



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

February 07, 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. Southwest Florida Water Management District (SWFWMD) - Chief Professional Engineer Dr. Mark Fulkerson to present Rainfall and Flooding in Polk County.
- A.2. Clerk & Comptroller Stacy Butterfield and Trae Scism, Client Executive with Kofile Technologies, Inc., to present the Creation of Counties in Florida map.

B. CEREMONIAL PROCLAMATIONS

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

- C.1. Fred Daniell - Flooding at Diamond Acres Road, Davenport (Lake Saint Charles)
- C.2. 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 January 17, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

G.1. Final Fiscal Year 2022-2023 budget and annual meeting schedule for the Solterra Resort Development District.

H. COUNTY MANAGER (BILL BEASLEY)

H.1. Approve the Amendment No.2 to the Emergency Rental Assistance Subaward Agreement with The Agricultural and Labor Program, Incorporated (\$1,150,000 one-time expense).

H.2. Approve contract with Lakeland Volunteers in Medicine, Inc. (LVIM) to provide dental services to qualified residents. (Total amount not to exceed \$485,117 annually)

H.3. Impact Fee Credit and Reimbursement Agreement for Drane Field #3 Distribution Offsite Improvements for Drane Field Road

I. COMMISSIONER DISTRICT 2 (RICK WILSON)

I.1. Appoint Charles R. Walter, P.G., as a member (Seat 3) of the Polk County Industrial Development Authority, for the three-year term, February 6, 2023 through February 5, 2026.

I.2. Commissioner Wilson Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

J.1. Reappoint Carole F. Philipson, FACHE, CPPT, as a member (Seat 6) of the Polk County Industrial Development Authority, for the three-year term, January 23, 2023 through January 22, 2026.

J.2. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

K.1. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

L.1. Reappoint Skip Alford as Member No. 9 of the Industrial Development Authority, for the three-year term, February 6, 2023, to February 5, 2026.

L.2. Appoint David Bannister to the Polk County Lakes Access Advisory Committee for the three-year term, November 17, 2022, to November 16, 2025.

L.3. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIR)

M.1. Appoint Matthew S. Swingle to the Polk County Lakes Access Advisory Committee for the three-year term, November 16, 2022, to November 17, 2025.

M.2. Chair Lindsey Comments.

N. LAY BOARD APPOINTMENTS

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

* County Attorney opening comments

O.1. Public Hearing (LDCPAL 2022-18 MUX I-4 SAP CPA) (Transmittal 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)

P. PUBLIC HEARINGS

P.1. Public Hearing to consider adoption of a Resolution to vacate portions of platted, unmaintained rights-of-way as shown on the Revised Plat of Crooked Lake Subdivision, Babson Park, 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 2164.

R.2. Appoint property custodian for the office Board of County Commissioners and County Manager.

- R.3. The 2022-2023 Annual Meeting Schedule for the Crosswinds East, Poinciana, Poinciana West and Saddle Creek Preserve Community Development Districts.
- R. COUNTY MANAGER
- R.4. Accept the Efficiency Commission report containing interim recommendations. (No Fiscal Impact)
- R. ECONOMIC DEVELOPMENT
- R. TOURISM/SPORTS MARKETING
- R.5. Approve Sponsorship Agreement with Theatre Winter Haven, Inc. for five events occurring during FY 22/23. (\$246,996 one-time expense)
- R. OFFICE OF PLANNING & DEVELOPMENT
- R.6. SET HEARING (LDCPAS-2022-28 Boy Scout Ranch Road CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use Map designation from Residential Suburban-X (RSX) in the Suburban Development Area (SDA) to Residential Low-X (RLX) in the Urban Growth Area (UGA) on approximately 4.72 acres in the US Highway 98 Selected Area Plan (SAP). The suggested adoption hearing date is February 21, 2023, at 9:30 a.m.
- R.7. SET HEARING (LDCPAS-2022-37 County Line Road Logistics CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use Map designation from Agricultural/Residential Rural (A/RR) on approximately 35.18 acres. The suggested adoption hearing date is February 21, 2023, at 9:30 a.m.
- R.8. SET HEARING (LDCPAS-2022-38 Cracker Cattle Combee Road CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use Map designation from Residential Low and Linear Commercial Corridor (LCC) to Residential Medium (RM) and Business Park Center (BPC) on approximately 33.09 acres. The suggested adoption hearing date is February 21, 2023, at 9:30 a.m.
- R.9. SET HEARING (LDCPAS-2022-39 McKeel CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 5.98 +/- acres from Residential Low (RL) in the Transit Supportive Development Area (TSDA) to Institutional (INST). The suggested adoption hearing date is February 21, 2023, at 9:30 a.m.
- R.10. SET HEARING (LDCD-2022-9 McKeel Sub-district Change) to consider the adoption of a Sub-District Map Change on 5.98 +/- acres from Institutional-1 (INST-1) in the Transit Supportive Development Area (TSDA) to Institutional-2 (INST-2). The suggested adoption hearing date is February 21, 2023, at 9:30 a.m.

