

**ACTION AGENDA
BOARD OF COUNTY COMMISSIONERS**

**ROBERT L. ANDERSON ADMINISTRATION CENTER
4000 SOUTH TAMiami TRAIL
COUNTY COMMISSION CHAMBER
VENICE, FLORIDA**

9:00 a.m.

Nora Patterson, Chair, District 4
Shannon Staub, Vice Chair, District 3
Joseph A. Barbetta, District 2
Paul H. Mercier, District 1
Jon Thaxton, District 5

INVOCATION

PLEDGE OF ALLEGIANCE

Commissioner Thaxton

RECOGNITION

Jono Miller, Commendation as the 2006 recipient of the Bill Sadowski Award

PRESENTATION:

Civics 101 Graduation

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.

APPROVED

1. EMERGENCY SERVICES

To approve a Contract, an Emergency Management Preparedness and Assistance Grant Agreement, with the Florida Department of Community Affairs (FDCA) for projects associated with the Sarasota Comprehensive Emergency Management Plan, in the amount of \$102,959.00.

APPROVED

2. ENVIRONMENTAL SERVICES

To approve a Contract with Carollo Engineers, P.C., for design and construction management services for the expansion of the Venice Gardens Water Treatment Facility, in the amount of \$606,030.00.

AUTHORIZED

3. ENVIRONMENTAL SERVICES

To authorize the submittal of a Renewable Energy Technology Grant Application to the Florida Department of Environmental Protection.

APPROVED/ADOPTED

4. ENVIRONMENTAL SERVICES

A. To approve a Contract, an Assignment of Option to Purchase, from The Nature Conservancy to authorize acquisition of 11 acres ± from T. Leigh Vercheski for property located within the Lemon Bay Protection Priority Site, Lot 6, Block H, Southern Investment Company's Subdivision, in the amount of \$2,522,525.00;

- 4. ENVIRONMENTAL SERVICES - Continued**
- B.** To adopt a Resolution authorizing the County Administrator, or designee, to exercise the Option to Purchase the Vercheski property upon completion of all due diligence involved in the acquisition.

ADOPTED**5. ENVIRONMENTAL SERVICES**

To adopt a Resolution, authorizing the redemption on or before February 28, 2007, of the County Utilities System Revenue Refunding Bonds, Series 1966A, maturing on or after October 1, 2010; at a redemption price of 102 percent, in the principal amount of \$29,185,000.00; approving the form of and authorizing the publication and distribution of a Notice of Redemption; and authorizing County officials to take actions deemed necessary or advisable in connection with any of the foregoing; and providing an effective date.

APPROVED**6. ENVIRONMENTAL SERVICES**

To approve a Contract with Jones Edmunds and Associates, Inc., for Watershed Planning Master Consulting Services, in an amount not to exceed \$1,500,000.00.

APPROVED**7. FINANCIAL PLANNING**

- A.** To approve a Contract, Amendment No. 1 to Contract No. 2006-323, an Emergency Relief Program Agreement, with the Florida Department of Transportation (FDOT) for the Federal Highway Administration (FHWA) Emergency Relief Program for debris removal services associated with 2004 Hurricanes Frances and Jeanne, to include a Davis-Bacon Wage Rate Table and incorporate language provisions required by FDOT;
- B.** To approve the Certification of Completion for the Emergency Relief Program Agreement.

APPROVED**8. FINANCIAL PLANNING**

To approve a Contract, Amendment No. 1 to Contract No. 2006-044, with the Economic Development Corporation of Sarasota County (EDCSC), for the Sarasota County Office of Film and Entertainment, in the amount of \$130,000.00.

APPOINTMENT MADE**9. HEALTH AND HUMAN SERVICES**

To appoint Becky Gabriel to serve a three-year term on the Community Action Agency Board, as the City of Sarasota Elected Representative of the Eligible Population, effective through November 2009.

AUTHORIZED, AS AMENDED**10. HEALTH AND HUMAN SERVICES**

To consider authorization to advertise a proposed Ordinance relating to the prohibition of minors under the age of 21 from entering alcoholic beverage establishments.

