



Polk County Board of County Commissioners

Meeting Agenda

January 3, 2017 Regular BoCC meeting

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

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

If a person decides to appeal any decision made by the board with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER - 9:00 a.m. (MELONY M. BELL, CHAIR)

INVOCATION

1. Rev. Duane Smith, Duane Smith Ministries, Lakeland

PLEDGE OF ALLEGIANCE (MELONY M. BELL, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

B. CEREMONIAL PROCLAMATIONS

2. Proclaim January 2017 as Big Brothers Big Sisters Month. Javan Frinks, Polk County Regional Director of Big Brothers Big Sisters of Tampa Bay, will accept the proclamation.

C. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE AND OPPORTUNITY TO BE HEARD

3. Comments.

D. APPROVE CONSENT AGENDA

4. Approve Consent Agenda.

E. COUNTY COMPTROLLER (STACY M. BUTTERFIELD, CPA)

5. Approve and Ratify Disbursements
6. Minutes of Regular Board meeting held on December 13, 2016.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. PUBLIC HEARING TO CONSIDER SETTLEMENT

H. COUNTY ATTORNEY (MICHAEL CRAIG)

I. COUNTY MANAGER (JIM FREEMAN)

7. Consider Project Suede's request for Polk County QTI and Bonus Incentive funding for the company's corporate headquarters expansion in Lakeland. (\$632,500 expense over 10 years)
8. Economic Development Impact Fee Mitigation Agreement with Publix Super Markets, Inc. (\$385,120 approximate loss of revenue)
9. Approve CIP Amendment to increase funding to the Lake Gwyn Park Project and a budget increase to the Demolition and Clearance Program from the unprogrammed Community Development Block Grant (CDBG) FY 2015-2016. (\$273,000 and \$24,000 one-time transfers)
10. Approve amendment No. 2 to dietary services agreement No. 13-024 with Tri-County Human Services, Inc. (\$411,000 annual budget)
11. Approve amendment No. 2 to Third Party Administrator Workers' Compensation Claims agreement No. 12-60 with Commercial Risk Management, Inc. (200,000 recurring expense)
12. Approve the renewal contract with Tri-County Human Services, Inc. for men's residential treatment facility, New Beginning Transition Center, to assist individuals with behavioral health and addiction problems transition back into independent living (fee-for-service not to exceed \$600,000 total cost).
13. Approve renewal contract with Lakeland Volunteers In Medicine, Inc., for the provision of dental services. (\$213,750 not to exceed cost)
14. Resolution to amend the Fleet Maintenance Fund and transfer from General Fund Reserves for Contingency to fund repairs on 12 Ferrara Fire trucks which are essential to Fire Rescue operations. (One-time \$300,000)

J. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

15. Commissioner Lindsey Comments.

K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

16. Commissioner Braswell Comments.

L. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER)

17. Commissioner Dantzler Comments.

M. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

18. Appoint Robert J. Stanz as an Alternate Member of the Planning Commission for the three-year term, January 3, 2017 through January 2, 2020
19. Reappoint William H. Murrell to serve as the Business Community member of the Citizens Health Care Oversight Committee for a four-year term, February 6, 2017 to February 5, 2021.
20. Commissioner Hall Comments.

N. COMMISSIONER DISTRICT 2 (MELONY M. BELL, CHAIR)

- 21. Ratification of 2017 BoCC Member and Liaison Assignments, effective January 1, 2017.
- 22. Chair Bell Comments.

