

**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 25, 2005

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

County Commissioners	Chairman Pat Mulieri, Ed.D. District 2 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	}	LINDA DILLON, DEPUTY CLERK
ROLL CALL	}	

CONSENT AGENDA

AGENDA ITEMS C 9 AND C 24 WERE PULLED FOR REVISIONS AND AGENDA ITEM C 23 WAS WITHDRAWN.

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

CONSTITUTIONAL OFFICERS

Clerk

Minutes—Approval

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

Board of County Commissioners
Regular Meeting/Rezoning
September 13, 2005

Minutes—Distribution

Board of County Commissioners
Special Meeting (Acting as the LPA)
Biannual Comprehensive Plan Amendments
Cycle 2
August 17, 2005

Board of County Commissioners
Special Meeting
Biannual Comprehensive Plan Amendments
Cycle 2
August 23, 2005

Board of County Commissioners
Special Meeting – Budget
September 7, 2005

Board of County Commissioners
Special Meeting and Public Hearing
September 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**

Sheriff

- C 2. Letter dated September 23, 2005 RE: Resolution #82-107
RECOMMENDATION: Receive and File

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 3. Payment of Outstanding Invoices in Reference to Legal Services – Attorney Marion Hale – Pasco Lakes, Inc. v. Pasco County Middle District – Case No. 8:03-CV-830-T-26-EAJ; All Comm. Dist.
Memorandum CAO06-0001
RECOMMENDATION: Approve

County Administration—Office of Emergency Management

- C 4. Homeland Security Grant Modification #1 – Emergency Management; All Comm. Dist.
Memorandum OEM06-001
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 5. Homeland Security Grant Modification #1 – Pasco County Fire Rescue and the Hazardous Incident Team; All Comm. Dist.
Memorandum OEM06-002
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 6. Homeland Security Grant Modification #1 – Pasco County Sheriff's Department; All Comm. Dist.
Memorandum OEM06-003
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 7. Agreement – Department of Community Affairs - Homeland Security Grant; All Comm. Dist.
Memorandum OEM06-004
RECOMMENDATION: Approve and Authorize Chairman's Signature

DEVELOPMENT SERVICES BRANCH

Development Review Services

- C 8. Request to Close School Road – Larry DeLucenay, Central Pasco Chamber of Commerce Flapjack Festival Parade – From Bell Lake Road to U.S. 41, November 5, 2005, 10:30 a.m. to 12:30 p.m.; Comm. Dist. 2
Memorandum DV06-008
RECOMMENDATION: Approve

Engineering Services

PULLED

- C 9. Ridge Road Extension Final Design – Pitman-Hartenstein & Associates, Inc. – Phases I & II, Change Order No. 8; Comm. Dist. 2 & 4
Memorandum ENA06-003
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER HILDEBRAND MOVED APPROVAL TO INCLUDE THE CORRECTION TO THE SECOND ACCOUNT NUMBER LISTED TO B161820500; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Engineering Services—Engineering Design/Stormwater

- C 10. Hudson Channel Dredging Project – Scheda Ecological Associates, Inc. – Change Order No. 4 to Task Order EDO04-014, Extension of Time; Comm. Dist. 5
Memorandum EDA06-001
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 11. Rocky Sink/Boggy Creek Watershed Improvement – Change Order No. 3; Comm. Dist. 4
Memorandum EDA06-002
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Engineering Inspections

- C 12. Refund the Cash Performance Guarantee – Horizon General Contractors, Inc. – Sonic at Bruce B. Downs (IPR04-142); Comm. Dist. 2
Memorandum ENIA06-008
RECOMMENDATION: Approve
- C 13. Release the Performance Guarantee and Accept the Maintenance Guarantee – Belmar Development, Inc. – Thousand Oaks East, Phase 4, Turn Lane Improvements; Comm. Dist. 3
Memorandum ENIA06-009
RECOMMENDATION: Approve
- C 14. Accept the Performance Guarantee – Centex Homes – Ashley Pines Model Center; Comm. Dist. 2
Memorandum ENIA06-010
RECOMMENDATION: Approve
- C 15. Accept the Performance Guarantee – Goodforest, LLC – Wiregrass South Retail, Phase 1; Comm. Dist. 2
Memorandum ENIA06-011
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 16. Change Order No. 1, Task Order No. EDO04-018 – Coastal Design Consultants, Inc. - Kossik/C.,R. 530/Otis Allen Road; Comm. Dist. 1
Memorandum PMA06-003
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 17. Olcott Drive, PVAS No. 767 – BCC Agenda Revisions – Assessment Adjustment; Comm. Dist. 2
Memorandum PMA06-007
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 18. Public Workshop – King Engineering Associates, Inc. – Task Order No. EDO05-007, Gunn Highway Intersection Improvements; Comm. Dist. 3
Memorandum PMA06-009
RECOMMENDATION: Approve

