

**BOARD OF COUNTY COMMISSIONERS, PASCO COUNTY, FLORIDA
REGULAR MEETING/REZONINGS**

**ANNOTATED AGENDA
PREPARED IN THE OFFICE OF
JED PITTMAN, CLERK OF THE CIRCUIT COURT**

FEBRUARY 25, 2003

**WEST PASCO GOVERNMENT CENTER, BOARD ROOM
7530 LITTLE ROAD, NEW PORT RICHEY, FL 34654**

County Commissioners

Chairman Ted J. Schrader, District 1
Vice Chairman Peter A. Altman, District 5
Pat Mulieri, Ed.D. District 2
Ann Hildebrand, District 3
Steve Simon, District 4

County Administrator

John Gallagher

County Attorney

Robert D. Sumner
MS. JANE FAGAN, ASSISTANT COUNTY ATTORNEY

Clerk to the Board

Jed Pittman

CALL TO ORDER - 1:30 P.M.

**INVOCATION
PLEDGE OF ALLEGIANCE
ROLL CALL** }

MS. LINDA DILLON, DEPUTY CLERK

CONSENT AGENDA

CHAIRMAN SCHRADER NOTED AGENDA ITEM C 57 WAS WITHDRAWN BY THE COUNTY ADMINISTRATOR AND ALSO NOTED A MEMORANDUM REGARDING PURCHASING ITEMS THAT WAS DISTRIBUTED TO THE BOARD.

COMMISSIONER MULIERI MOVED APPROVAL OF THE CONSENT AGENDA WITH EXCEPTION OF THE WITHDRAWN ITEM AND CONTINGENT UPON THE PURCHASING ITEMS LISTED ON MEMORANDUM OM03-3214 AND READ INTO THE RECORD BY MR. GALLAGHER BE SUBJECT TO THE CLERK'S REVIEW; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

CONSTITUTIONAL OFFICERS

Clerk

- C 1. Tax Deed Sale Scheduled for April 24, 2003, 10:00 a.m., Dade City – letter dated February 11, 2003
RECOMMENDATION: Approve

Sheriff

- C 2. Letter from Office of the Sheriff RE: Resolution #82-107 dated February 6, 2003

Minutes and Financial Matters—Minutes—Approval

- C 3. Board of County Commissioners Regular Meeting/Rezoning/Work Session dated January 14, 2003

Minutes and Financial Matters—Minutes—Distribution

- C 4. Board of County Commissioners Regular Meeting/Rezoning dated January 28, 2003 **(TO BE DISTRIBUTED)**

Minutes and Financial Matters—General Warrants, Payroll Registers, and Transfer Authorizations

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 5. Settlement of Workers' Compensation Claim – Donald Ettel; All Comm. Dist.
Memorandum CAO03-0053
RECOMMENDATION: Approve

- C 6. Construct Little Road, Phase IV, Parcel No. 117 – Omni Appraisal Group, P.A. – Fee & Cost Hearing Invoice; All Comm. Dist.
Memorandum CAO03-1614
RECOMMENDATION: Approve

- C 7. Request to Defend Sunshine State Insurance Company as Subrogee of Robert Jones v. Pasco County – Case No.: 512002CC002494/WS; All Comm. Dist.
Memorandum CAO03-2122
RECOMMENDATION: Approve

- C 8. Request to Defend Allstate Insurance Company as Subrogee of Ronald Fischbach v. Pasco County – Case No.:512002CC1166WS
Memorandum CAO03-2123
RECOMMENDATION: Approve

County Administrator

- C 9. Memorandum of Agreement - The Innovation Groups, Inc.; All Comm. Dist.
Memorandum CA03M-5018
RECOMMENDATION: Approve

County Administration—Office of Emergency Management

- C 10. Memorandum of Understanding for the Retired and Senior Volunteer Program District School Board of Pasco County; All Comm. Dist.
Memorandum OEM03-005
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 11. Planning Agreement – Continuity of Operations – Funding for local government Terrorism Annexes; All Comm. Dist.
Memorandum OEM03-024
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 12. Required Submittals – Hazard Mitigation Grant Program –Regarding Local Mitigation Strategy and Working Group; All Comm. Dist.
Memorandum OEM03-026
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Personnel

- C 13. Review of Position and Pay Classification Plan – Cody & Associates, Inc.; All Comm. Dist.
Memorandum PER03-0241
RECOMMENDATION: Approve

Development Services Administration

- C 14. Addendum No. 3 to Task Work Order No. TO-1 – Tindale-Oliver and Associates, Inc. -Time Extension for updating of the Transportation Impact Fee Ordinance; All Comm. Dist.
Memorandum DS03-048
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Development Review Services

- C 15. Class I Mine Annual Report – Copeland D. Newbern -Newbern Sand Mine; Comm. Dist. 2
Memorandum DV03-89
RECOMMENDATION: Approve

Engineering Services

- C 16. Request for Qualifications – Professional Consultant Selection Committee – Professional Engineering Consulting Services Related to Development Services Projects, Primarily Roadway, Drainage, and Bridges; All Comm. Dist.
Memorandum ENA03-003
RECOMMENDATION: Approve

