELLAS COUNTY - APPROVED FOR EXECUTION
- 

County Administrator Fred E. Marquis recommended approval of a County Deed conveying County-owned property to the City of Clearwater in accordance with the second amendment to the Cooperative Agreement dated May 9, 1995 between the Southwest Florida Water Management District, the City of Clearwater and Pinellas County.

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

- #22 CHANGE ORDER NO. 1 TO CONTRACT WITH WESTRA CONSTRUCTION CORPORATION FOR SOD FARM SLURRY TRENCH CONSTRUCTION RELOCATION (PID NO. 819-969914-0639) - APPROVED FOR EXECUTION
- 

County Administrator Fred E. Marquis recommended approval of Change Order No. 1 to the contract with Westra Construction Corporation for the sod farm slurry trench construction relocation, increasing the contract by \$173,661.45 (new total contract, \$1,806,006.45); and granting a time extension of 74 consecutive calendar days.

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

- #23 ACKNOWLEDGMENT OF NAME CHANGE FROM EASTERN ELECTRIC APPARATUS REPAIR COMPANY TO GRAND EAGLE SERVICES, INC.; CANCELLATION OF CONTRACT WITH EASTERN ELECTRIC APPARATUS REPAIR COMPANY FOR ELECTRICAL MOTOR REPAIR AND REWINDING SERVICE (BID NO. 989- 0368-B) - APPROVED
- 

County Administrator Fred E. Marquis recommended the Board acknowledge the name change from Eastern Electric Apparatus Repair Company to Grand Eagle Services,

July 11, 2000

Inc; and further recommended approval of the cancellation of the existing contract with 30 days notice without cause, as permitted under special conditions clause, Termination of Agreement.

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

#24 EMERGENCY PURCHASE OF REPAIRS FOR PUMP STATION NO. 163 FROM QRC, INC. - APPROVED WITH AUTHORIZATION FOR PAYMENT

County Administrator Fred E. Marquis recommended approval of the emergency purchase of repairs for pump station No. 163 with authorization for payment of said repairs for a total expenditure in the amount of \$39,728.00.

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

#25 AUTHORIZATION GRANTED FOR REAL ESTATE MANAGEMENT DIVISION TO PURCHASE MINERAL RIGHTS TAX DEEDS ON AL BAR RANCH LOCATED IN PASCO COUNTY; REAL ESTATE MANAGER DESIGNATED AS AUTHORIZED BIDDER WITH REAL ESTATE COORDINATOR AND REAL ESTATE AGENT AS ALTERNATE BIDDERS

County Administrator Fred E. Marquis recommended that authorization be granted for the Real Estate Management Division to purchase mineral rights tax deeds on Pinellas County property located in Pasco County in an amount not to exceed \$10,000.00 and to designate Real Estate Manager Ellyn Kadel as bidder and Real Estate Coordinator James Meloy and Real Estate Agent Bernard Carnevale as alternate bidders for the project.

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

July 11, 2000

#26 NONCOMPETITIVE PURCHASE OF LIFEPAK DEFIBRILLATORS AND ACCESSORIES FROM MEDTRONIC PHYSIO-CONTROL CORPORATION PER FLORIDA STATE NEGOTIATED AGREEMENT PRICE SCHEDULES (SNAPS) NO. 4651957-1 - APPROVED

County Administrator Fred E. Marquis recommended approval of the noncompetitive purchase of LifePak defibrillators and accessories from Medtronic Physio-Control Corporation for a total expenditure not to exceed \$38,455.43.

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

#27 NONCOMPETITIVE PURCHASE OF VESTA/MAARS/COMCENTREX 911 TELEPHONE SYSTEM AND INSTALLATION FROM GTE FLORIDA INCORPORATED (BID NO. 990-0859-N) - APPROVED FOR EXECUTION

County Administrator Fred E. Marquis recommended approval of the noncompetitive purchase of a Vesta/Maars/Comcentrex 911 telephone system to include installation and a one-year warranty from GTE Florida Incorporated for a total expenditure not to exceed \$753,924.81.

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

#28a AUTHORIZATION GRANTED TO INCREASE MASTER PURCHASE ORDER WITH WASTE MANAGEMENT OF PINELLAS FOR ANNUAL REQUIREMENTS OF REFUSE COLLECTION SERVICES (BID NO. 967-0109-B)

County Administrator Fred E. Marquis recommended that authorization be granted to increase the Master Purchase Order with Waste Management of Pinellas in the amount of \$200,000.00 for annual requirements of refuse collection services, for a total estimated Master Purchase Order amount not to exceed \$320,000.00.

