

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATOR BUILDING; HONORABLE PATRICIA M. GLASS CHAMBERS
1112 Manatee Avenue West
Bradenton, Florida
February 9, 2021**

Meeting video link: <https://www.youtube.com/channel/UCUlgjuGhS-qV966RU2Z7AtA>

Present were:


Vanessa Baugh, Chairman
George Kruse, First Vice-Chairman
Kevin Van Ostenbridge, Second Vice-Chairman
Reggie Bellamy, Third Vice-Chairman
Misty Servia
James A. Satcher III
Carol Whitmore


Also present were:

Cheri Coryea, County Administrator
William Clague, County Attorney
Vicki Tessmer, Board Records Supervisor, Clerk of the Circuit Court

Chairman Baugh called the meeting to order at 9:04 a.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

1.  The Invocation was delivered by Elder Larry Bell, Community of Christ Church, followed by the Pledge of Allegiance

 Commissioners expressed concern regarding social distancing in Chambers and the newly installed plexiglas dividers.

RECESS/RECONVENE: 9:09 a.m. – 9:21 a.m. All Commissioners present.

AGENDA

BC20210209DOC001

Time Certain


2. Item 36 – 11:00 a.m. Updates of CARES Act and Coronavirus
3. Item 40 – 1:30 p.m. Report on 9th Avenue Northwest roadway improvements

Agenda Update Memorandum 


BC20210209DOC002

41. Item 36 – 11:00 a.m. Updates of CARES Act and Coronavirus, on-going response to COVID-19
Pandemic PowerPoint presentation was added
Item 40 – 1:30 p.m. Report on 9th Avenue Northwest roadway improvements, PowerPoint presentation was updated and replaced to include modifications to the design level choices with lesser scope options than were originally considered and a written comment was submitted through the online Public Comment form added

AWARDS/PRESENTATIONS


4.  Employee of the Month – Jeff Bowman, Code Enforcement Chief, Building and Development Services Department

BC20210209DOC003


5.  Introduction of the Spring 2021 Results First Internship Cohort

Xavier Colon, Results First Internship Program Coordinator, provided a brief history of the program.


Interns and Mentors introduced themselves.

 Cheri Coryea, County Administrator, reviewed the history of the intern program, and elucidated about how far reaching the program is. Many past interns are current Manatee County professionals. BC20210209DOC004

PROCLAMATIONS


6.  A motion was made by Commissioner Bellamy, seconded by Commissioner Servia, and carried 7-0, to adopt the Proclamation designating February 2021 as Black History Month accepted by Tarnisha Cliatt, President and CEO of the Manasota Black Chamber of Commerce, and Robert Powell, President Manatee County NAACP. BC20210209DOC005

7. **CITIZEN COMMENTS** (Future Agenda Items) BC20210209DOC006

 Robert Tarnay spoke regarding the January 22, 2021, meeting between Commissioners Whitmore and Kruse, and that Commissioners should be aware of the County Calendar.


Glen Gibellana submitted information and commented on affordable housing, surplus property, renewable energy, privatizing Property Management, allowing ten minutes on future agenda items, and density bonuses.


 Andra Griffin spoke about the Bishop Animal Shelter and work sessions.


 Discussion ensued regarding an upcoming work session on surplus property, density bonuses, incentives for affordable housing, and being aware to not change the nature of certain areas in District 1.

CONSENT AGENDA

8. **Citizen Comments** (Consent Agenda Items)

 Andra Griffin questioned refunds for impact fees requested by builders in the Clerks Consent Agenda (Item 9).

 Glen Gibellina submitted a handout and questioned the renewal of an agreement/ESCO loan (Item 12). BC20210209DOC007

 Caroline Perzan addressed the need for integration related to affordable housing throughout the County, and proposed a beautification plan with murals paying ode to African American artists.

 Discussion occurred that tall apartments in Parrish are inappropriate, local art in the community would instill a sense of neighborhood pride, and murals in Palmetto.

35. **MOTION/CONSENT AGENDA**

A motion was made by Commissioner Servia, seconded by Commissioner Kruse, and carried 7-0, to approve the Consent Agenda with Items 9 and 12 pulled for separate action.

10. **BUILDING AND DEVELOPMENT SERVICES DEPARTMENT/FINAL PLAT/ARTISAN LAKES ESPLANADE PHASE V, SUBPHASES A1, A2, A3, A4 AND A5**

- Executed and authorized recording Final Subdivision Plat;
- Authorized recording of the Supplemental Declaration to the Community Declaration of Covenants, Conditions, Restrictions and Easements for Esplanade at Artisan Lakes;

- Authorized the County Administrator to Accept, Execute, and Record Agreement for Private Subdivision with Public Improvements, Artisan Lakes Esplanade Phase V Subphases A1, A2, A3, A4, & A5;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A1, Surety Bond PB03010407341, \$199,876.39;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A2, Surety Bond PB03010407344 issued through Philadelphia Indemnity Insurance Company for \$133,051.95;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A3, Surety Bond PB03010407347, \$127,291.90;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A4, Surety Bond PB03010407350, \$190,802.39;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A5, Surety Bond PB03010407353, \$97,110.99;
- Authorized the County Administrator to accept, execute, and record Agreement for Private Subdivision with Private Improvements, Artisan Lakes Esplanade Phase V Subphases A1, A2, A3, A4, and A5;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A1, Surety Bond PB03010407340, \$506,680.26;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A1, Surety Bond PB03010407339, \$22,679.51;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A2, Surety Bond PB03010407343, \$575,291.56;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A2, Surety Bond PB03010407342, \$21,923.51;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A2, Surety Bond PB03010407342, \$21,923.51;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A3, Surety Bond B03010407346, \$377,199;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A3, Surety Bond PB03010407345, \$17,147.84;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A4, Surety Bond PB03010407349, \$931,341.31;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A4, Surety Bond PB03010407348, \$35,259.43;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A5, Surety Bond PB03010407352, \$444,605.54;

- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphase A5, Surety Bond PB03010407351, \$15,708.40;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphases A1, A2, A3, A4, and A5, Surety Bond SU1169924, \$98,350.20; and
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Artisan Lakes Esplanade Phase V Subphases A1, A2, A3, A4, and A5, Surety Bond SU1169919, \$31,183.88

BC20210209DOC008

11. **BUILDING AND DEVELOPMENT SERVICES DEPARTMENT/FINAL PLAT/DEL WEBB AT BAYVIEW PHASE I SUBPHASES A, B, AND C**

- Executed and authorized recording of Final Subdivision Plat;
- Authorized recording of the Community Declaration For Del Webb at Bayview Phase I Subphases A, B, and C;
- Authorized the County Administrator to Accept, Execute, and Record Agreement for Public Subdivision with Public Improvements, Del Webb at Bayview Phase I Subphases A, B, and C;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase A, Surety Bond ES00007761, \$2,481,659.51;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase B, Surety Bond ES00007763, \$3,041,944.74;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase C, Surety Bond ES00007762, \$658,370.95;
- Authorized the County Administrator to accept, execute, and record Agreement for Public Subdivision with Private Improvements, Del Webb at Bayview Phase I Subphases A, B, and C;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase A, Surety Bond ES00007758, \$1,971,884.55;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase A, Surety Bond 0796674, \$310,798.80;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase A, Surety Bond ES00007720, \$94,216.46;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase B, Surety Bond ES00007759, \$4,778,822.86;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase B, Surety Bond 0796671, \$655,369.26;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase B, Surety Bond ES00007021, \$258,579.92;
- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase C, Surety Bond No. ES00007760 issued through Everest Reinsurance Company for \$1,600,607.59;

- Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase C, Surety Bond 0796673, \$286,881.92;
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphase C, Surety Bond ES00007757, \$112,610.33; and
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Del Webb at Bayview Phase I Subphases A, B & C, Surety Bond 0796672, \$167,787.44
- BC20210209DOC009

13. **FINANCIAL MANAGEMENT/AGREEMENT**

- Awarded IFBC 21-TA003529SAM for the Harvard Avenue Seawall Replacement project to the lowest responsive, and responsible bidder: Poseidon Dredge and Marine, Inc., for a total not-to-exceed amount of \$826,568.73 based on a construction completion time of 270 calendar days; and
 - Authorized the Procurement Official, or designee, to execute the Agreement and accept and date the Public Construction Bond
- BC20210209DOC010

14. **FINANCIAL MANAGEMENT/AGREEMENT**

- Awarded IFBC 21-R075936CD, Coquina Beach Storm Damage Restoration Project to Cottrell Contracting Corporation for a total cost of \$2,795,678.60 based on a construction completion time of 90 calendar days; and
 - Authorized the Procurement Official, or designee, to execute the Agreement and accept and date the Public Construction Bond
- BC20210209DOC011

15. **FINANCIAL MANAGEMENT/AGREEMENT**

Awarded a Purchase Order to Ten-8 Fire Equipment, Inc., for two (2) Braun Chief XL Ambulances in an amount not-to-exceed \$541,940 utilizing the Florida Sheriffs Association (FSA) Contract FSA20-VEF14.01

BC20210209DOC012

16. **NEIGHBORHOOD SERVICES/DONATION**

- Authorized accepting beneficiary funds in the amount of \$15,000 from the Trust of Mr. Richard T. LaBrecque, and authorization for the County Administrator or designee to execute any documents related to the beneficiary funds; and
 - Adopted Budget Amendment Resolution B-21-047 amending the annual budget for Manatee County, for Fiscal Year 2021
- BC20210209DOC013

17. **PARKS AND NATURAL RESOURCES/FUNDING ASSISTANCE**

- Approved and accepted Florida Fish and Wildlife Conservation Commission Gopher Tortoise Habitat Management Assistance Funding B84718 in the amount of \$15,000; and
 - Adopted Budget Resolution B-21-038 amending the annual budget for fiscal year 2021
- BC20210209DOC014

18. **PARKS AND NATURAL RESOURCES/TREE TRUST FUND**

- Approved Duette Preserve Tree Trust Fund Application in the amount of \$10,050 to purchase and install Long Leaf Pine and South Florida Slash Pine trees; and
 - Adopted Budget Resolution B-21-046 amending the Annual Budget, for Fiscal Year 2021
- BC20210209DOC015

19. **PARKS AND NATURAL RESOURCES/AGREEMENT**

Executed Change Order 1 to Florida Department of Environmental Protection Agreement 20ME2 for State funding for the 2021 Anna Maria Island Beach Nourishment project for a revised grant work plan

