

Edwin Smith	- Aye
Randy Wilkinson	- Aye

B. PRESENTATIONS and RECOGNITIONS

3. [George Lindsey, Chairman of the Charter Review Commission, to give a status report to the Board.](#)

Minutes:

Mr. Lindsey thanked the Commissioners for their dedication to the Charter Review Commission. He gave an overview of the Charter Review Commission's schedule of meetings for 2010. He responded to questions regarding whether the school board can be brought under the Charter.

Upon question, Mr Lindsey stated that the Charter Review Commission has retained an attorney and a consultant.

4. [Present status report on the Neighborhood Stabilization Program by the Housing and Neighborhood Development Division staff along with Bruce Lyon, Swan Development Advisors, and Jeff Bagwell, Keystone Challenge Fund, Inc.](#)

Attachment: [Feb 17 BoCC NSP Presentation.pdf](#)

Minutes:

Director of Housing Neighborhood and Development Greg Alpers gave background information on the Neighborhood Stabilization Program. He stated that the goal is to provide affordable housing.

Bruce Lyon, Swan Development Advisors, presented slides outlining the Neighborhood Stabilization Program. He discussed polkhousing.com, target areas, foreclosed homes, property identification techniques, vendors, and qualifying home buyers. He reviewed the current status of the program and goals set for September 2010.

Upon question, Mr. Lyon stated that buyers are limited to the purchase of one home.

Upon question, Jeff Bagwell, Keystone Challenge Fund, Inc., stated that the average cost of acquiring and remodeling a house is \$97,000.00 He discussed improvements that can be made to properties, such as new energy efficient appliances and landscaping.

Mr. Alpers responded to questions regarding grant funds.

5. [Director of Business Development, Rodney Carson, will provide the Commission with a quarterly update.](#)

Attachment: [CFDC 1st Quarter Update 2010.pdf](#)

Minutes: Mr. Carson gave a 2009 fourth quarter Business Development update. He reviewed consultant and professional events, international missions and direct mail campaigns.

C. PROCLAMATIONS

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

6. [Disbursements.](#)

Attachment: [021710 Disbursements.pdf](#)

Motions:	
Approve and ratify disbursements.	- 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. [Minutes of Regular Board meeting held on February 3, 2010.](#)

Attachment: [020310 MIN.pdf](#)

Motions:

Approve minutes.	- PASS
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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

POLK COUNTY SUPERVISOR OF ELECTIONS

8. [Lori Edwards, Supervisor of Elections, to discuss proposed precinct changes that would improve voter convenience and/or accommodate municipal annexations.](#)

- Attachment: [Proposed Precinct 532.pdf](#)
- Attachment: [Proposed Precinct 531.pdf](#)
- Attachment: [Proposed Precinct 513.pdf](#)
- Attachment: [Proposed Precinct 516.pdf](#)
- Attachment: [Proposed Precinct 306.pdf](#)
- Attachment: [Proposed Precinct 539.pdf](#)
- Attachment: [Proposed Precinct 416.pdf](#)
- Attachment: [Proposed Precinct 413.pdf](#)
- Attachment: [Proposed Precinct 201.pdf](#)
- Attachment: [Proposed Precinct 418.pdf](#)
- Attachment: [Proposed Precinct 528.pdf](#)
- Attachment: [Proposed Precinct 408.pdf](#)
- Attachment: [Proposed Precinct 409.pdf](#)
- Attachment: [Proposed Precinct 410.pdf](#)
- Attachment: [Proposed Precinct 402.pdf](#)
- Attachment: [Proposed Precinct 414.pdf](#)
- Attachment: [Proposed Precinct 522.pdf](#)
- Attachment: [Proposed Precinct 404.pdf](#)
- Attachment: [Proposed Precinct 526.pdf](#)
- Attachment: [Proposed Precinct 111.pdf](#)
- Attachment: [Proposed Precinct 107.pdf](#)
- Attachment: [Proposed Precinct 530.pdf](#)
- Attachment: [Proposed Precinct 406.pdf](#)
- Attachment: [Proposed Precinct 533.pdf](#)
- Attachment: [Proposed Precinct 203.pdf](#)
- Attachment: [Proposed Precinct 403.pdf](#)
- Attachment: [Proposed Precinct 541.pdf](#)

Minutes: Ms. Edwards outlined the 27 proposed precinct changes and recommended approval.

Motions:

Approve precinct changes. - PASS

Vote Results

Motion: Jean Reed

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motion Minutes:

F. PUBLIC HEARING TO CONSIDER SETTLEMENT

9. [Public Hearing to consider approval of a mediated settlement with the landowner in the case of Polk County v. Smith, et al., Parcel No: 103. \(\\$345,000.00 one-time expense\)](#)

Attachment: [Parcel 103 Backup.pdf](#)

Minutes: Linda McKinley, Deputy County Attorney, reviewed the proposed mediated settlement and recommended approval.

