

NOVEMBER 26, 1963

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION (Adjourned) in the Court House in Bradenton, Florida, Tuesday, November 26th, 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.

MINUTES CORRECTED

Upon motion by Mr. McClure, seconded by Mr. Klemmer, the Minutes of the regular meeting of the Board of November 4, 1963 were corrected by noting "NO BID" after the following firms under classifications designated:

| | |
|-----------------------------|-----|
| Florida Silica Sand Company | C-3 |
| I. W. Phillips & Co. | D-4 |
| Bert Lowe Supply Co. | E-2 |
| Amerson Hose & Rubber Co. | E-5 |
| DeSoto Mill Supply | E-5 |
| Southern Oxygen Co. | E-6 |
| West Coast Shell | F-1 |
| Benton & Company | F-3 |

also, include the name of CLAIRE PROPER ASPHALT PAVING as submitting a bid under F-1 EQUIPMENT RENTAL (Bid submitted with bid A-1 ASPHALTS)

(Note: In examination of bids received it was found that when the names of various firms were read into the record it should have been indicated that no bids were quoted.)

BRADENTON, CITY OF
 GRANTED USE OF VOTING MACHINES FOR ELECTION

B. T. Arbuckle, Vice Mayor, of the City of Bradenton, requested permission to use approximately twenty-two (22) voting machines in the General Municipal Election and the Annexation Election to be held December 10th, 1963. He advised that Mrs. Mable Davis, Supervisor of Registration, had agreed to the loan of the machines, subject to approval of the Board, and that in the event permission was granted the City would provide for transportation of the machines by a bonded transfer company (Fogarty Brothers).

Motion was made by Mr. McClure that the City of Bradenton be permitted to use the voting machines as requested, with three additional machines to be held in reserve to be available in case of an emergency. Motion was seconded by Mr. Crist and carried.

TANGALO PARK SUBDIVISION
 REQUEST ROADS ACCEPTED FOR MAINTENANCE DELAYED

Lynn W. Ferguson, president of the Tangalo Park Home Owners Association, submitted request of the homeowners in that subdivision that the county accept the balance of the streets for county maintenance.

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(Cont'd)

Motion that the county accept the streets in Tangelo Park Subdivision was withdrawn in favor of having the County Engineer and Commissioner Clark to make an inspection of those streets not yet accepted for maintenance by the county and make recommendation to the Board, December 9th, 1963.

PROJECT NO. 392 PUBLIC HEARING ON SPECIAL IMPROVEMENTS
CONTINUED UNTIL DECEMBER 2ND

Public Hearing was opened for the purpose of hearing OBJECTIONS TO SPECIAL ROAD IMPROVEMENTS on Project No. 392.

William H. Namack, III, attorney with the firm of Daniel, Woodward and Stewart, submitted objections to the proposed project on behalf of Chuck & Joe, Inc., Charles D. Mulloy and Joseph Warner Mulloy, as set forth in a formal written memorandum. Objection 6, relating to legal notice that this hearing would be held on November 25th, whereas it was actually being held on the 26th, was not considered valid as the Board had held a Special Meeting on that date and continued all matters advertised and scheduled for the Regular Meeting until November 26, 1963.

Mrs. Helen Rucker stated that she had purchased the property on 47th Street after the petition was signed and submitted to the Board, and that she wished to withdraw her property from said petition. This would withdraw fifty percent of the property.

The County Engineer advised if Mrs. Rucker withdrew from the petition on the entire project it would reduce the percentage to less than two-thirds requirement; however, if only the property abutting 47th Street W. were legally dropped, leaving that portion of her property abutting 26th Avenue W., then the two-thirds requirement would still be met for improvements on 26th Avenue W.

Motion was made by Mr. McClure that this Public Hearing be continued until December 2nd, 1963, to give Mrs. Rucker more time to consider whether or not she would withdraw from the entire project or only from the 47th Street portion. Motion was seconded by Mr. Clark and carried.

LINCOLN PARK SUBDIVISION)
ONAHOM FARMS SUBDIVISION)

STREETS CLOSED

Public hearing was held on petition of JAMES D. GREER for vacation of approximately 30 acres of ONAHOM FARMS SUBDIVISION and all of LINCOLN PARK SUBDIVISION (approximately seven acres) except for two streets. These two subdivisions are located on the west side of Ellenton-Gillette Road and on the south side of Mendoza Road in Section 5, Township 34 South, Range 18 E., and Section 6, Township 34 South, Range 18 E. (V-19/29). George Harrison, attorney, appeared on behalf of the petitioner.

