

JANUARY 15, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, January 15, 1980 at 9:01 a.m.

Present were Commissioners:

Patricia M. Glass, Chairman  
Lamar S. Parrish, Vice-Chairman  
Claude E. McGavic  
L. H. Fortson, Jr.  
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 Ritchi, The Bradenton Herald; Jeanne France, WTRL; Mark Todd, Sarasota Herald-Tribune; and others who entered during the meeting.

Invocation by Claude E. McGavic.

The meeting was called to order by Chairman Glass.

INTERLOCAL AGREEMENT: (HELICOPTER)

At the request of Mr. McGavic, the County Administrator was instructed to develop an interlocal agreement between various agencies, cities and counties for the emergency use of a helicopter and/or pilot, taking into consideration the financial aspects for the use of such equipment or service.

MENTAL HEALTH

The Chairman reported information from a recent meeting of the District Mental Health Board that funds will become available to the Manatee/Sarasota area to be used for care facilities.

GENERAL REVENUE SHARING; ANTI-RECESSION FISCAL ASSISTANCE FUNDS

The Chairman declared the public hearing open for the purpose of considering proposed changes in the 1979-80 budget including General Revenue Sharing and Anti-Recession Fiscal Assistance Funds (Published in The Bradenton Herald January 7, 1980).

Bob Fernandez, Assistant County Administrator, reported the amounts of funds available, as follows:

Anti-Recession Fiscal Assistance	\$ 7,839
General Revenue Sharing	39,825

and submitted a summary of the responses received via the Citizen Comment form for Proposed Uses for General Revenue Sharing Funds.

Some of the proposed uses were: A basketball and softball field at Samoset Elementary School; Paving of 30th St. East from 38th Ave. to 53rd.; cleaning of Wares Creek between the two bridges (8th Ave. and 8th Ave. Dr. W.); purchase of two buses for Joint Boy's Club/Girl's Club Program; Joint Boy's Club/Girl's Club Program; In-School Day Care (12.5% match); Myakka Fire Rescue; Sidewalk/Bikepaths and a Consumer Advocacy Office.

Those recommending the funds be used for bike paths throughout various sections of the County were Kay Nielson, 2717 6th Ave., W., Sophie Schaffer, El Rancho Village, Paulette Garr, 1013 Montezuma Dr., Arlene Flisik, 4106 24th Ave., W., John Nielson, 2717 6th Ave., W., Roy Chatfield, Amy Siciliano, Program Director for the YMCA, Ruth Sherwin, 1204 62nd St., N.W, Doris Davis, Chateau Village, and Sue Cannon.

Paul Jaworowski, 5116 37th St., E., requested the funds be used to pave 37th St., E.

Marge Peters, requested \$300 for the Bi-County Commission on the Status of Women to be used for issuing a newsletter, as well as some share of the funds for the Displaced Homemakers Program.

Mary Green, representing HOPE of Manatee, Inc., requested \$50,000 to purchase and renovate a facility to provide counseling services and shelter for abused spouses, as well as counseling services for rape victims.

Jean Christian, 4715 30th St., E., and Joe Powell, 2705 51st Ave., E., requested the funds be used to pave 30th St. E from 38th Ave to 53rd St. and the remainder of 51st St. to 53rd St., E.

George Palino and Jeanne Oliver, representing the Girls' Clubs and Boys' Clubs of Manatee County, requested that funds be expended for the Joint Boy's Club/Girl's Club In-School Day Care Program and for the purchase of two buses for the Joint Boys' Club/Girls' Club Program.

At the request of the County Administrator, action on the budget amendments was deferred to afford the various departments involved an opportunity to comment on the figures.

There being no one else to speak, the Chairman declared the public hearing closed, and advised that the Board would deliberate on the matter.

