

MARCH 1, 1994

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, March 1, 1994, at 9:02 a.m.

Present were Commissioners:

Stan Stephens, Chairman
Joe McClash, First Vice-Chairman
Kent G. Chetlain, Second Vice-Chairman
John R. Gause, Third Vice-Chairman
Patricia M. Glass
Maxine M. Hooper

Absent was: Lari Ann Harris (Port Convention)

Also present were:

William J. Estabrook, County Administrator
H. Hamilton Rice, Jr., County Attorney
Judy LaMee, Director of Communications and Development,
representing R. B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

Invocation by The Reverend Ted Francis, Emmanuel Baptist Church.

The meeting was called to order by Chairman Stephens.

All witnesses/staff giving testimony were duly sworn.

WESTWOOD H. FLETCHER TROPHY

Sharon Mills and David Rothfuss of the County Administrators Office were presented with the Westwood H. Fletcher Trophy for demonstrating excellence in improved and enhanced management practices and procedures in the Manatee County Correctional Facilities Development Program.

PROCLAMATIONS

American Red Cross Month

Upon motion by Mrs. Glass, second by Mr. McClash and carried 6 to 0, a Proclamation was adopted designating March 1994 as "American Red Cross Month" in Manatee County.

Roberta Omlar, representing the Manatee County Chapter of the American Red Cross, accepted the Proclamation. RECORD S43-1333

Better Manatee Day

Upon motion by Mr. McClash and second by Mrs. Glass, a Proclamation was adopted 6 to 0, designating March 12, 1994, as "Better Manatee Day" in Manatee County.

Susan Scott, Better Manatee Day Chairman, and Gregg Bustle accepted the Proclamation. RECORD S43-1334

Florida State Community College Basketball Tournament Days

Upon motion by Mr. Chetlain, second by Mr. McClash and carried 6 to 0, a Proclamation was adopted designating March 3-5, 1994, as "Florida State Community College Basketball Tournament Days" in Manatee County.

Bob Sweat, Tournament Chairman, accepted the Proclamation. RECORD S43-1335

Tampa Bay Day

Upon motion by Mr. Gause, and second by Mrs. Glass, a Proclamation was adopted 6 to 0, designating March 3, 1994, as "Tampa Bay Day" in Manatee County. RECORD S43-1336

International Women's Day

Upon motion by Mrs. Hooper, second by Mrs. Glass and carried 6 to 0, a Proclamation was adopted designating March 8, 1994, as "International Women's Day" in Manatee County. RECORD S43-1337

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(Cont'd)

Dental Assistants Recognition Week

Upon motion by Mr. McClash, and second by Mrs. Glass, a Proclamation was adopted 6 to 0, designating March 7-12, 1994, as "Dental Assistants Recognition Week" in Manatee County.

Cathy Matthews accepted the Proclamation.

RECORD S43-1338

CITIZENS' COMMENTSPortable Agricultural Stands

Clayton and Diane Sutton, owners of Country Garden Patch Fruit Stand, stated that Pat Reed continues to operate an agricultural stand on State Road 70 even though her permit was revoked. He stated this is unfair competition to other produce stand owners, who have and must comply with an Administrative Permit.

Scott Scoville stated the section of the Land Development Code regarding requirements for portable agricultural stands should be examined.

Carol Clarke, Planning, Permitting and Inspections Director, questioned the desire of the Board for an overall policy direction on portable agricultural stands.

Discussion: Whether to continue allowing road-side stands.

Disposition: County Administrator to meet with Planning, Permitting and Inspections Director and return with a report.

34th Street West Improvements

Jon Wilson stated the improvements (expansion/sidewalks/bike lanes) to 34th Street West are needed. He was told the project is in jeopardy of being discontinued.

Mr. Stephens stated the project is in the Capital Improvements Program. He referred to a memorandum (2/23/94) from the Public Works Director outlining comments by Mrs. Harris regarding reconsideration of the project.

(Mrs. Glass absent for portion of discussion)

Discussion: Area has heavy traffic and is highly developed; Board would determine the need for a public hearing.

(Depart Mr. McClash)

Affordable Housing

Mary Sheppard urged the Board (letter 3/1/94) to consider amending the Comprehensive Plan to require low cost, affordable housing within walking/biking distance with pathways to employment centers.

