

DECEMBER 16, 1986

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Tuesday, December 16, 1986 at 9:00 a.m.

Present were Commissioners:
Westwood H. Fletcher, Jr., Chairman
Edward W. Chance, Vice-Chairman
Patricia M. Glass
James J. McGrath

Kent G. Chetlain entered during the meeting

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 Reverend G. E. Young, Ward Temple Ame' Church.

The meeting was called to order by Chairman Fletcher.

All witnesses/staff giving testimony were duly sworn.

JACKSON, WILBUR (DECEASED)

The Chairman announced the passing of Wilbur Jackson, former President of the Manatee County Veterans Council, who was largely responsible for the veterans memorial northside of Manatee Memorial Hospital.

Motion was made by Mr. Chance to authorize the Chairman to prepare the appropriate document recognizing Wilbur Jackson's contribution to the community. Motion was seconded by Mrs. Glass and carried unanimously.

AWARDS

Financial Reporting Achievement

The Chairman presented awards and a Certificate of Achievement from the Government Finance Officers Association for Excellence in Financial Reporting to R. B. Shore, Clerk of Circuit Court, and Peter H. Ramsden, Finance Director.

Certificate of Merit

A Certificate of Merit and Class "A" Award in the amount of \$200.00 was presented to Reid N. Coffey, Central Services, Facilities Management Division, for his suggestion regarding the design and fabrication of a trolley crane to remove steel from the fourth floor of the Courthouse.

PROCLAMATION

Upon motion by Mr. McGrath, seconded by Mrs. Glass, a proclamation was unanimously adopted proclaiming December 14-20, 1986 as "Drunk and Drugged Driving Awareness Week" in Manatee County.

S36-102

PROCLAMATION

Upon motion by Mrs. Glass, seconded by Mr. Chance, a proclamation was unanimously adopted proclaiming December 16, 1986, as "Barbara B. Levin Day" in Manatee County for her outstanding services (legal) and meritorious contributions to Manatee County.

RECORD PROCLAMATIONS

S36-103

TRANSIT ROUTE/FARE CHANGES

Public hearing (Notice in The Bradenton Herald, November 15, 1986) was opened to consider

R-86-315 RESOLUTION AUTHORIZING THE DIRECTOR OF THE PUBLIC WORKS DEPARTMENT TO MAKE CHANGES TO ROUTES 1, 3, 4, 5, 6, 8, 9, AND 10, AND TO INCREASE REGULAR TRANSIT FARES AND HANDI-BUS RATES

R. A. Wilford, Public Works Director, and Richard P. Clarendon, Transit Division Manager, who were present to answer any questions, submitted correspondence regarding the proposed changes.

December 16, 1986

Cont'd

Motion was made by Mrs. Glass, seconded by Mr. Chance and carried unanimously, to enter the correspondence into the record.

Mr. Clarendon reviewed the proposed changes and referred to overviews depicting route changes. He pointed out the need for such changes, i.e., low ridership, diminishing Federal funds, operating budget, etc.

Speaking in opposition to all and/or specific changes were: Marcy Field; Carol Ann Hischen; David Gross; James Duncan; Francis Levin.

Those commenting or submitting questions regarding the proposed changes were: Matilda Stokes and Elizabeth Olson.

Recess/Reconvene. All members present except Mr. Chetlain.

Also speaking in opposition to all and/or specific changes were: Michael Singer, Manatee Council on Aging; Mary Bell; Gerrie McClure; Kathy Ballard; Connie Winone; Betty Sails; Ray Black; Dorothy Graham; Martha Mable Curry.

Additional comments/questions were received from: Maria Osalee; Sabino Lioci; Grace Stephens; James MacIntosh; Cary May Horton; Dorothy Carrier; Fern Archibald; Juanita Holtman.

(Enter Mr. Chetlain)

Public comment portion of the hearing was closed.

Discussion: Alternatives to cutting services; other funding sources; outside advertising to offset the deficit; need to notify UMTA of decision in order to apply for grant funds by April 1987; workshop prior to next public hearing, etc.