Engineering Services—Engineering Design/Stormwater

- C 17. Drainage Improvement – Southwest Florida Water Management District – Geiger Pond Conservation Easement; Comm. Dist. 1
Memorandum EDA03-037
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Engineering Services—Engineering Inspections

- C 18. Release of Maintenance Guarantee and Accept the Streets and Stormwater System for County Maintenance – Haydon & Rubin Development, Inc. – Aberdeen, Phase One; Comm. Dist. 2
Memorandum ENIA03-026
RECOMMENDATION: Approve
- C 19. Release of Right-of-Way Maintenance Bond – Kimco Developers, Inc. – Northwood Shopping Center, Big Creek Drive Open Cut; Comm. Dist. 2
Memorandum ENIA03-027
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 20. Final Change Order Bid No. 01-148 – Lester’s Construction Co., Inc. – Collier Parkway Boulevard South (S.R. 54 to Willow Bend Parkway); Comm. Dist. 3
Memorandum PMA03-032
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 21. Florida Department of Transportation, Task Order EDO03-016 – Reynolds, Smith and Hill, Inc. – Landscaping S.R. 54 from U.S. 19 to Madison Street; Comm. Dist.3 Memorandum PMA03-033
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 22. Florida Department of Transportation, Task Order EDO03-013 – Reynolds, Smith and Hill, Inc. – Landscaping S.R. 54 from U.S. 41 to Cypress Creek; Comm. Dist. 2
Memorandum PMA03-034
RECOMMENDATION: Approve and Authorize Chairman’s Signature

- C 23. Florida Department of Transportation, Task Order EDO03-014 - Reynolds, Smith and Hill, Inc. – Landscaping U.S. 41 from Bell Lake Road to Tower Road; Comm. Dist. 2 & 4
Memorandum PMA03-035
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 24. Change Order No. 3 – Grubbs Construction Co., Inc. – Handcart Road (Eiland Boulevard to Prospect Road); Comm. Dist. 1
Memorandum PMA03-036
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Engineering Services—Real Estate

- C 25. Agreement for Sale and Purchase of Interest in Property – Ronald and Ethel L. Tracy – Fort King Highway(C.R. 41), Parcel No’s. 105 & 106; Comm. Dist. 1
Memorandum REA03-042
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 26. Agreement for Sale and Purchase of Interest in Property – Valleydale Ro Association Inc. – Fort King Highway (C.R. 41), Parcel 714; Comm. Dist. 1
Memorandum REA03-043
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 27. Conservation Easement – Southwest Florida Water Management District – Little Road, Phase IIIA; Comm. Dist. 3
Memorandum REA03-045
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Engineering Services—Traffic Operations

- C 28. Parking Restriction – Madison Street; Comm. Dist. 3
Memorandum TR03-0599
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Growth Management—Zoning/Code Compliance

- C 29. Lien Resolution – Property Maintenance Ordinance; All Comm. Dist.
Memorandum CC03-046
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 30. Lien Resolutions – Property Maintenance Ordinance; All Comm. Dist.
Memorandum CC03-048
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 31. Lien Resolutions – Property Maintenance Ordinance; All Comm. Dist.
Memorandum CC03-050
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 32. Revised 2003 Public Hearing Schedule; All Comm. Dist.
Memorandum ZN03-087
RECOMMENDATION: Approve

PUBLIC SERVICES BRANCH

Community Services

- C 33. First Amendment to Agreement – Southwest Florida Water Management District –
Implementation of Florida Yards & Neighborhoods; All Comm. Dist.
Memorandum CS03-050
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Services—Elderly Nutrition Program

- C 34. USDA Rate Agreement#EU021-PA – Received Cash-In-Lieu of Commodities; All Comm.
Dist.
Memorandum ENP03-067
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Services—S.A.V.E.

- C 35. Agreement for Services – Ms. Vicki E. Martin – Recruits and Trains the Sexual Assault Victim Examiners; All Comm. Dist.
Memorandum SAVE03-008
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Facilities Management

- C 36. Change Orders – Spring Engineering – Fire Stations #21 & #26; Comm. Dist. 5
Memorandum FAC03-079
RECOMMENDATION: Approve and Authorize Chairman’s Signature

UTILITIES SERVICES BRANCH

- C 37. Renewal Service Agreement – REGfiles, Inc. – State’s Protection Tracking Service; All Comm. Dist.
Memorandum UT03-463
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 38. Irrigation Schedule – All Pasco County Utilities Reuse System Customers; All Comm. Dist.
Memorandum UT03-471
RECOMMENDATION: Approve

Utilities

- C 39. Acceptance of Utility Improvements and Maintenance Guarantee – Skyland Development, Inc. – Plantation Palms Phase 2B, Project No. 99-195.14; Comm. Dist. 2
Memorandum UTD03-425
RECOMMENDATION: Approve

- C 40. Acceptance of Utility Improvements and Maintenance Guarantee – Skyland Development, Inc. – Plantation Palms Phase 3B, Project No. 99-195.07; Comm. Dist. 2
Memorandum UTD03-426
RECOMMENDATION: Approve
- C 41. Acceptance of Utility Improvements and Maintenance Guarantee – Skyland Development, Inc. – Plantation Palms Phase 4C, Project No. 99-195.13; Comm. Dist 2
Memorandum UTD03-427
RECOMMENDATION: Approve
- C 42. Task Order No. 1-03 – Florida Design Consultants, Inc. – Cameo Drive Water System; Comm. Dist. 4
Memorandum UTD03-443
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Utilities Fiscal Services/Special Projects

