

NOVEMBER 13, 1980

Cont'd

The approval of this private way shall not be construed as acceptance by the County for maintenance or any other purpose.

RECORD RESOLUTION S11-90

RECESS/RECONVENED

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

TARA, LTD - R-80-21; SE-80-23; DRI #11

Upon motion by Mr Driggers, seconded by Mr Parrish, the following Resolutions (approved 11/6/80) were unanimously ADOPTED approving applications by First National Bank and Trust Company of Riviera Beach for a Special Exception and Rezoning to Planned Unit Development in connection with TARA, LTD:

- (1) SE-80-23 - RESOLUTION GRANTING SPECIAL EXCEPTION FOR A COMMERCIAL ACTIVITY CENTER IN AN A-2 DISTRICT

RECORD RESOLUTION

- (2) R-80-21 - RESOLUTION GRANTING REZONING TO PLANNED UNIT DEVELOPMENT

RECORD RESOLUTION

TARA - DRI NO. 11

Dewey Dye, Agent for Developer, stated no objections to the following editorial revisions of the draft Resolution Granting a Development Order (DRI No. 11):

- Page 5, paragraph 5, line 4 - Change the word "may" to "shall";
- Page 5, line 12 - Delete the word "reasonable".

Mr Driggers moved for adoption of amended DRI No. 11

RESOLUTION GRANTING A DEVELOPMENT ORDER.

Motion was seconded by Mr McGavic and carried unanimously.

RECORD RESOLUTION

MEETING RECESSED

The Chairman declared the meeting recessed until 9:00 a.m. Friday, November 14, 1980.

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NOVEMBER 14, 1980

MEETING RECONVENED

The meeting reconvened at 9:08 a.m., Friday, November 14, 1980, with all members present.

MANATEE MEMORIAL HOSPITAL BOARD OF TRUSTEES - MEMBERSHIP APPOINTMENT

Mr McGavic announced that Tom Beckett, local CPA, and Donald Miller, of the Manatee Chamber of Commerce, have indicated an interest in serving on the Manatee Memorial Hospital Board of Trustees. He requested that appointment of a member be deferred in order that the new County Commissioners might consider these individuals.

The Board did not concur with his request.

Mr McGavic said that, inasmuch as the Board seems intent on making the appointment today, he would move that Barbara Shepherd be appointed to the Board of Trustees of the Hospital. Chairman Glass passed the gavel and seconded the motion. Voting "Aye" were Commissioners McGavic and Glass. Commissioners Driggers, Fortson and Parrish voted "No". Motion did not carry.

Mr Parrish moved to appoint Dan P. McClure to the Hospital Board. Motion was seconded by Mr Driggers and carried unanimously.

ORDINANCE 80-4 - COMPREHENSIVE PLAN: ADOPTED

After a critique of the Comprehensive Plan by Mr McGavic, Alan Prather, Acting County Attorney, advised that it was deemed more appropriate to adopt the Plan by Ordinance than by Resolution.

Bob Rile, Planning and Development Department, submitted Ordinance 80-4 with recommended additions and deletions.

Mr Fortson moved to amend Ordinance 80-4 to include the additions and deletions. Motion was seconded by Mr Driggers and carried unanimously.

Motion was made by Mr Fortson to adopt Ordinance 80-4 as amended.

=MAKING CERTAIN FINDINGS OF FACT; ADOPTING THE PROPOSED MANATEE COUNTY COMPREHENSIVE PLAN PURSUANT TO THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING ACT OF 1975 (SECTIONS 163.3161-163.3211, FLORIDA STATUTES) (consisting of various Elements) AND A CAPITAL IMPROVEMENTS PROGRAM, PUBLISHED IN FOUR VOLUMES: THE MANATEE PLAN: POLICY DOCUMENT, THE MANATEE PLAN: TECHNICAL ANALYSIS, THE MANATEE PLAN: FIVE YEAR CAPITAL IMPROVEMENTS PROGRAM, AND THE MANATEE PLAN: LONG RANGE CAPITAL IMPROVEMENTS PROGRAM; PROVIDING FOR THE INTERPRETATION, ADMINISTRATION, AND APPLICATION OF SAID PLAN, AND FOR ENFORCEMENT THEREOF THROUGH APPROPRIATE LOCAL REGULATIONS; PROVIDING FOR SEVERABILITY OF ANY PORTIONS DECLARED INVALID; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

Motion was seconded by Mr Driggers and carried unanimously.

RECORD ORDINANCE S11-91

PARKS AND RECREATION - DIRECTOR (PASCUZZI)

Based on the recommendation of the Interviewing Committee, (consisting of the County Administrator, Mila Mocha, HRS; Walter Mills, Asst. Superintendant of Schools; Stan Stevens, former member of Parks and Recreation Board, and G.T. Bray and C. Carter, current members of P & R Board) the County Administrator announced, and requested confirmation of, the appointment of Mike Pascuzzi as Director of the Parks and Recreation Department at an annual salary of \$23,795.20.

