

MARCH 2, 1976

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, March 2, 1976 at 9:04 A. M.

Present were Commissioners	L. H. Fortson, Jr., Chairman Dan P. McClure, Vice Chairman Ken Burton Kenneth D. Dierks Robert C. Hutches
Also present were	Henry E. Bourne, Deputy Clerk E. N. "Bill" Fay

The meeting was called to order by Chairman Fortson.

MOBILE HOME INSTALLATION CODE, AMENDMENT

The Chairman declared the public hearing open on proposed Amendment to the Manatee County Mobile Home Installation Code.

There were no objections and the public hearing was closed. Motion was made by Mr. McClure that the Amendment to Manatee County Mobile Home Installation Code be adopted as presented. Motion was seconded by Mr. Burton and carried unanimously.

RECORDED Y25 211

TRAVEL: HIGHWAY DEPARTMENT

Motion was made by Mr. McClure that Doug Pareti, Highway and Engineering Department, be authorized to attend a Maps Conference in Tallahassee on March 10, 1976. Motion was seconded by Mr. Hutches and carried.
(Mapping and Surveying - DOT)

HIGHWAY & ENGINEERING: EQUIPMENT - REPAIR

The County Engineer explained that a bulldozer was sent to Rozier Machinery Company for estimate on needed repairs, but through misunderstanding they went ahead and performed the work at a cost of \$7500.00.

Motion was made by Mr. Hutches to approve payment of \$7500.00 to Rozier Machinery Company for repairs to the county-owned bulldozer. Motion was seconded by Mr. Burton and carried unanimously.

PROJECT NO. 655: CERTIFICATION

The County Engineer certified that on January 30, 1976 all work was completed on Participation Project No. 655 and accepted by the County.

ORDINANCE: NO PARKING - CHURCH STREET

The County Attorney reported that the proposed ordinance eliminating parking along the right of way on Church Street (Ellenton) had been sent to the newspaper for publication of notice of public hearing to be held March 23, 1976.

PROJECT NO. 737-2-01 (PIPE 43RD STREET WEST)

Sealed bids received on Project No. 737-2-01, Installation of pipe along 43rd Street West, were opened and read as follows:

M & L CONTRACTORS, INC.	49,120.00
WOODRUFF & SONS, INC.	42,142.00
GIGLIOTTI PIPELINE, INC.	43,826.00
WENDEL KENT & COMPANY, INC.	45,956.20
WARREN BROS. DIV. OF ASHLAND OIL CO.	53,910.60

The bids were referred to the County Engineer for tabulation and recommendation back to the Board.

PROJECT NO. P-827

The County Engineer requested that bid opening on Project No. P-827 be deferred until March 16, 1976 so that he could send out an addendum

to the specifications. (Instructions clarified on moving pipe from the site.)

Motion was made by Mr. Hutches to refer this request to the County Attorney for review of the specifications and proposed addendum to determine if there was substantial change, and, in his opinion, if Notice for Bids should be readvertised. Motion was seconded by Mr. Dierks and carried unanimously.

DATA PROCESSING FORMS: BIDS

Sealed bids received on data processing forms for use by the Data Processing Department (Clerk) were opened and read as follows:

	<u>Items</u>	
FLORIDA BUSINESS SYSTEMS	1 through 5	\$4,817.45
BOWEN SUPPLY CO., INC.	1 through 3;5	1,833.30
	4	No bid
GRAPHIC BUSINESS SYSTEMS	1 through 5	5,375.97
BETTER BUSINESS FORMS, INC.	1 through 5	4,830.77
MARK V BUSINESS FORMS	1 through 5	5,252.16
FLORIDA FORMS, INC.	1	270.00
	4	2,493.75
	5	336.60
	2 & 3	no bid
LEWIS BUSINESS FORMS, INC.	1 through 5	4,939.61
AA FORMS, INC.	1 through 3;5	1,857.04
BURROUGHS CORP.	1	2.09 M
	2	68.91M (a)
		57.93M (b)
	3	44.95M
	4	7.00M (a)
		6.16M (b)
	5	13.98

The bids were referred to the Deputy Clerk for tabulation and recommendation.

