

MARCH 17, 1970

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, March 17, 1970 at 9:21 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.

MINUTES APPROVED

Upon motion by Mr. McClure, seconded by Mr. Burton, the Board unanimously approved the Minutes of

REGULAR MEETING OF DECEMBER 23, 1969
REGULAR MEETING OF DECEMBER 30, 1969
REGULAR MEETING OF JANUARY 6, 1970

MANATEE CABLEVISION CORPORATION
PETITION RE: BRADENTON CABLEVISION/GTEC

Chairman Fortson read a letter from Manatee Cablevision Corporation (Richard S. Leghorn, president) submitting formal petition for the cancellation and rescission of the Franchise granted to Robert R. Nelson d/b/a Bradenton Cablevision, predecessor to the present owner, the General Telephone System. He stated that list of exhibits on file would be referred to the County Engineer and Highway Committee for investigation as to alleged violations of safety factors and report back to the Board, if there were no objections. There were no objections.

BORDEN'S / BISHOP HARBOR

Motion was made by Mr. McClure that the Chairman be authorized to instruct the Right-of-Way Agent to obtain appraisal of property for the acquisition of right-of-way necessary for drainage diversion (Borden) from Bishop's Harbor. (Mr. McClure earlier had reported that Borden's will bear expenses of this project up to \$30,000.00.). Motion was seconded by Mr. Dierks and carried.

MANATEE COUNTY SAFETY COUNCIL

Mr. Hutches referred to recommendations from the Manatee County Safety Council for ordinance on road obstructions at entrance to highways and roads, heights of shrubbery and setbacks, stating he had discussed this matter with the county engineer and planning director; that there are regulations in the zoning ordinance on setbacks and structures on rights-of-way; that if there were no objections the county engineer would be instructed to meet with the planning director and make recommendations as to any further ordinances that might be necessary to comply with the recommendations of the Safety Council. As to recommendations pertaining to railroad crossings, investigation will be made; however, special legislation may be necessary to carry out the suggestions that had been made by the Council. There were no objections.

I-75 STUDY (ZONING)

Motion was made by Mr. Dierks that the Planning Commission be directed

to make a study of the zoning along access roads to I-75. Motion was seconded by Mr. Hutches and carried unanimously.

BONDS

Motion was made by Mr. Hutches that the Board approve

Sheriff's Department

Addition to U.S. Fire Insurance Company Bond No. 70 50 11

ALFRED E. JANZ	-Deputy Sheriff (Jailer)
TOLLIVER M. BURNETT	-Posseman
CHARLES R. KAYSER	"
WILLIAM H. MILLER, SR.	"
PAUL J. TEDDER	"
LARRY FUTCH	"
DAVID C. KEISACKER	"
ROBERT C. PERMANE	"
LYNNETTE L. McCLENDON	-Deputy Sheriff (Dispatcher)
CAMILLE E. SMITH	-Deputy Sheriff (Dispatcher)
MICHAEL A. PRÉIETO	-Deputy Sheriff
SIMS RUDOLPH PRATT	-Deputy Sheriff (Bailiff)
W. J. LANG, JR.	-Deputy Sheriff (Patrolman)

and authorize cancellations

Sheriff's Department

Bonds: Lumbermens Mutual Casualty

WILLIAM N. RADMORE	No. 6S114 391
MICHAEL A. PRIETO	S111 537
ROBERT C. PERMANE	6S114 403
CHARLES R. KAYSER	2S112 595
CAMILLE E. SMITH	2S112 612

Motion was seconded by Mr. McClure and carried unanimously.

CERTIFICATES OF CORRECTION (E & I)

Motion was made by Mr. Hutches that Certificates of Correction (E & I) on the 1969 Tax Roll be approved for

Tangible

Real Estate

No. 135	Ralph Underwood, Marion M. Ryder	No. 118	City of Palmetto
136	Arthur & Maurine Black	119	James.A. Howze, Jr., Tr.
137	Little Chef Restaurant	120	Ralph & Katherine M. Reid
		121	Robt. C. & Dora McGilliard

Motion was seconded by Mr. McClure and carried unanimously.

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Hutches, seconded by Mr. McClure, the Board un-animously approved Requisitions and Warrant Lists from March 10 to March 17, 1970 and authorized Warrant Lists to March 24, 1970, said Warrant Lists to include any payrolls during that period upon condition that all employees have performed their services in accordance with the time and payroll practices of the county departments.

