

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATION BUILDING, HONORABLE PATRICIA M. GLASS CHAMBERS
1112 Manatee Avenue West
Bradenton, Florida
February 27, 2024**

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

Present were:

Mike Rahn, Chairman
Amanda Ballard, First Vice-Chairman
Ray Turner, Second Vice-Chairman
James A. Satcher, III, Third Vice-Chairman (entered during meeting)
Jason Bearden
George Kruse
Kevin Van Ostenbridge

Also present were:

Charlie Bishop, County Administrator
William Clague, County Attorney
Denise Nelson, Board Records Clerk, Clerk of the Circuit Court

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

INVOCATION

 The Invocation was led by Pastor Phillip Hamm, First Baptist Church of Palmetto

PLEDGE OF ALLEGIANCE

 The Pledge of Allegiance was led by Retired Specialist E-4 Jimmie Hamrick, Jr., U.S. Army

 **RECESS/RECONVENE:** 9:03 a.m. – 9:10 a.m. The County Commission meeting recessed for the purpose of holding a Port Authority meeting. The County Commission meeting reconvened with all Commissioners present, except Commissioner Satcher.

AGENDA


Revised Agenda Update 1 and Update Memorandum (dated 2/23/24) BC20240227DOC001
BC20240227DOC002

- Item 12, Adoption of Budget Amendment Resolution B-24-052, and Budget Amendment Resolution B-24-058 for Infrastructure Sales Tax – Updated with revised Budget Amendment Resolution B-24-052
- Item 41, Adoption of Ordinance 24-28, Amending and Restating Ordinance 04-39, the Manatee County Phosphate Mining Code - Updated to include the Affidavit of Publishing and slide presentation
- Item 45, Discussion on Community Cat Diversion Program - Updated to include written correspondence from Phillip and Lauren Van Bussum


Revised Agenda Update 2 and Update Memorandum (dated 2/26/24) BC20240227DOC003

- The Pledge of Allegiance led by Retired Specialist E-4 Jimmie Hamrick, Jr., U.S. Army

PRESENTATIONS/AWARDS

1.  A retirement award was presented to Jimmie Hamrick Jr., Specialty Charge Paramedic FTO. BC20240227DOC004

2. **UPDATED 311 APP PRESENTATION**

 Lacy Pritchard, Records and Information Management Manager, showed a 311-app presentation and encouraged all to download and view. BC20240227DOC005

PROCLAMATIONS


 A motion was made by Commissioner Van Ostenbridge, seconded by Commissioner Turner, and carried 6-0, with Commissioner Satcher absent, to adopt the following Proclamations:

3. Braden Castle Park Day – March 7, 2024 accepted by residents of Braden Castle Park. BC20240227DOC006


CONSENT AGENDA – ITEMS PULLED BY COMMISSIONERS


There were no items pulled.


CITIZEN COMMENTS (Future Agenda Items Only)

 Ruth Lawler stated her concern regarding planning and design of Veterans Memorial, and supported the Emerson Point Preserve expansion.
(Enter Commissioner Satcher)


 Nick Baden submitted a letter from Manatee Fish and Game Association supporting the purchase of the Emerson Point Preserve expansion. BC20240227DOC007

 Carol Felts addressed appreciation for the paramedics, Citizen Academy, requested call-in comments be reinstated, the importance of agriculture, and damage from clear cutting and uncontrolled burning on SR 64.

 Andra Griffin addressed traffic concerns stating the most dangerous times for children and pedestrians, are in between 3 p.m. and 6 p.m., Amendments 1, 1A and 2 which are future Bills coming up related to planned parenthood and covers HB 721 and mentioned Senate Bill 562.

 Tim Ritchie, Charlotte County, commented on the Mosaic providing funding for the purchase of Robinson Preserve, and commented on the mercury killing fish and other wildlife in the rivers.


 Joe McClash commented on the Emerson Preserve expansion and encouraged a vote be placed on the agenda.


 Glen Gibellina submitted information addressing concern on the size and limitations of the ADUs. He commented on the article from the Sarasota Herald Tribune regarding the Veteran’s Memorial Park and the Homeless Veterans. BC20240227DOC008

 Abby Turner, Suncoast Waterkeepers, urged approving the Emerson Point expansion.

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


 Discussion ensued regarding Emerson Point Preserve purchase, working on a purchase price, high purchase price, stewards of taxpayer’s money, Mixon property, and direct Charlie Hunsicker and staff to do a final and best negotiation with this owner and place on the next regular agenda.


