

MARCH 25, 1963

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Monday, March 25th, 1963 at 1:30 P. M.

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

The meeting was called to order by Chairman Bibey.

TANGELO PARK SUBDIVISION
 REQUEST COUNTY ACCEPT ROAD FOR MAINTENANCE REFERRED TO COUNTY ENGINEER

Lynn W. Ferguson, president of the Tangelo Park Homeowners Association, requested that the Board accept for maintenance streets in Tangelo Park Subdivision as follows:

Orlando Avenue from Highway 41 to Seminole Street
 Mineola Street
 Seminole Street
 Orlando Circle from, and to the presently accepted section
 Melody Lane
 Temple Avenue
 Fruitland Avenue

John Benson, County Engineer, explained that the streets requested to be accepted for maintenance were located in that portion of Tangelo Park Subdivision platted prior to subdivision regulations and, therefore, not subject to bond or conformance to county requirements before approval of the plat.

This matter was referred to the County Engineer by the Board with request that he submit recommendation in two weeks.

Z O N I N G

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

SE-48 C. E. NEWMAN GOLF COURSE APPROVED
 Application for permit for a Par-3 golf course on
 17 acres on the west side of U.S. 301, south of
 Whitfield Avenue. (Recommended by Commission)

Upon motion by Mr. Clark, seconded by Mr. McClure, special exception permit was authorized for S. E. Newman.

SE-49 ELLA PATTERSON CHURCH SITE APPROVED
PERMIT EXTENSION AUTHORIZED
 Application for special exception to permit a church
 on 4.69 acres on the south side of Cortez Road at its
 junction with 51st Street W. (Recommended by P & Z
 Commission)

MARCH 25, 1963

Mr. Vines advised that the architect had indicated that the extensive nature of the building, preparation of the plans, etc., would very likely take longer than the six months period allowed for twenty-five percent completion under special exception permits and had requested that the period of this permit be extended for a year. He stated this is the sort of thing that is routine in any large project which has not been completely planned prior to the application for the permit and it is reasonable to expect that six months would be too short a period in this case. (Recommended for approval of the Board.)

Motion was made by Mr. Klemmer that the special exception permit be approved and the period extended to one year instead of six months. Motion was seconded by Mr. Crist and carried.

R-94 DON E. ESLINGER REZONE TO C-1 APPROVED
Petition to rezone from R-1AA to C-1 a parcel east of Lot 27, Airport Subdivision, west of U.S. 41, on north side of Little Pittsburgh Road (for a coin-operated laundry); Recommended by P & Z Commission for approval.

Upon motion by Mr. Klemmer, seconded by Mr. Crist, the recommendation of the Planning and Zoning Commission was accepted and the rezoning to C-1 was adopted.

RESOLUTION

ZONING
R-94

SE-44 WILLIAM M. SHAW SERVICE STATION SITE APPROVED
Application for special exception for a service station site on south side of U.S. 301, south of Parrish, at junction of U.S. 301 and Old Tampa Road; recommended by the P & Z Commission for approval.

Mr. Vines explained that this application and SE-47 (A. M. Leach) were submitted for the same thing, for a service station, SE-47 being submitted for a location in a slightly northerly direction; that insofar as only one application could be approved the Planning Commission has recommended approval of SE-44 for Mr. Shaw; that the zoning ordinance provides that no gasoline station shall be established within 750 feet of another, and these two applications are not that far apart so that when one is approved the second ceases to be a legal possibility.

Ed Johnston, attorney for A. M. Leach, objected to the action by the Planning and Zoning Commission (granting application for Mr. Shaw and denying application of his client), and stated the reason for the objection: Mr. Leach had received permit for construction of a filling station (on his property) in May of last year, which permit was good for six months. During this time there were negotiations concerning the location of a new road in the vicinity of this property and his client felt it would be better to delay permanent plans until such time that this matter could be worked out in the event it would be necessary to give right-of-way for the road; that the permit expired and Mr. Leach was advised that it would be necessary for him to apply for a new application rather than get an extension of the existing application; that after this permit had expired it was his understanding that Mr. Shaw had obtained zoning clearance, made application, etc.; that if his application approved it would bar his client getting one unless exception was made to the requirement of 750 feet.

MARCH 25, 1963

(Cont'd)

Upon question, Mr. Shaw advised that he did not object to the construction of a filling station nearer than the 750-foot required distance if such exception were made.

Chairman Bibey advised that this was in his district and there was no question of the right-of-way for the road because final order of taking had been entered and recommended accepting recommendation of the Planning and Zoning Commission.

Upon motion by Mr. Klemmer, seconded by Mr. Crist, application of W. M. Shaw for service station site was approved as recommended by the Planning and Zoning Commission.

SE-47 A. M. LEACH SERVICE STATION DENIED
Petition for special exception to permit a gasoline service station between U.S. 301 and the Fort Hamer Road at their junction in Parrish; recommended by the P & Z Commission for denial. (On basis of prior approval of Mr. Shaw; no fault of site but lack of required distance from Shaw site).*

Upon motion by Mr. Clark, seconded by Mr. Crist, the recommendation of the Planning and Zoning Commission was accepted and the petition of A. M. Leach was denied.

