

JANUARY 3, 1980

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Thursday, January 3, 1980 at 9:39 a.m.

Present were Commissioners:

L. H. Fortson, Jr., Chairman
Lamar S. Parrish, Vice-Chairman
Claude E. McGavic
Patricia M. Glass
Louis E. Driggers

Also present were:

E. N. Fay, Jr., County Attorney
David B. Collier, County Administrator
Peter Ramsden, Finance Director, representing R. B. Shore,
Clerk of Circuit Court

Representing the various news media were Betty Kohlman, St. Petersburg Times; Lauren Ritchie, The Bradenton Herald; Jeanne France, WTRL; Mark Todd, Sarasota Herald-Tribune and others who entered during the meeting.

The meeting was called to order by Chairman Fortson.

FAIR LANE ACRES SUBDIVISION - UTILITIES RATES

In connection with request to the Florida Public Service Commission to investigate the possibility of regulating water and sewer rates for Fair Lane Acres Subdivision (12/4/79), the Chairman reported that a response from the Commission has been received advising that if the Commission were to regulate the water and sewer system, the charges would have to be stated separately; the Commission would set rates which covered legitimate expenses, and an opportunity to earn a fair return upon Fair Lane's investment, and a 2-1/2 percent gross receipts tax would have to be paid.

Paul Lopatofsky, 49th Avenue Drive West, and Bob Barris, Owner of Fair Lane Utilities, spoke in favor of the existing rate system.

Those individuals who spoke concerning the regulation of the water and sewer utilities were Richard Supplee, Don Lutz, Howard Emmons, President of Fair Lane Acres Homeowners Association and Howard Henry, Vice-President. Mr. Henry also submitted copies of the Fair Lane Acres Subdivision plats.

Following considerable discussion on the possibility of requesting the State to regulate the rates or determine by County Ordinance to regulate the rates, it was consensus of opinion by the Board to take no action in this regard.

RECESS/RECONVENE

After a brief recess, the Board reconvened with all members present.

HUMAN SERVICES

The County Administrator submitted for approval recommendations of the Human Services Department as outlined in memorandums dated December 26, 1979, and January 2, 1980, from Kathy Snell, Acting Director.

- 1) Adopt resolution authorizing the submission of an L.E.A.A. grant application named "East Bradenton C.A.R.D.D." The requested funding from L.E.A.A. is \$17,467 in Part C funds and \$971 in local funds for period January 1, 1980 through December 31, 1980. (The Manatee County Girls Club, Inc. will administer the program and provide all local matching funds).

RECORD RESOLUTION S8-220

- 2) Authorize Chairman to sign grant proposal, "East Bradenton C.A.R.D.D."

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Motion was made by Mr. Driggers to adopt resolution and authorize Chairman to sign grant proposal as recommended. Motion was seconded by Mrs. Glass and carried unanimously.

- 1) Approve documentation as required by the U.S. Department of Labor to reflect the revised Fiscal Year 1980 allocation level:
 - a. Comprehensive Employment and Training Plan (CETP) approval request (ETA 5-178) and Master Plan Signature Sheet.
 - b. Revised Application for Federal Assistance (SF-424) for Comprehensive Employment and Training Programs, \$2,802,850.
 - c. Personnel Action Plan Fiscal Year 1980.
 - d. Statement of Concurrence
- 2) Request from The Light of Yoga Society for matching Older American Act funds in the amount of \$1,455 not recommended, as recreation is not a top priority in light of projected social service needs in the County.

Motion was made by Mr. Driggers to approve the recommendations as outlined in memorandum dated December 26, 1979. Motion was seconded by Mrs. Glass and carried unanimously.

POLLUTION CONTROL BOARD - MEMBERSHIP

Motion was made by Mr. Driggers and seconded by Mr. Parrish to reappoint the following persons to the Pollution Control Board:

Col. Sam L. Crosthwait (Ret.)	- Three year term
John M. Garrott	- Two year term
Robert Hartshorn	- Three year term
James Woodson	- Three Year Term
and appoint	
Gordon Hartman	- Four year term

Motion carried unanimously.

UTILITIES: GRANT INCREASE FOR USER CHARGE RATE STUDY

The County Administrator recommended the Board authorize the Chairman to sign the

Revised Application for a PL92-500 Step I Grant
Increase for a User Charge Rate Study and Letter
of Transmittal

requesting the United States Environmental Protection Agency to increase the amount of its grant (C-120540010) by \$20,670 for assistance in conducting a User Charge Rate Study in order to determine an equitable user rate for distributing the costs of operation and maintenance among all users in proportion to their waste load contribution.

Motion was made by Mr. McGavic to authorize the Chairman to sign the application and letter of transmittal (with accompanying documents) as recommended. Motion was seconded by Mrs. Glass and carried unanimously.

CENSUS: SURVEY, BOUNDARY AND ANNEXATION, 1980

Upon motion by Mr. McGavic, seconded by Mr. Parrish, the Board unanimously authorized the Chairman to sign the Census Bureau 1980 Boundary and Annexation Survey for Manatee County, and to sign the map showing boundaries of the municipalities.

