

The May meeting of the Commissioners of the WEST COAST INLAND NAVIGATION DISTRICT was held May 9, 1966, at the Manatee County Office Building.

Present were:

Ellsworth G. Simmons, Chairman, Hillsborough County  
A. L. Anderson, Vice Chairman, Pinellas County  
Ralph S. Clark, Treasurer, Manatee County  
Mrs. Dorothy R. Flowers, Secretary, Charlotte County  
Robert M. Wright, Sarasota County  
Kenneth W. Daniels, Lee County

George Kumpe, Executive Director  
Dewey A. Dye, Jr., General Counsel  
Joe K. Merrin, Engineer

Absent were:

J. Hardin Peterson, Sr., Special Counsel

ADMINISTRATION

The Chairman called the meeting to order at 11:00 a.m. Minutes of the April 11, 1966, meeting were approved as presented. The Treasurer's Report was read and accepted. Vouchers #4480 through #4507 were approved for payment.

PROGRESS REPORT

The Director reported that during the month of April the contractor dredged 472,276 cubic yards of material and advanced 2,364 feet. At the end of the month the contract was 50% complete. The Hatchett Creek bridge is now in operation and that the Center Road bridge will be put into operation before the end of the month.

The Director reported that the dam, constructed to reduce salt

water in spoil areas, is effective but is keeping the level of the dredge pool so high as to prevent grassing of side slopes. The District agreed to contribute \$700 for the installation of a flap valve to maintain water at a proper level. Motion to ratify this action was made and passed.

Mr. Dye reported that 60% of the property owners in S8 and 10A have signed releases on their claims. Mr. Boone, who represents the claimants, has reported that the remaining 40% are being handled by mail. Mr. Dye announced that thus far no refusals have been received on the proposed settlement. He requested that the Board extend the time limit previously set for Mr. Boone to acquire and present the releases. The Board unanimously agreed to extend the time limit to the next regular meeting.

Mr. Dye reported that Mr. and Mrs. Carbino, S/A S10A, immediately south of north Manasota Key Bridge, had agreed to settle on the ~~XXXX~~ basic price per foot <sup>of \$6.44</sup> ~~\$6.40~~. They have agreed to remove the dike as far as the \$1590.68 settlement will allow. The Board approved the settlement unanimously.

The Director notified the Board that the Corps of Engineers has placed responsibility for erecting barricades at Center Road and the old Tamiami Trail on the Navigation District. Sarasota County has agreed to erect the barricades at Navigation District expense. The Chairman suggested that the Director receive this agreement in the form of a letter.

Mr. Dye announced that a trial of the balance of the condemnation cases in Section 3 had been held. The District has filed a motion for a new trial for three of the parcels: Venice Land Col, J. E. Bartlett and Sons, Inc., Venice Golf Association, Inc. The Court has not ruled on the motion.

The Director noted that the J. E. Greiner Company has scheduled a meeting with the Corps of Engineers and Seaboard Airline Railroad Company for May 18. They have requested that a representative of the District be present. A motion was made and approved that the Director represent the District.

Upon motion duly made and unanimously carried, the Progress Report was approved and accepted.

#### NEW BUSINESS

The Director informed the Board that before June 30 the millage for next year must be established. Under recent legislation all Navigation Districts have been placed under the control and supervision of the State Board of Conservation. In accordance with procedures established by the Board, each District must submit certain information for review before establishing millage. This information has been prepared. The Director suggested a request be sent for allocation of State appropriated funds, to the extent they are available. Such a request has been prepared as a formal resolution. A motion was made and passed to adopt the resolution. (ANNEX No. 90)

The Director announced receipt of a resolution from Pinellas

County requesting the Corps of Engineers to initiate a study of the Cross Bayou Canal. He was instructed to record its receipt.

Mr. Dye stated that several events suggest the advisability of the Board appointing a standing committee on real estate matters. Committees have been appointed from time to time for special matters, but the maintenance spoil area acquisition program points up the need for a standing committee. Such committee would be charged with the primary responsibility of developing in behalf of WCIND an over-all policy on land acquisition, use and disposal. The committee would also be available to review land problems that come up from time to time between regular meetings.

The District has had requests during this year for statements of WCIND land policy from a legislative committee and from the Board of Conservation, probably a written policy should be prepared that can be furnished to these and similar agencies when requested.

The Board would work with staff in reviewing R/W and S/A requests from Corps of Engineers, appraisals, and related problems; under guidance of the committee the staff. In behalf of the District, would proceed with acquisition of the necessary R/W and S/A when designated by the Corps of Engineers and as approved by the Corps, at an acquisition cost not to exceed the appraised value as established by an independent appraisal made prior to acquisition; if any such property could not be secured by negotiation at not more than the appraised value such information shall be reported back

to the Board for authorization of condemnation proceedings or other appropriate action.

Mr. Dye suggested that the committee be composed of two or three commissioners from the counties of Pinellas, Hillsborough, Manatee and Lee. These counties were suggested since WCIND does not own any land in fee simple in any of these counties and the Corps of Engineers has not yet requested the initiation of a long-range maintenance spoil area acquisition program in any of these counties. Therefore, the commissioners from any of these counties could view the District's land problems from objective points of view. The committee suggested by Mr. Dye was approved. Mr. Simmons designated Mr. Anderson as Chairman, with Commissioners Daniels, Clark, and Simmons to serve.

