

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATION BUILDING; HONORABLE PATRICIA M. GLASS CHAMBERS
1112 Manatee Avenue West
Bradenton, Florida
April 20, 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:

Dr. Scott L. Hopes, Acting County Administrator
William Clague, County Attorney
Vicki Tessmer, Board Records Supervisor, Clerk of the Circuit Court



Chairman Baugh called the meeting to order at 9:00 a.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

1. The Invocation was delivered by Chaplain Tony Ledbetter, Grace Bible Church, followed by the Pledge of Allegiance.

AGENDA

BC20210420DOC001

Time Certain

Item 59 – 9:30 a.m. Updated on Status of Piney Point Phosphogypsum Stacks Emergency Discharge followed by
Item 66 – 9:30 a.m. Construction Agreement for Piney Point Injection Well
Item 2 – 10:30 a.m. Efforts of Feeding Tampa Bay in Manatee County
Item 54 – 11:00 a.m. Port Authority Meeting
Item 58 – 1:30 p.m. CARES Act and Coronavirus Local Strategies

Agenda Update Memorandum 1 

BC20210420DOC002

Item 8 – Citizen Comments – Written Comments submitted through the online Public Comment form were added – Resolution vacating a portion of 69th Street East,

- Letter requesting continuation of the public hearing was added to the agenda item
- The requested action was updated to “Continue the public hearing on Resolution R-21-017 to July 27, 2021, at 9:00 a.m., or soon thereafter.”

Item 66 – Capital Improvement Plan FY22-26 – Authorization to proceed in Capital Improvement Plan FY22-26 budget process with the Transportation Priorities; authorization for the financial advisor to begin negotiations to accomplish the best financing options using a credit line; and authorization to proceed with projects for design acceleration in the current FY utilizing the credit line added to the agenda
Item 67 – Piney Point Injection Well – Authorization to execute the Construction Agreement 21-TA003710JE added to the agenda

Agenda Update Memorandum 2

BC20210420DOC003

Item 58 – CARES Act /CORONAVIRUS Local Strategy – A PowerPoint presentation on the American Rescue Plan was added to the agenda item.

Agenda Update Memorandum 3

BC20210420DOC004

Item 67 – Piney Point Injection Well I – Authorization to execute Construction Agreement 21-TA003710JE, updated to include information on funding sources and a motion for adoption of Budget Resolution B-21-082 amending the annual budget for Manatee County for FY21.

REQUESTS BY COMMISSIONERS

- Item 11 – Pulled by Commissioner Whitmore
- Items 18 and 49 – Pulled by Commissioner Kruse
- Item 16, 17, 52 and 53 – Pulled by Commissioner Baugh
- Item 47 – Pulled for separate action due to Conflict

(Depart Chairman Baugh; Commissioner Kruse presiding)

1. **CERTIFICATE OF RECOGNITION**

 Presentation of Certificate of Recognition to Richard Steinfirst, recognizing his years of service as a life guard and swim instructor at G.T. Bray Park. BC20210420DOC005

(Enter Chairman Baugh)

PROCLAMATIONS

 A motion was made by Commissioner Whitmore, seconded by Commissioner Servia and carried 7-0 to adopt the following Proclamations:

- 3.  Crime Victim’s Rights Week – April 18-24, 2021, accepted by Brenda Lewis, President Manatee County Victim’s Rights Council, and Member Advocates BC20210420DOC006
- 4.  Sexual Assault Awareness Day – April 21, 2021, accepted by Denise Stoltz, Centerstone BC20210420DOC007
- 5.  Arbor Day – April 30, 2021, accepted by Charlie Hunsicker, Parks and Natural Resources Director and Randy Cooper, Vice-Chairman, Environmental Lands Management Acquisition Committee BC20210420DOC008

59. **PARKS AND NATURAL RESOURCES/PINEY POINT**

 Charlie Hunsicker, Parks and Natural Resources Director, stated the Piney Point site is constantly being monitored as well as the waters surrounding the site. There are high nitrogen levels around the Port. There are no discharges occurring at the moment, and the State is making efforts to isolate stormwater runoff from the site. The Florida Department of Environmental Protection (DEP) is ensuring there is no discharge of untreated process water. There is tremendous mobilization at the site.

 Dr. Scott L. Hopes, Acting County Administrator, provided a history of the discharge at Piney Point. Over 20 million gallons has been removed from the pond and NClear is working on filtering that water. Everything is staying on site at this point. Satellites are being used to locate the plume in the bay, which is staying near the Port and to the north. At this point there is no discharge in the Manatee River. There is an algae bloom being monitored by several agencies, but it is not substantial and discharge ceased over a week ago. Drone mapping is occurring for sea grass areas.

 Chairman Baugh read the Pledge of Public Conduct.

 Skye Grundy, nearby resident, expressed concern regarding the breach at Piney Point including errors with communication and preparedness. She requested public water hook-up for nearby residences, or for the County to pay for testing.

Ruth Lawler urged cleaning Piney Point in an environmentally safe way.

 Tracy Pratt, Chairman of the Manatee Democratic Environmental Caucus, presented the position of the Caucus on Piney Point including opposing deep well injection without advanced water treatment, covering the gypsum stacks, stop the use of gypsum on roads until it is deemed safe, stronger water quality established, make the phosphate industry test water and use reclaimed water instead of potable water, and monitoring at phosphate areas.

 David Woodhouse displayed photographs of rock, liniments in the topography, sub-surface diagrams of water flow and stress fractures.

 Andra Griffin questioned the status of the other ponds and stacks on the site.

 Dr. Hopes stated the southernmost pond has 20 times the number of patches on the liner, and the remaining ponds have given no indication of failure or substantial leaks, as determined by DEP and the Army Corp of Engineers. He confirmed scientists and staff, as well as DEP, are testing and collecting specimens in the water and the beds.

Discussion ensued that HRK should be held responsible as they are the owner of the property, but the County cannot wait, and the State has said they will clean up the site, suggest that citizens go to the DEP website to see the latest information, and encourage using reclaimed water whenever possible.

 Dr. Hopes responded that the leak is almost completely repaired. There are 197 million gallons in the pond, and the decreased amount has relieved pressure on the seam at the bottom, and the pond can handle additional rain water. Water currently in the pond is being put into storage tanks for filtering. He confirmed that the concern has decreased, and the surrounding area is safe. The substantial risk has been mitigated. The water samples show there is no threat to wells in the area, and there has not been a breach into the aquifer.

Motion

A motion was made by Commissioner Whitmore, seconded by Commissioner Servia, and carried 7-0, to extend the local state of emergency regarding the Piney Point Phosphogypsum Stack emergency.

 Discussion ensued that as a policy making Board, they should consider the needs of citizens, and how things are handled.

Motion

 A motion was made by Commissioner Satcher and seconded by Commissioner Van Ostenbridge, to direct the County Administrator to see what can be done to provide emergency well testing for areas that were possibly effected.

