

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

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

JANUARY 25, 2005

**HISTORIC PASCO COUNTY COURTHOUSE, BOARD ROOM 2ND FLOOR
37918 MERIDIAN AVENUE, DADE CITY, FL 33525**

County Commissioners

Chairman Pat Mulieri, Ed.D. District 2
Ted J. Schrader, District 1
Ann Hildebrand, District 3
Steve Simon, District 4
Jack Mariano, District 5

County Administrator

John Gallagher

County Attorney

Robert D. Sumner

Clerk to the Board

Jed Pittman

CALL TO ORDER - 1:30 P.M.

INVOCATION

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PLEDGE OF ALLEGIANCE

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MS. LINDA DILLON, DEPUTY CLERK

ROLL CALL

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CONSENT AGENDA

**CHAIRMAN MULIERI NOTED AGENDA ITEMS C 35 AND C22 WERE PULLED FROM THE
CONSENT AGENDA. AGENDA ITEM C 20 WAS WITHDRAWN.**

**COMMISSIONER SCHRADER MOVED APPROVAL OF THE CONSENT AGENDA WITH THE
EXCEPTION OF THE NOTED ITEMS; COMMISSIONER HILDEBRAND SECONDED;
MOTION CARRIED.**

CONSTITUTIONAL OFFICERS

Clerk

- C 1. Letter Dated January 17, 2005 RE: Tax Deed Sale Scheduled for March 31, 2005 at
10:00 AM

- C 2. Letter Dated January 5, 2005 RE: Internal Audit Report on the County's Fleet Maintenance Inventory

Minutes—Approval

Board of County Commissioners
Regular Meeting/Rezoning
November 23, 2004

Board of County Commissioners
Regular Meeting/Workshop/Rezoning
December 7, 2004

Minutes—Distribution

Board of County Commissioners
Regular Meeting/Rezoning
December 21, 2004

Financial Matters

- C 3. **General Warrants, Payroll Registers, and Transfer Authorizations, Including Those Previously Approved by the Chairman/Vice-Chairman Since the Last Regular Meeting of the Board of County Commissioners**

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 4. Retention of Johnson, Pope, et al – Pasco Lakes, Inc. v Pasco County Middle District Case No. :8: 03-CV-830-T-26-EAJ; All Comm. Dist.
Memorandum CAO05-0420
Recommendation: Approve

- C 5. Request to Defend New Lawsuit – Cypress Creek Town Center; Bob Jones, Shirley Jones and Leigh Jefts vs. Pasco County, et al Court Case No. 51-2004-CA3521-ES/P; Comm. Dist. 2
Memorandum CAO05-2415
RECOMMENDATION: Approve
- C 6. Agreement – Heidt & Associates – Sunlake Boulevard Master Wastewater Pump Station Construction Easement and Floodplain Mitigation Easement with the Bexley Land Trust; Comm. Dist. 2
Memorandum CAO05-2804
RECOMMENDATION: Approve and Authorize Chairman's Signature

County Administrator

- C 7. Confirmation of Assistant County Administrator – Mr. Bruce Kennedy, P.E. - Utilities; All Comm. Dist
Memorandum PER05-0235
RECOMMENDATION: Approve
- C 8. Application – Kalliope Cribaro – Engage in the Occupation of Psychic Readings; All Comm. Dist.
Memorandum CA05M-5013
RECOMMENDATION: Approve

County Administration—Office of Emergency Management

- C 9. Interlocal Agreement – State of Florida, Department of Community Affairs, Division of Emergency Management – All Discipline Training; All Comm. Dist.
Memorandum OEM005-027
RECOMMENDATION: Approve and Authorize Chairman's Signature

County Administration—Personnel

- C 10. Pay Plan Revision – Paralegal and Technical Support Manager – More Equitable Pay; All Comm. Dist.
Memorandum PER05-0378
RECOMMENDATION: Approve

DEVELOPMENT SERVICES BRANCH

- C 11. Records Disposition Request; All Comm. Dist.
Memorandum DS05-021
RECOMMENDATION: Approve

Development Review Services

- C 12. 2004 Flood Mitigation Assistance Project Agreement – State of Florida, Department of Community Affairs – Elevation of One Structure located in Unincorporated Pasco County; All Comm. Dist.
Memorandum DV05-064
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Engineering Inspections

- C 13. Replace the Performance Guarantee with a Partial Performance Guarantee and Extend the Time Period for One Year – Lennar Homes, Inc. – Suncoast Meadows, Increment One; Comm. Dist. 2
Memorandum ENIA05-038
RECOMMENDATION: Approve
- C 14. Refund the Cash Performance Guarantee – Grand Oaks Square II, LLC – B & B Strip Center, Project No. IPR03-152; Comm. Dist. 2
Memorandum ENIA05-039
RECOMMENDATION: Approve
- C 15. Accept the Cash Performance Guarantee – Charles M. Pratt – Lawn & Pest Pros, Project No. IPR04-044; Comm. Dist. 4
Memorandum ENIA05-040
RECOMMENDATION: Approve
- C 16. Release the Performance Guarantee, Waive the Maintenance Guarantee, and Accept the Street and Stormwater System for County Maintenance – Meadow Pointe II – Mansfield Boulevard, Phase A-B; Comm. Dist. 2
Memorandum ENIA05-041
RECOMMENDATION: Approve

- C 17. Release the Maintenance Guarantee and Accept the Streets and Stormwater System for County Maintenance – Pittway Real Estate – Saddlebrook Village West, Units 1A and 1B; Comm. Dist. 2
Memorandum ENIA05-042
RECOMMENDATION: Approve
- C 18. Release the Performance Guarantee and Accept the Maintenance Guarantee – Meadow Pointe Partners – Meadow Pointe Boulevard, 1st Extension; Comm. Dist. 2
Memorandum ENIA05-043
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 19. Correction of Scrivener's Error - Bid No. 04-154, Rejection of Bids, Approval of Construction and Maintenance Agreements – Aristida Phase III Drainage Improvement Project
Memorandum PMA05-056
RECOMMENDATION: Approve Correction as Outlined

WITHDRAWN

- C 20. Grant Agreement OT05-016 – Economic Development Transportation Trust Fund, Office of Tourism, Trade, and Economic Development Eastern Ribbon & Roll Corporation – Transportation Project on Gunn Highway; Comm. Dist. 2 and 3
Memorandum PMA05-029
RECOMMENDATION: Approve and Authorize Chairman's Signature

THE ITEM WAS WITHDRAWN BY THE COUNTY ADMINISTRATOR.

