

The July meeting of the Commissioners, of the WEST COAST INLAND NAVIGATION DISTRICT, was held July 10, 1972, in the Commission Chambers, Manatee County Courthouse, Bradenton, Florida.

Present were: Ellsworth G. Simmons, Chairman, Hillsborough County
Kenneth W. Daniels, Vice Chairman, Lee County
Larry Rhodes, Secretary, Sarasota County
Dan P. McClure, Treasurer, Manatee County
A. Oliver McEachern, Pinellas County

Charles E. Furbee, Executive Director
Dale L. Price, Associate Counsel

Absent were: H. William Thompson, Charlotte County
Dewey A. Dye, Jr., Counsel

Guest: Mr. James H. Wynn, Executive Editor, Bradenton Herald

ADMINISTRATION

The meeting convened at 10:30 a.m.

Minutes of the June 12, 1972 meeting were approved as presented.

The Treasurer's Report was approved as presented.
Vouchers #6981 through #7013 were approved for payment.

The Director reported on the presentation of the WCIND budget, FY 1972-73, and Matching Funds request to the State with WCIND Resolution No. 72-05 requesting \$42,450 as matching funds, the second such request. The request was denied. Director Randolph Hodges stated in his letter dated June 26, 1972:

"All funds appropriated for FY 1972-73 in the Water Resources Development Account are for acquisition of water storage lands and matching funds for construction of works in the major water management districts; no monies are included for other waterways."

In reviewing the past history of the WCIND request for matching funds, the Director pointed to the WCIND Order of Taking in both Charlotte and Pinellas Counties.

The Chairman noted that WCIND is a water navigation project, and suggested that the board consider having WCIND Counsel prepare a resolution to the State Department of Natural Resources to insist that they give the WCIND request some consideration due to the past history of this District carrying itself when in fact the State has supported other areas to the extent that they have. Commr. McClure also noted the fact that the majority of the WCIND Counties are within the Southwest Florida Water Management District.

The Director reported that the State plans a division of the State of Florida into five water-management districts.

-2-

The Chairman, with the board's concurrence, directed the Attorneys to write a letter acknowledging Director Randolph Hodges' reply to WCIND's request, and to still insist that the State give this District some consideration for matching funds in relation to this project with that of Water-Management District projects; also a copy of the letter is to be sent to the members of the Florida delegation.

The Director reported, following his attendance at the Water Resources Development Conference June 29, that for the next fiscal year, 1973-74, it was his understanding that the operation of the waterway is going to continue to increase in price; the price of property, costs for diking and for dredging.

WCIND has received a letter from Colonel Roger M. Bachman, Bureau of Waterways, Department of Natural Resources, which announced that the State Executive Board approved the West Coast Inland Navigation District budget for FY 1972-73.

GUEST: Commr. McClure introduced Mr. James H. Wynn, Executive Editor of the Bradenton Herald, who arrived at today's meeting. Mr. Wynn was welcomed to the meeting by the Chairman.

ACTIVITIES REPORT

Charlotte County

SCL Railroad Bridge Project - The Director reported that the prefabricated bridge span was towed to Placida and arrived at the bridge site. Railroad traffic is halted until Wednesday while the span will be placed in position. Photographs of the bridge span on barges enroute from Tampa Bay were exhibited.

Sarasota County

Venice Marina Proposal for Storage of Excavated Dirt - Settlement in accordance with stipulations for the six months period has been made and WCIND has received payment in advance, \$225, and the required insurance coverage. This lease is for use of adjoining WCIND property MSA S-29.

South Venice Civic Ass'n Inc. Settlement - WCIND was offered out of court settlement for the suit pending on the Right-of-way widener for WCIND payment of \$2,000 and with the SVCA waiver of attorney fees, appraisal and survey expenses. Authorization by the board was given to Mr. Dye at the June 12 board meeting. Commr. Rhodes expressed his approval of the final settlement for the waterway widener in South Venice.

Request for Property Release - This location in the Stickney Point area is inside the WCIND right-of-way as shown on survey sketch submitted: a small 50' long, 25' wide (at one end) parcel of land. Mr. Sebastian J. Carbone, Sarasota, needs release

in order to build on his property. The Chairman directed the Director to meet with Commr. Rhodes to review the property and determine WCIND rights, whether fee simple or navigation rights, and to make their report at the next board meeting.

Pinellas County

Condemnation Suit: WCIND vs Kane - Boben Property -
July 10 was the scheduled court trial date; however, WCIND has an out of court settlement for which Mr. Dye recommends approval. Of the 12.3 acres in question, 11.5 acres is an upland area. The settlement price is \$42,500 to the owner, plus appraisal \$1400, engineering expense \$896, and \$2,225 attorney fee for owner. Commr. McClure moved that the board accept the settlement as was recommended; the motion carried.

