

February 8, 1960

The Board of County Commissioners of Manatee County, Florida, met in Regular Session in the court house in Bradenton, Florida, Monday, February 8th, 1960 at 9:30 a.m.

Present were Commissioners John G. Jones, H. C. Slaughter, Irwin Klemmer, Elmer Bustle and 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 that if there were no alterations, corrections or additions the minutes would stand approved as read.

GROSSMAN, SAUL

Chairman Slaughter recognized and introduced visitor Saul Grossman,

LINTON, C. M. RE DRAINAGE IN ONECO TERRACE

C. M. Linton came before the Board to discuss the matter of drainage in the area of Oneco Terrace Subdivision on Oneco Road, stating that the streets in that subdivision would be greatly damaged from floods if the county drain lying on the side of his development was not improved in the very near future.

CEDAR HAMMOCK DRAIN, LATERAL "B"

Mr. Bustle explained that the drain was LATERAL "B" OF THE CEDAR HAMMOCK DRAIN and that the county engineer has been making a survey to determine the best method of draining the area and additional right of way was required; that if this right of way could not be obtained any other way then it was time to proceed with condemnation.

John Benson, County Engineer, in giving a status report on the survey, stated that an injunction against blasting the rock in the canal bed was now in effect; that the mapping, etc., was completed and now it was necessary to get a title search of the property owners along the right of way and proceed with acquisition.

COUNTY ATTORNEY TO CHECK ON INJUNCTION CEDAR HAMMOCK DRAIN

George Harrison, County Attorney, said he would go into the matter of the Injunction; with the county engineer, and report his findings as soon as possible.

COUNTY ENGINEER TO CHECK ONEASEMENTS FOR DISTRICT 3 DRAIN

Upon question by Mr. Klemmer, the county engineer said he would check on easements on a drain between Saunders Road and the Little Pittsburg Drain.

PUBLIC HEARING  
PETITION RE G. H. JUDD'S SUBDIVISION THOMPSON & SKUKOWSKI

The Board held Public Hearing on the petition of HOWARD D. AND ROSE MARIE THOMPSON and WALTER and VICTORIA SKUKOWSKI for closing a portion of a roadway in G.H. JUDD'S SUBDIVISION. This Petition had been approved by the Planning and Zoning Commission and Mr. Hess advised there had been no objectors.

G. H. JUDD'S SUBDIVISION RESOLUTION

There were no objections to the granting of the petition and upon motion by Mr. Jones, seconded by Mr. Bustle, same was granted and the following resolution unanimously adopted:

JUDD'S SUBDIVISION, G. H.

RESOLUTION

WHEREAS, HOWARD D. THOMPSON and ROSE MARIE THOMPSON, his wife, and WALTER SKUKOWSKI and VICTORIA SKUKOWSKI, his wife, have petitioned the Board of County Commissioners, Manatee County, Florida to vacate, abandon, discontinue and close and to renounce and disclaim any right of the County of Manatee and the public in and to the following portion of a roadway described as follows:

All that portion of a roadway located between Lot 1, Block 3, and Lot 8, Block 4, extending from the Northern boundary of said Lots Southerly to Manatee River as shown on the plat of G. H. JUDD'S SUBDIVISION of the NE 1/4 of Section 17, Township 34 South, Range 17 East, as per plat thereof recorded in Plat Book 1, Page 222, Public Records of Manatee County, Florida;

AND WHEREAS, it appears to the Board that the said Petitioners are the fee simple owners of Lot 1, Block 3, and Lot 8, Block 4, G.H. JUDD'S SUBDIVISION, as per plat thereof recorded in Plat Book 1, Page 222, Public Records of Manatee County, Florida, which property adjoins that portion of the road above requested to be dosed, vacated and abandoned.

