

May 24, 2006

**MINUTES  
BOARD OF COUNTY COMMISSIONERS**

Book 74  
Page 290

**SARASOTA COUNTY ADMINISTRATION CENTER  
1660 RINGLING BOULEVARD  
COUNTY COMMISSION CHAMBER  
SARASOTA, FLORIDA**

9:00 a.m.

David R. Mills, Chair, District 2  
Nora Patterson, Vice Chair, District 4  
Paul H. Mercier, District 1  
Shannon Staub, District 3  
Jon Thaxton, District 5

Also present were:

James Ley, County Administrator  
Susan Scott, Deputy County Administrator  
Stephen DeMarsh, County Attorney  
Paula Clintsman, Deputy Clerk  
Tricia Granger, Deputy Clerk

**INVOCATION**

Father Jan Antonik, Epiphany Cathedral

**PLEDGE OF ALLEGIANCE**

Commissioner Patterson

**PRESENTATION:**

Government Finance Officers Association (GFOA) Budget Award to Sarasota County for the Annual Budget.

**PROCLAMATION:**

Older Americans - May 23, 2006

**12. OTHER BUSINESS**

**A. CONTRACTS**

County Administrator James Ley presented a Contract, deferred from consideration on May 23, 2006 (Item 9), a Lease Agreement for the Data Center and office space for the Enterprise Information Technology Business Center and noted Staff's review of the budget issue.

Commr. Staub moved to approve Contract No. 2006-317, a Lease Agreement, with DA Commerce Center, LLC, for space utilized by the County's Data Center and office space for the Enterprise Information Technology Staff located at 100 Arthur Andersen Boulevard, in the amount of \$232,782.00. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(9:11:56)

**1. RESOLUTIONS**

- A.** The Board considered the Seniors Advisory Council's Annual Report by Dr. Stanley Godleski, Chair;
- B.** The Board considered a proposed Resolution to re-authorize the Seniors Advisory Council;

**1. RESOLUTIONS - Continued**

- C.** The Board considered a proposed Resolution to become "A Community for a Lifetime" and to rescind Resolution No. 2001-064.

Seniors Advisory Council Chair Dr. Stanley Godleski summarized the Council's activities and roles. Discussions were held with Seniors Advisory Council Member Dr. Alan Sloan on the "Beauty and the Bench" Project funding sources, cost for benches, selection of the artists, SCAT (Sarasota County Area Transit) participation, incentives, consideration of covered areas, advanced funding, and community input on the location of the benches.

Commr. Staub requested and County Administrator James Ley noted to assist with the Project by providing "up front/seed money," in the amount of \$5,000.00, without objection. Commr. Staub requested an invitation for the ceremony/"grand opening," without objection.

Dr. Godleski continued with the overview on the actions taken to promote "A Community for a Lifetime," the Council's recommendations, and future plans/projects. Following comments commending the Advisory Council members, Commr. Mercier suggested to include a future project/plan to tutor and mentor younger individuals.

Commr. Staub moved to adopt Resolution No. 2006-119 to re-authorize the Seniors Advisory Council, expanding the Council to 14 members, including membership from the age groups and interest groups. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

Following a request for Staff review of the financial and economic impacts relating to the proposed Resolution, "Communities for a Lifetime," Dr. Godleski noted the matter is a State initiative.

Commr. Staub moved to adopt Resolution No. 2006-120 to become "A Community for a Lifetime" and to rescind Resolution No. 2001-064. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(9:49:19)

**2. RESOLUTIONS**

Public hearing to consider a proposed Resolution, Budget Amendment No. B2006-068, amending the Fiscal Year (FY) 2006 Budget to incorporate various supplemental appropriations, revenue adjustments, grants, and transfers.

Having been duly sworn, Financial Planning Budget Management Analyst Robert Horn summarized the proposed Budget Amendment and discussions were held with Chief Financial Planning Officer Gail Miller, duly sworn, on the Projects involved for Item 7(f), Increase of the Information Technology Fund, noting an upgrade to IFAS (Integrated Financial Accounting System).

Commr. Staub moved to close the public hearing. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

Commr. Thaxton moved to adopt Resolution No. 2006-121, approving Budget Amendment No. B2006-068, amending the FY 2006 Budget to incorporate various supplemental appropriations, revenue adjustments, grants, and transfers. The motion was seconded by Commr. Staub. Following comments on the cost of the three Information Technology Projects by County Administrator James Ley, the motion carried by a 5-0 vote.

