

AUGUST 12, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, August 12, 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.
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 Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

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

The meeting was called to order by Chairman Glass.

SUNSHINE SKYWAY BRIDGE REPLACEMENT

The County Administrator announced that a member of the Highway Department will attend a public hearing to be held at Eckerd College on August 14, 1980, regarding the replacement of Sunshine Skyway bridge.

EASEMENT (WALTON)

Mr. Driggers submitted a letter from Charles Walton, Trustee, dated August 5, 1980, requesting the County to accept a private 50-foot wide shell road, presently serving residence of Merritt Jones at 1101 30th Avenue, East, in order that he might obtain a permit to build a home on his property to be served by this same road.

The Planning Department and appropriate Staff were instructed to review the request and submit recommendations to the Board.

COUNTY PROPERTY

Mr. Driggers relayed a request by an individual for permission to remove usable lumber from an old abandoned house on County property (parcel purchased from Baker for public purposes).

The County Attorney was instructed to research the legalities involved and the Director of Materials and Services was instructed to research whether the house is listed as a County asset.

NATIONAL ASSOCIATION OF COUNTIES

Mr. Driggers announced that he was reappointed to the Transportation Committee of the National Association of Counties to serve for an additional year.

LOT CLEARING

Lot Clearing Petition No. LC-1341 was withdrawn as Dave Fulford, Enforcement Office, Planning and Development Department, announced that the lot will be cleared today.

The public hearing was declared open for purpose of considering Lot Clearing Petition

LC-1342 Helen Smith alleging that property owned by Myrtle Shroeder has not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969

There was no one present to speak on the petition and the public hearing was closed.

Motion was made by Mr. McGavic to adopt resolution determining that the property owner has not complied with lot clearing law and demanding that corrective action be taken with regard to mowing the land. Motion was seconded by Mr. Parrish and carried unanimously.

RECORD RESOLUTION

S10-89

PRELIMINARY 1980 CENSUS COUNTS AND LOCAL REVIEW PROGRAM

Bruce Hossfield, Planning and Development Department, submitted a memorandum dated August 8, 1980 which summarizes the preliminary 1980 census counts of population and housing units.

COMPREHENSIVE PLAN: PUBLIC FACILITIES IMPACT REVIEW

Bob Rile, Planning and Development Department, submitted the Comprehensive Plan Discussion Paper IV regarding the Public Facilities Impact Review and he outlined the analytical capabilities of public facilities review by three alternatives: 1) Hand-Calculator Approach, 2) Sophisticated Modeling, 3) Mini-Computer.

It was pointed out that the Comprehensive Plan would set the main guidelines for the analysis and the Plan should be adopted before review of the facilities. There were no objections to the Planning Department obtaining additional information in this matter without major investment of staff time.

Z-118 ZONING TEXT AMENDMENT: HEIGHT LIMITATION

Motion was made by Mr. Parrish to advertise for public hearing on Z-118 Zoning Text Amendment to consider two proposals regarding Height Limitations

- 1) in Commercial Districts C, C-1, and C-1A (Require Special Exception in buildings above 35 feet - Initiated by Board and sent to Planning Commission)
- 2) to include all County-wide zoning districts (Planning Commission recommendation)

Motion was seconded by Mr. Driggers and carried unanimously.

RECESS/RECONVENE

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

SAFETY COUNCIL RECOMMENDATIONS

Bob Pierro submitted the following recommendations of the Manatee County Safety Council as outlined in memorandum dated August 1, 1980:

- 1) Request: Speed limit of 40 mph at
 - a) 30th St. E. from 38th Ave. E. to 51st Ave. E.
 - b) 51st Ave. E. from 30th Ave. E. to 33rd St. E.
 - c) 33rd St. E. from 51st Ave. E. to SR 70
 Recommendation: 30 mph speed limit at the three locations

In that the Highway Department had recommended 40 mph speed limits, this item was deferred pending information as to why the Safety Council recommended the lower speed.

- 2) Request: Speed limit signs at the 5400 block of 18th St. Boulevard East
 Recommendation: Post 25 mph

Motion was made by Mr. Driggers to accept the recommendation of the Safety Council on item No. 2. Motion was seconded by Mr. Parrish and carried unanimously. The County Attorney was instructed to prepare the appropriate resolution.

AUGUST 12, 1980

Cont'd

- 3) Request: 25mph speed and dead-end sign at the 5200 block of
32nd Street East
Recommendation: No action

LEGAL SERVICES

Following discussion on legal services provided by the County Attorney and on the possibility of hiring in-house staff to handle minor legal matters of the County, the County Administrator was instructed to research and submit information on various alternatives for legal counsel and also submit an analysis on the type of legal services expected from the Attorney.

Ray Schenk, River Isles, spoke in favor of the Board considering this matter in more depth.

