

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

**ANNOTATED AGENDA
PREPARED IN THE OFFICE OF
PAULA S. O'NEIL, CLERK & COMPTROLLER**

APRIL 21, 2009

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

County Commissioners	Chairman Jack Mariano, District 5 Vice-Chairman Pat Mulieri, Ed.D., District 2 Ted Schrader, District 1 Ann Hildebrand, District 3 Michael Cox, CFP[®], District 4
County Administrator	John J. Gallagher
County Attorney	Jeffrey N. Steinsnyder
Clerk to the Board	Paula S. O'Neil

CALL TO ORDER – 10:00 A.M.

INVOCATION	}	
PLEDGE OF ALLEGIANCE	}	MS. PAULA S. O'NEIL, CLERK & COMPTROLLER
ROLL CALL	}	

CONSENT

AGENDA ITEM C31 WAS PULLED FOR DISCUSSION.

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

**CONSTITUTIONAL OFFICERS
MINUTES - APPROVAL**

C1 Minutes-Board of County Commissioners-March 10, 2009, Regular Meeting/Rezonings
Memorandum CO09-192
Recommendation: Approve
Comm. Dist. All

FINANCIAL MATTERS

- C2 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
Memorandum CO09-189
Recommendation: Approve
Comm. Dist. All

SHERIFF

- C3 Letter Dated February 26, 2009-Requesting Approval of Expenditure from the Law Enforcement Trust Fund in the Amount of \$22,500.00-per the Florida Contraband Forfeiture Act
Memorandum CO09-191
Recommendation: Approve
Comm. Dist. All

**LEGISLATIVE/ADMINISTRATIVE
COUNTY ATTORNEY**

- C4 Proposed Settlement-David and Sylvia Penrod-Case No. 51-2007-CA-4164ES, Settlement of Litigation (\$45,000.00)
Memorandum CAO09-2208
Recommendation: Approve
Comm. Dist. All

- C5 Stipulated Settlement Agreement for Fees and Costs (\$85,630.00)-Edward and Cheryl Howard v. Pasco County-Case No. 51-2006-CA-2809ES/Y
Memorandum CAO09-4417
Recommendation: Approve
Comm. Dist. 1

COUNTY ADMINISTRATOR

- C6 Residential Personal Property Move Relocation Assistance Program (\$202.48)-Kenneth and Peggy Jensen-S.R. 54, Project No. C3330.27, Parcel No. 133.001O
Memorandum CA09M-5047
Recommendation: Approve
Comm. Dist. 1,2

COUNTY ADMINISTRATION - PERSONNEL

C7 Add and Delete Budget Position-OMB Department--
Memorandum PER09-0269
Recommendation: Approve
Comm. Dist. All

COUNTY ADMINISTRATION - PERSONNEL - RISK MANAGEMENT

C8 Renewal of Public Official Bonds ,Tax Collector and Property Appraiser; Acquisition of Public Official
Bond, Clerk of the Circuit Court-Arthur J. Gallagher and Company-to Comply with Florida Statute 137
Memorandum IN09-369
Recommendation: Approve
Comm. Dist. All

COUNTY ADMINISTRATION - TOURISM DEVELOPMENT

C9 Advertising Agreement (\$700)-DB2 Marketing, Inc., d/b/a Nature Coast Travel Host-Map Insert to
Promote Pasco County
Memorandum TD09-053
Recommendation: Approve
Comm. Dist. All

DEVELOPMENT SERVICES BRANCH

DEVELOPMENT SERVICES

C10 Task Order No. MPO09-01 (\$276,919.18)-Tindale-Oliver and Associates, Inc.-Scope B, 2035 Long-
Range Transportation Needs and Cost Affordable Plans
Memorandum DS09-005
Recommendation: Approve
Comm. Dist. All

C11 Engagement Letter-The Advocacy Group at Tew Cardenas, LLC-Renewal of Contract
Memorandum DS09-009
Recommendation: Approve
Comm. Dist. All

DEVELOPMENT REVIEW SERVICES

C12 Cinco de Mayo Parade-Applicant: Farmworkers Self-Help, Inc.-Right-of-Way Use Permit No. 31899
Memorandum DV09-071
Recommendation: Approval with conditions
Comm. Dist. 1

DEVELOPMENT REVIEW SERVICES - BUILDING INSPECTIONS

C13 Lien Reduction-Christopher J. Patti-12206 Bayridge Avenue, New Port Richey, Parcel ID No. 16-25-17-0000-00200-0000
Memorandum DV09-064
Recommendation: Approval with conditions
Comm. Dist. 4

C14 Lien Reduction-Wells Fargo Bank, National Association-8824 Woodmont Lane, New Port Richey, Parcel ID No. 14-25-16-011A-00000-2440
Memorandum DV09-078
Recommendation: Approve
Comm. Dist. 5

DEVELOPMENT REVIEW SERVICES - CENTRAL PERMITTING

C15 Records Retention Request-Central Permitting-Destroy Old Records
Memorandum DV09-076
Recommendation: Approve
Comm. Dist. All

ENGINEERING SERVICES - PROJECT MANAGEMENT

C16 2007-08 Annual Asphalt Resurfacing and Pavement Rehabilitation Program; Change Order No. 2-BCC-Quantity Adjustment
Memorandum PMA09-094
Recommendation: Approve
Comm. Dist. All

ENGINEERING SERVICES - REAL ESTATE

C17 Seller's Costs (\$250.00)-Paula M. Peters-Lake Patience Road, C0753.00, Parcel 855, Section 14, Township 26 South, Range 18 East
Memorandum REA09-118
Recommendation: Approve
Comm. Dist. 2

C18 Agreement for Sale and Purchase of Interest in Property (\$34,100.00) and a Temporary Construction Easement-Main Street-United States Postal Service-Main Street, C10004.00, Parcel 701, Section 04, Township 26 South, Range 16 East
Memorandum REA09-119
Recommendation: Approve
Comm. Dist. 4

