

JANUARY 23, 1963

(Cont'd)

The Board of County Commissioners of Manatee County, Florida, met in ADJOURNED SESSION in the Court House in Bradenton, Florida, Wednesday, January 23rd, 1963 at 1:30 P. M.

Present were Commissioners Earl A. Bibey, Chairman
Dan P. McClure
Irwin Klemmer
Ralph S. Clark
W. E. Crist
Deputy Clerk Bruce M. Cox
County Attorney Kenneth Cleary

The meeting was called to order by Chairman Bibey.

MINUTES APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Clark, Minutes of Previous meetings were approved:

SPECIAL MEETING OF DECEMBER 21, 1962
REGULAR MEETING OF DECEMBER 31, 1962 ADJOURNED TO
JANUARY 3, 1963
REGULAR MEETING OF JANUARY 7, 1963

MANATEE VETERANS MEMORIAL HOSPITAL
PETITION TO ALLOW QUALIFIED MEDICAL DOCTORS TREAT PATIENTS

James P. Bass submitted a petition (photostat copy for the records) requesting the County Commission to allow any qualified licensed medical doctor to admit and treat patients in the county hospital (Manatee Veterans Memorial Hospital).

Chairman Bibey advised that this matter would be referred to the Board of Trustees and Hospital Staff.

STATE ROAD DEPARTMENT
RESOLUTION REQUESTING SPEED LIMIT U.S. 41

Marion C. Quattlebaum presented petition from the residents of Eagle Village, Capital Court, Sunny Acres Court, Nassau Homes, Trailer Village, Floridana, Tangelo Park, Lincoln Arms Trailer Court, K and K Trailer Park, Ritz Court, Pic Town Park, Fair Lane Acres and representatives of businesses located on U.S. 41 between Cortez Road and Oneco Road requesting that the Board adopt a resolution for the State Road Department to

- (1) Reduce speed on U.S. 41, south of Cortez Road to Oneco Road from 55 to 40 miles per hour;
- (2) Place stop light at the intersection of Oneco Road and U.S. 41;
- (3) Forward copies of resolution to Senator Price and Representatives Knowles and Boyd.

He stated that this petition contained 1659 signatures and represented nearly 100 per cent of the people residing in the area.

Motion was made by Mr. Klemmer that the County Attorney draw a resolution, in accordance with the petition, to be adopted by the Board. Motion was seconded by Mr. McClure and carried.

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MANATEE VETERANS MEMORIAL HOSPITAL
PROCEDURE FOR CHANGE ORDERS

James V. Kelsall, Project Engineer at the Manatee Veterans Memorial Hospital, and Douglas Cameron, architect, (Watson and Company), came before the Board to discuss procedure to be followed in connection with Change Orders for minor changes on a time-and-material basis with the General Contractor. They explained that that some of the problems encountered in remodeling the occupied areas in the first, second and third floors of the existing "A" building are of emergency nature and requested that some responsible individual be given the authority to represent the County Commissioners in giving "on-the-spot" approval if it/necessary to deviate from the original specifications, with formal Change Orders to be approved by the Board in open session.

The County Attorney advised that the Board could not delegate an individual to ~~be~~ approve change orders that would vary the amount of the original contract, (could not delegate the authority to any person to spend taxpayers money or deviate from contract); each change order must come before the Board for approval.

It was agreed that if it was not convenient for Mr. Kelsall to leave the job site when these emergency changes are necessary he could phone in the information concerning the changes, with estimate of the cost, and it would be possible for a quorum of members to meet within an hour or so to approve such changes.

Z O N I N G

William Vines, County Planner, submitted matters of zoning for consideration of the Board:

TU-23 F. CHASE GODFREY TRAILER PERMIT APPROVED
Temporary use permit for a trailer located southeast of U.S. 301 off the Old Tampa Road (Sect. 12, Twp. 34 So., R 18E), zoned Agriculture, recommended by P & Z Commission.

Upon motion by Mr. Clark, seconded by Mr. Crist, a two-year permit was authorized for this location for F. Chase Godfrey.

