

NOVEMBER 19, 1974

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, November 19, 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 E. Bourne, Deputy Clerk
 Richard A. Hampton, County Attorney

The meeting was called to order by Chairman Burton.

This being the first meeting for members of the Board taking office two weeks after the General Election on November 5, 1974, the Clerk of Circuit Court, M. T. McInnis, administered Oaths of Office to

Dan P. McClure - Commissioner, District No. 2
 (Re-elected to four-year term)

Kenneth D. Dierks - Commissioner, District No. 4
 (Re-elected to four-year term)

ZONING

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

R-706 NORMAN T. SPONG REZONE R-1 & C-1 DEFERRED

(George T. Smith, agent) - Request to rezone from District A - General Agriculture to R-1 (Single Family Dwellings) and C-1 (Commercial) property located 1/2 mile east of Morgan Johnson Road on east side of Kay Road, and north of S.R. 64.

The Planning Commission recommended denial.

Mr. Fischer explained that this was an action that should have been completed last quarter and brought to the Governing Body, but the Planning Commission debated on it longer than usual and it was delayed past the quarter; that this property is adjacent to the site zoned back from mobilehome park last week to Agricultural. He said this petition was to change to R-1 for a subdivision and shopping center and would be in addition to an existing small subdivision. It was a matter of concern that I-75 was going to cut the trailer park in half and come right on across the corner of what would be this subdivision. It was contention of the applicant that since I-75 is not there and the land has not been bought that the county should approve the rezone and allow him to develop a subdivision.

Upon question, the Board was advised that there would be a progress meeting in Fort Myers, Thursday, November 21, 1974, and the Department of Transportation would bring the counties up to date on current status of I-75 with view toward acquiring right of way this calendar year.

Upon recommendation by Mr. Hutches, the Chairman stated that if there were no objections action on R-706 would be deferred one week until progress report is available from the Fort Myers meeting. There were no objections.

R-708 SARASOTA/BRADENTON AIRPORT AUTHORITY; C-2 ADOPTED

(Richard V. Wolf, agent) - Request to rezone from M-2 to C-2: 21.25 acres east of U.S. 301 approximately 284 ft. south of 77th Ave. E., for the purpose of leasing for a flea market.

The Planning Commission recommended approval.

Bill Gocia, representing the petitioner, explained that there would be no activity during the week, only on Saturdays and Sundays; that the majority of space would be open and covered stalls; that the area was restricted in use because of height in approach to runway.

Upon question, the County Engineer stated he could not foresee any traffic problem as to passing lanes, etc., on the highway by autos entering and exiting from the property.

Mr. Dierks moved for the approval of R-708 and adoption of Resolution rezoning the property to C-2 (Heavy Commercial) District. Motion was seconded by Mr. Hutches and carried unanimously.

ZONING
R-708
✓ RESOLUTION RECORDED

N-97 E. S. REASONER M/HOME REPLACEMENT APPROVED
Request to replace existing mobilehome located on .54 acre at 5216 - 14th Street W., Bradenton.
The Planning Commission recommended approval.

Motion was made by Mr. McClure that N-97 for E. S. Reasoner be approved. Motion was seconded by Mr. Hutches and carried unanimously.

SE-755 HARMON & RUTH MORGAN M/HOME APPROVED
(SE-305) Request permit a mobilehome as dwelling in conjunction with agricultural use on 41.63 acres east of ACL Railroad between 49th St. E., & 39th St. E. (Mendoza Road), Palmetto.
The Planning Commission recommended approval for four (4) years.

Mr. Hutches moved for the approval of SE-755 for Harmon and Ruth Morgan and adoption of Resolution granting Special Exception for a period of four (4) years as recommended by the Planning Commission. Motion was seconded by Mr. Dierks and carried unanimously.

ZONING
SE-755
✓ RESOLUTION RECORDED

SE-756 MABEL G. BRIDGES M/HOME APPROVED
(SE-425) Request permit mobilehome as dwelling in conjunction with agricultural use on 8.3 acres at 1827 Leffingwell Ave., Ellenton.
The Planning Commission recommended approval for two (2) years.

Mr. Hutches moved for the approval of SE-756 for Mabel G. Bridges for a period of two (2) years and adoption of the appropriate Resolution. Motion was seconded by Mr. McClure and carried unanimously.

ZONING
SE-756
✓ RESOLUTION RECORDED

SE-757 ELDRED C. WEARS, ET UX M/HOME APPROVED
(SE-423) Request permit for mobilehome as dwelling in conjunction with agricultural use on 9.6 acres 2½ miles north of Parrish on the west side of U.S. 301, in Parrish area.
The Planning Commission recommended approval for two (2) years.

