

APRIL 6, 1999

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Tuesday, April 6, 1999, at 9:10 a.m.

Present were Commissioners:

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

Absent were Commissioners:

Joe McClash, Second Vice-Chairman
Jonathan Bruce, Third Vice-Chairman

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. Phillip's Anglican Church.

AREA CODE CHANGES - PUBLIC SERVICE COMMISSION HEARINGS

Teddy Williams, Jr., County Attorney, announced that Public Service Commission hearings are scheduled April 8, 1999, at 10:00 a.m. and 6:00 p.m., at the Sarasota County Commission Chambers, to allow for public participation in the matter of Area Code changes. He encouraged attendance at these hearings.

COUNTY ADMINISTRATOR'S CONSENT AGENDA

Upon motion by Mrs. Glass and second by Mrs. Harris, the County Administrator's Consent Agenda was approved 4 to 0, after deletion of (1) Holmes Beach/State Road 64 Beautification (separate action); and (2) Reference to "execution" of conservation easement pertaining to Cedar Brook Final Plat. Items APPROVED included:

CLERK'S CONSENT CALENDAR

BONDS

Accept:

Sheriff's Public Employees and Deputy Sheriff's Blanket Bonds (21 additions; 18 deletions). RECORD S46-1911

Inlets of Riverdale

1. Agreement with Gator Asphalt Paving, Inc., warranting required improvements (\$4,600).
2. Defect Security: \$4,600 (Surety Bond 190434428, National Fire Insurance Company of Hartford).

Regency Oaks II

1. Agreement with Barrett Family Partnership, V, Ltd., guaranteeing required improvements (\$1,247,741).
2. Performance Bond: \$1,247,741 (Letter of Credit S95-18 Amendment 3, Republic Bank).
3. Agreement with Barrett Family Partnership, V, Ltd., guaranteeing completion of required sidewalks and bikeways (\$19,734).
4. Performance Bond: \$19,734 (Letter of Credit S95-19 Amendment 3, Republic Bank).

Release:

River Club DRI 18

Defect Security: \$800,000 (Letter of Credit S95-03, Republic Bank).

Regency Oaks II

1. Agreement with Barrett Family Partnership, V, Ltd., guaranteeing required improvements (\$1,247,741).
2. Agreement with Barrett Family Partnership, V, Ltd., guaranteeing completion of required sidewalks and bikeways (\$19,734).

WARRANT LIST

Approve: March 23, 1999 through April 5, 1999
 Authorize: April 6, 1999 through April 19, 1999

REFUNDS

Frances Blackbird - Public Works Return AFT Fee Waiver \$ 25.00
 Gamble Creek, L.C. - Rezone Application Fee (duplicate) 1,775.00
 Family Resources - Rezone Application Fee (withdrawn) 968.05
 Neal Communities - Plan Amendment (withdrawn) 5,775.00

MINUTES

January 26, 1999 (regular and special), February 2, 1999
 February 9, 1999, February 16, 1999

AUTHORIZE CHAIRMAN TO SIGN

Satisfactions of Judgment -

Lee J. Heineman, Jr., Case 98-1049F
 Connie K. Weatherford, Case 97-3248F (2)

ACCEPT

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

Form 455, Clerk of the Court
 Form 432, Financial Management
 Form 433, Human Resources
 Form 438, Parks & Recreation

APPROVE, RATIFY AND CONFIRM

HB67/SB776 - Sport Shooting Ranges - Letters (authorized 3/16/99) to State Representatives Flanagan, Ogles and Bradley, and Senators Hargrett and McKay in opposition to HB67/SB776.

Riverview Pointe - Florida Communities Trust - Execution of Addendum 1 to Conceptual Approval Agreement with Florida Communities Trust relating to Riverview Pointe acquisition under the Preservation 2000 Program (based on agreement executed 3/16/99).

RECORD 46-1912

ACCEPT

Southwest Florida Water Management District - Comprehensive Annual Financial Report for Fiscal Year ended September 30, 1998, and Annual Local Government Financial Report for Fiscal Year 1997-1998.

Ordinance 99-18, Public Nudity - Correspondence in favor of or in opposition to Ordinance 99-18 (adopted 3/23/99).

Florida Local Government Finance Commission Pooled Commercial Paper Loan Program - Closing Documents with regard to Draw No's A-1-5, A-2-5, and A-3-3 authorized by R-99-45 (adopted 2/16/99).

