

MARCH 6, 1980

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Thursday, March 6, 1980 at 9:23 a.m.

Present were Commissioners:
Lamar S. Parrish, Vice-Chairman
L. H. Fortson, Jr.
Louis E. Driggers

Absent were Commissioners:
Patricia M. Glass, Chairman
Claude E. McGavic

Also present were:
E. N. Fay, Jr., County Attorney
Robert Fernandez, Assistant 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; Norma Gill, The Bradenton Herald; Jeanne France, WTRF; Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

The meeting was called to order by Vice-Chairman Parrish.

DELINQUENT TAXES - PUBLICATION OF NOTICES

Based on the recommendation of the County Attorney, Mr Fortson moved to designate the Bradenton Herald as the newspaper in which the Manatee County Tax Collector is to publish notice of delinquent taxes (1980). Motion was seconded by Mr. Driggers and carried unanimously.

WIERSEMA (D/B/A ACTIVE DISPOSAL SERVICE) - CIVIL CONTEMPT ACTION

The County Attorney reported that in the Lawsuit of

Manatee County Vs. Gilbert Wiersema, D/B/A Active Disposal Service, Case No. CA-76-1450 35-486

Judge Stephen L. Daken, Circuit Judge, found Active Disposal Service in civil contempt and imposed a civil penalty in the amount of \$200 to be paid to the County Commissioners.

FLORIDA POWER & LIGHT COMPANY: STIPULATION FOR FINAL SETTLEMENT

The County Attorney submitted and recommended approval of a

Stipulation for Final Judgment as to the Interests of Florida Power and Light Company as to Parcels 5 and 7

whereby Florida Power and Light Co. is granted a license under all real property described as Parcel No. 5 and Parcel No. 7, with the right of ingress, egress, maintenance, construct, reconstruct, inspect, alter, improve, relocate or remove such underground facilities, to permit the installation of conduits, wires or cables of any other company or person, and together with all rights and privileges necessary or convenient for the full enjoyment or use of the above-mentioned purpose of underground power facilities.

Motion was made by Mr. Fortson to approve the Stipulation for Final Judgment. Motion was seconded by Mr. Driggers and carried unanimously.

REFERENDUM: PUBLIC SAFETY COMPLEX BOND ISSUE

As a matter of information, the County Attorney announced that the Presidential Primary Election is on March 11, 1980 and a bond issue will be on the ballot to determine whether the voters wish to approve a public safety complex.

COMMUNITY CARE FOR THE ELDERLY

The Chairman declared the public hearing open for the purpose of receiving public comments regarding a proposed grant application under the Community Care for the Elderly Act.

Kathy Snell, Director, Human Services Department, gave a brief overview of the purpose of Community Care for the Elderly. She reported that Community Care funds in the amount of \$220,000 have been made available to Manatee County from the Florida Legislature for the purpose of maintaining persons age 60 or over in their own homes as long as possible in order to reduce or prevent inappropriate institutionalization. She stated that Case Management must be provided in any case; and that home delivered meals, home health care, adult day care, and mini-day care (supervised care in a private home) are available if the public expresses sufficient desire for those services. She proposed, however, that the County designate Community Care Core Services as follows: medical transportation, respite care (part-time care given to relieve the primary care-giver who is providing the care), and homemaker care.

Al Grossman, a concerned citizen, spoke in favor of the proposal, but requested more emphasis be placed on homemaker care than on medical transportation.

Jim Bartels, 3800 51st Street, East, questioned whether money proposed for these services is a duplication of efforts of the Health and Rehabilitative Services Department.

Gene Tischer, Executive Director of Manasota Health Services, spoke in favor of the homemaker care program.

Mickey Presha, Executive Director of Manatee Opportunity Council, commended the County on being the lead agency in this program, and offered two vans owned by the Manatee Opportunity Council to the Board of County Commissioners to alleviate duplication of efforts regarding medical transportation.

Neil Anderson, Executive Director of the Manatee County Council on Aging, spoke in support of the program as planned, and suggested that preventive care, compensation to volunteers for the use of their cars, and day care and mini-day care centers be considered in next year's program.

David Blake, Manager of DeSoto Towers, spoke in favor of the program.

There being no one else to speak, the Chairman declared the public hearing closed.

RECESS/RECONVENE

After a brief recess, the Board reconvened with all members present except Commissioners Glass and McGavic.

