

Edwin Smith	- Aye
Randy Wilkinson	- Aye

B. PRESENTATIONS and RECOGNITIONS

3. [Recognize Joe Slowinski, Webber International University Head Bowling Coach, along with the University Men's and Women's Bowling Teams for their accomplishments in the Hoosier Classic.](#)

Attachment: [Presentation.pdf](#)

Minutes: Coach Slowinski highlighted the accomplishments of the Men's and Women's Bowling Teams and described other tournaments in which the teams will compete.

4. [Recognize the Bartow High School Basketball Team for winning the Class 5A State Championship.](#)

Attachment: [BHS Basketball.pdf](#)

Minutes: The Board recognized the Bartow High School Basketball Team for winning the State Championship.

C. PROCLAMATIONS

5. [Proclaim April 2010 as CHILD ABUSE PREVENTION MONTH. Representatives from Healthy Families, the Department of Children & Families and Heartland for Children will accept the proclamation.](#)

Attachment: [Child Abuse Prevention.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

6. [Proclaim April 11-17, 2010 as TELECOMMUNICATORS WEEK. Rebekah Platts, representing Polk County EMS & Fire Dispatch, will accept the proclamation.](#)

Attachment: [Telecommunicators Week.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Sam Johnson	
Second: Jean Reed	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye

Edwin Smith	- Aye
Randy Wilkinson	- Aye

7. [Proclaim April 18-24, 2010 as CRIME VICTIMS' RIGHTS WEEK. Harold Silas, Coordinator for the Lakeland Police Department's Victim Assistance Program, will accept the proclamation.](#)

Attachment: [Crime Victims' Rights.pdf](#)

Minutes: Issue Proclamation.

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Randy Wilkinson	
Second: Sam Johnson	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

8. [Proclaim April 18-25, 2010 as SAFE TEEN DRIVING AWARENESS WEEK. Tara Kirschner, Executive Director of the The Dori Slosberg Foundation, will accept the proclamation.](#)

Attachment: [Safe Teen Driving Awareness.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Jean Reed	
Second: Sam Johnson	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

9. [Proclaim April 22, 2010 as EARTH DAY. Jacqueline Hollister, Environmental Specialist III for the Utilities Division, will accept the proclamation.](#)

Attachment: [Earth Day.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Jean Reed	
Second: Edwin Smith	
Bob English	- Aye

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

10. [Proclaim April 2010 as WATER CONSERVATION MONTH. Krystal Azzarella, Utilities Environmental Manager, will accept the proclamation.](#)

Attachment: [Water Conservation Month.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Sam Johnson	
Second: Jean Reed	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

11. [Proclaim April 2010 as 9-1-1 EDUCATION MONTH. Rosa Driggs, representing Polk County Emergency Management, will accept the proclamation.](#)

Attachment: [9-1-1 Education Month.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Edwin Smith	
Second: Sam Johnson	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

12. [Proclaim April 2010 as TOASTMASTERS INTERNATIONAL MONTH. Sher Hooker, Area 51 Governor for District 84 of Toastmasters International, will accept the proclamation.](#)

Attachment: [Toastmasters.pdf](#)

Motions:	
Issue Proclamation.	- PASS
Vote Results	
Motion: Jean Reed	
Second: Sam Johnson	
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)

13. [Disbursements.](#)

Attachment: [040710 Disbursements.pdf](#)

Motions:	
Approve and ratify disbursements.	- PASS
Vote Results	
Motion: Edwin Smith	
Second: Sam Johnson	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

14. [Minutes of Regular Board meeting held on March 17, 2010.](#)

Attachment: [031710 MIN.pdf](#)

Motions:	
Approve minutes.	- PASS
Vote Results	
Motion: Sam Johnson	
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

F. PUBLIC HEARING TO CONSIDER SETTLEMENT

15. [Consider approval of a mediated settlement for Parcels 110, 703, 111, and 704 in the case of Polk v. Fussell, et al, an eminent domain lawsuit filed to acquire needed rights-of-way for Berkley Road Phase IV and CR 559-A project. \(\\$163,965.00 one-time expense\)](#)

Attachment: [Map polk v fussell pcl 110.pdf](#)

Minutes:

Assistant County Attorney Randy Mink reviewed the proposed mediated settlement and demonstrated the location of the parcels. He outlined the provisions of this eminent domain taking and recommended approval.

The Chairman opened a public hearing; no one spoke.

Motions:

(1) Approve the mediated settlement with the landowners, Lawrence and Barbara Fussell, in the total amount of \$163,965 which includes all fees and costs; (2) authorize payment of the amount of \$135,000 in the court registry; (3) authorize payment in the amount of \$28,965 to the trust fund of Troiana and Roberts, P.A. and (4) authorize the County Attorney's Office or outside counsel to bring this litigation to a close with the entry of a Stipulated Order of Taking and Final Judgment. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

G. COUNTY ATTORNEY (MICHAEL CRAIG)

16. [Right-of-Way Purchase for Berkley Road Phase IV and County Road 559-A Improvement Project, Parcels 130A&B and 132. \(\\$500,000.00 one-time expense\)](#)

Attachment: [Berkley Rd Ph 4 Pcls 130AB 132 Backup.pdf](#)

Attachment: [Berkley Rd Ph 4 Pcls 130AB 132 Fiscal.pdf](#)

Minutes: Chief Right of Way Agent Wade Allen reviewed the proposed Purchase Agreement and demonstrated the location of the subject site. He recommended approval. Discussion followed.

Motions:

Accept the Right-of-Way Agreement from The Hart Lands Development, LLC, for Parcels 130A&B and 132, and authorize the issuance of a check in the amount of \$500,000.00 to the Lewis, Longman & Walker, P.A. Trust Account for their purchase. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

17. [Amend procedures for Requests from the General Public/Audience.](#)

Minutes: County Attorney Michael Craig reviewed the proposed modifications to the current procedures. He stressed that these modifications would not apply to the public hearing portion of the Agenda. He recommended approval.

Motions:

Approve modification. - PASS

Vote Results

Motion: Edwin Smith

Second: Sam Johnson

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Bob English - Aye

Sam Johnson - Aye

Motion Minutes:

Commissioner Reed stated she favors moving the portion of the Regular Agenda reserved for the general public to speak to an earlier time in the meeting.

