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Manatee County Government Administrative Center  
Commission Chambers, First Floor  
9:00 a.m. - July 30, 2013

**July 30, 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 Rev. Esther Robinson, Pastor, First United Methodist Church of Palmetto](#)

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS

Items Scheduled for Time Certain

2. [1:30 P.M. TIME CERTAIN - ITEM #70 - House Bill 85 - Public-Private Partnerships - Report by Representative Steube](#)

Changes to Agenda

3. [Updates to Agenda](#)

A. AWARDS/PRESENTATIONS/PROCLAMATIONS

Awards

4. [Florida Planning and Zoning Association Award](#)

- Attachment: [Brief Description final.pdf](#)
- Attachment: [Brief Summary final.pdf](#)
- Attachment: [cover letter Perico c hunsicker 20130508.pdf](#)
- Attachment: [fnps perico letter recommendation.pdf](#)
- Attachment: [narrative final.pdf](#)
- Attachment: [Perico Images.pdf](#)

5. [Toastmasters - Power Speakers of MCG awards](#)

- Attachment: [June 2012 - July 2013.pdf](#)

Presentations (Motions Required)

- 6. [Confirm Appointment of Public Safety Director](#)
- 7. [Confirm Appointment of Utilities Director](#)
- 8. [Gift to Central Library by Gerald and Gail Sweeney & Family](#)

Proclamations (Motion required to adopt proclamations)

9. [Parks and Recreation Month - July 2013](#)

- Attachment: [Parks & Rec Month - 07.30.13.pdf](#)

10. [Purple Heart Day](#)

- Attachment: [Purple Heart Day - 07.30.13.pdf](#)

Reports

11. [2017 World Rowing Championship](#)

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

CITIZEN COMMENTS (Consent Agenda Items Only)

B. CONSENT AGENDA

Clerk of Circuit Court

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

- Attachment: [073013.pdf](#)

Administrator

13. [Dashboard Report for June 2013](#)

Attachment: [June 2013 dashboards.pdf](#)  
Attachment: [PSCC June2013.pdf](#)

14. [Recess Agenda \(June 21-July 29, 2013\)](#)

Attachment: [2013 Recess Agenda.pdf](#)

Attorney

15. [John O'Reilly v. Manatee County BOCC OJCC# 11006344DBB](#)

Attachment: [O'Reilly Settlement.pdf](#)  
Attachment: [O'Reilly General Release.pdf](#)

Building and Development Services

16. [Final Plat-Central Park, Subphase D-1ba & D-2c](#)

Attachment: [APPLICATION AND LEGAL DOCUMENTS.pdf](#)  
Attachment: [BONDS AND AGREEMENTS.pdf](#)  
Attachment: [Supplemental Amendment to Declaration of Covenants.pdf](#)

Community Services

17. [Adult Daycare Community Care for the Elderly Non Profit Agency Funding Agreement FY 13-14](#)

Attachment: [mowadcagreement1314.pdf](#)

18. [Home Delivered Meals Community Care for the Elderly Non Profit Agency Funding Agreement for FY 13-14](#)

Attachment: [mowhdmagreement1314.pdf](#)

19. [Amendment #1 FY 12/13 Alzheimer's Disease Initiative \(ADI\)](#)

Attachment: [adiamendment113DOC.pdf](#)

20. [Amendment #3 FY 12/13 Community Care for the Elderly Grant Program \(CCE\)](#)

Attachment: [cceamendment313DOC.pdf](#)

21. [Amendment #2 FY 12/13 Home Care for the Elderly grant program \(HCE\)](#)

Attachment: [hceamendment213DOC.pdf](#)

Financial Management

22. [Budget Amendment Resolution](#)

Attachment: [B-13-058 Resolution Narrative.pdf](#)

23. [Interfund Loan Resolution R-13-118](#)

Attachment: [R-13-118 Blackstone Park - borrow from GF.pdf](#)

24. [Payment in Lieu of Franchise Fees](#)

Attachment: [R-13-135.pdf](#)

Natural Resources

25. [Beach Renourishment State Funding](#)

