

OCTOBER 21, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, October 21, 1980 at 9:07 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; Libby Allison, The Bradenton Herald; Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

Invocation by Rev. Robert M. Rymph, First Christian Congregational Church.

The meeting was called to order by Chairman Glass.

LONGBOAT KEY BRIDGE

Mr McGavic circulated copies of Resolution No. 80-16, adopted by the Town of Longboat Key, requesting consideration and assistance in developing a bridge from Longboat Key to the mainland, requesting Florida Department of Transportation to consider obtaining Federal and State funds for a feasibility study for the bridge, with possible financing for construction.

There was no objection to placing this item on the Agenda for discussion on Thursday, October 23, 1980, after review by the Commissioners.

FIREWORKS - PALMA SOLA

Mr Fortson relayed a request from David Dowling for permission to hold a fireworks display in the Palma Sola residential area on Halloween night. No action was taken.

CONSTITUTIONAL AMENDMENTS

Mr Driggers moved that the Board take a supportive position on two of the proposed Constitutional Amendments that will be on the ballot November 4th 1980:

- 1) Proposal No. 5 -- 5th and 6th Cent Gas Tax
- 2) Proposal No. 4 -- State Bonds for Water Facilities

Motion was seconded by Mr McGavic and carried unanimously.

HUMAN SERVICES

By memorandum dated October 14, 1980, Kathy Snell, Director, Human Services, requested approval of:

- (1) On-the-Job Training Contract P-028, C.M.T. Electric, Inc., October 3, 1980 through April 17, 1981, \$2,080.00
- (2) Chairman to execute an Agreement with H.O.P.E. of Manatee, Inc October 1, 1980 through December 31, 1980, \$1,206.00 (as approved 10/7/80).

RECORD AGREEMENT S11-41

Mr Fortson moved for approval of the two items. Motion was seconded by Mr Driggers and carried unanimously.

CETA GRANTS - AUDIT

Motion was made by Mr McGavic to authorize the Chairman to sign a letter to the U.S. Department of Labor Employment and Training Administration requesting an extension of an additional thirty days to prepare a response to the audit report on the Comprehensive Employment and Training Act (CETA) Grants awarded Manatee County for period October 1, 1976 to September 30, 1978. Motion was seconded by Mr Parrish and carried unanimously.

MATERIALS AND SERVICES

By memorandum dated October 13, 1980, John McCarthy, Assistant Director, Materials and Services, submitted recommendations:

1. UTILITIES: Bid 80-95 - Gantry, Trolley and Hoist
 - a. Award to lowest responsible bidders meeting specifications and conditions of the bid as follows:

Gantry	-	<u>Epperson & Company</u>	\$3,118.00
Trolley	-	<u>Allied Tool Dist.</u>	87.00
Hoist	-	<u>Allied Tool Dist.</u>	951.00

Motion was made by Mr McGavic to approve Bid 80-95. Motion was seconded by Mr Parrish and carried unanimously.

CIVIC CENTER AUTHORITY - MEMBERSHIP

The names of the following individuals were submitted as nominees for membership on the Civic Center Authority:

Paul Bartley - nominated by Mr Driggers
 Eleanor Weaver - nominated by Mr Fortson
 Ernest Marshall - nominated by Mr McGavic

Upon question regarding County residency, Mr Driggers volunteered to ascertain whether Mr Bartley is a resident of the unincorporated area of the County or of the City of Bradenton.

Action was deferred to Thursday, October 23, 1980.

ROSE PARK SUBDIVISION - VACATION OF PINE STREET

Public hearing (continued from 9/25/80) was opened for purpose of considering petition by Thomas J. Wigdahl and Otto J. Semrow to vacate that portion of Pine Street (50' right of way) lying between Lots 7, 8 and 9 of Block D, and Lots 11, 12 and 13 of Block B, Rose Park Subdivision (80-V-9).

Thomas Gallen, Agent for Petitioner, explained that all the roads in the Plat are "paper streets" because they have never been opened, and that vacation of Pine Street is necessary to proceed with the planned expansion of Terra Siesta Mobile Home Park which is to be considered conjunctively with the street vacation.

