

JUNE 28, 1966

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, June 28th, 1966 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 Robert Boylston

Pledge of Allegiance.

The meeting was called to order by the Chairman.

MINUTES APPROVED

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

SPECIAL MEETING OF JUNE 20, 1966  
REGULAR MEETING OF JUNE 21, 1966  
SPECIAL MEETING OF JUNE 22, 1966

ARMITAGE TRACT, PLAT OF  
PORTION OF PLAT VACATED

Public hearing was held on petition of A. P. and MILDRED G. SMITH for vacation of a certain part of THE ARMITAGE TRACT. William Namack, attorney, appeared on behalf of the petitioners.

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

Mr. Hutches moved for the adoption of a Resolution granting the petition and vacating

All that part of The Armitage Tract as per plat thereof recorded in Plat Book 1, page 316, Public Records of Manatee County, Florida, situate, lying and being in Section 4, Township 35 South, Range 20 East, said property being further described as all that part of the said The Armitage Tract lying easterly of lots or tracts numbered 53 and 54 on said Plat.

Motion was seconded by Mr. Taylor and carried.

RESOLUTION RECORDED

F20-32

PROJECT NO. 521 (DISTRICT #2)  
SURVEY, PLANS & ESTIMATES AUTHORIZED

Robert Moon, Right-of-way Agent, reported that petition for road improvements on

PROJECT NO. : 4th Avenue N.W. from  
55th Street N.W. to 59th Street N.W.

contained 77.43 percent of the property owners' signatures and, therefore, met the requirements for road improvement participation

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projects.

Upon motion by Mr. Taylor, seconded by Mr. Clark, the County Engineer was authorized to proceed with survey, plans and estimate on this project.

Z O N I N G

SE-177 SANITARY LANDFILL SITE STATE ROAD 70 REJECTED

Commission initiated consideration of location for Sanitary landfill on 160 acres, more or less, generally located on the north side of SR 70 approximately 2½ miles east of Braden River.

The Planning Commission, after considering the evidence submitted by the surrounding property owners, the County Health Official and others, the discussion of the natural drainage of this area, the conditions existing at times of flash floods and the effect it would have upon the waters of the Braden River and other properties in the area, it was found that the site in question is not a proper one for a landfill operation and would not be compatible with the proposed Comprehensive Plan for this area. It was recommended that the petition be denied.

Motion was made by Mr. Clark that SE-177 be denied or rejected. Motion was seconded by Mr. Hutches, who noted that the records should be clarified regarding location of the site, that reference of four miles east of Braden River was for directional purposes only, but actually, because of the direction of turns and bends of the river, the site lies from two and one-half <sup>miles</sup> to one mile from the river at certain points.

Upon suggestion by Mr. Briggs that the Board direct the Planning Commission to now proceed with investigation in connection with location of a landfill site compatible with Comprehensive Plan (work with present Landfill Site Committee), Mr. Spagna advised that the chairman of the Planning Commission had appointed a committee for this purpose since it had been indicated this would come within the jurisdiction of the Planning Commission.

Robert Bender submitted letter from the Izaak Walton League protesting the selection of any site for landfill where there is possibility of pollution of any of the waterways in Manatee County or neighboring counties.

R. E. Ledbetter, member of the Landfill Site Committee, said they were anxious to be of assistance in efforts to secure best possible solution and agreed to abide by Planning Commission's decision and cooperate in every way.

Upon vote, motion to reject the State Road 70 site for landfill operation was carried.

SE-173 GEORGE B. & FRANCES P. CLARK TRAILER PERMITTED

Request by owners to allow trailer for caretaker on a 40-acre parcel in a Dist. "A" zone, generally located on south side of Upper Manatee River Road, 2½ miles west of Rye Br. Planning Commission recommended approval for duration of ownership by petitioners (residence for caretaker only).

Upon motion by Mr. Hutches, seconded by Mr. Taylor, the recommendation of the Planning Commission was accepted and SE-173 was approved for caretaker residence for duration of ownership by petitioners.

SE-174 HARRY E. HENDERSON TRAILER PERMITTED

Request by owner to allow trailer residence on 10-acre parcel in "A" zone, generally located on east side of U.S. 41, approximately 1/4 mile south of Piney Point Rd. Planning Commission recommended approval for a period of two years, at which time it shall be reviewed by the Administrator and if no change has taken place in the area it may be renewed by the Administrator for an additional period of two years.

