

BOARD OF COUNTY COMMISSIONERS
PORT AUTHORITY
CIVIC CENTER AUTHORITY
COMMUNITY REDEVELOPMENT AGENCY
MANATEE COUNTY, FLORIDA

WEBSITE: WWW.MYMANATEE.ORG

Manatee County Administrative Center
Commission Chambers - First Floor - 1112 Manatee Avenue West
Bradenton, Florida 34205

Commission Office: (941) 745-3700
Commission Fax: (941) 745-3790

PLEDGE OF PUBLIC CONDUCT
WE MAY DISAGREE, BUT WE WILL BE RESPECTFUL OF ONE ANOTHER
WE WILL DIRECT ALL COMMENTS TO ISSUES
WE WILL AVOID PERSONAL ATTACKS

AGENDA (REVISED)
and
NOTICE OF PUBLIC MEETING

9:00 a.m. REGULAR MEETING January 24, 2012

MEETING CALLED TO ORDER:

John R. Chappie, Chairman

INVOCATION & PLEDGE OF ALLEGIANCE:

Pastor Phillip Hamm, First Baptist Church of Palmetto

[THE COMMISSION DOES NOT NECESSARILY ENDORSE THE RELIGIOUS BELIEFS OF ANY SPEAKER.]

ITEMS SCHEDULED FOR TIME CERTAIN

TO THE EXTENT POSSIBLE, THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED

10:00 A.M. – MEETING OF MANATEE COUNTY PORT AUTHORITY

AWARDS/PRESENTATIONS/PROCLAMATIONS

PROCLAMATIONS

MOTION: I MOVE TO ADOPT THE PROCLAMATIONS INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA

1. **Lakewood Ranch High School Pride Day** – January 24, 2012

PRESENTATIONS

2. **Sports Performance Industry** – Presentation by Manatee Economic Development Council and the Sports Performance Task Force

CITIZEN COMMENTS

COMMENTS SHOULD BE LIMITED TO TWO MINUTES PER PERSON AND SHOULD CONCERN ITEMS ON CONSENT AGENDA.

CONSENT AGENDA

THE FOLLOWING ITEMS ARE DETERMINED TO BE ROUTINE IN NATURE AND SHOULD BE CONSIDERED IN A SINGLE MOTION.
ITEMS DETERMINED TO WARRANT INDIVIDUAL DISCUSSION SHOULD BE REMOVED FROM THIS LIST PRIOR TO THE MOTION TO ADOPT.
SUCH ITEMS SHOULD BE DISCUSSED SEPARATELY.

CLERK OF CIRCUIT COURT

- **Clerk's Consent Calendar:** Approval

ADMINISTRATOR

3. **Suncoast Workforce Board** – Authorize Chairman to send letter to Manatee County Delegation opposing HB 7023/SB 1398

ATTORNEY

4. **Outside Counsel** – Authorize County Attorney to execute agreement to retain the Shulman Rogers law firm for services related to the County's FCC licenses, via a form of agreement and under such terms and conditions as approved by the County Attorney
5. **Tax Deed Sale** – Accept \$10,000 from Bay Living, Inc., as full payment for the outstanding Rehabilitative State Housing Initiatives Partnership mortgage
6. **Wares Creek, Phase III** – Adopt Resolutions R-12-012 (rescinding and replacing R-08-275), R-12-014, R-12-020, R-12-022, R-12-024, R-12-026, and R-12-028 determining purpose and necessity, and R-12-013 (rescinding and replacing R-08-276), R-12-015, R-12-021, R-12-023, R-12-025, R-12-027, and R-12-029 authorizing use of eminent domain "quick take" proceedings, for the acquisition of certain parcels of privately owned realty as related to the proposed dredging

John R. Chappie, District 3, Chairman

Larry Bustle, District 1, 1st Vice-Chairman; Michael Gallen, District 2, 2nd Vice-Chairman; Robin DiSabatino, District 4, 3rd Vice-Chairman
Donna G. Hayes, District 5; Carol Whitmore, District 6 At-Large, Joe McClash, District 7 At-Large

BUILDING AND DEVELOPMENT SERVICES

7. **Final Plat: Woodbrook Phase 1** – Approve, execute, and record
8. **Wingate Creek Mine** – Authorize setting public hearings on April 12, 2012 for Planning Commission and May 3, 2012 for Board of County Commissioners to consider proposed amendment to Wingate Creek Mine (DRI #4)

COMMUNITY SERVICES

9. **Baker Act Transportation Exception Plan** – Authorize Chairman to sign letter to Jeff Watts, Regional Director, Department of Children and Families, Substance Abuse and Mental Health Program Office, approving Manatee County Baker Act Transportation Exception Plan

FINANCIAL MANAGEMENT

10. **Budget Amendment Resolution** – Adopt Budget Resolution B-12-022
11. **Budget Amendment Resolution** – Adopt Budget Resolution B-12-024
12. **North Water Reclamation Facility** – Award IFB 11-2872DC in the amount of \$5,662,000, to Mitchell & Stark Construction Co., Inc., and authorize County Administrator or designee to subsequently execute contract with simultaneous dating of performance/payment bonds and acceptance of insurance certificates
13. **Pirate City Property Taxes** – Authorize payment to City of Bradenton of \$64,335.75 as return of county portion of county property taxes paid on Pirate City property

