

DECEMBER 22, 1970

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, December 22, 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.

PARKS & RECREATION BIDS: BOAT RAMPS

Sealed bids for the construction of two boat ramps were received, opened and read from

<u>LEE THARPE</u> (7 items - bid bond)	\$7,336.00
<u>JOHN BURGSTINER EQUIPMENT COMPANY</u> (7 items -)	9,590.00

and referred to John Marble and the Park and Recreation Board.

INSURANCE: COUNTY BUILDINGS

Martin Williams advised that one bid on insurance to cover county-owned buildings and contents against fire, lightning, extended coverage, vandalism, etc., was received after the time specified in advertisement for bids and was in custody of the Deputy Clerk. He stated that Robert Austin, State Auditor, had been contacted regarding the matter and since this is a service and not a commodity there would be no objection to the proposal being opened and considered by the Board in open session, providing the premium is found to be in keeping with other comparative policies.

The bid was opened and read into the record. Motion was made by Mr. Burton that the bid of

WEICHEL'S BRADENTON INSURANCE, INC. as
 agent for The Auto-Owners Insurance Company
 Premium for a three-year policy period . . . \$4,444.00

be accepted. Motion was seconded by Mr. Hutches and unanimously carried.

Z O N I N G

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

R-428 DOUGLAS K. & MARJORIE A. HALL REZONE C-1 ADOPTED
 Request for change of zoning from District R-1AA to District C-1 to permit the operation of a beauty shop on property located at 608 60th Ave. W., Bradenton. (Postponed from previous meetings.)
 The Planning Commission recommended denial.

Upon question, the County Attorney advised that the Board can change the ordinance, after duly advertising and public hearings, to allow business occupations in a residence.

Motion was made by Mr. Hutches that R-428 be approved and rezone to C-1 be adopted to allow the operation of a beauty shop in the residence (garage attached) of Douglas Hall. Motion was seconded by

Burton. Voting "Aye", Mr. Hutches, Mr. McClure and Mr. Burton. Mr. Dierks voted "No". Chairman Fortson voted "Aye" and motion carried by the four-fifths vote of the governing body required for change of zoning.

RESOLUTION RECORDED

ZONING
R-428

SE-430 JAMES W. & HELEN C. FULLER: RETAIL FLOWER SALE APPROVED

Request for Special Exception to permit the retail sale of flowers and plants in a District A zone on property located at 1521 85th Street NW., Bradenton.

After re-evaluation of this petition, as requested by the County Commissioners, and in view of new evidence presented, the Planning Commission recommended approval, subject to stipulations in the Committee report. (Committee report read.)

Motion was made by Mr. Hutches that SE-430 for James W. and Helen C. Fuller be approved. Motion was seconded by Mr. Burton and carried unanimously.

R-431 ETTA HILTON REZONE TO T-3 DENIED

(Gilbert A. Smith, Attorney) - Request for change in zoning from District R1A to District T-3 for the purpose of Holiday Inn Trav-L-Park to be used in conjunction with Holiday Inn to be constructed on adjacent property located at 1908 U.S. 19, Terra Ceia, Florida.

The Planning Commission recommended approval. (Committee report read.)

Gilbert Smith, attorney, was present, and introduced Mr. Hammonds, representing Holiday Inns, who had option to purchase the property.

James Wallace, attorney representing Florida Fidelity Corporation, adjacent owners to the north of property petitioned for rezoning, endorsed approval of the rezone to T-3.

Opposition to R-431 and Trav-L-Park in this area was expressed by

Letters from James E. Wood, Jr., D. G. Haley and petition bearing approximately fifty names of Terra Ceia Residents and property owners;

Camille Jones Parke, speaking in behalf of Terra Ceia Village Improvement Association;

George R. Anderson

Ray H. Doty

Motion was made by Mr. McClure that R-431 be denied. Motion was seconded by Mr. Hutches, and carried unanimously.

RECESS

After a short recess the Board reconvened with all members present.

R-436 E. EDWARD & VIRGINIA L. SPECTOR: REZONE TO "T" ADOPTED

(V. William Kaklis, attorney) - Request for change of zoning from District C-1 to District T for the purpose of a mobile-home as a dwelling in conjunction with sales lot on property located at 4923 14th Street W., Bradenton.

The Planning Commission recommended approval.

