

JANUARY 10, 1966

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Monday, January 10, 1966 at 9:10 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.

MANATEE COUNTY UTILITIES SYSTEM
RE: SERVICE TO TRAILER ESTATES

Leslie Maxwell, vice president of the Trailer Estates Property Owners Association, came before the Board with questions regarding the situation created as a result of the county purchasing the utility company (Consumers Utilities) furnishing water to the residents of Trailer Estates. He explained that the residents had a contract (in deed restrictions) with the owners of Trailer Estates wherein the residents pay the owners a certain sum and the owners in turn paid the Consumers Utilities, retaining a certain portion as their share of payment. He referred to letters from the director of Manatee County Utilities System to the consumers in Trailer Estates asking that all payments for water be made to Manatee County (also, letter to the TriPar Land Development Corp., present owners of Trailer Estates stating reasons for direct payments), and expressed concern that many of the residents had received double billing even though their payments had been made in advance (monthly, quarterly, semi-annually and/or annually).

Board members and the director of Manatee County Utilities System assured Mr. Maxwell and all Trailer Estates residents that the double billing was unintentional; that such errors or oversights were unavoidable where transition of records in such magnitude were involved. (Complete list of accounts not furnished the director until previous Friday -- prepayments).

Other questions by Mr. Maxwell were

- =Why could the Manatee County Utilities System not meter water through a master meter to TriPar Land Development Corp. at bulk rate, who in turn would bill Trailer Estates residents individually?..
- =What is the position of the consumer in Trailer Estates if the water rate is changed - increased over the already excessive rate of \$5.10 ?..
- =What is position of consumer who holds receipts, cancelled checks, etc., for accounts paid in advance, and where payments distributed between Consumers Utilities and TriPar prior to November 1, 1965 (date of take-over by Manatee County)?

After general discussion of the circumstances and explanation of policy in connection with furnishing water to subdivisions, trailer parks, etc., on bulk basis, maintenance of facilities, etc., Mr. Maxwell stated that the information obtained was helpful.

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POLLUTION CONTROL

Dr. George Dame, Health Department Director, made a brief report on the Pollution Control Program, noting that air samples were being taken bi-weekly in the vicinity of the Borden plant and that he was well pleased with the plans of the Borden Chemical Company for control of emission from the curing sheds at Port Manatee.

He requested that the Commissioners approve a Pollution Control Board, consisting of present members (originally named by the Port Authority Advisory Committee) and a representative of the fishing industry and a representative of the Borden Chemical Company (to be recommended by W. R. Moffitt, senior vice president).

POLLUTION CONTROL & NEW INDUSTRIES
PANEL DISCUSSION

Mr. Briggs recommended that, in order to promote good public understanding with the agricultural interests, etal, a panel discussion be held regarding various aspects of location of new industries and necessary environmental control. It was suggested that this meeting be held sometime in February, right after the fair, at the Agricultural Center in Palmetto, with the following people participating on the panel: Moderator, Norman Pinardi or Fran Hall, from the Committee of 100; a county commissioner, on future development of the port area; Harper Kendrick, agricultural interests in this area (Piney Point); a representative of the Borden Company, Frank Cross and Dr. George Dame, on the new pollution control program.

The Chairman stated that if there were no objections Mr. Briggs would be appointed to represent the Board of County Commissioners on this panel. There were no objections.

There were no objections to request by Mr. Hutches that Mr. Cross attend a meeting with him as speaker before the Upper Manatee River Civic Association, January 11, 1966.

Dr. Dame mentioned that several meetings had been held with reference to pollution control in the watershed area of the dam, mining operations, etc.

WATER SUPPLY & DISTRIBUTION PROJECT S-675
APPLICATIONS TO STATE ROAD DEPARTMENT (STATE ROAD ~~43~~)

Upon motion by Mr. Clark, seconded by Mr. Taylor, applications were authorized executed for permits from the State Road Department to construct a 30-inch ductile iron raw water main along

State Road S-675 between State Road 43 (U.S. 301) and Rye Road, Section 13510.

