

COLLIER COUNTY
BOARD OF COUNTY COMMISSIONERS
COMMUNITY REDEVELOPMENT AGENCY BOARD (CRAB)
AIRPORT AUTHORITY



AGENDA

January 11, 2011

9:00 AM

Fred W. Coyle, BCC Chairman Commissioner, District 4
Jim Coletta, BCC Vice-Chairman Commissioner, District 5, CRAB Vice-Chairman
Donna Fiala, BCC Commissioner, District 1, CRAB Chairman
Georgia Hiller, BCC Commissioner, District 2
Tom Henning, BCC Commissioner, District 3

NOTICE: ALL PERSONS WISHING TO SPEAK ON AGENDA ITEMS 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." PUBLIC PETITIONS ARE LIMITED TO THE PRESENTER, WITH A MAXIMUM TIME OF TEN MINUTES.

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 3329 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. Pastor Curt Ayers - Capri Christian 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. Selection of Chairman and Vice-Chairman

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

4. PROCLAMATIONS

- A. Proclamation recognizing the Community Foundation of Collier County on their 25th anniversary. To be accepted by Colleen Murphy, President and CEO of the Community Foundation of Collier County. Sponsored by Commissioner Fiala.
- B. Proclamation designating January 22, 2011 as WINK News Feeds Families Hunger Walk Day in Collier County. To be accepted by Lois Thome from WINK TV. Sponsored by Commissioner Coletta.

5. PRESENTATIONS

- A. Presentation of the "Bus Mechanic of the Year" award by Florida Public Transportation Association to Stephen Hayes of Fleet Management.
- B. Recommendation to recognize Samantha Moran, Training Coordinator, Human Resources Department, as the Employee of the Year for 2010.
- C. Presentation by Robert Halman, Director, University Extension Services on the Impact of the Recent Freeze to the Agribusiness of Collier County.
- D. *This item to be heard at 10:00 a.m.* Presentation of the Blue Ribbon Panel Report regarding Prehospital Emergency Medical Treatment and Transport (PEMTT) System.

6. PUBLIC PETITIONS

- A. Public Petition request by Anton Karaba and Eva Karabova seeking Board approval to retain the 10-foot fence they've built on their property.
- B. Public Petition request by Keith M. Sowers requesting that the Board of County Commissioners consider his request to participate in the Impact Fee Payment Assistance Program for the proposed U-Save Grocery Store in Immokalee.

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

7. BOARD OF ZONING APPEALS

- A. *This item continued from the December 14, 2010 BCC Meeting. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members: A resolution amending Resolution Number 05-235 (Development Order No. 05-01), as amended, for The Town of Ave Maria Development of Regional Impact (DRI) located in Sections 31 through 33, Township 47 South, Range 29 East and Sections 4 through 9 and 16 through 18, Township 48 South, Range 29 East in Collier County, Florida; by providing for: Section One, amendments to Development Order by revising Exhibit C: SRA Master Plan to divide Town Center 2 into Town Center 2a and Town Center 2b, to relocate Town Center 2b to Oil Well Road and to relocate an access point on Oil Well Road; Section Two, Findings of Fact; Section Three, Conclusions of Law; and Section Four, Effect of Previously Issued Development Orders, transmittal to Department Of Community Affairs and effective date. (Petition DOA-PL2010-1751) [Companion to SRAA-PL2010-1988](CTS)*
- B. *This item continued from the December 14, 2010 BCC Meeting. This item requires that all participants be sworn in and ex parte disclosure be provided by Commission members: A Resolution amending Resolution Numbers 2004-89 and 2005-234A for the Town of Ave Maria Stewardship Receiving Area to revise the SRA Master Plan to divide Town Center 2 into Town Center 2a and Town Center 2b; to relocate Town Center 2b to Oil Well Road and to relocate an access point on Oil Well Road. The property is located north of Oil Well Road and west of Camp Keais Road in Sections 31 through 33, Township 47 South, Range 29 East and Sections 4 through 9 and 16 through 18, Township 48 South, Range 29 East in Collier County, Florida. (Petition SRAA-PL2010-1988)[Companion to DOA-PL2010-1751]*