Engineering Services—Real Estate

- C 19. Authorization to Pay – American Acquisition Group, Inc. - Appraisal Services, Old Pasco Road, Task Order RET03-005; Comm. Dist. 1 and 2
Memorandum REA06-001
RECOMMENDATION: Approve
- C 20. Transfer of Former Hudson Library Site - Pasco Kids First, Inc. - Old Dixie Highway, Section 27, Township 24 South, Range 16 East,; Comm. Dist. 5
Memorandum REA06-002
RECOMMENDATION: Approve

Engineering Services—Survey

- C 21. Recording of Plat with a Performance Guarantee – SB Associates, Inc. – Seven Oaks Parcel S-4C; Comm. Dist. 2
Memorandum SA06-001
RECOMMENDATION: Approve
- C 22. Recording of Plat with a Performance Guarantee - Len – Verandahs, LLC – Verandahs; Comm. Dist. 2
Memorandum SA06-003
RECOMMENDATION: Approve

WITHDRAWN

- C 23. Recording of Plat without a Maintenance Guarantee – Caliente Resort, LLC – Caliente Casita Village; Comm. Dist. 2
Memorandum SA06-004
RECOMMENDATION: Approve

THE ITEM WAS WITHDRAWN BY THE COUNTY ADMINISTRATOR.

Growth Management

PULLED

- C 24. Amended Task Order No. 8 - Wade-Trim, Inc. – Comprehensive Plan EAR-Based Amendments; All Comm. Dist.
Memorandum GM06-25
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER HILDEBRAND MOVED APPROVAL CONTINGENT UPON CLERK'S REVIEW; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

Growth Management—Zoning/Code Compliance

- C 25. Property Maintenance Ordinance (Section 42-1), Lien Resolutions; All Comm. Dist.
Memorandum CC06-002
RECOMMENDATION: Approve and Authorize Chairman's Signature

PUBLIC SERVICES BRANCH

Libraries Services

- C 26. Long-Range Plan – Library Services 2006-2010; All Comm. Dist.
Memorandum LI05-201
RECOMMENDATION: Approve

- C 27. Records Disposition Request; All Comm. Dist.
Memorandum LI06-003
RECOMMENDATION: Approve

Parks and Recreation

- C 28. Change Order No. 1 – M. Gay Contractors, Inc. – Field Lighting Installation, Bid No. 04-119; Comm. Dist. 1, 2, 3, and 5
Memorandum PRA05-0880
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 29. Establishment of Change Fund – West Pasco Office – Various Park Facilities;
Comm. Dist. 4
Memorandum PRA06-0050
RECOMMENDATION: Approve

UTILITIES SERVICES BRANCH

Utilities

- C 30. Acceptance of Utility Improvements and Maintenance Guarantee – M/I Homes of Tampa, LLC – Ballantrae, Village 6 – (PCU02-114.00); Comm. Dist. 2
Memorandum UTD06-017
RECOMMENDATION: Approve

