

FEBRUARY 23, 1978

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, on Thursday, February 23, 1978, at 10:40 a.m.

Present were Commissioners
Louis E. Driggers, Chairman
Dan P. McClure
Lamar S. Parrish

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

Commissioners L. H. Fortson, Jr., and Robert W. Fowinkle were not present.

The meeting was called to order by the Chairman.

PURCHASING DEPARTMENT - ACTING DIRECTOR

Due to the imminent hospitalization of the Purchasing Director, motion was made by Mr. McClure to appoint John McCarthy as Acting Purchasing Director during the interim period. Motion was seconded by Mr. Parrish and carried unanimously.

PURCHASING

William Mullon, Purchasing Director, submitted requests and recommendations as follows:

PARKS & RECREATION/HIGHWAY DEPARTMENT - Flatbed Truck

Mr. Mullon reported that several Departments have requisitioned a flatbed truck and a used 1975 flatbed truck has been located with less than 30,000 miles. Due to the high cost of these trucks if purchased new, he recommended the Board consider purchasing the used one if found in good condition.

Motion was made by Mr. Parrish to waive the bid policy and authorize the Purchasing Director to negotiate for the acquisition of the used flatbed truck subject to Martin Williams' evaluation. Motion was seconded by Mr. McClure and carried unanimously.

STATE D.O.T. CONTRACTS/COUNTY PARTICIPATION

Motion was made by Mr. McClure to authorize the Chairman to sign a letter to State Division of Purchasing requesting certain steps be taken which would allow the participation of political subdivisions in State contracts. Motion was seconded by Mr. Parrish and carried unanimously.

LIBRARY - Trash Compactor

Motion was made by Mr. McClure to authorize the Purchasing Director to advertise for bids for a trash compactor for the Central Library. Motion was seconded by Mr. Parrish and carried unanimously.

LIBRARY - IBM LEASE/PURCHASE AGREEMENT

Motion was made by Mr. McClure to authorize the Chairman to execute Lease Purchase Agreement with IBM for a Mag Card Typewriter for the Central Library. Motion was seconded by Mr. Parrish and carried unanimously.

✓AGREEMENT RECORDED S3-200

FEDERAL SURPLUS PROPERTY UTILIZATION PROGRAM

Mr. Mullon requested authorization for the Chairman to sign Eligibility Application for Public Agencies forms designating representatives to have access to and/or receive property under the Federal Surplus Property Utilization Program. This item was deferred pending coordination with the County Attorney.

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(Cont'd)

CONSTRUCTION TRUST FUNDS

Upon motion by Mr. Parrish, seconded by Mr. McClure, Resolutions were unanimously adopted authorizing payment of

- 1) WATER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 11.650 D-64
Mann & Fay \$100.00
RESOLUTION RECORDED S3-201

- 2) \$1.8M WATER SYSTEM CONSTRUCTION LOAN
Payment No. 3
Russell & Axon \$ 4,086.04
Russell & Axon 151.80
Russell & Axon 275.78
Russell & Axon 2,985.52
Russell & Axon 2,160.00
Russell & Axon 1,611.72
Cone Brothers Contracting Co., Inc. 358,513.60
Vannice Construction Company, Inc. 117,997.69
Mann & Fay 137.50
RESOLUTION RECORDED S3-202

- 3) WATER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 11.650 B-119
Rusty Plumbing, Inc. \$7,596.15
RESOLUTION RECORDED S3-203

- 4) PROJECT CONSTRUCTION TRUST FUND ACCOUNT
STATE LOAN #2
Mann & Fay \$ 494.74
The Bradenton Herald 331.50
Russell & Axon 4,500.00
Russell & Axon 13,767.48
Russell & Axon 127.28
Cone Brothers Contracting Co., Inc. 204,196.74
Woodruff & Sons, Inc. 14,201.49
Woodruff & Sons, Inc. 22,644.73
Lanzo Construction Co., Inc. 221,054.19
Lanzo Construction Co., Inc. 22,813.93
Frederick J. Scott & Isabel R. Scott 566.92
RESOLUTION RECORDED S3-204

LAWSUIT - TOMASINO & ASSOCIATES, INC.

By letter dated February 20, 1978, the County Attorney recommended settlement in the amount of \$25,000 to Plaintiff in the lawsuit entitled Tomasino & Associates, Inc., v. Manatee County for and in consideration of a dismissal of this litigation with prejudice and a release of the County from all liability.

Motion was made by Mr. McClure to accept the recommendations of the County Attorney on settlement of the lawsuit and instruct the Clerk to prepare the appropriate resolution to transfer the funds from Contingencies. Motion was seconded by Mr. Parrish and carried unanimously.

RIVERDALE SUBDIVISION - SEPTIC TANKS (RIES)

Mr. Fay submitted License and Release granting Gordon E. Ries a license to construct and maintain a septic tank drain field on County right of way (Riverdale Subdivision) providing he holds a valid Septic Tank Permit and causes no damage to the property. It further provides that Dr. Ries quitclaims and releases unto the County all claim to the property and acknowledges that he can acquire no title to or ownership of the property.

Motion was made by Mr. McClure to authorize the Chairman to sign the License and Release and that it be recorded by the Clerk's office. Motion was seconded by Mr. Parrish and carried unanimously.

RECORDED

S3-205

PERSONNEL - CLAIM DISPUTE (MASTERSON)

Motion was made by Mr. McClure to adopt Resolution Settling Disputed Claim of William R. Masterson, an employee with the Highway Department during 1967-1977, seeking compensation for overtime hours worked but for which he was never paid (\$971.67). Motion was seconded by Mr. Parrish and carried unanimously. (Release to be signed by Mr. Masterson when payment received.)

✓ RESOLUTION RECORDED S3-206

LAWSUIT - IZAAK WALTON LEAGUE

The County Attorney announced that he would be attending a taking of deposition in Orlando on March 1, 1978, in connection with the Izaak Walton League lawsuit.

MCUS- WATER AND SEWER RATES

The scheduling of a public hearing on revisions to the Water and Sewer Rates Schedule was deferred until after a work session could be held. (MCUS letter dated February 21, 1978.)

(Mr. Fay Departed)

WATER & SEWER CONSTRUCTION REVENUE REPORT (R&A)

Motion was made by Mr. Parrish to authorize Russell and Axon to prepare an Engineering report of revenues required for construction over the next five to ten years as required by the Fiscal Advisors for purpose of Official Bond Statement (cost not to exceed \$1,000). Motion was seconded by Mr. McClure and carried unanimously.

WELL TESTING (S.W. FLORIDA WATER MANAGEMENT DISTRICT)

There was discussion of the requirement by the S.W. Florida Water Management District for those holders of Consumptive Use Permits to have their wells tested for chloride, who is to perform the tests, and who is to pay the \$5 charge for the testing. No action taken.

PERSONNEL - PRE-EMPLOYMENT PHYSICALS

Motion was made by Mr. McClure to authorize the Personnel Director to initiate the procedure of conducting pre-employment physicals prior to employment of County personnel. Motion was seconded by Mr. Parrish and carried unanimously.

BILL FOR PAYMENT

Motion was made by Mr. McClure to approve bill for payment as follows:

Poutre Enterprises, Inc.	\$2,173.84
(Two Day Seminar)	

Motion was seconded by Mr. Parrish and carried unanimously.

STUDENT GOVERNMENT WEEK

Mr. Pittman introduced Sue Hepburn of Manatee High School who has been with the Utilities System this week as part of Student Government Week.

MEETING ADJOURNED

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

Attest

APPROVED


Clerk


Chairman