Motion was made by Mr. Chetlain to close the public hearing, re-advertise for a public hearing in March (1987) and to continue the present routes and rate structure until that time. Motion was seconded by Mrs. Glass and carried unanimously.

Recess/Reconvene. All members present.

LAWUIT: AIRPORT AUTHORITY VS. MANATEE COUNTY (DRI)

The County Attorney advised that the Board must determine, on or before December 24, 1986, whether or not to file a Notice of Appeal from the Development Order approved by the Florida Land and Water Adjudicatory Commission in connection with Sarasota-Manatee Airport Authority, et al vs Board of County Commissioners of Manatee County (deferred from November 20, 1986).

Philip S. Parsons, (Special Counsel, Landers, Parsons & Uhlfelder) was available to answer any questions.

Discussion: If Board required to post bond for potential economic loss to Airport Authority resulting from appeal; State reversal of local land use decisions, etc.

Mr. Rice recommended a motion to direct the County Attorney to take all steps necessary to institute an appeal from the Final Order of the Florida Land and Water Adjudicatory Commission rendered November 24, 1986 in the case of Sarasota-Manatee Airport Authority, et al, vs the Board of Commissioners of Manatee County. Mrs. Glass so moved. Motion was seconded by Mr. McGrath. Voting "Aye" were Mrs. Glass, Mr. McGrath and Mr. Fletcher. Voting "No" were Mr. Chance and Mr. Chetlain. Motion carried.

ADULT ENTERTAINMENT

David Parrish, Chairman of the Manatee Citizens for Decency Committee, presented petitions with approximately 2,500 signatures opposing pornography and requesting action be taken to enact/enforce such ordinances prohibiting operation of adult book stores near residences, schools and churches. He requested that the current Adult Entertainment Ordinance be readdressed for purposes of simplification and enforceability and to strengthen the laws.

Motion was made by Mrs. Glass to enter the petitions into the record. Motion was seconded by Mr. Chetlain and carried unanimously.

Ernest Marshall, Attorney and member of the Citizens for Decency Committee, cited several violations of the Adult Entertainment Ordinance and requested action be taken regarding the infusion of pornography/adult entertainment operations in the County.

Mr. Rice advised that the Adult Entertainment Ordinance is in the process of being improved, particularly in controlling locations of such establishments. He recommended the Citizens for Decency submit recommendations/suggestions after reviewing the proposed draft ordinance.

Reverend Bill Harrier, Cortez Road Baptist Church, offered assistance with the new ordinance. Wendell Wilson, Minister, Head of Loving Hands Ministries, suggested appointment of a Task Force to provide input regarding regulations.

Mrs. Glass moved to place the subject (Manatee Citizens for Decency) on a future agenda. Motion was seconded by Mr. Chance and carried unanimously.

RECESS/RECONVENE

The Chairman declared the meeting recessed until 2:45 p.m.

The Board reconvened at 2:45 p.m. with all members present.

TRAILER ESTATES FIRE DEPARTMENT (BUILDING VARIANCE)

Request by Jay Shuback for assistance in obtaining variance for a storage building for the Trailer Estates Fire Department was referred to the County Administrator.

PARTICIPATION PROJECT 5071: BRADEN RIVER RANCHETTES SUBDIVISION

Public hearing (Notice in The Bradenton Herald, November 26, 1986) was opened for the purpose of considering

R-86-296 A RESOLUTION CONFIRMING ADOPTION OF SPECIAL ASSESSMENT ROLL AND ESTABLISHING SPECIAL ASSESSMENT LIENS FOR THE BRADEN RIVER RANCHETTES SUBDIVISION, PARTICIPATION PROJECT 5071.

Tom Fenton, Public Works/Transportation, gave an overview of the project and submitted a petition objecting to the assessments.

Motion was made by Mr. Chance, seconded by Mr. McGrath and carried unanimously, to enter the correspondence into the record.

James Garland, Attorney representing Mr. & Mrs. Richard Maddox, requested that 41st Avenue East (from Lena Road East to deadend) be eliminated from the project and stated they would have no objection to removing it from County maintenance. If it is determined other property owners along that parcel are in favor of paving he stated he would retract his request.

