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Manatee County Government Administrative Center  
Commission Chambers, First Floor  
9:00 a.m. - June 21, 2016

**June 21, 2016 - Regular Meeting**

BOARD OF COUNTY COMMISSIONERS  
PORT AUTHORITY

AGENDA  
and  
NOTICE OF PUBLIC MEETING

MEETING CALLED TO ORDER (Vanessa Baugh, Chairman)

INVOCATION (The commission does not endorse the religious beliefs of any speaker.)

1. [Invocation led by Pastor Wende Thompson, Glory Cloud Ministries](#)

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS

Items Scheduled for Time Certain

2. [10:00 A.M. - ITEM 49 - Public hearing and adoption of Resolution No. R-16-98 providing for TEFRA approval of Manatee County Port Authority's borrowing up to \\$2,000,000](#)
3. [10:00 A.M. - ITEM 46 - Port Authority Meeting \(To follow Item 49\)](#)
4. [10:30 A.M. - ITEM 52 - Local Governmental Infrastructure Sales Tax Ordinance 16-35](#)
5. [1:30 P.M. - ITEM 48 - LDA-09-04\(R3\) Second Amendment to the Summer Woods LDA -- To be followed by ITEMS 53 AND 54 - Plan Amendments PA-16-01/Ordinance 16-07 AND PA-16-03/Ordinance 16-23](#)

A. AWARDS/PRESENTATIONS/PROCLAMATIONS

Awards

6. [Employee of the Month - Kevin Beach](#)

Attachment: [Kevin Beach.pdf](#)

Attachment: [Beach Nomination 04112016143851.pdf](#)

7. [Retirement Award - Mark Mayer](#)

Proclamations (Motion required to adopt proclamations)

8. [Park and Recreation Month - July 2016](#)

Attachment: [Park and Recreation Month Proclamation - July 2016.pdf](#)

Attachment: [Park and Recreation Month Poster - July 2016.pdf](#)

CITIZEN COMMENTS (Consideration for Future Agenda Items - 30-Minute Time Limit)

Each person will be limited to three (3) minutes. If the thirty (30) minute time period has been exhausted, the Board will entertain any remaining comments near the end of the meeting with the same three (3) minute per person time limitation.

9. [Citizen Comments](#)

REQUEST BY COMMISSIONERS (Items to be pulled from Consent Agenda)

CITIZEN COMMENTS (Consent Agenda Items Only)

Each person wishing to speak to Consent Agenda items will be limited to three (3) minutes per item; provided, however, that each person will be limited to speaking for a total of ten (10) minutes regardless of the number of items being discussed.

10. [Citizen Comments](#)

B. CONSENT AGENDA

Clerk of Circuit Court

11. [Clerk's Consent Agenda](#)

Attachment: [062116 Clerk's Consent Agenda.pdf](#)

Attachment: [Minutes - May 3 Joint School Board.pdf](#)

Attachment: [Minutes - May 5.pdf](#)

Attachment: [Minutes - May 25 Joint Sarasota BCC.pdf](#)

Attachment: [Minutes - June 8.pdf](#)

Attachment: [Minutes - June 15.pdf](#)

Attachment: [Refund - Highland Holdings - Palmetto Estates Lot 1.pdf](#)

Attachment: [Refund - Rich Overlin Inc.pdf](#)

Attachment: [Refund - SMR Communities.pdf](#)

Attachment: [Refund - Utility Customer 45610-145761.pdf](#)  
Attachment: [Contracts - Granger.pdf](#)  
Attachment: [Report - Buckeye Park.pdf](#)  
Attachment: [Report - Cone Ranch South.pdf](#)  
Attachment: [Report - Eagle Point.pdf](#)  
Attachment: [Report - Gamble Creek.pdf](#)  
Attachment: [Report - Summer Woods.pdf](#)  
Attachment: [Report - Tara.pdf](#)  
Attachment: [Report - University Place.pdf](#)  
Attachment: [Report - Waters Edge.pdf](#)  
Attachment: [Report - Villages of Glen Creek.pdf](#)  
Attachment: [Report - Waterlefe.pdf](#)  
Attachment: [Partial Release of Special Assessment Lien.pdf](#)

Administrator

12. [Manatee County School Board Half-Cent Sales Tax Resolution R-16-109](#) \* Clague

Attachment: [Resolution R-16-109.pdf](#)

Attorney

13. [DiSabatino v. Manatee County and Eschenfelder](#) \* Palmer

Attachment: [Informed Consent Document.pdf](#)

