



POLK COUNTY BOARD OF COUNTY COMMISSIONERS

MEETING AGENDA INTRODUCTION



Welcome to a meeting with your Board of County Commissioners. Your participation in County government is appreciated. All Board meetings are open to the public and are held in the Commission Boardroom, Neil Combee Administration Building, 330 West Church Street in Bartow, Florida, beginning at 9:00 a.m.

Should any person decide to appeal any decision made at a Board meeting, or any meeting announced in this agenda, such person will need a record of the proceedings and may need to ensure that a verbatim record of the proceedings is made.

In accordance with the American with Disabilities Act, persons with disabilities needing special accommodations to participate in this proceeding should contact the Communications Office not later than four days prior to the proceeding. Their offices are located in the Neil Combee Administration Building, 330 West Church Street in Bartow. Telephone (863) 534-6090, TDD (863) 534-7777 or 1-800-955-8771, Voice Impaired 1-800-955-8770 via Florida Relay Service.

Public participation is encouraged and if you are addressing the Board please step to the podium, adjust the microphone for your comfort, and state your name for the record. Audience comments may be made under the agenda item entitled Request from the General Public/Audience and during Public Hearings. At the discretion of the Chair, the Board may limit discussion on an issue in the interest of time so that all who wish to speak may do so.

2008 Regular Board Meeting Schedule

January 9 and 23	May 7 and 21	September 10 and 24
February 6 and 20	June 4 and 18	October 8 and 22
March 5 and 19	July 9 and 23	November 5 and 18
April 9 and 23	August 6 and 20	December 3 and 17

In addition to the Board's regular meeting schedule, special meetings or hearings are often held to discuss issues important to the public, such as: proposed ordinances, the annual budget, and changes in the comprehensive plan. Advance notice of these meetings may be published in local newspapers and will be printed on the Board's regular meeting agenda under Announcements. The agenda is published no later than the Thursday before the regular meeting date and is available through several sources. An addendum to the agenda is published no later than the Monday before the regular meeting date.

- The agenda is posted in the lobby of the Neil Combee Administration Building and copies of the agenda are provided at every Board meeting.
- The agenda is available for review at all public libraries.
- The agenda may be obtained through the mail. Contact the County Manager's Office at 534-6444 for details about an annual subscription.
- The agenda may be obtained via electronic mail at no cost to you. Contact the County Manager's Office at 534-6444 to sign up for this free service.
- The agenda and past Board meeting minutes are available on-line through the County's website at www.polk-county.net

Regular Board meetings are cablecast live on Polk's Government TV. You can watch PGTV on BrightHouse Channel 19 or Comcast Channel 33. Visit the PGTV site on www.polk-county.net or check your local TV guide for the weekly schedule. You may also call 534-5997 for more information about PGTV.



POLK COUNTY
BOARD OF COUNTY COMMISSIONERS
MEETING AGENDA – DECEMBER 19, 2007

CALL TO ORDER - 9:00 a.m. – Sam Johnson, Chairman **FINALIZED 12/14/07 11:00 A.M.**

INVOCATION - Dwayne Boykin, Information Technology Division

PLEDGE OF ALLEGIANCE – Sam Johnson, Chairman

A. APPROVE CONSENT AGENDA

B. PRESENTATIONS and RECOGNITIONS

1. Heida Hamilton, Co-Leader of the Bartow Thunderhooves 4-H, to thank the Board for its support of the 4-H program in Polk County and to invite the Commissioners to the next 4-H Horse Show.
2. Recognize Merle H. Bishop, Growth Management Director, for 32 years of dedicated service to the citizens and staff of Polk County.
3. Mark Jackson, Tourism/Sports Marketing Director, to discuss trends, issues and the future of Tourism and Sports in and for Polk County.
4. A representative of the Polk Regional Transportation Organization to present an original signed copy of the legislation creating the Polk Transit Authority.

C. PROCLAMATIONS

D. PUBLIC HEARING TO CONSIDER SETTLEMENT

E. ACCOUNTANT, AUDITOR AND CLERK TO THE BOARD - RICHARD M. WEISS

1. Approve and ratify Disbursements.
2. Approve minutes of the Special Board meeting held on November 28, 2007, and the Regular Board meeting held on December 5, 2007.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. GROWTH MANAGEMENT – MERLE BISHOP, DIRECTOR

1. GROWTH MANAGEMENT DEPARTMENT

- a. Report on a proposed Polk County Charter Amendment referendum relating to Growth Management presented by Mr. John Ryan on October 31, 2007.

H. PUBLIC WORKS – BRUCE McNABB, DIRECTOR

1. FACILITIES MANAGEMENT DIVISION

- a. Request Board approve CSA Modification No. 1 to CSA No. 06-02-01, in an amount not to exceed \$1,006,160.00 in design fees and reimbursables, with Clemons, Rutherford and Associates, Architects, Inc. for the changes in design scope for the expansion at the South County Jail. Funds in the amount of \$300,000.00 are available in Fiscal Year 2007-2008 in the Sheriff's Correctional Impact Fee Fund. The remaining balance will be budgeted in Fiscal Year 2008-2009 in the amount of \$500,000.00 and in Fiscal Year 2009-2010 in the amount of \$206,160.00.

2. NATURAL RESOURCES DIVISION

- a. Request Board approve recommendation for letter of support from the Board to Governor Crist regarding the formation of a Special Task Force to include Polk County, for the purpose of comprehensively evaluating population and developmental impacts and associated water supply needs to the Kissimmee River Watershed. There is no fiscal impact.

3. TRANSPORTATION ENGINEERING DIVISION

- a. Request Board approve CSA No. 06-149-03 with Post, Buckley, Schuh and Jernigan, Inc. to provide engineering services for the design of the Bartow Northern Connector (US 98 to US 17), Phase 1, for a total not-to-exceed amount of \$1,650,000.00. Funding in the amount of \$1,650,000.00 is available in the Transportation Engineering 1-Mill Fund 152 in the amount of \$1,350,000.00 and in the Transportation Engineering Impact Fee III, District B, in the amount of \$300,000.00.

I. UTILITIES - GREG BOETTCHER, DIRECTOR

1. UTILITIES CAPITAL PROJECTS DIVISION

- a. Request Board approve Construction Manager-At-Risk Authorization No. 06-036-03 with Vogel Brothers Building Company, for the construction of the Phase 2 and 3 expansion of the Sun Ray Wastewater Treatment Facility, located in the Southeast Regional Utility Service Area, for a guaranteed maximum price of \$3,183,474.00 plus an owner controlled allowance of \$75,000.00, for a total cost of \$3,258,474.00. Funding is available in FY 2007-2008 in the Community Investment Program budget.

J. NEIGHBORHOOD SERVICES – ELBA CHERRY, DIRECTOR

1. LEISURE SERVICES DIVISION

- a. Request Board approve CSA No. 06-03-01 with WilsonMiller, Inc. in the amount of \$62,000.00 to design a Master Development Plan for the Hayman Property. Funds are currently allocated in Project 3500003 Four Corners Regional Park.

K. HUMAN SERVICES – LARRY SKIDMORE, DIRECTOR

L. PUBLIC SAFETY – JIM BELL, DIRECTOR

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M. SUPPORT SERVICES GROUP – LEA ANN THOMAS, ASSISTANT COUNTY MANAGER

1. PERSONNEL DIVISION

- a. Request Board approve a three year contract with Michael S. Craig as County Attorney.

2. PURCHASING DIVISION

- a. Report Bid Award by Purchasing Director:

Awarded Bid No. 008-004-MAR, Southeast Landfill Class I and C&DD Cell Closures to ERC General Contracting Services, Inc. of Winter Garden, Florida, in the total contract amount of \$1,174,450.00. Funds are budgeted in Southeast Landfill-Operations Fund (Solid Waste Division). Contract execution required by Chairman.

- b. Report Bid Award by Purchasing Director:

Awarded Bid No. 08-006-BJS, Pace Road Widening Project to Jr. Davis Construction Company, Inc. of Kissimmee, Florida, in the total contract amount of \$3,434,122.57. Funds are budgeted in Transportation Engineering Impact Fee 111, District A Fund. (Transportation Engineering Division). Contract execution required by Chairman.

N. COUNTY ATTORNEY – LINDA MCKINLEY, INTERIM

O. COUNTY MANAGER – MICHAEL HERR

1. CENTRAL FLORIDA DEVELOPMENT COUNCIL OF POLK COUNTY

- a. Request Board approve the Impact Fee Mitigation Program Agreement for ALDI, Inc. and adopt the Agreement approving \$500,000.00 as the amount of impact fee mitigation. No transfer of funds is required to approve this agreement.

2. COUNTY MANAGER

- a. Request Board approve the appointment of Thomas M. Deardorff, AICP, as Growth Management Director, effective December 27, 2007.

- P. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE** - Public participation is encouraged and if you are addressing the Board, please step to the podium, adjust the microphone for your comfort, and state your name for the record. At the discretion of the Chair, the Board may limit discussion on an issue in the interest of time so that all who wish to speak may do so.