Ernie Withers, Braden River Ranchettes, pointed out there has been no other opposition to the project and objected to continuing the hearing to a later date. Norman Rudder requested speed bumps be provided.

Public comment portion of the hearing was closed.

Mr. McGrath moved to approve and adopt the Special Assessment Roll for Project 5071. Motion was seconded by Mrs. Glass and carried unanimously.

Mr. McGrath moved to adopt Resolution R-86-296 confirming the Special Assessment Roll and imposing liens in the Braden River Ranchettes Subdivision. Motion was seconded by Mr. Chance and carried unanimously.

RECORD RESOLUTION

S36-104

December 16, 1986

Cont'd

ORDINANCE 86-46: SPEED LIMITS

Public hearing (Notice in The Bradenton Herald, November 21, 1986) was held to consider

ORDINANCE 86-46 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 CERTAIN COUNTY MAINTAINED ROADS LOCATED WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE:

67th Street West from Cortez Road to 46th Ave W
68th Street West from 45th Ave W to deadend south of 46th Ave W
45th Avenue West from 67th St W to 68th St W
46th Avenue West from 67th St W to 68th St W
 Speed limit established on all streets - 25 MPH

Motion was by Mr. Chance, and seconded by Mrs. Glass, to adopt Ordinance No. 86-46. Motion carried unanimously.

RECORD ORDINANCE

S36-105

ORDINANCE 86-47: NO PARKING

Public hearing (Notice in The Bradenton Herald, November 21, 1986) was held to consider

ORDINANCE 86-47 AN ORDINANCE OF MANATEE COUNTY, FLORIDA, 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 9TH STREET EAST; A COUNTY MAINTAINED STREET LOCATED WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

9th Street East from 49th Av E to 53 Av E (west side only)

Motion was made by Mr. Chance, and seconded by Mrs. Glass, to adopt Ordinance 86-47. Motion carried unanimously.

RECORD ORDINANCE

S36-106

CODE AMENDMENTS (PLUMBING, MECHANICAL & BUILDING)

Public hearings (Notices in The Bradenton Herald, November 23 and November 30, 1986) were held to consider Resolutions amending the Plumbing, Building and Mechanical Codes for Manatee County.

Discussion: Deferring action until comments are received from the newly formed Advisory Committee.

After discussion, motion and second to continue public hearings on R-86-216, R-86-217, and R-86-269 were withdrawn.

Motion was made by Mr. Chance, seconded by Mr. McGrath and carried unanimously, to adopt

Mechanical Code

R-86-217 RESOLUTION OF MANATEE COUNTY, FLORIDA, AMENDING RESOLUTION R-84-14, WHICH ADOPTED THE MANATEE COUNTY MECHANICAL CODE, REGARDING THE DEFINITION OF MECHANICAL OFFICIAL AND ORGANIZATION OF THE MANATEE COUNTY PLANNING AND DEVELOPMENT DEPARTMENT; PLACING A COPY OF THE AMENDMENT WITH THE CLERK OF THE CIRCUIT COURT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

RECORD RESOLUTION

S36-107

Motion was made by Mr. McGrath, seconded by Mr. Chance and carried unanimously, to adopt

Building Code

R-86-269 RESOLUTION OF MANATEE COUNTY, FLORIDA, AMENDING RESOLUTION R-84-13, WHICH ADOPTED THE MANATEE COUNTY BUILDING CODE, REGARDING THE DEFINITION OF THE BUILDING OFFICIAL AND ORGANIZATION OF THE MANATEE COUNTY PLANNING AND DEVELOPMENT DEPARTMENT; PLACING A COPY OF THE AMENDMENT WITH THE CLERK OF THE CIRCUIT COURT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

RECORD RESOLUTION

S36-108

Motion was made Mr. Chetlain, seconded by Mrs. Glass and carried unanimously, to adopt

