

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

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

OCTOBER 11, 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 29 AND C 33 WERE PULLED FROM THE CONSENT AGENDA.

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

CONSTITUTIONAL OFFICERS

Clerk

Minutes—Approval

Board of County Commissioners
Regular Meeting/Rezoning
July 26, 2005

Board of County Commissioners
Regular Meeting/Rezoning
August 9, 2005

Board of County Commissioners
Regular Meeting/Rezoning
August 23, 2005

Minutes—Distribution

Board of County Commissioners
1st Budget Hearing/Solid Waste Disposal/Resource Recovery
Public Hearing
September 7, 2005

Board of County Commissioners
Regular Meeting/Rezoning
September 13, 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 September 9, 2005 RE: Resolution 82-107

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 3. Stipulated Final Judgment - Pasco County v. Principal, et al. Case No.: 51-2003-CA002635 as to Property Interest, Parcels: 115 and 815; Comm. Dist. 2
Memorandum CAO05-1724
RECOMMENDATION: Approve
- C 4. Stipulated Final Judgment – Pasco County V. Circle K. Stores, Inc. – As to Business Damages, Old Pasco Road Project No. C1640.00; Comm. Dist. 2
Memorandum CAO05-1717
RECOMMENDATION: Approve
- C 5. Approval of Retainer Letter and Scope of Services and HIPAA Business Associate Agreement – Mark R. Montgomery, Ph.D. – Jose Gordils v. Pasco County Case No. 51-2005-CA-000702WS; All Comm. Dist.
Memorandum CAO05-2357
RECOMMENDATION: Approve

County Administrator

- C 6. Professional Services Agreement for Lobbyist – Joseph E. Mannion, Inc. - Nineteenth Addendum; All Comm. Dist.
Memorandum CA05M-5053
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 7. Confirmation of Utility Engineering Director; All Comm. Dist.
Memorandum CA05M-5054
RECOMMENDATION: Approve

DEVELOPMENT SERVICES BRANCH

Development Review Services

- C 8. 2004 Flood Mitigation Assistance Project Agreement – State of Florida, Department of Community Affairs – CFDA Contract No. 05FM-65-08-61-01, Elevation of Structure: Comm. Dist. 5
Memorandum DV05-233
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 9. Request to Close Road – Emile Laurino, Seven Springs Rotary Club Longleaf Triathlon - Starkey Boulevard from S.R. 54 to DeCubellis Road October 16, 2005 from 6:00 am to 12:00 pm; Comm. Dist. 3
Memorandum DV05-241
RECOMMENDATION: Approve

Engineering Services

- C 10. Paving Assessment Interest Rate for Fiscal Year 2005-2006; All Comm. Dist.
Memorandum ENA06-002
RECOMMENDATION: Approve

Engineering Services—Engineering Design/Stormwater

- C 11. Task Order No. EDO05-020 – Ardaman & Associates, Inc. – Long-Term Stormwater Monitoring Program for the NPDES MS4 Permit; All Comm. Dist.
Memorandum EDA05-035
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Engineering Inspections

- C 12. Accept the Cash Performance Guarantee – Florida Concepts, Inc. – Patriot Bank; Comm. Dist. 3
Memorandum ENIA06-001
RECOMMENDATION: Approve

- C 13. Accept the Performance Bond – Maconi Homes – Maconi Homes-Oaks at Perrine Ranch; Comm. Dist. 3
Memorandum ENIA06-002
RECOMMENDATION: Approve
- C 14. Accept the Cash Performance Guarantee – Riverside Baptist Fellowship – Riverside Fellowship Church; Comm. Dist. 3
Memorandum ENIA06-003
RECOMMENDATION: Approve
- C 15. Accept the Cash Performance Guarantee – Horizon General Contractors, Inc. – Sonic at Bruce B. Downs; Comm. Dist. 2
Memorandum ENIA06-004
RECOMMENDATION: Approve
- C 16. Accept the Cash Performance Guarantee – Stockton Enterprises, LLC – Stockton-Sloane Commercial Site; Comm. Dist. 3
Memorandum ENIA06-005
RECOMMENDATION: Approve
- C 17. Accept the Cash Performance Guarantee – Florida Concepts, Inc. – Patriot Bank; Comm. Dist. 3
Memorandum ENIA06-006
RECOMMENDATION: Approve
- C 18. Release the Performance Guarantee – U.S. Home Corporation – Heritage Springs, Village 23, Unit2; Comm. Dist. 2
Memorandum ENIA06-007
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 19. Change Order No. 2, Task Order No. EDO04-004 – Coastal Design Consultants, Inc. – East Road/Cobblestone Drive Realignment; Comm. Dist. 5
Memorandum PMA05-148
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Survey

