

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

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

MAY 10, 2005

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

County Commissioners Chairman Pat Mulieri, Ed.D. District 2
Vice Chairman Steve Simon, District 4
Ted J. Schrader, District 1
Ann Hildebrand, District 3
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 }
PLEDGE OF ALLEGIANCE } **MS. LINDA DILLON, DEPUTY CLERK**
ROLL CALL }

CONSENT AGENDA

AGENDA ITEMS C 58 AND C 75 WERE PULLED FROM THE CONSENT AGENDA.

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

MR. NURRENBROCK NOTED A TYPOGRAPHICAL ERROR ON THE AGENDA OUTLINE REGARDING AGENDA ITEM C 25. THE WORD PETS SHOULD BE CORRECTED TO PESTS.

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CORRECTION TO THE AGENDA OUTLINE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

CONSTITUTIONAL OFFICERS

Clerk

Minutes—Approval

Board of County Commissioners
Regular Meeting/Rezoning
March 8, 2005

Board of County Commissioners
Regular Meeting/Rezoning
March 22, 2005

Minutes—Distribution

Board of County Commissioners
Regular Meeting/Rezoning
April 5, 2005

Financial Matters

- C 1. **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**

Sheriff

- C 2. Letter dated April 4, 2005 RE: Approval of Expenditure from Law Enforcement Trust Fund
- C 3. Letter dated April 6, 2005 RE: Resolution #82-107
- C 4. Letter dated April 21, 2005 RE: Local Law Enforcement Block Grant #2003-LB-BX-0371

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 5. Legal Bankruptcy Services – Attorney J. Meredith Wester – Sun West Acquisition Corporation Bankruptcy Action; All Comm. Dist.
Memorandum CAO05-0437
RECOMMENDATION: Approve
- C 6. Release of Bonds – Litestream Technologies, LLC – Cable Franchise; All Comm. Dist.
Memorandum CAO05-1277
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 7. Agreement for Sale and Purchase of Interest in Property - Pasco County vs. Circle K Stores, et al. Case No.:51-2005-CA-000953-ES Parcel Nos.: 632A, 632C, 632D – Litigant: Ericka Camille Land Corporation – Project No. C-1640.00 S.R. 54 Magnolia Blvd to C.R. 581; All Comm. Dist.
Memorandum CAO05-1648
RECOMMENDATION: Approve
- C 8. Agreement for Sale and Purchase of Interest in Property - Pasco County v. Circle K Stores, et al. Case No.: 51-2005-CA-000953-ES Parcel Nos.: 657, 148, 648A, 648B, 748, 848A, 8548B, 848C – Litigant: Erick David Land Corporation – Project No. C-1640.00 S.R. 54 Magnolia Blvd to C.R. 581; All Comm. Dist.
Memorandum CAO05-1654
RECOMMENDATION: Approve
- C 9. Name Change for Engineering Consulting Services Firm – Fennell vs. Pasco County – Case #51-2003-CA-003052ES/Y; All Comm. Dist.
Memorandum CAO05-2182
RECOMMENDATION: Approve

- C 10. Request to Defend – Richard D. Croteau vs. Pasco County Board of County Commissioners and Charles J. Knotts – Case No.: 51-05-CA-1965ES\Y; All Comm. Dist.
Memorandum CAO05-2189
RECOMMENDATION: Approve
- C 11. Request to Defend Appeal – Eric & Wendy J. Jacobson vs. Board of County Commissioners – Case No. 51-05-AP-02-ES-P; All Comm. Dist.
Memorandum CAO05-2448
RECOMMENDATION: Approve
- C 12. Proposed Resolution – Incorporate Corrected Legal Description for the Watergrass Community Development District; Comm. Dist. 1
Memorandum CAO05-2449
RECOMMENDATION: Approve and Authorize Chairman's Signature

County Administration—Office of Emergency Management

- C 13. Hazard Mitigation Grant Program – State of Florida, Department of Community Affairs – Mason Property Acquisition; All Comm. Dist.
Memorandum OEM05-128
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 14. Modification #2 to State Funded Subgrant Agreement – State of Florida Department of Community Affairs – Shelter Retrofit; All Comm. Dist.
Memorandum OEM05-129
RECOMMENDATION: Approve and Authorize Chairman's Signature

DEVELOPMENT SERVICES BRANCH

- C 15. Task Order No. F-2 – Florida Design Consultants, Inc. – Traffic Impact Studies Review; All Comm. Dist.
Memorandum DS05-051
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 16. Task Order No. U-2 – URS Corporation Southern – Traffic Impact Studies Review;
All Comm. Dist.
Memorandum DS05-052
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 17. Task Order No. K-2 – King Engineering Associates, Inc. – Traffic Impact Studies
Review; All Comm. Dist.
Memorandum DS05-053
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 18. Task Order No. A-2 – American Consulting Engineers of Florida, LLC – Traffic
Impact Studies Review; All Comm. Dist.
Memorandum DS05-054
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Engineering Inspections

- C 19. Accept the Performance Guarantee – Heron Cove, LLC – Heron Cove
Condominiums, Project No. IIPR97-002; Comm. Dist. 2
Memorandum ENIA05-079
RECOMMENDATION: Approve
- C 20. Release the Performance Guarantee – Betmar Acres Club, Inc. – Apache Street
Clubhouse, Project No. IPR04-040; Comm. Dist. 1
Memorandum ENIA05-080
RECOMMENDATION: Approve
- C 21. Accept the Cash Performance Guarantee – Landscape Tune-Ups, Inc. – Northwood
Shopping Center, Outparcel “D”, Phase 2, Project No. IPR02-093; Comm. Dist. 2
Memorandum ENIA05-081
RECOMMENDATION: Approve

- C 22. Accept Performance Guarantee – Meadow Pointe III – Meadow Pointe III, Wildlife Preserve Improvements; Comm. Dist. 2
Memorandum ENIA05-082
RECOMMENDATION: Approve
- C 23. Extend the Partial Performance Guarantee – Hunter’s Lake Joint Venture – Hunter’s Lake, Phase Two; Comm. Dist. 4
Memorandum ENIA05-083
RECOMMENDATION: Approve
- C 24. Extend the Performance Guarantee – Farmington Hills, Ltd., and Heaton Ventures, LLC – Farmington Hills Subdivision; Comm. Dist. 2
Memorandum ENIA05-084
RECOMMENDATION: Approve

NOTED

- C 25. Performance Guarantee – Charles M. Pratt – Lawn and Pets Pros, Project No. IPR04-044; Comm. Dist. 4
Memorandum ENIA05-085
RECOMMENDATION: Approve

MR. NURRENBROCK NOTED THE WORD PETS SHOULD BE CORRECTED TO PESTS ON THE AGENDA OUTLINE.

