

JULY 20, 1976

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Courthouse in Bradenton, Florida, Tuesday, July 20, 1976, at 9:02 A.M.

Present were Commissioners L.H. Fortson, Jr, Chairman
Ken D. Dierks

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

Vice Chairman Dan P. McClure was not present. Commissioner Ken Burton entered during the meeting.

The meeting was called to order by Chairman Fortson.

ZONING

The recommendations of the Planning Commission were presented by Art Fischer, Planning & Development Director.

✓ R-775 COLONY MOBILE HOME COMMUNITIES, INC.

(Robert J. Boylston, Agent) - Request to change zoning from A to T-1 for a rental mobile home park on 12 acres located on the south side of U.S. 301 and approximately 1/8 mile south of U.S. 301 and approximately 1-1/2 miles north of Ellenton, Florida. Planning Commission recommended approval of District T-1.

✓ R-776 COLONY MOBILE HOME COMMUNITIES, INC.

(Robert J. Boylston, Agent) - Request to change zoning from A to T-1 for a rental mobile home park on 3.76 acres located at 7411 U.S. 301, Ellenton, Florida. Planning Commission recommended approval of District T-1.

Mr Burton made motion to approve R-775 and R-776 and adopt the appropriate resolutions to rezone to T-1. Mr Hutches seconded. Motion carried unanimously.

✓ RESOLUTIONS RECORDED

ZONING
R-775
R-776✓ R-777 L.A. LENTOL, TRUSTEE

(Dan C. Zoller/Ralph E. Nelson, Agents) - Request to change zoning from A to R-1A for a single family subdivision on 78.76 acres located east of 45th street, east and south of SR 70, Arcadia-Oneco Road, Manatee County. Planning Commission recommended approval of District R-1A.

Mr Hutches made motion to approve R-777 and adopt the appropriate resolution to rezone to R-1A. Mr Dierks seconded. Motion carried unanimously.

✓ RESOLUTION RECORDED

ZONING
R-777SE-924 GOSPEL CRUSADE, INC.

(Jim Kennedy, Agent) - Request to expand SE-732 to permit an office building located on the north side of Upper Manatee River Road and approximately 1/8 mile east of Mill Creek, Manatee County. Planning Commission recommended approval with stipulations: That the office building be limited to serve the functions on the site and shall not become a commercial or professional use not related to the operation of the approved special exception.

Mr Hutches made motion to approve SE-924 as recommended and adopt the appropriate resolution. Mr Dierks seconded. Motion carried unanimously.

✓ RESOLUTION RECORDED

ZONING
SE-924SE-926 DAVID GREINKE

Request special exception to permit a plant nursery including a 20 x 70 saran cloth structure, primarily for home use but would like to wholesale surplus plants, located at 8620 21st Avenue, N.W.

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(Cont'd)

Planning Commission recommended approval for a period of five years and may be extended for an additional five year period by the Planning Director.

Ms Dolly Young, 7703 17th Avenue N.W., was present to speak on the request and expressed concern on the setback.

Mr Hutches made motion to approve SE-926 as recommended by the Planning Commission and adopt the appropriate resolution. Mr Dierks seconded. Motion carried unanimously. **RESOLUTION RECORDED** **ZONING SE-926**

SE-927 PETROLEUM FACILITIES, INC. - STANDARD OIL CO.

(John W. Wise, Agent) - Request special exception for reopening of closed service station for gasoline sales located at 2519 1st Street, E., (Northeast corner of U.D. Highways 301 - 41 and 26th Avenue, East) Manatee County. Planning Commission recommended approval with stipulations:

1. The petitioner shall comply with the plans submitted in addition to the landscaping as added.
2. The petitioner shall close the west entrance on 26th Avenue.

Mr Hutches made motion to approve SE-927 with the stipulations outlined by the Planning Director and adopt the appropriate resolution. Mr Dierks seconded. Motion carried unanimously. **RESOLUTION RECORDED** **ZONING SE-927**

SE-928 JAROMIR TABORSKY

(Jiri Taborsky, Agent) - Request special exception for two mobile homes as dwellings in conjunction with agriculture on 30 acres located at 9804 28th Avenue East, Palmetto, Florida. Planning Commission recommended approval for a period of five years and may be extended for an additional five year period by the Planning Director.

Mr Burton made motion to approve SE-928 as recommended by the Planning Commission and adopt the appropriate resolution. Mr Hutches seconded. Motion carried unanimously. **RESOLUTION RECORDED** **ZONING SE-928**

SE-930 EXHIBITS, INC.

