

# CITY COUNCIL MEETING MINUTES

September 11, 2007

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The meeting was called to order by Mayor Donald L. Penton at 7:30PM.

## INVOCATION

Sylvia S. Sims, City Clerk

**The Pledge of Allegiance was led by Mayor Penton and recited by those present.**

## ROLL CALL

Present: Mayor Donald Penton, Vice Mayor Chris Denico, Councilor Dan Ames, Councilor Nancy Adorno, City Manager Cory Carrier, City Attorney Jeff Sullivan –was absent, City Clerk Sylvia Sims.

**A quorum was declared present.**

Mayor Penton turned the reading of the agenda over to the City Manager.

## I. APPROVE CONSENT AGENDA

Mayor Penton asked Council and the Public if any one item on the consent agenda should be removed for further discussion. City Clerk Sylvia Sims stated that she would like to further discuss the appointment of Michael Hoshing to the Planning and Zoning Board. She informed Council that the Planning and Zoning Board Members interviewed Mr. Hoshing at their meeting in August; upon said interview the Board Members made the recommendation for Council to appoint Mr. Hoshing to the Planning and Zoning Board. Councilor Dan Ames made a motion to appoint Mr. Hoshing to fill the vacant seat on the Planning and Zoning Board. Vice Mayor Denico seconded the motion.

Roll Call Vice mayor Chris Denico-aye; Councilor Dan Ames-aye, Councilor Nancy Adorno-aye; Mayor Donald Penton-aye,

A motion was made by Vice Mayor Chris Denico to accept the consent agenda; Councilor Ames seconded the motion.

Roll Call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor  
4-eyes  
0-nays

## II. UNFINISHED BUSINESS

### A. RAY GRABER, BRIGHHOUSE NETWORKS

Ray Graber introduced himself to Council and the audience. He informed Council and those present that Brighthouse was changing their channel lineup to be consistent with

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the other seven counties they service. In order to accomplish this task the Government and Educational Channels will have to be moved to the basic tier as a digital channel. Many of the Brighthouse customers have digital service, or a digital tuner in their television set. For those that do not have either service available the channel can be purchased for about \$1.00 per month. This will take effect December 11, 2007.

Prior to continuing with the Agenda City Manager Carrier pointed out, that due to the wonderful job the Polk City Police is doing the revenues the City receives for citations and retribution have increased. Victoria Silva shared with Council that prior to the Sheriff taking over our revenue was approximately \$270.00 per month and as of July 2007, the amount climbed to \$1600.00.

### III. PUBLIC HEARINGS

#### ORDINANCE 1151

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-18-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE MAHARAJA BUILDERS, INC PROPERTY, LOCATED AT 805 LAKESHORE DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made to accept Ordinance 1151 by Vice Mayor Denico and seconded by Councilor Ames.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye.

4-ayes

0-nays

#### 2. ORDINANCE 1152

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AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R1) TO THE MAHARAJA BUILDERS, INC. PROPERTY LOCATED AT 805 LAKESHORE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1152 by Vice Mayor Denico and seconded by Councilor Adorno.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

### **3. ORDINANCE 1153**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-19-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE MAHARAJA BUILDERS, INC. PROPERTY, LOCATED AT 815 LAKESHORE DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1153 by Vice Mayor Denico and seconded by Councilor Adorno.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye.

4-eyes

0-nays

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**4. ORDINANCE 1154**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R1) TO THE MAHARAJA BUILDERS, INC PROPERTY, LOCATED AT 815 LAKESHORE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1154 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-eyes

0-nays

**5. ORDINANCE 1155**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-20-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY (R3)" TO THE MAHARAJA BUILDERS, INC PROPERTY, LOCATED AT 102 CITRUS GROVE BLVD; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1155 by Vice Mayor Denico and seconded by Councilor Adorno.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye. Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-eyes

0-nays

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**6. ORDINANCE 1156**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R3) TO THE MAHARAJA BUILDERS, INC PROPERTY, LOCATED AT 102 CITRUS GROVE BLVD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1156 by Councilor Dan Ames and seconded by Councilor Adorno.

Roll call: Vice Mayor Chris Denico-aye. Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

**7. ORDINANCE 1158**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-02-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE LESCHINSKI PROPERTY, LOCATED AT 114 CLEARWATER LANE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1158 by Councilor Adorno and seconded by Councilor Dan Ames

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye.