O. LAY BOARD APPOINTMENTS

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

P. PUBLIC HEARINGS

* County Attorney opening comments

- 23. Public Hearing (LDC 17T-03/Gelbauer LDC Text Amendment) (First Public Hearing – No Action) to consider a text amendment to Appendix E of the Land Development Code to delete development standards and conditions imposed on development within the BPC. This amendment is related to CPA 17S-01 which is a request to change the Future Land Use designation from Business Park Center (BPC) to Residential Medium (RM) (No fiscal impact).
- 24. Public Hearing (CPA 17S-01/Gelbauer Map and Text Amendment) (First Public Hearing – No Action) to consider a Future Land Use Map amendment to change 8.97 +/- acres from Business Park Center (BPC) to Residential Medium (RM) in the Transit Supportive Development Area (TSDA) and to amend the text of the Comprehensive Plan in Section 2.135 to delete development standards and conditions imposed on the subject parcel. This case is related to LDC 17T-03 which amends Appendix E of the Land Development Code (LDC). (No fiscal impact).
- 25. Public Hearing (LDC 16T-14/Wahneta Flea Market Text Amendment)(First Public Hearing – No Action) to consider an applicant-initiated amendment to the Land Development Code.
- 26. Public Hearing to consider the adoption of an ordinance imposing a moratorium on the acceptance and processing of new applications for the establishment of Medical Marijuana Dispensing Facilities and Medical Marijuana Treatment Centers. (First Reading – No Action)

Q. CONSENT AGENDA ITEMS

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

- 27. Public Official Bond for Commissioner George Mallory Lindsey, III.
- 28. Public Official Bond for Commissioner William Charles Braswell.

29. Public Official Bond for Commissioner John E. Hall.
30. Removal of equipment from inventory as listed on Blanket Removal Form 2018.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

31. RE-SET HEARING (CPA16 CIE-01/Capital Improvements Element Update) to consider the adoption of a Large Scale Comprehensive Plan Amendment and associated ordinance. Suggested adoption hearing date is March 21, 2017 at 1:30 p.m.
32. SET HEARING (CU 16-26/Sackett Ranch) to consider an appeal to the Planning Commission's decision to approve a Level 3 Review Conditional Use. Suggested hearing date is January 17, 2017 at 1:30 p.m.
33. Accept Hallam Preserve West "A" Phase Two-A replat for conditional approval. (No fiscal impact)
34. Accept Hallam Preserve West "I" Phase 2 for conditional approval. (No fiscal impact)

DEPUTY COUNTY MANAGER

BUDGET & MANAGEMENT SERVICES

PROCUREMENT

35. Approve Amendment 3 to Consultant Service Agreement 15-81, Lake Gwyn Park Design and Engineering Services with Amec Foster Wheeler Environmental & Infrastructure, Inc. (AMEC). (\$16,940, one-time expense)
36. Approve selection committee's recommendation to authorize staff to negotiate an agreement with Keystone Challenge Fund, Inc. for State Housing Initiatives Partnership (SHIP) Down Payment and Closing Cost Assistance Program. (No fiscal impact)
37. Approve selection committee's recommendation to authorize staff to negotiate an agreement with ISI Water Company dba Water Company of America to review for unbilled or mis-billed utility services for the Utilities Division (no fiscal impact)
38. Approve selection committee's recommendation to authorize staff to negotiate an agreement with Downs and Germain Research to conduct detailed tourism based research for Polk County Tourism and Sports Marketing.

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

SOCIAL SERVICES

39. Approve Program and Service Contract, Older Americans Act, OAA-2017-POLK. (\$1,864,846 one-time revenue)

40. Approve Program and Service Contract, Nutrition Services Incentive Program (NSIP), NSIP-2017-POLK entered into between Senior Connection Center, Inc. and Polk County. (\$154,683 one-time revenue)
41. Approve Amendment 001, Older Americans Act (OAA) Master Contract No. M-15/17-POLK between Senior Connection Center, Inc. and the Polk County Board of County Commissioners. (No fiscal impact)
42. Approve Amendment 002, Older Americans Act (OAA) Contract No. OAA-2016-POLK, between the Senior Connection Center, Inc. and Polk County. (\$20,535.37 one-time revenue increase)
43. Approve Amendment 002, Nutrition Services Incentive Program (NSIP) Contract No. NSIP-15/16-POLK, between the Senior Connection Center, Inc. and the Polk County Board of County Commissioners. (\$9,870.68 one-time revenue decrease)

