

JUNE 10, 1986

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, June 10, 1986, at 9:01 a.m.

Present were Commissioners:
Westwood H. Fletcher, Jr., Chairman
Edward W. Chance, Vice-Chairman
Kent G. Chetlain
Patricia M. Glass
Maxine M. Hooper

Also present were:
Ronald H. 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 Rev. Jack Fowley, First Christian Church.

The meeting was called to order by Chairman Fletcher.

Witnesses and staff giving testimony were duly sworn (except where noted).

ORDINANCE 86-11: NO PARKING

Public hearing (Notice in the Bradenton Herald, 5/21/86) was declared open to consider

ORDINANCE 86-11, AMENDING MANATEE COUNTY ORDINANCE 84-04; AS AMENDED BY ORDINANCES 84-15 AND 84-24, TO PROHIBIT THE STOPPING, STANDING OR PARKING OF MOTOR VEHICLES ON 24TH AVENUE DRIVE WEST (BOOTS POINT ROAD) FROM MIGUEL LOOP ROAD NORTH TO DEAD END; AND GEORGIA AVENUE FROM BAYSHORE GARDENS PARKWAY NORTH TO DEAD END, COUNTY MAINTAINED STREETS LOCATED WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

The public comment portion of the meeting was closed.

Mr. Chance and Mrs. Hooper asked what impact this ordinance would have on a private boat ramp at Boots Point Road which is used as a business, an only source of income, by an elderly gentleman.

R. A. Wilford, Public Works Director, said he was not familiar with the circumstances and not prepared to address the question.

Mr. Chance moved to continue the public hearing on Ordinance 86-11, to 9:00 a.m. on June 17, 1986 or soon thereafter. Motion was seconded by Mrs. Hooper.

Under discussion Mr. Chetlain noted that residents have requested the ordinance because of the nuisance/problems with parking and drunks.

Voting "Aye" were Mr. Chance, Mrs. Glass, Mr. Fletcher and Mrs. Hooper. Mr. Chetlain voted "Nay". Motion carried.

June 10, 1986

(Cont'd)

ORDINANCE 86-12: SPEED LIMITS

Public hearing (Notice in the Bradenton Herald 5/21/86) was declared open to consider

ORDINANCE NO. 86-12 AN ORDINANCE OF MANATEE COUNTY, FLORIDA AMENDING MANATEE COUNTY ORDINANCE 84-05 TO PROHIBIT THE TRAVEL OF VEHICLES AT SPEEDS IN EXCESS OF THE ESTABLISHED LIMIT ON 35TH AVENUE WEST FROM 14TH STREET WEST TO 9TH STREET COURT WEST; 20TH STREET EAST FROM 50TH AVENUE EAST TO 49TH AVENUE EAST; 45TH STREET COURT WEST FROM U. S. 19 TO PALMETTO POINT DRIVE; COMMONWEALTH ROAD (8TH AVENUE WEST) FROM PALMETTO POINT DRIVE NORTH TO DEAD END; ARLINGTON ROAD (45TH STREET BOULEVARD WEST) FROM PALMETTO POINT DRIVE NORTH TO DEAD END; 43RD STREET BOULEVARD WEST FROM U.S. 19 TO PALMETTO POINT DRIVE; OLD TAMPA ROAD FROM U.S. 301 TO FT HAMER ROAD; 30TH STREET WEST FROM CORTEZ ROAD (SR 684) TO 52ND AVENUE TERRACE WEST; AND 41ST AVENUE EAST FROM U.S. 301 TO DEAD END; COUNTY MAINTAINED STREETS LOCATED WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Harry Mendenhall, Public Works Department (Highway & Engineering), advised that a majority of residents in the area had petitioned for a change in speed limit(s).

Martin Tonne, Arlington Road, representing residents in Bay Colony and Palmetto Point, commented that the proposed speed limit(s) within those two subdivisions would create a "checkerboard pattern" and requested the Board approve 25 MPH on all the streets in these areas.

Frank Size, past Chairman of the Bay Colony Property Association, supported reducing the speed limit to a uniform 25 MPH. He noted there is a variance in width of roads in Bay Colony and Palmetto Point and some are too narrow to sustain current speed limits.

The public comment portion of the hearing was closed.

