

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATION BUILDING; HONORABLE PATRICIA M. GLASS CHAMBERS
1112 Manatee Avenue West
Bradenton, Florida
November 16, 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 (entered during meeting)
Carol Whitmore

Also present were:

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

 Chairman Baugh called the meeting to order at 8:30 a.m.

INVOCATION


The Invocation was delivered by Michelle Tellone Skorski, The Joy FM and The Front Ministries.

VETERAN-LED PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Edwin Robinson, Airman First Class, U.S. Air Force.

AGENDA

BC20211116DOC001

 Agenda Updates

BC20211116DOC002


- Item 6 – Clerk’s Consent Agenda – Updated to include the approval of corrections of scrivener’s errors in Budget Amendments B-21-120/3 and B-22-007/2, both of which were adopted by the Board on October 12, 2021
- Item 13 – Budget Amendment Resolution B-21-126 and Budget Amendment Resolution for Infrastructure Sales Tax B-21-100, Budget Amendments were updated and replaced to include final amendments as requested by the Clerk for FY 21
- Item 14 – Budget Amendment Resolution B-22-106, updated and replaced to include the Sheriff’s Radio request
- Item 17 – Authorization to Award for Bid Construction (IFBC 21-TA003718AJ for the Force Main 33A and 36A Replacements and Execution of the Agreement, Budget Resolution B-22-027 and reference to that Resolution were removed from the agenda; and the requested action was updated to remove adoption of that Resolution
- Item 18 – Authorization to Award Invitation for Bid Construction (IFBC) 21-TA003797BB for the Hazelhurst Subdivision Water Main Replacement Project and execution of Agreement, Budget Resolution B-22-020, and all references to the resolution were removed from the agenda; and the requested action was updated to remove adoption of that Resolution
- Item 24 – CARES Act Local Government Funding Program Notice of Program Closeout Agreement, a PowerPoint presentation was added to the item
- Item 65 – Redistricting of Manatee County Commissioner Districts, the following were added to the item, four maps: Benchmark (Current Districts), Proposed Plan A, Proposed Plan B, and Proposed Plan C, and a written comment submitted through the online Public Comment for were added
- Item 66 – Resolution R-21-180 was added to this item, authorizing the issuance of Public Utilities Revenue Improvement Note, Series 2021; and Budget Resolution B-22-040, Budget

Resolution B-22-040 was added to the item and the requested action was updated to the include the adoption of the that Resolution

Time Certain:


- Item 64 – 10:00 a.m., Ordinance 21-46, Amending the County’s Tourist Development Tax plan
- Item 72 – 9:30 a.m., County Commission’s 2022 State Legislative Agenda
- Item 71 – 1:30 p.m., Manatee County Port Authority
- Item 65 – 2:00 p.m., Redistricting of County Commission Districts

REQUESTS BY COMMISSIONERS


 Chairman Baugh responded that the map she created was updated.

William Clague, County Attorney, confirmed Item 65 is scheduled for a time certain at 2:00 p.m., and all discussion should take place then.

- Item 70 – Pulled for discussion by Commissioner Whitmore
- Item 14 – Pulled by Commissioner Van Ostenbridge

 Dr. Hopes stated the fourth map for Item 65 is of the current districts. Regarding Item 70, the Parks Master Plan was previously presented to the Board.

AWARDS AND PRESENTATIONS


1.  Employee of the Month – Mark Proch, Senior Ranger, Parks and Natural Resources


Commissioners thanked Mr. Proch for his work.


BC20211116DOC003


(Enter Commissioner Satcher)


2. 2021 Florida Public Transportation Association (FPTA) Awards

 William Steele, Transit Division Manager, presented awards in recognition of individual and organizational awards from the Florida Transit Association (FPTA) Conference held in Daytona Beach on October 24-27, 2021. These awards recognize the outstanding achievements of Public Works/Transit and Fleet Division staff, while competing with transit agencies throughout Florida.

 Kevin Sheerin, Transit Operator Supervisor, introduced Patricia Adams, 2021 FPTA Transit Operator of the Year , who currently serves passenger on the Anna Maria Island Trolley.

 James Egbert, Transit Operations Chief, presented Janine McDonald with the 2021 FPTA Paratransit Operator of the Year award. Farrah Goff received the 2021 FCTD Paratransit Dispatcher of the Year Award.




 Mr. Steele acknowledged Benita Zarr for completing the FPTA Leadership Development Program which his designed to enhance leadership skills and problem solving.

 Chad Butzow, Public Works Director, and Mr. Egbert thanked the Transit team for all their efforts, and noted the MCAT team received a second place 2021 FPTA Marketing Award, for the Keeping Manatee Moving promotional video regarding safety protocols during the COVID-19 pandemic.

BC20211116DOC004


PROCLAMATIONS

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


4.  Farm City Week – November 8-20, 2021, accepted by Patty Keen Reed who reviewed events, and noted the 2021 Agriculturist of the Year will be awarded today at Kiwanis. BC20211116DOC005
3.  Hidden Heroes, Our Military and Veteran Caregivers in Manatee County – Recognizing and supporting the Hidden Heroes who serve a vital role of Military and Veteran Caregivers accepted by Patty Ketter, Caregiver, whose husband was wounded in 2006, and Lee Washington, Director of Veteran’s Services. BC20211116DOC006
5.  World AIDS Day – Designating December 1, 2021 BC20211116DOC007


Commissioner Van Ostenbridge asked if the Sheriff could have a time certain for Item 70.

72. **COUNTY ADMINISTRATOR/2022 STATE LEGISLATIVE AGENDA**


 Dr. Scott Hopes, County Administrator, distributed the Draft 2022 State Legislative Agenda and the items included were requested by Commissioners. Items that only one Commissioner requested will be voted on with the Commissioners. Items included are Piney Point funding, Moccasin Wallow Road, DeSoto Bridge replacement, various key bridges, broadband, pedestrian overpass over U.S. 41 at 17th Street In Palmetto, oyster and clam restoration for water quality, Green Bridge Fishing Pier, Anna Maria Island beach erosion control, and community based foster care.

Chairman Baugh expressed concern that appropriation bills were already sent to the Legislature that did not go before the Commissioners.


 Dr. Hopes explained the deadline for funding requests is tomorrow November 16, and the item is on the agenda today. Next year they will present this within enough time. He was not advised of the issue and what was submitted in the platform.

 Chairman Baugh noted Piney Point is one of the items, and questioned why her name was added to the requests since she had not seen the final list.

Discussion ensued regarding these items were based on discussions with Commissioners, the draft was submitted in October, and there are no new items on the draft.


 Commissioner Kruse expressed concern that items he addressed were not included in the draft, such as trails, affordable housing, home rule, and term limits.

Discussion ensued regarding carry over being common, continuing with previous year’s platform, there has been significant staff turnover, there is a learning curve, being too late to the table, including the community and learning their priorities, some items are already on the State work plan so there is no need to keep these on the platform, include water taxis, Dr. Hopes’ is doing the best he can, need a legal instrument to get Piney Point funding, bring back later today, something needs to be submitted to Tallahassee, contents of the prior platform, Deputy County Administrator had the most seasoned employee helping with this, County Administrator dropped the ball on this and it is unacceptable, DeSoto Bridge should remain and added to the other bridges since they are also in the pipeline, Community-based Foster Care should be bumped up, Robert Reinshuttle distributed the older packet and different version of this draft, transportation had its own page, and in the past the Board picked their top three legislative priorities.

 Dr. Hopes explained this was a draft and reiterated that if an item was brought up by only one commissioner it was not included. Staff will do whatever it takes to get it submitted. He requested a motion to add items onto the agenda, and noted the Legislature session begins in January. Special Meetings can be called to discuss the priorities. This is not intended to be the final agenda, and Commissioners can make motions to add or change items.


Motion

 A motion was made by Commissioner Van Ostenbridge and seconded by Commissioner Satcher, to remove the DeSoto Bridge replacement from page one, and replace it with Community Based Foster Care.


 Discussion ensued that the top three priorities need to have a specific dollar amount attached to them, and there may not be time add that to Foster Care, the request was to ask that the formula be changed amounts will be added.


Motion – Tabled


 Commissioner Van Ostenbridge agreed to table the motion.