TU-24 LELAND WILKINS TRAILER PERMIT APPROVED
Temporary use permit for a trailer located in a grove area on 326 acres in E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, 10-34-22, south of Duette and East of Duette-Myakka City Road, recommended by P & Z Commission.

Upon motion by Mr. Crist, seconded by Mr. McClure, a two-year permit was authorized for the trailer on this location for Leland Wilkins.

TU-25 MARK WYATT TRAILER PERMIT APPROVED
Request for permit to store travel trailer at rear of his home on a ten-acre parcel (zoned Agriculture) at 2115 East Magnolia Avenue (51st Avenue) in Oneco (7-35-18), Recommended by P & Z Commission.

Upon motion by Mr. Clark, seconded by Mr. McClure, three-year permit was authorized for the travel trailer storage at the described location for Mark Wyatt.

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TU-26 JOHN V. MOSS TRAILER PERMIT APPROVED

Request for permit to store travel trailer at rear of residence on Lot 18, Oak Manor Bus. (36-33-17) at NW intersection of Canal Road and Experimental Farm Road, east of U.S. 41, recommended by P & Z Commission.

Upon motion by Mr. McClure, seconded by Mr. Clark, one-year permit was authorized for travel trailer storage at this location for John V. Moss.

TU-27 WALTER MANN TRAILER PERMIT APPROVED

Request for permit to locate a trailer on a 40-acre parcel in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of 9-36-21, southwest of Arcadia Road about three miles west of Myakka City (intends to have residence constructed by end of three-year period), recommended by P & Z Commission.

Upon motion by Mr. Crist, seconded by Mr. McClure, a three-year permit for a trailer in this location was authorized for Walter Mann.

TU-28 ELECTRONIC ACCOUNTING TABLED

Request for a Temporary Use Permit for the placement of a temporary building located on the Cortez Plaza parking lot until April 15, 1963, for use as a tax office.

Motion to deny this request was withdrawn in favor of tabling the matter for further study and action on Monday, January 28.

BARNHILL BROTHERS RESUBDIVISION-LAMB'S SUBDIVISION

ALLEY CLOSED

PETITION: OFFENHAUER

Public hearing was held on the petition of Glenn A. and Katherine H. Offenbauer for closing an alley lying between Lots 2 and 3 of Barnhill Brothers Resubdivision and Lot 6, Block F of Lamb's Subdivision. This hearing had been continued from January 21, 1963. No objections were heard and upon the close of the public hearing motion was made by Mr. Clark that petition be approved and resolution closing the alley be adopted. (Located within City of Palmetto and approved by City Council). Motion was seconded by Mr. Klemmer and carried.

RESOLUTION RECORDED B17-163

R-87 MAGNOLIA MEADOWS SUBDIVISION REZONE TO AGRICULTURE APPR.

Commission-initiated petition to rezone from RIAB to A-Agriculture former Magnolia Meadows Sub. (now vacated), located in Sect. 35, Twp. 34 South, R 18 E., south of State Road 64, two miles east of Braden River; recommended by P & Z Commission for approval.

Upon motion by Mr. Crist, seconded by Mr. McClure, the recommendation of the P & Z Commission was accepted and the rezoning to A-Agriculture was adopted.

RESOLUTION RECORDED

ZONING
R-87

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RIVERVIEW, J.R. ETTER SUBDIVISION
ROAD CLOSED

PETITION: EDWARDS

Public hearing was held on the petition of Evon (also known as C. E.) and Viola Edwards to close a portion of a road in the J. R. Etter Subdivision to the Town of Ellenton. This hearing had been continued from January 21, 1963. There were no objections and upon the close of the public hearing, motion was made by Mr. Clark that resolution granting the petition be adopted. Motion was seconded by Mr. McClure and carried.

RESOLUTION RECORDED B17-164

SE-41 HARRY BELL MOBILEHOME SALES LOT TABLED
Petition for Special Exception to allow a mobilehome sales lot on 2½ acres located south of Cortez Road, west of 30th Street, owned by Bellaire Enterprises. (Zoned M-1) Recommended by P & Z Commission for approval.