(9:54:58)

**3. RESOLUTIONS**

- A.** Public hearing to consider the historic designation of the Twitchell residence located on Big Pass Lane, Sarasota, pursuant to Article IV, Chapter 66, of the County Code;
- B.** (Not a public hearing.) To consider a proposed Resolution historically designating the Twitchell residence.

Having been duly sworn, Community Services History Center Historical Resources Specialist Lorrie Muldowney introduced Mr. Joe King, property owner and architect, duly sworn, who summarized the historic significance of the property and provided an overview of the proposal. Ms. Muldowney noted the Historic Preservation Board's and Staff's recommendation for approval. Discussions were held with Mr. King and Ms. Muldowney on the following topics/issues:

- name of the Creek/freshwater springs/identification of the surrounding property
- location of the John McDonald House
- photographs of the property.

Commr. Staub moved to close the public hearing. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

Commr. Patterson moved to adopt Resolution No. 2006-122, historically designating the Twitchell residence on Big Pass Lane. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(10:08:51)

**4. RESOLUTIONS**

- A.** Public hearing to consider a proposed Resolution, ratifying water, wastewater, and reuse rates, fees, and charges for the County Utilities System, including the former Siesta Key Utilities Authority (SKU) service area;
- B.** (Not a public hearing.) To consider a proposed Resolution, County Utilities System Water and Wastewater Equivalent Dwelling Units (EDU) Table;
- C.** (Not a public hearing.) To consider financial incentives for connection to the County's Utilities System following notice of system availability.

Having been duly sworn, Environmental Services Operations General Manager George MacFarlane summarized the revisions of the proposed Resolution (Item 4A) and noted Staff's recommendation for approval. Discussions were held with Mr. MacFarlane and County Attorney Stephen DeMarsh on the following topics/issues:

- page 9, charge for customer's request to re-read water meters
- page 11, developer installed water meter versus County installation cost
- page 15, PCSSRP (Phillippi Creek Septic System Replacement Program) Wastewater Line Extension Lump Sum Fee, per EDU/\$19.00 surcharge
- Wastewater Deferred Revenue Charge/definition/authority to impose a readiness to serve charge for sewer/issue relating to residents that have not connected/mandatory connection for water to be addressed at a later date.

Commr. Staub moved to close the public hearing. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

**4. RESOLUTIONS - Continued**

Mr. MacFarlane reviewed the proposed revisions to the proposed EDU Table Resolution and the Financial Incentives Resolution relating to the PCSSRP.

Commr. Thaxton moved to adopt Resolution No. 2006-123, ratifying water, wastewater, and reuse rates, fees, and charges for the County Utilities System, including the former SKU service area, and rescinding Resolution No. 2003-285. The motion, seconded by Commr. Mercier, carried by a 5-0 vote.

Commr. Thaxton moved to adopt Resolution No. 2006-124, approving the County Utilities System Water and Wastewater EDU Table and rescinding Resolution No. 2002-166. The motion, seconded by Commr. Mercier, carried by a 5-0 vote.

Commr. Thaxton moved to adopt Resolution No. 2006-125, approving financial incentives for the PCSSRP and rescinding Resolution No. 2002-340. The motion, seconded by Commr. Mercier, carried by a 5-0 vote.

(10:27:42)

**5. ORDINANCES**

Public hearing to consider proposed Ordinance No. 2006-032, amending Well Drilling Ordinance No. 2003-080, as amended and codified in Chapter 54, Article XIII, of the County Code.

Having been duly sworn, Health and Human Services Health Department Engineer IV Robert Bolesta summarized the revisions of the proposed Ordinance, discussed the Well Drilling Advisory Board residency requirements and recommended revisions, and noted Staff's recommendation for approval.

Discussions were held with Mr. Bolesta on the following topics/issues:

- expertise/available candidates within the County
- review of other Advisory Boards' residency requirements
- history of vacancies/ability to fill vacancies.

Having been duly sworn, Well Drilling Advisory Board Chair Ted Dyer noted concerns with filling vacancies and commented on the attendance rates.

