

NOVEMBER 8, 1977

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION, in the Courthouse, Bradenton, Florida, Tuesday, November 8, 1977, at 9:00 a.m.

Present were Commissioners:
Louis E. Driggers, Chairman
Dan P. McClure, Vice Chairman
Lamar S. Parrish
L.H. Fortson, Jr
R.W. Fowinkle, III

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

The meeting was called to order by the Chairman.

The invocation was given by Reverend W.P. Lawrence, Seventh Day Adventist Church of Palmetto, Florida.

PROCLAMATION: FARM-CITY WEEK

Richard Aalberg, County Extension Agent, Herb Cook and Bentley Lang were present in connection with Farm-City Week in Manatee County, and Mr Lang read a proposed proclamation, proclaiming the week of November 13 - 19, 1977, as Farm-City Week in Manatee County, Florida.

Motion was made by Mr McClure that the Proclamation be approved and the Chairman be authorized to sign. Motion was seconded by Mr Parrish and carried unanimously.

✓ RECORDED

S-3-61

PARTICIPATION PROJECT NO. 807 - 60TH STREET, WEST

The Chairman opened a Public Hearing for purpose of considering Special Assessments as contained in Preliminary Special Improvement Assessment Roll for Road Improvements in

PROJECT NO. 807: 60th Street, West, from 44th Avenue to dead end.
(\$11.63 per front foot)

Albert Exxo, 4507 60th Street, W., inquired what his assessment would be, and was advised by Bob Moon, Right of Way Agent, that it would amount to \$872.25.

There were no objections and the Chairman declared the Public Hearing closed.

Mr Fortson moved for the adoption of Resolution sustaining the Special Improvement Assessment Roll on Project No. 807 and imposing liens against all lots or parcels of land for such amounts as reflected in said Roll. Motion was seconded by Mr McClure and carried unanimously.

✓ RESOLUTION RECORDED

S-3-62

19TH AVENUE EAST & 13TH STREET COURT EAST

The Chairman declared Public Hearing open for purpose of considering petition by B & H Projects Inc (Tropicana Products, Inc) to vacate a certain portion of 19th Avenue East and 13th Court East.

Richard Hampton, Attorney for the Petitioner advised that a utility line is located in that portion of 13th Street Court East, seeking to be vacated; that a proposed Easement Agreement had been drafted to return the full width of the right of way to the County for Manatee County Utilities System to continue to maintain the utility line.

There were no objections and the Public Hearing was declared closed.

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(Cont'd)

Motion was made by Mr Fortson that the vacation petition be approved, subject to review by the County Attorney. Motion was seconded by Mr Parrish and carried unanimously.

GRANTS DEVELOPMENT DEPARTMENT

Regis Chapman, Director, Grants Development Department, submitted requests outlined in his letter dated November 8, 1977.

1. Approval of additions to Public Service Occupational Summary, as follows:
 - a. Manatee County Personnel Department
Title II - (1) Personnel Classification Specialist, \$4.33 per hour
 - b. Supervisor of Elections
Title VI - (1) Secretary at \$3.13 per hour
 - c. Manatee Junior College
Title II - (1) Testing Director at \$4.80 per hour
 - d. Manatee Opportunity Council
Title II - (1) Receptionist-Clerk at \$2.67 per hour
 - e. Manatee County Sheriff Department
Title VI - (1) Communications Specialist at \$3.37 per hour

Motion was made by Mr McClure that requests in Item No. 1 be approved. Motion was seconded by Mr Fortson and carried unanimously.

2. Mr Chapman discussed the Summary of Annual Reports submitted to the Department of Labor on the CETA Program in Manatee County, stating that during the past year 2589 persons were enrolled in the CETA Program and \$3,104,000 had been spent.

HIGHWAY: SAFER-OFF-SYSTEM PROGRAM

Carlos Ugarte, County Engineer, reported that only three highway projects in Manatee County met all the requirements for the Safer-Off-System (SOS) funding, and the County would be committed to furnish the Engineering and acquisition of right of way costs for these projects.

- (1) Memphis Road (2.8 miles) with an estimated cost of right of way of \$75,000
- (2) First Avenue, between 67th Street and 75th Street
- (3) 71st Street, between 5th Avenue N.W. and 50th Street, W.

Mr Driggers stated that the first step should be a determination by the Board whether to participate in the SOS Program. He said, based on a discussion with Mr Kennedy of the State Department of Transportation, Memphis Road would be the project that should receive priority consideration.

