

OCTOBER 5, 1978

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Tuesday, October 5, 1978 at 9:28 a.m.

Present were Commissioners
 Louis E. Driggers, Chairman
 Lamar H. Parrish
 L.H. Fortson Jr
 R.W. Fowinkle III

Commissioner D.P. McClure was absent.

Also present were:
 D.B. Collier, County Administrator
 E.N. Fay Jr, County Attorney
 L. Frappier, Deputy Clerk, representing R.B. Shore, Clerk.

Representing the various news media were Betty Kohlman, St Petersburg Times; Mark Todd, Sarasota Herald-Tribune and/or other agents who entered during the meeting.

The meeting was called to order by the Chairman.

GRANTS DEVELOPMENT DEPARTMENT

Regis Chapman, Director, Grants Development Department, submitted for approval requests outlined in his letter dated October 4, 1978.

- (1) Authorize Chairman to execute Certificate of Acceptance of Subgrant Award for LEAA Project #78-A1-08-FD02 for the Manatee County Girls Club, East Bradenton C.A.R.D.D. (Community Assumption of Responsibility of Delinquent Dependents), in the amount of \$14,678, to include \$734 State match and \$734 local match.
- (2) Authorize Chairman to execute contract with Manatee County Girls Club for LEAA (Part C) Grant, East Bradenton C.A.R.D.D. (ref. Item (1) above) CONTRACT RECORDED
- (3) Authorize Chairman to execute Certificate of Acceptance of Supplemental Grant AWARD for LEAA Project #77-A2-08-CE02 for the Sheriff's Department, State of the Art Communications in the amount of \$12,052, including \$603 State match and \$602 local match.
- (4) Approval to pay \$409 in costs due to the improper termination of CETA Title Classroom Training Participant, Lyndon Bodner. Total due Mr Bodner is based on the following: (To be paid from CETA Title I Grant)

1) Lost allowance for period 8/28/78 - 9/22/78	\$318.00
2) Legal Fees	75.00
3) Tuition Fee upon enrollment	16.00

S5-160

Upon recommendation by the County Attorney, Mr Fortson moved to incorporate into the record letter from David W. Miner, Attorney, dated October 3, 1978, Re: Lyndon "Lee" Bodner, CETA Classroom Student, setting forth the facts, and signed by Regis Chapman, Director, and Deborah Pascell, Hearing Officer, indicating their concurrence with these facts, and approve the payment of \$409.00, subject to letter of release from claimant releasing the County and Grants Development Department from any and all liability. Motion was seconded by Mr Fowinkle and carried unanimously.

LETTER RECORDED

- (5) Approval of contract with Manatee County Sheriff's Department: CETA Title VI, No. VI-79-1, to provide PSE positions in job classifications of Patrolman Deputy Sheriffs and Correctional Officers, in the amount of \$84,337.00
CONTRACT RECORDED

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Cont'd

Motion was made by Mr Parrish to approve Items (1) (2) (3) and (5) as outlined by Mr Chapman. Motion was seconded by Mr Fowinkle and carried unanimously.

WORK RELEASE PROGRAM - CETA

Mr Chapman explained that, although the CETA position for cook in the County Work Release Program has been deleted, Ed Ingersol, Director of the Work Release Program, is filing an appeal to the Manpower Advisory Council, and the CETA participant presently filling the cook's position will continue to work until the appeal procedure has been completed.

There were no objections to recommendation by Chairman Driggers that the Board defer its decision until the appeal procedure is completed.

PERSONNEL: MANNING LEVELS/AMENDED

Motion was by Mr Fortson to adopt resolution amending authorized manning levels in

<u>COUNTY ADMINISTRATOR, DEPT. OF</u>	<u>CLASSIFICATION</u>		<u>DEPARTMENT</u>	
	<u>FROM</u>	<u>TO</u>	<u>FROM</u>	<u>TO</u>
<u>Secretary III</u>	0	1	1	2
<u>UTILITIES DEPT.</u>				
<u>Draftsman II</u>	2	1		
<u>Engineering Tech IV</u>	0	1	193	193
<u>LIBRARY</u>				
<u>Bookkeeper</u>	0	1	64	65

Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

PERSONNEL: COUNTY PAY PLAN/AMENDED

Robert E. Fowler, Personnel Director, submitted Memorandum dated October 4, 1978, with schedule outlining proposed salary range and percentage of increase. He recommended that all entry level pay rates currently in effect be increased by thirty-two cents (.32¢) an hour, to coincide with the cost-of-living increase approved for all regular County employees.

Motion was made by Mr Parrish to approve the Amendment to the County Pay Plan. Motion was seconded by Mr Fowinkle and carried unanimously.

