

March 17, 2009

9:00 a.m.

**SARASOTA COUNTY ADMINISTRATION CENTER
1660 RINGLING BOULEVARD
COMMISSION CHAMBER
SARASOTA, FLORIDA**

Jon Thaxton, Chair, District 5
Joseph A. Barbetta, Vice Chair, District 2
Carolyn J. Mason, District 1
Shannon Staub, District 3
Nora Patterson, District 4

INVOCATION

PLEDGE OF ALLEGIANCE

Commissioner Staub

PRESENTATION OF PROCLAMATIONS:

Autism Awareness Month - April 2009
K-9 Veterans Day - March 17, 2009
Supervisor of Elections/Library/Volunteer Recognition
Women's History Month - March 2009

NOTE:

Unfinished items may be carried over to tomorrow's agenda.

CONSENT SECTION:

All matters listed under the Consent Section are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired by a Commissioner, the item(s) will be considered at the end of the Consent Section.

1. ADMINISTRATION

To adopt a Resolution mandating use of County-provided e-mail accounts by Advisory Council Members.

2. CAPITAL MANAGEMENT SERVICES

To approve a Contract with APAC-Southeast, Inc., for the Lockwood Ridge Road Roadway Resurfacing Project (from 15th Street to 61st Street), in the amount of \$1,490,320.66.

3. CAPITAL MANAGEMENT SERVICES

To approve a Contract with Peter A. Basile Sons, Inc., for the construction of the Shamrock Drive Sidewalk Project (from U.S. 41 to Scenic Drive), in the amount of \$288,615.01.

4. CAPITAL MANAGEMENT SERVICES

To approve a Contract with EHC, Inc., for the construction of the Bee Ridge and Wilkinson Roads Sidewalk Project, in the amount of \$280,420.48.

5. CAPITAL MANAGEMENT SERVICES

To approve a Contract, Change Order No. 1 to Contract No. 2008-404, with Halfacre Construction Company for the Siesta Key Village Beautification Project, in the amount of \$134,793,65.

6. CAPITAL MANAGEMENT SERVICES

To approve a Contract with Worth Contracting, Inc., for the Lakewood Ranch Elevated Water Storage Tank Rehabilitation Project, in the amount of \$248,850.00.

7. CAPITAL MANAGEMENT SERVICES

To approve a Contract, Specific Authorization No. 1 to Contract No. 2007-262, with TOTeMS Architecture, Inc., for the design and permitting of a multi-purpose facility and restrooms for Manasota Beach Park, in the amount of \$258,800.00.

8. CAPITAL MANAGEMENT SERVICES

To approve a Contract, Specific Authorization No. 2 to Contract No. 2007-262, with TOTeMS Architecture, Inc., for the design and permitting of a multi-purpose facility and playground restrooms for Caspersen Beach Park, in the amount of \$277,595.00.

9. CAPITAL MANAGEMENT SERVICES

To approve a Contract with Beach Construction Company, Inc., for the construction of the University Wellfield Rehabilitation Project, in the amount of \$982,800.00.

10. CAPITAL MANAGEMENT SERVICES

To approve a Contract with D.R. Swanson Company for the construction of the James Street Area Sanitary Sewer Improvement Project, in the amount of \$367,585.58.

11. CAPITAL MANAGEMENT SERVICES

To approve a Contract, Specific Authorization No. 1 to Contract No. 2007-261, with CPH Engineers, Inc., for the design and permitting of a combined restroom and concession facility at North Jetty Park, in the amount of \$214,643.00.

12. CAPITAL MANAGEMENT SERVICES

To approve a Contract, a Public/Private Joint Stormwater Use Agreement and Non-Exclusive Stormwater Easement, with NAP Bee Ridge, LLC, for the use and maintenance of the stormwater facility located south of the Bee Ridge Road/Bee Ridge Road Extension terminus, pursuant to Special Exception Petition No. 1635 (Resolution No. 2006-237).

13. CAPITAL MANAGEMENT SERVICES

To approve a Contract with Westra Construction Corp. for the vacuum collection system for the Phillippi Creek Septic System Replacement Program (PCSSRP), Area D, Phase II, and the Webber Street Neighborhood Enhancement Project, in the amount of \$4,450,554.14.

