

OCTOBER 10, 1978

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

Present were Commissioners
 Louis E. Driggers, Chairman
 Dan P. McClure, Vice Chairman
 Lamar S. Parrish
 L.H. Fortson, Jr
 Robert W. Fowinkle III

Also present were:
 E.N. Fay Jr, County Attorney
 L. Frappier and R. Umana, Deputy Clerks, representing
 R.B. Shore, Clerk
 Dave Collier, County Administrator, entered during the meeting.

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

The meeting was called to order by the Chairman.

Invocation by Rev. V.L. DeVore, Terra Ceia Baptist Church

LOT CLEARING

Public hearing was opened for purpose of considering Lot Clearing Petitions

- 1) LC-1211 - Robert Byers alleging that property owned by D.D., K.G. & Marine Kampenga had not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969.

Dave Fulford, Enforcement Officer, Planning and Development Department, advised that the lot has not been mowed for over six months and submitted photograph as evidence.

Mr Fortson moved for adoption of Resolution determining that the property owner had not complied with lot clearing law and demanding that corrective action be taken with regard to clearing the land. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED S5-161

Mr Fulford advised that the property described in LC-1214 (Geary vs Fill) has been cleared and no action is necessary.

Mr Fulford stated that the property described in LC-1217 (Smith vs Trapp) will be mowed, by the owner (James Trapp).

- 2) LC-1221 - Lola Pompey alledging that property owned by Frank Harris (heirs) had not been cleared in accordance with requirements of Chapter 69-1284 Laws of Florida, Special Acts of 1969.

Isaac Hart, brother of Frank Hart (deceased) was present and stated that the property had been deeded to Frank Hart's step-daughter and her husband Howard White, both of whom are also deceased, that until his death Mr White had paid the taxes on the property.

Lola Pompey said the lot had not been cleared for about ten years, and stated that clearing out the underbrush would be satisfactory with her.

Public Hearing was closed.

OCTOBER 10, 1978

Cont'd

Mr Parrish recommended action be deferred on LC-1221 until ownership is established. There were no objections.

Chairman Driggers advised Mrs Pompey that when the owner is located, she would be notified of the new public hearing date. Mr Fulford was instructed to continue his effort to determine ownership of the property.

(Enter Mr Collier)

GRANTS DEVELOPEMENT DEPARTMENT

In the absence of Regis Chapman, Director, Grants Development Department, David Collier, County Administrator, submitted recommendations of the Grants Department outlined in Mr Chapman's letter dated October 10, 1978.

- (1) Approval of corrected application for CETA Title I Section 112 Vocational Education non-financial agreement in the amount of \$68,178.
- (2) Approval of CETA Title I On-the-Job Training Contracts:
 - a. R-177 with Agricultural Research and Education Center, \$2,047.68
 - b. R-178 with Manatee County Sheriff's Department, \$798.60
 - c. R-179 with Green Fountain Garden Center, \$2,427.40
 - d. R-180 with BaCarr, Inc., \$2,029.00
 - e. R-181 with BaCarr, Inc., \$2,548.00
 - f. R-182 with Manatee Opportunity Council, \$469.92
 - g. R-183 with Manatee County Clerk of the Circuit Court, \$1,762.00
 - h. R-184 with Manatee County Clerk of the Circuit Court, \$3,257.00
 - i. R-186 with Custom Color Lab of Florida, \$3,315.00
 - j. R-185 with Manatee Chamber of Commerce, \$5,000.00
 - k. R-187 with Dan Zoller Engineering, Inc., \$1,601.80

Motion was made by Mr Fowinkle that Items (1) and (2) be approved. Motion was seconded by Mr Fortson and carried unanimously.

CONTRACTS RECORDED

- (3) Authorization for Chairman to execute Certification of Acceptance of Subgrant Award for LEAA Project 78-A1-08-FC01 for the Youth Services Coordination Project.

