

NOVEMBER 15, 1977

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Tuesday, November 15, 1977 at 9:05 A. M.

Present were Commissioners:

Louis E. Driggers, Chairman  
Dan P. McClure, Vice Chairman  
L. H. Fortson, Jr.  
Lamar S. Parrish  
Robert W. Fowinkle

Also present were

John D. Sands, Deputy Clerk  
Dave Miner, Assistant County Attorney

The meeting was called to order by Chairman Driggers.

INVOCATION was given by Reverend George Bennett, First Congregational Church.

SOUTHEAST HIGH SCHOOL KEY CLUB

The Chairman welcomed and introduced a group of students from Southeast High School Key Club who were present to observe County Government in action. The students were: Mike Eckard, Ron Thompson, Mike Herald, Robert Fisher and Brian Matthews.

LOT CLEARING

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-1130 W. J. BEABOUT - alleging that property owned William and Coallo Edwards had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969.

Dave Fulford, Enforcement Officer, Planning and Development Department, submitted photographs and stated that, according to the complainant, the property had not been mowed for over six months.

There was no one present to speak either for or against LC1130 and the Chairman declared the public hearing closed.

Mr. McClure moved for the adoption of a Resolution determining that the property owners had failed to comply with the Lot Clearing law and demanding that said property owners take corrective action with regard to land described in LC-1130. Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION RECORDED ✓

S-3-75

Public hearing was opened for the purpose of considering Lot Clearing Petition

LC-1141 E. ESTOK - alleging that property owned by Robert and Elsie Seagle had not been cleared in accordance with requirements of Section 2 of Chapter 69-1284, Special Acts of 1969.

Mr. Fulford submitted photographs and recommended that the lot be mowed. There was no one present to speak either for or against the petition and the Chairman declared the public hearing closed.

Mr. McClure moved for the adoption of a Resolution determining that the property owners had failed to comply with the Lot Clearing law and demanding that said property owners take corrective action with regard to land described in LC-1141. Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION RECORDED ✓

S-3-74

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Mr. Fulford referred to public hearing on LC-1146 on the Agenda and stated that it was not necessary as the property owner had complied with Lot Clearing requirements.

CUTLER HAMMER - INDUSTRIAL REVENUE BONDS

Mr. Driggers read a mailgram from Ralph H. Dalforge, Treasurer of Cutler-Hammer, Inc., authorizing Nimrod T. Frazier to appear on their behalf in connection with Industrial Revenue Bond matters.

Mr. Frazier, Investment Consultant to Cutler-Hammer, Inc., introduced Steven Mayberry, Division of Economic Development of the State of Florida. He stated his appearance was for the purpose of requesting endorsement of Manatee County on the issuance of industrial revenue bonds to finance the construction of a proposed Cutler-Hammer plant in this county. He referred to the resolution which stipulates that the bond issue may be for as much as \$5,000,000 to cover all or part of the financing of the project. It is anticipated that the plant will employ approximately one hundred people initially.

After presentation by Mr. Frazier Mr. Miner stated that the County Attorney had reviewed the resolutions and due to some deficiencies had recommended that the Board not adopt the resolution(s) at this time.

During discussion Mr. Fortson favored endorsing the bond issue providing the problems with the resolution(s) could be resolved, and noted the Board should give some indication of support. Mr. Parrish concurred. There were no objections from other members of the Board.

Action was deferred pending discussion with the County Attorney.

VOCATIONAL & TECHNICAL CENTER - PERMIT FEES

Motion was made by Mr. Fowinkle to grant a waiver of permit fees to the Manatee Area Vocational and Technical Center on the construction of a dwelling on Lot 64, Sunset Acres Subdivision. (To be built by students in building trades.) Motion was seconded by Mr. Parrish and carried unanimously.

GRANTS DEVELOPMENT

Upon motion by Mr. McClure, seconded by Mr. Fowinkle, the Board unanimously approved recommendations of Regis Chapman, Director, Grants Development Department, as outlined in his letter dated November 15, 1977:

- (1) CETA Title III Youth Employment and Training Program -  
Submit application for \$278,441 to provide a comprehensive system for delivery of employment and training services and information to youth (ages 16-21) January 1, 1978 - September 30, 1978.
- (2) CETA Title III Youth Community Conservation and Improvement Project -  
Submit application for \$47,168 to carry out two community projects employing five persons each January 1, 1978 - September 30, 1978.
- (3) CETA Title III Non-Financial Cooperative Agreement -  
Execute agreement between Manatee County Board of Commissioners and Florida State Employment Service for Youth Employment and Training Program and the Youth Community Conservation and Improvement Projects (YCCIP).
- (4) Notification of Intent to Apply for Home Health Care Funding -  
Approval of Notification of Intent to apply for Home Health Care funding for Manatee County Health Department.