Plumbing Code

R-86-216 RESOLUTION OF MANATEE COUNTY, FLORIDA, AMENDING RESOLUTION R-85-26, WHICH ADOPTED THE MANATEE COUNTY PLUMBING CODE, REGARDING THE DEFINITION AND QUALIFICATIONS OF THE PLUMBING OFFICIAL, QUALIFICATIONS OF PLUMBING INSPECTORS, AND ORGANIZATION OF THE MANATEE COUNTY PLANNING AND DEVELOPMENT DEPARTMENT; PLACING A COPY OF THE AMENDMENT WITH THE CLERK OF THE CIRCUIT COURT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

RECORD RESOLUTION

S36-109

ADVISORY BOARDS/COMMITTEES/COMMISSIONS

Policy & Procedures for Membership

Jim Seuffert, Office of Management & Budget Director, submitted recommendation that the Board resume making appointments to Advisory Boards, Committees and Commissions under existing policies.

Motion was made by Mrs. Glass, seconded by Mr. Chance and carried unanimously, to approve recommendation to resume making appointments under existing policies, until such time as new policies are adopted.

LAW ENFORCEMENT IMPACT FEES

Mrs. Glass moved to approve staff's recommendation to defer further action on Law Enforcement Impact Fees until such time as a source of funding can be identified. Mr. Chance seconded the motion for discussion. Voting "Aye" was Mrs. Glass. Voting "No" were Mr. Chance, Mr. McGrath, Mr. Chetlain and Mr. Fletcher. Motion failed to carry.

Mr. Chance moved to use Contingency funds in the amount of \$10,000 and proceed as quickly as possible with technical assistance to develop an impact fee for the Sheriff's Department. Motion was seconded by Mr. McGrath. Voting "Aye" were Mr. Chance, Mr. McGrath, Mr. Chetlain and Mrs. Glass. Voting "No" was Mr. Fletcher. Motion carried.

GARBAGE DISPOSAL - MYAKKA TRANSFER STATION

Motion was made by Mr. McGrath, seconded by Mr. Chance and carried unanimously, to discontinue the mini-transfer station (garbage collection) for the Myakka City area after a two-week notice period.

JIM DAVIS BRIDGE

Discussion: Replacement or redesign/construction of Jim Davis Bridge within the existing right-of-way; determine if property owners prefer building bridge or paving road.

Mr. Chance moved that the property owners on Jim Davis Road be contacted by the Public Works Department to determine whether or not they would rather have the road paved or the bridge replaced with a new bridge. Motion was seconded by Mr. Chetlain and carried unanimously.

(Depart Mr. Chetlain)

MANATEE OPPORTUNITY COUNCIL

The following nominees were unanimously appointed as representatives of the Board to the Manatee Opportunity Council, Inc. Board of Directors (to replace Garry Dye, Steve Josephson and Dave Rothfuss):

Tom Strickland	-	nominated by Mrs. Glass
Philip Place	-	nominated by Mr. Chance
Frank Gilbert	-	nominated by Mr. McGrath

HEALTH CARE ADVISORY COMMITTEE

Motion to reappoint current Health Care Advisory Committee members **Sandra Beddow, Dixie Grubbs, John Blue, Jane Kossa and Robert Greene** for two-year terms) failed after second was withdrawn.

Mr. McGrath moved to extend (present terms) for three months in order to advertise for new members for all positions. Motion was seconded by Mr. Chance and carried unanimously.

December 16, 1986

Cont'd

CABLE TV ADVISORY COMMITTEE

Mrs. Glass moved to reappoint Robert Gehle and Nan Russell to the Cable TV Advisory Committee through January 22, 1989. Motion was seconded by Mr. McGrath and carried unanimously.

Upon nomination by Mrs. Glass, George Talburtt was unanimously appointed to the Cable TV Advisory Committee.

HRS ALCOHOL, DRUG ABUSE & MENTAL HEALTH PLANNING COUNCIL

Upon nomination by Mrs. Glass, Claine Munk was unanimously reappointed to the HRS Alcohol, Drug Abuse & Mental Health Planning Council.

Upon nomination by Mrs. Glass, Vic Knight was unanimously appointed to the HRS Alcohol, Drug Abuse & Mental Health Planning Council.

ANIMAL CONTROL ADVISORY BOARD

Motion was made by Mr. Chance, seconded by Mrs. Glass and carried unanimously, to reappoint all (current) members to the Animal Control Advisory Board.

