

COLLIER COUNTY

BOARD OF COUNTY COMMISSIONERS

and

COMMUNITY REDEVELOPMENT AGENCY BOARD (CRAB)



AGENDA

May 13, 2008

9:00 AM

Tom Henning, BCC Chairman Commissioner, District 3

Donna Fiala, BCC Vice- Chairman Commissioner, District 1; CRAB Chairman

Jim Coletta, BCC Commissioner, District 5; CRAB Vice-Chairman

Frank Halas, BCC Commissioner, District 2

Fred W. Coyle, BCC Commissioner, District 4

NOTICE: ALL PERSONS WISHING TO SPEAK ON ANY AGENDA ITEM MUST REGISTER PRIOR TO SPEAKING. SPEAKERS MUST REGISTER WITH THE COUNTY MANAGER *PRIOR* TO THE PRESENTATION OF THE AGENDA ITEM TO BE ADDRESSED. ALL REGISTERED SPEAKERS WILL RECEIVE UP TO THREE (3) MINUTES UNLESS THE TIME IS ADJUSTED BY THE CHAIRMAN.

COLLIER COUNTY ORDINANCE NO. 2003-53, AS AMENDED BY ORDINANCE 2004-05 AND 2007-24, REQUIRES THAT ALL LOBBYISTS SHALL, BEFORE ENGAGING IN ANY LOBBYING ACTIVITIES (INCLUDING, BUT NOT LIMITED TO, ADDRESSING THE BOARD OF COUNTY COMMISSIONERS), REGISTER WITH THE CLERK TO THE BOARD AT THE BOARD MINUTES AND RECORDS DEPARTMENT.

REQUESTS TO ADDRESS THE BOARD ON SUBJECTS WHICH ARE NOT ON THIS AGENDA MUST BE SUBMITTED IN WRITING WITH EXPLANATION TO THE COUNTY MANAGER AT LEAST 13 DAYS PRIOR TO THE DATE OF THE MEETING AND WILL BE HEARD UNDER "PUBLIC PETITIONS."

ANY PERSON WHO DECIDES TO APPEAL A DECISION OF THIS BOARD WILL NEED A RECORD OF THE PROCEEDINGS PERTAINING THERETO, AND THEREFORE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS ANY ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE COLLIER COUNTY FACILITIES MANAGEMENT DEPARTMENT LOCATED AT 3301 EAST TAMIAMI TRAIL, NAPLES, FLORIDA, 34112, (239) 252-8380; ASSISTED LISTENING DEVICES FOR THE HEARING IMPAIRED ARE AVAILABLE IN THE COUNTY COMMISSIONERS' OFFICE.

LUNCH RECESS SCHEDULED FOR 12:00 NOON TO 1:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

- A. Reverend Mary Jane Wallace, Everglades Community Church

2. AGENDA AND MINUTES

- A. Approval of today's regular, consent and summary agenda as amended. (Ex Parte Disclosure provided by Commission members for consent and summary agenda.)
- B. April 8, 2008 - BCC/Regular Meeting
- C. April 9, 2008 - BCC/County Attorney Applicant Interviews
- D. April 15, 2008 - BCC/Growth Management Plan Meeting

3. SERVICE AWARDS: (EMPLOYEE AND ADVISORY BOARD MEMBERS)

A. Advisory Committee Service Awards

A. 5-Year Recipients

William Hughes - Environmental Advisory Council

Suzanne Bradach - Housing Finance Authority;