Lakewood Ranch Community Development Districts 1, 2 and 3 - Minutes of District 1 Board of Supervisors Meetings held January 7, 1999, and February 4, 1999; District 2 meetings held January, 7, 1999, and February 4, 1999; and District 3 meetings held January, 7, 1999, and February 4, 1999.

COUNTY ADMINISTRATOR

LAWSUIT: ALEXANDER VERSUS WELLS

Settlement of Brandy Alexander versus Charles B. Wells, et al., CA-97-4701, for \$90,000.

LAWSUIT: MANATEE COUNTY VERSUS HILLIARD, ET AL.

Settlement with property owners Ray H. and Lois Ederington for a payment of the aggregate sum of \$15,843, including attorney's fees, costs and expenses, for the taking of parcel 27 (75th Street West Road Project) in the eminent domain matter of Manatee County versus Dozier Hilliard, et al., CA-98-1534.

LAWSUIT: MANATEE COUNTY VERSUS ROGERS, ET AL.

Settlement with George C. Perreault for payment of \$36,509.04, for the taking of parcels 118 and 801 (State Road 70 Road Project) in the eminent domain matter of Manatee County versus Burt K. Rogers, et al., CA-95-2480.

SHIP PROGRAM RECAPTURE

Authorization for County Attorney to file a petition in Probate Court to compel payment of County's claim (\$25,000 plus 12 percent interest per annum, plus costs and fees) against the Estate of Eddie James Thomas, Sr., Case P-97-1097, regarding SHIP mortgage.

WORKERS' COMPENSATION - CYNTHIA DUBOSE

Approval of washout settlement agreement and authorization for Risk Management to pay \$29,000 to settle all issues involving Cynthia Dubose versus Manatee County.

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(Continued)

ADVISORY BOARDS AND COMMITTEES

Acceptance of 1998 Annual Report of Advisory Boards and Committees; authorization to dissolve the **Land Information System Advisory Committee** and the **Manatee County Information Services Advisory Committee** in accordance with Resolution R-92-288.

RECORD S46-1913

DRUG CONTROL AND SYSTEMS IMPROVEMENT PROGRAM

Execution of Certificate of Participation with the Department of Community Affairs (DCA) for Manatee County to serve as the coordinating unit of government in DCA Drug Control and Systems Improvement Program (Edward Byrne) for Fiscal Year 1999-2000.

RECORD S46-1914

ENTERPRISE ZONE DEVELOPMENT AGENCY APPOINTMENT

R-99-72 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AMENDING RESOLUTION R-97-243, PROVIDING FOR THE REAPPOINTMENT OF SEAT NO. 8 OF THE ENTERPRISE ZONE DEVELOPMENT AGENCY

(appointing **Karen Hartman** to replace Donna Keefer; term to expire on 4/2/00).

RECORD S46-1915

HOME RECONSTRUCTION PROGRAM**Contract Extensions**

Execution of Amendment Number One to the Construction Loan Agreements (approved 11/24/98) extending the construction period for the following home reconstruction projects: Deloris Freeman; Otis and Verta Jackson; Sally Dudley and Ezell Taylor; Emma Lou Poole; Santos Martinez; and John Brooks.

RECORD S46-1916-

Contract

Execution of Construction Loan Agreement for reconstruction of a home in accordance with Resolution R-96-227 in the amount of \$39,000, located at 2212 2nd Avenue East, Palmetto, owned by Leola Stewart, and to be constructed by Cheaves Masonry and Construction, Inc. (Contractor's Agreement included).

RECORD S46-1922

TRANSIT - MEDICAID PROVIDER

Execution of the Florida Agency for Health Care Administration Florida Medicaid Provider Enrollment Applications (Ambulatory and Nonambulatory) to allow Manatee County Area Transit to bill Medicaid electronically for transportation services.

S46-1924

RECORD S46-1925

PERSONNEL STAFFING LEVELS - COMMUNITY SERVICES

R-99-83 RESOLUTION ESTABLISHING AUTHORIZED STAFFING LEVEL CHANGES BY JOB CLASSIFICATION FOR THE DEPARTMENT UNDER THE JURISDICTION OF THE BOARD OF COUNTY COMMISSIONERS

(Transit increase from 21 to 24; Department increase to 135).

RECORD S46-1926

WEST COAST INLAND NAVIGATION DISTRICT

Execution of funding agreement with The Palma Sola Bay Yacht Club for the Upgrade and Replacement of Aids to Navigation in Palma Sola Bay, West Coast Inland Navigation District project CIP-27, \$3,500.

