

September 14, 1959

The Board of County Commissioners of Manatee County, Florida, met in regular session in the Court House in Bradenton, Florida, Monday, September 14th, 1959 at 9:30 a.m.

Present were Commissioners John G. Jones, H. C. Slaughter, Irwin Klemmer, Elmer Bustle, Tom W. Jennings, Deputy Clerk Bruce M. Cox and County Attorney George H. Harrison.

The meeting was called to order by Chairman Slaughter.

Minutes of the previous meeting were read. The Chairman stated if there were no alterations, corrections or additions the Minutes would stand approved as read.

#### ZONING

FRANK P. CIPRIANI, petition to rezone from C-1 Commercial and R1-AA Residential to M-2 Industrial so as to permit a Marina of part of Block 87, amended Plat of Cortez Addition to Cortez in Section 3, Township 35 South, Range 16 East, located on North side of Cortez Road of Town of Cortez. DENIED by the Planning and Zoning Commission.

Warren Goodrich, attorney for the petitioner, in requesting that the Board of County Commissioners send this petition back to the Planning and Zoning Commission for reconsideration, explained that this was low property and ideally suited for the purpose desired by his client; that there were no objections to the Marina by adjacent property owners and no one appeared in opposition to the petition at the public hearing held by the Planning and Zoning Commission; that in view of the fact that all ten members were not present and voting at the P & Z Commission hearing, he would request that the petition be reconsidered by said Commission when all members were present.

#### CIPRIANI PETITION REFERRED BACK TO PLANNING & ZONING COMMISSION

Motion was made by Mr. Klemmer that the Frank P. Cipriani petition be referred back to the Planning and Zoning Commission for restudy. Motion was seconded by Mr. Jones and carried unanimously, all members of the Board being present and voting "Aye".

T-Trailer Park Zoning Ordinances -  
Amend Manatee County Zoning Ordinances T-Trailer Park Residential by re-writing same and adding a New T-2 Trailer District. CONTINUED from 8/31/59

#### T-TRAILER PARK AMENDMENT POSTPONED TWO WEEKS

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the Board postponed consideration of T-Trailer Park Ordinances Amendments until September 21st, 1959.

Dile Realty Corp.  
Application to dredge and fill lots 72 to 214, incl. Palmetto Skyway Subdivision, Sect. 2 and 3, located on west side of U.S. 19 at Terra Ceia Bay. CONTINUED from September 8, 1959.

Chairman Slaughter advised that the Board members had reviewed this site and had determined that the fill as it now existed in Terra Ceia Bay was objectional and that the fingers (of the subdivision) extended out too far. At a meeting, Wednesday, September 9th, with the prospective buyer and his attorney, the attorney for the seller and Chas. Hicks, of the Dile Realty Company, it had been agreed by both attorneys that Section III would be cut back 400 feet, No. II would be cut back 300 feet and No. 1 would be cut back 200 feet (which would straighten out and give a rounded effect, and the Board felt that this would nearly approximate the bulkhead line when established. It was agreed also that the prospective buyer would replat the sections, according to descriptions to be furnished by the County Engineer for cutting back the fingers and widening the canals, as shown on the map submitted by the County Engineer for exhibition at this meeting.

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He stated that with these and other factors in mind, the Board was in general agreement that it would be to the best interests of all concerned that the work be continued if the petitioners and prospective buyer would comply with all provisions agreed upon.

D. G. Haley, attorney, stated that on behalf of Dile Realty Company, he wished it clarified of record that Freeman H. Horton, engineer, had furnished a letter from his files in which confirmation was given by the Planning and Zoning Commission for approval of dredging permit to Dile Realty Company in accordance with permit issued by the U.S. Corps of Engineers, August 2, 1956. (Bulkhead law became effective June 11, 1957)

DILE REALTY COMPANY  
30 DAY PERMIT GIVEN FOR DREDGING AND FILL PALMETTO SKYWAY SUBDIVISION

Motion was made by Mr. Bustle that the Dile Realty Company be granted a permit to continue dredging and fill, in accordance with application, on a thirty (30) day basis, which would provide ample time for the replat to be filed in accordance with the agreement. Motion was seconded by Mr. Jones, and carried by unanimous vote of all members of the Board.

