

08-05-09 Regular BoCC Meeting Minutes

**August 5, 2009 Regular BoCC meeting**

Present: Sam Johnson District No. 5, Chairman  
Bob English District No. 1, Vice Chairman  
Randy Wilkinson District No. 2  
Edwin V. Smith District No. 3  
Jean Reed District No. 4

Also Present: Jim Freeman Deputy County Manager  
Michael Craig County Attorney  
Stacy Butterfield Director of Finance and  
Accounting to the Board

**The Board convened pursuant to adjournment taken on July 22, 2009.**

**CALL TO ORDER - 9:00 a.m. (SAM JOHNSON, CHAIR)**

**INVOCATION**

1. [Lou Vellia, Minister - First Christian Church of Babson Park](#)

**PLEDGE OF ALLEGIANCE (SAM JOHNSON, CHAIR)**

**A. APPROVE CONSENT AGENDA**

2. [Approve Consent Agenda.](#)

**Motions:**

Approve Consent Agenda.

- PASS

**Vote Results**

Motion: Edwin Smith

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**B. PRESENTATIONS and RECOGNITIONS**

3. [Shelley Lauten, President, myregion.org, to present an update on the "Where in the World are We?" 2009 Progress Report of the Central Florida Region.](#)

Attachment: [2009 Progress Report-Polk County-Shelley-8 5 09.pdf](#)

**Minutes:**

Ms. Lauten gave a progress report on the regional visioning effort titled "How Shall We Grow" which began in 2005. She highlighted the Water Strategy which was requested by the Congress of Regional Leaders. She listed the partners and stated a regional approach to water management will be forthcoming.

Ms. Lauten stated myregion.org studies how Central Florida rates locally, nationally and internationally to determine if Central Florida is becoming a world-class region in the fields of Economics, Education, High School Graduation Rate, Quality Growth, and Transit.

Ways to collaborate with the Tampa Bay area for joint visioning, especially on transit and water issues, was discussed.

Per capita income was also discussed. Ms. Lauten stated Central Florida benefits from its economic diversification.

**C. PROCLAMATIONS**

**D. ACCOUNTANT, AUDITOR and CLERK TO THE BOARD (RICHARD WEISS)**

4. [Disbursements.](#)

Attachment: [080509 Disbursements.pdf](#)

**Motions:**

Approve and ratify disbursements. - PASS

**Vote Results**

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

5. [Minutes of Regular Board Meeting held on July 22, 2009.](#)

Attachment: [072209 MIN.pdf](#)

**Minutes:**

Following discussion, the consensus of the Board was to postpone the vote to approve the July 22, 2009, Board minutes until later in the meeting so staff can verify the voting record for the three motions associated with Item 19 and report back to the Board.

At a time later in the meeting, Director of Finance and Accounting to the Board Stacy Butterfield read into the record the correct voting responses for Item 19.

**Motions:**

Approve minutes as amended. - PASS

**Vote Results**

Motion: Randy Wilkinson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**E. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY**

**F. PUBLIC HEARING TO CONSIDER SETTLEMENT**

6. [Public Hearing to consider approval of a mediated settlement for Parcel 142 in the case of Polk v. Turbeville, et al, an eminent domain lawsuit filed to acquire needed rights-of-way for Lakeland Highlands Blvd.](#)

Attachment: [8-5-09 Backup Parcel 142.pdf](#)

**Minutes:**

Deputy County Attorney Linda McKinley reviewed the proposed mediated settlement. She demonstrated the location of Parcel No. 142 and recommended approval of the mediated settlement.

The Chairman opened a public hearing; no one spoke.

**Motions:**

(1) Approve the mediated settlement with the landowners, Leslie and Peggy Collier, in the total amount of \$270,000 which includes all fees and costs; (2) authorize payment of the amount of \$163,000 to the Trust Account of Tileston, Simon & Holloway, P.A.; and (3) authorize the County Attorney's Office or outside counsel to bring this litigation to a close with the entry of a Stipulated Final Judgment. - PASS

**Vote Results**

Motion: Bob English

Second: Edwin Smith

Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

7. [Public Hearing to consider approval of a mediation agreement between Lawrence H. Katz, as Trustee of the Tract 25-29 Holly Hill Grove and Fruit Company Trust, a.k.a. Oak Park Development, LLC and Polk County, Florida.](#)

Attachment: [MediatedAgrKatz.pdf](#)

**Minutes:**

County Attorney Michael Craig reviewed the proposed mediation agreement. He said the litigation regards alleged flooding issues related to the Northeast Regional Wastewater Treatment Plant. He stated this was a civil suit filed in the local circuit court. He reported that there is an administrative proceeding involving an appeal on a construction permit for the Northeast Regional Wastewater Treatment Plant, and this administrative case is also involved in this proposed mediation settlement agreement.

Mr. Craig stated the plaintiff has agreed to dismiss the case without prejudice, which would allow the case to be refiled at some time in the future. He said the second element of the case is for the plaintiff, Oak Park Development, LLC., to withdraw its appeal of the construction permit which would allow the County to begin construction. He explained that the settlement also calls for mutual cooperation between the County and Oak Park Development, LLC. He said County staff has agreed to pay the mediator's fee in the amount of \$2,755.00 plus \$7,500.00 to settle the claim. He recommended approval.

The Chairman opened a public hearing; no one spoke.

**Motions:**

Approve the Mediation Agreement Between  
Lawrence H. Katz, as Trustee of the Tract 25-29  
Holly Hill Grove and Fruit Company Trust, a.k.a. - PASS  
Oak Park Development, LLC and Polk County,  
Florida.

**Vote Results**

Motion: Jean Reed

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**G. COUNTY ATTORNEY (MICHAEL CRAIG)**

**H. COUNTY MANAGER (MICHAEL HERR)**

8. [Board discussion of proposed Fleet Equipment Request for Proposal \(RFP\) for Waste Resource Management.](#)

Attachment: [AttachmentB \(3\).pdf](#)  
Attachment: [Fleet RFP 061209 \(3\).pdf](#)  
Attachment: [Attachment A.pdf](#)

**Minutes:**

Deputy County Manager Jim Freeman reviewed the RFP for maintenance of Waste Resource Management fleet equipment. He said the County's Fleet Management Division will also submit a proposal. He stated staff recommends approval to issue the RFP.

