

JUNE 25, 1974

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, June 25, 1974 at 9:10 A. M.

Present were Commissioners Ken Burton, Chairman
 Dan P. McClure
 L. H. Fortson, Jr.
 Kenneth D. Dierks

Also present were Henry E. Bourne, Deputy Clerk
 Richard A. Hampton, County Attorney

Commissioner Robert C. Hutches was not present.

The meeting was called to order by Chairman Burton.

ZONING

Art Fischer, Planning Director, explained that the Board, on 9 May 1974, had requested the Planning Commission to consider a Special Exception to permit property of the Naval Training Station to be used for a Work Release Program and to expedite the matter by waiving present time requirements heretofore established as policy. At a Public Hearing held by the Planning Commission on 19 June 1974, on

SE- 724 COUNTY COMMISSION INITIATED - Request for Work Release Program and related facilities on property located approximately 3/4 mile west of U.S. 301 (15th Street East), Bradenton, Florida, also described as 405 - 57th Avenue East (Little Pittsburgh Road), Oneco, Florida.
 The Planning Commission recommended approval for a period of one (1) year.

Don Shepherd, Director of the Work Release Program, requested that the Board of County Commissioners approve the Special Exception for use of the building and facilities, as recommended by the Planning Commission, and to execute the lease or license with the Federal Government and the Department of the Navy for Former Naval Reserve Facility, Bradenton, Florida.

Among those present and speaking in favor of continuing the Work Release Program were

Chaplain Donald Ewing
Butch Burford, of Morse Equipment Company

Motion was made by Mr. Dierks that Resolution be adopted approving SE-724 for a Work Release Program for a period of one (1) year, with lease or license with Department of the Navy for use of the property to be executed by appropriate county officials, and after expiration of one year the Work Release Director come back before the Board for extension of the Program and the Special Exception. Motion was seconded by Mr. Fortson and unanimously carried.

"LICENSE / ~~RESOLUTION-RECORDED~~ V24-131

WORK RELEASE PROGRAM: BUDGET AMENDMENT

Don Shepherd requested budget modification to allow disbursement of funds for additional salaries, equipment and supplies for activities in connection with the Work Release Program. He explained that monies returned by participants and state would be going into the General Fund of the County instead of to the City of Palmetto.

Motion was made by Mr. Fortson that the Board consider a budget in the Work Release Program. Motion was seconded by Mr. Dierks and carried unanimously.

Mr. Fortson moved for the adoption of a Resolution authorizing transfer of \$15,014.29 from Contingencies to the Work Release Program.

Motion was seconded by Mr. McClure and unanimously carried.

ZONING

CC-6 JOSEPH DUKE; EARTH MOVING PERMIT APPROVED

The Planning Director recommended approval of the application for removal of earth to create a lake 100' x 800' (to be cleared out and made deeper) - initiated under Special Exception, which expired before the lake was finished. Materials to be moved from the premises. Approved by other appropriate departments.

Motion was made by Mr. McClure that Earth Moving Permit CC-6 for Joseph Duke be approved. Motion was seconded by Mr. Fortson and unanimously carried.

SE-658 ELMER ROWE EARTH MOVING APPROVED

Request for Special Exception for sandpit on property located at 6817 State Road 70.

(Planning Commission recommended approval subject to stipulations. Board deferred action 10/31/73 pending advice from County Attorney.

Mr. Fischer referred to SE-658, which was held in abeyance because of moratorium on mining applications and to permit granted for a two-acre lake on November 13, 1973, which was allowed. It was recommended that the application be approved for a 5-acre lake and to waive requirements of the mining ordinance as far as detailed reclamation plan and detailed maps of a master plan as for phosphate mining; that Mr. Rowe be allowed to post a \$2500 bond for reclamation. (Property located 1/2 mile east of Linger Lodge - 40 acre parcel north of State Road 70.)