B. 10-Year Recipients:

Dr. Fay Biles - Water and Wastewater Authority

4. PROCLAMATIONS

- A. Proclamation designating May 25, 2008 as National Missing Children's Day. To be accepted by Amelia Vasquez and Maribel Slabaugh from the National Center for Missing & Exploited Children/Collier County.
- B. Proclamation recognizing May 4 - 10, 2008 as Goodwill Industries Week. To be accepted on behalf of Goodwill Industries of Southwest Florida by President and CEO Tom Feurig, Vice President of Communications and Development Carolyn Johnson, and Vice President of Retail Operations Brian Itzkowitz.
- C. Proclamation designating May 18 - May 24, 2008 as National Association of Insurance Women Week. To be accepted by Elizabeth M. Bellairs, AAI, ACSR, CPIA, Client Advisor, Gulfshore Insurance, Inc.
- D. Proclamation to recognize Current and Future Leaders. To be accepted by Leomene Aime, Magdonald Aime, Mercedes Contreras, Adelene Exceus, Jose Villegas Galvan, Wilta Grefin, Elizabeth Hernandez, Gilberto Martinez, Jose Luis Martinez, Jr., and Johny Williamceau.
- E. Proclamation to recognize May 18-24, 2008 as Collier County Emergency Medical Services Week. To be accepted by Collier County Bureau of Emergency Services Director Dan Summers.
- F. Proclamation to recognize May 2008 as National Water Safety Month. To be accepted by Recreation Supervisor-Sun N Fun Lagoon, Bradie Allen.
- G. Proclamation to recognize May 12-16, 2008 as National Transportation Week. To be accepted by Transportation Services Division Administrator Norman Feder, Transportation Engineering and Construction Management Department Director Jay Ahmad, Traffic Operations Department Director Bob Tipton, Alternative Transportation Department Director Diane Flagg, Road Maintenance Interim Director John Vliet, Transportation Planning Department Director Nick Casalanguida, and Associate Professor of Environmental and Civil Engineering, U.A. Whitaker School of Engineering Cynthia Orndoff.

- H. Proclamation to recognize May 18, 2008 as Haitian Flag Day. To be accepted by Ancelot Similien, Coordinator and Director of La Perle TV of Collier County.
- I. Proclamation to recognize May 2008 as Older Americans Month. To be accepted by the employees of Housing and Human Services Department Services for Seniors Marcy Krumbine, Director; Bonnie Fauls, Case Manager Supervisor; Carlton Bronson, Case Manager; Debbi Maxon, Case Manager; Kelly Robinson, Case Manager; Leslie Weinreb, Case Manager; Terri Daniels, Accounting Supervisor; Dory Carillo, Accounting Technician.

5. PRESENTATIONS

- A. Presentation to Sheriff Don Hunter and the Collier County Sheriff's Office for completing the United States Immigration and Customs Enforcement cross-training program to improve immigration enforcement in Florida. To be presented by Senator Burt Saunders.
- B. Presentation by Senator Saunders to William Lascheid, M.D., and Nancy Lascheid, R.N.; for their outstanding public service in making quality medical care available to uninsured, low-income adults in Collier County by establishing an exemplary volunteer-based neighborhood health clinic, coordinating its services, and serving as volunteers.
- C. The Collier County Emergency Medical Services Department has adopted the PHOENIX AWARD to recognize those EMS Paramedics EMTs, Firefighters and Sheriffs Deputies, who through their skills and knowledge, have successfully brought back to life individuals who had died.
- D. Recommendation to recognize Eddie Chesser, Senior Equipment Operator, Coastal Zone Management, as Employee of the Month for April 2008.
- E. Presentation on the South Regional Library Construction Project by Deangelis Diamond Construction, general contractor.

6. PUBLIC PETITIONS

- A. Public petition request by Billy Summers to discuss dog attack investigation.
- B. Public petition request by Clay Brooker to discuss temporary Certificate of Occupancy for Naples Nissan building located at Pine Ridge Road/Whippoorwill Lane.
- C. Public petition request by Lucille Acken to discuss Occupational License for Unit B and C in the Promenade Parkway Building.
- D. Public petition request by Aisling Swift to discuss privacy buffer at New Hope Ministries.

Item 7 and 8 to be heard no sooner than 1:00 p.m., unless otherwise noted.