(Enter Mr. McClash)

ZONING: PDR-93-03(Z)(P)/93-S-04 James and Frances Shidner

Leo Mills, Jr., Engineer, requested reconsideration of Board action (2/24/94) of denial on application PDR-93-03(Z)(P)/93-S-04 James and Frances Shidner. He requested an opportunity to address the issue of "spot zoning".

Mr. Gause moved to reconsider this project. Motion was seconded by Mrs. Glass. Voting "Aye" were Mr. Gause, Mrs. Hooper, Mr. McClash, Mr. Stephens and Mrs. Glass. Voting "Nay" was Mr. Chetlain. Motion carried.

CONSENT AGENDA

Upon motion by Mr. McClash, and second by Mrs. Glass, the Consent Agenda for March 1, 1994, was approved 6 to 0, with deletion of (1) **Classify excess property as surplus**; and (2) **Resolution R-94-76** establishing authorized staffing level changes for the Office of Financial Management (both separate actions).

ITEMS APPROVED:

ARCHITECTURAL/ENGINEERING CONSULTING SERVICES

1. Daughtrey Park - Phase I - Work Assignment 5 with Jerry N. Zoller, Architect/Planner, AIA, P.A., not to exceed \$63,447. RECORD S43-1339

- 2. Braden River/SR70 Park Site - Work Assignment 8 with Jerry N. Zoller, Architect/Planner, AIA, P.A., not to exceed \$68,213.

RECORD S43-1340

MEMPHIS ROAD - ROAD AND UTILITY IMPROVEMENTS

Award Bid 311954DC to the lowest responsive, responsible bidder, Woodruff & Sons, Inc., in the amount of \$376,222.71 (for Alternate 3); and authorization to **subsequently execute contract**, simultaneously date Performance/Payment Bond and accept insurance certificate.

PARRISH WATER MAIN IMPROVEMENTS & EXTENSIONS (PROJECT 8419)

Execution of Work Assignment L3 with Larson Engineering, Inc. for Engineering Consulting Services, not to exceed \$165,870.

RECORD S43-1341

ROOF REPLACEMENT - EMS, CRIME PREVENTION & SHERIFF'S SUBSTATION

- 1. Execution of Certificate of Substantial Completion for roof replacement on the EMS Building, Crime Prevention Building & Sheriff's Substation from Sutter Roofing Company of Florida dated January 31, 1994 (contract date 12/7/93);

RECORD S43-1342

- 2. Execution of **Manufacturer's Standard 15-year Warranty (3)** from Seaman Corporation dated January 25, 1994; acceptance of **Contractor's 2-year warranty** from Sutter Roofing Company of Florida dated January 31, 1994 (commencing 1/24/94).

RECORD S43-1343

SUPPLEMENTAL SURVEYING SERVICES - 45TH STREET EAST

Work Assignment 11 for a complete set (11 sheets) of record, as-built survey drawings for newly constructed 45th Street East with Zoller, Najjar & Shroyer, Inc., not to exceed \$7,826.

S43-1344
S43-1345
S43-1346

RECORD S43-1347

WHITFIELD INDUSTRIAL AVENUE EXTENSION

Award Bid 410324DC, Whitfield Industrial Avenue Extension to Parkland Drive at 24th Street East, to the lowest responsive, responsible bidder, Woodruff & Sons, Inc., \$40,888.88; and to **subsequently execute contract**, simultaneously date Performance/Payment Bond and accept insurance certificate.

SHIP LOCAL HOUSING ASSISTANCE PLAN

Adoption of

* Rescinded by 894-179

* R-94-63 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA PROVIDING FOR THE ADOPTION OF A **REVISED LOCAL HOUSING ASSISTANCE PLAN**, RESCINDING RESOLUTION 93-321, CONSISTENT WITH MANATEE COUNTY ORDINANCE 93-22, THE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM (SHIP).

RECORD S43-1348

MANATEE BANKERS FOR AFFORDABLE HOUSING FUNDING AGREEMENT

Execution of Funding Agreement between Manatee County and Manatee Bankers for Affordable Housing.

RECORD S43-1349

CONVENTION & VISITORS BUREAU - NAME CHANGE

Change the name of the organization from "Manatee County Convention & Visitors Bureau" to "Bradenton Area Convention & Visitors Bureau".