 A motion was made by Commissioner Kruse and seconded by Commissioner Van Ostenbridge, to direct staff to bring back the Emerson Point purchase and place on the next regular meeting for this Board to decide on the acquisition of the property.


 Nick Baden expressed concern regarding price negotiation, and the purchase to be completed.

 Andra Griffin expressed concern relating to the purchase price.

 Joe McClash thanked the Board for voting on the issue.

 Ruth Lawler expressed concern regarding the Emerson purchase and urged the Board to not miss out on the opportunity.

 Glen Gibellina suggested that whatever the zoning of the property is, it can be leveraged against the developer.


 Carol Felts expressed concern regarding Emerson Point property.

There being no further public comments, Chairman Rahn closed public comments.

 The motion carried 5-2, with Commissioners Ballard and Bearden voting nay.

CONSENT AGENDA

CITIZEN COMMENTS (Consent Agenda Only)

 A motion was made by Commissioner Kruse , seconded by Commissioner Ballard, to approve the Consent Agenda, with the changes incorporated in the Agenda Update Memorandum.

There being no citizen comments, Chairman Rahn closed citizen comments.

The motion carried 7-0.

4. **CLERK’S CONSENT AGENDA**

BC20240227DOC009

A. **WARRANT LISTING**

Accept the Warrant (Check) Listing for the Month of January 2024, issued by the Finance Department

BC20240227DOC010

B. **MINUTES**

Approve the Minutes of February 13, 2024

C. **REFUNDS**

Approve the following Refunds:

- 1. Michael Burnett – Permitting Fee, \$1,058.06
- 2. Brandon J. Greene – Billing Adjustment, \$1,314.84
- 3. Martin Rake – Application Fee, \$1,500
- 4. Laurence Hunn – Application Fee, \$2,430
- 5. William Manfull - Impact Fee Reimbursement, \$14,852

BC20240227DOC011
 BC20240227DOC012
 BC20240227DOC013
 BC20240227DOC014
 BC20240227DOC015

D. **BONDS**

Accept the following Bonds:

- 1. Lorraine Lakes Phase IIB-3

- Released and Returned Letter of Credit in conjunction with the performance portion of the Agreement for Private Subdivision with Public Improvements, \$715,454.74;
- Released and Returned Letter of Credit in conjunction with the performance portion of the Agreement for Private Subdivision with Public Improvements, \$1,242,347.21;
- Released and Returned Letter of Credit in conjunction with the performance portion of the Agreement for Private Subdivision with Public Improvements, \$51,158.07; BC20240227DOC016
- 2. Rye Wilderness Phases IV-A & IV-B
 - Released Agreement in Conjunction with Surety Bonds (Attachment “A”) as Defect Security Warranting Required Improvements securing public infrastructure improvements, \$31,532.36 & \$78,397.40
 - Released and returned Surety Bond (Defect) SUR016213631, and any associated riders, \$31,532.36;
 - Released and returned Surety Bond (Defect) SUR1001058903, and any associated riders, \$78,397.40 BC20240227DOC017
- 3. Summerwoods Phase IV-C
 - Released and returned Surety Bond (Performance) 6135009831, and any associated riders in conjunction with the performance portion of the Agreement for Public Improvements for Public Subdivision, \$98,468.89;
 - Accepted and executed Surety Bond (Defect) 800166020, securing Section 1.5 “Maintenance, Defects” of the Agreement for Public Subdivision Improvements accepted by the Board of County Commissioners on January 11, 2022, securing final lift of asphalt improvements, \$7,574.53 BC20240227DOC018
- E. **SCRIVENER ERROR**
 - 1. Executed corrective Ordinance 23-122, correcting attachment from the Manatee County School Board in final form, rather than draft BC20240227DOC019
- F. **PARTIAL RELEASE OF SPECIAL IMPROVEMENT LIEN**
 - 1. Project 3138 – 47th Avenue East Sewer Project, Vernon L. and Dawn N. Suttle BC20240227DOC020
- 5. **COUNTY ATTORNEY/ANNUAL REPORT**
Accepted Annual Report of County Attorney BC20240227DOC021
- 6. **COUNTY ATTORNEY/LAWSUIT**
Approved Settlement in the matter of Edward Cullinan, Claim 2023021064, and to authorize County Attorney, or his designee, to execute all related documents in said matter. BC20240227DOC022
- 7. **COUNTY ATTORNEY/BOND COUNSEL SERVICES**
Authorized County Attorney to execute a One-Year Extension to the Bond Counsel Services Agreement with Greenberg Traurig, P.A. BC20240227DOC023
- 8. **COMMUNITY & VETERAN SERVICES/RESOLUTION**
Adopted Resolution R-24-041 authorizing Submission and Acceptance of a Justice Assistance Grant (JAG) passed through the Florida Department of Law Enforcement (FDLE) BC20240227DOC024
- 9. **COMMUNITY & VETERANS SERVICES/GRANT PROJECT/AGREEMENTS**
Approved FY 2023-2024 Neighborhood Action Plan Grant Project; and Authorization for the County Administrator, or Designee, to approve and execute Reimbursement Agreements BC20240227DOC025
- 10. **COMMUNITY & VETERANS SERVICES/GRANT PROJECT/AGREEMENTS**
Approved FY2023-2024 Neighborhood Enhancement Grant Projects; and Authorization for the County Administrator, or designee, to approve and execute Reimbursement Agreements BC20240227DOC026

