

MAY 9, 1978

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, May 9, 1978, at 9:05 a.m.

Present were Commissioners
 Louis E. Driggers, Chairman
 Dan P. McClure, Vice Chairman
 Lamar S. Parrish
 Robert W. Fowinkle Jr
 L.H. Fortson Jr (entered during meeting)

Also present were
 E.N. Fay Jr, County Attorney
 L. Frappier, Deputy Clerk

The meeting was called to order by the Chairman.

Invocation by Commissioner Lamar Parrish.

The County Attorney introduced Alan Prather, new Associate with Law Firm of Mann and Fay.

PARTICIPATION PROJECT NO. 623

Public Hearing was opened for purpose of considering Preliminary Special Improvement Assessment Roll for road improvements in

PROJECT NO. 623 - 49th Avenue West,
 between 18th Street W. and 20th Street W.
 (\$7.41 per front foot)

Robert Hoffman, 1902 49th Avenue W., requested that priority be given to paving this street due to lapse of time since petition initiated; and that it be considered when Mr Fortson is present. Ed Sanker, 4707 24th Street, W., President of Holiday Heights Civic Association, requested that consideration be given to including improvements in Participation Project No. 1034 (involves one block of 18th Street W. contiguous to 49th Street project). This could be done simulataneously with Project 623 while the equipment is in the area.

The Right of Way Agent stated that a new petition with 100 percent participation has been received on the 18th Street project (No 1034), but engineering costs estimates are not ready. Chairman Driggers requested him to work with the Highway/Engineering Director to expedite the processes for public hearing on the 18th Street project so that both projects can be done at the same time.

Public Hearing was closed.

Motion was made by Mr McClure to adopt Resolution sustaining the Special Improvements Assessment Roll and authorizing liens on lots and parcels of land as reflected in said Roll. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

S4-76

LOT CLEARING - LC-1169

Public Hearing was opened for purpose of considering lot clearing petition

LC-1169 SEYMORE SAILES alleging that property owned by James A. & Essie Mae Baxter had not been mowed in accordance with requirements of Chapter 69-1284, Laws of Florida Special Acts of 1969.

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Dave Fulford, Enforcement Officer, Planning and Development Department recommended the lot be cleared and mowed.

Mr Parrish, in whose district the property is located, moved to approve Mr Fulford's recommendation, but withhold final action for one week to allow the Baxters to mow their lot. Motion was seconded by Mr Fowinkle and carried unanimously.

EMERGENCY MEDICAL SERVICES

Upon motion by Mr McClure, seconded by Mr Parrish, the Board unanimously approved reimbursement of students' costs for EMS Paramedic Technicians successfully completing the Cardiac Life Support Course.

AMBULANCE, SOUTH COUNTY STATION - ARCHITECT

In response to his request for authorization to obtain architectural design and costs estimates on the South County Ambulance Station, the EMS Director was instructed to select three architects from those certified to do business in Manatee County, and start negotiations.

GRANTS DEVELOPMENT DEPARTMENT

Regis Chapman, Director, Grants Development Department, submitted recommendations outlined in his letter dated May 9, 1978.

1. Two CETA Title I On-the-Job-Training Contracts:
 - a. R-155 with Marsten Leasing Corp. to train a Frammer, 4/25/78-10/16/78, \$1,500.00
 - b. R-156 with Happiness House Rehabilitation Center, to train a Microfilm Technician, 5/1/78-7/28/78, \$1,378.00

CONTRACTS RECORDED 5-6

2. CETA Title II Public Service Employment Program Classification changes for City of Anna Maria:
Delete: 1 Police Officer, Position 8/1-1, \$4.61 per hour
Delete: 1 Secretary, Position 8/1-2, \$2.69 per hour
Add: 1 Police Officer, Position 8/1-2, \$4.61 per hour
3. Addition to CETA Title II Public Service Employment Program Occupational Summary for County Transit Dept
Add: 1 Mechanic Helper, Position 8/14-1, \$2.82 per hour
4. Revised Manatee County Manpower Advisory Council By-Laws to reflect new membership level of 14 members
5. Modification No. 1 to CETA Title I Contract I-78-3 with Manatee County School Board to increase the contract \$10,000 for payment of client wages for youth work experience to a total contract amount of \$181,460.
6. Authorization to work with County Attorney to design rigorous proposal and review procedure and contract whereby non-County agencies would be required to state explicit objectives, document the need for services, establish auditable budgets and coordinate services.
7. Appointment of Sonia Davila and David Isbel to serve on Youth Services Advisory Board as replacements for Patricia Lowery and Gina Stanton who have resigned.