Commr. Staub moved to close the public hearing. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

Commr. Staub moved to adopt Ordinance No. 2006-032, amending Well Drilling Ordinance No. 2003-080, as amended and codified in Chapter 54, Article XIII, of the County Code. The motion, seconded by Commr. Mercier, carried by a 5-0 vote.

**RECESS:** 10:38 a.m. - 10:51 a.m.

**6. PUBLIC WORKS**

The Board considered the draft Urban Forestry Management Plan and recommendations.

**6. PUBLIC WORKS - Continued**

Public Works Urban Forestry Manager Demitra McBride presented an overview of Staff's report on the draft Urban Forestry Management Plan and recommendations. Discussions were held with Ms. McBride on the following topics/issues:

- Staff's report/reflection of revisions
- clarification of the term "water features" to reflect artificial implemented water features/retention and detention ponds
- educational and community outreach programs/event held at Pine View School/Arbor Day
- exploration of mitigation banks and better use of open space/review of other regulatory agencies/Southwest Florida Water Management District (SWFWMD)/incentives
- tree trimmers and landscape/tree maintenance operations/registration requirements/on-site supervision by certified arborists/occupational licenses/revisit regulation of private tree cutting/request for list of companies/number of chronic complaints/ voluntary education
- number of trees planted in the community/follow up on plantings.

Commr. Staub suggested to measure successes/failures and work with Environmental Services Water Resources General Manager Theresa Connor and Ms. Annemarie Post with the Community Services Cooperative Extension Service Department for the creation of a team and education for larger developments, without objection.

Ms. McBride reviewed Staff's recommendations and noted that Staff will provide a summary (bullets) for the Board and noted Staff has proceeded with the education component.

(11:35:05)

Commr. Thaxton commented favorably on the Plan and recommended the following revisions, without objection:

- page 13, add the term "periurban" to the Glossary
- page 14 , sixth bullet, request to verify the statement relating to the City of North Port representing "18 percent" of the County's total area
- page 14, request to include the total area and vegetative coverage percentages of the County's unincorporated area
- page 15, Urban Forest Function and Value/place columns in ascending order
- page 16, update/reflect current gasoline prices
- page 38, revise paragraph on air quality
- diesel soot/number of diesel vehicles/reports to reflect correct information/include Board Assignment on air pollution/quality/measurement
- page 49, second bullet, include the Golf Course Ordinance/Regulations, second bullet/add/include penalties.

(11:45:03)

Commr. Patterson suggested to review licensing tree trimmers for commercial properties. Commr. Staub requested information on proper commercial tree trimmers and the scope of the companies/businesses.

Commr. Mercier referenced page 20, Policy Integration, and suggested to merge functions with Opportunities, referenced on page 45. Commr. Staub suggested an organization team and discussion ensued on an initiative/measure of the number of automobiles and incentives (green cars).

**6. PUBLIC WORKS - Continued**

Following comments, Commr. Thaxton moved to approve the Urban Forestry Management Plan, as amended, with the exception of the licensing provision requirement (tree trimming). The motion was seconded by Commr. Staub. Following comments, the motion carried by a 5-0 vote. (See Item 7B later this meeting.)

(11:53:40)

**12. OTHER BUSINESS - Continued****B. SPECIAL DISTRICTS**

Commr. Thaxton noted the relocation of a sewer treatment plant by West Villages and moved to send correspondence of appreciation to the North Port City Commission and West Villages. The motion, seconded by Commr. Patterson, carried by a 5-0 vote.

**C. BCC**

The Board reviewed the County Commission Outstanding Board Assignments Report dated May 17, 2006. The following assignments were noted/discussed:

- Item No. 06008, ID No. 1
- Item No. 06062, ID No. 2
- Item No. 06063, ID No. 3.

**D. BCC**

The Board reviewed the Board of County Commissioners Meeting Schedule. Commr. Patterson noted the West Coast Inland Navigation District meeting is scheduled on June 8, 2006. Chair Mills noted an afternoon Board session on June 7, 2006, and the Board meeting in the City of North Port on June 20, 2006.

**E. ADVISORY COUNCILS**

Chair Mills noted receipt of a request for a leave of absence due to a health issue and inquired regarding the following topics/issues:

- resignation only option
- excused absences/length of absence/time limit of three meetings
- provisions for medical/extenuating circumstances/case-by-case basis.