Motions:

Change the order of the Regular Agenda by moving up Item I.- General Public/Audience, to between Item E-Request from Elected Official and Other Governmental Agency, and Item F-Public Hearing to Consider Settlement. - FAIL

Vote Results

Motion: Jean Reed

Second: Randy Wilkinson

Bob English - Nay

Sam Johnson - Nay

Jean Reed - Aye

Edwin Smith - Nay

Randy Wilkinson - Aye

H. COUNTY MANAGER (MICHAEL HERR)

- 18. [Update on Regional High Speed Rail Briefing \(area Mayors\).](#)

Minutes:

Director of Central Florida Development Council of Polk County Tom Patton gave an update on the Regional High Speed Rail Briefing which was held recently. He stated three municipal Mayors whose cities will be impacted by High Speed Rail stops spoke at this Briefing. Conceptual plans of the High Speed Rail terminal areas in Orlando, Polk County and Tampa were shared. Connectivity was discussed as was security.

Mr. Patton stated he is assembling a 40-person board to be known as the Southwest Board of Regional Advisers. Later in the discussion he stated this board will represent the Central Region including Orange and Polk Counties.

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Mr. Patton encouraged the Commissioners to attend the Super Region Leadership Conference which will be held on May 26 and 27, 2010.

19. [Review and approve the Northeast Regional Park Site Master Plan. \(No fiscal impact\)](#)

Attachment: [Northeast Regional Park Location Map.pdf](#)

Attachment: [Northeast Regional Park Presentation.pdf](#)

Minutes:

Mike Callender, Parks Superintendent, reviewed the Northeast Regional Park Site Master Plan. He asked for Board direction on the use of synthetic turf on the multipurpose fields.

Bob Wiedrich, Senior Planner, Parks and Natural Resources Division, gave a project overview of this site. He discussed the time line, noting that construction should be completed by November 2011.

Neale Stralow, WilsonMiller, Inc., said public meetings were held on November 5, 2009, and February 11, 2010 to receive input on this site. He reviewed the comments and outcomes received at those meetings. He stated three conceptual plans were presented at the second meeting.

Mr. Wiedrich asked for Board direction on certain design considerations including the mix of active and passive recreational uses, use of synthetic turf on the multipurpose fields, access to Old Lake Davenport, and co-location of a Fire/EMS Station on the site. He discussed coordination with the Florida Department of Transportation and buffering.

The benefits of synthetic turf were discussed and Mr. Callender stated the biggest plus is the reduction in water consumption and maintenance. He stated the initial cost is higher than sod, but there is a seven-year payback. He said while the turf has a warranty of ten years, it could last longer.

Mr. Stralow demonstrated the recommended General Development Plan. He said gradation will be challenging, but the recommended design can be accomplished.

Mr. Wiedrich stated this will be a secured site and the fields will be lit using the cost effective Musco Green System.

Upon question, Mr. Wiedrich demonstrated the two play parks planned for the site. Discussion followed regarding drainage of the fields.

Motions:

Approve the Northeast Regional Park Site Master Plan. - PASS

Vote Results

Motion: Sam Johnson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motions:

Approve using synthetic turf on the multipurpose fields at Northeast Regional Park. - PASS

Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

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

20. [CSA No. 06-03-03 with WilsonMiller to design and prepare construction documents for the Northeast Regional Park. \(\\$635,275.00 one-time expense\)](#)

Attachment: [Northeast Regional Park Approvals.pdf](#)
 Attachment: [Northeast Regional Park CSA.pdf](#)

Minutes:

County Manager Mike Herr reviewed Consultant Services Authorization No. 06-03-03 with WilsonMiller, Inc., and recommended approval.

Motions:

Approve CSA No. 06-03-03 with WilsonMiller, Inc. in the amount of \$635,275.00 to design and prepare construction documents for Northeast Regional Park. - PASS

Vote Results

Motion: Sam Johnson
 Second: Edwin Smith

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

Motion Minutes: Upon question, Mr. Herr stated this project is funded by the Parks MSTU Fund; no funds will be taken from the General Fund.

21. [Agreement for Sale and Purchase on the Flood/Hickory Lake Corridor Project; Budget Transfer and CIP Amendment. \(\\$434,500.00 one-time land purchase/\\$21,000.00 future estimated recurring expense\)](#)

Attachment: [Flood Hickory Lake Request Approval.pdf](#)
 Attachment: [Flood Hickory Lake Agreement.pdf](#)
 Attachment: [Flood Property Hickory Lake Location Map.pdf](#)
 Attachment: [Flood Hickory Lake Budget Transfer.pdf](#)

Minutes:

Gaye Sharpe, Natural Areas Manager, reviewed the Purchase Agreement and demonstrated the location of the Flood/Hickory Lake Corridor Project in the Frostproof area. She listed the plant and animal species on the site. She said this project meets the criteria as set forth in the Acquisition Policy for Critical Small Parcels. She said the Conservation Land Acquisition Selection Advisory Committee (CLASAC) has recommended approval of this acquisition, and staff also recommends approval.

Motions:

Approve the FY 2009-2010 CIP amendment to establish the Flood/Hickory Lake CIP project and transfer \$434,500.00 to this project account from the Crooked Lake West Community Improvement Project (CIP) account. Approve the Agreement for Sale and Purchase with Larry Russell Flood. Authorize the County

Attorney to perfect all documents necessary to the closing of the subject transaction in the Agreement for Sale and Purchase and authorize the Assistant County Attorney, Parks and Natural Resources Director or Natural Areas Manager to sign closing documents on behalf of Polk County. Approve payment of such additional funds as identified in the Agreement for Sale and Purchase, which is necessary for the completion of the subject transaction, cost not to exceed \$45,000.00. Approve issuance of County warrant payable to the Seller or Seller's agent for seller distribution for \$389,500.00. Authorize the County Engineer to stamp and sign the Warranty Deed issued by Seller to the County and accept for recording the Warranty Deed issued by Seller to the County.

- PASS

Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

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

Motion Minutes: Upon question, Ms. Sharpe stated the funding for this acquisition comes from the Environmental Lands Acquisition Fund.

22. [Amendment to the Waste Resource Management \(WRM\) Community Investment Program \(CIP\) and Budget Transfer from Closure Reserves to increase the North Central Landfill \(NCLF\) closure projects in FY 09/10. This amendment does not increase the total project cost. \(\\$2,150,000.00 one-time transfer\)](#)

Attachment: [Budget Revision for CSA 04 50 03 Closure Design NC Landfill.pdf](#)

Minutes:

County Manager Mike Herr reviewed the CIP Amendment and budget transfer. He recommended approval.

Director of Waste Resource Management Brooks Stayer also recommended approval.

Motions:

Approve the amendment to the adopted Waste Resource Management Five-Year CIP and required budget transfer.

- PASS

Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

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

Motion Minutes:

Upon question, Mr. Stayer stated the site is the condemnation property previously received from the Florida Department of Transportation.

