

JANUARY 5, 1982

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, January 5, 1982 at 9:06 a.m.

Present were Commissioners:

Patricia M. Glass, Chairman
Vernon E. Vickers, Vice-Chairman
Claude E. McGavic
Westwood H. Fletcher, Jr.
Edward W. Chance

Also present were:

Mary Greenwood, County Attorney
David B. Collier, County Administrator
R. B. Shore, Clerk of Circuit Court

Representing the various news media were Greg Spears, The Bradenton Herald; Jud Magrin, Sarasota Herald-Tribune; Greg Hartman, Channel 40, and others who entered during the meeting.

Invocation by Rev. Joseph Shafranek, 10th Street Baptist Church.

The meeting was called to order by Chairman Glass.

BOARD OF COUNTY COMMISSIONERS: ELECTION OF CHAIRMAN; VICE CHAIRMAN

The Clerk declared the floor open for nomination of Chairman of the Board of County Commissioners for the coming year.

Nominations were:

Claude E. McGavic by Mr. Fletcher. Seconded by Mr. McGavic.
Edward W. Chance by Mrs. Glass. No second.
Vernon E. Vickers by Mrs. Glass. Seconded by Mr. Vickers.

There were no further nominations and the Clerk declared the floor closed and requested indication of vote for Chairman by show of hands:

In favor of Mr. McGavic. Two votes acknowledged.
In favor of Mr. Vickers. Three votes acknowledged.

The Clerk declared Vernon Vickers elected Chairman by majority vote.

On behalf of the Board and staff, the County Administrator presented a plaque to Mrs. Glass in recognition of her services as Chairman of the Board.

Mr. Fletcher moved that a vote be cast in support of Mr. Vickers as Chairman. Motion was seconded by Mr. McGavic and carried unanimously.

Chairman Vickers declared the floor open for nomination of Vice Chairman of the Board of County Commissioners for the coming year.

Mr. Fletcher nominated Edward W. Chance. Motion was seconded by Mrs. Glass. Mr. Chance was declared Vice Chairman by unanimous vote.

MANATEE COUNTY PORT AUTHORITY: ELECTION OF CHAIRMAN; VICE CHAIRMAN

The floor was open for nomination of Chairman of the Manatee County Port Authority for the coming year.

Mrs. Glass nominated Claude E. McGavic for Chairman. Motion was seconded by Mr. Chance. Mr. McGavic was declared Chairman by unanimous vote.

Mr. Vickers declared the floor open for nomination of Vice-Chairman of the Manatee County Port Authority.

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Mrs. Glass nominated Westwood H. Fletcher. Motion was seconded by Mr. McGavic. Mr. Fletcher was declared Vice-Chairman by unanimous vote.

RECESS/RECONVENE

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

FIRE HYDRANTS

Mr. Chance circulated photographs and a list of fire hydrants in the county which are in need of repair or unaccessible to fire equipment. He recommended that the hydrants be repaired.

No action was taken.

TRAVEL AUTHORIZATION

Upon motion by Mr. Fletcher, seconded by Mrs. Glass, travel authorization was unanimously approved for two members of the Airport Citizens Advisory Group to go to Tallahassee during January, 1982.

CORRESPONDENCE

Correspondence was acknowledged regarding:

Fair Lane Utilities - Memorandum from William C. Slightam regarding water and sewer policy as it pertains to Fair Lane Utilities and his personal account.

Estech Chemicals - Letter from Noboru Tanaka, ZEN-NOH, (National Federation of Agricultural Co-Operative Associations) - in favor of Estech Chemicals phosphate mining project.

Teleprompter Cable TV - Letter announcing channel price increase.

