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Manatee County Government Administrative Center
Commission Chambers, First Floor
9:00 a.m. - April 9, 2013

REVISED April 9, 2013 - Regular Meeting

BOARD OF COUNTY COMMISSIONERS
PORT AUTHORITY
CIVIC CENTER AUTHORITY
COMMUNITY REDEVELOPMENT AGENCY

AGENDA
and
NOTICE OF PUBLIC MEETING

MEETING CALLED TO ORDER (Larry Bustle, Chairman)

INVOCATION (The commission does not endorse the religious beliefs of any speaker.)

1. [Invocation led by Pastor Ziggy Kotlarczyk, JOY Fellowship](#)

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS

Items Scheduled for Time Certain

2. [9:30 A.M. TIME CERTAIN - ITEM #43 - HEALTH CARE SURTAX REFERENDUM](#)
3. [1:30 TIME CERTAIN - AWARDS/PRESENTATIONS/PROCLAMATIONS \(ITEMS 6-15\)](#)
4. [2:00 P.M. TIME CERTAIN - ITEM #44 - BUS RAPID TRANSIT PRESENTATION](#)

Changes to Agenda

5. [Updates to Agenda](#)

Attachment: [20130409 Update Memo.pdf](#)

A. AWARDS/PRESENTATIONS/PROCLAMATIONS (1:30 P.M. TIME CERTAIN)

Awards and Presentations

6. [Employee of the Month - Lee Washington](#)

Attachment: [Washington_EOM.pdf](#)

Attachment: [Lee_EOM_1303202013110110.pdf](#)

7. [Presentation of 2013 Fleet Masters Award received by Fleet Services to the Board](#)

Attachment: [Agenda Memorandum Background - Discussion.pdf](#)

8. [2013 Florida Master Naturalist Graduation Recognition](#)

Attachment: [Florida Master Naturalist Graduation Roster.pdf](#)

9. [2012 Friends of Our Urban Forest Award to Keep Manatee Beautiful & ELMAC](#)

Attachment: [Florida Urban Forestry Council Award 2013 Ltr.pdf](#)

Proclamations (Motion required to adopt proclamations)

10. [National Arbor Day](#)

Attachment: [Arbor Day - 04.09.13.pdf](#)

11. [Dana Pounds Day](#)

Attachment: [Dana Pounds Day - 04.09.13.pdf](#)

12. [Donate Life Month](#)

Attachment: [Donate Life Month - 04.09.13.pdf](#)

13. [Fair Housing Month](#)

Attachment: [Fair Housing Proclamation 2013 - 04.09.13.pdf](#)

14. [National Crime Victims' Rights Week](#)

Attachment: [Crime Victims Rights Week - 04.09.13.pdf](#)

15. [National Library Week](#)

Attachment: [Library Week Proclamation - 04.09.13.pdf](#)

REQUEST BY COMMISSIONERS (Items to be pulled from Consent Agenda)

CITIZEN COMMENTS (Consent Agenda Items Only)

B. CONSENT AGENDA

Clerk of Circuit Court

16. [Clerk's Consent Calendar](#)

Attachment: [040913.pdf](#)

Administrator

17. [Military Family and Community Covenant Day - Resolution R-13-069](#)

Attachment: [Resolution R-13-069.pdf](#)

18. [Bad debt write off](#)

Attorney

19. [Proposed Noise Ordinance 13-05.](#)

Attachment: [Notice of Public Hearing2 Noise Ord 13-05.pdf](#)

Attachment: [Proposed Ord 13-05-Noise.pdf](#)

Building and Development Services

20. [FINAL PLAT - Greyhawk Landing West, Phase 1](#)

Attachment: [Greyhawk Application.pdf](#)

Attachment: [Greyhawk bonds agmts.pdf](#)

Attachment: [Greyhawk Declaration of C & R.pdf](#)

Attachment: [Greyhawk L W Off-Site Easements.pdf](#)

21. [FINAL PLAT - Copperstone, Phase IIB](#)

Attachment: [Copperstone IIB App POMD.pdf](#)

Attachment: [Copperstone IIB bonds agmts.pdf](#)

Attachment: [8th amendment Copperstone IIB.pdf](#)

22. [FINAL PLAT - Copperstone IIC](#)

Attachment: [Copperstone IIC Application.pdf](#)

Attachment: [Copperstone IIC bonds agmt.pdf](#)

Attachment: [9th Amendment Copperstone IIC.pdf](#)

23. [Sean and Cherie Heasley Case No. CE2010080127](#)

Attachment: [BOCC Attachments 4-9-13 Heasley.pdf](#)

