

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

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

**NOVEMBER 8, 2005**

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

<b>County Commissioners</b>	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
<b>County Administrator</b>	John Gallagher
<b>County Attorney</b>	Robert D. Sumner
<b>Clerk to the Board</b>	Jed Pittman

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**CALL TO ORDER - 1:30 P.M.**

<b>INVOCATION }          PLEDGE OF ALLEGIANCE }          ROLL CALL }</b>	<b>MS. LINDA DILLON, DEPUTY CLERK</b>
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**CONSENT AGENDA**

**COMMISSIONER SCHRADER REQUESTED AGENDA ITEM C 18 BE PULLED FROM THE  
CONSENT AGENDA DUE TO A CONFLICT OF INTEREST.**

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

## **CONSTITUTIONAL OFFICERS**

### **Clerk**

- C 1. Letter to Board of County Commissioners dated October 13, 2005 from Jed Pittman, Clerk of the Circuit Court RE: Authorization to remove assets from the Pasco County Fixed asset detail file  
RECOMMENDATION: Approval

### **Minutes—Approval**

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

### **Minutes—Distribution**

Board of County Commissioners  
Emergency Meeting  
October 20, 2005

## **Financial Matters**

- C 2. **General Warrants, Payroll Registers, and Transfer Authorizations, Including Those Previously Approved by the Chairman/Vice-Chairman Since the Last Regular Meeting of the Board of County Commissioners**

## **LEGISLATIVE/ADMINISTRATIVE**

### **County Attorney**

- C 3. Stipulated Final Judgment – Pasco County v. Chancey – Otis Allen/Kossik Road; Comm. Dist. 1  
Memorandum CAO06-1601  
RECOMMENDATION: Approve
  
- C 4. Letter Agreement - Carey, O'Mally, Whitaker & Manson, P.A. Representation regarding Astaldi Construction Corporation Dispute; All Comm. Dist.  
Memorandum CAO06-2805  
RECOMMENDATION: Approve

### **County Administration—Office of Emergency Management**

- C 5. Memorandum of Understanding – The Harbor Behavioral Health Care Institute, Catholic Charities, Diocese of St. Petersburg, Are Agency on Aging of Pasco-Pinellas, Inc., Pasco Interfaith Interagency Helping Network, Inc. – ESF 18, Human Services; All Comm. Dist.  
Memorandum OEM06-008  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **County Administration—Personnel**

- C 6. Position and Pay Classification Plan – Cody & Associates, Inc. – Review 60 Selected Positions; All Comm. Dist.  
Memorandum PER06-0018  
RECOMMENDATION: Approve

- C 7. Request to Dispose of Records – Data Imaging Solutions, Inc. – Personnel Records Over 25 Years Old; All Comm. Dist.  
Memorandum PER06-0066  
RECOMMENDATION: Approve

**County Administration—Personnel—Risk Management**

- C 8. Service Agreement – Commercial Risk Management, Inc. – Renewal Workers' Compensation; All Comm. Dist.  
Memorandum IN05-703  
RECOMMENDATION: Approve and Authorize Chairman's Signature

**DEVELOPMENT SERVICES BRANCH**

**Engineering Services—Engineering Design/Stormwater**

- C 9. Change Order No. 1 to Task Order No. 05-009 – Camp Dresser & McKee Inc, - Funding Study Time Extension; All Comm. Dist.  
Memorandum EDA06-004  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 10. Task Order No. EDO05-021 – Ardaman & Associates, Inc. – NPDES Sampling and Analysis for Geiger Road Pond; All Comm. Dist.  
Memorandum EDA06-005  
RECOMMENDATION: Approve and Authorize Chairman's Signature

**Engineering Services—Engineering Inspections**

- C 11. Accept the Cash Performance Guarantee – DRP Company of Alabama, Inc. – West Pasco Industrial Park, Phase 3, Lot 24; Comm. Dist. 3  
Memorandum ENIA06-012  
RECOMMENDATION: Approve

- C 12. Refund the Cash Performance Guarantee – Waterford Construction and Development, Inc. – Cypress Creek Professional Park; Comm. Dist. 2  
Memorandum ENIA06-013  
RECOMMENDATION: Approve
- C 13. Refund the Cash Performance Guarantee – Landscape Tune-Ups, Inc. – Northwood Shopping Center, Out Parcel D, Phase 2; Comm. Dist. 2  
Memorandum ENIA06-015  
RECOMMENDATION: Approve
- C 14. Release the Maintenance Guarantee – John W. Lord & Sons, Inc. – Massachusetts Strip Center, Runnel Drive Overlay; Comm. Dist. 4  
Memorandum ENIA06-016  
RECOMMENDATION: Approve

**Engineering Services—Real Estate**

- C 15. Resolution Canceling Taxes – Robert E. and Shawn C. Pennington - Christian Road Paving and Widening, Parcel No. 106; Comm. Dist. 1  
Memorandum REA06-005  
RECOMMENDATION: Approve and Authorize Chairman's Signature

**Engineering Services—Survey**

- C 16. Recording of Plat with a Performance Guarantee – Westfield Homes of Florida, Inc. – Asbel Creek Phase 3; Comm. Dist. 2  
Memorandum SA06-005  
RECOMMENDATION: Approve
- C 17. Recording of Plat with a Performance Guarantee – Longleaf Development Company – Longleaf Neighborhood 3; Comm. Dist. 3  
Memorandum SA06-006  
RECOMMENDATION: Approve

## **Growth Management**

### **PULLED BY COMMISSIONER SCHRADER**

- C 18. Set Public Hearing Date - Lennar Homes, Inc, - Epperson Ranch Development of Regional Impact/Application; Comm. Dist. 1  
Memorandum GM06-96  
RECOMMENDATION: Approve

