

**NATEE COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
COUNTY ADMINISTRATION CENTER, HONORABLE PATRICIA M. GLASS CHAMBERS  
1112 Manatee Avenue West  
Bradenton, Florida  
May 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  
James A. Satcher III  
Misty Servia  
Carol Whitmore


Also present were:

Dr. Scott L. Hopes, Acting County Administrator  
Rossina Leider, Planning Section Manager  
Sarah Schenk, Chief Assistant County Attorney  
Quantana Acevedo, Deputy Clerk, Clerk of the Circuit Court

 Chairman Baugh called the meeting to order at 10:11 a.m.

All witnesses and staff giving testimony were duly sworn.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

 The Invocation was delivered by Reverend Randall LaRouche, Elwood Park Baptist Church, followed by the Pledge of Allegiance.

**AGENDA**

Agenda Update Memorandum:

BC20210520DOC001

BC20210520DOC002

1. Item 1, Comprehensive Plan Text and Map Amendments PA-18-03/Ordinance 21-17, and PA-18-04/Ordinance 21-18, L3 Partnership/Gamble Creek Village – Revised motions to continue items to June 4, 2021

**ADVERTISED PUBLIC HEARINGS** (Presentations Scheduled)


1. **ORDINANCES/COMPREHENSIVE PLAN**

A duly advertised public hearing was held to consider transmittal of proposed Comprehensive Plan Text and Map Amendments PA-18-03/Ordinance 21-17 (fka 19-38), and PA-18-04/Ordinance 21-18 (fka 19-39), L3 Partnership/Gamble Creek Village. These items were previously heard by the Planning Commission (11/14/19) and the County Commission (12/5/19). The Planning Commission recommended transmittal (4/8/21).


Sarah Schenk, Chief Assistant County Attorney, stated public comment can only take place on the continuance and Commissioner Whitmore can vote on the continuance. The Ethics Commission would be making a determination on June 4, 2021.


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

Motion – PA-18-03/Ordinance 21-17


 Ms. Schenk read the proposed motion: I move to continue the public hearing for PA-18-03/Ordinance 21-17 to June 3, 2021 at 1:30 p.m., or as soon thereafter as same may be heard and to be re-advertised, first floor, Honorable Patricia M. Glass Chambers.

The motion as read by Ms. Schenk was made by Commissioner Whitmore and seconded by Commissioner Van Ostenbridge.

 Discussion ensued regarding concern that the calendar was set for the year, but now this item is being continued to a different date; this continuance is due to an advertising error not by fault of the applicant, work session dates were added to the calendar recently and there is a lot of work that the Board needs to address, the applicant submitted a continuance letter, Commissioner Bellamy not available on June 4, the item could be heard prior to the summer recess, why is the time certain at 1:30 p.m., Commissioner briefings are scheduled earlier in the day, all Commissioners were not told of the reason for the continuance, only five commissioners would be present on June 4 since Commissioner Whitmore must abstain from voting and Commissioner Bellamy would not be present, amend the motion to hold the hearing on June 17, 2021, at 9:00 a.m., the agenda for June 3 is packed and items may need to be continued to June 17, and look at a different day.

 Mark Barnebey, Attorney for the applicant, stated he would like to confirm with the applicant that the 15th would be sufficient.

Mr. Barnott stated that Lisa Wenzel, Principal Planner, would not be present the week of June 14th.

 Ms. Schenk read the revised motion as: I move to continue the public hearing for PA-18-03/Ordinance 21-17 to no date certain and to be re-advertised.

The motion as read by Ms. Schenk was moved by Commissioner Van Ostenbridge and seconded by Commissioner Whitmore.

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

Motion – PA-18-04/Ordinance 21-18

Ms. Schenk moved to continue the public hearing for PA-18-04/Ordinance 21-18 to no date set and to be re-advertised.

The motion was as read by Ms. Schenk was moved by Commissioner Satcher and seconded by Commissioner Van Ostenbridge.


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

The motion carried 7-0.

BC20210520DOC003

**RECESS/RECONVENE:** 10:35 – 1:30 p.m. All Commissioners were present.

**CITIZEN COMMENTS** (Future Agenda Items)


 Andra Griffin expressed concern regarding directors using their private cell phones for County business, so records are deemed private.

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


2. **RESOLUTION/Z-20-16, MANATEE RANCHES, INC.**

A duly advertised public hearing was held to consider adoption of proposed Resolution R-21-076, to deny a zoning application Z-20-16.

 Sarah Schenk, Chief Assistant County Attorney, reviewed the agenda memorandum.

 A motion was made by Commissioner Kruse and seconded by Commissioner Baugh to adopt Resolution R-21-076, to deny application, Z-20-16, Manatee Ranches, Inc., to deny rezoning from A (General Agriculture) to the NC-S (Neighborhood Commercial – Small) Zoning District.


 Discussion took place.

 The motion carried 4-3, with Commissioners Bellamy, Servia and Van Ostenbridge voting nay

Upon question, Ms. Schenk stated the applicant could file a lawsuit or submit a new application.

