

**HARDEE COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
THURSDAY, MAY 27, 2004 8:30 A.M.  
COUNTY COMMISSION CHAMBERS, ROOM 102  
COURTHOUSE ANNEX  
412 WEST ORANGE STREET, WAUCHULA, FLORIDA**

**A G E N D A**

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

<b>County Manager Lexton H. Albritton, Jr.</b>	<b>Office Manager Susan Dick</b>
<b>Clerk B. Hugh Bradley</b>	<b>Deputy Clerk Nancy Craft</b>
<b>County Attorney Ken Evers</b>	

**Chairman Lambert – Call to Order.**

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

**MINUTES FOR APPROVAL: Regular Meeting of 05/03/04 at 6:00 p.m.**

**APPROVAL OF AGENDA**

**PLEASE TURN OFF CELL PHONES AND PAGERS**

**APPOINTMENTS:**

Tab 1

**8:34 a.m. PUBLIC HEARING (Affidavit of Publication) Mike Cassidy, Building & Zoning Director - Request approval and authorization for Chairman to sign Ordinance 04-09 amending the Unified Land Development Code to provide for a land use category entitled Commercial/Industrial Business Center (C/IB).**

**Action recommended: Motion to approve and authorize Chairman to sign Ordinance 04-09.**

**Copy of letter from Roger Conley, Chairman, Planning & Zoning Board dated 05/07/04 and Ordinance No. 04-09 provided.**

Tab 2

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

Tab 3

**9:00 a.m. Lynn Topel, Executive Director - Florida's Heartland Rural Economic Development Initiative, Inc.- Requests \$2,500 grant matching funds for FHREDI/FFF for the 2004-2005 fiscal year.**

**Action recommended: Board's discretion.**

**Copy of Business Development in Florida's Heartland packet provided.**

Tab 4

10:00 a.m.

**Fritz H. Musselmann, Land Resources Director, SWFWMD - Discuss Southwest Florida Water Management District's potential land purchases in Hardee County.**

**Action recommended: Board's discretion.**

Tab 5

10:15 a.m.

**Janice Williamson, Landfill Superintendent, Joe O'Neill, and Ray Dever with SCS Engineers - Request approval and authorization for Chairman to sign Work Order #9 with SCS Engineers for additional professional engineering services related to the expansion of the existing disposal areas at the Landfill.**

**Action Recommended: Motion to approve and authorize Chairman to sign Work Order #9.**

**Copy of Work Order #9, proposal letter from Joseph H. O'Neill, P.E. and Raymond J. Dever, P. E., DEE dated 05/20/04 with Attachments A and B provided.**

**ALSO:**

Tab 6

**Request approval and authorization for Chairman to sign Work Order #10 with SCS Engineers for professional engineering and construction services related to the operational site improvements planning for the Landfill.**

**Action Recommended: Motion to approve and authorize Chairman to sign Work Order #10.**

**Copy of Work Order #10, proposal letter from Joseph H. O'Neill, P.E. and Raymond J. Dever, P. E., DEE dated 05/20/04 with Attachments A and B provided.**

**ALSO:**

Tab 7

**Request approval and authorization for Chairman to sign Work Order #11 with SCS Engineers for preparation of application to the Florida Department of Environmental Protection for the partial closure of the existing disposal areas at the Landfill.**

**Action Recommended: Motion to approve and authorize Chairman to sign Work Order #11.**

**Copy of Work Order #11, proposal letter from Joseph H. O'Neill, P.E. and Raymond J. Dever, P. E., DEE dated 05/20/04 with Attachments A and B provided.**

**COUNTY MANAGER; NON-CONSENT AGENDA**

Tab 8

- A. Discuss changing the first Board meeting of the month now held at 6:00 p.m. back to 8:30 a.m., to become effective June 10, 2004.**

**Action Recommended: Motion to approve meeting time change.**

Tab 9

- B. Request Board's direction regarding the Hometown Democracy Petition to amend the Florida Constitution so that a public referendum must be held "...before a local government may adopt a new comprehensive land use plan or amend the comprehensive land use plan".**