Commr. Thaxton moved to direct Staff to bring back a health-related, leave of absence policy for Advisory Councils for consideration. Commr. Mercier seconded the motion. Following comments, the motion carried by a 3-2 vote, with Commrs. Staub and Mercier voting "No."

**F. PUBLIC WORKS**

Chair Mills noted receipt of correspondence on the proposed Access Management Plan for State Road 681 and County Administrator James Ley noted no Board action is required.

**G. ORDINANCES**

Chair Mills referenced consideration of Item 9, relating to Government Use (GU) zone district as it relates to public medical facilities, later this meeting, and Commr. Thaxton requested to address the Item at the commencement of the afternoon session. Commr. Patterson requested Staff attendance to provide information on the parameters for the GU zone district, without objection.

**12. OTHER BUSINESS** - Continued

**H. HEALTH AND HUMAN SERVICES**

Chair Mills requested and County Administrator James Ley advised that Staff will provide an e-mail on the dry well situation.

**I. PROCLAMATIONS**

Commr. Thaxton reported delivery of the recognition plaque to Mr. Lewis at his home on Tuesday, May 23, 2006.

**RECESS:** 12:06 p.m. - 1:30 p.m.

**7. OPEN TO THE PUBLIC**

**A. SCHOOL BOARD**

Mr. Bill Rowell commented on the summer driver's training classes offered and funding provided by the Dori Slosberg Driver Education Safety Act.

Chair Mills noted Board discussion on May 23, 2006, relating to private versus public school students and advised that Staff will contact Mr. Rowell on the issue. Discussions were held with Mr. Rowell relating to the School Board bid process and administration of the fund.

(1:41:43)

**B. PUBLIC WORKS**

Ms. Ellen Maloff commented on the draft Urban Forest Management Plan. (See Item 6 earlier this meeting.)

**C. ENVIRONMENTAL SERVICES**

The following individuals commented on the use of fertilizer throughout the County. Discussions were held throughout speaker comments.

- Ms. Erica Santella
- Mr. James Finley
- Ms. Mary Compton
- Mr. Donald Chaney (submitted a copy of a report relating to red tide)
- Mr. Stuart DeCew
- Mr. Calvin LeBuffe
- Mr. Wayne Genter

See this Item and Item 11 later this meeting.

(2:03:53)

**9. ORDINANCES**

Following comments, Chair Mills noted the authorization to advertise a proposed Ordinance relating to Government Use (GU) zone district as it relates to public medical facilities would be considered later this meeting. (See Item 12G earlier and this Item later this meeting.)

**12. OTHER BUSINESS** - Continued**J. BCC**

Chair Mills commented on and commended Staff on the plaques presented on Saturday, May 20, 2006.

**9. ORDINANCES** - Continued

Discussion ensued on the order to consider the proposed Ordinance relating to the Government Use zone district to be considered later this meeting. (See Item 12G earlier and this Item later this meeting.)

(2:06:25)

**8. ORDINANCES**

The Board considered authorization to advertise a proposed Ordinance to amend Ordinance No. 2003-052, as amended and codified in Appendix 1 of the County Code, to amend the existing Sarasota 2050 RMA (Resource Management Area) Comprehensive Plan Amendment regulations and to waive the requirement for an Economic Impact Statement (EIS).

Planning and Development Services Principal Planner Matthew Lewis submitted a copy of a chart entitled "Convenience/Gas Stations" and presented an overview of Staff's report on proposed amendments to Ordinance No. 2003-052 to reflect the adopted Evaluation and Appraisal Report (EAR) Comprehensive Plan Amendments incorporated in Ordinance No. 2006-029. Discussions were held with Mr. Lewis, Planning and Development Services Planning Director Anne McClung, and County Attorney Stephen DeMarsh on the following topics/issues:

- implementation process/clarification on the intent of the regulations relating to Planned Districts/Mixed Use Facilities in Planned Economic Development (PED) Districts
- input/comments from Lakewood Ranch representatives/additional applicants
- page 17, Section 11.3.12.d., Planning Commission Findings and Recommendations, relating to the intent of the modifications/options for the Board to modify District Standards/issues to be addressed/impact of the deletion of the Section.