ORDINANCE 82-1 (EMERGENCY REGULATION OF WATER CONSUMPTION)

The Chairman declared the public hearing (published in The Bradenton Herald, December 14, 1981) open for the purpose of considering

ORDINANCE NO. 82-1

AN ORDINANCE OF MANATEE COUNTY, FLORIDA; AUTHORIZING THE TEMPORARY REGULATION OF WATER CONSUMPTION AND USE IN VARIOUS AREAS OF THE INCORPORATED AND UNINCORPORATED PORTIONS OF MANATEE COUNTY WHEN THERE IS AN EMERGENCY DROUGHT CONDITION; PROVIDING DEFINITIONS; PROVIDING FOR THE DETERMINATION OF AN EMERGENCY DROUGHT CONDITION AND THE AREA IN WHICH SAME EXISTS; PROVIDING FOR THE DETERMINATION OF THE LIMITATIONS AND RESTRICTIONS TO BE TEMPORARILY IMPOSED ON THE CONSUMPTION AND USE OF WATER IN SUCH AREAS DURING AN EMERGENCY DROUGHT CONDITION; PROVIDING FOR A CONSERVATION WATER RATE DURING AN EMERGENCY DROUGHT CONDITION; PROVIDING THE PROCEDURE TO BE FOLLOWED IN MAKING SAID DETERMINATIONS; PROVIDING A PENALTY FOR VIOLATION; AND PROVIDING AN EFFECTIVE DATE.

Upon question, E. N. Fay, Jr., stated that if a city has a directly inconsistent ordinance, the County could not enforce its ordinance upon that city.

It was pointed out that the Southwest Florida Management District (SWFMD) is drafting a uniform ordinance that could be used as a guideline for enforcing such emergency controls and is considering asking all Boards and Councils within the district to review it.

R. A. Wilford, Director, Manatee County Utilities Department, stated they have met with all bulk rate customers regarding the proposed ordinance, except the cities and island communities. Discussion followed as to the importance of reviewing the proposed ordinance with the municipalities for their input prior to adoption. Inasmuch as SWFMD representatives are scheduled to meet with the Utilities Department on January 29, 1982, it was suggested the municipalities and other interested parties be invited to join them to discuss SWFMD's ordinance as well as the County's.

Mayor Charlotte Long, City of Holmes Beach, concurred that input was necessary from the municipalities.

Arlene Flisik, Manasota 88, spoke in favor of the general intent of the ordinance and requested that a member of Manasota 88 be invited to attend the meeting with SWFMD on January 29, 1982.

The Chairman declared the public hearing continued until 9:30 a.m., February 2, 1982.

COUNTY ADMINISTRATOR'S CONSENT AGENDA AND ADDENDA

Upon motion by Mr. McGavic, seconded by Mrs. Glass, the County Administrator's Consent Agenda, Addendum and Addendum #2 were unanimously approved, with the exception of the following items, DEFERRED:

HUMAN SERVICES (4 items deferred)

1. Execution of Agreement with Manahill Area Agency on Aging, Inc., for provision of Chore Services.
2. Execution of Agreement with Manatee County Community Mental Health Center, Inc., for provision of intake and assessment services under Chore Program, \$4,739.00.
3. Execution of Agreement with Manahill Area Agency on Aging, Inc., for provision of Homemaker Services, \$10,000.00.
4. Execution of Purchase of Service Agreements for provision of Homemaker and Case Management Services:
 - a. Homemaker Services with Florida Home Health Services, \$56,807.00.
 - b. Case Management with Manatee County Community Mental Health Center, Inc., \$27,926.00.

LEGAL SERVICES (1 item deferred)

Authorization for Revised Schedule of Rates for Manatee County Emergency Medical Services to become effective as of January 5, 1982, in accordance with Resolution adopted by the Board on 12/22/81.

Items on the Consent Agenda and Addenda included APPROVAL of:

HUMAN SERVICES

1. CETA Title VII On-the Job Training Contracts:
 - a. S-023, South Bradenton Amoco, \$2,625.00.
 - b. S-024, Madame Joe's, \$1,256.25.
 - c. S-025, Playhouse Day Care Center, \$1,507.50.
2. Execution of Certificate of Acceptance of Subgrant Award, LEAA Project, "East Bradenton S.K.I.P.P. (Social Kaleidoscope Involving Peers and Parents)" to be administered by the Manatee County Girls Club.
3. Execution of Addendum to Agreement with Manatee County Girls Club formalizing the above described LEAA grant.
4. Rejection of single bid in response to RFP #82-18-S00-08 for provision of Chore Services and re-bid for the services. RECORD AGREEMENT ADD. S31-784

