

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
and
NOTICE OF PUBLIC MEETING

9:00 a.m. REGULAR MEETING February 7, 2012

MEETING CALLED TO ORDER:

John R. Chappie, Chairman

INVOCATION & PLEDGE OF ALLEGIANCE:

Reverend Arlo Elam, Sarabay Baptist Church

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

AWARDS/PRESENTATIONS/PROCLAMATIONS

AWARDS

1. **February 2012 Employee of the Month** – Present award to **Ben Williams, Jr.**, Fuel Services Coordinator, Public Works Department

PROCLAMATIONS

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

2. **Palmetto High School Pride Day** – February 7, 2012
3. **Cortez Commercial Fishing Festival Days** – February 18-19, 2012
4. **Gulf Coast Senior Games Week** – February 21-26, 2012
5. **Engineers Week** – February 19-26, 2012
6. **Manatee County Museum Month** – February 2012
7. **Gulf Coast Builders Exchange 60th Anniversary**
8. **Faith United Methodist Church 25th Anniversary**
9. **Maestro Leif Bjaland Day** – February 16, 2012 *[NO PRESENTATION SCHEDULED]*

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

FINANCIAL MANAGEMENT

10. **Budget Amendment Resolution** – Adopt Budget Resolution B-12-026

NATURAL RESOURCES

11. **Fee Schedule Revision** – Adopt Resolution R-12-043 amending R-09-210 providing for adjustments in user fees for certain recreational activities at the preserves managed and maintained by the Natural Resources Department

NEIGHBORHOOD SERVICES

12. **Economic Development Incentive (EDI)** – Rescind Resolution R-10-202 and adopt Resolution R-12-038 finding that Project Indigo is approved for an EDI grant up to \$41,000 to be paid over a five-year period

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

13. **Economic Development Incentive (EDI)** – Rescind Resolution R-10-223 and adopt Resolution R-12-039 finding that Project Trinity Graphics USA is approved for an EDI grant up to \$23,000 to be paid over a five-year period
14. **Economic Development Incentive (EDI)** – In matters pertaining to Project Shuffle, adopt Resolution R-12-044 recommending approval as a Qualified Target Industry Business and Resolution R-12-045 approving a Transportation Impact Fee incentive
15. **Economic Development Incentive (EDI)** – In matters pertaining to Project Alpha, adopt Resolution R-12-050 recommending approval as a Qualified Target Industry Business and Resolution R-12-049 approving a Transportation Impact Fee incentive

PARKS AND RECREATION

16. **Concessions Building at Lakewood Ranch Park** – Adopt Resolution R-12-008 authorizing execution of a License Agreement with Braden River Soccer Club, Inc., for construction of an extension to the building at Lakewood Ranch Park

PROPERTY MANAGEMENT

17. **44th Avenue East (12th Street East to 19th Street Court East)** – Accept and record Temporary Construction Easement from John F. and Sharon A Bozman located at 1912 44th Avenue East
18. **44th Avenue East (12th Street East to 19th Street Court East)** – Accept and record Temporary Construction Easement from MJC 1812 Realty Trust, LLC located at 1812 44th Avenue East
19. **44th Avenue East (12th Street East to 19th Street Court East)** – Accept Warranty Deeds and Drainage Easements from El Rancho Partners LTD and Mike Carter I, Inc., Seller’s Affidavit and Solicitation
20. **Bennett Park Entry Road** – Accept and record Right-of-Way Easement from Cypress Creek Investments, LLC; Affidavit of Ownership and Encumbrances; Consent
21. **Sanitary Sewer Lift Station and Force Main** – Execute and record Agreement for the Installation and Maintenance of Publicly Owned Facilities Underlying Privately Owned Lands with Silver Lake Community Association, Inc., Utility Easement, Affidavit of Ownership and Encumbrances
22. **U.S. 301, Parrish** – Accept and record Drainage Easement from Michael Todd and Gayle Wyland Reed required for a permanent, non-exclusive easement; Affidavit of Ownership and Encumbrances
23. **U.S. 301/Fort Hamer Road Intersection** – Adopt Resolution R-12-037 authorizing Property Acquisition to conduct pre-suit negotiations and make written offers to purchase certain parcels, as defined in Exhibit A, required for the U.S. 301/Fort Hamer Road Intersection Improvement Project, before proceeding with eminent domain
24. **Wares Creek Stormwater Improvement Project** – Execute and record Agreement for Subordination of Utility Interests and Agreement for Reimbursement for Additional Facility Relocations from Bright House Networks, LLC

PUBLIC SAFETY

25. **Special Needs Shelters** – Adopt Resolution R-12-046 authorizing execution of Memorandum of Understanding with Manatee County Health Department and School Board of Manatee County to establish the special needs shelter responsibilities*

PUBLIC WORKS

26. **Park Avenue Water Main** – Execute Participation Agreement to build replacement water main on Park Avenue in Anna Maria, Florida*
27. **Surplus Equipment** – Adopt Resolutions R-12-031 and R-12-042 authorizing donation to Reliable Business Solutions, Inc., and Manatee Educational Television Consortium, and classify property which is uneconomical to upgrade or repair as surplus per Florida Statute §274.05 to enable appropriate and authorized disposition, and authorize disposal
28. **Surplus Vehicles** – Classify vehicles which are uneconomical to operate as surplus per Florida Statute §274.05 to enable appropriate and authorized disposition, and authorize disposal

UTILITIES

29. **Bad Debt** – Write off bad debt of \$5,469.30 (Water/Sewer Fund 401)

<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> <p>(END CONSENT)</p>

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

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.*

MANATEE COUNTY PORT AUTHORITY

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

NOTHING SCHEDULED

MANATEE COUNTY CIVIC CENTER AUTHORITY

DONNA G. HAYES, CHAIRMAN
JOE MCCLASH, FIRST VICE-CHAIRMAN
MICHAEL GALLEN, SECOND VICE-CHAIRMAN

NOTHING SCHEDULED

MANATEE COUNTY COMMUNITY REDEVELOPMENT AGENCY

ROBIN DISABATINO, CHAIRMAN
MICHAEL GALLEN, FIRST VICE-CHAIRMAN

CONSENT AGENDA

30. **Minutes for Approval:** November 21, 2011, December 20, 2011, January 10, 2012, January 24, 2012

REGULAR AGENDA

31. **Taylor Nursery Property** – Presentation on proposed uses of property located at the northeast corner of 9th Street East and 63rd Avenue East within the South County Community Redevelopment Area

ADVISORY BOARD/COMMITTEE APPOINTMENTS

NOTHING SCHEDULED

ADVERTISED PUBLIC HEARINGS

NOTHING SCHEDULED

REGULAR AGENDA

ATTORNEY

32. **Outside Counsel** – Retain the Tallahassee law firm of Hinkle & Foran and its consortium partners to represent Manatee County, on a contingency fee basis, against BP for additional damages the County may be entitled to from the Deep Water Horizon Oil Spill

CONVENTION AND VISITORS BUREAU

33. **Spring Training Facility** – Approve and authorize County Administrator to execute Interlocal Agreement with City of Bradenton regarding Pittsburgh Pirates Spring Training Facility*

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.