Motions:

(1) Approve the mediated settlement with the landowners, Shreeji Padam, Inc., d/b/a Alamo Quick Mart, Radhe Enterprises, L. L. C., d/b/a Royal Liquor, and Paresh Amin, for a total of \$510,000, including all fees and costs, in settlement for Parcel 103; (2) Authorize the deposit of \$250,000 into the Registry of the Court; (3) Authorize issuance of a check in the amount of \$95,000 to the trust account of Tileston, Simon & Holloway, P.A. in full payment of all fees and costs; and (4) Authorize the County Attorney or outside counsel to take all steps necessary to conclude litigation with this landowner through the entry of a Stipulated 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)

H. COUNTY MANAGER (MICHAEL HERR)

10. [Supplemental Joint Participation Agreement between the Board and the Florida Department of Transportation. \(\\$238,405.00 one-time revenue/\\$238,405.00 soft match required\)](#)

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

Attachment: [Supplemental Joint Participation Agreement.pdf](#)

Minutes:

County Manager Mike Herr reviewed the Joint Participation Agreement and recommended approval.

Paul Simmons, Director Transit Services, stated the revenue will be used to contract with LYNX to provide curb to curb services. He stated that citizens call two hours in advance and curb service will be provided for \$2.00 per trip. Discussion followed.

Motions:

Approve Authorizing Resolution No. 10-032 and execution of the Supplemental Joint Participation Agreement between the Board and the Florida Department of Transportation for fiscal year 2009/2010 in the total amount of \$476,810.00. - PASS

Vote Results

Motion: Jean Reed

Second: Sam Johnson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

11. [Buck Consultants, LLC f/k/a Mellon Consultants, LLC, Renewal Amendment. \(\\$220,000.00 annual expense\)](#)

Attachment: [Amendment to Exhibit B 2008 Renewal.pdf](#)

Attachment: [Amendment to Exhibit B 2009 Renewal.pdf](#)

Attachment: [Buck Consultants Agreement thru Dec 2005.pdf](#)

Attachment: [Buck Consultant Utilization.pdf](#)

Attachment: [Amendment to Exhibit B 2010.pdf](#)

Minutes:

County Manager Mike Herr reviewed the renewal amendment with Buck Consultants, LLC and recommended approval.

Upon question, Mike Kushner, Director of Risk Management, stated that negotiations were made with Buck Consultants to reduce the overall costs of Medicare Advantage to 13.8%. He stated that retirees are insured at the same rate as the active employees.

Motions:

Approve a one-year optional extension of the contract with Buck Consultants in accordance with the Amendment at an annual retainer of \$220,000 from January 1, 2010, through December 31, 2010. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

12. [Construction Manager at Risk Authorization \(CMA\) No. 09-37-03 with Rodda Construction, Inc. for the renovation of the Bradley Junction Fire Station. \(\\$159,069.00 one-time expense\)](#)

- Attachment: [10 0217 Bradley Junction FS PWFI Oracle FiscAppr.pdf](#)
- Attachment: [10 0217 Bradley Junction FS Contract Map.pdf](#)
- Attachment: [10 0217 Bradley Junction FS ReqForLgl Cklist.pdf](#)

Minutes:

Don Stephenson, Facilities Management, reviewed CMA No. 07-37-03 with Rodda Construction for the renovation of the Bradley Junction Fire Station and recommended approval.

Motions:

Approve Construction Manager at Risk Authorization (CMA) No. 09-37-03 with Rodda Construction, Inc. for the renovation of the Bradley Junction Fire Station (\$159,069.00 one-time expense). - PASS

Vote Results

Motion: Edwin Smith

Second: Sam Johnson

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

I. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE

13. [Jeff Hancock to discuss Medical Examiners Office.](#)

Minutes:

Jeff Hancock discussed his concerns with the Polk County Sheriff's Office. He stated that his brother recently passed away and he was not able to view his body at the Medical Examiners Office. He questioned the Clerk's comments to Commissioner Johnson during the January 20, 2010, Board meeting.

Commissioner Johnson assured Mr. Hancock that there are no discussion of issues outside of the Boardroom.

14. [Mark Talbot, Republic Services, to discuss their new Single Stream Recycling Service.](#)

Minutes:

Mr. Talbot discussed the new Single Stream Recycling Center at Florida Refuse. He stated this will lower costs, expand services and promote recycling. He stated Cedar Trails Landfill will implement a new sorting system in 2011. Discussion followed.

Upon question, Mr. Talbot stated the amounts recycled at other Polk County recycling facilities will be included in Polk County's overall count of total tons recycled. Discussion followed.

81. [James Abercrombie to discuss the Land Development Code.](#)

Minutes:

James Abercrombie discussed his concerns with the Land Development Code and said the Board is not in compliance. He stated he is appealing the Board's decision and the Board is not following Florida Statutes.

County Attorney Michael Craig stated the Board is in compliance with the requirements of Florida Statutes.

- 84. [Elfriede Sweeney to discuss Polk County Sheriff's Office.](#)

Minutes:

Ms. Sweeney, Winter Haven resident, discussed issues with the Polk County Sheriff's Office.

- 83. [Alfredo Martinez and Carol Castagnero to discuss Taxpayer's monies.](#)

Minutes:

Alfredo Martinez, requested the Board recognize Native American Day and Columbus Day. He discussed his concerns with taxpayers' monies given to Florida Southern College and Legoland.