PHOSPHATE MINING

Execution of Supplemental Agreement with Gee & Jenson, authorizing certain phosphate mining services not to exceed \$5,000. RECORD AGREEMENT S31-785

EASEMENT (UTILITY)

Acceptance of 10 foot Utility Easement from Charles V. Walton

DELINQUENT ACCOUNTS (EMS/UTILITIES)

Execution of Collection Agreement, Collection Bureau of Sarasota, as a result of Bid No. 82-01-218-02 for collecting delinquent accounts or claims for Emergency Medical Services and Utilities Department. RECORD AGREEMENT S31-786

MANATEE MEMORIAL HOSPITAL

Acceptance of Minutes of Board of Trustees meeting 11/23/81, Committee meetings from 11/18 through 12/18/81, and Financial Statement for November 1981.

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INVENTORY CONTROL

1. Deletion of Assets 8995, 10377, 2794, 2790, 4151, 4360, 8902 & 8902 from County Inventory/declared surplus.
2. Deletion of Asset 13929 from County Inventory/ declared surplus/authorized cannibalized.

MATERIALS & SERVICES

Purchase 8 NCR Synchronous CRT terminals, NCR Corp., at GSA contract prices, total \$25,200.

INSURANCE (MALPRACTICE)

Renewal of \$1,000,000 per claim/aggregate policy with Bradenton Insurance plus additional \$1,000,000 coverage for Ambulance Malpractice Liability, total annual premium \$4,559.

TRANSIT - EQUIPMENT

Execute Agreement with Tammermatic Corp., - Bid No. 82-04-075-20 for Automatic Bus Washing Equipment, \$26,350; accept Performance Bond (American Druggists' Insurance, surety) and Certificate of Insurance.

RECORD AGREEMENT S31-787

UTILITIES

- a. Award Bid 82-11-220-00 for U.V. Visible Spectrophotometer to Perkin-Elmer Corp., \$11,000
- b. Award Bid 82-25-220-00 for Electronic Analytical Balance to Curtin Matheson Scientific, Inc., \$3,398.00
- c. Anna Maria Island 16" Relief Water Main -Bid 82-06-000-01: Execute contract with Scarborough Constructors, Inc., accept Performance Bond (St. Paul Fire & Marine Ins. Co., \$741,865), payment bond and Power of Attorney.

RECORD CONTRACT S31-788

PARKS AND RECREATION

1. Execute Squaredance Agreement with Prine Elementary School to allow Squaredance Classes to be held in the school cafeteria.
2. Execute Special Interest Classes Instructor's Agreement with Bob Norton for instruction of Beginner & Mainstream I and II Squaredancing.

RECORD AGREEMENTS S31-789
S31-790

PERSONNEL

Joseph H. Spivey, Transportation Department, 480 hours of additional sick leave.

TRANSPORTATION

1. Delete from Federal and State Bridge Reports of the County Bridge No. 134008, a three span, 39 foot long, timber structure which conveys a field road over Buffalo Canal, (Not a part of County Road System)
2. 65th Avenue Drive East - Project No. 5012: Execute Change Order No. 1 with Woodruff & Sons Decrease amount of contract by \$748.00
3. Execute Certification of Use of Project Facilities yearly requirement to U.M.T.A. for Project No.'s FL05-0002, FL05-0009, and FL05-0021.

MYAKKA CITY FIRE DEPARTMENT/DIVISION OF FORESTRY

Execution of Addendum #2 to Cooperative Equipment Lease for Myakka City Fire Department (equipment).

RECORD ADDENDUM S31-791

ANNA MARIA FISHING PIER

Anna Maria City Fishing Pier - Execution of Termination of Agreement with City of Anna Maria (25-year lease executed April, 1981 pending joinder and financial assistance by Department of Natural Resources. DNR did not join in execution, etc.)