Director of Waste Management Brooks Stayer showed slides of the heavy equipment which, he said, is used only at the landfill and operates in an intense, on-demand production environment. He said service must be completed at night so the equipment will be operational during the day when it is needed.

There was discussion on the most effective way to procure maintenance of this site-specific equipment.

Upon question, Director of Waste Resource Management Brooks Stayer said maintenance is scheduled at off-peak hours.

**Motions:**

Approve issuing RFP to outsource maintenance and acquisition of heavy equipment and fleet vehicles for the Waste Resources Management Division. - PASS

**Vote Results**

Motion: Jean Reed

Second: Edwin Smith

Bob English	- Aye
Sam Johnson	- Not Present
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

9. [Authorize language changes in Employee Handbook Sections: 2.06 - Return to County Employment After Retirement; 7.03 - Retirement; and 8.09 - Sick Leave Sharing.](#)

Attachment: [RETURN TO COUNTY EMPLOYMENT AFTER RETIREMENT.pdf](#)  
Attachment: [SICK LEAVE SHARING WORKERS' COMPENSATION.pdf](#)

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**Minutes:**

Deputy County Manager Jim Freeman reviewed the recommended changes to the Employee Handbook regarding County Employment after Retirement and Sick Leave Sharing. He stated staff recommends approval. Discussion followed.

Upon question, County Attorney Michael Craig stated placing conditions on employees who are returning to work might be a discriminatory act, and all employees must be treated equally. He stated if the Board approves this change, it will be more stringent than the State's requirement for re-employment.

**Motions:**

Approve the policy change on re-employment of FRS DROP participants and approve the appropriate changes to be added to the BoCC Employee Handbook. Also, approve the policy change prohibiting sick leave sharing for employees who are on Workers' Compensation. - PASS

**Vote Results**

Motion: Edwin Smith

Second: Randy Wilkinson

Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

10. [Construction Manager at Risk Authorization \(CMA\) No. 09-037-02 with Rodda Construction Inc. for the construction of the Wabash Community Center to be located at 1200 Southern Avenue in Lakeland.](#)

Attachment: [09 0722 Wabash CC Contract map.pdf](#)

Attachment: [09 0722 Wabash CC PWFI Oracle.pdf](#)

Attachment: [09 0722 Wabash CC ReqForLgl Cklist.pdf](#)

**Minutes:**

Deputy County Manager Jim Freeman reviewed the contract with Rodda Construction, Inc. He discussed a Housing and Urban Development (HUD) federal reimbursable grant which is not included in the contract price, but which could potentially offset \$196,000 of the cost. He recommended approval.

Commissioner English moved approval and Commissioner Wilkinson seconded the motion.

There was discussion regarding whether this project could be postponed, and Mr. Freeman said he will research how the grant is administered, but his assumption is that the ability to obtain reimbursement for costs would end on September 30, 2010. He stated staff will confirm this information.

Upon question, Mr. Freeman said the Contract has a 110 day construction time.

There was discussion regarding postponing the commencement date of this project, and upon question, Director of Facilities Management Terry Pittman stated the bid price is good for 90 days, and after that time the job would need to be re-bid. He said the 90 day period begins the day the bids are open.

Staffing for this position was reviewed, and discussion followed.

Following discussion, Commissioner Wilkinson withdrew his second, and the Chairman stated the motion dies for lack of a second. There was discussion regarding tabling the item until a later date.

County Attorney Michael Craig stated it would be appropriate to entertain a motion to table.

**Motions:**

Table this issue until September 16, 2009, or to a time in September which falls within the 90 day bid process. - PASS

**Vote Results**

Motion: Randy Wilkinson

Second: Jean Reed

Bob English - Nay

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

11. [Proposed Changes to Board Policies on Water, Invasive Plant Control and Drainage, and consider the new proposed Mosquito Control Policy.](#)

- Attachment: [Drainage Policy.pdf](#)
- Attachment: [NRD Policy Change Summary \(2\).pdf](#)
- Attachment: [Invasive Plant Policy.pdf](#)
- Attachment: [Mosquito Control Policy.pdf](#)
- Attachment: [Water Policy.pdf](#)
- Attachment: [Legal Request NRD Policies.pdf](#)

**Minutes:**

Director of Natural Resources Jeff Spence stated staff updated the Board on the proposed Policy changes and the new Mosquito Control Policy at a workshop held in April 2009. He recommended Board approval.

Mr. Spence reviewed the Invasive Plant Control Policy.

Private water bodies and public access to water bodies were discussed.

Upon question, County Attorney Michael Craig stated on natural occurring water bodies, the bottom is held by the State for the citizens. He stated there are significant water bodies which are considered private waterways which are not held by the State.

Mr. Spence stated there are 7,000 lakes in the State of Florida, and aquatic vegetation control is provided only for lakes which have public access; if there is no access to the lake by the general public, the State will not provide funding for invasive plant control. Discussion followed.

Mr. Spence outlined the changes to the Drainage Policy.

Mr. Spence stated currently there is no Board approved Mosquito Control Policy. He reviewed the proposed Mosquito Control Policy Mission and reviewed the primary goals as well as the eligible treatment areas and management strategies.

Mr. Spence reviewed the County's Water Policy noting the proposed changes which center around flooding issues, spring shed protection and water conservation activities. He stated staff recommends approval of the four policies.

**Motions:**

Approve changes to the Polk County Water Policy, Aquatic Weed Control and Drainage Policies and adopt the new proposed Mosquito Control Policy. - PASS

**Vote Results**

Motion: Bob English

Second: Jean Reed  
Bob English - Aye  
Sam Johnson - Aye  
Jean Reed - Aye  
Edwin Smith - Aye  
Randy Wilkinson - Aye

12. [Adopt the Polk County Comprehensive Water Supply Plan.](#)

Attachment: [Comp WSP Presentation.pdf](#)

Attachment: [Comp WSP Approvals.pdf](#)

**Minutes:**

Deputy County Manager Jim Freeman said the Comprehensive Water Supply Plan is a collaboration between the County and the municipalities. He stated staff recommends approval.