POLLUTION CONTROL BOARD (DAVID O. HAMRICK)

Mr. Driggers moved to approve a

RESOLUTION COMMENDING DAVID O. HAMRICK FOR HIS  
LONG AND WORTHWHILE SERVICE ON THE MANATEE COUNTY  
POLLUTION CONTROL BOARD

Motion was seconded by Mr. Parrish and carried unanimously.

RECORD RESOLUTION S8-231

MORGAN JOHNSON ROAD AKA 57TH STREET EAST

Motion was made by Mr. Driggers to accept Morgan Johnson Road (AKA 57th Street East), which runs from SR 64 to 44th Ave. E., for County ownership by right of maintenance under Florida Statute 95.361.

Motion was seconded by Mr. Parrish and carried unanimously.

SODBUSTER FARMS, UNIT II

Motion was made by Mr. McGavic to accept two Easements from Pursley, Inc. on Sodbuster Farms, Unit II for the purpose of constructing a drainage ditch for the use of the general public. Motion was seconded by Mr. Parrish for discussion.

Discussion followed regarding whether sufficient drainage presently exists on the property. Max Rogers, Engineer of Record, explained that the drainage has been improved by construction of swales.

Following the discussion, motion and second were withdrawn, and action was deferred to Tuesday, January 22, 1980, to afford Mr. Parrish an opportunity to view the site.

RECESS/RECONVENE

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

ROADS: STATE/COUNTY/CITY STREETS & ROADS SYSTEMS

Harry S. Ely, Jr., Director, Highway Department, informed the Board that a letter dated December 28, 1979, was forwarded to John W. Burdin, Transportation Planning Engineer, Florida Department of Transportation, advising that in accordance with his instructions reference Functionally Classified State Highway/County Roads/City Street Systems:

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1. There were no transfers within the system during 1979
2. There are no current plans for transfers within the County Road/City Street System during 1980.

BEACH EROSION CONTROL PROJECT - ANNA MARIA CITY

Mr Ely advised that a questionnaire has been sent to the Anna Maria City waterfront property owners inquiring as to whether they are in favor of or against the Beach Erosion Control Project (involving 24 property owners and 2,200 front feet). He reported that 12 questionnaires were returned, 8 of which are in favor of the project; that percentagewise, this represents 39 percent for the project, 13 percent against, and 48 percent unknown.

Bob Fernandez stated that in order to proceed with the project, one of the requirements is the establishment of the erosion control line by petition of the property owners; that consent of the owners of 51 percent of the property is necessary to establish that line. He further stated that a number of permits must be secured through the Department of Environmental Regulations, a commitment must be made to the Department of Natural Resources regarding their share of the funds, and additional contracts must be signed by the Board in order to commit to pursuing the project.

The County Administrator recommended that responses be obtained from the 48 percent of property owners, not presently known, before any determination is made as to whether the project should be pursued.

Ken Trent, Anna Maria City, and Ernie Cagnina, Mayor, Anna Maria City, expressed dissatisfaction with the questionnaire because they felt it pointed out only the negative aspects of the project.

John Chamberlain, Member of the Anna Maria City Council, stated he felt responses should be received from the property owners who have not replied to the questionnaire before proceeding with the project.

After lengthy discussion, Mr Collier and Mr Fernandez were instructed to continue efforts to collect the unreturned questionnaires from waterfront property owners, utilizing the assistance of the appropriate staff of the City of Anna Maria.

MANATEE COUNTY SCHOOL BOARD - HIGHWAY ENGINEERING SERVICES

Based on the recommendation by the Director of the County Highway and Engineering Department, the County Administrator submitted and recommended approval of a request by William H. Bashaw, Superintendent of Schools, that the County Highway Department provide survey and construction plans for the extension and paving of 15th Avenue, N.W. (ref regular meeting of the Board 6/19/79).

Upon motion by Mr. Fortson, seconded by Mr. Driggers, Highway and Engineering was authorized to provide survey and construction plans as requested by the School Board and to review the possibility of constructing sidewalks along 15th Avenue, N.W. Motion carried unanimously.