Carol Castagnero discussed her concerns with the funding of privately owned entities. She discussed how the majority of the Charter Review Commission members are residents of Lakeland and she does not think all cities in Polk County are represented fairly.

J. COMMISSIONER DISTRICT 1 (BOB ENGLISH, CHAIR)

K. COMMISSIONER DISTRICT 2 (RANDY WILKINSON)

- 15. [Re-appoint C. Deming Cowles to serve a three-year term on the Water Policy Advisory Committee.](#)

Attachment: [Deming Cowles Resume.pdf](#)

Minutes:

Motions:

Re-appoint C. Deming Cowles to serve on the Water Policy Advisory Committee for a three-year term beginning 02/17/2010 and ending 02/17/2013. - PASS

Vote Results

Motion: Randy Wilkinson

Second: Jean Reed

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

- 16. [Sex Offender Ordinance.](#)

Minutes:

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Commissioner Wilkinson discussed the Sex Offender Ordinance and suggested adding child safety zones to place distance restrictions on areas near daycares and parks.

Upon question, County Attorney Michael Craig stated that St. Johns and Miami-Dade counties have established child safety zone restrictions. He suggested a separate ordinance to avoid the grandfathering that restricts where predators can live.

Commissioner Wilkinson stated that the Board should set a hearing date after the Polk County Sheriff's Office has reviewed the proposed changes.

L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

17. [Comments.](#)

Minutes: Commissioner Smith thanked all those who showed concern during his recent illness.

M. COMMISSIONER DISTRICT 4 (JEAN REED)

18. [Discuss Florida Green Building Coalition.](#)

Minutes:

Commissioner Reed stated she will discuss the Florida Green Building Coalition at a later date.

Commissioner Reed stated that there is an increase in complaints in the Winter Haven area for loud music. She asked the County Attorney what could be done to control this nuisance.

County Attorney Michael Craig stated that the Sheriff's Office could be contacted for a recommendation on how to address the noise issue.

Commissioner Reed stated she recently attended a neighborhood watch meeting in Poinciana at which citizens discussed their concerns with a resident who is threatening children and adults.

Ms. Reed said she attended the Cattleman's Association Rodeo in Bartow.

N. COMMISSIONER DISTRICT 5 (SAM JOHNSON)

19. [Comments.](#)

Minutes: Commissioner Johnson stated the County's website should focus on The 2010 Census and it should be the first topic to be seen by website users.

O. LAY BOARD APPOINTMENTS

20. [Adopt a Resolution appointing Lynn W. Rhodes, Esquire to serve a one year term as a hearing officer to preside over Dangerous Dog and Vicious Dog hearings for the Polk County Sheriff's Animal Services section. \(No fiscal impact\)](#)

Attachment: [L Rhodes Resume animal svc.pdf](#)

Attachment: [Animal Svc Hrg Ofr Resolution L Rhodes.pdf](#)

Minutes:

Motions:

Adopt Resolution No. 10-033 approving the appointment of Lynn W. Rhodes as a hearing officer to preside over Dangerous Dog and Vicious Dog hearings. - PASS

Vote Results

Motion: Edwin Smith

Second: Sam Johnson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

21. [Appoint Christine Samuel to the Workforce Development Board for a three-year term effective February 17, 2010. \(No fiscal impact\)](#)

Attachment: [Christine Samuel Nomination-Bio.pdf](#)

Minutes:

Motions:

Appoint Christine Samuel, Treasurer, Agricultural and Labor Program, Inc., aka ALPI, to the Workforce Development Board, representing the Private not for Profit/Management or Policy Responsibility, to serve a three-year term effective February 17, 2010. - PASS

Vote Results

Motion: Sam Johnson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

22. [Appoint Diana Simmons to the Workforce Development Board for a three-year term effective February 17, 2010. \(No fiscal impact\)](#)

Attachment: [Diana Simmons Nomination.pdf](#)

Attachment: [Diana Simmons Resume.pdf](#)

Minutes:

Motions:

Appoint Diana Simmons, School Director, Florida Career Institute, to the Workforce Development Board, representing the Private for profit/Chief Executive Officer, to serve a three-year term effective February 17, 2010. - PASS

Vote Results

Motion: Jean Reed

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

Motion Minutes: Commissioner Wilkinson discussed the selection of 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

23. [Transmittal of an Ordinance adopting CPA 10A-01 to change the Future Land Use from Rural Cluster Center \(RCC\) to Institutional \(INST\) on approximately 4.61+ acres to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10A 01 Transmittal Staff Report.pdf](#)
Attachment: [CPA 10A 01 Ordinance.pdf](#)

Minutes:

County Attorney Michael Craig explained the procedure for public hearings. He swore in all who plan to give testimony today.

Aaron Flint, Long Range Planning Division, reviewed the Staff Report for CPA 10A-01, an applicant initiated amendment to the Polk County Comprehensive Plan. He demonstrated the subject site and stated the Planning Commission and staff recommend approval to transmit CPA 10A-01 to DCA.

The Chairman opened a public hearing; no one spoke.

