

09-16-09 Regular BoCC Meeting Minutes

September 16, 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: Mike Herr, County Manager
Michael Craig, County Attorney
Richard M. Weiss, Clerk and Ex-Officio Auditor

The Board convened pursuant to adjournment taken on September 10, 2009.

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

INVOCATION

1. [Steven Davis, Executive Pastor, First Baptist Church at the Mall, Lakeland.](#)

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: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

B. PRESENTATIONS and RECOGNITIONS

3. [Presentation of service certificates to: Allan Choate, Yvonne Duncan, Glenda Mink, Carol McCorkel, Lawrence "Larry" Nicolodi, Kenneth "Ken" Matthews, Virginia "Ruth" Walling, and Donald "Don" Stephenson.](#)

Attachment: [2009BoardPresentionsSeptember 2009.pdf](#)

Minutes: The Board presented Employee Service Awards to those employees with 20, 25 and 35 years dedicated service to the County.

4. [Recognize the Environmental/Regulatory Committee for receiving the Gold Key Award](#)

Attachment: [Environmental Regulatory Presentation.pdf](#)

Minutes:

Safety Manager Burt McKee said the Environmental Regulatory Committee includes representatives from County Divisions which are subject to regulatory and environmental laws. He reviewed the services, accomplishments and key successes which have enabled this Committee to receive the Gold Key Award.

5. [Communications to present information on e-Town Hall, an innovative outreach/citizen participation opportunity.](#)

Attachment: [eTown Hall Presentation.pdf](#)

Minutes:

Director of Communications Cindy Rodriguez stated the County will hold its first e-Town Hall Meeting on Thursday, September 17, 2009, at 6:30 p.m. She encouraged all citizens to participate in this interactive and convenient forum. She stated citizens can join from any computer with internet access.

PGTV Program Director Joan Davies demonstrated the method citizens will use to participate in the e-Town Hall Meeting. She stated throughout airing of the webinar, polls will be conducted to receive immediate feedback from participants.

Ms. Rodriguez said libraries will have technology available for those who do not have a computer or access to the internet. She reviewed the benefits to citizens of this type of communication.

C. PROCLAMATIONS

6. [Proclaim September 28, 2009 as Family Day-A Day to Eat Dinner with Your Children. The proclamation will be mailed to The National Center on Addiction and Substance Abuse at Columbia University.](#)

Attachment: [Family Day.pdf](#)

Motions:

Issue Proclamation. - PASS

Vote Results

Motion: Bob English

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

7. [Proclaim September 27, 2009 as HENRIETTA B. MCGRIFF DAY. Gertie Ann Scott will accept the proclamation.](#)

Attachment: [Henrietta B. McGriff.pdf](#)

Motions:

Issue Proclamation. - PASS

Vote Results

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith	- Aye
Randy Wilkinson	- Aye

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

8. [Disbursements.](#)

Attachment: [090109 Warrants.pdf](#)

Motions:

Approve and ratify disbursements. - PASS

Vote Results

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

9. [Minutes of Regular Board Meeting held on September 2, 2009, Tentative Budget Hearing held on September 3, 2009, and Final Budget Hearing held on September 10, 2009.](#)

Attachment: [090309 MIN.pdf](#)

Attachment: [090209 MIN.pdf](#)

Attachment: [091009 MIN.pdf](#)

Motions:

Approve minutes of all three meetings. - PASS

Vote Results

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson

- Aye

E. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

POLK COUNTY SHERIFF

10. [Approve COPS Hiring Recovery Program award in the amount of \\$5,780,128; also Chairman sign and accept the grant as the subgrantee.](#)

Attachment: [PCSO CHRP AWARD 2009.pdf](#)

Minutes:

Polk County Sheriff's Office Chief Hester recommended that the Board approve the grant which will allow the County to hire 32 new deputies. He stated there is no local match required for the first 36 months, and while the retention requirement for the positions is 48 months, the ability to apply for certain exemptions during the fourth year do exist, if needed. Discussion followed.

Motions:

Approve the COPS Hiring Recovery Program award in the amount of \$5,780,128; also accept the grant as the subgrantee. - PASS

Vote Results

Motion: Jean Reed

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

F. PUBLIC HEARING TO CONSIDER SETTLEMENT

11. [Public Hearing to consider approval of a mediated settlement with the landowner in the case of Polk County v. Latter, et al., Parcel No: 152.](#)

Attachment: [9-16-09 Parcel 152 Backup.pdf](#)

Minutes:

Deputy County Attorney Linda McKinley reviewed the provisions of the proposed mediated settlement. She demonstrated the location of Parcel No. 152 and recommended approval.

The Chairman opened a public hearing; no one spoke.

Motions:

(1) Approve the mediated settlement with the landowner, Joyce Canova, and with Crown Castle, totaling \$110,694, including all fees and costs, in settlement of all issues relating to the taking of Parcel 152; (2) Authorize issuance of a check in the amount of \$35,744 to the trust account of Troiano and Roberts, P.A. in full payment of the balance of the settlement with the landowner; (3) Authorize issuance of a check in the amount of \$29,250 to the trust account of Gaylord, Merlin, et al, in full payment of the settlement with the cell tower owner; and (4) Authorize the County Attorney or outside counsel to take all steps necessary to conclude litigation with these parties through the entry of a Stipulated Final Judgment. - PASS

Vote Results

Motion: Edwin Smith

Second: Bob English

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

12. [Public Hearing to consider approval of a settlement with the landowner, Central Florida Investments, Inc. in the cases of Polk County v. Pollard, et al., Parcel No: 08, 215, 219 and Polk V. Central Florida Investments, Inc., Parcel No: 107, 112, 125, 126 and 130.](#)

Attachment: [9 16 09 Backup CFI Settlement.pdf](#)

Minutes:

Deputy County Attorney Linda McKinley reviewed the provisions of the proposed

settlement. She demonstrated the location of the parcels involved and recommended approval.

The Chairman opened a public hearing; no one spoke.

