

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 -

9:00 a.m. REGULAR MEETING August 11, 2009

MEETING CALLED TO ORDER: *Dr. Gwendolyn Y. Brown, Chairman*
INVOCATION: Pastor Shirley Baucom, Kingdom Life Christian Church
PLEDGE OF ALLEGIANCE

ITEMS REMOVED FROM CONSENT AGENDA WILL BE CONSIDERED AT **11:30 A.M.**
THE BOARD WILL GENERALLY RECESS FOR A LUNCH BREAK AT OR NEAR **12:00 P.M.**

ITEMS SCHEDULED FOR TIME CERTAIN

10:00 A.M.

39. **DOWNTOWN TRANSIT CENTER**

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. **Women's Equity Day** – August 22, 2009
2. **Got 2 B Safe! Child Safety Day** – August 24, 2009
3. **American Business Women's Day** – September 22, 2009
4. **Cigarette Litter Prevention Month** – August 2009

COMMUNITY SERVICES

5. **Home Care for the Elderly** – Execute Amendment 4 to agreement with West Central Florida Area Agency on Aging, inc., increasing funding amount and replacing Attachment III Budget Summary
6. **Homeless Services** – Execute Amendment 1 to agreement with Suncoast Partnership to End Homelessness to increase funding for printing of *The Community Resources Directory of Homeless Services for Manatee County Residents*
7. **Indigent Care** – Execute Amendment 1 to agreement with Manatee Memorial Hospital to provide county participation in the Agency for Health Care Administration Low Income Pool Intergovernmental Transfer Program*

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

8. **Justice Assistance Grant** – Adopt Resolution R-09-178 authorizing submission and acceptance of grant from Florida Department of Law Enforcement (FDLE); authorize Chairman to execute all necessary documents related to grant submission and acceptance; and authorize Community Services Director or designee to execute all appropriate documents required in connection with administrative functions; and authorize Chairman to sign letter to FDLE approving allocation of Federal grant funds
9. **Old Parrish School House** – Execute five-year lease agreement, and one-year funding agreement for non-profit services with Parrish Foundation, Inc., for operation of a Community Center*
10. **West Coast Inland Navigation District (WCIND)** – Authorize Chairman to sign letter to WCIND requesting redirection of unused funds to the Manatee County WCIND Countywide Navigation Improvement Fund for use in future county-developed navigation improvement projects

CONVENTION AND VISITORS BUREAU

11. **Marketing Plans and Budget** – Approve FY 2010-2011 Marketing Plans and Budget for Bradenton Area Convention and Visitors Bureau

FINANCIAL MANAGEMENT

12. **Budget Amendment Resolution** – Adopt Budget Resolution B-09-034
13. **G.T. Bray Recreational Center** – Execute agreement with Halfacre Construction, Inc., to provide design build construction services
14. **Red Light Enforcement System** – Execute agreement with ACS State & Local Solutions, Inc., for automated red light enforcement system and services on a revenue generating basis as no cost to the County*
15. **Trailer Estates Water System Improvements** – Award IFB 09-1478DS to Harris-McBurney Company, and execute contract with simultaneous dating of performance/payment bonds, and acceptance of insurance certificate

INFORMATION SERVICES

16. **Library Donations** – Accept donations to the Library Division totaling \$18,957.12
17. **Library Fines and Fees** – Adopt revisions to the Manatee County Public Library Materials Fines and Fees
18. **Talking Book Service** – Execute agreement with Pinellas Public Library Cooperative to provide Talking Book service to Manatee County patrons

NATURAL RESOURCES

19. **Anna Maria Island Beach Nourishment Grant** – Execute Amendment 3 to agreement with Florida Department of Environmental Protection (increase)
20. **Hardee Correctional Institution** – Execute contract with Florida Department of Corrections for deployment of State Department of Corrections work squad for the Manatee County Natural Resources Department

NEIGHBORHOOD SERVICES

21. **Affordable Housing Project** – Execute land use and deed restriction agreement with Manatee County Habitat for Humanity, Inc., for project partially funded by CDBG Program
22. **Community Development Block Grant Recovery (CDBG-R) Program** - Execute Funding Approval/Agreement with U.S. Department of Housing and Urban Development for funding through the CDBG-R Program

PROPERTY MANAGEMENT

23. **12th Street Court East, Bradenton** – Authorize negotiations for purchase of half-acre parcel owned by James Hall at 2907 12th Street Court East
24. **Kingfish Boat Ramp** – Adopt Resolution R-09-132 declaring a public purpose for property located at Kingfish Boat Ramp and requesting Florida Department of Transportation (FDOT) to enter into lease agreement with Manatee County; and authorize Chairman to execute lease with FDOT*
25. **MPO Professional Office Lease** – Accept and authorize Chairman to sign renewal lease extension with Airport Commerce Center, Inc., for offices occupied by the Sarasota/Bradenton Metropolitan Planning Organization*

