

OCTOBER 16, 1978

(Cont'd)

PROPERTY APPRAISAL ADJUSTMENT BOARDBEKER PHOSPHATE CORPORATION (78-15)

The published notice to Beker Phosphate Corporation; John P. Harllee, III, Esq., Attorney for the Petitioner; A. B. Powell, Property Appraiser; and Knowles, Blalock, Coleman, and Landers, Attorneys for the Property Appraiser; giving notice of this meeting for possible reconsideration of the action taken by the Board in connection with Petition 78-15 was read into the record by the County Attorney. Proof of Publication (published in the Bradenton Herald October 9, 1978) was made part of the record.

Mr. Fay advised that subsequent to receipt of notice, Beker Phosphate Corporation filed a Petition for Writ of Prohibition, to prohibit the Board from reconsidering the action taken in this matter. Based on the merits, the Circuit Judge entered an Order giving the Board 20 days to show cause why the Petition for Writ of Prohibition should not be granted. This Order prevents reconsideration of the Beker Phosphate Corporation Petition (78-15) at this time.

Robert Knowles stated that since Mr. Powell was not made a party to the Petition for Writ of Prohibition, it is his intent to file on his behalf a motion to intervene and, if granted, to file an answer to the Show Cause Order.

Motion was made by Mr. Dick to instruct Mr. Fay to respond to the Show Cause Order issued by Judge Gobbie. Motion was seconded by Mr. Driggers and carried unanimously.

RECORD OF DECISIONS/TAX ROLL

Motion was made by Mr. Dick that the tax roll not be approved today. Motion was seconded by Ms. Nevin. Upon recommendation by the County Attorney that this action may be construed as reconsideration of the Beker Phosphate petition, the motion and second were withdrawn.

No action was taken on the record of decisions or the certification of the tax roll.

RECESS

The Chairman declared the Property Appraisal Adjustment Board in recess.

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OCTOBER 24, 1978

The Property Appraisal Adjustment Board of Manatee County, Florida, reconvened in the Courthouse in Bradenton, Florida, Tuesday, October 24, 1978, at 3:10 p.m.

## Members present were:

L. H. Fortson, Jr., Chairman	)	Representing Board of
Louis E. Driggers	)	County Commissioners
Lamar S. Parrish	)	
Ed Dick	)	Representing School
Elizabeth Nevin	)	Board

## Also present were:

E. N. Fay, Jr., County Attorney  
 Ralph Umana, Deputy Clerk  
 Archie B. Powell, Manatee County Property Appraiser  
 Robert Knowles, Attorney for the Property Appraiser

The meeting was called to order by the Chairman.

BEKER PHOSPHATE CORPORATION (PETITION No. 78-15) (LAWSUIT CA 78-1847)

Robert Knowles reported that Judge Gobbie has granted the Motion to Intervene filed on behalf of the Property Appraiser in the Beker Phosphate proceedings (Case No. CA 78-1847) which will allow the Property Appraiser to file appropriate pleadings as an additional respondent to the Writ of Prohibition Petition. This ruling will be set forth by the Judge in an amended order which will also reflect authorization for the Board to proceed with finalizing and certifying the tax roll. The tax roll is to include the Beker Phosphate assessment at the lesser figure pending final determination of the lawsuit.

PETITIONS 78-13, 78-14, 78-25, 78-288, and 78-289

Motion was made by Mr. Driggers that the action taken by the Board to deny Petitions 78-13, 78-14, 78-25 (parcels 16824 and 16827), 78-288, and 78-289 (denied 9/27/78 but tentatively approved by motion in previous sessions), be corrected to reflect that the requests for agricultural classification be granted. Motion was seconded by Ms. Nevin and carried unanimously.

RECORD OF DECISIONS AND NOTICES

Motion was made by Mr. Driggers to authorize the Chairman to sign the Record of Decisions and Notices of the Property Appraisal Adjustment Board (DR-485) except on Petition 78-15, Beker Phosphate Corporation. Motion was seconded by Mr. Parrish and carried unanimously.

TAX ROLL

Motion was made by Mr. Parrish that the tax rolls for real property (reflecting the lower assessment on Petition 78-15) and for personal property and inventory be certified. Motion was seconded by Ms. Nevin and carried unanimously.

MINUTES 1978

The minutes of the Property Appraisal Adjustment Board was distributed to the Board Members for review.

RECESS

The Chairman declared the Property Appraisal Adjustment Board in recess.