

DECEMBER 10, 1974

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, December 10, 1974 at 9:00 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.

**FLOOD INSURANCE - BOARD OF APPEALS**

Dr. Gordon Arnold came before the Board regarding his land on Sneads Island where he intended to locate his residence, which he was moving by barge across the Manatee River. He said his plans were drawn on the basis that minimum building elevations for flood prone areas of Manatee County would not go into effect until January 1, 1975. He wanted to build under the oak trees instead of having to cut them down and put the house on "stilts".

✓ The County Attorney pointed out that members of a "Manatee County Construction Codes Board of Appeals" would have to be appointed to hear applications for variances from the provisions of the Flood Insurance Ordinance (No. 74-10).

Mr. Fortson submitted recommendations for appointment of members to the Manatee County Codes Board of Appeals and moved that the following persons be named to constitute said Board for the terms specified:

|  |          |
|--|----------|
| <u>Dan Zoller</u> , Civil Engineer               | -2 years |
| <u>John Benson</u> , Mechanical Engineer         | -2 years |
| <u>Johnny Goss</u> , Electrical Engineer         | -2 years |
| <u>John J. (Toby) Holland</u> , Contractor       | -1 year  |
| <u>Charles Wooten, Jr.</u> , Contractor          | -1 year  |
| <u>Douglas Croil</u> , Architect                 | -1 year  |
| <u>Warren Pearson</u> , Insurance or Real Estate | -3 years |

Motion was seconded by Mr. McClure and carried unanimously.

The County Attorney noted that these were initial terms and appointments (or re-appointments) thereafter would be for four-year terms.

**ZONING**

Art Fischer, Planning Director, submitted recommendations of the Planning Commission.

R-706 NORMAN T. SPONG                     DISTRICTS R-1 & C-1 ADOPTED  
(George T. Smith, agent) - Request to grant change from District A - General Agriculture to R-1 - Single Family Dwellings (54.31 acres) and to C-1 - Commercial (6.03 acres) Districts.  
The Planning Commission recommended denial, but the Planning Director had favored approval.

Mr. Hutches moved for the adoption of a Resolution approving R-706 for rezone from District -A- (General Agriculture) to District R-1 (Single Family Dwelling) and from District -A- to C-1 (Commercial) on property as outlined in said Resolution. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED

ZONING  
R-706

SE-763 AMOCO PRODUCTION COMPANY

(St. Petersburg Bank & Trust Company, Trustees)  
 Drilling exploratory well for petroleum south of State  
 Road 62, approximately 9 miles east of Parrish.  
 Approved December 3, 1974.

Mr. Hutches moved for the adoption of a Resolution approving SE-763  
 for Amoco Production Company. Motion was seconded by Mr. Fortson and  
 unanimously carried. ZONING

RESOLUTION RECORDED SE-763

R-621 HARBOR VENTURES, INC. P.U.D. EXTENSION

Request for one-year extension of time for completion  
 of approval of the preliminary development plan for  
 P.U.D.

Mr. McClure moved for the adoption of a Resolution granting a One  
 (1) year extension for the approval of the Preliminary Development  
 Plan on R-621 for Harbor Ventures, Inc. (expiring December 18, 1975).  
 Motion was seconded by Mr. Fortson and carried unanimously.

RESOLUTION RECORDED ZONING  
 R-621

T-1-86(F) CASA ONECO MOBILE HOME SUBDIVISION - APPROVED

The Planning Commission recommended approval of final plat  
 of 24 lots on 4.5 acres located between 1st and 3rd Streets  
 East, and north of 53rd Avenue East.

CASA ONECO MOBILE HOME SUBDIVISION  
 FINAL PLAT APPROVED

The Chairman advised that he had met with the two groups the previous  
 day to try to resolve their differences but they were still at an im-  
 passe; that it would be desirable not to have a split situation, but  
 the proposed plat met county requirements and he could see no reason  
 it should not be approved.

Rev. Bunnell was allowed to repeat objections of the Casa Loma Mobile-  
 home Park Association as to drainage plans, etc. Upon question, both  
 the County Engineer and the County Pollution Control Director stated  
 that the drainage plans were adequate for Casa Oneco.

Mr. Dierks moved for the adoption of a Resolution approving the final  
 plat for T-1-86 (F) Casa Oneco Mobile Home Subdivision with the stip-  
 ulation that NO SEPTIC TANKS BE PERMITTED. Motion was seconded by  
 Mr. Hutches and carried unanimously. ZONING

RESOLUTION RECORDED T-1-86(F)

## SPEED LIMITS; TRAFFIC CONTROL SURVEY

Recommendations from William F. Kuhn, Safety Director, on county  
 speed limit problems and traffic safety survey for the purpose of  
 establishing a policy of setting speed limits (letter dated 12/4/74)  
 were acknowledged. Action was deferred pending further information  
 and work session the following Monday.

