

MAY 25, 1976

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, May 25, 1976 at 9:10 A. M.

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

Also present were H. E. Bourne, Deputy Clerk
E. N. Fay, Jr., County Attorney
Commissioner Ken Burton entered during the meeting.

The meeting was called to order by Chairman Fortson.

ZONING

P.U.D.-1 SKYWAY DEVELOPMENT CORPORATION: TERRA CEIA ISLES
(Robert Boylston, attorney) Request for additional extension of eight months within which to submit Final Development Plan for Terra Ceia Isles for approval.

Art Fischer, Planning Director, advised that Skyway Development Corporation had obtained approval from appropriate departments on the Water Supply System, Streets and Drainage Construction Plans, Water and Sewer Plans and Water and Sewer Plans, Sewer Collection and Sewer Treatment Plant; that they had done most of the things required except the final plan or plat itself. The Planning Department recommended approval.

(Enter Mr. Burton)

Mr. McClure moved for the adoption of a Resolution granting an additional eight months extension of time to Skyway Development Corporation in which to submit Final Development Plans for Terra Ceia Isles (P.U.D.-1), which Plan(s) must be submitted on or before February 5, 1977. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED

Zoning
P.U.D.-1

76-S-5(P) CUTRONA SUBDIVISION PRELIMINARY PLAT
The Planning Commission recommended approval of single family subdivision preliminary plat, 86 lots on 20.1 acres located 43rd Ave. W. and Palma Sola Road.
(Board deferred action May 18, 1976.)

Bill Swan advised that there had been question as to whether Palma Sola Boulevard could adequately serve the subdivision because of condition of the road and increased traffic. He read a letter of intent from Jerry Cutrona, Sr., stating he would pay the cost of paving the road and it would meet County specifications and standards.

Carlos Ugarte, County Engineer, advised that Mr. Cutrona would donate 84 feet on both sides of the road, and based on these conditions he would recommend approval.

Motion was made by Mr. Hutches to approve 76-S-5(P) Cutrona Subdivision preliminary plat and adopt the appropriate resolution.

Motion was seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED

ZONING
76-S-5(P)

75-S-15(F) WOODS OF WHITFIELD, SEC. I, WHITFIELD ESTATES
The Planning Commission recommended approval of Final Plat for single family subdivision on 16.8 acres m/1 (53 lots) located - bordered on the south by Nickolson Ave. and on the west by 9th St. E.

Bill Swan advised that Section 1 of Woods of Whitfield had been changed to thirty-two (32) single family lots on 10.09 acres,

and Planning Commission recommended approval.

Mr. Dierks moved for the approval of the final plat of WOODS OF WHITFIELD, SECTION I, WHITFIELD ESTATES and the adoption of the appropriate Resolution. Motion was seconded by Mr. Hutches and carried unanimously.

RESOLUTION RECORDED

ZONING
75-S-15(F)

SE-929 JEAN WISH (Formerly R-759) APPROVED

Request for Special Exception to permit citrus grove and pasture on 2.67 acres located north of 1919 55th Ave. E., Oneco.

(R-759 for rezone from R-1AA to A-District, or to other appropriate district for this use, was referred to the Planning Director for resolution granting a Special Exception.)

The Planning Commission recommended approval.

Mr. Hutches moved for the approval of SE-929 for Jean Wish and the adoption of the appropriate Resolution to permit citrus and horticultural uses for five years, with provision for granting five year extension by the Planning Director provided the area has not changed substantially. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED

ZONING
SE-929

EARTHMOVING PERMIT #13 - ERNEST SIELOFF DENIED

Proposal 1.8 acre lake to fill low area on property SE corner 63rd Ave. E. (Saunders Road) and 21st St. E. (5 acres) and removal of remaining dirt. (Lot 8, Block 17, Oneco Park)

Mr. Fischer advised that the Planning Department recommended denial to create a lake and removing dirt from the property without knowing how it will affect future development of the area; that the County Engineer recommended denial because of insufficient access; however, the Health Department said it could be approved with stipulations.

