

DECEMBER 20, 1977

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION, in the Courthouse, Bradenton, Florida, Tuesday, December 20, 1977 at 9:10 a.m.

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

Also present:
 John D. Sands, Deputy Clerk
 E.N. Fay, Jr, County Attorney

The meeting was called to order by the Chairman.

The Invocation was given by Commissioner Parrish.

PINEHURST SUBDIVISION - VACATION OF STREETS

The Chairman declared the public hearing open to consider petition of Catalina Enterprises, Inc, to vacate a portion of Pinehurst Subdivision.

W. Grady Huie, Attorney representing the petitioners, stated that due to an objection by the Highway Department to the vacation of streets prior to a pending replat of the subdivision, he requested the petition be deferred until such time as the replat and the vacation petition could be heard simultaneously. (Probably within two weeks). There was no objection.

Motion was made by Mr Fortson that the public hearing remain open and the petition be continued until such time as the Subdivision plat is submitted. Motion was seconded by Mr McClure and carried unanimously.

GRANTS DEVELOPMENT DEPARTMENT

Regis Chapman, Director, Grants Development Department, submitted requests for approval, as outlined in his letter dated December 20, 1977.

- (1) Two On-the-Job-Training Contracts
 - (a) R-122 with A-Accurate Printcrafter to train a Printer Pressman, December 15, 1977-August 23, 1978, \$1896.00
 - (b) R-123 with Cabinets Unlimited, Inc. to train a Cabinet Maker Apprentice, December 16, 1977-October 19, 1978, \$2640.00
- (2) Changes to the CETA Title II and Title VI-P Occupational Summaries, Department of Offender Rehabilitation:
 Delete: From Title VI-Project #37 - 1 Vocational Counselor
 Add: To Title II - 1 Vocational Counselor

Motion was made by Mr McClure that the requests be approved. S-S
 Motion was seconded by Mr Fowinkle and carried unanimously.

CONTRACTS RECORDED

TIDEVUE ESTATES, 2ND ADDITION: ROADS & STREETS

The County Attorney referred to request by the Engineer of Record, Dan Zoller Engineering, Inc., that site improvements in Tidevue Estates, Second Addition, Subdivision be accepted for maintenance and release of the \$440,404 completion bond, and advised that he had conferred with Federal Insurance Company, the surety on the bond and the attorney for the developer, regarding request by the County Engineer that the bond stay in existence for another year as a maintenance bond. He recommended that the Board consider a motion accepting the roads

and streets in the subdivision subject to the Surety on the Performance Bond agreeing to making it a Maintenance Bond for a period of one year from date of acceptance.

Mr Parrish explained that this subdivision is located on the old Fullers Earth Plant site and there is some question as to whether the roads will hold up, which is the reason for retaining the bond for one year. He moved that the roads be approved, as outlined by Mr Fay, provided that the Surety Company will leave the bond up for one year. Motion was seconded by Mr McClure. During discussion question was raised as to acceptance of the water and sewer system in the subdivision, and was deferred until later. Motion carried unanimously.

PARTICIPATION PROJECT NO. 639, 45TH AVE W; 27TH STREET W.

The County Engineer stated that all road improvements, as called for in Participation Project No. 639,

27th Street W., from 45th Avenue W. to 46th St., W. and 45th Avenue West from 27th St W., to 28th Street, W.

has been completed in accordance with plans and specifications, and requested acceptance of the certification of completion and placement of the roads on the tax rolls.

Motion was made by Mr Fortson that Certification of Project 639 be accepted. Motion was seconded by Mr Parrish and carried unanimously.

HIGHWAY PROJECTS (VARIOUS)

The County Engineer reported briefly on the status of various projects, as follows:

1. EDA Project No. 1142 is started and well underway
2. Samoset Multi-Purpose Center - also underway and progressing
3. Highway Maintenance Building - Purchasing Director working with County Engineer in connection with repairs
4. US 41, No. of Piney Point Road brought to the attention of DOT maintenance people
5. 53rd Avenue and 5th Street - Efforts being made to place temporary traffic light.

