

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

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

JANUARY 6, 2009

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

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 } MS. PAULA S. O'NEIL, CLERK & COMPTROLLER

**SWEARING IN OF BRIAN E. CORLEY, SUPERVISOR OF ELECTIONS
JUDGE WILLIAM SESTAK ADMINISTERED THE OATH OF OFFICE TO BRIAN CORLEY,
SUPERVISOR OF ELECTIONS.**

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

CONSENT

**AGENDA ITEM C 32 WAS PULLED FROM THE CONSENT AGENDA AND AGENDA ITEM C 52 WAS
MOVED TO THE REGULAR AGENDA.**

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

CONSTITUTIONAL OFFICERS

CLERK

C1 Amended Excess Fees Report-Clerk of the Circuit Court-Year Ending September 30, 2008
Memorandum CO09-154
Recommendation: Receive and File
Comm. Dist. All

MINUTES - APPROVAL

C2 Minutes-Board of County Commissioners-October 14, 2008, Workshop
Memorandum CO09-149
Recommendation: Approve
Comm. Dist. All

C3 Minutes-Board of County Commissioners-October 21, 2008, Regular Meeting/Rezoning
Memorandum CO09-150
Recommendation: Approve
Comm. Dist. All

C4 Minutes-Board of County Commissioners-November 5, 2008, Regular Meeting/Rezoning
Memorandum CO09-151
Recommendation: Approve
Comm. Dist. All

MINUTES - DISTRIBUTION

C5 Minutes-Board of County Commissioners-September 8, 2008, Regular Meeting/Rezoning
Memorandum CO09-152
Recommendation: Receive and File
Comm. Dist. All

C6 Minutes-Board of County Commissioners-December 2, 2008, Regular Meeting/Rezoning
Memorandum CO09-153
Recommendation: Receive and File
Comm. Dist. All

FINANCIAL MATTERS

- C7 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 CO09-147
Recommendation: Approve
Comm. Dist. All

**LEGISLATIVE/ADMINISTRATIVE
COUNTY ATTORNEY**

- C8 Request for Funding for County's Participation in the Criminal Conflict and Regional Civil Counsel Litigation; Approval to Participate in the Litigation was Granted by the Board on May 27, 2008-Pasco County Joined Other Counties and County Organizations in this Litigation Challenging the Constitutionality of Those Portions of Laws Which Require Florida's Counties to Fund the Non-Staff Operational Costs Associated with the Criminal Conflict and Civil Regional Counsel Offices-the Funding is for Use in Paying Pasco County's Pro Rata Share of the Litigation Expenses
Memorandum CAO09-0019
Recommendation: Approve
Comm. Dist. All

COUNTY ADMINISTRATION - TOURISM DEVELOPMENT

- C9 Renewal Agreement with Cision for MediaSource Research (\$2,895.00)-Cision US, Inc.-Renew Agreement with Cision
Memorandum TD09-009
Recommendation: Approve
Comm. Dist. All
- C10 Ad Agreement for Visit Florida e-Magazine Florida Resident Getaway, March 2009 (\$750.00)-Miles Media Group, LLLP-to Promote Pasco County's Ride for Humanity/Orange Blossom Special BBQ
Memorandum TD09-010
Recommendation: Approve
Comm. Dist. All

DEVELOPMENT SERVICES BRANCH
ENGINEERING SERVICES - ENGINEERING INSPECTIONS

- C11 Release Performance Guarantee (\$4,537.75) and Accept Maintenance Guarantee (\$2,500.00)-
Withlacoochee River Electric Cooperative, Inc.-Gray Fox Lane Restoration
Memorandum ENIA09-041
Recommendation: Approve
Comm. Dist. 4
- C12 Release Performance Guarantee (Whitney Bank) (\$150,762.50) and Accept Reduced Performance
Guarantee (Jefferson Bank) (\$50,000.00)-H.F.D.F. Holding Company, Ltd.-Reserve at Meadow Oaks,
Unit 1, Parcel G
Memorandum ENIA09-050
Recommendation: Approve
Comm. Dist. 2
- C13 Accept the Maintenance Guarantee (\$4,288.23)-Pasco Reserve, Inc.-MacArthur Avenue and Grand
Central Avenue Right-of-Way Improvements
Memorandum ENIA09-055
Recommendation: Approve
Comm. Dist. 3
- C14 Release Performance Guarantee (\$105,740.75) and Accept Maintenance Guarantee (\$12,688.89)-
Adam Smith Enterprises, Inc.-Mitchell Boulevard at Welbuilt Boulevard
Memorandum ENIA09-057
Recommendation: Approve
Comm. Dist. 3
- C15 Release Maintenance Guarantee (\$32,538.16) and Accept the Right-of-Way Improvements for County
Maintenance-The Ryland Group, Inc.-Ventana Townhomes at Waters Edge (Moon Lake Road
Improvements)
Memorandum ENIA09-059
Recommendation: Approve
Comm. Dist. 4

- C16 Release Maintenance Guarantee (\$296,911.20) and Accept the Streets and Stormwater System for County Maintenance-The Hogan Group-Northpointe Parkway (X9933.00)
Memorandum ENIA09-060
Recommendation: Approve
Comm. Dist. 2