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CORRECTION TO THE AGENDA OUTLINE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Engineering Services—Project Management

- C 26. Change Order No. 1 – Reynolds, Smith & Hills, Inc. – Highway Landscaping S.R. 54(Gunn Highway to Suncoast Parkway) S.R. 54 (Suncoast Parkway to US 41)
Task Order No. EDO05-005; Comm. Dist. 2
Memorandum PMA05-087
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Real Estate

- C 27. Acceptance and Recording of Warranty Deed, Quitclaim Deeds, Resolutions Canceling Taxes, Drainage Easement, Partial Release of Mortgages, Certificate of Cost Estimate, CDD's Resolution and Trust Letters for Maintenance Guarantee – Meadow Pointe Boulevard, Sections 10, 15, and 16, Township 26 South, Range 20 East; Comm. Dist. 2
Memorandum REA05-113
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 28. Rezoning Condition Recording of a Quit-Claim Deed, Partial Release of Mortgage, and a Resolution Canceling Taxes – Equus Reserve LLC – U.S. 41 Section 15; Comm. Dist. 2
Memorandum REA05-115
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 29. Rezoning Condition Recording of a Perpetual Easement – Raymond M. and T. Mozelle Varner – Bailey's Bluff Road, Section 34; Comm. Dist. 3
Memorandum REA05-117
RECOMMENDATION: Approve

Engineering Services—Survey

- C 30. Recording of Plat with a Performance Guarantee – Shadow Run, LLC – Woodland Village at Shadow Run Unit 3, Phase 2; Comm. Dist. 2
Memorandum SA05-045
RECOMMENDATION: Approve
- C 31. Recording of Plat with a Performance Guarantee – Lindell Land Holdings, LLC – Wilderness Lake Preserve, Phase III; Comm. Dist. 2
Memorandum SA05-049
RECOMMENDATION: Approve

- C 32. Recording of Plat with a Performance Guarantee – Adam Smith Enterprises, Inc. – Trinity West Phase 2; Comm. Dist. 3
Memorandum SA05-050
RECOMMENDATION: Approve

Engineering Services—Traffic Operations

- C 33. Task Order No. EDO05-002 – Volkert & Associates, Inc. – Signalization Design, S.R. 54 & Oak Grove Boulevard; Comm. Dist. 2
Memorandum TR05-0210
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 34. Road Closure and Detour – Florida Department of Transportation – S.R. 575 from U.S. 301 to Hernando County Line; Comm. Dist. 1
Memorandum TR05-1426
RECOMMENDATION: Approve

Growth Management—Zoning/Code Compliance

- C 35. Property Maintenance Ordinance – Lien Resolution; All Comm. Dist.
Memorandum CC05-065
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 36. Property Maintenance Ordinance – Lien Resolution; All Comm. Dist.
Memorandum CC05-067
RECOMMENDATION: Approve and Authorize Chairman's Signature

PUBLIC SERVICES BRANCH

Community Services—Elderly Nutrition Program

- C 37. Lease Agreement – Sunset Bay Club Members Association, Inc. – Area to Provide Hot Meals, Socialization, Nutrition Education and Nutrition Counseling; All Comm. Dist.
Memorandum ENP05-095
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Services—Social Services

- C 38. Emergency Home Energy Assistance for the Elderly Program – Area Agency on Aging of Pasco-Pinellas, Inc. – Contract No. EP005-PASCO; All Comm. Dist.
Memorandum SS05-040
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 39. Funding Award – United Way of Pasco County – FEMA Emergency Food and Shelter Program, Phase 23; All Comm. Dist.
Memorandum SS05-041
RECOMMENDATION: Approve and Authorize Chairman's Signature

Emergency Services

- C 40. Application – Gulf View Square Mall – Permit to Use Common Area for National EMS Week; All Comm. Dist.
Memorandum ES05-1113
RECOMMENDATION: Approve and Authorize Chairman's Signature

Facilities Management

- C 41. Task Order – Spring Engineering, Inc. – Perform Architectural & Engineering Services for Fire Station No. 18, Crystal Springs; Comm. Dist. 1
Memorandum FAC05-224
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 42. Task Order – Spring Engineering, Inc. – Perform Architectural Services, Bidding, and Construction Administration for Fire Station No. 29, Magnolia Valley; Comm. Dist. 4
Memorandum FAC05-225
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 43. Destruction and Removal – Land O’ Lakes Jail – Juvenile Assessment Trailer;
Comm. Dist. 2
Memorandum FAC05-277
RECOMMENDATION: Approve
- C 44. Change Order No. 2 – J. Kokolakis Contracting, Inc. – West Pasco Judicial Center
Expansion & Renovation; Comm. Dist. 4
Memorandum FAC05-297
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 45. Change Order No. 4 – Bandes Construction Company, Inc. – Renovation at Fire
Station No. 15, No. 22 & No. 28; Comm. Dist. 2 and 3
Memorandum FAC05-299
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 46. Lease Agreement – Pasco Hernando Community College – Sheriff’s Operations;
Comm. Dist. 2
Memorandum FAC05-301
RECOMMENDATION: Approve and Authorize Chairman's Signature