11. **DEVELOPMENT SERVICES/FINAL PLAT/MANDARIN GROVE PH II**
- Executed and authorized recording of Final Subdivision Plat;
 - Authorized recording of the 1st Amendment to the Declaration of Covenants, Conditions and Restrictions of Mandarin Grove;
 - Authorized the County Administrator to accept, execute, and record Agreement for Public Subdivision with Public Improvements Mandarin Grove Phase II;
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Public Improvements, Mandarin Grove Phase II, Surety Bond 800166036, \$928,953.30;
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Public Improvements, Mandarin Grove Phase II, Surety Bond 800166035, \$203,484.13;
 - Authorized the County Administrator to accept, execute, and record Agreement for Public Subdivision with Private Improvements Mandarin Grove Phase II;
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Private Improvements, Mandarin Grove Phase II, Surety Bond 800166037, \$1,899,595.75;
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Private Improvements, Mandarin Grove Phase II, Surety Bond 8001660034, \$652,525.90; and
 - Authorized the County Administrator to accept and execute Surety Bond for Performance of Required Private Improvements, Mandarin Grove Phase II, Surety Bond 800166038, \$19,500
- BC20240227DOC027
12. **FINANCIAL MANAGEMENT/BUDGET AMENDMENTS**
Adopted Budget Amendment Resolution B-24-052, and Budget Amendment Resolution B-24-058 for Infrastructure Sales Tax
- BC20240227DOC028
13. **FINANCIAL MANAGEMENT/PURCHASE ORDER**
Authorized the Purchasing Official, or designee, to issue a Purchase Order to Play Space Services, Inc. for splash pad installation services located at Tom Bennett Park in amount of \$270,115.00 and accept and date the Public Construction Bond
- BC20240227DOC029
14. **FINANCIAL MANAGEMENT/AGREEMENT**
Authorized the Purchasing Official, or designee, to execute Agreement 24-R082994DJ for HVAC Preventative Maintenance on an as-needed basis, to the most responsive and responsible bidder, Air Mechanical & Service Corp
- BC20240227DOC030
15. **FINANCIAL MANAGEMENT/AGREEMENT**
Authorized the Purchasing Official, or designee, to execute Agreement 23-TA004947ED Engineering and Consulting Services for Beach Renourishment with Coastal Protection Engineering, LLC
- BC20240227DOC031
16. **FINANCIAL MANAGEMENT/CHANGE ORDER**
Authorized the Purchasing Official, or designee, to execute Change Order 1 to Agreement 22-TA004368SAM for Master Lift Station N1-B Rehabilitation with Bearing Point Construction, Inc., and authorizing an additional 173 calendar days to the construction schedule
- BC20240227DOC032
17. **FINANCIAL MANAGEMENT/CHANGE ORDER**
Authorized the Purchasing Official, or designee, to execute Change Order 3 to Agreement 22-TA004126CD for Professional Transportation Engineering Services for 63rd Avenue East Project (from U.S. 301 to Tuttle Avenue) with Patel, Greene, & Associates LLC in the amount of \$34,258.00 for a revised not-to-exceed amount of \$2,207,972
- BC20240227DOC033
18. **FINANCIAL MANAGEMENT/CHANGE ORDER**