MANPOWER DEPARTMENT: BIDS - FURNITURE

Sealed bids received on office furniture for the Manatee County Department of Manpower were opened and read as follows:

KEETON'S OFFICE SUPPLY	
(1) \$165.75; (2) \$266.55; (3) \$54.50; (4) \$149.20;	
(5) 111.75; (6) 18.60 (7) No bid (8) 54.75	
P. K. SMITH OFFICE PRODUCTS	
(1) \$159.00; (2) \$234.30; (3) \$ 58.00; (4) \$118.00;	
(5) 82.00; (6) 20.00; (7) 575.00; (8) 48.00	
BRADENTON OFFICE EQUIPMENT COMPANY	
(1) \$145.50; (2) \$195.00; (3) \$ 53.40; (4) \$126.00	
(5) 102.50; (6) 18.50 49.30 alt. 117.50 alt.	
(7) 285.00; (8) 49.00;(alt. \$46.00)	

The bids were referred to the Director of the Manpower Department for tabulation and recommendation.

AGRICULTURAL CENTER: BIDS - AIR CONDITIONER

Sealed bids received on air conditioning the Administration Building at the Agricultural Center, Palmetto, were opened and read as follows:

AIR COMFORT, INC.	\$1,991.00
PEARSON ELECTRIC, INC.	2,300.00
GULF REFRIGERATION, INC.	No bid
BRADENTON COOLING & HEATING	2,150.00
DeSEAR'S	1,570.00

The bids were referred to the County Extension Agent and the appropriate committee for tabulation and recommendation.

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(Cont'd)

MANATEE COUNTY UTILITIES SYSTEM: BIDS - TRUCKS

Sealed bids received on trucks for the Manatee County Utilities System were opened and read as follows:

	<u>3/4T BU</u>	<u>1/2T PU (2)</u>	<u>1-1/2T PU</u>	<u>COMPACT</u>
DICK COURTEAU'S GMC TRUCK CO.	\$4,239.00	\$8,222.00	\$6,640.00	\$3,492.00
BALSINGER MOTORS, INC.				3,492.00
ROBBINS INTERNATIONAL, INC.		8,926.14	7,093.50	4,190.87
JIM BOAST DODGE	4,675.00	8,720.00	7,962.00	No bid
COX CHEVROLET, INC.	4,199.78	8,141.24	7,470.78	3,622.05

The bids were referred to Chris Angelidis for Tabulation and recommendation back to the Board.

AMBULANCE SERVICE: TECHNICIAN II CLASS (MJC)

Ken McKendree recommended that the Manatee County Ambulance Service Technicians who will be attending the Tech II Class at Manatee Junior College be paid the tuition fee of \$80.00 to pay for the time they will lose from work while they are in class; that at the end of the course, when it is successfully completed, that each technician receive an increase in salary of \$.15 per hour.

Motion was made by Mr. Hutches that the recommendations of Mr. McKendree be accepted. Motion was seconded by Mr. McClure and carried unanimously.

MANPOWER: CETA GRANTS

Upon request and recommendation by Regis Chapman, Director of Department of Manpower, motion was made by Mr. McClure to approve CETA Program Pre-Applications to the Department of Labor for federal assistance for the fiscal year 1976-1977:

CETA Title I	\$762,500.00
CETA Title II	253,000.00
CETA Title III	228,105.00
CETA Title VI	1,011,000.00

and that the Chairman be authorized to execute said Pre-applications. Motion was seconded by Mr. Hutches and carried unanimously.

MANPOWER: SYSTEMS IN EDUCATION & TRAINING, INC.

