

MARCH 24, 1970

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, March 24, 1970 at 9:05 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

Motion was made by Mr. McClure that Minutes of

REGULAR MEETING OF JANUARY 13, 1970  
SPECIAL MEETING OF JANUARY 8, 1970  
REGULAR MEETING OF JANUARY 20, 1970  
SPECIAL MEETING OF JANUARY 22, 1970  
SPECIAL MEETING OF JANUARY 23, 1970  
REGULAR MEETING OF JANUARY 27, 1970  
SPECIAL MEETING OF JANUARY 29, 1970

be approved. Motion was seconded by Mr. Burton and unanimously carried.

Z O N I N G

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

R-392 ALCARIO AVALOS REZONE TO DISTRICT "A" ADOPTED

Request for rezoning from District R-1 to District A for the purpose of migrant housing in conjunction with Agriculture on property located at the south end of 17th St. Ct. E., 1044 ft. south of Tallevast Road, consisting of 1.1 acres. The Planning Commission recommended denial. (No objections from property owners in the area.) Due to illness of Mr. William Grimes, attorney representing Alcario Avalos - Herman Bramiester, request was made by letter dated March 23, 1970, that this matter be postponed until March 31st or April 7th.

Mr. Dierks stated it was his understanding that all the housing problems in connection with this petition would be brought to standards, and in view of the need for migrant housing, he moved for the approval and adoption of R-392 for rezone to District "A". Motion was seconded by Mr. Hutches and unanimously carried.

RESOLUTION RECORDED

ZONING  
R-392

SE-377 ALCARIO AVALOS MIGRANT HOUSING APPROVED

Request for Special Exception to allow migrant housing in conjunction with agriculture on property located at the south end of 17th St. Ct. E., 1044 ft. south of Tallevast Road (1.1 acres).

This petition subject to approval of R-392.

Motion was made by Mr. Dierks that SE-377 for Alcario Avalos be approved. Motion was seconded by Mr. Hutches and unanimously carried.

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R-394 WALTER CLARK & HENRY GEORGE REZONE TO T-1 ADOPTED  
 (Roberts & Zoller, Agent) - Request for rezoning from District M-1 to District T-1 for Rental Mobilehome Park, 22 acres located 523 ft. south of Saunders Road, bounded on the west by Oneco Drain, on the East by SAL Railroad. The Planning Commission recommended approval as this is an extension of an existing park and compatible with surrounding area.

William Roberts, agent, was present to answer questions in connection with the mobilehome park expansion. He advised that treatment facilities were operating properly at the present time, but would have to be expanded; that the area was properly buffered; that access would be at the northwest corner of existing park. (One objection - from Kraner Wrecking Yard - at Planning Commission public hearing.)

Motion was made by Mr. Dierks that R-394 be approved and rezone to District T-1 for Rental Mobilehome Park be adopted. Motion was seconded and unanimously carried.

RESOLUTION RECORDED

ZONING  
R-394

R-395 BERKSHIRE CONSTRUCTION CORP. REZONE TO R-3 DEFERRED  
 (Glenn Rose, Agent) - Request for rezoning from District A to District R-3 for multiple housing and C-1 for neighborhood shopping facilities on property (40 acres) located at the NW corner of Lockwood Ridge Road and Tallevast Road; that portion to be utilized for C-1 zoning consists of 500 ft. fronting on Lockwood Ridge Road to a depth of 400 ft. on Tallevast Road. The Committee Report was read. There were objections, at the public hearing from residents on the east side of Lockwood Ridge Road, to location of the shopping center in the area. The Planning Commission recommended rezone of entire property to R-3.

Glenn Rose and Michael Clark appeared and offered testimony in behalf of the petitioner. Mr. Clark referred to the master use plan of the entire area to be developed as "Circle Woods of DeSoto" condominiums and the neighborhood shopping center for the contemplated 292 units.

Upon request by Mr. Dierks that this item be delayed for one week, Chairman Fortson stated that if there were no objections R-395 would be postponed until the next regular meeting of March 31, 1970. There were no objections.

R-396 BERKSHIRE CONSTRUCTION CORP. REZONE TO R-3 DEFERRED  
 (Glenn Rose, Agent) - Request for rezoning from District R-1B to District R-3 for multiple housing on property (20 acres) located at the NE corner of Whitfield Ave. (69th Ave. E.) and Pennsylvania Ave. (9th St. E.). The Planning Commission recommended approval.

Michael Clark made presentation of the master land use plan and open-space-type condominiums (181 units) for the "Circle Woods of Whitfield" development.

Upon request by Mr. Dierks that this item be delayed for one week, Chairman Fortson stated that if there were no objections R-396 would be postponed until the next regular meeting of March 31, 1970. There were no objections.

WINDMILL VILLAGE OF BAYSHORE, UNIT 2 PLAN APPROVED  
T-1/45(f) The Planning Commission recommended approval  
of Final Plan.

Motion was made by Mr. Dierks that the Final Plan of Windmill Village of Bayshore, Unit 2, be approved. Motion was seconded by Mr. Burton and unanimously carried.

