

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

WEBSITE: [WWW.MYMANATEE.ORG](http://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 -

**9:00 a.m. REGULAR MEETING February 24, 2009**  
MEETING CALLED TO ORDER: *Dr. Gwendolyn Y. Brown, Chairman*  
INVOCATION: Pastor Joey Mimbs, Bethel Baptist Church  
PLEDGE OF ALLEGIANCE

### CITIZEN'S 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

#### PROCLAMATIONS

1. **Scouting Anniversary Month** – February 2009
2. **Engineers Week** – February 15-21, 2009
3. **Spay Day** – February 24, 2009

#### ATTORNEY

4. **Blossom Grove/FLM, Inc.** – Accept into the record documents from the closing of the property exchange between Manatee County and FLM, Inc.
5. **Hidden Harbour** - Accept into the record documents from the closing on the acquisition of property commonly referred to as Hidden Harbour

#### COMMUNITY SERVICES

6. **Adult Daycare** – Execute Amendment 1 to Community Care for the Elderly agreement with Meals on Wheels Plus of Manatee, Inc. (decrease)
7. **Capital Stimulus Assistance Grant** – Adopt Resolution R-09-069 authorizing Chairman to sign a 5311 Capital Stimulus Assistance Grant Application for Transit Projects, accepting grant funds from Florida Department of Transportation, and expenditure of grant funds pursuant to grant award
8. **Home Delivered Meals** - Execute Amendment 1 to Community Care for the Elderly agreement with Meals on Wheels Plus of Manatee, Inc. (decrease)
9. **Specialty License Plate Fund** – Authorize staff to develop Choose Life specialty license plate general fund agreements with non-profit agencies (4)

#### COURT ADMINISTRATOR

10. **Asset Transfer to Courts** – Confirm transfer of assets to Court Administrator, as required by Florida Statutes 29.008(1)(a)2, which implements revisions to Article V financial responsibility

#### FINANCIAL MANAGEMENT

11. **Budget Amendment Resolution** – Adopt Budget Resolution B-09-019

Gwendolyn Y. Brown, District 2, Chairman

Carol Whitmore, District 6 County-wide, 1st Vice-Chairman; Donna Hayes, District 5, 2nd Vice-Chairman; Larry Bustle, District 1, 3<sup>rd</sup> Vice-Chairman  
John R. Chappie, District 3; Ron Getman, District 4; Joe McClash, District 7 County-wide

12. **NewsBank License Agreement** – Execute license agreement with NewsBank Inc., to allow electronic access to news articles on an as-required basis\*
13. **Reclaimed Water Storage Tank** – Execute Work Assignment 9 with URS Corporation Southern for design, permitting, bidding, and construction services for a 10 million gallon tank
14. **Robinson Preserve** – Execute Change Order 5 to Work Assignment WW-31 with Post, Buckley, Schuh & Jernigan, Inc., for engineering services for design construction and permitting for the Valentine House move and Visitors Center
15. **U.S. 301 (Old Tampa Road to C.R. 675)** – Execute Work Assignment 1 with URS Corporation Southern for construction engineering and inspection services
16. **Vehicles and Light Trucks** – Authorize purchase of 51 vehicles via Florida Sheriffs Contract from authorized vendors

#### **INFORMATION SERVICES**

17. **Donations** – Accept cash donations totaling \$1,605 to the Library Division during FY 2007-08 (October-December 2008)
18. **Fines and Fees** – Adopt revised policy for Manatee Public Library Materials Fines and Fees

#### **NATURAL RESOURCES**

19. **Donation** – Accept donation of 50 Live Oak trees valued at \$50 each (\$2,500 total) from Arctic Palm Company
20. **Robinson Preserve Residence Release** – Authorize Chairman to sign lease with Max Reinald Dersch, an employee of the County\*

#### **NEIGHBORHOOD SERVICES**

21. **Code Enforcement (McDowell-CE2006060743)** – Rescind orders and fines (as previously approved by Special Magistrate on January 28, 2009)
22. **Code Enforcement (Nardone-CE2006100621)** – Rescind fines (as previously approved by Special Magistrate on April 23, 2008)
23. **Local Housing Assistance Plan (LHAP)** – Adopt Resolution R-09-048, amending R-08-271, providing for revisions to the LHAP for FY 2006-2009
24. **Norma Lloyd Park** – Accept, upon receipt, contribution of \$51,794 from the Central Community Redevelopment Agency toward construction of Phase 1, Soccer Field/Lights, and adopt Budget Resolution B-09-020

#### **PARKS AND RECREATION**

25. **Bennett Park** – Execute Amendment to Bennett Park Entry Road Agreement with Ruben Holland

#### **PLANNING**

26. **PA-09-04 Manfull/Waste Management Class III Landfill** – Authorize staff to process proposed plan amendment PA-09-04 for consideration for a Class III landfill
27. **University Place Joint Venture** - Authorization for Chairman to execute assignment of Impact Fee Credit Authorization CA-02-12(P) to specified subdivisions

