

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

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

MAY 9, 2006

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

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

CONSENT AGENDA

AGENDA ITEMS C 20 AND C 21 WERE PULLED FROM THE CONSENT AGENDA BECAUSE OF A CORRECTION AND C 34 WAS WITHDRAWN.

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

CONSTITUTIONAL OFFICERS

Clerk

Minutes—Approval

Board of County Commissioners
Regular Meeting/Rezoning
March 14, 2006

Minutes—Distribution

Board of County Commissioners
Regular Meeting/Rezoning
March 28, 2006

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**

Supervisor of Elections

- C 2. Certificate Regarding Matching Funds - Pollworker Recruitment and Training – Letter dated April 27, 2006
RECOMMENDATION: Approve and Authorize Chairman's Signature

LEGISLATIVE/ADMINISTRATIVE

County Attorney

- C 3. Agreement – Oakstead Community Development District – County Exercise of Traffic Enforcement Jurisdiction; Comm. Dist. 2
Memorandum CAO06-0439
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 4. Interlocal and Utility Agreement - City of Dade City – Construction and Installation of Water and Sewer Lines in Tommytown Target Area; Comm. Dist. 1
Memorandum CAO06-1274
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 5. Approval of Agreement for Expert Litigation Services – J.D. Armstrong & Associates, Inc. – Professional Engineering Services Related to the Lawsuit of Terry Young v. Pasco County Case No. 51-2006-CA-0761ES; All Comm. Dist.
Memorandum CAO06-2197
RECOMMENDATION: Approve and Authorize Chairman’s Signature
- C 6. Additional Funds for Representation – Carey, O’Mally, Whitaker & Manson, P.A. – FDEP Consent Order; All Comm. Dist.
Memorandum CAO06-2830
RECOMMENDATION: Approve

County Administration—Office of Emergency Management

- C 7. Adoption of Revised Hurricane Evacuation Zone Maps Projects; All Comm. Dist.
Memorandum OEM06-092
RECOMMENDATION: Approve and Authorize Chairman's Signature

DEVELOPMENT SERVICES BRANCH

- C 8. Task Order No. K-3 – King Engineering Associates, Inc. – Traffic Impact Studies Review; All Comm. Dist.
Memorandum DS06-017
RECOMMENDATION: Approve

Engineering Services

- C 9. Grant Proposal Environmental Lands Acquisition and Management Program – Florida Communities Trust; Comm. Dist. 2
Memorandum ENA06-020
RECOMMENDATION: Approve and Authorize Chairman’s Signature

Engineering Services—Engineering Design/Stormwater

- C 10. Emergency Repair of Collapsed Culvert – Southshore Drive, Lake Padgett Estates East Subdivision; Comm. Dist. 2
Memorandum EDA06-016
RECOMMENDATION: Approve

Engineering Services—Engineering Inspections

- C 11. Release the Maintenance Guarantee and Accept the Street and Stormwater System for County Maintenance – Meadow Pointe II Community Development District – Mansfield Boulevard, Phase C-D; Comm. Dist. 2
Memorandum ENIA06-071
RECOMMENDATION: Approve
- C 12. Release the Maintenance Guarantee and Accept the Streets and Stormwater System for County Maintenance – Centex Homes – Ashley Lakes, Phase 1; Comm. Dist. 3
Memorandum ENIA06-072
RECOMMENDATION: Approve
- C 13. Accept the Cash Performance Guarantee – Ed Morse Operations, Inc. – Ed Morse Auto Plaza Addition; Comm. Dist. 5
Memorandum ENIA06-073
RECOMMENDATION: Approve

Engineering Services—Project Management

- C 14. East Brown Acres PVAS No. 778 – Set Assessment – County Ordinance No. 02-17 – Resolution No. 05-222; Comm. Dist. 5.
Memorandum PMA06-070
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 15. Change Order No. 2 to Task Order EDO04-010 – Kisinger Campo & Associates Corp. Countywide Project Management and Inspection Services (CIP); All Comm. Dist.
Memorandum PMA06-093
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 16. Change Order No. 1 to Task Order No. EDO05-018 – Tindale-Oliver & Associates, Inc., Development Impact Review Services; All Comm. Dist.
Memorandum PMA06-097
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 17. Request Authorization – Procurement of Landscape Materials, Installation and Warranty for County Line Road (Timber Trace Drive to Mansfield Blvd, within Meadow Point Subdivision) – CIP Project No. C3290.10; Comm. Dist. 2
Memorandum PMA06-098
RECOMMENDATION: Approve

Engineering Services—Real Estate

- C 18. Agreement for Sale and Purchase of Interest in Property – Robert L. Berens – Christian Road, Project No. C6115.00; Comm. Dist. 1
Memorandum REA06-058
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 19. Agreement for Sale and Purchase of Interest in Property – Derrell Warren Wilson – Christian Road, Project No. C6115.00; Comm. Dist. 1
Memorandum REA06-059
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED BY THE COUNTY ADMINISTRATOR

