

RESOLUTION R-08-028

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, PROVIDING FOR THE DISPOSAL OF CONSTRUCTION DEBRIS FROM THE 66TH STREET WEST, BRADENTON STORAGE YARD AND 69TH STREET EAST, PALMETTO, 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 facilities at 66th Street West, Bradenton and 69th Street East, Palmetto contain an excess of construction debris consisting of primarily 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 66th Street West, Bradenton, Highway Maintenance Storage Yard and 69th Street East, Palmetto, Highway Maintenance Storage Yard North County, 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, including any condition caused by the negligence of the County, moving, crushing, loading, hauling, and cleaning of the construction debris and all other general activities pursuant to the Resolution, except for damage caused by the gross negligence or intentional acts of the County or the County's officers, agent, employees or contractors.

ADOPTED, with a quorum present and voting this the 22ND day of APRIL, 2008.

ATTEST: R. B. SHORE



BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: Susan P. Romine
Deputy Clerk of the Circuit Court

By: Ken Wood Johnson
Chairman