- C 21. Change Order No. 3, Task Order No. EDO03-025 – URS Corporation Southern – Curley Road (North) Route Study; Comm. Dist. 1
Memorandum PMA05-042
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED FOR REVISION

- C 22. Change Order No. 2, Task Order No. EDO03-024 – URS Southern Corporation – Overpass Road Route Study; Comm. Dist. 1
Memorandum PMA05-044
RECOMMENDATION: Approve and Authorize Chairman's Signature

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE REVISION;
COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

- C 23. Change Order No. 1 to Task Order No. EDO04-006 – Reynolds, Smith and Hills, Inc. – S.R. 54 from East of I-75 to East of C.R. 577/Curley Road; Comm. Dist. 1 and 2
Memorandum PMA05-051
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Real Estate

- C 24. Resolution Canceling Taxes – John W. Cecil – Tommytown Neighborhood Target, Parcel No. 8177-AYO, Section 22; Comm. Dist. 1
Memorandum REA05-040
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 25. Resolution Canceling Taxes – Joanne Marie Rose a.k.a. Joanne M. Howell – Tommytown Neighborhood Target, Parcel No. 8176-AYO, Section 22; Comm. Dist. 1
Memorandum REA05-041
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 26. Recording of Perpetual Easement for Right-of-Way – James W. Bryant, Sr. and Evelyn L. Bryant – Wilds Road, Section 13; Comm. Dist. 1
Memorandum REA05-060
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 27. Resolution Canceling Taxes – Edward and Susan Duffy – Tommytown Neighborhood Target, Parcel No. 8181-AYO, Section 22; Comm. Dist. 1
Memorandum REA05-061
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 28. Resolution Canceling Taxes – Maria Alba Hernandez-Pena – Tommytown Neighborhood Target, Parcel No. 8016-AYO, Section 27; Comm. Dist. 1
Memorandum REA05-062
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 29. Agreement for Sale and Purchase of Interest in Property – Nancy I. Grantham – Old Pasco Road, Project No. C6505.10; Comm. Dist. 1 and 2
Memorandum REA05-064
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 30. Resolutions Authorizing the Transfer of Subordinations of County Utility Interests – Florida Department of Transportation Construction of S.R. 52, Parcels 111.02, 124.04, and 801.04; Comm. Dist. 4
Memorandum REA05-065
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 31. Corrective County Deed – Stephen C. Booth, Esquire – Lemon Road Well Site, Section 27; Comm. Dist. 4
Memorandum REA05-067
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 32. Agreement for Sale and Purchase of Interest in Property – Byfield Street LLC – Old Pasco Road, Project No. C6545.00; Comm. Dist. 2
Memorandum REA05-069
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 33. Reconveyance of Lands – James E. Phillips and Janell Phillips, Sweetwater Apartments DCF, LLC, and H. Richard Smalley and Patricia A. Smalley, as Trustees of the H. Richard Smalley and Patricia A. Smalley Revocable Inter Vivos Trust Agreement - Dewi Road; Comm. Dist. 1
Memorandum REA05-071
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 34. Task Order No. RET05-002 - American Acquisition Group, LLC – Collier Parkway, Hale Road to Parkway Boulevard, C0864.10, Sections 06, 07, and 08;
Comm. Dist. 2
Memorandum REA05-072
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Survey

PULLED

- C 35. Recording of Plat with Performance Bond - The Ryland Group – Waters Edge Two
Memorandum SA05-027
RECOMMENDATION: Approve
(Continued from January 11, 2005)

COMMISSIONER HILDEBRAND MOVED TO CONTINUE THE ITEM TO FEBRUARY 8, 2005; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- C 36. Recording of Plat with a Performance Guarantee – M/I Homes of Tampa, LLC –
Tierra del Sol, Phase 1; Comm. Dist. 2
Memorandum SA05-031
RECOMMENDATION: Approve

Engineering Services—Traffic Operations

- C 37. Truck Restrictions – Plathe Road, Baker Road, and Louisiana Avenue; All Comm.
Dist.
Memorandum TR05-0599
RECOMMENDATION: Approve

Growth Management

- C 38. Resolution Approving – Cannon Ranch East Community Development District –
Provide Parks and Recreation Facilities, Security Services and Facilities, and Waste
Collection and Disposal; Comm. Dist. 1
Memorandum GM05-404
RECOMMENDATION: Approve and Authorize Chairman's Signature

Growth Management—Zoning/Code Compliance

- C 39. Property Maintenance Ordinance – Lien Resolutions; All Comm. Dist.
Memorandum CC05-036
RECOMMENDATION: Approve
- C 40. Relinquishment – Gulf Coast Recycling, Inc. – Collection Permit No. 132; All Comm. Dist.
Memorandum ZN05-045
RECOMMENDATION: Approve and Authorize Chairman's Signature

PUBLIC SERVICES BRANCH

Community Services—Elderly Nutrition Program

- C 41. Agreement – Area Agency on Aging of Pasco-Pinellas, Inc. – Home Delivered Meals and Related Services for the Elderly; All Comm. Dist.
Memorandum ENP05-037
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 42. Donation – Mr. Auston Holt – Cash in Amount of \$300.00 for Meals to be Provided at Homes; All Comm. Dist.
Memorandum ENP05-039
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 43. Donation – Mr. Richard Krantz, Elderly Nutrition Advisory Council – Cash in Amount of \$355.00 from proceeds of the December Senior Craft Bazaar; All Comm. Dist.
Memorandum ENP05-040
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Services—Public Transportation

- C 44. Standard Agreement No. EA005-Pasco Transportation – Area Agency on Aging of Pasco-Pinellas, Inc. – Continued Provision of Federal Funded Services for the Elderly; All Comm. Dist.
Memorandum PT05-186

