

DECEMBER 20, 1966

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, December 20th, 1966 at 9:09 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, Minutes of a previous meeting were approved.

REGULAR MEETING OF DECEMBER 13, 1966

RICHARDS, BESSIE

PROPOSAL RE SETTLEMENT CONDEMNATION SUIT; APPLICATION TO I.I. BOARD

George Goebel, attorney, came before the Board regarding settlement proposal in connection with the Bessie Richards' property, the last remaining parcel in condemnation suit Manatee County vs. Frederick R. Pierce, et al.

The County Attorney read a Resolution outlining terms of settlement, which would be contingent upon approval by the Trustees of the Internal Improvement Fund of the application for certain submerged lands by Mrs. Bessie Richards. He explained that if the suit were settled by the courts that attorneys' fees and other expenses would be added to the appraised value of the property.

The Board was advised that the property had been conveyed for the right-of-way and the road had been constructed; that general agreement had been reached by the commissioners and Mrs. Richards, but because the I.I. Board was also involved there were complications as to procedure for obtaining approval. (Mr. Goebel stated that title was vested in his client and she had been paying taxes on the submerged land for many years.)

Mr. Taylor moved for adoption of the Resolution, as read by the County Attorney,

=determining that settlement of a suit for the condemnation of land, styled "Manatee County vs. Frederick R. Pierce, et al, Law Number 3781", to be in the best interest of Manatee County by agreeing to the following terms:

- 1) Payment of \$15,399.00 (which is to include defendants' costs and attorneys fees) for the properties taken;
- 2) Assist and join the estate of Bessie Richards in application to Trustees of Internal Improvement Fund for title to certain bay bottom lands;
- 3) In the event that Estate of Bessie Richards is unable to secure title to lands described in application, then this Resolution shall be of no force and effect, and condemnation proceedings may be resumed.

Motion was seconded by Mr. Clark and carried unanimously.

RESOLUTION RECORDED G20-77

Z O N I N G

R-245 GILBERT A. SMITH - Request to rezone from Districts R-3 and R-1B Residential to District A-General Agricultural (recommended by the Planning Commission for denial), postponed from the previous meeting, was postponed until the regular meeting of January 3rd, 1967.

R-243 J. KENNETH BROOKS REZONE TO C-NEIGHBORHOOD COMMERCIAL DEFERRED

Request by petitioner to rezone from District R-1B Residential to District C-Neighborhood Commercial, 7.4 acres located on the west side of 26th Street W. and the north side of 57th Avenue W., across from General Telephone Company Sub-station, was recommended by the Planning Commission for denial.

Action was deferred on R-243 until the regular meeting of January 3rd, 1967.

CENSUS TAKING PROGRAM

Neno Spagna, Planning Director, was authorized to proceed with the census taking program for Manatee County.

BEVERAGE LICENSE

PROTEST RE CHANGE IN DISTANCE FROM CHURCH, SCHOOL

Walter Talley, attorney representing the Manatee County Liquor Dealers, was present with a group of dealers to request the Board to consider giving them an opportunity to be heard regarding the action by the Board in a previous meeting (December 13, 1966) to change the distance of package liquor stores (in shopping centers) to nine hundred feet from any church or school, outside the municipalities.

Edward Peckney, owner of Delta Liquors, 30th Street West (inside City of Bradenton), and Robert Skelton, one of the owners of Topper Lounge, objected to the "zoning" change, and Mr. Skelton requested the Board to rescind its action, then hold a public hearing to consider any petition for liquor licenses in establishments less than the twenty-five hundred feet.

It was the opinion of the county attorney that this matter should be discussed with the person presenting the petition, on December 13th, because of the possibility of the county being liable for damages if any expenses had been incurred (remodeling Walgreen location, etc.) on basis of Resolution which was adopted.

Mr. Briggs moved that the Resolution (adopted by the Board on December 13th in connection with package liquor stores in shopping centers) be rescinded. Motion was seconded by Mr. McClure. Voting "Aye" were Mr. Briggs and Mr. McClure. Voting "No" were Mr. Clark, Mr. Taylor and Mr. Hutches. Motion to rescind Resolution did not carry.

