

JANUARY 10, 1978

The Board of County Commissioners, Manatee County, Florida met in REGULAR SESSION in the Courthouse, Bradenton, Florida on Tuesday, January 10, 1978 at 9:07 a.m.

Present were Commissioners:
Dan P. McClure, Vice Chairman
Lamar S. Parrish
R.W. Fowinkle, III

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

Commissioners L.E. Driggers and L.H. Fortson Jr were absent.

The meeting was called to order by the Vice Chairman.

Invocation was given by Reverend C.N. Bryan, First Baptist Church of Bradenton.

ORDINANCE NO. 77-10 - TAX COLLECTOR: DEPOSITORY
Public Hearing was declared open for purpose of considering proposed Ordinance No. 77-10 (No. 78-3)

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, MAKING CERTAIN FINDINGS OF FACT REGARDING SURPLUS COUNTY AD VALOREM TAXATION FUNDS; PROVIDING THAT THE TAX COLLECTOR OF MANATEE COUNTY DEPOSIT CERTAIN COUNTY AD VALOREM TAXATION FUNDS IN SAVINGS ACCOUNTS OF LOCAL DEPOSITORIES; AND PROVIDING AN EFFECTIVE DATE

The County Attorney explained that this is an ordinance requested by the County Tax Collector pursuant to a second amendment to the statutes allowing him to deposit surplus or pending ad valorem taxation funds in local depositories qualified according to Chapter 136, Florida Statutes and Chapter 659, Florida Statute as a savings account as opposed to a checking account.

There was no one else to speak on the proposed ordinance and the Vice-Chairman declared the public hearing closed.

Motion was made by Mr Fowinkle to adopt the Ordinance and change the number from 77-10 to 78-3. Motion was seconded by Mr Parrish and carried unanimously.

ORDINANCE RECORDED

S3-140

GRANTS DEVELOPMENT DEPARTMENT

Regis Chapman, Director, Department of Grants Development, submitted requests for approval as outlined in his letter dated January 10, 1978.

- (1) On-the-Job-Training Non-Financial Agreement, No. A-001 with Manatee County Highway and Engineering Department to train an Engineering Technician I, November 21, 1977 - November 17, 1978, at \$3,451.20
- (2) Seven modifications to On-the-Job-Training Contracts
 - a. R-50, Mod 1 with Sawdust Joe to train a Furniture Reproducer, June 7, 1977 - March 31, 1978, at \$1,532.30
 - b. R-74, Mod 1 with A-Accurate Printcrafter to train a Compositor, August 8, 1977 - April 14, 1978, at \$1,622.70
 - c. R-89, Mod 1 with American Industries, Inc. to train a Plastics Assembler/Package Machinist, August 29, 1977 - February 10, 1978, at \$1,146.00

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- d. R-104 Mod 1, - American Industries, Inc. to train a Plastics Assembler/Package Machinist, October 3, 1977 - March 17, 1978, at \$1,181.00
- e. R-110, Mod 1 with Chi's Market, East to train a Meat Cutter, October 25, 1977 - October 23, 1978, at \$2,777.00
- f. R-113, Mod 1 with Chi's Market, East to train a Cashier, November 17, 1977 - March 29, 1978, at \$865.98
- g. R-120, Mod 1 with WBRD Radio Station to train an Announcer/Radio Communications Mechanician, December 10, 1977 - November 10, 1978, at \$2,079.20
- (3) Increase from \$181,300 to \$183,734, CETA Title VI Project 58 contract (Remedial Education Project) with Manatee County School Board.
- (4) Increase from \$41,972 to \$43,452, CETA Title VI Project 56 contract (School Health Aide Project) with Manatee County School Board, representing new pay rates negotiated by the union and the school board.
- (5) Increase from \$305,677 to \$317,949, CETA Title VI Contract No. VI-78-I with the Manatee School Board, representing a union salary increase on 25 participants and some additional travel costs for regular public service employment project.
- (6) Increase from \$14,560 to \$14,768, CETA Title VI Contract No. VI-78-3 with the City of Holmes Beach, representing an increase in the city wage scale. 55-

CONTRACTS RECORDED

- (7) Changes in Public Service Employment Program Occupational Summary:
Delete: CETA VI MCUS - 1 Groundskeeper I
Add: CETA II, Manatee County Probations - 1 Investigative Aide
- (8) Periodic Grant Activity Status Report.

Motion was made by Mr Fowinkle that items No. 1 through 8 be approved. Motion was seconded by Mr Parrish and carried unanimously.

RAILROAD DRAINAGE AGREEMENT; WORK SESSION

Drainage Agreement with the Railroad Company was deferred one more week to allow the County Attorney an opportunity to review the document.