Director of Utilities Gary Fries stated the Water Supply Plan includes Conservation, Reclaimed Water and Regional Supplies. He demonstrated the location of the existing groundwater wells within the County's service areas and made recommendations for water management in the future. Discussion followed.

Mr. Freeman stated cooperation among the local partners has been excellent.

**Motions:**

Adopt the Polk County Comprehensive Water Supply Plan for future involvement in policies and procedures for water conservation, reclaimed water and regional water supply projects. - PASS

**Vote Results**

Motion: Jean Reed  
Second: Bob English  
Bob English - Aye  
Sam Johnson - Aye  
Jean Reed - Aye  
Edwin Smith - Aye

Randy Wilkinson

- Aye

13. [Discuss County Road 54 \(Ronald Reagan Parkway\) Bridge over Interstate 4 construction project.](#)Attachment: [CR 54 Phases II and III \(Portrait\).pdf](#)**Minutes:**

Deputy County Manager Jim Freeman stated staff has encountered an issue during construction which relates to the bridge over I-4 which requires lane closures. He said due to the impact to traffic on I-4 of those lane closures, the Florida Department of Transportation (FDOT) has changed the conditions of the County's permit to limit those lane closures, both in time of day and duration. He stated this is going to result in a change order to the contractor Ranger Construction which could be substantial in nature. He asked for authorization to negotiate the change order.

Director of Transportation Engineering Wendy Kluge stated on two different occasions in July, girders were being set for the bridge across I-4 and that required pacing operations. She said on two occasions, these pacing operations exceeded the limits of a twenty-minute delay. She stated the contractor bid the job on the ability to work at night, but FDOT has changed the approved hours of operation, resulting in a financial impact on the contractor.

Mr. Freeman discussed FDOT's policy on lane closures during construction. He stated the amount of the upcoming change order is not known at this time. He recommended Board approval for staff to negotiate with the contractor and bring the change order back at a later time. Discussion followed.

Sharon Harris, FDOT District One, stated standard normal expected traffic volumes are used. She stated as a result of the delays, the policy change was made to be more proactive in avoiding traffic backups. She stated the FDOT permit has a built-in clause allowing changes during the construction time.

Commissioner Smith said this is unfair to the taxpayers and the County should formally object and request the FDOT Secretary of District One grandfather the County for this contract.

Commissioner English stated in addition to contacting the FDOT District One Secretary, the County should notify Senators Dockery and Alexander and the other Polk County's legislators of the cost to Polk County and the unfairness of this action by FDOT.

Ms. Kluge stated the pacing operations from this point forward will not exceed the twenty-minute time frame.

County Attorney Michael Craig and Deputy County Manager Jim Freeman agreed to contact the Polk County Legislative Delegation and FDOT to ask for relief.

Mr. Freeman stated staff needs direction from the Board to continue with construction within the current FDOT permit constraints.

**Motions:**

Direct staff to continue with construction activities within the current permit conditions and send letters to Polk County Legislators and FDOT asking for relief. Authorize staff to negotiate a Change Order with the Contractor to deal with the changed permit conditions if one is needed.

- PASS

**Vote Results**

Motion: Randy Wilkinson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**I. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE**

14. [Gene Strickland to discuss waiving the major modification fee for changes in a Planned Development affordable housing site plan in Wahneta.](#)

Attachment: [Letter to Mike Herr.pdf](#)

Attachment: [hppscan37.pdf](#)

**Minutes:**

Mr. Strickland stated two years ago the Planning Commission approved a Planned Development for an affordable housing complex in Wahneta. He stated since this project has not received funding, he will re-submit the project through Florida Housing; however, he would like to move the location of the retention pond. He demonstrated the current location and said the request is to move the pond into the overall boundary of the project site with the exact location of the pond to be determined in the future. He stated this would improve the developability of the project, but will require him to apply for a major modification to the project. He asked that the \$1,500.00 application fee be waived, but not the \$300.00 advertising fee.

**Motions:**

Waive \$1,500.00 fee but do not waive the \$300.00 advertising fee.

- PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

92. [Comment](#)

**Minutes:**

James Abercrombie said discussions about building the Wabash Community Center have been going on for four years and this Center is needed.

Mr. Abercrombie reviewed law suits he has filed in court. He stated he has been trying to obtain written decisions on County land use cases; however, the County Attorney's Office has decided that written decisions are not needed. He reviewed Florida Statute 112.311. He stated this is a formal complaint and he would like a reply.

County Attorney Michael Craig stated this issue has been brought to the County Attorney's Office and a public records request has been complied with. He said he does not agree with Mr. Abercrombie's interpretation of the law. He said staff has complied with the law.

Assistant Deputy County Attorney Anne Gibson stated the Land Development Code has been amended recently to require that the Board adopt a written order when there is a denial of a development application, but a written order is not required in all cases. She said currently these requirements are monitored vigilantly to ensure compliance with the Law.

93. [Comment](#)

**Minutes:**

Skip Stellfox, Solivita resident, asked the status of the County Attorney's research on Common Facilities Districts.

County Attorney Michael Craig stated he has completed his research of this issue and has submitted his findings to the Commissioners. He said the vehicle is in place to do what Osceola County calls a Common Facilities District as outlined in Florida Statutes.

Mr. Stellfox stated at a future meeting he will ask the Poinciana Association of Villages to ask the County to set up a Common Facilities District rather than incorporating the Poinciana area as a city.

Mr. Stellfox wished the County good luck in dealing with the Florida Department of Transportation permitting issue.

94. [Comment](#)

**Minutes:**

Jeff Hancock discussed what he considers to be a deprivation of rights guaranteed by the Fourth, Fifth and Fourteenth Amendments to the Constitution of the United States. He said these rights were violated in the Hideaway Kennel Case.

County Attorney Michael Craig recommended that the County refrain from communicating with Mr. Hancock since litigation is still pending.

**J. COMMISSIONER DISTRICT 1 (BOB ENGLISH)**

15. [Comments.](#)

**Minutes:** Commissioner English stated he has nothing to report.

**K. COMMISSIONER DISTRICT 2 (RANDY WILKINSON)**

16. [Discuss Adult Day Care Centers.](#)

**Minutes:**

Commissioner Wilkinson showed a presentation highlighting the Charles Richardson Adult Day Care Center in Bartow. He stated Adult Day Care facilities are a smart use of public funds by allowing caregivers to continue to work and participants to remain independent. He suggested that cuts in the future budget can be made without cutting programs. He said he will make budget recommendations at the next Budget Work Session.

