

SEPTEMBER 13, 1994

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, September 13, 1994, at 9:03 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  
 Lari Ann Harris  
 Maxine M. Hooper

Also present were:

William J. Estabrook, County Administrator  
 H. Hamilton Rice, Jr., County Attorney  
 Susan G. Romine, Deputy Clerk, representing  
 R. B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

Invocation by Rev. Warren Wasson, Christ United Methodist Church of Bradenton.

The meeting was called to order by Chairman Stephens.

PRESENTATIONS/AWARDS

1994 NACo Achievement Awards

William Estabrook, County Administrator, presented 26 achievement awards to County employees from the National Association of Counties for County programs and projects as outlined in the agenda memorandum.

Employee Suggestion Program

A Certificate of Merit, representing a \$500 "Commissioner Stephens Award," was presented to Neal Mazzei, Planning, Permitting and Inspections, for suggesting a master model permitting/plan review system that has saved the County more than \$40,000 within six months of its implementation.

PROCLAMATIONS

American Business Women's Day

Upon motion by Mrs. Hooper and second by Mr. McClash, a Proclamation designating September 24, 1994, as "American Business Women's Day" in Manatee County, Florida, was adopted unanimously. RECORD S44-193

Betsy Taylor, American Business Women's Association, was present to accept the Proclamation.

Coastal Cleanup Day

Upon motion by Mrs. Harris and second by Mr. McClash, a Proclamation designating September 17 through October 10, 1994, as "Florida Coastal Weeks" and September 17, 1994, as "Keep Manatee Beautiful Coastal Cleanup Day" in Manatee County, Florida, was adopted unanimously. RECORD S44-194

Susan Hancock, Keep Manatee Beautiful, accepted the Proclamation. She introduced members involved in the program and presented a video regarding coastal cleanup. Steve Minnis, Chairman of Coastal Cleanup Day, presented a poster advertising coastal cleanup. A video was presented regarding Keep America Beautiful.

Industry Appreciation Week

Upon motion by Mrs. Glass and second by Mrs. Harris, a Proclamation designating September 19-23, 1994, as "Industry Appreciation Week" in Manatee County, Florida, was adopted unanimously. RECORD S44-195

Jack Kennedy, Chairman of the Industry Development Council, was present to accept the Proclamation.

**National Adult Day Care Week**

Upon motion by Mr. Chetlain and second by Mrs. Hooper, a Proclamation designating September 18-24, 1994, as "National Adult Day Care Week" in Manatee County, Florida, was adopted unanimously. RECORD S44-196

Kathy Bernard, Council on Aging, accepted the Proclamation. Users of the adult day care program were introduced.

**National JTPA Alumni Month**

Upon motion by Mr. McClash and second by Mrs. Harris, a Proclamation designating September 1994 as "National Job Training Partnership Act (JTPA) Alumni Month" with September 28, 1994, as the date to celebrate the occasion was adopted unanimously. RECORD S44-197

Edie Anson, Manasota Industry Council, accepted the Proclamation.

**CITIZENS' COMMENTS**

**Environmental Action Commission/Air Quality Standards/Orimulsion Burning**

The following people spoke regarding air quality standards and requested a public hearing be reopened (in the Environmental Action Commission meeting) to discuss the environmental impacts of Florida Power & Light burning orimulsion for fuel: Gloria Rains, Manasota 88; Dan Macintyre; Clarence Troxell; and Dan Kumarich.

**Children's Services Advisory Board Funding Recommendations**

Nancy Darr, Children's Services Advisory Board member, and Francine Diemur, Executive Director of Big Brothers/Big Sisters, voiced their support of funding for the Big Brothers/Big Sisters Program.

**AGENDA DELETIONS**

The County Administrator announced the following items to be removed from the agenda:

1. Funding Agreement with the Bar Association Legal Aid Society for Fiscal Year 1994 - Deleted.
2. Southern Water Use Caution Area Rules/Southwest Florida Water Management District - Continued to 9/14/94.