Motions:	
Transmit Comprehensive Plan Amendment (CPA) 10A-01 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

24. [Transmittal of an Ordinance adopting CPA 10A-02 to change the Future Land Use 1.25± acres from Agriculture/Residential-Rural X \(A/RRX\) to Commercial Enclave X \(CEX\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

Attachment: [CPA 10A 02 Transmittal Staff Report.pdf](#)
Attachment: [CPA 10A 02 Ordinance.pdf](#)

Minutes:

Albert Frederick, Long Range Planning Division, reviewed the Staff Report for CPA 10A-02, an applicant initiated amendment to the Comprehensive Plan. He demonstrated the subject site and gave historical information. He discussed compatibility and outlined the land uses in the surrounding area. He discussed environmental conditions related to the subject property. He reviewed Comprehensive Plan Policies 2.112-A1 and Policy 2.112-A3. He stated the Planning Commission voted 6-1 to deny to transmit this proposed amendment, and staff recommends the Board deny to transmit also.

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The Chairman opened a public hearing.

Jacqueline Smith stated she requested this land use change to allow her to construct North Lakeland Home Run Batting Cages. She introduced her granddaughter, who narrated a presentation about the proposed use.

Mitch Crock, representing Cypress Lakes, asked the Board to deny this application. He discussed traffic safety issues in the area.

Ms. Smith stated the batting cages will only be open from 6:00 p.m. to 9:00 p.m. during the week and on the weekends. She said the traffic impact will be negligible.

The Chairman closed the public hearing.

Upon question, Mr. Frederick stated while he has no way of knowing how DCA might rule, he would expect DCA to deny this request for a land use change.

Chanda Bennett, Long Range Planning Division, stated this is in the Green Swamp Area of Critical State Concern. She discussed the Comprehensive Plan Policy related to Location Criteria. She said this property is residentially developed, homesteaded property.

Aaron Flint, Long Range Planning Division, stated staff recommended other land use options for consideration by the applicant, but ultimately the applicant decided to apply for the CEX land use designation.

Following discussion, Mr. Flint stated the current land use is ARRXX.

Mr. Frederick listed the commercial uses which would be allowed.

Ms. Smith stated prior to purchasing this property, she investigated its history. She stated the use she is proposing will be an investment in the community.

Commissioner Smith moved to deny transmittal of CPA 10A-02 to the Florida Department of Community Affairs. The motion died for lack of a second.

Commissioner Reed moved to Transmit CPA 10A-02 to the Florida Department of Community Affairs. Commissioner Wilkinson seconded the motion; however, after discussion, he withdrew his second.

Discussion followed.

Motions:

Deny transmittal of Comprehensive Plan Amendment (CPA) 10A-02 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Randy Wilkinson

Second: Edwin Smith

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Nay

Edwin Smith - Aye

Randy Wilkinson - Aye

25. [Transmittal of an Ordinance adopting CPA 10A-04 to change the Future Land Use on 84.6± acres from Agriculture/Residential-Rural \(A/RR\) to Residential Low \(RL\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

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

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

Minutes:

Aaron Flint, Long Range Planning Division, reviewed the Staff Report for CPA 10A-04, an applicant initiated request to amend

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the Comprehensive Plan. He demonstrated the location of the subject site. He discussed the consistency with the Comprehensive Plan and stated staff and the Planning Commission recommend approval to transmit CPA 10A-04 to DCA.

The Chairman opened a public hearing.

Pete Bell stated he is a land planner with Ridge Professional Group and is representing the Lanier family. He said his client favors transmittal.

The Chairman closed the public hearing.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-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

Motion Minutes:

26. [Transmittal of an Ordinance adopting CPA 10A-05 to amend the text of Policy 2.132-B5, Modified Special Uses, to eliminate the 5,000 square foot building footprint limitation on proposed structures in a residentially based mixed use developments within the Green Swamp Ridge Special Protection Area \(Ridge-SPA\). \(No fiscal impact\)](#)

Attachment: [CPA 10A 05 Transmittal staff report.pdf](#)

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

Minutes:

Ana Martinez, Long Range Planning Division, reviewed the Staff Report for CPA 10A-05, an applicant initiated request to amend the Comprehensive Plan. She demonstrated the location of the subject site and discussed Comprehensive Plan Policies relevant to this request. She discussed compatibility with the surrounding area. She said staff and the Planning Commission recommend approval to transmit CPA 10A-05 to DCA.

The Chairman opened a public hearing.

Pete Bell said he is a land planner with Ridge Professional Group and is here representing Bob Marks who is asking the Board to eliminate a policy which accomplishes no purpose. He explained why he feels this policy should be eliminated from the Comprehensive Plan.

The Chairman closed the public hearing.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-05 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Edwin Smith

Second: Jean Reed

Bob English - Aye

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

27. [Transmittal of Ordinances \(Parts 1 & 2\): Part 1 adopting CPA 10A-07 to change the Future Land Use on 20.96 +/- acres in the UDA, US 27 SAP, and Ridge SPA from Residential Low X \(RLX\) to Professional Institutional X \(PIX\); and Part 2 amend Policy 2.131-C4,f, and the policies under Objectives 2.131-G, L, and N. \(No fiscal impact\)](#)

Attachment: [CPA 10A 07 Ordinance Part 1.pdf](#)
Attachment: [CPA 10A 07 Ordinance Part 2.pdf](#)
Attachment: [CPA 10A 07 Transmittal Staff Report.pdf](#)

Minutes:

Chanda Bennett, Long Range Planning Division, reviewed the Staff Report noting that this applicant initiated request has two-parts: Part 1 is a request for a land use change; and Part 2 amends text in the Comprehensive Plan. She discussed the permitted uses, compatibility and policies in the Comprehensive Plan which will be affected by this request. She stated staff and the Planning Commission recommend approval to transmit both Part 1 and Part 2 of CPA 10A-07 to DCA.