 Discussion continued to not duplicate what the State might be doing regarding testing, staff will work with the State and help the citizens through the process, the State provided thousands of bottles of drinking water for nearby residents, will DEP fund the well testing for citizens, well water testing falls under the Department of Health, the Administrator will seek other financial resources prior to using County funds, and mining permits include bonds for mitigation.

Motion - Amended

The motion was amended by Commissioner Van Ostenbridge, to instruct the County Attorney's Office to expedite coordinating the testing of wells that he deems necessary with any agencies that can assist. Commissioner Satcher agreed to the amendment as seconder.

 William Clague, County Attorney, stated the current mining ordinance prohibits the building of phosphogypsum stacks in Manatee County. The mounds seen today in Manatee County are clay settling areas.

Vote

The amended motion carried 7-0.

BC20210420DOC009

67. UTILITIES/AGREEMENT/PINEY POINT

 Dr. Scott L. Hopes, Acting County Administrator reviewed the recommendation.

Motion

A motion was made by Commissioner Whitmore and seconded by Commissioner Servia, to execute Construction Agreement 21-TA003710JE for Manatee County Piney Point Injection Well Project to Youngquist Brothers LLC, for a total not-to-exceed amount of \$9,350,000, based on a completion time of 330 days, and to adopt Budget Resolution B-21-082.

 Discussion ensued to move forward and ask the County Administrator to state that the County will handle the well and not be used for anything other than Piney Point.

 Dr. Hopes stated the contract is handled for the well, with the expectation that the State will provide reimbursement due to the state of emergency, the bid includes the pre-processing prior to the water going into the well, and County engineering will oversee that. The project is for the well to be used for Piney Point, and there is no other use in the motion.

 Discussion ensued regarding understanding the science behind deep wells, the ground in Florida, the water will be below the aquifer, there have been issues with wells, and wells south of the lake in the wells.

 Mr. Clague explained it would be difficult to stop a future Board from using County resources. The County could partner with a non-profit to manage the well, and research different ways to manage it. Without a third-party commitment this Board cannot bind a future Board.

Discussion continued regarding the wells that failed in south Florida, and there were pressure changes which were caught by the monitoring wells, and were corrected.

 David Woodhouse discussed fractures and Florida geology, and noted it is difficult to direct the water, and high pressure can fracture the rock. He stated it is not possible to predict where the water goes, and private wells could be effected if there is a pressure issue.

 Andra Griffin addressed treating the water prior to it going into the well, and not limit the use of the well in the future.

 Carol Felts expressed concern with the County taking responsibility for the deep well

injection and continued phosphate mining in Florida.

 Dawn Kitterman questioned the treatment of the water and what the benefits are with deep well injection.

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

 Discussion ensued that this has been on the legislative platform since 2017, and DEP recommended a deep well injection, the Board had reservations, the intent is to close Piney Point, there are already deep wells being managed by Manatee County and one by the City of Bradenton at Tropicana, and Piney Point was not a mine but a processing plant, and there are no other processing plants in Manatee County.

 Mr. Clague responded to a question by Commissioner Van Ostenbridge that there is no rule of procedure that a candidate for office needs to disclose they are running for office when they speak during public comment.

 Discussion continued that Manatee County has wanted to clean up this issue for years, but did not have that authority.

Motion - Carried

The motion carried 6-1 with Commissioner Bellamy voting nay.

Motion

A motion was made by Commissioner Satcher to have the County Administrator explore having County water access extended to the areas near Piney Point as part of the response to this emergency. The motion was seconded by Chairman Baugh.

 Discussion ensued that a study was done regarding extending Utilities to that area, there are several areas that do not have County utilities, and should there be a cap on the amount allocated for each parcel.

 Mike Gore, Utilities Director, responded that there are master plans to show how the County plans to grow out. Staff can look at homes outside of the water service to provide potable drinking water, recouping some of the capital cost, citizens would need to agree to the capital cost and line cost, what homes are around the area, and what it will take financially.

 Commissioner Satcher confirmed the motion is for drinking water, and feels this area is different since there is a local state of emergency.

Motion - Amended

 Chairman Baugh amended the motion to ask Public Utilities to come forward and give a report on that particular area near Piney Point for residences and businesses who are not on County water, without any additional cost. Commissioner Satcher agreed to the amendment.

Discussion ensued regarding what is the cost of the solution and whether or not the Board would agree to share in that burden with property owners, and a discussion took place a little over a year ago regarding extending County Utilities to this area that was geared toward Port Manatee.

 Andra Griffin thanked Commissioner Satcher for his motion.

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

Motion - Carried

The amended motion carried 7-0.

BC20210420DOC010

PROCLAMATIONS

6. Child Abuse Prevention Month – April 2021

BC20210420DOC011

7. Water Conservation Month- April 2021, accepted by Katie Gilmore, Water Division Manager

BC20210420DOC012

ACE COIN PRESENTATION

 Karen Stewart, Deputy County Administrator, presented an ACE Coin to Seth Scott for his work in IT and during the meetings the past year.

 Ms. Stewart introduced Susie McGuire as the Information Services Interim Director.

Ms. McGuire thanked the Board for recognizing Mr. Scott for his work during the meeting.

RECESS/RECONVENE: 11:18 a.m. - 11:28 a.m. All Commissioners present.

2. **FEEDING TAMPA BAY**

This presentation was **deferred** to a later date.

BC20210420DOC013

CONSENT AGENDA

47 **PUBLIC WORKS/AGREEMENT**

Commissioner Whitmore recused herself from the voting and submitted Form 8B, Memorandum of Voting Conflict.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Kruse to:

- Execute the Roadway Participation and Impact Fee Authorization Agreement between Wildcat Preserve LLC for the construction of off-site roadway improvements; reimbursement not to exceed \$630,567; and
- Adopt Budget Resolution B-21-068 amending the annual budget for Manatee County for FY21. This budget amendment adjusts the FY21-25 Capital Improvement Plan

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

The motion carried 6-0 with Commissioner Whitmore abstaining.

BC20210420DOC014

CONSENT AGENDA

9 **Citizen Comments** (Consent Agenda Items)

BC20210420DOC015

 Andra Griffin requested Items 19-21 and 24 be pulled.

 City of Bradenton Beach Mayor John Chappie commented on the importance of Item 23 as it relates to the removal of derelict vessels.

There being no further citizen's comments, Chairman Baugh closed public comment.

MOTION/CONSENT AGENDA

A motion was made by Commissioner Whitmore, seconded by Commissioner Van Ostenbridge, and carried 7-0, to approve the Consent Agenda, with the changes incorporated in the Agenda Update Memorandum with the deletion of Items 11, 16, 17, 18, 47, 49, 52 and 53 (Separate actions).

