

JANUARY 4, 1977

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Courthouse in Bradenton, Florida, Tuesday, January 4, 1977, at 9:02 a.m.

Present were Commissioners L.H. Fortson Jr, Chairman
 Dan P. McClure, Vice Chairman
 Louis E. Driggers
 Lamar S. Parrish
 Also present was E.N. Fay Jr, County Attorney

Commissioner Kenneth D. Dierks entered during the meeting.

NEW OFFICIALS: OATHS OF OFFICE

Circuit Court Judge Gilbert A. Smith Sr. gave oaths of office to newly-elected officials: Sheriff Tom Burton Jr; Supervisor of Elections Jerome Davis and Clerk of Circuit Court R.B. Shore.

The invocation was given by Reverend Paul A. Ruff, Pastor, Hope Lutheran Church.

The meeting was called to order by L.H. Fortson, Jr, who then vacated the Chair and turned the meeting over to Clerk of Circuit Court for the first order of business, the election of officers.
 (Enter, Mr Dierks)

CHAIRMAN: LOUIS E. DRIGGERS

The Clerk declared the floor open for the nominations of Chairman of the Board of County Commissioners for the coming year.

Mr Parrish nominated Louis E. Driggers as Chairman of the Board. Mr McClure moved that the nominations cease and the Clerk be instructed to cast a unanimous ballot. Motion was seconded by Mr Dierks. There being no further nominations for Chairman, and only one name being nominated, the Clerk declared Mr Driggers the incoming Chairman of the Board.

VICE CHAIRMAN: DAN P. McCLURE

Mr Dierks nominated Dan P. McClure as Vice-Chairman of the Board.

Mr Fortson moved that the nominations cease and the Clerk be authorized to cast a unanimous ballot. Motion was seconded by Mr Parrish and, there being no further nominations, Mr McClure was declared Vice Chairman of the Board.

PORT AUTHORITY: LAMAR PARRISH (CHAIRMAN)

Mr McClure nominated Mr Dierks as Chairman of the Manatee County Port Authority; Mr Dierks declined the nomination and then nominated Mr Fortson as Chairman. Mr Fortson declined the nomination. Mr Dierks nominated Lamar S. Parrish as Chairman of the Manatee County Port Authority. Mr McClure moved that the nominations cease and a unanimous ballot be cast. Mr Driggers seconded the motion. The Clerk declared unanimous vote cast for Mr Parrish as Chairman of the Port Authority.

PORT AUTHORITY: L.H. FORTSON, JR - VICE CHAIRMAN

L.H. Fortson, Jr was nominated as Vice Chairman of the Manatee County Port Authority by Mr Dierks. Mr McClure moved the Clerk be instructed to cease nominations and cast a unanimous ballot. Mr Parrish seconded the motion. The Clerk stated that unanimous vote was cast for Mr Fortson as incoming-Vice Chairman of the Manatee County Port Authority.

COMMUNITY DEVELOPMENT BLOCK GRANT: WASHINGTON PARK

Chairman Driggers declared the public hearing opened on a Grant application under the Community Development Act of 1974.

Don Shepherd, Grant Specialist, presented information on the Community

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Development Block Grant application in the amount of \$155,000.00 for the purpose of a multi-purpose center for the elderly and handicapped in Manatee County, to be located North of Manatee River in the Washington Park area.

There was no one present to speak regarding the grant application. The Chairman declared public hearing closed.

Motion was made by Mr McClure to adopt
RESOLUTION OF MANATEE COUNTY, FLORIDA, PROVIDING AND CERTIFYING ITS COMPLIANCE WITH THE ASSURANCES REQUIRED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PARTICIPATION IN THE COMMUNITY DEVELOPMENT ACT OF 1974; AND AUTHORIZING THE COUNTY ATTORNEY TO EXECUTE THE APPROPRIATE ASSURANCES FORM FOR SAID PROGRAM.

and to authorize the Chairman to execute the grant application, and forward same immediately after review by the County Attorney. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED
S-1-160

ZONING

Recommendations of the Planning Commission were presented by Jerry West, Acting Planning and Development Director.

