

**HARDEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
THURSDAY, OCTOBER 03, 2002 8:30 A.M.
HARDEE COUNTY HEALTH DEPT. CONFERENCE ROOM
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.

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. Dewayne Wyatt followed by Pledge to Flag.

MINUTES FOR APPROVAL:

- BCC Regular Meeting 09/05/02 at 8:30 a.m.**
- 1st Budget Public Hearing of 09/05/02 at 6:00 p.m.**
- BCC Planning Session of 09/13/02 at 8:30 a.m.**
- Value Adjustment Board meeting of 09/24/02 at 8:30 a.m.**
- Final Budget Public Hearing of 09/24/02 at 6:00 p.m.**

APPROVAL OF AGENDA

PLEASE TURN OFF CELL PHONES AND PAGERS

APPOINTMENTS:

NOTE: The 9:00 a.m. appointment is a Quasi Judicial Proceeding:

County Attorney – Read General Rules of Procedure and Administer Oath to witnesses who wish to offer testimony. (General Rules of Procedure attached)

Tab 1

9:00 a.m. CF Industries, Inc. – Appeal of a notice of setback violation, (Ordinance 99-02, Section 2.06.06 Standards 03, a.b.) Hwy 62 in the Ft. Green area pursuant to Ordinance 99-02, Section 2.06.10A.03.

Action recommended: Board’s discretion.

Copy of memo to BCC from Knight dated 09/26/02, definitions, excerpts of mining standards Section 2.06.06, letter to Kenny Miller from Knight dated 09/19/02, letter to Olliff from Katzaras dated 09/23/02, and letter to Katzaras from Albritton dated 09/24/02 provided.

Tab 2

10:00 a.m. Award annual bids.

Action recommended: Motion to award annual bids.

Copy of bid tabulation packet provided.

Tab 3

10:20 a.m. Request approval and authorization for Chairman to sign Resolution 03-01, setting forth Hardee County's official position on general issues related to phosphate mining.

Action recommended: Motion to approve and authorize Chairman to sign Resolution 03-01.

Copy of Resolution 03-01 provided.

Tab 4

11:30 a.m. Discuss shared roads with DeSoto County. (Commissioner Norris)

Action Recommended: Board's Discretion.

COUNTY MANAGER; NON-CONSENT AGENDA

Tab 5

A. Request approval for the following:

- 1. Sale of steel conveyor belt to Crigler Enterprises for \$4,000;**
- 2. Dispose of damaged computers listed on memo from Don Faulkner dated 09/26/02 (27-06-13; RD-326; 10-06-35; 03-06-02).**
- 3. Authorize checking with other governmental agencies in the County to see if they want computers being disposed of by Clerk, if not, authorize Don Faulkner to install necessary software in computers and offer them for sale to County employees "as-is" for \$100 per computer/monitor set;**
- 4. Authorize removal of tangible personal property items valued under \$750 from county inventory.**

Action recommended: Motion to approve item 1-4.

Copy of memo from Dee Newgent dated 09/26/02, memo from Janice Williamson dated 09/19/02, letter from Crigler Enterprises, Inc. dated 07/07/99, 2002 Florida Statute 274.05-Surplus property, Florida Statute 274.06-Alternative procedure, two memos from Don Faulkner dated 09/26/02, memo from Hardee Co. Clerk of Court dated 08/20/02 provided.

CONSENT AGENDA

Tab 6

A. Acknowledge and accept invitation for Bowling Green Elementary Fall Festival Parade participation on October 24, 2002, line up at 4:00, parade begins at 4:30.

Copy of letter from Tammy Pohl, Parade Coordinator and participation form provided.

Tab 7

- B. Request approval of Interlocal Agreement with City of Bowling Green for Building Code Enforcement, Permitting and Inspection Services for a period of 3 years.**

Copy of memo from Mike Cassidy dated 09/17/02 and Interlocal Agreement provided.

Tab 8

- C. Request approval of Interlocal Agreement with Town of Zolfo Springs for Building Code Enforcement, Permitting and Inspection Services and Zoning Code Enforcement for a period of 3 years.**

Copy Interlocal Agreement provided.

Tab 9

- D. Request approval of Building and Zoning 2003 Planning and Zoning Board and CILB meeting dates.**

Copy of memo from Mike Cassidy dated 09/24/02 listing meeting dates provided.

Tab 10

- E. Approve scheduling of a special Commission meeting on November 19th at 8:30 a.m. to swear in Commissioner Timmerman and the new District 4 Commissioner and to reorganize.**

Tab 11

- F. Request approval of BCC Commission Meeting dates for 2003.**

Copy of memo from Susan Dick dated 09/24/02 and 2003 calendar with specified dates provided.