10. **CLERKS CONSENT AGENDA**

BC20210420DOC016

A. **WARRANT LISTING**

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

BC20210420DOC017

B. **REFUNDS**

Approved:

1. Forestar (USA) Real Estate Group, Inc. – Special Permit Fees, \$7,200

BC20210420DOC018

2. Medallion Homes Gulf Coast, Inc. – Facility Investment Fees, \$5,017

BC20210420DOC019

C. **REPORTS**

Accepted:

1. Town of Longboat Key – Statutory Meeting where the Town Commissioner elected Mayor Ken Schneier, and Vice Mayor Mike Haycock

BC20210420DOC020

2. Waste Management, Inc., of Florida dba Waste Management of Manatee County – Statement of Revenues and Expenses of the Solid Waste Franchise Agreement of unincorporated Manatee County for the year ended December 31, 2020

BC20210420DOC021

3. Waste Pro of Florida, Inc., and Subsidiaries – Consolidated Financial Statement and Supplemental Schedules with Independent Auditor’s Report

BC20210420DOC022

4. West Coast Inland Navigation District – Public Facilities Report, Updated February 2021

BC20210420DOC023

D. **BONDS**

Accepted:

1. Polo Run, Phase IID

- Accepted and executed Bill of Sale in conjunction with Section 1.5 Maintenance, Defects of the Agreement for Public Subdivision Improvements accepted on October 13, 2020 securing sanitary sewer and potable water improvements

BC20210420DOC024

2. Summerhouse

- Accepted and executed Agreement for Private Subdivision with Public Improvements securing sanitary sewer, water and fire distribution, offsite general conditions, offsite S.R. 64 improvements, and offsite 117th Street East improvements;
- Accepted and executed Surety Bond (Defect) LICX1202870, \$87,906.25; and
- Accepted and executed Bill of Sale

BC20210420DOC025

E. **PARTIAL RELEASE OF SPECIAL IMPROVEMENT ASSESSMENT LIEN**

Executed and record the following:

1. Project 3138 – 47th Avenue East Sewer, Robert David Yencarelli and Janice Turner Yencarelli

BC20210420DOC026

12. **ADMINISTRATOR/RESOLUTION**

Adopted Resolution R-21-065 authorizing the Manatee County Commissioners to participate in a joint meeting with the Council of Governments on May 4, 2021, to discuss and plan matters of mutual interest

BC20210420DOC027

13. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/GRADY POINTE**

- Executed and authorized recording of Final Subdivision Plat;
 - Authorized recording of the Declaration of Covenants and Restrictions for Grady Pointe;
 - Authorized the County Administrator, or designee, to Accept, Execute, and Record Agreement for Private Subdivision with Private Improvements for Grady Pointe; and
 - Authorized the County Administrator, or designee, to accept and execute Surety Bond for Performance of Required Improvements for Grady Pointe Surety Bond 024251036, \$241,601.10
- BC20210420DOC028

14. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/SILVERLEAF PHASE V**

- Executed and authorized recording of Final Subdivision Plat;
 - Authorized recording of the Supplemental Declaration of Covenants, Conditions, Restrictions for Silverleaf to add Silverleaf, Phase V;
 - Authorized the County Administrator, or designee, to Accept, Execute, and Record Agreement for Subdivision with Non-County Improvements, Silverleaf Phase V;
 - Authorized the County Administrator, or designee, to accept and execute Surety Bond for Performance of Required Improvements, Silverleaf Phase V, Surety Bond CS3250224, \$320,204.37;
 - Authorized the County Administrator, or designee, to accept and execute Surety Bond for Performance of Required Improvements, Silverleaf Phase V, Surety Bond CS3250226, \$1,402,154.26;
 - Authorized the County Administrator, or designee, to accept and execute Surety Bond for Performance of Required Improvements, Silverleaf Phase V, Surety Bond CS3250225, \$159,603; and
 - Authorized the County Administrator, or designee, to accept and execute Surety Bond for Performance of Required Improvements, Silverleaf Phase V, Surety Bond CS3250227 \$44,506.02
- BC20210420DOC029

15. **FINANCIAL MANAGEMENT/BUDGET AMENDMENT**

- Adopted Budget Amendment Resolution B-21-067; and
 - Adopted Budget Amendment Resolution for Infrastructure Sales Tax B-21-064
- BC20210420DOC030

19. **FINANCIAL MANAGEMENT/AGREEMENT**

Approved and authorized the Acting County Administrator to execute Amendment 1 to Interlocal Agreement regarding CARES Act Funding between Manatee County and Manatee County School Board

BC20210420DOC031

20. **FINANCIAL MANAGEMENT/AGREEMENT**

Authorized the Procurement Official, or designee, to execute Amendment 14 to Agreement 16-2334CD, Engineering Services for Utilities Engineer of Record with Carollo Engineers, Inc., and remove the aggregate Agreement total not-to-exceed amount

BC20210420DOC032

21. **FINANCIAL MANAGEMENT/AGREEMENT**

Authorized the Procurement Official, or designee, to execute Piggyback Agreement 21-R076465BB with Bearing Point Construction, Inc., for industrial maintenance and repair services on an as-needed basis

BC20210420DOC033

22. **NEIGHBORHOOD SERVICES/CERTIFICATE OF PARTICIPATION**

Executed Certificate of Participation on behalf of the Manatee County Board of County Commissioners with the Florida Department of Law Enforcement (FDLE) for Manatee County to serve as coordinating unit of government for FY 20 Edward Byrne Memorial Justice Assistance

Program

BC20210420DOC034

23. **PARKS AND NATURAL RESOURCES/RESOLUTION**

- Adopted Resolution R-21-061 approving FY 2021-2022 West Coast Inland Navigation District (WCIND) grant applications and authorizing the submission of said applications.
- Authorized the Chairman of the Board of County Commissioners to sign any and all agreements with WCIND upon approval of said applications.
- Authorized the County Administrator, or designee, to sign extensions and sub-recipient agreements with those agencies that are not County department

BC20210420DOC035

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

- Executed Southwest Florida Water Management District Agreement No. 21CF0003377 in the amount of \$55,000 for the Pearce Drain/Gap Creek Water Quality Plan (W297); and
- Adopted Budget Resolution B-21-066 amending the Annual Budget for Manatee County for FY 2021

BC20210420DOC036

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

Executed First Amendment to the Southwest Florida Water Management District Agreement 20CF0002705 for the Bowlees Creek Water Quality Plan Study (W642)

BC20210420DOC037

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

Executed Contract W1214 with the Florida Department of Corrections (FDOC) for work tasks at the preserves and other park facilities

BC20210420DOC038

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

- Accepted and authorized recording of Pedestrian Easement from Mixon Fruit Farms, Inc., for the purpose of the 26th Avenue East Sidewalk Project; and
- Authorized recording of Affidavit of Ownership and Encumbrances from William D. Mixon as President of Mixon Fruit Farms, Inc.