Carroll LaMar, Zoning Administrator, was requested to make investigation as to transfer of license by the State Beverage Department and if any type of remodeling had been undertaken by Walgreen's.

WATER SUPPLY PROJECT

BIDS OPENED: SECTION VIII - DISTRIBUTION - PARTS A, B & C

Bids for installation of water distribution mains and appurtenances

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on SECTION VIII - MANATEE COUNTY WATER SUPPLY PROJECT, were opened and read aloud as follows:

POWELL BROTHERS, INC., P.O. Box 281, Ft. Lauderdale

Part "B" Manatee River Crossing - Base Bid \$ 78,112.00
Alternate Bid Item No. 1a 64,495.50

CAMBRON CONSTRUCTION CO., P.O. Box 8515, Orlando

Part "A" Palmetto Trunk Main - Base bid \$298,134.53
Alternate Bid 299,794.78
Part "B" Manatee River Crossing - Base Bid 84,875.00
Alternate Bid 79,205.00
Part "C" - Distribution - Base Bid 21,010.21
Alternate Bid #1 20,909.71
Alternate Bid #2 27,921.46

(If awarded all parts of Section VIII and Section IX, deduct \$61,000.00)

MISENER MARINE CONSTR., INC., 115 75th Ave., St. Petersburg Beach

Part "A"-Palmetto Trunk Main - Base Bid \$304,393.05
Alternate Bid 305,569.30
Part "B"-Manatee River Crossing - Base Bid No Bid.
Alternate Bid 63,861.86
Part "C"-Distribution - base bid 21,896.50
Alternate Bid #1 21,791.50
Alternate Bid #2 28,511.00

BURNUP & SIMS, P.O. Box 2431, West Palm Beach

Part "B"-Manatee River Crossing - Base bid \$109,900.00

FOSTER MARINE CONTRACTORS, INC., P.O. Box 22144, Ft. Lauderdale

Part "B"-Manatee River Crossing - Base bid \$ 76,000.00
Alternate Bid 56,575.00

HALL CONTRACTING CORP., Louisville, Kentucky

Part "A" - Palmetto Trunk Main - Base Bid \$271,987.85
Alternate Bid 276,204.60

WATER SUPPLY PROJECT

BIDS OPENED: SECTION IX - DISTRIBUTION

Bids for installation of water distribution mains and appurtenances on SECTION IX - MANATEE COUNTY WATER SUPPLY PROJECT, were opened and read aloud as follows:

HALL CONTRACTING CORP.

Part "A" - Cortez Road Trunk Main - Base Bid \$283,783.47
Alternate Bid 292,988.30

FOSTER MARINE CONTRACTORS, INC.

Part "B" - Sarasota Bay S/A Crossing - Base bid \$137,690.00
Alternate Bid 114,590.00

MISENER MARINE CONSTR., INC.

Part "B" - Sarasota Bay S/A Crossing - Base bid \$146,071.70
Alternate Bid 122,159.20

CAMBRON CONSTRUCTION COMPANY

Part "A" - Cortez Road Trunk Main - Base Bid \$302,634.06
Alternate Bid 313,838.96
Part "B"-Sarasota Bay S/A Crossing - Base Bid 175,450.00
Alternate Bid 151,250.00

Part "C"-Anna Maria Island Water System=Base Bid	\$512,009.50
Part "D"-Cortez Road Distribution System=Base Bid	85,900.56
Alternate Bid #1	85,281.56
Alternate Bid #2	103,222.46
(If awarded all parts of Sections VIII and IX, deduct \$61,000.00)	
<u>POWELL BROTHERS, INC.</u>	
Part "A" - Cortez Road Trunk Main - Base Bid	\$169,555.00
Alternate Bid	141,445.00
<u>HALL CONTRACTING CORP.</u>	
Part "D" - Cortez Road Dist. System - Base bid	\$103,037.00
Alternate Bid #1	104,437.00
Alternate Bid #2	120,889.00

The bids were referred to the engineers for tabulation, study and recommendation.