MANATEE COUNTY UTILITIES SYSTEM
AGREEMENT: AMERICAN STEEL INSPECTION SERVICE

Perry Cessna, Director of Manatee County Utilities System, explained (letter) that, in order to properly write specifications for repainting and repairing the overhead storage tank at the Whitfield Estates Water System, it would be necessary that inspections be made by a highly qualified company. He recommended that the county enter into agreement with the American Steel Inspection Service to make the initial inspection and make proper inspections

during the repairs. The cost of inspecting during repairs would be \$360.00, which would be one-time-cost, and cost of inspections during the year would be \$200.00. (The report from initial inspection would be so detailed that complete specifications can be written for advertising for bids on repairing and repainting.)

Upon motion by Mr. Clark, seconded by Mr. Taylor, the agreement with American Steel Inspection Service was approved, as recommended by Mr. Cessna (Russell & Axon concur), and authorized executed by the Chairman.

RECORDED

E19-7

MANATEE COUNTY UTILITIES SYSTEM
BILLS APPROVED FOR PAYMENT

Upon motion by Mr. Clark, seconded by Mr. Briggs, the Board approved payrolls (from November 1, 1965) and bills for operating expenses (month of November, 1965) of the Manatee County Utilities System, covered by

Checks No. 1 through No. 135, inclusive	
Total: Payrolls	Operating \$4,090.22

PALMA SOLA PARK

A letter was read from Palma Sola Park Association expressing appreciation for cleaning up around the water system.

AMERICAN CONCRETE CROSSTIE CORP.
BOND RE EXCAVATION_S RELEASED

John Benson, County Engineer, advised that all requirements covered by bond of American Concrete Crosstie Corp. in connection with performance on excavation permit (earth moving) on property north of Palmetto, had been met, and recommended that it be released. (Deed to property had been accepted by the county.)

Upon motion by Mr. Briggs, seconded by Mr. Taylor, the bond of American Concrete Crosstie Corp. (No. S147 0661, Fidelity & Casualty Company of New York) was authorized released.

RIVER SHELL

BID ACCEPTED: BRADENTON DREDGING & SHELL COMPANY

Mr. Benson stated that the bid received from Bradenton Dredging and Shell Company on river shell was identical to bid price the previous year and recommended its acceptance.

Upon motion by Mr. Briggs, seconded by Mr. Clark, the following bid was accepted:

BRADENTON DREDGING & SHELL COMPANY	
B-4 River Shell	\$1.80 cu. yd.

DIXIE ELECTRIC COMPANY
RE: PURCHASE RADIO TOWER

Upon motion by Mr. Clark, seconded by Mr. Briggs, the County Engineer was authorized to purchase a 90-foot radio tower for \$852.40 and proceed with installation on the county shop. (Tower owned by Sheriff to be installed on court house.)

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VOTING MACHINE STORAGE BUILDING
INVITATION FOR BIDS ADVERTISED

Mr. Benson advised that the plans and specifications on extension of the voting machine storage building were complete and he recommended that bids be received to be opened January 31, 1966.

Upon motion by Mr. Clark, seconded by Mr. Briggs, the Board authorized Invitation for Bids advertised for construction of addition to the voting machine storage building (to be opened January 31, 1966).

CRANE PARK, DAVID J.
RE: PROPERTY LINE DISPUTE (DR. C. K. NEWTON)

Mr. Hutches, in referring to a problem concerning the David J. Crane Park, stated that Leo Mills, registered surveyor, had determined the location of the Township Line, which was the boundary line of the county's Park property, and the county had relocated a fence that was twenty-six feet from the Line, according to the survey; that 240 feet of the Northeast corner borders property owned by Dr. C. K. Newton and he claimed the county had taken a 26' x 240' parcel belonging to him because the old fence had been in place for many years, its location had not been disputed, and was considered to be the legal boundary of his property under a certain law, (Dr. Newton's deed indicated the Township Line as the boundary line of his property.), and demanded that the fence be moved.

This matter was referred to the County Engineer and the County Attorney and the surveyor.