Public Hearing was closed. Motion was made by Mr. McClure that Resolution be adopted granting the petition of JAMES D. GREER and that the plat of LINCOLN PARK SUBDIVISION be vacated, except for Lincoln Avenue and Washington Avenue, and that Lots 23, 24 and 25, and 34 through 38, together with certain roadways, be vacated. Motion was seconded by Mr. Clark and carried.

RESOLUTION Recorded C18-115

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(Cont'd)

Z O N I N G

William Vines, Planning Director, submitted recommendations of the Planning Commission:

R-123 REZONE FROM "T" MOBILEHOME SUBDIVISION AND "T-1" MOBILEHOME RENTAL PARK TO "A" AGRICULTURAL

Commission-initiated petition to rezone to "A" Agricultural:

Parcel #1 - a 56-acre parcel lying south of U.S. 301, 2½ miles east of Ellenton, near Wellon Ranch Estates (10-34-18).

Parcel #2 - 312 acres located on the south side of U.S. 301, 4 miles east of Ellenton (1-34-18 and 6-34-19)

Parcel #3 - 463 acres on the south side of the Manatee River, 1½ miles north of S.R. 64 (Bradenton-Arcadia Road), Upper Manatee River Road running along part of the east line of the property (18-34-19 and 19-34-19).

Recommended by the Planning Commission for APPROVAL.

PARCEL NO. 1 REZONE TO "A" AGRICULTURAL DENIED

Objection to Trailer Park Zoning on Parcel No. 1 was submitted in the form of petition from property owners in the vicinity of Wellon Ranch Estates.

W. R. S. Hall, property owner in the area, appeared in person to object to Trailer Park Zoning. He stated that he was not notified in the proper manner (registered mail) at the time the property now in public hearing was zoned for a Trailer Park.

John Manson, attorney for Mr. and Mrs. Brewster, owners of the property zoned for a Trailer Park, Parcel 1, came before the Board to protest the re-zoning to "A" Agricultural. He stated that, relying on the permanent zoning of the property for Trailer Park, his clients had purchased an adjoining parcel from Mr. and Mrs. Oscar Smith, but had not been in a position to make further development due to financial reversals.

Public Hearing was closed re Parcel 1.

Mr. McClure moved that the recommendation of the Planning Commission not be accepted and that rezoning of Parcel 1, under R-123, to "A" Agricultural be denied, and that this petition be reconsidered one year from this date. Motion was seconded by Mr. Clark. Voting "Aye" were Commissioners McClure, Crist, Clark and Chairman Bibey. Commissioner Klemmer voted "No". Motion carried by 4-1 vote.

PARCEL NO. 2 REZONE TO "A" AGRICULTURAL APPROVED

There were no objections to this petition and public hearing was closed.

Mr. Klemmer moved that recommendation of the Planning Commission be accepted and that rezoning of Parcel 2, under R-123, to "A" Agricultural be approved and adopted. Motion was seconded by Mr. McClure. Voting "Aye" were Commissioners Klemmer, McClure, Clark and Chairman Bibey. Commissioner Crist voted "No". Motion carried by 4-1 vote.

✓ RESOLUTION

ZONING
R-123(2)

PARCEL NO. 3 REZONE TO "A" AGRICULTURAL APPROVED

There were no objections to this petition and public hearing was closed.

Mr. Klemmer moved that the recommendation of the Planning Commission be accepted and that rezoning of Parcel 3, under R-123, to "A" Agricultural be approved and adopted. Motion was seconded by Mr. McClure. Voting "Aye" were Commissioners Clark, McClure, Klemmer and Chairman Bibey. Commissioner Crist voted "No". Motion carried by 4-1 vote. ZONING RESOLUTION R-123(3)

TU-9 DESOTO COLONY, INC. SALES OFFICE PERMITTED

Request for a two-renewal of a Temporary Use permit for a real estate sales office located on a 225'x125' parcel, on the south side of Tournament Blvd., 1/4 mile east of Lockwood Ridge Road (28-35-18).

Upon motion by Mr. Clark, seconded by Mr. McClure, TU-9 for DeSoto Colony, Inc., was approved for a period of two years.

TU-81 HERMAN PREBOR TRAVEL TRAILER PERMITTED

Request for approval to park a 14-foot travel trailer to the rear of a residence located on Lot 12, Cleo's Villa Sub., on the east side of 2nd Street W., south of Little Pittsburgh Road (5815 2nd Street W.) (14=35=17)

Upon motion by Mr. Klemmer, seconded by Mr. Clark, TU-81 for Herman Prebor was granted for a period of one year.

