

July 12, 2006

**MINUTES
BOARD OF COUNTY COMMISSIONERS**

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**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
Stephen DeMarsh, County Attorney
Claudia Goodson, Deputy Clerk
Paula Clintsman, Deputy Clerk
Debbie Shaffer, Deputy Clerk

INVOCATION

Pastor Janet Wilkerson, Third Church of Christ Scientist

PLEDGE OF ALLEGIANCE

Commissioner Patterson

19. OTHER BUSINESS

A. BCC

Chair Mills noted the absence of Commr. Staub.

1. PUBLIC WORKS

Public Works Mobility Administrative Assistant II Kim Stafford presented an overview of Staff's report on the Siesta Drive Neighborhood proposed Traffic Calming Plan (TCP), noted the Traffic Advisory Council's recommendation for approval, and commented on the City of Sarasota's proposed Traffic Abatement Plan (TAP) for the area located from U.S. 41 to Shade Avenue. Discussions were held with Ms. Stafford on the following topics/issues:

- coordination with the City of Sarasota's TAP/consideration of lighted crosswalks
- location of the County TCP (School Avenue to Tuttle Avenue)
- number of speed tables to be installed/number on Siesta Drive
- absence of speed tables in the City of Sarasota's TAP
- City TAP versus County TCP standards
- crash data on Siesta Drive
- traffic impacts to Shade Avenue
- location of existing stop signs on Siesta Drive.

Following comments, Commr. Thaxton moved to approve the Siesta Drive Neighborhood TCP. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

(9:16:01)

2. PUBLIC WORKS

Public Works Mobility Administrative Assistant II Kim Stafford presented an overview of Staff's report on the Shade Avenue/Riverwood Street Proposed Traffic Calming Plan (TCP), noted the Traffic Advisory Council's recommendation for approval, and read correspondence from the Shade Avenue/Riverwood Street Neighborhood in support of the additional speed tables and the TCP.

Following comments, Commr. Thaxton moved to approve the Shade Avenue/Riverwood Street TCP. The motion was seconded by Commr. Mercier. Following comments, the motion carried by a 4-0 vote. Individual comments followed on future consideration to allocate additional funding and to revise the applicable Ordinance for traffic abatement plans to allow alternatives to speed tables.

(9:23:26)

3. RESOLUTIONS

Financial Planning Fiscal Planning General Manager Jeffrey Seward presented an overview of Staff's report on the proposed ad valorem and non-ad valorem tax rates for Fiscal Year (FY) 2007. Discussions were held with Mr. Seward and County Administrator James Ley on the following topics/issues:

- June 1 versus July 1, 2006, taxable value
- 0.2500 millage reduction/revenue generation
- reductions to the millage rate
- debt service collection
- valuation at the 0.2500 millage reduction
- additional revenues/General Fund
- 0.2500 versus 0.5000 versus 0.3259 millage reduction
- consideration of a 0.4000 millage reduction.

Following comments by County Administrator Ley and County Attorney Stephen DeMarsh, Commr. Thaxton moved to direct Staff to revise the Resolution to certify the Ad Valorem Tax Millage for the FY 2007 Budget with a 3.6939 aggregate millage rate to reflect a 0.4000 millage reduction and to bring back for final adoption. The motion was seconded by Commr. Patterson.

(9:39:12)

Discussion ensued with County Administrator Ley, Chief Financial Planning Officer Gail Miller, Mr. Seward, and Financial Planning Fiscal Budget Management Analyst Elizabeth Damschroder on the following topics/issues:

- Budget revenue to address operating expenses/Capital Improvement Program (CIP) projects
- Fund Balance Reserve/Budget projections/time frame (90 days)/funds to address disasters
- recurring versus cumulative funding
- homestead versus non-homestead household tax savings/impacts at the 3.6939 millage rate
- taxpayer impacts from other taxing sources
- existing balance in the Fund Balance Reserve/purposes for Fund expenditures.

The motion carried by a 4-0 vote. See Item later this meeting.
(9:57:39)

4. ADVISORY COUNCILS

The Board considered the appointments of three individuals to serve three-year terms on the Osprey Revitalization Committee (ORC), effective through June 2009.