RECESS AS BOARD OF COUNTY COMMISSIONERS and CONVENE AS NORTH RIDGE CRA

Q. COMMUNITY REDEVELOPMENT AGENCY

1. NORTH RIDGE CRA

- a. Request CRA Board approve minutes of the September 12, 2007, North Ridge CRA meeting.
- b. Request CRA Board approve CSA No. 06-235-01 with Post, Buckley, Schuh and Jernigan, Inc. (PBS&J) for the Ernie Caldwell Boulevard Project to provide technical support services, for a total not-to-exceed fee of \$180,000.00. Funding in the amount of \$180,000.00 is available in the Transportation Northridge CRA 176 Fund.

R. COUNTY COMMISSIONERS

1. District #1 - Bob English
2. District #2 - Randy Wilkinson
3. District #3 - Jack Myers
 - a. Request Board endorsement of a resolution and letter proposed by the "How Shall We Grow?" Congress of Regional Leaders, supporting the Florida Forever program and a successor program for the Future, and the support for priority action to preserve Central Florida's "Seven Jewels."
4. District #4 – Jean Reed
5. District #5 - Sam Johnson, Chairman

RECESS - The Board of County Commissioners will recess from 12:30 p.m. until 1:30 p.m. or soon thereafter.

S. PUBLIC HEARINGS – Public participation is encouraged and if you are addressing the Board, please step to the podium, adjust the microphone for your comfort, and state your name for the record. At the discretion of the Chair, Hearings may not be heard in the order listed and could start after the advertised time. The Chair may also limit discussion on an issue in the interest of time so that all who wish to speak may do so.

1. Public Hearing to consider adoption of an ordinance, the title and substance of the proposed ordinance being:

AN ORDINANCE INCREASING THE SALARY OF THE MEMBERS OF THE POLK COUNTY COMMISSION; PROVIDING THE AMOUNT OF THE INCREASE; PROVIDING THE EFFECTIVE DATE OF THE SALARY INCREASE AS JANUARY 1, 2008; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

2. Public Hearing to consider adoption of a Resolution providing Notice of Intent to utilize the Uniform Method of Collection for Non-ad Valorem Assessments.
3. Public Hearing to consider CU 06-20/De Novo : James Gonzales, owner, has appealed the decision of the Planning Commission to deny a Conditional Use (CU) in a Residential Suburban (RS) land use district and requests a De Novo hearing. The CU will allow conversion of a single-family dwelling into a childcare center on 1.47 +/- acres. The property is located on the north side of Ewell Road, west of Laurel Oak Drive, southwest of the City of Lakeland, in S-16, T-29, R-23.
4. Public Hearing to consider a Development Agreement (DA 07-01) County Road 653: An application for a DA 07-01 has been received, for transportation improvements at the intersection of Old Bartow/Lake Wales Road and County Road 653. Pursuant to Section 163.3187 (4), Florida Statutes (F.S.), and Section 915.1, of the Land Development Code, the

County is required to conduct a public hearing, and take action on the proposed Agreement.

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5. Public Hearing to consider a Development Agreement (DA 05-01M) Four Corners Town Center: An application for DA05-01M has been received, to modify the existing Development Agreement for the Four Corners Town Center located at the southeastern corner of US 27 and County Road 54. The proposed modifications recognize all the property owners as partners and make several changes to further identify responsibilities, time frames, and benefits.
6. Public Hearing to consider adoption of the proposed 07-B Round Comprehensive Plan Amendments (CPAs). This is the adoption hearing for the first amendment cycle of 2007. The following briefly describes each CPA case to be considered:

Case No. CPA 07B-01

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-01, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE 113± ACRES FROM RESIDENTIAL SUBURBAN (RS) TO LEISURE RECREATION (LR) AND 43± ACRES FROM BUSINESS PARK CENTER-1 (BPC-1) IN THE URBAN DEVELOPMENT AREA (UDA) TO LEISURE RECREATION (LR) IN THE SUBURBAN DEVELOPMENT AREA (SDA) LOCATED ON THE NORTH AND SOUTH SIDES OF BELLA VISTA STREET WEST, WEST OF I-4, EAST OF COUNTY ROAD 542A (GALLOWAY ROAD), AND NORTH OF 10TH STREET WEST IN S-3,10, T-28, R-23; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL OF BOTH TRACTS 7:0)

Case No. CPA 07B-02

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-02, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE 23± ACRES FROM RESIDENTIAL LOW (RL) TO RESIDENTIAL MEDIUM (RM) LOCATED ON THE EAST SIDE OF U.S. 98 NORTH, APPROXIMATELY 1,200 FEET NORTH OF RITTER ROAD AND APPROXIMATELY 920 FEET SOUTH OF BRENTWOOD LANE, IN S-12, T-27, R-23, NORTH OF THE CITY OF LAKELAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 7:0)

Case No. CPA 07B-03

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-03, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE MULTIPLE LAND USE DESIGNATIONS ON ELEVEN (11) CONTIGUOUS PARCELS TOTALING 47 ± ACRES FROM COMMUNITY ACTIVITY CENTER (CAC) TO INDUSTRIAL (IND), TO BUSINESS PARK CENTER (BPC), TO NEIGHBORHOOD ACTIVITY CENTER (NAC), AND TO RECREATION AND OPEN SPACE (ROS); FROM RESIDENTIAL LOW (RL) TO INDUSTRIAL (IND), TO BPC, TO NAC, AND TO ROS; WHICH RESULTS IN FOUR (4) NEW LAND USES OF IND, BPC, NAC, AND ROS ON THE SUBJECT PROPERTIES LOCATED IN THE WAVERLY NEIGHBORHOOD ON THE NORTHEAST, NORTHWEST, AND SOUTHWEST SIDES OF THE INTERSECTION OF WAVERLY ROAD AND ORANGE AVENUE, EAST OF CARVER STREET AND SOUTH OF POLK AVENUE, IN S-04, 09, 10, T-29, R-27; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN

EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

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Case No. CPA 07B-04

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-04, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM AGRICULTURAL/RESIDENTIAL RURAL (A/RR) AND RURAL DEVELOPMENT AREA (RDA) TO RESIDENTIAL LOW (RL), CONVENIENCE CENTER (CC), AND URBAN DEVELOPMENT AREA (UDA) ON 333.15± ACRES ON PROPERTY LOCATED NORTH OF STATE ROAD 60, SOUTH OF GERBER DAIRY ROAD, EAST OF 91 MINE ROAD, WEST OF RIFFLE RANGE ROAD IN S-29, 30, 32, T-29, R-26; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 4:1)

Case No. CPA 07B-05

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF A TEXT AMENDMENT CPA 07B-05, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, AMENDING THE POLICY 2.109-A1: LAND USE CATEGORIES ESTABLISHED TO AMEND THE DEVELOPMENT STANDARDS FOR TOURISM COMMERCIAL CENTERS; AND THE POLICIES UNDER OBJECTIVE 2.110-I: TOURISM COMMERCIAL CENTER RELATING TO EXPANDING THE CHARACTERISTICS, TYPICAL USES, AND DEVELOPMENT CRITERIA; AND POLICY 2.131-PA4 MODIFIED LAND-USE CATEGORIES, TOURISM COMMERCIAL CENTERS WITHIN THE STATE ROAD 559 SELECTED AREA PLAN (SAP) RELATING TO EXPANDING THE CHARACTERISTICS, TYPICAL USES, AMENDING THE PERMITTED USES AND PROHIBITED USES, AND AMENDING THE DEVELOPMENT CRITERIA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 7:0)

Case No. CPA 07B-07

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-07, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO AMEND THE TEXT IN APPENDIX 2.131, SECTION 2.131-C, THE NORTH US 27 SELECTED-AREA PLAN (US 27 SAP), TO ADD THE OFFICE CENTER (OCX) LAND USE CATEGORY AND ESTABLISH DEVELOPMENT CRITERIA FOR THE OCX LAND USE CATEGORY WITHIN THE US 27 SAP; AND TO AMEND THE FUTURE LAND USE MAP TO CHANGE 4.7 ± ACRES FROM RESIDENTIAL LOW “X” (RLX) TO OFFICE CENTER “X” (OCX) FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF THE INTERSECTION OF US 27 AND HARRELL ROAD, WITHIN THE NORTH US 27 SELECTED-AREA PLAN, IN S-36, T-25 R-26; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 5:1)

Case No. CPA 07B-08

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-08, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM PHOSPHATE MINING (PM) TO INDUSTRIAL (IND) ON 40 ± ACRES ON PROPERTY LOCATED NORTH OF COUNTY ROAD 640, SOUTH OF STATE ROAD 60, EAST OF AGRICOLA ROAD, WEST OF NORAYLN MINE ROAD IN S-25, T-30, R-24; PROVIDING

FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
(RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 4:1)

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Case No. CPA 07B-09

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-09, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE 37.1 ± ACRES FROM RESIDENTIAL LOW (RL) TO RESIDENTIAL MEDIUM (RM) LOCATED NORTH OF US 17, ON THE WEST SIDE OF SPIRIT LAKE ROAD, SOUTH OF SHEFFIELD ROAD, ON BOTH SIDES OF OLD BARTOW EAGLE LAKE ROAD, IN S-14, T-29, R-25; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-10