PARKS & RECREATION ADVISORY BOARD

Nominations to the Parks and Recreation Advisory Board to fill unexpired four-year terms until January 1988 were as follows:

Raymond G. McCartney	-	by Mr. McGrath
Patricia Holland	-	by Mr. Chance

Motion was made by Mrs. Glass, seconded by Mr. McGrath and carried unanimously, to close the nominations.

Mr. Chance moved that a unanimous ballot be cast for Mr. McCartney. Motion was seconded by Mrs. Glass and carried unanimously.

TOURIST DEVELOPMENT COUNCIL

Bo Goodnight, Tourist Development Council (TDC), reported the Chamber of Commerce has advertised for the position of Executive Director of the Tourist Development Council and four top candidates have been identified; however, their present salaries are in the \$30,000 dollar range which is in excess of the \$20,000 per annum budgeted for that position. He recommended the budget be increased to provide for a maximum of \$32,000 per year plus \$7,000 fringe benefits.

Discussion: Competitive salary; attracting well-qualified candidates.

Motion was made by Mrs. Glass, and seconded by Mr. Chance, to approve use of excess resort tax monies to hire the TDC Executive Director at the salary recommended by the Tourist Development Council (as stated by Mr. Goodnight). Voting "Aye" were Mrs. Glass, Mr. Chance, and Mr. Fletcher. Voting "No" was Mr. McGrath. Motion carried.

COUNTY ADMINISTRATOR'S CONSENT AGENDA

Motion and second to approve the County Administrator's Consent Agenda were withdrawn after discussion.
(Depart Mrs. Glass)

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

DEEDS & EASEMENTS

1. 34th Avenue East/39th Street East - Right-of-way easement from Roy A. & Rita A. Neville.
2. 53rd Avenue West - Warranty Deed and Cross Access Easement from James R. & Barbara J. Wooton w/Partial Releases (2), Joinders (2) and Affidavit of Ownership and Encumbrances.
3. 8th Street Court East - Temporary Construction Easements from: Nat Segal & Robert D. Boisclair; Francis W. McBride Jr.; Betty Jeanne Stern; Zoltan & Louise Koran; James Michael & Paula Marie Phillips; Lonnie E. & Zadie A. Griffin (2); Clara M. Persinger; Everett H. Perkins; Adelbertine & Mary A. Price; Alvy M. & Esther M. Pettapiece; Ben Garrison (2); Joyce A. Heisig; John & Hazel Gagliardi; Flotillia W. Fields
4. Right-of Way easement from: Larry W. Arrasmith
U.S. 41 - Cross Access Easement/Pedestrian Sidewalk Easement from Pirate's Cove, Inc. for right-of-way w/Joinders (2)

30TH AVENUE EAST/9TH STREET EAST (Project 4013) -

Execution of Contracts for Purchase from:

- | | |
|---|------|
| 1. Myrtle L. DeSear, \$927.00. | 3485 |
| 2. Harold E. Fortner, \$447.00. | 3486 |
| 3. Edwin B. & Ann Roberta Crawford, \$1,602.00. | 3487 |
| 4. Gayle B. Swanson, \$11,890.00 | 3488 |
| 5. Michael W. & Kim Byrket, \$1,581.00. | 3489 |

RECORD: CONTRACT FILES**AFFIDAVIT FOR ACCESS**

Robert W. Affolter, 4762 253 St E., Waterbury-Grapefruit Tract

COMMUNITY SERVICES

Execution of Acceptance of Subgrant Award, Bureau Public Safety Management, for Child Restraint Education Program, \$12,826.00 (12/1/86-9/30/87).

RECORD: CONTRACT FILE 3490**HEALTH FACILITY (PROPOSED)**

Execution of City of Bradenton development permits for construction of proposed health facility:

- 1) Application for Vacation of 6th Av E between 3rd & 5th Streets E (P. W. White's Resub. and Southern Investment Co).
- 2) Appeal to Board of Adjustment for Special Exception.