BULKHEAD LINE: CORRECTION COMPUTATION ERRORS

Upon motion by Mr. Clark, seconded by Mr. Hutches, the Chairman was authorized to request the Trustees of the Internal Improvement Fund to approve correction of computations in connection with the first section of the Manatee County Bulkhead Line. (Reference: (1) Resolution adopted July 6, 1959 (2) Certificate of approval by I.I. Trustees, dated June 21, 1960)

SOUTH BRADEN CASTLE CAMP ADDITION TO MANATEE
CERTAIN STREETS VACATED

Public hearing was held on petition of CURTIS DUNNING & MARGARET DUNNING, his wife; STEWART GLENN and DORIS ELEANOR FORNAN, EARL W. and EUNICE M. JOHNSON, EDWARD A. and VERNA K. BENDER, DAVID W. and JENNIEMAE R. PRINCE, HARRY and MAUDE HIX, DONALD L. LAUGHMAN, and CHERI ANN KRETCHMAN to vacate certain streets, ways, roads, alleys and right of ways or portions thereof as per plat recorded designating South Braden Castle Camp Addition to Manatee, page 144 of Plat Book 2, Public Records of Manatee County, Florida.

Jack Miller, attorney for the petitioners, was present.

The Planning Commission and the County Engineer recommended approval of the petition.

There were no objections and the Public Hearing was declared closed.

Upon motion by Mr. Hutches, seconded by Mr. Taylor, Resolution was

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adopted granting the petition of Curtis and Margaret Dunning, et al, and vacating, abandoning, discontinuing and closing, renouncing and disclaiming any right of Manatee County and the public to certain streets and alleys in SOUTH BRADEN CASTLE CAMP ADDITION TO MANATEE.

RESOLUTION RECORDED E19-9

WINDSOR PARK, SECOND & THIRD UNITS
PORTIONS PLATS VACATED

Public hearing was held on the petition of SOUTHERN REALTY & UTILITIES CORP. to vacate certain portions of WINDSOR PARK, SECOND UNIT and THIRD UNIT. Walter Woodward, attorney for the petitioners, explained that no lots had been sold in the Second Unit and that easements for all utility lines had been conveyed to the Cortez Utility Company, who joined in the petition.

There were no objections and the public hearing was declared closed.

Upon motion by Mr. Clark, seconded by Mr. Taylor, Resolution was adopted granting the petition of Southern Realty & Utilities Corp. (joined by Cortez Utility Company) and vacating Windsor Park, Second Unit, except 43rd Street West; and Windsor Park, Third Unit, less certain streets (Cortez Parkway and Southern Parkway) and Cedar Hammock Drain Canal (relocated).

RESOLUTION RECORDED E19-8

PLANNING COMMISSION
MEMBER RE-APPOINTED: GEORGE GREGORY

Motion was made by Mr. Clark that George Gregory be re-appointed as member of the Planning Commission for a term of four years. * Motion was seconded by Mr. Hutches. Voting "Aye" were Mr. Clark, Mr. Hutches and Mr. Taylor. Voting "No" were Mr. Briggs and Mr. McClure. Motion carried. (Present term expiring 1/15/66)

BOARD OF ZONING APPEALS
MEMBERS RE-APPOINTED

Motion was made by Mr. Clark that Kenneth Pfister and Frank Larson be re-appointed to the Board of Zoning Appeals. Motion was seconded by Mr. Briggs and carried.

After a short recess, the Board reconvened with all members present.

Z O N I N G

Recommendations of the Planning Commission were submitted by Carroll LaMar.

Z-23 AMENDMENT TO ZONING REGULATIONS DEFERRED
Planning Commission recommendations to consider amendments, changes or additions to the Zoning Regulations for Manatee County.

Action deferred for two weeks.

SE-138 COMMUNITY SERVICE FOUNDATION, VISTA TRAINING PROGRAM - PERMIT FOR BUILDINGS APPROVED

*and that resignation of Lou Schneider be accepted.