- C 20. Recording of Plat with Partial Performance Guarantee – KAK Ltd – Stone Phase 1; Comm. Dist. 2
Memorandum SA05-088
RECOMMENDATION: Approve
- C 21. Recording of Plat with a Performance Guarantee – D.R. Horton, Inc. – Colony Lakes; Comm. Dist. 4
Memorandum SA06-001
RECOMMENDATION: Approve

Growth Management—Zoning/Code Compliance

- C 22. Property Maintenance Ordinance – Lien Resolutions; All Comm. Dist.
Memorandum CC05-112
RECOMMENDATION: Approve and Authorize Chairman's Signature

PUBLIC SERVICES BRANCH

Community Services

- C 23. Donation – The Volunteer Way – 2,500 pounds of Cat Litter; All Comm. Dist.
Memorandum CS05-082
RECOMMENDATION: Approve and Authorize Chairman's Signature

Emergency Services

- C 24. Establishing an Annual E9-1-1 Service Fee from \$.30 to \$.40 per Month, Per Exchange Line through Resolution with Bellsouth, Sprint, and Verizon Florida for the Continuous Operation, Maintenance and Expansion of the E9-1-1 Service and Equipment; All Comm. Dist.
Memorandum ES05-1190
RECOMMENDATION: Approve and Authorize Chairman's Signature

Facilities Management

- C 25. Amendment #4 – Wannemacher Russell Architects, Inc. – Wesley Chapel District Park, Boyette Road Improvements; Comm. Dist. 1
Memorandum FAC05-489
RECOMMENDATION: Approve and Authorize Chairman's Signature

Libraries Services

- C 26. Intergovernmental Agreement – Library Impact Fees for the City of Dade City; Comm. Dist. 1
Memorandum LI05-194
RECOMMENDATION: Approve and Authorize Chairman's Signature

Parks and Recreation

- C 27. Outdoor Lighting Agreement – Tampa Electric Company – John S. Burks Memorial Park Parking Lot Lights; Comm. Dist. 1
Memorandum PRA05-0815
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 28. Intergovernmental Agreement – Parks and Recreation – Impact Fees for the City of Dade City; Comm. Dist. 1
Memorandum PRA05-0892
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED

- C 29. Prior Restrictive Approval – Purchase of Property at Public Auction; All Comm. Dist. Memorandum PRA05-0913
RECOMMENDATION: Approve

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THE AMOUNT NOT TO EXCEED \$10,000.00; COMMISSIONER HILDEBRAND AND COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

- C 30. Addendum 1 to Grant Contract – Florida Communities Trust – Strauber Memorial Highway Coastal Land Acquisition; FCT Project No. 04-014-FF4; Comm. Dist. 3 Memorandum PRA05-0959
RECOMMENDATION: Approve and Authorize Chairman's Signature

UTILITIES SERVICES BRANCH

- C 31. Task Order No. 1-06 – Parsons Water and Infrastructure, Inc. – Emergency Operations Plan; All Comm. Dist. Memorandum UT05-1403
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 32. Service Agreement – Dream Catcher Estates, LLC – Provide Water and Wastewater Services; Comm. Dist. 2 Memorandum UT05-1418
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED FOR A REVISION

- C 33. Conceptual Design Study and Site Assessment Report – King Engineering Associates, Inc. – Boyette Reclaimed Water Reservoir Project; Comm. Dist. 1 Memorandum UT05-1491
RECOMMENDATION: Approve

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THE REVISION OF ACCEPTANCE OF THE COMPLETION OF THE CONCEPTUAL DESIGN REPORT AND CONFIRMATION OF THE ADDITIONAL PROPERTY APPRAISAL; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Utilities

