

MAY 13, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, May 13, 1980 at 9:05 a.m.

Present were Commissioners:
Patricia M. Glass, Chairman
Lamar S. Parrish, Vice-Chairman
Claude E. McGavic
L. H. Fortson, Jr.

Absent was Commissioner Louis E. Driggers

Also present were:
E. N. Fay, Jr., County Attorney
David B. Collier, County Administrator
Ralph Umana, Deputy Clerk, representing R. B. Shore,
Clerk of Circuit Court

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

Invocation by Rev. Donald D. Brady, Congregational United Church of Christ.

The meeting was called to order by Chairman Glass.

CIVIC CENTER AUTHORITY

Upon concern expressed by Mr. McGavic regarding a recent newspaper article which indicated that the Civic Center Authority (CCA) was seeking changes in the legislature to lift the \$15,000,000 ceiling on CCA spending and that County funds may be requested for the proposed Civic Center project if federal funds are not available, the County Administrator was instructed to contact the CCA in order to schedule a meeting with the Board to discuss the proposed program.

41ST AVENUE EAST CUL DE SAC

In connection with authorization on April 15, 1980, to compile detailed cost estimates to construct a cul-de-sac at 41st Avenue East (to be used as a turn around for school buses), the County Administrator reported that the Highway Director estimated the cost to be \$9,675; including cost of obtaining right of way.

Upon request by the County Administrator that a Highway Department budget amendment be prepared for the construction of said cul de sac, action was deferred until Thursday, April 15, 1980 in order that Commissioner Driggers (in whose district the property is located) may be present.

HIGHWAY: TRAFFIC CONTROL SIGNS

The County Administrator reported on the procedure regarding traffic control signs in new subdivisions explaining that the signs may be

- 1) Obtained privately and erected at the expense of the developer or;
- 2) Fabricated and erected by the Highway Department at the expense of the developer.

Mr. Collier advised that the roads will not be accepted for County maintenance until the signs are in place.

BRADENTON BEACH FISHING PIER

Motion was made by Mr. Fortson to accept various statements submitted on expenditures for the Bradenton Beach Fishing Pier Project to be transmitted to the Department of Natural Resources. Motion was seconded by Mr. Parrish and carried unanimously.

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SIERRA M. S., INC.

In connection with recent request by M. S. Sierra, Inc. to lease the right of way south of old US 301 adjacent to the east right of way line for Interstate 75 (5/8/80), the County Administrator recommended the Chairman be authorized to sign a letter to Florida Department of Transportation expressing no interest in developing the property and stating no objection to leasing the right of way to M. S. Sierra, Inc.

Motion was made by Mr. Fortson to authorize the Chairman to sign the letter. Motion was seconded by Mr. McGavic and carried unanimously.

HUMAN SERVICES

The County Administrator submitted for approval recommendations of the Department of Human Services as outlined in memorandum dated May 6, 1980, from Kathy Snell, Director.

- 1) Title VII On-The-Job Training Contracts:
 - a) P-002, PDG Electric Company, Inc., \$1,350.
 - b) P-003, Manatee Publishing, \$1,600.
 - c) P-004, Rampart Properties, \$858.
- 2) Deny request by Anna Maria Community Center to increase County funding from the presently allocated \$8,000 to a total of \$22,400.
- 3) Authorize the chairman to execute Amendments to Purchase of Service Agreements with the Manatee County Community Mental Health Center, Inc., the Samoset Community Club, the Palmetto Youth Center and the Myakka Community Center (All funds were adopted by Board as part of the FY 1980 County budget). S9-191
- 4) Authorize the chairman to execute revised budget for a Law Enforcement Assistance Administration (LEAA) grant application entitled "Manatee County Criminal Justice Planning" for period January 1, 1980 to September 30, 1980 (total funding of \$9,925 does not change).

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Motion was made by Mr. Fortson to approve the recommendations as outlined in memorandum dated May 6. Motion was seconded by Mr. Parrish and carried unanimously.