Mr. Chetlain moved adoption of Ordinance 86-12 to prohibit the travel of vehicles at speed in excess of the established limit to be posted at 25 MPH on the following roads:

35th Avenue West (from 14th Street West to 9th Street Court West)
20th Street East (20th Street East from 50th Avenue East to 49th Avenue East)
45th Street Court West (from US 19 to Palmetto Point Drive)
Commonwealth Road/8th Avenue West (from Palmetto Point Drive north to dead end)
Arlington Road/45th Street Boulevard West (from Palmetto Point Drive north to dead end)
43rd Street Boulevard West (from US 19 to Palmetto Point Drive)
Old Tampa Road (from US 301 to Ft. Hamer Road)
30th Street West (from Cortez Road/SR 684 to 52nd Avenue Terrace West)
41st Avenue West (from US 301 to dead end)

Mr. Chance seconded the motion for discussion. He objected to a 25 MPH speed limit on Old Tampa Road because it is a major thoroughfare, away from Palmetto Point and Bay Colony, and suggested approval of 45 MPH recommended by the traffic engineer.

Mr. Chetlain deleted from his motion any reference to Old Tampa Road. Motion carried unanimously.

Mr. Chance moved that Old Tampa Road speed limit be posted, recommended by the Engineering Section of the Public Works Department:.

Old Tampa Road (from US 301 to Ft. Hamer Road) 45 MPH

Motion was seconded by Mrs. Hooper and carried unanimously.

RECORD ORDINANCE

S35-422

AUDITOR SELECTION

Pursuant to recommendation by the Auditor Selection Committee (memorandum of June 6, 1986) oral presentations were heard from

Coopers & Lybrand - by Richard Brown, John Rolfs
Arthur Young - May Zima & Company (a Joint Venture) -
by John Vodenicker
Touche Ross & Company - by Edward Boykin, Rhett Harrell,
Craig Edwards

Board members were addressed questions to representatives of each firm after individual presentations.

Mr. Chance expressed concern about possible conflict of interest by Touche Ross in serving Manatee County as that firm's clients include the City of Palmetto and the Sarasota-Manatee Airport Authority with whom Manatee County is presently involved in litigation.

Recess/Reconvene. All members present.

The Board ranked the firms as follows:

- (1) Coopers & Lybrand
- (2) Touche Ross & Company
- (3) Arthur Young - May Zima & Company

Mrs. Hooper moved to authorize the County Administrator and the Clerk of Circuit Court to negotiate with the firms in the order of ranking and return with a contract on June 24, 1986. Motion was seconded by Mr. Chetlain. Motion carried unanimously.

AFFIRMATIVE ACTION ADVISORY COMMITTEE

By memorandum dated May 23, 1986, Gary Dye, Acting Director of the office of Affirmative Action and Equal Employment Opportunity, submitted recommendations for membership on the Affirmative Action Advisory Committee to fill three vacancies:

Jeff Burdick, Assistant Chief, Emergency Medical Services Public Safety Department
Janice Dunbar, Office Assistant III, Facilities Management Division, Office of Central Services.
William Griffin, Library Assistant, Community Services Department.

Mr. Chance moved to appoint Jeff Burdick, Janice Dunbar and William Griffin for three-year terms. Motion was seconded by Mrs. Glass and carried unanimously.

ZONING REQUESTS: QUARTERLY SCHEDULING

Fred Goodrow, Planning Director, commented that a proposal to schedule zoning requests on a quarterly basis is a workable concept and would give the staff more time to prepare for those meetings.

Mrs. Glass said she had proposed scheduling zoning requests on a quarterly basis as a matter of efficiency and to provide the Board a better picture of the cumulative impact of zoning decisions. She suggested a work session with the County Administrator and Planning Director to discuss procedure and possibility of certain administrative items that might be placed on the regular agenda.

Mr. Chance indicated he would like to receive input from the community and expressed concern about the effect a three-month interim would have on an applicant's ability to secure financial commitment.

Following discussion, Chairman stated a work session will be scheduled in the near future.

TOURIST DEVELOPMENT - RESORT TAX

Maurice Goodnight, Vice-Chairman of the Tourist Development Council (TDC), submitted recommendation of TDC that the Manatee Local Option Tourist Development Tax of 2 percent (in effect since January 1981) be increased to 3 percent, effective fiscal year 1986-87. It was estimated that the extra one percent would generate \$350,000 revenue the next fiscal year. Recommendation of the TDC, League of Cities and Towns and Mayors, the Chamber of Commerce and City of Anna Maria was that the additional one percent be used exclusively for beach improvements, maintenance, renourishment, restoration and erosion control.

