

MAY 21, 1974

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, May 21, 1974 at 9:05 A. M.

Present were Commissioners    Ken Burton, Chairman  
                                      Robert C. Hutches, Vice Chairman  
                                      Dan P. McClure  
                                      L. H. Fortson, Jr.  
                                      Kenneth D. Dierks  
 Also present were             Henry Bourne, Deputy Clerk  
                                      Richard A. Hampton, County Attorney

The meeting was called to order by Chairman Burton.

DEPARTMENT OF TRANSPORTATION: GREEN BRIDGE

H. B. Williams and K. A. Hancock, with the Department of Transportation, made a presentation of alternates on the relocation of Green Bridge. Mr. Hancock outlined the alternates (1) 14th Street, which involves a seven-block area from the river's edge to 8th Street - rejected because of distance and would put four lanes of traffic onto a two-lane highway; (2) 9th Avenue alternate, which would be a four-lane bridge with touchdown at 1st Street and tie into existing 9th Street - much shorter than (1) but would place four lanes of traffic onto a four-lane street and would restrict ability to upgrade the approach in the future; (3) This alternate would consist of two bridges - southbound traffic tying in at 10th Street, northbound traffic from 9th Street. This plan has more flexibility in that it allows staging of construction and gives flexibility to provide three-lane approaches for each bridge. Construction is programmed into the 1977-1978 fiscal year budget, based on financing ability.

A public information meeting was scheduled at Bradenton City Hall, May 28, 1974 at 7:30 p.m., and Department of Transportation public hearing would follow at a later date.

ZONING

Recommendations of the Planning Commission were presented by Arthur Fischer, Planning Director.

D.R.I. -3 (R-677)

FLORIDA POWER & LIGHT COMPANY

APPROVED

1. Request for change of zoning from (A) General Agricultural District to (M-2) Heavy Industrial District for the following described property: All of that part of Lots 2 and 5 lying west of the R/W of Tampa Southern Railroad; Lots 4 and 10 and all of that part of Lot 9 lying west of Tampa Southern Railroad. John Piplacks Subdivision in Sec. 7, Twp. 33S., R 18E.
2. Request to construct on above described property, a petroleum storage facility consisting of two (2) above ground steel storage tanks, each with a capacity of 500,000 barrels, complete with related piping, tanks, valves, instrument controls and pumping equipment. The pumping station at the site to consist of electrically driven pumps, with associated equipment, instrumentation, and controls for the transfer of stored fuel to the Manatee Plant.

The Planning Commission recommended approval.

Motion was made by Mr. McClure that DRI DEVELOPMENT ORDER on application of FLORIDA POWER AND LIGHT COMPANY be approved subject to the conditions outlined by the Planning Commission. Motion was seconded by Mr. Dierks and carried unanimously.

S-153(P) CHAMNESS ESTATES (REVISED) APPROVED

The Planning Commission recommended approval of preliminary plat (1.46 acres subdivided into 6 lots, west side of 7th St. E., south of Little Pittsburg Road)

Motion was made by Mr. Dierks that preliminary plat of Chamness Estates (Revised) be approved subject to all departmental requirements. Motion was seconded by Mr. Hutches and carried unanimously.

S-146(F) WHITFIELD ESTATES (BROOKSIDE ADDITION)

The Planning Commission recommended approval of the final plat - subdivision 78 acres, with 3.1 acres recreational area, in Whitfield Zoning District. (Approved by W/Zoning District)

BROOKSIDE ADDITION TO WHITFIELD ESTATESPLAT APPROVED; BOND ACCEPTED; R/W CONVEYANCE (DEED)

Motion was made by Mr. Dierks that the plat of BROOKSIDE ADDITION TO WHITFIELD ESTATES be approved and subdivision improvement completion bond in the amount of \$615,558.00 (Safeco Insurance Company of America, as surety) be accepted; that the appropriate officers of the county be authorized to execute Quit-Claim deed to Hunt Properties, Inc., for a part of a canal right of way that is being relocated on the plat. Motion was seconded by Mr. Hutches and unanimously carried.

PARKS & RECREATION (REFERENDUM)

John Marble submitted recommendation from the Parks and Recreation Board to go to referendum in November for 1/2 mill levy for a bond issue to provide funds for purchase of lands and development of recreational facilities. The County Attorney advised that it would be necessary to have specific plan and description of area(s) at least sixty (60) days prior to the referendum. Board members offered no objection to Mr. Marble's proceeding with plans to be brought to the Board for review.

Guy Gayle, DeSota Towers, said he had been interested in recreational development in Florida for fifteen years and urged the County Commissioners to support the proposed program and put the question of a bond issue on referendum in November.

TELEPROMPTER CATV

Frank Webb and David Schobe, representing Teleprompter CATV, were before the Board concerning request for rate increase, stating that such request adequately supported by financial statements and that the proposed revised rate was reasonable and just. They asked that the county approve the planned increase or an alternate to provide assurance that if the rates are increased as proposed the county will not oppose.

Motion to strike from the franchise that portion having to do with the Board approving rate increase was withdrawn.

Motion was made by Mr. Dierks that the Board advise the company that it will not oppose the rates as proposed and that the county attorney be instructed to draft addendum to the contract (franchise) eliminating reference to establishing rates and submit back to the Board for consideration. Motion was seconded by Mr. Hutches and carried.

HOUSEMOVING - STATE ROADS

Robert Johnson and Rowe Meade, Housemoving Contractors, requested the Board to consider an ordinance permitting houses to be moved over State Roads from midnight to 7:00 A.M. because the Department of Transportation will not allow moving on state roads unless there is a county ordinance to that effect. Traffic problems are encountered on U.S. 301 and 41 under present permitted hours.

