

November 21, 1960

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradentom, Florida, Monday, November 21st, 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 meeting of October 31, 1960 were read. The Chairman stated that if there were no alterations, corrections or additions the Minutes would stand approved as read.

STEWART, BILL

RE: BOARD OF EXAMINERS FOR ELECTRICAL CONTRACTORS

Bill Stewart charged that the Board of County Commissioners was in violation of the Statutes providing for the appointment of members of the Board of Examiners for Electrical Contractors, alleging that this occurred when the Board made appointments in March, 1960 and again in October, 1960 when appointments were supposed to be made for one-year terms; that he, appointed in March and not re-appointed in October, did not get to serve his full term.

George Harrison, county attorney, advised that Mr. Stewart had been appointed to fill the unexpired term of Robert Schultz, resigned. (This term to have expired in October, 1960.)

Paul Cannon, Building Director, stated that all terms had expired October, 1959 and through oversight new appointments had not been made, but this had been corrected by making the appointments in March, 1960 for the term expiring October, 1960. When this term expired the Board of County Commissioners appointed members of the Electrical Examining Board for the term October, 1960 - October, 1961.

When Mr. Stewart pointed out that two electrical contractors were serving on the Board Mr. Cannon advised that LeRoy Pearson was resigning and that Culbreath Whitehead, Jr., had agreed to take his place.

STANALAND, VERNON

Vernon Stanaland came before the Board to obtain information relative to a canal through his grove (located in District No. 2) which was to be abandoned when new drainage for the Buckeye Road (from U.S. 41) was completed, stating that the new canal would cut off access to his grove.

Mr. Slaughter, in whose district this property is located, explained that the drainage of the Buckeye Road had become imperative and the county had sought to straighten the existing canal, which would necessitate removal of some of the trees in Mr. Stanaland's grove, however, his estimate of the cost was exhorbitant (\$37,000.) so the canal was re-located and the right-of-way cost was only \$1,000.00, purchased from G. R. Smith. Mr. Slaughter assured Mr. Stanaland that the County Engineer and he would investigate the situation this week with a view toward relieving the hardship in connection with access over the new canal.

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TALLEY, WALTER
RECOMMENDATION FOR ADDITION TO SUBDIVISION REGULATIONS

(HEAVY EQUIPMENT CONTRACTORS)

Walter Talley, attorney representing the Heavy Equipment Contractors Association, offered recommendation for amendment to the existing Subdivision Regulations that would require the developers to produce an affidavit and lien waiver, stating that all labor, material and equipment rental used in improvement of the streets in the subdivision had been paid for in full before the county accepts the said streets for maintenance and releases the surety company.

The County Attorney expressed a desire to discuss this matter further with Mr. Talley and the attorney for the Planning and Zoning Commission (Robert Rickey) before rendering an opinion thereon.

STATE ROAD 45 (U.S. 41 - TAMIAMI TRAIL)
STATE ROAD DEPARTMENT TO BE REQUESTED TO PREPARE DEEDS R/W CORTEZ ROAD TO CITY LIMITS

Upon inquiry from George Tomberlin as to the status of Title Search and deeds for the right of way for the Tamiami Trail (State Road 45, U.S. 41) from the Cortez Road to the City Limits of Bradenton, he was advised that the Search had been completed and if the State Road Department refused to prepare the deeds that the matter would be referred to the County Engineering Department with instructions to start on this project as soon as negotiations for First Street right-of-way (and north of the River, SR 55) and any other projects now under way, are completed.

Z O N I N G

RECOMMENDATIONS OF PLANNING & ZONING COMMISSION

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

HOMES FOR FOSTER CHILDREN APPROVED	Amend Manatee County Zoning Ordinances ARTICLE 9, Sect. 9-1H; ARTICLE 10, Sect. 10-1E; ARTICLE 11, Sect. 11-1B-D; ARTICLE 12, Sect. 12-1E By striking "Provided the total number of foster children residing therein shall not exceed three (3)" APPROVED
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Upon motion by Mr. Bustle, seconded by Mr. Jennings, ARTICLES 9, 10, 11 and 12 were amended as recommended by the Planning and Zoning Commission.

GULF & BAY EST. UNIT 4 Rezoned to R-1B APPROVED	O. F. Quartello (D/B/A Gulf & Bay Estates Petition to rezone from R-1C to R-1B Residential all of Unit 4 of Gulf & Bay Estates Sub., lying north of Pompano Lane on Sneads Island APPROVED
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Mr. Hess explained that this was to correct an error in zoning this portion of the subdivision.

Upon motion by Mr. Jones, seconded by Mr. Klemmer, the petition of O. F. QUARTELLO was granted and the rezoning approved.

