

REGULAR MEETING OF THE BOARD, JANUARY 12, 1993

The meeting was called to order at 9:00 A. M. with the following members present:

James L. Gose	Luke Brooker
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
C. Guy Maxcy	Louise Graham
Doris Gentry	

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

JUDGE DAVID LANGFORD: FLAG PRESENTATION:

Judge Langford introduced retired Judge Clifton Kelly, Circuit Judge, Dale Durrance, and County Judge Olin Shinholser. He then presented a flag in honor of the memory of Judge Mark Richardson. The Chairman accepted the flag and advised that it will be flown over the Courthouse. Attending the presentation was Judge Richardson's son, Matt and daughter, Barbara.

SHERIFF:

Jim Rodgers, Sheriff's Department presented the Jail population report for the week of 1/5/93 - 1/12/93. See SMB 17 Page 15.

MEETINGS: CHAIRMAN READ INTO THE RECORD.

OTHER MEETINGS: COMMISSIONER VICKERS

HIGHLANDS HOSPITALITY AND VISITORS BUREAU - JANUARY 13, 1993 - CONFERENCE ROOM 3 - AGRI-CIVIC CENTER.

OFFICE OF ECONOMIC DEVELOPMENT - SECOND WEDNESDAY OF THE MONTH - 7:30 A. M. NEXT TO PIZZA HUT

CARL COOL: CLARIFICATION ON ENGINEERING INTERVIEWS: SHOULD READ CONSULTING FIRMS REVIEW:

GENTRY: CHRISTMAS TREE RECYCLING PROGRAM WINNERS:

AVON PARK ELEMENTARY, CRACKER TRAIL ELEMENTARY, LAKE COUNTRY ELEMENTARY

ACTION:

CONSENT AGENDA:

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the Consent Agenda as follows:

Approval of minutes of 12-29-92 and 1-5-93 meetings.

Approval of street name changes: Alhambra Drive to Flora Drive: Alhambra Street to Alan Street and unnamed easement to Mishon Path. See SMB 17 Page 16.

Approval of budget amendment for Jail due to additional asbestos monitoring and contract modifications.

Request for EMS Standby at Lake Placid Country Fair. See SMB 17 Page 19.

Upon roll call, all Commissioners voted aye. The motion carried.

COMMISSIONER VICKERS: PROCLAMATION - COUNTY GOVERNMENT WEEK, APRIL 18-24, 1993

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Proclamation, proclaiming April 17-24, 1993 as National Government Week. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page ___.

ROAD AND BRIDGE DIRECTOR: APPROVAL OF CONTRACTS AND BIDS:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the following bids and contracts as presented by the Road and Bridge Director.

**BID #93-4 MATERIALS HAULING - EXCAVATION POINT - 0-10 MILES AND 20-30 MILES
SPOFFORD STAGE - 10-20 MILES AND 30-40 MILES.**

BID #93-5 RESURFACING, RECONSTRUCTION AND CONSTRUCTION OF NEW ROADS- BETTER ROADS.

BID #93-6 RENTAL OF ROAD CONSTRUCTION EQUIPMENT WITH OPERATOR - MACASPHALT

RESURFACING - BETTER ROADS

BID #93-7 - CONTRACT HAULING - SHELL - BRUCE ROBERTS AND J & W TRUCKING

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 20.

DEVELOPMENT DIRECTOR: REPORT ON NEW WATER WELL TESTING POLICIES: RUSS LEHMAN

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt the well testing policy as recommended by staff. See SMB 17 Page 21.

LEN HAMMER: TESTING OF EXISTING WELLS

JOE CLARK: PRESENTATION - REQUEST THAT AGRICULTURE BUSINESS BE REQUIRED TO PAY FOR TESTING OF WELLS.

JACKIE FAULS - HIGHLANDS COUNTY CITRUS INDUSTRY:

Ms. Fauls suggested that the Comp Plan Policy 2.5 should read "The well will be no closer than 1/2 mile from high intensity use". She also stated that the citrus industry is working with state agencies conducting tests, and the testing will enable the industry to develop policies that will keep drinking water safe.

ROGER CHRISTOPHER: ENVIRONMENTAL HEALTH DIRECTOR: REPORT ON CONTAMINATED WELLS. See SMB 17 Page 22.

COMMISSIONER GENTRY: SEWER AND WATER COMMITTEE TO WORK TOWARD A BETTER SOLUTION.

KRIS DELANEY: ENVIRONMENTAL COUNCIL: REQUEST FOR THE COUNTY TO HIRE AN ENVIRONMENTAL ATTORNEY.

Upon roll call, Commissioner Maxcy voted nay. all other Commissioners voted aye. The motion carried.

BOARD ATTORNEY: APPROVAL TO REIMBURSE DIVISION OF LAND SALES FOR ADMINISTRATIVE COSTS:

DISCUSSION ON REQUEST FOR REIMBURSEMENT OF \$5,000:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to follow the recommendations of the Board Attorney and approve the reimbursement of \$5,000, with a request in the letter for an explanation of the administrative costs. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 23.

UPDATE ON THE SOLICITATION ORDINANCE:

The consensus of the Commission was to set the Public Hearing for mid February.

ASSISTANT COUNT ADMINISTRATOR:

CHANGE OF ORDER OF AGENDA:

SETTLEMENT AGREEMENT ON MARTY KELLY GRIEVANCE:

See SMB 17 Page 24 for copy.

ATTORNEY LOBOZZO - DISCUSSION

SUMMERS - NOT IN FAVOR OF PROPOSAL

VICKERS - REQUEST TO RESOLVE ISSUE

Motion by Commissioner Summers, seconded by Commissioner Gentry to not accept this proposal. Upon roll call, Commissioner Vickers voted nay, all other Commissioners voted aye. The motion carried.

After the proposal failed, the County Administrator requested that he be given time with Mr. Kelly, and his Attorney to see if a resolution could be reached. The Commission consented to this request. Mr. Cool advised that he would report back at the end of the meeting.

COUNTY ADMINISTRATOR:

APPROVAL OF "UTILITY USE PERMITTING PROCEDURES FOR ELECTRICAL, TRANSMISSION LINES". See SMB 17 Page 25.

DISCUSSION:

JOHN MARTZ, FLORIDA POWER CORPORATION: CONCERNS

HANK KOWALSKI: PUBLIC RIGHT OF APPEAL

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to request that the Utility Company coordinate with staff and report back before an Ordinance is considered.

Upon roll call, all Commissioners voted aye. The motion carried.

The Board directed the County Administrator to issue the permit if documentation is in order.

REPORT ON ACCESS TO LAKE DENTON: COUNTY ADMINISTRATOR RECOMMENDATIONS TO PROCEED WITH POST:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the recommendations of the County Administrator to proceed with the post.

PUBLIC INPUT:

CHARLES ANDERSON: IN OPPOSITION

JIM SATTERWHITE: IN FAVOR
DONALD TILLMAN: IN OPPOSITION
CINDY BRYAN: IN OPPOSITION
DON JULIANO: IN OPPOSITION
RICHARD CONOVER: IN OPPOSITION
NORMA WIGGINS: IN FAVOR

The County Administrator advised that he could look at purchasing property for a Boat Ramp on the other side of the lake. Then the Boaters and Swimmers could be separated. No action was taken.

Upon roll call, Commissioners Gentry, Maxcy, and Summers voted nay. Commissioners Gose and Vickers voted aye. The motion did not carry.

MR. LEN HAMMER: HOMESTEAD EXEMPTION PRESENTATION

Request for a Resolution to send to Legislators asking for a Referendum vote to change the Homestead Exemption Law, secondly to motivate the Florida Association of Counties, and urge them to strongly support the fair and equitable way. See SMB 17 Page 26 for copy of presentation. The consensus of the Board was to place on the Agenda for next Tuesday.

HANK KOWALSKI: DER NOTICE TO ISSUE PERMIT:

REQUEST INFORMATION REGARDING DISPOSAL OF SLUDGE BY KELSY PAYNE:

The County Administrator to research information.
See SMB 17 Page 27 for copy of Agenda Slips.

COMMISSIONERS:

SUMMERS - SOLICITORS ORDINANCE

TAXES - WHAT LEVEL OF SERVICE?

GOSE - REQUEST BY SISTER MARY ANN KARL TO SUPPORT HOUSING AUTHORITY DEVELOPMENT:

The consensus of the Board was to request that the Chairman attend the City of Sebring Council meeting in support of this item.

The meeting recessed at 1:00 P.M.

The meeting reconvened at 1:35 P. M. with a discussion on the Marty Kelly Grievance.

The County Administrator advised that after meeting with Mr. Kelly, Mr. Lobozzo, Mr. Pollard, and Mr. Delaney that a consensus was reached on the following items:

Item #1 and Item #5 - No problem to delete or reword.
Item #3 and Item #4 - To remain with the proposal.

ATTORNEY LOBOZZO: REQUEST THAT THE ASSISTANT COUNTY ADMINISTRATOR MEET WITH HE AND MR. KELLY FOR A RESOLUTION.

BOARD ATTORNEY: REQUESTING A UNIFORM HEARING TO BE HEARD BY THE BOARD:

Motion by Commissioner Gentry, seconded by Commissioner Vickers to waive the Personnel Policy, and request that the Board sit on the Grievance Committee and hear the entire investigation. Upon roll call, Commissioner Gose voted nay. All other Commissioners voted aye. The motion carried.

The meeting adjourned at 1:52 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JANUARY 19, 1993

The meeting was called to order at 9:00 A. M. with the following members present:

- | | |
|-----------------------|-----------------------------|
| James L. Gose | L. E. "Luke" Brooker |
| Audrey Vickers | Carl Cool |
| Archie Summers | J. Ross Macbeth |
| C. Guy Maxcy | Louise Graham |
| Doris Gentry | |

The meeting opened with a prayer by Commissioner Guy Maxcy.

ANNOUNCEMENTS:

SHERIFF:

Undersheriff, Bill Jones presented the Jail population report for week-ending 01/19/93. See SMB 17 Page 28.

MEETINGS:

Chairman read into the record.

COUNTY ADMINISTRATOR:

Report on the Wellness Awards. A more detailed report on the sick leave policy, and how well the program is working will be presented later.

ACTION:

CONSENT AGENDA:

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the Consent Agenda as follows:

Approval of minutes of 1-12-93 meeting with a correction to include deletion of the third paragraph "The Board directed the County Administrator to issue the permit if documentation is in order.

December Monthly Reports.

Approval to pay bill without p.o. for Library due to microfiche being discontinued. See SMB 17 Page 29.

Approval of budget amendments 92-93-45 and 91-92-326.

Approval to pay the following duly authorized warrants:

Law Library	27.87
General	912,810.51
Sebring Library	32.37
County Transportation Trust	24,512.64
5th/6th Cent State Gas Tax	25,286.41
"E911" Operations	171.23
Law Enforcement Education	320.50
Local Govt Infrastructure Surtax	88,774.15
Community Development Block Grant	1,092.70
Risk Retention	3,568.84
Employee Benefit	111,227.65
Special Payroll	70,804.60

Upon roll call, all Commissioners voted aye. The motion carried.

RESOLUTION ON FLORIDA HOMESTEAD EXEMPTION PROVISIONS:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy, to adopt Resolution 93-2 pertaining to the Florida Homestead Exemption Provisions. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 145.

CODE ENFORCEMENT OFFICER: APPROVAL TO FORWARD FOR PROSECUTION CASES #92-219 AND #92-221, CONTRACTORS IN VIOLATION OF OCCUPATIONAL LICENSE REQUIREMENTS:

Motion by Commissioner Summers, seconded by Commissioner Gentry to forward for prosecution Cs #92-219. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 30.

Motion by Commissioner Gentry, seconded by Commissioner Summers to proceed with Case #92-221, to forward for prosecution. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 31.

BUDGET OFFICER: PRESENTATION OF PROPOSED 5-YEAR CAPITAL IMPROVEMENT PLAN:

Rick Helms presented a summary of the changes as indicated by the Board.

Rick advised that he will bring the CIP Plan back for adoption on February 9, 1993. See SMB 17 Page 32 for copy.

DISCUSSION ON GRANT FOR THE LAKE PLACID LIBRARY:

The County Administrator will bring back information to the Board regarding the proposed grant.

ASSISTANT COUNTY ADMINISTRATOR:

ADA UPDATE:

The Assistant County Administrator reviewed with the Commission an updated version of the American Disabilities Act compliance of 1984. This document is required to be in place by January 26, 1993, and contains nine (9) major sections. It brings the county into compliance with State mandates. A file copy is in place in the County Administrator's office.

PRESTON COLBY: SIGN INTERPRETERS FOR THE HEARING IMPAIRED:

The Assistant County Administrator advised that he will review information from the Personnel office, and try to come up with an answer to Mr. Colby question next week.

The County Administrator suggested that the two chairs in the back of the room was for the benefit of handicapped persons.

ACTUARIAL REVIEW/UPDATE:

Concluding remarks were reviewed by the Commission. The Assistant County Administrator advised that the insurance plan is in difficulty. Commissioner Maxcy has charged all insurance committee members to come back to the meeting on January 27, 1993 with additional cost containment or ideas to reduce utilization of the plan. This information will be filed with the State. See Insurance Files for copy of Actuarial Review.

DIRECTION ON NON-AD VALOREM ASSESSMENT:

The Commission advised that the number one priority would be "Public Safety".

The Chairman requested a possible fill-in the blank type form for the Commission to review, and present their specifics. Then to place on the agenda in two weeks. Inter-local agreements between the cities and county were discussed. The Board Attorney suggested they may be necessary, but not required.

PRESTON COLBY: VALIDITY OF ASSESSMENT RESOLUTION-#92-35:

The Board Attorney to research information with Attorney Jim McCollum.

CHAIRMAN: MARTY KELLY GRIEVANCE HEARING:

The Chairman advised that the Commission will hear the entire grievance, beginning January 30th and January 31, 1993, from 8:00 A. M. until 5:00 P. M.

COUNTY ADMINISTRATOR:

REPORT ON PUBLIC NOTICE OF SLUDGE LAND SPREADING:

The County Administrator responded to the concern of Hank Kowalski. He suggested that he has reviewed with the permittee and was satisfied that no harm would come to the environment. The property proposed for the landspreading is far off the ridge and is not in an aquifer recharge area.

REQUEST TO DISPOSE OF SURPLUS LANDS:

The County Administrator requested the Commission consider options available for county owned abandoned railroad right-of-ways. He advised the Board that the property is being used for farm land. The consensus of the Commission was to keep the property; but to advise the County Administrator to report back on information regarding usage.

DISCUSSION ON PERSONNEL DIRECTOR INTERVIEW PROCEDURE:

The consensus of the Commission was to select option number two; to have the County Administrator and the Assistant County Administrator review all the applications and decide who is to get an interview before the Board, and schedule the interviews for a Tuesday afternoon.

COUNTY ADMINISTRATOR: REPORT ON COMMITTEE FOR SELECTION OF ENGINEERING FIRMS:

Chastain-Skillman was the high point firm with a score of 446.76. The County Administrator suggested that the next step will be negotiating a contract. The Board Attorney was directed to look at other counties in regards to issuing of contracts. See SMB 17 Page 33 for copy of evaluation scores.

BOARD ATTORNEY:

The Board Attorney advised that he has received a check for \$2,500 for Settlement Agreement with Buttonwood Bay residents. He will be turning over the check to the Clerks office for deposit. Mr. Macbeth stated that Mr. Sanders has withdrawn his offer for settlement of Lawsuit.

COMMISSIONER MAXCY: REQUEST FOR COUNTY MAINTENANCE OF KAROLA DRIVE: AFFIDAVIT'S ENTERED INTO THE RECORD. See SMB 17 Page 34.

Motion by Commissioner Maxcy to accept Karola Drive for county maintenance. The Chairman handed the gavel to the Vice Chairman, and seconded the motion. The County Administrator suggested that a 50 foot right-of-way would be needed in order to comply with county policy. Mr. Neil Robbins owns twenty-five feet, and the county owns the other twenty-five. Mr. Robbins was approached by the Board to sell the additional twenty-five feet, and refused.

Upon roll call, Commissioners Vickers, Gentry, and Summers voted nay. Commissioners Gose, and Maxcy voted aye. The motion did not carry.

Motion by Commissioner Gentry, seconded by Commissioner Vickers, to authorize the County Administrator and the Road and Bridge Director to negotiate right-of-way for the acceptance of the Road. Upon roll call, all Commissioners voted aye. The motion carried.

COMMENTS AND QUESTIONS:

PRESTON COLBY: INFORMATION ON SOLID WASTE ORDINANCE:

Request to tighten up the Ordinance. Information presented to the County Administrator.

COUNTY LAKES: SAFETY ISSUES

Request for a workshop in February to discuss the safety and access issues.

DUAL OFFICE HOLDING:

Request a comprehensive look be taken on dual office holding, and oaths of office. The Board Attorney advised that a survey is being done.

FRED TAGTMEIER: QUESTIONS ON OATH OF OFFICE
MRS. JOAN PFLUEGER: QUESTIONS CONCERNING LANDFILL
HANK KOWALSKI: PUBLIC HEARINGS SET FOR 7:30 A. M. NOT CONVENIENT
LYN HAMMER: THANKS FOR PASSING HOMESTEAD EXEMPTION RESOLUTION
HELEN OBENCHAIN: MEETING SCHEDULED - SLIDE PRESENTATION ON KISSIMMEE RIVER

See SMB 17 Page 35 for copy of agenda slips.

The meeting recessed at 12:01 P. M. and reconvened at 1:30 P. M.

COMMISSIONERS:

GENTRY:

Request for staff to check billboard lights at Fairmount Drive.
Request the County Administrator check on property located at Lake Denton for possible boat ramp and swimming area.

MAXCY:

REQUEST FOR PARK AREA ON LAKE JACKSON

The County Administrator suggested the permitting would be difficult.

VICKERS: COMBINATION OF THE PLANNING AND ZONING BOARD

Request completion by June 30, 1993.

ELMS COMMITTEE WORKSHOP

Request the County Administrator contact Darlene to set a workshop for the first Tuesday in February.

GOSE:

Advised that he will be attending the City Council meeting in support of the Housing Authority development.
Advised that he will be attending a meeting in Bradenton with Mr. Keith Renish regarding water in our region.

WORKSHOP: EX PARTE COMMUNICATIONS

Memorandum generated by the Florida Association of Counties. See SMB 17 Page 36.

The Board Attorney explained the impact involved in the Jennings and Snyder case. Comments were received from the Commission and the public.

The Chairman directed the County Administrator to contact Mr. Joe Agnolia regarding meeting on Lake Jackson, and report back to the Commission.

The meeting adjourned at 3:08 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JANUARY 26, 1993

The meeting was called to order at 9:00 A. M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

The meeting opened with a prayer by the Rev. Joe Benson.

ANNOUNCEMENTS:

SHERIFF:

Jim Rodgers, Sheriff's Department presented the Jail population report for the week-ending January 26, 1993. See SMB 17 Page 38.

MEETINGS:

The Chairman read listed meetings into the record.

ANNOUNCEMENT OF ADDITIONAL MEETINGS:

RESIDENTS OF JACKSON HEIGHTS - FEBRUARY 1, 1993 AT STEPHENSON-NELSON FUNERAL HOME - 9:00 A. M. TO DISCUSS ROADS AND DRAINAGE.

CONSULTANTS MEETING FOR THE SHIP PROGRAM FEBRUARY 1, 1993 IN THE BOARD ROOM AT 1:00 P. M.

COMMUNICATIONS MEETING AT THE AGRI-CIVIC BUILDING ON JANUARY 27, 1993 AT 1:30 P. M.

ACTION:

**PUBLIC HEARING TO CONSIDER ATTACHED ZONING CHANGES: GARY LOWER
OLD BUSINESS:**

HEARING #1300 - CRACKER TRAIL CREEKFRONT RESORT, INC:

Requesting a zoning change from B-2 (Limited Business) to B-4 (Business District). Desire to allow the consumption and sale of liquor.

ZONING SUPERVISOR: PROPER ADVERTISEMENT

See SMB 17 Page 39.

DEPARTMENT OF TRANSPORTATION: MEMO REGARDING "SIGNIFICANT CHANGE"

Read into the record by Zoning Supervisor. See SMB 17 Page 40.

PUBLIC INPUT:

Mike Johnson, Spring Lake resident, spoke in opposition.
Hank Kowalski, Lake Placid, spoke in opposition.
Helen Obenchain, Audabon Society, spoke in opposition.
Joan Pflueger advised there is too much drinking on the lakes.
Terry Mock, President of Cracker Trail Fish Resort, stated that the rezone request is a clean-up measure.

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve this rezone request as a clean-up measure, as recommended by staff.

JEFF LUDWIG: PLANNING DEPARTMENT'S POSITION ON REZONE:

See SMB 17 Page 41.

Upon roll call, all Commissioners voted aye. The motion carried.

HEARING #1301 - ALLIED TRADE CORP: MURRELL C. PRESCOTT

Requesting a zoning change from B-1 (Neighborhood Business District) to B-4 (Business District). Desire for sale of alcohol consumption on premises in order to operate a liquor lounge.

PUBLIC INPUT:

Jean Prescott, petitioner spoke in favor of rezone.

Clayton Womer spoke in opposition to spot zoning.

Hank Kowalski spoke in opposition.

Jeff Ludwig, County Planner stated concerns.

Fred Tagtmeier, stated problems with B-4 zoning.

Richard Conover, suggested that classifications of zoning should be decided.

The County Administrator advised that the building is not within the legal description of advertisement.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to table this hearing for two weeks. Upon roll call, all Commissioners voted aye. The motion carried.

NEW BUSINESS:

HEARING #1303 - NEIL D. AND DOROTHY RICE

Requesting a zoning change from AU (Agriculture) to EU and R-2 (Single Family Residential and One and Two Family Residential).

Jack Short, representing Neil D. and Dorothy Rice advised that this is an application request to bring the existing use of the property within the bounds of the zoning requirements that presently exists in the Comprehensive Plan.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to accept the recommendations of the Planning and Zoning Board to approve Hearing #1303. Upon roll call, all Commissioners voted aye. The motion carried.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 1-19-93 meeting.

Approval of work change order for CDBG Grant. See SMB 17 Page 42.

Approval of former Clerk's budgetary expenditure for 12/92. See SMB 17 Page 43.

Approval of variance request - Buttonwood Bay Office Expansion. See SMB 17 Page 44.

Upon roll call, all Commissioners voted aye. The motion carried.

AGENDA CHANGE OF ORDER:

ROY WHITTON, VETERANS COUNCIL: REQUEST FOR MEMORIAL AT MEDAL OF HONOR PARK. See SMB 17 Page 45 for copy.

PUBLIC INPUT:

Richard Conover, of Avon Park spoke in favor.

Fred Tagtmeier spoke in favor.

Jim Rodgers, former Base Commander, presented the history of the Air Force Phantom F4 Jet Aircraft.

Hank Kowalski, of Lake Placid, spoke in favor.

COMMISSIONER GENTRY: CONCERNS FOR THE PROPER PLACEMENT

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the request for the placement of the Aircraft at the Park. Upon roll call, all Commissioners voted aye. The motion carried.

PLANNING DIRECTOR: APPOINTMENT TO LDR TASK FORCE:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the appointment of Mr. Stephen Weeks as a voting member of the LDR Task Force under the "Professional" membership category. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 46 for copy of Mr. Weeks resume.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to add Claude Boring to the LDR Task Force as an alternate member, attached to Mr. Harold Owen. Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER: RESOLUTION AUTHORIZING GRANT APPLICATION - FLORIDA BOATING IMPROVEMENT PROGRAM FUNDS

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve Resolution as required by DNR, as a part of the application for the Florida Boating Improvement Program Funds. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 147.

BOARD ATTORNEY:

RESOLUTION ON PLAT NAME CHANGES:

The Board Attorney read the Resolution into the record. Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve Resolution #93-3, requesting that the Legislature consider removing racial and ethnic slurs from the plats and maps of Highlands County. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 148.

UPDATE ON EMPLOYEE GRIEVANCE:

Letter entered into the record from Mr. Kelly's Attorney. See SMB 17 Page 47. Mr. Lobozzo objected to the Board sitting as a grievance committee, and the scheduling of the hearing on the weekend of January 30th and 31st. He requested a list of witnesses from the Board, and indicated that he would provide the same to the them. The consensus of the Commission was to postpone the hearing until February 20th and February 21, 1993 and to allow the exchange of documents ten (10) days prior to the hearing. The Board to sit as the grievance committee.

WET ZONE REQUEST:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to add this specific purpose survey as one of the items on the check list for rezone. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 48 for copy.

ASSISTANT COUNTY ADMINISTRATOR:

APPROVAL OF EMS CONTRACT WITH POLK COMMUNITY COLLEGE:

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve Letter of Agreement between Polk Community College and the Highlands County Emergency Medical Service. Upon roll call, all Commissioners voted aye. The motion carried.

UPDATE ON ADA QUESTIONS:

Presented by the Assistant County Administrator. See SMB 17 Page 49. The consensus of the Board was to take the wait and see approach.

COUNTY ADMINISTRATOR:

APPOINTMENT TO PLANNING AND ZONING COMMISSION:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to replace Mr. Hawthorne with Mr. Glenn A. Hunter on both Boards, if

eligible. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 50 for copy of Mr. Hunter's resume.

REPORT ON KAROLA DRIVE RIGHT-OF WAY NEGOTIATIONS:

Committee minutes entered into the record. See SMB 17 Page 51. The County Administrator to report back when all details are in order.

PROPOSED CONTRACT MODIFICATION ON AVON PARK LIBRARY:

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve the Change Order in the amount of \$3,206.17, leaving the irrigation and landscaping intact. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 51 for copy.

REQUEST TO CLOSE THE AVON PARK LIBRARY FOR MOVING:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to honor the request to close the Avon Park Library for approximately one month to make the move to the new facility. Upon roll call, all Commissioners voted aye. The motion carried.

UPDATE ON SHIP PROGRAM AND APPROVAL OF CONSULTANT:

The County Administrator reported that interviews were held and the committee ranked the firm of Solin and Associates/Government Funding Specialist as the top firm with a total of 437.0 points. See SMB 17 Page 52 for copy of results of committee.

DISCUSSION ON WILLIAM SADOWSKI AFFORDABLE HOUSING ACT:

The consensus of the Commission was to proceed with the hiring of a Re-Development Director after the workshop is held on February 10 and February 11, 1993.

COMMENTS AND QUESTIONS:

CITIZENS NOT ON AGENDA:

Richard Conover of Avon Park complained that the temperature is too cold in the Board Room.

Hank Kowalski of Lake Placid also noted that he was cold.

Joan Pflueger requested information pertaining to the Boating Grant.

See SMB 17 Page 53 for copy of agenda slips.

WILLIAM CARRO: REQUEST WAIVER OF APPLICATION FEE:

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve the waiver of \$250.00 application fee to allow Mr. Carro to go before the Board of Adjustments to seek a variance of Land Development Regulations. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 54 for copy of request.

COMMISSIONERS:

VICKERS -

Advised the Board that the next Recreation Committee Meeting will be held February 11, 1993 at 3:30 P. M. Request that the Board Members attend and interact with the cities for discussion on the intentions of the approved expenditures.

GOSE:

Request that staff research information regarding Florida Rural Health Services.

The meeting adjourned at 12:31 P. M.

Chairman

ATTEST: _____

Clerk

REGULAR MEETING OF THE BOARD, FEBRUARY 2, 1993

The meeting was called to order at 9:00 A. M. with the following members present:

James L. Gose	L. E. "Luke" Brooker
Audrey Vickers	Carl Cool
C. Guy Maxcy	J. Ross Macbeth
Archie Summers	Louise Graham
Doris Gentry	

The meeting opened with a prayer by the Rev. W. C. Holden.

SHERIFF:

Col. Bill Jones presented the Jail population report for the week-ending 2/9/93. See SMB 17 Page 55. The Chairman requested information regarding changing the limits for county prisoners to a two-year term. Mr. Jones advised that the Sheriff's Association is lobbying very strongly against this. The Sheriff is also working with an organization called "Stop" that is becoming very strong in the state. Commissioner Vickers requested that Mr. Jones include in his weekly report the number of V.O.P. prisoners.

MEETINGS:

The meetings were read into the record by the Chairman.

Commissioner Gentry introduced to the Board and to the Public, Mr. Ed Baron, the newly elected Director of the Y.M.C.A.

ACTION:

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 1-26-93 meeting, with a correction to Book 15 Page 255, titled **WILLIAM SADOWSKI AFFORDABLE HOUSING ACT**, to read: The consensus of the Board was to proceed with seeking Job Descriptions for a Re-Development Director.

Approval of DNR contract #7868-amendment. See SMB 17 Page 56.

Approval of budget amendment for vesting OPS. See SMB 17 Page 56

Approval to pay the following duly authorized warrants:

Law Library	2,121.75
General	1,196,788.52
Sebring Library	23.12
County Transportation Trust	18,280.83
5th/6th Cent State Gas Tax	4,818.05
"E911" Operations	18,077.51
Lorida Schoolhouse Grant	25.97
Law Enforcement Education	427.00
Local Govt Infrastructure Surtax	143,130.76
Community Development Block Grant	38,005.35
Risk Retention	16,980.52
Employee Benefit	97,774.05
Tax Deed Surplus	2,157.93
Special Payroll	124,944.24

Upon roll call, all Commissioners voted aye. The motion carried.

CHRIS NEUHOFER, FLORIDA CITRUS MUTUAL: RESOLUTION ON FLORIDA GRAPEFRUIT MONTH

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Resolution, proclaiming February 1993 as **FLORIDA GRAPEFRUIT MONTH**. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 149.

BOARD ATTORNEY: SETTLEMENT AGREEMENT WITH ADAMS OIL CO.

Motion by Commissioner Gentry, seconded by Commissioner Summers, to approve the Settlement Agreement as presented with a budget amendment to pay the sum of \$5,822.63 as full and complete payment. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 57 for copy of agreement.

SANDERS SETTLEMENT OFFER:

Motion by Commissioner Gentry, seconded by Commissioner Summers, to authorize the Chairman to sign the release as presented by the Board Attorney. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 60 for copy.

**ASSISTANT COUNTY ADMINISTRATOR:
SOLID WASTE DELINQUENT ACCOUNTS**

After discussion, the County Administrator requested that the Board allow staff and the Board Attorney to meet with the Franchisee and try to resolve the problem in house. If not to reagenda for a later date. See SMB 17 Page 61 for copy.

INSURANCE ISSUES UPDATE AND DIRECTION:

The Assistant County Administrator presented an update. See SMB 17 Page 58 for copy. Mr. Portz advised that a separate insurance committee is needed per contractual requirements for property and casualty, liability and auto coverage. Commissioner Maxcy requested that the committee be made up of citizens involved in these areas of insurance in order to be qualified. Commissioner Gentry suggested that guidelines be presented to the Commission. Commissioner Summers asked if this idea came from Mr. Colby. Mr. Portz stated that he disagreed with Mr. Colby's make-up of the committee. The Chairman requested that the committee meet one more time and present their ideas to the Board.

REQUEST WAIVER OF PERSONNEL RULES:

Motion by Commissioner Summers, seconded by Commissioner Gentry, to waive the Personnel Rules, specifically in the case of Marty Kelly. Upon roll call, Commissioners Gentry, Summers, and Vickers voted aye. Commissioners Maxcy, and Gose voted nay. The motion carried.

The Assistant County Administrator reported that the county experienced a break-in at the Health Department. The break-in was for monetary reasons only. A safe was stolen and a couple of windows were broken. The offenders were apprehended the same day and the money was recovered.

COUNTY ADMINISTRATOR:

PRESENTATION OF ORANGE BLOSSOM ESTATES IDEAS

The County Administrator presented a memo with a suggested policy to expend the \$504,446.07 that will soon be available to the Taxing District from the Land Sales Board. See SMB 17 Page 59 for copy. Options were discussed. The County Administrator requested that this be placed back on the agenda for February 16, 1993 for further discussion, and to allow the residents to present their input.

PRESENTATION OF PHASE II OF SEWER AND WATER STUDY:

The County Administrator presented the book containing Phase II of the Sewer and Water Study. He requested that the Board review this study. Ron Cauthen, Engineer with Chastain-Skillman, gave an overview. The County Administrator advised that he and Mr. Cauthen will be attending the Sebring City Council meeting in two weeks to ask for their review and comment. Commissioner Vickers requested an update regarding licensing of Septic Tanks. SMB 17 Page 62 for copy of letter from the Florida Septic Tank Association.

COMMENTS AND QUESTIONS:

RICK McCLEERY, SWFWMD: SOUTHERN WATER USE CAUTION AREA

Mr. McCleery presented a slide presentation with a briefing on the concerns of water. The Chairman requested that the Board consider selecting an alternate to sit in for him. The Commission will discuss at next weeks meeting.

WILLIAM HUNGLING: CODE ENFORCEMENT CITATION

Attorney Wendell Whitehouse requested that Mr. Hungling be removed from the Agenda, as the case is before the State Attorney's office. He stated that he has expressed concerns to the Code Enforcement staff as to how the matter was handled. See SMB 17 Page for 63 for copy of letter from Mr. Hungling. Alan Decker, Code Enforcement Officer gave an update on the policy and procedure for bringing cases before the Board in regards to forwarding to the State Attorney for prosecution.

Motion by Commissioner Vickers, seconded by Commissioner Gentry, to follow the Code, and eliminate the cases from coming before the Board of County Commissioners. The Board Attorney instructed staff to continue to bring the violations of chapter 12 only before the Board, and to proceed with other cases. Upon roll call, all Commissioners voted aye. The motion carried.

CITIZENS NOT ON AGENDA:

Earl Pickett presented a letter regarding well testing in the Red Water Lake area. See SMB 17 Page 64 for copy. The Chairman advised that staff will collect data, and present to the Homeowners Association.

FRED TAGTMEIER:

Mr. Tagtmeier spoke on the well contamination problem. Sewer and Water Committee to take a look at the Lake Francis area.

RICHARD CONOVER:

E 911 CODE PROBLEM

The Assistant County Administrator to research problem. See SMB 17 Page 65 for copy of citizens not on agenda slips.

COMMISSIONERS:

VICKERS:

Re-Development Agency invitation for the Board to attend an election return party at City Lights on 3/2/93. Commissioner Vickers commended staff on the Sick Leave Policy and the results.

SUMMERS:

Mr. Summers stated that Road and Bridge Department must hire more employees if the county continues to accept more roads for maintenance.

BOARD ATTORNEY: MEMO'S REGARDING ROAD MAINTENANCE

CHARLES MELLON: REQUEST FRANCIS II BE TAKEN OFF ROAD MAINTENANCE LIST

SUMMERS: VANDALISM IN THE SEBRING LIBRARY
Options discussed.

GENTRY:

Request that a Resolution be adopted to access toll free calling within the county. To agenda for next week.

PARK ELEMENTARY SIDEWALK EXPENDITURE:

Staff to research for clarification.

DISCUSSION ON BOARD OF ADJUSTMENTS APPOINTEE, KRIS DELANEY

Clarification as to where he is still a member.

The meeting adjourned at 11:54 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, FEBRUARY 9, 1993

The meeting was called to order at 9:00 A. M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. John Dorr, First Presbyterian Church of Sebring.

ANNOUNCEMENTS:

SHERIFF:

Mr. Jim Rodgers presented the Jail population report for the week ending 2/9/93. See SMB 17 Page 66.

MEETINGS:

The Chairman read the meetings into the record.

OTHER ANNOUNCEMENTS:

The Chairman announced that we have activated a T.D.D. program for the hearing impaired. Individuals wishing to participate may call 471-5300 during Commission meetings or 385-2944 during the week.

The Chairman stated that our County EMS received an exemplary vehicle and records certificate when they were monitored by the State Emergency Medical Compliance Unit. Mr. Gose requested that the Board place a letter of recommendation in the EMS Director's personnel file, and a certificate of appreciation to the EMS Department. See SMB 17 Page 67 for copy of letter and certificate from the State.

COUNTY ADMINISTRATOR: ANNOUNCEMENTS

Fire Chief's meeting, February 15, 1993 at 7:30 P. M. Lake Placid SWFWMD Annual Report to be given to the Clerks office.
Map presented with request for preliminary ideas pertaining to redistricting.

COUNTY ENGINEER: ANNOUNCEMENTS

FDOT Public Hearing to be held February 11, 1993 at the Avon Park Elementary School regarding six-laning of US 27.

ACTION:

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING CHAPTER 7 OF THE CODE OF ORDINANCES, BY THE ADDITION OF A NEW ARTICLE V, PROVIDING FOR THE REGULATION OF SOLICITORS AND PEDDLERS.

Carl Cool: Proof of Publication made a part of the record for the Clerks office. See SMB 17 Page 68 for copy.

Board Attorney: Read the Ordinance into the record.

Mr. Macbeth stated that the registration and licensing would be a responsibility of the Clerks office. Provisions for enforcement will be in the hands of the Code Enforcement or Sheriff.

PUBLIC INPUT:

Carl Hancock, Spring Lake Property Owners Association, requested that solicitors wear a Highlands County badge. Mr. Hancock also asked if the time could be changed from sunset to 6:00 P.M.

Richard Conover, of Avon Park, requested information regarding penalties. The Board Attorney responded to the questions.

Ken Claridy, representing the Tampa Tribune, asked if there are any provisions to exempt his company. The Board Attorney reported that there were none.

Harold Owens, of Lake Placid, spoke regarding the inconvenience of newspaper solicitors.

Motion by Commissioner Vickers, seconded by Commissioner Summers to adopt the Ordinance, but to change the sunset clause to 6:00 P. M.

Mike Johnson, of Spring Lake Park, advised that "no soliciting" signs are placed at both entrances, but the Tampa Tribune solicitors approach the park late at night and frighten older residents living alone.

Hank Kowalski commended the Board for their approach to this problem.

Commissioner Vickers changed her motion to read: To accept the Ordinance as written; but to review by February 1994. Commissioner Summers accepted the change. Upon roll call, all Commissioners voted aye. the motion carried.

CONSENT AGENDA:

The County Administrator stated that minutes of two weeks ago provided that Mrs. Prescott be placed on the Consent Agenda for action regarding a zoning change, however the legal description was incorrectly advertised, and would be presented at a later date, after proper advertisement.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of 2-2-93 meeting.

Approval to issue duplicate Tax Sale Certificate #5285, Triangle Iron Works. See SMB 17 Page 69.

Approval to pay bill without p.o. - for work at Park Elementary ballfield. See SMB 17 Page 70.

Approval of Budget Amendment #92-93-56.

Variance request - Country Club of Sebring. See SMB 17 Page 71.

Upon roll call, all Commissioners voted aye. The motion carried.

NRAC MEMBERS: RESOLUTION SUPPORTING FUNDING FOR PRESERVATION 2000

Lew Carter presented information regarding the funding needed for the support of Preservation 2000.

The Chairman read the Resolution into the record.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution #93-4, supporting the funding for Preservation 2000, with copies to go to the State and Federal Delegation and the Florida Association of Counties. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 150.

BOARD ATTORNEY: CONTRACT AND COMPENSATION DISCUSSION

The Commission discussed the Board Attorney's contract and reviewed the listed compensation. Mr. Macbeth stated that he was not expecting an increase in hourly wages. He would like the Board to review the contract at budget time and take a look at payment for litigation, and provisions for paralegal assistance. The consensus of the Board was to review again at the end of March and consider these suggestions. See SMB 17 Page 72 for copy of compensation.

ASSISTANT COUNTY ADMINISTRATOR:

REQUEST FOR FREEZER PURCHASE - COMMODITY OFFICE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to allocate the cost of a freezer out of the reserve to facilitate the purchase for the Commodity office. Upon roll call, all Commissioners voted aye. The motion carried.

REQUEST FOR ASSISTANCE - GLADES COUNTY EMS

Motion by Commissioner Gentry, seconded by Commissioner Summers to grant the request from Glades County to borrow or lease a unit for approximately six weeks. One of their two units was involved in an accident. Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ADMINISTRATOR:

CIP ELEMENT CONSIDERATION

Rick Helms presented a slide presentation update for FY 92-93 thru FY 96-97. See budget file for copy.

MODIFICATION:

The Clerk's office requested a major upgrade in telecommunications in FY-95-96.

COMMISSIONER GENTRY: REQUESTED FUNDING FOR THE SEBRING AIRPORT AUTHORITY

The Chairman suggested in-kind engineering services that could help toward the grant. The Commission will look at funding for this project specifically.

PATTY WRIGHT: REQUEST FUNDING FOR THE LAKE PLACID BEAUTIFICATION PROJECT:

BERT HARRIS III, CHAIRMAN OF LAKE PLACID CHAMBER BEAUTIFICATION PROJECT:

Mr. Harris requested the amount of \$40,000 to put with a like contribution by the town of Lake Placid to help toward phase two. Phase two calls for building new sidewalks, which will include placing trees and street lights, as well as an irrigation system. Mr. Harris indicated that providing these funds would only set back other projects by 3.5 days, as the infrastructure fund which is derived from the local option one-cent sales tax, accrues in the amount of \$75,000 per week.

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve the recommendations, and allow staff to include proposal in the plan. Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER: JOINT PARTICIPATION CORRIDOR STUDY FOR U.S. 27 BY-PASS WITH FDOT:

Motion by Commissioner Gentry, seconded by Commissioner Vickers to support the study with the realization that the \$200,000 estimated funding could increase. Upon roll call, all Commissioners voted aye. The motion carried.

LETTER FROM BOB LINDSEY, SPRING LAKE, REGARDING FUNDING FOR PERSIMMON AVENUE PROJECT:

The Chairman read the letter into the record. See SMB 17 Page 73 for copy.

REQUEST PERMISSION TO PETITION CITY OF SEBRING FOR CLOSING BLOCK

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to seek permission from the City of Sebring to close the alley and vacate the plat, which is Block 71, Town of Sebring. Upon roll call, all Commissioners voted aye. The motion carried.

DISCUSSION ON ALTERNATE MEMBER FOR SOUTHERN WATER USE CAUTION AREA
Motion by Commissioner Vickers, seconded by Commissioner Summers to appoint Mr. Joe Agnolia as an alternate member for Mr. Gose on the Southern Water Use Caution Area. Upon roll call, all Commissioners voted aye. The motion carried.

APPOINTMENT TO FLORIDA ECONOMIC DEVELOPMENT COUNCIL

The Chairman advised that Mrs. Betty Neale is adequate participation to represent the Florida Economic Development Council. No appointment is necessary.

APPOINTMENT TO PLANNING AND ZONING COMMISSION/BOARD OF ADJUSTMENT

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to re-appoint Mr. Jim Brooks on the Planning and Zoning Board, and to appoint Kris Delaney, as an alternate, Planning and Zoning, and Board of Adjustment. See SMB 17 Book Page 74 for copy of Mr. Brooks resume. The consensus of the Commission was to allow a seven member board.

Motion by Commissioner Summers, seconded by Commissioner Gentry to table this issue until next week, and request that the County Administrator bring back list of members for review. Upon roll call, Commissioners Gentry, Summers, and Gose voted aye. Commissioners Maxcy and Vickers voted nay. The motion carried to table.

CONSIDERATION OF 800 PHONE LINE FOR RESIDENTS ON OKEECHOBEE EXCHANGE

The consensus of the Board was to not support the 800 phone line because of the expense involved. Suggestions were presented to mail out the agenda weekly to residents.

DISCUSSION ON HAZARDOUS WASTE INCINERATOR PROPOSED IN POLK COUNTY

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to draft a Resolution to oppose the proposed hazardous waste incinerator. Also to request any information from Polk County that will be coming before their boards. Upon roll call, all Commissioners voted aye. The motion carried.

APPROVAL OF CONTRACT WITH CHASTAIN-SKILLMAN

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the contract with Chastain-Skillman for continuing professional services. Upon roll call, all Commissioners voted aye. The motion carried.

COMMENTS AND QUESTIONS

CITIZENS NOT ON AGENDA

Keith Renish commended the Home Owners Association and staff for the informative meeting regarding water and sewer activity.

Earl Pickett also thanked staff and others for an enlightening meeting.

Harold Owens, representing Highlands Homeowners Board, praised the Highlands County staff for their presentation and support at the meeting. Mr. Owens advised that he will be stepping down as the Chairman, but would like to request support for Mike Johnson, who has been elected president.

See SMB 17 Page 75 for copy of agenda slips.

COMMISSIONERS

MAXCY: REPORT ON TRIP TO TALLAHASSEE

VICKERS: INFORMATION ON HIGHLANDS COUNTY BOOTH AT THE STATE FAIR

VICKERS: POWERLINE DISCUSSION

The County Administrator to respond to the person that wrote a letter to the editor of the newspaper.

GENTRY: TOLL FREE CALLING

The County Administrator suggested purchasing two 900 numbers to poll the county. The Chairman requested that more statistical

information should be obtained.

Harold Owens stated that he has always been proud of this county; but he could not tell anyone that the Board would take part in a fantasy number.

Richard Conover spoke in opposition to the 900 number.

The Chairman suggested staff draft a letter to the Public Service Commission for his signature requesting toll free calling in the county.

The meeting adjourned at 12:10 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, FEBRUARY 16, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by L. E. "Luke Brooker", Clerk of Courts.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones presented the Jail population report for the week-ending 2/16/93. See SMB 17 Page 75.

MEETINGS

The Chairman read the noticed meetings into the record.

ACTION:

PUBLIC HEARING TO CONSIDER PURCHASE OF LAND

Proof of Publication was entered into the record and presented to the Clerk's office by the County Administrator. See SMB 17 Page 76. The County Administrator presented a map of the proposed purchase and briefed the Board on the negotiations. See SMB 17 Page 77 for copy of purchase agreement and net profit sheet. Mr. Jeff Parker, representing the Builders Association, explained the net profit sheet, and advised that the \$45,000 was a firm price. Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve purchase of the property. The Board Attorney explained that the motion should include a Resolution, necessary to complete the closing of the purchase. Commissioner Vickers amended the motion to include adoption of Resolution #93-5. Commissioner Gentry accepted the amendment. See Res. Book 7 Page 151. Upon roll call, Commissioners Gentry, Vickers, and Gose voted aye. Commissioners Maxcy and Summers voted nay. The motion carried.

RESOLUTION ON HAZARDOUS WASTE INCINERATOR

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution #93-6, in opposition to the proposed hazardous waste incinerator in Polk County. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried. See Res. Book 7 Page 152.

CONSENT AGENDA

Motion by Commissioner Gentry, seconded by Commissioner Maxcy, to approve the Consent Agenda as follows:

Approval of minutes of 2-9-93 meeting.

Request for payment without p. o. - Young's Septic. See SMB 17 Page 78.

Approval of Budget Amendment #92-93-58. See SMB 17 Page 80.

Request to offer County property to other agencies and for auction. See SMB 17 Page 79.

Plat recording - Crowley Acres, see SMB 17 Page 81.

Plat recording - Dale Reed Subdivision, see SMB 17 Page 82.

Plat recording - Wandering Oaks Subdivision, see SMB 17 Page 83.

Granting of non-exclusive easement-Wandering Oaks Subdivision, see SMB 17 Page 84.

Accept into the record-audit reports of garbage franchisers. See Franchise file for copy.

Budget amendment #92-93-61 to fund purchase of land.

Accept into the record-January 1993 Monthly Reports.

Approval to pay the following duly authorized warrants:

Law Library	568.87
General	209,107.57
Sebring Library	37.39
Lake Placid Library	13.43
County Transportation Trust	14,001.07
5th/6th Cent Gas Tax	17,737.12
"E911" Operations	441.78
Lorida Schoolhouse Grant	102.00
Law Enforcement Education	821.50
Local Govt Infrastructure Surtax	204,889.61
Community Development Block Grant	105.85
Risk Retention	7,644.04
Employee Benefit	46,127.94
Special Payroll	50,541.27

Upon roll call, all Commissioners voted aye. The motion carried.

ROAD AND BRIDGE DIRECTOR

REQUEST TO OBTAIN VENDOR DUE TO DEFAULT ON SHELL CONTRACT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to move to next low bidder on the shell contract. Commissioner Gentry amended her motion to include that the county disallow this vendor from bidding for a one year period. Commissioner Maxcy seconded the amendment. Upon roll call, all Commissioners voted aye. The motion carried.

REQUEST FOR LAKEVIEW DRIVE, SEBRING PARK

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve the request to proceed with the construction of Lakeview Drive, with the stipulation that if additional lands are required for drainage, the residents will be reimbursed the funds submitted. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 85 for copy of request.

CODE ENFORCEMENT OFFICER: REQUEST TO RECORD NUISANCE RELEASE CASE #92-127

Motion by Commissioner Gentry, seconded by Commissioner Summers to record a release of notice of nuisance in case #92-127, Wauchula State Bank. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 86.

COUNTY ENGINEER: 1992 FUNCTIONAL CLASSIFICATION SYSTEM

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve Resolution, adopting the functional classification system, which is a procedural requirement by FDOT. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 87 for copy of request. See Res. Book 7 Page 153 for copy of Resolution.

BOARD ATTORNEY

ORANGE BLOSSOM ESTATES FUNDS RETAINED BY DBR

The Board Attorney presented correspondence detailing his letter of request for information from the Department of Regulations concerning funds retained by DBR. See SMB 17 Page 88 for copy. Mr. Joe Abelow commended the Board on their involvement in retaining the funds. The Chairman requested that the Board Attorney submit correspondence received from the Department of Regulations to the Governor for his review and comments.

INTERLOCAL AGREEMENT WITH CITY OF SEBRING-LIGHTING FOR MAX LONG FIELD

Motion by Commissioner Vickers, seconded by Commissioner Gentry to enter into an interlocal agreement with the City of Sebring for the lighting at Max Long Field. Upon roll call, all Commissioners

voted aye. Motion carried. See SMB 17 Page 89 for copy.

APPROVAL OF SHIP CONTRACT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to move this item on next weeks's agenda, to allow the Board to review the contract, and to make appointments.

Upon roll call, all Commissioners voted aye. Motion carried.

ASSISTANT COUNTY ADMINISTRATOR

APPROVAL OF FUEL SITE USE AGREEMENT WITH SCHOOL BOARD

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the Fuel Site Use Agreement with the School Board, with an anticipated implementation date by April 1, 1993. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 90 for copy.

REQUEST TO EXTEND HOK CONTRACT FOR JAIL

Motion by Commissioner Vickers, seconded by Commissioner Gentry to extend the HOK contract completion date for the Jail addition to March 31, 1993. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 91 for copy.

COMMISSIONER VICKERS-REQUEST TO CLOSE STREET

Motion by Commissioner Vickers, seconded by Commissioner Gentry to petition the City Council, concurrent to the request to close the alley, to also close Fernleaf Street due to the security issue. Upon roll call, all Commissioners voted aye. Motion carried.

DISCUSSION ON INTERVIEWS FOR THE POSITION OF PERSONNEL DIRECTOR

The County Administrator requested that the Commission should feel free to add any applicants to the list that has been prepared for interview.

COUNTY ADMINISTRATOR

APPOINTMENTS TO INDUSTRIAL DEVELOPMENT AUTHORITY

Motion by Commissioner Gentry, seconded by Commissioner Vickers to reappoint Mr. Pete McDevitt, and Mr. John Martz to the Industrial Development Authority. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 92 for copy of resumes. The County Administrator was requested to present in writing policy and procedures for appointment to Boards and agenda for the first meeting in March.

DISCUSSION OF OPINIONNAIRE

See SMB 17 Page 93 for copy. The Commission directed the County Administrator to bring an expense update for review before proceeding with the opinionnaire.

CONSIDERATION OF PROPOSED POLICY ON ORANGE BLOSSOM ESTATES

The County Administrator presented a proposal for expending the funds received from the Land Sales Board. See Orange Blossom file for copy. Several residents presented their ideas. The Board Attorney suggested an assessment or impact fee be levied when building permits are pulled, to recoup part of the money initially spent on roads. Attorney John DeMandas, representing Leucadia, Inc. suggested that he and Jeff Parker, another major land owner, would like to see the two roads paved near Lake Josephine. The Commission directed staff to allocate the funds at the rate of \$87.00 per lot, both North and South; but to consider separately North versus South. To try and work out details to bring back a package that meets all the Ordinances and requirements to pave these two roads, along with a cost estimate from the Road and Bridge Director. Commissioner Gentry requested a review of the option to allow the County to perform the work and the residents provide materials. Staff to present package to the Commission as soon as possible. Commissioner Maxcy suggested that he hold a community awareness meeting for all residents of Orange Blossom

North and bring a consensus to the Board.

DISCUSSION ON COUNTY COMMISSIONER REDISTRICTING

Jimmy Whitehouse, Supervisor of Elections, presented a proposal, with suggestions for the redistricting. Under the Plan submitted, there were three criteria's that had to be met. See SMB 17 Page 94 for copy of plan. Mr. Whitehouse advised that if there are no objections from the School Board, the redistricting can move forward. The consensus of the Board was to accept in concept. A Public Hearing must be held prior to its approval.

RECOMMENDATION ON PLANNING AND ZONING COMMISSION AND BOARD OF ADJUSTMENT

The consensus of the Commission was to request letters of resignation from each board member and wipe the slate clean. To agenda for next week for appointments to the boards.

