

OCTOBER 7, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, October 7, 1980 at 9:10 a.m.

Present were Commissioners:
 Patricia M. Glass, Chairman
 Claude E. McGavic
 L. H. Fortson, Jr.
 Louis E. Driggers

Absent was Commissioner Lamar S. Parrish, Vice Chairman

Also present were:
 E. N. Fay, Jr., County Attorney
 David B. Collier, County Administrator
 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; Dave Priddy, WTRL, and others who entered during the meeting.

Invocation by Reverend Roy Reynolds, Bayshore Baptist Church.

The meeting was called to order by Chairman Glass.

CORTEZ ROAD RIGHT OF WAY (OLD SR 684)

Mr. Fortson relayed requests from certain businesses to lease a portion of the abandoned right-of-way of Cortez Road (old SR 684), which had been returned to the County by the State Road Department in 1957 when the new bridge (connecting mainland to Bradenton Beach) was built.

The County Attorney and County Administrator were instructed to research the possibility of short-term leasing and submit recommendations to the Board.

NATIONAL HANDICAPPED WEEK

Upon motion by Mr. Driggers, seconded by Mr. Fortson, a proclamation was unanimously adopted proclaiming the week of October 12 - 18, 1980 as National Handicapped Awareness Week.

RECORD PROCLAMATION S11-11

Upon motion by Mr. Driggers, seconded by Mr. McGavic, a proclamation was unanimously adopted proclaiming the week of October 5 - 11, 1980 as National Employ the Handicapped Week.

RECORD PROCLAMATION S11-12

Byron Wintraub, Les Yonker, Dixie Grubbs, Robert Allen, and Phyllis Cooley, representing various Governor's Districts, were present. Ms. Cooley, representing the Governor in District 6, submitted a poster depicting National Handicapped Week.

Motion was made by Mr. Driggers to authorize the Chairman to sign a letter to Mrs. Phyllis Cooley expressing appreciation for her unlimited advocacy and diligence in working for the disabled in Manatee County. Motion was seconded by Mr. McGavic and carried unanimously.

Ms. Cooley requested that overhanging tree limbs, near the wheelchair ramp by the Courthouse, be trimmed.

HANDICAPPED PARKING ORDINANCE

In submitting a status report on the proposed Handicapped Parking Ordinance, the County Attorney commented that the Clerk's Office and Sheriff's Department are in the process of resolving the problem regarding administration of infraction situations.

ZONING:SE-80-55 BURNETT TRUST - TOMATO PACKING PLANT - DENIED
(Re: Harloff - Deferred from 10/2/80)

Motion was made by Mr. Driggers to accept a letter in opposition from Claflin Garst dated October 3, 1980, a letter in opposition from Attorney Edward Reid dated October 7, 1980, and the Impact Analysis of SE-80-55 from County Staff, as recommended by the County Attorney. Motion was seconded by Mr. McGavic and carried unanimously.

Bruce Siciliano, Planning Department, outlined the recommended stipulations if the special exception is approved.

Ed Reid, Attorney representing Claflin Garst, objected to the Board accepting any additional information that had not been submitted to the Planning Commission.

Robert Boylston and Caleb J. Grimes, Attorneys representing the Agent, submitted results from ambient noise measurements from Conservation Consultants, Inc., and eight photographs of the surrounding area. Mr. Boylston requested the special exception be approved for three months to allow his client to pack the fall crop of tomatoes.

Motion was made by Mr. Driggers to accept the letter and photographs. Motion was seconded by Mr. Fortson and carried unanimously.

Mary Fulford Green, 37th Street East, spoke in opposition to the special exception.

Having specifically considered the criteria set forth in Section VI-14 of the Zoning Ordinance, motion was made by Mr. Driggers to deny SE-80-55. Motion was seconded by Mr. McGavic and carried unanimously.

