

*W*INTER HAVEN

The Chain of Lakes City

REGULAR CITY COMMISSION MEETING
451 Third Street, NW
Winter Haven, Florida 33881
Monday, September 28, 2009
7:30 PM

1. **CALL TO ORDER**
2. **INVOCATION** Reverend Ray Larson, First Presbyterian Church
3. **PLEDGE OF ALLEGIANCE** Dorothy Johnson, City Clerk
4. **PRESENTATION** - None
5. **ROLL CALL** Dorothy Johnson, City Clerk
6. **MINUTES**
September 14, 2009, Regular City Commission Meeting Minutes
7. **ORDINANCES – SECOND READING – PUBLIC HEARING ON AD VALOREM TAX MILLAGE RATE AND FISCAL YEAR 2009-2010 BUDGET**
 - A. **Ordinance O-09-41** - Adopting the Millage Rate for Fiscal Year 2009-2010 at 5.7900 Mills
 - B. **Ordinance O-09-42** - Adopting the Budget for Fiscal Year 2009-2010 in the amount of \$102,189,048
8. **ORDINANCE - SECOND READING – PUBLIC HEARING**
 - A. **Ordinance O-09-38** – Administrative request to revise Chapter 2, Article VIII of the Code of Ordinances, relating to the Citation Ordinance
 - B. **Ordinance O-09-39** – Administrative request to revise Chapter 12, Article I, Section 12-1 of the Code of Ordinances, relating to weeds and undergrowth
 - C. **Ordinance O-09-40** – Administrative request to add Sections 12-91 through 12-97 to Chapter 12, Article IV, to the Code of Ordinances, relating to Abandoned Real Properties
9. **CONSENT AGENDA**
 - A. City of Winter Haven/Lennar Homes, LLC, Settlement Agreement, Release and Indemnification
 - B. Forfeiture Fund Expenditure Request
 - C. Ratification of Settlement Agreement with Cleveland Indians

- D. Code Enforcement Special Magistrate Services Agreement with Douglas A. Lockwood, III, Esquire - Request for Qualifications (RFQ) 09-38
- 10. **REQUEST TO BE HEARD FROM GENERAL PUBLIC** – None
- 11. **RESOLUTION** - None
- 12. **ORDINANCES - FIRST READING**
 - A. **ORDINANCE O-09-34** – Request by Rivercard, LLC to amend the Future Land Use on Two (2) parcels from Residential-Medium Density to Residential-Low Density. The parcels are located west of 21st Street, NW, east of Lake Idylwild, and south of the Lake Idylwild/Lake Hartridge canal. The area covered by this request is 9.4± acres
 - B. **Ordinance O-09-35** – Request by Rivercard, LLC to repeal Planned Unit Development Ordinance O-07-25 and to establish another Planned Unit Development on three (3) parcels. The parcels are located west of 21st Street, NW, east of Lake Idylwild, and south of the Lake Idylwild/Lake Hartridge canal. The area covered by this request is 20± acres
 - C. **Ordinance O-09-36** – Administrative request to assign Institutional Future Land use to an annexed parcel. The parcel is located approximately 350 feet south of State Road 540 (Cypress Gardens Boulevard) and west of the Reflections subdivision (City-owned). The area covered by this request is 3.38± acres
 - D. **Ordinance O-09-37** – Administrative request to assign Public Institutional (PI) zoning district to an annexed parcel. The parcel is located approximately 350 feet south of State Road 540 (Cypress Gardens Boulevard) and west of the Reflections subdivision (City-owned). The area covered by this request is 3.38± acres
- 13. **NEW BUSINESS** - None
- 14. **CITY COMMISSIONERS/LIAISON REPORTS**
 - A) **City Commissioners**
 - B) **City Attorney**
 - C) **City Manager**
 - D) **Assistant City Manager**
 - E) **City Clerk**
- 15. **DEVELOPMENTS OF NOTE**
- 16. **EMERGENCY MATTERS NOT RECEIVED FOR THE AGENDA**
- 17. **COMMENTS FROM THE AUDIENCE**
- 18. **ADJOURNMENT**

If a person decides to appeal any decision made by the Commission with respect to any matter considered at such meeting or hearing, they will need a record of the proceedings, and that, for such purpose, they may need to ensure that a verbatim record of the proceeding is made which record includes the testimony and evidence upon which the appeal is to be based (FS 286.0506). In accordance with the Americans with Disabilities Act and Florida Statutes, Section 286.26, persons with disabilities needing special accommodations to participate in this proceeding, should contact the City Clerk's Office, 451 Third Street, NW, Winter Haven, Florida 33881, in writing, not later than 48 hours prior to the proceeding; if not in writing, then not later than four (4) days prior to the proceeding at (863) 291-5600. Vision or hearing impaired please call (800) 955-8771 for assistance.