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

July 11, 2000

#28b AUTHORIZATION GRANTED TO INCREASE MASTER PURCHASE ORDERS WITH STEWART DIESEL SERVICES, INC., FLEETPRIDE, INC., PARTS & EQUIPMENT DISTRIBUTORS, BRYAN DISTRIBUTING, INDUSTRIAL AUTOMOTIVE PARTS, GENUINE PARTS COMPANY/NAPA AUTO PARTS, THE PARTS HOUSE, INC., FLASH EQUIPMENT, INC., FLEET PRODUCTS, INC., TAMPA SPRING CO., PRO 2 CALL AND S & H DISTRIBUTORS, INC. FOR ANNUAL REQUIREMENTS OF AUTOMOTIVE REPAIR PARTS AND SUPPLIES (BID NO. 989-0450-B)

County Administrator Fred E. Marquis recommended that authorization be granted to increase the Master Purchase Orders (MPO) with the following companies in the amounts indicated for annual requirements of automotive repair parts and supplies:

|                                   | <u>MPO Increase</u> | <u>Estimated MPO Increase Not to Exceed</u> |
|-----------------------------------|---------------------|---|
| Stewart Diesel Services, Inc.     | \$30,000.00         | \$ 50,000.00                                |
| Fleetpride, Inc.                  | 15,000.00           | 30,000.00                                   |
| Parts & Equipment Distributors    | 15,000.00           | 30,000.00                                   |
| Bryan Distributing, Inc.          | 5,000.00            | 10,000.00                                   |
| Industrial Automotive Parts       | 20,000.00           | 40,000.00                                   |
| Genuine Parts Co./NAPA Auto Parts | 75,000.00           | 125,000.00                                  |
| The Parts House, Inc.             | 25,000.00           | 40,000.00                                   |
| Flash Equipment, Inc.             | 75,000.00           | 135,000.00                                  |
| Fleet Products, Inc.              | 40,000.00           | 65,000.00                                   |
| Tampa Spring Co.                  | 5,000.00            | 10,000.00                                   |
| Pro 2 Call                        | 5,000.00            | 10,000.00                                   |
| S & H Distributors, Inc.          | 16,500.00           | 33,000.00                                   |

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

#28c AUTHORIZATION GRANTED TO INCREASE MASTER PURCHASE ORDER WITH SOUTHERN LOCK & SUPPLY CO. FOR ANNUAL REQUIREMENTS OF LOCKSETS AND ACCESSORIES (BID NO. 989-0499-B)

County Administrator Fred E. Marquis recommended that authorization be granted to increase the Master Purchase Order with Southern Lock & Supply Co. in the

July 11, 2000

amount of \$6,000.00 for annual requirements of locksets and accessories, for a total estimated Master Purchase Order expenditure not to exceed \$30,138.75.

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

#29 DECLARATION OF SIXTEEN ESCHEAT PROPERTIES AS SURPLUS; AUTHORIZATION GRANTED FOR CHAIRMAN TO EXECUTE COUNTY DEEDS CONVEYING SAID PROPERTIES TO CITIES OF GULFPORT, INDIAN ROCKS BEACH, LARGO, SAFETY HARBOR AND ST. PETERSBURG WITH WAIVER OF MINERAL RIGHTS

County Administrator Fred E. Marquis recommended that 16 escheat properties be declared surplus with authorization for the Chairman to execute County deeds conveying said properties to the Cities of Gulfport, Indian Rocks Beach, Largo, Safety Harbor and St. Petersburg with waiver of mineral rights.

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

#30 DECLARATION OF PARCEL NO. 25/31/15/00000/310/0100 AS SURPLUS - APPROVED WITH AUTHORIZATION TO ESTABLISH BASE BID IN THE AMOUNT OF \$100,000.00 AND TO ADVERTISE FOR SALE

County Administrator Fred E. Marquis recommended that Parcel No. 25/31/15/00000/310/0100 be declared surplus; and further recommended that authorization be granted to establish a base bid in the amount of \$100,000.00 and to advertise for sale.

