

**MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COUNTY ADMINISTRATIVE CENTER
1112 Manatee Avenue West
Bradenton, Florida
May 8, 2018**

Hyperlink for video: <https://www.youtube.com/channel/UCUlgjuGhS-qV966RU2Z7AtA>

Present were:

Priscilla Whisenant Trace, Chairman
Robin DiSabatino, First Vice-Chairman
Carol Whitmore, Second Vice-Chairman
Charles B. Smith, Third Vice-Chairman
Betsy Benac (entered during meeting)
Vanessa Baugh
Stephen R. Jonsson

Also present were:

Ed Hunzeker, County Administrator
Mitchell O. Palmer, County Attorney
Vicki Tessmer, Board Records Supervisor, Clerk of the Circuit Court



Chairman Trace called the meeting to order at 9:00 a.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

1. The Invocation was delivered by Pastor Mark Childers, Bayside Community Church, followed by the Pledge of Allegiance.

Commissioner Requests:

Items 16, 18, and 31 were pulled by Commissioner DiSabatino for separate action.
(Enter Commissioner Benac)

AGENDA ANNOUNCEMENTS

BC20180508DOC001

Time Certain:

2. Item 39, School Resource Officers - 10:00 a.m.


42. Agenda Updates:

BC20180508DOC002


- Item 16 - FY18 Budget Amendment Resolution - Budget Resolution B-18-063 was update and replaced to remove Item 7 - appropriating contributions in the Parks and Recreation Capital Project Fund from the Conservation Foundation of Gulf Coast for the partial funding of the acquisition of Braden River Preserve. (This item was added to Item 40)
- Item 30 - Florida Department of Transportation Post Project Maintenance Agreement - Intersection Improvement at U.S. 41 and Moccasin Wallow Road - Resolution R-18-070 was updated and replaced
- Item 36 - Health Care Advisory Board Membership - Deferred BC20180508DOC003
- Item 38 - Ordinance 18-23 amending the Manatee County of Ordinances to prohibit private, unattended installations, displays or exhibits on the Grounds of Public Buildings - Deferred to no date certain. The Ordinance was updated and replaced to include the offices of the Tax Collector in Section 1, Paragraph (3) of the ordinance. BC20180508DOC004
- Item 40 - Resolution R-18-054 Authorizing the Acquisition of the Myarra Property Joint Venture LLC, Parcels for the Braden River Preserve located at 6804 99th Street East, Bradenton:

- The Acceptance by Assignee (Page 3 of 3 of the Assignment of Option Agreement) was updated and replaced, to include an unsigned copy in: (1) Exhibit B to Resolution R-18-054, (2) the Assignment of Option Agreement, and (3) Exhibit C to the Cooperative Agreement
- The requested action as updated to include: Adopt Budget Resolution B-19-072 amending the Annual Budget for FY17/18
- Item 41 – Resolution R-18-075 In Support of Opioid Emergency Response Act – Request to Adopt Resolution R-18-075 added to County Administrator Consent Agenda

AWARDS AND PRESENTATIONS

3.  Employee of the Month – LaTanya Neasman, Probation Officer, Neighborhood Services Department BC20180508DOC005


PROCLAMATIONS


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


4. Emergency Medical Services (EMS) Week – Designating May 20-26, 2018, accepted by Chief Paul Diccio, Assistant EMS Chief Larry Luh, and EMS staff BC20180508DOC006
5. Teen Pregnancy Prevention Month – Designating May 2018, accepted Lissette Trujillo, Leslye Trujillo, Maritza Mejia, Lluvia Rodriguez and adult members of Healthy Teen Coalition BC20180508DOC007
6. Salvation Army Week – Designating May 14-20, 2018, accepted by Lieutenant Mike Chamberlain, Salvation Army BC20180508DOC008
7. Tourism Week – Designating May 6-12, 2018, accepted by Elliot Falcione, Convention and Visitors Bureau Director BC20180508DOC009
8. Drug Court Month – Designating May 2018, accepted by Alfred James, Drug Court Director, Chief Judge Charles Williams and graduates of the Drug Court Program BC20180508DOC010
9. National Economic Development Week – Designating May 7-12, 2018, accepted by Karen Stewart, County Economic Development Official and the Redevelopment and Economic Opportunity Department BC20180508DOC011