PUBLIC WORKS

26. **Dynamic Message Signs** – Adopt Resolution R-09-180 authorizing Chairman to execute Local Agency Program Supplemental 02 with FDOT for construction costs to replace two cantilevered dynamic message signs on S.R. 789 (Gulf Drive) with two truss supported sign
27. **Tidewater Preserve Community Development District (CDD)** – Authorize Chairman to send letter to Mayor of City of Bradenton requesting input from Bradenton City Council regarding dissolution of Tidewater Preserve CDD*

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

UTILITIES

- 28. **Data Collection** – Execute Joint Funding Agreement with U.S. Geological Survey for data collection at five stations (Manatee River at Rye Bridge, Fort Hamer, Devil’s Elbow, and Myakka Head, and Little Manatee River at Duette)
- 29. **Fee Waivers** – Waive services fees assessed utility customer accounts for returned bank items
- 30. **Ordinance 09-53 Debris Collection** – Authorize setting public hearing on August 25, 2009 to consider adoption of Ordinance 09-53 amending Section 2-16-45 of the Manatee County Code of Laws to create public safety access to private streets*

REPORTS

- 31. **Responses to Board Inquiries** - Accept into the record responses from various County departments to inquiries of the Board of County Commissioners: 1) Parrish School House (B902579); 2) Fire-Damaged Home (B903189)

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

- 32. **August Employee of the Month** – Present award to **Howard Pence**, Public Works Maintenance Technician II, Public Works Department

PROCLAMATIONS (APPROVED WITH CONSENT AGENDA)

- **Women’s Equity Day** – August 22, 2009
- **American Business Women’s Day** – September 22, 2009
- **Cigarette Litter Prevention Month** – August 2009

ADMINISTRATOR

- 33. **Animal Rescue Coalition** – Presentation of plaque to Board of County Commissioners in recognition of commitment to reducing pet overpopulation and ending the euthanasia of healthy dogs and cats in our community
- 34. **State of the Bay** – Presentation by Mark Alderson, Sarasota Bay Estuary Program

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

NEIGHBORHOOD SERVICES

- 35. **Affordable Housing Advisory Committee** - Appoint one member to represent vacant Seat 2, and adopt Resolution R-09-182 confirming appointment of member to Seat 2

ADVERTISED PUBLIC HEARINGS

9:00 a.m. or as soon thereafter as same may be heard

SWEARING IN OF STAFF AND PUBLIC WHO WILL GIVE TESTIMONY

PRESENTATIONS SCHEDULED - ITEMS 36-37

PLANNING

- 36. **PA-09-04/ORDINANCE 09-06 – MANFULL/WASTE MANAGEMENT/CLASS III LANDFILL**
 (Leon Kotecki, Principal Planner)
 Request: Adoption of an Ordinance of the Board of County Commissioners of Manatee County, Florida, regarding Comprehensive Planning, amending The Manatee County Comprehensive Plan; providing a purpose and intent; providing findings; providing for an amendment to the Future Land Use Map of the Manatee County Comprehensive Plan from AG/R (Agricultural/Rural) to P/SP(1) (Public/Semi Public (1)) with a declared use as a Class III geosynthetically-lined landfill and recycling facility with accessory uses on lands located on the west side of County Route (CR) 39 at the Manatee-Hillsborough County line at 14215, 14307, and 14415 fronting CR 39, north of Duette; consisting of 208.15 ± acres; and providing for an associated text amendment to the general introduction – special plan interpretation provision of the Manatee County Comprehensive Plan; providing for severability; and providing an effective date*

- 37. **PA-09-08/ORDINANCE 09-31 – FLORIDA BIOMASS ENERGY**
 (Leon Kotecki, Principal Planner)
 Request: Adoption of an Ordinance of the Board of County Commissioners of Manatee County, regarding Comprehensive Planning, amending The Manatee County Comprehensive Plan; providing a purpose and intent; providing findings; providing for an amendment to the Future Land Use Map of the Manatee County Comprehensive Plan from IL (Industrial-Light) to P/SP(1) (Public/Semi Public(1)) Future Land Use Classification, maintaining all overlays as applicable; providing for a declared use as an Electricity Generating Facility using biomass fuels and maintaining the option for light industrial uses as provided for in the former IL (Industrial-Light) Future Land Use Category for these lands located west of US 41 North at 11551 and 11805 US 41 North; consisting of 44.35± acres; and providing for an associated text amendment to the general introduction – Special Plan interpretation provision of the Manatee County Comprehensive Plan; providing for severability; and providing an effective date*

REGULAR AGENDA

ATTORNEY

- 38. **Interlocal Service Boundary Agreement** – Authorize County Attorney’s Office to prepare resolution in response to City of Anna Maria Resolution R-09-653

[10:00 A.M. TIME CERTAIN]

PROPERTY MANAGEMENT

- 39. **Downtown Transit Center** – Discussion of alternate locations for the downtown transit center and authorization to proceed with engineering design for construction

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 8/7/2009

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, 3rd Vice-Chairman
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