- C 34. Acceptance of Improvements and Maintenance Guarantee – The Ryland Group, Inc.
– Water’s Edge Two; Comm. Dist. 4
Memorandum UTD05-1364
RECOMMENDATION: Approve
- C 35. Acceptance of Improvements and Maintenance Guarantee – The Ryalnd Group, Inc.
– Water’s Edge Two, Phase 2; Comm. Dist. 4
Memorandum UTD05-1365
RECOMMENDATION: Approve
- C 36. Acceptance of Improvements and Maintenance Guarantee – Meadow Pointe,
General Partners - Wesley Chapel Lakes, Parcel M; Comm. Dist. 2
Memorandum UTD05-1368
RECOMMENDATION: Approve
- C 37. Acceptance of Improvements and Maintenance Guarantee – Connerton, LLC –
Connerton Village 1, Parcels 101, 102 and 103; Comm. Dist. 2
Memorandum UTD05-1396
RECOMMENDATION: Approve
- C 38. Acceptance of Improvements and Maintenance Guarantee – Shadow Run, LLC –
Woodland Village at Shadow Run, Unit 3, Phase 2; Comm. Dist. 2
Memorandum UTD05-1393
RECOMMENDATION: Approve
- C 39. Acceptance of Improvements and Maintenance Guarantee – Lennar Homes, Inc. –
Bridgewater, Phase 4; Comm. Dist. 1
Memorandum UTD05-1417
RECOMMENDATION: Approve

- C 40. Final Change Order – Westra Construction Corporation – West Pasco Water System Improvements; Comm. Dist. 3 and 4
Memorandum UTD05-1443
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities Fiscal Services/Special Projects

- C 41. Additional Streetlight Amendment – Withlacoochee River Electric Cooperative, Inc. – Palm Lake Estates, Black Oak Avenue; Comm. Dist. 5
Memorandum UTFSSP05-0665
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 42. Contract Approval – Teledyne-Tekmar – Phoenix 800 TOC Analyzer; All Comm. Dist.
Memorandum UTFSSP05-0709
RECOMMENDATION: Approve and Authorize Chairman's Signature

OFFICE OF MANAGEMENT AND BUDGET

- C 43. Payment of Annual Dues – Tampa Bay Regional Planning Council; All Comm. Dist.
Memorandum OMB06-6000
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 44. Agreement – Florida Department of Health – Formally Establish a Type, Level, and Funding of Services to be Provided by the Pasco County Health Department; All Comm. Dist.
Memorandum OMB06-6001
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 45. Agreement – Nextel – In-Building Equipment; All Comm. Dist.
Memorandum OMB06-6002
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 46. Acceptance of Grant – Florida Department of Law Enforcement Edward Byrne Memorial State and Local Law Enforcement Grant – Sheriff and Clerk; All Comm. Dist.
Memorandum OMB06-6003
RECOMMENDATION: Approve and Authorize Chairman's Signature

Community Development

RECONSIDERED

- C 47. Program Policy Statement Revision - Homebuyer Assistance Program – Shared Equity; All Comm. Dist.
Memorandum CD05-380
RECOMMENDATION: Approve

COMMISSIONER SCHRADER MOVED TO RECONSIDER AGENDA ITEM C 47 FOR DISCUSSION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE TWENTY-FIVE PERCENT IN THE FOURTH YEAR AND TWENTY-FIVE PERCENT IN THE FIFTH YEAR; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

- C 48. PascoFix! Program – Selection of Approved Agencies; All Comm. Dist.
Memorandum CD05-385
RECOMMENDATION: Approve

Purchasing

- C 49. Bid No. 05-050F

Item:	Additional Static Steel Wheel Roller
Department:	Fleet Management
Vendor:	Nortrax Equipment Company
Amount:	\$53,950.00
Memorandum PU05-606	
RECOMMENDATION:	Approve

C 50. Bid No. 05-100F

Item: Transportation of Ash Leachate
Department: Utilities
Vendor: Blue Septic Tank Service, Inc.
Amount: Anticipated \$75,000.00
Memorandum PU05-626
RECOMMENDATION: Approve