Following discussion, action was deferred until more information could be developed.

BRIDGE INSPECTION - PAYMENT OF BILLS

Upon motion by Mr Fortson, seconded by Mr Fowinkle, the Board unanimously approved payment of bills submitted by Campo-Kisinger, Engineering Consultants, in the amount of \$38,000 for inspection of bridges in Manatee County.

SUPERVISOR OF ELECTIONS

H. Jerome Davis, Supervisor of Elections, stated for the record, that the foundation of the voting machine warehouse is cracked; that the County Engineer has promised to see that the repairs are made by the contractor who is responsible and who has agreed to make the repairs.

I-75/STATE ROAD 64 - MCUS ENGINEERING SERVICES

D.E. Pittman, Director, Manatee County Utilities System, requested that Russell & Axon, Consulting Engineers, be authorized to prepare final plans and specifications to relocate an existing 36" water transmission main through the proposed I-75-State Road 64 interchange (prior to construction) stating that the State Department of Transportation expects to let the contract for I-75 from State Road 70 through State Road 64 in December 1977. He further stated

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that all the labor costs in this relocation is reimbursable from State and Federal funds.

Motion was made by Mr McClure that the request be approved. Motion was seconded by Mr Parrish and carried unanimously.

I-75/STATE ROAD 70 - MCUS WATER/SEWER LINES

Mr Pittman advised that his office had discussed the feasibility of installing two 36' pipelines, with appropriate casing and appurtenances as required, through the interchange prior to or during construction of the interchange of I-75 and SR 70. The appraisal by Cone Brothers Construction Co. for the installation of approximately 5200 feet of 36" water transmission main and a crossing to the south side of State Road 70 on each end of this footage was \$609,409; that 2400 feet of 36" wastewater effluent pipe, with appropriate casings and appurtenances, would cost \$298,682. He recommended that the contractor be authorized to proceed with the work at a total cost of \$908,091 for both lines.

Motion was made by Mr McClure that the recommendations and bid offer of \$908,091 be accepted and the contractor be ordered to proceed with the work as soon as the appropriate documents can be prepared by the engineers and the County Attorney. Motion was seconded by Mr Parrish and carried unanimously.

Mr Pittman advised that the bid price included a \$5,000 bond, with details outlined in his letter dated November 7, 1977, with a letter attached from Russell Hawkes, financial advisor, dated November 3, 1977, indicating that funds are available.

WATER SYSTEM CONSTRUCTION TRUST FUND

Upon motion by Mr Fortson, seconded by Mr Fowinkle, Resolutions were unanimously adopted authorizing payment of obligations from

WATER SYSTEM CONSTRUCTION TRUST FUND

(1) Requisition No. 11.650 D-61

Russell & Axon

\$1,000.00

/ RESOLUTION RECORDED

S-3-63

(2) Requisition No. 11.650 B-114

MCUS \$13.5 Revenue Account \$1,936.39

/ RESOLUTION RECORDED

S-3-64

PROJECT CONSTRUCTION TRUST FUND ACCOUNT/CORRECTION OF MINUTES

The County Attorney brought out that, through error or oversight in adoption of a Resolution Authorizing Payment From Project Construction Trust Fund Account State Loan #2, in the meeting of 6/28/77, Minutes failed to include authorization spelled out in the last paragraph of said Resolution. He recommended a motion be made to amend the Minutes of June 28, 1977, to show that this Resolution also resolved that Change Order #2 and Final Reconciliation Agreement on Part "C", Section IIIa Chris Nelsen & Sons, Inc., and United States Fidelity and Guaranty Co. be approved and authorized executed.

Motion was made by Mr Fowinkle to amend the Minutes of June 28, 1977 as recommended. Motion was seconded by Mr Parrish and carried unanimously.

COUNTY FLOOD ORDINANCE #77-1

Charles Carrington, Planning Director, submitted proposed amendments to County Flood Ordinance #77-1, to comply with the directives of the Federal Flood Insurance Agency and to assure the County's continued eligibility in the Federal Flood Insurance Program.

He requested authorization to advertise the Ordinance Amendments for Public Hearing to be held December 6, 1977.

Motion was made by Mr Fortson that an Advertising Date be set for public hearing on the Amendments to Ordinance #77-1, and that

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the County Attorney be authorized to review the proposed Ordinance and insert any necessary language to correct deficiencies in the draft. Motion was seconded by Mr McClure and carried unanimously.