Discussion followed.

Jack Brandon, attorney with the law firm of Peterson and Myers, stated he is representing the property owner. He discussed the selected area plan conducted in this area. He said there is a need for office-type commercial growth in this portion of the County. He said this is a good Comprehensive Plan amendment and he recommends approval to transmit.

The Chairman opened a public hearing; no one spoke.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-07 Part 2 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Randy Wilkinson

Second: Sam Johnson

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

Edwin Smith - Aye

Randy Wilkinson - Aye

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-07 Part 1 to the Florida Department of Community Affairs. - PASS

Vote Results

Motion: Randy Wilkinson

Second: Jean Reed

Bob English - Aye

Sam Johnson - Aye

Jean Reed - Aye

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Edwin Smith	- Aye
Randy Wilkinson	- Aye

28. [Transmittal of an Ordinance adopting CPA 10A-08 to amend the text of the Polk County Comprehensive Plan to modify POLICY 2.132-D10, E.R. Jahna Ranch Sand Mine Settlement Agreement. \(No fiscal impact\)](#)

Attachment: [CPA 10A 08 Ordinance.pdf](#)
Attachment: [CPA 10A 08 Transmittal Staff Report.pdf](#)

Minutes:

Eric Peterson, Long Range Planning Division, gave historical information and reviewed the Staff Report for CPA 10A-08, an applicant initiated text amendment to the Comprehensive Plan. He demonstrated the subject site and reviewed the proposed text requested by the applicant. He said the Planning Commission and staff recommend approval to transmit CPA 10A-08 to DCA.

The Chairman opened a public hearing; no one spoke.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-08 to the Florida Department of Community Affairs.	- PASS
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Vote Results

Motion: Sam Johnson

Second: Randy Wilkinson

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

29. [Transmittal of an Ordinance adopting CPA 10A-10 to change the Future Land Use on 3.8+/- acres from Residential Suburban \(RS\) to Business Park Center \(BPC\) to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

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

Minutes:

Aaron Flint, Long Range Planning Division, reviewed the Staff Report for CPA 10A-10, an applicant initiated request to amend the Comprehensive Plan. He demonstrated the location of the subject site and discussed the land uses in the area noting that this is an industrial district. He reviewed consistency. He stated staff and the Planning Commission recommend approval to transmit CPA 10A-10 to DCA.

The Chairman opened a public hearing.

Merle Bishop, Kimley Horn and Associates, stated he represents the applicant and requested the Board transmit this to DCA.

The Chairman closed the hearing.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-10 to the Florida Department of Community Affairs.	- PASS
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Vote Results

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

30. [Transmittal of an Ordinance \(Parts 1 & 2\) adopting CPA 10A-11 to creating text \(Part 1\) for a new Selected Area Plan \(Brewster SAP\) and changing the Future Land Use designations \(Part 2\) within the SAP boundary to the Florida Department of Community Affairs. \(No fiscal impact\)](#)

- Attachment: [CPA 10A 11 Ordinance Part 2.pdf](#)
- Attachment: [CPA 10A 11 Transmittal Staff Report.pdf](#)
- Attachment: [CPA 10A 11 Ordinance Part 1.pdf](#)

Minutes:

Amee Bailey, Long Range Planning Division, reviewed the Staff Report for CPA 10A-11, a two-part, joint applicant initiated and County initiated request to amend the Comprehensive Plan. She discussed the unique features and the Comprehensive Plan Policies affected by this request. She reviewed the Bone Valley Selected Area Study (SAS) and demonstrated the subject site. She outlined the basic principles of the request and highlighted the land uses in the area. She stated staff and the Planning Commission recommend approval to transmit both Part 1 and Part 2 to DCA.

The Chairman opened a public hearing; no one spoke.

Motions:	
Transmit Comprehensive Plan Amendment (CPA) 10A-11, Part 1 to the Florida Department of Community Affairs. Affairs.	- PASS
Vote Results	
Motion: Jean Reed	
Second: Edwin Smith	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye
Randy Wilkinson	- Aye

Motions:	
Transmit Comprehensive Plan Amendment (CPA) 10A-11 Part 2 to the Florida Department of Community Affairs.	- PASS
Vote Results	
Motion: Jean Reed	
Second: Edwin Smith	
Bob English	- Aye
Sam Johnson	- Aye
Jean Reed	- Aye
Edwin Smith	- Aye

Randy Wilkinson - Aye

31. [Transmittal of an Ordinance adopting CPA 10A-12 to change the Future Land Use Map from Employment Center-X \(ECX\) to Institutional-X \(INSTX\) on approximately 9+ acres \(Site 1\) and Residential Low-X \(RLX\) to Employment Center-X \(ECX\) on approximately 9.78+ acres \(Site 2\). \(No fiscal impact\)](#)

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

Minutes:

Thado Hays, Long Range Planning Division, reviewed the staff report. He showed slides of the area and reported that the Planning Commission and staff recommend approval to transmit CPA 10A-12 to DCA.

