

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, November 28, 2000, at 9:02 a.m.

Present were Commissioners:

Joe McClash, Chairman  
Amy Stein, First Vice-Chairman  
Patricia M. Glass, Second Vice-Chairman  
Jane W. von Hahmann, Third Vice-Chairman  
Gwendolyn Y. Brown  
Jonathan Bruce  
George L. Harris

Also present were:

Ernie Padgett, County Administrator  
Tedd Williams, Jr., County Attorney  
Susan G. Romine, Board Records Supervisor,  
representing R. B. Shore, Clerk of Circuit Court

Invocation by Rev. Sterling Forrester

All witnesses and staff giving testimony were duly sworn.

CONSENT AGENDA

ZONING

Public hearing (continued from 10/24/00) was held to consider

PDR-00-07(Z)(G) GOLD TREE COMMUNITIES

(CONTINUED TO A DATE UNCERTAIN; TO BE READVERTISED)

ZONING ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF MANATEE COUNTY (ORDINANCE 90-01 THE MANATEE COUNTY LAND DEVELOPMENT CODE), RELATING TO REZONING WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM **RSMH 4.5** TO **PDR** RETAINING THE **WP-E AND ST** OVERLAY DISTRICTS; AND GENERAL DEVELOPMENT PLAN FOR 214 SINGLE-FAMILY LOTS AT A GROSS DENSITY OF 3.08 DWELLING UNITS PER ACRE ON 69.45 ACRES (ADVERTISED AS 71.35 ACRES) LOCATED SOUTH OF GOLD TREE MANUFACTURED HOME PARK, 1,300 FEET EAST OF 45TH STREET EAST.

Public hearing (Notices in the *Bradenton Herald* 11/17/00 and *Sarasota Herald-Tribune* 11/19/00) was opened to consider

PDC-00-06(Z)(P) DICK WILLIAMS/UNIVERSITY SQUARE MINI-WAREHOUSES

(CONTINUED TO JANUARY 2, 2001, AT 9:00 A.M.)

ZONING ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONE OF CERTAIN LAND FROM **A-1/WP-E/ST** TO **PDC/WP-E/ST**, AND APPROVAL OF A PRELIMINARY SITE PLAN FOR A 13,391-SQUARE-FOOT MINI-WAREHOUSE FACILITY ON .893 ACRE LOCATED EAST OF THE NEW ALBERTSON'S STORE AT THE NORTHEAST CORNER OF LOCKWOOD RIDGE ROAD AND UNIVERSITY PARKWAY.

Public hearings (Notices in the *Bradenton Herald* 11/17/00 and the *Sarasota Herald-Tribune* 11/19/00) were held to consider

Z-00-05 B. MARGARET AND HOWARD HUTCHES (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM **A-1** TO **LM** ON 7.4 ACRES LOCATED ON THE EAST SIDE OF U.S. 301, 330 FEET NORTH OF TALLEVAST ROAD; PROVIDING AN EFFECTIVE DATE.

Planning Commission recommended ADOPTION.

RECORD S47-2372

PDC-00-08(Z)(G) B. MARGARET AND HOWARD HUTCHES (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM **LM** TO **PDC**; PROVIDING AN EFFECTIVE DATE; AND APPROVAL OF A GENERAL DEVELOPMENT PLAN TO ALLOW 19,000 SQUARE FEET OF COMMERCIAL SPACE ON 2.54 ACRES LOCATED AT THE NORTHEAST INTERSECTION OF U.S. 301 AND TALLEVAST ROAD;

Planning Commission recommended ADOPTION with 4 Stipulations; GRANTING Special Approval for a project exceeding 3,000 square feet of small commercial building area in the IH Future Land Use Category.

RECORD S47-2373

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(Continued)

Public hearing (Notices in the Bradenton Herald 11/17/00 and the Sarasota Herald-Tribune 11/18/00) was held to consider

**PDR-00-16(Z)(P) RUTH J. SMALLY/RIVER PINES** (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM A-1/WP-E/ST TO PDR/WP-E/ST; PROVIDING AN EFFECTIVE DATE; AND APPROVAL OF A PRELIMINARY SITE PLAN TO ALLOW AN 18-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION ON 9.52 ACRES LOCATED AT THE SOUTHEAST CORNER OF LINGER LODGE ROAD AND 69TH STREET EAST AT 7066 LINGER LODGE ROAD;

Planning Commission recommended ADOPTION with 13 Stipulations;

Staff recommended additional Stipulation 14;

GRANTING Special Approval for a project located in the Watershed Overlay District; and

GRANTING Specific Approval for an alternative to Section 907.9.1.3 of the Land Development Code. RECORD S47-2374

**COMPREHENSIVE PLAN AMENDMENTS**

Public hearings (Notices in the Bradenton Herald 11/17/00 and the Sarasota Herald-Tribune 11/18/00) were held to consider

**ORDINANCE 00-46 - COMPREHENSIVE PLAN AMENDMENT** (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, AMENDING MANATEE COUNTY ORDINANCE 89-01, AS AMENDED, THE MANATEE COUNTY COMPREHENSIVE PLAN; PROVIDING FOR AN AMENDMENT TO THE FUTURE LAND USE MAP (MAP 25) FROM RES-9 TO R/O/R FOR CERTAIN LAND LOCATED 900-1,200 FEET EAST OF THE INTERSECTION OF LOCKWOOD RIDGE ROAD AND UNIVERSITY PARKWAY CONSISTING OF 3.91 ACRES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[PA-00-15 Property Owners: Value Self Storage at University Square, LLC, Provident Bank of Florida, Beverly A. Johnsen, Trustee (3.69 acres) and Manatee County for Albertson's (.22 acre)] RECORD S47-2375

**ORDINANCE 00-34 - CORTEZ SCHOOLHOUSE AND NATURE PRESERVE** (APPR)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AN AMENDMENT TO THE FUTURE LAND USE MAP (MAP 19) FROM RES-6 TO R/OS FOR CERTAIN LAND LOCATED AT 4415 119TH STREET WEST, CORTEZ, CONSISTING OF 3.95 ACRES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-11 - Property Owner: Manatee County) RECORD S47-2376