APPROVED**11. PLANNING AND DEVELOPMENT SERVICES**

To approve a Contract, Sub-recipient Agreement, with City of North Port for the funds to construct a Community Service Center, in the amount of \$400,000.00.

APPROVED**12. PUBLIC WORKS**

To approve a Contract, Specific Authorization No. SA-07-01, to Contract No. 2004-361, with Post, Buckley, Schuh, and Jernigan (PBD&J), Inc., for the design of the Spencer Avenue Extension Project, in the amount of \$201,921.32.

APPROVED**13. PUBLIC WORKS**

To approve a Contract, Amendment No. 3 to Contract No. 2003-318, with the Southwest Florida Water Management District (SWFWMD) for the Lemon Bay Habitat Restoration Project, Phase 1, extending the expiration date to December 31, 2007.

APPROVED**14. PUBLIC WORKS**

To approve a Contract with Post, Buckley, Schuh, and Jernigan (PBD&J), Inc., for Construction, Engineering, and Inspection (CEI) professional services for the Dearborn Street Improvement Project, in the amount of \$1,196,087.00.

APPROVED**15. PUBLIC WORKS**

To approve a Contract, a License Agreement, with Seminole Gulf Railway, LP, for a vacuum sewer main pipeline installation for the Phillippi Creek Septic Replacement Program (PCSRP), Area K, in the amount of \$46,060.00.

RATIFIED/APPROVED**16. CLERK OF CIRCUIT COURT AND COUNTY COMPTROLLER**

To ratify and approve the warrants dated November 6 through November 17, 2006, in the amount of \$18,690,712.64, as detailed in the voucher packages filed in the Finance Department.

APPROVED**17. CLERK OF CIRCUIT COURT AND COUNTY COMPTROLLER**

To approve the Minutes of the meetings dated November 13, November 14, November 15, and November 21, 2006.

DISCUSSION SECTION:**ADOPTED****18. FINANCIAL PLANNING**

To consider a proposed Resolution authorizing the issuance of County Continuing Care Retirement Community Variable Rate Revenue Refunding Bonds, Series 2006, to refinance an outstanding construction loan and the outstanding Continuing Care Retirement Community Revenue Bonds, Series 2002 A, A-1, B, and D for The Glenridge on Palmer Ranch, Inc. Project, not to exceed \$115,000,000.00.

APPOINTMENTS MADE**19. HEALTH AND HUMAN SERVICES**

- A.** To consider the reappointment of Dr. Kenneth Kiehl to serve a three-year term on the Seniors Advisory Council, as the Medical Community Representative, effective through November 2009;

19. HEALTH AND HUMAN SERVICES - Continued

- B.** To consider the appointment of one individual to serve a three-year term on the Seniors Advisory Council, as the Assisted Living/Long-Term Care Nursing Facility Representative, effective through November 2009.

**DIRECTED STAFF TO PROVIDE A REPORT ON THE OREGON VOTING SYSTEM/ELECTIONS BY MAIL AND OTHER OPTIONS/ALTERNATIVES
APPROVED SUBMITTAL OF NOMINEES BY EACH COMMISSIONER TO THE COUNTY ADMINISTRATOR FOR THE FORMATION OF A VOTING SYSTEMS REVIEW COMMITTEE
APPROVED THE CHAIR TO CONTACT SENATORS REGARDING CONSIDERATION OF THE COUNTY FOR A VOTING SYSTEM PILOT PROJECT
DIRECTED LEGAL STAFF TO PROVIDE A REPORT ON THE LEGAL ISSUES**

20. ADMINISTRATION

To consider a process for the purchase of new voting machines.

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.

APPROVED**21. ENVIRONMENTAL SERVICES**

Public hearing to consider Level III Earthmoving Permit Application No. 2006-134819-RE, requested by Tuscano, LLC, for authorization to haul Type A fill off-site from the Sarasota National development located south of U.S. 41, east of Woodmere Park, and west of Rockley Boulevard.

ADOPTED**22. FINANCIAL PLANNING**

Public hearing to consider a proposed Resolution, Budget Amendment No. B2006-099, amending the Fiscal Year (FY) 2006 Budget to incorporate various supplemental appropriations, revenue adjustments, grants, and transfers.