BC20210209DOC016

20. **PARKS AND NATURAL RESOURCES/AGREEMENT**

- Executed Florida Department of Environmental Protection (FDEP) Agreement 21ME1, Anna Maria Island Beach Nourishment (Non-federal) project; and
- Adopted Budget Resolution B-21-044 amending the Annual Budget for Fiscal Year 2021. This budget amendment adjusts the FY21-25 Capital Improvement Plan (CIP)

BC20210209DOC017

21. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**

- Accepted and authorized recording of a Temporary Turnaround Easement from KL Eagle Point LLC for Isles at BayView, Phase I;
- Accepted and authorized recording of a Permanent Ingress, Egress, and Access Easement from KL Eagle Point LLC (includes Consent and Joinder from Pulte Home Company LLC);
- Accepted and authorized recording of a Temporary Public Maintenance and Access Easement;
- Accepted and authorized recording of a Permanent Flowage Easement from KL Eagle Point LLC (includes Consent and Joinder from Pulte Home Company LLC); and
- Authorized recording of an Affidavit of Ownership and Encumbrances from KL Eagle Point LLC

BC20210209DOC018

22. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**

- Accepted previously recorded Warranty Deed from Richardo and Gloria V. Garcia for Parcels 103 and 103.03 of the Moccasin Wallow Road – U.S. 41 to Gateway Boulevard Expansion Project, CIP Project 6032560; and
- Accepted previously recorded Temporary Construction Easement from Richardo and Gloria V. Garcia

BC20210209DOC019

23. **PROPERTY MANAGEMENT/RESOLUTION**

- Adopted Resolution R-21-004;
- Executed and authorized recording of Exchange of Property Agreement between John Falkner LLC and Manatee County for property located at Duette Preserve, Myakka City;
- Executed and authorized recording of County Deed to release 12.54 acres of County land to John Falkner LLC; and
- Accepted and authorized recording of Warranty Deed from John Falkner LLC to receive 14.50 acres of land

BC20210209DOC020

24. **PROPERTY MANAGEMENT/RESOLUTION**

- Adopted Resolution R-21-026;
- Executed a District Office Lease for office space located at 1051 Manatee Avenue West, 3rd Floor, Bradenton, Florida 34205 which covers the period from January 3, 2021 to January 2, 2023; and
- Executed a District Office Lease Attachment for office space located at 1051 Manatee Avenue West, 3rd Floor, Bradenton, Florida 34205 which covers the period from January 3, 2021 to January 2, 2023

BC20210209DOC021

25. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase for a Warranty Deed between Erick Ramirez Pena and Eusebio Pena Garcia and Manatee County for the amount of \$29,900 for Parcel 107 and Parcel 107.3 Moccasin Wallow Road – CIP Project 6092560; and
- Executed Contract for Sale and Purchase for a Temporary Easement between Erick Ramirez Pena and Eusebio Pena Garcia and Manatee County for the amount of \$100

BC20210209DOC022

26. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase for a Warranty Deed between North Oaks Estates Community Association, Inc., and Manatee County for the amount of \$4,950 for Parcel 139 Moccasin Wallow Road – CIP Project 6092560;
- Executed Contract for Sale and Purchase for a Permanent Easement between North Oaks Estates Community Association, Inc. and Manatee County for the amount of \$550; and
- Executed Contract for Sale and Purchase for a Temporary Easement between North Oaks Estates Community Association, Inc. and Manatee County for the amount of \$100

BC20210209DOC023

27. **PROPERTY MANAGEMENT/CONTRACT**

Execution of Contract for Sale and Purchase between Gillette Homeowner's Association, LLC and Manatee County for Parcels 113 A and B Moccasin Wallow Road – U.S. 41 to Gateway Boulevard - CIP Project 6092560, \$276,940.50

BC20210209DOC024

28. **PROPERTY MANAGEMENT/CONTRACT**

- Reviewed bid log and approved the sale of surplus real property to the highest and best bidders Stanley L. Washington and Karyn L. Washington;
- Executed Contract for Sale and Purchase with Stanley L. Washington and Karyn L. Washington, \$5,210.20; and
- Executed County Deed conveying Parcel 2483100000 to Stanley L. Washington and Karyn L. Washington

BC20210209DOC025

29. **PROPERTY MANAGEMENT/CONTRACT**

- Reviewed bid log and approved the sale of surplus real property to the highest and best bidder J and P Reconstruction LLC;
- Executed Contract for Sale and Purchase with J & P Reconstruction LLC, \$2,503; and
- Executed County Deed conveying surplus real property located at 2501 6th Avenue East, Palmetto, to J and P Reconstruction LLC

BC20210209DOC026

30. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase with Declan E. Huber and Mollie Huber for property located at 7070 and 7112 Prospect Road, Sarasota, \$21,475

BC20210209DOC027

31. **PROPERTY MANAGEMENT/AGREEMENT**

Executed License Agreement with Bullock-Golden and FQSR LLC for property located at 6560 State Road 64 East related to the S.R. 64 East and 64th Street Court East intersection improvements

BC20210209DOC028

32. **PUBLIC SAFETY/RESOLUTION/GRANT**

- Adopted Resolution R-21-027 authorizing submission and acceptance of a grant from Florida Department of Health in the amount of \$32,843, for improving and expanding Pre-Hospital Emergency Medical Services (EMS) system;
- Executed the EMS County Grant Application; and
- Adopted Budget Resolution B-21-049 amending the annual budget for Manatee County, Florida, for fiscal year 2021, allocating the funding