Motion was made by Mr McClure to approve Items 1 through 7, as recommended. Motion was seconded by Mr Fowinkle and carried unanimously.

Mr Chapman announced that the proposed projects and recommendations of the Executive Committee will be reviewed by the full Manpower Advisory Council Thursday, May 11th at 2:30 p.m.
(Enter Mr Fortson)

OFFICE SPACE

Motion was made by Mr McClure that the Director of Grants Development Department, and such other Directors as may be ap-

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appropriate, check into the feasibility and availability of office space and submit proposals from various landlords for consideration. Motion was seconded by Mr Fowinkle and carried unanimously.

PURCHASING DEPARTMENT

William S. Mullon, Purchasing Director, submitted recommendations outlined in his letter dated May 8, 1978.

MANATEE COUNTY UTILITIES SYSTEM

- A.1 Odor Masking Chemicals (Bid #78-55)
 a. Award to lowest responsible bidder - Consolidated Research

PURCHASING DEPARTMENT

- A.2 Inter-Local Agreement
 a. Rescind action 2/7/78, adopting Inter-Local Agreement
 b. Adopt substitute Inter-Local Agreement

Mr Mullon explained that, although the previous agreement was adopted by both the County and the City of Bradenton, the two agreeing parties did not sign the same document, therefore, no Agreement actually exists. He recommended adoption of an identical substitute document, prepared for signatures of both the Board and the City of Bradenton Council.

DATA PROCESSING DEPARTMENT

- A.3 Burster/Signer (Bid #78-56)
 a. Award to lowest responsible bidder meeting specifications - Moore Business Forms, \$8,360.30

Motion was made by Mr McClure that Items 1,2, and 3 in Mr Mullon's letter be approved. Motion was seconded by Mr Fowinkle and carried unanimously.

Mr Mullon made oral request as follows:

HIGHWAY DEPARTMENT

1. Resurfacing Projects (5)
 (Whitfield from 9th East to U.S. 41
 Idlewilde
 Madonna
 Sponic
 Intersection of Whitfield and U.S. 301)
 a. Advertise for bids as one project

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

WASTEWATER TREATMENT PLANT - ODOR

D.E. Pittman, Director, MCUS, and Herb Hayes, Consulting Engineer, reported on steps being taken by Manatee County Utilities Department to alleviate odors emanating from the Wastewater Treatment Plant sludge ponds.

Mr Hayes recommended a drawdown of ground water with application of lime to the surface of the ponds; that the ponds be cleaned annually and lime applied regularly throughout the year. Upon question by Mr McClure, he advised that the Operating Manual requires, and the plant is designed to be cleaned yearly; that if the plant is being properly operated the annual cleaning of the ponds should present no problems.

He said that he will review copies of reports made to the Department of Natural Resources and report his findings and make recommendations on the following Thursday.

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Mr Pittman stated that, to the best of his knowledge, the sludge ponds have not been cleaned since the plant was put into operation in 1974; that one deficiency could possibly be that the design calls for two supernating pumps, but only one is installed and in operation.

Albert Exoo, 4507 60th Street, W., repeated complaints about the odors and asked what is being done about the problem. Robert Lanou, 4527 56th Street, stated that he has had 30 years' experience in well-pointing and recommended installing well points to drain surplus water. He was invited to visit the site and make suggestions.

Mr Lanou further pointed out the undesirable conditions at the site of the abandoned treatment plant (owned by Florida Outdoor, Inc) at the end of 58th Street, and the overall drainage problems in that general area.

He was advised that the Health Department and the Engineering Department would be requested to investigate these conditions.

BRADENTON BEACH FISHING PIER

The County Attorney submitted Amendment to Project Agreement to amend portions of that Project Agreement between Manatee County and the Department of Natural Resources, Division of Recreation and Parks, extending completion date of the Bradenton Beach Fishing Pier from June 30, 1978 to September 1978.