PURCHASING DEPARTMENT

William Mullon, Purchasing Director, submitted recommendations outlined in his letter dated November 8, 1977.

MANATEE COUNTY UTILITIES SYSTEM

1. Emergency Repairs
 - a. Approve issuance of Purchase Orders in connection with Morgan-Johnson watermain repairs

Price Bros.	-06691 -	\$1,866.88	
	-06665 -	3,547.95	
Interpace	-06664 -	2,410.00	
Woodruff & Sons	-06674 -	5,156.50	
Kilroy Concrete	-06606 -	224.00	
Palmetto Pump	-06710 -	8.34	(\$13,213.67)

Motion was made by Mr McClure to approve after-the-fact issuance of the purchase orders, with an accompanying letter of justification for the emergency nature of the purchases. Motion was seconded by Mr Fowinkle and carried unanimously.

4. Fork Lift Truck, 5,000 lb (Used)
 - a. Advertise for bids

Motion was made by Mr McClure to authorize Purchasing Director to advertise for bids on used Fork Lift Truck. Motion was seconded by Mr Parrish and carried unanimously.

1. Ice Machine (New Item)
 - a. Review of lease terms by County Attorney
 - b. Execution by Chairman, after review by County Attorney

Following discussion, action on this item was deferred, pending location and identification information.

5. Water Treatment Plant/Flocculation Tank Improvements
 - a. Advertise for bids

Motion was made by Mr McClure to approve Item 5. Motion was seconded by Mr Parrish and carried unanimously.

7. Bacteriological Testing Supplies - Membrane Method
 - a. Permission to exercise sole source option (Milipore)

Mr Mullon stated that W.G. Stephens, of the MCUS Lab, and Mr Pittman recommend that Milipore be established as sole source of these bacteriological testing supplies and they have submitted a letter justifying the recommendation.

Motion was made by Mr McClure that Item 7 be approved. Motion was seconded by Mr Parrish and carried unanimously.

6. Two(2) H.P. Peabody Barnes Pumps
 - a. Advertise for bids

Mr Mullon requested authority to expand this bid to include a range of pumps (as to horsepower and discharge sizes) in order to maintain a stock of various sizes of pumps on hand for emergency situations and to preclude monthly bidding.

Motion was made by Mr Parrish to approve requests in item No. 6. Motion was seconded by Mr McClure and carried unanimously.

8. Ms Lee Nugent - Eight (8) Hours Overtime
 - a. Prior approval

Mr Mullon explained that in transition of MCUS Personnel system

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into the County Personnel System, Ms Nugent had been required to work overtime through necessity to meet deadlines and requested the overtime be approved.

Motion was made by Mr Fortson to approve the request. Motion was seconded by Mr Fowinkle and carried unanimously.

AGRICULTURE CENTER

2. Quonset Hut Roof - Bid No. 78-01
 - a. Award to lowest responsible bidder - Jackson Roofing Roof one quonset hut for evaluation purposes

Motion was made by Mr Parrish to approve roofing of one quonset hut at the Ag Center and evaluate the job before awarding the second quonset building. Motion was seconded by Mr McClure and carried unanimously.

PARKS & RECREATION DEPARTMENT

3. Installation of Lights at Myakka Ballfield

Upon the recommendation of the Chairman, and no objection from other members of the Board, this request was deleted.

MANATEE PORT AUTHORITY

2. EDA Wharf Project

Upon recommendation of the Purchasing Director, and with no objection from members of the Board, action on this request was deferred to the following Thursday when the Port Director would be present.

MOTOR POOL DEPARTMENT

3. Surplus Equipment - Bid No. 78-06
 - a. Sell to highest bidder (sole) a Johnson Outboard Motor, Asset No. 6757, to Charles Carder at \$20.00
 - b. Delete asset No. from the record
 - c. Disposal of tractor, Asset No. 5894, as scrap equipment for which no bids were received.

Mr Mullon recommended the tractor be held and disposition made in conjunction with other surplus items to be offered for sale as scrap.

Motion was made by Mr McClure that the recommendations of the Purchasing Director be approved. Motion was seconded by Mr Fowinkle and carried unanimously.

Mr Mullon stated that in connection with Bid No. 78-06, a sealed bid had been received too late to qualify, and he requested permission to open the bid for purpose of ascertaining address only, (at this time) in order to return the bid to the bidder.

Motion was made by Mr McClure that the bid be opened to obtain a return address only. Motion was seconded by Mr Fowinkle and carried unanimously.

