

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

ANNOTATED MINUTES

**THE MINUTES WERE PREPARED
IN AGENDA ORDER AS PUBLISHED
AND NOT IN THE ORDER IN WHICH
THE ITEMS WERE HEARD**

AUGUST 23, 2011

**10:00 a.m. - West Pasco Government Center, Board Room
8731 Citizens Drive, New Port Richey, FL 34654**

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

CALL TO ORDER

Chairman Hildebrand called the meeting to order at 10:00 a.m.

**INVOCATION
PLEDGE OF ALLEGIANCE**

Dr. O'Neil gave the Invocation and led the Pledge of Allegiance to the Flag.

ROLL CALL

Dr. O'Neil called the roll. All Members were present except Commissioner Schrader who arrived to the meeting at 10:23 a.m.

CONSENT

Chairman Hildebrand noted Agenda items C34, C44, C46, and C48, were withdrawn. Agenda items C11, C13, and C61 were pulled from the agenda for discussion. The remaining items were approved on consent.

COMMISSIONER MULIERI MOVED approval of the Consent Agenda;
COMMISSIONER WILSON SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried with Commissioner Schrader absent from the vote.

LEGISLATIVE/ADMINISTRATIVE COUNTY ATTORNEY

C11 Professional Services Agreement-Raysor Transportation Consulting, LLC-for Expert Witness Testimony and Consulting of Pasco County in Litigation with Hillcrest Property, LLP
Memorandum CAO11-4732
Recommendation: Approve
Comm. Dist. 1

Mr. Steinsnyder explained that both C11 and C13 were authorizations for additional funding for expert witnesses in the Hillcrest Property, LLP litigation. The original purchase orders had been closed so the change to these agenda memos was related to the issuance of new purchase orders instead of an addition to exhausted purchase orders. He recommended approval of both C11 and C13.

COMMISSIONER MULIERI MOVED approval; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried with Commissioner Schrader absent from the vote.

C13 Professional Services Agreement-Durrance and Associates, PA-for Expert Witness Testimony and Consulting of Pasco County in Litigation Against Hillcrest Property, LLP (\$25,000.00)
Memorandum CAO11-4734
Recommendation: Approve
Comm. Dist. 1

This item was discussed and approved with item C11.

PUBLIC WORKS - STORMWATER MANAGEMENT

C34 Accept Donated Drainage Easements and Storm Culvert in Maintenance System-Pasco County Public Works Department-Repair of Culvert (\$14,000.00)
Memorandum SMA11-073
Recommendation: Approve
Comm. Dist. 2

The item was withdrawn.

UTILITIES SERVICES BRANCH

UTILITIES SERVICES

C44 Revision No. 1 to Task Order No. 11-08 (\$249,100.00)-CH2M Hill-Solid Waste Site Upgrades (PCU06-048.00.A.2.2)
Memorandum UT11-529
Recommendation: Approve
Comm. Dist. All

The item was withdrawn.

UTILITIES CONSTRUCTION AND CONTRACT MANAGEMENT

C46 Acceptance of Utility Improvements-Dimitrios & Aglaia Katriliotis-Linda's Place (PCU10-102.11)
Memorandum UTD11-402
Recommendation: Approve
Comm. Dist. 3

The item was withdrawn.

C48 Agreement for Sale and Purchase of Interest in Property (\$10,000.00)-Secret Promise, Ltd.-Central East Transmission Main, Phase I (PCU06-095.00)
Memorandum UTD11-485
Recommendation: Approve
Comm. Dist. 2

The item was withdrawn.

PURCHASING

C61 Purchase of Two (2) Five-Gang Reel Mower Sets (Fleet)-Wesco Turf, Inc.-for Use by the Parks and Recreation Department Throughout the County (\$33,001.46)
Memorandum PU11-205
Recommendation: Approve
Comm. Dist. All

Commissioner Wilson confirmed the money was budgeted and not part of the General Fund. He also wanted to be sure these items were needed "right now."

