

DECEMBER 28, 1976

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, December 28, 1976 at 9:05 A. M.

Present were Commissioners L. H. Fortson, Jr., Chairman
 Dan P. McClure, Vice Chairman
 Lamar S. Parrish
 Kenneth D. Dierks
 Louis E. Driggers

Also present were E. N. Fay, Jr., County Attorney
 Henry E. Bourne, Deputy Clerk

Invocation by Reverend Lowe, West Bradenton Baptist Church.
 The meeting was called to order by Chairman Fortson.

MERITORIOUS SERVICE AWARD: WILLIAM KUHN

The Chairman presented a Meritorious Service Award to William Kuhn, whose resignation as Civil Defense Director becomes effective December 31, 1976, for his years of service and achievement in this capacity.

ZONING

Recommendations of the Planning Commission were presented by William Swann.

R-801 FRANK V. ARPAIA, ET AL C-1 APPROVED
 Request to change zoning from R-3 to C-1 (Commercial)
 District or to such other district as determined to be more
 appropriate for uses compatible with C-1 zoning on 2.56
 acres located 7916-8208 Cortez Road.
 The Planning Commission recommended approval.

Motion was made by Mr. McClure to approve R-801 and adopt the appropriate Resolution rezoning to C-1. Motion was seconded by Mr. Parrish.

Robert V. Rozamus, 8207 43rd Avenue W., referred to the petition, containing 100 names of residents of the area, opposing the commercial zoning (presented in meeting of December 21, 1976), stating that seventeen persons signing the petition were property owners.

Motion was amended to include that any accesses prior to the time of the preliminary plan be approved by the Engineering Department. Motion carried unanimously.

ZONING
 ✓RESOLUTION RECORDED R-801

ELWOOD PARK SUBDIVISION

The Chairman opened a public hearing for the purpose of considering petition by Robert C. Shaw and Henry S. Dixon to vacate an extension of 38th Avenue East, shown on the plat of Elwood Park Subdivision, for a distance of approximately 1,350 feet.

The County Engineer submitted a letter of objection because of serious drainage problems in the area and the existing right of way may be used for drainage purposes; also, no east-west Avenues are available between 34th Avenue East and 53rd Avenue. In the event the petition is approved, Manatee County Utilities System would require an easement for possible future needs.

Speaking to the objections, Robert Shaw pointed out that Elwood Park was platted twice (1) Plat Book 2, page 9, and (2) Replat in Plat Book 2, page 76; that conveyance of Lot 35, Lot 38 and No. 35' of Lot 7, Block 5, to Robert Shaw was made pursuant to Plat Book 2, page 9; that conveyance of Lot 36, Block 5 to Henry Dixon was made pursuant to Plat Book 2, page 76; that the platted road in question was not shown in the original plat, and had never been constructed.

Question was raised as to petition meeting statutory requirements, and the Chairman stated that if there were no objections action would be deferred for one week and the County Attorney requested to research to determine if in order, also to give county officials to check the physical location of the right of way sought to be vacated. There were no objections.

Public hearing was closed and action deferred for one week.

SAUNDERS ROAD: ACCEPTED FOR MAINTENANCE

Robert Moon, R/W agent, submitted affidavits and highway map of SAUNDERS ROAD and recommended that it be accepted by right of maintenance under Florida Statute 95.361 and recorded as a county road. Motion was made by Mr. McClure that Saunders Road be accepted as recommended by Mr. Moon. Motion was seconded by Mr. Driggers and carried unanimously.

DEED ACCEPTED: REASONER

Motion was made by Mr. Driggers to accept Fee Simple Deed from E. S. and RAE F. REASONER for a 20-foot wide parcel in Section 7, Township 35 South, Range 18 East (District No. 5) for drainage purposes, submitted by Mr. Moon. Motion was seconded by Mr. Dierks and carried unanimously.

SPEED SIGNS

The County Engineer certified that appropriate speed limit signs were erected December 27, 1976 in accordance with resolution adopted by the Board on December 21, 1976, on the following county maintained roads:

<u>30th Street East</u> from 38th Avenue East to 51st Avenue East	35 MPH
<u>51st Avenue East</u> from 30th Street East to 33rd Street East	35 MPH
<u>33rd Street East</u> from 51st Avenue East to 53rd Avenue East	35 MPH

EASEMENT: BARTON PARK

Motion was made by Mr. McClure to accept Quit Claim Deed from RIVERWINDS, INC., (Richard A. Jordan, pres.) for a drainage easement which was requested in connection with vacation of a certain street in Barton Park. Motion was seconded by Mr. Dierks and carried unanimously.