8. ADVERTISED PUBLIC HEARINGS

9. BOARD OF COUNTY COMMISSIONERS

- A. Appointment of members to the Parks and Recreation Advisory Board.
- B. Appointment of members to the County Government Productivity Committee.
- C. Request to consider suspending all further action on the part of County Staff, and any further spending of public funds related to the Jackson Labs project in light of Jackson's withdrawal of its application for funding to the State. Additionally, a separate request is proposed for a full accounting of all public funds spent on this project to date, including but not limited to the expenditure of public funds for County Staff time incurred in dealing with this project; such accounting to be presented to the BCC at the first meeting in February. (Commissioner Hiller)

10. COUNTY MANAGER'S REPORT

- A. Recommendation to adopt a resolution seeking authority to acquire by gift or purchase those perpetual and temporary easement interests necessary for the construction of stormwater improvements for the Outfall 3 and 4 segments of the Lely Area Stormwater Improvement Project. (Project No. 51101.) Estimated fiscal impact: \$1,556,500. (Norman Feder, Administrator, Growth Management Division)

- B. *This item continued from the December 14, 2010 BCC Meeting and will be heard after Items 7A and 7B. 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 Eastern Collier Research Park Unit 18, approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security. (Nick Casalanguida, Deputy Administrator, Growth Management Division)
- C. In support of the Golden Gate Beautification MSTU, recommendation to award Bid # 10-5595 for, Coronado Parkway and Hunter Blvd. Median, Curbing and Landscape Installation Part One: Curbing to Bonness Inc. in the amount of \$764,985.16, and Part Two: Landscape & Irrigation Installation to Hannula Landscape & Irrigation Inc. in the amount of \$290,879.86. (Norman Feder, Administrator, Growth Management Division)**
- D. Recommendation to review and approve the projects and policy priorities proposed for the Collier County Fiscal Year 2012 Federal Legislative Agenda which will be presented to the Congressional Delegation and advocated for federal funding consideration as well as pursued for eligible 2011 Grants and any applicable federal programs that become available. (Debbie Wight, Legislative Affairs Coordinator)**

11. PUBLIC COMMENTS ON GENERAL TOPICS

12. COUNTY ATTORNEY'S REPORT

- A. *This item to be heard at 1:00 p.m.*** That the Board reviews the Non-Binding Arbitration Decision related to the Rural Lands Stewardship Area Overlay and establishes whether the creation or amendment of a Stewardship Receiving Area requires an affirmative vote of three or four members of the Board of County Commissioners.

13. OTHER CONSTITUTIONAL OFFICERS

14. AIRPORT AUTHORITY AND/OR COMMUNITY REDEVELOPMENT AGENCY

- A. Recommendation to the Community Redevelopment Agency (CRA) to complete the 2010 annual performance evaluation for the Immokalee CRA Executive Director.**
- B. Recommendation that the Board of County Commissioners, acting as the Airport Authority, adopts the attached Resolution approving the proposed rate schedules for the Everglades Airpark, Immokalee Regional Airport and Marco Island Executive Airport for 2011.**

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. GROWTH MANAGEMENT DIVISION

1. *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.* This is a recommendation to approve for recording the final plat of Biscayne Bay at Heritage Bay Unit Four, approval of the standard form Construction and Maintenance Agreement and approval of the amount of the performance security.
2. Recommendation to grant final approval of the roadway (private) and drainage improvements for the final plat of Hammock Bay with the roadway and drainage improvements being privately maintained and authorizing the release of the maintenance security.
3. Recommendation to grant final approval of the roadway (private) and drainage improvements for the final plat of 3500 Corporate Plaza with the roadway and drainage improvements being privately maintained and authorizing the release of the maintenance security.
4. Recommendation to approve Release and Satisfactions of Lien for four separate Code Enforcement cases.
5. Recommendation to award RFP #10-5483 an agreement between Collier County and Tindale-Oliver & Associates, Inc. for Phase 2 of the Master Mobility Plan. Estimated contract amount of \$315,700.
6. Recommendation to award Bid #10-5491, Fiber Optic Cable Installation, Maintenance & Repair to Aztek, Inc.
7. Recommendation to approve the request by Creekside West, Inc. to allow for the future transfer of Road Impact Fees paid for one parcel within the Creekside Planned Unit Development (PUD) to another parcel within the same PUD, as the subject development on the original parcel is changing from the construction of a shell building to the construction of a parking garage, which does not require the payment of Road Impact Fees.
8. Recommendation to award ITB #11-5602 for the Traffic Signal Upgrade at the intersection of Airport Pulling (CR 31) and Pine Ridge Road (CR 896) to Itran Partners, Inc. in the amount of \$344,763.95.
9. Recommendation to award Contract #10-5586 for the installation of an emergency generator at the Collier Area Transit facility at 8300 Radio Road to Wm. J. Varian Construction Co. Inc., in the amount of \$90,223.85 plus a ten percent contingency (\$9,022) for a total amount of \$99,245.85.
10. Recommendation to award RFQ# 09-5220, Vanderbilt Beach MSTU Roadway Grounds Maintenance to Florida Land Maintenance, Inc. d/b/a Commercial Land Maintenance, Inc. in the estimated annual amount of \$61,079.
11. Recommendation to approve the FY11 Program of Projects and authorization to submit an application for the Federal Transit Administration Section 5307 FY11 grant funds estimated at \$2,578,927.