- C19 Resolution Canceling Taxes-Susan D. Lodato-Curley Road South, C6442.10, Parcel 108, Section 03, Township 26 South, Range 20 East
Memorandum REA09-120
Recommendation: Approve
Comm. Dist. 1
- C20 Seller's Costs (\$150)-Creda M. Pendley, f.k.a. Creda M. Wren-Moon Lake Road, C9528.00, Parcel 805, Section 09, Township 25 South, Range 17 East
Memorandum REA09-121
Recommendation: Approve
Comm. Dist. 4
- C21 Recording of Quitclaim Deed and Resolution Canceling Taxes-Gateway Pasco Venture, LLC-Dayflower Boulevard, Section 12, Township 26 South, Range 19 East
Memorandum REA09-122
Recommendation: Approve
Comm. Dist. 1
- C22 Agreement for Sale and Purchase of Interest in Property (\$59,341.92)-William G. Crawford-Moon Lake Road, C9528.00, Parcel 155, Section 09, Township 25 South, Range 17 East
Memorandum REA09-123
Recommendation: Approve
Comm. Dist. 4

ENGINEERING SERVICES - STORMWATER MANAGEMENT

- C23 Task Order No. SMO09-016 (\$20,000.00)-Halcrow, Inc.-Technical Support During the Implementation of the Stormwater Inventory Master Plan
Memorandum SMA09-036
Recommendation: Approve
Comm. Dist. All

ENGINEERING SERVICES - SURVEY

- C24 Maintained Right-of-Way Map for a Portion of 23rd Street (Station 23+41.35 to Station 43+17.32)-Pasco County and the Public-This Portion of 23rd Street (Station 23+41.35 to Station 43+17.32) Has Been Maintained by Pasco County Continuously for More Than Seven Years/Section 25, Township 25 South, Range 21 East/Record Map
Memorandum SA09-009
Recommendation: Approve
Comm. Dist. 1

ZONING/CODE COMPLIANCE

- C25 Lien Resolutions-Several Property Owners-Property Maintenance Ordinance (Section 42-1), Lien Resolution, BCC 4/21/09, 10:00 a.m., NPR
Memorandum CC09-044
Recommendation: Approve
Comm. Dist. All

- C26 Lien Resolution-Joyce A. Gregory, Property Owner-Property Maintenance Ordinance (Section 42-1), Lien Resolution, BCC 4/21/09, 10:00 a.m., NPR
Memorandum CC09-046
Recommendation: Approve
Comm. Dist. 4

- C27 Lien Resolutions-Several Property Owners-Property Maintenance Ordinance (Section 42-1), Lien Resolutions, BCC 4/21/09, 10:00 a.m., NPR
Memorandum CC09-048
Recommendation: Approve
Comm. Dist. All

- C28 Lien Resolution-Andrew Akers, Owner of Record-Property Maintenance Ordinance (Section 42-1), Lien Resolution, BCC 4/21/09, 10:00 a.m., NPR
Memorandum CC09-050
Recommendation: Approve
Comm. Dist. 5

PUBLIC SERVICES BRANCH

COMMUNITY SERVICES - COOPERATIVE EXTENSION

- C29 Lease Agreement (\$16,613.00)-Pasco County Fair Association, Inc., for Cooperative Extension Office-Office Space Lease
Memorandum CS09-001
Recommendation: Approve
Comm. Dist. All

COMMUNITY SERVICES - ELDERLY NUTRITION

- C30 FEMA Emergency Food and Shelter Program, Phase 27 Funding Award-Pasco County Elderly Nutrition-Purchase of Meals
Memorandum ENP09-072
Recommendation: Approve
Comm. Dist. All

COMMUNITY SERVICES - PUBLIC TRANSPORTATION

PULLED

- C31 Selection Process-Qualified Transportation Operators-Transportation Services Support
Memorandum PT09-178
Recommendation: Approve
Comm. Dist. All

COMMISSIONER COX MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THAT THE COUNTY ATTORNEY WOULD NOT BE A VOTING MEMBER, BUT WOULD BE AN ADVISORY POSITION; COMMISSIONER HILDEBRAND AND COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

EMERGENCY SERVICES

- C32 Request to Dispose of Fixed Assets and Surplus Stretchers-Emergency Services Department and Equipment Management Service and Repair-Stretchers Are No Longer Repairable
Memorandum ES09-1089
Recommendation: Approve
Comm. Dist. All

FACILITIES MANAGEMENT

- C33 Pump Station Use and Easement Agreement-Land O' Lakes Investment, LLC-David "Hap" Clark, Jr., Building Property
Memorandum FAC09-045
Recommendation: Approve
Comm. Dist. 2
- C34 Funding Allocation-Parks and Recreation/Ash Engineering, Inc.-Based Upon the Grant Agreement/Lake Lisa Park/Budget Allocation
Memorandum FAC09-114
Recommendation: Approve
Comm. Dist. 4
- C35 Change Order for Extension of Time-Kokolakis Contracting, Inc.-Time Extension to Complete Remaining Items/West Pasco Judicial Center/Renovation and Expansion
Memorandum FAC09-143
Recommendation: Approve
Comm. Dist. 4

PARKS AND RECREATION

C36 On-Site Security Agreement-Deputy Marshall DeBerry-to Live On-Site at Moon Lake Park
Memorandum PRA09-0351
Recommendation: Approve
Comm. Dist. 4

UTILITIES SERVICES BRANCH

UTILITIES SERVICES

C37 Waste-to-Energy Service Agreement-Covanta Pasco, Inc.-Approval of Second Amended and Restated Service Agreement
Memorandum UT09-493
Recommendation: Approve
Comm. Dist. All

UTILITIES CONSTRUCTION AND CONTRACT MANAGEMENT

C38 Acceptance of Utility Improvements and Maintenance Guarantee (\$14,589.18)-GS Tampa Apartments LP-Greystar at Cypress Creek Off-Site Utilities (PCU08 -253.01)
Memorandum UTD09-384
Recommendation: Approve
Comm. Dist. 2

UTILITIES FISCAL SERVICES/SPECIAL PROJECTS

C39 Request to Surplus Asset No. 11996A-Utilities Services Branch-Thurman Scale at the East Pasco Sanitary Landfill
Memorandum UTFSSP09-299
Recommendation: Approve
Comm. Dist. All

UTILITIES WATER AND SEWER

C40 Annual Settlement and Payment (\$20,500.00)-Florida Department of Environmental Protection Agreement-Sanitary Sewer Overflows
Memorandum UT09-494
Recommendation: Approve
Comm. Dist. All