**CONSENT AGENDA**

Upon motion by Mr. McClash and second by Mr. Gause, the Consent Agenda dated September 13, 1994, was unanimously approved with deletion of 1) Lake Manatee Watershed Water Resource Development Engineering Services (separate action); and 2) 301 Boulevard Road Improvements - Contract with Bradenton Mall Associates (continued to 9/27/94). Items APPROVED:

**CLERK OF CIRCUIT COURT - CONSENT CALENDAR**

**RESCIND BILL FOR PAYMENT** (Approved 7/19/94; duplicate bill)  
Coastal Planning & Engineering - Beach Renourishment Proj \$ 18,113.06

**BILLS FOR PAYMENT**

Manson Roofing, Inc. - Public Hlth Bldg Roof Replacement	1,375.39
ATEC Assoc - 1st Union Bank Bldg Air Quality Testing	11,842.00
Richard W. Bass Assoc - SR70 Widening Appraisal Svcs, Inv 4	21,800.00
Richard W. Bass Assoc - SR70 Widening Appraisal Svcs, Inv 1	8,500.00
Fla Groundwater Services - Courthouse Underground Storage Tank Closure Assessment Report	2,332.00
Schofield Plumbing - 4503 57th St W, Pipe Fitting/Backflow	257.00
Zoller, Najjar & Shroyer - Magellan Dr to Bay Dr Water Main	2,633.20
Manatee County Detention Facility:	
Mayer Electric Supply - Lighting Fixtures (PO100235)	3,682.00
Ardaman & Assoc - Structural Inspections (PO100368)	39,600.00
R.S. Elliott & Assoc - Exterior Insulation (PO100388)	1,000.00
Adams Brothers Cabinetry - Plastic Laminate (PO100776)	12,527.78
Stratton Commercial Carpets - Carpeting (PO101090)	26,305.76
Orders Distributors - Resilient Floor Base (PO101091)	1,060.50
Armstrong World Industries - Acoustical Ceiling (PO101195)	4,589.47
Centex-Rooney/National Development (Detention Facility):	
Construction Manager's Compensation (PO97771)	130,203.24
Long-lead Procurement of Site Work/Equipment (PO98879)	23,864.00
Construction of the MCDF (PO9117)	1,110,792.00
T.W. Althof Co. - 513 20th St E (Palmetto) Housing Rehab	1,935.00
Fl Dredge & Dock - Highland Shores Maintenance Dredging	58,500.00
Redko Contracting - 519 19th St E (Palmetto) Housing Rehab	3,590.00

**REFUNDS**

Edward M. Kolb, III - Impact Fee Refund 240.30  
 Stephan or Petra Michaelis - Summer Camp Refund 110.00  
 Rex & Theresa Nelson - Access & Drainage Permit Refund 110.00

**WARRANT LIST**

Approve: September 6, 1994 through September 12, 1994  
 Authorize: September 13, 1994 through September 21, 1994

**AUTHORIZE CHAIRMAN TO SIGN****Satisfaction of Judgment:**

Paul Cole, Case No. 93-1740JP, \$311.80  
 David Gryzik, Case No. 88-5109T, \$50.00

**Partial Release of Special Improvement Assessment Liens:**

Projects 5019; 3905 (16); 2502; 301-5148

**Authorization for Payment of Taxable Costs:**

Mark Lipinski, Esquire, Case No. 93-2537F, \$1,923.10

**APPROVE, RATIFY & CONFIRM****P & R Special Interest Classes Instructor's Agreement:**

Lorrie L. Gilliam - Stained Glass Art

RECORD S44-198

**ACCEPT**

Letter from Sandra M. Engel in opposition to the proposed Amerecycle Facility

Letter from Robert A. Davis concerning recycling and curbside pickup

Anna Maria Fire District - FY94/95 Budget

Peace River/Manasota Regional Water Supply Authority - FY94/95 Budget

Pollution Control Revenue Refunding Bonds Manatee County, Florida,  
 (Florida Power & Light Company Project), Series 1994, \$16,510,000  
 (bound volume)

**COUNTY ADMINISTRATOR****ENGINEERING CONSULTING SERVICES: CONCEPTUAL DESIGN SERVICES - BRIDGES**

1. Execute Work Assignment 1 for Bridge No. 134019, Riverview Boulevard, McLewis Bayou, with Wade-Trim Inc., not to exceed \$19,161.84. RECORD S44-199
2. Execute Work Assignment 2 for Bridge No. 134014, Riverview Boulevard, Warners Bayou with Wade-Trim Inc., not to exceed \$18,379.76. RECORD S44-200
3. Execute Work Assignment 3 for Bridge No. 134013, Riverview Boulevard, Warners Bayou with Wade-Trim Inc., not to exceed \$18,379.76. RECORD S44-201