Mr. Mike Nurrenbrock, Office of Management and Budget Director, agreed the funds were budgeted from the Fleet Maintenance Fund which all the different departments paid into as a "rental rate." The mowers were needed due to the reduction in staffing and the strain on the existing mowers.

COMMISSIONER WILSON MOVED approval of the item; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried with Commissioner Schrader absent from the vote.

REGULAR

COMMISSIONER ITEMS

COMMISSIONER MULIERI

R1 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA RECOGNIZING MICHAEL TUASON, JR. FOR HIS EFFORTS IN THE 2011 SPECIAL OLYMPICS WORLD SUMMER GAMES IN ATHENS, GREECE.
Memorandum CAO11-5212
Recommendation: Approve
Comm. Dist. All

Dr. O'Neil read the Resolution into the record.

COMMISSIONER MULIERI MOVED adoption of the Resolution; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried with Commissioner Schrader absent from the vote.

Mr. Michael Tuason, Jr. thanked the Board for the recognition.

COMMISSIONER MARIANO

R2 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA CONGRATULATING WALTER MILLER ON ACHIEVING THE RANK OF EAGLE SCOUT.

Memorandum CAO11-5210

Recommendation: Approve

Comm. Dist. All

Dr. O'Neil read the Resolution into the record.

COMMISSIONER MARIANO MOVED adoption of the Resolution; **COMMISSIONER MULIERI AND COMMISSIONER WILSON SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Mr. Walter Miller thanked the Board for the Resolution and spoke regarding his civic activities.

CHAIRMAN HILDEBRAND

R3 The Honorable Mike Fasano, State Senator-RE Angelo's Aggregate Materials--

Memorandum BCCA11-147

Recommendation: Not Applicable

Comm. Dist. All

Senator Mike Fasano thanked the Board for the opportunity to speak. He reminded the Board of the Public Hearing scheduled for September 13th regarding Citizens' Insurance Company rate increases. He also spoke regarding the recent application from Angelo's Aggregate for a landfill near an environmentally sensitive area. He asked the Board to take a stand and adopt a Resolution stating Pasco County did not want a landfill to bring in waste products from other areas; Pasco County already had a resource recovery facility.

Mr. Steinsnyder did not believe the Board should be involved in the Department of Environmental Protection (DEP) hearing as there was pending litigation in this matter. He explained his position and agreed a letter to DEP stating certain facts regarding land use in Pasco County, existing facilities, and citing any scientific reasons the landfill should not be put in would be acceptable.

Commissioner Schrader pointed out there was a new administration at DEP and he agreed with notifying them of other aspects of any proposed landfill in Pasco County.

There was further discussion between the Board, Staff and Senator Fasano regarding the proposed landfill issues.

Later in the meeting, Mr. Steinsnyder distributed copies of a letter his office had prepared. The Board approved the letter with minor changes. The final draft was to be sent to DEP, Legislators, the Governor, and any other interested parties.

Commissioner Schrader thanked Senator Fasano for his efforts regarding the Pasco County Health Authority and he encouraged him to work with Staff to develop language to transfer authority over to the Board of County Commissioners.

R4 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA DECLARING FRIDAY SEPTEMBER 23, 2011 AS CAREGIVER DAY IN PASCO COUNTY.
Memorandum CAO11-5209
Recommendation: Approve
Comm. Dist. All

Dr. O'Neil read the Resolution by title only into the record.

COMMISSIONER MARIANO MOVED adoption of the Resolution; **COMMISSIONER SCHRADER SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

R5 Additional Information Regarding Pasco Economic Development Council's Revolving Loan Fund-Michael Cox, Vice Chair, Economic Growth Task Force--
Memorandum CA11M-5084
Recommendation: Not Applicable
Comm. Dist. All

Mr. Michael Cox, Vice-Chair of the Economic Growth Task Force, gave a presentation regarding the micro-lending program. It would be "another tool in the tool chest" to help existing or new businesses add new jobs in Pasco County. He spoke in detail regarding qualifying applicants, supporting small businesses in other ways, interest rates, funding issues and requirements, loan requirements, and other ways to bring capital into the fund for the first year. He used Dais Analytical as an example of a firm who had received funding from the County, and their ensuing success. That firm had committed funds for this program.