(Proclamations continued later in the meeting)


39. **ADMINISTRATOR/SCHOOL RESOURCE OFFICERS (SRO)**


 Ron Ciranna, Deputy Superintendent, School District Manatee County (SDMC), advised that the SDMC met with local law enforcement agencies, and after reviewing all the contracts, he suggested a cost share with the County at a 70/30 split for 42 deputies and five supervisors. This would result in a cost of \$1.65 million to the County and an increase of \$2.4 million. He was not prepared to share budget information at this time.


 Discussion ensued regarding the \$1.65 million would be the total cost to the County for one year, contracts are year to year, the School District is still \$900,000 short in funding from the State, additional State funds may be available, some school districts pay for their own security, another school district is suing the State over unfunded mandate, additional SROs will be needed when new schools are built, do not increase the County’s contribution until all budget constraints are known, SDMC should ask the State for additional funding, proposed additional homestead exemption will not impact the SDMC, and need to review the SDMC budget prior to making a decision.


 Mr. Ciranna stated the SDMC wants to continue the relationship it has with law enforcement and not create their own security force. There is still a question as to what the State will do in the future. After the Parkland shooting, Manatee County was the first County


to have additional law enforcement in the schools.


 Discussion continued about being committed to the current deputies in place, what is the role of the deputies in the schools, the SROs are supervised by the Sheriff's Office, students develop positive relationships with law enforcement officers, and other counties are offering bonuses to deputies to work in their county.


 Mr. Ciranna stated the additional amount to the County is \$760,000.


 Discussion ensued regarding being in favor of continued funding, effect of the revenue loss to the County if the proposed additional homestead exemption is passed, must have exact figures to make a decision, SDMC tax base not affected by the homestead exemption, the State gave money to each school system for the mandate, SMDC does not feel the funding is enough, SDMC needs to look at their budget including the increased revenues from the additional one mill they are getting, an unfunded mandates means it is not funded at 100 percent, largest portion of the County budget goes to the Sheriff, and County not willing to raise taxes.


 Christopher Bayer, retired School Board employee, stated safety is the number one concern and encouraged the Board to fund the SROs.


 David "Watchdog" Miner, School Board member, urged the County Commission to continue funding SROs.

 Dr. Scott Hopes, Manatee County School Board Chairman, believes the SDMC made the correct choice by putting additional SROs in the schools after the Parkland shooting. The officers are needed 180 days a year, and the SDMC utilizes 69 percent of the deputies' time per year.


 Gene Gallo, Bradenton City Councilman, stated if the County raises taxes to proceed with this, they should pay the municipality's share of the SROs as well.

 Cynthia Keller urged the Board to fund SROs.


 Katherine Edwards encouraged the Board to delay a decision until the School Board provides budget information.

 Dr. Diana Green³, SDMC Superintendent, stated the SDMC pays for 100 percent of the time that deputies are working at the schools. This is a one-year contract and will be evaluated annually.


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


 Discussion continued that funding for law enforcement is the largest portion of property taxes, incorrect information being given to the public, appreciate the 70/30 split, additional amount to County is \$1.3 million, SDMC needs to go to the legislature and pursue funding from the State, the County does not have excess funds, and County can continue current funding until it is determined there is no other option for the School Board.


RECESS/RECONVENE: 11:19 a.m. – 11:31 a.m. All Commissioners were present.

 Ed Hunzeker, County Administrator, noted that any tax increase for this program would only go to unincorporated Manatee County, the County is currently paying \$892,000, and the requested 30 percent would make the County Share \$2,261,309, for a total increase of \$1,369,000.

 Jan Brewer, Financial Management Director, stated the number quoted in the original estimate did not include the Sheriff's equipment.

 Mr. Ciranna stated the SDMC would pay for the equipment at the 70/30 split.