PURCHASING DEPARTMENT

William Mullon, Purchasing Director, submitted recommendations of the Purchasing Department, as outlined in his letter dated December 20, 1977, and upon his request action on the following items was deferred, (1) (2) (3)

- (1) Parks & Recreation Department
Rental of Property for Fishing Reef Marshalling Yard
- (2) Library System
Bid No. 77-110 (Newton Seating) Letter from Doug Croll
- (3) Manatee County Utilities System
Auto Leases (King Cars)

Emergency Medical Services
Communications System
a. Advertise for bids

The Purchasing Director advised that Mr McKendree, Director, EMS, has announced confirmation of Grant, and requests bids be processed on the EMS Communications Systems.

Motion was made by Mr Fowinkle that Purchasing Director be authorized to advertise for bids for EMS Communications System. Motion was seconded by Mr Parrish and carried unanimously.

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SECONDARY ROADS (REPORT ON RECLASSIFICATION)

Bob Moon, Right of Way Agent, gave a brief report of a meeting with the State Department of Transportation in connection with reclassification of roads, highlighting some items, as follows:

1. There will be a Public Hearing in March
2. The State has returned all secondary roads to the County, with the exception of SR789 from Kiwanis (Manatee County) Beach north to Anna Maria Pier (this automatically reverts to the Island City System)
3. The County will also receive some Primary Roads, primarily SR675 from Sullivans Bridge to SR70; SR683 from US301 to US41 7th Street (Palmetto) from 301/41 to Business 41 and within municipalities, any collector roads between two major highways.

The Chairman stated a work session will be set after the first of the new year to discuss this matter with the Department of Transportation officials.

FLORIDA HIGHWAY PATROL COMPLEX SITE: OPTION (LAND PURCHASE)

Mr Moon made reference to option by the County to purchase certain land in the vicinity of the Oneco Landfill on State Road 70 as the proposed site for construction of a building complex for the Florida Highway Patrol, and remarked that the option expires February 2, 1978. He asked if the property owner should be notified that the County plans to exercise the option.

The matter was discussed briefly, but no action was taken.

33RD STREET EAST (ACCEPTED)

Motion was made by Mr McClure to accept 33rd Street East, by right of maintenance. Motion was seconded by Mr Parrish and carried unanimously.

PROPERTY EXCHANGE

Public Hearing was opened for purpose of hearing objection to exchange of County property for property of Mr and Mrs Thomas Howze (off 26th Street and 53rd Avenue).

There were no objections and the public hearing was declared closed.

The County Attorney stated the appropriate Resolution would be submitted for adoption, when the deed is received on the Howze parcels.

INSURANCE - CROWN LIFE INSURANCE CO. (RATE INCREASE)

Westwood Fletcher, Personnel Director, reported notification from Crown Life Insurance Company, carrier of the County Group Health and Life Insurance, of their intention to increase their rates by 15 percent, effective January 1, 1978.

No action was taken and the matter was deferred to next Thursday.

COUNTY EMPLOYEE (BOB PIERRO) - INSURANCE CLAIMS

In connection with an automobile accident involving a County vehicle driven by Bob Pierro and a privately owned vehicle, Mr Fletcher stated that Workmen's Compensation claims in the amount of \$516.20 has been paid; that State Farm Insurance, insurer of the private automobile (which was at fault) has agreed to only a fifty percent reimbursement. The County Agency (Zickafoose Financial Services, Inc.) deems this an arbitrary attitude and recommends the County file summary proceedings, in lieu of accepting 50 percent settlement.

Motion was made by Mr Fortson that authorization to proceed with summary hearings be granted. Motion was seconded by Mr Fowinkle and carried unanimously.

COUNTY PAY STRUCTURE - MINIMUM WAGE

Mr Fletcher reported on the impact in the change of the minimum wage on the County pay structure (effective 1/1/78), stating that it would be minimal, and primarily in the Emergency Medical Services Department where CETA employees and County employees wage scales are affected by the programmed over time of the Emergency Medical Technicians. He said that Mr McKendree has developed a plan to move all the CETA and County Emergency Medical Technicians into the minimum hourly wage, with a proposed schedule to replace the previously approved one.

