

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  
and  
NOTICE OF PUBLIC MEETING

**9:00 a.m. REGULAR MEETING January 26, 2010**

MEETING CALLED TO ORDER: *Donna G. Hayes, Chairman*  
INVOCATION: Pastor Shirley Baucom, Kingdom Life Christian 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. **Bradenton GeckoFest** – January-May 2010
2. **League of Women Voters 90<sup>th</sup> Birthday Month** – February 2010

**ADMINISTRATOR**

3. **Beach Trolley** – Approve agreement for financial support for the Manatee County Beach Trolley with Anna Maria Island Chamber and authorize County Administrator to execute same\*

**COMMUNITY SERVICES**

4. **Community Transportation Agreements** – Execute agreements with Manatee Glens, Myakka City Community Center, Transportation Management Services of Brevard, Inc., Anna Maria Island Community Center, Inc., and Manasota ARC, to provide para-transit transportation services

**FINANCIAL MANAGEMENT**

5. **Budget Amendment Resolution** – Adopt Budget Resolution B-10-019
6. **Credit Authorization (Gamble Creek Estates, LLC)** – Execute Credit Authorization CA-07-05(T)(R), and Amended Final Authorization of Transportation Credit for eligible road construction cost
7. **Land Acquisition and Relocation Services** – County Administrator or designee to execute agreements for services with American Acquisitions Group, Inc., Florida Acquisition & Appraisal, Inc., HDR Engineering, Inc., Independent Acquisition & Appraisal, LLC, and PBS&J
8. **Payments in Lieu of Taxes** – Adopt Resolution R-10-010 confirming authorization of imposition and payment of the FY 2009-10 payment in lieu of taxes upon certain property owned by the County's Utilities system
9. **Suburban Water Line Replacement Project** – Award IFB 09-32810V to Volt Information Services in the amount of \$1,060,905.16, and authorize County Administrator or designee to execute contract and related documents

Donna G. Hayes, District 5, Chairman

Carol Whitmore, District 6 At-Large, 1st Vice-Chairman; John R. Chapple, District 3, 2nd Vice-Chairman; Larry Bustle, District 1, 3<sup>rd</sup> Vice-Chairman  
Dr. Gwendolyn Y. Brown, District 2; Ron Getman, District 4; Joe McClash, District 7 At-Large

**NATURAL RESOURCES**

- 10. **Charlotte Harbor National Estuary Program (CHNEP)** – Execute FY 2010 funding agreement with Southwest Florida Regional Planning Council for county share funding of CHNEP in the amount of \$5,000
- 11. **Duette Preserve** – Authorize County Administrator to submit application to U.S. Environmental Protection Agency for reforestation project on Duette Preserve

**NEIGHBORHOOD SERVICES**

- 12. **Land Use and Deed Restriction Agreement** – Execute agreement for Manatee County Housing Authority, a Neighborhood Stabilization Program housing development
- 13. **Neighborhood Enhancement Grant** – Accept check for \$692.23 from Rubonia Community Coalition to construct a community sign located in County’s right of way using the County’s sign shop services

**PROPERTY MANAGEMENT**

- 14. **Concession Subdivision** – Accept and record Drainage Easement from The Concession Land Development, LLC; Affidavit of Ownership and Encumbrances
- 15. **Dude Ranch Acres Sanitary Sewer Lift Station** – Accept and record Permanent Easement and Temporary Construction Easement from Joseph E. Poirier; Affidavit of Ownership and Encumbrances; Joinder
- 16. **NAVD88 Project** – Execute Cooperative Funding Agreement with Southwest Florida Water Management District for implementation of NAVD88 Project, and approve Budget Amendment B-10-020\*

**UTILITIES**

- 17. **Fee Waiver** – Waive total of \$1,215 in services fees assessed to utility customer accounts for returned bank items
- 18. **Settlement Offer** – Authorize Chairman to sign settlement offer from Department of Environmental Protection in the amount of \$6,250 as resolution to matter identified in Warning Letter (9/17/08)\*

**REPORTS**

- 19. **Dashboard Reports** - Accept into the record the Dashboard Report for month of December 2009