**ENGINEERING CONSULTING SERVICES - RYE ROAD BRIDGE NO. 134022**

Execute Work Assignment 1 for final design and preparation of construction plans for road realignment of Rye Road and Manatee River Road and bridge replacement with Glace & Radcliffe, Inc., not to exceed \$237,431. RECORD S44-202

**HEALTH BENEFITS - RENEWAL OF SERVICES**

Enter into contract negotiations with the current health benefits administrator, Acordia Benefits of Florida, Inc., and Anthem Health Systems, Inc., to renew services for Third Party Administration and Managed Care for an additional 12 months plus the option to renew thereafter for another 12 months resulting in the potential for a 24-month extension of the present arrangement.

**HOUSING REHABILITATION - BID CORRECTION**

Correct the award amount of L&M General Construction, Inc., for Bid No. 424194DC to \$32,460 in lieu of \$31,860 per the May 17, 1994, Board meeting for rehabilitation of three homes (SHIP program).

**RYE ROAD & WATERLINE ROAD - ROAD IMPROVEMENTS**

Execute (Final) Change Order 2 to contract (Bid 311244DC) with Shirley Land Development, Inc., net increase of \$53,875.47 for an adjusted contract amount of \$1,175,753.37, and the addition of 74 calendar days to contract completion time for a revised completion date of August 12, 1994. RECORD S44-203

**RURAL PARA-TRANSIT OPERATING ASSISTANCE GRANT**

R-94-247 A RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR RURAL PARA-TRANSIT OPERATING ASSISTANCE IN THE AMOUNT OF \$57,000 (\$28,500 LOCAL, \$28,500 STATE). RECORD S44-204

**UNCOLLECTIBLE ACCOUNTS - PARA-TRANSIT**

R-94-249 RESOLUTION DESIGNATING CERTAIN DELINQUENT ACCOUNTS RECEIVABLE INCURRED BY PARTICULAR RECIPIENTS OF MANATEE COUNTY PARA-TRANSIT FROM JANUARY 1, 1992, THROUGH MARCH 9, 1994, AS UNCOLLECTIBLE IN ACCORDANCE WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES (\$855). RECORD S44-206

**LAKE MANATEE BOAT RAMP RENOVATION PROJECT**

Execute agreement with the Florida Department of Environmental Protection (DEP) for \$86,772 to expire December 31, 1994, with funding provided by West Coast Inland Navigational District (WCIND), \$43,386, and Florida Boating Improvement Program, \$43,386.

RECORD S44-207

**GREER (BEER CAN) ISLAND DREDGING**

Execute agreement with Town of Longboat Key (based on WCIND funding) to expire December 31, 1994, for projects numbered M16 (\$9,574) and M37 (\$45,000), for a total of \$54,574.

RECORD S44-208

**WCIND PROJECT AGREEMENT EXTENSIONS**

Execute one-year extensions to agreements (to expire 9/30/95) with recipients of WCIND funding and to add associated attachments entitled "Guidelines to Define Funding Conditions for Law Enforcement, Navigation, Environmental Education, Boating Safety-Education and Recreation" to the agreements, as follows:

Coast Guard Flotilla No. 83, Boating Education & Safety, Project M41, \$3,050;

S44-209

Manatee County Sheriff's Office, Marine Law Enforcement, M43, \$87,575;

S44-210

City of Anna Maria, Lake LaVista Dredge, M49, \$45,000;

S44-211

Coast Guard Flotilla No. 83, Boating Education & Safety, M50, \$2,675;

S44-212

Coast Guard Flotilla No. 85, Training in Water Safety, M51, \$2,088;

S44-213

Manatee County Sheriff's Office, Marine Law Enforcement, M52, \$20,800;

S44-214

Environmental Action Commission, Leffis Key Habitat Restoration, M53, \$6,370.

RECORD S44-215

**AIR POLLUTION CONTROL - AUTOMOBILE LICENSE TAG FEES**

Chairman of the Board of County Commissioners and the Chairman of the EAC to sign letters to individual members of the County's legislative delegation urging them to assist the County in obtaining tag fee money from the State Department of Environmental Protection.