(2:29:41)

Commr. Staub requested clarification that Section 11.3.12.d. detail (list) the modifications that are permitted under current regulations, without objection. Discussions continued with Mr. Lewis, Ms. McClung, and County Attorney DeMarsh on the following topics/issues:

- page 16, Table TDR-1 (Transfer of Development Rights), relating to low versus high intensity agriculture/impact to Best Management Practices (BMP)/TDR values/defining of low versus high intensity use agriculture, without objection
- page 2, Section 11.1.1.c., Applicability, relating to the PED zone district
- page 2, Section 11.1.3.b., Mix of Uses, relating to retail uses/ground floor designation use

**8. ORDINANCES - Continued**

- page 18, Section 11.4., definition of Mixed Use/request to amend the definition to read "The combination of either commercial or office uses with residential uses within a single building of two or more stories, wherein the first floor uses are non-residential," without objection
- pages 3 through 6, Permitted Uses, relating to the reference of District Standards/concerns related to the location of car washes and non-compatibility with residential uses/options to limit hours of operation
- page 7, Section 11.1.7., Transportation Management (General), inclusion of new Section/impact and determination for projects greater than 20 acres/request for Staff review of options for projects between 10 and 20 acres, without objection
- page 7, Section 11.1.7., Transportation Management, request to include language to address pedestrian safety, without objection
- page 7, Section 11.1.7., Transportation Management, request to incorporate language that the Transportation Plan address pedestrian safety issues, without objection
- pages 7 and 8, relating to the requirements for a Transportation Management Plan/request for identification of impact, without objection
- request for clarification of language to ensure concurrency requirements are met throughout the Section, without objection
- page 8, Section 11.2.3.c.4.iii., Village Land Use Mix by Phase, relating to retail use requirements/square footage cap for retail uses
- page 9, Section 11.2.3.c.4.iii., Village Land Use Mix by Phase, inclusion of "Table Inset"/minimum versus maximum land area requirements for each category
- page 10, Section 11.2.4.c.4.iv., Settlement Area Land Use Mix by Phase, inclusion of "Table Inset"
- page 12, Section 11.2.8.c.3.x., Street Standards for Promotion of Transit, requirements for inclusion of "Station Area Planning"/definition and identification of criteria
- page 13, Section 11.2.9.b.vi, relating to required buffer for named creeks/flow-ways, request to include the word "named" prior to the word "flow-ways," without objection
- page 13, Section 11.2.9.b.vii, correction to acronym from FSLPP to ESLPP, without objection
- page 14, Section 11.2.10.e.1., inclusion of language for utilization of Table 6/clarification of the application of park uses and development requirements/relationship of dwelling units to park requirements
- page 18, Section 11.4., relating to inclusion of definitions.

Subsequent to comments on the process for review/workshops held and consideration of the proposed Ordinance, Commr. Thaxton moved to authorize advertising of a proposed Ordinance, as amended, to amend Ordinance No. 2003-052, to amend the existing Sarasota 2050 RMA Comprehensive Plan regulations and to waive the requirement for an EIS. The motion, seconded by Commr. Mercier, carried by a 5-0 vote.

Upon inquiry, Mr. Lewis and Ms. McClung noted the public hearing schedule for the proposed Ordinance.

**RECESS:** 3:28 p.m. - 3:38 p.m.

**9. ORDINANCES - Continued**

The Board considered authorization to advertise proposed Ordinance, amending Zoning Ordinance No. 2003-052, as amended and codified in Appendix A of the County Code, to create the Community and Affordable Housing Development Standards, by adding Article 12 to the Zoning Ordinance and to amend Sections 4.9.1. and 5.3.3., and other Sections as may be necessary for internal consistency, to allow medical facilities as a permitted use in a GU (Government Use) zone district within the Urban Service Area, and to waive the requirement for an Economic Impact Statement (EIS).

Following comments by Planning and Development Services Community Housing Manager Wendy Thomas, Planning and Development Services Planning Director Anne McClung submitted a document entitled "GU - Government Use Zoning District," and discussions were held with Ms. McClung and Attorney Dan Bailey on the following topics/issues:

- lack of height/setback standards for development in a GU district/requirements for an entity to be a public facility/existing Code requirements to obtain a special exception
- options to include OPI (Office, Professional, Institutional) district standards  
Commr. Patterson moved to direct Staff to incorporate the standards as outlined in the OPI zone district in Section 4.9.1.c.2. (page B-2). The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(3:52:45)