**COMMISSIONER HILDEBRAND MOVED APPROVAL; COMMISSIONER MARIANO SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER ABSTAINING DUE TO A CONFLICT OF INTEREST.**

## **Growth Management—Zoning/Code Compliance**

- C 19. Collection Permit No. 160 – Accurate Waste Systems of Pasco County – New Collection Permit for 1/1/06 – 12/31/06; All Comm. Dist.  
Memorandum ZN06-01  
RECOMMENDATION: Approve
- C 20. Property Maintenance Ordinance – Lien Resolutions; All Comm. Dist.  
Memorandum CC06-008  
RECOMMENDATION: Approve and Authorize Chairman's Signature

## **PUBLIC SERVICES BRANCH**

### **Community Services—Elderly Nutrition Program**

- C 21. USDA Rate Agreement – Area Agency of Aging of Pasco-Pinellas, Inc. - #EU006-PASCO, Cash-in-Lieu of Commodities; All Comm. Dist.  
Memorandum ENP06-007  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 22. USDA Rate Agreement – Area Agency on Aging of Pasco-Pinellas, Inc. - #EU005-PASCO, Amendment 001 to Adjust Per Meal Unit Rate; All Comm. Dist.  
Memorandum ENP06-008  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **Community Services—Public Transportation**

- C 23. 2005 Transit Operational Plan – Pasco County – Implementation Plan for the Adopted Transit Development Plan; All Comm. Dist.  
Memorandum PT06-015  
RECOMMENDATION: Approve

### **Community Services—S.A.V.E.**

- C 24. Agreement for Services - Ms. Rita Hall – Team Coordinator Fill in From October 22, 2005 – January 29, 2006; All Comm. Dist.  
Memorandum SAVE06-001  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **Emergency Services**

- C 25. 2005 Christmas Street Parade – West Pasco Chamber of Commerce – Emergency Services Department Entry Form Release; Comm. Dist. 5  
Memorandum ES06-1000  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 26. 2005 Shady Hills Christmas Parade – Shady Hills Family Center – Emergency Services Department, Registration Release; Comm. Dist. 2  
Memorandum ES06-1001  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 27. Statement of Work and System Agreement – Verizon Florida, Inc. – Public Safety Answering Point Controller and Equipment; All Comm. Dist.  
Memorandum ES06-1002  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 28. 2005 Magical Night Christmas Parade – Greater Dade City Chamber of Commerce – December 2, 2005 @ 7 p.m.; Comm. Dist. 1  
Memorandum ES06-1003  
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 29. Application for Fiscal Year 2005 Assistance to Firefighters – Federal Emergency Management Agency – Fire Prevention and Safety Grant Program, Funded One Hundred Percent, “No Match”; All Comm. Dist.  
Memorandum ES06-1005  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 30. Medicaid Re-Enrollment Agreement – Agency for Health Care Administration – Agreement with the State of Florida Medicaid Program to Bill for Ambulance Services and to Accept Medicaid Payment as Payment in Full for These Services; All Comm. Dist.  
Memorandum ES06-1007  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **Facilities Management**

- C 31. Direct Purchase of Construction Materials No. 2 and Change Order No. 4 – J. Kokolakis Contracting, Inc. and Various Vendors – West Pasco Judicial Center Renovation and Expansion; Comm. Dist. 4  
Memorandum FAC06-012  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 32. Lease Agreement – CS Company, LLC, Puerto Oro, LLC, AMANN Investment, LLC, RSA Investments Florida, LLC and Carlotti Florida Associate, LLC – Temporary Space for State Attorney; Comm. Dist. 4  
Memorandum FAC06-13  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 33. Lease Agreement - CS Company, LLC, Puerto Oro, LLC, AMANN Investment, LLC, RSA Investments Florida, LLC and Carlotti Florida Associate, LLC – Temporary Space for the Administrative Offices of Court; Comm. Dist. 4  
Memorandum FAC06-14  
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 34. Lease Agreement - CS Company, LLC, Puerto Oro, LLC, AMANN Investment, LLC, RSA Investments Florida, LLC and Carlotti Florida Associate, LLC – Temporary Space for the Public Defender; Comm. Dist. 4  
Memorandum FAC06-15  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 35. Engineering and Architectural and Design Services – Spring Engineering, Inc. – Fire Station No. 39; Comm. Dist. 5  
Memorandum FAC06-036  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **Parks and Recreation**

- C 36. Donation – West Pasco Quilters' Guild, Inc. – for Veterans Memorial Park to Enhance Facilities and Programs \$675.00; Comm. Dist. 5  
Memorandum PRA06-0043  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 37. Disposal of Public Records – State of Florida General Records – Listing has Expired; All Comm. Dist.  
Memorandum PRA06-0091  
RECOMMENDATION: Approve

### **UTILITIES SERVICES BRANCH**

- C 38. Task Order No. 1-06 – CH2M Hill – Miscellaneous Engineering Services; All Comm. Dist.  
Memorandum UT06-105  
RECOMMENDATION: Approve and Authorize Chairman's Signature

### **Utilities**

- C 39. Task Order No. 1-06 – Hartman & Associates, Inc. – Miscellaneous Engineering Services; All Comm. Dist.  
Memorandum UTD06-031  
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 40. Task Order No. 1-06 – QORE Property Sciences, Inc. – Hydrogeological and Environmental Monitoring Services; Comm. Dist. 1  
Memorandum UTD06-082  
RECOMMENDATION: Approve and Authorize Chairman's Signature