Motions:

(1) Approve the settlement with the landowners, Central Florida Investments, Inc., totaling \$129,923.50, which includes all fees and costs;
(2) Authorize payment of the amount of \$27,873.50 to the trust account of Greenspoon Marder, P.A., Capital Plaza I, Suite 500, 201 East Pine St., Orlando, FL 32801; and (3) Authorize the County Attorney or outside counsel to bring this litigation to a close with the entry of a Stipulated Final Judgment with the landowners. - PASS

Vote Results

Motion: Jean Reed

Second: Edwin Smith

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)

13. [Proposed Increase in User Fees for Leisure Services' Campgrounds and Facility Rentals](#)

Attachment: [Impact of Estimated Revenue Increase.pdf](#)

Attachment: [Proposed Schedule of User Fees.pdf](#)

Attachment: [Fiscal Impact.pdf](#)

Minutes:

County Manager Mike Herr stated the current Leisure Services User Fees have been in place since 2007. He reviewed the proposed increases. He recommended approval, effective October 1, 2009. Discussion followed.

Derek Harp, Liesure Services, responded to Board questions regarding use of the Historical Museum and Homeland Heritage Park.

Director of Liesure Services Don Wilson stated all fees and charges are based on comparable market rates.

Motions:

Approve Schedule of User Fees and 28 consecutive day camping length of stay policy to become effective October 1, 2009. - PASS

Vote Results

Motion: Jean Reed

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

14. [Establish holiday and Board Meeting schedule for 2010.](#)

Attachment: [agendacalendar10summary \(2\).pdf](#)

Minutes:

County Manager Mike Herr recommended the Board adopt a Resolution establishing the 2010 Holiday and Board Meeting schedule.

Motions:

Adopt Resolution No. 09-196 approving the 2010 Holiday and Board Meeting Schedule. - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

Bob English - Aye

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

Motion Minutes:

At a time later in the meeting Commissioner Reed stated she cannot attend the February 3, 2010, Board Meeting due to a conflict. She asked if the February Board Meeting dates could be changed. Discussion followed.

Motions:

Change the Board Meeting dates to February 10, 2010, and February 24, 2010, and to March 10, 2010, and March 24, 2010. -

Vote Results

Motion: Jean Reed

Second:

Motion Minutes:

The Chairman announced that the motion dies for lack of a second.

15. [Polk HealthCare Plan, Increase Reimbursement Rate to Contracted Physicians for FY 09-2010](#)

Attachment: [ExhibitA_TotalCompensation_PCP.pdf](#)

Attachment: [Attachment No. 3 - Service Limits.J11.pdf](#)

Attachment: [Attachment No. 2 - Costsharing.J11.pdf](#)

Attachment: [EXHIBIT A for SP Providers _pages1 of 24_.pdf](#)

Attachment: [Attachment No. 1 - Member Plan Benefits Guide.J11.pdf](#)

Minutes:

County Manager Mike Herr recommended approval of the proposed changes to the Polk HealthCare Plan increase in reimbursement rate for contracted primary care and specialty physicians from 90% to 100% of the Medicare reimbursement rate effective october 1, 2009. He stated the Citizens Healthcare Oversight Committee unanimously approved the recommended changes.

Commissioner Smith stated the more the County pays for services, the fewer citizens can be served resulting in a negative effect on the participants. He said he is not convinced that the Plan will loose physicians if the rates are not increased. He discussed HMO's which pay physicians even less than the current rate.

Commissioner Wilkinson stated performance measurements should be initiated to guard against over-billing and other Plan expenses.

Director of Polk HealthCare Plan Jan Howell stated the key is balancing quality of care with cost of care. She stated fewer members will be served if the physician rate is increased; however, certain specialty providers will demand the increased rate, and all physicians must be treated alike. She said performance and quality are important components of any plan. Discussion followed.

Motions:

Do not approve the increase in reimbursement rate to the Polk HealthCare Plan. - FAIL

Vote Results

Motion: Edwin Smith

Second: Randy Wilkinson

Bob English - Nay

Sam Johnson - Nay

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Aye

Motions:

Endorse the Polk HealthCare Plan increase to the reimbursement rate for the Medical Service Entities providing primary care and specialty care services for eligible services rendered to Polk HealthCare Plan members on, or after the effective date of October 1, 2009, and shall expire contemporaneously with the Medical Services Agreement. - PASS

Vote Results

Motion: Jean Reed

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed	- Aye
Edwin Smith	- Nay
Randy Wilkinson	- Aye

16. [Approve transfer from the General Fund Reserve for Contingency in the amount of \\$79,000.00 to fund the County's Fair Share of the Winter Haven Area Transit System.](#)

Attachment: [WHAT financial briefing 2009 cities only.pdf](#)

Attachment: [WHAT Fair Share Transfer.pdf](#)

Minutes:

County Manager Mike Herr recommended the Board approve the proposed budget transfer to the Fiscal Year 2008/2009 General Fund Reserves for Contingency to fund the County's fair share of operating the Winter Haven Area Transit (WHAT) System. He said some municipalities also participate in funding the WHAT System which operates six routes to connect Winter Haven, Haines City, Auburndale, Eagle Lake, Lake Alfred, Lake Wales and Bartow.

Motions:

Approve the transfer of \$79,000.00 from the General Fund Reserve for Contingency to the General Fund Transfer Account for FY 09, and authorize the transfer of the funds into the Special Revenue Fund for the purpose of increasing the Board's contribution to the Winter Haven Area Transit System. - PASS

Vote Results

Motion: Bob English

Second: Randy Wilkinson

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

I. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE

105. [Skip Stillfox](#)

Minutes:

Skip Stellfox, Poinciana citizen, inquired about the Board's previous action to approve the purchase of parkland at the end of Hatchineha Road, as well as the Board's efforts to work with Osceola County to enlarge the existing park on the Cypress Parkway. Discussion followed.

Commissioner Reed stated the Board is still considering this parkland acquisition, although the School Board has put this project on its back burner. She explained that originally the Board and the School Board were considering building co-facilities, but the School Board has decided it does not have the funding nor is the population rising. She said while this project is not on the School Board's immediate horizon, the BoCC is still pursuing pricing and availability.

Mr. Stellfox stated the County should issue a press release to tell the people that the County is working on this because the people in the Poinciana area don't think the County is doing anything for them to alleviate the lack of recreational facilities in this part of the County. There was discussion regarding the newspaper of general circulation in the Poinciana area.

Mr. Stellfox asked how many people ride the WHAT bus line, and County Manager Mike Herr stated he will ask Communications staff to provide Mr. Stellfox with the WHAT ridership via e-mail.