RECORD AGREEMENT S31-792

(End Consent Agenda)

BUDGET AMENDMENT RESOLUTION AGENDA AND ADDENDUM

Upon motion by Mr. McGavic, seconded by Mr. Chance, the Budget Amendment Resolution Agenda and Addendum dated January 5, 1982, were unanimously approved and resolutions adopted amending the 1981-82 Budget:

1. UTILITIES 82-56/1
From: Retained Earnings
To: Transfers (MCUD Surplus)

\$ 61,000
RECORD RESOLUTION S31-793

2.	<u>Increase Revenue</u> 82-142 Transfer from 401 <u>Increase Expenditure</u> Sunny Lakes Estates WL	\$ 61,000 <u>RECORD RESOLUTION</u>	S31-794
3.	<u>PUBLIC SAFETY COMPLEX</u> 82-142 (Clerk of the Works) From: Reserves To: Transfers (Jailhouse Constr.)	\$ 18,005 <u>RECORD RESOLUTION</u>	S31-795
4.	<u>Increase Revenue</u> 82-142 Transfer from General <u>Increase Expenditure</u> Public Safety Complex	\$ 18,005 <u>RECORD RESOLUTION</u>	S31-796
5.	<u>UTILITIES</u> From: Structures To: Transfers (Highway Capital)	\$ 8,280 <u>RECORD RESOLUTION</u>	S31-797
6.	<u>Increase Revenue</u> Transfer from Highway <u>Increase Expenditure</u> Church of the Cross Outfall	\$ 8,280 <u>RECORD RESOLUTION</u>	S31-798
7.	<u>CIRCUIT JUDGE</u> 82-142 From: Reserves To: Circuit Court Court Cost	\$ 15,016 <u>RECORD RESOLUTION</u>	S31-799
8.	<u>TRANSPORTATION</u> From: Fund Balance To: Transfers (Highway Capital)	\$125,000 <u>RECORD RESOLUTION</u>	S31-800
9.	<u>Increase Revenue</u> 82-142 Transfer from Highway <u>Increase Expenditure</u> Road Improvements and Financing	\$125,000 <u>RECORD RESOLUTION</u>	S31-801
10.	<u>MATERIALS & SERVICES</u> From: Materials & Services Distribution Courier - Equipment Maintenance To: Materials & Services Distribution Courier - Operating Supplies	\$ 500 <u>RECORD RESOLUTION</u>	S31-802
11.	<u>Increase Revenue</u> 82-142 State of Florida Library Construction Grant; Donations Friends of Island Library <u>Increase Expenditure</u> Island Library (Construction)	\$250,000 <u>RECORD RESOLUTION</u>	S31-803
12.	<u>LEGAL</u> 82-142 From: Reserves To: In House Legal Staff	\$ 4,572 <u>RECORD RESOLUTION</u>	S31-804
13.	<u>TRANSPORTATION</u> 82-142 From: Subdivision Inspection; Road Maintenance Residential To: Transfers (Highway Capital Projects)	\$ 63,376 <u>RECORD RESOLUTION</u>	S31-805
14.	<u>Increase Revenue</u> 82-142 Transfer from Highway <u>Increase Expenditure</u> Moccasin Wallow (Ellenton-Gillette)	\$ 63,376 <u>RECORD RESOLUTION</u>	S31-806

ANIMAL CONTROL SHELTER: SECURITY

After report by the County Administrator that the problem of break-ins at the Animal Control Shelter has not been resolved, and that he is continuing to increase security at that facility, he was instructed to research the problem with the SPCA in Sarasota County.