Mr. Chapman requested approval of a non-financial Letter of Agreement between Systems in Education and Training, Inc., (SET, Inc.) and the County for a period of one year, with the cost to be paid through the Governor's Discretionary Funds (Section 106 of CETA).

Motion was made by Mr. McClure that the Letter of Agreement be approved, as requested, and that the appropriate county officers be authorized to execute said Agreement with Systems in Education and Training, Inc. Motion was seconded by Mr. Hutches and carried unanimously.

AGREEMENT RECORDED Y25 212

MANPOWER: CETA TITLE I
ON-THE-JOB TRAINING PROGRAM

Mr. Chapman requested approval of a contract proposal to the Florida Department of Community Affairs, Office of Manpower Planning, which will provide the Department of Manpower with \$10,889 to expand the size of the On-The-Job Training Program to be operated under CETA Title I.

Motion was made by Mr. McClure to approve contract proposal to the Florida Department of Community Affairs for the On-The-Job Training Program, as recommended. Motion was seconded by Mr. Dierks and carried unanimously.

RECORDED Y25-213

HEALTH DEPARTMENT: FEE SCHEDULE

Upon request by Dr. Sam Simpson that a resolution be adopted on the fee schedule for medical services performed by the Health Department, the County Attorney was instructed to draft an appropriate resolution for consideration by the Board at next regular session.

"NO SMOKING": COMMISSION CHAMBERS

Chairman Fortson stated that as of March 9, 1976, smoking in the Chambers during Commission meetings will be prohibited.

COUNCIL ON AGING: TRANSPORTATION VEHICLES (DOT)

Ken Richardson, representing Council on Aging, Inc., stated that the Council had submitted a preliminary application to UMTA (Urban Mass Transit Administration) for federal assistance in purchasing two vehicles, a station wagon and a fifteen-passenger van, for use of clients of the Adult Day Care Center; that the pre-application had been returned for the inclusion of a letter from the local transit operator, Manatee County, for attachment to the application. He requested that the County approve the application with statement that this special service is necessary to supplement the regular transportation (bus) service.

Upon question, the County Attorney advised that there does not appear to be conflict with the county transit system as the proposed service is for the handicapped.

Motion was made by Mr. McClure that the Chairman be authorized to execute the form letter supporting the application of Manatee County Council on Aging, Inc. to the U. S. Department of Transportation for capital assistance in purchasing equipment and facilities to provide transportation service to the elderly and handicapped in Manatee County. Motion was seconded by Mr. Burton and carried unanimously.

(Mr. Burton was excused from the meeting.)

SEPTIC TANK PERMIT/SEWER HOOK-UP: SIMANONOK

Joseph E. Simanonok, 7119 8th Avenue N.W., Bradenton, submitted a petition seeking a determination as to the status of his "permanent" septic tank permit and protesting mandatory hook-up to the County Sewerage system, stating that because of the size and location of his lot he would have to install numerous pipes with 90-degree angles and then there would not be sufficient fall for the system to be usable.

After lengthy discussion, the matter was referred to O. E. Randle, Pollution Control Director, and Manatee County Utilities System representative to make investigation, view the property in question, and determine whether or not there is sufficient gravity fall for connection to the County Central Sewer System, and make recommendation back to the Board.

PLANNING & DEVELOPMENT: BIDS - AUTOMOBILES

Motion was made by Mr. McClure to accept the low bid on four automobiles for the Planning and Development Department (to be used by inspectors of the Department), submitted by

FIRKINS MOTORS, INC.

4 new 1976 A.M.C. Hornet, 2-door sedans \$14,413.12

as recommended by Art Fischer. Motion was seconded by Mr. Hutches and carried unanimously.

VIOLATION HOUSING CODE (REASONER)

Art Fischer requested that the County Attorney stop legal action against E. S. (Bud) Reasoner for violations of the Housing Code; stating that Mr. Reasoner had obtained a demolition permit for one building and is processing an application to renovate another building which was in violation of the Sub-Standard Housing Code.