SAFETY COUNCIL RECOMMENDATIONS

Bob Pierro, Traffic Safety Committee Chairman, submitted recommendations of the Manatee County Safety Council:

- 1) Speed Limits - Request:
 - a) 30th St. E. from 38th Ave. E. to 51st Ave. E. - 40 mph
 - b) 51st Ave. E. from 30th St. E. to 33rd St. E. - 30 mph
 - c) 33rd St. E. from 51st Ave. E. to 53rd Ave. E. - 30 mph
 Recommendation: 30 mph for a, b and c.

Motion was made by Mr. Driggers to instruct the Staff to prepare resolutions establishing speed limit on 30th St. E at 40 mph and speed limits on items (b) and (c) at 30 mph. Motion was seconded by Mr. Fortson and carried unanimously.

- 2) Intersection of Whitfield Avenue & US 301 - Request:

Investigate need for left turn signal.

 Recommendation: Request warrants a proper study be made

Motion was made to approve Item No. 2, as recommended. Motion was seconded by Mr. McGavic and carried unanimously.

- 3) 37th Ave. E. by Southeast High School - Request: Post "No Parking During School Hours" signs on both sides of 37th Ave. E.

Recommendation: Favorable

Motion was made by Mr. Driggers to authorize the County Attorney to draft the necessary ordinance for no parking on 37th Ave. E. Motion was seconded by Mr. Fortson.

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Following discussion, motion and second were withdrawn and the Highway Director was instructed to contact Ted Tillis, Assistant Vice-Principal of Southeast High School, regarding justification for the request.

RECESS/RECONVENE

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

TRANSIT: UMTA GRANT

Phil Davis, Director, Transportation Department, reported that capital grant in the amount of \$856,428 and operating grant in the amount of \$205,000 had been approved by UMTA (Urban Mass Transportation Authority).

ROADS, COUNTY30TH STREET WEST

Upon recommendation of the Highway Director, motion was made by Mr. Fortson to temporarily close 30th Street East, an alleyway connecting to 53rd Avenue, pending a permanent solution to the traffic hazard (inadequate sight distance) by the Highway Department. Motion was seconded by Mr. Driggers and carried unanimously.

53RD AVENUE (BETWEEN 26TH ST. W. AND 34TH ST. W.)

Harry Ely, Highway Department, recommended improvements be made to 53rd Avenue between 26th St. W. and 34th St. W., including the extension of curb, etc, to eliminate an unsafe condition in the area. He advised that the work could be completed within one week.

There were no objections to the Highway Department preparing a Change Order on this project.

VICTORY ROAD; 26TH AVENUE EAST;
UPPER MANATEE RIVER ROAD; SR 39

The Highway Director submitted a status report, outlined in memorandum dated October 6, 1980, on Project 3018, Victory Road; Project 3073, 26th Avenue East; Project 3046, resurfacing Upper Manatee River Road; and Project 3093, resurfacing SR 39.

Mr. Davis advised that the Highway Department will research and submit recommendations on possible minor improvements to be made on SR 39 in front of property owned by Mr. Gaines, as suggested by Mr. Driggers.

HUMAN SERVICES

Kathy Snell, Director, and Barbara Johnson, Senior Planner, submitted recommendations of the Human Services Department as outlined in memorandums dated September 23 and 30, 1980:

Deferred from 10/2/80:

- 10) Authorize Chairman to sign renewal to the existing lease for Suite 122 of the Walcaid Building with Wyman, Green and Blalock extending effective period from December 5, 1980, to December 4, 1982.
- 12) Appointments to the Manpower Advisory Council

There were no objections to deferring item 12 until Tuesday, October 14, 1980, to allow additional applications to be submitted.

Motion was made by Mr. Fortson to approve item 10 on the memorandum dated September 23, 1980. Motion was seconded by Mr. Driggers and carried unanimously.