OFFICE OF MANAGEMENT AND BUDGET
BUDGETING

- C41 Resolution Recognizing Additional Revenues in the Local Option Gas Tax Fund-Fund Balance is Increased Because Fiscal Year 2008 Expenses Were Less Than Predicted and Funds Are Needed for Right-of-Way Acquisition and Construction of the S.R. 54 Widening Project-\$15,048,098.00
Memorandum BA09-158
Recommendation: Approve
Comm. Dist. All
- C42 Resolution Reducing Revenues in the Transportation Impact Fee East Fund-Fund Balance is Reduced Because Fiscal Year 2008 Revenues Were Less Than Predicted and Funds Are Needed for Right-of-Way Acquisition and Construction of the S.R. 54 Widening Project-(\$6,173,533.00)
Memorandum BA09-159
Recommendation: Approve
Comm. Dist. All

COMMUNITY DEVELOPMENT

- C43 Challenge Grant Agreement QFZ92 (\$5,128.00)-The Salvation Army, Domestic Violence Activities- Allocation of Funds for Homeless Prevention Activities
Memorandum CD09-080
Recommendation: Approve
Comm. Dist. All
- C44 Adding the Neighborhood Stabilization Program Account Numbers to Blanket Purchase Order Awards- Various Vendors-the NSP Requires the Use of Services Provided Under These Awards
Memorandum CD09-259
Recommendation: Approve
Comm. Dist. All

INFORMATION TECHNOLOGY

- C45 Business Recovery Services (\$30,072.00)-IBM-Business Recovery Services for the Mainframe and Payroll iSeries Computers
Memorandum IT09-024
Recommendation: Approve
Comm. Dist. All

C46 License and Support Agreements (\$8,031.00)-CompassCom Software Corporation-DSS - GPS/AVL Project
Memorandum IT09-025
Recommendation: Approve
Comm. Dist. All

PURCHASING

C47 Award of Bid No. 09-029 (Stormwater)-Steve's Excavating & Paving, Inc.-for Replacement of Stormwater Pipes at Six Locations throughout the County (\$355,700.00)
Memorandum PU09-176
Recommendation: Approve
Comm. Dist. 3,5

C48 Award of Bid No. 09-016 (Engineering Services)-WDG Construction, Inc.-for Construction of the First Two Lanes of a Four-Lane Roadway on Collier Parkway from Hale Road to Parkway Boulevard in Land O' Lakes (\$4,304,378.00)
Memorandum PU09-197
Recommendation: Approve
Comm. Dist. 2

C49 Correction of Stated Award Amount for Construction of Lane Addition on Bell Lake Road-Overstreet Paving, Inc.-to Correct the Award Amount Stated in Agenda Memorandum No. PU09-161 to \$682,565.58, Which is \$32,532.00 Lower Than Previously Stated Due to a Late Quantity Reduction in Bid Item No. 334-1-12; Executed Contracts Were and Remain Correct
Memorandum PU09-198
Recommendation: Approve
Comm. Dist. 2

C50 Request to Increase Blanket Purchase Order (Facilities Management)-Dade Paper & Bag Company, d/b/a Dade Paper Company-for Paper Products (Paper Towels, Toilet Tissue, Etc.) Used throughout the County (\$33,000.00)
Memorandum PU09-203
Recommendation: Approve
Comm. Dist. All

C51 Request to Increase Blanket Purchase Order (Facilities Management)-Calico Industries, Inc.-for Plastic Trash Can Liners Used throughout the County (\$18,000.00)
Memorandum PU09-204
Recommendation: Approve
Comm. Dist. All

- C52 Award of Bid No. 09-059K (Utilities)-Mainline Supply Co.; Cole Industrial; Pasco Pipe Supply, Inc.; Hayes Pipe Supply, Inc.; HD Supply Waterworks; and Ferguson Waterworks-for Pipe and Fitting Material Necessary for Water Main and Force Main Extensions Along S.R. 54 in Land O' Lakes (\$29,681.26)
Memorandum PU09-205
Recommendation: Approve
Comm. Dist. 2
- C53 Purchase of Equipment and Services (Utilities)-Data Flow Systems, Inc.-to Expand the Utilities Supervisory Control and Data Acquisition (SCADA) System throughout the County (\$415,655.00)
Memorandum PU09-206
Recommendation: Approve
Comm. Dist. All
- C54 Award of Bid No. 09-045K (Utilities)-HACH Company-for the Purchase of Laboratory and Process Control Instruments for the Wesley Center and Southeast Pasco Subregional Wastewater Treatment Plants (\$38,295.73)
Memorandum PU09-207
Recommendation: Approve
Comm. Dist. 1,2
- C55 Award of Bid No. 09-052K (Utilities)-Jim and Slim's Tool Supply of Pasco County, Inc.; Walker Miller Equipment Company, Inc.; Safety Zone Specialists, Inc.; and Safety Products, Inc.-for Various Safety Markings and Devices for Use throughout the County (\$45,892.62)
Memorandum PU09-208
Recommendation: Approve
Comm. Dist. All
- C56 Purchase of Wireless Voice and Data Services (Information Technology)-Verizon Wireless-for Wireless Voice and Data Services Using Favorable Pricing from Available GSA Contracts, Florida State Term Contracts or Other Federal Contracts (\$220,744.80)
Memorandum PU09-213
Recommendation: Approve
Comm. Dist. All

**** END OF CONSENT ****

REGULAR

COMMISSIONER ITEMS

CHAIRMAN MARIANO

R1 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING THE WEEK OF MAY 17-23, 2009, AS EMERGENCY MEDICAL SERVICES WEEK IN PASCO COUNTY.
Memorandum CAO09-4870
Recommendation: Approve
Comm. Dist. All

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

R2 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING THE 16TH ANNUAL LETTER CARRIER FOOD DRIVE ON MAY 9, 2009, AND ENCOURAGING THE CITIZENS OF PASCO COUNTY TO PARTICIPATE IN THIS IMPORTANT EVENT.
Memorandum CAO09-4871
Recommendation: Approve
Comm. Dist. All

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

R3 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING THE WEEK OF MAY 3-9, 2009, AS NATIONAL COUNTY GOVERNMENT WEEK IN PASCO COUNTY.
Memorandum CAO09-4873
Recommendation: Approve
Comm. Dist. All

COMMISSIONER MULIERI MOVED ADOPTION WITH THE CHANGE FROM ENDANGERED LAND TO ENVIRONMENTAL LAND; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

R4 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING THE MONTH OF MAY AS MUSCULAR DYSTROPHY ASSOCIATION'S-FIREFIGHTERS APPRECIATION MONTH IN PASCO COUNTY.
Memorandum CAO09-4874
Recommendation: Approve
Comm. Dist. All

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

VICE CHAIRMAN MULIERI

R5 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING MAY 1, 2009, AS NATIONAL SILVER STAR FAMILY DAY IN PASCO COUNTY, AND HONORING WOUNDED AND ILL MEMBERS OF THE ARMED FORCES.