Libraries Services

- C 47. Donation – Murals Creative Arts Unlimited, Inc. – Friends of South Holiday Library;
Comm. Dist. 3
Memorandum LI05-118
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 48. Records Disposition Request – State of Florida General Records – 52.5 Cubic Feet
of Records no Longer Useful to the Department; All Comm. Dist.
Memorandum LI05-120
RECOMMENDATION: Approve

- C 49. Donation – Rotary Club of Keystone Sunrise – Adaptive Toy Collection; Comm. Dist. 3
Memorandum LI05-124
RECOMMENDATION: Approve and Authorize Chairman's Signature

Parks and Recreation

- C 50. Re-establishment of Change Funds – Grove Park Pool, Veterans Memorial Park Pool, Land O'Lakes Pool, Hercules Aquatic Center – Make Change for Payments of User Fees; Comm. Dist. 1, 2, 3, and 5
Memorandum PRA05-0426
RECOMMENDATION: Approve
- C 51. Application – Florida Department of Education – Summer Food Service Program for Children; All Comm. Dist.
Memorandum PRA05-0439
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 52. Second Amendment to Services Agreement – Wannemacher Russell Architect, Inc. – Wesley Chapel District Park Design; Comm. Dist. 1
Memorandum PRA05-0448
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 53. Service Agreement – Land O' Lakes Recreation Complex, Holiday Recreation Complex, and Veterans Memorial Park Consultant – Three Storage Buildings; Comm. Dist. 2, 3, and 5
Memorandum PRA05-437
RECOMMENDATION: Approve and Authorize Chairman's Signature

UTILITIES SERVICES BRANCH

- C 54. Task Order No. 2-05 – Camp Dresser & McKee, Inc. – Permitting/Design for Ash Cell A-4, West Pasco Class I Landfill; All Comm. Dist.
Memorandum UT05-0685
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 55. Service Agreement – S.R. 54 Development, LLC – Ashley Pines Water and Wastewater; Comm. Dist. 2
Memorandum UT05-0712
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 56. Task Order No. 1-05 – MACTEC Engineering and Consulting, Inc. – Engineering and Environmental Services Related to Solid Waste Management; All Comm. Dist.
Memorandum UT05-0756
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities

- C 57. Task Order No. 11-05 – King Engineering Associates, Inc. – Resource Recovery Facility, Scales Replacement; All Comm. Dist.
Memorandum UTD05-0629
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED

- C 58. Change Order No. 3 – Indian River Industrial Contractors, Inc. – Southeast Pasco Subregional WWTP – Phase II Expansion; Comm. Dist. 1
Memorandum UTD05-0644
RECOMMENDATION: Approve

COMMISSIONER SIMON MOVED APPROVAL OF THE CORRECTION TO ATTACHMENT A, CHANGE ORDER NUMBER 3, UNDER CONTINGENCY ALLOWANCE, THE CAWR NUMBERS SHOULD BE 1-16 INSTEAD OF 1-15; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

- C 59. Acceptance of Improvements and Maintenance Guarantee – M/I Homes of Tampa, LLC – Ballantrae, Project No. 02-114.03; Comm. Dist. 2
Memorandum UTD05-0666
RECOMMENDATION: Approve

- C 60. Acceptance of Improvements and Maintenance Guarantee – Skyland Development, Inc. – Plantation Palms, Project No. 99-195.17; Comm. Dist. 2
Memorandum UTD05-0667
RECOMMENDATION: Approve
- C 61. Release of Maintenance Guarantee – FC Suncoast, LLC – Suncoast Lakes, Project Nos. 01-189.05 and 01-189.02, Suncoast Lakes Boulevard and Off-Site Force Main Respectively; Comm. Dist. 2
Memorandum UTD05-0684
RECOMMENDATION: Approve
- C 62. Revision No. 1 to Task Order No. 7-04 – King Engineering Associates, Inc. – Reuse System Master Plan and the Florida Department of Environmental Protection Permitting Assistance; All Comm. Dist.
Memorandum UTD05-0707
RECOMMENDATION: Approve and Authorize Chairman's Signature'
- C 63. Acceptance of Improvements and Maintenance Guarantee – Lake Jovita Joint Venture – Lake Jovita, Project Nos. 98-107.09 and 98-107.10; Comm. Dist. 1
Memorandum UTD05-0728
RECOMMENDATION: Approve
- C 64. Revision No. 1 to Task Order No. 3-02 – Parsons Engineering Science, Inc. – Adjustments and Relocation Plans, S.R. 52, Moon Lake Road to Suncoast Parkway; Comm. Dist. 2 and 4
Memorandum UTD05-0737
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 65. Task Order No. 12-05 – King Engineering Associates, Inc. – Deer Park Wastewater Plant Capacity Rerating Assistance Services; Comm. Dist. 4
Memorandum UTD05-0738
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 66. Revision No. 2 to Task Order No. 8-03 – King Engineering Associates, Inc. – West Pasco Reuse System, Metering and Controls; Comm. Dist. 2, 3, 4, and 5
Memorandum UTD05-0740
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities Fiscal Services/Special Projects

- C 67. Contract Approval – Perkin-Elmer Labworks LIMS – Software Support Plan Renewal; All Comm. Dist.
Memorandum UTFSSP05-0362
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 68. Additional Streetlight Amendment – Progress Energy Corporation – Foxwood at Trinity, Tamarind Boulevard, Winsloe Drive, and Green Ridge Drive; Comm. Dist. 3
Memorandum UTFSSP05-0368
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 69. Annual Settlement Charges – Covanta Pasco, Inc. – 2003-2004; All Comm. Dist.
Memorandum UTFSSP05-0380
RECOMMENDATION: Approve
- C 70. Task Order No. 1-02 - Tetrattech, Inc. f.k.a. Hartman & Associates, Inc. – Forest Hills Utilities, Inc. and East Pasco Utilities, Inc.; All Comm. Dist.
Memorandum UTFSSP05-0409
RECOMMENDATION: Approve
- C 71. Service Fee – Covanta Pasco, Inc. – Fiscal Year 2004-2005; All Comm. Dist.
Memorandum UTFSSP05-0426
RECOMMENDATION: Approve

