

APRIL 27, 1976

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, April 27, 1976 at 9:07 A. M.

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

Also present were Henry E. Bourne, Deputy Clerk
 E. N. Fay, Jr., County Attorney

The meeting was called to order by Chairman Fortson.

DEMOLAY, NATIONAL ORDER OF - OFFICIAL COLORS

David Taylor and other members of the International Order of DeMolay made a presentation of Manatee County official colors of blue and gold.

ZONING

The Planning Director presented recommendations of the Planning Commission.

SE-892 · THE DIOCESE OF SOUTHWEST FLORIDA APPROVED

(Rev. Randall Chase, Jr., agent) - Request special exception to permit center for Campus Ministry (chapel, offices, classrooms, etc.) to be constructed adjacent to Manatee Junior College as a religious resource facility. Located on 0.76 acre 2700 57th Ave. W. The Planning Commission recommended approval subject to stipulations outlined in previous meeting.

Rev. Chase reported that he had contacted other property owners in the area, not contacted prior to April 20th, with the exception of two, and had encountered no opposition.

Motion was made by Mr. Hutches that SE-892 for The Diocese of Southwest Florida be approved subject to the preliminary plans being submitted to this Board for review and consideration, and that the appropriate resolution be adopted. Motion was seconded by Mr. McClure and carried unanimously.

ZONING
 ✓ RESOLUTION RECORDED SE-892

TU- TABERNACLE OF SARASOTA (TUTTLE ROAD)

(John Orndoff, agent) - Request for temporary use permit to conduct a Blue Gospel Trend on April 30, 1976 from 7:00 p.m. to 12:00 midnight. Location: 1512 E. 30th Ave.

Upon question, Mr. Orndoff explained that parking facilities would be Dan's Grocery parking lot, sanitary facilities would be provided; no objections from surrounding property owners; sanctioned by pastor of nearby church.

Motion was made by Mr. Hutches that Temporary Use permit for Tabernacle of Sarasota (John Orndoff) be approved. Motion was seconded by Mr. Burton and carried unanimously.

BLUE GRASS JAMBOREE: PALMETTO COUNCIL

The Board acknowledged receipt of a letter from Mayor John J. Holland, advising that the proposed Blue Grass Jamboree at the Fairgrounds, on May 7th, 8th and 9th, had been approved by Palmetto City Council.

ORDINANCE NO. 74-3: PROPOSED AMENDMENT RE BUILDING PERMITS

Motion was made by Mr. McClure that the County Attorney be authorized to draft appropriate amendment(s) to Ordinance No. 74-3 to incorporate provision for issuance of building permits under Special Building

Agreements where type of access to the property is other than that covered by the existing ordinance, as recommended by the Planning Director. Motion was seconded by Mr. Dierks and carried unanimously.

PROJECT NO. 759

The Chairman declared public hearing opened for the purpose of hearing objections to

PROJECT NO. 759: 27th Street West from 33rd
Avenue south to deadend.
(Construction cost \$11.19 front foot)

There were no objections and the public hearing was closed.

Mr. Dierks moved for the adoption of a Resolution ordering the Special Improvements on Project No. 759 and authorizing preparation of a Preliminary Special Assessment Roll for said project to be advertised for public hearing on May 11, 1976 at 9:00 A. M. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED Z26-4

31ST AVENUE WEST - GARFAIR MOBILEHOME PARK
RE: CONVEY PARTIAL R/W

Robert Blalock, attorney representing Dorothy Burnett, owner of Gar Fair Mobilehome Park, explained that 31st Avenue West, through the park, abuts 9th Avenue West (on the west) and deadends into a drainage ditch on the east; that in 1954 J. P. and Louise Styron gave a 50-foot right of way for road purposes only, with reverter clause. Inasmuch as only 25 feet is being used for the roadway, and a house extends into the deeded right of way, he was requesting the county to quit claim the south ten feet to clear up title question in the park.

Motion was made by Mr. Hutches that the County Attorney draft the appropriate resolution for the ten feet in question to revert to the grantors, heirs and assigns. Motion was seconded by Mr. Dierks and carried unanimously.

COUNTY ROADS ACCEPTED

Robert Moon submitted affidavits and Highway Maps of certain streets and recommended that they be accepted and recorded as county roads by right of maintenance under Florida Statute 95.361. (District No. 2)

Motion was made by Mr. McClure to accept 40th Street East, from Mocassin Wallow Road north to dead end. Motion was seconded by Mr. Burton and carried unanimously.

Motion was made by Mr. Hutches to accept McGuire Road from Bud Rhoden Road east to 40th Street East. Motion was seconded by Mr. McClure and carried unanimously.