C 51. Bid No. 05-117K

Item: Modifications to Cypress Creek Wellfield Tower
Department: Communications
Vendor: Quality Tower Erector's and Service, Inc.
Amount: \$36,662.40
Memorandum PU05-623
RECOMMENDATION: Approve

C 52. Bid No. 05-118F

Item: Medical Oxygen and Rental of Related Equipment
Department: Office of Emergency Management
Vendor: Camelot Healthcare Management, Inc. d/b/a
Suncare Respiratory Services
Amount: Anticipated \$25,000.00
Memorandum PU05-613
RECOMMENDATION: Approve

C 53. Bid No. 05-121

Item: Highway Landscaping on Portion of S.R. 54,
Starkey Boulevard, and Trinity Boulevard
Department: Engineering Services
Vendor: Luke Brothers, Inc.
Amount: \$44,066.00
Memorandum PU05-551
RECOMMENDATION: Approve Bid and Approve & Authorize Chairman's
Signature on Contracts

C 54. Bid No. 05-139

Item: Construction of Road Intersection Improvements at
Trouble Creek Road and Thys Road
Department: Engineering Services
Vendor: Cone & Graham, Inc.
Amount: Anticipated \$1,191,394.64
Memorandum PU05-612
RECOMMENDATION: Approve Bid and Approve & Authorize Chairman's
Signature on Contracts

C 55. Bid No. 05-141D

Item: Fertilizers/Pesticides
Department: Parks and Recreation
Vendor: As Listed
Amount: Anticipated \$173,000.00
Memorandum PU05-627
RECOMMENDATION: Approve

C 56. Bid No. 05-152F

Item: Fuel Truck and Bucket Truck
Department: Fleet Management
Vendor: Freightliner of Tampa and Baker Equipment
Amount: Anticipated \$196,958.00
Memorandum PU05-597
RECOMMENDATION: Approve

C 57. Bid No. 05-153K

Item: HVAC Equipment
Department: Facilities Management
Vendor: Greenlee Mechanical & Electrical, Inc., and Airwest
A/C, Inc.
Amount: \$56,389.45
Memorandum PU05-596
RECOMMENDATION: Approve

C 58. Bid No. 05- 155K

Item: Installation of HVAC Equipment at Land O'Lakes
Detention Center
Department: Facilities
Vendor: Air Mechanical and Service Corporation
Amount: \$26,875.00
Memorandum PU05-624
RECOMMENDATION: Approve

C 59. Bid No. 05-158D

Item: Security Guard Services
Department: Parks and Recreation
Vendor: National Building Maintenance Inc., of Florida
Amount: Anticipated \$38,880.00
Memorandum PU05-622
RECOMMENDATION: Approve

Tourist Development

C 60. Location Release Form – Red Dog Entertainment, LTD. – Anclote River Park,
Individual Releases; All Comm. Dist.
Memorandum TD05-056
RECOMMENDATION: Approve and Authorize Chairman's Signature

Budgeting—Budget Amendment

C 61. BA05-207 TRANSFER WITHIN THE DEPARTMENT OF TRANSPORTATION
GRANT/TRANSPORTATION FTA FL 90X-446 TO REALIGN
FUNDS TO TRANSPORTATION FTA FL-90-X502-00 - \$70,581.00

C 62. BA05-283 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN
THE MUNICIPAL SERVICE FUND - \$160.00

- C 63. BA05-284 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE IMPACT FEE – SCHOOLS FUND - \$3,167,000.00
- C 64. BA05-285 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE GENERAL FUND - \$3,671.93
- C 65. BA06-014 RESOLUTION REDUCING ANTICIPATED REVENUES WITHIN THE DEPARTMENT COMMUNITY AFFAIRS GRANT FUND – (\$617.00)
- C 66. BA06-015 TRANSFER WITHIN THE CAPITAL IMPROVEMENT FUND/RESERVES TO CARRY FORWARD FUNDS TO VARIOUS CAPITAL PROJECTS INTO FISCAL YEAR 2006 - \$441,880.00
- C 67. BA06-016 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE ½ CENT SALES TAX CIP FUND - \$30,598,135.00
- C 68. BA06-018 TRANSFER WITHIN THE COMBAT IMPACT FEE FUND/RESERVES TO CARRY FORWARD FUNDS FOR VARIOUS FIRE/RESCUE STATIONS INTO FISCAL YEAR 2006 - \$267,729.00
- C 69. BA06-019 TRANSFER WITHIN THE RESCUE IMPACT FEE FUND/RESERVES TO CARRY FORWARD FUNDS FOR VARIOUS FIRE/RESCUE STATIONS INTO FISCAL YEAR 2006 - \$200,533.00
- C 70. BA06-020 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PARK IMPACT FEE-CENTRAL FUND - \$6,375,218.00

