

NOVEMBER 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, November 3, 1998, at 9:00 a.m.

Present were Commissioners:

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

Also present were:

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

Invocation by The Reverend Father William Gerhart,
St. Philip's Anglican Church

Pledge of Allegiance by Jack Farrar, Veterans' Council Chairman

PROCLAMATIONS

(Depart Ms. Brown)

Motion was made by Mr. Stephens, seconded by Mr. Bruce and carried 6 to 0, to adopt a Proclamation designating November 11, 1998, as **Veterans Day**. RECORD S46-1301

Jack Farrar, Veterans' Council, invited everyone to attend the ceremonies at the Veterans' Monument Park at 11:00 a.m. on November 11th. (**Note:** Additional Proclamations adopted later in meeting.)

CONSENT AGENDA

(Enter Ms. Brown)

Upon motion by Mrs. Harris and second by Mr. McClash, the Consent Agenda of November 3, 1998, was unanimously approved, incorporating the language as stated in recommended motions in the agenda memoranda and as amended during the meeting, with the deletion of: (1) Manatee Beach groin improvements; (2) legislative liaison services agreement; (3) Panther Ridge Communities, Ltd. impact fee credit; (4) set public hearing to collect non-ad valorem assessments; (5) R-98-277 authorizing JPA amendment with FDOT for S.R. 70; (6) R-98-286 authorizing reimbursement for the FPL office building (all separate action). Items APPROVED:

CLERK'S CONSENT CALENDAR

REFUNDS

Bryan Holding Corporation - Right-of-Way Dedication \$20,534.24
Chris Arnold - Rezone Application Withdrawn 1,634.15

WARRANT LIST

Approve: October 27, 1998 through November 2, 1998
Authorize November 3, 1998 through November 16, 1998

AUTHORIZE CHAIRMAN TO SIGN

Partial Release of Special Improvement Assessment Liens:

Projects 3009/5147; 5064; 5147 (2)

APPROVE, RATIFY AND CONFIRM

Parks and Recreation Special Interest Classes

Gabriel Ferrer - Tennis

RECORD S46-1302

ACCEPT

Ordinance 98-41

Copy of Notice of Referendum Manatee County Sales Tax, published in the Bradenton Herald 9/27/98, 10/1/98 and 10/11/98

Records Destruction Request - Bureau of Archives and Records Management Form listing records:

Form 423, Planning and Permitting (Records Management)
Form 424, Planning and Permitting (Permitting and Planning)
Form 425, Planning and Permitting (Administration)
Form 426, Planning and Permitting (Buildings)
Form 427, Planning and Permitting (Growth Management)
Form 428, Planning and Permitting (Agenda-Impact Fees)

NOVEMBER 3, 1998

(Continued)

Myakka City Fire District
Budget for Fiscal Year 1998-1999

North River Fire District
Financial Report for Fiscal Year ending September 30, 1998,
Resolution adopting FY 1998-1999 Budget, Meeting Schedule for
FY 1999, and district map.

COUNTY ADMINISTRATOR**INDUSTRIAL DEVELOPMENT REVENUE BONDS**

Set a Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing for a proposed \$3 million tax exempt IDB bonds for the Avon Cabinet Corporation.

WORKERS' COMPENSATION CLAIM

Approve washout settlement of **Bruce Atkins'** workers compensation claim, to make payment (\$174,084.43) and to obtain reimbursement from the excess reinsurance company.

TRAVEL - ENTERPRISE ZONE DEVELOPMENT AGENCY

Authorize travel expenses for two Enterprise Zone Development Agency members to attend the Rural Development Conference by Enterprise Florida, November 30 through December 2, 1998, in Gainesville.

MATERNAL AND ACUTE CARE SERVICES

Execute agreement with Manatee County Health Department to provide services (9/1/98-8/31/99), \$358,273. RECORD S46-1303

MEDICAL EXAMINER - BUDGET

Execute letter to Dr. Pearson Clack, District 12 Medical Examiner, approving the FY 1998-1999 budget of \$134,000 for the medical examiner autopsy facility in Manatee County.

