

FEBRUARY 10, 1970

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, February 10, 1970 at 9:00 A. M.

Present were Commissioners Lawrence H. Fortson, Jr., Chairman  
 C. Kenneth Burton, Vice Chairman  
 Dan P. McClure  
 Kenneth D. Dierks  
 Robert C. Hutches  
 Deputy Clerk Bruce M. Cox  
 County Attorney Richard A. Hampton

The meeting was called to order by Chairman Fortson.

Z O N I N G

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

SE-370 RICHARD DOUGLAS M/HOME PERMIT APPROVED  
 Request for mobilehome in a District A zone as dwelling for caretaker in conjunction with agriculture on property located at the SW corner of Arcadia Ave. and Wauchula Road, Myakka City.  
 The Planning Commission recommended approval.

Motion was made by Mr. Hutches that SE-370 for Richard Douglas be approved. Motion was seconded by Mr. McClure and carried unanimously.

SE-372 OSCAR AMUNDSON CATTLE GRAZING DENIED  
 Request for Special Exception to permit grazing of cattle in a District R-1AA zone on property consisting of 5½ acres m/1, bounded on the north by Myrtle Road, on the east by County Road, on the south by River Road and on the west by Pine Road. Property is platted as 23 lots and Myrtle Road and River Road are platted but not in existence. (Committee report read.)  
 The Planning Commission recommended denial.

Motion was made by Mr. Dierks that SE-372 for Oscar Amundson be denied. Motion was seconded by Mr. McClure and carried unanimously.

T-1/45(F) WINDMILL VILLAGE OF BAYSHORE, UNIT 3: APPROVED  
 The Planning Commission recommended approval of final Plan.

Motion was made by Mr. Dierks that Final Plan of Windmill Village of Bayshore, Unit 3, be approved. Motion was seconded by Mr. Hutches and carried unanimously.

SE-373 PALMETTO TOMATO GROWERS MIGRANT HOUSING DEFERRED  
 (Kenneth Wooten, Agent) - Request for permission to construct migrant housing in conjunction with agricultural purposes on property located on the west side of School Street, approx. 500 ft. north of Wilson Ave., in an Agriculture zone, consisting of one acre m/1, Parrish, Fla.  
 The Planning Commission recommended approval in accordance with Committee Report. (Petition a reasonable extension of the area and use which was granted as per SE-328, 2/27/69.)

Jerome Pratt, attorney, representing Mrs. Mildred Taylor and other citizens of Parrish, enumerated objections of his clients to this Special Exception, based on the fact that migrant labor in the community is not in the best interest of Manatee County, creates

many problems; the people asking for the Special Exception do not live in the community where the camp would be located.

Others speaking in opposition to the migrant housing in the area were

LaMar Parrish;

F. E. Whidden, a storeowner, about three blocks from proposed location - many problems with shoplifting;

C. W. King;

Mrs. Mildred Cone Taylor;

Kenneth Wooten, manager of Palmetto Tomato Growers, explained that when survey was made after purchase they found that two houses and one-half of another were on the wrong lots and exchange of property was being negotiated so that the residents will not have to move the houses; that the barracks-type building granted under previous SE-328 for adjoining property had never been constructed.

Mr. Burton stated he would like to discuss three possible solutions in work session. The Chairman stated that if there were no objections SE-373 would be deferred for one week. There were no objections. (Mr. Pratt will be notified when work session is scheduled.)

#### SHERIFF'S DEPARTMENT (BUDGET)

Sheriff R. W. Weitzenfeld submitted request for an amendment to his 1969-1970 budget to increase salaries by \$35,000.00, which sum includes matching requirement for Retirement and Social Security contributions. The Chairman stated that if there were no objections this request would be referred to the appropriate committee (Mr. Hutches) for discussion in work session. There were no objections.

#### BUILDING DEPARTMENT

Harry Boothe, Building Director, submitted a rough draft of proposed amendments to the Southern Standard Building Code 1969 Edition - building, plumbing, HARV, Class "D" Contractors, etc. - on which public hearing had been scheduled March 17, 1970, 2:00 P.M.

Reference was made to application for a housemoving permit for a building to be moved into a residential district for a Community Private School. Upon question, the Attorney advised that Special Exception could be granted under these circumstances.