MIKE WILLINGHAM, SEBRING AIRPORT AUTHORITY: REQUEST FOR ASSISTANCE

Will Randall, Chairman of the Airport Authority presented the needs of the Authority. Mr. Randall advised of two projects that are critical to the continued existence. See SMB 17 Page 95 for documentation. The County Administrator suggested that funds are available that were set aside for the Sewer and Water study. He requested the \$100,000 be reallocated toward a Sewer and Water Plant Investment at the Airport with the understanding that the Airport and the County work together toward the leachate problem at the County Landfill. Motion by Commissioner Gentry, seconded by Commissioner Vickers to instruct the Board Attorney to draft an interlocal agreement with the Airport Authority for the allocation of the \$100,000 based on a commitment for the treatment of the leachate at the Landfill. Upon roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY: RULES OF PROCEDURE FOR THE GRIEVANCE HEARING

To be explained by the Attorney on Saturday A. M. 2/20/93.

COMMENTS AND QUESTIONS

Joe Abelow presented a brief report on water for the Key Lakes area. He was instructed to place the proposal in writing and Commissioner Gentry would bring before the Sewer and Water Committee.

COMMISSIONERS

COMMISSIONER VICKERS: PROPOSED TOWN MEETING

To place in writing and bring back in two weeks.

The meeting adjourned at 1:30 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, FEBRUARY 23, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones presented the Jail population report for the week-ending 2/23/93. See SMB 17 Page 97.

CLERK

The Clerk thanked the Board Attorney for his assistance with the Interlocal agreement between the City of Sebring and the County, regarding the recreational funding, and the functions of the Clerk's office.

The Clerk reported on the Clerks conference held in Tallahassee last week.

MEETINGS:

The Chairman read the reported meetings into the record.

ADDITIONAL REPORTED MEETINGS:

Mr. Cool reported a meeting with the residents and lot owners of Orange Blossom Estates at the Agri-Civic Center at 9:00 A. M. on 3/1/93.

Mr. Macbeth reported that Youth Baseball will be opening their season at Max Long Field on 2/27/93. A request was made for a Commissioner to throw out the baseball on one of the field's. Commissioner Vickers volunteered for the job, due to her role with the recreational committee.

Mrs. Gentry read a letter into the record from School Superintendent Richard Farmer thanking the Board for the use of the Agri-Civic Center. Mr. Farmer stated that the Science Fair was a success due to the cooperation of the Board. See SMB 17 Page 106.

ACTION:

PUBLIC HEARING TO CONSIDER NON-AD VALOREM ASSESSMENT FOR PLACID LAKES

Resolution #93-10 presented by Bill Stephenson. Stephenson stated that a Public Hearing was held to correct an error in the legal description of the original Ordinance, #78-5. This Hearing was also for the intent of using the non-ad valorem collection of assessment. Proof of publication was presented to the Clerk's office. See SMB 17 Page 98.

PUBLIC INPUT:

Albert Macy requested information regarding the Benefit District. Everett Albin presented questions on location of assessment. Ralph Metheny asked questions regarding the assessment relating to water.

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve the Resolution and the Agreements from the Property Appraiser and Tax Collector, agreeing to the extension. Upon roll call, all Commissioners voted aye. Motion carried. See Resolution Book 7 Page 154.

PUBLIC HEARING TO CONSIDER NON-AD VALOREM ASSESSMENT FOR AVON PARK ESTATES

Mr. Stephenson advised that a Hearing is being held to correct an error in the legal description of the original Ordinance 80-5, to add additional lots to the District, and for the intent to use the no-ad valorem assessment of collection. A Proof of Publication was entered into the record. See SMB 17 Page 99 for copy.

PUBLIC INPUT

Attorney Alison Copley, speaking on behalf of the Property Owners Association voiced their opposition on the proposed Resolution to change the boundaries. Attorney Copley stated that residents living in single-family dwelling have been paying into the improvement fund for a long time. If the mobile home residents are allowed in the District, they would benefit from the fund, without having paid. The first preference of the homeowners would be to establish other special taxing districts for those living in the Red Hill Farms and Oak Ridge subdivisions. The second would be to have all funds collected spent in the area of the homeowners, then include the others. Several of the mobile home owners indicated they would be happy to pay the larger assessment for better roads.

Motion by Commissioner Vickers to approve the Resolution and the Agreements. The motion died for lack of a second.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Resolution and the Agreements with the Tax Collector and Property Appraiser. Upon roll call, Commissioner Summers voted nay, all other Commissioners voted aye. The motion carried. See Res. Book 7 Page 155.

APPROVAL OF MINUTES OF 2-16-93 MEETING

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve minutes of 2-16-93 meeting. Agenda was incorrectly stated as 2-26-93 meeting. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ENGINEER:

RESOLUTION TO ESTABLISH PUBLIC HEARING DATE-CARP PLACE

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution, establishing 3/23/93 as a Public Hearing date to consider vacating a portion of Carp Place. Commissioner Gentry amended her motion to include approval of Resolution #93-8 to set a Public Hearing date for 3/23/93 to consider vacating plats in Placid Lakes. Commissioner Summers seconded the amendment. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 7 Page 156 and 157.

MODIFIED EASEMENT FOR ARBUCKLE CREEK RESTORATION PROJECT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the amended modified sovereign submerged land easement for the Arbuckle Creek Restoration Project. Upon roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY:

INTERLOCAL AGREEMENT WITH GLADES COUNTY FOR EMS UNIT

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt the Interlocal Agreement with Glades County to provide for the loan of one E.M.S. unit. Upon roll call, all Commissioners voted aye. Motion carried.

SECOND STIPULATED AGREEMENT WITH DIVISION OF LAND SALES

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve the Chairman execute the Second Stipulated Agreement with the Division of Land Sales. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 100.

APPOINTMENTS TO AFFORDABLE HOUSING ADVISORY COMMITTEE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to appoint the recommended individuals to the Affordable Housing Advisory Committee. Kevin Roberts presented a recommended list for the Local Housing Partnership, and requested recognition of the twenty-six names that he submitted with an open-ending policy, allowing any member to move out, if they so desire. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 101 for copy of names.

REQUEST FROM LIBRARY ADVISORY BOARD

The consensus of the Commission was to take no action at this time as recommended by the Budget Officer, Rick Helms. See SMB 17 Page 102 for copy of memorandum.

REPORT ON COST OF OPINIONNAIRE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the recommendations of the County Administrator to mail out the Opinionnaire. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 103 for cost estimate.

REQUEST APPROVAL OF PARKING LOT LEASE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve execution of the lease for the Parking Lot, after the fact. Upon roll call, all Commissioners voted aye. Motion carried.

REPORT ON MEETING WITH SEBRING CITY COUNCIL

The County Administrator reported on meeting with Sebring City Council. Mr. Cool and Ron Cauthen presented an executive summary of Phase III, Sewer and Water Study to the Council. Other items of business were reported on. These items will be brought back before the Board.

JOHN MARTZ, IDA: REQUEST FOR DRAFT ECONOMIC ELEMENT WORKSHOP

Mr. J. W. Jones, sitting in for Mr. Martz, requested the Commission adopt this plan as the Economic Element of the Comprehensive Plan for Highlands County. Mr. Jones stated that the next logical step is to hold a workshop on this subject, and representation will be available to review the element and answer questions. The consensus of the Board was to set the workshop on 3/23/93, after the regular meeting. Mrs. Betty Neale recognized Jackie Fauls as a contributor to this project.

APPOINTMENTS TO BOARD OF ADJUSTMENT/PLANNING & ZONING COMMISSION

The Commission accepted all letters of resignation from the present members. See SMB 17 Page 104. A ballot was taken by the Board and compiled by the Clerk for a vote on members. Results were as follows:

**TWO YEAR MEMBERS
JAMES BROOKS
LEWIS J. CARTER**

C. B. JONES

FOUR YEAR MEMBERS

JOHN K. PAYNE

GLENN A. HUNTER

FRED W TAGTMEIER

The Chairman reported a tie vote between Wilbur J. Speer and James Osborn. Motion by Commissioner Summers, seconded by Commissioner Gentry to accept Mr. Wilbur J. Speer as a four-year member. Upon roll call, all Commissioners voted aye. Motion carried. The Chairman advised that the two alternate members will be James Osborn and David Travers. See SMB 17 Page 105 for copy of ballots. Motion by Commissioner Gentry, seconded by Commissioner Summers to accept the results as read by the Chairman for the appointments. Hank Kowalski advised the Board that no environmentalist will be sitting on either Board. Commissioner Gentry stated that we need to find someone to serve as an alternate in that capacity. Upon roll call, all Commissioners voted aye. Motion carried.

The meeting adjourned 12:09 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MARCH 2, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

**James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry**

**L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham**

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Jail population report for the week-ending 3/2/93. See SMB 17 Page 107.

MEETINGS

The Chairman read the reported meetings into the record.

ASSISTANT COUNTY ADMINISTRATOR

Mr. Portz advised that the County has installed three assisted amplifiers for the use of anyone who has a hearing deficiency. These may be obtained from Louise Graham of the Clerks office. Previously, we have installed a TDD System, which is a hearing device for the deaf. This is an on-going process to comply with the ADA standards.

COUNTY ADMINISTRATOR

Resolution in appreciation for the efforts of Rick Lilyquist, County Engineer for completion of landscaping in Lake Placid.

ACTION:

PUBLIC HEARING TO CONSIDER VACATION OF EASEMENTS-SUN'n LAKE OF SEBRING

Proof of publication entered into the record, and filed with the Clerk's office. See SMB 17 Page 108.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the vacation of easements in Sun'n Lakes Estates of Sebring Lots 78-80, Block 275, Unit 13; subject to the condition that a 15-foot utility and drainage easement be granted. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 108.

RESOLUTION IN SUPPORT OF THE PRIVATE PROPERTY RIGHTS ACT OF FLORIDA

The Chairman read the proposed Resolution into the record. The Board Attorney advised that from a legal standpoint this is not a preservation of constitutional rights; but an extension of statutory authority concerning the rights of private property which includes changes such as zoning. This would basically prevent the Board from taking any effective action concerning regulation of property. Mr. Macbeth stated that if this Resolution passes, you can forget land use management. It's a great extension of constitutional rights and it can be very expensive. The Chairman requested the Board Attorney contact Representative Harris for clarification and report back.

CONSENT AGENDA

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of 2-23-93 meeting

Variance Request Camp-N-Comfort, See SMB 17 Page 109.
 Budget amendment #92-93-67 for Court appointed attorneys in
 Juvenile Proceedings. See SMB 17 Page 110.

Approval to pay the following duly authorized warrants:

Law Library	190.10
General	1,081,842.33
Sebring Library	13.20
County-wide Libraries	393.00
County Transportation Trust	13,628.40
5th/6th Cent State Gas Tax	7,930.48
"E911" Operations	17,775.77
Law Enforcement Education	3,152.04
Local Govt Infrastructure Surtax	33,349.50
Community Development Block Grant	48,144.63
Employee Benefit	105,204.46
Tax Deed Surplus	1,790.72
Special Payroll	149,564.12

Upon roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY: APPROVAL OF SHIP CONTRACT

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve adoption of the Sadowski Housing Initiative Partnership. Upon roll call, all Commissioners voted aye. Motion carried. Commissioner Gentry requested information from the County Administrator on projected cost and responsibility of the county for the implementation.

ASSISTANT COUNTY ADMINISTRATOR: EMERGENCY MANAGEMENT ASSISTANCE AGREEMENT

Motion by Commissioner Vickers, seconded by Commissioner Summers to authorize the execution of the Emergency Management Assistance Agreement between the Department of Community Affairs and the County. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR: REQUEST ACCEPTANCE OF DONATION OF PROPERTY

Motion by Commissioner Gentry, seconded by Commissioner Vickers to accept property donated by Mr. Karl W. Zeigler for Lot 15, Block 315, Sun'N Lake Estates of Lake Placid. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 111 for copy.

CONSIDERATION OF BOARD APPOINTMENT POLICY

The County Administrator presented a suggested policy on Board Appointments. After discussion, the consensus of the Board was to place on the agenda for next week, after the Commission has time to re-think items one through four, and the policy for alternate positions.

REQUEST FOR ROAD WORK IN ORANGE BLOSSOM ESTATES

Commissioner Maxcy reported that as a result of a meeting with homeowners in Orange Blossom Estates, he was successful in obtaining funds to begin construction of Fifth Avenue. Motion by Commissioner Gentry, seconded by Commissioner Vickers to accept the \$6,920.72 funding for the required work, along with a budget amendment, as applicable. Upon roll call, all Commissioners voted aye.

LETTERS FROM JOE ABELOW REQUEST

The County Administrator advised that Mr. Joe Abelow presented

letters with a request that the Board review. No action was taken.

ASSISTANT COUNTY ADMINISTRATOR

REQUEST FOR PAYMENT OF MAIL-OUT FOR COMMUNITY AWARENESS MEETING WITH RESIDENTS OF ORANGE BLOSSOM ESTATES-COMMISSIONER MAXCY

The consensus of the Board was to allow staff to proceed with the mail-out, using Special Tax District Funds.

CITIZENS NOT ON AGENDA

Hank Kowalski thanked the Chairman for including participants as the public and not the audience.

He also reminded the public of the FPC Power Line meeting at Sun'n Lake Community Center, March 4, 1993 at 7:30 P. M. See SMB 17 Page 112 for copy of agenda slips.

COMMISSIONERS GENTRY

INTERVIEWS FOR THE PERSONNEL DIRECTOR

The consensus of the Commission was to set interviews for 3/22/93 at 8:00 A. M.

SUMMERS

PREPARED STATEMENT READ INTO THE RECORD IN ANSWER TO NEWSPAPER ARTICLE REGARDING C & D LANDFILL PERMIT

MAXCY

RE-INSTATEMENT OF REFERENCE LIBRARIAN

To be placed on agenda 3/9/97.

VICKERS

RECREATION COMMITTEE MEETING, 3/4/93 AT 3:30 P. M. IN SUPPORT OF DIXIE YOUTH

CITY LITES - RETURN WATCHING PARTY TO RAISE MONEY FOR LANDSCAPING OF CIRCLE DOWNTOWN - 3/2/93 AT 7:00 P. M.

GOSE-CHANGE OF TIME-KELLY GRIEVANCE HEARING 3/10/93 AT 8:00 A.M.

WATER USE ALLOCATION MEETING IN TAMPA 3/12/93

The meeting recessed at 10:29 A. M. and reconvened at 10:35 A. M.

WORKSHOP: FY 1993-94 BUDGET PROCESS

BUDGET PROCESS OPTIONS

The Assistant County Administrator presented several options on how to develop the budget for 93-94 budget process. The consensus of the Board was to choose option one with the Assistant County Administrator, and the Budget Director holding formal taped hearings in the boardroom. Public and Commissioners to be invited. Staff to prepare recommended budget to the County Administrator. After modification by the Administrator, tentative budget to be given to the Board on 7/13/93 for consideration. Commissioner Maxcy suggested more public input and community awareness. Top budget priorities were listed as Public Safety, and Personnel. See SMB 17 Page 113 for copy of options.

The meeting adjourned at 12:03 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MARCH 9, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the County Administrator, with a special remembrance for the Dan Barefield family.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones presented the Jail population report for the week-ending March 9, 1993. See SMB 17 Page 114.

MEETINGS:

The County Administrator reviewed the meeting schedule with the deletion of the Construction and Licensing Board meeting and the Land Development Regulation Task Force.

ADDITIONAL MEETINGS: TOM PORTZ

INSURANCE COMMITTEE MEETING - MARCH 10 AT 3:00 P. M. IN THE BOARD ROOM

HURRICANE CONFERENCE-INFORMATION WILL BE PLACED IN BOARD PACKETS

BOARD ATTORNEY:

BOARD ROOM-MOCK COUNTY COMMISSION MEETING-SEBRING STUDENT COUNCIL, MARCH 18, 1993

GENTRY:

IDA AND EDC MEETING, MARCH 10, 1993 AT 7:30 A. M.

Vice-Chairman Vickers announced that she was chairing the meeting due to the illness of Chairman Gose.

ACTION:

PUBLIC HEARING TO CONSIDER AN ORDINANCE REPEALING SECTION 7-3 OF THE CODE OF ORDINANCES, PERTAINING TO A DISCRETIONARY SURFEE FOR CERTAIN SERVICES OF THE SHERIFF:

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION

Document entered into the record and presented to the Clerk's office.

BOARD ATTORNEY:

The Board Attorney read the Ordinance into the record. Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve Ordinance, repealing Section 7-3 of the Code of Ordinances. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE REPEALING DIVISION 3 OF ARTICLE II OF CHAPTER 7 OF THE CODE OF ORDINANCES, PERTAINING TO DISSEMINATION OF OBSCENE MATERIALS:

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION

Document entered into the record, and made a part of the Clerk's office.

BOARD ATTORNEY

The Board Attorney read the proposed Ordinance into the record. Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Ordinance repealing Division 3 of Article II of Chapter 7 of the Code of Ordinances. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE ADOPTING 7-2 OF THE CODE OF ORDINANCES PROVIDING FOR THE DESIGNATION OF THE HIGHLANDS COUNTY SHERIFF AS THE CHIEF CORRECTIONAL OFFICER OF THE COUNTY CORRECTIONAL SYSTEM

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION

Document entered into the record, and made a part of the Clerk's office.

BOARD ATTORNEY:

The Board Attorney read the proposed Ordinance into the record.

PUBLIC INPUT:

PRESTON COLBY:

Mr. Colby requested information from the Board regarding advantages, and disadvantages. Discussion followed.

MRS. ELMIRA HERNES:

Mrs. Hernes stated that she was an elected official in Michigan for nineteen years. She would like to know if this would mean more money and power for the Sheriff. The Chairman advised Mrs. Hernes that all elected official's salary is set by legislation.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Ordinance adopting 7-2 of the Code of Ordinances, providing for the designation of the Highlands County Sheriff as the chief correctional officer of the County Correctional system. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING PARAGRAPH (J) OF SECTION 7-4 OF THE CODE OF ORDINANCES, PERTAINING TO HOURS OF USE OF COUNTY PARKS.

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION

Document entered into the record, and made a part of the Clerk's office.

BOARD ATTORNEY:

The Board Attorney read the proposed Ordinance into the record.

PUBLIC INPUT:

PRESTON COLBY:

Requested information regarding rules implementing the Ordinance. Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Ordinance amending paragraph (j) of Section 7-4 of the Code of Ordinances, pertaining to hours of use of County Parks. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE ADOPTING AND AMENDING SECTION 9-1 OF THE CODE OF ORDINANCES, PERTAINING TO THE LOCAL GAS TAX.

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION

Document entered into the record, and made a part of the Clerk's office.

BOARD ATTORNEY:

The Board Attorney read the proposed ordinance into the record. Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Ordinance adopting and amending Section 9-1 of the Code of Ordinances, pertaining to the Local Option Gas Tax. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING THE AREA OF PLACID LAKES SPECIAL BENEFIT DISTRICT AS DEFINED IN SECTION 9-183 OF THE CODE OF ORDINANCES.

WILLIAM STEPHENSON: PROOF OF PUBLICATION

Document entered into the record, and made a part of the Clerk's office.

BOARD ATTORNEY:

The Board Attorney read the proposed Ordinance into the record. Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Ordinance amending the area of Placid Lakes Special Benefit

District as defined in Section 9-183 of the Code of Ordinances. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 2-20 and 2-21-93 Grievance Hearings and 3-2-93 meeting.

Approval of street name changes: Maderia Ave to Macintosh Ave; N. Redwood Rd. to Delicious Rd; S. Redwood Rd. to Cortland Rd.; Pear Rd. to Canopy Rd.; Palm Rd. to Popash Rd. See SMB 17 Page 115.

Request for Emergency Medical Service Coverage-March of Dimes WalkAmerica. See SMB 17 Page 116.

Budget amendment 92-93-70. See SMB 17 Page 117.

Richard Conover of Avon Park stated that Crystal Lake Mobile Park was denied a request for EMS Stand-by coverage when they held their senior olympic day; however he was in favor of the March of Dimes request.

Preston Colby requested an explanation of the budget amendments.

Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER: DISCUSSION ON STATE ROAD 17 FROM SE LAKEVIEW DR TO KENILWORTH BLVD

The County Engineer read a letter into the record addressed to Mr. David A. May, FDOT, District Secretary. The letter voiced concern of capacity deficiencies on SR-17, and requested assistance in resolving the county's unfunded state road projects. Motion by Commissioner Gentry, seconded by Commissioner Summers to transmit this letter to Secretary May requesting a transportation study, and to also look at the Eucalyptus Parkway as a possible alternative. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 118 for copy.

ROAD AND BRIDGE DIRECTOR: APPROVAL OF "ADOPT A HIGHWAY AGREEMENT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize the Whispering Pines Baptist Royal Ambassadors to enter into an Adopt-A Highway Agreement with amendments approved by the Board Attorney. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 119.

BOARD ATTORNEY:

INTERLOCAL AGREEMENT WITH SPRING LAKE IMPROVEMENT DISTRICT READ INTO THE RECORD.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Interlocal Agreement with Spring Lake Improvement District for the mowing of the District. Upon roll call, all Commissioners voted aye. Motion carried.

AMENDMENT TO INTERLOCAL AGREEMENT WITH TOWN OF LAKE PLACID READ INTO THE RECORD BY THE BOARD ATTORNEY.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Interlocal Agreement with the Town of Lake Placid for the improvement of Interlake Boulevard. The Chairman arrived at the meeting at 10:20 A. M. Preston Colby advised that as a point of record, the Chairman was present for the roll call, and must vote on the motion. Upon roll call, all Commissioners voted aye. The motion carried. The Chairman accepted the gavel from the Vice-Chairman.

ASSISTANT COUNTY ADMINISTRATOR

INSURANCE COMMITTEE RECOMMENDATION

See SMB 17 Page 120.

PRESTON COLBY: HISTORY OF THE COUNTY INSURANCE PROGRAM

Motion by Commissioner Gentry, seconded by Commissioner Vickers to authorize the establishment of a separate Liability Insurance Committee as set forth, with the exclusion of the staff member. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Gentry, seconded by Commissioner Summers to uphold the recommendations of the Insurance Committee to not pursue the building of a fitness trail at this time . Upon roll call, all Commissioners voted aye. Motion carried. Suggestions from the Board included utilization of SFCC fitness trail.

REQUEST FOR APPROVAL OF CAPITAL IMPROVEMENT PLAN FY 92-93 THROUGH 96-97

CHANGES PRESENTED BY THE BUDGET OFFICER

LAKE PLACID BEAUTIFICATION PROJECT

WATER AND SEWER IMPROVEMENTS-SEBRING AIRPORT

ADMINISTRATIVE COMPLEX

Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve the Capital Improvement Plan FY 92-93 through FY 96-97. Upon roll call, all Commissioners voted aye. Motion carried. See Budget File for copy.

RECOMMENDATION FOR PERSONNEL MANUAL POLICY CHANGE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the Personnel Manual Policy Change for the extension of hospitalization benefits upon termination with corrections as noted. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 121 for copy.

SETTLEMENT AGREEMENT - ROY PLOTT - WORKERS' COMPENSATION CLAIM

Motion by Commissioner Vickers, seconded by Commissioner Gentry to waive the agenda to consider payment of workers' compensation settlement. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to authorize a hand-cut check to Mr. Roy Plott in the amount of \$104,250, for final settlement of the case, and a check to Attorney James Hooper for \$15,750 for settlement of attorney fees. Reimbursement will be forth-coming from insurance company. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 122 for copy.

COUNTY ADMINISTRATOR

CONSIDERATION OF BOARD APPOINTMENT POLICY

Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve the suggested policy on board appointments with the changes as follows:

Item #1-to replace to with the word shall.

Item #2-strike

Item #3-strike

Item #6-strike the last sentence after the work resume.

Item #10-cut the last seven words after vacancy.

Item #17-establish a pool.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 123 for copy.

REQUEST THE PURCHASE OF THE OLD SEBRING INSPECTION STATION FROM CITY OF SEBRING

Motion by Commissioner Gentry, seconded by Commissioner Summers to instruct the Board Attorney to prepare an interlocal agreement that would affect the purchase of the old Sebring Inspection property.

Upon roll call, Commissioner Maxcy voted nay. All other Commissioners voted aye. The motion carried. The Chairman instructed the County Administrator to set a Public Hearing date for consideration of the additional lots.

REQUEST APPROVAL OF PHASE II SEWER AND WATER REPORT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to accept Phase II of the Sewer and Water Report with suggested changes from Jackie Fauls requesting that a map be submitted showing wells not contaminated.

Kris Delaney requested the Commission address the pollution causes. Hank Kowalski presented concerns regarding the city hook-up. Upon roll call, all Commissioners voted aye. The motion carried.

RECOMMENDED CHANGE TO PURCHASING MANUAL

The County Administrator presented the proposed revision to the Purchasing Manual that pertains to the area of professional services. Mr. Colby questioned the amount of the fee. The Commission addressed issues. Commissioner Vickers suggested that the Board take a closer look before approving. Mr. Colby requested the Board review a copy of the Palm Beach County Manual. The Chairman directed the County Administrator to bring back item in two weeks for discussion.

REQUEST FROM THE CITY OF SEBRING

Motion by Commissioner Vickers, seconded by Commissioner Summers to waive the agenda to discuss request from the City of Sebring. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to authorize the County Administrator to offer to the City of Sebring the bulldozer that has been placed for auction in the amount of \$12,000 . Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR

The County Administrator reviewed with the Board a map that shows the area that the county sought bids on for the lease of the landfill. This will be an agenda item at next weeks meeting.

LETTERS FROM FEDERAL AGENCIES

To be placed on the agenda next week.

CITIZENS NOT ON AGENDA

Michael Carr - suggestions on taxes.

Preston Colby - Newspaper article - requested the Board appoint a group to review existing policies, practices, and procedures.

Request the Board agenda Lake Denton item for discussion. The Chairman advised Mr. Colby to place suggestions in writing.

Earl Pickett - praised staff and others for help with the water contaminating problem.

Richard Conover - recommended changes in Purchasing Manual pertaining to purchase orders.

See SMB 17 Page 124 for copy of agenda slips.

COMMISSIONERS

GENTRY:

Request for letter of support for the Florida Rural Health Services. The County Administrator suggested Congressman Lewis's letter should be sent to the Secretary of Health and Human Services with support, and also requesting a closer monitoring of the office.

GOSE:

Letter from SWFWMD, addressing what Fl Statutes ask for Local Law

Enforcement. The County Administrator was directed to pass on to Col. Jones.

Notice received regarding Patricia Lyons.

Request for Action Items to be placed on the agenda for discussion next week.

The meeting adjourned at 12:57 P. M.

Chairman

Attest: _____
Clerk

SPECIAL MEETING OF THE BOARD, MARCH 16, 1993
AVON PARK ESTATES SPECIAL TAX DISTRICT

The meeting was called to order at 1:52 P.M. with the following members present:

James L. Gose	William Stephenson
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
C. Guy Maxcy	Louise Graham
Doris Gentry	

BUDGET AMENDMENT #92-93-74

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve budget amendment #92-93-74 in the amount of \$45,000. Upon roll call, all Commissioners voted aye. Motion carried.

The meeting adjourned at 1:53 P. M.

Chairman

Attest: _____
Clerk

SPECIAL MEETING OF THE BOARD, MARCH 16, 1993
SUN'N LAKE OF LAKE PLACID RECREATIONAL TAX DISTRICT

The meeting was called to order at 1:52 P.M. with the following members present:

James L. Gose	William Stephenson
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
C. Guy Maxcy	Louise Graham
Doris Gentry	

REQUEST FROM PROPERTY OWNERS

TAX DISTRICT COORDINATOR:

Mr. Stephenson advised that the Property Owners would like to loan the District \$25,000 at 4% interest. The Board Attorney suggested that the Property Owners will have to deed the property to the District before the loan can be approved. The Property Owners must make their own arrangements until the Tax District has title to the property. See SMB 17 Page 137 for copy of proposal. Motion by Commissioner Vickers, seconded by Commissioner Gentry to agree to consider request from Property Owners when appropriate. Upon roll call, all Commissioners voted aye. Motion carried.

The meeting adjourned at 2:00 P. M.

Chairman

Attest: _____
Clerk

SPECIAL MEETING OF THE BOARD, MARCH 16, 1993
SEBRING HIGHLANDS SPECIAL TAX DISTRICT

The meeting was called to order at 2:00 P.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

Carl Cool
J. Ross Macbeth
William Stephenson
Louise Graham

SEBRING HIGHLANDS ROAD BIDS

See SMB 17 Page 138 for copy of bids.

Brief update presented by the County Administrator.

Dr. John Fitzpatrick requested the Board table approval of bids for six months to give the state agencies a chance to act on the wildlife refuge. Keith Fountain, Field Representative for Nature Conservancy spoke favorable for purchasing the Carter Creek Scrub. Ralph Perkins from DNR suggested the Commission re-think the issue. Richard Halpren, representing the Property Owners spoke in opposition to delay the paving of the road. Jimmy Wohl, property owner, read a prepared statement written by Mark L. Pollot regarding property rights in America. See SMB 17 Page 139. Motion by Commissioner Summers, seconded by Commissioner Gentry to delay the road paving until October 1, 1993. Upon roll call, all Commissioners voted aye. Motion carried. Dr. Fitzpatrick was requested to come back in two months with an update.

The meeting adjourned at 4:00 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MARCH 16, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones presented the Jail population report for the week-ending 3/16/93. See SMB 17 Page 125 for copy.

REQUEST FOR RELOCATION OF PISTOL RANGE

The consensus of the Board was to authorize the Sheriff's Department, with the assistance of South Florida Community College, to proceed with the construction of a Pistol Range with a location sight in the northeast corner of the new landfill property. The package will be put together and then brought before the Board for final approval.

MEETINGS:

The Chairman read the listed meetings into the record.

ADDITIONAL MEETINGS:

GENTRY:

Transportation Disadvantaged - Agri-Civic Center - 3/17/93 at 1:30 P. M.

COUNTY ADMINISTRATOR:

Sebring Mock County Commission Meeting - 3/17/93 - Boardroom
Check received for the sale of timber from the Bombing Range

CHAIRMAN:

The Chairman requested consensus to move agenda item #L: Approval of State Housing Initiatives Partnership Program up after item B. The Commission gave their consensus.

ASSISTANT COUNTY ADMINISTRATOR: ANNOUNCEMENTS

Mr. Portz advised that Reliable Sanitation has offered an additional yard trash pick-up on March 24, 1993.

The County EMS responded with mutual aid to Glades County when a storm touched down in Palmdale.

Mr. Portz thanked participants for help received with the painting of Lincoln Heights VFD and the Fire Education Team for their participation at the Fair.

ACTION:

RESOLUTION: IN RECOGNITION OF DAN BAREFIELD

Read into the record by the Chairman.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution in sympathy for the passing of Dan E. Barefield, Finish Equipment Operator for the Road and Bridge Department. Upon roll call, all Commissioners voted aye. Motion carried.

Mrs. Dot Barefield accepted the Resolution, and thanked the Commission for their overwhelming kindness. See Res. Book 7 Page

158.

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING A DEVELOPMENT ORDER FOR COUNTRY CLUB OF SEBRING

COUNTY ADMINISTRATOR: PROOF OF PUBLICATION AND PHOTOGRAPHS ENTERED INTO THE RECORD, AND MADE A PART OF THE CLERK'S OFFICE.

READ INTO THE RECORD BY THE BOARD ATTORNEY.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt the Ordinance amending a Development Order for the Country Club of Sebring . Upon roll call, all Commissioners voted aye. Motion carried.

STEPHEN WEEKS: APPROVAL OF STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM

MODIFICATION TO THE PROGRAM PRESENTED BY MR. WEEKS.

GENTRY: QUESTIONS

CAROL SOLIZ, CHAIRMAN OF THE PROGRAM: CLARIFICATION OF THE SHIP PROGRAM

INTRODUCTION OF MEMBERS

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize Stephen Weeks to proceed with the program by sending in the application for review. Upon roll call, all Commissioners voted aye. Motion carried.

PERSONNEL

Due to the personnel problems that surfaced during the Grievance Hearings, the Chairman suggested that the Commission listen to a presentation developed by DDI. The presentation was given by Michelle Roberts of the South Florida Community College and is a training program for employees. Mrs. Roberts stated that the college is new to the delivery of the DDI training, however, the program is a proven one, having been used by TECO, IBM, and Georgia Pacific. The consensus of the Board was to proceed, asking the elected officials to participate with the Program. The County Administrator was directed to work with the college and bring back cost estimates. Initial start-up will begin after the Personnel Director is on board.

CONSENT AGENDA

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

Approval of minutes of 3-9-93 meeting.

Accept into record Monthly Report - February 1993

Request for transfers and bid on equipment. See SMB 17 Page 126.

Approval of budget amendments 92-93-75, 92-93-76 and 92-93-77. See SMB 17 Page 127.

Approval of agreement with LaGrow Systems, Inc. for irrigation system. See SMB 17 Page 128.

Approval to pay duly authorized warrants as listed:

Law Library	293.56
General	537,078.75
County Transportation Trust	26,395.67
5th/6th Cent State Gas Tax	2,684.83
"E911" Operations	195.67
Lorida Schoolhouse Grant	327.79
Law Enforcement Education	317.00
Local Govt Infrastructure Surtax	226,784.87
Community Development Block Grant	13,525.11
Risk Retention	80,783.96
Employee Benefit	94,135.38
Special Payroll	52,198.09

Upon roll call, all Commissioners voted aye. The motion carried.

HUMAN SERVICES DIRECTOR: 1992 SUMMARY REPORT ON CHILDREN'S SERVICES COUNCIL

Mr. Roberts highlighted accomplishments for the year 1992. Number one accomplishment included the installation of the **I CARE HOTLINE**.

The Children Services Director has helped the Children's Home Society create a shelter for abused children. The Resource Mothers program has also been successful in the County. Mr. Roberts was praised by staff and the Commission for his efforts.

COUNTY ENGINEER: APPROVAL OF SUPPLEMENTAL AGREEMENT #3 WITH CHASTAIN SKILLMAN

Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve Supplemental Agreement #3 for continuing services on CSI Project No. 4641.16 - Arbuckle Landfill Leachate Preliminary Design Report and a budget amendment. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 129.

COUNTY EXTENSION AGENT: REQUEST FOR AG CENTER ARENA FENCE EXTENSION

Motion by Commission Vickers, seconded by Commissioner Gentry to approve request of Mrs. Margaret Tope for additional fencing at the Ag Center for the 4-H Club. Cost of materials are estimated at \$525.00. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 130.

ROAD AND BRIDGE DIRECTOR: REQUEST FOR CAPITAL OUTLAY-RECYCLING GRANT

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve request for the purchase of Capital Outlay equipment, that will be reimbursed from the Recycling Grant Funds. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 131.

ASSISTANT COUNTY ADMINISTRATOR: INSURANCE COMMITTEE UPDATE/RECOMMENDATION

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the recommendations of the Insurance Committee for items as discussed. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 132 for copy of recommendations.

PERSONNEL INTERVIEWS SCHEDULED FOR 3/22/93 AT 8:00 A. M.

APPEAL FOR WORKERS COMPENSATION CASE: WILLIAM BUSH

Motion by Commissioner Gentry, seconded by Commissioner Summers to waive the agenda to consider appeal of workers compensation case. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize an appeal in the case of William Bush, Workers Compensation for home care. Mr. Ford Heacock advised the Commission that this case has already gone into excess coverage, and the appeal would not constitute an expense to the plan. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried.

BOARD ATTORNEY: BIDS ON DELINQUENT TAX NOTICE

The Board Attorney advised by letter that the low bidder, Tampa Tribune, does not qualify for publication of legal notices for delinquent taxes. Mr. Macbeth stated that the newspaper has withdrawn their bid and no action will be required by the Board. Staff will review the bid sheet and the second low bidder will be determined. See SMB 17 Page 133 for copy of documentation.

COUNTY ADMINISTRATOR:

REQUEST TO UNFREEZE LIBRARY ASSISTANT POSITION

Motion by Commissioner Maxcy, seconded by Commissioner Summers to unfreeze the Library Assistant position. Upon roll call, all Commissioners voted aye. Motion carried.

BIDS ON LAND LEASE AT ARBUCKLE CREEK SOLID WASTE MANAGEMENT CENTER

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to accept high bid for lease of land at the Arbuckle Creek Solid Waste Management Center from Mark Bryan and Mike Douberly for a twenty (20) year period at \$7,898.80 per year.

Dr. John Fitzpatrick, Chairman of the NRA, suggested that the committee examine the issue, and bring back recommendations.

Mrs. Alice Rasmussen, suggested that putting acreage in pine trees would be considered farming. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 134 for copy of bid.

PROPOSED TOWING ORDINANCE

POLK COUNTY DRAFT PRESENTED FOR REVIEW

RUSS WIDDIS - THUNDERBIRD AMOCO TOWING

Mr. Widdis stated that service owners are concerned about establishing uniform rates.

COL. JONES - SHERIFF DEPARTMENT

Col. Jones stated that his Department has been advised not to take on the task of enforcing this Ordinance.

Mr. Ted Best suggested a committee to work with staff to develop an Ordinance that would regulate fees and bring the recommendations back to the Board.

Commissioner Vickers requested that Code Enforcement should be allowed to review and present their input, since they will be enforcing the Ordinance.

The Commission directed the County Administrator to work with the Development Director to draft a policy for establishing a committee and bring back information.

AGENDA ITEM PROCEDURE

The Commission gave a consensus vote to have the Chairman continue to monitor the weekly agendas and to decide which items are placed on the action part of the agenda. The procedure established for agenda items should be at the discretion of the Chairman.

HEALTH CARE TASK FORCE

The County Administrator thanked all participants for their work with the Health Task Force. Memo from Commissioner Vickers detailed the purpose and mission, suggested participants, and the plan. See SMB 17 Page 135 for copy. Commissioner Gentry supported Judge Kelly as the facilitator. Ms. Sandy Kuhn, Acting Administrative Director, from the Health Department stated that she was a provider to take care of needs that are not met and a leader in Health Care. It is not necessary for her to facilitate everything. The Chairman stated that he spoke with Tom Lewis and asked for support and funding for Florida Rural Health. The Commission gave a consensus of their support for the Task Force.

APPOINTMENTS TO CODE ENFORCEMENT BOARD AND CONSTRUCTION LICENSING, ENFORCEMENT AND APPEALS BOARD

Motion by Commissioner Gentry, seconded by Commissioner Vickers to appoint recommended individuals as presented by the Development Director. After discussion, Commission Gentry withdrew her motion, Commissioner Vickers withdrew her second. The Commission directed the County Administrator to contact the Development Director and also bring back appointees for the Code Enforcement Board.

**COUNTY ADMINISTRATOR: REPORT ON MEETING WITH CITY OF SEBRING:
SURPLUS BULLDOZER**

The County Administrator suggested the Commission seek an interlocal agreement with the City of Sebring for leachate treatment in the amount of \$12,000, which is the purchase price of the equipment. If the Council approves this suggestion, an agreement will come back to the Board.

COMMENTS AND QUESTIONS:

RAYMOND BAKER: RETURN OF ROADS TO FRANCIS II PARK

Thanked Commission for rejecting the Persimmon Avenue project.

DON MOORE: REQUEST FOR CLEAN UP IN HIGHWAY PARK

Motion by Commissioner Summers, seconded by Commissioner Gentry to waive landfill fees for the clean-up project in Highway Park, as requested by Don Moore. Upon roll call, all Commissioners voted aye. Motion carried.

CITIZENS NOT ON AGENDA

Hank Kowalski, of Lake Placid, requested a copy of the Master Water Utility Study be placed in the Library for use by citizens.

Richard Conover asked the Commission if the public may be present for the Personnel interviews. He was advised that they may.

Delinquent Tax Notice bid - Mr. Conover questioned who makes the decision on successful bidder. The County Administrator responded.

Walter Creighton - Request for assistance with paving of Road. The Board directed the Road and Bridge Director to meet with Mr. Creighton and discuss policy and procedures of road paving.

Joan Pfleuger presented samples of lake water residue and stated concerns regarding spraying of Hydrilla. The County Engineer advised Mrs. Pfleuger that DNR sets rules and regulations on spraying of lakes.

Earl Pickett stated that he has received information regarding a meeting of the Southern Water Use Caution Area on 3/17/93. The Chairman advised that Mr. Joe Agnoli and Ms. Jackie Fauls would be attending. See SMB 17 Page 136 for copies of agenda slips.

The meeting recessed at 12:40 P. M. and reconvened at 1:30 P. M.

COMMISSIONERS:

VICKERS - AMERICAN AGRICULTURE WEEK - MARCH 14-20, 1993

**HISTORIC PRESERVATION COMMISSION - DISCUSSION ON MRS LOCKETT'S
PROPERTY**

GENTRY - PERSONNEL INTERVIEWS

Request staff prepare a list of questions, so that each applicant will be asked the same questions. The Board Attorney advised that the structure of the interviews are the decision of the Board. No action was taken.

SUMMERS - CONSTRUCTION OF NEW JAIL

Mr. Summers advised that the committee is working on final plans for the construction. He stated that we may add 103 new beds and not add any new personnel. The County Administrator advised that he has the proposed plans.

SUGGESTION FOR DISPOSING OF YARD TRASH CREATED BY THE STORM

Motion by Commissioner Gentry, seconded by Commissioner Summers to add an extra day pick-up of leaves by the franchisers and to waive the fees for individuals and franchisers for the week of March 22 -through March 27, 1993. Upon roll call, all Commissioners voted

aye. Motion carried.

The meeting adjourned at 1:50 P. M.

Chairman

Attest:

Clerk

REGULAR MEETING OF THE BOARD, MARCH 23, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

C. Michael Eastman
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Commissioner Doris Gentry.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Jail population report for the week-ending 3/23/93. See SMB 17 Page 140.

MEETINGS:

The Chairman read the reported meetings into the record. See SMB 17 Page 141 for copy of items for public auction.

ADDITIONAL MEETINGS:

VICKERS: HISTORIC PRESERVATION COMMISSION MEETING - 3/26/93 - 9:30 A. M.

INSURANCE COMMITTEE MEETING - 3/24/93 - 9:30 A. M.

ACTION:

PUBLIC HEARING TO CONSIDER THE FOLLOWING ZONING CHANGES:

HEARING #1301 - ALLIED TRADE CORP. - MURRELL C. PRESCOTT

Requesting a zoning change from B-I (Neighborhood Business District) to B-4 (Business District). Desire for sale of alcohol-consumption on premises. This is a rehearing due to discrepancy in advertising. The Zoning Supervisor presented proof of publication.

See SMB 17 Page 142.

PUBLIC INPUT:

MRS. MURRELL C. PRESCOTT REQUESTED THE BOARD APPROVE THIS ZONING CHANGE.

HANK KOWALSKI: SUGGESTED THAT THE COMMISSION PLACE A HOLD ON HEARING UNTIL THE BOARD OF ADJUSTMENT CORRECTS B-4 ZONING.

Motion by Commissioner Summers, seconded by Commissioner Gentry to uphold the Zoning Board's recommendation and approve the hearing, and the adoption of the Resolution; subject to the deed restriction as stated. Upon roll call, all Commissioners voted aye. Motion carried. See Resolution Book 7 Page ---.

HEARING #1304 - PEH ENTERPRISES - WITHDRAWN

HEARING #1305 - PAUL H. POORE DBA/ALPHA GENERAL SERVICES, INC.

Requesting a zoning change from I-2, CU (Industrial Use, Conditional Use) to AU (Agriculture). Desire for construction and demolition debris disposal site. Best use of property acceptable and approved. Proof of publication entered into the record. See SMB 17 Page 143.

PUBLIC INPUT:

MICHAEL JACKSON, WATSON HEIGHTS, SPOKE IN OPPOSITION.

ELIJAH MURPHY, REQUESTED THE POSTPONEMENT OF THE HEARING UNTIL HE CAN HAVE A WORKSHOP WITH THE BOARD.

MR. AND MRS. POORE PRESENTED PLANS FOR THE DISPOSAL SITE.

KRIS DELANEY, HEARTLAND PRIVATE INDUSTRY COUNCIL, SPOKE IN OPPOSITION.

DR. ELIZABETH WATSON ALDERMAN SPOKE IN OPPOSITION.

MR. HUBERT SMITH, OWNER OF PROPERTY NEAR APPLICANT, SPOKE IN FAVOR OF THE C & D LANDFILL.

The County Planner explained the procedure necessary for the applicant to be able to use his property for a C & D Landfill. The Board Attorney stated that this rezoning action to an AU shall become effective upon the date the Comprehensive Plan amendment is approved, and any action to secure a specific use from the Board of Adjustments shall be contingent upon and effective upon the date of the Comprehensive Plan amendment approval.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to allow the applicant to amend his request, seeking a zoning change from I-2 to AU for what is allowed under 1299, a sole permitted use. Upon roll call, all Commissioners voted aye. Motion carried.

HEARING #1036 - LUTHER E. JORDAN

Requesting a zoning change from M-1 (Mobile Home Subdivision) to M-I-S (Mobile Home and Residential Subdivision). Desire to upgrade living conditions in this area by allowing the construction of houses, if the owner wishes. Proof of Publication entered into the record. See SMB 17 Page 144.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to uphold the recommendations of the Zoning Board, and grant the request with the adoption of the Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 7 Page ---

PUBLIC HEARING TO CONSIDER VACATING RIGHT OF WAY - A PORTION OF CARP PLACE:

Petition presented by the County Engineer. Proof of Publication entered into the record. See SMB 17 Page 145. Petitioner requested the Commission table hearing, because of failure to notify property owners within 200 feet or posting of sign on the property. Motion by Commissioner Gentry, seconded by Commissioner Summers to table this hearing until April 13, 1993, and allow the applicant to re-advertise and present a new Resolution with correct date. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER VACATING PLATS IN PLACID LAKES:

Petition presented by the County Engineer. Proof of Publication entered into the record. See SMB 17 Page 146. The County Engineer read into the record lots that were lessed out of the said Plats, and corrections to the advertisement. The Board Attorney stated that he did not feel strongly about the correction, since it dealt with the exceptions. A letter was entered into the record from Dr. John Fitzpatrick. Dr. Fitzpatrick, representing the Archbold Biological Station, committed to cooperate fully and in perpetuity with the County to maintain proper drainage of Jefferson Avenue. See SMB 17 Page 147. The County Engineer advised that staff has no objection to the vacation, subject to the granting of easements for adequate drainage of Jefferson Avenue and Placid View Drive. Attorney Tim Sheehan, representing applicants, expressed concern that the State would not be agreeable to granting of easements. He stated that, as a part of Sections 21 through 25, there is a twenty acre tract on Tobler and Jefferson that will not be conveyed to the state. They will give the county easements over that tract.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution vacating Plats of Placid Lakes - Section twenty-

one through twenty-five; subject to meeting the requirements of Florida Statutes Chapters three and four. Upon roll call, all Commissioners voted aye. Motion carried. See Resolution Book 7 Page 161.

COMMISSIONER MAXCY - REQUEST TO WAIVE AGENDA TO HEAR JOSEPH ABELOW ORANGE BLOSSOM ESTATES

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to waive the agenda to hear request from Mr. Joseph Abelow. Upon roll call, all Commissioners voted aye. Motion carried.

JOSEPH ABELOW - MARATHON ORDEAL TO SECURE VESTING OF LOTS SOLD IN 1970/1971

Mr. Abelow presented suggested steps to be considered by the Commission. See SMB 17 Page 150 for copy. The County Administrator requested that he and staff sit down with Mr. Abelow and discuss the issue of vesting. The Chairman advised that policy has been set; but the Commission has no objection to discussing the possibilities. Mr. Abelow also presented suggestions on the water situation in Key Lakes. No action was taken on the water issue.

The Chairman recessed the meeting at 12:20 P. M. for lunch, and reconvened at 1:04 P. M.

CHANGE OF ORDER OF AGENDA

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT-UPPER JOSEPHINE-JACKSON CREEK-WORKSHOP

Mark Barslow, Project Manager for the District gave a brief overview of the Highlands Ridge Water Resource Assessment project. Dave Arnold and Tom Harrison, Engineers with the District gave an in-depth study of the lake levels, drainage issues, simulated elements of water budget and projected goals of the District. Kris Delaney presented questions regarding what goals are being set. Fred Tagtmeier addressed the impact of the water structure. Hank Kowalski addressed storm-water run-off.

WORKSHOP: DRAFT ECONOMIC ELEMENT - JOHN MARTZ

BETTY NEALE - INTRODUCTION

J. W. JONES - REVIEW OF GOALS, OBJECTIVES AND POLICIES

KRIS DELANEY - PROJECTED BUDGET QUESTIONS

The consensus of the Board was to request that the Planning and Zoning Commission review the draft element, and then to schedule before the Board as soon as possible. See SMB 17 Page 157 for staff comments.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

Approval of minutes of 3-16-93

Request to pay bill without purchase order - Animal Control. See SMB 17 Page 151.

Approval for street name changes to correct errors. See SMB 17 Page 152.

Variance request - Pentecostal Holiness Church. See SMB 17 Page 153.

Approval of client for Community Development Block Grant. See SMB 17 Page 154.

Upon roll call, all Commissioners voted aye. The motion carried.

EMS DIRECTOR:

PROPOSED RATE INCREASE FOR HOSPITAL BILLING

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to

adopt the new increased fees to the hospitals as approved by medicare for reimbursement. In the future the fees will automatically increase when Medicare reimbursement rates increase. This is the first increase since 1984. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 155.

APPROVAL OF PURCHASE AGREEMENT WITH HIGHLANDS REGIONAL MEDICAL CENTER

Motion by Commissioner Gentry, seconded by Commissioner Summers to waive the Purchasing Manual, and enter into a purchase agreement with Highlands Regional Medical Center. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 156.

ROAD AND BRIDGE DIRECTOR:

APPROVAL OF GRANT-HAZARDOUS WASTE COLLECTION, AND APPROVAL OF INTERLOCAL AGREEMENTS

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve DER Contract No. HW227 for local hazardous waste collection center activities, and to approve the interlocal agreements between Highlands County, and Glades County; Highlands County and Okeechobee County for hazardous waste collections center arrangement grant. Upon roll call, all Commissioners voted aye. Motion carried.

REQUEST TO FILL POSITION - OPERATOR I

Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve the request to fill the Operator I position. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

DISCUSSION OF PROPOSED AMENDMENT TO FLORIDA STATUTE ON MEDICAID BILLING

The County Administrator presented a Resolution from Monroe County. The consensus of the Commission was to request that the Board Attorney draft a Resolution for consideration.

VACANCY ON HEALTH COUNCIL OF WEST CENTRAL FLORIDA

The consensus of the Board was to table decision for appointment until next week's meeting.

PROPOSED CHANGES TO PURCHASING MANUAL

Motion by Commissioner Gentry, seconded by Commissioner Summers to accept the proposed changes as presented by the County Administrator. Upon roll call, Commissioners Summers and Maxcy voted nay. All other Commissioners voted aye. The motion carried. See SMB 17 Page 158.

REQUEST APPROVAL OF SUPPLEMENTAL AGREEMENTS 4 AND 5 WITH CHASTAIN-SKILLMAN FOR ENERGY AUDITS AND INDOOR AIR QUALITY ASSESSMENTS

Motion by Commissioner Gentry, seconded by Commissioner Vickers to authorize the agreements with Chastain-Skillman for Energy and Air Quality assessments, and a budget amendment out of the utility services account. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. Motion carried.

CITIZENS NOT ON AGENDA:

FRED TAGTMEIER: PREPARED STATEMENT REGARDING PERSONNEL DIRECTOR INTERVIEWS. See SMB 17 Page 160 for copy of agenda slips.

COMMISSIONERS:

VICKERS: LETTER FROM EDGAR STOKES THANKING BOARD FOR CONCRETE WORK CONTRIBUTING TO A SUCCESSFUL ROUND-UP DAY KISSIMMEE RIVER RESTORATION DISCUSSION

SUMMERS: PERSONNEL SUGGESTION

REQUEST FOR MERIT AWARD FOR PERSONNEL SPECIALIST, CARLA STROUP

The consensus of the Commission was to request that the new Personnel Director develop a policy in recognition of outstanding employees, and that Carla Stroup be the first recipient. See SMB 17 Page 159 for copy of personnel suggestion.

APPEAL OF MR. WILLIAM BUSH - WORKERS COMPENSATION CASE

Motion by Commissioner Summers, seconded by Commissioner Vickers to rescind the motion on the appeal case of William Bush. Upon roll call, Commissioners Summers and Vickers voted aye. All other Commissioners voted nay. The motion did not carry.

GOSE: CHARLOTTE HARBOR WATERSHED COMMITTEE

The Chairman advised that he will attend the meeting in Wauchula on 4/9/93.

PROCLAMATION HONORING AMERICAN WOMEN MONTH

The County Administrator advised that the proclamation will be posted on the bulletin board.

The Chairman selected Commissioner Gentry to be in charge of the upcoming Orange Squeezing Contest at the Lake Shore Mall.

COUNTY ADMINISTRATOR: ANNOUNCEMENT OF CORRECTIONS COMMITTEE MEETING, 3/25/93 at 1:00 P. M.

The meeting adjourned at 4:29 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MARCH 30, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Luke Brooker, Clerk of Courts.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones presented the Jail population report for the week-ending 3/30/93. See SMB 17 Page 161.

CLERK

Mr. Brooker announced that John Seiler from the Traffic Department will be retiring after twenty-two (22) years of service with the County. He will be missed by everyone.

MEETINGS:

The Chairman read the noticed meetings into the record.