Mr. John Hagan, Pasco Economic Development Council, said they had met with other contributors. He pointed out that a number of banks considered this a "reinvestment of funds" into the community with the idea of job creation and future customers.

Discussion followed between the Board, Staff, and Mr. Cox regarding where the funds would come from; interest and funding; types of companies targeted; other contributors; and the importance of some of the members of the loan committee having experience in this type of venture.

Mr. Cox asked the Board for a commitment of \$100,000.00 in funds for this program.

COMMISSIONER MARIANO MOVED to craft a letter of support and allocate \$100,000.00 to gain access to other funds; **COMMISSIONER MULIERI AND COMMISSIONER SCHRADER SECONDED.**

Commissioner Schrader asked the PEDC to let the Board know the final structure, format and other details of the program as they became available.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

CONSTITUTIONAL OFFICERS
CLERK

R6 Minutes-Financial Matters-Specific Approvals
Memorandum CO11-231
Recommendation: Approve
Comm. Dist. All

Chairman Hildebrand requested a motion to approve the Minutes and Financial Matters.

COMMISSIONER SCHRADER MOVED approval of the Minutes and Financial Matters; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY FLORIDA CONGRATULATING THE PASCO ECONOMIC DEVELOPMENT COUNCIL INC. ON ITS 25TH ANNIVERSARY AND RECOGNIZING ITS ACCOMPLISHMENTS AND DEDICATION TO OUR COMMUNITY AND PASCO COUNTY,

Dr. O'Neil read the Resolution into the record.

COMMISSIONER SCHRADER MOVED adoption of the Resolution; **COMMISSIONER WILSON SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Chairman Hildebrand said the Resolution would be presented at an upcoming banquet honoring the PEDC.

R7 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA EXPRESSING APPRECIATION TO JUDITH A. KENNEDY, DEPUTY CLERK FOR THE OFFICE OF THE CLERK AND COMPTROLLER, FOR HER OUTSTANDING SERVICE TO PASCO COUNTY.
Memorandum CO11-232
Recommendation: Approve
Comm. Dist. All

Dr. O'Neil read the Resolution into the record.

COMMISSIONER SCHRADER MOVED adoption of the Resolution; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Ms. Kennedy thanked the Board for the recognition and gave background on her employment within the Clerk's organization.

R8 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA PROCLAIMING AUGUST 2011 AS CHILD SUPPORT AWARENESS MONTH.
Memorandum CO11-237
Recommendation: Approve
Comm. Dist. All

Dr. O'Neil read the Resolution into the record.

COMMISSIONER SCHRADER MOVED adoption of the Resolution; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Ms. Andrea Hurst, Florida Department of Revenue, thanked the Board for their acknowledgment.

Ms. Jackie Booth, Pasco County Clerk's office, thanked the Board for the recognition.

R9 A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA EXPRESSING APPRECIATION TO NANCY J. HUTCHINS, DEPUTY CLERK FOR THE OFFICE OF THE CLERK AND COMPTROLLER, FOR HER OUTSTANDING SERVICE TO PASCO COUNTY.
Memorandum CO11-238
Recommendation: Approve
Comm. Dist. All

Dr. O'Neil read the Resolution into the record.

COMMISSIONER SCHRADER MOVED adoption of the Resolution; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Ms. Hutchins thanked the Board for the recognition.

Chairman Hildebrand requested a motion to hear an emergency.

COMMISSIONER MULIERI MOVED to hear the emergency; **COMMISSIONER SCHRADER SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY FLORIDA RECOGNIZING DOMINIC ANGER FOR BEING THE 2011 NATIONAL SKILLSUSA ELECTRICAL GOLD MEDALIST IN RESIDENTIAL WIRING.

Dr. O'Neil read the Resolution into the record.