 Discussion continued to have the Manatee Chamber of Commerce and Lakewood Ranch Business Alliances platforms be available prior to making decisions, must have affordable housing on the platform, support keeping Sadowski funds at 50 percent so there will be a revenue source for affordable housing, concern regarding home occupations and a change in legislation that anyone can occupy a home and operate a business without any repercussions, removing the DeSoto bridge will make people think it is not a priority, important to have a County staff person to keep the Commission up to date on the Legislative session, Palmetto trail was on a previous platform and needs to remain, County Administrator and Deputy County Administrator had help, up to the Board whether or not to include the Chamber and Business Alliance priorities, Public Information Official was moved to a different department, revisit at the end of the day, hold an emergency meeting tomorrow, need to address other information today, stick with what is on the list, Moccasin Wallow and Fort Hamer Bridge need to be added to the list due to back-ups, federal request for an overpass, groin control the erosion on the Island, what was included regarding environmental lands, and have a request to change the formula for Foster Care as an option A and then Option B to send funding.


 Dr. Hopes stated American Rescue Plan (ARP) funds can be used for veteran housing at the old jail.

 Discussion continued regarding the terminology that was sent out, include the Palmetto Trails and pedestrian overpass but should be separated, pedestrian overpass needs to be in conjunction with Florida Department of Transportation, can all options be exercised, there is a limited amount of dollars for every budget year and as money is appropriated, the legislature looks at the priorities, understand how much funding is requested, and if it can be found in budget, and asking for everything is not a good strategy.

 Dr. Hopes informed the Board that there is a federal request to set aside \$20 million.

 Charlie Hunsicker, Parks and Natural Resources Director, noted the County is currently working with the federal grant regarding the trails and the overpass. The State is halfway through the design and the request at the federal level was to get the design and construction begun. The federal decision will take place this week. If funding is not available through the federal grant, they will then apply for a State grant with the trails program. The overpass is

an eligible project for State funds, and ARP funds. The projected dollar amount has not been decided yet, since there are engineering issues that need to be addressed.


 Discussion ensued regarding the time line, and when this should be heard, need to address the business of the day and public comment, and make this item a time certain at the end of the day. BC20211116DOC008


(Discussion continued to later in the meeting)


RECESS/RECONVENE: 10:44 a.m. – 10:54 a.m. All Commissioners present.

CITIZEN COMMENTS (Future Agenda Items)


BC20211116DOC009


 Angel Colonnese, Clerk of the Circuit Court, distributed the new annual debt report which is being launched today, and it will be on the website (www.manateeclerk.com). This report will be distributed each year.


 Kate Danehy Samits, opposed the abortion ban and appreciated the intent to add affordable housing to the Legislative agenda as well as adding foster care.


 Laura Alesi and Sarah Parker spoke against the abortion ban and noted they would continue to fight against the ban.


Towanna Johnson addressed a property at 2924 13th Street Court East, that is being dually taxed (split into two parcels) even though there is just one house. She requested the Attorney General investigate the situation and requested protection against retaliation from other employees.


 Belinda Richey requested an apology from Commissioner Satcher regarding her comments on human trafficking.

 Carol Felts appreciates Farm City Week and maintaining agricultural lands in Myakka City, but was disappointed with the redistricting maps, the late notice of the agenda update, and issues surrounding the Mediaeval Fair and the whistleblower.


 Glen Gibellina submitted comments and addressed affordable housing and placing it on the Legislative agenda, thanked Commissioners for the Stand Down for Veterans, veteran housing, Accessory Dwelling Units, and ability for-profit builders to obtain surplus property. BC20211116DOC010


 Kimberly Cox encouraged the Board to expand help for families rather than spending time on the abortion ban.


 Katherine Edwards commented on Memorandums of Understanding with other jurisdictions and the procurement process and the need for public input in this process. She expressed concern that a County vehicle had blue lights, which are reserved for law enforcement. BC20211116DOC011

 Katie Benoit questioned priorities and child removal in Manatee County and questioned who will take care of the unwanted children if the abortion ban is enacted.

 Charles B. Smith questioned the header of the agenda.

 Discussion ensued regarding the proposed abortion ban as there is no ordinance that has been presented to the Board, there is no way to table the ordinance, a copy of an ordinance was submitted in public record but nothing has come before the Board, Manatee County is number two in the State for removals in foster care, the community cares about all children, redistricting will take place at 2:00 p.m., there have been meetings with public comment, concerned with Towanna Johnson, employees (especially minorities) being uncomfortable bringing issues to the forefront in fear of retaliation, several complaints coming from Building and Development Services, employees should not be fearful of retaliation, Commissioners should see investigative reports, legal personnel issues, Board sets policy and should not be involved with personnel issues, and the abortion ban was on an agenda, but then removed.

 William Clague, County Attorney, stated he had contact with a senior officer in the Attorney General's Office and was informed it could take six months to receive an opinion. The Attorney General has the ability to defer the item, and there has been no further communication at this point.

 Discussion ensued regarding having an independent fact finder/investigator that answers directly to Board.

 Dr. Hopes stated he is available to meet with any employee regarding any issue.

PUBLIC HEARINGS (Presentations Scheduled)

64. **CONVENTION AND VISITORS BUREAU/ORDINANCE**

A duly advertised public hearing was held to consider adoption of proposed Ordinance 21-46 amending the County's Tourist Development Tax Plan.

Elliot Falcione, Convention and Visitor's Bureau Director, provided a brief description of the item.


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

A motion was made by Commissioner Servia, seconded by Commissioner Kruse, and carried 7-0, to adopt Ordinance 21-46.

BC20211116DOC012

RECESS/RECONVENE: 11:41 a.m. - 1:31 p.m. The County Commission meeting recessed for the purpose of holding a Port Authority meeting. The County Commission meeting convened with all Commissioners present.


14. **FINANCIAL MANAGEMENT/BUDGET AMENDMENT**

 Jan Brewer, Deputy County Administrator, stated the American Recovery Plan Grant will take care of equipment for the Sheriff's request for radio's, which cost \$2.5 million for equipment and \$868,000 for ongoing maintenance. The Sheriff paid the County back \$1 million and then \$2.3 million from the general fund paid up front, then reimbursed from the ARP funds. It is recommended to hold the reimbursement and the maintenance costs in reserve for further maintenance costs.

Dr. Hopes stated this is part of a technology refresh, and is a capital expenditure that needs to be planned in advance. The original refresh was for \$10 million, but this is an urgent need and the beginning of the process.


 Sheriff Rick Wells explained the Florida Department of Law Enforcement requires that all radios must be changed to the P25 digital platform rather than analog, and the issue is that


when they started to look at radios, the Sheriff's Office was never included in conversations, and what was purchased cannot serve law enforcement. Deputies need to be able to communicate and they have been trying to get this to work. They are currently working on replacing the portable units by giving the road deputies walkie-talkies.

 Colonel Dwayne Dennison, Manatee Sheriff's Office, stated the total amount was approximately \$11 million. Today it is crucial to get the personal units for the road deputies. There are times the radios do not go off and deputies are off line, which can lead to deputies getting hurt. The largest purchase will let them save later on.

Discussion ensued that the intent is to space out the replacements.


A motion was made by Commissioner Satcher and seconded by Commissioner Bellamy, to fund the entire project up to \$11 million.


 Discussion ensued to protect the deputies, must have open communication at all times, and what is the rational for doing all of this at once.


 Dr. Hopes explained all the priorities were funded and the Sheriff said a partial replacement would work. The County cut taxes, reserves are at the minimum, and the stabilization has been spent. He would do whatever the Board wants.


Ms. Brewer stated the reimbursement from ARP funding is good until 2024.


Dr. Hopes stated funding can be done over a one-year period.


 Sheriff Wells remarked that the number presented in the budget amendment is a compromise. He confirmed that not having the entire request met will put the deputies in danger. Deputies need to have reliable communications at all times.

 Discussion ensued regarding not having enough band width left to solve this issue, give the Sheriff everything he needs, but if the Sheriff believes he is at risk, take the funding from somewhere else.


 William Clague, County Attorney, stated this is a budget amendment resolution and there are several items that need to be addressed, if there are going to be any changes there needs to be language as to where the money is coming from, and how they are going to allocate it.

 Ms. Brewer suggested either rewriting the resolution, or taking the entire amount from the 20 percent reserve.