 Motion was made by Commissioner Jonsson and seconded by Commissioner Baugh, for the Chairman of the Manatee County Board of County Commissioners to send a letter to the Chairman of the School Board, advising that Manatee County Government declines to participate in funding additional costs other than the \$892,000 already being paid by the County.

 Discussion ensued regarding trying to fix without going back to the tax payers, look at the guardian program, continue the quality of life in the community, and school districts need to petition to the State.

The motion carried 6-1, with Commissioner DiSabatino voting nay.


Motion was made by Commissioner DiSabatino to fund the difference died due to lack of a second. BC20180508DOC012


PROCLAMATIONS (continued)

10.  National Bike Month – Designating May 2018, accepted by Deidra Greene-Larkins, Redevelopment and Economic Opportunity Department, and partners on behalf of cyclists, bike clubs and local bike shops. BC20180508DOC013
(Depart Commissioner Smith)

11. Law Enforcement Week – Designating May 14-18, 2018, accepted by Sheriff Rick Wells and Captain Tom Porter. The Law Enforcement Memorial will be held May 17 at the Historic Courthouse. BC20180508DOC0014

12. **CITIZEN COMMENTS** (Future Agenda Items)

 Jim Rogoze submitted petitions regarding traffic at Lakewood Ranch Boulevard and Balmoral Woods Boulevard and sought help correcting dangerous conditions. BC20180508DOC015

 Cynthia Keller questioned why there is garbage collection on Martin Luther King Day.

 Christine Johnson, Conservation Foundation Gulf Coast, advised that any additional pledges for the purchase of the Braden River Preserve property will be provided to the County.


Commissioner Baugh thanked the residents of Lakewood Ranch who attended the meeting today.


Ed Hunzeker, County Administrator, stated Martin Luther King Day is observed by the County.


RECESS/RECONVENE: 12:02 p.m. – 1:30 p.m. All Commissioners were present.


CITIZEN COMMENTS (Future agenda items continued)

CONFEDERATE MONUMENT

 Barbara Hemingway, President of America First Manatee, distributed a letter from the Gamble Mansion (opposing the placement of the monument at their facility) and asked that the Confederate monument be returned to the Courthouse lawn. She requested a question be included on the November ballot asking if the monument should be returned to the Courthouse lawn.


 Robert Greenwald urged the Board to find an appropriate location for the Confederate memorial and put this to a referendum.

 Katherine Edwards spoke against Confederate memorials, supported the vote regarding SRO's, and spoke on the infrastructure sales tax fund and wages.

 Discussion ensued that the Commission has the ability to speak on behalf of the people.


Motion

Motion was made by Commissioner Baugh and seconded by Commissioner DiSabatino to let the citizens decide whether or not they want the Confederate monument restored to the Courthouse until a decision can be made about where it should be moved.

 Discussion ensued regarding there is a process in the works regarding the monument, which will require public input.

Motion (Call the Question)


Motion was made by Commissioner Baugh, seconded by Commissioner DiSabatino, and carried 7-0 to call the question.

 Barbara Hemingway stated there is a plaque at the Courthouse stating that the north side of the courthouse lawn is set aside for Confederate and Vietnam veterans.

 Robert Greenwald spoke in favor of the motion.

Amended Motion – Failed

Commissioner Baugh amended the motion to put on the ballot in November to let the citizens decide if the monument should be restored at the Historic Courthouse until a decision is made as to where it should be moved. Commissioner DiSabatino agreed to the clarification. The amended motion failed 3-4, with Chairman Trace and Commissioners Benac, Whitmore and Smith voting nay.

 Discussion ensued regarding not moving the monument twice, disappointed by the stance of the Gamble Mansion, and no harm in asking citizens what they want.

BC20180508DOC016

RECESS/RECONVENE: 2:01 p.m. – 2:06 p.m. All Commissioners were present.

13. **CITIZEN COMMENTS** (Consent Agenda Items Only)

There being no citizen comments, Chairman Trace closed citizen comments.