Mr. Hutches moved for the approval of SE-757 for Eldred C. Wears, et ux, for a period of two (2) years and adoption of the appropriate Resolution. Motion was seconded by Mr. McClure and carried.

ZONING
SE-757
✓ RESOLUTION RECORDED

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(Cont'd)

SE-758 DEWEY E. ADAMS M/HOME APPROVED
 (SE-420) Request permit for mobilehome as dwelling in conjunction with agricultural use on 15 acres on south-east corner of S.R. 70 and Betts Road.
 The Planning Commission recommended approval for 6 years plus an additional 4-years extension.

Mr. Hutches moved for the approval of SE-758 for Dewey E. Adams for a period of six (6) years with provision for extension of an additional four (4) years by the Planning Director, and for the adoption of the appropriate Resolution. Motion was seconded by Mr. McClure and carried unanimously. ZONING
SE-758

✓ RESOLUTION RECORDED

SE-759 HELEN M. REED M/HOME APPROVED
 (TU-144) Request for mobilehome as dwelling in conjunction with agricultural use on 20 acres north of 41st St. East and west of Ellenton-Gillette Road.
 The Planning Commission recommended approval for five (5) years.

Upon motion by Mr. Hutches, seconded by Mr. McClure, SE-759 for Helen M. Reed for a period of five (5) years was approved and the appropriate Resolution was unanimously adopted. ZONING
SE-759

✓ RESOLUTION RECORDED

SE-761 RUALTO COMPANY GYMNASIUM APPROVED
 (T. C. Nilsen, partner-agent) - Request to permit (C-2 Use) Gymnasium in a warehouse in an M-1 Zone on 1.54 acres, 6718 - 15th Street E. (US 301), Whitfield Area. (Requesting 5,000 ft. out of 30,000 ft. total.)
 The Planning Commission recommended approval.

Upon motion by Mr. Dierks, seconded by Mr. Hutches, SE-761 for the Rualto Company was approved and the appropriate Resolution was unanimously adopted. (This is private recreational facility and the Health Department requires certain sanitary installation facilities, such as showers, etc.) ZONING
SE-761

✓ RESOLUTION RECORDED

SE-687 J. KENNETH & MARGARET BROOKS; EXTENSION DEFERRED
 (Veltman & Associates) Request to waive Sec. VI, Paragraph II of the Manatee County Zoning Ordinance for a proposed nursing home on 4 acres at 5604-20 26th St. W.
 The Planning Commission recommended approval of extension of one year - to November 7, 1975.

Dave Veltman was present. Upon question by Mr. Zimmerman, who lives adjacent to the property, he described the proposed facility as a low single-story structure of spanish hand-stucco with red tile roof. He said they had received approval of the preliminary drawings, which is the second phase, and final drawings should be finished in about three weeks. He stated that six months is not feasible time to get a structure of this nature (120 beds) approved through the state agencies.

Mr. Fortson referred to presentation made at the time the Special Exception was approved and stipulation that 56th Avenue be paved in conjunction with development of the nursing home. He requested postponement for one week so he could discuss 27th Street paving with the owners. There were no objections.

Motion was made by Mr. Hutches to adopt Resolution as follows:

SE-732 GOSPEL CRUSADE, INC.
 That the Petitioners, Gospel Crusade, Inc., be Granted a

Special Exception to Amend SE-342 as Shown on Revised Plans Dated 9/17/74 and Revised on 11/4/74 and Accept Mr. Redmond's Letter Dated 9/25/74, Stating Their Intent for Future Development, Subject to Provisions:

(1) Construction wet facilities; (2) completion and certification of Sewer facilities; (3) completion and certification of water plant; (4) Site plan of Christian Retreat dated 9/17/74, and revised on 11/4/74, be approved as the Revised Site Plan for Special Exception 342; (5) Letter from Tom Redmond dated 9/25/74 adopted as part of the site plan showing intent of Gospel Crusade, Inc., for development of remainder of site; (6) twenty-five additional travel trailer sites, as shown on the Revised Site Plan be DENIED and DELETED from the plans.

Motion was seconded by Mr. Fortson and carried unanimously.

RESOLUTION RECORDED

ZONING
SE-732

METROPOLITAN PLANNING AGENCY

The Planning Director advised that Tampa Bay Regional Planning Council had refused to be the recipient of Section 112 (Highway) planning funds designation as a Metropolitan Planning Agency, but had accepted Section 9 (Mass Transportation) and Section 13 (Airport) designation. Inasmuch as Sections 9 and 13 designations did not affect Manatee and Sarasota Counties, he recommended that Manatee County withdraw designation of Tampa Bay Regional Planning Council as its Metropolitan Planning Agency for these funds.

