

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATIVE CENTER
1112 Manatee Avenue West
Bradenton, Florida
May 10, 2016**

Present were:

Vanessa Baugh, Chairman
John R. Chappie, First Vice-Chairman
Robin DiSabatino, Second Vice-Chairman
Charles B. Smith, Third Vice Chairman
Betsy Benac
Lawrence E. Bustle, Jr.
Carol Whitmore, by telephone

Also present were:

Ed Hunzeker, County Administrator
Mitchell O. Palmer, County Attorney
Vicki Tessmer, Board Records Supervisor, representing
Angelina Coloneso, Clerk of Circuit Court
Robin Toth, Deputy Clerk, Clerk of Circuit Court



Chairman Baugh called the meeting to order at 9:03 a.m.


INVOCATION AND PLEDGE OF ALLEGIANCE

1.  The Invocation was delivered by Reverend Charles Tigard, Trinity Metropolitan Community Church, followed by the Pledge of Allegiance



Chairman Baugh read the Pledge of Public Conduct.

AGENDA ANNOUNCEMENTS


BC20160510DOC001

-  Item 33 – Award of Certificate of Public Convenience and Necessity for Interfacility Medical Transport – Resolution R-16-72 and the Certificates, which were not previously attached to the agenda, are now attached.
- Item 52 – Rubonia Community Center – Request to: (1) Execute funding agreement with Rubonia Community Association Incorporated, for the 2016 Summer Program, in the amount of \$22,304; and, (2) Adopt Resolution B-16-058 to accommodate appropriation for revenues and expenditures for the program, for a total of \$97,304 (\$22,304 Program; \$75,000 facility and grounds renovations)
- Item 19 – Chairman Baugh pulled from the Consent Agenda, Friends of the Braden River Library Donation for a separate, formal presentation.

AWARDS AND PRESENTATIONS

2.  Employee of the Month: Mark Simpson, Water Division Manager, Utilities BC20160510DOC002
3.  Jobs Now Team and Rapid Response Team Recognition – Karen Stewart, Economic Development Program Manager, recognized members of the Team as a catalyst for Economic Development in Manatee County. BC20160510DOC003


19. **NEIGHBORHOOD SERVICES/DONATION/BRADEN RIVER LIBRARY**

 Martha Crabb, President of the Friends of the Braden River Library, and Judy Harris, Vice-President, presented a ceremonial check for \$20,000 as a donation for an architectural and feasibility study for the expansion of the Braden River Library.


A motion was made by Commissioner Chappie, seconded by Commissioner Benac, and carried 7-0, with Commissioner Whitmore by telephone, to accept the \$20,000 check.


BC20160510DOC004

54. **PRESENTATION/PEACE RIVER REGIONAL WATER AUTHORITY**


 Commissioner Chappie displayed an award that was presented to the County in recognition of the 25th anniversary of the Peace River Regional Water Authority.

PROCLAMATIONS

 A motion was made by Commissioner DiSabatino, seconded by Commissioner Smith, and carried 7-0, with Commissioner Whitmore by telephone, to approve the following Proclamations:


4.  Economic Development Week/Year of the Economic Developer – May 8-14, 1016, was accepted by Karen Stewart, Economic Development Program Manager; Mark Barnebey, Bradenton Area Economic Development Corporation; and economic development colleagues throughout the community. BC20160510DOC005
5.  Emergency Medical Services Week – May 15-12, 2016, was accepted by Rob Smith, Public Safety Director, and members of the Emergency Medical Services Division. BC20160510DOC006
6.  National Public Works Week – May 15-21, 2016, was accepted by Chad Butzow, Public Works Deputy Director, and members of the Public Works and Utilities Departments. BC20160510DOC007
7.  Drug Court Month – May 2016, and marking the 19th Anniversary of Manatee County Drug Court, was accepted by Alfred James, Drug Court Director; June Schmitt, Assistant Director, Chief Judge Williams; Walk Smith, Court Administrator; and participants of the Program. BC20160510DCO008
8.  Teen Pregnancy Prevention Month – May 2016, was accepted by Eloise Leibe and Ambria Rankin, Teen Health Educators, and Marianne Legler, Healthy Teens Coalition. BC20160510DOC009

55. **LAW ENFORCEMENT WEEK**

 Commissioner Smith announced May 15th as Peace Officers’ Memorial Day, and May 15-21, 2016, as Law Enforcement Week.

Law Enforcement Week will be recognized at the May 19th meeting.

9. **CITIZEN COMMENTS (Future Agenda items)**

 Debra Glow commented on public records requests.

