

FEBRUARY 27, 1996

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, February 27, 1996, at 9:00.

Present were Commissioners:

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

Also present were:

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

Invocation by Chairman Stephens.

The meeting was called to order by Chairman Stephens.

AWARDS**Employee Suggestion Award**

Certificate of Merit, representing a Class "C" (\$50) award, was presented to **John S. Ferris**, Public Works Department, for submitting an award-winning suggestion resulting in a savings of approximately \$900 per year to the County.

1996 Manatee County Fair

Steve Windor and **John DelGreco**, Manatee River Fair Association, presented a First Place Ribbon to the Manatee County Government Fair Committee for its booth in the 1996 Manatee County Fair.

Barbara Tyler, representing the Manatee County Government Fair Committee, recognized the various members of the Committee.

(Enter Mrs. Glass)

(Gavel to Mrs. Glass, presiding)

PROCLAMATIONS

Upon motion by Mr. Stephens and second by Mrs. Hooper, a Proclamation was adopted designating March 1996 as **Manatee County History Society Month** and March 18, 1996, as **Manatee County Historical Society Day**.

RECORD S44-2568

Doris Wright, representing Manatee County Historical Society, was present to accept the Proclamation.

(Mr. Stephens presiding)

AGENDA DELETIONS

Ernie Padgett, County Administrator, removed Resolution R-96-44 regarding rural shell road standards from the agenda.

MULTI-WAY STOP - BAYSHORE GARDENS PARKWAY/GEORGIA AVENUE

Motion was made by Mrs. Glass, seconded by Mrs. Harris and carried unanimously, to delete from consideration removal of a multi-way stop at the intersection of Bayshore Gardens Parkway and Georgia Avenue.

CONSENT AGENDA

Upon motion by Mr. McClash and second by Mr. Gause, the Consent Agenda was approved unanimously. Items APPROVED:

CLERK OF CIRCUIT COURT - CONSENT CALENDAR**REFUNDS**

SMR 1 Development Corp. - Impact Fees	\$ 2,036.00
SMR 1 Development Corp. - Impact Fees	1,196.00
SMR 1 Development Corp. - Impact Fees	1,033.00

WARRANT LIST

Approve: February 22, 1996 through February 26, 1996

Authorize: February 27, 1996 through March 11, 1996

MINUTES FOR APPROVAL

May 17, 1994; December 6, 1994; and February 7, 1995 - Risk Assessment

AUTHORIZE CHAIRMAN TO SIGN

Contract with Spring Lake Services, Bowlees Creek Dredging,
\$406,750.34 (approved 2/6/96); accept Performance and Payment Bonds
and Certificate of Insurance. RECORD S44-2569

ACCEPT

Certificate of Insurance - 1996 ASID Showhouse Event at Crosley Estate
Financial Statements - Southern Manatee Fire & Rescue District
(FY ending 9/30/95)

COUNTY ADMINISTRATOR

PROCLAMATIONS

1. Adoption of Proclamation designating March 9, 1996, as Better Manatee Day. RECORD S44-2570
2. Adoption of Proclamation designating January 18, 1996, as Clinton Matthews Day. RECORD S44-2571
3. Adoption of Proclamation designating March 1996 as Music In Our Schools Month. RECORD S44-2572

HIV/AIDS TASK FORCE

R-96-34 RESOLUTION OF MANATEE COUNTY, FLORIDA, APPROVING THE
MISSION OF THE MANATEE COUNTY HIV/AIDS TASK FORCE. RECORD S44-2573

MANASOTA INDUSTRY COUNCIL, INC.

Execute Manasota Industry Council, Inc. Job Training Plan Executive
Summary for Program Years 1996 and 1997; Attachment C to the Two-
Year Plan; and Joint Powers Agreement with Manasota Industry
Council, Inc. RECORD S44-2574
S44-2574
S44-2576

PUBLIC HEALTH UNIT

Execute Contract with the State of Florida Department of Health and
Rehabilitative Services for FY95-96 services to be provided at the
Manatee County Public Health Unit (10/1/95-9/30/96); \$12,316,231.
RECORD S44-2577

WEST COAST INLAND NAVIGATION DISTRICT

Chairman to sign a letter to the West Coast Inland Navigation
District (WCIND) requesting an expansion of the project scope for
the Environmental Management Department Channel Markers and Buoys
Project (M48); no change in funding.

CROSLY ESTATE - 1996 ASID DESIGNER SHOWHOUSE EVENT

Approval for the Crosley Foundation, Inc., to participate in the
North Florida Chapter of the American Society of Interior
Designers-Association IV (ASID) 1996 Designer Showhouse Event at
the Crosley Estate; and delegation of authority to the Chairman and
the County Administrator to approve other changes to the Agreement,
which are consistent with the intent of the agreement with ASID,
subject to review by the County Attorney.

EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT

R-96-53 A RESOLUTION RECOGNIZING THE WEEK OF FEBRUARY 25, 1996,
THROUGH MARCH 2, 1996, AS EMERGENCY PLANNING AND COMMUNITY RIGHT-
TO-KNOW ACT (EPCRA) AWARENESS WEEK. RECORD S44-2578

SOLUTIONS TO AVOID RED TIDE

R-96-50 A RESOLUTION SUPPORTING THE ESTABLISHMENT OF A REGIONAL
ORGANIZATION OF LOCAL GOVERNMENT AND CHAMBERS OF COMMERCE WITHIN
THE COASTAL REGION EXTENDING FROM TARPON SPRINGS ON THE NORTH TO
NAPLES ON THE SOUTH TO FACILITATE A CONCERTED EFFORT BY THIS REGION
IN PURSUING AND DEVELOPING SOLUTIONS TO AVOID RED TIDE AND THE
IMPACTS OF RED TIDE WITHIN OUR REGION; AFFIRMING BY THE ADOPTION OF
THIS RESOLUTION A GOOD FAITH EFFORT TO PARTICIPATE EQUITABLY WITH
OTHER ORGANIZATIONS TOWARDS THIS EFFORT BELIEVED TO BE AN ACTION
REPRESENTING THE BEST INTEREST OF OUR COMMUNITY. RECORD S44-2579

TRAVEL

County Attorney to attend City, County and Local Government Law
Certification Committee in Orlando, Florida, on March 6, 1996.

BEACH RESTORATION PROJECT

Execute Amendment 2 to Contract C-6338 with Florida Department of
Environmental Protection reserving existing State grant funds
(\$1,067,230) for future beach nourishment efforts and extending the
grant time to the year 2000. RECORD S44-2580

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ARTIFICIAL REEF PROGRAM - 3 MILE REEF D

R-96-42 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF A **SPORT FISH RESTORATION GRANT APPLICATION** TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE ARTIFICIAL REEF PROGRAM. S44-2581
(Authorizing execution of application; \$25,000). **RECORD** S44-2581A

R-96-43 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF A **STATE SPECIAL GRANT APPLICATION** TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE ARTIFICIAL REEF PROGRAM. S44-2582
(Authorizing execution of application; \$25,000). **RECORD** S44-2582A

LIBRARY DONATIONS

Accept cash donation in accordance with R-86-278 and procedures established by the County Administrator's Office in the amount of \$1,770 given to the Library Division during the FY94-95 quarter covering October, November and December 1995.

TALKING BOOK PROGRAM

Execute Interlocal Agreement with Sarasota County, \$58,025 to administer the Talking Book Program for FY95-96. **RECORD** S44-2583

SNOOKS ADAMS KIDS DAY

Parks and Recreation Department to permit the Anna Maria Island Privateers to hold the 42nd Annual Snooks Adams Kids Day at Bayfront Park on June 8, 1996, subject to the Privateers obtaining a Certificate of Insurance.

FINAL PLAT - ROSEDALE 6-B

1. Final Plat.
2. Declarations of Covenants, Conditions and Restrictions.
3. Supplemental Master Declaration to Master Declaration of Covenants, Conditions and Restrictions.
4. List of Holdings.
5. Fiscal and Budgetary Information.
6. Notice to Buyers.
7. Agreement to Defer Completion of Required Sidewalks for Private Subdivisions with Newton Development Inc. **RECORD** S44-2584

AIRPORT DRAIN SILTATION BASIN

Execute Assistance Agreement/Amendment with U.S. Environmental Protection Agency (EPA) approving an eight-month extension on the budget/project period to March 1, 1996. **RECORD** S44-2585

ASSESSMENT ROLL MODIFICATIONS

R-96-41 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLL FOR ROAD ASSESSMENT PROJECT NO. 5199, **39TH STREET EAST**. **RECORD** S44-2586
(Property Owner: Lewie Schofield)

R-96-35 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLLS FOR ROAD AND SEWER ASSESSMENT PROJECT NO. 5144, **RIVERDALE SUBDIVISION**. **RECORD** S44-2587
(Property Owners: Nordic of Florida; Larry and Vickie Pearson)

R-96-40 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLL FOR SEWER ASSESSMENT PROJECT NO. 5147, **SAMOSET**. **RECORD** S44-2588
(Property Owner: Slaughter and Sons Plumbing, Inc.)

1996 MANATEE COUNTY FAIR - LANDFILL FEE WAIVER

Approve, ratify and confirm waiver of tipping fees at the landfill for solid waste disposal at the 1996 Manatee County Fair from January 22 - 27, 1996.

BETTER MANATEE DAY - LANDFILL FEE WAIVER

Place 15 20-yard roll-offs at designated sites throughout the County on March 9, 1996, and waive appropriate service and tipping fees at the landfill for Better Manatee Day.

PARRISH CIVIC ASSOCIATION/HERITAGE DAY - LANDFILL FEE WAIVER

Place one 20-yard roll-off at the Old Parrish Schoolhouse on March 23, 1996, and waive appropriate service and tipping fees at the landfill for Heritage Day.

SCHOOL SIDEWALK CONSTRUCTION PROJECT

R-96-38 A RESOLUTION REGARDING A JOINT PROJECT AGREEMENT BETWEEN THE COUNTY OF MANATEE AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); AUTHORIZING THE EXECUTION OF SUCH AGREEMENT FOR THE COMPLETION OF VARIOUS LOCATIONS OF SCHOOL SIDEWALKS WITHIN MANATEE COUNTY. S44-2589
(Agreement with FDOT; \$295,242, County share \$29,524). **RECORD** S44-2590

List of Schools: Prine Elementary; Moody/Sugg Elementary; Stewart Elementary (7 sites); Palma Sola Elementary; Southeast High Bayshore Elementary; Braden River Elementary; King Middle.