B. COMMUNITY REDEVELOPMENT AGENCY

- 1. Recommendation for the Community Redevelopment Agency (CRA) to approve and execute a Commercial Building Improvement Grant Agreement between the CRA and a Grant Applicant within the Bayshore Gateway Triangle area. (1712 Commercial Drive, \$50,000)**

C. PUBLIC UTILITIES

- 1. Recommendation to award Contract 10-5599 to Stantec Consulting Services, Inc., in the amount of \$341,534, for Construction Engineering Inspection Services for the first stage of Phase IV of the South RO Wellfield Raw Water Transmission Main Repair Project, Project No. 70030.**

D. PUBLIC SERVICES

- 1. Recommendation to approve the submittal of the attached 4-H Foundation Inc. Grant Application requesting \$63,825 for the 4-H Outreach Coordinators and the enhancement of outreach activities managed by the Collier County University of Florida /IFAS Extension Department.**
- 2. Recommendation to approve and authorize the Chairman to sign four (4) releases of lien for deferral of 100 percent of Collier County impact fees for owner occupied affordable housing dwelling units that were transferred from the developer to the new owner.**
- 3. Recommendation to approve and authorize the Chairman to sign five (5) releases of lien for deferral of 100 percent of Collier County impact fees for owner occupied affordable housing dwelling units that have been repaid in full.**
- 4. Recommendation to approve and authorize the Chairman to sign nine (9) Satisfactions of Mortgage for owner occupied affordable housing dwelling units that have satisfied the terms of assistance.**
- 5. Recommendation to approve and authorize the Chairman to sign six (6) Satisfactions of Mortgage for owner occupied affordable housing dwelling units that have been repaid in full to Collier County.**
- 6. Recommendation to approve and authorize the Chairman to sign three (3) Mortgage and Note Modification Agreements for Single Family Rehabilitation to correct the total funds disbursed on previously recorded security instruments.**
- 7. Recommendation to approve and authorize the Chairman to sign three (3) lien agreements for deferral of 100% of Collier County impact fees for owner occupied affordable housing dwelling units located in Collier County. Approval of this item will transfer previously approved deferral agreements from developer to owner occupants with a continuing fiscal impact of \$45,083.78.**
- 8. Recommendation to approve and authorize the Chairman to sign an agreement in the amount of \$258,667 with the Agency for Health Care Administration (AHCA) and Collier Health Services (CHS) to participate in the Medicaid Low Income Pool Program (LIP). Participation in this program will generate an additional \$452,907 in Federal matching funds to be paid directly to CHS for services for the most medically needy in Collier County.**
- 9. Recommendation to approve and authorize the Chairman to sign certifications required by the State of Florida, Department of Children and Families (DCF) in order to be eligible to be awarded 2011 Challenge Grant funding.**
- 10. Recommendation to accept an additional list of equipment to be purchased with the Health Care and Other Facilities Special Congressional Initiative earmark from the United States Department of Health and Human Services accepted by the County on September 29, 2009, Agenda Item 16D6.**