The Chairman opened a public hearing; no one spoke.

Motions:

Transmit Comprehensive Plan Amendment (CPA) 10A-12 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

Q. CONSENT AGENDA ITEMS

ACCOUNTANT, AUDITOR and CLERK TO THE BOARD

32. [Removal of equipment from inventory as listed on Blanket Removal Form 1853.](#)

Attachment: [Blanket Removal Form 1853.pdf](#)

33. [Minutes of the Golden Lakes Community Development District dated August 4, 2009.](#)

34. [Accept Annual Financial Audit Report and Independent Auditors' Report for the Housing Finance Authority of Polk County.](#)

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

Attachment: [Tax Deed Sale 012110.pdf](#)

36. [Approve appointments of Property Custodians for Budget and Management Services, Construction and Testing, and Purchasing.](#)

Attachment: [Property Custodian Martin.pdf](#)
Attachment: [Property Custodian Wilke.pdf](#)
Attachment: [Property Custodian Lewis.pdf](#)

37. [Satisfaction of road assessment lien for Michael Shelton.](#)

Attachment: [Shelton.pdf](#)

COUNTY ATTORNEY

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38. [Right-of-Way Purchase for Kathleen Road Phase II Improvement Project, Parcel 189 \(\\$97,000.00 one-time expense\)](#)
Attachment: [Kathleen Rd Ph II Pcl 189.pdf](#)
Attachment: [Kathleen Rd Ph II Pcl 189.pdf](#)
39. [Right-of-Way purchase for the North Ridge Trail Project, Parcel 103. \(\\$4,200.00 one-time expense\)](#)
Attachment: [Northridge Trail Pcl 103 Backup.pdf](#)
Attachment: [Northridge Trail Pcl 103 Fiscal Impact NRT.pdf](#)
40. [Right-of-Way purchase for the North Ridge Trail Project, Parcel 106. \(\\$7,875.00 one-time expense\)](#)
Attachment: [Northridge Trail Pcl 106 Fiscal Impact .pdf](#)
Attachment: [Northridge Trail Pcl 106 Backup .pdf](#)
41. [SET HEARING DATE to consider adoption of an ordinance which shall be known as "Polk County, Florida Recovery Zone Designation Ordinance." \(Suggested hearing date: March 3, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)
42. [SET HEARING DATE to consider adoption of an ordinance amending Ordinance 08-065, Regulating Maximum Prices Tow Trucks can charge. \(Suggested hearing date: March 3, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)
43. [Approve Subordination Agreement between the City of Lakeland and Polk County for Parcel 105 needed for the County Line Road Improvement Project. \(\\$61.00 one-time expense\)](#)
Attachment: [Backup.pdf](#)
Attachment: [Fiscal Impact.pdf](#)
44. [SET HEARING DATE to consider requests to vacate an easement and rights-of-way. \(Suggested hearing date: March 17, 2010, at 1:30 p.m.\) \(No fiscal impact\)](#)
45. [Quit Claim Deed from Ira H. Monosson for property being donated for Conservation. \(\\$18.50 one-time expense\)](#)
Attachment: [Conservation Donation Monosson.pdf](#)
Attachment: [Conservation Donation Monosson.pdf](#)
46. [Right-of-Way Purchase for Berkley Road Phase IV and County Road 559-A Improvement Project, Parcels 128 and 129. \(\\$94,763.75 one-time expense\)](#)
Attachment: [Berkley Ph 4 Pcls 128 129 Fiscal.pdf](#)
Attachment: [Berkley Ph 4 Pcls 128 129 Backup.pdf](#)
47. [Addendum to Option Agreement between FX Bar Ranch, Inc., Joyce Fewox and Polk County \(Agreement approved by Board on February 4, 2009\). \(No fiscal impact\)](#)
Attachment: [Fewox.pdf](#)

CENTRAL FLORIDA DEVELOPMENT COUNCIL

48. [Revenue Sharing Agreement with Polk County Tourism and Sports Marketing and the City of Winter Haven. \(\\$27,500.00 one-time expense\)](#)
Attachment: [City of Winter Haven Legal Purple.pdf](#)
Attachment: [City of Winter Haven Agreement.pdf](#)
Attachment: [City of Winter Haven Legal Pink.pdf](#)
49. [Tourism's Sports Marketing Sponsorship Funding Assistance with Lake Gibson High School for the FHSAA Regional Wrestling Tournament. \(\\$1,500.00 one-time expense\)](#)
Attachment: [Lake Gibson Regional Wrestling Legal Pink.pdf](#)
Attachment: [Lake Gibson Regional Wrestling Agreement.pdf](#)
Attachment: [Lake Gibson Regional Wrestling Legal Purple.pdf](#)

