

**ACTION AGENDA  
BOARD OF COUNTY COMMISSIONERS**

**VENICE CITY HALL  
401 WEST VENICE AVENUE  
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**

Rob Lewis, Planning and Development Services Executive Director

**PLEDGE OF ALLEGIANCE**

Commissioner Barbetta

**NOTE:** Unfinished items may be carried over to tomorrow's agenda.

**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.**

**REQUESTED A REPORT ON THE EFFECTS OF IMPACT FEES IF A SYSTEM-WIDE ROAD LEVEL OF SERVICE (LOS) C OR D IS USED**  
**REQUESTED A REPORT SEPARATING THE COSTS OF THE NEW/NON-EXISTING AMENITIES THAT ARE SUPPLIED BY RECONSTRUCTION**  
**REQUESTED A REPORT ON THE COSTS FOR FUTURE LIBRARY CONSTRUCTION**  
**REQUESTED A REPORT ON THE ONE CENT SALES TAX FUNDING FOR THE NEXT THREE YEARS VERSUS TWENTY YEARS**  
**REQUESTED A FUTURE WORKSHOP ON AGGRESSIVE/COMPETITIVE ECONOMIC GROWTH/DEVELOPMENT**  
**REQUESTED TO DEDICATE A FUNDING SOURCE THAT DOES NOT IMPACT AFFORDABLE HOUSING**  
**REQUESTED TO RE-EVALUATE THE CONSERVATIVE ESTIMATES PROVIDED IN THE REPORT ON SEVERAL ISSUES**  
**REQUESTED A REVIEW/REPORT ON THE LEGAL ISSUES**  
**REQUESTED A REPORT ON THE FUNDING/REVENUES FOR U.S. 301/UNIVERSITY PARKWAY INTERSECTION IMPROVEMENT PROJECT**  
**CONTINUED THE PUBLIC HEARING TO JANUARY 23, 2007, AT 1:30 P.M.**  
**CLOSED THE PUBLIC INPUT PORTION OF THE PUBLIC HEARING**

**1. PLANNING AND DEVELOPMENT SERVICES**

- A.** Public hearing 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.)

**ACTION AGENDA  
BOARD OF COUNTY COMMISSIONERS**

- C. Public hearing 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 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.)

1:30 p.m.

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

**NO ACTION**

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

**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**

- 3. **ADMINISTRATION**  
To ratify the previously issued Proclamation for Alice Faye Jones - December 9, 2006.

**APPROVED**

- 4. **ADMINISTRATION**  
To approve a Contract, an Engagement as Counsel Agreement, with Holland and Knight, LLP, for Legislative representation for Calendar Year 2007, in the amount of \$102,000.00.

**APPOINTED**

- 5. **ADMINISTRATION**  
To appoint John Hendricks and Rod Warner as the At-Large Representatives, and Pamela Dorwarth as the ADA (Americans with Disabilities Act) Representative, to serve three-year terms on the Metropolitan Planning Organization Citizen Advisory Committee, effective through December 2009.

**APPROVED**

- 6. **COMMUNITY SERVICES**  
To approve a Contract, Amendment No. 1 to Contract No. 2006-139, with the Florida Cooperative Extension Service, Institute of Food and Agricultural Sciences, University of Florida, to add "Exhibit A" for invoicing, beginning and end dates, and sub-category funding amounts.

**DEFERRED****7. COMMUNITY SERVICES**

- A. To adopt a Resolution to accept funding from the Southwest Florida Water Management District (SWFWMD) for a Watershed Awareness and Education Project focusing on the Red Bug Slough Drainage Basin, in the amount of \$9,130.00;
- B. To adopt a Resolution, Budget Amendment No. B2007-016, to appropriate the funding.

**APPROVED/ADOPTED****8. COMMUNITY SERVICES**

- A. To approve a Contract, a Sub-Lease Agreement, with the Sarasota Convention and Visitors Bureau to use a portion of the Chidsey Building as a Visitor Center, in the amount of \$20,000.00;
- B. To adopt a Resolution, Budget Amendment No. B2007-015, to appropriate the funding.

**APPROVED****9. PLANNING AND DEVELOPMENT SERVICES**

To approve a Contract, a Subrecipient Agreement, with Suncoast Partnership to End Homelessness, Inc., for Continuum of Care Services, in the amount of \$73,000.00.

**APPROVED****10. PUBLIC WORKS**

To approve a Contract, a Lease Agreement, with Sarasota R.V. Center, Inc., for the McIntosh Road Phase I Project located at 4379 Clark Road, Sarasota, in the amount of \$1,500.00 per month.

**APPROVED****11. PUBLIC WORKS**

To approve a Contract, a Lease Agreement, with District 69 State Representative Keith Fitzgerald for office space located at 1660 Ringling Boulevard, Sarasota, for a period of two years, in the amount of \$900.00 per month and to adopt a Resolution, Budget Amendment No. B2007-018.

**APPROVED****12. PUBLIC WORKS**

To approve a Contract with Kelly Brothers, Inc., for the Lemon Bay Preserve Boardwalk Construction Project, in the amount of \$414,477.00.