**CORTEZ VILLAGE FISHING INDUSTRY**

R-94-259 A RESOLUTION IN SUPPORT OF THE FISHING INDUSTRY OF CORTEZ VILLAGE, MANATEE COUNTY, FLORIDA.

RECORD S44-216

**METROPOLITAN PLANNING ORGANIZATION - ADMINISTRATIVE TRANSFER**

1. Accept and execute interlocal agreement for administrative services with the Sarasota/Manatee Metropolitan Planning Organization (MPO) with an effective date of October 1, 1994; and, RECORD S44-217
2. Execute professional office space sublease with Sarasota County effective October 1, 1994, for office space occupied by the MPO at the Airport Commerce Center. RECORD S44-218

**1994 VALUE ADJUSTMENT BOARD - SPECIAL MASTER**

Approve, ratify, confirm and execute the 1994 Value Adjustment Board Special Master contract with the Value Adjustment Board, the School Board, and Beth B. Antrim-Berger, upon receipt of signed copies from the School Board.

RECORD S44-219

**DONATIONS - SUMMER CAMP PROGRAM**

Accept donations, in accordance with the provisions of Ordinance 86-05 and procedures established by the County Administrator's office, in the form of prizes valued at approximately \$1,057 from the local and regional business community to be utilized by the Summer Camp Program.

**FLORIDA COASTAL CLEANUP**

Parks and Recreation Department to furnish labor and use of equipment in support of the Coastal Cleanup Project at a value not to exceed \$2,000 (in-kind services).

**IMPACT FEE CREDITS - GULFCOAST FACTORY SHOPS**

Approve/execute road construction credit (Final Authorization of Transportation Credit) in the amount of \$28,027.43 for eligible road construction costs for Gulfcoast Factory Shops per Credit Authorization CA-92-07(T).

RECORD S44-220

**800 MEGAHERTZ RADIO COMMUNICATION SYSTEM**

Execute agreement with West Coast-Southern Medical Service, Inc., for use of the County's 800 megahertz radio communication system.

RECORD S44-221

**HURRICANE TABLOID**

Expend \$2,835.69 for the local share of production of the 1994 Hurricane Guide by the Tampa Bay Regional Planning Council for a total local distribution of 72,250 copies.

**DEEDS AND EASEMENTS**

1. 9th Street East Road Improvements - Warranty Deed from Plantation Grove Ltd., for right-of-way from 53rd Avenue East to 301 Boulevard; Temporary Construction Easement from Plantation Grove Ltd.; Affidavit of Ownership and Encumbrances; and Partial Release from Washington National Insurance Company.
2. Terra Ceia Water Line Project - Quit Claim Deed from Kenneth E. and Margaret C. Wyrick; Utility Easements, Affidavits of Ownership and Encumbrances, and Temporary Construction Easements from Wayne E. and Carol E. Campbell, John W. and Marilyn J. Koeck, Ronald Leonard and Elizabeth A. Lehrke, John Ed Maynard, Kenneth E. and Margaret C. Wyrick, as Trustees.

**BUDGET AMENDMENT RESOLUTIONS**

Adoption of Budget Amendment Resolutions:

**PUBLIC WORKS/EPA GRANTS (B-94-225/1,2&3)**

Increase Revenue/Expenditure: Adjusting accounting entries to close EPA grant projects by revising budgets to reflect actual receipts and expenditures. All County monies remaining in EPA funds will be closed to Utilities retained earnings and reallocated to other Utilities capital projects via subsequent action. \$113,184 S44-222

Decrease Revenue/Expenditure: \$455,580 S44-223

Item Transfers: \$86,181 S44-224  
**RECORD**

**PUBLIC WORKS/HIGHWAY (B-94-226/1&2)**

Item Transfer: Appropriates funds from Local Option Gas Tax Fund Balance as a loan for a road assessment project to pave 15th, 17th, and 18th Streets West. \$137,065 S44-225

Increase Revenue/Expenditure: \$137,065 S44-226  
**RECORD**

**PUBLIC WORKS/UTILITIES (B-94-227/1&2)**

Item Transfers: Deobligates funding for certain sewer capital projects and reallocates funds to the sewer reconstruction 1994-96 project based on revised project funding needs. \$2,475,000 S44-227

Item Transfers: \$400,000 S44-228  
**RECORD**

**LONGBOAT KEY BEACH PROJECT FUNDING**

Execute Fiscal Year 1994 Funding Agreement with the Town of Longboat Key providing for a grant of \$150,000 from the Tourist Development Tax for Longboat Key beach renourishment.