BC20210209DOC029

33. **PUBLIC WORKS/RESOLUTION**

- Adopted Resolution R-21-028 authorizing the Chairperson to sign the Federal Fiscal Year (FFY) 2021 annual Federal Transit Administration (FTA) Certifications and Assurances; and
- Authorization for the Public Works Department Director or designee to electronically transmit the updated FFY 2021 Certifications and Assurances to the FTA

BC20210209DOC030

34. **PUBLIC WORKS/ORDINANCE**


Authorized staff to advertise proposed amendments to Manatee County Code 2-22-24, to include proposed No parking Ordinance 21-16 in accordance with Florida Statutes


(End Consent Agenda)


BC20210209DOC031


RECESS/RECONVENE: 10:33 a.m. – 10:45 a.m. All Commissioners present.


37. **FINANCIAL MANAGEMENT/CAPITAL IMPROVEMENT PLAN**

 Jan Brewer, Financial Management Director, used a slide presentation to address the specific items. The CIP will be reviewed with cash flows and future items. She provided a brief explanation of each project including Canal Road – U.S. 41, S.R. 70 at Post Boulevard, the G.T. Bray Dive Well, G.T. Bray Pool decking, and Clemons Aquatics with the cost, funding source and project scope for each. Cash flows for each will be discussed next week at the February 16 work session.

 Chad Butzow, Public Works Director, reviewed the Canal Road project which will provide better connections in the County.

 Charlie Hunsicker, Parks and Natural Resources Director, explained the dive well at G.T. Bray is 40 years old, and there are underground problems that exceed regular rehabilitation budgets. By shallowing up the dive well it can be converted to a learn to swim pool. The Dive Well is an underused facility, and would clear up the Olympic size pool for other activities.


 Mr. Hunsicker, responded that the Clemons Aquatics structural issues can be addressed using Parks and Natural Resources reserves.

 Discussion ensued that the facilities at G.T. Bray are aging and there is a need to revitalize the park.


BC20210209DOC032


(Discussion continued to later in the meeting)


36. **COUNTY ADMINISTRATOR/CARES ACT/CORONAVIRUS (COVID-19) UPDATES**


 Jacob Saur, Public Safety Director, used a slide presentation to provide an update on COVID-19 key data and indicators, including positive cases, deaths, the positivity rate of 5.8 percent, Manatee County remains at a Level 2 activation, a decrease of daily positivity, hospitalizations, the Governor’s actions and vaccination guidelines and distribution, 32,842 residents to date have received at least one dose of the vaccine, over 186,000 individuals are signed up for the vaccine, and successes to date with vaccine distribution.


Discussion ensued regarding the random selection system equals out the playing field, is the random selection fair, Sarasota has vaccinated more residents because of the State distribution method and where citizens are getting their vaccines, data reported on the dashboard is the most updated, there are duplicate registrations, and IT is working on deleting duplicate registrations, some people who registered have already been vaccinated and their names are being removed from the pool which decreases the pool, and continue to ask the legislators for more vaccines.


 Mr. Saur explained that people are missing the calls from the 311 system. Sarasota uses Everbridge software to distribute a mass notification, and Manatee is looking into the same system which will provide a better ability for citizens to respond to the appointment notification. It takes at least three days for 311 to make all the calls, and the calls come from 941-742-4300.


 Discussion ensued regarding many people are registering in multiple counties, and the vaccination sites work well.


 Mr. Saur stated a resident does not need to be a patient of MCR to get a vaccine at their facilities, but they are distributing to targeted, underserved areas.


 Discussion continued that the Public Safety Center is also being used for smaller vaccination days, there have been two allergic reactions, the second dose can cause more reactions of exhibiting symptoms that last approximately 12 hours, local hospitals do not have vaccines to distribute, even though they are allowed to give to patients who qualify, the allotment may not increase, and MCR doses come from the allotment given to the County.

 Karen Stewart, Deputy County Administrator, explained the amended CARES (Coronavirus Aid, Relief, and Economic Security) Act program has been submitted to the State, and the plan is pending review. They will not be able to open the business round until the plan has been approved. The Emergency Rental Assistance program is in good shape, the coordinators are being trained, temporary staff will start, and the program will launch on February 16 in Neighborly.

 Glen Gibellina stated the lottery system is not fair, and suggested distributing the vaccine by age. He submitted a letter he received regarding being denied CARES Act funds.

 Andra Griffin expressed concern regarding how the vaccines were developed and questioned the main ingredient of the vaccine. She expressed concern with being blocked on Facebook by Commissioners.


 Michelle Martin suggested public service announcements regarding decreased numbers.


 Caroline Perzan advocated for high risk individuals under the age of 65 to receive the vaccine.


There being no further public comment, Chairman Baugh closed public comment.


Discussion ensued regarding the limits of the Governor's Order,

A motion was made by Commissioner Whitmore and seconded by Commissioner Servia to extend the local state of emergency for an additional seven days.

 Michelle Martin asked what the benchmarks are for removing the local state of emergency.

 Discussion ensued regarding federal money is used to provide the CARES Act funding.


 Andra Griffin expressed concern with penalties for accepting CARES Act funding and opposed the use of masks.

