

FEBRUARY 3, 1998

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, February 3, 1998, at 9:06 a.m.

Present were Commissioners:

Patricia M. Glass, Chairman
 Gwendolyn Y. Brown, First Vice-Chairman (entered during meeting)
 Joe McClash, Second Vice-Chairman
 Jonathan Bruce, Third Vice-Chairman
 Stan Stephens
 Lari Ann Harris
 Amy Stein

Also present were:

Ernie Padgett, County Administrator
 Teddy N. Williams, Jr., County Attorney
 Susan G. Romine, Board Records Supervisor,
 representing R. B. Shore, Clerk of Circuit Court

Invocation by Reverend Father William E. Gerhart, St. Phillips Anglican Church.

CONSENT AGENDA

Motion was made by Mr. McClash, seconded by Mrs. Stein and carried 6 to 0, to approve the Consent Agenda, after deletion of: (1) Dispatch (Computer Aided) and Records Management System negotiations; and (2) Budget Amendment Resolutions (separate action). Items APPROVED included:

CLERK CONSENT CALENDAR

BONDS

Accept:

Sheriff's Public Deputies Blanket Bond (19 additions; 22 deletions) RECORD S46-200

Release:

Creekwood, Phase I, Subphase I

1. Agreement with GB Investment warranting required improvements, \$31,844.00.
2. Defect Security: \$31,844.00 (Surety Bond U 04206, Preferred National Insurance Company).

REFUNDS

Miller Enterprises of Manatee County, Inc. \$8,375

WARRANT LIST

Approve: January 27, 1998 through February 2, 1998
 Authorize: February 3, 1998 through February 16, 1998

MINUTES FOR APPROVAL

November 4, 18, and 25, 1997 - Regular

AUTHORIZE CHAIRMAN TO SIGN

Corrective Document (scrivener's error):

Manatee County Ordinance 97-78 Gulf Coast Factory Shops DRI 23
RECORD S46-201

APPROVE, RATIFY & CONFIRM

Parks and Recreation Instructor's Classes Agreement:

Delker C. Schulz - Sewing RECORD S46-202

COUNTY ADMINISTRATOR

HEALTH DEPARTMENT FUNDING

Execute Fiscal Year 1997-1998 contract with the Florida Department of Health (10/1/97-9/30/98), \$14,000,796 (\$1,574,849 county; \$9,247,502, state; \$3,178,445 other local). RECORD S46-203

TRANSIT - MEDICAID VERIFICATION SERVICE

Execute agreement with Healthnet Data Link for Medicaid Verification Service for Transit Medicaid clients (2/3/98-2/3/01), estimated cost of \$3,000 to \$5,000. **RECORD S46-204**

TOBACCO-FREE COALITION

Execute letter to the Tobacco Prevention and Control Program acknowledging support for the Tobacco-Free Coalition of Manatee County Community Partnerships Grant Proposal (youth-based initiatives to promote tobacco prevention).

BLACKSTONE PARK TEMPORARY ACCESS

Execute Agreement for Temporary Access Through and Use of Blackstone Park with the School Board of Manatee County, Florida (11/1/97-12/31/98). **RECORD S46-205**

POLICE ATHLETIC LEAGUE - BRADENTON MIDDLE SCHOOL

1. Accept the program report furnished by the Police Athletic League (PAL) of Manatee County, Inc., relating to the Bradenton Middle School property.
2. Execute letter to PAL to approve, ratify and confirm use of office facilities at Bradenton Middle School by the Community-oriented Policing Program, Drug Free Communities and the Sheriff's Office Child Protective Services Program.

PRIMECO PERSONAL COMMUNICATIONS

Execute Indemnity Agreement with Primeco Personal Communications, L.P., which indemnifies the County from losses incurred while providing emergency services to a Primeco cellular tower site on Linger Lodge Road. **RECORD S46-206**

WORKERS' COMPENSATION

Approve payment to JECO Excess Agency, Inc., (affiliated with Johns Eastern Company, Inc.) of additional excess Workers' Compensation premium, \$14,326.