There were no objections, and the County Attorney was so instructed.

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HOUSEMOVING PERMITS

Motion was made by Mr. Dierks to approve application of

B & H PRODUCTS to move a building from 1106 12th Ave. E.
to 1604 14th Street E.
Pre-moving No. 5403

subject to stipulations that no hook-ups be made until the subdivision is platted. Motion was seconded by Mr. Hutches and carried unanimously.

Motion by Mr. Dierks to deny the application of

ROBERT WALTON to move a building from 1115 55th Ave. W.
to 1107 55th Avenue Drive E.
Pre-moving No. 5384

was withdrawn, and the matter was deferred for one week.

SEWER PROJECT: PART A - EPA GRANT

Motion was made by Mr. McClure that the Chairman be authorized to execute the documents requesting final payment, in the amount of \$676,786.00, from Environmental Protection Agency on Part A of the Sewer Project (Grant No. WPC-Fla 337). Motion was seconded by Mr. Hutches and carried unanimously.

Upon motion by Mr. Hutches, seconded by Mr. McClure and carried unanimously, the Chairman was authorized to hand carry the request for final payment to Atlanta, Georgia.

CONSTRUCTION TRUST FUND

Upon motion by Mr. McClure, seconded by Mr. Dierks, Resolution was unanimously adopted authorizing payment of

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 B-161

Kell Construction, Inc.

3,463.25

RESOLUTION RECORDED Y25 214

PARKS & RECREATION: BOATING IMPROVEMENT PROGRAMS

Motion was made by Mr. Hutches that the Chairman be authorized to sign Project Completion Certifications, to be submitted to the Department of Natural Resources, on

Coquina Beach Boat Ramp and Channel Markers
Fort Hamer Boat Ramp
Kingfish Ramp Channel Markers
Palma Sola Boat Dock
Palmetto Ramp Channel Markers
Warners Bayou Boat Ramp Channel Markers

Motion was seconded by Mr. McClure and carried unanimously.

CONDEMNATION SUITS: SETTLEMENT

Upon being advised (by letter) by Richard A. Hampton, former County Attorney, that settlement had been negotiated on certain parcels included in condemnation suit(s), motion was made by Mr. Dierks that Mr. Hampton be authorized to settle for amounts as follows:

Manatee County vs Manatee Fruit, Parcel No. 9:	\$2,190.00
Manatee County vs English Par. No. 121:	200.00
Manatee County vs English Par. No. 122	250.00

Motion was seconded by Mr. McClure and carried unanimously.

Motion was made by Mr. Dierks that \$1,000 be deposited with the Clerk of Circuit Court in escrow in connection with Manatee County vs English, CA-6029, as recommended by Mr. Hampton. Motion was seconded by Mr. McClure and carried unanimously. (Additional deposit in Registry of Court.)

LEGISLATION: TAX LANDS TO COUNTY

Mr. Hutches moved for the adoption of a Resolution requesting amendment to Section 197.241(5) of the Florida Statutes and such other applicable sections of the Florida Statutes to provide that title to land, acquired by default in payment of taxes, be vested in the respective counties in which the land is located instead of such land being escheated to the State of Florida and title vested in the Trustees of the Internal Improvement Fund. The Resolution was read by the County Attorney. Motion was seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED Y25-215

BUDGET AMENDMENT: CETA TITLE I

Upon motion by Mr. McClure, seconded by Mr. Dierks, Resolution was unanimously adopted amending the 1975-1976 Budget to provide for the receipt and appropriation of unanticipated revenues as follows:
(from federal government)

<u>Increase Revenue Items</u>	
CETA Title I	\$248,251.00
<u>Increase Expenditure Items</u>	
DOM Training- Allowances; DOM Training- Training; DOM Training- Services; DOM Training- OJT Services; Employment Service- Administration; NRTA/AARP- Wages; TAPROOT, Inc.- Administration; Man. Co. School Bd.- Administration	
Total...	\$248,251.00