WHITFIELD AVENUE - PAVING

Larry Horan came before the Board to request paving Whitfield Avenue instead of patching, due to its general condition and the fact that through traffic by trucks continues although a resolution had been adopted by the County Commission and signs have been erected prohibiting truck traffic. The County Engineer advised that this paving would qualify under Title II Public Works funds, and during discussion, it was suggested that this project be included in the priority list.

DESOTO BRIDGE TRAFFIC PROBLEM

Mr. Parrish referred to the problem of traffic tie-up on DeSoto Bridge, U. S. 301, because of repairs being made by the Department of Transportation and funneling of 6-7 lanes into one lane on the bridge, and stressed the need to confer with State DOT officials regarding their scheduling street construction in Manatee County during the heaviest traffic season, and the fact that this has been the practice every year for the last three or four years.

PARKS & RECREATION: BRADENTON BEACH FISHING PIER

John Marble advised that the grant for the Bradenton Beach Fishing Pier had been approved and he would like to turn the papers over to the County Attorney and that he be authorize to proceed with

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(Cont'd)

preparing the necessary documents. There were no objections.
(Amount of Grant \$100,000.00. The County had agreed to provide
in-kind services \$50,000.00)

LIAISON OFFICER

Motion was made by Mr. Dierks that John Marble be appointed liaison officer between this Board and the Department of Natural Resources in connection with the Bradenton Beach Fishing Pier project. Motion was seconded by Mr. Parrish and carried unanimously.

PERSONNEL: MODIFICATIONS

Westwood Fletcher requested approval of previously coordinated personnel action and authorization for the Chairman to sign the appropriate documents with the following addition:

New Hires

Peter Ottway, cashier/assistant manager of the
Golf Course, effective date January 10, 1977

Motion was made by Mr. Dierks to authorize the Chairman to sign the documents for New Hires, Job Reclassifications and Terminations, including the addition requested by Mr. Fletcher. Mr. Parrish objected to the addition of the new hire, and after discussion, Mr. Dierks recommended deferring this item for one week (Ottway). Motion was seconded by Mr. Parrish and carried unanimously.

HOLMES BEACH, CITY OF +PLANNING ASSISTANCE

By letter dated November 18, 1976, Mayor James J. Zerby, City of Holmes Beach, requested Board approval for the County Planning Board to assist the Holmes Beach Planning Board in those areas where information is needed in order for them to comply with the Comprehensive Planning Act. Because of question involving double taxation this request was referred to the County Attorney for preparation of the appropriate contract. The Cities of Bradenton Beach and Anna Maria had made similar requests and details of the contract and specific needs were being worked out.

BUS SERVICE: RIVER ISLES

The Board offered no objections to the Chairman meeting with Phil Davis and Al Grossman in an effort to work out details in scheduling bus service to River Isles at 3:00 P.M. and to provide service to the Social Security office and Village Green.

DESOTO BRIDGE TRAFFIC PROBLEM

Mr. McClure reported on his telephone conversation with Mr. Monts de Oca, District Engineer, State Department of Transportation, stating that his chief deputy engineer is presently in Manatee County evaluating the problem on DeSoto Bridge, meeting with the contractor, etc., and will report to Mr. Monts de Oca with recommendations as to how this congestion can be alleviated. He stated, for the benefit of Mr. Nole, from Colony Cove, and Mr. Burgess, representing the Ellenton Area Civic Association, that the Department of Transportation has sole control of the federal highways and this Board, nor any of the municipalities has any control.

HOUSEMOVING PERMIT: CRAIG

Motion was made by Mr. Parrish that the application of

GILBERT CRAIG to move a building from Snead Island to
9806 25th Street East, Ellenton
Permit No. 8991

be approved subject to posting a bond in the amount of \$1500.00.
Motion was seconded by Mr. McClure and carried unanimously.