CHILDREN'S SERVICES FUNDING

Execute the FY 1998-99 non-profit agency children's services dedicated funding millage agreements with the following agencies:

Boys & Girls Clubs of Manatee County, Inc. (Open)	\$110,200	S46-1304
Boys & Girls Clubs of Manatee County, Inc. (Wheels)	\$40,000	S46-1305
Boys & Girls Clubs of Manatee County, Inc. (Targeted Outreach)	\$40,000	S46-1306
Easter Seal Society of Southwest Florida (Therapy)	\$20,000	S46-1307
Just for Girls (Roots & Wings/After School)	\$57,622	S46-1308
Just for Girls (Roots & Wings/Before School)	\$57,231	S46-1309
Manatee Children's Services, Inc. (Children Abused by Non-Caregiver)	\$51,881	S46-1310
Manatee Opportunity Council, Inc. (CATCH)	\$45,000	S46-1311
Myakka Community Center, Inc. (Morning/After School Care/Camp Myakka)	\$75,000	S46-1312
P.A.C.E. Center for Girls, Inc. (Teen Parenting)	\$80,000	S46-1313

NON-PROFIT AGENCY FUNDING

Execute FY 1998-99 General Revenue and Health Care Trust Fund funding agreements with the following agencies:

Aids Council of Manatee, Inc. (Outreach Education/Prevention, \$16,391)	\$32,941	S46-1314
(Client Assistance/Health Care Trust, \$16,550)		
Manasota Lighthouse for the Blind, Inc. (Independent Living Adult Program)	\$18,576	S46-1315
Manatee Glens Corporation (Mental Health Transport)	\$3,000	S46-1316
Mote Marine Laboratory, Inc. (Marine Mammal Stranding)	\$19,996	S46-1317
Women's Resource Center of Manatee, Inc. (Project SMART)	\$27,810	S46-1318
Boys & Girls Clubs of Manatee County, Inc. (After School Funtastic)	\$6,119	S46-1319
Just for Girls (Operation R.E.A.D.Y./Recreation, Education & Development for Youth)	\$45,895	S46-1320
Manatee Glens (Crisis Stabilization Unit/Children)	\$52,211	S46-1321

WEST COAST INLAND NAVIGATION DISTRICT FUNDING

Execute FY 1998-99 West Coast Inland Navigation District funding agreements with the following recipients:

South Ellenton Homeowners Association		
Benzing Canal Dredging (M86)	\$30,000	S46-1322
City of Palmetto - Navigation Restoration		
South of 10th Street West (M86)	\$57,000	S46-1323
City of Anna Maria - Lake Lavista Inlet (M86)	\$15,000	S46-1324
Gulf Coast World of Science - Water Works (M87)	\$1,900	S46-1325

Anna Maria Power Squadron - Boating Safety and Education (M88) \$3,000 S46-1326
 Manatee Sail and Power Squadron - Boating Safety and Education (M89) \$175 S46-1327
 SRQ Composite Squadron Civil Air Patrol - Civil Air Patrol (M90) \$3,300 S46-1328
 Manatee County Sheriff - Marine Law Enforcement (M91) \$2,500 S46-1329
 Longboat Key Police - Longboat Key Marine Patrol (M92) \$4,500 S46-1330

RECORD

CONVENTION AND VISITORS BUREAU

1. Expend up to \$900 in airfare and \$100 in auto rental charges to representatives of Global Contact (Ulrich Blauen in November 1998 and Dorothee Fischer in December), from Munich, Germany for a planning session and familiarization tour, respectively.
2. Execute funding agreement with Hernando DeSoto Historical Society, Inc., for \$10,000 from resort tax funds as reimbursement for a **Heritage Festival** brochure to be sent with visitor information packets. RECORD S46-1331