*For the record, Mr. Johnston requested that his objections to the granting of the petition of W. M. Shaw be considered as his objections for the denial of petition here.

GATEWAY EAST, UNIT 4 (S-68) PLAT APPROVED

Upon motion by Mr. Clark, seconded by Mr. McClure, the plat of Gateway East, Unit 4, was approved subject to approval of the bond of \$5,000.00 (for street and drainage improvements) by the County Attorney. (NOTE: Previous plats, units, recorded as "Braden River City") The bond was examined and approved by the County Attorney.

TU-41 ROBERT E. WYATT TRAILER PERMIT DEFERRED
Application for permit to keep a trailer on their lot until residence is built; property located on north side of 51st Avenue E., at 22nd Street Court E.

This application was held one week so that location could be viewed by commissioner of district (Mr. Clark).

TU-42 B. L. GROOVER TRAILER PERMITTED
Application for permit to keep utility trailer for occasional occupancy on property located two miles north of State Road 64, 20 miles east of Bradenton.

Upon motion by Mr. McClure, seconded by Mr. Clark, permit for the utility trailer was granted for a period of three years.

TU-43 ONECO YOUTH CLUB CIRCUS PERMITTED
Request permission to hold a one-day circus on Cortez Plaza properties east of bowling alley (April 11)

MARCH 25, 1963

(Cont'd)

Upon motion by Mr. Clark, seconded by Mr. McClure, permit was authorized for the Oneco Youth Club to hold circus on April 11.

TU-44 SAN REMO SHORES SIGN PERMIT DEFERRED

Application for 3-year permit to have a 10'x40' entrance sign on south side of Cortez Road across from San Remo Shores at 101st Street W.

Mr. Vines stated this would be a Class "B" sign if on a permanent basis, but in a sign-free area and only a temporary sign in order.

This application was held one week so that it could be determined if there were objections to the sign by residents of the area.

SUNNILAND SUBDIVISION
EXCAVATION FOR LAKE AUTHORIZED

Mr. Vines submitted request of Jim Lewis, building contractor, to be allowed to construct a lake at the rear of lots in Sunniland Subdivision, excavation material to be used to elevate surrounding lots. He stated that the purpose was to improve drainage and reduce flooding conditions (lot size would be reduced but this would not be a disadvantage because size would still be more than adequate). The County Engineer stated this would be of benefit to the entire neighborhood.

Upon motion by Mr. Clark, seconded by Mr. McClure, permission was granted for the excavation for a lake at the rear of lots in Sunniland Subdivision.

TRUCKS, TRACTORS, SEDANS
INVITATION FOR BIDS AUTHORIZED

Upon motion by Mr. Crist, seconded by Mr. Clark, the Board authorized advertising Invitation for Bids to be submitted on equipment (trucks, tractors, sedans, etc.) requested by the County Engineer in previous meeting.

STATE ROAD 55
DEEDS ACCEPTED FROM BOARD OF PUBLIC INSTRUCTION

The County Attorney recommended acceptance of Easement and Fee Simple Deed from the Board of Public Instruction on Lincoln School property in connection with right-of-way required for State Road 55. He explained that the easement was for a ditch east of the school property and "provided that in the event party of the second part should ever abandon said easement and right of way, then said easement and right of way will become null and void, and the title thereto shall revert to party of the first part, its successors or assigns in title."

He stated further that if necessary the right-of-way covered by the Fee Simple Deed could be conveyed to the State Road Department.

Upon motion by Mr. Clark, seconded by Mr. McClure, Easement (#255191) and Fee Simple Deed (#255192) from the Board of Public Instruction were accepted.

MARCH 25, 1963

(Cont'd)

BLEDSOE, ROY

APPLICATION TO STATE TUBERCULOSIS HOSPITAL

Upon motion by Mr. Crist, seconded by Mr. Klemmer, application of ROY BLEDSOE to enter the State Tuberculosis Hospital was approved.

BONDS APPROVED

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

<u>Electrical Contractors</u>	LESLIE RAYMOND
<u>Deputy Sheriff</u>	CLYDE PARRISH

MANATEE VETERANS MEMORIAL HOSPITAL, BOARD OF TRUSTEES
FRENCH, CARL BOND APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Crist, bond of CARL A. FRENCH, as member of the Board of Trustees of the Manatee Veterans Memorial Hospital (to March 13, 1963) was approved.

WARRANT LIST & REQUISITIONS

Upon motion by Mr. Klemmer, seconded by Mr. Crist, Warrant List of March 25th, 1963 and requisitions were approved and Warrant Lists of March 29th and April 1st, 1963 were authorized; the Warrant List of March 29th to include payrolls of that date in accordance with established time and payroll practices of the county departments.