Memorandum CAO09-4868

Recommendation: Approve

Comm. Dist. All

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

R6 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA,- DECLARING THE MONTH OF MAY AS-OLDER AMERICANS MONTH IN PASCO COUNTY.

Memorandum CAO09-4869

Recommendation: Approve

Comm. Dist. All

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

R7 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CONGRATULATING ROBERT JEANS ON ACHIEVING THE RANK OF EAGLE SCOUT.

Memorandum CAO09-4872

Recommendation: Approve

Comm. Dist. All

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

R8 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING THE MONTH OF MAY AS NATIONAL DRUG COURT AWARENESS MONTH IN PASCO COUNTY.

Memorandum CAO09-4877

Recommendation: Approve

Comm. Dist. All

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

R9 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, OBSERVING MAY 7, 2009, AS THE NATIONAL DAY OF PRAYER IN PASCO COUNTY.
Memorandum CAO09-4878
Recommendation: Approve
Comm. Dist. All

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

R10 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA,- SUPPORTING THE WARRICK DUNN FOUNDATION'S APPLICATION TO BE RECOGNIZED AS AN ELIGIBLE ORGANIZATION FOR THE-"COMMUNITY CONTRIBUTION TAX CREDIT PROGRAM" THROUGH THE STATE OF FLORIDA'S OFFICE OF TOURISM, TRADE AND ECONOMIC DEVELOPMENT.
Memorandum CAO09-4879
Recommendation: Approve
Comm. Dist. All

COMMISSIONER MULIERI MOVED ADOPTION; COMMISSIONER COX SECONDED.

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

EMERGENCY RESOLUTION

CHAIRMAN MARIANO REQUESTED A MOTION TO HEAR FOUR EMERGENCY RESOLUTIONS.

COMMISSIONER MULIERI MOVED TO HEAR THE FOUR EMERGENCY RESOLUTIONS; COMMISSIONER COX SECONDED; MOTION CARRIED.

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA EXPRESSING APPRECIATION TO DIANNA MYERS, DEPUTY CLERK OF THE OFFICE OF THE CLERK & COMPTROLLER, FOR HER OUTSTANDING SERVICES TO PASCO COUNTY

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, RECOGNIZING THE STUDENTS OF THE 2009 GRADUATING CLASS IN THE PASCO COUNTY HEALTH DEPARTMENT DIETETIC INTERNSHIP PROGRAM, AND COMMENDING THEM FOR THEIR OUTSTANDING SERVICE TO THE RESIDENTS OF PASCO COUNTY.

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, DECLARING THE WEEK OF APRIL 26, 2009 THROUGH MAY 2, 2009, AS NATIONAL CRIME VICTIMS' RIGHTS WEEK

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

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, COMMENDING SAMUEL P. STEFFEY, II, FOR THIRTY-ONE (31) YEARS OF DEDICATED SERVICE TO THE CITIZENS OF PASCO COUNTY AND CONGRATULATING HIM ON HIS RETIREMENT

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

**CONSTITUTIONAL OFFICERS
CLERK**

R11 Minutes-Financial Matters-Specific Approvals
Memorandum CO09-190
Recommendation: Approve
Comm. Dist. All

COMMISSIONER SCHRADER MOVED APPROVAL; COMMISSIONER MULIERI AND COMMISSIONER COX SECONDED; MOTION CARRIED.

**COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS
MISCELLANEOUS MATTERS**

R12 PUBLIC-COMMENT--
Memorandum PC09-113
Recommendation: Not Applicable
Comm. Dist. All

MR. JEFF CANNON VOICED CONCERNS REGARDING THE USE OF CANTON AVENUE AND THE BUILDING OF THE NEW SCHOOL IN THE AREA. STAFF WOULD FOLLOW UP.

JUDGE LINDA BABB REQUESTED BOARD SUPPORT FOR THE EDWARD BYRNE MEMORIAL JUSTICE ADMINISTRATION GRANT.

MR. GREG ARMSTRONG THANKED THE BOARD AND MR. GEORGE ROMAGNOLI FOR HIS WORK IN PROMOTING HOME OWNERSHIP IN PASCO COUNTY. HE ALSO COMMENDED HABITAT FOR HUMANITY FOR THEIR INVOLVEMENT IN THE REHAB OF HOMES.

MS. REBECCA RUSSELL-GOOTE SPOKE REGARDING THE HABITAT FOR HUMANITY PROGRAM.

CAPTAIN BRIAN WEIER, SHERIFF'S OFFICE, SPOKE REGARDING THE EDWARD BYRNE MEMORIAL GRANT AND MENTIONED A NEW GRANT THAT MAY BE AVAILABLE.

MR. SAM STEFFEY, GROWTH MANAGEMENT, COMMENDED THE BOARD, MR. GALLAGHER, MS. BAKER, AND MR. PARIKH IN SELECTING MR. RICHARD GEHRING AS HIS REPLACEMENT.

LEGISLATIVE/ADMINISTRATIVE
COUNTY ATTORNEY

R13 Resolution of Necessity-Project No. C2567.03-East Road Realignment (Sherman Road to County Line Road)
Memorandum CAO09-4418
Recommendation: Approve
Comm. Dist. 5

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

MR. STEINSNYDER REQUESTED AN EMERGENCY ITEM BE HEARD.

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

ECONOMIC DEVELOPMENT AGREEMENT BETWEEN PASCO COUNTY AND SOLAR CITY, INC., DBA THE LEVEREDGE

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

COUNTY ADMINISTRATOR

R14 (1:30 P.M. TIME CERTAIN) Mr. Gerald J. Seeber, General Manager-Tampa Bay Water-Update on Agency's Activities During Current Water Shortage
Memorandum CA09M-5050
Recommendation: Not Applicable
Comm. Dist. All

THE ITEM WAS HEARD AT THE 1:30 P.M. PORTION OF THE MEETING.