EQUITY & HUMAN RESOURCES

44. Collective Bargaining Agreement between the Polk County Board of County Commissioners (County) and the International Association of EMT's and Paramedics, (IAEP) Local R5-917. (\$425,000 recurring expense)

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

45. Approve Amendment #1 to EMS Billing Services Agreement #14-041

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

46. Adopt a Resolution Setting Speed Limits on Argentina Drive, Bahia Court, Bermuda Court, and Pangola Drive, near Winter Haven. (\$298.54 one-time expense)
47. Adopt a Resolution Setting Commercial Truck Parking Restrictions on Gerald Street, near Lake Wales. (\$555.15 one-time expense)
48. Adopt a Resolution setting parking restrictions on Luna Road, near Auburndale. (\$743.56 one-time expense)

49. Adopt a Resolution setting truck restrictions on Keen Road and Sherrouse Road (near Lakeland). (\$349.41 one-time expense)

UTILITIES

50. Approve the CY 2016 Polk County Utility Code updates (Reference Manuals) by way of adopting a formal resolution consistent with requirements stated within Utilities Ordinance #10-081.

WASTE & RECYCLING

ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY

COURT RELATED

POLK COUNTY PROPERTY APPRAISER

POLK COUNTY SHERIFF

POLK COUNTY SUPERVISOR OF ELECTIONS

POLK COUNTY TAX COLLECTOR

SUPERINTENDENT OF POLK COUNTY SCHOOLS

WORKFORCE DEVELOPMENT BOARD

COUNTY ATTORNEY

51. Economic Development Impact Fee Mitigation Agreement with Arr-Maz Products Limited Partnership (\$4,390.60 approximate one-time loss of revenue)
52. Project Amazing's Request for QTI and Polk County Bonus Incentive funding for the company's expansion in Mulberry Florida. (\$60,000 over 3 years)
53. Approve Interlocal Agreement with the City of Frostproof for the collection of Polk County Impact Fees. (No fiscal impact)
54. Approve Interlocal Agreement with the City of Eagle Lake for the collection of Polk County Impact Fees. (No fiscal impact)
55. Approve Interlocal Agreement with the City of Lakeland modifying the City's Core Improvement Area exempted from Impact Fee collection.
56. Accept Warranty Deeds from Ritchie Bros. Properties, Inc in conjunction with the Access Road NW Signalization and Dunson Road at Buckingham Road Intersection Improvement projects. (\$211.40 one-time expense)
57. Release of Lien related to Workforce Housing Impact Fee Mitigation upon payment of \$2080.00
58. Release of Lien upon payment of \$5544.00 to satisfy an Affordable Housing Impact Fee Exemption Lien
59. Release of Lien upon payment of \$5544 to satisfy Affordable Housing Impact Fee Lien

60. Approve Addendum No. 1 to Employment Agreement with Gary Hester, Deputy County Manager
61. SET PUBLIC HEARING DATE to consider requests to vacate portions of maintained and deeded right-of-way for Shady Oaks Drive a/k/a Shady Oaks Road and portions of platted right-of-way shown on the plat of Kathleen. (Suggested Hearing Date: January 17, 2017 at 1:30 PM) (No Fiscal Impact)
62. Renewal of Employment Agreements with the Assistant County Attorneys
63. Authorize the County Attorney's Office to file suit against Quanta Services and unknown principles for damages to a 1-inch water line located at 805 Dr. M. L. King Street, Dundee (Dundee Maintenance Office). (\$300 one-time expense plus cost of litigation)
64. Accept Quit Claim Deed from Merle F. Dimbath and Associates, Inc. for Tracts A, B and C of Combeewood Subdivision. (\$19.20 One-Time Expense)
65. Accept Quit Claim Deed from D & J Development, Inc. for Lot 11 in Orange Hill Subdivision. (\$19.20 One-Time Expense)
66. Accept instrument for additional right-of-way as requested through the Development Review Process. (\$36.20 one-time expense)
67. Accept Irrigation Well Easement from Hanover Jordan's Grove, LLC associated with Williams Preserve subdivision as requested through the development process. (\$27.70 one-time expense)
68. Approve Outside Counsel Agreement between Polk County and the firm of Constangy, Brooks & Smith, LLP.
69. Approve Pine Avenue maintained right-of-way map.
70. Accept Special Warranty Deed for right-of-way associated with 8th Street SE as requested through the development process. (\$19.20 one-time expense)

