

OCTOBER 11, 1966

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, October 11th, 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 Richard A. Hampton

The meeting was called to order by Chairman Dan P. McClure.

MINUTES APPROVED

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

REGULAR MEETING OF SEPTEMBER 27, 1966
REGULAR MEETING OF OCTOBER 4, 1966

MANATEE PALMS SUBDIVISION, UNIT I, PHASE I
FINAL PLAT APPROVED; AGREEMENT RE DEPOSIT FOR IMPROVEMENTS

William Grimes, attorney for Manatee Royal Palms, Inc., developers of Manatee Palms Subdivision, Unit I, Phase I, came before the Board to request approval of the final plat and execution of Agreement concerning the bonding of this project (\$67,276.78 deposited with county)

Motion was made by Mr. Hutches that the final plat of MANATEE PALMS SUBDIVISION, UNIT I, PHASE I, be approved; that cash deposit of \$67,276.78 be accepted to guarantee performance of the construction of the subdivision improvements, and that the Chairman be authorized to execute Agreement with Manatee Royal Palms, Inc., concerning said improvements. Motion was seconded by Mr. Clark and carried.

✓ AGREEMENT RECORDED

F20-134

COURT HOUSE ADDITION
RE: CANCELLATION OF CONTRACT

With reference to construction on the court house addition, Sidney Wilkinson, architect, reported that progress, up until 3:30 P.M., Monday, October 10th, has been satisfactory, and at that time the contractor (Settecase & Chillura) ceased work on the project. He recommended that the Board instruct the county attorney to write the contractor, notifying him of the termination of the contract due to his contractual default. This would be in accordance with mutual agreement with the contractor.

Upon motion by Mr. Clark, seconded by Mr. Briggs, the recommendation of the architect was accepted and the attorney was authorized to notify the contractor of termination of his contract.

COURT HOUSE ADDITION
BONDING COMPANY TO TAKE OVER PROJECT

Mr. Wilkinson recommended to the Board that the attorney be instructed to write the bonding company, Fidelity & Casualty Company, notifying them to take over the court house construction project with their own contractor, subject to the approval of this contractor by the architect.

OCTOBER 11, 1966

(Cont'd)

Mr. Wilkinson commented for the benefit of the people and the press that the county has no quarrel with the contractor; that the job has been going along on time and the work has been more than satisfactory. He explained that the contractor's problem is on other projects and he cannot fund this project; therefore, he has to step aside and let the bonding company take over. He said he thought it commendable on the part of the contractor that he is going to have a man available until the completion of the project to help in any way he can. He assured the Board that work would be resumed within a day or two.

Upon motion by Mr. Clark, seconded by Mr. Briggs, the county Attorney was instructed to notify the bonding company to take over the Court House Addition construction project with its contractor, subject to the approval of Mr. Wilkinson of this contractor.

PROCLAMATION: VOTER EDUCATION WEEK

Mrs. Gerald Isbell, representing the League of Women Voters, submitted request that the Board proclaim the week of October 24 - 29, 1966 as Voter Education Week.

Upon motion by Mr. Clark, seconded by Mr. Taylor, the Board proclaimed the week of October 24 to 29, 1966 as "VOTER EDUCATION WEEK".

GARBAGE FRANCHISE: DISTRICT NO. 11

TRANSFER AUTHORIZED: CEDAR HAMMOCK REFUSE DISPOSAL TO ALBERT WYATT

The County Attorney advised that Paul Zaagman, owner of Cedar Hammock Refuse Disposal Corp., and Albert L. Wyatt had entered into agreement providing for transfer of Garbage Franchise, District No. 11, subject to approval of such transfer by the Board; that the actual franchise will remain in the name of Cedar Hammock until certain financial commitments have been satisfied. He read a resolution in connection with this transfer.

Motion was made by Mr. Clark that Resolution be adopted authorizing transfer of Garbage Franchise, District No. 11, from Paul Zaagman, d/b/a Cedar Hammock Refuse Disposal Corp., to Albert L. Wyatt, in accordance with agreement between the two parties. Motion was seconded by Mr. Taylor and carried.