Mr Fletcher, however, recommended an annualized salary arrangement for the EMS personnel rather than computing their salary on an hourly scale, and requested authority to work with Mr McKendree on this proposal.

There was no objection.

PERSONNEL: MANNING LEVELS AMENDED

Upon motion by Mr Fowinkle, seconded by Mr Fortson, Resolution was unanimously adopted authorizing manning levels, by job classifications for departments under the direct supervision of the Board of County Commissioners to be amended as follows:

<u>Department of Grants Development</u>	<u>Classification</u>	<u>Department</u>
Grants Administration Specialist	From 0 To 1	
Records Specialist II	From 0 To 1	
Human Services Interviewer	From 0 To 1	
Vocational Education Coordinator	From 0 To 1	
Manpower Specialist II	From 3 To 4	16 - 21
<u>Transit Department</u>		
Bus Drivers	From 13 To 18	23 - 28 278

RESOLUTION RECORDED

PERSONNEL: CONSOLIDATION SHEETS

Westwood Fletcher submitted, and requested approval of previously coordinated Consolidation Sheets (New Hires, Salary Increases, Terminations, Miscellaneous/Travel Authority) and authorization for the Chairman to sign the documents with following changes:

Add: New Hire: Eddie Lee Dougherty - Highway/Engineering
 Travel Authority: William Mullon to Bartow, 12/21/77
 Grover Miller (MCUS) to Tampa 12/14/77.

Motion was made by Mr Fowinkle to approve the Consolidation Sheets to include additions. Motion was seconded by Mr Parrish and carried unanimously.

LABOR UNIONS - COUNTY EMPLOYEES

Mr Fletcher reported on a recent meeting between Blue Collar Workers (primarily in the Highway & Engineering and Parks and Recreation Departments) and representatives of American Federation of State, County and Municipal Employees, in connection with activities of the Union to organize said employees for Labor Union Representation.

LAWSUIT: ISAAC WALTON LEAGUE v. MANATEE COUNTY, ET AL

The County Attorney reported briefly on his attendance of the hearings in the Appellate Court in Lakeland in connection with the Lawsuit brought by the Isaac Walton League against Manatee County, et al, as a matter of information to keep the Board informed on progress in the litigation.

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SHERIFF DEPARTMENT - EQUIPMENT (RADIO)

In response to Sheriff Tom Burton's letter, dated December 1, 1977, regarding funds set aside for radio improvement (which was turned back to the County September 30, 1977) in the amount of \$7,148.50, Mr Parrish recommended and moved that the Clerk's office be authorized to prepare necessary Resolution to return the funds. Motion was seconded by Mr Fortson and carried unanimously.

CONSTRUCTION TRUST FUND - INVESTMENT OF FUNDS

Upon motion by Mr Fowinkle, seconded by Mr Parrish, the Board unanimously adopted Resolution authorizing the Inter City National Bank, as Trustee for the \$11.650 Construction Trust Fund, to invest \$230,000 in a Certificate of Deposit for 30 days at 6.375 percent with the Inter City National Bank.

/ RESOLUTION RECORDED S3-120BANK ACCOUNT ESTABLISHED - EDA FUNDS (HIGHWAY)

Upon motion by Mr Fortson, seconded by Mr Fowinkle, the Board unanimously approved the establishment of a certified bank account in the Barnett Bank of Bayshore for purpose of depositing EDA funds in connection with the EDA Highway Project.

BILLS FOR PAYMENT

Motion was made by Mr Fortson to approve bills for payment, as follows:

Smith, Young & Blue, (Re: Collective Bargaining) \$1,579.36
Refund: Dennis Christie (plumbing permit) 78.00

Motion was seconded by Mr Fowinkle and carried unanimously.