COMMISSIONER MULIERI MOVED adoption of the Resolution; **COMMISSIONER WILSON SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

The Resolution would be presented at a later date.

COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS

MISCELLANEOUS MATTERS

R10 PUBLIC-COMMENT--
Memorandum PC11-121
Recommendation: Not Applicable
Comm. Dist. All

Mr. Sparky Judge spoke regarding public pools. He asked for a year to put together a plan and funding options to keep the pool open. He planned on more community involvement to save the pool.

Mr. Brett Ewald, Land O'Lakes Lightning Swim Team, had proposed a plan to keep the Land O'Lakes pool open based on the swim team's use of the pool, however he wanted additional language in the draft agreement so the team would have exclusive or priority use of the pool. He spoke further on the details of the agreement and what the loss of the pool would mean to the team.

Commissioner Mariano suggested Mr. Ewald contact Staff regarding a grant program with the Tampa Bay Lightning which may help fund maintenance or expenses of the pool.

Ms. Kathryn Matthews, whose children went to Moon Lake Christian School, said the pools were important in this area to keep kids safe by making sure they knew how to swim.

DEVELOPMENT SERVICES BRANCH

ENGINEERING SERVICES

R11 Second Amendment to Attachment "A" of an Interlocal Agreement-District School Board of Pasco County-Off-Site Transportation Infrastructure Improvements for Existing and Proposed Schools
Memorandum ENA11-019
Recommendation: Approve
Comm. Dist. All

Ms. Deborah Bolduc, Engineering Services Administration, explained the item and listed the improvements. This was an updated revision which specifically amended "Attachment A," a list of transportation projects with a scope of work and cost estimate that had been approved by the School Board in 2009. She explained the improvements and gave timelines on several projects that were currently underway. Staff recommended approval.

Discussion between the Board and Staff followed regarding funding criteria; growth of the School District; safety issues; and the prioritization procedure.

COMMISSIONER SCHRADER MOVED approval of Staff's recommendation;
COMMISSIONER MULIERI SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

UTILITIES SERVICES BRANCH
UTILITIES SERVICES

R12 (11:00 A.M. TIME CERTAIN) Project Round-Up-Utilities Service Branch-
Implementation Status and \$17,157.22 Donation Check Presented to the United
Way of Pasco County
Memorandum UT11-528
Recommendation: Receive and File
Comm. Dist. All

Mr. Bruce Kennedy, Utilities Services Director, spoke regarding the success of the Round-Up program. In the first six months over \$17,000.00 had been collected for the benefit of the United Way. He thanked Staff and the public for their efforts. The entire Board and several participating Staff members presented a "check" to a representative from United Way.

Commissioner Mulieri would like to see feedback from United Way to show where the funds were spent.

OFFICE OF MANAGEMENT AND BUDGET
OFFICE OF MANAGEMENT AND BUDGET

R13 Costs Associated-with Funding an Additional Veterans Services Counselor-(TO
BE DISTRIBUTED)
Memorandum OMB11-11157
Recommendation: Approve
Comm. Dist. All

Mr. Mike Nurrenbrock, Office of Management and Budget Director, said this item was withdrawn. It would be discussed either at the August 30th workshop or the following Board meeting.

ADDENDUM (REGULAR/OFFICE OF MANAGEMENT AND BUDGET)

Costs Associated with Keeping the Land O'Lakes Pool Open
Memorandum OMB11-11160
Recommendation: Other
Comm. Dist. 2

Mr. Mike Nurrenbrock, Office of Management and Budget Director, explained the item. This was Staff's estimated expenses and fees expected to be collected. He explained the new fee schedule. Based on these estimated funds and the contract with the Land O'Lakes Lightning, there would still be a deficit of approximately \$41,000.00.

Discussion followed between the Board and Staff regarding capital expenses; repairs; the specifics of the draft agreement; funding issues and ideas; and the expected or possible results from the agreement with the Lightning Swim Team. It was Staff's intention to give the Lightning full control over the pool other than when the County needed to be in the facility.

