

MARCH 13, 1980

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Thursday, March 13, 1980 at 9:03 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; Norma Gill, The Bradenton Herald; Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

The meeting was called to order by Chairman Glass.

PROCLAMATION - HERITAGE WEEK

Upon motion by Mr Fortson seconded by Mr Driggers, a Proclamation, proclaiming the week of March 23 through March 30, 1980 Manatee County Heritage Week was unanimously adopted.

RECORD PROCLAMATION S9-76

HUMAN SERVICES: CETA TITLE VI FUNDING

Kathy Snell, Director, Humman Services Department, recapped the status of the CETA Title VI Program, stating that the congressional intent when CETA was reauthorized in 1978 was to place emphasis on the private rather than the public sector, and, consequently, Title VI funding has been restricted this year. The total 1980 budget for the County is \$529,448, of which \$376,825 has been spent.

In order to bring spending into synchronization with enrollment, the following actions have been instituted:

- 1) 25 positions have been transferred from Title VI to Title IID, where participants were eligible
- 2) All hiring for this program has been frozen, and vacancies created by terminations are not being filled.

RUG MART, INC - PARKING (WAIVER)

Ed Weis, Rug Mart, Inc, and William Wagner, general contractor for the project, requested waiver of parking requirements at 3119 1st Street East to allow 17 paved spaces (instead of 24) with the remainder of the parking area being left in its natural grassy state, and the issuance of a temporary (30-day) Certificate of Occupancy to allow use of the metal pre-fab building for storage while the revised exterior work is being completed.

In connection with the above request, Bruce Siciliano, Planner, submitted recommendations of the Planning and Development Department for 24 spaces, repair of all sidewalks damaged by moving equipment, and that the waiver, if granted, be restricted to the existing rug business.

Motion was made by Mr Driggers and seconded by Mr Parrish, to authorize the County Attorney to draft the appropriate resolution to allow 17 parking spaces; require the developer to properly grass, mow and maintain the remaining parking area; repair and replace existing sidewalks; and concur with the issuance of the temporary Certificate of Occupancy. Motion carried unanimously.

SPIKE PLUMBING - PARKING (WAIVER)

Clayton Sutton requested that the zoning requirement for 30 parking spaces be waived to allow 12 spaces for Spike Plumbing located

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behind the Cent Saver Gasoline Station on SR 70. He described the business as a warehousing operation requiring minimal parking for staff and a minimum number of customers.

Bruce Siciliano stated that the Planning Department has no objections to the request, but recommended the waiver be granted in the name of the tenant and not on the property.

Motion was made by Mr Driggers, and seconded by Mr Parrish, to authorize the County Attorney to prepare the appropriate resolution waiving the parking requirements and granting 12 spaces. Motion carried unanimously.

SOUTHERN PARKWAY - 38TH AVENUE WEST

Walter Sternberg, 38th Avenue West, representing himself and Mr Leatherberry, requested reconsideration of previous Board action for dual designation of Southern Parkway and 38th Avenue West, and suggested that Southern Parkway be dropped from the street sign as recommended by the Planning Department.

The County Attorney submitted the NOTICE of the public discussion dated March 6, 1980, forwarded by the Planning Department to the residents of the street in question.

Harold Lind requested retention of the dual designation and submitted letters and petition to support the request.

Following considerable discussion, motion was made by Mr McGavic that the dual designation of Southern Parkway and 38th Avenue West, between 51st Street and 59th Street be dropped and that the new name become 38th Avenue West. Motion was seconded by Mr Fortson. Voting "Aye" were Commissioners McGavic, Fortson, Driggers and Parrish. Chairman Glass voted "No". Motion carried.

ZONING

Charles Carrington, Director, Planning and Development, and Bruce Siciliano, Planner, submitted recommendations of the Planning Commission.

R-1035 JOHN KRESS - REZONE TO R-1AA - DENIED
Deferred 2/28/80, for a definition by the County Attorney of a "duplex."
Planning Commission recommended DENIAL.

The County Attorney stated that there is no definition of a duplex in the County Zoning Ordinance as to the structure of a family dwelling. He stated however, that on September 16, 1965 the Zoning Board of Appeals rendered an opinion that a family structure consisting of two kitchens is a two-family dwelling; one kitchen constitutes a one-family dwelling.