INFRASTRUCTURE MANAGEMENT

50. [Title III Older Americans' Act Nutrition Program Lease Agreement Extensions \(Lease Numbers 167-City of Auburndale, 167B-Catholic Charities of Central Florida, 167C-City of Eagle Lake, 167D-City of Ft. Meade, 167H-City of Lake Wales, 167I-City of Mulberry, 167J-Winter Haven Neighborhood Service Center, 167K-City of Winter Haven, and new lease 167N-City of Haines City. \(\\$7,800.00 annual expense from grant funds\)](#)

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Attachment: [10 0217 Fellow Dining Lease PWFI Oracle FiscAppr.pdf](#)

Attachment: [10 0217 Fellow Dining Lease ReqForLgt.pdf](#)

Attachment: [10 0217 Fellow Dining Lease Contracts Maps.pdf](#)

51. [Amendment to Work Squad Contract No. WS506 between Florida Department of Correction \(FDOC\) and Polk County extending the contract through March 8, 2011. \(\\$55,717.00 one-time expense\)](#)

Attachment: [Department of Corrections Contract WS506 Amendment 1.pdf](#)

52. [CSA No.04-46-25 with Jones Edmunds & Associates Inc., for engineering services on the North Central Landfill Stormwater Liner Replacement Project. \(\\$46,695.88 one-time expense\)](#)

Attachment: [CSA 04 46 25.pdf](#)

53. [Change Order No. 1 to Contract No. 09-106 with Transportation Structures, Inc. \(Contractor\) for the Adell Road Bridge Replacement Project. \(Decreases the contract amount by \\$24,967.36\)](#)

Attachment: [CO1 Contr 09106 AdellRdBR Backup.pdf](#)

54. [Adopt Resolution Setting Speed Limits on Crooked Lake Drive North. \(\\$164.46 one-time expense\)](#)

Attachment: [Speed Limits Approved Review by William Beasley.pdf](#)

Attachment: [Speed Limits Fiscal Impact Crooked Lake Drive North.pdf](#)

Attachment: [Crooked Lake Drive North Speed Study.pdf](#)

Attachment: [Crooked Lake Drive North Maps.pdf](#)

Attachment: [Speed Limits Resolution Crooked Lake Drive North.pdf](#)

Attachment: [Speed Limits Approved Legal Review.pdf](#)

55. [Acceptance of donated easement from R.K.M. Marcum, Inc. \(No fiscal impact\)](#)

Attachment: [RKM Marcum Easement Approvals.pdf](#)

Attachment: [RKM Marcum Easement Contract.pdf](#)

56. [Acceptance of a donated easement from Land Central LLC, and acceptance of Cedarcrest subdivision water, reclaimed water, and wastewater system improvements for ownership, operation, and maintenance by Polk County Utilities. \(No fiscal impact\)](#)

Attachment: [Cedarcrest Backup.pdf](#)

57. [Commercial Collection License application from Advanced Disposal Services Central FL., LLC to obtain a License to transport commercial waste. \(\\$1,500.00 one-time revenue\)](#)

Attachment: [License to Haul Advanced Disposal Services Central FL LLC.pdf](#)

58. [Extension of Florida Department of Environmental Protection Grant IG8-10, Asphalt Shingle Recycling to October 31, 2010. \(time extension only\)](#)

Attachment: [DEP AGREEMENT No IG8-10 Amendment No 2 Asphalt Shingle Recycling.pdf](#)

59. [Interlocal Agreement with the City of Lakeland for continued use of City property for hiking and biking trails at Loyce E. Harpe Park. \(\\$4,271.24 not to exceed cost\)](#)

Attachment: [LoyceEHarpePark Interlocal Agreement City of Lakeland.pdf](#)

Attachment: [LoyceEHarpePark Proposed Fencing Location Map.pdf](#)

GROWTH MANAGEMENT

60. [SET HEARING DATE to consider the adoption of an ordinance \(LDC 09T-30\) amending the Land Development Code. \(Suggested hearing dates: March 3, 2010, and March 17, 2010\) \(No fiscal impact\)](#)

61. [SET HEARING DATE to consider the adoption of an ordinance \(LDC 10T-03\) amending the Land Development Code. \(Suggested hearing dates: March 3, 2010, and March 17, 2010\) \(No fiscal impact\)](#)

62. [SET HEARING DATE to consider the adoption of an ordinance \(LDC 10T-04\) amending the Land Development Code. \(Suggested hearing dates: March 3, 2010, and March 17, 2010\) \(No fiscal impact\)](#)

HUMAN SERVICES

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63. [Hurricane Housing Recovery \(HHR\) Program Satisfaction of Rehabilitation/Reconstruction Lien Agreement and Rehabilitation/Reconstruction Deferred Mortgage and Security Agreement and Mortgage Note for William F. Loyd. \(\\$91,265.00 one-time revenue\)](#)

Attachment: [HHR Sat William F Loyd 021710.pdf](#)

Attachment: [Loyd William Checklist.pdf](#)

64. [State Housing Initiatives Partnership \(SHIP\) Program Rehabilitation/Reconstruction Agreements for Esbeida R. Alvarado. \(\\$98,491.00 one-time expense\)](#)