The County Attorney pointed out that there is no documentation of ownership of Lot No. 11, and Mr Gallen said that he will provide the necessary document, if the vacation can be approved contingent upon proof of ownership being provided.

Public hearing was declared closed.

Mr Parrish moved for adoption of resolution (80-V-9) approving vacation of Pine Street, subject to proof of ownership of Lot No. 11 by the applicant. Motion was seconded by Mr McGavic and carried unanimously.

✓ RECORD RESOLUTION S11-42

TERRA SIESTA MOBILE HOME PARK - P/PLAN

Bill Swan, County Planner, pointed out that the vacation of Pine Street will reduce the original plan by one lot (from 450 to 449)

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because one half of the vacated portion of Pine Street belongs to the contiguous property owner.

He advised that the Planning Commission recommended APPROVAL subject to approval of the vacation of Pine Street and contingent upon obtaining all necessary permits required by the Health Department pertaining to the existing Terra Siesta Mobile Home Park.

Ron Larson, Engineer, Zoller & Najjar Engineering, Inc., reported that the project has active permits from the Department of Environmental Regulations for the proposed disposal pond improvements and the ponds are under construction; that application has been submitted for permits for construction of a new sewage treatment facility (adjacent to the Colony Lakes sewage treatment plant) which will have the capacity to serve the ultimate expanded park.

Mr Parrish moved to approve Terra Siesta Mobile Home Park subject to stipulations outlined by the Planning Commission. Motion was seconded by Mr Driggs and carried unanimously.

ZONING - NORTHWEST COUNTY/PALMA SOLA AREA

Bruce Hossfield, County Planner, made an overview presentation on land use, environmental conditions and public facilities availability in Palma Sola area, northwest County, with comments on the current zoning in the area.

Most of the Palma Sola area is currently zoned for single family development at R-1B densities with several commercially zoned parcels on which commercial development would be inconsistent with established character of the neighborhood.

Dolly Young commented on overcrowded conditions of the schools and drainage problems. She urged discouragement of P.U.D. development.

George Pappas, 8000 19th Avenue, NW, suggested development be controlled to be more consistent with R-1C zoning and agreed with Ms Young that P.U.D. should be discouraged.

Mr Fortson suggested further discussion on this matter be continued to the upcoming work session on Land Use. There were no objections.

RECESS/RECONVENE

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

AWARD - MUNICIPAL FINANCE OFFICERS ASSN (SHORE)

Chairman Glass read a letter from the Municipal Finance Officers Association, advising that Manatee County qualifies for a Certificate of Conformance in Financial Reporting for the fiscal year ended September 30, 1979. R. B. Shore, Clerk of Circuit Court, designated as the individual primarily responsible for having earned the certificate, was presented the Award of Financial Reporting Achievement.

Mr Shore presented a Certificate to Pete Ramsden, County Finance Director; commended Ralph Umana, Assistant Finance Director, Samuel Love, Kim Slyva and Angie Brewer, Accountants, for their professionalism.

PUBLIC SAFETY COMPLEX - STATUS REPORT/REVISED DESIGN DRAWINGS

George Bail and Ray Stroud, W.R. Frizzell Architects, and Jack West, of West and Conyers, Architects Inc., made a presentation to update the status of the proposed Public Safety Complex.

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George Bail reported that the reason for meeting with the Board was to review the revised design development drawings on the Sheriff's building and to consider the possibility of an additive or deductive alternate to provide a "shell floor" at an estimated cost of \$162,750 (completion of such floor would cost an additional \$164,000). Revised drawings can be completed by March 1981, after which they will be reviewed by the City of Bradenton and the State of Florida. He was not certain if bids can be advertised during State review of the plans, but the possibility of commencing preliminary site preparation will be researched and recommendations made to the Board.

Jack West pointed out the proposed changes in the locations and rearrangement of various rooms and offices as shown on the drawings, and stated that the "shell floor" could be used to house telephone, 911 equipment, etc. which otherwise will have to be placed on the roof.

Ray Stroud explained the proposed changes in the cell blocks to improve visibility and air circulation.

Captain David O'Brian, Sheriff's Department, stated that the Sheriff is satisfied with the proposed revisions.