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RECESS/RECONVENE

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

PERSONNEL: MANNING LEVEL AMENDMENTS

Upon motion by Mr. McGavic, seconded by Mrs. Glass, resolutions amending authorized manning levels were unanimously adopted as follows:

MATERIALS AND SERVICES

Delete: 3 Operators (Switchboard)
(Decrease in authorized manning levels: 3)

EMERGENCY SERVICES

Add: 4 Operators (Switchboard)
(Increase in authorized manning levels: 4)

EMPLOYEE RELATIONS

Delete: 1 Employee Relations Specialist, 1 Administrative Assistant
Add: 1 Employee Relations Specialist II, 1 Employee Relations Specialist I, 1 Secretary II
(Increase in authorized manning levels: 1)

RECORD RESOLUTION*Personnel*LIBRARY

Delete: 1 Office Manager
Add: 1 Executive Secretary
(No change in authorized manning levels)

RECORD RESOLUTION*Personnel*A-95 REVIEW - PROJECT 256-81, PORT SUTTON STUDY

Upon motion by Mr. Fletcher, seconded by Mrs. Glass, the Chairman was unanimously authorized to sign a letter to the Tampa Bay Regional Planning Council recommending that certain concerns be addressed in the A-95 Project 256-81, Port Sutton Study.

RECORD RESOLUTION*Personnel*AGRICULTURE EXTENSION OFFICE: FEES

Mr. McGavic moved to adopt a

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS TO
AUTHORIZE AND ADOPT CERTAIN FEES FOR THE MANATEE COUNTY
EXTENSION OFFICE

for non-agricultural producers (fees for water/soil sampling), effective January 15, 1982. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD RESOLUTION S31-807EMERGENCY MEDICAL SERVICES: REVISED RATE SCHEDULE

Mrs. Glass moved to adopt a

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS TO AUTHORIZE
AND ADOPT A REVISED SCHEDULE OF RATES FOR THE MANATEE COUNTY
EMERGENCY MEDICAL SERVICES

effective January 6, 1982. Motion was seconded by Mr. McGavic. Voting "Aye" were Commissioners Glass, McGavic, Chance and Vickers. Voting "No" was Commissioner Fletcher. Motion carried.

RECORD RESOLUTION S31-808

Mr. McGavic moved to rescind previous action of the Board taken on December 22, 1981. Motion was seconded by Mrs. Glass and carried unanimously (Resolution same title).

COUNTY JAIL - AD HOC COMMITTEE

Mrs. Glass recommended the Board establish an ad hoc committee in order that all factors affecting jail overcrowding may be addressed, as outlined in memorandum dated January 5, 1981 from the County Administrator.

Upon suggestion that the committee be formalized by Resolution, the matter was referred to the County Administrator.

9TH CENT GAS TAX REFERENDUM

Don Busey, Manatee Chamber of Commerce, submitted a letter from Robert Blalock, President, Manatee Chamber of Commerce, dated December 31, 1981, recommending postponement of the proposed 9th cent gas tax referendum scheduled for March 9, 1982. This request was being made in order to provide ample time to effectively demonstrate the need for the gas tax to the electorate via a public education program to be conducted by the Chamber.

Motion was made by Mr. Fletcher to rescind previous action designating March 9 as the date of a referendum on the additional one-cent gas tax for the County. Motion was seconded by Mrs. Glass and carried unanimously.

Action on setting another date for the referendum was deferred.

ATTORNEY (COMPUTER LAW)

Mary Greenwood, County Attorney, recommended approval of a letter retainer/agreement from David R. Ellis, to provide service to Manatee County as Special Counsel in Computer Law at a fee of \$75.00 per hour, including travel time, during the initial period of January 1, 1982 to September 30, 1982, up to a maximum of 100 hours.

Mrs. Glass moved to approve the letter of agreement with David R. Ellis, Attorney at Law, and authorize the Chairman to sign the agreement. Motion was seconded by Mr. Chance and carried unanimously.

RECORD AGREEMENT

S31-809

GUN PERMIT (SNYDER)

Motion was made by Mrs. Glass, seconded by Mr. McGavic, to adopt a

RESOLUTION AUTHORIZING THE ISSUANCE OF A PERMIT TO CARRY A CONCEALED WEAPON

to be granted to THOMAS JAMES SNYDER
Smith & Wesson Model 49; .38 Special;
2" barrell; SN#284J31
Bond: \$100.00 (U.S. Fire Insurance Company, surety)

Motion was seconded by Mr. McGavic. Voting "Aye" were Commissioners Glass, McGavic, Fletcher and Vickers. Voting "No" was Commissioner Chance. Motion carried.