The applicant, Ernest Sieloff, was present and stated that the main purpose would be to fill in low areas and build a roadway to the property, with excess dirt to be hauled away.

Motion was made by Mr. Hutches that Earthmoving Permit #13 be denied. Motion was seconded by Mr. Dierks and carried unanimously.

COUNTY SEAL

Mr. Fischer questioned as to whether or not a County Seal had been officially adopted, pointing out that County departments had different seals (or emblems) on their vehicles and all should be the same. Upon recommendation by the Chairman, this matter was deferred for further review.

CORTEZ GARDENS, SECTION I: VACATION OF STREET

The Chairman declared public hearing opened for the purpose of considering petition by Harry C. Holleran, Fred Katz and Dale G. Ives to vacate a portion of the plat of Cortez Gardens, Section I, which was continued from May 18, 1976.

Earl Cox, attorney for the petitioners, was present and stated the petition was to close approximately 195.5 feet of a platted roadway (dedicated but not constructed) lying between 59th Street West and 63rd Street West, abutting 43rd Avenue W. off Cortez Road.

The County Engineer objected to the vacation because of the traffic problem that would be created at Cortez Road access and traffic

MAY 25, 1976

(Cont'd)

circulation when the area is developed. The Planning and Development Department recommended denial of the request on the same basis as outlined by the County Engineer.

The Public Hearing was declared closed. Recommendation was made by Mr. McClure to defer action on the petition of Holleran, Katz and Ives for one week. There were no objections.

ELECTIONS, SUPERVISOR OF RE: COPY MACHINE

Jerome Davis, Supervisor of Elections, was present in connection with his request for purchase of a new copying machine for his office, explaining that proposals had been obtained on renting Xerox and 3M copiers and it was more economical to purchase the 3M copier outright than to pay rental fees year after year. Funds budgeted for machine rental could be transferred to the appropriate item for purchase of the equipment, and he proposed to pay one-half the cost (net \$1,795.00 after trade-in and \$200.00 cash) from the current budget and the balance from next budget year; however, there ample funds in his total budget for entire amount. Motion was made by Mr. McClure to authorize the Supervisor of Elections to purchase a 3M Copier from Lanier Business Products and approve item to item transfer if necessary. Motion was seconded by Mr. Burton and carried unanimously.

PROJECT NO. 676

Bob Moon, Right-of-Way Agent, advised that Participation Project No. P-676 had been completed and the cost per front foot had been revised from \$15.91, as shown in the Special Improvement Assessment Roll, to \$12.89 per front foot; that a supplemental assessment Roll had been prepared for consideration by the Board.

The Chairman requested the County Attorney to review the information submitted on Project No. P-676 and draft the appropriate Resolution for presentation to the Board.

59TH STREET WEST: ACQUISITION OF RIGHT-OF-WAY

Motion was made by Mr. McClure to authorize Mr. Moon to revise the appraisal on certain parcels, to be acquired for right-of-way on 59th Street, from \$1,575.00 to \$1,840.00 to bring it in line with appraisals on other parcels purchased for this purpose. (Parcels No. 47.1 and No. 47.2 - owners A. B. and Laurene Powell.) Motion was seconded by Mr. Hutches and carried unanimously.

WOODS OF WHITFIELD, SECTION I: ACCEPTED FOR MAINTENANCE

Motion was made by Mr. Dierks to accept streets and drainage in Woods of Whitfield, Section I, for county maintenance, as recommended by the County Engineer. Motion was seconded by Mr. Hutches and carried unanimously.

SPEED LIMITS: 17TH STREET, PALMETTO - 59TH AVENUE

By letter dated May 4, 1976, Mayor John J. Holland advised that Palmetto City Council in regular meeting on May 3, 1976 voted to establish a 25 M.P.H. speed limit on the South side of 17th Street, between 8th Avenue and 14th Avenue. This would coincide with speed limit on the North side of 17th Street established by the Board of County Commissioners.