BONDS

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously approved bond for

Moving & Alteration of Building
ROBERT JOHNSON Pre-Moving No. 12807
Safeco Insurance Co of America - \$2,000

MINUTES/APPROVED

Upon motion by Mr Fowinkle, seconded by Mr Parrish, the Board unanimously approved Minutes of previous meetings, as follows:

REGULAR SESSIONS: October 18, 1977 October 25, 1977
SPECIAL SESSIONS: October 20, 1977 October 27, 1977.
and Community Care Center Hearing 7/22/77.

WARRANT LISTS

Motion was made by Mr Fowinkle to approve Warrant Lists from December 13, 1977 to December 20, 1977 and to authorize Warrant Lists to December 27, 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.

REVENUE BONDS - MILTON ROY COMPANY

In connection with a resolution adopted by the Board on October 18, 1977 authorizing the issuance of Industrial Development Revenue Bonds (not to exceed \$3,000,000) for a Milton Roy Company Project, the County Attorney submitted

RESOLUTION APPOINTING E.N. FAY, JR., AS ATTORNEY
IN FACT OR AGENT FOR THE COUNTY OF MANATEE, FLORIDA

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to deliver and accept and acknowledge receipt of the documents in connection with said Bond issue and do all other things necessary to complete the closing of the transaction for and on behalf of the county.

Motion was made by Mr Fortson to adopt the Resolution. Motion was seconded by Mr Parrish and carried unanimously.

RESOLUTION RECORDED

S3-121

HOUSEMOVING PERMITS - (BRITT) (COTTRELL) (KIPP)

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously approved application of

MACK BRITT to move a building from
SE corner of 33rd St & 63rd Ave E., Bradenton
To 102 1st Avenue, Parrish
Pre-moving No. 13649

Upon motion by Mr Parrish, seconded by Mr Fowinkle, the Board unanimously approved application of

EUGENE COTTRELL to move a building from
Upper Manatee River Road
To 2416 104th Street, E. Ellenton
Pre-moving No. 13648

Upon motion by Mr Parrish, seconded by Mr McClure, the Board unanimously approved applicaton of

B. KIPP to move a building from
Pursley Grass Farms
To 2806 90th Avenue, E. Ellenton
Pre-moving No. 13611.

RECESS

Following a brief recess, the Board reconvened with all members present except Mr McClure.

TIDEVUE ESTATES, SUBDIVISION SECOND ADDITION: WATER & SEWER

By letter dated December 6, 1977, D.E. Pittman, Acting Director of Manatee County Utilities System, with memo dated December 20, 1977, advised there was no objection to the acceptance of improvements (water and sewer) that have been completed at Tidevue Estates according to "as built" drawings.

Mr Parrish moved that, based on the letter submitted by Mr Pittman, the water and sewer lines in Tidevue Estates Second Addition Subdivision be accepted. Motion was seconded by Mr Fortson and carried unanimously.

ZONING

Charles Carrington, Planning Director, and Jerry West, Assistant, submitted the recommendations of the Planning Commission.

SE-1070 CATHERINE J. PECK - DENIED

Request for Special Exception for Home Post 10141, Veterans of Foreign Wars, deferred on December 13, to permit consideration by the VFW membership of proposed stipulations.

Dan Campbell, representing the Veterans of Foreign Wars, stated that the membership did not accept the stipulations.

Motion was made by Mr Fortson, based on refusal of the VFW to accept stipulations that SE-1070 be denied. Motion was seconded by Mr Fowinkle, and carried 3 to 1. Voting "aye" were Mr Fortson, Mr Fowinkle and Mr Driggers. Mr Parrish voted "No"

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SE-1074 JAMES & DENISE O'DONNELL - MOBILEHOME - DENIED
 (Al Grossman, Agent) Request Special Exception to permit mobile home as dwelling on 5.25 acres on north side of 104th Avenue, E., approximately 1200 feet west of Old Tampa Road, on land currently being used as improved pasture land.
 Planning Commission recommend APPROVAL for a period of two years, and an additional two years extension may be granted at the administrative discretion of the Planning Director.