DONATION - MANATEE HIGH SCHOOL DUGOUT CLUB

Accept a donation in accordance with provisions of Ordinance 86-05 and procedures as established by the County Administrator's Office, in the form of materials and labor, with a value of \$300 from the Manatee High School's Dugout Club to paint the dugouts and equipment building at the G.T. Bray Baseball Complex.

EASTER EGG HUNT

Parks and Recreation Department to offer an Easter Egg Hunt at G.T. Bray Park for the citizens of Manatee County on Saturday, April 2, 1994; and, accept donations from the business community.

PARKS AND RECREATION - POLICY AND FEE SCHEDULE

Adoption of

* Rescinded by 894-200.

* R-94-55 A RESOLUTION RESCINDING RESOLUTION R-93-184 AND AMENDING THE PARKS, RECREATION POLICY AND FEE SCHEDULE FOR THE MANATEE COUNTY DEPARTMENT OF PARKS AND RECREATION AND PROVIDING AN EFFECTIVE DATE.

RECORD S43-1350

SPACE USE APPLICATION/SCHOOL BOARD OF MANATEE COUNTY YOUTH CAMP PROGRAMS

Director of Parks and Recreation to execute the School Board of Manatee County Space Use Application to allow the 1994 youth camp programs to be held at various school facilities.

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(Cont'd)

FINAL PLAT - QUAIL RUN SUBDIVISION, PHASES II & III

Approve, accept, execute and/or record documents as outlined in memorandum dated March 1, 1994, from Carol Clarke, Director of Planning, Permitting and Inspections, as follows:

1. Final Plat;
2. Addendum to Conditions and Restrictions with Exhibit A - Legal Description; Exhibit B - Listing of Holdings; Exhibit C - Maintenance Program; Exhibit D - Right of Entry and Compliance with Manatee County Land Development Code; Exhibit E - Notice to Buyers; and Exhibit F - Fiscal Program;
3. Agreement with Vantage Real Property Holding Corporation guaranteeing completion of required sidewalks and bikeways (\$28,938);
4. Performance Bond: \$28,938.00 (Letter of Credit No. 2012324-10001; Sarasota Bank);
5. Agreement with Vantage Real Property Holding Corporation warranting required improvements (\$36,144.68);
6. Defect Security: \$36,144.68 (Letter of Credit No. 2012324-10002; Sarasota Bank)

DUETTE VOLUNTEER FIRE DEPARTMENT FUNDING AGREEMENT

Execution of an agreement with the Mighty 4-Her's of Duette Volunteer Fire Department to provide financial support in the amount of \$6,099 (10/1/93-9/30/94), in return for the fire department providing emergency response services on watershed property owned by the County.

RECORD S43-1351

NOAA SPECIAL SUBSCRIBER RADAR SERVICE APPLICATION

Adoption of

R-94-79 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, NATIONAL WEATHER SERVICE, FOR A NEXRAD INFORMATION DISSEMINATION SERVICE SPECIAL SUBSCRIBER DESIGNATION.

RECORD S43-1352

PERSONNEL STAFFING LEVEL

Adoption of Resolution

R-94-59 A RESOLUTION ESTABLISHING AUTHORIZED STAFFING LEVEL CHANGES BY JOB CLASSIFICATION FOR THE PUBLIC SAFETY DEPARTMENT UNDER THE JURISDICTION OF THE BOARD OF COUNTY COMMISSIONERS. (Decrease Department total 181 to 180)

RECORD S43-1353

BETTER MANATEE DAY

Place one 20-yard roll-off at each of 22 proposed sites throughout the County on Saturday, March 12, 1994, for the annual Better Manatee Day events; waive appropriate service and tipping fees.

SWFWMD FUNDING AGREEMENTS - RECLAIMED WATERLINES**Moccasin Wallow Road**

Adoption of

R-94-83 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A COOPERATIVE FUNDING AGREEMENT WITH THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR CONSTRUCTION OF THE MOCCASIN WALLOW ROAD RECLAIMED WATERLINE EXTENSION.

(Accepting a grant from SWFWMD for construction of the Moccasin Wallow Road Reclaimed Waterline Extension, from Moccasin Wallow Road to Imperial Lakes Golf Course, 5/1/94-9/30/95, for a total amount of \$378,943; SWFWMD, \$189,471; County, \$189,472 and authorizing the Chairman to execute the funding agreement)

RECORD S43-1354

S43-1355

Whitfield Area

Adoption of

R-94-84 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A COOPERATIVE FUNDING AGREEMENT WITH THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR CONSTRUCTION OF THE WHITFIELD AREA RECLAIMED WATERLINE EXTENSION.