RECORDED

S-5-

As a matter of information Mr. Chapman said they had been notified that the Department of Labor wants employment levels of enrollment maintained in the CETA Public Service Employment Program through September 30th; that with endorsement of the Humphrey-Hawkins Full Employment bill by the President it was almost certain that the CETA Program will become a major element in the system of programs designed to reduce unemployment nationwide.

MANASOTA 88

Mr. Driggers read a portion of a letter from Gloria C. Rains, chairman, Manasota 88 (dated November 2, 1977) in response to the Board's letter of October 26, 1977 requesting Manasota 88 to discontinue use of the telephone number and mailing address of the Manatee County Health Department.

Bill Thomas, of the Health Department, gave a brief history of Manasota 88 and its position with the Manatee County Health Department (public health and environment).

CONDEMNATION SUIT: COUNTY VS MOTT

Motion was made by Mr. Fortson to approve payment of \$240 from Right of Way funds for bills in connection with condemnation proceedings in the case of Manatee County vs Mott. Motion was seconded by Mr. Fowinkle and carried unanimously.

TRAVEL - RIGHT OF WAY AGENT

Motion was made by Mr. Fortson to authorize travel for Bob Moon and Tim Mumford to attend a two-day seminar sponsored by the American Right of Way Association in Fort Lauderdale on December 1-2, 1977. Motion was seconded by Mr. Fowinkle and carried unanimously.

BID OPENING: PROJECT 1142 HIGHWAY DEPARTMENT

For the Record:

In accordance with duly advertised legal Notice, bid opening was held at 10:00 A. M., November 14, 1977 on Highway Department Project 1142, Bic No. 78-09, funded by EDA Grant 04-51-262729, in Manatee County Board of County Commissioners' meeting room in the Court House in Bradenton, Florida.

Present were

John D. Sands, Deputy Clerk  
William Mullan, Purchasing Director  
Carlos Ugarte, County Engineer  
John Thomas, Chief, Engineering Division

Mr. Mullan stated at 10:00 A.M. that no further bids would be accepted and proceeded to open sealed bids received from

- 1) Warren Brothers \$192,075.09  
(Minority enterprise participation  
\$38,145.00 or 20 percent)
- 2) General Asphalt of Bradenton 289,709.02  
(Minority enterprise participation  
\$47,834.01)

Mr. Mullan stated that the bids would be reviewed after the meeting and that tabulations would be made during the afternoon and copies would be mailed to those requesting them.

PURCHASING

William Mullan, Purchasing Director, submitted requests and recommendations outlined in his letter dated November 15, 1977:

HIGHWAY DEPARTMENT EDA Grant - \$193,000)  
EDA Highway Project 1142, Residential Street Paving  
(Bid No. 78-09) - Mr. Mullan requested permission to  
award to the lowest bidder.

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Motion was made by Mr. McClure that the low bid of WARREN BROTHERS - \$192,075.09 be accepted. Motion was seconded by Mr. Parrish and carried unanimously.

MANATEE COUNTY UTILITIES SYSTEM

Lift Station Monitoring System (Bid No. 78-05) - This item was deferred at the request of Mr. Fowinkle.

EMERGENCY MEDICAL SERVICE

The Purchasing Director requested approval of a one-year agreement with Prather's, Inc., for linen rental for the Emergency Medical Service. The agreement calls for weekly charges of \$14.90.

Motion was made by Mr. McClure that the agreement be approved subject to review by the County Attorney. Motion was seconded by Mr. Fowinkle and carried unanimously.

RECORDED ✓

S-3-76

PERSONNEL - CONSOLIDATION SHEETS

Upon motion by Mr. Fortson, seconded by Mr. Fowinkle, consolidation sheets (new hires, salary increases, terminations and miscellaneous/travel authority) were unanimously approved.

PERSONNEL: MANNING LEVELS

At the request of Mr. McClure, action was deferred on resolutions authorizing amendments to Manning Levels, by Job Classifications, for the Parks & Recreation Department, Highway & Engineering Department, Motor Pool Department and the Ambulance Service.

