

DECEMBER 10, 1980

The meeting of the Board of County Commissioners was reconvened at 9:05 a.m., December 10, 1980, with all members present except Mr. McGavic.

Alan Prather, Associate of the law firm of Mann and Fay, was present.

MATERIALS & SERVICES

By memorandum dated December 8, 1980, Gary M. Knuckles, Director, Materials and Services, recommended the following:

UTILITIES

- 1) Knollwood Subdivision Sewer System - Bid No. 81-11-C00-07
 - a. Execute contract with Woodruff & Sons, Inc., in the amount of \$50,782.10; accept Certificate of Insurance and Contractor's Bond.

Motion was made by Mr. Chance, and seconded by Mr. Vickers, to accept the contract (together with Certificate of Insurance and Contractor's Bond) in the amount of \$50,782.00 and authorize the Chairman to execute said contract. Motion carried unanimously.

RECORD CONTRACT

S11-123

WARNERS BAYOU BOAT RAMP RENOVATION

The County Administrator submitted memorandum dated November 26, 1980 from Mike Pascuzzi, Director, Parks and Recreation Department, and requested authority to proceed with a request to the Florida Boating Improvement Program (F.B.I.P.) for \$22,470 to be utilized for major repairs to the Warners Bayou Boat Ramp located on the Manatee River at 59th Street West.

Upon motion by Mr. Fletcher, seconded by Mr. Chance, staff was authorized to proceed with the request to obtain \$22,470 from F.B.I.P. Motion carried unanimously.

CONSTRUCTION CODE BOARD OF APPEALS: MEMBERS

Mr. Fletcher moved to appoint Joe Miller (to fill vacancy created by resignation of C. H. Wooten) and Ken G. Slack (replacing Dale Kipp, due to job transfer to Sarasota) to the Construction Code Board of Appeals. Motion was seconded by Mr. Chance and carried unanimously.

BUDGET AMENDMENTS: SHERIFF'S DEPARTMENT

Upon motion by Mr. Fletcher, seconded by Mr. Chance, a resolution was unanimously adopted amending the 1980-81 budget to provide for the receipt and appropriation of unanticipated revenues from various sources:

Increase Revenue:

Airport Security; Charge for Service-Courier
(Tax Collector)

Increase Expenditures:

Sheriff

\$252,365.00

RECORD RESOLUTION

S11-124

Upon motion by Mr. Fletcher, seconded by Mr. Chance, the Sheriff's Budget Account Amendment was unanimously approved increasing the budget by \$15,783.00 (Bank Courier Services). Motion carried unanimously.

57TH AVENUE EAST (CLOSED FOR SEWER INSTALLATION)

The County Administrator announced that 57th Avenue East between 9th Street East and 7th Street East would be closed December 13, 1980 due to installation of a sewer main into the existing line.

DECEMBER 10, 1980

Cont'd

REVENUE SHARING ASSURANCE

Motion was made by Mr. Fletcher to authorize the Chairman to sign Statement of Assurances to the U.S. Department of the Treasury, Office of Revenue Sharing, that the County will comply with requirements of the Revenue Sharing Act 31 Code Section 1221. Motion was seconded by Mr. Chance and carried unanimously.

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Chance, seconded by Mr. Fletcher, the Clerk's Consent Calendar dated December 9, 1980 was unanimously approved:

BONDS:ApprovePublic Official Bonds:

Richard B. "Chips" Shore III, Clerk of Circuit Court (Surety: Great American Ins. Co.)	5,000.00
S. Frank Perkins, IV, Property Appraiser (Surety: Service Insurance Co.)	10,000.00
H. Jerome Davis, Supervisor of Elections (Surety: U.S. Fire Insurance Co.)	5,000.00

Driveway Permits:

Karl F. Kaufhold #7234	325.00
Dorothy & Edward Koschara #8026	310.00
Joseph E. Jones #8178 & 8179	1,372.78
Paul David Bartley #7630	286.50

BILLS FOR PAYMENT:Refunds:

Don Corbett Electric (Electrical permit)	20.55
Lorraine Straits (Lost book return)	10.00
Vivian Williams (OB Clinic)	75.00

Special Interest Classes:

Eileen Freeman)	
Mrs. Frank Shaw)	\$16.67 each
Gordon Bockert, Jr.)	
Elva Barrett)	30.00
Olympia Kramer)	
Martha Weaver)	\$20.00 each
Doris Schultz)	
Marjory Petersen)	