CORTEZ ROAD AND 51ST STREET WEST

Execute Work Assignment 4 with Wade-Trim, Inc., for engineering services for design and construction services for the intersection of 51st Street West and Cortez Road West, not to exceed \$49,997. **RECORD S46-207**

MASTER APPRAISAL SERVICES AGREEMENT

Execute Addendum One to the Master Appraisal Services Agreement to extend service agreements for six months to August 6, 1998 with:

<u>R & W Enterprises, Inc.</u>	<u>Greber Appraisal Services, Inc.</u>
<u>Doss-Smith & Associates</u>	<u>Richard W. Bass Associates, Inc.</u>
<u>Shawn Eddy Diggs, MAI</u>	<u>James L. Young, MAI</u>
<u>Corson & Associates, Inc.</u>	<u>Real Property Analysts, Inc.</u>

RECORD S46-208 - S46-215

DELINQUENT TAXES - ADVERTISEMENT

Select the sole bidder, Bradenton Herald, for advertisement of 1997 delinquent taxes, \$10,710; and, execution of a letter notifying the Tax Collector of the Board's action.

SURPLUS PROPERTY

Authorization to classify 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; and authorization thereafter to dispose of such property;

R-98-26 RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES. **RECORD S46-216**
(Conveying two computers and four monitors to **Manatee Glens Corp.**)

R-98-27 RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES. **RECORD S46-217**
(Conveying one computer to **St. John's Missionary Baptist Church**)

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(Continued)

R-98-28 RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES. RECORD S46-218

(Conveying two computers, one desk, assorted chairs and cabinets to Cortez Community Center Inc.)
and

R-98-29 RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES. RECORD S46-219

(Conveying one computer to New Life Baptist Church)

TAYLOR ROAD BRIDGE

Award IFB 97-3601DC Taylor Road Bridge to Thomas Marine Construction, Inc., \$236,413.82; and, subsequently execute contract, date performance/payment bond and accept insurance certificate.

THERMOPLASTIC MATERIAL

Issue Change Order 4 to Purchase Order 104431 for thermoplastic materials with Stimsonite Corporation, estimated cost \$274,325.88.

VISITORS GUIDES AND INTERNATIONAL BROCHURES

Issue Change Order 1 to Purchase Order 110022 with Interprint Web and Sheet Feed, adjusted total \$47,644.53, for purchase of Visitors Guides and International Brochures.

MYAKKA CITY FIRE DISTRICT

Execute letter to Division of Retirement to request a separate agency number under the Florida Retirement System for the Myakka City Fire District.

ASSESSMENT ROLL MODIFICATION

R-98-36 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLL FOR ROAD ASSESSMENT PROJECT 5028 - CORTEZ GARDENS. RECORD S46-220

R-98-30 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLL FOR ROAD ASSESSMENT PROJECT 5256 - REXRHODE ROAD AND RIVER ROAD. RECORD S46-221

R-98-24 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLLS FOR ROAD AND SANITARY SEWER ASSESSMENT PROJECT 5152- WASHINGTON PARK. RECORD S46-222

COVERED BRIDGE SUBDIVISION - WATERLINE PARTICIPATION

Execute Participation Agreement with Covered Bridge Development Corporation for waterline installation at the Dolphin Lakes Subdivision, located North of Mendoza Road, cost not to exceed \$150,622.50. RECORD S46-223

EMERGENCY MANAGEMENT - GRANT ASSISTANCE

R-98-25 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, OF MANATEE COUNTY, FLORIDA, ACCEPTING A GRANT AWARD FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR EMERGENCY MANAGEMENT ASSISTANCE.