LIBRARY SITE - HOLMES BEACH

Freeman Stittsworth, former Councilman of the City of Holmes Beach, came before the Board to request cooperative efforts of the Commissioners and the officials of the City of Holmes Beach, and their respective attorneys, to formulate an agreement to acquire a portion of the former Holmes Beach airstrip as a site for the proposed branch library for the Island. He explained the problem of clearing a cloud on the title for the property and recommendation of the principal heir, Hugh Holmes, that this be done at the present time because all of the heirs are in the area, and the fact that this matter has been discussed for a number of years.

Mr. McClure recommended that the County Attorney review the releases (from the Holmes heirs) and other legal documents to be submitted by the attorney for Holmes Beach in connection with proposed lease to the County of the site on which to construct the Island Branch Library, and ascertain whether there are any legal restrictions to be overcome before finalizing a program for construction of a new library. There were no objections.

POLLUTION CONTROL - MANATEE RIVER FILL

Mr. Driggers read a letter from O. E. Randle, Jr., Pollution Control Director, requesting authorization for attorney Ed Mulock to pursue a case involving Mrs. Betty Pratt and placing fill in Manatee River in Palmetto. At the request of Mr. McClure this matter was deferred pending further information.

SEABOARD COAST LINE RAILROAD (SIDETRACK)

Mr. Driggers referred to a letter from Seaboard Coastline Railroad Company, dated October 17, 1977, requesting the Board to make a determination as to any potential use of the Railroad's 292-foot sidetrack located south of 26th Avenue East where the County leases property. Mr. Fortson said he could not foresee any use the County would have for the sidetrack and moved that the Chairman be authorized to sign a letter to Seaboard Coastline Railroad Company to that effect. Motion was seconded by Mr. Fowinkle and carried unanimously.

PROPERTY APPRAISER - AUDIT REPORT

The Board accepted and ordered filed as a part of the public records a copy of Audit Report No. 9118 on Property Appraiser for the period December 10, 1974 through April 30, 1977.

INVENTORY

Upon motion by Mr. Fortson, seconded by Mr. Fowinkle and carried unanimously, the following items were approved and authorized deleted from Manatee County Inventory Control:

<u>Agriculture Department -</u>	#1575 Metal Storage Cabinet
	1789 Double Sink w/cabinet
	1791 Fire extinguisher
	1021 Circular table, alum.
<u>Motor Vehicle Inspection -</u>	7312 Sears 2-ton hyd. jack
	7665 Walker 2-ton hyd. jack
<u>Supervisor of Elections -</u>	7224 "Top Job" vacuum cleaner
<u>Custodian Department -</u>	8595 Air conditioning unit
<u>Work Release -</u>	7481 Chairs, black
	8487 Air conditioner motor

BILLS FOR PAYMENT

Upon motion by Mr. McClure, seconded by Mr. Parrish, the following bill was unanimously approved for payment:

Edwin T. Mulock, Esq.                      \$509.50

BONDS

Upon motion by Mr. Parrish, seconded by Mr. McClure, the following bond was unanimously approved:

Custom Built Homes, Inc.              Cash Bond \$500.00  
Driveway Permit No. 3567

Upon motion by Mr. Fortson, seconded by Mr. Parrish, additions and/or deletions to Public Employees' Blanket Bond (Auto-Owners #767012-20210325) were unanimously approved:

<u>Sheriff's Department: Additions</u>	
✓Robert G. Doeberl, )	
✓Jackson D. Ridings, Jr., )	
✓Richard H. Rogers, )	
✓James Cook, Frank Desrosiers )	Posse
✓David W. Wallace, )	
✓Walter Randall, )	
✓John C. Hagaman, ✓Robert M. Cooksey, )	
✓Landon S. Gibbs, ✓Douglas W. Betts, )	Patrolmen
✓David A. Haines, ✓Francis E. )	
✓Shoemaker, ✓Bruce E. Benjamin )	Detention
✓William T. Williams	Marine Patrolman
✓Wilton F. Martin	Press Relations
✓Spencer O. Parrish	Fleet Maint./Comm.
✓Angela R. Brown	S/crossing guard
✓Sharon Nichols	Secretary
✓Constance K. Keys	PBX
✓Cynthia D. White	Records clerk
✓David J. Clooney	PT Dispatcher
✓Peter M. Seelbach	Dispatcher
CETA - ✓Martha Ann Beck )	
✓Jerry Ray Evers )	
✓David Livingston)	Communications II
✓Jeanni Sheff, ✓Michael McDonald	Planning assist.
✓Mary Evans	Planning secretary
✓Phyllis Heinzman )	
✓Quincy R. Mann )	Senior Citizen PT

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Part Time Police Officers:

✓Robert E. Molter	Lawrence N. Perry✓
✓George P. Helmer	Robert L. Piazza✓
✓Gene E. Persinger	Michael D. Strout✓
✓Alfred T. Wells	James M. Culhane✓
✓Kenneth D. Allen	Elbridge G. Gunter✓
✓William G. Stephens	Donald R. Roland✓
✓William A. Evers	Tolliver M. Burnett✓
✓Johnny G. Valdez	Lloyd Carlson✓
✓Robert G. Doeberl	Oscar Perez✓
✓Vincent A. Canna, JR.	James L. Allums✓
✓John L. Palmer	Raymond R. Allums✓
✓Larry Bruce Allen, Sr.	James Vaught✓
✓Glenn A. Davis	George P. Richards✓
✓Walter Randall	James E. Scott✓
✓Drew Vallentine	Donald Whalen✓
✓Frank Desrosiers	Larry Allen✓
✓Walter Randall	Robert Doeberl✓
✓James Heilman	Keven Webb✓
✓Gene Pike	William Durrance✓
✓William Carne	Kerry L. Patton✓

Deletions:

✓Jerry Overholt, ✓Ronnie Finger, )	
✓Jackson D. Ridings, Jr., )	
✓Robert Johnson, ✓Willian Fowler, )	
✓Barney E. Williams, ✓James Wiggins, )	
✓Don R. Purdy, ✓Richard D. Borden, )	
✓W. David Hassall, ✓E. "Tom" Bonds, )	
✓David L. Grene, ✓Robert W. Spahr, )	Posse
✓Richard Wolfe, ✓Wayne Lang, )	
✓Francis Shoemaker, ✓David Sheibels )	
✓Robert W. Miller	Dispatcher
✓Lisa D. Reichert	PBX
✓Thomas W. Spivey III )	
✓Delmar R. Smith )	
✓Charles Smith	Patrolmen
✓William C. Buchanan, ✓Barbara L. Martin	Crime Analyst
✓Linda F. Alley	S/crossing guards
✓C. William Pier, ✓Louis A. Ball, )	Records Clerk
✓Richard A. Ostling, ✓David Haines, )	
✓George S. Lusby, ✓Frederick A. Liedke, )	Mounted Posse
✓Steven Elsenheimer )	
✓David Young	Civil Process Server
✓Joseph Leitenberger	Intelligence
✓Johnny G. Valdez,	Sp. Deputy

COMMUNITY SERVICES ADMINISTRATION - GRANT CERTIFICATION

Motion was made by Mr. Fortson that the Chairman be authorized to sign Certification on Community Services Administration (CSA) Grant No. 40056 certifying that funds were received and expended by the County in the amount of \$3,910.00 for the Summer Youth Recreation Program and that funds and the program were administered in a manner consistent with the grant conditions and purposes (period 8/20/75 - 9/30/75). Motion was seconded by Mr. McClure and carried unanimously.

WARRANT LISTS

Motion was made by Mr. Fortson to approve Warrant Lists from November 8 to November 15, 1977 and to authorize Warrant Lists to November 22, 1977, 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. McClure and carried unanimously.

COURTS - CITIZEN DISPUTE SETTLEMENT PROGRAM (CDS)

The Chairman read a letter from Circuit Court Judge Gilbert A. Smith requesting Board endorsement and approval of grant application to Tampa Bay Regional Planning Council for funds available for a Citizens Dispute Settlement Program. This Program disposes

of cases through mediation as opposed to litigation or prosecution and are not filed with the Clerk's office unless mediation fails. This reduces county court civil and criminal filings, paperwork and court appearance time of police officers. The cost of the Program is anticipated to be \$83,240.00 with share required by Sarasota and Manatee Counties is \$2,081.00 each.

The pre-application information was referred to Bob Fernandez, Grants Development Department, and the County Attorney for their review.

STATE ROAD 683 - MCUS PERMIT (AGREEMENT)

Upon motion by Mr. Fortson, seconded by Mr. Fowinkle, Resolution was unanimously adopted Authorizing Execution of Utilities Agreement for the Adjustment, Change or Relocation of Certain Utilities Within the Right of Way Limits of State Road 683 (Section 13120-6506) - Sarasota County line to north of State Road 70.

RESOLUTION RECORDED ✓

S-3-77

GUN PERMITS - PROPOSED ORDINANCE

Motion was made by Mr. Fortson to authorize advertisement of public hearing of proposed ordinance on gun permits. Motion was seconded by Mr. Fowinkle and carried unanimously.