June 10, 1986

(Cont'd)

Commissioner Fernald, Town of Longboat Key, and member of League of Cities, supported the idea of one percent increase. Petition had been submitted supporting the one percent share being paid by Longboat Key resort owners going into a special fund to be used for beach restoration on the north end of Longboat Key.

Upon question Mr. Goodnight indicated that the hotel/resort owners who are members of the TDC voted against the tax increase.

Discussion: Beach Study, repair of groins.

Mrs. Glass moved to authorize the County Attorney to draft the appropriate ordinance to increase the resort tax from two to three percent as recommended by the TDC. Motion was seconded by Mr. Chance and carried unanimously.

FOUR STAR INDUSTRIAL PARK - F/PLAT TIME EXTENSION

Upon request by Jim Farr, Larson Engineering, that the Board grant a 60-day time extension for recording the Four Star Industrial Park Final Subdivision Plat, the Chairman stated this item will be placed on the agenda of June 12, 1986.

EMERGENCY MEDICAL SERVICE

John M. Dorling, employee of the Emergency Medical Service (EMS), commented that current management and administrative decisions concerning proposed cutbacks in the EMS service levels to the eastern portion of Manatee County will increase response time and travel distance.

The Chairman advised that rearrangement of service is scheduled for a future agenda and suggested a presentation be made at that time.

ELECTIONS: VOTER REGISTRATION CARDS

Jim Seuffert, Director of Office of Management and Budget, advised that normally voter registration cards would be replaced at the beginning of the term of a Supervisor of Election; however, in order to avoid duplication of mailing additional new cards after corrections and creation of new precincts, Robert Sweat now plans to mail new cards to all registered voters in Manatee County. The County postage budget does not have sufficient funds to cover the \$25,000 estimated cost and Mr. Sweat has agreed to pay \$10,000 toward the cost of mailing 101,000 new voter registration cards. Options for funding the balance of \$15,000 include:

- (1) Using Reserve for Contingency funds;
- (2) Re-allocating monies from another department or agency budget.

Discussion: Distributing new cards to polling places to be given to voters during the primary election; allocation of funds for postage in Constitutional Officers' budget; publicizing change of precincts, etc.

The County Attorney commented that the Supervisor of Elections is required by Law to mail a new card to every registered voter affected by new precincts; however, he could not find in Chapters 97-98, Florida Statutes, a requirement that, due to change of officers, a new card must be mailed to every registered voter.

Mr. Chetlain moved to approve funding for the mailing of cards to the 35,000 voters affected by new or revised precincts. Motion was seconded by Mrs. Hooper.

Discussion: Statute requirement that people whose precinct has been changed must be notified; Supervisor of Elections to pay for cards with new officer's name.

Mr. Chance moved to call the question. Motion was seconded by Mrs. Glass and carried unanimously.

Vote on original motion: Unanimous.

LAWUIT: VITALE & HORN

Alan H. Prather, attorney for the Plaintiffs in lawsuit

Re: Ralph Vitale and Joe Horn vs Manatee
County Case No. CA-84-1185 in Circuit Court.

which challenges County initiated rezoning of his client's property (February 23, 1984) from two-family residential (R-2) to one-family residential (R-1AB) referred to his letter of June 9, 1986, reviewing the litigation. This lawsuit is a follow-up to previous litigation filed by his clients which sought a Writ of Mandamus against the County to order approval of a preliminary subdivision plat which the Board had improperly denied and resulted in a judgment in favor of Vitale and Horn.

The plaintiffs have proposed that the County initiate rezoning of the property from the present R-1AB district to either R-2 or R-1T (single family townhouse district). In addition the County would pay the actual attorney's fees of \$2,040.

The County Attorney indicated that if the Board wishes to pursue settlement of this matter, it may accept the written offer of settlement prepared by Mr. Prather and adopt Resolution R-86-133 initiating a rezone of the subject property.

Upon request by Mr. Chance, the matter was deferred to the June 17, 1986 meeting.

CITY OF PALMETTO, FOURTH OF JULY CELEBRATION

The County Administrator relayed request from Bill Orr, Chairman of the Fourth of July Celebration, requesting the Board contribute \$2,000 for the fireworks display.