Discussion followed on developing a sliding scale fee for the cost to citizens for Adult Day Care, and Director of Human Services Dr. Elba Cherry reviewed the total FY 2009/10 operating budget for Adult Day Care Services. She stated the Total General Fund Contribution to Adult Day Care is 44%. She gave the current client enrollment at the

County's existing three Adult Day Care facilities and stated the current combined capacity is 150 clients, for an average census of 43 clients per center. She reviewed the staffing qualifications.

**L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)**

17. [Comments.](#)

**Minutes:** Commissioner Smith stated he has nothing to discuss.

**M. COMMISSIONER DISTRICT 4 (JEAN REED)**

18. [Reappoint George L. "Duke" Burr as a member of the Polk County Historical Commission.](#)

Attachment: [PCHC Burr Bio 4.pdf](#)

**Motions:**

Re-appoint George L. "Duke" Burr as a member of the Polk County Historical Commission for the four-year term beginning October 1, 2009 and ending September 30, 2013. - PASS

**Vote Results**

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**N. COMMISSIONER DISTRICT 5 (SAM JOHNSON, CHAIR)**

19. [Appoint Jane B. Trimble to the Board of Adjustment for a three-year term beginning September 1, 2009.](#)

Attachment: [Jane B. Trimble.pdf](#)

**Motions:**

Appoint Jane B. Trimble to the Board of Adjustment for a three year term beginning September 1, 2009 and ending August 31, 2012. - PASS

**Vote Results**

Motion: Randy Wilkinson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

**O. LAY BOARD APPOINTMENTS**

**\*\*\* RECESS - The Board of County Commissioners will recess from 12:30 p.m. until 1:30 p.m. or soon thereafter. \*\*\***

**P. PUBLIC HEARINGS**

20. [Consider resolution relating to the expansion of the geographical area of the county seat in accordance with Florida Statutes Section 138.12.](#)

Attachment: [ResExpandBoundary.pdf](#)

**Minutes:**

County Attorney Michael Craig reviewed the procedure for Public Hearings and swore in those who will be speaking. He stated that Chairman Johnson was not present and requested to defer action on Item No. 23 until the Chairman returns later in the meeting.

Mr. Craig reviewed the proposed Resolution. He gave background information and recommended approval. Discussion followed.

The Vice Chairman opened a public hearing, no one spoke.

**Motions:**

Adopt Resolution No. 09-169 relating to the

expansion of the geographical area of the county seat in accordance with Florida Statutes Section 138.12. - PASS

**Vote Results**

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Not Present

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

21. [Transmittal of an Ordinance adopting CPA 09B-01 to change the Future Land Use from Phosphate Mining \(PM\) to Agriculture Residential Rural \(A/RR\) to the Florida Department of Community Affairs](#)

Attachment: [CPA 09B 01 Transmittal Staff Report.pdf](#)

Attachment: [CPA 09B 01 Ordinance.pdf](#)

**Minutes:**

Ana Martinez-Hubert, Long Range Planning, stated this is the first hearing for the applicant initiated request for a Large Scale Comprehensive Map to change the Future Land Use designation from Phosphate Mining to Agricultural Residential Rural. She showed slides of the area and reviewed the staff report stating that staff and the Planning Commission recommend approval. She stated the second hearing is scheduled for December 2, 2009. Discussion followed.

Mike Cotter, representing the applicant, Kenneth Wetherington, stated he was available to answer questions.

The Vice Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-01 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English	- Aye
Sam Johnson	- Not Present
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

22. [Transmittal of an Ordinance adopting CPA 09B-02 to change the Future Land Use from Residential Low \(RL\) to Recreation and Open Space \(ROS\) to the Florida Department of Community Affairs.](#)

Attachment: [CPA 09B 02 StaffReport.pdf](#)

Attachment: [CPA 09B 02 Ordinance.pdf](#)

**Minutes:**

Albert Frederick, Senior Planner, stated this is the first hearing for the County initiated request for a Comprehensive Plan Amendment to change the Future Land Use designation from Residential Low to Recreation and Open Space in the Urban Development Area. He showed slides of the area and reviewed the staff report noting that staff and the Planning Commission recommend approval for CPA 09B-02. He stated the second hearing is scheduled for December 2, 2009.

The Vice Chairman opened a public hearing.

Caroline Kenther, Lakeland resident, discussed the proposed buffer of a berm on the map and questioned how the proposed changes will be budgeted.

In response, Deputy County Manager Jim Freeman stated that park development is completed in phases. He noted that the County's goal is to proceed with construction as the budget allows.

Bob Wiedrich stated that the construction drawings have begun and having a fence around the entire area is in the plans. He noted that this is a \$3 million construction project and will be completed in phases.

Ms. Kenther stated her concerns with a berm and a vegetated area. She said a fence would help to keep trespassers out.

The Vice Chairman closed the public hearing.

**Motions:**

Transmit CPA 09B-02 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Edwin Smith	
Second: Jean Reed	
Bob English	- Aye
Sam Johnson	- Not Present
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

23. [Transmittal of an Ordinance adopting CPA 09B-04 to change the Future Land Use from Phosphate Mining \(PM\) to Industrial \(IND\) and Business Park Center \(BPC\) to the Florida Department of Community Affairs](#)

- Attachment: [CPA 09B 04 Ordinance.pdf](#)
- Attachment: [CPA 09B 04 opposition letter 2.pdf](#)
- Attachment: [CPA 09B 04 Staff Report.pdf](#)
- Attachment: [CPA09B04.pdf](#)
- Attachment: [CPA 09B04 opposition letter.pdf](#)
- Attachment: [Letter from CSX.pdf](#)

**Minutes:**

Amee Bailey, Senior Planner, stated this is the first hearing for the applicant initiated request to change the Future Land Use from Phosphate Mining to Industrial and Business Park Center in the Rural Development Area. She showed slides of the area and reviewed the staff report stating that staff recommends denial and the Planning Commission recommends approval with a proposed change to remove Parcel Number 4. She stated the second hearing for CPA 09B-04 is scheduled for December 2, 2009. Discussion followed.