**ORDINANCE 00-41 - CAPITAL IMPROVEMENTS ELEMENT** (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AN AMENDMENT DELETING FISCAL YEAR 2000 AND APPLICABLE DATA, AND ADDING FISCAL YEAR 2005 AND APPLICABLE DATA TO TABLES 10-1, 10-2, 10-3 AND 10-4 OF THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR AN AMENDMENT TO TABLE 10-1, SCHEDULE OF CAPITAL IMPROVEMENT PROJECTS, FY 2000-2004, INVOLVING REVISIONS TO SCOPE, FORMAT, TIME FRAME, COSTS, FUNDING SOURCES, AND CONTENT TO TRANSPORTATION PROJECTS, DRAINAGE PROJECTS, PARKS PROJECTS, SANITARY SEWER PROJECTS, SOLID WASTE PROJECTS, POTABLE WATER PROJECTS, AND MASS TRANSIT PROJECTS; PROVIDING FOR COUNTERPART AMENDMENTS TO TABLE 10-2, GENERAL GOVERNMENT FUNDING OF CAPITAL IMPROVEMENTS, FY 2000-2004; TABLE 10-3, ENTERPRISE OPERATIONS FUNDING OF CAPITAL IMPROVEMENTS, FY 2000-2004; TABLE 10-4, SUMMARY OF REVENUES AND EXPENDITURES FOR CAPITAL PROJECTS, FY 2000-2004; PROVIDING FOR THE AMENDMENT OF RELATED INFORMATION NECESSARY TO IMPLEMENT THE CHANGES TO THE CAPITAL IMPROVEMENTS SCHEDULE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-14 - Text and Table Amendments) RECORD S47-2377

**ORDINANCE 00-36 - URBAN INFILL AND REDEVELOPMENT AREA** (APPROVED)

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AN AMENDMENT TO THE FUTURE LAND USE MAP SERIES OF THE MANATEE COUNTY COMPREHENSIVE PLAN TO ADD THE PALMETTO/NORTH COUNTY ENTERPRISE ZONE AS THE URBAN INFILL AND REDEVELOPMENT AREA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-12 - Palmetto/North Manatee County Enterprise Zone) RECORD S47-2378

**ORDINANCE 00-37 ACCESSORY LODGING UNITS (APPROVED)**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AMENDMENTS TO THE TEXT OF THE FUTURE LAND USE ELEMENT AND THE DEFINITION SECTION OF THE MANATEE COUNTY COMPREHENSIVE PLAN TO DEFINE AND ALLOW FOR LODGING UNITS ACCESSORY TO ENVIRONMENTAL RESOURCES AND RECREATIONAL USES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-13 - Text Amendments)

RECORD S47-2379

Marilyn Stasica and Davye-Dawn Carter stated action should be considered on a case-by-case basis and not be a blanket approval.

Discussion: Addressing issue through Special Approval; etc.

**ORDINANCE 00-33 - PORT MANATEE MASTER PLAN (APPROVED)**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR TEXT AMENDMENTS TO THE PORT MASTER PLAN IN CHAPTER 4, COASTAL ELEMENT, TO UPDATE OBSOLETE INFORMATION REGARDING FACILITIES, SHIPPING, AND DREDGING, ELIMINATING UNNECESSARY CARGO INFORMATION, AND ADDING MORE INFORMATION REGARDING THE HENDRY TRACT ADDITION TO THE PORT; PROVIDING INFORMATION REGARDING THE FPL AND PINEY POINT TRACT ADDITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-10 - Text Amendments)

RECORD S47-2380

**ORDINANCE 00-18 - NEOTRADITIONAL NEIGHBORHOOD DEVELOPMENT (APPR)**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AMENDMENTS TO THE TEXT OF THE FUTURE LAND USE AND TRANSIT ELEMENTS OF THE MANATEE COUNTY COMPREHENSIVE PLAN TO ALLOW FOR NEOTRADITIONAL DEVELOPMENT PROJECTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-00-03 - Text Amendments)

RECORD S47-2381

**STREET VACATION - BRADEN BLUFFS SUBDIVISION**

Public hearing (Notices in the Bradenton Herald 10/30/00 and 11/6/00) was held to consider

**R-00-182-V** A RESOLUTION ON APPLICATION BY ARTHUR C. AND JANET M. EARL AND ROBERT D. AND MICHELE M. BOWERMASTER, FOR THE VACATION OF A PORTION OF PROPERTY IN BRADEN BLUFFS (Tracts 23, 24, 25, and the southerly 55 feet of Tract 26, Block A). RECORD S47-2382

**PROCLAMATIONS**

1. Adopt Proclamation designating December 2, 2000, as **Toys for Tots Day**. RECORD S47-2383
2. Adopt Proclamation designating December 1, 2000, as **World Aids Day 2000**. RECORD S47-2384

Accepting the Proclamation were **Richard Trifari**, Aids Council of Manatee and **Tom Miller**, Manatee Glens.

3. Adopt Proclamation designating the month of November 2000, as **Food for Families Month**. RECORD S47-2385

**CLERK'S CONSENT CALENDAR**

**BONDS**

Accept:

**Riverwalk Village-Cypress Banks, Subphase H, Units 1 & 2**

1. Agreement with SMR Communities Joint Venture guaranteeing completion of required sidewalks and bikeways (\$42,608.80).
2. Performance Bond: \$42,608.80 (Surety Bond 929160725, Continental Insurance Company).
3. Agreement with SMR Communities Joint Venture warranting required improvements (\$59,324.85).
4. Defect Security: \$59,324.85 (Surety Bond 929160727, Continental Insurance Company).
5. Agreement with SMR Communities Joint Venture for final wearing course of asphalt on roadways.
6. Agreement with SMR Communities Joint Venture guaranteeing completion of required improvements (\$39,478.40).
7. Performance Bond: \$39,478.40 (Surety Bond 929160726, Continental Insurance Company).

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**Release:****River Wilderness, Phase II-A**

1. Agreement with River Wilderness of Bradenton, Inc. warranting required improvements (\$24,731.63).
2. Defect Security: \$24,731.63 (Letter of Credit 15557, NCNB National Bank of Florida).

**Summerfield Village, Subphase C, Units 6A & 7A**

1. Agreement (for final wearing course of asphalt on roadways) with SMR Communities Joint Venture warranting required improvements (\$977.06).
2. Defect Security: \$977.06 (Surety Bond 109717, Frontier Insurance Company).