Motion was made by Mr Fowinkle to authorize the Chairman to execute the Amendment to Project Agreement. Motion was seconded by Mr Fortson and carried unanimously.

✓ AGREEMENT RECORDED

S4-77

AGREEMENT - OFFICE EQUIPMENT

The County Attorney submitted Agreement for Purchase of Installed IBM Machines wherein the County agrees to purchase IBM equipment now installed in the County Utilities System under a lease agreement. He explained that it is the same basic proposal recommended by MCUS and previously submitted by the Purchasing Director, except the Optical Mark Meter, which is not needed by MCUS, has been deleted.

Motion was made by Mr Parrish to authorize the Chairman to execute the Agreement with the deletion of the Optical Mark Meter. Motion was seconded by Mr Fowinkle and carried unanimously.

✓ AGREEMENT RECORDED

S4-78

MCUS - IMPROVEMENTS AND REFUNDING BONDS PROGRAM

The County Attorney announced that an informal presentation by various officials in connection with the MCUS Bonds Issue will be held in Commission Chambers at 9:00 a.m. Thursday, May 11th, and briefly outlined the agenda, stating that time is of the essence in finalizing all the pertinent documents to meet deadline date of Midnight, Monday, May 15th.

Mr McClure requested that Ed Keene and representatives of Inter-City and Southeast Banks be invited to be present and available to answer questions the Board might have. There were no objections.

FAIR LANES ACRES - SEWER SYSTEM AGREEMENT

The County Attorney submitted Agreement with Fairlane Utilities Inc for the purpose of providing for certain uniformity in continuity in sewer collection services and rate charges to the owners and residents of Fairlane Acres, Fair Lane Acres First Addition, Fair Lane Acres 3rd Addition and Replat of 3rd Addition to Fair Lane Acres, setting forth the duties and responsibilities to be

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performed by Manatee County Utilities System and "Fair Lane" and setting forth rates and fees to be paid by both parties.

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

✓ AGREEMENT RECORDED

S4-79

WATER/SEWER RATES REVISION; TRAILER PARKS;
COMMERCIAL ESTABLISHMENTS, ETC

Mr Fortson stated that he would like input and recommendations from the Director of the Utilities Department before taking any action on proposed revision of water and sewer rates and fees for certain commercial establishments, travel trailer parks and septic tank cleaners, and recommended deferral for one week. There was no objection.

RECESS

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

ZONING

Recommendations of the Planning Commission were submitted by Charles Carrington, Director, and Bill Swann, Planner.

R-883 - WILLIAM H. FISK - DEFERRED

Request: Rezone from -A- to C-1 originally deferred 3/1/78.

The Planning Director relayed request from petitioner for an additional thirty (30) days deferral, due to problems arising from absentee property owner.

Motion was made by Mr Parrish that R-883 be deferred for a period of thirty days. Motion was seconded by Mr Fowinkle and carried unanimously.

R-891 ROSARIO & NETTIE DAVI - DEFERRED

Request: To change zoning from R-1A to R-1AA for construction of one duplex unit on 0.23 acre at 86th Street, W., two blocks south of Cortez Road.

Planning Commission recommended APPROVAL.

Mr Fortson, in whose district the property is located, questioned desirability of opening this area up to further duplex development, and requested action be deferred one week to permit him an opportunity to view the site personally. There were no objections.

R-892 - HAMLIN B. JONES - APPROVED

Request: To change present zoning from M-1 to C-1, for construction of a hotel on 0.86 acre at 4110 126th St., W., Cortez
Planning Commission recommended APPROVAL.

Mr Jones outlined proposed plan and was available to answer any questions.

Motion was made by Mr Fortson that R-892 be approved. (by adoption of appropriate Resolution) Motion was seconded by Mr McClure and carried unanimously.

✓ RESOLUTION RECORDED

R-89

R-894 CHARLES & ROSALEE GORDON - DENIED

(John Patterson, Attorney/Agent) Request:
To change present zoning from -A- to M-2

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for construction sitework improvement,
earth and aggregate hauling business on 2.112
acres 500 feet north of Tallevast Road and
850 feet east of Prospect Road.
Planning Commission recommended DENIAL
based on incompatibility with surrounding
rural/agricultural uses.

