

MARCH 11, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, March 11, 1980 at 9:04 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; Howard Hall, The Bradenton Herald; Jeanne France, WTRF; Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

Invocation by Rev. Paul A. Ruff, Hope Luthern Church

The meeting was called to order by Chairman Glass.

COASTAL ZONE MANAGEMENT: NEW JERSEY CORRESPONDENCE

Mr. Driggers submitted a letter dated March 4, 1980, from the New Jersey Coastal Counties Off-Shore Development Control Committee (to be routed to all Commissioners) regarding the possible formation of a National Association of Coastal Counties for the purpose of striving toward the common objective of obtaining meaningful federal attention to common issues facing all Coastal Counties.

VETERANS SERVICE CENTER VAN

Charles Wood, President, Manatee County Veterans Legislative Committee, Inc., expressed the appreciation of the Committee for the County's continued support of Veterans Service, and submitted a check in the amount of \$2,500 to be deposited in the account of the Veterans Services of Manatee County to be applied toward the purchase of the new van that was approved by the Board on February 26, 1980.

METROPOLITAN SYSTEMS/BRADENTON LIONS CLUB CONTRACT (BENCHES)

Ms. Genia T. Ward, Metropolitan Systems, Inc, submitted a proposed contract between the Bradenton Lions Club, Metropolitan Systems, Inc and the County of Manatee to provide for the installation of benches along thoroughfares within the unincorporated areas of the County. The benches, maintenance and insurance up to \$300,000 will be provided by Metropolitan Systems at no cost to the County, and the Lions Club will be the sponsoring agent with Metropolitan Systems the operating company.

Mr Pratt, representing Metropolitan Systems, and Mr Wilhoit, representing the Bradenton Lions Club, were available to answer any questions.

The County Attorney stated that the proposal has not been reviewed as to the legal form, and motion was made by Mr. Parrish to accept the offer, subject to approval by the County Attorney. Motion was seconded by Mr. Driggers and carried unanimously.

QUATTLEBAUM PROPERTY - LAKE MANATEE FLOOD PLAIN

Richard A. Wilford, Manatee County Utilities System Director, recommended that the County investigate the possibility of the State acquiring the Quattlebaum property through the "Endangered Lands Program", although Mr. Quattlebaum has agreed to sell the forty acres adjacent to the Water Plant on Lake Manatee for the appraised value of \$191,000, and ten acres adjacent to the forty acres near the plant for \$39,600.

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Mr. Wilford further recommended that the area in the flood plain below Lake Manatee be acquired and reserved for public use since the control of development of the area is essential in order to avoid the possibility of State and Federal controls which might reduce the yield capacity of the lake, and advised that this property would probably qualify for acquisition by the State.

Motion was made by Mr. McGavic to authorize Mr. Wilford to investigate possible State acquisition of the lands and to prepare the application. Motion was seconded by Mr. Parrish and carried unanimously.

ELEVATED WATER TANK - WATER TREATMENT PLANT

Richard Wilford, Director, Manatee County Utilities System, submitted and recommended approval of a proposal by Russell and Axon (outlined in a memorandum dated March 6, 1980) to redesign

Elevated Water Tank No. 4
Water Treatment Plant and Elevated Storage
Project No. 630-761-04-2

utilizing a PDM Hydropiller type tank (to provide stock and equipment storage space) at an estimated total engineering fee of \$5,700 as outlined in their letter dated February 25, 1980.

Motion was made by Mr. Fortson to approve the recommendation as outlined in memorandum dated March 6, 1980, and authorize the Chairman to sign the appropriate form. Motion was seconded by Mr. Parrish and carried unanimously.

LANZO CONSTRUCTION COMPANY: NOTIFICATION OF COMPLETION

In connection with the Sanitary Sewer Project 630-661-01, Part F, Section IV, Lanzo Construction Company, Inc., and pursuant to the Supplemental Final Reconciliation Agreement entered January 22, 1980, motion was made by Mr. Fortson and seconded by Mr. Parrish to authorize the Chairman to sign the

Notification of Completion of
Certain Corrections and Restorations

whereby the Board accepts the notification by the Highway Department and Utilities System that all corrections and restorations have been made and authorizes payment in the amount of \$57,594.50.

Motion carried unanimously.

✓RECORD S9-62

ELWOOD PARK II BOOSTER STATION: CONSTRUCTION CONTRACT ADDENDUM

In connection with Construction Contract by and between the County and Bay-Con General, Inc., (November 6, 1979)

Elwood Park II Booster Station and
Water Treatment Plant Improvements
Project No. 630-761-05/04

in which inadvertently through scrivener's error the Contract price stated that the total amount is \$7,000,222, motion was made by Mr. Fortson and seconded by Mr. Driggers to authorize the Chairman to sign the contract addendum whereby the last sentence of page CC-1 of the above identified Contract is clarified to provide that "The total Contract amount is Seven Million Two Hundred Twenty-Two Thousand Dollars and No Cents (\$7,222,000.00)."