14. CAPITAL MANAGEMENT SERVICES

- A. To amend the scope of the Alligator Creek Stormwater Water Quality Project, Capital Improvement Project (CIP) No. 75502, and to rename it as the South County/Alligator Creek Stormwater Water Quality Project;
- B. To authorize the County Administrator, or Designee, to revise the Capital Improvements Element (CIE) Table 10-3: Five-Year Schedule of Capital Improvements of the

Comprehensive Plan for Fiscal Year (FY) 2009 - 2013 to include the renaming of the Alligator Creek Stormwater Quality Project.

15. CAPITAL MANAGEMENT SERVICES

- A. To amend the scope of the Phillippi Creek Stormwater Water Quality Project, Capital Improvement Project (CIP) No. 75500, and to rename it as the North County/Phillippi Creek Stormwater Water Quality Project;
- B. To authorize the County Administrator, or Designee, to revise the Capital Improvements Element (CIE) Table 10-3: Five-Year Schedule of Capital Improvements of the Comprehensive Plan for Fiscal Year (FY) 2009 - 2013 to include the renaming of the Phillippi Creek Stormwater Water Quality Project.

16. COMMUNITY SERVICES

To approve a Contract, a Consent to Easement Agreement, with the United States of America, Department of the Army, to allow construction of improvements on the U.S. Army Corps of Engineers easement lands at Foxworthy Campus (previously known as Bypass Park).

17. COMMUNITY SERVICES

To appoint Andrea Paver Kaine and Jack Dean to serve four-year terms on the Historic Commission, effective through March 2013.

18. ENVIRONMENTAL SERVICES

To approve a Contract, a Cooperative Funding Agreement, with Southwest Florida Water Management District (SWFWMD) for the Little Sarasota Bay Water Quality Management Plan, in the amount of \$600,000.00.

19. ENVIRONMENTAL SERVICES

To approve a Contract, a Cooperative Funding Agreement, with Southwest Florida Water Management District (SWFWMD) for the Sarasota Bay Water Quality Management Plan, in the amount of \$600,000.00.

20. ENVIRONMENTAL SERVICES

To approve the Contracts for continuing professional landscape architect services, in an amount not to exceed \$300,000.00 per Contract, as follows:

- A. David W. Johnston Associates, Inc.;
- B. WilsonMiller, Inc.;
- C. DWY Landscape Architects.

21. ENVIRONMENTAL SERVICES

To adopt a Resolution authorizing the execution of a Contract, a Lease Agreement with the R/C Fliers of Venice, Inc., for the leasing of approximately six acres of land and airdrome facilities at the Central County Solid Waste Disposal Complex, for a term of five years beginning April 1, 2009, and ending March 31, 2014, with the option of a five-year renewal period.

22. FINANCIAL PLANNING

To approve the revisions to the 2009-2010 Sarasota County Arts Council Cultural/Arts Grant Calendar and to approve the use of the Interim Year Application, as recommended by the Tourist Development Council (TDC).

23. FINANCIAL PLANNING

To approve payment to Cincinnati Insurance Company as subrogee of John Bain for full and final settlement of a property damage claim, in the amount of \$15,308.56.

24. HEALTH AND HUMAN SERVICES

To authorize advertisement of a public hearing to consider a proposed Ordinance, amending Ordinance No. 98-027, as amended and codified in Chapter 62, Article V, Section 15 of the County Code, relating to Child Care Facilities.

25. HEALTH AND HUMAN SERVICES

To approve a Contract with Justice Benefits, Inc. (JBI), for professional services for the County's participation in the State Criminal Alien Assistance Program for Federal reimbursement.

26. HEALTH AND HUMAN SERVICES

To adopt a Resolution, Budget Amendment No. B2009-031, amending the Fiscal Year (FY) 2009 Budget for the Tapestry Computer Software Project, in the amount of \$32,802.00.

27. INFORMATION TECHNOLOGY

To approve a Contract, a Lease Agreement, Amendment No. 2 to Contract No. 2004-172, with Piedmont Operating Partnership, L.P., (formerly known as Wells Operating Partnership, L.C.), for the use and operation of the UPS (Uninterruptible Power Supply) equipment and generators to service the Suncoast Technology Datacenter, in the amount of \$21,014.00, with four one-year renewal periods and a three percent increase in rent per year.

