

**HARDEE COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
THURSDAY, SEPTEMBER 18, 2003 8:30 A.M.
HARDEE COUNTY HEALTH DEPT. CONFERENCE ROOM
A G E N D A**

Commissioners:	District I	William R. Lambert, Jr., Chairman
	District II	Clifton N. Timmerman
	District III	Gordon R. Norris, Vice-Chairman
	District IV	Bobby R. Smith
	District V	Walter B. Olliff, Jr.

County Manager Lexton H. Albritton , Jr.	Executive Assistant Lisa Roberts
Clerk B. Hugh Bradley	Deputy Clerk Nancy Craft
County Attorney Ken Evers	

Chairman Lambert – Call to Order.

Invocation by Rev. Dewayne Wyatt followed by Pledge to Flag.

MINUTES FOR APPROVAL: **Regular Meeting of 07/10/03 at 8:30 a.m.**
 Regular Meeting of 07/24/03 at 8:30 a.m.
 BCC Zoning Meeting 07/24/03 at 1:30 p.m.
 Planning Session of 07/31/03 at 8:30 a.m.
 (Above minutes continued from the 09/04/03 meeting)
 Regular Meeting of 08/07/03 at 8:30 a.m.
 Budget Hearing of 09/04/03 at 6:00 p.m.

APPROVAL OF AGENDA

PLEASE TURN OFF CELL PHONES AND PAGERS

APPOINTMENTS:

Tab 1
8:35 a.m. **BCC Zoning Meeting. See separate agenda.**

Tab 2
9:00 a.m. **Janet Gilliard, Community Development Director – Presentation highlighting the intent and meaning of the Hardee County Equal Housing Opportunity Ordinance No. 91-03.**

Action recommended: No action required.

Copy of Hardee County Equal Housing Opportunity Ordinance No. 91-03 provided.

Tab 3
9:15 a.m. **Pastor Wendell Smith – Requests use of Civic Center on continuous Sundays for church services and discuss fees for same.**

Action recommended: Board's discretion.

**BCC Agenda
Page Two
September 18, 2003**

Tab 4

9:30 a.m. Request approval and authorization for Chairman to sign a 2-year extension to the 4-year continuing agreement for professional services with Wade-Trim, Inc. for phosphate mining consulting services.

Copy of letter from David B. Gildersleeve, Wade-Trim, Inc. dated 08/29/03 provided.

Tab 5

10:00 a.m. Robert Ayala – Appealing the 08/26/03 decision of the Administrative Official concerning the use of a 300 sq ft trailer for 24/7 living quarters for security purposes.

Action recommended: Board’s discretion.

Copy of memo from Mike Cassidy dated 09/03/03, appeal, zoning information, property card and photos provided.

Tab 6

10:15 a.m. Request approval and authorization for Chairman to sign Debris Management Contract with Crowder-Gulf.

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

Copy of contract provided.

COUNTY MANAGER; NON-CONSENT AGENDA

Tab 7

A. Discuss Legislature Delegation meeting set for 11/12/03 and detail legislative issues.

Copy of memo from Representative Baxter G. Troutman, Florida House of Representatives dated 09/04/03 provided.

Tab 8

B. Discuss the need to change Board’s decision of 09/04/03 regarding the 2004 BCC Meeting dates and times.

Copy of letter from Vida Tomlinson, Chairman, Planning and Zoning Board dated 09/12/03 and memo from Lex Albritton to BCC dated 08/29/03 provided.

CONSENT AGENDA

Tab 9

A. Request approval and authorization for Chairman to sign “Hold Harmless Agreement” for Polk County to give Hardee County six (6) Level A Haz-Mat suits valued at \$4,000.00.

Copy of Hold Harmless Agreement provided.

Tab 10

- B. Request approval and authorization for Chairman to sign Hammock Land and Cattle Co., Inc.'s minor subdivision amended plats for Sasser Hammock Phase I and Sasser Hammock Phase II. These plats were amended due to road easement required by the Hardee County Public Works Dept. not being shown on the recorded plats.**

Copy of memo from Mike Cassidy dated 09/03/03 and plat provided.

Tab 11

- C. Request approval and authorization for Chairman to sign Resolution No. 03-36, Certificate of Public Convenience and Necessity for West Coast – Southern Medical Service, Inc.**

Copy of Resolution No. 03-36 provided.