Authorized the Purchasing Official, or designee, to execute Change Order 4 to Work Assignment 1 for Agreement 15-0909JE with Hardesty & Hanover, LLC, for 27th Street East Roadway, Intersection, Sidewalk and Drainage Improvements from 26th Avenue East to 38th Avenue East project and for Mockingbird Hill/Samoset Canal Improvements at 27th Street East and 34th Avenue East project for an additional amount of \$76,333.46, for a revised not-to-exceed total of \$1,389,420.34 BC20240227DOC034

19. **FINANCIAL MANAGEMENT/WORK ASSIGNMENT**

Authorized the Purchasing Official, or designee, to execute Work Assignment MC-78 for Agreement 22-TA003899DJ with McKim & Creed, Inc. for Piney Point Pretreatment Facility Initial Operation and Maintenance in the not-to-exceed amount of \$531,840.84

BC20240227DOC035

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

Accepted Permanent Utilities Easement from 3390 Erie Road, LLC, for property located at 3390 Erie Road, Parrish

BC20240227DOC036

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

Accepted Permanent Drainage Easement from Barbara O. Lange a/k/a Barbara O. Lochonic for property located at 607 59th Avenue Drive West, Bradenton

BC20240227DOC037

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

Accepted Permanent Utilities Easement from Garber Bradenton Inc., for property located at 1611 Cortez Road West, Bradenton

BC20240227DOC038

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

Accepted Permanent Drainage Easement from Denton L. Chester for property located at 711 59th Avenue Drive West, Bradenton

BC20240227DOC039

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

- Accepted Special Warranty Deed from Hawk Parrish Lakes, LLC, a Florida limited liability company for property located on Moccasin Wallow Road, Parrish; and
- Accepted Permanent Utilities Easement from Hawk Parrish Lakes, LLC, a Florida limited liability company (includes Consent and Joinder from Fidelity Land, LLC); and
- Accepted Permanent Drainage Easement from Hawk Parrish Lakes, LLC, a Florida limited liability company (includes Consent and Joinder from Fidelity Land, LLC)

BC20240227DOC040

25. **PROPERTY MANAGEMENT/DEEDS & EASEMENTS**

- Accepted Warranty Deed from KB Home Tampa LLC, a Florida limited liability company for property located on Moccasin Wallow Road, Parrish; and
- Accepted Temporary Construction Easement from KB Home Tampa, a Florida limited liability company

BC20240227DOC041

26. **PROPERTY MANAGEMENT/DEEDS & EASEMENTS**

- Accepted Special Warranty Deed from Moccasin Wallow Lakeside LLC for property located at 9321 Moccasin Wallow Road, Parrish, CIP Project Number 6071262; and
- Accepted Public Utility Easement from Moccasin Wallow Lakeside LLC; and
- Accepted Temporary Construction Easement from Moccasin Wallow Lakeside LLC

BC20240227DOC042

27. **PROPERTY MANAGEMENT/RESOLUTION**

Adopted Resolution R-24-042, declaring a Public Hearing on April 9, 2024, to vacate a portion of a platted right-of-way known as Glenwood Avenue and a platted alleyway located near the property located at 10605 Hamilton Way, in Myakka City

BC20240227DOC043

28. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase for Fee Simple Acquisition of Parcels 102, 108, 152 and 153 and Permanent Easement for Parcels 802-1 and 802-2 from L.B. & D. Properties LLP for properties located at 2902 63rd Avenue East, 6302 31st Street East, 6431 31st Street East and 6541 31st Street East, Bradenton, (63rd Avenue East – U.S. 301 to Tuttle Avenue); for the purpose of widening 63rd Avenue East – U.S. 301 to Tuttle in the amount of \$2,231,095
BC20240227DOC044

29. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase for a Permanent Utilities Easement from Dorothy A. Auterback for Parcel 102.09, for property located at 4420 York Drive, \$3,500 BC20240227DOC045

30. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase for a Permanent Utilities Easement from Terry L. McGrath for Parcel 101.09, for property located at 4418 York Drive, Bradenton, \$2,500
BC20240227DOC046

31. **PROPERTY MANAGEMENT/CONTRACT**

Execution of Contract for Sale and Purchase from AMKI Investments, LLC, for property located at 1305 28th Avenue East, Palmetto, \$110,000
BC20240227DOC047

