

APRIL 21, 1970

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, April 21, 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.

POLLUTION CONTROL

Mr. Albert Kossa advised that the Manasota-88 Steering Committee commended the Board on initiation of legal action against the Borden Chemical Company for the alleged acts of pollution of Bishop's Harbor.

LIBRARY - LONG RANGE PLANNING STUDY

Mrs. Catherine Ramsey and George Vangsness were present to receive copies of a Library Long Range Planning Study, prepared by Neno Spagne, for distribution to members of the County Library Board.

MINUTES APPROVED

Mr. Hutches moved for the approval of Minutes of

REGULAR MEETING OF FEBRUARY 3, 1970
REGULAR MEETING OF FEBRUARY 10, 1970
REGULAR MEETING OF FEBRUARY 17, 1970

Motion was seconded by Mr. McClure and unanimously carried.

CHATEAU MOBILE HOME VILLAGE
AGREEMENT & PERFORMANCE BOND

Leo Mills, representing Donald C. Weldon, president of Chateau Mobile Home Village, Inc., submitted cost estimates of improvements in this Mobilehome Park (approved by the County Engineers) and cashier's check in the amount of \$38,333.62 to secure the installation and completion of the improvements in accordance with the plans.

Motion was made by Mr. Hutches that receipt of \$38,333.62 be acknowledged and the Chairman be authorized to execute Agreement between the County and Chateau Mobile Home Village, Inc. Motion was seconded by Mr. Dierks and unanimously carried.

✓ RECORDED N22-44

TRUCKS, SEDANS, TRACTORS & MOWERS; GRADER, DRAGLINE

Bids on equipment for the Manatee County Highway Department were received, opened and read from the following:

<u>Dragline (one 3/4 yard)</u>	
FLORIDA-GEORGIA TRACTOR COMPANY	\$44,665.00 net
<u>Motor Grader</u>	
RING POWER	\$23,800.00 net
KELLY TRACTOR	23,400.00 net
JOS. L. ROZIER MACHINERY	22,830.00 net

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Sedans

BILL COOK FORD	(3)	\$7,474.59 net
MORRIS E. COX (Plymouth Fury II)	(3)	7,705.59 net
COX CHEVROLET (Belair)	(3)	7,095.90

Tractor/Mower Combination

ORANGE STATE MOTOR COMPANY		\$6,821.00 each
<u>Tractors w/ Rotary Mowers</u>		

ORANGE STATE MOTOR COMPANY	(5)	\$20,297.00 net
ROBBINS INTERNATIONAL, INC.	Total	22,286.95 net

RICHARDSON TRACTOR COMPANY	No bid
PARRISH EQUIPMENT COMPANY	No bid
WEST COAST TRACTOR COMPANY	No bid

FRANZ TRACTOR COMPANY	Total	\$22,475.00 net
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Pickup Truck (1/2 ton)

COX CHEVROLET, INC.	(1)	2,018.00 net
JACK MOREHEAD'S TRUCK CO.	(1)	2,073.12 net
ORANGE STATE MOTORS	(1)	2,385.00 net

Pickup Trucks (Heavy Duty) (3/4 ton)

COX CHEVROLET	(3)	6,859.33 less tr.
ORANGE STATE MOTORS	(3)	6,800.00
JACK MOREHEAD'S TRUCK CO.	(1)	2,179.76
BILL COOK FORD COMPANY	(3)	6,907.76

Flat Body Truck/Tail Gate Loader

JACK MOREHEAD'S TRUCK CO.	6,430.80
COX CHEVROLET, INC.	6,681.22
ORANGE STATE MOTORS	6,993.32

Pickup- Crew Cab

ORANGE STATE MOTORS	2,894.00
JACK MOREHEAD'S TRUCK CO.	3,043.71

Dump Trucks (3)

JACK MOORHEAD'S TRUCK CO.	13,889.73
COX CHEVROLET	14,827.54
ORANGE STATE MOTORS	14,490.00

The Bids were referred to the County Engineer and Highway Committee for tabulation and recommendation.