28. PLANNING AND DEVELOPMENT SERVICES

To consider a proposed Contract, a Shared Parking Facilities Agreement with 5011 Ocean Boulevard, LLC, to accommodate the shared parking requirements for the restaurant/office use of the Charles Lofino Building located at 5011 Ocean Boulevard, Siesta Key, pursuant to Section 7.1.11.f. of the County Zoning Code.

29. PLANNING AND DEVELOPMENT SERVICES

- A. To approve a Contract with the Community Housing Trust of Sarasota County, Inc., for pre-construction costs associated with the Laurel Place/Child Advocacy Center Project, in the amount of \$111,178.75;
- B. To approve a Contract, Amendment No. 1 to Contract No. 2008-237, with the Community Housing Trust of Sarasota County, Inc., for additional pre-construction costs associated with the Hatton Street Project, in the amount of \$28,200.31, and to provide for termination of the amended Contract and Contract No. 2008-237;
- C. To terminate Contract No. 2008-400 with the Community Housing Trust of Sarasota County, Inc. for the pre-construction costs associated with the construction of 28 affordable housing units at Coventry Place (formerly known as Boulevard of the Arts) upon payment of all approved invoices.

30. PLANNING AND DEVELOPMENT SERVICES

To approve a Contract, Amendment No. 1 to Contract No. 2008-040, with First Step of

Sarasota, Inc., for the development of six transitional housing residences to extend the expiration date to June 30, 2009.

31. PLANNING AND DEVELOPMENT SERVICES

To approve the amendments to the 2000-2005 Consolidated Plan to delete the funding for Economic Development, in the amount of \$212,280.00, and to increase funding for the demolition of Grove Terrace, in the amount of \$212,280.00.

32. PUBLIC WORKS

To adopt a Resolution to lower the speed limit on Kennedy Lane from 30 to 25 miles per hour, as recommended by the Traffic Advisory Council.

33. PUBLIC WORKS

To adopt a Resolution to lower the speed limit in the Ravenwood Subdivision from 30 to 25 miles per hour, as recommended by the Traffic Advisory Council.

34. PUBLIC WORKS

To adopt a Resolution to install stop signs at the following locations, as recommended by the Traffic Advisory Council:

- on Pandodra Road at Flamingo Road
- on Mercury Road at Flamingo Road
- on Southland Drive at Plantation Drive
- on Jacobs Lane at Kennedy Lane.

35. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER

To ratify and approve the warrants dated February 9 through March 6, 2009, in the amount of \$42,416,206.80, as detailed in the voucher packages filed in the Finance Department.

36. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER

To approve the Minutes of the meetings dated February 11, February 13, and February 18, 2009.

**SARASOTA COUNTY TRANSPORTATION AUTHORITY
CONSENT SECTION**

The Board of County Commissioners will convene as the Sarasota County Transportation Authority (SCTA) to consider the following items. All matters listed under the SCTA Consent Section are considered to be routine and will be enacted by one motion.

37. PUBLIC WORKS

- A.** To approve a Contract, a Subrecipient Agreement, with the Manatee County Board of Commissioners for the Federal Transit Administration (FTA) Section 5316 - Job Access and Reverse Commute (JARC) Grant Program for Fiscal Year (FY) 2006, in the amount of \$100,885.50;
- B.** To approve a Contract, a Subrecipient Agreement, with the Manatee County Board of Commissioners for the FTA Section 5317 - New Freedom Grant Programs for FY 2006-2008, in the amount of \$241,629.00.

38. PUBLIC WORKS

To adopt a Resolution authorizing the execution and submittal of a Grant Application and supporting documents and assurances to the Florida Department of Transportation (FDOT) for Federal Transit Administration (FTA) Section 5311 Non-urbanized Area

Formula Grant Capital Assistance Funding under the Fiscal Year (FY) 2009 American Recovery and Reinvestment Act (ARRA) Capital Stimulus Program and to accept the Grant Award from the FDOT for the purchase of vehicles, equipment, and/or expenditures, pursuant to the Grant Award.

39. PUBLIC WORKS

To adopt the Sarasota County Transportation Authority (SCTA) 2009 Substance Abuse Policy.

