

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATION BUILDING, HONORABLE PATRICIA M. GLASS CHAMBERS
1112 Manatee Avenue West
Bradenton, Florida
March 12, 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
Jason Bearden
George Kruse
Kevin Van Ostenbridge

Also present were:

Charlie Bishop, County Administrator
Christopher De Carlo, Interim County Attorney
Robin Toth, Deputy 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 Benjamin Bruce, Harbor Life Church.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by O-4 LCDR Robert DePol, U.S. Navy.


AGENDA

BC20240312DOC001





-  Revised Agenda Update Memorandum 1 (dated 3/8/24) BC20240312DOC002
- Item 4 (new), Presentation on Community and Veterans Services Handy Bus Wraps -Added to the agenda
 - Item 9 (new), Adoption and Presentation of Proclamation designating March 17, 2024, as St. Mary's Missionary Baptist Church Day in Manatee County - Added to the agenda
 - Item 10 (new), Adoption and Presentation of Proclamation designating March 18-22, 2024, as Government Finance Professionals Week in Manatee - Added to agenda
 - Item 16 (former Item 13), Adoption of Budget Amendment Resolution B-24-056, and Budget Amendment Resolution B-24-060 for Infrastructure Sales Tax - Updated with revised Budget Amendment Resolution B-24-056
 - Item 23 (former Item 20), Execution of Amendment 2 to Agreement 18-R069831AEJ, for Consulting Services for Impact Fee Update and Mobility Plan - Updated to correct the Action Requested to read (strikethrough/underline format): Authorization for Purchasing Official, or designee, to execute Amendment 2 to Agreement 18-R069831AEJ, for Consulting Services for Impact Fee Update and Mobility Plan with ~~Findale Oliver & Associates, Inc.~~ Alfred Benesch & Company
 - Item 24 (former Item 21), Execution of Amendment 3 to Purchase Agreement with Motorola Solutions, Inc., for the ASTRO 25 Site Addition to the P25 Public Safety Radio System - Updated to correct the action requested to read (strikethrough/underline): Execution by the ~~Chairman and the Clerk of the Circuit Court and Comptroller~~ Chairperson, or designee, of Amendment 3 to Purchase Agreement with between Manatee County, Sarasota County and Motorola Solutions, Inc., for the ASTRO 25 Site Addition to the P25 Public Safety Radio System in the amount of \$4,508,299; and accept and date Public Construction Bond

- Item 46 (new), Adoption of Resolution R-24-068, authorizing execution and submission of Federal Fiscal Year (FFY) 2024 Certification and Assurances to the Federal Transit Administration (FTA) – Added to the agenda
- Item 50 (former Item 46), Execution of Modification for a Time Extension – Phase 2 FDEM Watershed Planning Grant Federally Funded Subaward and Grant Agreement (HO894, Project 4337-4-Pz) – Updated to include Modification #3 for a Time Extension and revise the title to read (strikethrough/underline format): Execution of Modification #3 for a Time Extension – Phase 2 FDEM Watershed Planning Grant Federally Funded Subaward and Grant Agreement (HO894, Project 4337-4-Pz)
- Item 54 (former Item 50), Emerson Point Preserve Land Acquisition Update – Updated to include written correspondence


CONSENT AGENDA – ITEMS PULLED BY COMMISSIONERS

 No items were pulled by Commissioners.






AWARDS



1.  March Employee of the Month was presented to Susan Montgomery, Transit Planner, Public Works. A video of Transit operations was shown. BC20240312DOC003
 Charlie Bishop, County Administrator, announced that Transit ridership has increased by 50 percent, as a result of the free-fare ridership pilot program.
2.  A Team Award was presented to Brandy Wilkins, Bond Coordinator, and Jenny Ference, Planning and Zoning Tech, Development Services. BC20240312DOC004
3.  A Team Award was presented to Bridget Dalpe, Nancy Fitzgerald, Brandon Buechner and Patrick Hussey, Recreation Coordinators, Sports and Leisure. BC20240312DOC005