BC20210420DOC039

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

- Accepted previously recorded Special Warranty Deed from Woodlands of Manatee LLC for fee simple acquisition of right of way for property located at 5901 Erie Road, Parrish (also known as Coventry Park), CIP Project 6082860
- Accepted previously recorded Permanent Drainage Easement from Woodlands of Manatee LLC;
- Accepted previously recorded Temporary Construction and Access Easement from Woodlands of Manatee LLC; and
- Accepted previously recorded Affidavit of Ownership and Encumbrances from Jeffrey D. Gravely, as Manager/Managing Member of Woodlands of Manatee LLC

BC20210420DOC040

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

- Accepted previously recorded Warranty Deed from Gillette Grove Homeowner's Association LLC for Parcels 113 A and B/Moccasin Wallow Road – U.S. 41 to Gateway Boulevard, CIP Project 6092560; and
- Accepted previously recorded Affidavit of Ownership and Encumbrances from Gillette Grove Homeowner's Association LLC

BC20210420DOC041

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

- Accepted previously recorded Warranty Deed from Erick Ramirez Pena and Eusebio

Pena Garcia for Parcels 107 and 107.03 of Moccasin Wallow Road CIP Project 6092560; and

- Accepted previously recorded Temporary Construction Easement from Erick Ramirez Pena and Eusebio Pena Garcia BC20210420DOC042

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

- Accepted previously recorded Warranty Deed from North Oaks Estates Community Association, Inc.;
- Accepted previously recorded Permanent Right-of-Way Easement from North Oaks Estates Community Association, Inc.; and
- Accepted previously recorded Temporary Easement from North Oaks Estates Community Association, Inc. BC20210420DOC043

32. **PROPERTY MANAGEMENT/RESOLUTION**

Adopted Resolution R-21-045, declaring a public hearing on May 25, 2021, at 9:00 a.m., for vacating Lot M and portions of Lot L of C. B. Norton's Subdivision as recording in Plat Book 2, Page 9, of the public records in Manatee County BC20210420DOC044

33. **PROPERTY MANAGEMENT/RESOLUTION**

Adopted Resolution R-21-052, declaring a public hearing on May 25, 2021, at 9:00 a.m., to vacate a portion of platted right-of-way at 18900 State Road 64 East, as recorded in the Plat of the Waterbury Grape Fruit Tracts, Plat Book 2, Page 37 of the Public Records of Manatee County BC20210420DOC045

34. **PROPERTY MANAGEMENT/RESOLUTION**

Adopted Resolution R-21-057, declaring a public hearing on May 25, 2021, at 9:00 a.m., to vacate a portion of platted right-of-way in Block 2 of Winter Gardens Subdivision Plat Located at 949 Winter Garden Road, Sarasota BC20210420DOC046

35. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase for a Permanent Easement from Elston Brown and Judith Brown a/k/a Juliet Brown, for the purpose of a Drainage Easement located at 3016 8th Avenue East, Palmetto, \$8,239.94 BC20210420DOC047

36. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase with Mixon Fruit Farms, Inc., and William Dean Mixon for the purpose of the 26th Avenue East Sidewalk Project for property located at 26th Avenue East, \$47,000 BC20210420DOC048

37. **PROPERTY MANAGEMENT/CONTRACT**

- Reviewed bid log and approval of the sale of surplus real property to the highest and best bidders, Stacy K. Finstad and Charis S. Grossman, as joint tenants with full rights of survivorship;
- Executed Contract for Sale and Purchase with Stacy K. Finstad and Charis S. Grossman, as joint tenants with full rights of survivorship, \$25,200; and
- Executed County Deed conveying surplus real property located at 617 Palm Avenue, Ellenton, Florida 34222, to Stacy K. Finstad and Charis S. Grossman, as joint tenants with full rights of survivorship BC20210420DOC049

38. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase with Gary C. and Sarah Hensley Hornsby, to acquire fee simple title for the amount of \$40,300, for parcels 131A, 131B and

131.03/Moccasin Wallow Road – U.S. 41 to Gateway Boulevard, CIP Project 6092560;
and

- Executed Contract for Sale and Purchase for a Temporary Construction Easement with Gary C. and Sarah Hensley Hornsby, \$200 BC20210420DOC050

39. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase with Gary Curtis Hornsby, to acquire fee simple title for the amount of \$472,760 for parcels 132A, 132B, 132.03 and 132.11/Moccasin Wallow Road – U.S. 41 to Gateway Boulevard, CIP Project 6092560;
- Executed Contract for Sale and Purchase for a Temporary Construction Easement with Gary Curtis Hornsby, \$200; and
- Executed Contract for Sale and Purchase for a Permanent Drainage Easement with Gary Curtis Hornsby, \$33,800 BC20210420DOC051

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

Executed Permanent Ingress and Egress and Access Easement to Briggs and Cooper LLC, for property located on Carlton Road, Duette BC20210420DOC052

41. **PUBLIC WORKS/RESOLUTION**

Adopted Resolution R-21-054, authorizing the Chairperson to execute a Five-Year Memorandum of Agreement (MOA) with Florida Commission for the Transportation Disadvantaged (FCTD), to continue serving as Community Transportation Coordinator for the Manatee County Service Area BC20210420DOC053

42. **PUBLIC WORKS/RESOLUTION**

Adopted Resolution R-21-060, authorizing the Public Works Director to execute a Capital Public Transportation Grant Agreement (PTGA) with Florida Department of Transportation (FDOT), for Federal Transit Administration (FTA) Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program funding, Financial Project Number 448808-1-94-01, in the amount of \$193,827 BC20210420DOC054

43. **PUBLIC WORKS/AGREEMENT**

Executed Locally Funded Agreement (LFA) with FDOT, for the S.R. 43 (U.S. 301), from 60th Avenue to Erie Road Improvements BC20210420DOC055

44. **PUBLIC WORKS/AGREEMENT**

Executed Preliminary Engineering Agreement with CSX Transportation, Inc. (CSXT), for the Canal Road project BC20210420DOC056

45. **PUBLIC WORKS/AGREEMENT**

Authorized increasing the cost estimate for reimbursement of CSXT expenses as stipulated in the Preliminary Engineering Agreement, from \$15,500 to \$20,000, for the Railroad Crossing on 9th Street East north of U.S. 301 BC20210420DOC057

46. **PUBLIC WORKS/SURPLUS EQUIPMENT**

- Authorized to classify property, which is uneconomical to upgrade or repair as surplus per Florida Statute 274.05, to enable appropriate and authorized disposition of said property, and authorization to thereafter dispose of such property; and
- Adopted Resolution R-21-063, authorizing donation of computer equipment to United Community Centers BC20210420DOC058

47. **PUBLIC WORKS/AGREEMENT**

- Executed Roadway Participation and Impact Fee Authorization Agreement with Wildcat Preserve LLC, for construction of off-site roadway improvements; reimbursement not to exceed \$630,567; and
- Adopted Budget Resolution B-21-068 amending the annual budget for Manatee County for FY2021. This budget amendment adjusts the FY21-25 Capital Improvement Plan