 Sheriff Wells explained the discussions about the radios was for the entire County, and that decision was made without the Sheriff.

 Discussion ensued regarding not reimbursing until the final rules for the ARP funds are in effect.

Motion – Clarified

 Mr. Clague clarified the motion to adopt Budget Amendment Resolution B-22-106 with the following description for Item 11 from the dollar of \$3,378,721 to \$10 million and changing

the amount of \$2,510,089 to \$9,131,368. Commissioners Satcher and Bellamy agreed to the clarification.


 Mark Jager stated it is imperative for the Sheriff’s office to have the most up to date radios.

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

The motion carried 7-0.

BC20211116DOC013

70. **PARKS AND NATURAL RESOURCES/PARKS MASTER PLAN**

 Discussion ensued regarding the public having an opportunity to hear the Parks Master Plan, and a presentation was made to the Board at a work session where the public had the opportunity to attend and comment.

A motion was made by Commissioner Kruse and seconded by Chairman Baugh to adopt Resolution R-21-188 to approve the Professional Services Parks and Recreation Open Space Master Plan.

There being public comment, Chairman Baugh closed public comment.

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

BC20211116DOC014

CONSENT AGENDA

CITIZEN COMMENTS (Consent Agenda Only)

Katherine Edwards addressed Item 13, Budget Amendments, B-21-128 and B-21-100, and questioned the allocation of the funds and if grant monies are included in the budget.

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

A motion was made by Commissioner Servia, seconded by Commissioner Kruse and carried 7-0, to approve the Consent Agenda, with the changes incorporated in the Agenda Update Memorandum, and with the deletion of Items 14 and 70 (separate action).

6. **CLERKS CONSENT AGENDA**

BC20211116DOC015

A. **WARRANT LISTING**

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

BC20211116DOC016

B. **MINUTES**

Approved the Minutes of August 10, September 8, and October 27, 2021

C. **REFUNDS**

Approved:

- 1. Adams Homes of Northwest Florida, Inc. – Utility Sewer Facility Investment Fees, \$2,136 BC20211116DOC017
- 2. Coachlamp Investments LLC – Billing Adjustment, \$914.82 BC20211116DOC018
- 3. Est. of Paul G. Booker – Billing Adjustment, \$621.19 BC20211116DOC019
- 4. IH Central Florida LLC – Transportation Impact Fees, \$44,534 BC20211116DOC020
- 5. Luduo Li – Billing Adjustment, \$539.49 BC20211116DOC021
- 6. Unique Homes and Lumber, Inc. – Pre-application Conference, \$1,500 BC20211116DOC022

D. **SCRIVENER’S ERRORS**

Approved:

1. Executed Corrected (name change) Agreement with Nathan Benderson Park Conservancy, Inc., [Originally executed with Suncoast Aquatic Nature Center Association (name changed) on October 12, 2021] BC20211116DOC023
2. Executed Corrected Zoning Ordinance Z-21-02 Arctic Palm Company, correcting the Spelling of Artic to Arctic in the first Whereas Clause BC20211116DOC024
3. Executed Corrected Ordinance 21-09, Prosperity Lakes Community Lakes Development District, corrected Exhibit 2, Legal Description, attached to Corrected Ordinance BC20211116DOC025
4. Executed Corrected Budget Amendments approved by Board of County Commissioners on October 12, 2021 as follows:
 - B-21-120/3 correcting the wording in item 3 from "Transfers \$18,686 of unexpended grant match in the Grants fund from the Community Care for the Elderly (CCE) FY2020/FY2021 grant to reserves in the General Fund to align revenues and expenditures with actuals to close the grant. Also, transfers \$18,646 from reserves in the General fund to the Community Care for the Elderly (CCE) FY2021/FY2022 grant." The correct wording is "Transfers \$18,646 of unexpended co-pays in the Grants fund from the Community Care for the Elderly (CCE) FY2020/FY2021 grant to the Community Care for the Elderly (CCE) FY2021/FY2022 grant. Also, de-appropriates \$438 of grant revenue received and transfers \$434 of unused grant match funds to reserves in the General fund to align revenues and expenditures to actuals and close the grant"
 - B-22-007/2 correcting the wording in item 2 from "Transfers \$411,179 from the General fund as follows: \$170,828 from the Human Services Administration account key and \$240,351 from the Community Health Care Advocacy Program account key within the Neighborhood Services Department to the EMS Community Paramedicine Indigent Health account key within the Public Safety Department. Three positions are being reallocated from Neighborhood Services to Public safety associated to the reorganization of all indigent and Public Health Care to be administrated under the Public Safety Department as approved by the County Administrator. The funding for this division has remained the same as adopted in the FY22 budget." The correct wording is "Transfers \$240,351 from the General fund as follows: \$170,828 from the Human Services Administration account key and \$69,523 from the Community Health Care Advocacy Program account key within the Neighborhood Services Department to the EMS Community Paramedicine Indigent Health account key within the Public Safety Department. Three positions are being reallocated from Neighborhood Services to Public safety associated to the reorganization of all indigent and Public Health Care to be administrated under the Public Safety Department as approved by the County Administrator. The funding for this division has remained the same as adopted in the FY22 budget" BC20211116DOC026

E. **BONDS**

Accepted:

1. 44th Avenue, Phases IV
 - Accepted and executed Agreement in Conjunction with Surety Bond (Attachment A) as Defect Security Related to Required Improvements securing streets and drainage system improvements;
 - Accepted and executed Surety Bond (Defect) 1087091, \$281,380.13; and
 - Accepted and executed Bill of Sale BC20211116DOC027
2. Bourneside Boulevard South, Phase I

- Accepted and executed Agreement in Conjunction with Surety Bond (Attachment A) as Defect Security Related to Required Improvements securing streets and drainage;
- Accepted and executed Surety Bond (Defect) 1087090, \$175,393; and
- Accepted and executed Bill of Sale BC20211116DOC028
- 3. Covenant Way
 - Released Agreement in Conjunction with Letter of Credit (Attachment A) as Defect Security Warranting Required Improvements securing road and parking, drainage, sewer, water, and irrigation improvements, \$79,337.30; and
 - Released and returned Letter of Credit (Defect) OD18002508, \$79,337.30 BC20211116DOC029
- 4. Cresswind, Phase II, Subphase A
 - Released and returned Surety Bond (Performance) LICX1202911 and any associated amendments in conjunction with Agreement for Private Subdivision Improvements, \$274,536.12;
 - Released and returned Surety Bond (Performance) LICX1202915 and any associated amendments in conjunction with Agreement for Private Subdivision Improvements, \$236,152.07;
 - Accepted and executed Surety Bonds (Defect) LICX1203099 securing Section 1.5 Maintenance, Defects, of Agreement for Public Subdivision Improvements accepted by Board of County Commissioners March 23, securing water, wastewater and surveying improvements, \$21,641.33; and
 - Accepted and executed Bill of Sale BC20211116DOC030
- 5. Del Webb at Bayview, Phase I, Subphase B2
 - Released and returned Surety Bond (Performance) SUR0067871 and any associated amendments in conjunction with Agreement for Private Subdivision improvements, \$1,129,659.94;
 - Released and returned Surety Bond (Performance) SUR0067870 and any associated amendments in conjunction with Agreement for Private Subdivision improvements, \$3,093,195.18;
 - Accepted and executed Surety Bonds (Defect) 268015609 securing Section 1.5 Maintenance, Defects, of the Agreement for Public Subdivision Improvements accepted by Board of County Commissioners February 9, 2021, securing water, wastewater, and reclaim improvements, \$73,765.25; and
 - Accepted and executed Bill of Sale BC20211116DOC031
- 6. Greyhawk Landing West, Phase IV-A
 - Released Agreement in Conjunction with Surety Bond (Attachment A) as Defect Security Warranting Required Improvements, securing public improvements, \$99,979.29; and
 - Released and returned Surety Bond (Defect) 285054061 and any associated riders, \$99,979.29 BC20211116DOC032
- 7. Greyhawk Landing West, Phase V-A
 - Released Agreement in Conjunction with Surety Bond (Attachment A) as Defect Security Warranting Required Improvements, securing public improvements, \$43,883.80;
 - Released and returned Surety Bond (Defect) 285056369 and any associated riders, \$43,883.80 BC20211116DOC033
- 8. Rangeland Parkway
 - Accepted and executed Agreement in Conjunction with Surety Bond 1087092 (Attachment A) as Defect Security Related to Required Improvement securing streets, drainage and water distribution system improvements;