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-10, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED TO CHANGE 26.1 ACRES OF NEIGHBORHOOD ACTIVITY CENTER (NAC), 34.8 ACRES OF RESIDENTIAL LOW (RL), AND 19.3.9 ACRES OF DEVELOPMENT OF REGIONAL IMPACT (DRI) TO 56.3 ACRES OF COMMUNITY ACTIVITY CENTER (CAC), 6.8 ACRES OF RESIDENTIAL MEDIUM (RM), 10 ACRES OF INSTITUTINAL (INST), AND 7.1 ACRES OF PRESERVATION (PRESV) TOTALING 80.2 ± ACRES ON TWENTY SEVEN PROPERTIES NEAR THE INTERSECTION SHEPHERD ROAD AND IMPERIAL PARKWAY, IN S-22, 23, 26, 27, T-29, R-23; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-11

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF A TEXT AMENDMENT CPA 07B-11, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO AMEND APPENDIX 2.131, SECTION 2.131-C, THE NORTH US 27 SELECTED-AREA PLAN (US 27 SAP), TO ADD THE RESIDENTIAL HIGH (RHX) LAND USE CATEGORY WITHIN THE US 27 SAP, ESTABLISH DEVELOPMENT CRITERIA FOR THE RHX LAND USE CATEGORY WITHIN THE US 27 SAP, AND ESTABLISH DENSITY BONUS CRITERIA FOR THE RHX LAND USE CATEGORY WITHIN THE US 27 SAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 5:0)

Case No. CPA 07B-12

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-12, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM RESIDENTIAL MEDIUM (RM) TO RESIDENTIAL HIGH (RH) ON 3 ± ACRES ON PROPERTY LOCATED NORTH OF COUNTY ROAD 540A, SOUTH OF FITZGERALD ROAD, EAST OF STATE ROAD 37 (SOUTH FLORIDA AVENUE), WEST OF COUNTY ROAD 37A (SCOTT LAKE ROAD) IN S-18, T-29, R-24; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-13

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-13, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED TO CHANGE 23,062 ± ACRES OF PRE-DEVELOPMENT OF REGIONAL IMPACT (PRE-DRI) AND 1,121 ± ACRES AGRICULTURE/RESIDENTIAL RURAL (A/RR) TO 16,870 ± ACRES OF PRE-DRI, 154 ± ACRES OF INSTITUTIONAL (INST), 734.6 ± ACRES AGRICULTURE/RESIDENTIAL RURAL (A/RR), 6.8 ± ACRES OF RECREATION OPEN SPACE (ROS), AND 6,418 ± ACRES OF PRESERVATION (PRESV) TOTALING 24,184 ± ACRES IN THE NORTH-EAST REGION OF POLK COUNTY IN S-29, 32, T-26, R-28; S-05-10, 13-14, 17-24, 26-30, 32-35, T-27, R-28; S-30 31, T-27, R-29; S-01-04, 09-16, 21-22, T-28, R-28; AND S-04-09, AND 16-18, T-28, R-29; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-15

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-15, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE THE LAND USE FROM LINEAR COMMERCIAL CORRIDOR (LCC) IN THE RURAL DEVELOPMENT AREA TO INDUSTRIAL (IND) IN THE RURAL DEVELOPMENT AREA ON 120± ACRES OF PROPERTY LOCATED ON THE SOUTH SIDE OF STATE ROAD 60, WEST OF ARMOUR ROAD, WEST OF THE CITY OF BARTOW, IN S-02, 03, T-30, R-24; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-16

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-16, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM RESIDENTIAL LOW 4 (RL-4) TO RESIDENTIAL HIGH (RH) ON 26.71± ACRES ON PROPERTY LOCATED NORTH OF US 92 (MEMORIAL BOULEVARD), SOUTH OF 10TH STREET WEST, EAST OF CHESTNUT ROAD NORTH, WEST OF WABASH AVENUE NORTH IN S-10, T-28, R-23; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-17

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-17, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO AMEND THE FUTURE LAND USE MAP TO CHANGE 121.4 ± ACRES FROM RESIDENTIAL LOW “X” (RLX) TO RESIDENTIAL MEDIUM “X” (RMX) IN THE URBAN DEVELOPMENT AREA (UDA) FOR PROPERTY LOCATED NORTH OF I-4 AND EAST OF US 27, WITHIN THE NORTH US

27 SELECTED-AREA PLAN, IN S-25, T-25, R-26; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 5:0)
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Case No. CPA 07B-18

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-18, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM RESIDENTIAL LOW (RL) TO INSTITUTIONAL (INST) ON 0.919± ACRES ON PROPERTY LOCATED NORTH OF AVENUE Y NORTHEAST, SOUTH OF LAKE CONINE, WEST OF STATE ROAD 544, EAST OF PALM DRIVE NORTHEAST, NORTHEAST OF THE CITY OF WINTER HAVEN IN S-16, T-28, R-26; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-19

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-19, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED, TO CHANGE 4.12 +/- ACRES FROM RESIDENTIAL LOW (RL) TO INSTITUTIONAL (INST) LOCATED APPROXIMATELY 630 FEET WEST OF OLD US 37, NORTH OF AND FRONTING ON PARKER ROAD, SOUTH WEST OF LAKELAND FLORIDA, IN S-11, T-29, R-23; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

Case No. CPA 07B-20

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE ADOPTION OF AMENDMENT CPA 07B-20, AN AMENDMENT TO THE POLK COUNTY COMPREHENSIVE PLAN, ORDINANCE 92-36, AS AMENDED FROM RESIDENTIAL LOW (RL) TO INSTITUTIONAL (INST) ON 1.418± ACRES ON PROPERTY LOCATED SOUTHWEST OF COUNTY ROAD 655 (SNIVELY AVENUE), BETWEEN 7TH AND 8TH STREET IN THE AREA OF ELOISE, SOUTH OF WINTER HAVEN IN S-05, T-29, R-26; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (RECOMMENDATIONS: LONG RANGE PLANNING DIVISION – APPROVAL; PLANNING COMMISSION – APPROVAL 6:0)

ANNOUNCEMENTS

All of the below scheduled meetings constitute public meetings at which two or more County Commissioners may appear to discuss issues that may come before the Board of County Commissioners.

1. Monday, December 17, 2007 - 9:00 a.m. - Board/Staff Agenda Review meeting to discuss the Agenda and any other matters that may come before the Board will be held in the Commissioners' Conference Room, Room 407.
2. Monday, December 17, 2007 – 1:00 p.m. – The Grand Opening Ceremony for the Lakeland Primary Care Clinic (Polk Healthcare Plan), 936 East Parker Street, Lakeland.
2. Monday, December 17, 2007 – 5:30 p.m. – Community Relations Advisory Council will meet in the Commissioners' Conference Room, Room 407.
3. Tuesday, December 18, 2007 - 8:30 a.m. - The Selection Committee for RFP 07-092, Polk Healthcare Plan Claims Medical Management Systems will meet at the Purchasing Division, 2470 Clower Lane, Bartow.

4. Tuesday, December 18, 2007 - 1:30 p.m. - The Board of Adjustment will be held in the County Commission Boardroom.

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5. Tuesday, December 18, 2007 – 6:00 p.m. – The Guidance Team for Budgeting for Outcomes will meet in the Commissioners’ Conference Room, Room 407.
6. Thursday, December 20, 2007 – 8:00 a.m. - The Appellate Special Magistrate of the Code Enforcement Division will meet in the County Commission Boardroom.
7. Thursday, December 20, 2007 - 8:30 a.m. - The Development Review Committee will meet in the Land Development Conference Room, Second Floor, Neil Combee Administration Building.
8. Thursday, December 20, 2007 – 9:00 a.m. – Special Magistrate of the Code Enforcement Division will meet in the County Commission Boardroom.
9. Friday, December 21, 2007 – 8:30 a.m. – The Citizens HealthCare Oversight Committee (COC) will be holding their new member orientation at the Community Health and Social Services Division, Second Floor Conference Room, 2135 Marshall Edwards Drive, Bartow.
10. Monday, December 24, 2007 and Tuesday, December 25, 2007 – The offices of the Board of County Commissioners will be closed in observance of the Christmas Holiday.
11. Tuesday, January 1, 2008 - The offices of the Board of County Commissioners will be closed in observance of the New Year’s Holiday.
12. Thursday, January 3, 2008 - 8:30 a.m. - The Development Review Committee will meet in the Land Development Conference Room, Second Floor, Neil Combee Administration Building.
13. Friday, January 4, 2008 - 9:00 a.m. - Board/Staff Agenda Review meeting to discuss the Agenda and any other matters that may come before the Board will be held in the Commissioners’ Conference Room, Room 407.
14. Monday, January 7, 2008 – 9:00 a.m. – Board/Staff Work Session to discuss the new balanced budget will be held in the County Commission Boardroom.
15. Tuesday, January 8, 2008 - 8:30 a.m. - Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
16. Tuesday, January 8, 2008 - 9:00 a.m. - Planning Commission meeting will be held in the County Commission Boardroom.
17. Tuesday, January 8, 2008 – 1:30 p.m. – Polk County Library Cooperative Librarian’s Advisory Council will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.