Tom Mims, Mims Alafia, LLC, discussed the current land use and presented slides of the area. He stated this land has been mined two times over the past hundred years. He highlighted reasons for the land use change to Industrial. He reviewed the existing uses and buffers for the area. Upon question, he stated he supports the removal of Parcel 4. Discussion followed on the ownership of rails and alternative uses for the land.

Mike Cotter, Engineer for Mims Alafia, LLC, reviewed the current uses and proposed future uses for the parcels. He showed slides of the area.

The Vice Chairman opened a public hearing.

Eugene Kendrick, resident, stated that 514 houses are negatively impacted by the proposed land use change. He said that citizens were not properly notified. He stated that he is concerned with the overall quality of life and the increase of vehicles and trains. He suggested the Commissioners visit the area because it was not represented accurately.

Ronnie Moates, Bradley resident, presented photos of the different communities impacted by the proposed land use change. He stated that he is not opposed to some development, but he would like the proposal to take into consideration the citizens who live

in the area.

Commissioner Reed stated that she has visited and is familiar with the area.

Jerry Beuher, Attorney for City of Mulberry, stated that the City of Mulberry voted to oppose this proposal. He stated the City is concerned about the noise and the future of the community, as well as planning for future growth.

Paulette Crystal, resident of Bradley, stated the photographs from Mr. Mims' presentation were not accurate. She said there is no area currently used for recreational purposes.

The Vice Chairman closed the public hearing.

Mr. Mims spoke in rebuttal to comments made by the public. He offered to remove Parcels 4 and 7. Upon question, he stated he was willing to meet with the community regarding the land changes. Discussion followed.

Ms. Bailey clarified the parcels involved and the methods used to notify citizens.

County Attorney Michael Craig reminded the audience that this is the transmittal of CPA 09B-04 to the Florida Department of Community Affairs.

**Motions:**

Transmit CPA 09B-04 with the removal of Parcels 4 and 7 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Randy Wilkinson

Second: Bob English

Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Nay
Edwin Smith	- Aye
Randy Wilkinson	- Aye

**Motion Minutes:** Upon question, Ms. Bailey stated that it will take 18-24 months to complete the selected area study. Discussion followed.

24. [Transmittal of an Ordinance adopting CPA 09B-05 to change the Future Land Use from Business Park Center \(BPC\) to Neighborhood Activity Center \(NAC\) to the Florida Department of Community Affairs](#)

Attachment: [CPA 09B-05 BoCC Staff Report.pdf](#)

Attachment: [CPA 09B 05 Ordinance.pdf](#)

**Minutes:**

Thado Hays, Planner III, reported that this is the first hearing for the applicant initiated request to change the designation from Business Park Center to Neighborhood Activity Center. He showed slides of the area and reviewed the staff report stating that the Long Range Planning Division and the Planning Commission recommend approval for CPA 09B-05. He stated the second hearing is scheduled for December 2, 2009. Discussion followed.

Joshua Cheney, representing the applicant John Murphy and Moduss Inc., spoke in support of the amendment.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-05 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

25. [Transmittal of an Ordinance adopting CPA 09B-06 to change the Future Land Use from Residential Low \(RL\) to Institutional \(INST\) to the Florida Department of Community Affairs.](#)

Attachment: [CPA 09B 06 staff report.pdf](#)

Attachment: [CPA 09B 06 ordinance.pdf](#)

**Minutes:**

Aaron Flint, Land Development, stated that this is the first hearing for the applicant initiated request to change the Future Land Use designation from Residential Low to Institutional. He showed slides of the area and reviewed the staff report stating that the Long Range Planning Division and the Planning Commission recommend approval for CPA 09B-06. He stated the second hearing is scheduled for December 2, 2009.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-06 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

26. [Transmittal of an Ordinance adopting CPA 09B-07 to change the Future Land Use from Community Activity Center \(CACX\) to Residential Medium \(RMX\) to the Florida Department of Community Affairs.](#)

Attachment: [CPA 09B 07 Staff Report.pdf](#)

Attachment: [CPA 09B 07 Ordinance.pdf](#)

**Minutes:**

Albert Frederick, Senior Planner, stated that this is the first hearing for the County initiated request for a Comprehensive Plan Amendment to change the Future Land Use designation from Community Activity Center to Residential Medium. He showed slides of the area and reviewed the staff report noting that staff and the Planning Commission recommend approval for CPA 09B-07. He stated the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-07 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

27. [Transmittal of an Ordinance adopting CPA 09B-08 to amend the Intergovernmental Element of the Comprehensive Plan to list optional components of a Joint Area Planning Agreement \(JPA\) and add a "Joint Planning Area Agreement Map" to the Future Land Use Map Series and establish a process for amendment of this map without requiring a Comprehensive Plan Amendment.](#)

Attachment: [CPA 09B08 StaffReport.pdf](#)

Attachment: [CPA09B 08 Ordinance.pdf](#)

**Minutes:**

Chanda Bennett, Land Development, stated this is the first hearing for the County initiated request to amend the Intergovernmental Element of the Comprehensive Plan to list optional components of a Joint Area Planning Agreement (JPA). She said this will add a JPA Map to the Future Land Use Map Series and establish a process for amendment of this map without requiring a Comprehensive Plan Amendment. She showed slides of the area and reviewed the staff report stating that staff and the Planning Commission recommend approval for CPA 09B-08. She stated the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-08 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

28. [Transmittal of an Ordinance adopting CPA 09B-09 to change the Future Land Use from PRE-Development of Regional Impact \(PRE-DRI #1\) to Agriculture/Residential Rural \(A/RR\), and PRE-Development of Regional Impact \(PRE-DRI #1\) to Institutional \(INST\), and from Institutional \(INST\) to Agriculture/Residential Rural \(A/RR\) to the Florida Department of Community Affairs.](#)

Attachment: [CPA 09B 09 Staff Report.pdf](#)

Attachment: [CPA 09B 09 Ordinance.pdf](#)

**Minutes:**

Amee Bailey, Senior Planner, stated that this is the first hearing for the County initiated request to change the Future Land Use designation from PRE-Development of Regional Impact to Agriculture/Residential Rural and to Institutional, and from Institutional to Agriculture/Residential Rural. She showed slides of the area and reviewed the staff report stating that the Long Range Planning Division and the Planning Commission recommend approval for CPA 09B-09. She stated the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA09B-09 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

