



Polk County Board of County Commissioners
Meeting Agenda

DRAFT 3/27/2014 4:50 p.m.

April 1, 2014 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 four days prior to the proceeding. Their offices are located in the Nell Combes Administration Building, 330 West Church Street in Bartow. Telephone (883) 534-6090, TDD (883) 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. (R. TODD DANTZLER, CHAIRMAN)

INVOCATION

1. [Dr. Richard Geringswald, Northside Christian Church, Lakeland.](#)

PLEDGE OF ALLEGIANCE (R. TODD DANTZLER, CHAIRMAN)

A. PRESENTATIONS and RECOGNITIONS

B. CEREMONIAL PROCLAMATIONS

2. [Proclaim April 2014 as National Poetry Month. John Davis Jr. will accept the proclamation.](#)

Attachment: [National Poetry Month.pdf](#)

3. [Proclaim April 2014 as Donate Life Month. A representative of LifeLink Foundation will accept the proclamation.](#)

Attachment: [Donate Life Month.pdf](#)

4. [Proclaim April 2014 as Water Conservation Month. Bill Graf, representing the South Florida Water Management District, will accept the proclamation.](#)

Attachment: [Water Conservation Month.pdf](#)

5. [Proclaim April 25, 2014 as Polk County Government Commuter Services Day. Christine Diaz and Jan Parham will accept the proclamation.](#)

Attachment: [Commuter Services Day.pdf](#)

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

6. [Arlen Miller to discuss the Poinciana Park Dog Park.](#)

7. [Comments.](#)

D. APPROVE CONSENT AGENDA

8. [Approve Consent Agenda.](#)

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

9. [Disbursements.](#)

10. [Minutes of Regular Board meeting held on March 18, 2014.](#)

Attachment: [MIN031814.pdf](#)

11. [Consider adoption of a Resolution authorizing the issuance of Public Facilities Revenue Refunding Bonds to refinance outstanding debt for annual interest savings.](#)

Attachment: [Polk Public Facilities Resolution.pdf](#)

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)

12. [Transfer from Solid Waste Fund Reserve for Contingency to the Solid Waste Fund Capital Account for purchase of an excavator for Waste & Recycling Division. \(\\$268,304.00 one-time expense\)](#)

Attachment: [Excavator Polk County Volvo EC380D Invoice.pdf](#)

Attachment: [Excavator Fire Report.pdf](#)

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

13. [Agreement with the Florida Department of Environmental Protection to provide grant funding for construction of the Lake Gwyn Surfacewater Restoration Project and a Community Investment Program \(CIP\) budget amendment. \(\\$585,000 one-time revenue and \\$552,500 in-kind match\)](#)

Attachment: [Lake Gwyn G0383 Budget Revision Journal.pdf](#)

Attachment: [Lake Gwyn DEP Agreement G0383.pdf](#)

Attachment: [Lake Gwyn G0383 Location Map.pdf](#)

Attachment: [Lake Gwyn DEP Agreement G0383 Approval.pdf](#)

Attachment: [Lake Gwyn G0383 Resolution.pdf](#)

J. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

14. [Commissioner Lindsey Comments.](#)

K. COMMISSIONER DISTRICT 2 (MELONY M. BELL)

15. [Commissioner Bell Comments.](#)

L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

16. [Commissioner Smith Comments.](#)

M. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER, CHAIRMAN)

17. [Chairman Dantzler Comments.](#)

N. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

18. [Commissioner Hall Comments.](#)

O. LAY BOARD APPOINTMENTS

19. [Appoint Mr. Pedro \(Pete\) Perez to the Community Relations Advisory Council \(CRAC\) for a four-year term expiring April 1, 2018.](#)

Attachment: [resume.pdf](#)

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

P. PUBLIC HEARINGS

20. [Public Hearing \(CPA 14S-03\) to consider a county initiated request for a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation on approximately 4.83 acres from Residential Low \(RL\) to Institutional \(INST\) in the Transit Supportive Development Area \(TSDA\).](#)

Attachment: [CPA 14S 03 ORDINANCE.pdf](#)

Attachment: [CPA 14S 03 Staff Report.pdf](#)

Attachment: [CPA 14S 03 PowerPoint.pdf](#)

21. [Public Hearing \(LDC 14D-01\) to consider the adoption of an ordinance to change the Land Development Code \(LDC\) Sub-district Map for the Pollard Road Water Treatment Plant.](#)

Attachment: [LDC 14D 01 Ordinance.pdf](#)

Attachment: [LDC 14D 01 and CPA 14S-03 PC Presentation.pdf](#)

Attachment: [LDC 14D 01 Staff Report.pdf](#)

22. Public Hearing (CPA 14S-04) to consider an applicant initiated request for a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation on approximately 1.33 acres from Residential Medium (RM) to Institutional (INST) in the Urban Growth Area (UGA).