CONSENT AGENDA

E. ACCOUNTANT, AUDITOR AND CLERK TO THE BOARD - RICHARD M. WEISS

1. Approve removal of equipment from inventory as set forth on Blanket Removal Forms No. 1777 through No. 1778 as requested by Fixed Asset Accounting, to be stored or disposed of in accordance with the Rules of the Auditor General's Office. (Copies are on file in the Clerk's Department of Finance and Accounting to BoCC.)
2. SET HEARING DATES for the following items with the suggested hearing date for each being February 6, 2008, at 1:30 p.m. (Copies are on file in the Clerk's Department of Finance and Accounting to BoCC.)
 - a. To consider a petition from Derick Proctor to adopt a Resolution to vacate the 40 foot platted drainage easement lying on the northern side of Lot 1, on the plat of Noralyn – Commerce Park, as recorded in Plat Book 73, Page 47, Public Records of Polk County. The property lies in S-24, T-30, R-24.
 - b. To consider a petition from Menandre Muscadin and Fleurette Muscadin, his wife, to adopt a Resolution to vacate a portion of the 10-foot platted, utility and drainage easement located on the rear portion of Lot 7, Block 1058, as shown on the plat of Poinciana Neighborhood 4, Village 7, recorded in Plat Book 53, Pages 4 through 18, of the Public Records of Polk County. The property lies in S1-03, T-28, R-28.
 - c. To consider, by its own motion, adopting a Resolution to vacate a portion of Shore Road (formerly Beach Parkway), and platted right-of-way lying easterly of 20th Street Northwest (formerly Hartridge Road). The property lies in S-18, T-28, R-26.
 - d. To consider a petition from John Lutton, to adopt a Resolution to vacate a portion of the 10 foot platted, utility easement at the north (rear) end of Lot 111 in the subdivision of Sunset Ridge Phase 2 recorded in Plat Book 126, Pages 36 through 41, Public Records of Polk County. The property lies in S-18, T-26, R-27.
 - e. To consider a petition from Pulte Home Corporation and JML Global, LLC, to adopt a Resolution to vacate the 20 foot platted utility easements along the common lines of Lots 56 and 57, Lots 57 and 58, and crossing Tracts C and D as shown on the Plat of Ridgewood Lakes Village 3A, recorded in Plat Book 143, Pages 6 through 12, of the Public Records of Polk County. The properties lie in S-32, T-26, R-27.
3. Accept minutes for the Poinciana Community Development District held on August 22, 2007, and September 19, 2007; and the Mayfair Community Development District held on October 10, 2007. (Copies are on file in the Clerk's Department of Finance and Accounting to BoCC.)
4. Approve Satisfaction of Assessment Lien for the following: Angus Road – R34-18 – Milford Stern. (Copy is on file in the Clerk's Department of Finance and Accounting to BoCC.)
5. SET HEARING DATE: To consider a petition from Dennis Steed, Senior Vice President of Ring Power Corporation to adopt a Resolution to vacate portions of platted, unmaintained rights-of-way named Indiana Road and Brooks Road shown on the plat of Farming & Trucking Lands of W. F. Hallam & Co's Lakeland Highlands, Florida, recorded in Plat Book 1-C, Page

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

1. POLK COUNTY SHERIFF – GRADY JUDD

- a. Request Board approve the appropriation and expenditure of \$112,050.00 from the Law Enforcement Trust Fund Federal Account. These funds will be expended to purchase weapon streamlights and mounts for agency issued shotguns for deputies. The equipment is necessary to increase the safety of deputies when required to utilize a shotgun at night.

G. GROWTH MANAGEMENT – MERLE BISHOP, DIRECTOR

1. LAND DEVELOPMENT DIVISION

- a. Request Board accept the 2006-2007 Annual Report for the Mosaic Fertilizer, LLC-Green DRI, US Agri-Chemicals Corporation DRI and the Ridgewood Lakes DRI. The Mosaic Fertilizer LLC-Green DRI is located approximately one and one-half mile west of the intersection of County Road 555 and County Road 640, in S-20, 21, 27, 28, 29, 30, 32, 33, 34, T-30, R-24, the US Agri-Chemicals Corporation DRI is located south of State Road 630 and approximately two miles west of the City of Fort Meade in S-31, 32, T-31, R-25 and the Ridgewood Lakes DRI is located on the east side of US 27, south of I-4 in S-28, 29, 32,33, T-26, R-27 and S- 04, 05, T-27, R-27.
- b. Request Board accept Dales at West Haven Subdivision Plat for conditional approval. The property is, east of US 27 and north of I-4, north of Davenport, in S-05, 06, T-26, R-27.
- c. Request Board accept the amendment to Irrevocable Standby Letter No. SM229063W, in the amount of \$63,228.00, for Solivita 7G-1 Subdivision Plat, for miscellaneous construction and utility items. The Irrevocable Standby Letter of Credit expired on December 14, 2007. The new expiration date is December 5, 2008. .The property is east of Marigold Avenue, south of Marion Creek Road, east of Haines City, S-15, 22, T-37, R-28.
- d. Request Board approve the reduction to the surety, reducing the amount by \$529,007.88, leaving a balance of \$63,228.00, for Solivita Subdivision Plat, for miscellaneous construction and utility items. The property is east of Marigold Avenue, south of Marion Creek Road, east of Haines City, S-15, 22, T-37, R-28.
- e. Request Board release Irrevocable Standby Letter of Credit No. S6695, in the amount of \$13,560.25 for Winchester Subdivision Plat, for miscellaneous construction and utility items. The property is south of West Socrum Loop Road , east of Kathleen Road, northwest of Lakeland, in S-04, T-27, R-23.
- f. Request Board release Bond No. 17-002-844, in the amount of \$110,000.00, from Liberty Bond Services, for driveway and intersection improvements along Medulla Road. The property is north Medulla Road, west of State Road 37, southwest of Lakeland, in S-09, T-29, R-23.
- g. Request Board release Completion Bond No. 140000200013, in the amount of

\$133,000.00, guaranteeing the completion of the access road and the road improvements along 42nd Street N.W., for Florida Rock Industries. The property is located on the west side of 42nd Street N.W., east of State Road 655, south of Auburndale.

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- h. Request Board release Bond No. KA3489, in the amount of \$150,000.00. The property is South of County Road 630, southwest of Fort Meade, in S-10, 11, T-32, R-24.

2. LONG RANGE PLANNING DIVISION

- a. Request Board approve Modification No. 1, to CSA No. 07-06-01, with Glatting Jackson Kercher Anglin, Inc., for completing and processing an Application for Development Approval (ADA), for a substantial deviation to the Polk Commerce Centre Development of Regional Impact (DRI). This modification will add 351 calendar days, to extend the completion date to September 30, 2008. There will be no additional costs associated with this time extension.
- b. SET HEARING DATE - CPA 07S-20: To consider adoption of a proposed ordinance for a Small Scale Comprehensive Plan amendment to the Polk County Comprehensive Plan. (Suggested hearing date: January 23, 2007, at 1:30 p.m.)

H. PUBLIC WORKS – BRUCE McNABB, DIRECTOR

1. FACILITIES MANAGEMENT DIVISION

- a. Request Board approve Modification No. 2 for CSA No. 03-92-05 in the amount of \$20,950.00 with Lunz Prebor Fowler Architects for design of gift shop area and additional electrical engineering at Polk's Nature Discovery Center. Also, request Board approve a Budget Transfer from the 31201 Environmental Lands Acquisition Reserves for Capital Expansion to a project specific account and a CIP Amendment to fund the additional costs associated with CSA No. 03-92-05 in the amount of \$20,950.00. Funds are available in the 31201 Environmental Lands Acquisition Fund Reserves for Capital Expansion and upon Board approval will be transferred to Polk's Nature Discovery Center's CIP account. Approval of this item will increase Polk's Nature Discovery Center CIP project by \$20,950.00.
- b. Request Board approve a Lease between the Board and the University of South Florida for 600 square feet of office space at the University of South Florida's Lakeland campus for occupancy by the Central Florida Development Council's Small Business Development Center. The Lease shall be for a term of three years beginning December 20, 2007, and ending December 19, 2010. Lease fees for the duration of the Agreement will be \$14.17 per square foot for an annual fee of \$8,502.00 or \$708.50 per month. Funds for the proposed Lease are available in the Small and Minority Business Development Fund.
- c. Request Board approve a Construction Manager - at Risk Authorization (CMA) No. 06-026-05 with Crossroads Construction for the Fire Services Facility Life Safety Upgrades, located at 14 various fire stations, at a Guaranteed Maximum Price of \$220,254.00. The Fire Services Facility Life Safety Upgrades construction cost is a Guaranteed Maximum Price in the amount of \$220,254.00. Funds are available in the 110 Fire Services Fund.

2. NATURAL RESOURCES DIVISION

- a. Request Board approve Modification No. 2 to CSA No. 03-59-01 with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) for providing park amenity as-builts documenting with engineering

drawings for the newly built boardwalk, observation platform and other site improvements at the Lakeland Highlands Scrub environmental land site. Funds, in the amount of \$5,882.36, are available in the 31201 Environmental Lands Acquisition Fund.