MR. JERRY SEEBER GAVE A PRESENTATION REGARDING THE REGIONAL WATER SUPPLY AND THE CURRENT WATER SHORTAGE.

THE ITEM WAS FOR INFORMATION ONLY. NO ACTION TAKEN.

R15 (1:30 P.M. TIME CERTAIN) Discussion-Mr. Dave Moore, Executive Director, Southwest Florida Water Management District-RE Current Water Shortage in the Tampa Bay Area
Memorandum CA09M-5049
Recommendation: Not Applicable
Comm. Dist. All

THE ITEM WAS HEARD AT THE 1:30 P.M. PORTION OF THE MEETING.

MR. DAVE MOORE, GAVE A PRESENTATION REGARDING WATER RESTRICTIONS, MONITORING GROUNDWATER USE, GROUNDWATER WITHDRAWALS, RECLAIMED WATER, APPLYING A DROUGHT SURCHARGE FOR HIGH VOLUME USERS, AND OTHER WATER ISSUES.

THE ITEM WAS FOR INFORMATION ONLY. NO ACTION TAKEN.

DEVELOPMENT SERVICES BRANCH

ENGINEERING SERVICES - ENVIRONMENTAL LANDS ACQUISITION

R16 Acquisition List Addition-Fussell Property-Environmental Lands Acquisition
Memorandum ELA09-010
Recommendation: Approve
Comm. Dist. 2

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

ENGINEERING SERVICES - PROJECT MANAGEMENT

R17 Task Order No. EDO00-003, Pond Siting Report-Pitman Hartenstein and Associates, Inc., Engineers-Zephyrhills West Bypass Extension (S.R. 54 to C.R. 579)
Memorandum PMA09-086
Recommendation: Approve
Comm. Dist. 1,2

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

R18 Notice of Plans and Estimated Costs for-Special Assessments for Sunlake Boulevard Assessment District-Projects 1 and 2
Memorandum PMA09-095
Recommendation: Approve
Comm. Dist. 2

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

OFFICE OF MANAGEMENT AND BUDGET
COMMUNITY DEVELOPMENT

R19 Use of Homeless Prevention Fund-Department of Housing and Urban Development-to House the Homeless and Those At Risk of Homelessness
Memorandum CD09-262
Recommendation: Approve
Comm. Dist. All

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

R20 State Housing Initiatives Partnership Program Local Housing Assistance Plan 2009-10-Florida Housing Finance Corporation-to Create Affordable Housing
Memorandum CD09-263
Recommendation: Approve
Comm. Dist. All

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

OFFICE OF MANAGEMENT AND BUDGET

R21 FY 2009 Grant Application-Sheriff's Office-Edward Byrne Memorial Justice Assistance Grant (JAG) Application (\$594,664.00)
Memorandum OMB09-9167
Recommendation: Approve
Comm. Dist. All

COMMISSIONER COX MOVED APPROVAL OF STAFF'S CHANGE TO THEIR RECOMMENDATION THAT THE GRANT BE AWARDED TO THE COURT SYSTEM FOR THE ADULT DRUG COURT PROGRAM; COMMISSIONER SCHRADER, COMMISSIONER MULIERI AND COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

R22 Grant Application-Sheriff's Office-Recovery Act: Edward Byrne Memorial Competitive Grant, Pasco Sheriff's Office Support Personnel Grant, Communications Dispatchers (\$494,273)
Memorandum OMB09-9174
Recommendation: Approve
Comm. Dist. All

COMMISSIONER MULIERI MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THAT THERE WOULD BE NO GUARANTEE THAT THE POSITIONS WOULD BE PICKED UP BY THE COUNTY AT THE END OF THE GRANT PERIOD; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

R23 Grant Application-Sheriff's Office-Recovery Act: Edward Byrne Memorial Competitive Grant Program-Pasco Sheriff's Office Support Personnel Grant-Criminal Analyst \$194,940
Memorandum OMB09-9175
Recommendation: Approve
Comm. Dist. All

COMMISSIONER COX MOVED APPROVAL OF STAFF'S RECOMMENDATION TO INCLUDE THAT THERE WOULD BE NO GUARANTEE THAT THE POSITIONS WOULD BE PICKED UP BY THE COUNTY AT THE END OF THE GRANT PERIOD; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

R24 COMMITTEE REPORTS-AND-MISCELLANEOUS OLD BUSINESS
Memorandum BCCA09-127
Recommendation: Not Applicable
Comm. Dist. All

DISTRICT ONE – COMMISSIONER SCHRADER

COMMISSIONER SCHRADER UPDATED THE BOARD REGARDING THE STATE FAIR'S REQUEST FOR ADDITIONAL DAYS. HE STATED THE FLORIDA DEPARTMENT OF AGRICULTURAL HAD DENIED THE REQUEST.

COMMISSIONER SCHRADER SAID AT THE LAST MEETING HE HAD BOUGHT UP FOR DISCUSSION THE 100 YEAR ANNIVERSARY OF THE CONSTRUCTION OF THE HISTORIC COURTHOUSE. HE DISTRIBUTED COPIES TO THE BOARD OF MINUTES DATED 1909 THAT THE CLERK'S OFFICE HAD RESEARCHED RELATIVE TO THE HISTORIC COURTHOUSE.

COMMISSIONER SCHRADER REPORTED HE MET WITH DOT TO DISCUSS SOME OF THE STATE ROAD 52/I-75 IMPROVEMENTS. HE SPOKE REGARDING POSSIBLE WILDLIFE ACCESS UNDERNEATH THE INTERSTATE AND REQUESTED INFORMATION BE FORWARDED TO THE DOT TO TAKE THE WILDLIFE CROSSINGS INTO CONSIDERATION AS PLANS FOR THE IMPROVEMENTS WERE MADE.

STAFF WAS DIRECTED TO PREPARE A LETTER TO BE FORWARDED TO DOT REGARDING THE ISSUE AND TO ALSO PLACE THE ITEM ON THE MPO AGENDA.