Jim Seuffert advised that this request could be funded from the County Commissioners travel and equipment line items.

Rick Ashley, Chief Deputy Clerk, advised that this organization would have to meet Board guidelines concerning agency funding, and it was pointed out by the County Attorney that the organization would have to comply with the County Ordinance regulating fireworks.

Mr. Orr explained that the organization has proper insurance and the funds would go to the City of Palmetto for the pyrotechnics and not to the Celebration Committee.

Mr. Chance moved to authorize staff to prepare a budget amendment resolution transferring \$2,000 from the Board of County Commissioners travel or equipment line items to the City of Palmetto. Motion was seconded by Mrs. Glass and carried unanimously.

COUNTY ADMINISTRATOR'S CONSENT AGENDA

Upon motion by Mrs. Glass, seconded by Mrs. Hooper, the County Administrator's Consent Agenda for June 10, 1986, was unanimously approved, after deletion of

- (1) Award bid to Philbin & Coine for Transit Advertising Concession.

To be handled by separate motion:

- (2) Joint Participation Agreement with FDOT, Resolution R-86-129 to fund service to Whitfield Industrial Area.
- (3) Manning Level Resolution R-86-132, Central Services
- (4) Change Order No. 3, to Acme Wellpoint of Florida for leachate collection system.
- (5) Execution of contracts with Camp, Dresser & McKee, George F. Young and Lockner for Development of Regional Impact Review;
- (6) Change Order #1 to Zoller & Najjar Engineering for design, construction of bathroom facilities at Coquina Beach and Palma Sola Causeway.

Items Approved included:

DEEDS & EASEMENTS

1. U.S. Government Lot 5 - Warranty Deed from Robert L. Trohn; Partial Release from Janet R. Hodges, Fred Langford, and Southeast Bank, N.A. (trustees of the Kellogg New College Trust Fund).
2. Bayshore Road (Old US Route 41)- Utility Easement from Terra Ceia Village, Ltd; compensation \$5,200.

June 10, 1986

(Cont'd)

STREET VACATIONS

Adoption of Resolutions setting public hearings on July 8, 1986:

R-86-116-V RESOLUTION DECLARING PUBLIC HEARING ON APPLICATION BY VERA P. JONES FOR VACATION OF ALLEYWAY IN LEFFINGWELL'S ADDITION TO ELLENTON SUBDIVISION (PLAT BOOK 1, PAGE 201-A).

RECORD RESOLUTION S35-423

R-86-120-V RESOLUTION DECLARING PUBLIC HEARING ON APPLICATION BY FRED KATZ FOR THE VACATION OF RIGHT OF WAY IN ROYAL PALM GARDENS (PLAT BOOK 5, PAGE 17).

RECORD RESOLUTION S35-424

UMTA GRANTS - TRANSIT EQUIPMENT

Adoption of

R-86-128 RESOLUTION APPROVING JOINT PARTICIPATION AGREEMENT WPI #1815534 BETWEEN MANATEE COUNTY COMMISSIONERS AND THE FLORIDA DEPARTMENT OF TRANSPORTATION CONCERNING THE UMTA CAPITAL GRANT FOR FY 1986, AND AUTHORIZING THE CHAIRMAN OR VICE-CHAIRMAN TO EXECUTE SAID AGREEMENT.

(Joint Participation Agreement for purchase of mid-size lift buses; lift vans; administrative wagon; diesel engines; transmissions; bus stop signs. Share: Federal \$373,600; State \$46,700; County \$46,700).

RECORD RESOLUTION S35-425
RECORD: CONTRACT FILE 3289

EL CONQUISTADOR PARKWAY EXTENSION

Acceptance of approximately 1,337 feet for County maintenance (OR Book 703, Page 731).

SUMMER FOOD PROGRAM

Award of bid to G. A. Food Service, Inc., to exceed \$65,076; subsequent execution of contract; issuance of notice to proceed upon execution of contract and receipt of performance bond and insurance certificate.