Tab 12

- D. Acknowledge receipt of Clerk's final Financial Statement for period ending 08/31/03.**

Tab 13

- E. Request approval and authorization for Chairman to sign Amendment No. 1 to the Disaster Relief Funding Agreement for State payment of the local share for FEMA-1393-DR-FL (Tropical Storm Gabrielle).**

Copy of agenda request form, letter from W. Craig Fugate, Dept. of Community Affairs and Disaster Relief Funding Agreement provided.

Tab 14

- F. Request approval and authorization for Chairman to sign Agreement with EPCA for Fiscal Year 2003/2004.**

Copy of Agreement provided.

Tab 15

- G. Request approval of Ona Mine CDA Review Amendment No. 3 to Work Order #6 for Phase II Services.**

Copy of letter from David B. Gildersleeve, Wade Trim, Inc. dated 09/02/03 provided.

MOTION TO APPROVE CONSENT AGENDA A-G.

COUNTY ATTORNEY KEN EVERS

**OLD BUSINESS – OPEN See Attachment 'A'
OLD BUSINESS – CLOSED See Attachment 'B'**

COMMENTS FROM COMMISSIONERS, OTHER ELECTED OFFICIALS AND CITIZENS

**BCC Agenda
Page Four
September 18, 2003**

OTHER BUSINESS

Meeting adjourned at _____ with the next Regular Meeting on October 02, 2003 at 8:30 a.m., BCC Zoning Meeting on October 16, 2003 at 8:35 a.m. and next Planning Session on October 10, 2003 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.

ATTACHMENT A
OLD BUSINESS (Open)
SEPTEMBER 18, 2003

1. Permanent relocation of staff –B & G staff working on Annex I renovations. Completion goal – September.
2. Mining Ordinance Amendments/ DRI's –Staff identifying ordinances and resolutions for determining amendments needed and scheduling for 08/31/03. County Manager and County Attorney reviewing.
3. Hardee Lakes Park Manager's Residence - Two proposals received 08/26/03 – Evaluation Committee to meet on 09/02/03 at 10:00 a.m. at the Health Dept. Not satisfied with responses; pursuing other options to bring to Board.
4. Shared roads with DeSoto County – Our comments forwarded to DeSoto County for presentation to their Board.
5. Soil Mapping – 07/16/02 – pursue the issue of re-mapping of the soils with DEP and the Bureau of Mine Reclamation.
6. IMC 2002 Annual Report — 07/10/03 – motion to approve 2002 Annual Report with conditions. Resolution being drafted.
7. CF Annual Report – 01/23/03 BCC received recommendation of approval from Planning and Zoning Board. Co. Mgr. met with CF staff 05/30/03.
8. Fire Hydrants on Hwy. 17 from K.D. Revell Road to SFCC site. 03/14/03 Lex to work with Fire Chief and CAS. 04/03/03 - Fire Chief and Park Winter working with CAS on cost options based on phased development – will present when data is available.
9. Landfill Expansion – 02/06/03 Approved SCS Work Order #8 for 10 acres expansion (staff & SCS to study feasibility of 20 acres expansion). 06/12/03 – Continuing Agreement with SCS amended to extend expiration date to 09/30/05.
10. Inter-local Agreement with City of Wauchula for Building Inspections, etc. –Staff to look into including Zoning Enforcement. Comparing City code to County code on various zoning issues.
11. Legislative Issues.
12. Community Assessment Study – 06/26/03 – Continued.
13. Popash Rd./Hwy. 64 Intersection – Site distance to the south. Staff met with property owner making arrangements to cut down necessary trees. County staff will do under temporary construction easement.
14. USF site to service Hardee, Highlands and Polk Counties – Notified USF Trustees of serious concern to point of possible litigation.
15. Tenth Judicial Circuit - Request for funds for court reporting/sound equipment – 08/21/03 tabled for additional info... staff compiling. Will be discussed at final budget hearing on 09/16/03.

Old Business (Open)
Page Two
September 18, 2003

- 16. Water & Wastewater Utility Service Ordinance – County Attorney working with CAS.**
- 17. Redistricting – Attorney to communicate with Robert Fournier upon return of his vacation on 09/02/03
- scheduling of hearing will then be determined. Workshop advertised for 09/23/03 at 6:00 p.m.**

**ATTACHMENT B
OLD BUSINESS (CLOSED)
SEPTEMBER 18, 2003**

- 1. Hardee County Disposal, Inc. Franchise Agreement – 08/21/03 approved transfer and assumption of agreement to Freedom Waste, Inc. contingent upon successful closing. Freedom Waste, Inc. has decided not to move forward with purchase.**