At the request of Mr. Klemmer, in whose district the property is located, the petition was tabled until Monday, January 28.

POLICY RE MOBILEHOME DEVELOPMENT

ACTION POSTPONED

Mr. Crist submitted report and recommendations regarding mobilehome and other retirement development in Manatee County. He emphasized the need and desirability of improving mobilehome development, both existing and future, so as to reduce the unfavorable influences which are now being exerted, and to adopt policies and set standards of equal quality. He recommended the adoption of a two-part policy for

Retirement development, including but not limited to mobilehome development, but limited to very high quality projects;

Encouragement of future mobilehome development to develop in the general area of the county where it has developed to date, as opposed to areas remote from existing mobilehome development; such policy consistent with the highest and best use of the land;

also that the Board accept recommendation of the Planning Department to develop and adopt a suitable code to insure all new mobilehomes used as dwellings in the county meeting appropriate construction, electrical, heating, plumbing and anchoring standards, in consonance with normal home construction standards; that the county enlarge its present housing improvement program to include mobilehomes, etc., in order that minimum housing standards apply to all forms of housing; that when mobilehome developments are being considered that rezoning procedure recommended by the Planning and Zoning Commission be employed (if site is determined appropriate for mobilehome development to approve petition with zone change becoming effective with approval of final plans by the Board, this procedure being also appropriate for other large development projects to be built as a unit and involving a variety of land uses.)

He then moved for the adoption of a general policy on the part of the Board of County Commissioners as follows:

- (a) Retirement development, including but not limited to mobile home development, shall not be discouraged but shall be limited to very high-quality projects.

- (b) Such mobilehome development as occurs in the next few years shall be encouraged as they develop in the general area of the County where it has developed to date, as opposed to areas remote from existing mobile home development. This development policy is consistent with the highest and best use of the land; and, further, that the County and mobilehome industry jointly develop an amendment to the County Building Code which will insure that all mobilehomes used as dwellings in Manatee County meet appropriate construction, electrical, heating, plumbing and anchorage standards which standards are in consonance with normal home construction standards; that the County enlarge the present housing improvement program to include mobilehomes and mobilehome development, in order that our minimum housing standards apply to all forms of housing, and that appropriate program amendments be prepared and submitted as recommendations to this Board for approval; that when mobilehome developments are being considered, the rezoning procedure recommended by the Planning and Zoning Commission be employed, to wit: determining whether or not the selected site is appropriate for mobilehome development and if so, to approve the petition with the zoned change becoming effective with the approval of final plans by this Board.

Motion was seconded by Mr. Klemmer.

Robert Quinn, president of the Manatee County Mobilehome Association requested that this motion be held in abeyance until the Association has an opportunity to study the recommendations and proposal. Howard Helms concurred with Mr. Quinn in this request.

Edwin A. Jones, president of the Manatee County Federation of Civic Associations, stated that he was not speaking for the Association but wished to reflect what has been the general feeling of some of the members, that they were in favor of anything that will better the image of Manatee County as a whole.

After discussion, motion was withdrawn in favor of extending the time for action on the proposed policy until February 4, 1963.

R-85 GEORGE L. MANSON REZONE TO T MOBILEHOME
Petition to rezone from R-1AA to T-Mobilehome Sub., 105 acres located east of U. S. 41 and north of Oneco Road, recommended by the P & Z Commission for approval in accordance with recommendations set forth in the Committee Report. (Committee recommendations were to approve zoning change to be effective simultaneously with approval of final plat)

Motion was made by Mr. Clark to rescind the action of the Board on January 14, 1963 as pertains to petition of GEORGE L. MANSON petition R-85 to rezone from R-1AA to T-Mobilehome Subdivision. Motion was seconded by Mr. McClure and carried.

Motion was made by Mr. Clark to accept the recommendations of the Planning and Zoning Commission on the GEORGE L. MANSON petition and adopt rezoning of this property from R-1AA to T-Mobilehome Subdivision. Motion was seconded by Mr. Crist and carried. (Rezoning to be simultaneous with approval of plat)

RESOLUTION RECORDED

ZONING
R-85

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R-83 MARK J. EMDEN REZONE PETITION CONTINUED
 Petition to rezone from A-Agricultural to T-Mobilehome
 Subdivision, 500 acres located between State Road 64
 and the Manatee River. This petition had been recom-
 mended by the P & Z Commission for approval and had
 been continued by the Board from previous meetings.