Mr Carrington advised there were no objections from the Health Department or the Highway Department. However, there is a letter on file from Mr & Mrs Hughes in opposition to the mobile home as a permanent dwelling; also a note is on file from R.H. & D. Davis in support of the petition.
Al Grossman, 5308 6th Ave E., spoke in support of SE-1074 Nobel Robertson, and Alford Faulk, spoke in opposition.

Mr Parrish recommended and moved that SE-1074 be denied. Motion was seconded by Mr Fortson and carried 3 to 1. Voting "Aye" were Mr Parrish, Mr Fortson and Mr Fowinkle. Mr Driggers voted "No".

SE-1075 A.K. LEACH - GAS STATION - APPROVED
 (William L. Smith, Agent) Request: Special Exception to permit a gasoline station at convenience store between Cortez Road and U.S. 301 on 0.46 acre.
 Planning Commission recommended APPROVAL.

Motion was made by Mr Fowinkle to approve S-1075 and adopt the appropriate resolution. Motion was seconded by Mr Fortson and carried unanimously. SE 1075

RESOLUTION RECORDED

SE-1076 WILLIAM D. GRIFFIN, ET UX
 Request: Special Exception to permit home occupation for Real Estate Office at 6711 67th Ave Circle Dr., E. on 0.72 acre.
 Planning Commission recommended APPROVAL for a period of five years with an additional five years to be granted at the administrative discretion of the Planning Director.

The Planning Director stated that letters were on file from Mr & Mrs Moore, Mr & Mrs Martin and Mr & Mrs Griffin in support of the petition. No letters on file in opposition.

Motion was made by Mr Fowinkle to approve SE-1076 and adopt the appropriate resolution. Motion was seconded by Mr Parrish and carried unanimously. SE-1076

RESOLUTION RECORDED

R-864 CLARICE C. FOSTER, TRUSTEE - APPROVED
 (Duane J. Sorenson, Agent) Request: To change present zoning from R-1 district to M-1 district to permit warehousing on 19 acres located South of Memphis Road and 660 feet west of Canal Road, Palmetto.
 Planning Commission recommended APPROVAL.

Duane Sorenson stated he was in process of purchasing the property from Mrs Foster and the surrounding area is compatible to the request he is making for warehousing business.

Motion was made by Mr Parrish to approve R-864 and adopt the appropriate resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

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R-865 PIKE INDUSTRIES INC. - DEFERRED

(M. Cleary, Agent) Request to change the present zoning from professional to neighborhood commercial district to permit residence and barbershop and related uses at 4616 26th Street, W. Bradenton on 0.21 acre.

Planning Commission recommended DENIAL, based on findings as outlined.

The Planning Director read a letter from Mr & Mrs Patterson in opposition.

Ken Cleary, representing Stacy and/or Kenneth Sizemore, said the Mr Sizemore planned to build a residence with a barber shop in one side of the residence, and since the hearing, Mr Sizemore has agreed to a Special Exception to permit home occupation in lieu of the rezone, and would like to change his request.

Following discussion, action on R-865 was deferred two weeks to permit further research on propriety and means of changing petition from request for rezone to special exception.

R-866 CORBETT - WAREHOUSE (ELEC.) - DEFERRED

(James M. Nixon, II, Agent) Request to change present zoning from M-1 & A to M-2 district to permit electrical contractor's warehousing and a dispatch center on 47.63 acres, 1000 feet south of Tallevast Road and one mile east of US 301. Planning Commission recommended DENIAL, based on findings, as outlined.

James Nixon, representing petitioner, stated that in remeasuring the property, it was determined that the existing building on the property is in M-1 zoning, so the request for rezoning the Agricultural portion should be deleted. The request at this time is to rezone the M-1 portion to M-2 district to permit more advantageous use of the existing warehouse and overnight storage of trucks at the site. Upon question, Mr Nixon advised that the trucks are used to service the warehouse only, and will not be repaired on the site.

He also stated that the Highway Department had re-inspected the shell road and found it adequate to serve the present building and its present use.

The Planning Director read zoning ordinance pertaining to both M-1 and M-2 districts.

