

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

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

AUGUST 9, 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 - 1:31 P.M.

INVOCATION	}	
PLEDGE OF ALLEGIANCE	}	MS. LINDA DILLON, DEPUTY CLERK
ROLL CALL	}	

CONSENT AGENDA

AGENDA ITEMS C 51 AND C 52 WERE PULLED FROM THE CONSENT AGENDA.

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

CONSTITUTIONAL OFFICERS

Clerk

Minutes—Approval

Board of County Commissioners
Special Meeting and Public Hearing
June 16, 2005

Board of County Commissioners
Regular Meeting/Rezoning
June 21, 2005

Board of County Commissioners
Emergency Meeting
July 8, 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**

Tax Collector

- C 2. Letter dated June 27, 2005 RE: Tax Certificates Held by Pasco County Eligible for Tax Deed Application
RECOMMENDATION: Receive and File

- C 3. List of Errors, Insolvencies, and Double Assessments and Recapitulation of the 2004 Tax Roll (Memorandum dated July 20, 2005 from the Honorable Mike Olson)
RECOMMENDATION: Receive and File

LEGISLATIVE/ADMINISTRATIVE

Sheriff

- C 4. Letter dated July 13, 2005 RE: Reimburse for Direct Cost of Director of Forfeiture

- C 5. Letter dated July 13, 2005 RE: Expenditure from Law Enforcement Trust Fund

DEVELOPMENT SERVICES BRANCH

Development Review Services

- C 6. Modification No. 1 to Grant Agreement – Florida Department of Community Affairs and Pasco County and Modification No. 1 to Grant Agreement – Pasco County and Timothy Fussell - Extend Time to Complete Project; Comm. Dist. 4
Memorandum DV05-191
RECOMMENDATION: Approve

Engineering Services—Engineering Design/Stormwater

- C 7. Task Order No. EDO05-013 – URS Corporation Southern – Consulting Services for Duck Lake Stormwater Management Plan Study; Comm. Dist. 1
Memorandum EDA05-029
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 8. License Agreements – Port Hudson Marina, LLC and Skeleton Key Marina & Yacht Sales, Inc. – Place Educational Signs for the Hudson Channel Dredging Project; Comm. Dist. 5
Memorandum EDA05-032
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Engineering Inspections

- C 9. Refund the Cash Performance Guarantee – Solutions, Inc. – Wachovia Bank at Collier Commons; Comm. Dist. 2
Memorandum ENIA05-113
RECOMMENDATION: Approve

- C 10. Refund the Cash Performance Guarantee – Pro-Tech Custom Cabinets, Inc. – Guarantee the Installation of Landscaping; Comm. Dist. 5
Memorandum ENIA05-114
RECOMMENDATION: Approve

- C 11. Refund the Cash Performance Guarantee – Solutions, Inc. - Wachovia Bank at Mitchell Ranch; Comm. Dist. 3
Memorandum ENIA05-115
RECOMMENDATION: Approve

- C 12. Release the Performance Guarantee and Accept the Maintenance Guarantee – Lumbermen's Investment Corporation – Braesgate at Sable Ridge; Comm. Dist. 2
Memorandum ENIA05-116
RECOMMENDATION: Approve

- C 13. Accept the Cash Performance Guarantee – JLCK Group, Inc. – U.S. 41 Professional Center, Guarantee Installation of a Fence; Comm. Dist. 2
Memorandum ENIA05-117
RECOMMENDATION: Approve

- C 14. Accept the Cash Performance Guarantee – JLCK Group, Inc. – U.S. 41 Professional Center, Guarantee Installation of Landscaping; Comm. Dist. 2
Memorandum ENIA05-118
RECOMMENDATION: Approve

- C 15. Release the Performance Guarantee – U.S. Home Corporation – Heritage Pines, Village 31; Comm. Dist. 5
Memorandum ENIA05-119
RECOMMENDATION: Approve
- C 16. Release the Performance Guarantee and Accept the Partial Performance Guarantee – Westfield Homes of Florida, Inc. – Swan View Town Homes; Comm. Dist. 3
Memorandum ENIA05-120
RECOMMENDATION: Approve
- C 17. Accept the Performance Guarantee – Belmar Development Corporation – Thousand Oaks East, Phase 4; Comm. Dist. 3
Memorandum ENIA05-121
RECOMMENDATION: Approve
- C 18. Extend the Performance Guarantee – Caliente Resorts, LLC – Caliente; Comm. Dist. 2
Memorandum ENIA05-122
RECOMMENDATION: Approve
- C 19. Release the Performance Guarantee – Centex Homes – Ashley Lakes, Phase 2B; Comm. Dist. 3
Memorandum ENIA05-123
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 20. Change Order No. 2 – Highway Safety Devices, Inc. – Starkey Signals (Starkey Boulevard and Decubellis Road and Starkey Boulevard and River Crossing Boulevard Intersections); Comm. Dist. 4
Memorandum PMA05-127
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 21. Change Order No. 1 – King Engineering Associates, Inc. – Task Order No. EDO05-007, Gunn Highway Intersection Improvements; Comm. Dist. 3
Memorandum PMA05-133
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 22. Public Workshop – American Consulting Engineers of Florida, LLC – Shady Hills Road at Peace Boulevard Intersection Improvements, Task Order EDO05-012; Comm. Dist. 2
Memorandum PMA05-137
RECOMMENDATION: Approve