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(Cont'd)

Motion was made by Mr. McClure that the Board hold a public hearing June 18, 1974 on an ordinance regulating the hours for moving buildings over state and/or county highways. Motion was seconded by Mr. Hutches and carried unanimously.

## HOUSEMOVING PERMITS: KING; TAYLOR; WOOD

Upon recommendation of Mr. Dierks application of

N. A. KING to move a building from 2316 Peck Street,  
Sarasota, to 31st Street East and County Line Road  
(north end of Carolina Street E.) Manatee County,  
Premoving No. 34975A

was deferred until such time as a driveway permit is cleared through the Engineering Department.

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

J. D. TAYLOR to move a building from 3971 Sunniland Street,  
Sarasota, to SR 64, 6½ miles east of Bradenton,  
Premoving No. 35118A (subject to \$1000 bond)

Motion was made by Mr. Hutches to rescind action of the Board in previous meeting regarding bond on application of Judith Wood to move a building, subject to \$1500 bond, and approve the application subject to \$1000 bond. Motion was withdrawn.

Mr. Hutches moved that the amount on performance bonds in connection with housemoving permits be increased from \$100 to \$1500, to become effective this date. Motion was seconded by Mr. Dierks and carried unanimously.

Motion was made by Mr. Hutches to rescind Board action requiring \$1500 bond of Judith Wood in connection with housemoving permit and require a bond of \$1000. Motion was seconded by Mr. Dierks and carried unanimously.

## E-RAY TRAFFIC CONTROL (REISE LIGHT)

The County Attorney reported that Dr. Gordon Ries had received letters of approval from the State of Florida on test trial of his traffic control units at U. S. 41 and 57th Avenue West (108 days trial).

## EL CONQUISTADOR PARKWAY: EASEMENT; BOND

Motion was made by Mr. Fortson that the Board accept Grant of Easement from Willow Industries, Inc., for the purpose of maintaining a drainage ditch adjacent to El Conquistador Parkway and approve and accept cash bond in the amount of \$3,000.00 The cash bond and Grant of Easement are the conditions for the county's acceptance of maintenance of El Conquistador Parkway. Motion was seconded by Mr. Hutches and carried.

## CONSTRUCTION TRUST FUNDS

Mr. Fortson moved for the adoption of a Resolution authorizing the Inter City Bank to extend, purchase and renew certificates of deposit in the \$24.4 Million Sewer System Construction Trust Fund

RESOLUTION RECORDED V24-99

and for the adoption of a Resolution authorizing the Inter City National Bank, as Trustee for \$11,650,000 Water System Construction Trust Fund, to purchase treasury Bills and Certificates of Deposit in the total sum of \$1,850,000. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED V24-100

**SEWAGE TREATMENT REVOLVING LOAN**

Motion was made by Mr. McClure to correct minutes of the last regular meeting relating to withdrawal from Sewage Treatment Revolving Loan to motion (only) "authorizing the Chairman to execute withdrawal from First Federal Savings & Loan \$1,028,496.51 and transfer to First National Bank checking account" and authorizing the Chairman to execute Draw Request from the State on the Sewage Treatment Revolving Loan in the amount of \$1,500,000. Motion was seconded by Mr. Hutches and carried unanimously!

**WAGE & HOUR LAW**

The Deputy Clerk referred to enactment which includes divisions of the government under the Wage and Hour Law, effective May 1, 1974, and establishment of a 40-hour work week for all county employees. It was agreed this matter would be further discussed in work session following the Port Authority meeting on May 23, 1974.

**BONDS**

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

<u>Sheriff's Department</u>		
Additions to U.S. Fire Insurance Company BOND NO. 70-50-11		
✓COOLIDGE J. SMITH	)	
✓BOBBY E. LEWIS	)	Regular Posse
✓A. MILDRED HASSALL		Clerk-Steno., Civil Dif.

**WARRANT LISTS & REQUISITIONS**

Upon motion by Mr. Hutches, seconded by Mr. Dierks, the Board unanimously approved Requisitions and Warrant Lists from May 14, to May 21, 1974 and authorized Warrant Lists to May 28, 1974, 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. (Listed 6/4/74)

**BILLS FOR PAYMENT - REFUNDS**

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

<u>James H. Raulerson</u>	Refund \$ 4.00
Electrical Permit No. 9430 issued by County Building Department in error; property located in City of Bradenton.	
<u>J. &amp; J. Son Electric</u>	Refund \$16.50
Electrical Permit No. 9389 issued by County Building Department in error; property located in Whitfield Estates and under Whitfield Estates Zoning District.	

**BUDGET AMENDMENT: AGRICULTURAL DEPARTMENT**

Motion was made by Mr. Fortson that the following Budget Amendment be approved and authorized:

<u>Agricultural Department</u>	<u>Item to Item Transfer</u>
From Travel Account	\$3,300.00
To Office Supplies	\$800.00
Communitations	2500.00

Motion was seconded by Mr. Hutches and carried unanimously.

**NON-CONFORMING JUNK YARDS**

Motion was made by Mr. Dierks that the County Attorney be authorized to proceed with legal action against Dan Byrd d/b/a Byrd's Auto Parts, Inc., and J. Arthur Pearson for operating junk yards in violation of the Zoning Ordinance. Motion was seconded by Mr. Hutches and carried.

**MEETING ADJOURNED**

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

Attest: M. T. McInnis, Clerk

APPROVED: 17 December 1974

By *M. T. McInnis*  
Deputy Clerk

*Ken Dierks*  
Chairman