- C 20. Task Order No. RET06-001 – American Acquisition Group, LLC – East Road Real Estate Appraisal; Comm. Dist. 2 and 5
Memorandum REA06-065
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER MULIERI MOVED APPROVAL OF THE CORRECTION TO THE NAME FROM AMERICAN ACQUISITION GROUP, INC. TO AMERICAN ACQUISITION GROUP, LLC. AND APPROVAL OF THE CHANGE TO THE DATE; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

PULLED BY THE COUNTY ADMINISTRATOR

- C 21. Appraisal Task Order No. RET06-002 – American Acquisition Group, LLC – Ridge Road, C6686.03 Sections 25 and 26; Comm. Dist. 2 and 5
Memorandum REA06-067
RECOMMENDATION: Approve and Authorize Chairman's Signature

COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CORRECTION TO THE NAME FROM AMERICAN ACQUISITION GROUP, INC. TO AMERICAN ACQUISITION GROUP, LLC. AND APPROVAL OF THE CHANGE TO THE DATE; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

- C 22. Acquisition Task Order No. RET06-003 – Florida Acquisition & Appraisal, Inc. – Clinton Avenue, Fort King Highway to U.S. Highway 301, Sections 9, 10, and 11; Comm. Dist. 1
Memorandum REA06-077
RECOMMENDATION: Approve and Authorize Chairman's Signature

Engineering Services—Survey

- C 23. Recording of Plat with a Performance Guarantee – Connerton, LLC – Connerton Village 2, Parcel 210; Comm. Dist. 2
Memorandum SA06-048
RECOMMENDATION: Approve

- C 24. Recording of Plat with a Maintenance Guarantee – Country Walk Developers, LLC – Country Walk Increment C, Phase 2; Comm. Dist. 2
Memorandum SA06-051
RECOMMENDATION: Approve
- C 25. Recording of Plat with a Maintenance Guarantee – Country Walk Developments, LLC – Country Walk Increment E, Phase 2; Comm. Dist. 2
Memorandum SA06-052
RECOMMENDATION: Approve
- C 26. Recording of Plat with a Partial Performance Guarantee – Imperial Development & Properties, LLC – Outlaw Ridge; Comm. Dist. 2
Memorandum SA06-053
RECOMMENDATION: Approve
- C 27. Maintained Right-of-Way Map – Bowman Road (Station 10+00.00 to Station 62+78.13) – Section 03, Township 24 South, Range 18 East; Comm. Dist. 2
Memorandum SA06-054
RECOMMENDATION: Approve
- C 28. Recording of Plat with a Partial Performance Guarantee – Summer Chase, LLC – Summer Chase; Comm. Dist. 5
Memorandum SA06-055
RECOMMENDATION: Approve

Growth Management

- C 29. Master Planned Unit Development Amendment – Geiger Hill – Rezoning Petition No. 6260; Comm. Dist. 2
Memorandum GM06-938
RECOMMENDATION: Approve

PUBLIC SERVICES BRANCH

Community Services—Human Services

- C 30. Emergency Home Energy Assistance – Area Agency on Aging of Pasco-Pinellas, Inc. – Elderly Program, Contract No. EP005-PASCO, Amendment #001 Extension of Contact Ending Date to May 31, 2006; All Comm. Dist.
Memorandum HS06-028
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 31. Emergency Home Energy Assistance – Area Agency on Aging of Pasco-Pinellas, Inc. – Contract No. EP006-PASCO, Past Due Energy Bill Assistance for Qualified Elderly Citizens; All Comm. Dist.
Memorandum HS06-031
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 32. Emergency Home Energy Assistance – Department of Elderly Affairs through the Area Agency on Aging of Pasco-Pinellas, Inc. Contract No. EP005-PASCO – Amendment #002 Extension of Contract Ending Date to April 30, 2006; All Comm. Dist.
Memorandum HS06-034
RECOMMENDATION: Approve and Authorize Chairman's Signature

Parks and Recreation

- C 33. Agreement for Partial Funding – City of Zephyrhills – Skating Facility; Comm. Dist. 1
Memorandum PRA06-0112
RECOMMENDATION: Approve and Authorize Chairman's Signature

PULLED BY THE COUNTY ADMINISTRATOR

- C 34. Use Agreement – Veterans Memorial Park Swimming Pool – Tampa Bay Community Aquatics; Comm. Dist. 5
Memorandum PRA06-0343
RECOMMENDATION: Approve and Authorize Chairman's Signature

THE ITEM WAS WITHDRAWN.

UTILITIES SERVICES BRANCH

- C 35. Temporary Water Line Easement Agreement – Tew & Associates – Pasco County and Wiregrass Ranch, Inc.; Comm. Dist. 2
Memorandum UT06-867
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 36. Temporary Force Main Utility Agreement – Tew & Associates – Pasco County and Wiregrass Ranch, Inc.; Comm. Dist. 2
Memorandum UT06-869
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities

- C 37. Revision No. 1 to Task Order No. 11-05 – King Engineering Associates, Inc. – Resource Recovery Facility Scales Replacement; All Comm. Dist.
Memorandum UTD06-714
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 38. Revision No. 2 to Task Order No. 4-03 – King Engineering Associates, Inc. – Collier Parkway Central Pasco Wastewater System Improvements; Comm. Dist. 2
Memorandum UTD06-719
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 39. Revision No. 2 to Task Order No. 3-05 – King Engineering Associates, Inc. – Potable Water Transmission Main Project; Comm. Dist. 1 and 2
Memorandum UTD06-728
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 40. Final Change Order – Cornerstone Businesses, Inc. – PCU02-050.00, New River Reclaimed Water System Extension; Comm. Dist. 1 and 2
Memorandum UTD06-746
RECOMMENDATION: Approve and Authorize Chairman's Signature