11. Recommendation to approve and authorize the Chairman to sign an Agreement with the David Lawrence Center to operate a post-adjudication, court supervised, substance abuse treatment program known as the Collier County Drug Court Program. Funding has been provided through grant #2010-DC-BX-0016 from the U.S. Department of Justice, Bureau of Justice Assistance. There are no general funds associated with this project.
12. Recommendation to approve an amendment to the Homelessness Prevention and Rapid Re-Housing Program (HPRP) Administrative Plan, which provides guidance on the programmatic design, eligibility guidelines and assistance limitations for agencies participating in the HPRP program. The proposed amendment would increase the amount of medium term HPRP financial assistance a client could receive from a maximum of \$3,000 to \$5,000 per client over an eighteen month period.
13. Recommendation to approve and authorize the Chairman to sign an amendment to the 2009-2010 Community Development Block Grant (CDBG) Subrecipient Agreement with the Shelter for Abused Women & Children (SAWCC) approved on September 15, 2009. This amendment is to revise Exhibit A, Section B the Budget, to update the budget to facilitate reimbursement.
14. Recommendation to reject solicitation (ITB) 11-5611 for East Naples Community Center Roll Down Shutters and the associated proposals that were submitted and authorize the Purchasing Department to re-solicit for the services. The FY 2011 impact associated with this solicitation is \$166,954.
15. Recommendation to approve award for Invitation to Bid (ITB) 10-5568-R for Fitness Equipment Repair and Purchase to Tropic Gym Tech, LLC (\$70,000 approximate annual spending).
16. Recommendation to approve a Revised Resolution of the Board of County Commissioners of Collier County, Florida supporting the Countys Four Grant Applications to the Florida Department of Environmental Protection (FDEP) for Long Range Grant Funding Requests for Fiscal Year 2011-2012, agreeing to be the Local Sponsor, and committing local cost share funds, and authorization of any necessary budget amendments.

E. ADMINISTRATIVE SERVICES

1. Recommendation to ratify an addition and a modification to the 2011 Fiscal Year Pay and Classification Plan made from October 1, 2010 through December 31, 2010.
2. Recommendation to accept reports and ratify staff-approved change orders and changes to work orders.
3. Recommendation that the Board approve, and authorize the Chairman to sign two Lease Agreements with the Florida Fish and Wildlife Conservation Commission (FWC) in order to allow FWC to conduct Youth Hunts for Collier County residents at Pepper Ranch Preserve in January and February 2011.

F. COUNTY MANAGER OPERATIONS

1. Recommendation to approve and authorize the Chairman to sign the submittal of a Volunteer Fire Assistance Grant Application in the amount of \$4,125 to the Florida Division of Forestry for the purpose of purchasing fire hose for the Brush Vehicles and Class A Foam.
2. Recommendation for the Board to approve an economic development agency report required by Section 125.045, Florida Statutes and authorize the County Manager to submit a copy of the report to The Office of Economic and Demographic Research.
3. Recommendation to approve the after the fact approval for the submittal of a Volunteer Fire Assistance grant application to the Florida Division of Forestry for required wildfire protective clothing and firefighting foam.

4. Recommendation that the Board of County Commissioners award Bid #11-5623 for Purchase and Delivery of Pine Straw Mulch to Custom Pine Straw, Inc.
5. Recommendation to award Bid No. 11-5607, for the construction of a boat dock at the Isles of Capri Fire Station, Project 50070, in the amount of \$97,776 to M. E. Gose Inc. and authorize the necessary budget amendment.
6. Recommendation to adopt a resolution approving amendments (appropriating grants, donations, contributions or insurance proceeds) to the fiscal Year 2010-11 Adopted Budget.

G. AIRPORT AUTHORITY

H. BOARD OF COUNTY COMMISSIONERS

1. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the Naples Press Club Holiday Party at the Bellasera in Naples, FL on December 9, 2010. \$40 to be paid from Commissioner Fiala's travel budget.
2. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the East Naples Civic Association Monthly Luncheon on December 16, 2010 at Hamilton Harbor Yacht Club in Naples, FL. \$18 to be paid from Commissioner Fiala's travel budget.
3. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the United States Coast Guard Auxiliary Flotilla 95 Change of Watch on January 8, 2011 at Hideaway Beach Club on Marco Island, FL. \$50 to be paid from Commissioner Fiala's travel budget.
4. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Will attend the Friends of the Library Member Appreciation Reception on January 14, 2011 in Naples, FL. \$25 to be paid from Commissioner Fiala's travel budget.
5. Commissioner Fiala requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the Marco Island Area Chamber of Commerce Annual Installation Celebration and Leadership Marco Graduation on January 9, 2011 on Marco Island, FL. \$75 to be paid from Commissioner Fiala's travel budget.
6. Commissioner Coletta requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended the Everglades City Hall Annual Christmas Party on Friday, December 17, 2010 in Everglades City, FL. \$15 to be paid from Commissioner Coletta's travel budget.
7. Commissioner Coletta requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Attended ULI Southwest Florida 14th Annual Winter Institute Real Estate Trends Conference on January 13, 2011 in Naples, FL. \$25 to be paid from Commissioner Coletta's travel budget.
8. Commissioner Henning requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Commissioner Henning attended the Collier Building Industry Association's 2011 Installation Dinner. This event was held at Olde Cypress Country Club - 7165 Treeline Drive, Naples, FL., on 12/08/2010. \$45 to be paid from Commissioner Henning's travel budget.
9. Commissioner Coletta requests Board approval for reimbursement regarding attendance at a function serving a Valid Public Purpose. Trip to Washington, DC including airfare and hotel. \$434.16 to be paid from Commissioner Coletta's travel budget.