- C 43. Maintenance Agreement – QEI, Inc. – on site service for Computer Hardware Manufactured by DEC/Compaq and Factory Service; All Comm. Dist.
Memorandum UTFSSP03-233
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 44. Additional Monies for Purchase Order No. 126477– CJ’s Sales and Service, Inc. - Generator Repairs; All Comm. Dist.
Memorandum UTFSSP03-266
RECOMMENDATION: Approve
- C 45. Annual Emissions Fee – Florida Department of Environmental Protection – “Annual Operation Report Form for Air Emission Source” for Calendar Year 2002; All Comm. Dist.
Memorandum UTFSSP03-267
RECOMMENDATION: Approve

- C 46. Donation – Quick Silver Recycling Services – 3 Refurbished Compaq Armada 4110 Computers; All Comm. Dist.
Memorandum UTFSSP03-273
RECOMMENDATION: Approve

OFFICE OF MANAGEMENT AND BUDGET

- C 47. Amendment to Agreement with Outside Agency – Youth and Family Alternatives, Inc. – Final Budget; All Comm. Dist.
Memorandum OMB03-031
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 48. Account Number Change -Rate Agreement EC002-PASCO9-03 – Community Care for Elderly – Contract for Home Delivered Meals; All Comm. Dist.
Memorandum OMB03-3195
RECOMMENDATION: Approve

Community Development

- C 49. Addendum No. 1 – Pasco County Housing Authority – Agreement for Community Development Block Grant Program; Comm. Dist. 1
Memorandum CD03-202
RECOMMENDATION: Approve
- C 50. Amendment No. 1 - Specific Performance Agreement – Housing Finance Authority of Pinellas County; All Comm. Dist.
Memorandum CD03-206
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 51. Mortgage Assumption – 38637 Patty Lane, Lacoochee; Comm. Dist. 1
Memorandum CD03-216
RECOMMENDATION: Approve

C 52. Mortgage Assignment – Target Area Homebuyer Assistance Program – 15240 17th Street;
Comm. Dist. 1
Memorandum CD03-220
RECOMMENDATION: Approve

Purchasing

C 53. Bid No. 02-029F

Item: Additional Cargo Vans with Animal Carriers
Department: Fleet Management
Vendor: Atlantic Ford Truck Sales, Inc.
Amount: \$112,254.00
Memorandum PU03-163
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C 54. Bid No. 02-127

Item: Port of Hudson Access
Department: Engineering Services
Vendor: Southwest Contracting, Inc
Amount: \$189,210.00
Memorandum PU03-137
RECOMMENDATION: Approve

C 55. Award of Bid No. 03-009 and Contract Approval

Item: Wesley Center Subregional Reuse Facility Dewatering
System
Department: Utilities
Vendor: Brandes Design-Build, Inc.
Amount: \$811,000.00
Memorandum PU03-159
RECOMMENDATION: Approve Award of Bid and Approve and Authorize
Chairman's Signature on Contract

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.56 Award of Bid No. 03-010 and Contract Approval

Item: Southeast Pasco Subregional WWTP – Phase II Expansion
Department: Utilities
Vendor: Indian River Industrial Contractors, Inc.
Amount: \$7,145,055.00
Memorandum PU03-156
RECOMMENDATION: Approve Award of Bid and Approve and Authorize
Chairman’s Signature on Contract

APPROVED CONTINGENT UPON CLERK’S REVIEW.

C.57 Bid No. 03-020A

Item: Sport Utility Vehicle
Department: Emergency Services
Vendor: Bill Currie Ford
Amount: \$31,409.00
Memorandum PU03-161
RECOMMENDATION: Approve

THE ITEM WAS WITHDRAWN.

C. 58 Bid No. 03-021F

Item: Ten-Wheel Dump Trucks
Department: Fleet Management
Vendor: Heintzelmans Truck Center, Inc.
Amount: \$555,903.00
Memorandum PU03-169
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK’S REVIEW.

C.59 Bid No. 03-014P

Item: Cable & PBX Switch Installation
Division: Communications
Vendor: As Listed
Amount: As Listed
Memorandum PU03-149
RECOMMENDATION: Approve

C.60 Reject Bid No. 03-017F

Item: Fencing – LOL Senior Center
Department: Community Development
Vendor: As Listed
Amount: As Listed
Memorandum PU03-162
RECOMMENDATION: Reject

- C.61 Purchase Request – Don Reid Ford, Inc., Palmetto Ford Truck Sales, Inc., Alan Jay Chevrolet, Oldsmobile, Cadillac – Vehicles; All Comm. Dist.
Memorandum PU03-142
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

- C.62 Purchase Request – GT Software, Inc. – Software and Software Maintenance – Requisition No. 57661; All Comm. Dist.
Memorandum PU03-145
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

- C.63 Purchase Request - SBC DataComm – Cisco Switches, Routers, Installation and Maintenance – Requisition No. 57789 and Florida State Contract No. 250-000-03-1; All Comm. Dist.
Memorandum PU03-146
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

