



Board of County Commissioners Meeting Agenda

February 7, 2012 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 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. (SAM JOHNSON, CHAIR)

INVOCATION

1. [Pastor Tom Johnson - First Baptist Church of Auburndale](#)

PLEDGE OF ALLEGIANCE (SAM JOHNSON, CHAIR)

A. APPROVE CONSENT AGENDA

2. [Approve Consent Agenda.](#)

B. PRESENTATIONS and RECOGNITIONS

3. [Presentation by Mike DelBovo, President of Saddle Creek Corporation, about the company's compressed natural gas project and ribbon cutting ceremony.](#)

Attachment: [Saddle Creek BOCC Presentation.pdf](#)

C. PROCLAMATIONS

4. [Proclaim February 7, 2012 as CIRCLE F DUDE RANCH APPRECIATION DAY. Mr. Paul Wells, owner of Circle F Dude Ranch, will accept the proclamation.](#)

Attachment: [CIRCLE F DUDE RANCH.pdf](#)

5. [Proclaim February 25-March 12, 2012 as POLK SENIOR GAMES WEEKS. Bud Hollowell, Public Relations Director for Polk Senior Games, will accept the proclamation.](#)

Attachment: [POLK SENIOR GAMES.pdf](#)

D. COUNTY COMPTROLLER (RICHARD WEISS)

6. [Disbursements.](#)

7. [Minutes of Regular Board meeting held on January 24, 2012.](#)

Attachment: [012412 MIN.pdf](#)

E. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

F. PUBLIC HEARING TO CONSIDER SETTLEMENT

G. COUNTY ATTORNEY (MICHAEL CRAIG)

8. [Adopt Resolution endorsing and supporting the Sustainable Water Resources Management Plan for Winter Haven and the Peace Creek Watershed. \(No fiscal impact\)](#)

Attachment: [RESOLUTION for Water Sustainability Plan.pdf](#)

H. COUNTY MANAGER (JIM FREEMAN)

9. [Adopt a Resolution required for the Execution of the Economic Development Transportation Fund Agreement for Project Number 11-00586 on behalf of The Coca-Cola Company. \(\\$420,000.00 one-time revenue\)](#)

Attachment: [Resolution Coca Cola.pdf](#)

Attachment: [EDTF Agreement.pdf](#)

Attachment: [EDTF Approval.pdf](#)

10. [Construction Manager at Risk Authorization \(CMA\) No. 09-38-03, with SEMCO Construction, Inc. for miscellaneous repair work and replacement of windows at the Central County Jail in Bartow. \(\\$1,357,160.43 not to exceed one-time expense\)](#)

Attachment: [12 0124 SEMCO CMA Backup.pdf](#)

Attachment: [12 0124 SEMCO CMA CCJ Windows Lgl PWFI GL.pdf](#)

Attachment: [12 0124 CCJ Window Condition Sample Images.pdf](#)

11. [Change Order No. 2 to Contract No. 10-007 which has been incorporated into the Takeover Agreement dated February 15, 2011 by and between Polk County and the Hartford Fire Insurance Company for the Harden Boulevard - West Pipkin Road - Old Highway 37 Roadway Improvement Project. \(\\$932,891.31 one-time expense\)](#)

Attachment: [CO 2 Contract 10 007 HardenPipkinOldHwy37 Agenda Backup.pdf](#)

I. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE

12. [Darrell Pelham requests a fee waiver for application fees for a Conditional Use to allow a Religious Institution on property designated Residential Low-4 \(RL-4\).](#)

Attachment: [Eloise Gathering phase 1 layout.pdf](#)

Attachment: [Eloise Letter of Intent.pdf](#)

13. [Phillip Robinson to request a fee waiver for a Level 3 application to expand a non-conforming use.](#)

Attachment: [Phillip Robinson Request.pdf](#)

14. [Stuart Thompson requests a fee waiver for a Level 3 application.](#)

Attachment: [Stuart Thompson.pdf](#)

15. [Comments.](#)

J. COMMISSIONER DISTRICT 1 (BOB ENGLISH)

16. [Commissioner English Comments.](#)

K. COMMISSIONER DISTRICT 2 (MELONY M. BELL)

17. [Commissioner Bell Comments.](#)

L. COMMISSIONER DISTRICT 3 (EDWIN V. SMITH)

18. [Commissioner Smith Comments.](#)

M. COMMISSIONER DISTRICT 4 (R. TODD DANTZLER)

19. [Appoint Richard A. Hemenway to serve as an Alternate Member of the Board of Adjustment, for the remainder of the term ending December 6, 2012. \(No fiscal impact\)](#)