MCUS - LAKE MANATEE RESERVOIR DAM INSPECTION

D. E. Pittman, Acting Director, Manatee County Utilities System, and Herb Hayes, Russell & Axon, requested the Board to authorize a letter to the Corps of Engineers requesting than an inspection be made of the Lake Manatee Reservoir Dam. Mr. Pittman advised that money for dam inspections was appropriated by Congress in 1972 but to date these funds have not been utilized by the Corps of Engineers nor released by the President.

Motion was made by Mr. McClure that the Chairman be authorized to sign letter to the Corps of Engineers requesting inspection of Lake Manatee dam. Motion was seconded by Mr. Fowinkle and carried unanimously.

MCUS - CONNECTION FEES (TRAVEL TRAILER PARKS)

Mr. Pittman stated that rates for connection fees for water and sewer connections for travel trailer parks were inadvertently omitted from the resolution establishing hook-up rates, and requested that a public hearing be scheduled on this matter.

Motion was made by Mr. Fortson to authorize Mr. Pittman to confer with the County Attorney and draft the necessary amendment to the rate schedule. Motion was seconded by Mr. Fowinkle and carried unanimously.

MCUS - I-75 WATER MAIN CROSSING

Motion was made by Mr. McClure that Russell & Axon be authorized to prepare specifications and drawings in cooperation with Manatee County Utilities System and the Department of Transportation for installation or relocation of water mains crossing I-75 at intersections of U.S. 301, Mendoza Road, Erie Road and Mocassin Wallow Road. (Stipulation - to be done after 75 percent of the State Department of Transportation plans have been completed.) Motion was seconded by Mr. Parrish and carried unanimously.

LONGBOAT KEY WATER LINE

Mr. Pittman requested authorization for the Consulting Engineers to prepare a preliminary cost estimate on running a 16-inch water line across Sarasota Bay to Longboat Key. He said this would be presented to the Consulting Engineers of Longboat Key and brought back to this Board with recommendations regarding cost and payment factors. He stated that expenditure of funds for a booster station by Longboat Key would not be necessary with the installation of this line and those funds could be allocated towards the project.

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Motion was made by Mr. Fortson that the Consulting Engineers, Russell and Axon, be authorized to proceed with the preliminary cost estimate. Motion was seconded by Mr. Fowinkle and carried unanimously.

ZONING

Recommendations of the Planning Commission were presented by Charles Carrington, Planning Director, and Jerry West, Assistant.

R-833 THOMAS A. HOWZE C- APPROVED

Request to rezone from R-3 to -C- (Neighborhood Commercial) 3.04 acres located 5408 26th Street W. Planning Commission recommended denial. (Deferred from October 18, 1977)

After reviewing this matter, as presented in previous meeting, Mr. Fortson stated he felt that commercial zoning is compatible with the neighborhood and made a motion that R-833 be approved, with stipulations outlined by the Highway Department, and the appropriate resolution be adopted. Motion was seconded by Mr. Fowinkle. During discussion Mr. Driggers reiterated his position that 26th Street should be kept as a thoroughfare and not have commercial strips created as on U.S. 41 and U.S. 301. Voting "Aye" were Commissioners Fowinkle, Fortson, McClure and Parrish. Chairman Driggers voted "Nay". Motion carried with necessary four-fifths vote of the governing body for zone change.

RESOLUTION RECORDED

ZONING  
R-833CUTLER-HAMMER INDUSTRIAL REVENUE BONDS

In connection with the Cutler-Hammer Industrial Revenue Bonds, Mr. Miner stated that Mr. Fay had reservations about the resolution, particularly Items 1 through 4 wherein the Board was making conclusory findings, and that testimony should be given by the firm's representative as to the basis for these findings.

Nimrod T. Frazier explained that the plant would be used for the manufacture of aerospace switch product lines and would initially employ approximately 100 people; that the estimated cost of the facility would be plus or minus \$5,000,000; that the project will make a significant contribution to the economic well-being of the County through very substantial payrolls and purchases made in connection with it. He made a lengthy presentation on Cutler-Hammer's financial responsibility (bears a Moody's "A" rating and is a major multi-national corporation). He said the company will properly operate, repair and maintain the project at its expense and any bonds issued by the County will be the sole liability of the company and any expenses or liability in connection with issuance of bonds will be the expense and liability of the company and the County will be indemnified from any expenses or liability. He said a financial statement would be furnished and any other background information would be available from his office or company official or bond counsel.

