

June 6, 2007

**MINUTES
BOARD OF COUNTY COMMISSIONERS**

Book 75

Page 255

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

1:30 p.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

Also present were:

David Bullock, Deputy County Administrator
Kathleen Schneider, Deputy County Attorney
Gary Oldehoff, Assistant County Attorney
Claudia Goodson, Deputy Clerk

INVOCATION

Financial Planning Budget Process Supervisor William Horiszny

PLEDGE OF ALLEGIANCE

Commissioner Mercier

PRESENTATION OF CERTIFICATES:

Civics 101 Graduation

(Note: Chair Patterson noted the late arrival of Commr. Staub.)

(1:39:30)

1. OPEN TO THE PUBLIC

Catherine Rodriguez, Norma Dayton, Kinda Muntz, Pat Liebert, Joanne Corliss, Augi Schmitz, Susette Bryer, Christine Jennings, and Leonard Schmiege commented on the County's voting process and the purchase of new voting machines.

DISCUSSION SECTION:

(1:58:01)

2. SUPERVISOR OF ELECTIONS

The Board considered a presentation on voting machines.

Staff Presenter: Deputy County Attorney Kathleen Schneider

Public Presenter: Assistant Supervisor of Elections Scott Farrington

Items submitted: A copy of a spreadsheet relative to the purchase of new voting machines and a statement from Supervisor of Elections Kathy Dent

2. SUPERVISOR OF ELECTIONS - Continued

2:47:05 Board Action: Directed the County Administrator to proceed with negotiations with Diebold Election Systems to lease or purchase voting machines utilizing the State system and to bring back a recommendation for Board consideration. Moved by Barbetta, seconded by Mercier, carried by a 4-0 vote.

2:48:40 Board Action: Directed the County Administrator to review the County's participation in the State Funding Program for the purchase of new voting machines and to bring back a recommendation for Board consideration prior to the June 30, 2007, deadline to secure the State funding. Moved by Barbetta, seconded by Thaxton, carried by a 4-0 vote.

(2:51:37)

3. FINANCIAL PLANNING

Public hearing to consider a proposed Resolution, Budget Amendment No. B2007-054, amending the Fiscal Year (FY) 2007 Budget to appropriate funding for the additional costs associated with the March 13, 2007, Special Election for the proposed Charter Amendment regarding land use designations for parcels outside the Urban Service Boundary, in the amount of \$12,000.00.

Staff Presenter: Financial Planning Budget Process Supervisor William Horiszny

(Note: Chair Patterson left the meeting and passed the gavel to Pro Tem Thaxton.)

2:54:01 Board Action: Closed the public hearing by Thaxton, without objection.

(Note: Chair Patterson returned to the meeting.)

2:54:12 Board Action: Adopted Resolution No. 2007-135, approving Budget Amendment No. B2007-054. Moved by Mercier, seconded by Barbetta, carried without objection.

Note: Oath/Signature Cards Filed for Record.

(2:54:51)

4. PUBLIC WORKS

Public hearing continued from January 24 and March 21, 2007, to consider Street Vacation Petition No. SV04-25, a petition by Richard DeVita, to vacate, abandon, discontinue, and close a portion of a 33-foot wide unimproved, platted public right-of-way known as Lee Road, lying within North Venice Farms.

Staff Presenters: Public Works Real Property Manager Lin Kurant and Assistant County Attorney Gary Oldehoff

2:57:29 Board Action: Directed the County Administrator to continue negotiations on the petition and to request re-authorization to advertise when appropriate. Moved by Thaxton, seconded by Mercier, carried by a 4-0 vote.

Note: Oath/Signature Cards Filed for Record.

(2:58:03)

5. PLANNING AND DEVELOPMENT SERVICES

Public hearing to consider a proposed Resolution, authorizing transmittal of Comprehensive Plan Amendment No. RU-142, to the Florida Department of Community Affairs (FDCA) for review and comment, a publicly-initiated amendment to the Future Land Use, Capital Improvements, and Intergovernmental Coordination, and City Participation Chapters of the Comprehensive Plan in accordance with the Joint Planning and Interlocal Service Boundary Agreement (JPISBA) with the City of Venice. (Planning Commission recommended approval.)