Commissioner Schrader pointed out that many citizens wanted to use the pool, that many citizens were still struggling, and while most people wanted access to a pool here in Florida, that was not always possible. Times were hard economically, and because there was an interested capable partner, he would support the funding for the Land O'Lakes pool, but not the Veteran's pool. He suggested an MSBU be considered for maintenance of the facilities in certain areas.

Commissioner Mariano felt it was irresponsible to go further with the cuts. He spoke of the Bond referendum whereby the County would maintain certain facilities in Pasco County. While he supported the Land O'Lakes community efforts regarding the pool, he felt the people in Hudson were at a disadvantage. He felt the facilities should be kept open and the fees low to allow access. He spoke further on taxes, fees, and quality of life issues. He felt all parks should be kept open and maintained.

There was discussion regarding if the referendum actually was to cover maintenance and current economic circumstances dictating certain cuts.

Commissioner Mulieri pointed out that there were very few facilities in the Shady Hills area, and the County gave very little funding to the Shady Hills area. The citizens in that area worked for their individual organization. She also noted that she had never seen very many people at the pool at Veteran's Park. She agreed with Commissioner Schrader and felt the Board had to focus on core services, not things that benefited a very small segment of society, in these "rough economic times."

Commissioner Wilson felt quality of life was a key issue and he believed Parks and Recreation was directly related to quality of life. The Hudson area needed to be redeveloped and he would like to see both pools remain open.

COMMISSIONER SCHRADER MOVED approval of the costs associated with keeping the Land O'Lakes pool open; **COMMISSIONER MULIERI SECONDED.**

Mr. Nurrenbrock clarified that Staff would submit a separate memo on a future agenda and a final contract with the Lightning Swim Team along with a Resolution to change the fees as outlined in the memo. The revised numbers would be included in the final budget.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Costs Associated with Keeping the Veterans Memorial Park Pool Open
Memorandum OMB11-11161
Recommendation: Other
Comm. Dist. 5

Mr. Mike Nurrenbrock, Office of Management and Budget Director, explained the item and said the net cost to keep the pool open would be \$118,027.00. The new fee Resolution would apply to all pools. At the last worksession he had shown the Board some changes to certain fund balances due to excess fees and other issues. The discussion was to put some into reserves next year; however the amount put into reserves would be reduced by \$118,000.00 if this item passed.

Discussion followed between the Board and Staff regarding positions being eliminated; funds going into reserves; how many patrons use which facilities; reserves and rate stabilization; and future rates for retirement benefits making planning benefit payments difficult.

Commissioner Mariano wanted to put less money into reserves and not raise park fees which would not raise taxes. Closing the Veteran's pool would "shut down" several swim teams from nearby schools and groups.

Commissioner Wilson spoke regarding the usage of pools and the reason for keeping funds in a "reserve" fund.

Commissioner Schrader noted the economy was not improving; Florida was traditionally one of the last states to recover. Due to current legislation, State and County employees must provide funds toward their own retirement. Otherwise the County would be facing a \$5 to \$6 million gap the Board would have been struggling with, and the decision regarding keeping pools open "would have already been made for us."

COMMISSIONER WILSON MOVED approval of the Veteran's Memorial fund and to have Mr. Buckman work with Staff to keep it open; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand clarified the motion was to keep Veteran's pool open for the coming year.

Commissioner Mulieri felt the Board needed to direct Staff regarding where the funds would come from.

Mr. Steinsnyder pointed out that if there were reserve dollars, they could be legally spent on balancing the budget. That was a Board decision, ultimately when the budget was approved.

COMMISSIONER WILSON AMENDED his motion to indicate the use of reserve funds to keep the Veteran's pool open; **COMMISSIONER MARIANO SECONDED.**

Commissioner Schrader asked for a definition of "reserves."

At Commissioner Wilson's request, Mr. Nurrenbrock clarified the verbiage of the motion. He said the additional fund balance that was identified at the August 16th workshop was \$1.79 million which came from the Sheriff's excess fees, additional State revenue sharing, and the loss due to expenses being higher than anticipated. He felt the motion would probably be to take the funding for both pools from that amount. Based on his understanding of the Board's intent, he anticipated the next motion would be to take the remainder of the fund balance and put it into reserves for next year.