General Revenue Fund	#1672 - #1768
Road & Bridge Fund	# 745 - # 766
Miscellaneous Funds	# 162 - # 169

BILLS APPROVED FOR PAYMENT

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

Manatee River Soil Conservation Dist.	54.12
Weichel-Wallace Insurance (French bond)	21.00
Court Orders: State vs. Ruth Cox=	
Dr. Robert G. Steele	150.00
Dr. Martha MacDonald	150.00
Dr. Samuel R. Warson	150.00
Chamber of Commerce	626.08
Madelon Snyder	16.00
Committee of 100 & Public Relations	153.59
G. E. Johnson	3751.87
DeSoto Celebration	1259.93

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. McClure, seconded by Mr. Crist, Certificates of Correction (E & I) were approved for

No. 322	Mattie Barnes
321	Chas. Miller
320	City of Bradenton (leased to Orange State Oil Co.)

MARCH 25, 1963

(Cont'd)

No. 141 Frances Murphy
142 Perky's Drive In
143 Curtis' Grocery
144 Rudolph Price

ANTI-MOSQUITO DISTRICT
INSECTICIDE TO BE MADE AVAILABLE TO PUBLIC

Larry Rhodes, director of the Anti-Mosquito District, advised that insecticide for spraying mosquitoes would be made available to the public on a "give-away" program, beginning April 8, 1963, Monday through Friday, from 7:30 a.m. to 4:00 p.m., one gallon per family. He explained the type of containers (no glass) for the spray and the type of fogging equipment to be used and the necessary precautions to be followed.

REFINANCING BRIDGE BONDS
REPORT ON CONFERENCE WITH STATE ROAD DEPARTMENT, IMPROVEMENT COMMISSION

The County Attorney made a report on the conference with the chairman of the State Road Department, Mr. Phillips, and Sam Draper, director of Revenue Projects, and Mr. Ben Dickins, director of the Florida State Improvement Commission relative to removing the tolls from the bridges in Manatee County and the refinancing of the bridge and right-of-way bonds. The committee from Manatee County consisted of the County Attorney, Chairman Bibey and H. C. Slaughter, chairman of the Chamber of Commerce Road & Bridge Committee.

He said that two plans were offered for refinancing the bonds, but no definite answer was given the county committee because some legal and policy decisions had to be made; however, the committee was asked to submit a definite plan for refinancing, which probably would be done during the next month.

CORRESPONDENCE

Correspondence was read from

- 1) DEWEY A. DYE, JR.
Advising that Manatee National Bank holds chattel mortgage lien against a 1959 Ford Pick-up truck, recently confiscated by the State Beverage Department from Cecil V. Green, and requesting proceedings be started promptly so that the truck can be repossessed, or attempt arrangement of surrender to the bank without necessity of court procedure.

This matter was referred to the County Attorney.

- 2) LEE COUNTY BOARD OF COUNTY COMMISSIONERS
Request for information regarding setting of bulkhead lines.
Referred to William Vines, County Planner
- 3) BRADENTON WOMAN'S CLUB
Favoring countywide library service program.

MARCH 25, 1963,

(Cont'd)

- 4) FLORIDA PROBATION & PAROLE COMMISSION
Request for air conditioning unit in office
in court house.

FLORIDA PROBATION & PAROLE COMMISSION
AIR CONDITIONER AUTHORIZED FOR OFFICE

Upon motion by Mr. McClure, seconded by Mr. Klemmer, Purchase and installation of an air-conditioning unit in the Florida Probation and Parole Commission office was authorized, the cost not to exceed \$200.00.

- 5) DEPARTMENT OF VETERANS AFFAIRS
Re: Annual Statewide Service Officers' School
Conference.

VETERANS SERVICE OFFICER
AUTHORIZED TO ATTEND CONFERENCE

Upon motion by Mr. Crist, seconded by Mr. Klemmer, Carl Hartin, Veterans' Service Officer, was authorized to attend the annual Statewide Service Officers' School and Conference in Daytona Beach, May 6 - 11, 1963.

- 6) JACK S. SMITH
Request for legislation for safeguarding
railroad crossings.

Referred to Commissioner Clark.

- 7) STATE ASSOCIATION OF COUNTY COMMISSIONERS
Re: Legislation offered by Judicial Council
in connection with Circuit Judges' salaries.

SALARIES OF CIRCUIT JUDGES
LEGISLATION ENDORSED

Motion was made by Mr. Klemmer that resolution be adopted endorsing the proposed legislation by the Judicial Council making Circuit Judges' salaries uniform and providing for payment of whole salary by the State and providing counties shall not supplement said salaries. Motion was seconded by Mr. McClure and carried.

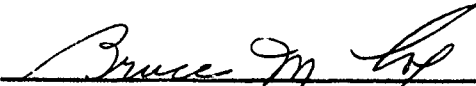
✓ RESOLUTION RECORDED C18-14

MEETING ADJOURNED

Upon motion the meeting was adjourned until Monday, April 1, 1963
at 1:30 P. M.

ATTEST:

M. T. McInnis, Clerk


Deputy Clerk

APPROVED:


Chairman