29. [Transmittal of an Ordinance adopting CPA 09B-10 to correct a scrivener's error in Section 2.132, and to renumber policies in Section 2.132.](#)

Attachment: [CPA 09B 10 Staff Report.pdf](#)

Attachment: [CPA 09B 10 Ordinance.pdf](#)

**Minutes:**

Aaron Flint, Land Development, stated this is the first hearing for the County initiated request to amend the text of the Polk County Comprehensive Plan to correct a scrivener's

error in Section 2.132 that was adopted as part of CPA 01B-11 (Ordinance 01-103) and to renumber policies in Section 2.132. He presented slides of the area and reviewed the staff report stating that the Long Range Planning Division and the Planning Commission recommend approval for CPA 09B-010. He stated the second hearing is scheduled for December 2, 2009.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-10 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

30. [Transmittal of an Ordinance adopting CPA 09B-11 to change the Future Land Use from Professional Institutional "X" \(PIX\) to Residential Low "X" \(RLX\) \(Site 1\), and from Residential Low "X" \(RLX\) to Professional Institutional "X" \(PIX\)\(Site 2\).](#)

Attachment: [CPA 09B 11 Ordinance.pdf](#)

Attachment: [CPA 09B 11 Staff Report.pdf](#)

**Minutes:**

Aaron Flint, Land Development, stated this is the first hearing for the joint County and applicant initiated request to change the Future Land Use from Professional Institutional "X" to Residential Low "X" and from Residential Low "X" to Professional Institutional "X". He showed slides of the area and reviewed the staff report and noted that the Long Range Planning Division and the Planning Commission recommend approval for CPA 09B-011. He stated the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing.

Ronnie DeCarlo, resident of Legacy Park, stated that there is an increase in crime in his area.

Mary Thompson, resident of Legacy Park, stated the land use change will affect her

property value.

Pat Truelove, real estate agent and homeowner, stated she does not think the needs of the public are being met.

Discussion followed on permitted uses for the land.

Dave Holden, Engineers of Central Florida representing the applicant, spoke in favor of the proposed changes.

The Chairman closed the public hearing.

**Motions:**

Transmit CPA 09B-11 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

31. [Transmittal of an Ordinance adopting CPA 09B-12, a text amendment to the Future Land Use \(FLU\) Element, Conservation Element, and Glossary of the Comprehensive Plan concerning wetlands to the Florida Department of Community Affairs. \(THE APPLICATION FOR THIS CASE HAS BEEN WITHDRAWN\)](#)

Attachment: [CPA 09B 12 Staff Report.pdf](#)

Attachment: [CPA 09B 12 Ordinance.pdf](#)

**Minutes:**

Item was withdrawn by the applicant.

32. [Transmittal of an Ordinance adopting CPA 09B-13 to amend the text of the Comprehensive Plan amending Policy 2.116-A4, Institutional, Section 2.125-E, Community Facilities, and Division 4.400.](#)

[Glossary.](#)

Attachment: [CPA 09B 13 Staff Report.pdf](#)

Attachment: [CPA 09B 13 Ordinance.pdf](#)

**Minutes:**

John Bohde, Land Development, stated this is the first hearing for the staff initiated request to amend the text of the Comprehensive Plan regarding the various types of group living facilities and homes. He stated this amendment will consolidate them into two categories. He showed slides and noted that the Long Range Planning Division and the Planning Commission recommend approval. He said that the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing, no one spoke.

**Motions:**

Transmit CPA 09B-13 to the Florida Department of Community Affairs. - PASS

**Vote Results**

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

33. [LDC 09T-07 \(Group Living Facilities\) to consider the Adoption of an ordinance amending the Land Development Code.](#)

Attachment: [LDC 09T 07 Staff Report.pdf](#)

Attachment: [LDC 09T 07 Ordinance.pdf](#)

**Minutes:**

John Bohde, Land Development, stated this is the first hearing for the staff initiated request to amend the text of the Land Development Code (LDC) regarding the types of group living facilities and homes that are referenced in the LDC. He stated this amendment will consolidate them into three categories. He showed slides and noted that the Long Range Planning Division and the Planning Commission recommend approval. He said that the second hearing is scheduled for December 2, 2009. Discussion followed.

The Chairman opened a public hearing, no one spoke.

## Q. CONSENT AGENDA ITEMS

### ACCOUNTANT, AUDITOR and CLERK TO THE BOARD

34. [Removal of equipment from inventory as listed on Blanket Removal Form 1840.](#)

Attachment: [Blanket Removal Form 1840.pdf](#)

35. [Approve Satisfactions of Road Improvement Assessment Liens for Bowman, Coker, Turner and Wells Fargo Bank.](#)

Attachment: [Satisfactions.pdf](#)

36. [Accept Annual Financial Audit Report for the Fiscal Year Ended September 30, 2008, for the City Center Community Development District.](#)

37. [Accept Proposed Fiscal Year 2010 Budget for Highland Meadows Community Development District.](#)

38. [Accept minutes Poinciana West and Lake Ashton Community Development Districts.](#)

### COUNTY ATTORNEY

39. [Record Maintained Right-of-Way Map for Hill Circle.](#)

Attachment: [CoAtty MROW Hill Circle Backup.pdf](#)

Attachment: [08 05 09 CoAtty MROW Hill Circle Fiscal.pdf](#)

40. [Authorize the Conveyance to Ben Hill Griffin, Inc. of the County's interest in the portion of Parcel Tax ID Number 293028-000000-012010 lying east of the railroad right-of-way.](#)

Attachment: [08 05 09 CoAtty SURPLUS Private BHG Inc Backup NP.pdf](#)

41. [Right-of-Way purchase for Kathleen Road Phase II Improvement Project, Parcels 190 and 732B.](#)

Attachment: [CoAtty AddIRW Kathleen Rd Ph2 Pcls 190 732B Webb Fiscal.pdf](#)

Attachment: [CoAtty AddIRW Kathleen Rd Ph2 Pcls 190 732B Webb Backup.pdf](#)