Agatha Mantanes requested information regarding employee re-training. She also suggested the late William Wheeler be recognized.

Glen Gibellina commented on the community’s level of trust of administration and elected officials, and affordable housing.

There being no further citizen comments on future agenda items, Chairman Baugh closed citizen comments.

BC20160510DOC010

CONSENT AGENDA



Item 16, IFB 16-0999DC: Colony Cove Gravity Sewer Phase 2 – Pulled for separate action; Mitchell O. Palmer, County Attorney, advised that an inappropriate bond form was submitted for this item. An appropriate form is being submitted and will be recorded with the Clerk of Circuit Court. He modified the motion to read:

Award IFB 16-0999DC, Colony Cove Gravity Sewer Phase 2 to the lowest, responsible and responsible bidder, Subterrain Technologies, Inc., Palmetto, Florida, for a total of \$1,524,539.50 with 210 calendar days for completion; and, Authorize the County Administrator, or his designee, to execute the Agreement and accept and date the Performance and Payment Bonds; contingent however, on the low bidder’s submittal and recording of payment and performance bonds that comply with the provisions of Florida Statute 255.05 as a substitute for the AIA forms of bond as originally submitted.

Commissioner Requests

- Item 23, West Coast Inland Navigation District (WCIND) FY 2017 Applications – Commissioner Benac questioned if funds in excess of the requested funding are already allocated.

Ed Hunzeker, County Administrator, stated an updated schedule, showing how dollars are allocated, will be provided to the Board. He suggested a work session be held this fall to discuss how funding goes to WCIND and is returned to each county.

- Item 13, FY16 Budget Amendment Resolution B-16-055 – Commissioner DiSabatino requested an explanation of Budget Fund Description Item 4 (in breakdown attached to the Resolution) for the transfer of \$50,000 for It Works to host events at the Convention Center.

Discussion ensued that the \$50,000 is for advertisement of tourist-related events and marketing for the Bradenton area during the summer season, event itinerary, the Board needs to discuss Tourist Development Council’s projects/priorities and adding to their priority list outside of the budget year, Rubonia Mardi Gras, and restrictions on the use of Tourist Development Funds.

- Item 38, Golf Cart Use/Ordinance 16-27, Heather Hills Estates and the Village of Cortez – Commissioners DiSabatino and Chappie commented.
- Item 36, Adaptive Signal Control System along S.R. 70 – Commissioner Chappie commented.
- Item 40, Memorandum of Agreement with Florida Department of Transportation for BlueTOAD and Wavetronix – Commissioner Chappie commented.
- Item 33, Award of Certificate of Public Convenience and Necessity for Interfacility Medical Transport was pulled for separate action
- Item 20, Project Aurora Economic Development Incentive/Resolution R-16-081 was pulled for separate action



10. CITIZEN COMMENTS (Consent Agenda Items Only)

Glen Gibellina commented on Items 11, 35 and 52.

Katherine Edwards requested the acceptance of the Sheriff’s bond be deferred (Item 11).

There being no further citizen comments on the Consent Agenda, Chairman Baugh closed citizen comments.