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- b. Request Board approve the Agreement for Sale and Purchase to purchase 4.3 acres, on Woodland Avenue, from Calvin Wilks and Jeanette M. Wilks to improve drainage conditions, approve the Right-of-Way Agent, Natural Resources Division to exercise Due Diligence and close on the property per terms of the Agreement, and approve to record the deed. Funds in the amount of \$180,000.00 are available in 14471 Drainage/Water Quality Fund.
- c. Request Board approve the Agreement for Sale and Purchase to purchase Lot 14, Block 4 in Saddlebag Lake Subdivision from Joseph O'Neill for the Saddlebag Lake Outfall Project, approve the Right-of-Way Agent, Natural Resources Division to exercise Due Diligence and close on the property per terms of the Agreement, and approve to record the deed. Funds in the amount of \$20,000.00 are available in 14471 Drainage/Water Quality Fund.
- d. Request Board approve the Drainage Right-of-Way Agreement with Iain Corrighan and Pamela Corrighan for the purchase of a 13.0-foot wide drainage easement across Lot 10, Block 3 in the Saddlebag Lake Subdivision, for the Saddlebag Lake Outfall Project, and approve to record the easement once the transaction is completed. Funds in the amount of \$9,800.00 are available in 14471 Drainage/Water Quality Fund.
- e. Request Board approve the recording of the Drainage Easement and Temporary Construction Easement given by RLF Cypress Land Holdings, LLC. for the Saddlebag Lake Outfall Project. The easements are needed in order to construct the proposed drainage outfall system. Funds in the amount of \$71.00 are available in 00101 General Fund for recording costs.
- f. Request Board approve the Agreement for a Permanent Drainage Easement and Temporary Construction Easement with Joseph E. Beale for the Saddlebag Lake Outfall Project, and approve to record the easements described in the Agreement. Funds in the amount of \$37.00 are available in 00101 General Fund for recording costs.

3. TRAFFIC ENGINEERING AND OPERATIONS DIVISION

- a. Parking restriction studies were conducted to support these requests under the "Powers of local authority" as outlined in FS 316.008. Vehicles are parking on the rights-of-way of said roadways causing the deterioration of the shoulder/pavement condition and/or line of sight restriction/limitation. The posting of the requested restrictions will promote public safety on the County roadway system, and assist the Polk County Sheriff's Office in their enforcement efforts. It is recommended that a Resolution be adopted authorizing the following postings for parking restrictions:

Received request from citizen to post No Parking on right-of-way due to vehicles parking on County right-of-way causing a public safety problem; this road is located in S-23, T-28, R-25 and is classified as an Urban Collector:

(CR 852301) Forty Second Street Northwest, east side 250 feet south of Avenue Q Northwest for a distance of 125 feet.

Received request from citizen to post No Parking on right-of-way due to vehicles parking

on County right-of-way causing a public safety problem; this road is located in S-27, T-28, R-26 and is classified as an Urban Collector:
(CR 862707) Buckeye Loop Road, restrict parking for 400 feet south of Buckeye Road on the east side.

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Received request from citizen to post No Parking on right-of-way due to vehicles parking on County right-of-way causing a public safety problem; this road is located in S-14, T-25, R-26 and is classified as a Local Residential:
(CR 561402) Sand Mine Road, restrict parking on the north side, east and west of Caribbean Drive for a distance of 500 feet.

Received request from Polk County School Board to post No Parking on right-of-way due to vehicles parking on County right-of-way causing a public safety problem; these roads are located in S-25 and S-36, T-27, R-28 and are classified as Rural Minor Collectors:
(CR 782502) Coyote Road, restrict parking on the west and east sides, for 834 feet from Palmetto Street;
(CR 782506) Palmetto Street, restrict parking on the north and south sides, for 500 feet from Coyote Road;
(CR 783603) Falcon Road, restrict parking on the west and east sides, for 211 feet from Palmetto Street.

Received request from Polk County School Board to post No Parking on right-of-way due to vehicles parking on County right-of-way causing a public safety problem these roads are located in S-22 and S-23, T-28, R-23 and are classified as Local Residentials:
(CR 832303) Plateau Avenue, restrict parking for 252 feet south of Dorothy Street and 92 feet north of Oakhill Street on west side of Plateau Avenue;
(CR 832231) South Wabash Avenue, restrict parking for 200 feet south and 200 feet north of Jesse Keen Elementary School entrance on west and east side of South Wabash Avenue.

Funding in the amount of \$3,360.00 for the installation of signs is available in the Transportation Trust – Constitutional Gas Tax Fund.

- b. No change in speeds from 30 M.P.H. or from those established in FS 316.183 shall take effect until the zone is posted by the authority changing the speed pursuant to FS 316.189. Speed limit studies were conducted to support each request under the “Establishment of municipal and county speed zones” as outlined in FS 316.189. The posting of the requested restrictions will promote public safety on the County road system and assist the Polk County Sheriff’s Office in their enforcement efforts. It is recommended that a Resolution be adopted authorizing the following speed limit postings:

These are newly accepted subdivision roads that are classified as Local Residential located in S-10, T-27, R-27. Written speed studies have identified that the 30 M.P.H. established in FS 316.183 would be too fast and should be posted 25 M.P.H.:

(CR 771020) Mystery Court, from Mystery Circle (Mile Post 00.00) to Dead End North (Mile Post 00.02);
(CR 771019) Mystery Circle, from Power Line Road (Mile Post 00.00) to Mystery Circle (Mile Post 00.42).

Funding in the amount of \$140.00 for the installation of signs is available in the Transportation Trust – Constitutional Gas Tax Fund.

- c. Truck restriction studies were conducted to support this request in compliance with FS 316.008. The postings of the requested restrictions will promote public safety on the County roadway system, and assist the Polk County Sheriff's Office in their enforcement efforts. It is recommended that a Resolution be adopted by the BoCC authorizing the following posting for truck restriction:

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Received request from citizen to post No Thru Trucks on the following Local Residential Road located in S-33, T-26, R-25:

(CR 653311) Smith Road, from Barfield Road (Mile Post 0.00) to Orange Boulevard (Mile Post 0.36). Trucks cannot negotiate the turns without causing roadway shoulder damage.

Funding in the amount of \$140.00 for the installation of signs is available in the Transportation Trust – Constitutional Gas Tax Fund.

- d. Request Board approve Roadway Lighting System Maintenance Agreement with the Florida Department of Transportation for maintaining and powering a Roadway Lighting System on SR-700 (US 98) at the Daughtery Road Intersection north of the City of Lakeland and adopt a Resolution authorizing the execution of the Agreement. Funding in the amount of \$2,010.24 per year for maintaining and powering the 12 luminaries is available in the Transportation Trust – Constitutional Gas Tax Fund in the Traffic Engineering and Operations budget. Reimbursement from the Florida Department of Transportation is sufficient to cover \$1,770.24 of these costs. Funding in the amount of \$240.00 for the cost not reimbursed each year is budgeted in the Transportation Trust-Constitutional Gas Tax Fund.

4. TRANSPORTATION ENGINEERING DIVISION

- a. Request Board approve CSA No. 06-235-02 with Post, Buckley, Schuh and Jernigan, Inc. (PBS&J) to provide technical assistance under the Master Consulting Agreement for General Engineering Consultant (GEC) Services RFP No. 06-092 for various transportation projects, for a total not-to-exceed fee of \$940,000.00. Funding in the amount of \$940,000.00 is available in the Transportation Engineering CIP Road Projects Fund.
- b. Request Board approve Modification No. 1 to CSA No. 06-148-01 with HDR Engineering, Inc. for the Power Line Road Alignment Study from Robinson Drive to Hinson Avenue. This modification will extend the contract time by 120 calendar days, resulting in an overall total contract time of 300 calendar days. There is no fiscal impact for this agenda item.
- c. Request Board approve Modification No. 1 to CSA No. 06-262-01 with Jacobs Civil, Inc. for technical assistance under the Master Consulting Agreement for General Engineering Consultant (GEC) Services RFP No. 06-092 for various projects in the Transportation Engineering Community Investment Program (CIP). This modification will add 294 calendar days to the contract time, bringing the total contract time to 569 calendar days. The revised end date is December 31, 2008. There is no fiscal impact for this agenda item.
- d. Request Board approve CSA No. 00-21-09 with Professional Engineering Consultants, Inc. (PEC) to provide engineering services for the preparation of contract documents for the Pace Road Enhancement Project from SR 570 (Polk Parkway) to CR 655 (Berkley Road), for a total not-to-exceed amount of \$110,717.60. Funding in the amount of \$110,717.60 is available in the Transportation Engineering Impact Fee 111, District A Fund.

I. UTILITIES - GREG BOETTCHER, DIRECTOR

1. UTILITIES CAPITAL PROJECTS DIVISION

- a. Request Board approve Modification No. 1 to CSA No. 02-96-13 with Envisors, LLC, for Construction, Engineering, and Inspection services related to the jack and bore under I-4 for the Northeast Regional Utility Systems Extension Project, at a cost not to exceed \$45,265.00, increasing the contract from \$263,256.00 to \$308,521.00, with no increase in the contract time. Funding is available in FY 2007-2008 in the Community Investment Program budget.