**Summerfield Village, Subphase C, Unit 2**

1. Agreement with SMR Communities Joint Venture guaranteeing completion of required sidewalks and bikeways (\$19,046.30).
2. Performance Bond: \$19,046.30 (Surety Bond 109792, Frontier Insurance Company).

**Lakewood Ranch Country Club, Subphase C, Unit 3**

1. Agreement with SMR Communities Joint Venture guaranteeing completion of required sidewalks and bikeways (\$12,675).
2. Performance Bond: \$12,675 (Surety Bond 123405, Frontier Insurance Company).

**Riverwalk Village-Cypress Banks, Subphase H, Units 1 & 2**

1. Agreement with SMR Communities Joint Venture guaranteeing completion of required improvements (\$1,308,564.08).
2. Performance Bond: \$1,308,564.08 (Surety Bond 149083, Frontier Insurance Company).
3. Required Improvements Agreement and Temporary Construction Easement with SMR Communities Joint Venture guaranteeing completion of required improvements (\$413,229.82).
4. Performance Bond: \$413,229.82 (Letter of Credit S997091, Northern Trust Bank).

**Sylvan Woods**

1. Agreement with Glenbrooke Investment Corp. warranting required improvements (\$14,612.05).
2. Defect Security: \$14,612.05 (Letter of Credit A1095, Barnett Bank).

**Saunders Road Industrial Park Addition**

1. Agreement with Saunders Road Industrial Park, Inc. warranting required improvements (\$26,375.30).
2. Defect Security: \$26,375.30 (Letter of Credit 100, First Presidential Savings and Loan Association of Florida).

**Travelers Oasis Subdivision**

1. Agreement with James M. and Anne P. Doss, Benjamin F. Bowen, and William C. Grimes, General Partner of Venture Properties guaranteeing completion of required improvements (\$15,525).
2. Performance Bond: \$15,525 (Letter of Credit 167, Palmetto Bank and Trust Company).
3. Agreement with James M. and Anne P. Doss, Benjamin F. Bowen, and William C. Grimes, General Partner of Venture Properties warranting required improvements (\$41,092.84).
4. Defect Security: \$41,092.84 (Letter of Credit 168, Palmetto Bank and Trust Company).

**Riverside Subdivision (fka Messick)**

1. Agreement with Liberty Properties warranting required improvements (\$8,697.19).
2. Defect Security: \$8,697.19 (Letter of Credit 85-0006, Liberty Savings & Loan Association).

**Pine Meadow Subdivision, Phase 2**

1. Agreement with The Trapp Corporation warranting required improvements (\$6,778.28).
2. Defect Security: \$6,778.28 (Letter of Credit 32042 [48-1-6], NCNB National Bank of Florida).

**River Wilderness, Phase I**

1. Agreement with River Wilderness of Bradenton, Inc. warranting required improvements (\$69,787.49).
2. Defect Security: \$69,787.49 (Letter of Credit 58-7-2A, NCNB National Bank).
3. Agreement with River Wilderness of Bradenton, Inc. guaranteeing completion of required improvements (\$60,962).
4. Performance Bond: \$60,962 (Letter of Credit 58-7-2, NCNB National Bank).

**Sunset Estates Subdivision**

1. Agreement with Manatee Builders Development Corp. guaranteeing completion of required improvements (\$13,825).
2. Performance Bond: \$13,825 (Letter of Credit 186, Citizens & Southern Bank of Manatee County).

**Plantation Grove, Phase 1**

1. Agreement with Plantation Grove Limited guaranteeing completion of required improvements (\$3,536.50).
2. Performance Bond: \$3,536.50 (Letter of Credit 82-024, Barnett Bank).
3. Agreement with Plantation Grove Limited warranting required improvements (\$3,535.40).
4. Defect Security: \$3,535.40 (Letter of Credit 82-023, Barnett Bank).

**Stone Creek - Second Addition**

1. Agreement with First Communities of Bradenton warranting required improvements (\$7,694.88).
2. Defect Security: \$7,694.88 (Letter of Credit 32002 and Amendments 1 & 2, NCNB National Bank of Florida).

**Stone Creek III**

1. Agreement with First Communities of Bradenton guaranteeing completion of required improvements (\$10,395).
2. Performance Bond: \$10,395 (Letter of Credit 32033 and Amendment 1, NCNB National Bank of Florida).

**Scott Terrace**

1. Agreement with Trebor Development Corporation warranting required improvements (\$13,521.66).
2. Defect Security: \$13,521.66 (Letter of Credit 9121 and amendment, Sun Bank/Sarasota County).
3. Agreement with Trebor Development Corporation guaranteeing completion of required improvements (\$14,893.92).
4. Performance Bond: \$14,893.92 (Letter of Credit 9122 and amendment, Sun Bank/Sarasota County).

**Wedgewood of Peridia**

1. Agreement with King Home Corp. warranting required improvements (\$5,082).
2. Defect Security: \$5,082 (Letter of Credit 710142, Barnett Bank of Tampa, N.A.).
3. Agreement with King Home Corp. guaranteeing completion of required improvements (\$10,576.57).
4. Performance Bond: \$10,576.57 (Letter of Credit 710143, Barnett Bank of Tampa, N.A.).

**WARRANT LIST**

Approve: November 14, 2000 through November 20, 2000  
 Authorize: November 21, 2000 through November 27, 2000

**AUTHORIZE CHAIRMAN TO SIGN**

**Satisfactions of Judgments:**

Marnie Shoger, Case 94-1712JD  
 Steven Schlemmer, Cases 98-622M, 96-1398F(2)

**Corrective Document - PDR-00-04(Z)(P) Clyde & Stella Yancey/La Mirada Apartments** - correcting the first sentence in Section 2, Page 1 from General Development Plan to Preliminary Site Plan.

RECORD S47-2386

**Master Lift Station Improvements - Tidevue 4 Rehabilitation** - Contract with TLC Diversified, Inc., \$489,143; accept Performance/Payment bonds and accept Insurance Certificate (approved 10/24/00).

