

JANUARY 12, 1978

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Thursday, January 12, 1978, at 9:13 a.m.

Present were Commissioners:

Dan P. McClure
L. H. Fortson, Jr.
Lamar S. Parrish
Robert W. Fowinkle

Also present were

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

Commissioner Louis E. Driggers was absent.

The meeting was called to order by the Vice Chairman.

GARBAGE FRANCHISE ENCROACHMENT (C.T. ADAMS)

Tom Gallen, esq., appearing on behalf of C. T. Adams, requested the County to participate in filing suit against Ellen O'Brien, d/b/a/ Compacting Services, for encroachment of Garbage Franchise held by his client. He cited Section 13 of the Franchise Agreement wherein the County agrees to adopt the necessary rules and procedures to take whatever action is necessary to prevent infringements of the franchise districts. Mr. Gallen said he had the necessary witnesses and photographs in support of the case but felt County participation would have greater impact.

Following discussion, motion was made by Mr. Fowinkle to authorize the County Attorney to enter suit representing interests of the County Attorney to enter suit representing interests of the County and cooperate with Tom Gallen, Esq. and his client in preparation of joint suit. Motion was seconded by Mr. Parrish and carried unanimously.

SARA BAY COUNTRY CLUB/DAMAGES - DRAINAGE CANAL OVERFLOW

Mr. Gallen, representing Sara Bay Country Club, said they were claiming damages to the golf course and other improvements caused by eruption of County-maintained drainage canal. He said damages are estimated at about \$7,675.

It was agreed that a work session would be scheduled with Highway and Engineering Department after which County Attorney would contact Mr. Gallen.

LEGISLATIVE SESSION

Senator Gallen stated that hearings before the Legislative Delegation was tentatively scheduled for the first week of February.

WATER MAIN RELOCATION (I-75 & SR 64) USE PERMIT

Mr. Pittman, Director, Manatee County Utilities System, reported that they have been directed by the State and Federal Highway Departments to relocate the 36" Water Transmission Main at the I-75 and State Road 64 Interchange (State Road 93) and submitted documents to acquire the permits and requesting \$850,000 reimbursement.

Motion was made by Mr. Parrish to adopt Resolution authorizing execution of application to the State Department of Transportation for a Use Permit in connection with relocation of Water Main within the right-of-way of State Road 64; and execution of Utility Relocation Agreement for reimbursement of funds. Motion was seconded by Mr. Fowinkle and carried unanimously.

AGREEMENT
RESOLUTION/RECORDED

S3-145
S3-146

Mr. Pittman stated further that the Department of Transportation was requesting, due to furlaning, relocation of waterline on State Road 64, from I-75 to Morgan Johnson Road. This would cost the County approximately \$240,000. He said the Utilities System, along with Russell and Axon, were requesting DOT to reconsider the relocation of this line.

UTILITY EASEMENT (SLUSSER)

Upon motion by Mr. Fowinkle, seconded by Mr. Fortson, utility easement was unanimously accepted for the Manatee County Utilities System from Ray S. and Helen L. Slusser. (For water transmission main.)

PURCHASING

MCUS - Longboat Key Booster Station - Emergency Valve repairs
Motion was made by Mr. Fowinkle to waive the bid procedure and authorize emergency repairs to valve at Longboat Key Booster Station (Letter to be submitted declaring repairs to be of emergency nature.) Motion was seconded by Mr. Parrish and carried unanimously.

Motion was made by Mr. Fowinkle to approve recommendations of the Purchasing Director as follows:

LIBRARY - Irrigation System
Advertise for bids.

VARIOUS DEPARTMENTS - PVC Pipe (Polyethylene tubing)
Rescind award to Palmetto Pump; Award to next low bidder B&H Sales.

HIGHWAY & ENGINEERING BUILDING - Reroofing
Advertise for bids.

GRANTS DEVELOPMENT - Office Equipment
Award to low bidder - Bradenton Office Equipment.

Motion was seconded by Mr. Fortson and carried unanimously.

VARIOUS DEPARTMENTS - Petroleum Products
There was no objection to request by Mr. Mullon for deferral on award of bid.

LAKE MANATEE RESERVOIR DAM INSPECTION

Mr. Pittman reported that the Corps of Engineers are presently conducting Phase I of the inspection to the Lake Manatee Reservoir Dam. The results of Phase I will determine the necessity for Phase II.