32. **PROPERTY MANAGEMENT/CONTRACT**

- Executed Contract for Sale and Purchase from EPG Moccasin Wallow Holdings, LLC, for Parcels 117, 817, 817A and 817B, \$51,880 and
- Executed Contract for Sale and Purchase from EPG Moccasin Wallow Development, LLC, for Parcels 115, 821 and 821A, for property located on Moccasin Wallow Road, Parrish
BC20240227DOC048

33. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase from Jaime A. Baron for the purpose of realignment and improvements at the intersection of Ellenton Gillette Road and 29th Street East, for property located at 3608 29th Street East, Palmetto in the amount of \$380,000
BC20240227DOC049

34. **PUBLIC SAFETY/CODE ENFORCEMENT**

Reduced the fines for Sheila D Leach Trust U/A DTD 5-6-02 to \$309.94 plus \$49.38 in recording fees, as previously recommended by the Special Magistrate on January 24th, 2024, subject to the following conditions:

- The reduced fines shall be paid within 90 days or will revert back to the original fine amount of \$3,099.38
- Postage fees shall be paid which total \$49.38
- Public Safety Director is authorized to sign Satisfaction of Lien if the reduced fine is paid
BC20240227DOC050

35. **PUBLIC SAFETY/CODE ENFORCEMENT**

Reduced the fines for case CE2011030663 Luis Andres Avila Paez to \$1,000 plus \$20 recording fees, as previously recommended by the Special Magistrate on January 24, 2024, subject to the following conditions:

- The reduced fines shall be paid within 90 days or will revert back to the original fine amount of \$134,800
- Recording fees shall be paid, which total \$20
- Public Safety Director is authorized to sign Satisfaction of Lien if the reduced fine is paid
BC20240227DOC051

36. **PUBLIC SAFETY/CODE ENFORCEMENT**

Reduced the fines for case CE2007120266 Luis Andres Avila Paez to \$1,000 plus \$20 in recording fees, as previously recommended by the Special Magistrate on January 24th, 2024, subject to the following conditions:

- The reduced fines shall be paid within 90 days or will revert back to the original fine amount of \$14,095.36
- Recording fees shall be paid, which total \$20.00
- Public Safety Director is authorized to sign Satisfaction of Lien if the reduced fine is paid

BC20240227DOC052

37. **PUBLIC SAFETY/CODE ENFORCEMENT**

Reduced the fines for case CE2008050182 Mark Piers to \$2,500 plus \$40 in recording fees, as previously recommended by the Special Magistrate on January 24th, 2024, subject to the following conditions:

- The reduced fines shall be paid within 90 days or will revert back to the original fine amount of \$1,045,640
- Recording fees shall be paid, which total \$40
- Public Safety Director is authorized to sign Satisfaction of Lien if the reduced fine is paid

BC20240227DOC053

38. **PUBLIC SAFETY/CODE ENFORCEMENT**

Reduced the fines for case CE2207-0469 Graw Capital Group LLC to \$1,000 plus \$28.50 in recording fees, as previously recommended by the Special Magistrate on January 24, 2024, subject to the following conditions:

- The reduced fines shall be paid within 90 days or will revert to the original fine amount of \$6,278.50
- Recording fees shall be paid, which total \$28.50
- Public Safety Director is authorized to sign Satisfaction of Lien if the reduced fine is paid

BC20240227DOC054

39. **PUBLIC WORKS/CREDIT AGREEMENT**


Executed an Impact Fee Credit Agreement with Q Moccasin Holdings, LLC, for ROW Dedication, Easements, and Stormwater Improvements, \$431,238

BC20240227DOC055

(End Consent Agenda)

PUBLIC HEARINGS (Presentation upon Request)

40. **FINANCIAL MANAGEMENT/RESOLUTION**

 A duly advertised public hearing was held to consider adoption of proposed Resolution R-24-049, regarding the Infrastructure Sales Tax, to amend a project scope in the Public Safety and Law Enforcement Category.


There were no ex-parte communications.

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

A motion was made by Commissioner Van Ostenbridge, seconded by Commissioner Ballard, and carried 7-0, to adopt Resolution R-24-049.


BC20240227DOC056


41. **NATURAL RESOURCES/ORDINANCE**


 A duly advertised public hearing was held to consider adoption of proposed Ordinance 24-28, amending and restating Ordinance 04-39, the Manatee County Phosphate Mining Code.

There were no ex-parte communications.


RECESS/RECONVENE: 10:13 a.m. – 10:22 a.m. All Commissioners were present.