- C.64 Purchase Request – Hientzelman Truck – Compact Pickup Trucks – Requisition No. 56680 and Florida State Contract No. 070-001-03-1; All Comm. Dist.
Memorandum PU03-147
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.65 Purchase Request - Nortrax Equipment Company – Backhoe/Loader - Requisition No. 57723 and Florida State Contract No. 760-001-03-1; All Comm. Dist.
Memorandum PU03-148
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.66 Purchase Request - Nortrax Equipment Company – Midsize, Tractor with Box Blade - Requisition No.56618 and Florida State Contract No. 760-001-03-1; All Comm. Dist.
Memorandum PU03-153
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.67 Purchase Request – Zoll Medical Corporation – Defibrillator and Related Items – Requisition No. 57767; All Comm. Dist.
Memorandum PU03-160
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.68 Purchase Request – Alan Jay Chevrolet, Don Reid Ford, Inc., Tropical Ford, Inc., Classic Chevrolet, Orville Beckford Ford Mercury – Vehicles – Florida State Contract No. 070-001-03-1; All Comm. Dist.
Memorandum PU03-164
RECOMMENDATION: Approve

APPROVED CONTINGENT UPON CLERK'S REVIEW.

C.69 Classification and Disposal of Surplus Property – Tampa Machinery Auction, Inc.; All Comm. Dist.
Memorandum PU03-170
RECOMMENDATION: Approve

Budgeting—Budget Amendment

- C 70. BA03-125 TRANSFER WITHIN THE MUNICIPAL SERVICE FUND/RESERVES TO APPROPRIATE FUNDS FOR TASK ORDER #3, WHICH WAS APPROVED BY THE BOARD OF COUNTY COMMISSIONERS ON JANUARY 28, 2003, WITH GLATTING, JACKSON, KERCHER, ANGLIN, LOPEZ AND RINEHART, INC. AND ADDITIONAL ADVERTISING EXPENSES - \$40,000.00
- C 71. BA03-126 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF TRANSPORTATION GRANT FUND - \$2,655,235.00
- C 72. BA03-127 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF TRANSPORTATION GRANT FUND - \$301,717.00
- C 73. BA03-128 TRANSFER WITHIN THE CAPITAL IMPROVEMENT FUND/LAND TO REALIGN FUNDS TO VARIOUS DIVISIONS TO FULLY ACCOUNT FOR PRIOR YEAR ENCUMBRANCES - \$10,003.00
- C 74. BA03-129 TRANSFER WITHIN THE MUNICIPAL SERVICE FUND/RESERVES TO APPROPRIATE FUNDS FOR ADDITIONAL POSITIONS FOR THE SIGN ORDINANCE STARTUP. THE ADDITIONAL POSITIONS WERE APPROVED BY THE BOARD OF COUNTY COMMISSIONERS ON JANUARY 28, 2003 - \$112,187.00

COMMISSIONERS' ITEMS

Commissioner Mulieri

- R 1. 2003 Nature Coast Regional Envirothon

COMMISSIONER MULIERI MOVED ADOPTION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

Miscellaneous Commissioners' Items

- R 2. Resolution Declaring Week of February 23, 2003, as Florida Emergency Planning and Community Right-to-Know (EPCRA) Awareness Week

COMMISSIONER HILDEBRAND MOVED ADOPTION; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- R 3. Mayor Roy Pierce – Discussion of Gas Tax

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MAYOR ROY PIERCE; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

FOR INFORMATION ONLY.

CONSTITUTIONAL OFFICERS

Clerk

- R 4. Minutes and Financial Matters—Specific Approvals

COMMISSIONER MULIERI MOVED APPROVAL CONTINGENT UPON CHECK NUMBER 289377 MADE PAYABLE TO BUTLER AND HOSCH, P.A. TRUST ACCOUNT IN THE AMOUNT OF \$24,157.64 BE RELEASED UPON BOARD APPROVAL OF AGENDA ITEM C 52; CHECK NUMBER 289381 MADE PAYABLE TO FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$25,950.65 BE RELEASED UPON BOARD APPROVAL OF AGENDA ITEM C 45; CHECK NUMBER 289382 MADE PAYABLE TO GENERAL HOME DEVELOPMENT CORPORATION IN

THE AMOUNT OF \$16,759.93 BE RELEASED UPON BOARD APPROVAL OF AGENDA ITEM C 51; AND CHECK NUMBER 289388 MADE PAYABLE TO MCCLAIN AND ALFONSO, P.A. TRUST ACCOUNT IN THE AMOUNT OF \$300,000.00 BE RELEASED UPON BOARD APPROVAL OF AGENDA ITEM R 8; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

LEGISLATIVE/ADMINISTRATIVE

R 5. Discussion of Wesley Chapel Lakes DRI , RE: State Road 56 Extension

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE COUNTY ADMINISTRATOR'S RECOMMENDATION, WHICH WAS TO DELAY THE MAILING OF A LETTER REGARDING A NEW TRANSPORTATION STUDY FOR APPROXIMATELY THREE TO FOUR WEEKS ; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

Committee Reports

None Scheduled

DISTRICT TWO – COMMISSIONER MULIERI

NO ITEMS.

DISTRICT THREE – COMMISSIONER HILDEBRAND

1. COMMISSIONER HILDEBRAND STATED SHE WAS CONTACTED BY MR. BILL ARCHIBALD REGARDING THE FEES BE WAIVED FOR A CLEAN-UP ON MARCH 13TH IN BUENA VISTA. SHE REQUESTED MR. DOUG BRAMLETT CONTACT MR. ARCHIBALD.