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

#31 AGREEMENT WITH HELMAN HURLEY CHARVAT PEACOCK/ARCHITECTS, INC. FOR CONSULTING SERVICES FOR THE CRIMINAL JUSTICE CENTER EXTERIOR SKIN RE-CLADDING AND REROOFING PROJECT - APPROVED FOR EXECUTION;

July 11, 2000

**RESOLUTION NO. 00-128 ADOPTED AUTHORIZING WAIVER OF PINELLAS COUNTY PURCHASING ORDINANCE, PURSUANT TO SECTION 2-160, PINELLAS COUNTY CODE IN HIRING OF SAID FIRM FOR PROJECT MANAGEMENT CONSULTING SERVICES**

---

County Administrator Fred E. Marquis recommended approval of an agreement with Helman Hurley Charvat Peacock/Architects, Inc. for consulting services for the Criminal Justice Center exterior skin re-cladding and reroofing project and adoption of a resolution authorizing waiver of Pinellas County Purchasing Ordinance, pursuant to Section 2-160, Pinellas County Code in hiring of said firm for project management consulting services.

Commissioner Seel moved, seconded by Commissioner Harris and carried, that the recommendation of the County Administrator be approved and that Resolution No. 00-128 be adopted. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

**#32 LEASE AGREEMENT WITH CITY OF SEMINOLE FOR COUNTY-OWNED LAND FOR FIRE STATION - APPROVED FOR EXECUTION**

---

County Administrator Fred E. Marquis recommended approval of a lease agreement with the City of Seminole for County-owned land for a fire station.

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

**#33 RESOLUTION NO. 00-129 ADOPTED APPROVING THE ISSUANCE BY THE HOUSING FINANCE AUTHORITY OF ITS MULTIFAMILY HOUSING REVENUE BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$9,700,000.00; TO PROVIDE FUNDS FOR THE ACQUISITION AND REHABILITATION OF MARINER'S POINTE APARTMENTS FOR THE BENEFIT OF**

July 11, 2000

WATERTON POINTE, L.L.C.

---

County Administrator Fred E. Marquis recommended adoption of a resolution approving the issuance by the Housing Finance Authority (HFA) of its multifamily housing revenue bonds in the aggregate principal amount of not to exceed \$9,700,000.00; to provide funds for the acquisition and rehabilitation of Mariner's Pointe Apartments for the benefit of Waterton Pointe, L.L.C.

Commissioner Todd moved, seconded by Commissioner Harris, that Resolution No. 00-129 be adopted. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

#34 AUTHORIZATION GRANTED TO ADVERTISE PUBLIC HEARING RE PROPOSED AMENDMENT TO INTERLOCAL AGREEMENT WITH THE CITY OF OLDSMAR RE OLDSMAR PLANNING AREA

---

County Administrator Fred E. Marquis recommended that authorization be granted to advertise a public hearing to be held August 15, 2000 re the proposed First Amendment to an Interlocal Agreement with the City of Oldsmar with regard to the Oldsmar Planning Area.

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

July 11, 2000

#35 RESOLUTION NO. 00-130 ADOPTED PROVIDING FOR PURCHASE OF TOKENS OF APPRECIATION BY COUNTY DEPARTMENT PRODUCING PUBLIC SERVICE PROGRAMMING

---

County Administrator Fred E. Marquis recommended approval of a resolution providing for the purchase of tokens of appreciation by the County Department producing public service programming.

Commissioner Harris moved, seconded by Commissioner Seel that Resolution No. 00-130 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

#36 RESOLUTION NO. 00-131 ADOPTED CALLING FOR A REFERENDUM ELECTION ON NOVEMBER 7, 2000 PROPOSING THE IMPOSITION WITHIN THE PALM HARBOR COMMUNITY SERVICES DISTRICT OF UP TO .25 (1/4) MILL FOR SENIOR PROGRAMS AND FACILITY AND AUTHORIZING THE ADVERTISEMENT THEREOF

---

County Administrator Fred E. Marquis recommended adoption of a resolution calling for a referendum election on November 7, 2000 proposing the imposition within the Palm Harbor Community Services District of up to .25 (1/4) mill for senior programs and facility and authorization for the advertisement of such referendum question.

Commissioner Todd moved, seconded by Commissioner Harris that Resolution No. 00-131 be adopted as recommended by the County Administrator. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

July 11, 2000

#37a TAMPA BAY WATER FISCAL UPDATE

Jerry L. Maxwell, General Manager and Koni Manley, Director of Finance and Administration, Tampa Bay Water, presented a computer presentation regarding Master Water Plan projects and alternative water sources, a copy of which has been filed and made a part of the record.