Motion was made by Mr. McClure that recommendations of the Planning Commission be accepted and that SE-658 be approved for Elmer Rowe; that requirements of the mining ordinance relating to master plan as for phosphate mining and reclamation plan be waived, provided that bond for \$2500 be posted. Motion was seconded by Mr. Dierks and carried unanimously.

ZONING HEARINGS

The Chairman announced that due to lack of quorum on July 31, 1974, the last Wednesday in July normally scheduled for zoning hearings, processing of Planning Commission recommendations could be scheduled for July 2, 9 and 16, 1974. Because of NACO convention in Miami on July 14 to 17, and attendance by Board members, Mr. Fischer was requested to submit recommendations for consideration at regular meetings of the Board on July 2nd and 9th.

LOT CLEARING

Public hearing was opened for the purpose of considering petition on lot clearing

LC-731 MARJORIE E. COBEN, alleging that certain land owned by PARKSIDE GARDENS CORPORATION

had not been cleared in accordance with Section 2 of Chapter 69-1284, Laws of Florida, Special Acts of 1969. Mrs. Coben was present and stated that the Parkside Gardens property was overgrown and unsightly and rats were everywhere. Dave Fulford submitted photographs in support of the complaint and recommended that the lot be mowed (complaints from other neighbors). By letter, Mrs. Helen Robinson, Manager of Parkside Gardens Corporation, advised that it would be necessary to clear the property of trees in order to operate a mower.

The Chairman closed the public hearing.

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(Cont'd)

Mr. Fortson moved for the adoption of a Resolution finding and determining that the property owner had failed to comply with the Lot-Clearing law and demanding that said property owner take corrective action within fifteen (15) days. Motion was seconded by Mr. Dierks and carried unanimously.

✓ RESOLUTION RECORDED V24-132

LC-733

Public hearing was opened for the purpose of considering petition on lot clearing

LC-733 LARAYNE ERICKSON, alleging that land owned by L. D. CUMMINGS had not been cleared in accordance in accordance with requirements of Section 2 of Chapter 2 of Chapter 69-1284, Special Acts of 1969.

After hearing testimony that this was a legitimate complaint and recommendation by Mr. Fulford that the property be mowed, public hearing was closed.

Mr. McClure moved for the adoption of a Resolution finding and determining that the property owner, L. D. Cummings, had failed to comply with the lot-clearing law and demanding that said property owner take corrective action within fifteen (15) days. Motion was seconded by Mr. Fortson and carried unanimously.

✓ RESOLUTION RECORDED V24-133

LC-734

Public Hearing was opened for the purpose of considering petition on lot clearing

LC-734 SANDRA STANISH alleging that certain land owned by HENRY SHARP, JR.

has not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Mrs. Stanish stated that the property was over run with possums and rats and dangerous to small children in the area.

Public hearing was closed. Mr. Dierks moved for the adoption of a Resolution finding and determining that the property owner, Henry Sharp, Jr., had failed to comply with the lot-clearing law and demanding that said property owner take corrective action within fifteen (15) days. Motion was seconded by Mr. McClure and carried unanimously .

✓ RESOLUTION RECORDED V24-134

HOUSEMOVING PERMIT (PERKINS)

Motion was made by Mr. Dierks that application of

S. FRANK PERKINS to move a building from 2911 53rd Ave. E. to 3010 51st Ave. E.
Pre-moving No. 35555A

be approved, and that bond requirements be waived as the building would not be moved over any county or state roads. Motion was seconded by Mr. Fortson and carried unanimously.

BAYSHORE GARDENS - SIDEWALKS

Carlos Ugarte, County Engineer, submitted proposal from Helen Robinson to pay for materials for sidewalks on 60th Avenue (Flamingo Boulevard) if the County will take care of the grading, etc.

Motion was made by Mr. Fortson that the Board accept the offer of Mrs. Robinson to pay cost of materials and that County furnish grading, etc. to provide sidewalks on 60th Avenue. Motion was seconded by Mr. McClure and carried unanimously.