BRADEN RIVER STREAM GAGING

Execute agreement with the U.S. Geological Survey for continuation of the project (9/1/98-8/31/99), \$45,000. RECORD S46-1332

BUDGET AMENDMENT

VARIOUS DEPARTMENTS (B-99-009)
 Transfer of Funds; Unanticipated Revenue Appropriations
 Supporting Description and Detail Attached RECORD S46-1333

VARIOUS DEPARTMENTS (B-99-011)
 Transfer of Funds; Unanticipated Revenue Appropriations
 Supporting Description and Detail Attached RECORD S46-1334

911 SYSTEM

Execute agreement with GTE Florida Incorporated for a centralized enhanced 911 system service at an estimated recurring annual cost of \$214,860 and an initial non-recurring cost of \$275,760. RECORD S46-1335

MATERIALS AND SERVICES

1. **1998 Annual Report/1999 Calendar** - Award IFB 98-7368KK to the lowest responsive, responsible bidder, Nebraska Printing Company, Inc., not to exceed \$46,149.40.
2. **Emergency Generator Shelters** - Award IFB 98-4081DC to the lowest responsive, responsible bidder meeting specifications, Chartier Development Co., Inc., \$163,786; and authorize subsequent execution of the contract and date performance/payment bonds, and accept insurance certificate.
3. **Lawn Maintenance** - Award IFB 98-5475MP to the lowest responsive, responsible bidders meeting specifications, Horticultural Industries, Inc./Site I, \$25,199.70; American Maintenance/Site II, \$14,073.30; and Southern Land Services of Manasota/Site III, \$18,905 for lawn care at water treatment plants and lift stations, not to exceed \$58,178.
4. **Sewer Cleaning Truck** - Award IFB 97-3096SV to Southern Sewer Equipment for a second truck, not to exceed \$87,066.48.

WASTEWATER TREATMENT PLANTS

Issue Change Order 1 to Purchase Order P9000310 for cationic polymer (sludge coagulant) on an as-required basis to Allied Colloids, Inc., (11/1/98-2/28/99), for an estimated cost of \$116,582.40.

WATER TREATMENT PLANT

Change Order 1 to Purchase Order P8001094 to repair one air stripper tower with Water Equipment Service, Inc., for \$1,620 and adjusted purchase order of \$25,420.

COMPUTER CONSULTING SERVICES

Execute agreement with Cathy H. Lastinger for professional computer consulting services in the law enforcement, public safety, and criminal justice application environments, on an as required basis, not to exceed \$25,000. RECORD S46-1336

COMPUTER EQUIPMENT

Issue Change Order 2 to Purchase Order P8001782 to purchase computer workstations via State contract vendor, Compaq Computer Corporation, for an increase of \$1,868 and an adjusted amount not to exceed \$69,810.

SURPLUS PROPERTY

1. Classify excess property as surplus property per Florida Statute 274.05 to enable appropriate and authorized disposition in accordance with Procurement Code 84.02, Section 8.108; and authorize disposal of office and various equipment. RECORD S46-1337

- 2. Classify excess property as surplus property per Florida Statute 274.05 to enable appropriate and authorized disposition in accordance with Procurement Code 84.02, Section 8.108; and authorize disposal of vehicles from Fleet Services. RECORD S46-1338

LAKWOOD RANCH BOULEVARD

Execute Change Order 2 to IFB 97-2336DC with APAC-Florida, Inc., for road improvements State Road 70 northward to school/park, for a net increase of \$48,071.25 and adjusted contract of \$3,183,087.96. RECORD S46-1339

SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM

Sole source purchase of SCADA system upgrade from HSQ Technology for the Lake Manatee water treatment plant control and monitoring systems, not to exceed \$177,733; and subsequently execute the agreement (agreement provided). RECORD S46-1340

TRANSIT BUILDING

Execute Change Order 1 to IFB 98-4039DC with Frederick's Construction Company, Inc., for additions and remodeling, \$1,957.31, and 8 additional days, adjusted contract of \$270,957.31 and revised completion date of December 1, 1998. RECORD S46-1341

DONATIONS

Accept donation from the Manatee County Babe Ruth League in the form of additions and improvements to the existing press box building at the Palma Sola Park baseball field with a total value of \$13,750; and waive building permit fees.

