

OCTOBER 26, 1995

The Board of County Commissioners, Manatee County, Florida, met in RISK ASSESSMENT MEETING in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Thursday, October 26, 1995, at 12:07 p.m.

## Present were Commissioners:

Stan Stephens, Chairman  
 Joe McClash, Second Vice-Chairman  
 John Gause, Third Vice-Chairman  
 Lari Ann Harris  
 Maxine M. Hooper

## Absent were Commissioners:

Patricia M. Glass, First Vice-Chairman (previous commitment)  
 Gwendolyn Y. Brown (previous commitment)

## Also present were:

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

The meeting was called to order by Chairman Stephens.

GLENN LAKES SUBDIVISION - MANATEE COUNTY GOLF COURSE ENCROACHMENT

William C. Henry, Assistant County Attorney, spoke regarding an encroachment issue between the Manatee County Golf Course and proposed Lots 5-16, Phase IV, of Glenn Lakes.

He referred to a copy of the survey showing the location of a barbed wire fence (the assumed property line), which has been present for a number of years, running through the subject lots. He described the portion of the land up to the fence, which the County has been taking care of, and advised that development plans call for only a 15-foot greenbelt buffer from the correct property line. The correct property line is the line of trees and water as seen in Photograph 6.

He advised that the County has certain claims on this parcel, but it is a matter of conjecture as to how well these claims would hold up in court. As the County wishes to prevent potential lawsuits, etc., from the purchasers of the lots in question, he recommended the developer, CENTEX, be required to use a disclaimer of liability in their homeowner's declarations in exchange for the county waiving whatever claims it may have to an easement to the golf course.

Mrs. Harris moved to authorize County Attorney to settle the encroachment issue by demanding addition of restrictive covenants to Glenn Lakes Declaration of Covenants. Motion was seconded by Mr. McClash.

Discussion: Players being responsible for private property damages.

Motion carried 5 to 0.

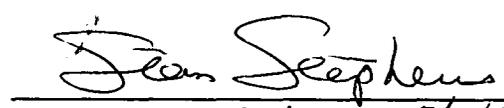
MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:

  
 Clerk

  
 Chairman 7/2/96

Adj: 12:10 p.m.  
 /sgr