ADDITIONAL MEETINGS

Hazardous Materials Emergency Response Plan Exercise - Wauchula, 3/31/93 at 10:00 A. M.

Comp Plan Intervenors Meeting - April 5, 1993 at 5:30 P. M. Agri-Civic Center

Corrections Committee Meeting - April 5, 1993 - 4:00 P. M. Sheriff's Department.

ACTION:

PUBLIC HEARING TO CONSIDER PURCHASE OF LAND

William Stephenson, proof of publication entered into the record and made a part of the Clerk's office. See SMB 17 Page 162.

County Administrator: Description of property - Lakeview Park Tract West 150 Feet of North 100 feet of Lot 49, Section 28-34-29. Contains .34 acres. This is a joint purchase, with the City of Sebring for the designated Eucalyptus Parkway project. Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve purchase of the property in support of the Eucalyptus Parkway, and to also give safer passage to the school children. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 163.

COMMISSIONER VICKERS - REQUEST TO WAIVE THE AGENDA - CONSIDER PURCHASE OF TEACHERAGE BUILDING FOR PRESERVATION.

Motion by Commissioner Summers, seconded by Commissioner Gentry to waive the agenda. Upon roll call, all Commissioners voted aye. Motion carried.

Commissioner Vickers requested the County consider accepting a donation from the School Board of the property commonly known as Douglas Hall Teacherage. This is the last known existing type of building in Florida. This offer is for the protection and renovation of the building to be put back into full service, by the Historic State Grants acquired by the Commission and local volunteer manpower. See SMB 17 Page 164 for copy of memo and back up documentation. Mrs. Betts Lamb, Mr. and Mrs. Rudasill, Mr. Jim Rodgers, and Mrs. Edith Cummings expressed support of the project.

Mr. Pete Pollard presented information regarding the unsuccessful attempts that the School Board has endured with the project. Mr.

Clayton Womer spoke in opposition to the restoration. Motion by Commissioner Summers to turn down ownership of the building. The motion died for lack of a second.

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to contact the School Board Superintendent and ask for a one week delay, and in the event he does not agree, the county will accept the building. After discussion, the Chairman and Commissioner Gentry stated that they could not accept the second part of the motion without a commitment of cost. Commissioner Maxcy withdrew his motion, Commissioner Vickers withdrew her second. Motion by Commissioner Maxcy, seconded by Commissioner Vickers to request that School Board member, Pete Pollard, contact Mr. Farmer and ask for a stay of execution for three months, to give the Commission time to acquire facts and figures for the preservation. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried.

CONSENT AGENDA:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 3-15-93 Grievance Meeting, 3-22-93 Interviews and 3-23-93 Regular Meeting with a correction to Book 15 Page 295, Hearing No. 1305 to read:

Motion by Commissioner Vickers, seconded by Commissioner Gentry to allow the applicant to amend his request for what is allowed under 1299, a sole permitted use. Upon roll call, all Commissioners voted aye. Motion carried.

Request to pay invoice without P.O. - Stephen Weeks - See SMB 17 Page 165.

Approval to accept donated Microfiche Readers. See SMB 17 Page 166.

Approval of Plat Recording - Longwood Corners. See SMB 17 Page 167.

Request to pay invoice without P. O. - Tire Shredding Contract. See SMB 17 Page 168.

PROCLAMATION OF "CREDIT EDUCATION WEEK" APRIL 19-25, 1993

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve Proclamation as read into the record. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 7 Page 159.

RESOLUTION IN OPPOSITION TO PROPOSED AMENDMENT ON MEDICAID BILLING

Motion by Commissioner Maxcy, seconded by Commissioner Summers to accept the Resolution in opposition to proposed amendment on Medicaid billing. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 7 Page 160.

CODE ENFORCEMENT OFFICER: REQUEST TO SET PUBLIC HEARING TO ASSESS LIEN

Motion by Commissioner Gentry, seconded by Commissioner Summers to set Public Hearing dates to assess lien in Case #92-154, and Case #92-193. In the future, the Commission authorized the County Administrator to set Public Hearing dates for lien assessments. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 169 for copy.

SHERIFF'S DEPARTMENT: PISTOL RANGE PROPOSAL

Mr. Bill Jones reviewed with the Commission the cost analysis to develop the Pistol Range. He discussed alternatives, including a

scaled down design of the original 25-foot high berm, spreading the cost into three fiscal year periods, and hope that the facility's design would attract usage by other counties and state agencies that could increase additional funding. The Commission stated support for the project and gave Mr. Jones permission to sit down with Department Heads for a workable solution, and to place back on the agenda in two weeks. See SMB 17 Page 170 for cost analysis.

The Board Attorney advised, per Fl. Statutes, that Public Hearing dates must come before the Commission. They may be placed on the Consent Agenda for action; but they must be set by the Board.

DEVELOPMENT DIRECTOR: APPOINTMENTS TO CONSTRUCTION LICENSING, ENFORCEMENT AND APPEALS BOARD

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve appointments as submitted by the Development Director. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 171 for copy. The Development Director was directed to come back with recommendations for the appointment length of service.

ROAD AND BRIDGE DIRECTOR:

EXECUTION OF HOUSEHOLD HAZARDOUS WASTE AGREEMENT

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve execution of the Household Hazardous Waste Agreement with Laidlaw Environmental Services. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 172.

APPROVAL OF CONTRACT-FILL DIRT

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the contract with Excavation Point, Inc. for fill dirt to be delivered to the Desoto City Landfill. Upon roll call, all Commissioners voted aye. The motion carried.

WAIVE AGENDA - MARTY KELLY GRIEVANCES

Motion by Commissioner Summers, seconded by Commissioner Gentry to waive the Agenda for consideration of the Marty Kelly Grievances. Upon roll call, all Commissioners voted aye. Motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

Mr. Portz explained to the Commission that two additional grievances have been filed by Marty Kelly instead of an appeal. They have requested that it be processed through the Personnel Rules and Regulations. The consensus of the Board was to elect option #1, with the recommendation of the Assistant County Administrator. The Chairman appointed Commissioner Vickers to sit as the Commissioner. The other suggested appointees will be contacted, and staff will re-agenda for 4/6/93 to meet the fifteen day window required. See SMB 17 Page 173 for copy.

COUNTY ADMINISTRATOR:

APPROVAL OF STREET DRUG SALES GRANT AGREEMENT FOR SHERIFF'S DEPARTMENT

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Street Drug Sales Grant Agreement for the Sheriff's Department. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 174.

APPROVAL TO ACCEPT DONATED LOT IN PLACID LAKES

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept donated lot from Arthur L. Brooke, III for Lot 11, Block 203, Placid Lakes, Section 18. Upon roll call, all Commissioners

voted aye. Motion carried. See SMB 17 Page 175.

APPROVAL OF LIBRARY GRANT AGREEMENT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Library Grant Agreement. Project DLIS-93-1-02-F-04, Highlands County Technology Update '93. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 176.

APPOINTMENT TO HEALTH COUNCIL OF WEST CENTRAL FLORIDA

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to appoint Betty Jane Thomas to the unexpired term of David McNeely to the Health Council of West Central Florida. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. Motion carried. See SMB 17 Page 177 for copy of Resume.

RECOMMENDATION ON PERSONNEL DIRECTOR SALARY

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the recommendation of the County Administrator for the salary range to begin at \$33,087.50 per year, effective April 14, 1993. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 178 for copy.

RECOMMENDATION ON COST OF LIVING INCREASE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve staff recommendations for the cost of living raise for all county employees as denoted in the memo, effective April 1, 1993. The Assistant County Administrator advised that the budget will be amended to include the elected officials also. See SMB 17 Page 179 for copy of recommendations. Commissioner Gentry amended her motion to include the County Administrator. Commissioner Maxcy seconded the amendment. Upon roll call, Commissioners Maxcy and Gose voted nay. All other Commissioners voted aye. The motion carried.

VOTING ON THE MAIN MOTION:

Upon roll call, all Commissioners voted aye. The motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to waive the Agenda to hear additional items as presented by the County Administrator. Upon roll call, all Commissioners voted aye. Motion carried.

AGREEMENT WITH THE CITY OF SEBRING FOR EXCHANGE OF CATERPILLAR BULLDOZER

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve agreement with the City of Sebring for the exchange of a surplus 1974 D-7 Caterpillar Bulldozer for a \$12,000 credit against the cost of leachate disposal at the City's Wastewater Treatment Plant. Upon roll call, all Commissioners voted aye. Motion carried.

RESOLUTION TO SET PUBLIC HEARING - CARP PLACE - CHRIS MILLER

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to set a Public Hearing date for April 13, 1993 to consider vacating a portion of Carp Place. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 7 Page 161.

JIMMY WOHL: SEBRING HIGHLANDS PROPOSAL

Mr. Wohl presented a proposal from the Department of Natural Resources to purchase 1042 acres from Home Savings Bank in the amount of \$1,042,000.00 for the Carter Creek project. A response to Mr. Perkins, Division of State Lands by Mr. Wohl indicated that the offer was unreasonable, and did not warrant any further discussion. Mr. Wohl also provided the Board with a deed that

shows Nature Conservancy purchased three lots in the Sebring Highlands Subdivision for \$12,000.00. See SMB 17 Page 180 for copy of correspondence. The County Administrator reported that he has written a letter to Dr. Fitzpatrick, requesting a report before the Commission for May 18, 1993. The Board requested that Mr. Wohl attend the meeting on that date for further information. Hank Kowalski apologized for the state, and requested that Mr. Wohl be patient until the environmentalist in the community have a chance to protest the offer.

CITIZENS NOT ON AGENDA

Richard Conover of Avon Park asked if Lake Denton would be placed on the agenda for April 6, 1993 as previously requested by a citizen. Mr. Cool advised that no one has contacted his office regarding this issue. Mr. Conover asked if all other agencies are notified if an issue comes up pertaining to them. The Chairman suggested that the County Administrator makes that decision. See SMB 17 Page 181 for copy of citizens not on agenda slips.

COMMISSIONERS

GENTRY

Commissioner Gentry reported that a program that was held in conjunction with Dr. Fitzgerald at SFCC was an educational program. Commissioner Gentry requested that the Commission revisit the issue of a camera operator, as it seems to be a bone of contention with the public. Commissioner Vickers requested staff contact Ida Jackson and Pete Pollard. Mr. Harold Owen stated that he will help out if he can get a commitment from someone when he is unavailable.

MAXCY - FACT SHEET ON CLINTON PLAN

GOSE - INVITATION TO JOHN SEILER'S RETIREMENT PARTY

The meeting recessed at 12:00 P. M. and reconvened at 2:00 P. M.

WORKSHOP: POLK COUNTY COMMISSIONER MARLENE YOUNG: ELMS COMMITTEE REPORT

Marlene Young, Polk County Commissioner, and a member of the Elms Committee presented a slide presentation. The presentation included the Environmental Land Management Study's final report. This report was completed and adopted in December 1992. See Comprehensive Plan for copy.

The meeting adjourned at 3:25 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, APRIL 6, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Log of Inmate Count for the period ending 4/6/93. See SMB 17 Page 182.

MEETINGS:

The Chairman read the noticed meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

The County Administrator reported that the Division of Accounting and Finance, under the Clerk of Courts, has prepared Highlands County's Comprehensive Annual Financial Report for the fiscal year ended September 30, 1992. By complying with GFOA's standards and applying in a timely manner, the County will qualify for the Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government unit and its management. See SMB 17 Page 183.

The County Administrator advised that volunteers are available for the operation of the Television Camera and they will begin training instructions for operation to begin within the next two weeks.

Commissioner Vickers advised that the Historic Preservation Commission will be meeting April 9, 1993 at 9:30 A. M. The main topic of discussion will be the disposition of the Edna Pearce Lockett Home.

ACTION:

CONSENT AGENDA

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 3-30-93 meeting

Approval of street name changes and corrections. See SMB 17 Page 184.

Approval to pay invoice without p.o. - Library. See SMB 17 Page 185.

Approval of terms for Construction Licensing, Enforcement and Appeals Board. See SMB 17 Page 186.

Approval of budget amendments 92-93-87, 88 and 89.

Resolution to establish Public Hearing date for April 27, 1993, to consider closing a twenty foot alley, lying Southeast of Lake Henry Drive. See Res. Book 8 Page 1.

Resolution to establish Public Hearing date for April 27, 1993, to consider closing a portion of Lake Point North Road. See Res. Book 8 Page 2.

Approval to set Public Hearing date for April 20, 1993, to consider assessing liens on properties for nuisance abatement, case #92-154

and #92-193.

Approval of amendment to Community Development Block Grant. See SMB 17 Page 187.

Approval to pay the following duly authorized warrants as listed:

Law Library	483.80
General	1,205,816.30
County Transportation	23,996.82
5th/6th Cent Gas Tax	14,388.28
"E911" Emergency System	500.00
"E911" Operations	17,775.04
Law Enforcement	1,476.28
Local Govt Infrastructure	82,493.56
Community Development Block	2,950.75
Affordable Housing Assist	10,880.00
Risk Retention	7,134.22
Employee Benefit	119,231.25
Special Payroll	73,949.71

Upon roll call, all Commissioners voted aye. The motion carried.

RESOLUTION ON WEEK OF THE YOUNG CHILD, APRIL 18-24

The Resolution was read into the record by the Chairman.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Resolution with the deletion of the word forever. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 3.

Charlene Edwards, of The Redlands Christian Migrant Association announced that special events are planned for the children at the mall on April 22-23-24, 1993. All communities are planning something special for children on that day.

HUMAN SERVICES DIRECTOR: REPORT ON RESOURCE MOTHERS PROGRAM

Kevin Roberts stated that HRS recently gave the green light for starting a Resource Mothers Program in Highlands County. Three Resource Mothers have been hired. They started working on March 16, 1993. Joanne DiLelia R.N., Director/Coordinator for the Program, is currently conducting pre-service training for the newly hired Resource Mothers. Mr. Roberts, along with Joanne DiLelia briefly explained the Program to the Board, and introduced Mary Hernandez, Resource Mother, who will be working in Avon Park, and Patrisce Solomon, who will be working in the Lake Placid area.

ROAD AND BRIDGE DIRECTOR:

SPECIAL WASTE RATES AT LANDFILL

The Road and Bridge Director requested the Commission table this item, to allow time to receive additional information for review. The Board gave a consensus to table.

DISCUSSION OF ROUTINE MAINTENANCE BACKLOG

The Road and Bridge Director presented a list of projects submitted by supervisors listing Road and Bridge functions. The list was composed of projects that are derived from work orders, citizens requests, or tasks that were assigned by him. The purpose of this information was to request that the Board discontinue a portion of the Road building policy that offers residents an opportunity to supply monies to cover the cost of materials for road paving. This request was to refrain from taking on any additional projects, until staff can establish alternatives that would allow the backlog to catch up. See SMB 17 Page 188 for copy.

Commissioner Vickers requested that staff make available a list of the work orders or projects to the Commission. Motion by

Commissioner Gentry, seconded by Commissioner Vickers to place a six months moratorium on accepting new funds for paving roads. Upon roll call, all Commissioners voted aye. Motion carried. Commissioner Vickers requested that Mr. Pollard advise individuals that any funds collected now can not be utilized until January, 1994. The Road and Bridge Director advised that drainage problems will be an issue in the future.

BUDGET OFFICER:

APPOINTMENT OF GRIEVANCE COMMITTEE MEMBERS

The Chairman selected Option #1, with the appointment of Commissioner Vickers, as Chairperson, along with Phil Wickstrum, Personnel Director, Member; Kevin Roberts, Human Services Director, Member; Tim Hurner, County Extension Agent, Member; and Larry Sharpe, Soil Conservation Director, Member. See SMB 17 Page 189.

GRIEVANCE FILED BY STACY S. BAILLIIE

The Chairman appointed the following persons to hear the Grievance:
Commissioner Summers - Chairman
Claudia E. Coe - Member, Engineering Department
Carolyn L. Hesselink - Member, Sebring Library
Phil Buchanan - Member, Veterans Services
Philip H. Poulos, Member, Road and Bridge Department
See SMB 17 Page 190 for copy.

APPROVAL OF DRUG ABUSE GRANT

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve the Drug Abuse Grant in the amount of \$79,206. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ENGINEER:

APPROVAL OF EXTENSION FOR LAKE OLIVIA MOWING CONTRACT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the extension of the Lake Olivia Mowing Contract for a twelve (12) month period commencing on 5/18/93. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 191 for copy.

REQUEST FOR FILING SYSTEM FOR ENGINEERING OFFICE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the request for the filing system and a budget amendment, necessary for the purchase. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 17 Page 192 for copy.

APPROVAL OF UTILITY AND DRAINAGE EASEMENT-SUN'N LAKES -RESOLUTION

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to record the Utility and Drainage Easement and to adopt the Resolution to vacate the Easement. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Bk. 8 Page 4.

COUNTY ADMINISTRATOR:

CONSIDERATION OF LDR TASK FORCE RECOMMENDATION

The County Administrator recommended that the Board take no action on staffing the two new positions until the Comp Plan is more finalized. See SMB 17 Page 193 for copy of recommendations. Mr. Harold Owen suggested that the Board not use consultants, that staffing would be more cost efficient. Commissioner Vickers requested a copy of the schedule. The County Administrator will present an update by May 15, 1993.

CONSIDERATION OF GRASS CLIPPINGS PICKUP PLAN

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the optional arrangement as presented by the County Administrator for additional grass pick-ups. The customer will purchase stickers from the franchisers at \$1.10 per sticker. The stickers will be placed on the bags, and the grass clippings will be picked up on regular yard waste days. The bags of grass clippings with stickers can not be placed out on garbage days. This would be an optional arrangement. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 17 Page 194 for documentation from franchisers.

APPOINTMENT OF COMMISSIONER TO NEGOTIATE COMP PLAN WITH DCA

The Chairman appointed Commissioner Gentry to represent the Commission in Tallahassee to negotiate with DCA on the Comp Plan.

BOARD ATTORNEY - B-3 AND B-4 ZONING

The Board Attorney advised that he should be completing within the next two weeks.

COMMISSIONER VICKERS:

WILL JUNKYARD'S BE ADDRESSED IN THE ZONING?

JIM O'HARA: ISTOKPOGA SHORES-STORM CLEAN-UP

The County Engineer reported that DNR was meeting Mr. O'Hara at 10:30 A. M. for help with his problem.

COMMISSIONERS:

GENTRY:

Commissioner Gentry invited everyone to a Press Conference on 4/7/93 at 10:30 A. M. by the New K-Mart Building at the Mall, pertaining to the Y.M.C.A.

GOSE:

The Chairman reported that Former Secretary of the Department of Commerce, Jebb Bush, will be visiting the Community College on 4/7/93 from 12:00 until 1:00 P. M. He will also be at the Mall, and Holiday Inn. For RSVP, call Mike Lee at 385-8448.

The Chairman also reported a Ground breaking for the 4-H Barn, April 7, 1993 at 4:30 P. M.

NEGOTIATION WITH DCA, APRIL 28, 1993

The negotiations will be open to the public.

The meeting adjourned at 10:50 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, APRIL 13, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. R. Kurt Borgmann, Church of the Brethren.

ANNOUNCEMENTS:

The Chairman advised that we are now on close-up television, and for the convenience of the hearing impaired, please speak with the mouth above the microphone to allow the hearing impaired read lips.

SHERIFF:

Mr. Bill Jones presented the Daily Jail Log of Inmate Count for the period ending 4/13/93. See SMB 18 Page 1.

UPDATE ON PISTOL RANGE:

Mr. Jones suggested that the project should be phased in over a three or four year period. He requested that staff grade the range now to allow the college to begin their programs this summer. Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize staff to start with the installation of the Pistol Range at the designated site, within the budget constraints existing. Upon roll call, all Commissioners voted aye. Motion carried.

MEETINGS:

The Chairman read the noticed meetings into the record.

ADDITIONAL MEETINGS:

The County Administrator reported that the Baillie Grievance Hearing has been rescheduled for May 10, 1993 at 9:00 A. M.

PUBLIC HEARING TO CONSIDER VACATION OF A PORTION OF CARP PLACE

The County Engineer presented proof of publication and read the legal description into the record. Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve staff recommendation to adopt Resolution vacating a portion of Carp Place. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Bk 8 Page 5.

PUBLIC HEARING TO CONSIDER THE PURCHASE OF PROPERTY

Proof of Publication entered into the record by Bill Stephenson. See SMB 18 Page 2.

The County Administrator presented a map showing the four lots lying behind the old Sebring Inspection Station. See SMB 18 Page 3 for copy. Lots 17,18,19, and 20 are owned by J. M. Whitaker, and are considered for additional space to be used by the Sheriff's Department to maintain their vehicles, and store impounded vehicles. Polk Appraisal listed the appraisal at \$19,000. Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize the purchase of the property in the amount of \$20,000. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 4-6-93 meeting

Execution of rental agreement for Community Development Block Grant. See SMB 18 Page 4.

Approval to pay invoice-Dickey Scales. See SMB 18 Page 5.

Execution of Supplemental Agreements 4 and 5, Chastain-Skillman. See SMB 18 Page 6.

Approval of budget amendments 92-93-96 and 92-93-97

Request for modification of CIP Plan and approval of budget amendment. See SMB 18 Page 7.

Upon roll call, all Commissioners voted aye. The motion carried.

ASSISTANT COUNTY ADMINISTRATOR: DISCUSSION OF NON-AD VALOREM ASSESSMENT (EMERGENCY MEDICAL SERVICE)

The Assistant County Administrator presented a memorandum outlining research from other counties regarding their experience with non-ad valorem assessments. Mr. Portz suggested two preliminary steps prior to implementation:

1. To seek a friendly lawsuit - for a declaratory judgement in Circuit Court.
2. To obtain a consultant to provide a benefit cost analysis - to levy a non-ad valorem assessment.

The Board Attorney advised that the Assessment must provide a benefit to the properties being assessed.

The Chairman suggested a contact with the Economic Development regarding the part-time position that is charged with the collection of data. Commissioner Vickers suggested gathering information from Marion County, as it appears to be closely related to our county.

The Assistant County Administrator stated that staff would place more efforts into the project and get back with the Commission. The consensus of the Board is to proceed with caution and conservatively. See SMB 18 Page 8 for copy of memorandum.

PRESTON COLBY:

Mr. Colby requested a clarification of the present posture of the EMS Assessment, and asked if it would go beyond that assessment? The Chairman responded. Mr. Colby asked how the Board could seek Declaratory Judgement Actions, when the Courts consistently says that you can not seek advise as to how to do your job. The Board Attorney stated that these Declaratory Judgements are brought up frequently concerning non-ad valorem assessments.

Fred Tagtmeier, representing the Twin Lake Homeowners, spoke in opposition to the assessment. He stated that it is not fair to tax residents twice. Bob Lindsey, President of the Spring Lake Homeowners Association, said that his members are opposed to the tax. However, they would be more receptive if it would include municipal residents. Mike Johnson, President of Highlands Homeowners Association, also spoke in opposition.

GLADES COUNTY EMS REQUEST:

Motion by Commissioner Gentry, seconded by Commissioner Summers to waive the agenda to hear the emergency request from Glades County. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Summers, seconded by Commissioner Vickers to grant an extension for two weeks on the loan of an ambulance unit to Glades County. Upon roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY: ZONING REQUEST - PAUL POORE

The Board Attorney stated that the zoning request that was approved by the Board must be revisited. The conditional use motion did not cover mining of sand. The applicant will need to reapply to the Board for a determination on AU zoning to allow the two uses under the code.

COUNTY ADMINISTRATOR:

RECOMMENDATIONS ON KAROLA DRIVE

The County Administrator advised that no action was needed regarding the Karola Drive maintenance request.

The Clerk's office researched the records and discovered that the Board of County Commissioners accepted the road for county maintenance through Scenic Estates on 6/7/83. See SMB 18 Page 9.

REQUEST TO CO-SPONSOR GRANT APPLICATION WITH HRS

Motion by Commissioner Vickers, seconded by Commissioner Gentry to provide a letter of support for a grant under the Rural Health Outreach Program to expand the availability of health care services in rural areas. The grants funds will be targeting women of child bearing age and infants up to one year, in an effort to reduce infant mortality rate. The request will be \$250,000 for the first year start-up. Upon roll call, all Commissioners voted aye. Motion carried.

CITIZENS NOT ON AGENDA:

Mr. Hank Kowalski advised the Board that the request was not honored for a copy of the Sewer and Water report to be placed in the libraries. The County Administrator suggested that preliminary changes were necessary, and the update should be completed, and a copy will be placed in all libraries.

Mr. Preston Colby requested information regarding correspondence from Mrs. Glinski concerning Karola Drive, and attorney fees incurred to Mr. and Mrs. Robbins.

See SMB 18 Page 10 for copy of agenda slips.

COMMISSIONERS:

Commissioner Gentry thanked Mrs. Ellene Fields, City Councilwoman, for the operation of the Television Camera.

Commissioner Gentry requested an agenda detailing the Board's wishes regarding the negotiations with DCA on the Comp Plan. The County Administrator stated that he will include the letter from DCA, to reiterate the issues, and the views from the Intervenors.

Commissioner Vickers invited everyone to a birthday party on 4/20/93 at 10:00 A. M. in the rotunda of the Courthouse in celebration of its 72nd year on 4/23/92.

Commissioner Vickers requested information regarding a Public Hearing on lake levels.

The meeting adjourned at 10:25 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, APRIL 20, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Bobbie Moore

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Snidow of the First United Methodist Church.

ANNOUNCEMENTS:

Chairman Gose announced that Commissioner Vickers may be unable to attend today's meeting due to the scheduled surgery of her husband.

SHERIFF:

Undersheriff Bill Jones presented the Daily Jail Log of Inmate Count for the period ended 4/20/93. See SMB 18 Page 11.

MEETINGS:

The Chairman read the noticed meetings into the record.

The County Administrator announced that he received a nice letter complimenting Paramedic Terry Byng, and that he would write a letter of commendation to Mr. Byng.

ACTION:

PUBLIC HEARING TO ASSESS LIEN, CASE #92-193

The Code Enforcement Officer advised that this Public Hearing should also include case #92-154. This was properly noticed and proof of Publication was filed with the Clerk prior to the this meeting.

CASE #92-154 - AGIULA ETANISLAO ROMAN

Motion by Commissioner Gentry, seconded by Commissioner Summers to assess lien in case #92-154 in the amount of \$341.75. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 12.

CASE #92-193 - FRANCISCO ALVAREZ PEDRO

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to assess lien in case #92-193 in the amount of \$341.75. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 12.

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING THE AREA OF AVON PARK ESTATES SPECIAL BENEFIT DISTRICT

Bill Stephenson, Tax District Coordinator, stated that the Public Hearing was duly advertised and proof of publication presented to the Clerks's office.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Ordinance amending the area of Avon Park Estates District. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the consent agenda as follows:

Approval of minutes of 4/13/93 meeting.

Acceptance into the record - Monthly reports.
 Approval of plat recording - Needell Estates.
 Approval of plat recording - Scudamore Number Two.
 Approval to pay all duly authorized warrants as listed:

Law Library	960.07
General	274,719.18
Countywide Libraries	225.80
County Transportation Trust	24,270.55
5th/6th Cent State Gas Tax	6,392.13
"E911" Operation	243.25
Lorida Schoolhouse Grant	102.00
Local Govt Infrastructure Surtax	206,428.28
Community Development Block Grant	13,523.00
Affordable Housing Assistance Trust	367.14
Risk Retention	6,817.34
Employee Benefit	74,128.77
Special Payroll	82.42

Upon roll call, all Commissioners voted aye. The motion carried.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to waive the agenda to consider budget amendments #92-93 -105, 106 and 107. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve budget amendments as requested. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 14.

The Assistant County Administrator reported on the National Hurricane Conference that he attended last week.

Commissioner Vickers arrived at the meeting at 9:20 A. M.

Stephen Hogge and John Smith, Representatives of the Florida Association of Counties, reported on the 1993 Post Legislative Session. See SMB 18 Page 16 for copy of Weekly Legislative Edition.

The Chairman invited everyone to attend the Highlands County Birthday Celebration in the rotunda of the Courthouse at 10:00 A.M. Commissioner Vickers reported that this is National County Government Week, April 17-24, 1993 and that our County was signed into being on April 23, 1921.

The Chairman read into the record Proclamation previously adopted, declaring April 17-24, 1993 as National County Government Week.

The meeting recessed at 10:00 A. M. and reconvened at 10:30 A. M.

SEBRING AIRPORT AUTHORITY REQUEST FOR FUNDING:

Mr. Will Randall, Chairman, appeared before the Board in regards to the funding requests made at the workshop held on April 13, 1993. See SMB 18 Page 15.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to enter into an interlocal agreement with the Airport Authority on the funding as suggested at the joint meeting. This would commit the county to \$200,000 a year to be used with a \$67,000 match from the city for a five year period.

Commissioner Vickers suggested seven points that should be included in the agreement.

Several concerned citizens spoke in regards to the funding. A resident living near the Airport requested stipulations be added to

the agreement regarding noise caused by acrobatic planes.

Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried.

This item will be placed back on the agenda next week if details are completed with the agreement.

SEBRING YOUTH BASEBALL: REQUEST FOR ASSISTANCE

Ed Fitch, representing the Sebring Youth Baseball League, requested funding in the amount of \$28,500. This would allow the upgrading of Max Long Field and the payment of \$4,400 electric bill. Mr. Fitch advised that Florida Power charges a "demand charge," based on peak demand when all three fields are lighted at once. That charge was not figured into the league's overall expenses, creating a shortfall. John Martz, District Manager for Florida Power advised that the billing problem is being studied. Mr. Fitch stated that the league is also in need of permanent personnel to handle maintenance on the field during and after the season.

Motion by Commissioner Maxcy to grant the request. The Chairman passed the gavel to the Vice-Chairman, and seconded the motion. The Board Attorney advised that the County should enter into an Interlocal Agreement with the City of Sebring in order to fund utilities, and maintenance. Commissioner Gentry and Vickers questioned why this issue did not come before the Recreation Committee. The consensus of the Commission was to allow research to be completed and delay action for two weeks. Commissioner Maxcy withdrew his motion. Commissioner Gose withdrew his second. See SMB 18 Page 17 for copy of Sebring Dixie Youth Baseball budget.

COMMISSIONER GENTRY: BOARD'S DIRECTION ON DCA SETTLEMENT NEGOTIATION ISSUES

A discussion was held with staff and Board members stating concerns of the Plan. The Board Attorney explained the procedures of the Ordinance. Commissioner Gentry was given DCA comments on the latest revision to the Plan. The County Planner stated that the notes reflect changes suggested by staff or the Intervenors. The comments mostly focus on the land develop regulations. Commissioner Gentry will meet with officials of the DCA on 4/28/93 to negotiate a settlement between the state and county on the plan. She will report back on the negotiations on 5/4/93. See Comprehensive Plan file for copy of suggested changes.

COUNTY ADMINISTRATOR:

The County Administrator reported on the meeting of the Southern Water Use Caution Area held at the Sebring Civic Center on 4/14/93. He stated that the concerns of the county were presented. Mr. Cool advised that he also spoke with the Sebring CRA and explained to them what steps have been taken on the Eucalyptus Parkway.

CITIZENS NOT ON AGENDA:

Ms. Joan Pflueger requested that staff stop all spraying and broadcasting of chemicals in the lakes, rivers and canals in this county. The County Administration advised that the county can back out of the program with DNR; but water hyacinths will completely take over Lake Josephine. The Chairman advised that the state experts are the advisors.

Laura Uwanawich(aka/Clair) appeared before the Commission seeking revocation of occupational license issued to another fortune teller, Bettina Williams. The Board Attorney advised that the

Commission may listen to the petitioner, but that a hearing must be held before any action can be taken. The Chairman stated that he will direct staff to investigate the party. See SMB 18 Page 18 for copy of agenda slips.

COMMISSIONERS:

Commissioner Summers requested that Board members, and the County Administrator should not attend the Employee Awareness Committee meetings, to allow the employees to speak without any fear of intimidation. The consensus of the Commission was to follow through with the recommendations. If the Board does decide to attend the meeting, to leave after the first thirty minutes.

The Chairman reported that he has received three letters of appreciation for the three (3) percent cost-of-living increase.

The Chairman stated that he has a memo from Commissioner Vickers requesting the cancellation of the July 6th meeting, due to the July 4th holiday. Commissioner Summers stated that he saw no merit to the request. The Clerk's office advised that this would create problems with the vendors not receiving their checks on time. The Chairman advised against the request.

DISCUSSION OF THE HANK KOWALSKI REQUEST TO PRESENT INFORMATION NOT RECEIVED AT THE ZONING BOARD HEARING:

The Board Attorney advised that a Resolution was adopted back in 1974 that denied information to be presented to the Commission, that was not presented at the Zoning Hearing. Preston Colby spoke regarding what limits will be allowed for presenting arguments or evidence. The Chairman advised that this item was presented for informational purposes only, and would not be addressed today. The County Administrator and the Board Attorney will review. Mr. Bill Stephenson presented the history behind the Resolution.

MEMO FROM COUNTY PLANNER: VESTING APPLICATION V 92075

The Chairman advised that he is unhappy with the vesting procedure. The Board Attorney explained the process. The County Administrator requested direction from the Board. He stated that he will work with the Planner to make this process as painless as possible; but if the Ordinance is to be changed, the Board has to make that decision. See SMB 18 Page 19 for copy of memo.

The meeting adjourned at 1:40 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, APRIL 27, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Dale Schanley.

ANNOUNCEMENTS:

SHERIFF:

The Sheriff presented the Daily Jail Log of Inmate Count for the period ending 4/27/93, and the total bookings for the quarter for Highlands County. See SMB 18 Page 19.

ANNOUNCEMENTS:

The Chairman read the noticed meetings into the record.

ACTION:

RESOLUTION ON RETIREMENT OF ETTA H. MURDOCK

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution honoring Etta H. Murdock, Welfare Director on her retirement of thirty-two years of faithful service with the County. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 6. The Chairman also presented a plaque to Ms. Murdock in appreciation for a job well done.

PUBLIC HEARING TO CONSIDER ZONING CHANGE: GARY LOWER

HEARING #1307 - MILLER AND MARY ADAMS, AND NICK AND JOSIE ADAMS

Requesting a zoning change from B-2 to B-4. Desire for psychic reading.

PROOF OF PUBLICATION ENTERED INTO THE RECORD

See SMB 18 Page 20.

PUBLIC INPUT:

Mr. Miller Adams spoke for his daughter-in-law, requesting an explanation to the zoning code.

Motion by Commissioner Summers, seconded by Commissioner Gentry to table this decision until the Zoning Ordinance is completed. Upon roll call, all Commissioners voted aye. Motion carried.

ROLLIN WOODWARD - QUESTIONS CONCERNING SCREEN ROOMS

Mr. Woodward requested the Planning and Zoning Commission and the Board of County Commissioners consider screen rooms that are not permanent be allowed in CG-1 and CG-2 Campgrounds. The Board discussed holding a workshop to review the request.

Mr. Ed MacNamara reported that there are a new set of rules that are forth-coming from the State. The Board directed the Attorney to review and report back.

REQUEST FROM THE ZONING BOARD:

Mr. Brooks requested the Board direct their Attorney to correct problems that are existing with B-4 zoning as expeditious as possible. The Chairman advised that this is being done.

PUBLIC HEARING TO CONSIDER CLOSING A PORTION OF LAKE POINT NORTH ROAD: COUNTY ENGINEER

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve the recommendation of the County Engineer to table the road

closing and to adopt the Resolution setting the Hearing for 5/25/93. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 7.

PUBLIC HEARING TO CONSIDER CLOSING A 20-FT. ALLEY IN TEMPLE TERRACE SUBDIVISION: ROBERT W BROWN

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to table the closing of the 20-foot alley in Temple Terrace Subdivision, and to adopt Resolution #93-13, setting Public Hearing date for 5/25/93. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 8.

PUBLIC HEARING TO CONSIDER ADOPTING OF STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ORDINANCE BY EMERGENCY ENACTMENT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to waive the requirements of notice, to declare an emergency exists, and to adopt the State Housing Initiatives Partnership Program Ordinance. The Board Attorney read the Captions of the Ordinance into the record. Upon roll call, all Commissioners voted aye. The motion carried.

NED HANCOCK: SALES TAX COMMITTEE REPORT

Mr. Hancock submitted the findings of the committee. See SMB 18 Page 21.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

- Approval of minutes of 4-13-93 joint meeting and 4-20-93 regular meeting.**
- Approval of Housing Assistance Plan.**

Upon roll call, all Commissioners voted aye. The motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

REQUEST TO APPROVE ADDITIONAL PREFERRED PROVIDER PHYSICIANS

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the contracts for execution for Drs. Lee and Pahk. Upon roll call, all Commissioners voted aye. Motion carried.

FUNDING OPTIONS FOR AIRPORT, JAIL AND RECREATION

The Assistant County Administrator presented three revenue options that are available to the Board for consideration. See SMB 18 Page 22. This would help with the funding of the new County Jail, the Airport Authority, Road and Bridge Equipment, Road Construction Crew and the Comprehensive Plan Positions. He recommended the Board direct that the additional gas taxes authorized by recent legislative action be levied in full for these programs. Public input was received in opposition to a tax increase from Leonard Hammer, Morris Adams, III, Wayne Taylor, Clayton Womer, Otis Strickler, Clarence Polston and Roe McAdams. The Commission directed staff to come back to the Board with a blend of the funding options.

REQUEST TO FILL VACANT POSITIONS - CUSTODIAN I

Motion by Commissioner Vickers, seconded by Commissioner Gentry to fill the vacant position of Custodian I. Upon roll call, Commissioner Maxcy voted nay. All other Commissioners voted aye. The motion carried.

REQUEST WAIVER OF AGRI-CIVIC CENTER USE POLICY

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to not authorize the use of the Agri-Civic Facility to the World Championship Wrestling, Inc. due to other facilities being available in this area. Upon roll call, all Commissioners voted aye. Motion carried.

REQUEST FROM GLADES COUNTY: AMBULANCE UNIT

The Board gave a consensus vote to allow Glades County the use of an Ambulance Unit for an additional two weeks, as long as it does not negatively impact the operation.

DR. FITZPATRICK: NATURAL RESOURCES ADVISORY COMMITTEE RECOMMENDATIONS

Dr. Fitzpatrick introduced to the members of the Board, Diane Cummings, Executive Assistant. He advised that she may be attending the meetings and filling in for him on occasions. Dr. Fitzpatrick reported that the Committee has requested that the County needs a Conservation Overlay Map. Motion by Commissioner Vickers, seconded by Commissioner Gentry to authorize Chastain-Skillman and Archbold Institute to draw up a scope of work and bring back to the Board. The County Planner to coordinate the arrangements. The County Administrator will contact the Elected Officials regarding the suggestion of A GIS System and undertake a study for an analysis of expenses for mapping. Upon roll call, all Commissioners voted aye. Motion carried. See SMB Page 18 page 27 for copy of NRAC recommendations.

BOARD ATTORNEY: APPROVAL OF INTERLOCAL AGREEMENT FOR SEBRING AIRPORT.

CORRECTIONS PRESENTED BY THE BOARD ATTORNEY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the Interlocal Agreement with the Sebring Airport Authority as corrected. Public input was received in favor of the contract from Stanley Blondman, Betty Neale, Executive Director of the IDA, Jim Brod, Dave Traverse and Tres Stephenson. See SMB 18 Page 24 for copy of Workshop Minutes, detailing commitment. Upon roll call, all Commissioners voted aye. The motion carried.

SHIP PROGRAM - RESOLUTIONS AND CERTIFICATIONS:

CAPTIONS READ INTO THE RECORD BY THE BOARD ATTORNEY.

Motion by Commissioner Vickers, seconded by Commissioner Gentry, that pending final additions by the Board Attorney, approval of Resolution #93-14; 15; 16, and Certifications. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Pages 9, 10, 11 and 12. See SMB 18 Page 23 for copy of Plan.

COUNTY ADMINISTRATOR:

APPOINTMENT TO INDUSTRIAL DEVELOPMENT AUTHORITY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to appoint Mr. Sam Leonor to the Industrial Development Authority to fill the unexpired term of Dr. Catherine Cornelius. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 25 for copy of Resume.

EXECUTION OF COMMODITY CONTRACT

Motion by Commissioner Gentry, seconded by Commissioner Vickers to execute the Commodity Contract with the Department of Agriculture and Consumer Services in the amount of \$12,455. Upon roll call, all Commissioners voted aye. Motion carried.

CITIZENS NOT ON AGENDA

Mr. Hank Kowalski presented a Nature Conservancy magazine and spoke

regarding Dead Trees.

Mrs. Joan Pflueger gave statements in protest of commercial netting, canal and lake spraying. Mr. Kowalski supported Mrs. Pflueger's input. He advised that he has a letter from Florida Fish and Game stating that Lake Josephine is dying. The Chairman requested a copy of the letter, and the Board will address the issue.

Mr. Clarence Polston requested a report on the Gas Tax that the county is collecting.

He reported that he could explore with staff the possibility of someone cheating on their tax reports; but has no knowledge of anyone doing this. See SMB 18 Page 26 for copy of agenda slips.

COMMISSIONERS:

Commissioner Gentry requested a report on the RFP Audit process from the Clerk. Mr. Brooker advised that it will be made available.

Chairman Gose reported that Capt. Anderson of Highlands Hammock requested a letter of support for grant funds to be used for maintenance and repair of the CCC Bridges.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to authorize the Chairman to write a letter of support allowing them to seek grant funds for the repair and maintenance of the CCC Bridges. Upon roll call, all Commissioners voted aye. Motion carried.

The meeting adjourned at 1:05 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MAY 4, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Dan Pennell of the Child Evangelism Fellowship.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 5/4/93. See SMB 18 Page 27.

ASSISTANT COUNTY ADMINISTRATOR: CRIMINAL JUSTICE FAMILY MEETING REPORT

See SMB 18 Page 28 for copy.

CLERK

The Clerk introduced Mike Eastman, Director of Accounting and Finance. Mr. Eastman presented the Board with the completed 1992 Comprehensive Annual Financial Report.

The Chairman read into the record the noticed meetings.

COUNTY ADMINISTRATOR

Hazardous Waste report - May 1, 1993

Letter entered into the record from the President of the Florida Government Finance Officers Association commending Rick Helms, Budget Director. The Chairman requested that the letter be placed in his personnel file.

ACTION:

BOARD ATTORNEY: PRESENTATION OF EVIDENCE NOT PRESENTED AT ZONING HEARINGS: RESOLUTION OF 1974

Motion by Commissioner Gentry, seconded by Commissioner Vickers to repeal the Resolution of 1974; based on the fact that the county is about to embark on new procedures that would deem the Resolution unnecessary.

PRESTON COLBY:

REQUEST TO SUSPEND ACTIONS ON MATTERS INVOLVED UNTIL PROCEDURES DEVELOPED

The Board advised that if any problems are presented, the Hearing may go back to the Zoning Board.

Upon roll call, all Commissioners voted aye. The motion carried.

PUBLIC HEARING TO CONSIDER THE FOLLOWING ZONING CHANGE:

HEARING #1305 - PAUL H. POORE DBA/ALPHA GENERAL SERVICES, INC.

Requesting a zoning change from I-2, CU (Industrial Use, Conditional Use) to AU (Agriculture).

Commissioner Vickers requested that the record reflect that this zoning application is not the intent of the motion made by her to table on 3/9/93.

GARY LOWER, ZONING SUPERVISOR - PETITION PRESENTED

STAFF REPORTS

PROOF OF PUBLICATION See SMB 18 Page 29.

BOARD ATTORNEY: EXPLANATION OF ZONING CHANGE

PUBLIC INPUT IN OPPOSITION:

DR. ELIZABETH WATSON ALDERMAN

HANK KOWALSKI

KRIS DELANEY - QUESTIONS PRESENTED TO THE PETITIONER

See SMB 18 Page 30.

PRESTON COLBY

STAFF REPORTS: JEFF LUDWIG

See SMB 18 Page 31.

COUNTY ADMINISTRATOR - COMMENTS

BOARD DISCUSSION

Motion by Commissioner Summers, seconded by Commissioner Gentry to uphold the recommendations of the Zoning Board and adopt Resolution #93-17, approving the zoning change, contingent upon an amendment to the future land use map being adopted by the Board of County Commissioners and approved by the DCA, and changing the land use designation for the site to urban agriculture. Upon roll call, Commissioners Gose and Vickers voted nay. All other Commissioners voted aye. The motion carried. See Res. Book 8 Page 13.

BOARD ATTORNEY: REGULATORY AUTHORITY

The meeting recessed at 12:00 P. M. and reconvened at 1:00 P. M.

PUBLIC HEARING TO CONSIDER ADOPTION OF STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ORDINANCE:

COUNTY ADMINISTRATOR - PROOF OF PUBLICATION

See SMB 18 Page 32

The Chairman advised that this Ordinance was adopted last week as an emergency enactment.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to adopt the **SHIP** Ordinance, Resolutions, and Certification.

BOARD ATTORNEY: CHANGE - SEC. 10

This Ordinance shall supersede, in full, Ordinance No. #93-10. Additional names were required for the Resolution. The Resolutions also have a paragraph inserted to include the superseded clause.

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 13.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to accept minutes of 4-16-93 Grievance Hearing with correction and to approve the following consent agenda items:

Approval of budget amendment #92-93-112 and 113

Approval of Plat Recording - Gracemore. See SMB 18 Page 33.

Approval to waive landfill fee. See SMB 18 Page 34.

Approval of 4-27-93 minutes of regular meeting.

Approval to pay the following duly authorized warrants:

Law Library	88.00
General	1,100,883.78
County Transportation Trust	13,166.81
5th/6th Cent Gas Tax	25,172.66
"E911" Operations	17,775.04
Local Govt Infrastructure Surtax	242,160.00
Community Development Block Grant	25,061.47
Risk Retention	10,596.20
Employee Benefit	62,572.78
Surplus Tax Deed	1,709.56
Special Payroll	102,153.28

Upon roll call, all Commissioners voted aye. The motion carried.

PRESTON COLBY: WAIVER OF DUMP FEES

The County Administrator to follow through with request.

PERSONNEL DIRECTOR:

REQUEST TO UNFREEZE POSITION - LABORER

REQUEST TO UNFREEZE POSITION - TRACTOR MOWER OPERATOR

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to follow the recommendations of staff to unfreeze all temporary frozen positions. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 35.

REORGANIZATION OF HUMAN SERVICES GROUP

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the proposal as presented by the Personnel Director for the re-organization of the Human Services Group. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 36.

COMMISSIONER GENTRY AND STAFF: REPORT ON SETTLEMENT NEGOTIATIONS WITH DEPT OF COMMUNITY AFFAIRS

The County Administrator gave a brief report on the negotiations with DCA. Mr. Cool reported that well head protection and lakefront clearing issues were among the most controversial items. However, the session resulted in considerable give and take on both sides. Concerning land clearing along lakefront properties, the Plan will only affect new home construction sites. Land above the high water mark and within a 50-foot buffer zone will have to be left intact, except for a 25-foot strip to allow reasonable access to the water. The same restriction now applies to vegetation on the water sides of lake properties.

COUNTY PLANNER: COPIES WILL BE FORTHCOMING OF ALL CHANGES.

BETTY NEALE: APPOINTMENTS TO RURAL ECONOMIC DEVELOPMENT INITIATIVE

The Chairman appointed Commissioner Gentry as liaison to the Board of Florida's Heartland Rural Economic Development Initiative. The Chairman to serve as her alternate. He also appointed Mr. Charles Bryan to the Board of Directors of Florida's Heartland REDI.

BUDGET OFFICER: REPORT ON THE USE OF LOCAL OPTION GAS TAXES

The Board commended Rick Helms for the report produced on use of local option gas taxes. See budget file for copy.

BOARD ATTORNEY:

APPEAL OF FEE - STATE VS DIAZ

APPEAL OF FEE - STATE VS JACKSON

Motion by Commissioner Vickers, seconded by Commissioner Gentry to instruct the Board Attorney to appeal the fee in cases Dias and Jackson in a hope to call attention to a reduction of the overall budget in court appointed attorney cases. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

APPROVAL OF GOVERNOR'S APPOINTMENT TO HOUSING AUTHORITY

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve the Governor's appointment of Santos G. De La Rosa to the Highlands County Housing Authority. Upon roll call, all Commissioners voted aye. Motion carried.

JACKSON HEIGHTS ROADS

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to accept the proposal as outlined in the memo from the County Administrator, accepting the Jackson Heights Roads, when all commitments have been satisfied. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 38 for copy of proposal.

AVON PARK LIBRARY MODIFICATION REQUEST

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve the Avon Park Library modification request. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 39 for copy of proposal.

ED FITCH: SEBRING YOUTH BASEBALL

Commissioner Vickers stated that Stephen Weeks has been monitoring the availability of recreation grants that could help the county, including the Sebring Youth Baseball.

She will report to the Commission following the next meeting of the Recreation Committee. See SMB 18 Page 39 for copy of Maintenance expenses of Sebring Dixie Youth Baseball.

COMMENTS AND QUESTIONS

Richard Conover - Tax questions

Kris Delaney - Board protocol procedures

The Board Attorney advised that this county has more participation than any county he has checked with. This county meets the requirements as designated.

Kris also addressed comments made by Commissioner Summers.

Hank Kowalski responded to comments regarding the three cowboys.

Joan Pflueger - Comments regarding clean-up of Lake Istokpoga.

Joan Pflueger - Comments regarding Boat Ramp at Lake Olivia.

Preston Colby - Cowboy comments directed to Mr. Summers.

Preston Colby - Public records request for tape on Insurance Committee.

See SMB 18 Page 40 for copy of agenda slips.

COMMISSIONERS:

GENTRY - AD VALOREM ISSUE FOR HOMESTEAD EXEMPTION AND NON-AD VALOREM ISSUE - INTERPRETATION

MAXCY - ORANGE BLOSSOM ESTATES CONCERNS REGARDING PROCEDURES OF MEETING

VICKERS - ARCHBOLD ENVIRONMENTAL WORKSHOP REPORT

GOSE - CONCERNS OF PROCEDURAL REQUIREMENTS - MEETING TO ADDRESS THESE ISSUES IN ORLANDO

SUMMERS - APOLOGIZED TO ALL COWBOYS IN THE COUNTY

GOSE - RESPONDED TO MR. COLBY'S PUBLIC RECORDS REQUEST

The meeting adjourned at 2:56 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MAY 11, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Rev. Phil Jones, Lorida Church of the Brethren.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones, Sheriff's Department, presented the Daily Jail Log of Inmate Count, and the report of defendants in custody, non-sentenced VOP's for the period ending 5/11/93. See SMB 18 Page 41.

CLERK

Mr. Brooker requested that everyone remember former Clerk, Earl Rich, who suffered a heart attack last week and is still in Florida Hospital. Secondly, to acknowledge Mr. Don Hansen, who underwent serious surgery, and is out of the hospital.

MEETINGS

The Chairman read the reported meetings into the record with a change to the NRA Committee meeting, from May 12th to May 19th at 4:00 P. M. at the Ag Center.

ADDITIONS TO THE MEETINGS - ASSISTANT COUNTY ADMINISTRATOR

The Division of Administrative Hearings noticed the Board that the county was successful in the last defense regarding the employment case of Mike Carney. The County Administrator thanked the Board Attorney and the Assistant County Administrator for their diligent efforts to put the case together.

ACTION:

PROCLAMATION: NATIONAL PRESERVATION WEEK-MAY 9-15, 1993

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt proclamation recognizing the week of May 9-15, 1993 as National Preservation week. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 15.

RESOLUTION: RESTORATION OF SEBRING TRAIN STATION

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Resolution supporting the Community Redevelopment Agency in it's application to the Florida Department of State for a Historic Preservation Grant-In-Aid, specifically for the restoration of the Sebring Train Station. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 16.

RESOLUTION: KISSIMMEE RIVER RESTORATION PROJECT

Motion by Commissioner Vickers, seconded by Commissioner Summers to adopt Resolution #93-21, requesting that the U.S. Corps of Engineers and SFWMD acknowledge and review information before taking any action in their efforts to restore the Kissimmee River.

PUBLIC INPUT:

Mr. Hank Kowalski requested that the Commission present the matter to the Natural Resources Advisory Committee for their consideration.

Mike Johnson of the Highlands County Executive Board asked questions concerning the origin of the Resolution. The Board Attorney responded that his direction came from the Commission.

Commissioner Vickers gave a comprehensive review of the history of the Kissimmee River, and the changes that have occurred as the surrounding areas have developed since channelization was completed, and the effect that the Restoration might have on related factors.

Edgar Stokes encouraged the Board to adopt the Resolution in opposition to the restoration, as the river has healed, and there is no ecological reason for the continuation of the project.

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 17.

CONSENT AGENDA

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the consent agenda as follows:

Approval of minutes of 5-4-93 meeting

Budget amendment # 92-93-120

Plat recording-Hathaway Acres. See SMB 18 Page 42.

Plat recording-Forest Ridge Subdivision. See SMB 18 Page 43.

Variance request-McDonald's. See SMB 18 Page 44.

Upon roll call, all Commissioners voted aye. The motion carried.

BOARD ATTORNEY: APPROVAL OF INTERLOCAL AGREEMENT WITH MONROE COUNTY

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Interlocal Agreement with Monroe County to furnish mutual aid to each other in the event of a disaster. This agreement shall become effective on 6/1/93 at 12:01 A. M. Upon roll call, all Commissioners voted aye. Motion carried.