(Accepting a grant from SWFWMD for construction of the Whitfield Area Reclaimed Waterline Extension, from Magellan Drive to Bay Drive, 5/1/94-9/30/95, for a total amount of \$683,818; SWFWMD, \$341,909; County, \$341,909 and authorizing the Chairman to execute the funding agreement)

RECORD S43-1356

S43-1357

EMERGENCY MEDICAL SERVICE STAND-BY COVERAGE

Adoption of

R-94-61 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AMENDING AND REPLACING RESOLUTION R-93-126 ESTABLISHING POLICIES AND PROCEDURES FOR AMBULANCE STAND-BY COVERAGE AT SPECIAL EVENTS FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MEDICAL SERVICES AND PROVIDING AUTHORITY FOR THE COUNTY ADMINISTRATOR TO SIGN CERTAIN AGREEMENTS.

RECORD S43-1358

CENTRAL SERVICES

Purchase two Economy Utility Vehicles, 4x2, Jeep Cherokees, for Planning, Permitting and Inspections Department from Plaza Jeep/Eagle, price established by State Contract 070-001-94-1, total amount of \$29,889.04.

FLORIDA POWER & LIGHT COMPANY - POLLUTION CONTROL REVENUE REFUNDING BONDS

Adoption of

R-94-91 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, APPROVING, PURSUANT TO THE REQUIREMENTS OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, THE ISSUANCE OF NOT EXCEEDING \$16,510,000 POLLUTION CONTROL REVENUE REFUNDING BONDS (FLORIDA POWER & LIGHT COMPANY PROJECT), AND NOT EXCEEDING \$1,000,000 INDUSTRIAL DEVELOPMENT REVENUE REFUNDING BONDS (FLORIDA POWER & LIGHT COMPANY PROJECT) PURSUANT TO A PLAN OF FINANCING; AND PROVIDING AN EFFECTIVE DATE.

RECORD S43-1359

MORTON VILLAGE DEDICATION

Adoption of

R-94-75 A RESOLUTION OF MANATEE COUNTY, FLORIDA, ACCEPTING FOR THE PUBLIC SELECTED RIGHTS OF WAY AND UTILITY EASEMENTS APPEARING IN THE PLATS OF MORTON VILLAGE, A CONDOMINIUM. Manatee County hereby accepts (as outlined in Condominium Book 9, Pages 1 & 2; Condominium Book 10, Pages 92 & 93):

- Right-of-Way being 50 feet in width and labelled as Morton Boulevard;
- Right-of-Way being 9 feet in width and abutting the west side of 34th Street West;
- Lift Station Easement measuring 25 feet by 25 feet and abutting the north side of Morton Boulevard.

Manatee County hereby rejects:

- The offer of dedication of all other rights-of-way and ingress/egress easements appearing in Condominium Book 9, Pages 1 & 2, and Condominium Book 10, Pages 92 & 93.

RECORD S43-1360

CLERK OF THE CIRCUIT COURT

BILLS FOR PAYMENT

Jerry Zoller - W/A 6, HRS Building Roof	\$ 732.80
Municipal Code Corp. - 100 copies of Supplement 26 to Code of Ordinances	524.62
Larson Engineering - W/A 4, Moccasin Wallow Effluent Pipeline	8,145.78
Lombardo & Skipper, Inc. - W/A 4, 34th St W Design	1,774.00
Lombardo & Skipper, Inc. - 75th St W Design Svcs (1/1/94-1/31/94)	24,458.99
Lombardo & Skipper, Inc. - 53rd Ave W Design Svcs (1/1/94-1/31/94)	468.50
T.A. Forsberg, Inc. - Marlita Subdiv Reclaimed Watermain	44,379.04
Briley, Wild & Assoc. - W/A B-1, SR 64/SR 70 42-inch Water Transmission Main	33,407.27
Woodruff & Sons, Inc. - 6th, 7th and 8th Ave NW Road Reconstruction & Water Lines	36,932.27

WARRANT LIST

Approve: February 24, 1994 to February 28, 1994

Authorize: March 1, 1994 to March 14, 1994

MINUTES FOR APPROVAL

January 4, 11 and 18, 1994 (Regular meetings)