Motion was made by Mr Fortson to authorize the Chairman to sign. Motion was seconded by Mr McClure and carried unanimously.

PLANNING AND DEVELOPEMENT DEPARTMENT

Charles Carrington, Planning Director, submitted letter from Michael R. McKinley, DRI Coordinator for the Tampa Bay Regional Planning Council, dated October 3, 1978,

Re: Development of Regional Impact #770861; Swift Duette Mine, Manatee County

advising that public hearing on the DRI may now be set in accordance with local procedures, and notice shall be published at least 60 days in advance of the hearing.

Robert Riles, County Land Planning Branch, recommended the (joint Board of County Commissioners-County Planning Commission) public hearing be held in the auditorium of the County Library at 9:00 January 10,11,12, 1979.

Motion was made by Mr Parrish to set Public Hearing on Swift's DRI at 9:00 a.m., January 10, 11, 12, 1979, and authorize Planning Department to publish the notice.

PURCHASING DEPARTMENT

William S. Mullon, Director, Purchasing Department, submitted recommendations outlined in his letter dated October 3, 1978.

OCTOBER 10, 1978

Cont'd

MANATEE COUNTY UTILITIES SYSTEM

- A.1 Concrete Package Wastewater Treatment Plants
(at three different locations in Palm Aire Subdivision)
- a. Board determine equipment excess to County needs
 - b. Authorize Purchasing Director to advertise for sealed bids for sale of equipment
 - c. Receive bids and return to Board with recommendation.

COURTHOUSE ANNEX

- A.2 Air Conditioning Repairs/Maintenance
- a. Approval of after-the-fact repairs
 - b. Approval of after-the-fact issuance of Purchase Order No. 19676 to Cain Air Conditioning & Heating for emergency repairs (not to exceed \$3,500)

VARIOUS DEPARTMENTS

- A.3 Annual Requirements
- a. Advertise for sealed bids

EMERGENCY MEDICAL SERVICES

- B.1 South County Ambulance Station - Bid No. 78-73
- a. Award to lowest responsible bidder
DeLesline Construction Co. - \$27,840.00

Mr Collier recommended construction of a South County Ambulance Station be deferred; that the site be used for placement of a mobilehome and the Planning Department be instructed to prepare a zoning text amendment to allow the use of a temporary structure for public use in a commercial zone.

Motion was made by Mr McClure to authorize the Planning Department to draft the necessary change to the zoning text and set a public hearing date. Motion was seconded by Mr Fowinkle and carried unanimously.

Mr Mullon requested change in his request in B.1 to reject all bids and return bid securities.

The County Attorney, with concurrence of the County Administrator, requested that before terminating the bids, he be given an opportunity to review the AIA Architect's contract and make recommendations. There were no objections, and action was deferred to the following Thursday.

The Purchasing Director submitted additional (oral) requests as follows:

- 1) That the County Attorney review bid bond submitted by Inter City Construction Company in connection with the South County Ambulance Station, and if it meets with his approval, return the cashier's check to the construction Company.
- 2) HIGHWAY & ENGINEERING DEPT
 - I. Storm Sewer - 6323 Georgia Avenue W.
 - a. Waiver of bid procedure
 - b. Approval for issuance of Purchase Order to Woodruff & Sons in the amount of \$4,650 for emergency repairs.

Upon recommendation of the County Attorney, action on Mr Mullon's request Re: substituting the bid security bond for Inter City Construction Company was deferred to the following Thursday.

Motion was made by Mr Fowinkle to approve Items A.1, A.2, A.3, waive bid procedure and approve purchase order to Woodruff to accomplish emergency repairs of the storm sewer on Georgia Avenue Motion was seconded by Mr Fortson and carried unanimously.

TRANSIT: SETTLEMENT AGREEMENT (BUS WINDOWS)

Phil Davis, Transit Director, submitted a proposed settlement arrangement with Argosy Bus Company to equally divide the costs of replacement and installation of the windows in the Argosy buses (which failed to meet State and County specifications) at a cost to the County of \$6,500. Upon settlement, the State will release \$12,074.21 to the County to make final payment to Argosy, at which time Argosy will remove the County from its "cash only" basis now in effect.

Motion was made by Mr Fortson that the Settlement Agreement be approved. Motion was seconded by Mr Parrish. Voting "Aye" were Commissioners Fortson, Parrish, Fowinkle and Driggers. Mr McClure voted "Nay". Motion carried.

RECORDED S5-162

SEWER LIFT STATIONS (MONITORING SYSTEM) - CHANGE ORDER

D.E. Pittman, Director, Manatee County Utilities System, submitted and recommended approval of

Change Order No. 1 - Engineer Service Corp.
to extend contract completion date to 11/30/78
on installation of Sewage Lift Station Monitoring
System, Project. No. 630-671-01.

Motion was made by Mr McClure to approve Change Order No. 1, subject to the approval of the County Attorney. Motion was seconded by Mr Fowinkle and carried unanimously.

WATER TREATMENT PLANT; ELWOOD PARK BOOSTER STATION

Mr Pittman submitted for execution necessary forms for Authorization to Russell & Axon to Perform Engineering Services in connection with

- 1) Water Treatment Plant Expansion
Redesign of the control system and revision of final construction plans and specifications as authorized by the Board of Co. Commissioners 10/3/78
- 2) Water System Improvements, Elwood Park Booster Station
Redesign of the control system and changes in the yard piping as authorized by the Board 10/3/78.

Motion was made by Mr McClure to accept and execute the forms. Motion was seconded by Mr Fowinkle and carried unanimously.

PERMIT (DER) - WATER TRANSMISSION MAIN, BRADEN RIVER CROSSING

In connection with installation of 36" water transmission line across the Braden River, State Road 70, motion was made by Mr McClure to authorize the Chairman to sign the Department of Environmental Regulations (DER) Permit (placard) to be posted on the job site. Motion was seconded by Mr Parrish and carried unanimously.

SEWER LIFT STATIONS (MONITORING SYSTEM) CHANGE ORDER/ESTIMATE

Upon the recommendation of Mr Pittman, action on Change Order and Estimate for Payment in connection with the sewer lift stations monitoring system was deferred to the following Thursday.

PERSONNEL: MANNING LEVEL/AMENDED - HIGHWAY/ENGINEERING

In conjunction with proposed reorganization of Highway and Engineering Department, the Personnel Director submitted Resolution amending authorized manning level in

<u>HIGHWAY/ENGINEERING</u>	<u>CLASSIFICATION</u>		<u>DEPARTMENT</u>	
	<u>FROM</u>	<u>TO</u>	<u>FROM</u>	<u>TO</u>
Engineer I	1	3		
Engineering Tech Iv	5	6		

OCTOBER 10, 1978

Cont'd

Engineering Tech III	6	7	
Engineering Tech II	7	14	
Engineering Tech I	5	1	
Traffic Signal Tech Apprentice	0	0	
Traffic Control Tech Apprentice	0	0	
Foreman III	5	6	
Foreman II	3	9	
Foreman I	7	6	
Highway Maint. Tech III	9	15	
Highway Maint. Tech II	18	22	
Highway Maint. Tech I	49	43	
Highway Laborer	9	0	
Heavy Equipment Operator I	17	16	
Clerk Typist	1	0	
Clerk Technician	2	0	
Personnel Specialist	1	0	
			180 183

Mr Dougherty submitted proposed Table of Organization for the Highway/Engineering Department, to create one additional maintenance district by re-division of the existing four districts; assign maintenance crews to each district, with a rotation system so that crews would work in a specific area within the district on specified days. For better utilization of personnel and to provide the additional supervision, he recommended promotion of certain employees within the department and employment of three additional personnel.