- C 41. Water Service Agreement – Oak Park of Pasco, LLC – Provide Water Service for Oak Park Residential Subdivision; Comm. Dist. 2
Memorandum UTD06-822
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 42. Release of Maintenance Guarantee – Lake Bernadette, LLC – Lake Bernadette, Parcels 14, 15A, and 16; Comm. Dist. 16
Memorandum UTD06-846
RECOMMENDATION: Approve
- C 43. Water Supply and Wastewater Treatment Service Agreement – Wal-Mart Stores East, Inc. – Store No. 3418-00, Provide Water and Wastewater Services; Comm. Dist. 2
Memorandum UTD06-851
RECOMMENDATION: Approve and Authorize Chairman's Signature

Utilities Fiscal Services/Special Projects

- C 44. Lease Agreement – Trinity Towers Storage – Accommodate Records Storage Needs; All Comm. Dist.
Memorandum UTFSSP06-0334
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 45. Pass-Through Costs Approval Request – Covanta Pasco, Inc. – Service Fee Fiscal Year 2005-2006; All Comm. Dist.
Memorandum UTFSSP06-0366
RECOMMENDATION: Approve

OFFICE OF MANAGEMENT AND BUDGET

Community Development

- C 46. Program Amendments – Community Development Block Grant and HOME Investment Partnership Program Projects: Center for Independence, Inc.; All Comm. Dist.
Memorandum CD06-153
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 47. Addendum No. 1 - Pasco Opportunity Program Agreement – West Pasco Habitat for Humanity; All Comm. Dist.
Memorandum CD06-155
RECOMMENDATION: Approve and Authorize Chairman's Signature
- C 48. Program Amendment – Community Development Block Grant – City of New Port Richey; Comm. Dist. 4
Memorandum CD06-172
RECOMMENDATION: Approve and Authorize Chairman's Signature

Information Technology

- C 49. Microsoft Select Enrollment – State and Local Enterprise Agreement Nos. 01562571 and 01E61767 – “True-Up” Expense for Year One; All Comm. Dist.
Memorandum IT06-085
RECOMMENDATION: Approve

Purchasing

- C 50. Classification and Disposal of Surplus Property; All Comm. Dist.
Memorandum PU06-327
RECOMMENDATION: Approve

C 51. Purchase of Equipment – Data Flow Systems, Inc. – Utilities Telemetry System;
Comm. Dist. 1, 3, and 4
Memorandum PU06-333
RECOMMENDATION: Approve

C 52. Bid No. 05-016K

Item: Internet Firewall and Virtual Private Network Gateway
Department: Information Technology
Memorandum PU06-342
RECOMMENDATION: Reject Bids

C 53. Bid No. 06-002D

Item: Parking Lot Improvements @ Various Parks and Recreation Facilities; Comm. Dist. 3, 4, and 5
Department: Parks and Recreation
Vendor: Goodwin Brothers Construction, Inc.
Amount: \$96,872.85
Memorandum PU06-332
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 54. Bid No. 06-027

Item: Construction of Water System Improvements
Division: Utilities
Vendor: Garney Companies, Inc.
Amount: \$23,556,365.00
Memorandum PU06-323
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 55. Bid No. 06-039D

Item: Telephone System
Division: Public Transportation
Vendor: ADS Telecom, Inc.
Amount: \$40,570.00
Memorandum PU06-343
RECOMMENDATION: Approve

C 56. Bid No. 06-043D

Item: Parking Lot Improvements at the John S. Burks Memorial Park; Comm. Dist. 1
Department: Parks and Recreation
Vendor: Goodwin Brothers Construction, Inc.
Amount: \$97,245.00
Memorandum PU06-331
RECOMMENDATION: Approve and Authorize Chairman's Signature

C 57. Bid No. 06-045F

Item: Sign Materials and Sheeting
Department: Road and Bridge
Vendor: 3M Company, Avery Dennison, Osburn Associates, Inc., Rocal, Inc.
Amount: Anticipated \$139,000.00
Memorandum PU06-335
RECOMMENDATION: Approve

C 58. Bid No. 06-049K

Item: Aluminum Canopies (Embassy Hills WWTP);
Comm. Dist. 4
Department: Utilities
Vendor: Win-Dar Construction Company, Inc.
Amount: \$42,468.00
Memorandum PU06-337
RECOMMENDATION: Approve

C 59. Bid No. 06-070 and Approval of Contract

Item: Removal of Brazilian Peppers at Anclote Gulf Park
Department: Utilities
Vendor: E.L. Trevena, Inc.
Amount: \$74,700.00
Memorandum PU06-328
RECOMMENDATION: Approve Award of Bid and Approve and Authorize Chairman's Signature on Contract

Tourist Development

- C 60. Grant – Main Street Zephyrhills, Inc. – Music & Motorcycles; Comm. Dist. 1
Memorandum TD06-013
RECOMMENDATION: Approve and Authorize Chairman's Signature