PRESENTATION


4. **COMMUNITY AND VETERANS SERVICES/HANDY BUS WRAPS**
 Sarah Brown, Deputy Director of Community and Veterans Services, showed a video showcasing the Community and Veterans Services Handy Bus, https://clicktime.symantec.com/15tTJndXqFr1EcXf24Yq1?h=d3rXwa2uDwWdiN1GZYKkceaEkT6dOqxwLbjOVwnlYRo=&u=https://youtu.be/8Cy_3d06FNs?feature%3Dshared BC20240312DOC006


PROCLAMATIONS


-  A motion was made by Commissioner Satcher, seconded by Commissioner Ballard and carried 7-0, to adopt the following Proclamations:
5.  Proclamation designating April 2024, as Child Abuse Prevention Month, was accepted by Perry Smith, Manatee Children’s Services. BC20240312DOC007
 6.  Proclamation designating March 17-23, 2024, as National Surveyors and Mappers Week, was accepted by surveyors and mappers of Manatee County. BC20240312DOC008
 7.  Proclamation designating April 8-12, 2024, as Public Works Week, was accepted by Public Works staff. BC20240312DOC009
 8.  Proclamation designating the month of April 2024, as Water Conservation Month was accepted by Utilities staff. BC20240312DOC010


9.  Proclamation designating March 17, 2024, as St. Mary's Missionary Baptist Church Day, was accepted by Reverend Ricky Stephens. BC20240312DOC011
10.  Proclamation designating March 18-22, 2024, as Government Finance Professionals Week, was accepted by Financial Management staff. BC20240312DOC012


CITIZEN COMMENTS (Future Agenda Items Only) 


 Pat Simmons commented about walker and wheelchair accessibility at sidewalks crossings on U.S. 41, and wheelchair accessibility at the new Lakewood Ranch Park.


 Merrie Lynn Parker was advised that a presentation would be made on the Emerson Point agenda item 54 and public comment would be taken at that time.

 Carol Felts questioned how the record is keeping track of those individuals, who may speak on the Emerson Point agenda item 54, the tree-clearing issue, advisory boards, and the upcoming Citizens Academy scheduled in August.

 Stephanie Pearson spoke on veterans housing initiatives, submitted information on the alarming increase of suicide rate among women veterans between 2020 and 2021, and urged the Board to address this crisis by implementing target outreach services.

 Glen Gibellina referenced a newspaper article regarding recent action by the Building and Development Services Director on a permitting issue, and commented on action taken by certain Board members to defund certain Veterans services.


 Andra Griffin commented that residents are not being encouraged to participate in County Commission meetings, and accessibility and convenience of the public transit system.


 Matthew Nadger questioned the possibility to have a community garden at the 75th Street Park and what type of conservation amenities are proposed.


There being no further citizen comments, Chairman Rahn closed Citizen Comments.

 Chairman Rahn thanked Ms. Pearson for her comments.

Motion – Call-In Comments


 Commissioner Kruse moved to bring back call-in comments as they previously were. The motion died for lack of a second.

 Commissioner Kruse stated two motions were made at the end of the last regular Board meeting (2/27/24), and no-one was present to speak on the motions. Without the call-in comments, anyone watching live could not comment. The County Administrator advised him that a unilateral decision was made by staff on how the public could comment. That decision was inappropriate and should have been a policy decision. Public call-in comments should be turned back on until a motion is made to turn them off.