Mr McClure moved to approve the Organizational Chart and Manning Levels as outlined, and to give Mr Dougherty a vote of confidence. Motion was seconded by Mr Fowinkle.

After discussion, motion and second were withdrawn.

Mr McClure moved to adopt Resolution amending the Manning Level as submitted. Motion was seconded by Mr Fowinkle and carried unanimously. P. 114

RESOLUTION RECORDED

AQUATIC WEED CONTROL (DRAINAGE) - BUDGET

In order to comply with application eligibility for State Grant in connection with the county drainage program, Mr Dougherty submitted and recommended adoption of a resolution affirming that "Waters contained in Manatee County Exhibit #1 to the Manatee County Aquatic Plant Control Budget for 1978-1979" are public waters.

Motion was made by Mr McClure to adopt the resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED S5-163

55TH AVENUE WEST - PARKING ORDINANCE

Following discussion of parking problems in the vicinity of the Crown Lounge just west of 14th Street on 55th Avenue, West, the County Attorney stated that he has been requested by the Sheriff's Department to draw up an ordinance making improper parking a traffic offense and to enable the officers to place traffic tickets on the improperly parked vehicles.

Mr Fortson recommended and moved that with the coordination of the County Administrator and the Safety Council, the County Attorney be authorized to draft an Ordinance to prohibit parking on the right of way. Motion was seconded by Mr Fowinkle and carried unanimously.

(Mr Driggers left the meeting; Mr McClure takes Chair)

HIGHLANDS SUBDIVISION, VACATION OF STREET

Frank Harrison, 108 11th Street, S., Bradenton Beach, requested the Board re-adopt the Resolution adopted 6/27/78, approving the vacation of 34th Avenue E., in Highlands Subdivision, explaining that he failed to have the resolution published within the prescribed period of time.

Mr McClure suggested Mr Harrison consult with the County Attorney as to the necessary procedure and re-submit his request. This was agreeable with Mr Harrison and action was deferred to the following Thursday.

(Chairman Driggers re-entered the meeting)

BAY AREA LEGAL SERVICES INC

Ms Mildred M. Higgins, staff attorney, Senior Advocacy Unit, Bay Area Legal Services, Inc. during a presentation in which she outlined the functions of the Bay Area Legal Services, Inc., and advised that in the near future the County will be requested to provide matching funds in the amount of \$5,000 to enable that organization to make application for a federal grant in the approximate amount of \$30,000.

RECESS/RECONVENE

After a brief recess, the Board reconvened with all members present except Mr Fowinkle, who entered during the meeting.

WELFARE: COOPERATIVE AGREEMENT MATERNITY MEDICAL SERVICES (INDIGENTS)

Dr John Amrusko, Director, County Health Department, Charlie Russell, County Welfare Director, and Dr. Wesley Southerland, spokesman for local obstetricians, made a presentation of a conceptual cooperative agreement between the Obstetricians, County Health Department, the State Department of Health and Rehabilitative Services (HRS) and the County Commissioners.

Dr Amrusko outlined the concept wherein the county will contract for the doctors' services to provide prenatal care to indigent patients for a lump sum of \$125,000 a year and the County Health Department will seek reimbursement from the State Department of Health and Rehabilitative Services in Medicaid cases.

(Enter Mr Fowinkle)

Dr Southerland said that the contract is for a period of four years, but the agreement with the doctors can be terminated immediately in the event the county finds another way to provide the prenatal care. He stated, however, that the obstetricians would like to continue an education program on a volunteer basis.

Motion was made by Mr McClure to approve the concept of the Cooperative Agreement between the Obstetricians, County Health Department, Department of State Health and Rehabilitative Services and the County Commissioners; that the Committee be instructed to continue to effect a contract that will be acceptable to all parties involved. Motion was seconded by Mr Parrish and carried unanimously.

PALMETTO POINT SUBDIVISION - COUNTY REAL PROPERTY

The County Administrator reported that a research by Bob Moon Right of Way Agent, revealed that Lot 1228, Palmetto Point Subdivision, is not owned by Manatee County, but that the apparent owner is the Palmetto Chamber of Commerce, William C. and Glen E. Grimes, Trustees; and a copy of Mr Moon's report has been furnished the Tax Assessor.

PERSONNEL: PURCHASING DIRECTOR/RECLASSIFICATION

Based on recommendation by the County Administrator, motion was made by Mr McClure to approve reclassification of the Purchasing Director from Administrative Salary Schedule "D" to Schedule "G" of Manatee County Pay Plan. Motion was seconded by Mr Fowinkle and carried unanimously.

OCTOBER 10, 1978

Cont'd

CAPITAL IMPROVEMENTS BUDGET PROGRAM (C.I.P.)

Motion was made by Mr McClure and seconded by Mr Fowinkle, that the County Administrator be instructed to extend an opportunity to the Constitutional Officers of the County to participate in the Capital Improvements Budget Program (C.I.P.) and that consideration be given to suggestions and recommendations from these officers. Motion carried unanimously.

MCUS - MOTOR POOL PICKUP TRUCKS

Mr Collier reported that vehicles urgently needed by MCUS (for use by meter readers) are available from the motor pool for emergency interim use until the pickup trucks on order for the Utilities System are delivered.

53RD AVENUE - BUS SERVICE

Following an investigation of the bus service on 53rd Avenue, Mr Collier advised that there is a need to discontinue the regular bus route and that research on alternate route is not completed.

Al Grossman reiterated the need for bus service into Golf Lakes Subdivision, and Chairman Driggers suggested he work with the County Administrator on this matter.

ONECO ROAD PROJECT 0316 - CHANGE ORDER

Motion was made by Mr Fortson to approve and authorize the Chairman to execute

Change Order No. 1 - Highway Project 0316 (Oneco Road)
(J.W. Conner & Sons, Inc.)
to change location of the Type "D"
Inlet at Sta. 365 $\frac{1}{4}$ 4 So. Sta. 365
+ 60 and South 2'±.

Motion was seconded by Mr McClure and carried unanimously.

MANATEE COUNTY CIVIC CENTER STEERING COMMITTEE

Chairman Driggers announced that Kenneth A. Barneby and Joe Garrott, members of the Manatee County Civic Center Steering Committee, have indicated that they do not wish to be re-appointed (to the Civic Center Authority) and he recommended that John Harlee be appointed as a replacement for one of these members.

Motion was made by Mr McClure to accept the resignations with letters of appreciation. Motion was seconded by Mr Parrish.

During discussion it was pointed out that the Steering Committee is automatically dissolved upon appointment of the County Civic Center Authority. Mr McClure withdrew his motion and moved that letters of commendation be sent all members of the Steering Committee Motion was seconded by Mr Parrish and carried unanimously.

Mr Fowinkle said he would like more time to consider recommended appointees to the Authority. There were no objections, and the Chairman declared action deferred to the following Thursday.

AGREEMENT: RAILROAD CROSSING WHITFIELD AVENUE

The County Attorney submitted and recommended adoption of Resolution authorizing the Chairman to execute a tri-party Railroad Reimbursement Agreement between Manatee County, and the State of Florida Department of Transportation and SCL Railroad Company, for installation and maintenance of grade crossing traffic control devices on Whitfield Avenue between Tallavast Road and Wynn Road.

OCTOBER 10, 1978

Cont'd

Motion was made by Mr Fortson to adopt the Resolution and approve the contract. Motion was seconded by Mr Fowinkle and carried unanimously.

✓ RESOLUTION
✓ CONTRACT RECORDED

S5-164

MINUTES/APPROVED

Motion was made by Mr McClure to approve Minutes
REGULAR SESSION - September 12, 1978
SPECIAL SESSION - September 14, 21, 1978.
Motion was seconded by Mr Parrish and carried unanimously.