Ruth Hayworth spoke in opposition to M-2 zoning.

At the request of Mr Driggers, and with no objection from other members, action on R-866 was deferred one week to permit him to personally visit the site and review the zoning regulations more thoroughly.

R-867 NEAL & Co. -P.U.D. - APPROVED

(Frank A. Buskirk, Jr, Agent) Request to change the present zoning from R-2 district to P.U.D. west of 34th St., W., approximately 4900 block, for Planned Development Unit (Wildewood Springs, II) Planning Commission recommended APPROVAL

The Planning Director stated there was no objection from the Health Department or the Utilities Department and none from the Highway Department, provided there is a street intersecting the proposed Road D, on the southern property line of parcel in question. He advised a letter

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is on file from Helen Robinson in support of the petition. He further stated that R-867 might be considered in conjunction with P.U.D. #9, both pertaining to Wildewood Springs, II, but a separate motion for each petition would be appropriate.

Pat Neal, Ken Cleary and Dan Zoller were present and spoke on the two requests, and Pat Neal advised that a street on the proposed road "D" is reflected in the Plan.

Motion was made by Mr Fortson that R-867 be approved and the appropriate resolution adopted. Motion was seconded by Mr Parrish and carried unanimously.

ZONING
RESOLUTION RECORDED R-867

P.U.D. #9 - WILDEWOOD SPRINGS, II - APPROVED
(Dan Zoller & Associates, Agents) Request: Preliminary Plan review of 216 units, west of 34th St., W., approximately 4900 block, on 44.5 acres.
Planning Commission recommended APPROVAL.

Motion was made by Mr Fortson to approve P.U.D. #9 with the understanding that revisions will be made to meet engineering requirements, and adopt appropriate resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

R-868 - GEORGE E. SHEPKE, ET AL - WITHDRAWN
(K. Frank Konkell, Agent) Request: To change present zoning from R-1AA District to PR District to permit an office at 3416 26th Street W., on 0.25 acre
Planning Commission recommended DENIAL.

The Planning Director read a letter from Mr Konkell advising that an application is being initiated in January, adding another parcel to the original petition, and requested the withdrawal of R-868 at this time.

Motion was made by Mr Fortson to approve withdrawal of R-868. Motion was seconded by Mr Parrish and carried unanimously.

R-869 QUIRINO D'ALLESANDRO - SUBDIVISION -DEFERRED
(Frank V. Arpaia, Attorney) Request: To change present zoning from -A- to R-1B District for a proposed subdivision on 9.20 acres at 8902 17th Avenue, N.W.
Planning Commission recommended APPROVAL.

The Planning Director stated there was no objection from the Health Department, Utilities Department or the Highway Department.

Dolly Young, 7703 17th Ave., N.W., spoke in opposition, primarily in regard to the size of the lots in the proposed plan.

Mr Fortson requested R-869 be deferred one week to allow him to visit the site and look at the lots. There was no objection.

RECESS

The Chairman declared the meeting recessed until approximately 12:30 p.m.

12:47 P.M.

The meeting reconvened with Mr Driggers, Mr Fortson and Mr Parrish present. Mr Fowinkle, Mr McClure and the County Attorney (E.N. Fay) were absent.

Consideration of zoning recommendations continued.

75-S-6(P) HENSONVILLE III SUBDIVISION - APPROVED

(Dan Zoller & Assoc., Agents) Request: Preliminary Plan review of five single family lots subdivision, on 2.08 acres located 350 feet south of 15th Avenue N.W. and east of 75th Street, W. Planning Commission recommended APPROVAL, with waiver of sidewalks and recreation requirements.

Bill Swann advised no objections from the reviewing departments, and although waiver is recommended on the sidewalks and recreational requirements, extension of an existing rough bike path is recommended to the northern end of the property, along the east side of 75th Street, on State right of way.

Motion was made by Mr Fortson to approve 75-S-6(P) as recommended by the Planning Commission to include waiver of the sidewalks and recreation requirements and to extend the bike path, and adopt appropriate Resolution. Motion was seconded by Mr Parrish and carried unanimously.