Budgeting—Budget Amendment

- C 61. BA06-171 TRANSFER WITHIN THE GENERAL FUND/IT PROJECTS AND CAPITAL AND RESCUE TO PROVIDE FUNDS FOR PURCHASE OF 226 TOUGHBOOKS FOR CCB, DSS AND FIELD DATA COLLECTION AND REALIGN FUNDS FOR RESCUE FOR FIELD DATA COLLECTION FOR SAID PURCHASE - \$379,143.00
- C 62. BA06-174 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR LIBRARIES' AUTOMATION SYSTEM - \$286,635.00
- C 63. BA06-177 TRANSFER WITHIN THE ½ CENT SALES TAX CIP FUND/RESERVES TO APPROPRIATE FUNDS TO CARRY FORWARD AN ENCUMBRANCE FOR WESLEY CHAPEL PARK PHASE 1 - \$3,250.00
- C 64. BA06-178 TRANSFER WITHIN THE PARK IMPACT FEE-WEST FUND/RESERVES TO APPROPRIATE FUNDS FOR STRAUER MEMORIAL HIGHWAY COASTAL LAND ACQUISITION GRANT OVERMATCH - \$77,900.00
- C 65. BA06-179 RESOLUTION REDUCING ANTICIPATED REVENUES WITHIN THE PARKS FUND - \$(372,100.00)

- C 66. BA06-180 TRANSFER WITHIN THE HURRICANE IMPACT FEE FUND/RESERVES TO APPROPRIATE FUNDS TO PAY FOR A REFUND FROM PRIOR YEAR REVENUE - \$250.00
- C 67. BA06-181 TRANSFER WITHIN THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR COUNTY ATTORNEY FOR ENGINEERING SERVICES TO BE PROVIDED BY NEEL-SCHAFFER, INC., RELATING TO NEW TAMPA DEVELOPMENT, INC., ON LITTLE ROAD DRAINAGE AS APPROVED BY THE BCC ON 4/12/06 (CAO06-167) - \$50,000.00
- C 68. BA06-182 TRANSFER WITH THE GENERAL FUND/RESERVES TO APPROPRIATE FUNDS FOR DSS TOUGHBOOKS THAT WAS ORIGINALLY BUDGETED IN THE BUILDING INSPECTIONS AND PERMITTING FUNDS - \$178,193.00

REGULAR AGENDA

COMMISSIONERS' ITEMS

Chairman Simon

- R 1. Email from John Barrett dated April 7, 2006 RE: Noise Levels at Dade City Motocross Track

NO ACTION TAKEN.

Commissioner Mulieri

- R 2. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING DAVE SWEENEY, FOR 26 YEARS, 9 MONTHS OF DEDICATED SERVICE TO THE INFORMATION TECHNOLOGY DEPARTMENT AND THE CITIZENS OF PASCO COUNTY AND CONGRATULATING HIM ON HIS RETIREMENT
(To Be Distributed)

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

- R 3. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CONGRATULATING DAVE SWEENEY ON RECEIVING THE BOY SCOUT COUNCIL SILVER BEAVER AWARD

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

- R 4. Memorandum CAO06-0040 dated April 26, 2006 RE: High-Water Recharge Land Classification

INFORMATION ONLY. NO ACTION TAKEN.

Commissioner Schrader

- R 5. A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING ZOIE BURGHER FOR HER DEDICATION AND QUEST ON BEHALF OF THE HOMELESS ANIMALS AND TO PROVIDE SUPPLIES FOR PUBLIC ANIMAL SHELTERS

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

EMERGENCY RESOLUTION

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA EXPRESSING APPRECIATION TO MARY H. NODA, DEPUTY CLERK OF THE CIRCUIT COURT FOR HER OUTSTANDING SERVICES TO PASCO COUNTY

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

CONSTITUTIONAL OFFICERS

Clerk

R 6. **Minutes and Financial Matters—Specific Approvals**

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

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

None Scheduled

Committee Reports

None Scheduled

DISTRICT ONE – COMMISSIONER SCHRADER

COMMISSIONER SCHRADER STATED THAT ATTORNEY CHARLIE WALLER WAS MOVING HIS LAW OFFICE INTO A DIFFERENT BUILDING, WHICH LEFT HIS OLD LAW OFFICE, LOCATED ACROSS FROM THE EAST PASCO GOVERNMENT CENTER ON THE CORNER OF LIVE OAK AND 6TH, VACANT. HE SUGGESTED THE BOARD LOOK AT PURCHASING THIS PROPERTY FOR FUTURE USES. HE RECOMMENDED THE COUNTY ADMINISTRATOR OBTAIN AN APPRAISAL, NEGOTIATE A PURCHASE PRICE, AND BRING THE ITEM BACK TO THE BOARD.