HARBOUR SHORES, FIRST ADDITION CORRECTED PLAT APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, Corrected Plat of HARBOUR SHORES, FIRST ADDITION (Lots 2, 3, 4, 5 and 6) was approved.

ROAD IMPROVEMENTS REQUESTED  
PROSPECT ROAD & WHITFIELD AVENUE  
LITTLE PITTSBURGH ROAD

Dick Lee, attorney representing residents and property owners on Prospect Road and Whitfield Avenue, registered complaint to the Board on the condition of these streets, stating that if the drainage ditches and culverts were properly cleaned it would eliminate some of the flooding problems in the area, and asked if shell and fill could be placed in the washouts and low places in the roads. Chairman Slaughter advised that the heavy rains had made it impossible to obtain shell from the pits and that it was equally difficult to obtain river shell as it just was not available in any quantity, but that the Commissioner of the District (Elmer Bustle, District No. 4) was endeavoring to correct as many drainage problems and maintain as many roads as possible, the same as every other member of the Board since the same conditions existed in all parts of the county.

Road  
Residents of Little Pittsburgh, District No. 3, described the condition of that road as being extremely hazardous. When questioning the possibility of widening the road, the property owners were advised that if the necessary additional right-of-way was donated it would expedite such a project. The County Engineer was requested to make a survey to determine the feasibility of widening the road and how much additional right-of-way would be required.

SARABAY HARBOUR  
BOND SUBSTITUTION FOR ROAD IMPROVEMENTS APPROVED

Motion was made by Mr. Bustle that refund of \$250.00 cash and return of the bond in the amount of \$3,500.00 be authorized to Johnson and Poe, developers of Sarabay Harbour, and bond in the amount of \$3,750.00 be accepted in lieu thereof. Motion was seconded by Mr. Jennings and carried.

MIDWAY TILE COMPANY  
BID ACCEPTED FOR INSTALLING TILE IN PUBLIC BEACH PAVILION

The Public Beach Commission reported that the low bid submitted on installing tile in the Manatee County Public Beach Pavilion met the required specifications and recommended that it be accepted. Upon motion by Mr. Bustle, seconded by Mr. Klemmer, the bid of

MIDWAY TILE COMPANY in the amount of \$3,290.00 was accepted.

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GARBAGE FRANCHISE APPROVED:  
DYER PRICE TO T. M. GILMORE

Motion was made by Mr. Bustle that the application for Transfer of Garbage Franchise from Dyer Price to T. M. Gilmore be approved: Districts No. 5 and No. 10. Motion was seconded by Mr. Klemmer and carried unanimously.

WARRANT LIST & REQUISITIONS APPROVED

Upon motion by Mr. Jennings, seconded by Mr. Bustle, Warrant Lists of September 14 and 15, 1959 and requisitions were approved and Warrant List of September 21st, 1959 was authorized.

(General Revenue Fund	#2262
(Road & Bridge Fund	#1307-#1310 incl,
(Miscellaneous Funds	# 242-# 247 incl.

BILLS APPROVED FOR PAYMENT

Upon motion by Mr. Bustle, seconded by Mr. Jones, the following bills were approved for payment:

Madelon Snyder	6.65	
Marvin Wilkerson	60.75	
Karl Squires	90.00	
Myers & Assoc.	176.00	
Shannon's	100.00	(Funeral of Suggs)

Communications were read from

- 1) Florida Association of County Agricultural Agents  
Notice that W. Harper Kendrick, County Agent, has been selected to receive Distinguished Service Award of the National Association of County Agricultural Agents.