GATEWAY EAST SEWERAGE TREATMENT PLANT  
 SPRAY IRRIGATION FACILITIES

Motion was made by Mr. Dierks that Russell & Axon Consulting Engineers  
 be authorized to perform engineering services for Spray Irrigation  
 Facilities at Gateway East Sewerage Treatment Plant at a cost not to  
 exceed \$350.00. Motion was seconded by Mr. Hutches and carried. (Plans  
 and specifications for sprinkler system to dispose of plant effluent.)

Chris Angelidis, Director of Manatee County Utilities, outline some of  
 the problems in the Whitfield area, also problems where lines are being  
 laid for property owners without notice to MCUS so check can be made

as to depth, elevation, location septic tank(s), etc., and this may result in request to the Commission to consider allowing no installations until permits issued. Due to lack of work the trades had asked if they could put in these laterals without hooking on either end, but this was creating problems and MCUS does not have the extra manpower to try to solve these individual problems.

**CONSTRUCTION TRUST FUNDS**

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

**WATER SYSTEM CONSTRUCTION TRUST FUND**

Requisition No. 11.650 B-22

Seaboard Coast Line Railroad Company \$7,653.00

Motion was seconded by Mr. Fortson and carried unanimously.

RESOLUTION RECORDED W25-79

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

**SEWER SYSTEM CONSTRUCTION TRUST FUND**

Requisition No. 24.4 B-98

MCUS General Control Fund \$20,202.96

Cox Chevrolet, Inc. 2,678.55

Luther H. Wilkins 240.00

Kenneth L. & Cora K. Pfister 170.00

and acceptance of easements from LUTHER H. WILKINS; KENNETH L. and CORA K. PFISTER for Manatee County Utilities System. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED W25-80

Upon motion by Mr. McClure, seconded by Mr. Hutches, Resolution authorizing payment of

**SEWER SYSTEM CONSTRUCTION TRUST FUND**

Requisition No. 24.4 D-55

James M. Doss & Associates \$265.00

was unanimously adopted.

RESOLUTION RECORDED W25-81

**WATERLINE U.S. 41 TO PORT**

**TERMINATION: CHRIS NELSON CONTRACT (LIFT STATIONS C-2)**

The Board deferred action on authorizing the Consulting Engineers to design the water line from the edge of the City of Palmetto to the Port, via U.S. 41, pending work session the following Monday.

Upon being advised that Chris Nelson had not made any effort to set up a meeting in accordance with written notice to do so within a specified time because of contract violations, motion was made by Mr. Hutches that the County Attorney be authorized to prepare documents for termination of contract with that firm. Motion was seconded by Mr. Fortson and carried unanimously.

**HIGHWAY DEPARTMENT**

**BIDS ON MATERIALS & PRODUCTS & SERVICES**

Sealed bids received on furnishing materials and products to be used by the Manatee County Highway Department, or Municipalities within the County, were opened on the following:

- A - BITUMINOUS MATERIALS
- B - ROAD MATERIALS

- C - CONCRETE MATERIALS
- D - METAL PRODUCTS

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- E - VEHICULAR MATERIALS (Motor Fuels)
- F - MISCELLANEOUS
  - F-1 Equipment Rental
  - F-2 Unloading and Hauling Materials
  - F-3 Tree Cutting
  - F-4 Broom Rewinding

The bids were referred to the County Engineer and the appropriate committee for tabulation, review and recommendation. (Note: Bids listed on date of acceptance.)

## HOUSEMOVING PERMIT

Upon motion by Mr. Hutches, seconded by Mr. Fortson, the following application was unanimously approved:

MIKE BRYANT - to move a building from 8500 Cortez Road to Parcel 4 (pt.) in Section 28, Township 35, Range 22 East (north 3 miles on 9-ft. road to Parks Road, east 1/2 mile, property N/S Parks Road)

Pre-moving No. 934

DEPARTMENT OF THE INTERIOR - GEOLOGICAL SURVEY  
AGREEMENT: MANATEE RIVER & WEST MANATEE COUNTY

Motion was made by Mr. Fortson that Manatee County enter into, and that the appropriate county officers be authorized to execute, Agreement with GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF THE INTERIOR for investigation of water resources and update data on Manatee River and the west Manatee County area, at a cost of \$30,000. Motion was seconded by Mr. Dierks and carried unanimously.

CONTRACT RECORDED W25-82

## BONDS

Motion was made by Mr. Hutches to approve Bond of

A. B. (ARCHIE) POWELL, appointed 12/9/74 as Property Appraiser of Manatee County to hold office for the term two years and 22 days.  
Surety: Hartford Accident & Indemnity Company \$5,000.00

Motion was seconded by Mr. Dierks and carried unanimously.

Upon motion by Mr. McClure, seconded by Mr. Hutches and carried, the following bond was unanimously approved for release:

J. P. CASTLEMAN - release of bond on Housemoving Permit under Building Permit No. 643.

MOTOR VEHICLE INSPECTION STATION NO. 2, )  
MANATEE COUNTY AMBULANCE SERVICE BUILDINGS, ) EDWARD DEAN WYKE,  
PALMETTO SUB-STATION ) ARCHITECT

The County Attorney read a letter from Edward Dean Wyke, dated December 3, 1974, submitted for the purpose of establishing a written record of employment by the County to perform architectural services for Manatee County Motor Vehicle Inspection Station No. 2, Manatee County Ambulance Service Building and Palmetto Sub-Station. Motion was made by Mr. Dierks to accept the letter for the record. Motion was seconded by Mr. Fortson and carried unanimously.