- Accepted and executed Surety Bond (Defect) \$295,879.60; and
- Accepted and executed Bill of Sale BC20211116DOC034
- 9. Willow Bend, Phase II
 - Released and returned Surety Bond (Performance) GM208355 and any associated riders associated with this Surety in conjunction with performance portion of Agreement for Public improvements for Private Subdivision, \$1,565,116.74;
 - Accepted and executed Surety Bond (Defect) GM211875 securing Section 1.5 Maintenance, Defects, of Agreement for Public Subdivision Improvements accepted by Board of County Commissioners April 6, 2021, for Willow Bend, Phase II, securing roadway, drainage, sanitary sewer, water distribution, and reclaimed improvements, \$71,839.97; and
 - Accepted and executed Bill of Sale BC20211116DOC035
- 10. Willow Walk, Phase IA
 - Released Agreement for Public Subdivision Improvements securing final lift of asphalt, \$87,425; and
 - Released and returned Surety Bond (Performance) 1118801 and any associated riders, for performance of required improvements, \$87,425 BC20211116DOC036

F. **SHERIFF BOND**

Accepted list of 11 additional employees and deletion of 12 employees from Sheriff's Public Employee Bond BC20211116DOC037

G. **REPORTS**

Accepted:

1. Third Quarter 2021 Grant Amendments and Donations/Gifts BC20211116DOC038

7. **COUNTY ADMINISTRATOR/RESOLUTION**

Adopted Resolution R-21-187 authorizing Manatee County Commissioners to participate in a joint meeting with Town of Longboat Key Commissioners on December 1, 2021, to discuss and plan matters of mutual interest BC20211116DOC039

8. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/AZARIO ESPLANADE PHASE IV**

- Executed and authorized recording of Final Subdivision Plat;
- Authorized recording of Supplemental Declaration to Declaration of Covenants, Conditions, Restrictions and Easements for Esplanade at Azario Lakewood Ranch;
- Accepted, executed, and authorized recording of Mortgagee's Joinder in and Ratification of Subdivision Plat and All Dedications and Reservations Thereon for Azario Esplanade Phase IV by SMR Northeast, LLC;
- Accepted, executed, and authorized recording of Consent to Subdivision Plat and all Dedications and Reservations Theron by Lakewood Ranch Stewardship District;
- Authorized County Administrator to accept, execute, and record Agreement for Public Subdivision with Public Improvements, Azario Esplanade Phase IV from Taylor Morrison of Florida Inc.;
- Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Azario Esplanade Phase IV, Surety Bond SUR0071416, \$684,558.10;
- Authorized County Administrator to accept, execute, and record Agreement for Public Subdivision with Private Improvements, Azario Esplanade Phase IV, from Taylor Morrison of Florida, Inc.;
- Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Azario Esplanade Phase IV, Surety Bond SUR0071417, \$1,955,670.55;

- Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Azario Esplanade Phase IV, Surety Bond SUR0071418, \$95,205.31; and
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Azario Esplanade Phase IV Surety Bond SUR0071419, \$71,670,50
- BC20211116DOC040

9. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/MAGNOLIA RANCH**

- Executed and authorized recording of Final Subdivision Plat;
 - Authorized recording of Declaration of Covenants, Conditions and Restrictions for Magnolia Ranch;
 - Authorized County Administrator to Accept, execute, and record Agreement for Private Subdivision with Public Improvements for Magnolia Ranch;
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Magnolia Ranch, Surety Bond SU1177544, \$1,443,969.80;
 - Authorized County Administrator to Accept, execute, and record Agreement for Private Subdivision with Private Improvements for Magnolia Ranch;
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Private Improvements, Magnolia Ranch, Surety Bond SU1177543, \$1,363,435.32; and
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Private Improvements, Magnolia Ranch, Surety Bond.SU1177542, \$342,458.38
- BC20211116DOC041

10. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/SILVERSTONE NORTH, PHASE IC AND ID**

- Executed and authorized recording of Final Subdivision Plat;
 - Authorized recording of First Supplement to Declaration of Covenants, Conditions, and Restrictions of Silverstone North;
 - Authorized County Administrator to accept, execute, and record Agreement for Private Subdivision with Public Improvements, Silverstone North Phase IC and ID from SFTEN LLC;
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Silverstone North Phase IC and ID, Surety Bond 7901078263, \$5,076,368.47;
 - Authorized County Administrator to accept, execute, and record Agreement for Private Subdivision with Private Improvements, Silverstone North Phase IC and ID from SFTEN LLC; and
 - Authorized County Administrator to accept and execute Surety Bond for Performance of Required Improvements, Silverstone North Phase IC and ID Surety Bond 7901078264, \$256,963.69
- BC20211116DOC042

11. **BUILDING AND DEVELOPMENT SERVICES/LETTER**

Executed letter to Legislative Delegation regarding North River Ranch Stewardship District, seeking no objection due to a scrivener's error regarding removing a commercial parcel

BC20211116DOC043

12. **CONVENTION AND VISITOR BUREAU/AGREEMENTS**

- Authorized Convention and Visitors Bureau Director to execute Florida Sports Foundation Grant Agreements; and
- Adopted Budget Resolution B-22-024 amending the annual budget for FY 22

BC20211116DOC044

13. **FINANCIAL MANAGEMENT/BUDGET AMENDMENT**

- Adopted Budget Amendment Resolution B-21-126; and
 - Adopted Budget Amendment Resolution B-21-100 for Infrastructure Sales
- BC20211116DOC045

15. **FINANCIAL MANAGEMENT/AGREEMENT**

Authorized allocation of additional funding to Agreement 20-R074950SB – Tree Trimming Services with Brightview Tree Care Services, Inc., and Rick Richards, Inc., in accordance with the Board of County Commissioners (BCC)-approved departmental budget BC20211116DOC046

16. **FINANCIAL MANAGEMENT/AGREEMENT**

Authorized allocation of additional funding to Blanket Purchase Order Agreement P2021333 – Chiller, HVAC, and Refrigeration Preventative Maintenance Services with Air Mechanical and Service Corp. in accordance with the Board of County Commissioners (BCC)-approved departmental budget BC20211116DOC047

17. **FINANCIAL MANAGEMENT/AGREEMENT**

- Authorized award of IFBC 21-TA003718AJ Force Main 33A and 36A Replacements, to lowest responsive and responsible bidder, Woodruff & Sons, Inc., total not-to exceed \$2,317,410.24, based on a construction schedule of 365 calendar days; and
- Authorized Procurement Official, or designee, to execute the Agreement and accept and date the Public Construction Bond BC20211116DOC048

18. **FINANCIAL MANAGEMENT/AGREEMENT**

- Authorized award of IFBC 21-TA003797BB for Hazelhurst Subdivision Water Main Replacement Project to lowest responsive and responsible bidder, C-Squared Certified General Contractor, Inc., in the not-to-exceed amount of \$1,470,648.36, based on a construction schedule of 365 calendar days; and
- Authorized Procurement Official, or designee, to execute Agreement and accept and date Public Construction Bond BC20211116DOC049

19. **FINANCIAL MANAGEMENT/AGREEMENT**

- Authorized award of IFBC 21-TA003799DJ, Braden Woods Lift Station Rehabilitation and New Force Main, to lowest responsive and responsible bidder: Woodruff & Sons, Inc., for \$1,351,091.69, based on a construction completion time of 240 calendar days; and
- Authorized Procurement Official, or designee, to execute Agreement and accept and date Public Construction Bond BC20211116DOC050

20. **FINANCIAL MANAGEMENT/AGREEMENT**

- Authorized award of IFBC 21-TA003807SAM for Basin 16 Gravity Sewer Rehabilitation project to lowest responsive and responsible bidder: Harris-McBurney Company, not-to-exceed amount of \$1,860,790.39 based on a construction schedule of 365 calendar days;
- Authorized Procurement Official, or designee, to execute Agreement and accept and date Public Construction Bond; and
- Adopted Budget Resolution B-22-026 amending the annual budget for FY 22. This budget amendment adjusts the FY 22-26 CIP BC20211116DOC051