Z O N I N G

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

R-393 GALE K. GREENE REZONE TO T-1 POSTPONED
(Request by Mr. Greene to postponed until April 28, 1970)

The Chairman stated that if there were no objections this item would be postponed until April 28, 1970 as requested by the petitioner. There were no objections.

SE-378 JAMES W. PYLES MOBILEHOME PERMIT APPROVED
(Charles L. Pyles, Agent) - Request for mobilehome as dwelling in District A zone in conjunction with agriculture on property located north and east of 38th Ave. E. and Southeast of the S.A.L. Railroad, Palmetto, consisting of 7.6 acres m/l.

The Planning Commission recommended approval for a period of two years, at the end of which time it may be renewed by the Zoning Administrator for an additional two years provided the character of the area remains the same.

Motion was made by Mr. Burton that SE-378 for James W. Pyles be approved for two years with privilege of renewal as recommended by the Planning Commission. Motion was seconded by Mr. Fortson and carried unanimously.

SE-382 WILLIAM G. & JANE E. TISON: BARBECUE PIT APPROVED

Request for Special Exception to allow barbecue pit for commercial use in a District A zone on property located at 616, U.S. 301, Parrish, consisting of 5 acres.

(Committee report read.)

The Planning Commission recommended approval.

Motion was made by Mr. Burton that SE-382 for William G. & Jane E. Tison be approved. Motion was seconded by Mr. Dierks and carried unanimously.

SE-384 FLORIDA POWER & LIGHT COMPANY: SERVICE CENTER APPROVED

(Carl French, Agent) - Request for Special Exception in an R-1A District for the construction and maintenance of a service center, on property located at 8614~~th~~ 46th Ave. W. The Committee report was read. The Planning Commission recommended approval.

Motion was made by Mr. Hutches that SE-384 for the Florida Power & Light Company be approved. Motion was seconded by Mr. McClure and unanimously carried.

SE-385 REDI G. FREEMAN PRIVATE SCHOOL APPROVED

Request by petitioner for Special Exception in a District A zone for the purpose of a private school on a 10-acre parcel, and located at 8805 17th Ave. N.W. (Committee report read.)

The Planning Commission recommended approval.

Motion was made by Mr. Hutches that SE-385 for Redi G. Freeman be approved. Motion was seconded by Mr. McClure and unanimously carried.

SE-386 JAMES G. GORDON UPHOLSTERY SHOP DENIED

(Elijah H. Yawn, Agent) - Request for Special Exception in a District A zone for an upholstery shop on property located 500 ft. west of Prospect Road on the south side of Tallevast Road. (Committee report read.)

E. H. Yawn explained that this location was the only one he had been able to find that would suit his purpose (home and shop combined) and financial status, and there were no objections from surrounding property owners. (Planning Commission objected because this is an "A" zone and this use should be in a commercial zone.)

Motion was made by Mr. Dierks that SE-386 for James G. Gordon be denied. Motion was seconded by Mr. McClure and carried unanimously.

R-398 MIDCENTRAL, INC. REZONE TO R-3 ADOPTED

(James M. Wallace, Agent) - Request for rezoning from District R-1AA to District R-3 on property located 1600 ft. west of Palma Sola Loop Road on the north side of 44th Ave. W. (1-35-16) (Committee report read)

The Planning Commission recommended approval.

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Motion was made by Mr. Hutches that R-398 be approved and rezone to District R-3 be adopted. Motion was seconded by Mr. McClure and unanimously carried.

RESOLUTION RECORDED

ZONING
R-398

R-400 A. T. BIERBAUM C-1 REZONE DEFERRED
(F. G. Grace, Agent) - Request for rezoning from District R-1AA to District C-1 for uses consistent with C-1 zoning on property located at 1307 - 63rd Ave. E. (24-35-17)
The Planning Commission recommended approval. (Committee report read.)

