



Polk County Board of County Commissioners

Meeting Agenda

August 18, 2015 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.

CALL TO ORDER - 9:00 a.m. (GEORGE LINDSEY, CHAIRMAN)

INVOCATION

1. [Rev. Ella Edwards, Pastor, Allen Temple AME Church, Lake Wales](#)

PLEDGE OF ALLEGIANCE (GEORGE LINDSEY, CHAIRMAN)

A. PRESENTATIONS and RECOGNITIONS

2. [Presentation of Certificates of Service to: Krystal J. Azzarella, Tracey D. Nelson-Chapman, and Steve A. "Red Man" Daugherty.](#)

Attachment: [2015 08 18 bios.pdf](#)

3. [Recognize Olivia Petr, Tommy Gordon, and Mareli Perez for entering Polk County Utilities' 2014 Water Conservation Art Contest, and further advancing to the state-wide Florida Section American Water Works Association Drop Savers contest.](#)

Attachment: [Art Contest Winners Pictures.pdf](#)

B. CEREMONIAL PROCLAMATIONS

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

4. [Becky Harris, Princeton Manor Homeowners Association President, to discuss drainage and](#)

[roadway issues.](#)

5. [Comments.](#)

D. APPROVE CONSENT AGENDA

6. [Approve Consent Agenda.](#)

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

7. [Disbursements.](#)

8. [Minutes of Regular Board meeting held on August 4, 2015.](#)

Attachment: [MIN080415.pdf](#)

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

COURT - RELATED

9. [Adopt Resolution renaming the Polk County Drug Court Lab to "The Janet A. Essary Drug Court Lab."](#)

Attachment: [Drug Court Lab Name Resolution Essary 081115.pdf](#)

POLK COUNTY HEALTH DEPARTMENT

10. [Dr. Ulyee Choe, D.O., Director, Florida Department of Health, to request concurrence on the appointment of Dr. Joy Jackson as Director of the Florida Department of Health, Polk County Health Department.](#)

Attachment: [Letter of Request.pdf](#)

Attachment: [Bio.pdf](#)

G. PUBLIC HEARING TO CONSIDER SETTLEMENT

H. COUNTY ATTORNEY (MICHAEL CRAIG)

11. [Approve the release of a cash surety in the amount of \\$8,250 for Highland Creek Phase Two. \(No fiscal impact\)](#)

Attachment: [Highland Creek Ph Two Surety Release.pdf](#)

12. [Approve an Agreement for Purchase and Sale of Real Property between Central Florida Health Care, Inc. and Polk County for the sale of the former Lake Wales Adult Day Care Center site, and the acceptance of a deed from the City of Lake Wales for further conveyance of associated real property. \(\\$1,040,000 one-time revenue\)](#)

Attachment: [LW Adult Day Care Center Agmt for Sale and Purchase CFHC Backup1.pdf](#)

I. COUNTY MANAGER (JIM FREEMAN)

13. [Accept Federal Emergency Management Agency \(FEMA\) Staffing for Adequate Fire and Emergency Response \(SAFER\) grant agreement number EMW-2014-FH-00222. \(\\$1,444,482 one-time revenue\)](#)

Attachment: [Award Package.pdf](#)

14. [Approve 24 new dual certified fire fighter positions in the current year Fiscal Year 2014/2015 Budget. \(\\$291,000 one-time expense\)](#)

15. [Approve The Ounce of Prevention Fund of Florida subcontract revision. \(\\$363,800 one-time revenue and \\$90,950 required in-kind match\)](#)

Attachment: [HFF Budget Amend1 15 16.pdf](#)

16. [Request Board adopt resolutions to establish the Northeast Polk County Roadway Advisory Committee and a Northeast Polk Roadway Fund with unanticipated revenue transferred in from the Northridge Community Redevelopment Agency \(CRA\) Fund that was terminated by the Board in June. \(\\$36,771,949.00 one-time transfer\)](#)

Attachment: [Resolution Fund 31901.pdf](#)

Attachment: [Resolution Establishing NEPCRAC 080715.pdf](#)

Attachment: [15271 BUDGET REVISION JOURNAL.pdf](#)

Attachment: [31901 BUDGET REVISION JOURNAL.pdf](#)

Attachment: [Exhibit A 2040 TPO NE Polk Roads.pdf](#)

J. COMMISSIONER DISTRICT 2 (MELONY M. BELL)

17. [Appoint Kurt T. Bradley as a Member of the Board of Adjustment for the three-year term, June 17, 2015 through June 16, 2018.](#)

Attachment: [BOA Bradley bio 2.pdf](#)

18. [Commissioner Bell Comments.](#)

K. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

19. [Commissioner Smith Comments.](#)

L. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER)

20. [Commissioner Dantzler Comments.](#)

M. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

21. [Reappoint James A. Urick as a member of the Polk County Planning Commission, representing engineering, for the three-year term September 1, 2015 through August 31, 2018.](#)

Attachment: [James A Urick bio.pdf](#)

22. [Commissioner Hall Comments.](#)

N. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIRMAN)

23. [Chairman Lindsey 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

24. [Public Hearing to consider adoption of a resolution to vacate a portion of the Southland Preserve subdivision plat.](#)

Attachment: [maps.pdf](#)

Attachment: [Southland Preserve Resolution.pdf](#)

25. [Public Hearing \(CPA 15B-02\) to consider the adoption of a Large Scale Comprehensive Plan Amendment to change the land use designation on 23 +/- acres from Agriculture/Residential Rural \(A/RRX\) to Leisure/Recreation \(L/RX\) in the Southeast Polk Selected Area Plan and Rural Development Area \(RDA\); amend Appendix 2.135 Parcel Specific Future Land Use Map Amendments to add this case to the list. This case is related to LDC 15T-08.](#)

Attachment: [CPA 15B 02 PowerPoint.pdf](#)

Attachment: [CPA 15B 02 Ordinance.pdf](#)

Attachment: [CPA 15B 02 Staff Report.pdf](#)

26. [Public Hearing \(LDC 15T-08\) to consider the adoption of an ordinance to amend the Land Development Code, Appendix E - Parcel Specific Future Land Use Designation with Conditions. \(Second reading\)](#)

Attachment: [LDC 15T 08 Ordinance.pdf](#)

Attachment: [LDC 15T 08 Staff Report.pdf](#)

Attachment: [LDC 15T 08 PowerPoint.pdf](#)

27. [Public Hearing \(LDC 15T-09\) to consider the adoption of a Land Development Code \(LDC\) text amendment \(Sign Regulations Revision\) to Sections 207 Temporary Uses; 760 Signs; 930 Variances and Special Exceptions; and Chapter 10 Definitions. This case was continued from July 7, 2015. \(First reading\)](#)

Attachment: [BOCC Public Hearing Presentation Sign Regulations Revision 081815.pdf](#)

Attachment: [LDC 15T 09 Staff Report BoCC 1st Reading.pdf](#)

Attachment: [LDC 15T 09 Ordinance BOCC 081815.pdf](#)

28. [Public Hearing \(LDC 15T-10\) to consider the adoption of a Land Development Code \(LDC\) text amendment \(Retail Uses\) to Table 2.1 and Section 303. \(Second reading\)](#)

Attachment: [LDC 15T 10 Ordinance.pdf](#)

Attachment: [LDC 15T 10 Staff Report.pdf](#)

29. [Public Hearing \(LDC 15D-02\) to consider the adoption of an ordinance to change the Land](#)

[Development Code \(LDC\) Sub-district Map on approximately 0.88 acres from Residential Low-1 \(RL-1\) to Residential Low-3 \(RL-3\) in the Transit Supportive Development Area \(TSDA\). \(No fiscal impact\)](#)

Attachment: [LDC 15D 02 Staff Report.pdf](#)

Attachment: [LDC 15D 02 Ordinance.pdf](#)

30. [Public Hearing to consider approval of a waiver request \(WA 15-24/Solterra Waiver\) to Section 821 of the Land Development Code \(LDC\) to allow access through a platted residential lot.](#)

Attachment: [WA 15 24 Staff Report.pdf](#)

Attachment: [WA 15 24 Opposition.pdf](#)

31. [Public Hearing \(CU 15-24\), a Level 4 Review, to expand an existing Class III Utility \(Wahneta Water System\). \(No fiscal impact\)](#)

Attachment: [CU 15 24 BoCC Staff Report.pdf](#)

32. [Public Hearing to consider adoption of an ordinance repealing Ordinance 14-042, the Economic Development Ad Valorem Tax Exemption for Husky Cargo, LLC.](#)

Attachment: [Ordinance Repealing Husky Cargo Exemption Ordinance.pdf](#)

Q. CONSENT AGENDA ITEMS (SEE CONSENT AGENDA)

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, August 17, 2015 – 1:30 p.m.](#) – Library Cooperative Budget Committee will meet at the Bartow Public Library, 2150 S. Broadway Avenue, Bartow.
- [Wednesday, August 19, 2015 – 10:00 a.m.](#) – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- [Thursday, August 20, 2015 – 8:30 a.m.](#) – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
- [Thursday, August 20, 2015 – 9:00 a.m.](#) – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- [Thursday, August 20, 2015 – 1:00 p.m.](#) – Planning and Development Customer Service and Efficiency Task Force will meet in the Commissioners' Conference Room, Room 407.
- [Friday, August 21, 2015 – 8:30 a.m.](#) – Citizens HealthCare Oversight Committee will meet in the County Commission Boardroom.
- [Monday, August 24, 2015 – 5:30 p.m.](#) – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413.
- [Tuesday, August 25, 2015 – 8:30 a.m.](#) – Polk Transit Authority budget meeting will be held in the County Commission Boardroom.
- [Tuesday, August 25, 2015 – 1:30 p.m.](#) – Budget Work Session will be held in the Multi-Purpose Room, Room

413.

- Wednesday, August 26, 2015 – Friday, August 28, 2015 – Florida Association of Counties Policy Committee Conference will be held at the Hilton St. Petersburg Bayfront, 333 1st Street S., St. Petersburg.
- Thursday, August 27, 2015 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
- Thursday, August 27, 2015 – 9:00 a.m. – Tourist Development Council will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, August 27, 2015 – 9:30 a.m. – Polk Transportation Planning Organization’s Technical Advisory Committee will meet in the Multi-Purpose Room, Room 413.
- Thursday, August 27, 2015 - 1:30 p.m. – Board of Adjustment will be held in the County Commission Boardroom.
- Thursday, August 27, 2015 – 1:30 p.m. – Library Cooperative Budget Committee will meet at the Bartow Public Library, 2150 S. Broadway Avenue, Bartow.
- Thursday, August 27, 2015 - 2:30 p.m. – Historical Commission Marker Committee will meet at the History Center, 100 East Main Street, Bartow.
- Thursday, August 27, 2015 - 3:00 p.m. – Historical Commission will meet at the History Center, 100 East Main Street, Bartow.
- Thursday, August 27, 2015 – 6:00 p.m. – Stormwater Technical Advisory Committee will meet in the Commissioners’ Conference Room, Room 407.
- Monday, August 31, 2015 – 1:30 p.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.