Following comments by Planning and Development Services Senior Planner Laura Semenek on ORC vacancies and member attendance, Commr. Thaxton moved to reappoint Robert Jay Leland and Lonie Buchner to serve three-year terms on the ORC, effective through June 2009. The motion, seconded by Commr. Mercier, carried a 4-0 vote.

Chair Mills nominated Richard Noyes.

Commr. Thaxton moved and Chair Mills closed the nominations without objection.

Chair Mills noted the appointment of Mr. Noyes to serve a three-year term on the ORC effective through June 2009. Commr. Thaxton acknowledged Norma Martin's service to the County. Individual comments followed.

(10:02:15)

5. CONTRACTS

The Board considered a proposed Contract, an Interlocal Agreement, with the Lakewood Ranch Stewardship District (LRSD) to authorize the LRSD to utilize special powers in relation to future area development.

Planning and Development Services Long Range Planning Manager Scott Heinig presented an overview of the proposed Contract with the LRSD relative to the coordination of area growth management/development issues.

Schroeder-Manatee Lakewood Ranch Vice President of Planning Todd Pokrywa noted agreement with the proposed Interlocal Agreement and commented on the Contract provisions relative to the special powers/authority of the LRSD.

Following comments, Commr. Patterson moved to approve Contract No. 2006-374, an Interlocal Agreement, with the LRSD to authorize the LRSD to utilize special powers in relation to future area development. The motion was seconded by Commr. Mercier. Following comments, the motion carried by a 4-0 vote.

(10:06:16)

6. RESOLUTIONS

Public hearing to consider a proposed Resolution, Coastal Setback Variance Petition No. 79-03-06-373, a petition by Stanley and Dolores Vinton, represented by Attorney William Merrill, Agent, to construct a new single-family residential addition and attached garage. All proposed construction will be located a maximum of 63.8 feet \pm seaward of the Gulf Beach Setback Line (GBSL) for property fronting the Gulf of Mexico located at 6260 Manasota Key Road, Manasota Key, Englewood.

Having been duly sworn, Environmental Services Environmental Specialist II Rachel Herman noted a request by the Applicant to postpone the public hearing until all Board members are in attendance. Following comments by Attorney William Merrill, duly sworn, discussion ensued on the Board's policy regarding voting by an absent Board member.

6. RESOLUTIONS - Continued

Commr. Thaxton moved to continue the public hearing for Coastal Setback Variance Petition No. 79-03-06-373 to August 23, 2006, at 1:30 p.m., or as soon thereafter as possible. The motion, seconded by Commr. Patterson, carried by a 4-0 vote.

(10:10:50)

7. ORDINANCES/RESOLUTIONS

- A.** Public hearing to consider proposed Ordinance No. 2006-051, amending Ordinance No. 85-132, as amended, to expand the South Laurel Special Lighting District;
- B.** Public hearing to consider a proposed Resolution declaring the Board's intent to use the Uniform Method of Levy, Collection, and Enforcement of non-ad valorem assessments within the South Laurel Special Lighting District.

Having been duly sworn, Public Works Road Program District Coordinator Irene Maiolo summarized the proposal to expand the South Laurel Special Lighting District for additional neighborhood lighting, noted Staff's recommendation for approval, recognized the efforts of Sandra Terry of the Laurel Civic Association, and responded to an inquiry regarding the time frame for the lighting installation. Following comments by County Attorney Stephen DeMarsh, Ms. Maiolo noted a scrivener's error and submitted a copy of a revised Resolution correcting the Tax Year from 2007 to 2008 in paragraph 1 and Sections 1 and 3.

Commr. Thaxton moved to close the public hearing. The motion, seconded by Commr. Mercier, carried without objection.

Commr. Thaxton moved to adopt Ordinance No. 2006-051, amending Ordinance No. 85-132, as amended, to expand the South Laurel Special Lighting District. The motion was seconded by Commr. Mercier. Following comments, the motion carried by a 4-0 vote.