*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**

- 20. **Retirement Award** – Present award to **Terry L. Freer**, Parks Maintenance Supervisor, Parks and Recreation Department, honoring his 20 years of services with Manatee County Government
- 21. **Retirement Award** – Present award to **Bonnie M. Freer**, Construction Review Specialist, Building Department, honoring her 20 years of services with Manatee County Government

**PROCLAMATIONS (APPROVED WITH CONSENT AGENDA)**

- **Bradenton GeckoFest** – January-May 2010
- **League of Women Voters 90<sup>th</sup> Birthday Month** – February 2010

**HUMAN RESOURCES**

- 22. **Gavel Plaque Awards** – Present gavel plaque awards to Commissioners serving as Chairman of various Boards during the year 2009

**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**  
NOTHING SCHEDULED

**MANATEE COUNTY CIVIC CENTER AUTHORITY**

CAROL WHITMORE, CHAIRMAN  
 LARRY BUSTLE, FIRST VICE-CHAIRMAN  
 JOE McCLASH, SECOND VICE-CHAIRMAN

**CONSENT AGENDA**

- 23. **Minutes for Approval** – November 17, 2009
- 24. **Antique Show** – Authorize Executive Director or designee to execute license agreement 30-051, replacing voided agreement 29-166, with Service Club of Manatee County

*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**

NOTHING SCHEDULED

**ADVISORY BOARD/COMMITTEE APPOINTMENTS**

NOTHING SCHEDULED

**ADVERTISED PUBLIC HEARINGS**

**PRESENTATIONS UPON REQUEST - ITEMS 25-26**

**PLANNING**

- 25. **PDR-05-60(Z)(P) NAP DUKE RANCH, LLC, MML I, LLC, and PGCI I, LLC/SILVERLEAF**  
 (Miles Gentry, Principal Planner) DTS #20050460  
**(Continued from 6/04/09, 6/23/09, 8/06/09, 10/01/09, 11/17/09, and 12/15/09) (To be continued to March 4, 2010)**  
 An Ordinance of the Board of County Commissioners of Manatee County, Florida, regarding land development, amending the official zoning atlas (Ordinance No. 90-01, the Manatee County Land Development Code) relating to zoning within the unincorporated area; providing for a rezone of approximately 263.35 acres at the northwest corner of Old Tampa Road and Chin Road from A/NCO (General Agricultural/North Central Overlay) to the PDR/NCO (Planned Development Residential) zoning district, retaining the North Central Overlay; approving a Preliminary Site Plan for 621 single-family detached units; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date.
  
- 26. **LDA-09-03 LOCAL DEVELOPMENT AGREEMENT FOR SILVERLEAF DEVELOPMENT**  
 (Miles Gentry, Principal Planner) DTS#20090096  
**(Continued from 11/17/09 and 12/15/09) (To be continued to March 4, 2010)**  
 Request: Approval of a Local Development Agreement providing for the issuance of a fifteen (15) year certificate of level of service compliance; providing for dedication of right-of-way and the payment of a proportionate share of the cost to mitigate impacts on public facilities; providing for design, permitting and construction of project entrance improvements including turn lanes; providing for severability, and providing for an effective date. The Local Development Agreement applies to Silverleaf for which approval is sought pursuant to pending application known as PDR-05-60(Z)(P) (263.35 ± acres). The proposed use of the properties is residential development. Pursuant to the pending zoning request, Silverleaf is seeking approval for 713 residential units, each with a maximum height of 35 feet.

*RECOMMENDED MOTION:* I MOVE TO APPROVE THE PRESENTATIONS UPON REQUEST AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA (AS MAY HAVE BEEN AMENDED IN THE SUPPLEMENTAL AGENDA).

**REGULAR AGENDA**

**PUBLIC WORKS**

- 27. **Median Landscaping on S.R. 64** (MATERIALS TO BE PROVIDED AT MEETING)

**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.

Prepared/**Revised** on 1/21/2010

**Donna G. Hayes, District 5, Chairman**

Carol Whitmore, District 6 At-Large, 1st Vice-Chairman; John R. Chapple, District 3, 2nd Vice-Chairman; Larry Bustle, District 1, 3<sup>rd</sup> Vice-Chairman  
Dr. Gwendolyn Y. Brown, District 2; Ron Getman, District 4; Joe McClash, District 7 At-Large