

The October meeting of the Commissioners, of the WEST COAST INLAND NAVIGATION DISTRICT, was held October 18, 1971, in the Commission Chambers, Manatee County Courthouse, Bradenton, Florida.

Present were: Kenneth W. Daniels, Vice Chairman, Lee County
Larry Rhodes, Secretary, Sarasota County
Robert C. Hutches, Treasurer, Manatee County
H. William Thompson, Charlotte County
Dan P. McClure, Manatee County

Charles E. Furbee, Executive Director
Dewey A. Dye, Jr., Counsel

Absent were: Ellsworth G. Simmons, Chairman, Hillsborough County
A. Oliver McEachern, Pinellas County

Guests: Mr. R. F. Sutton, Sutton & Associates, Inc., Venice
Mr. John C. Dent, Jr., Attorney

ADMINISTRATION

The meeting convened at 10:30 a.m.

Minutes of the September 20, 1971 meeting were approved as presented.

The Treasurer's Report was approved as presented.
Vouchers #6743 through #6775 were approved for payment.

Commissioner Hutches addressed the board to express his appreciation in serving as Manatee County representative and the treasurer of WCIND during Commissioner McClure's illness. Manatee County Chairman, Commissioner L. H. Fortson, advised by letter of October 14, 1971, that Commissioner Dan P. McClure was now able to resume his regular duties and assignments for Manatee County and therefore Commissioner McClure was reassigned to represent Manatee County on the WCIND board. Commissioner Hutches was thanked for his service to the board and Commissioner McClure was welcomed to his post. The Chairman called for election of treasurer. Motion was made by Commr. Thompson, seconded by Commr. Rhodes, that Commr. McClure be elected treasurer; the motion carried. Commr. McClure was elected and he accepted the office of treasurer.

The Director presented the WCIND comparative financial statement FY 1969-70 to FY 1970-71, as of September 30, 1971. Attention was called to the interest earned on deposits, 1970-71, the increase being the result of this year's higher interest rate. Noted also were the decreases in both Attorneys Salaries Account and Administrative Expense Account.

HEARING OF INDIVIDUALS

Mr. R. F. Sutton, Engineer, and attorney, Mr. John C. Dent, Jr., presented anew the request for WCIND to approve the proposal by RYWELL CORP., (Mr. Tom Ryan of Sarasota and Mr. Carl Weller of Venice), for first and foremost, the dock to be built for the

first dry storage building adjacent to waterway; and second, the opening of channel into the waterway to create a wet storage area.

Commr. Rhodes: "If WCIND does not see fit to give permission, what happens to the planned program being made there by your party?"

Mr. Sutton: "I don't know at this point."

Commr. Rhodes: "This has been my question ever since I first saw the activities at your location and to date there has been no written request to WCIND for permission to enter the waterway."

Mr. Dent: "We did not make the formal application for agreement; only on the basis of an informal request as I did here at your August meeting have we discussed the proposal with Air & Water Pollution Control people, Sarasota County, and other state agencies; then I learned that the Sales building was underway."
(Sketches of proposal were exhibited.)

Commr. McClure: "Have you planned according to dredge and fill permit?"

Mr. Sutton: "Yes, we are in process of obtaining this permit. I was talking recently to the Biologist, Dr. Ross, Air & Water Pollution Control Department. Their one question concerns what will happen to these boats who dump sewage overboard; our answer is, a sewage plant will be built and there will be a dumping station for the boats."

Chairman: "There is also the matter of erosion of banks in that area."

Mr. Sutton: "There will be rip rap all along the channel. We contacted Mr. Weisenfeld, Clewiston Office, Corps of Engineers. The dock will be 90 feet from centerline of the Cut/waterway. It is understood that WCIND approval is subject to the CE granting approval for 1) dock permit and 2) opening the channel for property cuts. These seem to meet the CE criteria."

Commr. McClure: "What about the silting condition there?"

Director: "The CE states, for criteria, as long as the basic digging is deeper than the waterway."

Chairman: "Mr. Dye, what is your advice?"

Mr. Dye: "The important item here is the proposed fuel dock. Our 1961 Legislature Basic Act to cover the WCIND states that we will grant no authority or privilege for dispensing food, lodging, beverages, or fuel supplies to waterborne vehicles without first advertising for bids throughout the six counties. WCIND owns the perpetual easement while the applicant here owns the underlying fee. This Act refers to any property we own or have technical control over. Technically, this Act will apply as far as the fuel dock. The dock itself is in the water and under the control of the CE."

The Corps of Engineers is responsible for maintenance of the waterway and WCIND has the maintenance of waterway banks. The CE is the primary authority to grant approval after they have referred the request to WCIND for its statement. The applicant should give a written statement to cover all they are asking for in the proposal to be submitted."

Commr. McClure: "The applicant's attorney should present the statement for WCIND Counsel to make his recommendation to the board."

Mr. Dye: "WCIND must have from applicants desiring to conduct private activities on the Right-of-Way the protective "hold harmless agreement" and the liability insurance policy endorsed to WCIND."