Upon motion by Mr. Jones, seconded by Mr. Bustle, the Board went on record as congratulating Mr. Kendrick by letter, said letter to be made a part of the Minutes of this date. (See page 139)

- 2) Bayshore Gardens Home Owners Association  
Expressing interest and recommendation of adoption of "Water and Sewer System Regulatory Act" filed June 18, 1959 (House Bill No. 840)
- 3) Committee of 100 (Manatee County Industrial Dev. Authority)  
Advising of resignation of DONALD F. SNYDER as member of the Manatee County Industrial Development Authority and requesting that vacancy not be filled until after the last week in November. (Request granted)

MANATEE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY

The resignation of Donald F. Snyder, through the Committee of 100, was acknowledged and the request that the vacancy not be filled until such time as recommendations could be made for replacement was granted.

- 4) Dr. Per Bruun, Tech. Sc., Head, Coastal Engineering Laboratory  
University of Florida  
Re: Visit to Manatee County beaches to view erosion problem.
- 5) Madelon Snyder  
Re: Luncheon at Manatee River Hotel, Friday, September 18, 1959, Florida Civil Defense Association Conference.
- 6) Lendell Sharer, Supervisor of Registration  
Relaying suggestion to display American Flags at voting precincts on Election Day.

COMMITTEE APPOINTED TO CHECK ON COST OF FLAGS FOR VOTING PRECINCTS

Chairman Slaughter appointed Commissioners Bustle and Jennings to check into the cost of the flags and report back to the Board.

SIRMONS, B. H.  
GARDEN HOMES, INC. }

BUILDING CONTRACTORS' BONDS APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Klemmer, Building Contractors' bonds of B. H. Sirmons and Garden Homes, Inc., were approved.

SUPPLEMENT TO SOUTHERN STANDARD BUILDING CODE RECOMMENDED BY BUILDING DIRECTOR  
TABLED ONE WEEK

Recommendation of Paul Cannon, Building Director, that the Board adopt a supplement to Southern Standard Building Code, which would replace or supercede Ordinance on Signs (Planning and Zoning Commission - Section 21), was received and tabled for study until September 21, 1959.

NORTH BAYOU ROAD  
COUNTY ENGINEER TO CHECK ON RIGHT-OF-WAY

John B. Benson, County Engineer, advised that a road, known as the North Bayou Road (located on the north shore of Warner's West Bayou) had never been accepted for county maintenance and was only 25 feet wide, but he had received numerous requests to install culverts for drives into residences along said road, and he would like for the Board to direct him what procedure, if any, he should follow in rendering service to the ten or twelve homes located on this road. The Board instructed him to see if twenty-five feet had been actually dedicated to the county and, if so, to investigate the possibility of obtaining an additional twenty-five feet to make this a fifty-foot right-of-way.

LITTLE PITTSBURGH ROAD (MAIN ROAD INTO JUNIOR COLLEGE) = SOUTHWOOD VILLAGE  
(Lester)

Mr. Benson read a letter from Mr. L. /Lundberg, Associated Contractors, Inc., Southwood Village, agreeing to pay \$11,500.00 toward the cost of improvements to the main road leading to the Junior College, Little Pittsburgh Road, if these improvements were completed by January 1, 1960. He explained the extent of the improvements and the proposal was discussed, with the Board members concurring with/<sup>the county engineer</sup>that this date requirement was too restrictive on the county. Mr. Benson was requested to contact Mr. Lundberg relative to a more reasonable time of completion of the road work, and suggested March 1st, 1960.

ADVERTISE FOR BIDS ON FRONT END LOADER

Upon motion by Mr. Jones, seconded by Mr. Bustle, Invitation for Bids was authorized for a four-wheel drive front end loader.

X-RAY MACHINE AT COUNTY HEALTH DEPARTMENT

Dr. Fred Allen, Director of the Manatee County Health Department, <sup>advised the TB Association</sup> was planning to buy a new X-Ray Machine for use at the Health Department and said \$500.00 had been offered as trade-in of the old unit formerly used by the County Hospital. After discussion the matter was referred back to Dr. Allen to negotiate for outright sale of the machine if possible.