GUN PERMIT (SUTTON)

Motion was made by Mr. Driggers to approve application and adopt appropriate resolution granting a gun permit for

David M. Sutton, 3110 22nd Avenue, W., Bradenton  
(American Liberty Insurance Company) - 2 years  
.357 Mag S&W, Model 19 4" Blue, /N 46-K-5192

Motion was seconded by Mr. Parrish and carried unanimously.

ADVISORY BOARD - (VARIOUS) MEMBERS

Motion was made by Mr. Fortson to reappoint Douglas Croll to the Construction Code Board of Appeals. Motion was seconded by Mr. Driggers and carried unanimously.

There being no recommendations for the remaining appointments to the:

Board of Zoning Appeals  
Building Contractors Examining Board  
Plumbing Contractors Examining Board

action was deferred until Thursday, January 17, 1980 to afford the Commissioners an opportunity to submit names of individuals for consideration.

HUMAN SERVICES

The County Administrator submitted for approval recommendations of Human Services Department by Kathy Snell, Acting Director, in a memorandum dated January 14, 1980:

1. Four CETA Title II B, On-The-Job Training Contracts:
  - R-330, Town of Longboat Key, \$1,169.60
  - R-331, Kirk Tool and Die Company, \$2,042.50
  - R-332, March of Dimes, Birth Defects Foundation, \$2,260.95
  - R-333, Manatee County Sheriff's Department, \$3,549.60
2. CETA Title IV YETP On-The-Job Training Contract:
  - Y-126, European Auto House, \$1,609.25
3. CETA Title III STIP On-The-Job Training Contract:
  - S-001, Manasota Construction, Inc., \$1,715.00

Motion was made by Mr. Driggers to approve the recommendations as outlined in the memorandum of January 14, 1980. Motion was seconded by Mr. Fortson and carried unanimously.

RECORD CONTRACTS CETA

Mr. Collier also submitted for approval recommendations outlined in Ms. Snell's memorandum dated January 8, 1980, however, action was deferred until later in the meeting to afford Ms. Snell an opportunity to be present to explain CETA Title VI Contract Number VI-P-07.

MATERIALS AND SERVICES

The County Administrator submitted for approval recommendations of the Materials and Services Department, outlined in memorandum from Gary Knuckles, Director, dated January 3, 1980:

Manatee County Utilities System

1. Elwood Park Booster Pumping Station - Roof Repairs
  - a. Accept lowest quotation from John Stinton Roofing Co., \$3,245.00

Motion was made by Mr. Fortson to approve the lowest quotation as recommended. Motion was seconded by Mr. Parrish and carried unanimously.

2. Bid 80-14 Pump

There were no objections to deferring action on Bid 80-14 until Thursday, January 17, 1980, to afford the Commissioners an opportunity to review the memorandum from Mr Knuckles.

JUVENILE DETENTION FACILITY RELOCATION

Motion was made by Mr. Fortson to authorize the Chairman to send a letter to Homer A. Ooten, Director, Health and Rehabilitative Services (HRS), expressing objection to the decision by HRS to construct a Juvenile Detention Facility in Sarasota County and questioning the method by which such a decision was made. Motion was seconded by Mr. Driggers and carried unanimously.

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ANIMAL CONTROL (PROPOSED ORDINANCE)

The County Administrator advised that Bob Fernandez met with Alan Prather, Associate County Attorney, during the past week to discuss the proposed Animal Control Ordinance.

GARBAGE FRANCHISES

The County Administrator reported a work session will be held in the near future to discuss Garbage Franchises with reference to requiring mandatory pick-up, renegotiating existing franchise agreements, enlarging the franchise districts, illegal dumping, etc.