The County Engineer certified that appropriate speed limit signs had been erected on 59th Avenue, from 5th Street East to 8th Street East (25 M.P.H.) in accordance with Resolution adopted May 4, 1976.

EMERGENCY MEDICAL SERVICES: BIDS ON TELEMETRY SYSTEM

Motion was made by Mr. Hutches that Ken McKendree, Director of Emergency Medical Services, be authorized to advertise for bids to be opened June 29, 1976 on a Telemetry System for use at the emergency rooms at Blake Memorial Hospital and Manatee Memorial

Hospital. Motion was seconded by Mr. Dierks and carried unanimously.

PARKS & RECREATION: GRANT - SUMMER RECREATION PROGRAMS

Don Shepherd submitted request from John Marble, Director of Parks and Recreation, that a \$3,910.00 Grant from the Federal Government for Summer Recreation Programs for the Minority and Low-Income Youth be turned over to the County Parks and Recreation Department to be used in a Summer Program for children 6-14 years of age.

Motion was made by Mr. McClure that the Chairman of the Board be authorized to execute grant application for \$3,910.00 for use by the Park and Recreation Department for Summer Recreation Program as outlined. Motion was seconded by Mr. Dierks and carried unanimously.

RECESS

After a short recess, the meeting was reconvened with all members present.

SUPPLEMENTAL WATER REPORT

Following review by John Cummins^g, Russell & Axon Consulting Engineers, of Part I of a report covering the immediate and major needs of Manatee County Water System (see April 6, 1976 for approval for Consulting Engineers to prepare Supplemental Water Report for Manatee, updating original report of 1972), there was extensive discussion regarding future water system improvements. Others present and entering into discussion on this subject were Herb Hayes, Walter Hayes, Russell Hawkes and Chris Angelidis.

Recommendation was made by Mr. McClure to defer action authorizing Russell and Axon to perform engineering services on the Water System Improvements Project until further review by the Board. There were no objections.

CONSTRUCTION TRUST FUNDS

Upon motion by Mr. Dierks, seconded by Mr. McClure, Resolutions were unanimously adopted authorizing payment of the following obligations:

SEWER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 24.4 D-105

Inter City National Bank	\$ 328.00	
Holland & Knight	55.00	
Russell & Axon	4,161.71; \$2,896.46;	
	30,000.00	
	RESOLUTION RECORDED	226-51

Requisition No. 24.4 B-172

Woodruff & Sons, Inc.	\$ 8,799.90	
	RESOLUTION RECORDED	226-52

Upon motion by Mr. Dierks, seconded by Mr. Burton, Resolution was unanimously adopted authorizing payment of

WATER SYSTEM CONSTRUCTION TRUST FUND

Requisition No. 11.650 D-38

Russell & Axon	\$ 3,670.27 (total)	
	RESOLUTION RECORDED	226-53

LITTLE LEAGUE FACILITIES

Art Schneidt was present to discuss recommendation by the Park and Recreation Board that the County consider a long-term lease agreement to the Little League on fifteen acres of land at the old Oneco Landfill, off State Road 70, advising that the Board of Directors of the Little League had agreed to consider land at the State Road No. 70 complex.

MAY 25, 1976

(Cont'd)

Motion was made by Mr. Burton to instruct Bob Moon to outline a feasible 15-acre site at the State Road 70 complex for ball park facilities and submit recommendation to the Board for consideration at a later time. Motion was seconded by Mr. Dierks and carried unanimously.

CETA I, SECTION 112 :- VOCATIONAL EDUCATION

Regis Chapman presented a non-financial agreement with the Florida State Vocational Education Board on application for CETA I, Section 112 funding in the amount of \$85,000 to be utilized by the Manatee Area Vocational and Technical Center, Manatee County School Board, to provide occupational training for those persons that are unemployed, underemployed or economically disadvantaged, for the period October 1, 1976 to September 30, 1977.