**Utilities Fiscal Services/Special Projects**

- C 41. Additional Streetlight Amendment – Progress Energy Corporation – Turtle Lakes, Foggy Ridge Parkway; Comm. Dist. 2  
Memorandum UTFSSO05-0340  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 42. Lease Agreement – Trinity Towers – Services Division Storage Needs; All Comm. Dist.  
Memorandum UTFSSP06-0001  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 43. Maintenance Agreement – Peripheral Services, Inc. – Printek Printers and Cutters; All Comm. Dist.  
Memorandum UTFSSP06-0039  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 44. Amendment No. 7 – Covanta Pasco, Inc. - Service Fee Fiscal Year 2005-06; All Comm. Dist.  
Memorandum UTFSSP06-054  
RECOMMENDATION: Approve
- C 45. Change Order No. 137281 – Southeastern Pump – Realign Funding; All Comm. Dist.  
Memorandum UTFSSP06-0056  
RECOMMENDATION: Approve

**OFFICE OF MANAGEMENT AND BUDGET**

- C 46. Contract – The United Way of Pasco County – Distribution of Funds to Outside Agencies; All Comm. Dist.  
Memorandum OMB06-6036  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 47. Agreement – Pasco Kids First - Change Funding Number; All Comm. Dist.  
Memorandum OMB06-6048  
RECOMMENDATION: Approve

**Community Development**

- C 48. Funding Agreements Fiscal Year 2005-2006 – U.S. Department of Housing and Urban Development – Community Development Block Grant, HOME Investment Partnership Program, and Emergency Shelter Grant; All Comm. Dist.  
Memorandum CD06-008  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 49. Sale and Transfer of Property – Elizabeth Hill – 13359 Wilson Street, Dade City; Comm. Dist. 1  
Memorandum CD06-012  
RECOMMENDATION: Approve

**Purchasing**

- C 50. Issue a Purchase Order - M/A-COM, Inc. – 800 MHz Radio System Maintenance; All Comm. Dist.  
Memorandum PU06-031  
RECOMMENDATION: Approve
- C 51. Establish Blanket Purchase Order – City of Tampa – Requisition No. 67045; All Comm. Dist.  
Memorandum PU06-032  
RECOMMENDATION: Approve

- C 52. Request Authorization to Issue a Request for Proposals – Financial Underwriting Services Related to Refinancing of Utility and Capital Bond Issues; All Comm. Dist.  
Memorandum PU06-042  
RECOMMENDATION: Approve
- C 53. Professional Architectural Services – Vendors as Listed, Selection Process – Ongoing Library Design and Related Tasks; All Comm. Dist.  
Memorandum PU06-052  
RECOMMENDATION: Approve
- C 54. Software License Renewal and Maintenance – ESRI, Inc – Geographic Information System; All Comm. Dist.  
Memorandum PU06-053  
RECOMMENDATION: Approve
- C 55. Establish Blanket Purchase Orders – Various Vendors – Medical Supplies; All Comm. Dist.  
Memorandum PU06-054  
RECOMMENDATION: Approve
- C 56. Establish Blanket Orders – Various Vendors – Professional Services; All Comm. Dist.  
Memorandum PU06-055  
RECOMMENDATION: Approve
- C 57. Establish Blanket Orders – Various Vendors – State of Florida Term Contract; All Comm. Dist.  
Memorandum PU06-056  
RECOMMENDATION: Approve

C 58. Establish Blanket Order – IDEXX Distribution – Laboratory Test Kits; All Comm. Dist.  
Memorandum PU06-058  
RECOMMENDATION: Approve

C 59. Bid No. 05-103K

Item: Landscaping at Fire Stations  
Department: Facilities Management  
Vendor: Southwest Contracting, Inc  
Amount: \$157,300.00  
Memorandum PU06-048  
RECOMMENDATION: Approve

C 60. Bid No. 05-129F

Item: Liquid Solubilizer  
Department: Utilities  
Vendor: Bio-Tech Distribution, Inc.  
Amount: Anticipated \$48,000.00  
Memorandum PU06-051  
RECOMMENDATION: Approve

C 61. Bid No. 05-132F

Item: Sodium Hydroxide  
Department: Utilities  
Vendor: Harcros Chemicals, Inc.  
Amount: Anticipated \$50,000.00  
Memorandum PU06-033  
RECOMMENDATION: Approve

C 62. Bid No. 05-147K

Item: Storefront Window System at Jack Albert's Records Center  
Department: Facilities Management  
Vendor: E.M. Scott General Contractor, Inc.  
Amount: \$48,097.00  
Memorandum PU06-049  
RECOMMENDATION: Approve

C 63. Bid No. 05-157F

Item: Wells and Water Pump Station Repairs  
Department: Utilities  
Vendor: A.C. Schultes of Florida, Inc.  
Amount: Anticipated \$35,000.00  
Memorandum PU06-028  
RECOMMENDATION: Approve

C 64. Bid No. 05-165K

Item: New Security System  
Department: Facilities Management  
Vendor: Facility Robotics, Inc.  
Amount: \$31,899.00  
Memorandum PU06-050  
RECOMMENDATION: Approve

C 65. Bid No. 05-171F

Item: Liquid Sodium  
Department: Utilities  
Vendor: Odyssey Manufacturing Company and The Dumont Company, Inc.  
Amount: Anticipated \$1,071,000.00  
Memorandum PU06-057  
RECOMMENDATION: Approve

**Tourist Development**

C 66. Trade Show Agreement – Medipac (US) International, Inc. – Snowbird Extravaganza, January 17-18, 2006; All Comm. Dist.  
Memorandum TD06-18  
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 67. Contract – Lakeside Sanitation Maintenance – World War II, Day of Honor Event, November 12, 2005; All Comm. Dist.  
Memorandum TD06-19  
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 68. Advertising Agreement – Newsweek Budget Travel – February 2006 Issue of Budget Travel Magazine; All Comm. Dist.  
Memorandum TD06-020  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 69. Advertising Agreement – The Group Travel Leader, Inc. – December 2005 Issue; All Comm. Dist.  
Memorandum TD06-21  
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 70. Advertising Agreement – Viacom Outdoor – 2006 Billboard for Pioneer Florida Museum; Comm. Dist. 1  
Memorandum TD06-22  
RECOMMENDATION: Approve and Authorize Chairman's Signature