COMMISSIONER WILSON AMENDED the motion to include the verbiage stated by Mr. Nurrenbrock; **COMMISSIONER MARIANO SECONDED.**

Chairman Hildebrand clarified that this motion was to keep the Veteran's pool open.

Chairman Hildebrand called on the motion; the motion carried with Commissioner Schrader and Commissioner Mulieri voting nay.

Chairman Mulieri reminded the Board that two weeks ago she had asked for \$36,000.00 to be used for a Veteran's Officer.

The Board clarified there was no motion yet to put any funds into reserves.

Mr. Nurrenbrock asked if Chairman Hildebrand wanted to instruct Mr. Buckman to continue to look for partners for the Veteran's pool. He did not want the public to think the funding would always be available and the community needed to have a plan to keep the pool open.

The Board agreed.

R14 COMMITTEE REPORTS AND MISCELLANEOUS OLD BUSINESS-Board of
County Commissioners-County Administrator-County Attorney-Clerk
Memorandum BCCA11-146
Recommendation: Not Applicable
Comm. Dist. All

DISTRICT ONE – COMMISSIONER SCHRADER

There was none.

DISTRICT TWO – COMMISSIONER MULIERI

COMMISSIONER MULIERI MOVED to allow the use of the lobby area of the West Pasco Judicial Center for a Volunteer Way display the week of October 15, 2011; **COMMISSIONER WILSON SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

Commissioner Mulieri met with Mr. Ben Witter at the VA Center who mentioned an ADA law regarding pumping gas for anyone who was handicapped. Other counties were looking into displaying a phone number at gas stations for assistance to handicapped residents. The Board agreed that the County Attorney's office would look into this matter.

Commissioner Mulieri mentioned the Wesley Chapel Loop issue of bus access for certain roads.

Mr. Steinsnyder discussed the plat Commissioner Mulieri spoke about and felt these were not County roads nor was this County right-of-way. He said public funds could not be spent on private roads. In this area, it was the residents' responsibility to maintain the roads.

DISTRICT THREE – CHAIRMAN HILDEBRAND

There was none.

DISTRICT FOUR – COMMISSIONER WILSON

Commissioner Wilson thanked Commissioner Schrader for representing the Board of County Commissioners with Senator Nelson at a ribbon cutting ceremony in Lacochee.

Commissioner Wilson spoke regarding the Coastal Cleanup on September 17th with 21 teams. He encouraged the Commissioners to participate on a team in their area.

Commissioner Wilson read a letter from a Pasco County citizen regarding sewer maintenance employees. It was a complimentary letter and Commissioner Wilson asked that a copy of the letter be put into the employees' personnel files. The employees were Greg Torrey, Sal Martinisi, Sean Douglas and Tony Wetzel. He thanked the employees for their efforts.

DISTRICT FIVE – COMMISSIONER MARIANO

Commissioner Mariano said the bus wrapping contractor was having trouble obtaining a surety bond. He said Staff had worked out a plan to allow payments into an account to build the amount of surety.

Mr. Dan Johnson, Public Services Administration, explained further and said this item would be contingent upon the Clerk's review.

COMMISSIONER MARIANO MOVED approval of Staff's recommendation;
COMMISSIONER SCHRADER SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

COUNTY ADMINISTRATOR

There was none.

COUNTY ATTORNEY

There was none.

CLERK TO THE BOARD

Dr. O'Neil spoke regarding the October 22, 2011, Making Strides Against Breast Cancer walk. Her office had presented the Pasco Pink Government Challenge to all the government agencies in Pasco County and she hoped for a good turnout. The campaign this year was "Put on Your Pink Bra."

NOTED ITEMS

Agenda Items R15 through R26 were noted.

THE BOARD RECESSED AT 12:29 P.M. AND RECONVENED AT 1:34 P.M. ALL MEMBERS WERE PRESENT.