23. [Consultant Services Authorization \(CSA\) No. 04-50 with Geosyntec Consultants for engineering services on permit approval and bid document development for the closure of North Central landfill \(NCLF\) Class I \(Phases I & II\) and Class III cells. \(\\$269,288.00 one-time expense\)](#)

Attachment: [Closure Design North Central Landfill CSA 045003.pdf](#)

Minutes:

County Manager Mike Herr reviewed CSA No. 04-50 and recommended approval.

Motions:

Approve CSA No. 04-50 with Geosyntec Consultants to provide engineering services needed to obtain permits and approvals from the Florida Department of Environmental Protection and to provide bid documents and related services to acquire contractor bids for the construction services needed for this closure project. - PASS

Vote Results

Motion: Sam Johnson
Second: Jean Reed

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

24. [Sole Source Repairs - Second Life \(minor\) Rebuild Program with Ring Power. \(\\$199,629.00 one-time expense\)](#)

Attachment: [Second Life Rebuild minor.pdf](#)

Minutes:

County Manager Mike Herr reviewed the contract with Ring Power and recommended approval. He said it will be more cost effective to rebuild these trucks than to replace them with new equipment.

Director of Fleet Maintenance Bob Stanton said these are four-year old trucks and they are eligible for Ring Power's Second Life Program which he described. He recommended approval.

Motions:

Approve contract with Ring Power in the amount of \$199,629 from the Fleet Replacement Fund in order to rebuild the first of three trucks for Waste Resource Management. - PASS

Vote Results

Motion: Edwin Smith
Second: Sam Johnson

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

Motion Minutes:

Mr. Stanton reported that the County has had several discussions with the City of Auburndale, and the City has approved merging its City Fleet Department with the County's Fleet Maintenance Division as of June 28, 2010. He stated this agreement will be similar to the agreement the County entered into with the City of Lake Wales to manage its fleet. Discussion followed on the benefits to both Auburndale and the County.

I. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE

25. [Comments.](#)

Minutes:

Tracy Farmer stated her daughter attends All Saints Academy in Winter Haven. She said the students will be performing Peter Pan on Saturday, April 24, 2010, at the Polk Theatre in Lakeland. She invited the Board to attend. She presented complimentary tickets to those on the dais.

98. [Comment](#)

Minutes:

James Abercrombie stated if Planning Board member Sue Nelson were to run for County Commissioner, he would support her and would probably campaign for her. He said Ms. Nelson received an e-mail threatening her family, and County staff did nothing to give her legal council or protection.

Mr. Abercrombie showed pictures of four individuals, including one of himself. He asked why the County considers these people a threat. He asked which Polk County employee printed these pictures and why.

Upon question, County Attorney Michael Craig stated Mr. Abercrombie's behavior could be interpreted by reasonable people who work in this building as threatening. He stated it is appropriate to protect employees. He said the County complies with public records laws, but is not required to answer questions regarding protecting people's privacy.

Mr. Abercrombie asked for a copy of modifications to the procedures for Requests from the General Public/Audience.

99. [Comment](#)

Minutes:

Carol Castagnero asked for clarification on Agenda Item No. G.17, Amend Procedures for Requests from the General Public/Audience.

County Attorney Michael Craig stated paragraph 5 of the procedures was modified to add a sentence stating a person may not sign up or come to the podium and then attempt to delegate, assign or otherwise transfer his or her allotted three-minute time to another person under the Requests from the General Public/Audience portion of the Agenda.

Ms. Castagnero discussed the procedures followed by the City of Lakeland when members of the public wish to speak at City Commission meetings. She stated it is the opinion of former City Manager Strickland that limiting the public to three minutes is not proper.

Ms. Castagnero stated the Charter Review Commission should put an item on the ballot asking the citizens to dissolve the Polk County Charter. She said all municipalities should be represented on the Charter Review Commission.

Ms. Castagnero asked the Commissioners to bring their loyalty oaths to the next meeting. She said the Board should stop violating the rights of the people by limiting speech to three minutes. She said federal grants are nothing but the use of taxpayer's money.

At a time later in the meeting Commissioner Reed commented on her appointments to the Charter Review Commission noting that both of her appointments live in unincorporated Polk County; one appointment lives near Polk City and the other appointment lives near Haines City.

100. [Comment](#)

Minutes:

Jeff Hancock said Polk County has government by the few for the few, not by the people for the people. He mentioned due process of law and Articles 4, 5, 10 and 14 of the Bill of Rights to the Constitution. He said we have a quisling (traitor) Congress in the United States.

Mr. Hancock said Polk County Sheriff Grady Judd violated federal law by prosecuting his mother on television to garner votes. He said he is here on behalf of the American people to de-fund Grady Judd, noting that Sheriff Judd comes before the Board of County Commissioners for funding for his policies.

Commissioner Wilkinson stated law enforcement should be respected.

Mr. Hancock said the Board of County Commissioners could suspend any agenda items until Sheriff Judd is investigated and indicted by the United States Justice Department. He asked the Board to fill out United States Attorney Complaint Forms and have Sheriff Judd removed from office. Discussion followed.

J. COMMISSIONER DISTRICT 1 (BOB ENGLISH, CHAIR)

26. [Comments.](#)

Minutes:

Chairman English stated he has nothing to report today.

K. COMMISSIONER DISTRICT 2 (RANDY WILKINSON)

27. [Ordinance binding future County Commissions or third-party administrators from utilizing any taxpayer funds for abortions or abortion counseling.](#)

Minutes:

Commissioner Wilkinson stated this Board cannot bind future commissions, but if this Board adopts an ordinance, a future Board would need to repeal that ordinance in order to nullify it. He spoke against using any taxpayer funds from either Polk County citizens, or federal funds that come to the County, for the use of abortion or abortion counseling. Discussion followed.

Motions:

Direct the County Attorney to bring back an ordinance for Board consideration banning the use of County taxpayers funds for abortion services or abortion counseling. The motion was amended to direct the County Attorney to bring back an ordinance for Board consideration preventing the use of County taxpayer funds for abortion or abortion counseling and no indigent taxpayer funds are to be used for abortion or abortion counseling. - FAIL

Vote Results

Motion: Randy Wilkinson

Second: Sam Johnson

Sam Johnson

- Aye

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

Motion Minutes:

Commissioner Reed questioned whether the Board should discuss this issue with the Citizens Health Care Oversight Committee.

Upon question, County Attorney Michael Craig stated the County Commission controls the tax dollars through the budget. He said if future commissions disagree with this action, a repeal would be needed to remove the proposed ordinance from the County's records.

Commissioner Reed asked that this item be tabled.