Attachment: [Resolution 13-122 bch funding.pdf](#)

Attachment: [AMI 2012-13.pdf](#)

26. [Hardee Correctional Inmate Contract #WS852](#)

Attachment: [FDOC Contract #WS852.pdf](#)

Neighborhood Services

27. [Bad Debt Write-Off](#)

Attachment: [Bad Debt Write Off 07-30-13.pdf](#)

28. [SHIP Lien Release on Short Sale for Katie N. Gilbert](#)

Attachment: [Gilbert Hardship Ltr.pdf](#)

Attachment: [Short Sale Settlement Offer.pdf](#)

Attachment: [HUD Settlement Stmt.pdf](#)

Attachment: [Sales Contract.pdf](#)

Attachment: [Property Appraiser Value.pdf](#)

29. [Economic Development Incentive Grant - Project YUKON R-13-109](#)

Attachment: [Yukon-R13109.pdf](#)

30. [Suncoast Work Force Board](#)

Attachment: [Budget Packet PY 13-14.pdf](#)

Property Management

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

Attachment: [Conservation Easement - Taylor Morrison. 7-13.pdf](#)

Attachment: [Affidavit - Taylor Morrison. 7-13.pdf](#)

Attachment: [Joinder from SMR. 7-13.pdf](#)  
Attachment: [Consent from LWR - 7-13.pdf](#)  
Attachment: [Location map.pdf](#)

32. [Morgan Johnson Road Sidewalk Project, Parcel 800 Craton, Permanent Easement Purchase at 1508 East 57th Street](#)

Attachment: [MJ 800 Craton executed contract .pdf](#)  
Attachment: [MJ 800 admin. adjustment-cost avoidance .pdf](#)  
Attachment: [Morgan Johnson 800 Project Map .pdf](#)

33. [Morgan Johnson Road Sidewalk Project Norma Knowles, Parcel #806, Permanent Sidewalk Easement at 1006 East 57th Street.](#)

Attachment: [MJ 806 Knowles Permanent Sidewalk Easement .pdf](#)  
Attachment: [MJ 806 Knowles Affidavit of Ownership and Encumbrances .pdf](#)  
Attachment: [M J 806 Project Map .pdf](#)

34. [Morgan Johnson Road Sidewalk Project, Parcel 803, Stewart, Permanent Easement Purchase located at 1220 57th Street East](#)

Attachment: [MJ Parcel 803 Purchase Contract .pdf](#)  
Attachment: [MJ Parcel 803 Stewart Cost Avoidance Analysis .pdf](#)  
Attachment: [Morgan Johnson Project Map Parcel #803 .pdf](#)

35. [Morgan Johnson Road Sidewalk Project, Parcel 804, McCarthy, Permanent Easement Purchase located at 1200 57th Street East.](#)

Attachment: [MJ Parcel 804 Purchase Contract .pdf](#)  
Attachment: [MJ Parcel 804 McCarthy Cost Avoidance Analysis .pdf](#)  
Attachment: [Morgan Johnson Project Map Parcel #804 .pdf](#)

36. [Richard L. Hudson and Carolyn J. Hudson, Parcel 805, Permanent Sidewalk Easement for Morgan Johnson Sidewalk Project.](#)

Attachment: [MJ executed parcel 805 Hudson Permanent Sidewalk Easement .pdf](#)  
Attachment: [MJ executed parcel 805 Hudson AOE .pdf](#)  
Attachment: [Morgan Johnson Project Map Parcel #805 .pdf](#)

37. [Ft. Hamer Road Waterline Project, Parcel 806 Barnsleywarne Properties, LLC Permanent Easement Purchase at 12151 Mulholland Road](#)

Attachment: [Ft. Hamer 806 Contract for Sale and Purchase for a Permanent Easement .pdf](#)  
Attachment: [Ft. Hamer 806 Administrative Adjustment and Cost Avoidance Analysis .pdf](#)  
Attachment: [Parcel #806 Barnsleywarne Properties, LLC Location Map Ft.](#)