COMMISSIONER HILDEBRAND MOVED APPROVAL TO WAIVE THE FEES AND THE MONEY TAKEN FROM THE RESERVE FOR THE BOND COVENANTS TO BE REPAYED; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

2. COMMISSIONER HILDEBRAND STATED SHE HAD MET WITH THE RESIDENTS OF NATURE'S HIDEAWAY REGARDING THE CYPRESS WALK DEVELOPMENT. SHE DIRECTED STAFF TO BRING THE SITE PLAN BACK TO THE BOARD REGARDING THE DEVELOPMENT AFTER IT WAS PRESENTED TO THE DRC.

DISTRICT FOUR – COMMISSIONER SIMON

NO ITEMS.

DISTRICT FIVE – COMMISSIONER ALTMAN

NO ITEMS.

COUNTY ADMINISTRATOR

1. MR. GALLAGHER EXPLAINED HE HAD DISTRIBUTED A LETTER TO THE BOARD FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT REQUESTING THE BOARD'S OPINION ON THE REAPPOINTMENT OF THE MEDICAL EXAMINER, DR. JON THOGMARTIN. HE REQUESTED APPROVAL TO SEND BACK A FAVORABLE RESPONSE. THE BOARD WAS IN AGREEMENT.

2. MR. GALLAGHER REQUESTED AN EMERGENCY ITEM BE HEARD.

COMMISSIONER HILDEBRAND MOVED TO HEAR THE EMERGENCY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

MR. MIKE NURRENBROCK EXPLAINED THE ITEM WAS REGARDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$35,000,000 GUARANTEED ENTITLEMENT REFUNDING REVENUE BONDS, SERIES 2003, TO FINANCE THE COST OF THE ACQUISITION AND CONSTRUCTION OF CERTAIN CAPITAL IMPROVEMENTS IN THE COUNTY; THE REFUNDING OF THE OUTSTANDING GUARANTEED ENTITLEMENT REFUNDING REVENUE BONDS, SERIES 1989 AND SERIES 1992; PROVIDING PAYMENT OF SUCH BONDS FROM THE GUARANTEED ENTITLEMENTS OF THE COUNTY TO CERTAIN STATE REVENUE SHARING TRUST FUNDS; BY MAKING CHANGES IN CONNECTION WITH THE ISSUANCE OF MUNICIPAL BOND AND DEBT SERVICE RESERVE INSURANCE POLICIES FOR THE BONDS; APPOINTING AN ESCROW HOLDER,; AND APPROVING THE FORM OF AN ESCROW DEPOSIT AGREEMENT.

COMMISSIONER MULIERI MOVED APPROVAL FOR THE CHAIRMAN'S SIGNATURE ON THE BOND PURCHASE AGREEMENT SIGNATURE PAGE AND TO AUTHORIZE THE CHAIRMAN SIGN THE RESOLUTION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER MULIERI MOVED APPROVAL OF THE AMENDING RESOLUTION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

3. MR. GALLAGHER BROUGHT UP FOR DISCUSSION A LETTER HE RECEIVED FROM THE CITY OF NEW PORT RICHEY REGARDING FLORIDA STATUTE 164 ON RESOLUTION PROCEDURES. HE UPDATED THE BOARD OF DISCUSSIONS HE HAD WITH THE CITY OF NEW PORT RICHEY REGARDING THEIR INTENT WITH THE BULK UTILITY AGREEMENT AND ACQUIRING ADDITIONAL LAND FOR THE WASTEWATER TREATMENT PLANT EXPANSION. THE CITY OF NEW PORT RICHEY SUGGESTED A JOINT MEETING BE HELD ON MARCH 12TH, 4:00 P.M., AT CITY HALL. EXTENSIVE DISCUSSION FOLLOWED.

COUNTY ATTORNEY

1. MS. JANE FAGAN, ASSISTANT COUNTY ATTORNEY, REPORTED THAT MR. SUMNER WOULD BE BACK IN THE OFFICE ON MONDAY.

CLERK TO THE BOARD

NO ITEMS.

DISTRICT ONE – CHAIRMAN SCHRADER

1. CHAIRMAN SCHRADER STATED HE HAD RECEIVED A LETTER FROM THE PUBLIC DEFENDER'S OFFICE REQUESTING THE BOARD ADOPT A PROCLAMATION RECOGNIZING THE 40TH ANNIVERSARY OF GIDEON VS WAINRIGHT.

COMMISSIONER HILDEBRAND MOVED TO ADOPT THE PROCLAMATION; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

2. CHAIRMAN SCHRADER INFORMED THE BOARD THE CITY OF SAN ANTONIO ADOPTED A RESOLUTION REQUESTING THE BOARD CONSIDER ADOPTING AN ORDINANCE REGARDING THE LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.

3. CHAIRMAN SCHRADER REQUESTED MR. GALLAGHER GIVE THE BOARD AN UPDATE REGARDING TOMMYTOWN AT THE NEXT MEETING IN DADE CITY.