VILLA DEL SOL  
REFUND CASH BOND

The County Engineer concurred with the comments as certified by the Engineer of Record, Ralph Meyers, on improvements in the Villa Del Sol Mobile Park, and recommended the release of the bond outstanding for the completed work.

Motion was made by Mr. Dierks that cash performance bond in the amount of \$6,528.50 be released or refunded to Fred Allen, developer of Villa Del Sol, in accordance with agreement of December 9, 1968. Motion was seconded by Mr. Hutches and unanimously carried.

JAIL (WASHING MACHINES)

Motion was made by Mr. Dierks that the Board authorize purchase of two small washing machines for the jail to replace the heavy duty machine, which has never been satisfactory:

Two (2) Whirlpool washers                      \$538.00

Motion was seconded by Mr. Hutches and carried unanimously.

MANATEE COUNTY UTILITIES SYSTEM  
PIPE FOR CORTEZ ROAD: BIDS OPENED

Bids for pipe to be installed on State Road 684 (Cortez Road) were received, opened and read from

B & H SALES, INC.  
CLOW CORPORATION  
AMERICAN CAST IRON PIPE COMPANY  
U. S. PIPE & FOUNDRY COMPANY  
DAVIS METER & SUPPLY COMPANY  
PALMETTO PUMP & IRRIGATION

and referred to the Water & Sewer Committee and Director of Manatee County Utilities System for tabulation and recommendation.

ELLENTON-GILLETTE ROAD

The County Engineer reported that he had been advised by the State Department of Transportation that speed limits had been established on the Ellenton-Gillette Road, State Road 683: To Memphis Road 45 MPH; from that point north to intersection, 55 MPH for cars, 45 MPH for other vehicles.

DREDGING OPERATIONS & IIF REPRESENTATIVE

The County Engineer reported that agreements for dredging operations were being obtained for the McMullen Creek and Frog Creek projects at the entrance into Terra Ceia Bay at Rubonia.

Upon his request that Jack Van Norman, local representative of the

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Trustees of Internal Improvement Fund, be allowed to utilize table space available in the Highway and Engineering Department, he was authorized to work out a satisfactory arrangement with Mr. Van Norman and a follow-up letter would be written by the Chairman.

## WILLOW SHORES

Upon question as to the status of easements in Willow Shores in connection with building permits, the County Attorney clarified the purpose of the grant easement to be for recordation only and not intended for authorization for building permits, and recommended that no clearance be granted for such permits.

CONSTRUCTION TRUST FUNDS  
PAYMENT REQUISITIONS

Mr. McClure moved for the adoption of Resolutions authorizing payment of

BAYSHORE GARDENS SEWER IMPROVEMENT CONSTRUCTION TRUST FUNDRequisition No. 10B-6

Pearson Electric Company	\$ 40.79		
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	RESOLUTION RECORDED	N22-28
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SUNCOAST REALTY COMPANY, INC., CONSTRUCTION TRUST FUNDRequisition No. 11C-1

Penetryn System, Inc.	\$ 2,000.00		
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	RESOLUTION RECORDED	N22-29
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Requisition No. 11D-1

Russell & Axon	\$ 649.06		
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	RESOLUTION RECORDED	N22-30
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Motion was seconded by Mr. Dierks and unanimously carried.

STATE ROAD 684 (CORTEZ ROAD)  
RELOCATION MCUS UTILITY LINES

Motion was made by Mr. McClure that Russell & Axon be authorized to proceed with plans and specifications on re-laying the 24-inch water main along Cortez Road (State Road 684). Motion was seconded by Mr. Dierks and carried unanimously.

## PARKS &amp; RECREATION

## LAKE MANATEE RECREATION AREA; HUD GRANT FLA. B-12

Upon recommendation by Mr. McClure, Parks and Recreation Director, John Marble was instructed to call the office of Representative James A. Haley in Washington D.C., and request personal attention to the contract/agreement in connection with the sale of Lake Manatee Recreation area to the State of Florida.

Motion was made by Mr. Dierks that the appropriate county officers be authorized to execute Contract No. Fla. B-12(G), Urban Beautification & Improvement Program, for the fourth year federal grant. Motion was seconded by Mr. McClure and unanimously carried.

	CONTRACT RECORDED	N22-31
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PARKS & RECREATION  
DEPOSITORY HUD GRANT

Motion was made by Mr. McClure that the Manatee National Bank be designated as depository for Direct Deposit of Loan and/or Grant Funds for the Urban Beautification and Improvement Program (HUD). Motion was seconded by Mr. Dierks and unanimously carried.

PALMA SOLA RECREATION PARK

The Board was advised that official dedication of the Palma Sola Recreation Park was scheduled for March 30, 1970 at 6:30 P.M.

HOUSE MOVING PERMIT (FREEMAN)

Upon motion by Mr. Burton, seconded by Mr. Hutches, the Board un-animously approved application of

MRS. REDI FREEMAN to move a building  
From 3240 Gulf of Mexico Drive (Lot F, Replat of  
Longboat Shores Sub.)  
To 17th Avenue NW, Bradenton

CERTIFICATES OF CORRECTION (E & I)

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

Tangible

No. 133 Allen Richard Barber Shop  
138 W. Loveland  
139 Herrstom Nursery  
140 Herbert Prouty  
141 Paul E. Braun  
142 Florence Rogers

Real Estate

No. 122 James Raleigh Foy, Jr.