Commissioner Wilkinson, maker of the motion, stated he does not want to table the motion.

County Manager Mike Herr discussed the revenue streams committed by the County. He said Community Development Block Grant dollars can also be reviewed to determine if any funds are spent for abortion or abortion counseling. He said the use of one-time moneys to not-for-profit groups can also be reviewed.

Commissioner Wilkinson stated his concern is for funding committed in the future. Discussion followed.

Motions:

In a timely fashion, the County Attorney and County Manager will bring back information regarding a future ordinance about funding for abortion and abortion counseling and include the comments of the Citizens Health Care Oversight Committee. - PASS

Vote Results

Motion: Randy Wilkinson

Second: Sam Johnson

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

Motion Minutes:

101. [Comments.](#)

Minutes: Commissioner Wilkinson congratulated Jerry Wood's election to the Mulberry City Commission and other recently elected and re-elected officials.

L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

28. [Appoint Gerald D. Robinson as Member No. 6 of the Polk County Industrial Development Authority for the remainder of a three-year term ending January 22, 2011.](#)

Attachment: [IDA Robinson bio 3.pdf](#)

Motions:

Appoint Gerald D. Robinson as Member No. 6 of the Polk County Industrial Development Authority for the remainder of the three-year term beginning January 23, 2008, and ending January 22, 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

Motion Minutes:

102. [Comments.](#)

Minutes: Commissioner Smith commended Chairman English for his editorial in the Winter Haven News Chief regarding the University of South Florida Polytechnic's Pharmacy Program.

M. COMMISSIONER DISTRICT 4 (JEAN REED)

29. [Comments.](#)

Minutes:

Commissioner Reed stated that she attended the Wabash Community Center opening and the Florida Trail Days.

N. COMMISSIONER DISTRICT 5 (SAM JOHNSON)

30. [Comments.](#)

Minutes:

Commissioner Johnson offered condolences to the family of Dr. Hardman of Lake Wales, and discussed how Dr. Hardman impacted the community.

Commissioner Johnson discussed issues with Mount Olive Utilities. He suggested having staff provide solutions to help residents.

Discussion followed on restructuring loans or forgiving the debt that is owed for the Mount Olive Utility System.

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

31. [LDC 09T-33 \(Filling and Excavating Land Exemption\) to consider the Adoption of an ordinance amending the Land Development Code. \(No fiscal impact\)](#)

Attachment: [LDC 09T 33 Staff Report.pdf](#)
Attachment: [LDC 09T 33 Ordinance.pdf](#)

Minutes:

County Attorney Michael Craig reviewed the procedures for public hearings and swore in those who plan to speak this afternoon.

John Bohde, Land Development, reviewed the proposed amendment to the Land Development Code. He showed slides of the area and stated this is a staff initiated request. He noted that the Planning Commission recommends approval. He stated that condition number five has been incorporated into the staff report.

The Chairman opened a public hearing; no one spoke.

Motions:	
Adopt Ordinance No. 10-013, adopting LDC 09T-33.	- PASS
Vote Results	
Motion: Sam Johnson	
Second: Edwin Smith	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

Motion Minutes: Upon question, Mr. Bohde reviewed conditions five and six.

32. [LDC 10T-02 \(Office Center in Wahneta Neighborhood Plan\) to consider the Adoption of an ordinance amending the Land Development Code. \(No fiscal impact\)](#)

Attachment: [LDC 10T 02 Staff Report.pdf](#)
Attachment: [LDC 10T 02 Ordinance.pdf](#)

Minutes:

John Bohde, Land Development, reviewed the proposed amendment to the Land Development Code. He showed slides of the area and stated this is an applicant initiated request. He noted that staff and the Planning Commission recommend approval.

The Chairman opened a public hearing; no one spoke.

Mr. Bohde stated this is the first of two public hearings, and the second will be held on April 21, 2010.

33. [\(CPA 10B-01\) Transmittal of an Ordinance adopting an EAR-based CPA to amend Elements of the Comp Plan to establish guiding principles to encourage increased densities and intensities in key transit corridors, centers, and promote multi-modal transportation corridors, healthy communities, and community design \(Part 1 of 2\), and update the Comprehensive Plan Map Series to establish the Transit Supportive Development Area \(Part 2 of 2\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [ORDINANCE CPA 10B 01 Part 2 of 2.pdf](#)
Attachment: [CPA 10B 01 Staff Report.pdf](#)
Attachment: [CPA 10B 01 Attachments 1 thru 11.pdf](#)

Attachment: [ORDINANCE CPA 10B 01 PART 1 OF 2.pdf](#)

Minutes:

Tom Deardorff, Growth Management Director, reviewed the proposed text and map amendment. He showed slides of the area and noted that this is a County initiated request. He stated that staff recommends approval and that the Planning Commission recommends denial. He gave an overview of the proposed policy changes which are incorporated into the staff report.

Discussion followed on the transfer of development rights program.

Mr. Deardorff stated that citizens, land owners and stakeholder groups have participated in the proposed Evaluation and Appraisal Report (EAR).

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-01, part 1 of 2, text amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Not Present

Motion Minutes:

Upon question, Mr. Deardorff discussed the connection of transit corridors and sidewalk connections.

Motions:

Approve transmittal of CPA 10B-01, part 2 of 2, map amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Not Present

34. [\(CPA 10B-02\) Transmittal of an Ordinance adopting an EAR-based CPA amending the text of Division 3.200, Transportation Element, of the Polk County Comprehensive Plan to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 02 Staff Report.pdf](#)

Attachment: [CPA 10B 02 Ordinance.pdf](#)

Minutes:

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Tom Deardorff, Growth Management Director, showed slides of the area and reviewed the proposed text amendment. He noted that this is a County initiated request. He stated that staff recommends approval and the Planning Commission recommends denial.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-02 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Not Present

35. [\(CPA 10B-03\) Transmittal of an Ordinance adopting CPA 10B-03 \(an EAR-based CPA\) establishing and amending policies that address the Evaluation and Appraisal Report Major Issues related to Preservation of Open Space, Agricultural Lands and Environmentally Sensitive Lands, Water Resources, Rural Development and Sustainable Communities to the Florida Department of Community Affairs \(No fiscal impact\)](#)

Attachment: [CPA 10B 03 BoCC Transmittal Staff Report.pdf](#)

Attachment: [CPA 10B 03 Ordinance.pdf](#)

Minutes:

Chanda Bennett, Long Range Planning, reviewed the proposed Comprehensive Plan Amendment. She showed slides and noted that this is a County initiated request. She stated that staff and the Planning Commission recommend approval.