Motion was made by Mr. McClure that the Chairman be authorized to execute a letter withdrawing designation of Tampa Bay Regional Planning Council as Metropolitan Planning Agency for Manatee County. Motion was seconded by Mr. Hutches and carried unanimously.

ORDINANCE NO. 74-11

RE: NO PARKING 18TH STREET W. & BAYSHORE GARDENS PARKWAY

Public hearing was opened for the purpose of considering Ordinance No. 74-11. After reading of the Ordinance by the County Attorney, the public hearing was closed.

Mr. Hutches moved for the adoption of

ORDINANCE NO. 74-11

AN ORDINANCE OF MANATEE COUNTY, FLORIDA PROHIBITING THE STOPPING, STANDING OR PARKING OF MOTOR VEHICLES ON CERTAIN COUNTY MAINTAINED STREETS IN THE UNINCORPORATED AREA OF MANATEE COUNTY, FLORIDA, PROVIDING A PENALTY FOR THE VIOLATION OF THE ORDINANCE AND PROVIDING AN EFFECTIVE DATE,

on the following streets located within the unincorporated area of Manatee County:

- (1) On both sides of 18th Street West from its intersection with Cortez Road (State Road 684) for 230 feet;
- (2) On both sides of Bayshore Gardens Parkway from its intersection with 14th Street West to its intersection with 26th Street West.

Motion was seconded by Mr. Dierks and carried unanimously.

ORDINANCE RECORDED

W25-57

ORDINANCE NO. 74-12

RE: INCREASE IN MILEAGE RATE

Public hearing was opened for the purpose of considering proposed

Ordinance No. 74-12. After reading of the Ordinance by the County Attorney the public hearing was closed.

Mr. Hutches moved for the adoption of

ORDINANCE NO. 74-12

AN ORDINANCE OF MANATEE COUNTY, FLORIDA PROVIDING FOR AN INCREASE IN MILEAGE RATE PAID TO COUNTY OFFICERS AND EMPLOYEES TO 14 CENTS PER MILE; AMENDING THE PROVISIONS OF SECTION 1, CHAPTER 67-778, SPECIAL LAWS OF FLORIDA 1967 ACCORDINGLY; PROVIDING AN EFFECTIVE DATE ,

as read. Motion was seconded by Mr. McClure and carried unanimously.

' ORDINANCE RECORDED W25-58

SUPERVISOR OF ELECTIONS
BIDS ON TRUCKS

Sealed bids received on furnishing one new truck (with lift) for the Supervisor of Elections were opened and read as follows:

COX CHEVROLET	\$6,225.32
BILL GRAHAM FORD	6,241.19
JACK MOREHEAD GMC	6,961.00
ROBBINS INTERNATIONAL	6,997.00

The bids were referred to the Supervisor of Elections for review and recommendation.

COUNTY RIGHT-OF-WAY MAPS (COUNTY ROADS)

Robert Moon, Right-of-Way Agent, submitted official right-of-way maps showing location and survey of certain county roads - property vested in Manatee County pursuant to provisions of Florida Statute 95.361(1), with request for certification by the Board.

Motion was made by Mr. McClure that the right-of-way maps be approved and certified (executed) by the Chairman and claim

- (1) 25th Street East (a/k/a Litner Road)
- (2) 96th Avenue East (a/k/a Foy Road)

as county roads. Motion was seconded by Mr. Dierks and carried unanimously.

WARNER'S WEST BAYOU - FLORIDA POWER & LIGHT CROSSING

Carlos Ugarte, County Engineer, submitted request of Florida Power and Light Company for a permit to install overhead wire crossing over Warner's West Bayou along Riverview Boulevard N.W., and recommended approval.

Motion was made by Mr. McClure that the Chairman be authorized to execute a letter stating no objections to permit for Florida Power and Light to install an overhead wire crossing over Warner's West Bayou, designated as Manatee County Engineering Department No. 7449. Motion was seconded by Mr. Dierks and carried unanimously.

SANITARY SEWERAGE PROJECT - PART C, SECTION I

Motion was made by Mr. McClure to approve, and authorize execution by the appropriate county officers, Change Order No. 2 on contract with Giannetti and Lanzo Construction Company,

Sanitary Sewerage Project, Part C,
Section I, Gravity Sewers & Force Main
(Provide service to two new Schools) Addition \$240,975.33

Motion was seconded by Mr. Hutches and carried unanimously.

SEWER TREATMENT PLANT

The Director of Manatee County Utilities System advised that the opening ceremony for the Sewerage Treatment Plant was scheduled for November 21, 1974 at 9:00 A. M.