COMMUNITY CARE ELDERLY

1. Award Adult Day Care to Manatee Council on Aging, Inc., on an as required unit price basis of \$3.26/unit (7/1/86 to 6/30/87); subsequent execution of contract; notice to proceed after execution of contract and receipt of insurance certificate.
2. Award on an as required unit price basis for period 7/1/86 to 6/30/87; subsequent execution of contract; issue notice to proceed after execution of contract and receipt of insurance certificate:
Medical Personnel Pool, Inc. - Homemaker \$7.09/unit
Upjohn Health Care Services - Personal Care \$7.27/unit;
Respite \$6.38/unit;
3. Extend contracts with Medical Personnel Pool, Inc. and Upjohn Health Care Services from 7/1/87 to 6/30/88 on as required unit price basis upon mutual agreement and availability of funding (Homemaker \$7.52/unit; Personal Care \$7.56/unit; Respite \$6.64/unit).

UTILITIES

1. Master Lift Station Flow Meters - Award bid to Controlotron Corp. not to exceed \$12,250; subsequent execution of contract; issue notice to proceed after execution of contract and receipt of performance bond and insurance certificate.
2. Envelopes (billing) - Award bid to Tampa Envelope Manufacturing & Paper Co., Inc. and Double Envelope Corporation on an as required unit price basis.

PUBLIC HEALTH FACILITY

Enter into contract negotiations with Ellerbe Associates, Inc. for design of new facility and renovation of existing building.

SURPLUS PROPERTY

Classify excess property as surplus per Florida Statute 274.05 to enable disposal in accordance with County Ordinance 84-02.

RECORD LIST S35-426

(End Consent Agenda)

UMTA GRANTS - TRANSIT BUS SERVICE

Upon motion by Mr. Chance, seconded by Mrs. Hooper, the following Resolution was unanimously adopted:

R-86-129 RESOLUTION APPROVING JOINT PARTICIPATION AGREEMENT WPI #1815539 BETWEEN MANATEE COUNTY COMMISSIONERS AND THE FLORIDA DEPARTMENT OF TRANSPORTATION CONCERNING THE SERVICE DEVELOPMENT PROPOSAL FOR WORK-HOUR BUS SERVICE TO THE WHITFIELD MANUFACTURING AREA, AND AUTHORIZING THE CHAIRMAN OR VICE-CHAIRMAN TO EXECUTE SAID AGREEMENT.

(Joint Participation Agreement to fund development of work-hour bus service. Share: UMTA \$30,000; State \$15,000; County \$15,000).

RECORD RESOLUTION S35-427
RECORD: CONTRACT FILE 3290

PERSONNEL MANNING LEVEL

Upon motion by Mr. Chance, seconded by Mrs. Hooper, R-86-132 Resolution authorizing Personnel Manning Level changes was unanimously adopted:

CENTRAL SERVICES

Add: 1 Architectural Assistant

Department Level: Increase 91 to 92

RECORD RESOLUTION S35-428

LANDFILL LEACHATE COLLECTION SYSTEM

Motion was made by Mrs. Hooper, seconded by Mr. Chetlain and carried unanimously, to authorize issuance of Change Order No. 3 to the original purchase order of Acme Wellpoint of Florida, Inc., increase \$1,943.92 (Sanitary Landfill leachate collection system).

DEVELOPMENT OF REGIONAL IMPACT (DRI) REVIEW

In connection with an item deleted from the County Administrator's Consent Agenda:

- (5) Execution of Contracts with Camp Dresser & Mckee, George Young and Lockner for Development of Regional Impact (DRI) Review,

Mr. Chance expressed concern that County funds were being used to review a DRI (Cypress Banks) which is inconsistent with the Manatee Plan and questioned whether it was a legal expenditure.

The County Attorney said he could not provide legal opinion at the moment.

Following discussion, Mr. Chance moved to defer action until this matter has been thoroughly reviewed by legal counsel. Motion was seconded by Mr. Chetlain and carried unanimously.

NOTE: See action later in meeting.

PARKS AND RECREATION: COQUINA BEACH; PALMA SOLA CAUSEWAY

Sim Smith, Purchasing Director, (memorandum June 2, 1986) explained that due to permitting requirements and coordination with Federal, State and local agencies, it was necessary for Zoller Najjar to revise plans, specifications, drawings and permit applications in connection with construction of new bathroom facilities at three Coquina Beach locations and Palma Sola Causeway. This increased the cost figure of the original purchase order by \$5,198.68. He requested Change Order No. 1 be authorized to Zoller Najjar to cover this increase.

Discussion: Jurisdiction of Palma Sola Causeway; County maintenance of bathroom facilities located within the City of Bradenton, etc.