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**COMMISSIONERS' COMMENTS**

 Commissioner Whitmore

Noted her reason for having work sessions is to learn before making a policy decision

BC20210520DOC005


Commissioner Van Ostenbridge


 Free clinic for vaccinating and microchipping of pets at G.T. Bray and others are being set up for Commissioners Bellamy and Servia's districts. He thanked Sarah Brown and noted the funding for clinic is by the Manatee Community Foundation

BC20210520DOC006

(Note: Commissioners' Comments continued to later in the meeting)

**PALMETTO MULTI-MODAL**

 Commissioner Kruse reported new information has come to light about project opportunities in the Federal Surface Transportation Re-Authorization Bill, which could benefit Manatee County transportation and multi-modal mobility infrastructure.

 A motion was made by Commissioner Kruse to authorize the Chairman to request Congressman Vern Buchanan seek up to \$20 million in funding in the Federal Surface Transportation Re-Authorization Bill for the Palmetto Multi-Modal Trails project. The motion was seconded by Commissioner Bellamy.

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

Commissioner Whitmore noted Congressman Vern Buchanan requested funding May 19.

The motion carried 7-0.

**COMMISSIONERS' COMMENTS** (Continued)

Commissioner Satcher

 Spoke on Conservation Lands and the conservation easement

Commissioner Servia

- Complimented staff on the work session on May 18
- Thanked Geri Lopez, Redevelopment and Economic Opportunity Director, for taking her on an economic development tour

(Note: Commissioners' Comments continued to later in the meeting)

**LAND USE RESTRICTION AGREEMENT (LURA)**

Commissioner Servia moved that all projects that contain a LURA be first on the agenda or be at a time certain. The motion was seconded by Commissioner Kruse.

Discussion proceeded regarding affordable housing is important, the LURA ensures a project would be deemed affordable, is there a time frame for a project being restricted to affordable housing, community land trust was discussed at the AHAC meeting, can be discussed at upcoming work session on Housing 101, and down payment assistance has to be paid back.

Dr. Scott L. Hopes, Acting County Administrator, asked the Board to not make a motion to have more time certain as he is working with the County Attorney on rules and procedures to address the fluidity of meetings and order of the agendas.

Discussion continued regarding disagree with Dr. Hopes, because a time certain would be an incentive to a developer, give Dr. Hopes the opportunity to present his plan, and this is a nominal change.

The Clerk read the motion on the floor.

Dr. Hopes sought clarification on how to place the item on the agenda.

Commissioner Servia clarified as the first item of business.

Commissioner Whitmore suggested it be the first item after proclamations and awards.

Chairman Baugh pointed out proclamations are not usually scheduled on land use days.

A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Bellamy to Call the Question.

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

The motion to Call the Question carried 7-0.

The Clerk restated the motion.

The motion carried 7-0.

**COMMISSIONERS' COMMENTS** (Continued)



Commissioner Servia

- Complimented staff on the AHAC and how the civility pledge should be read at future meetings
- Toured Lakewood Ranch and Manatee Memorial Hospitals
- Thanked START (Solutions To Avoid Red Tide) group for efforts regarding Red Tide and

- issues regarding runoff into stormwater ponds
- Encouraged everyone to be patient at Land Use meetings
- Thanked Dr. Hopes for attending neighborhood meetings
- Attended Citizens Coalition on Growth last night and may write a letter
- Asked fellow Commissioners to be aware of the cell phone time at work sessions and meetings in respect of staff
- Discussed bills regarding Home Base Business Bill and Code Enforcement Bill eliminating anonymous compliments – need to be involved with bills next year

Discussion ensued regarding FAC (Florida Association of Counties) has a tracker on bills that could affect local governments, taxes on occupational licenses (see document from Commissioner Whitmore), and home rule.


Commissioner Satcher

-  Acknowledged the fatal car accident on Moccasin Wallow Road (5/17/21) and funding from FDOT (\$6 million) and how County funds would be used to address traffic issues on this road
- Noted Senator Jim Boyd was in attendance at a Public Safety meeting
-  Requested good policy when the Governor requests something of the County
- Questioned if the County can look into Homeowner Association fines for infractions related to COVID-19

Commissioner Bellamy

- Toured hospitals as well
- Addressed an email from Mixon Fruit Farms regarding sidewalks BC20210520DOC007

Commissioner Van Ostenbridge

-  Noted the fatal accident on Moccasin Wallow Road was referenced by Sheriff Wells during his discussion on road safety and Verna Bethany Road was also mentioned
- Reported he is still getting emails about the Medieval Fair property and requested an update from staff

Discussion took place on how Commissioner Van Ostenbridge getting the Secretary of Transportation (Kevin Thibault) here was not announced on purpose, and the County's legal rights when it comes to HOAs.

Commissioner Baugh

- Agreed with Commissioner Servia regarding cell phones during regular meetings
- Complimented Commissioner Van Ostenbridge on his efforts with FDOT BC20210520DOC008

Commissioner Van Ostenbridge

Inquired if the Board would like to hear a presentation on the condition of Sarasota Bay by the Sarasota Estuary before or after the summer recess. The consensus was after the summer recess.

**ADJOURN**

There being no further business, Chairman Baugh adjourned the meeting at 2:44 p.m.

Minutes Approved: December 6, 2022