The Planning Director stated that the Health Department had no objections if the proposed use is in compliance with the applicable Chapters of the Administrative Code of the State of Florida; but that the Highway Department recommended DENIAL due to 1) county maintained roads leading to the site are inadequate to carry traffic associated with use and 2) existing drainage problem in the area. He advised there were eight (8) individuals who spoke in opposition to the petition and a petition with signatures of 30 surrounding property owners is on file in opposition.

The petitioner and his attorney, John Patterson, were present to answer any questions and Mr Patterson explained that the Gordons purchased the property six years ago and started a tractor repair business, which has expanded to its present size (13 employees) without any complaints. However, on February 28, 1978, the Gordons received notification of violation of zoning ordinance from the Enforcement Division of the Planning Department. He stated that properly zoned property has been located and requested this case be granted a hardship status, and his clients given six months time in which to make the transition.

Motion was made by Mr McClure to deny R-894, and instruct the Planning Director to withhold any enforcement action for a period not to exceed six months to allow the Gordons to make the transition. Motion was seconded by Mr Fowinkle and carried unanimously.

HOUSEMOVING PERMIT - EUBANKS

Motion was made by Mr Parrish to approve application for

R.E. JOHNSON to move a building for
JACK EUBANK from the north side of SR 62
one mile west of SR 39
to 319 36th St. Ct., E., Palmetto

Motion was seconded by Mr McClure and carried unanimously.

INTERLOCAL AGREEMENT - CITY OF BRADENTON

At the request of the County Attorney to make a separate motion in connection with rescinding action of February, 1978 on the Inter-Local Agreement and the adoption of substitute agreement, motion was made by Mr Fortson to rescind previous action taken on the Inter-Local Agreement. (designated as Item No. 2 in recommendations by the Purchasing Director which was included in the motion approving Items 1, 2 and 3). Motion was seconded by Mr Fowinkle and carried unanimously.

Mr Fowinkle moved to rescind action and set aside that Inter-Local Agreement which was approved and executed by the Board 2/7/78. Motion was seconded by Mr Fortson and carried unanimously.

Motion was made by Mr Fowinkle that the Chairman be authorized to execute the

INTER-LOCAL AGREEMENT PROVIDING FOR COOPERATIVE
PURCHASING BETWEEN VARIOUS PUBLIC AGENCIES
to be executed by Manatee County and the City of Bradenton.
Motion was seconded by Mr Fortson and carried unanimously.

AGREEMENT RECORDED

S4-80

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BONDS

Motion was made by Mr Fortson, to accept bond from

Saddle Creek Construction Co. - Cash Bond \$3,663
Driveway Permit No. 4062

Motion was seconded by Mr Parrish and carried unanimously.

BILLS FOR PAYMENT

Upon motion by Mr Fortson, seconded by Mr McClure, following bills were unanimously approved for payment:

Sarasota Memorial Hospital (Welfare)	\$1,336.70
Kearney & Mulock (Month of April 1978)	315.00
Lehman, Foley & Schermer, Med. Exams.	1,833.00
Smith, Young & Blue (Month of April '78)	1,385.43

GUN PERMITS (APPLICATIONS)

Westwood Fletcher, Personnel Director, announced that applications for Permits to Carry Concealed Pistols have been mailed to persons requesting permission to carry guns.

PERSONNEL: HOLIDAY (HIGHWAY DEPARTMENT)

The Personnel Director submitted memorandum from E.L. Dougherty, Director, Highway /Engineering, outlining recommendations for Highway Department employees observance of Memorial Day holiday, as follows:

Employees working normal 4 ten-hour days, with Monday, 29th as normal day off, will observe Tuesday, May 30th as the holiday and be paid for a 10-hour day.

Employees working 5 eight-hour days will be off Monday, May 29th, and will be paid for 8 hours on that date.

Employees working the Wednesday through Saturday ten-hour shift will receive Saturday, May 27th as their paid holiday.

Motion was made by Mr Fowinkle to approve recommendations of the Highway Director. Motion was seconded by Mr Fortson and carried unanimously.