PARTICIPATION PROJECTS

R-98-279 A RESOLUTION MODIFYING THE SPECIAL ASSESSMENT ROLL FOR SEWER ASSESSMENT PROJECT 5235 (**Ellenton, Phase I-A**).

(Property owned by Robert E. Johnson, Jr.; Randall and Wanda Baird.) RECORD S46-1342

ANIMAL STERILIZATION

Execute Amendment Two to agreement with Humane Society of Manatee County extending the joint program to September 30, 1999.

RECORD S46-1343

EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE

R-98-272 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ACCEPTING A BASE GRANT AWARD FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR THE EMERGENCY MANAGEMENT, PREPAREDNESS AND ASSISTANCE TRUST FUND.

(accepting \$105,274 [10/1/98-9/30/99], less \$6,000 for the County's share of the statewide satellite; and authorize the Chairman, or the Vice-Chairman, to execute appropriate documents).

RECORD S46-1344
S46-1345

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

R-98-275 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE RENEWAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE TOWN OF LONGBOAT KEY'S EMERGENCY MEDICAL TRANSPORTATION SERVICES; PROVIDING THE WAIVER OF THE APPLICATION SUBMISSION REQUIREMENTS AND PROCEDURES UNDER SECTION 12 OF MANATEE COUNTY ORDINANCE 91-73; PROVIDING AN EFFECTIVE DATE.

(effective 1/22/99-1/22/01); and rescinding R-96-215) RECORD S46-1346
S46-1347

FEE WAIVER

Approve, ratify and confirm one ten-yard roll-off on October 24, 1998, for the "Make a Difference Day" cleanup project at the Memphis Cemetery; waive landfill service and tipping fees.

DEEDS AND EASEMENTS

- 1. **15th Street East** - Warranty Deed, and Utility Easement from Mader Electric, Inc.; Affidavit of Ownership and Encumbrances; Partial Release and Consent of Mortgage from SouthTrust Bank NA, for rights-of-way to comply with FSP-97-59.
- 2. **Barcarrota Boulevard** - Deed to the City of Bradenton for right-of-way required for road improvements.

34TH STREET WEST

Reimburse El Conquistador Country Club, Inc., for one-half the cost (\$4,617.95) of a chain link fence installed as a result of road improvements.

DO-RAY VILLA

Provide 40 linear feet of 24-inch RCP pipe and fill dirt, not to exceed \$2,000; to be installed by Mr. Vermeren (property owner) to remedy a public health and hazardous condition caused by the pond.

STREET VACATION

R-98-263-V RESOLUTION DECLARING A PUBLIC HEARING ON DECEMBER 15, 1998, AT 9:00 A.M., OR AS SOON THEREAFTER AS POSSIBLE, BY APPLICATION OF **RUTLAND RANCH, LTD.** TO VACATE A PORTION OF **MANATEE RIVER PARK AND MANHATTAN SUBDIVISION** PLATS. **RECORD** S46-1348

(End Consent Agenda)

RECOGNITION

Mrs. Harris expressed thanks to the Board and the community for their support during her recent surgery and recovery.

EMPLOYEE OF THE MONTH

A plaque was presented to **John Dean**, Transportation Department, as the November 1998 Employee of the Month.

PROCLAMATIONS

Homeless Service Day and Veterans Stand Down 1998

Upon motion by Ms. Brown and second by Mrs. Harris, a Proclamation was unanimously adopted designating November 14, 1998, as **Homeless Service Day and Veterans Stand Down 1998.** **RECORD** S46-1349

Present to accept the Proclamation was **Amy Thatcher**, Community Coalition on Homelessness Executive Director.