#### **PROPERTY MANAGEMENT**

28. **Desoto Center** – Execute and record Easement to Florida Power and Light Company for installation of underground electrical utility facilities for bus transfer station
29. **North County Water Treatment Plant** – Accept and record Utility Easement, Temporary Construction Easement, and Temporary Ingress/Egress Access and Construction Easement from School Board of Manatee County for construction of monitoring wells and waterline, Affidavit of Ownership and Encumbrances, and execute and record Ingress/Egress Access Easement to School Board of Manatee County
30. **Onahom Farms** – Adopt Resolution R-09-050-V declaring a public hearing on March 24, 2009, to consider and act upon application to vacate certain platted rights-of-way\*
31. **Plantation Bay Estates** - Adopt Resolution R-09-092-V declaring a public hearing on March 24, 2009, to consider and act upon application to vacate certain platted easements\*
32. **University Park Center** – Accept and record Conservation Easement from Tramlaw, LLC, Affidavit of Ownership and Encumbrances
33. **Walker Crews Preserve** – Adopt Resolution R-09-056 authorizing submission of grant application to State of Florida, Department of Environmental Protection under the Land and Water Conservation Fund Program, and authorize County Administrator to execute all related documents
34. **Wares Creek Stormwater Improvement Project (Parcel W264)** – Accept Warranty Deed from Patricia T. Copp for conveyance of vacant parcel of land, record Seller's Affidavit and Solicitation

#### **PUBLIC SAFETY**

35. **Service Agreement** – Execute Application for Service agreement with Verizon Florida Inc.\*

Gwendolyn Y. Brown, District 2, Chairman

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John R. Chappie, District 3; Ron Getman, District 4; Joe McClash, District 7 County-wide

**PUBLIC WORKS**

- 36. **Hernando Avenue** – Authorize setting public hearing on May 19, 2009, to consider amending the street lighting roll for the Hernando Avenue Street Lighting Municipal Service Benefit Unit
- 37. **Winterland Estates** – Authorize setting second public hearing on June 23, 2009, for possible sewer assessment project in Winterland Estates

**UTILITIES**

- 38. **Fee Waiver** – Approve, ratify, and confirm waiver of tipping fees at the Lena Road Landfill for disposal of cover material generated from the Bowlees Creek Dredge Project
- 39. **Landfill Gas Agreement** - Authorize subsequent execution of amendment to Licensing Use of Landfill Gas agreement with Manatee Green Power, LLC, to extend performance date to February 2010\*
- 40. **Water Restriction Enforcement** – County Administrator to delegate enforcement of water shortage restrictions to Utilities Department, Water Conservation Program staff, in addition to a Water Conservation Resource Officer who has code enforcement certification\*

**REPORTS**

- 41. **Dashboard Reports** - Accept into the record dashboard report for month of January 2009
- 42. **Responses to Board Inquiries** - Accept into the record responses from various County departments to inquiries of the Board of County Commissioners: (1) Public Defender move to Judicial Center, (2) Intersection Revisions-127<sup>th</sup> St W (B805897); (3) Mango Park Sidewalk (B804544)

*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).*  
**(END CONSENT)**

**AWARDS/PRESENTATIONS/PROCLAMATIONS**

**HUMAN RESOURCES**

- 43. **Retirement Award** – Present award to **Arthur Ricker, Jr.**, Senior Plans Examiner, Building Department, honoring his 20+ years of service with Manatee County Government

**PARKS AND RECREATION**

- 44. **2009 Facility Showcase** – Present certificates of appreciation to Preserve Our Beautiful Beaches Task Force Committee for their contribution to the Coquina Beach parking lot re-design (as recognized by Florida Recreation & Park Association)

**PROCLAMATIONS (APPROVED WITH CONSENT AGENDA)**

- **Scouting Anniversary Month** – February 2009
- **Engineers Week** – February 15-21, 2009
- **Spay Day** – February 24, 2009

**ADMINISTRATOR**

- 45. **Solutions to Avoid Red Tide (S.T.A.R.T.)** – Presentation by Sandy Gilbert, Chairman, Manasota Chapter

**CITIZEN'S 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**  
RON GETMAN, CHAIRMAN  
DONNA HAYES, FIRST VICE-CHAIRMAN  
LARRY BUSTLE, 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

**NOTHING SCHEDULED**

**MANATEE COUNTY CIVIC CENTER AUTHORITY**

CAROL WHITMORE, CHAIRMAN  
JOE McCLASH, FIRST VICE-CHAIRMAN  
JOHN R. CHAPPIE, SECOND VICE-CHAIRMAN  
NOTHING SCHEDULED

**MANATEE COUNTY COMMUNITY REDEVELOPMENT AGENCY**

DONNA HAYES, CHAIRMAN  
JOHN R. CHAPPIE, FIRST VICE-CHAIRMAN  
NOTHING SCHEDULED

**ADVISORY BOARD/COMMITTEE APPOINTMENTS**

NOTHING SCHEDULED

**ADVERTISED PUBLIC HEARINGS**

NOTHING SCHEDULED

**REGULAR AGENDA**

NOTHING SCHEDULED

**COMMISSIONERS' AGENDA**

**McCLASH**

- **Mango Park Sidewalk Extension**

**OTHER COUNTY BUSINESS**

**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 take action on any matter during this meeting, including but not limited to, those items as set forth within this agenda. The Chair at his/her option may take business out of order if he/she determines that such a change in the agenda's schedule will expedite the business of the Commission.

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.

Prepared/Revised on 2/19/2009

Gwendolyn Y. Brown, District 2, Chairman

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