 Dawn Kitterman spoke in favor of CARES Act funding, and commented on the ease of vaccine distribution and side effects of the second dose.

The motion carried 7-0.

9. **CLERKS CONSENT AGENDA**

BC20210209DOC034

 Nicole Knapp, Impact Fee Administrator, provided an explanation of the impact fee credit system. The County reviews development based on the Land Development Code (LDC) and the intent is to limit the cost of impact fees. Following a Local Development Agreement or reimbursement agreement, the developer must submit an application and prove they have completed the required improvements that meet County standards. When building permits are pulled, the impact fees must be paid, but when the completed improvements meet County standards, the impact fees paid at permitting are refunded.

A motion was made by Commissioner Servia, seconded by Commissioner Bellamy, and carried 7-0, to approve the Clerk’s Consent Agenda.

A. **WARRANT LISTING**

Accept the Warrant (Check) Listing for the Month of January 2021, as issued by the Finance Department

BC20210209DOC035

B. **MINUTES**

Approve the Minutes of March 5, 2020 and January 19 and 22, 2021

C. **REFUNDS**

Approve the following Refunds:


- | | | |
|-----|--|------------------|
| 1. | Burton Wiand Receiver – Billing Adjustment, \$1,797.22 | BC20210209DOC036 |
| 2. | EJ Manatee LLC – Billing Adjustment, \$533.79 | BC20210209DOC037 |
| 3. | Estate of Dennis Drummer – Employee Health Benefits, \$1,114.28 | BC20210209DOC038 |
| 4. | Jay Dee Autoworks LLC – Billing Adjustment, \$639.74 | BC20210209DOC039 |
| 5. | Manatee Dental PA – Billing Adjustment, \$2,659.38 | BC20210209DOC040 |
| 6. | Manatee Land Investors LLC – Transportation Impact Fees, \$438,521 | BC20210209DOC041 |
| 7. | Mattamy Tampa/Sarasota – Transportation Impact Fees, \$13,146 | BC20210209DOC042 |
| 8. | Mattamy Tampa/Sarasota – Transportation Impact Fees, \$35,401 | BC20210209DOC043 |
| 9. | ML Manatee LLC – Billing Adjustment, \$2,938.39 | BC20210209DOC044 |
| 10. | Morrow Construction Company LLC – Billing Adjustment, \$29,515 | BC20210209DOC045 |


D. **REPORTS**


Accepted the fourth quarter 2020 Grant and Gift report

BC20210209DOC046

12. **FINANCIAL MANAGEMENT/BUDGET AMENDMENT**

 Jan Brewer, Financial Management Director, addressed citizen concerns regarding a loan in 2014 when the County built the ESCO chiller plant, and left over bond money was used from other projects, but has nothing to do with ESCO loan itself. It is a common practice to have loans within County funds that make the same interest.

 A motion was made by Commissioner Servia, seconded by Commissioner Whitmore, and carried 7-0, to adopt Budget Amendment Resolution B-21-043.

 Commissioner Satcher responded to citizen comments in relation to the emergency declaration and the need to provide all facts to the citizens. Citizens should make decisions regarding what they feel is appropriate for themselves. He does not recognize the CDC as an authority over his life, but out of respect for fellow Commissioners, he is wearing a mask during the meeting.

 Commissioner Bellamy thanked Commissioner Satcher for his respect, since he has compromised family members at home.

 Chairman Baugh appreciates the respect shown between the two Commissioners.


 Discussion ensued regarding information from the CDC.


C20210209DOC047


RECESS/RECONVENE: 12:07 p.m. – 1:31 p.m. All Commissioners present.


40. **PUBLIC WORKS/9TH AVENUE NORTHWEST ROADWAY IMPROVEMENTS**


Scott May, County Engineer, introduced the item.

 Jarod Schneider, Kimley-Horne, used a slide presentation to discuss the location of 9th Avenue Northwest, the Complete Streets concept to plan for different users, safety, drainage and multi-modal connectivity, online survey results from public outreach, most necessary improvements, Segments A, B, C and D, avoid overdoing improvements such as lighting, keeping the rural feel, concern with the narrow roadway, existing conditions, improvement options (minimalist, enhanced, and Complete Streets), pedestrian scale lighting, mini-roundabouts, raised intersections, midblock crossing, 10-foot multi-use trail on the north side, Segment D sidewalks, improvements within each option, costs for each option do not include inflation, \$11.4 million budgeted in the Capital Improvement Plan (CIP), and the next steps.

 Discussion ensued regarding retrofitting older streets, minimalist and enhanced options work off each other, the trend is to go down to 10-foot-lanes to slow traffic in neighborhoods, there should be no conflicts with larger vehicles on the narrow road, different pavement types, piping drainage rather than open-ditch drainage, multi-use trails, noise from going over a brick look cross walk, and keep the character of the area.


 Mr. May requested direction to move forward with engineering.


 Discussion continued to have a better multi-modal access to Robinson Preserve, safety is important and traffic calming aspects can help, added traffic from Robinson Preserve, maintain rural character, keep open drainage on the south side of the road, not in favor of speed tables, and the enhanced option would allow further safety, landscaping is not a priority due to maintenance costs, minimal upkeep, enhanced option makes a safer path, pipe areas toward the entrance to Robinson Preserve, drainage changes would create a zero offset, enhanced option would assist with drainage, and a swale system would not be possible in front of the existing homes at the end of 9th Avenue Northwest toward 99th Street Northwest.