(and execution of grant agreement with Florida Department of Community Affairs, \$96,740; \$48,370, state; \$48,370, local match) RECORD S46-224

TIME PAYMENT AGREEMENTS S46-225

Execution of time payment agreements for facility investment fees, connection and line extension charges with Donnie R. and Staci Taylor Bush; David Frederick Haun; Carson E. and Pamela L. Delk; James M. and Darlene B. Sims (2); Joseph E. and Michelle J. Duennes. RECORD

DEEDS AND EASEMENTS S46-226 - S46-231

Tamiami Trail/U.S. 41 South of Braden Avenue - Right-of-Way Easement from Robert J. Amsdell, Trustee for Street Lighting Project; Affidavit of Ownership and Encumbrances.

CODE ENFORCEMENT - STANLEY A. AND DAWN A WORLEY

Reject offer by Dawn and Stanley Worley to settle appeals 94-6AP and 94-7AP according to the terms proposed in their letter of January 20, 1998.

(End Consent Agenda)

(Enter Ms. Brown)

AWARDS

Employee of the Month

The Employee of the Month Award for February 1998 was presented to **Sally Dillard**, Fiscal/Management Analyst, Planning Department.

Meritorious Service Team Award

A Meritorious Service Team Award was presented to **Andrew Mandura** and **Joel Richmond**, Parks and Recreation Department, for their teamwork, dedication and hard work and exceptionally high quality results in renovating six soccer fields and seven baseball/softball fields including those at Blackstone, G. T. Bray and Norma Lloyd Park within an extremely aggressive deadline.

Hammer Award

Ernie Padgett, County Administrator, displayed the Hammer Award, which was presented to Manatee County and the Army Corps of Engineers for the Cedar Hammock (Wares Creek) Flood Control Study. He explained that the Hammer Award is Vice President Al Gore's recognition to teams who have made significant contributions in support of the President's national performance review principles.

He reported that the County, along with the Jacksonville office of the Corp of Engineers, worked to obtain a special exception to the procedures normally invoked by the Washington office of the Army Corps of Engineers for the Wares Creek project. These special procedures elevated the status of previous report and studies to the standing of a congressional authorized project, which resulted in an increase in federal funds from \$5 million to \$10 million. In addition, it accelerated the final design work and start date for construction by more than three years, saving the Federal Government and Manatee County over \$700,000 in repetitive and redundant studies.

PROCLAMATIONS

12th Annual National Girls and Women in Sports Day

Upon motion by Mrs. Stein and second by Ms. Brown, a proclamation was unanimously adopted designating February 5, 1998, as 12th Annual National Girls and Women in Sports Day.

RECORD S46-232

Safe Place Program Awareness Month

Susan Hancock, Transit Marketing Manager, presented a video of the Safe Place Program. Anne Melton and Michelle McCarthy, Family Resources (sponsor of the program), presented photos of ads that will be displayed on Manatee County buses promoting the Safe Place Program.

Upon motion by Mrs. Harris and second by Mrs. Stein, a Proclamation was unanimously adopted designating the month of February as Safe Place Program Awareness Month, and designating certain Manatee County Government facilities to participate in the Safe Place Program.

RECORD S46-233

TOURIST DEVELOPMENT COUNCIL

Motion was made by Mrs. Stein, seconded by Mr. Stephens and carried unanimously, to appoint David Vande Vrede to the Tourist Development Council.

CITIZENS' COMMENTS

Blackstone Park Annexation

Ralph Umana spoke in opposition to annexation of Blackstone Park into the City of Palmetto citing lack of need for Palmetto law enforcement services; the City is eager to dispose of the reclaimed water they agreed to furnish; and the City must provide sewer service if the property is annexed. He noted the high cost of city water when compared with Manatee County. He recommended the county develop a plan to provide water and sewer service to Snead Island west of Palmetto.

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(Continued)

Flooding - Mill Creek

James Holzem, resident of Mill Creek, submitted photographs of flooding that occurred one week ago on his property. He reminded the Board he came before them a month ago for the same reason and that a County representative visited him but did not offer a solution.

He requested a credit on his utility bill for no less than \$262 which represents two work assignments he missed because of his appearance before the Board.

Disposition: Referred to County Administrator.