21. **FINANCIAL MANAGEMENT/MATERIALS AND SERVICES**

Authorized award of Purchase Order to Ring Power Corporation for One (1) Caterpillar 836K Landfill Compactor in the not-to-exceed amount of \$1,029,195, utilizing the Florida Sheriff's Association (FSA) Contract FSA20-EQU18.0 BC20211116DOC052

22. **FINANCIAL MANAGEMENT/AGREEMENT**

Authorized Procurement Official, or designee, to execute Change Order 1 to Agreement 20-TA003363SAM with Poole & Kent Company of Florida, authorizing an additional 90 calendar days to the schedule for the NWRf Belt Filter Press Improvements BC20211116DOC053

23. **FINANCIAL MANAGEMENT/AGREEMENT**
Authorized Procurement Official, or designee, to execute Change Order 4 to Agreement 17-0071OV: Force Main 1D Rehabilitation with Metro Equipment Service, Inc., increasing contract sum by \$466,032.20, for a revised total not-to-exceed amount of \$6,364,271.06, and adding an additional 83 calendar days to construction schedule BC20211116DOC054
24. **FINANCIAL MANAGEMENT/CARES ACT**
Executed the State of Florida CARES Act Local Government Funding Program Notice of Program Closeout Agreement BC20211116DOC055
25. **HUMAN RESOURCES/INSURANCE**
Approved Stop Loss Insurance Policy and funding for Self-Funded Health Plan Policy Number 407312-A with Highmark Life Insurance Company (HM Life Insurance Company), effective January 1, 2022, and ending December 31, 2022, for a not to exceed annual amount of \$1,000,000, and authorization for County Administrator, or his designee, to execute all related documents BC20211116DOC056
26. **NEIGHBORHOOD SERVICES/AGREEMENT**
Executed Funding Agreement with Sarasota County Board of County Commissioners and Department of Health in Sarasota County to provide for the Child Welfare Policy Coordinator position for the System Advocate Program for the time period October 1, 2021, through September 30, 2022 BC20211116DOC057
27. **PARKS AND NATURAL RESOURCES/AGREEMENT**
Authorized Procurement Official, or designee, to execute Amendment 1 to Amended and Restated Franchise License Agreement for Concessions Services at Jiggs Landing with Florida Boat Tours, Inc. (a small-dollar concession) BC20211116DOC058
28. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Drainage Easement from Crosspointe Christian Church, Inc (includes Consent and Joinder from Hancock Whitney Bank) for property located at 3530 Whitfield Avenue, Sarasota;
 - Accepted and authorized recording of Sidewalk Easement from Crosspointe Christian Church, Inc (includes Consent and Joinder from Hancock Whitney Bank);
 - Accepted and authorized recording of Temporary Construction Easement from Crosspointe Christian Church, Inc; and
 - Authorized recording of Affidavit of Ownership and Encumbrances from Ronald L. Wilkes BC20211116DOC059
29. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Utilities Easement from Constance T. Desrosiers (includes Consent and Joinder from Community Loan Servicing LLC) for property located at 504 64th Avenue East; and
 - Authorized recording of Affidavit of Ownership and Encumbrances from Constance T. Desrosiers BC20211116DOC060
30. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Utilities Easement from Hoover Property Palmetto LLC, for property located at 1725 20th Street East, Palmetto;
 - Authorized recording of Affidavit of Ownership and Encumbrances from Tob S. Trickey as Manager of Hoover Property Palmetto LLC BC20211116DOC061
31. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**

- Accepted and authorized recording of Permanent Utilities Easement from Real Sub LLC (includes Consent and Joinder from GTE Federal Credit Union) for property located at 7375 University Parkway, Lakewood Ranch; and
 - Authorized recording of Affidavit of Ownership and Encumbrances from Real Sub LLC
BC20211116DOC062
32. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Utilities Easements from Parrish Oaks Land Condominium Owners Association, Inc., for property located at 5104 115th Circle East, Parrish;
 - Authorized recording of Affidavit of Ownership and Encumbrances from Beau Baker, as President of Parrish Oaks Land Condominium Owners Association, Inc. BC20211116DOC063
33. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Temporary Drainage Easement from SFTEN LLC, for property located at 4106 Dovetail Lane, Palmetto
 - Authorized Recording of Affidavit of Ownership and Encumbrances from John Snyder as Manager BC20211116DOC064
34. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Warranty Deed from Lakewood Ranch Community Development District 1; and
 - Authorized recording of Affidavit of Ownership and Encumbrances from Lakewood Ranch Community Development District 1 BC20211116DOC065
35. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Permanent Utilities Easement from Commercial Ownership, Ltd., for property located at 4104 20th Street West, for Force Main-Lift Station 33A and Lift Station 36A FM replacements Capital Improvement Plan (CIP) Project 6097880 BC20211116DOC066
36. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Permanent Utilities Easement from Commercial Ownership, Ltd., for property located at 4104 20th Street West, for Force Main-Lift Station 33A and Lift Station 36A FM replacements CIP Project 6097880 BC20211116DOC067
37. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Warranty Deed from Publix Super Markets, Inc., for property located along Lorraine Road BC20211116DOC068
38. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Temporary Parking Easement from City of Palmetto for the 7th Street Extension Project BC20211116DOC069
39. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Trustee's Deed from Joyce B. Case, Individually and as Trustee U/A The Joyce B Case Trust Dated October 10, 2006, as Amended and Restated for Parcel 105/Moccasin Wallow Road - U.S. 41 to Gateway Boulevard, CIP Project 6092560 BC20211116DOC070
40. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted previously recorded Warranty Deed from Mixon Fruit Farms, Inc. (includes Partial Release from SouthState Bank) for property located along 26th Avenue East, Bradenton BC20211116DOC071
41. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**

- Accepted previously recorded Warranty Deed from the Heirs of Alice Beatrice A. Smith, for Parcel 108 for Moccasin Wallow Road – U. S. 41 to Gateway Boulevard CIP Project 60962560;
- Accepted previously recorded Warranty Deed from the Heirs of Alice Beatrice Smith for Parcel 109; and
- Accepted previously recorded Warranty Deed from the Heirs of Alice Smith for Parcel 110

BC20211116DOC072

42. **PROPERTY MANAGEMENT/NOTICE OF LOCATION**

Executed and authorized recording of Notices of Location on Injection Wells, at North Regional Water Reclamation Facility in District 1 and the Cortez Booster Site in District 3

BC20211116DOC073

43. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase for Parcel 100 with CSPR, LTD., for property located at 12416 U.S. Highway 301 N, Parrish, for the purpose of Moccasin Wallow Road Capital Improvement Project, from 115th Avenue East to U.S. 301, in the amount of \$1,135,887.50

BC20211116DOC074

44. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase from Steven D. Hanes and Cynthia M. Hanes for property located at 7617 Tuttle Avenue, for future improvements of Tallevast Road at Tuttle Avenue Intersection Improvements in the amount of \$7,500

BC20211116DOC075

45. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase from William C. Powell and Nancy A. West, Individually and as Trustees of the W. Kenneth Andersen, Jr., and Barbara J. Andersen Joint Revocable Living Trust, for property located at 9503 Erie Road, Parrish, for the purpose of Erie Road in the amount of \$815,000

BC20211116DOC076

46. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase with Moccasin Wallow Holdings LLC, for Fee Simple Acquisition and Permanent Right-of-Way Easement for Parcels 150 and 150.02/Moccasin Wallow Road – U. S. 41 to Gateway Boulevard, CIP Project 6092560, \$341,301.61

BC20211116DOC077

47. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase with Falkner I LLC, for Parcels 149 and 149.03/Moccasin Wallow Road – U. S. 41 to Gateway Boulevard, CIP Project 6092560, \$340,000; and
- Executed Contract for Sale and Purchase for Temporary Easement with Falkner I LLC, \$10,000

BC20211116DOC078

48. **PUBLIC SAFETY/RESOLUTION**

- Adopted Resolution R-21-162 authorizing Renewal of Certificate of Public Convenience and Necessity (COPCN) to West Coast Southern Medical Services, Inc.;
- Approved the Business Associate Agreement between West Coast Southern Medical Services, Inc., and Manatee County for medical transport services; and
- Executed the COPCN

