



Polk County Board of County Commissioners

Meeting Agenda

July 11, 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. Jim Blizzard, Local Director for Florida Heartland, Child Evangelism Fellowship, Lakeland

PLEDGE OF ALLEGIANCE (MELONY M. BELL, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

2. Recognize Country Boy Pest Control as a Polk County "Company of Excellence."
3. Youth Leadership Polk Recognition.

B. CEREMONIAL PROCLAMATIONS

4. Proclaim July 2017 as Minority Mental Health Awareness Month. Antionette Pollard representing Pieces to Peace Counseling will accept the proclamation.
5. Proclaim July 2017 as Lakes Appreciation Month. Paul Thomas will accept the proclamation representing the Lakes Education/Action Drive (LE/AD).

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

6. Comments.

D. APPROVE CONSENT AGENDA

7. Approve Consent Agenda

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

8. Disbursements.

9. Approve Minutes of Regular Board Meeting held on June 20, 2017.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. PUBLIC HEARING TO CONSIDER SETTLEMENT

H. COUNTY ATTORNEY (MICHAEL CRAIG)

10. Adopt Tentative Rate Resolution for the 2017-18 Street Lighting Assessments. (No fiscal impact)
11. Adopt Residential Waste Program Services Tentative Assessment Resolution and Resolution Setting the Estimated Assessment Rates for Fiscal Year 2017-18. (No fiscal impact)
12. Adopt Tentative Rate Resolution and Assessment Roll for the 2017-18 Nuisance Abatement Liens to be collected by the Uniform Method of Collection of Non-Ad Valorem Assessments on the tax bill. (No fiscal impact)
13. Adopt Tentative Rate Resolution for the 2017-18 Skyview Utility Municipal Service Benefit Unit ("MSBU"). (No fiscal impact)
14. Adopt Tentative Rate Resolution for the 2017-18 Fire Services Non-Ad Valorem Assessments.
15. Accept Grove at Highland Meadows plat for conditional approval. (No fiscal impact)
16. Accept Reserve at Highland Meadows plat for conditional approval. (No fiscal impact)

I. COUNTY MANAGER (JIM FREEMAN)

17. Approve The Ounce of Prevention Fund of Florida subcontract revision to continue services for the period of July 1, 2017 through June 30, 2018. (\$1,309,000 one-time revenue, \$327,250 required match expense, and \$715,872 additional from the general fund)
18. Adopt Resolution approving Housing and Neighborhood Development's FY 2017-2018 Action Plan. (No fiscal impact)

J. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

19. Commissioner Lindsey Comments.

K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

20. Commissioner Braswell Comments.

L. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER)

21. Commissioner Dantzler Comments.

M. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

22. Commissioner Hall Comments.

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

- 23. Appoint Samuel K. Johnson to the Northeast Polk County Roadway Advisory Committee for the remainder of the two-year term ending December 31, 2017.
- 24. 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

- 25. Public Hearing (CPA 17S-05/Kissimmee River Park and Marina CPA)(Adoption Public Hearing) to consider a Small Scale Comprehensive Plan Map amendment to change the Future Land Use designation on 4.25 +/- acres from Agriculture/Residential Rural (A/RR) to Leisure Recreation (L/R) in the Rural Development Area (RDA).
- 26. Public Hearing (CPA 17S-06/Torres CPA)(Adoption Public Hearing) to consider a Small Scale Comprehensive Plan Map amendment to change the Future Land Use designation on 1.09 +/- acres from Agriculture/Residential Rural (A/RR) to Rural Cluster Center (RCC) in the Rural Development Area (RDA).
- 27. Public Hearing (CPA 17S-07/Pentecostals of Lake Wales CPA)(Adoption Public Hearing) to consider a Small Scale Comprehensive Plan Map amendment to change the Future Land Use designation on 1.74 +/- acres from Institutional (INST) to Commercial Enclave (CE) in the Suburban Development Area (SDA).
- 28. Public Hearing (LDC 17D-03/Sunland Sub-District Change)(Adoption Public Hearing) to consider an ordinance to change the Land Development Code (LDC) Sub-district Map on 13.35 ± acres from Business Park Center-1 (BPC-1) to Business Park Center (BPC-2).
- 29. Public Hearing (VAR 17-58/Triple Canopy Ranch)(Adoption Public Hearing) to consider a variance to the Outdoor Concert Noise Ordinance (Ord. 17-11) for an Event to be held on December 30, 2017-January 1, 2018. This case was continued from June 6, 2017.
- 30. Public Hearing (LDC 17T-09/Medical Marijuana Dispensaries) (Adoption Public Hearing) to consider a Land Development Code (LDC) text amendment to establish Medical Marijuana Dispensaries as a conditionally permitted use in specific land use districts.

Q. CONSENT AGENDA ITEMS

- COMMISSIONER DISTRICT 1
- COMMISSIONER DISTRICT 2
- COMMISSIONER DISTRICT 3
- COMMISSIONER DISTRICT 4
- COMMISSIONER DISTRICT 5
- COUNTY COMPTROLLER

- 31. Removal of equipment from inventory as listed on Blanket Removal Form 2030.

32. Southwest Florida Water Management District's Comprehensive Annual Financial Report (CAFR) for fiscal year ended 2016.
33. Minutes of the CareerSource Polk meeting dated February 16, 2017.
34. Appoint property custodians for the Building Division and the Communications Division.
35. Emergency Overtime Controls Follow-Up

COUNTY MANAGER

COMMUNITY & SMALL BUSINESS ASSISTANCE

36. Approve Polk County QTI Incentive Funds to benefit Project Frosty for the company's expansion in the City of Frostproof. (\$6,500 one-time expense)

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

37. SET HEARING (LDC 17T-06/Champions Gate ECX) to consider the adoption of an applicant-initiated ordinance amending the Land Development Code. (Suggested hearing dates are July 25, 2017 at 1:30 p.m. and August 8, 2017 at 1:30 p.m.)
38. Accept Drayton-Preston Woods at Providence - Phase 2A re-plat for conditional approval. (No fiscal impact)
39. Accept The Village at Canterwood wastewater and reclaimed water system utility improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
40. Accept a one year warranty and a cash surety in the amount of \$4,175.60 for The Village at Canterwood. (No fiscal impact)
41. Accept Coachman Square Plat for conditional approval. (No fiscal impact)

DEPUTY COUNTY MANAGER

BUDGET & MANAGEMENT SERVICES

PROCUREMENT

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

42. Approve State Housing Initiatives Partnership (SHIP) program satisfaction of down payment assistance mortgage and security agreement for a short sale agreement for Case S05-DP-0053. (\$6,000 one-time revenue)
43. Approve State Housing Initiatives Partnership (SHIP) satisfaction of mortgage for Case HHR-DP-0058. (\$1,500 one-time revenue)

44. Approve HOME Investment Partnership (HOME) rehabilitation/reconstruction homeowner assistance agreement and mortgage note for Case RC-17-H-002 NC. (\$107,303 one-time expense)
45. Approve HOME Investment Partnership (HOME) program modification of housing rehabilitation/reconstruction homeowner assistance agreement, modification of deferred mortgage and security agreement and amendment 1 to grant agreement for Case RC16-H-001NC. (\$6,318 one-time expense)

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

46. Approve interlocal agreement between Polk County and the City of Frostproof to provide code enforcement services to the City of Frostproof. (\$18,504 minimum annual revenue from Frostproof)

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

47. Adopt a Resolution setting speed limits on Access Road Northwest, near Davenport. (\$455.54 one-time expense)
48. Adopt a Resolution setting parking restrictions on Brook Drive, near Lakeland. (\$455.54 one-time expense)
49. Adopt a Resolution setting speed limits on Cooley Road, near Eagle Lake. (\$455.54 one-time expense)
50. Adopt a Resolution setting speed limit on Fairway Drive, near Haines City. (\$232.61 one-time expense)
51. Adopt a Resolution setting parking restrictions on Alachua Drive and Broward Terrace, near Winter Haven. (\$455.54 one-time expense)
52. Adopt a Resolution setting speed limit on Moss Street, near Haines City. (\$232.61 one-time expense)

53. Adopt a Resolution setting speed limit on St. Vincent Terrace, near Lakeland. (\$51.45 one-time expense)

UTILITIES

54. Approve Consultant Services Authorization No. 07-84-04, Modification No. 3, with Jacobs Engineering Group, Inc., for the construction phase services for Lift Station 35 and SR 37 pipeline improvements. (\$18,156 not-to-exceed, one-time expense and time extension)

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. Accept Quit Claim Deed from Rita Free as Personal Representative of the Estate of Evo D. Marini, deceased, for property being donated for conservation preservation. (\$29.20 one-time expense)
56. Declare surplus and authorize the public sale of County-owned property. (Potential for \$19,647, or greater, one-time revenue.)
57. Approve satisfaction and release of First Down Mortgage Lien for Case FD-0002 (Kerby). (\$7,000 one-time revenue)
58. SET HEARING to consider adoption of final rate resolutions and assessment rolls for the (1) Residential Waste Program Services, (2) Street Lighting Districts, (3) Fire Services, (4) the Skyview Utility Municipal Services Benefit Unit, (5) Roadway Paving Improvements and (6) Nuisance Abatement Liens non-ad valorem assessments for fiscal year 2017-18. (Suggested hearing date is September 11, 2017 at 6:00 p.m.)
59. Authorize the conveyance to the State of Florida Department of Transportation (FDOT) of the County's interest in a right-of-way parcel, Parcel 505, for the Ernie Caldwell Boulevard Phases IIB and III project. (\$36.20 one-time expense)
60. Approve agreement for transfer of public road between the City of Auburndale and Polk County and authorize a County Deed to the City for Road "G". (\$105.70 one-time expense)
61. Authorize a County Deed to Ronald T. Warren and Danielle Warren, his wife. (No fiscal impact)

62. Accept Road Easement and Polk County Utilities Easement from MDH Orlando Four Corners, LLC associated with Four Corners Business Park as requested through the development process. (\$148.90 one-time expense)
63. SET HEARING to consider the adoption of an ordinance amending Ordinance No. 2011-023 relating to the Polk County Government's Retiree Insurance Benefits Ordinance. (Suggested hearing date is July 25, 2017 at 1:30 p.m. or soon thereafter)
64. Approve Amendment 1 to Interlocal Agreement with Plant City for Solid Waste Disposal.
65. Accept Fee Simple Deed from FMP Groves, LC for property being donated for the Mosaic Peace River Park. (\$27.70 one-time expense)
66. Accept Utilities Easement as requested through the Development Review Process (\$27.70 one-time expense)
67. Approve First Amendment to Reclaimed Water Supply Agreement between the Polk County and Tampa Electric Company. (No fiscal impact)
68. Approve Second Addendum to the Donation, Sale and Purchase of Property Agreement and First Amendment to Declaration and Agreement Imposing, Reserving and Granting Easements, Restrictions and Right of First Refusal and adopt a Resolution Approving the Purchase of Real Property, etc. all in conjunction with the Bone Valley ATV Park. (No fiscal impact)
69. Accept Quit Claim Deed from St. Paul's Episcopal Church of Winter Haven for property being donated. (\$19.20 one-time expense)
70. SET HEARING to consider adoption of an ordinance amending Ordinance 13-063, the Economic Development Ad Valorem Tax Exemption for Amazon.com.dedc, LLC (Davenport Facility). (Suggested hearing date is July 25, 2017 at 1:30 p.m.)
71. Authorize the conveyance of County owned parcel to the Town of Lake Hamilton. (No fiscal impact)
72. Approve Satisfaction and Release of First Down Mortgage Lien for Case FD-0082, Alicea / Acevedo. (one-time \$7,000 revenue)

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.

- Tuesday, July 11, 2017 - 10:30 a.m. (or immediately following the morning session of the Board Meeting) - In accordance with Chapter 286.011 of the Florida Statutes, the Board of County Commissioners will meet in the County Commissioners' Conference Room, Room 407, in private with its attorneys to seek advice concerning the case of Nancy King, Occupational Health Center, Inc., and Work Loss Management, Inc. vs. Board of County Commissioners, Polk County, Florida; et al, Case No. 8:16-cv-2651-T-33TBM. The names of persons who may be in attendance are as follows: County Commissioners George Lindsey, Melony M. Bell, Bill Braswell, R. Todd Dantzler, John Hall, County Attorney Michael Craig, County Manager Jim Freeman and Jon Trohn, Esquire.
- Tuesday, July 11, 2017 - 1:30 p.m. - Library Cooperative Librarian's Advisory Council meeting will be held at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.

- Tuesday, July 11, 2017 - 2:30 p.m. - Central Florida Development Council Board Meeting will be held at Florida Southern College, 111 Lake Hollingsworth Drive, Lakeland.
- Tuesday, July 11, 2017 - 3:00 p.m. - Lakes Access Advisory Committee will meet at Parks and Recreation, 515 East Boulevard Street, Bartow.
- Tuesday, July 11, 2017 - 4:00 p.m. - Central Florida Development Council General Investor Meeting will be held at Florida Southern College School of Nursing and Health Sciences, Blanton Nursing Building, Johnson Avenue & Finney Street, Lakeland.
- Tuesday, July 11, 2017 - 6:00 p.m. - Sidewalk Advisory Committee will meet in the Multi-Purpose Room, Room 413.
- Wednesday, July 12, 2017 - 8:30 a.m. - Lakeland Area Mass Transit District Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Hollingsworth Room, Lakeland.
- Wednesday, July 12, 2017 - 8:50 a.m. - Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, July 12, 2017 - 9:00 a.m. - Planning Commission meeting will be held in the County Commission Boardroom.
- Wednesday, July 12, 2017 - 1:30 p.m. - Library Cooperative Governing Board meeting will be held at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.
- Thursday, July 13, 2017 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second floor, Neil Combee Administration Building.
- Thursday, July 13, 2017 - 5:30 p.m. - Contractor Licensing Board will meet in the County Commission Boardroom.
- Tuesday, July 18, 2017 - 8:00 a.m. - Budget Work Session will be held in the Commissioners' Conference Room, Room 407.
- Tuesday, July 18, 2017 - 10:00 a.m. - The opening of the Walmart Distribution Center will take place at 5100 North Ridge Trail, Davenport.
- Tuesday, July 18, 2017 - 1:30 p.m. - Budget Work Session will be held in the County Commission Boardroom.
- Wednesday, July 19, 2017 - 9:00 a.m. - Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- ~~Wednesday, July 19, 2017 - 2:00 p.m. - Polk Regional Water Cooperative Board of Directors Meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.~~
CANCELLED
- Wednesday, July 19, 2017 - 6:00 p.m. - The Charter Review Commission will meet in the Multi-Purpose Room, Room 413.

- Thursday, July 20, 2017 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second floor, Neil Combee Administration Building.
- Thursday, July 20, 2017 - 9:00 a.m. - Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, July 20, 2017 - 9:00 a.m. - Tourist Development Council Sports & Special Events Committee will meet at the Auburndale Community Center, 405 Bennett Street, Auburndale.
- Thursday, July 20, 2017 - 6:00 p.m. - Stormwater Technical Advisory Committee will meet in the Commissioners' Conference Room, Room 407.
- Friday, July 21, 2017 - 8:30 a.m. - Citizens HealthCare Oversight Committee will meet in the County Commission Boardroom.
- Friday, July 21, 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, July 21, 2017 - 11:30 a.m. - The Value Adjustment Board will hold its' organizational meeting in the Commissioners' Conference Room, Room 407.
- Monday, July 24, 2017 - 5:30 p.m. - Special meeting of the Community Relations Advisory Council (CRAC) will be held in the Multi-Purpose Room, Room 413.