State Road 70 Construction

William Wheeler pointed out a safety hazard on State Road 70 as a result of recent construction. He reported that directly east of the new Wal-Mart, the left- and right-turn lanes on State Road 70 end with no advance warning to motorists.

Disposition: Referred to County Administrator to contact Florida Department of Transportation to address the problem.

ARTIFICIAL REEF PROGRAM GRANT

Jack Gorzeman, Environmental Management Department, requested accepting a grant from the Florida Department of Environmental Protection (DEP) under the Artificial Fishing Reef Program and expend up to \$25,000 from the Manatee County Boat Ramp account in the event the County is not fully reimbursed by DEP.

He reported that delays on the part of DEP have hampered the ability of the County to complete the project by the deadline (6/30/98), which DEP has advised will not be extended. The State will reimburse the County for work completed by the deadline. Since it is unlikely the project will be completed by the deadline, staff is recommending use of the funds to cover costs up to \$25,000 not reimbursed by the State.

Discussion: Possibility of completing by deadline; material has already been acquired; competitive bids may take two to three weeks to complete; at least three months is needed for construction dependent upon weather; approximately \$475,000 in unencumbered funds are in the boat ramp fund; include completion date of 6/30/98 in bid specs; etc.

Mr. Gorzeman agreed that he could include two provisions when he goes out to bid, one with and one without the timeframe attached.

Due to the large sum in the Boat Ramp Fund, Mr. McClash requested the County Administrator bring that back as a line item in the Capital Improvement Program budget.

Motion was made by Mr. McClash, and seconded by Mrs. Stein, to adopt
R-98-41 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ACCEPTING A GRANT AWARD FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE CONSTRUCTION OF AN ARTIFICIAL REEF AT THE THREE MILE SOUTH REEF "D" SITE IN THE GULF OF MEXICO (and execution of the grant agreement),
 and authorize expenditure of up to \$25,000 from the Manatee County Boat Ramp account in the event that the County is not fully reimbursed by the Department of Environmental Protection for work performed under the grant agreement; and including the time certain bid method.

RECORD S46-234
S46-235

P.S. BEACH ASSOCIATES - LICENSE FEES

Daniel Hopkins, Parks and Recreation Director, requested authorization for the Parks and Recreation Department to modify P.S. Beach Associates, Inc.'s December payment of \$14,375, and authorization to address \$24,288 in arrears in accordance with the letter (1/12/98) sent to P.S. Beach Associates requiring payment of \$400 per week and one final payment of \$288 for 60 payments.

Discussion: Whether deferring payments constitutes a loan; legal review; lessee requested 97 payments of \$250; storms or other events affect the business; \$400 per week may be unrealistic; etc.

Teddy Williams, County Attorney, requested an opportunity to review the lease provisions prior to rendering an opinion on the matter.

The matter was referred to the County Administrator and County Attorney to develop an equitable and legally acceptable method of repayment to be brought back February 17, 1998.

IMPACT FEE CREDITS

Jerome Gostkowski, Planning Department, requested authorization to execute (1) Credit Authorization CA-9-09(T) and (2) Final Authorization of Transportation Credit with J. David Cassilly, Inc., for Oakley Subdivision, \$378,098.70.

It was requested that "all the way to Mendoza Road in Ellenton" be stricken from Item 2 in Credit Authorization CA-97-09(T).

Mr. McClash moved approval of the item with the deletion as requested. Motion was seconded by Ms. Brown and carried unanimously.

RECORD S46-236
S46-237

RIVER'S BEND SUBDIVISION - SIDEWALK DEFERRAL

The Agreement to Defer Completion of Required Sidewalks for River's Bend Subdivision was deferred to February 24, 1998.

BLACKSTONE PARK - ANNEXATION BY CITY OF PALMETTO

Ernie Padgett, County Administrator, requested approval of a Memorandum of Agreement executed by the Palmetto City Council on January 15, 1998, and authorization to execute Petition for the Annexation of Blackstone Park into the City of Palmetto. He stated legal review was not requested.