J. COMMISSIONER DISTRICT 1 (BOB ENGLISH)

17. [Appoint Eugene A. Laurent to the Citizens Health Care Oversight Committee for a two year term beginning September 17th, 2009.](#)

Attachment: [EugeneLaurent..COC.pdf](#)

Minutes:

Motions:

Appoint Eugene A. Laurent to the Citizens Health Care Oversight Committee for a two year term beginning September 17, 2009, and ending September 16, 2011. - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

Bob English - Aye

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

18. [Appoint Randy Pritchard to the Citizens Health Care Oversight Committee for a two year term beginning October 1, 2009.](#)

Attachment: [RandyPritchard...COC.pdf](#)

Motions:

Appoint Randy Pritchard to the Citizens Health Care Oversight Committee for a two year term beginning October 1, 2009, and ending September 30, 2011. - PASS

Vote Results

Motion: Bob English

Second: Jean Reed

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

K. COMMISSIONER DISTRICT 2 (RANDY WILKINSON)

19. [Comments.](#)

Minutes: Commissioner Wilkinson stated he will discuss ethics reform at the next Board meeting.

L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

20. [Appoint Tonja B. Mosley to serve as the Minority Representative Member of the Polk County Citizens Healthcare Oversight Committee.](#)

Attachment: [CHCOC Mosley bio 3.pdf](#)

Motions:

Appoint Tonja B. Mosley as the Minority Representative Member of the Polk County Citizens Healthcare Oversight Committee for the two-year term of October 1, 2009, through September 30, 2011. - PASS

Vote Results

Motion: Edwin Smith

Second: Jean Reed

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

21. [Appoint Charles L. Carlton to serve as the Senior Citizen Member of the Polk County Citizens Healthcare Oversight Committee.](#)

Attachment: [CHCOC Carlton bio 3.pdf](#)

Motions:

Appoint Charles L. Carlton as the Senior Citizen Member of the Polk County Citizens Healthcare Oversight Committee for the two-year term of October 1, 2009, through September 30, 2011. - PASS

Vote Results

Motion: Edwin Smith

Second: Jean Reed

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

M. COMMISSIONER DISTRICT 4 (JEAN REED)

22. [Comments.](#)

Minutes:

Commissioner Reed said due to several issues, including the budget, she has had an unusually high volume of calls and e-mails recently and she may not have responded as quickly as she would have liked. She apologized to anyone who has not received a response from her and asked citizens to contact her again.

Commissioner Reed stated she received several calls last night regarding a fatal crash which occurred on U.S. Highway 27. She read into the record a letter from Marsha Dennis regarding the need for safety measures including a traffic light at the intersection of Minute Maid Ramp II Road/Citrus Ridge Boulevard and U.S. Highway 27, the site of the most recent fatal crash.

Commissioner Reed recommended sending the letter to the Florida Department of Transportation (FDOT) expressing the sentiments of the Board of County Commissioners. Discussion followed.

Director of Traffic Engineering and Operations Paul Groce, stated the County has been very active in the U.S. Highway 27 Safety Task Force. He highlighted activities and improvements aimed at improving safety on this portion of the Highway. He discussed proposed geometric improvements to Citrus Ridge Boulevard and Minute Maid Ramp II Road, but noted that even if those improvements were in place, they would not have changed the outcome of this tragic fatal accident.

There was discussion regarding traffic flow along U.S. Highway 27 in Lake County as opposed to Polk County.

Mr. Groce stated FDOT controls improvements and changes to U.S. Highway 27.

Laura Lockwood, Transportation Planning Organization (TPO), stated the Task Force has not met for about six months. Commissioner Reed recommended that it resume meeting. Discussion followed on the speed limit in this area and other safety measures.

County Manager Mike Herr stated staff will draft a letter for signature by the Board regarding traffic safety in this area.

At a time later in the meeting Commissioner Reed stated several Commissioners attended the 100th Anniversary celebration of the Haines City Citrus Growers Association and it was a wonderful Saturday event.

N. COMMISSIONER DISTRICT 5 (SAM JOHNSON, CHAIR)

23. [Request BoCC donate \\$500.00 to the Community Foundation of Central Florida, Veteran's](#)

[Memorial fund.](#)

Attachment: [VA memorial.pdf](#)

Minutes:

John Hopkins, Polk County Veterans Services, said the Polk County Veterans Council is seeking support for a Polk Veterans Memorial Monument to be erected in Lakeland's Veterans Park, and dedicated on November 7, 2009, in conjunction with the annual Veteran's Day parade in Lakeland. Discussion followed.

Mr. Hopkins recommended the Board donate \$500.00 for this memorial.

Motions:

Approve donating \$500.00 to support a monument to be erected in Lakeland's Veterans Park in honor and tribute of Polk County's veterans and those organizations supporting Polk County's veterans. - PASS

Vote Results

Motion: Edwin Smith

Second: Randy Wilkinson

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

24. [Appoint Stacy Campbell-Domineck to serve as the Work Force Skilled Labor Member of the Polk County Citizens Healthcare Oversight Committee.](#)

Attachment: [Stacy Campbell-Domineck.pdf](#)

Motions:

Appoint Stacy Campbell-Domineck to serve as the Work Force Skilled Labor Member of the Polk County Citizens Healthcare Oversight Committee for the two-year term of October 1, 2009 through September 30, 2011. - PASS

Vote Results

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

25. [Letter to Senator Bill Nelson regarding Medicare Advantage Program.](#)

Attachment: [Medicare Advantage 9-09.pdf](#)

Minutes:

Chairman Johnson relinquished the Chair to Vice Chairman English.

Chairman Johnson stated he has received a request for the BoCC to send a letter to Senator Bill Nelson in support of the Medicare Advantage Program. He read the proposed letter and asked if the Board supports sending this letter. Discussion followed.

Upon question, Director of Risk Management Mike Kushner discussed the Medicare Advantage Program and the Medicare Trust Fund. He stated the County's health plan for retirees takes advantage of several plans which he outlined.

Following discussion, Board consensus was to decline taking any action at this time.

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

26. [Consider a Petition to adopt a Resolution to vacate portions of unopened, unmaintained, platted rights-of-way, shown on the Plat of Crosby's Addition to Loughman, Florida. \(Agenda Item No. 36, Continued from July 22, 2009.\)](#)

Attachment: [PH Crosbys Addn Backup.pdf](#)

Minutes:

County Attorney Michael Craig gave instructions for receiving public comment during all public hearings. He swore in all who plan to give testimony, or think they might give testimony today.

Chief Right-of-Way Agent Wade Allen said the petitioner has requested a change in the legal description on his petition and the result of the change lessens the area for vacation. He said the adjacent property owner objects to the vacation.