**APPROVED/ADOPTED****13. PUBLIC WORKS**

- A. To approve a Contract, a Funding Agreement, with the Florida Department of Transportation (FDOT) for the construction of additional concrete pavement on U.S. 41 Bypass from Bird Bay Drive to the Rails to Trails Corridor, in the amount of \$14,536.25;
- B. To adopt a Resolution authorizing execution of the Agreement with FDOT.

**ADOPTED****14. PUBLIC WORKS**

To adopt a Resolution to lower the speed limit on Brink Avenue between Webber Street and Hyde Park Street from 30 miles per hour to 25 miles per hour, as recommended by the Traffic Advisory Council.

**ADOPTED**

**15. PUBLIC WORKS**

To adopt a Resolution to lower the speed limit on Porter Road from West Leewynn Drive to Palmer Boulevard from 40 miles per hour to 30 miles per hour, as recommended by the Traffic Advisory Council.

**AUTHORIZED/APPROVED**

**16. PUBLIC WORKS**

- A. To authorize execution of the Maintenance Agreement for Decorative Traffic Control Sign Posts and Signs with Paleo Park of Commerce Owners' Association, Inc.;
- B. To approve a Contract with Paleo Park of Commerce Owners' Association, Inc., for the execution of the Maintenance for Decorative Traffic Control Sign Posts and Signs.

**ADOPTED**

**17. PUBLIC WORKS**

To adopt a Resolution establishing a time and place for consideration of vacating and abandoning the County's interest in a portion of 33 foot ± wide platted, public, unimproved right-of-way known as Lee Road, lying within North Venice Farms Subdivision.

**RATIFIED AND APPROVED**

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

To ratify and approve the warrants dated December 4 and December 8, 2006, in the amount of \$20,608,431.67, as detailed in the voucher packages filed in the Finance Department.

**APPROVED**

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

To approve the Minutes of the meetings dated December 8 and December 11, 2006.

**REPORTS SECTION:**

**NOTED**

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

- A. Filed for Record List.

**APPROVED A CONTRACT FOR THE RAILS TO TRAILS FINAL DESIGN AND CONSTRUCTION  
AUTHORIZED ADVERTISING THE CITY OF VENICE JPA (JOINT PLANNING AGREEMENT)  
CONTINUED DISCUSSION ON THE CITY OF NORTH PORT JPA TO DECEMBER 20, 2006**

**21. COUNTY ADMINISTRATOR'S REPORT**

**DEFERRED TO DECEMBER 20, 2006**

**22. COUNTY ATTORNEY'S REPORT**

**DEFERRED TO DECEMBER 20, 2006**

**23. COMMISSION AND COMMITTEE REPORTS**

**DEFERRED TO DECEMBER 20, 2006**

**24. ADMINISTRATION**

Outstanding Board Assignments.

**DEFERRED TO DECEMBER 20, 2006**

**25. ADMINISTRATION**

Review of Board Meeting Schedule.

**DISCUSSION SECTION:**

**AUTHORIZED**

**26. ENVIRONMENTAL SERVICES**

To consider authorization for the County Attorney's Office, through Bond Counsel, to obtain a private letter ruling from the Internal Revenue Service (IRS) providing for a force majeure exception to the IRS variable/fixed fee ratio requirements for management contracts when landfill volume is skewed by a major storm event.

**APPROVED THE REPORT**

**27. COMMUNITY SERVICES**

To consider the County's role relative to golf facilities.

**ACCEPTED/AUTHORIZED**

**28. COMMUNITY SERVICES**

To consider acceptance and authorization to execute the Conservation Easement, Parcel B10, a donation from Palmer Ranch Holdings, Ltd.

**APPROVED**

**29. FINANCIAL SERVICES**

To consider a proposed Contract, Amendment No. 1 to Contract No. 2006-418, with the Sarasota Convention and Visitors Bureau Fiscal Year (FY) 2007.

**DIRECTED THE COUNTY ADMINISTRATOR TO CONTACT MANATEE COUNTY ADMINISTRATOR TO REVIEW ALTERNATIVES****30. PUBLIC WORKS**

Sitting as the Sarasota County Transportation Authority (SCTA);

To consider the financial participation of the Longboat Key Trolley Service, proposed by Manatee County Area Transit (MCAT) with the Florida Department of Transportation (FDOT) Service Development Grant.

**PUBLIC HEARINGS**

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**ADOPTED AS AMENDED****31. PUBLIC WORKS**

- A. Public hearing continued from November 28, 2006, 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 Concurrence Management Regulations, pursuant to Senate Bill 360.
- B. (Not a public hearing.) Land Development Regulation Commission to find proposed Ordinance No. 2006-090 consistent with the Comprehensive Plan. (Must be done prior to final adoption of the Ordinance.)

**ADOPTED AS AMENDED****32. PLANNING AND DEVELOPMENT SERVICES**

- A. Public hearing continued from November 15, 2006, to consider proposed Ordinance No. 2006-078, amending Ordinance No. 2003-052, the Zoning Ordinance, as amended and codified, as Appendix A of the County Code, adding Article 12, Community Housing Development (CHD) to establish the Affordable Housing Overlay District (AHOD). (No recommendation provided by the Planning Commission.) (Note: First public hearing was held on October 24, 2006.)
- B. (Not a public hearing.) Land Development Regulation Commission to find proposed Ordinance No. 2006-078 consistent with the Comprehensive Plan. (Must be done prior to final adoption of the Ordinance.)

**NO ACTION**

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