

**A G E N D A**  
**HARDEE COUNTY BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING**  
**Thursday, April 18, 2013 6:00 PM**  
**COUNTY COMMISSION CHAMBERS, ROOM 102**  
**COURTHOUSE ANNEX**  
**412 WEST ORANGE STREET, WAUCHULA, FLORIDA**

<b>Commissioners:</b> District I	Colon Lambert
District II	Sue Birge, Chairperson
District III	Rick Knight, Vice-Chairperson
District IV	Grady Johnson
District V	Mike Thompson

County Manager Lexton H. Albritton, Jr.	Office Manager Sandy Meeks
Clerk Victoria L. Rogers	Deputy Clerk Laura Barker
County Attorney Ken Evers	

**Invocation by Pastor Jeff Fowler, FL First Assembly followed by Pledge to Flag.**  
**Chairperson Birge - Call to Order.**

**MINUTES FOR APPROVAL:**  
BCC Regular Meeting of 03/07/13 at 8:30 a.m.  
BCC Regular Meeting of 03/21/13 at 6:00 p.m.

**APPROVAL OF AGENDA**  
**PLEASE TURN OFF CELL PHONES AND PAGERS**

**MOTION TO APPROVE CONSENT AGENDA**

**PROCLAMATIONS**

**Tab 1**  
**6:05 p.m.**

Helena Sloan, Early Learning Coalition Requesting approval and authorization for Chairperson to sign Proclamation commemorating May 10, 2013 as National Child Care Provider Appreciation Day.

**ACTION RECOMMENDED:** Motion to approve and authorization for Chairperson to sign proclamation.

Copy of proclamation provided.

**Recess BCC Meeting & Convene Zoning Meeting**

**Tab 2**  
**6:05 p.m.** Zoning Meeting - See Separate Agenda.

**Close Zoning Meeting & Re-Convene BCC Meeting**

**Affidavit of Publication - The Herald Advocate - 01/31/13**

**Tab 3**  
**6:05 p.m.**

Dawn Stark, Right of Way Agent **Tabled from 03/07/13 meeting** - Request approval and authorization for Chairperson to sign Resolution 2013-06 vacating all of Simtrobar Road, Oil Well Road, Prairie Road, and Paul Road.

**COMMISSIONERS QUESTIONS FOR STAFF**  
**CONVENE PUBLIC HEARING**  
**PUBLIC COMMENT**  
**CLOSE PUBLIC HEARING**

**ACTION RECOMMENDED:** Motion to approve and authorization for Chairperson to sign resolution.

Copy of resolution provided.

**APPOINTMENTS - PUBLIC HEARINGS**

**Tab 4**  
**6:30 p.m.**

**County Attorney Ken Evers** Request approval of policy regarding filing lawsuits on behalf of the Board of County Commissioners.

**ACTION RECOMMENDED:** Motion to approve policy.

Copy of memo provided.

**Tab 5**  
**6:45 p.m.**

Bryan Komegay, President, BioNitrogen Plant FL I, LLC Request for release of escrow funds held pursuant to agreement dated June 27, 2003 between Hardee County and Peoples Gas System.

**ACTION RECOMMENDED:** Board's discretion.

Copy of letter from TECO Peoples Gas provided.

**Tab 6**  
**7:05 p.m.**

John Adler, Deputy Fire Chief Request approval and authorization for Chairperson to sign Affiliation Agreement with Fortis Institute for the period of May 1, 2013 through May 1, 2015.

**ACTION RECOMMENDED:** Motion to approve and authorization for Chairperson to sign agreement.

Copy of agreement provided.

**Tab 7  
7:15 p.m.**

John Adler, Deputy Fire Chief

Request approval and authorization for Chairperson to sign Medical Director Agreement for Dr. Edwin Pigman for the period of April 15, 2013 through April 14, 2014.

**ACTION RECOMMENDED:** Motion to approve and authorization for Chairperson to sign Agreement.

Copy of agreement provided.

**Tab 8  
7:25 p.m.**

Ken Wheeler, Director of Public Works/County Engineer Request approval and authorization for Chairperson to sign Letter of Application to indentify Old Town Creek Road as a project for the Florida Department of Transportation's County Incentive Grant Program.

**ACTION RECOMMENDED:** Motion to approve and authorization for Chairperson to sign letter.

Copy of letter provided.

**Tab 9  
7:35 p.m.**

Ken Wheeler, Director of Public Works/County Engineer Request approval and authorization to create a second Project Coordinator position for the Road & Bridge department and amend the personal services budget to fund this position.