VARIOUS AGENCIES

9. Maintenance Agreement for Typewriters Bid No. 78-08
 - a. Award to low Bidder: Professional Business Systems (sole bidder) at \$32.50 per electric typewriter; \$14.50 per manual typewriter

Mr Mullon stated that Professional Business Systems would submit a \$2,000 performance bond, which he would present for the Board's acceptance at the meeting on the following Thursday.

Motion was made by Mr Fortson that Item No. 9 be approved. Motion was seconded by Mr Fowinkle and carried unanimously.

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POLICY: LEGAL NOTICES - BID ADVERTISEMENTS

The Purchasing Director submitted a proposed resolution to amend policy to permit bidding of legal ads for purchasing bids, and requested the proposal be reviewed by the Board and the County Attorney.

Following discussion, action on this item was deferred to a work session.

SANITARY LANDFILL/MOSQUITO CONTROL - PALMETTO, CITY OF

Mr Fortson made reference to the need for and the previous discussion of proposed expansion of the Sanitary Landfill in Palmetto and moved that the County Attorney be authorized to contact the City Attorney for the City of Palmetto and develop the details for taking option on the land in conjunction with the City of Palmetto. Motion was seconded by Mr Fowinkle and carried unanimously.

PARTICIPATION PROJECT NO. 56 PENDING: 22ND AVENUE, EAST

The Right of Way agent reported that 87.8 percent participation petition had been obtained on 22nd Avenue East from 15th Street E. West to deadend, and requested acceptance of the participation petition.

Motion was made by Mr Fortson to accept the petition. Motion was seconded by Mr Fowinkle and carried unanimously.

PARTICIPATION PROJECT NO. 57 PENDING: 23RD AVENUE EAST

The Right of Way Agent reported 69.8 percent participation petition had been obtained on 23rd Avenue East from 15th Street W, west to deadend, and requested acceptance of the participation petition.

Motion was made by Mr Fortson to accept the petition. Motion was seconded by Mr Parrish and carried unanimously.

TUTTLE AVENUE - ACCEPTED FOR MAINTENANCE

Motion was made by Mr McClure, seconded by Mr Parrish, to accept Tuttle Avenue for County maintenance. Motion carried unanimously.

SEVENTH CENT GASOLINE TAX AGREEMENT

The County Attorney submitted an Agreement between Manatee County and the State Department of Transportation, wherein the County agrees to assume full responsibility for the maintenance of certain roads and the Department shall remove subject roads from the State Highway System and the County accepts such roads as part of the County Road System.

Motion was made by Mr McClure that the Chairman be authorized to execute the Agreement. Motion was seconded by Mr Fowinkle and carried unanimously.

AGREEMENT RECORDED

S-3-65

PROPERTY APPRAISALS: PALMA SOLA vs OLD TAMPA ROAD AREA

In connection with preliminary appraisals on ten acres of County owned property (with no legal access) in the Palma Sola area, and nineteen acres of privately owned property along the Old Tampa Road, and negotiation with the owner for a possible land exchange, Bob Moon stated that the county owned property has been appraised at \$85,000 and the other property at \$76,700, a difference of \$8,300; that the other property owner had offered \$5,500 and his property in exchange for the County property.

The County Attorney outlined necessary legal step to affect such property exchange and, Mr McClure said if there was no objection from other Board Members, he would like to defer this matter and authorize Mr Moon to negotiate further. There were no objections.

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ENVIRONMENTAL HEALTH PROGRAMS

Mrs Ceil Niffenagger, Lobbyist for the Environmental Health Association, submitted and the County Attorney read Resolution

EMPHASIZING DISPLEASURE WITH THE FRAGMENTATION OF ENVIRONMENTAL HEALTH PROGRAMS FROM COUNTY PARTICIPATION THROUGH REGIONAL AND STATE DEPARTMENTAL REASSIGNMENTS WITHOUT DUE CONSIDERATION GIVEN TO COUNTY CONTRIBUTIONS IN PUBLIC HEALTH FUNDING AND LOCAL ENFORCEMENT OF STATE ADMINISTRATIVE CODES.

Motion was made by Mr McClure that the resolution be adopted. Motion was seconded by Mr Fowinkle and carried unanimously.