ENGINEERING SERVICES - ENVIRONMENTAL LANDS ACQUISITION

- C17 Security Agreement for Mobile Home Site-Upper Pithlachascotee River Preserve-Security Agreement
Memorandum ELA09-006
Recommendation: Approve
Comm. Dist. 2

ENGINEERING SERVICES - PROJECT MANAGEMENT

- C18 Ardsley Lane, PVAS No. 841, Set Assessment-BCC-Setting the Final Assessment Roll for Paving Completed on Ardsley Lane
Memorandum PMA09-015
Recommendation: Approve
Comm. Dist. 3

- C19 Task Order No. EDO09-004 (\$44,383.00)-Florida Design Consultants, Inc.-Mile Stretch Drive and Arcadia Road Intersection Signalization and Turn-Lane Addition
Memorandum PMA09-054
Recommendation: Approve
Comm. Dist. 3

ENGINEERING SERVICES - REAL ESTATE

- C20 Agreement for Sale and Purchase of Interest in Property (\$201,160.00 Total)-William Goodman-Lake Patience, C0753.00, Parcel 117, Section 13, Township 26 South, Range 18 East
Memorandum REA09-033
Recommendation: Approve
Comm. Dist. 2

- C21 Resolution Canceling Taxes-William D. and Donna J. Rowe-Centennial Road Intersection, X9853.00, Parcel 100, Section 14, Township 25 South, Range 21 East
Memorandum REA09-048
Recommendation: Approve
Comm. Dist. 1

- C22 Resolution Canceling Taxes-Dorman Layton Swain-Main Street, C10004.00, Parcel 124, Section 04, Township 26 South, Range 26 East
Memorandum REA09-054
Recommendation: Approve
Comm. Dist. 4
- C23 Resolution Canceling Taxes-Kristian N. Daniels-Main Street, Project No. C10004.00, Parcel 122, Section 04, Township 26 South, Range 16 East
Memorandum REA09-055
Recommendation: Approve
Comm. Dist. 4
- C24 Recording of Warranty Deed and Resolution Canceling Taxes-JCT Development, LLC-Wesley Hills Professional Center, DR08-708, Section 17, Township 26 South, Range 21 East, Dedication of Right-of-Way
Memorandum REA09-056
Recommendation: Approve
Comm. Dist. 2
- C25 Recording of Perpetual Easement, Subordination of Encumbrance, and Resolution Canceling Taxes-One-U-Store, LLC-Embassy Boulevard, DR07-247, Section 21, Township 25 South, Range 16 East
Memorandum REA09-058
Recommendation: Approve
Comm. Dist. 4
- C26 Resolution to Cancel Taxes-SAR Holdings/Wellington Capital Corp.-S.R. 54 Project No. C3330.27
Memorandum REA09-060
Recommendation: Approve
Comm. Dist. 1,2
- C27 Recording of Warranty Deed and Resolution Canceling Taxes-Swedberg Enterprises, Inc.-S.R. 52, DR08-248, Section 10, Township 25 South, Range 17 East
Memorandum REA09-062
Recommendation: Approve
Comm. Dist. 4

- C28 Recording of Warranty Deed, Partial Release of Mortgage, and Resolution Canceling Taxes-54 West Capital, LLC-Wesley Chapel and I-75, DR08-286, Section 12, Township 26 South, Range 19 East
Memorandum REA09-063
Recommendation: Approve
Comm. Dist. 1
- C29 Recording of Warranty Deed, Partial Release of Mortgage, and Resolution Canceling Taxes-Wilderness Commons Commercial Center, Inc.-DR07-1934, Section 35, Township 25 South, Range 18 East
Memorandum REA09-064
Recommendation: Approve
Comm. Dist. 2
- C30 Recording of Warranty Deed and Resolution Canceling Taxes-DDR Southeast Meadow Point, LLC-C.R. 581, DR07-918, Section 21, Township 26 South, Range 20 East, Dedication of Right-of-Way
Memorandum REA09-065
Recommendation: Approve
Comm. Dist. 2
- C31 Agreement for Sale and Purchase of Interest in Property (\$42,066.25)-Estate of Michael W. Donaldson-Moon Lake Road, C9528.00, Parcel 327, Section 20, Township 25 South, Range 17 East
Memorandum REA09-066
Recommendation: Approve
Comm. Dist. 4

PULLED BY THE COUNTY ADMINISTRATOR

- C32 Agreement for Sale and Purchase of Interest in Property (\$231,450.00 Total)-Sheryl E. Kiroff-Moon Lake Road, C9528.00, Parcel 118, Section 09, Township 25 South, Range 17 East
Memorandum REA09-069
Recommendation: Approve
Comm. Dist. 4

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO JANUARY 27, 2009; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

- C33 Agreement for Sale and Purchase of Interest in Property (\$6,037.88 Total)-Carol Ann and John Mark Mitchell-S.R. 54 (C.R. 581 to C.R. 577), C3330.27, Parcel 227, Section 09, Township 26 South, Range 20 East
Memorandum REA09-070
Recommendation: Approve
Comm. Dist. 1

- C34 Agreement for Sale and Purchase of Interest in Property (\$1,159,300.00 Total)-Wash on Curlew, Inc.-Perrine Ranch Road and Seven Springs Boulevard, C0747.02, Parcels 109, 109.1, and 709, Section 27, Township 26 South, Range 16 East
Memorandum REA09-076
Recommendation: Approve
Comm. Dist. 3