14. [U.S. Highway 301 North at Ellenton Gillette Road intersection improvements; authority to make counteroffer to business damage claim offer.](#) \* D'Agostino

Attachment: [Aerial Map - Parcel 1.pdf](#)

Building and Development Services

15. [Final Plat - Harmony Ph II Subphase A-B](#)

Attachment: [Application.pdf](#)

Attachment: [Legal Documents.pdf](#)

Attachment: [Agreements-Bonds.pdf](#)

16. [Final Plat - Indigo, Phases IV & V](#)

Attachment: [Indigo IV&V - Application.pdf](#)

Attachment: [Indigo IV&V - Legal Docs.pdf](#)

Attachment: [Indigo IV&V - Agreements & Bonds.pdf](#)

17. [Final Plat - Twin Rivers, Phase IV-C-A](#)

Attachment: [Application.pdf](#)

Attachment: [Legal Documents, Financial Agreement, Letter of Credit.pdf](#)

18. [Dismissal of Remaining Code Enforcement Fines for Abelardo Gonzalez \(nka Palaw, LLC\) , Code Enforcement Case Number CE2008070167](#)

Attachment: [2016-6-22 Gonzalez .pdf](#)

19. [Reduction of Code Enforcement Fines for Pearson Auto Transport, Inc., and Mark Rudek and Gail Rose, Code Enforcement Case Number CE2004010054](#)

Attachment: [2016-6-21 Pearson Auto Transport Inc .pdf](#)

#### Community Services

20. [Agreement for the Alzheimer's Disease Initiative \(ADI\) Grant Funds 16/17](#)

Attachment: [RESADI.pdf](#)

Attachment: [ADI Agreement 1617.pdf](#)

Attachment: [B-16-074 ADI 16-17.pdf](#)

21. [Agreement for the Community Care for the Elderly \(CCE\) Grant Funds 16/17](#)

Attachment: [RESCCE.pdf](#)

Attachment: [CCE Agreement 1617.pdf](#)

Attachment: [B-16-072 CCE 16-17.pdf](#)

22. [Agreement for the Home Care for the Elderly \(HCE\) Grant Funds 16/17](#)

Attachment: [RESHCE.pdf](#)

Attachment: [HCE Agreement 1617.pdf](#)

Attachment: [B-16-073 HCE 16-17.pdf](#)

23. [Amendment #3 to the FY 15/16 Community Care for the Elderly \(CCE\) Grant Agreement](#)

Attachment: [CCE1516amendment3.pdf](#)

Attachment: [B-16-071 CCE Amend #3.pdf](#)

24. [Disinterment at New Memphis Cemetery](#) \* D'Agostino

#### Financial Management

25. [FY16 Budget Amendment Resolutions](#)

Attachment: [B-16-067 Resolution and Narrative.pdf](#)

26. [IFB 14-3134CD Automatic Backwash Filter Rehabilitation at the Southwest Water Reclamation Facility](#)

Attachment: [brandes.SWWRF Backwash.co1.1memo.pdf](#)

Attachment: [brandes.SWWRF Backwash.co1.2.pdf](#)

Attachment: [brandes SWWRF Backwash co1 3bond rider.pdf](#)

#### Neighborhood Services

27. [2017 Cyclovia Event](#)

Attachment: [Emerging City Champions 2016 Application Form Final.pdf](#)

Attachment: [Cyclovia Funding Agreement.pdf](#)

Attachment: [Resolution B-16-076.pdf](#)

28. [SHIP Lien Release on Short Sale for John J. Marco](#)

Attachment: [J Marco Hardship letter.pdf](#)

Attachment: [J Marco HUD Settlement Stmt.pdf](#)

Attachment: [J Marco Sales Contract.pdf](#)

Attachment: [J Marco Sales Contract Addendum.pdf](#)

Attachment: [J Marco Property Appraiser Value.pdf](#)

Attachment: [J Marco US Bank Settlement.pdf](#)

29. [State Aid to Libraries Grant Amendment](#)

Attachment: [Library State Grant Amendment.pdf](#)

#### Parks and Natural Resources

30. [National Pollutant Discharge Elimination System \(NPDES\) Annual Report for United States Environmental Protection Agency \(USEPA\) Compliance](#)

Attachment: [Year 3 NPDES Rpt.pdf](#)

Attachment: [Year 3 Fiscal Summay.pdf](#)

#### Property Management

31. [Resolution R-16-090 Declaring a Public Hearing on July 26, 2016, at 9:00 a.m., to consider an application to vacate a portion of unimproved right-of-way at 51st Street East, Bradenton, Florida 34208 \\* D'Agostino](#)