C 71. BA06-021 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE LIBRARY IMPACT FEE FUND - \$1,962,570.00

C 72. BA06-022 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE LIBRARY COOPERATIVE GRANT FUND - \$20,500.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Mulieri

R 1. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING OCTOBER 2-8, 2005 AS NATIONAL 4-H WEEK IN PASCO COUNTY

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

R 2. Letter from Osceola Board of County Commissioners dated September 19, 2005 RE: Enormity of the Tragedy Along the Gulf Coast Continues to Unfold

INFORMATION ONLY. NO ACTION TAKEN.

R 3. Letter from Sarasota County dated September 20, 2005 RE: Green Light for Red Light Cameras Resolution

INFORMATION ONLY. NO ACTION TAKEN.

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

NO ITEMS.

DISTRICT THREE – COMMISSIONER HILDEBRAND

COMMISSIONER HILDEBRAND REQUESTED MS. BARBARA HOLTON SPEAK BEFORE THE BOARD.

MS. HOLTON, CEO OF THE GOOD SAMARITAN CLINIC, THANKED THE BOARD FOR THEIR NEW BUILDING. SHE SAID SHE WANTED TO PERSONALLY THANK JOHN GALLAGHER AND MIKE NURRENBROCK AND SAID THE CLINIC WAS BEAUTIFUL AND THE PATIENTS WERE AMAZED.

DISTRICT FOUR – COMMISSIONER SIMON

COMMISSIONER SIMON MOVED TO RECONSIDER A REZONING FROM THE LAST BOARD OF COUNTY COMMISSIONERS MEETING REGARDING MR. ROSE AND ROSE HAVEN, TO READVERTISE THE ITEM AND SCHEDULE FOR A PUBLIC HEARING; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

DISTRICT FIVE – COMMISSIONER MARIANO

COMMISSIONER MARIANO MOVED APPROVAL OF A ONE TIME EMERGENCY GRADING ON HICKS ROAD FROM BOLTON TO DENTON NOT TO EXCEED \$1,700.00; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO SPOKE REGARDING THE HUDSON WATERWAY.

COMMISSIONER MARIANO MOVED TO DIRECT STAFF TO INSTALL CHANNEL MARKERS 8-11 AFTER CHANNEL MARKER 7; COMMISSIONER HILDEBRAND SECONDED.

COMMISSIONER MARIANO WITHDREW HIS MOTION.

COMMISSIONER HILDEBRAND WITHDREW HER SECOND.

COMMISSIONER MARIANO DIRECTED STAFF TO BRING BACK INFORMATION TO THE BOARD REGARDING THE CHANNEL MARKERS.

DISTRICT TWO – CHAIRMAN MULIERI

CHAIRMAN MULIERI STATED SHE WAS CONTACTED BY THE QUAIL HOLLOW MUNICIPAL SERVICE BENEFITS UNIT ADVISORY BOARD REGARDING A VACANCY. THREE CANDIDATES RESPONDED TO THE NOTICE AND THEY RECOMMENDED SUSAN FIOL.

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

CHAIRMAN MULIERI SAID ONE OF THE SECRETARIES WAS RETIRING AND THEY WERE IN THE PROCESS OF INTERVIEWING APPLICANTS FOR THE POSITION. SHE SUGGESTED THE POSITION BE RECLASSIFIED TO AN “N25”, WHICH WOULD BE THE SAME CLASSIFICATION AS SECRETARY TO THE DEPARTMENT HEADS. SHE FELT THIS WOULD BRING THE SKILLS THAT WERE NEEDED FOR THE OFFICE. THERE WAS EXTENSIVE DISCUSSION BY THE BOARD REGARDING THE POSITION, JOB DUTIES, AND PART-TIME EMPLOYEES.