RECORDED

PURCHASING DEPARTMENT

David B. Collier, County Administrator, submitted recommendations of the Purchasing Director, dated October 4, 1978.

COURTHOUSE ANNEX

1. Air Conditioner: Removal and Replacement
 - a. Permission to obtain sealed quotes
 - b. Submit quotes to Board for consideration and award of bids the following Thursday, due to emergency situation.

Motion was made by Mr Fortson to authorize the Purchasing Director to obtain the quotes on the Air Conditioner. Motion was seconded by Mr Fowinkle and carried unanimously.

Upon recommendation of Mr Fortson, the County Administrator said he would instruct the Purchasing Director to consult with engineer and/or the architect on site at the Annex to develop specifications for bidding.

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LAWSUIT: HOUSEMAN, ET AL

The County Attorney submitted his letter to the Board, dated October 4, 1978, outlining details of Lawsuit

Re: United States of America vs Byron A. Housman, et ux,
et al, Case No. 78-703-CIV-T-R, United States District
Court for the Middle District of Florida, Tampa Division

and explained that the litigation involves a mortgage foreclosure by the United States (FHA) against Mr Housman, covering property in Bayview Park Subdivision. In 1976 a Court Order by Manatee County Court created a lien in the amount of \$100 against all property of Mr Housman as reasonable attorney fees for services rendered by a Public Defender in connection with a criminal matter involving Mr Housman. Since the lien by the County is subordinate to the mortgage of the USA, he suggested it would not be appropriate to actively prosecute any substantial defensive efforts on behalf of the County, and recommended he be authorized to represent the County in this litigation and render necessary legal services to protect the interests of the County, at fees outlined in his letter.

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

SARASOTA-MANATEE AIRPORT - RACING WHEELS INC

The County Attorney made reference to correspondence from John A. Mullen, President, Whitfield Estates-Ballentine Manor Estates Association, who advised that Racing Wheels, Inc. (whose petition to develop and operate a go-cart race track at Sarasota-Bradenton Airport was denied by the Board 7/25/78) is providing go-cart rides to the public on weekends at the track they developed. Mr Mullen requested the Board enforce its ruling and require Racing Wheels, Inc to cease its operations immediately.

He summarized action taken:

- Dave Fulford, Planning and Development Enforcement Division, sent certified letter to Racing Wheels Inc. demanding that operations cease
- The Attorney for Airport Authority sent certified letter of demand to Racing Wheels Inc to vacate the property
- County Attorney wrote letter to Airport Authority advising them of the violation of the zoning ordinance and giving them ten days to take action.

He stated that, subsequently, the Attorney for the Sarasota-Bradenton Airport has advised him that if Racing Wheels Inc. do not respond to written demand to vacate the property, they will consider a suit to evict them from the land.

BILLS FOR PAYMENT

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

Marla Diffenwierth (Court Reporter)	\$	15.00
Betty L. Putnam (Court Reporter)		63.50
Mann & Fay (CA-77-1061, '77 Tax Roll)		450.00
Medical Examiners (Dr Lehman & Assoc.)		1,250.74

BONDS

Motion was made by Mr Fortson to approve bond:

Moving & Alteration of Building
Rowe Meade for L.Y. Teves,
(From 215 2nd Ave. E. to 615 39th St. W.)

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(From 215 2nd Ave. E. to 615 39th St. W.)
Auto Owners Ins. Co Surety, \$1500
Pre-Moving Permit No. 17130; Moving No. 17972

Motion was seconded by Mr Parrish and carried unanimously.

COMMUNITY DEVELOPMENT BLOCK GRANT - AUDIT

Motion was made by Mr Fortson to accept into the record the Audit Report on the Community Development Program, Manatee County Community Development Block Grant Funds (Multi-Purpose Center, Samoset) prepared by Valdes, McLain, Pratt & Co., Certified Public Accountants. Motion was seconded by Mr Parrish and carried unanimously.

LIBRARY: BOARD MEMBERS

Mr Fowinkle moved that Mrs Kay Kirby and Mrs Harper Kendrick be reappointed to serve as Members of the Library Board for terms of four years, retroactive to January 1978. Motion was seconded by Mr Fortson and carried unanimously.

MANATEE COUNTY CIVIC CENTER STEERING COMMITTEE/AUTHORITY


Chairman Driggers furnished members of the Board with a list of names of members of the County Civic Center Steering Committee, requesting they review the list and be prepared to make recommendations on appointment of members to serve on the official Manatee County Civic Center Authority at the next regular meeting of the Board.

MEETING ADJOURNED

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

Attest:

APPROVED:



Clerk



Chairman