STATE REVOLVING FUND LOAN PROGRAM

Execute Request for Inclusion on the Priority List for Fiscal Year 1997 (application) for Florida Department of Environmental Protection State Revolving Fund Loan program (four projects listed in the agenda package).

TIME PAYMENT AGREEMENTS

Execute Time Payment Agreements for facility investment fees, connection and line extension charges with Charles G. Campbell; Kerry and Kim Harkinson; Suzanne R. Parker; Stewart C. Thoreson; and Kenneth E. and Margaret C. Wyrick, Tr.

RECORD S44-2591-
S44-2595

9TH STREET EAST

Execute Contract for Sale and Purchase for a Warranty Deed from Bobby Walker for right-of-way for improvement of 9th Street East from U.S. 301 to S.R. 64; \$14,925.

RECORD S44-2596

CANAL ROAD

Execute Contract for Sale and Purchase for a Warranty Deed from Helen D. Bowen, Per. Rep. of the Estate of Benjamin F. Bowen, Jr. and Thomas H. Hume for Canal Road from Memphis Road to 33rd Street East, \$138; accept Warranty Deed and Affidavit of Ownership and Encumbrances from Helen D. Bowen and Thomas H. Hume; Partial Release from Helen D. Bowen.

RECORD S44-2597

DEEDS AND EASEMENTS

1. **14th Street West** - Accept Right-of-Way Easement from Miller Investment Properties for right-of-way required by FSP-95-14 on 14th Street West (Miller's Dutch Kitchen); Affidavit of Ownership and Encumbrances; Joinder from American Bank.
2. **43rd Street West** - Accept Warranty Deed, Right-of-Way Easement and Pedestrian Sidewalk Easement from Olympia Development Group, Inc. as a requirement of Final Site Plan PDC-95-02 for Walgreens located at the corner of 43rd Street West and Manatee Avenue West (recorded 12/29/95); Affidavit of Ownership and Encumbrances; Partial Release from SunTrust Bank and Walgreen Co.
3. **Canal Road** - Accept Warranty Deed from Vernell Irons for Canal Road from Memphis Road to 33rd Street East; Affidavit of Ownership and Encumbrances; Partial Release from United Companies Lending Corp.
4. **S.R. 70** - Accept Special Warranty Deed from Flora Real Estate Management Company for road improvements on S.R. 70 from New 301 Boulevard to I-75; Affidavit of Ownership and Encumbrances (previously recorded).

S.R. 70 ROAD IMPROVEMENTS

1. **U.S. 301 to 45th Street East** - Execute Deed to FDOT conveying right-of-way acquired (7 parcels).
2. **45th Street East to Braden River** - Execute Deed to FDOT conveying right-of-way acquired (6 parcels).
3. **Braden River to I-75** - Execute Deed to FDOT conveying right-of-way acquired (6 parcels).

WILLOW OAKS SUBDIVISION - LAND EXCHANGE

R-96-32 A RESOLUTION OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO ENTER INTO AN EXCHANGE OF REAL PROPERTY FOR RELOCATION OF A PORTION OF A PLATTED DRAINAGE EASEMENT ON LOT 9, WILLOW OAKS SUBDIVISION.

(Notice in The Bradenton Herald February 7 and 14, 1996)
(Authorizing execution of a Deed to Raymond and Denise Meissner; accepting Drainage Easement from Raymond and Denise Meissner).

RECORD S44-2598

SOUTH COUNTY LIBRARY - UTILITY EASEMENT

Execute Utility Easement to Florida Power and Light Company for access to a transformer at the South County Library being constructed on 26th Street, West.

TRANSPORTATION SERVICES

Execute Contract Reinstatement and Modification Agreement Form with the Department of Labor, Division of Vocational Rehabilitation allowing the County to resume transportation services for the remaining Fiscal Year 1996.

RECORD S44-2599

FLORIDA ASSOCIATION OF COUNTIES - COMMERCIAL PAPER LOAN PROGRAM

R-96-39 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE BORROWING OF NOT EXCEEDING \$5,000,000 FROM THE POOLED COMMERCIAL PAPER LOAN PROGRAM OF THE FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION PURSUANT TO THE TERMS OF THE LOAN AGREEMENT BETWEEN THE COMMISSION AND THE COUNTY IN ORDER TO REFINANCE CERTAIN LOANS MADE FOR THE ACQUISITION AND

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CONSTRUCTION OF VARIOUS CAPITAL IMPROVEMENTS; AUTHORIZING THE EXECUTION OF TWO LOAN NOTES TO EVIDENCE SUCH BORROWING; AGREEING TO SECURE LOAN NOTE NO. A-1-3 WITH A COVENANT TO BUDGET AND APPROPRIATE LEGALLY AVAILABLE NON-AD VALOREM REVENUES AS PROVIDED IN THE LOAN AGREEMENT; AGREEING TO SECURE THE PRINCIPAL OF LOAN NOTE NO. A-2-3 WITH A FIRST LIEN ON THE PROCEEDS OF MANATEE COUNTY, FLORIDA GENERAL OBLIGATION BONDS (EMERSON POINT LANDS) WHEN AND IF ISSUED AND IF SUCH GENERAL OBLIGATION BONDS ARE NOT ISSUED THE INTEREST AND PRINCIPAL OF SUCH LOAN NOTE NO. A-2-3 SHALL BE SECURED WITH A COVENANT TO BUDGET AND APPROPRIATE LEGALLY AVAILABLE NON-AD VALOREM REVENUES; AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO EFFECT SUCH BORROWING; AND PROVIDING AN EFFECTIVE DATE.