## EASEMENTS - MANATEE COUNTY UTILITIES SYSTEM

RECORDED W25-83

Upon motion by Mr. Fortson, seconded by Mr. Dierks and carried, the following easements were accepted for Manatee County Utilities System:

Old Town Pancake Inn, Inc. ✓ Michael & Jo Ann Toth  
Van-White Construction Co., Inc. ✓ Claflin Garst, Jr.  
Theodore (III) & Judith A. Gallo ✓ Dayton Lane, Jr.

**CONDEMNATION SUIT: MCUS (BARLEY)**

Mr. Hutches moved for the adoption of a Resolution authorizing Manatee County Utilities System to employ the services of the County Attorney to commence condemnation proceedings to acquire the necessary easements for water system improvements in the property owned by George M. Barley, as Trustee (Louis D. Conetta). Motion was seconded by Mr. Fortson and carried unanimously.

RESOLUTION RECORDED W25-84

**CONVEYANCE OF DEEDS BY COUNTIES  
READOPT SECTION 125.41, FLORIDA STATUTES**

Mr. McClure moved for the adoption of a Resolution endorsing Resolution No. 74-11.1, passed by the Board of County Commissioners of Martin County, requesting Florida Legislature to readopt Section 125.41, Florida Statutes, entitled, "Conveyance of Land by County," and to validate conveyances made during period of its repeal. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED W25-85

**COUNTY ATTORNEY**

The County Attorney submitted to Board members for review and consideration drafts of proposed new electrical, mechanical and mobile-home installation codes.

**BILLS FOR PAYMENT**

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

|   |             |
|---|-------------|
| Douglas Croll (Voting Machine bldg.)                                      | \$11,249.00 |
| Manatee Memorial Hospital   | 846.27      |
| Dick Mills  |             |
| Refund fees HARV permit issued in error by County for job located in City | 11.50       |

**WARRANT LISTS & REQUISITIONS**

Upon motion by Mr. Hutches, seconded by Mr. McClure, the Board unanimously approved Requisitions and Warrant Lists from December 3 to December 10, 1974 and authorized Warrant Lists to December 17, 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 January 7, 1975.)

**CERTIFICATES OF CORRECTION (E & I)**

Upon motion by Mr. Hutches, seconded by Mr. McClure, the Board unanimously approved Certificates of Correction (E & I) on the current tax roll as recommended by the Property Appraiser. (Listed page

**SOUTHEAST HIGH SCHOOL - REFUND FEES**

Art Fischer, Director of Planning and Development, recommended that the Board grant request for refund to Dick Mill's Heating and Air Conditioning for fees charged on HARV permit No. 12847 for Southeast High School. He referred to a letter dated May 2, 1973 whereby this Board authorized the Building Department to waive permit fees for County building projects under its jurisdiction and also for the School Board.

Motion was made by Mr. McClure to authorize refund of \$60.50 to Dick Mills Heating & Air Conditioning for fees on HARV permit for Southeast High School. Motion was seconded by Mr. Hutches and carried unanimously.

**COUNTY PERSONNEL - PARKS & RECREATION DEPARTMENT**

Motion was made by Mr. Dierks that the Board grant special permission for the Parks & Recreation Director to hire ORA L. SCOTT as maintenance

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man for the Palma Sola Bay Picnic Area to replace Dennis Price.  
(Purpose to comply with personnel policy relating to employment of  
personnel over 65 years of age.) Motion was seconded by Mr. Hutches  
and carried unanimously.

## SPEED LIMIT SIGNS

Motion was made by Mr. McClure to accept certification by the County  
Engineer that speed signs had been erected in Highland Shores Subdi-  
sion in accordance with Resolution adopted 26 November 1974:

|                                    |        |
|------------------------------------|--------|
| 30th Avenue East (Sally Lee Drive) | 25 MPH |
| 29th Avenue East (Linden Drive)    | 25 MPH |

Motion was seconded by Mr. Fortson and carried.

## CREDIT UNION/COUNTY EMPLOYEES

The Board members and the Deputy Clerk discussed question relating  
to the wording on forms to be signed by the county employees who are  
participating in Credit Union payroll deductions, whereby any sums  
due the employee at the time of termination of employment by the  
county shall be paid to the Credit Union if said employee has a loan  
through the Credit Union.

## COUNTY LIBRARY DESIGN DEVELOPMENT PHASE

Motion was made by Mr. McClure to ratify and incorporate into the  
record that the design development phase for the proposed new main  
library building be accepted and authorization be given to proceed with  
final plans and drawings. This action was requested by the Library  
Board. 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: April 1, 1975


  
Chairman