BC20160510DOC011

11. **CLERK OF THE CIRCUIT COURT – CONSENT AGENDA** BC20160510DOC012
- A. **WARRANTS**
Approved the warrants for the month of April 2016, as issued by the Finance Department BC20160510DOC013
- B. **MINUTES**
Approved the Minutes of April 12 and 19 (morning work session), 2016
- C. **REFUNDS/UTILITIES**
Approved the following refund for Utility Department Customer: 196882-131885 – Billing Adjustment, \$645.51 BC20160510DOC014
- D. **LIENS/PARTIAL RELEASE**
Accepted and authorized recording of Partial Release of Special Improvement Assessment Liens
1. Project 3137 – Winterland Estates Sewer, John A. Phillips, Jerri A. Phillips BC20160510DOC015
2. Project 4218 – Warners West Canal Dredging, Jared S. Firestine, Michael B. Firestine BC20160510DOC016
- E. **FINANCIAL REPORTS**
Accepted financial reports:
1. Copperstone Community Development District (CDD) – Proposed FY 2016/2017 Budget BC20160510DOC017
2. Greyhawk Landing CDD – Proposed FY 2016/2017 Budget BC20160510DOC018
3. North River Fire District – FY 2014/2015 Financial Audit BC20160510DOC019
4. Palma Sola Trace CDD – Proposed FY 2016/2017 Budget BC20160510DOC020
5. Peace River Manasota Regional Water Supply Authority – Financial Statements Independent Auditor’s Report for Fiscal Year ended September 30, 2015 BC20160510DOC021
- F. **SHERIFF PUBLIC EMPLOYEE BOND**
Accepted the list of 11 additional employees and deletion of eight employees for the Sheriff’s Public Employee Bond BC20160510DOC022
12. **BUILDING AND DEVELOPMENT SERVICES/FINAL PLAT/ENCLAVE AT HERITAGE HARBOUR**
- Executed and authorized recording of Final Subdivision Plat; and,
 - Authorized recording of Supplemental Declaration of Covenants, Conditions, and Restrictions for River Strand Golf & Country Club BC20160510DOC023
13. **FINANCIAL MANAGEMENT/BUDGET RESOLUTION**
Adopted Budget Amendment Resolution B-16-055 BC20160510DOC024
14. **FINANCIAL MANAGEMENT/CHANGE ORDER**
Authorized the County Administrator or his designee, to execute Change Order 1 to Agreement 15-1947DC, 51st Street West Gravity Sewer Replacement, with Pospiech Contracting, Inc., increasing contract sum by \$123,295.47, and adding 14 calendar days, for adjusted contract sum of \$3,055,203.92, and revised completion date of October 16, 2016 BC20160510DOC025
15. **FINANCIAL MANAGEMENT/BID AWARD**
Authorized awarding Invitation for Bid 16-0212DS, Road Building Materials and Services, to multiple responsive, responsible bidders to provide materials, repair, and/or construction services on an as-needed basis during the contract term: Ajax Paving Industries, Asphalt Paving Systems, C-Squared, Culter Repaving, Inc., Florida Safety Contractors, Gator Grading & Paving, Oneco Concrete and Asphalt, Inc., Pavement Technology, Superior Asphalt, Inc., and, Woodruff & Sons, Inc. BC20160510DOC026

17. **FINANCIAL MANAGEMENT/BID AWARD**
Authorized awarding IFB 16-1006CD, Southwest Water Reclamation Facility Recharge Well System Infrastructure, to the lowest, responsive and responsible bidder, Vogel Bros. Building Co., for a total of \$1,648,900, with 460 days for completion, and authorized County Administrator or his designee to execute the agreement and accept and date the Performance and payment bonds. BC20160510DOC027
18. **FINANCIAL MANAGEMENT/BID AWARD**
Authorized awarding Invitation for Bid 16-1327BLS, Sanitary Sewer – Lateral Lining Rehabilitation Services, to multiple responsive, responsible bidders: BLD Services LLC, Hinterland Group, Inc., and LMK Pipe Renewal, LLC BC20160510DOC028
21. **PARKS AND NATURAL RESOURCES/GRANT**
Executed Amendment 2 to Grant Agreement T1307 with Florida Department of Environmental Protection, Recreational Trails Program, for an extension to the expiration date of the Agreement, from May 1, 2016, to December 21, 2016, for the development of a trail system at Robinson Preserve BC20160510DOC029
22. **PARKS AND NATURAL RESOURCES/AGREEMENT**
Executed Amendment 4 to Anna Maria Island Beach Nourishment project agreement 11ME1 with Florida Department of Environmental Protection; and, adopted Budget Amendment Resolution B-16-057 BC20160510DOC030
23. **PARKS AND NATURAL RESOURCES/WCIND**
- Adopted Resolution R-16-079, approving FY 2016-17 applications to West Coast Inland Navigation District (WCIND), and authorizing the submission of said applications;
 - Authorized Chairman to sign any and all agreements with WCIND upon approval of said applications; and,
 - Authorized the County Administrator or his designee, to sign extensions and new sub-agreements with those agencies that are not County departments BC20160510DOC031
24. **PROPERTY MANAGEMENT/RESOLUTION/SURPLUS PROPERTY**
Adopted Resolution R-16-053, declaring certain County real property as surplus and authorizing the sale of such property (2511 6th Avenue East, Palmetto) BC20160510DOC032
25. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Utilities Easement from Buffalo-Anderson Associates LLC and WR-I Associates, Ltd.; and,
 - Authorized recording of Affidavit of Ownership and Encumbrances from David H. Bauldauf, on behalf of Buffalo-Anderson Associates LLC and WR-I Associates, Ltd. BC20160510DOC033
26. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Permanent Utilities Easement from SHI-II SLD Lakewood Ranch LLC, care of Senior Lifestyle Development Investors 2013 LLC;
 - Authorized recording of Affidavit of Ownership and Encumbrances from Matt Phillips, as Authorized Signatory for SHI-II SLD Lakewood Ranch LLC, care of Senior Lifestyle Development Investors 2013 LLC; and,
 - Authorized recording of Joinder and Consent from Matthew Miller, as Senior Vice-President of Texas Capital Bank, National Association BC20160510DOC034

27. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
Accepted and authorized recording of Permanent Utilities Easement from UTC Square LLC; and authorized recording of Affidavit of Ownership and Encumbrances from David H. Bauldauf, as Manager of UTC Square LLC BC20160510DOC035
28. **PROPERTY MANAGEMENT/RESOLUTION**
Adopted Resolution R-16-082, authorizing the Property Acquisition Division to bid on real property located at 5707 45th Street East, and authorizing the acquisition of real property through a tax deed auction BC20160510DOC036
29. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
Executed Contract for Sale and Purchase for a Permanent Easement from Peter J. McClash and Susan L. McClash, for Rowlett Elementary School Sidewalk, Phase VII Project, in the amount of \$1,800 BC20160510DOC037
30. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Special Warranty Deed from ALDI (FLORIDA) LLC;
 - Authorized recording of Affidavit of Ownership and Encumbrances for Parcel 100 from Dave Rinaldo, as Vice-President for ALDI (FLORIDA) LLC;
 - Accepted and authorized recording of Temporary Construction Easement for Parcel 700 (1,017 square feet of land located within the parent tract) from ALDI (FLORIDA) LLC; and,
 - Authorized recording of Affidavit of Ownership and Encumbrances for Parcel 700 from Dave Rinaldo, as Vice-President for ALDI (FLORIDA) LLC BC20160510DOC038
31. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
- Accepted and authorized recording of Warranty Deed from Sabal Harbour Homeowners Association, Inc.;
 - Authorized recording of Affidavit of Ownership and Encumbrances from Reginald Funderburk, as past President of Sabal Harbour Homeowners Association, Inc.;
 - Accepted and authorized recording of Temporary Construction Easement from Sabal Harbour Homeowners Association, Inc.; and,
 - Authorized recording of Affidavit of Ownership and Encumbrances from Irma Simpson as new President of Sabal Harbour Homeowners Association, Inc. BC20160510DOC039
32. **PROPERTY MANAGEMENT/DEEDS AND EASEMENTS**
Accepted and authorized recording of Warranty Deed from Lori L. Taylor; and authorized recording of Affidavit of Ownership and Encumbrances from Lori L. Taylor BC20160510DOC040
34. **PUBLIC SAFETY/EMS BILLING**
Authorized Public Safety Department to adjust receivable accounts totaling -\$14,590.16, in accordance with generally accepted accounting principles BC20160510DOC041
35. **PUBLIC SAFETY/WRITE OFF UNCOLLECTIBLE EMS**
Authorized Public Safety Department to remove uncollectible accounts for ambulance user fees for March 2016, totaling \$318,425.76 from the active accounts receivables in accordance with generally accepted accounting principles BC20160510DOC042
36. **PUBLIC WORKS/ADAPTIVE SIGNAL CONTROL SYSTEM ALONG SR 70**
Adopted Resolution R-16-052, authorizing the Chairman to execute a Local Agency Program Agreement with the Florida Department of Transportation to install Adaptive Signal Control Technology Equipment at ten intersections along S.R. 70 and U.S. 301 BC20160510DOC043