(John C. Manson, Agent) Request for a special exception to permit a menagerie on five acres located $\frac{1}{2}$ mile east of Bethany Church on SR 64. (5 acres) Planning Commission recommended approval for a period of five years and may be extended an additional five years by the Planning Director, with the stipulation that a plan be submitted showing the fencing of the area and how the area is to be protected from the animals.

Mr Fischer stated that this plan had not been submitted and recommended that this petition be deferred.

SE-930 was deferred until July 27, 1976.

76-S-9 (P&F) CASTLE HEIGHTS

(Leo Mills & Associates, Agents) - Request Preliminary and Final Plat approval of a subdivision of ten single family lots bordered on the north by 52nd Avenue W., and on the west by 20th St. W. (3 acres) Planning Commission recommended approval.

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Ed Winters, Mar-Nav Builders, was present to answer any questions on the proposed development.

Mr Hutches made motion that the Plat of Castle Heights be approved and appropriate resolution be adopted. Mr Burton seconded. Motion carried unanimously.

RESOLUTION RECORDED

ZONING
76-S-9(P&F)**76-T-1/2 (P) COLONY COVE NORTH, UNIT I**

(Dan Zoller Engineering, Inc., Agent) Request Preliminary Plan approval for 204 mobile home lots (rental) bordered on the west by Victory Road and approximately 1/2 mile north of U.S. 301. (39 acres)
Planning Commission recommended approval.

Mr Burton made motion that Preliminary Plan of Colony Cove be approved and to adopt the appropriate resolution. Mr. Dierks seconded. Motion carried unanimously.

RESOLUTION RECORDED

ZONING
76-T-1/2(P)**PALMETTO GROVE & GARDEN SUBDIVISION**

County Attorney presented a resolution vacating a portion of Bayshore Road in Palmetto Grove and Garden subdivision for adoption.

Matter deferred until it could be determined if the petition to vacate had actually been approved.

STANDARD HOUSING CODE-1976

County Attorney requested that a public hearing be set to consider the adoption of the 1976 Standard Housing Code with certain amendments, as recommended by the Planning Director.
Public hearing set for August 31, 1976, at 9:00 A.M.

CONSTRUCTION CODE BOARD OF APPEALS**CITY OF HOLMES BEACH - AGREEMENT**

The County Attorney presented for approval an agreement between the County and the City of Holmes Beach, which states that the County shall no longer provide administrative assistance, nor be entitled to nor collect filing fees in connection with applications for variances of minimum first floor elevation, and that all such variances shall be provided by the City of Holmes Beach and be determined by a body designated by the City.

He advised that this agreement would not eliminate the County providing this assistance for construction codes.

Matter deferred for further discussion with the Planning Director and Dan Zoller of the Construction Code Board of Appeals.

FLORIDA HIGHWAY PATROL: RADAR SPEED GUNS

Mr Fred Soto, Member of Florida Highway Patrol Auxiliary, Commander L.D. Brady and Sergeant G.G. Dodson, Troop F, Florida Highway Patrol, appeared as a follow up of a letter from Lt. Braxton, to formally request the consideration of the Board to provide funding for radar speed guns for use by the Florida Highway Patrol and to outline the usage, advantages and costs. The Chairman advised that their request would be considered in the budgetary requests for 76-77.

INSURANCE: BID OPENING - COUNTY VEHICLES

Mr Bourne opened and read the bids received from the following for the purpose of selecting a supplier for bodily injury and property damage liability insurance on vehicles owned by the County:

Bradenton Insurance - No Bid
Wyman, Green & Blalock - \$90,000.00

Bids were referred to Martin Williams and Mr Burton for consideration.

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TRANSIT DEPARTMENT: BIDS PICKUP TRUCKS

Mr Bourne opened and read the bids received from the following for the purpose of selecting a supplier to furnish one new 1976 pickup truck to be used by the Transit Department:

Dick Courteau's GMC Truck Co. - 1977 model - \$5,162.00
Cox Chevrolet - 1977 model - \$5,468.87

Bids were referred to the Transit Department for consideration.

HIGHWAY DEPARTMENT: BIDS - RENTAL MOWING EQUIPMENT

Mr Bourne opened and read the bids received from the following for the rental of grass mowing equipment (operator, tractor and mower) to be used by the Highway Department:

Harold Sebert - \$25 an hour
David Perez - 10 an hour
Huey Suggs - 10 an hour
James R. Roy III - 15 an hour
Mark Bennett 8.50 an hour

Bids were referred to Mr Ugarte and Mr Burton for tabulation.