RECORD S47-2387

**ACCEPT**

**Southwest Florida Water Management District** - Five-Year Capital Improvement Plan and Fiscal Year 1999-00 Fiscal Report (dated 11/10/00) required by Section 373.079(4)(b)3, *Florida Statutes.*

**COUNTY ADMINISTRATOR**

**TAMPA BAY ESTUARY PROGRAM**

Execute agreement with the Tampa Bay Estuary Program for payment of the Federal Fiscal Year 1998 contribution, \$19,373.

RECORD S47-2388

**ANNUAL TRAVEL**

Authorize travel out of the County to conduct business for and on behalf of the County for the **Board of County Commissioners** for FY 2000-01.

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**FEE WAIVER - MYAKKA COMMUNITY CENTER**

Waive permit fee for the Year 2000 Annual Christmas Parade sponsored by the Myakka Community Center, December 2, 2000.

**NATURAL GAS PIPELINE ECOSYSTEM MANAGEMENT TEAM**

Execute non-binding Team Permitting Agreement with Gulfstream Natural Gas System, L.L.C., Florida Department of Environmental Protection, Florida Fish and Wildlife Conservation Commission, Tampa Port Authority, Southwest Florida Water Management District, St. Johns River Water Management District, Hillsborough County Environmental Protection Commission, U.S. Army Corps of Engineers, U.S. Environmental Protection Agency, South Florida Water Management District, Treasure Coast Regional Planning Council, St. Lucie County, Polk County, Manatee County, Martin County, Highlands County, Palm Beach County, and Okeechobee County.

RECORD S47-2389

**NON-PROFIT AGENCY FUNDING AGREEMENTS**

Execution of FY 2000-01 non-profit agency funding agreements with:

1. Keep Manatee Beautiful, Inc. - Litter Control and Prevention Grant, \$16,924 RECORD S47-2390
2. Foundation for Dreams, Inc. - Dream Oaks Camp Residential, \$25,000 RECORD S47-2391

**LITTER CONTROL AND PREVENTION GRANT**

Execution of Fiscal Year 2000-01 Litter Control and Prevention Grant Agreement with Department of Environmental Protection, \$16,924 (12/1/00 through 9/30/01). RECORD S47-2392

**CHILDREN'S SERVICES FUNDS**

Set public hearing on December 12, 2000, to consider a recommendation from The Children's Services Advisory Board to provide additional funding to the Manatee Family YMCA for a **Before School Program at Lee Middle School**, (01/02/01-09/30/01), \$10,000.

**BUDGET AMENDMENT RESOLUTION**

Various Departments (B-01-010)

Transfer of Funds; Unanticipated Revenue Appropriations

Supporting detail and description attached

RECORD S47-2393

**53RD AVENUE WEST**

Execution of Change Order 3 to Work Assignment 2 with Lombardo, Skipper & Foley, Inc., for engineering services for design and construction of street lighting on 53rd Avenue West (34th Street West to 75th Street West/Cortez Road), increase of \$17,106, revised total \$882,625.32. RECORD S47-2394

**MATERIALS AND SERVICES**

1. **Pump Motor and Variable Frequency Drive** - Award IFB 00-7852AA, for distribution pump, to the lowest responsive, responsible bidder, Motion Industries, \$35,606.16.
2. **Thermoplastic Material** - Authorization to procure, on an as-required basis, from Crown Technology, based on State Contract 550-003-99-1 unit prices, estimated annual cost of \$62,964.
3. **Title Services** - Award IFB 00-8042MP, title services, on an as-required basis to the lowest responsive, responsible multiple bidders meeting specifications, TnT Searching, Inc. (primary) and Direct Corporate Services (secondary), estimated annual cost of \$34,500.

**CARPET AND VCT INSTALLATION**

Issue Change Order 1 to PO P0002650 for installation of carpet and tile (5th Floor Administration Center) with Carpet Direct, Inc., increase of \$1,789.50, adjusted amount of \$29,720.90; and extend contract by 30 days.

**MARKET RESEARCH PROGRAM**

Execution of Addendum 1 to Agreement with Mid-Florida Marketing and Research, Inc., for a Market Research Program on visitor demographics and economic impact of visitors, extending the agreement for 14 months, increase of \$18,000, not to exceed \$36,000. RECORD S47-2395

**PARKS - ARCHITECTURAL/ENGINEERING SERVICES**

Execution of Addendum 2 to extend the agreement with Wade-Trim, Inc., on an as-required basis for one year (to 02/01/02).

RECORD S47-2396

**TEST WELL CONSTRUCTION**

**R-00-229** A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, MANATEE COUNTY, FLORIDA, TENTATIVELY AWARDING CONSTRUCTION CONTRACT FOR THE EPA SPECIAL WATER INFRASTRUCTURE PROJECT SUBJECT TO REGULATORY APPROVAL (EPA ASSISTANCE ID NO. XP994692-95-1, MANATEE BID NO. 00-5051DC)  
 (award Bid 00-5051DC Aquifer Storage and Recovery Feasibility Project Test Well Construction - North Regional Wastewater Treatment Plant to the lowest responsive, responsible bidder, Diversified Drilling Corporation, \$582,021, subject to approval by the Environmental Protection Agency and Southwest Florida Water Management District, and subsequent execution of contract, simultaneous dating of performance/payment bonds, and acceptance of insurance certificate.) RECORD S47-2397

**TRANSPORTATION OFFICE BUILDING**

Execution of Change Order 2 to IFB 99-4849DC with Pat Cook Construction, Inc., increase of \$478, for adjusted contract of \$2,240,230.50. RECORD S47-2398

**PERSONNEL**

Transfer from Clerk of the Circuit Court to Board of County Commissioners 207.34 sick leave hours and 86 vacation leave hours, on behalf of **Tammy Boggs**, who was hired by Parks and Recreation Department effective October 16, 2000; vacation leave to accrue at 6 hours per pay period.

**SOCCKER FIELD LIGHTING GRANT**

**R-00-276** A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES SOCCER FEDERATION FOUNDATION, INC. RECORD S47-2399

[for soccer field lighting, lighting timers, portable bleachers and portable goals at Braden River (\$75,600), Blackstone (\$106,600) and Lakewood Ranch Parks (\$75,600), \$257,800].