7. BOARD OF ZONING APPEALS

8. ADVERTISED PUBLIC HEARINGS

- A. This item to be heard at 1:00 p.m. This item continued from the April 22, 2008 BCC Meeting. Recommendation that the Board of County Commissioners consider adopting an Ordinance amending the Collier County Consolidated Impact Fee Ordinance, which is Chapter 74 of the Collier County Code of Laws and Ordinances, by incorporating the directed changes to the Charitable Organization Impact Fee Deferral Program.

- B. This item was continued from the April 8, 2008 BCC meeting. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. PUDZ-A-2007-AR-11723: Amy Turner and/or Tammy Turner Kipp, represented by D. Wayne Arnold, AICP, Q. Grady Minor and Associates, P.A., and Richard D. Yovanovich of Goodlette, Coleman, Johnson, Yovanovich & Koester, P.A., request a rezone from Planned Unit Development (PUD) to Community Facility Planned Unit Development (CFPUD) for the Vanderbilt Trust 1989 PUD, to allow development of a maximum of 200 assisted living, continuing care retirement community, nursing home, retirement community and/or independent living facility units for persons over the age of 55, to be developed at a 0.6 floor area ratio. The subject 7.8 acre property is located on the north side of Vanderbilt Beach Road (CR 862), approximately 1/4 mile east of Livingston Road (CR 881) in Section 31, Township 48 South, and Range 26 East, Collier County, Florida.

9. BOARD OF COUNTY COMMISSIONERS

- A. Recommendation to declare a vacancy on the Habitat Conservation Plan Ad Hoc Committee.
- B. Appointment of member to the Collier County Code Enforcement Board.
- C. Appointment of member to the Contractors Licensing Board.
- D. Appointment of members to the Animal Services Advisory Board.
- E. Appointment of member to the Vanderbilt Beach Beautification MSTU Advisory Committee.
- F. Appointment of members to the Emergency Medical Services Advisory Council.
- G. Discussion regarding advisory boards' functions, powers and duties. (Commissioner Tom Henning)
- H. Request for the Board of County Commissioners to consider joint participation of the Collier County Public Safety Coordinating Council with other Public Safety Coordinating Councils in Lee, Charlotte, Hendry and Glades counties for the purpose of joint grant applications to address public safety concerns such as jail overcrowding. (Commissioner Fred Coyle)

10. COUNTY MANAGER'S REPORT

- A. This item to be heard at 4:00 p.m. A presentation to the Board of County Commissioners regarding a conceptual plan to finance operating costs and capacity recovery improvements on County roads having constraints due to traffic signals serving non-public roadways and driveways by use of a users fee for Convenience Signals. (Bob Tipton, Traffic Operations Director and Norman Feder, Transportation Services Administrator)
- B. This item to be heard at 11:00 a.m. Review the results from the recently completed Vanderbilt Beach Recreational Pier public workshops and obtain direction from the Board of County Commissioners on how to proceed. (Gary McAlpin, Coastal Zone Management Director)
- C. Recommend to review and obtain approval of the recently completed proposed Manatee Park Master Plan, obtain direction from the Board of County Commission on how to proceed and approve a time and material, not-to-exceed proposal to Corzo Castella Carballo Thompson Salman, P.A. (C3TS) to develop a Design Criteria Package to be utilized for a design-build bid package and solicitation. (Gary McAlpin, Coastal Zone Management Director and Barry Williams, Parks and Recreation Director)
- D. This item to be heard at 10:30 a.m. Recommendation that the Board of County Commissioners approve a request from I HOPE, Inc., and authorize the disbursement of \$13,000.00 from the Marco Island Affordable Housing Trust Fund, for payment of permitting and licensing fees related to the installation of thirty six (36) FEMA trailers in the Immokalee area. (Marcy Krumbine, Housing and Human Services Director)