RECORD S46-1927

TRAVEL EXPENSES - CONVENTION & VISITORS BUREAU

Authorization to reallocate expenditures (\$710) for Dorothee Fischer of Global Contact (German representative) as originally approved by the Board of County Commissioners (11/3/98).

ARTIFICIAL REEF PROGRAM GRANT

R-99-79 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF A STATE SALTWATER FISHING LICENSE REVENUES GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION UNDER THE ARTIFICIAL REEF PROGRAM

(\$25,000; 7 Mile South - Reef "C").

S46-1928

RECORD S46-1929

BUDGET AMENDMENTS**Various Departments** (B-99-020)

Transfer of Funds; Unanticipated Revenues (supporting description and detail attached)

RECORD S46-1930

17TH STREET EAST

Execution of Work Assignment 12 with Wade-Trim, Inc., for engineering services for conceptual design, 17th Street East, Palmetto, U.S. 41 to Canal Road, \$41,657.50.

RECORD S46-1931

MATERIALS AND SERVICES

1. **33rd Street West Sewer Extension** - Award IFB 99-7219DC to Woodruff & Sons, Inc., \$227,599.50; authorize subsequent execution of contract, dating of performance/payment bonds, and acceptance of insurance certificate.
2. **Ballfield Clay** - Award Bid 99-1926CD to B. A. Roberts, Inc., \$25,440.
3. **Beverage/Snack Machine Concessions** - Enter into negotiations with Bradenton Vending Services for services at G. T. Bray Park Complex, East Bradenton Pool, Pride Park and Park Maintenance Building.
4. **Variable Frequency Drive from Effluent Pump No. 1** - Award IFB 98-6225MP to Sullivan Electric & Pump, Inc., \$53,614; authorize subsequent execution of contract, and acceptance of insurance certificate.
5. **Fleet Maintenance Facility Renovations** - Award IFB 98-6544DC to Cumming Construction, \$99,817; authorize subsequent execution of contract.
6. **Gas Collection System (Lena Road Landfill)** - Award IFB 99-1302DC to SCS Field Services, Inc., \$1,250,586; authorize subsequent execution of contract, dating of performance/payment bonds, and acceptance of insurance certificate.
7. **Landfill Scalehouse Data Management System** - Enter into negotiations with Paradigm Software.
8. **Meter Boxes** - Award Bid 99-6731JS for meter boxes on as-required unit price basis to U.S. Filter, estimated annual cost of \$103,189.
9. **Odor and Corrosion Control Services** - Enter into negotiations with U.S. Filter for the County's sewer lift station system.
10. **Trucks** - Purchase four trucks via State contract from Atlantic Ford Truck Sales, Inc., total \$197,586, for Transportation Department, Highway Division.
11. **Water Sampling Equipment** - Sole source purchase of sampling equipment from AMJ Equipment Corp., \$30,086, for Public Works/Industrial Compliance.

CHILLER MAINTENANCE

Issue Change Order 1 to Purchase Order P9000894 to Siemen's Building Technologies, Inc., \$14,000, adjusted total of \$35,627, for chiller and cooling tower maintenance on as-required basis through September 30, 1999.

LAKWOOD RANCH BOULEVARD/SR 64 SIGNALIZATION

Issue Change Order 1 to Purchase Order P9000911 for temporary signalization at Lakewood Ranch Boulevard and State Road 64 East with PDG Electric Company, \$1,610 increase; adjusted Purchase Order amount of \$26,416.15.

CONSTRUCTION INSPECTIONS

Execution of Change Order 1 to Work Assignment 5 with Zoller, Najjar & Shroyer, Inc., for professional engineering services for construction inspections by the Building Department, increase of \$12,000.10; adjusted Work Assignment total of \$32,000.60.

RECORD S46-1932

COURTHOUSE ANNEX/FIRST UNION BUILDING RENOVATIONS

Execution of Addendum 2 with Fawley Bryant Architects, Inc., to extend the agreement for architectural services for one year (to 3/15/00) for office space development for renovation of the Manatee County Courthouse Annex and the First Union Building.

RECORD S46-1933

SURPLUS PROPERTY

1. Classify excess vehicles as surplus property per Florida Statute 274.05 to enable appropriate and authorized disposition of said property in accordance with Procurement Code 84-02, Section 8.108; authorization to thereafter dispose of such property. RECORD S46-1934
2. **R-99-70** RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES
(Conveying dump truck, Asset 24860; excavator, Asset 23036; ambulance, Asset 30177; and Telma brake retarder, Asset 31966 to the Sheriff). RECORD S46-1935

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(Continued)

3. **R-99-73** RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED PERSONAL PROPERTY UNDER THE PROVISIONS OF CHAPTER 125.38, FLORIDA STATUTES
(Conveying ambulance, Asset 27718, to **Church of the Cross of Manatee**).