Mr. Williams stated the memorandum does not constitute an agreement between the County and the City, and the County could not enforce anything set forth in the memorandum. He noted the paragraph regarding reclaimed water does not specify a time line as to when that would be done.

A question was raised as to what constitutes "insignificant" in statement by City that "potential revenues from City impact fees for parks represents an *insignificant* or minor amount of money."

Alan Prather, attorney for City of Palmetto, stated there was no basis for an interlocal agreement. He pointed out that although the county owns the property, the laws of the city apply.

Discussion: Possible future expansion of the park; interlocal agreement is necessary; intentions expressed by the city at this time need to be secured for the future, etc.

Upon suggestion that an additional paragraph be added to the "Petition for Annexation" that it be contingent upon execution of an interlocal agreement, Mr. Williams suggested that an interlocal agreement be entered into with a provision that the petition will be filed at the time the terms of the agreement are met.

Upon question, Mr. Prather stated City Council approved the annexation of the Manatee Fruit Company property last evening; however, whether or not the east/west road will be affected by the county park not being in the City is not known at this time.

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(Continued)

He stated he has seen two depictions of the right-of-way for the road, one of which showed the road being realigned further south either adjacent to the existing park or very close to it, and the other showing the road being in the alignment.

The Board concurred in referring the matter to the County Administrator to bring back an interlocal agreement.

EMINENT DOMAIN PROCEEDINGS - 30TH AVENUE WEST/14TH STREET WEST

Motion was made by Mr. McClash, seconded by Mr. Bruce and carried unanimously, to adopt

R-98-38 A RESOLUTION OF NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, WIDENING OR IMPROVING A PUBLIC STREET, ROAD OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA.

RECORD S46-238

(Property owner: Janice Kay Arnold)

Motion was made by Mr. McClash, seconded by Mr. Bruce and carried unanimously, to adopt

R-98-39 A RESOLUTION AUTHORIZING USE OF "QUICK TAKING" CONDEMNATION PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, WIDENING, OR IMPROVING A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

RECORD S46-239

BUDGET AMENDMENTS

Mr. Bruce questioned the transfer of cash contribution of \$40,000 (Budget Amendment B-98-047) from Wal-Mart Corporation into the SHIP project account to assist with construction of Elm Lake Apartments.

Karen Jackson-Sims, Community Affairs and Intergovernmental Relations Director, explained that as part of a rezone, the County stipulated that Wal-Mart must negotiate as to how they would replace the rental units lost as a result of the project. She stated that Wal-Mart paid \$40,000 in cash and impact fee credits of approximately \$37,000. She reported this was the only multi-family project that applied for funding.

Mr. Bruce expressed concern that a commissioner is directly benefiting from this project. He recommended that such conflicts be disclosed verbally so they are not overlooked.

The County Attorney stated he was not aware of any legal issues attached to the budget amendment.

Mr. Stephens clarified that he signed as minority owner of one of the projects and that fact has been properly disclosed from the outset. He stated he has not voted on matters involving this project at any prior meetings of the Board.

Discussion followed during which it was pointed out the Board has voted on this project previously; concern was expressed as to why there was only one application for the funding; it is difficult to generate interest in developing affordable multi-family projects due to massive paperwork; need for more public awareness of available funds; schedule work session to address issues brought forth; etc.

(Depart Mr. McClash)

Motion was made by Mrs. Harris to adopt the Budget Amendment Resolutions. Motion was seconded by Ms. Brown and carried 4 to 1 with Mr. Stephens abstaining and Mr. Bruce voting nay.