Motion was made by Mr Fortson to approve the revised design development drawings of the Sheriff's building, including the shell floor as a deductive alternate. Motion was seconded by Mr Driggers and carried unanimously.

LIBRARY - ANNA MARIA ISLAND BRANCH (HOLMES BEACH)

Phil Place, Director of Library, gave a conceptual report on the new Library to be constructed in Holmes Beach, Anna Maria Island, referring to the Preliminary Statement of Program for a new Island Branch Library, which had been submitted to the architects.

Four architectural firms have been selected for oral interviews tentatively scheduled for November 14, 1980.

ESTECH - DER PERMIT; A-95 REVIEW

Charles Hunsicker, Planning and Development Department, submitted and requested authorization for the Chairman to sign letters to the Department of Environmental Regulations and Tampa Bay Regional Planning Council strongly recommending denial of the application by Estech General Chemicals Corporation for a DER Dredge and Fill permit required for the construction of a waste clay settling earth dam, pressure relief trench and return water ditch to serve the proposed Duette mine complex.

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

R.A. Wilford, Director, Manatee County Utility Systems, reported that he and the County Attorney had met recently with the Environmental Protection Agency, Atlanta, Georgia, regarding the application.

DREDGING/SPOIL DUMPING (EGMONT KEY/BAYBORO HARBOR)

The County Attorney reported that investigation by his office has revealed that the dredging project (Bayboro Harbor, St Petersburg) and the spoil dumping from the project are separate. The dredging project is within the jurisdiction of the State of Florida, but the spoil dumping is taking place outside State jurisdiction. Although this particular project has been approved by the Department of Environmental Regulations, persons in that Department indicated that if enough Federal pressure can be asserted, the site may possibly be moved farther out and some effect brought to bear on locating future dump sites.

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After discussion, Mr Fortson moved to instruct the County Attorney to draft a Resolution to Federal Congressmen and Senators concerning this problem, and asking that they review it and take corrective measures. Motion was seconded by Mr Driggers and carried unanimously.

MANATEE MEMORIAL HOSPITAL: BOARD OF TRUSTEES

In order to give appropriate consideration to all individuals who have expressed an interest in serving on the Board of Trustees, Manatee Memorial Hospital, appointment of a member was deferred for two weeks.

RAILROAD SERVICE - REINSTATEMENT OF PASSENGER SERVICE

Mr Fortson moved to adopt a

RESOLUTION REQUESTING THE FLORIDA DEPARTMENT OF TRANSPORTATION GIVE SERIOUS CONSIDERATION TO AND RECOMMEND THE REINSTATEMENT OF RAILROAD PASSENGER SERVICE BETWEEN TAMPA, BRADENTON, SARASOTA, AND VENICE.

Motion was seconded by Mr Driggers and carried unanimously.

RECORD RESOLUTION S11-43

BUDGET AMENDMENTS (UTILITIES)

Upon motion by Mr Driggers, seconded by Mr Parrish, resolutions were unanimously adopted to amend the 1980-81 budget to provide for receipt and appropriation of unanticipated revenues from various sources:

Increase Revenue

Transfer from Operating

Increase Expenditures

Knollwood Subdivision

\$55,302.00

RECORD RESOLUTION S11-44

and by item to item transfer:

UTILITIES

From: Reserve for Contingencies

To: Transfer to Surplus

\$55,302.00

RECORD RESOLUTION S11-45

DOWNTOWN BRADENTON ASSOCIATION - COURTHOUSE GROUNDS

Motion was made by Mr McGavic and seconded by Mr Driggers to grant the Downtown Bradenton Association permission to use the north Courthouse grounds for the following activities:

November 13th, 12:00 Noon	-	Concert
December 7th, 6:00 P.M.	-	Tree lighting ceremony
February 12th, 12:00 Noon	-	Concert
March 17th, 12:00 Noon	-	Concert.

The music for the concerts to be provided by local high school bands, blue grass groups, etc.

53RD AVENUE W. - CHANGE ORDER 3

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

Change Order No. 3 - Increase \$17,739.92
53rd Avenue West, (Project 3021-2)
Wendel Kent & Co., Inc

Motion carried unanimously.