Utilities Fiscal Services/Special Projects

- C 31. Approval to Pay – MBNA America (Delaware) N.A. – Old Year Invoices; All Comm. Dist.
Memorandum UTFSSP05-0702
RECOMMENDATION: Approve
- C 32. Service Agreement – Fisher Scientific Company – Marathon 6K Centrifuge; All Comm. Dist.
Memorandum UTFSSP05-0708
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 33. Additional Streetlight Amendment for Cape Cay – Withlacoochee River Electric Cooperative, Inc. – Edgewater Circle, Capri Lane; Comm. Dist. 5
Memorandum UTFSSP05-0744
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 34. Additional Streetlights Amendment for Parkwood Acres – Withlacoochee River Electric Cooperative, Inc. – Hicks Road; Comm. Dist. 5
Memorandum UTFSSP05-0745
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 35. Additional Streetlights Amendment for Shadow Ridge – Withlacoochee River Electric Cooperative, Inc. – Buckhorn Drive and Smokey Drive; Comm. Dist. 2
Memorandum UTFSSP05-0746
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 36. Lien Resolutions – 2001 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP06-009
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 37. Lien Resolutions – 2003 Solid Waste Disposal Assessments; All Comm. Dist.
Memorandum UTFSSP06-010
RECOMMENDATION: Approve and Authorize Chairman's Signature

OFFICE OF MANAGEMENT AND BUDGET

- C 38. Acceptance of U.S. Department of Justice COPS Grant, for Sheriff's Office - \$246,661.00; All Comm. Dist.
Memorandum OMB06-6019
RECOMMENDATION: Approve and Authorize Chairman's Signature

Information Technology

- C 39. Task Order No. 05-109 – DSM.Net, Inc. – Security Assessment of the County's Technology Infrastructure; All Comm. Dist.
Memorandum IT05-124
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 40. Task Order No. 05-111 – DSM.Net, Inc. – Upgrade of Thin Client (Citrix) Environment; All Comm. Dist.
Memorandum IT05-215
RECOMMENDATION: Approve and Authorize Chairman's Signature

Purchasing

C 41. Membership - Florida Association of Counties, Inc. – November 1, 2005 through October 31, 2006; All Comm. Dist.
Memorandum PU06-022
RECOMMENDATION: Approve

C 42. Establish Temporary Blanket Purchase Orders – Vendors as Listed; All Comm. Dist.
Memorandum PU06-025
RECOMMENDATION: Approve

C 43. Bid No. 05-087F

Item:	Wastewater Treatment Plant (WWTP) Equipment
Department:	Utilities
Vendor:	Parkson Corporation
Amount:	\$48,044.00
Memorandum PU06-018	
RECOMMENDATION:	Approve

C 44. Bid No. 05-145F

Item:	Concrete Culvert Pipe, Annual Award
Department:	Road and Bridge
Branch:	Development Services
Vendor:	Hanson Pipe & Products, Inc., and James Hardie Building Products Pipe, Inc., Hardie Pipe Division
Amount:	Anticipated \$8,000.00
Memorandum PU06-023	
RECOMMENDATION:	Approve

C 45. Bid No. 05-151F

Item: Industrial Recoating (Painting) at Various Utility Sites Throughout the County
Department: Utilities
Vendor: West Florida Maintenance, Inc., and M.B.E., Inc.
Amount: \$50,050.00
Memorandum PU06-016
RECOMMENDATION: Approve

C 46. Bid No. 05-159F

Item: Vehicles
Department: Fleet Management
Vendor: Various Vendors
Amount: \$637,555.00
Memorandum PU06-017
RECOMMENDATION: Approve

C 47. Bid No. 05-161F

Item: Optical Emission Spectrometer for Environmental Laboratory
Department: Utilities
Vendor: PerkinElmer Life and Analytical Sciences, Inc.
Amount: \$62,273.00
Memorandum PU06-024
RECOMMENDATION: Approve

C 48. Bid No. 05-162D

Item: Removal and Installation of Traffic Control Signs
Division: Traffic Operations
Vendor: Road-Runner Highway Signs, Inc.
Amount: \$28,147.00
Memorandum PU06-015
RECOMMENDATION: Approve

C 49. Bid No. 05-164F

Item: Aluminum Sign Blanks, Annual Award
Department: Road and Bridge
Branch: Development Services
Vendor: Vulcan Aluminum, Inc.
Amount: Anticipated \$58,000.00
Memorandum PU06-020
RECOMMENDATION: Approve

Tourist Development

C 50. Agreement - Florida Suncoast Tourism Promotions, Inc. - Brochure Distribution;
All Comm. Dist.
Memorandum TD06-017
RECOMMENDATION: Approve and Authorize Chairman's Signature

Budgeting—Budget Amendment

C 51. BA05-287 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN
THE GENERAL FUND - \$78.48

