

RESOLUTION No. 10-59

APPROVAL OF AND AUTHORIZATION FOR THE CHAIRMAN TO EXECUTE AND THE CLERK TO ATTEST AGREEMENTS NEGOTIATED BETWEEN THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND PINELLAS COUNTY CONSISTING OF THREE BROWNFIELD SITE REHABILITATION AGREEMENTS FOR THE HISTORIC NEIGHBORHOOD LANDFILLS IN THE DESIGNATED DANSVILLE BROWNFIELD AREA; AUTHORIZATION FOR THE COUNTY ADMINISTRATOR TO EXECUTE ACCESS AGREEMENTS; AUTHORIZATION FOR THE COMMUNITY DEVELOPMENT DIRECTOR TO SIGN AND FILE REPORTS, PLANS AND OTHER ADMINISTRATIVE DOCUMENTS; AUTHORIZATION FOR COMMUNITY DEVELOPMENT TO HOLD REQUIRED MEETINGS AND PUBLIC HEARINGS.

WHEREAS, pursuant to Sections 376.77-376.85, Florida Statutes the “Brownfields Redevelopment Act” (the “Act”), the State of Florida has provided for the designation of certain contiguous areas consisting of one or more Brownfield sites as a “Brownfield Area” by resolution and for the corresponding provision of economic development and environmental remediation for such areas, and Pinellas County has established a Brownfields Redevelopment Program as provided in Resolution No. 03-125; and

WHEREAS, by Resolution No. 08-117 the Board of County Commissioners approved the designation of the Dansville Brownfield Area identified boundaries, and said Resolution was submitted to the Florida Department of Environmental Protection (FDEP); and

WHEREAS, in July 2008, Pinellas County received a \$600,000 U.S. Environmental Protection Agency (USEPA) Cooperative Agreement Award for cleanup of the three historic neighborhood landfills in Dansville; and

WHEREAS, it is required that a Brownfield Site Rehabilitation Agreement (BSRA), be entered into between the FDEP and Pinellas County for site rehabilitation tasks, site access, the creation of a citizens advisory committee, and the submittal of technical reports and plans as agreed by the FDEP and Pinellas County; and

WHEREAS, the finalized BSRA will allow Pinellas County to apply for Voluntary Cleanup Tax Credits and other Brownfield financial incentives if so desired; and

WHEREAS, Pinellas County is the owner and Person Responsible for Brownfield Site Rehabilitation (PRFBSR).

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, in its regular session duly assembled on this 6th day of April, 2010 does hereby authorize the Chairman to execute and the Clerk to attest agreements negotiated between FDEP and Pinellas County consisting of three Brownfield Site Rehabilitation Agreements (Nos. BF520801001 (North), BF520801002 (Central), BF520801003 (South)) for the historic neighborhood landfills in the designated Dansville Brownfield Area.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Administrator be authorized to execute access agreements intrinsic to the three Brownfield Site Rehabilitation Agreements that permit the Florida Department of Environmental Protection to access County – owned property as needed.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Community Development Department Director or designee be authorized to sign and file necessary reports, plans, and other administrative documents related to the administration of the three Brownfield Site Rehabilitation Agreements.

NOW, THEREFORE BE IT STILL FURTHER RESOLVED that the Community Development Department be authorized to hold meetings or public hearings required under the conditions of the three Brownfield Site Rehabilitation Agreements.

Commissioner Harris offered the foregoing resolution and hereby moved its adoption, which was seconded by Commissioner Welch and upon roll call, the vote was:

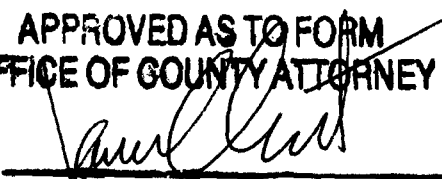
AYES: Seel, Latvala, Morroni, Welch, Bostock, Brickfield, and Harris.

NAYS: None.

ABSENT AND NOT VOTING: None.

APPROVED AS TO FORM
OFFICE OF COUNTY ATTORNEY

By

A handwritten signature in black ink, written over a horizontal line. The signature is cursive and appears to be "James L. Smith".

Attorney