Responding to a question by Chairman Stewart, Ms. Manley related that Pinellas County represents 40 percent of the overall water demand or 72.3 MGD.

#37b COUNTY ADMINISTRATOR RE MILLAGE RATE

County Administrator Fred E. Marquis advised that he will be certifying the millage to the Property Appraiser on Thursday, July 13; and that the certification will reflect the budget as previously submitted to the Board.

#38a VOUCHERS APPROVED FOR PERIOD OF JUNE 26, 2000 THROUGH JULY 7, 2000

Chief Deputy Clerk C. R. Short recommended approval of vouchers for the period of June 26, 2000 through July 7, 2000 as follows:

Payroll Journal Expenditures

Payroll Journal pages numbered 1 through 2555

Payroll checks numbered 454198 through 455002

Imprest Fund Expenditures

Manual checks numbered 519715 through 519748

System checks numbered 532242 through 534395

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

July 11, 2000

#38b REQUISITION 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 Requisition of Payment and Certificate re goods and services for the Solid Waste Recovery Facility be approved for forwarding to Trustee:

| <u>Payment Order</u> | <u>Amount</u> |
|----------------------|---------------|
| No. C-0204           | \$8,280.00    |

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

#39a COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. VERSUS PERCY JASPER, JR., ET UX, ET AL, CIRCUIT CIVIL CASE NO. 00-4180-CI-11 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR FINE AND COSTS

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Mortgage Electronic Registration Systems, Inc. versus Percy Jasper, Jr., et ux, et al, Circuit Civil Case No. 00-4180-CI-11 - Mortgage Foreclosure Involving Judgments for Fine and Costs.

#39b COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE HSBC BANK USA, ETC. VERSUS STEVEN B. SMITH, ET AL, CIRCUIT CIVIL CASE NO. 00-4421-CI-15 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS

July 11, 2000

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re HSBC Bank USA, etc. versus Steven B. Smith, et al, Circuit Civil Case No. 00-4421-CI-15 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs.

#39c COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FEDERAL NATIONAL MORTGAGE ASSOC. VERSUS RODNEY J. ROBERTS, ET AL, CIRCUIT CIVIL CASE NO. 00-4288-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 Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Federal National Mortgage Assoc. versus Rodney J. Roberts, et al, Circuit Civil Case No. 00-4288-CI-13 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

#39d COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE LUTZ DEGNER VERSUS MARY ANN ROBINSON, ET AL, CIRCUIT CIVIL CASE NO. 00-4457-CI-20 - 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 Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Lutz Degner versus Mary Ann Robinson, et al, Circuit Civil Case No. 00-4457-CI-20 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

July 11, 2000

#39e COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIRST UNION MTG. CORP. VERSUS RODNEY H. ROBINSON, ET AL, CIRCUIT CIVIL CASE NO. 00-4292-CI-7 - MORTGAGE FORECLOSURE INVOLVING JUDGMENTS FOR ATTORNEY FEES AND COSTS

---

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re First Union Mtg. Corp. versus Rodney H. Robinson, et al, Circuit Civil Case No. 00-4292-CI-7 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs.

#39f COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE ASSOCIATES HOME EQUITY LOAN CORP. VERSUS CAMPBELL JANSSEN, ET AL, CIRCUIT CIVIL CASE NO. 00-4526-CI-20 - MORTGAGE FORECLOSURE INVOLVING A STREET LIGHTING LIEN

---

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Associates Home Equity Loan Corp. versus Campbell Janssen, et al, Circuit Civil Case No. 00-4526-CI-20 - Mortgage Foreclosure Involving a Street Lighting Lien.

#39g COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE MATRIX CAPITAL BANK, ETC. VERSUS JAMES J. ROGERS, ET AL, CIRCUIT CIVIL CASE NO. 00-4520-CI-21 - 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 Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Matrix Capital Bank, etc. versus James. J. Rogers, et al, Circuit Civil Case No. 00-4520-CI-21 - Mortgage Foreclosure Involving Judgments for Attorney Fees and Costs and Fine and Costs.

July 11, 2000

#39h COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE BANK OF AMERICA, N.A., ETC. VERSUS ROBERT L. DUNCAN, ET AL, CIRCUIT CIVIL CASE NO. 00-4443-CI-7 - MORTGAGE FORECLOSURE INVOLVING A COMMUNITY DEVELOPMENT MORTGAGE

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Bank of America, N.A., etc. versus Robert L. Duncan, et al, Circuit Civil Case No. 00-4443-CI-7 - Mortgage Foreclosure Involving a Community Development Mortgage.