BLUE BIRD RANCH ESTATES

In response to a request by the County to defer discussion on the subdivision petition Blue Bird Ranch Estates (79-S-33 P) scheduled for today due to a lengthy agenda, the County Administrator submitted a letter dated May 8, 1980 from Henry Garland, Jr., owner of Blue Bird Ranch, stating no objections to deferring the petition for 30 days.

Motion was made by Mr. Fortson to defer the petition. Motion was seconded by Mr. Parrish and carried unanimously.

HUMAN SERVICES

The County Administrator submitted for approval recommendations from the Department of Human Services as outlined in memorandum dated May 9, 1980, from Kathy Snell, Director.

- 1) Modification No. 1 to CETA Title IV Youth Community Conservation and Improvement Project (YCCIP) Grant No. 12-0-0165-38 for the purpose of providing youth ages 16-19 the opportunity to develop specific skills and knowledge in nursery operations and plumbing trades during the period May 19 through September 30, 1980. The total amount of the grant (\$76,452) does not change.

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Motion was made by Mr. Parrish to approve the modification. Motion was seconded by Mr. McGavic and carried unanimously.

PERSONNEL: MANNING LEVEL (HIGHWAY; UTILITIES)

Upon motion by Mr. Fortson, seconded by Mr. McGavic, a resolution was unanimously adopted to amend authorized manning levels as follows:

<u>HIGHWAY</u>	AUTHORIZED NO. OF EMPLOYEES		DEPARTMENT	
	FROM	TO	FROM	TO
Laborer I	18	17		
Heavy Equipment Operator II	10	11		
			190	190
			<u>RECORD RESOLUTION</u>	PERSONNEL

Upon motion by Mr. Fortson, seconded by Mr. Parrish, a resolution was unanimously adopted to amend authorized manning levels as follows:

<u>UTILITIES</u>	AUTHORIZED NO. OF EMPLOYEES		DEPARTMENT	
	FROM	TO	FROM	TO
Engineering Asst. Supervisor (Grade 30)	1	0		
Engineering Asst. Supervisor (Grade 32)	0	1		
Utilities Clerk II (Grade 14)	7	6		
Personnel Specialist (Grade 21)	0	1		
Inspector - Construction (Grade 16)	4	3		
Heavy Equipment Operator II (Grade 28)	0	1		
			215	215
			<u>RECORD RESOLUTION</u>	PERSONNEL

PERSONNEL: GRIEVANCE (ABLASHA THOMAS)

The hearing was opened to consider

Pending grievance filed by Ablasha H. Thomas regarding personnel practices of the Manatee County Central Library.

The Chairman explained the guidelines to be followed during the hearing and the County Attorney restated the procedure to be followed in Step 4 of the County Grievance Procedure as outlined in letter to Mrs. Thomas dated April 21, 1980.

Ablasha Thomas, requested that Raymond C. Schenk act as her agent in this grievance hearing due to his expertise in the grievance area.

Upon question, Mr. Schenk advised that he is not an attorney, however he shall represent Mrs. Thomas as an Agent and furnished letters of recommendation attesting to his integrity and experience in this field.

Mr. Schenk submitted the Employee Grievance of Ablasha Thomas dated January 28, 1980 together with the Summary Statement dated February 4, 1980 and Addendum dated March 4, 1980 and read the Summary Statement to summarize the grievance of Mrs. Thomas.

He also outlined the solutions to said grievance that is requested by Mrs. Thomas:

- 1) The merit award be revised from 3.2 percent to the average of 4.9 to 6 percent, retroactive as of the date of the original merit award.

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- 2) All five JPRs be revised to eliminate harrassing and negative statements and that those positive areas of performance be added to the JPRs and that the narrative portions of the JPRs be made to conform to the checked off portions of the JPRs.
- 3) The six refund checks containing the merit award be returned (The checks have been returned and is no longer part of the solution)
- 4) The 22 hours and 45 minutes of compensatory time be given to Mrs. Thomas.
- 5) A clarification by the Board as to the alteration of an employee's time card and that provisions be allowed to enter the time in ink.
- 6) Mrs. Thomas' application be reconsidered for the position of Library II, Supervisor for the Island Branch Library at the appropriate time.
- 7) More solidly developed procedures be instituted.
- 8) Mrs. Valenti and Miss Rodstein be removed from their present positions of supervisory personnel and Mr. Place be removed as director of the library.
- 9) The latest special JPR dated May 2, 1980 be removed from the file.
- 10) Harrassment by Mr. Place, Miss Rodstein and Mrs. Valenti cease by order of the Board and that they be reprimanded officially and in writing.