Mrs. Glass moved to authorize issuance of Change Order No. 1 to Zoller & Najjar Engineering, Inc. for design, construction drawings and specifications for reconstruction and/or construction of new bathroom facilities at three Coquina Beach locations and at Palma Sola Causeway, \$5,198.68 increase, total not to exceed \$12,798.68. Motion was seconded by Mrs. Hooper and carried unanimously.

June 10, 1986

(Cont'd)

BUDGET AMENDMENTS

Upon motion by Mr. Fletcher, seconded by Mr. Chetlain, resolutions were unanimously adopted, amending the 1985-86 budget to provide for the receipt and appropriation of unanticipated revenues and item to item transfers.

<u>COMMUNITY SERVICES</u>	B-86-148	
<u>Increase Revenue:</u>		
FY 86 Summer Food Program		
<u>Increase Expenditures:</u>		
Regular salaries, temporary employees, supplies		\$115,493.00
		<u>RECORD RESOLUTION</u> S35-429

<u>CENTRAL SERVICES</u>	B-86-149	
From: General Fund, Reserve for Contingency		
To: Construction		\$ 3,554.00
		<u>RECORD RESOLUTION</u> S35-430

HAZARDOUS WASTE MANAGEMENT RESPONSE TEAM (HAZMAT)

In response to inquiry concerning County responsibility to clean hazardous waste spills, Mark Barnebey, Assistant County Attorney, (memorandum, May 23, 1986) advised that

- (1) There appears to be no duty on behalf of the County to clean hazardous waste spills but that this obligation rests with the organization which causes the spill and the Florida Department of Community Affairs.
- (2) The County may be immune from liability caused by cleanup efforts on its own behalf done in emergency hazardous situations.
- (3) The County may provide funds to a quasi-public, non-profit agency if the terms of the gift are properly set forth, but the Board should be aware that any cleanup efforts, either through the Hazardous Waste Management Response Team (HAZMAT) or on its own, probably will result in a potential increase in the liability of the County for actions taken on behalf of the County in cleanup operations.

Discussion: Fire Districts taxing authority; interlocal agreements with Fire Districts to provide this service; funding for training of response team; assessment of industrial chemical users; liability insurance.

Henry Sheffield, Braden River Fire Chief, said the Department of Community Affairs has a response team, and the Districts are proposing to establish a first response chemical emergency team who will request on-scene assistance by the Fire Districts, EMS, and/or any public safety agency where there are accidents involving hazardous materials. He requested funding assistance of \$15,000 for equipment and indicated the Fire Districts will supply the manpower.

Discussion/suggestion: County Administrator meet with Fire Districts and submit recommendation to Board on appropriate agreement; staff request Department of Community Affairs to fund equipment; any contribution by County be made to Department of Community Affairs for transfer to fire departments to relieve County of being in a position of having created this agency and being held liable for any negligence on the part of the agency.

Mrs. Glass moved to defer this matter to the County Administrator for preparation of an administrative plan. Motion was seconded by Mr. Chance and carried unanimously.

GREEN BRIDGE

Tedd Williams, Chief Assistant County Attorney, advised that the County can obtain ownership of the Green Bridge and an easement to the underlying submerged land to enable the County to operate the bridge as a fishing pier. He mentioned two caveats (1) at this point, there is no arrangement or understanding with respect to concession stands; (2) County is at risk of having to repair any storm damages, etc.

Discussion: City of Palmetto assuming jurisdiction of bridge, leasing the pier.

Mr. Chance moved to adopt Resolution

R-86-137 RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA EXPRESSING ITS COMMITMENT
TO ASSUME OWNERSHIP AND TAKE RESPONSIBILITY FOR MANAGING
THE GREEN BRIDGE FISHING PIER

which supercedes Resolution R-86-113 (5/13/86). Motion was seconded by Mrs. Hooper. Voting "Aye" were Mr. Chance, Mr. Chetlain, Mrs. Glass and Mrs. Hooper. Mr. Fletcher voted "Nay". Motion carried.

RECORD RESOLUTION

S35-431

WESTSIDE CHRISTIAN CHURCH

Mr. Chance moved to authorize the Chairman to execute an agreement with Westside Christian Church granting permission for the use of certain county roads for conducting a Vacation Bible School Parade, Saturday, June 14, 1986 between the hours of 1:30 and 2:30 p.m. Motion was seconded by Mr. Chetlain and carried unanimously.