John Abrusko, M.D., Appreciation Day

Motion was made by Mr. Bruce, seconded by Ms. Brown and carried unanimously, to adopt a Proclamation designating November 14, 1998, as **John Ambrusko, M.D., Appreciation Day** in appreciation of his commitment to the Manatee County Health Department and the citizens. **RECORD** S46-1350

Accepting the Proclamation was **John Burns**, Manatee County Health Department.

Retired Educators Day

Motion was made by Mrs. Harris, seconded by Mr. Stephens and carried unanimously, to adopt a Proclamation designating November 15, 1998, as **Retired Educators Day.** **RECORD** S46-1351

Present to accept the Proclamation were **Edward Nock, Mary** and **Anthony Yeneralo**, Manatee Retired Educators Association.

Farm City Week

Julie McClure advised of Farm City Week (11/17/98) and invited everyone to participate in the activities planned for that week including the tour of County farms (11/20/98).
(Proclamation scheduled for 11/17/98.)

PARTICIPATION PROJECTS

After determining this item was inadvertently deleted from the Consent Agenda, Mr. McClash moved to set the first public hearing on December 8, 1998, at 9:00 a.m., or as soon thereafter as possible, to consider **R-98-259** declaring intent to use a uniform method to collect non-ad valorem assessments for road paving, sanitary sewer, stormwater, street lighting, canal dredging, drainage improvement, and landscape beautification projects on the tax bills commencing in 1999 (various projects). Motion was seconded by Mrs. Stein and carried unanimously.

HOUSING FINANCE AUTHORITY

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

R-98-278 RESOLUTION APPOINTING A MEMBER OF THE HOUSING FINANCE AUTHORITY OF MANATEE COUNTY, FLORIDA

(reappointing **Richard M. Pierro** and executing the Certificate of Membership for November 3, 1998 - October 31, 2002). **RECORD** S46-1352
S46-1353

CITIZENS' COMMENTS

William R. Wheeler thanked the Board for the Citizens' Academy programs and objected to using taxpayers money to pay for TV ads regarding the constitutional amendments forthcoming on the ballot.

ADULT ENTERTAINMENT ORDINANCE

Public hearing (Notice in the Bradenton Herald 10/26/98) was held to consider

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(Continued)

ORDINANCE 98-46 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AMENDING CERTAIN PROVISIONS OF THE MANATEE COUNTY ADULT ENTERTAINMENT CODE (CHAPTER 2-2.5 CODE OF LAWS) INCLUDING AMENDING CERTAIN STANDARDS AND REGULATIONS RELATED TO ADULT ENTERTAINMENT FACILITIES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

James Minix, Assistant County Attorney, stated the proposed amendment would add physical requirements for establishments classified as adult dancing establishments, to include that all rooms be open to the public, at least 1,000-square-foot in area, well lit, and unlocked; and that all private rooms would be prohibited. He outlined the Ordinance and noted it does not amend the Land Development Code.

Discussion: Definition of adult dancing; protecting regular dancing establishments; City of Jacksonville and Polk County ordinances; enforcement; banning nudity; strengthen existing ordinance; adult theatres and addressing loopholes; setting second public hearing.

William R. Wheeler referred to lighting requirements, lawsuits, and the possibility of locating adult establishments in industrial areas.

Motion was made by Mr. McClash, to hold the second public hearing for the adult entertainment code on November 24, 1998, prior to 5:00 p.m. Motion was seconded by Ms. Brown and carried unanimously.

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

INTERSECTION SIGNALIZATION

Harry Mendenhall, Transportation Department, requested execution of a letter to the Sarasota/Manatee Metropolitan Planning Organization (MPO) transmitting a list of County signalized intersections evidencing that 22 be considered by the Florida Department of Transportation (FDOT) for protected/permitted left turns.