MANATEE COUNTY UTILITIES SYSTEM
BIDS ON CHLORINE; ALUMINUM SULFATE; QUICKLIME

Bids for supplies for the Manatee County Utilities System were received, opened and read as follows:

<u>LIQUID CHLORINE</u>	<u>1-ton Cyl.</u>	<u>150# Cyl.</u>
ATLANTIC CHEMICALS, INC.	\$130.00 ea.	\$16.50 ea.
SOUTHERN STATES CHEMICAL CO.	150.00 ea.	16.50 ea.
TESCO CHEMICALS, INC.	150.00 ea.	16.50 ea.
<u>ALUMINUM SULFATE</u>		
INDUSTRIAL CHEMICALS	\$40.00 plus freight	\$17.20
SOUTHERN STATES CHEMICAL CO.	44.80 plus freight	\$17.20
<u>QUICKLIME</u>		
DIXIE LIME & STONE COMPANY	Ton:\$15.91 plus freight	\$2.72

The bid from Lenfestey Supply Company on chlorine was received too late to be considered (Notice for Bids specified 9:00 A.M. deadline for receiving bids), and the Board directed it be returned unopened.

The bids were referred to Jack Steinhilper for study and recommendation back to the Board.

HOLIDAY INN LIFT STATION
CONTRACT EXECUTED: McPHERSON PIPELINE

Upon motion by Mr. Clark, seconded by Mr. Taylor, the appropriate county officers were authorized to execute contract with

McPHERSON PIPELINE CONSTRUCTION for Lift Station,
Sanitary Sewers, Force Main and appurtenances --
Holiday Inn (bid accepted December 13, 1966).

WATER SYSTEM CONSTRUCTION TRUST FUND
PAYMENT OF REQUISITION

Upon motion by Mr. Clark, seconded by Mr. Taylor, Resolution was adopted authorizing payment of

WATER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 5B-96

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Manatee County \$828.83
 Meyers & Associates, Inc. 350.00
 in the total sum of \$1,178.83

RESOLUTION RECORDED G20-78

AUDIT

Jack Steinhilper submitted letter of transmittal and audit report on the Water Projects and Acquisition Program (from Harry C. Pratt).

BIDS: FUEL, SHELL, EQUIPMENT RENTAL (CORRECTION & ACCEPTANCE)

Don Lovejoy, County Engineer, advised that error was made in tabulation of Fuel Bid No. E-1 (kerosene) and was awarded to American Oil Company in transport trailer load, and it should have been awarded to Sinclair Oil Company in tank wagon load.

Upon motion by Mr. Clark, seconded by Mr. Taylor, the bid of Sinclair Oil Company was accepted for kerosene in tank wagon load. (BID E-1)

The Board acknowledged letter from Gulf Oil Corporation, dated December 7, 1966, and received by the Manatee County Highway Department on December 15, 1966, requesting that they be allowed to withdraw bid on Diesel Fuel by tankwagon, and request by the County Engineer that the next low bid be accepted.

Upon motion by Mr. Clark, seconded by Mr. Briggs, the bid on Diesel Fuel (E-1) by tankwagon, awarded Gulf Oil Corporation, was cancelled and the next low bid, submitted by STANDARD OIL COMPANY, was accepted.

The County Engineer submitted recommendations for acceptance of bids on Equipment Rental and Pit Shell, with written explanation of reasons for accepting said bids.

Upon motion by Mr. Taylor, seconded by Mr. Clark, the recommendations of the County Engineer were accepted and the following bids awarded:

<u>F-1 Equipment Rental</u>	
LEE THARPE	ELMER ROWE
<u>B-4 Pit Shell</u>	
PURINTON SHELL PIT	ELMER ROWE

MEMO RECORDED G20-79

PROJECT NO. 438

PUBLIC HEARING RE OBJECTIONS - JANUARY 10, 1966

The County Engineer reported that low bid was submitted by LEE A. THARPE on construction of Road Improvement Project No. 438, and stated that the contractor would be willing to hold the bid open pending public hearings on the project.

Upon motion by Mr. Clark, seconded by Mr. Briggs, Public Hearing for receiving any objections to Project 438 was scheduled for 9:00 A. M., January 10th, 1967.