COMMUNITY CARE FOR THE ELDERLY (Cont'd)

Mr. Driggers moved to designate respite care, homemaker services and medical transportation (all including case management) as the Community Care Core Services. Motion was seconded by Mr. Fortson and carried unanimously.

Ms. Snell advised that those core services will be advertised, requesting interested agencies to submit their proposals to perform the services.

SOUTHERN PARKWAY/38TH AVENUE WEST (DUAL DESIGNATION)

Charles Carrington, Director, Planning and Development, relayed a request from Mr. Leatherberry, a resident of 38th Avenue West, that the dual designation of Southern Parkway/38th Avenue West be eliminated and that the avenue be named 38th Avenue West. Mr. Carrington concurred with the request and suggested that a time period be set to retain the dual designation, after which time the avenue would not be named Southern Parkway.

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Mr. Leatherberry was available to answer any questions.

The Planning Director was instructed to send letters to residents of the street, advising that at 9:30 a.m. or soon thereafter on March 13, 1980, reconsideration will be given to dropping Southern Parkway from the street signs. Action was deferred to afford an opportunity for other residents of 38th Avenue West to be present.

ZONING

Mr. Carrington reported that the Applicant requested deferral of

BLUE BIRD RANCH ESTATES (79-S-33(P) - DEFERRED FROM 2/28/80

for an additional 60 days.

Motion was made by Mr. Fortson to grant the request to defer action for an additional 60 days. Motion was seconded by Mr. Driggers and carried unanimously.

BUILDING PERMIT FEE REFUNDS: SAINER CONSTRUCTION (DESOTO SQUARE VILLAS)

In connection with request by Sainer Construction (DeSoto Square Villas) for a refund of building permit fees in the amount of \$1,311.00 (deferred from the meeting of 2/28/80) Mr. Carrington reported that an investigation revealed that the permits were not issued during the moratorium and the Planning Department recommended denial of the request for refunds.

Mr. Driggers moved to deny the request as recommended by the Planning Department. Motion was seconded by Mr. Fortson and carried unanimously.

BUDGET AMENDMENTS

Motion was made by Mr. Fortson to adopt the resolution authorizing amendment to the 1979-80 budget to provide for the appropriation and reallocation of funds received from various sources which were appropriated in the 1978-79 budget:

UTILITIES SYSTEM

Fund Balance: Reserve for Encumbrances

Expenditure Items:	Administration, Engineering, Water Treatment & Purification, Meter Section, Water Trans & Distribution, Sewer Plant Operation, Laboratory, Sewer Lift Station, Sewer Collections, Maintenance of F/F Work	\$248,435
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Motion was seconded by Mr. Driggers and carried unanimously.

RECORD RESOLUTION S9-58

Motion was made by Mr. Driggers to adopt the resolutions authorizing amendment to the 1979-80 budget to provide for the receipt and appropriation of unanticipated revenues:

VARIOUS SOURCESIncrease Revenue

Contributions, Transfer from General Fund

Increase Expenditures

Samoset Elementary School Improvements: Regular Salaries, FICA Taxes, Retirement Contributions, Health Insurance, Operating Supplies, Improvements other than buildings

\$ 13,479

and by item to item transfers:

PARKS AND RECREATION

From: Reserve for Contingency, Regular Employees, FICA Taxes, Retirement Contributions, Health Insurance, Operating Supplies

To: Transfer to Capital Projects \$ 9,979

Motion was seconded by Mr. Fortson and carried unanimously.

RECORD RESOLUTIONS S9-59
S9-60

ENERGY CONSERVATION

Motion was made by Mr. Driggers to adopt an Energy Conservation Resolution promoting the efficient use of energy and encouraging energy conservation. Motion was seconded by Mr. Fortson and carried unanimously.

RECORD RESOLUTION S9-61

HIGHWAY & ENGINEERING: CHANGE ORDERS (ASHLAND-WARREN)

Based on recommendations of the Highway and Engineering Director, Mr. Fernandez recommended approval of

1. Change Order No. 2 to Ashland/Warren to decrease the contract by \$1,480.00 for Manatee County Highway Department Project No. 4031, Intersection of 5th Street West and Cortez Road.

Motion was made by Mr. Fortson to approve the change order. Motion was seconded by Mr. Driggers and carried unanimously.

