



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

April 04, 2023 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 48 hours prior to the proceeding. Their office is located in the County Administration Building, 330 West Church Street in Bartow. Telephone (863) 534-6090 or TTY (863) 534-7777. If hearing impaired dial 7-1-1 for Florida Relay services or call (800) 955-8771 (TTY); dial (800) 955-1339 if you are using a computer.

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. (GEORGE LINDSEY, CHAIR)

INVOCATION

Murphy Hanley, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (GEORGE LINDSEY, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

A.1. Ms. Ana Wood - Rogers, Polk County Waste/Recycling Division Director
(Waste360 - National Women Who Inspire Award Recipient)

B. CEREMONIAL PROCLAMATIONS

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

C.1. Comments.

D. APPROVE CONSENT AGENDA

D.1. Approve Consent Agenda.

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

E.1. Disbursements.

E.2. Minutes of Regular Board meeting held on March 21, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

G.1. Accept a performance surety in the form of an Irrevocable Letter of Credit (No. FGAC-23028) for Chateau at Astonia in the amount of \$1,506,193.47 (No fiscal impact)

H. COUNTY MANAGER (BILL BEASLEY)

I. COMMISSIONER DISTRICT 2 (RICK WILSON)

I.1. Commissioner Wilson Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

J.1. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

K.1. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

L.1. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIR)

M.1. Appoint Commissioner Rick Wilson as the Chairman of the Board's appointment to the Conservation Land Acquisition Selection Advisory Committee (CLASAC).

M.2. Chair Lindsey Comments.

N. LAY BOARD APPOINTMENTS

N.1. Appoint Chuck Hunt, Jr. (George Lindsey, District 1), Tom Palmer (George Lindsey, District 1), H. Lyle Bulman (Rick Wilson, District 2), Robert F. Harper (Rick Wilson, District 2), Jack R. Green (Bill Braswell, District 3), Leigh Ann Wynn (Bill Braswell, District 3), John B. "Bart" Allen (Martha Santiago, District 4), Kerry Hammock (Martha Santiago, District 4), Larry S. Thompson (Neil Combee, District 5), and Michelle Drake Sherwood (Neil Combee, District 5) members of the Conservation Land Acquisition Selection Advisory Committee (CLASAC) for the four-year term, May 1, 2023 - April 30, 2027.

O. EXPEDITED HEARINGS PURSUANT TO RESOLUTION NO. 2022-089

* County Attorney opening comments

- O.1. Public Hearing (LDCT-2021-13 Completion and Acceptance of Infrastructure and Improvements) (First Reading) to consider the adoption of a County-initiated request for Completion and Acceptance of Infrastructure and Improvements. (no fiscal impact)
- O.2. Public Hearing (LDCT-2022-23 On-Street Parking) (First Reading) to consider the adoption of a County-initiated request to clarify minimum off-street parking requirements and provide on-street parking standards (No Fiscal Impact).
- O.3. Public Hearing (LDCT-2022-24 Internal Sidewalks) (First Reading) to consider the adoption of a County-initiated request to clarify sidewalk requirements along developments with frontage on County roadways and require internal sidewalks within all major subdivisions. (No Fiscal Impact).
- O.4. Public Hearing (LDCPAL 2022-18 MUX I-4 SAP CPA) (Adoption Public Hearing) to consider the adoption of a Large-Scale Comprehensive Plan text amendment to modify Policy 2.131-A4 regarding the Location Criteria for the Mixed Use-X (MUX) Future Land Use designation in the I-4 NE Selected Area Plan (SAP). (No Fiscal Impact)
- O.5. Public Hearing (LDCPAS-2022-40 Braddock Road Mixed Use CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 34.74 +/- acres from Business Park Center (BPC-1) to Mixed Use (MUX) in the Transit Supportive Development Area (TSDA). (No Fiscal Impact)

P. PUBLIC HEARINGS

- P.1. Public Hearing to consider adoption of a Resolution to vacate a portion of platted and unmaintained right-of-way as shown on the Revised Plat of Crooked Lake Subdivision, Babson Park, Florida. (No fiscal impact)
- P.2. Public Hearing to consider adoption of a Resolution to vacate a portion of platted and unmaintained right-of-way shown as 12th Street on the map of Haskell Subdivision, Highland City, Florida. (No fiscal impact)

Q. WORK SESSION ITEMS

R. CONSENT AGENDA ITEMS

- R. COMMISSIONER DISTRICT 1
- R. COMMISSIONER DISTRICT 2
- R. COMMISSIONER DISTRICT 3
- R. COMMISSIONER DISTRICT 4
- R. COMMISSIONER DISTRICT 5

R. COUNTY COMPTROLLER

- R.1. Removal of equipment from inventory as listed on Blanket Removal Form 2168.
- R.2. Audit Report 2023-01 P-Card Usage by Tourism and Sports Marketing.
- R.3. Appoint property custodian for the office of Business and Management Services.
- R.4. Appoint property custodian for the office of Roads and Drainage/Signs and Markings.