CONSENT AGENDA

34. **CONSENT AGENDA**

Motion was made by Commissioner Jonsson, seconded by Commissioner Smith and carried 7-0, to approve the Consent Agenda with the recommended motions including changes made in the Update Agenda Memorandum and with the deletion of Items 16, 18, 31 pulled for separate action.

14. **CLERKS CONSENT AGENDA**

BC20180508DOC017

A. **WARRANTS**

Accepted the warrants for the month of April 2018, as issued by the Finance Department

BC20180508DOC018

B. **MINUTES**

Approved the Minutes of November 28, 2017

C. **REFUNDS**

Approved:

1. Tower Systems South, Inc. – Voided Permit, \$1,328.40 BC20180508DOC019
2. Utility Customer 70118-70175 – Billing Adjustment, \$2,160.46 BC20180508DOC020
3. Utility Customer 218069-121719 – Billing Adjustment, \$861.14 BC20180508DOC021
4. Utility Customer 223893-46205 – Billing Adjustment, \$612.01 BC20180508DOC022

D. **PARTIAL RELEASE OF SPECIAL IMPROVEMENT ASSESSMENT LIEN**

1. Project 3137 – Winterland Estates Sewer, Larry Alan Capps BC20180508DOC023

E. **REPORTS**

Accepted:

1. Grant Report – First Quarter 2018 Grant Amendments and Donations/Gifts BC20180508DOC024
2. Waterlefe Community Development District – Proposed FY18/19 Budget BC20180508DOC025

F. **SHERIFF BOND**

Accepted the list of five additional employees and the deletion of 11 employees from the Sheriff's Public Employee Bond

BC20180508DOC026

G. **BONDS**

1. Artisan Lakes Esplanade, Phase III, Subphase A, B, C, D and E, Subphase D Only – Accepted Surety Bond Verification Certificate in conjunction with the Agreement previously approved securing final lift of Asphalt, Surety Bond SU1143694, Expiration date 2/23/19, \$223,405.72 BC20180508DOC027
2. Chatt Island Real Estate Project – Released and returned Letter of Credit and any associated amendments in conjunction with Agreement for Public Subdivision Improvements, Letter of Credit SB74268F, \$5,163; and accepted Cashier's Check 123802046, Expiration date 2/3/20, \$5,163 BC20180508DOC028
3. Creekwood East Phase II, Lot 4 and 5 – Released Agreement in Conjunction with Surety (Attachment "A") as Defect Security Warranting Required Improvements securing water, wastewater, storm, and drive aprons; and released and returned Surety Bond 1001025870 and any associated riders, \$3,716.44 BC20180508DOC029
4. Dollar General – Released Agreement in Conjunction with Surety Bond (Attachment "A") as Defect Security Warranting Required Improvements securing off-site improvements, and released and returned Surety Bond 54-203394 and any associated riders, \$1,272.85 BC20180508DOC030
5. Heritage Harbour, Parcel 15-B – Accepted Amended Letter of Credit FGAC-15085 in conjunction with Agreement for Public Subdivision Improvements securing water and wastewater improvements, Expiration date 4/30/19, \$17,272.95 BC20180508DOC031
6. Heritage Harbour, Subphase J, Unit 3A – Released Agreement for Public Subdivision Improvements securing water and wastewater improvements, and

released and returned Letter of Credit FGAC-14235 (Defect Bond) and any associated riders, \$19,765.93 BC20180508DOC032