Engineering Services—Real Estate

- C 23. Re-Conveyance of Lands, Frontier Drive Extension – Bhupinder S. and Anjalia Bedi – Section 06; Comm. Dist. 1
Memorandum REA05-148
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 24. Perpetual Easement – Joseph P. Antony, Joy Nadukudy, Babu Keeppanasseril and John Joseph Alumoottil – Rezoning Condition, Section 26; Comm. Dist. 1
Memorandum REA05-150
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 25. Release of Interest – Clara Christine Phillips – Old Pasco Road, Project No. C6505.10; Comm. Dist. 2
Memorandum REA05-151
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 26. Resolution Canceling Taxes – Second Base Holdings, LLC – Old Pasco Road Project, Parcel No. 147.1; Comm. Dist. 1
Memorandum REA05-152
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 27. Resolution Canceling Taxes – The Calvary Corporation – Old Pasco Road Project, Parcel No. 147; Comm. Dist. 1
Memorandum REA05-153
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 28. Resolution Canceling Taxes – Margy F. Cosentino – Tommytown Neighborhood, Parcel No. 8178-AYO; Comm. Dist. 1
Memorandum REA05-154
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 29. Agreement for Sale and Purchase of Interest in Property – Lloyd and Diana L. Cornell – Chancey Parkway, Cornell Parcel, Section 22; Comm. Dist. 2
Memorandum REA05-156
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 30. Warrant Deed, Partial Release of Mortgage, and Resolution Canceling Taxes, - Edward Duling – Vernon Dairy Road, Rezoning Condition, Section 33; Comm. Dist. 2
Memorandum REA05-158
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 31. Warranty Deed and Resolution Canceling Taxes – Blanton Creek Development Corporation – Rezoning Condition, Section 22, Township 24; Comm. Dist. 1
Memorandum REA05-163
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 32. Resolution Canceling Taxes – Louis T. Demosky Jr. – Chancey Parkway, Project No. C3132.00; Comm. Dist. 2
Memorandum REA05-164
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 33. Resolution Canceling Taxes – The Ryland Group, Inc. – Rezoning Condition, Section 29; Comm. Dist. 4
Memorandum REA05-165
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 34. Resolution Canceling Taxes – American International Alliance Limited Partnership – Rezoning Condition, Section 29; Comm. Dist. 4
Memorandum REA05-166
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Survey

- C 35. Recording of Plat with a Partial Performance Guarantee – Westfield Homes of Florida - Country Walk Increment A, Phase 1; Comm. Dist. 2
Memorandum SA05-066
RECOMMENDATION: Approve
- C 36. Recording of Plat with a Partial Performance Guarantee – Palm Pointe, LLC – Country Walk Increment D; Comm. Dist. 2
Memorandum SA05-067
RECOMMENDATION: Approve
- C 37. Recording of Plat with a Partial Performance Guarantee – Palm Pointe, LLC – Country Walk Increment G; Comm. Dist. 2
Memorandum SA05-068
RECOMMENDATION: Approve
- C 38. Recording of Plat with a Partial Performance Guarantee – Palm Pointe, LLC – Country Walk Increment B; Comm. Dist. 2
Memorandum SA05-069
RECOMMENDATION: Approve

C 39. Recording of Plat with a Partial Performance Guarantee – Palm Pointe, LLC –
Country Walk Increment C; Comm. Dist. 2
Memorandum SA05-070
RECOMMENDATION: Approve

C 40. Recording of Plat with a Partial Performance Guarantee – Palm Pointe, LLC –
Country Walk Increment F, Phase 1; Comm. Dist. 2
Memorandum SA05-071
RECOMMENDATION: Approve

Engineering Services—Traffic Operations

C 41. Parking Restriction – Wells Road – Parking of Vehicles on Right-of-Way; Comm.
Dist. 1
Memorandum TR05-1486
RECOMMENDATION: Approve

Growth Management

C 42. Resolution Approving – Concord Station CDD – Provide Parks and Recreation
Facilities, Security Services and Facilities, and Waste Collection; Comm. Dist. 2
Memorandum GM05-992
RECOMMENDATION: Approve

Growth Management—Zoning/Code Compliance

C 43. Property Maintenance Ordinance – Lien Resolutions; All Comm. Dist.
Memorandum CC05-093
RECOMMENDATION: Approve and Authorize Chairman's Signature

PUBLIC SERVICES BRANCH

Community Services—Public Transportation

- C 44. Bus Shelter Easement Agreement – City of Zephyrhills – Installation of a Bus Shelter; All Comm. Dist.
Memorandum PT05-418
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 45. Agreement – State of Florida Commission – Authorizing Resolution for Transportation Disadvantaged Planning Grant Funding for FY 2005-2006; All Comm. Dist.
Memorandum PT05-504
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 46. Agreement – State of Florida Commission – Authorizing Resolution for Trip & Equipment Grant Funding for FY 2005-2006; All Comm. Dist.
Memorandum PT05-505
RECOMMENDATION: Approve and Authorize Chairman's Signature

Emergency Services

- C 47. Request for Transfer of Property – Tampa Bay Golf and Country Club to be Owned and Maintained by Pasco County – Phase 1, Phase IIA – Unit 1, Phase IIA, Unit 2, and Phase IIB; Comm. Dist. 1
Memorandum ES05-1122
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 48. Amendment of Existing Agreement – County's Medical Director, Charles M. Boothby, D.O. – Consideration of an Increase in Annual Compensation; All Comm. Dist.
Memorandum ES05-1167
RECOMMENDATION: Approve and Authorize Chairman's Signature

Facilities Management

- C 49. Lease Agreement – Developers Diversified Realty Corporation – Sheriff's Office;
Comm. Dist. 4
Memorandum FAC05-381
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 50. Task Order FM05-05 – Spring Engineering, Inc. – Architectural Design of Fire
Station No. 15; Comm. Dist. 2
Memorandum FAC05-384
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED FOR A CORRECTION

- C 51. Renewal of Lease – Jack L. Lowman Jr. – The Clark Building Suite 303-A; Comm.
Dist. 4
Memorandum FAC05-396
RECOMMENDATION: Approve

**COMMISSIONER SIMON MOVED APPROVAL TO INCLUDE A CORRECTION TO
THE COMMISSION DISTRICT FROM DISTRICT 4 TO DISTRICT 2;
COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