(enter Mrs. Stein)

The following intersections were discussed: U.S. 301/63rd Avenue East; 59th Street/17th Avenue West; 75th Street/Manatee Avenue West; 75th Street/9th Avenue NW; S.R. 70/51 Street East; Caruso Road/River Landings; 17th Street East/U.S. 41-Palmetto; flashing light and speed zone at S.R. 64/Lakewood Ranch Boulevard; U.S. 41 at Sysco (73rd Street E/Erie Road); synchronizing lights on U.S. 301/60th Avenue E/Ellenton to avoid stacking in turn lanes, etc.

(Mrs. Harris absent for portion of discussion)

Janet McAfee, Project Management Director, reported a temporary signal at S.R. 64 and Lakewood Ranch Boulevard should be in operation by December 1998, with the permanent signal to follow.

Motion was made by Ms. Brown, seconded by Mrs. Stein, and carried unanimously, to execute a transmittal letter to the MPO with a list of protected/permissive turn signals for consideration. RECORD S46-1354

Mr. Bruce moved to send a letter to FDOT sharing concerns of new intersections and the need for full signalization prior to the opening of those intersections. Motion was seconded by Mrs. Stein, and carried unanimously.

Discussion: Including these concerns with legislative issues.

LAWSUITS: 75TH STREET WEST IMPROVEMENTS

Mitchell Palmer, Assistant County Attorney, recommended adoption of the following Resolutions regarding eminent domain/quick take proceedings relating to improvements on 75th Street West (Project 3159):

R-98-268 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;
(Property Owner: Homestead Homes, Inc.)

and

R-98-269

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.

Motion - Resolutions

Motion was made by Mr. McClash, seconded by Ms. Brown, and carried unanimously to adopt R-98-268 and R-98-269.

RECORD S46-1355
S46-1356

Mr. Palmer explained the lengthy acquisition process and reported that Parcel 23 (owned by Palma Sola Shores Condominium Association) is the last parcel to be acquired for right-of-way south of Manatee Avenue.

Motion - Acquisition Policy

Motion was made by Mr. McClash, seconded by Mrs. Stein and carried unanimously, that the Board establish policy for right-of-way acquisition to be within one year, and after one year, a report be brought back regarding parcels that have not been acquired, to determine whether to move forward by other means to acquire those properties.

The Chairman stated a letter would be prepared and a public meeting would be set for the 75th Street project.

Recess/Reconvene. All members present.

STATE ROAD 70 IMPROVEMENTS

Ms. McAfee stated that additional funds were approved (6/16/98) for construction and engineering services by FDOT for S.R. 70, and recommended adoption of

R-98-277 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, MANATEE COUNTY, FLORIDA, AUTHORIZING EXECUTION OF AN AMENDMENT TO THE ORIGINAL JOINT PROJECT AGREEMENT AND MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO S.R. 70

(Amended JPA with FDOT and a Memorandum of Agreement with the Department of Insurance, Division of Treasury, for the County to deposit \$2,514,761 in escrow for FDOT; total reimbursement to the County will be \$15,172,951 for FY 1999-00).

Ms. McAfee reported that additional funds will be necessary for land acquisition as the S.R. 70 improvements are completed and recommended a letter be sent to FDOT requesting a revised JPA.

Motion was made by Mr. Bruce, seconded by Mr. McClash, and carried unanimously, to adopt R-98-277 and authorize the Chairman to send a letter to FDOT requesting a JPA amendment for additional funds to acquire land.

RECORD S46-1357
S46-1358
S46-1359

Mr. Palmer reported seven parcels on S.R. 70 remain to be acquired.

1999 LEGISLATIVE PROGRAM

Jim Seuffert, Financial Management Director, outlined the draft 1999 Legislative Program. He also referred to a list of new items for consideration.