RECORD S47-2400

S47-2401

S47-2402

**FINAL PLATS**

**Kingsfield, Phase IV**

1. Final Plat;
2. Agreement with Centex Homes guaranteeing completion of required improvements and temporary construction easement for private improvements, \$61,130.50;
3. Performance Bond: \$61,130.50 (Surety Bond 6068552, Safeco Insurance Company of America);
4. Agreement with Centex Homes guaranteeing completion of required improvements, \$1,011,998.33;
5. Performance Bond: \$1,011,998.33 (Surety Bond 6068551, Safeco Insurance Company of America);
6. Drainage Easement (temporary) from George H. and Deloris A. Foy;
7. Utility Easement (temporary) from George H. and Deloris A. Foy;
8. Maintenance Agreement for Right of Way Island from Kingsfield Homeowner's Association, Inc.; RECORD S47-2403
9. Supplementary Declaration of Covenants, Restrictions and Easements.

**Lakewood Ranch Town Center Phase I, Subphase D, aka Market Square**

1. Final Plat;
2. Joinder in Declaration Only from Lakewood Ranch Community Development District 3;
3. Conservation Easement from Schroeder-Manatee Ranch, Inc.; RECORD S47-2404
4. Non-Vehicular Ingress and Egress Easement from Schroeder-Manatee Ranch, Inc.;
5. Supplemental Declaration.

**Waterlefe Golf and River Club, Unit 2**

1. Final Plat;
2. Mortgagee's Joinder in Declaration Only with Fleet National Bank;
3. Agreement with Bay Colony-Gateway, Inc. guaranteeing completion of required sidewalk and bikeways and temporary construction easement for required improvements, \$42,230;
4. Performance Bond: \$42,230 (Surety Bond 015-011-517, Liberty Mutual Insurance Company);

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5. Agreement with Bay Colony-Gateway, Inc. guaranteeing completion of required improvements and temporary construction easement for private improvements, \$614,267.85;
6. Performance Bond: \$614,267.85 (Surety Bond 015-010-337, Liberty Mutual Insurance Company);
7. Agreement with Bay Colony-Gateway, Inc. guaranteeing completion of required improvements and temporary construction easement for required improvements, \$24,740.60;
8. Performance Bond: \$24,740.60 (Surety Bond 015-012-437, Liberty Mutual Insurance Company);
9. Agreement with Bay Colony-Gateway, Inc. for installation and maintenance of publicly owned facilities underlying privately owned lands; RECORD S47-2405
10. Consent of Mortgagee with Fleet National Bank;
11. Third Supplement to the Declaration of Covenants, Restrictions and Easements of Waterlefe Golf and River Club Community.

**UTILITY REFUNDS**

1. U. S. Home Corporation, overpayment \$ 541.44
2. National Income Realty Trust, surety bond replacement 13,455.00

**FEES WAIVER**

Waive tipping fees at Solid Waste Management Facility for soil generated by City of Sarasota for use as daily cover material at the Landfill.

**DRINKING WATER PROTECTION REUSE STUDY**

Execution of First Amendment to Agreement with the Southwest Florida Water Management District (SWFWMD) and the City of Bradenton for the Manatee County Drinking Water Protection and Reuse Study (extending the date to 6/30/01). RECORD S47-2406

**RIGHT-OF-WAY MAPS - SINGLETARY AND BETTS ROADS**

S47-2407

Execute and record in Road Plat Book, certification of right-of-way maps for County-maintained roads designated as Singletary Road and Betts Road; record Affidavits from F. E. "Eddie" Durrance and James H. Davis to be referenced on the maps. RECORD S47-2408

**STREET VACATION - RIVER WOODS, PHASE II**

R-00-238-V RESOLUTION DECLARING PUBLIC HEARING ON JANUARY 2, 2001, AT 9:00 A.M. OR AS SOON THEREAFTER AS MAY BE HEARD ON APPLICATION BY LENNAR HOMES, INC., TO VACATE A PORTION OF A PLATTED DRAINAGE EASEMENT (LOT 101) IN RIVER WOODS, PHASE II.

RECORD S47-2409**COMMUNITY DEVELOPMENT BLOCK GRANT**

Accept Final Order of the State of Florida, Department of Community Affairs, for the denial of the application for neighborhood revitalization, (authorized by R-00-121) submitted on May 23, 2000, and waive the right to appeal the Final Order.

Motion was made by Mr. Bruce, seconded by Mr. Harris, and carried 7 to 0, to approve the Consent Agenda incorporating the changes as noted and with the language as stated in the recommended motions in the staff reports and agenda memoranda, as amended.

(End Consent Agenda)

**HISTORIC PRESERVATION BOARD**

Carol Clarke, Planning Director, requested appointment of two members to the Historic Preservation Board to serve until October 2004.

|              |                     |                       |
|--------------|---------------------|-----------------------|
| Nominations: | Karen Malesky       | - by Mrs. Stein       |
|              | Col. Warren Johnson | - by Mr. Bruce        |
|              | James O'Neill       | - by Ms. Brown        |
|              | John Wright         | - by Mr. Harris       |
|              | Virginia Smith      | - by Mrs. Glass       |
|              | William Webster     | - by Mrs. von Hahmann |

After a show of hands, **Karen Malesky** and **Col. Johnson** were appointed.

**CITIZENS' COMMENTS**

**Cell Phones for 911 Emergencies** - **William Wheeler** suggested that 911 set up a plan of response for emergency calls from special "emergency-only cell phones."



**Public Notices and School Impact Fees** - Marilyn Stasica recommended that public notices be written so lay people can understand them; and that school impact fees be considered for payment by developers.

Discussion: Work session with School Board to discuss fees for growth; legislation to prohibit school impact fees; amending Comprehensive Plan; setting fees to be adjusted annually; fees for roads; etc.

Without objection, the Chairman will write a letter to the School Board notifying them of the intent to establish a fee.

**Davye-Dawn Carter** questioned whether impact fees would affect her as a County taxpayer when new schools are built on 53rd Avenue West.

**Karen Ciemniecki** stated she gave the School Board a plan from another county regarding school impact fees. She encouraged the Board to be friendly to public input, hold some evening meetings, and allow more time for citizens to speak.

Discussion: Commissioners holding district forums for constituents regarding growth issues; setting specific days for public notices; amending procedural rules; etc.