- 37. **PUBLIC WORKS/RESOLUTION**
Adopted Resolution R-16-080, authorizing the Manatee County Board of County Commissioners Chairperson to file and execute a Mobility Enhancement Grant Application with the Florida Commission for the Transportation Disadvantaged BC20160510DOC044
- 38. **PUBLIC WORKS/ORDINANCE/GOLF CART USE**
Authorized advertising and setting a public hearing on June 7, 2016, to consider adoption of Ordinance 16-27, amending Section 2-22-9 of the Manatee County Code; creating golf cart road designations within Heather Hills Estates and the Village of Cortez; providing for codification, severability, and an effective date BC20160510DOC045
- 39. **PUBLIC WORKS/LANDFILL TIPPING FEE WAIVER**
Authorized waiving the County Landfill Tipping Fees in the amount of approximately \$30,500 by permitting the contractor for the San Remo Shores Stormwater Discharge Maintenance Project to haul sediment to the County Landfill to use as daily cover, which will offset purchase and use of daily cover purchased annually by Landfill Operations BC20160510DOC046
- 40. **PUBLIC WORKS/MEMORANDUM OF AGREEMENT**
Executed Memorandum of Agreement between Florida Department of Transportation for the purchase and installation of BlueTOAD travel time monitoring equipment, Ethernet switches, and the Wavetronix vehicle detection software and support hardware BC20160510DOC047
- 41. **PUBLIC WORKS/RESOLUTION/ASSESSMENT MODIFICATION**
Adopted Resolution R-16-076, modifying the assessment roll for the 29th Street East and Apollo Park Street Lighting Municipal Service Benefit Unit, by assigning a new D.P. Number to a parcel owned by Cleo Ammons and Melodie Ammons BC20160510DOC048
- 42. **PUBLIC WORKS/RESOLUTION/ASSESSMENT MODIFICATION**
Adopted Resolution R-16-077, modifying the assessment roll for the 29th Street East and Apollo Park Street Lighting Municipal Service Benefit Unit, by splitting a parcel owned by Saran Keita BC20160510DOC049
- 43. **PUBLIC WORKS/RESOLUTION/ASSESSMENT MODIFICATION**
Adopted Resolution R-16-078, modifying the assessment roll for the Rubonia Street Lighting Municipal Service Benefit Unit, by combining parcels owned by Herman Gay and Sonya Gay BC20160510DOC050
- 44. **PUBLIC WORKS/RESOLUTION/ASSESSMENT MODIFICATION**
Adopted Resolution R-16-071, modifying the assessment roll for the Sunny Shores Street Lighting Municipal Service Benefit Unit, by combining parcels owned by Willis Stoll and Virginia A. Stoll BC20160510DOC051
- 45. **PUBLIC WORKS/RESOLUTION/ASSESSMENT MODIFICATION**
Adopted Resolution R-16-070, modifying the assessment roll for the Sunny Shores Street Lighting Municipal Service Benefit Unit, by combining parcels owned by John M. Warner and Faye G. Warner BC20160510DOC052
- 46. **UTILITIES/SERVICE FEE WAIVERS**
Authorized to waive a total of \$390 in service fees that were assessed to various utility customer accounts for returned bank items BC20160510DOC053
- 47. **UTILITIES/AGREEMENT**
Executed and authorized recording of a Time Payment Agreement #1579 for one or more of the following: Facility Investment, Connection, and Line Fees for Kenneth R. and Carolyn E. Theobald BC20160510DOC054

CONSENT MOTION

A motion was made by Commissioner Benac, seconded by Commissioner Chappie, and carried 7-0, with Commissioner Whitmore by telephone, to approve the Consent Agenda as recommended and amended, with the deletion of Items 16, 20, and 33 (separate actions).

(End Consent Agenda)



49. **PUBLIC WORKS/ORDINANCE/RYE ROAD SPEED LIMIT**

A duly advertised public hearing was held to consider adoption of proposed Ordinance 16-17, instituting and creating a 45 mph speed limit zone for Rye Road, from C.R. 675 to S.R. 64.

Vishal Kikkad, Traffic Design Division Manager, reviewed the request for a reduced speed limit on Rye Road, from C.R. 675 to S.R. 64. If approved, the new signs should be installed within the next couple weeks.

Saje Kamiya, Public Works Deputy Director, stated the functional improvement project is not at the intersection (with S.R. 64).

Discussion occurred that there is no requirement to install temporary notification of the reduced speed limit.


There being no public comment, Chairman Baugh closed the public hearing.

A motion was made by Commissioner Benac, seconded by Commissioner Chappie and carried 7-0, with Commissioner Whitmore by telephone, to adopt Ordinance 16-17, amending Section 2-22-27 of the Manatee County Code, instituting and creating a 45 mph speed limit zone for Rye Road, from C.R. 675 to S.R. 64.

BC20160510DOC055

RECESS: 11:24 A.M. – 11:31 A.M. All members present, with Commissioner Whitmore by telephone

16. **FINANCIAL MANAGEMENT/IFB 16-0999DC/COLONY COVE GRAVITY SEWER**

 Mitchell O. Palmer, County Attorney, advised that the contractor submitted an inappropriate bond form. An appropriate bond form is being submitted and will be recorded with the Clerk of Circuit Court. He recited the recommended motion:

“Award IFB 16-0999DC , Colony Cove Gravity Sewer Phase 2 to the lowest, responsible and responsible bidder, Subterrain Technologies, Inc., Palmetto, Florida, for a total of \$1,524,539.50, with 210 calendar days for completion; and, Authorize the County Administrator, or his designee, to execute the Agreement and accept and date the Performance and Payment Bonds; contingent however, on the low bidder’s submittal and recording of payment and performance bonds that comply with the provisions of Florida Statute 255.05 as a substitute for the AIA forms of bond as originally submitted.”