INTERLOCAL AGREEMENT WITH SEBRING AIRPORT AUTHORITY

**ADDITIONAL CHANGES MADE TO THE CONTRACT AT THE REQUEST OF THE CITY.
CHANGES TO THE DATE**

ASSISTANT COUNTY ADMINISTRATOR:

RECOMMENDATIONS ON NON-AD VALOREM ASSESSMENTS: RICK HELMS

See SMB 18 Page 45.

1. Do not attempt a Non-Ad Valorem Assessment for F.Y. 1993-94.
2. Retain a consultant to provide benefit/cost analysis for E.M.S. and any other topics the Board desires. The assessment must provide benefit to the parcel/properties being assessed.
3. Seek a "friendly" lawsuit to obtain declaratory judgement in Circuit Court to test validity of our particular assessment(s).

The Budget Officer advised that he has spoken with a consultant of David M. Griffith and Associates. An estimate of cost for one area of assessment was projected at \$30,000. Commissioner Gentry questioned if this information could be used as a correlation for information that would be needed for an impact study.

Mr. Helms also advised that they are currently in negotiations with the Florida Association of Counties Foundation, and there is a possibility that the county may be able to access their services through the Foundation. However, a Recreation Assessment is not advisable, as there is no methodology available that would determine a benefit to property owners. The consensus of the Board was to reagenda this item for the third meeting in June to discuss the scope of work, and to see if the NACo Foundation will participate.

INTERGOVERNMENTAL RADIO COMMUNICATIONS PROGRAM

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize the Chairman to sign the letter to move forward with the Intergovernmental Radio Communications Program. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 46 for copy.

COUNTY ADMINISTRATOR: APPOINTMENT OF TOWING ORDINANCE COMMITTEE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to appoint the following five members to a committee to review the Polk County Towing Ordinance, and make recommendations back to the Board:

**Ted Best, Best Insurance
Russ Widdis, Thunderbird Amoco
David Johnson, Avon Paint and Body
George O'Connor, General Public
Dawn Hall, State Farm Insurance**

Upon roll call, all Commissioners voted aye. The motion carried.

COMMENTS AND QUESTIONS:

Laura Uwanawich, DBA Clair, made a suggestion to the Board to limit the number of fortune-tellers by setting the ceiling at one fortune-teller per one hundred thousand populace. She also requested that the full Board autograph the article in the Heartland Section of the Tampa Tribune relating to action taken by the Board. The Chairman suggested that she present the request individually after the adjournment of the meeting. The County Administrator advised that the item relating to Mrs. Uwanawich's will be placed on the agenda next week.

HANK KOWALSKI - DISCUSSION ON THE KISSIMMEE RIVER RESTORATION

JOAN PFLEUGR - AQUA PLANT SPRAYING QUESTIONS

MICHAEL CARR - TAXES

RICHARD CONOVER - BOOKMOBILE SCHEDULE

COMMISSIONERS:

MAXCY - QUESTIONS REGARDING CONSTRUCTION OF A NEW JAIL

VICKERS - ARTICLE FROM THE ORLANDO SENTINEL - COSTAL COUNTIES

GENTRY - TOLL FREE DIALING

The County Administrator explained the excerpt from the Agenda of the Public Service Commission's Conference that will be held on 5/18/93. Mr. Charles Bryan, United Telephone of Florida Community Relation Director stated that PSC is not planning to consider toll-free dialing throughout the county, since it addressed Sebring/Avon Park dialing and Lake Placid/Spring Lake dialing previously. However, if the county wishes to push the issue, it would be feasible to send a representative to Tallahassee to meet with PSC officials. Mr. Bryan stated that although there is a rule about balloting at three-year intervals, the issues of dialing cost reductions were not balloted, so the PSC could initiate a survey for countywide dialing. The consensus of the Commission was to request that Commissioner Gentry go to Tallahassee to present the wishes of the Board for countywide toll-free dialing. See SMB 18 Page 48 for copy of notice from the Public Service Commission.

**SUMMERS - COMMITTEE FOR TEENAGE DRINKING - REPORT
BOOKLET TO BE PRINTED**

The meeting adjourned at 10:55 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, MAY 18, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Eugene R. Fernsler of the Atonement Lutheran Church.

ANNOUNCEMENTS:

SHERIFF

Capt. Ken Kruelen gave the Daily Jail Log of Inmate County for the period ending 5/18/93.

CLERK

Mr. Luke Brooker gave a report on the condition of former Clerk, Earl Rich. Mr. Rich is recuperating from bypass surgery in an Orlando Hospital.

MEETINGS:

The Chairman read the noticed meetings into the record.

ACTION:

PUBLIC HEARING TO CONSIDER PURCHASE OF LAND:

WILLIAM STEPHENSON: PROOF OF PUBLICATION ENTERED INTO THE RECORD.

See SMB 18 Page 50.

LOTS 1, 2, 3, 4, AND 23, BLOCK 261, PB 2, PG 16, LAKE SEBRING - GEORGE AND MARGE RICHARDSON PROPERTY - NOW IN RECEIVERSHIP. PURCHASE PRICE OF PROPERTY \$12,125.00.

Motion by Commissioner Vickers, seconded by Commissioner Summers to enter into an agreement to purchase lots, authorizing the Chairman to execute the Agreement to facilitate the Eucalyptus Parkway. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER RIGHT OF WAY PURCHASE AGREEMENT:

CLARADGE AVENUE

COUNTY ENGINEER: PROOF OF PUBLICATION ENTERED INTO THE RECORD.

See SMB 18 Page 53.

PUBLIC INPUT:

Mr. Clayton Womer addressed the Board regarding the need for the property.

Motion by Commissioner Summers, seconded by Commissioner Vickers to enter into the purchase agreement, with the approval of a budget amendment for the right-of-way acquisition.

Mr. Joseph Stefanac, owner of the Body Shop, spoke to the Board regarding connection of the driveway. The Road and Bridge Director advised that his department will make the necessary connection. Mr. Stefanac addressed the Commission regarding a Code Enforcement violation. The Chairman suggested that Mr. Stefanac fill out a slip and appear before the Board under Citizens not on agenda.

Mr. Robby McNew, a neighbor, requested that staff drop the level of the road down and ditch the other side to keep the pesticides off of his property. The County Engineer advised that the hill will be cut down, and brought up to state standards.

Upon roll call, all Commissioners voted aye. The motion carried.

CONSENT AGENDA

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

- Approval of minutes of 5-11-93 meeting
- Acceptance into record of April Monthly Reports
- Approval of Hazardous Waste Grants with Glades/Okeechobee Counties See SMB 18 Page 51.
- Approval to pay invoices without purchase orders-Dickey Scales See SMB 18 Page 52.

Approval to pay the following duly authorized warrants:

Law Library	264.84
General	152,246.78
County Transportation Trust	36,451.08
5th/6th Cent State Gas Tax	5,361.21
"E911" Operations	184.40
Lorida Schoolhouse Grant	63.93
Law Enforcement Education	791.00
Local Govt Infrastructure Surtax	97,952.07
Community Development Block Grant	18,822.86
Risk Retention	4,670.43
Employee Benefit	62,736.01
Special Payroll	91.71

Commissioner Vickers commented on the report of Kevin Roberts, where he addresses abuse investigations being handled by Law Enforcement as opposed to HRS. She stated that she totally supports his idea and would agree to workshop this issue, if the other members agree.

Upon roll call, all Commissioners voted aye. The motion carried.

BUDGET OFFICER: REQUEST TO PAY BILL WITHOUT PURCHASE ORDER FOR CPR CLASSES:

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to grant the request to pay the bill without a purchase order for CPR classes. Upon roll call, all Commissioners voted aye. Motion carried.

TAX DISTRICT COORDINATOR: DISCUSSION ON SALE OF TAX DEED PROPERTY

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve to put up for bid a one-acre lot on State Road 29 that the county acquired on a Tax Deed Sale. Upon roll call, Commissioner Gose voted nay. All other Commissioners voted aye. The motion carried.

PERSONNEL DIRECTOR: RECOMMENDATION ON SOLID WASTE DIRECTOR PRESENTED BY PHIL WICKSTROM

Request for the applicant to hold a degree in either Engineering or Environmental Science. The pay grade would be a 27 - a range of from \$30,784 to \$44,649 annually. The Road and Bridge Director suggested experience in Solid Waste.

Clayton Womer, speaking as a citizen, asked questions as to where the money was coming from for this position.

Commissioner Vickers suggested a workshop to review the County Administrator form of Government and to discuss who the Solid Waste Director would report to on the Organizational Chart. The Chairman

set the workshop for June 15, 1993.

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to advertise for a Solid Waste Director's position at a pay grade of 25. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ENGINEER:

POLICY AND PROCEDURES FOR ROAD CLOSING, VACATING PLATS AND EASEMENTS

Motion by Commissioner Vickers, seconded by Commissioner Summers to adopt policy and procedures for road closing, vacating easements or plats. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 54.

ISTOKPOGA SOVEREIGN SUBMERGED LANDS EASEMENT INSTRUMENT

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve for execution this instrument from the Department of Natural Resources for the Istokpoga Park site project. Upon roll call, all Commissioners voted aye. Motion carried.

ARBUCKLE CREEK RESTORATION PROJECT - BID#93-43

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to follow the recommendations from staff to reject all bids, other than Spring Lake Services. Mr. Don Greenhalgh, of Spring Lake Services has agreed to extend his bid for an additional ninety days in order to allow financing to develop the project. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 55 for back-up documentation.

ISTOKPOGA PARK GRANT APPLICATION

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve agreement for execution from the Department of Natural Resources for the Florida Boating Improvement Grant Program. Upon roll call, all Commissioners voted aye. Motion carried.

Mike Johnson of Spring Lake spoke to the Commission regarding the traffic hazard on Route 98 and Arbuckle. Mr. Johnson could not understand the emphasis placed on Winding Waters in correlation with the Comp Plan.

BOARD ATTORNEY: OPTIONS FOR REVOCATION OF OCCUPATIONAL LICENSE

The Board Attorney advised that the occupational license codes are not regulatory in nature, but rather a vehicle to raise revenues. The code specifies that revocation can be allowed by reason of moral turpitude or fraud, but only if the crimes are committed while the licensee holds the license. Mr. Macbeth stated that the Board could change its codes to allow for a reasonable time limit on past criminal behavior, but even if five years were considered reasonable, Williams' would be allowed to keep her license. If the Board changed the ordinance to consider conduct which did not result in a court conviction, the commission would turn itself into a regulatory, fact-finding body that would have to hold public hearings to determine whether license should be revoked. Such regulatory powers could include anyone holding an occupational license. The Board Attorney suggested that since occupational licenses expire in October, it would be simple to change the ordinance and then not renew the license.

Commissioner Vickers suggested that the category of fortune teller or palmist be dropped as an appropriate occupation for licensing in the county. Commissioner Summers stated that the Board would be remiss in their duties if they are not allowed to protect the citizens of the county.

Ken Kruelen, speaking as a citizen and an officer with the

Sheriff's Department, stated that South Florida has become known as the "fraud capital of the world". He advised the Board to get a copy of the Dade and Broward counties' occupational license codes, before changing the ordinance.

Mr. Clayton Womer suggested that the Commission take the advise of the Board Attorney, since he was being paid to advise the Board.

Laurie Uwanawich, known as Claire, complained to the Board that Fatima Williams is a convicted criminal and should have her license to practice fortune telling revoked.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt a Resolution, to proceed with the Revocation of the occupational license of Fatima Williams. Upon roll call, all Commissioners voted aye. Motion carried.

The Board Attorney was directed to prepare Resolution. See SMB 18 Page 56 for copy of information.

DR. ROGER INMAN, HRS TOXICOLOGIST: HEALTH RISK OF NITRATES IN GROUNDWATER

Dr. Roger Inman, Director of Toxicology and Hazard Assessment for HRS and Andrew Reich, staff were introduced by Ms. Jackie Fauls of the Highlands County Citrus Growers Association.

Dr. Inman presented a slide presentation on the health risks associated with nitrates found in groundwater. Dr. Inman explained that babies less than four months of age and old/gravely ill people are at the greatest risk. See SMB 18 Page 57 for copy of back-up information.

Commissioner Maxcy asked questions regarding the Test Wells.

Robby McNew presented questions pertaining to the harmful effects of nitrate levels on pregnant women.

Kris Delaney, Environmental Research, spoke regarding the problems with the wells in Highlands County.

Dr. Inman advised that he and Mr. Reich will be at the Agricultural Center from 2:00 P. M. until 5:00 P. M. with maps, data, and details for anyone that might be interested in further information. Hank Kowalski criticized Dr. Inman for making it seem that it was okay to drink nitrate-contaminated water. Mr. Kowalski made the statement when a scientist, minister, or used car salesman, say "don't worry", I worry.

Andrew Reich, HRS in Tallahassee presented an overview of what his Department has been doing over the years, since contamination was discovered in 1982. He advised that the state has tested more than 20,000 private wells in the state and more than 1,500 in Highlands County.

COMMISSIONER VICKERS: APPOINTMENTS TO HISTORIC PRESERVATION COMMISSION - TABLED

BOARD ATTORNEY:

Mr. Macbeth stated concerns regarding revocation of license for Ms. Williams, without having provision in the Ordinance. Ken Kruelen stated that he agreed with the Board Attorney, and suggested that Ms. Uwanawich return to the county where the violations occurred, and work toward having Ms. Williams probation revoked. Clayton Womer suggested the Board follow the advise of the Attorney. Commissioner Vickers stated that she is willing to accept the liability to take a stand against the Attorney's opinion. She

requested the Attorney bring back a Resolution for consideration.

COMMISSIONERS:

Commissioner Vickers stated that there is a move underway to revitalize the study commission on the High-Speed Rail. The Clinton Administration is pledged to try to get more people on the rails as opposed to widening lanes. She encouraged the Board to read up on this and to stay informed.

The meeting adjourned at 12:06 P. M.

Chairman

Attest:

Clerk

REGULAR MEETING OF THE BOARD, MAY 25, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. R. Kurt Borgmann, Church of the Brethren.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers of the Sheriff's Department presented the Daily Jail Log of Inmate Count for the period ending 5/25/93. See SMB 18 Page 58. The County Administrator gave a report on the results of a meeting to discuss ways that partial payments could be made pursuant to the Salvation Army contract that would reduce the Jail population.

MEETINGS:

The Chairman read the reported announcements into the record.

COMMISSIONER GENTRY - BRIEF ANNOUNCEMENT - EUNICE SULLIVAN ECONOMIC DEVELOPMENT INTERNSHIP PROGRAM

DEPARTMENT OF EDUCATION DOCUMENT - DISABILITIES OF OUR CHILDREN, AND HOW THEY WILL BE MET.

COUNTY ADMINISTRATOR - PROPOSED DRAFT OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT PLAN FOR REVIEW. TO BE PLACED IN THE LIBRARIES.

PUBLIC HEARING TO CONSIDER ZONING CHANGES: GARY LOWER, ZONING SUPERVISOR

OLD BUSINESS: HEARING #1305-B - PAUL H. POORE DBA/ALPHA GENERAL SERVICES, INC.

DETERMINED NOT AVAILABLE PER ORDINANCE.

HEARING #1308 - RAYMOND LEON AND RUSH S. TUBBS C/O ROGER DALE POLSTON, POLSTON ENGINEERING, INC.

Requesting a zoning change from AU (Agriculture District) to EU and AU (Estate District and Agriculture District). Desire change because EU will allow one acre lots.

PROOF OF PUBLICATION ENTERED INTO THE RECORD. SEE SMB 18 PAGE 59.

PUBLIC INPUT:

LEON TUBBS SPEAKING IN FAVOR OF THE ZONING CHANGE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution granting the zoning request. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 18.

HEARING #1309 - JACKSON CREEK JOINT VENTURE, AN ILLINOIS JOINT VENTURE

Requesting a zoning change from M-2 and AU (Mobile Home Park and Agriculture District) to M-2, FUD (Mobile Home Parks District with Flexible Unit Development). Desire to construct a mobile home park, office and utilities. This request will cluster units allowed under existing zoning and Comp Plan land which is not

environmentally sensitive.

PROOF OF PUBLICATION ENTERED INTO THE RECORD. SEE SMB 18 PAGE 60.
COUNTY PLANNER: EXPLANATION WHY PLAN AMENDMENT NOT NECESSARY.

PUBLIC INPUT:

ATTORNEY JACK BRANNON, REPRESENTING THE APPLICANT, DENSITY CHANGE
RON CAUTHAN, ENGINEER FOR THE DEVELOPMENT

FRED MORRISON, ONE OF THE OWNERS, SPEAKING IN FAVOR.

CARL COOL - LETTERS FROM THE DIVISION OF HISTORICAL RESOURCES, IN
OPPOSITION.

BOARD ATTORNEY: CONSISTENT WITH THE COMP PLAN

ATTORNEY JACK HOWARD, REPRESENTING PROPERTY OWNERS, SPOKE IN
OPPOSITION.

ENDA NUTTON - LETTERS ENTERED INTO THE RECORD IN OPPOSITION.

MARY LANE - SPEAKING IN OPPOSITION

LAURA VANHORN - TRAFFIC CONCERNS

HANK KOWALSKI - SPEAKING IN OPPOSITION

BOB HARFORD - LETTER ENTERED INTO RECORD IN OPPOSITION

MIKE JOHNSON - HOMEOWNERS EXECUTIVE BOARD - QUESTIONS CONCERNING
TAX ISSUES

CREIGHTON NORTHRUP - KISSIMMEE VALLEY ARCHAEOLOGICAL AND HISTORICAL
CONSERVANCY INFORMATION - PARTNERS IN PRESERVATION - SEMINOLE
HISTORY

MARY BOWER - RESIDENT OF BUTTWOOD BAY - SCRUB JAYS LOCATED IN
THAT AREA.

DICKIE STEPHENS - SPEAKING IN OPPOSITION

W. H. HUMPHREY - WATER SUPPLIES AROUND THE LAKE

HAROLD KELLER - DENSITY MISTAKE

BOARD DISCUSSION

BOARD ATTORNEY: DIRECTION

Commissioner Maxcy stated that due to major changes in the
development plan, the issue should be returned to the Planning and
Zoning Board.

The Board Attorney suggested that the Planning and Zoning Board
could waive the six-month waiting period for an application to be
made in order for the issue to be reconsidered more quickly.

Motion by Commissioner Summers, seconded by Commissioner Maxcy to
uphold the Zoning Board's recommendation to deny the request. Upon
roll call, all Commissioners voted aye. Motion carried.

DR. JOHN FITZPATRICK:

UPDATE ON CARTER CREEK SCRUB LAND ACQUISITION

LETTER FROM THE NATURE CONSERVANCY, KEITH R. FOUNTAIN, FIELD
REPRESENTATIVE. SEE SMB 18 PAGE 61.

Dr. Fitzpatrick indicated that the state is ahead of schedule on
the purchase of the property, however he will discontinue any
efforts to save the sensitive and threatened area if progress is
not made by 10/1/93.

IRENE KNUTSON - APPRAISAL UPDATE

PANTHER HABITAT PROTECTION PLAN: DR. JOHN FITZPATRICK

NATURAL RESOURCES ADVISORY COMMITTEE MOTION

See SMB 18 Page 62.

Dr. Fitzpatrick urged the Board and its cooperating agencies to
incorporate data into the final Recovery Plan for the Florida
Panther. He discussed with the Commission the principal points of
the motion and the points of disagreement. The County
Administrator presented questions regarding the taking of lands.
The Chairman requested that the Board revisit this issue at next
week's meeting, to allow the Board to address concerns and the
attorney to review information.

JOHN TALLENT: LETTER FROM COL. BRANTLEY CONCERNS TO THE BOARD

**PUBLIC HEARING TO CONSIDER ROAD CLOSING - LAKE POINT NORTH
COUNTY ENGINEER PRESENTED PETITION
ATTORNEY RON SCHOFIELD REPRESENTED PETITIONER
FRED TAGTMEIER - REQUEST TO HOLD FOR PUBLIC ACCESS
IRENE KNUTSON - NEW HOMES TO BE CONSTRUCTED IN THE AREA
JOE ABELOW - DECREASE IN PROPERTY VALUES WITHOUT LAKE ACCESS**

Motion by Commissioner Summers, seconded by Commissioner Gentry to not authorize the road closing. Upon roll call, all Commissioners voted aye. Motion carried.

**PUBLIC HEARING TO CONSIDER ALLEY VACATION - TEMPLE TERRACE
SUBDIVISION**

**COUNTY ENGINEER PRESENTED PETITION
PROOF OF PUBLICATION ENTERED INTO THE RECORD.**

See SMB 18 Page 63.

Motion by Commissioner Summers, seconded by Commissioner Gentry to waive the policy for posting to the property. Upon roll call, Commissioner Gentry voted nay. All other Commissioners voted aye. Motion carried.

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the closing of that portion of a 20-foot alley lying Southeast of Lake Henry Drive that adjoins Lots 1, 2, 3, 4 and 5, Block 1 Temple Terrace Subdivision, and to adopt Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 19.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 5-14-93 public hearing and 5-18-93 meeting

Approval of expenditure from Special Law Enforcement Trust Fund

See SMB 18 Page 64.

Budget amendments # 92-93-132 and 133

Request for extension to Community Development Block Grant contract. See SMB 18 Page 64.

Commissioner Gentry requested that Mr. Weeks address the request for an extension, and a date certain for completion, so that it does not expand into the next funding cycle.

Mr. Weeks explained that additional funds were available, and new units were proposed. This would require more time to construct, and this project should be concluded by September 15th at the very latest. Commissioner Gentry requested that the record reflect that Mr. Weeks has committed to a September 15th deadline.

Upon roll call, all Commissioners voted aye. The motion carried.

**RECYCLING SUPERVISOR: REQUEST EXECUTION OF RECYCLING AND WASTE TIRE
GRANTS**

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to reapply for the Recycling and Education Grant, and the Solid Waste Tire Grant. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 65.

The meeting recessed at 12:25 P. M. and reconvened at 1:30 P. M.

JIM WOHL: SEBRING HIGHLANDS COLLECTOR ROAD

Mr. Wohl presented material in support of request to construct the southern-most 1/2 mile of the Sebring Highlands Collector Road. The Board Attorney explained that DER's position is different than it was eight years ago. Mr. Wohl changed his request to allow him to seek permitting and design for all 4.4 miles of the road. Motion by Commissioner Maxcy, seconded by Commissioner Summers to accept the request of Jim Wohl to pursue permits. Upon roll call, all Commissioners voted aye. Motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

INSURANCE REQUIREMENTS

Mr. Portz stated that it is the policy of the Board not to provide contracts or purchase order's to vendors, who do not have Worker's Compensation. Small businesses with fewer than three employees are not required to have Worker's Compensation insurance. For high risk professions such as tree surgeons, that might pose a problem for the county. Mr. Ford Heacock explained that the county, if it hires a vendor to trim trees could be considered a general contractor. Currently, the general contractor's worker's compensation insurance covers subcontractors.

Mr. Heacock warned that the courts may stretch the rule to include the county hiring subcontractors.

Motion by Commissioner Gentry, seconded by Commissioner Summers to designate Commissioner Maxcy since he is the Insurance representative to check with other counties to see if the policy can be altered to provide aid for small businesses or family businesses. Upon roll call, Commissioner Maxcy voted nay. All other Commisioners voted aye. The motion carried.

DISCUSSION OF PRE-PAYMENT OF NON AD VALOREM ASSESSMENT FOR ORANGE BLOSSOM UNITS 6 AND 8/9:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize the procedure and accept payments quarterly to be applied to the Revenue Certificate. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 66 for copy.

KEN ROMIE, SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT: AMBIENT MONITORING PROGRAM

Ken Romie, a district environmental scientist presented a slide presentation regarding nine (9) Highlands County Lakes. Mr. Romie stated that concern regarding the water quality of lakes, especially Lake Josephine are pristine compared to lakes in other areas of the state. Lake Josephine is not a dying lake, but a productive one because of the nutrients being discharged into it. He suggested that the county participate in an ambient monitoring program designed by the district to keep track of water quality in area lakes.

Public input was received from Joan Pflueger, Alice Rasmussen, Kris Delaney, Hank Kowalski, Bill Carlson and Mr. Kelly.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize the participation in the program and allow Mr. Carl Smith to collect water samples from the lakes. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 67 for copy of report.

JOAN PFLUEGER: PETITION TO REQUEST NO WAKE ZONE AND BANNING AIRBOATS

PETITION ENTERED INTO THE RECORD.

PHOTO'S ENTERED INTO THE RECORD.

Mrs. Pflueger made a request to either ban airboats entirely or to enact rules that would create a 100-foot no-wake zone in all lakes and require airboats to be used in open waters. Mrs. Pflueger

stated that the county's airboat is also destroying grass-based nesting areas and fish beds. She complained that county employees spraying chemicals do not wear protective gear. Mr. Harold Owen stated that the county will be addressing no-wake zones in its Land Development Regulations within the Comp Plan. Hank Kowalski thanked Mrs. Pflueger for all her efforts and time spent to prepare this information. Kris Delaney presented suggestions to the Commission. Several members of the Airboat Association were present and voiced their concern regarding the ban. No action was taken by the Board.

**RICHARD BROWN, CITIZENS SUPPORT ORGANIZATION FOR HIGHLANDS HAMMOCK:
REQUEST FOR BOARD'S ENDORSEMENT**

Motion by Commissioner Gentry, seconded by Commissioner Summers to endorse the project of the Highlands Hammock State Park Citizens Support Organization. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 68 for information. Capt. Pete Anderson, Park Manager of Highlands Hammock stated that any funds received will go specifically to Highlands Hammock.

ED FITCH: REQUEST FOR MAINTENANCE FUNDING - MAX LONG FIELD

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to instruct the Board Attorney to draft an interlocal agreement with the City of Sebring in the amount of \$2,520, and the City of Avon Park in the amount of \$2,160 for the funding of maintenance of recreation facilities. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 69.

Tom Portz, Assistant County Administrator cautioned the Board on any future expenditures in this budget year. He warned that the county may be responsible for unexpected medical expenses.

Clayton Womer questioned why the county is spending tax payers money for other cities recreational facilities.

**DALE NEIDERHOFF, HOK ARCHITECTS: JAIL ADDITION PRESENTATION
DISCUSSION BY THE COMMISSION
SHERIFF COMMENTS**

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the future expansion and report as submitted by HOK. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

The Board gave the County Administrator a consensus to initiate the offer from a group of County and City Managers to participate at the County Administrator workshop to be held on June 15, 1993.

Mr. Cool also recommended that the Board set up a low key workshop with the Department Heads before the budget workshop to discuss priorities. The Chairman requested a more clear outline to consider at the next meeting.

PURCHASING DIRECTOR: BROCHURE "HOW TO DO BUSINESS WITH HIGHLANDS COUNTY"

The County Administrator commended Mrs. Mary Lamar for producing this unique Brochure. See SMB 18 Page 70 for copy.

The County Administrator reported that the county has recycled seventy (70) tons of plastic and has received payment for this material.

The County Administrator reported on the meeting in Tallahassee with the Public Service Commission regarding toll-free calling. He stated that the Commission did agree to go ahead with a survey to see if Lake Placid wishes to go with the toll-free calling between Lake Placid and Sebring. In July they will re-look at the numbers to see if customers may call between Sebring and Avon Park. This is with a minimal charge.

CITIZENS NOT ON AGENDA

Richard Conover addressed the Board regarding comments by a Commissioner in relation to manufactured homes and RV Parks. He also addressed the tax question. See SMB 18 Page 71 for copy of agenda slip.

COMMISSIONERS:

GENTRY

Commissioner Gentry advised that Mrs. Betty Neale will be a presenter at the Annual Conference Economic Development Workshop at the Peabody Hotel in Orlando on June 9th. The other two Panelist to participate is Rick Tesch, President of Economic Development Commission of Mid-Florida, and Jim Brantley, Executive Director, Central Florida Development Council, Polk County.

The meeting adjourned at 5:41 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JUNE 1, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose	L. E. "Luke" Brooker
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
C. Guy Maxcy	Louise Graham
Doris Gentry	

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Marshall Pennel of the Child Evangelism Church.

ANNOUNCEMENTS:

SHERIFF:

Mr. Bill Jones from the Sheriff's Department presented the Daily Jail Log of Inmate Count for the period ending 6/1/93.

MEETINGS:

The Chairman read into the record the noticed meetings. The Chairman praised the office of Personnel for the excellent Newsletter.

COUNTY ADMINISTRATOR:

Mr. Cool read a letter of commendation into the record from the Fire Chief's Association praising the Fire Service Team, Tim Eures, Fire Coordinator, Ed Brown, Fire Inspector, and Patti Carter, Secretary. See SMB 18 Page 71.

ACTION:

RESOLUTION ON TEENAGE DRINKING

READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Resolution #93-22, supporting the Task Force on Teenage Drinking. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 18.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

- Approval of minutes of 5-25-93 meeting
- Approval of work change orders for Community Development Block Grant. See SMB 28 Page 72.
- Request to pay invoice - Helena Chemical. See SMB 18 Page 74.
- Budget amendments #92-93-140
- Approval to pay the following duly authorized warrants:

Law Library	226.00
General	1,163,554.77
County Transportation Trust	17,192.02
5th/6th Cent Gas Tax	10,755.56
"E911" Operations	17,814.36
Law Enforcement Education	932.50
Local Govt Infrastructure Surtax	81,700.90
Community Development Block Grant	66.27
Employee Benefit	69,419.71
Special Payroll	74,848.88

Mr. Preston Colby requested information on a bill from Attorney Harris, representing Carl Cool and Vaden Pollard, at the Grievance Hearing for Marty Kelly. The County Administrator stated that Mr.

Harris has requested that the warrant not be paid, as it was mailed in error.

Upon roll call, all Commissioners voted aye. The motion carried.

JAMES DENEFIELD: "HEALTHY KIDS" PROGRAM

Mr. James Deneffield, Marketing Director for the Healthy Kids Corporation stated that this is a comprehensive health insurance program for children who are enrolled in Highlands County Schools that are between the ages of 5 and 19. This is a non-profit corporation created by the State of Florida. Next fall the program will be launched in the county. This was approved by the School Board and is targeted for children that do not have any other health insurance. Mr. Deneffield requested the Commission support this program and authorize county staff to draft a Proclamation declaring the month of September as "Healthy Kids" month. This is the month of implementation. Discussion was held by the Commission. The consensus of the Board was to direct staff to prepare a proclamation with the help of Mr. Deneffield at the appropriate time. See SMB 18 Page 73.

ASSISTANT COUNTY ADMINISTRATOR:

CABLE TELEVISION INFORMATION UPDATE

Mr. Portz advised the Commission that they could get back into the business of partially regulating the cable industry. A new law would allow the county to regain some control over basis rates. However, that fee only applies to basic cable services, not to premium or add-on networks. If the county wants to become a regulatory body, it must first go through the implementation and litigation phase. During that phase, the county must file certification with the FCC to become a local regulator. At that time the Cable Companies then has the right of challenge. The FCC would like local government to accept back some of the responsibility, since its investigative staff is approximately two years behind on complaints. The Commission discussed the possibility of changes within the television market, since the telephone industry may opt to enter that field. The Board directed the Assistant County Administrator to obtain the new law and bring back additional information to the Commission.

FUNCTIONAL CLASSIFICATION OF PUBLIC ROADS STUDY-CUTR REPORT

The Assistant County Administrator reviewed with the Commission an update on the CUTR Report. He advised that the State is going to give the County part of its road system. This is the fifth step in the report. Originally, CUTR developed the criteria. The FDOT had public hearings and a review. They then applied the criteria. CUTR was charged with determining the fiscal impact to the state and counties, and then recommendations go to the FDOT and eventually to the legislators this December. The County Engineer stated that he is very much opposed to maintaining these roads. The County Administrator reviewed with the Board the cost involved in the maintenance. The consensus was to give support to the County Engineer Department. See SMB 18 Page 75 for copy.

COUNTY ADMINISTRATOR:

INTERLOCAL AGREEMENT WITH CITY OF AVON PARK

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve an Interlocal Agreement with the City of Avon Park to appoint a representative of the City to serve as a member of the Sadowski Housing Task Force. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 76.

REQUEST FROM HOUSING AUTHORITY FOR ENDORSEMENT OF FARM LABOR HOUSING SITE

LETTER ENTERED INTO THE RECORD FROM DAVID HEACOCK

LETTER ENTERED INTO THE RECORD FROM PAT WILK

See SMB 18 Page 77 for copies.

PRESTON COLBY: COMPREHENSIVE PLAN ORDINANCE CONTAINING INTERGOVERNMENTAL COORDINATION ELEMENT ADDRESSES THIS ISSUE

L. E. SELPH - OFFERED NEW LOCATION SITE ACROSS FROM THE SCHOOL

PAT WILK - CONCERNS THAT WILL IMPACT THE CITY OF SEBRING

BOARD ATTORNEY - INTERLOCAL AGREEMENT WITH THE CITY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to table discussion on support of housing site until a workshop between the Housing Authority, the City and the County can be set. Upon roll call, all Commissioners voted aye. Motion carried.

RECOMMENDATION FROM APPOINTMENT TO HOUSING AUTHORITY

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to recommend to the Governor, the appointment of Mrs. Patricia Landress to the Housing Authority.

Preston Colby stated that the County should include the name of others to the Governor for appointment to allow for fairness and objectiveness. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 18 Page 78 for copy of resume. The County Administrator to relook for other appointments.

REINSTATEMENT OF LIBRARY POSITIONS

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the reinstatement of the Library Positions.

BILL JONES: PRISONER UPDATE REGARDING MEDICAL EXPENSE

ASSISTANT COUNTY ADMINISTRATOR: CAUTION OF BUDGET IMPACT

COMMISSIONER GENTRY - TIMING OF FUNDING

COMMISSIONER MAXCY - SUPPORT FOR THE LIBRARY POSITIONS

COUNTY ADMINISTRATOR - REQUEST TO NOT CONSIDER THE TIMING ISSUE

CLAYTON WOMER - QUESTIONS ABOUT VOLUNTEER WORKERS

COMMISSIONER VICKERS - CONSIDERATION FOR THE BOOKMOBILE

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 18 Page 79 for copy of request.

JEFF SCHARDT, DEPT OF NATURAL RESOURCES, AND TOM CHAMPEAU, GAME AND FISH COMMISSION: CAUSE AND EFFECT OF AQUATIC PLAN CONTROL ON HIGHLANDS COUNTY LAKES

Jeff Schardt, Department of Natural Resources explained that water lettuce, hydrilla and water hyacinth pose the biggest threat to the county lakes. The Aquatic Weed Control Program spends about 97 percent of its budget on those exotic plants. Mr. Schardt stated that other methods have been tested to control these plants but organic herbicides have proven to be the best for the environment as well as the most cost effective. Once the plants have been controlled in an area, regular spraying with reduced amounts of herbicides also lessens the overall cost. Tom Champeau, Regional Fisheries Administrator and Lt. Col. Greg Holder, Game and Fresh Water Fish Commission also participated in the discussion. Mr. Champeau stated that most of the problems with aquatic weeds and fish losses comes from the stabilization of Florida's unstable surface water levels. Mrs. Joan Pflueger insisted that population of small water creatures are down and the size of fish is smaller than normal. The state experts denied this claim. Mr. Schardt said that Lake Josephine is becoming more nutrient enriched, however the lake is not dying. The real pollutants in local lakes are the hydrilla, water lettuce and water hyacinth. They will cause more damage than any amount of spraying. The County Engineer addressed Mrs. Pflueger's concerns that airboats could damage nesting areas. He stated that the county airboat is not being allowed to travel along the shorelines at the end of the day. Public input was received from Mrs. Pflueger, Hank Kowalski and Kris Delaney.

**COMMENTS AND QUESTIONS:
CITIZENS NOT ON AGENDA**

Mr. Preston Colby thanked the County Engineer staff for the engineering at Lake Denton and the new trash cans. He suggested that placing a couple of signs pointing to the trash cans would be helpful. A workshop was suggested to address additional issues at Lake Denton.

Mr. Hank Kowalski expressed that he was disappointed when Commissioner Vickers was not present at last week's Board meeting.

Mr. Richard Conover of Avon Park presented Commissioner Vickers a copy of his statement at last week's meeting.

Mr. O. R. Pearson spoke to the Commission regarding the increase in Television Cable Rates. Commissioner Vickers stated that the Board will be looking at a copy of the new regulations.

Mr. Kris Delaney, representing the Heartland Environmental Council, Inc. and Mr. Michael K. Jackson, stated that he was here to serve a complaint against the Board, pursuant to Fl. Statues Sec. 163. Mr. Delaney presented the Board Attorney with a copy, and stated that he will file the original with Clerk of Courts, Luke Brooker. This complaint related to the County Resolution #93-17 dealing with the rezone of property.

See SMB 18 Page 80 for copy of agenda slips.

**COMMISSIONERS:
VICKERS: REPORT ON HURRICANE CONFERENCE**

See SMB 18 Page 81.

SUMMERS - LAKE PLACID HERITAGE DAY CELEBRATION AT STEWART PARK ON SATURDAY, JUNE 12, 1993. BENEFITS TO THE MURAL ASSOCIATION

GOSE - LETTER FROM HEARTLAND ENVIRONMENT COUNCIL, KISSIMMEE RIVER RESOLUTION: READ INTO THE RECORD BY THE CHAIRMAN

See SMB 18 Page 82.

The meeting adjourned at 1:29 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JUNE 8, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF:

Mr. Bill Jones presented the Daily Jail Log of Inmate Count for the period ending 6/8/93. See SMB 18 Page 83.

MEETINGS:

The Chairman read the noticed meetings into the record.

Mr. Don Hansen presented a hand-out of the "Keep Florida Beautiful" magazine. The cover was designed by his wife, Alice Hansen, and is a view from the Catwalk at Highlands Hammock. Mrs. Hansen was picked from numerous artist's to design the cover of the magazine. Commissioner Vickers added that Mrs. Hansen was also the winner of the contest for designing the logo for the 1993 Caladium Festival.

ACTION:

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

Acceptance of minutes of 5-24-93 Grievance Hearing and approval of 6-1-93 Regular Meeting.

Budget Amendments #92-93-136 and #92-93-139.

Approval of clients for Community Development Block Grant. See SMB 18 Page 84.

BOARD ATTORNEY: RECOMMENDATION FOR ORDINANCE ON FORTUNETELLERS

Motion by Commissioner Gentry, seconded by Commissioner Summers to set a Public Hearing date for July 13, 1993 to consider an Ordinance regulating Fortune Telling. Upon roll call, all Commissioners voted aye. Motion carried.

DCA SIGNED SETTLEMENT AGREEMENT

The Board Attorney stated that he will be providing the Settlement Agreement to the Clerk's office. The tentative Public Hearing dates for the Comp Plan will go before the Planning and Zoning Board on July 8th and July 12, 1993, and before the Board on July 22, and July 23, 1993 after 5:00 P. M. The County Administrator will check dates for scheduling.

ASSISTANT COUNTY ADMINISTRATOR - EMS DISCUSSIONS:

AIR MEDIVAC CORP. REQUEST FOR CERTIFICATE OF CONVENIENCE AND NECESSITY

ROBERT ROBARDS - PRESENTATION

See SMB 18 Page 85.

RICK WEIGAND, EMS DIRECTOR - NO EXCLUSIVE CERTIFICATE

COMMISSIONER VICKERS - SUGGESTION FOR AN INTERLOCAL AGREEMENT WITH HIGHLANDS COUNTY.

ASSISTANT COUNTY ADMINISTRATION:

Mr. Portz advised that step one would allow Mr. Robards to get the license and the details could be worked out later.

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize the issuance of Certificate of Convenience and Necessity. Upon roll call, all Commissioners voted aye. Motion carried.

REQUEST FROM CENTRAL FLORIDA PERFORMANCE ASSOCIATION

The Assistant County Administrator stated that a request was received from the Central Florida Performance Association to reduce the EMS fee level at the race track. Mr. Portz stated that the county is not in a position to grant this request. Mr. Richard Burbick, President of the Association appeared before the Board and explained the expensive fee problem. The EMS Director advised that if the County reduces its fees for one group, other groups will expect the same. The consensus of the Commission was to suggest that staff re-look at this issue.

COUNTY ADMINISTRATOR:

PANTHER HABITAT PROTECTION PLAN

MOTION ON DRAFT FLORIDA PANTHER HABITAT PROTECTION PLAN

JACKIE FAULS - RESOLUTIONS FROM NEIGHBORING COUNTIES IN OPPOSITION TO THE PLAN

COMMISSIONER VICKERS - PROGRAM - PANTHER'S USING UNDERGROUND OUTLET ON ALLIGATOR ALLEY

COMMISSIONER GENTRY - CONCERNS FOR THE AGRICULTURE GROWERS

The County Administrator suggested that we set up workshops to allow landowners to have input. The Commission directed staff to draft a Resolution opposing the plan as drafted, recommending that workshops be held, and additional consideration to land rights be included and made stronger.

COMMISSIONER VICKERS - UPDATE ON MEETING WITH CONGRESSMAN TOM LEWIS OPPOSING THE KISSIMMEE RIVER RESTORATION

See SMB 18 Page 86.

SUGGESTIONS ON IDEAS FOR JUNE 15 WORKSHOP-DISCUSSION

See SMB 18 Page 87.

The Commission gave a consensus to hold an informal budget workshop following the June 15th regular meeting. The workshop will be a very informal meeting between the Board and Department Heads to discuss the priorities and goals of the coming year. Commissioner Maxcy requested that all Board Members write down questions concerning each of the departments and their budgets.

The Chairman reminded the Commission of the scheduled County Administrator Workshop set for June 15, 1993. A former City Manager and County Administrator will be present to answer any questions.

COUNTY ADMINISTRATOR - REPORT ON SCHEDULING OF MEETING WITH THE COUNTY, CITY OF SEBRING, THE SCHOOL BOARD AND HOUSING AUTHORITY

SEBRING CITY COUNCIL - REPORT ON EUCALYPTUS PARKWAY AND HIGHLANDS AVENUE WIDENING PROJECT

The Commission directed the County Administrator to attend the Sebring City Council meeting and present an update on the requested projects.

ED BALDWIN - SUGGESTED RECYCLING PROJECT

The Board gave a consensus to the County Administrator to allow the Recycling Coordinator to use the Work-Release people on the week-ends to clean up county-maintained road right-of-ways.

CITIZENS NOT ON AGENDA:

EMMETT BENJAMIN - KOREAN WAR MEMORIAL IN HIGHLANDS COUNTY

Mr. Benjamin requested three acres of land, located at the Medal of Honor Park for an amphitheater, concrete seating for five hundred people with a small building in the front dedicated to the Korean War Veterans. Mr. Benjamin advised that the property would be the only cost to the taxpayer, as he can get sponsorship from the state. The Board suggested that Mr. Benjamin meet with the County Administrator and the Veterans Service Officer to work with local people and try to find a location.

RICHARD CONOVER - BUDGET HEARINGS

Mr. Richard Conover of Avon Park expressed discontent at how few people attend budget hearings. Mr. Conover suggested that people should not complain if they do not take the time to participate.

COMMISSIONERS:

VICKERS - REPORT ON HEALTH CARE TASK FORCE

A free clinic has been established with the assistance of HRS, and all other agencies to address concerns of people who are not covered by health care. The Clinic will be held at the Health Department one night a week or on Saturday morning and will consist of volunteer doctors, nurses and a director. The request is to get the support from the Board and allow their endorsement on the back of the information brochure that will be taken to the doctors. The name given to the Clinic is **Highlands County Stay Well Clinic**.

Motion by Commissioner Vickers, seconded by Commissioner Summers to endorse the Highlands County Stay Well Clinic. Upon roll call, all Commissioners voted aye. Motion carried.

MAXCY - BUDGET HEARINGS

MAXCY - UPDATE ON ORANGE BLOSSOM

The County Administrator presented information regarding the Orange Blossom meeting, and the proposed Tax District road paving.

SUMMERS - HERITAGE DAY CELEBRATION LAKE PLACID, SATURDAY JUNE 12, 1993

GOSE - THANKED COMMISSIONER MAXCY FOR BUDGET PARTICIPATION

The meeting adjourned at 11:04 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JUNE 15, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

**James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry**

**I.V. "Buddy" McKenzie
Carl Cool
J. Ross Macbeth
Louise Graham**

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Commissioner Guy Maxcy.

ANNOUNCEMENTS:

SHERIFF:

Col. Bill Jones from the Sheriff's Department presented the Daily Jail Log of Inmate Count for the period ending June 15, 1993. Col. Jones reported that the Sheriff's Supervisors have begun the D.D.I. Training that was offered through the SFCC. Mr. Jones stated that he sat through the four (4) hour course and found it to be very beneficial. He is recommending that all Sheriff employees be exposed to the course. See SMB 18 Page 89 for copy of population count.

CLERK:

Chief Deputy, Buddy McKenzie, reported that the Clerk is absent due to his attendance at a very important Court Clerks meeting.

The Chairman read the reported meetings into the record.

ADDITIONAL MEETINGS:

Commissioner Vickers reported a Recreational Committee meeting at the Ag-Center on 6/17/93 at 3:00 P. M.

Tom Portz reported two Insurance committee meetings in the Commissioners Conference Room - 6/16/93 at 9:30 A. M. to discuss Health Insurance and at 11:00 A. M. Liability Insurance.

Rick Lilyquist reported a FDOT and FHWA Highway Safety Meeting in the Boardroom on 6/16/93 at 10:00 A. M. pertaining to safety on US 27.

PRESENTATION OF FIRE EDUCATOR OF THE YEAR CERTIFICATE

Mr. Tim Eures, Fire Coordinator introduced Tom Higgins, Team Leader of the Fire Education Team. He reported that Mr. Higgins was awarded the Fire Educator of the year Honorable Mention. The Chairman presented the Certificate and commended Mr. Higgins for outstanding dedication through the fire safety education. See SMB 18 Page 90 for copy of certificate.

CERTIFICATE OF APPRECIATION PRESENTED TO THE COUNTY ENGINEER RICK LILYQUIST FROM THE SCHOOL BOARD FOR HIS HELP WITH FUTURE ENGINEERING STUDENT.

PROCLAMATION - SAFE BOATING WEEK

READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt the proclamation, proclaiming the week beginning June 13, 1993 as Safe Boating Week in Highlands County. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 20. Commission Gentry inquired if the Cable Company still runs the safe boating ads. Preston Colby advised that the Coast Guard has a series of public safety announcements that have not been aired locally. He will be responsible for acquiring the series and sending to the cable companies.

PROCLAMATION - AMATEUR RADIO WEEK

READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt the Amateur Radio Week Proclamation, designating the week of June 21-27, 1993 in recognition of Amateur Radio week. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 21.

COUNTY ADMINISTRATOR:

LETTER ENTERED INTO THE RECORD THANKING EMS PERSONNEL, MIKE MCCANN, BERNABE GONZALEZ AND MARK TODD FOR A JOB WELL DONE.

MONTHLY REPORTS HIGHLIGHTED BY CARL COOL.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION IN SEBRING COUNTRY ESTATES - RICK LILYQUIST

PROOF OF PUBLICATION ENTERED INTO THE RECORD

PETITIONER - GARY L. AND KATHY L. BREWER

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the easement vacation in Sebring Country Estates for the Easterly 5.00 feet of the Westerly 10.00 feet of Lot 8, Block 46, Sebring Country Estates, Section Two. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt the Resolution approving the vacation. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 22. See SMB 18 Page 91.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION IN PLACID LAKES - RICK LILYQUIST

PROOF OF PUBLICATION ENTERED INTO THE RECORD

PETITIONER - LOUIS A. SAVASTANO

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt the Resolution approving the vacation of a portion of Lots 30 and 31, Block 261, Placid Lakes Section Twenty. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 23. See SMB 18 Page 92.

The Chairman reported that the County Engineer was elected President of the Florida Association of Counties Engineer. He had the pleasure to perform the induction ceremony. Pictures were entered into the record of the ceremony.

CONSENT AGENDA:

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the Consent Agenda as follows:

Approval of minutes of 6-8-93 meeting

Accept into record May Monthly Reports

Approval of Mileage Voucher for Commissioner Summers. See SMB 18 Page 93.

Budget Amendments #92-93-150-154 and 156

Approval of Library position description. See SMB 18 Page 94.

Approval to pay the following duly authorized warrants:

Law Library	905.54
General	509,020.30
County Transportation Trust	16,970.47
5th/6th Cent State Gas Tax	2,911.46
Local Govt Infrastructure Surtax	97,743.77
Community Development Block Grant	25,902.22

Certificates of Indebtedness	3,787.50
1973 Refunding Certificates	104,700.00
Risk Retention	10,622.82
Employee Benefit	93,658.76
Special Payroll	20,604.42

Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER:

DNR CONTRACT AMENDMENT - #C-7868

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve DNR Contract Amendment - #C7868 for fiscal year 92/93 for the Aquatic Plant Control Grant Program. Upon roll call, all Commissioners voted aye. Motion carried.

HIGHWAY LIGHTING - SR-70/US-27 INTERSECTION

Motion by Commissioner Gentry, seconded by Commissioner Summers to assume the electric and maintenance costs and allow the FDOT to install Highway Lighting at the intersection of US 27 with State Road 70. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 95.

**BOARD ATTORNEY: RESOLUTION ON PANTHER HABITAT PROTECTION PLAN
LETTER ENTERED INTO THE RECORD FROM BEN HILL GRIFFIN III, STATING
CONCERNS**

RESOLUTION AMENDED AND READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Gentry, seconded by Commissioner Vickers to adopt Resolution #93-23, as amended by the Chairman.

**KRIS DELANEY - REQUEST FOR COMMITMENT BY THE BOARD IN SUPPORT OF
THE PANTHER HABITAT PLAN**

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 24.

The Chairman directed the County Administrator to send a copy of the Resolution to all agencies involved, and to write a letter to the US Fish and Wildlife and Florida Game and Fish requesting that they hold workshops, and invite the public to participate. Commissioner Vickers requested that staff invite the presenter from IfIS to participate. The Chairman suggested that the Workshop could be held in Lake Placid, and invite Glades County.

ASSISTANT COUNTY ADMINISTRATOR:

DISCUSSION OF NON-AD VALOREM ASSESSMENTS FY 93-94

The County Administrator advised that he has spoken with Mr. Sheets who works for David M. Griffith and Associates. The normal way for the county to proceed would be to issue an RFQ. The companies that are interested send in their qualification. The county would then review the firms that responded and short-list, and issue an RFP. Commissioner Gentry suggested that the Central Florida Regional Planning Council assist us in doing an economic impact in addition to other impact studies. Commissioner Vickers stated that she is totally opposed to postponing the assessment for F.Y. 1993-94. Motion by Commissioner Vickers to issue an RFQ for a Revenue Enhancement Study. The motion died for lack of a second.

DISCUSSION BY STAFF AND BOARD

The Assistant County Administrator stated that the window of opportunity has closed for F.Y. 1993-94. It would be 1994-95 if staff proceeds with the studies.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to

issue a request for qualifications for a Revenue Enhancement Study. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 96.

REQUEST TO CREATE ORDINANCE FOR COMMUNICATIONS SUPPORT

The Commission directed the County Administrator to set a Public Hearing date to consider an Ordinance in support of the intergovernmental radio communications Program, that includes two or more local agencies sharing radio communications support facilities. See SMB 18 Page 97.

REQUEST TO WAIVE AGENDA TO CONSIDER BUDGET AMENDMENT

Motion by Commissioner Gentry, seconded by Commissioner Summers to waive the Agenda to consider a budget amendment. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve budget amendment #92-93-161 for the payment of Court Appointed Attorney fees and professional services - Juvenile Attorney overrun for Circuit Court and reimbursement of costs associated with Drug Enforcement Program Grant. Upon roll call, all Commissioners voted aye. Motion carried.

LIABILITY INSURANCE REQUIREMENTS

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to authorize the County Administrator or designee to waive the Insurance Requirements mandated by the purchasing procedures. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

APPOINTMENTS TO CHILDREN'S SERVICES COUNCIL

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the appointments of Ed Barron, YMCA Director, Amanda Bouffard, M.D. County Health Department and Richard Farmer, Superintendent of Schools to the Children's Services Council. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 98 for copy of resumes.

REQUEST TO PETITION FOR ANNEXATION OF PROPERTY

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize the County Administrator to proceed with the annexation of the Minute Market into the City of Sebring, and to authorize reports on the Eucalyptus By-Pass, and the Highlands Avenue widening project. Upon roll call, all Commissioners voted aye. Motion carried.

FLORIDA ASSOCIATION OF COUNTIES MEETING

The County Administrator stated that DCA complemented Highlands County on several occasions at the convention.

PRESTON COLBY: REQUEST TO REPEAL RESOLUTION 93-17

The Board Attorney was directed to research Mr. Colby's concerns and reagenda on 6/29/93.

CITIZENS NOT ON AGENDA

Mr. Harold Owen presented questions regarding the cost of implementing the Comprehensive Plan, and informing the public of these costs. The Chairman advised that the County Administrator has meetings scheduled with Department Heads to earmark future information.