Attachment: [Resolution R-16-090.pdf](#)

Attachment: [Vacation Application #V-16-501 Paul D. Jones.pdf](#)

Attachment: [V-16-501 Jurisdictional Reviews & Log.pdf](#)

Attachment: [Pre-Application Meeting Memorandum Paul D. Jones.pdf](#)

Attachment: [Department Director Memorandum Paul D. Jones.pdf](#)

Attachment: [Response Memo to CAO Matter No 2016-0422.pdf](#)

Attachment: [51st Street E-Braden River - RW Vacation - Loc.pdf](#)

32. [Warranty Deed from B & J Citrus Groves Inc., for property located at 1127 36th Avenue East, Ellenton, Florida 34222.](#)

Attachment: [Warranty Deed B&J Citrus Groves Inc Parcel 4.pdf](#)

Attachment: [Affidavit of Ownership and Encumbrances B&J Citrus Groves Inc Parcel 4.pdf](#)  
Attachment: [B & J Citrus Groves Inc Location Map.pdf](#)

33. [Warranty Deed from Zachary Putnal, Trustee of the Desoto Ranch Estates Trust for property located at 1301 36th Avenue East, Ellenton, Florida 34222; PID 92100002](#)

Attachment: [Warranty Deed Zachary Putnal, Trustee of the Desoto Ranch Estates Trust Parcel 8.pdf](#)  
Attachment: [Affidavit of Ownership & Encumbrances Zachary Putnal, Trustee of the Desoto Ranch Estates Trust Parcel 8.pdf](#)  
Attachment: [Location Map Parcel 8.pdf](#)

Public Safety

34. [Community Paramedicine Grant Award](#) \* Clague

Attachment: [R-16-106 Community Paramedicine.pdf](#)  
Attachment: [MA400 EMS Contract.pdf](#)  
Attachment: [B-16-069 Community Paramedic Grant.pdf](#)  
Attachment: [RLS Opinion.pdf](#)

35. [Hazard Analysis Contract](#) \* Zamboni

Attachment: [Manatee 2016-17 HA Contract.pdf](#)  
Attachment: [R-16-096 Hazard Analysis Resolution.pdf](#)  
Attachment: [EM RLS Response Memo Hazard Material Subgrant #16-2017.pdf](#)  
Attachment: [B-16-068 Hazard Analysis.pdf](#)

Public Works

36. [Bonds - Wingate Creek Mine - Accept Reclamation Bond Rider Adjustment](#)

Attachment: [Rider for Wingate Ck Mine.pdf](#)

37. [Community Transportation Coordinator \(CTC\) Memorandum of Agreement](#)

Attachment: [Resolution R-16-097.pdf](#)  
Attachment: [CTC Memorandum of Agreement.pdf](#)

38. [FY16/17 FDOT Highway Lighting Maintenance and Compensation Agreement](#) \*  
D'Agostino

Attachment: [FY16-17 Highway Lighting Maintenance & Compensation Agreemnt Exhibit A.pdf](#)  
Attachment: [Master Highway Lighting Maintenance & Compensation Agreement.pdf](#)  
Attachment: [Response to CAO Matter No 2016-0513.pdf](#)

39. [Surplus Equipment](#)

Attachment: [Surplus List 6-21-16.pdf](#)  
Attachment: [Reconciliation List 6-21-16 \(3\).pdf](#)  
Attachment: [Resolution R-16-095.pdf](#)

40. [Transportation Disadvantaged Trip & Equipment Grant Agreement](#)

Attachment: [Manatee 2016-17 TE Grant Agreement.pdf](#)  
Attachment: [TD Grant CTD Letter Dtd June 3, 2016.pdf](#)  
Attachment: [TE Grant Application Form2016422.pdf](#)  
Attachment: [TD Resolution R-16-100.pdf](#)

41. [Universal Access Program Agreements with Local Colleges](#) \* Eschenfelder

Attachment: [SCAT and MCAT Universal Pass Agreement New College 60816.pdf](#)  
Attachment: [SCAT and MCAT Universal Pass Agreement Ringling 60816.pdf](#)

Utilities

42. [Letter of Support for Acquisition of Orange Hammock Ranch as conservation area](#)

Attachment: [Orange Hammock Ranch presentation\\_060116.pdf](#)  
Attachment: [BCC letter of support for Orange Hammock Ranch draft 061516.pdf](#)

43. [Service Fee Waivers](#)

Attachment: [Returned Item Summary.pdf](#)

44. [Write-Off of Bad Debt](#)

Attachment: [FY16 Q3 Estimates.pdf](#)

APPROVAL OF CONSENT AGENDA

45. [Motion to Approve Consent Agenda](#)

C. ADVISORY BOARD APPOINTMENTS

PORT AUTHORITY (Betsy Benac, Chairman - 10:00 A.M. TIME CERTAIN)

The consent and regular agenda items for any Port Authority meeting are set forth in the Port Authority meeting agenda materials notebook as supplied by Port Manatee staff prior to and at the commencement of the meeting of the Port Authority.