✓ RESOLUTION RECORDED

S-3-66

59TH STREET WEST: CONDEMNATION AGREEMENT

The County Attorney submitted Agreement entered into by and between Manatee County and City National Bank of Miami in connection with eminent domain proceedings for right of way property for the construction of a portion of 59th Street West between its intersection with Manatee Avenue West and its intersection with 44th Avenue West (Cortez Road), said property being identified as Parcel 20 and Parcel 51. He proceeded to summarize the terms and conditions of the Agreement and recommended by the Chairman and that he, as County Attorney, be authorized to sign the stipulations pertaining to attorney fees and other costs in connection with the lawsuit.

Motion was made by Mr Fortson that the Chairman be authorized to execute the Agreement and the County Attorney be authorized to sign Stipulations settling the Lawsuit. Motion was seconded by Mr Fowinkle and carried unanimously.

✓ AGREEMENT RECORDED

S-3-67

MOTOR VEHICLE INSPECTION STATION - HOLIDAY SCHEDULE

Upon motion by Mr Parrish, seconded by Mr McClure, the Board unanimously approved the closing of the Motor Vehicle Inspection Stations on two Saturdays following holidays:

- (1) Saturday, November 12th, 1977
- (2) Saturday, November 26th, 1977.

RECESS

Following a brief recess, the Board reconvened with all members present.

ZONING

Charles Carrington, Director, Planning and Development Department, and Jerry West, Assistant, submitted recommendations of the Planning Department.

SE-1056 HERBERT G. BROWN ET AL - COP BEER/WINE - APPROVED
Request for Special Exception to permit sale of beer and wine to be consumed on premises along with food in a family type theater, deferred 11/1/77 at request of Mr Driggers.

Mr Carrington stated that SE-1056 will be considered in conjunction with application for private street (No. 35) and a request for approval of offsite parking. He further stated that consideration of the private street and offsite parking are matters of technicality, as Mr Brown is sole owner of all the property in the shopping center.

The County Attorney recommended action be taken in three separate motions.

SE-1056

Motion was made by Mr McClure to approve SE-1056 and adopt the appropriate Resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

✓ RESOLUTION RECORDED

ZONING
SE-1056

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PRIVATE STREET NO. 35

Motion as made by Mr Fowinkle that the County Attorney be authorized to prepare appropriate Resolution approving Private Street No. 35. Motion was seconded by Mr Fortson and carried unanimously.

OFFSITE PARKING

Motion was made by Mr Parrish to approve offsite parking (in conjunction with SE-1056). Motion was seconded by Mr Fowinkle and carried unanimously.

R-854 RALPH H. & MAXINE E. GARTHWAIT - APPROVED

Request to change zoning from R-3 to C-1 was deferred on 11/1/77 at the request of Mr Driggers.

Mr Driggers recommended approval.

Motion was made by Mr Fortson to approve R-854 and adopt appropriate Resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED R-854

76-S-14(F) PALMETTO VILLAS, PHASE II - DEFERRED

Request for Final Plat approval was deferred on 11/1/77 due to Bond not being ready.

Mr Carrington advised that the Bond is still not ready and requested action on 76-S-14(f) be deferred. There was no objection.

77-S-1(F) WESTBAY ESTATES SUBDIVISION - APPROVED

Request: Final plat approval for single family subdivision of 30 single family lots, bordered on the east by 67th Street W and approximately 660 feet north of Manatee Avenue on 9.24 acres.

Planning Commission recommended APPROVAL.

The Planning Director stated that a Maintenance Bond from Mr and Mrs Kraft in the amount of \$10,000 has been submitted, plus a \$200 cash bond.

Motion was made by Mr Fortson to approve 77-S-1(F) and adopt appropriate Resolution. (and accept Bonds, \$10,000 with The Ohio State Insurance Co., as surety and \$200 Cash Bond). Motion was seconded by Mr McClure and carried unanimously.

RESOLUTION RECORDED

ZONING
SUBDIV.

P.U.D. #7(F) WILDEWOOD SPRINGS - APPROVED

(Dan Zoller & Associates, Agents) Request: Final Plan approval for P.U.D. Phase IV, on 10 acres at 3801 Cortez Road (acreage of common open space and recreation area)

Planning Commission recommended APPROVAL

Motion was made by Mr Fortson to approve P.U.D. #7 and adopt appropriate Resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

ZONING
PUD #7F

77-S-27(P&F) WHISNANT SUBDIVISION - APPROVED

Request: Preliminary and Final Plat approval of a single family subdivision of 3 single family lots, on 1.28 acres, bordered on the north by 17th Street West and on the east by 48th Avenue west, Palmetto.

