

The December meeting of the Commissioners, of the WEST COAST INLAND NAVIGATION DISTRICT was held December 9, 1969, at Holiday Inn, 8221 North Tamiami Trail, Manatee County, Florida.

Present: A. L. Anderson, Vice Chairman, Pinellas County
Kenneth W. Daniels, Secretary, Lee County
Dan P. McClure, Treasurer, Manatee County
Larry Rhodes, Sarasota County

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

Absent: Ellsworth G. Simmons, Chairman, Hillsborough County
Howard V. Barr, Charlotte County

Guest: Mr. Mark Wheeler, Pinellas County Parks Board

The meeting convened at 8:15 a.m.

Commissioner Daniels made a motion that the Board adopt a resolution of appreciation for the Corps of Engineers District Engineer, Colonel John F. McElhenny, Jacksonville District; this is to express the Board's appreciation for his cooperation in the District's projects and to wish him the best in his new assignment to Korea in January, 1970. The motion carried unanimously. Mr. Dye and the Director will prepare the resolution (No. 69-16) for proper signatures and for delivery by the Chairman to the Corps of Engineers office in Atlanta, Georgia.

Minutes of the November 17 meeting were approved as presented.

The Treasurer's Report was read and approved. The WCIND now has five \$100,000 certificates of deposit bearing interest at 6½ percent for six-month periods. Vouchers #6110 through #6139 were approved for payment.

Deposit of Court Funds - The Director reported that he had made a request to each of the Court Registries in the District's six counties for return of funds remaining on deposit. Details of each county's Court Registry will be reported at the January meeting.

Mr. Mark Wheeler, Pinellas County Parks Board, was welcomed by the chairman, Commissioner Anderson, as the District's guest for the waterway inspection trip December 8 and 9, 1969.

-2-

ACTIVITIES REPORTCharlotte County

Litigation - The Director reported on results of five condemnation suits which involved maintenance spoil areas C-17A, C-20, C-21, C-23, and C-29A: three were settled out of court and for the other two the District received a favorable verdict; one verdict is being appealed by Mr. Dankfels (C-23). The chairman, on behalf of the Board, congratulated Mr. Dye and his staff.

J. E. Greiner Company, Inc. - The Director stated that this month's vouchers for SCL bridge work include payment for invoice No. 7, \$5,184.00 which covers Phase II - Surveys and Foundations Investigations 95% complete; and Phase III and IV - Design and Preparation of Plans and Specifications 80% complete. This is in accordance with contract with the new completion date of January, 1970.

Sarasota County

Bob Rigby Contract - This contract for sale of spoil from MSA S3-3 expires December 11, 1969: \$100 per month for 12,000 cu. yards @ ten cents per yard. Mr. Rigby requests renewal of the contract and an additional 10,000 yards at the same price. The spoil here is reported to be of poor quality; it has no purpose but bulk fill since it is not the good quality as in S/A S3-4. Commissioner Rhodes questioned re-sale to other truckers. The Board's policy is that it makes no difference, since the WCIND will have a cross-section survey taken per contract terms, unless it is found that WCIND is selling the material too cheaply from MSA S3-3. Commissioner Rhodes also questioned the maintenance of roads in that area. The Board policy is that haul-roads are designated; these are to be maintained in good condition and area spoil material can be used for the haul-road maintenance. These questions came to the Board's attention because of a complaint made by Mr. Hartley P. Dermond to Commissioner Rhodes concerning condition of roads in the area.

Mr. Dye suggested that WCIND should request Mr. Rigby to contact Mr. Dermond re condition of roads before WCIND grants the contract requested. The Director stated that Mr. Dermond made the same complaint on prior contracts. The Director plans to go to the location MSA S3-3 and inspect the condition of these haul-roads.

Commissioner Daniels suggested that the contract renewal be held pending the road condition report and the Board agreed.