Motion was made by Mr Driggers to deny the rezone request but instruct the staff to continue to work with the petitioner to solve his problem. Motion was seconded by Mr Fortson and carried unanimously.

R-80-01 LOUIS D. CONETTA, AS TRUSTEE - R-3 APPROVED
(Robt. G. Blalock, Agent) Request: To change present zoning from R-1A to R-3 on 4.5 acres at SW corner of 63rd Ave. E. & U.S. 301 to permit construction of apartments.
Planning Commission recommended APPROVAL.

Mr Blalock and Tom McCollum, Zoller-Najjar Engineering, Inc, were available to answer questions. Mr McCollum recapped the proposed land use, and, in response to a query by Mr Fortson, advised that they propose to construct 16 units per acre.

Wayne Ruple spoke in favor of the development. No one spoke in opposition.

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Motion was made by Mr Driggers to approve R-80-01 (by adoption of the appropriate resolution). Motion was seconded by Mr Parrish. Voting "Aye" were Commissioners Driggers, Parrish, McGavic and Chairman Glass. Commissioner Fortson voted "No". Motion carried.

RECORD RESOLUTION

R-80-04 FERN BENNETT & JUNE GILLEY - PR APPROVED
(R. E. Nelson, Inc., Agent) Request: To change present zoning from R-1AA to PR to permit a professional office at 2504 38th Ave. W. on .2 acre.
Planning Commission recommended APPROVAL.

Ralph Nelson, Agent, made a presentation on the proposed use of the property. No one spoke in opposition.

Motion was made by Mr Driggers to approve R-80-04 (by adoption of the appropriate resolution). Motion was seconded by Mr Fortson and carried unanimously.

RECORD RESOLUTION

R-80-07 HELEN ROELL - REZONE TO PR APPROVED
(Jerry Zoller, Agent) Request: To change present zoning from R-2 to PR to permit a professional office on .24 acres at 3103 26th Street W.
Planning Commission recommended APPROVAL.

Mr Zoller, representing Ms Roell was available to answer any questions. No one spoke in opposition.

Motion was made by Mr Driggers to approve 80-07 (by adoption of the appropriate resolution). Motion was seconded by Mr Parrish and carried unanimously.

RECORD RESOLUTION

SE-80-01 JANICE P. FULLER - CHILD CARE CENTER APPROVED
Request: Special Exception to permit a child care center for eleven children in an A-2 district for a permanent period of time on 2.72 acres at Rt 8, Box 163, County Line Road.
Planning Commission recommended APPROVAL, with recommendation that all improvements be installed within 90 days and that the enrollment be limited to eleven (11) children.

The Planning Director advised that the only complication in connection with the request for SE-80-01 is that the property lacks approved access and that Ms Fuller is requesting approval of private easement in conjunction with the request for a special exception. He stated that a special exception was previously granted to operate a beauty shop on this same property, and that the shop is presently in operation. He further reported that the Health Department requires that separate sanitary facilities must be made available for the personnel, or customers of the hair dressing establishment apart from, and in addition to, those needed for the day care center.

Ms Fuller explained that her husband operates the beauty shop and can arrange his hours so that there is no problem with the traffic between the hair dressing business and the proposed care center.

Jennifer Alger, 4833 Elfreda, Sarasota, spoke in support of the special exception.

PRIVATE WAY (FULLER)

The County Attorney submitted

RESOLUTION APPROVING PRIVATE WAY

determining that the 20-foot easement for ingress and egress described in that certain Warranty Deed to Lawrence P. and Janice Fuller, recorded in Official Records Book 870, Pages 430 and 431

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of the Public Records of Manatee County, Florida, is adequate under the circumstances to serve as a private way for access to proposed private school facilities to be located upon the real property described in said Warranty Deed; that said easement is strictly a private way and the County does not intend to perform any maintenance services in respect to the road.

Motion was made by Mr Driggers to adopt the resolution approving the private way. Motion was seconded by Mr Fortson and carried unanimously.

RECORD RESOLUTION S9-77

Motion was made by Mr Driggers to approve SE-80-01 with the stipulation outlined by the Health Department. Motion was seconded by Mr Parrish and carried unanimously.