**Braden River Survey** - Without objection **Karen Ciemniecki** was placed on the agenda for December 5, 2000, to present a report on a survey of the Braden River.

**ORDINANCE 00-50 - LAND DEVELOPMENT CODE AMENDMENTS**

Public hearing (Notices in the *Bradenton Herald* 11/17/00 and *Sarasota Herald-Tribune* 11/18/00) was held to consider

**ORDINANCE 00-50** AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AMENDING THE MANATEE COUNTY LAND DEVELOPMENT CODE (ORDINANCE 90-01, AS AMENDED); AMENDING CERTAIN PROVISIONS IN THE LANDSCAPING SECTION REGARDING SCREENING BUFFERS ADJACENT TO INDUSTRIAL USES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Planning Commission recommended APPROVAL.

Laurie Suess, Planning Department, stated that the Ordinance addresses incompatibility between industrial and residential uses.

Discussion: Amending 715.3.2 Buffer Zones c. to allow alternatives with Planned Development Special Approval; specifying "substantial material" in definition of wall; effective for new plans; etc.

**Karen Fraley**, Around-the-Bend Nature Tours, requested landscape buffers be considered as alternatives to walls.

**William Wheeler**, Briarwood Homeowners' Association, submitted photographs of the adjacent Henson Industrial Park, and questioned who is responsible for maintaining fences, buffers, walls, and retention ponds, and for how long. He recommended concrete walls be required.

Discussion: Maintenance responsibility; whether industrial parks have associations; determining wall locations/responsibility.

**Recess/Reconvene.** All members present.

Ms. Clarke recommended the following changes:

1. Amend Wall, Decorative, Opaque definition, "such substantial material, **as determined by the Planning Director.**"
2. Amend 715.3.2 Buffer Zones as follows:
  - c. Industrial uses adjacent to residential uses/zoning shall use buffer option E unless otherwise approved with a Planned Development Specific Approval.

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(Continued)

Based upon the staff report, evidence presented, any written and oral comments received before or at the public hearing, the action of the Planning Commission, and finding the request to be consistent with the Manatee County Comprehensive Plan, and consistent with the general purpose and standards of Section 503 of the Manatee County Land Development Code, Mrs. Stein moved to adopt **Ordinance 00-50**, amending the Manatee County Land Development Code (Ordinance 90-01), as amended, incorporating the changes made at this meeting. Motion was seconded by Mr. Harris and carried 7 to 0. RECORD S47-2410

**ZONING**

Public hearing (Notices in the *Bradenton Herald* 11/17/00 and *Sarasota Herald-Tribune* 11/19/00) was held to consider

**PDR-00-05(Z) (P) GEORGE HOOPER, ET AL./WINDING RIVER**

ZONING ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM A-1, A-1/CH, AND A/CH TO PDR AND PDR/CH; PROVIDING AN EFFECTIVE DATE; AND APPROVAL OF A PRELIMINARY SITE PLAN TO ALLOW A 97 LOT SINGLE-FAMILY SUBDIVISION AT A DENSITY OF 0.88 DWELLING UNITS PER ACRE, AND A COMMUNITY BOAT RAMP AND DOCK WITH 10 BOAT SLIPS ON 110.10 ACRES LOCATED ON THE NORTH SIDE OF UPPER MANATEE RIVER ROAD, EAST OF CHRISTIAN RETREAT, 1600 FEET EAST OF 137TH STREET NE.

Planning Commission recommended approval with 33 Stipulations; and GRANTING Special Approval to a project: (1) located adjacent to a perennial stream; and (2) partially located within the CSVA and CEA. RECORD S47-2411

Erika Barrett, Planning Department, referred to a zoning map, an aerial, and a site plan. She addressed access, wetlands/mitigation, conservation/recreational areas, private boat ramp/slips, and maintenance dredging, noting that 26 boat slips are proposed, with 16 for lots fronting on the river and 10 internal. Also noted were topographic contours in the Coastal Storm Vulnerability Overlay District and development in the 25-year and 100-year floodplains.

She amended **Stipulation 32** "The applicant shall provide a berm, fence, wall or similar barrier along the eastern property line **adjacent to the common area**, where necessary..."

Ms. Barrett submitted e-mails from **Karen Ciemniecki** expressing concerns of traffic and maintenance dredging.

**Marla Hough**, Hough Engineering Inc., noted that the site plan has been modified to show riverfront lots extending to the ordinary high water line; lots reconfigured to move buildings outside the 50-foot offset from the floodway line; and lots running parallel to Upper Manatee River Road shifted north to balance lot depths. She requested one internal boat dock be relocated to the boat ramp area as a temporary mooring dock.

Ms. Hough submitted her traffic engineering resume, the resume of Dick Seagle, Jr., wetland scientist, photographs depicting upland areas for the proposed boat ramp/picnic areas, and buffers. She concurred with the stipulations, and clarified 35-foot agriculture setbacks.

**Larry D'Urso**, developer, was present to answer questions.

**Kathie Moon**, Ray's Canoe Hideaway, east of the site, referred to a canoeing brochure and a Gulf Coast Heritage Trail map. She stated concerns of boat/public safety, flooding, river setbacks/preservation, and manatee protection.

**Karen Ciemniecki**, representing the Sierra Club, outlined concerns of traffic concurrency, buffers, maintenance dredging, etc. She referred to a drawing and photographs depicting the site.

**Arlene Sweeting** noted concerns of water quality, boat sizes, conservation area maintenance, flooding, tree removal, school impacts, etc. She submitted an aerial of the site.

Karen Fraley, Around-the-Bend Nature Tours, recommended this request not be approved until a manatee protection plan is established.

Mary Sheppard addressed wetland and buffer protection.

Staff responded to concerns of docks on the river, buffers, condition of wetlands on site, manatee protection plan, and transportation concurrency.

Discussion: Mitigation; improvements to Upper Manatee River Road; water depth; lot extensions to river; flood warning system; protecting existing waterfront vistas; etc.

Caleb Grimes, attorney for the applicant, stated that the request complies with the Land Development Code.

George Hooper, applicant, stated the property has never flooded in the 50 years he has lived there.

Mr. Grimes advised that the homeowners' association is responsible for conservation areas, buffers behind the lots, and that jet ski regulations could be the homeowners' responsibility.

