

March 20, 1961

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION, Monday, March 20, 1961 at 9:30 a.m., in the Court House in Bradenton, Florida.

Present were Commissioners Earl Bibey, H. C. Slaughter, Irwin Klemmer, Elmer Bustle and W. E. Crist, Deputy Clerk Bruce M. Cox and County Attorney James Adams.

The meeting was called to order by Chairman Crist.

Due to extensive items on the Agenda and the number of individuals and committees to be heard during this session, Chairman Crist announced that if there were no objections from members of the Board the Minutes would not be read until a later meeting. There were no objections and the reading of the Minutes was postponed.

MANATEE VETERANS MEMORIAL HOSPITAL  
PLANS & COST ANALYSIS BY ARCHITECT

ACCEPTED AS RECOMMENDED BY TRUSTEES

Mr. Jack Wohlberg, of Pullara & Watson (Ellerbe & Company), exhibited and explained the plot plan layout of entire facilities of the Manatee Veterans Memorial Hospital, proposed addition, stating that the revised plan involving renovation on the fifth floor of the existing hospital had received the tentative approval of the Hospital Division (Florida Development Commission), Tallahassee and the U. S. Public Health Service, Atlanta.

Recommendation of the Board of Trustees of the Manatee Veterans Memorial Hospital was presented to the Board.

Upon motion by Mr. Slaughter, seconded by Mr. Bibey, the Board accepted the plans with alternates recommended by the Board of Trustees, and shown on Revised Cost Analysis. (Alternates 1 and 2 accepted.)

Base Construction Cost		
Remodeling (18,366 sq. ft. @ \$15.00)	275,490.00	
New Construction (40,884 sq. ft. @ \$22.00)	<u>899,448.00</u>	
<b>TOTAL BASE CONSTRUCTION COST</b>		1,174,938.00
A/E Fees on Base Cost (7%)		82,245.00
Master Plan Fee		7,500.00
Group I Equipment		96,500.00
Group II and III Equipment		120,817.00
Project Engineer		<u>18,000.00</u>
		1,500,000.
Alternate Bid Proposals:		
1. Addition of 3rd Floor Annex Bldg.	140,000.00	
2. Repaint Existing Hospital	5,000.00	
* 3. Addition of Space @ 5th Floor over Existing Kitchen	40,000.00	(Eliminated)
A.E Fees on Group I Equipment	<u>20,000.00</u>	
		250,000.00
Contingencies		<u>20,000.00</u>
<b>TOTAL PROJECT COST</b>		1,725,000.

\* Note: Alternate Bid Proposal not accepted.

PROPOSED BILL RE CLOSING AREA TO HUNTING  
ENDORSED

Dr. R. O. Singleton requested that the Board endorse a bill closing the area west of Bradenton to hunting.

During discussion of the proposed bill, endorsements were received from Sunny Shores Garden Club, the Audubon Society and a representative of the Boy Scouts. Mr. G. Rautenberg, president of the Ballentine-Whitfield Association, asked that consideration be

March 20, 1961 (Cont'd)

given to prohibit hunting south to the Sarasota-Manatee County line.

Motion was made by Mr. Slaughter that the following described area be closed to all hunting:

Bounded on the north by the Manatee River; on the East by U. S. Highway 301; on the South by the Manatee County line, and on the West by Sarasota Bay, or within any part of said area.

Motion was seconded by Mr. Bustle and carried.

Letter from the Gun Club, objecting to the proposed legislation, was read.

TRANS-FLORIDA AVIATION, INC.  
REQUEST FOR TAX ADJUSTMENT REFERRED TO COMMITTEE

Donald C. Osmond, attorney for TRANS-FLORIDA AVIATION, INC., explained to the Board that he was seeking correction or erroneous assessment of his client's building on property located at the Manatee-Sarasota Airport, east side. (Land not taxed as it is owned by a governmental body.) He stated that

- the property was leased from the Airport Authority about May or June, 1959 and construction begun shortly thereafter;
- that when the building was about 75% complete the roof decking was installed and the building began to sag because the designing engineer had under-designed the bents (steel) by about 50%;
- the building was declared unsafe for occupancy and construction was stopped in November, 1959;
- sometime in January, 1960 negotiation with the steel company were completed and approximately two months were then spent in reinforcing the structure;
- work was completed in April and the building actually occupied in May, 1960.
- although it was known the building was assessed for \$33,000. his client did not appear before the Board of Equalization because it assumed there would be no tax levied on an unoccupied building; that petition had been filed to have the assessment voided for the year 1960.

Mr. Odell Cannon, deputy tax assessor, advised that his office was not at liberty to make recommendation or correction without the approval of the Board of County Commissioners.