80-02 REEDER FARMS - BORROW PIT APPROVED

(Dewey A. Dye, Jr, Agent) Request: Special Exception to permit a borrow pit in an A district for a period of ten years on 120 acres south of Port Manatee and west of Reeder Road.

Planning Commission recommended APPROVAL, with the following stipulations:

1. The applicant shall follow a schedule of compliance reporting and onsite monitoring of the borrow and reclamation activities according to the following stages:
 - a. Upon completion of borrow operations for the pit and prior to the initiation of reclamation procedures for the pit, a Florida registered professional engineer, retained by the applicant and familiar with the applicant's type of operation shall certify, in writing, that said operations were completed according to the approved master plan and special exception. reviewed by the County Highway and Engineering Department, the County Health Department and the Manatee River Soil and Water Conservation District.
 - b. Upon completion of reclamation activities for the pit and prior to the release or reduction of any reclamation bond, a Florida registered professional engineer, retained by the applicant shall certify in writing, that said activities were completed according to the approved master plan and detailed reclamation plan. The engineer shall indicate on suitable maps or charts any and all changes or deviations from the approved master plan and detailed reclamation plan. This report shall be submitted to and reviewed by the County Highway and Engineering Department, the County Health Department and the Manatee River Soil and Water Conservation District.
 - c. Official representatives of the Manatee County Health Department and/or the Manatee County Highway Department, shall have the right of entry upon the property covered by this application at any time for any suspected violation or significant deviation from the approved master plan and operating permit.
2. As part of the approval of the operating permit and prior to the initiation of reclamation activities, the applicant shall submit a detailed reclamation plan for the borrow area in accordance with the following requirements:
 - a. For the purposes of establishing an area which will sustain fish and wildlife and to provide a measure of non-structural water quality maintenance, the applicant shall establish as part of the borrow pit reclamation a littoral zone below the mean water level either along the shoreline meeting the following requirements:

- (1) The total area of the zone(s) shall be equivalent to 15% of the total surface area of the lake at the mean water level.
 - (2) The littoral zone shall be clustered over areas not exceeding 50% of the shoreline perimeter to insure adequate access for maintenance and other land use purposes. The littoral zone(s) shall be sloped at 7:1 below the water line to a depth not to exceed four feet.
 - (3) All other portions of the Lake perimeter not sloped at 7:1 to meet littoral zone requirements shall be sloped at 3:1 below the mean water line.
- b. For the purposes of insuring water quality control and providing for a measure of long term water quality maintenance, the applicant shall construct a perimeter berm and swale system designed to intercept and filter overland stormwater runoff before allowing it to discharge into the lake, meeting the following requirements:
- (1) The perimeter swale shall have a minimum slope of .3%.
 - (2) Side slopes on the swale shall be no less than 4:1.
 - (3) Spreader spillways to the lake from the berm and swale system shall be provided at regular intervals not to exceed 200 feet.
- c. In connection with the preparation of the detailed reclamation plan the applicant shall utilize the services of the Manatee County Soil and Water Conservation District.
3. The applicant has applied for a ten year time period for this special exception. Staff feels that permitting such an operation for a period of ten years may cause administrative and monitoring difficulties. Therefore, staff recommends approval for SE-80-02 be granted for five years with provisions for an extension for an additional five years.

In response to query by Mr Driggers, Carlos Ugarte, Engineer for the Project, pointed out on a map the area to be used for drainage retention during the construction period.

Dewey Dye, Agent, stated that the County Pollution Control Department has inspected and approved the proposal for pumping the water, the retention structure and the holding period.

J. T. Reeder, owner of the property, advised that the borrow pit will be operated by Anderson Construction, Old Town, on a royalty basis; that the material has been approved for state road stabilization and will be used, in part, on I-75. He further stated that it will also be available to the general public, the County and other contractors.

Mr Parrish expressed concern about wear and tear on the roads during the haul period and suggested the Port Authority should have some input on this aspect when the request for the operating permit is addressed.

Motion was made by Mr McGavic to approve SE-80-02 with stipulations outlined by the Planning Commission. Motion was seconded by Mr Parrish and carried unanimously.