Commissioner Benac moved the motion as read by Mr. Palmer. The motion was seconded by Commissioner Chappie.

Discussion ensued that the funding is to come from the Utility Enterprise Fund and not General Revenue.


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

The motion carried 7-0, with Commissioner Whitmore by telephone.

Mr. Palmer stated the Clerk will receive a memorandum from the Purchasing Division, confirming that the proper form of bond has been submitted with the bond attached.

BC20160510DOC056


33. **PUBLIC SAFETY/CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY**

 Bob Smith, Public Safety Director, gave a powerpoint presentation and explained the process for the selection of Certificate of Public Convenience and Necessity (COPCN) applicants to provide interfacility medical transport services. Three applications were received (Ambitrans Medical Transport, Inc., ProMed, Inc., and, West Coast Southern Medical Service, Inc.), but only two of the applications were complete, based on the review requirements of Ordinance 15-37. Staff recommends adoption of Resolution R-16-72, authorizing the issuance of a two-year COPCN for Ambitrans Medical Transport, Inc., and a one-year, provisional COPCN for West Coast Southern Medical Service, Inc.

Discussion ensued that Ordinance 15-37 requires a state license to operate as a COPCN, ProMed emailed Commissioners with documentation, the documentation is the same as what was included in ProMed's application, why this service is being outsourced, current call volume for EMS, new requirements under the current Ordinance, need to ensure the level of service is delivered, ProMed could re-apply next year, having two transport providers will help hospitals with ambulance backups, providers will have to negotiate with those facilities in the County they will provide the services to, providing this service in-house, West Coast's current COPCN (issued under the former ordinance) will expire in June and they will have one year to meet the new requirement for an electronic record keeping system, insurances will pay for the transport services, hospitals will pay for the service if someone does not have insurance, nursing staff riding along during a transport, Ordinance says a provider cannot refuse transport based on payment, and, the Ordinance provides timeframes for emergent and non-emergent transport services.

Rob Eschenfelder, Chief Assistant County Attorney, advised that findings in the Ordinance state it is the Commission's intent that the County be the emergency medical response agency, but that a private company provide interfacility transport services. He also reviewed rate requirements.

RECESS: 12: 16 P.M. - 1:30 P.M. All members present, with Commissioner Whitmore by telephone

 Kevin Holton, Professional MED Trans Services LLC (ProMed), stated the comments made regarding the incompleteness of ProMed's application are inaccurate. He submitted a copy of Commission on Accreditation of Ambulance Services Standards, and offered to provide a hard copy of ProMed's application to Commissioners.

William Thayer, West Coast Southern Medical Service, Inc., stated West Coast has been working closely with the County to implement electronic record keeping. The provisional COPCN will allow them to keep their license in Manatee County.

Katherine Edwards suggested the County have criteria for the private sector competing with the public sector and questioned the criteria for the transfer of 911 calls to a private entity.

Glen Gibellina stated ProMed was not given fair consideration.

There being no further public comment, Chairman Baugh closed public comments. Discussion occurred on deferring action to re-review the applications, the process to choose the applicants was not a procurement process, the Ordinance requires COPCN recipients to have offices in Manatee County, ProMed submitted more documentation than what was

required, but did not submit all the documents specifically required by the Ordinance, and, two applicants submitted all required documentation.

Mr. Smith read an excerpt from Ordinance 15-37 regarding transport times.

Rob Eschenfelder, Chief Assistant County Attorney, summarized the application review process outlined in Ordinance 15-37.

A motion was made by Commissioner Bustle and seconded by Commission Benac, to adopt Resolution R-16-72, authorizing the issuance of a COPCN for Ambitrans Medical Service, Inc., and a provisional COPCN for West Coast Southern Medical Service, Inc., and to authorize execution of each COPCN.

Further discussion was held about directing staff to talk to all three companies, Ordinance 15-37 allows up to two providers, there is a vacant building at the address for ProMed's home office in Michigan, none of the applicants are in total compliance with the Ordinance, could extend West Coast's COPCN for one more year, and continue action to the May 24th meeting.

A motion was made by Commissioner Bustle to call the question. The motion was seconded by Commissioner Benac and carried 6-1, with Commissioner Whitmore by telephone, and Commissioner Smith voting nay.

The motion (to adopt Resolution R-16-72) carried 4-3, with Commissioners DiSabatino, Smith, and Whitmore (by telephone) voting nay.

BC20160510DOC057

20. **NEIGHBORHOOD SERVICES/GRANT/ECONOMIC DEVELOPMENT INCENTIVE PROGRAM**



Commissioner Smith expressed concern with the confidentiality of the process for the Economic Development Incentive (EDI) Program.