RECORD: CONTRACT FILE

3291

CIVIC CENTER

Motion was made by Mrs. Glass, and seconded by Mr. Chetlain, to accept into the record a resolution of the Civic Center Authority requesting extension of surety bonds of Federal Construction Company, S.I. Goldman and Miller Painting. Motion carried unanimously.

ORDINANCE 86-13: VENDORS & PEDDLERS

Upon request from the County Attorney, Mrs. Glass moved to defer to June 17, 1986, publication of amendments to Ordinance 86-13. Motion was seconded by Mrs. Hooper and carried unanimously.

IMPACT FEE ORDINANCE

Mrs. Glass moved to authorize the Chairman to send a letter to municipalities regarding applicability of the Impact Fee Ordinance to incorporated areas of Manatee County. Motion was seconded by Mr. Chetlain and carried unanimously.

STREET VENDOR PERMITS (VARIOUS)

Barbara Levin, Assistant County Attorney, (memorandum, June 10, 1986) recommended approval of street vendor permits as follows:

86-P-32 to Starburst Novelty Co., Inc/Ron Miller - sparklers;
86-P-33 to Starburst Novelty Co, Inc/Ron Miller - sparklers;
86-P-34 to Ron Miller - sparklers;
86-P-35 to E. Jane Long - ice cream;
86-P-36 to G. L. Miller - ice cream.

Mrs. Glass moved to approve the permits as outlined in the memorandum. Motion was seconded by Mr. Chetlain. Voting "Aye" were Mr. Chetlain, Mr. Fletcher, Mrs. Glass and Mrs. Hooper. Mr. Chance voted "Nay". Motion carried.

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Chance, seconded by Mrs. Hooper, the Clerk's Consent Calendar dated June 10, 1986, was unanimously approved:

BONDS:

Broadmoor Pines Subdivision (83-S-16)

Release:

Sidewalk completion bond (L/C Pan American Bank;
agreement w/FPA Corporation) \$12,720.00

BILLS FOR PAYMENT:

Edwin T. Mulock, Pollution Control Atty - Simanonok	\$ 1,953.45
Larson Engineering - Ellenton Sewage System, pmt #12	10,289.54
Camp Dresser & McKee - Study of Water Supply Sys, pmt#5	5,891.87
CBI NA-CON, Inc - Water storage tank N Cnty area	60,750.00
Danis-Shook of Fl - SW Water Treatment Plant, pmt#14	722,691.90

REFUNDS

Trailer Estates Blood Bank - EMS Service overpayment	10.00
Llindy Lucas - EMS Service overpayment	32.47
Kathleen S. Maturi - facility reservation fee	10.00
Conquistador Bay Club - Animal Cage Deposit	20.00

WARRANT LIST: Approve: June 3, 1986 to June 9, 1986
Authorize: June 10, 1986 to June 16, 1986

June 10, 1986

(Cont'd)

ACCEPT FOR THE RECORD:

- 1) Letter from Governor Graham (5/27/86) appointing Patricia M. Glass as Member of the County Commission of Manatee County.
- 2) Copy of Oath of Office for Patricia M. Glass, County Commission District #4
- 3) City of Palmetto Ordinance No. 264, adopted 5/19, 1986, establishing a Redevelopment Trust Fund.

AUTHORIZE CHAIRMAN TO SIGN:1) Contracts:

- a. Leasing Technology, Inc., Schedules A2, B2, and C2 to agreement for Pillar Motor Generator.

RECORD: CONTRACT FILE 3293

- b. Wendel Kent & Company, Project No. 3086 (9th Avenue West) \$606,303.70; acceptance of performance bond (Fidelity & Deposit Company, surety) and insurance certificate; notice to proceed (bid awarded 5/20/86).