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- b. Request Board approve Pipeline Crossing Agreement No. CSX-057168 with CSX Transportation, Inc., for a One-Time Encroachment Inventory Fee and Railroad Protective Liability Insurance, related to the required construction of an effluent disposal line for the Sun Ray Wastewater Treatment Facility expansion, at a total cost not to exceed \$4,750.00. Funding is available in FY 2007-2008 in the Community Investment Program budget.
- c. Request Board approve Pipeline Crossing Agreement No. CSX-058190 with CSX Transportation, Inc., for a One-Time Encroachment Inventory Fee and Railroad Protective Liability Insurance, related to the required construction of a wastewater collection line for the Sun Ray Wastewater Treatment Facility expansion, at a total cost not to exceed \$1,250.00. Funding is available in FY 2007-2008 in the Community Investment Program budget.

2. UTILITIES CUSTOMER SERVICE DIVISION

- a. Request Board accept the easements donated by Audrey J. Claiborne; Ryman L. Lehman and Patricia A. Lehman; and Irvin R. Gross and Grace M. Gross, located in S-22, T-28, R-24; and the easement donated by Victor Lopez, located in S-27, T-28, R-24, all of which are to be recorded by Polk County Utilities, and authorize payment of recording fees to the Clerk. Funding for the recording fees, in the amount of \$10.00 for the first page and \$8.50 for each additional page, is available in the Skyview Utility Receivership account.

3. UTILITIES TECHNICAL SERVICES DIVISION

- a. Request Board accept a donated utility easement from Highland Cassidy, LLC, located in the Southwest Regional Utility Service Area in S-22, T-29, R-23, along the north side of County Road 540A, to be recorded by Polk County Utilities. Funding is not required to accept a donated easement.
- b. Request Board accept the water system improvements of the Newbliss subdivision located in the Southwest Regional Utility Service Area in S-20, T-29, R-23, along the east side of Hatcher Road, serving lots 1 through 12, for ownership, operation, and maintenance by Polk County Utilities. Funding is not required to accept dedicated utility systems.

J. NEIGHBORHOOD SERVICES – ELBA CHERRY, DIRECTOR

1. HOUSING AND NEIGHBORHOOD DEVELOPMENT DIVISION

- a. Request Board approve the Clarification and Ratification of the HHR Agreement between Polk County and the Florence Villa Community Development Corporation to identify the General Partner and to confirm its role as the party to whom the County will award the HHR funds.
- b. Request Board approve HHR Addendum No. 1 among Polk County and Robert W. Henke and David W. Henke to increase the Deferred Mortgage and Security Agreement and

Mortgage Note by \$7,708.00 for necessary septic specifications and to provide a new well for the property located at 129 Spurlock Road, Frostproof.

- c. Request Board approve HHR Addendum No. 1 between Polk County and Nancy Kilburn to increase the Deferred Mortgage and Security Agreement and Mortgage Note by \$6,300.00 to provide a new well for the property located at 36 Gardner, Avenue, Lake Wales.

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- d. Request Board approve HHR Addendum No. 1 between Polk County and Josierene Randall to increase the Deferred Mortgage and Security Agreement and Mortgage Note by \$1,800.00 to replace additional windows and remove interior block walls for the property located at 125 W. Orange Avenue, Lake Wales.
- e. Request Board approve HHR Addendum No. 1 between Polk County and Lela Clarice Ryals to increase the Deferred Mortgage and Security Agreement and Mortgage Note by \$2,865.00 for removal or trimming of trees for the property located at 4040 Ryals Road, Mulberry.
- f. Request Board approve HHR Addendum No. 1 between Polk County and Thomas and Gracie Scott to increase the Deferred Mortgage and Security Agreement and Mortgage Note by \$8,900.00 for removal or trimming of trees for the property located at 414 S. Pine Avenue, Ft. Meade.
- g. Request Board approve a Satisfaction of Mortgage and Security Agreement between Polk County and Jeremy D. Fountain and Rickilee M. Orner, 1640 Sailpoint Drive, Bartow, who were assisted by the State Housing Initiatives Partnership (SHIP) Down Payment Assistance Program. The SHIP Program will increase in the amount of \$2,471.00.
- h. Request Board approve a HOME Satisfaction of Rehabilitation/Replacement Lien Agreement between Polk County and Almeta Haygood, 1015 Polk Street, Bartow, in the amount of \$36,900.00.
- i. Request Board approve each Satisfactions of Rehabilitation Lien Agreements between Polk County and the following homeowners who were assisted by the CDBG Program.
 - Daniel Faison, 3711 Avenue J. NW, Winter Haven, in the amount of \$13,943.10.
 - Kinnie Mae Hazelton, 2400 Booker Street, Bartow, in the amount of \$19,000.00.
 - Roderick A. Jackson, Sr., 5444 Ivory Lane, Lakeland, in the amount of \$14,874.03.
 - Robert Lee Jones and Crescent Rose Jones, 85 Douglas Way, Frostproof, in the amount of \$12,895.00.
- j. Request Board approve the Tenant-Based Rental Assistance Program Payment Contract for Steven Chancey, a tenant at 5475 Wilmington Circle, No. 201, Lakeland. A monthly payment of \$455.00 to the landlord, Wilmington Apartments, for the period of October 1, 2007, to September 30, 2008. The Board previously approved payment to Wilmington Apartments with an amount which was inadvertently entered as \$656.00. This agenda is to correct the amount.
- k. Request Board approve the Section 8 Housing Assistance Payments (HAP) contracts for the following families.
 - Charlene Edwards, a tenant at 436 Arkansas Court, Poinciana. A monthly payment of \$568.00 to the landlord, Karla Perdomo, for the period of November 1, 2007, to October 31, 2008.
 - Mercedes Graham, a tenant at 2048 Mercy Drive, Orlando. A monthly payment of \$651.42 to Orange County Housing and Community Development, for the period of

- November 1, 2007, to October 31, 2008, for Annual Recertification.
- Melissa Harvey, a tenant at 126 Avenue "C" N.E., Winter Haven. A monthly payment of \$571.00 to the landlord, Jack Property Management, for the period of December 1, 2007, to November 30, 2008.
- Mesha Lester, a tenant at 7158 Summit Drive, Winter Haven. A monthly payment of \$869.00 to the landlord, Louis B. Sims, for the period of January 1, 2008, to December 31, 2008, for Annual Recertification.

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- Barbara Lowery, a tenant at 1285 N. Holland Parkway, No. 94, Bartow. A monthly payment of \$438.00 to the landlord, Oakwood Manor, LLC, for the period of January 1, 2008, to December 31, 2008, for Annual Recertification.
- Diana Mejias, a tenant at 315 Michigan Lane, Poinciana. A monthly payment of \$578.00 to the landlord, Antonio A. Fidalgo, for the period of December 1, 2007, to November 30, 2008, for Annual Recertification.
- Cornelia Mercado, a tenant at 575 Live Oak Boulevard, No. 7103, Haines City. A monthly payment of \$415.00 to the landlord, Pinnacle Pines, Ltd., for the period of November 1, 2007, to October 31, 2008, for Annual Recertification.

Funding is provided by the U.S. Department of Housing and Urban Development; 100% Grant Funded; Section 8 Housing Assistance Payment Program Rental/Utilities.

- l. Request Board approved a CDBG Agreement between Polk County and Central Florida Health Care, Inc. for Healthcare for the Medically Underserved in the amount of \$45,000.00.
- m. Request Board approve a CDBG Agreement between Polk County and The Salvation Army, a Georgia Corporation, for the Kathleen Summer Camp Program in the amount of \$45,000.00.
- n. Request Board approve an ESG Agreement between Polk County and The Salvation Army, a Georgia Corporation, for the Homeless Continuum of Care Program in the amount of \$42,009.00.
- o. Request Board adopt a Resolution approving a substantial change to the FY 2007-2008 Consolidated Plan Action Plan and to authorize the Chairman to direct the HND Division to transmit the amended plan to U.S. HUD. The proposed change will reprogram \$300,000.00 of CDBG funds from the Town of Lake Hamilton's Senior Center Project to the Waterline Improvement Project.

2. LEISURE SERVICES DIVISION

- a. Request Board approve a non-matching Florida Department of State, Division of Library and Information Services' FY 07-08 Community Libraries in Caring Grant Agreement to assist the Dundee Public Library to extend its services. Grant operating funds in the amount of \$10,000.00 are budgeted in Operating Expense and Capital Expense org. codes.

K. HUMAN SERVICES – LARRY SKIDMORE, DIRECTOR

1. COMMUNITY HEALTH AND SOCIAL SERVICES DIVISION

- a. Request Board approve the Medical Services Agreement renewal between the Board and the following providers: Cardiovascular Associates, Inc., (Contract No. 08-032-CHSS), for

the period November 1, 2007, through October 31, 2009, and Sergio B. Seoane, M.D., P.A., (Contract No. 08-063-CHSS), for the period July 1, 2007, through June 30, 2009. Also, request approval of the following new medical provider agreements: Eye Express (Contract No. 08-038-CHSS), for the period November 1, 2007, through October 30, 2008, and Cypress Cardiology, P.A., (Contract No. 08-055-CHSS) for the period December 1, 2007, through November 30, 2008. These agreements will allow for the provision of medical services to eligible County residents enrolled in the Polk HealthCare Plan. Funds are available in the CHSS Division, for medical services.