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(Cont'd)

ACCEPT

Anna Maria Fire Control District - Annual Financial Report and Financial Statements dated 9/30/93, 1994 Public Facilities Report, and 1993-1994 Meeting Schedule

(End Consent Agenda)

ORDINANCE 94-11: COURT FILING FEES

Public hearing (continued from 2/24/94) was held to consider

ORDINANCE 94-11 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AMENDING ORDINANCE 94-05 PROVIDING FOR THE FUNDING OF MEDIATION AND ARBITRATION SERVICES; PROVIDING FOR THE LEVY OF CERTAIN SERVICE CHARGES ON ANY CIRCUIT CIVIL COURT PROCEEDINGS; PROVIDING FOR THE LEVY OF SERVICE CHARGES ON ANY COUNTY CIVIL COURT PROCEEDINGS; PROVIDING FOR THE LEVY OF A SERVICE CHARGE ON ANY PETITION FOR A MODIFICATION OF A FINAL JUDGMENT OF DISSOLUTION; PROVIDING FOR THE ESTABLISHMENT OF THE COURT'S MEDIATION-ARBITRATION ACCOUNT FUND; PROVIDING FOR THE ESTABLISHMENT OF THE COUNTY'S MEDIATION-ARBITRATION ACCOUNT FUND; PROVIDING FOR THE COURT'S FAMILY MEDIATION ACCOUNT FUND; PROVIDING FOR THE CLERK OF THE COURT TO FORWARD A PORTION OF THE SERVICE CHARGES TO THE OFFICE OF THE STATE COURT ADMINISTRATOR; PROVIDING FOR THE COLLECTION OF THE SERVICE CHARGES AND OTHER DETAILS RELATED THERETO; PROVIDING AN EFFECTIVE DATE FOR THE LEVY OF THE SERVICES CHARGES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Judge Stephen Dakan stated the Ordinance would: (1) raise court filing fees to help fund the family mediation-arbitration program (presently funded from general revenue); and (2) allow use of proceeds from the fees to create a position in the Clerk's office to assist citizens through the Court system. This will benefit those people who chose not to hire a lawyer and those who cannot afford a lawyer.

Discussion: The position would be funded through the Clerk's budget; the service would be easily accessible to the public; concern that the proceeds collected for a certain purpose would be used to fund some other project.

H. Hamilton Rice, County Attorney, stated the matter before the Board is the collection of additional funds for mediation and arbitration services only.

Jim Seuffert, Office of Financial Management Director, stated program funds have been set aside in reserve pending adoption of the Ordinance. The matter will come back to the Board during budget review.

R.B. Shore, Clerk of Circuit Court, stated the services are provided in part at the Clerk's Office, but it has become time consuming on the part of staff. If adopted, Mr. Shore recommended the effective date of the Ordinance be extended to May 1, 1994, in order to receive input on program implementation from the Bar Association, Judges, etc.

Mr. Chetlain moved adoption of Ordinance 94-11, amending Ordinance 94-05, providing for Court Service charges to fund mediation and arbitration services, with an effective date of May 1, 1994. Motion was seconded by Mr. McClash. Voting "Aye" were Mr. Chetlain, Mr. McClash, Mrs. Glass, and Mrs. Hooper. Voting "Nay" were Mr. Stephens and Mr. Gause. Motion carried.

RECORD S43-1361

Recess/Reconvene. All members present except Mrs. Harris.

RIGHT-OF-WAY ACQUISITION SERVICES - STATE ROAD 70

Rob Cuthbert, Director of Purchasing, stated oral presentations were received from four firms (1/19/94) for Right-of-Way Acquisition Services in accordance with RFP 311389TC, Acquisition/Relocation Assistance Services for S.R. 70 (53rd Avenue East), from U.S. 301 to 45th Street East, Road Projects. The firms were ranked as follows:

(Depart Mrs. Glass and Mr. Chetlain)

1. Post, Buckley, Schuh & Jernigan, Inc.
2. American Acquisition Group, Inc.
3. ICF Kaiser Engineers, Inc.
4. P.A.R.A.R.A. Services, Inc.

He requested authorization to enter into contract negotiations starting with the two, top-ranked firms Post, Buckley, Schuh & Jernigan, Inc. and American Acquisition Group, Inc.