Planning Commission recommended APPROVAL.

Motion was made by Mr McClure to approve 77-S-27(P&F) and adopt appropriate Resolution. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED

ZONING
SUBDIV.

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77-S-28(P) PALM AIRE AT SARASOTA - APPROVED
(Lloyd Hagaman, Jr, Agent) Request: Preliminary ^(cont'd)
Plan approval of a single family residential sub-
division of 90 single family lots on 37.2+ acres,
south of Desoto Lakes Country Club Colony, Unit #4.
Planning Commission recommended APPROVAL

Motion was made by Mr McClure to approve 77-S-28(P) and adopt appropriate Resolution. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED

ZONING ORDINANCE TEXT - PROPOSAL & AGENDA PROCEDURES
The Planning Director reviewed action taken by the Planning Commission in formal session on November 2, 1977, in connection with preparation of the County Comprehensive Plan, and submitted two recommendations:

- a. Combination and refinement of existing Zoning Ordinance, the proposed Milo Smith Ordinance, other ordinances and Land Use Controls
- b. Change procedure of meeting from two times a month to once a month (on first Wednesday each month) and limit agenda items to 25 per month, effective in December 1977.

Motion was made by Mr Fortson that the recommendations of the Planning Commission be approved. Motion was seconded by Mr Parrish and carried unanimously.

PRIVATE STREET NO. 36 - CALVIN & LOUISE SLOAN
Request: To create private street which has been in use for many years 191.86 feet North of Tallevast Road

Mr Carrington explained that this is an application to create a private street serving five homes in an area where homes (and the road) have existed from 12 to 23 years. The Sloans now plan to remove an old home and replace it with a new home. He read the section in the Zoning Ordinance (Section VI, Supplementary District Regulations, Item 4c) which the Planning Commission feels is applicable, and recommended the application be approved.

Motion was made by Mr Fortson that Private Street No. 36 be approved. Motion was seconded by Mr Fowinkle.

Following discussion, Mr Fortson withdrew his motion, and Mr Fowinkle his second.

Motion was made by Mr Fowinkle that the Board authorize use of the road as a Private Way adequate in the circumstance to the particular situation. Motion was seconded by Mr Fortson and carried unanimously.

T-3/78 SUGAR CREEK CAMPGROUNDS - ALTERATIONS
Request: Minor alterations to approved plan on 8.81 acres, 3200 26th Avenue E., Bradenton

The Planning Director said no action is requested on T-3/78 but the Board is being apprised of minor alterations of the approved plan, in that facilities are being installed for some travel trailers in a certain area where the approved plan called for tents only, and there will be no increase in density.

There were no objections.

PERSONNEL: CONSOLIDATION SHEETS/AMENDED

Westwood Fletcher, Personnel Director, submitted and requested approval of previously coordinated Personnel Consolidation Sheets (New Hires, Salary Increases, Terminations, Miscellaneous/Travel Authority) and authorization for the Chariman to sign, with changes, as follows:

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- ADD: (1) Salary rate adjustment (from \$3.19 to \$3.25 hourly) for Dianna L. Rozamus
- (2) Travel Authority for:
- a. Phil Davis to St Petersburg 11/10/77
 - b. Doug Widmer to St Petersburg 11/9/77
 - c. Jeff Miller to St Petersburg 11/10/77
 - d. C.C. Carrington to St Petersburg 11/10/77

Motion was made by Mr McClure to approve the Consolidation Sheets as amended. Motion was seconded by Mr Fowinkle and carried unanimously.

INSURANCE: WORKMEN COMPENSATION

Mr Fletcher announced that a year-end audit revealed a saving of taxpayers' money in the amount of \$275,000 during the past fiscal year, brought about by the County's participation in a Workmen Compensation Self-Insurance Program.

PROJECT CONSTRUCTION TRUST FUND ACCOUNT

Upon motion by Mr McClure, seconded by Mr Fowinkle, Resolution was unanimously adopted authorizing payment of obligations from

PROJECT CONSTRUCTION TRUST FUND

State Loan #2 Payment No. 19

Auto Owners Ins. Co	\$ 71,350.49; \$113,140.37
MCUS General Control Fund	15,701.75
MCUS \$24.4 R&R Account	6,105.43

/ RESOLUTION RECORDED S-3-68

AGRICULTURAL RESEARCH & EDUCATION CENTER (DRAINAGE)

The County Attorney made reference to action by the Board on 11/1/77, approving the letter from the University of Florida, dated 10/24/77, requesting continuing "Courtesy Agreement" between the County and the Agricultural Research & Education Center (a part of University of Florida) stating that this is the situation wherein the University pays the equipment operators and furnishes the fuel and uses County Highway equipment to clean ditches (and this year create two small ponds) on the University Experimental Farm on a weekend when the County equipment is not being used by the County.