 Discussion ensued that the current treatment process to address Veteran suicides is not working, how to tackle this issue and must be addressed as a community, a Veteran network, U.S. 41 is a Florida Department of Transportation (FDOT) road and is addressing the

sidewalks, Metropolitan Planning Organization is working with FDOT to get sidewalks on both sides of U.S. 41 and is a project of record, land clearing, advisory boards, Citizens Academy, bus wraps, County role is to connect Veterans with services offered from the Veterans Administration, County has a land lease agreement with the School Board for first rights of the tennis courts at 9th Avenue/75th Street Park, 9th Avenue/75th Street Park to be turned into a multi-purpose athletic field, a community garden is planned in 99th Street area, County is working on a community gardens initiative, current community garden at Elwood Community Park with another one planned in that area and also at Bennett Park, John Marble facility and Sylvan Oaks Park in Palmetto, the food forest at East Bradenton Park and expanding food forests within all parks, Tree Trust Funds can be used to plant fruit trees throughout the parks, and citizen volunteers are needed to be part of the community gardens

BC20240312DOC013


 Commissioner Satcher stated Pat Simmons frequents Board meetings and asked the Board to consider giving Ms. Simmons additional time to speak. Chairman Rahn stated he has given Ms. Simmons additional time in the past.

CONSENT AGENDA

CITIZEN COMMENTS (Consent Agenda Only) 

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

Motion - Approve Consent Agenda

 A motion was made by Commissioner Ballard, seconded by Commissioner Turner, and carried 7-0, to approve the Consent Agenda, with the changes incorporated in the Agenda Update Memorandum.

11. **CLERK'S CONSENT CALENDAR**

BC20240312DOC014

A. **REFUNDS**

Approved:

- 1. Michael BuSurnett - Withdrawn Application, \$4,700
- 2. Paige Guzman - Withdrawn Application, \$1,000

BC20240312DOC015

BC20240312DOC016

B. **BONDS**

Accepted:

- 1. Marisol
 - Released and returned Surety Bond GM220475 (Performance) in conjunction with performance portion of Agreement for Private Subdivision, \$2,792,775.57;
 - Released and returned Surety Bond GM220474 (Performance) in conjunction with performance portion of Agreement for Private Subdivision, \$3,001,457.21;
 - Accepted and executed Surety Bond GM231863 (Defect) securing Section 1.5 Maintenance, Defects of Agreement for Private Subdivision with Public Improvements accepted by Board of County Commissioners March 28, 2023, securing public infrastructure improvements, \$208,591.42; and
 - Accepted and executed Bill of Sale BC20240312DOC017
- 2. Sarasota Palmaire
 - Accepted and executed Agreement in Conjunction with Letter of Credit 18137279-00-000 (Defect) as Defect Security Related to Required Improvements securing road offsite work, storm drainage, sanitary sewer, and water distribution improvements;
 - Accepted Letter of Credit 18137279-00-000 (Defect), \$37,693.95; and
 - Accepted and executed Bill of Sale BC20240312DOC018

C. **SCRIVENER'S ERROR**

Executed the following Scrivener's Error

1. Budget Amendment B-24-034 (12) correcting amount of \$77,772 should be split between Administrative operating account in the amount of \$38,886, and Project Management Services operating account in the amount of \$38,886 BC20240312DOC019

12. **COMMUNITY AND VETERAN'S SERVICES**
Executed Amendment 11 to Emergency Home Energy Assistance for the Elderly (EHEAP) Agreement EH-21/24-MAN with Senior Connection Center, Inc., transferring funds from one line item to another and revising the Budget Summary to reflect the movement of funds BC20240312DOC020

13. **CONVENTION AND VISITOR'S BUREAU**
Authorized County Administrator to execute Amendment One to Reimbursement Agreement with Anna Maria Island Historical Society, for Capacity Building Project to extend termination date to September 30, 2024 BC20240312DOC021

14. **DEVELOPMENT SERVICES/BUDGET AMENDMENT RESOLUTION**
 - Approved Port Tax Increment Financing Expenditure of \$1.5 million from the Port Tax Increment Financing Fund, for improvement of pavement in the dry bulk material handling areas at Port Manatee; and
 - Adopted Budget Amendment Resolution B-24-061, amending the annual budget for FY 2024 BC20240312DOC022

15. **DEVELOPMENT SERVICES/AGREEMENT**
Executed Economic Development Agreement with Project Academy, for a multi-purpose sport complex BC20240312DOC023