Motion was made by Mr. Dierks that R-436 be approved and rezone to District "T" be adopted. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED

ZONING
R-436

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(Cont'd)

S--18 COUNTRY CLUB ACRES, UNIT 4 PLAT APPROVED

Motion was made by Mr. Dierks that the Plat of COUNTRY CLUB ACRES, UNIT 4, be approved. The County Engineer advised that the roads were built at the time of development of Units 1, 2 and 3 and requirements have been met. Motion was seconded by Mr. Hutches and carried unanimously.

T-1/63(F) VILLA DEL SOL, PHASE 1 PLAN APPROVED

Motion was made by Mr. Dierks that final plan of VILLA DEL SOL, PHASE 1, Lots J-1 through J-18, be approved as recommended by the Planning Commission. Motion was seconded by Mr. Hutches and carried unanimously.

T-1/40(F) LEISURE LAKES MOBILEHOME PARK, 2ND ADDITION

Motion was made by Mr. McClure that final plan of LEISURE LAKES MOBILE HOME PARK, SECOND ADDITION 969 lots) be approved, subject to bond to guarantee completion of the roads and/or other improvements. Motion was seconded by Mr. Hutches and carried unanimously.

LEISURE LAKES MOBILEHOME PARK, 2ND ADDITION
PERFORMANCE BOND

Motion was made by Mr. McClure that performance bond for LEISURE LAKES MOBILE HOME PARK, SECOND ADDITION, with surety Miller's Mutual Fire Insurance Company of Texas, be approved. Motion was seconded by Mr. Hutches and carried unanimously.

PRIVATE EASEMENTS AS ACCESS ROADS

Motion was made by Mr. Burton that the County Attorney be authorized to prepare the appropriate resolutions determining that certain private easements are adequate under present circumstances to serve as access to parcels of land presently fronting on said easements as follows:

- 1) From Chester and Cleo Hudson to Carl Ann and Donnie Childers (O.R. Book 476, page 410);
- 2) From _____ Roman to _____ Cameron

Motion was seconded by Mr. Hutches and carried unanimously.

Motion was made by Mr. McClure that the Zoning Department (Phil Maring) be instructed to proceed with zoning clearances on properties fronting on these easements, subject to confirmation by the County Engineer. Motion was seconded by Mr. Hutches and carried unanimously.

LOT CLEARING LC-275

Public Hearing was opened to consider the petition of

HENRY A. NEITRING LC-275
Lot 146, Tropic Isles
Palmetto, Florida

requesting the Board of County Commissioners to require certain lands owned by

PETER M. CONSTANTINE and described as
Parcel 24 of 16-34-17

to be cleared as required by Section 2 of Chapter 69-1284, Laws of Florida, Special Acts of 1969.

Philip Maring, Zoning Administrator, pointed out that the properties were separated by a street; that the property in question was being used for agricultural purposes and the complaint was against sage brush that was allowed to grow as a windbreak.

Mr. Neitring was present to request approval of his petition to have the land cleared of unsightly brush.

The Public Hearing was closed. The Chairman stated that if there were no objections, this matter would be deferred for one week as requested by Mr. McClure, in whose district the property is located. There were no objections.

26TH STREET WEST - ACCEPTED FOR COUNTY MAINTENANCE

The County Engineer submitted a copy of December 15, 1970 inter-office communication, Department of Transportation, advising that State Job 13502-3601, 26th Street West, Manatee County, had been satisfactorily completed and recommending that this job be accepted for maintenance by others.

Motion was made by Mr. McClure that Manatee County accept 26th Street West for county maintenance. Motion was seconded by Mr. Hutches and unanimously carried.

Discussion: -Traffic Light at State Road 684 and 34th Street;
 -Request by W. F. Ashby to elevate priority status of 32nd Avenue, between 24th and 26th Streets, paving project as property owners will put pro rata share of cost in escrow.

STATE TUBERCULOSIS HOSPITAL

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board unanimously approved applications of

LEO BERNARD WERNER

GLADYS MURRAY

to enter the State (W. T. Edwards) Tuberculosis Hospital.

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board unanimously approved Requisitions and Warrant Lists from December 15 to December 22, 1970 and authorized Warrant Lists to December 29, 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
 Road & Bridge Fund

Manatee County Utilities System:

13.5 Revenue Account	2174 - 2179
3.485 Revenue Account	3922 - 3934
1.65 Revenue Account	494 - 500
667,500 Revenue Account	264 - 269
450,000 Revenue Account	31
General Control Fund Account	3984 -3987
Special Construction Account	118 - 123
13.5 R & R Account	103
3.485 R & R Account	103
1.65 R & R Account	102
667,500 R & R Account	103
450,000 R & R Account	101

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CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. Hutches, seconded by Mr. Burton, the Board unanimously approved Certificates of Correction (E & I) on the 1970 Tax Roll. (Listed on page 705.)