76-S-14(F) PALMETTO VILLAS, PHASE II

The Planning Commission recommended approval of final plat of single-family and multiple-family lots located at 26th Street E. west of Canal Road, Palmetto.

Action on the plat was deferred from November 8, 1977 pending approval of the bond by the County Attorney. (Assignment by Austin Development Company of \$35,000 in undistributed funds from a certain construction loan account with First State Bank of Miami). The Chairman read a letter from Florida Home Mortgage Company stating that their firm is the mortgage banker and disbursing agent for Palmetto Villas and will set aside \$10,000 from the proceeds of the construction loan as a supplement to the performance bond.



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Motion was made by Mr. Parrish to approve 76-S-14(F) Palmetto Villas, adopt the appropriate resolution and accept the performance bonds. Motion was seconded by Mr. McClure and carried unanimously.

ZONING

RESOLUTION RECORDED

P.U.D. #4 MOUNT VERNON, PHASES II & III -APPROVED  
Request approval of final plan PUD located on 10 acres 94th Street and Cortez Road.  
Planning Commission recommended approval.

Gil Waters and Randy Chastane were present. Mr. Waters said approval of Phases II and III would almost complete the planning of the development with the exception of the final 22 villa units. (Phases II and III comprise a residential section of 80 villas and a two-store garden apartment area.)

Motion was made by Mr. Fortson to approve P.U.D. #4, Mount Vernon Phases II and III and adopt the appropriate Resolution. Motion was seconded by Mr. McClure and carried unanimously.

ZONING

RESOLUTION RECORDED

SE-1060 JERRY & ELIZABETH CAMP -DENIED  
Request for waiver of side yard requirements to allow a structure to be build to connect two buildings, effectively making it one structure at Cape Vista Child Care Center located at 5411 and 5415 38th Avenue W., Bradenton.  
The Planning Commission recommended approval with stipulations outlined by the Planning Director.

Mr. Carrington stated that a petition was on file with forty-one signatures in opposition to the special exception; also, letters from Cape Vista Homeowners Association and from Mr. Hardy in opposition.

Jerry Camp presented photographs of the two homes currently housing the Child Care Center and read letters from Jack Deitrick, principal of Moody Elementary School, and Sandra Weeks, adjoining property owner, in favor of the project. He submitted a petition with 98 signatures in support of the project. He explained the feasibility of joining the two buildings and the benefits to the children and parents.

Comments were made by Mr. Fortson as to creation of a quasi-commercial operation and by Mr. McClure as to character of the neighborhood and complaints from residents of the area. Motion was made by Mr. McClure that SE1060 be denied. Motion was seconded by Mr. Fortson and carried unanimously.

SE-1061 ROBERT L. KNAB -APPROVED  
(Paul Branch, Trustee - agent) Request to permit church services and related religious services at single-family residence located at 3705 7th Street E. on .96 acre.  
The Planning Commission recommended approval with stipulations (a) at such time present structure on site is removed and new construction takes place, the petitioner shall dedicate to county additional 25 feet of right of way on 7th Street E. (b) approval of SE-1061 shall automatically invalidate SE-274 on subject property.

Mr. Branch concurred with the stipulations.

Motion was made by Mr. McClure to approve SE-1061 as recommended and adopt the appropriate resolution. Motion was seconded by Mr. Fortson and carried unanimously.

ZONING  
SE-1061

RESOLUTION RECORDED

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SE-1063 POINT PALMA SOLA, INC. -DENIED  
 (Lucien L. Vestal, pres., Glen Ibasfalean, agent)  
 Request for sale of beer for consumption on premises  
 at the Marina located at 4228 129th Street W.,  
 Cortez, on 14 acres, zoned C-1.  
 The Planning Commission recommended approval for five  
 years with additional five-year extension at discretion  
 of the Planning Director.

Mr. Carrington advised that a letter from Kathy Capoin in opposition  
 was on file.

Lucien L. Vestal, manager of the Marina, stated that they received  
 their license for sale of beer for off-premise consumption about  
 four months ago, but were having difficulty controlling people  
 drinking on the premises; that they were making this request  
 to accommodate his customers and to be in compliance with the  
 law. He said a lounge area would be provided and the hours would  
 be 9:00 a.m. to 5:00 p.m.

James Wallace, attorney representing Bob Lowrey, a resident  
 near the Marina, appeared in opposition to the granting of the  
 special exception. Also speaking in opposition were Captain  
Geir and George Baner.

Ron Slover spoke in favor of the request.

Motion was made by Mr. Fortson to deny SE-1063. Motion was  
 seconded by Mr. Fowinkle and carried unanimously.