Mr. Fred Tagtmeier, Planning and Zoning Board and Chairman of the Board of Adjustments, stated that the decision making process is getting extremely complicated for the Board of Adjustment. There

are too many technicalities brought before the Board that are causing extreme problems. There is verbal threats of lawsuits, violation of Fl. Statutes. The Board is hearing zoning problems that should not be before the Board. The Board feels that they should have a full time Attorney to represent the Planning and Zoning Board, as well as the Board of Adjustments and to also work in areas of the Comp Plan for the county. After discussion by the Commission and Staff, the Board advised that the matter will be taken under advisement. Commissioner Maxcy suggested counseling to the Chairman, and apologized for the disruptive meeting.

COMMISSIONERS

Commissioner Maxcy apologized to the public in justification of the News Sun story regarding the Sheriff's budget.

Commissioner Vickers corrected the Recreation Committee meeting date to June 16, 1993 at the Agric-Civic Center. Time of meeting to be confirmed by calling.

Commissioner Summers reported on the Task Force on Teenage Drinking.

WORKSHOP: BUDGET PLANNING

SUGGESTIONS BY THE COUNTY ADMINISTRATOR

BOARD PRIORITIES DISCUSSION

- (1) 5% increase to Employees
- (2) Re-enforce Public Safety
- (3) To address Transportation

Commissioner Vickers suggested that her priority is Communication.

DEPARTMENT INPUT:

COUNTY EXTENSION: TIM HURNER - COST SAVINGS

- (1) Suggested that Landscaping be included in the cost of construction of buildings.
- (2) Down-link maintenance program - xeriscape

ROAD AND BRIDGE DEPARTMENT: VADEN POLLARD

- (1) Increase Truck Hauling Capacity
- (2) Add a Construction Crew and save \$150,000 per year
- (3) Savings at the Charlotte County Shell Pit
- (4) County Maintenance of Roads

LUNCH BREAK - 12:00 P. M. TO 1:00 P. M.

ROAD AND BRIDGE DIRECTOR CONTINUED:

- (5) General Discussion increase of county employees

VETERANS SERVICE - ROY CARR

- (1) Handling complaints
- (2) Business Contacts
- (3) County Wide Training
- (4) Cost Savings - Transportation Disadvantaged
- (5) Number of Military, Veteran, and VA serviced

HUMAN SERVICES DIRECTOR - KEVIN ROBERTS

- (1) Cost Savings - Medicaid Billings reduced
- (2) Health and Human Services shift back to the State
- (3) Participating in the Healthy Kids Program
- (4) Invest in Prevention Services
- (5) Resources Mothers Program

EMS DIRECTOR - RICHARD WEIGAND: (1) Elderly population - increase in calls 10 to 20% over 1992.

- (3) Purchase of drugs - federal-private sector
- (4) Vacation schedules

- (5) Transfers

EMERGENCY MANAGEMENT AND E911 - BRUCE SAVAGE

- (1) Communication upgrade
- (2) Long Range Planning
- (3) Moving out of facility to Jail
- (4) Public Safety Department with Director
- (5) Contacting other counties

FIRE COORDINATOR - TIM EURES

- (1) More Fire Inspectors out in the field
- (2) Charge for inspections
- (3) Prevention and detection
- (4) County-Wide Fire Protection

ANIMAL CONTROL - KEITH ALBRITTON

- (1) 10% increase over last year
- (2) Growth in the County
- (3) School Awareness
- (4) Traps
- (5) Destruction number of animals

PERSONNEL DIRECTOR - PHIL WICKSTROM

- (1) Money Saving - DDI Program
- (2) Training - Sexual Harassment
- (3) Prevention
- (4) Drug Testing
- (5) Legislation - ADA and Family Leave Act
- (6) Personnel Manual

The Chairman advised that the time was now 2:30 P. M. and the budget workshop would be continued at next weeks meeting.

WORKSHOP: COUNTY ADMINISTRATOR FORM OF GOVERNMENT - DICK SIMMONS AND RAY JACKSON, FLORIDA ASSOCIATION OF CITY AND COUNTY MANAGERS

After a two year period with the Administrator form of Government, the Commission directed staff to set a workshop to assess the operation. Dick Simmons, a former City Manager with sixteen (16) years experience with West Palm Beach, and Ray Jackson, County Administrator of Polk County participated and answered questions from staff and Commission. Some topics of discussion were as follows:

- (1) Range Rider Program
- (2) County Administrator delegates hiring and firing
- (3) Confirms appointments
- (4) Explanation of Grievance Procedures
- (5) Senior Retirement
- (6) Advisory Committee's
- (7) Budget Process
- (8) Upper Management Positions
- (9) Payment of invoices without purchase order
- (10) Public Information Officer
- (11) Public Input at Board meetings
- (12) Millage Increase

The Chairman thanked the participants for an enlightening workshop.

The meeting adjourned at 4:00 P. M.

Chairman

Attest: _____

Clerk

REGULAR MEETING OF THE BOARD, JUNE 22, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by L. E. "Luke" Luke Brooker, Clerk of Courts.

ANNOUNCEMENTS:

SHERIFF:

Col. Bill Jones presented the Daily Jail Log of Inmate Count for the period ending 6/22/93. He reported that the Department is over the cap with the count at 187. The Department is working on releasing as many as possible to bring the count down. See SMB 18 Page 101. The Chairman suggested that maybe the operation could work in shifts. Col Jones advised that the regulation dealt with the amount of space for each prisoner. The County Administrator reported that the proposed contract for the Jail has been sent to the Architect. After they have reviewed it, then it will come back before the Board. The first reading of the closing of the Alley was held last Tuesday. Staff is proceeding with the addition as soon as possible.

MEETINGS:

The Chairman read the reported meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

COUNTY ADMINISTRATOR - N.R.A. COMMITTEE MEETING AT THE AGRI-CIVIC CENTER ON 6/23/93 AT 4:00 P. M.

RECEIVED FROM THE 10TH JUDICIAL CIRCUIT - ANNUAL REPORT FOR REVIEW
RECEIVED FROM THE CLERK'S OFFICE - ANNUAL REPORT WITH THE AUDIT REVIEW LISTED

CHAIRMAN-REQUEST FROM THE SCHOOL BOARD TO MEET WITH THEIR BOARD ON 7/15/93 REGARDING REAPPORTIONMENT

VICKERS - REQUEST BOARD ATTORNEY ATTEND PLANNING AND ZONING HEARINGS

LETTER OF APPRECIATION ENTERED INTO THE RECORD FROM THE WEST CENTRAL FLORIDA AGING AGENCY THANKING THE BOARD FOR HOSTING THE "OLDER AMERICAN ACT" PUBLIC HEARING

PUBLIC HEARING TO CONSIDER ZONING HEARING - GARY LOWER

HEARING #1310 - LORESA GAY LEWIS, PAUL TOPPER, HELEN M. SUMMERS ESTATE, EUGENE E SUMMERS, LARRY AND MELODY STRICKLIN, HAYWARD F. AND ANNA E. HARRISON, ANNA L. AND L. V. HARRISON: GLENADA HILLS SUBDIVISION.

Requesting a zoning change from R-1 (Single Family Residential) to M-I-S (Mobile Home and Residential Subdivision. M-1-S zoning district will conform with the present use of the block.

Proof of Publication entered into the record. See SMB 18 Page 102. Staff reports presented by the Zoning Supervisor.

PUBLIC INPUT:

Mr. Richard Conover asked if the replacement of the mobile home would be with another mobile home or a conventional house. He also questioned a voting member participating. The Chairman responded that the member voting was not voting on his respective mobile park, and the replacement would be another mobile home.

Mr. Preston Colby advised the Commission that the Resolution of 8-18-70 adopting the Planning and Zoning Codes and Zoning Board of Adjustment has not been certified by the Secretary of State and is not legal.

The Board Attorney responded that because Mr. Colby has not been able to obtain certain documents from either the county or state does not mean the laws are not valid.
If there are any errors the Board will correct them.

Mr. Kris Delaney suggested that a research of the minutes might correct the uncertainty.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the recommendations of the Planning and Zoning Commission to approve Hearing #1310. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt Resolution #93-24, affirming the action on the proposed zoning change. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 25.

PUBLIC HEARING TO CONSIDER PURCHASE OF PROPERTY: CITY OF SEBRING ENGLEWOOD PARK SUBDIVISION

PROOF OF PUBLICATION ENTERED INTO THE RECORD.

See SMB 18 Page 103.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve purchase of the property in the amount of \$44,000. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

**Approval of minutes of 6-15-93 meeting
Budget Amendments #92-93-162 and 165**

Upon roll call, all Commissioners voted aye. The motion carried.

CONTINUATION OF THE BUDGET WORKSHOP:

MARY LAMAR - GENERAL SERVICES SUPERVISOR

NO PRIMARY CONCERNS - OPERATING EFFICIENTLY - KEEPING UP WITH CURRENT TRENDS - PRICE INCREASE OVER A FIVE-YEAR PERIOD

UP-GRADING OF TELEPHONE SYSTEMS

GAS SYSTEM OPERATION - WORKING WITH THE SCHOOL BOARD

COMPETING WITH ALL COMPANIES

LARRY SHARPE - SOIL CONSERVATION

PRIORITY WORK LOAD FOR NEXT YEAR

IRRIGATION AND WATER CONSERVATION

GROWERS CONVERTING TO EFFECTIVE IRRIGATION SYSTEM

WATER QUALITY - NUTRIENT RUN-OFF PROBLEM - WORKING WITH DAIRIES

GROUP SWIM PERMIT - BEST MANAGEMENT PRACTICES

GRAZING PLANS ESTABLISHED

CRACKER TRAIL ENVIRONMENTAL CONCERNS

WETLANDS

DISASTER RELIEF PROGRAM - DADE COUNTY

URBAN AGRICULTURE

BETTY NEALE - ECONOMIC DEVELOPMENT

PROGRESS REPORT AND PRIORITIES FOR COMING YEAR

EFFECTIVE PLANNING

UPGRADING EQUIPMENT AND STAFF TRAINING

**BARTOW AGRICULTURE BUSINESS
SHOW AND TELL WORKSHOP - TALLAHASSEE
BUSINESS AND INDUSTRY PROGRAM
BUSINESS AND DEVELOPMENT WEEK
COMMUNITY AWARENESS**

COL. JONES, SHERIFF'S DEPARTMENT: CONTRACT HEALTH CARE FOR INMATES
The Commission gave the Sheriff's Department a consensus to proceed with an RFP to hire a private insurance carrier to administer a policy for prisoners.

Col. Jones stated that less than \$14,000 remains in the budget for inmate health care, and he estimates the total could reach as much as \$450,000 even if the office is not hit with any large bills.

He has recently received a proposal that would pay up to \$5,000 in medical costs for inmate care. Mr. Jones stated that an administrator for the insurance program would help cut down on the paying of medical bills that the county should not have to cover.

The County Administrator advised that he will work with the Sheriff's Department and other agencies to put information together and report back.

**COUNTY ADMINISTRATOR:
DISCUSSION OF RFP FOR LABOR LAW FIRM**

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the request to issue an RFP to retain a qualified law firm that specializes in labor law. Upon roll call, Commissioner Maxcy voted nay. All other Commissioners voted aye. The motion carried.

CONSIDERATION OF FIREWORKS DISPLAY POLICY

Motion by Commissioner Gentry, seconded by Commissioner Vickers to adopt the proposed Fireworks Display Policy.

Preston Colby questioned what provisions we are regulating or exempting Fire Works. Ed Brown, Fire Inspector, stated that this policy does not pertain to sparklers. It pertains to an actual display using mortar rounds. This is regulated by the state. Upon roll call, all Commissioners voted aye. The motion carried

**APPOINTMENTS TO HISTORIC PRESERVATION COMMISSION
CONDITIONS OF THE ORDINANCE READ INTO THE RECORD BY THE COUNTY
ADMINISTRATOR:**

**MARIE BOLEY - REPRESENTING REAL ESTATE - SERVING THROUGH 6/30/94
JIM FITCH - REPRESENTING ARCHEOLOGY - SERVING THROUGH 6/30/96
DONALD "JET" HANSEN - REPRESENTING PLANNING - SERVING THROUGH
6/30/95
SHELIA A. KLEIN - REPRESENTING URBAN PLANNING - SERVING THROUGH
6/30/96
MARGUERITE SKIPPER - REPRESENTING ACCOUNTING - SERVING THROUGH
6/30/97
LEON TOLAR - REPRESENTING HISTORY - SERVING THROUGH 6/30/95
BETTES V. LAMB - REPRESENTING HISTORY - SERVING THROUGH 6/30/94**

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve appointments of the Historic Preservation Commission as proposed by the County Administrator with their terms and classifications. Upon roll call, all Commissioners voted aye. Motion carried.

DISCUSSION OF CONTRACT FOR SURVEY OF COURTHOUSE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to accept the revised proposal as submitted from Renker-Eich-Parks Architects for the survey of the Courthouse. Upon roll call,

Commissioner Summers and Maxcy voted nay. All other Commissioners voted aye. The motion carried. See SMB 18 Page 106.

MEETING WITH CITY OF SEBRING: HIGHLANDS AVENUE PROJECT

Motion by Commissioner Gentry, seconded by Commissioner Vickers to proceed with the Highlands Avenue Sidewalk Project. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 107.

PRESENTATION OF COST ESTIMATE ON COMP PLAN

ESTIMATED COST-COUNTY ADMINISTRATOR. SEE SMB 18 PAGE 108.

VESTING FEE TO OFFSET STAFF COSTS

CONSERVATION OVERLAY MAP UPDATE

SUMMERS - COST OF EMPLOYEES FOR PLANNING

The consensus of the Commission was to hold a workshop on Friday, July 2, 1993 at 9:00 A. M. and invite the Chambers, public and all elected officials who have concerns.

RECOMMENDATIONS ON LEGAL COUNSEL FOR PLANNING AND ZONING AND ZONING BOARD OF ADJUSTMENTS

The County Administrator responded to a request by Zoning Board Chairman, Fred Tagtmeier, for full-time legal counsel.

He stated that the legal requirements of the boards involved a little over two hours per month. He felt that was too small to justify a full-time attorney. The Commission directed the Board Attorney to serve on the Planning and Zoning Board and the Zoning Board of Adjustment.

See SMB 18 Page 108 for justification of hours.

The County Administrator reported that he received a letter from Maureen McKeever of Florida Power Corporation inviting all Board of County Commissioners to be her guests at the noon Rotary Club at the Sebring Civic Center on 8/10/93 to hear a presentation on how the route of the 230,000 volt transmission line was chosen, E.M.F., and what effect the powerline will have on the people and environment of the county. The Chairman directed the County Administrator to try and set up a workshop for the public in the Boardroom for that Tuesday afternoon.

The County Administrator reported an "Equipment Show" at the West Sebring Fire Department on 6/26/93 from 8:30 A. M. until 1:30 P. M.

COMMENTS AND QUESTIONS:

PRESTON COLBY: COMP PLAN ADOPTION

REQUEST FOR PROOF OF PUBLICATION FOR ADOPTION OF COMPREHENSIVE PLAN

RFP-MEDICAL PLAN ADMINISTRATOR - COSTS INVOLVED

INSURANCE COMMISSIONS - ETHICAL CONFLICTS

Commissioner Maxcy advised that recommendations will be brought back next week after the Liability Insurance meeting is held. He suggested that the Committee is looking into all areas, and that includes issuing of RFP's to independent carriers. The Assistant County Administrator reported that no one is trying to defer action. The Committee is trying to come up with a completed work plan.

See SMB 18 Page 109 for copy of agenda slips.

COMMISSIONERS:

GENTRY: LETTER FROM THE PRESIDENT OF SEBRING CITY COUNCIL

Mr. Maxcy suggested that he would like to have the feelings known from each City Council member. Commissioner Gentry stated that she did not like the tone of the letter, and most of this information has been furnished previously. The Board Attorney reported that the information can be furnished, and opinions may be answered also. Commissioner Gentry noted that the request should be sewer and water and none of the questions are relative to that factor.

Commissioner Vickers suggested that she will not be present and feels that it will be a media event. Barry Foster, speaking as a private citizen, felt that people were afraid to speak out, as they might be quoted in the newspaper. After all the people had left the meeting, Mr. Heacock came back and ask for sewer and water. He feels that there is a hidden agenda.

The Board directed the County Administrator to postpone the workshop on June 30, 1993, and request that Farmers Home attend the meeting on June 29, 1993 to answer questions regarding the site and then the Commission can offer support to them. See SMB 18 Page 110 for copy of letter.

VICKERS - DIRECTION ON THE ATTENDANCE OF THE BOARD ATTORNEY TO PROVIDE LEGAL ASSISTANCE TO THE ZONING BOARD AND THE BOARD OF ADJUSTMENT: DISCUSSION

SUN'N LAKE OF SEBRING IMPROVEMENT DISTRICT

Ms. Donna B. Whittington, Interim General Manager requested an extension for submission of their budget until 8/1/93, due to the absence of two supervisors.

The Chairman informed the County Administrator to contact the District and inform them that it is not legal, or to receive counsel from the Board Attorney regarding the matter. See SMB 18 Page 111 for copy.

The meeting adjourned at 12:55 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JUNE 29, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by The County Engineer, Rick Lilyquist.

ANNOUNCEMENTS:

SHERIFF

Col. Bill Jones presented the Daily Jail Log of Inmate Count for the period ending 6/29/93. See SMB 18 Page 112.

MEETINGS:

The Chairman read the reported meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

The County Administrator reported a meeting with the Audit Selection Committee on 6/30/93 at 1:30 P. M. in the Conference Room. A meeting of the Committee on the Towing Ordinance is scheduled for 6/30/93 at 5:00. P. M.

Commissioner Vickers reported a meeting of the Historic Preservation Commission on Thursday July 8, 1993 at 5:00 P. M. in the Boardroom.

The County Administrator read a letter into the record from the Sheriff's Department in Citrus County commending Highlands County for their Peace Time Emergency Plan. The Chairman suggested that the Personnel Director place a copy of the letter in the file of Bruce Savage, Emergency Management Director.

ACTION:

HISTORIC PRESERVATION COMMISSION: OATHS OF OFFICE

Commissioner Vickers introduced newly elected members of the Historic Preservation Commission as follows:

**MARIE BOLEY; JIM FITCH; SHELIA A. KLEIN;
MARGUERITE SKIPPER; BETTES V. LAMB**

Two other members, Leon Tolar and Donald "Jet" Hansen were unable to attend the meeting. The floor was relinquished to the Clerk of Courts, Luke Brooker. Mr. Brooker administered the Oaths of Office to the new members.

The Board Attorney explained the procedures for requiring the Oaths of Office. This Board has very broad sweeping powers that it exercises in its function, and has final decision making authority on certain matters. The Oaths of Office are filed with the Clerk's office, and certified by the Secretary of State.

ATTORNEY JIM MCCOLLUM: SCHOOL BOARD JOINT MEETING

The Chairman requested a rescheduling of the July 15, 1993 meeting for Wednesday August 4, 1993 at 5:30 P. M.

CONSENT AGENDA:

Motion by Commissioner Vickers, seconded by Commissioner Gentry to

approve the Consent Agenda as follows:

**Approval of minutes of meeting 6-22-93
Budget amendment #92-93-166 and 167
Lakeshore Mall Annual Monitoring Report. See SMB 18 Page 113**

**Resolution to establish Public Hearing date for July 27, 1993,
to consider closing a portion of a road in Block 85 of Desoto
City, Second Subdivision for William L. Black. See Res. Book
8 Page 30.**

**Variance Request - Whispering Pines Baptist Church. See SMB
18 Page 114.**

Mr. Richard Conover from Avon Park requested the date of completion of Phase I for the Lakeshore Mall. The County Engineer advised that there is no time frame for completion of Phase I. The Development Order is for a time period of ten years. There will be some switching around of Phase II.

Upon roll call, all Commissioners voted aye. The motion carried.

PERSONNEL DIRECTOR: PROPOSED CHANGES TO PERSONNEL RULES AND REGULATIONS

Mr. Phil Wickstrom presented a brief overview of the accomplishment of the revision to the manual. The primary changes were in the Agreements and Discipline Section (A-10). The Grievance procedure has been completely changed, spelling out step by step if there is a problem with an individual dealing with his supervisor. The Grievance procedure stops with the County Administrator.

Another addition that is a major change to the policy is the Sexual Harassment Policy. Commissioner Vickers requested information dealing with employee petitions. The Board Attorney suggested that we have to be careful with First Amendment Rights. The Chairman presented questions regarding the appointment of a standing committee for grievance hearings, and also Group II offenses.

Mr. Wickstrom advised that he will be bringing back the new evaluation forms next week. Other interested items on the agenda for discussion is dress code, tuition assistance, and putting together a personnel handbook. Commission Gentry suggested that employees read and sign the handbook.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the changes to the Personnel Rules and Regulations as corrected. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 115 for copy.

COUNTY ENGINEER:

ISTOKPOGA PARK BIDS #93-52

Motion by Commissioner Vickers, seconded by Commissioner Gentry to pursue the additional funds through DNR, approve a budget amendment and to award the contract to Spring Lake Services in the amount of \$254,402.91 for the Istokpoga Park construction project. The Assistant County Administrator pointed out that we are revising the CIP Plan. The County Engineer addressed the flow of funds. Upon roll call, Commissioners Summers and Maxcy voted nay. All other Commissioners voted aye. The motion carried. See SMB 18 Page 116 for copy of bids.

BUCKHORN ROAD: RESOLUTION/QUIT CLAIM DEED

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt the Resolution, authorizing the Chairman to execute the Deed for the paving of Buckhorn Road. Corrections to the Resolution to include the changing of the Board's address and the addition of:

Whereas, Lykes has agreed to convey a certain portion of the Buckhorn Road right-of-way and \$6,490.43 to Highlands County in consideration of the County's paving and maintenance. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 18 Page 117. See Res. Book 8 Page 31.

BOARD ATTORNEY: RECOMMENDATION ON EXPERT WITNESS TO EVALUATE PUBLIC DEFENDER EXPLANATION

Motion by Commissioner Gentry, seconded by Commissioner Summers to accept the recommendations of the Board Attorney to share in the cost of retaining an expert to evaluate the Appellate Public Defender's office procedure relative to Expert Witness fees. The cost amount for our county is \$960.00. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 119.

TOWN OF LAKE PLACID INTERLOCAL AGREEMENT ON RECREATION

The Chairman suggested that this item be placed on the agenda for next Tuesday.

PRESTON COLBY: QUESTIONS PERTAINING TO ZONING CODES

The Board Attorney advised that after researching records going back over twenty years, findings indicate that the codes were adopted properly. The Chairman stated that he is satisfied and if someone wishes further information, they can talk to Mr. Macbeth.

HEARTLAND ENVIRONMENTAL COUNCIL: COMPLAINT FILED WITH DCA

The Board Attorney received a copy of the Complaint by fax from Roger Wilburn of DCA. Mr. Macbeth stated that he has not had time to analyze the paperwork. He reviewed with the Commission the plan of action of responding to the complaint. He does not expect any court action to be filed. The Chairman stated that Mr. Wilburn called and apologized for releasing documents that were not made available to the Commission first. The County Administrator shared information on the schedule of the LDR's.

Kris Delaney stated that the complaint does not relate to the consistency of the LDR's with the Plan. The Chairman advised Mr. Delaney that he was extremely disappointed with his actions. After discussion, Commissioner Gentry suggested that the matter was of legal nature and should be left in the hands of the Attorney.

ASSISTANT COUNTY ADMINISTRATOR:

The Assistant County Administrator stated that negotiations have been completed with the Architect for the Jail addition. The final proposal was faxed and a response should be available by next week.

INSURANCE COMMITTEE RECOMMENDATIONS

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the recommendations of the Insurance Committee as reviewed by Assistant County Administrator. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 120.

Mr. Portz also pointed out that two other items the Board should be aware of is to include a delay of ninety days for any RFP for Cafeteria Plan, and no recommendations have been reached for the Liability requirement.

COUNTY ADMINISTRATOR:

REPORT ON FARMERS HOME ADMINISTRATION MEETING

The County Administrator contacted Mr. Greg Carruthers of Farmers Home Administration. He will attend the Board meeting of July 6, 1993 to answer any questions regarding sites. Mr. Cool stated that

he has also contacted Bob Hoffman from the City of Sebring and Mr. Selph to have them attend the meeting. Mr. David Heacock will be unable to attend. Mr. Cool reviewed some of the information regarding criteria for sites. Discussion will be continued next week.

REQUEST ACCEPTANCE OF FREE SEMI-TRAILER

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the donated trailer from the Kash-n-Karry Corporation in Tampa to be used for disaster relief by the county. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 121.

RICHARD L. HALPERN: REQUEST TO BUILD MAIN ROAD IN SEBRING HIGHLANDS

A letter was received from Mr. Halpern requesting postponement of this item.

IRENE KNUTSON: UPDATE

Request to return money back to the owners as of January 1, 1993. The intent of the Chairman is to return to the owners.

COMMENTS AND QUESTIONS

Richard Conover of Avon Park suggested a clip on microphone for the Board Attorney.

Mr. Conover thanked the Commission for the display of plaques in the Boardroom that included the 1990's.

See SMB 18 Page 122 for copy of agenda slips.

COMMISSIONERS:

GENTRY - REPLACEMENT OF BILL SPEARS - ZONING BOARD AND ZONING BOARD OF ADJUSTMENT

Consensus to agenda appointment for next week.

QUESTION ON WHY STATE ASKING COUNTY TO FUND OVERTIME FOR COURT REPORTERS

MAXCY:

SHARING JAIL FACILITIES WITH OTHER COUNTIES

VICKERS - APOLOGIZED FOR BEING UNABLE TO ATTEND THE FRIDAY WORKSHOP

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JULY 6, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose	L. E. "Luke" Brooker
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
C. Guy Maxcy	Louise Graham
Doris Gentry	

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Commissioner Doris Gentry.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 7/6/93. See SMB 18 Page 123.

The Chairman read the reported meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

The Chairman reported that Senator John McKay will be present in the Board of County Commissioners Room on Wednesday July 8, 1993 from 1:30 P. M. until 2:30 P. M. to answer any concerns.

ACTION:

CONSENT AGENDA

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

Approval of minutes of 6-29-93 meeting, with a correction to Book 15 Page 361, to change the spelling of Mr. Bill Speers name.

Adoption of new Evaluation Form. See SMB 18 Page 124.

Variance Request - The Country Club of Sebring. See SMB 18 Page 125.

Parks Department - Budget Amendment

Approval to pay the following duly authorized warrants:

Law Library	73.11
General	1,330,844.98
County Transportation Trust	30,089.41
5th/6th Cent Gas Tax	6,496.27
"E911" Emergency Telephone	9,512.00
"E911" Operations	17,973.73
Local Govt Infrastructure Surtax	298,518.76
Community Development Block Grant	10.34
Risk Retention	5,197.59
Employee Benefit	74,378.61
Tax Deed Surplus	3,385.62
Special Payroll	141,828.97

Upon roll call, all Commissioners voted aye. The motion carried.

GREG CARUTHERS, FARMERS' HOME ADMINISTRATION

Mr. Caruthers presented the Farmers' Home Administration criteria for site selection. Among the criteria for the housing placement are proximity to shopping and schools, environmental concerns and the availability of paved streets, sewer and water. The housing cannot be placed in areas dominated by a single racial group. Mr. Caruthers stated that two other sites in Sebring were deemed appropriate along with the Fred Wild Site.

Public input was received in opposition from Beverly Ragland regarding the site. L. E. Selph, owner of one of the proposed sites expressed his concern for the chosen site. Other citizens voiced discontent about the increase in traffic in that area. Pat Wilk, Sebring City Council President, stated that the authority has not been provided all the facts.

Rev. W. C. Holden, Vice-Chairman, of the Housing Authority requested support for the proposed site. A delay could cause the County to lose the two million dollars designated in the 1992-93 fiscal year for which it was approved. Suggestions were received from Mrs. Ruth Handley, Ellene Fields, Carol Solis and Loretta Stevens.

After discussion, a motion was made by Commissioner Gentry, and seconded by Commissioner Summers to ask the Sebring City Council to provide sewer and water; to work with County Staff and to appoint a sub-committee to review additional sites. Upon roll call, all Commissioners voted aye. The motion carried.

LUNCH BREAK - 12:30 P. M. TO 1:30 P. M.

PLANNING DIRECTOR: REPLACEMENT CANDIDATES FOR LDR TASK FORCE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to appoint Mr. Jim Bible as the environmental representative to the LDR Task Force and to seek alternates for Mr. R. Greg Harris and Mr. Paul Ebersbach. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 126 for copy of resume .

ASSISTANT COUNTY ADMINISTRATOR: ARCHITECTURAL SERVICES AGREEMENT, AMENDMENT I:

CHRONOLOGICAL HISTORY OF ARCHITECT CONTRACT - JAIL EXPANSION

See SMB 18 Page 127.

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize the execution of the Architectural Services Agreement, Amendment 1. Upon roll call, all Commissioners voted aye. Motion carried.

DISCUSSION - RFQ - ALTERNATIVE REVENUE SOURCE

PROPOSED BUDGET FOR REVIEW AT NEXT WEEK'S MEETING.

COUNTY ENGINEER: IMPROVEMENTS TO CR-17 AT SMOAK BRIDGE/RESOLUTION ADOPTION AND JPA EXECUTION

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution #93-27 authorizing the Chairman to execute the Joint Project Agreement with the FDOT that will commit the County acquisition of right-of-way and the demolition of the existing Smoak Bridge for the 96-97 fiscal year. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 31.

BOARD ATTORNEY: INTERLOCAL AGREEMENT WITH LAKE PLACID FOR RECREATION INFRASTRUCTURE

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Interlocal Agreement with the Town of Lake Placid for the improvements of public facilities. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR: CONSIDERATION TO WIDEN A PORTION OF LAKEVIEW DRIVE

Motion by Commissioner Vickers, seconded by Commissioner Summers to approve participation in the Lakeview Drive widening project from Park to Pine Street upon the recommendation of the County Administrator. The Board's part of the expense is estimated at \$55,000. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 127. The Chairman requested that the

County Engineer take a look at widening Milakee Street.

ROY WHITTON, VETERANS COUNCIL: PETITION FOR MEMORIAL TO U.S.S. HIGHLANDS

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve the petition to allow the Fleet Reserve Branch 173 to place a lasting memorial to the U.S.S Highlands and its crew in time for the unit's reunion on October 5, 1993. The appropriate location of the Memorial should be the Courthouse Grounds. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 128.

JOYCE O'STEEN: REQUEST FOR MAINTENANCE OF EAGLE NEST DRIVE

Mr. Arnold O'steen appeared before the Commission with a request for road maintenance of Eagle Nest Drive. Pictures were presented as evidence that the county crews had at one time spread clay on the road. The County Administrator reviewed with the Board the adopted policy for accepting roads for county maintenance. He advised that there is only a twenty-five foot right-of-way, and the policy calls for a fifty foot right-of-way. The Board Attorney reported that according to statutes if the County crews accidentally put clay on the Road, that does not mean that the Board has approved to take the road over for maintenance.

Motion by Commissioner Maxcy, seconded by Commissioner Summers to place shell rock on the Eagle Nest Road and let Mr. O'steen spread it.

The County Engineer recommended the Board address the safety concerns, and try to purchase right-of-way.

The Chairman suggested that if the County put shell on the road they should take it over for maintenance.

Mr. Clayton Womer agreed that Attorney Dunty had in the past informed the Board if the County equipment touched a road it was automatically taken over for county maintenance.

Motion by Commissioner Gentry to table this issue until next Tuesday in order to obtain further information. Commissioner Vickers seconded the motion. Upon roll call, Commissioners Gentry and Vickers voted aye. All other Commissioners voted nay. The motion did not carry.

Commissioner Maxcy withdrew his motion. Commissioner Summers withdrew his second.

Motion by Commissioner Maxcy, seconded by Commissioner Summers to accept the road for county maintenance. The Board Attorney advised that the County Engineer would need to go out and assess the Road for safety features. The County Administrator stated that the road would not meet design standards. The Chairman suggested that the motion be withdrawn and allow the County Engineer and the Road and Bridge Director bring back recommendations at next weeks meeting. Commissioner Maxcy and Commissioner Summers withdrew their motion. See SMB 18 Page 129 for copy of request. The Chairman also requested staff place Eighth Avenue on the list.

COMMISSIONERS:

MAXCY - REPORT ON LAKE JACKSON HEIGHTS

GOSE - DIRECTION TO COUNTY ADMINISTRATOR TO CONTACT GAINESVILLE AND JOIN COLLATION

The meeting adjourned at 3:00 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JULY 13, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Carl Cool, County Administrator.

SHERIFF

Mr. Jim Rodgers, representing the Highlands County Sheriff's Department, presented the Daily Jail Log of Inmate Count for the period ending 7/13/93. See SMB 18 Page 132.

CLERK

Mr. Luke Brooker, Clerk reported that the Committee for Auditing Services met on July 12, 1993 under the leadership of Commissioner Summers. Several firms submitted a Proposal for an RFP. The Committee will be meeting again on 7/15/93 to short-list three firms that will be considered for interview.

MEETINGS:

The Chairman read the reported meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

The County Administrator reported that the Planning and Zoning Commission meeting that was held on July 12, 1993 was continued until July 19, 1993 at 5:30 P. M.

The Audit Selection Interviews for the three firms that will be short-listed are scheduled for 7/19/93 at 1:30 P. M. in the Boardroom, pursuant to what decisions are made by the committee on 7/15/93.

The County Administrator reported that forty-one tons of garbage and debris was cleaned up by the work-release people over the weekend. Mr. Cool also reported that County staff participated at the Sebring City Council Solid Waste meeting and were commended on their participation, and the County's Solid Waste System.

PUBLIC HEARING TO CONSIDER AN ORDINANCE REPEALING ARTICLE III OF CHAPTER 4.7 OF THE CODE OF ORDINANCES, PERTAINING TO THE ELIMINATION OR REPAIR OF UNSAFE BUILDINGS.

PROOF OF PUBLICATION ENTERED INTO THE RECORD BY THE COUNTY ADMINISTRATOR

See SMB 18 Page 133.

CAPTIONS READ INTO THE RECORD BY THE BOARD ATTORNEY

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Ordinance repealing Article III of Chapter 4.7 of the Code of Ordinances, pertaining to the elimination or repair of unsafe buildings. Upon roll call, all Commissioners voted aye. Motion carried.

PUBLIC HEARING TO CONSIDER AN ORDINANCE PROVIDING FOR ASSESSMENT OF AN ADDITIONAL SURCHARGE OF \$12.50 FOR EACH MOVING TRAFFIC VIOLATION.

PROOF OF PUBLICATION ENTERED INTO THE RECORD BY THE COUNTY ADMINISTRATOR

See SMB 18 Page 134.

**READ INTO THE RECORD BY THE BOARD ATTORNEY
ASSISTANT COUNTY ADMINISTRATOR - UTILIZATION OF FUNDS - ESTIMATION
OF REVENUE \$80,000.**

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the Ordinance as read.

Upon roll call, all Commissioners voted aye. Motion carried.

**PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING CHAPTER 6 OF THE
CODE OF ORDINANCES, RELATING TO OCCUPATIONAL LICENSE TAXES
PERTAINING TO PSYCHICS
PROOF OF PUBLICATION ENTERED INTO THE RECORD BY THE COUNTY
ADMINISTRATOR**

See SMB 18 Page 135.

**READ INTO THE RECORD BY THE BOARD ATTORNEY
CODE ENFORCEMENT OFFICER - SUPPORTIVE INFORMATION SUPPLIED BY THE
NATIONAL ASSOCIATION OF BUNCO INVESTIGATORS AND THE TAMPA POLICE
DEPARTMENT - DETECTIVE LEROY BLACK
VIDEO PRESENTATION IN SUPPORT OF THE ORDINANCE**

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt Ordinance amending Chapter 6 of the Code of Ordinances, relating to occupational license taxes pertaining to psychics. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

- Approval of minutes of 7-6-93 meeting.**
- Budget Amendments #92-93-173, #92-93-181 and #92-93-182**
- Oak Brook Subdivision Plat Recording. See SMB 18 Page 136.**

Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER: EAGLE NEST DRIVE

The County Engineer recommended that the Commission accept this road for county maintenance, only after obtaining an additional 25-foot right-of-way.

**LETTER FROM THE ROAD AND BRIDGE DIRECTOR - POLICY ON ACCEPTING
ROADS FOR MAINTENANCE - COST ESTIMATE**

See SMB 18 Page 137

The County Administrator reported that Mr. Lykes was not interested in selling property for a right-of-way. Pictures were presented from Attorney Bert Harris, and other information documenting proper ownership. A copy of 6/19/73 Board of County Commission minutes stating that a request was denied for county maintenance was entered into the record. Mr. Cool stated that he has contacted former County Attorney, Robert Dunty, who verified that a one time patching did not constitute the Board accepting the road for county maintenance. Mr. Arnold O'Steen, Petitioner, suggested that he will come back before the Board with a request to have the road closed. Property Owners could use a different route to access their property.

**BOARD ATTORNEY: APPROVAL OF INTERLOCAL AGREEMENT WITH CITY OF AVON
PARK AND SFCC**

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Interlocal Agreement with the City of Avon Park, Highlands County School Board, SFCC, and the Board of County Commissioners for recreation improvement. Upon roll call, all Commissioners voted aye. Motion carried.

**BOARD ATTORNEY: REPORT ON INTERLOCAL AGREEMENTS WITH
MUNICIPALITIES REGARDING RECREATION**

The consensus of the Commission was to ask that the municipalities place in writing any request to the Board for funding of recreational facilities.

CLAYTON WOMER: REQUEST FOR THE BOARD TO TAKE OVER THE COUNTY RECREATION AND STOP THE FUNDING TO THE MUNICIPALITIES.

ASSISTANT COUNTY ADMINISTRATOR:

911 RESOLUTION

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the 911 Resolution as presented, for the funding of the 911 Dispatch.

Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 32.

DRAFT AUDIT RESPONSE FY 1991-92, CITIZEN RESPONSE

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize the Chairman's signature for the Draft Audit Response FY 1991-92. Upon roll call, all Commissioners voted aye. Motion carried. The Board commended staff for the small adverse comments received in the audit. See SMB 18 Page 138 for copy.

FISCAL YEAR 93-94 PROPOSED BUDGET PRESENTATION

The Assistant County Administrator reviewed with the Board the following three options for consideration:

Option 1 - No tax increase and the associated service level reductions.

Option II - Fund budget requests as submitted with associated tax increase.

Option III - Recommended County Administrator's FY 1993-94 Operating Budget.

Option III is the recommended option by the County Administrator and the budget staff for the fiscal year 93-94 operations. The recommended budget document contains a blend of some tax increases to maintain and improve service levels.

SPECIFIC BUDGET HIGHLIGHTS

New positions requested under Board operations totaled 40. Recommendation to fund 15 with specific explanation.

Planner, Fire Inspector, Civil Engineer to be funded by new fees for those specific areas.

Equipment Operator I, II, III and Construction Crew Foreman for road building crew to be funded with new gas taxes.

Paramedic position cost to be offset by overtime reduction.

Housing Director to be funded by grant administrative fees after first year.

OTHER SPECIFIC HIGHLIGHTS

- 1) \$1.1 million in equipment purchases.
- 2) Increased funding for health services.
- 3) Merit raises effective 10/01/93, cost of living raises effective 04/01/94.
- 4) Road construction and improvements.
- 5) Funding of Drug Free Work Place Program
- 6) Funding of physicals/hepatitis B vaccinations for all volunteer fire fighters.

FUNDING CONSIDERATIONS

- 1) Raise millage .55 of a mill to 8.5000.
- 2) Levy 3 cents of the new 5 cent local option gas tax.
- 3) Levy 1 cent on motor fuel.
- 4) Increase County Engineer's fees for new position.
- 5) Impose fees in Planning Office for Planner.
- 6) Impose fees for fire inspections.

RECOMMENDED BUDGET REDUCTIONS

- 1) Sheriff - \$294,000
- 2) Clerk - \$99,411
- 3) Property Appraiser - \$54,564
- 4) Supervisor of Elections - \$4,650

RICK HELMS - SLIDE PRESENTATION OF THE OVERALL BUDGET

The Assistant County Administrator requested that the Board peruse the document and set a workshop for July 27, 1993 for possible millage certification or to continue until August 3, 1993, which is the absolute deadline for certification. See Budget File for copy of document.

COUNTY ADMINISTRATOR - UPDATE ON HOUSING AUTHORITY

The County Administrator reported that the cities are working together with the County to appoint a Committee and to find a suitable site for a County Wide Housing Authority.

CITIZENS NOT ON AGENDA:

Mr. Richard Conover reminded the Commission that the policy in the Boardroom included "No Food".

Mr. Conover also requested that the offices in the Board of County Commissioners building be shampooed to remove spots, and that the doors in the Boardroom be adjusted to cut noise level.

Mr. Mark George of Sebring Development Corporation offered to donate an acre of land for an additional site for the Desoto City Volunteer Fire Department. The County Administrator stated that the Fire Department was looking for three acres in the area of 66 from US 27 South toward Sparta Road. Mr. George could submit a proposal offering his land directly to the Board. The Chairman directed the County Administrator and the Fire Coordinator to assist Mr. George with the proposal.

Mr. George discussed with the Commission the possibility of revising the Comprehensive Plan to include property located near the Government Center in the Urban Growth Area. He stated that it would be a simple adjustment to the Comp Plan to identify the government center as a business center. He has spoken to DCA officials and the County will not risk penalty if the UGA is changed to allow his property to return to where it was located within the UGA last year. Commissioner Gentry suggested that Mr. George put a proposal together and present at the Comp Plan Hearing.

See SMB 18 Page 139 for copy of agenda slips.

COMMISSIONERS:

Commissioner Gentry requested that the Board Attorney address the policy on "Power lines". Mr. Macbeth suggested that criteria should be developed that would allow the County Engineer to work closely with the power companies for power line citing. Commissioner Vickers requested that staff contact all the power companies and request a copy of their long range plans. The County Administrator was directed to look into the problem.

Commissioner Maxcy invited the public to attend the Sebring Dixie Youth All-Star Tournament at Firemans Field starting 7/14/93 at 7:00 P. M.

The meeting adjourned at 12:14 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JULY 20, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Archie Summers
C. Guy Maxcy

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the County Administrator, Carl Cool.

ANNOUNCEMENTS:

SHERIFF

Col. Bill Jones, Sheriff's Department, presented the Daily Jail Log of Inmate Count for the period ending 7/20/93. See SMB 18 Page 140. Col. Jones reported that permission was received from the D.O.C. to use the double-wide mobile home located at the range. The mobile home will house sixteen prisoners and will be used only for sleeping purposes.

CLERK

Mr. Luke Brooker, Clerk of Courts, reported that the Audit Selection Committee received eight proposals at their meeting. These proposals were reviewed and three firms were ranked for interview. On July 26, 1993 in the Boardroom these firms will give a thirty minute presentation. The list of firms scheduled for interview are as follows:

1. Dorrell & Hancock, P. A.
and
Nunez, Collins, Touchton & Co.
2. Roy Cline, C.P.A., P. A.
3. Kuhn, Raken & Seland, P. A.

AUDIT RESPONSE FOR FY 1991-92

Motion by Commissioner Maxcy, seconded by Commissioner Summers to accept into the record the Audit Response for the Clerk of Courts. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 141.

The Chairman advised that Commissioners Vickers and Gentry are attending the National Association of Counties meeting in Chicago, Illinois. The meeting relates to Consumer problems and how they are being solved all over the world.

The Chairman read the reported meetings into the record. Due to an error in the advertisement of the Public Hearings on the Comp Plan, they have been rescheduled for August 19th and August 20, 1993 at 5:30 P. M.

ACTION:

PROCLAMATION: HEALTHY KIDS MONTH-SEPTEMBER 1993.

PROCLAMATION READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Summers, seconded by Commissioner Maxcy to adopt Proclamation in support of the Healthy Kids Program. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 33.

CONSENT AGENDA:

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve the Consent Agenda as follows with the exception of Items No. 7 and 8:

Approval of minutes of regular meeting 7-13-93 and workshop meeting of 7-2-93.

Accept into record - June 1993 Monthly Reports

Approval of Tax Sale Certificates #6554 and #3730. See SMB 18 Page 142.

Accept into record - Tax Collector's Audit response. See SMB 18 Page 143.

Budget amendments #92-93-188 and 189.

Approval to pay the following duly authorized warrants.

Law Library	634.17
General	187,715.42
County Transportation Trust	16,746.70
5th/6th Cent Gas Tax	11,519.63
"E911" Emergency Telephone System	1,435.00
"E911" Operations	183.82
Law Enforcement Education	654.30
Local Govt Infrastructure Surtax	170,070.74
Community Development Block Grant	28,418.30
Special Law Enforcement Trust	304.44
Risk Retention	21,703.37
Employee Benefits	60,459.13
Special Payroll	50,202.16

Upon roll call, all Commissioners voted aye. The motion carried.

ASSISTANT COUNTY ADMINISTRATOR: RESOLUTION FOR MUTUAL AID WITH RADIO STATION

RESOLUTION READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Maxcy, seconded by Commissioner Summers to adopt a Resolution entering into a mutual agreement with WWOJ/WWTK to establish a communication link for informing the public of impending disaster and emergency conditions. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 34. The Assistant County Administrator reported that the rough drafts for Insurance RFP's have been received and are being reviewed by Commissioner Maxcy, Insurance Chairman. They will be placed in the mail for bid soon.

COUNTY ADMINISTRATOR:

SUPPLEMENTAL AGREEMENT #9, CHASTAIN-SKILLMAN - PLACID UTILITIES CO.

Motion by Commissioner Summers, seconded by Commissioner Maxcy to approve the Supplemental Agreement No. #9 with Chastain-Skillman, Inc. for the Placid Utilities Co. Water System Evaluation Project. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 144 for copy of Project Planning and Budget Summary.

REAPPOINTMENT TO HEALTH FACILITIES AUTHORITY

Motion by Commissioner Summers, seconded by Commissioner Maxcy to reappoint Mr. H. Wayne Harris to the Health Facilities Authority. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 145 for copy of resume.

CITIZENS NOT ON AGENDA

RICHARD CONOVER - AGENDA DISCUSSION

See SMB 18 Page 146.

COMMISSIONERS

MAXCY - STATE TOURNAMENT

SUMMERS -POLL QUESTIONNAIRE

The meeting adjourned at 9:31 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, JULY 27, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by L. E. "Luke" Brooker, Clerk of Court.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 7/27/93. See SMB 18 Page 147.

The Chairman read the reported meetings into the record.

ADDITIONAL ANNOUNCEMENTS:

Commissioner Vickers reported that the Historic Preservation Committee will meet today (7/27/93) at 5:00 P. M. to plan a program to be held at the Edna Pearce Lockett Home on Friday (7/30/93) from 2:00 P. M. until 5:00 P. M. to discuss future uses for the estate.

ACTION:

PUBLIC HEARING TO CONSIDER THE FOLLOWING ZONING CHANGES:

HEARING #1311 - RICHARD M. ARABINKO

Requesting a zoning change from B-3 (Business District) to M-I-S (Mobile Home and Residential Subdivision District). Desire to expand single family property.

PROOF OF PUBLICATION ENTERED INTO THE RECORD. See SMB 18 Page 148.

STAFF REPORTS PRESENTED BY ZONING SUPERVISOR, GARY LOWER.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Hearing #1311. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution approving the zoning change. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 35.

HEARING #1312 - H.F. DEVELOPMENT CO. c/o Rick Whidden

Requesting a zoning change from R-3 FUD (Multiple Dwelling with Flexible Unit Development) to R-3 (Multiple Dwelling). Desire to return to original zoning which was in place prior to approval of the FUD.

PROOF OF PUBLICATION ENTERED INTO THE RECORD.

See SMB 18 Page 149.

STAFF REPORTS PRESENTED BY THE ZONING SUPERVISOR, GARY LOWER.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to accept the recommendations of the Planning and Zoning Board on Hearing #1312 and to adopt the Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 36.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION - ORANGE BLOSSOM ESTATES: RICK LILYQUIST

PROOF OF PUBLICATION ENTERED INTO THE RECORD.

See SMB 18 Page 150.

STAFF REPORTS PRESENTED BY THE COUNTY ENGINEER.

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to

approve easement vacation and adoption of the Resolution for Lot 8, Block 6 and Lot 9, Block 6 of Orange Blossom Estates, Unit No. 4. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 37.

**PUBLIC HEARING TO CONSIDER ROAD CLOSING - DESOTO CITY SECOND SUBDIVISION: WILLIAM L. BLACK, PETITIONER
PROOF OF PUBLICATION ENTERED INTO THE RECORD.**

See SMB 18 Page 151.

STAFF REPORTS PRESENTED BY THE COUNTY ENGINEER.

Motion by Commissioner Vickers, seconded by Commissioner Summers to waive the policy requiring the Notice of Public Hearing to be sealed in plastic material. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve vacation and closing of the Road in Desoto City, Second Subdivision and adoption of the Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 38.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of meeting of 7-20-93.

Approval of Library Construction Grant Agreement.

Accept into record: Tax Collector's Recapitulation of the Ad Valorem Tax Roll. See SMB 18 Page 152.

Accept into record: Property Appraiser's Audit Response. See SMB 18 Page 153.

Approval of Budget Amendments #92-93-200; 201 and 202.

Approval of letter to Briley, Wild and Associates: Cancellation of Supplemental Agreement #7 to contract for Continuing Engineering Services. See SMB 18 Page 154.

Approval of Variance Request - River Greens Golf Course, Inc. See SMB 18 Page 155.

Execution of Contract - Istokpoga Park Site, Spring Lake Services.

Approval of part time Bookmobile Driver job description. See SMB 18 Page 156.

Approval of changes to Personnel Rules and Regulations. See SMB 18 Page 157.

Recommendation on price for Code of Ordinance Supplement. See SMB 18 Page 158.

Approval of payment of taxes on County Property, Robert L. Johnson. See SMB 18 Page 159.

Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ADMINISTRATOR:

ADMINISTRATIVE SERVICES AGREEMENT WITH CRAIG A. SMITH & ASSOCIATES:

Motion by Commissioner Vickers, seconded by Commissioner Summers to enter into the contract with G. Craig A. Smith and Associates for assistance with grant application packages as recommended by the County Administrator. The application package to be presented back to the Board for final approval. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 160.

The Chairman recognized the Budget Officer for the amount of work required in preparation of Budget Amendments.

RECOMMENDATION ON HOUSING COMMITTEE

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the suggested Committee appointments for the coordination

on future sites to be proposed by the Highlands County Housing Authority. Upon roll call, Commissioner Gose voted nay. All other Commissioners voted aye. The motion carried. The Chairman directed the County Administrator to coordinate with the Committee if staff assistance is needed in meeting the sunshine requirements. See SMB 18 Page 161 for copy of appointees.

APPOINTMENT TO PLANNING AND ZONING COMMISSION AND ZONING BOARD OF ADJUSTMENT

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to accept Margo L. Tully as an Alternate on the Planning and Zoning Commission and the Zoning Board of Adjustment. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 162 for copy of Resume.

SUGGESTION ON BOARD MEETING SCHEDULE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt the recommendations of the County Administrator to hold regular Board of County Commissioner meetings on the First and Third Tuesday of each month and workshops as needed (to be called by the Chairman) on the Second and Fourth Tuesday at 9:00 A. M. Commissioner Vickers requested that a policy be adopted to require that no action be taken on emergency items without a three (3) day notice. The Board to review the success of the new meeting schedule in ninety (90) days. The County Administrator was directed to review with staff the schedule of proposed hearings and bring back a recommended time to begin the new format. Richard Conover, Clayton Womer, and Hank Kowalski spoke in opposition to the change. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried. See SMB 18 Page 163 for copy.

OPINIONNAIRE 1993 DISCUSSION

The County Administrator reviewed with the Commission the tabulated results of the 1993 Opinionnaire. See SMB 18 Page 164 for copy. The Board thanked Ms. Peggy Melvin from SFCC for the tabulation.

DR. LUIS MIRANDA:

Motion by Commissioner Vickers, seconded by Commissioner Gentry to endorse Mrs. Sandra Kuhn as the Administrator of the HRS, Highlands County Health Department as recommended by Dr. Luis Miranda, District Six, Deputy Administrator. Upon roll call, all Commissioners voted aye. Motion carried.

ASST. COUNTY ADMINISTRATOR: FISCAL YEAR 93-94 MILLAGE CERTIFICATION

The Chairman opened the floor to Commission discussion. The Assistant County Administrator requested marching orders from the Commission. The package that was presented by the Budget office would increase the mills by .55, and would levy a four-cent increase in gas tax. Charlie Taylor, representing Taylor Oil Co. stated that the Board should allow the voters to decide by referendum if they want a gas tax increase.

Mr. Portz advised the Board that August 4, 1993 is the deadline to provide millage certification to the Property Appraiser's office. The Board's final meeting before that deadline is August 3, 1993, when the millage decision must be made. Mr. Portz apologized to the Clerk and the Sheriff for not informing them of the Appeal before the Board. A time will be set aside on next Tuesday's agenda for their appeal.

GEORGE HENSLEY: SEBRING CITY COUNCIL, REQUEST FOR CONTINUED FUNDING OF MAX LONG COMPLEX

DISCUSSION ON HOUSING DIRECTOR AND PUBLIC INFORMATION OFFICER POSITION

The direction to staff was to increase the millage from .55 to one mill; to reconsider the Recreational request; delete the Housing

Authority position; modify the Public Information position and return next week for further budget/millage certification.

