

NOVEMBER 20, 1961

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Monday, November 20th, 1961 at 9:30 A. M.

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

The meeting was called to order by Chairman Crist.

Invocation was given by Reverend W. J. Moretz of the Trinity Lutheran Church.

MINUTES APPROVED

Upon motion by Mr. Bibey, seconded by Mr. Klemmer, Minutes of the REGULAR MEETING of October 23, 1961 were approved.

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, Minutes of the REGULAR MEETING of October 30, 1961 were approved.

WEST COAST INLAND NAVIGATION DISTRICT
SPOIL AREAS EXPLAINED BY COL. KUMPE

Col. George Kumpe, executive director, West Coast Inland Navigation District, was present to explain the selection of spoil areas for the inland waterway as shown on a map exhibited and to answer questions relating to the project.

In addition to answering questions about specific locations, etc., he gave the following presentation:

Manatee County Spoil Areas

All federal Navigation projects are cooperative efforts of the federal government and local interests. For the West Coast Water the federal government is represented by the Corps of Engineers and local interests by the Navigation District. In the division of functions between the federal government and local interests one responsibility of local interests is the providing of all lands needed for the project, both right-of-way and spoil areas.

First, some definitions. The material dredged from a Waterway is called "spoil" regardless of its composition. Tracts upon which this material is located are called "spoil areas". No spoil is allowed to be placed on the right-of-way.

The selection of spoil areas follows a definite procedure. Based upon soundings and the dimensions of the channel the Corps of Engineers computes how much material must be removed from the Waterway in each particular location. From this information the Corps of Engineers blocks out the approximate areas required to receive spoil and the general location.

The next step is a field survey of the proposed areas. In Manatee County the survey was made on May 17, 1960 by representatives of the Corps of Engineers, the County government and the Navigation District and by Mr. James Cating of the Federal Fish and Wildlife Service and Mr. Ken Woodburn of the State Board of Conservation. Spoil areas were tentatively adjusted during the

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survey to reconcile as far as possible the interests of all participants. The Corps of Engineers then studied the results of the field survey and the comments made by the Federal Fish and Wildlife Service which had in turn been coordinated with the State Board of Conservation. Based upon this information the Corps of Engineers sent to the Navigation District a set of prints outlining the areas desired for spoil areas. This request of the Corps of Engineers followed the recommendations made by the Fish and Wildlife Service.

The request from the Corps of Engineers laid upon the Navigation District the responsibility of acquiring the areas indicated by the Corps of Engineers or acceptable alternate areas of the same size and in the same general location. During the acquisition procedure the staff of the Navigation District reviewed the spoil area acquisition program with the appropriate governmental agencies, either the Board of County Commissioners or the city manager of the Town of Longboat Key. The Town of Longboat Key investigated the possibility of placing spoil from the spoil areas 1 and 2 on islands owned by the Town near the Manatee-Sarasota County line. The Corps of Engineers was consulted but was of the opinion that the cost to the Town of pumping the small amount of fill available the distance required was economically undesirable. The Town of Longboat concurred in this opinion.

During discussions of the bulkhead line problem with the present Board of County Commissioners they asked that spoil areas 12 and 15 be located landward of the bulkhead line when it was finally approved. This requirement has been met.

At the request of the County government the northernmost spoil area, M-19, was moved from the east side of the Waterway to the west side.

In addition to discussions with governmental officials, property owners along the Waterway have visited or written the Navigation District to obtain spoil from the Waterway. In all cases the size, shape or location of the tracts was such that they could not be considered for designation in the contract drawings as spoil areas. The owners were informed, however, that they could negotiate with the contractor, once the award is made, to obtain spoil. Any of such negotiations, if successful, will reduce the quantity of material placed in designated spoil areas.

Spoil areas in open water are obtained by the Navigation District as perpetual easements from the Trustees of the Internal Improvement Fund. The title to the area remains with the State and the Navigation District Commissioners could not sell or dispose of it to private individuals even if they wished. These areas are available to any public use approved by the Trustees of the Internal Improvement Fund not in conflict with the easement granted to the Navigation District and conveyed to the federal government.