Commr. Thaxton moved to adopt Resolution No. 2006-158 declaring the Board's intent to use the Uniform Method of Levy, Collection, and Enforcement of non-ad valorem assessments within the South Laurel Special Lighting District. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

RECESS: 10:16 a.m. - 1:30 p.m.

8. OPEN TO THE PUBLIC - No one appeared at this time.**3. RESOLUTIONS - Continued**

Financial Planning Fiscal Planning General Manager Jeffrey Seward submitted revised copies of Staff's memorandum and the proposed Resolution reflecting a 0.4000 millage reduction, as directed by the Board earlier this meeting, to establish the ad valorem and non-ad valorem tax rates for Fiscal Year (FY) 2007.

Commr. Thaxton moved to adopt Resolution No. 2006-159, as amended, to certify the Ad Valorem Tax Millage for the FY 2007 Budget with a (3.6939 Millage rate) 0.400 Millage reduction and authorized advertising of the Non-Ad Valorem Assessments prior to the September 11, 2006, public hearing for the FY 2007 Budget. The motion, seconded by Commr. Patterson, carried by a 4-0 vote. Following an inquiry, Mr. Seward noted the total Millage for the Ambulance Service District.

See Item earlier this meeting.

(1:38:17)

9. CONTRACTS/RESOLUTIONS

- A.** Public hearing to consider a proposed Resolution, Budget Amendment No. B2006-083, to amend the Fiscal Year (FY) 2006 Tourist Development Budget, appropriating funds in the amount of \$100,000.00;
- B.** (Not a public hearing.) To consider a proposed Contract, Amendment No. 1 to Contract No. 2005-491, with the Sarasota County Arts Council, Inc., to increase the amount for Arts Grants for FY 2006, in the amount of \$100,000.00;
- C.** (Not a public hearing.) To approve the Tourist Development FY 2007 Cultural/Arts Grant recommendations and to authorize the Chair to execute the individual Grant Agreements, in the amount of \$1,093,009.00, as follows:
- a. Art Center Sarasota, Inc., Art Exhibition, in the amount of \$10,208.00;
 - b. Asolo Center for the Performing Arts, Shoulder to Shoulder, in the amount of \$75,029.00;
 - c. Asolo Center for the Performing Arts, Summer Season Project, in the amount of \$29,154.00;
 - d. Banyan Theatre Company, Inc., 2007 Summer Season, in the amount of \$11,147.00;
 - e. Circus Sarasota, Inc., Circus Sarasota Winter Production, in the amount of \$48,018.00;
 - f. Florida Studio Theatre, SummerFest 2007, in the amount of \$49,520.00;
 - g. Florida Studio Theatre, 2007 Sarasota Festival of New Plays, in the amount of \$45,018.00;
 - h. Florida West Coast Symphony, Inc., Showcasing the Off Season, in the amount of \$61,738.00;
 - i. Florida West Coast Symphony, Inc., Sarasota Music Festival: Embracing a New Generation of Musical Mastery, in the amount of \$43,731.00;
 - j. Florida State University/John and Mable Ringling Museum of Art - If You Haven't Been to the Ringling, You Haven't Been to Sarasota, in the amount of \$105,040.00;
 - k. Gulf Coast Heritage Association, Inc., Historic Spanish Point - Heritage Holidays, in the amount of \$9,466.00;
 - l. G.Wiz, Explorazone - Fact of Friction, in the amount of \$32,584.00;
 - m. Jazz Club of Sarasota, Inc., 27th Annual Sarasota Jazz Festival, in the amount of \$16,721.00;
 - n. Key Chorale, Inc., Verdi's *Requiem Mass*, in the amount of \$7,357.00;
 - o. La Musica, La Musica 2007: Bridges Across the Atlantic, in the amount of \$20,817.00;
 - p. PAL/Sailor Circus, Holiday Spectacular 2006, in the amount of \$13,719.00;
 - q. PAL/Sailor Circus, 58th Spring Season, in the amount of \$10,289.00;
 - r. The Players, Inc., Broadway Musical Theatre Series, in the amount of \$28,983.00;
 - s. The Players, Inc., Special Event Series, in the amount of \$16,207.00;
 - t. Ringling School of Art and Design, Selby Gallery 20th Anniversary Exhibitions and Visiting Artists Program, in the amount of \$13,583.00;
 - u. Sarasota Ballet of Florida, Inc., Shoulder Season, in the amount of \$84,032.00;
 - v. Sarasota Film Festival, Inc., 9th Annual Sarasota Film Festival, in the amount of \$48,018.00;
 - w. Sarasota Film Society, Inc., 2006 Cine-World Film Festival, in the amount of \$11,524.00;
 - x. Sarasota Opera Association, Inc., *Halka* and Related Special Programs, in the amount of \$25,725.00;
 - y. Sarasota Opera Association, Inc., Opera Lovers' Weekends, in the amount of \$64,311.00;
 - z. Selby Botanical Gardens, MSBG Events for 2006-2007, in the amount of \$43,366.00;