[Hamer waterline project .pdf](#)

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

Attachment: [bauer812UE.pdf](#)

Attachment: [bauer812AOE.pdf](#)

Attachment: [bauermaporiginalPicTown Estates.pdf](#)

39. [Contract for Sale and Purchase for a Temporary Construction Easement, Parcels 712, 715, 716, 717, 725, and 726, from Harris Loyd Glasgow and Michael S. Glasgow, 44th Avenue East \(US41 - 15th Street East\) Road Project.](#)

Attachment: [Glasgow original Contract for Sale and Purchase .pdf](#)

Attachment: [44TH.ppt map glasgow.pdf](#)

40. [Contract for Sale and Purchase for a Temporary Construction Easement, Parcels 714 and 714A, from Hope Family Services, Inc., 44th Avenue East \(US41 - 15th Street East\) Road Project.](#)

Attachment: [Hope Family Services Contract .pdf](#)

Attachment: [Hope Family Services Map.pdf](#)

41. [44th Avenue East \(U.S. 41 to 15th Street East\) Road Right-Of-Way Improvement Project, Parcel 723 \(Hajoca Corporation\).](#)

Attachment: [Hajoca TCE.pdf](#)

Attachment: [AOE Hajoca.pdf](#)

42. [44th Avenue East \(30th Street East to 45th Street East\) Road Right-Of-Way Improvement Project, Parcel 114 \(Eckelkamp\)](#)

Attachment: [Eckelkamp warranty deed.pdf](#)

Attachment: [Eckelkamp AOE.pdf](#)

Attachment: [44th Ave E 30th-45th Parcel 114.pdf](#)

43. [44th Avenue East \(30th Street East to 45th Street East\) Road Right of Way Improvement Project - Parcel 106 \(Green\)](#)

Attachment: [Contract for Sale Green P 106.pdf](#)

Attachment: [44th Ave Ph IV P106 Admn Adj.pdf](#)

Attachment: [44th Ave E 30th-45th St Loc Map.pdf](#)

44. [44th Avenue East \(30th Street East to 45th Street East\) Road Right-Of-Way Improvement Project, Parcel 120, Olmstead.](#)

Attachment: [Olmstead Warranty Deed.pdf](#)

Attachment: [Olmstead AOE.pdf](#)

45. [44th Avenue East \(30th Street East to 45th Street East\) Road Right-Of-Way](#)

Improvement Project, Parcel 107 (Henry)

Attachment: [44th Ave E 30th-45th St Loc Map.pdf](#)

Attachment: [Henry Warranty Deed.pdf](#)

Attachment: [Henry Affidavit.pdf](#)

46. Suburban Water Lines - Phase 3

Attachment: [sightsourceContractfor PEmap.pdf](#)

Attachment: [sightsourceContractforPE.pdf](#)

47. IRISS LAKEWOOD LLC - Utility Easement

Attachment: [Utility Easement - IRISS.pdf](#)

Attachment: [Affidavit - IRISS.pdf](#)

Attachment: [Joinder 1 - American.pdf](#)

Attachment: [Joinder 2 - Lakewood RCP.pdf](#)

Attachment: [Tech.Terr. IRISS LWR UE- Loc Map.pdf](#)

48. AIR PRODUCTS AND CHEMICALS INC. - Permanent Utilities Easement

Attachment: [Utility Easement - Air Products.pdf](#)

Attachment: [Affidavit - Air Products.pdf](#)

Attachment: [Air Products US 41 & Piney Pt.pdf](#)

49. AKA Holding Group LLC - Conservation Easement

Attachment: [Conservation Easement - AKA.pdf](#)

Attachment: [Affidavit - AKA.pdf](#)

Attachment: [Joinder for AKA.pdf](#)

Attachment: [Pomello Pk Tract 6 - AKA Holding - Loc Map.pdf](#)

50. Resolution R-13-115, Bay Lake Estates, Phase II, Utility Easement Vacation, declaring a public hearing (Reinhardt). \* Adibe

Attachment: [Reinert vacation application.pdf](#)