Ms. Thomas presented an overview of Staff's report on proposed amendments to Zoning Ordinance No. 2003-052, relating to the creation of Community and Affordable Housing Development Standards. Discussions were held with Ms. Thomas and Deputy County Attorney Stephen DeMarsh on the following topics/issues:

- time frame for consideration/advertising requirements/additional review of the proposed Ordinance prior to advertisement/impact of changes
- page A-4 relating to the terminology "regardless of tenure" and a request to clarify the language to reflect the phrase "form of ownership," without objection
- page 9 relating to the graph identified as "Projected Demand for Housing Units by Tenure for Sarasota County"
- page 9, Figure 7-8, request to separate the 80-119.9% of Household Income as two categories, without objection
- page A-2 relating to "Whereas" clauses
- page A-3, Section 12.3.3., relating to Smart Growth Principles/request to delete the word "the" and substitute the word "a" in front of the phrase "building block for," without objection
- page A-4, Definitions, Section 12.4, relating to Community Housing designation under "Market Rate Unit" definition/clarification of definition, without objection
- page A-5, Section 12.6.a.ii., Density Bonus, relating to the base unit calculation of 20 percent/inclusion of the phrase "up to" following the phrase "be multiplied," without objection
- page A-5, Section 12.6.a.iv., Density Bonus, relating to the inclusion of the phrase "without further discretionary review or approval"
- identification of the need for affordable housing areas/development
- request to delete the phrase "without further discretionary review or approval" from Section 12.6.a.iv. and to incorporate the phrase "if approved by the Board of County Commissioners," without objection

**9. ORDINANCES - Continued**

- comparison of the draft Ordinance to Manatee County's regulations/Affordable Housing Ordinance
- requirements for development to meet Code and concurrency regulations
- expedited review and processing opportunities
- computation of the base unit for application of the density bonus/determination of percentage based on existing zoning
- page A-6, Section 12.7.1.b., Income and Eligibility Standards, occupancy rate/request to include the phrase "in perpetuity," without objection
- page A-6, options for inclusion of Social Security Income/Disability as a source of income eligibility
- page A-8, request to clarify square footage to reflect air conditioned space, without objection
- page A-8, total square footage reflected for a 4 bedroom/2 bath dwelling and options to increase square footage by "building in a 2 percent minimum"
- page A-8, Section 12.7.3.a.2.i., deletion of the word "are" (scrivener's error), without objection
- page A-9, Section 12.7.3.b., Perimeter Compatibility Requirement, relating to lot sizes/Staff direction to include parameters for lot sizes, without objection
- page A-9, Section 12.7.3.c., Permitted Housing Type/Residential Development Intensity Table, relating to rear yard setbacks, height allowance, and open space requirements
- options to review Manatee County's regulations/consideration of options and incentives for developers
- Staff review and report of vacant land where the automatic density bonus would apply, without objection.

(5:00:25)

Following comments, Commr. Staub suggested deferral of final action on the proposed Ordinance relating to the creation of the Community and Affordable Housing Development Standards and to schedule the matter for further discussion, without objection.

Commr. Staub moved to authorize advertising of a proposed Ordinance, amending Zoning Ordinance No. 2003-052, as amended and codified in Appendix A of the County Code, to allow medical facilities as a permitted use in a GU (Government Use) zone district, as amended, within the Urban Service Area, and to waive the requirement for an EIS. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(5:01:37)

**10. FINANCIAL PLANNING**

The Board considered the Surtax Continuation Program Update.

Financial Planning Fiscal Planning General Manager Jeffrey Seward presented an overview of Staff's report on the status of the Surtax Continuation Program. Discussions were held with Mr. Seward and Public Works Executive Director Jim Harriott on the prioritization schedule/determination and the inclusion of hybrid bus purchases, the required match of funds for ten buses and the cost of "standard" sized buses.

Commr. Mercier moved to approve the recommended prioritization of projects as outlined in Staff's report. The motion died for lack of a second.

**10. FINANCIAL PLANNING - Continued**

Discussions continued with Mr. Seward, County Administrator James Ley, and Environmental Services Operations General Manager George MacFarlane on the following topics/issues:

- percentage of funds to be allotted to transportation issues/projects
- Traffic Calming Project funding
- Phillippi Creek Septic System Replacement Program (PCSSRP) Project funds expended to date/sewer versus water line extension
- Nokomis Water Line Extension Project
- Transit Bus Purchases (surtax funding reduced)
- Beach Road Drainage Project funding
- CSX Rails to Trails Project
- modification to the Bee Ridge Extension, I-75 (Interstate 75) to Bee Ridge Extension Project name to read "Bee Ridge Road, I-75 to Bee Ridge Extension," without objection
- Additional Neighborhood Improvements Water Line Extension Program (Phillippi Creek/Nokomis).