**RECORD S44-229**

**TRAVEL**

Authority to travel for County Administrator to Marco Island, Florida, on October 14-15, 1994, to attend Manatee Chamber of Commerce 1994 Planning Retreat/Leadership Conference.

**COMMUNITY SERVICE PROJECT - FLORIDA COASTAL CLEANUP**

Placement of one 20-yard roll-off at the Terra Ceia Bridge, Bayside Coquina Beach, 59th Street Boat Ramp, and Palma Sola Causeway, for the annual Florida Coastal Cleanup on September 17, 1994; and waive appropriate service and tipping fees at the landfill.

(End Consent Agenda)

**Recess/Reconvene.** All members present.

**ENGINEERING SERVICES - EAST COUNTY WELLFIELD & LAKE MANATEE WATERSHED**

John Zimmerman, Public Works, requested execution of Change Order 2 to Work Assignment 1 for additional engineering services for East County Wellfield construction with Camp Dresser & McKee, Inc., not to exceed \$14,629 for a work assignment total not to exceed \$709,916; and execution of Work Assignment 3 for additional services for the Lake Manatee Dam Downstream Release Study with Camp Dresser & McKee, Inc., not to exceed \$24,810.

Discussion: Concern regarding Southwest Florida Water Management District changing the rules.

Motion was made by Mr. Gause, seconded by Mr. McClash and carried unanimously, to approve the requests. **RECORD S44-230**

S44-231

YOUTH SUBSTANCE ABUSE SERVICES PROGRAM - MANATEE GLENS

Linda Ackerman, Community Services, recommended execution of Amendment 2 with Manatee Glens Corporation for youth substance abuse residential and outpatient treatment services for an additional one-year period, (10/1/94-9/30/95), not to exceed \$652,627.

She further recommended execution of Addendum to Lease Agreement with Manatee Glens Corporation for an additional one-year period from October 1, 1994, through September 30, 1995, for the Adolescent Recovery Center.

Regarding Amendment 2, she noted a correction to the total contract amount of \$1,216,447. The total amount should read \$1,476,274.

Deborah Unger, Director of Rehabilitative Services, Manatee Glens, presented the Fiscal Year 1994 Annual Report for provision of youth substance abuse residential and outpatient treatment services at Manatee Glens. She reviewed the report as submitted and discussion ensued.

John B. (anonymous) and Anita R. (anonymous) testified on behalf of Manatee Glens and thanked them for their assistance involving a drug-related situation.

Motion was made by Mrs. Glass, seconded by Mr. McClash and carried unanimously, to authorize execution of Addendum 2 for Youth Substance Abuse Residential and Outpatient Treatment Services and execution of Addendum to the Lease Agreement with Manatee Glens.

RECORD S44-232  
S44-233

CHILDREN'S SERVICES ADVISORY BOARD - FUNDING RECOMMENDATIONS

Cheri Coryea, Community Services, presented the Fiscal Year 1994 Children's Services Advisory Board (CSAB) funding recommendations and requested conceptual approval of Fiscal Year 1995 Children's Services dedicated millage funding awards. Various handouts were submitted and reviewed. She reviewed the criteria utilized for determining the funding recommendations for \$2.1 million.

Discussion: Some after-school programs will receive one quarter of the funding for the first 4 months and then additional funding following review of the program; letter to legislative delegation regarding licensure inspection and training of home day care facilities; recoup costs for any programs associated with medicaid; duplication of services; duplication of tax dollars for educational programs; fund raising; County funding School Board programs; Boys and Girls Club programs; Just for Girls programs; HIPPIY program; Juvenile Assessment Center; infant and toddler programs.

Wendy Mann Resnick, United Cerebral Palsy Executive Director, requested funding in the amount of \$31,647.

Sandra Mullon, CSAB member, stated that great deliberation was taken regarding the funding recommendations.  
(Note: Further discussion later in meeting).

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

PROPOSED PARK PROJECTS/IMPACT FEE DISTRICT B

Danny Hopkins, Parks and Recreation Director, requested authorization to proceed with park development projects in Impact Fee District B (Palmetto area) for the upcoming fiscal year pending approval of the Capital Improvement Plan (CIP) and associated interlocal agreements.