CITIZENS NOT ON AGENDA

Hank Kowalski questioned the Board on the issues of Public Health and Safety, Property Rights and Compensation to the citizens in the matter of the installation of the 230,000 volt line. The Chairman advised that a conference call was made to the Public Service Commission and their attorneys and engineer, and all these questions were addressed. The County Engineer stated that FPL did meet the Green Book Standards.

The Board Attorney suggested that these issues should be addressed in the Comp Plan. See SMB 18 Page 167 for copy of fact sheet concerning Florida Power Corporation's Transmission Line.

MAUREEN MCKEEVER - STATUS OF WORKSHOP - 8/10/93 - 2:00 P. M.

See SMB 18 Page 164 for copy of agenda slips.

COMMISSIONERS

VICKERS - 58TH ANNUAL NATIONAL ASSOCIATION OF COUNTIES UPDATE

See SMB 18 Page 165.

Recognized Crystal Jackson as the youngest camera operator.

Update on daughter, Kelly's health condition.

GENTRY - LANDFILL SITE TOUR UPDATE

SUMMERS - UPDATE ON INTERVIEWS FOR AUDITING FIRMS

COMMISSION TO INTERVIEW NEXT TUESDAY. ELECTED OFFICIALS TO PARTICIPATE.

COUNTY ADMINISTRATOR - SOLID WASTE DIRECTOR NEW HIRE FROM DADE COUNTY DECLINED POSITION. RECOMMENDATION WILL BE PRESENTED NEXT WEEK.

GOSE - JOE AGNOLI, UNIVERSITY OF FLORIDA, WORKSHOP, LAKE ISTOKPOGA TO BE HELD ON 9/9/93. BOARD CONSENSUS TO BE PARTICIPATE.

SFWM - NON-AD VALOREM ASSESSMENT - AUGUST 10, 1993 MEETING. COMMISSIONER VICKERS TO BE THE POINT PERSON FOR THE BOARD.

ROBERT PENNOCK, CHIEF - LAND DEVELOPMENT REGULATION CHALLENGE

Motion by Commissioner Gentry, seconded by Commissioner Vickers to adopt Resolution and to send the letter to Mr. Pennock in regards to the Land Development Regulation challenge. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 18 Page 166 for copy of letter and Res. Book 8 Page 39.

HANK KOWALSKI - RESPONSE TO HEARTLAND ENVIRONMENTAL COUNCIL

The meeting adjourned at 1:15 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, AUGUST 3, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose	I. V. "Buddy" Mckenzie
Audrey Vickers	Carl Cool
Archie Summers	J. Ross Macbeth
Doris Gentry	Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the County Engineer, Rick Lilyquist.

ANNOUNCEMENTS:

SHERIFF

Col. Bill Jones presented the Daily Jail Log of Inmate Count for the period ending 8/3/93. See SMB 19 Page 1.

The Chairman read the reported meetings into the record.

The Board Attorney advised that minutes should be taken at the joint meeting on redistricting with the School Board on 8/4/93 at 5:30 P. M. Commissioner Gentry suggested that we receive a copy of the School Board minutes and adopt them as the official minutes. The County Administrator will be responsible for this task. The Chairman requested a copy of the maps for the Board to review.

PROCLAMATION: "JTPA ALUMNI WEEK" - AUGUST 22-28, 1993

READ INTO THE RECORD BY THE CHAIRMAN

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt the Proclamation declaring August 22-28, 1993 as National JTPA Alumni Week in Highlands County. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 40.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Consent Agenda as follows:

Approval of minutes of meeting 7-27-93

Accept into the record - Supervisor of Elections audit response. See SMB 19 Page 2.

Approval of budget amendments 92-93-210, 211, 212, 213 and 214

Approval to pay the following duly authorized warrants as listed:

Law Library	1,265.91
General	1,342,955.28
County Transportation	25,625.23
5th/6th Cent State Gas Tax	26,802.07
"E911" Emergency Telephone System	11,825.64
"E911" Operations	17,782.11
Local Govt Infrastructure Surtax	121,455.16
Community Development Block Grant	6,351.01
Affordable Housing Assistance Trust	19.50
Special Law Enforcement Trust	1,772.90
Employee Benefit	89,089.63
Special Payroll	168,294.58

Upon roll call, all Commissioners voted aye. The motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

FISCAL YEAR 93-94 MILLAGE CERTIFICATION

REVISED BUDGET OPTIONS/MILLAGE CERTIFICATION

See SMB 19 Page 3.

LETTER READ INTO THE RECORD FROM JUDITH AND JAMES DAVIS IN FAVOR OF GAS TAX INCREASE.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to set the millage at 8.9432 for the purposes of meeting advertisement and noticing.

The Chairman indicated that the millage certification was not a final commitment; but was necessary to proceed with the public hearings. The consensus of the Commission in the final analysis was to go with a lower millage rate and increase the gas tax. The Assistant County Administrator recommended that the Public Hearing dates be set for September 7th and September 21, 1993. The Chairman requested that the Gas Tax Hearing should be scheduled between these two dates. Commissioner Gentry suggested that staff contact SFCC for possible use of the auditorium. Upon roll call, all Commissioners voted aye. The motion carried.

REQUEST FOR FINANCING PUMPER TANKER FOR LEISURE LAKES VFD

Motion by Commissioner Vickers, seconded by Commissioner Gentry to request that the Clerk's Office secure financing of \$45,000 for the purchase of a new Pumper Tanker for the Leisure Lakes VFD with a pay-back of three to four years to be available in December 1993. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ENGINEER: SUPPLEMENTAL AGREEMENT - ARBUCKLE LANDFILL LEACHATE SYSTEM DESIGN

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve Supplemental Agreement No. 8 with Chastain-Skillman for the design and permit of the Arbuckle Landfill Leachate System. Upon roll call, all Commissioners voted aye. Motion carried.

Commissioner Gentry requested an itemized cost list for the "Examples of work not included" as listed on page four of the contract.

BOARD ATTORNEY: RESOLUTION AND BOND ESTABLISHING PERMIT APPLICATION FEE

READ INTO THE RECORD BY THE BOARD ATTORNEY

Motion by Commissioner Vickers, seconded by Commissioner Summers to adopt Resolution and Bond establishing a permit application fee pursuant to Highlands County Ordinance #93-14. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 41.

COUNTY ADMINISTRATOR: PRESENTATION OF PROPOSED SOLID WASTE DIRECTOR DISCUSSION ON TITLE OF POSITION AND QUALIFICATIONS

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the Selection Committee recommendation to hire Mr. Gerald Earnest as the Solid Waste Supervisor and to waive the requirements of the job description regarding the Bachelor's Degree in Civil Engineering or Environmental Science. Effective employment date, September 1, 1993. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 4.

MICHAEL SWAINE, HEALTH FACILITIES AUTHORITY: BOND ISSUE AND RESOLUTION

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution #93-32, approving the issuance by the Highlands County Health Facilities Authority of Revenue Bonds(Adventist Health System/Sunbelt, Inc. Accounts Receivable Program) not to exceed \$60,000,000. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 42.

BILL CARLSON: COUNTY BUDGET

Mr. Bill Carlson read a prepared statement protesting tax increases.

CITIZENS NOT ON AGENDA

Mr. Harold Seaman, President of Florida Mobile Home Owners, District #6, requested that all Mobile Home Parks be represented in the County's Hurricane Preparedness Plan. The Chairman suggested that a contact list be supplied to staff for future presentations.

Mr. Richard Conover of Avon Park suggested that meetings and budget hearings should be advertised earlier to ensure a better turnout of county residents.

See SMB 19 Page 5 for copy of agenda slips.

COMMISSIONERS:

GENTRY:

Motion by Commissioner Gentry that the Commissioners support the efforts of those who seek another route for the 230 KV Transmission Line. Commissioner Summers suggested that the Board rethink this before taking a stand as it is an emotional issue. Commissioner Vickers stated that she would support the motion; but would prefer to wait until it has been advertised. The Chairman suggested that since we have a scheduled meeting next week, the Board can go right into the workshop, and not close the meeting. Florida Power has agreed to move the workshop up to 9:30 A. M. and action can be taken if necessary. Mr. Al McFarland, President of Sun'N Lakes Homeowners Association requested that the Board move fast as Florida Power is continuing with their construction.

GENTRY:

FLORIDA'S HEARTLAND RURAL ECONOMIC DEVELOPMENT INITIATIVE AND 1993 ECONOMIC BASE STUDY AND MARKET ANALYSIS HAND-OUT - TED HITE INTERN PROJECT

The Board was invited to participate at a Board of Director's special meeting at the Candlelight Restaurant Wednesday, August 4, 1993 and a breakfast at the Sebring Golf Course to review results.

The meeting recessed at 10:56 A. M.

This being the time and place at 1:30 P. M. the meeting reconvened for the purpose of auditing firm interviews. The Board Attorney explained the statute procedures for selection of the Auditing Firm. The County Administrator presented the history of ranking the firms by the selection committee. The firms ranked for interview by the Board of County Commissioners were as follows:

**CLINE AND BAILES
DORRELL & HANCOCK AND NUNEZ, COLLINS, TOUCHTON & CO.
KUHN, RAKER & SELAND**

The firm of Cline & Bailes withdrew from the interview process. See SMB 19 Page 6 for copy of RFP.

1:40 P.M. - 2:20 P. M. - DORRELL & HANCOCK AND NUNEZ, COLLINS, TOUCHTON & CO.

Presentation by the Engagement Team of Daniel F. Dorrell, Engagement Partner, David M. Touchton, Engagement Partner, Michael E. Carter, Manager, Robin L. Dickinson, Audit Senior.

CONFLICT OF INTEREST QUESTIONS

See SMB 19 Page 7.

QUESTIONS BY BOARD AND STAFF

2:30 P. M. - 3:00 P. M. KUHN, RAKER & SELAND

Presentation by Kurt Seland and Paul Chatham
Closing statements by Paul Chatham.

QUESTIONS PRESENTED BY THE COUNTY ADMINISTRATOR AND THE FINANCE DIRECTOR.

QUESTIONS TO THE FINANCE DIRECTOR BY COMMISSIONER VICKERS.

Each Board member ranked the firms by ballot vote, signed and dated the ballot. The information was then presented to the Board Attorney. The Board Attorney advised that the firm of Dorrell & Hancock and Nunez, Collins and Touchton was unanimously selected. The firm of Kuhn, Raken & Seland was second. See SMB 19 Page 8 for copy of ballots.

The meeting adjourned at 3:10 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, AUGUST 10, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Bill Champion, Chairman of the Executive Republican Committee.

ANNOUNCEMENTS:

The Chairman read the reported meetings into the record.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION, HILLSIDE LAKE ANNEX PROOF OF PUBLICATION ENTERED INTO THE RECORD. See SMB 19 Page 10. Motion by Commissioner Maxcy, seconded by Commissioner Gentry to adopt Resolution vacating easement of Hillside Lake Annex for petitioner, Richard M. Arabinko. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 43.

DISCUSSION ON GAS TAX ORDINANCE SCHEDULE: BOARD ATTORNEY

The Board Attorney advised that a rough draft of an Ordinance has been prepared containing two parts. One is the local option Gas Tax that can be set up to five (5) cents, and the other is the nine (9) cents, and is not termed as a local option Gas Tax. A Public Hearing should be set in approximately one month for consideration. Staff recommended that the Public Hearing be tentatively scheduled for September 21, 1993 at 6:00 P. M. at the SFCC Auditorium.

WORKSHOP: FLORIDA POWER CORPORATION

The County Administrator reported that he, Commissioner Gentry, and Maureen McKeever of Florida Power visited Seminole County and observed a powerline of the same size already in operation. Photographs were taken and entered into the record.

JOHN MARTZ - FLORIDA POWER CORPORATION - PRESENTATION

MR. HARRY CONNER, P. E. SENIOR TRANSMISSION ENGINEER

DISCUSSION ON WHY FLORIDA POWER NEEDS THE TRANSMISSION LINE AND METHODOLOGY USED IN SELECTING THE CURRENT ROUTE

COMMISSIONER MAXCY - UNDERGROUND INSTALLATION ALTERNATIVE

SHIRLEY LYONS - VOICED OPPOSITION TO THE POLE LOCATED ELEVEN FEET FROM HOME

AL MCFARLAND - PRESIDENT OF PROPERTY OWNERS OF SUN'N LAKES QUESTION REGARDING LOCATION.

JOHN MARTZ - TECHNOLOGY FOR UNDERGROUND LINES

HARRY BROWN - PRINCIPAL ENGINEER - ELECTRIC MAGNETIC FIELDS HEALTH RISK - STUDIES

P.O.W.E.R. PRESENTATION

GREG HARRIS - PRESENTER FOR THE APPEAL TO THE BOARD OF COUNTY COMMISSIONERS TO STOP THE POWERLINE INSTALLATION

LESLIE STARLING - LICENSED NUTRITIONAL COUNSELOR - VIDEO PRESENTATION TAKEN FROM STREET STORIES - EMF'S AND THE INCREASED RISK OF CANCER.

STATEMENT OF SUPPORT ENTERED INTO THE RECORD FROM LOCAL PHYSICIANS KELLY ROBERTSON - EMF HEALTH HAZARD ISSUE

MIKE LEE, EXECUTIVE VICE-PRESIDENT OF THE CHAMBER OF COMMERCE STATEMENT ADOPTED BY THE CHAMBER READ INTO THE RECORD-CONCERNS

REGARDING DEVALUATION OF PROPERTY - VIDEO PRESENTATION
ROY POLLARD - PRIVATE PROPERTY ISSUES
ROB REED - LEGAL AND TECHNICAL QUESTIONS REGARDING REGULATORY ENVIRONMENT OF THE POWERLINES. SEE POWERLINE FILE FOR COPY.
COMMISSIONER VICKERS - COPIES OF THE MINUTES OF THE BOARD OF COUNTY COMMISSIONERS - 12/1/92-PROPOSED POLICY ON POWERLINES - MINUTES OF MEETING OF 12/19/91 - MEETING OF 12/29/92 AND 2/9/93.

PRESENTED TO ROB REED.
GREG HARRIS - REQUEST TO ADOPT RESOLUTION
JOHN BORGEMEISTER - SUGGESTION ON OPTION TO ALLOW TAX CREDITS TO FLORIDA POWER FOR THE ADDITIONAL FUNDS TO RECONSTRUCT ALTERNATE ROUTE.
BOARD ATTORNEY - APPROVAL FOR TAX CREDITS MUST BE DECIDED BY REFERENDUM.
HANK KOWALSKI - REQUEST TO REPEAL PERMIT FROM FLORIDA POWER
KRIS DELANEY - PLANNING ISSUE - LAND DEVELOPMENT REGULATIONS - IS THE PERMIT VALID?

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to investigate and answer the questions that Mr. Rob Reed has requested and bring back reply on August 24, 1993.

SUMMERS - NOT READY TO VOTE ON THE ISSUE. NO CLEAR CUT ANSWERS.
GOSE - QUESTIONS TO FLORIDA POWER REPRESENTATIVE, HARRY CONNER, REGARDING EMF RISKS. JOHN MARTZ - ONE-HALF OF FUNDS ALREADY INVESTED TOWARD INSTALLATION.
ROLAND HARRIS - OWNER OF THE COUNTRY CLUB OF SEBRING - APPEAL TO FLORIDA POWER TO LET THE CITIZENS BE HEARD.
MAXCY - REQUEST THAT FLORIDA POWER CONSIDER STOPPING CONSTRUCTION UNTIL A DECISION IS REACHED.

Upon roll call, all Commissioners voted aye. The motion carried.

COMMISSIONERS:
GENTRY - HOUSING AUTHORITY SITE COMMITTEE MEETING, MONDAY, 8/16/93, 9:00 A. M.
VICKERS - INSURANCE COMMITTEE MEETING 8/11/93, 9:30 A.M.
GOSE - COMP PLAN PUBLIC HEARING PROCEDURES
KRIS DELANEY - REQUEST THAT THE COMP PLAN HEARING BE HELD IN OPEN FORUM, AND REBUTTAL BE ALLOWED INDEPENDENTLY. QUESTIONS ON MAP PRESENTED BY LEW CARTER.
SUGGESTION BY THE COUNTY ADMINISTRATOR FOR A REVENUE WORKSHOP TO BE HELD 8/24/93 PRIOR TO BUDGET HEARING.

The meeting adjourned at 12:35 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, AUGUST 17, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

**James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry**

**L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham**

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Jim Rodgers of the Sheriff's Department.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 8/17/93. See SMB 19 Page 12.

MEETINGS:

The Chairman read the announced meetings into the record.

COUNTY ADMINISTRATOR: GAS TAX PUBLIC HEARING - 9/21/93 AT 6:00 P.M.

ACTION:

INTRODUCTION OF GUARDIAN AD LITEM PROGRAM COORDINATOR - JERRI-KAY WALKER

Commissioner Gentry introduced Jerri-Kay Walker, who is the new replacement for Debbie Alford, Guardian Ad Litem Program Coordinator. Jerri-Kay stated that she has previously been employed in Hardee County, but she was glad to be back home, as she grew up in Highlands County.

PROCLAMATION: "U.S.S. HIGHLANDS WEEK" OCTOBER 4-8, 1993

READ INTO THE RECORD BY THE CHAIRMAN.

Motion by Commissioner Summers, seconded by Commissioner Gentry to adopt Proclamation, designating the week of October 4 - 8, 1993 as U.S.S. Highlands Week.

Mr. Larry Levey of the News Sun reported that following the October 5th Board meeting, a ceremony will be held on the Courthouse Grounds to unveil a memorial plaque in honor of the transport ship of the U.S. Navy that carried the name of Highlands County into the battles in the Pacific during World War II.

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 44.

CONSENT AGENDA:

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of minutes of 8-3-93, Highlands County School Board and Highlands County Commissioners - Redistricting.

Approval of minutes of regular meeting 8-3-93 and 8-10-93.

Accept into record July Monthly Reports.

Adoption of Resolution to implement EMS Grant Application. See Res. Book 8 Page 45.

Approval to pay invoice without purchase order - Mid Florida Trucking, purchase order #934919. Shell hauled exceeded the purchase order in the amount of \$1439.82.

Approval of budget amendments #92-93-222, 223, 230, 231 and 232.

Approval of EMS standby coverage for the American Heart

Association. See SMB 19 Page 13.

Approval of Radiological Emergency Preparedness Agreement. See SMB 19 Page 14.

Approval of desk donation to City of Avon Park, inventory item APL-14. See SMB 19 Page 15.

Approval to execute option for marl pit, 110 acre tract - Edna Pearce Lockett property.

Approval of location transfer of fire apparatus, transfer of tanker #1 from Highlands Lakes in exchange for tanker #2 from Sun'N Lakes.

Approval to execute Hazardous Materials contract.

Approval to execute additional physician PPO's - H. Frederick Keiber, M.D.; Marc Feldman, D.P.M P.A.; Placido Roquiz, M.D. and Diana Carr, M.D.

Accept easement dedication for Huntley Oakes Blvd. See SMB 19 Page 16.

Approval to execute lease for agricultural/grazing purposes at the Landfill - Mark Bryan and William P. Douberly, Jr. dba Super Sweet Farms.

Approval to pay the following duly authorized warrants:

Law Library	624.68
General	239,065.21
County Transportation Trust	20,554.49
5th/6th Cent State Gas Tax	23,132.80
"E911" Operations	185.79
Local Govt Infrastructure Surtax	64,648.73
Community Development Block Grant	34,436.60
Risk Retention	12,119.63
Employee Benefit	137,226.14
Special Payroll	67,400.93
"E911" Emergency Telephone	645.00

COMMISSIONERS - GENTRY - VICKERS - BUDGET AMENDMENTS - 92-93 -221 AND 229 REMOVED FROM CONSENT AGENDA FOR ADDITIONAL INFORMATION.

COMMISSIONER MAXCY - LANDFILL LEASE QUESTIONS.

CLAYTON WOMER - CONSENT AGENDA TOO LONG FOR BLANKET APPROVAL

RICHARD CONOVER - EMS STANDBY COVERAGE - RESPONSE FROM THE DIRECTOR
TWENTY YEAR LEASE DISCUSSION - RESPONSE BY THE ATTORNEY

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE CASES 93-090, 93-092, 93-093, 93-094:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to declare a nuisance in Cases #93-090, Paul Pettit, Lots 9 & 10, Block 3, Oakland Subdivision, #93-092, Cora Lee Hawthorne, Lot 38, Lincoln Heights Subdivision, #93-093, Rose Mary Odom, Lots 32 and 33, Lincoln Heights Subdivision, #93-094, Dorothy Ann Jackson and Willie J. Mathis, Lots 39 and 40, Lincoln heights Subdivision. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ENGINEER: EXECUTION OF ADDENDUM NO. 1 TO SUPPLEMENTAL AGREEMENT NO. 9 FOR PLACID UTILITIES CO. WASTEWATER SYSTEM EVALUATION

Motion by Commissioner Vickers, seconded by Commissioner Gentry to follow the recommendation of the County Engineer to execute Addendum No. 1 with Chastain-Skillman, Inc. for the review of the Placid Utilities Company (Tomoka Heights) Wastewater System, and to allow a transfer of funds to issue the purchase order.

**HANK KOWALSKI - WHY IS THE COUNTY CONSIDERING PURCHASE OF THE WATER SYSTEM? RESPONSE FROM THE COUNTY ADMINISTRATOR
DISCUSSION BY THE COMMISSION**

KEITH RENISH QUESTIONED WHY THE BOARD WAS CATERING SPECIFICALLY TO THIS DISTRICT.

HAROLD SEAMAN - NO EFFORT WAS RECEIVED FROM THE BOARD DURING THE SUC NEGOTIATION. THE COUNTY ADMINISTRATOR ADVISED THAT THE BOARD DID TRY TO PURCHASE THE WATER SYSTEM.

Upon roll call, all Commissioners voted aye. The motion carried.

BOARD ATTORNEY: INTERLOCAL AGREEMENT WITH CITY OF AVON PARK FOR BALLFIELD MAINTENANCE

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Interlocal Agreement with the City of Avon Park to provide the maintenance of baseball and softball fields.

Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

DISCUSSION ON UNITED TELEPHONE'S PROPOSED TOLL FREE CALLING FROM LAKE PLACID

Motion by Commissioner Gentry, seconded by Commissioner Summers to cast the Ballot in favor of toll-free calling from Lake Placid.

WILSON ELLIOTT - WHAT ARRANGEMENT IS OFFERED FROM AVON PARK TO LAKE PLACID? COMMISSIONER GENTRY RESPONDED.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 17 for copy of information ballot.

RECOMMENDATION ON CONTRACT WITH DORRELL & HANCOCK, P.A. AND NUNEZ, COLLINS, TOUCHTON & CO., CERTIFIED PUBLIC ACCOUNTANTS, IN CONSORTIUM

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Audit contract with Dorrell & Hancock, P.A. and Nunez, Collins, Touchton & Co. The amount of the contract is \$90,800 for the 1993 year. The next three years the contract rate will increase to the C.P.I. rate. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR - ANNOUNCEMENT

SUNSHINE PIPELINE MEETING TO BE HELD AT THE BEST WESTERN IN LAKE PLACID ON AUGUST 15, 1993 FROM 4:00 P. M. TO 7:00 P. M. REGARDING THE PROJECT.

CITIZENS NOT ON AGENDA

**HANK KOWALSKI - COUNTY ADMINISTRATOR LETTERS TO ELECTRIC COMPANIES
RICHARD CONOVER - 29 AGENDA ITEMS NOT PREVIOUSLY DISCUSSED AT THE WORKSHOP**

DEPT OF ELDER AFFAIRS - VOLUNTEERISM

JOAN PFLEUGER - PRESENTED COUNTY MAP WITH LAKES COLORED, ACCEPTED INTO THE RECORD.

REQUEST TO FORM A COMMITTEE TO SAVE HIGHLANDS COUNTY LAKES

The Chairman stated that we already have a lakes committee established and these concerns have been addressed. A workshop will be held at the Ag Center on September 9, 1993. Lake Istokpoga will be the topic for this workshop. University of Florida will be monitoring, and will bring back priorities to be presented to legislators. This is the beginning of a series of workshops to address public concerns. See SMB 19 Page 18 for copy of agenda slips.

COMMISSIONERS

VICKERS

Commissioner Vickers reported that the Health Care Task Force meeting will be held 8/24/93. The topic of discussion will be organizing a Medicaid HMO. She urged all Board members to attend.

SUMMERS

Commissioner Summers suggested a booth be set up at the Mall and allow one staff member and one commissioner to be available for questions from the public.

Betty Neale, Economic Development Commission, reported that the Business Development Week this year will be headquartered at Lake Shore Mall. Booths will be set up with displays all over the Mall. The Board is invited to participate to test the waters and see if a booth should be considered.

Commissioner Summers commended a county employee for offering to sweep the drive-way to remove sand for an elderly couple.

GENTRY

Commissioner Gentry advised that the Housing Authority Site Committee has made the final recommendations to the Authority. The Chairman abolished the site committee as the scope of work has been completed. The Board will be receiving minutes of these meetings in their packet.

Commissioner Gentry reported that Councilman Gordon Smith will be chairing a meeting regarding Cable at the Council Chambers in Avon Park on Wednesday at 4:00 P. M. to discuss cable issues and regulating rates. The Board and public is invited to attend.

GOSE

The Chairman announced that the finalized agenda for the Comp Plan Hearings to be held on August 19th and August 20th will be passed out on Tuesday Afternoon. After the opening statements, the state legislators will present comments. Staff will then review the Stipulated Agreement and the changes. Planning and Zoning recommendations will be presented. Input will then be received from staff. After that it will go back to the Board for finalization. Time limit suggested is Thursday at 10:00 P. M. and Friday at 10:00 P. M. If necessary to piggy-back on the Wednesday evening hearing.

The meeting adjourned at 11:00 A. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, AUGUST 24, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Philip Wickstrom, Director of Personnel.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 8/24/93. See SMB 19 Page 20.

MEETINGS

The Chairman read the announced meetings into the record.

ADDITIONAL MEETING

COUNTY ADMINISTRATOR - AFFORDABLE HOUSING ADVISORY TASK FORCE-SHIP PROGRAM - 8/30/93 AT 8:00 A. M. IN THE BOARDROOM

ACTION:

PUBLIC HEARING TO CONSIDER THE FOLLOWING ZONING CHANGES: GARY LOWER

HEARING #1313 - EDGAR W. JOHNSON & CHARLOTTE L. JOHNSON c/o Peggy Kindirck

Requesting a zoning change from AU (Agriculture) to R-1 (Residential District). Desire to live next to parents due to age and health.

PROOF OF PUBLICATION ENTERED INTO THE RECORD

See SMB 19 Page 21.

STAFF REPORTS PRESENTED BY THE ZONING SUPERVISOR

The Board Attorney advised that if this hearing is approved it should be adopted contingent upon adoption of the Future Land Use Map.

PEGGY KINDIRCK - REQUEST IS NEEDED TO BUILD A HOME NEAR AGING PARENTS

PRESTON COLBY - PROHIBITED BY STATE LAW FROM GRANTING ZONING CHANGE CONTINGENT UPON FUTURE LAND USE CHANGE

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to uphold the recommendation of the Zoning Board and approve the hearing contingent upon the adoption of the Future Land Use Map. The Board Attorney read a correction to the Resolution, adding the contingency of the adoption of the Map. Commissioner Vickers added the adoption of the Resolution to the motion. Commissioner Maxcy seconded the addition. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 46.

HEARING #1314 - DDH PARTNERSHIP c/o Rick Whidden

Requesting a zoning change from R-3 FUD (Multiple Dwelling with Flexible Unit Development) to R-3 FUD (Multiple Dwelling with Flexible Unit Development). This FUD request is in addition to the current FUD.

PROOF OF PUBLICATION ENTERED INTO THE RECORD

See SMB 19 Page 22.

STAFF REPORTS PRESENTED BY THE ZONING SUPERVISOR

RICK WHIDDEN - INFRASTRUCTURE ALREADY IN PLACE

PRESTON COLBY - PENALTY OF VIOLATION

Motion by Commissioner Summers, seconded by Commissioner Gentry to approve the recommendation of the Zoning Board and authorize the Resolution approving the zoning change. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 47.

HEARING #1315 - O. A. SPIEGEL c/o Jim Jacobs

Requesting a zoning change from B-1 (Neighborhood Business) to B-2 (Limited Business). Desire for dance studio and gym.

PROOF OF PUBLICATION ENTERED INTO THE RECORD

See SMB 19 Page 23.

STAFF REPORTS PRESENTED BY ZONING SUPERVISOR

Motion by Commissioner Maxcy, seconded by Commissioner Summers to adopt Resolution approving Hearing #1315. Upon roll call, all Commissioners voted aye. Motion carried.

CONSENT AGENDA:

CHAIRMAN GOSE - REQUEST TO REMOVE PROPOSED APPOINTEE, JEAN G. MOSIER, FROM ITEM #2 OF THE CONSENT AGENDA - RELATIVE OF THE APPOINTEE

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Consent Agenda as amended:

Approval of minutes of meeting 8-17-93

Approval of Budget Amendments #92-93-221; 231; 232; and 236 to 240
See SMB 19 Page 25 for justification.

Approval of James R. Guidas, Wanda S. Wilson, Phil R. Askew and Joan H. Hartt to the Alcohol, Drug Abuse and Mental Health Planning Council. See SMB 19 Page 24 for copy of resumes.

Upon roll call, all Commissioners voted aye. The motion carried.

JEAN G. MOSIER APPOINTMENT TO ALCOHOL, DRUG AND MENTAL HEALTH PLANNING COUNCIL

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the appointment of Jean G. Mosier to the Drug and Mental Health Planning Council. Upon roll call, Chairman Gose abstained. All other Commissioners voted aye. The motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

INSURANCE COMMITTEE RECOMMENDATIONS

BRIEF SYNOPSIS OF THE BIDS AND RECOMMENDATIONS TO STAY SELF-INSURED COMMISSIONER MAXCY - NOT HIS RECOMMENDATION TO STAY SELF-INSURED; BUT WILL SUPPORT MR. HEACOCK AND THE COMMITTEE RECOMMENDATIONS.

PRESTON COLBY - DID COMMITTEE CONSIDER NEW LEGISLATION REGARDING GOVERNMENT EMPLOYEES?

HAROLD SEAMAN - EXPERIENCE OF INSURANCE COMMITTEE MEMBERS

ERIC MOORE - BAYLESS - COMMENTS REGARDING AMOUNT OF TIME ALLOWED TO PREPARE THE PROPOSAL - FULLY INSURED PROPERTY AND CASUALTY

PRESTON COLBY - REQUEST FOR A ONE YEAR PROJECT - AND TASK RESPONSIBLE AUTHORITY FOR DEVELOPING BIDS SPECS FOR THE 94-95 FISCAL YEAR AT LEAST SIX MONTHS IN ADVANCE.

COMMISSIONER MAXCY WILL TAKE RECOMMENDATION TO THE INSURANCE COMMITTEE

Motion by Commissioner Summers, seconded by Commissioner Maxcy to accept the Insurance Committee recommendations as presented for negotiation. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 26 for copy of recommendations and rate schedule.

CHANGE OF AGENDA ORDER:

RESPONSE TO QUESTIONS ASKED ON 230 KV POWER LINE - COUNTY

ADMINISTRATOR

IS THE 230 KV LINE NEEDED? CONSULTANT COST LIMIT OF \$12,000
QUESTIONS TO THE BOARD ATTORNEY

PUBLIC INPUT IN OPPOSITION:

EDITH GONZALEZ

PRESTON COLBY

KIM REED SPEAKING FOR THE CHILDREN OF HIGHLANDS COUNTY
COMMISSIONER VICKERS - UTILITY USE PERMITTING PROCEDURE.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to add a new paragraph to the permitting procedure that requires a justification of need, and the Utility Company also supply that justification.

KRIS DELANEY - REQUEST TO PUT A HOLD ON THE MOTION AS THE POWER GROUP HAVE THEIR SUGGESTION FOR PROCEDURES

BILL CROSS - EMOTIONAL ISSUE- STATEMENT OF ISSUE

GREG HARRIS - PUT ORDINANCE IN PLACE - REVIEW CRITERIA

BETTY MAYHEW - REQUEST TO PLACE HOLD ON CONSTRUCTION UNTIL PROJECT EVALUATED

IRENE KNUTSON - PROPERTY VALUE ISSUE

JOHN LENGYEL - PRESIDENT OF THE HOMEOWNERS OF GOLF HAMMOCK
ECONOMIC IMPACT

ROB REED - REVOKE PERMIT AND SET FOR PUBLIC HEARING RECOMMENDED
PROCEDURES FOR POWER TRANSMISSION LINES

KRIS DELANEY - MORE STRINGENT PROCEDURE

REQUEST TO MR. MAXCY TO MAKE A MOTION TO DECLARE THE PERMIT
INVALID, BASED ON HIS KNOWLEDGE OF THE SITUATION AND BASED ON HIS
UNDERSTANDING OF THE LAW AND THE REQUIREMENT OF THAT PERMIT

CHAIRMAN GOSE - A MOTION IS ALREADY ON THE FLOOR.

Commissioner Vickers restated her motion to instruct the Attorney and staff to come up with the proper procedure for Utility Use Permitting that would involve the County Commission. Commissioner Gentry seconded the motion.

PRESTON COLBY - REQUEST TO FORM A COMMITTEE

CHAIRMAN - NOT IN FAVOR OF A COMMITTEE

JOHN MARTZ - CHANGES TO THE POLICY - REQUEST PUBLIC HEARING

ROB REED - POLICY AND PROCEDURES

COMMISSIONER SUMMERS - QUESTION TO THE ATTORNEY ON REVOCATION

BOARD ATTORNEY - NO GROUNDS STATED TO REVOKE

CHRIS GREGORY - REVOKE PERMIT CONTINGENT ON THE NEED OF THE LINE
COUNTY ADMINISTRATOR - GAS LINES

Upon roll call, all Commissioners voted aye. The motion carried.

KRIS DELANEY - REVIEW PROCESS - NO PUBLIC HEARING

SUGGESTIONS TO COMMISSIONER MAXCY TO MAKE HIS MOTION DECLARING THE
PERMIT INVALID.

COMMISSIONER MAXCY - COURT INJUNCTION QUESTION TO THE ATTORNEY

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to revoke the permit.

CHAIRMAN - STATEMENT TO COMMISSIONER MAXCY

ROB REED - VALIDITY OF CHALLENGE

VICKERS - SUGGESTION THAT POWER GO FOR A COURT INJUNCTION

RONALD HARRIS - NO COOPERATION FROM FLORIDA POWER

COUNTY ADMINISTRATOR - MOVING OF POWERLINE TO THE EASTERN SIDE OF
635.

KRIS DELANEY - FLORIDA POWER HAS NOT ESTABLISHED A NEED FOR THE
LINE

PRESTON COLBY - BOARD HAS ERRORS AND OMISSIONS INSURANCE

JOHN MARTZ - IN HOUSE CALCULATION TO ESTABLISH NEED FOR THE LINE
LONG RANGE NEEDS TO SUPPORT THE LINE
IRENE KNUTSON - SELLING OF POWER TO OTHER COMPANIES
JOHN MARTZ - EXISTING CONTRACT WITH GLADES
AMEL JACOBS - NO DEMOCRACY IN THIS COUNTY
CHAIRMAN GOSE - QUESTION TO THE ATTORNEY ON CHANCES OF WINNING
BOARD ATTORNEY - NO COMFORTABLE GROUNDS - NO FRAUD OR MISSTATEMENT
NO REVOCATION
COMMISSIONER VICKERS - STATEMENT
CHAIRMAN GOSE - STATEMENT
CHAIRMAN GENTRY - STATEMENT

VOTING ON THE MOTION:

Upon roll call, Commissioners Gentry, Summers and Gose voted nay. Commissioners Vickers and Maxcy voted aye. The motion did not carry.

**ASSISTANT COUNTY ADMINISTRATOR
REVENUE DISCUSSION**

The Budget Director reported that the FY93-94 Budget includes several increased new fees as part of the estimated revenues required to fund operations.

The fees are limited to Fire Services, County Engineer and Planning Department. The intent is to fund the positions needed in the departments from the increase in revenues generated by the proposed fees. See Budget file for copy of schedule of fees. The consensus of the Board was there is no problem with Fire. Plan Amendment and Vesting should be revisited. Tim Eures, Fire Coordinator spoke to the Board regarding the implementation of the fees. Commissioner Gentry requested a review of small counties in comparison to the larger counties.

DISCUSSION ON VESTING AND LAND USE SCHEDULE

The Board Attorney was directed to work with the County Planner and bring back review. Commissioner Gentry requested that the County Administrator work up a project in order for her to get some idea of the cost involved.

**COUNTY ADMINISTRATOR - ADOPTION OF BUDGET ON 9/21/93
DISCUSSION ON OPTIONS - TAX INCREASES**

SUGGESTION ON DISSOLUTION OF SOME SPECIAL TAX DISTRICTS

Motion by Commissioner Gentry, seconded by Commissioner Summers to notify Orange Villa, Hickory Hills, Avon Park Lakes and Red Hill Farms that a Public Hearing will be held to consider dissolution of these districts. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 27.

The meeting adjourned at 2:30 P. M.

Chairman

Attest: _____
Clerk

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REGULAR MEETING OF THE BOARD, SEPTEMBER 7, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by J. Ross Macbeth, Board Attorney.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers, Sheriff's Department, presented the Daily Jail Log of Inmate Count for the period ending 9/7/93. See SMB 19 Page 30.

CLERK

Luke Brooker, Clerk of Court, reported that the surcharge of \$12.50 for ticketed drivers has been implemented as of September 1, 1993. All the law enforcement officers including the Game and Fish Commission have received the new informational packet.

The Value Board of Adjustment will be meeting on September 23, and September 24, 1993 to hear petitions. September 27, 1993 may be also designated if needed. The Chairman assigned Commissioner Vickers and Commissioner Summers to the Board. Commissioner Maxcy volunteered to serve.

MEETINGS:

The Chairman read the reported meetings into the record.

ACTION:

PUBLIC HEARING TO CONSIDER VACATION OF EASEMENT - SUN'N LAKE OF SEBRING - ROBERT L. AND HELEN L. BAILEY

PROOF OF PUBLICATION ENTERED INTO THE RECORD BY THE COUNTY ENGINEER. SEE SMB 19 PAGE 31.

LEGAL DESCRIPTION READ INTO THE RECORD.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to follow the recommendation of the County Engineer to adopt Resolution, approving the vacation of the easement. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 49.

PUBLIC HEARING TO CONSIDER VACATION OF EASEMENT - ORANGE BLOSSOM ESTATES UNIT NO. 7 GLOY B. & KATHY RAE TURNER

PROOF OF PUBLICATION ENTERED INTO THE RECORD. SEE SMB 19 PAGE 32.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution, approving the vacation. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 50.

CONSENT AGENDA:

ITEM NO. 9 - APPROVAL OF CONTINUATION OF UNDERGROUND STORAGE TANK PROGRAM REMOVED FROM THE CONSENT AGENDA FOR FURTHER REVIEW.

ITEM NO. 10 - APPROVAL TO EXECUTE NATIONAL OCEANIC ATMOSPHERIC ASSN. WEATHER RADIO AGREEMENT MOVED FOR CONSIDERATION UNDER THE ASSISTANT COUNTY ADMINISTRATOR.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve the Consent Agenda as follows, with Items No. 9 and 10 removed and modification to the agreement with South Florida Community College as stated by the Attorney:

Approval of minutes of public hearings 8-19-93, 8-20-93 and 8-25-93 and meeting of 8-24-93.
 Approval of Budget Amendments #92-93-240; 249; 250; 251 and 252.
 Approval to execute Leachate Hauling Contract. J & J Baker Enterprises.
 Approval of payment without invoice - Dickey Scales. See SMB 19 Page 33.
 Approval of Landfill Security System. See SMB 19 Page 34.
 Approval of agreement between South Florida Community College and Highlands County Emergency Medical Service.
 Approval to pay invoice without purchase order - Housing Authority. See SMB 19 Page 35.
 Approval of additional physician to County Preferred Provider Organization Program - Jose L. Ruiz, M.D. and George D. Lyle, M.D.
 Approval of payment with canceled purchase order - Architect contract. See SMB 19 Page 36.
 Approval of Library System fine and fee schedule. See SMB 19 Page 37.
 Approval of plat recording - Orange Walk - Richard J. and Grace M. Michael.
 Approval of plat recording - Country Club Villas I - Phase III of Spring Lake - Michael A. Tellschow.
 Approval to accept right-of-way surveys - Huntley Oaks Blvd. and Pendarvis Road maps. See SMB 19 Page 38.
 Approval to execute escrow agreement - Country Club Villas I, Phase III of Spring Lake.
 Approval to pay the following duly authorized warrants:

Law Library	297.00
General	1,557,588.66
County Transportation Trust	24,548.59
5th/6th Cent Gas Tax	24,793.27
"E911" Emergency Telephone System	150.00
"E911" Operations	19,855.24
Local Govt Infrastructure Surtax	99,950.29
Community Development Block Grant	30,284.44
Affordable Housing Assistance Trust	5,500.00
Risk Retention	20,186.44
Employee Benefit	85,829.77
Special Payroll	90,899.95

Upon roll call, all Commissioners voted aye. The motion carried.

ROAD AND BRIDGE DIRECTOR: ROAD PROGRAM DISCUSSION
 ROADS RESURFACED UNIT 1-2-3, 1992-1993
 ROADS RECONSTRUCTED UNIT 1-2-3, 1992-1993
 DIRT ROADS CONSTRUCTED UNIT 1-2-3, 1992-1993
 ROADS PAVED, CITIZEN PARTICIPATION UNIT 1-2-3, 1992-1993
 ROADS TO BE RESURFACED UNIT 1-2-3, 1993-1994
 ROADS TO BE RECONSTRUCTED UNIT 1-2-3, 1993-1994
 DIRT ROADS TO BE CONSTRUCTED UNIT 1-2-3, 1993-1994
 ROADS TO BE RESURFACED UNIT 1-2-3, 1994-1995
 ROADS TO BE RECONSTRUCTED UNIT 1-2-3, 1994-1995
 DIRT ROADS TO BE CONSTRUCTED UNIT 1-2-3, 1994-1995
 DIRT ROADS TO BE CONSTRUCTED UNIT 1-2-3, 1995-1996
 DIRT ROADS TO BE CONSTRUCTED UNIT 1-2-3, 1996-1997
 DIRT ROADS TO BE CONSTRUCTED UNIT 1-2-3, 1997-1998
 UNIT I UNPAVED CANDIDATES LIST, SEPTEMBER 1993
 UNIT II UNPAVED CANDIDATES LIST, SEPTEMBER 1993
 UNIT III UNPAVED CANDIDATES LIST, SEPTEMBER 1993
 ROAD CANDIDATE LIST ALL UNITS, SEPTEMBER 4, 1992
 See Road File for copy.

The Road and Bridge Director informed the Commission that the bound version will be presented later to Board for pursuing.

COUNTY ENGINEER: RANKING OF DEPT OF TRANSPORTATION'S TRANSPORTATION ENHANCEMENT PROJECTS: EXPLANATION BY RICK LILYQUIST
PETER POLLARD - EXECUTIVE DIRECTOR OF CRA - OPTIONS TO CONSIDER RECOMMENDATION TO RANK THE SEBRING TRAIN STATION AND PARKING LOT NUMBER I
COMMISSIONER VICKERS - LAKE PLACID BEAUTIFICATION PROJECT - BOARD HAS COMMITTED TO \$80,000 AND HAS DONE THE ENGINEERING.
BERT HARRIS - REQUEST THAT THE BOARD DESIGNATE THE LAKE PLACID PROJECT NUMBER I, AND THEY WILL RETURN FUNDS

Motion by Commissioner Vickers, seconded by Commissioner Gentry to rank the projects as written with the Sebring Train Station as number one priority and the Beautification Project as number two, with a commitment to getting both projects funded. Bert Harris requested a table to the motion until Commissioner Summers could vote on the motion. Mike Lee spoke in favor of the motion and the probability of the Sebring area losing the Train Station if it is not restored.

Upon roll call, Commissioners Gose and Maxcy voted nay. Commissioners Gentry and Vickers voted aye. The motion failed.

The Chairman requested that the County Engineer go ahead and send the Enhancement Projects up as designated, and the Board will prioritize the first two projects in two weeks when all members are present.

BILL EVERS, MAYOR OF BRADENTON: REQUEST FOR RESOLUTION ON SOUTHWEST FLORIDA WATER MANAGEMENT

John Novak, Assistant to the Mayor of Bradenton addressed the Board regarding the tax increases proposed by SWFWMD. He presented several reasons to oppose the proposal.

JOE ABELOW - SPEAKING AGAINST BUREAUCRAT BLACKMAIL

RICK MCCLEERY, GOVERNMENT AFFAIRS COORDINATOR, SFWMD, RESPONDED TO PRESENTATION

COMMISSIONER MAXCY - COMPLAINT WITH APPOINTED BOARDS AND TAX INCREASE

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to develop a Resolution opposing an advalorem tax increase by the District. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 51.

BUDGET OFFICER: REVENUE CONSIDERATIONS

REVISED PLANNING FEE SCHEDULE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt the revised Planning Fee Schedule as presented by the Budget Director, to become effective on October 1, 1993. Upon roll call, all Commissioners voted aye. The motion carried.

See SMB 19 Page 52 for copy.

ASST. COUNTY ADMINISTRATOR: DISCUSSION OF ADOPTION OF BLOOD-BORNE PATHOGEN POLICY

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to adopt the Blood-Borne Pathogen Policy as presented by the Assistant County Administrator. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 53 for copy of Plan.

APPROVAL TO EXECUTE NATIONAL OCEANIC ATMOSPHERIC ASSN. WEATHER RADIO AGREEMENT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to execute the Agreement subject to section seven, hold harmless to be

stricken, and the correct language approved by the Board Attorney. Upon roll call, all Commissioners voted aye. Motion carried.

COUNTY ADMINISTRATOR:

**CONSIDERATION OF PROPOSED NEW ORANGE BLOSSOM TAX DISTRICTS
REVIEW OF MAPS**

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to allow the County Administrator to set a Public Hearing date to consider creating special tax districts as depicted by the lots noted in yellow on the maps.

JOE ABELOW - SUGGESTION TO INCLUDE ADDITIONAL AREAS IN THE DISTRICT THAT ARE CONSIDERED WOODLANDS

BILL STEPHENSON - THE WINDOW FOR CREATING THE DISTRICT WILL BEGIN WITH THE PUBLIC HEARING IN DECEMBER. IN JUNE AT THE SECOND PUBLIC HEARING THE ASSESSMENT AMOUNT WILL BE SET.

BOARD ATTORNEY - THOSE AREAS INCLUDING WOODLANDS WILL INCUR SUBSTANTIALLY GREATER COST IN GETTING THE IMPROVEMENTS IN.

COUNTY ADMINISTRATOR - DISTRICT IS TO CREATE ROADS WHERE HOMES ARE BUILT. MOST LOTS ARE VACANT.

JEFF PARKER - EXPLANATION OF LOTS IN THE DISTRICT

IRENE KNUTSON - KEY LAKES INFORMATION

LETTER FROM LEUCADIA, INC. AND PARKLAND DEVELOPMENT CORP. IN SUPPORT. See SMB 19 Page 54.

Upon roll call, all Commissioners voted aye. The motion carried.

DISCUSSION OF INFRASTRUCTURE SALES TAX REVENUE - REQUEST FROM MONROE COUNTY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to revise the Resolution and approve, urging that the Legislature amend section 212.055 (2) (i), Fl. Statutes, in order to permit counties with a population of 100,000 or less to use the Local Government Tax Infrastructure Revenue for any purpose. To send the Resolution to all delegates and the policy committee. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 52.

PRESENTATION OF DRAFT OF PROPOSED UTILITY USE LICENSING PROCEDURES FLORIDA POWER CORPORATION - REQUEST TO NOT CONSIDER THE NEW PROCEDURES UNTIL STAFF HAS TIME TO PROPERLY REVIEW

**BOARD ATTORNEY - REQUEST RECOMMENDATIONS FROM THE COUNTY ENGINEER
COUNTY ADMINISTRATOR - SUGGESTED WORKSHOP WITH ALL CONCERNED TO DISCUSS PROCEDURES**

ROB REED - PROBLEM IS WITH ELECTRICAL TRANSMISSION LINES

Motion by Commissioner Maxcy, to place a moratorium on staff issuing any permits on electrical transmission lines over 40 kv until a policy is developed. The Chairman passed the gavel to the Vice Chairman and seconded the motion.

Rob Reed, speaking in behalf of the Power group stated that he supports the motion. Upon roll call, all Commissioners voted aye. Motion carried. The County Administrator was directed to send out information requesting comments and to schedule a workshop in approximately thirty (30) days.

The Vice-Chairman passed the gavel back to the Chairman.

COUNTY ADMINISTRATOR - LETTER OF COMMENDATION FROM ROBERT J. PETERS TO ROY J. CARR, VETERANS OFFICER.

ARBUCKLE DAY - NOVEMBER 20, 1993

COMMISSIONER VICKERS - LETTER OF COMMENDATION TO NANCY THOMAS, LAW-LIBRARIAN

COMMENTS AND QUESTIONS

MIKE WILLINGHAM - UPDATE ON AIRPORT

Mr. Willingham stated that the Authority has been successful in the quest for the grant on the Airport Access Road. The T-Hangers will be out to bid this month. Work is continuing on the FHA grant loan. Groundbreaking is scheduled this week for a 10,000 sq. feet Aviation Hanger. Another potential vendor for Aviation and Automobile Restoration is in consideration. Lesco is also expanding. One of the major tenants agreed, along with the lease to buy an interest road. Efforts are being made to have them remove all the old buildings and complete the demolition. The facility will have a new appearance.

The Chairman commended Mr. Willingham on a job well done.

**TERRY JOHNSON, SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT:
OVERVIEW OF DISTRICT WATER MANAGEMENT PLAN
SLIDE PRESENTATION OF THE 20 YEAR COMPREHENSIVE PLAN FOR WATER
RESOURCES IN SOUTHWEST FLORIDA**

JIM WOHL: REQUEST TO PAVE SEBRING HIGHLANDS COLLECTOR ROAD

IRENE KNUTSON - CONTRACTS

STEPHEN MILLER - NRA COMMITTEE

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to give permission to Mr. Wohl to proceed with the paving if the contracts are not in satisfactory form by October 1, 1993.

IRENE KNUTSON - CANNOT RECOMMEND CONTRACTS

COUNTY ADMINISTRATOR - LETTER FROM BETTER ROADS

Commissioner Vickers withdrew her motion, Commissioner Maxcy withdrew his second.

The Board gave direction for staff to meet with Mr. Wohl and get necessary documentation together to begin the paving by October 1, 1993. Staff to bring back details on 9/21/93.

RICHARD CONOVER - SOUTHERN STATES UTILITIES LOCATION IN THE COUNTY

**JOE CLARK - COMPLEMENTED THE BOARD FOR THEIR DILIGENCE AND HARD
WORK**

See SMB 19 Page 55 for copy of agenda slips.

COMMISSIONERS:

VICKERS

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Resolution #93-36 opposing a tax increase or in the alternative restricting use of increased taxes of the Southwest Florida Water Management District and the South Florida Water Management District. Upon roll call, Commissioner Gose voted nay. All other Commissioners voted aye. The motion carried. See Res. Book 8 Page 51.

COMP PLAN WORKSHOP

UGA MAP PROBLEMS - COUNTY ADMINISTRATOR

RON CAUTHEN - CHASTAIN SKILLMAN - MAPS

IRENE KNUTSON - ORANGE BLOSSOM

JOHN TALLENT - LYKES BROS.

RONNIE STRICKLAND - DEVELOPMENT

JEFF LUDWIG - WHY UGA LINE

MARK GEORGE - PARTIAL AGREEMENT

The Chairman recessed the meeting at 5:10 P. M. until Thursday 9/9/93 at 4:00 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, SEPTEMBER 21, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the County Administrator, Carl Cool.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 9/21/93. See SMB 19 Page 64.

CLERK

Mr. Luke Brooker, Clerk, read into the record the newly established policy for the duplication and cost of cassette tapes, effective 9/2/93. Tapes produced from the Finance Department will be duplicated at \$.86 each. There will continue to be no charge for duplication if the individual brings his own tape. See SMB 19 Page 65.

MEETINGS

The Chairman read into the record the noticed meetings.

County Administrator - Staff meeting with the County Engineer and all interested parties for the Natural Gas Pipe Line 9/30/93.

Chairman - Letter from the Highlands County Blood Bank in appreciation for gallon donations. Treasa Handley was given a gift for her first gallon donation.

ACTION:

PUBLIC HEARING TO CONSIDER ZONING HEARING #1316 - PRAIRIE OAKS DEVELOPMENT COMPANY - MR. R. GREG HARRIS

Requesting a zoning change from R-3 FUD (Multiple Dwelling with Flexible Unit Development) to R-IA FUD (Residential District with Flexible Unit Development). Due to central water/sewer and the demand for larger homes in this area, petitioner would like a FUD to increase the maximum lot coverage to 45%.

Russ Lehman, Development Director, presented petition. Proof of Publication entered into the record. See SMB 19 Page 66. Staff reports presented.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to adopt Resolution approving Hearing #1316. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 56.

PUBLIC HEARING FOR EASEMENT VACATION - HIGHLANDS PARK ESTATES SECTION J - MARY J. MCMANN

Rick Lilyquist - Proof of Publication entered into the record. See SMB 19 Page 67.