Mr. Allen said he recommends making two modifications to the legal description within the current petition which he reviewed. He recommended the Board adopt a Resolution with revised legal descriptions to vacate those portions of unopened, unmaintained platted rights-of-way as shown on the plat of Crosby's Addition to Loughman, Florida.

The Chairman opened a public hearing.

Annette Southward, adjoining property owner, asked the Board to deny the vacation.

Bart Allen, representing the property owner, said he stands for questions. Discussion followed.

Motions:

Adopt Resolution No. 09-197 vacating portions of unopened, unmaintained, platted rights-of-way including the alley lying within Block 3 and that portion of East Boulevard extending south of, and adjacent to, the previously vacated right-of-way for East Boulevard as contained in O.R. Book 2357 at Page 2194 of the public Records of Polk County and east of Block 3, all lying with the Plat of Crosby's Addition to Loughman, Florida. - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

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

27. [Consider adoption of a Joint Planning Area and Interlocal Service Boundary Agreement with the City of Auburndale. \(Continue to October 7, 2009, at 1:30 p.m.\)](#)

Attachment: [Public Comments.pdf](#)

Attachment: [JPA Agreement.pdf](#)

Minutes:

County Manager Mike Herr recommended continuing this hearing to October 7, 2009, at 1:30 p.m.

The Chairman opened the public hearing.

Chanda Bennett, Long Range Planning, showed the boundaries of the Joint Planning Area (JPA) noting that some citizens whose property lies outside the JPA boundaries received notice of today's hearing.

Beckie Briant, Auburndale resident, discussed Exhibit A of the JPA. She said she is concerned about ingress and egress from her neighborhood onto Denton Avenue. She also discussed quality of life issues for the residents in her area. She stated a permanent buffer is needed and expressed her concern about the value of her property if commercial growth occurs in this area.

In response to questions by Rudolph Dyer, Polk City resident, Ms. Bennett stated his property lies outside the boundaries of the JPA.

Shawn Sherouse, Auburndale Community Development Director, said the JPA and Interlocal Service Boundary Agreement will not involve any annexation of outlying areas, will not make provisions for utility service providers, and will not address any future transportation systems. He stated the Auburndale City Commission approved this at its meeting this week.

The Chairman closed the public hearing.

Motions:

Continue the public hearing to October 7, 2009, at 1:30 p.m. to consider the Joint Planning Area and Interlocal Service Boundary Agreement with the City of Auburndale. - PASS

Vote Results

Motion: Edwin Smith

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

28. [DA 09-01 - Consider a Development Agreement between Heller Bros. Packing Corp. and Polk County.](#)

Attachment: [Heller Bros DA 09 01 Staff Report.pdf](#)
Attachment: [Heller Bros DA 09 01 Attachments.pdf](#)
Attachment: [Heller Bros DA 09 01 Agreement 1b.pdf](#)

Minutes:

Director of Concurrency and Entitlements Quen Wilson reviewed the provisions of the Development Agreement and demonstrated the subject site. He discussed the land uses in the area. He outlined the primary responsibilities for Heller Bros. Packing Corp, as well as Polk County. He outlined numerous minor changes being recommended by staff.

Mr. Wilson stated Growth Management Department recommends approval. He said the Planning Commission held a public hearing on August 11, 2009, and voted 7-0 to recommend approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve Development Agreement (DA) 09-01 with Heller Bros. Packing Corp. - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Not Present

29. [LDC 09T-28 \(Lime Stabilization Facilities\) to consider the Adoption of an ordinance amending the Land Development Code. \(This matter has been tabled by the Board and may be considered again at a future date which is uncertain at this time\)](#)

Attachment: [LDC 09T 28 Ordinance.pdf](#)
Attachment: [LDC 09T 28 Staff Report.pdf](#)
Attachment: [CORRESPONDENCE.pdf](#)

Minutes:

John Bohde, Land Development Division, stated the first hearing for LDC 09T-28 was held on September 2, 2009, and at that hearing, the Board tabled this item.

The Chairman opened a public hearing; no one spoke.

Motions:

Table LDC 09T-08 (Lime Stabilization Facilities) - PASS

Vote Results

Motion: Edwin Smith

Second: Bob English

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Not Present

30. [LDC 09T-16 \(Ridge Scenic Highway\) to consider the Adoption of an ordinance amending the Land Development Code.](#)

Attachment: [LDC 09T 16 Ordinance.pdf](#)

Attachment: [LDC 09T 16 Staff Report.pdf](#)

Minutes:

Director of Growth Management Tom Deardorff stated staff recommends this item be tabled until after October 12, 2009, because an informal mediation is scheduled with the Florida Department of Community Affairs (FDCA) to address the concerns expressed by FDCA when it found the Polk County Comprehensive Plan Amendment for the Scenic Highway Land Use Policies not to be in compliance with the State Comprehensive Plan.

The Chairman opened a public hearing; no one spoke.

Motions:

Table LDC 09T-16. - PASS

Vote Results

Motion: Edwin Smith

Second: Bob English

Bob English - Aye

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

31. [LDC 09T-20 \(Polk County Technical Standards Manual Amendment\) to consider the Adoption of an ordinance amending the Land Development Code.](#)

Attachment: [LDC 09T 20 Ordinance Attachment A.pdf](#)

Attachment: [LDC 09T 20 Ordinance.pdf](#)

Attachment: [LDC 09T 20 Staff Report.pdf](#)

Minutes:

John Bohde, Land Development Division, stated the proposed changes are as a result of the Contractors' Roundtable meetings and subcommittee meetings. He gave the mission statement of the Contractors' Roundtable.

Mr. Bohde stated LDC 09T-20 would allow the Engineer of Record to determine the pavement materials and design requirements based on a minimum structural number of non-residential projects. He stated LDC 09T-20 supports flexibility in pavement materials, specifically regarding Superpave and Recycled Asphalt Pavement and also facilitates meeting with stakeholders.

Mr. Bohde said this is the first of two public hearings.

The Chairman opened a public hearing; no one spoke.