W.E.D. Contractor's Inc. (Proj. 630-671-04)	137,377.41
Valdes, McClain, Pratt & Co.	
Audit-Summer Youth Program Parks & Rec	300.00
Clerk of Circuit Court	3,500.00
Sheriff's Department	1,000.00
Tax Collector	5,000.00
C. H. Wooten Insurance Agency, Inc.	
Public Official Bonds:	
Jerome Davis, Supervisor of Elections	108.00
Westwood H. Fletcher, Jr., Co. Commissioner	78.00
Bradenton Insurance	
Public Official Bond:	
S. Frank Perkins, Property Appraiser	125.00
Shelton Insurance	
Public Official Bond:	
R. B. Shore, Clerk of Circuit Court	178.00
Edward W. Chance, Co. Commissioner	71.00
Ross, Saarinen, Bolton & Wilder (Eng. Services)	366.71
Crisanda Kay Carson, Court Reporter (Watkins)	40.54
Mann & Fay	
Re: Longcreek	4,550.57
Re: Public Safety Complex	662.25

DECEMBER 10, 1980

Cont'd

Southern Kelton & Associates, Inc		
Fire District Study through November 30, 1980		416.64
Hogg, Allen, Ryce, Norton & Blue		3,491.45
Manatee Memorial Hospital		
OB Clinic Hospitalization	\$2,336.62;	718.96
Welfare	3,235.32;	3,774.54
Rena & Egbert J. Helm, Jr.		
Fleet Insurance Settlement		1,286.27
Dr. Lehman & Associates (Med. Services)		3,122.85

AUTHORIZE CHAIRMAN TO SIGN:

Application for Duplicate Tax Certificate #271 for
Betty Jo and Floyd W. Reese

Partial Releases of Special Improvement Assessment Liens:

David Roy & Lori Brown	Project	623- 7
John & Mildred Valentine	Project	713- 5
Logan W. & Philomene M. Skaggs	Project	713-12
Domonic & Marie Barnabei	Project	929- 1
Malcolm P. & Ann Wyman	Project	667-26
Orie M. & Fay A. Ingalsbe	Project	667-25
Evart J. & Charlotte J. Lemon	Project	896-26
Charles Ivan & Dorothy May Kelly	Project	526-17
Raymond & Delores Feddersen	Project	1195- 1
Thomas A. & Barbara Manderson	Project	896-27
William E. King	Project	1034- 6

WARRANT LISTS:

Approve: December 9, 1980 to December 16, 1980
Authorize: December 16, 1980 to December 23, 1980

ACCEPT INTO RECORD:

Guarantee of Title: Public Safety Complex property,
Lots 1 & 2 of the Resubdivision of Block 7,
Pelot's Addition to Bradentown

W. R. GRACE (FOUR CORNERS MINE) OPERATING PERMIT

Bob Rile, Planning and Development Department, gave an overview of the W. R. Grace (Four Corners Mine) Mining Application and advised that the company plans to begin mining phosphate by fall of 1982 and continue through 2002, with full production at five million tons per year.

He entered into the record preliminary material related to W. R. Grace:

1. Memorandum from Planning Department dated November 25, 1980 to the Board representing the staff report and incorporating the consultant's report.
2. Documents from the applicant:
 - a. Consolidated Master Mining, Reclamation & Drainage Plan dated February 27, 1980.
 - b. Responses to Manatee County Concerning Completeness Review of W. R. Grace Company Mining Application by CH2M Hill Southeast, Inc., dated September 30, 1980.
3. Engineering Report for County of Manatee Completeness Review of W. R. Grace Company Mining Application prepared by CH2M Hill dated July 1980.

Mr. Rile covered staff findings regarding Water Quality; Water Quantity; Construction of the Clay Settling Area and Related Dams and Dikes; Radiation; Transportation and Drainage Effects; Reclamation Requirements; Air Quality; Reclamation, Bonding and Financial Responsibility; and Completeness.

DECEMBER 10, 1980

Cont'd

In order to receive an operating permit, the regulations require that the applicant:

1. Submit engineering drawings and specifications of the type of facility the applicant intends to construct, which includes a Beneficiation Plan, roads, clay settling area, and water recirculation system.
2. Submit a detailed Implementation Plan of the Conceptual Reclamation Plan.
3. Provide a Reclamation Bond in the amount of \$500.00 per acre of land that is actually disturbed either by mining or equipment.
4. Establish and maintain evidence of financial responsibility.
5. Submit copies of any applications from the State and Federal Government regarding various environmental matters.
6. Submit aerial photographs related to the project.

Representing CH2M Hill, Engineering Consultants, and listing their area of expertise were Robert Ghiotto, Regional Manager, General Civil; Steve Hahn, Geotechnical Expert; Jim Shull, Water Resource Expert; and Dennis Myers, associated with Rogers and Associates, Radiological sub-consultant on the project.