10. Proclamation recognizing Edward "Ski" Olesky for his contributions to the residents and visitors of Collier County. To be presented at the TDC Meeting January 24, 2011 by Commissioner Tom Henning.

I. MISCELLANEOUS CORRESPONDENCE

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

J. OTHER CONSTITUTIONAL OFFICERS

1. To obtain Board approval for disbursements for the period of November 27, 2010 through December 3, 2010 and for submission into the official records of the Board.
2. To obtain Board approval for disbursements for the period of December 4, 2010 through December 10, 2010 and for submission into the official records of the Board.
3. To obtain Board approval for disbursements for the period of December 11, 2010 through December 17, 2010 and for submission into the official records of the Board.
4. To obtain Board approval for disbursements for the period of December 18, 2010 through December 24, 2010 and for submission into the official records of the Board.

K. COUNTY ATTORNEY

1. Recommendation to Approve a Stipulated Final Judgment as to Parcels 156FEE and 156TCE in the Lawsuit Styled Collier County v. Katheryn Moreno, et al., Case No. 10-2741-CA (Collier Boulevard Project No. 68056). (Fiscal Impact: \$38,570.)
2. Recommendation to approve an increase in the purchase order for Grant, Fridkin, Pearson, Athan & Crown to a total of \$115,000 for the case of Ker Enterprises, Inc., d/b/a Armadillo Underground v. APAC-Southeast, Inc. v. Collier County, Case No. 09-8724-CA, now pending in the Circuit Court of the Twentieth Judicial Circuit in and for Collier County, Florida, (Vanderbilt Beach Road Project No. 63051) (Fiscal Impact an additional \$50,000).
3. Recommendation to approve a Stipulated Final Judgment in the amount of \$50,500 for Parcel 811 in the lawsuit styled Collier County v. Myrtle Preserve, LLC., et al., Case No. 07-0463-CA (Lely Area Stormwater Improvement Project No. 51101.1) (Fiscal Impact \$40,140)
4. Recommendation that the Board (1) authorize the County Attorney to take all necessary steps to Voluntarily Dismiss Without Prejudice Collier Countys Bond Validation Complaint, and (2) Rescind Resolution No. 2010-211, which Resolution authorized the issuance of \$130,000,000 in bonds for the acquisition, construction and equipping of a scientific research and services facility to be operated by the Jackson Laboratory.
5. That the Board of County Commissioners approves, and authorizes its Chairman to sign, a Tri-Party Developer Contribution Agreement with Es Country Stores, LLC, and Roberto Bolt, with respect to certain road improvements located generally at the southeast corner of Immokalee Road and Oil Well Road.

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. Recommendation to approve Petition VAC-PL2010-2039, Lowes South Naples, to disclaim, renounce and vacate the County and the Public interest in that portion of a 15-foot wide utility easement as originally recorded in Official Record Book 1872, page 1444 of the Public Records Collier County, Florida and in that portion of a 15 foot C.U.E. (County Utility Easement) as created by the plat of Capri Commercial Center No. 2, recorded in Plat Book 49, pages 5 through 8, all located in Section 3, Township 51 South, Range 26 East, Collier County Florida being more specifically shown and described in Exhibit A.**
- B. Recommendation to adopt a resolution approving amendments (appropriating carry forward, transfers and supplemental revenue) to the Fiscal Year 2010-11 Adopted Budget.**
- C. Recommendation to amend Ordinance No. 75-16, as amended, relating to the meetings of the Board of County Commissioners, clarifying the timeframe for the election of a Chairman and/or Vice-Chairman, as applicable, after the General Election and designating who shall serve as the temporary Chairman in the absence of the Chairman and Vice Chairman with respect to all matters outside of meetings.**

18. ADJOURN

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