CENTRAL SERVICES

1. **Medical Supplies** - Award Bid No. 87-14 to multiple vendors: FrontLine Medical Co.; Tri City Medical; Durr-Fillauer Medical; Venture Medical Supply Co.; Counts Rescue Equipment, Inc.; International Medication.
 2. **Street/Road Signs** - Award Bid No. 87-17 to multiple vendors: Universal Signs & Accessories; Municipal Supply & Sign Company; Pac-Tec, Inc.; Transportation Control Systems; Renco, Inc.; Joe's Barricades, Inc.
 3. **Vehicles** - Purchase four vehicles for Parks & Recreation with options, \$48,602.04 and one vehicle for Land & Natural Resources, \$10,911.56 via State Contract from Ross Chevrolet.
 4. **P.A.B.X. Equipment** - Purchase equipment to service County offices at Bradenton Financial Center from GTE Communications Corp. (sole source purchase) not to exceed \$62,500.
 5. **Standardized Office Automation Equipment** - Sole source purchase from NCR, not to exceed \$12,000; total FY 86/87 not to exceed \$86,000.
- Risk Management & Claims Administration** - Service Agreement with Hewitt, Coleman & Associates, \$33,768.01.

RECORD: CONTRACT FILE 3491**9TH AVENUE WEST (PROJECT 3086)**

Execution of Change Order No. 2 providing for item increases due to redesign, etc.

Contract: Wendell Kent & Company, Inc.

Increase contract by \$26,585.80

RECORD: CONTRACT FILE 3492**59TH STREET PARK, PHASE I**

Execution of Change Order No. 2 for 60-day time extension/revised contract completion date January 20, 1987;

Contract: Woodruff & Sons, Inc.RECORD: CONTRACT FILE 3493**PUBLIC WORKS/UTILITIES****1. Southeast Regional Wastewater Treatment Plant**

Execution of

- (a) Change Order No. 1 for fire detection system at chlorination building;

Contract: Danis-Shook of Florida

Increase contract by \$4,280.28

RECORD: CONTRACT FILE 3494

- (b) Change Order No. 2 (Labor Standards) - No Cost

Contract: Danis-Shook of FloridaRECORD: CONTRACT FILE 3495**2. Southeast Subregional Wastewater Treatment Facilities:**

Execution of Change Orders (Labor Standards) - No Cost:

- (a) Contract:
- Danis-Shook of Florida
- Change Order No. 1

RECORD: CONTRACT FILE 3496

- (b) Contract:
- Cone Constructors, Inc.
- Change Order No. 1

RECORD: CONTRACT FILE 3497

December 16, 1986

Cont'd

3. North Subregional Wastewater Facilities Improvements:
Execution of Change Orders (Labor Standards) - No Cost:
 (a) Contract: Cardinal Contractors, Inc. - Change Order No. 1
 RECORD: CONTRACT FILE 3498
 (b) Contract: Cone Constructors, Inc. - Change Order No. 2
 RECORD: CONTRACT FILE 3499
4. Municipal Well Field Water Supply System, Phase II & III -
Supplemental Work Authorization No. 1 with Camp, Dresser & McKee,
 total cost not to exceed \$588,590.
 RECORD: CONTRACT FILE 3500
5. North Subregional Wastewater Improvements/Rocky Bluff & West
Memphis Area
Supplemental Work Authorization No. 18 with Larson Engineering,
 total cost \$224,681 contingent upon final DER approval of wage
 rates utilized in cost calculations.
 RECORD: CONTRACT FILE 3501

SPACE UTILIZATION

Recommendations of Space Utilization Committee as set forth in
 memorandum from Ronald H. Rabun dated December 11, 1986.
 RECORD S36-110

(End Consent Agenda)
 (Enter Mrs. Glass)

LAWUIT: TOWN OF LONGBOAT KEY VS. MANATEE COUNTY (DOUBLE TAXATION)

The County Attorney reported that a Motion for Rehearing had been
 filed (12/9/86) on the Order Enforcing and Modifying Revised
 Supplemental Judgment (11/30/86) in the case of Town of Longboat Key,
 et al vs. Manatee County (Double Taxation). The time for filing a
 Notice of Appeal extends 30 days after a ruling on the Motion for
 Rehearing and he recommended the Board postpone a decision to appeal
 until after the Court enters an order on that Motion.