Tom Deardorff, Growth Management Director, reviewed the wetlands policy and outlined proposed changes to the Comprehensive Plan.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-03 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motion Minutes:

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Commissioner Reed discussed her concerns with text amendments throughout the staff report.

Ms. Bennett and Mr. Deardorff responded to questions regarding industrial and commercial development on wetland areas.

36. [\(CPA 10B-04\) Transmittal of an Ordinance adopting an EAR-based CPA amending Comp Plan text \(e.g. updating populations projections, legislative changes, and former dates, deadlines, etc.\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 04 Ordinance.pdf](#)

Attachment: [CPA 10B 04 Transmittal Staff Report.pdf](#)

Minutes:

Ana Martinez, Long Range Planning, reviewed the proposed text amendment. She showed slides and noted that this is a County initiated request. She stated that staff recommends approval and the Planning Commission recommends approval with the deletion of item "d" under Policy 2.203-A5 and, under Objective 4.103-D, to substitute the partial list of stakeholders with a more inclusive phrase. Discussion followed.

The Chairman opened a public hearing.

Marco Lafredo, representing the Victor Posner City Center, spoke in support of the proposed text amendment.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-04 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

37. [\(CPA 10B-05\) Transmittal of an Ordinance adopting CPA 10B-05 amending the Future Land Use Map on 0.65+/- acres from Linear Commercial Corridor \(LCC\) to Business Park Center \(BPC\) in the Rural Development Area \(RDA\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 05 Transmittal Staff Report.pdf](#)

Attachment: [CPA 10B 05 Ordinance.pdf](#)

Minutes:

Aaron Flint, Long Range Planning, reviewed the proposed map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff and the Planning Commission recommend approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-05 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

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

38. [\(CPA 10B-07\) Transmittal of an Ordinance adopting CPA 10B-07 amending the Future land Use Map on 10.2 +/- acres from Agriculture/Residential-Rural \(A/RR\) to Residential Low \(RL\) and also amend the accompanying Development Area from Rural Development Area \(RDA\) to Urban Growth Area \(UGA\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 07 Ordinance.pdf](#)
Attachment: [CPA 10B 07 Staff Report.pdf](#)

Minutes:

John Bohde, Land Development, reviewed the proposed map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff and the Planning Commission recommend approval. Discussion followed.

The Chairman opened a public hearing.

Merle Bishop, Kimley Horn and Associates, representing the applicant, spoke in support and recommended approval. Discussion followed.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-07 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

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

39. [\(CPA 10B-06\) Transmittal of an Ordinance adopting CPA 10B-06 amending the Future land Use Map on 81.6 +/- acres from Agriculture/Residential-Rural \(A/RR\) and Phosphate Mining \(PM\) to Residential Low \(RL\) and also amend the accompanying Development Area from Rural Development Area \(RDA\) to Urban Growth Area \(UGA\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 06 Ordinance.pdf](#)
Attachment: [CPA 10B 06 Staff Report.pdf](#)

Minutes:

John Bohde, Land Development, reviewed the proposed Land Use Map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff and the Planning Commission recommend approval. Discussion followed.

The Chairman opened a public hearing.

Merle Bishop, Kimley Horn and Associates, representing the applicant, spoke in support of the proposed amendment and recommended approval.

Discussion followed on student capacity of middle schools zoned for areas near the site.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-06 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Not Present

Randy Wilkinson - Aye

40. [\(CPA 10B-15\) Transmittal of an Ordinance adopting CPA 10B-15 amending the Future land Use Map on 174.1 +/- acres from Agriculture/Residential-Rural \(A/RR\) to Residential Low \(RL\) and also amend the accompanying Development Area from Rural Development Area \(RDA\) to Urban Growth Area \(UGA\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 15 Staff Report.pdf](#)

Attachment: [CPA 10B 15 Ordinance.pdf](#)

Minutes:

John Bohde, Land Development, reviewed the proposed Land Use Map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff recommends approval and the Planning Commission recommends denial.

The Chairman opened a public hearing.

George Lindsey, representing the applicant, reviewed the proposed amendment and requested Board approval. Discussion followed.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-15 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Aye

Motion Minutes: Upon question, Mr. Bohde stated that transportation and density were factors of the Planning Commission's recommendation of denial.

41. [\(CPA 10B-08\) Transmittal of an Ordinance adopting CPA 10B-08 amending the Future land Use Map on 26.9 +/- acres from Residential Low-X \(RL-X\) to Professional Institutional X \(PIX\) in the Urban Development Area \(UDA\) within the North US 27 Selected Area Plan to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 08 Applicant Exhibits.pdf](#)
Attachment: [CPA 10B 08 Ordinance.pdf](#)
Attachment: [CPA 10B 08 Staff Report.pdf](#)

Minutes:

Todd Vargo, Long Range Planning, reviewed the proposed Land Use Map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff and the Planning Commission recommend approval. Discussion followed.

The Chairman opened a public hearing.

Jack Brandon, attorney with Peterson and Myers, representing the applicant, spoke in support of the proposed amendment and requested Board approval.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-08 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

42. [\(CPA 10B-09\) Transmittal of an Ordinance adopting CPA 10B-09 amending the text of the Comprehensive Plan to change Policy 2.131-B.2.1.A5, Regional Activity Center of the Ronald Reagan Selected Area Plan \(SAP\) to recognize Ritchie Brothers Auction as an integral part of the RACX district \(Part 1 of 2\) and a map amendment to change 50 acres from Employment Center \(ECX\) to Regional Activity Center \(RACX\) in the Ronald Reagan Parkway Selected Area Plan \(SAP\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 09 Staff Report.pdf](#)
Attachment: [CPA 10B 09 Part 1 of 2 Text Amendment Ordinance.pdf](#)
Attachment: [CPA 10B 09 Part 2 of 2 Map Amendment Ordinance.pdf](#)

Minutes:

Erik Peterson, Land Development, reviewed the proposed text and map amendment. He showed slides of the area and noted that this is an applicant initiated request. He stated that staff and the Planning Commission recommend approval.

The Chairman opened a public hearing.

Jack Brandon, attorney with Peterson and Myers, representing the applicant, spoke in support of the proposed amendment and requested Board approval.

The Chairman closed the public hearing.

Motions:

Approve transmittal of CPA 10B-09, part 1 of 2, text amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Jean Reed

Second: Sam Johnson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motions:

Approve transmittal of CPA 10B-09, part 2 of 2, map amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Jean Reed

Second: Sam Johnson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motion Minutes: Commissioner Johnson discussed the five acres that the applicant offered to Polk County for a park. It was decided to have Mr. Brandon reconfirm the offer with the applicant.