Five of the areas obtained from the Trustees of the Internal Improvement Fund will not be utilized in the construction of the Waterway. They were obtained to provide spoil areas for maintenance dredging after the project is completed. I am sure that when maintenance dredging is planned the Commissioners of the Navigation District will again consult with local officials to determine if there are any other uses that the ~~the~~ spoil may be put before these maintenance areas are utilized.

As a final point, frequently proponents of beach erosion control measures suggest that spoil from the Waterway be placed on eroding beaches. In Manatee County this worthy desire apparently cannot be realized for two reasons. From a physical basis there is fortunately only a small amount of material to be dredged in the County, a little over 100,000 cubic yards. Secondly, from a financial viewpoint the Waterway is so far from the Gulf beaches that the cost of placing the spoil on the beach would be exorbitant.

Neither the Corps of Engineers or the Navigation District has legal authority to use their public funds to pay for pumping material beyond the designated spoil areas.

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FLORIDA BOARD OF FORESTRY REPORTS

Philip McLeod, County Ranger, Florida Board of Forestry, presented the annual report for this area.

Eldredge Carns, County Forester, presented report on forestry (reforestation) activities in the Manatee-Sarasota county area during the fiscal year.

Mr. McLeod was congratulated on his being recently appointed Ranger for Manatee County and Mr. Carnes was commended for his report which showed improvement over report for the previous year.

COUNTY NURSERY TO BE ESTABLISHED

Mr. Bustle commented that the County Engineer and County Planner and he were working closely with Mr. Carnes and the Forestry Service to establish a county nursery on the unused portion of a tract of land the county had leased to the DAV. This property is located on the Saunders Road, and it believed the establishment of such a nursery for shrubbery, grass, trees, etc., to be used for the beautification of parks, recreation areas and road rights-of-way under county jurisdiction will be a tremendous asset to the beautification of Manatee County.

Mr. E. H. Crawford offered the services of the Circle K Club (a group of fifty boys from the Junior College) in helping in the planting of seedlings, etc.

CAPE VISTA SUBDIVISION, FIRST SECTION
THOMPSON HOMES, BUILDER RE 51ST STREET REGRADE

REFERRED TO
COMMITTEE

Mr. Russell Manthie, representing Thompson Homes (builders), requested that the developer of Cape Vista Subdivision, First Section, be allowed to continue development in accordance with the original plat, which called for a twenty-foot pavement instead of the forty-eight-foot pavement now requested by the County.

The County Engineer explained that they were not being requested to pave more than their one lane; that their engineer laid out drainage in such a way that 51st Street, as presently paved, would have to be rebuilt and the grade changed in places as much as one and one-half feet and the County was not responsible for changing pavement to fit their grades and for their convenience. Since 51st Street is designated as an arterial street and if they are going to put in curbs and gutters they should build their one-half of the undivided four-lane road, which 51st Street will be. After a meeting with the developer it was his understanding that an acceptable agreement had been worked out whereby the county would participate to the extent of the already budgeted cost of resurfacing this particular stretch of 51st Street.

Chairman Crist appointed a committee of three, Commissioners Slaughter and Klemmer and the County Engineer, to work out some solution to this problem and make recommendation to the Board at the next meeting.

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TROPICAL RANCH A/K/A TROPICAL COCKTAIL LOUNGE
 PETITION FOR ABATEMENT OF NUISANCE

Kenneth Kastner, with a group of residents in the vicinity of the TROPICAL RANCH (TROPICAL COCKTAIL LOUNGE) 5506 Fourteenth Street W. presented a petition directed to the Sheriff and the County Commissioners of Manatee County requesting action to eliminate noise and nuisance activities from the Tropical Cocktail Lounge.

A number of residents were present and made oral complaints, stating that this matter had been called to the attention of the Sheriff without apparent result.

After the reading of the petition and discussion thereon, the county attorney was requested to determine what course of action might be open to this Board.

Motion was made by Mr. Bustle that copies of the petition be forwarded to the State Beverage Department in Tallahassee and to the District office in Sarasota. Motion was seconded by Mr. Bibey and carried.