TU-82 MRS. EMILY R. GILLIS TRAILER STORAGE PERMITTED

Application for approval to store an unoccupied 10'x50' house trailer on a half-acre parcel located on the east side of 16th Street E., just south of Oneco Road (5317 2nd Street E. 18/35/17).

Upon motion by Mr. Clark, seconded by Mr. McClure, TU-82 for Mrs. Emily R. Gillis was granted for a period of one year.

Z-12 "E" SUBURBAN ESTATES DESIGNATION TO "A-1" SUBURBAN AGRICULTURAL DISTRICT; ADOPT NEW "E" SUBURBAN ESTATES DISTRICT CONTINUED

Commission-initiated petition to consider the adoption of a change in the designation of "E" Suburban Estates Zoning district to "-1" S/A district and to consider the adoption of a new "E" Suburban Estates district was recommended by the Planning Commission for approval.

Mr. McClure recommended adding restrictions on the type of pumps on all wells in the recommended districts.

Upon motion by Mr. Clark, seconded by Mr. McClure, this petition was postponed until December 9th, 1963.

SE-66 WILLIAM Z. HARMON PRIVATE SCHOOL, CAMPING AREA APPROVED

Application for a Special Exception to permit a private school and public camping area on a 118.59-acre tract, extending north from County line Road, 1/2 mile east of Lockwood Ridge Road (34-35-18). Recommended by Planning Commission for approval, subject to final approval of plans.

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Mr. Vines stated that one objection had been made by a close-by resident who felt that a development of this kind might generate late night traffic, noise, etc. He said that schematic plans had been presented and that final plans would be submitted to the Health Department and the Planning Commission for approval.

Upon motion by Mr. McClure, seconded by Mr. Clark, SE 66 for William Z. Harmon was approved.

R-125 MRS. JULIET NEUMANN REZONE TO "M-1" ADOPTED
Application for rezoning from "C-1" and "A" to "M-1" to permit a mobilehome factory on a 10-acre parcel lying on the east side of U.S. 301, approximately 1/4 mile north of Tallevast Road (30-35-18); recommended by Planning Commission for approval.

Upon motion by Mr. Clark, seconded by Mr. McClure, the recommendation of the Planning Commission was accepted and rezoning R-125 was approved and adopted.

RESOLUTION

ZONING
R-125

SPIVEY, JOE & MARIE
BUSIERE, JERRY L. & ROBERTA JEAN
BOARD DEEDS BACK IMPROPER EASEMENT

It was brought to the attention of the Board that Quit Claim Deed had been conveyed to the County by BOBBY JOE and MARIE SPIVEY, JERRY L. and ROBERTA JEAN BUSIERE for an easement for ingress and egress over and across property located in Section 17, Township 35 South, Range 18 East; that the deed had been executed and recorded without being approved by the right-of-way agent, the County Attorney or accepted by the Board. This was supposed to have been a deed given in compliance with stipulation in connection with

HARLAN HOMES, INC. request for permission to construct a house in an "A" zone, on a 1.19-acre site lying 460 ft. east of 33rd St., E., approximately 1/4 mile south of 53rd Ave. E., (SR 70 in 17-35-18), granted subject to right-of-way being provided - to be approved by the county attorney. (November 18, 1963)

The County Attorney recommended that the easement be deeded back to the grantors as it does not answer the purpose for which permission was given.

Upon motion by Mr. Clark, seconded by Mr. McClure, the Chairman of the Board was authorized to execute a deed conveying the property described in Docket 267367, Official Record 181, page 57, back to Bobby Joe Spivey and Marie Spivey, husband and wife, and Jerry L. Busiere and Roberta Jean Busiere, husband and wife.

AMENDMENT TO SOUTHERN STANDARD BUILDING CODE

Motion was made by Mr. Crist to adopt a resolution adopting the Amendments to the Southern Standard Building Code, 1960-1961 Edition. Motion was seconded by Mr. Klemmer. Voting "Aye" were Commissioners Crist, Klemmer, McClure and Chairman Bibey. Commissioner Clark voted "No". Motion carried.

RESOLUTION

C18-116

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MINUTES TRANSCRIBED

Motion was made by Mr. Crist that the Minutes of the meeting of Thursday, November 21st, 1963, be transcribed from the recorded tape. Motion was seconded by Mr. Klemmer and carried. (Copy for any member of the Board to be made available.)