**Action recommended: Motion to oppose the Hometown Democracy Petition.**

**Copy of Central Florida Regional Planning Council Resolution No. 2004-4a, Florida Chapter of the American Planning Association Position Statement on the Proposed Constitutional Amendment Regarding Comprehensive Land Use Planning and Constitutional Amendment Petition Form provided.**

**CONSENT AGENDA**

Tab 10

- A. Request approval and authorization for Chairman to sign Minor Subdivision plat entitled Keller Subdivision for Helen F. Keller.**

**Copy of memo from B. J. Haney dated 05/13/04 and plat provided.**

Tab 11

- B. Request approval and authorization for Chairman to sign Minor Subdivision plat entitled Hardee Meadows Phase Two for Land Associates, II, LLC.**

**Copy of memo from B. J. Haney dated 05/13/04 and plat provided.**

- C. Request approval and authorization for Chairman to sign Minor Subdivision plat entitled Hickey Branch Ranch for CF Industries, Inc.**

**Copy of memo from B. J. Haney dated 05/13/04 and plat provided.**

Tab 12

- D. Request approval and authorization for Chairman to sign Minor Subdivision plat entitled Hanusch Subdivision for Nancy J. Hanusch.**

**Copy of memo from B. J. Haney dated 05/18/04 and plat provided.**

Tab 13

- E. Request approval for Chairman to sign State of Florida, Department of Health, Primary Care for Children and Families Challenge Grant Renewal for State FY 2004-2005 in the amount not to exceed \$103,000.

Copy of agenda request form and contract renewal provided.

Tab 14

- F. Request that building permit fees be waived for the YMCA's expansion project of their Adventure Club which is an after school care program for school aged children between the ages of five and twelve. The approximate cost of the permit is \$100.

Copy of memo from Mike Cassidy dated 05/12/04 and letter from Bonny Perry, YMCA Executive Director dated 05/12/04 provided.

Tab 15

- G. Request approval and authorization for Chairman to sign deed transferring Hardee County Commerce Park to the Industrial Development Authority.

Copy of deed provided.

Tab 16

- H. Request approval and authorization for Chairman to sign Closing the Gap Grant Renewal contract with State of Florida, Department of Health for State FY 2004-05 in the amount not to exceed \$111,811.

Copy of contract provided.

**MOTION TO APPROVE CONSENT AGENDA A-H.**

**COUNTY ATTORNEY KEN EVERS**

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

**OTHER BUSINESS**

**COMMENTS FROM COMMISSIONERS, OTHER ELECTED OFFICIALS AND CITIZENS**

Meeting adjourned at \_\_\_\_\_ with the next Regular Meeting on June 10, 2004 (time to be announced) and Planning Session on June 18, 2004 at 8:30 a.m. Meetings to be held in the Commission Chambers, 412 W. Orange St., Room 102, Wauchula, FL.

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

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**REMINDERS:**

Monday, May 31, 2004 - County Offices closed in observance of Memorial Day.

June 22-25, 2004 – FAC Legislative Conference, Hollywood, FL.

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**ADD-ON A G E N D A**

**ADD AS CONSENT ITEM I:**

**Request approval and authorization for Chairman to sign Change Order No. 3 to the Thomas Marine Construction agreement (Steve Roberts Special Bridges project) for a deduction of \$80,676.25 and to extend the contract time 68 days due to rain delays and holidays.**

**Copy of Change Order No. 3 provided.**

**ADD AS CONSENT ITEM J:**

**Request approval to transfer \$75,000 from Fine & Forfeiture contingency fund to 103-604-700, Clerk's Fees and Commissions, to fund through fiscal year-end. (Cost allocation for Ex-Officio Clerk to the Board and MIS Director were not included in FY 03-04 budget).**

**Copy of Budget Amendment Request provided.**

**REMOVE THE 10:15 APPOINTMENT (Tabs 5 – 7) – Janice Williamson, Landfill Issues.**