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Request for Special Exception to add to and permit three additional buildings to enable more accommodations for additional VISTA students. This is in addition to those in the same area granted under SE-131. Plot plan indicates area upon which these buildings will be situated; property located at the end of 17th Street Court E., 1044 ft. south of Tallavast Road (present zoning R- 1) Planning Commission recommended approval subject to all construction conforming to the Plot Plan submitted and stipulations contained in approval of original petition SE-131.

Motion was made by Mr. Clark that the recommendations of the Planning Commission be accepted and that SE-138 be approved for a period of one year, with year by year renewal to be approved by the Zoning Administrator, upon determination that the facility is properly maintained and managed. Motion was seconded by Mr. Hutches and carried.

ELECTRICAL CONTRACTORS EXAMINING BOARD
MEMBERS APPOINTED

Harold Brookshire, Building Director, advised (letter) that there were two vacancies on the Electrical Contractors Examining Board created by resignations of Robert D. Walker and Tom Terry, and recommended Robert G. Brown and Morris D. Royal as replacements.

Upon motion by Mr. Taylor, seconded by Mr. Clark, the following appointments were made to the Electrical Contractors Examining Board:

MORRIS D. ROYAL, to fill the unexpired term of
Robert D. Walker; (October 1, 1966)
ROBERT G. BROWN, to fill the unexpired term of
Tom Terry (October 1, 1966)

9TH STREET EAST (CONDEMNATION SUIT)
DEPOSIT TO REGISTRY OF COURT

The County Attorney advised that the judge had ruled in favor of the county's position in condemnation suit for acquisition of right-of-way for extension of 9th Street East (from Oneco Road to the Little Pittsburgh Road) entitled "Manatee County vs. Childers" and recommended that \$2,400.00 be deposited with the Registry of Court on this suit.

Upon motion by Mr. Briggs, seconded by Mr. Clark, the Deputy Clerk was authorized to issue County Warrant in the amount of \$2,400.00 to the Registry of Court.

STATE ROADS 64 & 675 - RELOCATION
MEMORANDUM OF AGREEMENT W/STATE ROAD DEPARTMENT
(WATER SUPPLY & DISTRIBUTION PROJECT)

The County Attorney submitted Memorandum of Agreement from the State Road Department relative to the relocation of State Roads 64 and 675 (plans for creation of reservoir for the Water Supply and Distribution Project would require inundation of certain portions of these roads, thereby making it necessary for them to be relocated).

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Motion was made by Mr. Clark that Resolution be adopted entering into and authorizing execution of Agreement with the State Road Department for the relocation of State Roads 64 and 675 . Motion was seconded by Mr. Taylor and carried.

✓ RESOLUTION & AGREEMENT E19-10

STATE ROAD 64
CONTRACT RE SAFETY PROGRAM (CURVES)

Motion was made by Mr. Clark that Resolution be adopted authorizing acquisition of necessary rights of way, borrow pits and easements for

That portion of Section 13140, STATE ROAD 64,
extending from a point in the East Half of
Section 3, Township 35 South, Range 22 East
Northeasterly to Hardee County line

and execution of the contract with the State Road Department in connection with this project (Safety Program - graduating curves, etc.) Motion was seconded by Mr. Hutches and carried.

✓ RESOLUTION & CONTRACT E19-11

ATLANTIC COAST LINE RAILWAY COMPANY
EASEMENT AGREEMENT PINEY POINT AREA

Motion was made by Mr. Clark that Resolution be adopted entering into, and authorizing execution by county officers, Easement Agreement between Manatee County and the Atlantic Coast Line Railroad Company for crossing the Railroad's right-of-way at Piney Point. Motion was seconded by Mr. Taylor and carried. (Road that county put in from Erie Road going north - crossing ACL right of way - no tracks).

✓ RESOLUTION & AGREEMENT E19-12

BONDS

Upon motion by Mr. Clark, seconded by Mr. Briggs, the following bonds and Continuation Certificates of bonds were approved:

Deputy Sheriffs

ANNIE NELL JACKSON (Bond)
✓ MARTHA JANE VINSON)
✓ MABEL F. WELSH)
CHARLES F. WOOD) (Continuation Certificates)

Electrical Contractors (Bond)

✓ JOHN L. DOLLINS d/b/a
Orange Electric Co.