Mr. Schenk submitted and summarized documents relating to the grievance including

- "Proof" regarding Mrs. Uber's statement (member of Advisory Board) dated May 12, 1980;
- Two notarized Official Affidavits from Raymond C. Schenk to the Board representing "accurate chronology of events" relating to an area of "Contention" arising at the Step 3 hearing of said Grievance;
- Memorandum dated May 7, 1980 from Raymond C. Schenk, Agent, to Patricia Glass, Chairman, Board of County Commissioners
Subject: Response to letter from Mrs. Glass dated April 21, 1980;
- Adult Services Department Monthly Report dated January, 1980;

RECESS/RECONVENE

After a brief recess the Board reconvened with all members present except Commissioner Driggers.

- Monthly Reports Tally Sheet for Tasks Performed (Analysis - Evaluation; Grievance #1; January 28, 1980);
- Analysis of Job Performance Rating (JPR) Data and Desk Schedule of Rating with Ablasha Thomas;
- Adult Services Route Slips;
- Analysis - Evaluation of JPRs, Merit Awards and Attendance Records;
- Book Talk/Review Evaluations;
- Memorandum dated December 22, 1979 regarding Catalog Breakdown;
- Copies of Samples of Catalog Cards prepared by Ablasha Thomas;
- Manatee County Library Tour Outline dated March 6, 1980 and Procedure;
- Manatee County Library Tour (Tentative Outline) dated February 25, 1980;

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Continuation of documents submitted:

Leave Record - Sick and Annual for Debra Kraner and Michael Luskis for year 1979;
Statement by Mary Bunner, Supervisor, Technical Services Department, Manatee County Library System, dated April 6, 1980;
Copies of Time Cards with changes made;
Letters of Support for Mrs. Thomas

DOCUMENTS FILED

S9-195

RECESS/RECONVENE

The Chairman declared the meeting recessed until 1:30 p.m. The meeting reconvened at 1:36 p.m. with all members present except Commissioner Driggers.

Upon questions concerning comments in the grievance including alteration of time cards, distributed comp time, inconsistency with the rating of JPRs and merit increases, Phil Place, Director, Manatee County Library System, made a rebuttal to the items.

Items in the presentation were summarized and discussed and the County Administrator was requested to review material and comments and make recommendations back to the Board on procedural changes or any method that would eliminate questions about JPR's or any other procedure in the Library System.

The Chairman declared the hearing closed.

Speaking directly to the grievance (merits) as it was presented to the Board (and to the grievance procedure), Mr. Fortson stated he did not feel that the grievance is justified and moved that it be denied. Motion was seconded by Mr. Parrish. Voting "Aye" were Commissioners Fortson, Parrish and McGavic. The Chairman voted "Nay". Motion carried.

RECESS/RECONVENE

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

TRANSIT: ANNA MARIA ISLAND PRIVATEERS KIDS DAY

Jack Cedar, Director of Publicity, Anna Maria Island Privateers, requested free bus transportation for children to the Anna Maria Bayfront Park for the Annual Kids Day on Saturday, May 17, 1980.

Motion was made by Mr. Fortson to instruct the bus system to provide free bus service to children on Kids Day. Motion was seconded by Mr. McGavic and carried unanimously.

LEGISLATION: MINING REGULATIONS

The County Administrator reported on the meeting held between Staff and Representative Shackelford to discuss legislation involving state wide mining regulations. He advised that information will be submitted for review by the Board prior to the Board meeting on Thursday, May 15, 1980.