RECORD LEASE

S11-13

- 1) Approve addition to the CETA Public Service Employment Occupational Summary:
 United Way of Manatee County - (1) Typist/Layout Worker
- 2) Approve CETA Title VII On-The-Job Training Contracts:
 - a) P-027, Best Quality Cabinets during period 9/23/80 thru 9/30/80, \$70
 - b) P-026, Florida Hone Corporation during period 9/23/80 thru 9/30/80, \$74.40
- 3) Approve CETA Title IIB On-The-Job Training Contract Modifications - Increase total reimbursement amount:
 - a) R-335, Mod. 1, City of Bradenton Beach Police Department, extend period to 11/20/80, \$620.42
 - b) R-340, Mod. 1, Big Red Quickprint Center, extend period to 10/23/80, \$272.00
 - c) R-342, Mod. 1, Manatee Memorial Hospital, extend period to 1/16/81, \$1,329.12
- 4) Approve CETA Title VII On-The-Job Training Contract Modifications:
 - a) P-003, Mod. 1, Manatee Publishers - extend period to 10/15/80
 - b) P-007, Mod. 1, Bradenton Tool and Machine Corp. - extend period to 2/1/81 and total reimbursement amount by \$1,820.00
 - c) P-016, Mod. 1, BaCarr, Inc. - extend period to 11/30/80
 - d) P-020, Mod. 1, Florida Hone Corporation - extend period to 11/3/80 and increase total reimbursement amount by \$297.60
 - e) P-021, Mod. 1, Old Bradentown Realty - extend period to 12/31/80 and increase total reimbursement amount by \$777.20
 - f) P-022, Mod. 1, Don Corbett Electric - extend period to 1/23/81 and increase total reimbursement amount by \$1,092.00
 - g) P-023, Mod. 1, Baskin Robbins Ice Cream - extend period to 3/1/81 and increase total reimbursement amount by \$1,568.00
 - h) P-024, Mod. 1, Florida Hone Corporation - extend period to 3/20/81 and increase total reimbursement amount by \$1,652.00
 - i) P-025, Mod. 1, Wesco Automotive and Industrial Supplies, Inc. - extend period to 3/13/81 and increase total reimbursement amount by \$1,770.00
 - j) P-026, Mod. 1, Florida Hone Corporation - extend period to 3/23/81 and increase total reimbursement amount to \$1,590.60
 - k) P-027, Mod. 1, Best Quality Cabinets - extend period to 3/31/81 and increase total reimbursement amount by \$1,954.00
- 5) Defer: Extension of contract with E. W. Siver and Associates.

Motion was made by Mr. McGavic to approve items 1 thru 4 as outlined by Ms. Snell. Motion was seconded by Mr. Driggers and carried unanimously.

Deferred from 9/26/80:

- 1) Approve revised amount of \$1,206 for Addendum to Agreement between H.O.P.E. of Manatee, Inc., and the County for period October 1, 1980 through December 31, 1980

Mary Fulford Green, H.O.P.E. of Manatee, Inc. requested funding in the amount of \$2,050 per month.

Motion was made by Mr. Fortson to accept the recommendation of the Human Services Department. Motion was seconded by Mr. McGavic and carried unanimously. (Paperwork to be submitted at later meeting.)

Mr. McGavic and Mr. Driggers advised that they are members of the Board of Directors of H.O.P.E. of Manatee, Inc., but will receive no remunerations from this request.

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Deferred from 10/2/80:

- 1) Approve changes to CETA Title IID Public Service Employment Occupational Summary:
 Manatee Opportunity Council (Weatherization Project) -
 Delete: (1) Laborer Add: (1) Clerk-Record Keeper

Motion was made by Mr. Driggers to approve the request. Motion was seconded by Mr. Fortson. Voting "Aye" were Commissioners Fortson, Driggers and Chairman Glass. Voting "No" was Commissioner McGavic. Motion carried.

MATERIALS AND SERVICES

By memorandums dated September 29 and October 1, 1980, Gary Knuckles, Director, Materials and Services Department, recommended the following:

UTILITIES

- 1) Maintenance Inspection Contract
 a. Execute Agreement with Associated Services, Inc., to provide two maintenance inspections per year on Southwest Regional Treatment Plant's air-conditioning and gas furnace equipment for the sum of \$44 per inspection.