Mr. Crist stated that this was part of the program he recommended,
 which has been postponed (until February 4, 1963) (Policy re Mobile-
 homes, etc.). Postponement of the petition was granted until
 February 4, 1963.

BELLE MEADE SUBDIVISION
 RESOLUTION VACATING LOTS

PETITIONER: PURVIS

On January 7, 1963, the Board approved the petition of LAWRENCE
 K. PURVIS for vacation of Lots 62, 63 and 64, BELLE MEADE SUB-
 DIVISION, subject to receipt of deed from Mr. Purvis for right-
 of-way for the widening and improvement of U. S. 41. This deed
 had been submitted by William Fay, attorney for the petitioner.

Motion was made by Mr. Clark that the petition be granted and
 resolution vacating Lots 62, 63 and 64 of Belle Meade Subdivi-
 sion be adopted and that the deed be held without recording
 pending execution of other deeds needed for the right-of-way.
 Motion was seconded by Mr. McClure and carried.

RESOLUTION RECORDED

B17-165

TRI COUNTY BOUNDARY LINES IN TAMPA BAY
 ENDORSEMENT TO LEGISLATIVE DELEGATION DEFERRED

John Benson, County Engineer, called attention to a map of the
 tri-county area in Tampa Bay and advised that because of some
 inaccuracies, some indeterminate points in the descriptions of
 the county line between Pinellas County and Hillsborough County
 and Hillsborough County and Manatee County the engineering de-
 partments of the the three counties had jointly prepared this
 map so that these inaccuracies might be corrected. He said that
 the other two counties had by now adopted resolutions recommending
 this arrangement and description of county boundaries to the
 legislative delegation and this Board was requested to consider
 its endorsement. He explained that only a minor change was
 involved.

This matter was tabled by the Board for further exploration and
 study.

SUNCOAST ENGINEERING SERVICES, INC. / KAISRLIK, SNELL & WHITEHEAD
 RE: AGRICULTURAL CENTER ELECTRICAL MODIFICATIONS

John Benson, County Engineer, and Culbreath Whitehead, Jr., of
 Kaisrlik, Snell & Whitehead, electrical engineers for electrical
 modivications, etc., at the Agricultural Center, reported that
 the work done by Suncoast Engineering Services, Inc., was satis-
 factorily completed in accordance with contract and in time for
 the Manatee County Fair.

Mr. Whitehead explained that due to the extremely short time in
 which to design this project there were three small items of
 minor nature to be accomplished, and in order to include them
 in the contract a change order had been issued, but the cost was

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within contract price because it was taken care of from a contingency fund. He advised that the invoice for \$300.00 for this change order was out of order because this amount is included in the contract in the contingency fund, and only the amount of the contract should be paid.

BIDS ON INSURANCE ON COUNTY BUILDINGS
REFERRED TO DEPUTY CLERK

Bids on insurance on county buildings and contents were opened and read from the following:

ANDREASON & COMPANY (Utica Fire Ins. Co.)	\$2,213.78
JOE FANT INSURANCE COMPANY (Vernont Mutual Fire Insurance Co.)	2,213.78
RHYNE INSURANCE, INC. (Maryland Nat'l Ins.) Public & Institutional Property	(1,028.21
Blanket Coverage	(1,431.04
KESSLER & ASSOC. (Nat'l Casualty Co.)	2,210.64
WEICHEL-WALLACE INSURANCE (N.Y. Central Fire Insurance Co.) Public & Institutional Property	(925.38
Blanket Average	(1,287.92

The bids were referred to Deputy Clerk Bruce Cox for study and recommendation.