24. [Trust No. 7610 DTD 03/31/10 \(fka James A. Gaudino\) Case No. CE2008120259](#)

Attachment: [BOCC Attachments 4-9-13 Trust No.pdf](#)

Financial Management

25. [Budget Amendment Resolution](#)

Attachment: [B-13-041 Resolution Narrative.pdf](#)

26. [Change Order # 2 Final, El Conquistador Parkway Extension Phase IIA \(IFB #11-1949DS\)](#)

Attachment: [Dept. Memo and C.O.#2 contracts..pdf](#)

Human Resources

27. [Adoption of Revised Affirmative Action/Equal Employment Opportunity \(AA/EEO\) Plan and Policy Statement](#) * Eschenfelder

Attachment: [EEOAareaffirm13RES.pdf](#)

Attachment: [13-026 Proposed EEO-AA Plan Amendments.pdf](#)

Attachment: [EEO Plan.pdf](#)

Natural Resources

28. [The Nature Conservancy Grant](#)

Attachment: [Nature Conservancy grant.pdf](#)

Neighborhood Services

29. [Economic Development Incentive Grant - Resolution R-13-067 Project SHARP](#)

Attachment: [Project Sharp EdI Revision R-13-067.pdf](#)

Attachment: [R 11 165 Executed Resolution.pdf](#)

Parks and Recreation

30. [Marketing G.T. Bray Recreation Memberships](#)

31. [Amendment to the Pope Golf, LLC / Manatee County Franchise License Agreement](#)

* Eschenfelder

Attachment: [Pope Golf Course Management and Maintenance Agreement.pdf](#)

Attachment: [Agreement Amendment 1.pdf](#)

Attachment: [2nd Amendment-FranchiseLicenseAgree.pdf](#)

Attachment: [RLS-13-039 Third Amend to Pope Golf Concession Agrmt.pdf](#)

Attachment: [Pope Golf - Third Amendment to Franchise License Agreement.pdf](#)

Property Management

32. [Bradenton Missionary Village, Inc. Lift Station Upgrade](#)

Attachment: [bradmissvlgUE.pdf](#)

Attachment: [bradmissvlgAOE.pdf](#)

Attachment: [bradmissvlglocationmap.pdf](#)

33. [Pic Town Estates Water Lines - Phase I Project](#)

Attachment: [sherwinwilliamsUE.pdf](#)

Attachment: [sherwinwilliamsAOE.pdf](#)

Attachment: [sherwinwilliamslocationmap.pdf](#)

34. [Taylor Morrison of Florida Inc. Conservation Easement.](#)

Attachment: [Conservation Easement.pdf](#)

Attachment: [Affidavit.pdf](#)

Attachment: [Consent.pdf](#)

Attachment: [Mortgagee Jonder from SMR.pdf](#)

Attachment: [Location map.pdf](#)

35. [Oshkosh Corporation property purchase located at 44th Avenue East](#)

Attachment: [OSK Contract for Sale - FL PIERCE](#)

[FACILITY1162013.DOC.pdf](#)

Attachment: [44th Ave E Parcels 143A&B and 745 Loc Map.pdf](#)

Public Safety

36. [Street Wavier Request for the Guardian Angels project](#)

Attachment: [Guardian Angels Str Wvr Docs.pdf](#)

Public Works

37. [44th Avenue East - 1st Street East to 15th Street East CIGP Agreement](#) * ADIBE

Attachment: [Resolution 13-046\(1\).pdf](#)

Attachment: [432522 1 agreemnent.pdf](#)

Attachment: [RLS.pdf](#)

38. [Surplus Equipment](#)

Attachment: [Surplus List 4-9-13.pdf](#)

Attachment: [Reconciliation List 4-9-13.pdf](#)

Attachment: [R-13-062.pdf](#)

39. [Federal Transit Administration Section 5310 Designated Recipient](#)

Attachment: [MAP-21 Program Consolidation Fact Sheet.pdf](#)
Attachment: [Designated Recipients Roles.pdf](#)
Attachment: [Designation Resolution 13-070.pdf](#)
Attachment: [FDOT Designation letter.pdf](#)

40. [Intelligent Transportation System Management Team \(ITSMT\) Appointment Request](#)

Attachment: [Comm. Bustle 2 ITMS 2.pdf](#)

APPROVAL OF CONSENT AGENDA

41. [Motion to approve Consent Agenda](#)

CITIZEN COMMENTS

C. ADVISORY BOARD APPOINTMENTS

Neighborhood Services

42. [Affordable Housing Advisory Board Appointments](#)

