

OCTOBER 30, 1980

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Thursday, October 30, 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 Dave Priddy, WTRL; Mark Todd, Sarasota Herald-Tribune, and others who entered during the meeting.

Invocation by Rev. Wayne Goldston, Community Baptist Church.

The meeting was called to order by Chairman Glass.

PARKS AND RECREATION (DIRECTOR)

Mr Driggers relayed concerns of the Parks and Recreation Board that no action had been taken toward the appointment of a Director of the Parks and Recreation Department. The County Administrator stated that the position will be advertised in local newspapers this weekend and that Gary Knuckles will continue as Interim Director during the recruitment process as well as the transition period while certain functions are being moved out of this department.

Action was deferred one week to afford the Commissioners an opportunity to individually discuss the matter with the Parks and Recreation Board.

SCHOOL CROSSINGS (WHITFIELD & PENNSYLVANIA AVENUES)

Sheriff Thomas Burton and Corporal Kenneth Reese were present and discussed hazardous conditions (speeding, etc) at various school crossings, the procedures employed by the Sheriff Department for signing school zones, and the assignment of crossing guards.

After it was brought out that there are no school zone signs at the Whitfield/Pennsylvania Avenue crossing to the new Abel Elementary School, the County Administrator was authorized to expand the school zone by having the County Highway Department appropriately mark and sign the crossing.

Arthur Smith, Supervisor of the School Crossing Guards, requested the Highway Department also inspect and replace lost or damaged school zone signs.

TARA DRI 11 - EXTENSION OF TIME (LETTERS ACCEPTED)

Bill Swan, County Planner, submitted a letter from Dewey Dye, Agent for TARA, dated October 28, 1980, requesting an extension of time for official County action on TARA DRI #11 not to extend beyond 5:00 p.m., Thursday, November 6, 1980.

The County Attorney recommended that the referenced letters be accepted into the record from Mr Dye; a letter from William Lisch, Attorney, City of Bradenton, dated October 27, 1980; and a letter from Mayor Bill Evers, City of Bradenton, dated October 22, 1980.

Motion was made by Mr Fortson to enter the three letters into the record. Motion was seconded by Mr Parrish and carried unanimously.

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Motion was made by Mr Parrish to grant Mr Dye's request (ref. letter of October 28, 1980). Motion was seconded by Mr Driggers and carried unanimously.

Mr Dye suggested that, inasmuch as the major differences regarding the TARA project have been resolved with the exception of the paving of SR 70, the Board discuss the proposed development order and attempt to resolve the road paving problem as soon as possible.

There were no objections to TARA being placed on the Agenda for discussion Tuesday, November 4, 1980.

ZONING

Bill Swan submitted zoning items deferred from a previous meeting (October 23, 1980) as follows:

R-80-71 JOHN KAZANJIAN, TRUSTEE - T-3 - DEFERRED  
Planning Commission recommended approval, contingent upon legal complications with proposed use.

Dan P. McClure, tomato farmer, rancher and adjacent property owner, expressed diametrical opposition to rezoning this property to allow a travel trailer park. It was his contention that the proposed use is not compatible with the area and that the buffer is not adequate to protect residents of a trailer park from the effects of spray used on his tomato crops or noise from the cattle. In addition, he had concern about the proposed 135-foot restaurant and additional traffic on inadequate roads.

Gregory Porges, Attorney for the applicant, advised that the restaurant is for 135 seats, not 135 feet long, and is a part of the amenities package and has only interior access.

Bob Whatley, developer, explained the proposed 20-foot buffer, with a chain link fence on top of a 3 to 4 foot berm, is landscaped with trees and shrubs of varying heights.

After discussion, Mr McGavic stated that he would like to view the site again before making a decision and action was deferred.

RECESS/RECONVENE

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

HOUSEMOVING (STAAB/DAVIDSON)

Motion was made by Mr McGavic to approve housemoving application (HM-80-24) for

Staab & Davidson to move a building from 2601 33rd Avenue W  
to 3308 27th Street W., Bradenton  
Pre-moving No. 30125

Motion was seconded by Mr Fortson and carried unanimously.

ZONING (CONTINUED)

Mr Swan continued with presentation of zoning items deferred October 23, 1980:

R-80-68 L. MARSHALL DISHON - M-1 - APPROVED  
Planning Commission recommended approval.

Mr Dishon and his Attorney, James Nixon, were available to answer any questions.