- C 72. Service Fee – Covanta Pasco, Inc. – Fiscal Year 2004-2005; All Comm. Dist.
Memorandum UTFSSP05-0427
RECOMMENDATION: Approve

OFFICE OF MANAGEMENT AND BUDGET

Community Development

- C 73. Request for Waiver of Lien – 37651 Farr Road, Dade City – Lien Resolution No. 98-150, Condemnation Case No. 96-037; Comm. Dist. 1
Memorandum CD05-231
RECOMMENDATION: Approve

Information Technology

- C 74. Master Service Agreement – Sunera LLC – Professional Services; All Comm. Dist.
Memorandum IT05-087
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED

- C 75. Agreement – Microsoft Enterprise – Select Enrollment, State and Local Numbers 01562591 and 01E61767; All Comm. Dist.
Memorandum IT05-089
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER SCHRADER DISCLOSED THAT HE OWNED 700 SHARES OF MICROSOFT.

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

Purchasing

- C 76. Purchase – Hewlett Packard Company – Printers; All Comm. Dist.
Memorandum PU05-289
RECOMMENDATION: Approve

C 77. Purchase – Wesco Turf Supply, Inc. – Zero-Turn Mower; All Comm. Dist.
Memorandum PU05-291
RECOMMENDATION: Approve

C 78. Purchase – Synagro Southeast, Inc. – Sludge Disposal Services; All Comm. Dist.
Memorandum PU05-298
RECOMMENDATION: Approve

C 79. Purchase – Zoll Medical Corporation - Defibrillators; All Comm. Dist.
Memorandum PU05-304
RECOMMENDATION: Approve

C 80. Purchase – RDP Technologies, Inc. – Screw Augers; All Comm. Dist.
Memorandum PU05-310
RECOMMENDATION: Approve

C 81. Selection of Utility Billing and Account Management System – Cogsdale
Corporation; All Comm. Dist.
Memorandum PU05-315
RECOMMENDATION: Approve

C 82. Bid No. 05-050

Item:	Construction Equipment
Department:	Fleet Management
Vendor:	Nortrax Equipment Company
Amount:	\$103,200.00
Memorandum PU05-290	
RECOMMENDATION:	Approve

C 83. Bid No. 05-052

Item:	Construction of Fire Station No. 23
Department:	Facilities Management
Vendor:	As Listed
Amount:	As Listed
Memorandum PU05-301	
RECOMMENDATION:	Reject

C 84. Bid No. 05-053F

Item:	Diesel Generator
Department:	Utilities
Vendor:	CJ's Sales and Service
Amount:	\$37,839.00
Memorandum PU05-299	
RECOMMENDATION:	Approve

C 85. Bid No. 05-056K

Item:	Overhead Doors
Department:	Facilities Management
Vendor:	As Listed
Amount:	As Listed
Memorandum PU05-300	
RECOMMENDATION:	Reject

C 86. Bid No. 05-058K

Item:	Retrofitting of Interior Lighting
Department:	Facilities Management
Vendor:	As Listed
Amount:	As Listed
Memorandum PU05-312	
RECOMMENDATION:	Reject

C 87. Bid No. 05-061D

Item:	Signal Poles
Division:	Traffic Operations
Vendor:	M.P.G. & Company, Inc.
Amount:	\$41,150.45
Memorandum PU05-313	
RECOMMENDATION:	Approve

Tourist Development

C 88. Addendum – Greater Dade City Chamber of Commerce – Kumquat Festival; All Comm. Dist.
Memorandum TD05-037
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 89. Grant – Hudson Seafest, Inc. – Hudson Seafest; All Comm. Dist.
Memorandum TD05-047
RECOMMENDATION: Approve and Authorize Chairman's Signature

Budgeting—Budget Amendment

C 90. BA05-177 TRANSFER WITHIN THE PASCO WATER AND SEWER FUND/RESERVES TO APPROPRIATE FUNDS FOR THE MASTER REUSE PLAN AND WATER METERS - \$150,000.00

C 91. BA05-178 TRANSFER WITHIN THE GENERAL FUND/INFORMATION TECHNOLOGY LESS CHARGE PURCHASES TO APPROPRIATE FUNDS FOR A GRANT FUNDED GEOGRAPHIC INFORMATION SYSTEMS PLOTTER AND HIGH SPEED LASER PRINTER - \$15,000.00

- C 92. BA05-181 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE MUNICIPAL SERVICE FUND - \$135,000.00
- C 93. BA05-182 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS TO INTERFUND TRANSFERS TO PAY REMAINDER OF INDIGENT MEDICAL CARE CONTRACT - \$25,770.00
- C 94. BA05-183 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE INDIGENT MEDICAL CARE FUND - \$25,770.00
- C 95. BA05-184 TRANSFER WITHIN THE DEPARTMENT OF HUD FUND/RESERVES TO APPROPRIATE FUNDS FOR SANDY DRIVE DRAINAGE PROJECT- \$120,000.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Mulieri

- R 1. RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY RECOGNIZING MR. BRIAN ABBOTT, BUS DRIVER WITH PASCO COUNTY PUBLIC TRANSPORTATION, FOR FIVE CONSECUTIVE YEARS OF SAFE DRIVING

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

- R 2. RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY RECOGNIZING MS. D. GAYLE SALMOND, BUS DRIVER WITH PASCO COUNTY PUBLIC TRANSPORTATION, FOR FIVE CONSECUTIVE YEARS OF SAFE DRIVING

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

- R 3. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING THE WEEK OF MAY 15-22, 2005, AS EMERGENCY MEDICAL SERVICES WEEK IN PASCO COUNTY

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

- R 4. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING THE MONTH OF MAY 2005 AS NATIONAL ELDER LAW MONTH IN PASCO COUNTY, FLORIDA