COMMITTEE APPOINTED RE CONTRACTORS' LICENSES
COORDINATING WITH MUNICIPALITIES, ETC.

Motion was made by Mr. McClure that a committee be appointed to pursue the possibility of coordinating all county licenses, to confer with a committee representing the plumbing, electrical and building trades, to confer with the municipalities with a view toward further coordination of licenses. Motion was seconded by Mr. Klemmer and carried.

Chairman Bibey appointed Commissioners Clark, McClure and Klemmer as the committee from this Board. Commissioner Clark declined the appointment. Harold Jones was appointed to represent the Building Department and requested to request the appointment of one representative from each contractor's organization.

PROJECT NO. 360 SPECIAL ROAD IMPROVEMENTS
PUBLIC HEARING SCHEDULED FOR OBJECTIONS

John Benson, County Engineer, reported that Project No. 360, petitioned by one hundred percent of the property owners, was ready for the first public hearing (Objections to Special Road Improvements). Upon motion by Mr. Clark, seconded by Mr. McClure, public hearing for the purpose of hearing objections to special road improvements on Project No. 360 was scheduled and authorized advertised to be held Monday, December 16th, 1963, 1:30 P.M.

DREDGE BIDS
TO BE RECEIVED/OPENED JANUARY 20, 1964

Specifications on 8-inch cutterhead type dredge were submitted by the County Engineer. Upon motion by Mr. McClure, seconded by Mr. Clark, the Board authorized Invitation for Bids advertised to be opened Monday, January 20th, 1964 at 1:30 P.M.

CONTRACTORS' BONDS APPROVED / RELEASED
DEPUTY SHERIFFS' BONDS APPROVED

Upon motion by Mr. McClure, seconded by Mr. Klemmer, the following bonds were authorized released:

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| <u>Building Contractors</u> | ✓JOHN R. HAGER #S-30200 American Fire & Casualty |
| | ✓DAVID W. HENDERSON #4039526 Fireman's Fund Ins. Co. |
| <u>Deputy Sheriff</u> | HOWARD WARD KIRK |
| <u>Plumbing Contractor</u> | ✓JUDSON C. BALL #055341 Royal-Glove Ins. Co. |

and the following bonds were approved:

| | |
|------------------------------|---|
| <u>Electrical Contractor</u> | ✓RAYMOND CLOUGH, JR. #11852 Auto-Owners Ins. Co. |
|------------------------------|---|

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Deputy Sheriffs

CLYDE BALLARD
 WILLIAM S. DAVIS
 RICHARD DOUGLAS
 JUDY FORREST
 ELMER LOUIS LIPPERT

COURT HOUSE DOORS
 BIDS REFERRED TO COUNTY ENGINEER

Bids on furnishing and installing aluminum doors in Court House entrances were received and opened from

| | |
|---------------------------|--------------|
| SMOKEY'S PAINT & GLASS | \$3,000.00 |
| HOFFMAN SUPERIOR PRODUCTS | 3,106.00 |
| V. E. ANDERSON | 2,250.07 net |

Upon motion by Mr. Crist, seconded by Mr. Klemmer, the bids were referred to the County Engineer for examination and recommendation.

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. McClure, seconded by Mr. Crist, the following Certificates of Correction (E & I), submitted by the Tax Assessor, were approved:

Real Estate

| | | | |
|--------|-----------------------------|--------|-----------------|
| No. 74 | S. Floyd Scrivener, Jr. | No. 81 | Dempsey K. Mork |
| 75 | Peder Mickelson & Son, Inc. | 82 | Chas. Olin |
| 76 | Albert Schorno | 83 | Geo. M. Seese |
| 77 | Theresa Crawford | 84 | Edward J. Hill |
| 78 | Manasota Development Co. | 85 | A. J. John |
| 79 | John H. Kane | 86 | Harry B. |
| 80 | Lancelot Farmer | | Clements |

Tangible

| | | | |
|----|----------------------------|----|-----------------|
| 49 | Leonard Powell | 60 | W. Paveles |
| 50 | Manasota Sheet Metal | 61 | Neva Hausbeck |
| 52 | B. Wells | 62 | E. C. Burton |
| 53 | Joseph H. or Alberta Wells | 63 | W. H. Eichley |
| 54 | Thos. Enterprises, Inc. | 64 | American Tel & |
| 55 | Sellers Barber Shop | | Tel |
| 56 | H.F. Buchanan | 65 | Gentle Air, Inc |
| 57 | Frity Stoffel | 66 | Reubun Carter |
| 58 | Marie Lanby | 67 | Zelma Hoak |
| 59 | Ralph Litchfield | 68 | Gilbert Booth |

