

NOVEMBER 7, 1990

The Manatee County Convention and Civic Center Authority met in REGULAR SESSION at the Convention and Civic Center, Palmetto, Florida, Wednesday, November 7, 1990, at 5:35 p.m.

Present were Members:

P. Allen Schofield, Chairman
Donald Brittain, Vice Chairman
Russell A. McInerney
Gerald Gordon
Van Brown, Jr.
John Stephens
Tom Nolan

Also present were:

Walter Golby, Interim Director
Wanda McBrearty, Assistant Finance Director, representing
R.B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

The meeting was called to order by Chairman Schofield.

MINUTES

Upon motion by Mr. McInerney and second by Mr. Brittain, the minutes of October 17, 1990, were unanimously approved.

CONSENT AGENDA

After discussion regarding payment for advertising to Profile Publications, motion was made by Mr. McInerney, seconded by Mr. Brown and carried unanimously, to approve the Consent Agenda for October 1990:

State Chemical Manufacturing Company (Extraction, degreaser/cleaner, aluminum and coil brightener)	\$1,749.37
Hawn Amex - October lawn/pond maintenance	\$1,748.50
Profile Publications - Advertising 1991 (Manatee Newcomer's Guide)	\$1,145.00

FINANCIAL REPORT

Walter Golby, Interim Director, reviewed the financial statement for October 1990. He addressed a memo (11/2/90) from R.B. Shore, Clerk of Circuit Court, advising of a cash deficit of \$562.01 and suggesting a line of credit be arranged to prevent nonpayment of bills or payrolls when such deficits occur.

Discussion: Approaching County Commission for line of credit; keeping expenses within budget to avoid line of credit; funds to make deposits on promotion contracts (50 percent of show cost within 30 days); Tourist Development Council (TDC)/General funds; special meeting to discuss promotion contract/funding; line of credit amount.

Motion - Withdrawn

A motion to meet with the County Commissioners immediately to discuss obtaining a \$100,000 line of credit to facilitate the operation of the building for this Fiscal Year was withdrawn.

Motion - Line of Credit for Promotions

John Stephens moved to go to the County Commission as a group and ask them to give a line of credit for \$100,000 towards deposits for promotions and events. Motion was seconded by Mr. Brown.

Discussion: Using part of line of credit to fund monthly shortfalls; emergency funds for track wall repair (approximately \$10,000).

Voting "Aye" was Mr. Stephens. Voting "Nay" were Mr. Gordon, Mr. Nolan, Mr. Brown, Mr. Brittain, Mr. McInerney and Mr. Schofield. Motion failed.

Motion - Line of Credit for Promotions & Shortages

Mr. McInerney moved to go as a group to the County Commission and request a line of credit in the amount of \$100,000 to be used for the promotion of events in the facility and to cover any temporary shortages in cash that may occur for unforeseen purposes or reasons. Motion was seconded by Mr. Nolan. Voting "Aye" were Mr. Nolan, Mr. Brown, Mr. McInerney, Mr. Brittain and Mr. Schofield. Voting "Nay" were Mr. Gordon and Mr. Stephens. Motion carried.

Mr. Brittain advised the total funds transferred to the Center for FY 1990, including TDC funds, were \$552,152.

UTILIZATION REPORT

The Utilization Report for September 1990 was reviewed by Mr. Golby who noted that use of the Center is increasing.

D'ANCA PRODUCTIONS

Mr. McInerney advised that Clifford Walters, legal counsel, requested \$1,000-\$1,500 (\$90/hour) to file suit against D'Anca Productions, as previously authorized.

Discussion: \$1,200 already expended; cost to litigate; abandoning litigation; other collection alternatives; seeking another attorney.

Disposition: Table issue to next agenda.

LEGAL REPRESENTATION - FEES

The Chairman addressed a letter (10/17/90) from Clifford Walters requesting an increase in legal representation fees from \$75 to \$90 per hour.

Motion - Table Request

Motion was made by Mr. Gordon and seconded by Mr. Stephens, to table the request until next meeting.

Discussion: Firm's good service; knowledge of Center affairs; reasonable rates; rate information from other firms, etc.

Voting "Aye" were Mr. Stephens and Mr. Schofield. Voting "Nay" were Mr. Gordon, Mr. Nolan, Mr. Brown, Mr. McInerney and Mr. Brittain. Motion failed.

Further discussion followed.

Motion - Approve

Mr. Nolan moved to accept the \$90 per hour rate from Blalock, Landers, Walters and Vogler, P.A., on an as needed basis. Motion was seconded by Mr. McInerney and carried unanimously.

EVENTS - HALLOWEEN CARNIVAL

Mr. McInerney reported that the Board of Realtors Halloween Carnival held at the Center on October 31, 1990, was a success and noted that over 15,000 people attended.

In order to encourage an annual event of this type, Mr. McInerney moved to set aside October 31, 1991, Halloween night, to repeat the event at a similar rate (reduced rate for Center Hall). Motion was seconded by Mr. Brittain.

Discussion: Rent charge; community appreciation; most successful event held at Center; facility cost, etc.

Motion carried unanimously.

It was suggested a letter be sent to the Board of Realtors regarding the action taken.

Recess/Reconvene. All members present.

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(Cont'd)

TOURIST DEVELOPMENT TAX

The Chairman distributed copies of the 1980 Referendum question regarding TDC Tax Ordinance 80-3 along with a sheet outlining the tax and intended allocations and a breakdown of funds the Center has received FY 1980 to FY 1988-1989.

He addressed an article published in The Bradenton Herald (11/7/90), noting the County Commissioners voted to oppose the establishment of a special taxing authority by the Civic Center Authority.

To clarify the intent in this matter, he stated that the Authority would like to receive TDC funding directly (rather than through the County Commission) and do not intend to levy a new tax.

Discussion: Legislation for direct funding; dealing with both Board of County Commissioners and TDC for funds; need for representation on TDC/conflict of interest; not receiving funds due; independent operation; if Center could operate on 30 percent of TDC funds.

CIVIC CENTER MANAGEMENT

The Chairman requested direction from the Authority with regard to the lease of the Civic Center to the County Commission.

Discussion: Status of Request For Proposal (RFP) for alternative management companies; working relationship among County, TDC and Authority; set a special meeting or work session with County Commission and Legislative Delegation.

(Mr. Schofield stepped down as Chairman; Mr. Brittain presiding)

Motion - Withdrawn

A motion that the Civic Center notify the County that the Authority is no longer interested in leasing or transferring by lease or ownership of the Center to the County and that the Authority start procedures to change the Legislation so that the Authority can administer part of that TDC tax without going through the TDC or the County was withdrawn.

Discussion: Need to give Legislature options; deposits; lease agreement; turn over the Center to the County without lease; suggested that Legislature proceed with an amendment; whether the Authority is in favor of the concept of leasing or not.

Motion - Notify County Regarding Lease

Motion was made by Mr. Schofield to notify the County that the Authority is not interested in transferring the Center to the County by lease or by ownership at this time. Motion was seconded by Mr. Nolan. Voting "Aye" were Mr. Schofield, Mr. Brittain, Mr. McInerney, Mr. Gordon, Mr. Brown and Mr. Nolan. Voting "Nay" was Mr. Stephens. Motion carried.

Motion - Change The Legislation

Motion was made by Mr. Schofield to institute action to change the Legislation whereby the Authority administers the TDC tax or that portion of it which is designated to support this Center (change to control the taxing base). Motion was seconded by Mr. Nolan.

(Depart Mr. McInerney)

Discussion: Sufficient funding or percentage; ad valorem tax; negative publicity generated regarding the funds; TDC tax.

(Mr. McInerney entered during discussion; Mr. Nolan absent for portion of discussion)

Vote

Voting "Aye" were Mr. Schofield, Mr. Brittain, Mr. McInerney, Mr. Stephens, Mr. Brown and Mr. Nolan. Voting "Nay" was Mr. Gordon. Motion carried.

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PERSONNEL POLICY

Mr. Gordon reported he had received copies of the Grievance procedures from the County's EEO department and suggested discussion be held at the next meeting in order for the Authority to be allowed more time to review the procedures.

OVERRIDES

Mr. Golby reported that an advertising and publicity account was set aside in the budget for events such as Chamber After Hours. It was relayed to him that the account must be charged instead through administration and promotions line item, therefore he requested approval for the override.

Ms. McBrearty explained there are various line items to be used strictly for advertising (i.e. want ads, advertising, promotions) and suggested a line item transfer be done from advertising to promotions for whatever balance.

Discussion: Funds designated for one certain account.

Motion was made by Mr. Brittain to approve the override for October and proceed on changing the line items. Motion was seconded by Mr. McInerney and carried unanimously.

CENTER HALL WALL TRACKING

Mr. Golby requested that \$10,000 be allocated to repair the tracking for the wall in Center Hall.

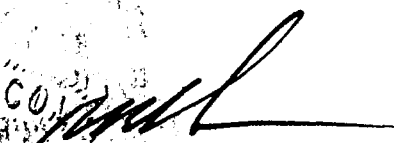
Mr. Stephens moved to authorize Mr. Golby to spend \$10,000 on the repair of the track (emergency repair for the Center Hall wall). Motion was seconded by Mr. McInerney and carried unanimously.


MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:


Clerk
Adj. 8:49 p.m.
/dmo
SEAL OF THE COUNTY OF JEFFERSON
CLERK OF THE BOARD OF SUPERVISORS


Chairman 12/12/90