Tamiami Development Corp.; Gaines P. & Harriet Price Campbell, Jr., Leslie C. Miller and Ann Miller
Petition to rezone from C-3 Commercial to C-2 Commercial= Beg. at intersection of N. line of SW $\frac{1}{4}$ of Sect. 23, Twp. 35S R 17E and W. r/w line of Tamiami Trail (U.S. 41); thence Southerly along said W. line a distance of 1068 ft. to a point; said point being intersection of N. r/w of a 50 ft. road known as Estes Rd. and the W. r/w line of U.S. 41; thence westerly and parallel to N. line of said SW $\frac{1}{4}$ of Sect. 23, Twp. 35 S, R 17E, 759 ft.; thence northerly and parallel to W. r/w line of U.S. 41, 155 ft., thence Easterly and parallel to N. line of said section 759 ft., thence southerly 155 ft. to POB= Located west of U.S. 41 on north side of Florida Ave. (Estes Road). APPROVED for C-2 Commercial only for the land owned by Gaines P. & Harriet Price Campbell, Jr., and Leslie C. & Ann Miller.

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the petition of Gaines P. & Harriett Price Campbell, Jr., and Leslie C. & Ann Miller was approved for rezoning to C-2 Commercial. That portion of the petition relating to property owned by Tamiami Development Corp. was not approved.

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Enos W. Yoder (By Earl Brethauer, Agent)
Application to erect a miniature train amusement enterprise
on E. side of U.S. 301, approx. 900 ft. N. of Saunders Rd.
APPROVED.

Upon motion by Mr. Jennings, seconded by Mr. Bustle, the application of
ENOS W. YODER was approved.

Hunt Amusement Company
Application for amusement enterprise at Bayshore
Gardens Nov. 22 - Dec. 6, 1960, incl. APPROVED

Upon motion by Mr. Jones, seconded by Mr. Klemmer, the application of HUNT
AMUSEMENT COMPANY was granted.

QUINN TRAILER PARK ROBERT E.

FINAL PLANS APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Jones, final plans of ROBERT E.
QUINN TRAILER PARK WERE approved.

WILLOW GLEN, SECOND ADDITION

APPROVAL OF PLAT WITHHELD

Mr. Hess advised that the Plat of Willow Glen, Second Addition, had been
approved by the Planning and Zoning Commission, but was not submitted for this Board's
approval until it was properly executed. (Located inside City of Bradenton)

ORANGE TERRACE SUBDIVISION
PETITION TO CLOSE CERTAIN STREETS

PUBLIC HEARING CONTINUED

Public Hearing on petition of LEO H. WILSON, INC., to close certain streets
in ORANGE TERRACE SUBDIVISION, continued from previous meeting, was continued until
November 28, 1960 on motion by Mr. Bustle, seconded by Mr. Jennings.

Amend Manatee County Zoning Ordinances
ARTICLES 5, 27 & 28 by rewriting same
(Relating to non conforming uses, pits & excavations,
piers, etc.)

Upon motion by Mr. Klemmer, seconded by Mr. Jones, this recommendation of
the Planning and Zoning Commission was tabled for two weeks for further study.

Amend the Comprehensive Plan of Jan. 21, 1957
by rezoning lands of SOUTHERN REALTY & UTILITIES CORP.
as set forth on Zoning Maps, according to agreement between
the landowners and the Comprehensive Plan Committee.
APPROVED by P & Z Commission = cont'd from previous
meeting.

SOUTHERN REALTY & UTILITIES CORP.

REZONING APPROVED

Motion was made by Mr. Jennings that Amendment to the Comprehensive Plan
be approved by rezoning lands of Southern Realty & Utilities Corp. as pointed out and ex-
plained by the Director of Planning and Zoning and recommended by the Comprehensive Plan
Committee. Motion was seconded by Mr. Jones.

Appearing in behalf of Southern Realty & Utilities Corp. and/or in favor of
the Amendment as recommended were

William Daniel, attorney for Southern Realty & Utilities Corp.
Orrin Thompson, developer and builder
Malcolm Duggan, member, Planning & Zoning Commission
George Tomberlin

Appearing in opposition to this amendment and to re-zoning for less than
one thousand square feet were

Walter Talley, attorney representing property owners
in areas adjoining this area,
Col. R. G. Norman, representing Manatee County Federation
of Civic Associations,

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Upon roll call, voting "AYE" were Commissioners Bustle, Jennings, and Jones.

Voting "NO", Commissioner Klemmer.

Chairman Slaughter voted "YES". Motion carried.

FIVE MINUTES RECESS

After a five-minute recess, the Board reconvened with all members present.