RECORD S44-2600

(Providing for interim financing of Emerson Point purchase, rural thoroughfare paving and Crosley Estate)

CROSLY ESTATE - ROOF REPAIR

Execute Change Order 1 with Tri-Tech Construction & Design, Inc. for a net increase of \$1,863.02; adjusted contract amount of \$123,158.16.

RECORD S44-2601

PHOTOGRAMMETRIC MAPPING SERVICES

Execute Addendum 1 with I.F. Rooks & Associates, Inc. to extend agreement from March 14, 1996 to March 13, 1997.

RECORD S44-2602

RECLAIMED WATER MAIN - MAGELLAN TO BAY DRIVE

Execute Change Order 1 (Final) with Keith Kerr Construction, Inc. for a net decrease of \$73,918.01; adjusted contract amount of \$685,985.89.

RECORD S44-2603

MATERIALS AND SERVICES

1. **Clarifier Repair (SC-2)** - Approve, ratify and confirm issuance (12/15/95) of Purchase Order 105117 to Port Manatee Ship Repair, Inc., \$58,700 for the emergency repair of clarifier SC-1 at the Southwest Regional Treatment Plant; and issue Change Order 1 to Purchase Order 105117 to Port Manatee Ship Repair, Inc. in the amount of \$1,783.78 for additional work performed.
2. **Copiers** - Authorize to lease via State Contract 600-370-96-1 on a 60-month lease term (subject to availability of funding), one copier from Xerox Corporation; \$106,756.20.
3. **Recycled Xerographic Paper** - Purchase via State Contract 645-120-96-1 from Zellerbach; \$61,290.
4. **Dump Trucks** - Purchase two single-axle dump trucks with 14-foot flatbeds and three tandem axle dump trucks from Gator Ford Truck Inc. (replacement for Transportation's asset 17040, 22603 and 22605; Parks and Recreation's asset 22492 and Public Work's asset 15116); at pricing equal to or less than State Contract prices, not to exceed \$230,129.
5. **Law Enforcement & Jail Management/Automated Systems** - Purchase Software and Hardware Maintenance from BI Incorporated; \$47,594.
6. **Tractor with Boom/Rotary Cutter Unit** - Award IFB 96-4606-DC to Menzi USA Sales, Inc., \$93,300.

AIRPORT 12-INCH WATER MAIN

Award IFB 538524DC to Woodruff & Sons, Inc., \$69,675.38; and authorize simultaneous execution of contract, date performance and payment bond, and accept insurance certificate.

RECORD S44-2604

SURPLUS PROPERTY

Classify excess property as surplus per Florida Statute 274.05 to enable appropriate and authorized disposition in accordance with Procurement Code 84-02, Section 8.108.

RECORD S44-2605

WEATHER REPORTING SUBSCRIPTION

Execute Annual Subscription Agreement with Data Transmission Network Corporation to provide weather reporting services to Public Works, Southwest Regional Treatment Plant, \$1,102.

RECORD S44-2606

BUDGET AMENDMENT RESOLUTIONS**COMMUNITY AFFAIRS/HOUSING** (B-96-040)

Increase Revenue/Expenditure: Appropriates monies for the Farmer's Home Housing Preservation Grant for FY95-96

\$60,000

RECORD S44-2607 ✓

COMMUNITY SERVICES/GRANTS (B-96-041/1&2)

Increase Revenue/Expenditure: Transfers funds from Grant Reserves and allocates revenues to be received from the State Grant approved through the West Central Florida Area Agency on Aging, Inc. for Home Care for the Elderly from 1/1/96-6/30/96

\$12,391 S44-2608 ✓

\$2,206 S44-2609 ✓

RECORD

Item Transfer:

Rescinded
by B-96-076
(4/2/96)

FINANCIAL MANAGEMENT/GRANTS (B-96-042)
Increase Revenue/Expenditure: Appropriates monies received from a contract with the Department of Environmental Protection for Litter and Marine debris prevention \$20,294
RECORD S44-2610

(B-96-043)
Increase Revenue/Expenditure: Appropriates monies received from a contract with DEP for removal of six derelict vessels from County waters \$32,975
RECORD S44-2611

NON-DEPARTMENTAL/GRANTS (B-96-044/1&2)
 Item Transfer: Allocates the balance of local matching funds for the Child Support Hearing Officer Grant \$21,255 S44-2612
Increase Revenue/Expenditure: \$21,255 S44-2613
RECORD

PARKS AND RECREATION/PROJECTS (B-96-045)
 Item Transfer: Closes the 59th Street Park Project and transfers unexpended funds to Reserve for Capital Projects \$51,289
RECORD S44-2614

(B-96-046/1&2)
 Item Transfer: Appropriates funds for the completion of the cart path installation at Buffalo Creek Golf Course \$95,000 S44-2615
Increase Revenue/Expenditure: \$95,000 S44-2616
RECORD

(B-96-047/1,2&3)
 Item Transfer: Closes the Coquina Beach restrooms project and returns funds to Parks Impact Fee District B-E which partially funded the original project budget \$22,310 S44-2617
Decrease Revenue/Expenditure: \$86,696 S44-2618
 Item Transfer: \$86,696 S44-2619
RECORD