MANATEE VETERANS MEMORIAL HOSPITAL
 WATSON & COMPANY RECOMMENDATIONS ON BIDS

Watson and Company, architects for the Manatee Veterans Memorial Hospital, submitted report on bids for Additions and Alterations, Kitchen Equipment, Sterilizers and Surgical Lights. In reviewing the bids, opened November 13 and November 15, 1961, and in consulting with Mr. Ed Meadows, of the Hospital Construction Department in Tallahassee, and upon approval of the Hospital Board of Trustees, it was recommended that low bids be accepted as follows:

Daniel Construction Company		
Additions and Alterations	Base Bid	\$1,135,800.00
	Alt. I	142,000.00
	Alt. II	9,000.00
	Total Bid . . .	<u>\$1,286,800.00</u>

Heywood's, Inc.		
Kitchen Equipment		\$ 60,531.00

American Sterilizer Company		
Sterilizers		\$ 34,879.00
Surgical Lights		<u>4,630.00</u>
	Total Bid . . .	\$ 39,509.00

DANIEL CONSTRUCTION COMPANY)
 HEYWOOD'S, INC.)
 AMERICAN STERILIZER COMPANY)

BIDS ACCEPTED

Upon motion by Mr. Klemmer, seconded by Mr. Slaughter, recommendations of Watson and Company were accepted and the following low bids were accepted:

DANIEL CONSTRUCTION COMPANY	\$1,286,800.00
HEYWOOD'S, INC.	60,531.00
AMERICAN STERILIZER COMPANY	39,509.00

PERMITS FOR DREGE & FILL, WATERFRONT CONSTRUCTION
 PROPOSED PROCEDURE NOT ACCEPTABLE TO U. S. CORPS OF ENGINEERS

The County Attorney read a letter from the U. S. Corps of Engineers acknowledging receipt of proposed procedure for obtaining permits

for minor work in the navigable waters of the United States (dredge and fill, construction of seawalls, piers, etc.). They expressed regret that the procedure in its entirety could not be accepted, but offered to cooperate in working out a simplified procedure as worked out with the Pinellas County Water and Navigation Control Authority and the Trustees of the Internal Improvement Fund. Basically, this procedure involves an application form addressed to all three authorities and submitted to the Pinellas County Water and Navigation Control Authority for submission to the others concerned after they have the application.

This matter was referred to the County Attorney for necessary action in conjunction with the Planning Department.

WATSON & COMPANY

RE: PHASE I OF WATER SUPPLY AND DISTRIBUTION PROJECT

Mr. Bustle expressed his desire for expediting Phase I of the Water Supply and Distribution Project, due to the urgency of the water problem in the county, which was rapidly becoming more serious, and asked if, under the contract with Watson and Company, a report could be rendered by the engineers. The County Attorney and County Engineer advised that Watson and Company had requested certain data that involved quite a bit of research (legal questions and detailed information that would have to be answered and furnished) before such a report could be made; that this information was being prepared and would be furnished in the very near future.

CORAL HEIGHTS

PROPERTY OWNERS MAY APPEAL FOR ZONING CLEARANCE ON LOTS

Upon question by Mr. Klemmer regarding hardship on property owners in Coral Heights in not being able to obtain building permits for construction on lots containing 7300-7400 square feet, the County Attorney advised that the property owners may go before the Board of Zoning Appeals.

BIDS ON FLEET INSURANCE

REFERRED TO DEPUTY CLERK FOR STUDY

Bids on Public Liability and Property Damage insurance on county vehicles were opened from

Stanley Insurance Company	Premium \$5,370.18
Agent for Public Service & Mutual Ins. Co.	

Andreason & Company	Premium \$3,931.56
Agent for Cincinnati Insurance Co.	

John P. Huth	Premium \$3,104.75
Agent for Michigan Mutual Liability Ins. Co.	

Upon motion by Mr. Bibey, seconded by Mr. Slaughter, the bids were referred to the Deputy Clerk for study and recommendation to the Board Tuesday, November 21, 1961 (Special meeting at 9:00 A.M.)