ENGINEERING SERVICES - STORMWATER MANAGEMENT

- C35 Change Order to Task Order No. EDO07-005 (Time Extension)-Ardaman & Associates, Inc.-Duck Slough Best Management Practices Engineering
Memorandum SMA09-002
Recommendation: Approve
Comm. Dist. 3
- C36 Agreement for Professional Stormwater Engineering Services-Camp Dresser & McKee, Inc.-Design and Permit Projects
Memorandum SMA09-014
Recommendation: Approve
Comm. Dist. All
- C37 Agreement for Professional Stormwater Engineering Services-URS Corporation Southern-Design and Permit Projects
Memorandum SMA09-015
Recommendation: Approve
Comm. Dist. All
- C38 Agreement for Professional Stormwater Engineering Services-Florida Design Consultants, Inc.-Design and Permit Projects
Memorandum SMA09-016
Recommendation: Approve
Comm. Dist. All
- C39 Agreement for Professional Stormwater Engineering Services-Coastal Design Consultants, Inc.-Design and Permit Projects
Memorandum SMA09-017
Recommendation: Approve
Comm. Dist. All

- C40 Agreement for Professional Stormwater Engineering Services-Halcrow, Inc.-Design and Permit Projects
Memorandum SMA09-018
Recommendation: Approve
Comm. Dist. All
- C41 Agreement for Professional Stormwater Engineering Services-Dyer, Riddle, Mills, and Precourt, Inc.-
Design and Permit Projects
Memorandum SMA09-019
Recommendation: Approve
Comm. Dist. All
- C42 Agreement for Professional Stormwater Engineering Services-Baskerville-Donovan, Inc.-Design and
Permit Projects
Memorandum SMA09-022
Recommendation: Approve
Comm. Dist. All
- C43 Agreement for Professional Stormwater Engineering Services-Land & Water Engineering Science, Inc.-
Design and Permit Projects
Memorandum SMA09-023
Recommendation: Approve
Comm. Dist. All

ENGINEERING SERVICES - SURVEY

- C44 Plat: Drake Estates Subdivision-King Design and Build, Inc., and Harold Winsett-Platting Drake Estates
Subdivision with Maintenance Guarantee (\$22,699.05)/Section 26, Township 24 South, Range 20
East/Record Plat
Memorandum SA09-002
Recommendation: Approve
Comm. Dist. 1
- C45 Tampa Bay Golf and Tennis Club, Phase VI Plat-Tousa Homes Florida, L.P.-Platting Tampa Bay Golf
and Tennis Club, Phase VI, with Construction Complete/Sections 17 and 20, Township 25 South,
Range 20 East/Record Plat
Memorandum SA09-006
Recommendation: Approve
Comm. Dist. 1

ENGINEERING SERVICES - TRAFFIC OPERATIONS

- C46 Correction to Award of Bid for Installation of Traffic Signals-Southwest Signal, Inc.-Correction to Account Number for C.R. 54/Progress Parkway
Memorandum TR09-0296
Recommendation: Approve
Comm. Dist. 2,4,5

GROWTH MANAGEMENT

- C47 Task Order No. EDO08-10 (\$14,399.00)-Tindale-Oliver & Associates, Inc.-for Analysis of Cumulative Transportation Impacts and Financial Feasibility of 08-02 Large-Scale Comprehensive Plan Amendments Payment for Optional Task (Responses to ORC Report)
Memorandum GM09-109
Recommendation: Approve
Comm. Dist. All

ZONING/CODE COMPLIANCE

- C48 Lien Resolution-Okwndih Ahiligwo, Owner of Record-Property Maintenance Ordinance (Section 42-1), BCC 1/6/09, 10:00 a.m., DC
Memorandum CC09-010
Recommendation: Approve
Comm. Dist. 5
- C49 Lien Resolutions-Variou Property Owners-Property Maintenance Ordinance (Section 42-1), BCC 1/6/09, 10:00 a.m., DC
Memorandum CC09-013
Recommendation: Approve
Comm. Dist. All
- C50 Lien Resolutions-Several Property Owners-Property Maintenance Ordinance (Section 42-1), BCC 1/6/09, 10:00 a.m., DC
Memorandum CC09-015
Recommendation: Approve
Comm. Dist. All

PUBLIC SERVICES BRANCH

PUBLIC SERVICES

- C51 Law Enforcement Capital Master Plan-Wade Trim, Inc.-Impact Fee Modification, Scope of Services, Task Order No. 11
Memorandum PS09-003
Recommendation: Approve
Comm. Dist. All

MOVED TO THE REGULAR AGENDA BY THE COUNTY ADMINISTRATOR

- C52 Request to Authorize Amending Allocation of Costs-Fire and Emergency Medical Services Facilities Master Plan, February 7, 2003-Amend Costs
Memorandum PS09-006
Recommendation: Approve
Comm. Dist. All

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

- C53 Records Disposition Request-Emergency Services Department, Ambulance Billing Section-Records Disposal
Memorandum PS09-008
Recommendation: Approve
Comm. Dist. All

COMMUNITY SERVICES - ANIMAL SERVICES

- C54 Donation Acknowledgement-Caroline McCashion, D.V.M., Companion Animal Hospital-Donation of Surgical Supplies to the Animal Services Division
Memorandum CS09-017
Recommendation: Approve
Comm. Dist. All

