

NOVEMBER 22, 1994

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, November 22, 1994, at 9:06 a.m.

Present were Commissioners:

Stan Stephens, Chairman
 Joe McClash, First Vice-Chairman
 John R. Gause, Second Vice-Chairman
 Patricia M. Glass
 Lari Ann Harris
 Maxine M. Hooper
 Gwendolyn Y. Brown

Also present were:

James Seuffert, Acting 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 David McDonald, Port Director.

The meeting was called to order by Chairman Stephens.

OATH OF OFFICE - COUNTY COMMISSION

The Honorable Scott Brownell, Manatee County Circuit Judge, administered the Oath of Office to Patricia M. Glass, District 6, and Gwendolyn Y. Brown, District 2.

The Honorable Paul Logan, Manatee County Circuit Judge, administered the Oath of Office to Lari Ann Harris, District 4.

Recess/Reconvene. All members present.

PUBLIC OFFICIALS BOND

Motion was made by Mr. McClash, seconded by Mrs. Harris and carried 6 to 0, to approve the Public Officials Bond (The Ohio Casualty Insurance Company, Surety) for Commissioner Gwendolyn Y. Brown; and to authorize the Chairman to execute the approval of that bond.

(NOTE: Ms. Brown will not have voting privileges until the bond is filed with the State).

RECYCLING CONSULTANT

James Seuffert, Acting County Administrator, recommended approval to issue Change Order 2 to Purchase Order 98956 for \$19,135 with R. W. Beck & Associates, for additional services to evaluate/complete negotiations with Amerecycle regarding proposed recycling/waste reduction program.

Mrs. Glass moved approval. Motion was seconded by Mrs. Harris.

Discussion: Whether R. W. Beck furnished a written report to the Board; high costs for project special consultants.

Voting "Aye" were Mr. Gause, Mrs. Glass, Mrs. Harris, Mrs. Hooper and Mr. Stephens. Mr. McClash voted "Nay." Motion carried.

PROPERTY APPRAISER - OFFICE SPACE

Mr. Seuffert relayed a request by the Property Appraiser to enter negotiations with Outboard Marine Corporation Chris Craft to sublease 8,300 square feet of office space at Plaza Del Rio (101 Riverfront Boulevard) for one year with two 90-day options for use during renovation of the Courthouse annex.

Charlie Hackney, Property Appraiser, stated the request is necessary because renovations would be highly disruptive of office operations with a possibility of air conditioning system failure. He advised that the Plaza Del Rio is the most suitable office space on a short-term basis with minimal disruption and less cost. The monthly rental would be \$10.50 per square foot.

Discussion: Status report regarding First Union Bank building purchase; extensive renovations would be necessary at First Union; cost/funding for move; having architect and staff report on conceptual plan; time is of the essence for continued operations.

Motion was made by Mrs. Glass that cost figures be attached to this request and brought back on the December 6, 1994, agenda. Motion was seconded by Mrs. Hooper and carried 6 to 0.

AMERECYCLE RECYCLING FACILITY PROPOSAL

Mr. Seuffert summarized the latest contract negotiations from the meeting of November 21, 1994, with Amerecycle for a recycling facility and composting program: reduced contract term; buyout terms; County Attorney legal issues; compost use by County for landfill; stricter compost testing/quality; and reduced service fees. He submitted written correspondence and petitions stating that proposals on the contract are scheduled for December 15, 1994.

Speaking in opposition were: Fran McGlynn, Tropical Highlands Neighborhood Association; William Wheeler; Mayor Bill Evers, City of Bradenton; Charlotte Bell; John Patterson; Larry Patterson; James Schrader, Coral Shores Owner's Association; Gloria Rains, Manasota 88; Fred and Frances Zoerner; Jo Carlton; Keith Clark; Daniel Bittner, Mount Vernon Condominium Association; Jim Newton; Bill Markell, San Remo Shores Homeowners' Association; Vic Coveduck, Bay Colony Association; Robert Lewis; Ernestine Madden; Ernest "Sandy" Marshall, Federation of Manatee County Community Associations (submitted letter/resolution dated 11/18/94); Bob Van Wagoner, representing City of Holmes Beach; Doug Copeland; Avery Gould; Harlan Twible; Hugh Dorris; Jane Wade.

Speaking in favor of composting were: Thomasina Guerin; Mary Sheppard, Sierra Club (submitted letters dated 11/22/94 and 5/1/94).