43. [\(CPA 10B-10\) Transmittal of an Ordinance adopting CPA 10B-10 amending the text of the Comp Plan to create a new Selected Area Plan \(SAP\) within Appendix 2.131 of the Comprehensive Plan \(part 1 of 2\) and amending the Future Land Use Map by adding the Gateway SAP boundary map and vision map to the Future Land Use Map Series \(part 2 of 2\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 10 ORDINANCE 1 of 2 Text.pdf](#)

Attachment: [CPA 10B 10 ORDINANCE 2 of 2 Map.pdf](#)

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

Minutes:

Thado Hays, Long Range Planning, reviewed the proposed text and map amendment. He showed slides and stated this is a County initiated request. He noted that staff and the Planning Commission recommend approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-10, part 1 of 2, text amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

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

Motions:
Approve transmittal of CPA 10B-09, part 2 of 2, map amendment, to the Florida Department of Community Affairs. - PASS

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

44. [\(CPA 10B-12\) Transmittal of an Ordinance adopting CPA 10B-12 removing the designation of the I-4 NE/Parkway Selected Area Plan \(SAP\) in the Urban Growth Area \(UGA\) for parcels that are not near the SAP or part of the Polk Commerce Centre Development of Regional Impact \(DRI\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 12 Ordinance.pdf](#)
Attachment: [CPA 10B 12 Staff Report.pdf](#)

Minutes:

Brigitte D'Orval, Long Range Planning, reviewed the proposed Comprehensive Plan Amendment. She showed slides and noted that this is a County initiated request. She stated that staff and the Planning Commission recommend approval.

The Chairman opened a public hearing; no one spoke.

Motions:
Approve transmittal of CPA 10B-12 to the Florida Department of Community Affairs. - PASS

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

45. [\(CPA 10B-13\) Transmittal of an Ordinance adopting CPA 10B-13 amending the Future land Use Map on 5 +/- acres from Employment](#)

[Center-X \(ECX\) to Tourism Commercial Center-X \(TCCX\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 13 Ordinance.pdf](#)
Attachment: [CPA 10B 13 Staff Report.pdf](#)

Minutes:

Ana Martinez, Long Range Planning, reviewed the proposed Land Use Map amendment. She showed slides of the area and noted that this is a County initiated request. She stated that staff and the Planning Commission recommend approval. Discussion followed.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-13 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

46. [\(CPA 10B-14\) Transmittal of an Ordinance adopting CPA 10B-14 amending the text of the Comp Plan to change POLICY 2.113-B-3, Location Criteria for Business Park Center \(BPC\) districts, and POLICY 2.113-B-4, Development Criteria, to reduce the collector and local commercial road access requirements \(part 1 of 2\) and a map amendment to change the Future Land Use Map designation from Commercial Enclave \(CE\) and Residential Low \(RL\) to Business Park Center \(BPC\), Neighborhood Activity Center \(NAC\), and Office Center \(OC\) on 26± acres in the Urban Development Area \(UDA\)\(part 2 of 2\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10B 14 Staff Report.pdf](#)
Attachment: [CPA 10B 14 Part 1 of 2 Text Amendment ORDINANCE.pdf](#)
Attachment: [CPA 10B 14 Part 2 of 2 map Amendment ORDINANCE.pdf](#)

Minutes:

Erik Peterson, Long Range Planning, reviewed the proposed text and map amendment. He showed slides of the area and noted that this is a staff initiated request. He stated that the Planning Commission recommends approval.

The Chairman opened a public hearing; no one spoke.

Motions:

Approve transmittal of CPA 10B-14, part 1 of 2, text amendment, to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Sam Johnson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith	- Aye
Randy Wilkinson	- Aye

Motions:	
Approve transmittal of CPA 10B-14, part 2 of 2, map amendment, to the Florida Department of Community Affairs.	- PASS
Vote Results	
Motion: Sam Johnson	
Second: Randy Wilkinson	
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

- 47. [Removal of equipment from inventory as listed on Blanket Removal Form 1856.](#)
Attachment: [Blanket Removal Form 1856.pdf](#)
- 48. [Minutes of the Lake Ashton Community Development District dated November 13, 2009 and December 11, 2009.](#)
- 49. [The updated meeting schedule for Lake Region Lakes Management District.](#)
- 50. [Authorize issuance of check to Cleola Baugh in the amount of \\$8.04 as reimbursement for unclaimed funds accepted by the Board from Joe G. Tedder, Tax Collector on November 18, 2008.](#)
Attachment: [Baugh Unclaimed Funds.pdf](#)
- 51. [Approve appointment of Cherie Simmons as Property Custodian for Long Range Planning.](#)
Attachment: [Property Custodian Simmons.pdf](#)

COUNTY ATTORNEY

- 52. [Adopt a Resolution cancelling Tax Liens on property dedicated during the Development Review process for additional public road right-of-way on Banana Lake Road. \(\\$183.27 non-collectable revenue\)](#)
Attachment: [RESOLUTION to remove taxes 2010.pdf](#)
- 53. [Right-of-Way Agreement for Carter Road Easement Parcel 806. \(\\$750.00 one-time expense\)](#)
Attachment: [Backup Pcl 806.pdf](#)
Attachment: [Fiscal Impact 806.pdf](#)
- 54. [SET HEARING to consider requests to vacate easements and right-of-way. \(Suggested hearing date: April 21, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)
- 55. [Correction of reappointment of David L. Curry as a member of the Industrial Development Authority to a three-year term beginning February 20, 2010 through February 19, 2013. \(No fiscal impact\)](#)
- 56. [Approve payment of expert costs in the case of Polk County v. Fountain, et al., Parcel Nos: 145, 146 A&B, 711, 805 and 808. \(\\$8,000.00 one-time expense\)](#)

57. [Quit Claim Deed from Eila L. Daily and Kathleen M. Kaiser for property being donated for Conservation. \(\\$18.50 one-time expense\)](#)

Attachment: [Conservation Donation Daily Kaiser.pdf](#)
Attachment: [Conservation Donation Daily Kaiser 1.pdf](#)

58. [SET HEARING to consider adoption of an ordinance implementing provisions of the Polk County Home Rule Charter. \(Suggested hearing date: April 21, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

Attachment: [Provisions Home Rule Charter .pdf](#)

59. [Additional Right-of-Way for the Intersection of Citrus Ridge Drive at US Highway 27, Parcel 100. \(one-time expense \\$96,000.00\)](#)

Attachment: [Citrus Ridge US Hwy 27 Pcl 100 Fiscal.pdf](#)
Attachment: [Citrus Ridge US Hwy 27 Pcl 100 Backup.pdf](#)