Upon request by Mr. Dierks that this item be delayed until he has opportunity to view the location and discuss the proposed use with Mr. Grace, the Chairman stated that if there were no objections R-400 would be postponed for one week. There were no objections.

R-401 MARY ANN FANT REZONE TO R-1AA DENIED
(Sidney Wilkinson, Agent) - Request for rezoning from District R-1A to District R-1AA for uses consistent with R-1AA zoning on property located at 49th St. W. at 3rd Ave. N.W., consisting of six lots. (28-34-17)
The Planning Commission recommended denial. (Committee report read.)

James Garland, attorney representing property owners in the area, stated that the people in the community were not in favor of the rezoning.

Motion was made by Mr. McClure that R-401, Rezone to District R-1AA, be denied. Motion was seconded by Mr. Hutches and unanimously carried.

SE-388 ELLA E. PATTERSON WHALEN HORSE GRAZING APPROVED
Request for Special Exception in a R-3 District to permit the grazing of horses for a period of one year on property located 600 ft. south of Cortez Rd., 330 feet east of Cortez Estates Sub.
The Planning Commission recommended approval for one year.

Motion was made by Mr. Hutches that SE-388 for Ella E. Patterson Whalen be approved. Motion was seconded by Mr. Dierks and unanimously carried. (Correction: Add to motion "for a period of one year".)

SE-380 COMMUNITY CHRISTIAN PRIVATE SCHOOLS, INC.; APPROVED
Request for waiver of time limit for completion.
Recommended by the Planning Commission for approval.

Motion was made by Mr. Dierks that request for waiver of time limit for completion of Community Christian Private Schools, Special Exception 380, be approved, and that the petitioners be allowed to proceed as the general development necessitates. Motion was seconded by Mr. Hutches and unanimously carried.

BRADENTON BEACH - STATE ROAD 789

Don Lovejoy, County Engineer, read a memorandum from the State Department of Natural Resources advising that application has been made to the Bureau of Beaches and Shores, of that Department, by the State Department of Transportation to construct a rock rubble revetment adjacent to State Road 789 at Bradenton Beach, and that any objections or comments regarding the proposed construction should be made no later than May 1, 1970.

He said he could see no reason for objecting to construction according to the plans and location indicated and if there were no objections by the Board he would write a letter to that effect. The Board offered no objection.

5-YEAR HIGHWAY CONSTRUCTION PROGRAM/BUDGET
RE: AMENDMENT (DEPARTMENT OF TRANSPORTATION)

Robert Moon, Right-of-way Agent, outlined proposed amendment to the Five-Year Highway Construction Program Budget to provide for funds to improve the Sarasota-Manatee County Line Road as a feeder road from State Road 683 to I-75. It was recommended that the amount estimated for 1972-73 on Cortez Road to 59th Street project be reduced from \$200,000 to \$100,00, and add Item for the County Line Road fiscal year 1971-72 in the amount of \$100,000.

The County Attorney was requested to draft the appropriate resolution for consideration at the next Board meeting.

HOUSE MOVING PERMIT: COMMUNITY CHRISTIAN SCHOOLS

Motion was made by Mr. Dierks that application of

COMMUNITY CHRISTIAN PRIVATE SCHOOLS, INC.
to move a building From 17th Street E. & 51st Ave. E.,
Oneco, to a 40-acre tract in Florida Park

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

PROJECT NO. 507

The Right-of-way Agent reported that Project No. 507 (with one hundred percent property owner-signatures) was accepted by the Board on January 31, 1966; that five property owners had sold since that time, which reduces the percentage to 42.5, and he would suggest that the petition be sent back to get sufficient signatures to qualify as a participation project on current basis.