DISTRICT TWO – COMMISSIONER MULIERI

NO ITEMS.

DISTRICT THREE – COMMISSIONER HILDEBRAND

NO ITEMS.

DISTRICT FOUR – COMMISSIONER COX

COMMISSIONER COX STATED THAT HE HAD RECEIVED A REQUEST FROM MOSQUITO CONTROL ASKING COUNTY STAFF TO OFFER CPR TRAINING AND TRAINING FOR THE OPERATION OF THE DEFIBRILLATORS.

MR. DAN JOHNSON EXPLAINED THE TRAINING WAS NORMALLY PERFORMED BY STAFF AND INVOLVED OVERTIME.

COMMISSIONER COX COMPLIMENTED MR. PARIKH REGARDING THE GUARDRAIL REPAIR ON STARKEY BOULEVARD.

COMMISSIONER COX LED EXTENSIVE DISCUSSION CONCERNING THE GRANT APPLICATION FOR THE SHERIFF TO APPLY FOR STIMULUS MONIES AND THE NEED FOR THE COUNTY TO HAVE THE MOST FLEXIBILITY POSSIBLE TO UTILIZE THE GRANT.

COMMISSIONER COX MOVED FOR STAFF TO DRAFT A LETTER TO THE SHERIFF BASED UPON MR. NURRENBROCK'S SUGGESTION TO DIRECT THE SHERIFF TO MODIFY THE GRANT APPLICATION TO REFLECT REQUIRES WHICH WOULD ALLOW THE COUNTY THE MAXIMUM FLEXIBILITY; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED WITH COMMISSIONER MULIERI VOTING NAY.

DISTRICT FIVE – CHAIRMAN MARIANO

CHAIRMAN MARIANO SPOKE REGARDING THE UNITED WAY AND LED DISCUSSION REGARDING THE NEED TO REVIEW GRANT OPPORTUNITIES AND FEDERAL MATCHES TO MAXIMIZE THEIR DOLLARS.

CHAIRMAN MARIANO SPOKE REGARDING THE FGUA AND RATE INCREASES. HE REQUESTED FGUA DISTRIBUTE A LETTER SHOWING WHAT THE RATES WOULD HAVE BEEN UNDER ALOHA UTILITIES AND WHAT THE RATES ACTUALLY WERE UNDER FGUA. HE NOTED THE RATES WERE HIGHER THAN THEY PREVIOUSLY WERE, BUT WERE LOWER THAN WHAT THE RATES WOULD HAVE BEEN. HE SAID THE RATES WERE APPROVED BY THE PSC.

MS. BAKER STATED FGUA HAD PREPARED TWO PUBLIC EDUCATION PIECES THAT WOULD BE MAILED TO RESIDENTS WHICH OUTLINED THE CAPITAL IMPROVEMENT PLAN. SHE RECOMMENDED REFERRING ANY QUESTIONS FROM CITIZENS TO THE FGUA CUSTOMER SERVICE STAFF WHO COULD BETTER ANSWER DETAILED QUESTIONS. SHE NOTED THE COMMITTEE FOR "BETTER WATER NOW" WAS WILLING TO GO TO ASSOCIATION MEETINGS TO ADDRESS THE ISSUE.

CHAIRMAN MARIANO SPOKE REGARDING THE CONDITIONAL USE THAT WAS APPROVED FOR WIREGRASS AND THE JAZZ FESTIVAL THAT HE ATTENDED THERE RECENTLY. HE ASKED WHAT COULD BE DONE TO ASSIST SIMILAR SPECIAL EVENTS.

MS. ZAMPETTI SPOKE REGARDING THE CODE REQUIREMENTS AND EXPLAINED A PROVISION COULD BE ADDED INTO THE CODE TO ADDRESS THAT TYPE OF USE.

COUNTY ATTORNEY

MR. STEINSNYDER UPDATED THE BOARD REGARDING ADDISON V. CITY OF TAMPA WHERE THE COUNTY WAS A CLASS ACTION DEFENDANT ALONG WITH THE CITY OF TAMPA AND HILLSBOROUGH COUNTY FOR OCCUPATIONAL FEES. HE EXPLAINED THE CIRCUIT COURT JUDGE DID DECERTIFY THE CLASS WHICH MEANT PASCO COUNTY WAS OUT OF THE CHALLENGE TO THE OCCUPATIONAL LICENSE FEES.

MR. STEINSNYDER UPDATED THE BOARD REGARDING THE FERC GAS PIPELINE CASE AND EXPLAINED THE APRIL 17TH ORDER CONCERNING THE ENVIRONMENTAL IMPACT STATEMENT FROM FERC HAD BEEN RECEIVED BY BOTH GROWTH MANAGEMENT AND THE COUNTY ATTORNEY'S OFFICE.

COUNTY ADMINISTRATOR

EMERGENCY ITEM

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

REQUEST FOR REDUCTION OF LIEN –
OWNERS: KIMBERLY AND PAUL DOUKAS
ADDRESS: 10906 FILLMORE AVENUE, NEW PORT RICHEY, FL 34668-2162
PARCEL ID NO. 16-25-16-0020-00000-3130
COMM. DISTRICT 5

COMMISSIONER COX MOVED APPROVAL OF STAFF'S RECOMMENDATION, WHICH WAS TO APPROVE A REDUCTION IN THE LIEN AMOUNT TO \$2,700.00, AUTHORIZE COUNTY STAFF TO SIGN A SATISFACTION OF LIEN, WHICH WAS CONTINGENT UPON PAYMENT BEING RECEIVED WITHIN 30 DAYS; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

MR. GALLAGHER NOTED THE GROUNDBREAKING CEREMONY FOR THE NEW ANIMAL CONTROL SHELTER WOULD BE HELD BEFORE THE DADE CITY BOARD MEETING ON MAY 12, 2009, AT 8:30 A.M.

CLERK TO THE BOARD

NO ITEMS.

NOTED ITEMS

AGENDAS/MINUTES AGENDA ITEMS R25 THROUGH R49 WERE NOTED

R25 Minutes of a Meeting Dated September 19, 2008-Williamsburg MSTU Advisory Board-Discuss MSTU Concerns
Memorandum NI09-304
Recommendation: Receive and File
Comm. Dist. 2

THE ITEM WAS NOTED.