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

RECORD AGREEMENT

S11-14

AGRICULTURE CENTER BUILDING

- 1) Partial Roof Repair/Replacement of Roof - Agriculture Center Building - REBID 80-73
 a. Execute Agreement with G. T. Bray Roofing, in the amount of \$6,100; accept Certificate of Insurance, Worker's Compensation Certificate and Performance-Payment Bond (American Druggists' Insurance Company, Surety)

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

RECORD AGREEMENT

S11-15

SAMOSET MULTI-PURPOSE CENTER ADDITION

Motion was made by Mr. Driggers and seconded by Mr. McGavic to approve

Change Order No. 1 - Increase \$5,806.00
 Samoset Multi-Purpose Center
 Contractor: Inter-City Construction Company

Motion carried unanimously.

MANATEE COUNTY STATE FAIR COMMITTEE

The County Administrator submitted a list of individuals designated to serve on the Manatee County State Fair Committee and the municipality or agency they will represent:

Councilwoman Lenabelle Coates	- City of Bradenton
Annette Burdick	- City of Palmetto
Ruth Elliott	- City of Anna Maria
Patricia Geyer	- City of Holmes Beach
Councilman Richard Fritz	- City of Bradenton Beach
Commissioner Russ G. Fernald	- Town of Longboat Key
Craig Starner	- Chamber of Commerce
Lou Skillman	- Desoto Celebration
G. T. Bray	- Manatee River Fair Assn.
Director	- Parks and Recreation Dept.
Director	- Extension Service

Upon recommendation that a Board member be appointed, the Chairman appointed Louis E. Driggers to serve on the Committee.

TITLE III ELDER BUS SERVICE

Upon recommendation of Robert Hofmann, Transit Division Chief, motion was made by Mr. McGavic to authorize the Chairman to sign the revised contract with Tampa Bay Regional Planning Council for Title III Elder Bus Service Grant (clerical change, no change in the amount of money) and the revised budget page. Motion was seconded by Mr. Driggers and carried unanimously.

✓RECORD AGREEMENT

S11-16

RECESS/RECONVENE

The Chairman declared the meeting recessed until 1:30 p.m.

The meeting reconvened at 1:38 p.m. with all members present except Commissioner Parrish.

CIVIC CENTER AUTHORITY: APPOINTMENTS

Motion was made by Mr. Fortson to reappoint Bob Christopher and John J. Holland, III, to the Civic Center Authority to serve for a term of four years. Motion was seconded by Mr. McGavic and carried unanimously.

Action on filling the remaining vacancy was deferred until October 14, 1980, to allow additional applications to be submitted.

PARKS AND RECREATION: TENNIS CLINIC

Motion was made by Mr. Fortson to authorize the Chairman to sign the

MANATEE COUNTY PARKS AND RECREATION DEPARTMENT
SPECIAL INTEREST CLASSES INSTRUCTOR'S AGREEMENT

with B. Edson Decker to perform instructional services for Ed Decker Tennis Clinics for children 10 - 16 years of age for two intermediate classes from September 30, 1980 to November 4, 1980 and October 3, 1980 to November 7, 1980. Motion was seconded by Mr. Driggers and carried unanimously.

RECORD AGREEMENT

S11-17

MANATEE COUNTY AIRPORT BOARD

The County Administrator submitted a list of individuals who have expressed interest in serving on the Manatee County Airport Board, together with memorandum, dated October 6, 1980, from A. S. Cogan, Acting Director, Planning and Development Department, revising the list of tasks for the new Airport Authority.

Following discussion, action on appointments to the Airport Board was deferred until an Airport Authority Ordinance is drafted.

INTER CITY NATIONAL BANK

Motion was made by Mr. McGavic to authorize the Chairman to sign

- 1) After Hour Depository Agreement between Inter City National Bank and the Board of County Commissioners Manatee County Utilities Systems Water and Sewer Revenue Fund whereby Linda Catt, Dianne Saumell, Jan Craig, Maureen Halas and Allene Boyer are authorized to receive pouches in which money, checks or securities for deposit shall be placed.
- 2) Key Agreement with Inter City National Bank.