#39i COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE STEPHEN DICKERSON VERSUS EVERETT S. RICE, CIRCUIT CIVIL CASE NO. 00-4121-CI-019 - ACTION INVOLVING AN ALLEGATION OF HARASSMENT, FALSE ARREST, ILLEGAL DETENTION AND IMPOUNDMENT, CONSPIRACY, LIBEL AND SLANDER BY SHERIFF'S DEPUTIES

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Stephen Dickerson versus Everett S. Rice, Circuit Civil Case No. 00-4121-CI-019 - Action Involving an Allegation of Harassment, False Arrest, Illegal Detention and Impoundment, Conspiracy, Libel and Slander by Sheriff's Deputies.

#39j COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE DONALD J. METZGAR VERSUS EVERETT S. RICE, ET AL, CIRCUIT CIVIL CASE NO. 00-003471-CI-021 - ACTION INVOLVING AN ALLEGATION OF MEDICAL MALPRACTICE AND NEGLIGENT DESTRUCTION OF PERSONAL PROPERTY

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Donald J. Metzgar versus Everett S.

July 11, 2000

Rice, et al, Circuit Civil Case No. 00-003471-CI-021 - Action Involving an Allegation of Medical Malpractice and Negligent Destruction of Personal Property.

#39k COUNTY ATTORNEY AUTHORIZED TO DEFEND COUNTY'S INTEREST RE FIREWORKS CITY VERSUS THE SHERIFF AND PINELLAS COUNTY RE EXECUTIVE ORDER 00-1, CIRCUIT CIVIL CASE NO. 00-4261-CI-19 - ACTION ALLEGING THAT EXECUTIVE ORDER PROHIBITING THE SALE OR USE OF FIREWORKS WAS IMPROPERLY PASSED

Pursuant to the request of County Attorney Susan H. Churuti, Commissioner Harris moved, seconded by Commissioner Todd and carried, that the County Attorney be authorized to defend the County's interest in the suit re Fireworks City versus the Sheriff and Pinellas County regarding Executive Order 00-1, Circuit Civil Case No. 00-4261-CI-19 - Action Alleging that the Executive Order Prohibiting the Sale or Use of Fireworks was Improperly Passed.

#40 AUTHORIZATION GRANTED FOR CHAIRMAN TO SIGN AND CLERK TO ATTEST RELEASES OF LIENS FOR TWO JUDGMENTS FOR ATTORNEY FEES AND COSTS AGAINST HARRY JEROME SIMMONS A/K/A HAROLD J. SIMMONS

County Attorney Susan H. Churuti recommended that authorization be granted for the Chairman to sign and the Clerk to attest releases of liens for two judgments for attorney fees and costs against Harry Jerome Simmons a/k/a Harold J. Simmons.

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

#41 COUNTY ATTORNEY MISCELLANEOUS - NONE

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

July 11, 2000

#42 INVOLUNTARY ANNEXATION REPORT NO. 00-1, DETERMINATION OF COMPLIANCE, CITY OF OLDSMAR - APPROVED

Noting for the record that the Board is now sitting as the Countywide Planning Authority, County Administrator Fred E. Marquis recommended approval of the Involuntary Annexation Report No. 00-1, Determination of Compliance, City of Oldsmar, submitted by the Pinellas Planning Council.

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

#43 PROPERTY TRANSFER AGREEMENT AND BILL OF SALE BETWEEN THE PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A THE ECONOMIC DEVELOPMENT AUTHORITY AND ECKERD CORPORATION AT THE STAR CENTER - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Pinellas County Industrial Development Authority, County Administrator Fred E. Marquis recommended approval of a Property Transfer Agreement and Bill of Sale between the Industrial Development Authority d/b/a the Economic Development Authority and Eckerd Corporation at the STAR Center.

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

#44 PROPERTY TRANSFER AGREEMENT AND BILL OF SALE BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A THE ECONOMIC DEVELOPMENT AUTHORITY AND ST. PETERSBURG JUNIOR COLLEGE AT THE STAR CENTER - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority, County Administrator Fred E. Marquis recommended approval of a Property Transfer Agreement and Bill of Sale between the Industrial Development Authority d/b/a the Economic Development Authority and St. Petersburg Junior College at

July 11, 2000

the STAR Center.