Attachment: [CPA 14S 04 Staff Report.pdf](#)

Attachment: [CPA 14S 04 Ordinance.pdf](#)

Attachment: [CPA 14S-04 PC presentation.pdf](#)

23. Public Hearing (CPA 14S-05) to consider applicant initiated request for a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation on approximately 4.87 acres from Residential Medium (RMX) to Employment Commercial (ECX) in the Ronald Reagan SAP and Transit Supportive Development Area (TSDA).

Attachment: [CPA 14S 05 PC PowerPoint.pdf](#)

Attachment: [CPA 14S 05 BoCC Staff Report.pdf](#)

Attachment: [CPA 14S 05 Ordinance.pdf](#)

Q. CONSENT AGENDA ITEMS

COUNTY COMPTROLLER

24. Removal of equipment from inventory as listed on Blanket Removal Form 1952.

Attachment: [Blanket Removal.pdf](#)

25. Minutes of the Polk County Workforce Development Board, Inc., meeting dated November 21, 2013.

Attachment: [Minutes.pdf](#)

26. Lake Region Lakes Management District Public Facilities Report.

Attachment: [Report.pdf](#)

COUNTY MANAGER

27. "Sunset" of the Solid Waste Assessment Refund Policy adopted on August 21, 2012, effective April 30, 2014.

TOURISM/SPORTS MARKETING

28. Sponsorship Funding Assistance for four events taking place during FY13/14. (\$2,970 one-time expense)

Attachment: [PCTSM FUND AGMTS 2014.pdf](#)

OFFICE OF PLANNING & DEVELOPMENT

29. SET HEARING (CPA 14C-01 thru 03) to consider the transmittal of three Large Scale Comprehensive Plan Amendments and associated ordinances. (Suggested hearing date is April 15, 2014 at 1:30 p.m.)

30. [SET HEARING \(CPA 14B-02\) to consider the adoption of one Large Scale Comprehensive Plan Amendment and associated ordinance. \(Suggested hearing date is April 15, 2014 at 1:30 p.m.\)](#)

31. [SET HEARING \(DA 14-01\) Mosaic Fertilizer, LLC requests Polk County enter into a Development Agreement. \(Suggested hearing date is April 15, 2014 at 1:30 p.m.\)](#)

BUDGET & PROCUREMENT

32. [Amendment to Facilities Management Master Electrical, Mechanical and Plumbing Maintenance and Repair Agreements No. 12-16, 12-17, 12-18, 12-19, 12-20, and 12-21 with Payne Air Conditioning & Heating, Inc., Apollo Construction & Engineering Services, Inc., Eclipse Construction Company, Crown Electric, Inc., Keller Mechanical and Engineering, Inc., and Leedy Electric East, LLC. \(No fiscal impact\)](#)

Attachment: [Repair and Maint Amendment 2 Time Extension.pdf](#)

33. [Amendment to Information Technology Bid Contract for Telecommunications System Pricing for New Acquisition, Installation, or Maintenance of Existing Equipment No. 13-076 with Southeastern Telecom of Florida, Inc. and the Asset Purchase Agreement with BCM-SET, LLC. \("BCM"\) \(No fiscal impact\)](#)

Attachment: [Assignment of Bid for Telecommunication Equipment.pdf](#)

34. [Amendment to Facilities Management Bid Contract for Pest Control Services No. 12-108 with Peachtree Pest Control Company, Inc. \(the "Original Contractor"\) and the Agreement and Plan of Reorganization with Peachtree Services, Inc. dba Peachtree Pest Control \(the "Assigned Contractor"\). \(No fiscal impact\)](#)

Attachment: [Agreement and Plan of Reorg for Pest Control Services.pdf](#)

Attachment: [Assignment of Bid for Pest Control Services.pdf](#)

35. [Selection Committee's recommendation to authorize staff to negotiate contracts with Keller Mechanical & Engineering, Inc. and Leedy Electric East for RFP 14-155 Electrical Contractors for Utilities Electrical System Maintenance. \(No fiscal impact\)](#)

36. [Amendment No. 6 to Master Services Agreement No. 04-13 with Kraus Associates, Inc., doing business as AK Associates. \(No fiscal impact\)](#)

Attachment: [Amendment 6 to MSA 04 13 with Exhibit A.pdf](#)

