

The monthly meeting of the WEST COAST INLAND NAVIGATION DISTRICT COMMISSIONERS was held at the Manatee County Office Building in Bradenton, Florida, September 11, 1961.

Present were:

Ellsworth G. Simmons, Chairman, Hillsborough County
 H.H. Anger, Vice-chairman, Charlotte County
 Boyd R. Gernhard, Secretary, Sarasota County
 Mack H. Jones, Lee County
 A.L. Anderson, Pinellas County

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

Absent:

L. Elmer Bustle, Treasurer, Manatee County
 J. Hardin Peterson, Sr.

ADMINISTRATION

The Chairman called the meeting to order at 2:15 P.M. Minutes of the 7 August 1961 meeting were approved as presented. The Director read the Treasurer's report signed by Treasurer Bustle and it was accepted as presented. Vouchers #2811 through #2844 covering August bills were approved for payment.

HEARING OF INDIVIDUALS

Attorney A. Bradford Smith of Venice appeared on behalf of North Venice Beach Ass'n., about ten property owners banded together for the purpose of preserving the beach approximately from the Casino to the Jetty. After discussion motion was made and carried that if a legal description of this property and required authority to place fill on it is submitted to the WCIND the request will be submitted to the Corps of Engineers urging its consideration as a spoil area.

AIA486

Mr. Smith filed a written statement with the Board in regard to his thinking with reference to possible conflict of interest on activities of Mr. Merrin. He also passed out copies of the statement to the Press. The Chairman appointed Commissioner Anger, chairman, Commissioner Jones and Mr. Dye as a committee to take the communication, review and study it and report to the Board on it at the next meeting.

PROGRESS REPORT

The Director reported that in Section 5 the dredge advanced 11,310 linear feet during August and dredged 180,326 cubic yards of material; approximately twice as much as average of the previous months. The contract was 14% complete on 31 August.

Sarasota County

Mr. Gernhard reported that the Sarasota Board of County Commissioners sitting as the Water & Navigation Control Authority had considered one bulkhead line application. The Dunn application as originally advertised was entirely unacceptable to the property owners surrounding and abutting the proposed fill. During the advertising period Mr. Dunn proposed a change which apparently satisfied the majority of objectors. While not required by law, he took it upon himself to readvertise with his revised recommendation. There will be another hearing on his revised proposal in about three weeks.

In order to meet the criteria of the Corps of Engineers which tries to locate spoil areas no less frequently than 2000 linear feet and to keep within the pumping distance of 1800' there are frequently few alternatives to the creation of islands. The Authority is trying to cooperate with WCIND

in arriving at the best solution to the problem.

Commissioner Gernhard stated that the way the Board could be of assistance to his County during the hearings was by expert testimony - that it might be well for Corps representatives to be present and say "if we don't do this we must do this."

The Director reported that during an investigation of right-of-way in Sarasota County two adjustments were necessary; where a plat and the actual topography do not agree. The Corps of Engineers will be requested to accept a slight reduction in width in one case and a slight adjustment of location in the other. This procedure was approved.

Purchase of right-of-way at the mouth of Phillippi Creek was approved as follows:

Gill-Thomas Inc.	\$3,180.00
Burket, Smith & Bowman (Attorney fee)	259.00
Russell A. Currin, Frances Currin, W.G. Shepard, Katherine P. Shepard, J.W. Shepard and Violet Mae Shepard	1,670.00
William T. Harrison, Jr. (Attorney fee)	183.00
Ringling Trust & Savings Bank	1,670.00
Paul M. Souder (Attorney fee)	183.50

The above purchases are included in the vouchers approved for payment by the Commissioners.

Settlement of Tract 26 in Pinellas County by the payment of \$500 to the Belvedere Apartments, Inc. and \$100 to their attorney was approved. Payment for this transaction has been made by the Clerk of Circuit Court from deposit he holds.

BRIDGES

The Chairman stated that he had the opportunity to have a short meeting with Governor Bryant on Aug. 25 where he discussed the bridge problems of the District. The Governor said that he would review the problem and advise. This matter will be followed up.

The Progress Report was accepted.

AIA487

NEW BUSINESS

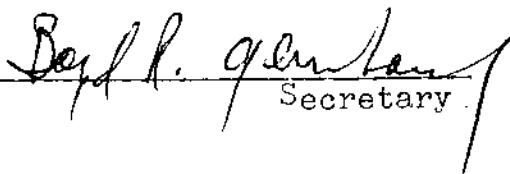
The Director will appear before the Sarasota Information Forum to present problems facing the Navigation District on spoil areas and to tell plans to solve them.

Mr. Dye reported that Seaboard Airline Railway Co. had advised him that they would not be willing to put the work at Bridge #1 out for bid as they prefer to do the work themselves. Board members discussed this and it was the consensus that an independent estimate should be sought as to the cost of modifying the bridge. Mr. Dye was instructed to pursue this further with them.

Commissioner Gernhard stated that 20,000 cubic yards of spoil were necessary for approaches to the Albee Road bridge. The County authorized use of their island north of Albee bridge and the State Road Department has requested from the Trustees authority to dredge additional borrow from the canal right-of-way. These agreements will not affect the proposed negotiations between WCIND and Sarasota County on exchanging properties. Mr. Dye was authorized to follow this through.

There was discussion as to the criterion for bridge openings, 80 or 90'. The Director stated that the new bridges at Ringling Causeway, Cortez and Manatee Avenue are 90'.