RESOLUTION RECORDED Y25-216

BUDGET AMENDMENT: CETA TITLE I (MANPOWER)

Upon motion by Mr. McClure, seconded by Mr. Dierks, Resolution was unanimously adopted authorizing budget amendments (1975-1976) by item to item transfers as follows:

<u>CETA Title I</u>	
From:	Fla. State Employment Service \$159,993.00
	NRTA-AARP 151,925.00
	Taproot 27,000.00
	Man Co. School Board 235,317.00
	Total... \$575,235.00
To:	<u>Florida State Employment Service:</u> ?
	Administration; Allowance; Training; Services \$159,993.00
	<u>NRTA/AARP:</u>
	Administration; Wages; Fringes; Services 151,925.00
	<u>Taproot:</u>
	Training; Services 27,000.00
	<u>Manatee County School Board:</u>
	Administration; Wages; Fringes; Services 236,317.00
	Total... \$575,235.00

RESOLUTION RECORDED Y25-217

AMBULANCE SERVICE: BILLS FOR FURNITURE

Upon question by the Deputy Clerk if funds should be transferred for payment of bills for furniture for the Ambulance Service facilities, motion was made by Mr. Hutches that the bills (in excess of \$1,000.00) be paid from Reserve for Contingencies. Motion was seconded by Mr. McClure.

(For the record the bills are:

Bradenton Office Equipment	\$912.70
Keeton's Office Supply	184.23
DeSear's Appliances	275.00
Whittle's	296.75)

Mr. Bourne stated he would submit the appropriate resolution for the transfer of funds.

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PLANNING & DEVELOPMENT: AUTOMOBILES

Motion was made by Mr. Dierks that funds for the purchase of four automobiles for the Planning and Development Department be taken from the Reserve for Contingencies. Motion was seconded by Mr. McClure and carried unanimously. (Resolution to be prepared by Deputy Clerk.)

MENTAL HEALTH BOARD: ALLOCATION

Motion was made by Mr. McClure that release of \$12,000 allocated for local operating expenses of the Mental Health Board of Manatee County District office be authorized, as requested. Motion was seconded by Mr. Dierks and carried unanimously.

PARKS & RECREATION: PURCHASE OF PLANTS

In connection with purchase orders for plants and hangers for the Parks and Recreation Department, which were questioned in previous Board meetings, Mr. McClure advised that the employees of that Department had personally paid for these purchases.

BONDS

Motion was made by Mr. McClure to approve addition to bonds, refund of cash bonds and cancellation of bond as follows:

Moving & Alteration of Building

Approve: Bond of ROWE MEADE for Earl Miller
\$1500 Auto-Owners Insurance, surety
Pre-moving No. 5170

Sheriff's Department

Approve: addition to Public Employees Blanket Bond
U. S. Fire Insurance Company Bond #85-56-01
✓BRAYTON D. COOPER =Civilian personnel
Jail cook

Gun Permit

Cancellation: U. S. Fire Insurance Co., Bond No. 806691
HENRY A. KINGSBURY

Driveway Permits

MARION SMITH Refund Cash Bond \$800 - Permit #1455
NICHOLAS P. BIRBILIS:Refund cash bond \$175 - Permit #1478

Motion was seconded by Mr. Hutches and carried unanimously.

WARRANT LISTS & REQUISITIONS

Motion was made by Mr. McClure, seconded by Mr. Dierks and carried unanimously, to approve Requisitions and Warrant Lists from February 24 to March 2, 1976 and to authorize Warrant Lists to March 9, 1976, said Warrant Lists to include any payrolls during that period upon condition that all county employees have performed their services in accordance with time and payroll practices of county departments.