4. CHAIRMAN SCHRADER DIRECTED MR. BIPIN PARIKH TO CONTACT THE TOWN OF ST. LEO REGARDING THEIR PROJECT.

5. CHAIRMAN SCHRADER REQUESTED STAFF PREPARE A RESOLUTION RECOGNIZING JUDGE CRAIG VILLANTI ON HIS RECENT APPOINTMENT TO THE SECOND DISTRICT COURT OF APPEALS.

COMMISSIONER ALTMAN MOVED APPROVAL FOR THE COUNTY ATTORNEY TO PREPARE A RESOLUTION FOR THE CHAIRMAN'S SIGNATURE TO ACKNOWLEDGE THE HONORABLE CRAIG VILLANTI ON HIS RECENT APPOINTMENT TO THE SECOND DISTRICT COURT OF APPEALS; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Miscellaneous Old Business

R 6. Water Issues

WATER ISSUES DISCUSSED: LAST MONTH ONLY 64 MILLION GALLONS OF GROUND WATER WAS USED, WHICH WAS DUE TO THE IMPACT OF THE SURFACE WATER TREATMENT PLANT AND THE RECENT RAINS; THERE WAS AN UPDATE REGARDING THE DESAL PLANT IN BIG BEND; TAMPA BAY WATER HAD ALREADY BANKED 108 MILLION GALLONS OF WATER, WHICH WOULD BE A COST SAVING TO THE TAMPA BAY WATER CUSTOMERS; ADDITIONAL WATER FROM NORTHEAST PASCO AND CYPRESS BRIDGE II HAD A "SLIM TO NONE" CHANCE OF OCCURRING; TAMPA BAY WATER BOARD WOULD MAKE SELECTIONS REGARDING NEW WATER SOURCES THIS YEAR; THE DESAL PLANT WAS BEING BUILT FOR PEOPLE TODAY AND THEY WOULD NEED ADDITIONAL WATER SOURCES FOR FUTURE NEEDS; IN JUNE OR JULY THE BOARD WOULD BE DISCUSSING FUTURE WATER PROJECTS; AND IT WAS SUGGESTED A WORKSHOP OR PRESENTATION BE SCHEDULED IN THE SPRING TO DISCUSS NEW WATER SOURCES.

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

None Scheduled

DEPARTMENTAL MATTERS

County Attorney

- R 7. Resolution Providing for and Authorizing Execution, Delivery, and Recording of Corrective Quit Claim Deeds to Eliminate Cloud on Title Caused by Scrivener's Error; All Comm. Dist. Memorandum CAO03-0043

COMMISSIONER MULIERI MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER SIMON AND COMMISSIONER ALTMAN SECONDED; MOTION CARRIED.

- R 8. Agreement for Sale and Purchase of Real Estate – District School Board of Pasco County – Land O' Lakes; All Comm. Dist. Memorandum CAO03-0050

COMMISSIONER ALTMAN MOVED TO PAY THE SHORT-FALL OUT OF THE COUNTY'S CONTINGENCY FUND TO BE REIMBURSED. MOTION FAILED FOR LACK OF A SECOND.

COMMISSIONER MULIERI MOVED TO TABLE THE ITEM UNTIL LATER IN THE MEETING IN ORDER FOR STAFF TO BRING BACK ADDITIONAL INFORMATION; COMMISSIONER ALTMAN SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED TO GO FORWARD ON THE SALE WITH THE DOWN PAYMENT TO BE THE SAME; HOWEVER INSTEAD OF RENDERING A PURCHASE MONEY MORTGAGE IN THE AMOUNT OF \$230,000.00, THAT IT BE DELAYED FOR 30 DAYS UNTIL THE BOND ISSUE HAS BEEN REFUNDED; AND DIRECT THE CLERK'S OFFICE TO ISSUE A WARRANT AT THE MARCH 25TH MEETING; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

- R 9. Transfer of Personal and Real Property and Assumption of Certain Liabilities – Land O' Lakes Volunteer Fire Department, Inc. No.2; All Comm. Dist. Memorandum CAO03-0447

COMMISSIONER MULIERI MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

County Administrator

- R 10. Letter from Keep Pasco Beautiful RE: Request for Funding for Keep Pasco Beautiful, Inc. dated January 26, 2003

COMMISSIONER MULIERI MOVED TO CONTINUE TO THE NEXT MEETING; COMMISSIONER HILDEBRAND AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

DEVELOPMENT SERVICES BRANCH

Growth Management

- R 11. MPUD Master Planned Unit Development Amendment – Devco IV, LLC – Oakstead, Rezoning Petition No. 5879; Comm. Dist. 2
Memorandum GM03-414

COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE A COPY OF AMENDED LANGUAGE TO CONDITION NUMBER 13 PRESENTED BY MR. CRAIG WEBBER; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATE NUMBER ONE AND TO INCLUDE THE AMENDED CONDITION; COMMISSIONER ALTMAN SECONDED; MOTION CARRIED.