42. [Additional Right-of-Way for Ernie Caldwell Boulevard Phase I, Parcels 107 and 108.](#)

Attachment: [08 05 09 CoAtty AddIRW ECBlvd Ph1 Pcls 107 108 Fiscal Impact.pdf](#)

Attachment: [08 05 09 CoAtty AddIRW ECBlvd Ph1 Pcls 107 108 Backup.pdf](#)

43. [Amend a Resolution vacating unopened, unmaintained, platted right-of-way, shown on the Map of Florida Development Co. Tract.](#)

Attachment: [Am Res FlaDevTr Kalogridis Backup.pdf](#)

44. [Adopt a written order for Case No. CPA 09S-04.](#)

Attachment: [orderboardcpa09s04.pdf](#)

45. [Additional Right-of-Way for West Pipkin Road, Parcels 134 and 135.](#)

Attachment: [CoAtty AddIRW W Pipkin Pcl 134\\_135 Fields Fiscal.pdf](#)

Attachment: [AddIRW W Pipkin Pcl 134 135 Fields Backup.pdf](#)

46. [Acceptance of the potable water, reclaimed water and wastewater improvements associated with The Meadows Boulevard Extension and authorize reimbursement to The Meadows, LLC for the up-sizing cost associated with these improvements.](#)

Attachment: [Meadows Cost Memo.pdf](#)

Attachment: [Meadows DA Recorded 5 21 08.pdf](#)

Attachment: [OwnersDedication.pdf](#)

47. [SET HEARING to consider the adoption of an Ordinance amending Polk County Ordinance 06-024, the Polk County Procurement Ordinance, as amended by Ordinance 08-63. \(Suggested hearing date: August 18, 2009, at 1:30 p.m.\)](#)

48. [Consider termination of Interlocal Agreement with the Office of Criminal Conflict and Civil Regional Counsel for the Second District dated December 17, 2007 and amended October 22, 2008.](#)

49. [Adopt a resolution expressing Polk County's consent for Florida Sheriff's Youth Ranches, Inc. to enter into a sublease agreement with Tianvica Riding Academy.](#)

Attachment: [NewSublease.pdf](#)

Attachment: [AttchmtToNewSublease.pdf](#)

Attachment: [resolution.pdf](#)

Attachment: [PCLeaseAgrWBartow.pdf](#)

50. [SET HEARING to consider Petitions to vacate rights-of-way. \(Suggested hearing date: August 18, 2009, at 1:30 p.m.\)](#)

#### **CENTRAL FLORIDA DEVELOPMENT COUNCIL**

51. [Online Booking Engine Agreement with Polk County Tourism & Sports Marketing and JackRabbit Systems.](#)

Attachment: [JackRabbit Systems 1 year agreement - pink purple.pdf](#)

Attachment: [JackRabbit Systems 1 year agreement.pdf](#)

52. [Lake Myrtle Sports Complex Revenue Sharing Agreement Corporate Partnership Agreement with Best Western Auburndale Inn & Suites for Soccer Related Inventory at the](#)

Lake Myrtle Sports Complex.

Attachment: [Best Western Auburndale Inn & Suites Agreement.pdf](#)

Attachment: [Best Western Auburndale Inn - pink purple.pdf](#)

Attachment: [Best Western Auburndale Inn & Suites.pdf](#)

**ENVIRONMENTAL RESOURCES**

53. [Accept a donated utility easement from St. Nectarios Orthodox Church, Inc.](#)

Attachment: [St Nectarios Church Easement Approvals.pdf](#)

Attachment: [St Nectarios Church backup.pdf](#)

54. [Accept the Lily Lake Golf and RV Resort Phase 3C subdivision utility system improvements for ownership, operation, and maintenance.](#)

Attachment: [Lily Lake 3C Project Checklist.pdf](#)

Attachment: [Lily Lake Golf & RV Resort Ph 3C backup.pdf](#)

55. [CSA No. 06-81-07 with PEC for post-design services for the Lake Belle Outfall Improvement project.](#)

Attachment: [CSA 068107 Lake Belle.pdf](#)

Attachment: [CSA Approvals.pdf](#)

56. [Approval of an Easement Agreement with Applied Building Development Company - Oakhills, Inc., for the Polk County Oak Hills Water Use Permit.](#)

Attachment: [STOPR Easement Contract.pdf](#)

Attachment: [STOPR Agreement Approvals.pdf](#)

57. [Amendment No. 1 changing the ending date to DEP Agreement IG8-03, Innovative Waste Reduction and Recycling Grant.](#)

Attachment: [DEP Agreement No. IG8-03 Amendment No 1.pdf](#)

**GROWTH MANAGEMENT**

58. [SET HEARING to consider LDC 09D-02 \(Polk County School Site "K"\). \(Suggested hearing date: August 18, 2009, at 1:30 p.m.\)](#)

59. [Vienna Square Duplex Subdivision Plat Conditional Approval.](#)

Attachment: [Vienna Square Duplex.pdf](#)

60. [SET HEARING to consider CU 09-14 \(Lake Wilson Road Sand Mine\). \(Suggested hearing date: August 18, 2009, at 1:30 p.m.\)](#)

61. [SET HEARING to consider the adoption of an ordinance \(LDC 09T-19\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)

62. [SET HEARING to consider the adoption of an ordinance \(LDC 09T-24\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)
63. [SET HEARING to consider the adoption of an ordinance \(LDC 09T-26\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)
64. [SET HEARING to consider the adoption of an ordinance \(LDC 08T-12\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)
65. [SET HEARING to consider the adoption of an ordinance \(LDC 09T-25\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)
66. [SET HEARING to consider the adoption of an ordinance \(LDC 09T-27\) amending the Land Development Code. \(Suggested hearing dates: August 18, 2009, at 1:30 p.m. and September 2, 2009, at 1:30 p.m.\)](#)
67. [SET HEARING to consider PD 00-23M \(Lake Wilson Road\). \(Suggested hearing date: August 18, 2009, at 1:30 p.m.\)](#)
68. [SET HEARING to consider ordinance adopting CPA 09DRI-01 to change the Future Land Use from Agriculture/Residential-Rural \(A/RR\) to Phosphate Mining \(PM\). \(Suggested hearing date: September 2, 2009, at 1:30 p.m.\)](#)
69. [SET HEARING to consider adoption of a Joint Planning Area and Interlocal Service Boundary Agreement with the City of Auburndale. \(Suggested hearing date: September 16, 2009, at 1:30 p.m.\)](#)