Motion carried unanimously.

RECORD S9-63

MATERIALS AND SERVICES

The County Administrator submitted for approval recommendations of the Materials and Services Department outlined in memorandum dated February 28, 1980 from Gary M. Knuckles, Director.

TRANSPORTATION

- 1) One CM4 Western Products Cement Mixer, Serial No. 10304 (74061810); Asset No. 10241 (10-58)
 - a. Declared excess to the needs of the Transportation Department and deleted from Inventory Control Records in order that it may be cannibalized and used for repair parts

Motion was made by Mr. McGavic and seconded by Mr. Driggers to approve the request. Motion carried unanimously.

BUILDING PERMIT REFUND: W. A. SMITH (\$2,800)

The County Administrator submitted a request by Willis A. Smith, Contractor for Sara-Bay Marine, Inc., to refund the building permit fee in the amount of \$2,800 as the project was canceled within the time allowed for such requests.

After discussion of administrative costs incurred in processing the permits, action on the request was deferred until Thursday, March 13, 1980, to afford the Planning Staff an opportunity to research the costs involved.

HUMAN SERVICES

The County Administrator submitted for approval recommendations of the Human Services Department outlined in memorandums dated March 4 and 10, 1980 by Kathy Snell, Director.

- (1) CETA Title II-B On-The-Job Training Contract No. R-340, Big Red Q Quickprint Center, \$2,930.
- (2) CETA Title IV On-The-Job Training Contract No. Y-127, Winter Imported Autos, \$1,357.20.
- (3) CETA Title II-D Public Service Employment Program Occupational Summary Changes:
 - (a) Manatee County Transit: Add two Bus Drivers
 - (b) H.O.P.E., Inc: Delete 1 Shelter Residence Staff; Add 1 Secretary
- (4) CETA Title VI Public Service Employment Program Occupational Summary Changes:
 - (a) Manatee County Transit: Add 1 Bus Driver
- (5) Cooperative Agreement (Non-Financial) between County as CETA Prime Sponsor and the Florida State Department of Labor and Employment Security for purpose of complying with Section 676.23(f) of the Comprehensive Employment and Training Act Regulations dated April 3, 1979.
- (6) Appointment of Richard Carter, Attorney, to the Manpower Advisory Council, as recommended by the Council, to replace Wiley Moore who resigned in December, 1979.

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

PARKS AND RECREATION: HOLMES BEACH PARK

The County Administrator submitted a request by the City of Holmes Beach (in a letter dated February 22, 1980) that the County assist in the design of a passive park on a portion of the old airport landing strip in Holmes Beach, with the understanding that the City will remunerate the County for all expenses incurred. Mr. Collier advised that if the request is approved, an agreement will be submitted at a later date.

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

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LEGISLATION: FUNDING FOR ROAD CONSTRUCTION AND MAINTENANCE

At the request of the Gadsden County Board of County Commissioners, the County Administrator and the appropriate staff were instructed to draft a resolution supporting the proposal currently being prepared by the State Association of County Commissioners to recommend that the Legislature of the State of Florida enact legislation increasing the funding for construction and maintenance of the County road system by restructuring the gasoline tax.

RECESS/RECONVENE

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

BUDGET AMENDMENTS

Upon motion by Mr. Driggers, seconded by Mr. Parrish, the Board unanimously adopted resolutions to amend the 1979-80 budget to provide for the receipt and appropriation of unanticipated revenues as follows:

LIBRARY1) Increase Revenue:

Transfer from Library Operating

Increase Expenditure:

Eaton Trust Fund; Reserve for Contingency \$52,851.00
RECORD RESOLUTION S9-64

2) Increase Revenue:

Library Contributions-Gifts; Transfer from Library Operating

Increase Expenditure:

Library Gift: Books & Records; Equipment; Contingency \$13,283.00
RECORD RESOLUTION S9-65

3) Decrease Revenue:

Contributions

Decrease Expenditure:

Transfer to General Funds \$5,000.00
RECORD RESOLUTION S9-66

4) Decrease Revenue:

Transfer from Library Operating

Decrease Expenditure:

Books & Records; Equipment \$5,000.00
RECORD RESOLUTION S9-67

and by Item to Item Transfer:

5) From: Fund Balance

To: Transfer to Eaton Trust Fund; Transfer to Library Construction; Transfer to Gift Trust

\$86,134.00
RECORD RESOLUTION S9-68

Upon motion by Mr. Driggers, seconded by Mr. McGavic the Board unanimously adopted resolution amending the 1979-80 Budget to provide for the receipt and appropriation of unanticipated revenues as follows:

VETERANS SERVICE6) Increase Revenue:

Contributions, Veterans

Increase Expenditure:

Veterans - Road Equipment \$2,500.00
RECORD RESOLUTION S9-69

COMPREHENSIVE PLAN: WATER AND SEWER ELEMENTS

Motion was made by Mr. McGavic to authorize the advertisement of a public hearing to be held on April 1, 1980 at 9 a.m. for the purpose of considering the Water and Sewer Elements of the Comprehensive Plan. Motion was seconded by Mr. Driggers and carried unanimously.