 Charlie Hunsicker, Natural Resources Director, referred to a slide presentation showing the phosphate permitting process, property is being considered for mining, Master Mining Plan, opportunities to make amendments, changes to the master Mining Plan can be brought back to the Board for approval for any of those changes, operating permit, flexibility, checklist, and differences between master mining plan and an operating permit.


 Alissa Powers, Environmental Protection Division Manager, used a slide presentation outlining the differences of Master Mining Plan and the operating permit submittals, legal description of lands, mining specifics, location and dimension of clay settling areas, land use issues, environmental monitoring program, impact assessments, transportation analysis, cumulative impacts, watershed and floodplains protections, vested rights requests, radiation data reports , technical review of dams, dikes, berms construction drawings, verify setbacks to adjacent private property owners, coordinate financial statements, proof of insurance and surety bonds with financial management and public works, and the significant amendment process.


 Discussion ensued regarding the definition of substantial and why the word was used.


 William Clague, County Attorney, explained the background about the part in question.


 Ms. Powers continued with summarization of the text amendment proposed slide presentation.


 Mr. Hunsicker ended the presentation and stated the focus is on ending the process of review.

 Mr. Clague pointed out the only issue is whether the operating permit is consistent or inconsistent with the master mining plan.

 Bob Brown stated as a Manatee County employee in 2004, he was present when the Ordinance was rewritten, and stated it was set up to protect the Manatee County Watershed. He stated he was in support of the Ordinance and suggested some changes in the wording.


 Tim Ritchie, Charlotte County resident, commented on the Ordinance being written 20 years ago, application process for the phosphate mining application, radioactivity, and the toxic pollution. He recommended denial of the Ordinance.

 Glen Compton, ManaSota 88, participated in the preparation of the original ordinance. He recommended limiting the number of applications that can be reviewed at one time by staff, and that they have adequate time to review applications.

 Carol Felts addressed her concerns regarding the dust storms from construction, phosphate mining, Ordinance, water pollution, and radioactive materials.


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

 Discussion ensued relating to staff having knowledge on issues.

 A motion was made by Commissioner Van Ostenbridge, seconded by Commissioner Rahn, and carried 7-0, to adopt Ordinance 24-28, amending and restating Ordinance 04-39, the Manatee County Phosphate Mining Code.

BC20240227DOC057


42. **NATURAL RESOURCES/LICENSE AGREEMENT/CROOKED RIVER PRESERVE**

 Charlie Hunsicker, Natural Resources Director, introduced Debra Woithe, Environmental Lands Division Manager, who is working with the Property Management Acquisition Group to discuss the special use license that was negotiated with the Skidmore family.

William Clague, County Attorney, recommended discussing items #42 and #43 together.

and
43.


NATURAL RESOURCES/WARRANTY DEED

 Request to accept the Crooked River Preserve Special Warranty Deed for Parcel 860000058.

Ms. Woithe reported on the specifics of the agreement for the 3-acre portion of the Crooked River Preserve.

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


Item 42


 A motion was made by Commissioner Satcher, seconded by Commissioner Turner, and carried 7-0, to approve the Recreational License Agreement for a 3-acre portion of Crooked River Preserve. BC20240227DOC058

Item 43

A motion was made by Commissioner Satcher, seconded by Commissioner Turner, and carried 7-0, to accept the Crooked River Preserve Special Warranty Deed. The motion carried 7-0. BC20240227DOC059

44. **PUBLIC WORKS/CORTEZ ROAD CORRIDOR**

 Clarke Davis, Deputy Director, Public Works, introduced Tanya Merkle, Florida Department of Transportation (FDOT), the project manager for the Cortez Road Vision and Action Plan project.

 Ms. Merkle reported that a vision for the Cortez Road corridor has been developed. She referred to the slide showing Cortez Road mentioning high crash rates and many resulting in fatalities, corridor vision themes, increased trip generation by all modes, congested conditions, high crash rates, important facility for disadvantaged residents, transit ridership is growing, Cortez Road is used primarily for local discretionary trips, important corridor for visitors to the beaches, constraints along future roadway design, suitable for development that diversifies land uses, stakeholder engagement, opportunities and desires, workshop with businesses, dedicated transit lanes for more reliable service, wider and buffered sidewalks for pedestrians, more abundant midblock crosswalks, leverage redevelopment and infill opportunities, destination rather than pass-through corridor, enhance multimodal access to businesses, aesthetic enhancements, land use strategy and transportation, State and local transportation system work together, partnership among State and local agencies to implement vision, seeking feedback on the vision themes, and initiate corridor action plan.