COMMISSIONER MARIANO MOVED APPROVAL TO ADVERTISE THE POSITION AS A “N25”; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER AND COMMISSIONER SIMON VOTING NAY.

Miscellaneous Old Business

R 5. Water Issues

COMMISSIONER SCHRADER REPORTED ON AN EVENT THAT WAS HELD YESTERDAY REGARDING THE RESERVOIR. THEY HAD RECEIVED A NEW PART TO THE OVERALL SYSTEM AND NOW THE RESERVOIR WAS READY TO GO ON-LINE. HE EXPLAINED THE TEST PERIOD OF THE RESERVOIR.

COMMISSIONER HILDEBRAND SAID IT REMINDED HER OF A RESORT. IT WAS SEVEN MILES AROUND, VERY HIGH, AND WOULD HOLD 15 BILLION GALLONS.

County Administrator

MR. GALLAGHER REQUESTED AN EMERGENCY ITEM BE HEARD.

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

Report of Emergency Purchase; 25,000 LF of 12-inch PVC Pipe – Hughes Supply, Inc.

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

County Attorney

MR. SUMNER REQUESTED AN EMERGENCY ITEM BE HEARD.

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

Ridge Road Extension – Letter Agreement with Biological Research Associates, Inc. ("BRA") for Required Mitigation Analysis

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER VOTING NAY.

Miscellaneous Matters

None Scheduled

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

- R 6. INTRODUCTION OF AMENDMENT TO SECTION 615 OF THE PASCO COUNTY LAND DEVELOPMENT CODE TO **INCREASE THE REQUIRED NUMBER OF OFF-STREET PARKING SPACES IN MF-1, MF-2, AND MF-3 DISTRICTS TO 2 PER DWELLING UNIT**; ALL COMM. DIST.
MEMORANDUM CAO05-2482

COMMISSIONER SIMON MOVED TO INTRODUCE, SCHEDULE THE FIRST PUBLIC HEARING FOR NOVEMBER 22, 2005 AND THE FINAL PUBLIC HEARING ON DECEMBER 6, 2005; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER ABSENT FROM THE VOTE.

DEPARTMENTAL MATTERS

County Attorney

- R 7. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, AUTHORIZING THE TEMPORARY CLOSING OF MANASSAS DRIVE AND LAKE PATIENCE ROAD; Comm. Dist. 2
Memorandum CAO05-0476

COMMISSIONER HILDEBRAND MOVED APPROVAL; COMMISSIONER MARIANO SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER ABSENT FROM THE VOTE.

- R 8. Discussion – Worksessions RE: Comprehensive Plan

MS. BARBARA WILHITE DISTRIBUTED A LIST OF PROPOSED BOCC WORKSESSIONS REGARDING THE EAR-BASED COMPREHENSIVE PLAN AMENDMENTS.

THE BOARD AGREED TO THE DATES ON THE LIST AS SUBMITTED, BUT TO AMEND THE TIMES UNDER “OPTIONS” – MONDAY, DECEMBER 5TH, 9:30 A.M. TO AS LONG AS NEEDED, DADE CITY; TUESDAY, DECEMBER 6TH, 9:30 A.M. TO 11:30 A.M.; THURSDAY, DECEMBER 8TH; 1:00 P.M. TO 5:00 P.M.

County Administrator

- R 9. Appropriation Requests – Pasco County Legislative Delegation for the 2006 Regular Session; All Comm. Dist.
Memorandum JM06-01

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE APPROPRIATION REQUESTS AS RECOMMENDED; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

DEVELOPMENT SERVICES BRANCH

- R 10. Emergency Repair – Non-County Maintained Roads; All Comm. Dist.
Memorandum DS05-082

MR. GALLAGHER SAID STAFF WOULD BRING MORE INFORMATION BACK TO THE BOARD TO INCLUDE MAPS AND LISTS OF COUNTY AND NON-COUNTY MAINTAINED ROADS.