16. **DEVELOPMENT SERVICES/BUDGET AMENDMENT RESOLUTIONS**
Adopted Budget Amendment Resolution B-24-056, and Budget Amendment Resolution B-24-060 for Infrastructure Sales Tax BC20240312DOC024

17. **DEVELOPMENT SERVICES/RESOLUTION**
Adopted Resolution R-24-059, confirming authorization of the imposition and payment of the Fiscal Year (FY) 23-24 payments in lieu of taxes upon certain property owned by the County's Utilities System, as previously approved and included in the adopted FY23-24 budget BC20240312DOC025

18. **DEVELOPMENT SERVICES/RESOLUTION/BUDGET SUBMISSION DATE**
Adopted Resolution R-24-060, which provides for:
 - The establishment of May 1, 2024, as the due date for FY 25 budget requests from the Clerk of the Circuit Court, the Sheriff, and the Supervisor of Elections; and
 - Provision for a complete budget submission highlighting all revenues and expenses within the year of budget submission of the offices of Sheriff, Clerk of the Circuit Court, Supervisor of Elections, Property Appraiser, Court Administration, State Attorney, Public Defender, and Guardian Ad Litem BC20240312DOC026

19. **DEVELOPMENT SERVICES/AGREEMENT**
Authorized Purchasing Official, or designee, to allocate additional departmental budgeted funding to Agreement 23-R081293BB with Green Construction Technologies, Inc. for Tree Planting Services for Tree Beautification in Manatee County Parks, in the amount of \$700,000 BC20240312DOC027

20. **DEVELOPMENT SERVICES/PURCHASE ORDER**
Authorized Purchasing Official, or designee, to issue a Purchase Order to Aqua-Aerobic Systems, Inc., for filter rehabilitation services at the Southeast Regional Water Reclamation Facility, in the amount of \$394,153 BC20240312DOC028

21. **DEVELOPMENT SERVICES/AGREEMENT**

- Authorized Purchasing Official, or designee, to execute Agreement 24- TA004988JH for Buffalo Creek Well Drilling and Testing Services with A.C. Schultes of Florida, Inc., for a not-to-exceed amount of \$2,719,535.50, based on construction completion schedule of 480 calendar days; and
- Accepted and dated Public Construction Bond BC20240312DOC029

22. **DEVELOPMENT SERVICES/AGREEMENT**

Authorized Purchasing Official, or designee, to execute Agreement with Innovative Interfaces Incorporated, for an Integrated Library System (ILS), for an initial, four-year term with automatic one-year renewal terms thereafter (annual pricing for initial term and each renew term is subject to a 3.5 to 5.0 percent price increase) BC20240312DOC030

23. **DEVELOPMENT SERVICES/AGREEMENT**

Authorized Purchasing Official, or designee, to execute Amendment 2 to Agreement 18-R069831AEJ for Consulting Services for Impact Fee Update and Mobility Plan with Alfred Benesch & Company, which renews the Agreement beginning June 2, 2022, and ending June 1, 2024, and incorporates Exhibit 1: Supplemental Services Tasks and Fee BC20240312DOC031

24. **DEVELOPMENT SERVICES/AGREEMENT**

- Executed Amendment 3 to Purchase Agreement with Manatee County, Sarasota County and Motorola Solutions, Inc., for the ASTRO 25 Site Addition to the P25 Public Safety Radio System, in the amount of \$4,508,299; and
- Accepted and dated Public Construction Bond BC20240312DOC032

25. **DEVELOPMENT SERVICES/AGREEMENT**

Authorized Purchasing Official, or designee, to execute Change Order 1 to Agreement 22-A004319JH with Woodruff and Sons, Inc., authorizing 123 additional calendar days to construction schedule to complete Tuttle Avenue at Whitfield Avenue Intersection Improvements, due to changed notice to proceed for a new completion date of April 24, 2024 BC20240312DOC033