C 52. BA06-017 TRANSFER WITHIN THE GENERAL FUND/IT PROJECTS AND
CAPITAL TO REALIGN FUNDS FOR THE PURCHASE OF
SOFTWARE AND SERVICES FOR THE CUSTOMER CARE AND
BILLING SYSTEM PER IT AGENDA ITEM - \$1,656,957.00

C 53. BA06-023 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN
THE CRIMINAL JUSTICE (FDLE) FUND - \$187,834.00

C 54. BA06-024 RESOLUTION REDUCING ANTICIPATED REVENUES WITHIN
THE CRIMINAL JUSTICE (FDLE) FUND – (\$686.12)

- C 55. BA06-025 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE ADDITIONAL FUNDS TO PAY MARION HALE TO REPRESENT THE COUNTY VERSUS PASCO LAKES, INC., PER AGENDA ITEM CAO06-0001 FOR BOARD APPROVAL ON 10/25/05 - \$ 34,712.00
- C 56. BA06-026 TRANSFER WITHIN THE GENERAL FUND FROM RESERVES TO GUARDIAN AD LITEM TO PURCHASE EQUIPMENT FOR A BUILDING-TO-BUILDING CONNECTION TO PASCO COUNTY'S COMPUTER NETWORK - \$4,179.00
- C 57. BA06-027 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE TRANSPORTATION SERVICES FUND - \$467,043.00
- C 58. BA06-028 TRANSFER WITHIN THE GENERAL FUND/IT LESS CHARGE PURCHASES TO CARRY FORWARD FUNDS FOR THE PURCHASE OF FACILITIES' WAREHOUSE INTERFACE PROJECT - \$8,000.00
- C 59. BA06-029 TRANSFER WITHIN THE GENERAL FUND/COURT TECH – ADMINISTRATION TO REALIGN FUNDS TO REIMBURSE THE PUBLIC DEFENDER FOR EXPENSES MADE THROUHOUT THE YEAR - \$11,407.00
- C 60. BA06-030 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE GENERAL FUND - \$28,966.37
- C 61. BA06-031 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PASCO WATER AND SEWER FUND - \$62,273.00

C 62. BA06-032 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF ELDER AFFAIRS FUND - \$13,440.00

C 63. BA06-034 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE DEPARTMENT OF TRANSPORTATION GRANT FUND - \$312,048.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Mulieri

R 1. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING NOVEMBER 12TH, 2005 AS A DAY TO HONOR PASCO COUNTY'S WORLD WAR II VETERANS

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

EMERGENCY RESOLUTION

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONER OF PASCO COUNTY, FLORIDA, COMMENDING CAROLYN FLORIO FOR MANY YEARS OF DEDICATED SERVICE TO PASCO COUNTY AND ITS CITIZENS AND CONGRATULATING HER ON HER RETIREMENT

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

CONSTITUTIONAL OFFICERS

Clerk

R 2. **Minutes and Financial Matters—Specific Approvals**

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

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

None Scheduled

Committee Reports

None Scheduled

DISTRICT ONE – COMMISSIONER SCHRADER

COMMISSIONER SCHRADER MOVED TO RECEIVE AND FILE A LETTER FROM MR. EDWIN J. ROGERS, PROJECT MANAGER WITH HEIDT & ASSOCIATES, INC., REGARDING THE PROPOSED EAR-BASED CONSERVATION ELEMENT COMMENTS THAT WERE DISTRIBUTED AT THE WORKSESSION HELD AT 9:30 A.M.; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

DISTRICT THREE – COMMISSIONER HILDEBRAND

COMMISSIONER HILDEBRAND STATED SHE HAD MET WITH REPRESENTATIVES FROM THE SIGN BUSINESS LAST WEEK AND THEY HAD GIVEN HER COMMENTS REGARDING THE SIGN ORDINANCE. SHE NOTED THAT APPROXIMATELY EIGHTY PERCENT OF THE SIGNS IN PASCO COUNTY WOULD NOT BE ELIGIBLE BECAUSE OF INTERPRETATION OF THE SIGN ORDINANCE. SHE GAVE THE COMMENTS TO MR. BIPIN PARIKH TO FOLLOW UP.

DISTRICT FOUR – COMMISSIONER SIMON

NO ITEMS.