At the request of Ed Dougherty, Highway Administrator, a work session was scheduled for Monday, January 16, 1978 at 1:30 p.m., to consider the Highway equipment list.

PERSONNEL: MANNING LEVELS/AMENDMENT

Westwood Fletcher, Personnel Director, submitted Resolution amending manning levels providing for the addition of one Secretary III to the Highway and Engineering Department.

Mr Fowinkle requested a one-week deferral on this matter and there was no objection to his request.

CONSOLIDATION SHEETS

Mr Fletcher submitted and requested approval of previously coordinated Personnel Consolidation Sheets (New Hires, Salary Increases, Terminations and Miscellaneous/Travel Authority) and authorization for the Chairman to sign.

Motion was made by Mr Parrish to approve the Consolidation Sheets. Motion was seconded by Mr Fowinkle and carried unaimously.

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INSURANCE - POLLUTION CONTROL EQUIPMENT

Mr Fletcher reported receipt of invoices from Aetna Insurance Company (Via Bradenton Insurance Co.) for insurance coverage of

- (1) Pollution Control Sampling Trailer - \$414.00
- (2) Georgia Gas Co (Special Fuel Bond) - 30.00

Action was deferred until later in the meeting (Payment of Bills)

PURCHASING DEPARTMENT

William Mullon, Director, Purchasing Department, submitted recommendations outlined in his letter dated January 10, 1978.

Grants Development Department

1. Office Equipment - Sealed Quote - 78-01
 - a. Award to lowest responsible quote

The Purchasing Director recommended this bid be awarded to the second lowest bidder (Hockenbury) instead of the lowest bidder (Bradenton Office Supplies) due to Hockenbury's delivery being one day as opposed to 30 days for Bradenton Office Supplies.

Following discussion, action was deferred to permit the Grants Department Director to attempt to arrange for a 30 day use of loan-furniture while awaiting delivery from the lowest bidder.

Highway Department

2. Petroleum Products - Bid No. 78-28
 - a. Defer to Thursday, pending input from Motor Pool

Various Departments

3. Lawn & Garden Tools - Bid No. 78-30
 - a. Award to lowest responsible bidder (Cameron Barkley)

Animal Control

4. Vans (two additional)
 - a. Advertise for bids

Library System

- Furniture & Furnishings - Bid No. 77-10
(Re: Doug Croll Letter - Newton Seating)
- a. Waive informalities in bid and award to Newton Seating - \$3,106.80 in lieu of bid submitted for \$1,306.80, (an increase of \$1,800)

The Purchasing Director advised that the bid has been re-checked item by item; that there are no other clerical errors in the bid and the adjusted price is fair and equitable. Mr Fowinkle, who reviewed the bid, concurred.

Motion was made by Mr Parrish to approve recommendations of the Purchasing Director on Items 3, 4 and the Library Bid. Motion was seconded by Mr Fowinkle and carried unanimously.

Action on previously deferred items (marshalling site for fishing reefs material and MCUS Auto and Ice Machine leases) was again deferred. There was no objection.

LAWSUIT: COOKSEY-BASS - 42ND STREET, E.

Bob Moon, Right of Way Agent, made reference to a lawsuit initiated in 1975, involving Edison Cooksey and James Bass resulting from the blockading of 42nd Street, at which time Manatee County elected to become a party to the suit, advising that it is being reactivated.

Following general discussion, the County Attorney volunteered

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to contact the prior County Attorney (Dick Hampton) and Paul Logan, Attorney initially assigned to handle the case, and request a progress report to update the Board.

OPTION TO PURCHASE LAND (BAKER PROPERTY) - FHP COMPLEX SITE

The County Attorney advised that he has written a formal letter to the Board specifically outlining steps to be taken to exercise the option to purchase certain land from Mr & Mrs Baker for the proposed construction of an office complex for the Florida Highway Patrol, and will be prepared to discuss the matter further at the next Regular Session.

TRAVEL - RIGHT OF WAY DEPARTMENT

Motion was made by Mr Parrish to authorize Tim Mumford, Right of Way Department, to travel to Sarasota, January 20 and 21, 1978, to attend a "Mean Highwater Seminar". Motion was seconded by Mr Fowinkle and carried unanimously.

MANATEE COUNTY FAIR - TRANSIT (BUS SCHEDULE)

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously authorized the Transit Director to schedule a special bus to provide service from downtown Bradenton to the Manatee County Fair (Fairgrounds in Palmetto) January 24th through January 28th, 1978, from 12:00 noon to 6:00 p.m.; at a fare of 25¢ for adults (with no transfers) and 10¢ for children on Children's Day.