(B-96-048/1&2)
Increase Revenue/Expenditure: Appropriates parks impact fees anticipated to be received in Parks Impact Fee District C during FY 1996 to cover cost of constructing Braden River Park \$151,008 S44-2620
Increase Revenue/Expenditure: \$151,008 S44-2621
RECORD

Rescinded by B-96-070 (4/2/96) — **PUBLIC WORKS/PROJECT MANAGEMENT** (B-96-049)
 Item Transfer: Closes the completed project, Bayshore Gardens Parkway \$250,343
RECORD S44-2622

(B-96-050)
Increase Revenue/Expenditure: Appropriates monies from the Recycling Education Grant and the Waste Tire Grant \$499,540
RECORD S44-2623

(B-96-051)
 Item Transfer: Closes the completed East County Wellfield project \$106,676
RECORD S44-2624

(B-96-052)
 Item Transfer: Closes several completed projects \$684,647
RECORD S44-2625

(B-96-053)
 Item Transfer: Closes the completed 9th Street East project \$59,793
RECORD S44-2626

TRANSPORTATION/TRANSIT (B-96-054/1&2)
Decrease Revenue/Expenditure: Adjusts various Transit Division revenue and expenditure budgets to reflect updated estimates \$10,000 S44-2627
Increase Revenue/Expenditure: \$40,324 S44-2628
RECORD

(B-96-055/1,2&3)
Increase Revenue/Expenditure: Adjusts Transit grant revenues and budgets to reflect revised allocations from the Transportation Disadvantaged Grant, the MPO Grant and the FTA and State Operating Grant \$141,800 S44-2629
Increase Revenue/Expenditure: \$8,702 S44-2630
Decrease Revenue/Expenditure: \$146,953 S44-2631
RECORD

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FINANCIAL MANAGEMENT/VARIOUS

(B-96-056/1,2,3&4)

Item Transfer: Reappropriates monies from FY 1994-95 primarily for items funded and/or encumbered in FY 1994-95 which will not be purchased or delivered until FY 1995-96. Also included are unexpended FY 1994-95 funds reappropriated for high priority items not originally included in the FY 1995-96 budget (includes printout dated 2/3/96 confirming prior year appropriations).

	\$812,334	S44-2632
Item Transfer:	\$765,071	S44-2633
Item Transfer:	\$11,206	S44-2634
<u>Increase Revenue/Expenditure:</u>	\$11,206	S44-2635

RECORDSMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Accept and authorize execution of the necessary revised CDBG Neighborhood Revitalization application forms (pages 1-3 of Applicant/Recipient Disclosure/Update Report; CDBG-N-11 Certification by City, County or Town Clerk; and revised pages to CDBG-N-1, N-3, N-9, N-7, N-4 and N-3); authorize Chairman to sign transmittal letter to the Department of Community Affairs (originally approved 1/9/96).

RECORD S44-2636

(End Consent Agenda)

CITIZENS' COMMENTSCB Radio Antenna Height

Fredrick Engilis and George Ambrose spoke regarding the South West Area Team Crime Watch and a proposed ordinance limiting the height of amateur (CB) radio antenna. Mr. Engilis read a letter addressed to the Commission. Mr. Ambrose submitted a packet containing information on antennas.

Michael Latessa, Public Safety Director, advised that two towers are in violation by being located too close to the lot line. The cases are pending before the Special Master and there is no consideration of amending the Land Development Code (LDC) with respect to the towers.

Discussion: No ordinance has been proposed; bring back for discussion and clarification of the possibility of HAM radios being exempt from the LDC; Crime Watch activities; heights adopted when LDC was adopted.

Old South County Library Building

Joe Hudak, representing Scripture Source, a non-profit organization which studies Hebrew language, general scripture and Israel, submitted a pamphlet and inquired of the future disposition of the old South County Library building. He requested utilization of the building to conduct Scripture Source meetings.

He was informed the building would be declared as surplus property and bid out for sale once it was vacated.

Disposition: Mr. Hudak was instructed to meet with the County Administrator to discuss details and disposition of the building.

Also speaking on behalf of Scripture Source were **Jacqueline Spierenburg**, **G. Lee Hudak**, and **Robert L. Dugan**.

1995-1996 Annual Report/Calendar

Hildegard Bell addressed concerns regarding the 1995-1996 Annual Report/Calendar.

Recess/Reconvene. All members present.

CHILDREN'S SERVICES FUNDING AGREEMENTS AMENDMENTS

Cheri Coryea, Community Services, requested approval of Amendment 1 to the 1996 Non-Profit Agency Children's Services Funding Agreements as follows (with deletion of agreement with Girls Scouts of Gulf Coast of Florida):

Boys & Girls Clubs of Manatee County, Inc. (Wheels)	\$37,500	S44-2637
Easter Seal Society of Southwest Florida, Inc. (Early Intervention)	46,000	S44-2638
Manatee County Family Y.M.C.A., Inc. (Before/After School)	31,000	S44-2639
13th Avenue Community Recreation Center, Inc. (Dream Team)	29,154	S44-2640

Tallevast Community Association, Inc. (Self-Esteem/Guidance)	34,010	S44-2641
Rubonia Community Center, Inc. (Hispanic Outreach)	20,000	S44-2642
Palmetto Youth Center, Inc. (Tiny Tots)	65,000	S44-2643
Child Protection Center, Inc. (Personal Safety)	45,000	S44-2644
Manatee County Nursery School, Inc. (Waiting List)	40,000	S44-2645
Cortez Community Center, Inc. (The Kids Do Count in Cortez)	39,550	S44-2646
Aids Council of Manatee, Inc. (P.W.A. Speakers Bureau)	5,000	S44-2647

She stated the areas being amended involve unit of service changes, hours of operation, or audit requirements. The various amendments were reviewed.