9. CONTRACTS/RESOLUTIONS - Continued

- aa. Van Wezel Performing Arts Hall, World-Class Entertainment, in the amount of \$101,868.00;
- bb. Van Wezel Performing Arts Hall, FridayFest on the Bay, in the amount of \$5,316.00;
- cc. The Venice Little Theatre, Inc., 2006-2007 Snowbird Season, in the amount of \$51,448.00;
- dd. Westcoast Black Theater Troupe, First Season at Historic Asolo, in the amount of \$9,072.00.

Having been duly sworn, Financial Planning Budget Management Analyst Doreen Buonpastore summarized the proposal for the proposed Resolution to amend the FY 2006 Tourist Development Budget, the proposed Contract with the Sarasota County Arts Council, Inc., and the Tourist Development FY 2007 Cultural/Arts Grant recommendations.

Discussions were held with Ms. Buonpastore on the following topics/issues:

- process for the \$100,000.00 disposition/allocation to the Agencies/Applicants
- history of the Arts Council
- fund balance.

The following individuals, duly sworn, commented on the proposals:

Mr. Richard Storm
Ms. Ann Logan
Ms. Rebecca Langford
Mr. Raymond Pilon

(1:50:17)

Commr. Thaxton moved to close the public hearing. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

Commr. Patterson moved to adopt Resolution No. 2006-160, approving Budget Amendment No. B2006-083, amending the FY 2006 Tourist Development Budget and appropriating the funds, in the amount of \$100,000.00. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

Commr. Patterson moved to approve Contract No. 2006-375, Amendment No. 1 to Contract No. 2005-491, with the Sarasota County Arts Council, Inc., to increase the amount for Arts Grants for FY 2006, in the amount of \$100,000.00. The motion, seconded by Commr. Thaxton, carried by a 4-0 vote.

Commr. Patterson moved to approve the Tourist Development FY 2007 Cultural/Arts Grant recommendations and authorized the Chair to execute the individual Grant Agreements, in the amount of \$1,093,009.00. The motion, seconded by Commr. Thaxton, carried by a 4-0 vote.

(1:52:59)

10. ADVISORY COUNCILS

The Board considered the appointment of one individual to fill an unexpired three-year term on the Human Services Advisory Council, as the Citizen-At-Large Representative, effective through March 2007.

Chair Mills nominated Mollie Marron. Commr. Thaxton nominated Joseph Thro, M.D.

10. ADVISORY COUNCILS - Continued

Chair Mills closed the nominations, without objection.

Following a vote on the nominations, Chair Mills noted the appointment of Mollie Marron to serve an unexpired three-year term on the Human Services Advisory Council, as the Citizen-At-Large Representative, effective through March 2007. Chair Mills noted the qualifications and encouraged Dr. Thro to retain his application for future consideration.

(1:55:06)

11. ADVISORY COUNCILS

The Board considered the appointments of four individuals to serve three-year terms on the Parks Advisory and Recreation Council (PARC), effective through July 2009.

Chair Mills inquired regarding the number of advisory boards on which Jono Miller serves. Commr. Thaxton requested that Staff review the Board's approved format and provide a different format/packet in the future, without objection.