Karen Stewart, Economic Development Program Manager, stated EDI applications outline public records laws. Florida Statute allows a company to request confidentiality. Confidentiality is released when there is a public announcement of the project, or the project is approved and an agreement is entered into with the County.

Discussion occurred regarding incentives provided by municipalities, the EDI Program has brought thousands of jobs to the community, the County is competing with other states and counties for the companies, numerous business reasons why companies would need to be anonymous, the anonymity is not permanent, each one will become public at some time, and the need for more public exposure.


Ms. Stewart offered to provide a spread sheet of all economic development projects approved to date.

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

A motion was made by Commissioner Chappie and seconded by Commissioner Bustle, to adopt Resolution R-16-081, finding that Project Aurora is approved for an Economic Development Incentive Grant and a Transportation Impact Fee Incentive. The motion carried 7-0, with Commissioner Whitmore by telephone.

BC20160510DOC058

52. **NEIGHBORHOOD SERVICES/RUBONIA COMMUNITY CENTER**

 Cheri Coryea, Neighborhood Services Director, requested execution of a Funding Agreement with Rubonia Community Association, Inc., for the 2016 Summer Program in the amount of \$22,304, and adoption of Budget Resolution B-16-058 to facilitate the program and renovations. A lease agreement will come to the Board at a later date. She reviewed initiatives undertaken within an Invitation to Negotiate (ITN) process, stating the organization that had responded to the ITN withdrew their application in January.

Charlie Bishop, Property Management Director, outlined the first phase of renovation plans, and work is in progress. An additional phase will include a new roof and windows.

Commissioners Smith and Benac reported on discussions held during a recent trip to Washington, D.C., regarding financial opportunities for the Rubonia community.

Mary Brown, Rubonia Community Association, Inc., thanked the Board and Neighborhood Services staff for their willingness to work with the Rubonia community.

Morris Goff expressed his appreciation to the Board.

Derrick Randall also thanked the Board.

Azell Johnson commended Neighborhood Services and Property Management staff for commitment to the project.


Discussion ensued regarding the funding agreement as well as the lease agreement and insurance requirements.

There being no further public comments, Chairman Baugh closed public comment.

A motion was made by Commissioner Bustle, seconded by Commissioner Smith, and carried 7-0, with Commissioner Whitmore by telephone, to authorize execution of Funding Agreement with Rubonia Community Association Inc., for the 2016 Summer Program in the amount of \$22,304.

A motion was made by Commissioner Bustle, seconded by Commissioner Smith, and carried 7-0, with Commissioner Whitmore by telephone, to adopt Budget Resolution B-16-058 to accommodate appropriation of revenues and expenditures for this program (total \$97,304: \$22,304 Program; \$75,000 facility/grounds renovations). BC20160510DOC059

50. **BUILDING AND DEVELOPMENT SERVICES/SATELLITE OFFICE**


 John Barnott, Building and Development Services Director, requested approval of Budget Resolution B-16-059, to provide for a satellite office in the former Sheriff's substation at U.S. 301 and I-75. No additional employees are required to staff the facility, and no tax dollars will be used. He submitted email correspondence.

Ed Hunzeker, County Administrator, stated the satellite office will be funded by developer fees.


Discussion ensued that this satellite office allows for another government facility north of the river, the satellite office will enhance customer service, and this will be a full-service location.

Maggie Daniell, Property Management Fiscal Manager, clarified that the lease for this property was entered into in 1983 for a period of 99 years.

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

 A motion was made by Commissioner Chappie and seconded by Commissioner Smith, to adopt Budget Resolution B-16-059 for the Building and Development Services Satellite office. The motion carried 6-1, with Commissioner Whitmore by telephone and Commissioner DiSabatino voting nay. BC20160510DOC060

51. **COMMUNITY SERVICES/TURNING POINTS ON-SITE BLOOD TESTING**

 Andy Guyre, Human Services Division Manager, outlined a pilot program with Community on Homelessness Corporation dba Turning Points, to offer on-site blood testing, treatment, and education for diabetes and cholesterol.


Upon question by Katherine Edwards, it was noted that the Health Department is meeting to discuss the Zika virus.

There being no further public comments, Chairman Baugh closed public comment.

A motion was made by Commissioner Chappie, seconded by Commissioner Bustle and carried 7-0, with Commissioner Whitmore by telephone, to authorize the County Administrator to execute an agreement with Turning Points for the Pilot, On-Site Blood Testing, Education and Treatment Program.