ADOPTED**23. FINANCIAL PLANNING**

Public hearing to consider a proposed Resolution, Budget Amendment No. B2007-006, amending the Fiscal Year (FY) 2007 Budget to incorporate various supplemental appropriations, revenue adjustments, grants, and transfers.

ADOPTED**24. PLANNING AND DEVELOPMENT SERVICES**

Public hearing to consider proposed Ordinance No. 2006-084, Rezone Petition No. 06-22, a petition by Brian Lichterman, Agent, to rezone .28 acres ± located on the southwest quadrant of First Avenue and South Indiana Avenue, State Road (S.R.) 776 from RMF-2 (Residential, Multi-Family, 9 units/1 acre) to OPI (Office, Professional, and Institutional) zone district. (Planning Commission recommended approval.)

REPORTS SECTION

NOTED

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

- A. Filed for Record List.

NO ACTION TAKEN

26. COUNTY ADMINISTRATOR'S REPORT

NO ACTION TAKEN

27. COUNTY ATTORNEY'S REPORT

DIRECTED STAFF TO PREPARE A ZONING ORDINANCE AMENDMENT FOR PLANNED INDUSTRIAL DEVELOPMENT (PID) ZONED DISTRICTS

DIRECTED STAFF TO PROVIDE COPIES TO THE BOARD OF CORRESPONDENCE SENT TO THE MEADOW COMMUNITY ASSOCIATION RELATIVE TO INDEMNIFICATION/INSURANCE POLICIES

DIRECTED STAFF TO PROVIDE A REPORT ON THE LACASA MOBILE HOME PARK ISSUE

DIRECTED STAFF TO CONTACT THE CITY OF NORTH PORT REGARDING THE BLUE OYSTER BAR OWNER'S CONCERNS WITH THE UTILIZATION OF THE CITY'S WATER SYSTEM

DIRECTED STAFF TO PROVIDE A REPORT ON A "FORM-BASED" CODE PROCESS PERTAINING TO PARCELS LOCATED AT RICHARDSON AND FRUITVILLE ROADS/CATTLEMEN ROAD CORRIDOR

28. COMMISSION AND COMMITTEE REPORTS

NO ACTION TAKEN

29. ADMINISTRATION

Outstanding Board Assignments.

NO ACTION TAKEN

30. ADMINISTRATION

Review of Board Meeting Schedule.

1:00 p.m.

NO ACTION TAKEN

31. OPEN TO THE PUBLIC (Three-minute time limit per person/per meeting, up to 30 minutes. Unheard speakers continued to end of meeting.)

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.

CONTINUED TO DECEMBER 19, 2006**32. PUBLIC WORKS**

Public hearing to consider proposed Ordinance No. 2006-090, a Proportionate Fair Share, amending Ordinance No. 89-103, as amended and codified in Chapter 94, Article VII of the County Code, relating to Concurrency Management Regulations, pursuant to Senate Bill 360.

DENIED**33. PLANNING AND DEVELOPMENT SERVICES**

Public hearing to consider proposed Ordinance No. 2006-059, Comprehensive Plan Amendment No. RU-133, a petition by Brian Lichterman, Agent, a privately-initiated petition to the Future Land Use Map (FLUM) to change the designation of 2.336 acres ± located west of Old Englewood Road and south of West Wentworth Street from Moderate Density Residential (≥ 2 and <5 dwelling units per acre) to Medium Density Residential (≥ 5 and ≤ 9 dwelling units per acre). (Planning Commission recommended denial.)

DENIED**34. PLANNING AND DEVELOPMENT SERVICES**

Public hearing to consider proposed Ordinance No. 2006-074, Rezone Petition No. 06-20, a petition by Brian Lichterman, Agent, to rezone 9.38 acres ± located west of Old Englewood Road and south of West Wentworth Street, from RSF-3 (Residential, Single Family, 4.5 units/1 acre) and RMH (Residential, Manufactured Home) to RMF-2 (Residential, Multi-Family, 9 units/1 acre) zone district. (Planning Commission recommended denial.)

NO ACTION TAKEN

31. OPEN TO THE PUBLIC - Continued (Three-minute time limit per person/per meeting.)