- C55 Donation Acknowledgement-Ms. Dianne Fulford-\$100 Donation to Animal Services Division
Memorandum CS09-020
Recommendation: Approve
Comm. Dist. All

- C56 Canine Distemper Vaccination Clinics-Animal Services Division-Canine Distemper Outbreak
Memorandum CS09-022
Recommendation: Approve
Comm. Dist. All

COMMUNITY SERVICES - PUBLIC TRANSPORTATION

C57 Amendment No. 9 to the Subcontracted Transportation Provider Agreement (\$68,263.00)-Florida Commission for the Transportation Disadvantaged-Medicaid Non-Emergency Transportation Memorandum PT09-072
Recommendation: Approve
Comm. Dist. All

COMMUNITY SERVICES - SAVE

C58 SAVE Examiner Contract, Margaret Kubovchik-SAVE Program-to Become an active ARNP Examiner/SAVE Program/ SAVE Examinations Memorandum CS09-014
Recommendation: Approve
Comm. Dist. All

PARKS AND RECREATION

C59 Remove Hydraulic Pole Saw from Inventory-Clerk and Comptroller-Equipment is in Poor Condition Memorandum PRA09-0183
Recommendation: Approve
Comm. Dist. 4

UTILITIES SERVICES BRANCH

UTILITIES CONSTRUCTION AND CONTRACT MANAGEMENT

C60 Agreement No. 09C00000005-SWFWMD-Ultra Low-Volume Toilet Rebate Program, Phase II N114 (PCU07-042.00) Memorandum UTD09-058
Recommendation: Approve
Comm. Dist. All

C61 Release of Maintenance Guarantee (\$240,727.16)-SB Associates, LP-Seven Oaks, Parcels S-4A/B and S-5A/B (PCU99-111.27) Memorandum UTD09-173
Recommendation: Approve
Comm. Dist. 2

- C62 Release of Maintenance Guarantee (\$49,972.20)-Beazer Homes, Tampa Division-Concord Station, Sunlake Boulevard South (PCU00-318.06)
Memorandum UTD09-187
Recommendation: Approve
Comm. Dist. 2
- C63 Release of Maintenance Guarantee (\$10,484.40)-HFDF Holding Company, Ltd.-Meadow Oaks, Parcel V (PCU01-277.03)
Memorandum UTD09-192
Recommendation: Approve
Comm. Dist. 2
- C64 Release of Maintenance Guarantee (\$35,841.53)-SB Associates, LP-Seven Oaks, Parcel S-6B (PCU99-111.30)
Memorandum UTD09-198
Recommendation: Approve
Comm. Dist. 2
- C65 Release of Maintenance Guarantee (\$262,169.52)-SB Associates, LP, and Seven Oaks Community Development District II-Seven Oaks, North Loop Road (PCU99-111.25)
Memorandum UTD09-199
Recommendation: Approve
Comm. Dist. 2
- C66 Acceptance of Utility Improvements and Maintenance Guarantee (\$34,980.30)-HCA Health Services of Florida-Trinity Hospital at Mitchell Ranch Plaza (PCU99-186.15)
Memorandum UTD09-206
Recommendation: Approve
Comm. Dist. 3
- C67 Acceptance of Utility Improvements-Moon Lake Christian Fellowship Church-Moon Lake Christian Fellowship Church (PCU02-249.01)
Memorandum UTD09-209
Recommendation: Approve
Comm. Dist. 4

- C68 Agreement for Sale and Purchase of Easement (\$175,000 Plus \$15,000 Attorney Fees)-Robert E. Tupper Revocable Trust and Voniece R. Tupper Revocable Trust-Central Pasco Water Transmission Pipeline (PCU05-004.00.A.7.10)
Memorandum UTD09-227
Recommendation: Approve
Comm. Dist. 1

UTILITIES FISCAL SERVICES/SPECIAL PROJECTS

- C69 Lien Resolutions-Utilities Services Branch-Streetlight Ordinance (Chapter 94, Article II, Sections 94-50 through 94-51)
Memorandum UTFSSP09-073
Recommendation: Approve
Comm. Dist. All

- C70 Maintenance Agreement (\$11,280.86)-Dionex Corporation-Ion Chromatograph
Memorandum UTFSSP09-089
Recommendation: Approve
Comm. Dist. All

- C71 Service Agreement (\$13,209.24)-UNISYS Corporation-UNISYS Key Remittance Processor and UNISYS System
Memorandum UTFSSP09-091
Recommendation: Approve
Comm. Dist. All

OFFICE OF MANAGEMENT AND BUDGET

COMMUNITY DEVELOPMENT

- C72 Resolution Imposing Lien on Real Property (\$4,876.57)-Executive Mortgage and Investments, Inc.-Involuntary Demolition of Slum or Blighted Structures
Memorandum CD09-088
Recommendation: Approve
Comm. Dist. 2

- C73 Request to Dispose of Documents-Bureau of Archives and Records Management-to Dispose of Documents
Memorandum CD09-093
Recommendation: Approve
Comm. Dist. All