7. Lighthouse Cove at Heritage Harbour, Unit 1 (Master Lift Station) – Accepted Amended Letter of Credit FGAC-15082 (Amendment 3) in conjunction with Agreement Warranting Required Improvements securing Master Lift Station improvements, Expiration date 4/30/19, \$108,302.55 BC20180508DOC033
8. Rye Wilderness Estates, Phase IV-C
 - Accepted, executed and authorized recording of Agreement for Public Subdivision with Public Improvements warranting the defect portion of this agreement securing paving, storm drainage, sanitary sewer, water and reclaimed water improvements, along with the performance portion of the Agreement for final lift of asphalt improvements;
 - Accepted and executed Surety Bond SNN4006903 (Defect), \$91,688.05;
 - Accepted and executed Surety Bond 1001058940 (Performance), \$66,686.10; and
 - Accepted, executed and recorded Bill of Sale BC20180508DOC034
9. Tide’s End
 - Released and returned Surety Bond CS9826977 and any associated riders in conjunction with the performance portion for the Agreement for Private Subdivision with Public Improvements, \$327,286.70
 - Accepted and executed Surety Bond CS9826987 securing Section 1.5 “Maintenance, Defects” of the Agreement for Public Subdivision Improvements accepted by the Board of County Commissioners on 1/9/18, securing sanitary sewer, water distribution system, reclaimed distribution system and off-site roadway improvements, \$20,038.40; and
 - Accepted and executed Bill of Sale BC20180508DOC035
10. Tourist Center – Cooper Creek Improvements – Released Required Improvements Agreement securing median left turn lane and signal improvements; and released and returned Surety Bond CMS254322 (Defect Bond) and any associated riders, \$304,939.86 BC20180508DOC036

15. **COUNTY ATTORNEY/LAWSUIT**
Approved a settlement for \$47,500, inclusive of attorney fees, and a general release for \$100, and authorized the County Attorney or his designee to execute all documents necessary to effect the settlement in the works’ compensation matter of Randall D. Deen (deceased) v. Manatee County Sheriff’s Office, OJCC Case 18-000454 DBB BC20180508DOC037

17. **HUMAN RESOURCES/AGREEMENT**
Approved and ratified required User Agreement between the Florida Department of Law Enforcement and Manatee County Government to conduct criminal history record checks for pre-employment screening purposes BC20180508DOC038

19. **NEIGHBORHOOD SERVICES/BUDGET AMENDMENT/GRANT**
Adopted Budget Resolution B-18-064 for State Aid to Public Libraries Grant amending the annual budget for fiscal year 2017-2018 BC20180508DOC039

20. **PARKS AND NATURAL RESOURCES/RESOLUTION/FEE SCHEDULE**
Adopted Resolution R-18-065, amending R-18-038, and providing for changes to the Parks and Natural Resources Department Fee Schedule, with effective dates BC20180508DOC040

21. **PARKS AND NATURAL RESOURCES/AGREEMENT**
Authorized the County Administrator to execute Rotary Playground Agreement with Rotary's

Suncoast Playground Project, Inc., for playground project at G.T. Bray Park BC20180508DOC041

22. **PARKS AND NATURAL RESOURCES/TREE TRUST FUND**

Authorized the Parks and Natural Resources Department to acquire monies from the Tree Trust Fund in the amount of \$239,178 for the purchase and installation of trees at Duette Preserve, Perico/Robinson Preserves Connector Parcel, and Robinson Preserve Expansion, and adopted Budget Resolution B-18-062 amending the Annual Budget for FY 2018

BC20180508DOC042

23. **PROPERTY MANAGEMENT/CONTRACT**

Executed Contract for Sale and Purchase with Velma M. Gillett and Darren Alden Gillett, individually and as Co-Trustees of the Velma M. Gillett Revocable Living Trust, dated October 22, 2007, as amended, for the purpose of the Fort Hamer Road Extension, U.S. 301 North to Erie Road Alignment, in the amount of \$375,000

BC20180508DOC043

24. **PROPERTY MANAGEMENT/CONTRACT**

Executed of Contract for Sale and Purchase with Terry Read aka Terry Reed for the purpose of the 44th Avenue East Road Improvement Project, from 45th Street East to 44th Avenue Plaza East, \$485,550

BC20180508DOC044

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

- Accepted recorded Warranty Deed from 6 LLC for the 63rd Avenue/33rd Street East intersection project
- Accepted recorded Partial Release from Brian Ruggiero as Vice-President of Whitney Bank; and
- Accepted recorded Affidavit of Ownership and Encumbrances from Loriann M. Toomey as Manager of 6 LLC

BC20180508DOC045

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

- Accepted recorded Warranty Deed from Ellenton Food Mart, Inc.; for the Ellenton Gillette intersection improvements;
- Accept recorded Partial Release from Douglas Kroiss as Authorized Signatory for Beal Bank; and
- Accepted recorded Affidavit of Ownership and Encumbrances from Mukund Patel as President of Ellenton Food Mart, Inc.