RECOMMENDATION: Approve and Authorize Chairman's Signature

Facilities Management

- C 45. Architectural Selection Committees – New Land O'Lakes Detention Center Addition, Construction of New Supervisor of Elections, and Data Center Buildings; All Comm. Dist.
Memorandum FAC05-125
RECOMMENDATION: Approve
- C 46. Change Order No. 3 – E.O. Koch Construction Co. – Fire Station No. 10 Project; Comm. Dist. 5
Memorandum FAC05-134
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 47. Expansion and Renovation – J. Kokolakis Contracting, Inc. – West Pasco Judicial Center; Comm. Dist. 4
Memorandum FAC05-147
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 48. Destruction and Removal – Existing Law Library Building – located 7530 Little Road; Comm. Dist. 4
Memorandum FAC05-154
RECOMMENDATION: Approve

Libraries Services

- C 49. Donation – Friends of Hugh Embry Library – Framed Artwork from Customer Accents Picture Framing Gallery; Comm. Dist. 1
Memorandum LI05-051
RECOMMENDATION: Approve and Authorize Chairman's Signature

Parks and Recreation

- C 50. Use Agreement – Athletes Who Care, Inc. - Land O'Lakes Swimming Pool; Comm. Dist. 2
Memorandum PRA05-0056
RECOMMENDATION: Approve and Authorize Chairman's Signature

UTILITIES SERVICES BRANCH

- C 51. Water and Wastewater Service Agreement – Ten Oaks Development Corporation – Ten Oaks; Comm. Dist. 2
Memorandum UT05-0347
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities

- C 52. Acceptance of Improvements and Maintenance Guarantee – Lennar Development Grand Oaks, Phase 3, Project No. 99-164.10; Comm. Dist. 2
Memorandum UTD05-0143
RECOMMENDATION: Approve
- C 53. Acceptance of Improvements and Maintenance Guarantee – Lennar Homes, Inc. – Heritage Pines, Village 12, Project 97-133.28
Memorandum UTD05-307
RECOMMENDATION: Approve
- C 54. Acceptance of Improvements and Maintenance Guarantee – Lennar Homes, Inc. – Heritage Springs, Villages 24 and 24A, Project No. 96-103.25
Memorandum UTD05-308
RECOMMENDATION: Approve
- C 55. Acceptance of Improvements and Maintenance Guarantee – Lennar Homes, Inc. – Heritage Springs, Village 23, Unit 2 Only, Project No. 96-103.24; Comm. Dist. 3
Memorandum UTD05-309
RECOMMENDATION: Approve
- C 56. Acceptance of Improvements and Maintenance Guarantee – Hunter's Lake Joint Venture – Hunter's Lake, Phase 2, Project No. 00-331.01; Comm. Dist. 4
Memorandum UTD05-328
RECOMMENDATION: Approve

Utilities Fiscal Services/Special Projects

- C 57. Lien Resolutions – 2003 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP05-0173
RECOMMENDATION: Approve
- C 58. Increase Purchase – Electric Motors – Pump Repairs; All Comm. Dist.
Memorandum UTFSSP05-0174
RECOMMENDATION: Approve
- C 59. Change Fund Request – Utility Customer Services, New Port Richey – Due to Tremendous Growth; All Comm. Dist.
Memorandum UTFSSP05-0176
RECOMMENDATION: Approve
- C 60. Cleanup – J.W. Mitchell High School Students – Anclote Area; Comm. Dist. 3
Memorandum UTFSSP05-0204
RECOMMENDATION: Approve

OFFICE OF MANAGEMENT AND BUDGET

- C 61. Resolution re: Qualified Target Industry Tax Refund – Project Composite;
All Comm. Dist.
Memorandum OMB05-5172
RECOMMENDATION: Approve
- C 62. Agreement – The Salvation Army, A Georgia Corporation – Outside Agency; All
Comm. Dist.
Memorandum OMB05-5184
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Development

- C 63. Relocation Benefits – Abel H. and Alice T. Salazar – Tommytown South Neighborhood; Comm. Dist. 1
Memorandum CD05-055
RECOMMENDATION: Approve
- C 64. Relocation Benefits – David and Emma Martinez – Tommytown South Neighborhood; Comm. Dist. 1
Memorandum CD05-056
RECOMMENDATION: Approve
- C 65. Agreement – The Salvation Army, A Georgia Corporation – Emergency Shelter Grant Funds No. 5-04-V-12-0017; Comm. Dist. 5
Memorandum CD05-115
RECOMMENDATION: Approve and Authorize Chairman's Signature

Information Management

- C 66. Purchase of Service and Support – Mainline Information Systems, Inc. – Related to the Upgrade of the Mainframe Computer; All Comm. Dist.
Memorandum IT05-038
RECOMMENDATION: Approve and Authorize Chairman's Signature

Purchasing

- C 67. Purchase – Alan Jay Chevrolet-Cadillac, Inc., and Milton Ford-Mercury, Inc. d/b/a Orville Beckford Ford Mercury – Hybrid Vehicles; All Comm. Dist.
Memorandum PU05-142
RECOMMENDATION: Approve
- C 68. Purchase – Weather-Rite, Inc., c/o Air Systems Engineering, Inc. – Rooftop HVAC Units; All Comm. Dist.
Memorandum PU05-144
RECOMMENDATION: Approve

C 69. Bid No. 04-058K

Item: Purchase and Installation of Mast Arm Signal Pole
Division: Traffic Operations
Vendor: As Listed
Amount: As Listed
Memorandum PU05-136
RECOMMENDATION: Reject

C 70. Bid No. 04-162

Item: Sidewalk Construction
Department: Engineering Services
Vendor: Suncoast Development of Pinellas County, Inc.
Amount: Anticipated \$398,239.95
Memorandum PU05-139
RECOMMENDATION: Approve

C 71. Bid No. 04-171F

Item: Additional Utility Materials
Department: Utilities
Vendor: Ferguson Enterprises, Inc.
Amount: \$31,093.00
Memorandum PU05-143
RECOMMENDATION: Approve

Budgeting—Budget Amendment

C 72. BA05-053 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF COMMUNITY AFFAIRS GRANT FUND - \$9,000.00

C 73. BA05-099 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE MUNICIPAL SERVICE FUND - \$407,637.00