RESOLUTION RECORDED F20-135

PARKS & RECREATION

FLOORING, SHUTTERS, COQUINA BEACH BUILDING

Don Lovejoy, County Engineer, and John Marble, recreation director, requested additional items be authorized in connection with the restaurant facilities (building construction) at Coquina Beach, as follows: (1) hard, non-skid type of flooring to be placed over concrete floor at estimated cost of \$320.00, and (2) shutters, wooden with metal frames, at approximate cost of \$500.00.

Mr. Lovejoy explained that these items would be extra to the construction contract and purchase procedure would be through requisitions.

Upon motion by Mr. Taylor, seconded by Mr. Hutches, the Board authorized purchase and installation of

- 1) Extra flooring, at cost of \$320.00
- 2) Shutters, at approximate cost of \$500.00

for the Snack Bar and Rest rooms building at Coquina Beach.

PUBLIC BEACHES

RE: SURFBOARDING

Board members and the safety director (Dick Moore) discussed the dangerous problem created by persons on surfboards outside the bounds designated for surfing at the public beaches, the disregard of safety of swimmers and the attitude of some of the surfers toward the lifeguards and police when they attempted to enforce the rules and regulations for protection of those in the swimming area.

The County Attorney advised that the Board can promulgate rules and regulations and violation would be a misdemeanor; that the lifeguards should get appropriate evidence (witnesses, pictures, etc.) and file affidavit for arrest of violators - or have them arrested at the time of violation.

PARKS & RECREATION

RE: CONCESSION STAND AGREEMENT

John Marble, recreation director, advised that the Parks & Recreation Board had interviewed a number of people to operate the concession stand at Coquina Beach and recommendation had been referred to the County Attorney for him to draw up agreement for consideration by the Board.

The County Attorney read the proposed agreement between the Board of County Commissioners and Mr. and Mrs. Arden L. Stewart for operation of the concession stand at Coquina Beach.

Mr. Clark objected, and other Board members concurred, (with his objections) /to that portion of the agreement providing that the county be responsible for moving equipment and supplies in case of storms, etc., threatening the safety of such equipment and supplies.

The chairman stated that if there were no objections the County Attorney would be instructed to strike the objectionable portion from the contract and re-negotiate with the Stewarts and submit this agreement back to the Board at the next regular meeting - or another agreement, if necessary.

JUVENILE DETENTION HOME

RE: GRADING AND FENCING

Upon motion by Mr. Taylor, seconded by Mr. Clark, the County Engineer was authorized to receive quotations on grading at the Juvenile Detention Home.

Mr. Lovejoy stated that he had received two quotations on fencing at the Juvenile Detention Home,

Reeves Fences	\$995.00
American Steel Fence Co.	1493.84

Upon motion by Mr. Taylor, seconded by Mr. Clark, the Board accepted quotation of Reeves Fences in the amount of \$995.00.

ADVERTISE FOR BIDS: GRADALL

Upon motion by Mr. Clark, seconded by Mr. Hutches, invitation for

OCTOBER 11, 1966

(Cont'd)

bids was authorized for one (1) Multi-purpose Telescoping Boom Excavator, Gradall Model G-600, to be opened Tuesday, October 25th, 1966. (Trade-in: One (1) 1961 Model 2460 Gradall Excavator.)

HEALTH CENTER ADDITION

The County Engineer recommended that progress payment of \$2736.03 on contract for addition to the Health Center be approved for Wayne Bailey, contractor. He said the project was 95 percent complete, the remaining 5 percent being minor installations, completion of the project was anticipated Thursday, October 13, 1966.

The County Attorney pointed out that extra expenses had been incurred because this building had not been completed in accordance with extended contract completion date (time extended to cover certain change orders) and the terms of the contract provided for damage* of \$25.00 per day for unauthorized delay. The County Engineer was requested to take these points into consideration and submit a tabulation by the date of the next regular meeting.