He advised the services may include pre-acquisition corridor studies, acquisition negotiations, relocation plans and assistance programs, assistance in legal descriptions, and expert witness testimony associated with eminent domain proceedings.

Discussion: Concern regarding hiring a firm to negotiate for Manatee County; staff can do the job; duplication of services.

(Enter Mr. Chetlain)

Jim Staples, Land Acquisition, stated a consultant is being pursued to provide the services due to current workloads, time constraints for acquisition, and to have the information certified to the State by the end of August 1995.

(Enter Mrs. Glass during discussion)

Discussion: Acquisition of right-of-way along S.R. 70 is a function of the State; State should provide some form of assistance; staff to bring back information on the cost to acquire right-of-way of a four-lane facility versus a six-lane facility; etc.

Charles Hunsicker, Deputy Director of Public Works, stated that based upon the Joint Participation Agreement (JPA) with the State (3/17/92), the County agreed to bear the costs to acquire necessary right-of-way, while the State agreed to expedite the project.

Discussion: In the JPA, the County agreed not to seek reimbursement from the State for acquisition costs.

Following discussion, Mr. Staples was instructed to obtain clarification from the State on the issues discussed and return with a report.

MANATEE RIVER FAIR ASSOCIATION, INC. - ACQUISITION OF PROPERTY

Mr. Rice requested approval of an extension of closing for the acquisition of the additional Fair Ground property with the Manatee River Fair Association, Inc. from James M. Wallace until on or before March 8, 1994, with the prorations computed as of March 1, 1994. The extension will allow staff to review the documents, the form of the deed, and the closing statement.

Mr. Gause moved approval. Motion was seconded by Mr. Chetlain and carried 6 to 0.

SURPLUS PROPERTY

Mr. Gause stated that one of the items presented for classification as excess/surplus property is a D8N Crawler Tractor Dozer with an estimated current value of \$120,000. He requested that Mr. Estabrook conduct an investigation on what is happening with equipment at the Landfill.

Mr. Cuthbert stated that based on an evaluation of the X-ray services, it was the recommendation of Dr. Branic, Public Health Unit Director, that it is more cost effective to contract for this work as opposed to being done in-house.

Motion was made by Mr. Gause, to authorize classifying excess property as surplus property per Florida Statute 274.05 to enable appropriate and authorized disposition of said surplus property in accordance with Procurement Code 84-02, Section 8.108, excluding the Tractor Dozer. Motion was seconded by Mr. Chetlain and carried 6 to 0. RECORD S43-1362

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PERSONNEL STAFFING LEVELS

Mr. Seuffert presented and recommended adoption of
R-94-76 A RESOLUTION ESTABLISHING AUTHORIZED STAFFING LEVEL
 CHANGES BY JOB CLASSIFICATION FOR THE PLANNING, PERMITTING &
 INSPECTIONS DEPARTMENT AND OFFICE OF FINANCIAL MANAGEMENT UNDER THE
 JURISDICTION OF THE BOARD OF COUNTY COMMISSIONERS.
 (Planning, Permitting & Inspections - Decrease Department total 134
 to 133)
 (Office of Financial Management - Increase Department total 8 to 9)

Following discussion regarding moving staff between departments, motion
 to discontinue the position in PPI and increase the staff in OFM was
withdrawn.

Mr. McClash moved adoption of Resolution R-94-76. Motion was seconded
 by Mr. Chetlain. Motion carried 6 to 0. RECORD S43-1363

LEGISLATIVE UPDATE

Mr. Stephens reported to the Board on an update from Betty Steffens,
 Legislative Liaison, regarding various bills and legislative issues:

Environmental Action Commission (EAC)

Ms. Steffens acknowledged receipt of an EAC Report from Assistant County
 Attorney Jeffrey Steinsnyder.

County Prisoner Bill

The County Prisoner Bill was received very positively by the House and
 has passed the House Corrections Committee. Senator Hargrett has
 introduced the Bill in Senate. Language was amended to delete
 provisions for prisoners awaiting sentence.

Sheriff Recognition

Ms. Sims noted that a Bill is moving forward to honor Sheriff Charlie
 Wells for his efforts in the Criminal Justice arena.