- C 74. BA05-101 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE ROAD AND BRIDGE FUND - \$779,071.00
- C 75. BA05-106 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE COMBAT IMPACT FEE FUND - \$491,724.00
- C 76. BA05-107 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE LIBRARY IMPACT FEE FUND - \$106,163.00
- C 77. BA05-108 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE RESCUE IMPACT FEE FUND - \$299,538.00
- C 78. BA05-109 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PARK IMPACT FEE-EAST FUND - \$47,636.00
- C 79. BA05-110 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE GUARANTEED ENTITLEMENT CIP FUND - \$290,613.00
- C 80. BA05-111 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF COMMUNITY AFFAIRS GRANT FUND - \$87,876.00
- C 81. BA05-112 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF COMMUNITY AFFAIRS GRANT FUND - \$17,554.00

- C 82. BA05-113 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF COMMUNITY AFFAIRS GRANT FUND - \$62,470.00
- C 83. BA05-114 TRANSFER WITHIN THE MUNICIPAL SERVICE FUND/RESERVES TO APPROPRIATE FUNDS FOR REFUND OF PRIOR YEAR REVENUES - \$10,000.00
- C 84. BA05-115 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR PROPERTY APPRAISER'S SALARY INCREASE, REQUIRED UPON NOTIFICATION FROM DOR AFTER ADOPTION OF THE BUDGET - \$2,837.00
- C 85. BA05-116 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE COUNTY ALCOHOL AND OTHER DRUG ABUSE FUND - \$5,282.00
- C 86. BA05-117 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PARK IMPACT FEE-CENTRAL FUND - \$760,115.00
- C 87. BA05-118 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE WILLIAMSBURG WEST – MSTU FUND - \$1,015.00
- C 88. BA05-119 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF COMMUNITY AFFAIRS GRANT FUND - \$28,330.00

- C 89. BA05-120 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR COURT APPOINTED ATTORNEY COSTS FOR ATTORNEYS APPOINTED TO COURT CASES PRIOR TO JULY 1, 2004. THIS COMPLETES THE REQUEST DATED JANUARY 5, 2005 FROM THE COURTS DIRECTOR OF ADMINISTRATIVE SERVICES - \$50,000.00
- C 90. BA05-121 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR PRIOR YEAR ENCUMBRANCES - \$1,220,093.00
- C 91. BA05-122 TRANSFER WITHIN THE ½ CENT SALES TAX CIP FUND/RESERVES TO APPROPRIATE FUNDS FOR THE WEST PASCO JUDICIAL CENTER ADDITION - \$3,500,000.00
- C 92. BA05-123 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE GENERAL FUND - \$494.85
- C 93. BA05-125 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE TRANSPORTATION SERVICES FUND - \$150,000.00
- C 94. BA05-126 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS TO RETAIN THE LAW FIRM OF JOHNSON, POPE, BOKOR, RUPPEL & BURNS TO REPRESENT THE COUNTY AGAINST PASCO LAKES, INC. - \$50,000.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Mulieri

- R 1. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, HONORING MICHAEL C. BOYETTE FOR HIS DEDICATION TO THE PASCO COUNTY HISTORICAL PRESERVATION COMMITTEE AND HIS CONTINUING EFFORT TO MEMORIALIZE THE HISTORY OF PASCO COUNTY

COMMISSIONER HILDEBRAND MOVED APPROVAL; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

- R 2. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING THE STUDENTS OF BAYONET POINT MIDDLE SCHOOL FOR THEIR INVOLVEMENT IN THE ARBOR DAY CELEBRATION ON JANUARY 21, 2005

COMMISSIONER HILDEBRAND MOVED APPROVAL; COMMISSIONER SIMON AND COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Miscellaneous Commissioners' Items

- R 3. Discussion by Dick Albrecht, Alliance Chairman of Community Emergency Response Team (CERT) RE: The Activities during the Hurricane Season

A PRESENTATION WAS GIVEN BY MR. DICK ALBRECHT AND MR. JERRY LAVENDER REGARDING THE CERT PROGRAM. MEMBERS OF THE CERT TEAM WERE RECOGNIZED BY THE COMMISSION.

CONSTITUTIONAL OFFICERS

Clerk

- R 4. **Minutes and Financial Matters—Specific Approvals**

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

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

None Scheduled

Committee Reports

None Scheduled

DISTRICT ONE – COMMISSIONER SCHRADER

1. **COMMISSIONER SCHRADER NOTED EARLIER IN THE CONSENT AGENDA THEY CONFIRMED THE APPOINTMENT OF MR. BRUCE KENNEDY AS THE ASSISTANT COUNTY ADMINISTRATOR FOR UTILITIES. HE THANKED MR. KENNEDY FOR HIS PATIENCE.**

2. **COMMISSIONER SCHRADER NOTED HE WAS INFORMED OF A PROBLEM WITH A UTILITY BILL FOR THE SUGAR AND SPICE COMPANY. HE GAVE THE INFORMATION TO MR. KENNEDY.**

CHAIRMAN MULIERI EXPLAINED SHE BELIEVED THE PROBLEM INVOLVED THE METERS NOT BEING READ DURING THE HURRICANES.

MR. KENNEDY EXPLAINED THEY DID PROVIDE A NOTICE TO EVERYONE OF THE ESTIMATED READ. THEY WERE DESPERATELY WORKING TO GET A NEW CUSTOMER INFORMATION AND BILLING SYSTEM ON-LINE THAT WOULD ALLOW THEM THE FLEXIBILITY SO THEY WOULD NOT HAVE THE PROBLEM IN THE FUTURE.

3. **COMMISSIONER SCHRADER EXPLAINED THE CITY OF SAN ANTONIO HAD REQUESTED ASSISTANCE FROM THE COUNTY WITH DITCH MAINTENANCE. THE CITY HAD A LIMITED STAFF AND HAD TRIED UNSUCCESSFULLY TO CONTRACT WITH PRIVATE FIRMS TO COMPLETE THE MAINTENANCE. COUNTY STAFF HAD COMPLETED AN EVALUATION AND DETERMINED IT WOULD COST NO MORE THAN \$15,227.52 WHICH THE COUNTY WOULD BILL THE CITY OF SAN ANTONIO FOR REIMBURSEMENT.**

COMMISSIONER SCHRADER MOVED APPROVAL TO AUTHORIZE STAFF TO MOVE FORWARD TO MAINTAIN THE DITCHES; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

DISTRICT THREE – COMMISSIONER HILDEBRAND

NO ITEMS

DISTRICT FOUR – COMMISSIONER SIMON

1. COMMISSIONER SIMON NOTED HE WAS EXPECTING HIS FIRST GRANDCHILD.

DISTRICT FIVE – COMMISSIONER MARIANO

1. COMMISSIONER MARIANO UPDATED THE BOARD REGARDING THE HUDSON DREDGING PROJECT. HE EXPLAINED A MEETING HAD BEEN HELD WITH RESIDENTS AND STAFF WAS WORKING WITH THE COMMUNITY.

