

DECEMBER 16, 1986

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Tuesday, December 16, 1986, at 6:07 p.m.

Present were Commissioners:

Westwood H. Fletcher, Jr., Chairman  
Edward W. Chance, Vice-Chairman  
Kent G. Chetlain  
Patricia M. Glass  
James J. McGrath

Also present were:

Ronald H. Rabun, County Administrator  
Barbara B. Levin, Assistant County Attorney, and  
Mark P. Barnebey, Assistant County Attorney, representing  
H. Hamilton Rice, Jr., County Attorney  
Richard H. Ashley, Chief Deputy Clerk, representing  
R. B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

The meeting was called to order by Chairman Fletcher.

All witnesses/staff giving testimony were duly sworn.

ZONING - COUNTY INITIATED

Public hearing (continued from 11/19/86) was opened to consider

Z-86-96 VITALE & HORN - REZONE TO R-2 (DENIED)

Barbara Levin, Assistant County Attorney, reviewed memorandum of December 16, 1986 regarding settlement negotiations in Vitale and Horn vs Manatee County, stating the County Attorney's Office had contacted County Departments for assistance in evaluating subject property as a County resource. She pointed out the following options available:

- Option A: Dollar for Dollar Land Swap.
- Option B: Use of Eminent Domain.
- Option C: Drainage MSTU in Addition to Approving the Rezone.
- Option D: Dedication of Land In Lieu of Impact Fees.
- Option E: Approve the Rezone.
- Option F: Deny the Rezone.

Charles Hunsicker, Deputy Director of Public Works, submitted memorandum of December 16, 1986 from John Norrie, Chief Engineer, Stormwater Management, regarding feasibility of the property for a detention basin for accumulated upstream drainage. He stated it would not be cost effective to use this property as a major drainage solution, however, it would serve a neighborhood purpose as a dry detention basin.

Jerome Gostkowski, Public Works/Transportation, reported on the average vehicle trip generation anticipated under the present and proposed zoning categories.

Mike Pascuzzi, Parks & Recreation Director, responded to question with regard to the use of this land as a park facility, recommending that it not be developed as a park.

Discussion: Acquisition of the property for a retention area.

Jim Staples, Land Acquisition, responded to question regarding property available for a land swap. He stated nothing had been found comparable to this property or suitable for a land swap.

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Cont'd

Alan Prather, Attorney representing property owners, Mr. Vitale and Mr. Horn, advised that the settlement documents state a specific action must be taken, either approval or denial of the request.

The public hearing was closed.

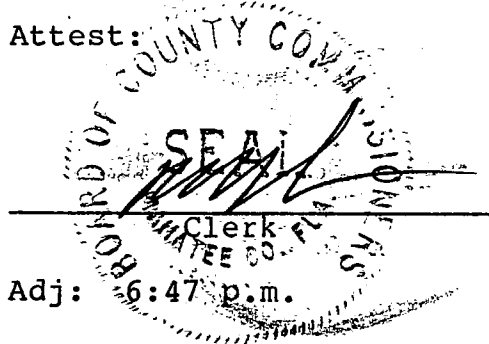
Motion was made by Mr. Glass, seconded by Mr. Chance and carried unanimously, to deny Z-86-96.

Motion was made by Mrs. Glass, and seconded by Mr. Chetlain, to direct staff to seek further settlement negotiations in line with Option B, eminent domain proceedings, in an expeditious manner. Motion carried unanimously.

**MEETING ADJOURNED**

There being no further business, the meeting was adjourned.

Attest:



Adj: 6:47 p.m.

APPROVED:

Chairman 2/17/87