Attachment: [reinert RLS.pdf](#)

Attachment: [Reinert location map.pdf](#)

Attachment: [bay lake est ph II.pdf](#)

Attachment: [Resolution DECLARING-RD \(Plats\) SAVE REINERT.pdf](#)

51. WAL-MART STORES EAST, LP - Utility Easement \* Wade

Attachment: [Utility Easement - Walmart.pdf](#)

Attachment: [Affidavit.pdf](#)

Attachment: [Wade - RLS Memorandum.pdf](#)

Attachment: [Location map - Walmart.pdf](#)

52. Bradenton Automotive Company - Conservation Easement

- Attachment: [Conservation Easement - Bradenton Automotive.pdf](#)
- Attachment: [Affidavit - Bradenton Automotive.pdf](#)
- Attachment: [Joinder.pdf](#)
- Attachment: [Honda Cars US41 Conserv Esmt Loc Map.pdf](#)

53. [HANLEX ELLENTON LLC - Permanent Utilities Easement](#)

- Attachment: [Permanent Utilities Easement.pdf](#)
- Attachment: [Affidavit.pdf](#)
- Attachment: [Joinder.pdf](#)
- Attachment: [Dollar General US301 Ellenton - Loc Map.pdf](#)

Public Safety

54. [Emergency Management Preparedness & Assistance \(EMPA\) Trust Fund Agreement FY 2013 – 2014](#)

- Attachment: [Budget Res'l-EMPA.pdf](#)
- Attachment: [2013 - 2014 EMPA Resolution.pdf](#)
- Attachment: [Manatee EMPA 2013-2014.pdf](#)

55. [Emergency Management Performance Grant \(EMPG\) Fund Agreement FY 2013 – 2014](#)

- Attachment: [2013 -2014 EMPG Resolution.pdf](#)
- Attachment: [Manatee EMPG 2013-2014.pdf](#)
- Attachment: [Budget Res'l-EMPG.pdf](#)

Public Works

56. [Landfill Tipping Fee Waiver - Bowlee's Creek](#)

57. [Landfill Tipping Fee Waiver - Trailer Estates](#)

58. [Landfill Tipping Fee Waiver - Morgan Johnson Creek](#)

59. [Surplus Vehicles](#)

- Attachment: [Surplus Vehicle List 7-30-13.pdf](#)

60. [Surplus Equipment](#)

- Attachment: [Surplus List 7-30-13.pdf](#)
- Attachment: [Reconciliation List 7-30-13.pdf](#)
- Attachment: [R-13-117.pdf](#)
- Attachment: [R-13-119.pdf](#)

61. [FPL Street Light Agreement - 9th Street East from 53rd Ave E to 57th Ave E](#)



Attachment: [FPL Street Light Agreement for 9th St E.pdf](#)

Attachment: [StreetLight Plan 9th St E from 53rd Ave E to 57th Ave E.pdf](#)

62. [Rescind Right-Of-Way Maintenance Agreement From 2001 With River Club Home Owners Association](#)

Attachment: [ROW Island Maintenance Agreement.pdf](#)

63. [FDOT Right-Of-Way Maintenance Agreement For SR 64](#)

Attachment: [FDOT Landscape Agreement.pdf](#)

Attachment: [Letter to FDOT.pdf](#)

APPROVAL OF CONSENT AGENDA

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

CITIZEN COMMENTS

C. ADVISORY BOARD APPOINTMENTS

Administrator

65. [Myakka City Fire Control District Seat Appointments](#)

Attachment: [Resolution R-13-120.pdf](#)

Attachment: [Bartoszek Application.pdf](#)

Attachment: [Hendrickson Application.pdf](#)

Convention and Visitors Bureau

66. [Tourist Development Council](#)

Attachment: [TDC MEMBERS 2013.pdf](#)

Attachment: [Rodocker - TDC App 2013.pdf](#)

Attachment: [Teitelbaum - TDC App 2013.pdf](#)

Attachment: [Sconyers - TDC App 2013.pdf](#)