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve request for easement vacation and to adopt Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 57.

PUBLIC HEARING FOR EASEMENT VACATION - HIGHLANDS PARK ESTATES SECTION P - GEORGE H. AND GEORGETTA J. RASMUSSEN

Rick Lilyquist - Proof of Publication entered into the record. See SMB 19 Page 68. Legal description read into the record. Motion by Commissioner Gentry, seconded by Commissioner Summers to approve vacation of easement and adoption of Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 58.

RESOLUTION FOR ROY B. COPELAND

Chairman - Resolution read into the record. Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Resolution in support of the efforts of Roy B. Copeland in his position as President of the Florida Septic Tank Association. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 60.

CONSENT AGENDA:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

- Approval of minutes of meeting 9-7-93.
- Accept into record - August Monthly Report
- Approval to execute Agreement for Railroad Crossing At CR 17-A. See SMB 19 Page 69.
- Approval of application for Library Grant. See SMB 19 Page 70 for copy of Application.
- Approval to execute contract for Aquatic Weed Control Work Plan.
- Approval of Variance Request - Jack Scarborough. See SMB 19 Page 71.
- Approval to pay the following duly authorized warrants:

Law Library	105.87
General	241,147.64
County Transportation Trust	18,135.54
5th/6th Cent State Gas Tax	49,145.66
"E911" Operations	229.06
Local Govt Infrastructure Surtax	81,291.91
Community Development Block Grant	79.30
Special Law Enforcement Trust	1,282.00
Risk Retention	18,685.60
Employee Benefit	124,900.73
Special Payroll	383.26

Preston Colby - questions concerning the Consent Agenda

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to approve the request to declare a nuisance in Case 93-100, American Land Investment Corporation for Lots 101 and 103, Sebring Hills Subdivision. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 72.

EMS DIRECTOR: REQUEST FOR EMS STANDBY COVERAGE

Jim Killeen, representing Irv Barber, requested standby coverage for the third annual "Model Air Fest" for Saturday and Sunday, November 13 and November 14, 1993 at the Highlands R/C Flying Field adjacent to Sebring Airport. Rick Weigand, EMS Director recommended against this request due to the fact that the location is outside of the units normal coverage area and would increase the response time for this unit. The request is for a total of 16 hours over two days and would have an impact on the operation of

the department. The Board took no action on the request.

COUNTY ENGINEER:

RANKING OF TRANSPORTATION ENHANCEMENT PROJECTS

Motion by Commissioner Vickers, seconded by Commissioner Gentry to rank the projects as listed with the Sebring Train Station and Parking Lot as number one, and to make every attempt to support the top four projects.

Commissioner Summers - comments in support of the Lake Placid Beautification project.

Peter Pollard, Executive Director of the CRA - speaking in support of the Train Station.

Mike Lee, Executive Director of the Sebring Chamber - urgency in restoring the Train Station.

Georgette Emory, employee of the Train Station - thanked Board for their help.

Irene Knutson - afraid to stand under the canopy because of the condition of the station. Mrs. Knutson spoke in favor of the motion.

Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried. See SMB 19 Page 73.

WORK PROGRAM REQUEST FOR FY 94/95 - 98/99

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the Work Program Request for FY 1994/95 - 1998/99 as recommended by the County Engineer. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 74 for copy.

ASSISTANT COUNTY ADMINISTRATOR:

Mr. Portz advised the Commission that he attended a Fact Policy Meeting on September 10, 1993. Two main topics of discussion were Workman Compensation Reform and Save our Home Amendments. Other meetings are scheduled for October 15, 1993 in Tampa.

REGULATED STORAGE TANK PROGRAM DISCUSSION

Motion by Commissioner Vickers, seconded by Commissioner Gentry to continue the contract with the Okeechobee County Public health Unit for the Underground Storage tank program. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 75.

INSURANCE COMMITTEE RECOMMENDATIONS - PROPERTY AND CASUALTY

Ford Heacock - detailed report.

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to accept the renewal as stipulated by Mr. Ford Heacock.

Preston Colby - questions regarding claim amount.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 80.

COUNTY ADMINISTRATOR:

CONSIDERATION OF NEW TAX DISTRICT - SEBRING HILLS SOUTH

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to set a Public Hearing date to consider a Special Tax District for Sebring Hills South road paving.

Commissioner Summers - cost should be considered.

Irene Knutson - logical area for growth.

Richard Conover - how many homes in the District?

Preston Colby - cost of building roads

Tom Portz - caution to the Board on the numerous Tax Districts

Mike Starcevic - developer should be responsible
Upon roll call, all Commissioners voted aye. The motion carried.

CONSIDERATION OF NEW TAX DISTRICT - AVON PARK LAKES

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve the County Administrator set a Public Hearing date to consider a Special Assessment District to pave roads. Upon roll call, all Commissioners voted aye. Motion carried.

REQUEST TO EXTEND CONTRACT FOR RISK MANAGER AND PLAN ADMINISTRATOR

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the written recommendation of the County Administrator which states that the two current contracts will be extended at the same monthly rate from 10-1-93 through 10-31-93. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 76.

The County Administrator reported that he had the pleasure of speaking to a select committee on agency rules, chaired by Representative Mckay.

His topic of concern was over-regulation and duplication.

GAYLE BRETT, DEPT. OF ENVIRONMENTAL PROTECTION: UPDATE ON CARTER CREEK ACQUISITION

Ms. Brett reported on the state's acquisition efforts in the Sebring Highlands Subdivision. She stated that all appraisals have been completed and most offers have been made with 1,445 offers mailed out, 240 owners have not been contacted due to title problems and 176 lot owners have signed the state's contract and have agreed to sell.

Concerns from owners include, what will happen to the funds that were appropriated for building the road, and the amount of illegal dumping of trash in the Subdivision. She requested the county assist with road crews to help remove the trash and commit to reimbursing the lot owners the funds that were paid into the district. The Chairman advised that this will be discussed later in the agenda. See SMB 19 page 77 for copy of letter.

JOAN PFLUEGER: LAKES

Ms. Pflueger advised that Mr. Colby will address the rest of the issues on this subject.

CITIZENS NOT ON AGENDA

Mike Starcevic - What is being doing done about polluted well water? The state advised that Mike should talk to the Commission. The County Administrator reported that he has talked to Tom Joyce and the state should be supplying a filter. The Chairman directed the County Administrator to make some phone calls to help Mr. Starcevic.

Hank Kowalski - relinquished his time to Mr. Colby.

Preston Colby - addressing Item #6 Aquatic Weed Control, speaking for Hank Kowalski and Ms. Joan Pflueger - not allowed participation.

Preston Colby - unlawful destruction of county records.

Preston Colby - Utilization of the County Airplane to go to Tallahassee. Request authorization for the trip.

Jim Wohl - Home Savings Bank - Gayle Brett, regarding Comprehensive Plan issues in the Sebring Highlands District.

Clayton Womer - change of meeting dates - understood workshops were to be held every other Tuesday.

See SMB 19 Page 78 for copy of agenda slips.

COMMISSIONERS:

Maxcy - dedicated to the citizens of Highlands County.

Vickers - request for Historic Preservation Resolution to be placed on agenda next week.

Gentry - read into the record proclamation promoting Business Development Week and Industry Appreciation Week.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Resolution proclaiming the week of September 20-24, 1993 as Business Development Week and Industry Appreciation Week. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 59.

Gose - Value Adjustment Board meeting - Chairman to be elected by the members. Commissioner Vickers will be unable to attend on Friday 9/24/93. She will not be replaced by an alternate.

REQUEST FOR SUNSHINE NATURAL GAS PIPELINE PUBLIC HEARING

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to authorize the Chairman to sign a letter requesting a local public hearing regarding the Sunshine Natural Gas Pipeline Certification Application.

Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 79.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, OCTOBER 15, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

**James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry**

**L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham**

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. James H. Hood, Sebring Christian Church.

U.S.S. HIGHLANDS RECOGNITION AND UNVEILING OF MARKER

Henry Sampley, crew member of the Ship gave a brief synopsis of the history of the U.S.S. Highlands. Other crew members recalled events that occurred during the invasion. Marguerite Skipper, Historical Society, presented to Henry Sampley a log of the U.S.S. LST 636, the ship that was next to the USS Highlands that also participated in Manilla. The meeting was then recessed at 9:20 A. M. to unveil the Marker of the U.S.S. Highlands on the Courthouse Grounds.

The meeting was called back to order at 9:45 A. M. by the Chairman.

REQUEST TO WAIVE AGENDA TO CONSIDER 4-H RESOLUTION - TERRY BALFOUR

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to waive the agenda to consider 4-H Resolution. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to adopt 4-H Resolution, proclaiming the week of October 3-9, 1993 as 4-H week in Highlands County. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 65.

The Chairman passed the gavel to Vice-Chairman Vickers to continue with the announcements.

MEETINGS:

The Vice-Chairman read the announced meetings into the record. County Administrator - meeting of the Health Care Task Force - October 13, 1993 at 1:30 P. M.

Vice-Chairman - copies of the adopted Comp Plan is available for inspection in the Commissioner's office. Copies will also be available in the future in each of the libraries.

The gavel was then passed back to the Chairman.

SHERIFF

Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 10/5/93. See SMB 19 Page 85.

CLERK

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept into the record by the Clerk, the submitted budget for the South Florida Water Management District. Upon roll call, all Commissioners voted aye. Motion carried.

The Clerk remembered Mr. Earl Hyed, a regular attender to the Board meetings, in his passing.

PROCLAMATION: ARCHAEOLOGY WEEK - OCTOBER 2-9, 1993

Motion by Commissioner Vickers, seconded by Commissioner Gentry to

adopt proclamation, honoring the week of October 2-9, 1993 as Florida Archaeology Week. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 66.

Ann Reynolds - President of the Kissimmee Valley Archaeology Conservancy thanked the Board for the recognition.

CONSENT AGENDA:

County Administrator - request to remove Item 8 - Contract for Leachate Treatment and/or Hauling from the Consent Agenda to be discussed under County Administrator.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of public hearings 9/7/93, 9/14/93 and 9/15/93: workshop 9/9/93 and regular meeting of 9/21/93 with a correction to Book 15 Page 419 to read Georgette Emory, an interested citizen thanked the Board for their help.

Approval to execute Waste Tire Grant. See SMB 19 Page 86 for copy. Approval to pay invoice without purchase order - Gate Petroleum. See SMB 19 Page 87.

Approval to execute Recycling and Education Grant. See SMB 19 Page 88 for copy.

Approval to pay invoice without purchase order - Central Florida Tower. See SMB 19 Page 89.

Approval to pay invoice without purchase order - Dictaphone. See SMB 19 Page 90.

Approval to pay invoice without purchase order - vested Rights Hearing Officer. See SMB 19 Page 91.

Approval of budget amendment #92-93-271. See SMB 19 Page 93.

Approval to extend Drug Preferred Provider Organization. See SMB 19 Page 92.

Approval to pay the following duly authorized warrants:

Law Library	289.52
General	1,397,077.50
County Transportation Trust	17,451.15
5th/6th Cent State Gas Tax	77,969.48
"E911" Emergency Telephone System	140.00
"E911" Operations	17,916.90
Local Govt Infrastructure Surtax	12,551.08
Community Development Block Grant	23,170.08
Risk Retention	23,549.83
Employee Benefit	82,695.98
Special Payroll	85,652.67

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE, CASE #93-11

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to grant request to declare a nuisance in Case #93-111, Robert M. Plott and Mary G. Plott for the removal of structures, debris, and junk vehicles. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 94.

ASSISTANT COUNTY ADMINISTRATOR: RESPONSE TO CENTER FOR URBAN TRANSPORTATION RESEARCH FUNCTIONAL CLASSIFICATION STUDY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to

adopt Resolution #93-44, opposing the **CUTR** methodology of determining roadway ownership. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 67. The County Administrator praised Tom Portz and Rick Lilyquist for their work with the state on this project. See SMB 19 Page 95.

TRANSFER OF FUNDS - INMATE MEDICAL PAYMENT

Motion by Commissioner Summers, seconded by Commissioner Gentry to waive the agenda for consideration of the budget amendment. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Summers, seconded by Commissioner Vickers to authorize the budget amendment for payment of the inmate medical warrant. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 97.

REQUEST PAYMENT OF SHIP PROGRAM

The consensus of the Board was to defer action until October 19, 1993.

COUNTY ADMINISTRATOR:

APPOINTMENTS TO PLANNING & ZONING COMMISSION AND BOARD OF ADJUSTMENT

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to move alternate members, Dave Traverse and James Osborn, to the position of regular members on the Board of Adjustment and the Planning and Zoning Commission. Upon roll call, all Commissioners voted aye. Motion carried.

INTERSECTION IMPROVEMENTS AT KENILWORTH BLVD. AND INDUSTRIAL WAY

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve recommendation of staff to join in partnership with North American Equipment Systems to accept the materials cost of \$14,150.00 and the road department build an east bound left hand turn storage lane. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 96.

PROPOSED AGREEMENTS WITH HEACOCK INSURANCE

County Administrator - explanation of negotiations. See SMB 19 Page 98.

Motion by Commissioner Summers, seconded by Commissioner Maxcy to rescind the motion for extension of the contracts for one month, and to accept agreements for the Plan Administrator Contract and the Risk Manager Agent of Record with Heacock Insurance Agency. The Chairman requested the addition of language to the Risk Manager, Item 6 B. coverage requirements. Upon roll call, Commissioner Vickers voted nay. All other Commissioners voted aye. The motion carried. Public input was received from various citizens.

REQUEST TO LIFT MORATORIUM ON CONSIDERATION OF ROADS FOR COUNTY MAINTENANCE

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the recommendations of the County Administrator to lift the moratorium for accepting roads for county maintenance, to leave the current policy in place with the knowledge that the Road and Bridge Director will be working toward developing a new policy for the Board to consider within the next thirty (30) days. Upon roll call, all Commissioners voted aye. Motion carried.

LAND DEVELOPMENT REGULATION TASK FORCE APPOINTMENTS

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to endorse the unanimous vote of the LDR Task Force for the new

alternate members - Don Bates, Jimmy Wohl, and Edgar Stokes. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 99 for copy of resumes.

APPROVAL TO EXECUTE CONTRACT FOR LEACHATE TREATMENT AND/OR HAULING
Motion by Commissioner Gentry, seconded by Commissioner Summers to approve low bid for the treatment of leachate with Short Utility Service. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 100 for copy of bid.

Motion by Commissioner Gentry, seconded by Commissioner Summers to accept the modifications to J & J Baker Enterprises contract, to authorize them to haul leachate in excess of ten miles at the stipulated cost of \$13.98. Upon roll call, all Commissioners voted aye. Motion carried.

County Administrator - letter of commendation from Mr. Robert W. Sanders to the Veterans Service officer.

MIKE SWAINE, HEALTH FACILITIES AUTHORITY: REQUEST FOR APPROVAL OF BOND ISSUE - ADVENTIST HEALTH SYSTEM/SUNBELT, INC.

Motion by Commissioner Vickers, seconded by Commissioner Summers to adopt Resolution approving the issuance by the City of Altamonte Springs, Florida Health Facilities Authority of its Hospital Revenue Bonds in an aggregate principal amount not to exceed \$91,000,000. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 68.

KIM LOVE: SOUTH FLORIDA WATER MANAGEMENT DISTRICT TAX INCREASE AND EVERGLADES MEDIATION

Kim Love, Representative, introduced Cathy Vogel, Government and Public Affairs Director. Ms. Vogel discussed with the Board the current Everglades Settlement mediation and proposed millage increase. She stated that the Governing Board of the South Florida Water Management District has given tentative approval to a lower increase in the millage rate, while still providing nearly \$22 million for Everglades restoration. The decision is to lower the proposed millage rate from 1/10 to 1/20 of a mil, costing the average homeowner an additional \$5.00 in ad valorem taxes. See SMB 19 Page 101 for information.

C. B. SHIREY: REQUEST FROM RECREATION SUBCOMMITTEE

Motion by Commissioner Vickers, seconded by Commissioner Summers to follow the recommendation of the Recreation Committee to allocate the \$80,000 designated for recreation in the FY93-94 county budget to the three municipalities of Avon Park, Lake Placid and Sebring and the \$15,000 already set aside for each municipality. Upon roll call, Commissioners Gose and Maxcy voted nay. All other Commissioners voted aye. The motion carried. Several interested citizens spoke regarding the recreation monies. See SMB 19 Page 102 for copy of recommendations.

JANELLE EDWARDS: REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT

The petitioner was not present.

ANDREW JACKSON: REQUEST TO ADOPT RESOLUTION TO CONSIDER FORMING A COMMITTEE TO ESTABLISH A CHARTER FORM OF GOVERNMENT

RESOLUTION ENTERED INTO THE RECORD IN OPPOSITION - CITY OF AVON PARK - MIKE DISLER See SMB 19 Page 103.

RESOLUTION ENTERED INTO THE RECORD IN OPPOSITION - CITY OF SEBRING. MIKE SWAINE - CITY ATTORNEY. See SMB 19 Page 104.

CHARTER COUNTY INFORMATION REPORT - BILL STEPHENSON. See SMB 19 Page 105.

COMMISSIONER SUMMER - PREPARED STATEMENT - NOT FOR OR AGAINST
PRESTON COLBY - REQUEST TO DEFER ANY ACTION.
KRIS DELANEY - NOT IN FAVOR
HAROLD SEAMAN - SUC INDIVIDUALS INVOLVED
MIKE JOHNSON - TAX INCREASE
BILL SCOVIL - VOLUSIA COUNTY - WILL ALLOW THE COUNTY TO FUNCTION
WITHOUT THE STATE MANDATES.
BOARD DECISION TO WORKSHOP ON OCTOBER 26, 1993 AT 4:30 P. M.

COMMENTS AND QUESTIONS

CHRISTY POLSTON: REPORT ON AVON PARK CHAMBER OF COMMERCE
PATTY WRIGHT: REPORT ON LAKE PLACID CHAMBER OF COMMERCE
MIKE LEE: REPORT ON SEBRING CHAMBER OF COMMERCE
Mr. Lee was unable to stay for the end of the meeting but supplied
the Board with information.

CITIZENS NOT ON AGENDA:

Richard Conover discussed the schedule of the Board meetings, bills
being paid without purchase orders and appeals for the Value
Adjustment Board.

Hank Kowalski requested the Board consider changing the Ordinance
to prohibit solicitors leaving their brochure hanging on the door
when the person is not home.
See SMB 19 Page 106 for copy of agenda slips.

COMMISSIONERS:

Commissioner Vickers - request the county write a letter to
Governor Chiles suggesting that there is not enough representation
from the inland rural counties on the new Growth Study Commission.

Gose - Comprehensive Growth Management Plan Committee to implement
future growth management. None of the local interior counties on
the committee.

Gose - Phil Wickstrom - request to approve procedure for merit
increases for employees. The consensus of the Board was to defer
action until October 19, 1993.

The meeting adjourned at 4:21 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, OCTOBER 19, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by Rev. R. Kurt Borgmann, Church of the Brethren.

ANNOUNCEMENTS:

SHERIFF

Mr. Bill Jones, Undersheriff, presented the Daily Jail Log of Inmate Count for the period ending 10/19/93.

Meetings - read into the record by the Chairman.

Vickers - Historic Preservation Commission meeting October 21, 1993, at 5:30 P. M. Courthouse Conference Room.

Tom Portz - Professional Services Acquisition Committee meeting on October 21, 1993 at 8:30 A. M. in Conference Room #2 at the Agri-Civic Center to discuss negotiations of the contracts for the Revenue Enhancement Consultant.

Carl Cool - Correction Committee meeting October 25, 1993 at 5:00 P. M. in the Courtroom to discuss the proposed new Jail Addition.

PUBLIC HEARING TO CONSIDER ZONING CHANGES: COUNTY ADMINISTRATOR

Hearing #1317 - tabled for an unspecified time.

Hearing #1318 - scheduled to be reheard on 11/9/93.

Hearing #1319 - scheduled to be reheard on 11/9/93

CONSENT AGENDA:

Read into the record by the Chairman.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of public hearings 9-21-93, Value Adjustment Board 9-23-93 and regular meeting 10-5-93.

Approval of Emergency Medical Service Settlement Option. See SMB 19 Page 108.

Approval to execute asphaltic concrete contract. See SMB 19 Page 109.

Approval to record Drainage Easement adjacent to Memorial Drive. See SMB 19 Page 110.

Approval to pay invoice without purchase order - Govt Funding Specialist, Inc. See SMB 19 Page 111.

Approval of budget amendment #93-94-1. See SMB 19 Page 112.

Approval of Governor's appointment to Housing Authority - Patricia A. Landress.

Approval to execute Adopt-a-Highway Agreement - Sebring Board of Realtors.

Approval of request from City of Avon Park for building inspections. See SMB 19 Page 113.

Approval to pay the following duly authorized warrants:

Law Library	1,915.85
General	292,854.89
County Transportation Trust	23,765.62
5th/6th Cent State Gas Tax	24,363.66
"E911" Emergency Telephone System	4,756.00

"E911" Operations	8,155.75
Local Govt Infrastructure Surtax	117,603.05
Community Development Block Grant	245.00
Affordable Housing Assistance Trust	11,728.00
Risk Retention	674,603.78
Employee Benefit	84,238.98
Special Payroll	16,810.02

Upon roll call, all Commissioners voted aye. The motion carried.

PERSONNEL DIRECTOR:

ADOPTION OF MERIT INCREASE ALLOCATION PROCEDURE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Merit Raise Methodology as presented by the Personnel Director. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 114.

APPROVAL OF NEW POSITION DESCRIPTIONS AND JOB CODES

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve the new Job Titles and Codes. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 115.

REQUEST FOR APPROVAL OF JOB CLASSIFICATION CHANGE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the position upgrade from Equipment Operator II to Equipment Operator III, with an additional requirement of a Commercial Driver's License Instructor designation. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 116.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE. CASE #93-113

Motion by Commissioner Vickers, seconded by Commissioner Summers to declare a nuisance in Case #93-113, Marion H. Peters III, for property located off of 621 East, Mossey Cove Subdivision. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 117.

PLANNING DIRECTOR: RESOLUTION TO RESCIND ZONING MORATORIUM (RESOLUTIONS 91-60 AND 92-18)

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution 93-46 rescinding the moratorium on certain classes of zoning applications and rescinding Resolution 91-60, and Resolution 92-18. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 69.

COUNTY ENGINEER: LANDSCAPE ORDINANCE APPEAL - CHILDREN'S HOME SOCIETY

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve the landscape ordinance variance request from Kenneth R. Atkins for the Children's Home Society as stated by the County Engineer. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 118 for copy.

Hank Kowalski - not happy with the Landscape Ordinance - weak and ineffective. Commissioners Vickers and Maxcy responded.

APPROVAL OF APPRAISAL SERVICES FOR ARBUCKLE CREEK ROAD, PHASE II APPROVAL TO EXECUTE CONTRACT - QUALITY CONTROL/INSPECTION SERVICES FOR LANDFILL: COUNTY ENGINEER UPDATE

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the contract for Appraisal Services for Arbutle Creek Road, Phase II and to execute the contract for Quality Control/Inspection Services for the Landfill. Upon roll call, all

Commissioners voted aye. Motion carried.

County Engineer - update on the Functional Classification Study.
Commissioner Vickers - Letter from DCA - proposed study to widen U.S. 27 - not consistent with the Comp Plan. The County Engineer will respond.

**LIBRARY DIRECTOR: LAKE PLACID MEMORIAL LIBRARY BUILDING PLANS
MARY MYERS**

Motion by Commissioner Summers, seconded by Commissioner Vickers to approve the construction plans and proposed design changes for the construction of the Lake Placid Memorial Library.
Upon roll call, all Commissioners voted aye. The motion carried.

County Administrator - Letter from Joe Rey, requesting negotiation by the Town of Lake Placid to acquire the old Library Building for the possible use of the Police Department. The Board suggested that the County Administrator convey to the Town Counsel that when it becomes vacant the Board will agree to discuss an interlocal agreement.

COMMISSIONER VICKERS: VALUE ADJUSTMENT BOARD: DISCUSSION

Memo - See SMB 19 Page 119.

Board Attorney - suggestion for hiring a Special Master.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to ratify the decision made by the Value Adjustment Board and pay the Board Attorney invoice amount of \$2,718.60, which is three-fifths of the total amount of \$4,531. The School Board will assume the other two-fifths.

Richard Conover - minutes of the Property Value Adjustment Board for 9/24 and 9/27/93 - Board Members not serving the full time.

Upon roll call, all Commissioners voted aye. The motion carried.

The consensus of the Commission was to proceed with the Board Attorney preparing an RFP for the hiring of a Special Master to hear the Tax Petitions for 1994.

BOARD ATTORNEY:

APPROVAL OF AGREEMENT AND INVOICE - RICHARD C. REED, ESQ.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to approve the agreement with Richard C. Reed, Esq. to represent the counties in the litigation relating to the Public Defender Case No. 92-03536, to authorize the invoice in the amount of \$1,126.08 and a budget amendment to cover the cost. Upon roll call, all Commissioners voted aye. Motion carried.

RESOLUTION ON UNFUNDED MANDATES

Board Attorney - read the Resolution into the record.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt Resolution #93-47 expressing support for the passage and adoption of legislation to curb federal unfunded mandates and to support "National Unfunded Mandates Day" to be held October 27, 1993. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 70.

PROPOSED SUNSHINE PIPELINE PUBLIC HEARING

Information on presentation

The Board Attorney was directed to contact the DEP Attorney and request a presentation in this area.

ASSISTANT COUNTY ADMINISTRATOR:

UPDATE ON CABLE T.V. OPTIONS

Calendar of Events - See SMB 19 Page 120.

Option #1 - Form #FCC 328 - Certification to regulate basic cable service rates.

Form #FCC 329 - Rate Complaint Form - Regulatory Agency may file. Commissioner Vickers - different levels of involvement, would prefer not to take any action for two weeks.

Maxcy - cost estimate of staff to implement the rate regulation.

Olaf Pearson - urged the Board to adopt an Ordinance regulating basic cable rates.

Larry Trammel - Storer Cable - will supply any information that is available.

The consensus of the Board was to reagenda for December 7, 1993.

PRE-TRIAL RELEASE CONTRACT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to accept the recommendation of staff for Option #1 to provide two full-time positions to be provided by the Contractor. Total annual cost of the Pre Trial Release Program, \$59,973.60.

Upon roll call, all Commissioners voted aye. Motion carried. See Pre-Trial Release file.

COUNTY ADMINISTRATOR: PRESENTATION OF ANNUAL REPORT

Highlights presented by Carl Cool.

The County Administrator commended the new Clerk, Luke Brooker, on receiving the highest award, the Certificate of Achievement for Excellence in financial reporting.

The County Administrator also commended Personnel Director, Phil Wickstrom, on his appointment to the Governor's Workers Compensation Advisory Council.

JOHN McCLURE: REQUEST FOR BUTTONWOOD BAY DOCK STRUCTURE APPROVAL

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve staff recommendation to enter into contract for the Buttonwood Bay Dock density and design structure.

Ms. Joan Pfleuger spoke to the Board regarding the dredging and the silk from the dead aquatic plants.

Eugene Schultz made a statement in objection to the actions of the Buttonwood Bay Investors.

John Graytek, owner, advised that none of the lots came down to the water.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 121.

SANDY KUHN: REPORT ON COUNTY PUBLIC HEALTH UNIT

OVERVIEW - See SMB 19 Page 122.

KATHY CRIVELLO: REPORT ON NuHOPE

1992-93 HIGHLIGHTS - SERVICE TO HIGHLANDS COUNTY ELDERLY POPULATION 92-93 See SMB 19 Page 123.

MIKE WILLINGHAM: REPORT ON SEBRING AIRPORT

See SMB 19 Page 124 for copy of information.

BETTY NEALE: ECONOMIC ELEMENT OF COMP PLAN

Ms. Neale commended Jackie Fauls and Jeff Ludwig for their work on the draft Economic Element. She recommended that after the Board's review and consideration, adoption of this document as the County's Economic Development Plan, and later the document be forwarded for inclusion as an element in the Comprehensive Plan. The consensus of the Commission was to set a workshop in November to review. The County Administrator will coordinate with the Economic Director for date certain.

CITIZENS NOT ON AGENDA

Mr. Tom Babcock questioned the Board regarding comments received regarding prior approval to hire a labor attorney for legal advice. The Chairman advised that he had directed the County Administrator to proceed with hiring a labor attorney during the Marty Kelly grievance. The County Administrator reported that he does have authority to seek legal advice up to a certain amount.

Richard Conover - October birthdays - Guy Maxcy and Doris Gentry

Clayton Womer - Absence of the Airport Director

COMMISSIONERS:

Summers - Prepared statement on Animal Control Policies.

Summers - Projects submitted before the Comp Plan should not have to follow the new requirements. The Board Attorney stated that there is a procedure in place that answers these issues.

Gentry - request for the Board Attorney to draft some type of interlocal agreement for payment of recreation vouchers.

Gentry - Administration of the SHIP funding, concern for the second year funding. Request update periodically.

Vickers - City of Sebring 75th Anniversary Pen.

Consensus to designate the Historic Preservation Commission as the Agency for celebration of the 75th birthday in 1996.

Gose - Resolution regarding Free Trade Agreement

Motion by Commissioner Maxcy, seconded by Commissioner Vickers to readopt the NAFTA Resolution #91-08, and send to state delegates. Upon roll call, all Commissioners voted aye. the motion carried.

WORKSHOP FOR COURTHOUSE SECURITY TO BE RESCHEDULED AT THE CONVENIENCE OF THE JUDGES.

The County Administrator and the Clerk to Coordinate.

Vickers - Legislative Charter Government Seminar - December 1, 1993 through December 3, 1993.

The meeting adjourned at 12:45 P. M.

Chairman

Attest: _____
Clerk

WORKSHOP MEETING OF THE BOARD, OCTOBER 26, 1993
CHARTER FORM OF GOVERNMENT

The workshop was called to order at 4:30 P. M. with the following members present:

James L. Gose, Chairman
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry
Louise Graham, Deputy Clerk

Also present for participation at the Workshop were as follows:

Gordon Smith, City of Avon Park, Council
Chuck Watson, City of Avon Park, Council
Jimmie Garner, City of Avon Park Council
Pat Wilk, City of Sebring, Council
Margie Rhoades, City of Sebring, Council
Jimmy Whitehouse, Supervisor of Elections

KURT SPITZER - FLORIDA CHARTER GOVERNMENT - OPTIONS AND PRACTICES
See SMB 19 Page 125 for copy of hand-out process.

Mr. Spitzer stated that he is not pro or con charter government and his comments will remain neutral.

The three "P's" of charter government are policies, politics and personalities. All have bearings on how a charter is put together and how it is perceived by elected officials, and the public. A charter government is only as good as what goes into it. One assumption is that it is a cure all for all public ills and will make government more efficient, effective and reduce taxes.

Some individuals believe charter government is a disaster and will create a huge bureaucracy that will result in the consolidation of municipalities. The truth is somewhere in between.

A charter allows actions not specifically prohibited by general law. What a charter can mean depends on how it is written.

Examples of powers conferred by charter are the power to provide for recall of the legislative body, protection from special acts of legislature, districting and how government officials will represent their constituents. The Imposition of utility taxes, and amendments to the charter.

Charters may be used to limit terms of office, campaign spending and the holding of non-partisan elections. Charters may also eliminate constitutional officers, although most counties have opted not to change the system of electing these officers.

The Commission could name a charter commission, which would present an unalterable charter to the board for placement before the voters, or a study committee could be formed to develop a charter.

Comments were received from the Commissioners relative to the discussion.

Public input was received from the following:

Pat Wilk, Sebring City Council - Concerns
Joe Clark - Questions to the entire community
Bruce Sherwood - County Wide Fire Services
Cliff Rhoades - Cost of Study

Ruth K. Davis - Budget - Tax Base
David Gregory - Lake Placid - Comments
Bill Carlson - Speaking as a resident in opposition
Fred Tagtmeier - Lake Placid - Comments
Barry Foster - Sebring - Questions
Hank Kowalski - Cost of printing document - no scientific study
Kris Delaney - Opposed to unelected officials given elective powers.
Kurt Spitzer - Closing comments

Proof of noticed meeting. See SMB 19 Page 124.

The meeting adjourned at 6:35 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, NOVEMBER 2, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

**James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry**

**L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham**

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by L. E. "Luke" Brooker, Clerk of Courts.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending 11/02/93. See SMB 19 Page 126.

CLERK

The Clerk reported that Circuit Judge Dale Durrance has been transferred. Judge Robert Pyle from Polk County will be replacing him. The Clerk thanked Judge Durrance for his help during his transition as the new Clerk.

The Clerk gave an update on the collection of the moving violation surcharge, Ordinance #93-13. The collection to date stands at approximately \$5800. Estimated collection predicted for the year is \$90,000 to \$100,000.

The Clerk presented two checks to the Board of County Commissioners, SBA collection in the amount of \$9,000, and excess fees from the Clerks office in the amount of \$14,570.

MEETINGS:

Read into the record by the Chairman.

County Administrator - letter of commendation for Ron Davis, an employee of the Animal Control.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION - HIGHLANDS PARK ESTATES - WILLIAM ROMAN DIAZ PETITIONER

Proof of Publication entered into the record by the County Engineer. See SMB 19 Page 127.

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the easement vacation and the adoption of the Resolution. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 71.

CONSENT AGENDA:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to approve the Consent Agenda as following, to also include three budget amendments from elected officials to clean up their budget for year ending, and to correct cost center on Budget Amendment #93-94-10 from Account #2111 to read #2672.

Approval of Minutes of Value Adjustment Board 9-24-93, 9-27-93, 10-5-93, 10-18-93 and regular meeting of the Board of County Commissioners 10-19-93.

Approval of Budget Amendments.

Approval of capital outlay- Recycling/Education Grant. See SMB 19 Page 128.

Approval of Leachate Treatment Agreement, Sun-n-Lake of Sebring Improvement District. See SMB 19 Page 129.

Approval of Capital Outlay - Computer Program. See SMB 19 Page 130.

Approval of Housing Incentive Plan to submit to State.
 Approval to refund application fee - Zoning Board of Adjustment to Swaine and Harris, representing C.D. and Deborah A. Lusby and Vincente and Maria L. Barajas. See SMB 19 Page 131.
 Approval of Adopt-a-Highway Agreement - Whispering Pines Baptist Church.
 Approval of contract amendment for Istokpoga Park Boating Improvement Grant. See SMB 19 Page 132.
 Approval to pay bill exceeding purchase order - LaGrow Irrigation. See SMB 19 Page 133.
 Approval to pay the following duly authorized warrants:

Law Library	359.97
General	1,393,901.64
County Transportation Trust	54,806.56
5th/6th Cent State Gas Tax	70,949.07
"E911" Operations	25,181.43
Local Govt Infrastructure Surtax	53,118.03
Community Development Block Grant	18,035.61
Risk Retention	14,062.33
Employee Benefit	115,714.05
Special Payroll	75,891.41

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE CASES 93-119, 93-120, 93-094:

Motion by Commissioner Vickers, seconded by Commissioner Gentry to declare a nuisance in Case #93-094, Dorothy Ann Jackson. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 134.

Motion by Commissioner Gentry, seconded by Commissioner Summers to declare a nuisance in Case #93-119, Kathy Pearson. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 135.

Motion by Commissioner Maxcy, seconded by Commissioner Summers to declare a nuisance in Case #93-120, Miller and Mary Adams. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 136.

COUNTY ADMINISTRATOR:

EXECUTION OF REVENUE ENHANCEMENT CONSULTANT AGREEMENT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to follow the recommendation of the County Administrator and enter into the Contract with David M. Griffith and Associates to conduct an Alternative Financing Study (Phase I) in the amount of \$11,800. Commissioner Vickers modified her motion to add an addendum to the contract through the Attorney that will typically allow the records open to the public before the Chairman signs the contract. Upon roll call, Commissioner Maxcy voted nay. All other Commissioners voted aye. The motion carried.

LEGISLATIVE DELEGATION

The County Administrator requested concerns from the Commission to be presented to the Legislative Delegation on November 19, 1993 in the Boardroom. Commissioner Gentry suggested that she would like to look at the Florida Association of Counties Legislation initiatives and select the ones that the Board feels the strongest about, in addition to the Gas Tax Administrative Charge, the Utility Tax, the Criminal Justice and the Medicaid Billing. Commissioner Maxcy added to the list the Homestead Exemption policy and unfunded mandates.

APPOINTMENT TO HOUSING AUTHORITY

Motion by Commissioner Summers, seconded by Commissioner Gentry to

recommend to the Governor the appointment of Mr. James N. McGee to the Highlands County Housing Authority. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 134 A for copy of resume.

REPORT ON NEW MEETING AGENDA SCHEDULES:

The County Administrator gave an update on the new meeting schedules. Mr. Cool advised that although the meetings were reduced from four regular meetings to two per month, the public has not been excluded. From the staff's point of view, the schedule is working fine. He recommended that the Board continue with the schedule as is. Commissioner Summers disagreed with the County Administrator.

Joe Clark spoke to the Board regarding the time involved to be placed on the agenda. Richard Conover, also felt that the notice to get on the agenda is too long. Commissioner Maxcy stated that the twice-monthly schedule gives him more time to spend with his constituents. Commissioner Vickers asked for the meeting schedule to be reviewed again in December. Lee Winberry, a developer, requested the Board take a straw vote of the people in the audience. Preston Colby elaborated on extended consent agenda issues and procedures.

COUNTY ADMINISTRATOR - DISCUSSION OF JAIL CONSTRUCTION MANAGEMENT

Motion by Commissioner Vickers, seconded by Commissioner Gentry to follow the recommendation of the Committee to select option #2 the Construction Manager approach. The reasoning behind this selection methodology is the potential savings of some \$80,000 to \$90,000 in costs because the county may purchase materials tax free. The second reasoning is more direct control of payment and selection on subcontractor basis with the hopes of hiring more local subcontractors. On the General Contractors option all payments are made directly to the General Contractors. This can create a problem with contractors not paying subcontractors, increasing a potential for litigation. A general Contractor is profit motivated therein seeking savings to increase his profit margins whereas a Construction Manager is paid on a flat fee regardless of work change orders or materials cost.

Preston Colby - questions regarding agenda item.

Chairman Gose - card from Preston Colby read into the record. See SMB 19 Page 135A.

Upon roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY: RESOLUTION TO VACATE PLACID LAKES PLAT SECTIONS 21-25:

Motion by Commissioner Vickers, seconded by Commissioner Maxcy to adopt Resolution to vacate Placid Lakes Plat section 21-25 with the exceptions as stated by the Board Attorney. Upon roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 page 72.

BOARD ATTORNEY: NATURAL RESOURCES POLICY 3.14 OF COMPREHENSIVE PLAN

The Board Attorney presented information regarding the problem of how to deal with existing lots or parcels of record which are insufficient in size to meet the required setbacks and be useable. This information was received in a fax from Harry Schmertmann of DCA. See SMB 19 Page 136. The Board Attorney suggested adopting an interim policy in effect to interpret the current rule that would make the decisions of the Zoning and Building Department conform with the policy that is being considered. He advised that the policy could be in place by the next meeting.

Mr. Joe Clarke advised the Commission that a Chapter has been formed for Citizens Constitutional Rights and he has been named the President. Mr. Clark suggested the Board exempt all lots of record. Several citizens came forward and spoke regarding property rights.

Motion by Commissioner Gentry, seconded by Commissioner Vickers to direct the Board Attorney to interpret the policy for the Planning and Zoning Department. Upon roll call, all Commissioners voted aye. Motion carried.

Mr. Clarke requested that the Commission publish the interim changes to make the citizens aware of these changes.

COMMISSIONER MAXCY: RETIRED CITIZENS TAX WORK-OFF PROGRAM

Update by Commissioner Maxcy. Request a workshop and direct the County Administrator to suggest staff come up with a program that might be compatible with our county. The County Administrator advised that the county will need enabling legislation to operate the program. If the Commissioners are in support this should be presented to the legislation to allow the program. The consensus was to add to the list support for Hillsborough County.

STEPHEN WEEKS: UPDATE ON COMMUNITY DEVELOPMENT BLOCK GRANT AND STATE HOUSING INITIATIVES PROGRAM

Motion by Commissioner Gentry, seconded by Commissioner Summers to authorize Mr. Weeks to prepare an amendment that would come back before the Board for ratification. Upon roll call, all Commissioners voted aye. Motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Summers to authorize the Housing Consultant to begin preparation for the application of the new CDBG Grant. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 137.

CHAIRMAN - DECISION TO MOVE THE NEXT ITEM UP TO THE ACTION AGENDA

MIKE TUBBS: JACKSON-JOSEPHINE CANAL REQUEST

Rodney Fields, Attorney - Representing Mr. Tubbs and other residents residing along the Channel requested the Board continue with the maintenance agreement on the canal structures and open the gates to keep the water from overflowing onto their caladium fields. Several citizens addressed concern that by opening the floodgates Lake Jackson water levels will decline. The County Administrator stated that the act of farming results in the loss of top soil by a half to a full inch each year. Because of that, the property owners have been lowering the grades of their land to a point that the county would have to alter its operations of the canal to keep the lands dry. Mike Tubbs suggested that this problem is several years away. Mr. L. E. Selph stated that he has been farming for several years, and has not lost enough soil to have his land flooded. Larry Sharpe, Soil Conservation Director addressed the safety issue, and agreed that the structures should be maintained.

Motion by Commissioner Vickers, seconded by Commissioner Gentry to make a formal request to the state and the Soil Conservation to conduct an investigation along the basin to find out why Lake Jackson has lost so much of its waters in the past ten years. The Chairman requested copies to all delegates, including Al Gore. Upon roll call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried.

Motion by Commissioner Vickers, seconded by Commissioner Summers to instruct staff to complete maintenance on the structure and clean out the ditch. Upon roll call, all Commissioners voted aye. Motion carried.

Larry Sharpe suggested that the three parties meet and try to solve the water level issue.

LUNCH BREAK 1:15 P. M.

RECONVENED AT 2:30 P. M.

DISCUSSION ON CHARTER FORM OF GOVERNMENT

Vickers - would like the opportunity to attend the Florida

Association of Counties Seminar to gather more information.
Gentry - to continue to talk to constituents and get their opinion.
Summers - will agree to a study if it does not cost anything. No positive comments.
Maxcy - need more information.
Gose - committee discussion
Mike Johnson - Highlands County Homeowners Executive Board - not for or against - prepared statement. Suggestion that a committee be formed with Tom Portz as Chairman to study how our government works, and make recommendations back to the Board.
Bob Pollard - Ad-Hoc committee - Resolution to study better government.
Several citizens stated their concerns for a change in the government. The Consensus of the Commission was to continue to gather more information and study.

REQUEST TO PAY INVOICE WITHOUT PURCHASE ORDER TO XEROX - MEMO FROM JERRY EARNEST/VADEN POLLARD:

Motion by Commissioner Vickers, seconded by Commissioner Gentry to approve payment of invoice without a purchase order to Xerox Corporation. Upon roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 138.

BOARD ATTORNEY: SUNSHINE NATURAL GAS PIPELINE PUBLIC HEARING FOR INFORMATIONAL PURPOSE SCHEDULED FOR 11/18/93 AT 10:00 A. M. IN THE BOARDROOM

VICKERS - HEALTH CARE TASK FORCE MEETING 11/10/93 AT 10:00 A. M. AND 1:30 AT THE HIGHLANDS COUNTY HEALTH DEPARTMENT

CITIZENS NOT ON AGENDA

Michael Knox - problems with vesting issues - request a memo to the state regarding the Comp Plan.

Jack Clark - Vesting rights of property owners. Why was he turned down?

The Board Attorney stated that the review process and determination of vesting was followed in the normal pattern. Most are approved. Joe Clarke - Comp Plan - Set Backs and Buffers - to long to get property vested.

Board Attorney - Not enough available staff time. Update on the particular vesting case. More information needed.

The County Administrator was asked to report back on vesting issues.

Hank Kowalski - Browbeating of the Commissioners

Preston Colby - Agenda procedures

Letter - retaining outside counsel

Kris Delaney - Comp Plan comments - debating vesting appeal

Joan Pflueger - Docks - Buttonwood Bay

See SMB 19 Page 140 for copy of agenda slips.

COMMISSIONERS:

Gentry - invited the public to tune in to a program on Recycling in public schools at 7:00 P. M.

Vickers - hand-out on Florida Heritage

The meeting adjourned at 4:45 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, NOVEMBER 16, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

James L. Gose
Audrey Vickers
Archie Summers
C. Guy Maxcy
Doris Gentry

L. E. "Luke" Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Rev. Dale Schanley, Spring Lake United Methodist Church.

ANNOUNCEMENTS:

SHERIFF

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending November 16, 1993. See SMB 19 Page 141.

CLERK

L. E. "Luke" Brooker, Clerk, announced that the son of former Judge, Joe Kinsey passed away on November 15, 1993.

The Clerk thanked the Sheriff and the Board for their cooperation toward the improvements of the Courthouse.

The Clerk announced that office hours will be extended beginning Wednesday, December 1, 1993. The open office hours for all clerk's offices will be 8:00 A. M. to 4:30 P. M. This change is being implemented to give the citizens of Highlands County better service and access time to the offices. See SMB 19 Page 142 for copy of Memo 93-20.

MEETINGS

The Chairman read into the record the listed meetings.

ADDITIONAL MEETINGS:

Vickers - Highlands County Lakes Association - November 16, 1993 at 7:00 P. M. Agri-Civic Center.
County Planner - LDR Task Force Meeting - December 13, 1993 at 6:30 P. M. at the Agri-Civic Center.

County Administrator - Card presented to Keith Albritton, Animal Control Director. The Card was made by Mrs. Albritton's third grade class at Park Elementary School in appreciation for his speech to the class regarding Animal Control.

ELECTION OF CHAIRMAN AND VICE-CHAIRMAN FOR 1993-94

DISCUSSION ON POLICY FOR ELECTION OF VICE-CHAIRMAN

COUNTY ADMINISTRATOR - NO KNOWN ADOPTED POLICY

Consensus of the Commission to adopt the policy that the Chairman and Vice-Chairman be elected on the third Tuesday of November.

Motion by Commissioner Gentry, seconded by Commissioner Summers to elect Commissioner Vickers as the Chairman of the Board. Upon roll call, all Commissioners voted aye. The motion carried.

The new Chairperson received the gavel and presented a plaque to the former Chairman in appreciation for a job "well done".

Motion by Commissioner Gentry, seconded by Commissioner Gose to elect Commissioner Summers as the Vice-Chairman. Upon roll call, all Commissioners voted aye. The motion carried.

PUBLIC HEARING TO CONSIDER ZONING CHANGES:

HEARING #1318 - DESIGNER HOMES, INC. c/o James F. McCollum, Atty. Lot 73, 74 and 75, Sebring Hills. Requesting a zoning change from R-1 (Residential District) to B-2 (Limited Business). Residential model center and office for building contractor.

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Gary Lower, Zoning Supervisor presented staff reports. Proof of Publication entered into the record. See SMB 19 Page 143. Request for a unity of title agreement to ensure compliance with Sec. 12-95 (g) of the Code of Ordinance. Jim McCollum, Attorney presented request for petitioner. Marion Temple resident of Sebring Hills spoke in opposition, stating that the request did not comply with the district's deed restrictions. The County Planner presented clarification of the zoning action. Commissioner Maxcy requested that the Developer contribute toward a stop sign, not to exceed the amount of \$100.00.

Motion by Commissioner Gose, seconded by Commissioner Gentry to accept the recommendation of the Planning and Zoning Board to adopt Resolution approving Hearing #1318 to B-2 (Limited Business district), limited intensity of commercial office land use consistent with the land use designation of the Comp Plan and a density of one commercial office building. With the execution of a Declaration of Unity Title Agreement to ensure compliance with Section 12-95 (g) of the Code. Upon roll Call, Commissioner Summers voted nay. All other Commissioners voted aye. The motion carried. See Res. Book 8 Page 73.

HEARING #1319 - H. F. DEVELOPMENT CO. AND SUN'N LAKE OF SEBRING IMPROVEMENT DISTRICT c/o James F. McCollum, Atty. for Highlands County School Board. Requesting a zoning change from R-3 FUD, M-1 and B-1 (Multiple Dwelling District with Flexible Unit Development, Mobile Home Subdivision, Neighborhood Business District), to PU (Public Use). For Public School. Attorney McCollum presented the petition. Commissioner Gose questioned why the School Board had not taken action prior to the request before the Commission. The Board Attorney advised that this approval would facilitate the process for public use as listed in the Comp Plan.

Proof of Publication entered into the record. See SMB 19 Page 144.

Motion by Commissioner Gose, seconded by Commissioner Gentry to accept the recommendation of the Planning and Zoning Board to adopt the Resolution approving the zoning change.

Mr. Minor George and Mr. Claude Stampa spoke in opposition to the request.

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 74.

COMMISSIONER GOSE - DISCUSSION ON REAPPORTIONMENT

Attorney McCollum stated that the School Board is waiting for an opinion from the General Counsel's office of the State Board of Education. The Chairman requested that this item be placed on the agenda for December 7, 1993. The Board Attorney advised that there is no public hearing requirement for the Commission. The redistricting has to be approved and then published for four (4) consecutive weeks. The County Administrator was directed to place on the agenda for December 7, 1993 and to set a hearing for December 21, 1993.

HEARING #1320-NED HANCOCK C/O RONNIE J. STRICKLAND

Requesting a zoning change from AU (Agriculture) to B-4 (Business District). Desire to use to repair heavy equipment such as trucks, tractors, etc.

Gary Lower, Zoning Supervisor presented staff reports. Proof of Publication entered into the record. See SMB 19 Page 145.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to uphold the recommendation of the Planning and Zoning Board to adopt Resolution approving the zoning change. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 75.

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The Zoning Supervisor advised that a public hearing was set for January 11, 1994 by the Planning and Zoning Board to address the distance between establishments selling off-premise alcohol.

Recess 10:40 A. M. - Reconvene at 10:50 A. M.

PROCLAMATION: SCRUB APPRECIATION DAY

Read into the record by the Board Attorney.

Motion by Commissioner Gentry, seconded by Commissioner Gose to adopt the proclamation in support of Scrub Appreciation Day. Hank Kowalski requested that the Board rescind the motion paving the Sebring Highlands Collector Road. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 76.

RESOLUTION: IN SUPPORT OF LAKE OKEECHOBEE AREA TOURISM

Read into the record by the Board Attorney.

Motion by Commissioner Gentry, seconded by Commissioner Gose to adopt Resolution #93-53 expressing support for assistance by the State for development of the Greater Lake Okeechobee area as a tourism destination.

Betty Neale, representing Florida Heartland's Redi Board of Director member spoke in support. Mike Lee, Chairman of Highlands Hospital urged passage of the Resolution. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 77.

CONSENT AGENDA:

County Administrator - read into the record.

Motion by Commissioner Gose, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of workshop 10-26-93 and meeting on 11-2-93.

Accept into record - October Monthly Reports

Approval to accept lot from Leonard C. Parnell, Lot No. 8 in Orange Blossom Estates, Block #9, Unit #7, Section #13, Township 35 S., Range 28 E. See SMB 19 Page 146.

Approval to pay invoice without purchase order - Law Library. See SMB 19 Page 147.

Approval of budget amendments as listed:

#92-93-298; 93-94-19; 93-94-20; 93-94-21 and 93-94-22

Approval to execute state library grant. See SMB 19 Page 148.

Appointments to Children's Services Council - Claudette Carlan and Deborah K. Kendrick. See SMB 19 Page 149.

Approval to pay invoice without purchase order - Pistol Range. See SMB 19 Page 150.

Approval to pay invoice without purchase order-B.F.I. See SMB 19 Page 151.

Approval to pay invoice without purchase order-Wells Motor Co. See SMB 19 Page 152.

Approval of contract for physician Preferred Providers - Stephen D. Stohler D.C. and Richard S. Taylor D.C.

Approval of Adopt-a-Highway Agreements -Inter Act Club and Future Farmers of America.

Approval to pay bill without purchase order-State Attorney. See SMB 19 Page 153.

Approval for E.M.S. Support Squad program. See SMB 19 Page 154.

Approval of Variance Request-St. Simon Catholic Church, Inc. See SMB 19 Page 155.

Approval to pay bill without purchase order-Circuit Judge. See SMB 19 Page 156.

Approval to pay bills for Community Development Block Grant. See SMB 19 Page 157.

Approval to pay the following duly authorized warrants:

Law Library	64.50
General	265,473.58
County Transportation Trust	43,899.17
5th/6th Cent State Gas Tax	39,009.20
"E911" Operations	58.75

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WARRANTS CONTINUED

Local Govt Infrastructure Surtax	82,045.28
Risk Retention	21,805.96
Employee Benefit	121,043.55

Richard Conover - Comments regarding payments without purchase orders.

Explanation was received from the County Administrator and the Assistant.

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER: REQUEST TO DECLARE NUISANCE - CASE #93-128

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to declare a nuisance in case #93-128 - Ronald Griffith for Lots 13 thru 19, inclusive, Block U, Lakemont Estates Subdivision.

Judy Ross, resident, thanked the Code Enforcement Officer for the accomplishments in that area.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 158.