Chairman Crist appointed Commissioners Bustle and Klemmer as a committee to investigate this matter and make recommendation to the Board at the next meeting, March 27, 1961.

FLAMINGO CAY  
DREDGE & FILL PERMIT GRANTED

PUBLIC HEARING  
(ZONING)

Public hearing was held on

Flamingo Cay Dredge & Fill Permit Application

Mr. William Vines, Planning Director, submitted recommendation of the Planning and Zoning Commission, together with the Committee report:

At a special meeting of the Planning and Zoning Commission on March 15, 1961, the Commission unanimously approved a Committee report recommending that the Planning and Zoning Commission not object to the Flamingo Cay, Inc. application for a Dredge and Fill Permit and that the Planning and Zoning Commission recommend to the Governing Body to issue the permit subject to Preliminary Plat approval of Flamingo Cay Subdivision.

March 20, 1961 (Cont'd)

Mr. Turner Wallis, engineer representing the interests of N. K. Winston-Sanson Florida Corporation, gave detailed explanation of two other matters, in addition to the dredge and fill permit, that were being requested to be resolved by the County Commissioners, and exhibited a map of the area showing

Land Deeded by SRD to Sanmando;  
Submerged Land Approved for Purchase by II Board ;  
Land which SRD Must Relinquish perpetual Easement  
in Order That Purchase can be Made from II Board.

He requested that

The Board record its approval of reconveyance by the State Road Department of that portion (200 feet) of the donated 400 feet for the right-of-way of State Road 64 being relinquished by said Department;

The Board initiate steps to advertise that certain property will be the subject of a public hearing to establish a bulkhead line, said property being described as

"That portion only of both the Northerly and Southerly 400 feet of the 1,000 feet right of way for State road number 64 (Section 1315-175), embraced within the bulkhead line previously established by the Board of County Commissioners of Manatee County, immediately adjoining the Westerly shore of Palma Sola Bay and the easterly shore of Perico Bayou, located in sections 25 and 26, Township 34 South, Range 26 East, Manatee County, Florida. "

STATE ROAD DEPARTMENT  
NOTIFIED OF APPROVAL OF RECONVEYANCE OF RELEASED R/W STATE ROAD 64

Motion was made by Mr. Slaughter that the Board approve the reconveyance of the easement by the State Road Department, as requested. Motion was seconded by Mr. Bustle and carried.

BULKHEAD LINE - EAST OF PERICO BAYOU  
ADVERTISE FOR PUBLIC HEARING ON ESTABLISHMENT

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, public hearing for the establishment of a bulkhead line for the property as described was authorized advertised to be held April 24, 1961.

FLAMINGO CAY  
DREDGE & FILL PERMIT GRANTED

The matter of dredge and fill permit was discussed.

Col. Bert N. Bryan, representing the Manatee County Conservation Alliance, noted that any exception made to the Board's policy that no dredging be done outside of the bulkhead line at this time would mean that other developers will ask for the same exception when application for dredge and fill is made.

Upon motion by Mr. Bibey, seconded by Mr. Bustle, public hearing was closed.

Anthony Battaglia, representing Winston-Sanson Florida Corporation, objected to the recommendation that the dredge and fill permit for Flamingo Cay be granted subject to approval of the Planning and Zoning Commission of the plat. (Size of the lots in question, - see recommendation of Planning & Zoning Commission.) He pointed out that the public was protected under provisions of the Statutes and making the permit contingent

March 20, 1961 (Cont'd)

upon approval of the plat would cause expensive delay in the development.

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, the application of Flamingo Cay was approved and the dredge and filling allowed to proceed.

Mr. Hatch, of Sunny Shores Trailer Park, who complained about the interest of the public being violated by the posting of waterfront properties, denying access to the beaches, was advised that public hearing was closed and the property involved therein was not gulf front or beach area.

Mr. Donald McClellan, attorney, was advised that the final plat of Flamingo Cay was not before the Board at this meeting for approval as the Preliminary Plat had not yet been approved by the Planning and Zoning Commission.

MANATEE COUNTY CONSERVATION ALLIANCE  
PROPOSED BILL RE SUBMERGED LANDS ENDORSED BY BOARD

Col. Bert N. Bryan submitted recommendation of the Manatee County Conservation Alliance with reference to

AN ACT CONVEYING TITLE TO CERTAIN SUBMERGED LANDS IN  
MANATEE COUNTY FROM THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND TO THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY AND LIMITING THE USE OF SUCH LANDS TO PUBLIC RECREATIONAL PURPOSES, RIGHTS-OF-WAY FOR STATE OR COUNTY ROADS AND NAVIGATIONAL PURPOSES,

stating this bill had been presented to the legislative group at public hearing but it would not be accepted by the committee unless it was approved by this Board, and requested that the Board consider approval thereon.