Commr. Patterson moved to substitute the Additional Neighborhood Improvements Water Line Extension Program, in the amount of \$3,995,500.00, in lieu of the PCSSRP Project. The motion died for lack of a second.

(5:21:25)

Mr. MacFarlane reviewed the funding requirements for the water line extension projects for the Nokomis and Phillippi Creek Projects versus the PCSSRP Project versus the Additional Neighborhood Improvements Water Line Extension Program (for Phillippi Creek). Discussion ensued on options to redirect portions of the PCSSRP Project funding for income qualified water line projects.

(5:26:19)

Commr. Mercier moved to approve the proposed Projects outlined in Staff's report up to the Sub-Total amount of \$24,764,068.00, excluding the Traffic Calming appropriation of \$255,000.00, and to provide additional options for the remaining funding at a future Board meeting. The motion was seconded by Commr. Staub. Following comments, the motion carried by a 5-0 vote.

Following comments, Commr. Patterson moved to incorporate the Beach Road Drainage Project funding on the approved funding list. The motion, seconded by Commr. Thaxton, carried by a 4-1 vote, with Commr. Mercier voting "No."

Commr. Patterson moved to incorporate the Rails to Trails Project funding in the approved funding list. The motion, seconded by Commr. Thaxton, carried by a 5-0 vote.

(5:31:12)

**11. RESOLUTIONS**

The Board considered a proposed Resolution relating to fertilizer use.

Following comments on additional speaker cards received, Environmental Services Water Resources Planning and Regulatory Manager Jack Merriam submitted a copy of Staff's presentation, a document entitled "Fertilizer Public Input Process Considerations," a copy of the St. Johns County Ordinance, and a copy of the Southwest Florida Water Management District "Florida-Friendly Landscaping" brochure.

**11. RESOLUTIONS - Continued**

Mr. Merriam introduced Public Works Facilities Maintenance Horticulturalist Kip Alexander and Consultant Mike Holsinger who presented Staff's report on the impact of fertilization relating to nutrient pollution in stormwater runoff. Discussions were held on the following topics/issues:

- liquid/spray-on fertilizer versus pellet products
- quick versus slow release fertilizer products
- public education opportunities/options for incentives for retailers
- time frame for drafting regulations
- lawn service suppliers/contract and licensing options
- options to provide retailer incentives/packaging options/participation by other government agencies.

(See this Item and Item 7C earlier and later this meeting.)

(6:15:11)

**7. OPEN TO THE PUBLIC (Continued)**

**C. ENVIRONMENTAL SERVICES - Continued**

The following individuals commented on the use of fertilizers throughout the County. Discussions were held throughout speaker comments.

Ms. Claudia Cuomo

Ms. Laurie Trenholm (submitted a document entitled "Florida Green Industries")

Ms. Mary Hartney (submitted documents entitled "Summary of Florida Green Industries" and "Fertilizer Product Stewardship")

Mr. Sandy Gilbert

Mr. Tom Burish

Ms. Gayle Reynolds

Ms. Millie Small

(See this Item and Item 11 earlier and later this meeting.)

(6:34:58)

**11. RESOLUTIONS - Continued**

Following comments by Mr. Alexander, Commr. Thaxton moved to adopt Resolution No. 2006-126, to establish and implement policies to reduce pollutants in County waterways resulting from improper fertilization practices. The motion, seconded by Commr. Staub, carried by a 5-0 vote.

Commr. Thaxton moved to direct Staff to draft an Ordinance regulating the use of quick release fertilizers during the rainy season and establishing a watercourse setback. The motion was seconded by Commr. Patterson. Following clarification on the intent, the motion carried by a 5-0 vote.

Commr. Staub requested that Staff provide interim reports on the status of the education process/community conversations, without objection. Individual comments followed commending the efforts of Staff and Mr. Holsinger.

(See this Item and Item 7C earlier this meeting.)

**MEETING ADJOURNED: 6:39 p.m.**