R-804 LELAND A. & E. LOUISE ROSS, ET AL DEFERRED
Request to change present zoning from District R-1A (Single Family Residential) to R-3 (Multiple Family Residential and Resort) District or to such other district as determined to be more appropriate for apartments at 1204 63rd Avenue East on 8.85 acres. Planning Commission recommended approval.

Tom Gallen, attorney representing the owners of the property, exhibited an artist's rendering of the development and advised that each 9-unit apartment building would be on 1-1/3 acres and would be a substantial upgrading of the area. (Total of fifty four (54) units.)

Saul Pasteur, attorney, presented a petition from the residents in the area opposing the rezone, and outlined their objections, such as drainage problems, buffer area, increased traffic etc.

The Chairman called for a show of hands. There were seven persons present in objection.

David Brunk - 6428 13th Street Ct. East - spoke in opposition.
Larry Horan - 708 Pearl Avenue - stated the development would be a great improvement to the community.

Motion was made by Mr Dierks to deny R-804. Motion failed for lack of a second.

Recommendation was made by Mr Dierks to defer action on R-804 for one week and that all the commissioners view the property. The Chairman so stated and there were no objections.

R-796 THE AURORA CORPORATION DEFERRED
Robert E. Christopher, Agent. Request to change the present zoning from -A- (General Agriculture) to P.U.D. (Planned Unit Development) or to such other district as determined to be more appropriate for Residential and allied service buildings, approximately 600 feet North of Manatee Avenue, on the East side of 48th Street Court East, on 32 acres.

Robert Christopher, Agent, referred to the stipulations by the Planning Commission: (1) that the developer provide adequate drainage and buffering to the surrounding property, to which there were no objections, (2) the developer should provide paving to state highway standards to the County road to the entrance to their property. He requested a variance on this as the development is planned in stages and he does not believe that the initial development would increase traffic; that

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there are other properties fronting on this road and the tax base increase would help pay for the road. He requested that the developer not be held responsible for the road paving. Upon question, he stated he would be amenable to a participation project at such time as traffic deems paving necessary (fifty percent developer and county).

Chairman Driggers advised that R-796 would be deferred one week, pending appropriate resolution for consideration.

HOUSEMOVING PERMIT: CARL JEFFRIES

Mr West stated that application for housemoving for Carl Jeffries scheduled for this meeting would be postponed because of complications. There was no objection.

GUN RANGE: SPECIAL EXCEPTION

Mr Driggers recommended that Jerry West prepare the necessary documents for a special exception for expansion of the County Gun Range on Lena Road. The County Attorney suggested that, if a public hearing is not held, the Planning Commission submit recommendation in an advisory capacity. There were no objections.

59TH STREET WEST: LAND ACQUISITION

Bob Moon, Right of Way Agent, advised that more releases have to be prepared for the land acquisition on 59th Street West, near Blake Memorial Hospital. Mr McClure said members of the Hospital Board had agreed to give the necessary right-of-way for widening this street and that he would follow up on the matter.

MANATEE COUNTY GOLF COURSE - OPENING

John Marble, Park and Recreation Director, advised that the Manatee County Golf Course would be opening January 14, 1977. He recommended the acceptance of voter registration, driver's license, homestead exemption and tax receipts as identification to determine Manatee County residents.

Motion was made by Mr McClure to approve recommendation of the Park Director for Manatee County residents to use any one of the four identifications, or any other form of identification deemed appropriate by the officials at that time, to determine Manatee County residents. Motion was seconded by Mr Parrish and carried unanimously.

LAKE MANATEE

Mr Marble advised that, as a result of conferences with Mr Ross, in the Department of Natural Resources, in an effort to make boat launching facilities available to the public on twenty-four hour basis at Lake Manatee, the State is willing, with the cooperation and participation of the County, to relocate the fence at the Sullivan Bridge area to the junction of State Roads 64 and 675. It probably would be necessary to install a culvert and do some grading. No action was taken, pending further investigation.