INSURANCE: GROUP CANCER SUPPLEMENTAL POLICY

Mr Riley M. Hardy, representative of American Family Life, made a presentation on a Supplemental Group Cancer Insurance Program, and asked that County employees be given the opportunity to participate in the plan on a payroll deduction basis. Chairman advised that the Insurance Committee would review the program and make a recommendation back to the Board and, in the meantime, Mr Hardy was authorized to make a sampling on the percentage of participation by the employees, so the Board could make a decision of whether the costs of the program would be justified.

There were no objections from the Board Members.

PROJECT NO. 1033

Bob Moon advised that Project 1033 qualified as a participation project with 100% of the abutting property represented by signatures of the property owners and recommended that the petition be accepted.

Project #1033: 65th Avenue Dr. E. from 9th St. E. to 10th St. Ct. E.

Mr Hutches made motion that the petition be accepted. Mr Dierks seconded. Motion carried unanimously.

PROJECT NO. 1034

Bob Moon advised that Project 1034 (18th St. W. from 48th Ave Dr. to 49th Ave. W.) qualified as participation project with 88% of the abutting property represented by signatures of the property owners and recommended that the petition be accepted.

Mr Burton made motion that the petition be accepted. Motion was seconded by Mr Hutches. Motion carried unanimously.

63RD AVENUE EAST: RAILROAD CROSSING SIGNAL

Mr Hutches made motion to adopt a resolution authorizing execution of a Railroad Reimbursement Agreement for installation of grade crossing protective devices on 63rd Ave. E., Oneco, between U.S. 301 and Prospect Road. Seconded by Mr Dierks. Motion carried unanimously.

RESOLUTION RECORDED Z 26-146

CLAIM SETTLEMENT (GILCHRIST) - HIGHWAY DEPARTMENT

Mr Hutches made motion to adopt a resolution settling claim of Larry Gilchrist, 3307 13th Ave. W., for damages in the amount of \$72.00. Mr Burton seconded. Motion carried unanimously.

RESOLUTION RECORDED Z 26-147

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PARKS & RECREATION: BIDS BOAT DOCKS/RAMPS

John Marble recommended the acceptance of the low bid of Baker Enterprises, Inc., in the amount of \$15,689.53, for the construction of boat docks at Kingfish Ramp, (north side Manatee Avenue, A.M. Sound) and Braden River Launch Sites. (State Road 64 East).

Mr Burton made motion that the low bid be accepted. Mr Hutches seconded. Motion carried unanimously.

PARKS & RECREATION: CONCESSIONS (COQUINA & MANATEE BEACHES)

John Marble advised that the Park and Recreation Board voted unanimously to recommend that the Board authorize the County Attorney to negotiate new contracts with the operators of the concession stands at Coquina Beach and Manatee Beach.

Mr Hutches made motion that the County Attorney and Mr Bourne be authorized to work up new agreements for presentation back to the Board. Mr Dierks seconded. Motion carried unanimously.

PARKS & RECREATION: GOLF COURSE - FEE SCHEDULE

John Marble presented and outlined a Fee Schedule (green fees, etc.,) for the operation of the Golf Course (unanimously recommended by the Park and Recreation Board), and recommended adoption.

There were no objections to recommendation that the matter be deferred for one week for further review.

PARKS & RECREATION: CLUBHOUSE & MAINTENANCE BUILDING

Mr Hutches made motion to adopt a resolution authorizing the acquisition of a Clubhouse and Maintenance Building for the Manatee County Golf Course by Lease-Purchase Agreement.

Mr Dierks seconded. Motion carried unanimously.

RESOLUTION RECORDED Z 26-148

HOUSEMOVING PERMIT: REEVES

Mr Burton made motion, seconded by Mr Dierks, motion carried unanimously to approve a Housemoving Permit, Pre-moving No. 7213, for Charlie Reeves, to move a building from 805 6th St. W., Palmetto, to 2217 4th Ave. E., Palmetto. Pre-Moving No. 7213.

TRANSIT SYSTEM: OPERATING GRANT RECOVERY

Phil Davis advised that each year the County is entitled to recover 55% of its operating loss for the Transit System from the Federal government, and requested permission to advertise for a public hearing for the 1976-77 Operating Grant recovery. Mr Dierks made motion that Mr Davis be authorized to advertise for a public hearing on the 1976-77 Operating Grant recovery. Mr Hutches seconded. Motion carried unanimously.