Upon motion by Mr. Bustle, seconded by Mr. Klemmer, the bill was endorsed by the Board and the legislative group notified accordingly.

WOMAN JUVENILE COUNSELOR  
RECOMMENDATION TO AUTHORIZE APPOINTMENT TABLED

Mr. Bustle submitted statistical report on the juvenile cases over a given period in connection with follow-up of the request of Judge Robert Rickey for authority to employ a woman counselor, recommended and moved that a counselor be appointed as soon as a person of suitable qualifications can be located. Motion was seconded by Mr. Slaughter.

Upon request of Mr. Klemmer, this matter was postponed until the next regular meeting of the Board on March 27, 1961.

PROCLAMATION RE ALASKA DAY  
DESOTO CELEBRATION

John Carnes, co-captain of the Beard Contest, read a Proclamation relative to March 23, 1961 being declared "Alaska Day" and invitation for official banner to be flown from the mast at the west entrance of the Manatee County Court House.

Upon motion by Mr. Slaughter, seconded by Mr. Bustle, the Proclamation was adopted.

RECORDED A16-126

WATER CONDITIONING EQUIPMENT INSTALLATIONS  
COMMITTEE TO WORK OUT REGULATIONS (CODE)

Charles Mohler, representing a group of companies installing water

March 20, 1961 (Cont'd)

softeners in the Manatee-Sarasota area, requested the Board to appoint a committee to aid in working out a suitable code to cover installations of the equipment. (Mr. Mohler was representing eight out of eleven companies in the area.)

Mr. Paul Cannon, Building Director, explained some of the problems involved in these installations and the fact that there were no provisions for permits, fees, inspections, etc., meant there was no control whatsoever on such installations, and inasmuch as improper connections could result in health hazards he would recommend some type of control. He suggested that representatives of the water conditioning contractors and the Plumbing and Heating Association be named on the committee when appointed.

Motion was made by Mr. Bibey that Mr. Cannon be authorized to appoint a committee from the Master Plumbers and the water softener (Water conditioning) group to work out regulations for the purpose outlined. Motion was seconded by Mr. Klemmer and carried.

PLUMBING INSPECTOR, APPOINTMENT OF  
DEFERRED ONE WEEK

Mr. Cannon advised that one of the plumbing inspectors, Frank Flory, had resigned and the Master Plumbers' Association had submitted the name of TOM TERRY for consideration to replace him. He recommended that Mr. Terry be appointed at a salary of \$4000. per year.

This matter was tabled until the following week.

INTERNAL IMPROVEMENT FUND, TRUSTEES OF  
BOARD OFFERS NO OBJECTION TO SALE OF SUBMERGED LAND

RALPH F. MEYERS, ON  
BEHALF OF JOHN M. BRENNAN

Notice of application made by RALPH F. MEYERS, on behalf of JOHN M. BRENNAN, approved by the Trustees of the Internal Improvement Fund, subject to advertisement for objections only, for purchase of

A parcel of submerged land in Palma Sola Bay in Section  
31, Township 34 South, Range 17 East, Manatee County,  
Florida, (and more particularly described in the Notice)

was discussed. This matter had been tabled from a previous meeting.

Motion was made by Mr. Klemmer that the Board offer no objection to the sale of the submerged land, but that the Trustees be notified that objection would be made to dredge permit to dredge outside of Manatee County bulkhead line, and that such permit would be denied at county level. Motion was seconded by Mr. Bibey and carried.

INCREASE IN FEES FOR MOTOR VEHICLE LICENSES & TITLE  
PROPOSED LEGISLATIVE BILL APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Bibey, the Board approved a proposed bill to be entitled

AN ACT RELATING TO SERVICE CHARGES FOR MOTOR VEHICLE  
LICENSES AND TITLE; AMENDING SECTION 320.04, FLORIDA  
STATUTES, BE RAISING THE FEE TO BE RETAINED BY TAX  
COLLECTORS; FIXING AN EFFECTIVE DATE.

COUNTY CODE  
PROPOSED LEGISLATIVE ACT ENDORSED

Mr. Bustle read a resume of meetings of the State Association of County

Commissioners and the proposed "COUNTY CODE" and moved that this Board endorse the Code in its final amended form and recommend its adoption into Law. Motion was seconded by Mr. Slaughter and carried. Motion was amended to incorporate the adoption of the following Resolution:

RESOLUTION ENDORSING THE COUNTY CODE BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA

RECORDED A16-127

HICKS, W. H.  
BID ACCEPTED ON USED CONVEYORS

Only one bid on USED CONVEYORS was received:

W. H. Hicks (Three used material conveyors to conform to specifications) \$2500.00

Upon motion by Mr. Slaughter, seconded by Mr. Klemmer, the bid of W. H. HICKS, in the amount of \$2500.00 for the three conveyors, was accepted.

