

JUNE 30, 1977

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION, in the Courthouse in Bradenton, Florida, Thursday, June 30, 1977, at 9:10 a.m.

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

Also Present
John D. Sands, Deputy Clerk
E. N. Fay, Jr., County Attorney

Mr. McClure was absent.

The meeting was called to order by Chairman Driggers.

WATER & SEWER RATES: PUBLIC HEARING

The Chairman declared a Public Hearing open for the purpose of considering proposed water and sewer rates in accordance with Notice of Public Hearing published June 13, 1977.

Chris Angelidis, Director, Manatee County Utilities System, read a Resolution Announcing Preliminary Changes or Revisions of Rates Fees or Charges for the County Water System and County Sewer System adopted by the Board on June 9, 1977.

Among those in the audience and making comments in opposition to the proposed revisions were:

Bill Wayland, 2205 48th Avenue W., Utilities Chairman of Holiday Heights Civic Association. He submitted a proposal favoring the low consumer customers with this suggested formula:

First 2,000 gallons @ \$2.00 per thousand
Next 3,000 gallons @ \$1.50 per thousand
Next 5,000 gallons @ \$1.00 per thousand

and that required increase in funds should be obtained from big consumers.

James Pollock, Desoto Lakes Civic Association, concurred with Mr. Wayland's concept

Mrs. Wayland; Lou Miller; George Brown; Henry Shelvis; and Mary Johnson, all spoke in opposition.

Cherry Potter, 5522 23rd Street West, expressed her strong opposition to the proposed rate increases.

George Brown questioned if Manatee County Utilities funds being wisely expended.

Upon question, Chairman Driggers stated the next action on the rate increases would be in approximately two weeks, when a date was set, the news media would be notified.

Public Hearing was declared closed.

RECESS/RECONVENE

Following short recess, the meeting was reconvened, with all commissioners, except Mr. McClure, present.

COMMUNITY CARE CENTER - STOP WORK ORDER RESCINDED

In compliance with previous instructions from the Board, Charles Carrington, Planning Director, and Jerry West, his Assistant, reported results of their investigation into alledged misuse of a

JUNE 30, 1977

(Cont'd)

previously approved Special Exception for construction of a Nursing Home and also that a Stop-Work Order had been issued.

Mr. Carrington stated that a research had revealed the local Ordinance does not distinguish between a center for mentally retarded and a nursing home, either in definition or in district where it is allowed. In this particular case, however, the application for Special Exception specified the use, in all instances, as 'Nursing Home' and apparently at that time, there was no intention of building any thing else.

John Mastry and Tom Durkin, attorneys for the developers, were present to request the Stop Work Order be rescinded and Mr. Durkin, upon question by the Board, stated that the structure of the building had not been altered and that the "intended use" was not at issue at this time; that definition of Nursing Home include facilities for mentally retarded (State).

Mr. Carrington noted that the Board in its Wisdom can allow the Center for the Mentally Retarded: however, in research it was his understanding the use had actually changed. (A Special Exception restricts to a particular use and all presentations and Votes had been for a Nursing Home.

Following lengthy discussion, the Stop Work Order was rescinded and the matter was scheduled for further discussion in work session set for 3:00 p.m. July 5, 1977, with an invitation being extended to the developer to be present.

63RD AVENUE PROJECT: RIGHT OF WAY

Bob Moon, Right of Way Agent, said he had been negotiating with the owner of three large parcels of property for right of way for the 63rd Avenue paving Project and the owner was willing to settle at the appraised price of \$159,946.00. Mr. Moon recommended immediate settlement rather than going to condemnation because of a possibility the court will award the owner more than the appraised value and there would also be other costs involved. If the Board approves the purchase, it would be necessary to transfer into the Right of Way Purchase Item a sum of \$21,500.

BUDGET AMENDMENT

Motion was made by Mr. Fortson that a Resolution be drafted to transfer \$21,500 from Reserve Contingencies to Purchase of Right of Way. Motion was seconded by Mr. Dierks.

Mr. Moon's request for a transfer of \$500 from Other Personal Services to Regular Salary Item was included in the motion.

Motion carried unanimously.

STATE ROAD 43: STATE ROAD 64 - PURCHASE R/W

Mr. Moon presented Resolutions authorizing execution of contracts with the State Department of Transportation providing for the use of gasoline tax secondary funds (or from proceeds of Florida Department of General Services bonds, whichever is available) to acquire right-of-way for

- 1) SR 43 in Manatee County, Section 13020-2504, and
RESOLUTION RECORDED S-2-139
- 2) SR 64 in Manatee County, Section 13050-2516.
RESOLUTION RECORDED S-2-140

Motion was made by Mr. Dierks that the Resolutions be adopted as presented. Motion was seconded by Mr. Parrish and carried unanimously.