LEGISLATION: SENATE BILL 258 - STATE WATER POLICY

Karen Jackson-Sims, Community Affairs Department Director, stated that
 Senate Bill 258, State Water Policy, is being tracked closely. She
 advised that a meeting was arranged between County staff and members of
 the Chamber of Commerce to address county-wide concerns on the matter.

It was suggested the Board authorize the Chairman to sign a letter to
 the Committee on Natural Resources and Conservation, and to the local
 Legislative Delegation, requesting support for amendments to Senate Bill
 258, which would recognize the overriding public interest for additional
 surface water development and reference the local planning documents of
 the National Estuary Program in watershed management goals and
 implementation.

Motion was made by Mrs. Glass, that a letter be sent as outlined.
 Motion was seconded by Mr. Chetlain and carried 6 to 0.

LEGISLATION: UNFUNDED MANDATES - CRIMINAL JUSTICE/YOUTH OFFENDERS

Ms. Sims relayed a suggestion that the Public Safety Coordinating
 Council convene a meeting to review proposed language to change the age
 for sentencing from age 18 as an adult to age 14. This will have
 tremendous, immediate impact on Manatee County and the court system
 regarding the difference in rules for handling youth and adults, i.e.
 holding in cells, education, etc.

Discussion: Staff to bring back a true comparison of the financial
 impact of the Bill; Public Safety Coordinating Council should analyze
 the language; Chairman should send a letter identifying support, but
 expressing concern regarding the lack of a funding mechanism in place.

Motion was made by Mr. Chetlain, that the Chairman be authorized to
 write a letter in support of the legislation, but expressing great
 concern about the lack of State funding. Motion was seconded by Mr.
 McClash.

Mr. Estabrook advised that the Public Safety Coordinating Council can convene a special meeting to consider the proposed legislation. Mr. Stephens stated he will coordinate the letter with comments from the Council.

Motion carried 6 to 0.

COMMISSIONERS' COMMENTS

South County Library Site

Mr. Gause stated concern regarding the action taken on the selection of the South County Library Site. Although information documented the site as one acre, it is actually 9/10 of an acre, which calculates to \$255,555 per acre versus a 1.69 acre parcel directly across the street valued at \$142,000 per acre.

Tropical Shores - Road Paving and Sewer Project

Mr. Chetlain expressed concern regarding the road paving and sewer project in Tropical Shores. He stated it appears the City of Bradenton wants final authority regarding any development in the Braden River Watershed. He suggested the Board meet with the Mayor and City Council to discuss the matter.

Disposition: County Administrator to arrange a work session with the City of Bradenton.

MPO/Transportation Disadvantaged Board

Mr. McClash advised that the Metropolitan Planning Organization (MPO) has to appoint an elected official to serve on the Transportation Disadvantaged Board. He asked any interested Board member to contact him if they would like to serve.

Central Motor Pool

Mr. McClash stated the concept of a central motor pool should be considered. It would allow for better utilization of unused vehicles between county departments and ensure checks and balances in vehicle maintenance.

G.T. Bray Park Softball Fields/59th Street West Lighting

Mr. McClash questioned the delay of installing lights on 59th Street West, which is also holding up the use of the softball fields at G.T. Bray Park.

Discussion: Additional poles, that are not yet available, need to be installed; the contractor has been delayed; City has agreed to install the poles; the lack of lighting raises concern of safety; steps necessary to expedite the project.

Disposition: Staff to report back on when the lights will be installed.

State Road 64 - Manhole Covers in Downtown Bradenton

Mr. Chetlain requested the State DOT be notified about the protruding manhole covers on State Road 64 in downtown Bradenton, which have become a hazard to traveling vehicles.

Disposition: Mr. McClash, MPO Chairman, was asked to contact DOT to correct the problem.

(Depart Mr. Chetlain)

43rd Street Reclaimed Water Project

Mr. Stephens requested a status report on the completion of the 43rd Street Reclaimed Water Project. He noted that although the barricades have been removed, the street needs to be resurfaced.

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Synchronization of Lights

Mr. Stephens requested Mr. McClash notify DOT of the problem with the synchronization of the lights, especially those located on Manatee Avenue, heading east.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

Seal of Manatee County, Florida, featuring a central figure and the text 'SEAL OF MANATEE COUNTY FLORIDA'. A signature is written across the seal.

Clerk

APPROVED:

Handwritten signature of Stan Stephens.

Chairman 4/12/94

Adj: 11:30 a.m.
/rik