BC20180508DOC046

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

Accepted recorded Warranty Deed from Ronald J. Gray and Debra D. Gray, for the 44th Avenue East Road Improvement Project, from 45th Street East to 44th Avenue Plaza East

BC20180508DOC047

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

Accepted recorded Warranty Deed from Morris H. Griggs and Anginette Griggs, for the 44th Avenue East Road Improvement Project, from 45th Street East to 44th Avenue Plaza East

BC20180508DOC048

29. **PUBLIC WORDS/GRANTS**

Adopted Resolution R-18-071 authorizing the submittal of grant applications and acceptance of Federal Transit Administration (FTA) grant funding; the total application requests are for approximately \$4,729,405 in FTA Section 5307 and \$473,910 in FTA Section 5339(a) formula funding; and \$1,913,000 in FTA Section 5339(b) discretionary funding, to support Transit related capital and operating expenses, and these applications are based upon Federal Fiscal Year 2018 final appropriations

BC20180508DOC049

30. **PUBLIC WORKS/AGREEMENT**

Adopted Resolution R-18-070, a resolution of the Board of County Commissioners of Manatee County, Florida, regarding a Post Project Maintenance Agreement with the State of Florida Department of Transportation; authorized execution of the agreement for intersection improvement at U.S. 41 and Moccasin Wallow Road; and providing an effective date

BC20180508DOC050

32. **PUBLIC WORKS/SURPLUS**

Authorized classifying vehicles which are uneconomical to operate as surplus per Florida Statute 274.05 to enable appropriate and authorized disposition of said property and authorized to thereafter dispose of such property

BC20180508DOC051

33. **REDEVELOPMENT AND ECONOMIC OPPORTUNITY/RESOLUTION**

Adopted Resolution R-18-067 finding that Project Pulse is approved for a Multimodal Transportation Impact Fee Incentive (MTIFI); and adopted Resolution R-18-068 finding that Project Pulse be approved as a Qualified Targeted Industry (QTI) Business and providing local financial support in the QTI Tax Refund Program

BC20180508DOC052

41. **COUNTY ADMINISTRATOR/RESOLUTION**


Adopted Resolution R-18-075 in support of the Opioid Emergency Response Act

(End Consent Agenda)

BC20180508DOC053

16. **FINANCIAL MANAGEMENT/BUDGET AMENDMENT**

 Chad Butzow, Public Works Interim Director and Jan Brewer, Financial Management Director, responded to questions regarding Item 2 on Budget Amendment Resolution B-18-063, regarding a construction project at S.R. 70 and Lorraine Road.


 Discussion ensued regarding the protocol for adding projects to the Capital Improvement Program, and the proposed work will be on Lorraine Road.


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


Motion was made by Commissioner Whitmore, seconded by Commissioner Baugh, and carried 7-0, to adopt Budget Amendment Resolution B-18-063.


BC20180508DOC054


18. **NEIGHBORHOOD SERVICES/BUDGET AMENDMENT**

 Following questions regarding the possibility of purchasing insurance policies for inmates, Mitchell O. Palmer, County Attorney, stated his Risk Manager can look into that possibility.

 Discussion ensued regarding comprehensive care, medical costs can be negotiated, staff is working on a Request for Proposal for jail medical services, and the costs for deputies escorting inmates to medical facilities is covered by the Sheriff.

 Ava Ehde, Neighborhood Services Interim Director, stated there should be a selection made for a new contract by October 2018. Most of the costs incurred were for two catastrophic cases.


 Ed Hunzeker, County Administrator, stated this is funding from last fiscal year. A work session on this topic could be scheduled.