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

- R 5. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING MAY 21st THROUGH 27th 2005, AS NATIONAL BOAT SAFETY WEEK

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

- R 6. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING THE MONTH OF MAY AS BETTER HEARING AND SPEECH MONTH

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

Commissioner Schrader

- R 7. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CONGRATULATING KRISTOPHER RONALD BROWNING ON ATTAINING THE RANK OF EAGLE SCOUT

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

Commissioner Hildebrand

- R 8. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING THE PET AID SERVICE SOCIETY, INC. ON THEIR DEDICATION TOWARDS ANIMAL WELFARE AND THE CITIZENS OF PASCO COUNTY

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

EMERGENCY RESOLUTION

COMMISSIONER HILDEBRAND MOVED TO HEAR AN EMERGENCY RESOLUTION; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING THE 12TH ANNUAL “STAMP OUT HUNGER FOOD DRIVE” AND ENCOURAGING THE CITIZENS OF PASCO COUNTY TO PARTICIPATE IN THIS IMPORTANT EVENT

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

CONSTITUTIONAL OFFICERS

Clerk

- R 9. **Minutes and Financial Matters—Specific Approvals**

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

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

None Scheduled

Committee Reports

None Scheduled

DISTRICT ONE – COMMISSIONER SCHRADER

1. COMMISSIONER SCHRADER MOVED TO APPOINT MR. WILTON SIMPSON TO THE SOLID WASTE ADVISORY COMMITTEE; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

2. COMMISSIONER SCHRADER STATED HE RECEIVED A PACKET FROM MR. GREG BENNETT, WHO WAS THE GENERAL PARTNER FOR BELLA VERDE, WHICH WAS FORMALLY CANNON RANCH. HE SUGGESTED THE BOARD CONSIDER AN ORDINANCE ESTABLISHING A CLEAR ZONE ALONG HIGHWAY 52 AND THE CLINTON AVENUE EXTENSION ARTERY AS A LANDSCAPE BUFFER AREA. HE DIRECTED THE COUNTY ATTORNEY'S OFFICE TO REVIEW AND TO BRING BACK AT A LATER DATE.

DISTRICT THREE – COMMISSIONER HILDEBRAND

1. COMMISSIONER HILDEBRAND STATED APPROXIMATELY A MONTH AGO SHE HAD MADE A MOTION TO SEND MS. ALISON CRUMBLEY'S NAME TO THE GOVERNOR FOR CONSIDERATION TO SERVE ON THE PINELLAS/ANCLOTE BASIN BOARD. SINCE THAT TIME, MS. CRUMBLEY HAD INFORMED HER THAT SHE WOULD BE UNABLE TO SERVE.

COMMISSIONER HILDEBRAND MOVED TO SUBMIT MR. MITCHELL HAMMER FOR CONSIDERATION TO SERVE ON THE SWFWMD PINELLAS/ANCLOTE BASIN BOARD; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

2. COMMISSIONER HILDEBRAND STATED A GROUP REPRESENTING THE AMERICAN VETERAN'S FROM HOLIDAY WERE IN THE AUDIENCE AND HAD REQUESTED TO SPEAK BEFORE THE BOARD REGARDING IMPACT FEES.

MR. JIM STEWART, REPRESENTATIVE FOR THE AMERICAN VETERAN'S POST NUMBER 98 IN HOLIDAY, REQUESTED A WAIVER OF THE IMPACT FEE LEVIED BY THE COUNTY FOR IMPROVEMENTS TO THE EXISTING REAR STRUCTURE. HE EXPLAINED FURTHER AND STATED THE AMOUNT OF THE IMPACT FEE WAS APPROXIMATELY \$8,400.00.

COMMISSIONER HILDEBRAND DIRECTED STAFF TO FOLLOW UP.

DISTRICT FOUR – COMMISSIONER SIMON

1. COMMISSIONER SIMON STATED THAT COMMISSIONER HILDEBRAND HAD APPOINTED MS. JUNE JEFFRIES TO THE LIBRARY ADVISORY BOARD, BUT MS. JEFFRIES ACTUALLY LIVED IN DISTRICT FOUR NOT DISTRICT THREE.

COMMISSIONER SIMON MOVED TO APPOINT MS. JUNE JEFFRIES TO THE LIBRARY ADVISORY BOARD; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

2. COMMISSIONER SIMON SUGGESTED THE BOARD REVIEW THE EXECUTIVE SUMMARIES FROM OTHER ORGANIZATIONS REGARDING THE LEGISLATION BILLS. HE DIRECTED STAFF TO PROVIDE OTHER EXECUTIVE SUMMARIES TO THE BOARD. THE BOARD DISCUSSED THE ITEM.

DISTRICT FIVE – COMMISSIONER MARIANO

1. COMMISSIONER MARIANO STATED HE WOULD BE ATTENDING TWO SEMINARS CONDUCTED BY THE FLORIDA ASSOCIATION OF COUNTIES ON MAY 13TH, AND JUNE 22ND.

2. COMMISSIONER MARIANO INFORMED THE BOARD THAT MS. CINDY JOLLY HAD RECENTLY CONDUCTED A LANDSCAPING SEMINAR. ANOTHER LANDSCAPING SEMINAR WAS SCHEDULED FOR MAY 31ST FROM 3:00 TO 5:00 P.M. IN THE BOARD ROOM AT THE WEST PASCO GOVERNMENT CENTER. DISCUSSION FOLLOWED.

3. COMMISSIONER MARIANO INFORMED THE BOARD THAT ON MAY 17TH AT 6:00 P.M. A MEETING WAS SCHEDULED AT THE HUDSON COMMUNITY CENTER REGARDING THE HUDSON DREDGING PROJECT FOR THE BOATERS AND CONCERNED CITIZENS.