PERSONNEL: ADDITIONAL SICK LEAVE - SAYERS

The Personnel Director submitted memorandum from D.E. Pittman, Director, County Utilities Director, requesting additional sick leave be extended Mrs Florence Sayers, MCUS employee who has exhausted all her sick and vacation leave and is still in the hospital; that although she has been with the Utilities System since November 1973, she was employed by the County School Board from May 1960 to November 1973.

Motion was made by Mr McClure to grant additional sick leave not to exceed two hundred (200) hours. Motion was seconded by Mr Parrish and carried unanimously.

MANNING LEVELS - AMENDED

Upon motion by Mr Fortson, seconded by Mr Parrish, Resolution was unanimously adopted amending authorized Manning Levels, by Job Classification, as follows:

UTILITIES SYSTEM	CLASSIFICATION		DEPARTMENT	
	FROM	TO	FROM	TO
Sewage Collection Tech II (WW)	3	4		
Sewage Collection Tech Helper (WW)	2	3	192	194

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	<u>CLASSIFICATION</u>		<u>DEPARTMENT</u>	
	<u>FROM</u>	<u>TO</u>	<u>FROM</u>	<u>TO</u>
<u>TRANSIT DEPARTMENT</u>				
Auto Equipment Mechanic II	0	1	28	29
<u>PERSONNEL DEPARTMENT</u>				
Secretary I	1	0		
Secretary III	0	1	8	8

RESOLUTION RECORDED

CONSOLIDATION SHEETS

The Personnel Director submitted and requested approval of previously coordinated Consolidation Sheets (New Hires, Salary Increases, Terminations, Miscellaneous/Travel Authority).

Motion was made by Mr Fortson to approve the Consolidation Sheets as presented. Motion was seconded by Mr Parrish and carried unanimously. (typographical error corrected, re: Misc. Travel Authority, Ralph Coan: changed from MVI to Planning Dept)

CORRESPONDENCE/REPORTS

The Chairman acknowledged correspondence and reports, as follows:

1. League of Women Voters: Request use of Voting Machines in connection with "Silver-Haired Legislature" project May 23, 1978.

VOTING MACHINES

Motion was made by Mr Fowinkle that the request for the voting machines be approved. Motion was seconded by Mr Parrish and carried unanimously.

2. Chairman Driggers announced a joint County-City of Bradenton work session scheduled for 2:00 p.m. Wednesday, May 10th to discuss centralization of governmental services.
3. Mr Driggers suggested Board Members give consideration to necessity to appoint a Director of Motor Vehicles Inspection Department and be prepared to act on this matter as soon as possible.
4. The Chairman reported that the Department of Environmental Regulations will hold a public hearing on May 23, 1978, 9:00 a.m. regarding a lawsuit being brought by the Isaac Walton League in connection with construction of I-75.

I-75 - ISAAC WALTON LEAGUE - DEPARTMENT OF ENVIRONMENTAL REGULATIONS

Motion was made by Mr McClure to authorize the County Attorney to draft a Resolution in favor of permits being granted by the Department of Environmental Regulations to proceed with letting of contracts for the largest segment of I-75 in Manatee County. Motion was seconded by Mr Parrish and carried unanimously.

CIVIL DEFENSE - BASIC EMERGENCY OPERATIONS PLAN

Upon motion by Mr McClure, seconded by Mr Fortson, the Chairman was unanimously authorized to execute the Civil Defense Basic Emergency Operations Plan.

WARRANT LISTS

Motion was made by Mr Fortson to approve Warrant Lists from May 2, 1978 to May 9, 1978 and to authorize Warrant Lists to May 15, 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. Motion was seconded by Mr Parrish and carried unanimously.

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MINUTES APPROVED

Upon motion by Mr Parrish, seconded by Mr Fortson, the Board unanimously approved Minutes of previous meetings as follows:


REGULAR SESSIONS: March 23, April 11, & 18, 1978
SPECIAL SESSIONS: April 13, 20 & 25, 1978.

MEETING ADJOURNED

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

Attest:

APPROVED:



Clerk



Chairman

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JOINT MEETING: BOARD OF COUNTY COMMISSIONERS and CITY OF BRADENTON
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