BENTON, EURELENE
TUSING, FLOYD

APPLICATIONS TO TB HOSPITAL APPROVED

Upon motion by Mr. Crist, seconded by Mr. Clark, applications to enter the State Tuberculosis Hospital were approved for

EURELENE BENTON
FLOYD TUSING

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. Crist, seconded by Mr. Klemmer, Certificates of Correction (E & I) were approved as follows:

<u>Real Estate</u>	
No. 301	Jack Washington
302	Andrew Joyner
303	Robert C. Thigpen
305	Jas. D. Cochran
<u>Tangible</u>	
133	Victor Kohler
134	Kermit Bailey Construction Company

CONTRACTORS BONDS APPROVED

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

Building Contractor

ROBERT M. WHITEHEAD

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Electrical ContractorROBERT M. WHITEHEAD
EDWARD R. SIBOLE, III

UPPER MANATEE RIVER ROAD R/W DEEDS ACCEPTED

Upon motion by Mr. Crist, seconded by Mr. Klemmer, the following deeds were accepted on right-of-way on the Upper Manatee River Road:

J. E. & IRENE McDONALD
JACK COOK, DONALD ROEHR
JACK COOK, DONALD ROEHR and G. M. TATUM

CONFISCATED VEHICLE
LEMON, MOSES

Inventory Record of Seized Vehicle and Property from the Sheriff's Department was received and upon motion by Mr. Klemmer, seconded by Mr. Clark, referred to the County Attorney:

Seized from MOSES LEMON
1953 Plymouth 4-door Sedan
Engine No. P2493539
1962 License Tag No. 3-4849

KORONCAY, JOE & MARY
MUSGRAVE, AUSTIN B. & ELLEN
FRASER, WILLIAM R.

TAX REFUNDS AUTHORIZED

Motion was made by Mr. Crist that the following tax refunds be authorized for the reasons set forth in recommendations of the Tax Assessor, such refunds to be made after approval of the State Comptroller:

JOE & MARY KORONCAY	\$ 59.50 (1960)
AUSTIN B. & ELLEN MUSGRAVE	\$ 393.66 (1961)
WILLIAM R. FRASER	\$ 43.20 (1962)
JOE & MARY KORONCAY	\$ 124.03 (1961)

Motion was seconded by Mr. Clark and carried.

Request for refund for Ray Baden of \$7.44 (1960) and \$8.79 (1961) for taxes on road right-of-way taken by adverse possession (taxes paid on r/w by Mr. Baden for years, but never deeded to the county) was referred to the county attorney. Mr. Cleary stated that he should be paying taxes on the right-of-way if the county does not own it.

CONSTABLES' SALARIES DIRECTED PAID BY COURT ORDER

The Deputy Clerk submitted Court Order from Circuit Judge Robert E. Willis directing that salaries of Constables James Beck, Raymond Ely and T. A. Hendry be paid by the County of Manatee, as made and provided for by law at the time of the election of each of the plaintiffs (Constables), and ordering said County to pay all the back salaries from June 1, 1962 until the present time to said plaintiffs, and that said salaries shall continue as made and provided for by law.

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Upon motion by Mr. Klemmer, seconded by Mr. McClure, the Deputy Clerk was authorized to comply with the Order of the Court.

ANNUAL REPORTS:

ROBERT E. RICKEY, M. T. McINNIS
HIRAM STRICKLAND

Upon motion by Mr. Clark, seconded by Mr. McClure, Annual Reports were accepted from the following:

	RECORDED
ROBERT E. RICKEY, COUNTY JUDGE (Return Fees \$ 7,472.40)	B17-166
M. T. McINNIS, CLERK CIRCUIT COURT " "	B17-167
HIRAM STRICKLAND, TAX ASSESSOR " "	B17-168

COUNTY JUDGE'S BUDGET

Mr. Klemmer noted that the County Judge was operating under two budgets, expenses and salaries out of one budget and he had another budget under a fee system whereby he collected \$5.60 for every case that comes before him, the latter budget costing the county \$17,088.00 in 1962. Inasmuch as this was authorized by legislature, and therefore, a legal operation, it was suggested by the Chairman that it would be proper for the civic groups to take it under advisement.