32. [LDC 09T-29 \(Bars, Lounges and Taverns in the US 27 SAP\) to consider the Adoption of an ordinance amending the Land Development Code.](#)

Attachment: [LDC 09T 29 staff report.pdf](#)

Attachment: [LDC 09T 29 ordinance.pdf](#)

Minutes:

Todd Vargo, Long Range Planning, reviewed this applicant initiated amendment and recommended approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Adopt Ordinance No. 09-059 amending the Land Development Code by adopting LDC 09T-29 (Bars, Lounges and Taverns in the US 27 SAP). - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

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

33. [LDC 09T-19 \(Vehicle Recovery Service/Agency\) to consider the Adoption of an ordinance amending the Land Development Code. \(This case was continued from August 18, 2009.\)](#)

Attachment: [LDC 09T 19 Ordinance.pdf](#)

Attachment: [LDC 09T 19 Staff Report.pdf](#)

Minutes:

John Bohde, Land Development Division, reviewed this applicant initiated amendment including the eight conditions of approval.

The Chairman opened the public hearing.

Joshua Chaney, representing the applicants, stated there are only two areas remaining on which staff and the applicants differ. He reviewed the eight conditions of approval. He discussed the uses allowed within the Residential Suburban (RS) Future Land Use District. He said his clients have a split land use on their business property.

Mr. Chaney requested that his clients be allowed the ability to come back before the Board with a preliminary site plan which will identify issues like parking and buffering which the Planning Commission would typically see when considering a Conditional Use Permit. He asked that they be allowed to go before the Development Review Committee and add the C2, C3 or C4 level review.

Upon question, Gary Franz, applicant, stated his hours of operation are from 9:00 a.m. to 9:00 p.m., and on occasion could be 24 hours. He stated if this is not granted, it will put him out of business. Discussion followed.

Mr. Bohde stated this is a County-wide amendment. There was discussion regarding the Linnier Commercial Corridor (LCC) land use designation.

Robert J. Stanz, attorney representing Mr. Franz, said the County's Land Development Code does not qualify where this type of business can go. He discussed the permitted uses in an RS Future Land Use District. He said the Board could impose a condition requiring that the vehicles be dropped off in the front of the property which is currently zoned LCC.

Discussion followed.

The Chairman closed the public hearing.

Motions:

Adopt Ordinance No. 09-060 amending the Land Development Code by adopting LDC 09T-19 (Vehicle Recovery Service/Agency), including it be allowed in an RS land use code at a C4 level. - PASS

Vote Results

Motion: Bob English

Second: Edwin Smith

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

Motion Minutes:

County Attorney Michael Craig asked for clarification on the Office Center, and Commissioner English stated he did not want to include the Office Center in his motion.

Mr. Bohde stated the eight conditions of approval are minimum conditions, and no waiver or variance would apply.

Discussion followed on unpaved and paved collector roads. Mr. Bohde stated the term "collector road" includes rural and urban collectors. He stated this ordinance would include all arterials and all collectors, but would eliminate local and local commercial roads.

34. [CU 09-11 \(Mann Road Water Production Facility\) to consider the approval of a 1.5 million gallon per day \(mgd\) water production facility.](#)

Attachment: [CU 09 11 staff report.pdf](#)

Minutes:

Todd Vargo, Land Development, reviewed Conditional Use (CU) 09-11 and demonstrated the subject site. He showed the site plan for this unmanned water production facility. He stated staff recommends approval with four conditions which he read.

Upon question, Mark Addison, Utilities, said the area will remain wooded except where improvements are constructed. There was discussion regarding the location of the retention pond on the site. He stated the water treatment will aerate and chlorinate the well water and no odor is anticipated.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve CU 09-11 (Mann Road Water Production Facility). - PASS

Vote Results

Motion: Bob English

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Not Present

35. [DA 06-06/Cancellation - Consider cancellation of a Development Agreement with Imperial Polk Development, LLC - Jeffery M. Granger, Court Appointed Receiver and Polk County regarding Fox Branch Ranch development.](#)

Attachment: [Fox Branch Ranch DA 06 06 Cancellation Agreement.pdf](#)

Attachment: [Fox Branch Ranch DA 06 06 Cancellation Staff Report 1.pdf](#)

Minutes:

Director of Concurrency and Entitlements Quen Wilson recommended approval of this agreement cancelling the existing Development Agreement (DA) 06-06. He demonstrated the subject site and reviewed highlights of DA 06-06, comparing it to the proposed agreement which includes mutual consent for the cancellation of DA 06-06. He said both parties agree to seek no further action. He said two active projects were submitted as part of the overall rural mixed development, and they will move forward if the receiver decides to do that.

Mr. Wilson stated the Growth Management Department recommends approval and the Planning Commission voted 7-0 to recommend approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Cancel Development Agreement (DA) 06-06 with Imperial Polk Development, LLC - Jeffery M. Granger, Court Appointed Receiver and Polk County regarding Fox Branch Ranch Development. - PASS

Vote Results

Motion: Edwin Smith

Second: Bob English

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

36. [Mosaic Fertilizer requests a Conceptual Mine Plan change, a road Right of Way setback variance and a Two-Year Biennial Operating Permit Renewal for the Hookers Prairie Phosphate mine.](#)

Attachment: [Staff Report.pdf](#)

Minutes:

Don Boccaleri, Land Development Division, demonstrated the location of Hookers Prairie Phosphate Mine and reviewed the provisions of the proposed Conceptual Mine Plan Change to add a total of 871 acres to the existing 14,461 acres. He recommends approval. He reviewed the Right-of-Way setback variance which, he said, abuts old Highway 37.

Discussion followed.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve Conceptual Mine Plan Change, Road Right-of-Way Setback Variance, and Two-Year Biennial Operating Permit Renewal for the Hookers Prairie Phosphate Mine from May 1, 2009, to April 30, 2011. - PASS

Vote Results

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

37. [Mosaic Fertilizer requests a Conceptual Mine Plan change and a Two-Year Biennial Operating Permit Renewal for the South Fort Meade Phosphate mine.](#)

Attachment: [Staff Report.pdf](#)

Minutes:

Don Boccaleri, Land Development Division, reviewed the Conceptual Mine Plan Change to add a total of 237.5 acres to the existing 17,271 acres, and demonstrated the location of the South Fort Meade Phosphate Mine. He recommended approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve a Conceptual Mine Plan Change and Two-Year Biennial Operating Permit Renewal for the South Fort Meade Phosphate Mine from April 1, 2009, to March 31, 2011. - PASS

Vote Results

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

Q. CONSENT AGENDA ITEMS

ACCOUNTANT, AUDITOR and CLERK TO THE BOARD

38. [Removal of equipment from inventory as listed on Blanket Removal Form 1843.](#)

Attachment: [Blanket Removal Form 1843.pdf](#)

39. [Accept list of Lands Available for Taxes.](#)