Attachment: [BOA Hemenway bio 4.pdf](#)

20. [Commissioner Dantzler Comments.](#)

N. COMMISSIONER DISTRICT 5 (SAM JOHNSON, CHAIR)

21. [Discuss independent auditor to audit Waste Resource Management](#)

22. [Chairman Johnson Comments.](#)

O. LAY BOARD APPOINTMENTS

23. [Appoint Edie Yates as a member of the Tourist Development Council to serve a four-year term expiring January 1, 2016. \(No fiscal impact\)](#)

Attachment: [Edie Yates.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

Q. CONSENT AGENDA ITEMS

COUNTY COMPTROLLER

24. [Removal of equipment from inventory as listed on Blanket Removal Form 1900.](#)

Attachment: [1900 Blanket Removal Form.pdf](#)

25. [Annual Financial Audit Report and Independent Auditors' Report for the Housing Finance Authority of Polk County.](#)

26. [Accept list of Lands Available from Tax Deed Sale.](#)

Attachment: [011912 Tax Deed Sale.pdf](#)

COUNTY MANAGER

27. [Reporting to the Board that the Equal Opportunity Administrator recommended and the County Manager approved Tammi Blue and Bridget Carlisle Milam to serve two year terms on the Employee Relations Council. \(No fiscal impact\)](#)

Attachment: [Bios of Tammi Blue_Bridget Carlisle Milam.pdf](#)

CENTRAL FLORIDA DEVELOPMENT COUNCIL

28. [Agreement with the Official Ticket Center to sell attraction tickets at Polk Outpost 27. \(\\$26,000.00 estimated annual revenue\)](#)

Attachment: [Attraction Ticket Sales at OP27.pdf](#)

29. [Sponsorship Funding Assistance for 17 events taking place from February 2012 to September 2012. \(\\$29,500.00 one-time expense\)](#)

Attachment: [Seventeen Event Organizer.pdf](#)

30. [Revenue Sharing Agreement with Polk County, the City of Auburndale and Florida Youth Soccer Association. \(\\$10,000.00 estimated annual revenue\)](#)

Attachment: [Soccer Revenue Sharing Agreement.pdf](#)

31. [Revenue Sharing Agreement for Baseball Related Inventory at the Lake Myrtle Sports Complex between Polk County and the City of Auburndale. \(\\$10,000.00 estimated annual revenue\)](#)

Attachment: [Baseball Revenue Sharing Agreement.pdf](#)

BUDGET & PROCUREMENT

32. [Funding for Public Education Campaign for Tax Exemptions for New Businesses and Expansion of Existing Businesses from the General Fund Reserve for Contingency. \(\\$25,000.00 one-time transfer\)](#)

Attachment: [BRJ Education Funding for Business.pdf](#)

33. [Program Review Agreement for Social Services. \(\\$87,450.00 one-time expense\)](#)

Attachment: [Program Review Agreement.pdf](#)

SOCIAL SERVICES

34. [Nutrition Services Incentive Program, \(NSIP\) Amendment 002, NSIP-10/11-POLK. \(\\$11,628.00 one-time revenue\)](#)

Attachment: [Req for legal NSIP Amend 002 1011.pdf](#)

Attachment: [NSIP Amend 002 1011.pdf](#)

35. [American Dream Downpayment Initiative \(ADDI\) HOME Investment Partnerships \(HOME\) Program Satisfaction of Mortgage and Security Agreement for Case ADDI07-FP-002. \(\\$10,000.00 one-time revenue\)](#)

Attachment: [HOME Sat ADDI07FP002 Checklist.pdf](#)

Attachment: [HOME Sat ADDI07FP002.pdf](#)

36. [Hurricane Housing Recovery \(HHR\) Down Payment Assistance Program Short Sale Agreement for Case HHR-DP-0013. \(\\$1,500.00 one-time revenue\)](#)

Attachment: [HHR Short Sale HHRDP0013 Checklist.pdf](#)

Attachment: [HHR Short Sale HHRDP0013.pdf](#)

37. [HOME Investment Partnerships \(HOME\) Program Satisfaction of Rehabilitation/Replacement Mortgage for Case RC01-HOME-15. \(\\$25.00 one-time revenue\)](#)

Attachment: [HOME Rehab Sat RC01HOME15 Checklist.pdf](#)

Attachment: [HOME Rehab Sat RC01HOME15.pdf](#)

38. [State Housing Initiatives Partnership \(SHIP\) Program, Down Payment Assistance Program Satisfaction of Mortgage and Security Agreement for Case S02-DP-0078. \(\\$778.80 one-time revenue\)](#)