PROJECT 651-A

Motion was made by Mr. McClure to approve Change Order No. 1 on contract with Warren Brothers Company for construction of Project No. 651-A (9th Street E.) (1) change quantity of item from 2530 to 2490

lineal feet, resulting in decrease of \$400.00, and (2) substitute 0" Ring joints with tongue and groove joints, resulting in increase of \$276.00; net decrease \$124.00. (New contract amount \$28,146.00) Motion was seconded by Mr, Dierks and carried unanimously.

STANDARD OIL COMPANY

Upon recommendation of the County Attorney, Robert Moon was authorized to order an abstract on property owned by Standard Oil Company (across from Highway Department) which County is purchasing. Mr. Moon advised that the firm had accepted offer and deeds would be ready in about three weeks.

STATE ROAD 683: ACQUISITION OF R/W; CONTRACT

Mr. Dierks moved for the adoption of a Resolution requesting the Florida Department of Transportation to pay for the rights of way, borrow pits and easements (including other related expenses) for

State Road 683: That portion of Section 13120-2506, extending from Sarasota County Line Northerly to a point near the East Line of Section 7, Township 35 South, Range 18 East,

and authorizing the appropriate county officers to execute contract with the Department of Transportation to that effect. Motion was seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED V24-135

COURT HOUSE EXPANSION

The County Attorney outlined procedure to be followed in selecting an architect so that plans can be formulated for additional Court House facilities. Motion was made by Mr. Fortson that notice be advertised that the Board will receive application for architectural services and recommendations in connection with proposed Court House expansion. Motion was seconded by Mr. Dierks and carried unanimously. (County Attorney to draft notice and handle advertisement.)

COUNCIL ON AGING

Robert L. Williams, representing the Manatee County Council on Aging, Inc., requested the Board to provide \$10,000 for the coming fiscal year toward the cost of organized Information and Referral Service in support of established social welfare agencies in the County. He outlined the program and the purpose to work in support of the efforts of the some thirty social welfare agencies in Manatee County - public as well as private. He was accompanied by Walter S. McClelland, president of the Council on Aging.

They were advised that the request would be considered in Budget work sessions.

REVENUE SHARING 1974

Motion was made by Mr. Dierks that the appropriate county officers be authorized to execute application to the State of Florida, Department of Revenue, for Revenue Sharing (funds) 1974. Motion was seconded by Mr. Fortson and carried unanimously.

CONSTRUCTION TRUST FUNDS

Upon motion by Mr. Fortson, seconded by Mr. McClure, the following Resolutions were unanimously adopted:

- 1) Authorizing payment from WATER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 11.650 B-15
 B & H Sales, Inc. \$17,816.40

RESOLUTION RECORDED V24-136

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- 2) Authorizing payment from WATER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 11.650 D-11
 Russell & Axon \$5,424.12
 ✓RESOLUTION RECORDED V24-137
- 3) Authorizing payment from SEWER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 24.4 B-77
 Balsinger Motor Sales, Inc. 2,913.00
 Balsinger Motor Sales, Inc. 2,913.00
 Louis C. & Ruth M. Cerrito 395.28
 John J. & Hilda M. Webber 268.40
 Pittsburgh Testing Laboratory 93.00
 Helen L. Decker 200.00
 ✓RESOLUTION RECORDED V24-138
- 4) Authorizing payment from SEWER SYSTEM CONSTRUCTION TRUST FUND
Requisition No. 24.4 D-46
 Russell & Axon 25,200.23)
 8,462.02)
 2,379.53)
 James M. Doss 250.00
 ✓RESOLUTION RECORDED V24-139

and that easements for Manatee County Utilities System be accepted from LOUIS C. & RUTH M. CERRITO, JOHN J. & HILDA M. WEBBER and HELEN L. DECKER.