Mr. Dye reported that the Corps of Engineers has requested the acquisition of maintenance spoil areas and pipeline easements in Section Two. He presented for approval a resolution authorizing condemnation of two tracts. Mr. Simmons asked if the owner had been contacted on this matter. Mr. Dye replied that he had been in conversation with the owner on the general need for these areas and found him to be unreceptive. He said that the Corps of Engineers requires these spoil areas in this particular location. The resolution with survey sketches and descriptions attached was adopted as presented. (Annex No. 91)

Mr. Dye advised the Board of a suit brought by Mr. O. W. Caspersen against the Navigation District, the Corps of Engineers and the

contractor for alleged damages to his property. The Board authorized Counsel to act in the District's behalf.

Mrs. Flowers requested information from the Board on proper action to be taken in getting Stump Pass dredged. She was advised that a formal request for a study should be made to the District Engineer by the Board of County Commissioners

q Mr. Anderson announced the completion of the improvement of Johns Pass and Pass-A-Grille. He requested assistance in expediting channel marking in both passes. The Director will request the Coast Guard for prompt marking.

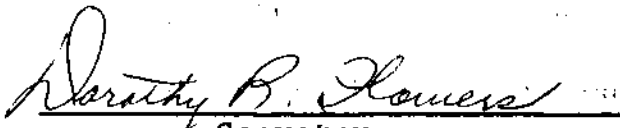
The next meeting was set for June 6.

The meeting adjourned at 11:45 a.m.



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Chairman



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Secretary

PROGRESS REPORT

April 12, 1966 - May 9, 1966

CONSTRUCTION

Construction Progress - During April contract dredge removed 472,276 cu. yds. of material and advanced 2,364 linear feet. At the end of the month the contract was 50 % complete.

Construction Operations - Section 2 Claims - For S8 and 10A release forms were sent to the attorney for the owners, a report is expected from him on May 6. In 611A releases were received from all owners in the pocket and settlement checks were sent to Col. Chamberlain as agent for the owners. A proposal was sent to three owners at the north end of S10A, outside of the general settlement area.

Section 3, S/A S3-1 & 2 - On April 15 a suit was filed by the owner to stop enforcement of contract provisions for the drainage of spoil areas, also, apparently to require grading of the side slopes of the cut not required by the contract. The attorney for the owner had been advised of procedures whereby the suit would be rendered unnecessary.

S/A S3-3 - Seepage under the dikes had been reported and the contractor is pumping to remove this seepage. Studies are underway to collect seepage and drainage by permanent ditching.

Dam - The dam, constructed to eliminate as much as possible salt water in spoil areas, is effective but is keeping the level of the dredge pool so high as to prevent grassing of side slopes. The District agreed to the installation of a flap valve in the dam to control level of the pool.

Barricades - April 15, CE notified the District that construction progress would necessitate the barricading of Center Road about May 1, and of the old Tamiami Trail about May 4. Sarasota County agreed to erect these barricades at Navigation District expense.

LANDS

Section 3 Spoil Areas - Condemnation trial for remaining tracts in suit was held on April 25-27. Awards were made as follows:

Venice Land Co.	\$ 7,000.00
Bartlett	10,000.00
Venice Bay Trailer Pk.	1,500.00

Aquatite	\$ 2,300.00
Lone Oak	1.00
Rose Peters	11,000.00
Venice Golf Assn.	14,000.00

Section 4 Right-of-Way - Interest has been shown by adjacent owners as to the possible release of right-of-way resulting from construction of the new Stickney Point bridge.

BRIDGES

SAL - Notice to proceed on engineering contract was given J. E. Greiner Co. on April 11. They have advised the District that if Phase Two were entered into promptly upon completion of Phase Two plans and specifications for construction could be finished by December 1. On this basis the Railroad estimated the phasing of construction payments for budget purposes.

Hatchett Creek - The new bridge is in operation. The Chamber of Commerce of Venice suggested that the north bascule span of the old bridge be left in place as a fishing pier. SRD investigated the matter but found it infeasible. The District requested SRD to leave the north abutment, if feasible, to serve as a retaining wall.

Bridge Lights - As requested at the April 11 meeting, it was determined from SRD that at the new bridge illumination was provided for the gauge board. These lights have been discontinued as the resulting congestion of fishing boats would affect navigation adversely.

ADMINISTRATION

Budget - Studies were completed for submission of budget to State Board of Conservation. Lee County asked that millage be set early in June for County consideration by June 13.

CE Inspection - Director accompanied Mr. Koperski through Section 3 on April 25 and Mr. Koski on April 18, on a study of Venice Inlet. An additional channel northward and the installation of range lights for Venice Inlet were discussed.

Publicity - Pinellas County designated their Assistant Planning Director to provide data for the County. Mr. Banta, of Okeechobee Waterway Association, will provide information from Lee County.



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Nonpayment Complaints - were received from three creditors of a Section 3 subcontractor. They were advised of the laws affecting a federal contract.

Attorney General - sent questionnaire regarding legal staff of the District and procedures for purchasing and insurance. Form was returned executed. Attorney General also requested early submission of any proposals for Navigation District Legislation.