DISTRICT FIVE – COMMISSIONER MARIANO

COMMISSIONER MARIANO STATED THERE WAS A FREE TWO DAY SEMINAR CONDUCTED BY NABORS, GIBLIN AND NICKERSON REGARDING GOVERNMENT TAX AND FINANCE THAT HE WOULD BE ATTENDING.

THE BOARD DISCUSSED THE POLICY REGARDING TRAVEL EXPENSES.

COMMISSIONER SCHRADER MOVED APPROVAL TO PAY TRAVEL EXPENSES FOR COMMISSIONER MARIANO TO ATTEND THE SEMINAR; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

THE BOARD REQUESTED THE CLERK'S OFFICE PROVIDE PROCEDURES TO FOLLOW REGARDING TRAVEL EXPENSES.

DISTRICT TWO – CHAIRMAN MULIERI

CHAIRMAN MULIERI STATED THAT EVERY YEAR THE WEST CENTRAL FLORIDA COUNCIL OF BOY SCOUTS USE THE JUDICIAL CENTER PARKING LOT FOR FOOD COLLECTION. THEY REQUESTED USE OF THE PARKING LOT ON SATURDAY NOVEMBER 5TH FROM 9:00 A.M. UNTIL 3:00 P.M.

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

CHAIRMAN MULIERI MENTIONED THAT STAFF WAS WORKING ON COUNTY LINE ROAD AND MEADOW POINTE. APAC WAS BEHIND SCHEDULE IN COMPLETING THE ROAD. SHE STATED THAT IT APPEARED THE COUNTY HAD \$500.00 PER DAY LIQUIDATED DAMAGES. SHE EXPLAINED FURTHER AND ASKED IF THE BOARD COULD RAISE THE LIQUIDATING DAMAGES AMOUNT. DISCUSSION BY THE BOARD FOLLOWED. STAFF WAS DIRECTED TO LOOK INTO THE ISSUE.

CHAIRMAN MULIERI BROUGHT UPON FOR DISCUSSION THE ORDINANCE REGARDING AIRBOATS ON LAKES. SHE MENTIONED THAT THE CHERRY LAKE RESIDENTS IN LAND O'LAKES WERE EXPERIENCING PROBLEMS WITH AIRBOATS ON THE LAKE.

COMMISSIONER HILDEBRAND MOVED TO DIRECT STAFF TO READDRESS THE ORDINANCE IN ORDER TO INCORPORATE CHERRY LAKE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Miscellaneous Old Business

- R 3. Water Issues – Tampa Bay Water Desal Production Quantities; All Comm. Dist. Memorandum CAO06-2803

MR. JOE RICHARDS, ASSISTANT COUNTY ATTORNEY, UPDATED THE BOARD ON THE MEDIATION PROCESS. THE MEDIATION WAS SCHEDULED FOR NOVEMBER 14TH AND 15TH. MR. JOHN BARKETT, A LAWYER FROM MIAMI, WOULD BE THE MEDIATOR. HE EXPLAINED FURTHER. THERE WAS EXTENSIVE DISCUSSION BY THE BOARD.

COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THAT THE EXPERIMENTAL PERIOD BE INCREASED FROM SIXTY DAYS TO AT LEAST ONE YEAR; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

County Administrator

MR. GALLAGHER STATED THAT BECAUSE OF THE RECENT HURRICANE, THERE WAS A REQUEST FOR PASCO COUNTY PERSONNEL TO ASSIST WITH THE CLEAN-UP EFFORTS IN SOUTH FLORIDA. HE RECOMMENDED MR. J. J. JOHNSON, DEPUTY INCIDENT COMMANDER, A FUEL TRUCK AND DRIVER, A MECHANIC, AND A FORD EXPEDITION BE SENT.

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

County Attorney

NO ITEMS.