FISHING REEFS: STATE ARCHAEOLOGICAL STUDY

In connection with the archaeological study in the Gulf of Mexico, being conducted by the State for the fishing reefs, Mr Marble requested that the volunteer commercial fishermen, who are furnishing boats for transportation, be reimbursed for the fuel used. He also requested that payment of \$275.00 be approved for the divers assisting in this study.

Motion was made by Mr Dierks to approve the recommendation by Mr Marble for reimbursement to the fishermen furnishing transportation to the fishing reefs; that reimbursement be made, not to exceed \$75.00, upon presentation of cash slips, etc., as proof of purchase for this particular purpose. Motion was seconded by Mr McClure and carried unanimously.

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Motion was made by Mr Parrish to approve payment of \$275.00 for divers assisting in the State Archaeological Study at the fishing reefs. Motion was seconded by Mr McClure and carried unanimously.

AMERICAN LEGION: DISPLAY OF FLAGS

Westwood Fletcher read letter dated December 30, 1976, from Jerome Davis, Supervisor of Elections, to Commander Harry E. Stalker, Kirby Post No. 24, commending the American Legion on display of flags at the Ellis First National Bank during the Bi-Centennial.

VARIOUS

Motion was made by Mr McClure to approve recommendations of the Purchasing Director, William S. Mullon, (letter dated December 30, 1976) as follows:

AGRICULTURE ADMINISTRATION BUILDING

1. AGRICULTURE ADMINISTRATION BUILDING - AGRICULTURE DEPARTMENT
 - 1) Approve Resolution appropriating funds
 - 2) Award bid to MANASOTA ROOFING: \$3,985.00
 - a. Accept bond: Surety-American Fire & Casualty Co.
 - b. Authorize Chairman to execute the contract.
2. RENTAL EQUIPMENT - HIGHWAY DEPARTMENT ✓ CONTRACT RECORDED
S-1-161
 - 1) Award bid to low bidder
 - a. Dump Trucks - C.E. HUFFMAN TRUCKING
 - b. All Others - WARREN BROTHERS
3. MANHOLE COVERS AND FRAMES - HIGHWAY DEPARTMENT
 - 1) Award bid to low bidder
 - a. Frames for storm sewers - NEENAH FOUNDRY
 - b. Covers for storm sewers - PALMETTO PUMP
4. AUTOMOTIVE SURPLUS EQUIPMENT
 - 1) Authorize Purchasing Director to advertise for public sale
5. GOLF COURSE PARKING LOT - PARKS & RECREATION
 - 1) Waive bid policy
 - 2) Authorize Purchasing Director to obtain quotations and issue purchase order to lowest and best quote.

Motion was seconded by Mr Dierks and carried unanimously.

BUDGET AMENDMENT

Motion was made by Mr McClure to adopt Resolution approving budget amendment by item to item transfer as follows:

AGRICULTURE DEPARTMENT

FROM: Reserve for Contingencies
TO: Re-roof Administration Building
Agriculture Center

\$4,000.00
✓ RESOLUTION RECORDED
S-1-162

MANATEE RIVER FAIR ASSOCIATION: LEASE AGREEMENT

Mr McClure moved to approve Lease Agreement with the MANATEE RIVER FAIR ASSOCIATION, INC, for period December 15, 1976 to December 14, 1986, granting County exclusive possession and control of property, buildings, etc, described in said Lease; subject to prior agreements with agencies of the United States Department of Agriculture, the State of Florida and the Manatee County Extension Office, pertaining to the use and occupation of various offices and facilities, as outlined by the County Attorney and recommended by Dick Aalberg, County Extension Agent, and to accept quit claim deed from Manatee River Fair Association. Motion was seconded by Mr Parrish and carried unanimously.

✓ AGREEMENT RECORDED
S-1-163

ANNUAL COUNTY FAIR

Mr Aalberg advised that the annual County Fair would be held January 24-29, 1977.