BC20210420DOC059

48. **PUBLIC WORKS/WORK ASSIGNMENT**

Authorized the Procurement Official, or designee, to execute Work Assignment with Cardno, Inc., to provide Professional Services for the Pavement Management Program, \$656,380.13

BC20210420DOC060

50. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/RESOLUTION**

- Adopted Resolution R-21-059, approving Manatee County's FY20-24 Local Housing Assistance Plan (LHAP) for the State Housing Initiative Partnership (SHIP) program; and
- Executed Certification to Florida Housing Finance Corporation for approval of Manatee County's FY21-24 LHAP for the SHIP Program

BC20210420DOC061

51. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/RESOLUTION**

- Adopted Resolution R-21-062, amending Resolution R-19-141; and
- Executed Certification to Florida Housing Finance Corporation providing for revisions to Manatee County's FY 2018-2021 LHAP for the SHIP program to be consistent with the 2021-2024 LHAP

BC20210420DOC062

11. **ADMINISTRATOR/ADMINISTRATIVE POLICY**

 Joy Leggett-Murphy, Property Acquisition Division Manager, explained staff is working on a policy regarding citizens being allowed permission to bring their emotional support animals into County buildings.

 A motion was made by Commissioner Whitmore and seconded by Commissioner Servia to adopt the Board of County Commissioners Administrative Policy F.8 Service and Emotional Support Animals on County Owned Property.

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

The motion carried 7-0.

BC20210420DOC063

16. **FINANCIAL MANAGEMENT/RESOLUTION**

 Jan Brewer, Financial Management Director, responded to concerns regarding these types of short-term loans.

 Discussion ensued that the Infrastructure sales tax is audited.

 Dr. Scott L. Hopes, Acting County Administrator, explained staff is moving in the direction of short lines of credit to stop the interfund loans and transfers.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Whitmore, to adopt Resolution R-21-044, authorizing a short-term loan not to exceed \$268,205 from the Infrastructure Sales Tax Transportation Capital Projects fund (Fund 850) to the Infrastructure Sales Tax Parks and Community Facilities Capital Projects (Fund 852); and to adopt Budget Resolution B-21-065 adjusting the FY21-25 Capital Improvement Plan (CIP) amending the annual budget for Manatee County, FL, for FY21.

 Andra Griffin spoke regarding providing the terms of the loans to the public, and questioned if there are photographs of repairs being made.

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

BC20210420DOC064

17. **FINANCIAL MANAGEMENT/AGREEMENT**

 Jacob Erickson, Procurement Official, explained this action removes the not to exceed amount and ties it directly to the budget, so the departments cannot spend beyond the budget. All changes such as these must come before the Board.

A motion was made by Commissioner Whitmore and seconded by Commissioner Servi, to authorize **rescinding** the aggregate not-to-exceed amounts for Agreement 18-TA002642Aj for Geotechnical Engineering, Soil and Material Testing Services with the following six (6) firms: Ardaman and Associates, Inc.; Terracon Consultants, Inc.; Universal Engineering Sciences, Inc.; Professional Service Industries, Inc.; MC Squared, Inc.; and GHD Services, Inc.

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

The motion carried 7-0.

BC20210420DOC065

18. **FINANCIAL MANAGEMENT/AGREEMENT**

 Tom Yarger, Construction Services Manager, advised this agreement went through a request for qualifications.

 Jacob Erickson, Procurement Official, explained the process for requests for qualifications.

Discussion ensued regarding local preference, and inclusion and diversity.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Kruse, to direct the County Administrator to prepare a work session for after the Board's recess, focused on the procurement process.

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

The motion carried 7-0.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Whitmore, to authorize the Procurement Official, or designee, to execute Agreement 20-R074756SAM, John H. Marble Park Architectural/Engineering Services with Wannemacher Jensen Architects, Inc., in the not-to-exceed amount of \$624,901.

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

 The motion carried 7-0.

BC20210420DOC066

49. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/GRANTS/RESOLUTION**

 Ruth Buchanan, Economic Development Manager, responded to questions and explained the average wage is set at the resolution date, which was in 2016 and is set by the State. The EDI (Economic Development Incentive) Flex was approved by the Commission in May 2020 in response to COVID-19, to provide programs for existing companies, to allow rehires, and

extend the timeline for job creation by two years. The Flex Program allows the existing project to use the 2016 wages. Benchmarks are based on the resolution, which is the practice for Economic Development.

 Geri Lopez, Redevelopment and Economic Development Director, stated all programs are for five years, and the reimbursement is based on five years. This is a specific program for businesses affected by COVID. The program is modeled after the State, and they set the wage.

 In response to questions, Dr. Hopes explained he will meet with the State and look at current practices, because he is not sure that they need to follow the wages set in the original resolution. He would prefer to use the most recent wages as set forth by the State. He provided the example of starting salaries for teachers.

 Discussion ensued regarding businesses bringing in more employees, providing incentives to businesses to come to Manatee County, and wages change each year.

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

A motion was made by Commissioner Whitmore and seconded by Commissioner Bellamy to adopt Resolution R-21-030 finding that Project Olive is approved for an EDI Flex Grant and Multimodal Transportation Impact Fee Incentive (MTIFI) and rescinding Resolution R-16-062.

 Ms. Lopez explained the credit is \$1,000 per job and the funds come from General Fund.

The motion carried 7-0.

BC20210420DOC067

52. and 53. **UTILITIES/AGREEMENTS**

Heather Dildine, Business Operations Manager, explained the interest rate established for Time Payment Agreements is Prime plus three percent.

Discussion ensued regarding looking closer at the program, not forcing people to do this, and the County is financing the project for them and bears the burden of forwarding the cost, if interest is lowered, every property owner will want to finance their utilities, Prime plus three is reasonable, reducing fines with Code Enforcement to cover costs, exceeding costs in ways not needed, and local County government should not be a bank.

A motion was made by Commissioner Whitmore and seconded by Commissioner Servia, to execute and authorize recording of Time Payment Agreement for one or more of the following: Facility Investment, Connection, and Line Fees for Hildegard Valdes Mesa, 1610 and execute and authorize recording of Time Payment Agreement for one or more of the following: Facility Investment, Connection, and Line Fees for Moises Gonzalez, 1609.

 Discussion continued that the entire finance charge is \$14 a month for the work on this, if the loans are defaulted attorney fees would take up all the funds, Board should look at Utilities and if there should be so much excess in any department, and look into bringing utility rates down, tax cuts are attractive, but providing utilities means needing replacements and these costs can add up, responsible government, and the funds used to purchase the Lena road property were not all from Utilities.

A motion was made by Commissioner Whitmore, seconded by Commissioner Van

Ostenbridge, and carried 6-1, to call the question, with Chairman Baugh voting nay.

 William Clague, County Attorney, clarified that once the question is called, debate on the motion ceases.

The motion carried 6-1, with Chairman Baugh voting nay.