COUNTY ADMINISTRATOR

1. MR. GALLAGHER SAID YESTERDAY THEY WERE SERVED BY THE PUBLIC EMPLOYEES RELATIONS COMMISSION THAT THEY WERE FORMING A BARGAINING UNIT IN PASCO COUNTY OF EMERGENCY SERVICES WORKERS AND DISPATCHERS. OUT OF 377 EMPLOYEES THAT COULD BE IN THE BARGAINING UNIT, 161 EMPLOYEES HAD SIGNED PETITIONS. THE THRESHOLD WAS TO GET 30 PERCENT OR MORE. IN THE PAST HE HAD USED MS. BARBARA DESIMONE, PERSONNEL DIRECTOR, WITH THE ASSISTANCE OF MR. DAVID CROSSLAND FOR THESE ISSUES.

COUNTY ATTORNEY

NO ITEMS.

CLERK TO THE BOARD

NO ITEMS.

DISTRICT TWO – CHAIRMAN MULIERI

1. CHAIRMAN MULIERI RECEIVED A REQUEST FROM THE LITTLE EVERGLADES STEEPLECHASE TO WAIVE THE TENT FEES.

COMMISSIONER SIMON MOVED TO WAIVE THE TENT FEES FOR THE LITTLE EVERGLADES STEEPLECHASE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

2. CHAIRMAN MULIERI GAVE AN UPDATE REGARDING A MEETING THAT WAS HELD IN WESLEY CHAPEL THAT INCLUDED REPRESENTATIVES FROM STAFF, SWIFTMUD AND TAMPA BAY WATER. SHE BELIEVED THE AGENCIES WERE DOING A TERRIFIC JOB. THERE WAS A NEW MAPPING SYSTEM THAT WOULD SHOW MINUTE DETAILS OF LAND USE. THERE WERE TWO ITEMS THE TAMPA BAY WATER CONSULTANT HAD REGISTERED CONCERN ABOUT. THE FIRST ISSUE INVOLVED A DEVELOPMENT THAT WAS LOCATED IN WESLEY CHAPEL THAT WAS LOCATED IN THE MIDDLE OF A WETLAND. THE OTHER ISSUE INVOLVED THE LAND NEXT TO THE WELLFIELD. SHE WAS IMPRESSED HOW THE COUNTY, TAMPA BAY WATER AND SWIFTMUD WERE PULLING EVERYTHING TOGETHER. THE BIG PLAN WAS TO TAKE CARE OF THE BIG ISSUE, DICE CROSSING AND BERMS, ETC. THE SMALLER PLAN INVOLVED THE DITCHES OFF THE MAIN ROAD. SHE ASKED MR. DAN ROTHWELL TO UPDATE THE BOARD.

MR. DAN ROTHWELL EXPLAINED THE MEETING HELD WAS CONCERNING THE TAMPA BAY WATER STUDY OF THE CYPRESS CREEK WELLFIELD AND THE PROPOSED BERM TO SEE IF THEY COULD REHYDRATE DAMAGED WETLANDS. IN THAT, THEY WOULD ALSO PROTECT SOME OF THE RESIDENTS ON APPLE BLOSSOM TRAIL AND OTHER AREAS IN QUAIL HOLLOW.

CHAIRMAN MULIERI ASKED THAT THE PRESENTATION FROM THE MEETING BE PLACED ON THE BOCC AGENDA.

MR. DAN ROTHWELL SPOKE REGARDING THE LASER RANGING AND SENSING THAT WAS DONE IN TOPOGRAPHIC MAPPING. HE NOTED THIS WOULD ALLOW PASCO COUNTY TO HAVE ONE FOOT CONTOURS.

DISCUSSION FOLLOWED REGARDING THE WATERSHED, FLOODING ISSUES, THE SIZE OF THE AREA BEING ADDRESSED, AND THE ONGOING JOINT STUDY.

3. CHAIRMAN MULIERI RECEIVED CALLS FROM RESIDENTS WHO WERE CONCERNED ABOUT THE 56 PIPELINE AGREEMENT. IT APPEARED THE CONSTRUCTION WOULD BE DONE IN 2007 OR 2008. THE PUBLIC WAS CONCERNED WITH WHAT THIS WOULD DO TO THE ACCESS TO THE SCHOOL SITES. SHE DIRECTED MR. GALLAGHER TO FOLLOW UP.

MR. GALLAGHER ASKED IF THEY WERE SPEAKING SPECIFICALLY ABOUT DENHAM OAKS.

CHAIRMAN MULIERI SAID IT WAS WIREGRASS.

MR. GALLAGHER NOTED THERE WAS AN AGENDA ITEM WHERE THE SCHOOL BOARD AND THE CDD WERE TRYING TO COME IN DURING THE CONSTRUCTION PERIOD IN ORDER TO BUILD THE SCHOOL. HE HOPED 56 WOULD GO THROUGH AT THE SAME TIME THE SCHOOL OPENED.

MR. SUMNER EXPLAINED THERE WAS AN AGREEMENT BETWEEN THE DEVELOPERS OF WIREGRASS AND WESLEY CHAPEL LAKES AS TO THE PD&E STUDY AS TO WHEN THEY HAD TO HAVE THE APPROVALS FROM DOT AND WHEN THEY HAD TO START THE ROAD. HE UNDERSTOOD IT WAS TO BE BUILT IN 2007. HE NOTED THE CONTRACT MAY NEED TO BE EXTENDED BECAUSE THEY DID NOT HAVE THE PD&E STUDY COMPLETED. EVERYTHING WAS GETTING BEHIND SCHEDULE.