R26 Minutes-Williamsburg MSTU Advisory Board-February 5, 2009, Meeting to Discuss MSTU Concerns
Memorandum NI09-305
Recommendation: Receive and File
Comm. Dist. 2

THE ITEM WAS NOTED.

R27 Minutes-Pasco Economic Development Council-February 25, 2009, Meeting
Memorandum NI09-320
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R28 Annotated Agenda-Board of County Commissioners-April 7, 2009, Meeting
Memorandum NI09-321
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R29 Minutes-Lake Bernadette Community Development District-November 25, 2008, Meeting
Memorandum NI09-324
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R30 Minutes-Development Review Committee-October 11, 2007, Meeting
Memorandum NI09-329
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R31 Minutes-Development Review Committee-November 29, 2007, Meeting
Memorandum NI09-330
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R32 Minutes-Development Review Committee-December 6, 2007, Meeting
Memorandum NI09-331
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R33 Minutes-Transportation Disadvantaged Local Coordinating Board-November 29, 2007, Meeting
Memorandum NI09-332
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R34 Minutes-Development Review Committee-January 31, 2008, Special Meeting
Memorandum NI09-334
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R35 Minutes-Development Review Committee-February 14, 2008, Meeting
Memorandum NI09-335
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R36 Minutes-Development Review Committee-January 24, 2008, Meeting
Memorandum NI09-336
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R37 Minutes-Transportation Disadvantaged Local Coordinating Board-April 24, 2008, Meeting
Memorandum NI09-337
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R38 Minutes-Public Safety Coordinating Council-December 5, 2008, Meeting
Memorandum NI09-338
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R39 Minutes-Tourist Development Council-July 16, 2008, Meeting
Memorandum NI09-339
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

MISCELLANEOUS

R40 Equal Employment Opportunity/Affirmative Action Policy-Pasco County Public Transportation-Required
Every Three Years
Memorandum NI09-314
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R41 Letter Dated April 2, 2009-Bright House Networks-RE Services Delivered on Switched Digital Video
System
Memorandum NI09-322
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R42 Letter from the Office of Paula S. O'Neil, Clerk & Comptroller, to the District School Board of Pasco County Dated March 24, 2009-RE School Impact Fees Quarterly Interest Payment-Net Interest for First Quarter Ending December 31, 2008, is Minus (\$2,744.38)
Memorandum NI09-323
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R43 Letter Dated March 23, 2009, from Pasco County Facilities Management Department-to Spring Engineering, Inc./Bandes Construction Company, Inc.-RE Notice to Proceed with Construction, Pasco County Regional Hurricane Shelter
Memorandum NI09-325
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R44 Emergency Motion for Temporary Injunction-Filed with Clerk's Office-Daniel Callaghan, Pro Se, v. Pasco County Sheriff
Memorandum NI09-326
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R45 Letter Dated March 30, 2009-Florida Department of Health-RE Second Amendment to FY 2008-09 Contract
Memorandum NI09-327
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R46 Letter Dated March 25, 2009-Bright House Networks-RE Changes to Channel Line-Up
Memorandum NI09-328
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R47 Letter Dated March 31, 2009-Bright House Networks-RE Delay of NESN
Memorandum NI09-333
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R48 Ash Recycling Information-Waste-to-Energy Facility-Information Only Item
Memorandum UT09-476
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

R49 Attendance Report-Planning Commission-January 2009 through March 2009
Memorandum ZN09-233
Recommendation: Receive and File
Comm. Dist. All

THE ITEM WAS NOTED.

THE BOARD RECESSED AT 12:01 P.M. AND RECONVENED AT 1:32 P.M. ALL BOARD MEMBERS WERE PRESENT.

PUBLIC HEARINGS

PUBLIC HEARINGS AT 1.30 PM

PROPOSED ORDINANCES

P1 AN ORDINANCE BY THE PASCO COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE TO CHANGE AND CLARIFY THE APPLICABILITY OF THE COUNTY'S CURRENT REGULATIONS CONCERNING THE USE OF DUMPSTERS ON RESIDENTIALLY-ZONED PROPERTIES; ALLOWING RESIDENTIAL PROPERTIES IN A-R, AR-1, AR-5, AR5-MH, E-R, ER-2, A-C, AND AC-1 ZONING DISTRICTS THAT ARE MORE THAN 1 ACRE, OR WHICH THE PASCO COUNTY-PROPERTY APPRAISER HAS CLASSIFIED AS BONA FIDE AGRICULTURAL LAND UNDER THE AGRICULTURAL ASSESSMENT PROVISIONS OF F.S. 193.461, TO USE DUMPSTERS OF 8 CUBIC YARDS OR SMALLER AS THE PRIMARY METHOD OF GARBAGE COLLECTION AND TO USE DUMPSTERS LARGER THAN 8 CUBIC YARDS ON A TEMPORARY BASIS;-EXEMPTING PROPERTIES THAT ARE FIVE ACRES OR LARGER IN A-R AND A-C ZONING DISTRICTS FROM THE COUNTY'S CURRENT REGULATIONS REGARDING DUMPSTERS; ALLOWING THE USE OF DUMPSTERS ON ALL OTHER RESIDENTIALLY-ZONED PROPERTIES ONLY ON A TEMPORARY BASIS AND SUBJECT TO THE COUNTY'S CURRENT REGULATIONS; PROVIDING FOR APPLICABILITY, REPEALER, SEVERABILITY, INCLUSION INTO THE CODE, AND AN EFFECTIVE DATE.