A motion was made by Commissioner Chappie, seconded by Commissioner Benac, and carried 7-0, with Commissioner Whitmore by telephone, to adopt Budget Resolution B-16-054. BC20160510DOC061

CITIZEN COMMENTS

 There being no additional citizen comments on future agenda items, Chairman Baugh closed citizen comments.



COMMISSIONERS' COMMENTS

Commissioner Bustle

- Stated time is crucial on the question of the referendum for the one-half-cent sales tax

Discussion occurred that the County Administrator is arranging another meeting with the School Board, when will the Board jointly meet with the Cities, County's issues are different from those of the School Board, and the four Island City Mayors have met on this matter.

Ed Hunzeker, County Administrator, stated he has meetings scheduled with each of the Mayors to determine their issues, and he will report back to the Board. Only one interlocal agreement is required with the City that represents the majority of the population in the incorporated areas, which is the City of Bradenton. The distribution of funds break down based on population will be provided to the Board.

Commissioner Benac

- Responded to letters to the editor regarding (1) approvals of development requests are approved based on consistency with the Comprehensive Plan and not to increase tax revenues; and, (2) if the sales tax proposal is approved, impact fees will be at 100 percent at the time the sales tax goes into effect

Discussion ensued that it could be beneficial to have a summary of case law regarding consideration of development applications.

Commissioner Whitmore

- Congratulated recipients of the Wonder Women Awards presented at the Women's Resource luncheon
- Requested an update on the proposed improvements at I-75 and S.R. 64

Commissioner DiSabatino

- Questioned the status of a request for information regarding the rezoning of the McLeod Land Services property and any Code Enforcement citations that might have been issued
- Commented on the Civility Pledge
- Requested the dollar amount being obtained by collection agencies for EMS write offs
- Stated she does not recall receiving the Tourist Development Council's project/priorities list

Discussion occurred regarding procedures for Board members to report back to the Board on issues discussed at various committee meetings.

COMMISSIONER AGENDA/REQUEST

Chairman Baugh commented on a request by Commissioner DiSabatino to place two items on the Commission Agenda for the May 24th meeting. Inasmuch as there are no procedures for this section of the agenda, she requested input from the Board. (Tara correspondence was submitted.)

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The County Attorney agreed that Commissioner DiSabatino's lawyer should be allowed to speak on her behalf under the Commissioner Agenda section. The Tara Bridge project should fall under Citizen Comments for Future Agenda Items.

Discussion ensued that the Tara Bridge is a project of record and could be discussed during the budget/capital improvement discussions, no problem with scheduling a time certain for Commissioner DiSabatino's lawyer, do not want to limit topics that a Commissioner can place on an agenda, do not have the same procedures in place for a Commissioner Agenda item as there are for items under other sections of the agenda, discuss Tara Bridge at a work session, and the request for the Tara Bridge item was made by several citizens.

A motion was made by Commissioner Benac and seconded by Commissioner Chappie, that Commissioner DiSabatino's request for a presentation by her attorney be placed on the May 24th agenda as a time-certain item.

The County Administrator stated the time will be arranged with Commissioner DiSabatino.

The motion carried 7-0, with Commissioner Whitmore by telephone.


A motion was made by Commissioner Benac, that we not schedule the Tara Bridge for discussion until we talk about the Capital Improvement Plan (CIP). The motion was seconded by Commissioner Chappie.

Discussion ensued on holding the work session on the CIP in Commission Chambers, citizens could speak, CIP presentation is scheduled for June 16th, and provide the Board with a copy of the previous Public Works' presentation on the Tara Bridge.

Following discussion, Commissioner Benac modified the motion to state, "that we discuss the Tara Bridge at the time we discuss the Capital Improvement Plan." Commissioner Chappie agreed to the modification, and the motion, as modified, carried 6-1, with Commissioner

Whitmore by telephone, and Commissioner DiSabatino voting nay.

County Attorney

 Mitchell O. Palmer, County Attorney, stated the materials for the local government law seminar have been delivered to Commissioners. This seminar will allow Commissioners to meet their educational requirements for the Ethics Commission. The seminar is scheduled on Monday, May 16th, 8:30 a.m. to 12:30 p.m.

Mr. Palmer advised that every person signed up to attend the seminar will receive an email with attached materials. He advised Commissioner Whitmore that in her absence at the live session, she can meet her statutory, educational requirement by viewing the seminar on disc.

ADJOURN

There being no further business, Chairman Baugh adjourned the meeting at 5:16 p.m.

Minutes Approved: _____