COMMISSIONER SCHRADER MOVED TO DIRECT STAFF TO NEGOTIATE A CONTRACT WITH CHARLES WALLER, ATTORNEY, SUBJECT TO AN APPRAISAL, AND TO BRING BACK THE ITEM TO THE BOARD; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

DISTRICT TWO – COMMISSIONER MULIERI

COMMISSIONER MULIERI SAID THERE WERE A NUMBER OF ROADS IN THE SHADY HILLS AREA THAT NEEDED REPAIR. BATTENWOOD IN THE AMOUNT OF \$1,500.00; DAY BREEZE IN THE AMOUNT OF \$1,600.00; HELEN KAY IN THE AMOUNT OF \$1,875.00, PLUS REPAIR A HOLE IN THE AMOUNT OF \$450.00.

COMMISSIONER MULIERI MOVED APPROVAL FOR A ONE-TIME EMERGENCY FIX FOR THE THREE MENTIONED ROADS IN THE AMOUNT OF APPROXIMATELY \$5,000.00; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

DISTRICT THREE – COMMISSIONER HILDEBRAND

COMMISSIONER HILDEBRAND SAID SHE HAD ATTENDED THE PUBLIC SAFETY COORDINATING COUNCIL MEETING ON FRIDAY. AT THE MEETING SHE HAD SPOKEN TO THE SHERIFF REGARDING INMATES CLEANING UP SOME OF THE ROADS. THE SHERIFF SUGGESTED THE COMMISSIONERS PROVIDE HIM WITH A LIST OF THE ROADS THEY WOULD LIKE THE INMATES TO CLEAN. COMMISSIONER HILDEBRAND STATED SHE WANTED STRAUBER MEMORIAL HIGHWAY AS ONE OF THE ROADS FOR THE INMATES TO CLEAN.

COMMISSIONER HILDEBRAND SAID SHE HAD RECEIVED A PETITION FROM THE TIPPECANOE MOBILE HOME VILLAGE IN ZEPHYRHILLS REQUESTING THE LIMEROCK BE REMOVED FROM A ROAD THAT WAS BEHIND THE MOBILE HOME PARK. SHE GAVE THE INFORMATION TO MR. WIDMAN.

MR. JIM WIDMAN, ENGINEERING SERVICES DIRECTOR, EXPLAINED THE REQUEST. THERE WAS INSUFFICIENT RIGHT-OF-WAY TO IMPROVE THE ROAD TO COUNTY STANDARDS. THE ONLY LONG-TERM FIX WOULD BE TO PAVE THE ROAD, WHICH THE RESIDENTS WERE NOT INTERESTED IN DOING.

DISTRICT FIVE – COMMISSIONER MARIANO

COMMISSIONER MARIANO MOVED TO APPOINT COUNCILWOMAN GINNY MILLER TO THE TOURIST DEVELOPMENT COUNCIL TO REPLACE MAYOR TIPTON; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO SAID AT THE BOCC MEETING OF APRIL 25, 2006, HE HAD MADE A MOTION TO HAVE A STRUCTURE ON GREEN KEY ROAD DEMOLISHED WITHIN 45 DAYS. HE REQUESTED THE ITEM, DEMOLITION APPEAL DV06-144, BE RECONSIDERED, THAT IT BE HEARD ON JUNE 13, 2006, 1:30 P.M., DADE CITY, HAVE A MORE DETAILED LIST FROM THE BUILDING OFFICIAL REGARDING THE COSTS TO REPAIR THE STRUCTURE, AND TO STAY THE BOARD'S APRIL 25, 2006 ORDER REQUIRING DEMOLITION OF THE STRUCTURE WITHIN 45 DAYS.

COMMISSIONER MULIERI MOVED TO RECONSIDER THE MOTION; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO MOVED TO RECONSIDER APPEAL DV-6-144 FOR THE JUNE 13, 2006 BOCC MEETING AT 1:30 P.M., DADE CITY, AND TO STAY THE DEMOLITION ORDER UNTIL THE ITEM HAS BEEN RESOLVED; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

DISTRICT FOUR – CHAIRMAN SIMON

MR. DAVID FOGLER, AREA SUPERVISOR WITH THE STATE FORESTRY, PRESENTED A CHECK IN THE AMOUNT OF \$3,532.29 FOR THE COUNTY'S SHARE. HE SAID THE SCHOOL BOARD WOULD BE RECEIVING THE SAME AMOUNT.

CHAIRMAN SIMON REQUESTED A MOTION TO APPOINT MS. CATHERINE WICKER TO THE HEALTH FACILITIES BOARD TO REPLACE MR. WILLIAM JENNINGS.

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

CHAIRMAN SIMON REPORTED ON AN ARTICLE HE READ REGARDING CRYSTAL METH.

Miscellaneous Old Business

R 7. Water Issues

NO ITEMS WERE DISCUSSED.

County Administrator

MR. GALLAGHER REQUESTED AN EMERGENCY ITEM BE HEARD.

COMMISSIONER MULIERI MOVED TO HEAR THE EMERGENCY; COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING A STATE OF EMERGENCY AND WAIVING FORMALITIES AND PROCEDURES OTHERWISE REQUIRED OF POLITICAL SUBDIVISIONS

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

MR. GALLAGHER STATED MR. NURRENBROCK WANTED TO DISCUSS THE DATE OF THE FIRST BUDGET HEARING.