The County Attorney returned the performance bond of Anderson Contracting Company, Inc. in the amount of \$18,000 to Dewey Dye.

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SE-80-04 J.L. HARRISON, JR - MAJOR EARTHMOVING APPROVED
(W. B. Kipp, Agent) Request: Special Exception and Operating Permit for major earthmoving operation to be granted to J. W. Conner & Sons, Inc for the construction of I-75 on 52 acres south of Mendoza Rd and east of I-75 right of way for a period of five years.
Planning Commission recommended APPROVAL with a waiver of Section V, Paragraph 16, Sub-paragraph 3.3.b in regard to the pit being covered by six feet of water. Also the approval is subject to the County reviewing departments and Manatee River Soil and Water Conservation District approval of the Master Plan of the Earthmoving operations.

Mr Carrington made reference to a letter from Carlos Ugarte, Engineer for the Project, to Charlie Hunsicker, Planning Department, dated March 3, 1980, advising that it is understood that reclamation will be one hundred percent complete within two years after completion of borrow activities.

Other measures that should be taken in the reclamation of the pit are as follows:

- 1) Attempt to leave the maximum amount of deep water; approximately two acres or ten percent of the total surface area of the lake shall be dug an additional three feet to four feet of depth
- 2) The rim ditch shall be approximately 20 feet wide at the bottom and dug to a depth of three feet to four feet.
- 3) The Contractor shall make every effort to use clays in the borrow operation to achieve the greatest possible depth of water over the reclamation lake.
- 4) Perimeter berm shall be constructed with minimum use of clays.
- 5) If adequate water depth cannot be obtained by rim ditches alone, additional deep water areas will be obtained by creation of a horseshoe shaped ditch through the internal area of the pit with spoil material at a 3:1 slope forming a peninsula in the central portion of the lake.
- 6) In connection with the preparation of the detailed reclamation plan, the Contractor will utilize the services of the Manatee River Soil and Water Conservation District or retain a qualified environmental consultant.

The staff recommends approval based on the Planning Commission's recommendations for a period of five years, subject to all monitoring and compliance and reporting requirements contained in the stipulations of the previous special exception (SE-80-02).

William Kipp, Agent, was available to answer any questions.

The County Attorney submitted and recommended approval of Restoration Bond No. 87 12 42 (J. W. Conner & Sons, Inc, Principal; Seaboard Surety Co., New York, Surety) in the amount of \$16,500

Motion was made by Mr Parrish to approve SE-80-04 with the Operating Permit and accept the bond. Motion was seconded by Mr Driggers and carried unanimously.

79-S-6(F) BAY LAKE ESTATES SUBDIVISION, PHASE I - APPROVED
(Leisure Communities, Ltd., Developer; Zoller & Najjar Engineering, Inc., Agent) Request: Final Plat approval of an 84-single-family-lots subdivision on 32.33 acres south of Cortez Road and east of and adjacent to Coral Shores E., Unit IV.
Planning Commission recommended APPROVAL.

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Mr Siciliano reported that most of the improvements are in, but that a bond in the amount of \$72,589.55 has been posted to cover improvements, \$23,000 of which is to provide a left turn lane from Cortez Road into the project.

In response to query by Mr Fortson, Randy Chastain, Developer, advised that buffering along the east side has been completed.

The County Attorney submitted and recommended acceptance of Joinders in Dedication by 1) Gilbert Waters and 2) W.D. Sugg and L.B. King, together with the Escrow Agreement entered into by Leisure Communities, Ltd, Subdivider, and First City Federal Savings and Loan Association, as Financial Institution holding in escrow on behalf of the County a sum of at least \$72,589.55 as security guaranteeing that all the subdivision improvements will be duly constructed and completed in accordance with construction plans.

Motion was made by Mr Fortson to approve 79-S-6(F), accept the public dedications and escrow agreement. Motion was seconded by Mr Driggers and carried unanimously.

79-S-38(F) CAMBRIDGE LAKE SUBDIVISION - APPROVED

(Richard Gremley, Developer, Leo Mills & Associates, Inc., Agent) Request: Final Plat approval of a duplex subdivision of 15 duplex lots on 4.62 acres at 59th Avenue E. and 13th St. Ct. E.

Planning Commission recommended APPROVAL.