General Revenue Fund	10382 - 10416
Road & Bridge Fund	4703 - 4749
Fine & Forfeiture Fund	743 - 745
S E I S Operating	237 - 237
Countywide Drain	240 - 243

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Hospital I & S	25
Performance Bonds	14
Manatee County Utilities System:	
13.5 Revenue Account	1930 - 1937
3.485 Revenue Account	3753 - 3757
1.65 Revenue Account	430 - 432
667,500 Revenue Account	218 - 221
General Control Fund	3171 - 3199

BILLS FOR PAYMENT

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

Manatee Memorial Hospital	\$1,452.00
Parks & Recreation (various)	2,239.62

MANATEE CABLEVISION, INC.

REFUND CASH BOND; SURETY BOND APPROVED

It was recommended by the County Attorney that the Board grant the request of Manatee Cablevision, Inc., to refund cash bond and accept the surety bond that was submitted as substitute.

Motion was made by Mr. Burton that the \$10,000 cash performance bond (CATV Franchise) of Manatee Cablevision, Inc., be released and re-funded and that bond of Fireman's Fund American Insurance (\$10,000) be approved and accepted. Motion was seconded by Mr. McClure and unanimously carried.

LONGBOAT KEY WATER PROJECT
AGREEMENT EXECUTED

Motion was made by Mr. Dierks that the Board enter into, and the appropriate county officers be authorized to execute Agreement with the Town of Longboat Key whereby

=County would extend water line to the north side of Longboat Pass; the Town of Longboat Key would construct water main across Longboat Pass to connect with distribution system to be constructed by the Town; booster pump station to be constructed by the County with funds to be furnished by the Town (not to exceed \$100,000), the Town to be reimbursed by ten percent credit on water bills.....

said agreement being conditioned upon validation, sale and delivery of bonds by the Town of Longboat Key within eighteen months. Motion was seconded by Mr. Burton and unanimously carried.

AGREEMENT RECORDED

N22-25

STATE ROAD NO. 683
MCUS USE PERMIT

Mr. McClure moved for the adoption of a Resolution authorizing execution of application to the Department of Transportation (SRD) for a use permit to Manatee County Utilities System to construct and maintain a utility line within the right of way of State Road No. 683. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED

N22-26

BAYSHORE GARDENS S/IMPROVEMENT CONSTRUCTION TRUST FUND
PAYMENT REQUISITION

Mr. McClure moved for the adoption of a Resolution authorizing

payment of

BAYSHORE GARDENS SEWER IMPROVEMENT CONSTRUCTION TRUST FUND

Requisition No. 10B-5

Hersey-Sparling Meter Company \$450.00

Motion was seconded by Mr. Hutches and unanimously carried.

RESOLUTION RECORDED

N22-27

(Upon question, Herbert Hayes stated that specifications on raising the manholes in Bayshore Gardens would be completed and ready for advertising for bids in one week.)

AIRPORT WATER PROJECT

Motion was made by Mr. McClure that Russell & Axon be authorized to proceed with final plans on furnishing county water to the Sarasota-Bradenton Airport. Motion was seconded by Mr. Dierks and unanimously carried.

DESOTO CELEBRATION (HOLIDAY)

The Board declined to authorize Friday, March 20, 1970 as a legal holiday to be observed by closing of county offices, but would consider including in the list of holidays at the beginning of 1971 when holiday policy is established. Special legislation provided that county offices could close as a part of the DeSoto Celebration each year.

PLANNING COMMISSION

RE: APPOINTMENT MEMBER

Motion was made by Mr. McClure that M. B. Harrison be appointed as a member of the Planning Commission. Motion was seconded by Mr. Hutches for the purpose of discussion. He recommended that concentration be made on people who will attend the Planning Commission meetings rather than having a large number of members in order to insure a quorum, and to try the present number and if found to be not working properly, then increase the number of members. Voting "Aye" for appointment of Mr. Harrison were: Commissioner McClure. Voting "No" were: Commissioners Burton, Hutches and Dierks and Chairman Fortson. Motion did not carry.

Upon question, Board members concurred that the voters of this county should be allowed to decide whether or not the Board of County Commissioners should sit as a Planning Commission, and would probably be on the ballot in the fall.

MOVING & ALTERATION OF BUILDING

BOND RELEASED (PEARCE)

Motion was made by Mr. Burton that performance bond in connection with moving and alteration of a building be released as follows:

JOHN PEARCE (Permit No. 13696A) Shelton Insurance

(Recommended by Building Director). Motion was seconded by Mr. Hutches and carried unanimously.

TRAILER ESTATES - SETBACK VIOLATIONS

James Riha, representing Trailer Estates Property Owners Association, asked who is authorized to enforce setback lines, the Building Department or the Zoning Department as neither will accept responsibility

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of three violations in Trailer Estates at the present time.