Dick Seagle, Jr., Henslick, Seagle and Associates, Inc., stated that dredging regulations are based on *Florida Statutes*.

Discussion: Regulating construction traffic on east portion of Upper Manatee River Road until road improvements are made; limiting boat sizes; controlling use of land/easements; signage; requiring all boat docks to be internal to the project; permitting existing Hooper residence to have a dock on the river; no over-night stay for residents at community boat docks; etc.

Jeffrey Steinsnyder, Assistant County Attorney, recommended adding and amending the following Stipulations:

- 34. Construction traffic shall not utilize Upper Manatee River Road east of the project site until the roadway is improved.
- 35. The area set aside within a Conservation Easement, including buffer areas, shall be maintained by the homeowners and included within the homeowners' documents.
- 24. Boat rentals, the mooring or launching of personal watercraft, liveaboards, boat maintenance, and repair activities shall be prohibited at the boat slips. This restriction shall be part of the Deed Restrictions for this community.
- 17. Amend 2nd and 3rd sentences. "No boat slips other than the existing single-family home may be constructed on the main channel of the river. All waterfront docks for individual lots, permitted to have a dock, shall be limited to one boat slip."

Based upon the staff report, evidence presented, comments made at the public hearing, the action of the Planning Commission, and finding the request to be consistent with the Manatee County Comprehensive Plan and the Manatee County Land Development Code, as conditioned herein, Mr. Harris moved to adopt Manatee County Zoning Ordinance **PDR-00-05(Z)(P)** and approve the Preliminary Site Plan with Stipulations 1 through 33, 17, 24, 32, as amended at this hearing, with the addition of 34 and 35; and GRANT Special Approval to a project located adjacent to a perennial stream and partially located within the CSVA and CEA. Motion was seconded by Ms. Brown.

**Motion - Amended**

Mrs. Stein moved to include future maintenance dredging to be the responsibility of the homeowners association (amending **Stipulation 35**). Motion was seconded by Mr. Harris and carried 7 to 0.

Motion, as amended, carried 7 to 0.

RECORD 547-2412

**Recess/Reconvene**. All members present except Ms. Brown and Mr. Harris.

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(Continued)

**IMC - FOUR CORNERS MINE**

(Carol Cason, court reporter, was present)

Public hearings (Notices in the *Bradenton Herald* 11/17/00 and *Sarasota Herald-Tribune* 11/19/00) were held to consider**Z-00-07 IMC PHOSPHATES COMPANY/FOUR CORNERS MINE**

ZONING ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM **A** AND **A/WP-M** TO **EX** RETAINING THE **WP-M** OVERLAY DISTRICTS; PROVIDING AN EFFECTIVE DATE; ON 2,508 ACRES LOCATED EAST OF DUETTE ROAD AND NORTHEAST OF THE INTERSECTION OF DUETTE ROAD WITH WALKER ROAD, ALONG BOTH SIDES OF WALKER ROAD AND EXTENDING EASTWARD TO THE HARDEE COUNTY LINE, TOGETHER WITH THE LAND UNDERLYING WALKER ROAD, IF VACATED. THE PROPERTY IS COMPRISED OF TWO NON-CONTIGUOUS PARCELS LOCATED WITHIN SECTION 36, TOWNSHIP 33 SOUTH, RANGE 22 EAST, AND SECTIONS 1, 2, 11, 12, 13, AND 14, TOWNSHIP 34 SOUTH, RANGE 22 EAST. Planning Commission recommended APPROVAL.

and

**ORDINANCE 00-49 - IMC PHOSPHATES COMPANY/FOUR CORNERS MINE (DRI 5)**

Approval of a Substantial Deviation to the Four Corners Mine Development of Regional Impact to:

1. Amend Section 7-Legal Description for the addition of 2,808 acres known as the **Southeast Tract** to this DRI;
2. Allow the mining of phosphate ore on the 2,808-acre addition to the mine;
3. Amend Sections 4-Development Components, 5-Definitions, and 6-Development Conditions to reflect the 2,808-acre addition, to establish new or modified conditions of approval for mining within the Southeast Tract, and to ensure the Development Order will be internally consistent with all changes proposed by the applicant.
4. Delete Conditions F.5 and K(5) 1-MA-08 pertaining to a rookery;
5. Delete Condition K-10 pertaining to mining conditions for the 170-acre Addition;
6. Amend the Development Order to reflect changes in agency names, the name of the developer, and to denote stipulations that have been complied with or requirements that have been completed; and
7. Amend Map H to reflect the above changes;

on 2,808 acres located north and east of Duette Road and northeast of the intersection of Duette Road with Walker Road, along both sides of Walker Road and extending eastward to the Hardee County Line. The existing Four Corners Mine is located north of S.R. 62 and along both sides of S.R. 37, extending north into Hillsborough County;

Planning Commission recommended APPROVAL.

Public hearing (Notices in the *Bradenton Herald* 10/31/00 and 11/7/00) was held to consider

**R-00-271** A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, GRANTING APPROVAL TO IMC PHOSPHATES COMPANY FOR AN OPERATING PERMIT AND MASTER MINE PLAN FOR THE FOUR CORNERS MINE SOUTHEAST TRACT ADDITION TO INCLUDE SPECIFIC CONDITIONS, RESTRICTIONS, AND LIMITATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Robert Pederson, Planning Department, stated the applicant has reduced the acreage to 2,508 (deleting land within the Lake Manatee Watershed). He outlined zoning and surrounding land uses of the rezone noting an additional request is accompanied by a Development of Regional Impact (DRI) Substantial Deviation application (Ordinance 00-49) to add the property to the Four Corners Phosphate Mine DRI. He stated the site is located adjacent to a mine in Hardee County and a site to the south owned by another phosphate company.

(Enter Ms. Brown during presentation)

Referring to the Development Order (00-49), Mr. Pederson noted this is a new Development Order, as the site is not contiguous to the existing mine. He outlined the operations and stated the product will be transported off the site for processing. He gave an overview of pre-mining vegetation, wetlands/mitigation, alternate flow ways for hydration, visual impacts/set etc., reviewed a letter from IMC with revised Map H-1 (Exhibit A to Development Order) and revised Exhibit E to Table 13-1. He submitted a revised Section 9 to Ordinance 00-49.