**Budgeting—Budget Amendment**

- C 71. BA05-288 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE GENERAL FUND - \$1,669.99
- C 72. BA05-289 TRANSFER WITHIN THE GENERAL FUND/IT PROJECTS AND CAPITAL TO REALIGN FUNDS TO PURCHASE HARDWARE FOR THE CUSTOMER CARE AND BILLING SYSTEM FOR THE REMAINDER OF FISCAL YEAR 2004-05 - \$324,402.00
- C 73. BA05-290 TRANSFER WITHIN THE PASCO WATER AND SEWER FUND/RESERVES TO APPROPRIATE FUNDS FOR THE REMAINDER OF FY 04-05 - \$76,500.00
- C 74. BA06-035 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PASCO WATER AND SEWER FUND - \$626,042.00

- C 75. BA06-036 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO CARRY FORWARD PRIOR YEAR ENCUMMBRANCES - \$27,837.00
- C 76. BA06-037 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE PASCO WATER AND SEWER FUND - \$141,236.00
- C 77. BA06-038 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR CODY AND ASSOCIATES, PER AGENDA ITEM PER 06-0018 FOR BOARD APPROVAL ON 11/8/05 - \$18,500.00
- C 78. BA06-039 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR COMMUNICATIONS EXPENSES - \$1,500.00
- C 79. BA06-040 TRANSFER WITHIN THE TREE FUND/RESERVES TO APPROPRIATE FUNDS TO REIMBURSE DEVELOPER AS APPROVED BY THE DEVELOPMENT REVIEW COMMITTEE - \$10,000.00
- C 80. BA06-041 TRANSFER WITHIN THE GENERAL FUND/IT LESS CHARGE PURCHASES TO ALLOCATE FUNDS TO PURCHASE IT EQUIPMENT WHICH IS CURRENTLY BUDGETED IN LIBRARIES' BUDGET - \$161,133.00
- C 81. BA06-042 TRANSFER WITHIN THE PARK DEVELOPMENT FUND/PARK DEVELOPMENT TRUST FUND TO APPROPRIATE FUNDS TO COVER PASCO COUNTY'S SHARE FOR THE ZEPHYRHILLS SKATE PARK - \$60,000.00

C 82. BA06-043 RESOLUTION INCREASING ANTICIPATED REVENUES WITHIN THE ½ CENT SALES TAX CIP FUND - \$72,520.00

**REGULAR AGENDA**

**COMMISSIONERS' ITEMS**

**Chairman Mulieri**

R 1. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING NOVEMBER 16, 2005 AS NATIONAL PHILANTHROPY DAY

**COMMISSIONER HILDEBRAND MOVED ADOPTION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**Commissioner Hildebrand**

R 2. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING CORPORAL RANDALL PACKARD FOR DEDICATED SERVICE TO THE CHILDREN AND CITIZENS OF PASCO COUNTY AND CONGRATULATING HIM ON HIS RETIREMENT

**COMMISSIONER HILDEBRAND MOVED ADOPTION; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**Commissioner Mariano**

R 3. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PROCLAIMING THE MONTH OF NOVEMBER LUNG CANCER AWARENESS MONTH

**COMMISSIONER MARIANO MOVED ADOPTION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

- R 4. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CONGRATULATING JOEY CHIAVAROLI, HEATHER HAYNIE AND SCARLETT LAWHORNE ON THEIR ACHIEVEMENTS AT THE 2005 NATIONAL JUNIOR DISABILITY CHAMPIONSHIP GAMES

**COMMISSIONER MARIANO MOVED ADOPTION; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

### **CONSTITUTIONAL OFFICERS**

#### **Clerk**

- R 5. **Minutes and Financial Matters—Specific Approvals**

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

### **COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS**

None Scheduled

#### **Committee Reports**

None Scheduled

#### **DISTRICT ONE – COMMISSIONER SCHRADER**

**COMMISSIONER SCHRADER INFORMED THE BOARD THE GREATER DADE CITY CHAMBER OF COMMERCE WAS HOSTING THE ANNUAL DADE CITY CHRISTMAS PARADE, WHICH WOULD BE HELD ON DECEMBER 2ND. HE ASKED THAT THE BOARD MEMBERS NOTIFY CAROL IF THEY PLANNED ON PARTICIPATING.**

**COMMISSIONER SCHRADER STATED THAT HE HAD RECEIVED A LETTER FROM MR. JIM TABB, WHO HAD RESIGNED FROM THE PLANNING COMMISSION. HE REQUESTED A LETTER OF APPRECIATION BE SENT TO MR. TABB. COMMISSIONER SCHRADER SAID HE WOULD BE LOOKING FOR SOMEONE TO REPLACE MR. TABB ON THE PLANNING COMMISSION.**

#### **DISTRICT THREE – COMMISSIONER HILDEBRAND**

**NO ITEMS.**

**DISTRICT FOUR – COMMISSIONER SIMON**

NO ITEMS.

**DISTRICT FIVE – COMMISSIONER MARIANO**

COMMISSIONER MARIANO GAVE A BRIEF UPDATE REGARDING THE HUDSON DREDGING. HE WOULD BE MEETING WITH MR. WIDMAN AND STAFF REGARDING MOVING THE SEA GRASS ZONES. HE HAD SPOKEN TO SEVERAL RESIDENTS WHO WERE IN FAVOR.

**COUNTY ADMINISTRATOR**

MR. GALLAGHER REQUESTED AN EMERGENCY ITEM BE HEARD.

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

Report of Emergency Purchase; Removal and Disposal of Fire-Damaged Equipment and Material at the East Pasco Transfer and Recycling Center – Simpson Environmental Services, Inc.