TROPICAL RANCH (FULTON COSMO CORPORATION)
STATE BEVERAGE DEPARTMENT REQUESTED DENY LICENSE

A group of residents from the Tropical Ranch area were present for the purpose of request being made to keep that establishment permanently closed. Mr. Klemmer stated that it was brought to his attention by the Sheriff's Department that the Board should join with them to write a letter to the State Beverage Department requesting that the license for the Tropical Ranch be revoked permanently. He moved that this Board urge the State Beverage Department that License #51-108SRX, issued to the Fulton Cosmo Corporation, d/b/a Tropical Ranch, be permanently denied. Motion was seconded by Mr. McClure and carried.

WARRANT LIST & REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Klemmer, Warrant Lists of January 21st and 23rd, 1963 and requisitions were approved and Warrant List of January 28th, 1963 was authorized.

General Revenue Fund
Road & Bridge Fund
Miscellaneous Funds

BILLS APPROVED FOR PAYMENT

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

Southeast Chapter American Institute of Planners	\$ 10.00
Physicians Medical Laboratory	20.00
Manatee Veterans Memorial Hospital	3,078.60
Wyman, Green & Blalock (J. D. Stokes)	10.00

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Committee of 100	2,210.90
Public Relations	1,085.28
R. N. Bayless	566.10

CORRESPONDENCE

Correspondence was read from

- 1) ROBERT E. RICKEY, COUNTY JUDGE
Request for \$3500.00 from excess fees remitted by his office.

EXCESS FEES TO COUNTY JUDGE

Motion was made by Mr. Clark that requisition for \$3,500.00 (excess fees) of the County Judge be approved. Motion was seconded by Mr. McClure. Voting "Aye" were Commissioners Clark, McClure and Crist. Mr. Klemmer voted "No". Motion carried.

- 2) DUDLEY D. GOULDEN, JR.
Request for renewal of gun permit.

GOULDEN, JR., DUDLEY D.
RENEWAL OF GUN PERMIT REFERRED TO SHERIFF

Upon motion by Mr. Crist, seconded by Mr. McClure, request of Dudley D. Goulden, Jr., for renewal of gun permit was referred to the Sheriff for comment.

LEGAL HOLIDAYS FOR 1963

Motion was made by Mr. Crist that the Board of County Commissioners authorize County offices, under its jurisdiction, to be closed in observance of the following holidays:

May 30th	Memorial Day
July 4th	Independence Day
September 2nd	Labor Day
November 11th	Armed Forces Day
November 28th	Thanksgiving Day
December 25th	Christmas Day
January 1, 1964	New Year's Day

It being understood that observance of these holidays only is not compulsory upon other constitutional offices if the duly elected officials desire to observe other statutory holidays.

Motion was seconded by Mr. Clark and carried.

GOVERNMENT STUDY GROUP

Upon question by Mr. McClure as to what instructions were given Dr. Bartley (appointed to draft legislation in connection with Government Study Group report), and by whom, and whether or not the draft would be ready for presentation to the legislative

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delegation in time for scheduled hearings, Mr. Crist explained the organization and function of the Group and its committees and that the instructions were given by the Government Steering Group (based on recommendations to the Board). He added that Dr. Bartley was still working on the draft and it was doubtful that it would be ready for the first hearing, in its final form, but he would endeavor to get something in preliminary form.

Edwin A. Jones, president of the Federation of Manatee County Civic Associations advised that the report had been reviewed by the Federation and resolutions were being submitted to the various organizations so that report could be made to the Board.

STATE ROAD 55 (LINCOLN SCHOOL R/W)
COUNTY ATTORNEY SIGN STIPULATION WITH BOARD OF PUBLIC INSTRUCTION

Motion was made by Mr. McClure that the County Attorney be authorized to sign the stipulation between the State Road Department, Board of Public Instruction and Manatee County relative to the right-of-way through the Lincoln School property. (State Road 55) Motion was seconded by Mr. Crist and carried.

MEETING ADJOURNED

The Chairman declared the Board adjourned until Monday, January 28th, 1963 at 1:30 P.M.

ATTEST: M. T. McInnis, Clerk

APPROVED: 4 February 1963


Deputy Clerk


Chairman