26. **DEVELOPMENT SERVICES/AGREEMENT**

Authorized Purchasing Official, or designee, to execute Change Order 6 to Agreement 19-TA002970CD, Lake Manatee Water Treatment Plant Filter Upgrade with PCL Construction, Inc., providing an additional \$527,181.69, for revised, not-to exceed amount of \$52,436,438.52, and adding an additional 469 calendar days to construction schedule BC20240312DOC034

27. **NATURAL RESOURCES/AGREEMENT**

Executed Amendment 2 (**Correct** Amendment number is Amendment 1) to Agreement 20ME2 with Florida Department of Environmental Protection, for Anna Maria Island Beach Nourishment project, to add an additional \$32,550 (State \$32,550; Manatee County match \$32,550), for a total of \$3,739,025 BC20240312DOC035

28. **NATURAL RESOURCES/AGREEMENT**

- Executed Florida Department of Agriculture and Consumer Services (FDACS) Division of Aquaculture Restoration Management Agreement for Certain Sovereignty Submerged Lands (Agreement 41-MA-2232) with Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (TIITF), authorizing Manatee County to construct subtidal shellfish restoration in a 6.19-acre area in the Manatee River, in compliance with all applicable FDACS Aquaculture Best Management Practices; and
- Authorized County Administrator, or designee, to sign time extensions and sub-agreements with project BC20240312DOC036

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

Accepted and authorized recording of Permanent Utilities Easement (including Consent and Joinder from U.S. Bank National Association) from Sarasota – Manatee Airport Authority, for property located at 14527 State Road 70 East, required for Sarasota-Manatee Airport Authority to receive Certificate of Occupancy for the Team Success A School of Excellence facility

BC20240312DOC037

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

Accepted and authorized recording of Permanent Utilities Easement from Phillips Investments, LLC-Sarasota Facility Series, (includes Consent and Joinder from Heartland Bank and Trust Company), for property located at 7610 Prospect Road, Sarasota, required to receive Certificate of Occupancy for a commercial development known as Villas of Holly Brook

BC20240312DOC038

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

Accepted and authorized recording of Permanent Utilities Easement from Buckeye Land Investments LLC, (includes Consent and Joinder from Gulfside Bank, a Florida profit corporation), for property located at 5311 34th Street West, Bradenton, required to receive Certificate of Occupancy

BC20240312DOC039

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

Accepted and authorized recording of Permanent Drainage Easement from Lucila Tranquilino for property located at 511 59th Avenue Drive West, Bradenton, required for drainage improvements

BC20240312DOC040

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

- Accepted recorded Trustee’s Deed from Pamela L. Delk, Individually and as Trustee of the Pamela L. Delk Trust dated April 11, 2022; and
- Accepted recorded Permanent Easement Deed from Pamela L. Delk, Individually and as Trustee of the Pamela L. Delk Trust dated April 11, 2022, required to facilitate the proposed widening and improvements to Upper Manatee River Road

BC20240312DOC041

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

- Accepted recorded Warranty Deed from Florida Cultural Group, Inc; and
- Executed and authorized recording of Termination and Release of Permanent Ingress/Egress, Construction and Maintenance Easement for property located at 1009 4th Avenue West, Bradenton, to expand the County Parking Garage Facility

BC20240312DOC042

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

- Accepted recorded Warranty Deed from Sawgrass Storage LLC, fka Parrish Lakes Storage LLC;
- Accepted recorded Temporary Construction Easement Agreement from Sawgrass Storage LLC, fka Parrish Lakes Storage LLC;
- Accepted recorded Permanent Utilities Easement from Sawgrass Storage LLC, fka Parrish Lakes Storage LLC;
- Accepted recorded Permanent Public Utility Easement from Sawgrass Storage LLC, fka Parrish Lakes Storage LLC; and
- Accepted recorded Permanent Drainage Easement from Sawgrass Storage LLC, fka Parrish Lakes Storage LLC, for property located at 9419 Moccasin Wallow Road, Parrish, to facilitate improvements to Moccasin Wallow Road