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4-eyes

0-nays

**8. ORDINANCE 1159**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "TO "RESIDENTIAL MEDIUM (R4) TO THE LESCHINSKI PROPERTY LOCATED AT 114 CLEARWATER LANE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1159 by Councilor Dan Ames and seconded by Councilor Nancy Adorno

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-eyes

0-nays

**9. ORDINANCE 1161**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-21-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "MIXED RESIDENTIAL USE (R4)" TO 2.22 ACRES AND "GENERAL COMMERCIAL C2" TO 1 ACRE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1161 by Vice Mayor Chris Denico and seconded by Councilor Nancy Adorno

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Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-eyes

0-nays

**10. ORDINANCE 1162**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "MIXED RESIDENTIAL (R4)" TO 2.22 ACRES AND GENERAL COMMERCIAL (C2) TO 1 ACRE, TO THE UNIVERSAL SERVICES, INC PROPERTY, LOCATED ON COMMONWEALTH AVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1162 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

**11. ORDINANCE 1164**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-22-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE PAUL PROPERTY, LOCATED AT 624 LAKESHORE DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1164 by Councilor Nancy Adorno and seconded by Councilor Dan Ames.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-ayes

0-nays

**12. ORDINANCE 1165**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R1)" TO THE PAUL PROPERTY, LOCATED AT 624 LAKESHORE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1165 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-ayes

0-nays

**13. ORDINANCE 1167**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-01-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE BONAR PROPERTY, LOCATED AT 377 CLEARWATER LAKE DR; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1167 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-ayes

0-nays

### **14. ORDINANCE 1168**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE BONAR PROPERTY LOCATED AT 377 CLEARWATER LAKE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1168 by Vice Mayor Chris Denico and seconded by Councilor Dan Ames.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-ayes

0-nays

### **15. ORDINANCE 1170**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-03-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE DENT PROPERTY, LOCATED AT 358 CLEARWATER LAKE DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1170 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-eyes

0-nays

**16. ORDINANCE 1171**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE DENT PROPERTY LOCATED AT 358 CLEARWATER LAKE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1171 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-eyes

0-nays

**17. ORDINANCE 1173**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-04-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE FRERE PROPERTY, LOCATED AT 369 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF

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ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1173 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-eyes

0-nays

**18. ORDINANCE 1174**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE FRERE PROPERTY LOCATED AT 369 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1174 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

**19. ORDINANCE 1176**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-05-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE MONIER PROPERTY, LOCATED AT 240 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF

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ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1176 by Councilor Nancy Adorno and seconded by Councilor Dan Ames.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-eyes

0-nays

**20. ORDINANCE 1177**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE MONIER PROPERTY LOCATED AT 240 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1177 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-eyes

0-nays

**21. ORDINANCE 1179**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-06-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE PORTER PROPERTY, LOCATED AT 258 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF

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ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1179 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-eyes

0-nays

**22. ORDINANCE 1180**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF “RESIDENTIAL MEDIUM (R4) TO THE PORTER PROPERTY LOCATED AT 258 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1180 by Vice Mayor Chris Denico and seconded by Councilor Dan Ames.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

**23. ORDINANCE 1182**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: “AMENDMENT 07-07-SS” SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF “RESIDENTIAL MEDIUM DENSITY” TO THE CARROLL PROPERTY, LOCATED AT 264 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA

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DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1182 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-ayes

0-nays

**24. ORDINANCE 1183**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE CARROLL PROPERTY LOCATED AT 264 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1183 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-ayes

0-nays

**25. ORDINANCE 1184**

AN ORDINANCE RELATING TO VOLUNTARY ANNEXATION; MAKING FINDINGS; INCLUDING WITHIN THE CORPORATE LIMITS OF POLK CITY, FLORIDA, CERTAIN REAL PROPERTY LOCATED AT 280 WATERVIEW DRIVE AND ALL ADJACENT RIGHTS OF WAY; WHICH IS LOCATED IN SECTION 32, TOWNSHIP 26, RANGE 25; AND PROVIDING FOR AN EFFECTIVE DATE.

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Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1184 by Vice Mayor Denico and seconded by Councilor Dan Ames.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-ayes

0-nays

After reading Ordinance 1184 City Manager Carrier, realized the Ordinance 1186 was missing off the agenda. She asked Council permission to add Ordinance 1186, to tonight's agenda, as it was indeed advertised for reading. Council granted her request.

**ORDINANCE 1186**

**AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE CROWELL PROPERTY LOCATED AT 280 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1186 by Councilor Adorno and seconded by Councilor Dan Ames.

Roll Call: Mayor Donald Penton-aye, Vice mayor Chris Denico-aye, Councilor Dan Ames-aye, Councilor Nancy Adorno-aye.