There being no further business the meeting adjourned at 3:15 P.M.


Secretary


Chairman

PROGRESS REPORT

7 August 1961 - 11 September 1961

CONSTRUCTION

The Corps of Engineers requested information on bulkhead lines established within Sarasota and Manatee counties for use in preparation of contract documents. The Counties and the City of Sarasota were requested to furnish necessary information.

LANDS - General:

The Trustees ordered an appraisal made of three possible composite spoil areas in Little Sarasota Bay,

Sarasota County:

The Corps of Engineers approved right-of-way description for Contract 4.

On 23 and 24 August the Board of County Commissioners conducted hearings on bulkhead line changes required by the Waterway in Section 2 above spoil area S-6 south and in Section 4 for spoil area S-36. At the same time the Board considered a bulkhead line revision requested by Mr. O.W. Caspersen north of Venice Inlet. Considerable opposition was expressed to the amendment for spoil area S-36. The Board of County Commissioners has reached no decision. Prior to the hearing questions were answered for Mr. W.E. Layman as to the effect of the change on his property on the mainland above Manasota bridge and for Mr. Evans, attorney for W. & A. Construction Co. as to their interest.

Mr. Burket, attorney for Eagle Point, Inc. delayed delivery of pipeline easement in order to obtain modification of the instrument. A meeting will be arranged with him to clarify apparent misunderstandings.

Mr. George Stoll of Holiday Harbor discussed with the Director the use of his submerged lands south of Point Crisp as a spoil area. He was informed that the area could probably be used but approval of bulkhead line amendment must first be obtained from the Board of County Commissioners. Memorandum of this and other matters pertaining to spoil areas S-31, 32 and 33 was given to Mr. Dye.

Attorney for Mr. A. Rasmussen wrote offering property on the mainland south of Stickney Point bridge for spoil area.

Checks for out of court settlement of condemnation case at the mouth of Phillippi Creek were sent to three owners and their attorneys as follows:

Gill-Thomas Inc.	\$3,180.00
Burket, Smith & Bowman (Attorney fee)	259.00
Russell A. Currin, Frances Currin, W.G. Shepard, Katherine P. Shepard, J.W. Shepard and Violet Mae Shepard	1,670.00
William T. Harrison, Jr. (Attorney fee)	183.50
Ringling Trust & Savings Bank	1,670.00
Paul M. Souder	183.50

Mr. Van Norman obtained from Mr. Ed Wright approval on the area intended to be filled at Mr. Wright's expense in order to eliminate spoil areas S-39, 40 & 41.

Mr. A.B. Edwards requested a bulkhead line revision to enclose the spoil area granted by him to the Navigation District east of the Waterway and south of Siesta Key bridge. The Director met with Mr. Edwards on 1 September informing him of WCIND's attempts to eliminate the spoil area. Mr. Edwards offered to grant easements for his holdings west of the Waterway if necessary. Board of County Commissioners heard this application on September 6 but made no decision.

The Corps of Engineers provided information intended to be included in their answer to the City of Sarasota on modification of spoil areas. The Director discussed this matter with Mr. Kenneth Thompson and general agreement was reached that one submerged spoil area would be requested from the Trustees of the Internal Improvement Fund. This area will be sufficiently large to receive all fill within the city limits except that proposed for the northern end of Bird Key. Attempts will be made by the City to encourage the development of a composite spoil area S-42 between Stickney Point Road and Cherokee Park.

Manatee County:

The Town of Longboat Key wrote to Congressman Haley and to the District Engineer requesting spoil on the town-owned island near the Sarasota County line. The Corps of Engineers advised the Town the matter should be taken up with the Navigation District.

Pinellas County:

On August 10 the Navigation and Water Control Authority waived restrictions on the Duhme fill permit; thereafter the contractor agreed to eliminate spoil area P-25 B without additional costs.

The Corps of Engineers confirmed to Mr. Dye that fill would not be placed on the Minthorne property in the Narrows.

The Clerk of the Circuit Court settled the acquisition of Tract 26 in the condemnation case by the payment of \$500 to the Belvedere Apartments, Inc. and \$100 to their attorney.

The Clerk of the Circuit Court returned to WCIND \$75,300.00 resulting from the settlement of tracts 33, 33A and 34.

UTILITIES

Western Union Co. applied for an after-the-fact permit for the placement of a submarine cable along the bottom in the Narrows. In answer to question by the Navigation District the Corps of Engineers advised that the placement of the loose cable would be at the risk of the Western Union Co.

BRIDGES

The Seaboard Airline Railroad Co. wrote to Mr. Dye on terms of the contract for the modification of Bridge #1.

Mr. Blich, State Road Board, discussed with Mr. Dye obtaining of fill for the Albee road bridge reconstruction from that portion of the county island within the Navigation District right-of-way. The State Road Department has requested necessary permission from the Trustees of the Internal Improvement Fund to remove additional material from the right-of-way.

The meeting of the Commissioners with State officials on the over-all bridge program tentatively set for August 25 was not held. Instead Mr. Simmons met with Governor Bryant and Mr. Warren Cason and discussed the general problem. Mr. Simmons asked Governor Bryant to study the problem and determine what assistance the State could give to assure completion of the Waterway.

ADMINISTRATION

At the bulkhead line hearings in Sarasota on August 23 and 24 the charge of conflict of interests was made against Mr. Merrin by the attorney for Mr. Gibbs. Fact sheet on this matter was distributed to the Commissioners.