HUMAN RESOURCES, DEPARTMENT OF

Motion was made by Mr. McClure to approve On-The-Job Training Contract No. R-14 with Bradenton Travel Service to trail a Travel Clerk during the period of January 3, 1977 to June 17, 1977, for the amount of \$969.60, as recommended by Regis Chapman, Director, Department of Human Resources. Motion was seconded by Mr. Dierks and carried unanimously.

CONTRACT RECORDED

S-6-

Motion was made by Mr. Dierks to approve change in CETA Title II Public Service Employment Program position at the Department of Human Resources from Manpower Specialist I to Secretary II (pay rate from \$3.99 per hour to \$2.95 per hour) as requested by Mr. Chapman. Motion was seconded by Mr. Driggers and carried unanimously.

PERSONNEL PROCEDURES: DEPARTMENT OF HUMAN RESOURCES

The County Attorney presented RESOLUTION ESTABLISHING CERTAIN PERSONNEL PROCEDURES FOR THE EMPLOYMENT ADMINISTERED THROUGH THE DEPARTMENT OF HUMAN RESOURCES.

Mr. McClure moved for the adoption of the Resolution establishing procedure for processing through the Department of Human Resources of Manatee County of personnel action for CETA Public Service Employment and Work Experience participants who are to be employed or who are employed by governmental entities and agencies other than Manatee County, Florida. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED

S-5-

STATE ROAD NO. 70: MCUS PERMIT

Mr. McClure moved for the adoption of a Resolution authorizing execution of application to the State Department of Transportation for a Use Permit for construction and maintenance of a utility line within the right of way of State Road No. 70, Section No. 13160. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED

S-1-144

SARASOTA/BRADENTON URBANIZED AREA

INTERLOCAL AGREEMENT: METROPOLITAN PLANNING ORGANIZATION

Mr. McClure moved for the adoption of a RESOLUTION AUTHORIZING INTERLOCAL AGREEMENT FOR A METROPOLITAN PLANNING ORGANIZATION FOR THE SARASOTA/BRADENTON URBANIZED AREA (S M A T S), authorizing the appropriate county officers to execute said Interlocal Agreement by and between the State of Florida Department of Transportation, County of Sarasota, County of Manatee, City of Sarasota, City of Bradenton, City of Palmetto, Town of Longboat Key, Sarasota-Manatee Airport Authority, School Board of Sarasota County and the School Board of Manatee County, creating and establishing a Metropolitan Planning Organization as described. Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION/
AGREEMENT RECORDED

S-1-145

LONGBOAT PASS DREDGING PROJECT

Mr. McClure moved for the adoption of a
RESOLUTION AUTHORIZING AGREEMENT WITH THE UNITED STATES OF
AMERICA AND THE WEST COAST INLAND NAVIGATION DISTRICT FOR
LOCAL COOPERATION AT LONGBOAT PASS

authorizing the appropriate county officials to execute said Agreement with the United States of America and West Coast Inland Navigation District for Local Cooperation in the dredging of a connecting channel from the Gulf of Mexico to the West Coast Intracoastal Waterway through Longboat Pass in Manatee County, together with all other necessary documents relating to the project described in said Agreement. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION/
AGREEMENT RECORDED

S-1-146

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HEALTH DEPARTMENT: SERVICE FEES

Mr. McClure moved for the adoption of a
RESOLUTION ESTABLISHING FEES FOR CERTAIN SERVICES
PERFORMED BY THE MANATEE COUNTY HEALTH DEPARTMENT,
effective January 1, 1977. Motion was seconded by Mr. Dierks and
carried unanimously.

RESOLUTION RECORDED

S-1-147

EAST BRADENTON GIRLS CLUB: LEAA GRANT

The Florida Department of Administration, Division of State Planning,
Bureau of Criminal Justice Planning & Assistance, advised by letter
dated December 23, 1976 that grant had been awarded to support "East
Bradenton Girls Club" (Grant No. 76-A1-08-FB01 in the amount of
\$25,000.00) and acceptance of this award should be returned within
fifteen days of receipt.

Motion was made by Mr. McClure that the Chairman be authorized to
execute Certification of Acceptance of Subgrant Award for the East
Bradenton Girls Club for the period of 2-1-77 to 10-31-77. Motion
was seconded by Mr. Driggers and carried unanimously.