60. [Correct a scrivener's error in the restated and amended development order resolution the Board adopted on March 17, 2010 for the Ridgewood Lakes DRI. \(No fiscal impact\)](#)

Attachment: [Ridgewood Lakes Exhibit 2 proposed changes.pdf](#)
Attachment: [Ridgewood Lakes Exhibit 3 clean corrected copy.pdf](#)
Attachment: [RidgewoodLakes Exhibit 1 scrivener's error.pdf](#)

ASSISTANT COUNTY MANAGER

61. [Polk HealthCare Plan Provider Agreement. \(Transfer of existing appropriations to medical providers\)](#)

Attachment: [Bartow HMA Phy Mgmt LLC 10 139 RM.pdf](#)

INFRASTRUCTURE MANAGEMENT

62. [Adopt Resolution Setting Speed Limits on Sands Road. \(\\$54.82 one-time expense\)](#)

Attachment: [Speed Limits Fiscal Impact Sands Road.pdf](#)
Attachment: [Speed Limits Approved Legal Review.pdf](#)
Attachment: [Speed Limits Approved Review by William Beasley.pdf](#)
Attachment: [Sands Road Speed Study.pdf](#)
Attachment: [Sands Road Maps.pdf](#)
Attachment: [Speed Limits Resolution Sands Road.pdf](#)

63. [School Bus Lease with the School Board of Polk County for the Parks and Recreation 2010 Summer Recreation Program. \(\\$9,000.00 Total program expense\)](#)

Attachment: [School Bus Lease with Legal Approval.pdf](#)

64. [Acceptance of the Shire at West Haven Phase 2 subdivision potable water and wastewater utility systems. \(No fiscal impact\)](#)

Attachment: [Shire at West Haven Backup.pdf](#)

65. [Acceptance of the Dales at West Haven subdivision potable water and wastewater utility systems. \(No fiscal impact\)](#)

Attachment: [Dales at West Haven Backup.pdf](#)

66. [Amendment No. 1 to Sublease Agreement No. 118 between the Board and the Bartow Municipal Airport Development Authority for approximately 2,352 square feet of office space in Building No. 250, Suites 1 and 2, located at the Bartow Municipal Airport. \(\\$10,680.00 annual expense\)](#)

Attachment: [10 0407 Lease 118 Bldg 250 FR 1 2 PWF I Oracle.pdf](#)
Attachment: [10 0407 Lease 118 Bldg 250 FR 1 2 Contract Map.pdf](#)
Attachment: [10 0407 Lease 118 Bldg 250 FR 1 2 FiscAppr Legal.pdf](#)

67. [Amendment No. 2 to Sublease Agreement No. 269 between the Board and the Bartow Municipal Airport Development Authority for approximately 3,000 square foot in a metal building No. 322, located at the Bartow Municipal Airport. \(\\$22,399.20 annual expense\)](#)

Attachment: [10 0407 Lease 269 Bldg 322 FR Trng FiscAppr Legal.pdf](#)

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Attachment: [10 0407 Lease 269 Bldg 322 FR Trng Contract Map.pdf](#)

Attachment: [10 0407 Lease 269 Bldg 322 FR Trng PWFI Oracle.pdf](#)

68. [Modification No. 3 to Consultant Services Authorization \(CSA\) No. 06-133-01 with URS Corporation Southern \(Consultant\) for the Helena Road Realignment Phase II Project. \(\\$34,686.00 one-time expense\)](#)

Attachment: [CSA 0613301 Mod3 Helena Rd P2 Backup.pdf](#)

69. [Easement donation to Tampa Electric Company \(TECO\). \(No fiscal impact\)](#)

Attachment: [TECO Easement Approvals.pdf](#)

Attachment: [TECO Easement.pdf](#)

70. [Amendment No. 2 to the Research Agreement with the University of Central Florida for the evaluation of alternative sulfide treatment processes. \(Time extension only\)](#)

Attachment: [UCF Research Agreement Amendment 2.pdf](#)

Attachment: [UCF Research Agreement Approvals.pdf](#)

71. [Purchase Agreement with Ann Louise Hooks for purchase of easement at the Lake Garfield Water Production Facility. \(\\$2,000.00 not to exceed cost\)](#)

Attachment: [Purchase Agreement Contract.pdf](#)

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

Attachment: [CAO Approval.pdf](#)

72. [Acceptance of the potable water and wastewater utility system improvements associated with the Ovation Phase One commercial development. \(No fiscal impact\)](#)

Attachment: [Ovation Phase One Backup.pdf](#)

73. [Acceptance of the Ovation Water Supply Facility associated with the Ovation Phase One commercial development and acceptance of a Warranty Deed from Armstrong Reunion, LLC. \(No fiscal impact\)](#)

Attachment: [Ovation WSF and Warranty Deed Backup.pdf](#)

74. [CSA No. 04-50-2, Modification No. 1, with Geosyntec Consultants for Additional Stakeholder Meetings and Engineering Cost Estimate for Tri-City Landfill Remedial Action Plan. \(\\$14,733.00 one-time expense\)](#)

Attachment: [CSA Modification 04 50 02 Tri City.pdf](#)

GROWTH MANAGEMENT

75. [SET HEARING to consider CU 10-03 \(Whispering Pines Wastewater Treatment Plant Expansion\). \(Suggested hearing date: April 21, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

76. [SET HEARING to consider CU 10-05 \(Whispering Pines Water Treatment Plant Expansion\). \(Suggested hearing date: April 21, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

77. [SET HEARING to consider \(DRI SUB 10-01\) a Substantial Deviation to the Green Bay Phosphate Chemical Plant Facility Development of Regional Impact. \(Suggested hearing date: May 19, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

78. [SET HEARING to consider adoption of CPA 09DRI-02, a Large Scale Comprehensive Plan Amendment and associated ordinances, for a text and map amendment to the I-4 Northeast Selected Area Plan \(SAP\). \(Suggested hearing date: May 5, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

79. [Estates at Lake Buffum Grove Phase Two Subdivision Plat Conditional Approval. \(No fiscal impact\)](#)

Attachment: [Estates at Lake Buffum Grove Phase Two.pdf](#)

80. [SET HEARING to consider adoption of a Small Scale Comprehensive Plan Amendment 10S-01 \(change the FLU on .42+/- acres from RLX to OCX within the Wahneta Neighborhood Plan\) and associated ordinance. \(Suggested hearing date: April 21, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)

81. [Estates at Lake Buffum Grove Phase One Subdivision Plat Conditional Approval. \(No fiscal impact\)](#)