BUILDING DEPARTMENT - TRAVEL TRAILER PARKS

With reference to Building Department inspections and fees in Travel Trailer Parks, Mr. Hutches noted that in his opinion individual hook-up fees should not be charged, which are customary in mobilehome parks where they are charged a flat fee plus so much for each outlet or fixture within the mobilehome.

Harry Boothe, Building Director, said that solution to this problem was to charge a base fee of \$5.00 for the entire park (one permit) plus \$2.00 per hook-up for (1) water (2) sewer, and \$5.00 plus mileage on any re-inspection or additional inspection.

PLUMBING CODE: PUBLIC HEARING - AMENDMENT

Upon recommendation that the Manatee County Plumbing Code be amended to provide for condominiums having three or more floors to be served by a master or meters, Motion was made by Mr. Hutches that Public Hearing on this amendment be held June 2, 1970 at 9:00 A. M. Motion was seconded by Mr. McClure and unanimously carried.

MODULAR/MOBILE HOMES

H. J. Land offered suggestion for definition of "mobilehome" for the

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purpose of taxation: a mobilehome, which is considered a vehicle and carries a license plate, must move at least twice to prove its mobility and its entity as a vehicle, in a year, and any time it is on a permanent site for more than six months that it loses its mobile-home classification and becomes a property improvement and as such subject to ad valorem tax. This, of course, is applicable to rental mobilehome parks and not to the park/subdivisions where the resident owns his property. Other counties and cities to be contacted concerning opinions on taxing mobilehomes and modular houses.

BISHOP'S HARBOR

Fred Burger again complained about the stench in Bishop's Harbor caused by rotting sea lettuce and fish.

Chris Angelidis advised that samples from Bishop's Harbor and other locations were being transmitted to the State regularly; that he will investigate type and cost of equipment that harvests or removes the sea lettuce.

STATE ROAD 684 - MCUS USE PERMIT

Motion was made by Mr. Hutches that the appropriate county officers be authorized to execute application to the Department of Transportation for a permit to construct, operate and maintain a 24-inch water main along a portion of State Road No. 684 between 26th Street W. and State Road 45. Motion was seconded by Mr. Dierks and carried/

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board unanimously approved Certificates of Correction on the Tax Rolls for

<u>Real Estate</u>	No.	A, C 1969) Seaboard Coast Line
		B, D 1968) RR & Tampa Southern
		(ACL)

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board unanimously approved Requisitions and Warrant Lists from April 14 to April 21, 1970, and authorized Warrant Lists to April 28, 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	10685 - 10754
Road & Bridge Fund	4882 - 4925
Fine & Forfeiture Fund	775 - 778
S E I S Operating	250 - 254
Countywide Drain	246 - 249
Hospital Construction	157 - 158

BILLS FOR PAYMENT

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

Manatee Memorial Hospital	\$ 145.20)
	1,804.00)
	435.60)
Parks & Recreation (various)	687.14
Parks & Recreation (HUD - various)	222.79)
	424.00
Lakeland General Hospital	96.34

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CORRESPONDENCE

Correspondence was read from

- 1) DEPARTMENT OF HEALTH EDUCATION & WELFARE
Advising the revised budget for Air Pollution
Grant No. 70A-1103 RI had been approved.

and acknowledged from

- 2) CITY OF HOLMES BEACH
Resolution accepting feasibility study on
sewage works program for the Island communities
and requesting county to prepare financial plan
for implementation of the program.

STATE POLLUTION CONTROL BOARD

Mr. Hutches reported on a meeting with members of the State Pollution Control Board, in Tallahassee, concerning problems on what to do with treated waste waters in Manatee County and other areas. This meeting was attended by officials from Sarasota County and their consulting engineers, the consulting engineers for Manatee County and representatives of other State offices and agencies.

MEETING ADJOURNED

There being no further business, the Chairman declared the meeting adjourned.

Attest:

M. T. McInnis, Clerk

APPROVED: 2 June 1970



Deputy Clerk



Chairman