Tab 12

- G. Request approval and authorization for Chairman to sign Minor Subdivision plat for Rocking-P-Ranch Subdivision for George F. Brown.**

Copy of memo dated 09/16/02 and plat provided.

Tab 13

- H. Approve County providing flu shots for county employees.**

Copy of minutes from 01/31/02 provided.

MOTION TO APPROVE CONSENT AGENDA A-H.

COUNTY ATTORNEY KEN EVERS

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 October 17, 2002 at 8:30 a.m. and next Planning Session meeting scheduled for Friday, October 11, 2002 at 8:30 a.m. Meetings to be held at Hardee County Health Dept. Conference Room, 115 K.D. Revell Rd, Wauchula, Florida, 33873.

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

REMINDER:

October 9, 2002 – Retirement information meeting at Civic Center from 9:00 to 11:00 a.m.

October 10, 2002 – Reception for new SFCC College President, Dr. Norman Stephens, from 4:00 to 6:00 p.m.

9:00 a.m. Appointment – Quasi-judicial

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.

Attachment A
OLD BUSINESS (Open)
OCTOBER 03, 2002

1. **Water for rural outlying fires – drawing from agricultural wells, ponds, etc.; obtain written permission for files.**
Status: One 10,000 tank acquired from City of Wauchula to be placed on east side of County, possibly Resthaven property or 7-mile point area. Have access to additional 3,000 gallon tank. Working with property owners for sources from grove pumps, etc.
2. **Water Plant**
Status: Advertised 08/29/02 - Bids due 09/30/02 – Bid due date changed to 10/10/02.
3. **Permanent relocation of staff – first draft of floor plan for returning to Annex I has been prepared for review by County Manager.**
4. **Sludge Issue – County Manager to meet with Lockie Gary, Mike Cassidy and Range Cattle Station Representative on 10/04/02.**
5. **Special Taxing Districts – BCC 02/14/02 – Info presented to BCC 07/25 – Hunter to continue to work with County Attorney.**
6. **CRA —Committee has been appointed – 2 Commissioners - Lambert & Timmerman, 2 Councilmen, City Administrator and County Manager. Obtained info from Property Appraiser concerning Briarwood. Lex to meet with Conerly 10/01/02.**
7. **Wauchula Hills Wastewater Hills Treatment Plant –Advertised 08/29/02 – Bids due 09/30/02 – Bid due date changed to 10/10/02.**
8. **Minor Subdivision Plats – Table until info received on Special Taxing Districts.**
9. **Pave Ten-Mile Grade N/S and E/W as necessary- N/S waiting on grant – E/W Engineer preparing costs – waiting on DeSoto County on E/W portion. AFAM is providing all info necessary to move forward and they have expanded their number of employees that allows us to receive the maximum amount of funds for 10-mile grade \$750,000 CDBG-ED grant. Consultant will work on next public hearing.**
10. **Coordinate paving of Sauls Road entryway and E/W portion with most expeditious way of funding. Advertised –Mandatory Pre-Bid held 09/26/02 with four (4) companies attending. Bids Due 10/10/02.**
11. **Heartland Water Alliance– Status: Meeting held 07/22/02 at 1:30 p.m. at Health Dept. (staff members meeting) Full Alliance meeting to be set up.**
12. **Mining Ordinance Amendments/ DRI's –Staff identifying ordinances and resolutions for determining amendments needed and scheduling for completion.**
13. **Garbage Collection – Private Roads – Continue to evaluate status of roads – County Manager plans to send additional letters to residents.**
14. **Clerk relationship to BCC – County Attorney provided option to BCC 06/06 for ways to separate the duties of the Clerk from the Board. Consensus was to include the issue in our legislative packet.**

