

**HARDEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
THURSDAY, MAY 9, 2002 8:30 A.M.
PARK PLACE, WAUCHULA, FL
A G E N D A**

Commissioners:	District I	William R. Lambert, Jr.
	District II	Clifton N. Timmerman
	District III	Gordon R. Norris
	District IV	E. Milton Lanier
	District V	Walter B. Olliff, Jr.

Interim County Manager Lexton H. Albritton, Jr.	Office Manager Susan Dick
Clerk B. Hugh Bradley	Deputy Clerk Darlene Ward
County Attorney Ken Evers	

Chairman Olliff – Call to Order.

Invocation by Rev. Brad Hoffmann followed by Pledge to Flag.

MINUTES FOR APPROVAL: **Planning Session of 04/19/02 8:30 a.m.**
 Regular BCC Meeting of 04/25/02 8:30 a.m.
 Regular BCC Zoning Meeting of 04/25/02 1:30 p.m.

APPROVAL OF AGENDA

APPOINTMENTS:

Tab 1
8:30 a.m. **Dept. of Children and Families - Request approval and authorization for Chairman to sign a proclamation proclaiming the Month of May 2002 as Foster Parent Month in Hardee County.**

Action recommended: Motion to approve and authorize Chairman to sign Proclamation.

Copy of Proclamation provided.

Tab 2
9:00 a.m. **Mike Cassidy - Request direction concerning foreclosure of property (Special Master Case No. 99-04) William H. Walters.**

Action recommended: Board's discretion.

Copy of memo from Mike Cassidy dated 04/25/02, map, photo and title search provided.

Tab 3
9:15 a.m. **PUBLIC HEARING (Affidavit of Publication) Kathy Crawford – Request approval and authorization for Chairman to sign Ordinance No. 02-18, amending Ordinance 02-17 to include an exception to the collection portion of the solid waste assessment for disabled veterans.**

Action recommended: Motion to approve and authorize Chairman to sign Ordinance No. 02-18.

Copy of Ordinance 02-18 provided.

Tab 4

9:15 a.m.

PUBLIC HEARING (Affidavit of Publication) Kathy Crawford – Request approval and authorization for Chairman to sign Ordinance No. 02-19, amending Ordinance 01-06 providing for an exception for disabled veterans to the fire assessment.

Action recommended: Motion to approve and authorize Chairman to sign Ordinance No. 02-19.

Copy of Ordinance 02-19 provided.

COUNTY ATTORNEY - GENERAL RULES OF PROCEDURE

Ladies and Gentlemen:

This is a quasi-judicial proceeding and any decision of the Board must be supported by substantial and competent evidence. In rendering its decision the Board shall rely solely upon the testimony which is relevant and material and any testimony given in the form of an opinion will not be relied upon unless given by a qualified witness.

You shall have the right to give testimony, and to present evidence and witnesses. The applicant, the Board and any interested persons shall be given an opportunity to ask question of any witness. Any persons who wishes to testify shall be administered an oath to swear or affirm to tell the truth.

At this time, if there is anyone who wishes to testify before the Board, please rise for the administration of the Oath.

Tab 5

9:30 a.m.

PUBLIC HEARING (Affidavit of Publication) Mike Cassidy - Board of County Commissioners by and through its Authorized Representative requests a Rezone of 39.68MOL ac of a 50MOL-ac-parent-parcel from F-R to P-I for the proposed construction/operation of a wastewater treatment plant.

Action recommended: Planning and Zoning Board and staff recommend approval.

Copy of Application, letter of recommendation & staff report provided.

ALSO:

Board of County Commissioners/Industrial Development Authority by and through their Authorized Representative requests a Rezone of 10.32MOL ac of a 50MOL-ac-parent-parcel from F-R (Farm-Residential) to R-3 (Multiple Family Residential).

Action recommended: Planning and Zoning Board and staff recommend approval.

Copy of Application, letter of recommendation & staff report provided.

Tab 6

10:00 a.m. 1st PUBLIC HEARING (Affidavit of Publication) Ty DeJesus – 1st public hearing to receive input relating to the CDBG Economic Development application process (10 Mile Grade project).

Action recommended: No action required.

Copy of memo dated 05/02/02 from Ty DeJesus provided.

Tab 7

10:30 a.m. Capt. Ferrell Hendrix – Request approval and authorization for Chairman to sign Universal Hiring (COPS) Federal Grant application.

Action recommended: Motion to approve and authorize Chairman to sign Universal Hiring (COPS) Federal Grant application.

Copy of letter dated 05/02/02 from Capt. E. F. Hendrix provided.