 Joe McClash used a slide presentation to present a cost saving plan and encouraged the minimal approach. He addressed safety issues, existing sidewalks, the area by the cemetery, there is no need for another sidewalk from 75th Street to 71st Street, mini-roundabouts should be discouraged due to cost, and the need to avoid speed bumps.

 Andra Griffin and Caroline Perzan commented on options for the roadway improvements.

There being no additional public comment, Chairman Baugh closed public comment.

 Discussion ensued regarding supporting the District Commissioner, potential for many people to use the road due to large numbers of visitors at Robinson Preserve, and look for as many cost savings as possible.


 Mr. Butzow confirmed the minimalist and enhanced options leave the drainage ditches open except in front of the last two houses just east of 99th Street Northwest. A 10-foot lane is the smallest lane to consider.

 A motion was made by Commissioner Van Ostenbridge and seconded by Chairman Baugh to use the minimalist approach; 10 and one-half foot lanes, a multi-use trail from 99th Street Northwest to 75th Street Northwest, appropriate low intensity lighting, raised intersections (no bricks), three roundabouts at Catalina, Pine Meadows, and Hawthorne Park.

Following a brief discussion, the motion was amended by Commissioner Van Ostenbridge to include raising the road in Segment A and the enhanced options for Segment B. Chairman Baugh, as seconder, agreed to the amendment.


Further discussion occurred to look for minimal to no maintenance, lighting only at the busier intersections, low-intensity lighting for users of the multi-use trails, costs for enhancements for Segment B would be \$60,000, and construction could begin in about a year.


 The motion carried 7-0.


 William Clague, County Attorney, requested orderly conversations to ensure motions are clear.

BC20210209DOC048

38. **PUBLIC WORKS/2021 METROPOLITAN PLANNING ORGANIZATION PRIORITIES**

 Clarke Davis, Deputy Director Public Works, explained this item is part of an annual process, and the County will ask for funding for these projects with the next Florida Department of Transportation (FDOT) work program. These priorities can go into effect in the summer of 2022, and the projects may take six to seven years to complete. There are fourteen projects on the list, and crossings are included in the DeSoto Bridge replacement project. There is funding for the central portions of the 15th Street East/301 Boulevard project, but the north and south ends need to be funded. The Advanced Traffic Management System needs enhancements. Other projects include Moccasin Wallow Road, 9th Street West near the DeSoto Mall, U.S. 41 and Cortez Road enhancements, sidewalks along U.S. 301 in Ellenton and Morgan Johnson Road, Rails with Trails along the Willow-Ellenton Trail and the 44th Avenue East project. The priorities will be presented to the MPO on February 22.

 Mr. Davis responded that the Moccasin Wallow road project will be divided into segments, and there is a dollar for dollar match for these funding requests. He will work with staff to refine the project. Morgan Johnson Road is eligible for a federal funding request, as a transportation alternative, as well as sidewalk improvements, since it is a urban collector road. He would need to review the long range transportation plan regarding 63rd Avenue.


 Discussion ensued regarding projects are listed in a priority order, there is a separate set aside for the federal funds, the State has targets for strategic intermodal systems, which includes the interstates, and the U.S. 301/I-75 interchange is already in the program, funding is in place for Erie Road, north/south.


There being no public comment, Chairman Baugh closed public comment.


 A motion was made by Commissioner Servia, seconded by Commissioner Satcher, and carried 7-0, to adopt table titled "2021 Manatee County Project Priorities" and authorize the


Chairperson to sign it and staff to transmit it to the Sarasota-Manatee Metropolitan Planning Organization. BC20210209DOC049

39. **COUNTY ADMINISTRATOR/IMPACT FEES**


 Nicole Knapp, Impact Fee Administrator, presented the annual Impact Fee Report. She referenced the reports for the past few years, and explained the 2020 version is unaudited and in a draft version. There is no action required today.


 Upon question, John Osborne, Deputy County Administrator, explained parks do not have specific districts and there will be the ability to also use park impact fees for County parks located within the cities such as G.T. Bray.


 Discussion ensued regarding ensuring there is enough funding for an east County aquatic center.


 Andra Griffin opposed an increase to impact fees and questioned if there are any plans for Parrish since there is a need for sidewalks for kids to walk to school.


There being no further public comment, Chairman Baugh closed public comment.


 Discussion ensued there are not as many impact fees collected in west and south County, need more information regarding students not being able to walk to school if there are no sidewalks.

 Mr. Osborne responded that in the future the School Board has been asked to provide a full five year CIP before they build any new schools in order to address infrastructure needs. Sidewalks require the same permitting as a road, and a list is provided by the School Board each year, with requests to install sidewalks.


 Chad Butzow, Public Safety Director, stated an easement agreement is in review for a sidewalk on Erie Road. The School District requires that students be bussed to school if there are hazardous walking conditions within two miles of a school.


 William Clague, County Attorney, referred to Statute and explained if a child lives within two miles of a school, transportation is not provided, unless if certain conditions are present.

 Discussion ensued regarding the need for children to be safe, no sidewalks on 2nd Avenue to Lincoln Memorial Academy, Districts 2 and 4 need sidewalks, and impact fees get passed on to the buyer.

