

MARCH 22, 1965

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Monday, March 22nd, 1965 at 9:00 A. M.

Present were Commissioners Dan P. McClure, Chairman
Ralph S. Clark, Vice Chairman
Richard P. Briggs
Nathan J. Taylor
Robert C. Hutches
Deputy Clerk Bruce M. Cox
County Attorney Richard A. Hampton

The meeting was called to order by Chairman McClure.

MINUTES APPROVED

Upon motion by Mr. Hutches, seconded by Mr. Clark, the Minutes of previous meetings were approved.

REGULAR MEETING OF MARCH 15, 1965
SPECIAL MEETING OF MARCH 17, 1965

GAS PUMPS

BIDS REFERRED TO COUNTY ENGINEER

Bids on two gas pumps for the Highway Department were opened and read from

PETROLEUM EQUIPMENT SERVICE	\$1573.68
COATES EQUIPMENT COMPANY	1452.00
TRI CITY EQUIPMENT COMPANY	1642.08
A. M. LEACH, INC. (Reconditioned pumps)	800.00

Upon motion by Mr. Clark, seconded by Mr. Briggs, the bids were referred to the County Engineer for study and recommendation.

LIABILITY INSURANCE; RECREATIONAL AREAS

BIDS REFERRED TO INSURANCE ADVISORY COMMITTEE

Bids on general liability insurance for the County Recreational areas, including auto liability for the Manatee County Park, Beach and Recreation Commission, were received and opened from

RECOMMENDED SERVICES	\$ 364.06
FANT INSURANCE COMPANY	406.00
WEICHEL-WALLACE INSURANCE	412.00

Upon motion by Mr. Clark, seconded by Mr. Hutches, the bids were referred to the Insurance Advisory Committee. (With notice to be given the Park, Beach and Recreation Commission.)

GAS TANKS

BID OF TAMPA TANK & WELDING ACCEPTED

The County Engineer recommended acceptance of the low bid submitted on three gasoline/fuel storage tanks. Upon motion by Mr. Briggs, seconded by Mr. Hutches, the following bid was accepted and awarded:

TAMPA TANK & WELDING COMPANY	\$2370.00
------------------------------	-----------

MARCH 22, 1965

(Cont'd)

PROJECT NO. 440
DECISION RE BIDS DEFERRED

Upon motion by Mr. Taylor, seconded by Mr. Clark, decision on bids submitted on Road Improvement Project No. 440 was deferred for one week.

U. S. ARMY ENGINEERS
RE: MANATEE RIVER

The Chairman read a letter from the U. S. Army Engineers, District Jacksonville, advising that funds had not yet become available for snagging and dredging in the Manatee River; that due to increase of maintenance on some of the larger navigation projects, because of additional shoaling occasioned by the passage of Hurricane Dora, no funds had been found that could be diverted for this particular project.

CORTEZ ADDITION TO CORTEZ, AMENDED PLAT OF
PETITION TO VACATE PORTION OF BAYVIEW DENIED

The Chairman opened the Public Hearing on petition of ROBERT E. LOWREY, JR., and FLORENCE L. LOWREY to vacate

That portion of "Bayview" a street or road existing between Sarasota Bay and their property, being portions of Lots 1 and 2 in Block 1 of the Amended Plat of Cortez Addition to Cortez in Manatee County, Florida, as recorded in Plat Book 1, page 195 of the Public Records of Manatee County, Florida.

Mr. Lowrey, who was present in behalf of his petition, referred to a commercial development beyond his property and stated that he did not wish to be in the middle of commercial ^{traffic} on three sides; that the closing of this portion of Bayview would be no harm to the developer and would not deprive him of access to his property.

Kenneth W. Cleary, attorney, representing Cleonic Ibasfalean, objected to the granting of the petition and requested that the Board's decision be deferred until the suit, now pending, be settled by the courts; that removal of this street would be detrimental to his client in his plans for a motel complex, also, it would leave the owner of a parcel just north of the Ibasfalean property without access.