Discussion: Units of service for the Boys and Girls Club reduced from 300,000 to 50,000 and cost per unit increased; error in conversion; accountability; Children's Service Advisory Board review; no adjustments were made to programs; audits; service component amount; policy; waiting list too long; unit definition, amount and cost; work session to be brought back to discuss issues.

Motion was made by Mrs. Glass, seconded by Mrs. Harris and carried unanimously, to approve the request. RECORD

(Depart Mrs. Harris)

NON-PROFIT AGENCY FUNDING AGREEMENT AMENDMENTS

Ms. Coryea requested approval of Amendment 1 to the 1996 Non-Profit Agency Agreements as follows:

AIDS Council of Manatee, Inc. (Amendment 2)		
(Client Assistance and Outreach)	\$15,000	S44-2648
Rubonia Community Center, Inc. (After School)	30,450	S44-2649
Tallevast Community Association, Inc. (After School)	26,050	S44-2650
Palmetto Youth Center, Inc. (After School)	41,250	S44-2651
Palmetto Youth Center, Inc. (Intervention/Positive Future)	40,266	S44-2652
13th Avenue Community Recreation Center, Inc. (After School)	41,250	S44-2653
13th Avenue Community Recreation Center, Inc. (Achievers of Today and Tomorrow)	40,266	S44-2654

Motion was made by Mr. McClash, seconded by Ms. Brown and carried 6 to 0, to approve the request. RECORD

(Enter Mrs. Harris)

MANATEE COUNTY INTERAGENCY PRESCHOOL COUNCIL

Discussion was held regarding a request for Children's Services (reserve) funding for the Manatee County Interagency Preschool Council to operate collaborative action therapy for Children's Health and Well-Being (CATCH Program) in the amount of \$45,000.

If the Board approves this program in concept, staff will proceed to advertise a public hearing to allow for formal consideration.

Discussion: Center based program; these children are not involved in the Head Start Program; funding for next year.

Ms. Brown declared a conflict of interest and abstained from voting.

Motion was made by Mrs. Glass, seconded by Mrs. Hooper and carried 6 to 0 with Ms. Brown abstaining, to set the public hearing (approve the program in concept).

ECONOMIC DEVELOPMENT COUNCIL

Motion was made by Mr. McClash, and seconded by Mrs. Hooper, to authorize execution of the Fiscal Year 1995-1996 Funding Agreement with the Economic Development Council/Manatee Chamber of Commerce, Inc. Motion carried unanimously. RECORD S44-2655

Discussion: Tampa Bay Partnership representative did not mention County as a program member; convey message to Partnership to include County.

LIBRARY BOARD APPOINTMENTS

John Van Berkel, Library Manager, recommended appointment of three members to the Library Board of Trustees. He recommended acceptance of the City of Bradenton re-appointment of Diane Kanzler and the City of Palmetto re-appointment of Alice Boylston. He requested the selection

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(Cont'd)

of one of three candidates as nominated by the four Island communities. All representatives shall serve a four-year term.

Motion was made by Mr. McClash, seconded by Mrs. Harris and carried unanimously, that the two appointees from the City of Palmetto (Alice Boylston) and the City of Bradenton (Diane Kanzler) be re-appointed to the Library Board.

Nominations (Island Communities):

John Pettigrew - by Mrs. Harris
Doris Pickett - by Mr. McClash

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

By show of hands, the majority voted for John Pettigrew.

Motion was made by Mr. McClash, seconded by Mrs. Hooper and carried unanimously, to cast a unanimous ballot for John Pettigrew.

53RD AVENUE WEST ROAD IMPROVEMENT - CONCEPTUAL DESIGN REPORT

Janet McAfee, Public Works, reported on the Conceptual Design Report for 53rd Avenue West from 34th Street to 75th Street to Cortez Road.

John Foley, Lombardo and Skipper, Inc., referred to a Typical Roadway Section for 53rd Avenue West (included in report). The road will be four-laned, with bike paths and sidewalks. All right-of-way needed to construct the roadway is in place (120 feet). A "T" intersection was recommended where the curve exists (75th Street and 53rd Avenue).

He addressed landscaping and submitted Option 1, to be used from Cortez Road south on 75th and east on 53rd (to West Glenn Subdivision). He submitted Option 2, for 53rd Avenue east of West Glenn to the intersection of 34th Street West. Option 3 is not being proposed at this time for landscaping the intersection of 34th Street West and 53rd Avenue due to high costs.

Discussion: Future six-lane roadway may be possible; bike lane on both sides of road; landscape maintenance; Option 1 for now and Option 2 possible at a later time; revisit design of roadway connecting El Conquistador Parkway to 75th Street; policy regarding landscaping of major thoroughfares.

Regarding the intersection of 34th Street, Ms. McAfee noted that approval was given for Option 3 with the provision that a report be brought back on the long-term maintenance cost.