Motion was made by Mr. McClure to authorize the Chairman to execute the non-financial agreement with Florida State Board for Vocational Education for CETA I, Section 112, funds in the amount of \$85,000 to be used for the purposes and in the manner outlined by Mr. Chapman. Motion was seconded by Mr. Burton and carried unanimously.

AGREEMENT RECORDED 226-54

UTILITY EASEMENTS - MCUS

Motion was made by Mr. Burton to accept easements for Manatee County Utilities System as follows:

F. P. A. CORPORATION

WILLIAM H. & DONNA J. RIOUX

Motion was seconded by Mr. McClure and carried unanimously.

**SECONDARY ROAD BUDGET AMENDMENT - VERNA GRADE
(DEPARTMENT OF TRANSPORTATION)**

Mr. Hutches moved for the adoption of a Resolution amending the 1975-1976 Secondary Road Budget as follows:

- 1) Add new budget item for improvement of right of way surface of VERNA GRADE from Sarasota County Line to State Road 70 \$2,500.00
- 2) Reduce budget item #115187: right-of-way for Lorraine Road to State Road 675 \$2,500.00
(Reducing this item from \$25,000 to \$22,500.)

Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED 226-55

LEGISLATION: COUNTY HEALTH DEPARTMENTS

Mr. Burton moved for the adoption of a Resolution opposing legislation allowing State increases in the Health Department budget which would not provide for full and complete funding by State and Federal Governments, placing financial burden on Counties of the State of Florida. Motion was seconded by Mr. Dierks and carried unanimously.

RESOLUTION RECORDED 226-56

FLOOD HAZARD AREAS: ORDINANCE

The County Attorney advised that Public Hearing was scheduled for June 22, 1976 for the purpose of considering an ordinance regarding building elevations for flood hazard areas in Manatee County.

PLANNING & DEVELOPMENT DEPARTMENT

RE: AIR CONDITIONER

The Chairman advised that the compressor on the air conditioner at the Planning and Development office was in need of repair, and since the cost would exceed \$1,000 he would recommend that three estimates be obtained so the repairs could be expedited.

Motion was made by Mr. McClure to waive the bids policy and authorize Don Everett, Director of Building Maintenance, to obtain three estimates for repairing the air conditioner at Planning and Development and submit recommendation to the Board. Motion was seconded by Mr. Hutches and carried unanimously.

PLANNING & DEVELOPMENT: RADIO TRANSMITTER

Motion was made by Mr. Hutches to authorize the Chairman to execute application for radio station authorization to the Federal Communications Commission, Washington, D.C., on modification of location of the radio transmitter at 212 Sixth Avenue East, Planning and Development Department. (Transmitter moved 50 feet to adjacent building.) Motion was seconded by Mr. McClure and carried unanimously.

BUDGET AMENDMENTS

Mr. McClure moved for the adoption of Resolutions authorizing budget amendments for 1975-1976 by item to item transfers as follows:

- | | | | |
|--------------------------------|--|---------------------|--------|
| 1) <u>Civil Defense</u> | | | |
| From Salaries to Equipment | | \$ 903.00 | |
| | | RESOLUTION RECORDED | Z26-57 |
| 2) <u>Transit Department</u> | | | |
| From Fuel, Oil Lube, to Other | | | |
| Equipment | | \$1,000.00 | |
| | | RESOLUTION RECORDED | Z26-58 |
| 3) <u>County Attorney</u> | | | |
| From Reserve for Contingencies | | | |
| to Addition Attorney Fees | | \$25,000.00 | |
| | | RESOLUTION RECORDED | Z26-59 |

Motion was seconded by Mr. Dierks and carried unanimously.