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

 Dr. Scott L. Hopes, Acting County Administrator, asked the Board to go through the process of looking at reserves for all Departments and stressed that there are substantial maintenance costs for Utilities. There are many projects already in the Capital Improvement Plan and the water quality in Manatee County is the best of all places he has resided, and Manatee’s costs are lower than surrounding counties, but staff will look at reserves and other costs.

BC20210420DOC068
BC20210420DOC069

RECESS/RECONVENE: 12:30 p.m. – 1:31 p.m. All Commissioners were present except Commissioner Van Ostenbridge.

8. **CITIZEN COMMENTS** (Future Agenda Items)

BC20210420DOC070

 Betty Rhodes expressed concern regarding a new store at the corner of 17th Street and 2nd Avenue in Palmetto, on the site of the former Groovers Market, which was closed under the nuisance abatement act. She encouraged keeping Lincoln school named Lincoln to preserve the heritage.

 Andra Griffin questioned when Dr. Hopes would resign from the School Board, and commented on the restroom facilities at Pride Park.

 Glen Gibellina asked in what direction the Board would be moving to address homeless veterans and commented on affordable housing, Sadwoski Funds, School Impact Fees, and reclaimed water.

There being no further citizen comments, Chairman Baugh closed citizen comments.

Discussion ensued regarding concerns with Groovers Market and that nothing would be sold or moved forward until it comes back before the Board, and the Church has been using the property for parking for years.

 William Clague, County Attorney, stated the injunction would remain in place on the property until the County and the property owner agree to lift it, or until the property owner agrees to ask the courts to remove it.

Discussion continued to ask the County Attorney’s Office to look into this, naming the Lincoln School is a School Board issue, a resolution was passed to rename Lincoln Park after Coach Eddie Shannon, as there is a difference between the school and park, the injunction prohibited reopening the property for the same use, there are three units on the Groovers Market site, and operations are current at the site.

(Enter Commissioner Van Ostenbridge)

58. **ADMINISTRATOR/CARES ACT/CORONAVIRUS UPDATES**

 Jacob Saur, Public Safety Director, used a slide presentation to review the current key data

and indicators for COVID-19 including positive cases, deaths, Emergency Operations Center at Level 2, the State and CDC guidelines, vaccine doses distributed, future events for vaccines, first dose events at POD sights will cease on May 1, weekly vaccine operations at County sites, and other opportunities for vaccines.

Discussion ensued that vaccines at pharmacies are free, walk-ins begin at Tom Bennett Park on April 21 as a pilot program, and there is a rise in positive cases.



Mr. Saur explained there have been variants of COVID-19 in the community, and there is a lack of participation in the younger community to get vaccines. There are many opportunities for the underinsured and grants to help with the cost of equipment.



Karen Stewart, Deputy County Administrator, used slide presentation to review the CARES Act and introduce the American Rescue Plan. There are 326 CARES Act applications pending in the system, and staff is working with non-profits in the community to reach people who may qualify for the funds. She continued the slides to introduce the American Rescue Plan (ARP), key provisions of the plan, cities will receive their own money as well as the School Board, these funds come directly from the treasury, additional ARP funds, ways to maximize the Community's benefits, having a consultant provide an optimization strategy to avoid duplication and fraud, Ernst and Young to provide a rapid scope of work and their experience with programs across the country, and partnerships and collaboration will be between the city Mayors, Manatee County Schools, the chambers and the Economic Development Council as well as the Port. The first step is to opt-in to receive funds, and develop a project list. The next report will be presented to the Board on May 25, 2021.

She responded that the money coming to Manatee County has designated funds for transportation, and the consultant will assist with the implementation.



Discussion ensued that the PowerPoint should be published on the County website.



Dr. Scott L. Hopes, Acting County Administrator, stated Ernst and Young are the top consultants for this, and recognized the work Ms. Stewart and her team have done. This is the best way to take advantage of all the opportunities presented.



Glen Gibellina thanked Public Safety for the efforts in distributing the COVID-19 vaccine. He asked for a comparison of other Counties regarding vaccine distribution, and the ALICE report should be taken into consideration for rental assistance. He commended Ms. Stewart for her efforts.

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

BC20210420DOC071

PUBLIC HEARINGS (Presentations upon request)

55. **BUILDING AND DEVELOPMENT SERVICES/ORDINANCE/FLOODPLAIN MANAGEMENT**

A duly advertised public hearing was held to consider adoption of proposed Ordinance 21-20 regarding Floodplain Management.

Sandy Tudor, Floodplain Section Manager, stated there has been a change by the Federal Emergency Management Agency (FEMA) and stressed the importance of Manatee County remaining a Class 5 in the Community Rating System (CRS). Changes were made to the prerequisites to become a Class 8 residential building including manufactured homes that need to be elevated to the elevation on the Flood Insurance Rate Maps (FIRM), plus a one foot

freeboard.

 Andra Griffin referenced Slosh models and questioned if this is what the Board previously discussed.

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

 Ms. Tudor explained this item is regarding the CRS, not slosh models.

Based upon the staff report, evidence presented, comments made at the Public Hearing and finding the request to be consistent with the manatee County Comprehensive Plan and in accordance with Section 341 of the Land Development Code, Commissioner Servia moved to adopt Ordinance 21-20, amending the Manatee County Code of Ordinances as recommended by staff. The motion was seconded by Commissioner Whitmore.

 Mr. Tudor clarified that this is not retroactive, but becomes effect May 20, 2021, for new installations.

The motion carried 7-0.

BC20210420DOC072

56. **PROPERTY MANAGEMENT/RESOLUTION**

A duly advertised public hearing was continued to July 27, 2021, at 9:00 a.m. or soon thereafter to consider adoption of proposed Resolution R-21-017 vacating a portion of 69th Street East.

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

A motion was made by Commissioner Servia, seconded by Commissioner Whitmore, and carried 7-0, to continue to the public hearing for Resolution R-21-017, to July 27, 2021, at 9:00 a.m. or as soon thereafter.

BC20210420DOC073

PUBLIC HEARINGS (Presentations scheduled)

57. **BUILDING AND DEVELOPMENT SERVICES/RESOLUTION**

 The public hearing was not held regarding Administrative Decision CE2101-0388/Stop Work Order for an approximately 28.60-acre parcel generally located at 7405 28th Street Court East, Sarasota due to the application being withdrawn. No action is required. BC20210420DOC074

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

 Jan Brewer, Financial Management Director, explained the process for the CIP, and explained the categories have been put into three tiers, as far as priority. She used a slide presentation to review the criteria for projects and the available capacity to bond. Transportation has been divided into four sections including intersections, road improvements, sidewalks, and ongoing operations, adding Players Drive at Lorraine Road and Tuttle Avenue/Whitfield as a key project over \$2 million.

 Chad Butzow, Public Works Director, responded to questions regarding the ranking of newly added projects.

 Ms. Brewer continued to review the list with additions, and noted the existing plan has 38 projects and the new plan has 31. She continued to review projects for Tier 1 at \$99.3

million.