15. Hardee Lakes 09/19/02 Authorized proceeding with FRDAP Grant, \$200,000 and LWCF Grant, \$150,000. Staff working with Fish & Game on potential grants and design assistance.
16. Tropical Storm Gabriel (FEMA) Bids opened 09/27/02. Bid award 10/17/02. (\$2,622,401)
17. Land Suitability Index Report – Also need Cumulative Impact Study – 08/16/02 received Presentation on potential cumulative impacts of clay settling areas. Meeting set with IFAS on 10/22/02.
18. Clerk Issues – 08/08/02 Clerk not present at mtg. (submitted letter dated 08/02/02) County Manager to follow-up on public records request for minutes in digital format; Drafting policy for purchasing card; etc. County consultant working with Clerk's Consultant on printing; Lex to meet with Beverly (representing Clerk) on 10/08/02.
19. Sewer hook-up for Pioneer Park to Zolfo Springs system – CAS has done field study and will submit cost estimate for design and survey. Costs being re-evaluated.
20. Architectural/Structural Engineering Services 05/23/02 – Weeks to go out for RFPs. RFPs drafted –County Attorney reviewed –staff making changes.
21. Shared roads with DeSoto County – 08/01 staff met with DeSoto Engineers to determine crossroad culvert and paving costs for 10-Mile Grade. Waiting on info from DeSoto County.
22. Vandolah Wastewater Treatment Plant – Sodded all slopes on exterior of pond, except incoming pipe area; finished installing CMP at entry to WWTP; brought in final rock at entry; completed directional drills on Vandolah Road & on FINR properties and ran forcemain down Vandolah Road to Sta. 212+00.
23. Tuition Reimbursement Policy – 07/11/02 authorized County Manager to revise. 07/25/02 determined that policy does not need to be reviewed by BCC.
24. Carlisle Group – Country Manor – Scored perfect points on application. Waiting on ranking results – if awarded construction to be completed by 06/03.
25. Legislation Packet for 2003 Legislative Session – compiling information.
26. Industrial Development Authority – 07/25/02 IDA to identify sites for light commercial site along Hwy 17 in Enterprise Zone and a heavy industrial site; ascertain costs, funding alternatives and work with County staff.
27. 08/08/02 – Jail Roof repair – Approved waiver of sealed bid process. Quotes received – Notice to proceed issued on 08/30/02 to General Roofing Services for \$22,476. Drains have been put in – roof replacement delayed due to weather conditions.
28. Range Cattle Research & Education Center at Ona – 08/08/02 Approved appointing a Steering Committee to study the Center's mission. Park Winter has compiled list of potential members and is contacting each. Initial meeting set for 11:00 a.m. on 09/27/02.

29. Road Paving Priorities system – 08/08/02 County Manager/County Engineer/Director of Public Works to work on a better, more equitable evaluation using more meaningful data. Staff identifying resources and procedures to implement changes. Staff trying to develop a stabilizing factor.
30. Steve Roberts Special Bridges – Bids Due – 11/19/02.
31. Bowling Green Volunteer Fire Dept. –County Manager met with Bowling Green administrators. County staff took inventory of buildings and equipment on 09/26/02 to determine potential liability – staff to develop staffing plan for cost determination - to be presented to Bowling Green Council.
32. Old Town Creek Paving Project – Cost estimate for S.R. 64 to Mel Smith based on 2001-2002 contract bids is \$355,022; County Attorney submitted counter-offer of \$55,000 the week of 09/16/02.
33. 08/22/02 Economic Tax Abatements for Hardee Power Partners, Seminole Electric and Mancini Packing; staff to check for compliance with statute and ordinance. Staff developing policy procedure to determine yearly compliance. Finance sent letters to companies requesting verification of employees.
34. Soil Mapping – 07/16/02 – pursue the issue of re-mapping of the soils with DEP and the Bureau of Mine Reclamations.
35. Animal Control Consolidation – County Manager met with staff – J. R. preparing cost estimate.
36. 09/05/02 AGAPE Mission Home – Staff to attempt to find financial assistance. County Attorney determined Indigent Care funds cannot be used. OCD has been notified. 09/24/02 BCC directed staff to provide \$6,000 to AGAPE.
37. 09/05/02 Comcast Cable – Will provide a site survey for televising meetings – waiting until room is ready for construction.
38. 09/05/02 Authorized hiring County Engineer – Currently being advertised.
39. Skate Park – 09/19/02 Authorized staff to work with City - approved materials cost of approximately \$12,533 – Lex to work with Kathy on funding.

Attachment B
Old Business (Closed)
October 03, 2002

1. **Ordinance implementing a \$3 charge to each traffic penalty to fund traffic education programs. Approved 09/19/02.**
2. **09/05/02 Authorized FRDAP Grant Application for Recreation Complex to be submitted. Application submitted 09/12/02.**
3. **Health Care Task Force – 09/19/02 Approved application for Primary Care Grant and matching funds of \$25,750 for three years. Kathy & Lex to work out funding.**
4. **Pioneer Park Improvement FRDAP Grant - Phase III – Animal Refuge, \$75,000 Approved grant agreement.**

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ADD-ON**

Add to Non-Consent Item A:

- 5. Approve the sale of item SW-022, a flat conveyor for \$500 to Crigler Enterprises.**