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Mr McGavic stated that he has talked with Mr Dishon during the week and his questions have been satisfied. He moved to approve R-80-68 (by adoption of the appropriate resolution). Motion was seconded by Mr Driggers and carried unanimously.

RECORD RESOLUTION

R-80-67 L. MARSHALL DISHON - M-1 - APPROVED  
Planning Commission recommended DENIAL.

Mr Dishon stated that he specifically is the user of the property and its use will be for warehousing.

Mr Parrish stated that the surrounding residents object to the proposed rezone and moved to deny R-80-67. Motion was seconded by Mr Driggers.

In discussion, the applicant said that he had no objection to deleting from the petition that strip of land (approximately 200-foot wide) zoned Agriculture that lies along 21st Street Court East and leaving it to act as a buffer between the existing residential and proposed industrial use.

The motion and second were withdrawn.

Motion was made by Mr Parrish, and seconded by Mr Driggers, to approve R-80-67 only to the extent of that portion of the property presently zoned R-1. Motion carried unanimously.

HOUSEMOVING (ANGUS; THOMAS)

Motion was made by Mr Driggers to approve housemoving application (HM-80-25) for

Angus Graham to move a building from 924 South Trail, Sarasota to 1009 37th Avenue East, Bradenton.

Motion was seconded by Mr Parrish and carried unanimously.

Motion was made by Mr Driggers to approve housemoving application (HM-80-26) for

Ida Thomas to move a building from 3305 51st Avenue East to 1/2 mile East of US 301, on the South side of Tallevast Road, Bradenton.

Motion was seconded by Mr Parrish and carried unanimously.

R-80-80; R-80-81 - FAMIGLIO - RESOLUTIONS ADOPTED

The County Attorney submitted and recommended adoption of the appropriate resolutions to formalize action taken by the Board on October 23, 1980, approving Rezone petitions of Mark P. Famiglio.

Upon motion by Mr McGavic, seconded by Mr Fortson, the resolutions were unanimously adopted:

R-80-80 MARK P. FAMIGLIO M-1 APPROVED  
R-80-81 MARK P. FAMIGLIO M-1 APPROVED

RECORD RESOLUTIONS

VACATION OF STREET (McKEE)

Ms Martha McKee requested the County to vacate a certain non-constructed right-of-way abutting her property (between 31st and 32nd Avenues E., about 8th Street E., in Samoset area) that dead ends at the front and back boundaries of her property because the other part of the right-of-way has already been vacated.

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Action was deferred to the following Tuesday (11/4/80) pending research and presentation by Staff as to specific ownership, location, public need, etc.

(Depart Mrs Glass and Mr Fortson. Vice Chairman Parrish presides.)

UTILITIES EASEMENT ACCEPTED (SCHOOL BOARD)

Motion was made by Mr Fortson and seconded by Driggers to accept a permanent easement and a 20-foot temporary utility easement in Pinecrest Subdivision from the Manatee County School Board. Motion carried unanimously.

DREDGING/SPOIL DUMPING, BAYBORO HARBOR - TELEGRAM TO PRESIDENT CARTER

Upon motion by Mr McGavic, seconded by Mr Driggers, the Board unanimously approved, ratified and confirmed the telegram Mrs Glass sent President Carter October 26th urging issuance of an executive stop order on the dredging of Bayboro Harbor in St Petersburg and dumping of toxic contaminants in continental waters off Egmont Key.

FLORIDA WATER QUALITY SEMINAR - FLORIDA BAR ASSN

There were no objections to the request by Bill Fay, County Attorney, that he attend the Seminar being held by the Florida Bar Association on Florida Water Quality. Mr Fay advised that his attendance will be at no expense to the County.

BUDGET AMENDMENTS (VARIOUS)

Upon motion by Mr McGavic, seconded by Mr Driggers, resolutions were unanimously adopted amending the 1979-80 budget to provide for receipt and appropriation of unanticipated revenue from various sources:

- |     |  |                           |        |
|-----|--|---------------------------|--------|
| (1) | <u>Increase Revenue</u><br>Sheriff's Education; Miscellaneous Income |                           |        |
|     | <u>Increase Expenditure</u><br>Sheriff Education Trust               | \$ 16,712.00              |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-59 |
| (2) | <u>Increase Revenue</u><br>DRI Permits; Interest                     |                           |        |
|     | <u>Increase Expenditure</u><br>Earthmoving; Transfer to General Fund | \$ 43,169.00              |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-60 |
| (3) | <u>Increase Revenue</u><br>Interest                                  |                           |        |
|     | <u>Increase Expenditure</u><br>Courthouse I & S                      | \$ 635.00                 |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-61 |
| (4) | <u>Increase Revenue</u><br>Interest                                  |                           |        |
|     | <u>Increase Expenditure</u><br>Hospital I & S                        | \$ 10.00                  |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-62 |
| (5) | <u>Increase Revenue</u><br>Golf Course                               |                           |        |
|     | <u>Increase Expenditure</u><br>Golf Course                           | \$ 121,475.00             |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-63 |
| (6) | <u>Increase Revenue</u><br>Transfer from General Fund                |                           |        |
|     | <u>Increase Expenditure</u><br>Historical Commission                 | \$ 812.00                 |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-64 |
| (7) | <u>Increase Revenue</u><br>Transfer from General Fund                |                           |        |
|     | <u>Increase Expenditure</u><br>Transit                               | \$ 56,000.00              |        |
|     |  | <u>✓RECORD RESOLUTION</u> | S11-65 |

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and by item to item transfers:

- (8) TRANSPORTATION  
From: Transit regular employees  
To: Transit expenses \$ 12,000.00  
RECORD RESOLUTION S11-66
- (9) MOTOR POOL  
From: Regular employees; Professional services; Auto expenses  
To: Operating supplies; Purchase for resale; Equipment \$ 666,500.00  
RECORD RESOLUTION S11-67
- (10) COUNTY ADMINISTRATOR  
From: Various Accounts  
To: Various Accounts \$ 638,113.00  
RECORD RESOLUTION S11-68
- (11) UTILITIES  
From: Sewer Collections; Improvements, etc  
To: Administration; Engineering, etc \$1,461,279.00  
RECORD RESOLUTION S11-69

SAMOSSET SENIOR CITIZENS PROJECT (COMMITMENT REVISIONS)

Motion was made by Mr Driggers and seconded by Mr McGavic to approve (and authorize execution of) revised commitment of In-Kind Documents for the Samoset Multi-Purpose Senior Center Project. These documents are part of a budget revision required to contribute in-kind expenses incurred during grant period 5/23/80 through 9/30/80. (Ref. memorandum from Kathy Snell, Department of Human Services, dated October 30, 1980). Motion carried unanimously.

BUDGET AMENDMENT - HIGHWAY

Upon motion by Mr Driggers, seconded by Mr McGavic, resolutions were unanimously adopted amending the 1979-1980 budget to (1) provide for receipt, and appropriation of unanticipated revenues and (2) by item to item transfers:

- 1) Increase Revenue  
Transfer from Highway Operating  
Increase Expenditure  
Highway Building Addition \$ 13,500.00  
RECORD RESOLUTION S11-70
- 2) HIGHWAY  
From: Reserve for Highway  
To: Capital Projects \$ 13,500.00  
RECORD RESOLUTION S11-71

HIGHWAY (MOBILEHOME/OFFICE) - CAREFREE HOMES INC

Motion was made by Mr Driggers and seconded by Mr McGavic to approve and authorize the Chairman to sign Purchase Agreement with Carefree Homes, Inc for the mobile office building approved for purchase (10/16/80) in the amount of \$12,000.00. Motion carried unanimously.

RECORD AGREEMENT S11-72

SHERIFF - ANNUAL REPORT

Upon motion by Mr Driggers, seconded by Mr McGavic, the Annual Report of Manatee County Sheriff for year ended September 30, 1980 (\$10.64 refund) was unanimously accepted.

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CONSENT CALENDAR

Upon motion by Mr Driggers, seconded by Mr McGavic, the Clerk's Consent Calendar dated October 30, 1980 was unanimously approved as follows:

BILL FOR PAYMENT

Adams Welding (Repairs to County jail) \$ 670.57

GENERAL CERTIFICATE OF MANATEE COUNTY HOUSING AUTHORITY

Accept into Record General Certificate of Henry Gergowicz, acting Secretary, regarding organization, activities and membership of said Authority:

Albert V. Kossa, Chairman	Term: 1/31/78 - 1/15/82
Charles Wooten, Jr., V/Chairman	1/20/78 - 1/5/82
David Abel, Commissioner	3/12/80 - 1/9/84
Billy B. Johnson, Commissioner	1/5/79 - 1/5/83
Cecilia Niffenegger, Commissioner	7/8/80 - 4/24/81

MEETING ADJOURNED

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

Attest:

*[Signature]*  
Clerk

Adj: 11:44 a.m.

APPROVED:

*[Signature]*  
Chairman 12/16/80