SEWER PIPE TO PROPERTY OWNERS

After discussion regarding price of pipe to be furnished property owners for sewer installations, Mr. McClure said he would contact the president of the Master Plumbers Association to determine if they were living up to their commitment.

GUN RANGE SHELTERS - PARKS & RECREATION

Motion was made by Mr. Fortson that John Marble, Director of Parks and Recreation, be authorized to advertise for bids for gun shelters at the Ken Foster Recreational area (Lena Road) to be opened December 17, 1974. Motion was seconded by Mr. Hutches and carried.

CONSTRUCTION TRUST FUND

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

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 D-54

Inter City National Bank \$15,663.00

Motion was seconded by Mr. Dierks and carried.

RESOLUTION RECORDED W25-59

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

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 B-95

MCUS 24.4 Revenue Account \$3,984.85

Motion was seconded by Mr. McClure and carried.

RESOLUTION RECORDED W25-60

PLANNING & ZONING DEPARTMENT

CONTRACT: W. G. MILLS

Motion was made by Mr. McClure that the appropriate county officers be authorized to execute contract with W. G. MILLS, INC., for alterations and additions to the Planning and Zoning Department (Sixth Avenue East complex) in the amount of \$85,900.00 and to approve Certificate of Insurance and Guarantee Bond with The Travelers Indemnity Company, as surety. Motion was seconded by Mr. Hutches and carried.

CONTRACT RECORDED W25-61

WARRANT LISTS & REQUISITIONS

Upon motion by Mr. Hutches, seconded by Mr. McClure and carried, Requisitions and Warrant Lists were approved from November 12 to November 19, 1974 and Warrant Lists were authorized to November 26, 1974, said Warrant Lists to include 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 December 3, 1974)

CERTIFICATES OF CORRECTION (E & I)

Upon motion by Mr. Hutches, seconded by Mr. Dierks and carried, Certificates of Correction (E & I) on the current tax rolls were approved and executed as recommended by the Tax Assessor. (Listed page)

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(Cont'd)

BILLS

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

Manatee Memorial Hospital	\$ 4,039.36; \$32.75 (Jenkins);
	32.75 (Sieglar)
Professional Ancillary Serv.	50.00
Refunds:	
Paul Sheley, Plumbing Permit #3820	
(payment plumbing inspection and	
should have been building insp.)	5.00
Carl Henson - HARV Permit #12910	
(Should have been by City)	10.50

FLORIDA SCHOOL FOR DEAF & BLIND (ST. AUGUSTINE)

Motion was made by Mr. Dierks that Board members approve application to admit Michael Ryan Felker, and to certify that he is a resident of this county and entitled to free admission, to the Florida School for the Deaf and the Blind. (Approved by Welfare Director.) Motion was seconded by Mr. Hutches and carried unanimously.

SHERIFF'S DEPARTMENT (PRISONER'S GAIN TIME)

Motion was made by Mr. McClure to award extra gain time for Paul W. Constantine (additional 30 days merit time and release November 24, 1974) as recommended by Sheriff R. W. Weitzenfeld. Motion was seconded by Mr. Hutches and carried.

SOLID WASTE COMMITTEE

Mr. Hutches referred to expiration of garbage franchises in February, 1975 and announced that a meeting would be held December 11, 1974 at 9:00 A.M. to reactivate the Solid Waste Committee. He requested that the County Attorney, or a member of his firm, attend this meeting.

AGRICULTURAL CENTER (AIR CONDITIONER)

James L. App, County Extension Director, requested repairs made to the air conditioning unit in the Soil Conservation Service complex at the Agricultural Center, at estimated cost of \$715.80, and recommended fund transfer for electrical work in the Ayers, Snyder and Chaires Buildings.

Motion was made by Mr. Fortson to authorize replacement and installation of a compressor unit in the air conditioning/heating equipment in the office of the Soil Conservation Service in Kendrick Auditorium, Agricultural Center, at a cost not to exceed \$715.80. Motion was seconded by Mr. McClure and carried unanimously. (No action on fund transfer.)

PLANNING & DEVELOPMENT RECORDS

Motion was made by Mr. Hutches to approve and endorse allowance for the Planning Director to destroy old records in the Planning and Development Department (Planning, Zoning and Building material) from 1955 to 1969, with retention schedule of five (5) years. Motion was seconded by Mr. McClure and carried unanimously. (Application to State of Florida, Department of State, Division of Archives, History and Records Management.)

MEETING ADJOURNED

There being no further business the meeting was declared adjourned.

Attest:

M. T. McInnis, Clerk

Deputy Clerk

APPROVED: April 1, 1975

Chairman