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- b. Request Board approve the CPT® Distribution License Agreement between the Board, CHSS/HCAP Program and the American Medical Association, a not-for-profit corporation for the period of October 1, 2007, through September 30, 2008. The product descriptions, is an Electronic product including use via the Internet ("Electronic Licensed Products"). Care Scope is an electronic medical records used to assist in establishing eligibility for services to the indigent population. The product contains AMA's version of ICD-9-CM. The CHSS Division will reimburse the AMA for the cost of the Electronic use of the ICD-9-CM codes is \$150.00 for rights to utilize codes. Additional one time fee of \$12.50 per user will be imposed semiannually. Funds are available in the CHSS Division, Indigent HealthCare Fund.

2. ELDERLY SERVICES DIVISION

- a. Request Board approve Amendment 003 to the Emergency Home Energy Assistance Program (EHEAP) between the Board and the West Central Florida Area Agency on Aging, Inc. for the period April 1, 2007, through March 31, 2008, in the total amount of \$57,409.00. EHEAP 2007/2008 Grant Funds are currently budgeted in the amount of \$24,863.00 for the period April 1, 2007, through September 30, 2007 and in the amount of \$27,101.00 for the period October, 1 2007 through March 31, 2008. Transfer of \$5,445.00 is requested from Special Revenue Reserve Contingencies to EHEAP 07/08 Fund.
- b. Request Board approve the Older Americans Act Standard Contract No. OAA-2008-POLK, between the Board and the West Central Florida Area Agency on Aging for the period January 1, 2008, through December 31, 2008, in the total amount of \$1,692,408.00. Funds are budgeted for FY 2007-2008 in the Aging Services, Congregate Meals, Home Delivered Meals, and Care Giver Services accounts. No county funding required. Not mandated. The total funds contained in this contract agreement are \$1,692,408.00 Federal, \$188,045.00 in-kind match.

3. HUMAN SERVICES DEPARTMENT

- a. Request Board authorize the Human Services Department to apply for a Pre-Disaster Mitigation (PDM) Grant from the Federal Emergency Management Agency (FEMA) for a wind-retrofit of perforated stainless steel metal hurricane shutters for the Rohr Home. Total project cost will be \$109,067.00. FEMA will provide 75% of the project cost, \$81,000.00. The County will be responsible for 25% of the cost, \$27,267.00.

4. TRANSIT SERVICES DIVISION

- a. Request Board approve the Federal Transit Administration Section 5310 Capital Grant Application, Authorizing Resolution, and Subsequent Award between the Board and the Florida Department of Transportation in the amount of \$808,709.00, for the period of July 1, 2008, through June 30, 2009. Funding is provided by the Federal Transit Administration Section 5310 program. The 5310 Capital Program is 90% Grant Funded of \$808,709.00, 10% Local Cash Match of \$80,870.90. The required match from the Board for the FTA Section 5310 Capital Grant Program will be requested in the FY 2008/2009 budget.

- b. Request Board approve the Federal Transit Administration Section 5311 Operating Grant Application, Authorizing Resolution and Subsequent Award between the Board and the Florida Department of Transportation in the amount of \$1,113,402.00, for the period October 1, 2008, through September 30, 2009. Funding is provided by the Federal Transit Administration Section 5311 program. The 5311 Operating Program is Grant Funded of \$541,136.00, Local Match of \$541,136.00, and Program Income of \$31,130.00. The required match from the Board for the FTA Section 5311 Grant Program will be requested in the FY 2008-2009 budget.

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- c. Request Board approve a New Multi-Year Joint Participation Agreement for the Department's Federal Transit Administration (FTA) Section 5311 Participation in Polk County's Non-Urban Area Public Transportation Services for 2008 through 2012. Transfer from Special Revenue Grants Fund (10151), Reserves-Contingencies. Transfer from General Fund (00101), Reserves-Contingencies. Funding is provided by the Federal Transit Administration Section 5311 program. The 5311 Operating Program is 50% Grant Funded, 50% Local Cash Match. A transfer of \$78,367.00 from Special Revenue Reserves Contingencies to the 5311 Operating program to build the budget for FY07/08 and a transfer of \$78,367.00 from General Fund Reserves contingencies to the 5311 Operating program, for the 50% match.
- d. Request Board execute the Memorandum of Understanding (MOU) between the Board and Central Florida Regional Transportation Authority, d.b.a. Lynx, detailing coordination, operations, and finance procedures for the Rural Intelligent Transportation Systems (ITS) Demonstration Project for the Federal Transit Administration (FTA). Fiscal impact is limited to billing between the Board and Lynx for trips provided. Trips will be funded from the Commission for the Transportation Disadvantaged; Medicaid; and Operating awards. Funds have been budgeted.
- e. Request Board approve and execute the Interlocal Agreement between Board and Lakeland Area Mass Transit District (LAMTD) for providing screening services to LAMTD of applications under the Americans with Disabilities Act of 1990 (ADA) for the purpose of Paratransit Services in the LAMTD district. Funds generated from providing this service will be directed into Transit Services Division's operating funds.
- f. Request Board approve the Standard Operator Contract 2005-002-TS Amendment No. 3 between the Board and Independent Community Transport, Inc. (ICT). Trips will be paid for with funds from the Commission for the Transportation Disadvantaged, Medicaid, and Operating. Funds have been budgeted.
- g. Request Board approve the Standard Operator Contract 2005-002-TS Amendment No. 3 between the Board and Peace River Center for Personal Development, Inc. (PEACE). Trips will be paid for with funds from the Commission for the Transportation Disadvantaged, Medicaid, and Operating. Funds have been budgeted.
- h. Request Board approve the Standard Operator Contract 2005-002-TS Amendment No. 3 between the Board and Southeast Christian Assembly Transportation (SCAT). Trips will be paid for with funds from the Commission for the Transportation Disadvantaged, Medicaid, and Operating. Funds have been budgeted.

L. PUBLIC SAFETY – JIM BELL, DIRECTOR

1. EMERGENCY MANAGEMENT DIVISION

- a. Request Board approve Modification No. 1 to the Florida Division of Emergency

Management Subgrant Agreement No. 07-EC-33-07-63-01-488 and approve a CIP amendment and budget transfer from the 10151 Special Revenue for Contingencies Fund to account 10358 Special Revenue Grant, Public Safety EOC. Funds in the amount of \$46,355.00 are available for a CIP amendment and a budget transfer from the 10151 Special Revenue Reserve for Contingencies account to project account 10358. In addition, \$15,248.00 is available for transfer from the 10151 Special Revenue Reserves-Match Transfer account to the 10358 Special Revenue Grant fund Emergency Management account.

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2. FIRE SERVICES DIVISION

- a. Request Board approve the Fire Services Paramedic Training Program. Funds in the amount of \$40,000.00 are available in the FY 2007-2008 12191 Fire Fund.

M. SUPPORT SERVICES GROUP – LEA ANN THOMAS, ASSISTANT COUNTY MANAGER

1. PERSONNEL DIVISION

- a. Request Board authorize language changes in Employee Handbook Sections 5.01, 8.05, 8.06, 8.07, 8.13 and 8.16 in order to accommodate payroll processes and to correct a Scribner's error on certain policies.

2. PURCHASING DIVISION

- a. Request Board approve the Master Consulting Agreements for RFP 07-126-CAR, Utilities Design Services for Utilities Capital Projects Division with Boyle Engineering of Orlando, Florida; Brown & Caldwell of Maitland, Florida; Hazen and Sawyer of Tampa, Florida; JE Jacobs of Bartow, Florida; Reiss Environmental of Orlando, Florida; PB Americas, Inc. of Orlando, Florida. There is no fiscal impact until Consultant Services Authorizations are prepared.
- b. Request Board approve the Selection Committee's recommendation and authorize staff to negotiate with Idea Integration, Corp of Jacksonville, Florida, for RFP 06-105, Agenda Automation Software.
- c. Report Bid Award by Purchasing Director:

Awarded Bid 08-008-MAR, Daughtery Road Property Lease–cattle grazing, 2010 West Daughtery Road, Lakeland, Florida, to FTD Construction, Inc. for a yearly lease amount of \$1,200.00 (Leisure Services). The initial lease agreement will be for one year. Funds will be deposited in the Recreation & Other Parks Fees Account. Lease Agreement execution required by Chairman.
- d. Report of Emergency Purchases by the Purchasing Director during FY 2006-2007. A listing of the Emergency Purchase Orders is on file in the Clerk's office.
- e. Request Board approve a one year extension to the Acquisition Service Agreements with Florida Acquisition & Appraisal, Inc. of Tampa, Florida; American Acquisition Group, LLC of Tampa, Florida; and HDR Engineering, Inc. of Tampa, Florida. The term will be from January 9, 2008, to January 8, 2009.
- f. Request Board approve Modification No. 2 to CSA No. 03-94-12, Polk County Public Safety Complex with Furr & Wegman Architects, P.A. of Lakeland, Florida, to extend their contract time by an additional 1,095 calendar days for a total contract time of 1,605

calendar days and a new completion date of February 1, 2001.

- g. Request Board approve Modification No. 2 to CSA No. 04-46-07, Polk County North Central Landfill Phase II Stormwater Management System Improvements with Jones Edmunds & Associates, Inc. of Gainesville, Florida, to extend their contract time by an additional 366 calendar days for a total contract time of 1255 calendar days and a new completion date of December 31, 2008. No fiscal impact for a time extension.