Building Contractors (Bonds)

✓ JACK BUMBY d/b/a
Bumby & Stimpson
✓ VERNON D. BURGESS d/b/a
Thompson Constr. Co.
R. B. SIMPSON d/b/a
The Crom Corporation
HERMAN C. TEMPLIN d/b/a
Tamplin's, Inc.

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WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Hutches, Warrant Lists from January 3rd through January 10th, 1966, inclusive, and requisitions were approved and Warrant Lists to January 17th, 1966 were authorized; said warrant lists to include payrolls during that period upon condition that all employees have performed their services in accordance with time and payroll practices of the county departments.

General Revenue Fund	No. 725 -
Road & Bridge Fund	No. 376 -
Miscellaneous Funds	- -

FLORIDA SCHOOL FOR DEAF & BLIND

Upon motion by Mr. Clark, seconded by Mr. Hutches, Certificate of Residency of Ernest Norman, Jr., was executed (for entry into Florida School for the Deaf and the Blind.)

CERTIFICATES OF CORRECTION (E & I)

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

Real Estate

No. 110 W. D. & Louise L. Chamblee

Tangible

No. 165 James Hibberd	No. 170 Joseph Swierenga
166 Howard Braybrook	171 Gerald R. Ness
167 Earl Dennis	172 Bert & Anna M. Lynch
168 H.F.A. Meier	173 Harold R. Emerson
169 Mike Ross	174 Margaret C. Henderson

BILLS APPROVED FOR PAYMENT

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

Diagnostic Medical Laboratories	\$ 305.00 (total)
M. T. McInnis, Clerk	5,620.25
Manatee Memorial Hospital	2,017.60
Sidney R. Wilkinson	3,758.93
Schultz & Cleary	25.00
Manatee County Insurance Agency	106.00
Reeves Fences, Inc.	563.00
Goodrich, Hampton & Boylston	40.00
Donald Bell	4.20
Gilbert E. Johnson	47,713.22 & \$163.14
Parks & Recreation	1,468.93

Payment to the Board of Public Instruction for one-half the expenses of Election of November 3rd, 1965 was deferred (for further study). (\$4,250.51)

SANITARY LANDFILL

LEASE WITH DUANE & MARGARET A. LEE

Upon motion by Mr. Taylor, seconded by Mr. Hutches, the Board entered into and authorized execution of Lease with DUANE and MARGARET A. LEE

Rescinded for a six-acre parcel for a period of one year, to be used as a
3/14/66 sanitary landfill. (From January 1, 1966 to December 31, 1966).

COUNTYWIDE LIBRARY BOARD
RE: TERMS OF MEMBERS

In connection with the terms of members of the Countywide Library Board, the County Attorney noted that, according to Chapter 150.03, Florida Statutes, the terms of members should be designated as follows:

Initial appointments, one member for one year, two members for two years, two members for three years; thereafter, upon the expiration of the terms of the members, successors shall be appointed for terms of four years and vacancy shall be filled for the unexpired portion of the term.

Upon motion by Mr. Briggs, seconded by Mr. Hutches, the Minutes of December 6, 1965, were corrected for the purpose of amending motion recommending appointments of members to the Library Board, to conform with Florida Statutes (150.03), as follows:

Mrs. Betty Slocum for a term of four (4) years,
Rev. Fred T. Kyle, Jr., for a term of four (4) years.