PUBLIC SERVICES BRANCH

Emergency Services

- R 12. Facilities Master Plan – Pasco County Fire and Emergency Medical Services; All Comm. Dist.
Memorandum ES03-1084

COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE A COPY OF THE POWER POINT PRESENTATION PRESENTED BY MR. BRAD CORNELIUS OF WADE-TRIM; COMMISSIONER HILDEBRAND AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED TO DIRECT STAFF TO MOVE FORWARD; COMMISSIONER MULIERI AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

UTILITIES SERVICES BRANCH

None Scheduled

OFFICE OF MANAGEMENT AND BUDGET

Purchasing

R 13. Bid No. 03-001

Item: Lake Zephyrhills Watershed Improvements
Department: Engineering Services
Vendor: All American Concrete, Inc.
Amount: \$5,108,101.60
Memorandum PU03-155

**COMMISSIONER ALTMAN MOVED APPROVAL OF STAFF'S RECOMMENDATION;
COMMISSIONER MULIERI AND COMMISSIONER HILDEBRAND SECONDED; MOTION
CARRIED.**

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Departmental Follow-up per Board Request

R 14. Development Review Committee Annotated Agenda; All Comm. Dist.
Memorandum DR03-589

INFORMATION ONLY.

R 15. Pasco County Public Transportation – Service Status Report; All Comm. Dist.
Memorandum PT03-194

INFORMATION ONLY.

- R 16. Pasco County Public Transportation - Transit Fixed Route Quarterly Service Update; All Comm. Dist.
Memorandum PT03-211

INFORMATION ONLY.

Motions

- R 17. Petition to Growth Management Department to establish the Heritage Springs Community Development District pursuant to the Uniform Community Development District Act of 1980 – U. S. Home Corporation - Heritage Springs Community Development District; Comm. Dist. 3
Memorandum GM03-478

REMANDED BACK TO STAFF. NO ACTION TAKEN.

- R 18. Appointments to the Affordable Housing Advisory Committee; All Comm. Dist
Memorandum CD03-204

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

Noted Items

AGENDA ITEMS R 19 THROUGH R 47 WERE NOTED.

- R 19. Letter from City of Port Richey RE: Local Government Infrastructure Surtax dated January 21, 2003
- R 20. Florida Public Service Commission – Order Approving Acquisition of Aqualsource Utility, Inc. issued February 3, 2003
- R 21. Florida Public Service Commission – Notice of Hearing Docket No. 001574-EQ issued February 4, 2003

- R 22. Florida Public Service Commission – Notice of Staff Rule Workshop Docket No. 001574-EQ issued February 4, 2003

- R 23. Florida Public Service Commission – Amended Notice of rule Workshop Docket No. 001574-EQ issued February 5, 2003

- R 24. Florida Public Service Commission – Revised Notice of Commission Hearing Docket No. 020119-TP issued February 5, 2003

- R 25. Letter from Florida House of Representatives RE: Rep. Tom Anderson has opened his district office in Holiday dated February 5, 2003

- R 26. Letter from Department of the Army RE: Withlacoochee River Watershed and the Green Swamp dated February 5, 2003

- R 27. Florida Public Service Commission – Notice of Rulemaking Docket No. 001574-EQ issued February 6, 2003

- R 28. Florida Public Service Commission – Order Establishing Procedure Docket No. 021215-WS issued February 7, 2003

- R 29. Florida Public Service Commission – Notice of Commission Hearing and Prehearing to Global Naps, Inc., Verizon Florida, Inc. Docket No. 011666-TP issued February 10, 2003

R 30. Hand writing document RE: SWFWMD – Floridians for Environmental Accountability and Reform(F.E.A.R.) stamped January 27, 2003

Noted Items— Agenda

R 31. City of Dade City – City Commission Meeting dated February 11, 2003

R 32. Pinellas-Anclote River Basin Board dated February 12, 2003

Noted Items—Minutes

R 33. Heritage Pines Community Development District dated October 21, 2002

R 34. Pasco County Library System Advisory Board dated September 9, 2002

R 35. Board of Directors of Tampa Bay Water dated December 16, 2002

R 36. Pasco County Library System Advisory Board dated January 13, 2003

R 37. District School Board of Pasco County dated January 21, 2003

R 38. Pasco Economic Development Council dated January 22, 2003

Noted Items—Noted on File in Board Records/Secretarial Services

- R 39. Annual Financial Report and Audited Financial Statements of Tampa Bay Water for the fiscal year ending September 30, 2002
(letter to Jed Pittman, dated February 4, 2003)

- R 40. Interlocal Agreement Between Pinellas County and Pasco County, dated December 23, 2002 – RE: New Medical Examiner’s facility)

- R 41. Certificated of Liability Insurance – King Engineering Assoc., Inc. – Old Pasco Road; Quail Hollow Blvd. To SR 52 – Task Order EDO03-011 – Received on February 6, 2003

- R 42. Copy of Warranty Deed – Hardy H. Huntley, dated January 3, 2003; OR BK 5191, PG 169-071

- R 43. Copy of Warranty Deed – Merry Meeting Inc., dated November 27, 2002; OR BK 5149, PG 1368-1369

- R 44. Copy of Warranty Deed – Sky Acres Enterprises, a Wisconsin General Partnership d/b/a Terrace Park Ventures, consisting of Patricia Berens, Roandl Hoffer, Terry Hoffer, Sharon Verhoven, Marilyn Chesak and Marianne Hubatch Pocklington, dated January 24, 2003; OR BK 5219, PG 777-779

Noted Items—Noted on File in Board Records/Secretarial Services—Minutes

- R 45. Minutes and Meeting Documentation – Citizens’ Advisory Committee (CAC) – Subcommittee Planning District #3 – Meeting of December 18, 2002

R 46. Minutes and Meeting Documentation – Development Review Committee (DRC) – Meeting of November 21, 2002

R 47. Minutes and Meeting Documentation – Development Review Committee (DRC) – Meeting of December 5, 2002

PUBLIC COMMENT

1. MR. JOHN V. SIMON, JR. SPOKE REGARDING THE RECENT BID FOR THE LAKE ZEPHYRHILLS WATERSHED IMPROVEMENTS.

RECESS

THE BOARD RECESSED AT 4:50 P.M. AND CONVENED THE WORKSESSION.