- E. Recommendation for direction on the type, content and timing of reports the Board of County Commissioners would like to receive from the Clerk of Courts on the taxpayers investment portfolio. (John Yonkosky, Office of Management and Budget Director)
- F. Authorization of a budget amendment which will establish appropriations to pay the Clerk of Courts for the annual cost, incurred by the Clerk, associated with the investing activity of the Boards investment portfolio. (John Yonkosky, Office of Management and Budget Director)
- G. Recommendation to award Bid # 08-5035 Administration Building (Building F) Generator Replacement to Southeastern Communication Service, Inc., to provide for the replacement and installation of a new generator for Building F on the Main Government Complex in the amount of \$1,226,635, provide for advanced approval of a 15% change order authority, and authorize approval for the necessary budget amendments. (Damon Gonzales, Facilities Management Manager)

11. PUBLIC COMMENTS ON GENERAL TOPICS

12. COUNTY ATTORNEY'S REPORT

- A. Recommendation that the County Attorney develop and advertise an ordinance that repeals and replaces Ordinance No. 74-7 with an ordinance prohibiting camping in the unincorporated areas of Collier County. (Jeff Klatzkow, County Attorney)

13. OTHER CONSTITUTIONAL OFFICERS

14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

15. STAFF AND COMMISSION GENERAL COMMUNICATIONS

16. CONSENT AGENDA - All matters listed under this item are considered to be routine and action will be taken by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately.

A. COMMUNITY DEVELOPMENT & ENVIRONMENTAL SERVICES

- 1. Recommendation to approve final acceptance of the sewer utility facility for Collier Seminole State Park.
- 2. Recommendation to approve final acceptance of the water utility facility for Sabal Bay Commercial Plat, Phase 3.
- 3. To accept final and unconditional conveyance of the water utility facility for Vanderbilt Beachcomber Resort 3.
- 4. Recommendation to approve final acceptance of the water utility facility for Fiddler's Creek, Phase 3 Unit 2 - Stages 1 and 2.
- 5. Recommendation to approve final acceptance of the water and sewer utility facilities for Fiddler's Creek, Phase 2A Unit 1.

6. To accept final and unconditional conveyance of the water utility facilities for Fiddler's Creek - Lake 88.
7. This item requires that ex parte disclosure be provided by Commission Members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve for recording the final plat of Pelican Bay Unit Ten, Replat of Sites 31 and 32.
8. This item requires that ex parte disclosure be provided by Commission Members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve for recording the final plat of Firenze at Tuscany Reserve.
9. To accept final and unconditional conveyance of the water utility facility for Lemuria.
10. A request to increase the scope of work of the Collier County Inter-Active Growth Model (CIAGM) to allow for the CIAGM's land use modeling to be utilized by AIM Engineering & Surveying, Inc., the consultants for the Transportation Division.
11. Recommendation that the Board of County Commissioners approve a second extension of the required time frame for fee payment assistance and job creation for Salazar Machine and Steel, Incorporated, an approved participant in the Fee Payment Assistance Program and the Job Creation Investment Program; direct staff to allocate \$50,500 in funding for FY 2008 for this applicant; and specify this as the final time extension for meeting the program requirements.
12. This item requires that ex parte disclosure be provided by Commission members. Should a hearing be held on this item, all participants are required to be sworn in. Recommendation to approve for recording the final plat of Hatchers Preserve, approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security.
13. Recommendation to accept a Proposed Settlement Agreement providing for Compromise and Release of Lien in the Code Enforcement Action entitled Collier County v. Ernestina Sacca, CEB No. 2005-13, relating to property located at 2960 56th Avenue N.E. Collier County, Florida.
14. Reconsideration of Item 10G from the March 25, 2008 BCC Meeting with reference to final approval of the roadway (private) and drainage improvements for the final plat of Olde Cypress Unit One (Olde Cypress PUD). (Commissioner Henning request)