Mr Siciliano stated that no construction has begun at the site but that a security bond in the amount of \$52,272.83 has been posted to cover the subdivision improvements. He pointed out that a lake will be constructed at the south end of the project and will extend off the property onto additional land owned by the developer.

Mrs Glass expressed concern about the maintenance of the lake and Mr Siciliano stated that the owners of Lots 8 and 9 retain ownership of the lake and will be responsible for its maintenance.

Leo Mills, Agent, explained that the lake is actually a holding lake and the County now has a flowage easement across it.

The County Attorney submitted and approved the legal form of a Joinder-In and Ratification of Subdivision Plat and all Dedications and Reservations thereon from Inter City National Bank, together with a Security Completion Agreement entered into between Joseph E. Duennes, Subdivider, and Inter City National Bank, Financial Institution holding on behalf of the County a sum in the amount of at least \$52,272.83 as security guaranteeing that all of said subdivision improvements will be duly constructed and completed in accordance with construction plans.

Motion was made by Mr Fortson to approve 79-S-38 and accept the Joinder and the bond. Motion was seconded Mr Driggers and carried unanimously.

79-S-45(P&F) J. R. HOWELL SUBDIVISION - APPROVED

Request for Preliminary and Final Plat approval of a duplex subdivision - Referred back to the Planning Commission 2/28/80 for reconsideration and recommendation.

Mr Siciliano reported that the Planning Commission (3/5/80) rescinded previous recommendations and recommend APPROVAL with a waiver of sidewalk, recreation and fire protection requirements, and with further recommendation that fire protection services be researched.

The County Attorney approved the form of the plat.

Motion was made by Mr Driggers to approve 79-S-45(P&F) as recommended by the Planning Commission. Motion was seconded by Mr Parrish and carried unanimously.

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79-S-46(P&F) LONG LOT SUBDIVISION - APPROVED

Request for Preliminary and Final Plat approval of a single family subdivision - Referred back to the Planning Commission 2/28/80 for reconsideration and recommendation.

Planning Commission (on 3/5/80) rescinded previous recommendations and recommend APPROVAL with a waiver of sidewalk, recreation and fire protection requirements and with further recommendation that fire protection services be researched.

The County Attorney approved the form of the plat and submitted a separate Joinder-In and Ratification of a Subdivision Plat and all Dedications and Reservations from Inter City Bank of Bradenton and the Barnett Bank of Bayshore.

Motion was made by Mr Fortson to approve 79-S-46(P&F) as recommended by the Planning Commission, and to accept the Joinders. Motion was seconded by Driggers and carried unanimously.

80-S-2(P&F) UNIQUE ACRE SUBDIVISION - APPROVED

(Theron Arnold, Developer; Leo Mills & Associates, Inc., Agent)
Request: Preliminary and Final Plat approval of a duplex subdivision of 1 duplex lot on the west side of 14th St. E., 250' south of 57th Ave. E. on .18 acre. Planning Commission recommended APPROVAL with waiver of sidewalk, recreation and fire protection requirements.

The County Attorney reported the Plat in good legal form.

Motion was made by Mr Fortson to approve 80-S-2(P&F). Motion was seconded by Mr Driggers and carried unanimously.

80-S-3(P&F) ANGELO SUBDIVISION - APPROVED

(Miguel Rendon, Developer; Leo Mills & Associates, Inc., Agent)
Request: Preliminary and Final Plat approval of a one-duplex lot subdivision on .22 acre on the south side of 57th Ave. E., 250' west of 7th St E. Planning Commission recommended APPROVAL with waiver of sidewalk, recreation and fire protection requirements.

The County Attorney approved the form of the plat.

Motion was made by Mr Driggers to approve 80-S-3(P&F). Motion was seconded by Mr Parrish and carried unanimously.

LIOCCI, SABINO

Sabino Liocci, a concerned citizen, commented on various subjects:
1) that no building permits should be granted in the flood area along the Braden River and that a water pump be provided for emergency drainage and concrete walls for protection of the properties; 2) taxes on the park at 47th Avenue and 30th Street should not be paid by the area residents; 3) taxation in general.

