

**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  
Paul H. Mercier, District 1  
Joseph A. Barbetta, District 2  
Jon Thaxton, District 5

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

Commissioner Barbetta

**PRESENTATION OF PROCLAMATIONS:**

Lemon Bay Fest: Englewood History with Zest - February 3 through February 10, 2007

**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.

**RATIFIED**

**1. ADMINISTRATION**

To ratify the previously issued Proclamation for the Tamiami Trail Scenic Highway Day - December 13, 2006.

**APPROVED**

**2. COMMUNITY SERVICES**

To approve a Contract, an Interlocal Agreement, with Manatee County to provide Talking Book Services to visually impaired citizens for Fiscal Year (FY) 2007, in the amount of \$105,453.00.

**APPROVED**

**3. EMERGENCY SERVICES**

To approve a Contract, Amendment No. 1 to Contract Nos. 2006-225 and 2006-226, a Memorandum of Understanding, with the Florida Department of Financial Services, Division of State Fire Marshal, for expenditure of Local Government Unit Funding for the Florida Regional Hazardous/Weapons of Mass Destruction Teams 2005 Domestic Preparedness State Homeland Security Grant Program to extend the Grant period to February 28, 2007.

**APPROVED**

**4. EMERGENCY SERVICES**

To approve a Contract, with Motorola, Inc., for the purchase of a Mobile Data Terminal/Automatic Vehicle Location system for the Fire Department, in an amount not to exceed \$1,849,066.00.

**APPROVED/ADOPTED****5. ENVIRONMENTAL SERVICES**

- A.** To approve a Contract, Funding Agreement No. S0317, with the Florida Department of Environmental Protection (FDEP) for the construction of the Celery Fields Regional Stormwater Facility Phase 3 Expansion Project, in the amount of \$10,079,880.00;
- B.** To adopt a Resolution, Budget Amendment No. B2007-024, amending Fiscal Year (FY) 2007 Budget to appropriate Grant funding.

**APPROVED****6. ENVIRONMENTAL SERVICES**

To approve a Contract, a Cooperative Funding Agreement, with the Southwest Florida Water Management District (SWFWMD), for the North American Vertical Datum of 1988 (NAVD88) Control Densification (L617) to assist in creating digital Flood Insurance Rate Maps, in the amount of \$100,000.00.

**APPROVED****7. ENVIRONMENTAL SERVICES**

To approve a Contract, a Professional Services Contract, with Giffels-Webster Engineers, Inc., for construction, engineering, and inspection services for the Phillippi Creek Septic System Replacement Program (PCSSRP), Area C, Phases 1 and 2, in the amount of \$431,500.00.

**APPOINTMENT MADE****8. ENVIRONMENTAL SERVICES**

To appoint Bert Fivelson to fill an unexpired four-year term on the Solid Waste Management Citizens Advisory Board (SWM CAB), as a Citizen-at-Large Representative, effective through February 2009.

**DEFERRED****9. HEALTH AND HUMAN SERVICES**

To approve a Contract, a Professional Services Contract, with Liebert and Associates, for the planning and design consulting services for a new County detention facility, in the amount of \$209,100.00.

**AUTHORIZED****10. FINANCIAL PLANNING**

To authorize the disposal of vehicles and off-road equipment.

**APPROVED****11. FINANCIAL PLANNING**

To approve payment to First Floridian Insurance Company as subrogee of Paul Smith for full and final settlement of a property damage subrogation claim, in the amount of \$15,454.95.

**APPOINTMENT MADE****12. PLANNING AND DEVELOPMENT SERVICES**

To appoint Paul Phillips to serve a four-year term on the Englewood Area Planning Advisory Board (EAPAB), effective through August 2010.

**ADOPTED**

**13. PLANNING AND DEVELOPMENT SERVICES**

To adopt a Resolution, a Substitute Resolution for Resolution No. 2006-200, to correct a scrivener's error relating to a Special Exception use.

**ADOPTED**

**14. PUBLIC WORKS**

To adopt a Resolution to lower the speed limit from 30 miles per hour to 25 miles per hour in the area north of Webber Street, south of Hyde Park Street, east of Tuttle Avenue, and west of Phillippi Creek, as recommended by the Traffic Advisory Council.

**APPOINTMENT MADE**

**15. PUBLIC WORKS**

To appoint Jordan Wenck to serve a one-year term on the Traffic Advisory Council, as the Students Taking Active Role (STAR) Representative, effective through December 2007.

**ADOPTED**

**16. PUBLIC WORKS**

To adopt a Resolution, to install a three-way stop traffic control at the intersections of Mauna Loa Boulevard and Luawana Drive and Mauna Loa Boulevard and Lago Way, as recommended by the Traffic Advisory Council.

**APPROVED**

**17. PUBLIC WORKS**

To approve a Contract, a Sale and Purchase Agreement, with Oswald Henry and Hazarene Henry for the purchase of a vacant lot in order to protect a significant archaeological site lying within the City of North Port, in the amount of \$50,000.00.

**AUTHORIZED**

**18. SHERIFF**

To authorize the Sheriff's Office to apply to the Middle District of Florida for Grant funding and participation in the Project Safe Neighborhoods and Anti-Gang Initiative.

**RATIFIED AND APPROVED**

**19. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER**

To ratify and approve the warrants dated January 2 through January 12, 2007, in the amount of \$31,738,093.40, as detailed in the voucher packages filed in the Finance Department.