R. COUNTY MANAGER

R. ECONOMIC DEVELOPMENT

R. TOURISM/SPORTS MARKETING

R. OFFICE OF PLANNING & DEVELOPMENT

- R.5. SET HEARING (LDCPAS-2022-36 Monument Sign CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 1.27 +/- acres from Residential Low-X (RL-X) to Professional/Institution (PIX) in the North US 27 Selected Area Plan (SAP) and the Transit Support Development Area (TSDA) and Transit Centers and Corridors Overlay (TCCO). The suggested adoption hearing date is April 18, 2023, at 9:30 a.m.
- R.6. SET HEARING (LDCPAS-2022-46 Magnolia Solar Hub CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 40.84 +/- acres from Agricultural/Residential Rural (A/RR) and Residential Suburban (RS) to Institutional-1(INST-1) in the Suburban Development Area and Rural Development Area (RDA). The suggested adoption hearing date is May 2, 2023, at 9:30 a.m.
- R.7. SET HEARING (LDCT-2022-20 ECX Car Washes and Vehicle Service) to consider the adoption of an applicant-initiated Land Development Code text amendment. The suggested hearings for a first reading on April 18, 2023, at 9:30 a.m. and the second reading on May 2, 2023, at 9:30 a.m.
- R.8. SET HEARING (LDCT-2022-21 Additional Land Uses in Solar Farms) to consider the adoption of a County-initiated request for additional Land Uses in Solar Farms. The suggested hearing dates are for a first reading on April 18, 2023, at 9:30 a.m. and the second reading on May 2, 2023, at 9:30 a.m.
- R.9. SET HEARING (LDCT-2023-3 Anchuca Text) to consider the adoption of a County-initiated request to add development conditions in Appendix E and add policies in Section 2.135. The suggested hearing dates are for a first reading on April 18, 2023, at 9:30 a.m. and the second reading on May 2, 2023, at 9:30 a.m.

- R.10. SET HEARING (LDPD-2022-38 Artesia Lakeland Multi-Family PD) to consider a Planned Development for increased density in a Residential Medium-X (RMX) Land Use district for a Residential Development Park (RDP) for 254 multi-family and single-family units in the US 98 Selected Area Plan (SAP), Transit Supportive Development Area (TSDA) and the Transit Corridors and Centers Overlay (TCCO) on 26.61 +/- acres. Suggested hearing date is April 18, 2023, at 9:30 a.m.
- R.11. Accept a performance surety in the form of an Irrevocable Letter of Credit (No. BOCFL062) for Impact Fee Credit and Reimbursement Agreement for Drane Field # 3 Distribution Offsite Improvements Drane Field Road in the amount of \$1,452,277.00.
- R.12. Approve the release of a cash surety in the amount of \$46,485.15 for Hampton Landing @ Providence N30. (No fiscal impact)
- R.13. Accept Sunrise Landing potable water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- R.14. Accept a one-year warranty and surety in the amount of \$6,948.90 in the form of Maintenance Bond No. GM224910 for Sunrise Landing. (No fiscal Impact)
- R.15. Citrus Place Plat for Conditional Approval. (No fiscal impact)
- R.16. Cliffside Lakes Plat for Conditional Approval. (No fiscal impact)
- R.17. Fulton Meadows Plat for Conditional Approval. (No fiscal impact)
- R.18. Lake Deer Plat for Conditional Approval. (No fiscal impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R. PROCUREMENT
- R.19. Approve Amendment No. 1 to Master Agreement 21-047 with N. Harris Computer Corporation (estimated \$10,000 one-time expense)
- R.20. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Commercial Risk Management for third party administrative services for workers' compensation claims. (No fiscal impact)
- R.21. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Aetna for integrated medical and pharmacy benefits administration. (No fiscal impact)

R. COMMUNICATIONS

R.22. Month of April 2023, Child Abuse Prevention Month in Florida

R. COOPERATIVE EXTENSION SERVICES

R. HEALTH & HUMAN SERVICES

R.23. Approve State Housing Initiative Partnership (SHIP) Program rehabilitation/replacement program Homeowner Assistance Agreement and Grant Agreement for property located in Auburndale, FL for Case# RC23-SHIP-001 REHAB (\$101,328.54 one-time expense).

R.24. Resolution to approve the 2023-2024, 2024-2025, 2025-2026 Local Housing Assistance Plan (LHAP) for the State Housing Initiatives Partnership (SHIP) Program. (No fiscal impact)

R. EQUITY & HUMAN RESOURCES

R. INFORMATION TECHNOLOGY

R. CODE ENFORCEMENT

R. COURT SERVICES

R. RISK MANAGEMENT

R. INDIGENT HEALTH CARE

R. FACILITIES MANAGEMENT

R. FLEET MANAGEMENT

R. PARKS & NATURAL RESOURCES

R.25. Adopt Resolution authorizing the execution of a Transportation Local Agency Program Agreement with the Florida Department of Transportation Project #449695-1-18-1 for the Master Trail Plan for the Upper Peace River Trail at various locations. (No fiscal impact)

R. FIRE RESCUE

R. EMERGENCY MANAGEMENT

R. REAL ESTATE SERVICES

- R.26. SET HEARING to consider requests to vacate a portion of a platted easement as shown on the plat of Spring Pines Unit Number Three and portions of platted utility and drainage easements as shown on the plat of Poinciana Office and Industrial Park VII. (Suggested hearing date is May 2, 2023 at 9:30 a.m. or immediately following the regular agenda)
- R.27. Approve Land Purchase Agreement in conjunction with the purchase of a conservation preservation property located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Mooney parcel. (\$1,500 one-time expense)
- R.28. Authorize an Easement to the City of Lakeland in conjunction with the Gibson Oaks Water Plant Facility. (No fiscal impact)
- R.29. Accept Quit Claim Deed for property being donated for conservation preservation from the Estate of Virginia G. Enterline, deceased. (No Fiscal impact)
- R.30. Accept instrument for additional right-of-way along Lanier Road as requested through the Development Review Process. (No fiscal impact)

R. ROADS & DRAINAGE

- R.31. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Davis Road, Near Mulberry. (Suggested Hearing Date: Tuesday, April 18, 2023, at 9:30 a.m.) (No fiscal impact)
- R.32. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Grady Polk Road, Near Winter Haven. (Suggested Hearing Date: Tuesday, April 18, 2023, at 9:30 a.m.) (No fiscal impact)
- R.33. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Raymond Avenue, Near Frostproof. (Suggested Hearing Date: Tuesday, April 18, 2023, at 9:30 a.m.) (No fiscal impact)
- R.34. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Thirty-Seventh Street Northwest, Near Winter Haven. (Suggested Hearing Date: Tuesday, April 18, 2023, at 9:30 a.m.) (No fiscal impact)
- R.35. Approve Modification No. 1 to Consultant Services Authorization (CSA) No. 17-59-02 with Jacobs Engineering Group, Inc. (Consultant) for the Rolling Oaks Drainage Improvements Project. (\$88,965.30 one-time expense)
- R.36. Adopt a Resolution Setting Speed Limits on Bernard Lane and Jacks Way, Within the Taylor Hills Subdivision, near Davenport. (\$607.92 one-time expense)

- R.37. Request Board approve revisions and updates to the Polk County Drainage Policy
- R. UTILITIES
 - R. WASTE & RECYCLING
 - R. ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY
 - R. COURT RELATED
 - R. POLK COUNTY PROPERTY APPRAISER
 - R. POLK COUNTY SHERIFF
 - R. POLK COUNTY SUPERVISOR OF ELECTIONS
 - R. POLK COUNTY TAX COLLECTOR
 - R. SUPERINTENDENT OF POLK COUNTY SCHOOLS
 - R. WORKFORCE DEVELOPMENT BOARD
 - R. COUNTY ATTORNEY
- R.38. Set public hearing to consider adoption of an ordinance prohibiting dangerous uses of public rights-of-way. SUGGESTED HEARING DATE: April 18, 2023, at 9:30 a.m.
- R.39. Adopt Resolution approving Declarations Extending State of Local Emergency 22-03 (2022 East Residential Waste Collection Emergency). (No fiscal impact.)
- R.40. Consider adoption of a written order denying LDCD-2022-10 without prejudice. (No fiscal impact)
- R.41. Adopt Resolution Approving Fire Department Burn Ban 23-01. (No Fiscal Impact)

ANNOUNCEMENTS

Below are scheduled events and 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, April 3, 2023 – 1:30 p.m. – 2nd Selection Committee meeting for scoring and review for RFP 23-175 Curbside Residential Waste Collection Services will be held in Room 413, Fourth Floor, Polk County Administration Building.
- Tuesday, April 4, 2023 – 6:00 p.m. – Sidewalk Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Wednesday, April 5, 2023 – 8:50 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, April 5, 2023 – 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Thursday, April 6, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Monday, April 10, 2023 – 1:00 p.m. – The Interviews for RFP 23-175 Curbside Residential Waste Collection Services will be held in Room 413, Fourth Floor, Polk County Administration Building.
- Tuesday, April 11, 2023 – 9:00 a.m. – Finance and Audit Committee meeting will be held in the Commissioners' Conference Room, Room 407.
- Wednesday, April 12, 2023 – 8:30 a.m. – Lakeland Area Mass Transit District (LAMTD) Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Lakeland.
- Wednesday, April 12, 2023 – 4:00 p.m. – Central Florida Development Council (CFDC) Board Meeting will be held at the Central Florida Development Council Office, 1725 Bartow Road, Lakeland.
- Wednesday, April 12, 2023 – 5:30 p.m. – Contractor Licensing Board Meeting will be held in the County Commission Boardroom
- Thursday, April 13, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, April 13, 2023 – 9:00 a.m. – Transportation Planning Organization (TPO) will be held in the County Commission Boardroom.

- Friday, April 14, 2023 – 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, April 14, 2023 – 10:00 a.m. – Central Florida MPO Alliance (CFMPOA) meeting will be held in the David L. Grovdahl Board Room, MetroPlan Orlando, 250 South Orange Avenue Suite 200, Orlando.