Commr. Thaxton moved to appoint John Sargent to serve a three-year term on the PARC, as the City of North Port Representative, effective through July 2009. The motion, seconded by Commr. Patterson, carried without objection.

Commr. Patterson nominated Jono Miller. Chair Mills closed the nominations, without objection, and noted the appointment of Jono Miller to serve a three-year term on the PARC, as the Environmental Representative, effective through July 2009.

Commr. Mercier nominated Albert Joerger. Commr. Patterson nominated Steve Ross. Commr. Thaxton nominated Terry Redman.

Commr. Thaxton moved and Chair Mills closed the nominations, without objection.

Following a vote on the nominations, Chair Mills noted the appointments of Albert Joerger and Terry Redman to serve three-year terms on the PARC, as the Real Estate/Business Representatives, effective through July 2009.

(2:02:13)

12. ENVIRONMENTAL SERVICES

The Board considered the Peace River/Manasota Regional Water Supply Authority (PRMRWSA) proposed Budget for Fiscal Year (FY) 2007.

Environmental Services Water Resources General Manager Theresa Connor introduced PRMRWSA Executive Director Patrick Lehman who noted final adoption by the PRMRWSA on July 19, 2006, and presented an overview of the proposed PRMRWSA Budget for FY 2007.

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

- projected percentage of the Budget from water sales/revenue
- start-up factors/costs/operations.

Commr. Thaxton moved to authorize Commr. Staub to approve the PRMRWSA proposed Budget for FY 2007, as presented by Mr. Lehman. The motion was seconded by Commr. Mercier. Following comments regarding the status of the aquifers/water levels and the number of days/capacity to maintain the aquifers, the motion carried by a 4-0 vote.

(2:18:05)

13. CONTRACTS

The Board considered a Contract with the South Venice Beach Endowment Trust to extend additional time required to resolve title defects and to provide public coastal access.

Public Works Mobility Land Acquisition Manager John Herrli presented an overview of Staff's report on a proposed Contract regarding the title defects and the Public Coastal Access Project.

Discussions were held with Mr. Herrli, County Attorney Stephen DeMarsh, and Community Services Parks and Recreation General Manager John McCarthy on the definition of "wild deed," ownership, and the process to correct the title defect.

Commr. Patterson moved to approve Contract No. 2006-376, Amendment No. 1 to Contract No. 2006-259, with the South Venice Beach Endowment Trust, to extend additional time required to resolve title defects and to provide public coastal access. The motion was seconded by Commr. Thaxton. Following comments regarding the time frame for the extension and the status of the appraisals, the motion carried by a 4-0 vote.

(2:24:26)

14. CONTRACTS

Public hearing to consider a proposed Resolution granting a Franchise to Verizon Florida, Inc., for cable services to certain portions of the unincorporated County and to consider a proposed Contract, a Cable Franchise Agreement, with Verizon Florida, Inc.

Financial Planning Office of Special Initiatives Manager William Brown, duly sworn, submitted copies of Findings of Fact, revised documents of Exhibit A, Initial Franchise Area, Exhibit B, Initial Franchise Area Cable Service Deployment Plan, and a proposed Resolution to grant Verizon Florida, Inc., a Franchise. Mr. Brown presented an overview of Staff's report on a proposed Cable Franchise Agreement with Verizon Florida, Inc. Discussions were held with Mr. Brown on Exhibit B, the location of the wire centers and the size and the location of the franchise area.

Mr. Larry Manion, duly sworn, representing Verizon Florida, Inc., submitted a copy of a Verizon Report dated July 12, 2006, and commented on the proposal.

Commr. Thaxton moved to close the public hearing. The motion, seconded by Commr. Patterson, carried without objection.

Commr. Thaxton moved to adopt Resolution No. 2006-161, granting a Franchise to Verizon Florida, Inc., for cable services to certain portions of the unincorporated County. The motion, seconded by Commr. Patterson, carried by a 4-0 vote.

Commr. Thaxton moved to approve Contract No. 2006-377 with Verizon Florida, Inc., for a Cable Franchise Agreement. The motion, seconded by Commr. Patterson, carried by a 4-0 vote.