BUDGET AMENDMENTS

Upon motion by Mr. Driggers, 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 from the State of Florida, as follows:

- 1) Increase Revenue:

State Community Care for Elderly Phase II

Increase Expenditure:

Community Care for Elderly Phase II: Consultant

Fees, Auditing Services, Contracted Services \$150,338.00

RECORD RESOLUTION

S10-90

Upon motion by Mr. Driggers, seconded by Mr. McGavic, a resolution was unanimously adopted to amend the 1979-80 budget by item to item transfers as follows:

UTILITIES SYSTEM

- 2) From: Reserve for Contingency

To: Administration

\$ 44,535.00

RECORD RESOLUTION

S10-91

Upon motion by Mr. Driggers, seconded by Mr. Parrish, a resolution was unanimously adopted to amend the 1979-80 budget by item to item transfers as follows:

- 3) From: Monitoring System; North County 201;
Sewer Reconstruction; South County;
71st St. Elevated Tank;

To: Reserve for Contingency; Bond Issuing
Expense

\$663,815.00

RECORD RESOLUTION

S10-92

Motion was made by Mr. Driggers and seconded by Mr. McGavic to adopt a resolution to amend the 1979-80 budget by item to item transfer as follows (and to authorize Chairman to sign the Budget Account Amendment):

SHERIFF

- 4) From: Reserve for Contingency

To: Sheriff Audit

\$ 6,500.00

RECORD RESOLUTION

S10-93

Motion carried unanimously.

Motion was made by Mr. Driggers and seconded by Mr. Fortson to adopt a resolution to amend the 1979-80 budget to provide for the receipt and appropriation of unanticipated revenues as follows:

VARIOUS SOURCES

3) Increase Revenue:
Debt Proceeds

Increase Expenditure:
Land (Parking Lot)

\$125,000.00
RECORD RESOLUTION S10-94

Voting "Aye" were Commissioners Fortson, Driggers, Parrish and Chairman Glass. Commissioner McGavic voted "No." Motion carried.

TITLE III ELDER BUS SERVICE GRANT

Motion was made by Mr. Driggers to authorize the Chairman to sign the Title III Elder Bus Service Grant Amendment (which increases the County's dollar share for the entire grant period by \$360). Motion was seconded by Mr. McGavic and carried unanimously.

TITLE III ELDER BUS SERVICE: CONTRACT

The County Administrator submitted for approval an

AMENDMENT TO AGREEMENT
RE: TITLE III ELDER BUS SERVICE GRANT

by and between Tampa Bay Regional Planning Council/Area Agency on Aging, and Manatee County for the purpose of revising the budget to allow for accelerated spending (Maximum obligated by TBRPC \$63,294.00; Non-Federal Cash Share \$10,583.00).

Bob Hofmann, Transportation Department, was available to answer questions.

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

RECORD CONTRACT S10-95

ILLEGAL DUMPING

The County Administrator advised that recommendations regarding illegal dumping will be submitted on August 19, 1980.

HUMAN SERVICES

By memorandums dated August 5 and 12, 1980, Kathy Snell, Director, Department of Human Services recommended the following:

- 1) Approval of CETA Title II-B On-The-Job Training Contract No. R-342, Manatee Memorial Hospital, \$868.88
- 2) Approval of an application to the U. S. Department of Labor, Employment and Training Administration for Fiscal Year 1981 funding under the Comprehensive Employment and Training Act (CETA). The application consists of a Master Plan describing the local CETA delivery system and an Annual Plan for each grant program to be operated by the Prime Sponsor.

Planning estimates for new funds to be allocated to Manatee County for Fiscal Year 1981 are as follows:

Title II-B	Training Programs	\$856,000
Title II-D	Public Service Employment	918,000
Title VI	Public Service Employment	327,000
Title VII	Private Sector Initiative	70,000
Title IV	Youth Employment and Training	n/available
Title IV	Summer Youth Employment Program	n/available
	Youth Community Conservation Improvement Program	n/available

Motion was made by Mr. Driggers to approve the requests as outlined in the memorandums. Motion was seconded by Mr. Parrish and carried unanimously.

AUGUST 12, 1980

Cont'd

ELLENTON ACRES SUBDIVISION: BOND RELEASE/MAINTENANCE

Upon recommendation by the Highway Department, motion was made by Mr. Parrish to release the bond on Ellenton Acres Subdivision and accept the street and drainage improvements for County maintenance. Motion was seconded by Mr. Driggers and carried unanimously.

MATERIALS AND SERVICES

By memorandum dated August 6, 1980, Gary M. Knuckles, Director, Materials and Services Department recommended the following:

UTILITIES SYSTEM

- 1) Bid 80-76 Construction of Laboratory Building for Manatee County Utilities System
 - a. Award to the lowest responsible bidder meeting the specifications and conditions of the bid, Inter-City Construction, for the sum of \$147,000 and an additional charge of \$5,000 should de-watering be necessary.

Motion was made by Mr. Driggers to approve Bid 80-76. Motion was seconded by Mr. Parrish and carried unanimously.

Bid 80-71 (Multi-Purpose Concrete Playcourt - Samoset Elementary School) was deferred pending performance bond being submitted.