WORKSESSION

- A. Discussion of Pasco County Parks and Recreation Master Plan

THE BOARD RECESSED THE WORK SESSION AT 5:15 PM. AND RECONVENED INTO THE REGULAR MEETING AT 6:30 P.M.

PUBLIC HEARINGS AND TIME CERTAIN ITEMS

Proposed Ordinances

None Scheduled

Public Hearings

- P 1. Request for Administrative Appeal – Suncoast Lakes Preliminary Plan; Comm. Dist.4
Memorandum DV03-107
(Continued from January 28, 2003)

THE ITEM WAS WITHDRAWN.

- P 2. Special Assessment Ordinance – Colonial Hills III – PVAS No. 729; Comm. Dist. 3
Memorandum EDA03-035

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- P 3. Vacation of Portions of Easements – Heritage Pines Village 15, Lots 19 & 20
Memorandum REA03-044

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

- P 4. Appeal of Variance No. 1718 – Gulf Harbors Civic Association; Comm. Dist. 3
Appeal No. DRCA03-01

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION TO DENY THE VARIANCE AND TO DENY DRC'S RECOMMENDATION OF APPROVAL; COMMISSIONER SIMON SECONDED; MOTION CARRIED WITH CHAIRMAN SCHRADER VOTING NAY.

COMMISSIONER ALTMAN MOVED TO RECONSIDER THE MOTION; COMMISSIONER SIMON SECONDED; MOTION CARRIED WITH COMMISSIONER HILDEBRAND VOTING NAY.

COMMISSIONER ALTMAN MOVED TO DENY THE APPEAL AND TO SUPPORT THE DRC'S RECOMMENDATION; COMMISSIONER SIMON SECONDED; MOTION CARRIED WITH COMMISSIONER HILDEBRAND AND COMMISSIONER MULIERI VOTING NAY.

- P 5. Streetlights – Florida Power Corporation – Thousand Oaks, Phases 6-9
Memorandum UTFSSP03-199

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S
RECOMMENDATION; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.**

- P 6. Proposed Lease Agreement Between Pasco County and Voicestream Tampa/Orlando, Inc.
– Cell Tower
TO BE CONTINUED TO MARCH 25, 2003

**COMMISSIONER SIMON MOVED TO CONTINUE TO MARCH 11, 2003, 6:30 P.M.,
DADE CITY; COMMISSIONER ALTMAN SECONDED; MOTION CARRIED.**

Public Hearings—Rezoning

- Z 1. Memorandum ZN03-085
Location Maps

Consent Agenda

RZ-5995 - Jane M. & William S. Collier Jr., Comm. Dist. 2
PULLED FROM THE CONSENT AGENDA

RZ-5989 – Hardy H. Huntley, Comm. Dist. 3

CU03-06 – Sembler EDP Parntership #5LTD./Eckerd Corporation, Comm.
Dist. 4

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CONSENT AGENDA
WITH EXCEPTION OF THE PULLED PETITION; COMMISSIONER SIMON SECONDED;
MOTION CARRIED.**

CONTINUED

**RZ-5982 – H. Vance Smith, et al, Comm. Dist. 2
TO BE CONTINUED TO MARCH 25, 2003**

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO MARCH 25, 2003, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

RZ-5993– The Cone Corporation/Cone Property MPUD, Comm.Dist.2

COMMISSIONER MULIERI MOVED TO CONTINUE TO MARCH 11, 2003, 6:30 P.M., DADE CITY; COMMISSIONER HILDEBRAND AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

**RZ-5994 – Dimmit Car Leasing, Inc., Comm. Dist. 3
TO BE CONTINUED TO APRIL 22, 2003**

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO APRIL 22, 2003, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

Regular Agenda

**RZ-5995 - Jane M. & William S. Collier Jr., Comm. Dist. 2
PULLED FROM THE CONSENT AGENDA**

COMMISSIONER MULIERI MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH TWO ADDITIONAL CONDITIONS AS READ INTO THE RECORD; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6000 – Wieslaw Kaspro, et al./Empire Wineries, LLC (F/K/A Empire Distilleries LLC), Comm. Dist. 5

COMMISSIONER MULIERI MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH THE AMENDMENT AS READ INTO THE RECORD BY MS. ZAMPETTI; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

CU03-08 – Wieslaw Kaspro, et al./Empire Wineries, LLC (F/K/A Empire Distilleries LLC), Comm. Dist. 5

COMMISSIONER ALTMAN MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH DELETION OF CONDITION NUMBER TWO; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

NO ONE SPOKE.

ADJOURN

THE BOARD ADJOURNED AT 8:20 P.M.

prepared by:cms