*penalty

PROJECTS NO. 438 & 492

BID ACCEPTED ON PAVING: GENERAL ASPHALT COMPANY

Upon motion by Mr. Taylor, seconded by Mr. Clark, bid of General Asphalt Company, in the amount of \$21,144.30, for construction of Road Improvement Projects No. 438 and No. 492, was accepted, subject to public hearing on these projects.

PROJECTS NO. 438 & 492

PUBLIC HEARING FOR OBJECTIONS: OCTOBER 25, 1966

Upon motion by Mr. Clark, seconded by Mr. Taylor, the Board authorized Public Hearing to be held Tuesday, October 25th, 1966 for the purpose of hearing objections to Special Improvements proposed in petitions from property owners in the following areas:

PROJECT NO. 438

32nd Avenue W., from 24th Street W. to 26th Street W.

PROJECT NO. 492

27th Street W., from 33rd Avenue W., 665 feet south to dead end.

VIOLATION OF TRAFFIC LAWS

Mr. Clark requested that the county attorney write a letter to the Sheriff's Department outlining certain statutes providing for cause(s) for arrest of drivers violating said statutes (traffic laws).

WATER SYSTEM CONSTRUCTION TRUST FUND
REQUISITIONS AUTHORIZED PAID

Upon motion by Mr. Clark, seconded by Mr. Hutches, Resolutions were adopted authorizing payment of Requisitions from the

WATER SYSTEM CONSTRUCTION TRUST FUNDRequisition No. 5B-81

Florida Testing Laboratories, Inc. \$28.00

✓ RESOLUTION RECORDED

F20-136

OCTOBER 11, 1966

(Cont'd)

Requisition No. 5D-34

Florida Testing Laboratories, Inc. \$1,450.00

RESOLUTION RECORDED F20-137

Requisition No. 5D-35

Goodrich, Hampton ;& Boylston \$535.00

RESOLUTION RECORDED F20-138

CIVIL DEFENSE: EMERGENCY PREPAREDNESS PROGRAM

Madelon Snyder, Manatee County Civil Defense Director, announced that the Florida State University would present an Institute for Emergency Preparedness, for the Florida Civil Defense Agency, at the Civil Defense Auditorium (County Office Building), 212 Sixth Avenue East, Friday, October 14, 1966, at 9:00 A.M.

Z O N I N G

Recommendations of the Planning Commission were presented by Neno Spagna, Planning Director:

R-235 JACK HOUSE REZONE TO R-1AB ADOPTED

Request by owner for rezone from District "A" to District R-1AB for construction of residences on 2.35 acres and 2.67 acres located on the south side of Experimental Farm Road at the south end of 28th Ave. E. (Jackson Rd), Palmetto.

The Planning Commission recommended approval of rezone. 6-3-66

Motion was made by Mr. Briggs that R-235 be approved and rezoning to District R-1AB be adopted. Motion was seconded by Mr. Hutches and carried.

RESOLUTION ZONING
R-235

R-238 F. E., SR., & LILA T. WHIDDEN REZONE TO C-1 ADOPTED

Request by owners for rezone from District "A" to District C-1 for the purpose of a grocery store on lots located on the west side of U.S. 301 at 80th Street Court East, Parrish. The Planning Commission recommended approval of rezone.

Motion was made by Mr. Briggs that R-238 be approved and rezoning to District C-1 be adopted. Motion was seconded by Mr. Hutches and carried.

RESOLUTION ZONING
R-238

ESTABLISHMENTS FOR RESALE OF USED MERCHANDISE

Because of complaints received regarding establishments for resale of used merchandise (a new one going in on U.S. 41), Carroll LaMar noted that the Board might consider it desirable to incorporate some means of control over these operations by amending the zoning ordinance.

RE: BEAUTIFICATION PROGRAM AWARDS

Mr. Hutches suggested that, in order to promote interest in the Manatee County Beautification Program, awards be given to service stations, etc., where outstanding jobs have been done to make the buildings and grounds attractive.