Attachment: [Res. 13-068 - Appointment - Seat 1,3,5,7,9,11.pdf](#)
Attachment: [Affordable Housing Advisory Board Matrix.pdf](#)
Attachment: [AHB Sandra Deitrich APP.pdf](#)
Attachment: [AHB Stephen Rheinart APP.pdf](#)
Attachment: [AHB William Smock APP.pdf](#)
Attachment: [AHB Brian McMahan APP.pdf](#)
Attachment: [AHB Cecilia Love-Hopkins APP.pdf](#)
Attachment: [AHB Richard Selitto APP.pdf](#)
Attachment: [AHB Calvin Zoellner APP.pdf](#)
Attachment: [AHB Ed Smith APP.pdf](#)
Attachment: [AHB Glen Gibellina APP.pdf](#)
Attachment: [AHB Edwin Bennett APP.pdf](#)
Attachment: [AHB Jerry Howze APP.pdf](#)
Attachment: [AHB Hinning Bolanos APP.pdf](#)

CIVIC CENTER AUTHORITY (Robin DiSabatino, Chairman)

COMMUNITY REDEVELOPMENT AGENCY (Betsy Benac, Chairman)

PORT AUTHORITY (Carol Whitmore, Chairman)

D. ADVERTISED PUBLIC HEARINGS (Presentations Upon Request)

E. ADVERTISED PUBLIC HEARINGS (Presentation Scheduled)

Administrator (9:30 A.M. TIME CERTAIN)

43. [Health Care Surtax Referendum Ordinance 13-17](#) * Eschenfelder

- Attachment: [IndigentHealthTaxORD13.17.pdf](#)
- Attachment: [12-355 Indigent Health Care Sales Surtax Ord..pdf](#)
- Attachment: [History of Indigent Health Care Funding.pdf](#)
- Attachment: [MC Health Care Plan for 4.9.12.pdf](#)
- Attachment: [13-17 - Proof of Pub.pdf](#)

F. REGULAR

G. REPORTS

Administrator (2:00 P.M. TIME CERTAIN)

44. [Presentation on Bus Rapid Transit - Sarasota County](#)

Natural Resources (2:30 P.M. TIME CERTAIN)

46. [Update on BP Restore Act](#)

- Attachment: [Oil Spill Funds flowchart.pdf](#)
- Attachment: [Gulf Consortium April 5 Agenda.pdf](#)
- Attachment: [MOU State of FL & Gulf Consortium.pdf](#)
- Attachment: [Letter to Gulf Consortium.pdf](#)

COMMISSIONER AGENDA

COMMISSIONER COMMENTS

45. [Commissioner Comments](#)

ADJOURN

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.

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.

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.

MEMORANDUM



County Administrator's Office
1112 Manatee Avenue West
Bradenton, FL 34205

MANATEE COUNTY FLORIDA

Phone: 941.745.3717
Fax: 941.745.3790
www.mymanatee.org

DATE: April 9, 2013
TO: Ed Hunzeker, County Administrator
FROM: Diane Vollmer, Agenda Coordinator
SUBJECT: **AGENDA UPDATE FOR MEETING OF APRIL 9, 2013**

THIS MEMO AND THE CHANGES INDICATED BELOW ARE REFLECTED IN THE ELECTRONIC AGENDA (E-AGENDA)

CHANGES TO CONSENT AGENDA

PARKS AND RECREATION

31. **Amendment to the Pope Golf, LLC/Manatee County Franchise License Agreement** – Attachments A and B have been attached to the Third Amendment to the Franchise License Agreement.

PUBLIC SAFETY

36. **Street Waiver Request for the Guardian Angels Project** – This item is being deferred to April 23, 2013.

ADDITION TO REPORTS

(2:30 P.M. TIME CERTAIN)

NATURAL RESOURCES

46. **Update on BP RESTORE Act** – Report on the activities of the consortium and discussion of regional efforts.

