

MARCH 4, 1986

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, March 4, 1986, at 9:03 a.m.

Present were Commissioners:

Westwood H. Fletcher, Jr., Chairman
Lloyd C. Hagaman, Jr., Vice-Chairman
Edward W. Chance
Kent G. Chetlain
Maxine M. Hooper

Also present were:

David Rothfuss, representing Ronald Rabun, County Administrator
H. Hamilton Rice, Jr., County Attorney
Richard H. Ashley, Chief Deputy Clerk, representing
R. B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

Invocation by Reverend Bud Gillett, First Baptist Church of Palmetto

The meeting was called to order by Chairman Fletcher.

AWARDS

Meritorious Service

Meritorious Service Awards were presented to the Manatee County Florida State Fair Committee members for their efforts in earning for Manatee County second place honors among the sixty-six county exhibits competing at the Florida State Fair:

Patricia Steinberg, Personnel
Frank Gilbert, Personnel
Craig Starner, County Administrator's Office
John Streu, Facilities Management
Kathy Vogel, Library
John Stevely, Agriculture Center
Mary Green, Cortez Historical Society
Pat Willis, Port Manatee
Jennifer Hamilton, Bishop Planetarium

Certificate of Appreciation

A certificate of Appreciation was presented to Leon Nelson for his talents in designing a "motion motor" for the exhibit.

PROCLAMATION

Upon motion by Mrs. Hooper, seconded by Mr. Chetlain, Proclamations (2) were unanimously adopted designating March 2-8, 1986 as "American Association of University Women Week" (AAUW) in Manatee County recognizing

- (1) Bradenton Branch of AAUW
- (2) Manatee Branch of AAUW

RECORD PROCLAMATIONS

S35-233
S35-234

ROAD PARTICIPATION PROJECT: MAGNOLIA MANOR

Public Hearing (Notice in The Bradenton Herald 2/11/86) was opened for the purpose of considering construction of

Project 5056 - 13th Avenue East from Morgan Johnson Road to I-75
18th Avenue East from Morgan Johnson Road to 70th Street Court East
24th Avenue East from 64th Street Court East to 70th Street Court East
64th Street Court East from North existing pavement South to 24th Avenue East
67th Street Court East from North existing pavement South to 24th Avenue East
70th Street Court East from 13th Avenue East to South 312 feet m/l
70th Street Court East from 18th Avenue East to 24th Avenue East

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Cont'd

Tom Fenton, Highway Department, explained that the purpose of this hearing is to determine if the project would benefit the property owners and submitted a letter from Dr. B. Karpel in favor of the project. He further explained the method of assessment for this project is different from other projects (50 percent of the project to be assessed by front footage and 50 percent by acreage).

Phil Davis, Highway Department Director, did not object to obtaining alternate bids for one-inch asphalt, one and one half-inch asphalt and double treatment paving methods.

Speaking in favor of the project were:

Sam Hardee	Pete Vanderword	Pete Burgess
Carol Stecher	Ted Muncz	

Joyce Grubb, 60th Street East, requested the inclusion of 60th Street East in this project (residents were under the impression that it was included). Suggestion was made that advertising for a public hearing could begin (for paving 60th Street East) and it could be included in Project 5056 at a later date.

Motion was made by Mrs. Hooper, and seconded by Mr. Chetlain, to adopt

R-86-29 RESOLUTION APPROVING SPECIAL ASSESSMENT
PROJECT NO. 5056, MAGNOLIA MANOR,

which empowers the Chairman to execute an agreement with the Property Appraiser and Tax Collector, with an amendment to provide for proper notice to land owners on 60th Street East for inclusion in the project. Motion carried unanimously.

RECORD RESOLUTION
RECORD: CONTRACT FILE

S35-235
3229

Recess/Reconvene. All members present.

SIDEWALK/DRIVEWAY REPAIRS - COURTHOUSE ANNEX

The Property Appraiser advised that construction of the new Green Bridge and connecting roads by Florida Department of Transportation (FDOT) has damaged sidewalks and driveways at the Courthouse Annex. FDOT requested execution of a release to repair the damage; however, according to the County Attorney, the documents submitted by FDOT appear to be incomplete.

Mr. Chance moved to authorize the County Attorney to prepare, and the County Administrator to execute, proper documents. Motion was seconded by Mrs. Hooper and carried unanimously.

LINCOLN SCHOOL AREA

In order to expedite the Lincoln School Area Participation Projects, Mr. Chance moved to authorize staff to determine which are the most critical streets, and initiate appropriate participation project. Motion was seconded by Mr. Chetlain and carried unanimously.