PUBLIC HEARINGS

PUBLIC HEARINGS AT 1.30 PM

PUBLIC HEARINGS

P1 LPA Concord Station, LLP, Amended and Restated Development Agreement- Concord Station, LLP-Located on the North Side of S.R. 54, Approximately 1,900 Feet West of Oakstead Boulevard; Sections 15, 21, 22, 27, 28, and 29; Township 26 South, Range 18 East
Memorandum ZN11-610
Recommendation: Continuance Requested
Comm. Dist. 2

Dr. O'Neil noted proof of publication.

Ms. Debra Zampetti, Zoning and Code Compliance Administrator, said Staff requested

the item be continued to September 20, 2011 in New Port Richey, at 1:30 p.m.

Mr. Clarke Hobby, representing the applicant, agreed with the continuance and asked that the LPA hearing and the Board hearing be held on the same day.

There was no other public comment.

SITTING AS THE LPA, COMMISSIONER MULIERI MOVED to continue the item until September 20, 2011, in New Port Richey, at 1:30 p.m. and to hear the item by the Board that same time; **COMMISSIONER WILSON SECONDED.**

Mr. Steinsnyder did not object to the hearing by the LPA and by the BCC being held on the same day, but the item would need to be re-advertised.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P2 ZONING PETITION (Consent) Rezoning Request-James DeCubellis-Rezone from a C-1 Neighborhood Commercial District to a C-2 General Commercial District
Memorandum ZN11-6980
Recommendation: Approve
Comm. Dist. 4

Dr. O'Neil noted proof of publication.

Mr. Steinsnyder read the procedures that would be followed into the record.

Dr. O'Neil swore in those who would present testimony.

Ms. Debra Zampetti, Zoning and Code Compliance Administrator, read the Consent Agenda into the record.

COMMISSIONER SCHRADER MOVED approval of the Consent Agenda; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P3 ZONING PETITION (Regular) Rezoning Request-Staff-Initiated/Pasco County Facilities Management Department-from an MPUD Master Planned Unit Development District to an A-C Agricultural District
Memorandum ZN11-6981
Recommendation: Continuance Requested
Comm. Dist. 1

Dr. O'Neil noted proof of publication.

Ms. Debra Zampetti, Zoning and Code Compliance Administrator, explained this item had been continued by the Planning Commission. Staff requested the Board continue the item to September 20, 2011, in New Port Richey, and October 4, 2011, in Dade City. Because of the size of the rezoning, two hearings would be needed.

COMMISSIONER SCHRADER MOVED approval of Staff's recommendation;
COMMISSIONER MARIANO SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P4 ZONING PETITION (Regular) Rezoning Request-L. S. McAmis-from an AR-1 Agricultural-Residential District to an A-R Agricultural-Residential District
Memorandum ZN11-6983
Recommendation: Approve
Comm. Dist. 4

Dr. O'Neil noted proof of publication.

Ms. Debra Zampetti, Zoning and Code Compliance Administrator, explained the request and gave the location of the property. Staff recommended approval. She understood the applicant wanted to place a mobile home on the property. She explained the handout the Board had received was from Mr. Mike Baumaster, who objected to the rezoning but was unable to attend the hearing. She noted there had been discussion regarding easements, mobile homes, and access.

Ms. Nancy McAmis spoke regarding access issues, easements, the placement of the mobile home and how it would be delivered to the property.

Mr. L.S. McAmis explained the farming operation which was existing on the property.

Mr. Steinsnyder reminded the Board that this was a straight rezoning and could not be conditioned. He spoke further regarding the particulars of the rezoning.

Discussion followed regarding rezoning options; the number of mobile homes allowed;

and the wetlands on the property.

Mr. Steve Booth, representing the Homeowner's Association of the Reserve at Golden Acres, said they did not object to the rezoning; their concern was related to access to the property. The Homeowner's Association would like the matter continued so the neighbors could speak further to the applicants. They wanted it restricted to one unit. He spoke further regarding easements.