DEPUTY SHERIFFS' BONDS RELEASED

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the following bonds were authorized released and cancelled:

Deputy Sheriffs

FREDERICK F. BARBER
WILLIAM C. DONALDSON
RONALD STEPHEN KECK

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DEPUTY SHERIFF'S BOND APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Bustle, the following bond was approved:

Deputy Sheriff

ROY FRANKLIN LITTLE

ROWE, JACK

AUTHORIZED TO ENTER STATE TUBERCULOSIS HOSPITAL

Upon motion by Mr. Klemmer, seconded by Mr. Bibey, application of JACK ROWE to enter the State Tuberculosis Hospital was approved.

WARRANT LIST & REQUISITIONS APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Slaughter, Warrant List of November 20, 1961 and requisitions were approved and Warrant List of November 27, 1961 was authorized.

General Revenue Fund	No. 175 - 224, incl.
Road & Bridge Fund	No. 34 - 37, incl.
Miscellaneous Funds	No. 15 - 27, incl.

BILLS APPROVED FOR PAYMENT

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

Joe Spivey	24.90
State Assoc. of County Commissioners	750.00
Public Relations Bureau	783.15
MVM Hospital	2969.90

LITTLE PITTSBURGH ROAD BRIDGE
CULVERT AUTHORIZED PURCHASED

Mr. Bustle explained that a problem existed on the Little Pittsburgh Road in his District concerning a narrow bridge that was budgeted to be replaced; however, due to the dangerous circumstances brought about by railings being knocked down and increased volume of traffic (bridge too narrow for two cars to pass), he would like to work out some way in the interim period before new tax monies come in to get the bridge replaced.

Motion was made by Mr. Slaughter that the County Engineer be authorized to purchase bridge-type culvert for this project at an estimated cost of \$1600.00. Motion was seconded by Mr. Bustle and carried.

STATE ROAD DEPARTMENT
RESOLUTION RE SOUTH END OF ANNA MARIA ISLAND

Chairman Crist offered for consideration of the Board the possibility of obtaining more area for public beaches as the present facilities were inadequate and should be expanded. (South end of Anna Maria Island suggested by groups and individuals. The Judge to whom this case has been assigned very ill and there will be no disposition until he is sufficiently recovered.)

Mr. Bibey moved that, inasmuch as the present administration (County Commissioners) had not publicly expressed its view in connection with the South End of Anna Maria Island and it was deemed to be to the best interest of the County of Manatee and the State of Florida, resolution

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be drafted by the County Attorney that this Board fully concurs with the action of the previous Board urging acquisition of this right-of-way. Motion was seconded by Mr. Bustle and carried.

RESOLUTION RECORDED B17-54

CORRESPONDENCE

Correspondence was read from

- 1) FLORIDA RAILROAD & PUBLIC UTILITIES COMMISSION
Telegram advising that hearing scheduled for November 21, 1961 in the matter of rates of GENERAL TELEPHONE COMPANY had been postponed to December 12, 1961.

Chairman Crist advised that Mr. John Quinn had resigned from the Citizens' Committee making research of the proposed rate increase and that Col. E. A. Levins was acting as chairman of the group.

- 2) WHITFIELD ESTATES - BALLENTINE MANOR ESTATES ASSOCIATION
Letter of appreciation to the Highway & Engineering Department for help in clean-up campaign.
- 3) LONGBOAT KEY, TOWN OF
Asking consideration of installing structure (type groin recommended by Sidney Makepeace Wood) in area damaged by erosion.

CIVIL DEFENSE

FEDERAL FUNDS ACCEPTED REIMB. HURRICANE DAMAGE

Upon motion by Mr. Bibey, seconded by Mr. Bustle, the amount of \$921.00, submitted by Mrs. Madelon Snyder as final payment from the federal government for hurricane "Donna" damage, was accepted and the Chairman of the Board was authorized to execute receipt.

MEETING ADJOURNED

The meeting was adjourned until 9:00 A. M., Tuesday, November 21st, 1961.

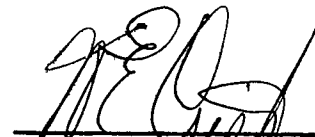
ATTEST:

M. T. McInnis, Clerk

APPROVED: 8 January 1962



Deputy Clerk



Chairman