Harry Mendenhall, Traffic Control, stated that the intersection of 66th Street and 53rd Avenue meets the warrants for a traffic light. Regarding the need for additional traffic lights on Cortez Road, the State has denied such requests.

Discussion: Congestion in left turn lanes; double-storage lane; extension of 66th Street across 53rd Avenue in the future; future extension of 43rd Street West to connect to 47th Street West.

Mr. Mendenhall referred to a map of possible future roadway extensions for this area.

Bob Lombardo, Lombardo and Skipper, Inc., addressed the future alignment of 75th Street connecting to El Conquistador Parkway and the curve verses the "T" intersection.

Discussion: Conceptual design; swinging the curve (75th Street) into 66th Street; tie in El Conquistador into 66th Street; possible environmental problems with widening Anna Maria Bridge; cost of right-of-way for the broader sweeping turn that was suggested.

The Chairman summarized discussion/recommended direction to staff: 53rd Avenue to be four-lane with Option 1, trees for landscaping; review concern with sweeping turn or a "T" intersection in connection with interfacing with El Conquistador.

RECYCLING PROGRAM EXPANSION - MULTI-FAMILY UNITS

Len Bramble, Public Works Director, requested authorization for staff to negotiate with franchise waste haulers for a residential recycling program (Phase II) to include multi-family units and those customers utilizing other than curbside solid waste collection (apartments, condominiums, etc.)

Gus DiFonzo, Solid Waste Division Manager, described recycling methods utilized by each of the municipalities.

Discussion: All drop-off bins in County have been removed; need drop-off bin for items not being recycled or picked up (cardboard, etc.); renegotiate better terms for drop-off bins; custom tailoring to individual organizations for Phase II; Waste Management has negotiated with condominiums for recycling pick-up; drop-off bins to be replaced temporarily until Phase II complete; one long-term drop-off location even after Phase II complete; bring back options discussed.

Motion was made by Mr. McClash, seconded by Ms. Brown and carried unanimously, to authorize staff to negotiate with the franchise waste haulers.

SHEPHERD STREET - DRAINAGE PROBLEMS

Wayne Roberts, Transportation, reported on drainage problems in the Whitfield area along Shepherd Street and Broughton Drive (north of Arlington Avenue) and requested approval to include corrections in the current CIP for FY95-96. He referred to two maps of the site.

Staff recommended that underdrain be installed to lower the water table below the elevation of the road and the sidewalk.

Discussion: Slippery sidewalk; removal of sidewalk; \$30,000 to install underdrain; sidewalk is used; retention pond; maintenance of underground drainage; put a swale in before sidewalk; easement would be needed; dig a ditch; trails; look at options and bring back.

Motion was made by Mr. McClash, seconded by Mrs. Harris and carried unanimously, that staff bring this back with other design options as discussed at this meeting and bring back long-term maintenance costs.

MULTI-WAY STOP - WHITFIELD AVENUE AT WILLOW/PEARL

Harry Mendenhall, Transportation Department, reported on a request to install a multi-way stop at the intersection of Whitfield Avenue, Willow Street and Pearl Avenue (adjacent to Sara Bay Country Club).

Staff recommended denial of the request based upon its failure to meet the minimum traffic volume and accident history warrants.

A motion by Mrs. Harris to approve installation of a multi-way stop at the intersection died for lack of a second.

HY-KOM PARCEL - SHERIFF'S SALE

H. Hamilton Rice, Jr., County Attorney, presented for adoption Resolution

R-96-24 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING PARTICIPATION IN THE SHERIFF'S SALE OF CERTAIN EMERSON POINT PROPERTY GENERALLY DESCRIBED AS THE HY KOM PARCEL; PROVIDING FOR THE DELEGATION OF AUTHORITY TO CERTAIN REPRESENTATIVES TO SUBMIT THEIR BIDS ON BEHALF OF MANATEE COUNTY; PROVIDING FOR THE WITHDRAWAL OF FUNDS NECESSARY TO ACQUIRE THE HY KOM PARCEL; AUTHORIZING THE EXPENDITURE OF FUNDS FOR CERTAIN COSTS CONNECTED WITH THE ACQUISITION OF THE HY KOM PARCEL; CONFIRMING THE INTENTION OF THE BOARD OF COUNTY COMMISSIONERS TO ISSUE BONDS TO REIMBURSE CERTAIN FUNDS FOR THE COSTS OF ACQUIRING THE HY KOM PARCEL; REQUESTING THE PARTICIPATION AND ASSISTANCE OF THE CLERK OF CIRCUIT COURT IN DOING ALL THINGS AUTHORIZED HEREIN FOR THE ACQUISITION OF THE HY KOM PARCEL; RESCINDING AND REPLACING RESOLUTION R-93-168; AND PROVIDING AN EFFECTIVE DATE.

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(Cont'd)

Mr. Rice stated the auction is set for March 13, 1996. He reviewed the provisions of the Resolution. R. B. Shore, Clerk of Circuit Court, is authorized to enter a bid up not to exceed 200 percent of the appraised value of the property, which is confidential.

Pat McVoy, Assistant County Attorney, stated she has been advised that the State does not currently have funds to purchase this property; however, funds may be available in July for reimbursement.