SANITARY SEWER SYSTEM - ENGINEERING SERVICES CORP CONTRACT

Motion was made by Mr Fowinkle to authorize the Chairman or Vice Chairman to execute contract with Engineering Services Corporation for installation of a sewage lift station monitoring system (\$131,962.) Motion was seconded By Mr Parrish and carried unanimously.

The County Attorney stated that the contract, the performance bond and certificate of insurance all appeared to be in good legal form. (Surety: Balboa Insurance Co.)

LOT CLEARING NOTICES OF LIEN

Motion was made by Mr Parrish that the Chairman be authorized to execute Notice of Liens

LC-1130 against lands owned by Coalla Edwards
in the total amount of \$78.00
LC-1141 against lands owned by Robert N. and
Elsie M. Seagle in total amount of \$83.00

Motion was seconded by Mr Fowinkle and carried unanimously.

DUAL TAXATION - COUNTY ATTORNEY

The County Attorney reported that he has been placed on the agenda by the Florida Advisory Council on Intergovernmental Relations, Committee on Dual Taxation, to speak at 3:00 P.M., Thursday, January 12, 1978, in Tampa, Florida, representing Manatee County.

Upon no objection from other members, the Vice Chairman instructed Mr Fay to attend the meeting, as requested.

SALES & USE TAX REPORT; SOUTH FLA MUSEUM/BISHOP PLANETARIUM BUDGET AMENDMENTS (VARIOUS)

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously approved

(1) Sales & Use Tax Report - Board of County Commissioners

- for Quarter ending December 31, 1977 - \$0.00
- (2) Sales & Use Tax Report - Manatee County Golf Course for Month ending December 31, 1977 - \$1,426.95
- (3) Request from South Florida Museum and Bishop Planetarium for transfer of appropriated operating funds in the amount of \$20,000.
- (4) Chairman to sign Federal Revenue Sharing Report (dated January 10, 1978)

and unanimously adopted Resolutions

- (1) authorizing LOUIS E. DRIGGERS, Chairman, Manatee County Board of County Commissioners OR DANIEL P. McCLURE, Vice Chairman, Manatee County Board of County Commissioners AND R.B. SHORE, Clerk of Circuit Court to sign checks withdrawing funds from:

Local Public Works Grant (Highway)
Account No. 19-207-6
Barnett Bank of Bayshore

RESOLUTION RECORDED S3-141

amending 1977-78 Budget by item to item transfer of funds:

Non-Departmental Expenditures

- (2) From: Contingency
To: Landfill Rental
(Schroeder-Manatee, Inc) - \$ 4,200.00
RESOLUTION RECORDED S3-142
- (3) From: Reserve for Contingency
To: Contributions (Hillsborough-Manatee
Mental Health Board) - \$23,000.00
RESOLUTION RECORDED S3-143
- (4) Planning & Development
From: Reserve for Contingency
To: Consulting Services
(Planning & Development Boards) \$ 4,000.00
RESOLUTION RECORDED S3-144

BILLS FOR PAYMENT

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the following bills were unanimously approved for payment:

Florida Local Environmental Regulation Assoc.	\$ 25.00	(Dues)
Kearney & Mulock	495.00	
Dr Angus W. Graham	27.00	
Manatee Mem. Hospital	- \$19,516.83; \$2,005.05; \$35.00	
Refunds: Claudette Washington	50.00	
Dennis Christie (Plumbing Permit)	25.00	
Medical Examiners	2,423.00	
Mann & Fay	\$4,575.00; 1,177.50; 780.00	
Bradenton Insurance Agency	\$414.00; 30.00	

BONDS

Motion was made by Mr Fowinkle, that bonds and refunds be approved as follows:

- 1) Release: PLANTATION VILLAGE, UNIT II,
Escrow Account for Landscaping
(Palmetto Federal Savings/Loan) \$9,173.00
(See also page 429)

Driveway Permits

- 2) Return: AARON HARMES, Cash Bond \$450.00
Permit No. 3248
- 3) Accept: E.W. BARTELS, Cash Bond \$150.00
Permit No. 3700
- 4) GEARTZ CONSTRUCTION CO., Cash Bond 125.00
Permit No. 2868
- 5) RONALD BAKER, Cash Bond 500.00
Permit No. 3459

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Moving & Alteration of Buildings

- 6) Approve: Rowe Meade for EUGENE COTTRELL,
Auto Owners Ins Co \$500.00
Premoving Permit No. 13648
- 7) Rowe Meade for MACK G. BRITT,
Auto Owners Ins Co \$1,500.00
Premoving Permit No. 13972

Motion was seconded by Mr Parrish and carried unanimously

WARRANT LISTS

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously approved Warrant Lists from January 3, 1978 to January 10, 1978 and authorized Warrant Lists to January 17, 1978, 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.