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

#45 FIRST AMENDMENT TO LEASE BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A THE ECONOMIC DEVELOPMENT AUTHORITY AND PACE TECHNOLOGY, INC. AT THE STAR CENTER - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority, County Administrator Fred E. Marquis recommended approval of a First Amendment to Lease between the Industrial Development Authority d/b/a the Economic Development Authority and Pace Technology Inc. at the STAR Center.

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

#46 LEASE AGREEMENT BETWEEN PINELLAS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY D/B/A THE ECONOMIC DEVELOPMENT AUTHORITY AND TECHCONCEPTS, INC. AT THE STAR CENTER - APPROVED FOR EXECUTION

Noting for the record that the Board is now sitting as the Industrial Development Authority, County Administrator Fred E. Marquis recommended approval of a Lease Agreement between the Industrial Development Authority d/b/a the Economic Development Authority and Techconcepts, Inc. at the STAR Center.

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

July 11, 2000

#47a CASE #CW 00-25(OA), PROPOSAL BY THE CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL ESTATE TO RESIDENTIAL LOW (SUBTHRESHOLD AMENDMENT) - APPROVED; ORDINANCE NO. 00-49 ADOPTED \_\_\_\_\_

Chairman Stewart noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 3, 2000 issue of the Pinellas edition of The Tampa Tribune and the June 30, 2000 issue of the St. Petersburg Times as evidenced by publishers' affidavits filed with the Clerk, public hearing was held on Case #CW 00-25(OA), a proposal by the City of Clearwater to amend the land use designation on the Countywide Future Land Use Plan from residential estate to residential low, re 2.4 acres located on the southeast corner of Belcher Road and the Seaboard Coastline Railroad (subthreshold amendment). Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Authority to be heard.

County Administrator Fred E. Marquis stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Harris moved, seconded by Commissioner Seel, that Ordinance No. 00-49 approving Case #CW 00-25(OA) be adopted. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

July 11, 2000

- #48a CASE #CW 00-26, PROPOSAL BY CITY OF CLEARWATER TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL/OFFICE GENERAL TO RESIDENTIAL/OFFICE/RETAIL (REGULAR AMENDMENT) - TEMPORARILY DEFERRED TO MEETING OF AUGUST 1, 2000

Chairman Stewart noted for the record that the Board is now sitting as the Countywide Planning Authority.

Pursuant to legal notice published in the June 3, 2000 issue of the Pinellas edition of The Tampa Tribune and the June 30, 2000 issue of the St. Petersburg Times as evidenced by publishers' affidavits filed with the Clerk, public hearing was held on Case #CW 00-26, a proposal by the City of Clearwater to amend the land use designation on the Countywide Future Land Use Plan from residential/office general to residential/office/retail, re 1.76 acres located on the east side of Belcher Road, 185 feet south of Nursery Road (regular amendment). Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Authority to be heard.

County Administrator Fred E. Marquis recommended that Case #CW 00-26 be continued to the August 1, 2000 meeting inasmuch as it will not be heard by the Planning Council until July 19, 2000.

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

Commissioner Todd moved, seconded by Commissioner Harris and carried, Case #CW 00-26 be temporarily deferred to the meeting of August 1, 2000.

- #48b CASE #CW 00-27, PROPOSAL BY CITY OF LARGO TO AMEND LAND USE DESIGNATION ON THE COUNTYWIDE FUTURE LAND USE PLAN FROM RESIDENTIAL SUBURBAN TO INSTITUTIONAL (REGULAR AMENDMENT) - APPROVED; ORDINANCE NO. 00-50 ADOPTED

Chairman Stewart noted for the record that the Board is now sitting as the Countywide Planning Authority.

July 11, 2000

Pursuant to legal notice published in the June 3, 2000 issue of the Pinellas edition of The Tampa Tribune and the June 30, 2000 issue of the St. Petersburg Times as evidenced by publishers' affidavits filed with the Clerk, public hearing was held on Case #CW 00-27, a proposal by the City of Largo to amend the land use designation on the Countywide Future Land Use Plan from residential suburban to institutional, re 2.1 acres located on the west side of Belcher Road, 233 feet north of Watergate Court (regular amendment). Chief Deputy Clerk C. R. Short reported that no correspondence has been received; and that the matter is properly before the Authority to be heard.