RECORD S46-1360
S46-1361

Discussion: Health Care Trust funds; 66th Street park development funding; upgrading Civic Center; impact fee control; State aid to libraries for growth/technology; air quality; funding incentives to encourage clean air technology; pollution from surrounding counties; automobile inspection program; contacting Hillsborough County regarding pollution problem; airsheds, etc.

Mr. Seuffert referred to a letter from Palm Beach County (10/20/98) regarding regulation of pawnshops, which was referred to the Sheriff for input. He noted that a final Legislative Program will be submitted.

LEGISLATIVE LIAISON SERVICES

After discussion regarding the amount paid for legislative liaison services and benefits received during last year's session, Mr. Bruce moved to accept the letter of agreement with Betty J. Steffens, Attorney at Law, for the 1998-1999 regular legislative session. Motion was seconded by Mr. McClash and carried unanimously. RECORD S46-1362

AFFORDABLE HOUSING CONTRIBUTION

Fred Loveland, Community Services Director, recommended acceptance of \$11,241.11 from WDO Venture, as a contribution for affordable housing stock eliminated with development of the Winn Dixie store on 53rd Avenue and 9th Street East (PDC-96-04). The funds will be deposited to the County's Affordable Assistance Trust Fund pursuant to the Land Development Code Section 1302.1 and used in accordance with the SHIP local housing assistance plan (Ordinance 93-22).

He stated the contribution includes impact fee credits totaling \$6,241.10, plus \$1,666.67 for each affordable housing unit lost.

Motion was made by Mr. McClash and seconded by Mrs. Harris to approve the recommendation.

Discussion: Contribution not enough to replace housing; reviewing policy regarding calculation methods; excess compensation to the property owners eliminated their need for affordable housing.

Motion carried 6 to 1, with Mrs. Stein voting nay.

BEACH GROIN IMPROVEMENTS

Motion was made by Mr. McClash, seconded by Mr. Stephens, and carried unanimously, to award IFB 98-986791DC to the lowest responsive, responsible bidder meeting specifications, M & J Construction Co., for the Manatee County beach groin improvement project, \$173,078; and authorize subsequent execution of contract, date performance/payment bonds, and accept insurance certificate.

IMPACT FEE CREDIT AUTHORIZATION

Jerome Gostkowski, Planning Department, advised that Panther Ridge Communities, Ltd., dedicated 175 feet of eligible right-of-way on University Parkway (Verna Road to east boundary of Schroeder-Manatee Ranch), for transportation impact fee credit. He concluded this dedication will alleviate future acquisition costs and automatically notices the public that this is a major thoroughfare.

Motion was made by Mr. McClash, seconded by Mrs. Stein, and carried unanimously, to execute Credit Authorization and Final Authorization CA-98-06(T) for Panther Ridge Communities, Ltd., \$551,000. RECORD S46-1363 S46-1364

FLORIDA POWER AND LIGHT BUILDING

After discussion as to whether debt instruments were necessary to purchase the Florida Power and Light building, motion was made by Mrs. Stein, seconded by Mr. Bruce, and carried unanimously, to adopt

R-98-286 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, DECLARING MANATEE COUNTY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN CAPITAL EXPENDITURES WITH RESPECT TO THE ACQUISITION AND IMPROVEMENTS TO THE PROPERTY KNOWN AS THE FPL OFFICE BUILDING FROM THE PROCEEDS OF ITS NOT TO EXCEED \$2 MILLION REVENUE BOND ISSUE AND PROVIDING FOR AN EFFECTIVE DATE. (providing reimbursement of \$1,900,000 for the DeSoto Square Mall, building, plus minor improvements to replace parking spaces lost due to U.S. 301 Boulevard West improvements; debt service costs to be paid from rents paid by the Tax Collector). RECORD S46-1365

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:



APPROVED:


Chairman 11/9/99

Adj: 11:35 a.m./jr