Discussion followed in regards to the good relationship between Manatee County and FDOT. BC20240227DOC0060

45. **COMMISSIONER AGENDA ITEMS**

 **COMMUNITY CAT DIVERSION PROGRAM – Commissioner Ballard**

Commissioner Ballard reported the matter was initiated by a meeting from a constituent. She advised that Section 2-4-12 of Ordinance 22-16 needs to be revisited. The definition for a community cat is very broad and has created frustration and quality of life issues for residents that live in proximity of the cat community.

A motion was made by Commissioner Ballard and seconded by Commissioner Satcher to direct staff to look at the ordinance to see if there are changes that can be made to the program, to improve the quality of life for residents and make the program more tailored.


 Loren Van Bussum noted her primary concern is with unwanted cat feces on her lawn creating a health hazard and for her family, which causes stress and affects their daily lives.

There being no public comment, Chairman Rahn closed public comment


The motion carried 7-0.


BC20240227DOC061

46. **SAFE HAVEN BABY BOXES – Commissioner Satcher**

 A motion was made by Commissioner Satcher and seconded by Commissioner Kruse, for staff to bring back operational and budgetary options to install safe haven baby boxes at County EMS stations.

Discussion ensued regarding language to eliminate liability matters, what are the costs, how many EMS stations does the County have and where are they located, and what is the State doing.

 William Clague, County Attorney, advised they will have to look at EMS stations that are stand-alone operations, fully operating 24/7, and equipped to have someone there 24-7 for risk management standards.


 Discussion ensued regarding \$16,000 per box, there are safe haven laws, hand the baby to a physical person, liability and abandonment issue, and open to use fire stations as well.


Commissioner Van Ostenbridge suggested amending the motion to direct staff to create Safe Haven Baby Box Program.

Discussion continued to have proper protocols, how quickly will we be responding, and where will that child go and within that time frame.

An amended motion was made by Commissioner Satcher and seconded by Commissioner Kruse, to direct staff to create Safe Haven Baby Box Program.

There being no public comment, Chairman Rahn closed public comment

 The amended motion carried 7-0.


 Commissioner Satcher suggested adding Surrender Provisions to the State Legislative Priorities.

Charlie Bishop, County Administrator, noted there are 18 EMS stations in Manatee County.

BC20240227DOC062

COUNTY ATTORNEY COMMENTS

William Clague/Farewell/Years of Service

 Chairman Rahn thanked Mr. Clague for all he has done for Manatee County and his years of service.


Mr. Clague thanked everyone for their help and support.

(Gavel to Vice-Chairman Ballard, presiding)


INVESTMENT OVERSIGHT COMMITTEE

FEBRUARY 27, 2024

(Continued)

 A motion was made by Chairman Rahn to direct the County Attorney's office to draft and present an amendment to Resolution R-23-057 to add a member to the Investment Oversight Committee to be appointed by the Director of Financial Management. The motion was seconded by Commissioner Van Ostenbridge.

Sheila McLean, Chief Financial Officer, stated the investment policy specifies five members and would need to be amended to reflect the additional member.

 Commissioner Rahn amended his motion to include the change in the Investment Policy that is reflected the number of members on the Investment Oversight Committee. Commissioner Van Ostenbridge as seconded agreed.

There being no public comment, Vice-Chairman Ballard closed public comment

The amended motion carried 7-0.

(Gavel back to Chairman Rahn, presiding)

CHAMBERS

 A motion was made by Commissioner Satcher and seconded by Commissioner Ballard to conspicuously and respectfully add "In God We Trust" to the County Commission Chambers. Motion was seconded by Commissioner Ballard.

Commissioner Van Ostenbridge suggested to direct Chairman and staff to look into this.

The motion was amended to direct staff and the Chairman to place "In God We Trust" within the Commissioner Chambers. The seconder agreed.

The amended motion carried 7-0.

COMMISSIONER COMMENTS

Commissioner Turner

-  Attended the Neighborhood Summit at the Lakewood Ranch library last Friday February 23, 2024

Commissioner Van Ostenbridge

- Wished Charlie Bishop, County Administrator, a happy birthday
- Thanked Mr. Clague for his service as the County Attorney

ADJOURN

There being no further business, Chairman Rahn adjourned the meeting at 11:41 a.m.

Minutes Approved: April 23, 2024