Miscellaneous Old Business

R 5. Water Issues

COMMISSIONER HILDEBRAND NOTED COMMISSIONER SCHRADER WAS THE NEW CHAIRMAN FOR TAMPA BAY WATER, AND SUSAN LATVALA WAS THE NEW VICE-CHAIRMAN. AT THE LAST MEETING THEY HAD DISCUSSED HOW THEY WOULD GO ABOUT FUTURE WATER NEEDS AND CHOOSING THE BEST MIX OF WATER SOURCES TO MEET FUTURE DEMANDS AS THEY CONTINUED TO GROW. THEY HAD TO LOOK AT THE OPERATING COSTS, QUALITY OF WATER, THE ENVIRONMENT, AND THE SOURCE. TWO OTHER NEW SOURCES WERE DISCUSSED WHICH INCLUDED THE PINELLAS BRACKISH PROJECT AND AUGMENTATION WITH THE CITY OF TAMPA. MAYOR IORIO STRESSED THAT SHE INTENDED TO WORK CLOSELY WITH TAMPA BAY WATER AND THE MEMBER GOVERNMENTS.

COMMISSIONER SCHRADER NOTED THE PINELLAS BRACKISH WATER SYSTEM WAS BECOMING QUITE EXPENSIVE AND APPARENTLY LOCATING WELLSITES IN THOSE DENSELY POPULATED NEIGHBORHOODS WAS BECOMING EXTREMELY DIFFICULT. STAFF HAD BEEN ABLE TO ACQUIRE ONE SITE. HE NOTED STAFF HAD BEEN DIRECTED TO LOOK INTO THE POSSIBILITY OF PURCHASING RESIDENTIAL PROPERTIES THAT MAY BE FOR SALE TO LOCATE WELLS. THE PRICE TAG WAS BETWEEN 30 AND 36 MILLION DOLLARS WITH A YIELD OF ONLY FOUR MILLION MGD. HE SPOKE REGARDING EXPANSION OF THE DESAL FACILITY. THEY WOULD BE FACED WITH ALLOWING PINELLAS COUNTY "OFF THE HOOK" AGAIN.

COMMISSIONER SIMON SAID THE MISSION STATEMENT DID NOT INCLUDE IRRIGATION, SPRINKLERS AND CONSERVATION. HE SPOKE REGARDING THE USE OF NON-POTABLE WATER FOR IRRIGATION.

MR. GALLAGHER SPOKE REGARDING THE MEMBER GOVERNMENTS NOT WANTING TAMPA BAY WATER TO REGULATE RECLAIMED WATER.

COMMISSIONER SCHRADER FELT IT WAS CRUCIAL TO COORDINATE WITH THE CITY OF TAMPA TO GET THE REUSE LINES NORTHWARD ALONG BRUCE B DOWNS.

MR. KENNEDY NOTED THEY WERE WORKING IN A REGIONAL PROGRAM FOR THE RECLAIMED WATER. THEY HAD ENTERED INTO A MEMORANDUM OF UNDERSTANDING WITH TAMPA ABOUT PROVIDING THE 10 MGD OF RECLAIMED WATER SUPPLY TO PASCO COUNTY. HE NOTED THERE WAS A COMMITMENT AS PART OF THE REGIONAL RECLAIMED WATER PROGRAM. THE MOST IMPORTANT PROJECT FOR THEM WAS THE DOWNSTREAM AUGMENTATION PROJECT WHICH WOULD OFF SET WATER THEY WOULD BE ABLE TO CAPTURE AND PRODUCE 13 TO 17 MILLION GALLONS OF ADDITIONAL REGIONAL POTABLE WATER SUPPLY.

DISCUSSION FOLLOWED REGARDING THE WATER RESTRICTIONS OF THE MEMBER GOVERNMENTS, AND SPRINKLER SYSTEM EFFICIENCY.

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

- R 6. **AN ORDINANCE ESTABLISHING THE BOUNDARIES OF THE LAKESHORE RANCH COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES; PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET; PROVIDING FOR FUNCTIONS OF THE DISTRICT; PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE; Comm. Dist. 2**
Memorandum GM05-206

COMMISSIONER HILDEBRAND MOVED APPROVAL TO INTRODUCE THE ORDINANCE; COMMISSIONER SCHRADER AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- R 7. **AN ORDINANCE ESTABLISHING THE BOUNDARIES OF THE WATERS EDGE COMMUNITY DEVELOPMENT DISTRICT** PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES; PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET; PROVIDING FOR FUNCTIONS OF THE DISTRICT; PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE; Comm. Dist. 4
Memorandum GM05-234

COMMISSIONER SCHRADER MOVED APPROVAL TO INTRODUCE THE ORDINANCE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

ADDENDUM

AN ACT TO BE ENTITLED AN ORDINANCE BY THE PASCO COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO. 89-21, AS AMENDED; PROVIDING FOR AMENDMENTS TO SECTION 526 TO ESTABLISH ADDITIONAL CONDITIONS FOR NEW AND PRE-OWNED PASSENGER AND COMMERCIAL VEHICLE, TRUCK, TRAILER, MOTORCYCLE, BOAT, AND RECREATIONAL VEHICLE SALES, LEASING, DISPLAY, STORAGE AND SERVICE DEPARTMENTS INCIDENTAL THERETO AS PERMITTED USES IN THE C-2 ZONING DISTRICT; AND CREATING SECTION 613 TO ESTABLISH DESIGN STANDARDS FOR NEW AND PRE-OWNED PASSENGER AND COMMERCIAL VEHICLE, TRUCK, TRAILER, MOTORCYCLE, BOAT, AND RECREATIONAL VEHICLE SALES, LEASING, DISPLAY, STORAGE AND SERVICE DEPARTMENTS INCIDENTAL THERETO; PROVIDING FOR AUTHORITY AND POWER; PROVIDING FOR APPLICABILITY AND EXEMPTIONS; PROVIDING REPEALER; SEVERABILITY; INCLUSION INTO THE LAND DEVELOPMENT CODE; MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING AND PROVIDING FOR AN EFFECTIVE DATE.