Miscellaneous Matters

None Scheduled

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

None Scheduled

DEPARTMENTAL MATTERS

County Attorney

- R 4. Resolution of Necessity – Project No. C8133.00 Kossik/C.R. 530/Otis Allen Road Wayfarer Drive West to fort King Highway, Section 34, Township 25 South, Range 21 East; Comm. Dist. 1
Memorandum CAO06-1604

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

County Administrator

- R 5. Local Planning Agency Public Hearing for EAR-Based Amendments; All Comm. Dist.
Memorandum GM06-92

COMMISSIONER SCHRADER MOVED APPROVAL TO SCHEDULE A LOCAL PLANNING AGENCY PUBLIC HEARING FOR JANUARY 9, 2006, 9:30 A.M., NEW PORT RICHEY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

- R 6. Work Session Schedules – Review of Major Comprehensive Plan Revisions; All Comm. Dist.
Memorandum GM06-60

INFORMATION ONLY. THE SCHEDULE WAS APPROVED AT A PRIOR MEETING.

- R 7. Agreement – KPMG Consulting Services – Capacity Assessment Units; All Comm. Dist.
Memorandum OMB063-6032

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

DEVELOPMENT SERVICES BRANCH

Engineering Services—Project Management

- R 8. Final Re-evaluation Route Study and Pond Siting Analysis – Kisinger Campo & Associates Corporation - Curley Road South (S.R. 54 North of Wells Road) –Task Order No. EDO05-001; Comm. Dist. 1 and 2
Memorandum PMA06-005

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATIVE NO.1 AND THE SELECTION OF ALTERNATIVE "BE"; COMMISSIONER HILDEBRAND AND COMMISSIONER SIMON SECONDED; MOTION CARRIED.

Growth Management—Zoning/Code Compliance

- R 9. 2006 Proposed Public Hearing Schedule – Rezoning, Special Exceptions, Conditional Uses, and Variances; All Comm. Dist.
Memorandum ZN06-06

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

PUBLIC SERVICES BRANCH

NONE SCHEDULED

UTILITIES SERVICES BRANCH

NONE SCHEDULED

OFFICE OF MANAGEMENT AND BUDGET

Information Technology

- R 10. Contractual Agreement – Cogsdale Corporation – Customer Care and Billing System; All Comm. Dist.
Memorandum IT06-007

STAFF WILL BRING THE ITEM BACK TO A FUTURE MEETING.

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

Departmental Follow-up Reports

- R 11. Pasco County – Adopt-A-Road Program – Informational Update; All Comm. Dist.
Memorandum UTFSSP06-014

INFORMATION ONLY. NO ACTION TAKEN.

Motions

- R 12. Request for Introduction of Ordinance Establishing New River Community
Development District; Comm. Dist. 4
Memorandum GM06-013
RECOMMENDATION: Approve

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S
RECOMMENDATION AND TO INCLUDE THE CORRECTION OF THE DISTRICT
NUMBER FROM FOUR TO TWO; COMMISSIONER SIMON AND
COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.**

Noted Items AGENDA ITEMS R 13 THROUGH R 27 WERE NOTED.

- R 13. Memorandum DR05-2682 dated September 27, 2005 RE: Development Review
Committee Annotated Agenda
- R 14. Memorandum CD05-391 dated September 28, 2005 RE: Market Study – Long Term
Affordable Elderly Housing Needs for Pasco County
- R 15. Memorandum ZN05-199 dated September 30, 2005 RE: Planning Commission
Attendance Report
- R 16. 18th Annual Florida Coastal Cleanup – Pasco County Event; All Comm. Dist.

Noted Items—Minutes

- R 17. Pasco County Library System Library Advisory Board May 10, 2005

- R 18. Pasco County Public Library Cooperative dated May 26, 2005

- R 19. Heritage Pines Community Development District dated September 27, 2005

- R 20. Lake Bernadette Community Development District dated September 28, 2005

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

- R 21. Letter dated October 14, 2005
 - a. Minutes and Meeting Documentation – Environmental Lands Acquisition and Selection Committee Meeting of June 8, 2005

 - b. Minutes and Meeting Documentation – Citizens' Advisory Committee Regular Meeting of June 22, 2005

 - c. Minutes and Meeting Documentation – Development Review Committee Meeting of March 10, 2005

- d. Minutes and Meeting Documentation – Development Review Committee Meeting of May 12, 2005

- e. Minutes and Meeting Documentation – Development Review Committee Meeting of June 23, 2005

- f. Minutes and Meeting Documentation – Development Review Committee Special Meeting of July 14, 2005

- g. Minutes and Meeting Documentation – Development Review Committee Special Meeting of July 15, 2005