Jerome Pratt, attorney, representing Mr. and Mrs. William Longnecker, owners of the property north of the Ibasfalean property, objected to vacating the street. He referred to the suit now pending in the Circuit Court and the temporary order entered in that particular suit precluding the county finishing the paving on Bayview Road, and it would be most proper to allow the court to adjudicate the issues now before it rather than taking action at this time.

Cleonic Ibasfalean was present to protest the closing of the street.

Public Hearing was declared closed.

Motion was made by Mr. Clark that the petition of Robert E. Lowrey, Jr., be denied. Motion was seconded by Mr. McClure. Voting "Aye" to deny the petition were Mr. Clark, Mr. Taylor and Mr. McClure. Voting "No" were Mr. Briggs and Mr. Hutches. Motion carried and petition so denied.

Z O N I N G

Pete DeVries, Planning Director, presented items of zoning for consideration by the Board.

N-59 AVON AIR TRAILER COURT EXPANSION DENIED

Request for a trailer park and motel, non-conforming uses in a "C-1" and an "R-1AA" District, to be permitted to be expanded with additional trailer spaces and/or Rezoned from "C-1 Retail Commercial and "R-1AA" Residential to "T-1" Mobilehome Rental. Property is located south of 53rd Avenue W. (Oneco Road) on 14th Street W., east of 16th Street W.

The Planning Commission recommended denial.

Motion was made by Mr. Clark that N-59 for Avon Air Trailer Court be denied. Motion was seconded by Mr. Hutches and carried.

R-182 WATKINS USED CARS REZONE TO M-1 AND SPECIAL EXCEPTION APPROVED

Petition to rezone from District "C-1" Retail Commercial to "C-2" Heavy Commercial to permit a used car lot on property located on the west side of U.S. 301 (9th Street W.) across from the Ninth Street Industrial Park, 680' south of 30th Avenue W. (2-35-17)

The Planning Commission recommended rezoning to "M-1" Light Industrial, with a Special Exception for the used car lot.

Motion was made by Mr. Clark that the recommendation of the Planning Commission be accepted and that R-182 be rezoned to "M-1" Light Industrial and Special Exception be granted for the used car lot. Motion was seconded by Mr. Hutches and carried.

RESOLUTION ZONING
R-182

R-183 REZONE TO "C-2" APPROVED.

Commission-initiated petition to rezone from District "C-1" Retail Commercial to "C-2" Heavy Commercial property located on the NW corner of 49th Avenue Drive E. and U.S. 301 in Oneco (south portions of Lots 18 - 25, Southland Park Subdivision). (12-35-17)

Recommended by the Planning Commission for approval.

Motion was made by Mr. Clark that R=183 be approved and rezoning of the property be adopted from "C-1" to "C-2". Motion was seconded by Mr. Taylor and carried.

RESOLUTION ZONING
R-183

(Note: Upon objection by Mr. Clark to the reading of reports from the Planning Commission committees, both majority and minority, the Chairman polled the Board members as to whether or not the Planning Director would be instructed to omit the minority reports or recommendations in the future; with result four to one in favor of continuing the reports.)

SE-104 LELAND GRAVES PERMIT FOR PLANT NURSERY DENIED

Application for a Special Exception to permit a plant nursery on a 1/2 acre parcel located on the SE corner of 3rd Street E. and 53rd Avenue E. (Oneco Road). Property is in an "R-1A" zone.

The Planning Commission recommended denial of this petition.

MARCH 22, 1965

(Cont'd)

Upon motion by Mr. Clark, seconded by Mr. Briggs, SE-104 for Leland Graves was denied.

✓ SE-106 MRS. JUDY CLARK PERMIT FOR DAY NURSERY APPROVED

Application for a Special Exception to permit a day nursery on a 1/3 acre lot that is located 200 ft. south of 49th Avenue E. on the east side of 9th Street Court E. Property is in an "R-1AA" Residential District.
The Planning Commission recommended approval.

