

OCTOBER 22, 1974

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Tuesday, October 22, 1974 at 9:11 A. M.

Present were Commissioners     Robert C. Hutches, Vice Chairman  
   Dan P. McClure  
   L. H. Fortson, Jr.  
   Kenneth D. Dierks

Also present were                 Henry E. Bourne, Deputy Clerk  
   Charles Bentley, Acting County Attorney

Chairman Ken Burton was not present.

The meeting was called to order by Vice Chairman Hutches.

LOT CLEARING

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-788 C. Don Frank - alleging that certain land owned by Stanley D. & Helen G. Coleman

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence and recommended that the lot be mowed.

Public hearing was closed. Mr. McClure moved for the adoption of a Resolution determining that the property owner, STANLEY D. COLEMAN, 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     W25-10

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-788A C. Don Frank - alleging that certain land owned by Edward L. DeToni

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence supporting the petition and recommended that the lot be mowed.

Public hearing was closed. Mr. McClure moved for the adoption of a Resolution determining that the property owner, Edward L. DeToni, 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     W25-11

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-800 Lizabeth I. Braun - alleging that certain land owned by Gerard F. & Gladys A. Collins

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence supporting the petition and recommended that the lot be mowed.

Public hearing was closed. Mr. Fortson moved for the adoption of a Resolution determining that the property owners, GERARD F. & GLADYS A. COLLINS, had failed to comply with the Lot Clearing Law and demanding that said property owners take corrective action within fifteen (15)

days. Motion was seconded by Mr. Fortson and carried unanimously.

RESOLUTION RECORDED W25-12

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-803 Etta L. Williams - alleging that certain land owned by Edward C. Frey

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence supporting the petition and recommended that the lot be mowed. Upon question he advised that letter of notice had been sent to the property owner, but the receipt for certified mail had not been returned. Mr. Hutches recommended postponing action for one week to give ample time for return of the receipt. The complainant, Mrs. Etta L. Williams, was present and objected to the postponement.

Public hearing was closed. Mr. McClure moved for the adoption of a Resolution determining that the property owner, EDWARD C. FREY, 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. (Mr. Fulford was instructed to hand deliver a copy of the Resolution to the property owner.)

RESOLUTION RECORDED W25-13

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-805 Deborah McLean - alleging that certain land owned by Al D. & Margaret L. Farrington

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence supporting the petition and recommended that the lot be mowed.

Public hearing was closed. Mr. McClure moved for the adoption of a Resolution determining that the property owners, AL D. & MARGARET L. FARRINGTON, 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 W25-14

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-806 Ethel Taylor - alleging that certain land owned by Elizabeth G. Burnett and James A. Howze

had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969. Dave Fulford submitted pictures as evidence in support of the petition and recommended that the lot be mowed.

Public hearing was closed. Mr. McClure moved for the adoption of a Resolution determining that the property owners, ELIZABETH G. BURNETT and JAMES A. HOWZE, had not complied with the Lot Clearing Law and demanding that said property owners take corrective action within fifteen (15) days. Motion was seconded by Mr. Fortson and carried.

RESOLUTION RECORDED W25-15

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(Cont'd)

## ZONING

S-161(P) BELAIR ADDITION SUBDIVISION - Preliminary Plat

The Planning Commission recommended approval, subject to provisos by the Health Department regarding central water and waste water collection systems being approved by the Division of Health and Department of Pollution Control prior to construction; these systems certified by the engineer of record and accepted by the Health Department before being placed into service; no septic tanks except for one model home, and by the Highway Department that certain street sections be extended back of the curb.

The subdivision (3.74 acres - 16 lots) is located on north side of 2nd Avenue W., and the east side of 67th Street W., Bradenton.

Motion was made by Mr. Fortson that the preliminary plat of BELAIR ADDITION be approved subject to provisos outlined. Motion was seconded by Mr. McClure and carried.

~~ORDINANCE NO. 74-2~~

## INSPECTIONS SANITARY SEWERS

Mr. Fortson moved for the adoption of a RESOLUTION ESTABLISHING INSPECTIONS OF MATERIALS, INSTALLATIONS AND CONNECTIONS TO SANITARY SEWERS PURSUANT TO ORDINANCE 74-2. Motion was seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED W25-16

## TAMPA BAY REGIONAL PLANNING COUNCIL

## RE: DRI APPLICANTS

Art Fischer advised that at the meeting of the Tampa Bay Regional Planning Council on Friday he had presented the Resolution from this Board recommending that the Executive Committee allow applicants for Development of Regional Impact to be heard at the meetings. They compromised in that applicants will be allowed to respond to questions posed to them by members of the Executive Committee.