(Depart Mrs. Stein)

Rob Brown, Environmental Management Department, noted the importance of maintaining the hydroperiods of on-site wetlands, which are being preserved. He stated that the applicant wants the recharge ditch and berm system to be within the wetland buffer, which staff opposes.

(Enter Mr. Harris)

Doug Means, Environmental Management Department, outlined his memorandum (11/28/00) addressing wetland protection and mitigation regarding mining operations, noting the site has 600 acres of wetlands and that 344 acres will be disturbed.

(Enter Mrs. Stein)

**Patricia Petruff**, attorney for IMC, submitted documents: resumes, approval letters, land use criteria, miscellaneous information, graphics, correspondence and a water quality study.

**Robert Kinsey**, IMC Director of Operations, was available for questions.

**Dee Allen**, IMC Permitting, Reclamation, and Geotech Manager, presented an overview "Geology/Lithology" of mining operations and reclamation of uplands and wetlands. She addressed a proposed conservation easement in the center of the site from the north to the south and referred to an aerial depicting agricultural ditches since 1965.

**Peter Schreuder**, certified geologist representing IMC, referred to a report "Water Quality Investigation of In-Situ Tailing Sand Deposits Under Natural Environmental Conditions" prepared for the Florida Institute of Phosphate Research. He also referred to a Comparison of Water Quality at the Southeast Track and Ft. Green Reclaimed Tailing Sand, concluding there would be no impacts on shallow groundwater of reclaimed areas.

**Greg Williams**, IMC Environmental Manager, reported on a summary of water conservation and water supply issues. He stated this request will not create new demands on groundwater resources.

**Darren Stowe**, a planner with Environmental Consulting & Technology, Inc., stated the requests comply with the Land Development Code and are consistent with the Comprehensive Plan. He stated that local, regional, and state agencies have reviewed the requests.

**Dr. John Garlanger** and **Dr. Douglas Durbin**, representing IMC, responded to the memorandum from Mr. Means addressing wetland mitigation ratios, evaporation, impacts, and obtaining balances.

Ms. Petruff requested changes to:

- Condition I.(9)b. delete end of sentence "or public or private easement for drainage, utility, or road purposes" and place a period after right-of-way.
- Condition E.(6) alternative submitted regarding the conservation easement to assure the southern area of Horse Creek on graphics and maps will be preserved. RECORD S47-2413

**Recess/Reconvene.** All members present except Ms. Brown.

**Dan Lobeck**, representing ManaSota-88, requested an environmental impact study (EIS) for this region prior to action on the request (letter 11/28/00). He pointed out inconsistencies with the Comprehensive Plan noting spot zoning, wetland impacts/mitigation, time it will take to restore the land to a natural state, lack of a conservation easement, and stormwater runoff.

(Enter Ms. Brown)

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(Continued)

**Glen Compton**, Manasota-88, referred to his letter (11/9/00) submitted at the Planning Commission, requesting that IMC submit USDA - NRCS conservation plans for review of wetland violations. He questioned whether the proposed ditch and berm system for hydrating wetlands would work in drought conditions.

**Mary Sheppard** addressed a letter from the Environmental Protection Agency (8/24/00) to the Army Corps of Engineers regarding buffers, water quality flowing to Horse Creek, regulation enforcement, reclamation bond, etc.

Discussion: Regional Planning Council review; request is a substantial deviation; mitigation ratios; alternative mitigation plan; reclamation timeframe; tie rezone to mining and reclamation plan; setbacks; wetland rating system; overburden cap; applicant responding to Manasota-88 letter; etc.

Representatives of IMC, Gary Uebelhoer, Mr. Williams, Dr. Garlanger, Dr. Durban, and Ms. Allen responded regarding: regulatory agencies not requiring a regional EIS; phosphate mining does not create radiation; water quality monitoring; stream flow; soil recharge ability; wetland mitigation and restoration; protection berms; conflict between codes. Ms. Petruff concluded that the timing, trends, a reasonable use of the land, public interest of the resource, and enhancement of the wetland system are appropriate reasons for the request. She noted her efforts to obtain a conservation easement and opposed amended Condition E.(6).

Motion was made by Mr. Bruce and seconded by Mr. Harris to continue the public hearings on IMC Four Corners Southeast Tract addition, **R-00-721**, the Operating Permit, **Ordinance 00-49**, the DRI, Manatee County Zoning Ordinance **Z-00-07**, to December 12, 2000, at 9:00 a.m. or as soon thereafter as same may be heard. Motion carried 7 to 0.

#### BOARD OF COUNTY COMMISSION OFFICE

The County Administrator (agenda memo 11/28/00) relayed a request by Mr. McClash to establish a policy that the northwest corner office of the Board of County Commission offices on the ninth floor of the Administrative Center be designated as the Chairman's office; and authorize staff to provide resources to move the Chairman into the northwest corner office.

Motion was made by Mr. Bruce and seconded by Mrs. Stein that the Chairman occupy the northwest corner office and that the office be determined to be the Chairman's office.

Discussion: Mrs. Glass was not consulted and she has occupied the office since the building opened; reason for the change; intent for the office to be the Chairman's, but never officially designated; proximity of Chairman to assistant; option of Chairman; etc.

Motion carried 6 to 1, with Ms. Brown voting nay.

#### COMMISSIONERS' COMMENTS

**Bay Colony Dredging** - Mrs. Stein relayed a request by Victor Coveduck to place on the agenda for December 12, 2000, the matter of the incomplete dredging project and maintenance dredging of silted areas.

**Flamingo Boulevard** - Mr. Harris requested that safety measures (stop signs, etc.) be taken to aid elderly persons crossing the street to the shopping areas.

**Growth Management** - Mr. McClash recommended a work session be held to discuss concerns; i.e., Comprehensive Plan amendments, schools, building height issues.

**District Meetings** - Mr. Bruce recommended that Commissioners meet within districts to interact with the community on various issues; i.e., growth management.

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(Continued)

Blue Ribbon Task Force - Ms. Brown asked when meetings would be held to address transportation issues.

Referred to the County Administrator.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:

  
\_\_\_\_\_

Clerk

  
\_\_\_\_\_

Chairman

Adj: 6:25 p.m.  
/jr

Minutes Approved:

