



Polk County Board of County Commissioners

Meeting Agenda

January 17, 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. Kenny Slay, First Baptist Church of Fort Meade

PLEDGE OF ALLEGIANCE (MELONY M. BELL, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

2. Presentation of Certificates of Service to: Douglas M. "Doug" Lewis, Darwin J. "DJ" Moore, and Mike K. Callender.

B. CEREMONIAL PROCLAMATIONS

3. Proclaim February 25 - March 13, 2017 as Polk Senior Games Weeks. Frank Brooks, representing Polk Senior Games, will accept the proclamation.

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

4. Comments.

D. APPROVE CONSENT AGENDA

5. Approve Consent Agenda.

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

6. Disbursements.
7. Minutes of Regular Board meeting held on January 3, 2017.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. PUBLIC HEARING TO CONSIDER SETTLEMENT

H. COUNTY ATTORNEY (MICHAEL CRAIG)

8. Approve Land Purchase Agreement between Green Horizon Land Trust and Polk County for Lake Buffum Boat Ramp. (\$102,000 one-time expense)
9. Approve Amendment to Lease Agreement No.172 between Nickanna Corp. and Polk County for Polk County Government Center in Lakeland. (\$371,522.64 annual expense)
10. Approve First Addendum to the Donation, Sale and Purchase of Property Agreement. Also ratify Donation, Sale and Purchase of Property Agreement between Mosaic Fertilizer, LLC and Polk County in conjunction with the Bone Valley ATV Park. (\$169,066 one-time expense)

I. COUNTY MANAGER (JIM FREEMAN)

11. Consider a Vacant Land Contract presented by Highland Park Church of the Nazarene for the purchase of County-owned property known as Southland Preserve Subdivision being the remnant of Parcel 155 associated with the Lakeland Highlands Improvement Project. (\$685,000 one-time revenue.)
12. Approve transfer from reserves and amendments to the FY 16-17 Utilities Community Investment Program Expansion and Renewal and Replacement budgets. (\$930,574 one-time transfer from Reserves)
13. Approve Criminal Justice, Mental Health and Substance Abuse (CJMHTSA) Reinvestment Grant contract with the State of Florida, Department of Children and Families (DCF), including one position. Approve a transfer from the Special Revenue Grant Fund Reserves for Contingency and Reserves for matching funds. (Matching funds totaling \$120,000 in three years - Year One: \$20,000, Year Two: \$40,000, Year Three: \$60,000).
14. Workers' Compensation insurance policy renewal with Midwest Employers Casualty Company for a two year policy period. (Estimated \$261,457 recurring annual expense)

J. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

15. Commissioner Lindsey Comments.

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

16. Chair Bell Comments.

L. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

17. Commissioner Braswell Comments.

M. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER)

18. Commissioner Dantzler Comments.

N. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

19. Commissioner Hall 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

20. Public Hearing to consider adoption of a Resolution to vacate portions of maintained and deeded right-of-way known as Shady Oaks Drive A/K/A Shady Oaks Road.
21. Public Hearing to consider adoption of a Resolution to vacate portions of platted rights-of-way for 4th Street NW and Lanier Avenue NW, as shown on the plat of Kathleen and accept Public Utility Easements for existing utilities.
22. 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. (Adoption Public Hearing)
23. Public Hearing (LDC 16T-14/Wahneta Flea Market Text Amendment)(Adoption Public Hearing) to consider an applicant-initiated amendment to the Land Development Code.
24. Public Hearing (CPA 17A-02/Best Fab)(Adoption Public Hearing) to consider a Large Scale Comprehensive Plan Amendment to change the Future Land Use designation on 10 +/- acres from Residential Low (RL) to Business Park Center (BPC) and list the proposed change in Appendix 2.135 of the Comprehensive Plan. This case is related to LDC16T-10.
25. Public Hearing (LDC 16T-10/Best Fab LDC)(Adoption Public Hearing) to consider an applicant-initiated amendment to the Land Development Code. This case is related to CPA 17A-02.
26. Public Hearing (CPA 17S-01/Gelbauer Map and Text Amendment) (Adoption Hearing) 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).
27. Public Hearing (LDC 17T-03/Gelbauer LDC Text Amendment) (Adoption Public Hearing) to consider a text an 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).
28. Public Hearing (LDC 16T-13/Southeast Polk SAP) (Adoption Hearing) to consider a Land Development Code Text amendment amending Section 401.08, Table 401.08.01, Use Table for the Southeast Polk Selected Area Plan.
29. Public Hearing to consider (CU 16-26 De Novo /Sackett Barn) (Adoption Public Hearing) to consider an appeal to the Planning Commission's decision to approve a Level 3 Review Conditional Use.

Q. CONSENT AGENDA ITEMS

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

30. Cash Counts Utilities Division Project 2016P-05 D.
31. Public Official Bond for Stacy M. Butterfield, Clerk of Courts.
32. Public Official Bond for Marsha M. Faux, CFA, ASA, Property Appraiser.
33. Public Official Bond for Lori Dale Edwards, Supervisor of Elections.
34. Minutes of the CareerSource Polk meeting dated August 18, 2016.
35. Removal of equipment from inventory as listed on Blanket Removal Form 2019.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

36. Accept Performance Surety Bond No. 481990S for Bella Verano Plat in the amount of \$552,855. (No fiscal impact)
37. SET HEARING (CPA 16S-12/Pilot Bank CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment and associated ordinance. This case is related to LDC 16T-12 and LDC 17D-01. Suggested hearing dates are February 7, 2017 and February 21, 2017 at 1:30 p.m.
38. SET HEARING (LDC 16T-12/Pilot Bank LDC Text) to consider the adoption of an applicant-initiated ordinance amending the Land Development Code. This case is related to CPA 16S-12 and LDC 17D-01. Suggested hearing dates are February 7, 2017 and February 21, 2017 at 1:30 p.m.
39. SET HEARINGS (CPA 17B-02/Countryside) to consider the transmittal and adoption of a Large Scale Comprehensive Plan Amendment and associated ordinance. Suggested transmittal hearing date is February 7, 2017 and adoption hearing date is April 18, 2017 at 1:30 p.m.
40. SET HEARING (LDC 17D-01/Pilot Bank Sub-District) to consider the adoption of an applicant-initiated ordinance to change the Land Development Code Sub-district Map from Business Park Center 1 (BPC-1) to Business Park Center 2 (BPC-2). This case is related to CPA 16S-12 and LDC 16T-12. Suggested hearing dates: February 7, 2017 (first reading) and February 21, 2017 (adoption hearing).

41. SET HEARING (CPA 17B-01/Colt Creek) to consider the transmittal and adoption of a Large Scale Comprehensive Plan Amendment and associated ordinance. Suggested transmittal hearing date is February 7, 2017 and adoption hearing date is April 18, 2017 at 1:30 p.m.
42. SET HEARING (CU 17-04 – Nichols Mine Surplus Removal) to consider approval of a Level 4 Conditional Use. Suggested hearing date is February 7, 2017 at 1:30 p.m. (No fiscal impact)
43. SET HEARING (CPA 16D-02/Maddox Ranch) to consider the transmittal and adoption of a Large Scale Comprehensive Plan Amendment and associated ordinance. Suggested transmittal hearing date is February 7, 2017 and adoption hearing date is April 18, 2017 at 1:30 p.m.
44. SET HEARING (CPA 16D-07/Shell) to consider the transmittal and adoption of a Large Scale Comprehensive Plan Amendment and associated ordinance. Suggested transmittal hearing date is February 7, 2017 and adoption hearing date is April 18, 2017 at 1:30 p.m.
45. 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.
46. SET HEARING (LDC 16D-07/ Shell District Change) to consider the adoption of an applicant-initiated ordinance to change the Land Development Code Sub-district Map. This case is related to CPA 16D-07 and LDC 17T-01. Suggested hearing date April 18, 2017 at 1:30 p.m.
47. SET HEARING (LDC 17T-01/Shell LDC Text) to consider the adoption of an applicant-initiated ordinance amending the Land Development Code. This case is related to CPA 16D-07 and LDC 16D-07. Suggested hearing dates are February 7, 2017 and April 18, 2017 at 1:30 p.m.)
48. SET HEARING (LDC 17T-02/Maddox Ranch LDC Text) to consider the adoption of an applicant-initiated ordinance amending the Land Development Code. This case is related to CPA 16D-02. Suggested hearing dates are February 7, 2017 and April 18, 2017 at 1:30 p.m.

DEPUTY COUNTY MANAGER

BUDGET & MANAGEMENT SERVICES

49. Release and approve the appropriation and expenditure of \$4,000.00 from the Law Enforcement Trust Fund for Crime Stoppers Tip. (\$4,000.00 one-time expense)

PROCUREMENT

50. Amendment No. 1 EMS Billing Service Agreement No. 14-41
51. Piggyback agreement to provide rental and service of uniforms with the Cintas Corporation (\$100,000 recurring annual expense)

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

SOCIAL SERVICES

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

52. Adopt a Resolution Setting Speed Limits on Duff Road, near Lakeland. (\$93.21 one-time expense)
53. Adopt a Resolution Setting Commercial Truck Parking Restrictions on Odom Road, near Lakeland. (\$1,134.57 one-time expense)
54. Adopt a Resolution Setting Speed Limits on Krenson Woods Court, Krenson Woods Drive, Krenson Woods Lane, Krenson Woods Road, and Krenson Woods Way, in the Krenson Woods Subdivision, near Lakeland. (\$321.17 one-time expense)

UTILITIES

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

55. Adopt Resolution Authorizing Negotiations required by §73.015, Florida Statutes to be undertaken by the County Right-of-Way / Real Estate Manager and his designated agents, subject to final Board Approval, for acquisitions necessitated by new Transportation and Utilities CIP Projects. (No fiscal impact)
56. 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)
57. Declare surplus and authorize the public sale of County-owned remnant right-of-way parcels from the CR 37B (Lakeland Highlands Road) Improvement Project. (Potential for \$121,800 or greater, one-time revenue.)
58. Accept Quit Claim Deed from Dolores R. Reed, a widow, for property being donated for Conservation Preservation. (\$29.20 One Time Expense)
59. Approve Right-of-Way Agreement for the purchase of Parcels 107 and 704 for the Eagle Lake Loop Road Bridge Replacement Project (\$3,900.00 one-time expense)
60. Adopt a Resolution authorizing the closure to public vehicular traffic access to unmaintained platted right-of-way known as Poinciana Parkway. (No Fiscal Impact)

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.

Monday, January 16, 2017 – The offices of the Board of County Commissioners will be closed in observance of the Martin Luther King Holiday.

Thursday, January 19, 2017 – 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.

Thursday, January 19, 2017 – 9:00 a.m. – Sports & Special Events Committee will be held at Lake Eva Park, 555 Ledwith Avenue, Haines City.

Thursday, January 19, 2017 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.

Thursday, January 19, 2017 - 9:30 a.m. - Polk Transportation Planning Organization's Technical Advisory Committee will meet in the Multi-Purpose Room, Room 413, Neil Combee Administration Building.

Thursday, January 19, 2017 – 11:00 a.m. – Second Selection Committee Meeting for RFP 17-108, Professional Engineering Services for Parks & Natural Resources, will be held in the Commissioners' Conference Room, Room 407.

Friday, January 20, 2017 – 9:00 a.m. – Second Selection Committee Meeting for RFP 17-105, Professional Engineering Services for Roads and Drainage, will be held in the Commissioners' Conference Room, Room 407.

Monday, January 23, 2017 – 12:00 noon – The Public Safety Coordinating Council will meet in the Commissioners' Conference Room, Room 407.

Tuesday, January 24, 2017 – 4:00 p.m. – The Polk Regional Water Cooperative Board of Directors will meet in the County Commission Boardroom.

Tuesday, January 24, 2017 – 6:00 p.m. – The Polk Regional Water Cooperative will hold a Water Summit for Elected Officials in the County Commission Boardroom.

Thursday, January 26, 2017 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.

Thursday, January 26, 2017 – 12:15 p.m. – Leadership Bartow lunch and panel discussion will be held in the Multi-purpose Room, Room 413.

Thursday, January 26, 2017 - 1:30 p.m. - Board of Adjustment will be held in the County Commission Boardroom.

Thursday, January 26, 2017 – 2:30 p.m. – Polk County Historical Commission Historical Marker Committee will meet at the History Center.

Thursday, January 26, 2017 – 3:00 p.m. – Polk County Historical Commission will meet at the History Center.

Monday, January 30, 2017 – 9:00 a.m. – Polk County Joint Airport Zoning Board meeting will be held at the Bartow Municipal Airport Conference Room, 5993 Airport Boulevard, Bartow.

Tuesday, January 31, 2017 – 10:00 a.m. – Interviews for RFP 17-108, Professional Engineering Services for Parks & Natural Resources, will be held in the Commissioners' Conference Room, Room 407.

Wednesday, February 1, 2017 - 8:45 a.m. - Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.

Wednesday, February 1, 2017 - 9:00 a.m. - Planning Commission meeting will be held in the County Commission Boardroom.

Wednesday, February 1, 2017 – 12:00 p.m. – Inneract Alliance Government Day will be held at the History Center, 100 E. Main Street, Bartow.

Wednesday, February 1, 2017 – 1:30 p.m. – Interviews for RFP 17-106, Architectural/Engineering Services for Polk County Sheriff's New Book-in Facility, will be held in the Multi-Purpose Room, Room 413.

Wednesday, February 1, 2017 – 6:00 p.m. – The Housing and Neighborhood Development Office staff will hold a Public Hearing to discuss the 2017-2018 Action Plan estimated funding for projects, in the County Commission Boardroom.

Thursday, February 2, 2017 – 10:00 a.m. – The 1st Selection Committee Meeting for RFP 17-158 Mulberry Fire Rescue Station and Concession Stand will meet in Room 407 at the Neil Combee Administration Building, 330 West Church Street, Bartow.

Friday, February 3, 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.

Friday, February 3, 2017 – 1:00 p.m. – Interviews for RFP 17-105, Professional Engineering Services for Roads and Drainage, will be held in the Commissioners' Conference Room, Room 407.

Saturday, February 4, 2017 – 9:30 a.m. – Florida Association of Counties Medical Marijuana Summit, will be held at the Embassy Suites, Lake Buena Vista, Orlando.

Monday, February 6, 2017 – 4:00 p.m. – The Central Florida Development Council Board Meeting will be held at the Central Florida Media Group, 56 4th Street NW, Winter Haven.