CENTRAL HEADQUARTERS LIBRARY

Phil Place, Library Director, requested endorsement of letter dated January 10, 1978, from Croll/Rañon, McIntosh, Bernardo and Ramirez, Architects for the Central Library, recommending that the per diem penalty clause be waived for the contractor for a period of sixty days (from December 26, 1977) to allow the Library Director to proceed with furnishing the building.

Motion was made by Mr. Fowinkle to authorize execution of the letter from the architect granting the waiver subject to its first being signed by the contractor, Robert G. Hall. Motion was seconded by Mr. Parrish and carried unanimously.

HIGHWAY DEPARTMENT - RAILROAD DRAINAGE MAINTENANCE AGREEMENT

Mr. Fay reported that he had reviewed the Drainage Agreement between the Coastline Railroad and the County and there were several clauses which he felt should be deleted. He was instructed to contact Bill Eddenfield regarding the changes.

ELECTION PRECINCTS 26A AND 26B

Motion was made by Mr. Fortson to adopt Resolution

DIVIDING ELECTION PRECINCT 26 INTO ELECTION
PRECINCTS 26A AND 26B AND ESTABLISHING A POLLING
PLACE FOR ELECTION PRECINCT 26B

Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION RECORDED

S3-147

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(Cont'd)

CUTLER-HAMMER, INC. - INDUSTRIAL REVENUE BONDS

The County Attorney reported that executed copy of Inducement Letter on the Industrial Revenue Bonds had been received from Cutler-Hammer accepting the terms and conditions contained in the proposal by the Board of County Commissioners, Manatee County.

Motion was made by Mr. Fowinkle that the letter be accepted for the record. Motion was seconded by Mr. Parrish and carried unanimously.

S3-148

BILLS FOR PAYMENT

Motion was made by Mr. Parrish to authorize bills for payment as follows:

Mann & Fay (Mott Case)	\$1,738.75
Florida Health & Rehab. Services	1,513.96
Council on Aging, Inc.	3,386.04
Sarasota Memorial Hospital (Plewak)	2,005.05

Motion was seconded by Mr. Fowinkle and carried unanimously.

BONDS

Motion was made by Mr. Fowinkle to approve Bonds as follows:

MOVING & ALTERATION OF BUILDING	
R. E. Johnson, & Son, Inc.	\$1,500 Safeco Ins. Co.
For John Yelvington: Pre-Moving #13779	

MOVING & ALTERATION OF BUILDING	
R. E. Johnson, & Son, Inc.	\$1,500 Safeco Ins.
For Robert Brinn: Pre-Moving #13350	

Motion was seconded by Mr. Parrish and carried unanimously.

HISTORICAL COMMISSION - APPOINTMENTS

Mr. Fortson recommended and moved for reappointment of members to the Manatee County Historical Commission for four-year terms as follows:

W. W. Hampton	Barclay Horney
Norma Carter	Carl King
	C. M. Benson

Motion was seconded by Mr. Fowinkle and carried unanimously.

CIVIL AIR PATROL/TAG DAY

Motion was made by Mr. Parrish to grant request of the Civil Air Patrol to conduct a "Tag Day" sale on January 20 and 21, 1978. Motion was seconded by Mr. Fowinkle and carried unanimously.

MANATEE MEMORIAL HOSPITAL-WORKMAN'S COMPENSATION

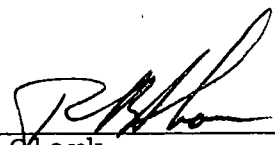
Motion was made by Mr. Fowinkle to approve the list of County Departments under which County Employees are eligible to be treated by Manatee Memorial Hospital Emergency Room physicians and referred to appropriate doctor for follow up diagnostic care for occupational injury or illness (Workman's Compensation). Motion was seconded by Mr. Parrish and carried unanimously.

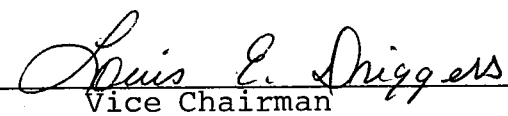
MEETING ADJOURNED

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

Attest

APPROVED


 Clerk


 Vice Chairman