County Administrator Fred E. Marquis stated that the Pinellas Planning Council (PPC) recommends approval of the proposal; and that staff concurs with the PPC recommendation.

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

Commissioner Todd moved, seconded by Commissioner Seel, that Ordinance No. 00-50 approving Case #CW 00-27 be adopted. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

#49a APPLICATION OF DOROTHY A. MAINELLA THROUGH DAVID SIRISKA, FIDELITY REAL ESTATE, FOR CHANGE OF ZONING FROM R-3 TO C-2 AND CHANGE IN LAND USE DESIGNATION FROM RESIDENTIAL URBAN TO COMMERCIAL GENERAL (Z/LU-3-5-00) (TEMPORARILY DEFERRED FROM MEETING OF JUNE 20, 2000) - DENIED WITHOUT PREJUDICE; RESOLUTION NO. 00-132 ADOPTED

Pursuant to legal notice published in the June 30, 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 Dorothy A. Mainella through David Siriska, Fidelity Real Estate, for a change of zoning from R-3 to C-2 and for a change in land use designation from residential urban to commercial general, re approximately 2.15 acres located on the north side of 54th Avenue North, 135 feet west of 64th Street North (street address: 6415 54th

July 11, 2000

Avenue North) (Z/LU-3-5-00). 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.

County Administrator Fred E. Marquis indicated 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 R-3 to C-2 and companion land use plan amendment from residential urban to commercial general were filed and made a part of the record.

Director of Development Review Services Paul Cassel referred to a map and described the surrounding area. He pointed out that the subject property is vacant and stated that the proposed changes are to allow for the construction of a mini storage warehouse complex.

Tom David Siriska, Fidelity Real Estate, indicated that the five homeowners whose properties abut the subject site are in favor of the application; and pursuant to his request, Mr. Cassel clarified the difference between C-1 and C-2 zoning; whereupon, Mr. Marquis remarked that should the Board deny the application, the applicant could reapply for C-1 zoning which would enable her to request a special exception for mini storage use.

Brian Morton Hicks stated that he represents The Storage House and expressed concern regarding the time frame involved.

Ms. Mainella indicated that she has been instructed by the City of St. Petersburg to complete home repairs by August 25th; and that financing the repairs is contingent upon the sale of the subject site.

Following discussion, Mr. Cassel suggested that a concurrent rezoning and developer's agreement, through which the Board would have authority to approve a special exception within the C-1 zoning for the proposed use, may be the most expedient process to bring Ms. Mainella's sale of the site to completion.

Alluding to Commissioner Todd's concerns, Chairman Stewart suggested that staff contact the City of St. Petersburg concerning the deadline set for completion of repairs to the applicant's home.

July 11, 2000

Commissioner Todd moved, seconded by Commissioner Harris and carried, that Resolution No. 00-132 be adopted denying without prejudice zoning and land use application Z/LU-3-5-00. Upon roll call the vote was:

Ayes: Stewart, Harris, Todd and Seel.

Nays: None.

Absent and not voting: Parks.

#50 ORDINANCE NO. 00-51 ADOPTED CREATING A MUNICIPAL SERVICE TAXING UNIT FOR STREET LIGHTING TO BE KNOWN AS DEEP SPRING SUBDIVISION STREET LIGHTING DISTRICT

Pursuant to legal notice published in the June 23 and 30, 2000 issues of the Tampa Bay Review as evidenced by publisher's affidavits 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 Deep Spring 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.

County Administrator Fred E. Marquis indicated that staff recommends approval of the proposed ordinance based upon a petition signed by the owners of 61% of the private land area.

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

Thereupon, Commissioner Harris moved, seconded by Commissioner Todd, that Ordinance No. 00-51 be adopted creating Deep Spring Subdivision Street Lighting District. Upon roll call, the vote was:

Ayes: Stewart, Harris and Todd.

Nays: None.

Absent and not voting: Parks and Seel.

#51 ORDINANCE NO. 00-52 ADOPTED PROVIDING THAT THE PINELLAS COUNTY CODE BE AMENDED BY REVISING CHAPTER 42, ARTICLE VII OF THE CODE BY

July 11, 2000

ADDING PROVISIONS REGARDING CHARITABLE SOLICITATIONS THROUGH THE INTERNET

Pursuant to legal notice published in the June 30, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance providing that the Pinellas County Code be amended by revising Chapter 42, Article VII of the Code by adding provisions regarding charitable solicitations through the Internet. 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.