BC20240312DOC043

36. **PROPERTY MANAGEMENT/VACATION**

Adopted Resolution R-24-046, declaring a public hearing April 23, 2024, to vacate a portion of a platted alleyway between Lots 65 and 66, in the Marineland Plat, Bradenton

BC20240312DOC044

37. **PROPERTY MANAGEMENT/VACATION**

Adopted Resolution R-24-061, declaring a public hearing April 23, 2024, to vacate a portion of a platted right-of-way between Tracts 63-64, east of the property located at 19717 62nd Avenue East, Bradenton BC20240312DOC045

38. **PROPERTY MANAGEMENT/AGREEMENT**

- Adopted Resolution R-24-063; and
- Executed Landscape Maintenance and Installation Agreement with Florida Department of Transportation, for improvements within the right-of-way of State Road 789 (Gulf Drive) BC20240312DOC046

39. **PROPERTY MANAGEMENT/CONTRACT FOR SALE AND PURCHASE**

Executed Contract for Sale and Purchase of Parcel 140 from Edward C. Peterson, for property located at 611 Casabella Drive, Bradenton, for the widening of 75th Street West, from 20th Avenue West to Manatee Avenue West, Bradenton, in the amount of \$63,908 BC20240312DOC047

40. **PROPERTY MANAGEMENT/SUBORDINATION OF COUNTY SIDEWALK EASEMENT INTERESTS TO FLORIDA DEPARTMENT OF TRANSPORTATION**

- Executed Subordination Agreement with State of Florida Department of Transportation (FDOT), Parcel 801.4;
- Executed Subordination Agreement with FDOT, Parcel 802.2;
- Executed Subordination Agreement with FDOT, Parcel 812.2; and
- Executed Subordination Agreement for Temporary Easements with FDOT, Parcel 701.2 (FDOT requires Manatee County to subordinate their easements to allow construction along State Road 45 [U.S. 41], from 63rd Avenue to 53rd Avenue) BC20240312DOC048

41. **PROPERTY MANAGEMENT/SUBORDINATION OF COUNTY UTILITY INTERESTS TO FLORIDA DEPARTMENT OF TRANSPORTATION**

- Executed Subordination of County Utility Interests with FDOT, Parcel 114.7;
- Executed Subordination of County Utility Interests with FDOT, Parcel 122.6; and
- Executed Subordination of County Utility Interests with FDOT, Parcel 123.6 (FDOT requires Manatee County to subordinate their easements to allow reconstruction of the intersections at 197th Street East and 225th Street East) BC20240312DOC049

42. **PUBLIC SAFETY/GRANT**

- Adopted Resolution R-24-012, authorizing acceptance of a grant from Florida Department of Health in the amount of \$273,000, to improve and expand the County's EMS System; and
- Adopted Budget Amendment Resolution B-24-057, amending the annual budget for FY 24, allocating funding BC20240312DOC050

43. **PUBLIC SAFETY/LAW ENFORCEMENT SERVICES**

Executed Interlocal Agreements for Law Enforcement Services for beachfront parks maintained by Manatee County within cities or town limits:

- Interlocal Agreement with City of Holmes Beach – Manatee Public Beach (\$46,412)
- Interlocal Agreement with City of Anna Maria – Bayfront Park (\$10,560);
- Interlocal Agreement with City of Bradenton Beach – Cortez Beach, Coquina Beach and Coquina Bayside Park/Leffis Key (\$11,329.26/month); and
- Interlocal Agreement with Town of Longboat Key – Greer Island (\$5,000) BC20240312DOC051

44. **PUBLIC WORKS/LOCAL AGENCY PROGRAM AGREEMENT**

Adopted Resolution R-24-023, authorizing execution of Local Agency Program (LAP) Agreement with FDOT, for construction of the Manatee Advanced Traffic Management System

(ATMS) on Lorraine Road, from University Parkway to 59th Avenue East (FDOT reimbursement to County up to \$1,832,000) BC20240312DOC052