Memorandum CAO09-0807
Recommendation: Approve
Comm. Dist. All

**COMMISSIONER COX MOVED ADOPTION; COMMISSIONER HILDEBRAND SECONDED;
MOTION CARRIED UNANIMOUSLY BY A ROLL CALL VOTE.**

P2 AN ORDINANCE AMENDING ORDINANCE NO 89-13, ADOPTING THE PASCO COUNTY COMPREHENSIVE PLAN, AS AMENDED; PROVIDING A REMEDIAL COMPREHENSIVE PLAN-AMENDMENT TO CHAPTER 4, COASTAL MANAGEMENT ELEMENT, AMENDING POLICY 3.1.8; PURSUANT TO A PARTIAL STIPULATED SETTLEMENT AGREEMENT PERTAINING TO A CHALLENGE TO THE BIENNIAL 08-02(8) AMENDMENT,-ORDINANCE NO. 08-36; PROVIDING FOR A REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

Memorandum CAO09-2404
Recommendation: Approve
Comm. Dist. All

**COMMISSIONER MULIERI MOVED ADOPTION; COMMISSIONER HILDEBRAND SECONDED;
MOTION CARRIED UNANIMOUSLY BY A ROLL CALL VOTE.**

PUBLIC HEARINGS

P3 LPA Small-Scale Comprehensive Plan Amendment CPAS08(09) Trinity Communities-Applicant: Adam Smith Enterprises, Inc., and Seven Eagles Airport, Inc.-from IL (Industrial Light) to COM (Commercial), Located in Southwest Pasco
Memorandum GM09-207
Recommendation: Denial
Comm. Dist. 3

**SITTING AS THE LPA, COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATE NUMBER TWO; COMMISSIONER MULIERI SECONDED;
MOTION CARRIED WITH COMMISSIONER SCHRADER VOTING NAY.**

REZONINGS

MS. O'NEIL NOTED PROOF OF PUBLICATION.

MR. STEINSNYDER READ THE PROCEDURES THAT WOULD BE FOLLOWED.

MS. O'NEIL SWORE IN THOSE WHO PLANNED ON PRESENTING TESTIMONY.

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

- P4 ZONING PETITION (Consent)-Goodforest, LLC, et al./The Shops at Wiregrass -for the Sale of Alcoholic Beverages (2COP) in a C-2 General Commercial District; BCC 4/21/09, 1:30 p.m., NPR Memorandum ZN09-CU14
Recommendation: Approval with conditions
Comm. Dist. 2

THE ITEM WAS APPROVED AS PART OF THE CONSENT AGENDA.

- P5 ZONING PETITION (Consent)-Longleaf Town Center, Inc./Lonzalo's Pizzeria-for the Sale of Alcoholic Beverages (2COP) in an MPUD; BCC 4/21/09, 1:30 p.m., NPR Memorandum ZN09-CU10
Recommendation: Approval with conditions
Comm. Dist. 3

THE ITEM WAS APPROVED AS PART OF THE CONSENT AGENDA.

- P6 ZONING PETITION (Consent)-Paul and Michelle Enterprises, Inc./7-11 Store No. 39118-for the Sale of Alcoholic Beverages (2APS) in an I-1 Light Industrial Park District; BCC 4/21/09, 1:30 p.m., NPR Memorandum ZN09-CU12
Recommendation: Approval with conditions
Comm. Dist. 3

THE ITEM WAS APPROVED AS PART OF THE CONSENT AGENDA.

- P7 ZONING PETITION (Regular)-Staff Initiated for Golden Acres, Unit 15, et al.-from a PUD Planned Unit Development District to an E-R Estate-Residential District; BCC 4/21/09, 1:30 p.m., NPR Memorandum ZN09-6846
Recommendation: Continuance Requested
Comm. Dist. 4

COMMISSIONER MULIERI MOVED TO CONTINUE TO MAY 27, 2009, 1:30 P.M., NEW PORT RICHEY; COMMISSIONER COX SECONDED; MOTION CARRIED.

- P8 ZONING PETITION (Consent)-13911 Old Dixie Highway, LLC-from C-1 Neighborhood Commercial District to a C-2 General Commercial District; BCC 4/21/09, 1:30 p.m., NPR Memorandum ZN09-6852
Recommendation: Approve
Comm. Dist. 5

THE ITEM WAS APPROVED AS PART OF THE CONSENT AGENDA.

- P9 ZONING PETITION (Consent)-Menna Pasco, LLC/Homewood Suites-for the Sale of Alcoholic Beverages (4COP-S) in a C-2 General Commercial District; BCC 4/21/09, 1:30 p.m., NPR
Memorandum ZN09-CU13C
Recommendation: Approval with conditions
Comm. Dist. 5

THE ITEM WAS APPROVED AS PART OF THE CONSENT AGENDA.

- P10 Partial Stipulated Settlement Agreement-Florida Department of Community Affairs v. Pasco County-
Pertaining to Biannual Comprehensive Plan Amendments
Memorandum CAO09-2403
Recommendation: Approve
Comm. Dist. All

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

- P11 Appeal-Rae Ann Saks-the Applicant is Requesting an Appeal of the Planning Commission Decision of
10/8/08 Denying the Applicant's Request for a Special Exception for a Kennel in an A-R Agricultural-
Residential District; BCC 4/21/09, 1:30 p.m., NPR (Cont. from 2/24/09)
Memorandum PCA08-05
Recommendation: Approval with conditions
Comm. Dist. 4

**COMMISSIONER COX MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATIVE
NUMBER ONE TO INCLUDE THAT THE TOTAL NUMBER OF 50 CATS WOULD ALSO INCLUDE
KITTENS; COMMISSIONER MULIERI SECONDED; MOTION CARRIED WITH CHAIRMAN
MARIANO VOTING NAY.**

- P12 Rochelle Avenue #2, PVAS No. 969, Single Public Hearing-BCC-Single Public Hearing on the Rochelle
Avenue Paving Assessment Project for Approval
Memorandum PMA09-033
Recommendation: Approve
Comm. Dist. 3

**COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE PICTURES PRESENTED BY MR.
GERALD BARTON; COMMISSIONER COX SECONDED; MOTION CARRIED.**

**COMMISSIONER HILDEBRAND MOVED APPROVAL OF STAFF'S RECOMMENDATION AND TO
LOWER THE RATE TO THE CURRENT RATE OF 4.25 PERCENT WHICH WAS APPROVED BY
THE BOARD TWO WEEKS AGO; AND TO INCLUDE MR. STEVE BOOTH'S REQUEST
REGARDING LOWERING HIS CLIENT'S ASSESSMENT; COMMISSIONER COX SECONDED;
MOTION CARRIED.**

RECESS

THE BOARD RECESSED AT 3:21 P.M. AND RECONVENED AT 3:33 P.M. ALL BOARD MEMBERS WERE PRESENT.

ADJOURN

P13 -----

Memorandum ADJ09-113
Recommendation: Not Applicable
Comm. Dist. All

THE BOARD ADJOURNED AT 4:59 P.M.

PREPARED BY:CMS