Attachment: [Tax Deed Sale 082009.pdf](#)

40. [Accept minutes of Florida's Natural Growers/Washington Park Community Relations meeting.](#)

41. [Accept minutes of Poinciana West Community Development District.](#)

COUNTY ATTORNEY

42. [Approve Subordination Agreemen between Polk County and the City of Lakeland for parcels acquired for the Harden Boulevard Improvement project.](#)

Attachment: [09 16 09 CoAtty Subordination City of Lakeland Harden Blvd Fiscal Impact-AAC.pdf](#)

Attachment: [Subord Agmt City of LklnD Harden WPipkin Backup.pdf](#)

43. [Additional Right-of-Way for Ewell Road at Yates Road Intersection, Parcel 106.](#)

Attachment: [09 16 09 CoAtty AddIRW Ewell at Yates Pcl 106 Finley Fiscal Impact.pdf](#)

Attachment: [09 16 09 CoAtty AddIRW Ewell at Yates Pcl 106 Finley Backup.pdf](#)

44. [Record Maintained Right-of-Way Map for Saint Anne Shrine Road.](#)

Attachment: [08 05 09 CoAtty MROW Saint Anne Rd Fiscal.pdf](#)

Attachment: [St Anne scan0006.pdf](#)

45. [Authorize Chief Right-of-Way Agent to bid on behalf of Polk County up to \\$20,000 at judicial sale of the property subject to Polk County v. Ware, 53-2008CA-003716-0000-00 in order to recover staff time and expenses incurred in the case.](#)

46. [Additional Right-of-Way for Ewell Road at Yates Road Intersection, Parcel 104 and TCE Parcel 704.](#)

Attachment: [09 16 09 0CoAtty AddIRW Ewell at Yates Jones Fiscal Impact.pdf](#)

Attachment: [09 16 09 CoAtty AddIRW Ewell at Yates Jones Backup.pdf](#)

47. [Request Board Approve License Agreement between Newberry Baptist Fellowship, Inc. and Polk County.](#)

Attachment: [09 16 09 CoAtty LicenseAgmt NewberryBaptistFellowship FiscallImpact.pdf](#)

Attachment: [09 16 09 CoAtty LicenseAgmt Newberry Baptist fellowship BackUp 2.pdf](#)

48. [Approve Interlocal Agreement with Village of Highland Park pertaining to the enforcement of building codes and issuing building permits within the City.](#)

Attachment: [INTERLOCAL AGREEMENT building-Higland park.pdf](#)

49. [Quit Claim Deed from Janice Kaczmarek for Property Being Donated for Conservation.](#)

Attachment: [09 16 09 CoAtty Donation Kaczmarek Exectrix Back Up CP.pdf](#)

Attachment: [09 16 09 CoAtty Donation Houillion Kaczmarek FiscallImpact CP.pdf](#)

50. [Right-of-Way Purchase for Kathleen Road Phase II Improvement Project, Parcels 148 and 151.](#)

Attachment: [CoAtty AddIRW Kathleen Rd Ph 2 Pcls 148_151 Mills Fiscal.pdf](#)

Attachment: [CoAtty AddIRW Kathleen Rd Ph2 Pcls 148_151 Mills Backup.pdf](#)

51. [Right-of-Way Purchase for Berkley Road Phase IV and County Road 559-A Improvement Project, Parcel 711.](#)

Attachment: [09 16 09 CoAtty AddIRW 559A Pcl711 Preserve FiscallImpact np.pdf](#)

Attachment: [CoAtty AddIRW 559A Pcl711 Preserve Backup.pdf](#)

CENTRAL FLORIDA DEVELOPMENT COUNCIL

52. [Tourism's Sports Marketing Sponsorship Funding Assistance for 61 Special Events taking place from October 2009 through March 2010.](#)

Attachment: [Special Events_28 event organizers 61 events-pink purple.pdf](#)

Attachment: [Special Events - Agreements.pdf](#)

Attachment: [FY 09-10 CO-OP SPONSORSHIPS-Exhibit A.pdf](#)

ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY

53. [Polk County Workforce Development Board Two-Year Workforce Services Plan for FY 2009-2011.](#)

Attachment: [Two Year Workforce Services Plan Final.pdf](#)

Attachment: [Michael Herr Letter.pdf](#)

Attachment: [2009 Local Planning Instructions Signature Page.pdf](#)

ENVIRONMENTAL RESOURCES

54. [Polk County Mosquito Control FY 2009-2010 Grant Contract Number 014975.](#)

Attachment: [MC Contract Approval.pdf](#)

Attachment: [MC FDACS Contract.pdf](#)

55. [Allowance Authorization Release No. 5 with Taylor Studios, Inc. for development and fabrication of enhancements to the Water Systems Exhibit at the Polk's Nature Discovery Center.](#)

Attachment: [Taylor Studios AAR Approval.pdf](#)

Attachment: [Taylor Studios AAR.pdf](#)

56. [First Amendment to the Cooperative Funding Agreement No. 07C00000095 for Polk County Aquifer Recharge Project to relieve flooding and augment groundwater supplies.](#)

Attachment: [Aquifer Recharge Approval.pdf](#)

Attachment: [Aquifer Recharge First Amendment.pdf](#)

57. [Acceptance of the Oakmont Phase 1 development potable water, reclaimed water, and wastewater utility systems.](#)

Attachment: [Oakmont Phase 1 Backup.pdf](#)

58. [Acceptance of the Ridgewood Lakes Phase 1A Roadway Extension gravity system improvements.](#)

Attachment: [Ridgewood Lakes Phase 1A Backup.pdf](#)

59. [Accept the FDEP Innovative Waste Reduction and Recycling Grant \(IG8-13\) Settlement Agreement.](#)

Attachment: [FDEP Settlement Agreement IG8-13.pdf](#)

60. [Request amendment to FDEP Grant Collection and Densification Project Agreement No. S0431.](#)

Attachment: [DEP Amendment for Grant No S0431.pdf](#)

FINANCIAL AND STRATEGIC PLANNING

61. [Approve transfer of \\$282,863 from Reserves to establish the budget for the first payment to Florida Southern College.](#)

Attachment: [FSC Partial Funding Agreement.pdf](#)

Attachment: [FSC First Draw Request.pdf](#)

Attachment: [FSC Budget Transfer.pdf](#)

Attachment: [FSC June 17 BoCC Agenda Minutes.pdf](#)