MR. NURRENBROCK SAID THE SCHOOL BOARD HAD INFORMED HIM THAT THEY HAD SELECTED SEPTEMBER 12TH FOR THEIR SECOND PUBLIC HEARING. ACCORDING TO STATE LAW, THE BOCC CANNOT HOLD A PUBLIC HEARING REGARDING THE BUDGET THE SAME TIME AS THE SCHOOL BOARD. HE REQUESTED THE SEPTEMBER 12TH BOCC BUDGET PUBLIC HEARING BE CHANGED.

COMMISSIONER SCHRADER MOVED TO CHANGE THE SEPTEMBER 12TH BOARD OF COUNTY COMMISSION MEETING AND THE PUBLIC HEARING REGARDING THE BUDGET TO SEPTEMBER 11TH; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

County Attorney

MR. SUMNER ASKED MS. BARBARA WILHITE, CHIEF ASSISTANT COUNTY ATTORNEY, TO GIVE AN UPDATE TO THE BOARD REGARDING THE ORC REPORT FROM THE DEPARTMENT OF COMMUNITY AFFAIRS.

MS. WILHITE SAID SHE HAD DISTRIBUTED A SUMMARY OF THE ORC REPORT TO THE BOARD. SHE EXPLAINED THE MEETING THAT WAS HELD WITH DCA, SAM STEFFEY, FRANCES CHANDLER-MARINO AND HERSELF ON APRIL 13TH TO REVIEW THEIR PROPOSED STAFF REPORT. SHE REVIEWED THE EIGHT OBJECTIONS MENTIONED IN THE ORC REPORT. STAFF WOULD BE RESPONDING TO THE OBJECTIONS. DISCUSSION FOLLOWED.

MR. SUMNER STATED THERE WAS NUMEROUS E-MAILS REGARDING ELFERS CEMETERY AND HIS ALLEGED MISREPRESENTATION. HE READ INTO THE RECORD PARAGRAPH 7 FROM THE AGREEMENT. HE INTERPRETED THE AGREEMENT TO STATE THAT NO ADMINISTRATIVE FEES WOULD BE PAID UNLESS MUTUALLY AGREED UPON BETWEEN THE PARTIES.

Clerk to the Board

NO ITEMS.

Miscellaneous Matters

None Scheduled

INTRODUCTION AND REFERENCE OF PROPOSED ORDINANCES

- R 8. AN ACT BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA AMENDING PASCO COUNTY CODE OF ORDINANCES CHAPTER 102 (TAXATION) BY ADDING "ARTICLE VI. **ADDITIONAL REDUCTION IN ASSESSED VALUE FOR QUALIFYING LIVING QUARTERS OF PARENTS OR GRANDPARENTS OF OWNERS OF PROPERTY RECEIVING HOMESTEAD EXEMPTION.**" TO IMPLEMENT SECTION 4(E), ARTICLE VII OF THE FLORIDA CONSTITUTION AND SECTION 193.703 OF THE FLORIDA STATUTES, TO PROVIDE AN ANNUAL REDUCTION IN THE ASSESSED VALUE OF HOMESTEAD PROPERTY IF THE PROPERTY HAS INCREASED IN VALUE RESULTING FROM THE CONSTRUCTION OR RECONSTRUCTION OF THE PROPERTY FOR THE PURPOSE OF PROVIDING LIVING QUARTERS FOR ONE OR MORE NATURAL OR ADOPTIVE PARENTS OR GRANDPARENTS OF THE OWNER OF THE PROPERTY OR OF THE OWNER'S SPOUSE AND IF AT LEAST ONE OF THE PARENTS OR GRANDPARENTS FOR WHOM THE LIVING QUARTERS ARE PROVIDED RESIDES THEREON AND IS AT LEAST 62 YEARS OF AGE; PROVIDING FOR SEVERABILITY, INCLUSION IN CODE, EFFECTIVE DATE, REPEALER; AND PROVIDING FOR MODIFICATION THAT MAY ARISE FROM CONSIDERATION OF THE ORDINANCE AT PUBLIC HEARING; All Comm. Dist.
Memorandum CAO06-0811

COMMISSIONER MULIERI MOVED TO INTRODUCE AND TO SCHEDULE THE FINAL PUBLIC HEARING FOR JUNE 13, 2006, 1:30 P.M., DADE CITY; COMMISSIONER HILDEBRAND AND COMMISSIONER MARIANO SECONDED; MOTION CARRIED.

- R 9. AN ACT AMENDING PASCO COUNTY CODE OF ORDINANCES CHAPTER 38 RELATING TO EMERGENCY SERVICES; AMENDING SECTION 38-43 TO **ESTABLISH AN APPLICATION PERIOD**; AMENDING SECTION 38-45 **RELATING TO APPLICATIONS FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE EMERGENCY TRANSPORTATION SERVICES WITHIN THE COUNTY**; AMENDING SECTION 38-49 TO **MODIFY THE**

**APPLICATION PERIOD AND RENEWAL DATES FOR COPCN RENEWALS;
PROVIDING FOR SEVERABILITY, INCLUSION IN CODE, AND EFFECTIVE
DATE; All Comm. Dist.
Memorandum CAO06-1266**

**COMMISSIONER SCHRADER MOVED APPROVAL OF STAFF'S
RECOMMENDATION OF ALTERNATIVE NUMBER ONE, WHICH INCLUDED
CONTINUATION OF THE ITEM TO JUNE 6, 2006, 1:30 P.M., NEW PORT
RICHEY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.**

DEPARTMENTAL MATTERS

DEVELOPMENT SERVICES BRANCH

Development Review Services

- R 10. Appeal of the Order to Demolish – Mike Murphey – Address: 4417 Dohrcrest Drive
New Port Richey; All Comm. Dist.
Memorandum DV06-142
RECOMMENDATION: Approve

STAFF STATED THE ITEM WAS WITHDRAWN.