MR. GALLAGHER EXPLAINED HE HAD AUTHORITY TO PAY UP TO \$25,000.00, BUT HE HAD AUTHORIZED THE EMERGENCY PURCHASE FOR \$29,500.00. HE REQUESTED APPROVAL.

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

**COUNTY ATTORNEY**

MS. BARBARA WILHITE REQUESTED THREE EMERGENCY ITEMS BE HEARD.

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

Agreement Between Pasco County, Florida, and Longleaf Community Development District for County Exercise of Traffic Enforcement Jurisdiction

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

**Agreement Between Pasco County, Florida, and Seven Oaks I Community Development District for County Exercise of Traffic Enforcement Jurisdiction**

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

**Agreement Between Pasco County, Florida, and Seven Oaks II Community Development District for County Exercise of Traffic Enforcement Jurisdiction**

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

**CLERK TO THE BOARD**

**NO ITEMS.**

**DISTRICT TWO – CHAIRMAN MULIERI**

**NO ITEMS.**

**Miscellaneous Old Business**

R 6. Water Issues

**THE RESERVOIR HAS REACHED CAPACITY. THERE ARE 15.6 BILLION GALLONS OF WATER STORED IN THE FACILITY.**

**Miscellaneous Matters**

None Scheduled

## **INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES**

- R 7. AN ORDINANCE BY THE PASCO COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, ORDINANCE NO. 89-21, AS AMENDED BY ORDINANCE 05-12; PROVIDING FOR AMENDMENTS TO SECTION 613 **TO MODIFY LIGHTING DESIGN STANDARDS REQUIREMENTS FOR NEW AND PRE-OWNED PASSENGER AND COMMERCIAL VEHICLE, TRUCK, TRAILER, MOTORCYCLE, BOAT, AND RECREATIONAL VEHICLE SALES AND LEASING, AND INCIDENTAL DISPLAY AND/OR STORAGE AND/OR SERVICE DEPARTMENTS**; PROVIDING FOR AUTHORITY AND POWER; PROVIDING FOR APPLICABILITY AND EXEMPTIONS; PROVIDING REPEALER; SEVERABILITY; INCLUSION INTO THE LAND DEVELOPMENT CODE; MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING AND PROVIDING FOR AN EFFECTIVE DATE; All Comm. Dist.  
Memorandum CAO06-2404

**COMMISSIONER HILDEBRAND MOVED TO INTRODUCE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

## **DEPARTMENTAL MATTERS**

### **County Attorney**

- R 8. RESOLUTION OF OFFICIAL STATEMENT OF THE BOARD OF COUNTY COMMISSIONERS TO THE FLORIDA LEGISLATURE ON THE CREATION OF THE PROPOSED LAKE PADGETT ESTATES INDEPENDENT SPECIAL DISTRICT; Comm. Dist. 2  
Memorandum CAO06-2402

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

## **DEVELOPMENT SERVICES BRANCH**

### **Engineering Services**

- R 9. Environmental Lands Acquisition and Management Program – Vacancy Nomination;  
All Comm. Dist.  
Memorandum ENA06-004

**COMMISSIONER SIMON MOVED TO APPOINT MR. MCMILLIAN DAVIS TO THE ELAMP COMMITTEE; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**COMMISSIONER HILDEBRAND MOVED TO REAPPOINT MR. ROBERT BLANCHARD AND MR. ED LAWLOR ; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

- R 10. Environmental Lands Acquisition and Management Program – Morsani Property; All Comm. Dist.  
Memorandum ENA06-005

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

**Engineering Services—Project Management**

- R 11. Change Order No. 2, Task Order No. EDO04-020 – Florida Design Consultants, Inc. – Seven Springs Median Revisions; Comm. Dist. 3  
Memorandum PMA06-008

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

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF CHANGE ORDER NUMBER 2; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

- R 12. Pond Siting Report – Coastal Design Consultants, Inc. – East Road/Cobblestone Drive Realignment, Task Order No. EDO04-004; Comm. Dist. 5  
Memorandum PMA06-011

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

**Growth Management—Zoning/Code Compliance**

- R 13. Lien Reduction Request – Dan West – Parcel ID No. 29-26-16-0060-00000-0030;  
Comm. Dist. 3  
Memorandum ZN06-07

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATIVE NUMBER ONE; COMMISSIONER MARIANO SECONDED; MOTION CARRIED WITH COMMISSIONER SCHRADER AND COMMISSIONER SIMON VOTING NAY.**

- R 14. Lien Reduction Request – Sammy Moles – Parcel ID No. 27-24-16-0110-01200-0052; Comm. Dist. 5  
Memorandum ZN06-08

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

**PUBLIC SERVICES BRANCH**

None Scheduled

**UTILITIES SERVICES BRANCH**

None Scheduled

**OFFICE OF MANAGEMENT AND BUDGET**

**Information Technology**

- R 15. Contractual Agreement – Cogsdale Corporation – Customer Care and Billing System; All Comm. Dist.  
Memorandum IT06-007

**COMMISSIONER MARIANO 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 16 THROUGH R 29 WERE NOTED.**

- R 16. Letter dated October 11, 2005 RE: Thank you to Claudia Capeau Holt for the donation of \$100.00 to Elderly Nutrition/Meals on Wheels Program
  
- R 17. Letter dated October 11, 2005 RE: Thank you to Member of Take Off Pounds Sensibly c/o Mrs. Lynnette Kuhrt for the donation of \$75.00 to Elderly Nutrition/Meals on Wheels Program
  
- R 18. Letter dated October 12, 2005 RE: Thank you to Shirley Hoskins for the donation of 19 inch Signature 2000 TV w/Remote, roughly valued at \$30.00 Elderly Nutrition/Meals on Wheels Program
  
- R 19. Letter from Department of Environmental Protection dated October 13 2005 RE: Our County being under a Medical Alert for Two Potentially Serious Diseases, Namely West Nile Virus (WNV) and Eastern Equine Encephalitis (EEE)
  
- R 20. Letter from Florida Department of Revenue dated October 18, 2005 RE: Truth in Millage Certification

- R 21. District School Board dated October 18, 2005 RE: School Impact Fees, Monthly Report
- R 22. Letter from Florida Department of Health dated October 19, 2005 RE: 2004-2005 Contracts
- R 23. Letter to Doreen Packard dated October 20, 2005 RE: Donation of a Compaq Presario 1525 Monitor, complete with Keyboard and 2 Speakers valued at Roughly \$40.00.

**Noted Items—Minutes**

- R 24. Tampa Bay Water dated August 15, 2005
- R 25. Northwood Community Development District dated September 18, 2005
- R 26. District School Board dated October 18, 2005

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

- R 27. Letter dated October 28, 2005
- a. Meeting Minutes – Southwest Florida Water Management District, Governing Board - Meeting of August 30, 2005
  - b. Minutes and Meeting Documentation – Development Review Committee Meeting of February 24, 2005

- c. Agenda – District School Board Meeting of October 18, 2005
  
- d. Agenda – Southwest Florida Water Management District, Governing Board Meeting of October 25, 2005
  
- e. Annotated Agenda – Development Review Committee Meeting of September 29, 2005
  
- f. Letter to FDOT, Florida's Turnpike from Florida Surety Bonds, Inc. (North American Specialty Insurance Company) - Dated 10/4/2005 – RE: Contract Bond No. 2059912 (Attached) – Financial Project No. 408563-1-7B-01, Contract No. E8G54, Provide Toll Facility Pressure Cleaning
  
- g. Certificate of Liability Insurance – Insured: Bayside Engineering, Inc. – Producer: Suncoast Insurance Associates - Dated 3/25/05, for General Liability and Auto Liability Policies & Certificate of Liability Insurance – Insured: Bayside Engineering, Inc. – Producer: Collinsworth, Alter, Fowler, Dowling & French – Dated 1/27/05
  
- h. Notice to Proceed – Dated October 5, 2005 – D.A.B. Constructors, Inc. – Coats Road Programmed Maintenance, W/O # T1179.00, Contract number 04-136
  
- i. Order – Variance Application No. 1848 – Hardy H. Huntley – DRC Meeting of September 29, 2005
  
- j. Order – Variance Application No. 1849 – David and Melinda McGraw – DRC Meeting of September 29, 2005

- k. Order – Variance Application No. 1850 – Gary M. and Janice Michaux – DRC Meeting of September 29, 2005
  
- l. Order – Variance Application No. 1851 – Clayton Garrett – DRC Meeting of September 29, 2005
  
- m. Order – Variance Application No. 1852 – David M. and Heidi H. Frazier – DRC Meeting of September 29, 2005
  
- n. Rezoning Resolution No. 05-81 – Application No. 6378 – MRRJ Development-FL, LLC – BOCC Meeting of August 9, 2005
  
- o. Rezoning Resolution No. 05-96 – Conditional Use 05-14 – BOCC Meeting of September 8, 2005
  
- p. Rezoning Resolution No. 05-97 – Application No. 6314 – BOCC Meeting of September 27, 2005
  
- q. Rezoning Resolution No. 05-98 – Application No. 6380 – BOCC Meeting of September 27, 2005
  
- r. Rezoning Resolution No. 05-99 – Application No. 6405 – BOCC Meeting of September 27, 2005

- s. Rezoning Resolution No. 05-100 – Application No. 6408 – BOCC Meeting of September 27, 2005
  
- t. Rezoning Resolution No. 05-101 – Application No. 6416 – BOCC Meeting of September 27, 2005
  
- u. Rezoning Resolution No. 05-102 – Application No. 6411 – BOCC Meeting of September 27, 2005
  
- v. Rezoning Resolution No. 05-103 – Application No. 6417 – BOCC Meeting of September 27, 2005
  
- w. Rezoning Resolution No. 05-104 – Application No. 6423 – BOCC Meeting of September 27, 2005
  
- x. Rezoning Resolution No. 05-105 – Application No. 6425 – BOCC Meeting of September 27, 2005
  
- y. Rezoning Resolution No. 05-106 – Application No. 6429 – BOCC Meeting of September 27, 2005
  
- z. Rezoning Resolution No. 05-107 – Application No. 6432 – BOCC Meeting of September 27, 2005

aa. Rezoning Resolution No. 05-108 – Application No. 6433 – BOCC Meeting of September 27, 2005

bb. Rezoning Resolution No. 05-109 – Application No. 6436 – BOCC Meeting of September 27, 2005

cc. Rezoning Resolution No. 05-110 – Application No. 6438 – BOCC Meeting of September 27, 2005

dd. Rezoning Resolution No. 05-111 – Application No. 6445 – BOCC Meeting of September 27, 2005

ee. Rezoning Resolution No. 05-112 – Application No. 6446 – BOCC Meeting of September 27, 2005

ff. Rezoning Resolution No. 05-113 – Application No. 6447 – BOCC Meeting of September 27, 2005

gg. Rezoning Resolution No. 05-114 – Conditional Use 05-20 – BOCC Meeting of September 27, 2005

hh. Rezoning Resolution No. 05-115 – Conditional Use 05-21 – BOCC Meeting of September 27, 2005

ii. Rezoning Resolution No. 05-116 – Conditional Use 05-22 – BOCC Meeting of September 27, 2005

jj. Rezoning Resolution No. 05-117 – Application No. 6435 – BOCC Meeting of September 27, 2005

kk. Agenda – District School Board of Pasco County – Meeting of November 1, 2005

R 28. Oakstead Community Development District dated September 30, 2005 RE: Annual Financial Audit Report

R 29. Seven Oaks Community Development District II dated October 10, 2005 RE: Annual Financial Audit Report

## **PUBLIC HEARINGS FOR 1:30 P.M. MEETING**

### **Public Hearings**

P 1. Vacation of Easement – Petitioner: Minh Phillips – Ravenswood Village, Unit 1, Lots 554 and 555; Comm. Dist. 5  
Memorandum REA06-003  
RECOMMENDATION: Approve and Authorize Chairman's Signature

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

P 2. Adoption of Ordinance for a Future Land Use Classification Map Change – Small-Scale Development, Amendment No. SSDA05-01 – Developers Realty Corporation – From: IL (Industrial – Light) To: ROR (Retail/Office/Residential); Comm. Dist. 2  
Memorandum GM06-029

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

- P 3. Beacon Woods East Development of Regional Impact/Development Order Amendment; Comm. Dist. 5  
Memorandum GM06-73

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

**COMMISSIONER SIMON SPOKE REGARDING THE ACCESS AT BEACON WOODS VILLAGES 16 AND 17 "BEACON POINT". HE DIRECTED STAFF TO CHECK INTO THE MAINTENANCE COSTS AND IF THE NEW HOMEOWNERS ASSOCIATION COULD SHARE IN THE COSTS.**

**AGENDA ITEMS P 4 THROUGH P 12 – APPEAL OF DEVELOPMENT REVIEW COMMITTEE – WIREGRASS – WERE HEARD TOGETHER.**

**COMMISSIONER SIMON MOVED TO RECEIVE AND FILE A DOCUMENT CALLED "COLLECTOR ROAD CITATIONS" PRESENTED BY MR. JIM ROBINSON; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**COMMISSIONER SCHRADER MOVED APPROVAL TO UPHOLD THE DRC'S DECISION AND TO DENY THE APPEAL; COMMISSIONER HILDEBRAND SECONDED; MOTION FAILED WITH COMMISSIONER SIMON, COMMISSIONER MARIANO, AND CHAIRMAN MULIERI VOTING NAY.**

**COMMISSIONER SIMON MOVED TO REMAND AGENDA ITEM P-4 BACK TO THE DRC WITH THE DIRECTION TO FIND AN INTERLOCAL AGREEMENT BETWEEN THE PARTIES IN ORDER TO PROVIDE ACCESS ON A PUBLIC NATURE TO PREVENT FUTURE GRIDLOCKS AND TO STILL PROVIDE PRIVATIZATION WITHIN BUBBLES OF INTERNAL ROADWAYS IN THE TWO PROJECTS MENTIONED; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**COMMISSIONER SIMON MOVED TO REMAND THE REMAINING AGENDA ITEMS P-5 THROUGH P 12 BACK TO THE DRC; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

- P 4. Appeal of Development Review Committee Denial - Wiregrass S.R. 56 MPUD Master Planned Unit Development Roadway Alignment and Construction Phasing Plan; Comm. Dist. 2  
Memorandum GM06-086
- P 5. Appeal of Development Review Committee Denial - Wiregrass MPUD Master Planned Unit Development, Village 1, Phase 1, Pedestrian/Bike Path Circulation Plan; Comm. Dist. 2  
Memorandum GM06-087
- P 6. Appeal of Development Review Committee Denial - Wiregrass MPUD Master Planned Unit Development, Village 1, Phase 2, Pedestrian/Bike Path Circulation Plan; Comm. Dist. 2  
Memorandum GM06-088
- P 7. Appeal of Development Review Committee Denial - Wiregrass MPUD Master Planned Unit Development, Village 2 Wiregrass by Del Webb, Phase 1, Pedestrian Bike Path Circulation Plan; Comm. Dist. 2  
Memorandum GM06-089
- P 8. Appeal of Development Review Committee Denial - Wiregrass MPUD Master Planned Unit Development, Village 3, VillageWalk at Wiregrass, Phase 1, Pedestrian/Bike Path Circulation Plan; Comm. Dist. 2  
Memorandum GM06-090
- P 9. Appeal of DRC Denial of Wiregrass by Del Webb, Phase 1, Variance Request, Preliminary Plan, and Alternative Standards Request; Comm. Dist. 2  
Memorandum DV06-002
- P 10. Appeal of DRC Denial of VillageWalk at Wiregrass, Phase 1, Variance Request, Preliminary Plan, and Alternative Standards Request; Comm. Dist. 2  
Memorandum DV06-003
- P 11. Appeal of the DRC Denial of Wiregrass, Village 1, Phase 1 Preliminary Plan and Alternative Standards Request – Pulte Home Corporation; Comm. Dist. 2  
Memorandum DV06-006
- P 12. Appeal of the DRC Denial of Wiregrass, Village 1, Phase 2, Preliminary Plan, Variance, and Alternative Standards Request – Pulte Home Corporation; Comm. Dist. 2  
Memorandum DV06-007
- P 13. Appeal of the DRC Approval of Action Honda Warehouse Addition – Boyd Lumadue and Stephan LaFrance; Comm. Dist. 5  
Memorandum DV06-014

**COMMISSIONER HILDEBRAND MOVED TO RECEIVE AND FILE PICTURES PRESENTED BY STEPHAN LAFRANCE; COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

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

MR. GALLAGHER DISTRIBUTED TO THE BOARD A PROPOSED FEDERAL  
TELECOMMUNICATIONS BILL. HE REQUESTED THE BOARD AUTHORIZE HIM TO  
SEND A LETTER IN OPPOSITION TO THE BILL.

COMMISSIONER HILDEBRAND MOVED APPROVAL TO AUTHORIZE MR.  
GALLAGHER TO SEND A LETTER OF OPPOSITION; COMMISSIONER SIMON  
SECONDED; MOTION CARRIED.

### PUBLIC COMMENT

MR. WILLIAM DRAPER SHOWED A VIDEO REGARDING LARGE FLATBED TRUCKS IN HIS  
MOTHER'S NEIGHBORHOOD.

THE BOARD DIRECTED THE COUNTY ATTORNEY'S OFFICE TO LOOK INTO THE MATTER.

### RECESS

## **PUBLIC HEARINGS BEGINNING AT 6:30 P.M.**

### PUBLIC HEARINGS AND TIME CERTAIN ITEMS

#### Proposed Ordinances

- P 14. 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 CAO06-2804

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

**Public Hearings**

- P 15. River Ridge Development of Regional Impact, Notice of Proposed Change, NG Development, Inc.; Comm. Dist. 4  
Memorandum GM06-138  
**(Continue to December 6, 2005 New Port Richey)**

**COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO DECEMBER 6, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

- P 16. 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.  
**(To Be Distributed)(Continued from 10/25/05)**

**THE ITEM WAS WITHDRAWN.**

- P 17. Proposed Settlement Agreement – In Re: Sun West Acquisition Corporation, Bankruptcy – Case No. 03-19215-8WI, Adversary Case No. 03-708  
**(To Be Distributed) (Continued from 10/25/05)**

**THE ITEM WAS WITHDRAWN.**

**Public Hearings—Rezoning**

- Z 1. Memorandum ZN05-198  
Table of Contents  
Consent-Rezoning

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

**PULLED BY STAFF**

RZ-6442 Virgil Lee Williams, Sr. et al; Comm. Dist. 2

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

RZ-6443 Jeffrey S. Williams and Virgil L. Williams, Jr.; Comm. Dist. 2

**APPROVED.**

RZ-6440 Port Richey Village, Inc.; Comm. Dist. 4

**APPROVED.**

**PULLED BY COMMISSIONER MARIANO**

RZ-6459 Anthony Messina and Fillippa Cracolici; Comm. Dist. 5

**COMMISSIONER MARIANO MOVED TO DENY STAFF'S RECOMMENDATION OF APPROVAL. MOTION DIED DUE TO LACK OF A SECOND.**

**COMMISSIONER MARIANO MOVED TO DENY STAFF'S RECOMMENDATION OF APPROVAL; COMMISSIONER SCHRADER SECONDED.**

**COMMISSIONER MARIANO WITHDREW HIS MOTION. COMMISSIONER SCHRADER WITHDREW HIS SECOND.**

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

Location Maps

Board of County Commissioners Agenda

Regular-Rezonings

RZ-6464      Quentin C. and Madeline H. DeHAAN; Comm. Dist. 2

**CHAIRMAN MULIERI PASSED THE GAVEL TO VICE CHAIRMAN SIMON.**

**COMMISSIONER MULIERI MOVED TO SUPPORT THE PLANNING COMMISSION RECOMMENDATION; COMMISSIONER HILDEBRAND SECONDED.**

**COMMISSIONER HILDEBRAND WITHDREW HER SECOND.**

**COMMISSIONER MULIERI WITHDREW HER MOTION.**

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

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

**COMMISSIONER HILDEBRAND WITHDREW HER MOTION. COMMISSIONER MARIANO AND COMMISSIONER SCHRADER WITHDREW THEIR SECOND.**

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

RZ-6418      Rose Builders, Inc./Rosehaven PUD; Comm. Dist. 4

**COMMISSIONER SIMON MOVED APPROVAL OF STAFF'S RECOMMENDATION WITH THE ADDITIONAL CONDITION OUTLINED BY THE APPLICANT'S REPRESENTATIVE; COMMISSIONER HILDEBRAND AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED WITH CHAIRMAN MULIERI VOTING NAY.**

RZ-6451      Summertree Development Three, Inc. Comm. Dist. 4

**COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO JANUARY 24, 2006, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

RZ-6452 John Vassilagoris; Comm. Dist. 4

**COMMISSIONER SIMON MOVED TO CONTINUE TO JANUARY 24, 2006, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER AND COMMISSIONER MARIANO AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

RZ-6455 Colony Cove Co-Op, Inc. Comm. Dist. 4

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

RZ-6458 Winding River Townhomes, LLC; Comm. Dist. 4

**COMMISSIONER SIMON MOVED TO CONTINUE TO DECEMBER 6, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

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

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

RZ-6377 Thomas J. Russo and Gertrude Bohack; Comm. Dist. 5

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

RZ-6410 Paul A. Armstrong; Comm. Dist. 5

**COMMISSIONER MARIANO MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE AN ADDITIONAL CONDITION THAT THE THREE LOTS WOULD BE A MINIMUM OF 2 ½ ACRES EACH; COMMISSIONER SIMON SECONDED; MOTION CARRIED.**

RZ-6450 V. Berdeaux, Jr. Revocable Trust/Aripeka Heights MPUD; Comm. Dist. 5

**COMMISSIONER SIMON MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. MAC DAVIS; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.**

**COMMISSIONER MARIANO MOVED TO CONTINUE TO DECEMBER 6, 2005, 6:30 P.M., NEW PORT RICHEY; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.**

CU05-23 Liem Nguyen and Tina Phan; Comm. Dist. 5

**COMMISSIONER MARIANO MOVED APPROVAL OF STAFF'S RECOMMENDATION, TO BRING THE SITE PLAN BACK BEFORE THE BOARD, AND THE APPLICANT TO CEASE ALL OPERATIONS UNTIL THE PROPERTY WAS BROUGHT INTO COMPLIANCE; COMMISSIONER SIMON SECONDED; MOTION CARRIED WITH CHAIRMAN MULIERI VOTING NAY.**

**Miscellaneous Matters**

None Scheduled

**PUBLIC COMMENT**

**NO ONE SPOKE.**

**ADJOURN**

**THE BOARD ADJOURNED AT 9:39 P.M.**

PREPARED BY; CMS