Attachment: [Estates at Lake Buffum Grove Phase One.pdf](#)

82. [Cooperative Funding Agreement between the Southwest Florida Water Management District and Polk County for establishing vertical survey control. \(\\$100,000.00 one-time expense\)](#)

Attachment: [Fiscal Backup for NAVD Agreement.pdf](#)
Attachment: [Cooperative Funding Agreement SWFWMD.pdf](#)

HUMAN SERVICES

83. [Polk County Housing Finance Authority \(PCHFA\) Satisfaction of Mortgage and Security Agreement for Roy A. Fillingim and April L. Smith. \(No fiscal impact\)](#)

Attachment: [PCHFA Sat Roy Fillingim and April Smith 040710.pdf](#)
Attachment: [Fillingim and Smith 040710 Checklist.pdf](#)

84. [State Housing Initiatives Partnership \(SHIP\) Down Payment Assistance Program Satisfactions of Mortgage and Security Agreements for the families listed. \(No fiscal impact\)](#)

Attachment: [SHIP Sat 040710 Checklist.pdf](#)
Attachment: [SHIP DPA 040710.pdf](#)

85. [Tenant-Based Rental Assistance \(TBRA\) Payments Contracts for the families and the amounts listed with a Utility Reimbursement as indicated.](#)

Attachment: [TBRA Contracts.pdf](#)
Attachment: [TBRA Checklist.pdf](#)

86. [Housing Choice Voucher \(formerly Section 8\) Housing Assistance Payments \(HAP\) Contracts for the families and the amounts listed.](#)

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

87. [State Housing Initiatives Partnership \(SHIP\) Program Satisfaction of Rehabilitation Lien Agreement for Helen L. Brown. \(No fiscal impact\)](#)

Attachment: [Brown Helen 040710 Checklist.pdf](#)
Attachment: [Helen Brown Sat of Lien Agreement 040710.pdf](#)

88. [HOME Investment Partnership Program Satisfaction of Rehabilitation/Replacement Mortgage for Johnny Lee Willis and Lovie Pearl Willis. \(\\$152.25 revenue\)](#)

Attachment: [Willis Johnny and Lovie 040710 Checklist.pdf](#)
Attachment: [Willis Johnny and Lovie Sat of HOME Mtg 040710.pdf](#)

89. [HOME Investment Partnership Program Satisfaction of Rehabilitation/Replacement Mortgage for Bennie Jo Johnson, aka Bennie J. Johnson. \(\\$14,090.13 revenue\)](#)

Attachment: [Johnson Bennie HOME Sat of Lien 040710.pdf](#)
Attachment: [Johnson Bennie 040710 Checklist.pdf](#)

90. [Amendment 1 to Interlocal Agreement between the Board and the Polk Transit Authority. \(No fiscal impact\)](#)

Attachment: [Request for Legal Services.pdf](#)
Attachment: [Amendment 1 to Board and PTA Interlocal Agreement.pdf](#)

91. [Supplemental Joint Participation Agreement between the Board and the Florida Department of Transportation. \(\\$50,000.00 one-time revenue/\\$50,000.00 soft match required\)](#)

Attachment: [BoCC Authorizing Resolution.pdf](#)
Attachment: [Supplemental JPA.pdf](#)

PUBLIC SAFETY

92. [9-1-1 Dispatch Interlocal Agreement with the City of Davenport. \(\\$4,200.00 annual revenue\)](#)

Attachment: [Davenport Dispatch 10.pdf](#)

SUPPORT SERVICES

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93. [Keith & Schnars, P.A. assignment of existing master agreement and continuing contracts to CivilSurv Design Group, Inc., Lakeland, Florida. \(\\$58,866.28 one-time expense\)](#)

Attachment: [Keith and Schnars sale to CivilSurv.pdf](#)

94. [Keith & Schnars, P.A. assignment of existing master agreement and continuing contracts to CivilSurv Design Group, Inc., Lakeland, Florida. \(\\$193,899.81 one-time expense\)](#)

Attachment: [Keith and Schnars sale to CivilSurv.pdf](#)

95. [Professional Services Selection Committee's recommendation on RFP No. 10-025-CJC, Surveying and Mapping Services – Parks and Natural Resources. \(No fiscal impact\)](#)

Attachment: [Keith and Schnars sale to CivilSurv.pdf](#)

Attachment: [Surveying and Mapping Services Selection Committee Score Sheets.pdf](#)

96. [Amendment to Master Services Agreements No. 06-48, 06-49, 06-50, 06-51, 06-54, 06-56, 06-57, 06-58, 06-63, 06-64, 06-66, 06-67, 06-68, 06-69, and 06-70 with A.R.E.A. Real Estate Appraisers, Angeland Corporation d/b/a Boyd, Schmidt & Brannum, Clayton, Roper & Marshall, Inc., Compass Real Estate Consulting, Inc., Durrance & Associates, Florida Acquisition & Appraisal, Inc., Hayes Appraisal Group, HDR Acquisition Services, Inc., PARARA Services, Inc., PBS&J, Inc., RE Analysts, Inc., Stricklen Appraisal Services, P.A., The Appraisal Group of Central Florida, The Spivey Group, Inc., and Wilson Real Estate, Inc., respectively. \(Time extension only\)](#)

Attachment: [Florida Acquisition.pdf](#)

Attachment: [Compass.pdf](#)

Attachment: [PBSJ.pdf](#)

Attachment: [HDR Acquisition.pdf](#)

Attachment: [RE Analysts.pdf](#)

Attachment: [Clayton Roper.pdf](#)

Attachment: [PARARA.pdf](#)

Attachment: [Spivey.pdf](#)

Attachment: [Appraisal Group.pdf](#)

Attachment: [Wilson.pdf](#)

Attachment: [Stricklen.pdf](#)

Attachment: [Durrance.pdf](#)

Attachment: [Boyd Schmidt.pdf](#)

Attachment: [Hayes Appraisal.pdf](#)

Attachment: [AREA Real Estate.pdf](#)

97. [Amendment to Master Consulting Agreements No. 06-76 with URS Corporation Southern \(URS\), No. 06-77 with Moduss, Inc., No. 06-79 with PBS&J, and No. 06-80 with Faller, Davis & Associates, Inc. \(No fiscal impact\)](#)

Attachment: [PBSJ Master Agreement Extension.pdf](#)

Attachment: [Faller Davis Master Agreement Extension.pdf](#)

Attachment: [URS Master Agreement Extension.pdf](#)

Attachment: [Moduss Master Agreement Extension.pdf](#)

The Chairman adjourned the meeting at 6:30 p.m.