COUNTY EXTENSION DIRECTOR: PLASTIC PESTICIDE CONTAINER RECYCLING CENTER

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve establishing the center for collection of recycling of empty pesticide containers, and the training of the staff to initiate the program. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 159 for copy of proposal.

PLANNING DIRECTOR: COMP PLAN AMENDMENT REVISIONS

County Planner - Review of Resolution and Revisions
Board Attorney - Comments regarding compliance with DCA
Public input was received from Mark George concerning closure from DCA and Joe Clarke speaking for the citizens Constitutional Rights group. Kris Delaney urged the Commission to bring the Plan in compliance with DCA.

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve the Resolution with the understanding that the Exhibits would follow thirty (30) days after the execution and final approval of the Plan. To also include the Planning Director's

recommendation that the application deadlines and public hearing dates in Exhibits A.B.and C. be adjusted accordingly. Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 78. See SMB 19 Page 160 for copy of D.C.A. statement of intent to find the Comprehensive Plan Amendment 93R1 not in compliance.

**CHANGE IN AGENDA ORDER DAVID MAY, DEPT. OF TRANSPORTATION:
PRESENTATION OF TENTATIVE WORK PLAN**

Norman E. Feder - overview of the District Tentative Work Program for FY 94/95 - FY 98/99.

Mr. Feder reviewed with the Commission each project listed and the changes that the Department has made that are not consistent with the Work Program. Mr. Feder advised that portions of the six laning of U S 27 through Sebring has been pulled out of the construction program. The County Administrator listed several factors that would be affected by the cancelling of the project such as the Comprehensive Plan, the future of building along the congested highway corridor and protection of the county's lakes from storm water run-off. Mr. Feder stated that the funding was not cut for the projects, but the costs were determined to be prohibitive.

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DOT officials indicated that the storm-drainage system was one of the major reasons for the cancellation, along with the cost of land acquisition for the system. Costs were also escalated when the DOT decided to build an urban section of six-lane, rather than a rural section. The Urban section required curbs and gutters that greatly increase costs.

The County Administrator questioned Gerald Carrigan - Engineering Services Director for DOT on the issue of curbs and gutters. Mr. Carrigan presented the history of the PD and E studies. The County Engineer suggested a shift in the funds to the Highlands and Sparrow section since it is the most congested section.

The Chairperson recessed the meeting at 12:16 P. M. for lunch and suggested a continuation of the DOT item after the scheduled public hearing at 1:00 P. M.

**PUBLIC HEARING TO CONSIDER ESTABLISHING ORANGE BLOSSOM UNITS 3-11
SPECIAL BENEFIT DISTRICT**

The Chairperson called to order the Public Hearing at 1:00 P. M. Bill Stephenson - Proof of Publication entered into the record. See SMB 19 Page 161.

County Administrator - history of meetings to consider Tax District. Recommendation from staff to not establish this district.

Bill Stephenson-updated list of letters mailed out.

534 letters mailed out - 349 letters returned or 65% - 9 letters were returned undeliverable - 314 letters were no votes or 90% - 35 letters or 10% were yes votes.

Public input was received from Robert Scott. See SMB 19 Page 162 for copy of presentation. Joseph Abelow gave information on the foreclosure and reiterated his opposition to the formation of the district.

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to follow the recommendation of staff and not approve the Special Tax District. Upon roll call, all Commissioners voted aye. The motion carried.

The Chairperson adjourned the public hearing at 1:34 P. M. and called back to order the regular meeting with the continuation of the discussion of the DOT presentation.

NORMAN E. FEDER, DOT PRESENTATION

Mr. Feder continued with the update of the different projects.
County Engineer - request DOT expand on the SR 70 and St. Rd 17
new projects.
County Administrator - disappointment with DOT decision.

The time now being 2:00 P. M. the Chairman recessed the regular meeting to open public hearing for consideration of Tax District.

PUBLIC HEARING TO CONSIDER ESTABLISHING ORANGE BLOSSOM COUNTRY CLUB COMMUNITY BENEFIT DISTRICT

Proof of Publication entered into the record. See SMB 19 Page 163.

County Administrator - staff recommendation based upon the response of the lot owners to approve the creation of this district.

Bill Stephenson - letters mailed out - 322

letters returned - 240

letters with yes vote -182

letters with no vote - 58

undeliverable letters - 2

Board Attorney - Captions read into the record with modification to the article. Legal description read into the record.

PUBLIC INPUT

Irene Knutson representing Leucadia, Inc. spoke in favor of the new district.

Kevin Main - cost per lot

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Charlie Snell - area proposed for the district. Sewer and water questions.

John Bock - owner of six (6) lots - in favor of the district.

Motion by Commissioner Maxcy, seconded by Commissioner Summers to approve the Orange Blossom Country Club Community Benefit District.

Board Attorney - Letter from DCA regarding the assessment of \$175 for the Special Tax Districts. The conclusion from the Department was that they should not have been assessing the \$175 as they were MSBU's. The Istokpoga Marsh Improvement District is somewhat different and it may be assessed at the \$175. However the Board Attorney must make modification to the Ordinance to classify it as an MSBU.

Commissioner Maxcy amended the motion to accept changes in the language to include the district as an MSBU. Commissioner Summers accepted the amendment. Upon roll call on the main motion and the amendment, all Commissioners voted aye. The motion carried.

The Chairman recessed the public hearing and reconvened the regular meeting with the DOT continuation.

DEPARTMENT OF TRANSPORTATION PRESENTATION

Norman Feder - alternatives to bring other projects in.

County Administrator - decision will impact the Comp Plan.

State law requires the agency to fund the first three years of its five-year plan without change. The law was written that way so local and county governments could be guaranteed funds from projects that would be consistent with local planning. Mr. Feder stated that in situations where the DOT's failure to complete a planned project would jeopardize the county's comprehensive plan and development, DOT has asked the DCA to treat the county as a constrained area.

Kris Delaney pointed out that the highway improvements would have protected the county's lakes from rain run-off that can pollute

the water.

Norman Feder - Work Program Public Hearing Schedule. See SMB 19 Page 164. Suggestion to the Commission to attend and present recommendations.

The Chairperson suggested that staff look at the impact that this decision will have on the county. To bring up to the legislative delegation on Friday and readdress on December 7, 1993.

County Administrator - The Sebring Airport Authority is getting nine new projects financed over the next five years because of the seed funds provided by the county.

Preston Colby - Agency of government appears to violate intent of law.

Joe Clarke - time to develop land South of Sebring. Request to be placed on the agenda.

Betty Neale - EDC and IDA - would like to participate with other staff members in preparation for the next meeting when this item will be placed on the agenda. Inclusion of the Airport Authority projects - future growth potential.

Rick Lilyquist - recognized Gerald E. Carrigan as former County Engineer for Pasco County.

Chairperson Vickers - request that DOT be present on 12/7/93 for agenda discussion.

3:00 P. M. - PUBLIC HEARING TO CONSIDER ESTABLISHING AVON PARK LAKES UNIT 26-34 SPECIAL BENEFIT DISTRICT

Bill Stephenson - Proof of Publication entered into the record. See SMB 19 Page 165.

County Administrator - staff recommendation - majority opposed to the new district.

Bill Stephenson - letters mailed out - 825

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Letters - 133 responses received back.

Letters - 121 responses received with a "no" vote.

Letters - 9 responses received with a "yes" vote.

Public input was received from Jim Shorkey, Roy Hamrick, Mr. Rosam, Bill Mullins, Ted Best and George Kasperian as opposed to the new district because of cost that is totally unrealistic.

Motion by Commissioner Summers, seconded by Commissioner Gose to follow the recommendation of the County Administrator and not establish the taxing district in Avon Park Lakes Units 26-34. Upon roll call, all Commissioners voted aye. The motion carried.

The Chairperson adjourned the public hearing at 3:45 P. M. and reopened the Commission meeting.

BOARD ATTORNEY: DISCUSSION ON CODE BOOK

Memo - Cost of Code of Ordinances

Motion by Commissioner Maxcy, seconded by Commissioner Gose to set the cost at \$267.36 which is the Board's cost from Municipal Code Corporation for the complete code and binder total. See SMB 19 Page 167 for copy of memo.

Preston Colby - Law suit for which he is suing the Board. Cost questions.

The Board Attorney advised that Mr. Colby may get questions answered in depositions. This should not be discussed.

Upon roll call, all Commissioners voted aye. The motion carried.

4:00 P. M.- PUBLIC HEARING TO CONSIDER ESTABLISHING SEBRING HILLS SOUTH SPECIAL BENEFIT DISTRICT

Bill Stephenson: Proof of Publication entered into the record. See SMB 19 Page 166.

County Administrator - recommendation from property owners not to

approve the district.

Bill Stephenson - Letters sent out - 1,014

Letters received back - 246

Letters with a "no" vote - 187

Letters with a "yes" vote - 49

Letters returned undeliverable - 14

Public input was received from Gertrude Lowder, Mr. Rodriguez, Doug Wallace, Harry Gregory, Sheryl Helmer and Irene Knutson. Most of the residents felt that the assessment was too high.

Motion by Commissioner Gose, seconded by Commissioner Gentry to accept the recommendations of staff to not establish the District. Upon roll call, all Commissioners voted aye. The motion carried.

The time now being 4:45 P. M. the Chairperson adjourned the public hearing and called to order the Special Tax Districts:

Chairperson-called back to order the regular meeting at 6:15 P. M.

ASSISTANT COUNTY ADMINISTRATOR:

INSURANCE COMMITTEE RECOMMENDATIONS

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the recommendations of the Insurance Committee to allow all vendors that meet the bid specification be allowed to participate. Additionally, the recommendation is to continue with the \$4.00 and the \$8.00 prescription co-payment in lieu of deductible and not to count these payments toward employee out of pocket. This will require Plan Document modification to be prepared by Mr. Heacock. Recommendation is to commence this new program 11/16/93 with Mr. Heacock to obtain contracts from specific vendors with the Board Attorney's approval. An amendment was made to the motion to extend Drug Mart from November 15th until December 7th until the other contracts are awarded. Upon roll call, all Commissioners voted aye. The motion carried.

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ACUPUNCTURE APPROVAL

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to modify the Plan Document to include acupuncturist. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 168 for copy of recommendations.

JAIL FINANCING ALTERNATIVES

UPDATE BY THE ASSISTANT COUNTY ADMINISTRATOR

Mr. Portz presented several options regarding obtaining financing for jail expansion. He suggested the Board seek the help of the Clerks Director of Finance. The consensus of the Board was to obtain information from the Florida Association of Counties and have staff report back on December 7, 1993. See SMB 19 Page 169 for copy of options.

DISCUSSION OF CONCESSION OPERATORS

Request to allow vendors on county property, specifically for the selling of food products at H.L. Bishop Park on weekends only. The consensus was to direct staff to poll other counties and bring back additional information to the Commission.

DISCUSSION OF PURCHASING GUIDELINE FOR SHIP PROGRAM

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve the purchasing guidelines for the **SHIP** Program. Upon roll call, all Commissioners voted aye. The motion carried. See

SMB 19 Page 170 for copy.

DISCUSSION OF HOLIDAY SCHEDULE

Motion by Commissioner Maxcy, seconded by Commissioner Gose to adopt the Holiday Schedule as supplied by the Clerk of Courts. I. V. "Buddy" McKenzie, Chief Deputy Clerk presented recommendations.

The County Administrator suggested the Commission follow the Chief Judge's schedule.

Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 171 for copy.

REVENUE CONSULTANTS INTERVIEWS UPDATE

Recommendation from the Assistant County Administrator to wait for the December 17th results from the Revenue Consultant.

COUNTY ADMINISTRATOR: APPOINTMENT TO SHIP TASK FORCE

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the recommendation to appoint Mr. James H. Windsor to the **SHIP** Advisory Committee. Upon roll call, all Commissioners voted aye. The motion carried. See SMB 19 Page 172 for copy of resume.

COMMITTEE FOR TOWING ORDINANCE REPORT

Consensus for the County Administrator to set January 18, 1993 for a Public Hearing to consider the revised Towing Ordinance. Chairperson - request that all Department Heads sign off on the document.

BILL CARLSON: REQUEST SUPPORT OF PETITIONS ON VOTER APPROVAL OF ALL NEW TAXES:

Summers - prepared statement not in support.

Maxcy - appreciate input but can not support.

County Administrator - invited Mr. Carlson to come and participate in the budget hearings in March or April.

Chairperson - Board cannot act in session, only individually.

CITIZENS NOT ON AGENDA:

Jack Clark - request someone attend the Governors Commission on Property Rights Public Hearing set for Thursday, November 18, 1993 to challenge the Comprehensive Plan. The Chairperson suggested that she could attend the December 16, 1993 Public Hearing. See SMB 19 Page 173 for copy of Public Hearings schedule.

Hank Kowalski - request to rescind motion on Riverdale Road Project discussion.

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Joe Clarke - Conservation Overlay Map - Sewer and Water Committee Set Back Requirements - does that include small commercial lots? DCA Advisory Publications - Ordinance - trees and Vegetative. Urban Growth Area - George Property affected.

The County Administrator responded.

Maxcy - Agenda Procedures - cut off time.

Kris Delaney - Time Limits on meetings. Comp Plan issues.

Chairperson - This item will be addressed on the December 7, 1993.

Mark George - Land Use Plan - request for a reversal on Amendment #6 with a modification to include just 760 acres.

Mark George - Vesting Property - request a motion to reconsider Amendment #6.

Board Attorney - will speak with DCA and feel them out on the modified amendment for inclusion into the Plan.

Consensus of the Commission to direct Mr. Macbeth to contact Mr. Pattison of DCA to see if it can be resubmitted and report back.

Gose - no problem with the inclusion.

Board Attorney - suggest that Mr. George work with his own legal counsel and not wait for the deadline. An Ordinance is the only way that the Plan can be amended. At this point the Plan is not in compliance. The Board Attorney will talk to Mr Pattison to see what he recommends.

Wendell Whitehouse - Did DCA contact anyone regarding the non-compliance of the Plan? No courtesy shown to the County. The County Administrator responded.

Discussion by the Board to call a meeting regarding the amendments. The Board Attorney stated that no action could be taken at the meeting to change the Plan. The only way to change the Plan is through an Ordinance.

Kris Delaney - objected to taking action on a non-agended item.

Chairperson - no special meeting will be called. The resolution is to have staff follow up as suggested.

Attorney Whitehouse - request to be placed on the agenda at the next meeting.

COMMISSIONERS:

Maxcy - request to extend the agenda time. Consensus for the Chairperson to make the cut-off decision.

The meeting adjourned at 7:55 P. M.

Chairperson

Attest: Clerk

REGULAR MEETING OF THE BOARD, DECEMBER 7, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

Audrey Vickers
James L. Gose
Archie Summers
C. Guy Maxcy
Doris Gentry

L.E. 'Luke' Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the Clerk of Courts, Luke Brooker.

ANNOUNCEMENTS:

SHERIFF:

Mr. Jim Rodgers presented the Daily Jail Log of Inmate Count for the period ending December 7, 1993. See SMB 19 Page 174.

CLERK:

The Clerk reported that a meeting was held with staff regarding the Jail Financing. The Finance Officer is beginning to seek and implement financing for the Jail. A progress report will be given periodically.

The Clerk gave an update on the \$12.50 surcharge collection.
October - \$4,000 + received
November - almost \$6,000 received
December - for three days - \$1150 received

The Clerks office began in February of 1993 to perform marriages upon their request. As of this date the office has performed 135 marriages.

MEETINGS:

The County Administrator read into the record the reported meetings.

ADDITIONAL MEETINGS:

County Administrator - Land Development Regulation Task Force Meeting at the Agri-Civic Center on December 13th at 6:30 P.M.
Employee Awareness Meeting - December 16th at 10:00 A. M. at the Agri-Civic Center.
South West Fl. Water Management Public Workshop December 16th at 6:00 P. M. in the Boardroom.
Gentry - Reception for Sue Gray, Human Services District Administrator for District #14 to be held at the Jacaranda Hotel on December 7, 1993 at 5:00 P. M. Health and Human Services Board meeting will held at 1:30 P. M. prior to the reception.

PUBLIC HEARING TO CONSIDER VACATION OF EASEMENT - WATERSEDGE SUBDIVISION:

PETITIONER - PHILIP AND KAREN G. MOORE

County Engineer - Proof of Publication entered into the record. See SMB 19 Page 175.

Motion by Commissioner Summers, seconded by Commissioner Maxcy to adopt Resolution vacating an easement for the North 1.33 feet of the South 10.00 feet of Lot 14, Watersedge Subdivision as recorded in Plat Book 15 Page 58. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 78.

PUBLIC HEARING TO CONSIDER VACATION OF PLAT - SUN'N LAKES UNITS 1,9 AND 12:

PETITIONER H.F. DEVELOPMENT CO.

County Engineer - Proof of Publication entered into the record. See SMB 19 Page 176. Legal description read into the record. Attorney James Lobozzo, representing the petitioner, stated that the request to vacate was to make the property more marketable for selling.

Letter was entered into the record from Property Owners stating "no objection" to the vacation.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt the Resolution approving the vacation of the Plat as amended by the County Engineer. Upon Roll call, all Commissioners voted aye. Motion carried. See Resolution Book 8 Page 79.

PRESTON COLBY:

REQUEST FOR CHANGE IN COMMISSION MEETING SCHEDULE

DISCUSSION ON ATTENDANCE AT DOT CONFERENCE IN BARTOW

The Chairperson responded that other citizens have conflicting opinions regarding the meeting schedule. Secondly the Board approved the Chairperson, County Administrator and the County Engineer to have a conversation with DOT officials the day before the holiday at the conference. The meeting was announced and no decision was made. Action came after that and will be reported on the afternoon agenda. Lastly, this Board has agreed to a type of government which removes County Commissioners from the day to day involvement in staff action. The county has gone to a County Administrator, County Commission type of government.

REQUEST TO REMOVE COMMISSIONER SUMMERS FROM CHAIRMANSHIP OF ALL COMMITTEES

Exhibit entered into the record - copy of civil information filed in 1991 - guilty of minutes of meeting not being recorded. See SMB 19 Page 177.

Mr. Colby suggested that Commissioner Summers, serving as Chairman of the Public Safety Coordinating Council met on April 22, 1993 without a quorum and appeared to have conducted business. No minutes were correctly prepared for the November meeting of the Council. Request that the Chairperson serve on this Committee.

The Chairperson stated that she had previously decided that when she became the Chairman she would chair the Corrections Committee. She often attends the meetings and is very interested in them. Also, the new Chairman solicits from the Board Members what they are assigned to and then makes the assignments for the new year. These assessments will be made at the December 21st meeting.

Commissioner Summers presented a prepared statement in response to Mr. Colby's accusations.

Mr. Colby requested that prior meeting tapes be reduced to writing. Chairperson Vickers suggested that this issue will be addressed at the Correctional meeting.

JOE CLARKE, CITIZENS FOR CONSTITUTIONAL PROPERTY RIGHTS: RECOMMENDATIONS

Mr. Clarke made a statement to the Board regarding vesting rights. He stated that property owners who want to develop their property are facing huge vesting charges, especially if the application is denied. He suggested that the Commission change the Comprehensive Plan so that all citizens share the cost. Mr. Clarke stated that less than 100,000 lots would yield the county as much as \$9 million in fees for vesting and those who wish to build on their property are being unfairly singled out. The lots that Mr. Clarke is referring to are existing lots of record. He asked if the fees are going to be used to fight the numerous private property lawsuits that he expects to be filed against the county over the vesting provisions. He added that the Comp Plan was not created by the majority of citizens, but rather by a combination of special interest groups. See SMB 19 Page 178 for copy of statement.

Commissioner Summers stated that the public has had more than sufficient opportunity to discuss the Comp Plan when it was being developed.

The Board Attorney responded that the cost of single lot vesting is approximately \$25. Mr. Clarke noted that he was speaking of commercial lots.

Mr. Jack Clark, Director of the Citizens for Property Rights, reported on the meetings that have been held and informed the Commission of other meetings regarding property rights and the Comprehensive Plan.

The Chairperson advised that Mr. Stephen Hogg, lobbyist for the FACC, represents the counties for property rights and speaks very strongly on this issue. She is also associated with other groups that is involved in property rights.

The County Administrator advised that concerns were presented to the legislative delegation.

The County Administrator suggested that Mr. Clark should read the reasons that his vesting was denied and answer the questions. The County Planner stated that information was needed in the file to make the vesting determination. These are legal issues that have to be answered. Initially the vesting was denied as there was no connection of Mr. Clark's property to the Camp Florida site. He believes that Ms. O'Conner has almost completed the vesting procedure for Mr. Clark.

The Chairperson asked what impact the archives study would have on the already vested subdivisions. The County Planner responded. See Tape for information.

STEPHEN MILLER: RECOMMENDATION FROM NATURAL RESOURCES ADVISORY COMMITTEE

Motion by Commissioner Gose, seconded by Commissioner Gentry, that in keeping with the NRE Policy 3.17:B1 of the Highlands County Comprehensive Plan, the Board Chair send a letter to strongly request that the Department of Environmental Protection enter into a joint acquisition agreement with some private land agency or conservation agency for the purpose of expediting land acquisition in the Carter Creek area (Sebring Highlands and surrounding lands). Upon Roll call, all Commissioners voted aye. Motion carried. Commissioner Gose recommended that copies of the letter be sent to the legislative delegation. See SMB 19 Page 179.

RECESS - 10:45 A.M.

RECONVENE - 10:55 A.M.

COMMENTS AND QUESTIONS

PRESTON COLBY - ADDITIONAL REVENUE SOURCES

Mr. Colby suggested that Orange Trees that are on county right-of-way should be used as additional revenue sources.

The county should be collecting a fee for the use of the land.

The fee he recommended was \$5.00 per mature tree and \$3.00 per non-producing tree. He requested the Board explore this idea as a revenue source.

COUNTY ADMINISTRATOR STATUTE AND ORDINANCE

Discussion on Advisory Roll as the County Administrator.

The Chair responded that she will be clarifying his job functions in writing. Mr. Colby expounded on the issue of the hiring of an attorney without Board approval. See Tape for back up information.

JACK CLARK: RESPONDING TO MR. COLBY'S SUGGESTIONS

Mr. Clark praised Commissioner Summers for his attentiveness and interest shown to the people of his district.

COMPREHENSIVE PLAN SUGGESTION

Mr. Clark recommended that the county notice all property owners of meetings that will affect property rights.

CLAYTON WOMER - SCHEDULE OF BOARD MEETINGS

Mr. Womer complained that the Board has not met for three weeks, making it very difficult for the public to have access and input to Commissioners. His opinion was that the public is being excluded. Mr. Womer indicated that the Board has not been holding workshops as was intended with the new schedule.

HAROLD OWEN - OPPOSITION TO THE MEETING SCHEDULE

Mr. Owen, representing the Homeowners Association, stated that the membership is totally against twice a month meetings.

It is almost impossible for the public to follow its business during meetings, when they last until late into the day and into the evening. Chairperson Vickers stated that the Board has not been at this for ninety days yet. She requested that everyone focus on the facts and give the Commission time to evaluate what has been done and how it has worked out before making a decision. Mr. Owen commented on Mr. Colby's accusations of Commissioner Summers. He wants everyone to know that Archie Summers is not lazy. He is a hard working man, and a very good Commissioner. See SMB 19 Page 180 for copy of agenda slips.

COMMISSIONERS:

GENTRY: CHARTER FORM OF GOVERNMENT

To agenda for the first meeting in January.

GENTRY: RE-INVENTING GOVERNMENT

Commissioner Gentry has information to share.

GOSE: UPPER JOSEPHINE-JACKSON CREEK WATERSHED

A letter was received back from T. Niles Glasgow, State Conservationist. A study has been scheduled of the watershed during the 1995 fiscal year. See SMB 19 Page 181.

GOSE - QUESTIONNAIRE TO BE SENT TO THE PROPERTY OWNERS - SEBRING HIGHLANDS. It was a consensus to send the letter out.

SUMMERS: REQUEST ANYONE CONVICTED OF DUI PAY FOR CHARGES OF COUNTY AMBULANCE AND DAMAGES

Consensus to assign the Board Attorney to work with the County Administrator and the Clerk to produce a check list for establishing this procedure.

Fred Tagtmeier suggested that a \$500.00 fee for each case would be more feasible than concentrating on the ones with injuries.

The Chair requested that the County Administrator place this item on the Corrections agenda for discussion.

DISCUSSION ON ANIMAL CONTROL ORDINANCE AND THE DESTRUCTION OF ANIMALS.

LAKE PLACID HIGH SCHOOL CHEERLEADERS:

Commissioner Summers read a memo requesting help for the varsity cheerleaders to go to the National Competition in Anaheim, California. The Cheerleaders are asking for a booster donation of \$5.00 or more to help defray the cost of their trip.

MAXCY: SEBRING HIGH SCHOOL CHOIR PERFORMANCE AT SFCC

The meeting recessed at 11:35 A. M. and reconvened at 1:00 P. M.

CONSENT AGENDA:

Motion by Commissioner Maxcy, seconded by Commissioner Gentry to approve the Consent Agenda as follows:

Approval of minutes of meeting of 11-16-93.
Approval to execute right-of-way survey - John Smoak Road.
Approval of budget amendment #93-94-27 for right-of acquisition for CR 17.
Approval to pay invoice without purchase order-Library. See SMB 19 Page 182.
Approval of Adopt-a-Highway Agreement-Highlands Ridge Homeowners.
Approval for EMS to trade in cardiac monitors. See SMB 19 Page 183.
Approval to authorize Tax Collector to apply for applications for Tax Deeds on 1991 outstanding tax certificates.
Approval to pay the following duly authorized warrants:

Law Library	1,520.25
General	1,508,990.77
County Transportation Trust	62,161.85
5th/6th Cent State Gas Tax	8,492.92
"E911" Operations	18,764.11

Warrants continued

Law Enforcement Education	416.90
Local Govt Infrastructure Surtax	33,678.31
Community Development Block Grant	58,273.09
Affordable Housing Assistance Trust	20,960.15
Employee Benefit	168,575.94
Special Payroll	143,431.18

Upon roll call, all Commissioners voted aye. The motion carried.

CODE ENFORCEMENT OFFICER:

REQUEST TO APPROVE NUISANCE ABATEMENT ASSESSMENT ROLL

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve Nuisance Abatement Assessment Roll in Cases #93-092 and #93-093 and to authorize a public hearing date to assess these liens. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 185.

REQUEST TO DECLARE NUISANCE, CASE #92-217

Motion by Commissioner Maxcy, seconded by Commissioner Gose to declare a nuisance in Case #93-217, Siqvart Sande, Lots 30, 31 and 32, Block 61, Placid Lakes, Section #6. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 186.

REQUEST TO RECORD A RELEASE OF NOTICE OF NUISANCE, CASE #93-120

Motion by Commissioner Maxcy, seconded by Commissioner Gose to record a release of notice of nuisance in case #93-120 - Miller and Mary Adams Josie and Nick Adams, Town and Country Mobile Estates. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 187.

REQUEST TO RECORD A RELEASE OF NOTICE OF NUISANCE, CASE #93-100

Motion by Commissioner Maxcy, seconded by Commissioner Summers to record a release of notice of nuisance in case #93-100, American Land Investment Corporation. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 19 Page 188.

ROAD AND BRIDGE DIRECTOR: ADOPTION OF ROAD POLICY

Vaden Pollard gave an overview of two Road Construction Policies. The first one is a program funded completely by the Board. The second policy is for residents assuming the cost for materials. The policy that is selected will replace the current policy adopted in 1992. The new policy will allow the Department to assume maintenance of up to three miles of non-county maintained roads per year. After discussion, the consensus of the Commission is to request that the County Administrator, the County Engineer and Commissioner Gose work with the Director to massage and develop a policy that would incorporate the two policies and report back in thirty days and if a workshop is needed, the Chair will schedule.

COUNTY ENGINEER: RECOMMENDATIONS ON DRAFT TENTATIVE 5-YEAR WORK PROGRAM OF DOT

Motion by Commissioner Gose, seconded by Commissioner Summers to accept Option A as explained by the County Engineer to continue with the Rural Section, which does not include curb and gutter at the outside lanes, or the multi-use path on either side, however by providing curbing the entire length along the median, landscaping possibilities would still exist. See SMB 19 Page 189 for copy of recommendations. Several citizens voiced concerns that going to the rural design would eliminate environmental and safety features that were part of the urban road plan. Upon roll call, all Commissioners voted aye. The motion carried.

EUCALYPTUS PARKWAY-PHASE II:

Motion by Commissioner Gentry, seconded by Commissioner Gose to authorize the County Engineer to enter into a Joint Project Agreement with DOT to move up the design studies of the Eucalyptus Parkway Phase II.

Upon Roll call, all Commissioners voted aye.
Motion carried. See SMB 19 Page 190 for copy of recommendations.

TRACKING OF GRANTS FOR THE INTERLAKE BOULEVARD AND TRAIN STATION PROJECTS:

The consensus of the Board was to direct the County Engineer to continue to track the Interlake Boulevard Project and to write a letter to the City of Sebring and request that the City track the Train Station Project.

COUNTY ENGINEER-US 27 ALTERNATE CORRIDOR STUDY UPDATE

See Tape for back-up information.

COUNTY ENGINEER-FUNCTIONAL CLASSIFICATION DOT CUTR STUDY-UPDATE

RESOLUTION TO SET PUBLIC HEARING DATE FOR ROAD CLOSING

Motion by Commissioner Gentry, seconded by Commissioner Gose to set a Public Hearing date for January 18, 1993 to consider closing a portion of certain roads lying in Lake Lillian Section of Highlands Lakes. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 80.

BOARD ATTORNEY:

INTERLOCAL AGREEMENT WITH CITY OF AVON PARK FOR RECREATION MAINTENANCE

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve the interlocal agreement with the City of Avon Park for recreation maintenance. Upon Roll call, all Commissioners voted aye. Motion carried.

INTERLOCAL AGREEMENT WITH THE CITY OF SEBRING FOR RECREATION MAINTENANCE

Motion by Commissioner Gose, seconded by Commissioner Maxcy to approve the interlocal agreement with the City of Sebring for recreation maintenance with changes as noted by the Attorney. Upon Roll call, all Commissioners voted aye. Motion carried.

CONTRACT WITH COUNTY PUBLIC HEALTH UNIT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the contract with the County Public Health Unit. Upon Roll call, all Commissioners voted aye. Motion carried.

RESOLUTION APPROVING ISSUANCE OF BONDS BY INDUSTRIAL DEVELOPMENT AUTHORITY

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve Resolution #93-54 approving the issuance by the Industrial Development Authority of Revenue Bonds. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 81.

ASSISTANT COUNTY ADMINISTRATOR:

UPDATE ON CABLE T.V. OPTIONS

See SMB 19 Page 190.

The Assistant County Administrator informed the Commission that complaints on cable service has been received from subscribers in the Hidden Acres and Spring Lake areas. These residents are serviced by South East One Cablevision. Mr. Portz explained that if the Company has less than 1,000 subscribers, they are not governed by the rules that would regulate. The Chair advised that we will continue to gather information and take a closer look before we

relinquish the option to regulate.

Mr. Olaf Pearson stated that the Commission must file FORM FCC 328 regulating the basic service before February 15, 1994. Otherwise the Cable Companies may raise their rates at anytime for asmuch they want to, as long as they give a thirty day notice. Standards may be set by the Board in the regulatory manner. Mr. Pearson strongly urged the Commission to take action before the deadline date to give the citizens protection.

The Chair suggested a Public Hearing date for February 1, 1993, and to workshop sometime in January, depending on the information being received from the other counties. She directed staff to contact other agencies for information and the Assistant County Administrator to collate all the available data to be able to determine whether Highlands County will regulate cable services.

Mr. Larry Trammell of Storer Cable Company advised that there are Federal Service Standards set by the state that must be complied with.

The Assistant County Administrator reported that additional information has been received from the Florida Association of Counties regarding the Jail Financing. This information has been passed on to the Clerks personnel. They are in the process of considering what types of financing options are available to seek quotes from. Information will be presented back to the Commission.

Mr. Portz advised that the Plan Document has been amended to include the Acupuncturist and has been given to the Board Attorney. This item will be agended for December 21st after the Attorney has time to review. The other Drug Preferred Providers contracts cannot be processed until the Document is amended, possibly after the first of the year.

COUNTY ADMINISTRATOR:

DISCUSSION OF PROPOSED COMMISSIONER DISTRICTS

This item to be presented back on December 21, 1993 for action.

APPROVAL TO SUBMIT APPLICATION FOR ARCHEOLOGICAL SURVEY GRANT

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve to submit the application for archeological survey grant. Upon Roll call, all Commissioners voted aye. Motion carried.

REQUEST FROM CITY OF AVON PARK FOR RESURFACING NORTH HIGHLANDS AVENUE

ROAD AND BRIDGE DIRECTOR'S ESTIMATE SET AT \$33,939.62

BUDGET OFFICER'S ESTIMATE OF GAS TAX THAT AVON PARK WILL RECEIVE \$30,000.

COUNTY ADMINISTRATOR RECOMMENDATIONS - TO PREPARE AN INTERLOCAL AGREEMENT WITH AVON PARK.

The consensus of the Commission was to direct the County Administrator to meet with the City Manager and offer support for this project.

The County Administrator reported that he has received the Courthouse Survey recommendations and will copy the Commission with it.

He also has received the final report of the Lake Istokpoga feasibility study and the appendices to this. It makes recommendations and suggestions on what should be done around the Lake.

The County Administrator advised that the public may bring hard candy, gum or breath mints to the meeting but food or drinks are disallowed.

The meeting adjourned at 4:31 P. M.

Chairman

Attest: _____
Clerk

REGULAR MEETING OF THE BOARD, DECEMBER 21, 1993

The meeting was called to order at 9:00 A.M. with the following members present:

Audrey Vickers
James L. Gose
Archie Summers
C. Guy Maxcy
Doris Gentry

L.E. 'Luke' Brooker
Carl Cool
J. Ross Macbeth
Louise Graham

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with a prayer by the County Engineer, Rick Lilyquist.

ANNOUNCEMENTS:

Sheriff:

Mr. Jim Rodgers, Sheriff's Department, presented the Daily Jail Log of Inmate Count for the period ending 12/21/93. See SMB 20 Page 1. Mr. Rodgers also gave an update on the Traffic Control Program.

MEETINGS:

The County Administrator read into the record the noticed meetings.

SANTA CLAUS PRESENTATION

ACTION:

PUBLIC HEARING TO ASSESS LIEN #93-092

Proof of Publication entered into the record. See SMB 20 Page 4. Motion by Commissioner Gose, seconded by Commissioner Gentry to assess lien #93-092 Cora Lee Hawthorne for Lot 38, Lincoln Heights Subdivision in the amount of \$1,360. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 20 Page 2.

RELEASE OF NOTICE OF NUISANCE ABATEMENT #93-093

Motion by Commissioner Gose, seconded by Commissioner Gentry to release notice of nuisance abatement #93-093 from Rose Mary Odom Barkley for costs incurred. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 20 Page 3.

PUBLIC HEARING TO CONSIDER PLAT VACATION-VENUS PARK PLAT I-RESCHEDULED FOR JANUARY 4, 1993.

PUBLIC HEARING TO CONSIDER EASEMENT VACATION-COUNTRY WALK SUBDIVISION: MITCHELL HARVEY, TODD HARVEY AND DELORES HARVEY PROOF OF PUBLICATION ENTERED INTO THE RECORD. See SMB 20 Page 5. Motion by Commissioner Gentry, seconded by Commissioner Gose to adopt Resolution vacating the easement. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 82.

PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING SECTION 9-81 OF CODE OF ORDINANCE - SUN'N LAKE OF SEBRING IMPROVEMENT DISTRICT

COUNTY ADMINISTRATOR - PROOF OF PUBLICATION. See SMB 20 Page 6. BOARD ATTORNEY - CAPTIONS AND CHANGES READ INTO THE RECORD. John McClure, Attorney, spoke in favor of the Ordinance. Mike Johnson of Spring Lake spoke regarding notification of property owners. Andy Jackson, Attorney representing the property owners, stated that the property owners fully support the amendments. Dr. Walters - spoke in support of the Ordinance.

Motion by Commissioner Gentry, seconded by Commissioner Summers to adopt Ordinance approving the amended Section 9-81, of the Code of Ordinances, Sun'n Lake of Sebring Improvement District Enabling Act. Upon Roll call, all Commissioners voted aye. Motion carried.

BOOK 15 PAGE 473

HANK KOWALSKI - QUESTIONED BOARD REGARDING TIME LIMIT BETWEEN ZONING MEETINGS AND BOARD MEETINGS WHEN ZONING CHANGES ARE HEARD.

PUBLIC HEARING TO CONSIDER ZONING CHANGES:

HEARING #1321-THE COUNTRY CLUB OF SEBRING, INC. c/o Rick Whidden Requesting a zoning change from AU and R-3 FUD (Agriculture and Multiple Dwelling with Flexible Unit Development) to R-3 FUD Multiple Dwelling with Flexible Unit Development) Desire to construct two-story multiple family units.

Gary Lower, Zoning Supervisor - Proof of Publication entered into the record. Staff reports presented. See SMB 20 Page 6.

Motion by Commissioner Maxcy, seconded by Commissioner Gose to uphold the recommendations of the Zoning Board to adopt Resolution approving Zoning Hearing #1321 with the Declaration of Unity of Title Agreement. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 83.

HEARING #1322-EMIL JAKIM (TRUSTEE)c/o Joe Turk, Jr.

Requesting a zoning change from R-3 (Multiple Dwelling) to B-2 (Limited Business District). Desire for professional office and business to comply with the Comp Plan.

Proof of Publication entered into the record. See SMB 20 Page 7. Staff reports presented by the Zoning Supervisor. Mr. Joe Turk spoke for the petitioner. An exhibit was entered into the record from Mr. Jakim requesting that the Board place a conditional use on the parcel as allowed in Sec. 12-99, conditional use districts. See SMB 20 Page 8.

Board Attorney - read the Resolution into the record.

Motion by Commissioner Summers, seconded by Commissioner Gose to uphold the Zoning Board's recommendation and adopt Resolution approving the request for the conditional use to be limited to Professional and Business office use only as stated in FLU Policy 1.3D3c of the Comprehensive Plan. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 84.

HEARING #1323-BOARD OF COUNTY COMMISSIONERS

Requesting a zoning change from AU (Agriculture) to PU (Public Lands District). Project contemplated are (1) Highlands County Firing/Training Range; (2) Highlands County Jail Farm Program; (3) Lease for farming and grazing operations; (4) Recycling Operation Facility; (5) Sanitary Refuse Disposal System (Class 1 Landfill); (6) Construction and Demolition Debris Disposal Site (Class III Landfill); (7) Hiking/Bike Trails/Public park Recreational Areas.

Proof of Publication entered into the record. See SMB 20 Page 9. The County Administrator presented petition for the Board.

Chairperson - not in favor of uses #4 and #6.

Commissioner Gose - to delete #4 and #6 and address later if needed.

Commissioner Summers - not in favor of deletion and additional cost.

Preston Colby - speaking in regards to procedures.

Wendell Whitehouse - landowner does not object to the zoning change at this time.

Motion by Commissioner Gose to uphold the Zoning Boards recommendation to adopt the Resolution approving the zoning

change with the deletion of uses #4, Recycling Operation Facility and #6, Construction and Demolition Debris Disposal Site. The Chairperson handed the gavel to the Vice-Chairman and seconded the motion. Upon Roll call, Commissioners Gentry and Summers voted nay. All other Commissioners voted aye. The motion carried. See Res. Book 8 Page 85. The Gavel was passed back to the Chairperson.

RECESS 10:50 - 11:05 A. M.

BOOK 15 PAGE 474

**MARCIA STASZKO, CENTRAL FLORIDA REGIONAL PLANNING COUNCIL:
ECONOMIC DEVELOPMENT**

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the requested Resolution on the CFRPC Economic Development Plan for the coming year. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 86.

COMSIS CORPORATION-TRANSPORTATION GRANT APPLICATION

Marcia Staszako requested that Highlands County provide a 10% match in the amount of \$9,000 to be used for the purchase of vehicles for use in the county in the existing TD system. Commissioner Gentry requested that the Council address the proposed uses of the vehicles. Ed Griffin, Project Manager for COMSIS Corporation addressed the fixed route system. He advised that the county will not be held liable for the program. Motion by Commissioner Gentry, seconded by Commissioner Maxcy to authorize CFRPC to proceed with the Grant application. Commissioner Gentry withdrew her motion after discussion that this item was not on the agenda. Commissioner Maxcy withdrew his second. It was a general consensus that the Board was in favor of submittal of the Grant application; but would prefer to place on the agenda for January 4th meeting. See SMB 20 Page 9 for copy of description of project.

JIM RAFT, DIVISION OF FORESTRY: REPORT TO BOARD

Mr. Raft approached the Commission for support for a County Forestry position to cover Highlands, Glades and Okeechobee counties. The cost to the counties would be \$1,000 for each county. The office would be located in Highlands County. The Chair requested back up information specific to this position and to readdress in the budget. Mr. Raft also requested support from the Commission in the form of a letter to the state delegates.

Commissioner Summers was excused from the meeting at 11:45 A. M. to attend a court hearing.

**JANE BREYLINGER: DEVELOPMENT COMMITTEE HABITAT FOR HUMANITY
REQUEST FOR APPEAL OF SHIP FUNDS**

The Board Attorney explained the intended purpose of the SHIP Program. The Program would require a modification of the guidelines. Steven Weeks, Administrator of the SHIP Program, stated that the Program would require a lien or some kind of mortgage to be placed against the property. The method of operation is the same as a bank. The consensus of the Attorney was that there is nothing that the Board can do at this time. It must be a mortgage at this point. Chip Boring presented information regarding the requirement of a mortgage. The Chair requested information in writing from the Attorney that would clarify the mortgage requirement.

STEVE WEEKS: REQUEST FOR COMMUNITY DEVELOPMENT BLOCK GRANT MORTGAGE CHANGE

The consensus of the Commission was to make no procedural change on submitting a satisfaction of mortgage and mortgage modifications. All three request will come back before the Board for approval. See SMB 20 Page 10 for copy of request.

LUNCH BREAK - 12:30 P.M. - 1:00 P.M.

The meeting reconvened at 1:00 P. M. with all Board present:

PRESTON COLBY: REQUEST FOR PERFORMANCE AUDIT

Mr. Colby requested the Board consider the theory of "Management by Objective". He suggested that the Board contact Hillsborough County to obtain criteria and institute the goals and objectives and tailor their scheme to this county.

BOOK 15 PAGE 475

The Chair advised that the Commission is active with the Florida Association of Counties and the National Association of Counties and monitor regularly what other counties are doing.

Therefore the county would not need public record requests. The Board has been exposed to several programs along this line.

The County Administrator related that the Personnel Director has been in touch with Hillsborough County and has implemented some of the procedures. However some of their objectives are not compatible with Highlands County. He does have a very progressive procedure with the operations of the Personnel Department.

The Chair suggested that this could be a workshop item.

PRESTON COLBY: SUPPLEMENTAL AGREEMENT #9 - PLACID UTILITIES WATER STUDY

Mr. Colby stated that the County Administrator was negotiating for the purchase of the water system without specific instructions from the Board. The Chair advised that she will answer the complaint in writing when she has time to research the answer.

MIKE JOHNSON - CHAIRMAN OF THE HOMEOWNERS EXECUTIVE BOARD

Mr. Johnson read into the record a letter from the Homeowners Board protesting the change from the weekly meeting schedule to the bi-monthly schedule. See SMB 20 Page 11 for copy.

HAROLD OMEN - HIGHLANDS COUNTY HOMEOWNERS RECYCLING PROJECT

Mr. Omen gave a report on the completed telephone directory recycling campaign sponsored by the Homeowners Association.

HANK KOWALSKI

Mr. Kowalski congratulated Commissioner Gentry for receiving a prestigious award in Orlando for her work with children.

Mr. Kowalski spoke to the Commission regarding the weekly sessions.

RICHARD CONOVER

Mr. Conover suggested the Commission give longer lunch periods.

KRIS DELANEY - WATER SYSTEM DEBATE

Mr. Delaney stated that he was concerned with the county purchasing water systems, especially with the contamination of ground water. He felt that the appropriate parties should be

responsible for the contamination. Mr. Delaney suggested that the public is apprehensive about the county getting in the utility business, due to the accountability and the track record of Sebring Utilities. Mr. Delaney wondered why the Chair did not answer Mr. Colby's question. The Chair advised that she will respond to the question when research is complete. Mr. Delaney stated that a Public Hearing should be open for debate since his time is expensive and valuable and his questions should be answered. See SMB 20 Page 21 for copy of agenda slips.

COMMISSIONERS

GENTRY - BRIEF REPORT ON THE RECYCLING PROGRAM

JANUARY 8, 1993 - 9:00 A. M. UNTIL 1:00 P. M. RECYCLING CHRISTMAS TREES

BETTY NEALE - GOVERNOR'S APPOINTMENT AS AN EXOFFICIO MEMBER TO THE REGIONAL PLANNING COUNCIL REPRESENTING THE DEPARTMENT OF COMMERCE.

VICKERS - PACKET REGARDING SOIL CONSERVATION MATTER WILL BE PLACE ON THE AGENDA FOR 1/4/94.

ACTION

CONSENT AGENDA:

The County Administrator read the Consent Agenda into the record.

BOOK 15 PAGE 476

Item #10 - Approval of Resolution on criteria for vesting contract for deed properties was taken off the consent agenda for discussion. The County Planner presented an explanation.

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to approve the Consent Agenda as follows:

Approval of Minutes of Meeting of 12-07-93.

Accept into record-November 1993 Monthly Reports.

Approval to pay invoices without purchase orders as follows:

Xerox Corporation for the Lake Placid Library. See SMB 20 Page 12.

Tampa Bay Library Consortium - fees for book cataloging workshops. See SMB 20 Page 13.

Lawyers Co-op Publishing - Books. See SMB 20 Page 14.

Approval of Budget Amendments #29,33,34 and 36.

Approval of Contract - Resurfacing Asphalt to Better Roads.

Approval of Plat Recording - Yesteryear Cottage Homes, subject to the Board Attorney's review. See SMB 20 Page 15.

Approval to execute contract - Water Sample Analyses, Environmental Quality Laboratory, Inc. See SMB 20 Page 16.

Approval to execute Memorandum of Agreement - Courtesy Extension Agent - David Devoll. See SMB 20 Page 17.

Approval of Resolution on criteria for vesting contract for deed properties with a change in the date for deed purchasers who record their contract for deed in the Public Records on or before January 1, 1995. See Res. Book 8 Page 86.

Approval for Building Department to continue assisting the City of Avon Park. See SMB 20 Page 18.

Approval of Adopt-a-Highway Renewal-Crystal lakes Homeowners Association.

Approval to pay the following duly authorized warrants:

Law Library	453.59
General	784,843.07
County Transportation Trust	56,329.24
5th/6th Cent State Gas Tax	18,751.69
"E911" Operations	312.50
Conservation Trust	100.00

Local Govt Infrastructure Surtax	42,155.50
Community Development Block Grant	327.07
Affordable Housing Assistance Trust	5,000.00
1966 Certificate of Indebtedness	58,787.50
1973 Refunding Certificate of Indebtedness	12,337.50
Risk Retention	98,566.59
Employee Benefit	60,807.38
Special Payroll	76,957.86

Preston Colby suggested that the county write into the asphalt contract specifications that will allow for the use of rubberized asphalt. The County Administrator responded.

Richard Conover commented on the Adopt-a-Highway Programs.

Upon roll call, all Commissioners voted aye. The motion carried.

COUNTY ENGINEER:

RECORDING OF RIGHT-OF-WAY DEED FOR SPARTA ROAD/SR66 INTERSECTION

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve the recording of the right-of-way deed for Sparta Road/SR 66 Intersection which includes the Sebring Development Corporation warranty deed from Minor George, President and a partial release of mortgage. Upon Roll call, all Commissioners voted aye. Motion carried.

EXECUTION OF ADDENDUM #1 TO SUPPLEMENTAL AGREEMENT #8 FOR LEACHATE SYSTEM

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to execute Addendum #1 to the Supplemental Agreement #8 for the

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Leachate System. Upon Roll call, all Commissioners voted aye. Motion carried.

RESOLUTION IN SUPPORT OF U.S. 27 RURAL SIX-LANE SECTION

Motion by Commissioner Gose, seconded by Commissioner Summers to adopt the Resolution to assure that construction of the four segments of US 27 six-lane project occurs within the next five years and supports the incorporation of the rural section of typical roadway design over that of the urban section design.

Preston Colby addressed the issue of safety of the rural section over the urban section.

Kris Delaney suggested that the Commission should hold workshops before making a decision on the design.

The County Engineer responded to the suggestion.

Upon roll call, all Commissioners voted aye. The motion carried. See Res. Book 8 Page 87.

COUNTY ENGINEER: US SIX LANE PROJECT-SR 64 TO POLK COUNTY LINE COMPREHENSIVE PLAN CONSISTENCY REVIEW BY DCA

PEACE RIVER BASIN BOARD PRIORITY FUNDING REQUEST

Motion by Commissioner Gose, seconded by Commissioner Maxcy to accept the ranking of the Peace River Basin Board for the FY 1995 funding requests as follows:

1. Construction of Leakage Control Facilities on the Jackson/Josephine Watershed
2. Ridge Citrus Water Quality Project
3. Stormwater Drainage Study-City of Avon Park
4. Highlands County School Board - Environmental Outdoor

Classroom at Cracker Trail Elementary

Upon roll call, all Commissioners voted aye. The motion carried.

Motion by Commissioner Gose, seconded by Commissioner Summers to give permission to Commissioner Gose, the County Administrator and the County Engineer to attend the Basin Board meeting and present the funding request. Upon Roll call, all Commissioners voted aye. Motion carried.

ASSISTANT COUNTY ADMINISTRATOR:

ADOPTION OF NUCLEAR CIVIL PROTECTION PLAN UPDATE

Motion by Commissioner Gose, seconded by Commissioner Gentry to adopt Resolution to formulate the Nuclear Civil Protection Plan update. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 88.

COMMUNITY COLLEGE BUILDING USE REQUEST

Motion by Commissioner Gose, seconded by Commissioner Gentry to approve execution of the lease between South Florida Community College and the Board for the use of the Lorida Community Center. Upon Roll call, all Commissioners voted aye. Motion carried.

APPROVAL OF PHYSICIAN TO PREFERRED PROVIDER PROGRAM

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to add Dr. Wilfred Corredera to the Preferred Provider Program. Upon Roll call, all Commissioners voted aye. Motion carried.

ADOPTION OF HEALTH INSURANCE PLAN DOCUMENT AMENDMENT

Motion by Commissioner Gentry, seconded by Commissioner Maxcy to adopt the Health Insurance Plan Document Amendment. Upon Roll call, all Commissioners voted aye. Motion carried.

BOARD ATTORNEY:

UPDATE ON COMP PLAN

See Comprehensive Plan file for copy.

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The Board Attorney reported that he has spoken to DCA regarding the George property. DCA advised that they will review the proposal when received. A Hearing will be held the end of March and continue into April.

Commissioner Gose suggested an evening workshop be set early in January and submit the Plan to DCA as quickly as possible. The consensus of the Commission was to advertise a Special Meeting for January 10, 1994 at 6:00 P. M. to discuss the response to the statement of intent of 11/12/93, Comprehensive Plan.

RESOLUTION ON REDISTRICTING COUNTY COMMISSIONER DISTRICTS

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Resolution, meeting the deadline before the end of this calendar year, to redistrict the existing County Commission Districts. Upon Roll call, all Commissioners voted aye. Motion carried. See Res. Book 8 Page 89.

COUNTY ADMINISTRATOR:

APPOINTMENT TO HOSPITAL BOARD

Motion by Commissioner Gose, seconded by Commissioner Summers to reappoint Gary P. McGehee to the Highlands Regional Hospital Board. Upon Roll call, all Commissioners voted aye. Motion carried. See SMB 20 Page 19 for copy of resume.

APPROVAL OF SUPPLEMENTAL AGREEMENT NO. 14 WITH CHASTAIN-SKILLMAN-

LAKE PLACID LIBRARY

Motion by Commissioner Gentry, seconded by Commissioner Summers to approve the Supplemental Agreement No.14 with Chastain-Skillman for the Lake Placid Library. Upon Roll call, all Commissioners voted aye. Motion carried.

REQUEST REORGANIZATION AND JOB DESCRIPTION APPROVALS

Motion by Commissioner Gentry, seconded by Commissioner Gose to approve the County Administrator's request for reorganization of the Chart with the position of a Community Development Director at a pay-grade 30. The current Development Director will fill the re-activated position of Building Official. The Planner II position will be eliminated. The Development Director's position will include the coordination of the Economic Development. Oversight and coordination of all housing grants. Direct involvement in administrative procedures related to the Comprehensive Plan. The Chart will exclude the Public Information Officer at this time and the Fire Coordinator Department will remain at the same location. The Road and Bridge Director position will be renamed to Operations Director. The position of Shell Pit Foreman will be under the direct supervision of the Assistant County Administrator or the County Administrator.

Mr. Jim Crawford, I.D.A. Chairman questioned the Commission on the lines of authority between the Board and the E.D.C. Director.

Upon roll call, Commissioner Maxcy voted nay. All other Commissioners voted aye. The motion carried. See SMB 20 Page 20 for copy of memo.

The meeting adjourned at 4:23 P. M.

Chairman

Attest: _____
Clerk