## PLANNING &amp; ZONING BUILDING

## BIDS ON ADDITIONS &amp; ALTERATIONS

Sealed bids received for additions and alterations for the Manatee County Planning and Zoning Building, located at 212 Sixth Avenue East, were opened and read as follows:

QUALITY CONSTRUCTION OF SARASOTA, INC.	\$97,817.00	(154 da.)
COUNTEE CONSTRUCTION, INC.	90,455.00	(140 da.)
LARSEN BROS., INC.	74,200.00	(150 da.)
W. G. Mills, Inc.	85,900.00	(120 da.)
CRAIG-McALLISTER	93,900.00	(210 da.)

(All accompanied by 5% bid bonds)

The bids were referred to Art Fischer and Douglas Croll, architect, for tabulation and recommendation.

## EMERGENCY EQUIPMENT REPAIRS - - HIGHWAY DEPARTMENT

Carlos Ugarte, County Engineer, requested authorization to make emergency repairs to a Gradall, replace hydraulic pump at cost of \$1300.00. Motion was made by Mr. Dierks that bid policy be waived and that the County Engineer be authorized to purchase a hydraulic pump for the Gradall and proceed with the emergency repairs. Motion was seconded by Mr. Fortson and carried unanimously.

## M-J ROAD RIGHT-OF-WAY

Board members were advised that the right-of-way on M-J Road, running south off State Road 70, was inadequate for proper maintenance of the drainage ditches and that a property owner, Van McDonald, had agreed to give the county additional right-of-way if county will build a fence in lieu of payment. Mr. Hutches said this is an arterial road between Myakka City and Clay Gulley Road and serves forty-fifty families.

Robert Moon, R/W agent, advised that the county would be acquiring an additional 15-foot right-of-way for about \$300.00 worth of material.

Motion was made by Mr. Fortson to authorize replacement of a fence for Van McDonald in lieu of purchase of right-of-way for M-J Road. Motion was seconded by Mr. Dierks and carried unanimously.

FLORIDA POWER & LIGHT COMPANY

PROPERTY FOR EXPANSION OF ENGINEERING DEPARTMENT

Motion was made by Mr. McClure to authorize purchase of the Florida Power & Light pole yard property, needed for expansion of the Highway and Engineering Department, for \$8200.00. Motion was seconded by Mr. Dierks and carried unanimously. (Mr. Moon to work out lease on same amount of land, owned by County, to Florida Power & Light Company)

SEWER PROJECT

Chris Angelidis submitted status report on construction of the Sewer Project by phases; general summary being that Clayton/Residex procedure generally good with endeavor to straighten out problems; Gianetti moving well ahead; Woodruff progressing (time table well ahead); Lee Construction somewhat behind; Tech overdue. He said there should be some tie-ins to the system in November.

LOT CLEARING LIENS

Motion was made by Mr. Fortson that the appropriate county officers be authorized to execute Notice of Lien assessed against certain lands owned by ADA V. WARDWELL in the amount of \$55.00, said lands being described in Lot Clearing No. LC-764. Motion was seconded by Mr. Dierks and carried.

Motion was made by Mr. Fortson that the appropriate county officers be authorized to execute Notice of Lien assessed against certain lands owned by HENRY R. and ELIZABETH KIESZKOWSKI in the amount of \$55.00, said lands being described in Lot Clearing No. LC-776. Motion was seconded by Mr. McClure and carried.

CONSTRUCTION TRUST FUND

Mr. Dierks moved for the adoption of a Resolution authorizing payment of

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 B-91

Warren Brothers Company	\$ 1,767.50
American Cast Iron Pipe Company	9,725.83
Jack L. & Francine M. Dickson	100.00
W. Ray & Virginia W. Lamb	60.00
John R. & Marianne Blue	35.00

and acceptance of Manatee County Utilities System easements from JACK L. & FRANCINE M. DICKSON; W. RAY & VIRGINIA W. LAMB; JOHN R. & MARIANNE BLUE. Motion was seconded by Mr. McClure and carried.

RESOLUTION RECORDED W25-17

Mr. McClure moved for the adoption of a Resolution authorizing payment of

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 D-52

Russell & Axon	\$23,051.81)
	4,242.91)
	1,764.67)
Goodrich & Hampton	1,190.00
The Bradenton Herald	65.00

Motion was seconded by Mr. Dierks and carried.

RESOLUTION RECORDED W25-18

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(Cont'd)

## RUSSELL &amp; AXON - ENGINEERING SERVICES (VARIOUS PROJECTS)

Motion was made by Mr. McClure that Russell & Axon Consulting Engineers be authorized to perform engineering services on

Water Treatment Plant ExpansionWater System Improvements

#7273-1, #7273-2, Part B, Sections I &amp; II

General supervision and consulting services, resident inspection, and related services;

Water System Improvements, Parts A & C #7273-2

General supervision and consulting services, inspections and related services;

Manatee County Utility System Administration Building

General supervision and consulting services; related services; (#A7389-1)

Motion was seconded by Mr. Dierks and carried unanimously.