**ACTION RECOMMENDED:** Motion to approve and authorization to create a second Project Coordinator position for the Road & Bridge department and amend the personal services budget to fund this position.

Copy of budget amendment provided.

**Tab 10  
7:40 p.m.**

Megan Hutchinson, Citizen Request consideration of the County Commission in approving an early forgiveness of a ten year forgiveable deferred payment loan agreement for first time home buyers.

**ACTION RECOMMENDED:** Board's discretion.

Copy of request attached.

**COUNTY MANAGER, NON-CONSENT**

**Tab 11**  
**A.** Request approval and authorization to transfer \$5,000 from Pioneer Park Days Fund to the Builder's Association for the Fourth of July event.  
**ACTION RECOMMENDED:** Motion to approve and authorization to transfer \$5,000 from Pioneer Park Days Fund to the Builder's Association for the Fourth of July event.

**Tab 12**  
**B.** Request appointment of new member to the Planning and Zoning Board to replace the term of Shawna Lambert. She tendered her resignation effective immediately. One Advisory Board form received from JoAnn Harlan Wilson.  
**ACTION RECOMMENDED:** Board's Discretion.

Copy of email and advisory form provided.

**Tab 13**  
**C.** Request approval of budget amendments for FY 2012/2013.  
**ACTION RECOMMENDED:** Motion to approve budget amendments for FY 2012/2013.

Copy of amendments provided.

### **CONSENT AGENDA**

**Tab 14**  
**A.** Acknowledge receipt of City of Wauchula Ordinances 2013-02 and 2013-03 together with maps showing the land that is being annexed. This is the final reading.

Copy of letter dated March 12, 2013 from the City of Wauchula, Ordinances 2013-02 and 2013-03 and maps.

**Tab 15**  
**B.** Acknowledge receipt of the Clerk's Financial Report for period ending February 28, 2013.

Copy of report on file.

**Tab 16**  
**C.** Request approval and authorization for Chairperson to sign Proclamation proclaiming the month of April 2013 as Donate Life Month.

Copy of proclamation provided.

**Tab 17**  
**D.** Request approval and authorization for Chairperson to sign the Florida Department of Transportation Traffic Signal Maintenance and Copensation Agreement for period 7/1/13 through 6/30/14.

Copy of agreement provided.

**Tab 18**  
**E.** Request approval to extend the Bituminous Surface Treatment Contract with Asphalt Paving Systems for an additional year.

Copy of letter from Ken Wheeler provided.

**Tab 19**  
**F.** Request approval to extend the asphalt emulsion contract with Ergon Asphalt & Emulsions, Ince. for an additional year.

Copy of letter from Ken Wheeler provided.

**Tab 20**  
**G.** Request approval and authorization for Chairperson to sign Proclamation proclaiming 2013 as the 500th Anniversary of the European Discovery of Florida.

Copy of proclamation provided.

**Tab 21** Request approval of Transfer and Disposals of County Assets listed on  
**H.** spreadsheet dated 04/18/13.  
Copy of spreadsheet provided.

**Tab 22** Request approval and authorization to piggy back off Highlands County's  
**I.** contract with Robcor Contracting for screening and crushing asphalt and  
concrete waste debris.  
Copy of Highlands County Bid Sheet provided.

**Tab 23** Request approval of budget amendments for fiscal year 2012-13.  
**K.**

**ACTION RECOMMENDED:**

Copy of amendments provided.

**COUNTY ATTORNEY KEN EVERS**

**OTHER BUSINESS**

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

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

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Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.

**Reminders:**

<b>BCC</b>	<b>Executive</b>	<b>Session</b>	<b>-</b>	<b>4/24/13</b>	<b>at</b>	<b>10:00</b>	<b>a.m.</b>
<b>BCC</b>	<b>Regular</b>	<b>Meeting</b>	<b>-</b>	<b>5/2/13</b>	<b>at</b>	<b>8:30</b>	<b>a.m.</b>

**Meetings to be held in the Commission Chambers, 412 W. Orange St., Room 102, Wauchula, Florida, unless otherwise noted.**

**Meeting adjourned at \_\_\_\_\_.**

BCC Executive Session - 4/24/13 at 10:00 a.m.

BCC Regular Meeting - 5/2/13 at 8:30 a.m. Meetings to be held in the Commission Chambers, 412 W. Orange St., Room 102, Wauchula, Florida, unless otherwise noted. Meeting adjourned at \_\_\_\_\_.