46. [Port Authority Agenda](#)

Attachment: [Port Authority Agenda and Supporting Materials.pdf](#)

D. ADVERTISED PUBLIC HEARINGS (Presentations Upon Request)

Administrator

47. [Ordinance 16-32 - Amending Code of Ordinances Related to School Impact Fees](#) \*  
Clague

Attachment: [Ordinance 16-32 - School Impact Fees Text Amendment \(v2\).pdf](#)

Attachment: [Copy of Newspaper Advertising - Ordinance 16-32 - Bradenton Herald - 6-21-2016 BCC.pdf](#)

Attachment: [Copy of Newspaper Advertising - Ordinance 16-32 - Sarasota Herald Tribune - 6-21-2016 BCC.pdf](#)

Attachment: [Resolution 16-02.pdf](#)

Building and Development Services (1:30 P.M. TIME CERTAIN)

48. [LDA-09-04\(R3\) - Second Amendment to the Amended and Restated Local Development Agreement for Summer Woods - Quasi-Judicial - Lisa Barrett](#) \* Clague

Attachment: [Second Amended to Amended and Restate LDA - Summerwoods \(Final BR \).pdf](#)

Attachment: [Affidavit of Publishing - Bradenton Herald Line - 6-7-2016 and 6-21-2016 BCC.pdf](#)

Attachment: [Affidavit of Publishing - Summerwoods LDA LDA-09-04\(R3\) - Sarasota Herald Tribune Line - 6-7-16 and 6-21-16 BCC.pdf](#)

Attachment: [Maps - Future Land Use, Zoning and Aerials - Summerwoods LDA.pdf](#)

Attachment: [Summer Woods LDA - LDA-09-04\(R\) pdf.pdf](#)

Attachment: [Summer Woods LDA - LDA-09-04.pdf](#)

Attachment: [Summer Woods LDA First Amendment to LDA - LDA-09-04 \(R2\).pdf](#)

Financial Management (10:00 A.M. TIME CERTAIN)

49. [Public hearing and adoption of Resolution No. R-16-98 providing for TEFRA approval of Manatee County Port Authority's borrowing up to \\$2,000,000 outstanding at any one time, such borrowing evidenced by the issuance of a tax-exempt revenue note.](#) \* Clague

Attachment: [Notice of TEFRA Hearing -06-04-16.pdf](#)

Attachment: [Manatee Port Authority TEFRA Resolution No R-16-98.pdf](#)

Neighborhood Services

50. [2016/17 Community Development Block Grant Annual Action Plan](#)



Attachment: [Resolution B-16-070.pdf](#)  
Attachment: [Resolution R-16-094.pdf](#)  
Attachment: [16-17 Action Plan - Final Draft.pdf](#)  
Attachment: [CDBG 2016 Allocations.pdf](#)

#### Property Management

51. [Enforcement of Parking Spaces on County Facilities Designated as No Parking or Restricted Access Parking Ordinance No. 16-29](#) \* Eschenfelder

Attachment: [No Parking Ordinance 16-29.pdf](#)  
Attachment: [Affidavit Proof of Publication Ordinance 16-29.pdf](#)  
Attachment: [RLS Response Memo-2016-369.pdf](#)

#### E. ADVERTISED PUBLIC HEARINGS (Presentation Scheduled)

Administrator (10:30 A.M. TIME CERTAIN)

52. [Local Governmental Infrastructure Sales Tax Ordinance 16-35](#) \* Clague

Attachment: [Ordinance 16-35 \(Final\).pdf](#)  
Attachment: [Ordinance 16-35 - Proof of Publication.pdf](#)  
Attachment: [Ordinance 16-35 - Letter from Island Mayors.pdf](#)  
Attachment: [Ordinance 16-35 - Commissioner DiSabatino Email.pdf](#)

Building and Development Services (1:30 P.M. TIME CERTAIN)

53. [PA-16-01/Ordinance 16-07 - Urban Corridors Plan Amendment - Legislative - Lisa Barrett](#) \* Schenk