## AREAWIDE PLANNING AGENCY - SEWER PROGRAM

In connection with proposed Areawide Planning Agency for Sewer Program throughout the region (future systems), Art Fischer recommended that the County work up a draft of its position to be made known at a public hearing to be held. There were no objections to recommendation that Mr. Fischer, Mr. Randle and Mr. Angelidis proceed with drafting views on this subject to be presented and discussed in a work session.

## WARRANT LISTS &amp; REQUISITIONS

Upon motion by Mr. McClure, seconded by Mr. Dierks and carried, the Board approved Requisitions from October 15 to October 22, 1974, and Warrant Lists, and authorized Warrant Lists to October 29, 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 November 5, 1974.)

## BILLS FOR PAYMENT

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

Douglas Croll	\$ 1005.01
Goodrich & Hampton (U.S. Leasing Corp. vs M. T. McInnis; Litigation for Planning Dev. Dept.)	275.00
(Manatee County vs Deese; vs Hadden; vs Reed; vs Snyder; vs Thomas; vs Totale; J & J Contracting Co. vs Manatee County)	1645.00
Refund to Kenneth Trout	2.50 (overpayment)

## "SKYDIVER SANTA" - DESOTO SQUARE MALL

In response to a request from the manager of DeSoto Square Mall, motion was made by Mr. Fortson that the Board offer no objections to a Santa Clause parachute jump ("Skydiver=Santa") at the DeSoto Square Mall on November 23, 1974, providing that all FAA requirements are met and adequate safety precautions and insurance are taken. Motion was seconded by Mr. Dierks and carried.

## TAMPA CENTRAL CREDIT UNION - PAYROLL DEDUCTIONS

Mr. Fortson referred to a request (written) from the Tampa Central Credit Union that this Board give them a letter stating that payroll deductions would be made from county employees who wish to have such deductions made for that Credit Union. He recommended and moved that the Chairman be authorized to draft such a letter so that the employees will not lose any funds they might have in the now defunct Municipal-County Employees Credit Union. Motion

was seconded by Mr. Dierks and carried unanimously.

ELECTIONS: POLLING PLACE - PRECINCT NO.31

Motion was made by Mr. McClure that change in polling place be approved in

<u>Precinct No. 31 - Southeast High School</u>	
From	School Gymnasium
To	School Auditorium

as recommended by H. Jerome Davis, Supervisor of Elections. Motion was seconded by Mr. Fortson and carried.

COUNTY EMPLOYEE

Motion was made by Mr. Fortson to extend ten days sick leave time to William Talley, an employee of the County Highway Department, who had used his current sick time due to an accident. Motion was seconded by Mr. McClure and carried unanimously.

BONDS

The following are additions to bond #70-50-11, United States Fire Insurance Company, inadvertently omitted in Minutes of October 15, 1974 (motion page 4):

<u>Sheriff's Department</u>	
MARCUS B. BUTLER )	
FRANK D. WILLIAMS )	=Jailers
TERRY D. WORLEY	=Patrol Deputy

EASEMENTS

The following are easements, accepted October 15, 1974, and inadvertently omitted from the record (motion page 2):

SANTA ROSA GOLF PROPERTIES, INC.	NEVA M. BRANDON
JAMES W. & ELIZABETH B. KISSICK	CHARLES V. WALTON
W. W. & RUBY H. HIGHSMITH	F.P.A CORPORATION
KIMCO BRADENTON, INC.	F & R BUILDERS, INC.
1ST NATIONAL BANK OF TAMPA (as Tr.)	JERRY & DONNA M. ORNS
CHARLES B. McLAUGHLIN as Bishop of the Diocese	BAYSHORE BUILDERS CORP.
TAMPA WHOLESALE GROCERY CO.	SUMAR CORP.
CLAYTON C. & GERALDINE BINGAMAN	
TRADER JACK OF LAUDERDALE BY THE SEA, INC.	
(See also October 8, 1974)	

MEETING ADJOURNED

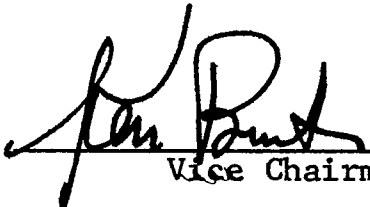
There being no further business, the meeting was declared adjourned.

Attest:

M. T. McInnis, Clerk

  
 \_\_\_\_\_  
 Deputy Clerk

APPROVED: February 18, 1975

  
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 Vice Chairman