LONGBOAT PASS - RE CHANNEL STUDY

The Board acknowledged a letter from Department of Army Jacksonville District Corps of Engineers, dated 14 December 1966, concerning the status and scope of the study of Longboat Pass, pursuant to request

by the Board that the Engineers conduct a navigation study for improving the channel. (Complete beach erosion study not made within the scope of the navigation study.)

MANATEE AVENUE WEST (STATE ROAD 64)
RE: STUDY OF TRAFFIC CONDITIONS

After the reading of a resolution, by the County Attorney, concerning traffic conditions on Manatee Avenue West (State Road 64) at the West Gate Shopping Center area, Board members recommended that the City of Bradenton be requested to adopt appropriate resolution to be forwarded to the State Road Department requesting that a traffic study be made with a view toward taking corrective measures to relieve some of the hazards created since construction of the new Manatee Plaza Shopping Center across from West Gate.

STATE ROAD DEPARTMENT
REQUEST TRAFFIC STUDY STATE ROAD 45

Mr. Briggs read a Resolution requesting that the State Road Department make investigation of traffic conditions on State Road 45 at the Palmetto By-Pass, and particularly at the intersections of 17th Street East and State Road 45, and 25th Street East and State Road 45, and moved its adoption. Motion was seconded by Mr. Taylor and carried unanimously.

RESOLUTION RECORDED G20-80

JAMAICA TRAVEL AUTHORIZED

Chairman McClure recommended that the County Engineer and the Assistant County Engineer be allowed to go to Jamaica to view the permeable groins designed by Sidney Makepeace Wood. Mr. Lovejoy stated that the cost would be \$500.00 for the four-day trip (county expense) and that Bill Carlton, of the Florida Board of Conservation, had expressed a desire to accompany them to study the installations. (This would be at State expense).

Motion was made by Mr. Briggs that the county engineer be authorized to make the trip at county expense. There was no second to the motion.

Motion was made by Mr. Clark that the county engineer and assistant county engineer be authorized to make the trip at county expense. Motion was seconded by Mr. Taylor. Voting "Aye" were Mr. Clark, Mr. Taylor, Mr. Hutches and Mr. McClure. Mr. Briggs abstained from voting. Motion carried.

PACKAGE LIQUOR STORE - WALGREEN'S
REPORT FROM ZONING ADMINISTRATOR

The following report was received from Carroll LaMar, Zoning Administrator, and incorporated into the records:

"Investigation as of this date discloses no zoning clearance for any building permit has been obtained by Walgreen Drugs, nor any Bldg. Permit obtained for the area in question regarding change in liquor license since Board action last week. On December 14th at 9:15 a.m., Robert Knowles came to my office with request for change of license to Walgreen Drug, 4425 14th Street. This being a C-1 Commercial Zone, which permits this type of use, I authorized the transfer as its

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legality conforms to C-1 Commercial.
Monday, December 19th, Mr. Knowles's secretary brought me a new request for my approval stating that the license had to remain in the name of O. W. Bryant. As the State had not been able to make the transfer as yet, I thn ok'd the zoning clearance in the name of O. W. Bryant at 4425 14th Street West or the place in question. If any alteration has been taken, it is in violation of the Zoning and Building Codes."

The County Attorney suggested that a special meeting be held on this matter after a complete study has been made.

REMODELING COURT HOUSE, CONSTRUCTION CD CENTER
BIDS REFERRED TO ARCHITECT

Bids were received and opened for the construction of the Civil Defense Emergency Operating Center and Remodeling Existing Building, Manatee County Court House, and read as follows:

<u>GULF COAST CONSTRUCTION CO.</u> (Time: 270 cal. days)	Base Bid \$715,376.00 Alt. #1 136,166.00 Alt. #2 136,000.00
<u>GRAHAM CONTRACTING, INC.</u> (Time: 430 cal. days)	Base Bid \$736,565.00 Alt. #1 112,000.00 Alt. #2 147,000.00
<u>SAINER CONSTRUCTORS, INC.</u> (Time: 365 cal. days)	Base Bid \$693,000.00 Alt. #1 111,000.00 Alt. #2 138,700.00

(Note: Alternate No. 1 - Add for Civil Defense
Alternate No. 2 - Add for Jail Equip.)

Upon motion by Mr. Briggs, seconded by Mr. Taylor, the bids were referred to the architect, Sidney Wilkinson, for study and recommendation. (Also County Engineer, Don Lovejoy.)