AND WHEREAS, it further appears that the road and property above described is not within the corporate limits of any municipality, town or city, and further that said road is not a State or Federal road maintained by the State of Florida or the Government of the United States of America, and that said road has not been opened;

AND WHEREAS, the Board of County Commissioners, Manatee County, Florida have heretofore adopted a resolution declaring that at 10:00 o'clock A. M. on the 8th day of February, 1960, at the regular meeting place of said Board, in the Manatee County Court House, a public hearing should be held to consider the advisability of granting said Petition, and it now appears to the Board that Notice of said public hearing has been published one time in a newspaper of general circulation in Manatee County, Florida at least two weeks prior to said date and time and the Board being further advised in the premises;

BE IT, THEREFORE, RESOLVED that the Board of County Commissioners, Manatee County, Florida, do renounce and disclaim any right of the County of Manatee and the public in and to the following described portion of said roadway, to-wit:

All that portion of a roadway located between Lot 1, Block 3 and Lot 8, Block 4, extending from the Northern boundary of said lots Southerly to Manatee River as shown on the plat of G. H. JUDD'S SUBDIVISION of the NE 1/4 of Section 17, Township 34 South, Range 17 East, as per plat thereof recorded in Plat Book 1, Page 222, Public Records of Manatee County, Florida,

and that said portion of said road be, and the same hereby is vacated, abandoned, discontinued and closed.

DATED at Bradenton, Florida, this 8th day of February, 1960.

BOARD OF COUNTY COMMISSIONERS  
MANATEE COUNTY, FLORIDA  
By H. C. Slaughter /s/  
Chairman

Attest:

M. T. MCINNIS, CLERK  
By Bruce M. Cox /s/  
Deputy Clerk

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Z O N I N G

RECOMMENDATIONS BY PLANNING & ZONING COMMISSION

Charles Hess, director, submitted and explained the recommendations of the Planning and Zoning Commission:

APPROVED REZONE FROM C-3 TO C-2 COMMERCIAL; beginning 181 ft. N. of SW corner of NW 1/4 of Sect. 12, Twp. 34S., R 17E; thence E. 2640 ft., S. 331 ft., W. 1835 ft., S. 2510 ft., W. 330 ft., N. 2510 ft., W. 470 ft., thence N. 331 ft. to P.O.B. Located on 27th St. E. and 2nd Ave. E., North of Palmetto (Washington Park area) = APPROVED by P & Z Commission and so recommended to the Board.

APPROVED REZONE FROM C-3 TO C-2 COMMERCIAL: beginning 432 ft. E. of SW corner of SW 1/4 of Sect. 1, Twp. 34S., R 17E., thence N. 1000 ft., thence E. 1130 ft. to W. line of ACL Railroad; thence Southwesterly along W. line of said ACL Railroad 1170 ft., thence W. 550 ft. to P.O.B. Located at site of Palmetto Drive-In Theater. APPROVED by P & Z Commission and so recommended to the Board.

APPROVED REZONE FROM C-3 TO C-2 COMMERCIAL; beginning 180 ft. W. of SE corner of SWP of Sect. 36, Twp. 33S., R 17E., thence Northeasterly 1100 ft. to S. side of Tampa Gap Drain; thence Northwesterly along drain to E. side of U. S. 41; thence Southwesterly along E. side of said U. S. 41, 1170 ft. to Section Line; thence E. 310 ft. to P.O.B. Located on E. side of U. S. 41, south of Tampa Gap Drain. APPROVED by P & Z Commission and so recommended to the Board

APPROVED REZONE FROM C-3 TO C-2 COMMERCIAL: beginning 330 ft. E. of NW corner of SE 1/4 of NE 1/4 of Sect. 25, Twp. 33 S., R 17E., thence S. 760 ft., thence W. 340 ft., thence S. 1380 ft. to McMullen Creek; Southwesterly on N. edge of creek 835 ft., thence N. 640 ft., thence E. 100 ft., thence No. 870 ft.; Northeasterly 1560 ft., thence E. 540 ft. to P.O.B. Located at Rubonia, Florida. APPROVED by P & Z Commission and so recommended to the Board.

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Upon motion by Mr. Bustle, seconded by Mr. Jones, the preceding recommendations of the Planning and Zoning Commission were accepted and the rezoning so ordered.