PROJECT MANAGEMENT (B-98-037)

Item Transfer: Increases appropriations for actual land acquisition and construction costs for Fund 324 Gas Tax Capital Projects and Fund 319 Local Option 4 Cents Gas Tax. \$146,283
 (B98-038) **S46-240**

Item Transfer: Closes the Waterline Extension 94-97 Project. \$118,441
 (B98-039) **S46-241**

Item Transfer: Closes out the completed project of Rextrhode Road and River Road. \$524
 (B98-040/1-2) **S46-242**

Item Transfer: Closes out South Effluent Distribution System 94-97 and Sewerline Extensions 94-97 Projects as stated in Project Status Report dated 11/30/97. \$316,540 **S46-243**

Item Transfer: \$235,047 **S46-244**
 (B98-041)

Item Transfer: Closes out the Transmission Main Water 10" 94-97 as stated in Project Status Report dated 11/30/97. \$154,513 **S46-245**
 (B98-042/1-2)

Item Transfer: Transfers funds from the closed Distribution Improvements 8" and Under Fiscal Year 94-97 Project to Reserve for Capital Projects. \$150,000

Item Transfer: \$150,000
 (B98-043) **S46-246 - S46-S47**

Item Transfer: Appropriates funds for Fiscal Year 1998 CIP Fund 415 Utility Coordination with Transportation Department as approved in the Fiscal Year 1997-1998 CIP. \$74,198
 (B98-044/1-2) **S46-248**

Item Transfer: Appropriates funds for the Lakewood Ranch Boulevard Project and appropriates revenues from Schroeder Manatee per agreement. \$2,500,000

Increase Revenue/Expenditure: \$2,921,358
 (B98-045/1-8) **S46-249 - S46-250**

Item Transfer: Appropriates funds approved by the Board of County Commissioners for projects in Fiscal Year 1997-1998 Capital Improvement Program established in reserves in current finance system. \$200,000 - 251

Item Transfer: \$100,000 - 252

Item Transfer: \$887,500 - 253

Item Transfer: \$807,200 - 254

Item Transfer: \$1,000,500 - 255

Item Transfer: \$1,740,000 - 256

Item Transfer: \$83,992 - 257

Item Transfer: \$866,366 - 258
 (B-98-046/1-2)

Item Transfer: Increases appropriations for actual construction costs for Marlee Acres Sewer. \$15,000 **S46-259**

Item Transfer: \$15,000 **S46-260**

COMMUNITY AFFAIRS AND INTERGOVERNMENTAL RELATIONS (B-98-047)

Increase Revenue/Expenditure: Transfers cash contribution from Wal-Mart Corporation into the SHIP project account (Elm Lake Apartments project). \$40,000 **S46-261**

COMMUNITY SERVICES (B-98-048)

Item Transfer: Increases appropriations for the purchase of equipment and associated delivery costs as approved by the Board of County Commissioners on September 5, 1997 in Amendment Number One to funding agreement with Manatee Community Blood Center. \$15,226 **S46-262**

FINANCIAL MANAGEMENT (B-98-049)

Item Transfer: Corrects account number on Fiscal Year 1997-1998 appropriation for Crosley Infrastructure Phase 3 Project. \$160,000 **S46-263**

RECORD

COMMISSIONERS' COMMENTS

Bowlees Creek Dredging

Mrs. Harris questioned what remedy is available to those property owners who paid assessments to dredge out Bowlees Creek, stating that the dredging was undermined and the creek has resilted.

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(Continued)

Traffic Signal - Whitfield Avenue/9th Street East

Mrs. Harris requested an assessment of the need for a traffic light at Whitfield Avenue and 9th Street East considering new development in that area.

Noise Barriers/Road Construction Projects

Mrs. Harris requested the County's noise consultant study and review impacts of noise from road projects and that a policy be established as to county participation in fence and barrier construction and landscaping buffering.

Sewage Hauling (Bayshore Gardens Area)

Mrs. Harris relayed complaints regarding trucks hauling sewage 24 hours a day from the Bayshore Gardens area due to the recent heavy rainfall and the inability of the lift station to handle the load. She noted that during the dredging project, there was speculation that there was a pinhole leak in one of the sewage pipes.

Disposition: Referred to County Administrator for report.

Trailer Estates - Storm Damage

Mrs. Harris reported heavy damage in Trailer Estates during the last storm event including a complete washout of Canal Drive and the seawall. She stated barricades are up but pointed out it is a high traffic area.