B. TRANSPORTATION SERVICES

1. Recommendation for the Board of County Commissioners to approve a budget amendment to recognize additional revenue for the PUD Monitoring / Traffic Counts Project within the Transportation Supported Gas Tax Fund (313) in the amount of \$110,259.00 for Project No. 691242.
2. Recommendation to award RFP #08-5045, Annual Contract for Roadway Contractors to the following contractors: Apac Southeast, Inc.; Better Roads, Inc.; Gustafson Construction Corp.; David Barron Land Development, Inc.; and; Quality Enterprises USA, Inc. (estimated annual amount \$1,750,000).
3. Approve a FY 2008 budget amendment recognizing \$25,000 in insurance proceeds recieved in CAT Transit Fund (426) during FY 2007.
4. Recommendation that the Board of County Commissioners approve the Landscape Maintenance Agreement between Collier County, Florida and Artesia Naples Community Development District for landscaping within the right-of-way on Barefoot Williams and Tower Roads.
5. Recommendation to approve Work Order #BC-FT-3773-08-08 to Bonness, Inc. for the Forest Lakes MSTU Bond Project - Phase One Drainage Swales using the Annual Contract for Roadway Contractors, Contract No. 05-3773, in the amount of \$237,554.95.

6. Recommendation to adopt a Resolution by the Board of County Commissioners of Collier County authorizing a speed limit increase from forty-five miles per hour (45 mph) to fifty miles per hour (50 mph) on Immokalee Road for the eastbound section from Collier Boulevard to one-half mile west of Wilson Boulevard and for the westbound section from Wilson Boulevard to one-half mile east of Collier Boulevard.
7. Recommendation to Approve a Stipulated Final Judgment in the Amount of \$10,200.00 for the Acquisition of Parcel 148RDUE in the Lawsuit Styled Collier County, Florida v. John Goddard, et al., Case No. 07-3111-CA (Oil Well Road Project #60044). Fiscal Impact: \$6,600.00
8. Recommendation for the Board of County Commissioners to approve budget amendments to reallocate funding on projects within Capital Road Funds. Project 60168 and 60091.

C. PUBLIC UTILITIES

1. Recommendation to reject proposals received under RFP 08-5038 Automatic Meter Reading System.
2. Recommendation to approve a Master Agreement for Demand Side Management and Energy Efficiency Services with Florida Power & Light Company (FP&L) for Public Utilities Division participation in a guaranteed energy performance savings program at numerous major facilities.
3. Recommendation to approve the Agreement Regarding Alternative Impact Fee Calculation between the Collier County Water-Sewer District and the Tamiami Square of Naples, LLC.
4. Recommendation to ratify the appointment of a representative and an alternate of the Collier County Water-Sewer District to attend meetings of the Lower West Coast Utility Council.
5. Recommendation to approve AshBritt Environmental Inc. (contract 05-3661) and Solid Resources Inc. (Contract 05-3831) as the initial debris recovery team for Collier Countys 2008 hurricane season debris removal and monitoring contractors for operational readiness.
6. Recommendation to approve a budget amendment to recognize additional carry forward and expenditures in operating expenses, capital outlay and reserve for contingencies in the Water Pollution Control Fund (114) in the amount of \$735,800.

D. PUBLIC SERVICES

1. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Erasmo Martinez III and Teresa Ann Hinojosa (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 112, Liberty Landing, Immokalee.
2. Recommendation to award Bid No. 08-5057R, Pool Chemicals and Supplies to Commercial Energy Specialists, Inc., The Dumont Co., Inc., HornerXpress-Gulf Coast, Inc., SCP Distributors, LLC and NuCO2 at an estimated cost of \$183,800.
3. Recommendation to award Contract No. 08-5056, Roberts Ranch Pioneer Museum Driveway and Site Work to FTA Holdings LLC dba Ace Asphalt, for the construction and site work of a driveway and sidewalk for the Church Building in the amount of \$74,828.00.
4. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Orriane Louissaint (Owner) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 43, Trail Ridge, East Naples.

5. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Gene Silguero and Jennifer Silguero (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at New Market Subdivision, Block 19, Lot 5, Immokalee.
6. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Fernando Lago and Amelia Lago (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 46, Trail Ridge, East Naples.
7. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Viergenie Alliance and Dieumonfranc Alliance (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 47, Trail Ridge, East Naples.
8. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Lennar Homes LLC (Developer) for deferral of 100% of Collier County impact fees for a 10 unit owner-occupied affordable multi-family housing units located in a parcel of land in Section 23, Township 48 South, Range 26 East Collier County, Tract E, Heritage Bay Commons (9063 Gervais Circle), North Naples.
9. Recommendation to approve and authorize the Chairman to sign a Florida Fish and Wildlife Conservation Commission (FWC), Florida Boating Improvement Program (FBIP) Grant Application for a Recreational Boating Characterization Study to the Coastal Zone Management Department to be awarded funds in the amount of \$80,000.
10. Present to the Board of County Commissioners a summary of the Impact Fee Deferral Agreements recommended for approval in FY08, including the total number of Agreements approved, the total dollar amount deferred and the balance remaining for additional deferrals in FY08.
11. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Carlos Metz and Joyce Metz (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Vista III at Heritage Bay, Unit 1603, North Naples.
12. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Ketty Argote (Owner) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 178, Trail Ridge, East Naples.
13. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Ramon Lopez Berovides and Florinda D. Perez Fernandez (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 33, Trail Ridge, East Naples.
14. Recommendation to approve a Florida Fish and Wildlife Conservation Commission (FWC), Florida Boating Improvement Program (FBIP) Application for Bayview Park Boat Access Facility for the Coastal Zone Management Department in the amount of \$400,000.
15. Recommendation that the Board of County Commissioners approves, and authorizes the Chairman to sign, a lien agreement with Nelson Arteaga and Idalmis Perez (Owners) for deferral of 100% of Collier County impact fees for an owner-occupied affordable housing unit located at Lot 35, Trail Ridge, East Naples.
16. Recommendation to Obtain Board Approval to Award Bid No. 08-5034, "Tee Shirts" to North Coast Imagewear in the Amount of \$60,000.

E. ADMINISTRATIVE SERVICES

1. Recommendation to approve a budget amendment to move \$7,100 from the Collier County General Fund Reserves to the Facilities Maintenance Fund in order to fund invasive exotic plant management within a County owned conservation easement.
2. Recommendation to approve a Statutory Deed between the Collier County Transportation Division and the Conservation Collier Program for approximately 12.5 acres under the Conservation Collier Land Acquisition Program, at a cost not to exceed \$65,000.
3. Report and Ratify Staff-Approved Change Orders and Changes to Work Orders to Board-Approved Contracts.
4. Recommendation to confirm and consent to the re-assignment of Contract 05-3827 "Temporary Laborers" from Tandem Staffing Solutions, Inc. to Select Staffing Solutions Inc.
5. Report and ratify Property, Casualty, Workers Compensation and Subrogation Claims settled and/or closed by the Risk Management Director pursuant to Resolution # 2004-15 for the second quarter of FY 08.
6. Recommendation that the Board of County Commissioners approve a Resolution approving a policy for the acceptance of land conveyances by the Conservation Collier Land Acquisition Program in the Transfer of Development Rights (TDR) Program for the Rural Fringe Mixed use District (RFMUD).