4. COMMISSIONER MARIANO THANKED THE DELEGATION AND LOBBYIST FOR THEIR HARD WORK. HE SPOKE FURTHER.

DISTRICT TWO – CHAIRMAN MULIERI

1. CHAIRMAN MULIERI REQUESTED A MOTION TO APPOINT DR. MIKE ADAMS TO THE SOLID WASTE ADVISORY BOARD.

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

2. CHAIRMAN MULIERI STATED SHE HAD ATTENDED THE TAMPA BAY PARTNERSHIP CONFERENCE WHERE SHE CONDUCTED THE WELCOMING ADDRESS. SHE SAID IT WAS GOOD EXPOSURE FOR PASCO. SHE EXPLAINED FURTHER AND DISCUSSION FOLLOWED REGARDING THE IMPACT FEES BEING DEFERRED.

3. CHAIRMAN MULIERI SAID PALM BEACH COUNTY HAD INFORMED HER THAT THEY WOULD NOT BE ABLE TO ATTEND A WORKSHOP ON JUNE 14TH. AND SUGGESTED JULY 13, 2005 FOR THE WORKSHOP. THE BOARD AGREED TO SCHEDULE A WORKSHOP WITH PALM BEACH COUNTY ON JULY 13, 2005, AT 1:00 OR 1:30 P.M., IN DADE CITY.

Miscellaneous Old Business

- R 1. Water Issues

WATER ISSUES DISCUSSED:

APPROPRIATION FUNDING WAS DISCUSSED. IN THE TAMPA BAY WATER'S BUDGET THERE WAS A REQUEST FOR 4 MILLION DOLLARS TO BE USED FOR A DOWNSTREAM AUGMENTATION PROJECT. COMMISSIONER SCHRADER REQUESTED THE BOARD APPROVE A LETTER OF SUPPORT OR A RESOLUTION SIGNED BY THE BOARD OF COUNTY COMMISSIONERS URGING THE GOVERNOR TO KEEP IT IN THE BUDGET, BECAUSE IT WOULD BE BENEFICIAL TO PASCO COUNTY. THE BOARD AGREED TO PREPARE A LETTER OF SUPPORT FOR THE BOARD'S SIGNATURE. COMMISSIONER HILDEBRAND FELT THEY DID QUITE WELL WITH MR. DUNBAR ON A LOT OF THE LEGISLATIVE ISSUES. SHE SAID TAMPA BAY WATER WAS IN A GOOD SITUATION REGARDING WATER CONCURRENCY. COMMISSIONER SCHRADER SAID THE ST. PETERSBURG TIMES WAS DOING A STORY WHICH "MILDLY" ATTACKED THE "SMART MODEL", WHICH WAS A COMPUTER MODEL THAT ADDRESSED THE ENVIRONMENT, ECONOMICS,

AND SOURCES OF WATER. HE EXPLAINED FURTHER. DISCUSSION FOLLOWED.

County Administrator

1. MR. NURRENBROCK REQUESTED AN EMERGENCY ITEM BE HEARD.

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

EMERGENCY ROAD CLOSURE – CHANCEY ROAD AND SANDY DRIVE ROAD CLOSURE AND DETOUR FROM MAY 16, 2005 FOR APPROXIMATELY 2-3 WEEKS.

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

County Attorney

1. MR. SUMNER STATED THAT BEFORE THE APRIL 26TH BOARD OF COUNTY COMMISSIONERS MEETING, COMMISSIONER MARIANO PRESENTED A RESOLUTION TO LEXINGTON HOMES. THE RESOLUTION WAS TO BE FORMALLY APPROVED BY THE BOARD AFTER THE CEREMONY; HOWEVER, IT WAS OVERLOOKED. HE REQUESTED APPROVAL OF THE RESOLUTION.

COMMISSIONER MARIANO MOVED ADOPTION; COMMISSIONER HILDEBRAND AND COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Miscellaneous Matters

None Scheduled

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

- R 11. AN ORDINANCE BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ARTICLE 300 AND ARTICLE 600, SECTION 605 **CREATING A NEW SECTION 605.6 REGULATING, AND ESTABLISHING STORMWATER DESIGN CRITERIA FOR, DRAINAGE BASINS OF SPECIAL CONCERN; DESIGNATING CERTAIN AREAS AS DRAINAGE BASINS OF SPECIAL CONCERN; AMENDING SECTIONS 306.4, 306.5, 605.3 AND 605.4 TO CONFORM TO THE NEW SECTION 605.6;** PROVIDING FOR INCLUSION IN CODE, REPEALER, SEVERABILITY, AN EFFECTIVE DATE AND FOR MODIFICATION THAT MAY ARISE FROM CONSIDERATION OF THE ORDINANCE AT PUBLIC HEARING; All Comm. Dist.
Memorandum CAO05-2815

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

DEPARTMENTAL MATTERS

County Attorney

- R 12. Interlocal Agreement Between Pasco Count and the City of Dade City – Regarding Annexations and Rezoning and Comprehensive Plan Amendments; All Comm. Dist.
Memorandum CAO05-2445

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

- R 13. Proposed Amendment to Chapter 78 of the County Code of Ordinances to Amend the School Impact Fee Ordinance – CORC and Impact Fee Advisory; All Comm. Dist.
Memorandum CAO05-2451
(To Be Distributed)

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

- R 14. Ad Hoc Committee Recommendations Regarding Aloha Utilities; All Comm. Dist.
Memorandum CAO05-2821
(Continued from April 5, 2005)

**COMMISSIONER HILDEBRAND MOVED TO ACCEPT ALL MINUTES AND
DOCUMENTATION INTO THE RECORD; COMMISSIONER SIMON SECONDED;
MOTION CARRIED.**

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION
OF ALTERNATE NUMBER ONE; COMMISSIONER SIMON SECONDED; MOTION
CARRIED.**

DEVELOPMENT SERVICES BRANCH

Engineering Services

- R 15. Assignment and Assumption of Contract – J.W. Conner & Sons, Inc. – Otis Allen Road Widening, Phase 1; Comm. Dist. 1
Memorandum ENA05-023