PUBLIC SERVICES BRANCH

Parks and Recreation

- R 11. Proposed Design for Recreation Center and Aquatics Facility – Wannemacher Russell Architects, Inc. – Wesley Chapel District Park, Phase 2; Comm. Dist. 1
Memorandum PRA05-0881

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

UTILITIES SERVICES BRANCH

None Scheduled

OFFICE OF MANAGEMENT AND BUDGET

Community Development

- R 12. Tommytown Neighborhood Target Area Status Report – October 2005; All Comm. Dist.
Memorandum CD06-002
(TO BE DISTRIBUTED)

INFORMATION ONLY. NO ACTION TAKEN.

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Departmental Follow-up Reports

None Scheduled

Motions

None Scheduled

Noted Items AGENDA ITEMS R 13 THROUGH R 23aa WERE NOTED.

- R 13. Letter from CoPowr dated September 9, 2005 RE: Groundwater Pumping, De-Sal Use and OROP Protocol
- R 14. Memorandum from Florida Department of Health dated September 21, 2005 RE: Third Amendment to 2004/2005 Core Contract
- R 15. Memorandum from Southwest Florida Water Management District dated September 21, 2005 RE: Public Input Meetings for Update to Schedule for Establishment of Minimum Flows and Levels
- R 16. Letter from Bright House Networks dated September 22, 2005 RE: Changes and Additions to take place on November 1, 2005

- R 17. Letter from Lake Bernadette Community Development District dated September 23, 2005 RE: Notice of Public Meeting Schedule

- R 18. Letter from City of Dade City dated September 26, 2005 RE: Ordinance No. 2005-0895

- R 19. Public Service Commission issued September 26, 2005 RE: Docket No. 041342-WU

- R 20. Southwest Florida Water Management District – Tuesday, October 4, 2005

- R 21. Pinellas-Anclote River Basin Board – Wednesday, October 5, 2005

Noted Items—Minutes

- R 22. District School Board dated October 4, 2005

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

- R 23. Letter dated September 30, 2005
 - a. Minutes and Meeting Documentation – Construction Code Enforcement Board Regular Meeting of July 20, 2005

 - b. Minutes and Meeting Documentation – Construction/Licensing Board of Adjustments and Appeals Meeting of July 20, 2005

- c. Minutes and Meeting Documentation – Citizens’ Ordinance Review Committee Regular Meeting of July 20, 2005

- d. Minutes and Meeting Documentation – Metropolitan Planning Organization Meeting of May 12, 2005

- e. Minutes and Meeting Documentation – Citizen Advisory Committee Planning District #5 Meeting of August 8, 2005

- f. Minutes and Meeting Documentation – Development Review Committee Meeting of April 28, 2005

- g. Minutes and Meeting Documentation – Development Review Committee Special Meeting of June 2, 2005

- h. Minutes and Meeting Documentation – Development Review Committee Meeting of June 9, 2005

- i. Agenda – Southwest Florida Water Management District – Governing Board Meeting of September 27-28-, 2005

- j. Tampa Bay Water Board of Directors Meeting Calendar for 2006

- k. Notice to Proceed – D.A.B. Constructors, Inc. Contract No. 04-136, BCC approved 10/5/04 RE: Coats Road Programmed Maintenance W/O#T1179.00

- l. Public Service Commission – Notice of Commission Hearing and Prehearing RE: Docket No. 041269TP

- m. Rezoning Resolution No. 05-91RZ – Application No. 6412 – BOCC Meeting of August 23, 2005

- n. Rezoning Resolution No. 05-92RZ – Application No. 6414 – BOCC Meeting of August 23, 2005

- o. Rezoning Resolution No. 05-80RZ – Application No. 6348 – BOCC Meeting of August 9, 2005

- p. Rezoning Resolution No. 05-82RZ – Application No. 6390 – BOCC Meeting of August 9, 2005

- q. Rezoning Resolution No. 05-83RZ – Application No. 6391 – BOCC Meeting of August 9, 2005

- r. Rezoning Resolution No. 05-84RZ – Application No. 6392 – BOCC Meeting of August 9, 2005

- s. Rezoning Resolution No. 05-85RZ – Application No. 6397 – BOCC Meeting of August 9, 2005