KELLY, JOHN R. CERTIFICATE OF ELIGIBILITY EXECUTED

Upon motion by Mr. Jennings, seconded by Mr. Klemmer, Certificate of Eligibility of John R. Kelly, as Sanitarian for the Manatee County Health Department, was approved and executed.

ELLENTON FIRE CONTROL DISTRICT  
RESOLUTION ADOPTED CALLING ELECTION = SUBMIT QUESTION ON BALLOT OF NOVEMBER 3, 1959

Mr. Jones relayed a request from the Ellenton Volunteer Fire Department that provision be made for holding referendum on setting up a Fire Control District at Ellenton, and moved that appropriate resolution for submitting this question to the voters of the area

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on November 3, 1959. Motion was seconded by Mr. Klemmer and carried unanimously.

# R E S O L U T I O N

CALLING SPECIAL ELECTION  
RE ELLENTON FIRE CONTROL  
DISTRICT

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WHEREAS, the 1959 Legislature passed a Special Act requiring the Board of County Commissioners of Manatee County, Florida, to call a special election for the approval or disapproval of the Ellenton Fire Control District, and

WHEREAS, the School Board of Manatee County is holding a special election on November 3, 1959, and

WHEREAS, if the said special election for said fire control district is also held on November 3, 1959, the expense of said election would be greatly reduced,

HOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY that the special election shall be held for the approval or disapproval of the Ellenton Fire Control District on November 3, 1959, and that the ballot of said special election shall be substantially as follows:

"Shall a Fire Control District to be known as Ellenton Fire Control District be created and established in Manatee County, Florida, the property to be included in said District being described as follows, to-wit:

Begin at a point which is the dividing line between Section 19, Township 34 S, Range 18 E and Section 24, Township 34 S, Range 17 E where it intersects the shore line of Manatee River; thence North along this line to the Northwest corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 34 S, Range 18 E; thence East to the Northeast corner of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3, Township 34 S, Range 18 E; thence South to the shore line of Manatee River; thence in a W'ly and SW'ly direction along the said shore line of Manatee River to the point of beginning. Containing S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 3, Township 34 S, Range 18 E, S $\frac{1}{4}$  of Sections 4, 5, 6, Township 34 S, Range 18 E. And all Sections 7, 8, 9, 16, 17, 18, 19 and W $\frac{1}{2}$  of Section 10, Township 34 S, Range 18 E."

Passed this 14th day of September, A. D. 1959.

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Chairman

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TRAFFIC SURVEY INTERSECTION CORTEZ ROAD AND U.S. 301  
STATE ROAD DEPARTMENT

Motion was made by Mr. Bustle that the State Road Department be requested to make a traffic survey at the intersection of the Cortez Road and U. S. 301 to determine the feasibility of installing a traffic signal at this location. Motion was seconded by Mr. Jones and carried.

There being no further business, the Board adjourned to meet Monday, September 21st, 1959 at 9:30 a.m.

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LETTER TO W. HARPER KENDRICK

September 14, 1959

Mr. W. Harper Kendrick,  
County Agricultural Agent  
Agricultural Center  
Palmetto, Florida

Dear Harper:

On behalf of the Board of County Commissioners of Manatee County, I, as chairman, extend congratulations on your recent selection to receive the Distinguished Service Award of National Association of County Agricultural Agents. The people of Manatee County are aware of your outstanding achievements as our County Agent and it makes us extremely proud to have national recognition given to you in this manner.

We appreciate the splendid work that you and your department are doing and wish to say to you that the award is certainly well deserved.

Sincerely yours,  
H. C. Slaughter /s/  
H. C. Slaughter, Chairman

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ATTEST:

M. T. McInnis, Clerk

APPROVED

Bruce M. Cor  
Deputy Clerk

H. C. Slaughter  
Chairman