MANATEE MEMORIAL HOSPITAL - CONSULTANT AGREEMENT

The County Administrator submitted and requested authorization for the Chairman to sign a Manatee Memorial Hospital Consultant Agreement with Peat, Marwick, Mitchell & Company, Certified Public Accountants, to render consultant services to assist the County in developing a forecast of the financial support requirements for the County in connection with said Hospital.

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

RECORD AGREEMENT S11-46

PARKS AND RECREATION - MAINSTREAM SQUARE DANCING (NORTON)

Motion was made by Mr McGavic and seconded by Mr Driggers to approve, ratify, confirm and authorize the Chairman to sign a Special Interests Class Instructor's Agreement with Bob Norton to instruct classes in Mainstream Square Dancing. Motion carried unanimously.

RECORD AGREEMENT S11-47

TRAFFIC SIGNAL U.S. 301/15TH ST E - GENERAL ASPHALT CO

An offer from Frederick M. Derr, President of General Asphalt Company, to participate with the State and County in funding a traffic light at the Intersection of U.S. 301 at 15th Street East, Oneco, in an amount not to exceed \$10,000, was discussed.

The County Administrator said he would check with the Florida Department of Transportation and submit recommendations to the Board.

PERSONNEL - JONES SICK LEAVE (HIGHWAY)

Based on a request by Phillip A. Davis, Acting Director, Highway and Engineering Department, and the concurrence of Frank M. Gilbert, Acting Personnel Director, motion was made by Mr Fortson to approve additional sick leave for Jackson Jones, Foreman I, as provided in Manatee County Personnel Policy. Motion was seconded by Mr Driggers and carried unanimously.

BONDS (CRIMINAL) - PROCEDURE

The County Attorney reported that the State's Attorney has become concerned that, due to procedural errors, there are many cases in the 12th Judicial Circuit where criminal bonds are not being collected or are not being turned over to the County.

In an effort to make more funds available to County government through proper forfeiture and estreature of bonds, Mr Fay requested authority to meet with the State's Attorney and the Attorneys for Sarasota County and coordinate a recommended procedure to be used by County Government, the Court systems and Law Enforcement personnel for handling criminal bonds.

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

UTILITY EASEMENT (FRYE)

Motion was made by Mr Driggers and seconded by Mr Parrish to accept a ten-foot wide utility easement in Thunderbay Subdivision from

William R. and Renee B. Frye.

Motion carried unanimously.

HOUSING FINANCE AUTHORITY

Motion was made by Mr. Driggers to adopt a

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RESOLUTION APPOINTING THE CHAIRMAN AND VICE CHAIRMAN
OF THE HOUSING FINANCE AUTHORITY OF MANATEE COUNTY,
FLORIDA

which approves, ratifies and confirms the election of

Dozier B. Hilliard - Chairman
Colleen Fleming Foster - Vice Chairman.

by said Housing Finance Authority for a term of one year, commencing
October 30, 1980. Motion was seconded by Mr. McGavic and carried
unanimously.

RECORD RESOLUTION S11-48

CONSENT CALENDAR

Upon motion by Mr Parrish, seconded by Mr McGavic, the Clerk's
Consent Calendar dated October 21, 1980 was unanimously approved:

BONDS

Angela & Dale Rowland: Approve Driveway Permit No. 7914 \$ 275.00

BILLS FOR PAYMENT

Manatee Memorial Hospital (Welfare)	\$7,009.86
(OB Clinic)	4,313.76
Mary T. Baber, Court Reporter (Varner grievance)	152.00
Sheriff (3 certifications - Gun Permits Program)	30.00
Mann & Fay (Curtis Crawford, deceased)	166.66

MINUTES FOR APPROVAL - September 18, 1980.

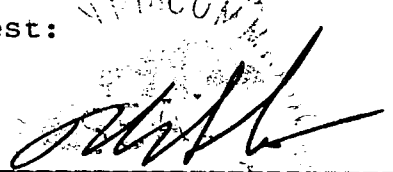
WARRANT LISTS

Approve: Warrant Lists from October 14, 1980 to October 21, 1980;
Authorize: Warrant Lists from October 21, 1980 to October 28, 1980.

MEETING ADJOURNED

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

Attest:


Clerk

APPROVED:


Chairman

Adj: 12:06 p.m.