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UTILITIES SYSTEM ACCOUNTS

Motion was made by Mr McClure to adopt a Resolution that, effective January 4, 1977, the persons authorized to sign checks withdrawing funds from accounts in the following banks, shall be:

Louis E. Driggers, Chairman, Board of County Commissioners OR
Dan P. McClure, Vice-Chairman, Board of County Commissioners

AND

Chris Angelidis, Director, Manatee County Utilities System OR
James R. Stevenson, Finance Officer, Manatee County Utilities System OR

Virginia Pennington, Supervisor of Accounting, MCUS

1. ELLIS FIRST NATIONAL BANK:

- 1) \$13.5 Revenue Account
- 2) 13.5 R & R Account
- 3) 3.485 Revenue Account
- 4) 3.485 R & R Account
- 5) General Account Fund
- 6) Special Construction Account
- 7) 24.4 Revenue Account
- 8) 24.4 R & R Account
- 9) 24.4 Water Surplus

2. THE ISLAND BANK

- 10) 1.65 Revenue Account
- 11) 1.65 R & R Account

and that facsimile signatures as currently filed, or as may be filed, may be used. CHRIS ANGELIDIS, JAMES R. STEVENSON, and VIRGINIA PENNINGTON are covered by bonds in the amount of \$100,000.00 each. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED

S-1-164

EMERGENCY TELEPHONE NUMBER "911" - IMPLEMENTATION

Motion was made by Mr Dierks to adopt a
RESOLUTION AUTHORIZING IMPLEMENTATION OF EMERGENCY
TELEPHONE NUMBER 911

system plan to provide citizens with rapid, direct access to public safety agencies by dialing the telephone number "911"; authorizing the Chairman and/or Vice Chairman of the Board of County Commissioners, together with the Director of Civil Defense Department of Manatee County, Florida, and other interested County officials and agents, to negotiate with General Telephone Company, the municipalities located in said County, and other governmental agencies and political subdivisions of the State of Florida, for written agreements to establish and implement said emergency system. Motion was seconded by Mr McClure and carried unanimously.

RESOLUTION RECORDED

S-1-165

MANATEE OPPORTUNITY COUNCIL, INC: FUNDING AGREEMENT

Mr McClure moved to authorize the Chairman to execute Funding Agreement with the MANATEE OPPORTUNITY COUNCIL, INC. concerning the appropriation of funds to the Council, as outlined by the County Attorney, and that the Clerk be authorized to forward check to the appropriate State agency. Motion was seconded by Mr Dierks and carried unanimously.

AGREEMENT RECORDED

S-1-166

BUS ROUTES: ISLAND COMMUNITIES

Al Grossman presented proposed bus routes to the Island communities and advised that the layout was workable and had been time scheduled. Mayor James Zerby of Holmes Beach and Mayor Ernest Cagnina of Anna Maria were present. Phil Davis, Director of the County Transit Department, concurred with the routes. Mr McClure stated there was a question of the availability of buses and that the proposed routes would be taken into consideration when the equipment was available. No action was taken.

CETA: MODIFICATION TO TITLE I - SCHOOL BOARD

Motion was made by Mr McClure to approve Modification No. 1 of Contract Number I-77-1 with the Manatee County School Board Youth Training Program under Title I of CETA, increasing the amount by \$60,000.00 to a total of \$240,000.00 as recommended by Regis Chapman. Motion

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was seconded by Mr Parrish and carried unanimously.

CONTRACT RECORDED S-6-

ELWOOD PARK SUBDIVISION

Mr Dierks moved to deny petition by Henry S. Dixon and Robert C. Shaw to vacate a portion of 38th Avenue East, Elwood Park Subdivision. Motion was seconded by Mr Parrish and carried unanimously.

PETITION RECORDED S-1-167

PAYROLL MODIFICATIONS

Mr Fletcher requested approval of previously coordinated personnel actions (new hires, salary increases/job reclassifications, terminations and miscellaneous/authority to travel) and authorize the Chairman to sign the appropriate documents.

Motion was made by Mr McClure to approve the request. Motion was seconded by Mr Dierks and carried unanimously.

COUNTY ACCOUNTS: WITHDRAWING FUNDS

Mr McClure moved to adopt a Resolution that effective January 4, 1977, the persons who shall be authorized to sign checks withdrawing funds from accounts in the various banks (County Depositories) shall be: Louis E. Driggers, Chairman, Board of County Commissioners OR

Dan P. McClure, Vice Chairman, Board of County Commissioners

AND

R.B. Shore, Clerk of Circuit Court.