HUMAN SERVICES

Kathy Snell and Deborah Pascal, Human Services Department, were present in connection with CETA Title VI Contract Number VI-P-07 with the Clerk of Circuit Court, outlined in memorandum dated January 8, 1980:

1. CETA Title VI Public Service Employment Occupational Summary:
  - a. Delete: 2 Patrolman Trainees @ \$3.75/hour
  - b. Add: 2 Equipment Operators I @ \$3.50/hour
2. Authorize Department of Human Services to enter into CETA Title VI Contract Number VI-P-07 with Clerk of the Circuit Court, covering period December 20, 1979 through September 30, 1980, \$24,821

✓RECORD CONTRACT

3. Adopt resolution authorizing submission of L.E.A.A. Grant Application "Big Brothers/Big Sisters Youth Offender Diversionary Program", \$5,410 J.J.D.P. funds requiring no local match, from February 1, 1980 through January 31, 1981.

✓RECORD RESOLUTION S8-233

4. Authorize Chairman to sign above described grant proposal.

5. Authorize Chairman to execute amendment to current lease for space in Perrine Plaza (providing for additional space only). *Revised 1/17/80*

Motion was made by Mr. Fortson to approve the recommendations as outlined. Motion was seconded by Mr. McGavic and carried unanimously.

LICENSES, PERMITS AND OTHER APPROVALS

The County Attorney submitted and recommended approval of a

RESOLUTION AUTHORIZING THE EXECUTION OF  
CERTAIN APPLICATIONS FOR LICENSES, PERMITS  
OR OTHER APPROVALS BY THE COUNTY ADMINISTRATOR

to provide uniformity in the identity of the applicant on all such applications and to provide for the coordination and orderly preparation and filing of such applications on behalf of the various County Departments to submit to the appropriate regulatory agency.

Motion was made by Mr. Fortson to adopt the resolution. Motion was seconded by Mr. McGavic and carried unanimously.

✓RECORD RESOLUTION S8-234

LAWSUIT: ESTECH GENERAL CHEMICAL CORPORATION

The County Attorney advised that Wade L. Hopping, Attorney of Record for Estech General Chemical Corporation, had notified him that arrangements had been made to discuss the subject of Estech General Chemical Corporation with certain members of the Board of County Commissioners. Mr. Fay expressed concern about possible involvement in legal technicalities due to the pending litigation between the County and Estech.

After discussion, the County Attorney was instructed by the Board to cancel the conferences.

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SPECIAL IMPROVEMENT ASSESSMENT LIENS

Upon motion by Mr. Fortson, seconded by Mr. Driggers, the Board unanimously approved partial release of Special Improvement Assessment Liens as follows:

Tropicana Products	#760-12
Thomas J. & Angela Murphy Jr	#759-6
Benjamin & Vella K. Stone	#947-7
Lloyd R. & Mary Badcock	#929-4
Joseph P. & Bettye W. Maddox	#760-9
Chester & Mildred A. Barney	#929-3

BILLS FOR PAYMENT

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

Refund: Building Permit (L. E. Pugh)	\$ 125.00
Bradenton Insurance Company	1,045.00
Jack Zickafoose Financial Services, Inc.	106.43
Mann & Fay (Estech General Chemicals Corp.)	3,047.29
Mann & Fay (Month of December, 1979)	6,067.57
Kunde-Driver-Simpson & Assoc. (Washington Park Engineering Services)	14,625.00

WARRANT LISTS

Motion was made by Mr. McGavic to approve Warrant Lists from January 8, 1980 to January 15, 1980, and to authorize Warrant Lists to January 22, 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 Mr. Parrish and carried unanimously.

TAMPA BAY REGIONAL PLANNING COUNCIL

Commissioner Driggers reminded the Board that the annual meeting of the Tampa Bay Regional Planning Council will be held on Friday, January 18, 1980.

MEETING ADJOURNED

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

Attest:

APPROVED:

  
\_\_\_\_\_  
Clerk

  
\_\_\_\_\_  
2/19/80 Chairman

Adj: 12.01 p.m.