F. COUNTY MANAGER

1. Recommendation to approve a Certificate of Public Convenience and Necessity for the Collier County Emergency Medical Services Department at a renewal rate for FY 08 of \$250.00.
2. Recommendation to approve the after-the-fact submittal of a Federal Emergency Management Agency Assistance to Firefighters Grant in the amount of \$340,000 for the purchase of a Pumper Tanker for the Ochopee Fire Control District.
3. Recommendation to waive the formal competitive bid process; approve the purchase of 40 heart monitors, along with associated accessories and service agreements from Philips Medical Systems for an estimated total of \$729,192.20; and to approve a budget amendment for an intrafund transfer from capital to operating within Fund 490 EMS to fund the lease payments for the balance of FY08 in the amount of \$54,041.90.
4. Recommendation to approve the after-the-fact submittal of a United States Department of Interior Rural Fire Assistance Grant application in the amount of \$11,460 for the purchase of equipment and protective clothing for the Ochopee Fire Control District.
5. Recommend approval of amendments to TDC Category B and C Grant Agreements for FY 08 to remove the requirement for matching funds.
6. Recommendation to approve the submittal of a US Department of Homeland Security Citizen Corps/CERT Program Grant application in the amount of \$19,000.
7. Recommendation to approve the submittal of a State Emergency Response Team subgrant for the Department of Homeland Security (DHS) and the State of Florida Division of Emergency Management to establish a Citizens Emergency Response Team (CERT) Program for the Town of Ave Maria in the amount of \$17,977.
8. Recommendation to adopt a resolution approving amendments (appropriating grants, donations, contributions or insurance proceeds) to the Fiscal Year 2007-08 Adopted Budget.
9. Recommendation for approval of a budget amendment that reduces certain Fiscal Year 2008 capital project budgets and appropriates certain Fiscal Year 2007 capital grant project revenues carried forward into Fiscal Year 2008.

10. Recommendation to waive formal competition and authorize staff to negotiate a new federal lobbyist services contract with The Ferguson Group.

G. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

1. Recommendation that the Collier County Board of County Commissioners authorize its Chairman to execute a Resolution authorizing the Collier County Airport Authority to enter into Master Joint Participation Agreement (MJPA) 2008-A with the Florida Department of Transportation to fund projects at the Everglades Airpark, the Immokalee Regional Airport and Marco Island Airport.

H. BOARD OF COUNTY COMMISSIONERS

1. Commissioner Halas requests Board approval for reimbursement regarding attendance at a function serving a valid public purpose. Attended the EDC VIP Breakfast on Thursday, May 1, 2008, at The Naples Grande Beach Resort in Naples, Florida. \$28.00 to be paid from Commissioner Halas' travel budget.
2. Commissioner Coletta requests Board approval for reimbursement serving a valid public purpose. Will attend the EDC Best Places to Work Awards Ceremony on May 22, 2008. \$35 to be paid from Commissioner Coletta's travel budget.

I. MISCELLANEOUS CORRESPONDENCE

1. Miscellaneous items to file for record with action as directed.

J. OTHER CONSTITUTIONAL OFFICERS

1. Authorize the Supervisor of Elections to accept federal election activities funds with a 15% matching contribution.
2. To obtain Board approval for disbursements for the period of April 19, 2008 through April 25, 2008 and for submission into the official records of the Board.
3. To obtain Board approval for disbursements for the period of April 26, 2008 through May 02, 2008 and for submission into the official records of the Board.

K. COUNTY ATTORNEY

1. Recommendation to approve an Agreed Order for Supplemental Attorneys Fees in connection with Parcels 720, 820A, 820B and 920 in the lawsuit styled Collier County v. Elhanon Combs, et al., Case No. 03-2352-CA (Golden Gate Parkway, Project #60027). (Fiscal Impact: \$4,200.00)
2. Recommendation to approve a Stipulated Final Judgment for Parcel No. 159A in the lawsuit styled CC v. Andy Morgan, et al, Case No. 02-5169-CA (Immokalee Road Project # 60018). (Positive Fiscal Impact \$953.04)
3. Recommendation that the Board of County Commissioners approve an exception to the current hiring freeze policy for general fund positions and authorize the County Attorney to advertise for and fill a vacant essential Assistant County Attorney (Land Use) position.
4. That the Board of County Commissioners approve, and authorize the Chairman to sign, a Resolution revising the County Attorney Office Fiscal Year Pay and Classification Plan effective May 14, 2008, and approve the new job descriptions for Section Chiefs and the Of Counsel position.

5. Recommendation to approve settlement at mediation prior to trial in the lawsuit entitled Estella lemma, et. al, vs. Collier County Board of Commissioners filed in the Twentieth Judicial Circuit in and for Collier County, Florida, Case No. 07-2295-CA, for \$20,000.00.
6. Authorize Assistant County Attorney to bid on behalf of Collier County at foreclosure (Code Enforcement Lien) sales schedule by the Clerk in BOARD OF COUNTY COMMISSIONERS v. JEAN CLAUDE MARTEL, CASE NO. 06-1902-CA.