BONDS

Motion was made by Mr Fortson to approve bond for

Moving & Alteration of Building
R.E. Johnson for Donna Sellers
Safeco Ins. Co. of America
\$5,000, Surety; Pre-Moving #17405.

Motion was seconded by Mr Parrish and carried unanimously.

BILLS FOR PAYMENT

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

Mann and Fay (Tampa West Shore Inc)	\$ 2,879.58
Manatee Memorial Hospital	6,089.08
Manatee Memorial Hospital	705.80; \$61.25
Professional Ancillary Services	50.00; \$50.00
Edwin Mulock, Attorney	1,398.98
Dan Shepard (Final Judgment, Court Order)	234.32
Refunds on Return of Project Plans:	
Wendel Kent & Co. (Proj. 1215)	10.00
Westra Construction Co. (Proj. 1215)	10.00
Bober & Diana Construction Co. (Proj. 1215, 0504 & 0505)	30.00

COURTHOUSE ANNEX - CHANGE ORDER

No action taken, pending explanation of
Change Order No. 1 - Inter City Construction Company
Additions and Alterations, Courthouse Annex, to increase
contract \$5,737.00, and extend completion time ten days.

BUDGET AMENDMENTS

Upon motion by Mr Fortson, seconded by Mr McClure, resolutions (6) were unanimously adopted authorizing amendment of budgets (1977-78; 1978-79) to provide for receipt and appropriation of unanticipated revenue as follows:

- 1) INCREASE REVENUE
Fla. Community Services Act
(Summer Youth Program) \$ 3,910.00
INCREASE EXPENDITURE
Salaries, Operating Supplies 3,910.00
✓ RESOLUTION RECORDED S5-165
- 2) INCREASE REVENUE
LEAA: Federal; State Match, Sheriff 11,450.00
INCREASE EXPENDITURE
Sheriff, Equipment 11,450.00
✓ RESOLUTION RECORDED S5-166
- 3) INCREASE REVENUE
LEAA Federal; State Match
East Bradenton CARDD (Part C) 13,944.00
INCREASE EXPENDITURE
Professional Services
(East Bradenton CARDD) 13,944.00
✓ RESOLUTION RECORDED S5-167

OCTOBER 10, 1978

Cont'd

and item to item transfers, as follows:

- 4) EMERGENCY MEDICAL SERVICES
 From: Office Supplies
 To: Road Equipment (HRS III) \$ 179.00
RESOLUTION RECORDED S5-168
- (5) COUNTY ADMINISTRATOR
 From: Planning/Development
 Consulting Services
 To: Insurance/Bonds Consulting Services 10,000.00
RESOLUTION RECORDED S5-169
- (6) PLANNING/DEVELOPMENT
 From: Consulting Services
 To: Equipment 3,500.00
RESOLUTION RECORDED S5-170

ELECTIONS/VOTING MACHINES - TRAILER ESTATES

Upon motion by Mr Fowinkle, seconded by Mr McClure, the Board unanimously approved use of the county voting machines for the Trailer Estates Park and Recreation District election to be held December 5, 1978.

HIGHWAY: - GILLETTE CEMETERY (DAMAGES)

Mr Parrish recommended and moved to instruct the County Attorney to draft appropriate resolution to authorize payment of \$113.00 for damages incurred by County mowing machine to a bronze (grave) marker in Gillette Cemetery. Motion was seconded by Mr McClure and carried unanimously.

ECONOMIC DEVELOPMENT COMMITTEE/MEMBERSHIP

In order to fill membership vacancies on the Economic Development Committee, Chairman Driggers recommended consideration be given to the appointment of Donald Hussey and Ronald Larsen.

Motion was made by Mr McClure that recommendation of the Chairman be approved and Mr Hussey and Mr Larsen so notified. Motion was seconded by Mr Fortson and carried unanimously.

MEETING ADJOURNED

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

Attest:

APPROVED:


 Clerk


 Chairman