**26. ORDINANCE 1185**

**AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-08-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE CROWELL PROPERTY, LOCATED AT 280 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF**

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ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1185 by Councilor Adorno and seconded by Councilor Dan Ames.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-ayes

0-nays

**27. ORDINANCE 1188**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-09-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE NORTH PROPERTY, LOCATED AT 327 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1188 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-ayes

0-nays

**28. ORDINANCE 1189**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE NORTH PROPERTY LOCATED AT 327 WATERVIEW DRIVE;

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PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1189 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-ayes

0-nays

**29. ORDINANCE 1191**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-10-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE AREL PROPERTY, LOCATED AT 383 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1191 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-ayes

0-nays

**30. ORDINANCE 1192**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM (R4) TO THE AREL PROPERTY LOCATED AT 383 WATERVIEW DRIVE;

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PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1192 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

**31. ORDINANCE 1194**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-11-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY" TO THE VALENA PROPERTY, LOCATED AT 421 WATERVIEW DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1194 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-eyes

0-nays

**32. ORDINANCE 1195**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL MEDIUM

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(R4) TO THE TO THE VALENA PROPERTY LOCATED AT 421 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1195 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-ayes

0-nays

**33. ORDINANCE 1197**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-12-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE GRAY PROPERTY LOCATED AT 124 BRIDGES ROAD; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1197 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-ayes

0-nays

**34. ORDINANCE 1198**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R1)" TO THE GRAY PROPERTY, LOCATED AT 124 BRIDGES ROAD;

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PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1198 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-ayes

0-nays

**35. ORDINANCE 1200**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-13-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE DAILY PROPERTY, LOCATED AT 903 LAKESHORE DRIVE; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1200 by Councilor Dan Ames and seconded by Vice Mayor Denico.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-ayes

0-nays

**36. ORDINANCE 1201**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R1)" TO THE DAILY PROPERTY, LOCATED AT 903 LAKESHORE DRIVE;

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PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1201 by Councilor Nancy Adorno and seconded by Councilor Dan Ames.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-ayes

0-nays

**37. ORDINANCE 1203**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-14-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL LOW DENSITY" TO THE CHESNUTT PROPERTY, LOCATED AT 525 ORANGE BLVD; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1203 by Vice Mayor Chris Denico and seconded by Councilor Dan Ames.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-ayes

0-nays

**38. ORDINANCE 1204**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF "RESIDENTIAL LOW (R2)" TO THE CHESNUTT PROPERTY, LOCATED AT 525 ORANGE BLVD;

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PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1204 by Councilor Dan Ames and seconded by Councilor Nancy Adorno.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-ayes

0-nays

**39. ORDINANCE 1209**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: "AMENDMENT 07-25-SS" SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF "RESIDENTIAL MEDIUM DENSITY"; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Vice Mayor Chris Denico pointed out that the header of the Ordinance was missing the physical address. The header should include 251 Waterview Drive. Council did not have anything further to discussion regarding this Ordinance. A motion was made, to accept Ordinance 1209, with the amendment of inserting the physical address of 251 Waterview Drive in the header, by Vice Mayor Chris Denico and seconded by Councilor Nancy Adorno.

Roll call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye;

4-ayes

0-nays

**40. ORDINANCE 1210**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY

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ASSIGNING A ZONING CLASSIFICATION OF “RESIDENTIAL MEDIUM (R4)” TO CONNELLY PROPERTY, LOCATED AT 251 WATERVIEW DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1210 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico.

Roll call: Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye;

4-eyes

0-nays

**41. ORDINANCE 1212**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, SAID AMENDMENT BEING KNOWN AS: “AMENDMENT 07-26-SS” SPECIFICALLY ASSIGNING A FUTURE LAND USE CLASSIFICATION OF “COMMERCIAL (C2)” TO THE CROMMETT PROPERTY, LOCATED AT 9615 VOYLES LOOP ROAD; SUCH AMENDMENT COMPLYING WITH THE SMALL SCALE AMENDMENT RULES; AND TO TRANSMIT SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) AS NOTIFICATION OF ADOPTION OF SMALL SCALE AMENDMENT); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1212 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico.

Roll call: Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye;

4-eyes

0-nays

**42. ORDINANCE 1213**

AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY

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ASSIGNING A ZONING CLASSIFICATION OF "COMMERICAL" TO THE CROMMETT PROPERTY, LOCATED AT 9615 VOYLES LOOP ROAD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Penton opened the Public Hearing for Public comments. There being none the Hearing was closed. Council did not have any discussion regarding this Ordinance. A motion was made, to accept Ordinance 1213 by Councilor Dan Ames and seconded by Vice Mayor Chris Denico.

Roll call: Vice Mayor Chris Denico-aye; Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye;

4-eyes

0-nays

#### IV. UNFINISHED BUSINESS

##### **Brandes Design Build Change Orders 1, 2, 3**

- The first change order is the bonding the city required in the amount of \$16,646
- The second and third change orders are for \$ 184,715 for Pond and Liner required by DEP.

A motion was made by Councilor Nancy Adorno to accept the change orders and seconded by Councilor Ames.