GENERAL

Eleventh Annual Conference - Water Resources Development
was held June 29 in Tallahassee. The Director reported on his presentation at this conference on behalf of the WCIND board: a request was made that the State of Florida be a greater participant and contributor to the Waterway betterment.

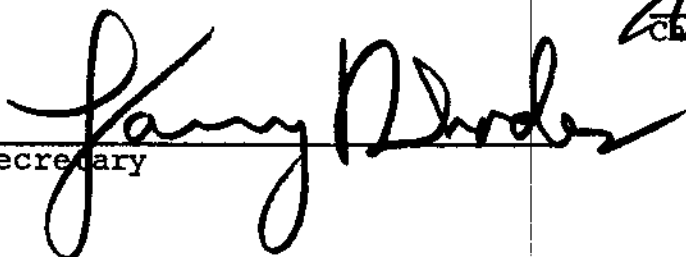
The Activities Report was accepted as presented.

NEXT MEETING DATE

It was agreed that Monday, August 14, 1972, will be the next monthly meeting date.

The meeting adjourned at 11:05 a.m.

Secretary


Secretary


Chairman

ACTIVITIES REPORT

June 12, 1972 - July 10, 1972

I.
A.CHARLOTTE COUNTY1. SCL Railroad Bridge Status -

a) The prefabricated bridge span was completed and was ready to be towed from Tampa Ship Repair & Drydock Company location to Placida on June 25; however, because of the adverse weather conditions it was not barged out of Tampa Bay until Sunday, July 2. The Director visited the bridge site on July 5 and was informed that the span would be placed in its final position beginning Sunday, July 9 and completion expected by July 12, 1972.

b) Financial Status of Project to date:

	<u>Misener Marine Const.</u>	<u>SCL Railroad Co.</u>
Contract	\$882,821.66	\$92,277.00
Paid	<u>498,295.32</u>	<u>59,125.86</u>
Remainder	<u>\$384,526.34</u>	<u>\$33,151.14</u>

B.

SARASOTA COUNTY

1. Venice Marina Proposal: Storage of Excavated Dirt -
The Venice Marina has accepted the stipulations for the storage of excavated material and has remitted its check in accordance with the terms as approved by the board.

2. South Venice Civic Association, Inc., Settlement -
A copy of the SVCA letter directed to Commr. Larry Rhodes, chairman, Sarasota County Board of Commissioners, has been received by WCIND. This letter states:

SOUTH VENICE
RIGHT OF WAY WIDENER

"We, the Board of Governors of the South Venice Civic Association, Inc., in regular meeting this June 5th, 1972, have agreed to accept the sum of two thousand dollars (\$2,000.00) in an out of court settlement for above right of way. We also agree that for this sum we will waive all claims to surveys, appraisal, photographic, attorney, court fees, etc."

The WCIND check for \$2,000 has been prepared and Mr. Dye will be requested to forward same to the SVCA, Inc.

3. Request for Property Release - WCIND has received a request from Mr. Sebastian J. Carbone, Sarasota, for a release of the southwest corner of Lot 12 R-3-7 as contained on survey sketch submitted along with the request.

C. PINELLAS COUNTY

1. Condemnation Suite Status:

(WCIND vs. Kane - Boben Property) - Mr. Dye advises that, in the trial scheduled for July 10 in the above referenced case, it is proposed to settle this out of court. The details will be presented by Mr. Dye at the regular meeting on July 10.

II. GENERAL

A. Eleventh Annual Conference on Water Resources Development in Florida - The Director attended this conference held on June 29 in Tallahassee. The Director made a presentation on behalf of the Board of Commissioners, WCIND, in which it was proposed that the State of Florida be a greater participant and contributor to the Waterway betterment. This included financial support for improvement of inlets such as Stump Pass, Midnight Pass, and Dunedin Pass; and financial assistance for matching funds for the purpose of obtaining upland spoil areas; and financial assistance for matching funds for maintenance dredging operations.

B. Department of Natural Resources Reply to WCIND Request for Matching Funds - In response to WCIND Resolution No. 72-05 requesting \$42,450 as matching funds, WCIND received a letter from Director Randolph Hodges dated June 26, 1972, which states (extract from letter):

"In reviewing our budgetary processes, it appears that no request was made to permit state matching funds for any of the state navigation districts in fiscal year 1972-73. It is my belief that had such a request been made, it would have been deleted in the budgetary review prior to the final appropriations."

C. WCIND Budget FY 1972-73 - WCIND received a notice from Colonel Roger M. Bachman, Chief, Bureau of Waterways, Department of Natural Resources, that the Executive Board of the Department of Natural Resources approved the WCIND budget for FY 1972-73.