## **HUMAN SERVICES**

70. [Adult Services Home and Community Based Waiver Service Referral Agreement.](#)  
Attachment: [Adult Services HCBW Service Referral Agreement.pdf](#)
71. [Adult Services Home and Community Based Waiver Case Management Referral Agreement.](#)  
Attachment: [Adult Services HCBS Case Management Referral Agreement contract.pdf](#)
72. [Approval and Execution of Standard Coordination Agreement and concurrent Vehicle Lease between the Board and Winter Haven Hospital, Inc. Esteem Program.](#)  
Attachment: [LEASE AGREEMENT.pdf](#)  
Attachment: [WH Esteem Coordination Agreement.pdf](#)
73. [Tenant-Based Rental Assistance \(TBRA\) Payments Contracts for the families listed.](#)

Attachment: [TBRA Contracts.pdf](#)

74. [Housing Choice Voucher \(Section 8\) Housing Assistance Payments \(HAP\) contracts for the families listed.](#)

Attachment: [Section 8 Contracts.pdf](#)

75. [Resolution approving Polk County's amended Local Housing Assistance Plan \(LHAP\) to include the Florida Housing Opportunity Program.](#)

Attachment: [LHAP Amend .pdf](#)

Attachment: [LHAP amendment resolution 7-09.pdf](#)

76. [Addendum No. 1 to the State Housing Initiatives Partnership \(SHIP\) Program Agreement between Polk County and the Keystone Challenge Fund, Inc.](#)

Attachment: [KeystoneAddendum No.1.pdf](#)

77. [State Housing Initiatives Partnership \(SHIP\) Down Payment Assistance Program Satisfactions of Mortgage and Security Agreements for the families listed.](#)

Attachment: [SHIP DPA 8509.pdf](#)

78. [HOME Investment Partnership \(HOME\) Down Payment Assistance Program Satisfactions of Mortgage and Security Agreements for Sherry L. Dufort.](#)

Attachment: [HOME DPA 8509.pdf](#)

79. [Resolution adopting the FY 2009-2010 Consolidated Action Plan.](#)

Attachment: [2009-10 ACTION PLAN RESOLUTION.pdf](#)

Attachment: [Certification Forms.pdf](#)

Attachment: [FY 2009-10 Action Plan Budget and Descriptions.pdf](#)

Attachment: [2009-10 Action Plan.pdf](#)

80. [Satisfaction of Lien between Polk County and The Estate of Thomas F. Moran, Deceased, Tiffany Gore and Kenneth B. Peterson.](#)

Attachment: [08-05-09 Satisfaction of Lien CE 04-4915.pdf](#)

## **PUBLIC SAFETY**

81. [Subcontract with the Central Florida Regional Planning Council \(CFRPC\).](#)

Attachment: [CFRPC exercise contract.pdf](#)

Attachment: [Attachment B Homeland Security Subgrant.pdf](#)

82. [Fire Emergency Response Agreements.](#)

Attachment: [EmergencyResponseAgreements.pdf](#)

83. [Modification to the Emergency Management Preparedness and Assistance Subgrant Agreement and a Budget Transfers.](#)

Attachment: [EMPA CONTRACT MODIFICATION.pdf](#)

Attachment: [Budget Revision Journal EMPA Mod1.pdf](#)

## **PUBLIC WORKS**

84. [Sublease Amendment Letters to Keep Polk County Beautiful \(KPCB\) Lease No. 191 and Rebuild Polk After Disaster \(RPAD\) Lease No. 273 regarding their occupancy of County office space in the Lake Wales Plaza.](#)

Attachment: [09 0805 Lease 191 273 mth to mth letters.pdf](#)

Attachment: [09 0805 Lease 191 273 mth to mth map.pdf](#)

Attachment: [09 0805 Lease 191 273 mth to mth Req for Lgl.pdf](#)

Attachment: [09 0805 Lease 191 273 mth to mth PWFI Oracle.pdf](#)

85. [Modification No. 1 to CSA No. 06-135-02 with LPA Group, Inc. \(Consultant\) for the Hardee County Line Road Bridge Replacement Project.](#)

Attachment: [CSA 0613502 Mod1 HCLRB Approvals.pdf](#)

Attachment: [PWFI Info Form - Mod 1.pdf](#)

Attachment: [Hardee Co Line Rd Bridge.pdf](#)

Attachment: [CO-MOD SUMMARY.pdf](#)

Attachment: [CSA 0613502 Mod1 HCLRB Contract.pdf](#)

86. [Grant Application for Funds from the U.S. Department of Housing and Urban Development \(HUD\) for Grant No. B-09-SP-FL-0370 for renovation of the Polk County Agricultural Center.](#)

Attachment: [09 0805 Grant HUD Ag Ctr Reno map.pdf](#)

Attachment: [09 0805 Grant Doc HUD Ag Ctr Reno.pdf](#)

## **SUPPORT SERVICES**

87. [Report Bid Award by Purchasing Director for Bid No. 09-093-MAR.](#)

Attachment: [09 93 MAR Analysis.pdf](#)

88. [Amendments to Master Consulting Agreements No. 04-39 with Chastain-Skillman, Inc., 04-45 with R.W. Beck, Inc., and 04-50 with GeoSyntec Consultants.](#)

Attachment: [GeoSyntec Master Extension.pdf](#)

Attachment: [ChastainSkillman Master Extension.pdf](#)

Attachment: [RWBeck Master Extension.pdf](#)

89. [Report Bid Award by Purchasing Director for Bid No. 09-092-BJS.](#)

Attachment: [09-092-BJS Bid Analysis.pdf](#)

90. [Approval of Amendment No. 1 for Contract 08-29 between Image One Corporation](#)

[and Polk County for scanning and attribution of Polk County Utilities documents.](#)

91. [Medical Office Facilities Impact Fee Mitigation Application for CenterState Bank of FL, correction of Refund Computation](#)

Attachment: [CenterState Bank Impact Fee Mitigation.pdf](#)

**The Chairman adjourned the meeting at 6:00 p.m.**