Upon motion by Mr. Clark, seconded by Mr. Taylor, SE-106 for Mrs. Judy Clark was approved.

✓ SE-108 PEARL F. GRAHAM; PERMIT TO RAISE PIGEONS DENIED

Application for a Special Exception to permit the raising of pigeons for non-commercial purposes, and construction of a building to house same on a 1/3 acre lot located 348.78' east of 3rd Street E. on the south side of 53rd Avenue E. (Oneco Road) in an "R-1A" zone.
The Planning Commission recommended denial of this petition. (Objections at public hearing.)

Upon motion by Mr. Clark, seconded by Mr. Briggs, SE-108 for Pearl F. Graham was denied.

✓ SE-107 WARREN EDWARDS; CONSTRUCTION MIGRANT LABOR CAMP PERMITTED

Request for a Special Exception to permit construction of a migrant labor camp on a 10-acre parcel located 1/2 mile south of Mendoza Road, 1/8 mile east of SR 683 (Ellenton-Gillette Road), 3/4 mile north of Memphis Road.
The Planning Commission recommended approval of the petition. (For migrant housing of Mr. Edwards' employees and their families only, and shall not be made available to migrant workers employed by others.)

Mr. DeVries read the recommendations of the Special Exceptions Committee and the Comprehensive Plan Committee for approval, then exhibited a map with photographs of residences in the area, showing distances from the proposed migrant camp.

James Wallace, attorney, representing Mr. and Mrs. Francis Ross, Mr. Willis, Miss Lillian Akins, Mr. and Mrs. Ruoff, Mr. and Mrs. Jacobs, Mr. and Mrs. Porter, Mr. and Mrs. Carl Rosier, Mr. and Mrs. Vona and the three or four Roman families, all residents of the area, outlined various reasons for objections to the migrant housing development.

Others present and voicing objections were Mrs. Don Vona, Dan Roman, Carl L. Rosier, Don Vona, Francis Ross, Carol Jacobs, Paul Roman, Erma Porter and Mrs. Paul Roman. Mainly, the objections were

=that the area, although zoned agricultural, was being developed as a residential area;

=the access road to the building site was a narrow unpaved utility easement, owned by the Florida Power & Light Company, and not a county road dedicated to the use of the public. (The Chairman pointed out that the residents along this road had been granted ingress and egress and the road had been maintained by the county for some time.)

MARCH 22, 1965

(Cont'd)

- =would have adverse effect on property values;
- =families who would live in the camp not desirable to the community; would be detrimental to neighborhood;
- =type of sanitary facilities, also, not considered adequate for the number of persons to be living in the camp;
- =in the opinion of the objectors the building and facilities not meeting county building and sanitary requirements.

The Acting Building Director and a representative of the Manatee County Health Department stated that (1) Up to the present time the county building requirements had been met (final inspection not yet made, but occupancy would not be permitted if it did not meet county code); (2) Plans had been approved by the Health Department and sanitary facilities met requirements of the State Board of Health.

Upon suggestion by Mr. Rosier that a committee (including members of the building trades) be formed to see that the building(s) conform to requirements, the Chairman stated that the Building Director and the Sanitation Director would recommend such inspections, with the permission of the owner.

Lewis Johnson was ruled out of order by the Chairman as his presentation was not relevant to the matter under discussion.

Warren Edwards referred to statements he had made at the Planning Commission public hearing in answer to the same questions and objections before this Board. He stated that the camp would be under the supervision of two crew leaders who would be responsible for sanitation and appearance of the premises; that he did not feel that the housing development would downgrade the property in the area, nor would the presence of the workers be a threat to other residents; that occupancy would be only during the picking season (spring operation), a maximum of six to eight weeks; that problems with these people are on a minimum; however, any violations of the law or nuisance factors would be dealt with in the same manner as in any other community by the law enforcement officers.