SOCIAL SERVICES

37. [Amendment No. 001 to Home Care for the Elderly \(HCE\) Contract No. HCE-13/14-POLK transferring \\$29,483 from the Special Revenue Grant Fund Reserve for Contingency. \(\\$29,483 one-time revenue and expense\)](#)

Attachment: [Req for legal HCE Amend 001 1314.pdf](#)

Attachment: [Copy of BR 29483 HCE.pdf](#)

Attachment: [HCE Amend 001 1314.pdf](#)

38. The Ounce of Prevention Fund of Florida and Healthy Families Florida Subcontract Amendment. (\$42,541 one-time redistribution of existing funds, \$43,582 one-time revenue reduction, \$10,896 one-time reduction in required cash match)

Attachment: [HF 13 14 5 Amendment.pdf](#)

39. Subordination agreement (modification multi-state) between Polk County and Wells Fargo Bank, N.A. and a State Housing Initiatives Partnership (SHIP) subordination agreement for Case S05-DP-0001. (No fiscal impact)

Attachment: [SHIP Subord Cklist.pdf](#)

Attachment: [Subord Agmt 4 1 14.pdf](#)

40. Housing choice voucher assistance payments (HAP) contracts for the voucher numbers and the amounts listed. (\$25,026 annual expense)

Attachment: [HAP Contracts for 4 1 14.pdf](#)

Attachment: [Checklist for 4 1 14.pdf](#)

41. HOME Investment Partnerships (HOME) program tenant-based rental assistance (TBRA) payments contract for the activity number and the amount listed. (\$1,656 annual expense)

Attachment: [TBRA Cklist 4 1 14.pdf](#)

Attachment: [TBRA Contract.pdf](#)

42. Polk County Transit Services Substance Abuse Policy for safety sensitive employees covered by the Federal Transit Administration. (No fiscal impact)

Attachment: [Substance Abuse Policy.pdf](#)

INDIGENT HEALTH CARE

43. Polk HealthCare Plan medical services agreements. (Transfer of existing appropriations to medical providers)

Attachment: [Cardiovascular Assoc Inc.pdf](#)

Attachment: [Core Rehabilitation Inc.pdf](#)

PARKS & NATURAL RESOURCES

44. Revocable License Agreement for the Lake Rosalie Parks' Resident Parks Caretaker. (\$6,000 one-time expenditure)

Attachment: [Lake Rosalie Park Revocable License Exhibits.pdf](#)

Attachment: [Lake Rosalie Park Revocable License Agreement.pdf](#)

TRANSPORTATION

45. Resolution setting parking restrictions on Mount Olive Road, near Polk City. (\$1,556.12 one-time expense)

Attachment: [Mt Olive Rd No Parking.pdf](#)

UTILITIES

46. [First Amendment to the Entry and Access License Agreement with The Nature Conservancy. \(No fiscal impact\)](#)

Attachment: [Agreement Approvals.pdf](#)

Attachment: [First Amendment to Entry and Access License Agreement.pdf](#)

COUNTY ATTORNEY

47. [Record Maintained Right-of-Way Map for Bailey Road. \(\\$105 one-time expense\)](#)

Attachment: [MROW Map Bailey Road Backup.pdf](#)

48. [Interlocal Agreement with the City of Lakeland for Tourist Development Tax funding for Air Traffic Controllers for the 2014 Sun-N-Fun Fly-In and Expo event. \(\\$40,000 not-to-exceed one-time expense\)](#)

Attachment: [PolkFAAInterAgmt April 1 2014 FINAL.pdf](#)

49. [Release of Lien related to a Workforce Housing Impact Fee Mitigation upon payment to the County of \\$5,910.50. \(\\$5,910.50 one-time revenue\)](#)

Attachment: [Release of Lien WH Hart 031914.pdf](#)

50. [Establish a new minimum bid amount and authorize the public sale of County-owned Parcel ID Number 272728-766000-095080. \(Potential for \\$112,500, or greater, one-time revenue\)](#)

Attachment: [Surplus Haines City Health Dept Backup.pdf](#)

51. [Right-of-Way Agreement for the purchase of Parcels 256/720/720A for the Ernie Caldwell Boulevard Phases IIB and III Project. \(\\$78,395 one-time expense\)](#)

Attachment: [ECB Phs IIB and III Pcl 256 720 720A SAR Ind Backup.pdf](#)

52. [Approve multiple parcels which were previously declared surplus for inclusion under the established "Policy for Establishing Pricing Structure for County Owned Surplus Property Not Sold at Initial Public Bid" at existing minimum bid amounts. \(No fiscal impact\)](#)

53. [Consider approval of a Resolution approving issuance by the Polk County Industrial Development Authority of bonds for the purpose of financing and refinancing certain capital improvements and capital expenditures at certain hospital and healthcare facilities with the BayCare Health System in an amount not in excess of \\$110,000,000.00.](#)