 Mr. Butzow explained these are new projects, and the current focus is what should be added to the existing CIP, and what years they should be added, which is why the tiers have been added. The goal is to not delay these projects until the fifth year.

 Dr. Scott L. Hopes, Acting County Administrator, stated this is a step to move a number of these project up a few years to determine how they can begin responsibly.

 Commissioner Van Ostenbridge noted when the CIP was first presented, there was only one project in District 3, which has been heavily impacted by the growth throughout the entire County. There is a need to widen 75th Street West, and there is older infrastructure in District 3. If the intersections can be expanded, traffic can flow better. Intersection improvements are relatively small projects.

(Commissioner Satcher absent for a portion of discussion)

 Discussion ensued regarding how the tiers were set, 28th Avenue East is an existing shell road in the Florida Power and Light right-of-way, with plans to pave, Canal Road is an existing project, therefore it is not on this list, Blake Medical is expanding their services and there is a need for intersection improvements for 59th Street West, no need to acquire right-of-way on 59th Street West and Infrastructure Sales Tax (IST) projects are also planned, some IST projects can be removed from the list since they will be incorporated in the CIP, public/private partnerships, and the need to improve Upper Manatee River Road.

 Commissioner Van Ostenbridge clarified the requests he made are in addition to the CIP and not to replace projects that are already on the CIP. The roads in District 3 have been neglected for a long time.

 Ms. Brewer continued the slides and addressed Tier 2 and 3 projects.

 Mr. Butzow confirmed that safety issue are taken into consideration as the Tiers were assigned. All of the projects are valid, and dollars were not considered when placing projects in the Tiers. The goal was to present a CIP that took into consideration needs and desires.

 Discussion ensued that smaller projects can have a large impact on traffic, now would be time to shift tiers for certain projects, could take 59th Street West from Tier 1 and replace with smaller intersection projects, and Upper Manatee River Road is important to District 1.

 Dr. Hopes emphasized this process is far from over, there are other variables that will be presented in the future, and this action allows staff to begin the analysis and planning.

 Ms. Brewer stated Tiers 1 and 2 are new items that equal \$100.3 million above the existing projects in the CIP. She continued the slides to review added sidewalks, ongoing operations, and payment opportunities. The IST cash flow becomes positive again in 2026. The financial advisor will go out regarding \$46 million in financing. They would like to get a line of credit for \$40 million for non-IST projects that have been accelerated. She reviewed the three motions.

Discussion ensued regarding timing for the combined \$80 million in lines of credit, three

month window to get the bonds, if interest rates remain low, projects could be ready at the start of 2023, there are no projects that are design ready in the IST, there are major projects that are beginning to go to design, but once the bond is in place they could be accelerated, competition for labor, and have a work session with developers who are interested in the public/private partnerships.

 Dr. Hopes noted the cost of the projects can go up, and the credit line allows staff to get the projects into the design phase to stay ahead of those competing for the construction companies. Federal money must be used in a certain time frame, as well as bonds.

 William Clague, County Attorney, explained land cost can be reimbursed from bond proceeds.

 Mr. Butzow expounded on projects in District 1 that remain in the CIP. The east/west area of Erie Road, from 69th Street to U.S. 301 going into Parrish as it is labeled, is not a viable project. Land acquisition to the south would be needed from end to end, even to do functional improvements, and utility lines are also needed. The project was removed from the list due to funding.

 Commissioner Satcher explained his reasoning for the questions regarding Erie Road.

 Mr. Butzow continued to explain there can be changes to the project. They are working with FPL to get an easement and install a sidewalk. Staff is prepared to make the connection from Copperstone to Martha Road as soon as possible. There is a new, proposed project for Erie Road, from Martha Road to U.S. 301, for \$13 million in Tier 2.

 A motion was made by Commissioner Servia and seconded by Commissioner Whitmore, to proceed in the Capital Improvement Plan (CIP) FY22-26 budget process with the Transportation priorities as provided for Tier 1, Tier 2, and Tier 3.

 Andra Griffin thanked the Board for adding these projects, encouraged moving forward with the projects in District 3, and asked about sidewalk projects in District 2.

 Glen Gibellina questioned the improvements needed at the intersection of Whitfield Avenue and Tuttle Road.

 Carlos Beruff stated large developers could bring contractors together to increase capacity.

 Commissioner Van Ostenbridge stated he would reach out to Mr. Beruff regarding participating in public/private partnerships.

 Kathy Wooley requested the Tara Bridge be removed from the Transportation Long-Term Plan.

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

The motion carried 7-0.

 A motion was made by Commissioner Servia and seconded by Commissioner Van

Ostenbridge, to authorize the Financial Advisor to begin negotiations to accomplish the best financing options using a Credit Line of \$40 million dedicated to Infrastructure Sales Tax projects and a Credit Line of \$40 million dedicated to General Government projects.

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

The motion carried 7-0.

A motion was made by Commissioner Kruse and seconded by Commissioner Van Ostenbridge, to proceed with \$4,839,500 of projects for design acceleration in the current fiscal year utilizing the Credit Line of \$40 million for General Government projects once established.

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

The motion carried 7-0.

BC20210420DOC075

RECESS/RECONVENE: 3:47 p.m. – 3:57 p.m. All Commissioner were present.

63. **PARKS AND NATURAL RESOURCES/SOLUTIONS TO AVOID RED TIDE (START)**



Charlie Hunsicker, Parks and Natural Resources Director, introduced Sandy Gilbert with START.



Sandy Gilbert, START, highlighted current projects designed to help reduce excess nutrients in the waterways, including (1) bringing the Sarasota Bay Watch clam seeding program to Bradenton Beach, (2) the re-launch of the Gulf Coast Oyster Recycling and Renewal Program, and (3) the Neighborhood Pond Restoration Program for Manatee County neighborhoods.



Discussion ensued on incentives developers of new communities to use a similar program as the pond restoration program for new retention ponds.



Mr. Hunsicker emphasized these improvements can demonstrate to residents that they will see improved water quality.

BC20210420DOC076

60. **PROPERTY MANAGEMENT/AGREEMENT**



Charlie Hunsicker, Parks and Natural Resources Director, reviewed the request and displayed renderings of the pickleball courts to be constructed at G.T. Bray Park.

Discussion was held on removing hard courts from G T. Bray, hard courts at Jessie P. Miller will be unlocked and open to the public when school is not in session, pickleball courts can be used for tournaments, more opportunity for clay court players, Premier Sports Complex will have a combination of hard, clay, and pickleball courts, the driving force at G.T. Bray has been for clay courts for tennis, spacing will be provided for the clay courts, covers for the courts are good for kids attending camps, and the potential for noise under the metal roof.



Mr. Hunsicker stated the pitch of the roof is higher to attune some of the noise.



Tom Yarger, Construction Services Division, advised a change order will come back to the Board to remove the tennis courts from the agreement.

 Dr. Scott L. Hopes, Acting County Administrator, noted the change order will be done to lock in the price of the contract.