- R.11. SET HEARING (LDCU-2022-40/Old Lake Wilson Road Mobile Home) to consider Conditional Use approval for a Mobile Home to be placed in a Residential Low-4X (RL-4X) land use district in the Ronald Reagan Selected Area Plan (SAP). Suggested hearing date is February 21, 2023 at 9:30 a.m. No Fiscal Impact.
- R.12. Bentley North Plat for Conditional Approval. (No fiscal impact)
- R.13. Approve the release of a surety in the amount of \$79,335.71 in the form of cash Granite Davenport I. (No fiscal impact)
- R.14. First Amendment to Infrastructure Agreement between Polk County and Champions Ridge Property Owner, LLC.
- R.15. Ironwood Plat for Conditional Approval. (No fiscal impact)
- R.16. Lowder Subdivision Plat for Conditional Approval. (No fiscal impact)
- R.17. McStuckers Ranch Plat for Conditional Approval. (No fiscal impact)
- R.18. Approve the release of a surety in the amount of \$170,500.00 in the form of cash for Waters Edge at Lake Gibson. (No fiscal impact)
- R.19. Approve the Replacement of Irrevocable Letter of Credit No. 8880022 in the amount of \$242,191.49 with new Irrevocable Letter of Credit No. 8880028 in the amount of \$74,331.25 with an expiration date of July 27, 2023 for Mater Academy School. (No fiscal impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R.20. Approve an Amended American Rescue Plan Fund Agreement with New Life Outreach Ministry, Inc. (No additional expense)
- R.21. Approve an American Rescue Plan Fund Agreement with Blackmon Roberts Group, Inc. (\$300,000 one-time expense)
- R. PROCUREMENT
- R.22. Approve selection committee's recommendation to authorize staff to negotiate master service agreements for eminent domain appraisal services with Compass Real Estate Consulting, Inc., Durrance and Associates, Lee Pallardy, Inc., The Spivey Group, Inc. and Wilson Real Estate, Inc. (No fiscal impact)
- R.23. Approve Agreement with Housing and Neighborhood Development Services of Central Florida, Inc. for the State Housing Initiatives Partnership (SHIP) Home Buyer Education Program. (Estimated \$66,667 recurring annual expense)

- R.24. Approve Agreement with Housing and Neighborhood Development Services of Central Florida, Inc. for the State Housing Initiatives Partnership (SHIP) Down Payment and Closing Cost Assistance Program. (Estimated \$500,0000 recurring annual expense)
- R.25. Request Board approve selection committee's recommendation to award to all Proposers to be a part of the County's underwriting services team. (No fiscal impact)
- R.26. Approve selection committee's recommendation to authorize staff to negotiate master service agreements for general appraisal services with Mancuso Appraisal Services, Inc. and Lee Pallardy, Inc., (No fiscal impact)
- R.27. Approve the Construction Manager at Risk (CMAR), Guaranteed Maximum Price (GMP) Addendum with Rodda Construction Inc. for the Sheriff's Office Burnham McCall Training Center (\$549,464.21 one-time expense).
- R.28. Approve an agreement with Polk Museum of Art to provide funding for the expansion and renovation of the Museum and a transfer from reserves. (\$500,000 one-time expense)

R. COMMUNICATIONS

- R.29. Senior Games Month Proclamation

R. COOPERATIVE EXTENSION SERVICES

R. HEALTH & HUMAN SERVICES

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. FIRE RESCUE

R.30. Approve 1) piggyback agreement with Zoll Medical Corporation for cardiac monitoring and defibrillator systems, parts, and accessories; 2) the associated software agreement for Fire Rescue; 3) a transfer from reserves, and 4) purchase of a four-year maintenance plan in the amount of \$712,800; and 5) accept a refund from Philips North America, LLC in the amount of \$4,300,000 and approve refund letter with Philips North America, LLC. (\$5,533,181.64 one-time expense offset by a refund of \$4,300,000)