AGENDA SUMMARY

Regular Meeting – April 9, 2013

Invocation by Pastor Ziggy Cotlarczyk, JOY Fellowship,
and Pledge

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

ITEMS SCHEDULED FOR TIME CERTAIN

9:30 A.M. – ITEM 43 – HEALTH CARE SURTAX
REFERENDUM

11:30 A.M. – ITEMS REMOVED FROM CONSENT AGENDA

12:00 P.M. – LUNCH BREAK

1:30 P.M. – ITEMS 6 THROUGH 15 – AWARDS/
PRESENTATIONS/PROCLAMATIONS

2:00 P.M. – ITEM 44 – BUS RAPID TRANSIT
PRESENTATION

2:30 P.M. – ITEM 46 – UPDATE ON BP RESTORE ACT

CHANGES TO AGENDA

COUNTY ADMINISTRATOR & COUNTY ATTORNEY

5. UPDATES TO AGENDA

AWARDS, PRESENTATIONS, PROCLAMATIONS

1:30 P.M. TIME CERTAIN

AWARDS AND PRESENTATIONS

6. EMPLOYEE OF THE MONTH – LEE WASHINGTON
7. 2013 FLEET MASTERS AWARD RECEIVED BY FLEET SERVICES – PRESENTATION TO THE BOARD
8. 2013 FLORIDA MASTER NATURALIST GRADUATION RECOGNITION
9. 2012 FRIENDS OF OUR URBAN FOREST AWARD TO KEEP MANATEE BEAUTIFUL & ELMAC

PROCLAMATIONS (ASK FOR MOTION TO ADOPT)

10. NATIONAL ARBOR DAY
11. DANA POUNDS DAY
12. DONATE LIFE MONTH
13. FAIR HOUSING MONTH
14. NATIONAL CRIME VICTIMS' RIGHTS WEEK
15. NATIONAL LIBRARY WEEK

REQUEST BY COMMISSIONERS

ITEMS TO BE PULLED FROM CONSENT AGENDA

CITIZEN COMMENTS ON CONSENT AGENDA ITEMS (ITEMS 16-40)

APPROVE CONSENT AGENDA - ITEMS 16-40

41. MOTION TO APPROVE CONSENT AGENDA

CITIZEN COMMENTS

ADVISORY BOARD/COMMITTEE APPOINTMENTS

42. AFFORDABLE HOUSING ADVISORY BOARD
APPOINTMENTS

CIVIC CENTER AUTHORITY

CHAIRMAN – ROBIN DISABATINO
1ST VICE CHAIRMAN – VANESSA BAUGH
NOTHING SCHEDULED

CRA

CHAIRMAN – BETSY BENAC
VICE CHAIRMAN – MICHAEL GALLEN
NOTHING SCHEDULED

PORT AUTHORITY

CHAIRMAN – CAROL WHITMORE
1ST VICE CHAIRMAN – JOHN R. CHAPPIE
NOTHING SCHEDULED

ADVERTISED PUBLIC HEARINGS PRESENTATIONS UPON REQUEST

ADVERTISED PUBLIC HEARINGS PRESENTATIONS SCHEDULED

9:30 A.M. TIME CERTAIN

43. HEALTH CARE SURTAX REFERENDUM ORDINANCE
13-17

REGULAR AGENDA

REPORTS

2:00 P.M. TIME CERTAIN

44. PRESENTATION ON BUS RAPID TRANSIT – SARASOTA
COUNTY

2:30 P.M. TIME CERTAIN

46. UPDATE ON BP RESTORE ACT

COMMISSIONER COMMENTS

45. COMMISSIONER COMMENTS

ADJOURN

BOARD OF COUNTY COMMISSIONERS

Old Business (Motions made during Regular and Land Use meetings)

Meeting Date: March 26, 2013

Meeting Date	Subject	Motion	Department	Expected Resolution Date
6/19/12	Correctional Healthcare Solutions (medical care @ jail)	Addendum approved with request for report on strategy to reduce costs of health care at jail.	COM	3/2013
	DJJ	Request audit by Clerk determining how much county has overpaid and demand for reimbursement and legal procedures per.	ADM	Following appeal of Admin Law Order
01/08/13	7 th Street, Palmetto	Commissioner Gallen and County Administrator to meet with City of Palmetto and begin negotiations.	ADM	
02/07/13	Bath Salts Ordinance (Pasco County)	Motion to have the County Attorney's Office look into the Ordinance and bring back to the Commission, and to have the County Admin. Office reach-out to the Sheriff.	ADM	5/31/13
02/12/13	Cortez Historical Village - Request for \$6,500 for a County permit for a family life museum and a veterans life museum	Motion to bring this item back.	FMD	4/13/13
02/12/13	Former County Jail Building	Create a volunteer or ad hoc committee to consider alternative uses for the jail.	ADM	7/1/13
02/26/13	TBARTA Regional Priorities	Motion to authorize the Chairman to sign a letter supporting the regional priorities, which includes the Port Manatee Connector.	ADM	
03/07/13	US 301 at CR 675	Motion to have the Board send a letter to FDOT requesting a light be included in their plans for US 301 corridor - at US 301 and CR 675. The letter should note that the Ft. Hamer Bridge project is proceeding and a light will be needed due to increased traffic.	PW	