Mr. Chance moved to authorize the County Attorney to take whatever
 steps he feels necessary in order to protect the County's interests in
 the matter (includes Appeal or Request for Rehearing). Motion was
 seconded by Mrs. Glass and carried unanimously.

MILL CREEK SUBDIVISION PHASE I

Upon motion by Mrs. Glass, seconded by Mr. Chance and carried
 unanimously, correspondence from Pursley, Inc. requesting approval of
 final plat for Mill Creek Subdivision was entered into the record.

Upon motion by Mrs. Glass, seconded by Mr. Chance and carried
 unanimously, documents relating to Mill Creek Subdivision Phase I,
 were approved/accepted/executed as outlined in memorandum (12/5/86)
 from the Public Works Director.

Documents

1. Final Plat
2. Performance Bond, \$651,202.15 (L/Credit No. 111886, Naples
 Federal Savings and Loan Association).
3. Agreement with Pursley, Inc., guaranteeing required
 improvements (\$651,202.15).

CENTRE LAKE SUBDIVISION

Upon motion by Mr. McGrath, seconded by Mr. Chance and carried
 unanimously, documents relating to Center Lake Subdivision were
 approved/accepted/executed as outlined in memorandum (12/5/86) from
 the Public Works Director.

Documents

1. Final Plat
2. Performance Bond, \$153,140.90 (Irrevocable Standby Letter of
 Credit No. 9109, Sun Bank).
3. Agreement with KK & CB Development Corporation guaranteeing
 required improvements (\$153,140.90).

CLERK'S CONSENT CALENDAR

Upon motion by Mr. Chance, seconded by Mrs. Glass, the Clerk's Consent
 Calendar dated December 16, 1986 was unanimously approved as follows:

BONDS:

Public Official Bonds - Mosquito Control District:
 Ralph Garrison (Service Insurance Co., surety, 4 yrs., \$2,000)
 Roy Baden (Service Insurance Co., surety, 4 yrs., \$2,000)

BILLS FOR PAYMENT:**Attorneys Fees:**

Balance before payment:	\$578,830.88
Balance after payment:	\$546,757.74
Dickenson, O'Rierdon et al - Stephenson vs Wagar	\$401.25
Lane, Trohn, et al - Dimond vs MC	510.00
" " " " - Dimond vs MC	738.15
Hogg, Allen, et al - General Representation	1,778.20
Carlton, Fields, et al - Beker DRI	2,204.41
" " " " - Murray Chris-Craft	3,945.77
" " " " - Cortez Marina	17,292.77
Bush, Ross, et al - Professional Svcs	5,202.59
Cone Constructors - S.E. Subreg Wastewater Treatment Facilities - Pump Stations & Force Mains	208,273.30
Larson Engineering - W. Memphis/Rocky Bluff Collection Systems	5,879.29
Camp Dresser & McKee - SE Reg Wastewater Treatment Facilities - Phase 1B & 1C Pump Sta & Force Mains	12,842.28
Camp Dresser & McKee - SW & SE Subregional Wastewater Treatment Facilities	65,062.66
Camp Dresser & McKee - SE Subregional WW Treatment Extra Work Auth. #2	5,551.61
CBI Na-Con, Inc. - N/County Elevated Storage Tank	90,121.00
Larson Engineering - Ellenton Collection Sys Ph IA	4,100.87

Refunds:

Frank Shimasky - Safety Seat	10.00
Andrew Donahue - Safety Seat	10.00
W. Brannon - Safety Seat	20.00
Joann Bowers - Safety Seat	10.00

WARRANT LIST

Approve: December 9, 1986 to December 15, 1986

Authorize: December 16, 1986 to December 22, 1986

ACCEPTANCE FOR RECORD:

- 1) Certificate of County Canvassing Board for Absentee Ballots
- 2) Additional EEO documentation from subcontractors for North Effluent Storage Facilities, Bid No. 86-108, LEI Proj. No. 031-041-86, EPA Proj. No. C120540060

APPROVE, RATIFY & CONFIRM:

Execution of Agreement for Computer Software Development:

Consolidated Systems of Florida, Inc. (authorized 9/9/86)

RECORD: CONTRACT FILE 3502

APPROVE/AUTHORIZE EXECUTION

Proposal dated 11/86 from Mercer/Slavin, Inc., Management Consultants, re executive search for Public Safety Department Director.