GROWTH MANAGEMENT

62. [SET HEARING to consider adoption of a Small-Scale Comprehensive Plan Amendment 09S-02 \(change FLU on 3.33+/- acres from LCC, RM, and A/RR to IND\) and associated ordinance. \(Suggested hearing date: October 7, 2009, at 1:30 p.m.\)](#)

63. [SET HEARING to consider adoption of a Small-Scale Comprehensive Plan Amendment 09S-10 \(change FLU on 1.24+/- acres from A/RR to CE\) and associated ordinance. \(Suggested hearing date: October 7, 2009, at 1:30 p.m.\)](#)

64. [SET HEARING to consider adoption of a Small-Scale Comprehensive Plan Amendment 09S-11 \(change FLU on 1.44+/- acres from RL to CE\) and associated ordinance. \(Suggested hearing date: October 7, 2009, at 1:30 p.m.\)](#)

65. [Approve Interlocal Agreement for Brownfields Assessment Coalition.](#)

Attachment: [Draft Brownfields Coalition Interlocal Agreement.pdf](#)

66. [Ovation Subdivision Plat Conditional Approval.](#)

Attachment: [ovation.pdf](#)

HUMAN SERVICES

67. [Nutrition Services Incentive Program NSIP Program and Service Contract, 2009/2010.](#)

Attachment: [Program and Service Contract NSIP 09-10.pdf](#)

68. [HOME Investment Partnership Down Payment Assistance Program Satisfactions of Mortgage and Security Agreements for the families listed.](#)

Attachment: [HOME DPA 91609.pdf](#)

69. [Hurricane Housing Recovery \(HHR\) Program Satisfaction of Mortgage and Security Agreement for Nicholas J. Gibson.](#)

Attachment: [HHR DPA 091609.pdf](#)

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

Attachment: [SHIP DPA 91609.pdf](#)

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

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

72. [Tenant-Based Rental Assistance \(TBRA\) Payments Contracts for the families listed.](#)

Attachment: [TBRA Contracts.pdf](#)

73. [Community Development Block Grant \(CDBG\) Subrecipient Agreement between Polk County and Word Alive Ministries Community Services Corporation.](#)

Attachment: [CDBG Agmt Word Alive Ministries.pdf](#)

74. [State Housing Initiatives Partnership \(SHIP\) Program Addendum No. 1 to the Rehabilitation/Reconstruction Agreements for Haze Blissett.](#)

Attachment: [BLISSETT ADDENDUM.pdf](#)
Attachment: [BLISSETT0001.pdf](#)
Attachment: [BLISSETT CHANGE ORDER0001.pdf](#)

75. [Community Development Block Grant \(CDBG\) Community Investment Program \(CIP\) funds closeout of the Florence Villa Phase IV Project.](#)

Attachment: [CIP Project.pdf](#)

76. [Homeless Prevention and Rapid Re-Housing Grant Program \(HPRP\) Agreement between Polk County and the Homeless Coalition of Polk County.](#)

Attachment: [HPRP Homeless Coalition Agreement.pdf](#)

77. [State Housing Initiatives Partnership \(SHIP\) Program Annual Reports for Fiscal Years 2006-07, 2007-08, 2008-09 and Certifications; Hurricane Housing Recovery \(HHR\) Program Annual Report for Fiscal Year 2005-06.](#)

Attachment: [HHR AR.pdf](#)
Attachment: [HHR AR05-1 Certification Form.pdf](#)
Attachment: [Chklst.pdf](#)
Attachment: [SHIP AR 2006 Closeout.pdf](#)
Attachment: [SHIP AR 07 AR Certification.pdf](#)
Attachment: [SHIP AR 2007 Interim 1.pdf](#)
Attachment: [SHIP AR 2008 Interim 2.pdf](#)
Attachment: [SHIP AR 02-1 Regulatory Reform Activities Cert.pdf](#)

78. [Transfer from Reserves in the Special Revenue Grant Funds in the amount of \\$30,000.00 to the 10590 fund to meet the federal requirements of stimulus package funding and complete computer systems upgrade.](#)

Attachment: [BRJ ARRA 10590 FY09.pdf](#)

PUBLIC SAFETY

79. [Fire Protection Agreements.](#)

Attachment: [Fire Protection Agreements 2009-10.pdf](#)

PUBLIC WORKS

80. [Approve Renewal of Revocable Licenses to Resident Park Caretakers.](#)

Attachment: [Exhibit A.pdf](#)
Attachment: [Budget Impact PW.pdf](#)

81. [Adopt Resolution Setting Parking Restrictions on Washington Avenue \(near Lake Wales\).](#)

Attachment: [Parking Restrictions Approved Legal Review.pdf](#)
Attachment: [Parking Restrictions Resolution.pdf](#)
Attachment: [Parking Restrictions Washington Avenue.pdf](#)
Attachment: [Parking Restrictions Fiscal Impact.pdf](#)

82. [Adopt Resolution Setting Speed Limits on McArthur Street \(near Lakeland\); Bretton Ridge Drive and Bretton Ridge Boulevard \(near Winter Haven\).](#)

Attachment: [Speed Limits Fiscal Impact.pdf](#)
Attachment: [Speed Limits Resolution.pdf](#)
Attachment: [Speed Limits McArthur Street.pdf](#)
Attachment: [Speed Limits Approved Legal Review.pdf](#)
Attachment: [Speed Limits Bretton Ridge Drive & Bretton Ridge Boulevard.pdf](#)

83. [Modification No. 2 to CSA No. 00-21-08 with Professional Engineering Consultants, Inc. \(Consultant\) for the CR 559A \(Auburndale Cutoff Road\) from CR 655 \(Berkley Road\) to SR 559 \(Polk City Road\) including Berkley Road from Pace Road to Auburndale Cutoff Road Improvement Project.](#)

Attachment: [AubCutoffRd BerkleyRd Map.pdf](#)
Attachment: [CO-MOD Summary Form CR 559A 002108 M2.pdf](#)
Attachment: [CR 599A 002108 M2 Approvals.pdf](#)
Attachment: [CR 559A 002108 M2 Contract.pdf](#)

84. [Modification No. 2 to CSA No. 00-21-09 with Professional Engineering Consultants, Inc. \(Consultant\) for the Pace Road Enhancement Project from CR 655 \(Berkley Road\) to SR 570 \(Polk Parkway\).](#)

Attachment: [PRE CSA 002109 M2 Approvals.pdf](#)
Attachment: [Pace Rd Enhancement Map.pdf](#)
Attachment: [CO-MOD Summary Form PRE 002109 M2.pdf](#)
Attachment: [PRE CSA 002109 M2 Contract.pdf](#)