BUDGET AMENDMENT: SHERIFF

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

SHERIFF

Increase Revenue: Airport Security

Increase Expenditure: Sheriff's Department \$172,004.00

RECORD RESOLUTION

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ENDANGERED LANDS ACQUISITION

Motion was made by Mr. Fortson to authorize the Chairman to sign a letter to the Department of Natural Resources (DNR) requesting that this letter be accepted as Manatee County's application for acquiring lands in the 100 year flood plain below Lake Manatee Dam on the basis of its overall merit and further requesting an opportunity to present an overview of the project to the DNR at the Regional Planning Meeting scheduled for May 21, 1980 in St. Petersburg. (Ref. Chapter 79.225, Florida Statutes, - Change in state acquisitions of endangered lands.) Motion was seconded by Mr. McGavic and carried unanimously.

PERSONNEL: COLEMAN (SICK LEAVE BENEFITS)

The County Administrator advised that an employee of the Materials and Services Department, Leslie J. Coleman, Jr., was a victim of the Skyway Bridge accident. As a new employee he was not eligible for any life insurance benefits and the Board is requested to authorize payment of accrued sick (\$45.52) to the widow. Motion was made by Mr. Parrish to authorize payment of accrued sick leave benefits to Mr. Coleman's widow. Motion was seconded by Mr. McGavic and carried unanimously.

The County Administrator advised that if appropriate, a fund drive may be set up.

SKYWAY BRIDGE ACCIDENT

The County Administrator was instructed to prepare a letter to the appropriate official, to be reviewed by the Board on May 15, 1980, expressing the County's willingness to cooperate with the Florida Department of Transportation in its investigation of the Sunshine Skyway accident and offering any assistance in this matter.

LEGISLATION: LOBBYIST REPORT

The County Administrator gave a brief report on proposed bills in the legislature, advising that this will be an item on the agenda of May 15, 1980. He commented that an indepth session with Gary Knuckles, Lobbyist, will be forthcoming.

TAMPA BAY REGIONAL PLANNING COUNCIL:
CITIZENS ADVISORY COMMITTEE

Mr. McGavic reported that documents prepared by Tampa Bay Regional Planning Council (TBRPC) would not be released to the Transit Citizens Advisory Committee until certain bills are paid by the Metropolitan Planning Organization and that the documents are necessary for the review process of the Committee, Mrs. Glass volunteered to contact Scott Wilson of TBRPC and express concern that these documents are not being released.

AGENDA MEETING

The County Attorney submitted for approval

RESOLUTION AMENDING AGENDA PREPARATION
PROCEDURE FOR MEETINGS OF THE BOARD OF
COUNTY COMMISSIONERS

amending resolution adopted January 30, 1979 to provide that weekly agenda conferences shall be scheduled for approximately 10:30 a.m. on Wednesday of each week in the offices of the Board of County Commissioners.

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

RECORD RESOLUTION - S9-197

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CLERK'S CONSENT CALENDAR

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

BILLS FOR PAYMENT

Refunds from Alan Williams Tennis Clinics:

Sandy Kresko	\$ 17.50
Chris Kresko	14.00
Joseph Tamboli	14.00
Judy Maciejewski	17.50
Holland & Knight (Robert C. Cudd)	750.00
Refund: Plumbing Permit (Sure Plumbing)	8.50
Mulock & Farrance (Simanonok)	1,075.73
Mulock & Farrance	211.00; \$190.00
Mulock & Farrance	17.82
Manatee Memorial Hospital (OB Clinic)	2,136.62
Employer's Group Insurance, Inc. (Rowley)	340.92
Employer's Group Insurance, Inc. (Hawley)	192.34
Refund: Ray Bricker (Lost Book)	8.00
Sarasota Memorial Hospital (Welfare)	1,914.80

WARRANT LISTS

Approve Warrant Lists from May 13 to May 20, 1980, and to authorize Warrant Lists to May 27, 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.


ACCEPT Fully executed ANNA MARIA ISLAND LIBRARY LEASE (adopted May 6, 1980)

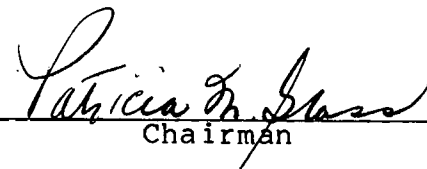
MEETING ADJOURNED

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

Attest:

APPROVED:


Clerk


Chairman

Adj: 3:38 p.m.