Upon motion by Mr. Taylor, seconded by Mr. Hutches, SE-174 for Harry E. Henderson was approved in accordance with recommendations by the Planning Commission (period of two years, subject to renewal by Administrator if justified).

SE-175 LELAND B. WILKINS & VIRGIL B. MANN.....  
TRAILER PERMITTED

Request by petitioners to allow trailer for grove laborer, on 119-acre parcel in District "A" zone, generally located on south side of Duette Road, 3½ miles south of SR 62. Planning Commission recommended approval for two years, at which time it shall be reviewed by the Administrator and if no change has taken place in the area it may be renewed by the Administrator for an additional period of two years.

Upon motion by Mr. Briggs, seconded by Mr. Hutches, SE-175 for Leland B. Wilkins & Virgil B. Mann was approved in accordance with recommendations by the Planning Commission (period of two years, subject to renewal by Administrator if justified).

SE-176 EMMA M. WILSON TRAILER PERMITTED

Request by petitioner to allow trailer residence on a 1/2 acre parcel in a District "A" zone, generally located 630 ft. south of SAL Railroad, 3/8 mile west of U.S. 301. Planning Commission recommended approval for a period of two years, at which time it shall be reviewed by the Administrator and if no change has taken place in the area it may be renewed by the Administrator for an additional period of two years.

Upon motion by Mr. Briggs, seconded by Mr. Taylor, SE-176 for Emma M. Wilson was approved in accordance with recommendations by the Planning Commission (period of two years, subject to renewal by Administrator if justified).

R-222 WILLIAM & CATHERINE FREDERICK, ET AL REFERRED

Request by owners for rezone from Districts R-1AA and T-1 to District "T", property generally located on the East side of 106th Street W., 500 ft. south of Cortez Road (SR 684) 11-35-16

The Planning Commission recommended that the petition be DENIED and that the application fee be refunded.

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Neno Spagna, Planning Director, explained that this property was comprised of eleven lots (Battersby Subdivision), owned by various individuals, adjacent to Paradise Bay Trailer Park; that there were no objections to the rezoning at the public hearing, but denial had been recommended because procedure in connection with this particular situation could not be clearly defined.

Motion to deny the petition was withdrawn.

Motion was made by Mr. Briggs that action be deferred on this petition and that it be referred back to the Planning Commission for restudy. Motion was seconded by Mr. Hutches and carried.

**WATER SUPPLY & DISTRIBUTION PROJECT  
CHANGE ORDERS APPROVED**

Jack Steinhilper, project engineer for Russell & Axon, submitted recommendations for change orders for the Water Supply & Distribution Project.

Upon motion by Mr. Taylor, seconded by Mr. Hutches, the following change orders were authorized and approved:

E. N. MURRAY CONSTRUCTION COMPANY  
Change Order No. 3: Contract No. 8  
SECTION V, PARTS A & F

	Additions \$149,774.30
	Deletions <u>102,290.05</u>
Additions: Change Order #3	\$ <u>47,484.05</u>

E. N. MURRAY CONSTRUCTION COMPANY  
Change Order No. 2: Contract No. 9  
SECTION V, PARTS B & C

	Deletions \$24,350.00
	Additions <u>2,634.00</u>
Deletions: Change Order #2	\$ <u>21,716.00</u>

**BOOSTER PUMP STATION - SECTION III PART C**

Chairman McClure read a copy of a letter from Russell & Axon to Lee Construction Company of Sanford relative to construction schedule on the Booster Pump Station, Section III, Part C. (Letter dated June 20, 1966). Mr. Steinhilper explained that the purpose of the letter was to update completion schedule.

**CONSTRUCTION TRUST FUNDS  
REQUISITIONS AUTHORIZED PAID**

Upon motion by Mr. Taylor, seconded by Mr. Clark, Resolutions were adopted authorizing payment of Requisitions from the Water System Construction Trust Fund and the Construction Trust Fund.