Cedar Hammock Canal Erosion

Mrs. Harris reported erosion of the Cedar Hammock Canal north of Florida Boulevard and west of Marina Drive due to the last storm event. She stated there are barricades but the erosion is coming close to the mobile homes.

Holiday Heights - Streetlights

Mrs. Harris reported that the contractor did not install the streetlights in Holiday Heights to Florida Power and Light (FP&L) standards; consequently, FP&L will not activate the lights. She stated residents have been paying assessments for those lights and questioned how long it will take to resolve the matter.

Traffic Signal - Tallevast Road/U.S. 41

Mrs. Harris stated she was informed that the Airport Authority has just approved right-of-way use for installation of a control box for the traffic signal at Tallevast Road and U.S. 41. She pointed out that it has been over three years since the beginning of this project and the location of the control box should have been resolved two years ago. She requested the policy be reviewed so that such matters are reviewed at the beginning of a project.

(Depart Mr. Bruce)

U.S. 41/Bay Drive - Right-of-Way Maintenance

Mrs. Harris reported that the right-of-way at U.S. 41 south of Bay Drive (near Romano's Restaurant and the Anna Maria Oyster Bar) is not being maintained by the State. She stated it is unsightly with potholes, barricades and debris. She requested the County remedy the situation and bill the State Department of Transportation (DOT).

Mr. Padgett advised that the County has taken corrective measures there in the past. He recommended the County contact DOT regarding their responsibility.

Mrs. Harris also requested a letter be sent to the Chairman of the Legislative Delegation regarding this issue.

Shooters Restaurant & Lounge

Mrs. Glass relayed complaints regarding music in the Tiki Bar located outside the new Shooters on U.S. 41 (in the Airport Holiday Inn). She has referred the complaints to the Citizens Action Center.

Disposition: Mrs. Harris stated she has arranged a meeting at the Holiday Inn inviting affected residents, the Sheriff's Office and Planning Department to attend. She reported there is a similar situation at Outer Limits on U.S. 41.

City of Palmetto Annexation

Ms. Brown relayed concerns from property owners adjacent to the City of Palmetto limits that they can be forced to annex to the City through the State Legislature without their approval.

Disposition: Referred to the County Attorney for report.

Rogers Project

Ms. Brown questioned if it would be appropriate to volunteer county staff to assist with plans to address the drainage problem for Rogers Project even though it is in the City of Bradenton.

Mrs. Glass stated the City of Bradenton has access to 108 Funds and also noted there is the possibility this may be a City/County effort.

Flooding Problems

Ms. Brown reported that she has plans to view with staff some of the flooding problems that have occurred as a result of the recent rains. She expressed concern regarding the unrealistic expectations of the public on county staff. Mrs. Harris made a plea to the media to assist the county by placing the issue in its proper perspective.

Traffic Signal - 119th Street West/Cortez Road

Mr. Stephens requested a status report regarding the installation of a traffic light at 119th Street West and Cortez Road.

Travel Authorization

Mr. Stephens inquired as to whether there is blanket authorization to travel to Tallahassee during the legislative session.

Disposition: Blanket authorization to travel was previously approved.

Police Athletic League - Day Care Training

Mr. Stephens stated discussion has been held regarding a day care training program at the Police Athletic League facility.

Piney Point Phosphates

Mrs. Stein inquired as to whether the County has any recourse regarding a spillway system at the Piney Point Phosphate location.

Disposition: Referred to County Administrator for report regarding quantities of water, preventive measures to be taken, and beneficial use.

MEETING ADJOURNED

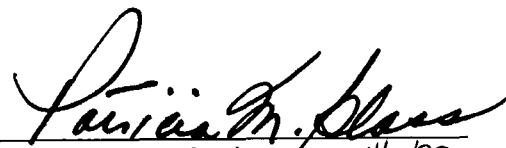
There being no further business, the meeting was adjourned.

Attest:

APPROVED:



 Clerk



 Chairman 4/7/98

Adj: 11:40 a.m.
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