STATE ROAD NO. 70; ACQUISITION RESCINDED

Motion was made by Mr. Hutches that the Board rescind action of April 20, 1976 in adopting resolution authorizing the acquisition of State Road 70, Section 13160-2506 from proceeds of State General Service bonds of Secondary Gas Tax Funds. Motion was seconded by Mr. Dierks and carried unanimously.

ARTIFICIAL REEFS

Bill Baird, assistant county engineer, requested the Board to re-affirm directions given to the County Engineer and the Parks and Recreation Department to apply for the necessary permits and construct artificial reefs during the period 1961-1965. This affirmation is necessary in order to comply with requirements of the Florida Department of Environmental Regulations in applying for permit to refurbish the reefs. At the time permits were issued by the Corps of Engineers there was no requirement for additional permits.

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The reefs are located at

- =Gulf of Mexico at Manatee County Public Beach (Permit SAJS 62-527);
- =Manatee River at Sneads Point; Manatee River at Point Pleasant (Permit SAJS 64-204);
- =Sarasota Bay at Bayshore Gardens (Permit SAJS 65-113).

Motion was made by Mr. McClure to approve the request and re-affirm authorization to construct the artificial reefs as outlined. Motion was seconded by Mr. Burton and carried unanimously.

47TH AVENUE WEST - PAVING

Deanna Siegler, 2712 47th Avenue West, requested that 47th Avenue be paved from 20th Street W. to 30th Street W., noting that excessive commercial traffic created a dust problem as well as hazardous condition of the road. She was advised there were indications by the County Engineer that the road would be paved but timing depends on priority.

SOUTHWEST FLORIDA HIGHWAY COMMISSION

Reference was made to a resolution from Lee County endorsing the establishing of a Southwest Florida Highway Commission favored by the Legislative delegation - bill pre-filed previous week. The Board deferred action pending information on funding, etc.

LEAA GRANT - YOUTH SERVICES

Motion was made by Mr. Hutches that the appropriate resolution be drawn to approve the continuation of the LEAA Grant for Youth Services Research under Criminal Justice Advisory Board endorsement. Motion was seconded by Mr. Burton. Under discussion, Mr. McClure referred to criticism of this particular program and recommended that a person from that division be in attendance to answer some of the questions on administration and requested that action be deferred at the present time. Motion and second were withdrawn by Mr. Hutches and Mr. Burton, and invitation to be extended to Linda Roe, YSR Coordinator, to be present at the next meeting.

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

RE: SUB-DISTRICT BOARD

Motion was made by Mr. Dierks that the Chairman be authorized to write a letter to Southwest Florida Water Management District and to the Legislative Delegation urging that Manatee County be considered as the location of the sub-district office. Referendum approved for Manasota Basin Board to become part of SWFWMD no later than January, and consulting firm employed to make recommendations for sub-district office. Motion was seconded by Mr. Hutches and carried unanimously.

MANASOTA BASIN BOARD: FUNDING

Mr. Burton moved for the adoption of a Resolution urging the Legislative delegation of both Legislative Houses representing the people of Manatee County to take appropriate action to provide funds from General Revenue to property fund the water resource management activities of the Manasota Basin Board. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED 226-5

DEPARTMENT OF HUMAN RESOURCES: CETA

Mr. Hutches moved for the adoption of a RESOLUTION GRANTING CERTAIN AUTHORITY TO THE DIRECTOR OF THE DEPARTMENT OF HUMAN RESOURCES as outlined by the County Attorney. This would authorize the Director to assume the administrative responsibilities as the servicing agent for all CETA programs on behalf of County to the extent authorized by law, give proper notifications to appropriate departments, agencies, persons, etc., prepare necessary documents in connection with CETA

plans and projects, to execute addenda or amendments to existing contracts in connection with existing CETA programs or projects provided no increase in contract, execute On The Job Training Contracts subject to ratification by Board within fifteen days. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED Z26-6

CIVIL DEFENSE: BID ON RADIOS

Motion was made by Mr. Dierks that the Board accept low bid submitted on radio equipment for Civil Defense,

TEL COM, INC.

\$4,027.00

as recommended by William F. Kuhn, Director, Civil Defense. (Bids opened April 20, 1976). Motion was seconded by Mr. Hutches and carried unanimously.

It was announced that the emergency exercises would be held May 13, 1976.

HOUSEMOVING PERMIT (COOKSEY) (B & H PROJECT)

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

BOB COOKSEY =move a building from 5200 Block, Gulf of Mexico
Premoving Drive, Longboat Key, to 9104 9th Ave. N.W.,
No. 6011 Bradenton.

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

B & H PROJECT =to move a building from 1425 18th Ave. E.
to 1420 15th Street E.
Premoving No. 6209

GUN PERMIT (SMIEDALA)

Upon being advised by the Sheriff that purpose of request of Tim J. Smiedala was to act for a commercial facility outside of Manatee County and guard permits are issued by the Secretary of State, motion was made by Hutches to recommend that the employer of Mr. Smiedala make application to the Secretary of State for a gun permit for his security guard, as this County does not have the authority to grant such a permit. Motion was seconded by Mr. Burton and carried unanimously.