County Administrator Fred E. Marquis indicated that staff recommends approval of the proposed ordinance.

Director of the Department of Consumer Protection Sheryl D. Lord conducted a computer generated presentation reflecting the solicitation of charitable contributions through the Internet, copies of which have been filed and made a part of the record, and provided an overview of the County's role in that regard; whereupon, she noted that many of the charities that she had contacted had not been aware of solicitations on their behalf nor had they received any donations.

Assistant County Attorney Carl Brody provided an overview of Internet case law studies and indicated that the proposed ordinance requires that if a citizen contributes to a charity through the Internet, the web site and the charity must register with the County or return the contribution or be subject to civil penalties.

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

Commissioner Todd moved, seconded by Commissioner Harris, that Ordinance No. 00-52 be adopted as recommended. Upon roll call, the vote was:

Ayes: Stewart, Harris, Todd, and Seel.

Nays: None.

Absent and not voting: Parks.

#52 PROPOSED ORDINANCE ESTABLISHING MAXIMUM FEES FOR TOWING AND STORAGE OF VEHICLES - TEMPORARILY DEFERRED TO MEETING OF JULY 25,

July 11, 2000

2000

---

Pursuant to legal notice published in the June 30, 2000 issue of the St. Petersburg Times as evidenced by publisher's affidavit filed with the Clerk, public hearing was held on a proposed ordinance establishing maximum fees for towing and storage of vehicles. 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.

County Administrator Fred E. Marquis noted a correction to the proposed ordinance on page 5, subparagraph 3 which should read Await a minimum of thirty (30) minutes@; and indicated that staff recommends approval of the proposed ordinance.

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

Joe Collegy  
Pamela Leverock, Leverock's Towing and Transport

Following discussion, Commissioner Todd moved, seconded by Commissioner Harris and carried, that the matter be temporarily deferred to the meeting of July 25, 2000.

#53 STATUS REPORT ON CABLE TV NEGOTIATIONS

Chief Assistant County Attorney James L. Bennett provided an overview of the proposed amendments to the draft franchise agreement prepared in December for Time Warner's review and to the enabling ordinance which will allow GTE access to the benefits of the ordinance without amending its franchise agreement, as well as language distributed by County Attorney Susan H. Churuti regarding AAcceptance of the Bell Atlantic Corporation@; and indicated that at the time the franchise agreement process is complete, the Board will be requested to grant authority to advertise the proposed ordinances and to approve the Settlement and Transfer Agreement which confirms the merger between Time Warner and AOL and recognizes payments made by Time Warner which comply with audit

July 11, 2000

reports.

Responding to a query by Commissioner Todd, Attorney Bennett related that the Federal Court in Washington State had issued an opinion that cable television is a telecommunications service with open access required; whereupon, County Administrator Fred E. Marquis indicated that the Federal Communications Commission (FCC) will rule on that opinion.

#54 UPDATE ON PINELLAS WORKFORCE BOARD

Chairman Stewart related that the remaining appointments to the Workforce Board will be scheduled on next week's agenda; that the bylaws are in the initial draft stage; that the County stands as a fiscal agent in the closeout audit which is in process; and that the County Attorney's Office has engaged Michelle Daniels, an attorney from Broward County, who will be in attendance at the July 17th Workforce Board meeting. He stated that an additional Workforce Board meeting has been scheduled for Saturday, July 22; and that the Workforce Board's immediate goal is to obtain State Certification.

#55a COMMISSIONER HARRIS RE STUDENT COMMISSIONER AND CONSUMER TIP

Commissioner Harris related that a thank-you note had been received from Student Commissioner Heather Samuelson for the opportunity to accompany him to Tallahassee and for the proclamation she had received from the Board of County Commissioners (BCC); whereupon, he offered a consumer tip regarding a three-day right-to-cancel for services to be rendered in the future.

#55b COMMISSIONER SEEL RE U.S. 19 SAFETY TOWN MEETING

Commissioner Seel invited the public to attend the U.S. 19 Safety Town Meeting on July 22, 2000, at Clearwater High School Auditorium, from 10:00 A.M. to 12:00 P.M., hosted by Congressmen Michael Bilirakis and C. W. ABill@ Young.

July 11, 2000

Upon direction of the Chairman, there being no objection, the meeting was adjourned at 12 :45 P.M.

---

Chairman

ATTEST: KARLEEN F. De BLAKER, CLERK

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