RECORD S46-1936

CROSLY ESTATE - HVAC

Award Bid 99-1751DC for air conditioning and heating ventilation system on the second floor of the Crosley Estate to Larry Pearson A/C & Heating, Inc., \$54,026; execution of contract.

RECORD S46-1937

RECYCLABLES - COLLECTION/SALE/DISPOSAL

Award IFB 99-1878FL for collection and sale of surplus office paper, newspaper and aluminum cans to ACC Recycling Corporation, estimated annual cost of \$18,144; execution of contract (insurance certificate included).

RECORD S46-1938

SURVEYING AND PHOTOGRAMMETRIC MAPPING

Execution of Addendum 1 to extend agreement with I. F. Rooks & Associates, Inc., for surveying and photogrammetric mapping for one year (6/2/99-6/1/00), in accordance with the provisions of the agreement.

RECORD S46-1939

TROPICAL SHORES SEWER AND ROAD ASSESSMENT PROJECT

Execution of Change Order 1 to Work Assignment Z-8 with Zoller, Najjar & Shroyer, Inc., for engineering services for the Tropical Shores Sewer and Road Improvement Assessment Project, increase of \$12,814; adjusted Work Assignment total \$184,400.

RECORD S46-1940

TRANSIT BUILDING REMODELING

Execution of Change Order 2 to IFB 98-4039DC for additions and remodeling to Transit building with Frederick's Construction Company, Inc., increase of \$3,398.90 and addition of 15 days to contract completion, adjusted contract amount of \$274,356.21 and revised completion date of December 13, 1998.

RECORD S46-1941

WORKERS' COMPENSATION PROGRAM

Execution of agreement with Johns Eastern Company, Inc., for professional administrative services for the County's self-insured workers' compensation program for estimated annual total of \$109,050.

RECORD S46-1942

PERSONNEL POLICY - JOINT EMPLOYMENT

R-99-84 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, PROVIDING FOR CHANGES TO THE MANATEE COUNTY PERSONNEL POLICY, RULES AND PROCEDURES REGARDING JOINT EMPLOYMENT

(Adding Section XXII, JOINT EMPLOYMENT).

RECORD S46-1943

CHILDREN'S SERVICES DEDICATED MILLAGE GRANT**East Bradenton Outreach**

R-99-80 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE MANATEE COUNTY CHILDREN'S SERVICES ADVISORY BOARD FOR THE FUNDING OF THE EAST BRADENTON OUTREACH PROGRAM

(\$23,340).

RECORD S46-1944

Special Needs Camp

S46-1945

R-99-81 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE MANATEE COUNTY CHILDREN'S SERVICES ADVISORY BOARD FOR THE FUNDING OF THE SPECIAL NEEDS CAMP PROGRAM

(\$25,169).

RECORD S46-1947

IMPACT FEE CREDIT

Execution of Final Authorization of Transportation Credit for Jewel Hooker/Duette Country Store for eligible right-of-way dedication per credit authorization CA-99-01(T), \$1,438.

RECORD S46-1948

FINAL PLATS**Cedar Brook**

1. Final Plat.
2. Conservation Easement from Cedar Brook, Inc.
3. Deed Restrictions.

Riverwalk Village, Subphase F, Unit 1

1. Final Plat.
2. Mortgagee's Joinder in Declaration only from Northern Trust Bank of Florida, N.A.
3. Mortgagee's Joinder in Declaration only from Lakewood Ranch Community Development District 1.

4. Agreement with SMR Communities Joint Venture guaranteeing completion of required improvements, \$185,482.70.
5. Performance Bond: \$185,482.70 (SB 135993, Frontier Insurance Company, Surety).
6. Agreement with SMR Communities Joint Venture guaranteeing completion of required sidewalks and bikeways, \$21,606.
7. Performance Bond: \$21,606 (SB 135994, Frontier Insurance Company, Surety).
8. Conservation Easement from Schroeder-Manatee Ranch, Inc.
9. Agreement with SMR Communities Joint Venture for Installation of Private Improvements. RECORD S46-1949
10. Site and Drainage Affidavit Right-of-Way Irrigation and Utilization from Schroeder-Manatee Ranch, Inc., Lakewood Ranch Community Development District 1, and Summerfield/Riverwalk Village Association, Inc.
11. Maintenance Agreement for Right-of-Way Islands with Lakewood Ranch Community Development District 1. RECORD S46-1950
12. Supplemental Declaration by SMR Joint Venture.