RECORD RESOLUTION

S31-810

PUBLIC COMMENT

Thomas McClosky, Bayshore Gardens, requested the Board effect improvement of the County hospital system and recommended enlarging the jail presently under construction to relieve overcrowding.

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Fletcher, seconded by Mr. McGavic, the Clerk's Consent Calendar dated January 5, 1981, was unanimously approved as follows:

BONDS:

Approve: Sheriff's Public Employees Blanket Bond
Auto Owners Insurance Company - Bond No. 767012-20210325
Letter dated December 29, 1981 requesting additions and/or deletions to said bond.

RECORD LIST

S31-811

BILLS FOR PAYMENT:

Arnold & Company - Audit of BCC (Billing #3)	\$10,000.00
Mann & Fay - Civic Center Authority; dated 10/1/81	741.68
W. Pearson Clack, M.D. - Med. Exam. (11/81)	6,849.83

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Manatee Memorial Hospital: OB Clinic	\$ 8,208.82
Indigent Hosp.	6,972.66
Indigent Hosp.	3,549.76
Indigent Hosp.	11,735.70
OB Clinic	2,662.32
Indigent Hosp.	10,621.14
CH2M Hill Southeast, Inc. - Wastewater North	15,142.36
Ernst & Whinney - November 1981	845.00
Gee & Jenson Engineers - Water Resources Evaluation	31,265.38
Woodruff & Sons - Samoset Lift Station (Payment #3)	26,066.61
Edwin T. Mulock, P.A. - Poll. Cont. (11/2-30/81)	818.64
Mann & Fay: P&D re Terra Ceia Isles (12/81)	996.12
Gillis v. Manatee Co.	2,419.26
Refund: Barbara Goodwin (EMS overcharge)	10.00

MINUTES FOR APPROVAL:

July 23 & 28, 1981

WARRANT LIST:

Approve: 12/22-29/81; Authorize: 12/29/81-1/12/82

BANK ACCOUNTS/WITHDRAWAL OF FUNDS, SIGNATURE AUTHORIZATION

Upon motion by Mrs. Glass, second by Mr. McGavic, a resolution was unanimously adopted designating persons authorized to sign checks withdrawing funds from certain accounts in the

First National Bank of Florida, shall be
 Vernon E. Vickers, Chairman, Board of County Commissioners,
or Edward W. Chance, Vice Chairman, Board of County Commissioners
and R. B. Shore, Clerk of Circuit Court
 (rescinding all prior resolutions to the contrary).

RECORD RESOLUTION S31-812CORRESPONDENCE

Correspondence was acknowledged from the following:
Cele Niffenegger, American Association of University of Women -
 Re: Appeal rejection by Department of Health and Rehabilitative
 Services (HRS) of proposal submitted by AAUW for a demonstra-
 tion project designed to employ AFDC recipients.

Motion was made by Mr. Fletcher, and seconded by Mrs. Glass to
 authorize the Chairman to sign a letter to HRS objecting to
 rejection of the project. Motion carried unanimously.

Russell Deemers and Patrick Robinson - Alleged violations by the
judicial and jail systems.
Florida Department of Corrections - Submitting Inspection Report
of December 10, 1981, regarding the Manatee County Road Gang Center.
E. N. Fay, Jr., Mann & Fay Chartered - Re: State of Florida and
Manatee County vs Beker Phosphate Corporation, Case No. CA-81-1663
in Circuit Court of Manatee County, Florida.

RECESS/RECONVENE

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

The meeting reconvened at 1:36 p.m. with all members present except
 Mr. Chance.

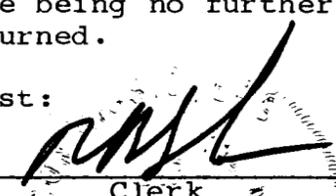
ALTERNATE REVENUE SOURCES

A work session was held to discuss Additional Revenue Sources
 available to the County.

MEETING ADJOURNED

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

Attest:


 Clerk

APPROVED:


 Chairman 7/27/82

Adj: 2:33 p.m.