Staff Presenter: Planning and Development Services Senior Planner Brian Beatty

(Note: Commr. Staub arrived at 3:03 p.m.)

3:07:04 Board Action: Closed the public hearing by Patterson, without objection.

3:07:21 Board Action: Adopted Resolution No. 2007-136, authorizing transmittal of Comprehensive Plan Amendment No. RU-142, to the Florida Department of Community Affairs (FDCA) for review and comment. Moved by Mercier, seconded by Staub, carried by a 5-0 vote.

Note: Oath/Signature Cards Filed for Record.

(3:11:05)

6. PLANNING AND DEVELOPMENT SERVICES

Public hearing to consider a proposed Resolution, Special Exception Petition No. 1648, a petition by Charlie Dean, Agent, to allow a 195-foot alternative tower structure on the property located south of Fruitville Road and east of Ruger Ranch Road.

Staff Presenters: Planning and Development Services Planner Todd Dary and Assistant County Attorney Gary Oldehoff

Public Presenters: Florida State Representative William Galvano, Suhail Khoury, and Brian Upchurch

RECESS: 3:38 p.m. - 3:47 p.m.

Public Presenters: Frank Kovach, Attorney Brendan Rowe, Travis Hill, Debra Upchurch, Laura Belflower, and Dana Dulabone of Advanced Frequency Engineering

Items submitted: A copy of correspondence from Attorney Brendan Rowe, copies of photographs, and copies of petitions

4:24:27 Board Action: Closed the public hearing. Moved by Mercier, seconded by Staub, carried without objection.

4:24:47 Board Action: Denied Special Exception Petition No. 1648, adopting Resolution No. 2007-137. Moved by Barbetta, seconded by Mercier, carried by a 5-0 vote.

Note: Oath/Signature Cards Filed for Record.

(3:08:09)

7. PLANNING AND DEVELOPMENT SERVICES

Public hearing to consider a proposed Resolution, Special Exception Petition No. 1650, a petition by Laura Belflower, Agent, to allow a 195-foot Alternative Tower Structure south of Fruitville Road between Oakford Road and Deer Hammock Road.

Staff Presenter: Planning and Development Services Planner Todd Dary

Public Presenter: Agent Laura Belflower

Item submitted: A copy of correspondence withdrawing the petition

3:08:09 Board Action: Noted the withdrawal of the petition by the Applicant. Noted by Patterson, without objection.

Note: Oath/Signature Cards Filed for Record.

(4:33:03)

8. PLANNING AND DEVELOPMENT SERVICES

Public hearing to consider proposed Ordinance No. 2007-054, Rezone Petition No. 06-38, a petition by Peter Dailey, Agent, to rezone 1.8 acres ± located east of U.S. 41 and north of Siesta Circle from RMF-3 (Residential, Multi-Family, 13 units/1 acre) to OPI (Office, Professional, and Institutional) zone district. (Planning Commission recommended approval.)

Staff Presenter: Planning and Development Services Senior Planner Edward Wolfe

Public Presenter: Agent Peter Dailey

4:44:10 Board Action: Closed the public hearing. Moved by Thaxton, seconded by Staub, carried without objection.

4:44:21 Board Action: Adopted Ordinance No. 2007-054, approving Rezone Petition No. 06-38 with six stipulations. Moved by Thaxton, seconded by Mercier, carried by a 4-1 vote; Barbetta voted "No."

Note: Oath/Signature Cards Filed for Record.

(4:47:32)

9. OTHER BUSINESS - No Items were presented.

(4:47:38)

10. OPEN TO THE PUBLIC - Opened and closed without comment.

MEETING ADJOURNED: 4:47 p.m.

MINUTES APPROVED: _____

Chair