OCTOBER 11, 1966

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DEEDS & EASEMENTS

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

21st Street East

✓ NORTH AMERICAN REALTY CORP. F/S/deed Par. #
Subordination of Encumbrance on
above from "Mulloy"

26th Street West

✓ GENERAL TELEPHONE COMPANY Par. #38

Willis Road

✓ BURTON I. & VIRGINIA SWANN F/S/deed-Par. #2

Cortez Road to Oneco Road (All Utility Easements)

✓ JOSEPH A. & KATHRYN T. BURNS Par. #57
✓ HYMAN G. & JANICE B. ECKHOUSE 59
✓ EAGLE VILLAGE, INC. 66
✓ ANNE K. KEITH, ET AL 70
✓ JOHN E. & JANET F. BREESE 71
✓ JOHNSTON'S T.V. CENTER 72-R
✓ RUTH VAN DOREN BOHNER 74
✓ RUTH SKELTON 75
✓ KEN C. & VIRZILE K. RITTER 76
✓ EDWARD A. & ANNE M. BURRISS 78

BONDS & CONTINUATION CERTIFICATES

Upon motion by Mr. Taylor, seconded by Mr. Clark, the following bonds and continuation certificates were approved:

Electrical Contractor (Bond)

✓ ROBERT M. WHITEHEAD #06940A Financial Fire & Cas.

Electrical Contractors (Cont. Cert.)

✓ GEORGE L. CORBETT #432565 Glove Indemnity
✓ LEROY PEARSON #382224 Glove Indemnity
✓ RALPH HAZELTON #21022-13-676-61 U.S. Fidelity
✓ ROY B. PARKER d/b/a Gulf Refrigeration, Inc.
#21022-13-192-57 U.S. Fidelity

Building Contractors (Bonds)

✓ JULES ANDREWS #21628 State Auto Mutual
✓ EUGENE B. TRACY d/b/a Rutenberg Constr. Co., Inc.
#019997 Glens Falls Ins.
✓ EDWARD JOHN LIEDKE #S 51059 American Fire & Cas.
✓ GARDEN HOMES, INC., and
MANATEE BUILDERS, INC. Travelers Indemnity Co.

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Hutches, Warrant Lists dated September 30, 1966, also Warrant Lists from October 4 to October 11, 1966, and requisitions were approved and Warrant Lists to October 18, 1966 were authorized; said warrant lists to include any 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. 4228-4412; No. 3-33
Road & Bridge Fund	No. 2007-2166;
Miscellaneous Funds	No. 289- 291;
Manatee County Utilities System	No. 1433-1476
#13,500,000 Bond Issue...	No. 136- 137

BILLS APPROVED FOR PAYMENT

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

Parks & Recreation	\$ 1,418.35)
	315.43)
Diagnostic Medical Laboratories (5)	875.00
Southwest Tuberculosis Hospital	322.50
M. T. McInnis, Clerk	4,523.05
James M. Doss (appr. Verna Grade)	475.00
Wayne Bailey (Health Center Addition)	2,736.03
Bailey Bros. (painting interior Health Center)	997.50

PORT AUTHORITY BONDS; PALMETTO WATER SYSTEM

The County reminded the Board that on Thursday, October 13, 1966, at 9:00 A.M., he would present argument in the Port Authority bond validation suit in Supreme Court, these proceedings to be held in the Supreme Court Building in Tallahassee.

He stated he had reviewed the proposed resolution concerning the bond issue for financing the water project to Palmetto (proposed \$3,300,000 bond issue) and would like to discuss several questions with the investment bankers before the reading.

ANNA MARIA ISLAND WATER SYSTEM

\$1,650,000 WATER REVENUE BONDS - ISSUANCE AUTHORIZED

At 10:29 A.M., the County Attorney began the reading of

A RESOLUTION AUTHORIZING THE PURCHASE OR ACQUISITION OF WATER FACILITIES AND THE ESTABLISHMENT OF A WATER SYSTEM ON ANNA MARIA ISLAND BY THE COUNTY OF MANATEE, FLORIDA; AUTHORIZING THE ISSUANCE OF \$1,650,000 WATER REVENUE BONDS, ANNA MARIA ISLAND SYSTEM, SERIES 1966 AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SAID BONDS.