Motion was made by Mr Parrish to approve and confirm Mike Pascuzzi as Director of Parks and Recreation Department. Motion was seconded by Mr Driggers. Voting "Aye" were Commissioners Parrish, Driggers, Fortson and Chairman Glass. Mr McGavic voted "Nay". Motion carried.

HUMAN SERVICES

Recommendations of the Human Services Department were submitted by Kathy Snell in memorandum dated November 4, 1980.

- (1) Authorize the Chairman to sign a letter to Larry L. Lindsey of the Department of Labor requesting a one-month extension of a December 31, 1980, CETA audit report deadline (County, Prime Sponsor).
- (2) Appointments to the Manpower Advisory Council, recommended by the Nominating Committee, to fill vacant positions for a two-year term beginning October, 1980 through September, 1982.

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<u>Nominee</u>	<u>Category</u>
Richard Carter	Business
Jerry West	Municipalities
Ramon K. Richardson	Post-Secondary Education
LeRoy J. Jacoby	Offender Rehabilitation
Ernie Froedge (Ms)	Community Service
Avis Wilkinson	Youth
Timothy Smith	Youth
Arthur F. Robinson	Veterans
John Q. Timbrell	No Special Category

Recommended and nominated by Mr Driggers:
 Otis Kelly (No Special Category)
 Govan Kelly (No Special Category)

Recommended and nominated by Mr McGavic:
 Tom Spivey (Business)

Motion was made by Mr Fortson to approve the twelve nominees.
 Motion was seconded by Mr Driggers. Voting "Aye" were Mr Fortson,
 Driggers, Parrish and Chairman Glass. Mr McGavic voted "Nay".
 Motion carried.

COMMITTEES - COMMISSIONERS

Chairman Glass stated that temporary appointments of Commissioners to various committees, etc, have been made, e.g. Commissioner Chance will replace Commissioner Parrish as liaison to Manpower Advisory Council.

CETA - AUDIT REPORTS

Based on request by Ms Snell, in a memorandum dated November 12, 1980, motion was made by Mr Driggers and seconded by Mr McGavic to authorize the Chairman to sign a response to the U.S. Department of Labor's CETA Audit Report No. 04-0-0797-L-0016-G-001 covering the period October 1, 1976 through September 30, 1978. Motion carried unanimously.

Motion was made by Mr Driggers to approve Item 1 (request for extension of audit report deadline). Motion was seconded by Mr Parrish and carried unanimously.

As a point of clarification the County Administrator stated that the audits referred to by Ms Snell are two separate audits.

(Chairman Glass departed; Vice-Chairman Parrish assumed the Chair)

PERSONNEL MANNING LEVELS AMENDED (MERGE TRANSPORTATION/HIGHWAY)

Upon motion by Mr McGavic, seconded by Mr Fortson, a Resolution was unanimously adopted to amend authorized personnel manning levels for the purpose of merging the Highway and Engineering Department into the Transportation Department:

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>
Highway and Engineering	200	0
Transportation	0	297

RECORD RESOLUTION

TRANSPORTATION - DIRECTOR (DAVIS)

The County Administrator announced that Phil Davis, presently the Director of the existing Transportation Department, will be Director of the merged department.

SCHOOL BOARD - PARKS AND RECREATION FACILITIES

In cooperation with the Manatee County School Board, motion was made by Mr McGavic and seconded by Mr Fortson, to adopt a RESOLUTION to affirm the Commission's full support of the following Community Educational Facilities:

- (1) Palmetto Park - Adjacent to Palmetto High School
- (2) Whitfield Park - Adjacent to Abel Elementary
- (3) Tennis Courts - Bayshore High School

Motion carried unanimously.

RECORD RESOLUTION S11-92

TRAVEL AUTHORIZATION (COLLIER)

Motion was made by Mr Fortson and seconded by Mr Driggers to authorize travel for

David B. Collier - Tallahassee - November 19, 1980.

Motion carried unanimously.

LAKE MANATEE - GEOTECHNICAL/HYDROLOGICAL ENGINEERING AGREEMENTS: HOWARD NEEDLES TAMMEN & BERGENDOFF

The County Administrator submitted and requested execution of

Agreement for Engineering Services (RFP 80-68)
 - Howard Needles Tammen & Bergendoff Engineers and Planners
 for: Additions and Improvements to Lake Manatee
 Impoundment Facilities.