SE-1064 CHATEAU VILLAGE, INC. -DEFERRED  
 (Cyril Gardiner, agent) Request to permit a TV  
 tower and amplifier behind the recreation office  
 complex of the mobilehome park located at 612  
 53rd Avenue W.  
 The Planning Commission recommended approval with  
 stipulation that the petitioner stringently adhere  
 to all applicable FCC rules governing construction  
 and operation of such tower.

Mr. Carrington referred to a petition from residents of Oneco  
 Terrace Subdivision (14 signatures) in opposition.

Thurston Camp, a resident of Chateau Village Mobilehome Park,  
 stated that this tower would be erected by the residents and  
 not the owner; that since individual antennas are now allowed  
 in the park the residents will have the central tower installed  
 and it will be maintained by the Residents Association, which  
 is presently being organized.

There was question as to location of the tower in relation to  
 5th Street West and Mr. Fowinkle requested that the matter be  
 deferred pending additional information. There were no objections.

SE-1066 LAWRENCE P. FULLER, JR., ET UX -APPROVED  
 Request to permit home occupation for beauty shop  
 in residence located on 2.72 acres on north side  
 of County Line Road, approximately 1,000 feet east  
 of Lockwood Ridge Road.  
 The Planning Commission recommended approval.

Mr. Fuller appeared on behalf of his petition.

Motion was made by Mr. McClure that SE-1066 be approved and the  
 appropriate resolution adopted. Motion was seconded by Mr.  
 Parrish and carried unanimously.

RESOLUTION RECORDED ZONING  
 SE-1066

SE-1079 CATHERINE J. PECK -DEFERRED  
 Request to permit Post Home 10141, Veterans of  
 Foreign Wars, in single family home located on  
 2.99 acres at 2308 75th Street West (zoned R-1B).  
 Planning Commission recommended approval.

Mr. Carrington said there was a petition on file, with 45  
 signatures, in opposition.

Mr. Fortson had questions regarding use of the present structure  
 and plans for future construction. There was no one present to  
 speak on behalf of the petitioner and Mr. Fortson requested that  
 this item be deferred. There were no objections, and the Chairman  
 asked Mr. Carrington to notify the petitioner (or representative)  
 to appear the following week.

R-858 GEORGE HARRISON, TRUSTEE C-1 APPROVED  
 (Ned G. Waggoner, agent) Request to change zoning  
 from R-3 District to C-1 on .87 acres at northwest  
 corner of 76th Street and Cortez Road.  
 The Planning Commission recommended approval.

Mr. Carrington stated there were no objections from the Health  
 Department and Manatee County Utilities System, and no objection  
 from Highway/Engineering as long as access is limited to  
 76th Street W. and not from Cortez Road.

Ned Waggoner appeared on behalf of the petitioner and stated  
 that they are in agreement with Planning Commission recommendations  
 that careful consideration be given to the points of ingress and  
 egress to the site.

Motion was made by Mr. Fortson to approve R-858 and adopt the  
 appropriate resolution. Motion was seconded by Mr. Fowinkle  
 and carried unanimously.

RESOLUTION RECORDED ZONING  
 R-858

R-859 SKYWAY GROVES, INC. -M-1 APPROVED  
 (M. J. Vanzant, agent) Request to change zoning from  
 -A- District to M-2 District on 32 acres on corner  
 of Canal Road and Memphis Road, Palmetto.  
 Planning Commission recommended approval as M-1.

Mr. Carrington read comments from the County Engineer that Memphis  
 Road and Canal Road are inadequate for heavy industrial; therefore,  
 the Planning Commission was recommending approval for light in-  
 dustrial rather than heavy industrial. He said letters were on  
 file from Jack Taylor and Mrs. Foster stating no objections to  
 M-1 but did object to M-2 zoning. There is also a letter from  
 Ms. Howze stating objection to any polluting type industry on the  
 site.

Bill Kipp appeared on behalf of the petitioner and stated that  
 M-1 zoning would serve the needs of his client and would be ac-  
 ceptable; that a letter had been sent requesting the change to  
 M-1 rather than M-2.

Motion was made by Mr. Parrish that R-859 be approved for M-1  
 zoning and the appropriate resolution adopted. Motion was  
 seconded by Mr. McClure and carried unanimously.

RESOLUTION RECORDED ZONING  
 R-859

R-860 RICHARD F. SAPP, ET UX -DEFERRED  
 Request to rezone from R-1A to R-1AA for duplexes  
 on 1.82 acres located on the south side of 10th  
 Street between 29th Avenue and 31st Avenue,  
 Palmetto.  
 The Planning Commission recommended denial.