PURCHASING

- C74 Award of Bid for Construction of Right-Turn Lane Addition--Bid No. 08-179 (Engineering Services)-Asphalt Engineering, Inc.-to Add a Westbound Right-Turn Lane on Centennial Road at the Intersection of U.S. 301 in Zephyrhills (Total Cost of \$133,333.75)
Memorandum PU09-069
Recommendation: Approve
Comm. Dist. 1
- C75 Purchase of Submersible Mixers (Utilities)-ITT Water & Wastewater, Florida, LLC-for Installation at Wastewater Treatment Plants throughout the County (Total Cost of \$190,176.00)
Memorandum PU09-076
Recommendation: Approve
Comm. Dist. All
- C76 Purchase of Pumps (Utilities)-R.C. Beach & Associates, Inc.-for Two Direct Replacement Pumps for the Wesley Center Wastewater Treatment Plant (Total Estimated Cost of \$44,026.00)
Memorandum PU09-080
Recommendation: Approve
Comm. Dist. 1

OFFICE OF MANAGEMENT AND BUDGET

- C77 Year-End Allocation-Road Capital Expenditures-Fiscal Year 2007-08
Memorandum OMB09-9041
Recommendation: Approve
Comm. Dist. All

**** END OF CONSENT ****

REGULAR

COMMISSIONER ITEMS

COMMISSIONER HILDEBRAND

- R1 Presentation/Update-Mr. Robert Clifford, Acting Executive Director, Tampa Bay Area Regional Transportation Authority (TBARTA)-RE Progress to Date
Memorandum BCCA09-104
Recommendation: Not Applicable
Comm. Dist. All

COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE DOCUMENTATION PRESENTED BY MS. BETH ALDEN, COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

INFORMATION ONLY. NO ACTION TAKEN.

R2 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA,-
CONGRATULATING PATSY NATHE ON BEING NAMED "WOMAN OF THE YEAR IN
AGRICULTURE" BY THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES,-AND THE FLORIDA STATE FAIR AUTHORITY.

Memorandum CAO09-4834

Recommendation: Approve

Comm. Dist. All

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

CHAIRMAN MARIANO REQUESTED AN EMERGENCY RESOLUTION BE HEARD.

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

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA,
COMMENDING JED PITTMAN, CLERK OF THE CIRCUIT COURT, FOR THIRTY-TWO YEARS OF
DEDICATED SERVICE TO THE CITIZENS OF PASCO COUNTY AND CONGRATULATING HIM ON
HIS RETIREMENT**

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

CONSTITUTIONAL OFFICERS

CLERK

R3 Minutes-Financial Matters-Specific Approvals

Memorandum CO09-148

Recommendation: Approve

Comm. Dist. All

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

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

MISCELLANEOUS OLD BUSINESS

R4 PUBLIC-COMMENT--

Memorandum PC09-106

Recommendation: Not Applicable

Comm. Dist. All

**MS. MELISSA COHN SPOKE IN OPPOSITION OF A PROPOSED MENTAL FACILITY IN THE
SEVEN OAKS AREA. SHE WILL FORWARD ADDITIONAL INFORMATION TO COMMISSIONER
MULIERI.**

MR. STEVE BOOTH REPRESENTATIVE FOR J.E.S. PROPERTIES AND THE ASHLEY GLEN PROJECT, ASKED FOR THE COUNTY'S SUPPORT OF THE PROJECT AND FOR SUPPORT OF PUBLIC FUNDS FOR INFRASTRUCTURE.

COMMISSIONER COX MOVED APPROVAL OF MR. BOOTH'S REQUEST; COMMISSIONER HILDEBRAND SECONDED; MOTION CARRIED.

MR. RICHARD RILEY OFFERED HIS SERVICES AS A PLANNER AND DISPLAYED AN ANT FARM TO THE BOARD.

MISCELLANEOUS MATTERS

R5 Recognition (Award Presentation)-American Water Works Association, Florida Section-State-Level Award for Water Distribution System
Memorandum UT09-195
Recommendation: Receive and File
Comm. Dist. All

MS. ANN MARIA GONZALEZ PRESENTED THE BOARD WITH THE WATER DISTRIBUTION SYSTEM AWARD FROM THE AMERICAN WATER WORKS ASSOCIATION.

LEGISLATIVE/ADMINISTRATIVE
COUNTY ATTORNEY

R6 Discussion of the County's Options with Regard to the Pending Issuance of the Notice of Intent to Issue/Deny a Permit of the Department of Environmental Protection to-Angelo's Aggregate Materials-to Operate a Sanitary Landfill on Messick Road, Just South of Dade City
Memorandum CAO09-0020
Recommendation: Not Applicable
Comm. Dist. All

INFORMATION ONLY. NO ACTION TAKEN.

COUNTY ADMINISTRATOR

R7 Status Report-Ridge Road Extension-U.S. Army Corps of Engineers Permit
Memorandum CA09M-5019
Recommendation: Approve
Comm. Dist. All

INFORMATION ONLY. NO ACTION TAKEN.

OFFICE OF MANAGEMENT AND BUDGET
OFFICE OF MANAGEMENT AND BUDGET

R8 COMMITTEE REPORTS-AND-MISCELLANEOUS OLD BUSINESS
Memorandum BCCA09-109
Recommendation: Not Applicable
Comm. Dist. All

DISTRICT ONE – COMMISSIONER SCHRADER

COMMISSIONER SCHRADER STATED THAT AT THE LAST BOCC MEETING, A REPRESENTATIVE FROM FLORIDA HOSPITAL SPOKE UNDER PUBLIC COMMENT REGARDING AN LED SIGN. DISCUSSION FOLLOWED.

DISTRICT TWO – COMMISSIONER MULIERI

COMMISSIONER MULIERI STATED THAT STAFF HAD INSTALLED BARRIERS AROUND A 10 X 10 FOOT HOLE ON SOUTH SHORE DRIVE AND IT APPEARED THAT SOMEONE HAD HIT THE BARRIERS AND KNOCKED THEM INTO THE HOLE. SHE ASKED STAFF TO LOOK INTO IT.

COMMISSIONER MULIERI SAID SHE RECEIVED AN E-MAIL FROM A MS. RODRIGUEZ WHO VOICED HER CONCERNS REGARDING THE LAKE PADGETT AREA, WEEKS ROAD, AND DRAINAGE. SHE DIRECTED STAFF TO FOLLOW UP.

COMMISSIONER MULIERI BROUGHT UP FOR DISCUSSION FUNDING TO PURCHASE A SIGN FOR THE HISTORICAL PRESERVATION COMMITTEE. THE BOARD DISCUSSED THE ITEM FURTHER.

COMMISSIONER MULIERI ASKED IF THE BOARD RECEIVED INFORMATION REGARDING HUDSON AVENUE AND DIGGING UP ARTIFACTS. STAFF WAS DIRECTED TO FOLLOW-UP.

COMMISSIONER MULIERI STATED SHE WAS CONTACTED BY A RELAY FOR LIFE REPRESENTATIVE WHO REQUESTED THE USE OF THE WESLEY CHAPEL PARK FOR A GARAGE SALE ON FEBRUARY 21, 2009.

MR. DAN JOHNSON EXPLAINED THE POLICY AND STATED IT WOULD NOT BE A PROBLEM FOR THEM TO USE THE PARK THIS ONE TIME.

COMMISSIONER MULIERI REPORTED ON THE LACROSSE TOURNAMENT THAT SHE HAD RECENTLY ATTENDED. 220 ROOMS HAD BEEN BOOKED FOR THE TOURNAMENT.

DISTRICT THREE – COMMISSIONER HILDEBRAND

COMMISSIONER HILDEBRAND SUGGESTED A WAY TO RAISE FUNDS TO PURCHASE A SIGN FOR THE HISTORICAL PRESERVATION SOCIETY WAS TO CHECK WITH OTHER AGENCIES SUCH AS THE FLORIDA PIONEER MUSEUM AND THE WEST PASCO HISTORICAL BOARD TO SEE IF THEY WOULD MAKE A CONTRIBUTION.

DISTRICT FOUR – COMMISSIONER COX

COMMISSIONER COX REPORTED ON AN INDIVIDUAL WHO WAS PREPARED TO GIVE A MATCHING GRANT OF UP TO \$20,000.00 TO THE FRIENDS OF ANIMAL SERVICES. THE FRIENDS OF ANIMAL SERVICES WOULD BEGIN A FUND RAISING CAMPAIGN TO RAISE THE \$20,000.00.

COMMISSIONER COX SAID HE RECEIVED AN UPDATE THAT IN THE HOUSE VERSION OF THE BALANCED BUDGET, PASCO COUNTY'S 5 MILLION DOLLARS, WAS BEING "AXED" FOR ECONOMIC DEVELOPMENT. HE ENCOURAGED EVERYONE TO LOBBY THE SENATE.

CHAIRMAN MARIANO DIRECTED STAFF TO PREPARE A LETTER FROM THE BOARD REGARDING THE ISSUE.

DISTRICT FIVE – CHAIRMAN MARIANO

CHAIRMAN MARIANO WISHED EVERYONE A HAPPY NEW YEAR.

COUNTY ADMINISTRATOR

NO ITEMS.

COUNTY ATTORNEY

NO ITEMS.

CLERK TO THE BOARD

MS. O'NEIL REQUESTED THE BOARD CONSIDER RENAMING THE PASCO COUNTY COURTHOUSE THE EAST PASCO JUDICIAL BUILDING IN ORDER TO AVOID CONFUSION BETWEEN THE HISTORIC COURTHOUSE AND THE "WORKING" COURTHOUSE. DISCUSSION FOLLOWED.

MR. DAN JOHNSON, ASSISTANT COUNTY ADMINISTRATOR-FACILITIES, STATED HE WOULD LOOK INTO IT AND BRING AN AGENDA ITEM BACK BEFORE THE BOARD.

MS. O'NEIL INFORMED THE BOARD AN AUDIT WAS BEING CONDUCTED ON THE CLERK'S OFFICE BECAUSE OF THE TERM CHANGE. INTERNAL AUDITORS FROM HERNANDO, LAKE, AND PINELLAS COUNTIES WERE ASSISTING WITH THE AUDIT. AUDITS WERE BEING CONDUCTED ON EVIDENCE, CASH, FIXED ASSETS, AND OTHER AREAS. SHE WOULD BRING BACK A REPORT TO THE BOARD.

CHAIRMAN MARIANO CONGRATULATED MS. O'NEIL ON HER SWEARING IN AS CLERK THAT WAS CONDUCTED EARLIER IN THE DAY.

NOTED ITEMS

AGENDAS/MINUTES AGENDA ITEMS R9 THROUGH R26 WERE NOTED.