<u>Account Named</u>	<u>Bank Name</u>
Clearing Account	Westside National
Road and Bridge	Ellis First National
Federal Revenue Sharing	Palmetto Bank & Trust
Federal Anti-Recession Assistance	County Bank
C.E.T.A. No. 3	County Bank
C.E.T.A. No. 1,2,6, & Manpower	County Bank
Transit Capital Grant	Island Bank
Library Construction Trust Fund	Ellis First National
Library Capital Outlay Fund	Southeast National of Bradenton
Library Operating Fund	Southeast National of Bradenton
Library Federal Grant SCORE	Inter-City National Bank
Library Talking Books	Inter-City National Bank
Library Gift Account	Barnett Bank of Bayshore
General Revenue Fund	Southeast National of Bradenton
Performance Bond	Southeast National of Bradenton
Historical Commission	Southeast National of Bradenton
Pollution Control	Inter-City National Bank
Courthouse I & S	Inter-City National Bank
Courthouse I & S Reserve	Inter-City National Bank
Hospital I & S No. 1,2,3	Palmetto Bank & Trust
Library I & S	Ellis First National
Community Development Block Grant	First Commercial Bank
Work Release Trust Fund	Barnett Bank of Bayshore
Payroll Account	Southeast National of Bradenton
Payroll Account	Inter-City National Bank

authorizing the use of attached facsimile signatures and rescinding all prior Resolutions to the contrary. Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION RECORDED
S-1-168

SALES AND USE TAX REPORT

Motion was made by Mr McClure to authorize the Chairman to sign a Sales and Use Tax Report to the State Department of Revenue for quarter ending December 31, 1976. Motion was seconded by Mr Parrish and carried unanimously.

BILLS FOR PAYMENT

Motion was made by Mr Dierks, seconded by Mr McClure and carried unanimously, to approve the following bills for payment:

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Su-Say Land Development Corporation	\$3,930.00	
Manatee County Insurance Agency, Inc	178.00	(Sheriff's bond)
Manatee Memorial Hospital	8,848.17;	\$1,150.00
Manatee Memorial Hospital	61.00	
Mann, Fay & Price	2,002.50;	\$2,800.00
Wyman-Green & Blalock, Inc	2,562.00	
Refunds: Lester Green	40.00	
Ava L. Cooper	50.00	

Recommendation made by Mr Dierks to have the Clerk of Circuit Court sign Manatee County Utilities System checks was deferred for a work session.

WARRANT LISTS

Motion was made by Mr Dierks to approve Warrant Lists from December 28, 1976 to January 4, 1977, and authorize Warrant Lists to January 11, 1977, 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 Department. Motion was seconded by Mr McClure and carried unanimously.

*Under 5:00
Here*

BONDS

Motion was made by Mr McClure to approve refund of following bond:

Driveway Permit No. 1371
JOHN C. BIGHAM - cashier's check - \$250.00

Motion was seconded by Mr Parrish and carried unanimously.

PROGRESS REPORT - COUNTY GRANT APPLICATIONS

A progress report on grants for which the County had applied, was given by Don Shepherd, Grant Specialist, who stated the requirement of the Federal Government was to give sixty days to process the applications; and, to the best of his knowledge, Manatee County had not been denied, rejected nor approved. The government information surface bulletins with the information from the Deputy Secretary of Commerce stated that even the grant applications on tentative approval list may not be approved; and are still being processed.

Recommendation was made by Mr McClure that Mr Shepherd meet with Mr Fletcher and outline procedures for reviewing and filing grant applications, and further suggested a work session for the Port Authority, regarding grant applications on Thursday, January 6, 1977.

ROUTING OF CORRESPONDENCE

Suggestion was made by Mr Dierks that all correspondence from the Commissioners and Mr Fletcher be routed to all Commissioners for their information.

MEETING ADJOURNED

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

Attest:
R.B. SHORE, Clerk

APPROVED:

R.B. Shore

Louis E. Driggers