Attachment: [Staff Report - PA-06-01-Ordinance 16-07 Comp Plan Amendment Urban Corridors.pdf](#)  
Attachment: [Ordinance 16-07 - PA-16-01 - Urban Corridors Comp Plan Amendment - 6-21-2016 BCC.pdf](#)  
Attachment: [Ordinance 16-07 - Exhibit A - Maps.pdf](#)  
Attachment: [Ordinance 16-07 - Exhibit B.pdf](#)  
Attachment: [Ordinance 16-07 - Exhibit C.pdf](#)  
Attachment: [School Report Letter.pdf](#)  
Attachment: [Staff Report Attachment 12 - Public Comments.pdf](#)  
Attachment: [Staff Report Attachment 13 - Assessment Report 12012015.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix A - Manatee Council of Government.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix B - 2010 FINAL ONE BAY VISION BROCHURE.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix B - ONE BAY General Overview & Findings RAT 12-17-08.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix B - ONE-BAY FACTSHEET July 2009.pdf](#)

Attachment: [Staff Report Attachment 14 - Appendix B - Outcome Report ManateeCounty.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix C- How Will We Grow Report 021113 hi res graphics.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix D - ULI FINALManateeCounty\\_PanelReport.pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix E 1 of 2 .pdf](#)  
Attachment: [Staff Report Attachment 14 - Appendix E 2 of 2.pdf](#)  
Attachment: [Attach 14 - Sarasota Herald Tribune.pdf](#)  
Attachment: [Attach 16 - Bradenton Herald.pdf](#)  
Attachment: [Staff Report Attachment 16 - Letter for DEO for signature.pdf](#)  
Attachment: [Staff Report Attachment 14 - Additional study Sierra club.pdf](#)

54. [PA-16-03/Ordinance 16-23 - Plan Amendment - Countywide Amendments - Legislative - Lisa Barrett](#) \* Schenk

Attachment: [Staff Report - PA-16-03 - Ord 16-23 Countywide.pdf](#)  
Attachment: [Ordinance 16-23 - Countywide Amendment.pdf](#)  
Attachment: [Ordinance 16-23 - Exhibit A.pdf](#)  
Attachment: [Ordinance 16-23 - Exhibit B.pdf](#)  
Attachment: [Ordinance Exhibit C Definitions.pdf](#)  
Attachment: [Ordinance Exhibit D Future Land Use Element.pdf](#)  
Attachment: [Ordinance Exhibit E Land Use Operatives.pdf](#)  
Attachment: [Ordinance Exhibit F Traffic Sub-Element.pdf](#)  
Attachment: [Copy of Newspaper Advertising - PA-16-03 - Ord. 16-23 - Countywide - Sarasota Herald Tribune - 6-21-2016 BCC.pdf](#)  
Attachment: [Copy of Newspaper Advertising - PA-16-03 - Ord. 16-23 - Countywide Comp Plan Amendment - Bradenton Herald 6-21-2016 BCC.pdf](#)  
Attachment: [Public Comments - County Wide Plan Amendment.pdf](#)  
Attachment: [Transmittal Letter for DEO for signature.pdf](#)

F. REGULAR

G. REPORTS

Administrator

55. [Dashboard Report for May 2016](#)

Attachment: [May 2016 Dashboards.pdf](#)  
Attachment: [PSCC MAY 16.pdf](#)

COMMISSIONER AGENDA

CITIZEN COMMENTS (Continuation of Consideration for Future Agenda Items, if Needed)

COMMISSIONER COMMENTS

ADJOURN

Manatee County Government Administrative Center  
Commission Chambers, First Floor  
9:00 a.m. - June 21, 2016

The Board of County Commissioners of Manatee County, Florida, does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions including one's access to, participation in, employment with, or treatment in its programs or activities. Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act, should contact Kaycee Ellis at 742-5800; TDD ONLY 742-5802, wait 60 seconds; FAX 745-3790.

The Board of County Commissioners of Manatee County and the Manatee County Port Authority may elect not to convene, if no business is scheduled; however, each reserves the right to take action on any matter during its meeting, including items not set forth within this agenda. The Chair of each governing body at his/her option may take business out of order if he/she determines that such a change in the schedule will expedite the business of the governing body.

All public comment on quasi-judicial agenda items is required to be under oath and must occur at a duly noticed public hearing. The Citizens' Comments portion of the agenda is not an advertised public hearing, and no comments on quasi-judicial agenda items are authorized during the Citizens' Comments portion of the agenda.

PUBLIC NOTICE: According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners (or the other entities that are meeting) with respect to any matter considered at said public hearing/meeting will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.