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

Growth Management

- R 16. Consistency Determination – Elementary School "K"; Comm. Dist. 3
Memorandum GM05-745

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION
OF ALTERNATE NUMBER ONE; COMMISSIONER MARIANO SECONDED; MOTION
CARRIED.**

Growth Management—Zoning/Code Compliance

- R 17. Reduction of Lien – Leila Rhodes – Parcel ID No. 22-23-21-0000-03000-0000; Comm. Dist.
1
Memorandum ZN05-111

**COMMISSIONER SCHRADER MOVED TO REDUCE THE LIEN TO 1% OF THE TOTAL
COST OF THE LIEN PAYABLE WITHIN 30 DAYS; COMMISSIONER HILDEBRAND AND
COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

PUBLIC SERVICES BRANCH

NONE SCHEDULED

UTILITIES SERVICES BRANCH

Utilities

- R 18. Memorandum of Understanding – Tampa Bay Water – Water Supply and Distribution Improvements, East Pasco; All Comm. Dist.
Memorandum UT05-0774

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

- R 19. Cooperative Funding Agreement – Southwest Florida Water Management District - Residential Reuse Metering Retrofit and Volume Based Residential Reuse Rates; All Comm. Dist.
Memorandum UTD05-0643

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

OFFICE OF MANAGEMENT AND BUDGET

Community Development

- R 20. Request for Waiver of Lien Interest Fees – 7926 Lazy Lane, Hudson - Lien Resolution No. 99-156; Comm. Dist. 5
Memorandum CD05-191

THE ITEM WAS WITHDRAWN. IT WOULD BE BROUGHT BACK TO THE BOARD ON JUNE 7, 2005.

Tourist Development

- R 21. Breakdown of Costs – 2004 Annual Report; All Comm. Dist.
Memorandum TD05-030

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

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Motions/Potential Ordinance

- R 22. AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO 98-21, AS AMENDED; PROVIDING FOR THE REPEAL OF SECTION 521, **PUD PLANNED UNIT DEVELOPMENT; SEVERABILITY; INCLUSION IN CODE; MODIFICATION THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING;** AND PROVIDING FOR AN EFFECTIVE DATE; All Comm. Dist.
Memorandum ZN05-112

COMMISSIONER SIMON MOVED TO INTRODUCE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Noted Items

- R 23. Letter from District School Board dated March 31, 2005 RE: School Impact Fees-Monthly Report
- R 24. Letter from Department of Community Affairs dated March 31, 2005 RE: Waters Edge Community Development District Established by County Ordinance No. 05-02
- R 25. Memorandum ENP05-092 dated April 11, 2005 RE: Holiday Lease Agreement
- R 26. Florida Public Service Commission Docket No. 021215-WS Issued April 15, 2005
- R 27. Memorandum DR05-1346 dated April 21, 2005 RE: Development Review Committee Annotated Agenda
- R 28. Memorandum UT05-0759 dated April 27, 2005 RE: Solid Waste Management Citizens' Advisory Committee – Meeting Attendance Report

Noted Items—Minutes

R 29. Development Review Committee dated March 10, 2005

R 30. Development Review Committee dated March 24, 2005

R 31. District School Board dated April 19, 2005

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

P 1. Streetlights – Progress Energy – Magnolia Estates, Phases One and Two; Comm. Dist. 3
Memorandum UTFSSP05-0345

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

P 2. Streetlights – Progress Energy – Oak Grove, Phases 4B and 5B; Comm. Dist. 2
Memorandum UTFSSP05-0352

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

P 3. Vacation of a Portion of Easement – Petitioners: Jessica M. and Robert J. Shopey -Beacon
Square, Unit 16A Lot 1841, 4346 Craftsbury Drive; Comm. Dist. 3
Memorandum REA05-101

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

- P 4. Special Assessment Ordinance No. 02-17 – Hillandale Subdivision – PVAS No. 803; Comm. Dist. 4
Memorandum PMA05-088

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THE AMENDED RESOLUTION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

- P 5. Special Assessment Ordinance No. 02-17 – Dodge City PVAS No. 791; Comm. Dist. 4
Memorandum PMA05-089

COMMISSIONER SIMON MOVED APPROVAL TO RECEIVE AND FILE PICTURES PRESENTED BY EVELYN GRAHAM; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED APPROVAL TO RECEIVE AND FILE PICTURES PRESENTED BY MR. VAUGHAN YOST; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION TO PROCEED WITH THE PROJECT AS OUTLINED BY MR. BIPIN PARIKH, THE 50 PERCENT DISCOUNT ON CHEYENNE, AND TO INCLUDE THE CORRECTION OF THE COMMISSION DISTRICT FROM 4 TO DISTRICT 3; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

- P 6. Appeal Denial of Special Exception Petition No. 6303 – Applicant: Naturist Religious Society, Inc. et al; Comm. Dist. 2
Memorandum PCA05-02

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO JUNE 7, 2005, 1:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

PUBLIC COMMENT

1. **MR. RALPH EMMANUEL SPOKE REGARDING A BARN LOOKING BUILDING IN HIS NEIGHBORHOOD AND HOW IT RUINED THE APPEARANCE OF THE DEVELOPMENT.**

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE PICTURES PRESENTED BY MR. EMMANUEL; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

2. **MS. DONNA VAURIO SAID THE CITIZEN'S FOR BETTER WATER QUALITY HAD AN OPEN CUSTOMER MEETING WHERE THE CITIZENS HAD AGREED TO PAY A HIGHER RATE FOR GOOD CLEAN WATER.**

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE A PETITION PRESENTED BY MS. VAURIO; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

3. **MS. MARY ANN TONEY SPOKE REGARDING ROAD IMPROVEMENTS ON EMBASSY HILLS, REGENCY PARK AND LAKES.**

4. **MR. WAYNE FOREHAND THANKED THE BOARD FOR THEIR ACTION REGARDING ALOHA UTILITIES.**

5. **MR. VAUGHAN YOST THANKED THE BOARD FOR APPROVING THE PAVING ASSESSMENT AND SPOKE REGARDING SIDEWALKS.**

6. **MR. ED WOOD SPOKE REGARDING ALOHA UTILITIES.**

RECESS

THE BOARD RECESSED AT 5:49 P.M. AND RECONVENED AT 6:30 P.M. ALL BOARD MEMBERS WERE PRESENT.