DISCUSSION SECTION:

40. HEALTH AND HUMAN SERVICES

To consider appointments to the Human Services Advisory Council (HSAC), as follows:

- A.** Jay Berman and Bill Young to serve three-year terms, as Business/Financial Community Representatives, effective through March 2012;
- B.** Harold McFarland to serve a three-year term, as a Certified Public Accountant Representative, effective through March 2012;
- C.** Alexandra Miller to fill an unexpired three-year term, as a Business/Financial Community Representative, effective through May 2011;
- D.** Carol Todd to serve a three-year term, as the School Board Representative, effective through March 2012;
- E.** A. Stryker Watts to fill an unexpired three-year term, as a Youth Representative, effective through May 2011;
- F.** One individual to serve a three-year term, as a Licensed Psychiatrist, Psychologist or Clinical Social Worker Representative, effective through March 2012;
- G.** One individual to serve a three-year term, as a Citizen-At-Large Representative, effective through March 2012;
- H.** Two individuals to serve three-year terms, as Consumer Client Advocate Representatives, effective through March 2012;
- I.** One individual to fill an unexpired three-year term, as a Citizen-At-Large Representative, effective through March 2010.

41. PUBLIC WORKS

Sitting as the Sarasota County Transportation Authority (SCTA):

To consider the Sarasota County Area Transit (SCAT) Bus Performance Standards and Measures for evaluating new and existing fixed route services to assist in allocating Fiscal Year (FY) 2010 SCAT Operating revenues.

REPORTS SECTION:

42. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER'S REPORT

Filed for Record List.

43. COUNTY ADMINISTRATOR'S REPORT

44. COUNTY ATTORNEY'S REPORT

45. COMMISSION AND COMMITTEE REPORTS

46. ADMINISTRATION

Outstanding Board Assignments.

47. ADMINISTRATION

Review of Board Meeting Schedule.

1:30 p.m.

48. OPEN TO THE PUBLIC - (Three-minute time limit per person, up to 30 minutes.)

DISCUSSION SECTION: - (Continued)

49. ENVIRONMENTAL SERVICES

To consider authorization to advertise a Request for Proposal (RFP) for a Cattle Grazing Management Program for the Jordyn Parcel of the Deer Prairie Creek Protection Priority Site, in accordance with the Land Stewardship Cattle Grazing Policy (Resolution No. 2008-252).

50. PLANNING AND DEVELOPMENT SERVICES

To consider a proposed Resolution to approve a Joint Application with the City of Sarasota to the Florida Office of Tourism, Trade and Economic Development for the expansion of the boundaries located at the intersection of Dr. Martin Luther King, Jr., Way and Osprey Avenue for the Sarasota Enterprise Zone.

PUBLIC HEARINGS:

THE SARASOTA COUNTY CHARTER REQUIRES THAT EVIDENCE AND TESTIMONY PRESENTED DURING PUBLIC HEARINGS SHALL BE UNDER OATH. PERSONS PRESENTING EVIDENCE AND/OR TESTIMONY ARE REQUIRED TO COMPLETE AND SIGN THE REQUEST TO SPEAK CARD.

51. FINANCIAL PLANNING

- A. (Not a public hearing.) To approve a Contract, a Fee Mitigation Agreement, with RidgeLake METI, LLC, for Medical Educational Technologies Corporation (METI) mitigated fees, in the amount of \$341,637.00;
- B. Public hearing to consider a proposed Resolution, Budget Amendment No. B2009-026, amending the Fiscal Year (FY) 2009 Budget to appropriate partial funding for the Fee Mitigation Agreement with RidgeLake METI, LLC, in the amount of \$127,947.00.

52. CAPITAL MANAGEMENT SERVICES

(Note: Staff has requested a continuance of this public hearing to April 22, 2009, at 1:30 p.m.)
Public hearing continued from January 13, 2009, to consider a proposed Resolution, an Initial Rate Resolution, establishing the tentative annual assessment for the Matheny Creek Navigable Waterway Project Unit.

53. OTHER BUSINESS

54. OPEN TO THE PUBLIC - (Three-minute time limit per person.)

NOTE:

Individuals with disabilities needing assistance to participate in any of these proceedings should contact County Administration at least three (3) working days in advance of the meeting date and time at (941) 861-5344.