✓RESOLUTION RECORDED

77-S-30(P) SADDLEHORN ESTATES - DEFERRED

(Leo Mills; Gene Cucci, Dev.) Request: Preliminary Plan review of 49 single family lots subdivision, on 85.5 acres, south of SR 64 Planning Commission recommended APPROVAL, with stipulations regarding buffer for noise and protection of watershed area. (Petitioner agrees with stipulations)

Bill Swann pointed out that DeSoto Memorial Speedway is located approximately one-quarter mile from the proposed site causing some concern about the noise-quality factor. There is also some concern about the drainage factor, with Lake Manatee only about 300 feet off State Road 64. The Health Department recommended denial.

(Enter Commissioner Fowinkle and County Attorney)

Leo Mills, stated that a Declaration of Covenants and Restrictions has been prepared as deed restrictions, and he feels the drainage problems can be worked out through proper engineering, remarking that the run-off drainage is approximately 3000 feet from Lake Manatee, instead of 300 feet.

Richard Grimli, Attorney, 2508 Palma Sola Blvd, submitted the proposed covenant to allow the land to be developed and also to protect their neighbor (DeSoto Speedway) from intrusion by lawsuit or petition.

Frank Arpaia, Attorney representing DeSoto Memorial Speedway, stated that the Covenants, in effect, are useless, and spoke in opposition to 77-S-30(P). Also speaking in opposition were: Stanley Swartz, President of DeSoto Memorial Speedway, and Gene Tharp, (also with the speedway). Gordon Clavey spoke in favor of Saddlehorn Estates.

The Commissioners expressed doubt of the propriety in disallowing a developer the opportunity to develop his property to the fullest extent allowed by County Zoning Laws; yet, at the same time had reservations about the feasibility of residential development in such close proximity of the racetrack and Lake Manatee.

Action was deferred two weeks at the request of Mr Driggers.

R-870 SCHNEIDER-GIBSON-THRASHER - APPROVED

(Preston Devilbiss Jr, Agent) Request: To change

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present zoning from C-1 and R-1AA to C-2 District to allow a greenhouse and warehouse for nursery business on 11.51 acres at 6001 U.S. 301, Oneco Planning Commission recommended APPROVAL.

Mr Devilbiss, stated that all three properties have access from US 301 and do not rely on 60th Avenue E for access. Each landowner presently has the front half of his property zoned C-1 and the back half R-1AA. Directly behind the R-1AA property is the Oneco drainage ditch, and immediately behind that is the area zoned M-2.

The County Engineer stated that the Highway Department needs adequate easement to allow equipment to be brought in for cleaning the drainage ditch and Mrs Schneider, one of the petitioners stated she would grant whatever footage was necessary.

Motion was made by Mr Parrish to approve R-870 subject to the necessary drainage easement, and adopt the appropriate resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

77-S-31(P&F) JAMANAC SUBDIVISION - DEFERRED
(Bill Roberts & Associates, Agent) Request: Preliminary & Final Plan review of (3 single family lots) subdivision on 5.99 acres at SW corner of Erie Road and Sunshine Dairy Road.
Planning Commission recommended APPROVAL with waiver on sidewalks and recreation requirements.

The Planning Director announced that this petition was not ready to be heard, and action was deferred to the following Tuesday.

77-T-3/4(P) HELMER'S CREEKSIDE CAMPGROUND TTP - APPROVED
Request: Preliminary Plan approval on Travel Trailer Park (340 travel trailer lots) on 36.7 acres, N/W of Old US 41 (Bayshore Rd) and south of Frog Creek.
Planning Commission recommended APPROVAL.

The developer agreed to stipulations requested by the Highway Department for additional 9 feet of right of way along Bayshore Road and a 15 foot easement (for maintenance) along a ditch running from the wooded area toward Frog Creek.

Motion was made by Mr Parrish to approve 77-T-3/4P with the stipulations recommended by the Highway Department, and adopt the appropriate resolution. Motion was seconded by Mr Fowinkle and carried unanimously.