BRADENTON-SARASOTA AIRPORT

G. E. Rautenberg came before the Board to protest granting request by the Airport Authority for \$50,000 for installation of an Instrument Landing System. (Here follows lengthy discussion.)

Motion was made by Mr. Hutches that the appropriation of \$50,000 be made to the Manatee-Sarasota Airport Authority conditioned upon resolution by Sarasota County urging the Airport Authority to take action toward a referendum in Manatee and Sarasota counties prior to December 31, 1970. Motion was seconded by Mr. Dierks and carried unanimously.

HOUSEMOVING PERMIT (SMITH)

Mr. Burton advised that there were no objections to application of

J. H. SMITH to move a building from 2718 2nd Ave. E., Palmetto, to 1703 18th Street Court E., Palmetto, (Premoving No. 17768A)

and moved that said application be approved. Motion was seconded by Mr. Hutches and unanimously carried.

DIVISION OF FAMILY SERVICES (WELFARE)

Motion was made by Mr. Hutches that the Chairman of the Board be authorized to execute a statement to the Division of Family Services, Department of Health and Rehabilitative Services (Jacksonville), certifying to expenditures of funds by Manatee County for care provided for foster children during July and August, 1970, which would signify a request for reimbursement of these expenditures. Motion was seconded by Mr. Burton and carried unanimously.

BONDS

Motion was made by Mr. Hutches that the Board approve

Bond: Completion of Moving & Alteration of Building
 R..E. JOHNSON & SON, INC. General Insurance Co.
 For Arthur Morrill Pre-moving No. 17825A

Motion was seconded by Mr. Dierks and unanimously carried.

BILLS FOR PAYMENT

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

State Assoc. of County Commissioners	\$ 1,251.94
Green's Funeral Home	200.00
Medical Examiners (Lehman, Foley & Schmer, M.D.s)	1,102.82
IBM	159.60
Parks & Recreation HUD	2,191.17 & \$1,110.00
Parks & Recreation (various)	617.66

BUDGET AMENDMENT: PARKS & RECREATION

Mr. Burton moved for the adoption of a Resolution amending the 1970-1971 Budget to include funds from Federal Grants and provide for expenditures in the

PARK, BEACH AND RECREATION Budget

	<u>Revenues</u>	<u>Expenditures</u>
Increase Item 1192- Federal Grants	\$58,182.67	
Increase Item 884.81 - Buildings & Structures		\$58,182.67

Motion was seconded by Mr. Dierks and unanimously carried.

RESOLUTION RECORDED P22-26

PALMIST'S LICENSE: RUBY MITCHELL

Upon being advised by letter from the Sheriff's Department that they had received no complaints regarding Ruby Mitchell, motion was made by Mr. Dierks that her application for renewal of Palmist's License be approved for one year. Motion was seconded by Mr. Burton and carried unanimously.

SEWER WORKS PROGRAM PLANNING TRUST FUND

Mr. Hutches moved for the adoption of

**RESOLUTION NO. SP-5 AUTHORIZING PAYMENT
FROM \$700,000 MANATEE COUNTY PHASE I SEWER
WORKS PROGRAM PLANNING TRUST FUND**

Russell & Axon \$2,000.00

Motion was seconded by Mr. Burton and unanimously carried.

RESOLUTION RECORDED P22-27

STATE ROAD 684 - MCUS PERMIT

Mr. Hutches moved for the adoption of a Resolution authorizing application to the Department of Transportation for permit for Manatee County Utilities System to construct a utility line within the right-of-way of State Road No. 684 (Section 13040). Motion was seconded by Mr. Dierks and unanimously carried.

RESOLUTION RECORDED P22-28

SEWAGE WORKS PROGRAM

The County Attorney was instructed to proceed with preliminary steps for validation of bonds for the Sewage Works Program.

STORER CABLEVISION

Motion was made by Mr. Hutches that the Certificate of Insurance from Storer CATV (required by franchise) be approved for the record. Motion was seconded by Mr. Dierks and unanimously carried.