 Jan Brewer, Financial Management Director, responded to questions regarding funding.

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

Motion was made by Commissioner DiSabatino, seconded by Commissioner Benac and carried 7-0, to adopt Budget Resolution B-18-057 increasing funds to process Pharmaceutical and Outside Services reimbursement costs for FY2016/2017 \$16,371.35 for CNA Staffing, \$39,439.46 for Pharmaceutical and \$1,159,178.32 for Outside Services, for a total of \$1,214,989.13. BC20180508DOC055

31. **PUBLIC WORKS/GRANT**


 Upon question, Sia Mollanazar, Public Works Deputy Director, explained funding is in place for the Rubonia stormwater drainage project.

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


Motion was made by Commissioner DiSabatino, seconded by Commissioner Benac and carried 7-0, to authorize the County Administrator to execute the State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement 7-0. BC20180508DOC056

35. **NEIGHBORHOOD SERVICES/HEALTH CARE ADVISORY BOARD APPOINTMENT**


Nominations: Business Seat Pierrette Kelly – by Commissioner Whitmore
Kimberly Sand – by Commissioner DiSabatino
Bryan Boudreaux – by Commissioner Benac

 Discussion ensued that this is a business position, and there has been difficulty achieving a quorum at the Advisory Board meetings.


 Mitchell O. Palmer, County Attorney, stated this seat expires September 20, 2018.

 Motion was made by Commissioner Whitmore, seconded by Commissioner DiSabatino, and carried 7-0, to close nominations. Bryan Boudreaux was appointed to the Health Care Advisory Board by majority vote. BC20180508DOC057


40. **PROPERTY MANAGEMENT/RESOLUTION**


 Joy Leggett-Murphy, Property Acquisition Division Manager, explained this is to adopt Resolution R-18-054, authorizing the acquisition of the Myarra Property Joint Venture LLC parcels for the Braden River Preserve located at 6804 99th Street East, approving the documents for closing and authorizes the Chairman and County Administrator to sign those documents and set the closing date. Upon question she stated the Title issues are being addressed, and a title insurance policy and indemnities will be provided to the County


Mitchell O. Palmer, County Attorney, noted the attorneys do not have issues moving forward with the transaction.

 Discussion ensued that the county should be buying the property with clear title.


Mr. Palmer stated the County is protected by issuance of the title insurance policy and the indemnity promises.


 Alicia Norrin, Icard Merrill closing agent, stated the closing will not occur until the title is clear, and the indemnities are in place. Clear title will be conveyed at the closing.


 Discussion ensued regarding Conservation Foundation Gulf Coast collecting more money for the purchase, and it is important to offset any future costs to the tax payers.

 Mr. Palmer read the recommended motion:

- Adopt Resolution R-18-054. The adoption of this resolution is conditional and subject to the resolution of title issues acceptable to Manatee County prior to closing;
- Adopt Budget Resolution B-19-072 amending the Annual Budget for FY17/18; and
- Adoption of this Resolution is conditional and subject to the resolution of the issues in the flowing manner: the issuance of a title policy with no non-standard exceptions, an indemnity agreement between Myarra Property Joint Venture LLC, Neal Communities of Southwest Florida LLC, and Old Republic, and an indemnity agreement between Myarra Property Joint Venture LLC Neal Communities of Southwest Florida LLC and Manatee County,

 Jan Brewer, Financial Management Director stated the funds will be coming from an interfund loan from the Unincorporated Municipal Service Taxing Unit (MSTU) to purchase the land.

 Discussion ensued this is a one-time purchase and a loan.

 Brenda Russell thanked the Board for their assistance in purchasing the preserve.

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

The motion as read by Mr. Palmer was moved by Commissioner Whitmore, seconded by Commissioner Benac, and carried 4-3, with Chairman Trace, and Commissioners Jonsson and DiSabatino voting nay.