PERSONNEL: MANNING LEVEL (EMERGENCY MEDICAL SERVICE)

Motion was made by Mr. Driggers and seconded by Mr. McGavic, to adopt a resolution amending the authorized manning levels as follows:

<u>EMERGENCY MEDICAL SERVICE</u>	<u>Classification</u>		<u>Department</u>	
	<u>From</u>	<u>To</u>	<u>From</u>	<u>To</u>
Communications Technician Trainee (From Pay Grade 20 to Pay Grade 12)	1	1		
Emergency Medical Tech Trainee (From Pay Grade 10 to Pay Grade 9)	0	0	54	54

Following discussion of the possibility of an error in the classification amounts, motion and second were withdrawn and the item was deferred to afford the County Administrator an opportunity to correct the document.

RESIGNATION: ROBERT B. MOON, RIGHT OF WAY DIRECTOR

The County Administrator advised that Robert B. Moon, Right of Way Agent, submitted a resignation due to health reasons (in letter dated March 3, 1980) to become effective May 23, 1980.

SICK LEAVE: FRANK WHATLEY (HIGHWAY DEPARTMENT)

Based on the recommendation of Harry Ely, Director, Highway and Engineering Department, and Robert Fowler, Personnel Director, motion was made by Mr. Driggers to approve additional sick leave credits of 360 hours to Frank Whatley, Highway Department.

Motion was seconded by Mr. Parrish and carried unanimously.

FLORIDA HIGHWAY PATROL: GASOLINE ALLOCATIONS

The County Administrator submitted a letter dated March 5, 1980, from L. D. Brady, Florida Highway Patrol, expressing appreciation for the excellent cooperation received from Manatee County in arranging "emergency set-aside gasoline allocations" for the Florida Highway Patrol.

HOSPITAL CONSULTANTS

In order to determine the long term financial impact of Manatee Memorial Hospital on the budget of the Board of County Commissioners, the County Administrator recommended that a committee comprising of

Frederick H. Gibbs, a retired Health Care Administrator;
Gary M. Knuckles, Director, Materials and Services;
and David B. Collier, County Administrator,

be established to evaluate proposals for the position of Hospital Consultant and submit a recommendation to the Board (as outlined in memorandum dated March 10, 1980).

Motion was made by Mr. Fortson to approve the recommendation as outlined in the memorandum. Motion was seconded by Mr. Driggers and carried unanimously.

HIGHWAY/COUNTY ADMINISTRATOR ACTIVITIES REPORTS

The County Administrator submitted for review by the Board, the weekly activities reports of the Manatee County Highway and Engineering Department and the County Administrator (dated the week of March 3, 1980). No action was taken.

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PROBATIONS DEPARTMENT LEASE

The County Attorney submitted for approval a Lease by and between Charles K. and Marlene Burton and the County, for administrative offices for the Manatee County Probation Department, together with fifteen parking spaces, located on the following described real property:

The South 1/2 of Lot 5, Block 7, Willis Addition to Palmetto, as per plat hereof, recorded in Plat Book 1, page 137 of the Public Records of Manatee County

for a term of one year commencing April 15, 1980 at a total rental fee of \$12,150 (\$1,012.50 per month).

Motion was made by Mr. Fortson to authorize the execution of the Lease. Motion was seconded by Mr. Parrish and carried unanimously.
✓RECORD LEASE S9-70

LAWSUIT: ESTECH GENERAL CHEMICALS CORPORATION

In connection with the lawsuit

Estech vs. Manatee County, et al; Case No. 79-1994

and authorization on February 28, 1980 for Baya Harrison and the firm of Fuller and Johnson to represent the County as Co-Counsel in said proceedings on the basis of \$60 per hour together with all costs and expenses incurred by that office, motion was made by Mr. Parrish to approve, ratify and confirm action taken. Motion was seconded by Mr. Fortson and carried unanimously.

✓RECORD AGREEMENT S9-71

37TH STREET EAST: SPEED LIMIT

The County Attorney submitted and recommended adoption of resolution establishing speed limit at 20 m.p.h. on the following street:

37th Street East, located between and connecting 38th Avenue East and 53rd Avenue East (State Road 70) in the Oneco area of Manatee County, Florida

to be effective as of the date when the appropriate speed limit signs have been erected.

Motion was made by Mr. Fortson to adopt the resolution. Motion was seconded by Mr. Parrish for discussion.