BONDS

Upon motion by Mr. Dierks, seconded by Mr. Hutches, the following bonds were (1) approved (2) included in existing bonds (3) released:

- Sheriff's Department

Addition to Public Employees Blanket Bond No. 83-56-01
(U. S. Fire Insurance Company)

SHIRLEY E. BROWN	=Booking Clerk
ELMER WILLIAM HEFFNER	=Jailer
LINDA L. SHAMBLIN	=Records Clerk
PATRICIA D. CRUM	=Records Clerk (Civil)

Driveway Permits

WILLIAM SAVAGE	Permit No. 2284	Cash Bond \$75.00
ROBERT D. PARKINSON	No. 1873	Cash Bond \$75.00

Moving & Alteration of Building

Approve: ROBERT JOHNSON for \$1500.00 Safeco Ins.
WILLIAM W. O'NEILL

-Release: Surety Bonds

ELLEN ROMAN	Building Permit No. 4423
ROBERT PARKINSON	Building Permit No. 4556
LESILE SHAW	Building Permit No. 1258

WARRANT LISTS & REQUISITIONS

Motion was made by Mr. Burton to approve Warrant Lists and Requisitions from May 18 to May 25, 1976 and authorize Warrant Lists to June 1, 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. Hutches and carried unanimously.

BILLS FOR PAYMENT

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

MAY 25, 1976

(Cont'd)

Croll/Ranon, McIntosh, Bernardo & Ramirez	\$ 773.75
Holland & Knight	140.00
Manatee Memorial Hospital	600.00; \$3758.92
Refunds:	
John Monahan (Building Permit #4745)	27.00
Warren Rager (Building Permit #6488)	13.00
Carl Henson (Driveway Permits #1826, #1827)	500.00

MINUTES APPROVED

Upon motion by Mr. Dierks, seconded by Mr. McClure, Minutes of previous meeting of

MARCH 23, 1976

REGULAR MEETING

were unanimously approved.

CORRESPONDENCE

Correspondence was read from

- 1) ASOLO THEATER
Resolution: Asolo Theater Patriots' Day

ASOLO THEATER PATRIOTS DAY

Mr. Dierks moved for the adoption of a Resolution that May 26, 1976 shall be known throughout the Manatee County viewing area as Asolo Theater Patriots' Day and urging citizens to watch this historical and patriotic production. Motion was seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED Z26-60

- 2) DICK AALBERG, COUNTY EXTENSION AGENT
Re: Animal and Plant Inspection Service field office

AGRICULTURAL CENTERANIMAL & PLANT HEALTH INSPECTION SERVICE

Motion was made by Mr. McClure that the Chairman be authorized to execute Memorandum of Agreement between Manatee County and U.S. Department of Agriculture Animal and Plant Health Inspection Service Plant Protection and Quarantine Programs, for location of the USDA trailer and parking space at the Manatee County Agricultural Center, Palmetto, to be used as a field office, for the annual payment of \$200.00 to cover utility costs, payable at the end of the fiscal year (September 30). Motion was seconded by Mr. Dierks and carried unanimously. (Subject to approval of the County Attorney.

AGREEMENT RECORDED Z26-61

- 3) TOWN OF LONGBOAT KEY (G. Wayne Allgire, Town Manager)
Appointment of Homer Greer as representative to Citizens Advisory Committee of Coastal Zone Management Program
- 4) CITY OF PALMETTO (John J. Holland, Mayor)
Appointment of Owen Morris as member of Citizens Advisory Committee for Coastal Zone Management.
- 5) MANATEE COUNTY COUNCIL ON AGING, INC.
Request payment of third quarter allotment of \$5,000.

COUNCIL ON AGING: PAYMENT ALLOTMENT

Motion was made by Mr. Dierks to approve payment of \$5,000.00 third quarter allotment to the Manatee County Council on Aging, Inc. Motion was seconded by Mr. McClure and carried unanimously.

HISTORICAL COMMISSION: RESIGNATION DEWEY A. DYE

Motion was made by Mr. Dierks that resignation of Dewey A. Dye, as member of the Manatee County Historical Commission, be accepted with regret. Motion was seconded by Mr. Hutches and carried unanimously.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest: M. T. McInnis, Clerk

Deputy Clerk

APPROVED:

Chairman