PULLED FOR A CORRECTION

- C 52. Change Order No. 3, Release of Partial Retainage – Bandes Construction
Company, Inc. – Galen Wilson Expansion Project; Comm. Dist. 4
Memorandum FAC05-414
RECOMMENDATION: Approve and Authorize Chairman's Signature

**COMMISSIONER SIMON MOVED APPROVAL TO INCLUDE THE CORRECTION
OF THE DATE FROM MAY 25, 2005 TO APRIL 3, 2005; COMMISSIONER
HILDEBRAND SECONDED; MOTION CARRIED.**

Libraries Services

- C 53. Contract Extension – Southeastern Library Network, Inc. – Bibliographic Utility
Access; All Comm. Dist.
Memorandum LI05-163
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 54. Revised Price Schedule – Southeastern Library Network – Online Bibliographic Database; All Comm. Dist.
Memorandum LI05-165
RECOMMENDATION: Approve

Parks and Recreation

- C 55. State of Florida Grant Agreement – Florida Department of Environmental Protection – Robert K. Rees Memorial Park Sand Placement, 2004 Hurricane Recovery Plan; Comm. Dist. 3
Memorandum PRA05-0743
RECOMMENDATION: Approve and Authorize Chairman's Signature

UTILITIES SERVICES BRANCH

Utilities

- C 56. Task Order No. 15-05 – King Engineering Associates, Inc. – Reuse System Rapid Rate Infiltration Basins, Resource Recovery Site; Comm. Dist. 2
Memorandum UTD05-1088
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities Fiscal Services/Special Projects

- C 57. Revision No. 2 to Task Order No. 1-02 – Metcalf & Eddy – Technical Review of the ISGW Model; All Comm. Dist.
Memorandum UTFSSP05-0446
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 58. Lien Resolutions – 2001 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP05-0592
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 59. Lien Resolutions – 2002 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP05-0594
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 60. Lien Resolutions – 2003 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP05-0595
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 61. Increase Request – Covanta Pasco, Inc. – Purchase Order No. 137042; All Comm.
Dist.
Memorandum UTFSSP05-0596
RECOMMENDATION: Approve
- C 62. Funding Increase Request – Sunshine State One Call of Florida, Inc. – Increase the
Year's Purchase Order No. 135400 and to Set a Cap Limit for Future Years
Purchase Orders; All Comm. Dist.
Memorandum UTFSSP05-0605
RECOMMENDATION: Approve

OFFICE OF MANAGEMENT AND BUDGET

- C 63. Agreement – Federal Equitable Sharing – Sheriff's Office; All Comm. Dist.
Memorandum OMB05-5392
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 64. Addendum No. 1 – United Way Funds – East Pasco Habitat for Humanity; All
Comm. Dist.
Memorandum OMB05-5410
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 65. Addendum No. 1 – United Way Funds – Boys and Girls Club of Tampa Bay, Inc.; All Comm. Dist.
Memorandum OMB05-5426
RECOMMENDATION: Approve and Authorize Chairman's Signature

Information Technology

- C 66. Approval for Personal Computer Dial-Up System Agreement –Tampa Bay Traffic Ticket School, Inc. – CJIS System; All Comm. Dist.
Memorandum IT05-119
RECOMMENDATION: Approve
- C 67. Approval for Personal Computer Dial-Up System Agreement – Sterling Testing Systems, Inc. – CJIS System; All Comm. Dist.
Memorandum IT05-120
RECOMMENDATION: Approve

Purchasing

- C 68. Bid No. 05-090F
- | | |
|---------------------|---|
| Item: | Street Sign Brackets |
| Department: | Road and Bridge |
| Vendor: | MDSolutions, Inc. and Vulcan Inc., d/b/a Vulcan Signs |
| Amount: | Anticipated \$19,500.00 |
| Memorandum PU05-447 | |
| RECOMMENDATION: | Approve |
- C 69. Bid No. 05-096K
- | | |
|---------------------|--|
| Item: | Trash Compactor Rental and Maintenance |
| Department: | Facilities Management |
| Vendor: | Republic Services, inc. d/b/a Seaside Sanitation |
| Amount: | Anticipated \$80,000.00 |
| Memorandum PU05-470 | |
| RECOMMENDATION: | Approve |

C 70. Bid No. 05-110F

Item:	General Utility Repair and Maintenance Services
Department:	Utilities
Vendor:	Rexel madder Motor & Control
Amount:	Anticipated \$560,000.00
Memorandum PU05-469	
RECOMMENDATION:	Approve

Tourist Development

C 71. Trade Show Agreement – Group Leaders of America, Inc.; All Comm. Dist.
Memorandum TD05-051
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 72. Advertising Agreement – Miles Media Group, Inc. – 2006 Florida Camping
Directory; All Comm. Dist.
Memorandum TD05-053
RECOMMENDATION: Approve and Authorize Chairman's Signature

Budgeting—Budget Amendment

C 73. BA05-230 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO
APPROPRIATE FUNDS FOR REFUND OF PRIOR YEAR
REVENUE - \$50,000.00

C 74. BA05-238 TRANSFER WITHIN THE COMBAT IMPACT FEE
FUND/RESERVES TO APPROPRIATE FUNDS FOR FIRE/RESCUE
STATION 39 - \$55,000.00

C 75. BA05-239 TRANSFER WITHIN THE RESCUE IMPACT FEE
FUND/RESERVES TO APPROPRIATE FUNDS FOR FIRE/RESCUE
STATION 39 - \$55,000.00