 Commissioner Bellamy has submitted a list of priorities for areas where there are a lot of children who walk to school and need safe sidewalks. BC20210209DOC050

37. **FINANCIAL MANAGEMENT/CAPITAL IMPROVEMENT PLAN** (Continued from earlier in the meeting)

 Charlie Hunsicker explained there is a leak at the Clemons Aquatics Center pump room and cracks in the decking at G.T. Bray. Reserves can cover all three projects.

 A motion was made by Commissioner Servia, seconded by Commissioner Kruse, and carried 7-0, to bring forward the following Capital Improvement Plan Quarterly Adjustments:

Public Works

1. Canal Road - US 301 - US 41 (6094360)
2. SR70 at Post Boulevard - Temporary Traffic Signal (NEW)

Parks and Natural Resources

1. G.T. Bray Dive Well (NEW)
2. G.T. Bray Pool Decking (NEW)
3. Clemons Aquatics (NEW)

BC20210209DOC032

COMMISSIONER COMMENTS

Commissioner Servia

- Drafted a letter (authorized by the Board at the January 26, 2021 meeting) to the Florida Department of Health for the Chairman's signature, forwarding a letter from Richard Smith regarding the Bayshore High School Cancer Cluster Study (motion to approve later in the meeting)
- Contacted several people regarding the pelican issue at the Skyway Fishing Pier, and the Florida Fish and Wildlife Commission is addressing the issue
- Attended the State Affordable Housing Committee meeting
- Thanked Lacey Pritchard (Building and Development Services) for the walkthrough of the Digital Planning System
- Thanked Code Enforcement for addressing issues in Pic Town Estates
- Thanked staff for the plexiglas on the dais and the adjustments made
- Shared an idea from a resident to create a registry of people with specific expertise, who are willing to volunteer their services to the County and residents



Commissioner Bellamy

- Questioned the status of the traffic signal at Canal Road and U.S. 301



Commissioner Whitmore


- Commented on the breach to the Water system in Pinellas County and requested a statement regarding safety precautions in Manatee County



Mike Gore, Utilities Director, addressed the Supervisory Control and Data Acquisition System (SCADA) which monitors the County's water system and provides necessary alarms. If any parameters are exceeded in anyway, the system lets the operators know.

- Discussed the Bishop Animal Shelter and asked if the County Attorney's Office has reviewed their offer


William Clague, County Attorney stated he is aware that a request for legal services is forthcoming, and he will report back to the Board.

-  Commented on a private poll to residents regarding the proposed Lena Road animal shelter
- Commented on discussions she has had regarding an elder gray criteria program that is used in trauma centers to evaluate certain diagnoses


Commissioner Van Ostenbridge

-  Thanked the Board for support of projects in District 3

- Referred to an email from Rodney Jones regarding the lack of diversity among the upper management of County Government.


 Discussion ensued that the County is in the process of looking for a DEI (Diversity Equity and Inclusion) consultant, and there needs to be a strategy regarding addressing diversity issues.

Commissioner Kruse

-  Noted there are three openings for the Affordable Housing Advisory Committee
- Attended the Peace River Manasota Regional Water Supply Authority and stated the current projection is for Manatee County to use the supply is 2035
- Met with the Financial Management Department and encouraged hiring more local companies. He is seeking information regarding bonding to move projects forward

(Commissioner Comments continued to later in the meeting)

BAYSHORE HIGH SCHOOL CANCER CLUSTER (Continued from earlier in the meeting)

 Commissioner Servia read a letter into the record regarding the Bayshore High School Cancer Cluster study.

A motion was made by Commissioner Servia and seconded by Commissioner Van Ostenbridge for the Chairman to sign the letter and send it to the Florida Department of Health with the attachments.

There being no public comment, Chairman Baugh closed public comment.

The motion carried 7-0.


BC20210209DOC051

COMMISSIONER COMMENTS (Continued from earlier in the meeting)


 Commissioner Satcher

- Thanked the hospital for the care they gave a Manatee County Deputy who was run over and hospitalized.

Chairman Baugh

-  Commented on a proposed bill to dissolve regional planning councils in the State and provided Commissioners with a copy of a sample Resolution to oppose the legislation


BC20210209DOC052

 Nick Azzara , Information Outreach Manager, commented on the proposed Senate bill, but noted there is no House companion bill at this time.

RECESS/RECONVENE: 4:05 p.m. – 4:14 p.m.


William Clague, County Attorney, stated the RLS arrived regarding the Bishop Animal Shelter.


COUNTY ADMINISTRATOR


 William Clague, County Attorney, sought direction from the Board regarding the County Administrator position. There are several duties that fall under the County Administrator, including submitting a budget and maintaining essential services. He stressed the importance of having an Acting County Administrator to keep the essential functions of the County running. There has been no interest from anyone inside the County to take the

position. He has had conversation with former Sarasota County Commissioner Charles Hines, who is willing to step into the role of Acting County Administrator, which is different from the position of County Administrator. He recognizes that he is not in the role to recommend someone, but he feels it is his responsibility to bring that option to the Board.

Mr. Clague also noted that he received an email from Ms. Coryea's attorney requesting a separation agreement to be negotiated and for the February 17 meeting be postponed to allow time for him to work with Ms. Coryea's attorney. He would like the opportunity to meet with Commissioners. Mr. Hines has also offered to meet with commissioners prior to a vote to hire him as Acting County Administrator. He has recommended motions prepared.