- t. Rezoning Resolution No. 05-086RZ – Application No. 6399 – BOCC Meeting of August 9, 2005

- u. Rezoning Resolution No. 05-087RZ – Application No. 6401 – BOCC Meeting of August 9, 2005

- v. Rezoning Resolution No. 05-88RZ – Conditional Use Application No. CU05-18 for the Sale of Alcoholic Beverages – BOCC Meeting of August 9, 2005

- w. Rezoning Resolution No. 05-89RZ – Application No. 6406 – BOCC Meeting of August 23, 2005

- x. Rezoning Resolution No. 05-90RZ – Application No. 6407 – BOCC Meeting of August 23, 2005

- y. Rezoning Resolution No. 05-90RZ – Application No. 6415 – BOCC Meeting of August 23, 2005

- z. Rezoning Resolution No. 05-94RZ – Application No. 6419 – BOCC Meeting of August 23, 2005

- aa. Rezoning Resolution No. 05-95RZ – Application No. 6422 – BOCC Meeting of August 23, 2005

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

Proposed Ordinances

- P 1. AN ORDINANCE BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, SECTION 605.6, **REGULATING AND ESTABLISHING STORMWATER DESIGN CRITERIA FOR DRAINAGE BASINS OF SPECIAL CONCERN; DESIGNATING TIMBER OAKS AS A DRAINAGE BASIN OF SPECIAL CONCERN;** 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 CAO06-2801

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. JOE MAZORRA; COMMISSIONER MARIANO AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO MOVED TO CONTINUE TO THE SECOND PUBLIC HEARING TO NOVEMBER 8, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Public Hearings

- P 2. Vacation of Easement – Harvey Allen and Sharon Marie Johnson – Summer Lakes, Tracts 1 & 2, Lot 26, Block 1; Comm. Dist. 4
Memorandum REA05-190
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION CONTINGENT UPON THE CLERK RECEIVING THE PROOF OF PUBLICATION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

- P 3. Special Assessment Ordinance No. 02-17 – Valencia Drive – PVAS No. 831; Comm. Dist. 3
Memorandum PMA06-001

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

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

- P 4. Special Assessment Ordinance No. 02-17 – Holiday Gardens Estates – PVAS No. 825; Comm. Dist. 3
Memorandum PMA06-002

COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MS. CAROLE CORRIGAN; COMMISSIONER SIMON SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER ABSENT FROM THE VOTE.

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. BOB FLAYBE; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

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

PUBLIC COMMENT

MS. PAMELA PEKOCHIO, MR. BEN NIGHTSHIRE, MS. JUDY BAIRD, AND MS. CATHERINE SHALLOS SPOKE REGARDING VARIOUS PROBLEMS WITH THE MUSCOVEY DUCKS IN THEIR AREA.

MS. KRISTI WOODEN, ASSISTANT COUNTY ATTORNEY, DISCUSSED PREPARING A DRAFT ORDINANCE REGARDING PROSECUTION OF FEEDING THE DUCKS.

STAFF WAS DIRECTED TO TAKE A LOOK AT DRAFTING AN ORDINANCE AND TO BRING IT BACK TO THE BOARD.

RECESS

THE BOARD RECESSED AT 5:40 P.M. AND RECONVENED AT 6:29 P.M. ALL BOARD MEMBERS WERE PRESENT.

PUBLIC HEARINGS BEGINNING AT 6:30 P.M.

PUBLIC HEARINGS AND TIME CERTAIN ITEMS

Proposed Ordinances

None Scheduled

Public Hearings

- P 5. Appeal of the DRC Approval of Anclote Island Townhomes Variance Request – Preliminary/Construction Plan, Stormwater Management Plan and Report, and Alternative Standards Request; Comm. Dist. 3
Memorandum DV05-223

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE EX PARTE SIGN IN/DISCLOSURE FORMS PRESENTED BY MS. ELIZABETH BLAIR; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

COMMISSIONER HILDEBRAND MOVED TO UPHOLD THE DRC'S DECISION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

Public Hearings—Rezoning

None Scheduled

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

ADJOURN

THE BOARD ADJOURNED AT 7:40 P.M.

PREPARED BY: CMS