APPROVED <sup>50</sup> EUGENE REINHARD  
Application to extend non-conforming use by erecting  
4-car garage to house equipment; located south of  
Cortez Road on east side of 26th Street W. APPROVED  
by P & Z Commission and so recommended to the Board.

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the application of  
EUGENE REINHARD was approved as recommended.

HOWARD E. HELMS D/B/A PARADISE BAY TRAILER PARK  
Rental Trailer Park Plans APPROVED by P & Z Commission  
and so recommended to the Board.

PARADISE BAY TRAILER PARK

Upon motion by Mr. Klemmer, seconded by Mr. Jones, the final plans of the  
PARADISE BAY TRAILER PARK were approved.

BAYSHORE GARDENS, SECTIONS 31, 32 and 33 PLATS APPROVED

Upon motion by Mr. Jones, seconded by Mr. Klemmer, the Plats of BAYSHORE  
GARDENS, SECTIONS 31, 32 and 33, were approved.

C-1 COMMERCIAL; C-2 COMMERCIAL:  
C-NEIGHBORHOOD COMMERCIAL DRAFTS SUBMITTED

Mr. Hess submitted complete Draft of

|            |                           |
|------------|---------------------------|
| ARTICLE 14 | C-NEIGHBORHOOD COMMERCIAL |
| ARTICLE 15 | C-1 COMMERCIAL            |
| ARTICLE 16 | C-2 COMMERCIAL            |

which had been APPROVED by the Planning and Zoning Commission and so recommended to the  
Board.

DRAFTS HELD TWO WEEKS FOR STUDY

The Drafts were received for study, to be considered two weeks from this  
date.

RAYALL COMPANY  
BID ON GRADALL ACCEPTED

Motion was made by Mr. Jones that the bid from the RAYALL COMPANY on  
GRADALL MACHINE, Model 2460 for \$33,575.00

be accepted and the Chairman of the Board be authorized to execute Lease Purchase Agreement.  
Motion was seconded by Mr. Klemmer and carried unanimously.

TROPICAL HARBOR, SECTION 2  
SURETY BOND ACCEPTED ON ROAD IMPROVEMENTS & CASH BOND REFUNDED

Atro, Inc., submitted a Surety Bond on TROPICAL HARBOR SUBDIVISION, SECTION  
2, in the amount of \$5,200.00, and requested release of \$5,175.00 certified check, which  
had been placed with the county in lieu of road performance bond at the time the final plat  
was approved. Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the bond was accepted  
and refund of the amount of the certified check was authorized.

STEWART, SAMUEL LEVERET  
DAWSON, ISAAC

APPLICATIONS TO TB HOSPITAL APPROVED

Upon motion by Mr. Jennings, seconded by Mr. Klemmer, the applications of  
SAMUEL LEVERET STEWART and ISAAC DAWSON to enter the State Tuberculosis Hospital were  
approved.

CITY OF BRADENTON

CHECK ACCEPTED FOR CIVIL DEFENSE PURCHASES

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, check in the amount of  
\$317.70, from the City of Bradenton, was accepted as payment of items purchased through

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Florida Development Commission (for Civil Defense) and the Civil Defense Budget was authorized increased by this amount.

## SHERIFF'S BUDGET AUTHORIZED AMENDED

## ITEM TO ITEM TRANSFER

Request from Herman E. Turner, Sheriff, for transfer of funds was received and upon motion by Mr. Jones, seconded by Mr. Klemmer, the following ITEM TO ITEM TRANSFER was authorized:

| <u>FINE &amp; FORFEITURE FUND</u> |           | <u>Increase</u> | <u>Decrease</u> |
|-----------------------------------|-----------|-----------------|-----------------|
| 316                               | Salaries  | \$10,000.00     |                 |
| 824                               | Equipment |                 | \$10,000.00     |

WHITENER, C. C.

## ELECTRICAL CONTRACTOR'S BOND APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Jennings, Electrical Contractor's Bond of C. C. WHITENER was approved.