POST EMERGENCY RECOVERY PLAN

Jimmie Hamrick, Director of Public Safety, submitted and recommended adoption of

R-86-77 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA PROVIDING AN IMMEDIATE POST EMERGENCY RECOVERY PLAN; PROVIDING DEFINITIONS; AND DIRECTING THE COORDINATION AND IMPLEMENTATION OF THE IMMEDIATE POST EMERGENCY RECOVERY PLAN.

Following discussion regarding access of the press and public workers to Anna Maria Island during and after an emergency, recommended amendments (underscored) were:

1. Page 3 paragraph IV A.1. - insert, after Marine Patrol, Municipal Public Works personnel.
2. Page 5 paragraph 7 - News media representatives shall, with proper identification, be allowed to enter an evacuated or restricted area at their own risk.

Charlotte Long, Mayor of Holmes Beach, spoke in support of the Plan.

Gene Collins, Holmes Beach City Councilman, voiced the need for support from the mayors on Anna Maria Island and Longboat Key.

Nick Mason, Bradenton Herald reporter, expressed concern of access for the press.

Mr. Chetlain moved to adopt Resolution R86-77 as amended. Motion was seconded by Mr. Hagaman and carried unanimously.

RECORD RESOLUTION

S35-236

Recess/Reconvene. All members present.

UTILITIES NORTH COUNTY FACILITIES - PURSLEY SOD FARM PROPERTY

Richard Wilford, Utilities Director, recommended purchase of 248.6 acres of land from Pursley Sod Farm for the North County Subregional Wastewater Treatment Plant and a Golf Course. Inasmuch as the north 75 acres is grant-eligible, it will be necessary to execute two separate contracts:

- 1) 75 acres at \$400,837;
- 2) 173.6 acres at \$1,076,663.

Motion was made by Mr. Hagaman to approve the purchase and authorize the Chairman to sign two contracts with Pursley, Inc. Motion was seconded by Mr. Chetlain and carried unanimously.

RECORD: CONTRACT FILE

3230

3231

UTILITIES - MANATEE RIVER R.V. PARK WATERLINE

Mr. Wilford submitted and recommended approval of a settlement agreement with Manatee River R. V. Park regarding payment for an oversized waterline. The settlement provides:

1. Park will pay the \$440 facility investment fee for each of the remaining 112 spaces.
2. The County shall pay Park \$25,370 for oversizing the water line.
3. Each party releases the other to any and all claims.
4. The parties acknowledge that this agreement has no application to future construction phases.

Thomas Bennet, Developer of the Park, was present to answer questions.

Mrs. Hooper moved to approve the agreement between the County and Manatee River R.V. Park and to authorize execution by the Chairman. Motion was seconded by Mr. Hagaman and carried unanimously.

RECORD: CONTRACT FILE

3232

PERSONNEL: BURTON THOMAS (TRANSFER)

Following discussion that questions regarding the transfer of Burton Thomas from the Sheriff's Department to Parks & Recreation had not been answered, recommendation for vacation leave accrual rate was deferred.

VETERANS MONUMENT

Wilbur Jackson, Veterans Council Chairman, requested \$15,000 to help fund a Veterans Monument, to be erected north of Manatee Memorial Hospital on the Manatee River, as a tribute to all veterans.

Motion was made by Mrs. Hooper, seconded by Mr. Chetlain and carried unanimously, to approve the request of the Veterans Council for \$15,000 to erect a Veterans Monument.

MENTAL HEALTH FUNDING - RAPE CRISIS CENTER

Barbara Johnson, Human Services Department, relayed recommendation by the Health Advisory Committee to approve request of Manatee Mental Health Center Inc. for \$15,000 (from the Health Care Trust Fund) to help offset a cut in State funding for the Rape Crisis Center

Mr. Chance moved to approve the request. Motion was seconded by Mrs. Hooper and carried unanimously.

RECORD ADDENDUM: CONTRACT FILE

#3123

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Cont'd

FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM - 1986-1990

Mr. Chance moved to adopt

R-86-56 A RESOLUTION ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM AND ADOPTING A POLICY REGARDING THE ADMINISTRATION OF THE FIVE YEAR CAPITAL IMPROVEMENT PROGRAM
(Rescinding Resolution R-85-21)

Motion was seconded by Mr. Hagaman and carried unanimously.

RECORD RESOLUTION

S35-237

COUNTY ADMINISTRATOR'S CONSENT AGENDA

Upon motion by Mr. Chance, seconded by Mrs. Hooper, the County Administrator's Consent Agenda was unanimously approved. Items APPROVED included:

STREET VENDOR PERMITS

Tom Doyle, Seafood sales (Treasure Seafood), 9905 46th Avenue West.