STATE TUBERCULOSIS HOSPITAL

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board un-animously approved application of ELMER B. SHAFER to enter the State (W. T. Edwards) Tuberculosis Hospital; also, ROBERT E. PARKER, JR.

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. McClure, seconded by Mr. Burton, the Board un-animously approved Requisitions and Warrant Lists from March 17 to March 24, 1970, and authorized Warrant Lists to March 31, 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 county departments.

General Revenue Fund	10417 - 10473
Road & Bridge Fund	4750 - 4764
Fine & Forfeiture Fund	750 -
S E I S Operation	238 - 241
Countywide Drain	244
Performance Bonds	15
Manatee County Utilities System:	
13.5 Revenue Account	1938
3.485 Revenue Account	3758 - 3761
General Control Fund	3200

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## BILLS FOR PAYMENT

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

Manatee County Jury Commission:	\$	
Manatee Junior College		120.50
Curtis Hughes, salary		100.00
Lloyd W. Gordon, salary		100.00
Lloyd W. Gordon, clerical work		90.00
Erin Marshall		60.00
Spacesaver Door Co. (P & R)		360.00
Daugherty Plumbing Service		787.46
Parks & Recreation (various)		1,297.29
Diagnostic Medical Lab. Service		175.00
State vs. Arthur J. Stone (Court Order Judge Schultz) Dr. Robert Steele		50.00
Dr. George Sprehn		50.00

MANATEE MEMORIAL HOSPITAL  
CHANGE ORDERS APPROVED

Motion was made by Mr. McClure that

Change Order No. 4 - Earl Collins Paving	increase contract \$1,777.00
Change Order No. 17 - H. J. High Construction (25 items)	increase contract \$14,593.80

on additions to the Manatee Memorial Hospital be approved. Motion  
was seconded by Mr. Dierks and unanimously carried.

MCUS PIPE - STATE ROAD 684  
BID RETURNED

The Deputy Clerk reported that bid from Industrial Supply Company  
for pipe on the Cortez Road (State Road 684) was received at 10:53  
A.M., too late to be considered, and would have to be returned  
unopened.

BOND (GARBAGE FRANCHISE)

Motion was made by Mr. Hutches that the bond of T. M. Gilmore -  
Garbage Franchise, be authorized cancelled as such bonds were not  
required under the new franchises. Motion was seconded by Mr. Dierks  
and carried.

STATE ROAD 684 (CORTEZ ROAD)  
RELOCATION MCUS WATER LINES

The County Attorney advised that the State Department of Transporta-  
tion recommended that separate contract be executed providing for  
repayment of cost for relocating Manatee County Utilities pipeline  
on Cortez Road (State Road 684) instead of being a part of the  
Resolution adopted by the Board on March 3, 1970 (page 280: M22-160).

Motion was made by Mr. McClure that Resolution of March 3, 1970,  
authorizing the State Department of Transportation to expend up to  
\$100,000 for relocation of pipe on State Road 684, and providing for  
repayment from revenue from Manatee County Utilities System, be  
rescinded, and that Resolution be adopted

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- requesting and authorizing the Department of Transportation to utilize Manatee County Secondary Road Funds for the purpose of relocating the utility line on State Road 684, said funds to be disbursed directly by said Department, and
- providing for amendment to the 1969-1970 Manatee County Secondary Road Fund Budget to include expenditure of the amount of \$100,000, estimated to be the cost of said relocation.

Motion was seconded by Mr. Hutches and unanimously carried.

RESOLUTION RECORDED

N22-32

SARASOTA-BRADENTON AIRPORT  
AGREEMENT: WATER LINE TO AIRPORT

Motion was made by Mr. Hutches that the appropriate county officers be authorized to execute Agreement between Manatee County and the Sarasota-Manatee Airport Authority providing for transfer of ownership of the Airport System (water) to the County for operation and maintenance by the County and for the county to extend its water distribution system to the Airport property. Motion was seconded by Mr. McClure and unanimously carried.

AGREEMENT RECORDED

N22-33

FLORIDA PUBLIC SERVICE COMMISSION

The Board offered no objection to granting permission to the Florida Public Service Commission to use the County Commissioners' Meeting Room for a public hearing to be held THURSDAY, JUNE 25, 1970 (all day), and the Clerk of Circuit Court was authorized to confirm that date.

MOTOR VEHICLE INSPECTION PROGRAM (REVENUE CERTIFICATES)

Motion was made by Mr. Dierks that two payments be made on obligations in connection with the Motor Vehicle Inspection Program Revenue Certificates as receipts were adequate to take care of this amount, \$40,000.00 (\$120,000 Revenue Certificates). Motion was seconded by Mr. Hutches and carried unanimously.

MEETING ADJOURNED

Upon motion, the meeting was adjourned.

Attest:

M. T. McInnis, Clerk

APPROVED: 12 May 1970

  
Deputy Clerk

  
Chairman