Paul Jaworoski, 37th Street East, commented on the need for strict enforcement of the speed limit, and reported that the sign was erected on Wednesday (March 5, 1980).

Following discussion, motion carried unanimously.

✓RECORD RESOLUTION S9-72
(Rescinded 8-11-81)

CLERK'S CONSENT CALENDAR

Motion was made by Mr. Fortson and seconded by Mr. McGavic, to approve the Clerk's Consent Calendar dated March 11, 1980 as follows:

BONDSHousemoving:

- Accept: 1) Rowe Mead, Annual Bond for Structure Relocation
Certificate of Occupancy, \$5,000, Auto-Owners Insurance Company
- 2) R. E. Johnson, Annual Bond for Structure Relocation
Certificate of Occupancy, \$5,000, SAFECO Insurance Company

Maintenance Bond:

Release: 3) Triple Creek Borrow Pit, \$50,000

- * Surety: U. S. Fidelity & Guarentee Co..
Principle: Pablo Construction Co.
Re: Maintenance of Buckeye Road
Borrow Pit: SE 1197 Triple Creek Groves, Inc. (Appr 3/22/79)

WARRANT LISTS

Approve Warrant Lists from March 4 to March 11, 1980 and to authorize Warrant Lists to March 18, 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.

BILLS FOR PAYMENT

Marcus Myers (Firearms Competency & Certification)	\$	20.00
Refund: Campbell Plumbing (Plumbing Permit)		25.00
Superior Mechanical, Inc. (5 HARV Permits)		520.00
Manatee Memorial Hospital (Welfare)		2,791.56
Manatee Memorial Hospital (Welfare)		10,794.42
Dr. Lehman & Associates, Medical Examiners		3,327.16
Bryant Electric (Proj 630-671-06; Transmission & Distribution Lines) Final Estimate No. 13 including Final Release of Lien; Authorize Chairman to sign Final Change Order No. 4 and Final Reconciliation Agreement		291,630.76

and to accept: (in addition to Clerk's Calendar)

- 1) Maintenance Bond (\$250,000, Bryant Electric Company, Inc., Principal; Aetna Casualty And Surety Company, Surety; Project No. 630-761-06)
- 2) Warranty Title

and to execute Indemnification Contract between

Bryant Electric Company, Inc., and Manatee County
Project No. 630-671-06

whereby Bryant Electric agrees to indemnify and save harmless the County from all liability and damages the County may incur in the future resulting solely from any improper location of the pipeline under the waters of the Braden River as now placed, provided such liability and damages are not due to the acts of the County or its agents and further provided that the County give Bryant Electric notice of any such claim and a chance to defend any such claim.

RECORD CONTRACT AND AGREEMENT S9-73
S9-74

Bryant Electric (36" Water Transmission Main Relocation Proj No. 630-631-04) Final Estimate No. 7 63,018.97 including Final Release of Lien; Authorize Chairman to sign Final Change Order No. 1 and Final Reconciliation Agreement

and to accept: (in addition to the Clerk's Calendar)

Warranty Title

RECORD AGREEMENT S9-75

Motion carried unanimously.

DELETION FROM INVENTORY: JURY WHEEL

Upon recommendation by R. B. Shore, Clerk of Circuit Court, (outlined in letter dated March 7, 1980) motion was made by Mr. McGavic and seconded by Mr. Fortson to declare a

Jury Wheel, Asset No. 5882,

excess to the needs of the County; to delete this item from inventory; and to authorize transfer of said item to Desoto County as requested by Delma Allen, Clerk of Circuit Court of Desoto County, and Honorable James S. Parker, County Judge from Desoto County.

Motion carried unanimously.

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COMMUNITY CARE FOR THE ELDERLY

Al Grossman, interested citizen, spoke supporting the Community Care for the Elderly program.

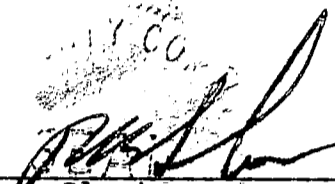
TAMPA BAY REGIONAL PLANNING COUNCIL: MULTI-PURPOSE CENTER

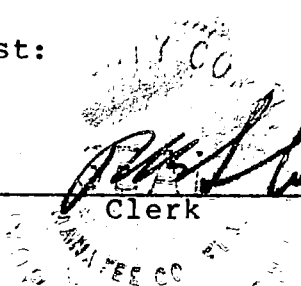
Mr. Driggers announced that the Tampa Bay Regional Planning Council approved the amount of \$121,111 for the Multi-Purpose Center in Samoset, and that additional information will be routed to all Commissioners.

MEETING ADJOURNED


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

Attest:



Clerk


APPROVED:



Vice-Chairman 4/3/80

3/31/80

Adj: 11:23 a.m.