CORRESPONDENCE

Correspondence was read from

- 1) GAME & FRESH WATER FISH COMMISSION
Advising request to establish the David J. Crane Park as a bird sanctuary referred to J. O. Brown, Manager of South Florida Region, for investigation and recommendation.
- 2) J. KENNETH GROSS, SHERIFF
Request for Item to Item Transfer

BUDGET - SHERIFF'S DEPARTMENT

Upon motion by Mr. Hutches, seconded by Mr. Briggs, Item to Item Transfer was approved as follows:

<u>Fine & Forfeiture Fund (Sheriff's Budget)</u>	
From Sheriff's Contingency Fund	\$8,000.00
To Equipment	\$8,000.00

- 3) STATE ROAD DEPARTMENT
Advising of Public Hearing in Commissioner's office at 10:00 A.M., January 20, 1966
Re: Location and economic effects of State Job No. 13030-1502 on SR 45 (US 41) from SR 55 (US 19) in Palmetto north to Hillsborough County Line.
- 4) GEORGE DOWLING, Purchasing Agent
Recommendation accept bid of Xerox Corp.

PHOTOCOPY SUPPLIES
BID ACCEPTED: XEROX CORP.

Upon motion by Mr. Taylor, seconded by Mr. Briggs, the bid of XEROX CORPORATION to furnish supplies and parts for the 1966 to the Clerk of Circuit Court was accepted.

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- 5) CITY OF BRADENTON BEACH
 Requesting concession - pick up garbage
 South End of Beach (Coquina Beach)

Referred to Committee and Robert Boylston

STATE ROAD DEPARTMENT
 RE: SURVEY CORTEZ PLAZA

The Board requested the County Attorney to prepare a resolution urging the State Road Department to make a survey regarding pedestrian and motor vehicle traffic between the Cortez Plaza Shopping and the Montgomery Ward - Food Fair shopping area. (Crossing State Road 684 from Cortez Plaza to Montgomery Ward).

BOARD RECESSED

The Board recessed until 3:00 P. M.

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The Board of County Commissioners reconvened at 3:00 P.M., with all members, the Deputy Clerk and the County Attorney present.

The meeting was called to order by Chairman McClure.

WATER SUPPLY & DISTRIBUTION PROJECT (BORDEN)
 LOW BID RECOGNIZED - SECTION VI - PARTS A, B, C, D, & E

Jack Steinhilper submitted tabulation of bids and recommendation of Russel & Axon, Consulting Engineers, for the construction of the raw water transmission from the dam to the Borden plant, Piney Point area. (Water main - Port Manatee Complex)

\$2.7 Issue
 Project
 6575-3

Recommendation: That the contract for SECTION VI - Parts A, B, C, D and E be awarded (tentative at this time and subject to availability of funds) to the Cambron Construction Company, Inc.
 P. O. Box 8517
 Orlando, Florida

Net Bid \$1,942,759.34

Motion was made by Mr. Clark that the recommendation of the Engineers be received and that the Board recognize the CAMBRON CONSTRUCTION COMPANY, INC., as the low bidder on Section VI, Parts A, B, C, D, E of the Water Supply & Distribution Project (\$1,942,759.34) and that the Engineers and Attorneys be authorized to prepare the contracts, bonds, etc. Motion was seconded by Mr. Taylor and carried.

WATER SUPPLY & DISTRIBUTION PROJECT
 INVITATION FOR BIDS: SECTION IV - ELEVATED STORAGE TANK

Upon motion by Mr. Clark, seconded by Mr. Taylor, Russell & Axon, Engineers, were authorized to advertise for bids on constructing an elevated storage tank on the Cortez Road - Section IV, Water Works Project - said bids to be opened at 10:00 A. M., February 3, 1966.

JUVENILE DETENTION CENTER
 CONTRACT EXECUTED: ROWE & MITCHEL, INC.

The County Attorney advised that the contract, bonds, etc., on

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construction of the Juvenile Detention Center had been examined and approved and were ready for execution by the Board and the contractor.

Upon motion by Mr. Clark, seconded by Mr. Briggs, the Chairman and the appropriate officers of the county were authorized to execute the contract with ROWE & MITCHELL, INC., on construction of the Juvenile Detention Center.

MEETING ADJOURNED

Upon motion, the Board adjourned until Monday, January 17, 1966 at 9:00 A. M.

ATTEST:

M. T. McInnis, Clerk

APPROVED: 17 January 1966



DEPUTY CLERK.



Chairman