Attachment: [Resolution IDA BayCare.pdf](#)

54. [Ratify engagement letter with Nabors, Giblin & Nickerson, P.A. \(\\$3,500 estimated expense\)](#)

Attachment: [Engagement Letter Nabors Giblin Nickerson Assessment Programs.pdf](#)

55. Amendment to Construction Manager at Risk Master Agreement No. 09-38 with SEMCO Construction, Inc. (No fiscal impact)

Attachment: [SEMCO Amend 3.pdf](#)

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, March 31, 2014 – 9:30 a.m.** – Board/Staff Agenda Review meeting to discuss the Agenda, TPO Board meeting and any other matters that may come before the Board will be held in the Commissioners' Conference Room, Room 407.
- **Monday, March 31, 2014 – 12:00 p.m.** – First selection committee for RFP 14-142, Construction Manager at Risk Walker Road Park Phase 1, will meet in the Multi-Purpose Room, Room 413.
- **Monday, March 31, 2014 – 1:00 p.m.** – Second Selection Committee for RFP 14-061, Off Highway Vehicle Park Operation, will meet in the Multi-Purpose Room, Room 413.
- **Monday, March 31, 2014 – 2:00 p.m.** – Value Adjustment Board will meet in the County Commission Boardroom.
- **Monday, March 31, 2014 – 6:00 p.m.** – Commissioner Bell will host a town hall meeting at the Imperial Lakes Golf & Country Club, 6 Country Club Lane, Mulberry.
- **Tuesday, April 1, 2014 – Thursday, April 3, 2014** – Two or more of the Board of County Commissioners will be attending meetings with the Florida Congressional Delegation in Washington, DC.
- **Tuesday, April 1, 2014 – 3:00 p.m.** – Central Florida Development Council Business Retention and Expansion Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- **Wednesday, April 2, 2014 – 8:45 a.m.** – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- **Wednesday, April 2, 2014 – 9:00 a.m.** – Planning Commission meeting will be held in the County Commission Boardroom.
- **Wednesday, April 2, 2014 – 3:00 p.m.** – Second Selection Committee for RFP 14-239, Third Party Consultant Review for Land Development, will meet in the Commissioners Conference Room, Room 407.
- **Thursday, April 3, 2014 – 8:30 a.m.** – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.

- Thursday, April 3, 2014 – 9:00 a.m. – Selection Committee Interviews for RFP 14-239, Third Party Consultant Review for Land Development, will meet in the Multi-Purpose Room, Room 413.
- Monday, April 7, 2014 – 2:00 p.m. – Central Florida Development Council Executive Committee will meet at The Ruthvens, 41 Lake Morton Drive, Lakeland.
- Monday, April 7, 2014 – 3:00 p.m. – Central Florida Development Council Board of Directors will meet at The Ruthvens, 41 Lake Morton Drive, Lakeland.
- Tuesday, April 8, 2014 – 9:00 a.m. – Board/Staff Work Session to discuss the Strategic Planning project will be held in the Commissioners Conference Room, Room 407.
- Tuesday, April 8, 2014 – 11:30 a.m. – Second Selection Committee for RFP 14-142, Construction Manager at Risk Walker Road Park Phase 1, will meet in the Multi-Purpose Room, Room 413.
- Wednesday, April 9, 2014 – 8:30 a.m. – Lakeland Area Mass Transit District Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Hollingsworth Meeting Room, Lakeland.
- Wednesday, April 9, 2014 – 11:30 a.m. – Business Advisors Luncheon will be held in the Yentes Center at Webber International University, 1201 N. Scenic Highway, Babson Park.
- Thursday, April 10, 2014 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
- Thursday, April 10, 2014 – 9:00 a.m. – Polk Transportation Planning Organization Board will meet in the County Commission Boardroom.
- Thursday, April 10, 2014 – Immediately following TPO Board Meeting – Polk Transportation Planning Organization’s Shared Corridor Trail Committee will meet in the County Commission Boardroom immediately after the full TPO Board Meeting.
- Thursday, April 10, 2014 – 11:30 a.m. – Polk County Farm Bureau Ag Deputy Luncheon will be held at the Polk County Farm Bureau, 1715 Highway 17 South, Bartow. For information contact Carole McKenzie at 863-533-0561, ext. 111.
- Friday, April 11, 2014 – 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.
- Monday, April 14, 2014 – 1:00 p.m. – Selection Committee Meeting for RFP 14-142, Construction Manager at Risk Walker Road Park Phase 1, will meet in the Commissioners Conference Room, Room 407.