Attachment: [SHIP DPA Sat S02DP0078 Checklist.pdf](#)

Attachment: [SHIP DPA Sat S02DP0078.pdf](#)

39. [State Housing Initiatives Partnership \(SHIP\) Down Payment Assistance Program Short Sale Agreement for Case S07-DP-0029 and Case S07-DP-0028. \(\\$3,750.00 one-time revenue\)](#)

Attachment: [SHIP Short Sales Checklist.pdf](#)

Attachment: [SHIP Short Sales 020712.pdf](#)

40. [Housing Choice Voucher Housing Assistance Payments \(HAP\) Contracts for the voucher numbers and the amounts listed with a Utility Reimbursement as indicated. \(\\$23,754.00 annual expense\)](#)

Attachment: [Housing Choice Voucher Contracts.pdf](#)

Attachment: [Housing Choice Voucher Contracts Checklist.pdf](#)

41. [Neighborhood Stabilization Program \(NSP1\) Satisfactions of Mortgage for the properties listed below. \(\\$449,432.80 one-time revenue\)](#)

Attachment: [NSP1 SatisMrtgs.pdf](#)

Attachment: [NSP1 Chklst.pdf](#)

HUMAN RESOURCES

42. [Ratification of Collective Bargaining Agreement between the Board and the International Association of EMTs and Paramedics Local R5-917 SEIU-NAGE.](#)

Attachment: [CBA Agreement EMTs and Paramedics.pdf](#)

RISK MANAGEMENT/POLK HEALTH CARE PLAN

43. [Polk HealthCare Plan Medical Services Agreements. \(Transfer of existing appropriations to medical providers\)](#)

Attachment: [Osceola Health Dept 12 135 RM.pdf](#)

Attachment: [Heart Vascular Inst 12 184 RM.pdf](#)

FACILITIES MANAGEMENT

44. [First Amendment to Lease Agreement No. 298 with Sand Hill Road Holdings, LLC for Suite 203 in the Berry Town Center, located at 203 Ambersweet Way in Davenport and used by Fire Rescue as a temporary Fire/EMS station. \(\\$22,200.00 annual expense\)](#)

Attachment: [12 0207 FR Lease 298 Berry Town Center contract map.pdf](#)

Attachment: [Berry Town Center Legal n Fiscal approval.pdf](#)

PARKS & NATURAL RESOURCES

45. [Revocable License for Resident Parks Caretaker at Mulberry Park. \(\\$1,400.00 prorated annual fiscal impact\)](#)

Attachment: [Revocable License Mulberry Park Approval.pdf](#)

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

TRANSPORTATION

46. [Adopt a Resolution Setting Speed Limits on Adams Barn Road \(near Auburndale\). \(\\$867.17 one-time expense\)](#)

Attachment: [Setting Speed Limits Adams Barn Rd Agenda Backup.pdf](#)

UTILITIES

47. [CSA No. 10-113-01, Modification No. 1, with URS Corporation Southern for Community Investment Program Support Services for Polk County Utilities at the Northeast Regional Wastewater Treatment Facility. \(Time extension only\)](#)

Attachment: [URS CSA 10 113 01 Mod 1.pdf](#)

Attachment: [URS CSA 10 113 01 Mod 1 Approvals.pdf](#)

WASTE RESOURCE MANAGEMENT

48. [Memorandum of Understanding between Polk County and the Polk County Sheriff's office. \(\\$8,000.00 one-time expense\)](#)

Attachment: [MOU Meth Lab Waste.pdf](#)

49. [Permission Agreement between Polk County and the Board of Trustees of the Internal Improvement Trust Fund to gain access to the portions of the Tenoroc Fish Management Area where the limits of Tri-City Landfill extend. \(No fiscal impact\)](#)

Attachment: [Permission to Enter Property Tri City Landfill.pdf](#)

50. [Modification No. 1 to CSA No. 10-83-04 with Jones Edmunds and Associates, Inc. amending the completion date from February 18, 2012 to February 17, 2013. \(Time extension only\)](#)

Attachment: [CSA 10 83 04.pdf](#)

POLK COUNTY SHERIFF

51. [Release and approve the appropriation and expenditure of \\$7,725.91 from the Domestic Violence Training Fund. \(\\$7,725.91 one-time expense\)](#)

Attachment: [Feb 7 Domestic Violence Fund Request.pdf](#)

COUNTY ATTORNEY

52. [Utility Easements to Polk County for Skyview Utilities. \(\\$319.50 one-time expense\)](#)

Attachment: [Skyview Easements Backup.pdf](#)