Items addressed: Guarantees to Amerecycle regarding garbage stream; Amerecycle track record; whether State mandates will be met; contract needs to be in understandable terms; setting referendum on issue; placing Amerecycle in business at taxpayer expense; future liability of cleanup of compost spreading; reassignment of contract; Amerecycle financial stability; liability if Amerecycle defaults; bond liability; reviewing latest technology; source separation; reimbursement to County for space occupied by Amerecycle facility; fees; utilizing prisoners for source separation; program expensive/wasteful; eminent domain; citizens favor recycling; lack of cost benefit analysis; terminating contract negotiations; obligating County to buy back compost; Amerecycle experimenting; consider other methods to meet mandates; effect on County bond ratings/interest rate if Amerecycle defaults; mandate public recycling; high cost of program; allowing public comment on contract when redrafted; compost contaminates ground; disclosing principals in the limited partnership; educating public; using bags for separation; cost comparison of composting/recycling; investing in derivatives risky; postponing decision until after holidays; keeping public informed on contract and other recycling options prior to approval; etc.

Bill Leonidas, Resource Recovery (Sarasota County recycling vendor), addressed increased revenues derived from sales of marketable recycled materials from 1990 to 1994.

Discussion: Price per ton Sarasota pays vendor; landfill tipping fees; Sarasota program is a dual stream co-mingled collection program (two sorts by resident and collector); market value of recyclable materials volatile; information mailed to public by a Commissioner.

Recess/Reconvene. All members present except Mr. Stephens. Mr. McClash presiding.

Also speaking in opposition were: Don Hunter; Steve Abrams; Dottie McChesney, representing Anna Maria City Commission; Ruby Zielinski; Howard Bridges, Flamingo Cay Association; Richard Reynolds, Home Builders Association of Manatee County; Mary Detweiler, representing Palma Sola Park Association; Gerry Messick; and Robert Lewis.

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(Cont'd)

Items addressed: Reviewing alternatives which cost less; people not in favor; expand existing program; select program environmentally safe; listen to citizens; constant technology/market changes; establish a task force of community representatives; keeping public better informed with follow-up on this complex issue; if facility can accommodate population growth; compost marketability; deferring issue to January; if there would be legal ramifications should County cease contract negotiations.

ROAD GRADING - 15TH, 16TH, 17TH AND 18TH STREETS WEST

Mrs. Glass relayed a complaint by residents on 15th, 16th, 17th and 18th Streets West (private roads off 30th Avenue), that the roads are in deplorable condition as a result of sewer line installation and requested they be graded.

Motion was made by Mrs. Glass, seconded by Mr. Gause and carried 5 to 0, to grade the roads one time.

Recess/Reconvene. The meeting reconvened at 5:31 p.m. with all members present except Mr. Gause and Mrs. Harris.

AMERECYCLE RECYCLING FACILITY PROPOSAL (Cont'd)

Additional speakers **in opposition** were: Karen Fraley; Carol Bartz; Charlie Jones; Pat Windham; Walter Miller, School Board; Bill Saunderlin; John Taaffe, River Harbor West Association; Donna Hayes; and Fred Letts.

Items addressed: Current recycling program works; educate children to recycle; Amerecycle risky; proposed compost contains contaminants with limited use; increased fees affecting school budgets/taxes; informing School Board of environmental impacts; increased fees impact retired citizens on fixed incomes; citizen participation; commitment to Amerecycle too long; do more research; do not take responsibility from the people.

Motion was made by Mrs. Glass and seconded by Mrs. Harris to accept all the correspondence into record including information submitted by Mr. McClash. Motion carried 4 to 0.

The Chairman recapped public concerns and concluded that public comment will be heard on the contract when redrafted, and at a public hearing if tipping fees are to be increased.

Mr. McClash recommended: staff bring back a cost benefit analysis; defer decision until after the holidays; possibly consider referendum; report on Sarasota County recycling program.

Mrs. Glass requested additional information regarding recyclables as listed on report by Resource Recovery.

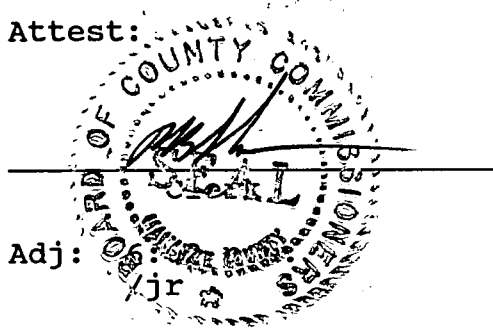
Disposition: Bring back full presentation and cost analysis.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:



Adj:

Stan Stephen

Chairman 1/26/95