2. Change Order No. 2 to Ashland/Warren to decrease the contract by \$158.23 for Manatee County Highway Department Project No. 3025, 71st Street N.W. from 5th Avenue to 15th Avenue N.W.

Motion was made by Mr. Driggers to approve the change order. Motion was seconded by Mr. Fortson and carried unanimously.

MATERIALS AND SERVICES

The Assistant County Administrator submitted for approval recommendation of Gary M. Knuckles, Director, Materials & Services, as outlined in a memorandum dated March 6, 1980:

UTILITIES

1. Eight cement lined ells
 - a. Purchase from Southeastern Municipal Supply, \$812.30 each; waive formal bid procedure.

Motion was made by Mr. Driggers to approve the request as recommended. Motion was seconded by Mr. Fortson and carried unanimously.

HUMAN SERVICES

The Assistant County Administrator submitted for approval request of Kathy Snell, Director, Department of Human Services, outlined in her memorandum dated March 5, 1980:

1. Authorize Chairman to sign Certification of Acceptance of Subgrant Award, L.E.A.A. Part D grant, entitled Pre-Trial Intervention to be administered by the Manatee County Probation Department (\$2,119 L.E.A.A. funds; \$151 State matching funds; \$759 local matching funds).

Motion was made by Mr. Driggers to authorize the Chairman to sign the Certification of Acceptance. Motion was seconded by Mr. Fortson and carried unanimously.

U.S. DEPARTMENT OF LABOR

Upon motion by Mr. Fortson, seconded by Mr. Driggers, the Chairman was unanimously authorized to send a letter to Charles Block, U.S. Department of Labor, announcing the appointment of Kathy Snell as Director of Human Services and attaching a certification of the Chairman's signature. Motion carried unanimously.

CLERK'S CONSENT CALENDAR

Motion was made by Mr. Fortson and seconded by Mr. Driggers, to approve the Clerk's Consent Calendar dated March 6, 1980:

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Cont'd

1. BONDSDriveway Permits

RELEASE: Martha Smith	Permit No. 5055	\$250.00
Deborah Stahler	Permit No. 5398	600.00
Ernie Treworsy	Permit No. 5664	250.00
Ruth Weirs	Permit No. 6454	200.00

1. BILLS FOR PAYMENT

Bradenton Insurance	\$ 627.00
Refund: Plumbing Permit (Taylor)	26.50
Russell and Axon (Eng. Services MCUS)	4,518.51
Bay Con General, Inc. (Elwood Park)	299,148.00
Manatee Memorial Hospital (OB Clinic)	2,308.50
Refund: Building Permit (Smith, Willis)	2,881.00
Refund: Plumbing Permit (Sprang Plumbing)	77.00
Mann & Fay (Estech General Chem. Corp.)	2,364.45
Mann & Fay (February, 1980)	8,263.88
A-1 Stenotype Reporters (Estech)	127.25

After discussion, motion and second were amended to approve the Clerk's Consent Calendar with the exception of the Refund of Building Permit to Willis Smith in the amount of \$2,881.00, pending further clarification. Motion carried unanimously.

AUDIT: SHERIFF OF MANATEE COUNTY (ARNOLD & COMPANY)

Upon motion by Mr. Fortson, seconded by Mr. Driggers, the Board unanimously accepted into the record the financial audit of the Manatee County Sheriff's Department for the fiscal year ended September 30, 1979, prepared by Arnold and Company, Certified Public Accountants.

LIBRARY/SHERIFF DEPARTMENT LEASE: IBM CORPORATION

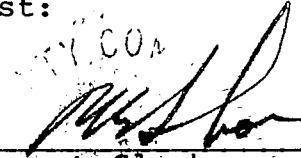
Peter Ramsden explained that the Library, after having entered into a lease with IBM Corporation for a Memory 50 Typewriter, found they had no need for the equipment and the Sheriff's Department took over the monthly lease payments and now desire to purchase the equipment. He requested the Board authorize the Chairman to sign a letter to IBM requesting that rental payments made be applied to the purchase price of the typewriter.

Motion was made by Mr. Fortson to authorize the Chairman to sign a letter to IBM requesting the County's payments on the lease be applied to the purchase price. Motion was seconded by Mr. Driggers and carried unanimously.

MEETING ADJOURNED

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

Attest:


 Clerk

APPROVED:


 Vice-Chairman 4/3/80

Adj: 11:00 a.m.

3/4/80