Motion was seconded by Mr. Driggers and carried unanimously.

RECORD AGREEMENTS

S11-18
S11-19

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HILLCREST DRIVE/WARNERS EAST BAYOU

In connection with an application for Department of Environmental Regulation (DER) permit to construct pipe and filling at Warners East Bayou, Hillcrest Drive, Project No. 9040, motion was made by Mr. Fortson to authorize the Chairman to sign the Affidavit of Ownership or Control to the DER for property described as follows:

A 150 foot wide drainage easement across the East 15.0 feet of lots 6, 7, 8, 9, 10, 11, 12, 13 and 14 of Harbor Woods Subdivision as per Plat Book 17, pages 6, 7, 8, and 9 of the Public Records of Manatee County, Florida

Motion was seconded by Mr. Driggers and carried unanimously.

TRAVEL AUTHORIZATION

Motion was made by Mr. Fortson to approve travel for

David Collier, Jacksonville, October 8-9, 1980 to attend the State Association of County Commissioners meeting

Motion was seconded by Mr. Driggers and carried unanimously.

HANDICAPPED PARKING

The County Administrator advised that a typographical error was corrected in the letter to Mayor William Evers, City of Bradenton, approved by the Board on September 26, 1980, to request a parking space for the handicapped on 11th Street West, instead of 10th Street West.

PERSONNEL DIRECTOR

Motion was made by Mr. McGavic and seconded by Mr. Fortson to approve the appointment of William C. Davenport as Director of the Personnel Department. Motion carried unanimously.

HOUSING FINANCE AUTHORITY

Motion was made by Mr. Driggers to adopt a

RESOLUTION APPOINTING MEMBERS OF THE HOUSING
FINANCE AUTHORITY OF MANATEE COUNTY, FLORIDA

whereby Mary K. Brownell and Frank R. Dodson, III, are appointed and designated as members for a term of four years, and the Chairman is authorized to sign the Certificates of Membership to the Housing Finance Authority. Motion was seconded by Mr. Fortson and carried unanimously.

RECORD RESOLUTION

S11-20

UTILITY EASEMENT: KILBY

Upon motion by Mr. Driggers, seconded by Mr. Fortson, the permanent utility easement from Samuel E. and Carol J. Kilby was unanimously accepted.

CLERK'S CONSENT CALENDAR

Motion was made by Mr. Fortson, seconded by Mr. McGavic, to approve the Clerk's Consent Calendar dated October 7, 1980, with the exception of bill from Tampa Bay Regional Planning Council for total amount of dues \$24,841.00:

BILLS FOR PAYMENT:

Mann & Fay (TARA)	\$1,420.60
Wyman, Green & Blalock	5,482.10

WARRANT LISTS

Approve: From September 30 to October 7, 1980
Authorize: From October 7 - 14, 1980

APPLICATION FOR DUPLICATE TAX SALE CERTIFICATE

To: Floyd W. and Betty Jo Reese, No. 374.
Approve and authorize Chairman to sign.

BUDGET RESOLUTION

Approve, ratify and confirm adoption of the following Budget Resolution dated September 26, 1980:

HUMAN SERVICES

From: CETA Title III STIP Classroom Training

To: CETA Title III STIP MAVTC III-80-I \$75,000.00
RECORD RESOLUTION

S11-21

TAMPA BAY REGIONAL PLANNING COUNCIL - PAYMENT OF DUES

Since the County tax roll has not been certified, motion was made by Mr. Driggers to authorize payment of 1/4 the total dues to the Tampa Bay Regional Planning Council in the amount of \$6,210.25 (total amount \$24,841) with appropriate cover letter to be sent explaining reason for partial payment. Motion was seconded by Mr. Fortson. Voting "Aye" were Commissioners Fortson, Driggers and Chairman Glass. Voting "No" was Commissioner Driggers. Motion carried.