Discussion: Temporary practice soccer fields at the fairgrounds; Palmetto Boys Club agreement; \$50,000 set aside for the Palmetto Boys Club effort; additional lighted little league field (\$45,000); interlocal agreements are needed with the City of Palmetto, the Palmetto Boys Club, and the County to proceed.

It was noted that the CIP will be brought forward for approval on September 27, 1994, therefore no action was taken.

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**FINANCIAL ADVISOR'S CONTRACT - TERMINATION**

The Chairman requested the appropriate procedures be followed to terminate the existing County financial advisor contract with Kidder, Peabody and Co., Inc., due to the termination of Peter Zent, and proceed with a new RFP. He submitted a letter (9/12/94) from John E. Rodstrom, Jr., of Kidder, Peabody and Co., Inc., requesting Manatee County retain his services as financial advisor in the place of Mr. Zent.

Discussion: Terminate contract legally; ratify the same termination action under the Port Authority, EAC, and Civic Center Authority.

Motion was made by Mrs. Glass, seconded by Mr. McClash and carried 6 to 0, to terminate the contract and give authority to give notice of termination on behalf of the Board of County Commission and to authorize the County Administrator and the Clerk of the Circuit Court to prepare a Request for Proposals.

**COQUINA AND MANATEE BEACH CONCESSIONS**

Motion was made by Mr. McClash, seconded by Mr. Chetlain and carried 6 to 0, to authorize the Chairman to execute the Amendment and Addendum to the P. S. Beach Associates, Inc., License Agreement for beach concessions at Coquina Beach and Manatee Beach; and execute the letter to First Union Bank authorizing the reduction in the Letter of Credit provided for the account of P. S. Beach Associates, Inc. (reduced from \$50,000 to \$25,000). *note: see also p. 15. See also to BCC.* **RECORD S44-234**

**BADEN CHARITABLE TRUST - MANATEE COUNTY NURSERY DONATION**

Mr. Estabrook requested accepting the donation of a structure owned by the Baden Charitable Trust, conditioned upon the Trust's assuming all costs associated with relocating the structure to a temporary foundation at the Manatee County Nursery.

He further requested approval to prepare an agreement with the Palma Sola Botanical Park Foundation, to be executed within 90 days, providing that the donated structure shall be developed, equipped and utilized as a multi-purpose, educational facility, in accordance with all applicable building, land use, and zoning code requirements.

Discussion: Estimated cost for code compliance is \$26,800; cost to be born by the Palma Sola Botanical Park Foundation; work to be done by the County; 2 years to complete the project; rezone nursery property (County-initiated); etc.

Motion was made by Mr. Chetlain, seconded by Mr. McClash and carried 6 to 0, to approve the requests.

**CHILDREN'S SERVICES ADVISORY BOARD - FUNDING RECOMMENDATIONS** (Cont'd)

Discussion continued regarding the dedicated millage funding recommendations made by the Children's Services Advisory Board.

Discussion: After-school programs; Downtown Center for Children; participation by the City of Bradenton; infant/toddler program; Juvenile Assessment Center would be funded one time; use of Bradenton Middle School.

Gary Knuckles, CSAB member, addressed the need for funding by various agencies. He added that educational programs should be funded by the School Board.

Discussion: School Board funding alternative education programs as opposed to the County funding such programs; Just for Girls program; dual taxation; PACE Center for Girls; etc.

Upon consensus, the Board agreed to conceptually approve the recommended funding allocations with exception of the following agencies which will be brought back on September 22, 1994, due to various concerns:

MOC Project Child Care, Subsidized Day Care, \$170,100  
Downtown Center for Children, Infant/Toddler Care, \$54,110  
Manatee Glens Corp., Juvenile Assessment Center, \$62,552

Manatee Memorial Hospital, Therapeutic Foster Homes, \$45,000  
 Police Athletic League, Manatee Program, \$108,000  
 Just for Girls, G.I.R.L.S., \$102,503  
 MOC Project Child Care, Resource Mobile, \$50,000  
 Full Service School of Manatee County, HIPPIY Program, \$84,706.88

Ms. Coryea reviewed the agencies recommended for funding out of the General Revenue Funds in the total amount of \$373,723. She also reviewed the agencies recommended for funding from the Youth Substance Abuse Prevention Funds in the total amount of \$216,764.