BIDS ON INSURANCE = OPENED AND REFERRED TO DEPUTY CLERK FOR TABULATION
FLEET; BODILY INJURY & PROPERTY DAMAGE

Bids on insurance on Manatee County Vehicles to cover Bodily Injury and Property damage, for the term November 22, 1960 - November 22, 1961, were received and opened from

JOHN P. HUTH, INSURANCE Michigan Mutual Liability Company	\$3,038.95
G. B. TROUT INSURANCE AGENCY Travelers Indemnity Company	3,513.63
ALDREDGE INSURANCE AGENCY General Insurance Company of America	5,371.01
COURTNEY-BOYD INSURANCE AGENCY Auto-Owners Insurance Company	3,636.31
WYMAN, GREEN & BLALOCK, INC. American Liberty Insurance Company	3,214.32
STANLEY ASSOCIATES, INC. Auto-Owners Insurance Company	3,636.31
WEICHEL-WALLACE INSURANCE AGENCY Auto-Owners Insurance Company	3,636.31

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the bids were referred to Bruce M. Cox, Deputy Clerk, for analysis and report to the Board at the next meeting.

BUILDING & PLUMBING CONTRACTORS BONDS APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Jennings, the following bonds were approved:

Building Contractors

M. Nelson Courtney
U.S. Fidelity & Guaranty Co.
Francis D. Shoenberger, Jr.
Jones Ins. Agency
Security Ins. Co. of N. Haven
P. F. Jenkins
U.S. Fidelity & Guaranty Co.

Plumbing Contractor

Robert Hammock
Auto-Owners Ins. Co.

BONDS AUTHORIZED RELEASED: BUILDING, ELECTRICAL, PLUMBING

Upon motion by Mr. Klemmer, seconded by Mr. Jennings, release or cancellation of the following bonds was authorized:

Building Contractors

Wesley G. Watkins
Columbia Casualty Co.
Howard Barnaby
Hartford Accident & Indemnity

Electrical Contractor

Kelly McPherson
Hartford Accident & Indemnity

Plumbing Contractor

Phillip Williams
Hartford Accident & Indemnity

JONES, G. REYNOLDS

APPLICATION TO STATE TUBERCULOSIS HOSPITAL APPROVED

Upon motion by Mr. Jones, seconded by Mr. Klemmer, application of G. REYNOLDS JONES to enter the State Tuberculosis Hospital was approved.

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WARRANT LIST & REQUISITIONS APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, Warrant List of November 21st, 1960 and requisitions were approved and Warrant List of November 28th, 1960 was authorized.

BILLS APPROVED FOR PAYMENT

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

Donald Bell	11.70
Hunnicuttt & Associates	4025.28
Public Beach Commission	147.54
Public Relations Council	574.95
Committee of 100	430.65
Youth Center	178.87
Larsen Brothers	6189.00 & 445.76

COMMUNICATIONS

Communications were read from

- 1) State Road Department
Notice of abandonment of a certain portion of Anna Maria Island and request for resolution to add Section to Manatee County Road Maintenance System

**STATE ROAD DEPARTMENT
RESOLUTION**

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the following resolution was unanimously adopted: **RECORDED**

- 2) Manatee County Highway Department
Re: Shaw's Point, 1st Addition
Report that streets 80% complete and recommending release of \$12,000.00 guarantee bond.

**SHAW'S POINT SUBDIVISION, 1ST ADDITION
PART CASH BOND RELEASED**

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, \$12,000.00 of the cash bond on deposit for guarantee on road improvements was authorized released on SHAW'S POINT, FIRST ADDITION.

**COMMITTEE OF 100
M. C. INDUSTRIAL AUTHORITY**

**JOHN G. (JACK) JONES & JAMES MOORE
APPOINTED AS MEMBERS**

- 3) Committee of 100
Recommending appointments to Manatee County Industrial Authority and submitting list of nominees

Motion was made by Mr. Klemmer that JOHN G. (JACK) JONES and JAMES (JIMMY) MOORE be appointed members of the Manatee County Industrial Authority.

(Jimmy Moore = Palmetto Chamber of Commerce
(Jack Jones = Greater Bradenton Chamber of Commerce

**BOARD OF PUBLIC INSTRUCTION
PERMISSION GRANTED FOR CONSTRUCTION OF BUILDING PENDING GU ZONING**

William J. Daniel, attorney, submitted request of the Board of Public Instruction for permission to begin construction of school buildings while the site is in process of being rezoned GU (governmental usage), as provided in the Building Code.

Upon motion by Mr. Jones, seconded by Mr. Bustle, permission was granted the Board of Public Instruction as requested.