WARRANT LIST AND REQUISITIONS

Upon motion by Mr. Crist, seconded by Mr. Klemmer, Warrant List of November 26th, 1963 and requisitions were approved and Warrant List of November 27th and 30th, 1963 were authorized, the Warrant List of November 27th to include payrolls of that date upon condition that all employees have performed their services in accordance with established time and payroll practices of the county departments.

| | |
|------------------------------|--------------------------|
| General Revenue Fund | No. 392 - No. 463, incl. |
| Road & Bridge Fund | 142 - 170, incl. |
| Miscellaneous | 25 - 33, incl. |
| Hospital Capital Outlay Fund | -- -- |

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BILLS APPROVED FOR PAYMENT

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

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| Manatee County Chamber of Commerce | 110.52 |
| Manatee River Soil Conservation Dist. | 55.15 |
| DeSota Celebration | 397.25 |
| James M. Doss | 525.00 |
| Manatee River Fair Association | 1800.00 |
| Manatee County Park, Beach & Recr. | 181.18 |
| (The bill from the General Telephone Company, in the amount of \$185.01, was not approved) | |

LCT CLEARING PROGRAM.
PROCEDURE FORMS ADOPTED

Upon motion by Mr. Crist, seconded by Mr. McClure, the forms for Petition and Resolution to be used in connection with the Lot Clearing Program were adopted.

SNYDER, MADELON L. CIVIL DEFENSE DIRECTOR
PRESENTED CERTIFICATE "THE ECONOMICS OF NATIONAL SECURITY"

Mr. McClure read a letter from the Industrial College of the Armed Forces, Washington, D.C., advising that Mrs. Madelon L. Snyder (Civil Defense Director) had successfully completed a Correspondence Course, "The Economics of National Security", with request that the certificate be presented to her.

Mr. McClure presented the certificate to Mrs. Snyder and extended congratulations of W. P. Fisher, Major General, USAF, Deputy Commandant, School of Extension Studies, and also from this Board.

IMPOUNDING OFFICER
TEMPORARY REPLACEMENT AUTHORIZED

Chairman Bibey advised that due to the hospitalization of D. U. Richards, County Impounding Officer, it was necessary to employ a replacement on a temporary basis for sixty (60) day.

Upon motion by Mr. Klemmer, seconded by Mr. McClure, the Chairman was authorized to employ a temporary impounding officer for a period not to exceed sixty (60) days.

CORRESPONDENCE

Correspondence was read from

- 1) BALLOM BAITY
Invitation to County Commissioners to meeting re Negro Nursing Home, December 9, 1963, Auditorium of County Office Building, Sixth Avenue East.
- 2) ROBERT L. DAVIS
Resignation as inspector re Sub-Housing Program.

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DAVIS, ROBERT L.
RESIGNATION AS BUILDING INSPECTOR ACCEPTED

Upon motion by Mr. Klemmer, seconded by Mr. McClure, the resignation of Robert L. Davis, as building inspector in connection with the Sub-Housing Program, was accepted with regret.

3) MANATEE COUNTY COMMISSION INSURANCE ADVISORY COMMITTEE
Recommending appointment of E. J. Andreason as member.

INSURANCE ADVISORY COMMITTEE
ANDREASON, E. J.

APPOINTED MEMBER

Upon motion by Mr. Crist, seconded by Mr. Klemmer, E. J. ANDREASON was appointed as member of the Manatee County Commission Insurance Advisory Committee to replace Robert Beech, resigned.

MANATEE COUNTY WATER SUPPLY & DISTRIBUTION SYSTEM
MAILING BROCHURES AUTHORIZED

Motion was made by Mr. McClure that the expenditure of mailing advertising brochures in connection with the Manatee County Water Supply and Distribution System (estimated cost \$782.50) be approved for payment from the County Advertising Fund. Motion was seconded by Mr. Crist and carried.

MEETING ADJOURNED

Upon motion, the Board adjourned until Monday, December 2nd, 1963 at 1:30 P. M.

ATTEST:

M. T. McInnis, Clerk

Bruce M. Top
Deputy Clerk

APPROVED: 23 December 1963

E. C. Bibby
Chairman