DRIVEWAY PERMIT (MILLER)

Motion was made by Mr. McClure to accept and approve cash performance bond in the amount of \$250.00 (West Side National Bank certified check No. 26788) from Lawrence Miller covering Driveway Permit No. 948. Motion was seconded by Mr. Dierks and carried unanimously.

ORDINANCE - HOUSEMOVING

The County Attorney presented draft of Ordinance relating to hours for moving buildings over highways, scheduled for public hearing on August 6, 1974.

ORDINANCE NO. 74-7 (REFERENDUM BELCHER OIL)

Mr. Fortson moved for the adoption of

ORDINANCE NO. 74-7: AN ORDINANCE OF MANATEE COUNTY, FLORIDA PROVIDING FOR THE CONDUCTING OF A SPECIAL REFERENDUM ELECTION TO BE HELD ON SEPTEMBER 10, 1974. PROVIDING FOR POLLING PLACES, THE APPOINTMENT OF ELECTION OFFICIALS, THE HOURS OF VOTING, THE PREPARATION OF BALLOTS AND THE PUBLICATION OF NOTICE; PROVIDING AN EFFECTIVE DATE.*

Motion was seconded by Mr. Dierks and carried unanimously.

✓ORDINANCE RECORDED V24-140

4-H FOUNDATION

Motion was made by Mr. Fortson that the County enter into, and that appropriate county officers be authorized to execute, Agreement with Manatee County 4-H Foundation consenting to construction of improvements by 4-H to the Harllee Building (Agricultural Center) according to plans and specifications approved by the Board, at 4-H expense. Motion was seconded by Mr. McClure and carried unanimously.

✓AGREEMENT RECORDED ✓ V24-141

JUVENILE DETENTION FACILITY

The county attorney delivered executed lease agreement from the

*Question: Should the Manatee County Port Authority lease Port owned land to Belcher Oil Company for the construction of a clean fuels processing plant?

Department of Health and Rehabilitative Services (HRS), Division of Youth Services, Bureau of Detention, on the Juvenile Detention Facility of Manatee County, Florida, located at 1819 - 5th Street W., Bradenton, Florida. (12/18/73)

BONDS

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

Sheriff's Department

Addition to U.S. Fire Insurance Co. Bond #70-50-11

✓GEORGE S. LUSBY

-Mounted Posse

✓GEORGE N. BLAKE)

✓MARK K. FLINT)

-Patrol Deputies

and

Moving & Alteration of Building

Release bond #109-694-11 American & Fire Casualty Company

ROBERT WALTON (House not moved)

BILLS FOR PAYMENT

Upon motion by Mr. McClure, seconded by Mr. Fortson, payment of the following bills was unanimously approved:

AWARE (Association Water & Air Resources Engineers, Inc.)	\$ 3370.00
Sarasota Memorial Hospital	563.08
David S. Williams (Library System)	25.00

REFUND (BUILDING DEPARTMENT)

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

REFUND to Walter Edward Carlson	
Receipt #30853C - fees for Block Contractor's exam Class C in building category instead of HARV	\$ 25.00

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Dierks, seconded by Mr. McClure, the Board unanimously approved Warrant Lists and Requisitions from June 18 to June 25, 1974 and authorized Warrant Lists to July 2, 1974, said Warrant Lists to include any payrolls during that period upon concision that all employees have performed their services in accordance with terms and conditions of the county departments. (Payroll practices) (Listed July 2, 1974)

MANATEE MEMORIAL HOSPITAL - BOARD OF TRUSTEES


Motion was made by Mr. McClure that Dr. W. E. Wentzel be re-appointed member of the Board of Trustees of Manatee Memorial Hospital for a term of three (3) years. Motion was seconded by Mr. Fortson and carried unanimously.

MEETING ADJOURNED


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

Attest:

M. T. McInnis, Clerk


 Deputy Clerk

APPROVED: 17 December 1974


 Chairman