County Administrator James Ley commended Staff's efforts.

(2:47:31)

15. RESOLUTIONS

- A.** (Not a public hearing.) To consider a proposed Contract, a Grant Agreement, with the Florida Department of Environmental Protection (FDEP) to receive matching funds for the South Siesta Key Beach Renourishment Project (SSKBRP), in the amount of \$3,189,044.00;

15. RESOLUTIONS - Continued

- B.** Public hearing to consider a proposed Resolution, Budget Amendment No. B2006-079, amending the Fiscal Year (FY) 2006 Budget, appropriating the State Grant, Tourist Development Tax (TDT), and a commercial paper borrow to fund the SSKBRP;
- C.** (Not a public hearing.) To consider a proposed Contract with Manson Construction Company to provide construction services for the SSKBRP, in the amount of \$9,388,403.79;
- D.** (Not a public hearing.) To consider a proposed Resolution approving the issuance of non-utilities commercial paper borrow through the Florida Local Government Finance Commission Tax Exempt Commercial Paper Loan Program for the SSKBRP, in the amount of \$2,270,000.00.

Having been duly sworn, Environmental Services Coastal Resources Manager Laird Wreford provided background information, gave a status report on the South Siesta Key Beach Renourishment Project, and noted the outstanding issue relating to the volume and depth of sand needed for the Project. Discussions were held regarding the terms of the Contract relative to the approval of the permits.

Environmental Services Project Scientist Curtis Smith provided an overview of the proposed Contracts and Resolutions for the SSKBRP. Discussions were held with Mr. Smith on the following topics/issues:

- cost differences/bids
- proportionate share/ratio comparisons/future modeling/projects.

Commr. Mercier moved and Chair Mills closed the public hearing, without objection.

Following comments, Commr. Patterson moved to approve Contract No. 2006-378, a Grant Agreement, with FDEP to receive matching funds for the SSKBRP, in the amount of \$3,189,044.00. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

Commr. Patterson moved to adopt Resolution No. 2006-162, Budget Amendment No. B2006-079, amending the FY 2006 Budget, appropriating the State Grant, TDT, and a commercial paper borrow to fund the SSKBRP. The motion, seconded by Commr. Mercier, carried by a 3-1, vote with Commr. Thaxton voting "No."

Commr. Patterson moved to approve Contract No. 2006-379 with Manson Construction Company to provide construction services for the SSKBRP, in the amount of \$9,388,403.79. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

Commr. Patterson moved to adopt Resolution No 2006-163 approving the issuance of non-utilities commercial paper borrow through the Florida Local Government Finance Commission Tax Exempt Commercial Paper Loan Program for the SSKBRP, in the amount of \$2,270,000.00. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

RECESS: 3:18 p.m. - 3:40 p.m.

Environmental Services Operations General Manager George MacFarlane summarized the MSBU (Municipal Services Benefit Unit) Methodology for the SSKBRP. Discussions were held on the (total and annual) costs for single family homes versus condominiums.

15. RESOLUTIONS - Continued

Following comments by Mr. McFarlane on the methodology utilized, Commr. Patterson suggested to consider the percentage of lodgings that generate TDT for future projects.

(3:53:40)

16. ORDINANCES

Public hearing to consider proposed Ordinance No. 2006-046, Rezone Petition No. 06-11, a petition by George F. Young, Inc., Agent, to rezone 5.07 acres \pm , located at the east side of Bliss Road, 300 feet \pm south of Proctor Road, from OUE-1 (Open Use, Estate, 1 unit/5 acres) to RSF-2 (Residential, Single Family, 3.5 units/acre) zone district. (Planning Commission recommended approval with three stipulations.)

Having been duly sworn, Planning and Development Services Senior Planner Kirk Crane summarized the request to develop the property with 14 single-family lots in a cluster development, noted the Planning Commission's recommendation for approval with three stipulations, and noted that the Development Concept Plan has been revised to reflect 14 versus 16 single-family lots since the Planning Commission public hearing. Discussions were held with Mr. Crane on the following topics/issues:

- County-owned property to the north (stormwater)
- summary of the Planning Commission public hearing
- page 2 of Staff's report/revised Development Concept Plan.