Attachment: [Alvarado Esbeida Checklist.pdf](#)

Attachment: [SHIP Reh Esbeida R Alvarado 021710.pdf](#)

65. [State Housing Initiatives Partnership \(SHIP\) Program Rehabilitation/Reconstruction Agreements for Victoria I. Rodriguez. \(\\$95,085.00 one-time expense\)](#)

Attachment: [SHIP Reh Victoria I Rodriguez 021710.pdf](#)

Attachment: [Rodriguez Victoria Checklist.pdf](#)

66. [State Housing Initiatives Partnership \(SHIP\) Program Down Payment Assistance Subordination Agreement for Carl Robertson and Tontalya N. Robertson. \(No fiscal impact\)](#)

Attachment: [SHIP Subordination Carl Robertson 021710.pdf](#)

Attachment: [Robertson Carl Checklist.pdf](#)

67. [State Housing Initiatives Partnership \(SHIP\) Program Rehabilitation Lien Agreement for Nicholas Hernandez and Barbara Hernandez. \(No fiscal impact\)](#)

Attachment: [Robertson Carl Checklist.pdf](#)

Attachment: [SHIP Sat Nicholas Hernandez 021710.pdf](#)

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

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

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

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

Attachment: [TBRA Checklist.pdf](#)

Attachment: [TBRA Contracts.pdf](#)

70. [HOME Investment Partnerships \(HOME\) Program Addendum No. 1 to the HOME Deferred Mortgage and Security Agreement and Mortgage Note for Robert Thomas Brinson, Jr., aka Robert Thomas Brinson and Heidi Sue Thomas. \(\\$60.00 Reduction in Expenditures\)](#)

Attachment: [Robert Thomas Brinson Addendum No 1 021710.pdf](#)

Attachment: [Brinson Robert Thomas Checklist.pdf](#)

71. [Standard Coordination Agreement between the Board and Faith in Action of North Lakeland, Inc. \(No fiscal impact\)](#)

Attachment: [Faith in Action N Lakeland Coordination Agreement.pdf](#)

Attachment: [Faith in Action Insurance Confirmation.pdf](#)

72. [Substitution of Bus Service Agreement between the Board and the Central Florida Regional Transportation Authority for the operation of public transit service in the community or Poinciana through September 30, 2012. \(No fiscal impact\)](#)

Attachment: [Corrected Bus Service Agreement Between BoCC and Lynx.pdf](#)

73. [Order Rescinding Demolition Lien against Bobbie N. Daniel and Douglas W. Daniel. \(No fiscal impact\)](#)

Attachment: [Order Rescinding Lien CE 01 1712 Checklist.pdf](#)

Attachment: [CE0101712 ORL.pdf](#)

74. [Order Rescinding Demolition Lien against Tony W. Hunt and Mary C. Hunt. \(No fiscal impact\)](#)

Attachment: [Order Rescinding Lien CE 96 5139.pdf](#)

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Attachment: [CE9605139 ORL.pdf](#)

PUBLIC SAFETY

75. [Modification to the Emergency Management Preparedness and Assistance Subgrant Agreement. \(\\$156,957.26 one-time revenue\)](#)

Attachment: [EMPA Modification.pdf](#)

76. [9-1-1 Dispatch Interlocal Agreements with the cities of Auburndale, Fort Meade, Frostproof, Haines City, Lake Wales, Winter Haven, Town of Dundee and Hardee County. \(\\$186,800.00 annual revenue\)](#)

Attachment: [Auburndale Dispatch.pdf](#)

Attachment: [Fort Meade Dispatch.pdf](#)

Attachment: [Lake Wales Dispatch.pdf](#)

Attachment: [WH Dispatch.pdf](#)

Attachment: [Frostproof Dispatch.pdf](#)

Attachment: [Haines City Dispatch.pdf](#)

Attachment: [Hardee County Dispatch.pdf](#)

Attachment: [Dundee Dispatch.pdf](#)

SUPPORT SERVICES

77. [Master Services Agreements for Miscellaneous Environmental Lands Management Services for Parks and Natural Resources. \(No fiscal impact\)](#)

Attachment: [Breedlove Dennis Associates Master Services Agreement.pdf](#)

Attachment: [Water and Air Research Master Services Agreement.pdf](#)

Attachment: [Wildlands Conservation Master Services Agreement.pdf](#)

78. [Modification No. 1 for Consultant Services Authorization \(CSA\) 06-79-02 with Post Buckley, Schuh and Jernigan, Inc., d/b/a \(PBS&J\). \(Time extension only\)](#)

Attachment: [PBSJ Christina Watershed CSA Extension.pdf](#)

79. [Execute the long term discount agreement with Philips Medical Systems of Andover, Massachusetts for the purchase of HeartStart MRx monitor/defibrillator products and Continuous Positive Pressure Ventilation \(CPAP\) products. \(No fiscal impact\)](#)

Attachment: [Philips Long Term Agreement 1.pdf](#)

80. [Selection Committee's recommendation on RFP No. 10-021-CAR, Underwriting Services. \(No fiscal impact\)](#)

Attachment: [Underwriting services score sheets.pdf](#)

The Chairman adjourned the meeting at 5:05 p.m.