TRANSIT SYSTEM: SMATS IMPROVEMENT PROGRAM (GRANT)

Mr Dierks made motion that Phil Davis be authorized to submit a grant application for the funding of two buses and related equipment as provided in the SMATS Transportation Improvement Program.

Mr Hutches seconded. Motion carried unanimously.

MANPOWER ADVISORY COUNCIL: RESIGNATION (MYERS)

The Chairman read a letter from Mrs Marian Myers, requesting that the Board accept her resignation, effective immediately, as a member of the Manatee Manpower Advisory Council.

Mr Hutches made motion that the resignation be accepted with regrets and that the Chairman be authorized to send a letter of appreciation for her services to Manatee County.

Mr Burton seconded. Motion carried unanimously.

MANPOWER ADVISORY COUNCIL: APPOINTMENT

Regis Chapman advised that the Manpower Advisory Council recommends the appointment of Mr Charles Grinyer to the Council to replace Myers, to represent the Senior Citizen segment. After comments from Rod Fass and Mark Holden, representing local building construction unions, regarding the lack of representation for the building trades on that Council, the matter was deferred for one week.

HUMAN RESOURCES: PSE POSITION (VETERANS SERVICE OFFICE)

Mr Hutches made motion, seconded by Mr Burton, motion carried unanimously, to approve an additional Public Service Employment position of a Clerk Typist I for the Veterans Service Office, at \$2.54 an hour.

RECESS

After a short recess, the Board reconvened at 11:11 A.M.

PERSONNEL: PAYROLL CHANGES

Westwood Fletcher requested approval of previously coordinated personnel actions, with the addition of Dianna Rozamus as a temporary Secretary II, Grade 5, at \$2.80 an hour, to replace a vacationing secretary at the Highway Department for three weeks, July 22 thru August 10, 1976, and requested that the Chairman be authorized to sign the appropriate documents. Mr Hutches made motion that the Personnel Payroll Changes, with the addition of Dianna Rozamus, be approved and that the Chairman be authorized to execute the documents. Mr Burton seconded. Motion carried three to one. Mr Dierks opposing.

PARKS & RECREATION: SUMMER YOUTH PROGRAM GRANT

Don Shepherd advised that the Board had received an approved grant from the Office of Economic Opportunity, Department of Community Services Administration, for the Summer Youth Program, coordinated through the Park and Recreation Department, for the activities in the East Bradenton Recreation Area, in the amount of \$3,910, and requested that the Chairman be authorized to accept and sign the grant.

Mr Hutches made motion, seconded by Mr Dierks, motion carried unanimously, that the Chairman be authorized to execute the grant.

AMBULANCE SERVICE GRANT

Don Shepherd gave a status report on the grant application submitted to the Governor's Highway Safety Council for funds for the Ambulance Service.

201 PROGRAM - WASTEWATER TREATMENT WORKS: GRANT AMENDMENT

The Chairman read a letter from the U.S. Environmental Protection Agency notifying the Board that the request for an increase in the Grant Offer had been approved in the amount of \$5,380, which increases the total Offer to \$64,454, for the 201 Wastewater Treatment Program (City of Bradenton, Manatee County), and requested that he be authorized to accept the increase by executing the Grant Amendment and forward it to the City of Bradenton.

Mr Hutches made motion that the Chairman be authorized to sign the document and forward to the City of Bradenton for execution. Mr Dierks seconded. Motion carried unanimously.

201 PROGRAM: DEEP WATER INJECTION

Mr Hutches made motion, seconded by Mr Dierks, motion carried unanimously, to adopt a resolution accepting the recommendations of Russell and Axon, and Smith and Gillespie, Engineers,

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to complete the 201 Facilities Plan with a proposal of deep-well injection as being the most cost effective, and viable alternative for effluent disposal to meet the necessary water quality standards in the 201 Planning Area.

RESOLUTION RECORDED Z26-149

CONSTRUCTION TRUST FUNDS

Mr Dierks made motion, seconded by Mr Burton, motion carried unanimously, to adopt a resolution authorizing the payment of:

Sewer System Construction Trust Fund Requisition #24.4-D-108
Russell & Axon \$2,140.95

RESOLUTION RECORDED Z26-150

Mr Burton made motion, seconded by Mr Hutches, motion carried unanimously, to adopt a resolution authorizing the payment of:

Water System Construction Trust Fund Requisition #11.650-D-41
Russell & Axon Total \$4,627.67

RESOLUTION RECORDED Z26-151

WHITFIELD AVENUE: TRUCK TRAFFIC

The County Attorney was instructed to draft a resolution restricting truck traffic on Whitfield Avenue from Pennsylvania Avenue to U.S. 301, for consideration by the Board, contingent upon the adoption of a resolution by the Whitfield Zoning District restricting truck traffic on Whitfield Avenue from U.S. 41 to Pennsylvania Avenue.