Mr. Ed Dyl spoke regarding an easement area which had already been improved.

COMMISSIONER SCHRADER MOVED to continue the item to September 20, 2011, at 1:30 p.m. in New Port Richey; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P5 Cannon Ranch DRI/Development Agreement Amendment-New Cities Land Company, Inc.; Bates Properties, Inc.; DAD Properties, LLC; Cannon Ranch, LLC; Bella Verde Golf CDD; Professional Land Development, LLC; and Cannon Ranch Co-Tenancy-Amendment to Development Agreement; Located in East Pasco County, One Mile East of I-75, on the South Side of S.R. 52 with Curley Road on the East Boundary and Tyndall Road on the South Boundary, in Sections 09, 10, 11, 14, 15, and 16, Township 25 South, Range 20 East
Memorandum PGM11-102
Recommendation: Other
Comm. Dist. 1

Dr. O'Neil noted proof of publication.

Ms. Carol Clarke, Planning and Growth Management, explained the item and gave the location of the property. The LPA had recommended the item be remanded back to the Development Review Committee (DRC) then to be brought back to the LPA with a recommendation. Staff recommended approval of that recommendation. This would be heard at the September 8th DRC meeting.

No one spoke.

COMMISSIONER SCHRADER MOVED approval of the LPA's recommendation; **COMMISSIONER MULIERI SECONDED.**

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P6 Davenport Drive, PVAS No. 867, Board-Initiated Assessment-BCC-Requesting the BCC to Accept the Petition and Authorize the Engineering Services Department to Proceed with the Resurfacing of the Streets in the Davenport Drive Paving Assessment Project, Approve the Attached Assessment Roll, and Adopt the Attached Resolution Setting a Maximum Assessment of \$1,586.05 per ERU (\$364,851.87, Total Cost of Job After Discount)
Memorandum PMA11-082
Recommendation: Approve
Comm. Dist. 3

Dr. O'Neil noted proof of publication.

Mr. David Brown, Engineering Services, explained the item and gave the location of the project. He gave a timeline of the project and recommended approval.

Ms. Norma Fucito, Mr. Bruce Johnson, Ms. Donna Watt, Mr. Ron Black, Mr. Joe Abelleira, and Mr. Gary Ware all spoke in favor of the assessment. They mentioned conditions of the roads; property values; other traffic using the road; traffic studies, and the interest rate of the assessment.

Mr. Brown pointed out that every property, including the commercial ones, with access to this road, was assessed for the paving as were the residents who accessed the road.

Mr. Bipin Parikh, Development Services, would speak to the Traffic Department to see if a portion of the road could be marked with "no through trucks" signage.

Commissioner Wilson suggested the Sheriff's Office be contacted regarding speeders in the subdivision.

COMMISSIONER MULIERI MOVED approval of Staff's recommendation;
COMMISSIONER SCHRADER SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

P7 Vacation of Portion of Ingress/Egress Easement-Trinity Corporate Holdings, Ltd., and Trinity Corporate Center Owners Associates, Inc.-REV11-007, Trinity Corporate Center, Section 32, Township 26 South, Range 17 East
Memorandum REA11-126
Recommendation: Approve
Comm. Dist. 3

Dr. O'Neil noted proof of publication.

Mr. Dave Edwards, Real Estate Manager, explained the item and gave the location of the property. Staff recommended approval.

No one spoke.

COMMISSIONER MULIERI MOVED approval of Staff's recommendation;
COMMISSIONER SCHRADER SECONDED.

Chairman Hildebrand called on the motion; the vote was unanimous and the motion carried.

ADJOURN

P8 -----

Memorandum ADJ11-121
Recommendation: Not Applicable
Comm. Dist. All

The meeting adjourned at 2:43 p.m.

BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING/REZONINGS
AUGUST 23, 2011

(SEAL)

ANN HILDEBRAND, CHAIRMAN

ATTEST:

OFFICE OF PAULA S. O'NEIL, CLERK & COMPTROLLER

Prepared by: Katie McCormick
Board Records Clerk