BOND - BEACHWAY PLAZA SHOPPING CENTER/SANITARY SEWER IMPROVEMENT

In order that K-Mart, in the Beachway Plaza Shopping Center at 75th St and Manatee Avenue West, may be opened on schedule, and to adequately protect the County until the Sanitary Sewer Improvements are completed (April 15, 1980), motion was made by Mr Fortson and seconded by Mr Driggers, to approve the \$37,350 Cash Performance Bond of Wiggins Associates. Motion carried unanimously.

INSURANCE - E. W. SIVER & ASSOCIATES, INC CONSULTANT AGREEMENT

The County Administrator submitted and recommended approval of proposal by E. W. Siver & Associates, Inc., to provide professional risk management and insurance consulting services to the County on a retainer basis for a maximum fee not to exceed \$12,000, exclusive of customary out-of-pocket expenses.

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Motion was made by Mr Fortson to engage E. W. Siver & Associates Inc for this particular insurance and risk management consultant services, subject to a formal contract being prepared and submitted to the Board. Motion was seconded by Mr Driggers and carried unanimously.

MATERIALS AND SERVICES - PETROLEUM PRODUCTS

The County Administrator reported that a bulk order for lubricants and petroleum products for the rest of this fiscal year has been placed with the current supplier (at the current list price) at an estimated total cost not to exceed \$16,000.

BEACH EROSION PROJECT - ANNA MARIA

There were no objections to the recommendation by the County Administrator that action in connection with the Anna Maria Beach Erosion Project be deferred until the following Tuesday, March 18th.

BUDGET AMENDMENTS (UTILITIES; MATERIALS & SERVICES)

Upon motion by Mr Fortson, seconded by Mr Driggers, resolutions were unanimously adopted to amend the 1979-80 budget by item to item transfers as follows:

UTILITIES

From: Reserve for Contingency
To: Lanzo \$58,317.00
RECORD RESOLUTION S9-78

MATERIALS & SERVICES

From: Reserve for Contingency
To: Insurance Consultant \$20,000.00
RECORD RESOLUTION S9-79

LAWSUIT: ESTECH (TRANSCRIPTS: BOARD OF COUNTY COMMISSIONERS MEETINGS)

The County Attorney submitted his letter addressed to the County Administrator dated March 6, 1980

Re: Estech General Chemicals Corporation, formerly
Swift Agricultural Chemicals Corp., DRI 10/SE-1120.

He made reference to four "volumes" and a letter of transmittal from Robert F. Greene of Grimes, Goebel, Parry, Blue Boylston and McGuire identifying the volumes as "hearings before the Board of County Commissioners", and requesting the Board to accept the volumes into record. Mr Fay, however, did not recommend acceptance, stating that if the Board takes no action, the volumes will be returned to Mr Greene. (No action was taken).

UTILITIES: WASTE TREATMENT FACILITIES, SECTION II -
CONSTRUCTION CONTRACT, W. E. D. CONTRACTORS, INC

Based on the recommendations of the Director of the County Utilities System, Consultant Engineers and the County Attorney, motion was made by Mr Parrish, and seconded by Mr Driggers to approve and authorize the Chairman to sign the W. E. D. Contractors, Inc Construction Contract and accept the performance bond (United States Fidelity & Guaranty Co, \$1,083,950.00) in connection with

Waste Treatment Facilities Interim Improvements
Section II, Project 630-671-04.

Motion carried unanimously.

RECORD CONTRACT S9-80

UTILITIES: CROM CORPORATION CLARIFICATION AGREEMENT

Upon motion by Mr Driggers, seconded by Mr Parrish, the Chairman was unanimously authorized to execute the Construction Contract and Construction Documents Clarification Agreement entered into by and between the County and Crom Corporation, Contractor for

Waste Treatment Facilities Interim Improvements
Section I, Project 630-671-04.

RECORD AGREEMENT S9-81

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UTILITY EASEMENT - COUNTY SCHOOL BOARD

Upon motion by Mr Fortson, seconded by Mr Driggers, the Board unanimously accepted from

The School Board of Manatee County
A 10-foot wide permanent easement.