Upon recommendation by Mr. Hutches, the Board referred this matter to the County Attorney and the appropriate committee or committees for discussion of the problems that might be involved and report back to the Board at the next regular meeting.

VICE MAYOR, BARCARROTA, SPAIN

Recognition was given a distinguished visitor, Senor Jose Larios Perez, Vice Alcalde de Barcarrota.

ADJOURNED

Upon statement by the Chairman that if there was no further business the meeting would be adjourned, it was brought to his attention that further business was scheduled for 2:00 p.m. under advertised public hearing on Building, Plumbing and Electrical Codes, and certain items on the Agenda had been inadvertently overlooked.

RECONVENED

The Board of County Commissioners of Manatee County, Florida, reconvened at 10:20 A. M., March 17, 1970, with all members present except Commissioner Dierks.

CORRESPONDENCE

Correspondence was read from

- 1) MANATEE COUNTY CHAMBER OF COMMERCE
Request for \$5,000 for advertising booklets.

DESOTO CELEBRATION

Motion was made by Mr. McClure to approve request for \$5,000 to the Manatee County Chamber of Commerce for DeSoto Celebration advertising booklets. Motion was seconded by Mr. Hutches and unanimously carried.

- 2) R. W. (DICK) WEITZENFELD, SHERIFF, MANATEE COUNTY
Recommendation extra gain time for prisoner and release upon payment of \$500 fine.

SHERIFF'S DEPARTMENT
PRISONER'S EXTRA GAIN TIME

Motion was made by Mr. Hutches that the Board accept recommendation of Sheriff R. W. Weitzenfeld and grant request that Lonnie White be awarded eightdays extra gain time and be released from the Manatee County Jail upon payment of his \$500 on the date of March 17, 1970. Motion was seconded by Mr. McClure and unanimously carried.

CIVIL DEFENSE

Upon motion by Mr. Hutches, seconded by Mr. McClure, the Board unanimously approved execution of Surplus Property Agent Certification of

Eva I. Miller, Civil Defense Director
Don Lovejoy, County Engineer (Alternate)

authorized to receive Donable Surplus Property for Civil Defense purposes in behalf of Manatee County and to execute documents relative to the acquisition, use, payment for and disposition of surplus

property as may be required.

RECESS

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

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The Board of County Commissioners of Manatee County, Florida, reconvened on March 17, 1970, at 3:07 P.M.

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

The meeting was called to order by Chairman Fortson, who declared the public hearing open on certain amendments to the Plumbing, Building and Electrical Codes, Manatee County, 1969.

Harry Boothe, Building Director, presented the Southern Standard Housing Code, 1969 Edition, and amendments to the Southern Building Code, Plumbing Code and Heating, Air Conditioning and Ventilation Codes. He said that copies had been given to Sarasota County, the City of Sarasota, Home Builders Association, Gulf Coast Builders Exchange and members of the Board of Adjustment and Appeals.

Plumbing Code:

Installation standards for mobilehomes and travel trailer parks. Changes in Item 71 through 77. Discussion followed on Paragraph B of Item 71 regarding connections to sewer lateral.

Testimony:

- 1) Robert Quinn, President of Manatee County Mobile Home Association requested that Robert Knowles and Carmen Passalaqua speak in his behalf. Both Mr. Knowles (attorney) and Mr. Passalaqua (professional engineer) spoke in favor of eliminating the "P" trap.
- 2) Leonard Birch, Manager of Tri Par and Trailer Estates, felt that the Code should remain as it has been for the past two years.
- 3) Paul McDuffy, represented by Mr. Ritter, attorney, favored the proposed amendment.
- 4) Olan Phillips, of Phillips Plumbing, Inc., stated he was in favor of leaving the code as is.
- 5) Mr. Kennedy, Professional Engineer with C. A. Peterson, Inc., of Sarasota, asked for a closed connection as for a house.
- 6) C. W. Armstrong, Armstrong Brothers Plumbing, spoke in favor of keeping the code presently existing.
- 7) Joe Lively, Garden Homes, Inc., presented a letter from the Sarasota-Bradenton Chapter of the National Association of Home Builders regarding proposed amendments and changes on the 1969 Edition of the Southern Standard Building Code. He stated that they approved the proposed amendments and changes but with the deletion of Para. "D", Section 108.2, and Para. "E", Section 1302.3.

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There were no objections, testimony or comments on other proposed amendments to Building, Electric and HARV Codes.

The Chairman declared the Public Hearing closed.

ADJOURNED

Upon motion, the meeting was adjourned.

Attest:

M. T. McInnis, Clerk

APPROVED: 12 May 1970

Bruce M. Col
Deputy Clerk

Lawrence H. Jortson Jr.
Chairman