WATER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 5B-53  
William (Willie) and Rosie Bryant Gill \$214.00

✓ RESOLUTION RECORDED F20-33

CONSTRUCTION TRUST FUND

Requisition No. 7B-11  
Lawyers' Title Service, Inc. \$280.00

✓ RESOLUTION RECORDED F20-34

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COUNTYWIDE SEWERAGE SYSTEM  
RUSSELL & AXON PROPOSAL DEFERRED

George Russell and Frank Osteen, of the firm of Russell & Axon, consulting engineers, submitted proposal in connection with study and development of a master plan for a sewerage disposal system for Manatee County. They estimated the cost of the initial steps, develop data to be processed in application to the federal government for loans or grants, etc., to be about \$2,000.00.

The Board deferred action on the proposal, pending further discussion with the consulting engineers.

LAKE PARK SUBDIVISION, UNIT III  
STREETS ACCEPTED; REFUND AUTHORIZED

The County Engineer reported the work in Lake Park Subdivision, Unit III (streets & drainage, etc.) to be satisfactory and recommended refund or release of bond of the developer.

Upon motion by Mr. Taylor, seconded by Mr. Clark, recommendation of the County Engineer was accepted, and the streets in Lake Park Subdivision, Unit III, were accepted for county maintenance and the funds in the amount of \$880.00, deposited by Joe I. Lively as bond to cover road improvements, authorized released and returned.

STATE ROAD 45  
PAYMENT RELOCATION UTILITIES AUTHORIZED

Motion was made by Mr. Clark that Resolution be adopted authorizing the State Road Department to the sum of \$7,847.00 to the Florida Power and Light Company to cover the cost of readjusting certain utility facilities on State Road No. 45 (Section 13030-6502). Motion was seconded by Mr. Taylor and carried.

RESOLUTION RECORDED

F20-35

MANASOTA 88 PROJECT; POLLUTION CONTROL

Dr. George Dame expressed appreciation to the Board and citizens of Manatee County for their participation and cooperation in connection with Manasota Project 88.

He submitted a report of Frank L. Cross, Jr., on pollution control activities, and announced that a course was beginning for swimming pool operators.

RECORDS REMOVAL FROM COURTHOUSE BASEMENT

George Dowling submitted a report on Records removal from the basement of the Courthouse. It was noted that this was progressing satisfactorily with the exception of the records of the Supervisor of Elections (Registrar).

LICENSE FOR PALM READING  
APPLICATION DENIED: RUBY MITCHELL

The Board received report and recommendation from Sheriff J. Kenneth Gross regarding application of Ruby Mitchell for a palm

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reading license. Inasmuch as Ruby Mitchell is not a resident or a registered voter of Manatee County, which is a requirement of Florida Statute 205.41, it was recommended that no permit be issued to obtain a license to conduct a Palm Reading Business in this county.

Upon motion by Mr. Clark, seconded by Mr. Taylor, the petition of Ruby Mitchell for a Palm Reading License was denied on the basis that she did not meet the requirements of being a resident and registered voter in Manatee County.

## DEEDS

Upon motion by Mr. Hutches, seconded by Mr. Taylor, the following deeds and easements were accepted:

Reservoir

✓ RUDOLPH & THELMA DEAN SUGGS (Deed) Par. 18.1  
 ✓ RUDOLPH & THELMA DEAN SUGGS (Esmt) Par. 18.2

Transmission Line

✓ GILBERT C. HINE, as Adm. of Percy Rye Est. Par. 6.1

9th Street East

✓ NOAH MINTON & ALMA B. PARKER (W/D) Par. 9

Cedar Hammock Drain to Cortez Road

✓ O. H. & ANNE MAE LANDRUM (Esmt) Par. 37-R  
 ✓ VOGT OLDSMOBILE (Esmt) Par. 2

## BONDS

Upon motion by Mr. Taylor, seconded by Mr. Clark, the following Bonds and Continuation Certificates were approved:

Deputy Sheriffs (Bonds)

✓ VIRGIL MANN #763 084 Financial Fire & Cas.  
 ✓ CHARLES MAXWELL 763 039 Financial Fire & Cas.