45. **PUBLIC WORKS/RESOLUTION**

- Adopted Resolution R-24-056;
- Approved and authorized execution of FDOT State-Funded Grant Agreement for construction of the extension of 44th Avenue East, from east of Creekwood Boulevard to Lakewood Ranch Boulevard (\$4,000,000) BC20240312DOC053

46. **PUBLIC WORKS/RESOLUTION**

- Adopted Resolution R-24-068;
- Authorized execution and submission of Federal Fiscal Year (FFY) 2024 Certifications and Assurances to the Federal Transit Administration (FTA); and
- Authorized Public Works Department Director, or designee, to electronically transmit the updated FFY 2024 Certifications and Assurances to the FTA BC20240312DOC054

47. **PUBLIC WORKS/FIXED AND PARATRANSIT ROUTES**

Authorized Manatee County Area Transit (MCAT) to not collect fares (free fares) for all Fixed and Paratransit (Handy Bus) Routes, to extend the pilot project up to 18 months beginning May 1, 2024 BC20240312DOC055

48. **PUBLIC WORKS/AGREEMENT**

Executed First Amendment to Impact Fee Credit and Reimbursement Agreement (11/14/23) with R.K.M. Development Corp., for Transportation Improvements, amending Developer's primary construction contractor in Section 2.6 of the Agreement, to Dykstra Construction LLC, dba JF Construction Services BC20240312DOC056

49. **PUBLIC WORKS/AGREEMENT**

Executed Amendment 3 to Master Research Agreement C-23-023 Task Order 1 with Florida Atlantic University, extending period of performance to complete obligations under Florida Division of Emergency Management Grant, from March 31, 2023, to December 31, 2024, helping the County maintain its current rating and potentially improve community rating, which would provide lower interest rates of flood insurance premiums to County taxpayers BC20240312DOC057

50. **PUBLIC WORKS/GRANT**

Executed Modification for a Time Extension – Phase 2 FDEM Watershed Planning Grant Federally-Funded Subaward and Grant Agreement with Florida Division of Emergency Management, extending the completion date from March 31, 2024, to December 31, 2024 BC20240312DOC058

51. **SPORTS AND LEISURE SERVICES/INTERLOCAL JOINT USE AGREEMENT**


Executed Notice of Termination of Interlocal Joint Use Agreement for Utilization of East County Park (now known as Lakewood Ranch Park) and Recreational Facilities with School Board of Manatee County BC20240312DOC059

52. **UTILITIES/TIME PAYMENT AGREEMENT**


Executed Utility Time Payment Agreement for one or more of the following Facility Investment, Connection and Line Fees for Rick D. Robertson and Betty A. Robertson (1620) (End Consent Agenda) BC20240312DOC060

RECESS/RECONVENE: 10:40 a.m. – 10:50 a.m. All Commissioners were present except Commissioner Turner.


53. **FINANCIAL MANAGEMENT/INFRASTRUCTURE SALES TAX CITIZEN OVERSIGHT COMMITTEE**

 Sheila McLean, Chief Financial Officer, requested the appointment of four Manatee County residents living in the unincorporated area, to the Infrastructure Sales Tax (IST) Citizens Oversight Committee, to serve a term of two years. Eight individuals applied.

(Enter Commissioner Turner)


 Ms. McLean stated Cathy Woolley has served on the IST Committee since August 2016, but does not seek reappointment. She was presented a Certificate of Recognition for service.

A moment of silence was observed for Allen Marder, IST Committee member, who passed away in January 2024.


Nominations 


Bruce Stamm - by Commissioner Kruse
George Nicolopoulos - by Commissioner Van Ostenbridge
Andre Rousesseau Pegues - by Chairman Rahn
Allen Morrell - by Commissioner Kruse
Richard Hagenbach - by Commissioner Ballard

 A motion was made by Commissioner Van Ostenbridge, seconded by Commissioner Kruse and carried 7-0, to close nominations.