Memorandum No. CAO04-2418

COMMISSIONER HILDEBRAND MOVED APPROVAL TO INTRODUCE THE ORDINANCE AND APPLY THE PENDING ORDINANCE DOCTRINE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

DEPARTMENTAL MATTERS

County Attorney

- R 8. CORC Recommendations – Fill Ordinance
Memorandum CAO05-0419
(To Be Distributed)

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

- R 9. Resolution of Necessity - Project No. C1640.00 S.R. 54, Magnolia to C.R. 581 and Old Pasco Road Intersection Project; Comm. Dist. 2
Memorandum CAO05-1619

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH THE CHANGES AS LISTED; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

DEVELOPMENT SERVICES BRANCH

None Scheduled

PUBLIC SERVICES BRANCH

None Scheduled

UTILITIES SERVICES BRANCH

None Scheduled

OFFICE OF MANAGEMENT AND BUDGET

None Scheduled

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Departmental Follow-up per Board Request

- R 10. Public Transportation Service Status Report; All Comm. Dist.
Memorandum PT05-199

INFORMATION ONLY; NO ACTION TAKEN.

- R 11. Meeting Attendance Report – Solid Waste Management Citizens' Advisory
Committee; All Comm. Dist.
Memorandum UT05-0313

INFORMATION ONLY; NO ACTION TAKEN.

Motions

None Scheduled

Noted Items – AGENDA ITEMS R 12. THROUGH R 33. WERE NOTED.

- R 12. Florida Yards & Neighborhoods Annual Report for October 1, 2003 – September 30,
2004
- R 13. Letter of Legal Notice for Application for Transfer of Certificate, dated January 6,
2005, RE: Holiday Mall
- R 14. Letter from SunTrust Bank dated November 1, 2004 RE: Lexington Oaks
Community Development District Villages 23 and 24
- R 15. Memorandum DR04-484 dated December 16, 2004 RE: Development Review
Committee Annotated Agenda

- R 16. Letter from Bright House Network dated December 21, 2004 RE: Update about the Company and Information about our Plans for 2005

- R 17. Letter from District School Board dated December 22, 2004 RE: School Impact Fees Monthly Report

- R 18. Letter from Progress Energy dated December 22, 2004 RE: Safety Brochures

- R 19. Letter from District School Board dated December 28, 2004 RE: School Impact Fees Monthly Report

- R 20. Memorandum DR05-550 dated December 30, 2004 RE: Development Review Committee Annotated Agenda

- R 21. Letter from Department of Community Affairs dated January 3, 2005 RE: Pasco County Adopted Evaluation and Appraisal Report Resolution Number 04-288

- R 22. Letter from Florida Department of Health dated January 4, 2005 RE: FY 2004-2005 Contract between the Pasco Board of County Commissioners and the Department of Health for Operation of the Pasco County Health Department

- R 23. Letter from Meadow Pointe III Community Development District dated January 4, 2005 RE: Annual Financial Audit Report for the Fiscal Year Ended September 30, 2003

- R 24. Letter from Bright House Networks dated January 6, 2005 RE: 101,159 Customers in Pasco County

- R 25. Letter from Northwood Community Development District dated January 6, 2005 RE: Mark Straley as new Registered Agent
- R 26. Notice of Meeting, Lake Bernadette Community Development District to be held on Tuesday, January 18, 2005 @ 6:00 p.m.
- R 27. Notice of Public Hearing – City of Port Richey's Planning Y Zoning Board on January 24, 2005

Noted Items—Minutes

- R 28. Florida Institute of Phosphate Research 129th Board of Directors Meeting – November 2, 2004

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

- R 29. Memo dated January 14, 2005 from Secretarial Services
- a. Letter from Genesis Group dated December 28, 2004 RE: Highway Signage for the Great Florida Birding Trail Florida Fish and Wildlife Conservation Commission FWC Contract Number: 03032 FDOT CFDA Number: 20.205 Genesis Project No.: 5247-003.
 - b. Letter from Tampa Bay Water Dated December 21, 2004 RE: Revised Meeting Calendar for 2005 Reducing the Calendar to Seven Meetings in 2005.
 - c. Letter from Catholic Charities Diocese of St. Petersburg, Inc. dated December 30, 2004 RE: Audited Financial Statements for Fiscal Year Ending June 30, 2004.

- d. Public Service Commission RE: Application for Amendment of Certificate No. 104-S to Extend Service Territory in Pasco County by Hudson Utilities, Inc., and Request for Limited Proceeding; RE: Application for Amendment of Certificate No. 104-S to Delete Territory in Pasco County by Hudson Utilities, Inc.

- e. Public Service Commission RE: Adoption of the National School Lunch Program and an Income Based Criterion at or Below 135% of the Federal Poverty Guidelines as Eligibility Criteria For the Lifeline and Link-up Programs

- f. Public Service Commission RE: Application for Amendment of Certificate No. 104-S to Extend Service Territory in Pasco County by Hudson Utilities, Inc., and Request for Limited Proceeding; RE: Application for Amendment of Certificate No. 104-S to Delete Territory in Pasco County by Hudson Utilities, Inc. – Amendatory Order

- g. Public Service Commission RE: Application for Approval of New Class of Service for Private Fire Protection Water Service in Seven Springs System in Pasco County, by Aloha Utilities, Inc.

- h. Public Service Commission RE: Application for Rate Increase in Pasco County by Labrador Utilities, Inc.

- i. Memorandum PU05-129 RE: Performance Bond in the Amount of \$457,125.00 - Bid No. 05-009D – Elderly Nutrition Food Service, Annual Award to G.A. Food Service, Inc.

- j. Notice to Proceed Extension (Revised) – D.A.B. Constructors Project: Society Drive PVAS No. 727 W/O#P1431.02 – Contract Number 03-158 BCC Approved 8/12/04, 9/23/04, 11/18/03, 8/10/04 & 11/09/04

- k. Transmittal Slip from Design-Stormwater/Engineering dated 01/03/05 RE: Certificate of Liability Insurance – Producer: Willis North America, Inc. – Insured: Ardaman & Associates, Inc. – Agreement for Geotechnical Services, RFQ No. 99-1075

- l. Transmittal Slip from Design-Stormwater/Engineering dated 01/05/05 RE: Certificate of Liability Insurance – Producer: Aon Risk Services, Inc. of Massachusetts – Insured Camp Dresser & McKee, Inc.