McPHERSON, KELLY

## BUILDING CONTRACTOR'S BOND AUTHORIZED RELEASED

Upon motion by Mr. Jennings, seconded by Mr. Bustle, Building Contractor's Bond of KELLY McPHERSON was authorized released:

Hartford Fire Insurance Company Bond No. N-3302073

EVERS, WILLIAM A.

## DEPUTY SHERIFF'S BOND APPROVED

Upon motion by Mr. Jones, seconded by Mr. Klemmer, Deputy Sheriff's bond of WILLIAM A. EVERS was approved.

## WARRANT LIST &amp; REQUISITIONS APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, Warrant List of February 8th, 1960 and Requisitions were approved and Warrant List of February 15, 1960 was authorized.

## BILLS APPROVED FOR PAYMENT

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

|                         |        |                |         |
|-------------------------|--------|----------------|---------|
| Braden Animal Clinic    | 11.00  | Jim Gallery    | 300.00  |
| Public Beach Commission | 576.12 | T. E. Whitmore | 42.30   |
| Madelon Snyder          | 9.00   | MVM Hospital   | 596.00  |
| SW TB Hospital          | 620.00 | Herman Howell  | 44.40   |
| Marvin Wilkerson        | 76.40  | M.T. McInnis   | 3931.35 |

## BRADENTON HERALD DESIGNATED AS NEWSPAPER TO ADVERTISE DELINQUENT TAX LIST

Upon motion by Mr. Jones, seconded by Mr. Bustle, THE BRADENTON HERALD was designated as the newspaper to advertise the Delinquent Tax List.

MEDOR, LAVERNE

## FUNDS ACCEPTED FOR PIPE ON 59TH STREET

Chairman Slaughter recommended acceptance of a check from LaVerne Medor for \$2805.00, which represented one-half the cost of 48" pipe proposed to be installed on a portion of 59th Street, east of Manatee Avenue West. He explained that the county would, sooner or later, have to install pipe on 59th Street, east side, from Manatee Avenue to Avenue "B" in order to eliminate a serious (drainage) <sup>erosion \*</sup> problem, which at the present time required continuous maintenance; that 440 feet lay along the line of Mr. Medor's property and he was willing to pay one-half the cost of the pipe necessary to be installed in front of his property; thereby relieving the county of quite a bit of the expense. (Beighnor Manor)

Upon motion by Mr. Bustle, seconded by Mr. Jones, the check for \$2805.00 was accepted from Mr. Medor and the county engineer authorized to proceed with laying the pipe.

\*Correction 2/15/60 "erosion" instead of "drainage" problem.

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DUDE RANCH ACRES

PLAT APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Jennings, plat of DUDE RANCH ACRES was approved.

BADEN, ROY F.

PRESENTS LIST OF EQUITIES IN VEHICLES

Roy F. Baden presented copy of equity he claimed in vehicles purchased by him for the Sheriff's Department since 1942. He had been advised by the State Auditor it was necessary to have the Board's approval of his claim before being submitted to the State Auditor in Tallahassee. Chairman Slaughter stated that he and the Deputy Clerk had discussed this matter with the Auditor and recommended further study by the members of the Board. The matter was tabled for study as recommended.

ADVERTISE FOR BIDS ON TRACTOR

At the request of the County Engineer, the Board authorized advertising for Invitation for Bids on a tractor on motion by Mr. Jennings, and seconded by Mr. Jones.

Communications were read from

- 1) American National Red Cross  
Request for pictures for publicity purposes for the Red Cross Drive.
- 2) American Legion, Bayshore Post No. 317  
Invitation to Installation of Officers and Initiation of New Members to be held Thursday, February 18, 1960 at 8:00 p.m., Bayshore Gardens Recreation Hall.
- 3) Novak & Putz Builders, Inc.  
Proposal for furnishing concrete pipe for open ditch according to topographic plan of Clearview Manor, enclosed.