SEABOARD COAST LINE RAILROAD: MCUS PERMIT

Mr. Hutches moved for the adoption of a Resolution authorizing the appropriate county officers to execute agreement with Seaboard Coast Line Railroad Company for Manatee County Utilities to install and maintain a water line underneath main track at Schooley, Florida. Motion was seconded by Mr. Burton and carried unanimously.

RESOLUTION/AGREEMENT RECORDED
Z26-7

EASEMENTS: MCUS

Motion was made by Mr. Hutches to accept easements for Manatee County Utilities System from

West Coast Tomato Company, Inc.

Imogene Skinner

Marick Investment Corp.

Gurvis J. Richard, et ux

Gulf Coast Agency, Inc.

Dan P. McClure, et ux

Harold J. Dietz, et ux

Motion was seconded by Mr. Dierks and carried unanimously.

PROJECT NO. 933: BID OPENING

The Deputy Clerk announced that bids would be opened on May 6, 1976 in County Commission Chambers for construction of Project No. 933.

DUPLICATE TAX CERTIFICATE (CARRIER)

Motion was made by Mr. Burton to approve application of BILLE CARRIER for duplicate Tax Sale Certificate No. 61, dated 28 May 1975. Motion

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was seconded by Mr. Hutches and carried unanimously.

WARRANT LISTS & REQUISITIONS

Motion was made by Mr. Hutches to approve Requisitions and Warrant Lists from April 20 to April 27, 1976 and to authorize Warrant Lists to May 4, 1976, 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. Motion was seconded by Mr. Burton and carried unanimously.

BILLS FOR PAYMENT

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

Manatee Memorial Hospital	\$550.00	\$9306.86; \$32.75
Sarasota Memorial Hospital	234.04	
Medical Examiners	1983.00	
Douglas Croll	486.88	
DesChamps & Gregory	78.00	
Bradenton Herald	22.68	

CORRESPONDENCE

Correspondence was read from

- 1) FAIR LANE PROPERTY OWNERS ASSOC., INC.
Petition expressing preference to have area served by sewers installed, operated and maintained by Manatee County Utility System.
Referred to Chris Angelidis, MCUS Director.
- 2) JOHN H. MARBLE, Director, Parks & Recreation Department
Recommendation award bid for grassing golf course.

PARKS & RECREATION: GOLF COURSE BID ON GRASSING AWARDED

Motion was made by Mr. McClure to accept recommendation of John Marble and to award bid for grassing of the Manatee County Public Golf Course to

SOUTHERN TURF NURSERIES	\$28,800.00
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Motion was seconded by Mr. Burton and carried unanimously.

PLUMBING CONTRACTORS EXAMINING BOARD

Motion was made by Mr. Hutches to accept the resignation of Emil Tiona from the Plumbing Contractors Examining Board and to appoint Percy A. Scholfield as replacement. Motion was seconded by Mr. Dierks and carried unanimously.

- 3) JERRY BURDETT)
- 4) DIANE LEACH) Re: Sidewalks, Sara Harllee School

Tidmarsh - Schools

Motion was made by Mr. Dierks that the Chairman be authorized to write a letter to William Bashaw and members of the School Board advising of problems in obtaining necessary right-of-way for sidewalks in school areas and lack of funds for construction. Motion was seconded by Mr. Hutches and carried unanimously.

As a matter of information the County Attorney pointed out that School building plans were exempt from local building codes (subject to state wide building codes) but in the future they will be coming to the Planning Department for change of zoning and/or Special Exceptions.

- 5) POLK COUNTY BOARD OF COMMISSIONERS
Resolution opposing rules and regulations of Department of Revenue (Re: County Property Appraisers)

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Motion to adopt a similar resolution and forward to the Governor and his cabinet was withdrawn in favor of referring the matter to the Deputy Clerk for research and report back to the Board.

LIBRARY BUILDING: CLERK OF THE WORKS

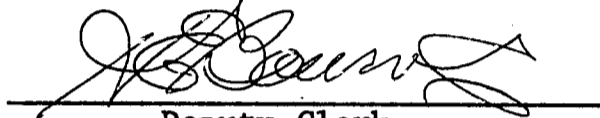
Regarding question of the Clerk of the Works (Charlie Parks) being employed by County or the architect, the County Attorney advised that if employed by County in order to receive insurance and retirement benefits amendment would have to be made to contract with the architect, with his approval. Mr. Burton said he would discuss the matter with Douglas Croll, architect for the Central Library Building.

MEETING ADJOURNED

There being no further business the meeting was declared adjourned.

ATTEST:

M. T. McInnis, Clerk


Deputy Clerk

APPROVED:


Chairman