 By unanimous verbal vote, Allen Morrell was appointed.

 By unanimous verbal vote, Andre Rousesseau Pegues was appointed.


 By a verbal vote of 1-6, with Commissioners Ballard, Bearden, Satcher, Turner, Van Ostenbridge and Chairman Rahn voting nay, Bruce Stamm was not appointed.


 By unanimous verbal vote, George Nicolopoulos was appointed.


 By unanimous verbal vote, Richard Hagenbach was appointed.

 There being no public comment, Chairman Rahn closed public comment. BC20240312DOC061

54. **PROPERTY MANAGEMENT/EMERSON POINT PRESERVE LAND ACQUISITION UPDATE**


 Charlie Bishop, County Administrator, presented an update on the Emerson Point Preserve land acquisition of the 98-acre addition. Staff worked with the seller to get the best sale price and obtained an updated appraisal based on new comparable properties that should have been included in the original appraisal. The lowest and best sale price with the seller is \$15.5 million. The initial appraisal was an estimated \$12.7 million; the new appraisal came in at \$14,632,500, a difference of \$867,500.


 Charles Meador, Property Acquisition Division Manager, stated this is a result of previous action taken (2/27/24) by a vote of 5-2, to present an update on the Emerson Point Preserve. The updated appraisal includes the recently purchased Crooked River Ranch Preserve. The lowest offer the seller is willing to accept is \$15.5 million.


 Commissioner Van Ostenbridge stated that while this is a much-anticipated property acquisition, the County does not have a letter of commitment from the State to reimburse


funds, because a vote has not yet been taken. Knowing this risk, the acquisition of this property is still a good decision by this Board.

Motion


 A motion was made by Commissioner Van Ostenbridge, to direct the County Administrator to move forward with the purchase of this property for \$15.5 million. The motion was seconded by Commissioner Turner.

 The Clerk read the motion.

 Chris De Carlo, Interim County Attorney, recommended the contract come back to the County Attorney's office for legal review.

 Brief discussion occurred regarding certain caveats of the contract, Board will have to agree on the four-acre carve out on the bay for development of homes, and this will have to be part of the purchase agreement.


Motion - Amendment

 Mr. DeCarlo recommended a motion for County staff to negotiate a contract with the owner, submit to the County Attorney's office for legal review and bring back to the Board for consideration for \$15.5 million.


Commissioner Van Ostenbridge and Commissioner Turner agreed to the amendment.

 Dianne Turner spoke on the State funding commitment for the property purchase.

 Ruth Lawler spoke in support of the purchase of the property.


 Samantha Lawson read a letter of support (2/16/24) from Florida Department of Environmental Protection to Debra Woithe, Environmental Land Division Manager.


BC20240312DOC062


 Bryce Claypool, Lands for Clean Water Club, urged the Board to preserve Emerson Point.

 Mason Gravely supported Board action to acquire the property.

 Melinda Strickland spoke in support of the recommended action.

 David Woodhouse stated Snead Island is on the National Register of historical places and has a native Indian mound on the site.

 Abby Turner, Suncoast Waterkeepers, thanked the Board for pursuing this land acquisition and protecting natural resources.


 Merrie Lynn Parker referred to The Conservation Program Handbook, a guide for Local Government Land Acquisition, and thanked the Board for fulfilling requirements to operate a conservation program.

 Rusty Chinnis submitted information and spoke in support of the property acquisition.

 Carol Felts thanked the Board for acquiring this property.

 Bill Webster, former ELMAC Committee member, spoke in favor of the property purchase.

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

 Discussion ensued regarding the approximate four-acre carve out for development, the Board wants the carve out in the northeast corner and for the access road to run along the side of an existing development and not in the middle of the property, but there is no guarantee until the purchase contract is finalized, and FDEP letter of support.

 The motion carried 7-0.

BC20240312DOC063

ADJOURN

There being no further business, Chairman Rahn adjourned the meeting at 11:52 a.m.

Minutes Approved: April 23, 2024