- C 76. BA05-240 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT COMMUNITY AFFAIRS GRANT FUND - \$245,073.00
- C 77. BA05-241 TRANSFER WITHIN THE ½ CENT SALES TAX CIP FUND TO REALIGN FUNDS TO MATCH PROJECT ESTIMATES FOR FIRE/RESCUE STATIONS 11 AND 36 - \$83,333.00
- C 78. BA05-242 TRANSFER WITHIN THE MUNICIPAL FIRE SERVICE UNIT/COMBAT TO REALIGN FUNDS FOR THE REMAINDER OF FISCAL YEAR 2004-2005 - \$1,723,158.00
- C 79. BA05-243 TRANSFER WITHIN THE CAPITAL IMPROVEMENT FUND/FIRE-RESCUE STATION 30 TO REALIGN FUNDS TO LAND FOR THE REMAINDER OF FISCAL YEAR 2004-2005 - \$220,472.00
- C 80. BA05-244 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE UNITED STATES DEPARTMENT OF JUSTICE FUND - \$142,356.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Mulieri

- R 1. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING AUGUST 8-14, 2005 AS PASCO COUNTY FIRE FIGHTER APPRECIATION WEEK

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

Commissioner Schrader

- R 2. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CONGRATULATING SHANNON SCHAMBEAU ON WINNING THE MISS DISTRICT OF COLUMBIA PAGEANT AND REPRESENTING WASHINGTON, D.C. IN THE 85TH MISS AMERICA PAGEANT IN JANUARY, 2006

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

EMERGENCY RESOLUTION

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING THE AMERICAN CANCER SOCIETY FOR SPONSORING A 5K WALK "MAKING STRIDES AGAINST BREAST CANCER", ON OCTOBER 22, 2005 AT LITTLE STEEPLECHASE IN DADE CITY

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

CONSTITUTIONAL OFFICERS

Clerk

- R 3. **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

COMMISSIONER SCHRADER MOVED APPROVAL TO ADOPT SEPTEMBER 30TH AS JOSH COOLEY DAY AND FOR A RESOLUTION TO BE PREPARED FOR CHAIRMAN MULIERI'S SIGNATURE RECOGNIZING DEPUTY JOSH COOLEY; COMMISSIONER HILDEBRAND AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

DISTRICT THREE – COMMISSIONER HILDEBRAND

COMMISSIONER HILDEBRAND SAID THAT APPROXIMATELY EIGHTEEN YEARS AGO, THE BOARD APPROVED A RESTAURANT RATING. PASCO COUNTY WAS THE ONLY COUNTY IN THE STATE OF FLORIDA THAT HAD THIS RATING. DR. YACHT HAD INFORMED HER THAT DBP&R WOULD NOT HOST THE LETTER GRADING AFTER A PERIOD OF TIME. SHE DIRECTED MR. GALLAGHER TO SCHEDULE THE ITEM FOR THE NEXT BOARD MEETING AND REQUEST THAT DR. YACHT SPEAK BEFORE THE BOARD.

COMMISSIONER HILDEBRAND MENTIONED MS. ROBERTA DESENTIS CONTACTED HER REQUESTING A WALL ON BEAR CREEK ON LITTLE ROAD. THE BOARD DISCUSSED VARIOUS OPTIONS SUCH AS A LANDSCAPE BARRIER, THE COUNTY PAYING A PORTION OF THE WALL, A GUARDRAIL, THE WIDENING OF THE ROAD, PETITIONING THE RESIDENTS, AND OTHER BUFFERS.

THE BOARD WAS IN AGREEMENT THAT THE BOARD WOULD INSTALL A GUARDRAIL OR THE COST OF THE GUARDRAIL COULD BE APPLIED TO THE WALL IF THE RESIDENTS PREFERRED A WALL, BUT IT WOULD HAVE TO BE PROVEN THAT THE WALL WAS A NECESSARY SAFETY ISSUE.

CHAIRMAN MULIERI DIRECTED THE ITEM BE PLACED ON A FUTURE BOARD AGENDA.

DISTRICT FOUR – COMMISSIONER SIMON

COMMISSIONER SIMON STATED AT THE TAMPA BAY REGIONAL PLANNING COUNCIL THEY DISCUSSED THE PARKING LIMITATION FOR WATER FRONT ACCESS. THE PERSONAL WATERCRAFT ORDINANCE FOR BOATING WAS GROWING 15 TO 20 PERCENT, BUT IF AN OWNER OF A COMMERCIAL MARINA SOLD THE BUSINESS, THE MARINA WAS TURNED INTO RESIDENTIAL. HE SPOKE FURTHER REGARDING PEOPLE LOOKING AT HOW THEY COULD PASS LEGISLATION TO PREVENT CLOSINGS OF THE MARINAS. HE SPOKE FURTHER.

DISTRICT FIVE – COMMISSIONER MARIANO

COMMISSIONER MARIANO STATED HE HAD RECEIVED TELEPHONE CALLS FROM RESIDENTS COMPLAINING ABOUT THE MUSCOVEY DUCKS. HE HAD CONTACTED THE FISH AND WILDLIFE COMMISSION AND THE ONLY SOLUTION WAS TO NOT FEED THE DUCKS. UNDER CERTAIN CIRCUMSTANCES, FEEDING A DUCK WAS SIMILAR TO FEEDING AN ALLIGATOR AND PEOPLE COULD BE FINED OR ARRESTED. THE WILDLIFE ALERT HOTLINE WAS 1-888-404-3922.

DISTRICT TWO – CHAIRMAN MULIERI

CHAIRMAN MULIERI REQUESTED MS. TOBY CAROLINE BE APPOINTED TO THE TOURIST DEVELOPMENT COUNCIL.

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

CHAIRMAN MULIERI STATED SHE HAD SEEN A TELEVISION PROGRAM ABOUT A SIX YEAR OLD SOCCER PLAYER WHO WAS KILLED BECAUSE THE GOAL POST HAD FALLEN ON HIM. SHE ASKED STAFF TO MAKE SURE THE GOAL POSTS WERE SECURE IN ALL THE COUNTY PARKS.