LEGISLATIVE SERVICES - NEW WATER SOURCE INITIATIVE

Execution of Cooperative Agreement with Southwest Florida Water Management District for professional consulting services for New Water Source Initiative projects, \$9,000. RECORD S46-1951

RIVERVIEW LANE (16TH AVENUE DRIVE NORTHWEST) - STREET NAME

Request by residents of 16th Avenue Drive Northwest to utilize the street name of Riverview Lane.

FIRE DISTRICTS SHARE FACILITIES

Execution of Amended Shared Facilities Agreements with (1) Southern Manatee Fire Rescue District and (2) Cedar Hammock Fire District for housing Emergency Medical Services crews, vehicles and equipment. RECORD S46-1952

FEE WAIVERS

Holiday Heights

Placement of two 20-yard roll-offs at 2305 46th Avenue Drive West and two 20-yard roll-offs at the easterly dead end of 49th Avenue West for the annual Holiday Heights Cleanup/Fixup event May 1 and 8, 1999, and waiver of appropriate service and tipping fees at the Landfill.

City of Tampa - Soil Hauling

Approve, ratify and confirm waiver of tipping fees at the Solid Waste Management Facility for soil generated by the City of Tampa, Department of Public Works (pistol range), for use as daily cover material at the landfill.

BOWLEES CREEK CANAL DREDGING

Temporary Construction Easement donated by Sara Bay Country Club, Inc., for installation of a temporary dredge discharge pipe in Betty's Brook from Whitfield Avenue to Magellan Drive.

ORDINANCE 99-27, NO PARKING

Authorization to set public hearing on April 20, 1999, to consider Ordinance 99-27 regulating the stopping, standing or parking of motor vehicles on certain County-maintained streets located within the unincorporated area of Manatee County, Florida; and providing an effective date.

TROPICAL SHORES ASSESSMENT PROJECT

Execution of Contract for Sale and Purchase for right-of-way easement from Dean and Ellen Jorgensen for the road and sewer assessment project of Tropical Shores, at a cost of \$5,420.

(End Consent Agenda)

RECORD S46-1954

AWARDS

Employee of the Month

The April 1999 Employee of the Month Award was presented to **Anne Catalano**, Code Enforcement Officer, Public Safety Department.

Team Award

Larry Mau, Transportation Director, presented the Team Award to **Frank Moss and Ron Kennedy**, Transportation Department, Fleet Services, for their continual commitment and dedication in the maintenance and repair of the Transit System's 35 transit buses and 5 support vehicles.

(Enter Ms. Brown)

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(Continued)

1999 Fair Committee

Certificates of Appreciation were presented to Jackie Duray, Al Wallace, Marilyn Ott, Tammy Mirrilees, Lucy Mattern, Bob Bixby, Guy Favorite, Barbara Tyler, and Jay Moyles for service on the 1999 Manatee County and Florida State Fair Committees.

MANATEES - BRADENTON BEACH

Ernie Padgett, County Administrator, presented photographs of manatees on the shore of Bradenton Beach donated by Don and Jo Ann Meilner. Mrs. Meilner expressed her desire to share the photos with the public.

Motion was made by Mrs. Harris, seconded by Mrs. Glass and carried 5 to 0, to accept the donation, in accordance with Ordinance 86-05 and procedures established by the County Administrator's office, of three photographs of manatees on the bay side of Bradenton Beach from Don and Jo Ann Meilner valued at \$500.

1998 UNITED WAY CAMPAIGN

Micky Ryan and Carol Laudicina, Co-Chairs of the Manatee County Government Campaign, gave a final report regarding the 1998 United Way Campaign. Ms. Ryan stated employees contributed over \$82,000, with an initial goal of \$73,000. She reviewed events that were held including the golf tournament, dunk tank and bachelor/bachelorette auction. She acknowledged those serving on the committees and the event sponsors.

Mike Marquez, President of United Way; Brian Murphy, past President; and Craig Wells, Campaign Chairman, presented the United Way President's Awards to Stan Stephens, Chairman, and Ernie Padgett, County Administrator. Recognition plaques were presented to Manatee County employees Micky Ryan, Carol Laudicina, Jim Seuffert and George Mendez.

Jerry Koontz, United Way, introduced United Way staff members Polly Choate, Dot Weaver, Ashley Leonard, and Kelly Dressel. He expressed his appreciation and extended congratulations to County employees.
(Note: Additional comments later in meeting.)

PROCLAMATIONSAutism Awareness Month

Motion was made by Mrs. Glass, seconded by Mrs. Stein and carried 5 to 0, to adopt a Proclamation designating April 1999 as **National Autism Awareness Month.** RECORD S46-1955

National County Government Week

Motion was made by Mrs. Glass, seconded by Mrs. Harris and carried 5 to 0, to adopt a Proclamation designating April 18-24, 1999, as **National County Government Week.** RECORD S46-1956

Child Abuse Prevention Month

Motion was made by Mrs. Stein, seconded by Mrs. Glass and carried 5 to 0, to adopt a Proclamation designating April 1999 as **Child Abuse Prevention Month.** RECORD S46-1957

Public Safety Telecommunications Week

Motion was made by Mrs. Harris, seconded by Mrs. Stein and carried 5 to 0, to adopt a Proclamation designating April 12-17, 1999, as **Public Safety Telecommunications Week.** RECORD S46-1958

Volunteer Appreciation Week

Motion was made by Mrs. Harris, seconded by Mrs. Stein and carried 5 to 0, to adopt a Proclamation designating April 12-16, 1999, as **Volunteer Appreciation Week.** RECORD S46-1959

CHILDREN'S SERVICES ADVISORY BOARD

Cheri Coryea, Human Services Manager, presented a list of applicants for appointment to fill six vacancies on the Children's Services Advisory Board.

Motion was made by Mrs. Harris, seconded by Mrs. Glass and carried 5 to 0, to appoint **Scott Brownell** as Criminal Justice representative.

Motion was made by Mrs. Glass, seconded by Mrs. Harris and carried 5 to 0, to appoint **George Van Buren, M.D.**, as Physician representative.

Motion was made by Mrs. Harris, seconded by Mrs. Stein and carried 5 to 0, to appoint **Berniece Scott** as the NAACP representative.

Motion was made by Mrs. Harris, seconded by Ms. Brown and carried 5 to 0, to appoint **Barbara Harvey** as the School Board representative.

Nominations were received for appointment of two Child Advocate representatives:

- Frank Brunner - by Mrs. Stein
- Shawn Foster - by Ms. Brown
- Teresa Vollmer - by Mrs. Harris
- John Hubbard - by Mr. Stephens

Motion was made by Mrs. Harris, seconded by Ms. Brown and carried 5 to 0, to close the nominations.

Teresa Vollmer and **John Hubbard** were appointed by majority vote.

Discussion: Include dates of first appointment to advisory board in future agenda packets; set term limits for members, especially for advisory boards who meet frequently.

ORDINANCE 99-30, CHILDREN'S SERVICES ADVISORY BOARD

Public hearing (Notice in the Bradenton Herald 3/27/99) was held to consider

ORDINANCE 99-30 AN ORDINANCE OF MANATEE COUNTY, FLORIDA, AMENDING ORDINANCE 91-42, PREVIOUSLY AMENDED BY ORDINANCE 94-28, THE MANATEE COUNTY CHILDREN'S SERVICES ORDINANCE; AMENDING SECTION 6.B.1. TO ALLOW FOR A CHANGE IN THE BEGINNING DATE OF CHILDREN'S SERVICES ADVISORY BOARD MEMBERS TERMS TO COINCIDE WITH THE COUNTY FISCAL YEAR; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion was made by Mrs. Stein, seconded by Mrs. Harris and carried 5 to 0, to adopt Ordinance 99-30. RECORD S46-1960

CHILDREN'S SERVICES DEDICATED MILLAGE

Public hearing (Notice in the Bradenton Herald 3/27/99) was held to consider match funding for the Manatee Opportunity Council/Project Child Care for the Healthy Families Initiative Program in the amount of \$15,000.

Cheri Coryea, Human Services Manager, reported the Children's Services Advisory Board determined that the program is eligible for emergency funding. She stated Manatee Opportunity Council/Project Child Care advised that grant funds have been awarded in the amount of \$180,000 with a match of \$15,000.

(Depart Mrs. Stein)

Motion was made by Mrs. Harris, and seconded by Mrs. Glass, to approve the request. Motion carried 4 to 0.

Ms. Coryea introduced **Karen Stewart**, the new Children's Services Coordinator.

HOLMES BEACH BEAUTIFICATION PLAN

Jack Gorzeman, Environmental Management Department, requested authorization for the Chairman to sign a letter to the City of Holmes Beach expressing Manatee County's support for the proposed State Road 64 Highway Beautification Plan by the City of Holmes Beach, and authorizing County staff to install bollards as part of the beautification plan with funds from the County Boating Improvement Fund (\$3,000 installation; \$200 annual maintenance).

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(Continued)

(Enter Mrs. Stein)

John Moody, Swan, Moody & Associates, Inc., reported that the City has submitted a Highway Beautification Grant to the Florida Department of Transportation for a portion of State Road 64 adjacent to the Kingfish Boat Ramp. The objective is to create a "gateway" appearance into the City of Holmes Beach. He presented a sketch of the planting design.

Motion was made by Mrs. Glass, seconded by Ms. Brown and carried 5 to 0, to authorize the Chairman to sign the letter.

Recess/Reconvene. All members present except Mrs. Glass, Mr. McClash and Mr. Bruce.

TOURIST INFORMATION CENTER

Motion was made by Mrs. Harris, and seconded by Mrs. Stein, to authorize the Chairman to sign a letter to the Florida Department of Transportation requesting restoration of the I-75 Exit 43 signage for Tourist Information Center to 1991 standards. Motion carried 4 to 0.

(Enter Mrs. Glass)

ORDINANCE 85-11, SOLID WASTE FRANCHISES

David Brangaccio, Public Works Department, requested authorization for staff to advertise a public hearing to be held May 4, 1999, for an amendment to Ordinance 85-11 to eliminate conflicts with Florida Statutes and proposed Request for Proposal (RFP) to be issued for solid waste collection services.

He stated the Board conceptually approved (8/18/98) development of an RFP, which included variations on current franchise areas and variance areas where service is not mandatory. He stated Ordinance 85-11 contains provisions which conflict with this approach to solid waste collection as well as Chapter 85-457, Laws of Florida.

Discussion: Hold public hearing at 6:00 p.m., to accommodate the public; hearings dealing with the substance of the RFP should be held in evening; differences exist between existing ordinance and current contracts, etc.

Mitchell Palmer, Assistant County Attorney, stated the purpose of the hearing is to consider three amendments to the Ordinance. He reviewed the proposed amendments which relate to Sections 23, 24.G., and 25. He recommended acting upon these changes prior to going out for proposals.

Motion was made by Mrs. Glass and seconded by Mrs. Harris to authorize staff to advertise a public hearing on May 4, 1999 (at 9:00 a.m.).

Discussion: Not necessary to hold this hearing at 6:00 p.m.; proposals will include potential population changes within franchise areas, etc.

Motion carried 5 to 0.

PARTICIPATION PROJECT - POMELLO PARK

Janet McAfee, Project Management Director, requested authorization to set the first public hearing on May 18, 1999, at 9:00 a.m., or as soon thereafter as may be heard, for a road assessment project on 65th Avenue East and 217th Street East in Pomello Park.

Motion was made by Mrs. Harris to approve the request. Motion was seconded by Mrs. Glass and carried 5 to 0.

TREE TRUST FUND

Larry Mau, Transportation Director, requested approval of eight priority projects for landscaping, discussion of operating policies for disbursement of the Tree Trust Fund, and authorization to make disbursements from the Tree Fund in order to implement the priority projects.

He reviewed the Manatee County Tree Trust Fund, which was established in 1991 within the Land Development Code (Section 714.4). Resolution R-98-267 was adopted extending the seven-year deadline to utilize the funds, which total approximately \$326,000.

Michael Kenton, Manatee County Forester, reviewed the priority projects which include (1) Terra Ceia Bridge (U.S. 19 North); (2) State Road 64 at Braden River (joint project with City of Bradenton); (3) Bayshore Gardens Parkway (34th Street West to U.S. 41); (4) Cortez Road (43rd Street West to U.S. 41); (5) 63rd Avenue East (15th Street East to 28th Street East); (6) I-75/U.S. 301 Interchange (Welcome Center to 60th Avenue East); (7) I-75/S.R. 64 Interchange (west to Morgan-Johnson Road); and (8) U.S. 41 South (Tallevast to south County line).

He stated the projects will cost approximately \$596,800, two of which will require additional funds from grants, private participation, future Tree Fund growth, and interest accrual of the fund. He also submitted cost estimate details and future projects for Tree Fund priority. He showed a video of the proposed project locations and described the plantings.

Discussion: Funds are insufficient to cover projects; projects would be done as funds are available; how projects are prioritized; projects are through County program, not Florida Department of Transportation which will allow for a less costly design; maintenance costs are budgeted, etc.

Carol Clarke, Planning Director, responded she was uncertain as to how long it would take to generate funds in excess of the \$326,000 available in the Fund. She noted that collections have been sporadic over the years.

Discussion: Road gang is used for labor; decrease operating costs; approve projects conceptually only; beautification of U.S. 41 north of I-75 going to the Port is needed; consider safety issues when placing plants in right-of-way, etc.

It was recommended the projects be approved in concept only pending further information as to the individual projects, e.g., schematic visuals, plantings, etc.

Motion was made by Mrs. Glass, and seconded by Mrs. Harris, to approve expending money from the Tree Trust Fund and conceptually approve the projects with the understanding they will come back for additional information to Commissioners on the individual projects. Motion carried 4 to 1, with Mrs. Stein voting nay.

GUSTAVE M. BERNE FOUNDATION, ET AL, VERSUS MANATEE COUNTY

Mark Barnebey, Chief Assistant County Attorney, recommended execution of the Land Use Settlement Agreement relating to the case of the Gustave M. Berne Foundation, et al., versus Manatee County, CA-98-2236.

He reported that the Berne Foundation, et al., submitted a site plan (PDR-97-10) for development of Phase V and VI of the Glen Lakes Development to allow 180 multifamily residential units (8.5 dwelling units {du}/acre) in Phase V and 190 units (7.9 du/acre) in Phase VI. The Board approved a general development plan (4/28/98) limiting the development in both phases to single-family residential units at 3.0 dwelling units per acre. The Foundation filed a petition for Writ of Certiorari to overturn the action and the Court granted the petition, remanding the case to the Board for further action.

Mr. Barnebey advised that the agreement included the site plan, development conditions and form of release. The conditions would allow multifamily development at a maximum of 8.5 du per acre on Phase V, but would include numerous design parameters to reduce the impacts on adjoining properties; and Phase VI would be limited to single-family development at a maximum of 3.0 du per acre.

Motion was made by Mrs. Harris to execute the agreement. Motion was seconded by Mrs. Stein and carried 5 to 0. RECORD 546-1961

TROPICANA OFFICE SPACE

Motion was made by Mrs. Glass, seconded by Ms. Brown and carried 5 to 0, to adopt

APRIL 6, 1999

(Continued)

R-99-087 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, EXPRESSING THE COLLECTIVE INTENTION OF THE COMMISSION TO PROVIDE ALL MEASURE OF GOVERNMENTAL ASSISTANCE WITHIN ITS AUTHORITY TO ENCOURAGE THE TROPICANA CORPORATION TO LOCATE ITS NEW OFFICE COMPLEX WITHIN MANATEE COUNTY.

RECORD S46-1962

LEGISLATION

Mr. Padgett reported on recent actions by the Florida Legislature regarding a shift of State revenue sharing allocations to Manatee County with the possibility of phasing out more than \$6 million within the next two years.

Jim Seuffert, Financial Management Director, explained that State revenue sharing funds go into the general fund and are used for operations. He pointed out that they have had no advance notice regarding the \$6 million. He explained that the proposed House and Senate budgets take the money away from the counties; however, the governor's budget would allow the County to maintain its current level of revenue sharing. He stated he is uncertain as to whether the governor's budget will prevail.

Mr. Padgett stated he and Mr. Seuffert will continue to monitor the Legislature in this regard.

1998 UNITED WAY CAMPAIGN

Mr. Padgett apologized for omitting recognition to **Vera Dragisic** during the United Way Campaign presentation (earlier in the meeting) for her assistance with the Bachelor/Bachelorette Auction.

COMMISSIONERS' COMMENTS

Trailer Estates

Mrs. Harris reported Trailer Estates Mobile Home Park was featured in the Smithsonian Magazine last year and CNN produced a video on Trailer Estates earlier this year, which was shown on national television. She requested the video be broadcast on MGA.

Shielded Lighting

Mrs. Harris submitted a study which was conducted regarding shielded lighting. She suggested consideration of shielded lighting for neighborhood street lighting programs to reduce light pollution.

Disposition: Referred to County Administrator.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:


Clerk
Adj. 12:30 p.m.
/eml


Chairman 6/15/99