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CORTEZ UTILITY CORPORATION
WATER FRANCHISE AGREEMENT

BOND SET AT \$5,000.00

RECORDED
A16-107

Franchise Agreement for a non-exclusive franchise for a waterworks system to be operated by CORTEZ UTILITY CORPORATION, approved by George H. Harrison, County Attorney, was presented to the Board for execution. Mr. Harrison advised that it would be necessary for the Board to set the amount of the bond thereon. Upon motion by Mr. Jones, seconded by Mr. Bustle, the Board fixed the amount of \$5,000.00 for bond, and the Agreement was authorized executed.

SMITH, R. EUGENE

TRUSTEES OF INTERNAL IMPROVEMENT FUND
CERTIFICATE OF APPROVAL OF BULKHEAD LINE

RECORDED
A16-108

Certificate of Approval for Establishment of Bulkhead line from the Trustees of the Internal Improvement Fund, for riparian property of R. EUGENE SMITH (by resolutions of the Board of County Commissioners June 1, 1959 and October 31, 1960) was received and ordered recorded in the Public Records.

DEEDS ACCEPTED:
43RD STREETBOARD OF PUBLIC INSTRUCTION
W. D. & RUTH SUGG

Upon motion by Mr. Bustle, seconded by Mr. Klemmer, deeds to a portion of 43rd Street West were accepted from

Board of Public Instruction and
W. D. and Ruth Suggs

(Note: These deeds were executed in 1951 and were found attached to maps, etc., in the County Eng. office.)

CLAIM TO STORM DAMAGE TO COUNTY OFFICE BUILDING WAIVED
IN FAVOR OF S. L. CHENNAULT & SONS

John Benson, Jr., County Engineer, requested that the Board waive any claim on a check for \$269.50 from Hartford Fire Insurance Company, made payable to Manatee County and S. L. Chennault and Sons. He explained this check was to cover damages to the new county office building now under construction from "Hurricane Donna" and it had been made payable to both parties in order to protect the interest of the county, but the contractor had assumed all responsibility and there was no loss to the county in any way.

Upon motion by Mr. Bustle, seconded by Mr. Jones, Chairman Slaughter was authorized to endorse the check, with no claim to be made by this Board thereon.

PIPE INSTALLATIONS AUTHORIZED

JAMES GORDON
EARL WALKER
BAYSHORE GARDENS, SECTION 7

Motion was made by Mr. Klemmer that pipe installations be authorized for

James Gordon	10 feet	
Earl Walker	90 feet	\$30.00
BAYSHORE GARDENS		
SECTION 7 (Pipe to be purchased by Bayshore Gardens)		

Motion was seconded by Mr. Jones and carried unanimously.

BENSON, JR., JOHN B.
AUTHORIZED LEAVE OF ABSENCE TO ATTEND NAT'L ASSOC. COUNTY ENGINEERS

Upon motion by Mr. Jones, seconded by Mr. Bustle, JOHN B. BENSON, JR., County Engineer, was granted leave of absence on December 1-2, 1960 to attend a Directors' Meeting, National Association of County Engineers, Washington, D.C., at no expense to the county.

T & T ASPHALT COMPANY
CHECKS CANCELLED

Upon motion by Mr. Jennings, seconded by Mr. Jones, two checks to the T & T Asphalt Company were authorized to have payment stopped by the Deputy Clerk and new checks

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issued in lieu thereof: (Dated November 7, 1960)

Check No. 15 (Bank of Palmetto)	\$918.98
Check No. 41 (First National Bank)	410.68

REPORT ON CONVENTION IN LAKE LAND

Commissioner Klemmer gave a brief report of the annual meeting of the State Association of County Commissioners held in Lakeland, Florida, November 13-16, 1960.

RECOMMENDATION FOR PURCHASE OF ADDITIONAL VOTING MACHINES

Mr. Bustle commented on the low percentage of votes cast in the larger precincts on the last General Election, November 8, 1960, noting the need for providing facilities to enable the voting to proceed as quickly as possible and to eliminate the necessity of standing in line at the voting precincts, and recommended that study be made in connection with splitting the larger precincts and to the purchase of additional voting machines.

COURT HOUSE MALL LIONS CLUB PERMITTED USE, NOVEMBER 25-25, 1960.

Mr. Jennings relayed request of the Lions' Club for permission to use the Court House Mall Friday and Saturday, November 25 & 26, 1960. The Board offered no objections to the request.

MEETING ADJOURNED


There being no further business, the Board adjourned to meet Monday, November 28th, 1960 at 9:30 a.m.

ATTEST:

M. T. McInnis, Clerk


Deputy Clerk

APPROVED


Chairman