DRAINAGE EASEMENT; DISCLAIMER (BAYSHORE VENTURES, INC

The County Attorney submitted and recommended adoption of a

RESOLUTION AUTHORIZING EXCHANGE OF DRAINAGE EASEMENTS

to accept a public drainage easement from Stanley Goldman and Gloria Goldman, Alan Morton, Richard Morton, Bayshore-on-the-Lake Condominium Apartment Owners Inc and Bayshore Ventures, Inc and authorizing the Chairman to execute a Disclaimer for and on behalf of the County to Bayshore Ventures, Inc and Stanley and Gloria Goldman covering certain real property described in the Order of Taking entered January 21, 1971, in Case No. CA-4106, Manatee County, Petitioner vs Robert C. Cudd, III, et al, Defendant.

Motion was made by Mr Fortson to adopt the resolution authorizing the exchange of drainage easements. Motion was seconded by Mr Parrish and carried unanimously.

RECORD RESOLUTION S9-82

LEGISLATION: SENATE BILL 236 - COMPETITIVE NEGOTIATIONS ACT

The County Attorney submitted his letter to the Board dated March 5, 1980

Re: Senate Bill 236 amending the Consultants' Competitive Negotiation Act by modifying the definitions of "a project" and "continuing contracts",

advising that the proposed legislation is detrimental to the best interests of the County and some effort should be made to determine the consequences of such legislation and then take appropriate action in opposition to the passage of the legislation.

Mr McGavic suggested that all the professionals (engineers, architects, planners, etc) in the community be notified and requested to ask their associations or societies to also formally oppose this particular piece of legislation.

It was the consensus of the Board to instruct the County Attorney to prepare the appropriate resolution opposing the legislation and submit to the Board for adoption.

INSURANCE: WORKMEN'S COMPENSATION CLAIM (ANDERSON)

The County Attorney, in a letter to the Board dated March 12, 1980, recommended the complete and final settlement of the Workmen's Compensation claim by Adrienne Anderson against Manatee County Utilities System, Hartford Insurance Group, Manatee County and Employers Group Insurance Company, Claim No. 096286362, resulting from an on-the-job accident March 8, 1977. He requested authorization to effect a full and complete discharge and settlement of the claim (the proposed settlement being a lump sum total reimbursement in the amount of \$1,500 by Employers Group Insurance Company on behalf of the County).

Motion was made by Mr Parrish to approve the recommendation. Motion was seconded by Mr Driggers and carried unanimously.

METROPOLITAN SYSTEMS, INC/BRADENTON LIONS CLUB (BENCHES)

The County Attorney reported that the proposal by Metropolitan Systems, Inc, in conjunction with the Bradenton Lions Club, to place benches in the unincorporated area of the County approved in open session 3/11/80, subject to the approval of the County Attorney, is legally sufficient.

RECORD AGREEMENT S9-83

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CLERK'S CONSENT CALENDAR

Upon motion by Mr Parrish, seconded by Mr McGavic, the Clerk's Consent Calendar dated March 13, 1980 was unanimously approved as follows:

BILLS FOR PAYMENT

Mulock & Farrance (professional services to 3/1/80)	\$ 268.00
Theresa Greenstone (lost book reimbursement)	9.95
Sam Cornwell (refund of Ad Valorem taxes to Harbor Ventures, Inc)	37,569.66

SPECIAL IMPROVEMENT ASSESSMENT LIENS - PARTIAL RELEASE

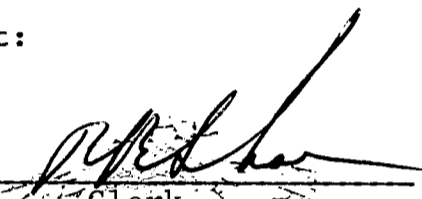
<u>Project No.</u>		<u>Project No.</u>	
5009-6	(Mims)	521-15	(Miller)
947-10	(Frederick)	588-26	(Smith)
639-10	(Browne)		

MEETING ADJOURNED

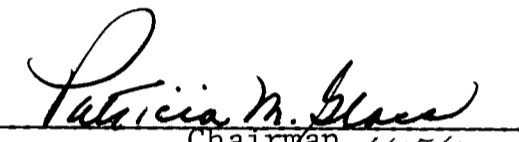
There being no further business, the meeting was declared adjourned.

Attest:

APPROVED:



Clerk
STEE CO



Chairman 4/15/80

Adj: 12:42