Mrs. Jack Travis and Mrs. Harry Cooper spoke in favor of providing facilities for the migrant workers where it would be possible to exercise some sort of control, with location in one area in a camp or compound.

Mr. Briggs noted that Mr. Edwards had met all requirements of the State and the County and that the site was located in an agricultural area. He moved that the recommendations of the Planning Commission be accepted and that SE-107 for Warren Edwards be approved. Motion was seconded by Mr. Hutches and carried unanimously.

EM-16 LEE THARPE EXCAVATION PERMIT APPROVED

Request for an earth moving permit for the excavation of a portion of an existing shell pit that is located in the NE corner of McCollum's Lake Addition, between 31st Street W. and 34th Street W. on the south side of 49th Avenue Drive W. Property is in an "R-1AA" zone. Planning Commission recommended approval.

Upon motion by Mr. Taylor, seconded by Mr. Clark, EM-16 for Lee Tharpe was approved.

MARCH 22, 1965

(Cont'd)

GAS PUMPS
 BID OF COATES EQUIPMENT COMPANY ACCEPTED

Motion was made by Mr. Clark that the low bid submitted on two new gas pumps,

COATES EQUIPMENT COMPANY for \$1452.00
 be accepted. Motion was seconded by Mr. Briggs and carried.

OUTDOOR RECREATIONAL PROGRAM

Chairman McClure read a letter from the Housing and Home Finance Agency, Outdoor Recreational Planning Program, advising that according to tentative travel schedule for the month of April a Regional Office representative would be in the Central and Western part of Florida the week of April 19th, 1965; that applications should be processed and formal request made for him to put Manatee County on his itinerary so that inspection could be made of any proposed land site for acquisition for future park or recreation areas.

Mr. DeVries reported that rough draft of application was almost completed and maps had been drawn of the area (adjacent to proposed dam reservoir) and that papers would be processed and ready for review by the representative; also, that any recommendations of the Park, Beach and Recreation would be forwarded to the County Commissioners or the Planning Department. The Chairman suggested this matter be discussed further on Thursday, March 25th, informally, and that the members of the Park, Beach and Recreation be present.

BONDS APPROVED

Upon motion by Mr. Briggs, seconded by Mr. Taylor, the following bonds were approved: (also Continuation Certificates)

Deputy Sheriffs (Continuation Certificates)

JOHN H. GAMMELL	#741067 Financial Fire
JOHN O. PATTERSON	1036 Financial Fire
JAMES WILLIAM ROBINSON	1035 Financial Fire
WILLIAM JOSEPH FOX	741068 Financial Fire
CLYDE BALLARD	382237 Globe Indemnity Co.
RICHARD DOUGLAS	382236 Globe Indemnity Co.

Building Contractors (Bonds)

JOHN JOSEPH HOLLAND	#577712 Auto-Oaners
JACK GROSS	#400AZ 7404 St. Paul Fire & Marine

DEEDS ACCEPTED

Upon motion by Mr. Briggs, seconded by Mr. Taylor, the following deeds were accepted:

WILLIAM A. & ERNA L. BRITT	Parcel #3, Ft. Hamer Road
WYMAN H. & SALLY M. MADDOX	Parcel #4, Ft. Hamer Road
HELEN HULL & H. GLENN JONES and	
ROY A. MONAGHAN, as executor (for	Parcel #7, Ft. Hamer Road
estate of Louise Monroe Monoghan)	

ELLENTON POST OFFICE

LOCATIONS APPROVED: LETTER COLLECTION BOXES

Robert Moon, Right of Way Agent, submitted proposal of Mrs. Keever, post-mistriss of Ellenton Post Office, for locations of letter collection boxes.

MARCH 22, 1965

(Cont'd)

Motion was made by Mr. Clark that the proposal be accepted and locations for the letter collection boxes be approved as follows:

- 1- Highland Shores
- 2- Old U.S. 301 highway east of Ellenton
- 3- Tidevue Estates

Motion was seconded by Mr. Briggs and carried.