- h. Minutes and Meeting Documentation – Development Review Committee Meeting of July 28, 2005

- i. Minutes – Southwest Florida Water Management District – Governing Board Meeting of July 26, 2005

- j. Letter dated October 5, 2005 from Southwest Florida Water Management District
RE: *Budget In Brief* Fiscal Year 2006 Annual Service Budget

- k. Clerk of Circuit Court Notice of Unclaimed Funds Published on July 28, 2005

- l. Certificate of Liability Insurance – Insured: Ardaman & Associates Inc. For Geotechnical Services RFQ No. 99-1075

- m. Memo from Project Management Division dated 6/22/2005 RE: Receipt of Original Plans approved on October 5, 2004 – SR 54 from Gunn Highway to the Suncoast Parkway – Landscape Agreement with the Florida Department of Transportation

 - n. Memo from Project Management Division dated 6/22/2005 RE: Receipt of Original Plans approved on October 5, 2004 – SR 54 from the Suncoast Parkway to US 41 – Landscape Agreement with the Florida Department of Transportation

 - o. Copy of Temporary Construction Easement – The Calvary Corporation

 - p. Copy of Slope Easement Corporation – The Calvary Corporation
-
- R 22. The Preserve at Wilderness Lake Community Development District dated September 20, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004

 - R 23. Ballantrae Community Development District dated September 20, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004

 - R 24. Meadow Pointe IV Community Development District dated September 20, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004

- R 25. Meadow Woods Community Development District dated September 21, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004
- R 26. Lexington Oaks Community Development District dated September 28, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004
- R 27. The Groves Community Development District dated September 29, 2005 RE: Financial Report for Fiscal Year Ended September 30, 2004

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

Proposed Ordinances

- P 1. 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.
(TO BE CONTINUED TO 11/22/05, 1:30 P.M., DADE CITY).
Memorandum CAO06-3201**

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO NOVEMBER 22, 2005, 1:30 P.M., DADE CITY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

- P 2. AN ORDINANCE **ESTABLISHING THE BOUNDARIES OF THE ZEPHYR RIDGE COMMUNITY DEVELOPMENT DISTRICT** PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES; PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET; PROVIDING FOR FUNCTIONS OF THE DISTRICT; PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE; Comm. Dist. 2
Memorandum GM06-004

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION; COMMISSIONER SIMON SECONDED; MOTION CARRIED UNANIMOUSLY ON A ROLL CALL VOTE.

Public Hearings

- P 3. Class II Development – Canoe Commons Preliminary/Construction Site Plan (Project No.IIPR05-057); Comm. Dist. 2
Memorandum DV05-229

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

- P 4. Vacation of Portion of Roadway – Crystal Springs Preserve, Inc. – Baltimore Avenue, Section 36; Comm. Dist. 1
Memorandum REA05-185

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

- P 5. Master Planned Unit Development Amendment – Adam Smith Enterprises, Inc. – Rezoning Petition No. 5241, Terms and Conditions for Zoning Standards; Comm. Dist. 2
Memorandum GM06-07

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

- P 6. A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA AUTHORIZING THE EXCHANGE OF THE COUNTY'S RIGHT TITLE AND INTEREST IN CERTAIN REAL PROPERTY OWNED BY SUN WEST ACQUISITION CORPORATION FOR CERTAIN REAL PROPERTY OWNED BY SUN WEST ACQUISITION CORPORATION IN SETTLEMENT OF PENDING LITIGATION; All Comm. Dist.
(Revision To Be Distributed)

COMMISSIONER SIMON MOVED TO CONTINUE TO NOVEMBER 8, 2005, 1:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

- P 7. Proposed Settlement Agreement – In Re: Sun West Acquisition Corporation, Bankruptcy – Case No. 03-19215-8WI, Adversary Case No. 03-708
(To Be Distributed)

COMMISSIONER SIMON MOVED TO CONTINUE TO NOVEMBER 8, 2005, 1:30 P.M., NEW PORT RICHEY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

PUBLIC COMMENT

NO ONE SPOKE.