#### SEPTIC TANK PERMITS

Mr. Dierks moved for the adoption of a Resolution, read by the County Attorney, establishing fees for Septic Tank Permits to be charged by the Manatee County Health Department, and authorizing the Chairman to notify the Building Director and the Director of the Manatee County Health Department, by letter, that all final inspections for septic tank installations will be made by the Health Department. Motion was seconded by Mr. Hutches and carried .

RESOLUTION RECORDED

N22 - 3

#### STATE ROAD 684; U.S. 301 & WHITFIELD AVENUE

The County Engineer read a letter from the Resident Engineer, Department of Transportation, advising of pre-construction conference to be held Wednesday, February 11, 1970 at 10:00 A.M., concerning the six-laning of Cortez Road (State Road 684).

FEBRUARY 10, 1970 (Cont'd)

He advised that the traffic signal on U.S. 301 and Whitfield Avenue was completely installed and in operation.

PINE STREET EXTENSION - ELLENTON  
DEED EXCHANGE

Motion was made by Mr. Burton that the Board accept

Fee Simple Deed from  
ROBERT E. JOHNSON, JR. & JEAN L. JOHNSON) Par. 2.1  
JACK W. WALLIS & ALICE L. WALLIS ) Ext. Pine Street  
 ) Ellenton

and authorize the appropriate county officers to execute Quit Claim Deed to

ROBERT E. JOHNSON, JR. & JEAN L. JOHNSON  
(17-34-18)

Motion was seconded by Mr. Hutches and carried.

DEED - MEMPHIS ROAD

Motion was made by Mr. Burton that payment of \$500.00 be authorized to

ROBERT E. JOHNSON, JR. and JEAN L. JOHNSON)  
JACK W. WALLIS and ALICE L. WALLIS )

for right-of-way on Memphis Road, Parcel No. 3.1 - Job No. 579.  
Motion was seconded by Mr. Hutches and carried unanimously.

STATE ROAD 64 (TOLL BUILDING)

With reference to request of the Chamber of Commerce to lease the toll building on State Road 64 (Manatee Avenue West) for public relations purposes, the Department of Transportation will grant permission for the county to sub-lease if provision is made for a deceleration lane at county expense.

WILLOW SHORES: EASEMENT GRANT

The County Attorney submitted Easement Grant from present owners of property and mortgage holders to the general public to that certain network of streets and roads in Willow Shores, an unplatted subdivision located in north Manatee County and south Hillsborough County. He pointed out that by accepting the Easement Grant for recordation the counties do not agree to maintain any of the roads. He explained that this was the first step toward giving legal right of entry to people already holding deeds to the land in the unrecorded subdivision and the next step is for the developer to build the roads to meet county specifications.

The Easement Grant was referred to the County Engineer for review.

BONDS

Upon motion by Mr. Dierks, seconded by Mr. Hutches, the Board unanimously approved

Sheriff's Department

✓KENNETH E. PEARSON - Records Clerk ) Add to U.S.  
✓CORR D. SAMUEL - School Crossing Guard) Fire Ins. Co.  
✓WILLIAM H. WOOTEN, JR. - Deputy Sheriff ) Bond #70 50 11

STATE ROAD 684 - MCUS PERMIT

Mr. Dierks moved for the adoption of a Resolution authorizing execution of application to the State Road Department for a Use Permit for Manatee County Utilities System to construct and maintain a utility line within the Right-of-Way of STATE ROAD NO. 684, Section No. 13040. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED

N22- 4

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Dierks, seconded by Mr. Hutches, the Board unanimously approved Requisitions and Warrant Lists from February 3 to February 10, 1970 and authorized Warrant Lists to February 17, 1970, 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	9983 - 10,061
Road & Bridge Fund	4499 - 4540
Fine & Forfeiture Fund	723 - 724
S E I S Operating	220 - 221
Countywide Drain	223
Manatee County Utilities System:	
3.485 Revenue Account	3735 - 3737
1.65 Revenue Account	423 - 425
667,500 Revenue Account	214 - 216

BILLS FOR PAYMENT

Upon motion by Mr. Dierks, seconded by Mr. Hutches, the Board unanimously approved the following bills for payment:

Zurn Environmental Engineers (Expert testimony re Pollution Control Code)	\$ 250.00
Pittsburgh Testing Lab.	300.00
Earl Collins Paving Co. (Hospital)	8,957.62
Parks & Recreation (various)	319.10
DesChamps & Gregory, Inc.	8,782.00

(Bill from Ormond's for drapes for the Highway Department was withheld from payment pending further information.)