RECORD: CONTRACT FILE 3292

2) Partial Release of Liens:

- a. Sylvia June Tharpe, Proj. 5046
- b. Mary C. Walker, Proj. 5044
- c. Albert A. & Marjorie Brown, Proj. 5047
- d. C. W. & E. Schroeder, Proj. 5047
- e. Norman & Astrid Nordmark, Proj. 5047
- f. Fred & Joyce W. Nabergall, Proj. 676
- g. George A & Joan M. Wyatt, Proj, 827
- h. Robert H. & Lucy P. Ellis, Proj. 5022
- i. Doris M. Carter, Proj. 5022
- j. Leroy G & Elizabeth Klipple, Proj. 5047
- k. Roy E. & Eleanor Hendricks, Proj. 5030
- l. Jack H. & Mary F. Woltz, Proj. 5044
- m. Clarence J. & Eva L. and Lenora K. Vynalek as TR, Proj. 5034
- n. Charles a. & Brenda L. Heins, Proj 5024
- o. Jimmie G. Harris, Proj 5024
- p. Donald G. & Helen A. Passmore, Proj. 5024
- q. Sabino & Natalie Lioce, Proj. 5034
- r. Nelson B. & Lillian D. Fox, Proj. 5047

MINUTES FOR APPROVAL - April 29, 1986**TRAVEL AUTHORIZATION**

Upon motion by Mrs. Glass, seconded by Mr. Chetlain, request for authority to travel was unanimously approved for Mr. Chance to attend the National Association of Counties (NACO) Annual Conference in Las Vegas Nevada, July 12 to July 16, 1986.

Upon motion by Mrs. Glass, seconded by Mrs. Glass, request for authority to travel was unanimously approved for Mr. Rice to attend Beker bankruptcy hearing in New York, June 12, 1986.

DEVELOPMENT OF REGIONAL IMPACT (DRI) REVIEW

Fred Goodrow, Planning and Development Director, requested approval of contracts with Camp Dresser & McKee, Inc., George F. Young, Inc., and H. W. Lochner, Inc., deferred earlier in the meeting.

Responding to question regarding Cypress Banks DRI compliance with the Comprehensive Plan and County is hiring a consultant to review the DRI, Mr. Goodrow advised that the review is a requirement of the legislature and the consultant is to make recommendations for stipulations on the project.

After discussion, Mrs. Glass moved to reconsider previous motion to defer action on contracts for Development of Regional Impact (DRI) Reviews. Motion was seconded by Mrs. Hooper and carried unanimously.

Motion was made by Mrs. Hooper and seconded by Mrs. Glass to execute:

- (1) Contracts with (a) Camp Dresser & McKee, Inc., (b) George F. Young Inc. and (c) H. W. Lochner, Inc. for Development of Regional Impact reviews on an as required unit price basis

RECORD: CONTRACT FILE 3294
3295
3296

June 10, 1986

(Cont'd)

- (2) Work Assignment 86-1 with Camp Dresser & McKee, Inc. for review of Cypress Banks (DRI) on a unit price basis not to exceed \$39,759.00.

RECORD: CONTRACT FILE 3297

Voting "Aye" were Mr. Chetlain, Mrs. Glass, Mr. Fletcher and Mrs. Hooper. Mr. Chance voted "nay". Motion carried.

Mr. Chance suggested that a letter be sent to the Legislative Delegation stating the conflicting position in which the County has been placed by being required to have a Comprehensive Plan and also being required to review a DRI that does not comply with that Plan.

COMMISSIONERS COMMENTS/REPORTS

Participation Projects/County Appraisers

Mr. Chance:

- (1) Request that staff review Participation Projects Ordinance to allow exemptions to people who cannot pay.
- (2) Complaint concerning method in selecting County Appraisers.

Disposition: Referred to the County Administrator.

Braden River (Acquisition of Adjacent Land)

The Chairman acknowledged letter from Southwest Florida Water Management District (SWFWMD), dated June 5, 1986 advising that staff recommendation on purchase of lands adjacent to Braden River, presented June 4, 1986, was deferred to the meeting of July 2, 1986.

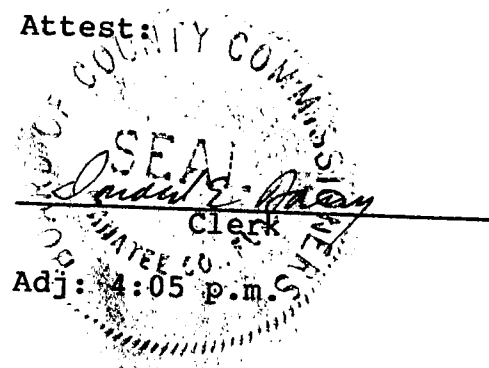
Disposition: Referred to the County Administrator to prepare letter stating the County's position; Mr. Chance to attend SWFWMD meeting on July 2, 1986.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:



Richard H. Fletcher
Chairman 7/22/86