Mr. Dent: "We are trying to get board approval today subject to the WCIND Counsel's recommendation for all items included in the proposal. The depth and width will be included in the permit request. We want the board's feelings as to the dock proposal."

Mr. Dye: "If the fuel dock is to be specified, then WCIND must let bids for such proposal."

Mr. Sutton: "After discussion with Mr. Weisenfeld re seawalling or rip rapping, we decided on rip rap as it will be easier to be removed if that becomes necessary."

Chairman: "The Corps of Engineers must approve the fuel dock before this board takes action."

ACTIVITIES REPORT

Charlotte County

SCL Railroad Bridge - The Director reported on his visit to the site in Placida on October 16. Construction is reported as being well ahead of schedule.

Sarasota County

Venice Water Well Field Settlement - The Director stated that the WCIND check in the amount of \$80,000.00 in full settlement had been processed. Mr. Dye prepared the release form for execution and submitted same to board stating that execution, to be signed by proper City of Venice Officials, releases WCIND and its successors from all damage to the Venice water supply and this final settlement is in accordance with the October 31, 1962 agreement with the City of Venice. The board concurred with the release form.

Sarasota County Tax - For the FY 1969-1970, Sarasota County made overpayment of taxes in the amount of \$7,015.33. The Director has received the proper letter of request from the Clerk of the Circuit Court and WCIND has processed its check for refund of \$7,015.33 based on 0.01 mill tax levy for FY 1969-1970.

Maintenance S/A S3-4 - Sarasota County will sign the new contract to haul spoil material at 25¢ per cubic yard, with a minimum quantity of 10,000 cubic yards. Commr. Rhodes moved that WCIND approve this contract; the motion carried.

Pinellas County

Conference: Corps of Engineers, Jacksonville District - The Director and Mr. Dye will attend a scheduled conference, on Wednesday, October 20 at 1:30 p.m. in Jacksonville to discuss:
1) Air and Water Pollution Control policy questions for WCIND proposed S/A P-14 (Pinellas County).

Also to be discussed at this conference are 2) a program for the CE maintenance of the waterway; 3) the permit for dredge and fill, Placida bridge project site; and 4) Corps of Engineers maps showing suspected shoaling, and the plans for maintenance dredging by the CE in the coming year, 1972.

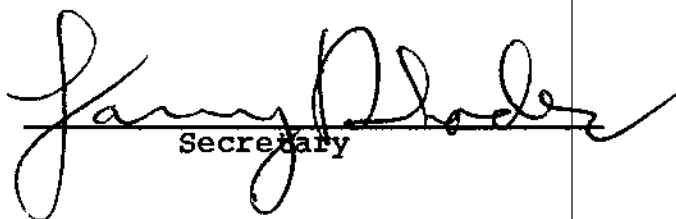
The Activities Report was accepted as presented.

ANNOUNCEMENT - The Director stated that the Florida Shore and Beach Preservation Association will hold its meeting October 27-29, 1971, at Sarasota - Lido Beach.

NEXT MEETING DATE - Monday, November 15, 1971 was agreed to be the next meeting date.

The meeting adjourned at 11:20 a.m.


Vice Chairman


Secretary

W. C. I. N. D.
ACTIVITIES REPORT

September 20, 1971 - October 18, 1971

I.

A. CHARLOTTE COUNTY

1. SCL Railroad Bridge - Status Report: The first billing in the amount of \$68,118.54 was returned to SCL Railroad Company for a breakdown by percentage. This new billing has been received. The Director visited the construction site on October 15, 1971, and will brief the board on findings and progress of the project. The dredging permit for this project has not been received from the Trustees of the Internal Improvement Fund. An item of interest is that a recent sounding survey by the Corps of Engineers reveals a degree of shoaling in the vicinity of the SCL bridge project.

B. SARASOTA COUNTY

1. Venice Water Well Field Report - A resolution from the Council of the City of Venice has been received. A check in the amount of \$80,000.00 has been processed and will be presented to the City of Venice upon their acceptance of the proper release form.

2. Sarasota County - Refund of overpayment of taxes for the FY 1969-1970 in the amount of \$7,015.33 has been processed.

3. Maintenance Spoil Area S3-4 - A new contract is being prepared for Sarasota County to haul material from S3-4 at 25¢ per cubic yard, with a minimum inclusion for 10,000 cu. yds. Also, Mr. Wendell Kent, contractor, will start hauling from this spoil area on Monday, October 18, 1971 under WCIND board authority, minutes - August 9, 1971.

II.

A. GENERAL - Mr. Dye and the Director have a scheduled meeting in Jacksonville with the Corps of Engineers to discuss:

1. Proposed Spoil Area P-14 (Pinellas County).
2. Waterway maintenance program.
3. Dredge permit for Placida bridge project.
4. Program for "periodic maintenance" and upkeep.
5. Suspected shoaling - waterway channel in the area of Alligator Creek: Day Marker 26 Upper Gasparilla Sound and Day Marker 13 Lower Lemon Bay.