BC20211116DOC079

49. **PUBLIC SAFETY/RESOLUTION**

- Adopted Resolution R-21-179, authorizing submission and acceptance of a grant from Florida Department of Health in the amount of \$36,233;
- Executed EMS County Grant Application; and
- Adopted Budget Resolution B-22-029, amending the annual budget for FY 22

BC20211116DOC080

50. **PUBLIC SAFETY/AGREEMENT**

Executed Shared Facilities Agreement with East Manatee Fire Rescue District, to allow Emergency Medical Services to share space, \$18,000 annually

BC20211116DOC081

51. **PUBLIC WORKS/RESOLUTION**
Adopted Resolution R-21-163, authorizing the signing and submission of Settlement Agreement with Florida Department of Environmental Protection (FDEP) to engage the contractor to provide labor, equipment, and materials in support of emergency operations critical to the Piney Point Response, \$24,539.55 BC20211116DOC082
52. **PUBLIC WORKS/RESOLUTION**
Adopted Resolution R-21-184, authorizing Public Works Director to initiate the Route 2 Service Frequency Improvement, effective December 4, 2021 BC20211116DOC083
53. **PUBLIC WORKS/AGREEMENT**
Executed Amended and Restated Interlocal Agreement for Maintenance and Operation of University Parkway, from U.S. 301 to Interstate 75 with Sarasota County BC20211116DOC084
54. **PUBLIC WORKS/SURPLUS EQUIPMENT**
Authorized classifying 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 authorized to thereafter dispose of such property BC20211116DOC085
55. **PUBLIC WORKS/SURPLUS VEHICLES**
Authorized classifying vehicles, which are uneconomical to operate as surplus per Florida Statute 274.05, to enable appropriate and authorized disposition of said property and authorized to thereafter dispose of such property BC20211116DOC086
56. **PUBLIC WORKS/PUBLIC HEARING**
Authorized to set the annual Public Hearing on December 14, 2021, at 9:00 a.m. or soon thereafter, to consider adoption of Resolution R-21-177 declaring an intent to place road paving, sanitary sewer, reclaimed water, sidewalks, and landscape beautification projects on the tax bills as non-ad valorem assessments commencing in 2022 BC20211116DOC087
57. **PUBLIC WORKS/AGREEMENT**
- Executed Reimbursement Agreement between Manatee County, I.M.G. Enterprises, Inc. (Seller), and Watermark at Ellenton 60th FL LLC,(Developer) for Lift Station Improvement at the Watermark at Ellenton development; and
 - Adopted Budget Resolution B-22-025 amending the annual budget for FY 22. This budget amendment adjusts the FY22-26 Capital Improvement Plan BC20211116DOC088
58. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/RESOLUTION**
Adopted Resolution R-21-17,1 authorizing the Chairman to sign and execute HUD Grant Agreements for Federal HOME Investment Partnerships – American Rescue Plan (HOME-ARP) and appropriate grant funds to use up to five percent of the total award for administrative and planning costs BC20211116DOC089
59. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/AGREEMENT**
Executed Subordination Agreement with HTG Creekside, LLC for the Oaks at Lakeside Apartments to allow for the conversion of the construction loan to the permanent loan with Walker and Dunlop LLC to preserve housing affordability restrictions BC20211116DOC090
60. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/AGREEMENT**
Authorized County Administrator, or designee, to execute Marketing and Business Development Funding Agreement between Manatee County Government and Bradenton Area Economic Development Corporation for economic development activities for FY 21/22 BC20211116DOC091


61. **UTILITIES/FEE WAIVER**

Authorized waiving a total of \$715 in service fees are assessed to utility customer accounts for returned bank items

BC20211116DOC092

(End Consent Agenda)


65. **COUNTY ADMINISTRATOR/REDISTRICTING**

 Dr. Scott Hopes, County Administrator, reviewed the maps that were added to the agenda.


BC20211116DOC093


(Continued to later in the meeting)

66. **FINANCIAL MANAGEMENT/RESOLUTION**

 Jan Brewer, Deputy County Administrator, used a slide presentation to explain the replacement projects. The largest project previously approved was the dam and the draw down was \$15 million, and they went out for bid expecting the bid to be for \$30 million but was for \$52 million. The bid was cancelled, and the bid was cancelled so they broke it into two separate parts to make it more efficient. They changed out the project to different projects, and they will be now be drawing \$16.2 million for the replacement projects.

Discussion ensued regarding taking out a line of credit, paying for past mistakes from City of Bradenton Beach.

 William Clague, County Attorney, stated he could not speak for Utilities. There is still an open lawsuit with the City of Bradenton Beach for some of the franchise fees to come back to the County. This transaction was put on the street with a \$15 million draw down.

 Ms. Brewer stated this item and the dam are public safety and welfare items, they will have to bring back suggestions and prioritize items. They will bring the dam back with suggestions and alternatives. The integrity of the Utility system comes first.


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


A motion was made by Commissioner Servia, seconded by Commissioner Kruse, and carried 7-0, to adopt Note Resolution R-21-180 authorizing the issuance of the Public Utilities Revenue Improvement Note, Series 2021.


A motion was made by Commissioner Whitmore, seconded by Commissioner Kruse, and carried 7-0, to adopt Budget Amendment Resolution B-22-040.


BC20211116DOC094


65. **COUNTY ADMINISTRATOR/REDISTRICTING**


 John Guthrie, Consultant, Geointel LLC, (attending via Zoom), stated he was tasked to provide three maps that will be available to the citizens. The blown-up map shows the distinctive neighborhoods. The GIS team will host an interactive map site with a link on the website including the statistics. When the maps are zoomed in, all the details show including exact streets and footprints of buildings. There are four different proposals. The benchmark/current districts is the first map, and the underlying base marks can be seen with each map. Plans A, B (Submitted by Baugh), and Plan C (Submitted by Commissioner Servia) are all available. Plan C includes Terra Ceia in District 1. He requested direction to publish these maps. A detailed meets and bounds description will need to be prepared for each proposal. The Commission could narrow down the maps to one at this meeting.


 Commissioner Servia appreciated Mr. Guthrie's help, and questioned the process and direction given to tweak the maps to make them legally defensible.


 Mr. Guthrie stated he was unsure of what the Board would like, and he received clarification from Commissioner Servia regarding Map C, and adding Terra Ceia to District 1. He also received clarification from Chairman Baugh regarding an adjusted proposal on November 13, which is in the presentation today.


 Commissioner Servia stated the intent of Map C was to update Mr. Guthrie's map to include the entire peninsula of Terra Ceia to District 1, per Commissioner Satcher's request.


 Chairman Baugh stated she created Map B, and tried to come up with the best map she could for District 2 as a minority district.

 Discussion ensued regarding Mr. Guthrie is a professional, how Map B is different, and why did it take so long to get the maps,


 Dr. Hopes stated he and Mr. Guthrie worked this weekend to create maps with commissioner requests, and Map B is far more legally defensible. They also discussed how the maps would be presented to the public and seeking the least amount of disruption.


 William Clague, County Attorney, is not able to opine at this time if the maps are legally defensible. He is in discussion with an outside law firm in case there is a need.

 Discussion ensued to use the Consultant's map as he did his professional best, do not risk tax payer money to defend a map that may not be legally defensible, dislike the Boundaries in Map B, keep the integrity of District 2, citizens need maps they can understand and see actual boundaries, all Commissioners have a right to present a map, but what is the motivation.


 Mr. Guthrie responded that the voting age population is used by the Census bureau and voting rights activities, and it is age 18 and over. The population figures that appear in the table are from the 2020 Census. At the first work session there was a discussion regarding District 2 is in an area that is not growing; whereas, District 1 and 5 are. There was the question if there is a way to project future growth. If there is a consistent rule the Commission uses, that is always applied, that could be justification from deviating from exact population. The advice from lawyers is to keep the deviations within 10 percent.

Mr. Clague stated the numbers can be skewed, but districts have to remain within the 10 percent.


 Commissioner Bellamy continued that Plan A has continued with the lawful deviation, and they must make sure that members of the community who want to know about this do, and they may not know references to streets, but the borders are clearly defined.