WARRANT LIST & REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Taylor, Warrant List of March 22nd, 1965 and requisitions were approved and Warrant List of March 29th, 1965 was authorized.

General Revenue Fund	No. 1844 - 1905
Road & Bridge Fund	No. 732 - 772
Miscellaneous Funds	No. 161 - 164

BILLS APPROVED FOR PAYMENT

Upon motion by Mr. Briggs, seconded by Mr. Hutches, the following bills were approved for payment:

Sarasota County Juvenile Home	\$ 200.00
Diagnostic Laboratory Service	175.00
Manatee Memorial Hospital	589.76
John P. Huth Insurance	34.09
Oliver & Goodwin	70.80
Del E. Webb	76.00

CERTIFICATES OF CORRECTION

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

Real Estate No. 116 M. O. & Helen Hadley

Tangible No. 182 Guy Miller

SARASOTA-MANATEE AIRPORT AUTHORITY APPROPRIATION AUTHORIZED

The County Attorney submitted and read proposed resolution concerning county financial support of the Sarasota-Manatee Airport Authority, authorizing the chairman to execute a Grant Agreement, making appropriation of \$75,000.00 in the fiscal year of 1964-1965 and statement of intention to do the same thing in the fiscal year 1965-1966.

Motion was made by Mr. Clark that the Resolution, outlined by the County Attorney, be adopted. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION S19-85

AIRPORT EXPANSION

RE: FUTURE FINANCING BY BOND ISSUE

Mr. Briggs referred to his recommendation in previous session that appropriation for airport maintenance, etc., be made on a per capita basis and stated that the County Attorney had advised this would be illegal.

A letter was read from the

FEDERATION OF MANATEE COUNTY COMMUNITY ASSOCIATIONS

MARCH 22, 1965

(Cont'd)

With resolution endorsing the position relative to Airport Financing recently expressed by Mr. Briggs, whereby the immediate financial needs would be proportioned essentially on the basis of population, but not to exceed one dollar per inhabitant of Manatee County;
Opposing any expansion of the airport in Manatee County;
Urging that future appropriations for the airport be fairly apportioned between the two counties and that Manatee County's portion be financed only by bond issue, subject to approval of the freeholders in said county.

Mr. Briggs recommended that the County Attorney draft a Resolution, to be sent to the Airport Authority and to the Legislative Delegation, that in the future the participation basis for expansion of the Airport be apportioned on percentage of population and financed by bond issue approved by the freeholders of the County.

Chairman McClure stated that if there were no objections the County Attorney would be instructed to draft such a resolution for consideration by the Board. There were no objections.

**PALMA SOLA UTILITIES
ASSIGNMENT OF WATER FRANCHISE TO SARASOTA FEDERAL**

The County Attorney submitted Notice of Assignment of Water Franchise Agreement from the Palma Sola Utilities (embracing Flamingo Cay Subdivision) to the Sarasota Federal and Savings and Loan Association.

EXTENSION ARTERIAL HIGHWAYS

The meeting was adjourned, but the Board reconvened immediately thereafter to hear a request relative to extension of a county highway.

Charlie Moran requested that the Board take any action necessary on the making of a road between 14th and 9th, across 30th Avenue to connect with 1st and out to Samoset and over to 26th, in line with the State's building of a new bridge on 30th Avenue.

The Chairman advised that the State Road Department had engineered the bridge across the Cedar Hammock Drain with expectation that in the future an east-west thoroughfare would be provided at that particular crossing; that the right-of-way agent was instructed many months ago to begin developing plans for securing the necessary rights of way so that this arterial street could be extended. He pointed out that the Board members were aware of the need and were working toward extension of east-west and north-south through streets.

MEETING ADJOURNED

Upon motion, the Board adjourned until Monday, March 29th, 1965 at 9:00 A. M.

ATTEST:

M. T. McInnis, Clerk


Deputy Clerk

APPROVED: 29 March 1965


Chairman