Growth Management

- R 11. 14th Annual Future of the Region Awards Presentation; All Comm. Dist.
Memorandum GM06-856

**MS. DEBORAH BOLDUC PRESENTED THE 14TH ANNUAL FUTURE OF THE
REGION AWARD TO THE BOARD.**

- R 12. A RESOLUTION AUTHORIZING THE **RIVERWOOD ESTATES COMMUNITY
DEVELOPMENT DISTRICT** TO PLAN, ESTABLISH, ACQUIRE, CONSTRUCT OR
RECONSTRUCT, ENLARGE OR EXTEND, EQUIP, OPERATE, AND MAINTAIN
PARKS AND RECREATION FACILITIES AND SERVICES, SECURITY FACILITIES
AND SERVICES, AND WASTE COLLECTION AND DISPOSAL, PURSUANT TO
SECTION 190.012, FLORIDA STATUTES; PROVIDING FOR AN EFFECTIVE
DATE; Comm. Dist. 1
Memorandum GM06-875

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

PUBLIC SERVICES BRANCH

None Scheduled

UTILITIES SERVICES BRANCH

None Scheduled

OFFICE OF MANAGEMENT AND BUDGET

- R 13. 2006 Water and Sewer Bonds and 2006 Solid Waste Bonds
(To Be Distributed)

NO ACTION TAKEN. THE ITEM WOULD BE BROUGHT BACK BEFORE THE BOARD AT A FUTURE MEETING.

Community Development

- R 14. Tommytown Neighborhood Target Area Status Report – May 2006 Alternatives to Construction; All Comm. Dist.
Memorandum CD06-194

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

MISCELLANEOUS PAPERS, PETITIONS, AND REPORTS

None Scheduled

Departmental Follow-up Reports

None Scheduled

Motions

None Scheduled

Noted Items AGENDA ITEMS R 15 THROUGH R 24.v. WERE NOTED.

- R 15. Letter from Florida Association of Counties dated April 11, 2006 RE: NACo Elections/ Board of Directors

- R 16. Letter from The Sheriff dated April 12, 0026 RE: Florida Contraband Forfeiture Semiannual Report

- R 17. Letter from Clerk of Circuit Court dated April 12, 2006 RE: School Impact Fees – Monthly Report

- R 18. Memorandum UTFSSP06-0365 dated April 28, 2006 RE: Mercury Thermostat Recycling Pilot Program

NOTED

- R 19. Public Hearing Notification (May25, 2006) – Florida Department of Transportation; SR 52 PD&E Study Reevaluation from East of the Suncoast Parkway to West of I-75

COMMISSIONER SCHRADER NOTED THE ITEM.

Noted Items— Agenda

- R 20. District School Board dated May 2, 2006

Noted Items—Minutes

- R 21. Board of Directors of Tampa Bay Water dated February 20, 2006

- R 22. Pasco Economic Development Council dated March 22, 2006 with Financial Statements Ending March 31, 2006

R 23. Consultant Selection Committee Meeting dated April 12, 2006

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

R 24. Letter dated April 28, 2006

- a. Minutes and Meeting Documentation – Environmental Lands Acquisition Selection Committee (ELASC) – Meeting of March 8, 2006

- b. Minutes and Meeting Documentation – Construction Code Enforcement Board (CCEB) – Meeting of November 16, 2005

- c. Minutes – Construction Code Enforcement Board (CCEB) - Meeting of February 15, 2006

- d. Minutes and Meeting Documentation – Construction/Licensing Board of Adjustments and Appeals (CLBAA) - Meeting of November 16, 2005

- e. Minutes - Construction/Licensing Board of Adjustments and Appeals (CLBAA) - Meeting of February 15, 2006

- f. Minutes and Meeting Documentation – Development Review Committee (DRC) – Meeting of September 15, 2005

- g. Minutes and Meeting Documentation – Development Review Committee (DRC) – Meeting of September 29, 2005

- h. Minutes – Southwest Florida Water Management District (SWFWMD) – Governing Board – Meeting of February 21, 2006

- i. Agenda – Southwest Florida Water Management District (SWFWMD) – Governing Board – April 25-26, 2006

- j. Notice to Proceed – Ajax Paving Industries, Inc. – Project Name: Five (5) Penny For Pasco Intersection Improvements – Bid 05-184

- k. Copy of Off-Site Utility Easement – Meadow Pointe III Community Development District – OR BK 6924, PGS 1062 - 1065

- l. Copy of Warranty Deed – Donald E. Hykes, as Trustee of Revocable Trust Agreement of Donald E. Hykes – OR BD 6936, PGS 668 – 670