Tab 8

10:45 a.m. Henry Corriggio, The Legend Group, Inc. – Presentation of Retirement Plan Services Proposal (457 Retirement Savings Program).

Action recommended: Motion to approve and authorize Chairman to sign Adoption Agreement.

Copy of Proposal, Deferred Compensation Plan and Trust, Sample Adoption Agreement and Comparison of Deferred Compensation providers provided.

Tab 9

11:15 a.m. Gene Schriener, Craig A. Smith & Assoc. – Request approval for the Wauchula Hills engineering proposal for water improvements at a cost of \$340,500, authorize county attorney to prepare work order and authorize Chairman to sign.

Action recommended: Motion to approve proposal, preparation of work order and authorize Chairman to sign.

Copy of letter from Gene Schriener dated 05/02/02 with exhibit A provided.

ALSO:

Tab 10

Request approval for the Wauchula Hills engineering proposal for the Facilities Plan and Rate Study for the State Revolving Fund (SRF) Application at a cost of \$255,000, authorize county attorney to prepare work order and authorize Chairman to sign.

Action recommended: Motion to approve proposal, preparation of work order and authorize Chairman to sign.

Copy of letter from Gene Schriener dated 05/02/02 provided.

COUNTY MANAGER; NON-CONSENT AGENDA

CONSENT AGENDA

Tab 11

- A. Acknowledge receipt of Hardee County Health Dept Increase/Decrease in Core Contract 2001-2002, Third Amendment.**

Copy of Letter from Health Dept dated 4/23/02 provided.

Tab 12

- B. Acknowledge that an extension for the completion date to the Community Development Block Grant for the Vandolah Wastewater Plant project from October 2002 to April 2003 was requested by letter dated 04/03/02.**

Copy of letter to Mr. Rick Stauts, Regional Grant Manager dated 4/30/02 provided.

Tab 13

- C. Request approval and authorization for Chairman to sign Grant-In-Aid Agreement for Child Dependency Funds not to exceed \$11,458.70, 07/01/02 – 06/30/02 (authorizing the State of Florida to allocate funds to local government to help offset representation in child dependency cases).**

Action recommended: Motion to approve and authorize Chairman to sign Grant-In-Aid Agreement.

Copy of memo from Nick Sudzina dated 4/30/02, letter from Roy L. Neel/State of Florida-Justice Administrative Commission dated 4/03/02 and Agreement provided.

Tab 14

- D. Request approval and authorization for Chairman to sign Minor Subdivision plat (Wauchula Hills 2nd Addition) for Octaviano/Oralia Flores.**

Copy of memo and map dated 04/29/02 provided.

Tab 15

- E. Request approval and authorization for Chairman to sign Minor Subdivision plat (Wauchula Hills 3rd Addition) for Octaviano/Oralia Flores.**

Copy of memo and map dated 04/29/02 provided.

Tab 16

- F. Request approval and authorization for Chairman to sign Minor Subdivision plat for Carol B. Sanders.**

Copy of memo and map dated 05/01/02 provided.

MOTION TO APPROVE CONSENT AGENDA A-F.

COUNTY ATTORNEY KEN EVERS

**BCC Agenda
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OLD BUSINESS – OPEN See Agenda Attachment ‘A’

OLD BUSINESS – CLOSED See Agenda Attachment ‘B’

COMMENTS FROM COMMISSIONERS, OTHER ELECTED OFFICIALS AND CITIZENS

OTHER BUSINESS

Meeting adjourned at _____ with the next Regular Meeting on May 23, 2002 at 8:30 a.m. and next Planning Session meeting scheduled for Friday, May 17, 2002 at 8:30 a.m. Meetings to be held at Park Place, 221 West Main Street, Wauchula, Florida, 33873.

PLEASE NOTE THAT THE ABOVE APPOINTMENT TIMES MAY BE ADJUSTED AS DEEMED NECESSARY UNLESS IT IS AN ADVERTISED PUBLIC HEARING.