**FLORIDA COMMUNITIES TRUST GRANT - LAKE MANATEE WATERSHED**

John Zimmerman, Public Works, recommended adoption of

**R-94-253** RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE FLORIDA COMMUNITIES TRUST (FCT) UNDER THE PRESERVATION 2000 PROGRAM FOR THE MANATEE HEADWATERS AT DUETTE PROJECT

(grant of \$2,956,480 [FCT \$2,100,000; local match \$856,480], and authorizing the Chairman to execute all grant documents).

He referred to two maps of the area. In March 1993, IMC Fertilizer suggested a potential acquisition and trade strategy wherein the County would purchase 2,344 acres of land from IMC, of which 886 acres are located in the Manatee Watershed and Horse Creek (Peace River) Watershed. The County would then trade 1,277 acres in the Horse Creek Watershed for 1,458 acres of land owned by IMC in the Lake Manatee Watershed, bringing the total County Lake Manatee acreage acquired to 2,344 acres. This final acreage represents the acreage sought for acquisition participation from FCT, Preservation 2000.

Portions of the property proposed for acquisition/swap are permitted for mining. Acquisition would eliminate mining in this portion of the watershed. The County will transfer existing mining permits from the IMC land within the watershed to the land outside the watershed acquired by the County for the exchange.

It was noted the procedures to be taken if the grant is accepted, i.e., appraisal, contract for purchase/exchange, amend DRI, master mining plan and operating permit, rezone land inside the watershed to Conservation and land outside the watershed to EX-extraction.

Motion was made by Mr. Chetlain, and seconded by Mr. McClash, to adopt Resolution R-94-253. Motion carried 6 to 0.

RECORD S44-235

**PEAK OIL SUPERFUND SITE**

Motion was made by Mrs. Glass, seconded by Mr. Gause and carried 6 to 0, to approve payment of the first assessment of \$6,000 for the interim Remedial Design/Remedial Action Group, as related to the PEAK Oil Superfund site.

**COMPREHENSIVE PLAN AMENDMENTS**

Carol Clarke, Planning, Permitting and Inspections Director, stated this is the second public hearing for Comprehensive Plan Amendments. The ordinances were transmitted to the Department of Community Affairs (DCA) and comments were received. She recommended the ordinances be continued to September 22, 1994, to ensure the packages are complete to send to the State.

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-12** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, AMENDING MANATEE COUNTY ORDINANCE 89-01, AS AMENDED, THE MANATEE COUNTY COMPREHENSIVE PLAN; PROVIDING FOR TEXT AMENDMENTS TO THE MASS TRANSIT ELEMENT, AMENDING METHODS UPON WHICH LEVEL OF SERVICE FOR MASS TRANSIT IS CALCULATED; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.  
 (PA-94-01; Mass Transit Element)



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Ms. Clarke stated that DCA had concerns that level of service requirements and the Office of Financial Management review were being eliminated. Staff made language changes to correct the concerns.

Motion was made by Mrs. Glass, seconded by Mr. Gause and carried 6 to 0, to continue Ordinance 94-12 (PA-94-01) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-15** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR A CHANGE TO THE FUTURE AND EXISTING TRAFFIC CIRCULATION MAPS AND TEXT TO ADDRESS THE NUMBER OF LANES, FUNCTIONAL CLASSIFICATION AND RIGHT OF WAY NEEDS ON COUNTY THOROUGHFARE ROADS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-94-04; Future Traffic Circulation Maps)

Ms. Clarke stated that DCA had concern that the Florida Department of Transportation (FDOT) requirements were not being met in certain cases and they had concern regarding elimination of right-of-way protection requirements. Staff made changes to address the concerns.

Motion was made by Mrs. Glass, seconded by Mr. McClash and carried 6 to 0, to continue Ordinance 94-15 (PA-94-04) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-21** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR AMENDMENTS TO THE FUTURE LAND USE ELEMENT, OPERATIVE PROVISION, THE CAPITAL IMPROVEMENT ELEMENT, AND THE TRAFFIC CIRCULATION ELEMENT TO REVISE AND CLARIFY TABLES 5-1 AND 12-OA, PEAK HOUR LEVEL OF SERVICE STANDARDS FOR TRAFFIC, RECOGNIZING PROGRAMMED CAPACITY, AND ALLOWING FOR A PROVISION FOR DE MINIMIS IMPACT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-94-10; LOS Clarifications)

Ms. Clarke stated that DCA had some concern with the de minimis project language; therefore, the language was modified to address the concerns. She addressed Level of Service requirements for the intrastate system.