A motion was made by Commissioner Van Ostenbridge, seconded by Commissioner Servia, and carried 7-0, to:

- Adopt Resolution R-21-066, authorizing a short-term loan not to exceed \$555,307 from the Infrastructure Sales Tax Transportation Capital Projects fund (fund 850) to the Infrastructure Sales Tax Parks and Community Facilities fund (fund 852); and
- Adopt Budget Resolution B-21-073, adjusting the FY21-25 Capital Improvement Plan (CIP) amending the annual budget for Manatee County, FL, for fiscal year 2021, with the removal of the hard court tennis project.

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

The motion carried 7-0.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Whitmore, to authorize the Procurement Official, or designee, to execute the Guaranteed Maximum Price (GMP) Addendum to Agreement 21-TA003552JH, Construction Management at Risk Services for G.T. Bray Pickleball Complex, with McIntyre Elwell and Strammer General Contractors, Inc., in the not-to-exceed amount of \$3,294,939 with a construction schedule of 180 calendar days, and authorization to date the Public Construction Bond.

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

The motion carried 7-0.

BC20210420DOC077

61. **PUBLIC WORKS/TRAFFIC CALMING**

 Clarke Davis, Deputy Director, Traffic Management, requested authorization to install speed tables on 5th Avenue East as it approaches 27th Street East on an interim basis, and, if acceptable to the community, to proceed with design and construction of a raised intersection. He noted traffic conditions and since there are so many rentals in the area, it has been difficult to get community input.

A motion was made by Commissioner Bellamy, seconded by Commissioner Whitmore, and carried 7-0, to authorize staff to install speed tables on 5th Avenue East it approaches at 27th Street East on an interim basis, and, if acceptable to the community, to proceed with design and construction of a raised intersection at the 5th Avenue East at 27th Street East intersection.

 Commissioner Servia discussed drivers cutting through Fair Lane Acres and requested piggy backing on this request to have traffic calming of the same type.

 Commissioner Satcher asked for review of the procedure for requesting traffic calming measures.

 Andra Griffin questioned the current speed limit, and if other measures are being taken as well in Fair Lane Acres.

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

The motion carried 7-0

 A motion was made by Commissioner Servia and seconded by Commissioner Whitmore, to install a raised intersection in Fair Lane Acres either using the data we have on file or collecting new data, possibly for the intersection of 9th Street West and 49th Avenue West, but leave it to staff.

Commissioner Servia stated there were community meetings, and concern was raised regarding placing a speed table in a community with small lots and narrow roads. The raised intersections may be a solution.

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

The motion carried 7-0.

BC20210420DOC078

62. **ADMINISTRATOR/DASHBOARD REPORT**

The Dashboard Report is available on the Manatee County web site at www.mymanatee.org/reports and is provided for information only. No Board action is requested.

BC20210420DOC079

64. **PUBLIC WORKS/THOROUGHFARE PLAN UPDATE**

Clarke Davis, Deputy Director, Traffic Management, explained what the presentation entails and noted it is not tied to the budget, but they are working on significant maintenance and transmittal on the plan.

 Dr. Scott L. Hopes, Acting County Administrator, suggested having the presentation at a work session, with focused dialogue with the Commission, and the decision can be presented at a meeting. The topic requires the Boards time and direction.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Bellamy, to instruct the County Administrator to set this up for a future work session.

Ivory Matthews, Neal Communities, requested this item be placed on the next work session agenda.

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

The motion carried 7-0.

BC20210420DOC080

65. **PUBLIC WORKS/TRANSIT**

 Chad Butzow, Public Works Director, introduced the item, and explained Route 99 is the largest and most productive and profitable route, and it would be helpful to run the route more frequently.

 William Steele, Transit Division Manager, stated the capital funding program has been with the Metropolitan Planning Organization (MPO), and they have provided information to the Florida Department of Transportation (FDOT). There are six buses on the route, and this change can happen by 2022. Route 99 is the only service that is operated by both Manatee and Sarasota Counties. Palmetto was removed from the route due to timing delays related to crossing the river, and all routes are interlined and connected. Service improvements and

infrastructure improvements have been made, which have increased dividends. On-demand service will begin for Port Manatee, and will come before the Board for action.

 Mr. Steele responded to questions that there is a separate effort regarding traffic signals and bus routes, where communication between the bus and the signal would give a few more seconds of green light time.

 Discussion ensued that the more ridership there is the more funding the state will provide, this proposal is only for peak times, and it could increase ridership significantly.

 Mr. Steele thanked FDOT District 1 Secretary and the MPO for their efforts. BC20210420DOC081

COMMISSIONER COMMENTS

Commissioner Servia

- Expressed concern with the preliminary budget for State prisons, and asked that anyone else concerned with this contact State legislatures to continue funding so inmates can continue to work at the preserves
- Thanked various staff members for their support during recent meetings she had with a business owner and constituents

Commissioner Bellamy

-  Requested boat ramps/trailers be added to the agenda for the Council of Governments meeting on May 4, 2021

Commissioner Satcher

- Reiterated comments regarding boat ramps, and noted he spoke with Carlos Buqueras regarding a boat ramp north of Port Manatee
- Expressed concern with corporations attacking State Governments when new laws are created and asked that the County push back

Chairman Baugh requested more information on this.

Commissioner Whitmore

- Met with the Clerk regarding the budget and feels comfortable with the Clerk's budget
- Commented on a request to the West Coast Inland Navigation District (WCIND) regarding issues with channel markers in San Remo Shores
- Toured the Utility Department, the Lake Manatee Dam, the Musgrave property, and the proposed site for the new animal shelter
- Requested an update on Bishop Animal Shelter property

Commissioner Van Ostenbridge

- Commented on the transportation infrastructure projects in the pipeline for District 3

(Depart Commissioner Whitmore)

Commissioner Kruse

- Asked that the County Administrator look into bonding and local preference, density bonuses, posting land use notices on the County's website, and including new regulation proposals on the Consent Agenda
- Noted the continuation of the affordable housing work session on April 15 will need to be scheduled for a future date
- Requested staff look at possible locations for more boat ramps, or expanded facilities

- Asked for further discussion on the environmental millage and bonding
- Reported on information he obtained regarding the renaming of roads
- Commented on Robert's Rules of Order and asked the County Attorney to review the Board's meeting rules and regulations

 William Clague, County Attorney, stated his office is working on amending/updating the rules of procedure.

 Chairman Baugh

- Requested written guidelines from the County Attorney's office regarding social media

 Discussion ensued on having more effective meetings and use of time, conversation between Commissioners is limited due to Sunshine regulations, Commissioners should be mindful of what they are saying, items come up that cannot be discussed off line, avoid echoing ideas, take staff time into consideration, and land use notices could be posted on the County's Facebook page.

ADJOURN

There being no further business, Chairman Baugh adjourned the meeting at 5:43 p.m.

Minutes Approved: June 8, 2021