HANDICAPPED PARKING ORDINANCE

R. B. Shore, Clerk of Circuit Court, corrected comment made earlier in the meeting regarding the status of the Handicapped Parking Ordinance advising that the Clerk's Office and Sheriff's Department have completed their review and that the Ordinance is before the Chief Judge to issue an Administrative Order.

HOUSING FINANCE AUTHORITY

Motion was made by Mr. Driggers to authorize the Chairman to sign the

Certificates of Membership to the Housing Finance Authority of Manatee County for Mary K. Brownell and Frank R. Dodson

Motion was seconded by Mr. Fortson and carried unanimously.

MATERIALS AND SERVICES

By memorandum dated September 29, 1980, Gary M. Knuckles, Director, Materials and Services Department, recommended the following:

UTILITIES

- 1) Water Treatment Plant Improvements Elevated Tank No. 4 - Project No. 630-761-01, Bid 80-85
 - a. Authorize Chairman to sign construction contract with Universal Tank & Iron Works, Inc., in the amount of \$1,198,860 (with Certificate of Insurance) and accept Payment-Performance Bond (Federal Insurance Company, Surety)

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

RECORD CONTRACT

S11-22

UTILITY EASEMENT: PINARDI

Upon motion by Mr. McGavic, seconded by Mr. Driggers a permanent utility easement from Norman J. and Bobby Jo Pinardi was unanimously accepted.

PORT AUTHORITY REVENUE BOND NO. 902

In connection with

Manatee County Port Authority Revenue Bond of the Manatee Port Authority of Manatee County, Florida, Numbered 902,

motion was made by Mr. Fortson to accept the Signature and No-Litigation Certificate and Destruction Certificate and authorize the Clerk to record in public records. Motion was seconded by Mr. McGavic and carried unanimously.

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TRAVEL AUTHORIZATION

Motion was made by Mr. Driggers to approve travel for a representative from the office of Mann and Fay to attend the State Association of County Commissioners meeting, Jacksonville, October 8-9, 1980. Motion was seconded by Mr. Fortson and carried unanimously.

LAKE MANATEE DAM: RUSSELL AND AXON SERVICES

Upon recommendation of R. A. Wilford, Director, Manatee County Utilities System, motion was made by Mr. Fortson to authorize the Chairman to sign a letter to Herbert Hayes, Russell and Axon, Inc. (R & A) terminating that firm's authorization to perform engineering services for the Lake Manatee Dam emergency spillway and channel project No. 630-761-02-4 effective thirty days from the date hereof. Motion was seconded by Mr. Driggers and carried unanimously.

COLONY LAKES ESTATES, PHASE I: F & B PROPERTIES

In connection with agreement with F & B Properties, Inc., regarding Colony Lakes Estates, Phase I, approved September 25, 1980, motion was made by Mr. Driggers to accept the Warranty Deed from F & B Properties, Inc., and authorize release of the bond (Certificate of Deposit, F & B Properties, Inc., Principal, Cashier's Check, \$37,620). Motion was seconded by Mr. Fortson and carried unanimously.

MANATEE COUNTY FAIR COMMITTEE

Following suggestion that the Manatee County Fair Committee be designated to function under the Manatee River Fair Board rather than the Board of County Commissioners, motion was made by Mr. Fortson to rescind previous action appointing the Committee (designating Mr. Driggers as member) and authorize Mr. Driggers to request that the Fair Board appoint members to serve on the Fair committee (as previously designated by the various municipalities and agencies). Motion was seconded by Mr. Driggers and carried unanimously.

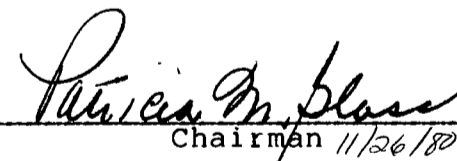
MEETING ADJOURNED

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

Attest:


Clerk

APPROVED:


Chairman 11/26/80

Adj: 2:25 p.m.