

JULY 10, 1986

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Thursday, July, 10 1986, at 2:05 p.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:
David Rothfuss, Assistant 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.

The meeting was called to order by Chairman Fletcher.

AIRPORT DRI LAWSUIT

Phillip Parsons, Special Counsel for Airport DRI appeal, reported on negotiations for settlement with the Sarasota-Manatee Airport Authority based upon the denial of SP-85-80 and Development Order denying DRI-15 (11/13/85). He advised an Administrative Hearing (on the appeal) is scheduled for July 28, 1986 before the Land and Water Adjudicatory Commission (LWAC) at which time that Commission may act upon stipulations if an agreement (between County and Airport Authority) is not reached. Today's report was based on noise mitigation efforts.

He stated stipulations agreed upon by the Airport Authority in a settlement offer were:

- = Restricting night time flights
- = Equalization of runway utilization (fifty percent of flights taking off over Manatee County; fifty percent over Sarasota)
- = Compensation for impact (buying property; easements, etc)

Discussion: Part 150 study being rejected by Federal Aviation Administration (FAA); LDN contours in 1983 and 1986, etc.

Laddie Irion, representing Airport Authority, answered questions on noise mitigation efforts at the Airport.

Discussion: Area of greatest impact (75 LDN) may be to lessen impact on residents; change runway utilization so flights are equalized (over Manatee and Sarasota Counties); eliminate nighttime departures of other than Stage 3 aircraft; cost of \$90 million to condemn property to eliminate noise; 1983 Greiner report; navigation easements, etc.

Regarding funding for buy-outs, Mr. Parsons stated: funds are available from the Federal Government (\$1.7 million available each year); Airport Authority is willing to fund \$2.5 million; State money is available.

Al McDill, Airport Director, stated these efforts at settlement have not been implemented in the past as a correct ANCLUC study was not available and the question of restricting nighttime flights is now considered to be legally defensible.

William Partridge, representing landowners in flight paths, presented stipulations to be made a part of the Development Order:

- = Mandatory land and/or easement acquisition and relocation assistance be completed prior to issuance of a Certificate of Occupancy for a new terminal complex.
- = Acquisition and assistance shall be completed on all property located within 75, 70, 65 LDN contours as established by the appropriate noise contour maps.
- = Acquisition and assistance shall be provided in accordance with the U. S. Department of Transportation, FAA, Advisory Circular, "Land Acquisition and Relocation Assistance Under the Airport Development Aid Program".

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(Cont'd)

- = Easement acquisition shall be at 20 percent of the appraised value of the real property and improvements thereon.
- = Night time curfew be established for landing and departures of all commercial aircraft between the hours of 10:00 pm and 7:00 am.
- = All non-Part 36 aircraft be excluded from use of the Sarasota-Bradenton Airport.

Discussion: Repaying bond issues; airport profit of \$100,000, etc.

Mr. McDill responded to questions on ability of repaying the bond issue and availability of \$2.5 million for land buy-out.

Suggestion was made to request a continuance from the LWAC until validity of the ANCLUC study is determined.

Recess/Reconvene. All members present.

Mr. Parsons listed the options available to the Board regarding the Airport Authority proposal: accept; reject; counteroffer.

Alan Eckle, Airport Engineer, stated all previous stipulations (drainage, transportation, etc) will be as agreed in November.

Robert Hargreaves questioned the noise study made by the Airport Authority.

Motion: Continuance

Mrs. Glass moved to file a continuance until an approved ANCLUC study is completed. Motion was seconded by Mrs. Hooper and carried unanimously.

Motion: Counteroffer

Motion was made by Mrs. Glass that the Board authorize counsel to draft stipulations as a counteroffer. Motion was seconded by Mr. Chetlain and carried unanimously.

Counsel outlined stipulations to be included as a counteroffer to the Airport Authority:

- = Items presented by Mr. Partridge;
- = Strict enforcement mechanisms;
- = Appropriate insurance on the bonds;
- = Guaranteed payments (for easements and land acquisition);
- = All this be accomplished (along with completion of the ANCLUC study) prior to issuance of Certificate of Occupancy;
- = All stipulations of the previous Development Order be included.

Motion: Stipulations

Motion was made by Mrs. Glass, and seconded by Mr. Chetlain, to send forth a set of stipulations as outlined by counsel. Voting "Aye" were Mrs. Glass, Mr. Chetlain and Mr. Fletcher. Voting "Nay" were Mrs. Hooper and Mr. Chance. Motion carried.

GREEN BRIDGE FISHING PIERS - NAME DESIGNATED

Mr. Chance moved to adopt

R-86-165 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE PLACEMENT AND INSTALLATION OF A PERMANENT MONUMENT IN PROXIMITY TO THE GREEN BRIDGE FISHING PIERS, WHICH MONUMENT SHALL RENAME AND DESIGNATE SAID FISHING PIERS AS THE MAYOR BOB HUNT FISHING PIERS.

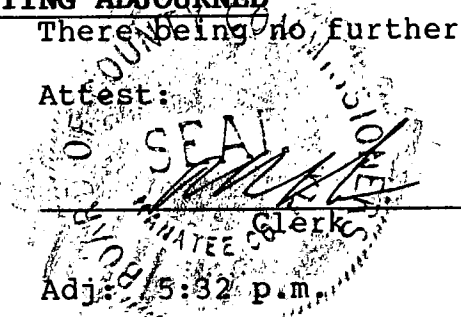
Motion was seconded by Mrs. Glass and carried unanimously.

RECORD RESOLUTION S35-500

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:



APPROVED:

Robert H. Chetlain
Chairman 8/11/86