MANATEE MEMORIAL HOSPITAL

By letter dated August 6, 1980, James Moore, Member of the Board of Trustees, Manatee Memorial Hospital, recommended that the accounting firm of Deloitte Haskins & Sells be engaged to conduct the financial audit of the hospital for the year ending September 30, 1980, as they have conducted this audit in previous years and are familiar with the general health care field and Medicare.

Motion was made by Mr. Parrish to authorize the retaining of Deloitte Haskins & Sells for this year with the understanding that the County will entertain bids (Requests for Proposals) for next year's audit. Motion was seconded by Mr. Driggers and carried unanimously.

HILLSBOROUGH-MANATEE MENTAL HEALTH BOARD

Motion was made by Mr. Driggers to authorize the Chairman to sign a form stating that the terms of Article III of the Agreement dated November 13, 1979 with Hillsborough-Manatee Mental Health Board, Inc., agree with the records of the County with no exceptions. Motion was seconded by Mr. McGavic and carried unanimously.

MEDICAL EXAMINERS FUNDING CONTRACT

The County Attorney submitted for approval a

CONTRACT BY AND BETWEEN THE STATE OF FLORIDA,
DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES,
(HRS) MEDICAL EXAMINERS' COMMISSION AND MANATEE COUNTY

whereby the Commission shall pay to the County a total sum of \$23,232 for the funding of the Medical Examiners' Service in which payment will be made on a quarterly basis. (State Fiscal Year July 1, 1980 to June 30, 1981)

Motion was made by Mr. McGavic to approve the Contract and authorize the Chairman to sign. Motion was seconded by Mr. Parrish and carried unanimously.

RECORD CONTRACT

S10-96

ESTECH GENERAL CHEMICALS CORPORATION

The County Attorney submitted a letter dated August 6, 1980

Re: Estech General Chemicals Corporation vs
Manatee County and others, DOAH 79-1994
involving the administrative appeal of
DRI-10 and SE-1120

(Ref. Board meeting August 5, 1980 and Recommended Order). There were no objections to placing this item on the agenda for discussion after the Planning and Development Department, the Pollution Control Department and the Manatee County Utilities System have examined the Recommended Order by the Hearing Officer and submitted recommendations.

DISCLAIMER (MCDONALD)

Action on proposed Disclaimer of a 30-foot shell road was deferred at the request of the County Attorney. This road is the subject in a lawsuit, Gerald B. McDonald vs Jack Carson, et ux, et al, to determine ownership.

SALE OF PROPERTY (CARPENTER: PALMETTO BALL FIELDS)

In connection with recent sale of property by Loren L. and Donna B. Carpenter to the County, motion was made by Mr. McGavic to accept

- 1) Closing Statement (total purchase price \$21,565)
- 2) Satisfaction of Mortgage
- 3) Warranty Deed

Motion was seconded by Mr. Parrish and carried unanimously.

GUN PERMIT (RAYE)

Upon being advised by the County Attorney that renewal gun permit application by Marcus Raye was properly completed (ref. meeting of July 1, 1980), motion was made by Mr. McGavic to adopt a resolution renewing license to carry a certain pistol by

Marcus F. Raye, Sr - 5517 7th Avenue Dr. W, Bradenton
(Bond: Service Insurance Company) - 2 years
Ranger Ruger Security Six - 357 Mag. 4"B Serial No. 153-60957

Motion was seconded by Mr. Driggers and carried unanimously.

RECORD RESOLUTION

S10-97

LAWSUIT: PALMA SOLA PARK

Motion was made by Mr. Driggers to authorize the County Attorney to intervene in the action of the Palma Sola Park Association lawsuit (to have the court declare that streets, roads, walkways, etc., shown on subdivision plat belong to the public). Motion was seconded by Mr. Fortson and carried unanimously.

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Fortson, seconded by Mr. Driggers, the Clerk's Consent Calendar dated August 12, 1980, was unanimously approved as follows:

BONDS:

Driveway Permit:

- | | | |
|----------------|----|-----------------------------------|
| <u>Release</u> | 1) | Theron C. Arnold, \$100, No. 3192 |
| | 2) | Ronald Pugh, \$100, No. 2809 |
| <u>Approve</u> | 3) | John Cali, \$250, No. 7740 |

BILLS FOR PAYMENT:

Refund: Pliney Hammonds (OB Clinic)	\$ 75.00
DesChamps & Gregory (Package Policy Old Navy Reserve Building Renewal)	270.00

WARRANT LISTS:

Approve Warrant Lists from August 5 through August 12, 1980.
Also, authorize Warrant Lists from August 12 to August 19, 1980.

MINUTES:

Thursday, June 5, 1980; Tuesday, June 10, 1980

AUGUST 12, 1980

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MILEAGE REIMBURSEMENT

Motion was made by Mr. Fortson to authorize mileage reimbursement in the amount of 19 cents per mile to be effective as of July 15, 1980, to comply with Chapter 112.061 of the Florida Statutes. Motion was seconded by Mr. Parrish and carried unanimously.

MEETING ADJOURNED

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

Attest:



Clerk

Adj: 11:56 a.m.

APPROVED:



Chairman 9/30/80