RECESS

THE BOARD ADJOURNED AT 3:49 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

None Scheduled

Public Hearings

- P 8. Roadway Development Agreement – Schickendanz Brothers, Inc. – Wynfields MPUD Master Planned Unit Development; Comm. Dist. 2
Memorandum GM06-05

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

Public Hearings—Rezoning

- Z 1. Memorandum ZN05-197

Table of Contents

Consent-Rezoning

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

RZ-6428 Paul Marcoux and Robert Patoode; Comm. Dist. 1

APPROVED.

RZ-6430 The Beale Family Living Trust; Comm. Dist. 1

APPROVED.

RZ-6441 Ruben A. and Maria J. Sanchez; Comm. Dist. 1

APPROVED.

RZ-6454 David and Terri Butterfield; Comm. Dist. 1

PULLED FROM THE CONSENT AGENDA.

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

RZ-6456 Christiane Monte-Dismuke; Comm. Dist. 1

APPROVED.

RZ-6465 Christopher D. Bill and Howard D. Smith; Comm. Dist. 1

PULLED FROM THE CONSENT AGENDA.

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

RZ-6424 Mae L. Worley; Comm. Dist. 2

APPROVED.

RZ-6426 Charles A. and Sanford C. Zumbrun; Comm. Dist. 2

APPROVED.

RZ-6439 Donna J. Doyle and Bradley J. Rockwood; Comm.
Dist. 2

PULLED FROM THE CONSENT AGENDA.

**COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE
DOCUMENTATION PRESENTED BY MR. MIKE ANDERSON;
COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.**

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

RZ-6453 Specialty Restaurants Corporation, Inc. Comm. Dist.
2

APPROVED.

RZ-6460 Myron H. and Judy L. Amison; Comm. Dist. 2

APPROVED.

RZ-6461 First Chapel Associates, L.P.; Comm. Dist. 2

APPROVED.

RZ-6463 Narinedatt S. and Roshani Sangar; Comm. Dist. 2

APPROVED.

Location Maps

Board of County Commissioners Agenda

Regular-Rezonings

RZ-6402 Riverwood, LLC/Riverwood PUD; Comm. Dist. 1

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

RZ-6404 Juan, Georgina, and Carmen Ann Feliciano/Feliciano MPUD; Comm. Dist. 1

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

RZ-6434 Spring Branch Lakes, LLC; Comm. Dist. 1

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

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

RZ-6437 Valerie E. Gabriel; Comm. Dist. 1

COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE A CAP OF TEN UNITS; COMMISSIONER SIMON SECONDED; MOTION CARRIED.

RZ-6457 Bridgeco, Inc.; Comm. Dist. 1

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

RZ-6431 David N. and Jane L. Cetrangolo; Comm. Dist. 2

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE A MAP PRESENTED BY MR. TIM HAYES; COMMISSIONER HILDEBRAND AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

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

RZ-6448 Schickedanz Bros.-Hammock Pines LTD/Wyndfields MPUD; Comm. Dist. 2

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

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

RZ-6449 McCar Homes-Tampa, LLC et al; Comm. Dist. 2

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

RZ-6468 Steven C. and Elizabeth S. Brewer/Peninsular Preserve MPUD; Comm. Dist. 2

COMMISSIONER SIMON MOVED TO RECEIVE AND FILE ALL THE PICTURES THAT WERE SHOWN AND A PETITION PRESENTED BY MS. DARLENE BENDERT; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

CHAIRMAN MULIERI PASSED THE GAVEL TO VICE-CHAIRMAN SIMON.

COMMISSIONER MULIERI MOVED TO DENY STAFF'S RECOMMENDATION AND TO KEEP THE R-2 ZONING; COMMISSIONER SIMON SECONDED; MOTION FAILED WITH

COMMISSIONER SCHRADER, COMMISSIONER HILDEBRAND
AND COMMISSIONER MARIANO VOTING NAY.

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

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

COMMISSIONER SCHRADER AMENDED THE MOTION TO
INCLUDE THAT THE SITE PLAN BE BROUGHT BACK TO THE
BOARD; COMMISSIONER HILDEBRAND SECONDED THE
AMENDMENT; MOTION CARRIED WITH CHAIRMAN MULIERI
VOTING NAY.

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

NO ONE SPOKE.

ADJOURN

THE BOARD ADJOURNED AT 8:39 P.M.

PREPARED BY:CMS