COUNTY ADMINISTRATOR

MR. GALLAGHER EXPLAINED THAT HE HAD RECEIVED AN E-MAIL FROM LIEUTENANT LONNIE MOTZ, WITH THE ZEPHYRHILLS CORRECTIONAL INSTITUTE, REQUESTING THE COUNTY DECLARE A PIECE OF DRAINAGE PIPE, 3 FOOT BY 5 FOOT, FOR SURPLUS TO HELP WITH A DRAINAGE PROBLEM. THE AMOUNT WOULD BE APPROXIMATELY \$100.00.

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

MR. GALLAGHER INFORMED THE BOARD OF THE DATES SCHEDULED FOR WORKSHOPS. AUGUST 23, 2005, 2:30 P.M., DADE CITY, WHICH WOULD BE DURING THE REGULAR BOARD MEETING TO HEAR CONSTITUTIONAL OFFICER'S BUDGETS; AND SEPTEMBER 7, 2005, AT 1:00 P.M. IN NEW PORT RICHEY. THE FIRST PUBLIC HEARING ON THE BUDGET WOULD BE HELD AT 6:30 P.M., SEPTEMBER 7, 2005, IN DADE CITY.

MR. GALLAGHER STATED THE SETTLEMENT AGREEMENT REGARDING PASCO LAKES WILL BE HEARD ON SEPTEMBER 8, 2005, 1:30 P.M. IN DADE CITY. THE MPO, WHICH WAS PREVIOUSLY SCHEDULED IN NEW PORT RICHEY, WOULD BE HELD AT 10:00 A.M. IN DADE CITY PRIOR TO THE WORKSHOP.

COMMISSIONER SCHRADER MOVED APPROVAL OF THE SCHEDULED DATE FOR THE SETTLEMENT AGREEMENT AND TO MOVE THE MPO MEETING FROM NEW PORT RICHEY TO DADE CITY ON SEPTEMBER 8, 2005; COMMISSIONER SIMON AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

MR. GALLAGHER INFORMED THE BOARD STAFF HAD SHORTLISTED FIRMS FOR THE HUDSON LIBRARY. HE WILL SCHEDULE THE PRESENTATIONS IN THE AFTERNOON AND WOULD LET THE BOARD KNOW OF THE DAY.

MR. GALLAGHER REQUESTED AN EMERGENCY ITEM BE HEARD.

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

TASK ORDER NO. 8 WITH WADE-TRIM, INC., FOR THE COMPREHENSIVE PLAN EAR-BASED AMENDMENTS

MR. GALLAGHER EXPLAINED THAT ADDITIONAL CAC SUBDISTRICT MEETINGS AND ONE EXTRA FULL CAC MEETING WERE NECESSARY TO ADDRESS THE FUTURE LAND USE ELEMENT. THE ADDITIONAL MEETINGS WERE NOT INCLUDED IN THE ORIGINAL CONTRACT WITH WADE-TRIM. THE SIX ADDITIONAL MEETINGS WOULD COST A TOTAL OF \$44,001.78.

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

COUNTY ATTORNEY

NO ITEMS.

Miscellaneous Old Business

WATER ISSUES

COMMISSIONER SCHRADER SAID THAT HE AND COMMISSIONER HILDEBRAND HAD A TAMPA BAY WATER MEETING NEXT MONDAY, WHICH WOULD STILL BE HELD IN THE PINELLAS COUNTY BOARD ROOM BECAUSE THE NEW FACILITY WAS NOT COMPLETED. THE BOARD WAS BEING ASKED TO TAKE ACTION REGARDING THE DISPUTE RESOLUTION. THE WATER MANAGEMENT DISTRICT WOULD BE MEETING LATER IN THE MONTH AND IT WAS UNDERSTOOD THAT THEY WOULD ALSO TAKE ACTION. A JOINT DISPUTE RESOLUTION WOULD PROBABLY BE DONE IN ORDER TO ALLOW INFORMAL DISCUSSIONS BETWEEN THE AUTHORITY AND THE WATER MANAGEMENT DISTRICT TO COMMENCE. HE SPOKE FURTHER AND DISCUSSION FOLLOWED. HE STATED THAT HE AND COMMISSIONER HILDEBRAND WERE NOT IN FAVOR OF INCREASED GROUNDWATER PUMPING.

- R 4. Water Issues – Update Regarding Deletion Proceedings – Aloha Utilities, Inc. Memorandum CAO05-2842

INFORMATION ONLY. NO ACTION TAKEN.

Miscellaneous Matters

None Scheduled

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

- R 5. AN ORDINANCE OF PASCO COUNTY, FLORIDA, AMENDING SECTION 530.11, TEMPORARY USES, OF PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE 89-21, AS AMENDED; **PROVIDING FOR AUTHORITY AND POWER; PROVIDING FOR RECITALS; PROVIDING FOR AMENDMENTS TO SECTION 530.11 REMOVING OFF-SITE TENT SALES AS PERMITTED TEMPORARY USES WITHIN PASCO COUNTY, REMOVING BANNERS AS TEMPORARY USES UNDER SECTION 530.11, AND CLARIFYING PERMITTABLE TEMPORARY TENT USES;** PROVIDING FOR REPEALER; SEVERABILITY, INCLUSION IN CODE; PROVIDING FOR MODIFICATION THAT MAY ARISE FROM CONSIDERATION OF ORDINANCE AT PUBLIC HEARING; AND PROVIDING FOR AN EFFECTIVE DATE; All Comm. Dist. Memorandum CAO05-2474

COMMISSIONER MARIANO MOVED TO INTRODUCE; COMMISSIONER SIMON SECONDED.

COMMISSIONER MARIANO WITHDREW HIS MOTION; COMMISSIONER SIMON WITHDREW HIS SECOND.

STAFF WAS DIRECTED TO BRING THE ORDINANCE BACK AT A LATER DATE.