STATE ROAD NO. 64 (HOSPITAL PROPERTY)

Mr. Moon advised that in the course of improvements on Manatee Avenue West (SR 64), the Department of Transportation inadvertently encroached three (3) feet on Manatee Memorial Hospital property. He submitted the appropriate document for review by the County Attorney, conveying this three feet to DOT - to avoid complication on title.

JUNE 30, 1977

(Cont'd)

PURCHASING DEPARTMENT

Bill Mullon, Purchasing Director, submitted recommendations as follows:

1. Manatee Computer Management

Modification of Computer Electrical System:

Waive Bid Procedure, including legal notice;
Solicit Sealed Quotations; Award to Low Bidder meeting specifications; execute Purchase Order to successful lowest responsible bidder.

He explained that the facility which has been provided by the County for Data Processing, must be rewired to accommodate the new computer which is scheduled to arrive July 15, 1977, and because of the emergency situation, he had obtained sealed quotes for the Board's consideration.

Motion was made by Mr. Fortson to approve waiver of bid procedure and legal notice in connection with electrical modification for Manatee Computer Management, subject to letter of justification being submitted by the Manatee Computer Management, outlining emergency situation. Motion was seconded by Mr. Parrish and carried unanimously.

2. San Remos Shore Land Sale

Deliver to the Board all bids received
Request for determination if sale is to be consummated
If affirmative action is taken, request Chairman execute document and deliver to County Attorney for final disposition.

Mr. Mullon explained that this was Manatee County Utilities System surplus property offered for sale to the highest bidder.

Mr. Pittman of the Manatee County Utilities System stated that he had been authorized by Chris Angelidis to recommend acceptance of the Bid of \$18,500 submitted by Earl and Beatrice Gerard.

The County attorney pointed out that the Board has the right to reject the bid if it is below appraised value, nothing that reference had been made to certain circumstances in the appraisal which may alter the value (such as perpetual utilities easement, location of lift station on property, etc). Action was deferred until Tuesday, pending a review of the apparent restricted use of the property.

ELECTRICAL SYSTEM (1st CITY FEDERAL)

Bill Mullon submitted a tabulation of the quotes received on modification of the electrical system at the former First City Federal Building to accommodate the Manatee Computer Management computers, as follows.

C & T Electric - \$3542.44	Ward Electric - \$2289.00
Peoples Electric- 2744.00	R & S Electric - 2140.00
Walker Electric - 2458.00	A & P Electric - 1890.00

And recommended that bid be awarded A & P Electric, lowest bidder at \$1890, and that a purchase order be issued.

Motion was made by Mr. Dierks that the bid be awarded A & P Electric at \$1890.00, subject to letter from Manatee Computer Management justifying the emergency situation. Motion was seconded by Mr. Parrish and carried unanimously.

INSURANCE - WORKMEN'S COMPENSATION

John Sands, Deputy Clerk, read a letter from Jack Zickafoose Financial Services Inc., advising that \$7500 was necessary to reimburse the County's Self-Insuring Account.

JUNE 30, 1977

(Cont'd)

Motion was made by Mr. Fortson that a deposit to the County Self-Insuring Account be approved in the amount of \$7500. Motion was seconded by Mr. Dierks and carried unanimously.

INSURANCE: LEASED CARS (DATSUNS)

Motion was made by Mr. Dierks to approve Endorsement for Insurance and authorize payment of premiums in the amounts of \$1415 and \$7035 to Employers Insurance of Wausau to insure the seven (7) Datsuns (Balsinger Lease Cars) to maximum of County Insurance Requirements. Motion was seconded by Mr. Parrish and carried unanimously.

LONGBOAT KEY: WATER RESTRICTIONS

Chairman Driggers advised that he had received information that Longboat Key was imposing a citywide ban on lawn sprinkling. The consumption and restrictions on use of water was discussed in general, but no action was taken by the Board, pending further study of the situation and report from the Director of Manatee Utilities.

SHERIFF DEPARTMENT - BURROUGHS COMPUTER

R. B. Shore, Clerk of the Circuit Court, reported Burroughs Computer, used by the Sheriff's Department prior to the implementation of the County Data Processing Department, had been turned over to the Board of Governors this morning. He requested the Board authorize the County Attorney, to look into the matter of the Board's returning the Computer to the Burroughs Corporation and the legal status of the contract.

If there were no objections, The Chairman stated that the County Attorney would be authorized to comply with Mr. Shore's request.

There were no objections.

MEETING ADJOURNED

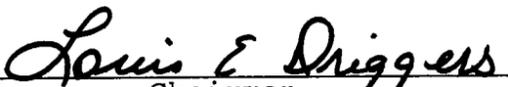
There being no further business, the meeting was declared adjourned.

Attest:

R. B. Shore, Clerk



APPROVED:


 Chairman