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Mr. Carrington read recommendations of the Highway Department that if rezone is approved the parking design should be such that there will be no backing of automobiles into 10th Street W.; that turning maneuvers must be accomplished within the property. He said a petition is on file in opposition (54 signatures) and that he has had verbal notification that a portion of the property has been sold, and if so, that portion cannot be considered under the application.

Mr. Sapp said 10th Street is not a fashionable residential street and there are commercial properties in addition to other non-residential purposes; that he felt recommendation for denial was because of opposition of a large number of people from Tropic Isles Mobile Home Subdivision. He requested that the Board take the matter under advisement and defer final decision until another time.

Motion was made by Mr. Parrish to grant the request for deferral and to defer for two weeks. Motion was seconded by Mr. McClure and carried unanimously.

R-861 GEORGE KNEESHAW, ET UX -C APPROVED  
(Jack Schooley, agent) Request to change zoning from R-2 to -C- for retail business or business and sales office on .26 acres located at 521 39th Street W., Bradenton.  
Planning Commission recommended approval.

Jack Schooley appeared on behalf of the petitioner.

Motion was made by Mr. McClure to approve R-861 and adopt the appropriate resolution. Motion was seconded by Mr. Parrish and carried unanimously.

RESOLUTION RECORDED ZONING R-861

75-S-17 CORAL SHORES EAST, UNIT II -DEFERRED  
The Planning Commission recommended approval of final plat of single family subdivision located south of and adjacent to Coral Shores East, Unit I, on 5.81 acres.

There was question from the Highway Department as to a bond on construction of the seawall and action was deferred pending its being resolved.

77-S-29(P) OAKRUN SUBDIVISION -APPROVED  
The Planning Commission recommended approval of preliminary plan of single family subdivision on 57.14 acres located east of Lockwood Ridge Road and 1/4 mile north of Tallevast Road.

Upon being advised by Bill Swan that the Health Department had requested deferral of this item due to study of watershed area of Ward Lake by Tampa Bay Regional Planning Council, Mr. Driggers said since this was a preliminary and would have to come back for final approval, the Board can consider the report at that time.

Motion was made by Mr. McClure to approve preliminary plat of Oakrun Subdivision (77-S-29-P). Motion was seconded by Mr. Fowinkle and carried unanimously.

RESOLUTION RECORDED ZONING

P.U.D. HARBOR VENTURES -6 MONTHS EXTENSION  
Request for six months extension of time for completion of administrative processing on Harbor Ventures, Stage I of Phase I.  
Planning Commission Director recommended approval.

Motion was made by Mr. Fortson to grant six months extension for Harbor Ventures. Motion was seconded by Mr. Fowinkle and carried unanimously.

(Enter Mr. Fay)

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(Cont'd)

CRIM SUBDIVISION

-PLAT APPROVED

Motion was made by Mr. Fortson to approve the Plat of Crim Subdivision, which is located within the boundaries of the Town of Longboat Key. Motion was seconded by Mr. McClure and carried unanimously.

DOUBLE TAXATION

The County Attorney reported that the Second District Court of Appeal found that there was double taxation in Manatee County; recited what the law should be and instructed the court to retry the case. He stated that the court said only the services listed in the resolution of the Cities involved could be considered. Mr. Fay recommended that he be allowed to request a rehearing in the Court of Appeal and if not successful, prosecute appeal to the Supreme Court of the State of Florida. He added that he will have the cooperation of other counties who are now concerned as a result of the ruling of the court. Also, he had contacted the attorney for the State Association (of County Commissioners) and he has recommended that SACC join in the proceedings.

Motion was made by Mr. Fortson that the County Attorney be authorized to proceed as outlined. Motion was seconded by Mr. Fowinkle and carried unanimously.

LOCAL GOVERNMENT COMPREHENSIVE PLANNING GRANT


Chairman Driggers stated that the County's application for Local Government Comprehensive Planning Grant (funded by Department of Community Affairs) in the amount of \$16,000 had been approved. County matching funds of \$8,000 will be in-kind services. He said acceptance of the grant must be forwarded within 21 days from the date of receipt of award letter and recommended that the necessary documents be completed by the Planning Director and reviewed by the County and submitted to this Board.


MEETING ADJOURNED

There being no further business the meeting was declared adjourned.

Attest:

APPROVED:

  
\_\_\_\_\_  
Clerk

  
\_\_\_\_\_  
Chairman