DEPARTMENTAL MATTERS

DEVELOPMENT SERVICES BRANCH

Engineering Services—Survey

- R 6. Recording of Plat without a maintenance Guarantee – Tampa Bay Landco II, LLC – Tampa Bay Golf and Tennis Club, Phase VB; Comm. Dist. 1
Memorandum SA05-064

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

PUBLIC SERVICES BRANCH

None Scheduled

UTILITIES SERVICES BRANCH

None Scheduled

OFFICE OF MANAGEMENT AND BUDGET

Community Development

- R 7. Planning and Development Programs – U.S. Department of Housing and Urban Development – 2005-2006 One Year Action Plan – Required Funding Grant – HOME Investment Partnership Program, Emergency Shelter Grant; All Comm. Dist.
Memorandum CD05-339

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

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Departmental Follow-up Reports

None Scheduled

Motions

None Scheduled

Noted Items AGENDA ITEMS R 8 THROUGH R 20.qq. WERE NOTED.

R 8. Tampa Bay Regional Planning Council Budget for Fiscal Year 2005-2006

R 9. Bridgewater of Wesley Chapel Community Development District dated July 11, 2005
RE: 2005-2006 FY Budget

R 10. Dupree Lakes Community Development District dated July 11, 2005 RE: 2005-2006
FY Budget

R 11. Lakeshore Ranch Community Development District dated July 13, 2005 RE: 2005-
2006 FY Budget

R 12. District School Board dated July 19, 2005 RE: School Impact Fees – Monthly Report

R 13. Development Review Committee Annotated Agenda Memorandum DR05-2133
dated July 21, 2005

- R 14. Oak Creek Community Development District dated July 22, 2005 RE: 2005-2006 FY Budget

- R 15. Letter to Mary Rittmeyer dated July 27, 2005 RE: Donation of \$100.00 for Animak Control Division

- R 16. Letter to Kay Jernigan dated July 27, 2005 RE: Donation of \$100.00 for Animak Control Division

- R 17. Meeting Notice – Southwest Florida Water Management District RE: Coastal Rivers Basin Board Meeting on Tuesday, August 2, 2005

- R 18. Meeting Notice – Southwest Florida Water Management District RE: Pinellas-Anclote River Basin Board Meeting Agenda, Wednesday, August 3, 2005

Noted Items—Minutes

- R 19. District School Board dated July 26, 2005

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

- R 20.
 - a. Minutes and Meeting Documentation – Citizens' Ordinance Review Committee (CORC) Regular Meeting of April 27, 2005

 - b. Minutes and Meeting Documentation – Citizens' Ordinance Review Committee (CORC) Regular Meeting of May 18, 2005

- c. Minutes and Meeting Documentation – Construction Code Enforcement Board Regular Meeting of May 18, 2005

- d. Minutes and Meeting Documentation – Construction/Licensing Board of Adjustments and Appeals – May 18, 2005

- e. Minutes and Meeting Documentation – Citizens’ Advisory Committee (CAC) Meeting of May 19, 2005

- f. Meadow Woods Community Development District – Proposed Fiscal Year 2005-2006 Budget

- g. Cannon Ranch East Community Development District – Proposed Fiscal Year 2006 Annual Operations Budget

- h. Cannon Ranch Golf Community Development District – Proposed Fiscal Year 2006 Annual Operations Budget

- i. Cannon Ranch Lake Community Development District – Proposed Fiscal Year 2006 Annual Operations Budget

- j. Agenda – District School Board of Pasco County Meeting of July 26, 2005

- k. Clerk of the Circuit Court – Financial Statements September 30, 2004 (With Independent Auditors' Report Thereon)

- l. District School Board Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 20, 2004 – Report No. 2005-206

- m. Petition for Formal Administrative Hearing – Aloha Utilities, Inc., Petitioner, v Board of County Commissioners of Pasco County, Florida, Respondent

- n. Federal Energy Regulatory Commission – Notice of Intent to Prepare an Environmental Assessment for the Proposed Wisconsin 2006 Expansion Project and Request for Comments on Environmental Issues – Docket No. CP05-364-000 ANR Pipeline Company

- o. Certificate of Liability Insurance for George F. Young, Inc.

- p. Notice to Proceed Extension – D.A.B. Constructors, Inc. RE: Rushmore-Tamarac-Flora PVAS No. 77 W/O#P7846.01; Contract No. 04-136 BCC approved 10/5/04

- q. Copy of Certificate of Cost Estimate RE: Construction Plans for Phase One of Meadow Pointe Blvd., located in Sections 10, 15, and 16, Township 26 South, Range 20 East, Pasco County, Florida OR BK 6414 Pgs 1749-1752

- r. Copy of Partial Release of Real Estate Mortgage, Assignment, and Security Agreement; Partial Release of Lender's Subordination, Non-Disturbance & Standstill Agreement – Palm Pointe, LLC OR BK 6414 Pgs 1742-1748

- s. Copy of Drainage Easement/Corporation – Southport Springs I Ltd. Partnership
RE: Indian Creek Restoration Project OR BK 6409 Pgs 235-238

- t. Copy of Drainage Easement/Corporation – Southport Springs I Ltd. Partnership
RE: Indian Creek Restoration Project OR BK 6409 Pgs 245-246

- u. Copy of Drainage Easement Individual – Wilder Living Trust, David A. Wilder,
Trustee and Karen P. Wilder, Trustee RE: Drainage for Sandy Drive OR BK
6409 Pgs 249-250

- v. Copy of Drainage Easement Individual – Wajed Salam RE: Drainage for Sandy
Drive OR BK 6409 Pgs 247-248

- w. Copy of Drainage Easement Individual – Floyd W. Barton and Wanda L. Barton
RE: Drainage for Sandy Drive OR BK 6409 Pgs 243-244

- x. Copy of Drainage Easement Individual – Louise Settanni, Elena S. Ackley, and
Martha Settanni RE: Drainage for Sandy Drive OR BK 6409 Pgs 239-242

- y. Copy of Drainage Easement Individual – Mark W. Arrowood RE: Drainage for
Lake Saxon Drive OR BX 6425 Pgs 59-61