Motion was made by Mrs. Glass, seconded by Mr. McClash and carried 6 to 0, to continue Ordinance 94-21 (PA-94-10) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-18** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR TEXT AMENDMENTS TO THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN MODIFYING THE POLICIES RELATING TO ACCESS TO COMMERCIAL USES TO ALLOW INDIRECT ACCESS UNDER SPECIFIC LIMITED CIRCUMSTANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(PA-94-07; Commercial Access Requirements)

(Depart Mrs. Glass)

Ms. Clarke stated that DCA had concern regarding compatibility. Staff withdrew the language regarding commercial access and the relationship to a thoroughfare.

Motion was made by Mr. Chetlain, seconded by Mrs. Hooper and carried 5 to 0, to continue Ordinance 94-18 (PA-94-07) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-13** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR TEXT AMENDMENTS TO THE FUTURE LAND USE ELEMENT, TO CLARIFY POLICIES RELATING TO COMPATIBILITY AND TIMING OF LAND USES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (PA-94-02; Compatibility Guidelines)

Ms. Clarke stated there were no objections by DCA.

Motion was made by Mrs. Hooper, seconded by Mr. McClash and carried 5 to 0, to continue Ordinance 94-13 (PA-94-02) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

(Enter Mrs. Glass)

Public hearing (Notice in The Bradenton Herald 9/7/94) was opened to consider

**ORDINANCE 94-14** AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA...; PROVIDING FOR TEXT ADDITIONS TO THE COASTAL ELEMENT, REFLECTING THE COUNTY'S PARTICIPATION AND SUPPORT OF THE TAMPA BAY NATIONAL ESTUARY PROGRAM, PROVIDING FOR AMENDMENTS TO CHANGE REFERENCES FROM MOBILE HOME TO MANUFACTURED HOME IN THE DEFINITIONS, COASTAL MANAGEMENT, AND HOUSING ELEMENTS, PROVIDING FOR THE DELETION OF THE PROVISIONS FOR AN INTERLOCAL AGREEMENT WITH THE MYAKKA RIVER MANAGEMENT COORDINATING COUNCIL IN THE COASTAL MANAGEMENT ELEMENT, PROVIDING FOR THE DELETION OF THE REQUIREMENT FOR PLANNED DEVELOPMENT ZONING FOR CERTAIN PROJECTS WITHIN THE WO-E, WO-M, AND THE CHHA; TO PROVIDE CLARIFICATIONS AND REFLECT CHANGED CIRCUMSTANCES; PROVIDING FOR PLAN VARIANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (PA-94-03; Inconsistencies/Changed Circumstances)

Ms. Clarke stated that concerns have been addressed regarding a variance mechanism.

Discussion: Results of the May 5, 1994, Board discussion.

Motion was made by Mr. McClash, seconded by Mr. Gause and carried 6 to 0, to continue Ordinance 94-14 (PA-94-03) to September 22, 1994, at 9:00 a.m. or as soon thereafter as possible.

**COMMISSIONERS' COMMENTS**

**14th Street West - Removal of Median Strip**

Mrs. Glass relayed a request by Rev. Clements to remove a median strip on 14th Street West. She was informed that FDOT has indicated it cannot be removed.

**Removal of Excess Dirt**

Mr. Gause commented on the County discontinuing giving excess dirt to willing recipients. He requested Public Works research the cost of hauling the excess dirt to the landfill as opposed to giving it away. **Disposition:** Referred to the County Administrator.

**Catalina Subdivision - Stewart Elementary School**

Mr. Stephens relayed a request from residents of Catalina Subdivision for 20-mph school zone signs in the Stewart Elementary School vicinity. In response to previous complaints, eight 30-mph speed limit signs were installed in the subdivision, which residents feel are unwarranted. **Disposition:** Referred to County Administrator.


**MEETING ADJOURNED**

There being no further business, the meeting was adjourned.

Attest:

  
\_\_\_\_\_  
Clerk

APPROVED:

  
\_\_\_\_\_  
Chairman 11/15/94

Adj: 9:04 p.m.  
/gbh