RECORD: CONTRACT FILE 3503

LINCOLN SCHOOL AREA REVITALIZATION**Storefront Lease**

Mr. Chance moved approval and execution of lease with Edwin A. and Alton Bennie Groover for a storefront facility contingent upon execution by Nora Groover and execution of appropriate powers of attorney for the Lincoln Area Storefront. Motion was seconded by Mrs. Glass for discussion.

Mark Barnabey, Assistant County Attorney, explained that the lease is for a maximum term of 20 months at \$300.00 per month for property located at 119 17th Street West, Palmetto. The facility will be used by the Manatee County Sheriff's Department in conjunction with the City of Palmetto Police Department, and other appropriate government operations, for the purpose of reducing the high crime rate in the area. He advised that his office is not recommending execution citing the provisions in the lease for maintenance and repair.

Discussion: Lack of better structures in the area; need to proceed with the storefront operation, etc.

A. E. Hambacher, Undersheriff, emphasized the need to proceed with the project and stated the building consists of 1500 square feet.

Motion carried unanimously.

RECORD: CONTRACT FILE 3504

December 16, 1986

Cont'd

Interlocal Agreement

Mr. Chance moved execution of
Interlocal Agreement Between Manatee County and the City
 of Palmetto for Sharing Expenses and Obligations for
 Storefront Facility in the Lincoln School Area

(providing for use of one room and reimbursement to County for fifty percent of costs and expenses in connection with said Lease, not to exceed \$5,500 without approval by City Council) contingent upon approval and execution by the City of Palmetto. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD: CONTRACT FILE 3505

TRAVEL AUTHORIZATION

Upon motion by Mr. Chance, and seconded by Mrs. Glass, request for authority to travel was unanimously approved for Mr. McGrath to Tallahassee, January 13-16, 1987.

Upon motion by Mrs. Glass, and seconded by Mr. Chance, request for authority to travel was unanimously approved, ratified and confirmed for Mr. Fletcher to New Port Richey, October 12 and 13, 1986.

G. T. BRAY PARK (EFFLUENT SPRINKLING)

The Chairman announced that Mayor Evers, City of Bradenton, had advised that discussion of effluent sprinkling at the G. T. Bray Park was on the City's agenda for December 24, 1986, at 8:30 a.m.

SURPLUS PROPERTY/BICYCLES

The Chairman relayed request from the Manatee County Girls Club for approximately 30 "found" bicycles, pointing out, however, that the Board previously authorized donation of such items to the Salvation Army.

Disposition: Referred to the County Administrator.

SOUTHEAST AREA STUDY

Mrs. Glass requested that a special meeting be scheduled with the Southeast Area Task Force, Smith & Gillespie and Camp Dresser & McKee, et al, to discuss implementation of the Task Force recommendations.

Discussion; Implementing the recommendations through resolution/ordinance; codification of certain ordinances into the land development code; effecting protection of the watershed and maximum use of the land by owner(s), etc.

(Depart Mr. Chance)

Motion was made by Mrs. Glass, seconded by Mr. McGrath and carried unanimously, to schedule a meeting with the Southeast Area Task Force, Smith & Gillespie, Camp Dresser & McKee, et al, to discuss implementation of recommendations.

CODIFICATION OF ORDINANCES


Motion was made by Mrs. Glass, seconded by Mr. McGrath and carried unanimously, to authorize the County Attorney and County Administrator to meet with the Clerk of Court to investigate methods of proceeding to acquire an appropriate code proposal.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:


 Clerk
 BOARD OF COUNTY COMMISSIONERS
 MANATEE COUNTY, FLORIDA


 Chairman 2/17/87

Adj. 5:12 p.m.