85. [Change Order No. 1 to Contract No. 09-001 with Ranger Construction Industries, Inc. \(Contractor\) for the Ronald Reagan Parkway \(CR 54\) Phases II and III Road Widening Project.](#)

Attachment: [CR 54 P2 3 CO1 09001 Contract.pdf](#)
Attachment: [CO-Summary Form.pdf](#)
Attachment: [CR 54 P2 3 CO1 09001 Approvals.pdf](#)
Attachment: [CR 54 P2 3 Map.pdf](#)
Attachment: [PWFI Info Form.pdf](#)

86. [Modification No. 1 to CSA No. 06-140-02 with PB Americas, Inc. \(Consultant\) for the CR 35A \(Kathleen Road\) from Galloway Road to Duff Road Improvement Project.](#)

Attachment: [CO-MOD Summary Form CR 35A 0614002 M1.pdf](#)
Attachment: [CR 35A 0614002 M1 Approvals.pdf](#)
Attachment: [CR 35A 0614002 M1 Contract.pdf](#)
Attachment: [CR 35A Kathleen Road Map.pdf](#)

87. [Joint Project Agreement \(JPA\) between Polk County and the City of Lakeland for the water and wastewater utility work within the construction limits of the Harden/Pipkin/Old Highway 37 Intersection and the Harden Boulevard 3-Laning Improvements Projects.](#)

Attachment: [JPA COL HardenPipkinOld37 HB3L.pdf](#)

Attachment: [Map.pdf](#)

88. [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 ReqForLgl Cklist.pdf](#)

Attachment: [09 0722 Wabash CC PWF1 Oracle.pdf](#)

89. [Change Order No.1 to Contract No. 09-018 with The Lane Construction Corporation \(Contractor\) for the Tiger Road/Country Club Road at Walnut Street Intersection Improvement Project.](#)

Attachment: [Map.pdf](#)

Attachment: [CO 1 Contract 09-018 TigerWalnutCCR.pdf](#)

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

90. [Long-Term Lease Agreement with Polk County Public Schools for Office / Classroom Space at Wilfred Smith Community Center.](#)

Attachment: [Exhibit A Lease Agreement with Polk County Public Schools.pdf](#)

Attachment: [Fiscal Impact Form.pdf](#)

91. [Construction Manager at Risk Authorization \(CMA\) No. 09-38-01 with SEMCO Construction, Inc. for the construction of the Lake Wales Adult Day Care Center to be located at 305 West Central Avenue in Lake Wales.](#)

Attachment: [09 0916 Lk Wales ADC Contract map.pdf](#)

Attachment: [09 0916 Lk Wales ADC PWF1 Oracle.pdf](#)

Attachment: [09 0916 Lk Wales ADC ReqForLgl Checklist.pdf](#)

SUPPORT SERVICES

92. [Report Bid Award by Purchasing Director for Bid No. 09-123-CAR.](#)

Attachment: [09-123analysis.pdf](#)

93. [Amendment No. 9, Lease Agreement No. 206 with Richard Lee Crumbly, Sr., d/b/a Triple C Groves.](#)

Attachment: [Crumbly lease.pdf](#)

94. [Renewal Contract for Services with The Haley Center Volunteer Clinic \(Contract No. 10-004-RM\).](#)

Attachment: [The Haley Center_10-004-RM.pdf](#)

95. [Current Procedural Terminology \(CPT\) Distribution License Agreement renewal \(Contract No.10-014-RM\) between the Board and the American Medical Association.](#)

Attachment: [CPT Distribution License Agreement renewal 10-014-RM.pdf](#)

96. [Approval of Master Vehicle Lease Agreement with the City of Lake Wales.](#)

Attachment: [VEHICLE LEASE AGREEMENTLW.doc.pdf](#)

97. [Renewal Contract with Tri-County Human Services, Inc., for the Men and Women JASA \(In-Jail Substance Abuse Treatment\) Program \(Contract No. 10-009-RM\).](#)

Attachment: [Tri County JASA Men and Women 10 009 RM.pdf](#)

98. [Polk County Health Department \(PCHD\), CORE Contract renewal for FY 2009-10 \(Contract No.10-013-RM\)](#)

Attachment: [Resolution No 09-188_PCHD_NewFeeSchedule.pdf](#)

Attachment: [PCHD_CORE CONTRACT_10-013-RM.pdf](#)

99. [Amendment No. 1, Central Florida Health Care, Inc. \(Contract No. 09-126-RM\), Request to change Hours of Operation.](#)

Attachment: [CFHC, Inc. - Amendment No 1. Change Hours of Operation.pdf](#)

Attachment: [CFHC_Attachment 1.pdf](#)

Attachment: [Central Florida Health Care Inc -Lakeland Primary Health Care Clinic 09-126-RM.pdf](#)

100. [Polk HealthCare Plan, New Member Plan Benefits for FY 09-2010](#)

Attachment: [Attachment No. 2 - Costsharing.J11.pdf](#)

Attachment: [Attachment No. 1 - Member Plan Benefits Guide.J11.pdf](#)

Attachment: [Attachment No. 3 - Service Limits.J11.pdf](#)

101. [Renewal Contract with Tri-County Human Services, Inc., for Mental Health Services \(Contract No. 10-005-RM\)](#)

Attachment: [Tri County Mental Health 10 005 RM.pdf](#)

102. [Public Entity and Public Officials Liability Renewal Genesis Insurance Company.](#)

COURT - RELATED

103. [Approve Recovery Act Edward Byrne Memorial Justice Assistance Grant Program Local Solicitation for Polk County in the amount of \\$125,753; approve request for permission to add one new post adjudication misdemeanor drug court counselor; and approve transfers from the FY 09/10 General Fund Reserve for Contingency and the FY 09/10 Special Revenue Grant Reserve for Contingency.](#)

Attachment: [Post Adjudication Grant Info.pdf](#)

POLK COUNTY SHERIFF

104. [Approve Residential Substance Abuse Treatment for State Prisoners Grant in the amount of \\$50,000 in addition to a \\$16,667 grant match from the County; also Chairman sign the Certification of Acceptance of Subgrant Award Document.](#)

Attachment: [PCSO RES ABUSE TRMT FOR ST PRISONERS GRANT.pdf](#)

The Chairman adjourned the meeting at 3:45 p.m.