He stated that Chapter 163 of Florida Statutes allows inter-cooperative Agreements between governmental agencies, and he recommended the Board approve or ratify action taken on November 1st.

Motion was made by Mr Fortson that the Chairman be authorized to sign the letter. (signifying approval of request) Motion was seconded by Mr Fowinkle and carried unanimously.

HEALTH DEPARTMENT - DIRECTOR (SUPPLEMENTAL EMPLOYMENT)

The County Attorney submitted Supplemental Employment Agreement entered into by and between the County and Dr John Amrusko, whereas Dr Amrusko agrees to render professional services for and on behalf of the County in addition to and supplementing services being rendered (by him) as Health Officer and Director of Manatee County Health Department.

Motion was made by Mr Fortson that the Chairman be authorized to execute the Agreement. Motion was seconded by Mr McClure and carried unanimously.

/ AGREEMENT RECORDED S-3-69

MANATEE COUNTY HOUSING CODE: VIOLATIONS

The County Attorney stated that Dave Fulford, Enforcement Officer, Planning and Development Department, had submitted to him a list of persons violating Manatee Housing Code, and outlined action taken by previous County Attorney in regard to the violations.

Following discussion, the County Attorney advised that he would submit a letter, with a list of names of violators attached, for review by the Board members.

ORDINANCE: (MCUS) WASTEWATER TREATMENT PLANTS

The County Attorney stated that his office has drafted a proposed Ordinance in regard to the Maintenance of Wastewater Treatment Plants without Fences and Grates, providing terms to achieve compliance, penalty for violation, designating areas that are affected, encouraging the adoption of similar ordinances by municipalities and providing effective date.

Motion was made by Mr Fortson that the County Attorney set a Public Hearing date and be authorized to publish Notice of Public Hearing. Motion was seconded by Mr Parrish and carried unanimously.

Mr McClure stated that the cities should be notified to send representatives to the County Public Hearing to hear the pros and cons, and they should be urged, in writing, to adopt similar ordinances and this should be done countywide.

ORDINANCE: SHERIFF DEPARTMENT - CIVIL FEES

The County Attorney referred to a request by Sheriff Tom Burton, which was approved by Board of County Commissioners, that he prepare a proposed ordinance authorizing the Sheriff to set fees in connection with the performance of certain civil services. He stated that the proposed ordinance has been reviewed and cleared by the Sheriff, and requested authority to advertise for a Public Hearing.

Motion was made by Mr Fortson that the County Attorney be authorized to advertise for the Public Hearing. Motion was seconded by Mr Fowinkle and carried unanimously.

ELECTIONS: VOTING PRECINCTS

Upon motion by Mr McClure, seconded by Mr Fortson, Resolution was unanimously adopted approving the change in polling places, as follows:

1. Precinct No. 47A - To Bali Hai Motel, 6900 Gulf Drive
Holmes Beach
2. Precinct No. 47B - To St Bernard Catholic Church
43rd Street, Holmes Beach.

✓ RESOLUTION RECORDED S-3-70

LAWSUIT: EMINENT DOMAIN CONDEMNATION - STATE ROAD 70

The County Attorney summarized his letter to the Board, dated October 31, 1977, Re: Parcels Nos. 100 and 800 in the Eminent Domain Proceedings styled Manatee County vs Mott, Case No. CA-76-822 in the Circuit Court of Manatee County, Florida, for the condemnation of property in connection with State Road 70 (Pomello Park Subdivision)

outlined stipulations of the owners for out-of-court settlement, and recommended the Board accept the offer.

Parcel No. 100	\$11,200.00	Fees: Appraiser \$75.00; Survey-
Parcel No. 800	\$ 600.00	or \$120.00; attorneys \$1770.00

Motion was made by Mr McClure that recommendations be approved and settlement made. Motion was seconded by Mr Parrish and carried unanimously.