CORRESPONDENCE

The Vice-Chairman acknowledged correspondence from the following:

SUPERVISOR OF ELECTIONS - BOND

A letter from H. Jerome Davis, Supervisor of Elections advised that under FS 98.161, the Bond for the Supervisor of Elections was increased to \$5,000 on 1 January 1978 and that C.W. Wooten Insurance Company was so advised.

HILEAH, CITY OF - FLA COMMUNITY DEVELOPMENT ADMINISTRATORS (FCDA)

Richard W. Gross, City of Hileah, Director, Florida Community Development Association, in letter of December 19, 1977, solicited the Board's membership in that organization. No action was taken.

AGRICULTURE CENTER - FLA. POWER & LIGHT CO.

A.G. Putnam, Florida Power and Light Company, advised by letter that additional electrical service has been provided the Manatee Agriculture Center and Fairgrounds, Palmetto, and the monthly rental charge, effective December 29, 1977, will be increased by \$33.14, bringing the total monthly bill to \$171.23.

Motion was made by Mr Fowinkle that the letter from Mr Putnam be accepted and Richard Aalberg (County Extension Agent) be notified of the additional monthly expense. Motion was seconded by Mr Parrish and carried unanimously.

RECESS

Following a short recess, the Board reconvened with all members present except Mr Driggers and Mr Fortson.

ZONING

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

R-865 PIKE INDUSTRIES DEFERRED

Change present zoning from Professional to Commercial deferred 12/20/77

Mr Fowinkle advised that the petitioner and agent had requested another week's deferral of R-865, and upon no objection from other members, the Vice Chairman declared R-865 deferred one week.

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R-1074 JAMES & DENISE O'DONNELL- MOBILEHOME APPROVED

Request: Special Exception to permit a mobilehome as dwelling on 5.25 acres on the north side of 104th Ave. E, approximately 1200 feet west of Old Tampa Road.

Planning Commission recommended APPROVAL for a period of two years; an additional two years extension may be granted at the administrative discretion of the Planning Director.

The Planning Director stated that SE-1074 had been denied by the Board of Commissioners on December 20th, and is before the Board at this time upon the request of Mr Parrish, who had moved to deny the petition on December 20th.

Mr Parrish said that he had moved to deny SE-1074 because he had misinformation about the particulars of the special exception, and his main objection had been to the two years, with an extension of two years. He said he has since learned that the O'Donnells plan to live in the mobilehome while building a home; that the only other building in the immediate vicinity is another house in the early stages of construction. He recommended and moved that SE-1074 be reconsidered and approved for a period of one year, subject to considerable construction being done, then granting a six months' extension, if necessary; and adoption of appropriate resolution. Motion was seconded by Mr Fowinkle for discussion.

In response to Mr Fowinkle's question pertaining to a six-month waiting period before reconsideration of zoning items which have been denied, Mr Carrington stated that it has been his experience that if the Board Member who made the motion to deny the request, reinitiates it within thirty days, it is the prerogative of the Board to consider it.

The stipulations outlined by Mr Parrish were agreeable with the petitioners, and Mr McClure called for question on the motion. Motion carried unanimously

RESOLUTION RECORDED

SE-1079 DOMINICK A. REGINA BEER/WINE COP -APPROVED

Request: Special exception to permit sale of wine and beer and consumption on premises at 2700 Cortez Road (The Italian Fisherman Restaurant) on 3.44 acres
Planning Commission recommended APPROVAL

Motion was made by Mr Fowinkle to approve SE-1079 and adopt the appropriate resolution. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED

PLANTATION VILLAGE II - RELEASE OF BOND

The Deputy Clerk made reference to action earlier in the meeting wherein an escrow account in the amount of \$9,173.00 was approved for release to Plantation Village, Unit II, and upon checking, an addition assurance in the amount of \$9,944.00 was found to be on deposit. He requested this also be released.

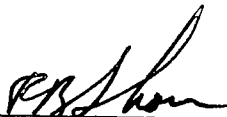
Motion was made by Mr Fowinkle to release the total account to Plantation Village, Unit II (\$12,117.00) Motion was seconded by Mr Parrish and carried unanimously.

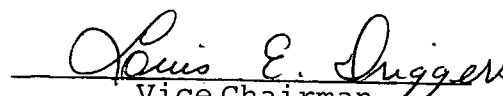
MEETING ADJOURNED

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

Attest:

APPROVED:


Clerk


Vice Chairman