TRANSIT: BUS SERVICE

1. 25-cent one-way fare to Easter Sunrise Service at Desoto Landing;
2. Transfer up to \$168 to reimburse Transit for the cost differential.

SANITARY LANDFILL

Univac Pump and header pipe (7 mo); Wellpoints, header pipe & swing joints (5 mo) - Sole source rental from Acme Wellpoint not to exceed \$22,633.50.

OCEAN DUMPING: EPA STATUS REPORT/TAMPA BAY DREDGING

Chairman to execute letter to EPA re Environmental Impact Statement.

PERSONNEL MANNING LEVELS

Adoption of Resolutions implementing classification and pay rate changes as reflected in the Manatee County Classification and Pay Plans approved 1/28/86, to be effective 3/8/86:

S35-238	R-86-60	County Administrator	R-86-61	County Attorney	S35-239
S35-240	R-86-62	County Commission	R-86-63	Community Services	S35-241
S35-242	R-86-64	Court Administration	R-86-65	Land & Natural Resources	S35-243
S35-244	R-86-66	AA/EEO	R-86-67	Central Services	S35-245
S35-246	R-86-68	Data Information Services	R-86-69	Office Management & Budget	S35-247
S35-249	R-86-71	Parks & Recreation	R-86-72	Planning & Development	S35-250
S35-251	R-86-73	Public Safety	R-86-74	Public Transportation	S35-252
S35-253	R-86-75	Public Utilities	R-86-76	Soil Conservation	S35-254

(Levels remain unchanged in above Departments).

S35-248 R-86-70 Personnel
Add: 1 Office Assistant III; 1 Office Assistant IV; 1 Personnel Technician; 1 Personnel Analyst
Delete: 1 Secretary III
Department Level - increase from 9 to 12.

RECORD RESOLUTIONS**PERSONNEL/PAY GRADE NUMBERS**

- * R-86-59 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA PROVIDING FOR ADOPTION OF CERTAIN MODIFICATIONS TO THE NUMERICAL DESIGNATIONS ASSIGNED TO THE PAY GRADE TABLES APPROVED ON JANUARY 28, 1986 TO BE IMPLEMENTED ON MARCH 8, 1986.

RECORD RESOLUTION

S35-255

IMPACT FEES/LAND DEVELOPMENT CODE AMENDMENT

R-86-78 A RESOLUTION INITIATING AN AMENDMENT TO THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE TO PROVIDE FOR IMPACT FEES.

RECORD RESOLUTION

S35-256

(End Consent Agenda)

* Rescinded by R-86-94, 4-7-98

BUDGET AMENDMENTS

Motion was made by Mr. Hagaman and seconded by Mr. Chance to adopt Budget Amendments amending the 1985-86 Budget, providing for receipt and appropriation of unanticipated revenues and item to item transfers. Voting "Aye" were Mr. Hagaman, Mr. Chance, Mrs. Hooper and Mr. Fletcher. Voting "No" was Mr. Chetlain. Motion carried.

LIBRARY (86-87/1)

Increase Revenue
Human Services Seminar Fees
Increase Expenditure
Transfer to Library

\$628.00
RECORD RESOLUTION S35-257

Increase Revenue (86-87/2)

Transfer from 001 Library Fund
Increase Expenditure
Professional Services

\$628.00
RECORD RESOLUTION S35-258

HUMANS SERVICES (86-88)

Increase Revenue
Human Services Seminar Fund
Increase Expenditure
Printing, Professional Svs,
Office Supplies, Misc.

\$607.00
RECORD RESOLUTION S35-259

WORK RELEASE (86-89/1)

From: Sheriff's Stockade
Tom: Transfer to 315

\$449,700.00
RECORD RESOLUTION S35-260

Increase Revenue (86-89/2)

Work Release Fac Expansion
Increase Expenditure
Buildings, Reserve for Contingency

\$449,700.00
RECORD RESOLUTION S35-261

FAIR ASSOCIATION (86-90)

From: Fund Balance
To: Utilities

\$4,534.00
RECORD RESOLUTION S35-262

LAWSUITS - RALPH VARNER vs MANATEE COUNTY

Upon recommendation by the County Attorney, motion was made by Mr. Chance to approve settlement of the lawsuit Ralph Varner vs. Manatee County (arising out of Equal Employment Opportunity complaint against the Planning Department) and to authorize the Chairman to sign a settlement agreement, including payment by County for attorney fees not to exceed \$3,000. Motion was seconded by Mr. Hagaman and carried unanimously.