The Associate County Attorney reminded the Board that this is a public meeting, not a public hearing, and although staff and the applicant will be presenting matters for the Board to consider, the public is not technically allowed to get involved since it may violate certain due process rights W. R. Grace has.

Dewey Dye, Attorney and Agent for W. R. Grace and Company, reported on the progress of the mining application. W. R. Grace is planning to mine 5,510 of 9,884 acres at the Four Corners Mine in northeastern Manatee County. The company also has holdings of approximately 9,000 acres in Hillsborough County, adjacent to the Four Corners Mine, which will be part of the total operation.

Gene R. Terry, Group Vice President, Phosphate Operations, of W. R. Grace and Company, briefed the Board on the company's operation, size, finances, products and plans for the future.

Al F. Vondrasek, Manager, Phosphate Development and Expansion, of W. R. Grace, gave a broad overview of the project pertaining to the project location, major watersheds, typical mining layout, and Beneficiation Plan Flow Sheet.

RECESS/RECONVENE

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

Charles H. Greene, Project Manager of W. R. Grace, discussed the design and location of particular facilities, illustrating the development of the mine and general locations of the rail yard, the waste clay settling area, the water circulation system, etc. He pointed out that the processing plant would produce wet phosphate rock to be shipped by rail for processing at Grace's existing chemical plant in Polk County. He discussed the Beneficiation Plan in detail and pointed out that the County would benefit from the operation through taxes. He made a presentation on the various types of reclamation.

Upon question, Ralph Janole, project engineer, stated that a 50-foot setback is sufficient and would cause no problems with adjacent property owners.

R. A. Wilford, Director, Manatee County Utilities Department, stated their main concern was maintenance of the quality of water in Lake Manatee and that these concerns were adequately covered in the stipulations. John Zimmerman, Assistant Superintendent at the water treatment plant, reported that W. R. Grace has agreed to all the stipulations.

O. E. Randle, Pollution Control, reported on Grace's commitment to all monitoring requirements believed to be essential, with the understanding that if the Department feels additional parameters or frequency are required, it will be done yearly. They have also agreed that if there are valid reasons parameters should be dropped or frequency lowered, they will be considered.

Jim Shull requested assurance that continuous stream-flow gauging be followed as soon as possible. Upon completion of the mine program, the development order requires that the reclamation provide adequate storage to reduce mainstream storm water flows equal to pre-mining conditions; therefore, he is concerned that the storage bond required to maintain these flows may be underestimated because of the pre-mining clause used for the estimate.

RECESS/RECONVENE

The Chairman declared the meeting recessed until 1:00 p.m.

The meeting reconvened at 1:11 p.m. with all members present except Mr. McGavic.

During the lengthy discussion regarding staff findings, John Zimmerman said he did not agree with the company's analysis of what would happen to the water treatment plant should a dam break occur, and recommended a very binding agreement be made between the County and W. R. Grace concerning liability in the case of a failure.

Stephen Hahn stated opinion that in this particular case there is not significant probability of loss of life or damage to property if the dam fails; however, the severe impacts are additional treatment costs that might be associated if the slimes were to get into the reservoir.

Robert Ghiotto stated that they have examined the dike or dam around the clay settling area from the requirements set forth in the regulations and engineering practices. As a result of several meetings, W. R. Grace has agreed to design the dam more safely than originally contemplated.

Dr. John Garlanger, Vice President and Director of Corporate Engineering, Ardaman & Associates, Inc., discussed the design of the dam and the ratio of annual risk of settling area failure.

RECESS/RECONVENE

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

Dennis Myers, Rogers and Associates Engineering, stated he has reviewed Grace's radiological assessment report and that their analyses were properly done. He felt there is minimal risk associated with the mining operation as long as the the monitoring system is in effect.

Upon question, Dr. Tiffany, Pollution Control Expert, reported that he sees no problem with the radiological program that has been presented.

The main concerns of the Board pertained to construction of the slime pond and the dam failure scenario (a report by the company on the worst possible result of a dam break at the mine).

DECEMBER 10, 1980

Cont'd

There was discussion on allowing CH2M an opportunity to reach an agreement with staff and the applicant during the period of one week regarding the dam failure scenario. The applicant was requested to be prepared to speak in more detail on the construction of the slime pond and the scenario.

Ray C. Schenk, River Isles, expressed concern about regulations being used in the flotation process, large lakes being created, and asked questions regarding water supply and what chemicals would be used, etc.

MEETING ADJOURNED

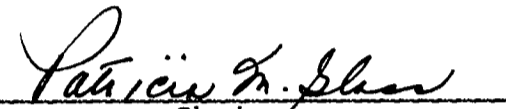
There being no further business, the meeting was declared adjourned.

Attest:

APPROVED:



Clerk



Chairman

Adj: 3:45 p.m.