(Mr McClure left the meeting)

DOUBLE TAXATION - CITY OF BRADENTON

The County Attorney submitted and recommended adoption of

RESOLUTION OF MANATEE COUNTY, FLORIDA, RESPONDING TO
RESOLUTION NO. 77-51 OF THE CITY OF BRADENTON, FLORIDA

stating findings of fact that the services identified in Resolution No. 77-51 are a real and substantial benefit to the City

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of Bradenton and to residents of said city; do not specifically benefit the property or residents of unincorporated areas of Manatee County any more specifically than residents of said city; rejecting petition made in Resolution No. 77-51.

Motion was made by Mr Fortson that the Resolution be adopted. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED ✓ S-3-71

LAWSUIT - DOUBLE TAXATION

The County Attorney summarized the proceedings and Court decision in the Lawsuit regarding Double Taxation brought against the County by various municipalities within the county and requested authority to raise the issue of City Revenue Sharing in a Re-hearing request.

There was no objection and Mr Fay was instructed to bring his recommendations back to the Board the following Tuesday, and furnish copies of the Court's decision to each member of the Board for review.

INTERNATIONAL SYSTEMS (FEDERAL GRANT FUNDING)

Joe Hale, representing International Systems, Atlanta, Georgia, made a presentation for his Company in regard to services they offer local governmental agencies in acquiring Federal grants for funding various programs.

After hearing the presentation, the Chairman thanked Mr Hale and advised him the Board would give his offer due consideration, and if it were deemed beneficial, Mr Hale would be contacted.
(Enter R.B. Shore)

TAX COLLECTOR - TAG OFFICE

R.B. Shore, Clerk, speaking for Sam Cornwell, Tax Collector, who could not be present, stated that due to public demand for a tag office located in downtown Bradenton, and the need for a storage area for County Records, he was requesting approval to negotiate with the City of Bradenton for a Lease Agreement on the Carnegie Building when the Library moves out.

There was no objection to the proposal being discussed with city officials.

POLLUTION CONTROL/HEALTH DEPARTMENT - INVENTORY

John Sands, Deputy Clerk, submitted a request from W.L. Priesmeyer, Assistant Pollution Control Director, that certain items with a life expectancy of less than one year, (such as Desiccators, Sabro Filters, Gas Vacuum Pumps, Eagle Step Switch, etc) used by the Health and Rehabilitative Services Department, be deleted from Inventory Control records.

Motion was made by Mr Fowinkle tht the request be approved. Motion was seconded by Mr Fortson and carried unanimously.

MINUTES APPROVED; COUNTY BUDGET

Motion was made by Mr Fowinkle to

- (1) Authorize the Chairman to sign a letter to A.B. Powell, County Property Appraiser, approving the County Budget for the Fiscal Year 1977-78, and certifying millage
- (2) Approve Minutes of previous meetings:
SPECIAL SESSION: September 15, 1977 ()
REGULAR SESSIONS: September 20, 1977; September 27, 1977

as submitted and requested by the Deputy Clerk.

Motion was seconded by Mr Fortson and carried unanimously.

NOVEMBER 8, 1977

Cont'd

BILLS FOR PAYMENT

Upon motion by Mr Fowinkle, seconded by Mr Fortson, the Board unanimously approved payment of bills as follows:

State Assoc. of Co. Commissioners	\$ 437.67	(Dues)
W.G. Mills (Proj #759)	11,614.26	
Bradenton Insurance Agency	1,366.00	
Bureau of Workmen's Compensation	7,386.16	
Bureau of Unemployment Compensation	2,520.77	
Manatee Memorial Hospital (Welfare)	8,074.98;	\$1,845.31
A.G. Holley State Hospital (HRS)	43.75;	\$ 18.75
Medical Examiners	1,668.20	
(Excluding \$26.00 Newspaper subscription)		

BONDS

Motion was made by Mr Parrish to approve and accept bonds as follows:

- 1) MILTON MAY Cash Bond \$350
Driveway Permit No. 3130
- 2) JERRY CUTRONA JR Cash Bond \$300
Driveway Permits Nos. 3616 & 3617
- 3) UMBERTO CERRATO - Safeco Insurance Co. of America, \$1500
Premoving #12825; Moving Permit #13071

Motion was seconded by Mr Fowinkle and carried unanimously.

WARRANT LISTS

Motion was made by Mr Parrish to approve Warrant Lists from November 1, 1977 to November 8, 1977, and to authorize Warrant Lists to November 15, 1977, said Warrant Lists to include any 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 Fortson and carried unanimously.

MEETING ADJOURNED

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

Attest:

APPROVED:



Clerk



Chairman