Attachment: [Chiles - TDC App 2013.pdf](#)

Attachment: [McClanahan - TDC App 2013.pdf](#)

Natural Resources

67. [Appointment of Colleen Gray to the Environmental Lands Management & Acquisition Advisory Committee](#)

Attachment: [Colleen Gray ELMAC Application.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)

Financial Management

68. [Extend Term of the County's Four Cent Local Option Gas Tax](#)

Attachment: [Gas Tax Extension Ordinance v.III Jim Final.pdf](#)

Neighborhood Services

69. [2013/2014 Annual Action Plan](#)

Attachment: [DRAFT Manatee Co Action Plan 2013-2014 062713.pdf](#)

Attachment: [Certifications - 2013-14.pdf](#)

Attachment: [CDBG SF 424.pdf](#)

Attachment: [ESG SF 424.pdf](#)

Attachment: [HOME SF 424 .pdf](#)

Attachment: [Resolution 13-106 - 2013-14 Action Plan.pdf](#)

E. ADVERTISED PUBLIC HEARINGS (Presentation Scheduled)

F. REGULAR

G. REPORTS

Administrator (1:30 P.M. TIME CERTAIN)

70. [House Bill 85 - Public-Private Partnerships - Report by Representative Steube](#)

COMMISSIONER AGENDA

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  
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**DATE:** July 30, 2013  
**TO:** Ed Hunzeker, County Administrator  
**FROM:** Diane Vollmer, Agenda Coordinator  
**SUBJECT:** AGENDA UPDATE FOR MEETING OF JULY 30, 2013

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

### CHANGES TO CONSENT AGENDA

#### COMMUNITY SERVICES

18. **Home Delivered Meals Community Care for the Elderly Non Profit Agency Funding Agreement for FY 13-14** – Page 1 of Attachment “B” has been *replaced* to reflect the correct dollar amount.

#### FINANCIAL MANAGEMENT

24. **Payment in Lieu of Franchise Fees** – Revised Resolution R-13-135, as well as a strikethrough and underline version, have been added to the e-agenda.

#### PROPERTY MANAGEMENT

44. **44<sup>th</sup> Avenue East (30<sup>th</sup> Street East to 45<sup>th</sup> Street East) Road Right-Of-Way Improvement Project, Parcel 120, Olmsted** – The Exhibits to the Warranty Deed and Affidavit of Ownership and Encumbrances were relabeled as “Exhibit A.”
46. **Suburban Water Lines – Phase 3** – Exhibits B & C to the Contract for Sale and Purchase were *replaced* to include the correct forms of the Permanent Utilities Easement and the Affidavit of Ownership and Encumbrances.

#### PUBLIC WORKS

61. **FPL Street Light Agreement – 9<sup>th</sup> Street East from 53<sup>rd</sup> Avenue East to 57<sup>th</sup> Avenue East** – This item is being *deferred* to the next regular BCC meeting.

### CHANGES TO ADVERTISED PUBLIC HEARINGS

#### COMMUNITY SERVICES

69. **2013/2014 Annual Action Plan** – Update requested action to read: “Adopt Resolution R-13-106 approving the 2013/2014 Annual Action Plan, *with corrections and/or changes at this meeting*, and authorization for the Chairman to sign all appropriate submission documents for submission to the Department of Housing and Urban Development (HUD).”

### ADDITIONS TO CONSENT AGENDA

The following agenda items are to be incorporated in, and considered a part of, the Consent Agenda as previously published in the agenda for this meeting of the Board of County Commissioners of Manatee County

#### COMMUNITY SERVICES

71. **Florida Department of Law Enforcement 2013 Edward Byrne Memorial Justice Assistance Grant** – Request to: adopt Resolution R-13-136, rescinding Resolution R-13-113 and authorizing the submission and acceptance of an Edward Byrne Memorial Justice Assistance Grant from FDLE in the amount of \$108,777; authorize execution of all necessary documents related to the grant submission and acceptance; and authorize the Chairman to sign a letter to FDLE approving allocation of the grant funds for the Drug Court Program.