CLEARVIEW MANOR SUBDIVISION, UNIT 2 (ADJOINING PINE PARK SUB.)  
PROPOSAL OF NOVAK & PUTZ ACCEPTED

Motion was made by Mr. Klemmer that the proposal of NOVAK & PUTZ BUILDERS, INC., to furnish concrete pipe for an open ditch at the south end of CLEARVIEW MANOR SUB. adjoining Pine Park Subdivision with Clearview Manor Subdivision, Unit 2. Motion was seconded by Mr. Jones and carried unanimously.

- 4) Palma Sola Park Association  
Favoring ordinance to prohibit parking of trucks in residential areas.
- 5) Planning and Zoning Commission  
Copy of letter to property owners re New Comprehensive Plan (Public Hearing 2/18/60) in Sections 8,9,10,15,16,17, 20,21,22,23,26,27,28,29,32,33,34,35, Twp. 35S., R 18E.
- 6) Governor LeRoy Collins  
Urging appropriate funds for expenses of County Tax Assessor to attend Florida Tax Assessors' Assoc. school to be held 2/22,23,24/60 in Tallahassee.
- 7) Lester T. and Helen B. Crane  
Request for approval of 2 COP beverage license "Jack's Truck Stop"

CRANE, LESTER T. & HELEN B. D/B/A JACK'S TRUCK STOP

Upon motion by Mr. Klemmer, seconded by Mr. Jones, the Board approved the request for 2 COP Beverage License to be issued to LESTER T. and HELEN B. CRANE for the location "Jack's Truck Stop" on Route 301, 1 $\frac{1}{4}$  miles south of Bradenton as the granting of such license would not conflict with zoning ordinances, <sup>same being</sup> subject to the approval of the State Beverage Department.

- 8) Florida Legislative Committee on Public Roads and Highways  
Requesting the Board to supply Committee with certain information regarding road needs and problems in Manatee County.

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FLORIDA LEGISLATIVE COMMITTEE ON PUBLIC ROADS & HIGHWAYS  
TO BE FURNISHED INFORMATION ON COUNTY ROAD NEEDS AND PROBLEMS

The Chairman requested all Board members, together with the County Engineer, to furnish photographic evidence, location, date and problems on both primary and secondary systems, as required by the Committee, by Friday, February 12th, 1960 in order that it might be submitted by February 18, so that it may be placed on the agenda for the next Committee meeting.

COUNTY ENGINEER AUTHORIZED TO PURCHASE POLAROID LAND CAMERA

Upon motion by Mr. Jones, seconded by Mr. Bustle, the County Engineer was authorized to purchase a Polaroid Land Camera for the Engineering Department.

FARM TO MARKET ROAD: BETWEEN BETHANY SECTION and MYAKKA HEAD ROAD  
PROPERTY OWNERS TO BEAR EXPENSE

As a matter of information to the Board, Mr. Jennings advised that he was presently working on a farm-to-market road plan with property owners who would pay all expenses except for the actual grading; that checks for \$2500.00 and \$600.00 had been submitted and the balance would be forthcoming when the agreement had been worked out and presented for the Board's approval. The location of the road was given as being between Bethany Section and Myakka Head Road.

WATER COMPANY FRANCHISES  
MANATEE COUNTY AUTHORIZED TO GRANT UNDER 1938 STATUTE

George Harrison, County Attorney, advised that Robert Knowles had found an old Statute, 1938, whereby Manatee County could grant Water Company Franchises. This information was offered in answer to question that came up during discussion of petitions by Water Companies requesting Manatee County to embrace the provisions of a 1959 Statute.

Mr. Harrison advised, also, that hearings on condemnation suit on State Road 64 would be coming up the following week; and that probable location of the individual (Dill) who held numerous Tax Certificates on property on State Roads 70 and 675 might eliminate necessity of condemnation suit on those parcels.


There being no further business, the Board adjourned to meet Monday, February 15th, 1960 at 9:30 a.m.

ATTEST:

M. T. McInnis, Clerk

APPROVED

  
Deputy Clerk

  
Chairman