 Discussion ensued regarding Plan A being within the lawful deviation, identify streets and borders for the public, correcting S.R. 93 will be difficult to do, because the maps are maintained by the Esri software, District 3 should have all the water, define the streets, support the consultants plan, consideration of the way the lines were drawn, see the rural district and coastal areas with one representative each, the areas now in District 3, should be protected areas, many aspects that are right with Map A, support the idea of outside council, hired the consultant for his expertise, but it is the job of the Board to adopt the maps, lines are being moved, and not everyone is going to be happy, comparison of the maps, do not


intentionally pack the districts, and appreciate having choices.


 Chairman Baugh explained there was no intention to hurt District 4 when she submitted her map. She has received comments from residents and a lot a people do not want District 5 to change, but others do. The highest population in the County is District 1, and it is difficult to serve all the residents when districts are so large, but they must be fair to all the residents.

Commissioner Servia stated she did not intend to attack other Commissioners. It is important to decide on a map today for the residents to submit their suggestions. When she proposed her map, her intent was to give coastline to District 1. It is important to have minority representation and to create boundaries. Proposed Plan B draws in a subdivision of someone who wants to run against her.


 Discussion ensued that the dynamics of the County are going to change and there will be disruption, create a map that makes the most sense for all the citizens, redrawing of District 4 was not to include one subdivision where a resident resides who may run for District 4.

 Carol Felts expressed concern regarding corruption in the Government, and the behavior of the Commission.


 Betty Sales Rhoades encouraged the Board to be respectful, and there needs to be a countywide meeting regarding the maps.

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

Motion


 A motion was made by Commissioner Servia and seconded by Commissioner Bellamy to adopt a draft redistricting map known as Proposed Plan A recommend by the Consultant with the change to include Del Monte way as the line between Districts 3 and 1, because there needs to be a starting point to get public input.

 Ms. Rhoades requested a copy of the map.

 Carol Felts requested the maps be posted on social media and have the interactive maps available to the public.

Katherine Edwards questioned how many people who have homestead exemptions would be affected by the proposed map.

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


 Discussion continued that the goal is to choose maps to present to the community, there is nothing identified, and the draft is not defined, this t is a working plan, not everyone has seen the maps, and this is a starting point.


Motion - Amended

Commissioner Van Ostenbridge moved to amend the motion to include proposed Map (plan) B as well. The amendment was seconded by Commissioner Kruse.

Motion - Second Amendment

Commissioner Satcher amend the amendment to include Maps A, B, and C. Commissioner Servia seconded the amendment to amend.

 Carol Felts discussed the differences with the maps, and using S.R. 675 or Bourneside and the FDAB (Future Development Area Boundary). She questioned the status of the transmittal of the ordinance foremoving the FDAB, and stated the FDAB as the rural boundary would be the better way to go.


 Matt Bower suggested having Maps B and C presented, since Terra Ceia is more rural.

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

Discussion continued to support having all three maps available to the public, either A and B or B and C, as A and C are virtually identical except for Terra Ceia,

Motion – Second Amendment withdrawn

Commissioner Satcher withdraw the second amendment to the motion to include Map C.

 Discussion ensued that these maps are still in draft form, Map A is legally defensible, and more choices allow the public to provide input.

Motion – Call the Question


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

Amended Motion - Carried

The amended motion to include Map B carried 7-0.

Main/Amended Motion

The motion to adopt a draft redistricting map known as Proposed Plans A recommend by the Consultant with the change to include Del Monte way as the line between Districts 3 and 1, because there needs to be a starting point to get public input and including the amendment to add Plan B carried 7-0.

 Discussion ensued regarding getting a legal opinion as to if both maps are legally defensible, wanted maps with a defined border, and holding off on having town hall meetings until the maps are defined.


BC20211116DOC093

RECESS/RECONVENE: 4:09 p.m. – 4:19 p.m. All Commissioners present, except for Commissioner Van Ostenbridge.

PUBLIC HEARINGS (Presentations upon request)

62. **PROPERTY MANAGEMENT/RESOLUTION**

A duly advertised public hearing was held to adopt proposed Resolution R-21-165 vacating a portion of a platted drainage easement located at 7607 19th Avenue Drive West, Bradenton.


 Caitlyn Deloach, Real Property Coordinator, discuss the resolution and explained the drainage easement is being vacated so the property owner can build a pool in the backyard. There has been no objection regarding the vacation.


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

A motion was made by Commissioner Whitmore, seconded by Commissioner Kruse, and carried 6-0, with Commissioner Van Ostenbridge absent, to adopt Resolution R-21-165.

BC20211116DOC095

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

 A duly advertised public hearing was held to adopt proposed Resolution R-21-167 designating a Brownfield Area to be called the Carr Landing Brownfield Area for environmental rehabilitation and economic development.


 Ruth Buchanan, Economic Development Manager, announced this is the second public hearing.

There being no public comment, Chairman Baugh closed the public hearing.
(Enter Commissioner Van Ostenbridge)

A motion was made by Commission Whitmore, seconded by Commissioner Servia, and carried 7-0 to adopt Resolution R-21-167.

BC20211116DOC096

67. **PARKS AND NATURAL RESOURCES/DONATION**

 Charlie Hunsicker, Parks and Natural Resources Director, reviewed the request and the donation to the County for equipment that uses body weight for exercise.

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

Mr. Hunsicker responded to questions that there will be maintenance, but there are no workable parts and the structures are steel with only body weight used.

A motion was made by Commissioner Servia, seconded by Commissioner Whitmore, and carried 7-0, to accept a donation from BeStrong of approximately \$35,000 in fitness equipment for Bennett Park.

BC20211116DOC097


68. **COUNTY ADMINISTRATOR/DASHBOARD REPORT**

This report is available on the Manatee County web site at mymanatee.org/reports and is provided for information only. No Board action is requested.

BC20211116DOC098

69. **NEIGHBORHOOD SERVICES/LIBRARY MASTER PLAN**

Lee Washington, Neighborhood Services Director, introduced the item.

 Brad Waters, Godfrey and Associates, used a slide presentation and explained the Library Foundation hired his company to create a master plan to build visibility of the libraries throughout the community. They evaluated all aspects of the Libraries and made recommendations. Manatee County libraries meet 11 of the 14 Core Standards (metrics). The three critical metrics Manatee does not meet include not having enough staff, amount of each item, and space. Manatee County provides a wide range of services, including online resources, outreach, and community engagement. He addressed collections, shortfalls in space to provide the state standard, community needs that Manatee is able to address are needs of public-school children. Strengths include award winning staff, programs and services, and the collections available in each library.

He continued to discuss opportunities including expanding technology, leveraging community resources, diversifying funding sources, and expanding the library's reach into


the community via increased outreach and marketing. The Master Plan recommendations is to expand the hours of service at all libraries standardize the hours, enhance the quality of life through workforce training, small business support, and lifelong learning for all ages with educational resources.

Discussion ensued regarding the intent of the kiosk for the underserved, probably more use from Lincoln Park rather than Washington Park, the Kiosk is a 24/7 operation, and provide a consistent message to residents.

BC20211116DOC099

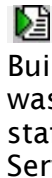
COMMISSIONER AGENDA


73. GTE BUILDING TO MANATEE PLAYERS – COMMISSIONER KRUSE


 Commissioner Kruse would like to direct staff to begin with good faith and dialogue to transfer the GTE building to the Manatee Players.


Discussion ensued regarding downtown being a place for the arts, this building is part of a promise made in the past, and be good leaders and commit to doing something.

Dr. Scott Hopes requested information from staff, because they cannot find where the Board agreed to surplus the building. This is something that needs to be investigated including having a current appraisal of the building. The price was set at \$150,000, but the current appraisal is over \$1 million. There is a need for office space in the County, and there needs to be information presented to the Board before any decisions should be made. If the Board chooses to give away this asset, there will be issues regarding space for full time employees (FTEs).

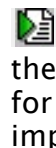
 Charlie Bishop, Deputy County Administrator, stated there was a time in 2019 when the Building was not in use, but there is a need to find a place for the records. Pre-COVID there was no growth, and the FTEs did not exist. He continued to discuss the need for space for staff, and there is immediate need for the building to be used for Building and Development Services.

 Commissioner Kruse requested the Board live up to the terms of the agreement from 2019. He stated there was a good faith agreement to deliver the building to the Players

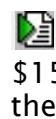
 Discussion ensued regarding needing to know all the data, and how much has the work force grown, and how much space is needed for those employees.

 Mr. Bishop explained the Players were going to move in in 2019, but there was a change to the contract.