Motion was made by Mr. McClash, seconded by Mr. Gause and carried unanimously, to adopt Resolution R-96-24. RECORD S44-2656

PENDING LITIGATION ASSESSMENT MEETING

The County Attorney announced a Pending Litigation Assessment Meeting at 11:45 this date (Case CA-94-1657) regarding Schroeder Manatee Ranch, Inc. et al. He announced those who would be present.

(Depart Mr. McClash)

SAFETY MANUAL - SAFETY POLICIES AND PROCEDURES

Motion was made by Mr. Gause, seconded by Ms. Brown and carried 6 to 0, to adopt Resolution

R-96-13 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ESTABLISHING SAFETY POLICIES AND PROCEDURES FOR ALL EMPLOYEES OF MANATEE COUNTY (adopting Manatee County's Safety Manual). RECORD S44-2657

(Enter Mr. McClash)

S.R. 70 ROAD IMPROVEMENT - RIGHT-OF-WAY ACQUISITION/EMINENT DOMAINCrossland Federal Savings Bank

Mitchell Palmer, Assistant County Attorney, recommended approval of a settlement with Crossland Federal Savings Bank for payment by the County of an aggregate sum of \$65,450 for taking of Parcel 122, in the matter of Manatee County verses Ebonite Recreation Centers, Inc., et al, Case CA-95-1753.

He reviewed the staff reports and briefed the Board on the progress of the project.

Motion was made by Mr. McClash, seconded by Ms. Brown and carried unanimously, to approve the settlement.

Ebonite Recreation Centers, Inc.

Motion was made by Mr. McClash, seconded by Mr. Gause and carried unanimously, to approve proposed Stipulated Order of Taking as to Parcels 101, 701A and 701B, in the eminent domain matter of Manatee County verses Ebonite Recreation Centers, Inc., et al, to include a determination of public purpose and necessity as to the above-numbered parcels, and authorization for Senior Assistant County Attorney, Mitchell Palmer, to execute the Stipulation document.

LAWSUITS: DAVID MCCARTER

Mr. Palmer requested authorization for the County Attorney's Office to file and to prosecute a lawsuit against David McCarter for failure to pay sewer and solid waste billings totaling \$4,190.64.

Motion was made by Ms. Brown, seconded by Mrs. Glass and carried unanimously, to approve the request.

Recess/Reconvene. All members present.

COMMISSIONERS' COMMENTS59th Street West Turning Westbound onto Manatee Avenue

Mr. McClash noted that traffic is backing up on 59th Street West turning westbound onto Manatee Avenue West and asked staff to review.

Mardi Gras

Ms. Brown commended Community Services staff for their remarkable effort in volunteering for the Mardi Gras event in Rubonia.

Retired Tuskegee Airman

Ms. Brown noted that a retired Tuskegee Airman is living in the Whitfield area.

Crosley Estate

Mr. Gause requested an update on the County's future plans for Crosley Estate.

Library - Sale of Used Books

Regarding the sale of used books at the library, Mrs. Harris requested that staff address the sales tax issue, since sales tax was paid when originally purchased.

WHITFIELD-BALLENTINE ASSOCIATION

Motion was made by Mr. McClash, seconded by Mrs. Hooper and carried unanimously, for mulch to be delivered to the Whitfield-Ballentine Association on a one-time basis for landscaping efforts.

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

STREET VACATION - FLORIDANA MOBILE HOMESITE SUBDIVISION

Public hearing (Notice in the Bradenton Herald 2/7 & 14/96) was held to consider a street vacation on application by Richard and Juanita Peterson for Floridana Mobile Homesite

R-96-10-V A RESOLUTION VACATING A PORTION OF A 7.5-FOOT PLATTED UTILITY EASEMENT ON LOT 4, BLOCK M, FLORIDANA MOBILE HOMESITE SUBDIVISION, UNIT THREE.

Jim Staples, Land Acquisition, recommended adoption.

Motion was made by Mrs. Hooper, seconded by Mrs. Harris and carried 6 to 0, to adopt Resolution R-96-10-V. RECORD S44-2658

COMPREHENSIVE PLAN: EVALUATION AND APPRAISAL REPORT

Public hearing (continued from 2/22/96) was held to consider the Comprehensive Plan Evaluation and Appraisal Report (EAR).

Public Facilities Element

Michael Wood, Planning, Permitting and Inspections, reviewed problems and opportunities, recommended actions, and anticipated plan amendments to address or implement changes to the Public Facilities Element of the Comprehensive Plan.

(Enter Mrs. Glass)

Capital Improvement Element

Mr. Wood reviewed the problems and opportunities.

Intergovernmental Coordination Element

Mr. Wood reviewed the problems and opportunities and recommended actions regarding the Intergovernmental Coordination Element.

Discussion: Coordination with the School Board should be formalized; Planning and Development coordination.

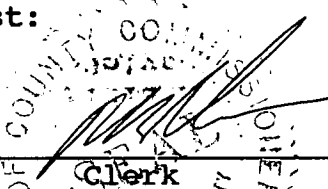
Carol Clarke, Planning, Permitting and Inspections Director, stated that School Board coordination issues will be brought back separately. There are two more public hearings for the EAR on March 12 and April 9, 1996. The EAR is being reviewed by the Department of Community Affairs and there may be a need for a work session.

MEETING ADJOURNED


There being no further business, the meeting was adjourned.

Attest:

APPROVED:



Clerk
Adj: 2:30 pm.
/gbh



Chairman 4/9/96