 Discussion ensued that it is only fair to negotiate a separation agreement, an Acting County Administrator should be someone impartial, the separation agreement should be handled through the attorneys, are there preliminary terms and parameters in the agreement, and the first draft of the separation agreement should come from Ms. Coryea's attorney.


 Commissioner Van Ostenbridge stated he supports Scott Hopes for the position, but he will keep an open mind.


 Commissioner Kruse questioned what would be a sufficient amount of time to not pressure anyone regarding an agreement.


Mr. Clague stated he would prefer to bring an agreement to the Board on February 23. There could be a carryover regarding a contract for Mr. Hines, and Karen Stewart, Deputy County Administrator, would step in for a short time if there a need for a carryover.


Discussion ensued that Commissioners would have the opportunity to meet with Mr. Hines, and there needs to be consideration regarding the Deputy County Administrator position.


Motion

 A motion was made by Commissioner Kruse and seconded by Commissioner Whitmore to extend discussion of the termination period for Cheri Coryea, County Administrator, to February 26 with direction to the County Attorney to negotiate a separation agreement with her.


 Andra Griffin questioned the need to extend past the February 17 meeting, regarding Ms. Coryea's contract, and she feels the community should meet any candidate for Acting County Administrator.


 Corey Holmes stated it is important for citizens to speak to Mr. Hines, and there is no need to extend Ms. Coryea's contract past the time frame.


 Glen Gibellina feels it is important for the public to meet Mr. Hines and ask him questions, stated there is no need to negotiate with Ms. Coryea since she has a contract in place, and each Board member should have the option to make a suggestion.


 Carol Felts expressed her appreciation to Ms. Coryea and feels the original contract terms should be followed and the public should be involved in choosing an acting County Administrator.


There being no further public comment, Chairman Baugh closed public comment.


 Commissioner Bellamy understood the need for an extension, and noted this is a step to avoid emotions during a termination. He cannot support Scott Hopes as a candidate. The Board needs to look for a neutral person to support the County in an interim role. It would be a benefit if Mr. Hines has experience hiring a County Administrator.

 Commissioner Satcher would like to see parameters set for the County Attorney to work with potential candidates, and noted the choice should not be limited to one person. He would prefer that each Commissioner suggest someone to fill the role of Acting County Administrator.


 Commissioner Servia thanked Mr. Clague for crisis prevention, and Mr. Hines has government experience. She agreed the public should be involved in the process for hiring a new County Administrator.


 Chairman Baugh was not in favor of the motion, although she feels that the County needs to stop going through this and staff should understand that they are okay. She does not feel that the County will stop working without an Administrator. Now is not the time to look at a permanent replacement.

 Mr. Clague responded that he cannot negotiate a separation agreement for Ms. Coryea by February 17.

 Commissioner Van Ostenbridge encouraged moving on and stated he will vote for Mr. Hines, if that is the consensus of the Board. He suggested putting Ms. Coryea on administrative leave and moving forward.

Motion - Amended

 Commissioner Kruse amended the motion to February 23. This is an interim position and he requested that there be some type of termination clause so the Board could start searching for a County Administrator earlier. Following a brief discussion, Commissioner Whitmore agreed to the amendment.


 Discussion ensued that Mr. Hopes would have to resign from the School Board to be the Acting County Administrator, Mr. Hines has government experience, agree the government is not going to fall apart, but there will only be one Deputy County Administrator, and it is important to make sure there are no voids, and the budget is presented by the County Administrator per Florida Statute.

Motion - Call the Question


A motion was made by Commissioner Bellamy, seconded by Commissioner Whitmore, and carried 7-0, to call the question.


Motion - Carried

The motion carried 6-1, with Commissioner Satcher voting nay.


 Commissioner Satcher stated he voted nay, because he did not like the process. He stated Commissioners should be able to put in names for the position of acting County Administrator, and he would have preferred Rick Mills and hopes he will apply for the permanent position.


Motion


 Mr. Clague offered the following motion to authorize the County Attorney to enter into contract negotiations with Mr. Hines for him to serve as Acting County Administrator. Commissioner Bellamy moved the motion as stated by Mr. Clague. The Motion was seconded by Commissioner Servia.

 Mr. Clague clarified and he does not feel the Government will fall apart, but there are many decisions the Board and department directors cannot make. There will be an opportunity for public input when the search for a permanent County Administrator takes place.

The motion carried 7-0.

 Discussion ensued regarding a limited contract that can be adjusted, and there will be the opportunity for the Board to meet with Mr. Hines and to discuss the terms of the agreement.

 Chairman Baugh confirmed she would cancel the meeting scheduled for February 17. She addressed the departure of Deputy County Administrator John Osborne, and stated she received a phone call from Sia Mollanazar, Public Works Deputy Director, who expressed an interest in the position.

 Discussion ensued regarding Mr. Mollanazar, institutional knowledge, Ms. Coryea could appoint someone to the Deputy position, and the Board has covered drop money for a retiree in the past.

COMMISSIONER COMMENTS (Continued from earlier in the meeting)

Commissioner Satcher

- Wished his child a happy 6th birthday

Commissioner Van Ostenbridge

- Stated he has a ride-along with Emergency Medical Services

ADJOURN

There being no further business, Chairman Baugh adjourned the meeting at 5:27 p.m.

Minutes Approved: March 9, 2021