- m. Copy of Escheatment Tax Deed – Pasco County – Tax Deed File Number 200300079 – OR BK 6950, PGS 290 – 291

- n. Copy of Trustee's Deed – Shady Oaks Mobile-Modular Estates, Inc. a/k/a S & D Utility – Trustees, Richard D. and Caroline S. Sims – OR BK 6944, PGS 799 - 802

- o. Copy of Quit Claim Deed – Individual – Richard D. and Caroline S. Sims. – OR BK 6944, PGS 803 - 806

- p. Copy of Quit Claim Deed Subject to Easement for Grantor – The Sims Family Trust – OR BK 6943, PGS 1249 - 1251

- q. Copy of Indenture (Utility Easement) – Saddlebrook Resort Inc. and Pasco County – OR BK 6946, PGS 1649 - 1651

- r. Minutes and Meeting Documentation – Environmental Lands Acquisition Selection Committee (ELASC) – Meeting of December 14, 2005

- s. Minutes and Meeting Documentation – Environmental Lands Acquisition Selection Committee (ELASC) – Meeting of July 13, 2005

- t. Covington Park Community Development District – Letter dated April 6, 2006 – Financial Report for the FY ended September 30, 2005

- u. Florida Public Service Commission – Issued April 20, 2006 – McImetro Access Transmission Service LLC d/b/a Verizon Access Transmission Services – Docket No. 050419-TP

- v. Pasco-Hernando Community College – Financial Audit, Report No 2006-159 – For FY ended June 20, 2005

PUBLIC HEARINGS FOR 1:30 P.M. MEETING

Proposed Ordinances

None Scheduled

Public Hearings

- P 1. Pasco County vs. Anna Mae Cummings – Circuit Court Case No. 88-3985CA/G – Project Little Road, Phase I, Amended Stipulated Final Judgment – Access and Related Issues for Properties at Southwest and Southeast Corners of Little and Ridge Roads; Comm. Dist. 4
Memorandum CAO06-0442

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

- P 2. Settlement Agreement between Pasco County and Sun West Acquisition Corporation and Resolution Authorizing Exchange of Real Property Between Pasco County and Sun West Acquisition Corporation; Comm. Dist. 5
Memorandum CAO06-0445
(Continued from April 25, 2006)

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

- P 3. Cable Television Franchise between Pasco County and Verizon Florida, Inc.; All Comm. Dist.
Memorandum CAO06-1270
(To Be Distributed)

COMMISSIONER SCHRADER MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MR. LARRY MANION; COMMISSIONER MULIERI AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

COMMISSIONER MARIANO MOVED APPROVAL OF STAFF'S RECOMMENDATION WHICH INCLUDED APPROVAL OF THE RESOLUTION; COMMISSIONER HILDEBRAND AND COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

- P 4. Class III, Subdivision Development Review – Lake Talia, Phase 2, Construction, Stormwater Plan & Report; Comm. Dist. 2
Memorandum DR06-1357

**COMMISSIONER MULIERI MOVED TO CONTINUE TO JUNE 13, 2006, 1:30 P.M.,
DADE CITY; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.**

- P 5. Connerton Development of Regional Impact – Development Agreement between
Connerton, LLC and Pasco County; Comm. Dist. 2
Memorandum GM06-717

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

- P 6. Connerton Development of Regional Impact/Development Order Amendment;
Comm. Dist. 2
Memorandum GM06-724

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

PUBLIC COMMENT

RECESS

**THE BOARD RECESSED AT 3:19 P.M. AND RECONVENED AT 3:28 P.M. ALL BOARD
MEMBERS WERE PRESENT.**

**THE BOARD RECESSED AT 4:50 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

None Scheduled

Public Hearings—Rezoning

MS. DILLON NOTED PROOF OF PUBLICATION.

MR. SUMNER READ THE PROCEDURES.

MS. DILLON SWORE IN THOSE WHO PLANNED TO PRESENT TESTIMONY.

Z 1. Memorandum ZN06-80

Table of Contents

Consent-Rezoning

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF THE CONSENT
AGENDA; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.**

RZ-6555 John L. Rio; Comm. Dist. 1

APPROVED.

CU06-14 Mark Eisner and Bill Nye Realty, Inc./ Circle K Store
#5977; Comm. Dist. 1

APPROVED.

RZ-6551 Antonio Kaik; Comm. Dist. 2

APPROVED.

Location Maps

Board of County Commissioners Agenda

Regular-Rezonings

RZ-6556 Gator Krackers Corporation; Comm. Dist. 1

COMMISSIONER SCHRADER MOVED TO CONTINUE TO JUNE 13, 2006, 6:30 P.M., DADE CITY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

RZ-6548 Jerry T. Cook; Comm. Dist. 2

COMMISSIONER SCHRADER MOVED APPROVAL OF THE PLANNING COMMISSION'S RECOMMENDATION WITH AMENDED CONDITIONS; COMMISSIONER MARIANO AND COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

RZ-6559 Connerton, LLC/Connerton Employment Center MPUD; Comm. Dist. 2

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

Miscellaneous Matters

None Scheduled

PUBLIC COMMENT

NO ONE SPOKE.

ADJOURN

THE BOARD ADJOURNED AT 6:42 P.M.

prepared by: cms