Attachment A
OLD BUSINESS (Open)
MAY 09, 2002

1. **Resthaven Lease:**
Status:– By-laws to County Attorney
2. **Water for rural outlying fires – drawing from agricultural wells, ponds, etc.;**
obtain written permission for files.
Status: No action.
3. **Carlisle Group Site**
Status: Property is being cleared. Rezone this meeting at 9:30 a.m.
4. **Wauchula Hills Wastewater Plant. Rezone this meeting at 9:30 a.m.**
5. **Water Plant**
Status: This agenda at 11:15 a.m.
6. **Permanent relocation of staff.**
7. **Sludge Issue – Discussion at May 03 Planning Session continued item to May 23, 2002 regular meeting.**
8. **Resolution 02-18 – Old Town Creek property issue.**
Status: Offer package was delivered to property owner on 04/08/02. Property owner has requested additional information- all info provided.
9. **Special Taxing Districts – BCC 02/14/02 – Bryan Hunter is following up on.**
10. **CRA – City agrees it needs to be revisited. – BCC 02/14/02 – Lex to meet with Jerry Conerly.**
11. **City run our wastewater treatment plant? Status: Craig A. Smith and City met on 03/27/02; agreement reached on final plant design between City and County – Re-design complete.**
12. **Ron Daniels, SWFWMD – Called and changed from April 19 Planning Session to May 17 Planning Session at 10:00 a.m. May 17 meeting canceled – will reschedule.**
13. **Minor Subdivision Plats – Staff to meet with Board of Realtors and submit a joint recommendation to County Manager to be placed on BCC Agenda.**
14. **Renovations to Recycling Center -Status – Staff is working on.**
15. **Cost of in-house survey crew. Status: Staff obtaining costs.**

Old Business, Open

Page Two

May 09, 2002

- 16. Pave Ten-Mile Grade N/S and E/W as necessary. Status: First Public Hearing for CDBG application this agenda at 10:00 a.m.**
- 17. Coordinate paving of Sauls Road entryway and E/W portion with most expeditious way of funding. Status: J. R. is working with SFCC's engineer and FDOT. Accounts have been set up.**
- 18. Water Planning Committee– Status: First meeting held 05/06/02 – County staff to meet 05/15/02 at 2:00 p.m. at Park Place.**
- 19. IMC 3rd Sufficiency Review – Agreement sent to Wade-Trim for signature.**
- 20. ORC Report – Responded and staff met with DCA on 04/04/02.**
- 21. Azurix Contract – Contract signed and Notice to Proceed issued.**
- 22. Inter-Local Agreement with City – signed by Chairman – City to address on 05/13/02.**
- 23. Courthouse Asbestos Abatement – 03/28/02 - County Manager to proceed with solicitation of bids for abatement for the balance of the Courthouse. OHC evaluating.**
- 24. The Legend Group –this agenda at 10:45 a.m.**
- 25. Increase speed on north end of CR 663 from 45 mph to 55 mph – Director of Public Works is to post.**
- 26. Mining Ordinance Amendments/ DRI's –CFRPC will review applications using the economic development element of our comp plan.**
- 27. Garbage Collection – Private Roads – Continue to evaluate status of roads – Minimal responses received from residences.**
- 28. Finish dry wall in Annex I – 04/11/02**
- 29. Shell on Dallas McClelland Road**

Old Business, Open

Page Three

May 09, 2002

- 30. Hardee Lakes – Staff to pursue feasibility of using lakes for recycling water for power plants. Staff continuing to research.**
- 31. Work with Ann Martin to set up a meeting with agencies involved with Senior Citizen needs prior to budget workshops. 04/25/02**
- 32. Staff preparing bid packet for damage during Tropical Storm Gabriel (FEMA) 04/25/02**
- 33. Tonnage report for garbage collection comparison. – requested 04/25/02 for a report to be submitted in approximately 3 months.**
- 34. Unveiling of 911 stamp at Pioneer Park on May 29th at noon. Chairman to participate in ceremony.**
- 35. Land Suitability Index Report – preliminary plan presented 05/03/02 – final plan BCC agenda 05/23/02.**

Attachment B
Old Business (Closed)
MAY 09, 2002

1. **Jake Brake – 04/11/02 – Tabled**
2. **Clerk of Court office relocation – Move complete – OHC doing some evaluation.**
3. **Baler for Recycling Center awarded to Criggler Enterprises for \$218,000.**
4. **Small County Road Assistance Program (SCRAP) 04/25/02 Approved Sweetwater Road from US 17 to SR 66 and Goosepond Road from CR 663S to 665. Letter submitted to FDOT.**
5. **Reception for Alberta Albritton with Resolution and plaque. Status: Reception held Tuesday, April 30, 2002; 5:30 – 7:00 p.m.**
6. **Change route of PPDs Parade. Status: 04/25/02 - Leave route as it.**
7. **Resolution 02-30 approved 04/25/02 authorizing Craig A. Smith & Associates to pursue federal funds (state dollars can be used as match). Resolution signed and copies to CAS.**
8. **Resolution 02-31 supporting airport approved 02/25/02. Signed and copies distributed appropriately.**
9. **Request from Wendell Turner to reopen swimming pool at Pioneer Park. Status: 04/25/02 Park Board minutes approved reference this item – pursue ideas.**