Agent Jim Farr, duly sworn, commented on the proposed plans, noted agreement with the recommended stipulations, and supported approval. Discussions were held with Mr. Farr and Mr. John Riker, representing Bliss Road Property, LLC, on the following topics/issues:

- submittal of a copy of a map relative to the surrounding properties
- sewer connection requirement
- projected enrollment/number of students.

(4:09:12)

The following individuals, duly sworn, commented on the proposal:

Ms. Katherine Campbell
Mr. Jeff Brooks
Ms. Deborah Brooks

(4:26:46)

Environmental Services Water Planning and Regulatory Engineer Nanette Scott, duly sworn, commented on the flooding concerns in the area. Public Works Mobility Planning Manager Paula Wiggins, duly sworn, noted Board approval of a Contract and the time frame for the Proctor Road Drainage Improvement Project and the stormwater runoff plans/design in the area.

Mr. Farr addressed concerns regarding the lot sizes, the location and placement of sewer lines, and flooding concerns.

Commr. Patterson moved to close the public hearing. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

16. ORDINANCES - Continued

Commr. Mercier moved to adopt Ordinance No. 2006-046, approving Rezone Petition No. 06-11, with three stipulations. The motion was seconded by Commr. Patterson. Following individual comments, Commr. Thaxton moved to amend Stipulation No. 3 to reflect the date stamp of June 19, 2006, on the DCP. The motion, seconded by Commr. Patterson, carried without objection. The main motion, as amended, carried by a 4-0 vote.

(4:44:49)

17. ORDINANCES

Public hearing to consider proposed Ordinance No. 2006-043, Rezone Petition No. 06-01, a petition by Robert Medred, Agent, to rezone one acre \pm located at the southeast corner of Gerry Road and Palmer Boulevard from OUE-1 (Open Use, Estate, 1 unit/5 acres) to RSF-1 (Residential, Single-Family, 2.5 units/acre) zone district. (Planning Commission recommended approval with one stipulation.)

Having been duly sworn, Planning and Development Services Senior Planner Kirk Crane summarized the proposed Ordinance and noted the Planning Commission's recommendation for approval with one stipulation.

Agent Robert Medred, duly sworn, commented on the proposed plans, noted agreement with the recommended stipulation, and supported approval. Discussions were held regarding the access from the property.

Following a request, Environmental Services Resource Protection Environmental Specialist III Todd Hershfeld, duly sworn, advised that information regarding site visits would be provided in future Staff reports.

Commr. Mercier moved to close the public hearing. The motion, seconded by Commr. Thaxton, carried by a 4-0 vote.

Commr. Mercier moved to adopt Ordinance No. 2006-043, approving Rezone Petition No. 06-01, with one stipulation. The motion, seconded by Commr. Patterson, carried by a 4-0 vote.

(4:50:03)

18. RESOLUTIONS

Public hearing to consider a proposed Resolution, Budget Amendment No. B2006-085, amending the Fiscal Year (FY) 2006 Budget to increase the North Port Escheated Lots Fund by \$16,100,000.00 to incorporate revenue and appropriations from the City of North Port escheated lot sales.

Having been duly sworn, Financial Planning Fiscal Planning General Manager Jeffrey Seward summarized the proposed Resolution to amend the FY 2006 Budget to increase the North Port Escheated Lots Fund and to incorporate revenue and appropriations from the City of North Port escheated lot sales. Mr. Seward noted the projected amount and the designation of funds and Commr. Patterson suggested investing versus expending the funds.

Commr. Thaxton moved to close the public hearing. The motion, seconded by Commr. Mercier, carried by a 4-0 vote.

Commr. Mercier moved to adopt Resolution No. 2006-164, approving Budget Amendment No. B2006-085. The motion, seconded by Commr. Thaxton, carried by a 4-0 vote.

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- 7. OPEN TO THE PUBLIC** (Continued) - No one appeared at this time.

MEETING ADJOURNED: 5:00 p.m.