PUBLIC HEARINGS BEGINNING AT 6:30 P.M.

PUBLIC HEARINGS AND TIME CERTAIN ITEMS

Proposed Ordinances

- P 7. AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO. 89-21, AS AMENDED; SECTION 100, GENERAL PROVISIONS; TO REPEAL SECTION 105.2; **EXCEPTIONS FOR PROJECTS WITH UNEXPIRED DEVELOPMENT PLANS**; PROVIDING FOR INCLUSION IN CODE; MODIFICATION AT PUBLIC HEARING; SEVERABILITY AND AN EFFECTIVE DATE; All Comm. Dist.
Memorandum ZN05-113

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

- P 8. AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO. 89-21, AS AMENDED; PROVIDING FOR AMENDMENTS TO SECTION 303.1.B, **ADDING REQUIREMENTS TO QUALIFY FOR EXEMPTION FROM ENFORCEMENT OF SETBACK AND HEIGHT RESTRICTIONS**; REPEALER; SEVERABILITY; INCLUSION IN CODE; MODIFICATION THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING; AND PROVIDING AN EFFECTIVE DATE; All Comm. Dist.
Memorandum ZN05-114

COMMISSIONER SCHRADER MOVED TO CONTINUE TO THE FINAL PUBLIC HEARING ON MAY 24, 2005, 1:30 P.M., DADE CITY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

- P 9. AN ORDINANCE AMENDING SECTION 530.19 OF THE PASCO COUNTY LAND DEVELOPMENT CODE **PROVIDING FOR THE INCLUSION OF A-R AGRICULTURAL-RESIDENTIAL, AR-1 AGRICULTURAL-RESIDENTIAL, A-C AGRICULTURAL, AC-1 AGRICULTURAL, E-R ESTATE-RESIDENTIAL, ER-2 ESTATE-RESIDENTIAL, AND MPUD MASTER PLANNED UNIT DEVELOPMENT ZONING DISTRICTS WITHIN WHICH PARKING OF CERTAIN COMMERCIAL VEHICLES AND EQUIPMENT IS PROHIBITED**; PROVIDING FOR CERTAIN EXCEPTIONS TO THOSE PROHIBITIONS; PROVIDING FOR REPEALER, SEVERABILITY, INCLUSION INTO THE LAND DEVELOPMENT CODE, MODIFICATION THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING, AND PROVIDING FOR AN EFFECTIVE DATE; All Comm. Dist.
Memorandum ZN05-115

COMMISSIONER SCHRADER MOVED TO CONTINUE TO MAY 24, 2005, 6:30 P.M., DADE CITY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Public Hearings

- P 10. Regional Impact/Application for Development Approval – Bexley Ranch Development;
Comm. Dist. 2
Memorandum GM05-783
RECOMMENDATION: Approve

THE ITEM WAS WITHDRAWN.

- P 11. Recision and Adoption of Ordinance – Comprehensive Plan Amendments – Biannual
Amendment Cycle One; All Comm. Dist.
Memorandum GM05-788
(Continued from April 5, 2005)

T & G GROVES, INC.

PITTMAN/SIMPSON

OPT REAL ESTATE LIMITED PARTNERSHIP

FROM R-6 TO CON FOR CONSERVATION LANDS

AMENDMENT TO THE TRANSPORTATION ELEMENT

FUTURE LAND USE ELEMENT – TRANSPORTATION, TRAFFIC ROW

**COMMISSIONER SIMON MOVED TO RESCIND; COMMISSIONER SCHRADER
SECONDED; MOTION CARRIED.**

**COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION
WHICH WAS TO READOPT THE ORDINANCES; COMMISSIONER HILDEBRAND
SECONDED; MOTION CARRIED.**

Public Hearings—Rezoning

Z 1. Memorandum ZN05-104

Table of Contents

Consent-Rezoning

COMMISSIONER SIMON MOVED APPROVAL OF THE CONSENT AGENDA; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

RZ-6352 Herbert M. and Virginia L. Law; Comm. Dist. 2
APPROVED.

Location Maps

Board of County Commissioners Agenda

Regular-Rezoning

RZ-6360 Fetty Enterprises, LTD and William H. Hope, Jr/Dale Mabry Town Center MPUD; Comm. Dist. 2

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. KING HELIE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE A TRAFFIC REPORT PRESENTED BY MR. KING HELIE; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE A COPY OF THE ADDITIONAL CONDITION PRESENTED BY MR. DAVID SMOLKER; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER SCHRADER MOVED TO RECEIVE AND FILE A COPY OF THE OVERHEAD DISPLAYS USED BY THE CONSULTANT; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH THE NOTED CHANGES AS DISCUSSED; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

WITHDRAWN

RZ-6339 Aspasia Brussaly and Michael J. Wolfe; Comm. Dist. 4

THE ITEM WAS WITHDRAWN.

CONTINUED

RZ-6348 NRG Investments, Inc.; Comm. Dist. 4

COMMISSIONER SIMON MOVED TO CONTINUE TO JULY 17, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

RZ-6284 Julie A. Clark; Comm. Dist. 4

COMMISSIONER HILDEBRAND AND COMMISSIONER MARIANO MOVED TO RECEIVE AND FILE PICTURES PRESENTED BY MS. LEONA KELL; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH AMENDED CONDITIONS AND TO INCLUDE THE ADDITIONAL CONDITION REGARDING DRAINAGE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

NO ONE SPOKE.

ADJOURN

THE BOARD ADJOURNED AT 8:30 P.M.

PREPARED BY:CMS