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

1. Monday, January 2, 2017 – The offices of the Board of County Commissioners will be closed in observance of the 2017 New Year's Holiday.
2. Tuesday, January 3, 2017 - 6:00 p.m. – Sidewalk Advisory Committee will meet in the Multi-Purpose Room, Room 413.
3. Wednesday, January 4, 2017 – 1:00 p.m. – The Polk Legislative Delegation will hold a public hearing in the County Commission Boardroom.
4. Thursday, January 5, 2017 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
5. Thursday, January 5, 2017 – 9:00 a.m. – Tourist Development Council's Arts and Culture Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road,

Auburndale.

6. Friday, January 6, 2017 – 9:00 a.m. – Board of County Commissioners and the Polk Legislative Delegation will hold a joint work session in the Lakeland City Commissioners' Conference Room, City Hall, 228 S. Massachusetts Avenue, Lakeland
7. Friday, January 6, 2017 – 11:00 a.m. – First Selection Committee Meeting for RFP 17-105, Professional Engineering Services for Roads and Drainage, will meet in the Commissioners' Conference Room, Room 407.
8. Friday, January 6, 2017 – 1:30 p.m. – Second Selection Committee Meeting for RFP 17-074, Polk County Fitness Center Operation, will be held in the Commissioners' Conference Room, Room 407.
9. Monday, January 9, 2017 – 2:30 p.m. – Central Florida Development Council Board Meeting will be held at Southeastern University, 1000 Longfellow Boulevard, Lakeland.
10. Monday, January 9, 2017 – 4:00 p.m. – Central Florida Development Council General Investor Meeting will be held at Southeastern University, 1000 Longfellow Boulevard, Lakeland.
11. Tuesday, January 10, 2017 – 11:30 a.m. – Second Selection Committee Meeting for RFP 17-106, Architectural/Engineering Services for Polk County Sheriff's Office New Book-In Facility, will be held in the Commissioners' Conference Room, Room 407.
12. Tuesday, January 10, 2017 – 1:30 p.m. – Library Cooperative Librarians' Advisory Council will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.
13. Wednesday, January 11, 2017 – 8:30 a.m. – Lakeland Area Mass Transit Board will meet in the Hollingsworth Meeting Room, Citrus Connection, 1212 George Jenkins Boulevard, Lakeland
14. Wednesday, January 11, 2017 – 8:45 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
15. Wednesday, January 11, 2017 – 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
16. Wednesday, January 11, 2017 – 1:30 p.m. – Library Cooperative Governing Board will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.
17. Thursday, January 12, 2017 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
18. Thursday, January 12, 2017 – 9:00 a.m. – Tourist Development Council's Marketing Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
19. Thursday, January 12, 2017 – 3:30 p.m. – Polk County Historical Commission will meet at the History Center, 100 E. Main Street, Bartow.

20. Thursday, January 12, 2017 - 5:30 p.m. – Contractor Licensing Board will meet in the County Commission Boardroom.
21. Friday, January 13, 2017 – 8:00 a.m. – Citizens Healthcare Oversight Committee Strategic Planning Retreat will be held at Circle B Bar Reserve, 4399 Winter Lake Road, Lakeland.
22. Friday, January 13, 2017 – 9:00 a.m. – Board/Staff Agenda Review meeting to discuss the Agenda and any other matters that may come before the Board will be held in the Commissioners' Conference Room, Room 407.
23. Monday, January 16, 2017 - The offices of the Board of County Commissioners will be closed in observance of the Martin Luther King Jr. Holiday.