BRADENTON OFFICE EQUIPMENT COMPANY  
BID ON ELECTRIC PRINTING CALCULATOR ACCEPTED

Only one bid on an Electric Printing Calculator for the Tax Assessor's office was received:

Bradenton Office Equipment Company	
1 Model MC-24-T Tetractys	\$875.00
Less G S A Discount	<u>87.50</u>
	787.50
Less t/i on Victor calculator	
#124-155C Model 75-85-54	<u>292.50</u>
Net . . . . .	\$495.00

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the bid of BRADENTON OFFICE EQUIPMENT COMPANY, for Calculator for \$495.00, was accepted.

BRADENTON OFFICE EQUIPMENT COMPANY FOR CIRCUIT COURT JUDGE  
BID ON FURNITURE ACCEPTED

Bids on furniture for the office of Circuit Judge Robert Willis were received and opened from

Keeton Office Supply	\$834.75
Bradenton Office Equipment Company	725.90

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the low bid submitted by BRADENTON OFFICE EQUIPMENT COMPANY, in the amount of \$725.90, was accepted.

PIERCE, WILLIS  
HAUGLAND, EVELYN APPLICATIONS TO STATE HOSPITAL APPROVED

Upon motion by Mr. Slaughter, seconded by Mr. Klemmer, applications to the State Tuberculosis Hospital were approved for

WILLIS PIERCE EVELYN HAUGLAND

GIBBS, MRS. C. B. DUPLICATE TAX CERTIFICATE APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, Application for Duplicate Tax Certificate was approved for

MRS. C. B. GIBBS

WARRANT LIST & REQUISITIONS APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Klemmer, Warrant List of March 20, 1961 and Requisitions were approved and Warrant List of March 27, 1961 was authorized.

March 20, 1961 (Cont'd)

## BILLS APPROVED FOR PAYMENT

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, the following bills were approved for payment:

Committee of 100	89.40	Manatee County Park, Beach	
Rogers Funeral Home	50.00	& Recr. Commission	189.55
M. T. McInnis	2751.00	Gilbert E. Johnson	4167.95
M.C. Youth Center	174.53		

The request of Henry P. Hoffstat and Barbara Hoffstat Jenkins for refund of taxes paid on sub-surface rights was referred to the county attorney. (\$18.59)

BENNEFIELD, HAROLD H.	LOVE, EUGENE R.	DEPUTY SHERIFFS BONDS
BROWN, RICHARD B.	PARKER, DONALD HENRY	RELEASED

Upon motion by Mr. Bustle, seconded by Mr. Bibey, the following bonds were authorized released:

HAROLD H. BENNEFIELD	EUGENE R. LOVE
RICHARD B. BROWN	DONALD HENRY PARKER

NUTTLE, H. H.  
DAUGHERTY, DERWIN E.

## CONTRACTORS BONDS APPROVED

Upon motion by Mr. Bustle, seconded by Mr. Bibey, the following bonds were approved:

<u>Building Contractors</u>	H. H. NUTTLE Columbia Casualty Company
<u>-Plumbing Contractor</u>	DERWIN E. DAUGHERTY Auto-Owners Insurance Company

## CORRESPONDENCE was read from

- 1) State Road Department  
Acknowledgment of resolution request rebuilding of State Road 70.
- 2) State Road Department  
Request for Title Search and abstract  
APPROVED. Section 13060-2501  
State Road 62
- 3) Hood's Milk, Inc.  
Request for road improvements in District No. 1 (into Shady Ranch Dairy)  
Mr. Bibey explained that funds for paving this road was budgeted and he would authorize the improvements to be started from the east end, which will relieve the situation referred to in the letter.
- 4) U. S. Army Engineer District  
Application by General Telephone Company to place submarine cable across Sarasota Pass, south of Manatee Ave. bridge from Perico Island to Anna Maria Key. NO OBJECTIONS.
- 5) Downtown Bradenton Association  
Opposing Legislation to close the Court House on Saturdays.

## PIPE INSTALLATIONS AUTHORIZED

Upon motion by Mr. Bustle, seconded by Mr. Bibey, pipe installations were authorized for

LEONARD SWANSON	\$15.00
LEWIS JOHNSON	5.00

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, the Board adjourned to meet Monday, March 27, 1961 at 9:30 a.m.

ATTEST:

M. T. McInnis, Clerk

*Bruce M. Coy*  
Deputy Clerk

APPROVED:

*[Signature]*  
Chairman