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- h. Request Board approve the Section Committee's recommendation and authorize staff to negotiate an agreement with GTL of Mobile, Alabama, for RFP 07-125-AAR, Inmate Phone Services.
- i. Request Board approve the Selection Committee's recommendation and authorize staff to negotiate an Agreement with Taylor Studios, Inc. of Rantoul, Illinois, for RFP 07-139-CJC, Polk's Nature Discovery Center Exhibits.
- j. Report of Sole Source Purchases by the Purchasing Director during FY 2006-2007. A listing of the Sole Source Purchases is on file in the Clerk's office.
- k. Request Board approve Amendment No. 3 to Master Consulting Agreement 02-112 with URS Corporation Southern for one extension to agreement for providing professional services in connection with park planning and landscape architectural services.
- l. Request Board approve the termination of Contract 06-18, Dietary Services for Rohr Home in accordance with the provisions of the contract.
- m. Request Board approve the Dietary Services Agreement for The Rohr Home with Tri-County Human Services, Inc. of Lakeland, Florida. This agreement is for three years with an option of two one-year extensions. There is no fiscal impact. The funding is provided by the clients' costs for residing at The Rohr Home facility.

3. RISK MANAGEMENT DIVISION

- a. Request Board authorize the Risk Management Director to bind Stop Loss Insurance with Aetna Life Insurance Company beginning January 1, 2008, to December 31, 2008, at a premium of \$10.11 per employee. The estimated administrative fees based upon 4,012 contracts are \$486,736.00 annually or \$40,561.00 monthly. Funding is available in the Health Insurance Fund.
- b. Request Board approve and authorize the Risk Management Director to bind insurance coverage with Midwest Employers Casualty Company for a term of one year at a minimum premium of \$249,293.00 at a rate of 0.1298 per \$100.00 of payroll for coverage of Statutory excess of \$1,000,000.00 self-insured retention per occurrence. Funding is budgeted in the General Fund.
- c. Request Board approve the Employee Assistance Services Agreement with Aetna Life Insurance Company at a rate of \$1.84 per employee per month at an estimated annual premium of \$94,944.00 based upon enrollment of 4,300 employees. Funding is available in the Health Insurance Fund.
- d. Request Board approve a one-year optional extension of the contract with Buck Consultants in accordance with the Amendment at an annual retainer of \$200,000.00 from January 1, 2008, through December 31, 2008. Funding is available in the Health Insurance Fund.

N. COUNTY ATTORNEY – LINDA McKINLEY, INTERIM

1. Request Board accept the following instruments, being given to Polk County to upgrade the existing right-of-way to meet current road classification standards.
 - Accept Quit Claim Deed from John P. Adams Properties, Inc., for additional right-of-way lying along the western right-of-way of Lake Ruby Drive.
 - Accept Sidewalk Easement from John P. Adams Properties, Inc., along the western right-of-way of Lake Ruby Drive.

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2. Request Board approve for recording the maintained right-of-way map for a portion of Duff Road, lying east of CR 35A (Kathleen Road), in S-16, T-27, R-23. Map is to give public notice of the County's ownership of the roadway.
3. Request Board accept the Right-of-Way Agreement from Adams Homes of Northwest Florida, Inc., a Florida corporation, owners of Lots 21 through 28, Ashwood East, recorded in Plat Book 142, Pages 6 and 7, Public Records of Polk County, and authorize the issuance of a check for \$600,000.00 for its purchase. In addition, request Board approve hiring LandAmerica Commonwealth to close the acquisition of the parcel, approve paying estimated closing costs of \$3,500.00, and approve the Chief Right-of-Way Agent to execute the documents on behalf of the Board at closing. Also, request Board approve a CIP Amendment and budget transfer for \$603,500.00 from the Transportation Engineering Impact Fee 111, District E Fund. The parcels are required for mainline right-of-way and a storm water management facility for the West Pipkin Road Improvement Project.
4. Request Board accept the Right-of-Way Agreements from the Berkley Pointe Homeowners Association, Inc. for Parcels 148 and 712 and authorize the issuance of a check in the amount of \$25,500.00 for their purchase. The parcels are needed as additional right-of way for the CR 655 (Berkley Road) Phase II and III Improvement Project.
5. Request Board authorize Polk County Fire Services to electronically accept the extension and modification to the State Homeland Security Grant Program ("SHSGP") and to complete and submit all necessary documents on the Board's behalf. The Board is the recipient of the grant.
6. Request Board authorize the donation and conveyance by County Deed of the County's interest in seven parcels having Tax ID Numbers 162826-541000-001130, 212727-752000-000150, 212727-753500-004170, 092827-822000-080503, 282827-844000-007080, 062628-932800-006084, 063028-000000-021290, to Habitat for Humanity of East Polk County, Inc., a non-profit corporation. The properties being conveyed were acquired by tax deed and escheatment and have previously been declared surplus by the Board and placed on the County's Affordable Housing List.
7. Request Board accept the Right-of-Way Agreement from Gordon G. Douglas for Parcel 223 and authorize the issuance of check in the amount of \$7,000.00 for its purchase. The parcel is needed for additional right-of-way for the CR 655 (Berkley Road) Phase II and III Improvement Project.
8. Request Board accept the Right-of-Way Agreement from Leroy M. Helms and Janice W. Helms for Parcel 747 and authorize the issuance of check in the amount of \$5,000.00 for its purchase. The parcel is needed for a Temporary Construction Easement for the CR 655 (Berkley Road) Phase II and III Improvement Project.

9. Request Board accept the Right-of-Way Agreement from Daniel H. Quaas and Mary Quaas, owners of Tax I.D. No. 282723-011016-001640, and authorize the issuance of a check for \$175,000.00 for its purchase. In addition, request Board approve hiring LandAmerica Commonwealth to close the acquisition of the parcel, approve paying estimated closing costs of \$2,000.00, and approve the Chief Right-of-Way Agent to execute the documents on behalf of the Board at closing. Also, request Board approve a CIP Amendment and budget transfer for \$177,000.00 from the Transportation Engineering Impact Fee 111, District E Fund. The parcel is required for mainline right-of-way for the Kathleen Road Phase II Improvement Project.

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10. SET HEARING DATE: For public hearing to consider settlement in Polk County Circuit Court Case Nos. 2007-CA-002366-0000-WH, 2007-CA-002368-0000-WH and 2007-CA-003016-000-WH. The proposed settlement agreement includes modifications, deletions and additions to the approved conditions for Polk County Case No. CU 98-22M (a previously approved conditional use permit for non-phosphate mining and a constructions and demolition debris landfill). (Suggested hearing date: January 9, 2008, at 9:00 a.m.)
11. Request Board consider adoption of written order denying CPA 07S-21.
12. Request Board accept the Right-of-Way Agreement from Marina Cove Homeowner's Association, Inc., for Parcel 100, and authorize the issuance of a check in the amount of \$12,600.00 to the Troiano & Roberts, P.A., Trust Account for its purchase. The parcel is needed as right-of-way for the Fitzgerald Road at Scott Lake Road (CR 37A) Intersection Improvement Project.
13. Request Board accept the Right-of-Way Agreement from E. K. Brown and Ona Lee Brown, for Parcel 186 and authorize the issuance of a check in the amount of \$127,580.00 to the Brigham Moore, LLP Trust Account for the purchase. The parcel is needed for additional right-of-way for the CR 655 Berkley Road Improvement Project.

O. COUNTY MANAGER – MICHAEL HERR

1. CENTRAL FLORIDA DEVELOPMENT COUNCIL OF POLK COUNTY

- a. Request Board approve the supplemental funding request for the Florida High School Athletic Association Golf Finals State Championship Tournament that took place October 27-31, 2007 and a date to be determined in 2008 in the amount of \$7,000.00. When the original request was made it stated that the cost to obtain the event was \$34,700.00. The additional expenses are related to the use of the golf courses. Funds are available in Tourism Tax Fund.
- b. Request Board approve the agreement for Polk County Tourism and Sports Marketing to act as an "Official Sponsor" of the Independent Softball Association (ISA). PCTSM will pay a fee of \$11,500.00 each year for a period of five years. Funds are available in the Tourism Tax Fund.
- c. Request Board approve the agreement for Polk County Tourism and Sports Marketing to host the Independent Softball Association (ISA) Winter Nationals from January through February 2008 and on similar dates during 2009-2012 in the total amount of \$30,000.00 each year. Funds are available in the Tourism Tax Fund.
- d. Request Board adopt a Resolution providing \$14,400.00 of local participation in support of the Outback Essentials, LLC Qualified Target Industry (QTI) Tax Refund. Funds are available in the General Fund Incentive Program Budget.

- e. Request Board approve the agreement for Polk County Tourism and Sports Marketing to act as an “Official Sponsor” and to host the Amare Stoudemire Invitational Classic. PCTSM will pay a fee of \$11,700.00 to host this event. Funds are available in the Tourism Tax Fund.
- f. Request Board approve the submission of an application to the United States Department of Agriculture for funding from the Rural Business Development Enterprise Grant in the amount of \$50,000.00. The purpose of the grant is to hire a bilingual Certified Business Analyst.