MEDICAL EXAMINER: SERVICES EXPENDITURE REPORT

Mr Hutches made motion that the Chairman be authorized to execute the Florida Medical Examiner Services Expenditure Report for the quarter beginning April, 1976 and ending June 1976.

Mr Dierks seconded. Motion carried unanimously.

BUDGET AMENDMENT

Mr Hutches made motion, seconded by Mr Dierks, motion carried unanimously, to adopt a resolution authorizing the transfer of funds within the County Commissioners Budget:

From: Reserve for Contingencies \$1, 650.00
To: Equipment \$1, 650.00

RESOLUTION RECORDED Z26-152

WARRANT LISTS

Mr Hutches made motion to approve Requisitions and Warrant Lists from July 13, to July 20, 1976, and authorize Warrant Lists to July 27, 1976, said Warrant Lists to include any payrolls during that period upon condition that all county employees have performed their services in accordance with time and payroll practices of the county departments. Motion was seconded by Mr Dierks and carried unanimously.

BONDS

Mr Dierks made motion, seconded by Mr Hutches, and carried unanimously to approve the following bond:

Rowe Meade for Lessie Barfield, owner, Auto-Owners Insurance Company - \$1,500, Pre-Moving #6379.

Mr Hutches made motion, seconded by Mr Burton, motion carried unanimously, to approve the following bond:

Sheriff's Department

Include under Public Employees Blanket Bond #767012-20210325m Auto-Owners Insurance Company:

John W. Duzan	Patrol Deputy
William T. Nipper, III	Patrol Deputy
Bruce L. Moore	Patrol Deputy
Carl S. Bornes, III	Regular Posseman.

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BOARD OF TAX ADJUSTMENT

The Chairman advised that under a new law, members of the Board of Tax Adjustment must be elected, stating that at a previous meeting, he had appointed three members to serve, and that now those members should be elected.

Mr Hutches made motion that Mr Burton, Mr McClure and Mr Dierks be elected to serve on the Board of Tax Adjustment. Mr Burton seconded. Motion carried unanimously.

VETERANS OF FOREIGN WARS

The Chairman read a notice of the 12th Annual Fishathon, sponsored by the Veterans of Foreign Wars, to be held at the Rod and Reel Pier, Anna Maria, on August 28, 1976, during the hours of 8:00 to 12:00 A.M.

AMBULANCE SERVICE: FUNDING

Mr Hutches made motion, seconded by Mr Dierks, that the Chairman be authorized to sign a letter addressed to William Hamlin, Department of Health and Rehabilitative Services, requesting that Manatee County be included in their list of counties desiring matching funds for one modular type ambulance during the 1976-77 fiscal year, under the State bulk purchase plan. Motion was seconded by Mr Dierks and carried unanimously.

INTERIM VICE CHAIRMAN

Mr Hutches made motion that Ken Burton be elected Interim Vice Chairman during the absence of Mr McClure. Mr Dierks seconded. Motion carried unanimously.

GOVERNMENTAL CENTER

The Chairman advised that a work session had been scheduled with Bill Zoller, Architect, for Thursday, July 29, 1976, at 9:00 A.M. to discuss the proposed Governmental Center.

BUDGET: SHERIFF'S DEPARTMENT

Mr Hutches advised that a work session had been scheduled for Wednesday, July 21, 1976, at 1:00 P.M. with the Sheriff, pertaining to his budget request.

***BILLS FOR PAYMENT**

MEETING ADJOURNED

Since there was no further business, the meeting was declared adjourned.

Attest:

M. T. McInnis, Clerk


Deputy Clerk

APPROVED:


Chairman

*** BILLS FOR PAYMENT**

Mr Dierks made motion, seconded by Mr Hutches, and carried unanimously to approve the following bills for payment:

SUSAY LAND DEVELOPMENT	\$ 6,905.00
BLAKE HOSPITAL	234.04
MANATEE MEMORIAL HOSPITAL	10,157.76
MANATEE MEMORIAL HOSPITAL	32.75
MANN, FAY & PRICE	775.00