RESOLUTION RECORDED

PRIVATE STREET NO. 38, (SIMPSON) - DEFERRED
Request by Donna C. Simpson for a Private Street, 20' wide and 270' long, on S/S 13th St. W. (Snead Island Rd) 400' West of 48th Avenue, W.

The County Attorney advised there is insufficient information in the documents submitted for him to draw up the necessary legal papers, so action on Private Street No. 38 was deferred one week to allow the petitioner to furnish necessary legal information.

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PRIVATE STREET NO. 39, (ALBRITTON) - APPROVED
Request by Roger Albritton, Sr for a Private Street,
20' wide and 386' long, on Lots 12 and 13, Braden River
Ranchettes, on S/S of 41st Ave. East

Motion was made by Mr Fowinkle to authorize the County Attorney
to draw up appropriate resolution approving Private Street #39.
Motion was seconded by Mr Fortson and carried unanimously.

MCUS W/S LINES RELOCATION - I-75 AND STATE ROAD 70;
CONE BROTHERS CONSTRUCTION COMPANY

Upon motion by Mr Fortson, seconded by Mr Parrish, the Board
unanimously authorized the Chairman to execute the contract
with Cone Brothers Construction Company to relocate 36" Water
and Sewer Pipelines at the intersection of I-75 and State Road
70, in connection with Project No. 630-781-01-4.

BUDGET AMENDMENT

Upon motion by Mr Fortson, seconded by Mr Parrish, Resolution
was unanimously adopted authorizing amendment of the budget
by item to item transfers, as follows:

Parks Capital Projects

From:	Reserve for Contingency	
	Parks, Beach & Recreation	\$190,000.00
To:	59th Street Park	(\$64,500.00
	Daughtery School Courts	15,000.00
	Sugg School Courts	10,000.00
	Bayshore Courts	15,000.00
	Misc. Playground Equipment	10,000.00
	Fishing Reefs	21,000.00
	Bradenton Beach Fishing Pier	4,000.00
	J.P. Miller School Handball Courts	20,000.00
	Purchase of Donaldson Property	20,000.00
	Purchase of Walker Property	10,500.00) \$190,000.00

↓ RESOLUTION RECORDED S3-122

BONDS

Upon motion by Mr Fortson, seconded by Mr Fowinkle, the Board
unanimously approved and accepted

GEORGE THIBODEAU - Cash Bond - \$125.00
Driveway Permit No. 3170

CONSTRUCTION CODES BOARD OF APPEALS - WARREN PEARSON

Motion was made by Mr Fortson that Warren Pearson be re-appointed
to the Manatee County Construction Codes Board of Appeals, (rep-
resenting Real Estate Insurance) for a term of four years, ef-
fective December 24, 1977. Motion was seconded by Mr Parrish
and carried unanimously.

MOTOR VEHICLE INSPECTION STATION - HOLIDAY SCHEDULE

Motion was made by Mr Parrish that the Motor Vehicle Inspection
Station (South County) be closed for the following holiday
schedule:

Saturday, December 24, 1977
Saturday, December 30, 1977

Motion was seconded by Mr Fowinkle and carried unanimously.

TAX COLLECTOR - ORDINANCE (PROPOSED)

The County Attorney submitted a proposed Ordinance, authorizing
the Tax Collector of Manatee County to invest surplus ad valorem
tax funds in savings accounts in local depositories and likewise
authorizing him to designate agreeing depositories as collection
agents for ad valorem taxes.

DECEMBER 20, 1977

Cont'd

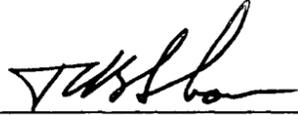
Motion was made by Mr Fowinkle to authorize the County Attorney to proceed with legal advertising of the Ordinance. Motion was seconded by Mr Parrish and carried unanimously.

MEETING ADJOURNED

There being no further business, the meeting was declared adjourned.

Attest:

APPROVED:



Clerk



Chairman

1977
Clerk