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

RECORD AGREEMENT S11-93

RECESS/RECONVENE

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

9TH ST E - RIGHT OF WAY (AGREEMENT: MEADOR)

The County Attorney submitted and requested execution of an Agreement between Manatee County and Murray W. and Mae H. Meador for the acquisition of Parcel 9.1 for the 9th Street East Project at a total sum of \$7,005.90 (appraised value).

Motion was made by Mr Fortson to approve the Agreement. Motion was seconded by Mr Driggers and carried unanimously.

RECORD AGREEMENT S11-94

INSURANCE CLAIM/SETTLEMENT (WHEATLEY)

The County Attorney submitted a letter from his law firm, Mann and Fay, Chartered, dated November 7, 1980, Re:

Claim No.: 00730-79 (Workmen's Compensation)
 Employee: Martha Wheatley
 D/A: 7/27/80

recommending lump sum settlement of this claim in the amount of \$6,800.00 to employees and fees to claimant's attorney in the amount of \$1,610.00.

Motion was made by Mr McGavic that the recommendations of the Attorney be accepted. Motion was seconded by Mr Driggers and carried unanimously.

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LAWSUIT - ANDERSON, ET AL (LAKE MANATEE FLOODING DAMAGES)

The County Attorney submitted his letter dated November 13, 1980,

Re: Frank G. Anderson, et ux., et al., vs Manatee County,
Florida, Case No. CA-80-2105 in the Circuit Court
of Manatee County, Florida

involving alleged damages to his home caused by flooding when the gates of Lake Manatee Dam were raised (by the County) during heavy rains in September, 1979.

Mr Fay recommended that the office of Mann and Fay, Chartered, as the attorneys for the County, be authorized to represent and take whatever legal steps necessary to protect the interests of the County in this litigation.

Motion was made by Mr Fortson that the recommendations be approved. Motion was seconded by Mr McGavic and carried unanimously.

QUATTLEBAUM - WARRANTY DEED

The County Attorney submitted a Warranty Deed from M. C. Quattlebaum and closing statements (2) in connection with County acquisition of vacant land adjacent to Lake Manatee (9/18/80) for \$39,600.

Motion was made by Mr Fortson and seconded by Mr Driggers to accept the Warranty Deed and the closing statements. Motion carried unanimously.

CONSENT CALENDAR

Upon motion by Mr Fortson, seconded by Mr Driggers, the Clerk's Consent Calendar dated November 13, 1980, was unanimously approved as follows:

BONDSDriveway Permits:

APPROVE:	1)	Jesse Caballero,	#7834	\$	620.00
	2)	Holland Construction	#7750		270.00

Performance Bond

RELEASE:	3)	Watson & McPherson (Samoset playcourt)			11,100.00
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BILLS FOR PAYMENT:

John E. & Linda Forrester (Ins. Claim)	\$	452.17
Universal Tank & Iron Works (Est #1, Elev. tank)		14,523.75
Bay Con General Inc (Est. #11, Elwood Pk. II Sta.)		349,856.81
Inter City Construction Corp (Est #1 W/works Lab)		15,850.80
Arnold & Co. (Interim bill, BCC audit)		10,500.00
Manatee Memorial Hospital (Welfare)		9,166.74
		(Welfare) 7,758.56
		(Welfare) 3,954.28
		(OB Clinic) 1,078.44
Mann and Fay (Estech)		2,478.16
		(Various Svs Month of Oct 1980) 5,417.17
		(Co. Property Appraiser suit) 2,258.61
		(Planning Dept) 1,625.00
		(Longcreek S/D) 2,136.57
Refund: Reatha Bing (OB Clinic)		50.00
Dr Lehman & Associates (Med. Examiners)		1,471.14

SUPERVISOR OF ELECTIONS: Activity Report - Accepted.

(Re: Assignment of Michael J. Tsacrios, Regional Representative, Deputy Secretary of State, Dorothy Glisson, on observation of election processes during Primary Election, September 9, 1980. Conclusion: In accordance with Election Laws of Florida.)

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Cont'd

CERTIFICATE OF CANVASSING BOARD - Accepted
RE: TOURIST DEVELOPMENT TAX - ORDINANCE NO. 80-3 APPROVED
(Question on Ballot of November 4, 1980)
FOR the Tourist Development Tax 30,627
AGAINST the Tourist Development Tax 28,358

WARRANT LISTS: Approved - November 4 to November 11, 1980
Authorized - November 11 to November 18, 1980.

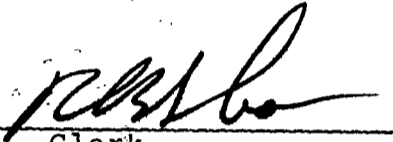
MINUTES FOR APPROVAL: September 19, 22, 25, 26, 29, 30, 1980.

MEETING ADJOURNED

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

Attest:

APPROVED:



Clerk



Chairman

Adj: 10:52 a.m.