R9 Minutes-Planning Commission-August 13, 2008, Meeting
Memorandum NI09-175
Recommendation: Receive and File
Comm. Dist. All

R10 Minutes-Planning Commission-January 9, 2008, Meeting
Memorandum NI09-178
Recommendation: Receive and File
Comm. Dist. All

R11 Minutes-Planning Commission-February 13, 2008, Meeting
Memorandum NI09-179
Recommendation: Receive and File
Comm. Dist. All

R12 Minutes-Lake Bernadette Community Development District-August 12, 2008, Meeting
Memorandum NI09-184
Recommendation: Receive and File
Comm. Dist. All

R13 Minutes-Citizens' Ordinance Review Committee-June 25, 2008, Meeting
Memorandum NI09-185
Recommendation: Receive and File
Comm. Dist. All

R14 Minutes-Citizens' Ordinance Review Committee-August 20, 2008, Meeting
Memorandum NI09-186
Recommendation: Receive and File
Comm. Dist. All

- R15 Minutes-Environmental Lands Acquisition Selection Committee-November 14, 2007, Meeting
Memorandum NI09-187
Recommendation: Receive and File
Comm. Dist. All
- R16 Minutes-Tourist Development Council-October 22, 2007, Special Meeting
Memorandum NI09-188
Recommendation: Receive and File
Comm. Dist. All
- R17 Minutes-Value Adjustment Board-July 24, 2007, Meeting
Memorandum NI09-190
Recommendation: Receive and File
Comm. Dist. All
- R18 Minutes-Development Review Committee-February 28, 2008, Meeting
Memorandum NI09-197
Recommendation: Receive and File
Comm. Dist. All
- R19 Minutes-Development Review Committee-March 13, 2008, Meeting
Memorandum NI09-198
Recommendation: Receive and File
Comm. Dist. All
- R20 Minutes-Development Review Committee-March 27, 2008, Minutes
Memorandum NI09-199
Recommendation: Receive and File
Comm. Dist. All
- R21 Minutes-Pasco Economic Development Council-November 19, 2008, Meeting
Memorandum NI09-214
Recommendation: Receive and File
Comm. Dist. All

R22 Annotated Agenda-Board of County Commissioners-December 16, 2008, Regular Meeting/Rezoning
Memorandum NI09-218
Recommendation: Receive and File
Comm. Dist. All

MISCELLANEOUS

R23 Certificates of Liability Insurance-American Consulting Engineers, Tindale-Oliver & Associates, Inc.-and
Pitman Hartenstein & Associates, Inc.
Memorandum NI09-208
Recommendation: Receive and File
Comm. Dist. All

R24 Letter Dated December 2, 2008-from Progress Energy-RE: Information on Oil Pipeline Safety
Memorandum NI09-212
Recommendation: Receive and File
Comm. Dist. All

R25 Letter from the Clerk of the Circuit Court to the District School Board of Pasco County-Dated December
2, 2008-RE: School Impact Fees Monthly Report, Balance as of October 31, 2008, is \$567,573.95
Memorandum NI09-213
Recommendation: Receive and File
Comm. Dist. All

R26 Letter Dated December 11, 2008-from Brighthouse Networks-RE: Changes to Channel Line-Up
Memorandum NI09-215
Recommendation: Receive and File
Comm. Dist. All

**** END OF REGULAR ****

**THE BOARD RECESSED AT 12:01 P.M. AND RECONVENED AT 1:30 P.M. ALL BOARD MEMBERS
WERE PRESENT.**

PUBLIC HEARINGS

PUBLIC HEARINGS AT 1.30 PM **PROPOSED ORDINANCES**

P1 AN ORDINANCE AMENDING ORDINANCE NO. 02-19 TO CONTRACT THE BOUNDARIES OF THE MEADOW POINTE III COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES;-PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET; PROVIDING FOR FUNCTIONS OF THE DISTRICT; -PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Memorandum ZN09-43

Recommendation: Approve

Comm. Dist. 2

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

P2 AN ORDINANCE AMENDING ORDINANCE NO. 04-38 TO CONTRACT THE BOUNDARIES OF THE MEADOW POINTE IV COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES;-PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET;-PROVIDING FOR FUNCTIONS OF THE DISTRICT; PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Memorandum ZN09-44

Recommendation: Approve

Comm. Dist. 2

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

P3 AN ORDINANCE ESTABLISHING THE BOUNDARIES OF THE MEADOW POINTE V COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTERS 189 AND 190, FLORIDA STATUTES;-PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR THE DISTRICT BUDGET; PROVIDING FOR FUNCTIONS OF THE DISTRICT;-PROVIDING FOR MISCELLANEOUS PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Memorandum ZN09-45

Recommendation: Approve

Comm. Dist. 2

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

PUBLIC HEARINGS

P4 Appeal Hearing of Water and Wastewater Impact Fees-Greystar at Cypress Creek-Request for Reduction
Memorandum UT09-183
Recommendation: Continuance Requested
Comm. Dist. All

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

REZONINGS

MR. STEINSNYDER READ THE PROCEDURES THAT WOULD BE FOLLOWED.

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

MS. O'NEIL NOTED PROOF OF PUBLICATION.