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. Hutches, seconded by Mr. Dierks, the Board unanimously approved Certificates of Correction (E & I) on the 1969 Tax Roll for

<u>Real Estate</u>	No. 114	R. Winifred Guhl
	115	Calvin L. & Rosalie R. Logue

LAKE MANATEE RECREATIONAL AREA  
AGREEMENT/CONTRACT RE SALE TO STATE

The County Attorney read an agreement/contract on the sale of Lake Manatee Recreational Area to the State of Florida, which would be forwarded to the Department of Housing and Urban Development, Atlanta and Washington, for approval, and then to Tallahassee.

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(Cont'd)

Motion was made by Mr. Hutches that the appropriate county officers be authorized to execute the agreement/contract. Motion was seconded by Mr. Dierks and carried unanimously.

CONTRACT RECORDED N22 - 5

PROJECT NO. 293-A  
RECONFIRM S/I/A LIEN (PHILLIPS)

Mr. Hutches moved for the adoption of a Resolution Reconfirming Special Improvement Assessment Lien on property included in

PROJECT NO. 293-A

Owned by Herchel W. & Bessie D. Phillips,  
Described as Lot 18, Block F, Pennsylvania Park

on which Release of Lien had been filed and recorded in error. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED N22 - 6

## GARBAGE FRANCHISES - AGREEMENTS

Motion was made by Mr. Hutches that the appropriate county officers be authorized to execute Garbage Franchise Agreements as follows:

ADAMS, C. T.	Districts No. 6, 10B;
CEDAR HAMMOCK REFUSE DISPOSAL CORPORATION (Paul Zaagman)	Districts No. 1, 2, 3, 4;
GILMORE, T. M.	Districts No. 5, 7, 10A, 10C;
LEE, DUANE	District No. 8;
TRI PAR LAND DEVELOPMENT CORP.	District No. 9;
WYATT, AL	District No. 11;

for a period of five years, effective February 1, 1970. Motion was seconded by Mr. Dierks and carried unanimously.

RECORDED N22-7

BAYSHORE GARDENS SEWER SYSTEM  
\$115,000 CERTIFICATES OF INDEBTEDNESS (3.485)

The Board was advised that the Board of Directors of the two banks, who had indicated they would consider financing the cost of sewer facilities for the Bayshore Gardens area, had declined to lend the funds under present banking laws.

Motion was made by Mr. Dierks to adopt the Resolution authorizing the borrowing of the funds from Suncoast Realty Company (Gus Berne) for financing this project. Motion was seconded by Mr. Hutches. After discussion and recommendation by the County Attorney as to proper wording of the motion, Mr. Dierks amended his motion and moved for the adoption of

A RESOLUTION, previously read in a public meeting, AUTHORIZING THE BORROWING OF \$115,000 FOR REPAIR OF CERTAIN SEWER FACILITIES, owned by Manatee County, Florida, and AUTHORIZING THE APPROPRIATE COUNTY OFFICIALS TO EXECUTE CONSTRUCTION FUND AGREEMENT concerning the use of these funds with the Manatee National Bank and

that the county officers be authorized to take any other action consistent with the terms of the resolution to effect the closing of this transaction. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED N22- 8

## CORRESPONDENCE

Correspondence was read from

- 1) CITY OF HOLMES BEACH  
Request to use three (3) voting machines for municipal election, March 10, 1970.

HOLMES BEACH, CITY OF

Upon motion by Mr. Hutches, seconded by Mr. Dierks, the Board granted request of the City of Holmes Beach for permission to use three (3) voting machines for municipal election to be held on March 10, 1970.

- 2) SHERIFF R. W. WEITZENFELD  
Re: Application of Alfreda Maxcey for a gun permit.

GUN PERMIT DENIED (MAXCEY)

Motion was made by Mr. Dierks that application of Alfreda Maxcey for a gun permit be denied. (Letter from Sheriff states no permit necessary to carry a gun in the glove compartment of a car.) Motion was seconded by Mr. Hutches and carried unanimously.

MANDATORY GARBAGE PICKUP

Mr. Dierks recommended that the Board reconsider mandatory garbage pickup in the unincorporated areas of the county where garbage franchises have been granted. The Chairman stated that if there were no objections this subject would be discussed in work session at such time as designated by the chairman of the appropriate committee. There were no objections.

MEETING ADJOURNED

Upon motion, the meeting was adjourned.

Attest:

M. T. McInnis, Clerk

  
Deputy Clerk

APPROVED: 21 April 1970

  
Chairman