PARKS & RECREATION: LANDSCAPE OF PUBLIC BEACHES
PROPOSAL ACCEPTED: LANE L. MARSHALL

In connection with proposal of Lane L. Marshall for the landscape development of Manatee County Public Beach (Holmes Beach) and the Pavilion area at Coquina Beach, the Board received addendum to his proposal outlining schedule of payments on the total fee of \$3,500.00 for his services. (It had been suggested by the County Attorney that such a schedule be submitted by Mr. Marshall.)

Motion was made by Mr. Briggs that proposal of services and fees for landscape development of the Manatee County Public Beach and Coquina Beach, with addendum as to schedule of payments, submitted by Lane L. Marshall, landscape architect, be approved and accepted for a total fee of \$3,500.00, and that the Chairman be authorized to write a letter of acceptance of said proposal. Motion was seconded by Mr. Taylor and carried.

RECORDED

G20-81

DEEDS & EASEMENTS

Upon motion by Mr. Taylor, seconded by Mr. Briggs, Deeds and Easements were accepted as follows:

Western Part of County
YOLLUM, INC.

Easement - Par. 29.1

Rye Bridge Road

✓ JOHN R. & DOROTHY W. GLISSON F/S Deed - Par. 4-R

26th Avenue East

✓ EDITH CAMPBELL BENSON, formerly
Edith Campbell Jackson Q/C Deed - Par. 2.2
ROY M. JACKSON W/ Deed - Par. 2-R

BONDS

Upon motion by Mr. Taylor, seconded by Mr. Hutches, the Board approved

Deputy Sheriffs' Bonds

NOEL LEE MULLIS	6S114 754	Lumbermens Mutual
HERBERT G. KELSO	6S114 748	" "
RALPH G. SEWARD	6S114 753	" "

Deputy Sheriff's Continuation Certificate

CHARLES F. WOOD

Member, Anti-Mosquito District

ROY F. BADEN, Group 3 (4 year term)

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Clark, seconded by Mr. Briggs, Warrant Lists from December 13th to December 20th, 1966 and Requisitions were approved and Warrant Lists to January 3rd, 1967 were authorized, said Warrant Lists to include any payrolls during that period upon condition that all employees have performed their services in accordance with established time and payroll practices of the county departments.

General Revenue Fund	855 - 918
Road & Bridge Fund	136 - 145
Miscellaneous Funds	21 - 23
Manatee County Utilities System	1964 - 1976
\$13.5 M/D Bond issue	184 - 191

BILLS FOR PAYMENT

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

Rowe-Mitchell	\$ 18.00
(Mr. Hutches explained that this bill was for cutting seven doors to fit over carpet - not included in construction contract.)	
Manatee Memorial Hospital	\$ 815.81
Parks & Recreation (various)	54.60
Donn W. Keels, M.D.	10.00

CORRESPONDENCE

Correspondence was read from

- 1) GENERAL TELEPHONE COMPANY OF FLORIDA
Re: Answer to Show Cause Order as directed by
FLORIDA PUBLIC SERVICE COMMISSION.

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- 2) GOVERNOR HAYDON BURNS
Advising of reappointment of Helen May Holt and
Mrs. Elsie Eubank to membership on MANATEE COUNTY
LIBRARY BOARD.
- 3) MABLE W. DAVIS, Supervisor of Elections
Request for travel authorization.

SUPERVISOR OF ELECTIONS: TRAVEL AUTHORIZATION

Upon motion by Mr. Briggs, seconded by Mr. Taylor, request of Mrs. Mable Davis was granted for authorization for her and one deputy to attend the mid-winter conference of the Florida State Association of Supervisors of Elections to be held in Tampa, January 11 - 14, 1967.

MEETING ADJOURNED

Upon motion, the meeting was adjourned.

The Chairman announced that the Board would reconvene in Special Session at 2:00 P.M. if all members of the Board were present for the purpose of reconsidering the matter of change in regulations for package liquor stores in shopping centers.

ATTEST:

M. T. McInnis, Clerk



Deputy Clerk

APPROVED: 10 January 1967



Chairman