R. EMERGENCY MANAGEMENT

R. REAL ESTATE SERVICES

R.31. Declare surplus and authorize the public sale of the County's interest in two platted parks shown on the plat of Pinedale. (Potential for \$51,000, or greater, one-time revenue)

R.32. Approve Land Purchase Agreements in conjunction with the purchase of conservation preservation properties located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Bowder, Ousley, Lang Estate, and Hancock parcels. (\$15,500 one-time expense)

R.33. Accept Quit Claim Deed for property being donated for conservation preservation, located in the Lake Wales Ridge Ecosystem - Crooked Lake West project area, Kennedy Parcel. (No fiscal impact)

R.34. Approve Right-of-Way Agreement between Candace A. Lennox and Polk County for a right-of-way parcel associated with improvements to Mosley Road. (\$10,000 one-time expense)

R.35. Accept utility easement from MCG Orlando Storage, LLC as requested through the Development Review Process (No fiscal impact)

R.36. Declare surplus and authorize the public sale of County-owned Parcel ID Number 252813-343500-004660. (Potential for \$45,000 or greater, one-time revenue)

R.37. Approve Land Purchase Agreement between Barnum City Grove LLP, a Florida limited liability partnership and Polk County for the purchase of a well site parcel in conjunction with the Northeast Regional Utility Service Area. (\$77,500 one-time expense)

R.38. Accept a Utility Easement from Laurel Estates Homeowners Association, Inc. in conjunction with a proposed water main loop project along North Ridge Trail. (No fiscal impact)

R.39. Accept Quit Claim Deed for property being donated for conservation preservation, King Family, LLC Parcel. (No Fiscal impact)

R.40. Accept instruments for additional right-of-way along Eagle Lake Loop Road, Pollard Road, and Wilder Road as requested through the Development Review Process. (No fiscal impact)

R.41. Declare surplus and authorize the private conveyance of the County's interest in Parcel ID Number 242816-184500-000540. (\$1,172, one-time revenue)

R. ROADS & DRAINAGE

R.42. Adopt Resolution Setting Truck Restrictions on Fitzgerald Road (near Lakeland). (\$232.66 one-time expense)

R.43. Adopt a Resolution Setting Speed Limits on Buckingham Drive, near Davenport. (\$455.08 one-time expense)

R. UTILITIES

R.44. Approve Consultant Services Authorization 18-059-04 with Dewberry Engineers, Inc. d/b/a/ Dewberry | Hydro Solutions Consulting, LLC, for the Ernie Caldwell Blvd. Water Main Extension Phase 1 project. (\$131,240.82 not-to-exceed, one-time expense)

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.45. Consider adoption of resolution establishing the Polk County Conservation Land Acquisition Selection Advisory Committee.

R.46. Adopt Resolution approving Declarations Extending State of Local Emergency 22-03 (2022 East Residential Waste Collection Emergency). (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.

- Tuesday, February 7, 2023 – 6:00 p.m. – Sidewalk Advisory Committee will meet in the Administration Building, Fourth Floor, Multi-Purpose Conference Room 413.
- Wednesday, February 8, 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, February 8, 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.
- Thursday, February 9, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, February 9, 2023 – 9:00 a.m. – Polk Transportation Planning Organization (TPO) Board meeting will be held at the Polk County History Center, 100 East Main Street, Bartow.
- Thursday, February 9, 2023 – 11:30 a.m. – Youth Leadership Lake Wales will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Thursday, February 9, 2023 – 5:30 p.m. – Contractor Licensing Board Meeting will be held in the County Commission Boardroom.
- Thursday, February 9, 2023 – 5:30 p.m. – Polk County Stakeholder Input Opportunities for Potential Planned Development Amendments will be held via zoom.
- Wednesday, February 15, 2023 – 8:00 a.m. – Central Florida Development Council (CFDC) Economic Development 101 will be held at Polk State College, Clear Springs Advanced Technology Center, 310 Technology Drive, Bartow.
- Wednesday, February 15, 2023 – 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, February 15, 2023 – 10:00 a.m. – Polk County Efficiency Commission will meet in Room 413, Fourth Floor, Polk County Administration Building. This meeting will include a public hearing for discussion prior to the approval of the Commission's interim report to be delivered to the county manager, per the Polk County Charter.
- Thursday, February 16, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, February 16, 2023 – 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, February 16, 2023 – 9:00 a.m. – Tourist Development Council meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, February 16, 2023 – 10:00 a.m. - Deferred Compensation Committee will meet in the Commissioners' Conference Room, Room 407.
- Friday, February 17, 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.