RECORD: CONTRACT FILE 3233

FRATERNAL ORDER OF POLICE - USE OF COUNTY LOGO

The County Attorney recommended approval of a request by the Fraternal Order of Police, Manatee Lodge Number 70, to use the Manatee County logo on baseball caps to be sold to raise funds for a new clubhouse.

Mrs. Hooper moved to approve the request. Motion was seconded by Mr. Chetlain and carried unanimously.

EPA SETTLEMENT AGREEMENT

The County Attorney recommended acceptance of the executed settlement agreement between Manatee County and the United States Environmental Protection Agency, along with the forwarding letter from Dean Uhler, EPA attorney. (Re: Highway catalytic converters/violation Clean Air Act.)

Motion was made by Mr. Chance, seconded by Mr. Hagaman, to approve the recommendation of the County Attorney. Motion carried unanimously.

RECORD SETTLEMENT 3180

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BRADENTON BEACH RECREATION AREA BUILDING PERMIT

The County Attorney advised that the building permit for extension of barge docking facilities, rest rooms, and picnic tables on Bradenton Beach has been delayed by the City of Bradenton Beach due to a site plan approval requirement (not covered in the grant or the existing contract). He recommended a Board member attend the City Council meeting on March 6, 1986 to clarify the County's position.

Disposition: Mr. Chetlain, Mr. Rice and Mr. Pascuzzi, and possibly Mr. Fletcher, to attend.

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Hagaman, seconded by Mr. Chetlain, the Clerk's Consent Calendar for March 4, 1986 was unanimously approved.

BILLS FOR PAYMENT:

Hendry Corp - Groin Reconstruction	\$ 29,273.26
Cone Constructors - EPA #4 Trans Force Main	161,547.06
Camp Dresser & McKee - Eng of Record Agmt	18,238.50
- W/A #2 Rate Structure	2,725.67
- Ph 1 SW Facilities	20,447.63
Woodruff & Sons Inc - 57th Av W/26th St W Pymt #2	75,628.80
M&M/Taddie - EPA Pymt #7 N W/W Facilities	193,819.34
Danis/Shook - EPA Pymt #10 SW Facilities	917,469.00
Scarborough Constructors - EPA Pymt #5 SE Facilities	260,590.63
Larson Engineering - N Facilities	9,673.45

REFUNDS:

Jamie Carrion - SP-86-34 w/drawn	287.00
Robert Simmons - Animal Cage Deposit	20.00
Doni Kruse - Animal Cage Deposit	20.00
R. Martinetti - Safety Seat Refund	15.00

AUTHORIZE CHAIRMAN TO SIGN

Partial Release Special Assessment Liens:
George & Linda Leyva - Project #5009
William H. Garland - Proj #655

APPROVE, RATIFY AND CONFIRM

Special Interest Instructors Agreement: Lemuel D. Miller.

RECORD: CONTRACT FILE

3234

ACCEPT FOR THE RECORD

Johnson Smith Company Industrial Development Revenue Bonds
\$1,500,000, 1985 Series: Documents/Bound Volume
(W. Paul Hoenle, developer)

MINUTES FOR APPROVAL

January 23, 28, 30, 1986 February 4, 6, 11, 1986

WARRANT LIST:

Approve: February 25, 1986 to March 3, 1986
Authorize: March 4, 1986 to March 10, 1986

HOUSING AUTHORITY

Upon recommendation of the County Administrator, Mr. Chetlain moved to confirm the Governor's appointment of Albert Kossa and Richard Carter to the Manatee County Housing Authority. Motion was seconded by Mr. Chance and carried unanimously.

WATERWAYS LAW ENFORCEMENT AGREEMENT FY85-86 (WCIND/SHERIFF/COUNTY)

Motion was made by Mr. Chetlain, and seconded by Mr. Hagaman, to authorize the Chairman to initial changes (Section 3, lines 5,6,7) recommended by the Department of Natural Resources to the Agreement by and between the County, the Sheriff and West Coast Inland Navigation District (executed by County 1/21/86). Motion carried unanimously.

RECORD: CONTRACT FILE
#3200

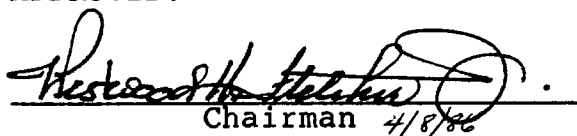
MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

 Clerk

APPROVED:

 Chairman 4/8/86

Adj: 12:19 p.m.