-3-

MSA S3-4 Status - Payment has been received from Mr. Hanchey, owner of B & J Dragline Service, for his last contract, 6,000 - 10,000 cubic yards. A cross-section by Mr. Archie B. Brown, Surveyor, shows 12,546 cubic yards removed. Mr. Hanchey has paid in full plus the \$125 survey fee; payment for 4,000 cubic yards is still to be settled pending the survey by Mr. Hunt, Sarasota County. No material is being removed from this area now.

Pinellas County

The proposed P-33 spoil area - The Director stated that, in answer to his request for Corps of Engineers acceptance of proposed alternate, the CE Design Branch of Engineering will request from the Real Estate Division designation of two pipelines, 3,000 feet apart with an "objectional rock" deposit area designated just west of a temporary maintenance spoil area in the Clearwater stretch of the waterway.

ANNOUNCEMENTS: The Director reported that Mr. Dye made an interesting and favorable presentation of WCIND activities during the Florida Waterways Association meeting in Winter Park, Florida, November 23 and 24. The Director announced that the National Rivers and Harbors Congress will be held March 10, 1970, Washington, D.C. More information will be made available at a later date.

The Activities Report was accepted as presented.

NEW BUSINESS

Charlotte County

Mr. Dye presented a request for additional funds for court deposit in the amount of \$10,800 in the case of WCIND vs Houghland. This is for payment of final judgment and court costs pursuant to order of court.

Motion was duly made and carried that this additional deposit be authorized.

Sarasota County

Negotiations are continuing on:

- a) Encroachment on property in Venice
- b) Right-of-Way widener problem in South Venice
- c) Martin Concrete request for dock facilities in Venice area.

Mr. Dye will present his recommendations at the next meeting.

-4-

NEXT MEETING DATE -

It was agreed that the next Board meeting will be held on Monday, January 12, 1970, Manatee County Court House, Bradenton, Florida.

The meeting was adjourned at 8:55 a.m.

A. L. Anderson
Vice Chairman

Kenneth W. Daniels
Secretary

ACTIVITIES REPORT

November 17, 1969 - December 9, 1969

I.

A. CHARLOTTE COUNTY

1. Litigation: During the week of November 18 - 22, 1969, West Coast Inland Navigation District was engaged in litigation of five condemnation suits involving maintenance spoil areas C-17A, C-20, C-21, C-23, and C-29A. Three suits were settled out of court; on the remaining two cases, WCIND was successful in the verdict of the court.

2. J. E. Greiner Company, Inc. - Invoice was received which reflects that engineering plans are eighty per cent complete for the SCL Railroad bridge.

B. SARASOTA COUNTY

1. MSA S3-3 - Mr. Bob Rigby, who has a contract to remove spoil material from MSA S3-3, has requested one year renewal under the same terms as his present contract. The present contract expires December 11, 1969 and calls for removal of 1,000 cubic yards per month. He also requested an additional 10,000 cubic yards over the contract terms.

2. MSA S3-4 - Under the new agreement with Mr. Hanchey, owner, B & J Dragline Service, a cross-section survey was performed by Mr. Archie Brown, Surveyor, on November 20, 1969 which reflects 12,546 cubic yards of spoil was removed at 25¢ per yd. At the present time, there is no spoil being sold from S3-4.

C. PINELLAS COUNTY

1. Proposed Spoil Area P-33 - A letter has been received from the Design Branch of Engineering, Corps of Engineers, stating that a formal request is being made by them of the Real Estate Division, Corps of Engineers, for two pipelines, 3,000 feet apart with an "objectional rock" deposit area designated just west of a temporary maintenance spoil area in the Clearwater stretch of the waterway. This is one of the alternatives which was offered in lieu of P-33 upland spoil area acquisition.

II. NEW BUSINESS

A. The Director, Commissioner Daniels and Mr. Dye attended the Florida Waterways Association meeting in Winter Park, Florida, on November 23 and 24, 1969. Mr. Dye gave a report to the members on the activities of W.C.I.N.D.

-2-

B. Negotiations are continuing on:

1. **Right-of-way encroachment on WCIND property in Venice.**
2. **Right-of-way widener problem in South Venice.**
3. **Martin Concrete request for dock facilities in the Venice area.**