17. SUMMARY AGENDA - THIS SECTION IS FOR ADVERTISED PUBLIC HEARINGS AND MUST MEET THE FOLLOWING CRITERIA: 1) A RECOMMENDATION FOR APPROVAL FROM STAFF; 2) UNANIMOUS RECOMMENDATION FOR APPROVAL BY THE COLLIER COUNTY PLANNING COMMISSION OR OTHER AUTHORIZING AGENCIES OF ALL MEMBERS PRESENT AND VOTING; 3) NO WRITTEN OR ORAL OBJECTIONS TO THE ITEM RECEIVED BY STAFF, THE COLLIER COUNTY PLANNING COMMISSION, OTHER AUTHORIZING AGENCIES OR THE BOARD, PRIOR TO THE COMMENCEMENT OF THE BCC MEETING ON WHICH THE ITEMS ARE SCHEDULED TO BE HEARD; AND 4) NO INDIVIDUALS ARE REGISTERED TO SPEAK IN OPPOSITION TO THE ITEM. FOR THOSE ITEMS, WHICH ARE QUASI-JUDICIAL IN NATURE, ALL PARTICIPANTS MUST BE SWORN IN.

- A. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. VA-2007-AR-12668 B&B Cash Grocery Stores, Inc., represented by Charlie Martin, requesting a Variance of 17 feet to replace an automobile service station canopy that was destroyed by Hurricane Wilma; and a Variance of seven feet to relocate two fuel pump dispensers. The subject property is located at 401 1st Street South, South Immokalee Heights Unit, Section 4, Township 47 South, Range 29 East, Collier County, Florida.
- B. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. VA-2008-AR-12951 Irvine Dubow, requesting a 10.7-foot Variance from the required 15-foot front yard setback of the Vineyards PUD, to allow a 4.3-foot setback in order to rebuild a pool cage that was destroyed by Hurricane Wilma. The subject property is located at 5901 Almaden Drive in Section 8, Township 49 S, Range 26 E, Collier County, Florida.
- C. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. HD-2008-AR-12980, Patricia and Steve Huff request a Historic Designation for property located at 238 Mamie Street for building known as JT's Island Grill and Gallery. Subject property is located in Section 36, Township 53, Range 29, Chokoloskee, Florida.
- D. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. HD-2008-AR-12981, Everglades Society for Historical Preservation is requesting a Historical Designation for The Bula Missionary Baptist Church of Copeland now known as The Frances Hodge Community Center. The subject property is located at 210 Turnstile Drive which is located on the south side of Turnstile Drive and approximately 150 feet west of the intersection with Lee Cypress Drive in Section 13, Township 52, Range 29, Copeland, Florida.
- E. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members. CUR-2008-A-12955, Mining Venture, LLC., represented by R. Bruce Anderson of Roetzel & Andress, is complying with condition number 3 of Conditional Use Resolution 2007-274 for earth mining in the A-MHO Agricultural zoning district, which requires a review of the Conditional Use approval to determine whether additional stipulations or mitigation are necessary. The subject property, consisting of 2,576 acres, is located east of Immokalee Road (CR-846), approximately 2 miles north of Oil Well Road (CR-858) in Sections 35 & 36, Township 47 South, Range 27 East, and all of Sections 1 & 2, Township 48 South, Range 27 East, Less Road Right-of-Way for County Road 846, Collier County, Florida.

F. Recommendation to adopt a resolution approving amendments (appropriating carry forward, transfers and supplemental revenue) to the Fiscal Year 2007-08 Adopted Budget.

18. ADJOURN

**INQUIRIES CONCERNING CHANGES TO THE BOARD'S AGENDA SHOULD BE MADE TO THE COUNTY
MANAGER'S OFFICE AT 252-8383.**