REZONING CONSENT AGENDA

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

P5 ZONING PETITION (Regular)-Berry Hill Estates MPUD-from A-C Agricultural and A-R Agricultural-Residential Districts to an MPUD Master Planned Unit Development District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6778
Recommendation: Approval with conditions
Comm. Dist. 1

THE ITEM WAS WITHDRAWN BY THE APPLICANT.

P6 ZONING PETITION (Regular)-Staff Initiated for Mike L. and Gloria Barber-A-C Agricultural and C-1 Neighborhood Commercial Districts to an AR-5 Agricultural-Residential District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6834
Recommendation: Continuance Requested
Comm. Dist. 1

COMMISSIONER HILDEBRAND MOVED TO CONTINUE TO FEBRUARY 10, 2009, 1:30 P.M., DADE CITY; COMMISSIONER COX AND COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

P7 ZONING PETITION (Regular)-Palmcrest Homes of Tampa Bay III, LLC/Wyndrush MPUD-from an MF-1 Multiple Family Medium Density District to an MPUD Master Planned Unit Development District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6826
Recommendation: Continuance Requested
Comm. Dist. 2

COMMISSIONER MULIERI MOVED TO CONTINUE TO FEBRUARY 10, 2009, 1:30 P.M., DADE CITY; COMMISSIONER HILDEBRAND AND COMMISSIONER COX SECONDED; MOTION CARRIED.

P8 ZONING PETITION (Regular)-Davmar Investments, Inc.-from an AR-1 Agricultural-Residential District to a C-1 Neighborhood Commercial District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6829
Recommendation: Continuance Requested
Comm. Dist. 2

COMMISSIONER COX MOVED TO CONTINUE TO MARCH 10, 2009, 1:30 P.M., DADE CITY; COMMISSIONER SCHRADER AND COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

P9 ZONING PETITION (Consent)-Fraternal Order of Eagles Zephyrhills Aerie #3752, Inc.-from A-R Agricultural-Residential and C-2 General Commercial Districts to a C-2 General Commercial District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6830
Recommendation: Approval with conditions
Comm. Dist. 2

APPROVED AS PART OF THE CONSENT AGENDA.

P10 ZONING PETITION (Regular)-Shawn B. Hoffman-from an A-C Agricultural District to an A-R Agricultural-Residential District; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-6831
Recommendation: Partial Deny
Comm. Dist. 2

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

P11 Request for an Official Interpretation of a Comprehensive Plan Policy-FLU 6.1.4, King Ranch Subarea Policies-Hank King, Applicant
Memorandum GM09-105
Recommendation: Approve
Comm. Dist. 2

COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE DOCUMENTS PRESENTED BY MR. JACKSON BOMAN; COMMISSIONER SCHRADER SECONDED.

COMMISSIONER MULIERI WITHDREW HER MOTION; COMMISSIONER SCHRADER WITHDREW HIS SECOND.

COMMISSIONER MULIERI MOVED TO RECEIVE AND FILE DOCUMENTS PRESENTED BY MR. KING HELIE. THE MOTION DIED FOR LACK OF A SECOND.

COMMISSIONER COX MOVED TO TABLE THE ITEM TO MARCH 10, 2009, 1:30 P.M., DADE CITY; COMMISSIONER MULIERI SECONDED; MOTION CARRIED.

P12 Pasco Town Centre Future Land Use Map Amendment-The Shailendra Group, LLC-Future Land Use Map Amendment for Property Located at the Southeast Corner of the S.R. 52/I-75 Intersection (Continued from 11/5/08)
Memorandum GM09-118
Recommendation: Other
Comm. Dist. 1

THE ITEM WAS REMOVED FROM THE AGENDA. NO ACTION TAKEN.

P13 Pasco Town Centre Application for Development Approval-The Shailendra Group, LLC-Application for Development Approval for Property Located at the Southeast Corner of the S.R. 52/I-75 Intersection (Continued from 11/5/08)
Memorandum GM09-119
Recommendation: Other
Comm. Dist. 1

THE ITEM WAS REMOVED FROM THE AGENDA. NO ACTION TAKEN.

- 14 Appeal of Special Exception No. 6807-Robert M. and Sarah D. Hartman-the Applicants are Appealing the Planning Commission's Decision of September 10, 2008, Denying Their Request to Amend Condition No. 1 of the Previously Approved Special Exception Petition No. 5812; BCC 1/6/09, 1:30 p.m., DC
Memorandum ZN09-PCA04
Recommendation: Denial
Comm. Dist. 1

COMMISSIONER COX MOVED APPROVAL OF STAFF'S RECOMMENDATION OF ALTERNATIVE NUMBER ONE; COMMISSIONER SCHRADER SECONDED; MOTION CARRIED WITH COMMISSIONER MULIERI VOTING NAY.

ADDENDUM TO AGENDA

Development Services Branch-Growth Management Department

**Correction of Scriveners' Error – Ordinance No. 08-50 – 10-Year Water Supply Facilities Work Plan
Memorandum GM09-114
Recommendation: Approve
All Comm. Dists.**

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

RECESS

THE BOARD RECESSED AT 3:32 P.M. AND RECONVENED AT 3:41 P.M. ALL BOARD MEMBERS WERE PRESENT.

ADJOURN

P15 -----

Memorandum ADJ09-106
Recommendation: Not Applicable
Comm. Dist. All

THE BOARD ADJOURNED AT 4:51 P.M.

prepared by: cms