CORRESPONDENCE

Correspondence was read from

- 1) SHERIFF R. W. WEITZENFELD
Recommending extra gain time for prisoner

SHERIFF'S DEPARTMENT

Motion was made by Mr. McClure that extra gain time be approved for Glen Harrison and released from the Manatee County Jail on December 26, 1970, as recommended by Sheriff Weitzenfeld. Motion was seconded by Mr. Dierks and unanimously carried.

- 2) FLORIDA AIR & WATER POLLUTION CONTROL (Vincent D. Patton)
Advising transmittal request Manatee County included in Southwest AQC Region to Mr. Doyle Borchers, NAPCA

MANATEE MEMORIAL HOSPITAL

RE: HOSPITAL STUDY BY RITCHIE

Motion was made by Mr. McClure, that a study by Ritchie to determine

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the need for additional hospital facilities be approved as recommended by the Board of Trustees of the Manatee Memorial Hospital (Cost not to exceed \$12,500.00)

Mr. Dierks recommended that the doctors be requested to furnish a copy of their study in connection with plans for a private hospital.

Motion was withdrawn in favor of deferring action for one week.


MEETING ADJOURNED

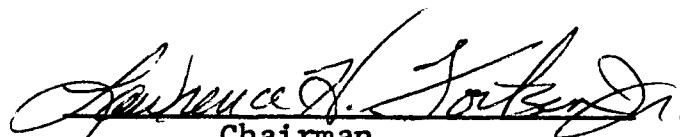
Upon motion, the meeting was declared adjourned.

Attest:

M. T. McInnis, Clerk

APPROVED: 16 February 1971


Deputy Clerk


Chairman

CERTIFICATES OF CORRECTION (E & I)

Cont'd

Approved November 24, 1970

Tangible

- No. 50 C. J. Leyanna
- 51 Triangle Bargain Center
- 52 Giles Allen
- 53 Noel Smith
- 54 Harry A. Shive
- 55 Russell King

Real Estate

- No.34 Robert E. Wallace & Charlotte Kindler
- 35 Billy M. & Erma J. Aven
- 36 A. R. & Patricia A. Hynton
- 37 Norbert N. & Arden Kreisch
- 38 E. E. Dorman
- 39 Alfonso L. Dixon
- 40 Florence W. Crosby
- 41 Stuart G. & Thelma Picarro

Approved December 1, 1970

- 56 John Griffin
- 57 Howard Miller
Emerson, Wallace
- 58 Clark Adkins
- 59 John Schuler
- 60 Claude & Mary Swedberg
- 61 Wallace Emerson
- 62 Frame & Arel Lakeland
- 63 John Bobenia
- 64 Robert Bradley
- 65 Clarence Clodfelter
- 66 Hugh Duncan
- 67 Archie Glennon
- 68 George Kesler
- 69 Kenneth Orlop
- 70 Alfred Willett
- 71 Mr. Stoneman
- 72 Jan Grund
- 73 Hugh Douglas

- 42 Mrs. Leole Taylor
- 43 Lucille Miller Reese, et al
- 44 Victory Baptist Church
- 45 Egbert S. Reasoner
- 46 Dama Development Corp.
- 47 Bernard Rosenberg
- 48 Cornell B. Smith

Approved December 8, 1970

- 74 Anna Cahill
- 75 Arnold Kay

- 49 Walter Schmio, Jr., et al
- 50 Walter Schmio, Jr., et al

Approved December 15, 1970

- 76 Eaymon Dix
- 77 C. V. Hottman Est.
- 78 Mrs. Charles D. Cassady
- 79 Clyde K. or Mae Ludlum

- 51 Chs. R. :& Lucille Stocks/
dale
- 52 W. C. Goodall, Jr. & Virginia
- 53 R. K. & Johce Hunsader
- 54 Robt. & Patricia Montgomery

Approved December 22, 1970

- 80 Roy McDowell
- 81 Otto E & Martha J Roberts
- 82 Al's 66 Svc
- 83 Pine Hide Away
- 84 P. Brenneman
- 85 Palmetto Texaco Svc
- 86 Colonial Mob Manor, Inc.
- 87 O. Andrus
- 88 Jan Grund

- 55 Anna Baden L/E
- 56 Duplicate #54
- 57 Phillip & Amelia Blus
- 58 Joe R & Junita T Garcia

Approved January 5, 1971

- 89 Phil's Paint & Body Shop
- 90 LaVern's Beauty Shop
- 91 Frank Blount