 Discussion continued that the Players need the ability to expand.

 William Clague, County Attorney, responded that his office is seeking direction to have the County continue with the conveyance. There have been reverter clauses in agreements for non-profits, and non-profits push back, because it is difficult to get mortgages for improvements if there is a reverter clause.


Discussion ensued regarding the uses the Players had in mind for the building.


 Joy Leggett Murphy, Property Acquisition Division Manager, stated the purchase price was \$150,000, and they have been negotiating the contract. The Players made some changes to the contract, and they must connect to the chiller. Property Management has surveyed the


County Administration building, and there is not enough room for current staff. The contract has never been to the Board, and they have been negotiating, and the contract was brought back to administration. The Board never voted to do this. Negotiations were handled by the County Administrator and the Players.


 Janene Amick, Chief Executive Officer, Florida Cultural Group, Inc., stated the negotiation started in 2019 . Their Board has the funding available and she requested the County Commission support selling the building to them. They have worked hard in the community that has supported the Players. They promise to be good stewards, and the Manatee Performing Arts Center supports having a reverter clause.


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


 Commissioner Kruse stated there will be a cost to convert the building to office space. The County needs to preplan and look elsewhere for space that is not downtown. Manatee County needs to support the arts, and backing out of the agreement is not the way to do that.


 Mr. Clague noted there is no written agreement, but the County was in the process of negotiations for use of the chiller plant and other items. The agreement was halted due to COVID.


 Dr. Hopes explained there was no intent approved by the Board, and this was a negotiation by a former County Administrator. The Board of County Commissioners is the only body that can donate property to organizations. The County needs to bring employees back who have been home since COVID. He is asking for time to determine space needs and the cost to house these employees. The cost to renovate the building is approximately \$3 million. They need to complete the assessment for office space, and it is premature to give a building away when there is a need for County office space that is nearby.


 Mr. Bishop explained there were office leases on 13th Avenue, the Bradenton Office Supply building was sold as surplus, and the County owns the Merrill Lynch building. He reviewed the FTEs that need office space. They would separate Building and Development Services, putting Building in the GTE building, and a Planning staff would use the fourth floor.


 Discussion ensued that there are needs for the County, and answers should be readily available.

 Mr. Clague responded that there was never formal direction to prepare an RFP or bring back an agreement.

 Discussion continued as to why the deal was never finalized.

 Ms. Amick stated the final draft of the agreement was in the County Attorney's Office, and departments were to sign off on this. There was a contract and resolution that never came before the Board. She met with staff and negotiated with the last two County Administrators.

 Discussion ensued regarding the appraisal, buyers are willing to pay \$1 million for the building, complete the space analysis, this is a valuable building for downtown Bradenton, managing employees not in the building is difficult, good faith conversations, there were draft documents, and this is a fresh discussion.


 A motion was made by Commissioner Kruse and seconded by Commissioner Bellamy to direct the County Attorney or County Administrator to begin the process of transferring the GTE Building for \$150,000 to the Manatee Players as agreed to. The motion carried 4-3 with Chairman Baugh, and Commissioners Satcher and Servia voting nay.


Chairman Baugh stated they need more information, and Commissioner Servia stated the County needs additional space for employees. BC20211116DOC100

RECESS/RECONVENE: 5:39 p.m. – 5:49 p.m. All Commissioners present.

(Continued from earlier in the meeting)


72. **STATE LEGISLATIVE AGENDA**


 Commissioner Bellamy requested trails be defined and the pedestrian overpass should be listed as a separate item.


 Commissioner Van Ostenbridge requested the DeSoto Bridge be put on page two with the key bridges and replaced on page one with the Community Based Foster Care. He also made the following suggestions regarding the layout of the priorities:

- Place a picture of a traffic jam on the front page;
- Replace the Piney Point picture with one that has the water being released; and
- Have a picture of Moccasin Wallow with emergency response personnel working an accident


 Commissioner Servia requested the DeSoto Bridge be a separate issue from the key bridges.


 Discussion ensued regarding peak hour problems on Fort Hamer Bridge is not a reason to add lanes, questioned if the legislative priorities is the best place for the water taxi, caution regarding doubling up on State and federal priorities, the Fort Hamer Bridge was only planned to be two lanes and to add another bridge next to it, is there money attached to the Community Based Foster Care, and have a promotional video with the full Board.


 Commissioner Kruse reiterated adding greenways and trails, and affordable housing/Community Land Trusts. He suggested holding on requests regarding Sadowski Funds until the State actually gives the money.

 Commissioner Bellamy suggested highlighting and upgrading the presentation and having a video for the legislatures with a QR code.


 Dr. Scott Hopes, County Administrator, confirmed the Boards requests.


 Discussion ensued regarding looking at the Chamber of Commerce's Platform, and copy it if it is acceptable, have local preference regarding Home occupations, and make Manatee County stand out.


 Dr. Hopes addressed the Home Occupation issue and suggested overlay districts and there may already be something in the Code regarding equipment requirements being out of site, the HOAs have rules.


 Discussion continued to have Mr. Reinshuttle add the language regarding affordable

housing, keep all the environmental items, and can funding from Piney Point be used towards more clam beds to improve water quality.

 Dr. Hopes responded to questions that he is working with general council regarding how the money from the opioid suit can be used.

 Chairman Baugh received a call from a State Senator regarding paper work that was turned into him for \$5 million for Rattlesnake Key. The State has an interest in that portion of Bishop Harbor.

 Discussion occurred regarding Rattlesnake Key, get an appraisal for the property, use environmental land millage, County would need some type of ownership to use those funds, there were discussions to use the property as a cruise ship berth, locals do not want to see the property developed, question as to who would own and control the property, there are 11 items on the priority list, turn the land into a State park, priorities were already sent out with Chairman Baugh's name on it, encourage Board members to support staff.

 Dr. Hopes explained there is no further action needed for Rattlesnake key, and he is comfortable moving forward to approve the priorities as amended.

A motion was made by Commissioner Servia and seconded by Commissioner Whitmore to authorize the legislative priorities to be prepared and amended as directed, to be brought back to the Commissioners prior to the Legislative Delegation meeting.

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

The motion carried 7-0.

BC20211116DOC008

COMMISSIONER COMMENTS

Commissioner Whitmore 

- Questioned the progress on the Judicial Center litigation
- Reminded Commissioners that the County Administrator evaluation is due December 1, and will be presented on December 14
- Toured areas with staff for possible sites for Homeless housing, and reviewed models of public/private partnerships
- Looked at models public/private partnership
- Asked for a status update regarding a land swap for Central Park in Parrish
- Noted Transportation Disadvantage numbers have gone up two percent

Discussion ensued regarding how Sarasota used the Florida Housing Coalition to provide HOT beds.


(Depart Commissioner Whitmore)

Commissioner Van Ostenbridge 

- Encouraged the Board to have an open mind regarding Rattlesnake Key

Commissioner Kruse 

- Encouraged wrap around services for the homeless and using ARP funds for transitional housing

Commissioner Servia 

- Commented on the Affordable Housing Advisory Committee and State and local incentives
- Noted there has been discussion at Homeowner Associations (HOA) regarding light industrial near residential communities, and questioned if the Board should a discussion
- Questioned if a Homeowners Association can file a complaint with Code Enforcement
- Spoke regarding a Mobile gas station with graffiti that will not come of and cannot be torn down
- Requested further discussion regarding speed simits on 33rd Street East and 44th Avenue East
- Announced she is holding weekly Town Hall meetings regarding redistricting
- Thanked staff for the work they do

Discussion ensued regarding citizens cannot make anonymous complaint, and Commissioner Van Ostenbridge advised his constituents to contact him and he will file the complaint.

Commissioner Satcher

- Toured Feeding Empty Little Tummys
- Parrish United Methodist Church is taking turkey donations this week

Dr. Scott Hopes, County Administrator, showed a video thanking staff for their help regarding a water main that was broken by a private company.

Chairman Baugh appreciated the hard work and fast action to remedy the water main issue. She also remarked that any conversation she has with the County Administrator and County Attorney are private conversations. great people work for Manatee County, but there have been issues and she is working with Administration to make things better. They are all here to provide the best quality of life.

ADJOURN

There being no further business, Chairman Baugh adjourned the meeting at 6:58 p.m.

Minutes Approved: January 11, 2022