- z. Copy of Temporary Construction Easement Individual – Arthur N. Rupe, as
Trustee of the Survivor’s Trust, UTA OR BK 6418 Pgs 1631-1634

- aa. Grant of Drainage Easement – Sunlake-Equity Joint Venture OR BK 6398 Pgs 1619-1623

- bb. Order – Variance Application No. 1835 – Emily T. and Hugh C. Robinson III – DRC Meeting of June 23, 2005

- cc. Order – Variance Application No. 1836 – James and Danny Sharp – DRC Meeting of June 23, 2005

- dd. Order – Variance Application No. 1837 – Anthony Loren – DRC Meeting of June 23, 2005

- ee. Order to Deny – Variance Application No. 1838 – Nancy E. Smith – DRC Meeting of June 23, 2005

- ff. Order – Variance Application No. 1839 – Michael S. and Claire A. Blackshaw – DRC Meeting of June 23, 2005

- gg. Order – Variance Application No. 1841 – Gina Sylvestri – DRC Meeting of June 23, 2005

- hh. Rezoning Resolution No. 05-61RZ – Application No. 6367 – BOCC Meeting of June 7, 2005

- ii. Rezoning Resolution No. 05-062RZ – Application No. 6368 – BOCC Meeting of June 7, 2005

- jj. Rezoning Resolution No. 05-063RZ – Conditional Use Application No. CU05-13 for the Sale of Alcoholic Beverages – BOCC Meeting of June 7, 2005

- kk. Rezoning Resolution No. 05-064RZ – Application No. 6373 – BOCC Meeting of June 21, 2005

- ll. Rezoning Resolution No. 05-065RZ – Application No. 6374 – BOCC Meeting of June 21, 2005

- mm. Rezoning Resolution No. 05-066RZ – Application No. 6375 – BOCC Meeting of June 21, 2005

- nn. Rezoning Resolution No. 05-067RZ – Application No. 6381 – BOCC Meeting of June 21, 2005

- oo. Rezoning Resolution No. 05-068RZ – Application No. 6383 – BOCC Meeting of June 21, 2005

- pp. Rezoning Resolution No. 05-069RZ – Conditional Use Application No. CU05-15 for the Sale of Alcoholic Beverages – BOCC Meeting of June 21, 2005

qq. Rezoning Resolution No. 05-70RZ – Conditional Use Application No. CU05-17
for the Sale of Alcoholic Beverages – BOCC Meeting of June 21, 2005

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

Proposed Ordinances

- P 1. AN ORDINANCE ESTABLISHING THE BOUNDARIES OF THE CHAPEL CREEK 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. 1
Memorandum GM05-850

THE ITEM WAS WITHDRAWN BY STAFF.

Public Hearings

- P 2. Vacation of a Portion of Easement – Jeffrey R. Meyer and Karen A Malluck – Driftwood Village, 11122 Island Pine Drive; Comm. Dist. 5
Memorandum REA05-144

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

- P 3. Vacation of Portion or Right-of-Way – David S. Mitchell, Terry Switzer, Ralph E. and Siv A. Chambers – Cruea Lane Port Richey Land Subdivision, Section 35; Comm. Dist. 4
Memorandum REA05-157

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

- P 4. Vacation of Easement – Thomas A. Smith – Holiday Lakes Estates, Lot 1844, Unit 22; Comm. Dist. 4
Memorandum REA05-160

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

- P 5. Vacation of Easement – Randall and Gina Gibson – Tanglewood Terrace, Lot 71; Comm. Dist. 4
Memorandum REA05-161

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

- P 6. Creation of a Streetlight Service Area and Combining with an Existing Streetlight Service Area – Withlacoochee River Electric Cooperative, Inc. – Suncoast Lakes, Phases II and III; Comm. Dist.
Memorandum UTFSSP05-0583

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

- P 7. Essentially Built-Out Agreement – DRI No. 39/215 (Gulf View Square Mall) – Gulfview Associates and FDCA – Terms and Conditions of Commercial Development; Comm. Dist. 5
Memorandum GM05-1147

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

PUBLIC COMMENT

1. **MR. GARY WILNER SPOKE REGARDING FIREWORKS.**

RECESS

THE BOARD RECESSED AT 2:54 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 8. AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO. 89-21, AS AMENDED; **PROVIDING FOR THE REPEAL OF SECTION 521, PUD PLANNED UNIT DEVELOPMENT**; REPEALER; SEVERABILITY; INCLUSION IN CODE; MODIFICATION THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING; AND PROVIDING FOR AN EFFECTIVE DATE; All Comm. Dist.
Memorandum ZN05-128
(Continued from July 21, 2005)

SITTING AS THE LAND DEVELOPMENT REGULATION COMMISSION/LOCAL PLANNING AGENCY, COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATIVE NUMBER ONE, WHICH WAS TO ADOPT THE GROWTH MANAGEMENT ADMINISTRATOR'S DETERMINATION OF CONSISTENCY WITH THE COMPREHENSIVE PLAN AND ADOPT THE AMENDMENT TO SECTION 521; COMMISSIONER MARIANO SECONDED; MOTION CARRIED UNANIMOUSLY ON A ROLL CALL VOTE.