PUBLIC SAFETY COMPLEX: GENERAL OBLIGATION BOND ISSUE

In connection with the financing of the proposed Public Safety Complex, motion was made by Mr. Parrish and seconded by Mr. McGavic, to authorize the County Administrator, County Attorney and appropriate staff (including the Bond Counsel and Financial Advisor) to prepare the necessary paperwork to place a General Obligation Bond Issue on the ballot in March, 1980.

Motion carried unanimously.

The County Administrator announced that the Architect for the proposed public safety complex will present final cost estimates of the project on January 10, 1980.

5TH AND 6TH CENT GAS TAX: PROPOSED BOND ISSUE

Upon motion by Mrs. Glass, seconded by Mr. McGavic, the Board unanimously authorized the County Administrator and appropriate staff to prepare and submit recommendations to proceed with a bond issue for pledging 5th and 6th Cent Gas Tax for the purpose of improving County roads.

The County Administrator advised that the process of preparing for the proposed bond issue would include submission of a list of County roads (needing paving) for Board consideration, contacting the State Government on procedure necessary for proceeding with bond issue and submitting a time schedule for said bond issue.

PROPOSED ROAD BOND ISSUE

The County Attorney submitted a letter dated January 2, 1980, regarding the status of the proposed \$20 to \$60 Million Road Bond Issue and the progress on said bond issue (from May, 1978 to present).

Following discussion, motion was made by Mr. Driggers to authorize the County Administrator, County Attorney and appropriate staff to proceed with the necessary work for drafting an appropriate resolution to place the question of a General Obligation Road Bond Issue (up to \$60 Million) on the ballot at an appropriate time. Motion was seconded by Mrs. Glass.

Voting "Aye" were Commissioners Driggers, Glass and Parrish. Chairman Fortson and Commissioner McGavic voted "No." Motion carried.

LAWSUIT: BRADEN RIVER CIVIC ASSOCIATION, INC

The County Attorney submitted a letter dated January 2, 1980 in connection with lawsuit:

Braden River Civic Association, Inc., Helen E. Wilson and James W. Alspaugh, Plaintiffs, vs. Manatee County, Florida, H. C. Green and Joe F. Garrott, Defendants, Case No. CA-78-1480, in the Circuit Court of Manatee County, Florida, involving certain rezoning matters identified as R-895 and R-896.

advising that the Plaintiffs have filed a Notice of Appeal of the Final Judgment entered in the above-identified cause of action, and recommending that the Board authorize the office of Mann and Fay to represent the County in this appeal.

Motion was made by Mr. McGavic to approve the recommendation of the County Attorney. Motion was seconded by Mr. Driggers and carried unanimously.

BOND

Motion was made by Mr. McGavic to approve the following bond:

Moving and Alteration of Building
Daniel B. Long (F & L Housemovers) \$1,500, American Druggists Insurance Co, Roy E. Bridges, Owner;
Pre-Moving No. 25162; Moving No. 25533

Motion was seconded by Mr. Driggers and carried unanimously.

SATISFACTION OF JUDGMENT

Upon motion by Mr. McGavic, seconded by Mr. Driggers, the Chairman was unanimously authorized to sign the "Satisfaction of Judgment," Case No. 78-465F entered January, 15, 1979, against the Defendant, Dennis G. Poley, acknowledging full payment (\$100) and complete satisfaction thereof.

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BILLS FOR PAYMENT

Upon motion by Mrs. Glass, seconded by Mr. McGavic, the following bills were unanimously approved for payment.

Refund: Mark Herr (Exam Fee)	\$ 50.00
Bromwell Engineering (Lake Manatee Dam)	29,283.40
Moore Data Systems, Inc.	8,100.00
Jack Zickafoose Financial Services, Inc.	3,400.00

WARRANT LISTS

Motion was made by Mr. McGavic to approve Warrant Lists from December 27, 1979 to January 3, 1980, and to authorize Warrant Lists to January 8, 1980, 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 Mrs. Glass and carried unanimously.

BIKE PATH (5TH STREET WEST FROM 53RD AVENUE NORTH TO CORTEZ ROAD)

Mrs. Glass submitted a petition with signatures representing residents from El Rancho, Arbor Terrace, Golf Lakes, Palm Lake East, Chateau Village, Heather Hills, Fair Lane Acres, Casa Loma, Pescara, Swan Lake, Floridana, and Burgundy, requesting that a bike path be constructed along 5th St. W. from 53rd Ave. north to Cortez Road and from the south entrance of Golf Lakes to the south entrance of Casa Loma on 53rd Avenue; and that temporary signs be erected along both sides of 53rd Avenue from 301 west to 41 until I-75 is completed.

The petition was accepted into the record and the matter was referred to the County Administrator for review and recommendations.

MEETING ADJOURNED

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

Attest:

COM 11

 Clerk

APPROVED:


 2/12/80 Chairman 2/7/80

Adj: 11:50 a.m.