- m. Transmittal Slip from Design-Stormwater/Engineering dated 01/07/05 RE: Notice to Proceed – J.W. Conner & Sons, Inc. – Project Name: Widening of Otis Allen Road Phase I – Contract Number C-8133.00

- n. Order - Variance Application No. 1815, Blue Stone Real Estate Construction and Development Corporation – DRC approved on November 18, 2004

- o. Order – Variance Application No. 1816, Danny L and Sonja Foster – DRC approved on November 18, 2004

- p. Order to Deny – Special Exception No. 6286, Esther L. Boyette – DRC approved November 10, 2004

- q. Order – Special Exception No. 6287, Allen J. and Audrey R. McNabb Living Trust – DRC approved November 10, 2004

- r. Minutes - Environmental Lands Acquisition Selection Committee Meeting of December 8, 2004

- s. Minutes and Meeting Documentation – Planning Commission Meeting of October 13, 2004

- t. Minutes and Meeting Documentation – Public Safety Coordinating Council of October June 3, 2004

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

- R 30. Heritage Springs Community Development District dated September 20, 2004

- R 31. Tampa Bay Water dated November 15, 2004

- R 32. Heritage Springs Community Development District dated December 15, 2004

- R 33. Heritage Pines Community Development District dated December 15, 2004

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

- P 1. Vacation of Portion of Easement, Forest Hills Unit No. 19, Lot 1093, 5507 Mosaic Drive, Petitioners are Kristin L. Givens and Walter Givens, Section 32, Township 26, South, Range 16 East, REV04-021; Comm. Dist. 3
Memorandum REA05-052

**COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO FEBRUARY 8, 2005;
COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

- P 2. Adoption of the Pasco County Comprehensive Plan Future Land Use Map Amendment and Text Revisions – Connerton Development of Regional Impact From: NT (New Town) To: CON (Conservation Lands); Comm. Dist. 2
Memorandum GM05-243

COMMISSIONER SIMON MOVED TO CONTINUE TO FEBRUARY 22, 2005; COMMISSIONER HILDEBRAND AND COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

- P 3. Review of Consistency Determination Condition for Wiregrass Ranch Middle and High School; Comm. Dist. 2
Memorandum GM05-450

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE DOCUMENTS PRESENTED BY MR. MARK GLASSMAN; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTS PRESENTED BY MR. JIM BOBUS; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE ADDITIONAL DOCUMENTS PRESENTED BY MR. JIM BOBUS; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

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

- P 4. Development Agreement – Oakley Plaza Development of Regional Impact; Comm. Dist. 2
Memorandum GM05-461
(To Be Continued to February 22, 2005)

COMMISSIONER SIMON MOVED TO CONTINUE TO FEBRUARY 22, 2005; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

PUBLIC COMMENT

1. MR. JIM KISSLER SPOKE REGARDING THE HUDSON CHANNEL DREDGING PROJECT.
2. MS. CINDY KRAFT SPOKE REGARDING THE HUDSON CHANNEL DREDGING PROJECT AND THE LOCATION OF THE SEAGRASS.

RECESS

THE BOARD RECESSED AT 4:39 P.M. AND RECONVENED AT 6:30 P.M. ALL COMMISSIONERS WERE PRESENT.

PUBLIC HEARINGS BEGINNING AT 6:30 P.M.

PUBLIC HEARINGS AND TIME CERTAIN ITEMS

Proposed Ordinances

None Scheduled

Public Hearings

- P 5. Connerton Development of Regional Impact – Notice of Proposed Change; Comm. Dist. 2
Memorandum GM05-462
(To Be Continued to February 22, 2005)

COMMISSIONER SIMON MOVED TO CONTINUE TO FEBRUARY 22, 2005, AT 6:30 P.M. IN DADE CITY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

Public Hearings—Rezoning

- Z 1. Memorandum ZN05-48

Table of Contents

Location Maps

Board of County Commissioners Agenda

BOCC 01/25/2005

Page 33 of 36

Consent-Rezonings

RZ-6308 Paul M. Johnson; Comm. Dist. 1

RZ-6310 Claude D. and Vicky N. Dennis; Comm. Dist. 1

CU05-03 Sam's East. Inc./Sam's Club #4852; Comm. Dist. 2

PULLED FROM THE CONSENT AGENDA

CU05-04 Collier Commons of Pasco, LLC/Paul's Liquors;
Comm. Dist. 2

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE
CONSENT AGENDA WITH THE EXCEPTION OF CU05-04 IN THE
NAME OF COLLIER COMMONS OF PASCO, LLC/PAUL'S
LIQUORS WHICH WAS PULLED FROM THE CONSENT
AGENDA; COMMISSIONER SIMON SECONDED; MOTION
CARRIED.**

Regular-Rezonings

CU05-04 Collier Commons of Pasco, LLC/Paul's Liquors;
Comm. Dist. 2

**COMMISSIONER SIMON MOVED APPROVAL; COMMISSIONER
SCHRADER SECONDED; MOTION CARRIED.**

RZ-6300 Sharon E. & Philip Puleo, Jr., Eric B. Puleo & Deloras
R. Johnson, Trustee; Comm. Dist. 1

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION OF PO-2 WITH CONDITIONS; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

RZ-6304 Silverado Grove & Cattle, Inc./Chapel Creek MPUD;
Comm. Dist. 1

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

RZ-6306 James Y Carolyn Hall; Comm. Dist. 1

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE A DOCUMENT PRESENTED BY MR. JAMES HALL; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH CONDITIONS; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

RZ-6260 J & T Zephyr, LLC, & Brian S. Mccray/Geiger Hill Mpud;
Comm. Dist. 2

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH THE NOTED CHANGES INCLUDING DELETION OF CONDITION 43 AS STATED BY STAFF; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

RZ-6295 Thomas J. & Karen L Barrese; Comm. Dist. 2

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

RZ-6309 The Peeples Family Corporation, Inc.; Comm. Dist. 2

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION AND IF THEIR RIGHT-OF-WAY FOR THEIR ACCESS WAS WITHIN 10 FEET OF THE CHURCH PROPERTY BOUNDARY, THEY WOULD CONSTRUCT THE WALL, AND FOR THE SITE PLAN TO COME BACK TO THE BOARD. CHAIRMAN MULIERI PASSED THE GAVEL TO VICE-CHAIRMAN SIMON. COMMISSIONER MULIERI SECONDED THE MOTION. VICE-CHAIRMAN SIMON RETURNED THE GAVEL TO CHAIRMAN MULIERI; MOTION CARRIED.

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

NO ONE SPOKE

ADJOURN

THE BOARD ADJOURNED AT 7:49 P.M.

Prepared By:ds