- P 9. AN ORDINANCE OF PASCO COUNTY, FLORIDA, AMENDING ORDINANCE NO. 01-017, AS AMENDED, AND AMENDING SECTION 602, TREE PROTECTION AND RESTORATION, OF THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE 89-21, AS AMENDED; **PROVIDING FOR AUTHORITY AND POWER; PROVIDING FOR RECITALS; PROVIDING FOR AMENDMENTS TO SECTION 602.7 RELATING TO TREE PLANTING REQUIREMENTS FOR TYPE I PERMITS; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR MODIFICATION THAT MAY ARISE FROM CONSIDERATION OF THE ORDINANCE AT PUBLIC HEARING; AND PROVIDING FOR AN EFFECTIVE DATE**; All Comm. Dist.
Memorandum CAO05-2478

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO THE SECOND PUBLIC HEARING ON AUGUST 23, 2005, 1:30 P.M., DADE CITY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- P 10. AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, SECTIONS 201, 306 AND 610, REPEALING ARTICLE 607, AND CREATING A NEW ARTICLE 319 FOR **TRANSPORTATION CORRIDOR MANAGEMENT; PROVIDING PROCEDURES AND REQUIREMENTS FOR DENSITY TRANSFERS AND INTERIM USES IN TRANSPORTATION CORRIDORS; PROVIDING REQUIREMENTS FOR RIGHT-OF-WAY DEDICATION; PROVIDING PROCEDURES, REQUIREMENTS, AND DEADLINES TO REQUEST WAIVER OF, OR COMPENSATION FOR, RIGHT-OF-WAY DEDICATION AND OTHER TRANSPORTATION REQUIREMENTS; PROVIDING SPACING, RIGHT-OF-WAY, AND DESIGN STANDARDS FOR NEW COLLECTOR AND ARTERIAL ROADWAYS; AMENDING SUBMITTAL REQUIREMENTS AND TECHNICAL REVIEW AND PUBLIC HEARING PROCEDURES FOR SECTION 306 DEVELOPMENT APPROVALS; PROVIDING FOR NEW AND AMENDED DEFINITIONS; PROVIDING FOR REPEALER, MODIFICATION, SEVERABILITY, INCLUSION IN CODE, APPLICABILITY, EFFECTIVE DATE AND RELATIONSHIP TO COMPREHENSIVE PLAN; All Comm. Dist.**
Memorandum CAO05-3228

COMMISSIONER SCHRADER MOVED TO CONTINUE TO THE SECOND PUBLIC HEARING ON AUGUST 23, 2005, 1:30 P.M., DADE CITY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

Public Hearings

None Scheduled

Public Hearings—Rezoning

- Z 1. Memorandum ZN05-156

Table of Contents

Consent-Rezoning

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CONSENT AGENDA WITH EXCEPTION OF PULLED PETITION NUMBER RZ-6390; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6401 John James and John Joseph Fanelli; Comm. Dist. 2
APPROVED.

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

PULLED FROM THE CONSENT AGENDA

RZ-6390 Patricia Lallanilla and William T., and Elizabeth A. Vogel; Comm. Dist. 4

COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH CONDITIONS AND WITH THE ADDITIONAL CONDITION READ INTO THE RECORD BY STAFF; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6399 William Bartlett, David Parris, and Craig Villanti; Comm. Dist. 4
APPROVED.

CU05-18 CMD, INC./LA Mamma Resturant; Comm. Dist. 4
APPROVED.

RZ-6391 Berton Raden Thomas and Raden S. Thomas; Comm. Dist. 5
APPROVED.

Location Maps

Board of County Commissioners Agenda

Regular-Rezonings

RZ-6380 Mabelbridge Corporation N.V.; Comm. Dist. 2

COMMISSIONER SCHRADER MOVED TO CONTINUE TO SEPTEMBER 27, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER HILDEBRAND AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6392 Linda L. Peek; Comm. Dist. 2

CHAIRMAN MULIERI PASSED THE GAVEL TO VICE-CHAIRMAN SIMON.

COMMISSIONER MULIERI MOVED TO DENY STAFF'S RECOMMENDATION OF AR-1, BUT TO APPROVE A-R WITH NO CAP AND TO DELETE CONDITION NUMBER ONE; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER VOTING NAY.

VICE-CHAIRMAN SIMON PASSED THE GAVEL BACK TO CHAIRMAN MULIERI.

RZ-6314 Little Road Plaza, LTD. ET AL/Little Ridge PUD;
Comm. Dist. 4

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO SEPTEMBER 27, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

RZ-6369 Kevin C. and Milkenia B. Horton; Comm. Dist. 5

COMMISSIONER MARIANO MOVED TO CONTINUE TO SEPTEMBER 27, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6378 MRRJ Development FL, LLC; Comm. Dist. 5

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

COMMISSIONER MARIANO MOVED TO DENY STAFF'S RECOMMENDATION OF R-1, BUT APPROVAL OF R-2 WITH A CAP OF 70 UNITS. THE MOTION DIED FOR LACK OF A SECOND.

COMMISSIONER MARIANO MOVED TO DENY STAFF'S RECOMMENDATION OF R-1, BUT APPROVAL OF R-2 WITH A CAP OF 80 UNITS AND THAT THE LARGE TREE WOULD REMAIN, IF POSSIBLE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6397 Ramona W. Migliore; Comm. Dist. 5

COMMISSIONER MARIANO MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MS. RAMONA MIGLIORE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MS. RAMONA MIGLIORE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. JAMES OWEN; COMMISSIONER SIMON AND COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE A GRAPHIC PRESENTED BY MR. FRANK BALISH; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE A DOCUMENT PRESENTED BY MR. FRANK BALISH; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MS. RENEE OWEN; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE A CAP OF 3 UNITS DIVIDED EQUALLY ON THE PROPERTY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

MS. EVE LYNN "FRAN" ORETO SPOKE REGARDING DOCUMENTARY STAMPS.

MR. JAMES OWEN THANKED THE BOARD FOR THEIR ACTION REGARDING REZONING RZ-6397.

MR. FRANK BALISH THANKED THE BOARD FOR THEIR ACTION REGARDING REZONING RZ-6397.

MS. GAIL FARLEY THANKED STAFF AND THE BOARD FOR THEIR HELP FOR VARIOUS ISSUES.

MS. RENEE OWEN THANKED THE BOARD FOR THEIR ACTION REGARDING REZONING RZ-6397.

ADJOURN

THE BOARD ADJOURNED AT 8:39 P.M.

PREPARED BY:CMS