BILLS FOR PAYMENT

Upon motion by Mr. McClure, seconded by Mr. Hutches, the following bills were unanimously approved for payment:

Kearney & Mulock	\$ 585.00
SuSay Land Development	6,670.00
Bradenton Herald	28.88
Sarasota Herald Tribune	115.20
Hess Sound & Electronics	35.00
Bradenton Blueprint Co.	874.50
Roberts & Zoller, Inc.	105.00
Manatee Memorial Hospital	5,046.16; \$800.00; \$40.25
Alan Brice	391.50
Zoller, Abbott & Friedman	8,000.00; \$74.82
Holland & Knight	550.00

ENDANGERED & RECREATIONAL LAND PROGRAM

RE: KNOTT-COWEN PROPERTY

By letter dated February 27, 1976, Dewey A. Dye, Jr., attorney, advised that the Knott-Cowen property on Terra Ceia will be presented to the Cabinet on March 9th, asking for reconsideration of state acquisition under the State's Endangered and Recreational Lands Program. He requested that the Board write a letter to the Cabinet pointing out that Manatee County has recommended the property and that property such as this will be badly needed for public recreation and conservation.

Motion was made by Mr. McClure that the Chairman be authorized to execute a letter to the Cabinet recommending acquisition of the Knott-Cowen property under the State's Endangered and Recreational Lands Program. Motion was seconded by Mr. Dierks and carried unanimously.

STOP/DIRECTIONAL SIGNS: 5TH STREET & 3RD AVENUE

Motion was made by Mr. Dierks to accept recommendation of Bill Kuhn, Safety Director, to erect "Stop Sign Ahead" sign on 5th Street West and erect signs indicating that turns are required at the deadend of 5th Street West and 53rd Avenue West. Motion was seconded by Mr. McClure and carried unanimously.

PHILLIPS PETROLEUM COMPANY - DESOTO COUNTY

The chairman referred to the letter from the Board of County Commissioners of DeSoto County requesting that the two Boards have a joint meeting to discuss applications of Phillips Petroleum Company to mine phosphate in both counties, which had been deferred until after the hearing on Phillips proposal for mining in Manatee County. He suggested scheduling the joint meeting on Thursday, March 11, 1976 at 11:00 A.M. There were no objections.

TELEPROMPTER CABLEVISION: RATE REVIEW

Motion was made by Mr. McClure that the Chairman be authorized to execute and send a letter to William E. Langendorf, General Manager, Teleprompter of Manatee County, notifying him that the Board wishes to review the rates and charges announced in his letter of January 26, 1976; suggesting that Monday May 3, 1976 would be an appropriate date to meet with county representatives to initiate a review of the factors which prompted the rate increase. Motion was seconded by Mr. Dierks and carried unanimously.

BUDGET AMENDMENT: COUNTY JUDGES

Mr. McClure moved for the adoption of a Resolution authorizing item to item transfers, 1975-1976 budget, as follows:

<u>County Judges' Department</u>		
From	Equipment	\$130.00
To	Postage	130.00.

Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED Y25-218

TRAVEL - CIVIL DEFENSE: HURRICANES.

Motion was made by Mr. Dierks that Mr. Hutches be authorized to attend a seminar on Hurricane Eloise, and hurricane problems, etc., to be held in Gainesville, March 4 and 5, 1976. Motion was seconded by Mr. McClure and carried unanimously.

- DRI: HEARING OFFICER

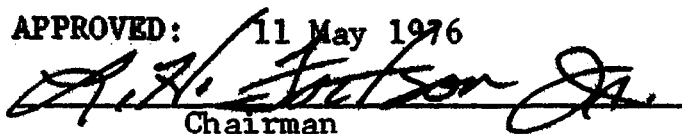
Mr. McClure requested that the Board give consideration to appointing a Hearing Officer for future DRI Hearings and that the County Attorney research the legalities of such appointment. There were no objections.

MEETING ADJOURNED

There being no further business, the meeting was declared adjourned.

Attest: M. T. McInnis, Clerk

 Deputy Clerk

APPROVED: 11 May 1976

 Chairman