



OFFICE OF THE COUNTY ATTORNEY

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MEMORANDUM

Date: December 2, 2016

To: Debbie Voorhees, Contracts Manager, Parks and Natural Resources

Through: Mitchell O. Palmer, County Attorney *MOP 12/2/16*

From: Anne Morris, Assistant County Attorney *AMM*

RE: Suncoast Aquatic Nature Center Associates, Inc. (SANCA) Agreement; Matter No. 2016-0834

This memorandum is in response to the above referenced Request for Legal Services in which you asked this office to review a draft agreement between Suncoast Aquatic Nature Center Associates, Inc. (SANCA) ("Agency") and Manatee County ("County").

Attached is a redlined revision to the draft Agreement reflecting the suggested changes. In addition to the draft Agreement, I have included proposed Resolution R-16-177 to allow for the conveyance of the three (3) john boats and motors to the Agency, as referenced in the draft Agreement.

The decision to enter into an agreement with this Agency is primarily a business decision. The recommended changes address the legal sufficiency of the draft Agreement, and do not address the business judgment involved in entering into an agreement with this Agency. Subject to the inclusion of my suggested changes, this document is legally sufficient for consideration by the Board of County Commissioners.

This Request for Legal Services was submitted late on November 21, 2016, with a requested due date of November 30, 2016. Due to the workload of this office, such a short turnaround is very difficult to achieve. Please submit all future Requests for Legal Services further in advance.

* Board Certified in Construction Law

** Board Certified in City, County, & Local Government Law

If you have any further questions, comments, or concerns, please feel free to contact me.

Copies to: Ed Hunzeker, County Administrator
Karen Windon, Deputy County Administrator
Dan Schlandt, Deputy County Administrator
Charlie Hunsicker, Director, Parks and Natural Resources Department
Linda Klasing, Risk Manager, County Attorney