LIBRARY SYSTEM: ISLAND BRANCH

The County Attorney submitted proposed lease between Manatee County
and John E. Holmes, Jr., Hugh G. Holmes, Gary R. Perrine, as Trustee,
d/b/a ISLAND SHOPPING CENTER, Holmes Beach, for space to be used by
The Island Branch of the Manatee County Library System. The lease
shall commence on the 1st day of January 1977 for an original term of
three years, with Tenant given option to renew for a term of three
years.

Motion was made by Mr. McClure that the Chairman be authorized to
execute the lease with Island Shopping Center for the Island Branch
Library at Holmes Beach. Motion was seconded by Mr. Parrish and
carried unanimously.

LEASE RECORDED

S-1-148

CENTRAL LIBRARY HEADQUARTERS BUILDING

The County Attorney submitted and explained the difference in the
latest proposal by the City of Bradenton in connection with the con-
struction of Central Library Headquarters Building and the one that
had been executed by the County and offered to the City of Bradenton.
The original agreement had been prepared by the City Attorney and he
had taken out some things, the county had executed revised agreement
and offered to the City. The new proposal contained the items he had
deleted in the original proposal and a new paragraph had been added
relating to certain releases from the architect, engineer, contractor
and the county. He said he would not recommend that the Board accept
this agreement with this language in it.

Motion was made by Mr. Dierks that the County Attorney be authorized
to re-submit to the City of Bradenton the original agreement which
had been executed by the County. Motion was seconded by Mr. McClure
and carried unanimously.

BUDGET AMENDMENTS

Motion was made by Mr. McClure to adopt a Resolution approving budget
amendments by item to item transfers in

Line Items Department

From Reserve for Contingencies

To Salaries - Pollution Control

\$2,600.00

RESOLUTION RECORDED

S-1-149

and defer action on budget amendment for the Library System for item
transfer for the purpose of paying legal fees in the amount of \$1200.
Motion was seconded by Mr. Parrish and carried unanimously.

BILLS FOR PAYMENT

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

James M. Doss & Associates	805.00
John P. Huth Insurance	852.00
(Bond premium Sam Cornwell, Tax Collector)	
Manatee Memorial Hospital	75.50 (total)
Professional Ancillary Services	150.00 (total)
Whitcomb, Harrison & Company	2,965.00
(Audit CETA programs)	
Alan Brice	258.50

BOND: TAX COLLECTOR

Motion was made by Mr. McClure, seconded by Mr. Parrish, to approve Bond No. S93446 of

SAM A. CORNWELL, Tax Collector \$25,000.00
 Surety: Reserve Insurance Company

Motion carried unanimously.

WARRANT LISTS

Motion was made by Mr. McClure to approve Warrant Lists from December 21 to December 28, 1976 and authorize Warrant Lists to January 4, 1977, said Warrant Lists to include payrolls during that period upon condition that all employees have performed their services in accordance with time and payroll practices of the county departments. Motion was seconded by Mr. Dierks and carried unanimously.

MINUTES APPROVED

Upon motion by Mr. Dierks, seconded by Mr. McClure, Minutes of previous meetings were unanimously approved as follows:

SPECIAL MEETING OF OCTOBER 28, 1976
 REGULAR MEETING OF NOVEMBER 2, 1976

ANNUAL REPORT

Motion was made by Mr. McClure that the Chairman be authorized to execute the Annual Report for fiscal year October 1, 1975 to September 30, 1976. Motion was seconded by Mr. Driggers and carried unanimously.

ELECTIONS: QUALIFYING PETITIONS

Motion was made by Mr. McClure that bill in the amount of \$164.50 be submitted to the appropriate state office for services performed by the Supervisor of Elections in checking names on petitions for persons wishing to qualify as candidates for election to Manatee County public offices, as provided by Florida Statutes. Motion was seconded by Mr. Driggers and carried unanimously. (Ref. Deputy Clerk)

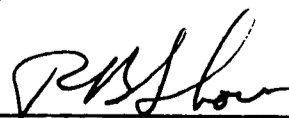
TAMPA BAY REGIONAL PLANNING COUNCIL

Mr. Driggers advised that he will be in Tallahassee on January 14, 1977 and cannot attend the meeting of Tampa Bay Regional Planning Council as representative of Manatee County. The Chairman stated he would attend that meeting as an alternate.

MEETING ADJOURNED

There being no further business the meeting was declared adjourned.

Attest:



APPROVED:

