

RESOLUTION R-02-232

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, PROVIDING FOR THE DISPOSAL OF CONSTRUCTION DEBRIS FROM THE 66<sup>TH</sup> STREET WEST STORAGE YARD BY DONATION AT NO CHARGE AS SURPLUS PROPERTY HAVING NO COMMERCIAL VALUE**

**WHEREAS**, Section 274.06, Florida Statutes, provides that upon a determination that property is without commercial value it may be donated, destroyed or abandoned; and

**WHEREAS**, Manatee County Highway Maintenance Storage Yard and the facility at 66<sup>th</sup> Street West contain an excess of construction debris consisting primarily of a mixture of concrete, soil, and asphalt rubble; and

**WHEREAS**, during 1998, bids were solicited and it was found that the similar material referenced by this resolution could only be disposed of at a net cost to the County (exclusive of landfill fee).

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA**, as follows:

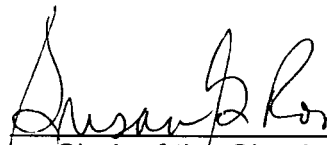
1. Construction debris stored at the 66<sup>th</sup> Street West Highway Maintenance Storage Yard is of no commercial value and may be donated to Woodruff & Sons, Inc., without charge.


2. Woodruff & Sons, Inc., must provide its own loaders, drivers, trucks and other machines for the removal of the construction debris and agree to release and hold the County harmless from any claims for damages of Woodruff & Sons, Inc., its officers, agents, employees or contractors arising out of the conditions on County's property, including any condition caused by the negligence of the County, the moving, crushing, loading, hauling, and cleaning of the construction debris and all other general activities pursuant to this Resolution, except for damage caused by the gross negligence or intentional acts of the County or the County's officers, agents, employees or contractors.

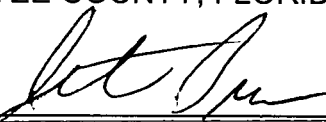
**ADOPTED**, with a quorum present and voting this the 27<sup>th</sup> day of August, 2002.

ATTEST: R.B. SHORE

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By:   
Clerk of the Circuit Court



By:   
Jonathan Bruce, First Vice-Chairman