BC20180508DOC058

(Depart Commissioner Whitmore)

ADVERTISED PUBLIC HEARING (Presentations upon request)

37. **FINANCIAL MANAGEMENT/RESOLUTION**

Duly advertised public hearings were held to consider adoption of proposed Resolution R-18-069 regarding changes to the Infrastructure Sales Tax Project and Equipment list Exhibit B-18.3; proposed Resolution R-18-072 authorizing a short term loan regarding infrastructure sales tax funding FY18 projects, and adopt Budget Amendment B-18-066 adjusting the FY18-22 Capital Improvement Plan (CIP).

 Jan Brewer, Financial Management Director, reviewed the request as outlined in the Summary of Infrastructure Sales Tax Changes (attached to the agenda item).

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

Motion was made by Commissioner DiSabatino, seconded by Commissioner Jonsson, and carried 6-0 with Commissioner Whitmore absent to:

- Adopt Resolution R-18-069, Approval for the proposed changes to the Infrastructure Sales Tax Project and Equipment List Exhibit B-18.3 to add \$656,408 to Transportation - Intersection Improvements, add \$220,000 to Public Safety and Law Enforcement - Criminal Justice and Public Safety Facility Improvements, and remove \$200,000 from Public Safety and Law Enforcement - Law Enforcement Facilities and Equipment;
- Adopt Resolution R-18-072 authorizing a short term loan not to exceed \$20,000 from the Infrastructure Sales Tax Transportation Capital Projects fund (Fund 850) to the


Infrastructure Sales Tax Public Safety and Law Enforcement Capital Projects fund (Fund 851) for the funding of FY18 projects; and


- Adopt Budget Resolution B-18-066 adjusting the FY18-22 CIP amending the annual budget for Manatee County, FL, for fiscal year 2018. BC20180508DOC059

COMMISSIONER COMMENTS


Commissioner DiSabatino


- Questioned the status of using Southwest Tax Increment Funds (TIF) for street lighting in Samoset

 Ed Hunzeker, County Administrator, stated Public Works staff is analyzing data and will report to the Board as soon as possible.


 Discussion ensued regarding different procedures for installing street lights, review the cost and what the Samoset community is asking for, and provide the Board with an accounting of the remaining funds in the CRA (Community Redevelopment Agency) funds.


2018 FEDERAL LEGISLATIVE PRIORITIES

 Charlie Hunsicker, Parks and Natural Resources Director, distributed a memorandum outlining the federal, long-term legislative priorities. He commented on an opportunity to work with the Florida Department of Transportation (FDOT), the City of Palmetto, the School Board, and the Metropolitan Planning Organization to evaluate whether the County should pursue a Federal BUILD Grant (aka TIGER Grant to advance the pedestrian trail system of the Sun Trail Network), serving the Palmetto metropolitan area, which will provide pedestrian safety enhancements along the U.S. 41 corridor.

 Discussion ensued regarding priorities including the bridge over the Manatee River being the first priority, need to meet with FDOT to discuss the bridge, TIGER Grants, and Opioid legislation and affordable housing are also on the legislative priorities.

Mr. Hunsicker clarified these are for information purposes and the lobbyist is only allowed to lobby for certain things. Commissioners will be asking for funding for the bridge.

 Discussion ensued that TIGER grants are back and the County should apply, and work on the transportation needs.

 Mr. Hunsicker explained the South Atlantic region should budget for the pursuit of studies and reports to test the vulnerability of coastal infrastructure at the federal, State and local levels regarding measurable trends in rising sea levels, and increasing frequency and severity of tropical and subtropical storms along the U.S. coastline, the south Atlantic and Gulf of Mexico. He also suggested asking for accelerated research within the U.S. Department of Agriculture to evaluate the susceptibility of shell fish to harmful algae blooms like red tide and distinctions between oyster and clam responses to red tide. Insurance programs are needed for local growers of oysters and clams. Upon question, Mr. Hunsicker stated this trip was planned at this time due to the maturation of the legislative process, and appointments have been made with the legislatures they have always met with. BC20180508DOC060

ADJOURN

There being no further business, Chairman Trace adjourned the meeting at 3:42 p.m.

Minutes Approved: _____