Roll Call: Councilor Dan Ames-aye; Councilor Nancy Adorno-aye; Mayor Donald Penton-aye; Vice Mayor Chris Denico-aye

#### V. CITY MANAGER ITEMS

- City Manager Carrier informed Council that Doug True, the City's Code Enforcement Officer has resigned to take a position with the City of Orlando. She stated that she wanted to advertise for this position quickly so the progress that has been made in the Code Enforcement area does not fall to the way side.
- Further, with the passing of Councilor Leonard McManigle, Council has the authority, according to the City's charter, to appoint someone from the community to fill the vacated seat until the next election in April 2008. When Councilor Klapper resigned, a letter was sent to all registered voters to inform them of the vacancy. Council agreed that, this should be done as well to find a replacement for Councilor McManigle. However, the neighborhoods that will be targeted to find the next Councilor are residents from the Rosewood / Lakeview area, the Citrus Grove area, and the Railroad Heights area. City Manger Carrier stated that she wanted representation from those

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neighborhoods on Council, as the Honeybee and Sandy Point areas are already being represented. She would like to see a balanced cross representation of the city.

### VI. CLERK ITEMS

City Clerk Sims informed Council, that she will be in Jacksonville October 7-12, 2007 to attend the annual Clerk's Institute. She explained that her attending this institute will help her towards achieving her CMC status (Certified Municipal Clerk); she will have to attend 3 years in a row to earn her accreditation. Pam Peterson will cover the monthly meeting scheduled on October 9, 2007.

### VII. COUNCIL ITEMS

Councilor Adorno- Councilor Adorno shared with Council that she was approached about doing a Proclamation for local Marine LCPL Joshua Folds, who will be returning home at the end of the month from serving two tours in Iraq. A celebration will be held at Camp Gilead at the picnic area by the lake from 4-6 pm. on October 6, 2007. The Mayor will read the Proclamation at the event. Councilor Adorno shared with Council that she watched a program in which communities held unusual annual events for which in turn they became famous for. She stated that she would like to brainstorm and come up with something that can be held in Polk City of this nature. She suggested a citywide yard sale or perhaps a art festival with unique pieces of art. She would like to further discuss this with Council at another time.

Councilor Ames- Councilor Ames thanked Sgt. Cone for all the hard work he and the deputies are putting into the city.

### VII. VICE MAYOR ITEMS

Vice Mayor Chris Denico asked City Clerk Sylvia S. Sims if any monies have trickled in yet. City Clerk Sims stated that nothing has been received as of yet; she will however let Vice Mayor Denico know as soon as something comes in.

Before moving on to the next item, City Manager Carrier interjected that she believes that she may have found the portion of funding that Polk City is responsible for, to tear down the bridge, through private donations. A couple of Polk City residents stated that they would like to put up the money for the project.

### VIII. MAYOR ITEMS

Mayor Donald Penton thanked staff for all of the hard work that was put forth this past year. He also handed over the keys to a Golf Cart/ Sport Utility Vehicle that the city purchased from the county. The meter reader and the Streets Department will use this vehicle.

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### IX. PUBLIC COMMENTS AND REQUESTS

A member of the audience asked if all of the Ordinances we passed tonight were due to voluntary annexations. City Manager Carrier stated that some of them were and some of them were due to Utilities. The member of the audience further asked why we do not annex whole neighborhoods, City Manager Carrier replied that she writes the Ordinances herself and it's just a matter of how these annexations come in. She tries to write them as they come in and not let them age too much. In addition, he asked where the city stood with installing sewer lines in the remaining neighborhoods. City Manager Carrier explained that the sewer plant design is at a 30% completion level and the City hopes to start construction by September 2008.

Another member of the audience asked, what would happen if someone just put in a septic tank and sewer comes to the area? City Manager Carrier further explained that that residence would have to connect to city sewer, as it is the state law. The existing septic tank would have to be abandoned, crushed and filled. She shared with the audience that the city is trying to offset the cost of tying into sewer by grant funding, allowing the owner to run their own connection to the sewer stub out, etc. Additionally, audience members wanted to know what was going on with the IGA. They felt that it was imperative to do something and to get groceries back on the shelves. They felt that it was disgraceful to run the store at its current state. Carrier stated that the City is close to stepping in and shutting the store down.

Carrier further stated that DEP is meeting in Auburndale for a special hearing to decide whether to renew the permit for the spray field that is being operated off Berkley Road. She encouraged all in attendance to attend the meeting and stated that the information about the meeting will be mailed out with this month's utility bills.

### X. ANNOUNCEMENTS

- The final budget hearing is scheduled for September 12, 2007.
- Ridge League of Cities is held at PCC on September 13, 2007.
- On September 28, 2007, the Northwest Substation on 98 North is being dedicated in honor of V. Matt Williams.

### XI. ADJOURNMENT

With there being nothing further on the agenda. The meeting adjourned at 9:32 pm by voice vote.

APPROVAL:

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City Clerk Sylvia Sims

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Mayor Donald L. Penton