53. [Release of Lien upon payment of \\$11,821.00 by Regions Mortgage to satisfy an Affordable Housing Impact Fee Waiver. \(\\$11,821.00 one-time revenue\)](#)

Attachment: [Release of Lien Etohar.pdf](#)

54. [Authorize the County Attorney's Office to file suit against George D. Kirkland, Jr. for unpaid insurance premiums. \(\\$175.00 one-time expense plus cost of litigation\)](#)

55. [Authorize the County Attorney's Office to file suit against PCP Communications, Inc., dba Piper Construction and unknown principles for damages to a 6-inch water force water main. \(\\$300.00 one-time expense plus cost of litigation\)](#)

56. [Easement Donation for Eloise Loop Road at CR 653 \(Rattlesnake Road\) Improvement Project, Parcel 817. \(\\$27.70 one-time expense\)](#)

Attachment: [TNR Intersection Pcl 817 Fiscal Impact.pdf](#)

Attachment: [TNR Intersection Pcl 817 Backup.pdf](#)

57. [Record Maintained Right-of-Way Maps for Tangerine Drive and Graves Street. \(\\$90.00 one-time expense\)](#)

Attachment: [MROW Graves St Tangerine Dr Backup.pdf](#)

Attachment: [MROW Graves St Tangerine Dr Fiscal.pdf](#)

58. [Adopt a Resolution expressing an interest in accepting a donation of lands owned by the State of Florida, Department of Transportation and accept the subsequent donation of Parcels 501-A and 501-B in conjunction with the Lake Juliana Park project. \(\\$53.20 one-time expense\)](#)

Attachment: [Lake Juliana Park FDOT Donation Backup.pdf](#)

59. [Approve technical modifications to the Polk County Flexible Benefits Plan.](#)

Attachment: [Polk County Flexible Benefits Plan final.pdf](#)

Attachment: [Polk County Flexible Benefits Plan revised 013012 redline.pdf](#)

60. [Approve Contract for Professional Services with Stanley James \(Jim\) Brainerd. \(\\$25,000.00 estimated cost plus estimated expenses of \\$2,000.00\)](#)

Attachment: [BrainerdContract2012.pdf](#)

61. [Approve Outside Counsel Agreement with Robin Gibson, P.A. and the Gibson Law Firm. \(\\$75,000.00 estimated expense\)](#)

Attachment: [OUTSIDE COUNSEL AGREEMENT GIBSON.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, February 6, 2012 – 2:00 p.m. – Selection Committee for RFP 12-028, Oracle R12 Upgrade Services, will meet in the Commissioners' Conference Room, Room 407.
- Monday, February 6, 2012 – 2:30 p.m. – Central Florida Development Council, Inc. Board of Directors will hold a Special Meeting at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Drive, Auburndale.

- Tuesday, February 7, 2012 – Immediately following the Board meeting – The Board of County Commissioners will meet with staff regarding Polk County Day in Tallahassee in the Procurement Conference Room, Room 139.
- Wednesday, February 8, 2012 – 5:30 p.m. – 2012 Polk County Day Reception will be held at the Historic Capitol, 400 South Monroe Street, Tallahassee.
- Thursday, February 9, 2012 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
- Friday, February 10, 2012 – 1:00 p.m. – Minority Business Input Team (MBIT) will meet in the Commissioners' Conference Room, Room 407.
- Monday, February 13, 2012 - 1:30 p.m. - Transportation Disadvantaged Local Coordinating Board will meet in the County Commission Boardroom.
- Tuesday, February 14, 2012 – 9:00 a.m. - Lakeland Area Mass Transit District Board of Directors will meet at the District Administration Building, 1248 George Jenkins Blvd., Building B, Lakeland.
- Wednesday, February 15, 2012 - 8:00 a.m. - Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, February 16, 2012 - 8:30 a.m. - Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Neil Combee Administration Building.
- Thursday, February 16, 2012 - 9:00 a.m. - Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, February 16, 2012 – 1:00 p.m. – Selection Committee for RFP 12-012, Electronic Check/Debit/Credit Card Payment Processing, will meet in the Procurement Division Conference Room, 330 West Church Street, Bartow.
- Friday, February 17, 2012 – 8:30 a.m. – Citizens HealthCare Oversight Committee will meet in the County Commission Boardroom.
- Friday, February 17, 2012 - 9:00 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.
- Friday, February 17, 2012 – 1:30 p.m. – Value Adjustment Board will meet in the County Commission Boardroom.
- Monday, February 20, 2012 – 9:00 a.m. – Board of County Commissioners and the Planning Commission will hold a joint Work Session in the County Commission Boardroom.