**APPROVED**

**20. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER**

To approve the Minutes of the meetings dated January 4, January 9, January 10, and January 12, 2007.

**DISCUSSION SECTION**

**APPOINTMENT MADE**

**21. PLANNING AND DEVELOPMENT SERVICES**

To consider the appointment of one individual to serve an unexpired four-year term on the Englewood Area Community Redevelopment Agency (CRA) Advisory Board, effective through July 2008.

**APPOINTMENTS MADE****22. ENVIRONMENTAL SERVICES**

To consider the appointment of six individuals to serve two-year terms on the Water and Sewer Advisory Board, as General Representatives, effective through January 2009.

**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.**

**ADOPTED COMPREHENSIVE PLAN AMENDMENT RU-131/APPROVED SIPOC****23. PLANNING AND DEVELOPMENT SERVICES**

- A.** Public hearing continued from November 15, 2006, and January 12, 2007, to consider a proposed Resolution, Comprehensive Plan Amendment No. RU-131, a petition by Judson Pankey, Agent, a privately-initiated revision to the Future Land Use Map (FLUM) to change the designation of a 276.32 acre  $\pm$  parcel located at the southwest corner of University Parkway and Interstate 75 (I-75) from CHI (Commercial Highway Interchange), Major Employment Center (MEC)/Interstate Regional Office Park (IROP), ½ Village I Commercial Center, High Density Residential (>9 and <13 units/acre), to Regional Commercial Center, Village II Commercial Center and High Density Residential (>9 and <13 units/acre).
- B.** Public hearing continued from November 15, 2006, and January 12, 2007, to consider proposed Ordinance No. 2006-080, a petition by Judson Pankey, Agent, a privately-initiated Substantial Deviation to a previously approved Development of Regional Impact (DRI), Sarasota Interstate Park of Commerce (SIPOC), a 276.32 acre  $\pm$  parcel located on the southwest quadrant of University Parkway and Interstate 75 (I-75).
- C.** Public hearing continued from November 15, 2006, and January 12, 2007, to consider proposed Ordinance No. 2006-079, Rezone Petition No. 06-12, a petition by Judson Pankey, Agent, to rezone 276.32 acres  $\pm$  located on the southwest quadrant of University Parkway and Interstate 75 (I-75), from CHI (Commercial, Highway Interchange), CG (Commercial General), PCD (Planned Commerce Development), and PID (Planned Industrial District) to CG and RMF-3/PUD (Residential, Multi-Family, 13 units/1 acre/Planned Unit Development) zone districts with Special Exceptions.
- D.** Public hearing continued from November 15, 2006, and January 12, 2007, to consider a proposed Resolution, Special Exception Petition No. 1640, a petition by Judson Pankey, Agent, to allow six zone district modifications to the Development Concept Plan under CG (Commercial General), for the property located at the southwest corner of University Parkway and Interstate 75 (I-75).

**REPORTS SECTION****NOTED****24. CLERK OF THE CIRCUIT COURT AND COUNTY COMPTROLLER'S REPORT**

- A.** Filed for Record List.

**DEFERED TO JANUARY 24, 2007****25. COUNTY ADMINISTRATOR'S REPORT****DEFERED TO JANUARY 24, 2007****26. COUNTY ATTORNEY'S REPORT**

**DEFERED TO JANUARY 24, 2007****27. COMMISSION AND COMMITTEE REPORTS****DEFERED TO JANUARY 24, 2007****28. ADMINISTRATION**

Outstanding Board assignments.

**DEFERED TO JANUARY 24, 2007****29. ADMINISTRATION**

Review of Board Meeting Schedule.

1:30 p.m.

**NO ACTION TAKEN**

- 30. 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.**

**ADOPTED****31. PLANNING AND DEVELOPMENT SERVICES**

Public hearing continued from September 27, 2006, to consider proposed Ordinance No. 2006-064, a petition by Lennar Homes, Inc., to establish the Stoneybrook at Venice Community Development District (CDD) on 559.3 ± acres located within the boundaries on the north by Blackburn Canal, the east by River Road, the south by Center Road, and west by a Florida Power and Light (FPL) Company easement.

**CONTINUED TO MARCH 14, 2007****32. PLANNING AND DEVELOPMENT SERVICES**

- A.** Public hearing continued from December 19, 2006, to consider proposed Ordinance No. 2006-085, amending Ordinance No. 89-097, as amended and codified in Chapter 70, Article III of the County Code, relating to impact fees for Road Facilities;
- B.** Land Development Regulation Commission to find proposed Ordinance No. 2000-085 to be consistent with the Sarasota County Comprehensive Plan. (Must be done prior to final adoption of the Ordinance.)
- C.** Public hearing continued from December 19, 2006, to consider proposed Ordinance No. 2006-086, amending Ordinance No. 89-099, as amended and codified in Chapter 70, Article V of the County Code, relating to impact fees for Park Facilities;
- D.** Land Development Regulation Commission to find proposed Ordinance No. 2000-086 to be consistent with the Sarasota County Comprehensive Plan. (Must be done prior to final adoption of the Ordinance.)
- E.** Public hearing continued from December 19, 2006, to consider proposed Ordinance No. 2006-087, amending Ordinance No. 91-068, as amended and codified in Chapter 70, Article II of the County Code, relating to impact fees for Library Facilities;
- F.** Land Development Regulation Commission to find proposed Ordinance No. 2000-087 to be consistent with the Sarasota County Comprehensive Plan. (Must be done prior to final adoption of the Ordinance.)

**NO ACTION TAKEN**

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