PROPERTY MANAGEMENT

14. **Bashaw Elementary School** – Accept and record Utility Easement from School Board of Manatee County, Affidavit of Ownership and Encumbrances
15. **Commercial Office Building (EHB)** – Accept Warranty Deed from Beach Court Investments, LLC for conveyance of building located at 5213 4th Avenue Circle East, Bradenton
16. **Erie Road Right of Way Map** – Authorize Chairman to execute and record map to delineate the additional right of way acquired for Erie Road
17. **Peridia Boulevard East** – Accept and record Utility Easement from Peridia Property Owners, Affidavit of Ownership and Encumbrances
18. **S.R. 70 at Lakewood Ranch Boulevard** – Accept and record Utility Easement (2) from Lost Creek Apartments, LLC and SMR North 70, LLC, Affidavit of Ownership and Encumbrances
19. **Wares Creek Stormwater Improvement Project** – Execute Contract for Sale and Purchase for an Access and Maintenance Easement from Ariane S. Previl

PUBLIC SAFETY

20. **Disaster Staging Area** – Adopt Resolution R-12-003 authorizing execution of license agreement with Tropicana Manufacturing Company, Inc., for use of Warehouse #17 as staging area to receive and break down emergency resources to be distributed to emergency relief distribution sites*
21. **Uncollectible EMS Accounts** – Adopt Resolution R-12-032 to remove uncollectible accounts for ambulance services totaling \$206,912.27

PUBLIC WORKS

22. **Multi Way Stop** – Authorize installation of multi-way stop on 36th Avenue East at 7th Street East, Bradenton
23. **Paratransit Grant** – Adopt Resolution R-12-030 authorizing submission and acceptance of grant award from Florida Department of Transportation for purchase of vehicles, equipment and/or expenditure of grant funds pursuant to grant award
24. **Sewer Assessment Project (Dude Ranch Acre)** – Authorize setting second public hearing on March 13, 2012 for sewer assessment project on 47th Avenue East, Bradenton

UTILITIES

25. **Water and Wastewater Franchise Agreements** – Execute agreements with City of Anna Maria*

REPORTS

26. **Dashboard Reports** – Accept into the record the Dashboard Report for month of December 2011

<p><i>RECOMMENDED MOTION: I MOVE TO APPROVE THE CONSENT AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA (AS MAY HAVE BEEN AMENDED IN THE SUPPLEMENTAL AGENDA).</i></p>

(END CONSENT)

CITIZEN COMMENTS

*COMMENTS SHOULD BE LIMITED TO TWO MINUTES PER PERSON
AND SHOULD CONCERN BUSINESS WHICH MAY, IF APPROPRIATE, BE PLACED ON A FUTURE AGENDA.*

John R. Chappie, District 3, Chairman

Larry Bustle, District 1, 1st Vice-Chairman; Michael Gallen, District 2, 2nd Vice-Chairman; Robin DiSabatino, District 4, 3rd Vice-Chairman
Donna G. Hayes, District 5; Carol Whitmore, District 6 At-Large, Joe McClash, District 7 At-Large

10:00 A.M.

MANATEE COUNTY PORT AUTHORITY

LARRY BUSTLE, CHAIRMAN
 CAROL WHITMORE, FIRST VICE-CHAIRMAN
 ROBIN DiSABATINO, SECOND VICE-CHAIRMAN

The Consent and Regular agenda items for any Port Authority meeting are set forth in the Port Authority Meeting Agenda Materials notebook. Port staff assumes responsibility for distribution of the agenda for the Port Authority meeting and has copies of the agenda available prior to and at the commencement of the Port Authority meeting

MANATEE COUNTY CIVIC CENTER AUTHORITY

DONNA HAYES, CHAIRMAN
 JOE McCLASH, FIRST VICE-CHAIRMAN
 MICHAEL GALLEN, SECOND VICE-CHAIRMAN

CONSENT AGENDA

- 27. **Minutes for Approval:** December 6, 2011
- 28. **Refund** – Authorize refund for \$3,904.12 to the Florida Gulf Coast Amateur Radio Council for event held December 2-4, 2011

RECOMMENDED MOTION: I MOVE TO APPROVE THE CIVIC CENTER CONSENT AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA (AS MAY HAVE BEEN AMENDED IN THE SUPPLEMENTAL AGENDA).
(END CIVIC CENTER CONSENT)

MANATEE COUNTY COMMUNITY REDEVELOPMENT AGENCY

ROBIN DiSABATINO, CHAIRMAN
 MICHAEL GALLEN, FIRST VICE-CHAIRMAN

NOTHING SCHEDULED

ADVISORY BOARD/COMMITTEE APPOINTMENTS

NOTHING SCHEDULED

ADVERTISED PUBLIC HEARINGS

NOTHING SCHEDULED

REGULAR AGENDA

BUILDING AND DEVELOPMENT SERVICES

- 29. **Code Enforcement Case 2006090215 (Ganske, nka Wells Fargo Bank)** – Reduce fines for this case to \$35,515 as previously recommended by Special Magistrate on October 26, 2011, subject to conditions

REPORTS

ADMINISTRATOR

- 30. **2011 Annual Report**

ADMINISTRATION/COMMISSION COMMENTS

ADJOURN

* Documents have been reviewed by County Attorney's Office

The Board of County Commissioners of Manatee County, the Manatee County Port Authority, the Manatee County Civic Center Authority, and the Manatee County Community Redevelopment Agency may elect not to convene, if no business is scheduled; however, each reserves the right to take action on any matter during its meeting, including items not set forth within this agenda. The Chair of each governing body at his/her option may take business out of order if he/she determines that such a change in the schedule will expedite the business of the governing body.

The Board of County Commissioners of Manatee County, Florida, does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions including one's access to, participation in, employment with, or treatment in, its programs or activities. Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act, should contact Kaycee Ellis at 742-5800; TDD ONLY 742-5802, wait 60 seconds; FAX 745-3790.

PUBLIC NOTICE: According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners (or the other entities that are meeting) with respect to any matter considered at said public hearing/meeting will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.