At 11:23½ A.M., the reading of the forty-two page resolution was concluded.

Mr. Clark moved for adoption of the foregoing Resolution, as read in full, setting forth

ARTICLE I STATUTORY AUTHORITY, FINDINGS AND DEFINITIONS
 ARTICLE II AUTHORIZATION, TERMS, EXECUTION AND REGISTRATION OF BONDS
 ARTICLE III COVENANTS, REVENUES AND APPLICATION THEREOF
 ARTICLE IV ADDITIONAL COVENANTS OF THE COUNTY
 ARTICLE V MISCELLANEOUS (Feasibility, Modification or Amendment, Severability of Invalid Provisions, Sale of Bonds, Validation Authorized)

Motion was seconded by Mr. Taylor and unanimously carried by the affirmative vote of all members of the Board of County Commissioners, all five members being present and voting on said motion.

RESOLUTION RECORDED F20-139

OCTOBER 11, 1966

(Cont'd)

PALMETTO WATER SUPPLY PROJECT; HOLIDAY INN SANITARY FACILITIES
APPLICATION FOR STATE HEALTH DEPARTMENT PERMITS

Upon motion by Mr. Clark, seconded by Mr. Briggs, the appropriate officers of the county were authorized to execute applications for approval of plans and specifications for

- 1) Construction of water line to Palmetto (Public Water Supply System),
- 2) Construction of sanitary facilities at Holiday Inn Motel (Force Main & Pumping Stations for 120 units)

CORRESPONDENCE

Correspondence was read from

- 1) MANATEE COUNTY COUNCIL OF PARENTS & TEACHERS
Re: "Trick or Treat" night October 31st, 1966.

"TRICK OR TREAT" NIGHT

Upon motion by Mr. Clark, seconded by Mr. Taylor, the Board concurred in the designation of "Trick or Treat" night to be October 31st, 1966.

- 2) GEORGE H. DOWLING and
W. HARPER KENDRICK
Re: Removing Hot Pack Kiln from county inventory

COUNTY INVENTORY
AGRICULTURAL DEPARTMENT

Upon motion by Mr. Taylor, seconded by Mr. Briggs, the following item was authorized eliminated from inventory records of the Manatee County Agriculture Center, and the County Agent was authorized to dispose of said item for the sum of \$20.00:

One (1) Hot Pack kiln, Model 7009
County asset No. 1787
(Sold for \$20.00)

RECESS

The meeting was recessed until 2:00 P.M.

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2:40 P. M.

At 2:40 P.M., October 11, 1966, the Board of County Commissioners reconvened, with all members present, for the purpose of discussing proposed bond issue to finance the cost of Palmetto water facilities. It was decided that the reading of the resolution would be postponed until Friday, October 14, 1966, at 1:30 P.M.

SEABOARD AIR LINE - ATLANTIC COAST LINE RAILROADS

The Chairman announced the receipt of a publication in regard to the appeal of the Atlantic Coast Line and the Seaboard Air Line Railroads of the I.C.C. examiner's report to the Interstate Commerce Commission on application of the railroads for east-west

OCTOBER 11, 1966

(Cont'd)

connection to Piney Point.

CIVIL DEFENSE

Mr. Briggs stated, so that the general public will know and so that there would be no confusion about the Civil Defense budget and putting one person in the county under the Merit System and no other, he thought it would be fitting that another member be appointed as member of the (Civil Defense) committee.

The Chairman stated that inasmuch as he was on the Civil Defense Committee he would continue to serve as member for the balance of the year.


MEETING ADJOURNED

Upon motion, the meeting was adjourned until Friday, October 14th, 1966 at 1:30 P.M.

Attest:

M. T. McInnis, Clerk

APPROVED: 8 November 1966


Deputy Clerk


Chairman