Deputy Sheriffs (Continuation Certificates)

✓ MABEL R. KIERNAN 5S114 101 Lumbermens Mutual  
 ✓ ROBERT R. CRADDOCK 5S114 100 "  
 ✓ JAMES A. MICHAEL 1S112 229 "  
 ✓ ALFRED C. GELDERT 5S114 102 "  
 ✓ CLYDE PARRISH 3S111 642 "  
 ✓ DONALD H. DENZIN 3S111 642 "

Plumbing Contractor (Bond)

✓ JOHN R. DeSEAR #15576A Auto-Owners  
 WILLIAM

Electrical Contractor (Bond)

✓ WILLIAM A. JOHNSON #3SM113328 American Motorists

Building Contractor (Bond)

✓ JOHN DeSear #15576 Auto-Owners

Trustee, Manatee Memorial Hospital

✓ RALPH DeBOER

## WARRANT LISTS &amp; REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Hutches, Warrant Lists from June 21 - June 28, 1966, and requisitions were approved and Warrant Lists to July 5, 1966 were authorized, to include any

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payrolls during that period upon condition that all employees have performed their duties in accordance with time and payroll practices of the county departments.

General Revenue Fund	No. 3207 - 3329
Road & Bridge Fund	No. 1460 - 1479
Miscellaneous Funds	--
Manatee County Utilities System	No. 792-820

#### BILLS APPROVED

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

Child Welfare Board	\$1,310.00
Parks & Recreation (Various)	168.00

#### PROJECTS NO. 363 - 363A OVER ASSESSMENT CORRECTED

The Deputy Clerk referred to a letter from Robert Moon, Right-of-way Agent, calling attention to an error in the assessment roll on participation projects 363 and 363A involving property of Mr. and Mrs. Joe M. Stacey, and requesting correction of over-assessment.

Upon motion by Mr. Briggs, seconded by Mr. Hutches, Projects 363-363A were authorized corrected by reducing assessment to Mr. and Mrs. Joe M. Stacey by 110 feet (assessed for 180 feet instead of 290 feet).

#### TAX CERTIFICATES CANCELLED REFUNDS AUTHORIZED

Upon motion by Mr. Taylor, seconded by Mr. Briggs, tax certificates were authorized cancelled, and refunds made to the holders, on property used as a county drainage ditch. (Location: N 35 ft. of E 1/2 of N 1/4 of NE 1/4, Sect. 3, Twp 35, Rge 17):

Certificate No. 718 of 1963 - Doris Fogarty	\$3.89
No. 484 of 1964 - John B. Browning	5.42
No. 396 of 1962 - William Davis Quisenberry	4.25
No. 323 of 1961 - L. Medor	5.75

#### E & I RECAPITULATION

Upon motion by Mr. Briggs, seconded by Mr. Hutches, Recapitulation of Certificates of Correction (E & I) for 1965 was approved and executed:

Real Estate	\$ 8,145.77
Tangible Personal Property	9,308.00
Intangible Personal Prop.	13,052.19

#### AUTO TAG AGENCY LEASE EXTENDED, KING BUILDING

Upon motion by Mr. Briggs, seconded by Mr. Taylor, extension of lease was entered into and authorized executed on the Tenth Street

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building occupied by the Auto Tag Agency. (Building owned by Dr. L. B. King. Term of lease extended to July 30, 1967 for the total sum of \$2500.00, payable February 1, 1967, to be pro rated in the event the building is vacated before that time.)

/ LEASE RECORDED

F20-36

## CORRESPONDENCE

Correspondence was read from

- 1) SUNNY LAND COUNCIL, NO. 724  
BOY SCOUTS OF AMERICA  
Appreciation for replacing bridge over Manatee River at Camp Flying Eagle.

## CRANE PARK

Mr. Hutches advised that request would be made to Irving Stewart, Soil & Water Conservationist, to make a survey of the Myakka River southwesterly and southerly with a view toward putting in a low-level dike for water level control in the Crane Park area.

## MEETING ADJOURNED

Upon motion, the meeting was adjourned. The Chairman announced that a Special Meeting would be held at 1:30 P.M., Thursday, June 30, 1966 for the purpose of holding a public hearing on proposed Subdivision Regulations Amendment (installation of water mains, etc.) and to open bids on Cushman-type scooters, or equivalent, for the Manatee County Utilities System.

ATTEST:

M. T. McInnis, Clerk

APPROVED: 5 July 1966

*Bruce M. Lee*  
Deputy Clerk

*Stanley McCure*  
Chairman